

00-1231-CJ  
JACK VALENZA et ux -vs- Ardell D. Shirey, Executor of the Estate  
of Tressa E. Shirey, Deceased

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

JACK VALENZA and  
JOYCE L. VALENZA,  
husband and wife,  
Plaintiffs,

v.

ARDELL D. SHIREY, Executor  
Of the Estate of TRESSA E.  
SHIREY, Deceased,  
Defendant.

\*  
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\*  
\*  
\*

\* No. 00 - 1031 - CD

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\*  
\*

\* Type of Pleading:

\* Praeclipe

\* Filed on behalf of:

\* Plaintiff

\* Counsel of Record for  
this party:

\* James A. Naddeo, Esq.  
\* Pa I.D. 06820

\* 211 1/2 E. Locust Street  
\* P.O. Box 552  
\* Clearfield, PA 16830  
\* (814) 765-1601

**FILED**

OCT 04 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and \*  
JOYCE L. VALENZA, \*  
husband and wife, \*  
Plaintiffs, \*

v. \*

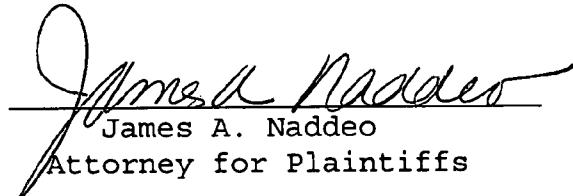
\* No. 00 - 1231 - CD

ARDELL D. SHIREY, Executor \*  
Of the Estate of TRESSA E. \*  
SHIREY, Deceased, \*  
Defendant. \*

PRAECIPE

TO THE PROTHONOTARY:

Please issue a writ in summons against the above-named Defendant, Ardell D. Shirey, Executor of the Estate of Tressa E. Shirey, whose address is R. D. 3, Box 266, Clearfield, Pennsylvania.

  
James A. Naddeo  
Attorney for Plaintiffs

CLERARFIELD, PENNSYLVANIA 16830  
PO BOX 752  
211 1/2 EAST LOCUST STREET  
ATTORNEY AT LAW  
JAMES A. NADDEO

— Lap over margin —

FILED

OCT 04 2000  
07/11/99 Acty Naddo  
William A. Shaw  
Prothonotary  
Pd \$80.00  
Writ Summons  
to Sherry

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

2000

JACK VALENZA and JOYCE L. VALENZA

husband and wife,

Plaintiff(s)

S U M M O N S  
No: 00-1231-CD

vs.

ARDELL D. SHIREY, Executor of the  
Estate of TRESSA E. SHIREY, Deceased,

Defendant(s)

To the above named Defendant(s) you are hereby notified  
that the above named Plaintiff(s), has/have commenced a Civil Action  
against you.

Date October 4, 2000

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

Issuing Attorney:

James A. Naddeo, Esquire  
211 1/2 East Locust Street  
P.O. Box 552  
Clearfield, PA 16830

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

JACK VALENZA and JOYCE L. VALENZA, husband and wife,	:	No. 00-1231-C.D.
Plaintiffs,	:	TYPE OF PLEADING: <b>PRAECIPE FOR ENTRY OF APPEARANCE</b>
v.	:	TYPE OF CASE: CIVIL FILED ON BEHALF OF:
ARDELL SHIREY, EXECUTOR OF ESTATE OF TERESSA SHIREY, Deceased,	:	<b>DEFENDANT</b>
Defendant.	:	COUNSEL OF RECORD FOR FOR THIS PARTY: JAMES M. HORNE, ESQ. I.D. NO. 26908 McQUAIDE, BLASKO, SCHWARTZ, FLEMING & FAULKNER, INC. 811 University Drive State College, PA 16801 PH# (814) 238-4926 FAX#(814) 238-9624

**FILED**

OCT 13 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :

Plaintiffs, :

v. :

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :

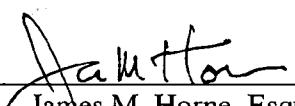
Defendant. :

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of our Praeclipe for Entry of Appearance on behalf the Defendant, in the above-captioned matter was mailed by U.S. First Class Mail, postage prepaid, on this 10<sup>th</sup> day of October, 2000, to the attorney/party of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-4000

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire  
I. D. No. 26908  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 10252

VALENZA, JACK & JOYCE L.

00-1231-CD

VS.  
SHIREY, ARDELL D. EXECUTOR OF ESTATE

SUMMONS

**SHERIFF RETURNS**

---

NOW OCTOBER 10, 2000 AT 2:00 PM DST SERVED THE WITHIN SUMMONS ON  
ARDELL D. SHIREY, EXECUTOR OF THE ESTATE OF TRESSA E. SHIREY,  
DECEASED, DEFENDANT AT RESIDENCE RD 3 BOX 266, CLEARFIELD, CLEARFIELD  
COUNTY, PENNSYLVANIA BY HANDING TO ARDELL D. SHIREY A TRUE AND  
ATTESTED COPY OF THE ORIGINAL SUMMONS AND MADE KNOWN TO HIM THE  
CONTENTS THEREOF.

SERVED BY: DAVIS/MORGILLO

---

Return Costs

Cost	Description
19.00	SHFF. HAWKINS PAID BY: ATTY
10.00	SURCHARGE PAID BY: ATTY

Sworn to Before Me This  
26<sup>th</sup> Day Of October 2000  
William J. Hart  
C  
KPH

So Answers,

Chester A. Hawkins  
by Marilyn Hart  
Chester A. Hawkins  
Sheriff

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

**COPY**

JACK VALENZA and JOYCE L. VALENZA

husband and wife,

Plaintiff(s)

S U M M O N S  
No: 00-1231-CD

vs.

ARDELL D. SHIREY, Executor of the

Estate of TRESSA E. SHIREY, Deceased,

Defendant(s)

To the above named Defendant(s) you are hereby notified  
that the above named Plaintiff(s), has/have commenced a Civil Action  
against you.



Date October 4, 2000

William A. Shaw, Prothonotary

Issuing Attorney:

James A. Naddeo, Esquire  
211 1/2 East Locust Street  
P.O. Box 552  
Clearfield, PA 16830

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
Plaintiffs, : TYPE OF PLEADING:  
v. : CERTIFICATES OF SERVICE  
ARDELL SHIREY, EXECUTOR OF ESTATE : TYPE OF CASE: CIVIL  
OF TERESSA SHIREY, Deceased, : FILED ON BEHALF OF:  
Defendant. : DEFENDANT  
: COUNSEL OF RECORD FOR  
: FOR THIS PARTY:  
: JAMES M. HORNE, ESQ.  
: I.D. NO. 26908  
: McQUAIDE, BLASKO, SCHWARTZ,  
: FLEMING & FAULKNER, INC.  
: 811 University Drive  
: State College, PA 16801  
: PH# (814) 238-4926  
: FAX#(814) 238-9624

FILED

OCT 30 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

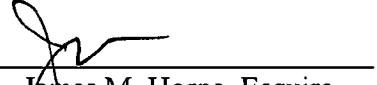
Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Interrogatories Propounded by Defendant for Answer By Plaintiffs (Set One) and Request for Production (Set One) in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 27<sup>th</sup> day of October, to the attorneys/parties of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire  
I.D. No. 26908  
Attorney for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

