

U.S. DISTRICT COURT  
E. M. BROWN, INC. -vs- NORMAN L. McDOWELL

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

(14) E.M. BROWN, INC. :  
Plaintiff : No. 00- 586 -CD  
vs. :  
(71) NORMAN L. McDOWELL :  
Defendant :  
:

P R A E C I P E

To: William A. Shaw, Prothonotary

Dear Sir:

Attached hereto and incorporated herein by reference is a Certified Copy of the Notice of Judgment entered by District Justice Richard A. Ireland in favor of the Plaintiff and against the Defendants.

Please enter Judgment in favor of the Plaintiff and against the Defendants in the amount of \$1,409.93.

Respectfully submitted

Dated: May 15, 2000

  
Peter F. Smith

Attorney for Plaintiff

FILED

MAY 18 2000

William A. Shaw  
Prothonotary

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: **E.M. BROWN, INC** NAME and ADDRESS

**PO BOX 767**  
**CLEARFIELD, PA 16830**

VS.

DEFENDANT: **MCDOWELL, NORMAN L.** NAME and ADDRESS

**RR1, BOX 576**  
**MORRISDALE, PA 16858**

Docket No.: **CV-0000151-00**  
Date Filed: **3/17/00**



00-586-10

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **E.M. BROWN, INC**

Judgment was entered against: (Name) **MCDOWELL, NORMAN L.**

in the amount of \$ **1,409.93** on: (Date of Judgment) **4/13/00**

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

Damages will be assessed on: \_\_\_\_\_

|                      |                    |
|----------------------|--------------------|
| Amount of Judgment   | \$ <b>1,353.93</b> |
| Judgment Costs       | \$ <b>56.00</b>    |
| Interest on Judgment | \$ <b>.00</b>      |
| Attorney Fees        | \$ <b>.00</b>      |
| <b>Total</b>         | \$ <b>1,409.93</b> |

This case dismissed without prejudice.

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

|                       |          |
|-----------------------|----------|
| Post Judgment Credits | \$ _____ |
| Post Judgment Costs   | \$ _____ |

Levy is stayed for \_\_\_\_\_ days or  generally stayed.

|                                 |          |
|---------------------------------|----------|
| <b>Certified Judgment Total</b> | \$ _____ |
|---------------------------------|----------|

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

|       |        |
|-------|--------|
| 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.

4-13-00 Date Reba Shuler, District Justice

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

5-15-00 Date Reba Shuler, District Justice

FILED  
RECEIVED 1-8-2000  
01/08/00  
William A. Shaw PD  
Prothonotary 20.00  
By Clerk  
Mailed Notice to D.E.A.T.

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

|                    |   |                 |
|--------------------|---|-----------------|
| E.M. BROWN, INC.   | : |                 |
| Plaintiff          | : | No. 00- 586 -CD |
| vs.                | : |                 |
| NORMAN L. McDOWELL | : |                 |
| Defendant          | : |                 |

Notice is given that a judgment has been entered of record in  
Clearfield County against you in the amount of \$1,409.93 plus  
interest and costs on \_\_\_\_\_.

**Prothonotary**

By \_\_\_\_\_, Deputy

Rule of Civil Procedure No. 236

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

E.M. BROWN, INC. :  
Plaintiff : No. 00- 586 -CD  
:  
vs. :  
:  
NORMAN L. McDOWELL :  
Defendant :  
:

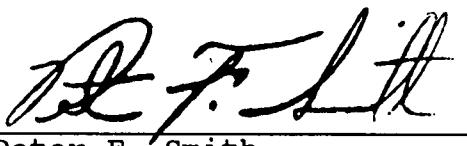
CERTIFICATE OF ADDRESS

I, Peter F. Smith, attorney for the above Plaintiff, certify that to the best of my information, knowledge and belief, the correct name and address of the Plaintiff and the last known name and address of the Defendant hereto are:

Plaintiff: E.M. Brown, Inc.  
P.O. Box 767  
Clearfield, PA 16830

Defendant: Norman L. McDowell  
RR 1, Box 576  
Morrisdale, PA 16858

Date: *May 15, 2000*

  
Peter F. Smith  
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA  
STATEMENT OF JUDGMENT

E.M. BROWN, INC.  
Plaintiffs (s)

Docket: 281

No.: 00-586-CD

Real Debt: \$1,409.93

Atty's Comm:

Vs.

