

00-2,2-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.

**RICHARD S. MUCKEY,**  
Defendant

:  
:  
:  
: No.  
: IN DIVORCE  
:  
:

**NOTICE TO DEFEND AND CLAIM RIGHTS**

You have been sued in Court for

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Divorce   | <input type="checkbox"/> Annulment of Marriage  |
| <input type="checkbox"/> Support              | <input type="checkbox"/> Custody and Visitation |
| <input type="checkbox"/> Division of Property | <input type="checkbox"/> Alimony                |
| <input type="checkbox"/> Temporary Alimony    | <input type="checkbox"/> Attorney Fees          |
| <input type="checkbox"/> 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

<b>BRENDA K. MUCKEY,</b>	:
Plaintiff	:
	:
vs.	: No.
	:
<b>RICHARD S. MUCKEY,</b>	:
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

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MAR 22 2006

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William A. Shaw

Prothonotary

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1 cc atty Wengert

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.

**RICHARD S. MUCKEY,**  
Defendant

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:  
: No. 00-352-CD  
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**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 27<sup>th</sup> day of March,  
2000.

  
NOTARY PUBLIC  
(SEAL)

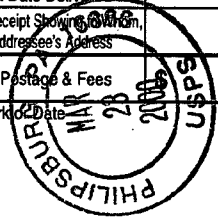
Notarial Seal  
Winifred H. Jones-Wenger, Notary Public  
Philipsburg Boro, Centre County  
My Commission Expires July 15, 2003

Z 365 029 740

US Postal Service  
**Receipt for Certified Mail**  
 No Insurance Coverage Provided.  
 Do not use for International Mail (See reverse)

PS Form 3800, April 1995

Sent to <b>Mr. Richard S. Muckey</b>	
Street and Number <b>P.O. Box 34</b>	
Post Office, State, & ZIP Code <b>Osceola Mills, PA 16666</b>	
Postage	\$ <b>.55</b>
Certified Fee	<b>1.40</b>
Special Delivery Fee	
Restricted Delivery Fee	<b>2.75</b>
Return Receipt Showing to Whom & Date Delivered	
Return Receipt Showing to Whom, Date, & Addressee's Address	<b>1.25</b>
TOTAL Postage & Fees	<b>5.95</b>
Postmark of Date	<b>DEC 28 1994</b>



Is your RETURN ADDRESS completed on the reverse side?

<b>SENDER:</b> <input type="checkbox"/> Complete items 1 and/or 2 for additional services. <input type="checkbox"/> Complete items 3, 4a, and 4b. <input type="checkbox"/> Print your name and address on the reverse of this form so that we can return this card to you. <input type="checkbox"/> Attach this form to the front of the mailpiece, or on the back if space does not permit. <input type="checkbox"/> Write "Return Receipt Requested" on the mailpiece below the article number. <input type="checkbox"/> The Return Receipt will show to whom the article was delivered and the date delivered.		I also wish to receive the following services (for an extra fee): 1. <input type="checkbox"/> Addressee's Address 2. <input checked="" type="checkbox"/> Restricted Delivery Consult postmaster for fee.	
3. Article Addressed to: <b>Mr. Richard S. Muckey</b> <b>P.O. Box 34</b> <b>Osceola Mills, PA 16666</b>		4a. Article Number <b>Z 365 029 740</b> 4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
5. Received By: (Print Name) <b>Richard S. Muckey</b>		7. Date of Delivery <b>3-24-00</b>	
6. Signature: (Addressee or Agent) <b>X Richard S. Muckey</b>		8. Addressee's Address (Only if requested and fee is paid) <b>Same as #3</b>	

Thank you for using Return Receipt Service.

PS Form 3811, December 1994 102595-98-B-0229 Domestic Return Receipt

Exhibit "A"

FILED

MAR 28 2007

William A. Shaw  
Prothonotary

~~8225~~

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.

**RICHARD S. MUCKEY,**  
Defendant


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: No. 00-352-CD  
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**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**  
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.

**RICHARD S. MUCKEY,**  
Defendant

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: No. 00-352-CD  
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**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.

**RICHARD S. MUCKEY,**  
Defendant

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: No. 00-352-CD  
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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.

RICHARD S. MUCKEY,  
Defendant

:  
:  
:  
: No. 00-352-CD  
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**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.

RICHARD S. MUCKEY,  
Defendant

:  
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: No. 00-352-CD  
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**WAIVER OF NOTICE OF INTENTION TO REQUEST  
ENTRY OF DIVORCE DECREE UNDER  
SECTION 3301(c) OF THE DIVORCE CODE**

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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

FILED<sup>no ec</sup>

m/11:39:09

JUL 11 2000

By William A. Shaw

Prothonotary

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

**BRENDA K. MUCKEY,**  
Plaintiff

vs.

**RICHARD S. MUCKEY,**  
Defendant

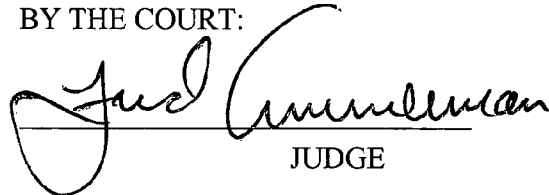
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**DIVORCE DECREE**

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:

  
JUDGE

ATTEST:

\_\_\_\_\_  
Prothonotary

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF HEALTH  
VITAL RECORDSCOUNTY  
ClearfieldRECORD OF  
DIVORCE OR ANNULMENT  
☒ (CHECK ONE) ☐STATE FILE NUMBER  
STATE FILE DATE

## HUSBAND

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

## WIFE

8. MAIDEN NAME (First) Brenda (Middle) K. (Last) Tormey	9. DATE OF BIRTH (Month) 08 (Day) 31 (Year) 1962		
10. RESIDENCE Street or R.D. 315 Walker Street, City, Boro. or Twp. Osceola Mills, County Rush Twp., Centre County, State PA	11. PLACE OF BIRTH (State or Foreign Country) PA		
12. NUMBER OF THIS MARRIAGE 1	13. RACE WHITE <input checked="" type="checkbox"/> BLACK <input type="checkbox"/> OTHER (Specify) <input type="checkbox"/>		
14. USUAL OCCUPATION Student			
15. PLACE OF THIS MARRIAGE (County) Clearfield County, (State or Foreign Country) PA	16. DATE OF THIS MARRIAGE (Month) 06 (Day) 22 (Year) 1985		
17A. NUMBER OF CHILDREN THIS MARRIAGE 1	17B. NUMBER OF DEPENDENT CHILDREN UNDER 18 1	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 HUSBAND <input checked="" type="checkbox"/> WIFE <input type="checkbox"/> SPLIT CUSTODY <input type="checkbox"/> OTHER (Specify) <input type="checkbox"/>	21. LEGAL GROUNDS FOR DIVORCE OR ANNULMENT 3301(c) Consent		
22. DATE OF DECREE (Month) (Day) (Year)	23. DATE REPORT SENT TO VITAL RECORDS (Month) (Day) (Year)		

24. SIGNATURE OF  
TRANSCRIBING CLERK