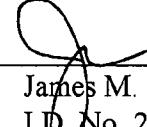
Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Defendant's Second Request For Production of Documents and Tangible Things By Defendant Directed to Plaintiffs in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 27<sup>th</sup> day of October, 2000, to the attorney of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire  
I.D. No. 26908  
Attorney for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
Plaintiffs, : TYPE OF PLEADING:  
v. : **PRAECIPE FOR RULE TO**  
ARDELL SHIREY, EXECUTOR OF ESTATE : **FILE COMPLAINT**  
OF TERESSA SHIREY, Deceased, : TYPE OF CASE: CIVIL  
Defendant. : FILED ON BEHALF OF:  
: **DEFENDANT**  
: COUNSEL OF RECORD FOR  
: FOR THIS PARTY:  
: JAMES M. HORNE, ESQ.  
: I.D. NO. 26908  
: McQUAIDE, BLASKO, SCHWARTZ,  
: FLEMING & FAULKNER, INC.  
: 811 University Drive  
: State College, PA 16801  
: PH# (814) 238-4926  
: FAX#(814) 238-9624

FILED

30 2000

Wm. A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of our Praeclipe for Rule to File Complaint on behalf the Defendant, in the above-captioned matter was mailed by U.S. First Class Mail, postage prepaid, on this 27<sup>th</sup> day of October, 2000, to the attorney/party of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-4000

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire  
I. D. No. 26908  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

FILED

OCT 30 2000  
M 10:30 AM Rule Issued  
WILLIAM A. GRIER  
Prothonotary  
SAC

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :

Plaintiffs, :

v. :

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :

Defendant. :

**COPY**

**R U L E**

To: Jack Valenza and Joyce L. Valenza, husband and wife  
% James Naddeo, Esquire

YOU ARE HEREBY RULED to file a Complaint in the above captioned matter within  
twenty (20) days from service hereof, or a judgment of non pros may be entered against you.



---

William A. Shaw, Prothonotary  
[SEAL]

Dated: 10-30-00

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
Plaintiffs, : TYPE OF PLEADING:  
v. : CERTIFICATE OF SERVICE  
ARDELL SHIREY, EXECUTOR OF ESTATE : TYPE OF CASE: CIVIL  
OF TERESSA SHIREY, Deceased, : FILED ON BEHALF OF:  
Defendant. : DEFENDANT  
: COUNSEL OF RECORD FOR  
: FOR THIS PARTY:  
: JAMES M. HORNE, ESQ.  
: I.D. NO. 26908  
: McQUAIDE, BLASKO, SCHWARTZ,  
: FLEMING & FAULKNER, INC.  
: 811 University Drive  
: State College, PA 16801  
: PH# (814) 238-4926  
: FAX#(814) 238-9624

FILED

OCT 30 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs, :

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

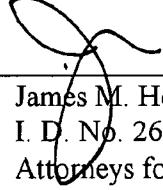
Defendant. :

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of our Notice of Intent to Serve Subpoenas for Production of Documents/Things directed to: Blair Medical Associates, Dr. Romeo, and Clearfield Hospital, in the above-captioned matter was mailed by U.S. First Class Mail, postage prepaid, on this 8/7/00 day of October, 2000, to the attorney/party of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-4000

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire  
I. D. No. 26908  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

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

JACK VALENZA and JOYCE L. VALENZA, husband and wife,	:	No. 00-1231-C.D.
Plaintiffs,	:	<b>TYPE OF PLEADING:</b> <b>CERTIFICATE OF SERVICE</b>
v.	:	
ARDELL SHIREY, EXECUTOR OF ESTATE OF TERESSA SHIREY, Deceased,	:	<b>TYPE OF CASE: CIVIL</b> <b>FILED ON BEHALF OF:</b>
Defendant.	:	<b>DEFENDANT</b>
	:	<b>COUNSEL OF RECORD FOR</b> <b>FOR THIS PARTY:</b> JAMES M. HORNE, ESQ. I.D. NO. 26908 McQUAIDE, BLASKO, SCHWARTZ, FLEMING & FAULKNER, INC. 811 University Drive State College, PA 16801 PH# (814) 238-4926 FAX#(814) 238-9624

**FILED**

NOV 02 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

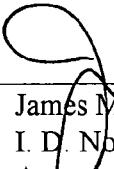
Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the issued Rule to file Complaint was served in the above-captioned matter via U.S. First Class Mail, postage prepaid, on this 1<sup>st</sup> day of November 2000, to the attorney/party of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-4000

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire  
I. D. No. 26908  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
Plaintiffs, : TYPE OF PLEADING: **Certificate**  
v. : Prerequisite to Service of a Subpoena  
ARDELL SHIREY, EXECUTOR OF ESTATE : Pursuant to Rule 4009.22  
OF TERESSA SHIREY, Deceased, : TYPE OF CASE: CIVIL  
Defendant. : FILED ON BEHALF OF:  
 : DEFENDANT  
 :  
 : COUNSEL OF RECORD FOR  
 : FOR THIS PARTY:  
 : JAMES M. HORNE, ESQ.  
 : I.D. NO. 26908  
 : McQUAIDE, BLASKO, SCHWARTZ,  
 : FLEMING & FAULKNER, INC.  
 : 811 University Drive  
 : State College, PA 16801  
 : PH# (814) 238-4926  
 : FAX#(814) 238-9624

REC'D  
CLEARFIELD COUNTY  
CLERK'S OFFICE

NOV 07 2000

WILLIAM A. GRIFFIN  
CLERK OF COURT

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

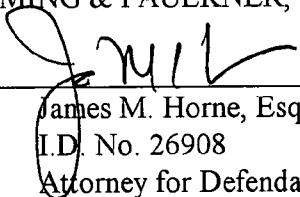
**CERTIFICATE**  
**PREREQUISITE TO SERVICE OF SUBPOENAS**  
**PURSUANT TO RULE 4009.22**

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- 1) a notice of intent to serve the subpoenas with a copy of the subpoenas attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoenas are sought to be served,
- 2) a copy of the notice of intent, including the proposed subpoenas, is attached to this certificate,
- 3) by correspondence dated November 1, 2000, Plaintiffs' attorney, James A. Naddeo, waived the 20-day objection period, and
- 4) the subpoenas which will be served are identical to the subpoenas which is attached to the notice of intent to serve the subpoenas.

MCQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

Date: 11/6/00

By:   
James M. Horne, Esquire  
I.D. No. 26908  
Attorney for Defendant  
811 University Drive  
State College, PA 16801-6699

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

JACK VALENZA and JOYCE L.  
VALENZA, husband and wife,

No. 00-1231-C.D.

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE  
OF TERESSA SHIREY, Deceased,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENAS TO PRODUCE  
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant intends to serve a subpoena identical to those that are attached to this notice.

You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoenas. If no objection is made, the subpoenas may be served.

MCQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

Date: 10/27/00

By: 

James M. Horne, Esquire  
I.D. No. 26908  
Attorney for Defendant  
811 University Drive  
State College, PA 16801-6699  
(814) 238-4926

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
Plaintiffs, :  
v. :  
:

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :  
Defendant. :  
:

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS  
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Blair Medical Associates  
1414 Eighth Avenue  
Altoona, PA 16602*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records/documents in your possession pertaining to Joyce L. Valenza, SS#160-30-8488, d/o/b 3/04/37.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*  
ADDRESS: *811 University Drive, State College, PA 16801*  
TELEPHONE: *(814) 238-4926*  
SUPREME CT ID# *26908*  
ATTORNEY FOR: *Defendant*

BY THE COURT:

---

William A. Shaw, Prothonotary/Clerk  
Civil Division  
[Seal of the Court]

Dated: \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
Plaintiffs, :  
v. :  
:

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :  
Defendant. :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS  
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Clearfield Hospital*  
*P.O. Box 992*  
*Clearfield, PA 16830*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records/documents in your possession pertaining to Joyce L. Valenza, SS#160-30-8488, d/o/b 3/04/37.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*  
ADDRESS: *811 University Drive, State College, PA 16801*  
TELEPHONE: *(814) 238-4926*  
SUPREME CT ID# *26908*  
ATTORNEY FOR: *Defendant*

BY THE COURT:

---

William A. Shaw, Prothonotary/Clerk  
Civil Division  
[Seal of the Court]

Dated: \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.

VALENZA, husband and wife,  
Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,  
Defendant.

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS  
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Blair Medical Associates  
1414 Eighth Avenue  
Altoona, PA 16602*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records/documents in your possession pertaining to Joyce L. Valenza, SS#160-30-8488, d/o/b 3/04/37.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*  
ADDRESS: *811 University Drive, State College, PA 16801*  
TELEPHONE: *(814) 238-4926*  
SUPREME CT ID# *26908*  
ATTORNEY FOR: *Defendant*

BY THE COURT:

---

William A. Shaw, Prothonotary/Clerk  
Civil Division  
[Seal of the Court]

Dated: \_\_\_\_\_

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

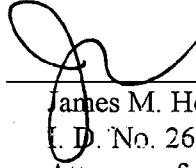
Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Defendant's Certificate Prerequisite to Service of Subpoenas Pursuant to Rule 4009.22, was served in the above-captioned matter via U.S. First Class Mail, postage prepaid, on this 6<sup>th</sup> day of November 2000, to the attorney/party of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-4000

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire  
I.D. No. 26908  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

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

JACK VALENZA and  
JOYCE L. VALENZA,  
husband and wife,  
Plaintiffs,

v.

ARDELL D. SHIREY, Executor  
Of the Estate of TRESSA E.  
SHIREY, Deceased,  
Defendant.

\*  
\*  
\*  
\*  
\*  
\* No. 00 - 1231 - CD  
\*  
\*

\* Type of Pleading:

\* Complaint

\* Filed on behalf of:  
\* Plaintiff

\* Counsel of Record for  
\* this party:

\* James A. Naddeo, Esq.  
\* Pa I.D. 06820

\* 211 1/2 E. Locust Street  
\* P.O. Box 552  
\* Clearfield, PA 16830  
\* (814) 765-1601

**FILED**

NOV 17 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and \*  
JOYCE L. VALENZA, \*  
husband and wife, \*  
Plaintiffs, \*  
\*  
v. \* No. 00 - 1231 - CD  
\*  
ARDELL D. SHIREY, Executor \*  
Of the Estate of TRESSA E. \*  
SHIREY, Deceased, \*  
Defendant. \*

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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 COURT HOUSE  
Market and Second Streets  
Clearfield, PA 16830

(814) 765-2641

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

JACK VALENZA and  
JOYCE L. VALENZA,  
husband and wife,  
Plaintiffs,

V.

ARDELL D. SHIREY, Executor  
Of the Estate of TRESSA E.  
SHIREY, Deceased,  
Defendant.

## COMPLAINT

NOW COME the Plaintiffs, Jack Valenza and Joyce L. Valenza, and by their attorney, James A. Naddeo, Esquire, set forth the following:

1. That the Plaintiff, Jack Valenza, is a sui juris, adult individual, who currently resides at 205 Spring Street, Clearfield, Pennsylvania.

2. That the Plaintiff, Joyce L. Valenza, is a sui juris, adult individual, who currently resides at 205 Spring Street, Clearfield, Pennsylvania.

3. That the Defendant is Ardell D. Shirey, Executor of the Estate of Tressa E. Shirey, who currently resides at R. D. 3, Box 266, Clearfield, Pennsylvania.

COUNT I

Joyce L. Valenza v. Ardell D. Shirey, Executor  
Of the Estate of Tressa E. Shirey

4. That on or about June 21, 1999 at approximately 4:05 p.m., E.D.S.T., the Plaintiff, Joyce L. Valenza, was the owner and operator of a 1995 Oldsmobile Cutlass bearing Pennsylvania registration No. UDK671.

5. That on the aforesaid date and at or about the said time, the decedent, Tressa E. Shirey, was the owner and operator of a 1989 Buick Century bearing Pennsylvania registration No. 54476X.

6. That State Route 322 is a two-lane, macadam highway which proceeds in a generally east-west direction through Lawrence Township, Clearfield County, Pennsylvania.

7. That on the aforesaid date and at or about the said time, it was daylight; the weather was clear and the roadway was dry.

8. That on or about the said day and at or about the said time, the Plaintiff, Joyce L. Valenza, was traveling west on State Route 322 and had slowed for traffic proceeding the same direction.

9. That on or about the said day and at or about the said time, the Decedent, Tressa E. Shirey, was likewise

traveling west on State Route 322 directly in back of the Plaintiff, Joyce L. Valenza.

10. That on or about the said day and at or about the said time, the Decedent, Tressa E. Shirey, suddenly and without warning failed to bring her vehicle to a stop but collided with the rear of the vehicle operated by the Plaintiff, Joyce L. Valenza.

11. That as a result of the collision described in Paragraph 10 hereof which is incorporated herein by reference, the Plaintiff, Joyce L. Valenza, was thrown generally forward and backward within the vehicle that she was operating causing the numerous and serious injuries hereinafter set forth.

12. That the decedent, Tressa E. Shirey, was guilty of the following negligence, recklessness and carelessness which was the proximate cause of the accident and the injuries to the Plaintiff, Joyce L. Valenza, as follows:

A. That the Decedent failed to have her vehicle under proper control;

B. That the Decedent failed to maintain a proper lookout;

C. That the Decedent violated the Motor Vehicle Code of 1976, June 17, P. L. 162, Section 3361, 75 P.S. Section 3361 and supplements thereto, in that she operated her vehicle upon State Route 322 at

a speed greater than was reasonable and prudent under the conditions then and there existing and without regard to the actual and/or potential hazards then and there existing and at a speed which was greater than would permit her to bring her vehicle to a stop within the assured clear distance ahead.

D. That the Decedent violated the Motor Vehicle Code of 1976, June 17, P. L. 162, Section 3714, 75 P.S. Section 3714 and supplements thereto in that she operated her vehicle upon State Route 322 with careless disregard for the safety of the Plaintiff, Joyce L. Valenza.

