

00-505-CD
CHERI MARIE LEHMAN vs. HOWARD G. MOYER, INC. t/a HOWARD'S
BT-LO

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

27 CHERI MARIE LEHMAN,
Plaintiff

VS.

HOWARD G. MOYER INC., t/a HOWARD'S
BI-LO,
Defendant

*
*
* No.: 00-505-C.D.
*
* Type of Case: Civil
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* Type of Pleading: Complaint
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* Filed on Behalf of: Plaintiff
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*
* Counsel of Record for this Party:
*
* Kim C. Kesner, Esquire
* Supreme Court I.D. #28307
* 23 North Second Street
* Clearfield, PA 16830
* Phone: (814) 765-1706
* Fax: (814) 765-7006
*
* Other Counsel of Record:
*
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* JURY TRIAL DEMANDED
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FILED
MAY 02 2000
William A. Shaw
Prothonotary

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

CHERI MARIE LEHMAN,
Plaintiff

vs.

HOWARD G. MOYER INC., t/a HOWARD'S
BI-LO,
Defendant

*
*
* No. 00- -C.D.
* CIVIL ACTION
*
* JURY TRAIL DEMANDED
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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 HELP.

Court Administrator's Office
Clearfield County Courthouse
1 North Second Street
Clearfield, PA 16830
Telephone: (814) 765-2941

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

CHERI MARIE LEHMAN,
Plaintiff

vs.

HOWARD G. MOYER INC., t/a HOWARD'S
BI-LO,
Defendant

*
*
* No. 00- -C.D.
* CIVIL ACTION
*
* JURY TRIAL DEMANDED
*

COMPLAINT

1. Plaintiff is Cheri Marie Lehman, an adult individual residing at Substation Road, Box 452, Madera, Bigler Township, Clearfield County, Pennsylvania 16661.
2. Howard G. Moyer Inc. is a Pennsylvania Business corporation with a registered address of 811 McAteer Street, Houtzdale, Clearfield County, Pennsylvania, which conducts a business of retail sales of groceries and grocery products at Route 53, Woodward Plaza, Houtzdale, Pennsylvania 16551 under the fictitious name of Howard's Bi-Lo.
3. Defendant at all times relevant hereto had possession of and control over Howard's Bi-Lo.
4. On May 13, 1998, at approximately 7:30 p.m. Plaintiff was shopping at Howard's Bi-Lo. At the aforesaid time and place, as Plaintiff was attempting to check out and pay for her groceries, she was tripped and fell to the ground due to Defendant's negligence as more fully set forth hereinafter causing her to suffer severe personal injuries.
5. Said accident and the injuries and damages suffered by Plaintiff as set forth more fully hereinafter were caused by the negligence and carelessness of the Defendant in the care, custody, and/or control of real property in the possession of Defendant in some or all of the following respects:

- a. Maintaining a magazine rack at the check out counter which protruded dangerously into the checkout isle and which could not be seen and/or reasonably apprehended;
- b. Maintaining the magazine rack and checkout aisle in a latent and dangerous condition which Defendant knew or with reasonable caution should have known could cause danger and injury to Defendant's customers;
- c. Improper maintenance and repair and/or failure to properly maintain the checkout isle;
- d. Improper inspection or failure to properly inspect the checkout isle and/or the location of the magazine rack which protruded dangerously into the checkout isle in a manner that could foreseeably cause unexpected sudden rapid and dangerous tripping of a patron;
- e. Failure to eliminate the dangerous conditions existing in the checkout isle;
- f. Failure to comply with applicable building codes, laws, rules, regulations pertaining to the proper design, construction, maintenance, and repair of such business premises;
- g. Otherwise maintaining a dangerous condition on its premises which Defendant knew or with the reasonable exercise of care and caution should have known could cause the accident and personal injury suffered by Plaintiff.

6. The resulting injuries and damages to Plaintiff were the result of Defendant's negligence, directly, and by and through the actions of its agents, servants, workmen, employees, and/or contractors.

7. As a direct and proximate result of Defendant's negligence as aforesaid and the resulting fall, Plaintiff has in the past, does presently, and/or in the future will suffer or incur the following injuries and damages, some or all of which are permanent in nature and/or continuing in nature:

- a. A torn rotator cuff; a shoulder injury;
- b. A tear of her right shoulder;
- c. Post-traumatic impingement syndrome;
- d. Post-traumatic patellofemoral chondromalacia of the right and left knees;
- e. Various lacerations, contusions, and abrasions;
- f. Extensive medical treatment and expense, including, but not limited to, surgery and subsequent rehabilitative physical therapy;
- g. Severe physical and mental pain and suffering, emotional upset, anxiety, agony, and mental anguish;
- h. Past and future loss of earnings and/or earning capacity;
- i. Humiliation and embarrassment;
- j. Loss of enjoyment of life's pleasures;
- k. Inability to engage in normal daily activities;
- l. Loss and diminution of social life and pleasure;
- m. Past and future medical expenses and costs by reason of her injury.

8. As a result of the injuries sustained due to the negligence of the Defendant, Plaintiff has been treated by, among others, the following physicians, hospitals, and medical providers: Thomas Ellis, M.D., 101 Regent Court, State College, Pennsylvania, 16801; University Orthopedics and Sports Medicine Center, 101 Regent Court, State College, Pennsylvania, 16801; Advanced

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

CHERI MARIE LEHMAN,

PLAINTIFF

VS.

