

00-473-CD
MARY MARLENE WELKER -vs- BILL TANKALAVAGE et al

①

CORCHIN & ROSATO, P.C.
By: James R. Rosato, Jr., Esquire
Attorney I.D. #39132
P.O. Box 987
Valley Forge, PA 19482
610-983-3500

ATTORNEY FOR PLAINTIFF

① MARY MARLENE WELKER
1923 Dorey Street Exit
Clearfield, PA 16830

: COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PA

v.

: NO. 00-473-CD

③ BILL TANKALAVAGE
7 Sones Road
DuBois, PA 15801

:
: CIVIL ACTION - LAW

and
④ PARTS WORLD, INC.
R.D. 1, Box 10
DuBois, PA 15801

:
:

COMPLAINT

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 attorney and filing in writing with the court your defenses or 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 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.

David Meholick, Court Administrator
P.O. Box 549
Clearfield, PA 16830
814-765-2641

FILED

APR 24 2000

William A. Shaw
Prothonotary

CORCHIN & ROSATO, P.C.
By: James R. Rosato, Jr., Esquire
Attorney I.D. #39132
P.O. Box 987
Valley Forge, PA 19482
610-983-3500

ATTORNEY FOR PLAINTIFF

MARY MARLENE WELKER
1923 Dorey Street Exit
Clearfield, PA 16830

COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PA

v.

NO. 00 -

BILL TANKALAVAGE
7 Sones Road
DuBois, PA 15801

CIVIL ACTION - LAW

and
PARTS WORLD, INC.
R.D. 1, Box 10
DuBois, PA 15801

COMPLAINT

1. Plaintiff Mary Marlene Welker is an adult individual, residing at 1923 Dorey Street, Clearfield, PA 16830.

2. Defendant Bill Tankalavage is an adult individual, presently residing at 7 Sones Road, DuBois, PA 15801.

3. Defendant Parts World, Inc. is a corporation licensed to do business in the Commonwealth of Pennsylvania with a business located at R.D. 1, Box 10, DuBois, PA 15801.

4. On January 22, 1999, plaintiff Mary Marlene Welker was attempting to cross SR0322 in a southerly direction at its intersection with Leonard Street, Lawrence Township, Clearfield County, PA. and intended to cross the four lanes of Main Street in a southerly direction.

5. At the time Mrs. Welker began to cross SR0322 at the intersection, the traffic signal controlling traffic and pedestrians on Leonard Street was green indicating her paramount right to proceed.

6. At the same time, defendant Tankalavage was operating a 1996 Ford E150 truck owned by defendant Parts World, Inc. eastbound on SR0322.

7. At the same time and place, defendant Tankalavage was the first vehicle stopped in the eastbound curb lane of SR 0322 intending to proceed straight across Leonard Street.

8. While stopped at the intersection, defendant Tankalavage had a clear and unobstructed view of the intersection and specifically of plaintiff Mary Marlene Welker crossing in front of him.

9. After having crossed two and a half lanes of SR0322, the traffic signal for eastbound traffic turned from red to green, at which time defendant Tankalavage proceeding forward without first ascertaining that it was safe to do so, thereby striking plaintiff Welker with his vehicle causing severe bodily injury, all of which is more fully hereinafter set forth.

COUNT I

MARY MARLENE WELKER v. BILL TANKALAVAGE

10. Plaintiff Mary Marlene Welker hereby incorporates by reference all facts and allegations set forth in all other Counts of this Complaint as if fully set forth at length herein.

11. The aforesaid accident was caused by the negligence, carelessness and recklessness of defendant Tankalavage and consisted of the following:

- (a) failure to keep a proper look out ahead;
- (b) failure to see plaintiff crossing the street directly in front of him;
- (c) failure to have his motor vehicle under proper and adequate control at all times;
- (d) failure to bring his vehicle to a stop prior to striking plaintiff;
- (e) failing to yield the right of way to plaintiff who was lawfully crossing the intersection;
- (f) failing to allow plaintiff adequate time to finish crossing the street before putting his vehicle in motion;
- (g) failing to bring his vehicle to a stop at the sign or marking on the pavement indicating where all vehicles must stop for the traffic signal;
- (h) disregarding the rights, safety, point and position of the plaintiff;
- (i) failure to give adequate notice or warning to plaintiff of his intention to proceed; and

(j) violating the provisions of the Motor Vehicle Code of the Commonwealth of Pennsylvania, and the Rules and Regulations of Clearfield County with regard to proper operation of a motor vehicle.