Costs: \$

Int. From:

NORMAN L. McDOWELL  
Defendant (s)

Entry: \$20.00

Instrument: DISTRICT JUSTICE

Date of Entry: May 18, 2000

Expires: MAY 18, 2005

Certified from the record this 18TH day of MAY, 2000.

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William A. Shaw, Prothonotary

\*\*\*\*\*

SIGN BELOW FOR SATISFACTION

Received on \_\_\_\_\_, \_\_\_\_\_, of defendant full satisfaction of this Judgment,  
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

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Plaintiff/Attorney

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

E.M. BROWN, INC.,  
Plaintiff

vs. : No. 00-586-CD

NORMAN L. McDOWELL,  
Defendant

and

CLEARFIELD BANK & TRUST,  
Garnishee

**PRAECIPE FOR WRIT OF EXECUTION**

TO: William A. Shaw, Prothonotary

Dear Sir:

Kindly issue writ of execution in the above matter directed to the Sheriff of Clearfield County against NORMAN L. McDOWELL, Defendant, and CLEARFIELD BANK & TRUST, Garnishee.

This Writ should be indexed against NORMAN L. McDOWELL, Defendant and CLEARFIELD BANK & TRUST, Garnishee.

The amounts due are as follows:

|    |  |                              |
|----|--|------------------------------|
| a) | Principal                                      | \$1,409.93                   |
| b) | Interest from 03/17/2000<br>(to be added) @ 6% | \$ <u>40.00</u>              |
| c) | Costs of Suit (to be added)                    |                              |
|    | Preliminary Total                              | \$1,409.93                   |
|    | <b>GRAND TOTAL</b>                             | \$ <u>                  </u> |

**FILED**  
FEB 14 2001  
971-051-00  
William A. Shaw, Jr.  
Prothonotary  
wms to SMC

Date: 2-12-01

  
Peter F. Smith, Esquire  
Attorney for Plaintiff

FILED

FFB 14 2001  
OCT 4 2001 Smith pd  
William A. Shaw  
Prothonotary  
6 Worts Sheriff

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

COPY

E.M. BROWN, INC.,  
Plaintiff

vs. — : No. 00-586-CD

NORMAN L. McDOWELL,  
Defendant

and

CLEARFIELD BANK & TRUST,  
Garnishee

**WRIT OF EXECUTION  
NOTICE**

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may also have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing; and, (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to Court ready to explain your exemption. If you do not come to Court to prove your exemptions, you may lose some of your property.

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

COURT ADMINISTRATOR  
Clearfield County Courthouse  
Market and Second Streets  
Clearfield, PA 16830  
(814) 765-2641

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

E.M. BROWN, INC.,  
Plaintiff

VS. : No. 00-586-CD

NORMAN L. McDOWELL,  
Defendant

and

CLEARFIELD BANK & TRUST,  
Garnishee

***WRIT OF EXECUTION***

Commonwealth of Pennsylvania :  
County of Clearfield :

TO: The Sheriff of Clearfield County

To satisfy the judgment, interest and costs against **NORMAN L. McDOWELL**, Defendant, you are directed to levy upon the property of the Defendant and to sell its interest therein.

You are further directed to attach the property of the Defendant not levied upon in the possession of **CLEARFIELD BANK & TRUST**, as Garnishee and to notify the Garnishee that (a) an attachment has been issued; (b) the Garnishee is enjoined from paying any debt to or for the account of the Defendant and from delivering any property of the Defendant or otherwise disposing thereof.