HOWARD G. MOYER INC., t/a HOWARD'S
BI-LO,
DEFENDANT

COMPLAINT

A47 PD.
80.00

01/04/01 UCC AM
1/17/01 UCC S/aff
William A. Sherry
Prothonotary

KIM C. KESNER
ATTORNEY AT LAW
23 North Second Street
CLEARFIELD, PA 16830
(814) 765-1706

(2)

KIM C. KESNER

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LEHMAN, CHERI MARIE

VS

MOYER, HOWARD G. INC. T/A

00-505-CD

COMPLAINT

SHERIFF RETURNS

NOW MAY 3, 2000 AT 10:20 AM DST SERVED THE WITHIN COMPLAINT
ON HOWARD G. MOYER, INC. T/A HOWARD'S BI-LO, DEFENDANT AT
EMPLOYMENT 811 MCATEER ST. & RT. 53, HOUTZDALE, CLEARFIELD
COUNTY, PENNSYLVANIA BY HANDING TO GREG DAVIS, ASST. MANAGER
A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE
KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: DAVIS/MORGILLO

27.69 SHFF. HAWKINS PAID BY: ATTY
10.00 SURCHARGE PAID BY: ATTY

SWORN TO BEFORE ME THIS

8th

DAY OF MAY

2000

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

SO ANSWERS,

Chester A. Hawkins
Cherry Marie Hause
CHESATER A. HAWKINS
SHERIFF

FILED

MAY 08 2000
OHS
William A. Shaw
Prothonotary *WAB*

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

CHERI MARIE LEHMAN,)	NO. 00-505-CD
)	Type of Case: Civil
Plaintiff,)	
)	
v.)	Type of Pleading:
)	Entry of Appearance
HOWARD G. MOYER, INC., t/a HOWARD'S)	
BI-LO,)	
Defendant.)	Filed on Behalf of: Defendant
)	
)	Counsel of Record for this Party:

To: 122 North Allegheny Street
Bellefonte, PA 16823
Miller, Williams & Benson, Inc.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474. Lawyer, Inc., Inc.

How many pages are to be submitted and when? All papers may be submitted on the indicated date.

Gregory G. Johnson

121116 AM 1981 BOSTON
121116 BOSTON 1981 121116
121116 AM 1981 BOSTON
BOSTON 121116 1981
Telephone No (617) 221-0370

Mr. and Mrs. G. Major, Inc. 90
Henry St. Brooklyn

FILED

Date May 12, 2021

MAY 1-6 2000

William A. Shaw
Prothonotary

לעומת מושגיהם, מושגיהם יתנו ערך רב יותר ביחס למשמעותם של מושגים מושגים.

CONTINUATION

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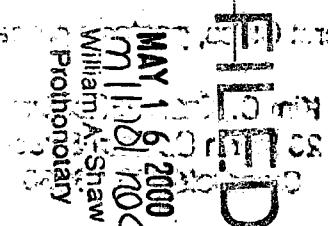
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SECTION ONE, CHAPTER ONE

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2025 RELEASE UNDER E.O. 14176

1. अपनी जीवनी का लिखना अपनी जीवनी का लिखना अपनी जीवनी का लिखना ।



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(4)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BI-LO,)
Defendant.)

NOTICE TO PLEAD

TO THE WITHIN NAMED PLAINTIFF:

You are hereby notified to plead to the enclosed New Matter within twenty (20) days from service hereof or a default judgment may be entered against you.


Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc., t/a
Howard's Bi-Lo

Dated: June 6, 2000

FILED

JUN 07 2000

William A. Shaw
Prothonotary

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
HOWARD G. MOYER, INC., t/a HOWARD'S)
BI-LO,)
Defendant.)
NO. 00-505-CD
Type of Case: Civil
Type of Pleading:
ANSWER AND NEW MATTER
Filed on Behalf of: Defendant
Counsel of Record for this Party:
Tracey G. Benson, Esquire
Miller, Kistler, Campbell,
Miller, Williams & Benson, Inc.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

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

et al. v. P. 990, Dated: 10/10/00, File No. 00-505-CD
CHERI MARIE LEHMAN,)
Defendant, Plaintiff,) Case No. 00-505-CD-1023(s)
Plaintiff,)
v.)
HOWARD G. MOYER, INC., t/a HOWARD'S)
BI-LO,)
Defendant.)

ANSWER AND NEW MATTER

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo ("Howard's Bi-Lo"), by its
counsel, Tracey G. Benson, Esquire and Miller, Kistler, Campbell, Miller, Williams &
Benson, Inc. hereby responds to the complaint of plaintiff, Cheri Marie Lehman, as
follows:

ANSWER

1. Defendant admits that Cheri Marie Lehman is an adult individual.
Defendant is without knowledge or information sufficient to form a belief as to the truth
of any remaining allegations contained in paragraph 1 of the Complaint, said
allegations are deemed to be denied, and proof thereof is demanded.

2. Defendant admits the allegations contained in paragraph 2 of the
Complaint.

3. Defendant admits only that it operated and owned a retail food store
known as Howard's Bi-Lo. Any remaining allegations contained in paragraph 3 of the
Complaint constitute conclusions of law to which no response is required.

Defendant Howard's Bi-Lo, Inc. hereby denies the following paragraphs of the Complaint:

- h. In failing to use reasonable care, and to exercise appropriate caution, while wearing sandals in defendants' store; and
- i. In failing to take an alternate path around any obstruction or hazardous condition in the store which is alleged to have caused plaintiff's injuries.

14. In the event that it is determined plaintiff sustained any harm or injuries as a result of any alleged defective or dangerous condition on premises occupied or controlled by this defendant, which is specifically denied, then Howard's Bi-Lo avers that any such condition was, or should have been, known to plaintiff or obvious to any reasonably prudent person walking in the area and maintaining a proper lookout.

15. Defendant Howard's Bi-Lo avers that plaintiff has not sustained any injuries or damages as alleged in the Complaint, due to any conduct, errors, or omissions on the part of this defendant.

16. Defendant Howard's Bi-Lo avers that in the event it is judicially determined that Howard's Bi-Lo was negligent, which is specifically denied, then it is averred that plaintiff did not sustain any injuries or harm as a direct, proximate, or legal result of any such negligent conduct on the part of this defendant.

17. Defendant Howard's Bi-Lo avers that to the extent plaintiff sustained any injuries or harm as alleged in the Complaint, which is denied, then said injuries or harm were directly, proximately, and/or solely caused by the negligence of others over whom Howard's Bi-Lo had neither the opportunity nor duty of control.

