

00-466-CD  
NATIONAL CITY MORTGAGE CO. etal -vs- RONALD M. MCCULLOUGH etal

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

(2) NATIONAL CITY MORTGAGE CO.,  
successor by merger to INTEGRA  
(13) MORTGAGE COMPANY, assignee of  
(15) LANDMARK SAVINGS ASSOCIATION,  
assignee of FAMILY HOME MORTGAGE,

CIVIL DIVISION

NO.: 00-466-CO

COMPLAINT IN EJECTMENT

Plaintiff,

Code EJECTMENT

vs.

Filed on behalf of  
Plaintiff

(81) RONALD M. MCCULLOUGH and LISA  
(61) L. MCCULLOUGH, n/k/a LISA L.  
FALISEC, husband and wife,

Counsel of record for this  
party:

Defendants.

Louis P. Vitti, Esquire  
PA I.D. #3810  
Supreme Court #01072

TO DEFENDANTS:

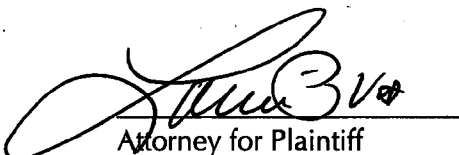
Louis P. Vitti & Assoc., P.C.  
916 Fifth Avenue  
Pittsburgh, PA 15219  
(412) 281-1725

YOU ARE HEREBY NOTIFIED TO PLEAD TO  
THE ENCLOSED **COMPLAINT IN  
EJECTMENT** WITHIN TWENTY (20) DAYS  
FROM SERVICE HEREOF OR A DEFAULT  
JUDGMENT MAY BE ENTERED AGAINST  
YOU

**FILED**

APR 20 2000

William A. Shaw  
Prothonotary

  
Attorney for Plaintiff

## **COMPLAINT IN EJECTMENT**

### **NOTICE**

YOU HAVE BEEN SUED IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PAGES, YOU MUST TAKE ACTION WITHIN TWENTY (20) DAYS AFTER THIS COMPLAINT AND NOTICE ARE SERVED, BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY THE ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES AND OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR ANY MONEY CLAIMED IN THE COMPLAINT OR FOR ANY OTHER CLAIM OR RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU SHOULD 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.

**PROTHONOTOARY  
CLEARFILD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641 EXT. 20**

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

NATIONAL CITY MORTGAGE CO., successor by :  
merger to INTEGRA MORTGAGE COMPANY, assignee :  
of LANDMARK SAVINGS ASSOCIATION, assignee of :  
FAMILY HOME MORTGAGE, :  
 : NO.  
Plaintiff, :  
 :  
vs. :  
 :  
RONALD M. MCCULLOUGH and LISA L. :  
MCCULLOUGH n/k/a LISA L. FALISEC, husband and :  
wife, :  
 :  
Defendants. :

COMPLAINT IN EJECTMENT

AND NOW, comes the above-captioned Plaintiff, National City Mortgage Co., et al, by and through its counsel, Louis P. Vitti & Associates, P.C. and Louis P. Vitti, Esquire, who files this Complaint as follows:

1. The Plaintiff is a corporation having a principal place of business located at 3232 Newmark Drive, Miamisburg, PA 45342.
2. The Defendants are individuals, sui juris, whose last known address was Box 331, Burnside, PA 15721-0331 and/or R.R. 1, Glen Campbell, PA 15742.
3. On October 3, 1990, the Plaintiff's predecessor in title lent to Defendants and/or their predecessors in title, the sum of \$22,800.00, and in consideration thereof, the Defendants and/or their predecessors in title, executed a mortgage which was recorded on October 3, 1990, in the Office of the Recorder of Deeds of Clearfield County in Mortgage Book Volume 1367, page 124.

4. The premises secured by the mortgage are:

See description attached hereto as Exhibit "A".

5. The mortgage provides generally that in the event of default of payment and/or installment of principal and/or interest, inter alia, that it shall be lawful for Plaintiffs to institute, inter alia, an action in mortgage foreclosure.

6. Since October 1, 1998, the mortgage has been in default by reason of the failure of the mortgagors to make appropriate payments.

7. An action in mortgage foreclosure was instituted in the Court of Common Pleas of Clearfield County at No. 99-385-CD, and ultimately a Sheriff's Sale occurred on October 1, 1999.

8. Plaintiff has been caused to expend various sums of money in an effort to pursue this action and in addition, has incurred substantial losses in money as a result of Defendants' occupancy of the property and the termination of appropriate mortgage payments and/or other payments.

