

00-688-CD
MATTHEW H. WICKER -vs- BRENDA L. WICKER

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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Docket No. 00-688-60

Type of Pleading:
COMPLAINT IN DIVORCE
§3301(c) or in the
alternative §3301(d) of
the Divorce Code

Filed on behalf of:
PLAINTIFF: Matthew H. Wicker

Counsel of record for
this party:

LAW OFFICES OF
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart, Esq.
PA I.D. No. 82380

110 North Second Street
P. O. Box 1320
Clearfield, PA 16830
(814) 765-9611

FILED

JUN 08 2000

William A. Shaw
Prothonotary

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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Docket No. 00.688.CO

NOTICE TO DEFEND AND CLAIM RIGHTS

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action 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 within twenty (20) days. 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 relief claimed in the complaint by the Plaintiff. A judgment may also be entered against you for any other claim or relief requested in these papers by Plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children.

When the grounds for the divorce is indignities or irretrievable breakdown of the marriage, you may request marriage counseling. A list of the marriage counselors is available in the Office of the Prothonotary at Clearfield County Courthouse, 1 North Second Street, Clearfield, Pennsylvania, 16830.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, DIVISION OR PROPERTY, LAWYER'S FEES OR EXPENSES BEFORE A DIVORCE OR ANNULMENT IS GRANTED, YOU MAY LOSE THE RIGHT TO CLAIM ANY OF THEM.

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

DAVID S. MEHOLICK, COURT ADMINISTRATOR
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830
(814) 765-2641 Ext. 32

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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Docket No. 00.688.00

COMPLAINT IN DIVORCE

COMES NOW, Plaintiff, MATTHEW H. WICKER, by and through his attorney, and files the within Complaint against BRENDA L. WICKER pursuant to the provisions of Section 3301(c), and in the alternative, Section 3301(d) of the Divorce Code. In support therefore, Plaintiff respectfully avers and shows as follows:

1. Plaintiff is MATTHEW H. WICKER, an individual, who resides at R. D. 2, Box 79, Martinsburg, Pennsylvania 16662.
2. Defendant is BRENDA L. WICKER, an individual, who has a mailing address of P. O. Box 60, Ramey, Pennsylvania 16671.
3. There are no children born to this marriage.
4. The parties were married on October 4, 1997, in Martinsburg, Pennsylvania.
5. The parties resided in Ramey, Clearfield County, Pennsylvania, during their marriage.

6. Plaintiff and Defendant are sui juris and both have been bona fide residents of the Commonwealth of Pennsylvania for more than 6 months immediately preceding the filing of this Complaint.

7. Neither Plaintiff nor Defendant is in the military or naval service of the United States or its allies within the provisions of the Soldiers' and Sailors' Civil Relief Act of the Congress of 1940 and its amendments.

8. Both Plaintiff and Defendant are American citizens.

9. Plaintiff has been advised of the availability of marital counseling in accordance with Rules 1920.12(a)(8) and 1920.71.

10. Through this Complaint, Defendant is advised of the availability of marriage counseling.

11. It is Plaintiff's belief that neither of the parties wishes to pursue marriage counseling at this time.

COUNT I DIVORCE

The prior paragraphs of this Complaint are incorporated herein by reference as though set forth in full.

12. Plaintiff hereby states that there has been an irretrievable breakdown of the marriage between the parties, so as to warrant the entry of a no fault divorce under Section 3301(c) of the Divorce Code.

13. The parties will file Affidavits of Consent after ninety days indicating their willingness to have a Decree in Divorce entered.

14. In the alternative, Plaintiff alleges that there is an irretrievable breakdown of the marriage within the definition of §3301(d) of the Divorce Code, and states that he will pursue such a divorce if a divorce is not available under §3301(c).

15. For purposes of measuring the period of time that the parties have been separate and apart, Plaintiff hereby states that the parties have been separate and apart, as measured by the Divorce Code, from May 14, 2000, and continuing thereafter.

