

00-576-CD
SWISHER CONCRETE PRODUCTS, INC. -vs- SAMUEL D. RICHARDS

46

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS NO.

00-576-CJ

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT

Samuel D. Richards

MAG. DIST. NO. OR NAME OF DJ.

46-3-02

ADDRESS OF APPELLANT

R.R. #2 Box 185

CITY

Clearfield

STATE

PA.

ZIP CODE

16830

DATE OF JUDGMENT

4/17/00

IN THE CASE OF (Plaintiff)

Stoisher Concrete Products Inc vs Samuel D. Richards

(Defendant)

CLAIM NO.

CV 19

LT 19

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

Samuel D. Richards

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

Signature of Prothonotary or Deputy

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Stoisher Concrete Products, Inc., appellee(s), to file a complaint in this appeal
 Name of appellee(s)

(Common Pleas No. 00-576-CJ) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Samuel D. Richards

Signature of appellant or his attorney or agent

RULE: To Stoisher Concrete Products, appellee(s).
 Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: 5/16/00

Signature of Prothonotary or Deputy

L. A. Shaw

FILED

MAY 16 2000

William A. Shaw
 Prothonotary

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____ ; ss

AFFIDAVIT: I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on (date of service) _____; by personal service by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) _____, on _____, 19_____. by personal service by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on _____, 19_____. by personal service by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS _____ DAY OF _____, 19_____

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 19_____

0'

*RECEIVED
PA. PROTHONOTARY
MAY 16 2000
William A. Shaw
Prothonotary*

FILED

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD STREET**
CLEARFIELD, PA

Telephone: **(814) 765-5335** 16830

SAMUEL D. RICHARDS
RD2, BOX 185
CLEARFIELD, PA 16830

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS
SWISHER CONCRETE PRODUCTS, INC
PO BOX 55
CLEARFIELD, PA 16830

DEFENDANT:

NAME and ADDRESS
RICHARDS, SAMUEL DAVID, ET AL.
RD2, BOX 185
CLEARFIELD, PA 16830

Docket No.: **CV-0000154-00**
Date Filed: **3/23/00**



THIS IS TO NOTIFY YOU THAT:

Judgment:

FCR PLAINTIFF

Judgment was entered for: (Name) **SWISHER CONCRETE PRODUCTS, INC**

Judgment was entered against: (Name) **RICHARDS, SAMUEL DAVID**

in the amount of \$ **5,320.04** on: (Date of Judgment) **4/17/00**

Defendants are jointly and severally liable. (Date & Time) _____

Damages will be assessed on: _____

This case dismissed without prejudice.

Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ _____

Levy is stayed for _____ days or generally stayed.

Objection to levy has been filed and hearing will be held: _____

| | |
|----------------------|--------------------|
| Amount of Judgment | \$ 5,216.04 |
| Judgment Costs | \$ 104.00 |
| Interest on Judgment | \$.00 |
| Attorney Fees | \$.00 |
| Total | \$ 5,320.04 |

| | |
|---------------------------------|----------|
| Post Judgment Credits | \$ _____ |
| Post Judgment Costs | \$ _____ |
| ===== | |
| Certified Judgment Total | \$ _____ |

| | |
|-------|--------|
| Date: | Place: |
| Time: | |

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

4-17-00 Date Ra Shae, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

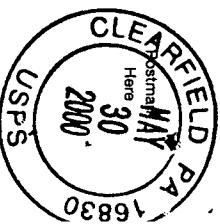
Date _____, District Justice

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

Article Sent To:

Sunshier's Concrete Products

| | |
|---|---------|
| Postage | \$ |
| Certified Fee | |
| Return Receipt Fee (Endorsement Required) | |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 2.98 |



| | |
|---|----------------------|
| Name (Please Print Clearly) (to be completed by mailer) | |
| SAM RICHARDS | |
| Street Apt. No.: or Box No. | RR2 Box 185 |
| City, State ZIP+4 | Clearfield, PA 16830 |

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is not available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuable items, please consider Insured or Registered Mail.
- For an additional fee, a Return Receipt may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 381) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking, if a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry

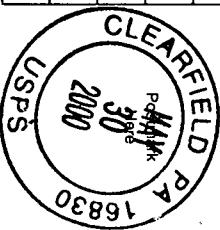
PS Form 3800, July 1999. (Reverse) 102-95-98-M-2087

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only, No Insurance Coverage Provided)

Article Sent To:

District Justice 46-3-02

| | |
|---|--------|
| Postage | \$ |
| Certified Fee | |
| Return Receipt Fee (Endorsement Required) | |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$3.98 |



| | |
|---|---------------------|
| Name (Please Print Clearly) <i>(Signature)</i> | 3400 7591 0002 7959 |
| Street, Apt. No. or P.O. Box No. | 3400 7591 0002 7959 |
| City, State, ZIP+4 | 3400 7591 0002 7959 |

PS Form 3800, July 1999

See Reverse for Instructions

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is not available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED WITH CERTIFIED MAIL. FOR VALUABLES, PLEASE CONSIDER INSURED OR REGISTERED MAIL.
- FOR AN ADDITIONAL FEE, A RETURN RECEIPT MAY BE REQUESTED TO PROVIDE PROOF OF DELIVERY. TO OBTAIN RETURN RECEIPT SERVICE, PLEASE COMPLETE AND ATTACH A RETURN RECEIPT (PS FORM 3811) TO THE ARTICLE AND ADD APPLICABLE POSTAGE TO COVER THE FEE. ENDORSE MAILPIECE "RETURN RECEIPT REQUESTED". TO RECEIVE A FEE WAIVER FOR A DUPLICATE RETURN RECEIPT, A USPS POSTMARK ON YOUR CERTIFIED MAIL RECEIPT IS REQUIRED.
- FOR AN ADDITIONAL FEE, DELIVERY MAY BE RESTRICTED TO THE ADDRESSEE OR ADDRESSEE'S AUTHORIZED AGENT. ADVISE THE CLERK OR MARK THE MAILPIECE WITH THE ENDORSEMENT "RESTRICTED DELIVERY".
- IF A POSTMARK ON THE CERTIFIED MAIL RECEIPT IS DESIRED, PLEASE PRESENT THE ARTICLE AT THE POST OFFICE FOR POSTMARKING. IF A POSTMARK ON THE CERTIFIED MAIL RECEIPT IS NOT NEEDED, DETACH AND AFFIX LABEL WITH POSTAGE AND MAIL.

IMPORTANT: Save this receipt and present it when making an inquiry.

102595-99-M-2087

PS Form 3800, July 1999 (Reverse)

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

CD-576 C1

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT

Samuel D. Richards

MAG. DIST. NO. OR NAME OF D.J.

46-3-02

ADDRESS OF APPELLANT

R.R. #2 Box 185

CITY

Clerfield

STATE

PA

ZIP CODE

16830

DATE OF JUDGMENT

4/17/00

IN THE CASE OF (Plaintiff)

Swisher Concrete Products, Inc. vs. Samuel D. Richards

CLAIM NO.

(Defendant)

CV 19

LT 19

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

Samuel D. Richards

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

Signature of Prothonotary or Deputy

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No.

1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Swisher Concrete Products, Inc., appellee(s), to file a complaint in this appeal
(Name of appellee(s))

(Common Pleas No. CD-576 C1) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Samuel D. Richards

Signature of appellant or his attorney or agent

RULE: To Swisher Concrete Products, Inc., appellee(s).
(Name of appellee(s))

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: 5/16/00

Signature of Prothonotary or Deputy

William A. Show

FILED
013:45pm
MAY 30 2000

William A. Show
Prothonotary
1 c/c to San Richard
REB

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Clearfield ; ss

AFFIDAVIT: I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on (date of service) 5-26-00, by personal service by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) SwisherS, on May 26 2000, by personal service by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on _____, 19_____, by personal service by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

HIS _____ DAY OF _____, 19_____

Don Richard

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 19_____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: CLEARFIELD

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND
Address: 650 LEONARD STREET
CLEARFIELD, PA

Telephone: (814) 765-5335 16830

NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

PLAINTIFF:

SWISHER CONCRETE PRODUCTS, INC
PO BOX 55
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT:

RICHARDS, SAMUEL DAVID, ET AL.
RD2, BOX 185
CLEARFIELD, PA 16830

NAME and ADDRESS

VS.

Docket No.: CV-0000154-00
Date Filed: 3/23/00



RICHARD A. IRELAND
650 LEONARD STREET
CLEARFIELD, PA 16830

THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR PLAINTIFF

00-576-CO

Judgment was entered for: (Name) SWISHER CONCRETE PRODUCTS, INC

Judgment was entered against: (Name) RICHARDS CONSTRUCTION

in the amount of \$ 5,320.04 on: (Date of Judgment) 4/17/00

Defendants are jointly and severally liable. (Date & Time) _____

Damages will be assessed on: _____

This case dismissed without prejudice. _____

Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ _____

Levy is stayed for _____ days or generally stayed. _____

Objection to levy has been filed and hearing will be held: _____

| | |
|--------------------------|-------------|
| Amount of Judgment | \$ 5,216.04 |
| Judgment Costs | \$ 104.00 |
| Interest on Judgment | \$.00 |
| Attorney Fees | \$.00 |
| Total | \$ 5,320.04 |
| Post Judgment Credits | \$ _____ |
| Post Judgment Costs | \$ _____ |
| ===== | |
| Certified Judgment Total | \$ _____ |

| | |
|-------|--------|
| Date: | Place: |
| Time: | |

FILED

JUN 29 2000
MILLER, J.