E. That the Decedent violated the Motor Vehicle Code of 1976, June 17, P.L. 162, Section 3736, 75 P.S. Section 3736, and supplements thereto, in that she operated her vehicle upon State Route 322 in willful or wanton disregard for the safety of the person or property of the Plaintiff, Joyce L. Valenza.

F. That the Decedent was negligent, careless and reckless in that she failed to use due care under all of the circumstances of the case.

13. That as a result of the negligence, carelessness and recklessness of the Decedent, Tressa E. Shirey, as set forth in Paragraph 12 hereof and incorporated herein by reference, the

plaintiff, Joyce L. Valenza, suffered the following injuries which may and probably will be permanent:

- A. Extension flexion injury cervical spine;
- B. Exacerbation of pre-existing arthritic

condition.

14. That the Plaintiff, Joyce L. Valenza, may and probably will be required to expend sums for the treatment of her injuries in excess of the coverage afforded to her by her auto insurance policy.

15. That as a result of the injuries referred to in Paragraph 13 hereof which is incorporated herein by reference, the Plaintiff suffers serious and permanent physical impairment which substantially prohibits her ability to engage in the normal and usual functions which she enjoyed prior to the accident including but not limited to her household duties, hobbies and social activities.

16. That the Plaintiff, Joyce L. Valenza, claims a reasonable amount for the following:

- A. A reasonable amount for pain and suffering; past, present and future;
- B. Cost of replacing household services;
- C. Privation and inconvenience; past, present and future;
- D. Impairment of earning power;

E. Future medical expenses;

F. All other damages allowable by law.

WHEREFORE, the Plaintiff, Joyce L. Valenza, claims damages from the Defendant in excess of Twenty Thousand (\$20,000.00) Dollars. Jury Trial Demanded.

Second Count

Jack Valenza v. Ardell D. Shirey, Executor of the  
Estate of Tressa E. Shirey

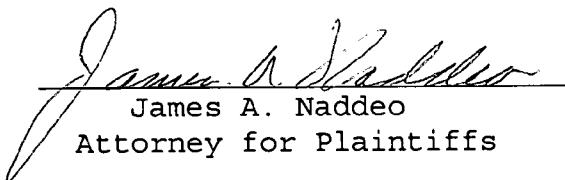
17. That the Plaintiff, Jack Valenza, is the husband of Joyce L. Valenza, having been married to her on July 25, 1992.

18. That the Plaintiff, Jack Valenza, incorporates Paragraphs 1 through 16 of this Complaint by reference and makes them a part hereof.

19. That at all times referred to in this Complaint, the Plaintiff, Jack Valenza, was residing with his wife, Joyce L. Valenza, and continues to reside with her up to the date of this Complaint.

20. That as a result of the injuries suffered by the Plaintiff, Joyce L. Valenza, the Plaintiff, Jack Valenza, has been deprived of the services and society of his wife and will continue to be so deprived for an indefinite period of time in the future.

WHEREFORE, the Plaintiff, Jack Valenza, claims damages from the Defendant in excess of Twenty Thousand (\$20,000.00) Dollars. Jury Trial Demanded.



James A. Naddeo  
Attorney for Plaintiffs

COMMONWEALTH OF PENNSYLVANIA)  
ss.  
COUNTY OF CLEARFIELD )

Before me, the undersigned officer, personally appeared JOYCE L. VALENZA, who being duly sworn according to law, deposes and states that the facts set forth in the foregoing Complaint New Matter are true and correct to the best of her knowledge, information and belief.

Joyce L. Valenza  
Joyce L. Valenza

SWORN and SUBSCRIBED before me this 17<sup>th</sup> day of November, 2000.

Shannon R. Wisor

Notarial Seal  
Shannon R. Wisor, Notary Public  
Clearfield Boro, Clearfield County  
My Commission Expires Aug. 25, 2003

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

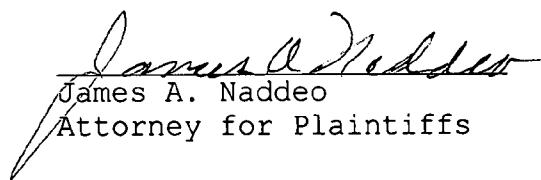
JACK VALENZA and \*  
JOYCE L. VALENZA, \*  
husband and wife, \*  
Plaintiffs, \*  
\*  
v. \* No. 00 - 1231 - CD  
\*  
ARDELL D. SHIREY, Executor \*  
Of the Estate of TRESSA E. \*  
SHIREY, Deceased, \*  
Defendant. \*

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a certified copy of Plaintiffs Complaint filed in the above-captioned action was served on the following person and in the following manner on the 17th day of November, 2000:

First-Class Mail, Postage Prepaid

James M. Horne, Esquire  
McQuaide Blasko Law Offices  
811 University Drive  
State College, PA 16801-6699

  
James A. Naddeo  
Attorney for Plaintiffs

CLERAFFIELD, PENNSYLVANIA 16830  
P.O. BOX 552  
211½ EAST LOCUST STREET  
ATTORNEY AT LAW  
JAMES A. NADDEO

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0133411/c/c att  
E. Nadelko

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

JACK VALENZA and  
JOYCE L. VALENZA,  
husband and wife,  
Plaintiffs,

v.

ARDELL D. SHIREY, Executor  
Of the Estate of TRESSA E.  
SHIREY, Deceased,  
Defendant.

FILED

NOV 27 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and \*  
JOYCE L. VALENZA, \*  
husband and wife, \*  
Plaintiffs, \*  
\*  
v. \* No. 00 - 1231 - CD  
\*  
ARDELL D. SHIREY, Executor \*  
Of the Estate of TRESSA E. \*  
SHIREY, Deceased, \*  
Defendant. \*

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a certified copy of Plaintiff's Response to Request for Production of Documents filed in the above-captioned action was served on the following person and in the following manner on the 27th day of November, 2000:

First-Class Mail, Postage Prepaid

James M. Horne, Esquire  
McQuaide Blasko Law Offices  
811 University Drive  
State College, PA 16801-6699

  
James A. Naddeo  
Attorney for Plaintiffs

CLARFIELD, PENNSYLVANIA 16830  
R.O. BOX 552  
21 1/2 EAST LOCUST STREET  
ATTORNEY AT LAW  
JAMES A. NADDEO

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NOV 27 2000  
D 23411CC  
William A. Shaw  
Prothonotary  
S. K. S.  
JAMES A. NADDEO

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

JACK VALENZA and  
JOYCE L. VALENZA,  
husband and wife,  
Plaintiffs,

v.

ARDELL D. SHIREY, Executor  
Of the Estate of TRESSA E.  
SHIREY, Deceased,  
Defendant.

