

00-792-CD
DIANE M. BARANCHAK -vs- CARL L. BARANCHAK

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

① CP

CIVIL DIVISION

Diane m Baranchak
195-54-6290
Plaintiff

vs.

Carl L Baranchak
161-64-9056
Defendant

*
*
* No. 00-792-00
*
* TYPE OF CASE: Divorce
*
* TYPE OF PLEADING: I F P
*
* FILED ON BEHALF OF:
*
* Diane m Baranchak
* Rd#4 Edgewood apt F-9
* Clearfield Pa 16830
* (814) 765-8871

Children:

Kyle L Baranchak
6-23-89

Tasha A Baranchak
11-27-91

Brittany L Baranchak
2-23-92

FILED

JUL 07 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Diane m Baranchak

Plaintiff : CIVIL ACTION
v. : NO. ____ OF 2000
Defendant : IN DIVORCE

PETITION TO PROCEED IN FORMA PAUPERIS

TO THE HONORABLE JUDGES OF SAID COURT:

The Petition of Diane m Baranchak respectfully represents:

1. I am the Plaintiff in the above matter and because of my financial condition am unable to pay the fees and costs of prosecuting or defending the action or proceeding.

2. I am unable to obtain funds from anyone, including my family and associates, to pay the cost of litigation.

3. I represent that the information below relating to my ability to pay the fees and cost is true and correct:

(a) Name: Diane m Baranchak

Address: 21d #4 Edge wood apts F-9

Soc. Sec. No.: 145-54-0240

(b) Employment: - If you are presently employed, state

Employer: N/A

Address: N/A

Salary or wages per month: N/A

Type of work: N/A

--If you are presently unemployed, state

Date of last employment: *N/A*

Salary or wages per month: *N/A*

Type of work: *N/A*

(c) Other income within the past twelve months

Business or profession: *N/A*

Other self-employment: *N/A*

Interest: *N/A*

Dividends: *N/A*

Pension and annuities: *N/A*

Social Security benefits: *N/A*

Support payments: *\$50.00 Pass through*

Disability payments: *N/A*

Worker's Compensation: *N/A*

Public Assistance: *N/A*

Other: *N/A*

(d) Other contributions to household support

Spouse's name: *Not applicable*

If your spouse is employed, state *N/A*

Employer: *N/A*

Salary or wages per month: *N/A*

Type of work: *N/A*

Contributions from children: *N/A*

Contributions from parents: *N/A*

Other contributions: *N/A*

(e) Property owned

Cash: *\$20.00*

Checking account: *N/A*

Savings account: *N/A*

Certificates of deposit: *N/A*

Real estate (including home): *N/A*

Motor Vehicle: Make: *Chev. Cav* ; Year: *1969*

Cost: \$ 1000.00 ; Amount owed: 0.00

Stocks; bonds:

Other: N/A

(f) Debts and obligations

Rent or Mortgage: 107.00 / mo

Loans: N/A

Other: 175.00 / mo

Heilig myeres
Utilities

(g) Persons dependent on you for support

Spouse's name: not applicable

Child(ren), if any:

Name(s) and age(s): Kyle L Baranchak (11)

Tasha a Baranchak (9)

Brittany L Baranchak (8)

Other persons: Name: N/A

Relationship: N/A

4. I understand that I have a continuing obligation to inform the court of improvement in my financial circumstances which would permit me to pay the costs incurred herein.

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

Date: 7-7-00

Deanne Baranchak
Plaintiff

CONSENT FOR RELEASE OF CONFIDENTIAL INFORMATION

I, Diane Mable Baranchak, having filed with the Court an Affidavit requesting In Forma Pauperis standing, hereby consent to the release of any information which may be requested by the Judges of the Court of Common Pleas of Clearfield County, or by any employee of the Court Administrator's Office acting on the behalf and at the direction of any said Judge, relating to any unemployment compensation, Worker's Compensation, Social Security, Department of Public Welfare or Black Lung benefits which I may receive from any county, state or federal agency which administers or handles processing of any of the above described benefits. This consent shall also authorize the release to the said Court or designee of any information as to any compensation I am receiving, or have received in the past twelve (12) months, from any full or part-time employment of any type whatsoever.

This consent shall remain in effect for a period of twelve (12) months herefrom. A copy or FAX of this release shall have the same legal effect as the original.

Social Security No. 195 - 54 - 6290

Board of Assistance Number (Food Stamps, etc.): 61108

DATE: 7/7/00

Diane M Baranchak

REQUEST FOR WAIVER OF DIVORCE FILING FEE

DATE: 7-7-00

NAME: Diane m Baranchak PHONE: (814) 765-8871

ADDRESS: Blk#4 Edgewood apts F-9
Clear Field Pa 16830

OTHER PARTIES

INVOLVED: Carl L Baranchak

DESCRIPTION OF PROBLEM: I am filing for divorce on my own (pro se), and I would like the filing fee waived.