If the property of the Defendant is not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above state.

The amounts due are as follows:

|      |                          |                 |
|------|--------------------------|-----------------|
| a)   | Principal                | \$1,409.93      |
| b)   | Interest from 03/17/2000 |                 |
|      | (to be added) @ 6%       | \$ _____        |
| c) — | Costs of Suit            |                 |
|      | (to be added)            | \$ <u>40.00</u> |

Preliminary Total \$1,409.93

**GRAND TOTAL** \$ \_\_\_\_\_

Prothonotary:

Date: 2/14/01

By: \_\_\_\_\_

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

E.M. BROWN, INC.,  
Plaintiff

vs.

No. 00-586-CD

NORMAL L. McDOWELL,  
Defendant

and

CLEARFIELD BANK & TRUST,  
Garnishee

***CLAIM FOR EXEMPTION***

To the Sheriff:

I, the above-named Defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which had been levied upon,

(a) I desire that my \$300.00 statutory exemption be

(i) Set aside in kind (specify property to be set aside in kind):  
\_\_\_\_\_

(ii) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis of exemption):  
\_\_\_\_\_

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) my \$300.00 statutory exemption:  in cash  in kind (specify property):  
\_\_\_\_\_

(b) Social Security benefits on deposit in the amount of \$ \_\_\_\_\_.

(c) Other (specify amount and basis of exemption):  
\_\_\_\_\_

I request a prompt court hearing to determine the exemption. Notice of hearing should be given to me at:

Address \_\_\_\_\_

Phone Number \_\_\_\_\_

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsifications to authorities.

Date: \_\_\_\_\_

Defendant \_\_\_\_\_

**THIS CLAIM TO BE FILED WITH  
THE OFFICE OF THE SHERIFF OF CLEARFIELD COUNTY**

Chester A. Hawkins, Sheriff  
Clearfield County Courthouse  
Market & Second Streets  
Clearfield, PA 16830  
(814) 765-5595

## **MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW**

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms, and equipment
3. Most wages and unemployment compensation
4. Social security benefits
5. Certain retirements funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

(2)

E. M. Brown, Inc. ,

Vs.

NO.: 2000-00586-CD

Norman L. McDowell ,

Clearfield Bank & Trust  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the debt, interest and costs due E. M. BROWN, INC. , Plaintiff(s) from NORMAN L. McDOWELL , , Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of: Clearfield Bank & Trust Garnishee(s) as follows: and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;
- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$1,409.93

PAID: \$40.00

INTEREST: From 3/17/00 (to be added at 6%)

SHERIFF: \$

PROTH. COSTS: \$

OTHER COSTS: \$

ATTY'S COMM: \$

DATE: 02/14/2001

---

William A. Shaw  
Prothonotary/Clerk Civil Division

Received this writ this \_\_\_\_\_ day  
of \_\_\_\_\_ A.D. \_\_\_\_\_  
At \_\_\_\_\_ A.M./P.M.

Requesting Party: Peter F. Smith, Esquire  
30 South Second Street  
Clearfield, PA 16830

\_\_\_\_\_  
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

E. M. Brown, Inc. ,

Vs.

NO.: 2000-00586-CD

Norman L. McDowell ,

Clearfield Bank & Trust  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

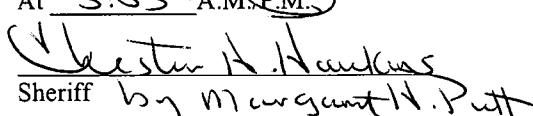
To satisfy the debt, interest and costs due E. M. BROWN, INC. , Plaintiff(s) from NORMAN L. McDOWELL , , Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:  
Clearfield Bank & Trust  
Garnishee(s) as follows:  
and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;
- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$1,409.93  
INTEREST: From 3/17/00 (to be added at 6%)  
PROTH. COSTS: \$  
ATTY'S COMM: \$  
DATE: 02/14/2001

PAID: \$40.00  
SHERIFF: \$  
OTHER COSTS: \$

  
\_\_\_\_\_  
William A. Shaw  
Prothonotary/Clerk Civil Division

Received this writ this 14<sup>th</sup> day  
of January A.D. 2001  
At 3:00 A.M.P.M.  
  
