

00-322-CD
BRENDA K. MUCKEY -vs- RICHARD S. MUCKEY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

BRENDA K. MUCKEY,
PLAINTIFF

vs.

RICHARD S. MUCKEY,
DEFENDANT

: CIVIL DIVISION
:
: IN DIVORCE
: No. 00-352-CO
:
: COMPLAINT IN DIVORCE UNDER
: SECTION 3301(c) OF THE DIVORCE CODE;
: NOTICE TO DEFEND AND CLAIM RIGHTS
:
: FILED ON BEHALF OF:
: PLAINTIFF/BRENDA K. MUCKEY
:
: COUNSEL OF RECORD FOR THIS PARTY:
: WINIFRED H. JONES-WENGER, ESQUIRE
: ID #23751
: 20 N. SECOND STREET/P.O. BOX 469
: PHILIPSBURG, PA 16866
: (814) 342-4330
:
: ONE MINOR CHILD OF THE PARTIES:
: COURTNEY ANNE MUCKEY, AGE 12,
: BORN 03/16/88

FILED

MAR 22 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

BRENDA K. MUCKEY, :
Plaintiff :
vs. : No.
RICHARD S. MUCKEY, : IN DIVORCE
Defendant :
:

NOTICE TO DEFEND AND CLAIM RIGHTS

You have been sued in Court for

(xx) Divorce	() Annulment of Marriage
() Support	() Custody and Visitation
() Division of Property	() Alimony
() Temporary Alimony	() Attorney Fees
() Costs	

If you wish to defend against the claims set forth in the following pages, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a decree of divorce or annulment may be entered against you by the court. A judgment may also be entered against you for any other claim or relief requested in these papers by the Plaintiff. You may lose money or property or other rights important to you, including custody and visitation of your minor child.

When the ground for the divorce is indignities or irretrievable breakdown of the marriage, you may request marriage counseling. A list of marriage counselors is available in the Office of the Prothonotary of Clearfield County, William A. Shaw, Prothonotary, Clearfield County Courthouse, Clearfield, Pennsylvania.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, DIVISION OF PROPERTY, LAWYER'S FEES OR EXPENSES BEFORE A DIVORCE OR ANNULMENT IS GRANTED, YOU MAY LOSE THE RIGHT TO CLAIM ANY OF THEM.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator's Office
CLEARFIELD COUNTY COURTHOUSE
Second & Market Streets
Clearfield, PA 16830
Phone: (814) 765-2641 Ext. 50-51

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

BRENDA K. MUCKEY, :
Plaintiff :
:
vs. : No.
:
RICHARD S. MUCKEY, :
Defendant :
:

COMPLAINT IN DIVORCE UNDER SECTION 3301(c)
OF THE DIVORCE CODE

COUNT I - DIVORCE

NOW COMES the Plaintiff, **BRENDA K. MUCKEY**, by and through her attorney Winifred H. Jones-Wenger, Esquire and sets forth the following Complaint:

1. Plaintiff is Brenda K. Muckey, who currently resides at 315 Walker Street, Osceola Mills, Rush Township, Centre County, Pennsylvania 16666.
2. Defendant is Richard S. Muckey, who currently resides at 408 ½ Lingle Street, Osceola Mills, Clearfield County, Pennsylvania and whose mailing address is P.O. Box 34, Osceola Mills, Pennsylvania 16666.
3. Plaintiff and Defendant have been bona fide residents in the Commonwealth for at least six months immediately previous to the filing of this Complaint.
4. The Plaintiff and Defendant were married on June 22, 1985 in Osceola Mills, Clearfield County, Pennsylvania.
5. The parties are the parents of one minor children; namely, Courtney Anne Muckey, born March 16, 1988.
6. The marriage is irretrievably broken.
7. There have been no prior actions of divorce or for annulment between the parties.
8. Plaintiff has been advised that counseling is available and that Plaintiff may have the right to request that the court require the parties to participate in counseling.

WHEREFORE, Plaintiff requests your Honorable Court to enter a decree of divorce, divorcing Plaintiff and Defendant absolutely.

Brenda K. Muckey
PLAINTIFF/BRENDA K. MUCKEY

Winifred H. Jones-Wenger
WINIFRED H. JONES-WENGER
Attorney for Plaintiff

VERIFICATION

Plaintiff verifies that the statements made in the foregoing Complaint in Divorce are true and correct. Plaintiff understands that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.