12. As a result of the foregoing negligence, carelessness and recklessness of defendant, Tankalavage, plaintiff has suffered severe and permanent personal injuries, including, but not limited to, a fracture of the pubic ramus along with contusion on the left hip, swelling and pain in the left knee, traumatic concussion syndrome resulting in nausea, vomiting, decreased balance, headaches, ecchymoses over the right mastoid area consistent with a battle's sign, lesions on the inferior surfaces of the left frontal and right temporal lobe suggestive of resolving cerebral hematoma, damage to her olfactory nerves resulting in a permanent loss of her ability to smell and taste, along with various other bruises and lacerations as well as shock to her nerves and nervous system, all of which have caused plaintiff great pain and suffering in the past and will continue to do so for an indefinite time into the future.

13. As a result of her injuries, plaintiff has sustained a permanent diminution in her ability to enjoy life and all of life's pleasures.

14. As a direct result of the aforesaid negligence of the defendants, plaintiff has been and may in the future be prevented from attending to her usual and customary duties, occupations and avocations, all to her great detriment with loss of earnings and earning capacity.

15. As a result of her injuries plaintiff has incurred and will continue to incur additional medical expenses which have exceeded the sums recoverable under the Motor Vehicle Financial Responsibility Act.

WHEREFORE, plaintiff Mary Marlene Welker demands judgment in her favor against defendant Bill Tankalavage in an amount which exceeds the arbitration limits.

COUNT II

MARY MARLENE WELKER v. PARTS WORLD, INC.

16. Plaintiff Mary Marlene Welker hereby incorporates by reference paragraphs 1 to 15 inclusive, as if same were set forth at length.

17. At all times relevant hereto Parts World, Inc. was the owner of the truck defendant Bill Tankalavage was operating at the time of the accident.

18. At all relevant times pertinent hereto defendant Tankalavage was acting as agent, servant, workman and employee of defendant Parts World, Inc. and at all times pertinent hereto was acting within the course and scope of his employment with defendant Parts Worlds, Inc.


19. At the time of the aforementioned accident defendant Parts World, Inc. negligently entrusted its motor vehicle to defendant Tankalavage knowing or when it should have known of his propensity for negligent, careless and reckless driving, his history of driving recklessly and lack of good care when operating

a motor vehicle thus causing injuries and damages enumerated above.

WHEREFORE, plaintiff Mary Marlene Welker demands judgment in her favor against defendant Parts World, Inc. in an amount which exceeds the arbitration limits.

CORCHIN & ROSATO, P.C.

By: _____


James R. Rosato, Jr.

CORCHIN & ROSATO, P.C.
By: James R. Rosato, Jr., Esquire
Attorney I.D. #39132
P.O. Box 987
Valley Forge, PA 19482
610-983-3500

ATTORNEY FOR PLAINTIFF

MARY MARLENE WELKER

: COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PA

v.

:

BILL TANKALAVAGE

: NO. 00 -

and

PARTS WORLD, INC.

: CIVIL ACTION - LAW

ENTRY OF APPEARANCE

To the Prothonotary:

Please enter my appearance on behalf of Plaintiff Mary Marlene
Welker in the above matter.

CORCHIN & ROSATO, P.C.

By:


James R. Rosato, Jr.

March 2000

VERIFICATION

Mary Marlene Welker states that she is the plaintiff in this action and verifies that the statements made in the foregoing Complaint are true and correct to the best of her knowledge, information and belief, and understands that the statements therein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Mary Marlene Welker
MARY MARLENE WELKER

DATE: April 11, 2000

FILED
APR 24 2000

William A. Shaw
Prothonotary

Atty. Gen.
80.00
1 cc Atty
2 cc Shaw

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

MARY MARLENE WELKER,

No. 00-473-CD

Plaintiff,

vs.

