

00-550-GD
MARY A. HUBLER -vs- DELANO HUBLER

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

MARY A. HUBLER,
Plaintiff

vs.

DELANO HUBLER,
Defendant

COMPLAINT IN DIVORCE

FILED

REC'D JUN 27 2000
O 243/Atty Gearhart
William A. Shaw
Prothonotary pd \$90.00
Atty Gearhart

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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

MARY A. HUBLER, :
VS. Plaintiff :
: NO. 00-758 -CD
: :
DELANO HUBLER, :
Defendant :
:

CASE NUMBER: 00-758 -CD

TYPE OF CASE: Civil

TYPE OF PLEADING: COMPLAINT IN DIVORCE

FILED ON BEHALF OF: Plaintiff

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

CHILDREN: NONE

FILED

JUN 27 2000

William A. Shaw
Prothonotary

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

MARY A. HUBLER,	:	NO. 00 -	- CD
Plaintiff	:		
	:		
vs.	:	Attorney I.D. # 26540	
	:		
DELANO HUBLER,	:	IN DIVORCE	
Defendant	:		

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 prompt action. You are warned that if you fail to do so, the case may proceed without you and a decree of divorce or annulment may be entered against you by the court. A judgment may also be entered against you for any other claim or relief requested in these papers by the plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children.

When the ground for the divorce is indignities or irretrievable breakdown of the marriage, you may request marriage counseling. A list of marriage counselors is available in the Office of the Prothonotary at Clearfield County Courthouse; Clearfield, PA 16830.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, DIVISION OF 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.

Court Administrator's Office
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

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

MARY A. HUBLER	:	NO. 00 -	- CD
Plaintiff	:		
	:		
vs.	:	Attorney I.D. # 26540	
	:		
DELANO HUBLER,	:	IN DIVORCE	
Defendant	:		

COMPLAINT UNDER SECTION
3301(d) OF THE DIVORCE CODE

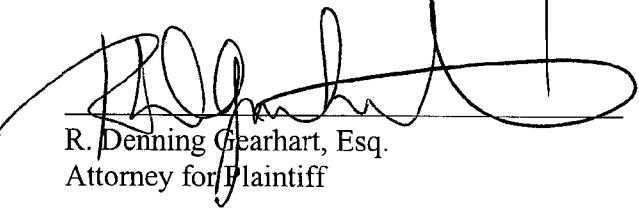
Count One--Divorce

1. Plaintiff is MARY A. HUBLER, who currently resides at R. D. 1, Box 180, West Decatur, Clearfield County, Pennsylvania 16830.
2. Defendant is DELANO HUBLER, who currently resides at Apartment 313 1/4, Corner of East Spruce Street and Second Street, Philipsburg, Pennsylvania.
3. Plaintiff and defendant are *sui juris*, and both have been bona fide residents of the Commonwealth of Pennsylvania for a period of more than six (6) months immediately preceding the filing of this Complaint.
4. Plaintiff and Defendant were married in July, 1972, in Clearfield, Pennsylvania.
5. That there were no children born of this marriage.
6. There have been no prior actions of divorce or for annulment between the parties.
7. That there has been an irretrievable breakdown of the marriage relationship of the parties within the meaning of Act No. 26 of the Commonwealth of Pennsylvania, Section 3301(d).

8. That the Plaintiff has been advised of availability of counseling and the right to request that the Court require the parties to participate in counseling .

WHEREFORE, Plaintiff requests your Honorable Court to enter a decree in divorce divorcing the Plaintiff and Defendant absolutely.

Respectfully submitted,



R. Denning Gearhart, Esq.
Attorney for Plaintiff

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

MARY A. HUBLER, :
Plaintiff : NO. 00 - **758** -CD
VS. :
: IN DIVORCE
DELANO HUBLER, :
Defendant :
:

NOTICE TO THE DEFENDANT

IF YOU WISH TO DENY ANY OF THE STATEMENTS SET FORTH IN THIS AFFIDAVIT,
YOU MUST FILE A COUNTERAFFIDAVIT WITHIN TWENTY DAYS AFTER THIS
AFFIDAVIT HAS BEEN SERVED ON YOU OR THE STATEMENTS WILL BE ADMITTED.

PLAINTIFF'S AFFIDAVIT UNDER SECTION 3301(d) OF THE DIVORCE CODE

1. The parties of this action separated in 1974, and have continued to live separate and apart for a period of at least two (2) years.
2. The marriage is irretrievably broken.
3. I understand that I may lose rights concerning alimony, distribution of property, lawyer's fees or expenses if I do not claim them before the divorce is granted.