BRENDA K. MUCKEY

Date: 3-16-2000

FILED

REC'D MAR 2 2000
M 1035/atty Wanger pd
William A. Shaw
Prothonotary
cc atty Wanger

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

BRENDA K. MUCKEY,
PLAINTIFF

vs.

RICHARD S. MUCKEY,
DEFENDANT

: CIVIL DIVISION
:
: IN DIVORCE
: No. 00-352-CD
:
: AFFIDAVIT OF SERVICE/RE: COMPLAINT
: IN DIVORCE UNDER SECTION 3301(c) OF
: THE DIVORCE CODE; NOTICE TO DEFEND
: AND CLAIM RIGHTS; CHILDREN FIRST
: BROCHURE
:
: FILED ON BEHALF OF:
: PLAINTIFF/BRENDA K. MUCKEY
:
: COUNSEL OF RECORD FOR THIS PARTY:
: WINIFRED H. JONES-WENGER, ESQUIRE
: ID #23751
: 20 N. SECOND STREET/P.O. BOX 469
: PHILIPSBURG, PA 16866
: (814) 342-4330

FILED

MAR 28 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

BRENDA K. MUCKEY, :
Plaintiff :
vs. : No. 00-352-CD
RICHARD S. MUCKEY, :
Defendant :
:

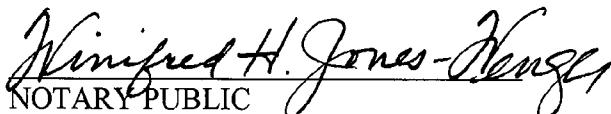
AFFIDAVIT OF SERVICE

AND NOW, Kathryn D. Gallaher, who, being duly sworn according to law, deposes and says that a certified copy of the Complaint in Divorce Under Section 3301(c) of the Divorce Code along with the accompanying Notice to Defend and Claim Rights and the Children First program brochure concerning the above-captioned case were served on Richard S. Muckey, the above-named Defendant, at his residence address of P.O. Box 34, Osceola Mills, Clearfield County, Pennsylvania 16666, on March 24, 2000, by certified mail, restricted delivery, return receipt requested. Attached hereto and marked Exhibit "A" is said return receipt evidencing service.



Kathryn D. Gallaher

Sworn to and subscribed before me,
this 27th day of March,
2000.


NOTARY PUBLIC
(SEAL)

Notarial Seal
Winifred H. Jones-Wenger, Notary Public
Philipsburg Boro, Centre County
My Commission Expires July 15, 2003

Z 740 029 65 Z

US Postal Service

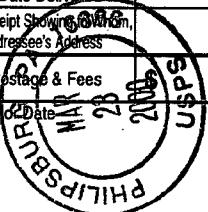
Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to		Mr. Richard S. Muckey
Street & Number		P.O. Box 34
Post Office, State, & ZIP Code		Osceola Mills, PA 16666
Postage	\$.55	
Certified Fee	1.40	
Special Delivery Fee		
Restricted Delivery Fee	2.75	
Return Receipt Showing to Whom & Date Delivered		
Return Receipt Showing to Whom, Date, & Addressee's Address		
TOTAL Postage & Fees	1.25	
Postmark or Date	MAY 28 1995 USPS	
	5.95	

PS Form 3800, April 1995



Thank you for using Return Receipt Service.

I also wish to receive the following services (for an extra fee):

1. Addressee's Address
2. Restricted Delivery
3. Consult postmaster for fee.

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Mr. Richard S. Muckey
P.O. Box 34
Osceola Mills, PA 16666

4a. Article Number
Z 365 029 740
4b. Service Type
 Registered Certified
 Express Mail Insured
 Return Receipt for Merchandise COD

7. Date of Delivery

3-24-00

8. Addressee's Address (Only if requested and fee is paid)

Same As #3

Is your RETURN ADDRESS completed on the reverse side?

5. Received By: (Print Name)

Richard S. Muckey
X *Richard S. Muckey*

6. Signature: (Addressee or Agent)

Domestic Return Receipt

102595-98-B-0229

PS Form 3811, December 1994

FILED

MAR 2 8 2003
Q102010
William A. Shanahan
Prothonotary
SAC

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

BRENDA K. MUCKEY,
PLAINTIFF

vs.