\*  
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\*  
\*  
\* No. 00 - 1231 - CD  
\*

\* Type of Pleading:

\* Certificate of Service

\* Filed on behalf of:  
\* Plaintiffs

\* Counsel of Record for  
\* this party:

\* James A. Naddeo, Esq.  
\* Pa I.D. 06820  
\*  
\* 211 1/2 E. Locust Street  
\* P.O. Box 552  
\* Clearfield, PA 16830  
\* (814) 765-1601

**FILED**

NOV 27 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and \*  
JOYCE L. VALENZA, \*  
husband and wife, \*  
Plaintiffs, \*  
\*  
v. \* No. 00 - 1231 - CD  
\*  
ARDELL D. SHIREY, Executor \*  
Of the Estate of TRESSA E. \*  
SHIREY, Deceased, \*  
Defendant. \*

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a certified copy of Interrogatories Propounded by Defendant for Answer by Plaintiffs filed in the above-captioned action was served on the following person and in the following manner on the 27th day of November, 2000:

First-Class Mail, Postage Prepaid

James M. Horne, Esquire  
McQuaide Blasko Law Offices  
811 University Drive  
State College, PA 16801-6699

  
\_\_\_\_\_  
James A. Naddeo  
Attorney for Plaintiffs

CLEARFIELD, PENNSYLVANIA 16830  
P.O. BOX 552  
211 1/2 EAST LOCUST STREET  
ATTORNEY AT LAW  
JAMES A. NADDEO

\_\_\_\_\_  
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FILED

NOV 27 2000  
3:24 PM att/laddco  
William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
Plaintiffs, : TYPE OF PLEADING:  
v. : **ANSWER WITH NEW MATTER**  
ARDELL SHIREY, EXECUTOR OF ESTATE : TYPE OF CASE: CIVIL  
OF TRESSA SHIREY, Deceased, : FILED ON BEHALF OF:  
Defendant. : **DEFENDANT**  
: COUNSEL OF RECORD FOR  
: FOR THIS PARTY:  
: JAMES M. HORNE, ESQ.  
: I.D. NO. 26908  
: McQUAIDE, BLASKO, SCHWARTZ,  
: FLEMING & FAULKNER, INC.  
: 811 University Drive  
: State College, PA 16801  
: PH# (814) 238-4926  
: FAX#(814) 238-9624

**FILED**

NOV 30 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TRESSA SHIREY, Deceased,

Defendant.

**NOTICE TO PLEAD**

TO: Jack Valenza and Joyce L. Valenza, husband and wife  
% James A. Naddeo, Esquire

YOU ARE HEREBY notified to plead to the within New Matter within twenty (20) days  
from the date of service hereof or a default judgment may be entered against you.

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

Dated: 11/29, 2000

By: J. M. H.

James M. Horne, Esquire  
ID No. 26908  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

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

JACK VALENZA and JOYCE L. VALENZA, husband and wife,

No. 00-1231-C.D.

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE  
OF TRESSA SHIREY, Deceased,

Defendant.

**ANSWER WITH NEW MATTER OF DEFENDANT ARDELL D. SHIREY,  
EXECUTOR OF THE ESTATE OF TRESSA E. SHIREY, DECEASED**

AND NOW, comes Defendant, Ardell Shirey, Executor of Estate of Tressa Shirey, Deceased, by and through her attorneys, McQuaide, Blasko, Schwartz, Fleming & Faulkner, Inc., and files the within Answer with New Matter to Plaintiffs' Complaint and, in support thereof, avers as follows:

1. Admitted.
2. Admitted.
3. Admitted.

**COUNT 1**

**Joyce L. Valenza v. Ardell D. Shirey, Executor  
of the Estate of Tressa E. Shirey**

4. Admitted.
5. Admitted.
6. Admitted.

7. Admitted as to the fact that it was daylight. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the balance of the averments of paragraph 7. The same are therefore denied and strict proof thereof demanded.

8. Admitted that Plaintiff Joyce Valenza was traveling west. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the balance of the averments of paragraph 8. The same are therefore denied and strict proof thereof demanded.

9. Admitted that the deceased was traveling west on Route 322 behind the Plaintiff Joyce Valenza.

10. Denied as stated. To the contrary, it is averred only that contact occurred between the front of the vehicle operated by the deceased and the rear of the vehicle operated by Plaintiff Joyce Valenza.

11. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraph 11. The same are therefore denied and strict proof thereof demanded.

12. (A) - (F). Denied, pursuant to Pa.R.C.P. No. 1029(e).

13. - 15. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraphs 13 through 15, inclusive. The same are therefore denied and strict proof thereof demanded.

16. Defendant is advised and therefore believes that paragraph 16 pleads conclusions of law to which no response is required. To the extent any response is required, it is denied that

Plaintiff is entitled to recover any of the damages claimed in paragraph 16. Plaintiff had selected, or was otherwise insured under a policy of insurance bearing, the limited tort option. Plaintiff has not sustained injuries sufficient to overcome the threshold and otherwise has not sustained any recoverable out of pocket expenses.

WHEREFORE, Defendant requests that Plaintiff's complaint be dismissed, with prejudice and costs of suit.

**COUNT 2**

**Jack Valenza v. Ardell D. Shirey, Executor of the  
Estate of Tressa E. Shirey**

17. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraph 17. The same are therefore denied and strict proof thereof demanded.

18. Defendant incorporates herein by reference, the same as though set forth at length, his responses to paragraphs 1 through 16, inclusive.

19. - 20. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraphs 19 and 20, inclusive. The same are therefore denied and strict proof thereof demanded.

WHEREFORE, Defendant requests that Plaintiff's complaint be dismissed, with prejudice and costs of suit.

**NEW MATTER**

21. Defendant hereby raises and asserts all those defenses and limitations on damages available to him by reason of the terms and provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law, as amended.

22. To the extent Plaintiff was insured under a policy of insurance bearing the limited tort option, Plaintiff has not sustained injuries sufficient to overcome the limited tort threshold.

23. Plaintiff's claims for non-economic damages are barred by her failure to sustain injuries sufficient to overcome the limited tort threshold.

24. To the extent Plaintiff incurred medical expenses paid or payable under a policy of insurance, the same may not be pled, proven or recovered in the instant action.

25. Plaintiff is not entitled to the recovery of damages under the facts and circumstances at issue.

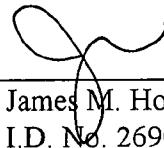
26. Plaintiff fails to state a claim upon which relief can be granted.

WHEREFORE, Defendant requests that Plaintiff's complaint be dismissed, with prejudice and costs of suit.

Respectfully submitted,

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

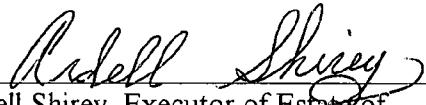
Dated: 11/29, 2000

By: 

James M. Horne, Esquire  
I.D. No. 26908  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

## VERIFICATION

The undersigned verifies that he is authorized to make this Verification on his own behalf and as the Executor of the Estate of Tressa Shirey, Deceased, and that the statements made in the foregoing Answer with New Matter of Defendant, are true and correct to the best of his knowledge, information and belief. The undersigned understand that false statements herein are subject to the penalties of 18 Pa. C.S.A. § 4904, related to unsworn falsification to authority.

  
\_\_\_\_\_  
Ardell Shirey, Executor of Estate of  
Tressa Shirey, Deceased

Dated: Nov. 22, 2000, +000

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

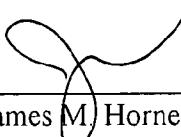
Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Defendant's Answer with New Matter was served in the above-captioned matter via U.S. First Class Mail, postage prepaid, on this 29<sup>th</sup> day of November 2000, to the attorney/party of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-4000

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire  
I. D. No. 26908  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

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

JACK VALENZA and  
JOYCE L. VALENZA,  
husband and wife,  
Plaintiffs,

v.

