

00-742-CD  
DUBOIS-OKLAHOMA ATHLETIC ASSOCIATION -vs- JOHN FOREHAND et al

46th

## NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

00-742-CO

## 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		MAG. DIST. NO. OR NAME OF D.J.		
DuBois-Oklahoma Athletic Association		46-3-01 Patrick N. Ford		
ADDRESS OF APPELLANT		CITY	STATE	ZIP CODE
R.D. 3, Box 43		DuBois,	PA	15801
DATE OF JUDGMENT	IN THE CASE OF (Plaintiff) (Defendant)			
05/23/00	DuBois-Oklahoma Athletic Association John and Tina Forehand			
CLAIM NO.	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT			
CV X 0000295-00				
LT 19	Mark S. Weaver, Esq.			
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p>				
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 \_\_\_\_\_, appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. 00-742-CO) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

X

Signature of appellant or his attorney or agent

RULE: To \_\_\_\_\_, appellee(s)

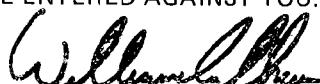
Name of appellee(s)

(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: June 22, 2000



Signature of Prothonotary or Deputy

FILED

JUN 22 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) \_\_\_\_\_, 19\_\_\_\_\_,  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\_\_\_\_\_. \_\_\_\_\_  
*Signature of official*

# FILED

REC'D JUN 22 2000  
011471 Atty Weaver  
William A. Shaw  
Prothonotary  
CC to Atty Weaver  
per \$80.00

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: CLEARFIELD

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**

Address: **109 NORTH BRADY STREET  
P.O. BOX 452  
DUBOIS, PA**

Telephone: **(814) 371-5321 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

**DUBOIS OKLAHOMA ATHLETIC ASSOC.  
RD 3 BOX 43  
DUBOIS, PA 15801**

NAME and ADDRESS

DEFENDANT:

**FOREHAND, JOHN, ET AL.  
259 MAIN STREET  
BROCKWAY, PA 15824**

NAME and ADDRESS

VS.

Docket No.: **CV-0000295-00**  
Date Filed: **4/11/00**



**DUBOIS OKLAHOMA ATHLETIC ASSOC.  
RD 3 BOX 43  
DUBOIS, PA 15801**

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR DEFENDANT**

*00-742-00*

Judgment was entered for: (Name) **FOREHAND, JOHN**

Judgment was entered against: (Name) **DUBOIS OKLAHOMA ATHLETIC ASSOC.**

in the amount of \$ **.00** on: (Date of Judgment) **5/23/00**

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

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

Amount of Judgment	\$ <b>.00</b>
Judgment Costs	\$ <b>.00</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>.00</b>

This case dismissed without prejudice.

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

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>=====</b>	
<b>Certified Judgment Total</b>	\$ _____

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

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.

5-23-00 Date Patrick N. Ford, District Justice

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

Date \_\_\_\_\_, District Justice

My commission expires first Monday of January,

**2006**

SEAL

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: CLEARFIELD

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **109 NORTH BRADY STREET**  
**P.O. BOX 452**  
**DUBOIS, PA**  
Telephone: **(814) 371-5321**

**15801**

**DUBOIS OKLAHOMA ATHLETIC ASSOC**  
**RD 3 BOX 43**  
**DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**DUBOIS OKLAHOMA ATHLETIC ASSOC.**  
**RD 3 BOX 43**  
**DUBOIS, PA 15801**

VS.

NAME and ADDRESS

**FOREHAND, JOHN, ET AL.**  
**259 MAIN STREET**  
**BROCKWAY, PA 15824**

Docket No.: **CV-0000295-00**  
Date Filed: **4/11/00**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

Judgment was entered for: (Name) **DUBOIS OKLAHOMA ATHLETIC ASSOC**

Judgment was entered against: (Name) **FOREHAND, TINA**

in the amount of \$ **45.00** on: (Date of Judgment) **5/23/00**

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

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

Amount of Judgment	\$ <b>1.00</b>
Judgment Cos: s	\$ <b>44.00</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>45.00</b>

This case dismissed without prejudice.

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

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>=====</b>	
<b>Certified Judgment Total</b>	\$ _____

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

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.

5-23-00 Date Patrick N. Ford, District Justice

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

Date \_\_\_\_\_, District Justice

My commission expires first Monday of January,

**2006**

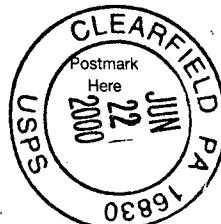
SEAL

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

Article Sent To:

Dist. Justice Patrick Ford

Postage	\$ .33
Certified Fee	1.40
Return Receipt Fee (Endorsement Required)	1.25
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 2.98



Name (Please Print Clearly) (to be completed by mailer)

Dist. Justice Patrick Ford

Street, Apt. No.; or PO Box No.

P.O. Box 452, 109 N. Brady St.

