

00-1023-CD

James Ricotta vs Jesse Clemmer



'00-1023-CJ
JAMES RICOTTA -vs- JESSE W. CLEMMER

①

COURT OF COMMON PLEAS
Clearfield County
JUDICIAL DISTRICT

46th

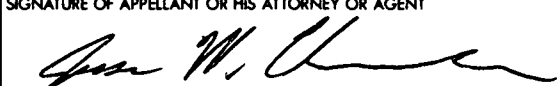
FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 00-1023-CJ

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) (59) James Ricotta		(Defendant) (51) 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-CJ) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

RULE: To James Ricotta, appellee(s).

Name of appellee(s)



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

(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-
BT Jeffrey 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. MAJLJW
Prothonotary
My Commission Expires
1st Monday in Jan 2005
Clearfield Co., Clearfield, PA

08/21/00 14:18 TEL 8143458444

DISTRICT COURT

202

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: CLEARFIELD

NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

Mag. Div. No. 46-3-03
CJ Name: MICHAEL A. RUDELLA
Address: MOUNTAIN VIEW PLAZA
P.O. BOX 210
KYLESTOWN, PA
Telephone: (814) 345-6789 16847-0000

PLAINTIFF: RICCOTTA, JAMES
NAME AND ADDRESS: R.D.1 BOX 526
MORRISDALE, PA 16869

DEFENDANT: VS. CLEMMER, JESSE W.
NAME AND ADDRESS: R.R.1 BOX 274
FORESTTOWN, PA 15767

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

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

THIS IS TO NOTIFY YOU THAT:
Judgment:

☒ Judgment was entered for: (Name) RICCOTTA, 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.

☐ 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	\$ 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	\$

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.

7/27/00 Date [Signature] 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

AOPC 216-99

00-1023-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 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, 19 , ☐ 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

Title of official Notary Public

My commission expires on Feb. 18, 2002

Jeffrey Hundy, Esq. Signature of affiant

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


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	ZIP CODE 15767
DATE OF JUDGMENT July 27, 2000	IN THE CASE OF (Plaintiff) James Ricotta		(Defendant) 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.		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.	
_____ Signature of Prothonotary or Deputy			

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.

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



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

(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.

m/2:50/101

PD
80-
BY ATTY

**U.S. Postal Service
CERTIFIED MAIL RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

Article Sent To:

James Ricotta

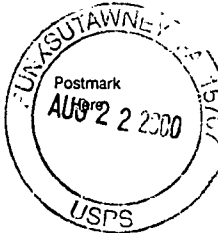
Postage \$ *.33*

Certified Fee *1.40*

Return Receipt Fee
(Endorsement Required) *1.25*

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees \$ *2.98*



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

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

RD1 box 626
City, State, ZIP+4
Morrisdale, PA 16858

PS Form 3800, July 1999

See Reverse for Instructions

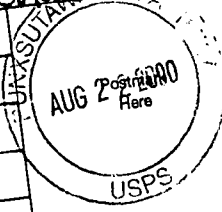
7000 0600 0021 0089 5565

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



Name (Please Print Clearly) (to be completed by mailer)
Michael A. Rudella

Street, Apt. No., or PO Box No.
PO Box 210
City, State, Zip+4
Eliertown, PA 16847-0000

See Reverse for Instructions

PS Form 3800, July 1999

9895 6800 1200 0090 0001

NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

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**

PLAINTIFF: NAME and ADDRESS
RICOTTA, JAMES
R.D.1 BOX 626
MORRISDALE, PA 16858

VS.
DEFENDANT: NAME and ADDRESS
CLEMMER, JESSE W.
R.R.1 BOX 274
PUNXSUTAWNEY, PA 15767

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

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:

☐ 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	\$ 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	\$ _____

FILED

Date:	Place:
Time:	

AUG 30 2000
012:20/00
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.

7/27/00 Date M. A. Rudella, 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. A. Rudella, District Justice

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.

JAMES RICOTTA,

Defendant

Case No.: 1023 -2000 C.D.

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

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

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+4

RD1 Box 626
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
RD1 Box 626
Morrisdale, PA 16858

2. Article Number (Copy from service label)
7000 0100 0021

PS Form 3811, July 1999

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)
Jim Ricotta

C. Signature
x Jim Ricotta

B. Date of Delivery
7-24-00

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

102595-99-M-1789

FILED

AUG 31 2000 (1)

William A. Shaw
Prothonotary

Scotty
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.

JAMES RICOTTA,

Defendant

Case No.: 1023 -2000 C.D.

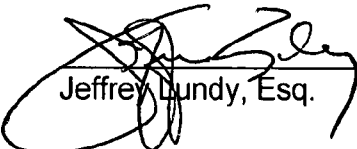
AFFIDAVIT OF SERVICE

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

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

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

PO Box 410
Kylerstown, PA 16847-0000

City, State, ZIP+4

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 - 46-3-03
Mountain View Plaza
PO Box 410
Kylerstown, PA 16847

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

B. Date of Delivery
8-23-00

C. Signature
[Signature]

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

2. Article Number (Copy from service label)
7000 0600 0021 0089 5688

Domestic Return Receipt

PS Form 3811, July 1999

102595-99-M-1789

FILED

AUG 31 2000

William A. Shaw
Prothonotary

auth
Lundy
E. 8



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

OCT 29 2004

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. Meholick
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 JAN 21 PM 4:00
CLEARFIELD COUNTY, PENNSYLVANIA
CLERK OF COURT