ARDELL D. SHIREY, Executor  
Of the Estate of TRESSA E.  
SHIREY, Deceased,  
Defendant.

\*  
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\*  
\*  
\* No. 00 - 1231 - CD  
\*  
\*

\* Type of Pleading:

\* Answer to New Matter  
\*  
\*  
\*  
\*  
\* Filed on behalf of:  
\* Plaintiffs  
\*  
\* Counsel of Record for  
\* this party:  
\*  
\*  
\* James A. Naddeo, Esq.  
\* Pa I.D. 06820  
\*  
\* 211 1/2 E. Locust Street  
\* P.O. Box 552  
\* Clearfield, PA 16830  
\* (814) 765-1601

**FILED**

DEC 08 2000

William A. Shaw  
Prothonotary

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

JACK VALENZA and \*  
JOYCE L. VALENZA, \*  
husband and wife, \*  
Plaintiffs, \*  
\*  
v. \* No. 00 - 1231 - CD  
\*  
ARDELL D. SHIREY, Executor \*  
Of the Estate of TRESSA E. \*  
SHIREY, Deceased, \*  
Defendant. \*

ANSWER TO NEW MATTER

NOW COMES, Plaintiffs, JACK VALENZA and JOYCE L. VALENZA, by and through their attorney, James A. Naddeo, Esquire sets forth the following Answer to New Matter.

1. Paragraph 21 states a conclusion of law to which no answer is required.

2. Paragraph 22 states a conclusion to which no answer is required. To the extent that an answer may be required, said allegation is denied and to the contrary, it is alleged that Plaintiff suffered serious impairment of body function.

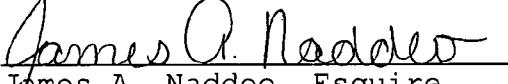
3. Paragraph 23 states a conclusion to which no answer is required. To the extent that an answer may be required, Plaintiffs incorporate their answer to Paragraph 22 of Defendant's New Matter by reference and makes it a part hereof.

4. Paragraph 24 states a conclusion of law to which no answer is required.

5. Paragraph 25 states a conclusion of law to which no answer is required. To the extent that an answer may be required, Plaintiffs object to said allegation for want of specificity.

6. Paragraph 26 states a conclusion of law to which no answer is required.

WHEREFORE, Plaintiff claims damages set forth in her Complaint.

  
\_\_\_\_\_  
James A. Naddeo, Esquire  
Attorney for Plaintiffs

COMMONWEALTH OF PENNSYLVANIA)

ss.

COUNTY OF CLEARFIELD

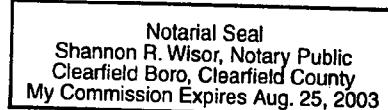
)

Before me, the undersigned officer, personally appeared JOYCE L. VALENZA, who being duly sworn according to law, deposes and states that the facts set forth in the foregoing Answers to New Matter are true and correct to the best of her knowledge, information and belief.

Joyce L. Valenza  
Joyce L. Valenza

SWORN and SUBSCRIBED before me this 8<sup>th</sup> day of December, 2000.

Shannon R. Wisor



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

JACK VALENZA and \*  
JOYCE L. VALENZA, \*  
husband and wife, \*  
Plaintiffs, \*  
\*  
v. \* No. 00 - 1231 - CD  
\*  
ARDELL D. SHIREY, Executor \*  
Of the Estate of TRESSA E. \*  
SHIREY, Deceased, \*  
Defendant. \*

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a certified copy of Answer to New Matter filed in the above-captioned action was served on the following person and in the following manner on the 8th day of December, 2000:

First-Class Mail, Postage Prepaid

James M. Horne, Esquire  
McQuaide Blasko Law Offices  
811 University Drive  
State College, PA 16801-6699

  
James A. Naddeo  
Attorney for Plaintiffs

CLEARFIELD, PENNSYLVANIA 16830  
P.O. BOX 552  
211 1/2 EAST LOCUST STREET  
ATTORNEY AT LAW  
**JAMES A. NADDEO**

— Lap over margin —

**FILED**

DFC 08/2000  
D/10/43/15/C City/Leach  
William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. VALENZA, husband and wife, : No. 00-1231-C.D.  
Plaintiffs, : TYPE OF PLEADING:  
v. : Praecipe to Withdraw/Enter Appearance  
ARDELL SHIREY, EXECUTOR OF ESTATE : TYPE OF CASE: CIVIL  
OF TERESSA SHIREY, Deceased, : FILED ON BEHALF OF:  
Defendant. : DEFENDANT  
COUNSEL OF RECORD FOR  
FOR THIS PARTY:  
KATHERINE V. OLIVER, ESQ.  
I.D. NO. 77069  
JAMES M. HORNE, ESQ.  
I.D. NO. 26908  
McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.  
811 University Drive  
State College, PA 16801  
PH# (814) 238-4926  
FAX#(814) 238-9624

**FILED**

JAN 11 2001

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

**PRAECIPE TO WITHDRAW/ENTER APPEARANCE**

***WITHDRAW OF APPEARANCE***

TO THE PROTHONOTARY:

Please withdraw my appearance on behalf of the Defendant in the above-captioned matter.

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

Dated: January 10, 2001

By: \_\_\_\_\_

James M. Horne  
I.D. No. 26908  
811 University Drive  
State College, PA 16801  
(814) 238-4926

***ENTRY OF APPEARANCE***

TO THE PROTHONOTARY:

Please enter my appearance on behalf of the Defendant in the above-captioned matter.

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

Dated: January 10, 2001

By: \_\_\_\_\_

Katherine V. Oliver  
I.D. No. 77069  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Attorneys for Defendant

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Defendant's Praeclipe to Withdraw/Enter Appearance was served in the above-captioned matter via U.S. First Class Mail, postage prepaid, on this 10<sup>th</sup> day of January, 2001, to the attorney/party of record:

James Naddeo, Esquire  
211½ East Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-4000

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: Katherine V. Oliver

Katherine V. Oliver  
I. D. No. 77069  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926

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

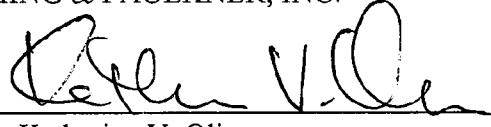
JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
: Plaintiffs,  
: :  
: v. :  
: :  
ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :  
: :  
: Defendant. :  
:

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Intent to Serve Subpoena to Produce Documents and Things in Discovery Pursuant to Rule 4009.21 in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 27<sup>th</sup> day of February, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

FFB 23 2001

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

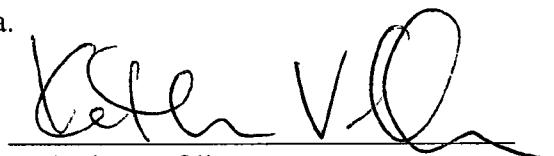
ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE**  
**OF SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- (1) a Notice of Intent to Serve the Subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least 20 days prior to the date on which the subpoena is sought to be served;
- (2) a copy of the Notice of Intent, including the proposed subpoena, is attached to this Certificate;
- (3) no objection to the subpoena has been received; and,
- (4) the subpoena which will be served is identical to the subpoena which is attached to the Notice of Intent to Serve the Subpoena.