I verify that 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.

Date:

June 27, 2000

Mary A. Hubler

MARY A. HUBLER

COMMONWEALTH OF PENNSYLVANIA :

: SS:

COUNTY OF CLEARFIELD :

AFFIDAVIT

Before me, the undersigned officer, personally appeared, MARY A. HUBLER, who being duly sworn according to law deposes and says that the facts set forth in the foregoing Complaint in Divorce are true and correct to the best of her knowledge, information, and belief.



MARY A. HUBLER

Sworn to and subscribed

before me this 21 day

of June, 2000.

Kathleen A. Ricotta
Notary Public

Notarial Seal
Kathleen A. Ricotta, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires June 7, 2001

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION No. 00-758-CD

MARY A. HUBLER,
Plaintiff

VS.

DELANO HUBLER,
Defendant

AFFIDAVIT OF MAILING

FILED

JUL 12 2000

Q10-4410cc
William A. Shaw
Prothonotary
CRG

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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

MARY A. HUBLER, :
VS. Plaintiff :
: NO. 00-758-CD
:
DELANO HUBLER, :
Defendant :
:

CASE NUMBER: 00-758-CD

TYPE OF CASE: Civil

TYPE OF PLEADING: AFFIDAVIT OF MAILING

FILED ON BEHALF OF: Plaintiff

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

FILED

JUL 12 2000

William A. Shaw
Prothonotary

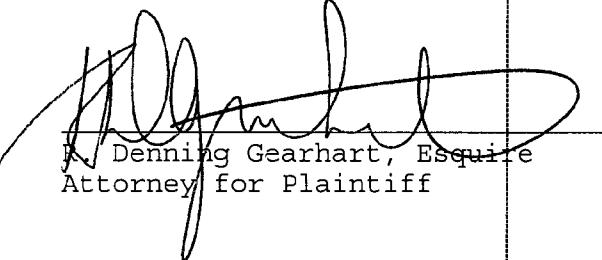
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
(CIVIL DIVISION)

MARY A. HUBLER, :
Plaintiff :
VS. : NO. 00-758-CD
: :
DELANO HUBLER, :
Defendant :
:

AFFIDAVIT OF MAILING

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :
:

R. Denning Gearhart, Esquire, the attorney for Plaintiff,
being duly sworn according to law, says that he mailed by certified mail,
restricted delivery, return receipt requested, a true and correct copy
of the Complaint in Divorce filed in the above action, to the Defendant,
at his place of residence as evidenced by the signed receipt attached
hereto as Exhibit 'A'.


R. Denning Gearhart, Esquire
Attorney for Plaintiff

Sworn to and Subscribed
before me this 11 day
of July, 2000.
Kathleen A. Ricotta
Notary Public

Notarial Seal
Kathleen A. Ricotta, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires June 7, 2001

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Delano Hubler
Apartment 313 1/4
Corner of East Spruce St.
& Second Street
Philipsburg, PA
16866

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

DELANO HUBLER

B. Date of Delivery

6-29-00

C. Signature

X Delano Hubler

Agent
 Addressee

D. Is delivery address different from item 1?

If YES, enter delivery address below:

Yes
 No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number (Copy from service label)

7099 3400 0002 7593 3638

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION No. 00-758-CD

MARY A. HUBLER,
Plaintiff

vs.

DELANO HUBLER,
Defendant

AFFIDAVIT OF MAILING

FILED

3/1/2000
William A. Shaw
Prothonotary

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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

MARY A. HUBLER, :
VS. Plaintiff :
: NO. 00-758-CD
:
DELANO HUBLER, :
Defendant :

CASE NUMBER: 00-758-CD

TYPE OF CASE: Civil

TYPE OF PLEADING: AFFIDAVIT OF MAILING

FILED ON BEHALF OF: Plaintiff

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

FILED

JUL 31 2000

William A. Shaw
Prothonotary

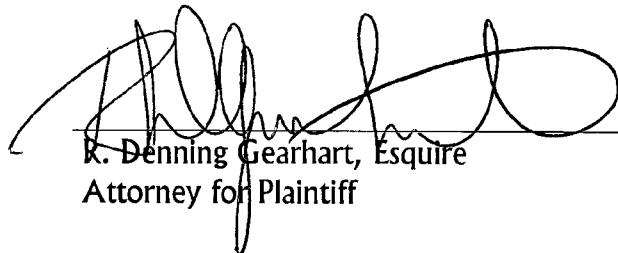
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

MARY A. HUBLER, :
Plaintiff : N O. 00-758-CD
VS. :
: IN DIVORCE
DELANO HUBLER, :
Defendant :
:

AFFIDAVIT OF MAILING

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :
:

R. Denning Gearhart, Esquire, the attorney for Plaintiff, being duly sworn according to law, says that he mailed by certified mail, restricted delivery, return receipt requested, a true and correct copy of the Notice of Intention to Request Entry of Divorce Decree together with a Counter Affidavit in the above action, to the Defendant, DELANO HUBLER, at his place of residence as evidenced by the signed receipt attached hereto as Exhibit "A".