18. Defendant Howard's Bi-Lo avers that plaintiff's Complaint fails to state any claim upon which relief can be granted as against this defendant.

CHERI WARRIOR (TENN)

JUN 07 2000
M 137/nccc
William A. Shaw
Prothonotary

FILED

DEPT. OF JUSTICE

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

CHERI MARIE LEHMAN,
Plaintiff

vs.

HOWARD G. MOYER INC., t/a HOWARD'S
BI-LO,
Defendant

*

*

*

* No.: 00-505-CD

* CIVIL ACTION

*

*

* **JURY TRIAL DEMANDED**

PLAINTIFF'S REPLY TO DEFENDANT'S NEW MATTER

10. The averments contained in paragraph 10 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, it is specifically denied that Plaintiff was comparatively negligent.

11. The averments contained in paragraph 11 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, it is specifically denied that Plaintiff was contributorily negligent.

12. The averments contained in paragraph 12 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, it is specifically denied that Plaintiff assumed the risk of her injuries.

13. The averments contained in paragraph 13 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response

is required and is relevant, Plaintiff specifically denies each and every allegation of negligent conduct in paragraph 13.

14. The averments contained in paragraph 14 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, Plaintiff specifically denies the averments in paragraph 14.

15. The averments contained in paragraph 15 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, Plaintiff specifically denies the averments in paragraph 15.

16. The averments contained in paragraph 16 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, Plaintiff specifically denies the averments in paragraph 16.

17. The averments contained in paragraph 17 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, Plaintiff specifically denies the averments in paragraph 17.

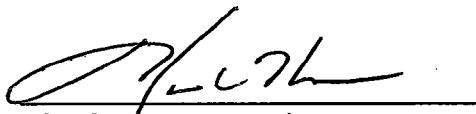
18. The averments contained in paragraph 18 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, Plaintiff specifically denies the averments in paragraph 18.

19. The averments contained in paragraph 19 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, Plaintiff specifically denies the averments in paragraph 19.

20. The averments contained in paragraph 20 of Defendant's New Matter constitute contentions or conclusions of law to which no response is required. To the extent that a response is required and is relevant, Plaintiff specifically denies the averments in paragraph 20.

WHEREFORE, Plaintiff demands judgment against Defendant, in the excess of Twenty Thousand (\$20,000) Dollars, plus interest and her record costs expended.

Respectfully submitted,

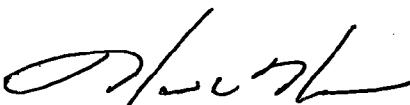


Kim C. Kesner, Esquire
Attorney for Plaintiff
Supreme Court ID NO. 28307
23 North Second Street
Clearfield, PA 16830
Phone: (814) 765-1706
Fax: (814) 765-7006

VERIFICATION

I, KIM C. KESNER, ESQUIRE, verify that the statements made in this REPLY TO DEFENDANT'S NEW MATTER are true and correct to the best of my knowledge. 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: 6/16/00



Kim C. Kesner, Esquire

CERTIFICATE OF SERVICE

AND NOW, I do hereby certify that on the 16th day of June, 2000, I caused to be served a true and correct copy of Plaintiff's Reply to New Matter on the following and in the manner indicated below:

By United States Mail, First Class,
Postage Prepaid, Addressed as Follows:

Tracey G. Benson, Esquire
MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823

Date: June 16, 2000



Kim C. Kesner, Esquire

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

CHERI MARIE LEHMAN,
PLAINTIFF

VS.

HOWARD G. MOYER INC., t/a
HOWARD'S BI-LO,
DEFENDANT

NO.: 00-505-CD

PLAINTIFF'S REPLY TO NEW
MATTER

FILED

JUN 16 2000
O/203cc G/H
William A. Shaw
Prothonotary
Kohne
6/16/00

KIM C. KESNER
ATTORNEY AT LAW
23 North Second Street
CLEARFIELD, PA 16830
(814) 755-1706

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BI-LO,)
Defendant.)

NOTICE OF SERVICE OF INTERROGATORIES

TO: William Shaw, Prothonotary
Clearfield County Courthouse
230 E. Market Street
Clearfield, PA 16830

Please take notice that the undersigned has served the original and two (2) copies of Defendant's First Set of Interrogatories to Plaintiff by mailing them, first-class, postage prepaid, on this date to the following:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

Tracy, O'Brien, Lough
MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

FILED

JUL 26 2000

**William A. Shaw
Prothonotary**

**Counsel for Defendant
Howard G. Moyer, Inc., t/b/a
Howard's Bi-Lo**

Dated: July 25, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BI-LO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within **Notice of Service of Interrogatories and Defendant's First Set of Interrogatories to Plaintiff**, was hereby served by depositing the same within the custody of the United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

**MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.**

By: Tracey M. Benson
Tracey Q. Benson, Esquire

Dated: July 25, 2000

FILED

JUL 26 2000
M 13 NOCC
William A. Shaw
Prothonotary

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson

Tracey G. Benson

FILED

JUL 26 2000

William A. Shaw
Prothonotary

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI-MARIE LEHMAN

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: University Orthopedics and Sports Medicine Center, 101 Regent Court,
State College, PA 16801(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N. Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000
M 12 17 10 C.C
William A. Shaw
Prothonotary
G24

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

CHERI MARIE LEHMAN,)
v.)
Plaintiff,)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson

FILED

JUL 26 2000

William A. Shaw
Prothonotary

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Moshannon Valley School District, RR 1 Box 314, Houtzdale, PA 16651
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N. Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

Any and all employment records, payroll records, earnings records, and workmens' compensation records pertaining to Cheri Marie Lehman (Social Security No. 179-42-7929) during her course of employment with the Moshannon Valley School District.