Katherine V. Oliver  
Attorney for Defendant  
ARDELL SHIREY

Dated: 3-19-01

**FILED**

MAR 20 2001

William A. Shaw  
Prothonotary

**COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD**

Jack Valenza  
Joyce Valenza  
Plaintiff(s)

Vs.

\*

No. 2000-01231-CD

Ardell Shirey  
Shirey, Teressa Estate  
Defendant(s)

2

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Continental Casualty Insurance Company (CNA)  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

see attached paper

McQuaide Blasko Law Office 811 University Drive State College PA 16801  
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Katherine V. Oliver Esquire  
ADDRESS: 811 University Drive  
State College PA 16801  
TELEPHONE: 814-238-4926  
SUPREME COURT ID # 77069  
ATTORNEY FOR: Defendant Ardell Shirey

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, February 21, 2001  
Seal of the Court

William L. Brown

**DOCUMENTS TO BE PRODUCED**

The entire first and third party files on Jack and/or Joyce L. Valenza pertaining to a motor vehicle accident which occurred on June 21, 1999. The claim number is US604738661. The file documents should included, but not be limited to, all medical records and payment logs, all recorded statements, entire investigative file, declarations page, vehicle damage appraisal, any diagrams, photographs, videotapes, etc. of the vehicles and/or the accident scene, etc.

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

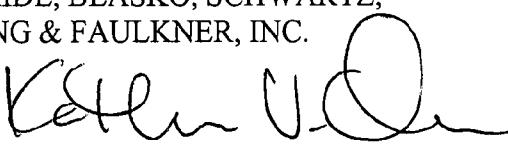
JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
: Plaintiffs,  
: :  
: v. :  
: :  
ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :  
: :  
: Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum and Notice of  
Records Deposition Directed to Continental Casualty Insurance Company (CNA) in the above-  
captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College,  
Pennsylvania, on this 19<sup>th</sup> day of March, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

MAR 20 2001

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :

Plaintiffs, :

v. :

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :

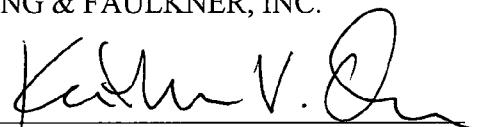
Defendant. :

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Intent to Serve Subpoenas to Produce Documents and Things in Discovery Pursuant to Rule 4009.21 in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 4<sup>th</sup> day of May, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

FILED  
MAY 07 2001

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

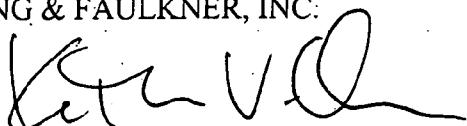
Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum and Notice of Records Deposition Directed to Mark A. Piasio, M.D. in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 24<sup>th</sup> day of May, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

MAY 25 2001

11:157 PM 10cc  
William A. Shaw  
Prothonotary

EPB

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

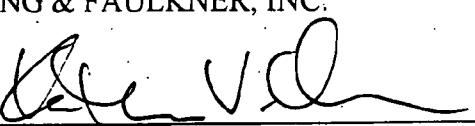
Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum and Notice of  
Records Deposition Directed to Wal-Mart Super Store Pharmacy in the above-captioned matter  
was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on  
this 24<sup>th</sup> day of May, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

MAY 25 2001

11:31 pm no. 2

William A. Shaw  
Prothonotary



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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum and Notice of Records Deposition Directed to K-Mart Store Pharmacy in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 24<sup>th</sup> day of May, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

MAY 25 2001

5/1/31pm rec  
William A. Shaw  
Prothonotary  
*KV*

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
: Plaintiffs,  
: v. :  
: ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :  
: Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum and Notice of Records  
Deposition Directed to Ellenjean Albanese, M.D. in the above-captioned matter was mailed by  
regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 24<sup>th</sup> day of  
May, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

MAY 25 2001  
m 11:37pm  
William A. Shaw  
Prothonotary

21

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE  
OF SUBPOENAS PURSUANT TO RULE 4009.22**

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- (1) a Notice of Intent to Serve the Subpoenas with a copy of the subpoenas attached thereto was mailed or delivered to each party at least 20 days prior to the date on which the subpoenas are sought to be served;
- (2) a copy of the Notice of Intent, including the proposed subpoenas, is attached to this Certificate;
- (3) no objections to the subpoenas have been received; and,
- (4) the subpoenas which will be served are identical to the subpoenas which are attached to the Notice of Intent to Serve the Subpoenas.



Katherine V. Oliver  
Attorney for Defendant  
ARDELL SHIREY

Dated: 5-24-01

**FILED**

MAY 25 2001

William A. Shaw  
Prothonotary

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Jack Valenza  
Joyce Valenza  
Plaintiff(s)

Vs.  
Ardell Shirey  
Shirey, Teressa Estate  
Defendant(s)

\*

\*

No. 2000-01231-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: ELLENJEAN ALBANESE, M.D.  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

SEE ATTACHED

McQuaide Blasko Law Office, 811 University Drive, State College, PA 16801  
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Katherine V. Oliver, Esquire  
ADDRESS: 811 University Drive  
State College, PA 16801  
TELEPHONE: 814-238-4926  
SUPREME COURT ID # 77069  
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, March 12, 2001  
Seal of the Court

**DOCUMENTS TO BE PRODUCED**

The complete office medical records file on Joyce L. Valenza (DOB: 3/4/1937), including but not limited to history/physical examination, office progress notes, discharge summary/progress note, consultation reports, operative reports, pathology reports, laboratory test results, x-ray reports, MRI scan reports, CT scan reports, electrodiagnostic study test results, physical/occupational/rehabilitation therapy progress notes, treatment records, diagnoses, prognosis, need for future treatment, any and all correspondence (regardless of source) pertaining to patient's health status, etc.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Jack Valenza  
Joyce Valenza  
Plaintiff(s)

Vs.

Ardell Shirey  
Shirey, Teressa Estate  
Defendant(s)

\*

\*

No. 2000-01231-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: K-MART STORE PHARMACY  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

SEE ATTACHED

McQuaide Blasko Law Office, 811 University Drive, State College, PA 16801  
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

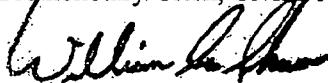
THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Katherine V. Oliver, Esquire  
ADDRESS: 811 University Drive  
State College, PA 16801  
TELEPHONE: 814-238-4926  
SUPREME COURT ID # 77069  
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, February 21, 2001  
Seal of the Court



Deputy

**DOCUMENTS TO BE PRODUCED**

The entire pharmacy file **from 1990 to the present** on Joyce L. Valenza (DOB: 3/4/1937), including but not limited to name of prescription medication, dosage, date initially filled and dates of all subsequent refills, any notations regarding calls to prescribing physician for clarification/questions on prescription, any and all correspondence (regardless of source) pertaining to patient's health care status, etc.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Jack Valenza

Joyce Valenza

Plaintiff(s)

\*

Vs.