9. Defendants and/or all other occupants continue to occupy the said premises described in Exhibit "A".

WHEREFORE, Plaintiff prays Your Honorable Court enter Judgment in favor of the Plaintiff, National City Mortgage Co., et al, for sole possession of the property and vesting the title of said premises to the Plaintiff as prayed for in the Complaint.

Respectfully submitted,

LOUIS P. VITTI & ASSOCIATES, P.C.

By: 

Louis P. Vitti, Esquire  
Attorney for Plaintiff

Exhibit "A"

ALL those certain lots or parcels of land situate, lying and being in the Borough of Burnside, Clearfield County, Pennsylvania, bounded and described as follows:

FIRST PIECE: Those three lots of ground situate in Patchin Addition to the Borough of Burnside, known and designated therein as Lots Numbers 50, 51 and 52, each lot having a frontage of sixty ( 60 ) feet on what is known as the New Washington road and extending back one hundred sixty ( 160 ) feet to a sixteen ( 16 ) foot alley.

SECOND PIECE: All that certain lot of ground situate in the Borough of Burnside, situate on the south side of public road leading from Burnside to New Washington; Beginning at a post on said road where the road known as the Coal Bank branches from the said Burnside and New Washington road; then along said Burnside New Washington road one hundred sixty ( 160 ) feet to a post; then south fifty ( 50 ) feet to a post on the Coal Bank road; then along the northern edge of said Coal Bank road one hundred sixty ( 160 ) feet to place of beginning, containing 4000 square feet and being a three cornered lot.

BEING the same that Ronald M. McCullough and Lisa L. McCullough, husband and wife, and the mortgagors herein, acquired by Deed dated October 2, 1990 from James H. Watson and Cindy Watson, husband and wife, and such deed to be forthwith recorded.

## **VERIFICATION**

AND NOW Louis P. Vitti verifies that the statements made in this Complaint in Ejectment are true and correct to the best of his knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. 4904, relating to unsworn falsification to authorities.

By virtue of the fact that the Plaintiff is outside the jurisdiction of the court and the verification cannot be obtained within the time allowed for the filing of this pleading, the pleading is submitted by counsel having sufficient knowledge, information and belief based upon the information provided him by the Plaintiff.



Louis P. Vitti

Dated: April 17, 2000

FILED

APR 20 2000

William A. Shaw

Prothonotary

Acc. Sheriff

att. with PD \$8.00



LOUIS P. VITTI

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY MORTGAGE CO.,

00-466-CD

VS

MCCULLOUGH, RONALD M.

COMPLAINT IN EJECTMENT

SHERIFF RETURNS

NOW MAY 8, 2000 AT 12:51 PM DST SERVED THE WITHIN COMPLAINT IN EJECTMENT ON LISA L. MCCULLOUGH N/K/A LISA L. FALISEC, DEFENDANT AT RESIDENCE, BOX 331, BURNSIDE, CLEARFIELD COUNTY PENNSYLVANIA BY HANDING TO LISA L. MCCULLOUGH N/K/A LISA L. FALISEC A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN EJECTMENT AND MADE KNOWN TO HER THE CONTENTS THEREOF. SERVED BY: NEVLING.

NOW MAY 8, 2000 AT 12:51 PM EST SERVED THE WITHIN COMPLAINT IN EJECTMENT ON TENANT/OCCUPANT (MCCULLOUGH RESIDENCE) AT BOX 331, BURNSIDE, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LISA L. MCCULLOUGH N/K/A LISA L. FALISEC A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN EJECTMENT AND MADE KNOWN TO HER THE CONTENTS THEREOF. SERVED BY: NEVLING.

NOW APRIL 24, 2000, DONALD BECKWITH, SHERIFF OF INDIANA COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT IN EJECTMENT ON RONALD M. MCCULLOUGH AND LISA L. MCCULLOUGH N/K/A LISA L. FALISEC, DEFENDANTS.

NOW MAY 20, 2000 SERVED THE WITHIN COMPLAINT IN EJECTMENT ON RONALD M. MCCULLOUGH AND LISA L. MCCULLOUGH N/K/A LISA L. FALISEC, DEFENDANT BY DEPUTIZING THE SHERIFF OF INDIANA COUNTY. THE RETURN OF SHERIFF BECKWITH IS HERETO ATTACHED AND MADE A PART OF THIS RETURN STATING THAT HE SERVED ROBERT MCCULLOUGH, BROTHER AND P.I.C.

NOW MAY 31, 2000 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURN THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO RONALD M. MCCULLOUGH, DEFENDANT. DEFENDANT RESIDES IN INDIANA COUNTY.