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

**MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.**

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000
m 12/17 NOCC
William A. Shaw
Prothonotary

2/28

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

FILED

JUL 26 2000

**William A. Shaw
Prothonotary**

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI-MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Thomas Ellis, M.D. 101 Regent Court, State College, PA 16801
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N. Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
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Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000
M 12:11 PM CC
William A. Shaw
Prothonotary

ES
KFB

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

Tracey G. Benson

FILED

JUL 26 2000

William A. Shaw
Prothonotary

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI-MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Advanced Imaging Associates, 101 Regent Court, State College, PA 16801
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N. Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

**MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.**

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000
M 12 7 no 5
William A. Shaw
Prothonotary
EAB

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED

JUL 26 2000

**William A. Shaw
Prothonotary**

Tracey G. Benson
Tracey G. Benson

Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI-MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: State College Anesthetic Associates, 1850 East Park Avenue, Suite 103,
State College, PA 16801 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N. Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
)
)
Plaintiff,)
)
)
v.) No.: 00-505-CD
)
)
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000

Wm A. Shaw
Prothonotary

12/17/00
/no^c

es

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson

Tracey G. Benson

FILED

JUL 26 2000

**William A. Shaw
Prothonotary**

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: Clearfield Hospital, 809 Turnpike Avenue, Clearfield, PA 16803
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N. Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
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United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

**MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.**

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000

M 12:57 / no cc
William A. Shaw
Prothonotary

ES

(13)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED

JUL 26 2000

William A. Shaw
Prothonotary

Tracey G. Benson
Tracey G. Benson
MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Centre Community Surgical Center, 1850 East Park Avenue, Suite 103
State College, PA 16801 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N. Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

**MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.**

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000

2000-12-17 NO C
William A. Shaw
Prothonotary

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(14)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED

JUL 26 2000

William A. Shaw
Prothonotary

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: University Orthopedic and Sports Medicine Center - Joyner Sports
Medicine Institute - 101 Regent Court, State College, PA 16801
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

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NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N. Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

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

CHERI MARIE LEHMAN,)
Plaintiff,)
V.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

**MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.**

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000
2000cc
William A. Shaw
Prothonotary

(15)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

FILED

JUL 26 2000

William A. Shaw
Prothonotary

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI MARIE LEHMAN.

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Mercy Joyner Associates, 2525 9th Avenue, Suite 1A, Altoona, PA 16602
TO: _____
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N. Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

**MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.**

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000

M 12 17 no cc
William A. Shaw
Prothonotary

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED

JUL 26 2000

William A. Shaw
Prothonotary

Tracey G. Benson
Tracey G. Benson

Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Scenery Park Open MRI, 101 Regent Court, Suite 102, State College, PA 16803
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N. Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By:

Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000

IN 217 ROCK
William A. Shaw
Prothonotary

KEY

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

Tracey G. Benson

FILED

JUL 26 2000

William A. Shaw
Prothonotary

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CHERI-MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

HOWARD G. MOYER, INC. t/a HOWARD'S

BI-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Therapy Works of Clearfield Hospital
RD 2 Box 245, B-1 - Wolf Run, Clearfield, PA 16830

TO: _____
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N. Allegheny Street

Bellefonte, PA 16823
TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984
ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO SERVE SUBPOENA** was hereby served by depositing the same within the custody of the United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

**MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.**

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

FILED

JUL 26 2000

M121710cc
William A. Shaw
Prothonotary

EFC

(18)

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

CHERI MARIE LEHMAN,

Plaintiff,

v.

HOWARD G. MOYER, INC., t/a HOWARD'S
BI-LO,

Defendant.

) No.: 00-505-CD

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G.

Benson, Esquire certifies that:

- (1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.
- (2) a copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) no objections to the subpoena have been received, and
- (4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.


Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000

W/4:00/65
William A. Shaw
Prothonotary

I cert to Atty 

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED
JUL 24 2000
11:50 AM
William A. Shaw
Prothonotary

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COURT OF CLEARFIELD

MARIE LEHMAN

Plaintiff(s)

vs.

No. 00-505-CD

RD G MOYER, INC. t/a HOWARD'S

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Therapy Works of Clearfield Hospital
RD 2 Box 245, B-1 - Wolf Run, Clearfield, PA 16830

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823

(Address)

You may deliver or mail legible copies of the documents or produce
things requested by this subpoena, together with the certificate of
compliance, to the party making this request at the address listed
above. You have the right to seek in advance the reasonable cost of
preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this
subpoena within twenty (20) days after its service, the party serving
this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N. Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey Q. Benson
Tracey Q. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22, was hereby served by depositing the same within the custody of the United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(19)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v:) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G.

Benson, Esquire certifies that:

- (1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.
- (2) a copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) no objections to the subpoena have been received, and
- (4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000

W/4: wms
William A. Shaw
Prothonotary

1 year to April

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

FILED
JUL 26 2000
M 27 AM
T. A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA
CO' TY OF CLEARFIELD

MARIE LEHMAN

Plaintiff(s)

vs.

No. 00-505-CD

RD G. MOYER, INC. t/a HOWARD'S

JO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

University Orthopedic and Sports Medicine Center - Joyner Sports
Medicine Institute - 101 Regent Court, State College, PA 16801
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
dered by the court to produce the following documents or things:

SEE ATTACHMENT

Keller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce
hings requested by this subpoena, together with the certificate of
ompliance, to the party making this request at the address listed
bove. You have the right to seek in advance the reasonable cost of
reparing the copies or producing the things sought.

If you fail to produce the documents or things required by this
subpoena within twenty (20) days after its service, the party serving
this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:


William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22, was hereby served by depositing the same within the custody of the United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(20)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)
No.: 00-505-CD

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G. Benson, Esquire certifies that:

(1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.

(2) a copy of the notice of intent, including the proposed subpoena, is attached to this certificate,

(3) no objections to the subpoena have been received, and

(4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000

W/4:00/14
William A. Shaw
Prothonotary
1 Court St. Hwy

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED

JUL 26 2000
12:17 pm
William A. Shaw
Prothonotary

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

MARIE LEHMAN

Plaintiff(s)

vs.

