

00-1023-CD
James Ricotta vs Jesse Clemmer



00-1023-CU
JAMES RICOTTA -vs- JESSE W. CLEMMER

COURT OF COMMON PLEAS
Clearfield County
JUDICIAL DISTRICT

46th

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS NO. 00-1023-C

1

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 Jesse W. Clemmer	MAG. DIST. NO. OR NAME OF D.J. 46-3-03-Michael A. Rudella		
ADDRESS OF APPELLANT RR 1 Box 274	CITY Punxsutawney	STATE Pennsylvania	ZIP CODE 15767
DATE OF JUDGMENT July 27, 2000	IN THE CASE OF (Plaintiff) <input checked="" type="checkbox"/> James Ricotta (Defendant) <input checked="" type="checkbox"/> Jesse W. Clemmer		
CLAIM NO. CV 19 134-00 LT 19	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 		

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.

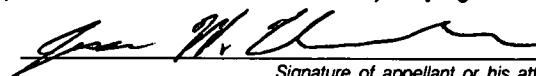
PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(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 James Ricotta, appellee(s), to file a complaint in this appeal
Name of appellee(s)

(Common Pleas No. 00-1023-C) within twenty (20) days after service of rule or suffer entry of judgment of non pros.


Signature of appellant or his attorney or agent
JEFFREY LUNDY, Esq.

RULE: To James Ricotta, 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: AUG. 21, 192000


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

FILED

AUG 21 2000
12:50 PM
William A. Shaw P.D.
Prothonotary

80-
By Attorney Lundy

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) _____, 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____

WILLIAM A. SHAW
Biology Department
W.M. Keck Science Complex
121 W. University Street, Box 350052
California, CA 90045-2500

08/21/00 14:18 TEL 8143438444

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: CLEARFIELD

DISTRICT COURT

002

Case No.:	46-3-03
Def Name:	MICHAEL A. RUDILLA
Address:	Mountain View Plaza P.O. Box 210 KYLENTON, PA
Telephone:	(814) 345-6789
16847-0000	

MICHAEL A. RUDILLA
MOUNTAIN VIEW PLAZA
P.O. BOX 210
KYLENTON, PA 16847-0000

NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

PLAINTIFF: **RICOPEA, JAMES**
NAME AND ADDRESS
P.O. 1 BOX 556
MORRISDALE, PA 16866

DEFENDANT: **CLERMONT, JESSIE M.**
NAME AND ADDRESS
P.O. 1 BOX 274
KUNKELTOWN, PA 15767

Docket No.: **CV-0000134-00**
Date Filed: **6/20/00**



THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR PLAINTIFF

Judgment was entered for: (Name) RICOPEA, JAMES

Judgment was entered against: (Name) CLERMONT, JESSIE M.

in the amount of \$ 4,244.50, on: (Date of Judgment) 7/27/00

Defendants are jointly and severally liable.

Damages will be assessed on:

This case dismissed without prejudice.

Amount of Judgment Subject to Attachment/Act 5 of 1996 0

Levy is stayed for 0 days or generally stayed.

Objection to levy has been filed and hearing will be held.

(Date & Time)

Amount of Judgment	\$ 4,150.00
Judgment Costs	\$ 94.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 4,244.50
Post Judgment Credits	\$
Post Judgment Costs	\$
Certified Judgment Total	\$

Data:	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.

7/27/00 Date M. Rudilla

. 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
AOPC 216-99

2006

SEAL

00-1023-60

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 Jefferson ; ss

AFFIDAVIT: I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. 00-1023 C.D., upon the District Justice designated therein on
 (date of service) August 22, 2000, by personal service by (certified) (registered) mail, sender's
 receipt attached hereto, and upon the appellee, (name) James Ricotta, on
August 22, 2000 by personal service by (certified) (registered) mail, sender's receipt attached hereto.