TYPE OF ACTION: Divorce.

FILED

800
JUL 07 2000
O 321 1 C C P 16
William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Diane M Baranchak :
195-54-0290 :
Plaintiff : CIVIL ACTION
v. : NO. ____ OF 2000
Carl L Baranchak :
161-64-9056 : IN DIVORCE
Defendant :
:

O R D E R

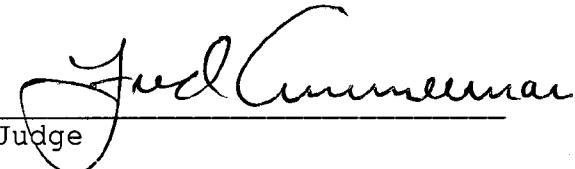
AND NOW, this 12 day of July, 2000, upon
consideration of the Petition of Plaintiff to Proceed In Forma
Pauperis, it is hereby GRANTED.

ORDERED AND DECREED that the Plaintiff may file the complaint
in forma pauperis.

FILED

JUL 13 2000

William A. Shaw
Prothonotary



Judge

FILED

1001 JUL 13 2000
2001 cc plg. D. Baranchak
William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Diane m Baranchak

195-54-0290

Plaintiff

vs.

Carl L Baranchak

161-641-9052

Defendant

No. 00-792-CO

TYPE OF CASE: Divorce

TYPE OF PLEADING: Divorce Complaint

FILED ON BEHALF OF:

Diane m Baranchak
Rd # 4 Edgewood apts F-9
Clearfield Pa 16820

Clearfield Pa 16830

(814) 765-8871

Children:

Kyle L Baranchak

6-23-89 11 years old

Tasha a Baranchak

11-27-91 9 years old

Brittany L Baranchak

2-23-92 8 years old

FILED

JUL 13 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Diane m Baranchak :
195-54-0290 :
Plaintiff : CIVIL ACTION
v. :
NO. ____ OF 2000
Carl L Baranchak :
161-64-9056 : 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 on the first floor of the Clearfield County Courthouse, Clearfield, Clearfield County, PA.

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, ext. 51

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
Diane m Baranchak

195-54-0290

Plaintiff

: CIVIL ACTION

v.

Carl L Baranchak

: NO. ____ OF 2000

Defendant

: IN DIVORCE

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE

1. Plaintiff is Diane m Baranchak, who currently resides at Rd#4 Edgewood apt F-9, Clearfield pa 16830, Clearfield County, Pennsylvania, since _____.

2. Defendant is Carl L Baranchak, who currently resides at 423 George St, Houtzdale, Clearfield County, Pennsylvania, since Dec 25, 1999.

3. Plaintiff has been a bona fide resident in the Commonwealth for at least six months immediately previous to the filing of this Complaint.

4. The Plaintiff and Defendant were married on 9-1-88, at Clearfield Pa, 16830.

5. There are/are not minor children born to the marriage.

6. There have been no prior actions of divorce or for annulment between the parties except N/A.

7. This marriage is irretrievably broken.

8. Plaintiff has been advised that counseling is available and that Plaintiff may have the right to request that the court require the parties to participate in counseling.

9. Plaintiff requests the court to enter a decree of divorce.

]]]

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

Date: 1-7-00

Quane m Baranchak
Plaintiff,
Pro Se

FILED

ASD
JUL 13 1981
O/l:581 acc Pkt. D. Barnachak
William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Diane M. Baranchak :
Plaintiff : CIVIL ACTION
195-54-0290 :
v. : NO. ____ OF 2000
Carl L. Baranchak : IN DIVORCE 00-792-CD
Defendant :
161-64-9056 :

AFFIDAVIT OF SERVICE

I, Stephanie L. Conklin, hereby verify that on the 22 day of September, 2000. I served the Defendant with a true and correct copy of the Divorce Complaint by one of the following methods:

(CHECK ONE)

() Service was made by United States Postal Service, first class mail, postage prepaid, certified restricted delivery, return receipt requested to the Defendant, on the _____ day of _____, 19_____. The return receipt signed by the Defendant is attached hereto.

(X) The Defendant was personally served with a true and correct copy of the above pleading by hand-delivering the same to the Defendant. Personal service was made at the following location and time: West Side Distributing on the 22 day of September, 2000, at 1:18 PM o'clock.

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. Section 4904 relating to unsworn falsification to authorities.

