

00-949-CD  
MICHAEL A. CIMINO -vs- CHATTIE SUE CIMINO

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

MICHAEL A. CIMINO, Plaintiff : No. 00-949-CD  
vs. :  
CHATTIE SUE CIMINO, Defendant : TYPE OF CASE:  
Defendant : **Divorce**  
: TYPE OF PLEADING:  
: **Complaint**  
: FILED ON BEHALF OF:  
: Plaintiff  
: ATTORNEY OF RECORD FOR THIS  
: PARTY:  
: **Peter F. Smith, Esquire**  
: Supreme Court I.D. No. 34291  
: 30 South Second Street  
: P.O. Box 130  
: Clearfield, PA 16830  
: (814) 765-5595

NO MINOR CHILDREN BORN TO THIS MARRIAGE.

**FILED**

AUG 09 2000

William A. Shaw  
Prothonotary

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

MICHAEL A. CIMINO, :  
Plaintiff : No. 00-  
: :  
vs. : :  
: :  
CHATTIE SUE CIMINO, :  
Defendant : :

**NOTICE TO DEFEND**

**TO: Chattie Sue Cimino  
995 Treasure Lake  
DuBois, PA 15801**

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.

When the grounds for 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 the Clearfield County Courthouse, Clearfield, 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  
Clearfield County Courthouse  
Second & Market Streets  
Clearfield, PA 16830  
(814) 765-2641



Peter F. Smith  
Attorney for Plaintiff

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

MICHAEL A. CIMINO, :  
Plaintiff : No. 00-  
: :  
vs. : :  
: :  
CHATTIE SUE CIMINO, :  
Defendant : :

*COMPLAINT*

COMES NOW, MICHAEL A. CIMINO, Plaintiff, by his attorney,  
Peter F. Smith, who states:

1. The Plaintiff's name is MICHAEL A. CIMINO, and he resides  
at 11 Apple Street, Clearfield Borough, Clearfield County, PA  
16830.

2. The name of the Defendant is CHATTIE SUE CIMINO, and she  
resides at 995 Treasure Lake, Sandy Township, DuBois, PA 15801.

3. The parties were married on July 6, 2000 at Lakeside  
Methodist Church in DuBois.

4. No children have been born to the parties' marriage.

5. Parties have been lawful residents of Commonwealth for  
more than 6 months.

6. Plaintiff has been advised of the right of marital  
counseling and that Defendant may have the right to request the  
Court to require the parties to participate in counseling.

7. The parties' marriage is irretrievably broken.

WHEREFORE, Plaintiff prays this Honorable Court enter a  
Divorce Decree.

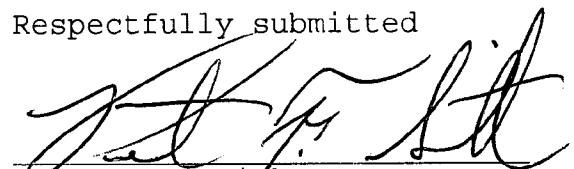
COUNT I

8. Plaintiff hereby incorporates by reference all of the averments contained in Paragraphs 1 through 7 above as if each averment were set forth fully hereunder.

9. In the event that Defendant will not execute an Affidavit of Consent to the entry of a divorce decree, then Plaintiff avers that he has grounds for divorce pursuant to 23 Pa.C.S.A. §3301(a).

WHEREFORE, Plaintiff prays this Honorable Court enter an order terminating this marriage and divorcing him from the Defendant.

Respectfully submitted



Peter F. Smith  
Attorney for Plaintiff

Date: 8-9-00

AFFIDAVIT

STATE OF PENNSYLVANIA :  
: SS  
COUNTY OF CLEARFIELD :

MICHAEL A. CIMINO, being duly sworn according to law, deposes and says that the information set forth in the foregoing Complaint is true, correct and complete to the best of his information, knowledge and belief.

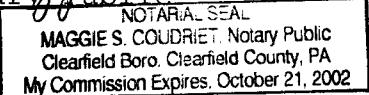
Michael A. Cimino

Michael A. Cimino

SWORN TO AND SUBSCRIBED  
before me this 9th  
day of August, 2000.

Maggie S. Coudriet

Notary Public



FILED  
2cc Atty  
Smith  
Aug 31 2009  
Atty pd.  
95.00  
William A. Shaw  
Prothonotary

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

MICHAEL A. CIMINO  
Plaintiff

vs.