No. 00-505-CD

RD G MOYER, INC. t/a HOWARD'S

O

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Mercy Joyner Associates, 2525 9th Avenue, Suite 1A, Altoona, PA 16602

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Kistler, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823

(Address)

You may deliver or mail legible copies of the documents or produce
things requested by this subpoena, together with the certificate of
compliance, to the party making this request at the address listed
above. You have the right to seek in advance the reasonable cost of
reparing the copies or producing the things sought.

If you fail to produce the documents or things required by this
subpoena within twenty (20) days after its service, the party serving
this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22, was hereby served by depositing the same within the custody of the United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(21)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G. Benson, Esquire certifies that:

- (1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.
- (2) a copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) no objections to the subpoena have been received, and
- (4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000

W14-2001-14
William A. Shaw
Prothonotary

EGL
I CAME TO FILE

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED
JUL 26 2000
1:30 pm
William A. Shaw
Prothonotary

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
CO^RTY OF CLEARFIELD

MARIE LEHMAN

plaintiff(s)

No. 00-505-CD

vs.

RD G. MOYER, INC. t/a HOWARD'S

O

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Scenery Park Open MRI, 101 Regent Court, Suite 102, State College, PA 16803
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Kistler, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823

(Address)

You may deliver or mail legible copies of the documents or produce
things requested by this subpoena, together with the certificate of
compliance, to the party making this request at the address listed
above. You have the right to seek in advance the reasonable cost of
reparing the copies or producing the things sought.

If you fail to produce the documents or things required by this
subpoena within twenty (20) days after its service, the party serving
this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:


William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

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United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

22

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G. Benson, Esquire certifies that:

- (1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.
- (2) a copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) no objections to the subpoena have been received, and
- (4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000
m/4:00/m
William A. Shaw
Prothonotary
1 Court Annex E
22

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

FILED
JUL 26 2000
11 PM
William A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA
CO PY OF CLEARFIELD

MARIE LEHMAN,

Plaintiff(s)

No. 00-505-CD

vs.

RD G. MOYER, INC. t/a HOWARD'S

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Clearfield Hospital, 809 Turnpike Avenue, Clearfield, PA 16803

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
dered by the court to produce the following documents or things:

SEE ATTACHMENT

Kistler, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823

(Address)

You may deliver or mail legible copies of the documents or produce
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ompliance, to the party making this request at the address listed
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this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N Allegheny Street

Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:


William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No. 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

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23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(23)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22

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Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000

mf4:col/w
William A. Shaw
Prothonotary

1 copy to Attorney

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

FILED
JUL 26 2000
m 12:13 pm
William A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA
CO^Y OF CLEARFIELD

MARIE LEHMAN

Plaintiff(s)

vs.

No. 00-505-CD

RD G. MOYER, INC. t/a HOWARD'S

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Centre Community Surgical Center, 1850 East Park AVenue, Suite 103
State College, PA 16801 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
dered by the court to produce the following documents or things:

SEE ATTACHMENT

Kistler, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823

(Address)

You may deliver or mail legible copies of the documents or produce
ings requested by this subpoena, together with the certificate of
ompliance, to the party making this request at the address listed
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this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

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United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

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23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(24)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

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Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000
M/4:00/MS
William A. Shaw
Prothonotary
1 CERT TO MARY
FEB

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

MARIE LEHMAN

Plaintiff(s)

No. 00-505-CD

vs.

RD. G. MOYER, INC. t/a HOWARD'S

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

State College Anesthetic Associates, 1850 East Park Avenue, Suite 103,
State College, PA 16801 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N. Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

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Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22, was hereby served by depositing the same within the custody of the United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(25)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G. Benson, Esquire certifies that:

- (1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.
- (2) a copy of the notice of intent, including the proposed subpoena, is attached to this certificate,
- (3) no objections to the subpoena have been received, and
- (4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000
M 4:00 PM
William A. Shaw
Prothonotary
1 CENT TO COPY

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED
JUL 26 2000
11:17 pm
William A. Shaw
Prothonotary

Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

MARIE LEHMAN

Plaintiff(s)

No. 00-505-CD

vs.

RD G. MOYER, INC. t/a HOWARD'S

O

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Advanced Imaging Associates, 101 Regent Court, State College, PA 16801

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Kistler, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823

(Address)

You may deliver or mail legible copies of the documents or produce
things requested by this subpoena, together with the certificate of
compliance, to the party making this request at the address listed
above. You have the right to seek in advance the reasonable cost of
reparing the copies or producing the things sought.

If you fail to produce the documents or things required by this
subpoena within twenty (20) days after its service, the party serving
this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N. Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

FILED
JUL 26 2000
11:17 pm
William A. Shaw
Prothonotary

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22, was hereby served by depositing the same within the custody of the United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(26)

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

CHÉRI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G. Benson, Esquire certifies that:

- (1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.
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- (4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Belleville, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000

M14:0014

William A. Shaw
Prothonotary

1 cent to 14777

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

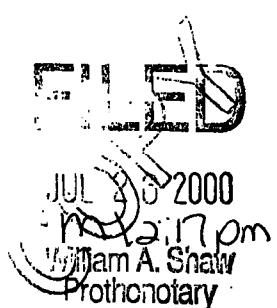
Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

MARIE LEHMAN

Plaintiff(s)

vs.

No. 00-505-CD

ARD G. MOYER, INC. t/a HOWARD'S

CO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

: University Orthopedics and Sports Medicine Center, 101 Regent Court,
State College, PA 16801(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce
things requested by this subpoena, together with the certificate of
compliance, to the party making this request at the address listed
above. You have the right to seek in advance the reasonable cost of
preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this
subpoena within twenty (20) days after its service, the party serving
this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILLO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(27)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G. Benson, Esquire certifies that:

- (1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.
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- (3) no objections to the subpoena have been received, and
- (4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000

14:00 (ws)
William A. Shaw
Prothonotary
SAC
1 CERT TO ATT

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

FILED
JUL 24 2000
11:30 AM
William A. Shaw
Prothonotary

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

Dated: July 24, 2000

COMMONWEALTH OF PENNSYLVANIA
JNTY OF CLEARFIELD

MARI MARIE LEHMAN,

Plaintiff(s)

vs.