16. There have been no prior actions for divorce instituted by the parties in this or any other jurisdiction.

WHEREFORE, Plaintiff requests Your Honorable Court to enter a Decree in Divorce, and that other relief be granted to the Plaintiff, as requested and as appropriate under the circumstances.

COUNT II EQUITABLE DISTRIBUTION

The prior paragraphs of this Complaint are incorporated herein by reference as though set forth in full.

17. Plaintiff and Defendant have acquired marital property as defined by the Divorce Code, which is subject to equitable distribution pursuant to §3502(a) of the Divorce Code.

18. The parties anticipate entering into an agreement concerning the assets and liabilities subject to equitable distribution.

19. In the event that an agreement is not entered into between the parties, Plaintiff requests that the Court equitable divide the marital property between the parties.

WHEREFORE, Plaintiff respectfully requests that the Court enter an order of equitable distribution of marital property pursuant to Section 3502(a) of the Divorce Code.

Respectfully submitted,

By: Cynthia B Stewart
Cynthia B. Stewart, Esquire
Attorney for Plaintiff

VERIFICATION

I certify that the statements made in the foregoing Complaint in Divorce are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.



MATTHEW H. WICKER

DATE: 6-7-00

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

- CIVIL DIVISION -

MATTHEW H. WICKER,
Plaintiff

-VS-

BRENDA L. WICKER,
Defendant

Docket No. _____

COMPLAINT IN DIVORCE

FILED

JUN 08 2000
By: 012:371 atty Kenber
William A. Shaw
Prothonotary

pd 545.60

3cc atty Kenber

Law Office

DWIGHT L. KOEHRBER, JR.

ATTORNEY - AT - LAW

110 NORTH SECOND STREET

P. O. BOX 1920

CLEARFIELD, PENNSYLVANIA 16830

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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Docket No. 00-688-CD

Type of Pleading:
AFFIDAVIT OF SERVICE

Filed on Behalf of:
PLAINTIFF: Matthew H. Wicker

Counsel of Record for
This Party:

LAW OFFICES OF
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart, Esquire
PA I.D. No. 82380

110 North Second Street
P. O. Box 1320
Clearfield, PA 16830
(814) 765-9611

FILED

AUG 21 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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: Docket No. 00-688-CD
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AFFIDAVIT OF SERVICE

I, Cynthia B. Stewart, being duly sworn according to law, depose and state that on June 8, 2000, I served a certified copy of the Complaint in Divorce filed in the above-captioned matter by United States Certified Mail upon Defendant at the address listed below:

Ms. Brenda L. Wicker
P. O. Box 60
Ramey, PA 16671

Attached hereto is the receipt of Certified Mail Receipt and the corresponding Domestic Receipt Return.

Cynthia B. Stewart
Cynthia B. Stewart, Esquire
Attorney for Plaintiff

Sworn and subscribed
before me this 21st
day of August, 2000.

Sheune Wisor
NOTARY PUBLIC
Notarial Seal
Sheune Wisor, Notary Public
Clearfield Box, Clearfield County
My Commission Expires May 24, 2003
Member: Pennsylvania Association of Notaries

Z 303 212 165

US Postal Service

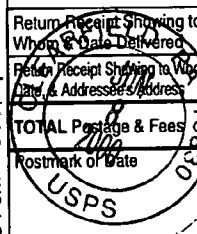
Receipt for Certified Mail

No Insurance Coverage Provided.

Do not use for International Mail (See reverse)

Sent to	
Ms. Brenda L. Wicker	
Street & Number	
P.O. Box 60	
Post Office, State, & ZIP Code	
Ramey, PA 16671	
Postage	\$ 1.55
Certified Fee	1.40
Special Delivery Fee	
Restricted Delivery Fee	2.75
Return Receipt Showing to Whom & Date Delivered	1.25
Return Receipt Showing to Whom, Date, & Addressee's Address	
TOTAL Postage & Fees	\$ 5.95
Postmark or Date	

PS Form 3800, April 1995



Is your RETURN ADDRESS completed on the reverse side?