LOUIS P. VITTI

NATIONAL CITY MORTGAGE CO.,  
VS  
MCCULLOUGH, RONALD M.

00-466-CD

CHARGES

COMPLAINT IN EJECTMENT

75.00 SHFF. HAWKINS PAID BY: ATTY.  
70.00 SHFF. BECKWITH PAID BY: ATTY.  
50.00 SURCHARGE PAID BY: ATTY.

SWORN TO BEFORE ME THIS

1st DAY OF June 2000  
William A. Shaw

WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2002  
Clearfield Co., Clearfield, PA.

SO ANSWERS,

Chester A. Hawkins  
by Marlynn Harris  
CHESTER A. HAWKINS  
SHERIFF

FILED

JUN 01 2000  
019:48am  
William A. Shaw  
Prothonotary Reg



# INDIANA COUNTY SHERIFF

825 PHILADELPHIA STREET  
INDIANA, PENNSYLVANIA 15701  
(724) 465-3930  
FAX: (724) 465-3937

Donald L. Beckwith  
Sheriff

David J. Rostis  
Chief Deputy Sheriff

PAGE: 462

CASE NUMBER: 00-466-CD

## AFFIDAVIT OF SERVICE

NOW, 20 MAY 2000, AT 3:34 P M: SERVED

THE WITHIN COMPLAINT - EJECTMENT

UPON RONALD M MCCULLOUGH AND LISA L. MCULLOUGH

AT RD3 1 BOX 38, ARCARDIA, PA 15712

BY HANDING TO ROBERT MCCULLOUGH, BROTHER, PERSON IN CHARGE OF RESIDENCE

TWO TRUE AND CORRECT COPY(S) OF THE WITHIN COMPLAINT - EJECTMENT

AND MAKING KNOWN TO HIM/HER/THEM THE CONTENTS THEREOF:

////////////////////////////////////

NOW, \_\_\_\_\_, AFTER DILIGENT SEARCH AND INQUIRY

FAILED TO FIND THE WITHIN \_\_\_\_\_

WITHIN MY BAILLIWICK. REASON UNABLE TO LOCATE: \_\_\_\_\_

\_\_\_\_\_

////////////////////////////////////

SO ANSWERS:

Donald L. Beckwith  
DONALD L. BECKWITH, SHERIFF

BY:

Gary L. Wissinger  
GARY L. WISSINGER, DEPUTY

SWORN AND SUBSCRIBED BEFORE ME.  
THIS 30TH DAY OF MAY, 2000

David J. Rostis

NOTARIAL SEAL  
David J Rostis, Notary Public  
Indiana, Pa, Indiana County  
My Commission Expires January 28, 2002

COSTS: \$70.00  
(PAID- AMMENDED COPY)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY MORTGAGE CO.,  
successor by merger to INTEGRA  
MORTGAGE COMPANY, assignee of  
LANDMARK SAVINGS ASSOCIATION,  
assignee of FAMILY HOME MORTGAGE,

CIVIL DIVISION

NO.: 00-466 CD

COMPLAINT IN EJECTMENT

Plaintiff,

Code EJECTMENT

vs.

Filed on behalf of  
Plaintiff

RONALD M. MCCULLOUGH and LISA  
L. MCCULLOUGH, n/k/a LISA L.  
FALISEC, husband and wife,

Counsel of record for this  
party:

Defendants.

Louis P. Vitti, Esquire  
PA I.D. #3810  
Supreme Court #01072

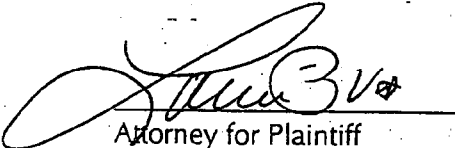
Louis P. Vitti & Assoc., P.C.  
916 Fifth Avenue  
Pittsburgh, PA 15219  
(412) 281-1725

TO DEFENDANTS:

YOU ARE HEREBY NOTIFIED TO PLEAD TO  
THE ENCLOSED COMPLAINT IN  
EJECTMENT WITHIN TWENTY (20) DAYS  
FROM SERVICE HEREOF OR A DEFAULT  
JUDGMENT MAY BE ENTERED AGAINST  
YOU

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

APR 20 2000

  
Attorney for Plaintiff

Attest.

  
Prothonotary

## **COMPLAINT IN EJECTMENT**

### **NOTICE**

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**PROTHONOTARY  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641 EXT. 20**

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

NATIONAL CITY MORTGAGE CO., successor by  
merger to INTEGRA MORTGAGE COMPANY, assignee  
of LANDMARK SAVINGS ASSOCIATION, assignee of  
FAMILY HOME MORTGAGE,

Plaintiff,

NO.

vs.