No. 00-505-CD

WARD G. MOYER, INC. t/a HOWARD'S

-LO

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

O: Moshannon Valley School District, RR 1 Box 314, Houtzdale, PA 16651
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Kistler, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce
things requested by this subpoena, together with the certificate of
compliance, to the party making this request at the address listed
above. You have the right to seek in advance the reasonable cost of
preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this
subpoena within twenty (20) days after its service, the party serving
this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 124 N Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000
Seal of the Court

ATTACHMENT

Any and all employment records, payroll records, earnings records, and workmens' compensation records pertaining to Cheri Marie Lehman (Social Security No. 179-42-7929) during her course of employment with the Moshannon Valley School District.

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILLO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

(28)

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILLO,)
Defendant.)

**CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Tracey G.

Benson, Esquire certifies that:

(1) a notice of intent to serve the subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoena is sought to be served.

(2) a copy of the notice of intent, including the proposed subpoena, is attached to this certificate,

(3) no objections to the subpoena have been received, and

(4) the subpoena which will be served is identical to the subpoena which is attached to the notice of intent to serve the subpoena.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Attorney for Defendant
Howard G. Moyer, Inc. t/a Howard's Bi-Lo

Dated: September 15, 2000

FILED

SEP 18 2000
m/4:00 (ws
William A. Shaw
Prothonotary
1 CENT TO ATTYS
E. 108

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

FILED
JUL 26 2000
11:17 pm
William A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA
CO' TY OF CLEARFIELD

MARIE LEHMAN

Plaintiff(s)

vs.

RD G MOYER INC. t/a HOWARD'S

No. 00-505-CD

O

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

Thomas Ellis, M.D. 101 Regent Court, State College, PA 16801
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are
ordered by the court to produce the following documents or things:

SEE ATTACHMENT

Miller, Kistler, Campbell 124 North Allegheny St., Bellefonte, PA 16823
(Address)

You may deliver or mail legible copies of the documents or produce
things requested by this subpoena, together with the certificate of
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this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.
ADDRESS: 124 N. Allegheny Street
Bellefonte, PA 16823

TELEPHONE: 814-355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendant Howard C. Moyer, Inc.,
t/a Howard's Bi-Lo

BY THE COURT:



William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: July 20, 2000

Seal of the Court

ATTACHMENT

The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929), including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.)
No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: July 24, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILLO,)
Defendant.)

CERTIFICATE OF SERVICE

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Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By: Tracey G. Benson
Tracey G. Benson

Dated: September 15, 2000

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Howard G. Moyer, Inc., t/a Howard's Bi-Lo, intends to serve a subpoena identical to the one that is attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Tracey G. Benson
Tracey G. Benson

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc. t/a/
Howard's Bi-Lo

FILED

NOV 09 2001
mha/lncc
William A. Shaw
Prothonotary

Dated: November 8, 2001

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Cheri Marie Lehman

Plaintiff(s)

Vs.

*

No. 2000-00505-CD

Howard G. Moyer, Inc.

*

Howard's Bi-Lo

*

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE
4009.22

TO: Amy Hays, M.D., 605 State Street, Curwensville, PA 16830

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

SEE ATTACHMENT

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Tracey G. Benson, Esq.

ADDRESS: 24 N. Allegheny Street

Bellefonte, PA 16823

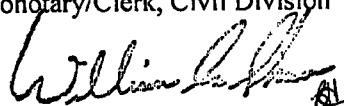
TELEPHONE: (814) 355-5474

SUPREME COURT ID # 34984

ATTORNEY FOR: Defendants

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, October 29, 2001

Seal of the Court

ATTACHMENT

(1) The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929) rendered by Dr. Hays or other physicians or health care providers affiliated with Dr. Hays, including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

(2) The deponent is directed to bring with him/her copies of all records pertaining to the medical, psychiatric or psychological care of Cheri Marie Lehman (Social Security No. 179-42-7929) rendered by Dr. Sherlock or any other physician whose records are in the custody or control of Dr. Hays, including but not limited to a full and complete copy of any and all records, office notes, admission summaries, discharge summaries, operative reports, lab reports, medication records, reports, notes, correspondence, x-ray reports, test results, consultations, progress notes or other material or information relating to any consultation, examination, medical history, diagnosis or treatment. **We reserve the right to obtain copies of radiology films using this authorization once we have had an opportunity to review any records or radiology reports that are received in response to this request.**

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) No.: 00-505-CD
HOWARD G. MOYER, INC., t/a HOWARD'S)
BILO,)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within, **NOTICE OF INTENT TO
SERVE SUBPOENA** was hereby served by depositing the same within the custody of the
United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.

By:

Tracey G. Benson
Tracey G. Benson

Dated: November 8, 2001

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) Civil Action No. 00-505-CD
HOWARD G. MOYER, INC. t/a)
HOWARD'S BI-LO)
Defendant.)