NO. 00-949-CD

CHATTIE SUE CIMINO  
Defendant

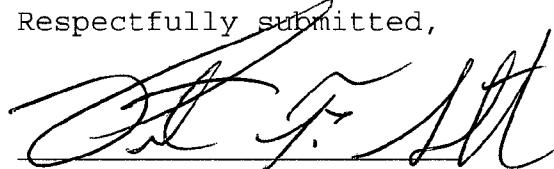
CERTIFICATE OF SERVICE

I, Peter F. Smith, Attorney for the Plaintiff in the above-captioned matter, hereby certify that I served a certified copy of the Complaint filed in this matter on the Defendant by U.S. Registered mail as follows:

Chattie Sue Cimino  
995 Treasure Lake  
DuBois, PA 15801

Attached to this Certificate and incorporated herein by reference is the original green receipt card issued by the Post Office for receipt of registered mail.

Respectfully submitted,



Date: August 15, 2000

Peter F. Smith

Attorney for Plaintiff

**FILED**

AUG 16 2000

William A. Shaw  
Prothonotary

**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:

Chattie Sue Cimino  
995 Treasure Lake  
DUBOIS, PA 15801

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly)	B. Date of Delivery
8/12/00	
C. Signature	
<input checked="" type="checkbox"/> Chattie S. Cimino	
D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> 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 5144

FILED NO  
OCT 16 2000  
AM 10:05 AM  
William A. Shaw  
Prothonotary  
*Enb*

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

MICHAEL A. CIMINO, :  
Plaintiff :  
vs. : No. 00-949-CD  
CHATTIE SUE CIMINO, :  
Defendant :  
JP

PRAECIPE

TO: William A. Shaw, Prothonotary

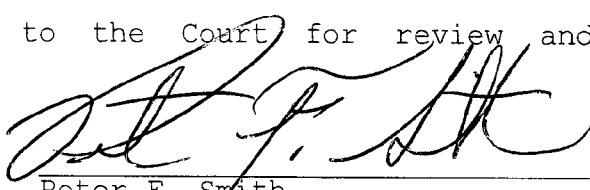
Dear Prothonotary:

We submit with this Praecepse:

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: 12-4-00

  
Peter F. Smith  
Attorney for Plaintiff

FILED

DEC 7 5 2010

William A. Shaw  
Prothonotary

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

MICHAEL A. CIMINO,  
Plaintiff

vs.

No. 00-949-CD

CHATTIE SUE CIMINO,  
Defendant

DIVORCE DECREE

AND NOW this 11<sup>th</sup> day of December, 2000, a Complaint in divorce having been filed by the Plaintiff to the above captioned matter on August, 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 MICHAEL A. CIMINO and CHATTIE SUE CIMINO 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 Cimino

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF HEALTH  
VITAL STATISTICS

RECORD OF DIVORCE      OR      ANNULMENT				STATE FILE NUMBER			
<div style="display: flex; justify-content: space-around; align-items: center;"> <span>COUNTY</span> <div style="text-align: center;"> <input checked="" type="checkbox"/> (CHECK ONE)         </div> <span>STATE FILE DATE</span> </div> <p>Clearfield</p>							
HUSBAND							
1. NAME (First) <u>Michael</u> (Middle) <u>A.</u> (Last) <u>Cimino</u> 3. RESIDENCE Street or R.D. <u>11 Apple Street</u> City, Boro. or Twp. <u>Clearfield</u> County <u>Clearfield</u> State <u>PA</u>				2. DATE OF BIRTH (Month) <u>05</u> (Day) <u>09</u> (Year) <u>1933</u> 4. PLACE OF BIRTH (State or Foreign Country) <u>Pennsylvania</u>			
5. NUMBER OF THIS MARRIAGE <u>2</u>		6. RACE <input checked="" type="checkbox"/> WHITE <input type="checkbox"/> NEGRO <input type="checkbox"/> OTHER (Specify)		7. USUAL OCCUPATION <u>Retired</u>			
WIFE							
8. MAIDEN NAME (First) <u>Kiser</u> (Middle) <u>Chattie</u> (Last) <u>Sue</u> 10. RESIDENCE Street or R.D. <u>995 Treasure Lake</u> City, Boro. or Twp. <u>DuBois</u> County <u>Clearfield</u> State <u>PA</u>				9. DATE OF BIRTH (Month) <u>07</u> (Day) <u>06</u> (Year) <u>1932</u> 11. PLACE OF BIRTH (State or Foreign Country) <u>Kentucky</u>			
12. NUMBER OF THIS MARRIAGE <u>2</u>		13. RACE <input checked="" type="checkbox"/> WHITE <input type="checkbox"/> NEGRO <input type="checkbox"/> OTHER (Specify)		14. USUAL OCCUPATION <u>Personal Care Attendant</u>			
15. PLACE OF THIS MARRIAGE <u>Clearfield</u> (County) <u>PA</u> (State or Foreign Country)				16. DATE OF THIS MARRIAGE (Month) <u>07</u> (Day) <u>06</u> (Year) <u>2000</u>			
17A. NUMBER OF CHILDREN THIS MARRIAGE <u>0</u>		17B. NUMBER OF DEPENDENT CHILDREN UNDER 18 <u>0</u>		18. PLAINTIFF <input checked="" type="checkbox"/> HUSBAND <input type="checkbox"/> WIFE <input type="checkbox"/> OTHER (Specify)		19. DECREE GRANTED TO <input checked="" type="checkbox"/> HUSBAND <input type="checkbox"/> WIFE <input type="checkbox"/> OTHER (Specify)	
20. NUMBER OF CHILDREN TO CUSTODY OF <u>0</u>				21. LEGAL GROUNDS FOR DIVORCE OR ANNULMENT <u>S3301 C</u>			
22. DATE OF DECREE (Month) <u></u> (Day) <u></u> (Year) <u></u>				23. DATE REPORT SENT TO VITAL STATISTICS (Month) <u></u> (Day) <u></u> (Year) <u></u>			
24. SIGNATURE OF TRANSCRIBING CLERK							