\_\_\_\_\_  
Sheriff by Margaret H. Putt

Requesting Party: Peter F. Smith, Esquire  
30 South Second Street  
Clearfield, PA 16830

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 10702

E.M. BROWN, INC

00-586-CD

VS.

MCDOWELL, NORMAN L.

WRIT OF EXECUTION      INTERROGATORIES TO GARNISHEE

**SHERIFF RETURNS**

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NOW, FEBRUARY 16, 2001, AT 1:40 PM O'CLOCK SERVED WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE ON JUDY MITCHELL, VICE PRESIDENT OF CLEARFIELD BANK AND TRUST COMPANY, GARNISHEE, AT HER PLACE OF EMPLOYMENT, 11 NORTH SECOND STREET, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, 16830, BY HANDING TO JUDY MITCHELL, VICE PRESIDENT OF CLEARFIELD BANK AND TRUST COMPANY, GARNISHEE, A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE AND MADE KNOWN TO HER THE CONTENTS THEREOF.

NOW, FEBRUARY 20, 2001, RETURN WRIT AS BEING SERVED, PAID COSTS FROM ADVANCE AND MADE REFUND OF UNUSED ADVANCE TO THE PLAINTIFF.

SHERIFF HAWKINS      \$19.00  
SURCHARGE      \$10.00  
PAID BY PLAINTIFF

---

**FILED**

Feb 20 2001  
013.00 No CC  
William A. Shaw  
Prothonotary

Sworn to Before Me This

20th Day Of February 2001  
William A. Shaw

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

So Answers,

Chester A. Hawkins  
by Margaret H. Potts  
Chester A. Hawkins  
Sheriff  
KD

— Lap over margin —

No. 00-586-CI

E.M. Brown, Inc., Plaintiff

VS.

Norman L. McDowell, Defendant

AND

Clearfield Bank & Trust Company,  
Garrishee

FILED

MAR 01 2001

0 / 12:15 P.M.

William A. Shaw

Prothonotary

One (1) Court-C. & T  
Fees



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

E.M. Brown, Inc.

PLAINTIFF

NO. 00-586-CD

VS.

Norman L. McDowell

DEFENDANT

AND

CLEARFIELD BANK & TRUST COMPANY  
GARNISHEE

To: The Prothonotary of Clearfield County

The Clearfield Bank & Trust Company, Garnishee, files answers to plaintiff's interrogatories as follows:

The answer to the plaintiff's interrogatories to #1 is No.

The answer to the plaintiff's interrogatories to #2 is NA.

The answer to the plaintiff's interrogatories to #3 is No.

The answer to the plaintiff's interrogatories to #4 is NA.

The answer to the plaintiff's interrogatories to #5 is No.

The answer to the plaintiff's interrogatories to #6 is No.

The answer to the plaintiff's interrogatories to #7 is NA.

The answer to the plaintiff's interrogatories to #8 is NA.

The answer to the plaintiff's interrogatories to #9 is NA.

The answer to the plaintiff's interrogatories to #10 is No.

The answer to the plaintiff's interrogatories to #11 is NA.

The answer to the plaintiff's interrogatories to #12 is No.

The answer to the plaintiff's interrogatories to #13 is NA.

Date: February 28, 2001

  
\_\_\_\_\_  
Lori A. Kurtz  
Collection Officer  
Clearfield Bank & Trust Company

**FILED**

MAR 01 2001

William A. Shaw  
Prothonotary