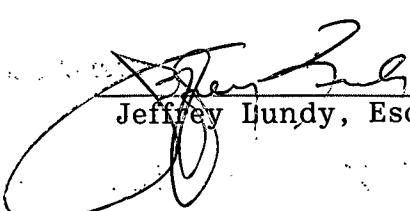
and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom
 the Rule was addressed on August 22, 2000, 1900, by personal service by (certified) (registered)
 mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS 22nd DAY OF August, 2000

Bettie M. Small

Signature of official before whom affidavit was made


 Jeffrey Lundy, Esq. Signature of affiant

Title of official Notary Public

My commission expires on Feb. 18, 2000

Notarial Seal
 Bettie M. Small, Notary Public
 Punxsutawney Boro, Jefferson County
 My Commission Expires Feb. 18, 2002

Member, Pennsylvania Association of Notaries

FILED

AUG 24 2000

11:29 pm

William A. Shaw

Prothonotary

COURT OF COMMON PLEAS
Clearfield County
JUDICIAL DISTRICT

46th

NOTICE OF APPEAL

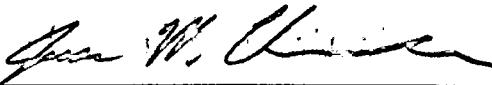
FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS NO. 00-1023-C0

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 Jesse W. Clemmer		MAG. DIST. NO. OR NAME OF D.J. 46-3-03-Michael A. Rudella	
ADDRESS OF APPELLANT RR 1 Box 274		CITY Punxsutawney	STATE Pennsylvania
DATE OF JUDGMENT July 27, 2000	IN THE CASE OF (Plaintiff) James Ricotta	ZIP CODE 15767 (Defendant) Jesse W. Clemmer	
CLAIM NO. CV 19-134-00 LT 19		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 	
<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> <p>_____ Signature of Prothonotary or Deputy</p>		<p>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.</p>	

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 James Ricotta, appellee(s), to file a complaint in this appeal
(Name of appellee(s))

(Common Pleas No. 00-1023-C0) within twenty (20) days after service of rule or suffer entry of judgment of non pros.


Signature of appellant or his attorney or agent

JEFFREY LUNDY, Esq.

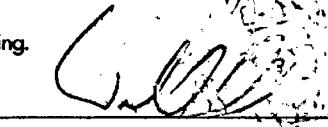
RULE: To James Ricotta, appellee(s).
(Name of appellee(s))

(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: Aug. 21, 19-2000


Signature of Prothonotary or Deputy

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

12:50 PM

P.D.
80.-
BY ATTY

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

Article Sent To:

James Ricotta

Postage	\$.33
Certified Fee	1.40
Return Receipt Fee (Endorsement Required)	1.25
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.98



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

Street, Apt. No. or PO Box No.

City, State, ZIP¹⁴

RD1 box 606
Morrisdale, PA 16858

See Reverse for Instructions

PS Form 3800, July 1999

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

Article Sent To:

District Justice Michael Rudella

5488
0089
1200
0000
0900
7000

Postage

\$.33

Certified Fee

1.40

Return Receipt Fee

1.25

(Endorsement Required)

1.25

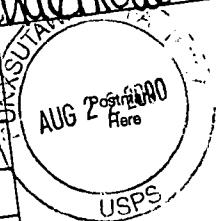
Restricted Delivery Fee

\$.98

(Endorsement Required)

Total Postage & Fees

\$ 2.98



Name (Please Print Clearly) to be completed by mailer

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

City, State, ZIP-4

PS Form 3800, July 1999

Michael A. Rudella
PO Box 910
Kitturtown, PA 16847-0000

See Reverse for Instructions

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: CLEARFIELD

Mag. Dist. No.:

46-3-03

DJ Name: Hon.

MICHAEL A. RUDELLA
Address: **MOUNTAIN VIEW PLAZA**
P.O. BOX 210
KYLERTOWN, PA

Telephone: **(814) 345-6789**

16847-0000

MICHAEL A. RUDELLA
MOUNTAIN VIEW PLAZA
P.O. BOX 210
KYLERTOWN, PA 16847-0000

3
NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

PLAINTIFF:

RICOTTA, JAMES

NAME and ADDRESS

R.D.1 BOX 626
MORRISDALE, PA 16858

DEFENDANT:

CLEMMER, JESSE W.