William A. Shaw

E

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT/TRANSCRIPT. YOU MAY FILE A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

4-17-00 Date R. A. Sheld, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

53100 Date R. A. Sheld, District Justice

My commission expires first Monday of January,

2006

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD STREET**
CLEARFIELD, PA

Telephone: **(814) 765-5335** **16830**

RICHARD A. IRELAND
650 LEONARD STREET
CLEARFIELD, PA 16830

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS

SWISHER CONCRETE PRODUCTS, INC
PO BOX 55
CLEARFIELD, PA 16830

VS.

DEFENDANT: NAME and ADDRESS

RICHARDS, SAMUEL DAVID, ET AL.
RD2, BOX 185
CLEARFIELD, PA 16830

Docket No.: **CV-0000154-00**
Date Filed: **3/23/00**



THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR PLAINTIFF

Judgment was entered for: (Name) SWISHER CONCRETE PRODUCTS, INC

Judgment was entered against: (Name) RICHARDS, SAMUEL DAVID

in the amount of \$ 5,320.04 on: (Date of Judgment) 4/17/00

Defendants are jointly and severally liable. (Date & Time) _____

Damages will be assessed on: _____

This case dismissed without prejudice. _____

Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ _____

Levy is stayed for _____ days or generally stayed. _____

Objection to levy has been filed and hearing will be held: _____

| | |
|----------------------|--------------------|
| Amount of Judgment | \$ <u>5,216.04</u> |
| Judgment Costs | \$ <u>104.00</u> |
| Interest on Judgment | \$ <u>.00</u> |
| Attorney Fees | \$ <u>.00</u> |
| Total | \$ 5,320.04 |

| | |
|---------------------------------|-----------------|
| Post Judgment Credits | \$ _____ |
| Post Judgment Costs | \$ _____ |
| ===== | |
| Certified Judgment Total | \$ _____ |

| | |
|-------|--------|
| Date: | Place: |
| Time: | |

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

4-17-00 Date Ra Dele, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

5-31-00 Date Ra Dele, District Justice

My commission expires first Monday of January,

2006

SEAL



**OFFICE OF COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA**

CLEARFIELD COUNTY COURTHOUSE
SUITE 228, 230 EAST MARKET STREET
CLEARFIELD, PENNSYLVANIA 16830

DAVID S. MEHOLICK
COURT ADMINISTRATOR

PHONE: (814) 765-2641
FAX: 1-814-765-7649

MARCY KELLEY
DEPUTY COURT ADMINISTRATOR

Notice of Proposed Termination of Court Case

OCTOBER 29, 2004

[Handwritten signature]
Oct. 2004

RE: 00-576-CD

Swisher Concrete Products, Inc. vs. Samuel D. Richards

Dear Swisher Concrete Products, Incorporated:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830**. The Statement of Intention to Proceed must be filed on or before **January 7, 2005**.

If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.

By the Court,

[Handwritten signature]

David S. Meholick
Court Administrator



**OFFICE OF COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA**

CLEARFIELD COUNTY COURTHOUSE
SUITE 228, 230 EAST MARKET STREET
CLEARFIELD, PENNSYLVANIA 16830

DAVID S. MEHOLICK
COURT ADMINISTRATOR

PHONE: (814) 765-2641
FAX: 1-814-765-7649

MARCY KELLEY
DEPUTY COURT ADMINISTRATOR

Notice of Proposed Termination of Court Case

OCTOBER 29, 2004

RE: 00-576-CD
Swisher Concrete Products, Inc. vs. Samuel D. Richards

Dear Samuel D. Richards:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830**. The Statement of Intention to Proceed must be filed on or before **January 7, 2005**.

If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.

By the Court,

A handwritten signature in black ink, appearing to read "David S. Meholic".

David S. Meholic
Court Administrator

Court of Common Pleas of Clearfield County, Pennsylvania
Civil Division

Swisher Concrete Products, Inc.

Vs.

00-576-CD

Samuel David Richards

Termination of Inactive Case

This case is hereby terminated with prejudice
this 21st day of January, 2005, as per Rule 230.2



William A. Shaw
Prothonotary

JAN 21 2005

William A. Shaw
Prothonotary Clerk of Courts