PRAECIPE FOR APPEARANCE

BILL TANKALAVAGE and
PARTS WORLD, INC.,

Filed on Behalf of Defendants

Defendants.

Counsel of Record for These Parties:

Kenneth T. Newman, Esquire
Pa. I.D. #54405

PIETRAGALLO, BOSICK & GORDON
FIRM #834
38th Floor
One Oxford Centre
Pittsburgh, PA 15219
(412) 263-2000

JURY TRIAL DEMANDED

FILED

MAY 19 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MARY MARLENE WELKER,

No. 00-473-CD

Plaintiff,

vs.

BILL TANKALAVAGE and
PARTS WORLD, INC.,

Defendants.

PRAECIPE FOR APPEARANCE

TO: PROTHONOTARY OF CLEARFIELD COUNTY

Kindly enter my appearance as counsel of record on behalf of defendants Bill Tankalavage and Parts World, Inc. in the above-captioned action.

PIETRAGALLO, BOSICK & GORDON

JURY TRIAL DEMANDED

By: 

Kenneth T. Newman, Esquire
Attorney for Defendants

CERTIFICATE OF SERVICE

I hereby certify that a true and copy of the within Praeipie for Appearance has been served via first class U.S. mail, postage prepaid this 17th day of May, 2000, addressed to the following:

James R. Rosato, Jr., Esquire
Corchin & Rosato, P.C.
P.O. Box 987
Valley Forge, PA 19482

PIETRAGALLO, BOSICK & GORDON

By: 

Kenneth T. Newman, Esquire

FILED

MAY 19 2000

William A. Shaw
Prothonotary

FILED

EX-19 2000

11/100 no cc

William A. Shaw
Prothonotary

WAS

JAMES R. ROSATO, JR.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WELKER, MARY MARLENE
VS
TANKALAVAGE, BILL

00-473-CD

COMPLAINT

SHERIFF RETURNS

NOW MAY 11, 2000 AT 1:02 PM DST SERVED THE WITHIN COMPLAINT
ON PARTS WORLD, INC., DEFENDANT AT EMPLOYMENT RD BOX 10,
DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO GLENDA
HOUTEN, GENERAL MANAGER A TRUE AND ATTESTED COPY OF THE
ORIGINAL COMPLAINT AND MADE KNOWN TO HER THE CONTENTS
THEREOF.

SERVED BY: MCINTOSH

NOW MAY 23, 2000 AT 10:52 AM DST SERVED THE WITHIN COMPLAINT
ON BILL TANKALAVAGE, DEFENDANT AT SHERIFF'S OFFICE, MARKET
ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING
TO BILL TANKALAVAGE A TRUE AND ATTESTED COPY OF THE ORIGINAL
COMPLAINT AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: NEVLING

54.97 SHFF. HAWKINS PAID BY: ATTY
20.00 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 Mandy Harris
CHESTER A. HAWKINS
SHERIFF

FILED

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

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

MARY MARLENE WELKER,

No. 00-473-CD

Plaintiff,

vs.

NOTICE OF SERVICE OF DISCOVERY

BILL TANKALAVAGE and
PARTS WORLD, INC.,

Defendants.

Filed on Behalf of Defendants

Counsel of Record for These Parties:

Kenneth T. Newman, Esquire
Pa. I.D. #54405

PIETRAGALLO, BOSICK & GORDON
FIRM #834
38th Floor
One Oxford Centre
Pittsburgh, PA 15219
(412) 263-2000

FILED

JUN 07 2000

William A. Shaw
Prothonotary

NOTICE OF SERVICE OF DISCOVERY
DIRECTED TO PLAINTIFF

TO: PROTHONOTARY OF CLEARFIELD COUNTY

Kindly take notice that Defendants Bill Tankalavage and Parts World, Inc. have served Damage Interrogatories and a Request for Production of Documents and Things Directed to Plaintiff Mary Marlene Welker, upon plaintiff's counsel, James R. Rosato, Jr., Esquire, Corchin & Rosato, P.C., P. O. Box 987, Valley Forge, PA 19482 by U.S. Mail, postage prepaid on the 5th day of June, 2000 in the above-captioned matter.