NAME and ADDRESS

R.R.1 BOX 274
PUNXSUTAWNEY, PA 15767

Docket No.: **CV-0000134-00**
Date Filed: **6/20/00**



00-1023-CD

THIS IS TO NOTIFY YOU THAT:

Judgment: FOR PLAINTIFF

Judgment was entered for: (Name) RICOTTA, JAMES

Judgment was entered against: (Name) CLEMMER, JESSE W.

in the amount of \$ 4,244.50 on: (Date of Judgment) 7/27/00

Defendants are jointly and severally liable.

(Date & Time) _____

Damages will be assessed on:

Amount of Judgment	\$ <u>4,150.00</u>
Judgment Costs	\$ <u>94.50</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ 4,244.50

This case dismissed without prejudice.

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

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:

FILED

Date: _____

Place: _____

Time: _____

AUG 30 2000

01/12/2000
William A. Shaw *ESQ*
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.

7/27/00 Date M. R. R. D. L. L., District Justice

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

8/23/00 Date M. R. R. D. L. L., District Justice

My commission expires first Monday of January,

2006

SEAL

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

JESSE W. CLEMMER
Plaintiff,
vs.
JAMES RICOTTA,
Defendant

) Case No.: 1023 -2000 C.D.
)
) Type of Case: CIVIL
)
) Type of Pleading: AFFIDAVIT OF
) SERVICE – JAMES RICOTTA
)
) Counsel of Record for this Party:
) JEFFREY LUNDY
) PA I.D. 25823
) LUKEHART & LUNDY
) 219 East Union Street
) PO Box 74
) Punxsutawney, PA 15767
) (814) 938-8110

FILED

AUG 31 2000

William A. Shaw
Prothonotary

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

JESSE W. CLEMMER)
Plaintiff,)
vs.) Case No.: 1023 -2000 C.D.
JAMES RICOTTA,)
Defendant)

)

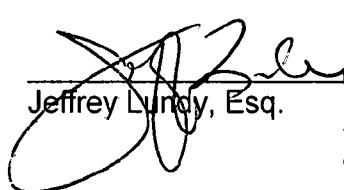
AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA

ss:

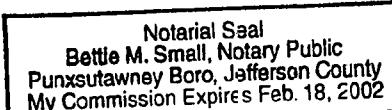
COUNTY OF JEFFERSON

Before me, the undersigned authority, personally appeared JEFFREY LUNDY, Attorney for the Plaintiff, who, being duly sworn according to law, deposes and says that he sent on August 22, 2000, by Certified Mail, No. 7000 0600 0021 0089 5565, a True Copy of a Notice of Appeal filed at the above number and that the Defendant, JAMES RICOTTA, did receive said true copy on the 24th day of August, 2000 as evidenced by the attached return receipt.


Jeffrey Lundy, Esq.

Sworn to and subscribed before me
this 30th day of August, 2000.

Bettie M. Small
Notary Public



Member, Pennsylvania Association of Notaries

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

Article Sent To:

James Ricotta

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

Postmark
Here

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

Street, Apt. No. or PO Box No.

City, State, ZIP

RDI Box 6026
Morrisdale, PA 16858

PS Form 3800, July 1999

See Reverse for

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:

James Ricotta
RDI Box 6026
Morrisdale, PA 16858

2. Article Number (Copy from service label)

7000 0400 0021

PS Form 3811, July 1999

Domestic Return Receipt

0021 0089 5565

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)
JIM Ricotta

B. Date of Delivery
7-24-00

Agent
 Addressee
 Yes
 No

C. Signature
X Jim Ricotta

D. Is delivery address different from item 1?
If YES, enter delivery address below:

7000 0400 0021

3. Service Type
 Certified Mail
 Registered
 Insured Mail
 Express Mail
 Return Receipt for Merchandise
 C.O.D.
 (Extra Fee)

102595-99-M-1789

FILED

AUG 3 1 2000 (1)
10/3/00
William A. Shaw
Prothonotary
C. C. Lundy

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

JESSE W. CLEMMER
Plaintiff,
vs.
JAMES RICOTTA,
Defendant

) Case No.: 1023-2000 C.D.
)
) Type of Case: CIVIL
)
) Type of Pleading: AFFIDAVIT OF
) SERVICE - DISTRICT JUSTICE,
) MICHAEL RUDELLA
)
) Counsel of Record for this Party:
) JEFFREY LUNDY
) PA I.D. 25823
) LUKEHART & LUNDY
) 219 East Union Street
) PO Box 74
Punxsutawney, PA 15767
(814) 938-8110