NOTICE OF SERVICE OF INTERROGATORIES

TO: William Shaw, Prothonotary
Court of Common Pleas of Clearfield County, PA
Clearfield, PA 16830

Please take notice that the undersigned has served the original and two copies
of Defendants' Second Set of Interrogatories to Plaintiff by mailing them, first-class,
postage prepaid, on this date to the following:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

Tracey G. Benson
Tracey G. Benson, Esquire
MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON, INC.
124 North Allegheny Street
Bellefonte, PA 16823
(814) 355-5474

Counsel for Defendant
Howard G. Moyer, Inc.
Howard's Bi-Lo **FILED**

Dated: September 25, 2002

SEP 26 2002

William A. Shaw
Prothonotary

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

CHERI MARIE LEHMAN,)
Plaintiff,)
v.) Civil Action No. 00-505-CD
HOWARD G. MOYER, INC. t/a)
HOWARD'S BI-LO)
Defendant.)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **NOTICE OF SERVICE OF DEFENDANT'S SECOND SET OF INTERROGATORIES ON PLAINTIFF**, was hereby served by depositing the same within the custody of the United States Postal Service, First Class, postage prepaid, addressed as follows:

Kim C. Kesner, Esquire
23 North Second Street
Clearfield, PA 16830

MILLER, KISTLER, CAMPBELL,
MILLER, WILLIAMS & BENSON INC.

By: Tracey G. Benson
Tracey G. Benson, Esquire

Dated: September 25, 2002

FILED

cc

113581
SEP 26 2002

E
KES

William A. Shaw
Prothonotary

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

CHERI MARIE LEHMAN, :
Plaintiff : No. 00-505-CD
:
vs. :
:
HOWARD G. MOYER, INC., t/a HOWARD'S :
BI-LO, :
Defendant :
:

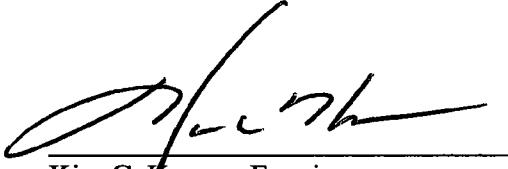
PRAECLPIE FOR TRIAL

TO: WILLIAM A. SHAW, PROTHONOTARY

Please list the above-captioned matter for trial on the civil jury trial list.

I hereby certify that no motions are outstanding; that discovery has been completed; and/or I reasonably believe completion of remaining discovery will not obstruct proceedings in this case; and that the case is ready for trial.

I further certify that notice of this praecipe has been given to the attorney of record representing the Defendant.



Kim C. Kesner, Esquire
Attorney for Plaintiff

Dated: July 13, 2004

cc: Tracey G. Benson, Esquire

FILED
07-09-04 3cc
JUL 13 2004 Atty Kesner
Bldg 1
William A. Shaw
Prothonotary/Clerk of Courts

CERTIFICATE OF SERVICE

AND NOW, I do hereby certify that on the 13th day of July, 2004, I caused to be served a true and correct copy of Plaintiff's Certification of Readiness and Praeclipe For Trial on the following and in the manner indicated below:

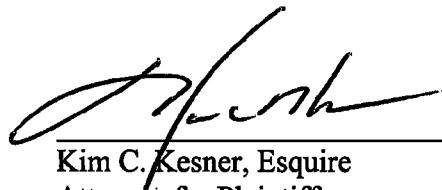
BY PERSONAL SERVICE

Court Administrator's Office
Courthouse
1 North Second Street
Clearfield, PA 16830

BY UNITED STATES MAIL, FIRST CLASS, POSTAGE PREPAID

Tracey G. Benson, Esquire
Miller, Kistler, Campbell, Miller
Williams & Benson, Inc.
124 North Allegheny Street
Bellefonte, PA 16823-1695

Date: July 13, 2004



Kim C. Kesner, Esquire
Attorney for Plaintiff

CIVIL ACTION

DOCKET 281

MAY 2000

Kim C. Kesner, Esq.	CHERI MARIE LEHMAN	MAY 2, 2000, COMPLAINT IN CIVIL ACTION, filed by Kim C. Kesner, Esq., Attorney for the Plaintiff One Certified Copy to Sheriff Four Certified Copies to Attorney
		MAY 08, 2000, SHERIFF RETURN, COMPLAINT UPON DEFENDANT: SO ANSWERS, CHESTER A. HAWKINS, SHERIFF by s/Marilyn Hamm
	00-505-CD	MAY 16, 2000, ENTRY OF APPEARANCE, filed by s/TRACEY G. BENSON, ESQ. NO CC CERTIFICATE of SERVICE, filed.
Tracey G. Benson	HOWARD G. MOYER, INC. t/a HOWARD'S BI-LO	JUN 07, 2000, ANSWER and NEW MATTER, filed by s/TRACEY G. BENSON, ESQ. NO NOTICE TO PLEAD, filed VERIFICATION, s/JOHN DREES CERTIFICATE OF SERVICE, filed.
		JUN 16, 2000, REPLY TO NEW MATTER, filed by s/KIM C. KESNER, ESQ. THREE (3) CC ATTY KESNER VERIFICATION, s/KIM S. KESNER, ESQ. CERTIFICATE OF SERVICE, filed.
		JUL 26, 2000, NOTICE OF SERVICE OF INTERROGATORIES, UPON ATTY KESNER filed by s/TRACEY G. BENSON, ESQ.
Pro Shff Hawkins	BY ATTY By Atty	80.00 37.69 JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: UNIVERSITY ORTHOPEDICS and SPORTS MEDICINE CENTER: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: MOSHANNO VALLEY SCHOOL DISTRICT: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: THOMAS ELLIS, M.D.: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: ADVANCED IMAGING ASSOCIATES: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: STATE COLLEGE ANESTHETIC ASSOCIATES: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: CLEARFIELD HOSPITAL: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: CENTRE COMMUNITY SURGICAL CENTER: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: UNIVERSITY ORTHOPEDIC and SPORTS MEDICINE CENTER: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: MERCY JOYNER ASSOCIATES: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: SCENERY PARK OPEN MRI: s/TRACEY G. BENSON, ESQ.
		JUL 26, 2000, NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21, RE: THERAPY WORKS of CLEARFIELD HOSPITAL: s/TRACEY G. BENSON, ESQ.
		SEP. 18, 2000, CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22 ON THERAPY WORKS OF CLEARFIELD HOSPITAL, s/TRACEY G. BENSON, ESQ.
		SEP. 18, 2000, CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22 ON UNIVERSITY ORTHOPEDIC AND SPORTS MEDICINE CENTER - JOYNER SPORTS MEDICINE INSTITUTE, s/TRACEY G. BENSON, ESQ.
		SEP. 18, 2000, CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22 ON MERCY JOYNER ASSOCIATES, s/TRACEY G. BENSON, ESQ.
		SEP. 18, 2000, CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22 ON SCENERY PARK OPEN MRI, s/TRACEY G. BENSON, ESQ.
		SEP. 18, 2000, CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22 on CLEARFIELD HOSPITAL, s/TRACEY G. BENSON ESQUIRE