SENDER:

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- ☐ Addressee's Address
- ☒ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Ms. Brenda L. Wicker
P.O. Box 60
Ramey, PA 16671

4a. Article Number

2303 212 165

4b. Service Type

- | | |
|---|---|
| <input type="checkbox"/> Registered | <input checked="" type="checkbox"/> Certified |
| <input type="checkbox"/> Express Mail | <input type="checkbox"/> Insured |
| <input type="checkbox"/> Return Receipt for Merchandise | <input type="checkbox"/> COD |

7. Date of Delivery

6-10-00

5. Received By: (Print Name)

Brenda Wicker

6. Signature: (Addressee or Agent)

x Brenda Wicker

8. Addressee's Address (Only if requested and fee is paid)

Thank you for using Return Receipt Service.

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

MATTHEW H. WICKER,
PLAINTIFF

VS

BRENDA L. WICKER,
DEFENDANT

DOCKET NO. 00-688-CD

AFFIDAVIT OF SERVICE

Law Office

DWIGHT L. KOERBER, JR.
ATTORNEY - AT - LAW
110 NORTH SECOND STREET
P. O. BOX 1320
CLEARFIELD, PENNSYLVANIA 16830

Q/3:30pm
10/3/00
10/3/00
10/3/00

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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Docket No. 00-688-CD

Type of Pleading:
PRAECIPE TO TRANSMIT RECORD

Filed on Behalf of:
PLAINTIFF: Matthew H. Wicker

Counsel of Record for This
Party:

THE LAW OFFICES OF
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart, Esquire
PA I.D. No. 82380

110 North Second Street
P.O. Box 1320
Clearfield, PA 16830

(814) 765-9611

FILED

SEP 29 2000

William A. Shaw
Prothonotary

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

MATTHEW H. WICKER,	:	
Plaintiff	:	
	:	
-vs-	:	Docket No. 00-688-CD
	:	
BRENDA L. WICKER,	:	
Defendant	:	

PRAECIPE TO TRANSMIT RECORD

TO THE PROTHONOTARY:

Please transmit the record, together with the following information, to the Court for entry of a Divorce Decree:

1. Grounds for divorce are irretrievable breakdown of the marriage relationship of the parties within the meaning of Section 3301(c) of the Divorce Code.

2. Defendant was served with a copy of the Complaint in this matter by U.S Certified Mail and U.S First Class Mail on June 8, 2000.

3. Plaintiff executed an Affidavit of Consent on September 15, 2000, attached hereto.

4. Defendant executed an Affidavit of Consent on September 26, 2000, attached hereto.

5. Plaintiff executed a Waiver of Notice of Intention to Request Entry of §3301(c) Divorce Decree on September 15, 2000, attached hereto.

6. Defendant executed a Waiver of Notice of Intention to Request Entry of §3301(c) Divorce Decree on September 26, 2000, attached hereto.

7. The Affidavits of Consent and Waivers of Notice of Intention to Request Entry of §3301(c) Divorce Decree are being filed contemporaneously herein.

8. All issues related to division of marital assets and liabilities have been previously resolved by the parties.

Respectfully submitted:

BY: Cynthia B. Stewart
Cynthia B. Stewart, Esquire
Attorney for Plaintiff

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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Docket No. 00-688-CD

AFFIDAVIT OF CONSENT

1. A Complaint in Divorce under Section 3301(c) of the Divorce Code was filed on June 8, 2000.

2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety (90) days have elapsed from the date of the filing and service of the Complaint.

3. I consent to the entry of a Final Decree of Divorce.

4. I understand that I may lose rights concerning alimony, division of property, lawyers fees, or expenses if I do not claim them before a divorce is granted. There are no outstanding property issues that need to be determined.