RICHARD S. MUCKEY,
DEFENDANT

: CIVIL DIVISION
:
: IN DIVORCE
: No. 00-352-CD
:
: PRAECIPE TO TRANSMIT RECORD;
: PLAINTIFF'S AFFIDAVIT OF CONSENT;
: DEFENDANT'S AFFIDAVIT OF CONSENT;
: PLAINTIFF'S WAIVER OF NOTICE; AND
: DEFENDANT'S WAIVER OF NOTICE
:
: FILED ON BEHALF OF:
: PLAINTIFF/BRENDA K. MUCKEY
:
: COUNSEL OF RECORD FOR THIS PARTY:
: WINIFRED H. JONES-WENGER, ESQUIRE
: ID #23751
: 20 N. SECOND STREET/P.O. BOX 469
: PHILIPSBURG, PA 16866
: (814) 342-4330

FILED

JUL 11 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

BRENDA K. MUCKEY, :
Plaintiff :
vs. :
: No. 00-352-CD
RICHARD S. MUCKEY, :
Defendant :
:

PRAECIPE TO TRANSMIT RECORD

TO THE PROTHONOTARY:

Transmit the record, together with the following information, to the court for entry of a divorce decree:

1. Ground for divorce: irretrievable breakdown under Section 3301(c) of the Divorce Code.
2. Date and manner of service of the complaint: March 24, 2000, by certified mail, restricted delivery, return receipt requested, as set forth in Affidavit filed by Plaintiff.
3. Date of execution of the Affidavit of Consent required by Section 3301(c) of the Divorce Code: by Plaintiff—July 6, 2000; by Defendant—July 4, 2000.
4. Date of execution of the Waiver of Notice of Intention to Request Entry of Divorce Decree Under Section 3301(c) of the Divorce Code: by Plaintiff—July 6, 2000; by Defendant—July 4, 2000.
5. Related claims pending: NONE.

Winifred H. Jones-Wenger
WINIFRED H. JONES-WENGER
Attorney for Plaintiff

Dated: July 10, 2000

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

BRENDA K. MUCKEY, :
Plaintiff :
: vs. : No. 00-352-CD
: :
RICHARD S. MUCKEY, :
Defendant :
:

AFFIDAVIT OF CONSENT

1. A complaint in divorce under Section 3301(c) of the Divorce Code was filed on March 22, 2000.
2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety (90) days have elapsed from the date of filing of the Complaint.
3. I consent to the entry of a final decree in divorce.
4. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.
5. I have been advised of the availability of counseling and that I may request the court to require as such where a Complaint has been filed under 3301(a), 3301(c) or 3301(d).

I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: 7-6-2000

Brenda K. Muckey
Plaintiff
BRENDA K. MUCKEY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

BRENDA K. MUCKEY, :
Plaintiff :
: :
: :
vs. : No. 00-352-CD
: :
RICHARD S. MUCKEY, :
Defendant :
: :

AFFIDAVIT OF CONSENT

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5. I have been advised of the availability of counseling and that I may request the court to require as such where a Complaint has been filed under 3301(a), 3301(c) or 3301(d).

I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: 07-04-00

Richard S. Muckey
Defendant
RICHARD S. MUCKEY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

BRENDA K. MUCKEY, :
Plaintiff :
: vs. : No. 00-352-CD
: :
RICHARD S. MUCKEY, :
Defendant :
:

WAIVER OF NOTICE OF INTENTION TO REQUEST
ENTRY OF DIVORCE DECREE UNDER
SECTION 3301(c) OF THE DIVORCE CODE

1. I consent to the entry of a final decree of divorce without notice.
2. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.
3. I understand that I will not be divorced until a divorce decree is entered by the Court and that a copy of the decree will be sent to me immediately after it is filed with the prothonotary.