RONALD M. MCCULLOUGH and LISA L.  
MCCULLOUGH n/k/a LISA L. FALISEC, husband and  
wife,

Defendants.

COMPLAINT IN EJECTMENT

AND NOW, comes the above-captioned Plaintiff, National City Mortgage Co., et al, by and through its counsel, Louis P. Vitti & Associates, P.C. and Louis P. Vitti, Esquire, who files this Complaint as follows:

1. The Plaintiff is a corporation having a principal place of business located at 3232 Newmark Drive, Miamisburg, PA 45342.
2. The Defendants are individuals, sui juris, whose last known address was Box 331, Burnside, PA 15721-0331 and/or R.R. 1, Glen Campbell, PA 15742.
3. On October 3, 1990, the Plaintiff's predecessor in title lent to Defendants and/or their predecessors in title, the sum of \$22,800.00, and in consideration thereof, the Defendants and/or their predecessors in title, executed a mortgage which was recorded on October 3, 1990, in the Office of the Recorder of Deeds of Clearfield County in Mortgage Book Volume 1367, page 124.

4. The premises secured by the mortgage are:

See description attached hereto as Exhibit "A".

5. The mortgage provides generally that in the event of default of payment and/or installment of principal and/or interest, inter alia, that it shall be lawful for Plaintiffs to institute, inter alia, an action in mortgage foreclosure.

6. Since October 1, 1998, the mortgage has been in default by reason of the failure of the mortgagors to make appropriate payments.

7. An action in mortgage foreclosure was instituted in the Court of Common Pleas of Clearfield County at No. 99-385-CD, and ultimately a Sheriff's Sale occurred on October 1, 1999.

8. Plaintiff has been caused to expend various sums of money in an effort to pursue this action and in addition, has incurred substantial losses in money as a result of Defendants' occupancy of the property and the termination of appropriate mortgage payments and/or other payments.

9. Defendants and/or all other occupants continue to occupy the said premises described in Exhibit "A".

WHEREFORE, Plaintiff prays Your Honorable Court enter Judgment in favor of the Plaintiff, National City Mortgage Co., et al, for sole possession of the property and vesting the title of said premises to the Plaintiff as prayed for in the Complaint.

Respectfully submitted,

LOUIS P. VITTI & ASSOCIATES, P.C.

By: 

Louis P. Vitti, Esquire  
Attorney for Plaintiff

Exhibit "A"

ALL those certain lots or parcels of land situate, lying and being in the Borough of Burnside, Clearfield County, Pennsylvania, bounded and described as follows:

FIRST PIECE: Those three lots of ground situate in Patchin Addition to the Borough of Burnside, known and designated therein as Lots Numbers 50, 51 and 52, each lot having a frontage of sixty ( 60 ) feet on what is known as the New Washington road and extending back one hundred sixty ( 160 ) feet to a sixteen ( 16 ) foot alley.

SECOND PIECE: All that certain lot of ground situate in the Borough of Burnside, situate on the south side of public road leading from Burnside to New Washington; Beginning at a post on said road where the road known as the Coal Bank branches from the said Burnside and New Washington road; then along said Burnside New Washington road one hundred sixty ( 160 ) feet to a post; then south fifty ( 50 ) feet to a post on the Coal Bank road; then along the northern edge of said Coal Bank road one hundred sixty ( 160 ) feet to place of beginning, containing 4000 square feet and being a three cornered lot.


BEING the same that Ronald M. McCullough and Lisa L. McCullough, husband and wife, and the mortgagors herein, acquired by Deed dated October 2, 1990 from James H. Watson and Cindy Watson, husband and wife, and such deed to be forthwith recorded.



## VERIFICATION

AND NOW Louis P. Vitti verifies that the statements made in this Complaint in Ejectment are true and correct to the best of his knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. 4904, relating to unsworn falsification to authorities.

By virtue of the fact that the Plaintiff is outside the jurisdiction of the court and the verification cannot be obtained within the time allowed for the filing of this pleading, the pleading is submitted by counsel having sufficient knowledge, information and belief based upon the information provided him by the Plaintiff.

  
Louis P. Vitti

Dated: April 17, 2000

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

INTEGRA MORTGAGE COMPANY, INC.  
NATIONAL CITY MORTGAGE CO. CIVIL DIVISION  
successor by merger to INTEGRA

MORTGAGE COMPANY, assignee of  
LANDMARK SAVINGS ASSOCIATION, Plaintiff  
assignee of FAMILY HOME MORTGAGE,

NO. 00-466-CD

PRAECIPE FOR WRIT OF  
POSSESSION AND AFFIDAVIT OF  
LAST KNOWN ADDRESS

RONALD M. MCCULLOUGH and LISA L.