R. Denning Gearhart, Esquire
Attorney for Plaintiff

Sworn to and subscribed

before me this 31 day

of July, 2000.

Kathleen A. Ricotta

Notary Public

Notarial Seal
Kathleen A. Ricotta, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires June 7, 2001

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Delano Hubler
Apt. 313 1/4
Corner of East Spruce St &
Second St.
Philipsburg, Pa 16866

2. Article Number (Copy from service label)

7099 3400 0002 7593 3454

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

Delano Hubler

B. Date of Delivery
7-21-00

C. Signature

Delano Hubler Agent
 Addressee

D. Is delivery address different from item 1? YesIf YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION IN DIVORCE
No. 00-758-CD

MARY A. HUBLER,
Plaintiff

vs.

DELANO HUBLER,
Defendant

PRAECIPE TO TRANSMIT THE RECORD

FILED
RECEIVED
AUG 14 2000
cc
William A. Shaw
Prothonotary

R. DENNING GEARHART
ATTORNEY AT LAW
CLEARFIELD, PA. 16830

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

MARY A. HUBLER, :
VS. Plaintiff :
DELANO HUBLER, : NO. 00-758-CD
Defendant :
:

CASE NUMBER: 00-758-CD

TYPE OF CASE: Civil

TYPE OF PLEADING: PRAECIPE TO TRANSMIT THE RECORD

FILED ON BEHALF OF: Plaintiff

COUNSEL OF RECORD FOR THIS PARTY: R. DENNING GEARHART, ESQUIRE
Supreme Court I.D. #26540
215 East Locust Street
Clearfield, PA 16830
(814) 765-1581

FILED

AUG 14 2000

William A. Shaw
Prothonotary

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

MARY A. HUBLER, :
Plaintiff : NO. 00-758-CD
VS. :
: IN DIVORCE
DELANO HUBLER, :
Defendant :
:

PRAECIPE TO TRANSMIT THE RECORD

TO THE PROTHONOTARY:

Transmit the record, together with the following information, to the court for entry of a divorce decree:

1. Ground for divorce: irretrievable breakdown under Section 3301(d) of the Divorce Code.

2. Date and manner of service of the Complaint:

Certified mail, restricted delivery, return receipt requested. An Affidavit of Mailing having been filed with the Prothonotary's Office of Clearfield County.

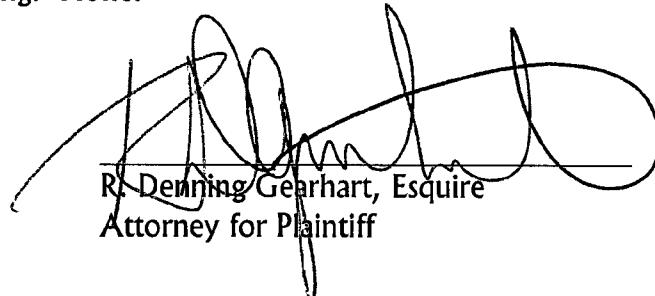
3. (Complete either paragraph (a) or (b).)

(a) Date of execution of the Affidavit of Consent required by Section 3301(c) of the Divorce Code: by Plaintiff _____; by Defendant _____.

(b)(1) Date of execution of the Plaintiff's Affidavit required by Section 3301(d) of the Divorce Code; June 27, 2000; (2) Date of service of the

Plaintiff's Affidavit upon the Defendant; June 29, 2000.

4. Related claims pending: None.


R. Denning Gearhart, Esquire
Attorney for Plaintiff

5. Date and manner of service of the Notice of Intention to file Praeclipe to Transmit the Record, a copy of which is attached, if the decree is to be entered under Section 3301(d)(1)(i) of the Divorce Code.