City, State, ZIP+4

DUBOIS, PA 15801

**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.**

7000 0600 0023 2701 6149

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

Article Sent To:  
**John + Tina Forehand**

Postage	\$ .33
Certified Fee	1.40
Return Receipt Fee (Endorsement Required)	1.25
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 2.98

*Postmark: JUN 2 2000  
CLEARFIELD PA 16830  
USPS*

Name (Please Print Clearly) (to be completed by mailer)  
**John + Tina Forehand**

Street, Apt. No.; or PO Box No.  
**259 Main Street**

City, State, ZIP+4  
**Brockway, PA 15824**

Form 5552-0000, 10-98, 10-99

**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:**

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

00-742-CO

**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

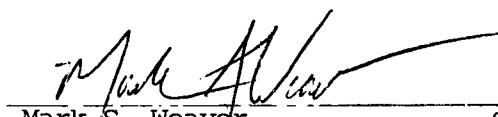
**AFFIDAVIT:** I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. 00-742, upon the District Justice designated therein on  
(date of service) June 22, 2000,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) John and Tina Forehand on  
June 22, 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 June 22, 2000,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME  
THIS 22nd DAY OF June, 2000

Stephanie L. Luzier  
Signature of official before whom affidavit was made



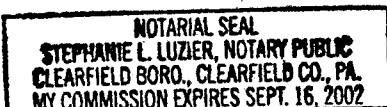
Mark S. Weaver

Signature of affiant

Notary Public

Title of official

My commission expires on September 16, 2002



**FILED**

JUN 23 2000

0110:21 am  
William A. Shaw  
Prothonotary

COURT OF COMMON PLEAS

JUDICIAL DISTRICT

46(1)

## NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 00-742 CD

## 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

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

DuBois-Oklahoma Athletic Association

46-3-01 Patrick N. Ford

ADDRESS OF APPELLANT

CITY

STATE

ZIP CODE

R.D. 3, Box 43

DuBois, PA

PA

15801

DATE OF JUDGMENT

IN THE CASE OF (Plaintiff)

(Defendant)

05/23/00

DuBois-Oklahoma Athletic Association

John and Tina Forehand

CLAIM NO.

CVX# 0000295-00

LT 19

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

Mark S. Weaver, Esq.

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 \_\_\_\_\_, appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. 00-742 CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

X

Signature of appellant or his attorney or agent

RULE: To \_\_\_\_\_, 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: June 22, 2000



Signature of Prothonotary or Deputy

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**

Address: **109 NORTH BRADY STREET  
P.O. BOX 452  
DUBOIS, PA**

Telephone: **(814) 371-5321 15801**

**PATRICK N. FORD  
109 NORTH BRADY STREET  
P.O. BOX 452  
DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**DUBOIS OKLAHOMA ATHLETIC ASSOC.  
RD 3 BOX 43  
DUBOIS, PA 15801**

VS.

DEFENDANT:

NAME and ADDRESS

**FOREHAND, JOHN, ET AL.  
259 MAIN STREET  
BROCKWAY, PA 15824**

Docket No.: **CV-0000295-00**  
Date Filed: **4/11/00**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

**00-742-CO**

Judgment was entered for: (Name) **DUBOIS OKLAHOMA ATHLETIC ASSOC**

Judgment was entered against: (Name) **FOREHAND, TINA**

in the amount of \$ **45.00** on: (Date of Judgment) **5/23/00**

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	\$ <b>1.00</b>
Judgment Costs	\$ <b>44.00</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>45.00</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total</b> \$ _____	

**FILED**

Date:	Place:
Time:	

JUN 29 2000  
MILLING NO. 2  
William A. Shaw  
Prothonotary

**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.**

5-23-00 Date Patrick N. Ford, District Justice

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

Date \_\_\_\_\_, District Justice

My commission expires first Monday of January,

**2006**

SEAL



FILED

SEARCHED

INDEXED

SERIALIZED

MARK S. WEAVER

ATTORNEY AT LAW

12 EAST BROAD STREET

NEW YORK, N.Y.

CLERK'S FILE 1880

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

116  
DUBOIS-OKLAHOMA ATHLETIC :  
ASSOCIATION, :  
Plaintiff :  
vs. :  
JOHN and TINA FOREHAND, :  
Defendant :  
949  
: No. 00-742-CD  
: Type of Case: CIVIL  
: Type of Pleading:  
PRAECIPE TO DISCONTINUE  
: Filed on Behalf of:  
PLAINTIFF  
: Counsel of Record for Plaintiff:  
: Mark S. Weaver, Esq.  
PA Supreme Court No. 63044  
: P.O. Box 170  
211 1/2 East Locust Street  
Clearfield, PA 16830  
: (814) 768-9696

**FILED**

FEB 08 2001

William A. Shaw  
Prothonotary

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

DUBOIS-OKLAHOMA ATHLETIC  
ASSOCIATION

Plaintiff

vs.

No. 00-742-CD

JOHN and TINA FOREHAND,  
Defendants

**PRAECIPE**

To: William A. Shaw, Prothonotary

Dear Sir:

Please mark the above appeal filed on behalf of the Appellant, DuBois-Oklahoma Athletic Association, Discontinued.

Date: 3-1-01

  
\_\_\_\_\_  
Mark S. Weaver, Esquire  
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

COPY

CIVIL DIVISION

DuBois Oklahoma Athletic Association

Vs. No. 2000-00742-CD  
**John Forehand**  
**Tina Forehand**

**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 February 8, 2001 marked:

Discontinued

Record costs in the sum of \$128.19 have been paid in full by Mark S. Weaver, Esquire.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 8th day of February, A.D. 2001.

---

William A. Shaw, Prothonotary