MCCULLOUGH, n/k/a LISA L. FALISEC, husband and wife,  
Plaintiff,

Code EJECTMENT

vs.

RONALD M. MCCULLOUGH and LISA L.

L. MCCULLOUGH, n/k/a LISA L.

FALISEC, husband and wife,

Filed on behalf of  
Plaintiff

Counsel of record for this

party:

Defendants.

Louis P. Vitti, Esquire

PA I.D. #3810

Supreme Court #01072

Louis P. Vitti & Assoc., P.C.

916 Fifth Avenue

Pittsburgh, PA 15219

LOUIS P. VITTI & ASSOCIATES, P.C.  
(412) 281-1725

Whereas the above named Plaintiff has possession in the above described property situated in the Borough of Clearfield, County of Clearfield, Pennsylvania, having been ordered thereon a docketing known as Docket No. 351, Borough of Clearfield, PA 15221, File No. 2-A13-28 & 2-A13-29.

**FILED**

JUN 28 2000

William A. Shaw  
Prothonotary

Louis P. Vitti, Esquire  
Attorney for Plaintiff

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

NATIONAL CITY MORTGAGE CO., successor by  
merger to INTEGRA MORTGAGE COMPANY, assignee  
of LANDMARK SAVINGS ASSOCIATION, assignee of  
FAMILY HOME MORTGAGE,

Plaintiff,

NO. 00-466-CD

vs.

RONALD M. MCCULLOUGH and LISA L.  
MCCULLOUGH, n/k/a LISA L. FALISEC, husband and  
wife,

Defendants.

AFFIDAVIT

I, Louis P. Vitti, do hereby swear that, to the best of my knowledge, information  
and belief, the Defendant(s), Ronald M. McCullough and Lisa L. McCullough, n/k/a Lisa L.  
Falisecc, is/are the owners of the real property that the Plaintiff seeks to execute on. That the  
Defendant's last known address is Lisa L. McCullough at Box 331, Burnside, PA 15721-0331  
and Ronald M. McCullough at R.D. #1, Box 38, Arcadia, PA 15712.

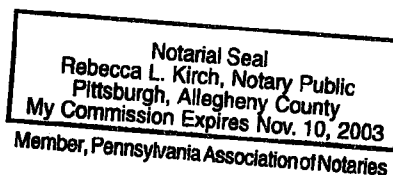
  
Louis P. Vitti, Esquire

SWORN TO and subscribed

before me this 23rd day

of June, 2000.

  
Notary Public



FILED

JUN 28 2000  
11:33/CA  
William A. Shaw  
Prothonotary

with PD

50000

~~books to 100000~~

Dec Sheriff

5 wants to SUCF  
Eter

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

WRIT OF POSSESSION

NATIONAL CITY MORTGAGE CO.

Plaintiff

vs.

No. 00-466-CD

RONALD M. MCCLULLOUGH and

LISA L. MCCULLOUGH, n/k/a

LISA L. FALISEC, husband & wife  
Defendant

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

To the Sheriff of Clearfield County:

(1) To satisfy the judgment for possession in the above matter you are directed to deliver possession of the following described property to:  
National City Mortgage Co.

(specifically describe property)

Property situate in Borough of Burnside, Co. of Clearfield, PA. Having erected thereon a dwelling known as Box 331, Burnside, PA 15721. Being Parcel No. 2-A13-28 & 2-A13-29.

(2) To satisfy the costs against Ronald M. McCullough and Lisa L. McCullough, n/k/a Lisa L. Falisec, husband and wife you are directed to levy upon the following property \_\_\_\_\_  
(Listed above)  
of Ronald M. McCullough and Lisa L. McCullough, n/k/a Lisa L. Falisec, H&W and sell his interest therein.

\_\_\_\_\_  
William A. Shaw, Prothonotary

Received writ this \_\_\_\_\_ day  
of \_\_\_\_\_ A.D.,  
19 \_\_\_\_\_ at \_\_\_\_\_ A.M. P.M.

\_\_\_\_\_  
Sheriff

Use Atty \_\_\_\_\_  
Use Plff \_\_\_\_\_  
Satisfaction \_\_\_\_\_  
Atty Comm \_\_\_\_\_  
Sheriff \_\_\_\_\_

Louis P. Vitti, Esq.  
Attorney for Plaintiff(s)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY MORTGAGE CO.,  
successor by merger to INTEGRA  
MORTGAGE COMPANY, assignee of  
LANDMARK SAVINGS ASSOCIATION,  
assignee of FAMILY HOME MORTGAGE,

Plaintiff,

vs.