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

9-15-00

DATE


MATTHEW H. WICKER

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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: Docket No. 00-688-CD
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**WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A
DIVORCE DECREE UNDER §3301(c) OF THE DIVORCE CODE**

1. I consent to the entry of a Final Decree of Divorce without notice.

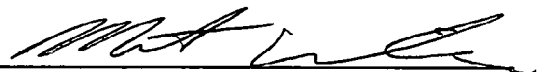
2. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.

3. I understand I will not be divorced until the Divorce Decree is entered by the Court and that a copy of a Decree will be sent to me immediately after it is filed with the Prothonotary.

I verify that the statements made in this Affidavit are true and correct. I understand that false statements made herein are subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

9-15-00

DATE



MATTHEW H. WICKER

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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**WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A
DIVORCE DECREE UNDER §3301(c) OF THE DIVORCE CODE**

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2. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.

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I verify that the statements made in this Affidavit are true and correct. I understand that false statements made herein are subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

9-26-00
DATE

Brenda L. Wicker
BRENDA L. WICKER

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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: Docket No. 00-688-CD
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AFFIDAVIT OF CONSENT

1. A Complaint in Divorce under Section 3301(c) of the Divorce Code was filed on June 8, 2000.

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

9-26-00
DATE

Brenda Wicker
BRENDA L. WICKER

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

MATTHEW H. WICKER,
PLAINTIFF

VS

BRENDA L. WICKER,
DEFENDANT

DOCKET NO. 00-688-CD

PRAECIPE TO TRANSMIT RECORD

FILED

SEP 29 2000

William A. Shaw
Prothonotary

Law Office

DWIGHT L. KOERBER, JR.
ATTORNEY - AT - LAW
110 NORTH SECOND STREET
P. O. BOX 1930
CLEARFIELD, PENNSYLVANIA 16830

32
③

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF HEALTH

VITAL RECORDS

COUNTY
Clearfield

**RECORD OF
DIVORCE OR ANNULMENT**

☒ (CHECK ONE) ☐

STATE FILE NUMBER

STATE FILE DATE

HUSBAND

1. NAME (First) Matthew (Middle) Henry (Last) Wicker 2. DATE OF BIRTH (Month) August (Day) 9 (Year) 1975

3. RESIDENCE (Street or R.D.) R. D. 2, Box 79 (City, Boro. or Twp.) Martinsburg (County) Blair (State) PA 4. PLACE OF BIRTH (State or Foreign Country) Blair County, PA

5. NUMBER OF THIS MARRIAGE 1st 6. RACE WHITE ☒ BLACK ☐ OTHER (Specify) ☐ 7. USUAL OCCUPATION truck driver

WIFE

8. MAIDEN NAME (First) Brenda (Middle) Lee (Last) Garber 9. DATE OF BIRTH (Month) July (Day) 3 (Year) 1971

10. RESIDENCE (Street or R.D.) P. O. Box 60 (City, Boro. or Twp.) Ramey (County) Clearfield (State) PA 11. PLACE OF BIRTH (State or Foreign Country) PA

12. NUMBER OF THIS MARRIAGE 1st 13. RACE WHITE ☒ BLACK ☐ OTHER (Specify) ☐ 14. USUAL OCCUPATION bartender

15. PLACE OF THIS MARRIAGE (County) Blair County (State or Foreign Country) PA 16. DATE OF THIS MARRIAGE (Month) October (Day) 4 (Year) 1997

17A. NUMBER OF CHILDREN THIS MARRIAGE 0 17B. NUMBER OF DEPENDENT CHILDREN UNDER 18 0 18. PLAINTIFF HUSBAND ☒ WIFE ☐ OTHER (Specify) ☐ 19. DECREE GRANTED TO HUSBAND ☒ WIFE ☐ OTHER (Specify) ☐