PIETRAGALLO, BOSICK & GORDON

By: 

Kenneth T. Newman, Esquire
Attorney for Defendants

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice of Service of Discovery has been served upon the following via regular U.S. Mail, postage prepaid, this 5th day of June, 2000:

James R. Rosato, Jr., Esquire
Corchin & Rosato, P.C.
P.O. Box 987
Valley Forge, PA 19482

PIETRAGALLO, BOSICK & GORDON

By: 

Kenneth T. Newman, Esquire

FILED

JUN 07 2000

7110:65/120C

William A. Shaw

Prothonotary

WAS

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

MARY MARLENE WELKER,

No. 00-473-CD

Plaintiff,

vs.

ANSWER AND NEW MATTER

BILL TANKALAVAGE and
PARTS WORLD, INC.,

Defendants.

Filed on Behalf of Defendants

Counsel of Record for These Parties:

Kenneth T. Newman, Esquire
Pa. I.D. #54405

PIETRAGALLO, BOSICK & GORDON
FIRM #834
38th Floor
One Oxford Centre
Pittsburgh, PA 15219
(412) 263-2000

To Plaintiff
You are hereby notified to file a written
response to the enclosed New Matter
within twenty (20) days from service
hereof or a judgment may be entered
against you.

Atty. For

Kenneth T. Newman
Defendants

FILED

JUL 03 2000

m/8:30/100
William A. Shaw
Prothonotary

No c/c

EAC

ANSWER AND NEW MATTER

AND NOW, come defendants Bill Tankalavage and Parts World, Inc., by and through their counsel, Pietragallo, Bosick & Gordon, and file the following Answer and New Matter, averring as follows:

1. After reasonable investigation, defendants lack sufficient knowledge or information to ascertain the truth or falsity of the averments contained in paragraph 1 of plaintiff's Complaint; therefore, same are denied and strict proof thereof is demanded at the time of trial.

2. Admitted.

3. Admitted in part, denied in part. It is admitted that Parts World, Inc. is a corporation licensed to do business in the Commonwealth of Pennsylvania. It is denied that Parts World currently has a place of business located at R.D. 1, Box 10, DuBois, PA 15801. On the contrary, Parts World, Inc. is no longer in business.

4-5. After reasonable investigation, defendants lack sufficient knowledge or information to ascertain the truth or falsity of the averments contained in paragraphs 4 through 5 of plaintiff's Complaint; therefore, same are denied and strict proof thereof is demanded at the time of trial.

6-7. Admitted.

8. Denied. It is specifically denied that defendant Tankalavage had a clear and unobstructed view of plaintiff Mary Marlene Welker crossing in front of him. On the contrary, the plaintiff was crossing the intersection diagonally, in violation of law, and came up from behind defendant Tankalavage's vehicle at the same time the light at the intersection turned green.

9. Denied. The plaintiff came from behind defendant Tankalavage's vehicle and crossed in front of his vehicle just as the light turned green, which Tankalavage could not have anticipated.

COUNT I

Mary Marlene Welker v. Bill Tankalavage

10. In response to paragraph 10, defendants incorporate by reference paragraphs 1 through 9 of their Answer as if same were set forth fully herein.

11. Paragraph 11, and all of its subparts, are denied.

12. Denied.

13. After reasonable investigation, defendants lack sufficient knowledge or information to ascertain the truth or falsity of the averments contained in paragraph 13 of plaintiff's Complaint; therefore, same are denied and strict proof thereof is demanded at the time of trial.

14. Denied.

15. After reasonable investigation, defendants lack sufficient knowledge or information to ascertain the truth or falsity of the averments contained in paragraph 14 of plaintiff's Complaint; therefore, same are denied and strict proof thereof is demanded at the time of trial.

COUNT I

Mary Marlene Welker v. Parts World, Inc.