(23) (24) (25) (26) (27) (28)

CERTIFICATE OF SERVICE

AND NOW, I do hereby certify that on the 11 day of August, 2004, I caused to be served a true and correct copy of Plaintiff's Pre-Trial Memorandum on the following and in the manner indicated below:

BY UNITED STATES MAIL, FIRST CLASS, POSTAGE PREPAID

Julia Cronin & Tracey G. Benson, Esquires
Miller, Kistler, Campbell, Miller
Williams & Benson, Inc.
124 North Allegheny Street
Bellefonte, PA 16823-1695

Date: August 11, 2004



Kim C. Kesner, Esquire
Attorney for Plaintiff

FILED
08/13/2004
AUG 12 2004
NO CC
EJK

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION—LAWCHERI MARIE LEHMAN,
Plaintiff

vs.

HOWARD G. MOYER, INC., t/a HOWARD'S
BI-LO,

Defendant

No. 00-505-CD

RECEIVED

AUG 11 2004

CLERK'S ADMINISTRATOR'S
OFFICEPLAINTIFFS' PRE-TRIAL MEMORANDUM

TO: The Honorable Paul E. Cherry, Judge

AND NOW, comes Plaintiff, Cheri Marie Lehman, by her attorney, Kim C. Kesner, Esquire, who files this Pre-Trial Statement in accordance with Local Rule 1306(A).

I. Brief Factual Statement of the Case

This is a premises liability case. Plaintiff was shopping at Howard's Bi-Lo and was attempting to check out and pay for her groceries when she was tripped and fell to the ground when her foot caught on a protrusion on a magazine rack at the checkout counter. As a result of her fall, she suffered shoulder and knee injuries. The shoulder injury required surgery and months of physical therapy.

II. List of Exhibits to be offered in Evidence

1. List of special (medical and lost wages) damages to be available at pretrial conference).
2. Plaintiff's sketch of rack (to be available at pre-trial conference).
3. Deposition transcript of Dr. Thomas Ellis, M.D.
4. Plaintiff's shoes worn at the accident.
5. Handwritten notes of Gregory Davis/Linda Lumadue and/or John Dreese.

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

CHERI MARIE LEHMAN

v.

00-505-CJ
NO. 03-1845 CD

HOWARD G. MOYER, INC. t/a
HOWARD'S BI-LO

ORDER

AND NOW, this 16th day of August, 2004, the Court having been advised by Kim Kesner, Esquire, attorney for Plaintiff, that the parties have reached an agreement and that Pre-Trial Conference scheduled for Wednesday, August 18, 2004 is no longer necessary, it is the ORDER of the Court that said Pre-Trial Conference be and is hereby cancelled. It is the further ORDER of this Court that counsel shall submit to the Court a signed Stipulation within ten (10) days of this date.

BY THE COURT,


PAUL E. CHERRY,

JUDGE

FILED

AUG 17 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

CHERI MARIE LEHMAN,

Plaintiff,

v.

HOWARD G. MOYER, INC. t/a
HOWARD'S BI-LO

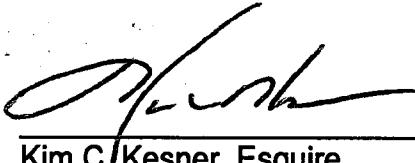
Defendant.

Civil Action No. 00-505-CD

PRAECIPE TO SETTLE AND DISCONTINUE

TO THE PROTHONOTARY:

Please mark the above-captioned action settled and discontinued with prejudice.


Kim C. Kesner, Esquire
Attorney at Law

23 North Second Street
Clearfield, PA 16830
(814) 765-1706

Counsel for Plaintiff Cheri M. Lehman

Dated: 8/31/04

FILED acc & 2 Cert.
0/23/04 of Disc to Atty
AUG 31 2004 Kesner
B6
William A. Shaw
Prothonotary/Clerk of Courts
Copy to CJA

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

CHERI MARIE LEHMAN,

Plaintiff,

v.

HOWARD G. MOYER, INC. t/a
HOWARD'S BI-LO

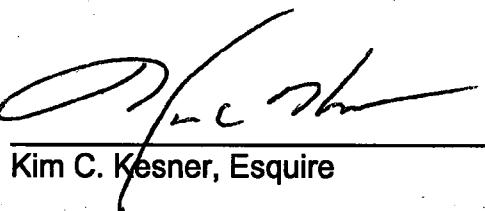
Defendant.

Civil Action No. 00-505-CD

CERTIFICATE OF SERVICE

I, Kim C. Kesner, Esquire, hereby certify that the foregoing Praeclipe to Settle and Discontinue was served this 31st day of August, 2004 by mailing same first class United States mail, postage prepaid, addressed to:

Julia R. Cronin, Esquire
Miller, Kistler, Campbell,
Miller, Williams & Benson, Inc.
124 N. Allegheny Street
Bellefonte, PA 16823



Kim C. Kesner, Esquire

FILED

AUG 31 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Cheri Marie Lehman

Vs.

No. 2000-00505-CD

**Howard G. Moyer, Inc. t/a
Howard's Bi-Lo**

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 August 31, 2004, marked:

Settled and Discontinued with Prejudice

Record costs in the sum of \$80.00 have been paid in full by Kim C. Kesner, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 31st day of August A.D. 2004.

William A. Shaw, Prothonotary