20. NUMBER OF CHILDREN TO CUSTODY OF HUSBAND ☐ WIFE ☐ SPLIT CUSTODY ☐ OTHER (Specify) ☐ 21. LEGAL GROUNDS FOR DIVORCE OR ANNULMENT 23 Pa.C.S. §3301(c)

22. DATE OF DECREE (Month) (Day) (Year) 23. DATE REPORT SENT TO VITAL RECORDS (Month) (Day) (Year)

24. SIGNATURE OF
TRANSCRIBING CLERK

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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Docket No. 00-688-CD

Type of Pleading:
DECREE IN DIVORCE

Filed on Behalf of:
PLAINTIFF: Matthew H. Wicker

Counsel of Record for
This Party:

LAW OFFICES OF
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart, Esquire
PA I.D. No. 82380

110 North Second Street
P. O. Box 1320
Clearfield, PA 16830
(814) 765-9611

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

MATTHEW H. WICKER,
Plaintiff

-vs-

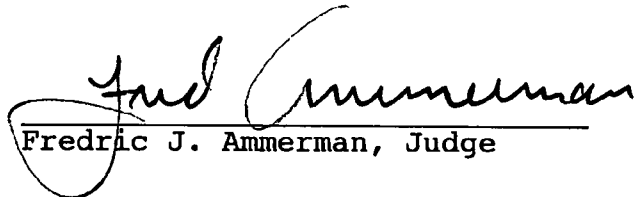
BRENDA L. WICKER,
Defendant

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: Docket No. 00-688-CD
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D E C R E E

AND NOW, this 2nd day of October, 2000, it is
ordered and decreed that MATTHEW H. WICKER, Plaintiff, and BRENDA
L. WICKER, Defendant, are divorced from the bounds of matrimony.

BY THE COURT:


Fredric J. Ammerman, Judge

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

MATHEW H. WICKER,
PLAINTIFF

VS

BRENDA L. WICKER,
DEFENDANT

DOCKET NO. 00-688

DECREE IN DIVORCE

Law Office

DWIGHT L. KOERBER, JR.

ATTORNEY - AT - LAW

110 NORTH SECOND STREET

P. O. Box 1320

CLEARFIELD, PENNSYLVANIA 16830

300 Decrees
to Atty Stewart

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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Docket No. 00-688-CD

Type of Pleading:
CERTIFICATE OF SERVICE

Filed on Behalf of:
PLAINTIFF: Matthew H. Wicker

Counsel of Record for
This Party:

LAW OFFICES OF
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart, Esquire
PA I.D. No. 82380

110 North Second Street
P. O. Box 1320
Clearfield, PA 16830
(814) 765-9611

FILED

OCT 03 2000

William A. Shaw
Prothonotary

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

MATTHEW H. WICKER,
Plaintiff

-vs-

BRENDA L. WICKER,
Defendant

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: Docket No. 00-688-CD
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CERTIFICATE OF SERVICE

This is to certify that on the 3rd day of October, 2000, the undersigned served via U.S. First Class Mail a true and correct copy of the PRAECIPE TO TRANSMIT RECORD and the DECREE IN DIVORCE in the above-captioned matter upon the following:

Ms. Brenda L. Wicker
P. O. Box 60
Ramey, PA 16671

Cynthia B. Stewart
Cynthia B. Stewart, Esquire
Attorney for Plaintiff

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

MATTHEW W. WICKER,
PLAINTIFF

VS

BRENDA L. WICKER,
DEFENDANT

DOCKET NO. 00-688-CD

CERTIFICATE OF SERVICE

FILED

OCT 03 2000

13:09/15 c atty
William A. Shaw
Prothonotary

Law Office

DWIGHT L. KOERBER, JR.

ATTORNEY - AT - LAW

110 NORTH SECOND STREET

P. O. Box 1320

CLEARFIELD, PENNSYLVANIA 16830