16. In response to paragraph 16, defendants incorporate by reference paragraphs 1 through 15 of their Answer as if same were set forth fully herein.

17-18. Admitted.

19. Denied.

WHEREFORE, defendants Bill Tankalavage and Parts World, Inc. respectfully request that judgment be entered in their favor with prejudice.

NEW MATTER

20. The plaintiff's Complaint fails to set forth a cause of action and/or a claim for relief against defendants upon which relief may be granted.

21. The contributory fault of the plaintiff Mary Marlene Welker was a substantial factor in the occurrence of this accident.

22. Plaintiff's claims should be barred, limited or reduced in accordance with the terms of the Pennsylvania Motor Vehicle Financial Responsibility Law.

23. Plaintiff's claims must be barred or reduced in accordance with the terms of the Pennsylvania Comparative Negligence Act, as any injuries or damages sustained by the plaintiff were the sole, proximate and direct result of the carelessness, recklessness and negligence of the plaintiff generally, and in the following particulars:

- (a) In failing to observe the conditions then and there existing;
- (b) In failing to be attentive to the conditions then and there existing;
- (c) In failing to observe and heed known and obvious conditions;
- (d) In failing to keep a proper lookout for oncoming vehicles;
- (e) In entering and/or crossing the roadway when it was neither safe nor prudent to do so;
- (f) In violating the laws of the Commonwealth of Pennsylvania regarding the crossing of a public roadway;
- (g) In failing to keep a reasonable lookout for vehicles on the roadway;
- (h) In attempting to walk upon and/or negotiate the area complained of when plaintiff was not in the physical and/or mental condition to carefully and properly walk upon and/or negotiate same;
- (i) In failing to use a more safe and available route to her destination and selecting a more dangerous and risky path;

- (j) In failing to use the proper path and/or route in order to reach her destination when such a route was available and clearly visible to plaintiff;
- (k) In crossing the roadway where there was no crosswalk;
- (l) In crossing the roadway diagonally;
- (m) In failing to yield the right of way; and
- (n) In darting in front of defendants' vehicle.

24. Plaintiff's claims may be barred by her voluntary assumption of a known risk.

25. Any injuries or damages sustained by the plaintiff were the sole, proximate and direct result of pre-existing, intervening and/or superseding causes not within the control of defendants.

26. Defendants are entitled to a credit for any collateral source payments made to the plaintiff or on plaintiff's behalf, including, but not by way of limitation, the amount of benefits paid or payable under the Pennsylvania Motor Vehicle Financial Responsibility Law pursuant to 75 Pa. C.S.A. Section 1722.

27. At all times material hereto, defendant Bill Tankalavage was faced with an emergency situation not of his creating, and plaintiff's claims are therefore barred by the doctrine of sudden emergency.

WHEREFORE, defendants Bill Tankalavage and Parts World, Inc. respectfully request that judgment be entered in their favor with prejudice.

PIETRAGALLO, BOSICK & GORDON

By: 

Kenneth T. Newman, Esquire
Attorney for Defendants

VERIFICATION

I, Bill Tankalavage, have read the foregoing Answer and New Matter. The averments of fact made therein are true and correct based on knowledge, information and belief.

I understand that false statements herein are made subject to penalty of 18 Pa. C.S.A. paragraph 4904 relating to unsworn falsification to authorities.


Bill Tankalavage

Dated: 6-11-00

VERIFICATION

I, GERGE URBAN, have read the foregoing Answer and New Matter. The averments of fact made therein are true and correct based on knowledge, information and belief.

I understand that false statements herein are made subject to penalty of 18 Pa. C.S.A. paragraph 4904 relating to unsworn falsification to authorities.

I am authorized to make this verification on behalf of Parts World, Inc. because of my position as WAREHOUSE MANAGER

PARTS WORLD, INC.