I verify that the statements made in this Affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Date: 7-6-2000

Brenda K. Muckey
Plaintiff
BRENDA K. MUCKEY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

BRENDA K. MUCKEY, :
Plaintiff :
vs. : No. 00-352-CD
RICHARD S. MUCKEY, :
Defendant :
:

WAIVER OF NOTICE OF INTENTION TO REQUEST
ENTRY OF DIVORCE DECREE UNDER
SECTION 3301(c) OF THE DIVORCE CODE

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Date: 07-04-00

Richard S. Muckey

Defendant
RICHARD S. MUCKEY

FILED
11/11/2000
JP 11 2000
RECEIVED
William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

BRENDA K. MUCKEY, :
Plaintiff :
vs. : No. 00-352-CD
RICHARD S. MUCKEY, :
Defendant :
:

DIVORCE DECREE

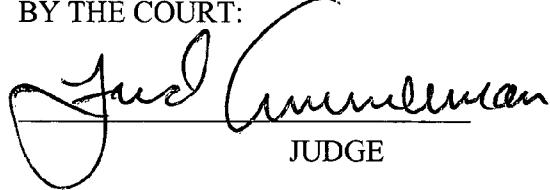
AND NOW the 12 day of July, 2000, it is therefore DECREED that **BRENDA K. MUCKEY** be divorced and forever separated from the nuptial ties and bonds of matrimony heretofore contracted between herself and **RICHARD S. MUCKEY**. Thereupon all the rights, duties or claims accruing to either of said parties in pursuance of said marriage, shall cease and determine, and each of them shall be at liberty to marry again as though she or he had never been heretofore married.

The Prothonotary is directed to pay the Court costs from cash deposited and refund any amount remaining.

BY THE COURT:

ATTEST:

Prothonotary


JUDGE

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF HEALTH

VITAL RECORDS

COUNTY
ClearfieldRECORD OF
DIVORCE OR ANNULMENT
 (CHECK ONE) STATE FILE NUMBER
STATE FILE DATE

HUSBAND

1. NAME <u>Richard</u>	(First) <u>S.</u>	(Middle) <u>Muckey</u>	(Last)	2. DATE OF BIRTH 06 03 1953	(Month) (Day) Year
3. RESIDENCE <u>408 1/2 Lingle St., Osceola Mills, Clearfield County, PA</u>	Street or R.D.	City, Boro. or Twp.	County	State	4. PLACE OF BIRTH CT
5. NUMBER OF THIS MARRIAGE <u>2</u>	6. RACE <input checked="" type="checkbox"/> WHITE	BLACK <input type="checkbox"/>	OTHER (Specify) <input type="checkbox"/>	7. USUAL OCCUPATION <u>Glassier</u>	

WIFE

8. MAIDEN NAME <u>Brenda</u>	(First) <u>K.</u>	(Middle) <u>Tormey</u>	(Last)	9. DATE OF BIRTH 08 31 1962	(Month) (Day) Year
10. RESIDENCE <u>315 Walker Street, Osceola Mills, Rush Twp., Centre County, PA</u>	Street or R.D.	City, Boro. or Twp.	County	State	11. PLACE OF BIRTH PA
12. NUMBER OF THIS MARRIAGE <u>1</u>	6. RACE <input checked="" type="checkbox"/> WHITE	BLACK <input type="checkbox"/>	OTHER (Specify) <input type="checkbox"/>	14. USUAL OCCUPATION <u>Student</u>	
15. PLACE OF THIS MARRIAGE <u>Clearfield County, PA</u>	(County) (State or Foreign Country)			16. DATE OF THIS MARRIAGE 06 22 1985	(Month) (Day) (Year)
17A. NUMBER OF CHILDREN THIS MARRIAGE <u>1</u>	17B. NUMBER OF DEPENDENT CHILDREN UNDER 18 <u>1</u>	18. PLAINTIFF HUSBAND <input type="checkbox"/>	WIFE <input checked="" type="checkbox"/>	OTHER (Specify) <input type="checkbox"/>	19. DECREE GRANTED TO HUSBAND <input type="checkbox"/> WIFE <input checked="" type="checkbox"/> OTHER (Specify) <input type="checkbox"/>
20. NUMBER OF CHILDREN TO CUSTODY OF <u>1</u>	HUSBAND <input type="checkbox"/> WIFE <input type="checkbox"/>	SPLIT CUSTODY <input type="checkbox"/>	OTHER (Specify)	21. LEGAL GROUNDS FOR DIVORCE OR ANNULMENT <u>3301(c) Consent</u>	
22. DATE OF DECREE <u>(Month)</u>	(Day)	(Year)	23. DATE REPORT SENT TO VITAL RECORDS <u>(Month)</u>	(Day)	(Year)
24. SIGNATURE OF TRANSCRIBING CLERK					