RONALD M. MCCULLOUGH and LISA  
L. MCCULLOUGH, n/k/a LISA L.  
FALISEC, husband and wife,

Defendants.

CIVIL DIVISION

NO. 00-466-CD

**PRAECIPE FOR DEFAULT  
JUDGMENT AND CERTIFICATION  
OF MAILING AND AFFIDAVIT OF  
NON-MILITARY SERVICE**

Code EJECTMENT

Filed on behalf of  
Plaintiff

Counsel of record for this  
party:

Louis P. Vitti, Esquire  
PA I.D. #3810  
Supreme Court #01072

Louis P. Vitti & Assoc., P.C.  
916 Fifth Avenue  
Pittsburgh, PA 15219

(412) 281-1725

**FILED**

JUN 28 2000

William A. Shaw  
Prothonotary

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

NATIONAL CITY MORTGAGE CO., successor by  
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FAMILY HOME MORTGAGE,

Plaintiff,

vs.

RONALD M. MCCULLOUGH and LISA L.  
MCCULLOUGH, n/k/a LISA L. FALISEC, husband and  
wife,

Defendants.

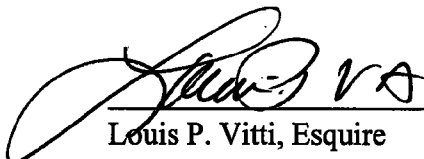
NO. 00-466-CD

**PRAECIPE FOR DEFAULT JUDGMENT**

TO: PROTHONOTARY OF CLEARFIELD COUNTY

Please enter judgment for possession and/or ejectment as a result of the Defendants' failure to file an Answer and/or a responsive pleading. Property address being Box 331, Burnside, PA 15721-0331. Situate in Borough of Burnside, Clearfield County, Commonwealth of Pennsylvania. Having erected thereon a dwelling known as Box 331, Burnside, PA 15721-0331. Being Parcel No. 2-A13-28 & 2-A13-29..

LOUIS P. VITTI & ASSOCIATES, P.C.



\_\_\_\_\_  
Louis P. Vitti, Esquire  
Attorney for Plaintiff

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

NATIONAL CITY MORTGAGE CO., successor by  
merger to INTEGRA MORTGAGE COMPANY, assignee  
of LANDMARK SAVINGS ASSOCIATION, assignee of  
FAMILY HOME MORTGAGE,

Plaintiff,

vs.

RONALD M. MCCULLOUGH and LISA L.  
MCCULLOUGH, n/k/a LISA L. FALISEC, husband and  
wife,

Defendants.

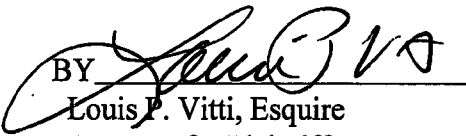
NO. 00-466-CD

**CERTIFICATION OF MAILING**

I, Louis P. Vitti, do hereby certify that a Notice of Intention to Take Judgment was  
mailed to the Defendant(s), in the above-captioned case on June 12, 2000, giving ten (10) day  
notice that judgment would be entered should no action be taken.

LOUIS P. VITTI & ASSOCIATES, P.C.

BY

  
Louis P. Vitti, Esquire  
Attorney for Plaintiff

SWORN to and subscribed

before me this 23rd day

of June, 2000.

  
Notary Public

Notarial Seal  
Rebecca L. Kirch, Notary Public  
Pittsburgh, Allegheny County  
My Commission Expires Nov. 10, 2003  
Member, Pennsylvania Association of Notaries



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

NATIONAL CITY MORTGAGE CO., successor by merger to  
INTEGRA MORTGAGE COMPANY, assignee of LANDMARK  
SAVINGS ASSOCIATION, assignee of FAMILY HOME  
MORTGAGE,

Plaintiff,

vs.

RONALD M. MCCULLOUGH and LISA L. MCCULLOUGH,  
n/k/a LISA L. FALISEC, husband and wife,

Defendants.

NO. 00-466-CD

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**IMPORTANT NOTICE**

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TO: Lisa L. McCullough  
Box 331  
Burnside, PA 15721-0331

AND

Ronald M. McCullough  
R.D. #1, Box 38  
Arcadia, PA 15712

Date of Notice: **June 12, 2000**

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.


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

**PROTHONOTARY  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830**

**(814) 765-2641 - EXT. 20**

BY:

LOUIS P. VITTI & ASSOCIATES, P.C.