By: 

Dated: 6-22-0

CERTIFICATE OF SERVICE

I hereby certify that a true and copy of the within Answer and New Matter has been served via first class U.S. mail, postage prepaid this 29th day of June, 2000, addressed to the following:

James R. Rosato, Jr., Esquire
Corchin & Rosato, P.C.
P.O. Box 987
Valley Forge, PA 19482

PIETRAGALLO, BOSICK & GORDON

By: 

Kenneth T. Newman, Esquire

CORCHIN & ROSATO, P.C.
By: James R. Rosato, Jr., Esquire
Attorney I.D. #39132
P.O. Box 987
Valley Forge, PA 19482
610-983-3500

ATTORNEY FOR PLAINTIFF

MARY MARLENE WELKER

COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PA

v.

NO. 00 - 473 - CD

BILL TANKALAVAGE

CIVIL ACTION - LAW

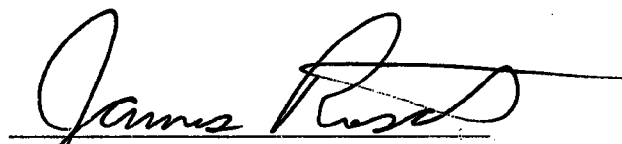
and

PARTS WORLD, INC.

**PLAINTIFF'S REPLY TO DEFENDANTS'
NEW MATTER**

20-27. Denied. These paragraphs contain conclusions of law to which no responsive pleading is required.

WHEREFORE, Plaintiff demands judgment in her favor as set forth in her Complaint.


James R. Rosato, Jr.
Attorney for Plaintiff

FILED

JUL 10 2000
m/11:53pm
William A. Shaw
Prothonotary

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C. 20535
JUL 10 1967
100-100000

ATTORNEY GENERAL

FILED

JUL 10 2000
William A. Shaw
Prothonotary
WAS

WILLIAM A. SHAW

CORCHIN & ROSATO, P.C.
By: James R. Rosato, Jr., Esquire
Attorney I.D. #39132
P.O. Box 987
Valley Forge, PA 19482
610-983-3500

ATTORNEY FOR PLAINTIFF

MARY MARLENE WELKER

COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PA

v.

NO. 00 - 473 - CD

BILL TANKALAVAGE

CIVIL ACTION - LAW

and

PARTS WORLD, INC.

CERTIFICATE OF SERVICE

I, James R. Rosato, Jr. Esquire, attorney for Plaintiff, certify that a copy of Plaintiff's Reply to Defendant's New Matter to Defendant have been served on the following individual, by mailing a copy, first class mail, postage prepaid on this 6th day of July, 2000:

Kenneth T. Newman, Esquire
Pietragallo, Bosick & Gordon
Firm #834, 38th Floor
One Oxford Centre
Pittsburgh, PA 15219

CORCHIN & ROSATO, P.C.

FILED

JUL 10 2000
m/k 5:30pm
William A. Shaw
Prothonotary

By: 

James R. Rosato, Jr.

FILED

JUL 10 2000

William A. Shaw
Prothonotary

KEB

CORCHIN & ROSATO, P.C.
By: James R. Rosato, Jr., Esquire
Attorney I.D. #39132
P.O. Box 987
Valley Forge, PA 19482
610-983-3500

61 MARY MARLENE WELKER

v.

13 BILL TANKALAVAGE

and

114 PARTS WORLD, INC.

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PA

NO. 00 - 473 - CD

CIVIL ACTION - LAW

PRAECIPE TO SETTLE, DISCONTINUE AND END

TO THE PROTHONOTARY:

Please mark the above captioned case settled, discontinued and ended.

CORCHIN & ROSATO, P.C.


Mark Corchin, Esquire

FILED

JUL 11 2001

William A. Shaw
Prothonotary

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE: THE ESTATE OF JAMES EARL RAY, JR.

William A. Shaw
Prothonary

JUL 11 2001

FILED

no 1
cc

Disc to Atty

(Signature)

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

COPY

CIVIL DIVISION

Mary Marlene Welker

Vs.

No. 2000-00473-CD

Bill Tankalavage
Parts World, Inc.

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on marked:

Settled, Discontinued and Ended

Record costs in the sum of \$154.97 have been paid in full by Attorney.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 11th day of July A.D. 2001.

William A. Shaw, Prothonotary