FILED

AUG 31 2000

William A. Shaw
Prothonotary

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

JESSE W. CLEMMER)
Plaintiff,)
vs.) Case No.: 1023 -2000 C.D.
JAMES RICOTTA,)
Defendant)

)

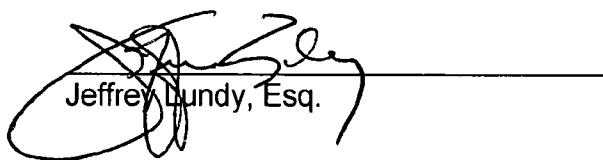
AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA

ss:

COUNTY OF JEFFERSON

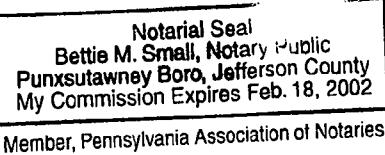
Before me, the undersigned authority, personally appeared JEFFREY LUNDY Attorney for the Plaintiff, who, being duly sworn according to law, deposes and says that he sent on August 22, 2000, by Certified Mail, No. 7000 0600 0021 0089 5683, a True Copy of a Notice of Appeal filed at the above number and that the DISTRICT MAGISTRATE, MICHAEL RUDELLA, did receive said true copy on the 23th day of August, 2000, as evidenced by the attached return receipt.



Jeffrey Lundy, Esq.

Sworn to and subscribed before me
this 30th day of August, 2000.

Bettie M. Small
Notary Public



Member, Pennsylvania Association of Notaries

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

Article Sent To:

District Justice Michael Rudella

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

Postmark
Here

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

Street, Apt. No., or P.O. Box No.

City, State, ZIP+4

Kyrtown, PA 16847-0000

See Reverse for Instructions

PS Form 3800, July 1999

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:

Michael A. Rudella - 463-03
Mountain View Plaza
PO Box 410
Kyrtown, PA 16847

2. Article Number (Copy from service label)

7003 0100 0021 0089 5688

PS Form 3811, July 1999

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery
8-23-00

C. Signature
Michael Rudella

D. Is delivery address different from item 1?
If YES, enter delivery address below:

Agent
 Addressee

Yes
 No

3. Service Type
 Certified Mail
 Registered
 Insured Mail

Express Mail
 Return Receipt for Merchandise

C.O.D.

4. Restricted Delivery? (Extra Fee)
 Yes

Domestic Return Receipt

102595-99-M-1789

FILED

AUG 3 1 2000
Q3 14 1cc atty
William A. Shaw
Prothonotary

Lundy
Erg
J



OFFICE OF COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

CLEARFIELD COUNTY COURTHOUSE
SUITE 228, 230 EAST MARKET STREET
CLEARFIELD, PENNSYLVANIA 16830

DAVID S. MEHOLICK
COURT ADMINISTRATOR

PHONE: (814) 765-2641
FAX: 1-814-765-7649

MARCY KELLEY
DEPUTY COURT ADMINISTRATOR

Notice of Proposed Termination of Court Case

OCTOBER 29, 2004

CCT 202004

RE: 00-1023-CD
James Ricotta vs. Jesse W. Clemmer

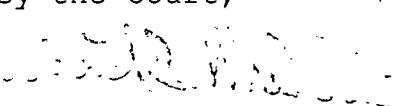
Dear James Ricotta:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830**. The Statement of Intention to Proceed must be filed on or before **January 7, 2005**.

If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.

By the Court,


David S. Meholic
Court Administrator

Court of Common Pleas of Clearfield County, Pennsylvania
Civil Division

James Ricotta

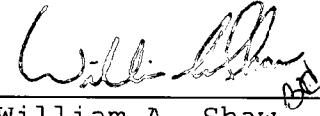
Vs.

00-1023-CD

Jesse W. Clemmer

Termination of Inactive Case

This case is hereby terminated with prejudice
this 21st day of January, 2005, as per Rule 230.2



William A. Shaw
Prothonotary

2005-01-21

2005-01-21
2005-01-21