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

MARY A. HUBLER, :
Plaintiff : NO. 00-758-CD
VS. :
: IN DIVORCE
DELANO HUBLER, :
Defendant :
:

NOTICE OF INTENTION TO REQUEST ENTRY OF DIVORCE DECREE

TO: DELANO HUBLER, Defendant

You have been sued in an action for divorce. You have failed to answer the Complaint or file a Counteraffidavit to the Plaintiff's Affidavit. Therefore, on or after August 12, 2000, the Plaintiff can request the court to enter a final decree in divorce.

If you do not file with the Prothonotary of the court an Answer with your signature notarized or verified or a Counteraffidavit by the above date, the court can enter a final decree in divorce. Unless you have already filed with the court a written claim for economic relief, you must do so by the above date or the court may grant the divorce and you will lose forever the right to ask for economic relief. A COUNTERAFFIDAVIT WHICH YOU MAY FILE WITH THE PROTHONOTARY OF THE COURT IS ATTACHED TO THIS NOTICE.

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.

COURT ADMINISTRATOR'S OFFICE
Clearfield County Courthouse
Clearfield, PA 16830
(814)765-2641

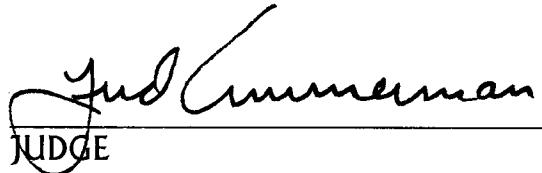
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
(CIVIL DIVISION)

MARY A. HUBLER, :
Plaintiff : NO. 00-758-CD
VS. :
: IN DIVORCE
DELANO HUBLER, :
Defendant :
:

DECREE

AND NOW, this 14th day of August, 2000, it is Ordered
and Decreed that MARY A. HUBLER, Plaintiff, and DELANO HUBLER, Defendant, are
divorced from the bonds of matrimony.

BY THE COURT,



JUDGE

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HEALTH
VITAL RECORDS

RECORD OF DIVORCE OR ANNULMENT				STATE FILE NUMBER			
(CHECK ONE)				STATE FILE DATE			
HUSBAND							
1. NAME (First) <u>Delano Hubler</u> (Middle) (Last)				2. DATE (Month) (Day) (Year) OF BIRTH Unknown			
2. RESIDENCE Street or R.D. <u>Corner of East Spruce & 2nd St., Apt. 313 1/4</u> City, Boro. or Twp.				4. PLACE (State or Foreign Country) OF BIRTH PA			
5. NUMBER OF THIS MARRIAGE <u>2</u>		6. RACE <input checked="" type="checkbox"/> WHITE <input type="checkbox"/> BLACK		7. PHILLIPSBURG, PA 16866 OTHER (Specify)		7. USUAL OCCUPATION Unknown	
WIFE							
8. MAIDEN NAME (First) <u>Mary A. Gallaher</u> (Middle) (Last)				9. DATE (Month) (Day) (Year) OF BIRTH 9/10/44			
10. RESIDENCE Street or R.D. <u>R. D. #1, Box 180, West Decatur, PA 16878</u> City, Boro. or Twp.				11. PLACE (State or Foreign Country) OF BIRTH PA			
12. NUMBER OF THIS MARRIAGE <u>2</u>		13. RACE <input checked="" type="checkbox"/> WHITE <input type="checkbox"/> BLACK		14. OTHER (Specify)		14. OCCUPATION Nurse's aide	
15. PLACE OF MARRIAGE (County) <u>Clearfield, PA</u>				16. DATE OF THIS MARRIAGE (Month) (Day) (Year) July, 1972			
17A. NUMBER OF CHILDREN THIS MARRIAGE <u>0</u>		17B. NUMBER OF DEPENDENT CHILDREN UNDER 18 <input type="checkbox"/>		18. PLAINTIFF HUSBAND <input type="checkbox"/> WIFE <input checked="" type="checkbox"/> OTHER (Specify)		19. DECREE GRANTED TO HUSBAND <input type="checkbox"/> WIFE <input checked="" type="checkbox"/> OTHER (Specify)	
20. NUMBER OF CHILDREN TO CUSTODY OF <input type="checkbox"/> HUSBAND <input type="checkbox"/> WIFE <input type="checkbox"/> SPLIT CUSTODY <input type="checkbox"/> OTHER (Specify)				21. LEGAL GROUNDS FOR DIVORCE OR ANNULMENT 3301(d) of the Divorce Code			
22. DATE OF DECREE (Month) (Day) (Year)				23. DATE REPORT SENT TO VITAL RECORDS (Month) (Day) (Year)			
24. SIGNATURE OF TRANSCRIBING CLERK							