Date: 9-22-00

Stephanie L. Conklin
Signature of the Person who
Made Service

FILED

5 5 2000

William A. Shaw
Prothonotary

FILED

SE 01/11/2005
25 2000
mc

William A. Shaw
Prothonotary

EAS

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

DIANE M. BARANCHAK, :
Plaintiff :
: No. 00-792-CD
v :
:
CARL L. BARANCHAK, :
Defendant :
:

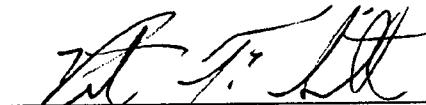
P R A E C I P E

To: William A. Shaw, Prothonotary

Dear Sir :

Please enter my appearance as attorney for Carl L. Baranchak,
Defendant in the above-captioned matter.

Respectfully submitted



Peter F. Smith, Esquire

Dated: October 3, 2000

cc: Robin Foor, Esquire

FILED

OCT 04 2000

William A. Shaw
Prothonotary

FILED

OCT 04 2000

M110:2510cc
William A. Shaw
Prothonotary
E.C.K.

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

DIANE M. BARANCHAK :
Plaintiff :
VS. : No. 00-792-CD
CARL L. BARANCHAK, :
Defendant :
:

PRAECIPE

TO: William A. Shaw, Prothonotary

Dear Prothonotary:

We submit with this Praecipe:

1. Proposed original Divorce Decree with two copies;
2. Completed Vital Statistics form;
3. Waivers of Notice of Intention to Request Entry of a
Divorce Decree Under §3301(c) of the Divorce Code executed by the
Plaintiff and Defendant.

4. Original Affidavit of Consent executed by the Plaintiff.
5. Original Affidavit of Consent executed by the Defendant.

Please present the docket to the Court for review and
disposition.

Date: 1-3-01



Robin J. Foor
Attorney for Plaintiff

Date: 12-29-00



Peter F. Smith
Attorney for Defendant

FILED

JAN 05 2001

**William A. Shaw
Prothonotary**

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

DIANE M. BARANCHAK, :
Plaintiff :
vs. :
No. 00-792-CD
CARL L. BARANCHAK, :
Defendant :
:

**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 that I will not be divorced until a divorce decree is entered by the Court and that a copy of the 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 herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsifications to authorities.

Date: 1-3-01

Diane M. Baranchak
Diane M. Baranchak, Plaintiff

Date: 12-29-00

Carl L. Baranchak
Carl L. Baranchak, Defendant

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

DIANE M. BARANCHAK, :
Plaintiff :
: :
vs. : No. 00-792-CD
: :
CARL L. BARANCHK, :
Defendant :
:

AFFIDAVIT OF CONSENT

1. A Complaint in divorce under Section 3301(c) of the Divorce Code was filed July 13, 2000.
2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety (90) days have elapsed from the date of 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, lawyer's fees or expenses if I do not claim them before a 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 falsification to authorities.

Date: 1-3-01

Diane M. Baranchak
Diane M. Baranchak, Plaintiff

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

DIANE M. BARANCHAK,
Plaintiff

vs. : No. 00-792-CD

CARL L. BARANCHK,
Defendant

AFFIDAVIT OF CONSENT

1. A Complaint in divorce under Section 3301(c) of the Divorce Code was filed July 13, 2000.
2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety (90) days have elapsed from the date of 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, lawyer's fees or expenses if I do not claim them before a 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 falsification to authorities.

Date: 12-29-00

Carl L. Baranchak
Carl L. Baranchak, Defendant

FILED
0110:45 PM
JAN 05 2001
cc
William A. Shaw
Prothonotary

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

DIANE M. BARANCHAK,
Plaintiff

vs.

No. 00-792-CD

CARL L. BARANCHAK,
Defendant

DIVORCE DECREE

AND NOW this 8 day of January, 2001, a
Complaint in divorce having been filed by the Plaintiff to the
above captioned matter on July 13, 2000, under Section 3301(c) of
the Divorce Code, and both parties having filed an Affidavit of
Consent as required by the Divorce Code more than ninety (90) days
after service of the Complaint in this action, the Court hereby
enters the following decree:

That DIANE M. BARANCHAK and CARL L. BARANCHAK be divorced and
forever separated from the nuptial ties and bonds of matrimony
heretofore contracted between themselves, and that the rights,
duties or claims accruing to either of said parties in pursuance of
said marriage, shall cease and each of them shall be at liberty to
marry again as though they had never been heretofore married.