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

MICHAEL A. CIMINO, :  
Plaintiff :  
: No. 00-949-CD  
vs. :  
: CHATTIE SUE CIMINO, :  
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: 11-30-02

Michael A. Cimino  
Michael A. Cimino, Plaintiff

Date:

Chattie Sue Cimino, Defendant

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

MICHAEL A. CIMINO,  
Plaintiff : No. 00-949-CD

vs. :

CHATTIE SUE CIMINO,  
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:

Michael A. Cimino, Plaintiff

Date:

11-30-00

Chattie S. Cimino  
Chattie Sue Cimino, Defendant

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

MICHAEL A. CIMINO, :  
Plaintiff : No. 00-949-CD  
vs. :  
CHATTIE SUE CIMINIO, :  
Defendant :  
:

**AFFIDAVIT OF CONSENT**

1. A Complaint in divorce under Section 3301(c) of the  
Divorce Code was filed August 9, 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: 11/30/00

Michael A. Cimino  
Michael A. Cimino, Plaintiff

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

MICHAEL A. CIMINO,  
Plaintiff

No. 00-949-CD

vs.

CHATTIE SUE CIMINIO,  
Defendant

**AFFIDAVIT OF CONSENT**

1. A Complaint in divorce under Section 3301(c) of the Divorce Code was filed August 9, 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: 11-30-00

Chattie S. Cimino  
Chattie Sue Cimino, Defendant

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

Michael A. Cimino  
PLAINTIFF

vs.

NO. 00-949-CD

Chattie Sue Cimino  
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 11<sup>th</sup> day of December, 19 00, and that the Plaintiff/Defendant Chattie S. Cimino hereby elects to retake and hereafter use her prior name of Chattie S. Kiser, and gives this written notice avowing her intention in accordance with the Act of April 2, 1980, P.L. 63, as amended.

/s/ X Chattie S Cimino

TO BE KNOWN AS

/s/ X Chattie S Kiser

Sworn and subscribed before me this

10<sup>th</sup> day of July,  
A.D. 19 2001.

William A. Shaw

Notary

FILED

JUL 10 2001

William A. Shaw  
Prothonotary

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

Michael A. Cimino  
Plaintiff

Vs.

Case No.: 2000-00949-CD

Chattie Sue Cimino  
Defendant

CERTIFICATE 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 December 11, 2000 and that the Defendant, Chattie Sue Cimino, hereby elects to retake and hereafter use her prior name of Chattie S. Kiser, and gives this written notice avowing her intention in accordance with the provisions of 54 Pa.C.S.A. Section 704.

/s/Chattie Sue Cimino

TO BE KNOWN AS:

/s/Chattie S. Kiser

Certified from the record this  
10th day of July, A.D., 2001

  
\_\_\_\_\_  
William A. Shaw, Prothonotary

**FILED**  
2:41  
JUL 10 2001

William A. Shaw  
Prothonotary

AP

5 CC -  
Back to Def  
Chancery S. Kiser

PL \$10.00  
Def. C. Kiser

5 cents. to Def. C. Kiser