  
Louis P. Vitti, Esquire  
Attorney for Plaintiff  
916 Fifth Avenue  
Pittsburgh, PA 15219

**\*\* THE DEBT COLLECTOR IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.\*\***

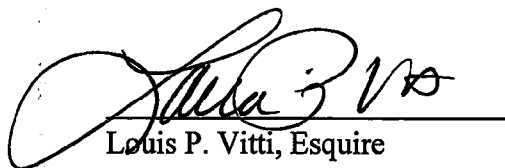
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

COMMONWEALTH OF PENNSYLVANIA, SS:

COUNTY OF CLEARFIELD COUNTY,

BEFORE me, the undersigned authority, personally appeared Louis P. Vitti, Esquire, who, being duly sworn according to law, deposes and says that he is advised and believes that DEFENDANT(S) is/are not presently in the active military service of the United States of America and not members of the Army of the United States, United States Navy, the Marine Corps, or the Coast Guard, and not officers of the Public Health Service detailed by proper authority for duty with the Army or Navy; nor engaged in any active military service or duty with any military or naval units covered by the Soldiers and Sailors Civil Relief Act of 1940 and designated therein as military service, and to the best of this affiant's knowledge is/are not enlisted in military service covered by said act, and that the averments herein set forth, insofar as they are within his knowledge, are correct, and true; and insofar as they are based on information received from others, are true and correct as he verily believes.


This Affidavit is made under the provisions of the Soldiers and Sailors Civil Relief Act of 1940.

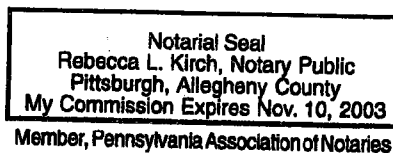
  
Louis P. Vitti, Esquire

SWORN to and subscribed

before me this 23rd day

of June, 2000.

  
Notary Public



FILED

JUN 28 2000

1331 City Vt. Rd

William A. Shaw

Prothonotary

McCullough \$20.00

not to be falsified

not to be falsified

~~not to be falsified~~

Notary Public  
State of New York  
My Comm. Expires 12/31/01  
Notary Seal

20

COPY

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

NATIONAL CITY MORTGAGE CO., successor by  
merger to INTEGRA MORTGAGE COMPANY, assignee  
of LANDMARK SAVINGS ASSOCIATION, assignee of  
FAMILY HOME MORTGAGE,

Plaintiff,

vs.

RONALD M. MCCULLOUGH and LISA L.  
MCCULLOUGH, n/k/a LISA L. FALISEC, husband and  
wife.

Defendants.

NO. 00-466-CD

**NOTICE OF ORDER, DECREE OR JUDGMENT**

TO: DEFENDANT

You are hereby notified that a judgment was entered in the above-captioned proceeding  
on the 28th day of June, 2000.

Judgment is as follows: Be advised that judgment was entered in default of an Answer  
for Possession and in eviction and/or ejectment in the above-mentioned case.



Deputy

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

WRIT OF POSSESSION

NATIONAL CITY MORTGAGE CO.

Plaintiff

vs.

No. 00-466-CD

RONALD M. MCCLULLOUGH and

LISA L. MCCULLOUGH, n/k/a

LISA L. FALISEC, husband & wife  
Defendant

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

To the Sheriff of Clearfield County:

(1) To satisfy the judgment for possession in the above matter you are directed to deliver possession of the following described property to:  
National City Mortgage Co.

(specifically describe property)

Property situate in Borough of Burnside, Co. of Clearfield, PA. Having erected thereon a dwelling known as Box 331, Burnside, PA 15721. Being Parcel No. 2-A13-28 & 2-A13-29.

(2) To satisfy the costs against Ronald M. McCullough and Lisa L. McCullough, n/k/a Lisa L. Falisec, husband and wife you are directed to levy upon the following property \_\_\_\_\_  
(Listed above)  
of Ronald M. McCullough and Lisa L. McCullough, n/k/a Lisa L. Falisec, H&W and sell his interest therein.

  
William A. Shaw, Prothonotary

Received writ this 29th day  
of June A.D. 2000 at 9:03 A.M. P.M.