BY THE COURT:

Jud Cummins

COUNTY
CLEARFIELD

RECORD OF		
DIVORCE	OR	ANNULMENT
<input checked="" type="checkbox"/>	(CHECK ONE)	<input type="checkbox"/>

STATE FILE NUMBER	
STATE FILE DATE	

HUSBAND					
1. NAME <u>Carl</u>	(First) <u>L.</u>	(Middle)	(Last) <u>BARANCHAK</u>	2. DATE OF BIRTH <u>06-13-1967</u>	(Month) (Day) (Year)
3. RESIDENCE Street or R.D. <u>317 W. FRONT ST. APT. 1</u>	City, Boro. or Twp. <u>CLEARFIELD</u>	County	State <u>PA</u>	4. PLACE OF BIRTH <u>PHILIPSBURG, PA</u>	(State or Foreign Country)
5. NUMBER OF THIS MARRIAGE <u>1</u>	6. RACE <input checked="" type="checkbox"/> WHITE	<input type="checkbox"/> NEGRO	<input type="checkbox"/> OTHER (Specify)	7. USUAL OCCUPATION <u>WAREHOUSE MANAGER</u>	
WIFE					
8. MAIDEN NAME <u>Diane</u>	(First)	(Middle)	(Last) <u>M. Cutler</u>	9. DATE OF BIRTH <u>03-25-1972</u>	(Month) (Day) (Year)
10. RESIDENCE Street or R.D. <u>RD4 EDGEWOOD, APT. F9</u>	City, Boro. or Twp. <u>CLEARFIELD</u>	County	State <u>PA</u>	11. PLACE OF BIRTH <u>CLEARFIELD, PA</u>	(State or Foreign Country)
12. NUMBER OF THIS MARRIAGE <u>1</u>	13. RACE <input checked="" type="checkbox"/> WHITE	<input type="checkbox"/> NEGRO	<input type="checkbox"/> OTHER (Specify)	14. USUAL OCCUPATION <u>HOME MAKER</u>	
15. PLACE OF THIS MARRIAGE <u>CLEARFIELD</u>	(Country)	(State or Foreign Country) <u>PENNSYLVANIA</u>			16. DATE OF THIS MARRIAGE <u>09-01-1988</u>
17A. NUMBER OF CHILDREN THIS MARRIAGE <u>3</u>	17B. NUMBER OF DEPENDENT CHILDREN UNDER 18 <u>3</u>	18. PLAINTIFF HUSBAND <input type="checkbox"/>	WIFE <input checked="" type="checkbox"/>	OTHER (Specify) <input type="checkbox"/>	19. DECREE GRANTED TO HUSBAND <input type="checkbox"/>
20. NUMBER OF CHILDREN TO CUSTODY OF <input type="checkbox"/>	HUSBAND <input type="checkbox"/>	WIFE <input checked="" type="checkbox"/> 3	OTHER (Specify) <input type="checkbox"/>	21. LEGAL GROUNDS FOR DIVORCE OR ANNULMENT <u>S 3301(c)</u>	
22. DATE OF DECREE <u>/</u>	(Month)	(Day)	(Year)	23. DATE REPORT SENT TO VITAL STATISTICS	
24. SIGNATURE OF TRANSCRIBING CLERK					

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

Diane M Baranchak
PLAINTIFF

vs.

NO. 00-792-CD

Carl L Baranchak
DEFENDANT

NOTICE OF ELECTION TO RETAKE PRIOR NAME

Notice is hereby given that a final Decree in Divorce from the bonds of matrimony has been granted in the above captioned matter on the 8 day of January, 19 2001, and that the Plaintiff/Defendant Diane M Baranchak hereby elects to retake and hereafter use her prior name of Diane M Cutler, and gives this written notice avowing her intention in accordance with the Act of April 2, 1980, P.L. 63, as amended.

Diane M Baranchak
/s/ Diane M Baranchak

TO BE KNOWN AS

Diane M Cutler
/s/ Diane M Cutler

Sworn and subscribed before me this

20th day of April,

A.D. 2001.

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



Notary

FILED

APR 20 2001
012:55 AM
William A. Shaw
Prothonotary PD
100-

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

Diane M. Baranchak
Plaintiff

Case No. 2000-792-CD

Carl L Baranchak
Defendant

CERTIFICATE OF ELECTION TO RETAKE PRIOR NAME

Notice is hereby given that a final Decree in Divorce in Divorce from the bonds of matrimony has been granted in the above captioned matter on the 8th day of January, 2001 and that the Plaintiff Diane M. Baranchak hereby elects to retake and hereafter use her prior name of Diane M. Cutler, and gives this written notice avowing her intention in accordance with the provisions of 54 Pa.C.S.A. Section 704.

/s/ Diane M. Baranchak
Diane M. Baranchak

TO BE KNOWN AS:

/s/ Diane M. Cutler
Diane M. Cutler

Certified from the record this
20th Day of April, 2001

W. A. Shaw
William A. Shaw, Prothonotary