Chester A. Hawkins

Sheriff by Margaret H. Pitt

Use Atty \_\_\_\_\_  
Use Plff \_\_\_\_\_  
Satisfaction \_\_\_\_\_  
Atty Comm \_\_\_\_\_  
Sheriff \_\_\_\_\_

Louis P. Vitti, Esq.  
Attorney for Plaintiff(s)



Sheriff's Office  
Clearfield County

CLEARFIELD COUNTY FAX  
(814) 765-6089

CHESTER A. HAWKINS  
SHERIFF

SUITE 116  
1 NORTH SECOND STREET - COURTHOUSE  
CLEARFIELD, PENNSYLVANIA 16830

DARLENE SHULTZ  
CHIEF DEPUTY

MARGARET PUTT  
OFFICE MANAGER

MARILYN HAMM  
DEPT CLERK

PETER F. SMITH  
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY MORTGAGE CO., successor by  
merger to INTEGRA MORTGAGE COMPANY, assignee NO. 00-466-CD  
of LANDMARK SAVINGS ASSOCIATION, assignee of  
VS FAMILY HOME MORTGAGE

ACTION: WRIT OF POSSESSION

RONALD M. McCULLOUGH and LISA L.  
McCULLOUGH, N/k/a LISA L. FLAISEC, Husband and wife

SERVE BY: ASAP

OR

HEARING DATE:

\*\*\*\*\*

SERVE: RONALD M. McCULLOUGH

ADDRESS: RD #1 BOX 38  
ARCADIA, PA 15712

\*\*\*\*\*

Know all men by these presents, that I, CHESTER A. HAWKINS,  
HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby  
deputize the SHERIFF of INDIANA County to execute this writ.

This deputation being made at the request and risk of the plaintiff  
this 11th day of JULY 2000.

COPY

Respectfully,  
*Chester A. Hawkins*  
by *Margaret H. Putt*  
CHESTER A. HAWKINS,  
SHERIFF OF CLEARFIELD COUNTY

MAKE REFUND PAYABLE TO: LOUIS P. VITTI, ESQ.

NOW, July 11, 2000, Sheriff Donald L. Beckwith of Indiana County was deputized by Chester A. Hawkins, Sheriff of Clearfield County to serve the within Writ of Possession on Ronald McCullough, defendant.

NOW, July 12, 2000, Deputy went to Box 331, Burnside, PA to serve Lisa L. McCullough, defendant, house was found empty.

NOW, July 13, 2000, served Writ of Possession on Ronald M. McCullough, defendant, by deputizing the Sheriff of Indiana County. The return of Sheriff Beckwith is hereto attached and made part of this return.

NOW, July 26, 2000, return Writ as Ronald M. McCullough being served, Lisa L. McCullough was not found, paid costs from advance and made refund of unused advance to the attorney.

SHERIFF HAWKINS \$51.60  
SURCHARGE 20.00  
PAID BY ATTORNEY

SO ANSWERS,

*Chester A. Hawkins*  
*by Margaret H. Pratt*  
CHESTER A. HAWKINS,  
SHERIFF

SWORN and SUBSCRIBED BEFORE ME  
THIS 26th DAY OF JULY, 2000.

*William A. Shaw*

WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2002  
Clearfield Co., Clearfield, PA.

FILED

JUL 26 2000

01:27 PM  
William A. Shaw  
Prothonotary *WAS*



# INDIANA COUNTY SHERIFF

825 PHILADELPHIA STREET  
INDIANA, PENNSYLVANIA 15701  
(724) 465-3930  
FAX: (724) 465-3937

Donald L. Beckwith  
Sheriff

David J. Rostis  
Chief Deputy Sheriff

PAGE: 484

CASE NUMBER: 00-466-CD

## AFFIDAVIT OF SERVICE

NOW, July 13, 2000, AT 9:00 P M. SERVED

THE WITHIN WRIT OF POSSESSION (PRAECIPE)

UPON RONALD MCCULLOUGH

AT R.D. # 1, Box 38, Arcadia, PA 15712

BY HANDING TO Robert McCullough, Brother of Defendant, person in charge

A TRUE AND CORRECT COPY(S) OF THE WITHIN Praecipe for Writ of Possession

AND MAKING KNOWN TO HIM/HER/THEM THE CONTENTS THEREOF:

////////////////////////////////////

NOW, \_\_\_\_\_, AFTER DILIGENT SEARCH AND INQUIRY

FAILED TO FIND THE WITHIN \_\_\_\_\_

WITHIN MY BAILIWICK. REASON UNABLE TO LOCATE: \_\_\_\_\_

\_\_\_\_\_

////////////////////////////////////

SO ANSWERS:

Donald L. Beckwith  
DONALD L. BECKWITH, SHERIFF

BY: Gary L. Wissinger  
GARY L. WISSINGER DEPUTY

SWORN AND SUBSCRIBED BEFORE ME.  
THIS \_\_\_\_\_ DAY OF \_\_\_\_\_

COSTS: \$ 49.00 Paid