\*

No. 2000-01231-CD

Ardell Shirey

Shirey, Teressa Estate

Defendant(s)

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: WAL-MART SUPER STORE PHARMACY

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

SEE ATTACHED

McQuaide Blasko Law Office, 811 University Drive, State College, PA 16801

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Katherine V. Oliver, Esquire

ADDRESS: 811 University Drive  
State College, PA 16801

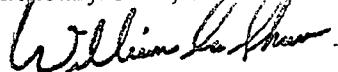
TELEPHONE: 814-238-4926

SUPREME COURT ID # 77069

ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, March 12, 2001

Seal of the Court

**DOCUMENTS TO BE PRODUCED**

The entire pharmacy file **from 1990 to the present** on Joyce L. Valenza (DOB: 3/4/1937), including but not limited to name of prescription medication, dosage, date initially filled and dates of all subsequent refills, any notations regarding calls to prescribing physician for clarification/questions on prescription, any and all correspondence (regardless of source) pertaining to patient's health care status, etc.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Jack Valenza  
Joyce Valenza  
Plaintiff(s)

Vs.

\*

No. 2000-01231-CD

Ardell Shirey  
Shirey, Teressa Estate  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Mark A. Piasio, M.D.

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

SEE ATTACHED

McQuaide Blasko Law Office, 811 University Drive, State College, PA 16801  
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Katherine V. Oliver, Esquire

ADDRESS: 811 University Drive  
State College, PA 16801

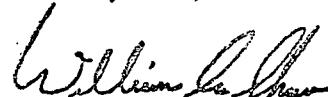
TELEPHONE: 814-238-4926

SUPREME COURT ID # 77069

ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

  
\_\_\_\_\_  
Deputy

DATE: Monday, March 12, 2001

Seal of the Court

**DOCUMENTS TO BE PRODUCED**

The complete office medical records file on Joyce L. Valenza (DOB: 3/4/1937), including but not limited to history/physical examination, office progress notes, discharge summary/progress note, consultation reports, operative reports, pathology reports, laboratory test results, x-ray reports, MRI scan reports, CT scan reports, electrodiagnostic study test results, physical/occupational/rehabilitation therapy progress notes, treatment records, diagnoses, prognosis, need for future treatment, any and all correspondence (regardless of source) pertaining to patient's health status, etc.

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs, :

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant. :

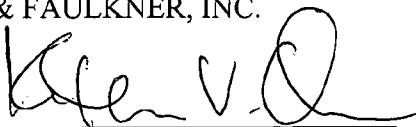
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Deposition Directed to Jack Valenza in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 29<sup>th</sup> day of May, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211 ½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

  
MAY 30 2001  
11:16 AM  
William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
: Plaintiffs, :  
: :  
v. :  
: :  
ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :  
: :  
Defendant. :  
:

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Deposition Directed to Joyce Valenza in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 29<sup>th</sup> day of May, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211 ½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

cc: MAY 30 2001  
m 11:16 (no cc)  
William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Intent to Serve Subpoenas to Produce Documents and Things in Discovery Pursuant to Rule 4009.21 in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 22<sup>nd</sup> day of June, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By:



Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

JUN 25 2001

William A. Shaw  
Prothonotary

CIVIL ACTION - LAW

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
: Plaintiffs, :  
: :  
: v. :  
: :  
ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :  
: Defendant. :

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum and Notice of  
Records Deposition Directed to Clearfield Pharmacy in the above-captioned matter was mailed  
by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 12<sup>th</sup> day  
of July, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: Katherine V. Oliver  
Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

" 13 2001

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

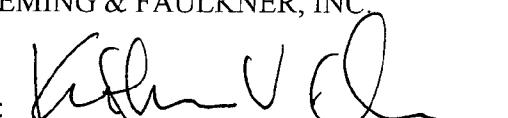
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum and Notice of  
Records Deposition Directed to CVS/Pharmacy in the above-captioned matter was mailed by  
regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 12<sup>th</sup> day of  
July, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By:



Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

JUL 13 2001

William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :  
: Plaintiffs, :  
: :  
: v. :  
: :  
ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :  
: :  
: Defendant. :  
:

**CERTIFICATE PREREQUISITE TO SERVICE  
OF SUBPOENAS PURSUANT TO RULE 4009.22**

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- (1) a Notice of Intent to Serve the Subpoenas with a copy of the subpoenas attached thereto was mailed or delivered to each party at least 20 days prior to the date on which the subpoenas are sought to be served;
- (2) a copy of the Notice of Intent, including the proposed subpoenas, is attached to this Certificate;
- (3) no objections to the subpoenas have been received; and,
- (4) the subpoenas which will be served are identical to the subpoenas which are attached to the Notice of Intent to Serve the Subpoenas.



Katherine V. Oliver  
Attorney for Defendant  
ARDELL SHIREY

Dated: 1-12-01

**FILED**

JUL 13 2001

William A. Shaw  
Prothonotary

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Jack Valenza  
Joyce Valenza  
Plaintiff(s)

Vs.

Ardell Shirey  
Shirey, Teressa Estate  
Defendant(s)

\*

\*

No. 2000-01231-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: CVS/PHARMACY

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

see attached

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Katherine V. Oliver, Esquire  
ADDRESS: 811 University Drive  
State College, PA 16801  
TELEPHONE: 814-238-4926  
SUPREME COURT ID # 77069  
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Monday, March 12, 2001

Seal of the Court

Deputy

  
William A. Shaw

**DOCUMENTS TO BE PRODUCED**

The entire pharmacy file **from 1990 to the present** on Joyce L. Valenza a/k/a Joyce Moore a/k/a Joyce Shomo (phonetic spelling) (DOB: 3/4/1937), including but not limited to name of prescription medication, dosage, date initially filled and dates of all subsequent refills, any notations regarding calls to prescribing physician for clarification/questions on prescription, any and all correspondence (regardless of source) pertaining to patient's health care status, etc.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Jack Valenza

Joyce Valenza

Plaintiff(s)

Vs.

\*

No. 2000-01231-CD

Ardell Shirey

\*

Shirey, Teressa Estate

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: CLEARFIELD PHARMACY

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

SEE ATTACHED

McQuaide Blasko Law Office, 811 University Drive, State College, PA 16801  
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Katherine V. Oliver, Esquire

ADDRESS: 811 University Drive

State College, PA 16801

TELEPHONE: 814-238-4926

SUPREME COURT ID # 77069

ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Monday, March 12, 2001

Seal of the Court

Deputy

**DOCUMENTS TO BE PRODUCED**

The entire pharmacy file **from 1990 to the present** on Joyce L. Valenza a/k/a Joyce Moore a/k/a Joyce Shomo (phonetic spelling) (DOB: 3/4/1937), including but not limited to name of prescription medication, dosage, date initially filled and dates of all subsequent refills, any notations regarding calls to prescribing physician for clarification/questions on prescription, any and all correspondence (regardless of source) pertaining to patient's health care status, etc.

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

JACK VALENZA and JOYCE L.	:	No. 00-1231-C.D.
VALENZA, husband and wife,	:	
Plaintiffs,		
v.	:	
ARDELL SHIREY, EXECUTOR OF ESTATE	:	
OF TERESSA SHIREY, Deceased,	:	
Defendant.		

## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Intent to Serve Subpoenas to Produce Documents and Things in Discovery Pursuant to Rule 4009.21 in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 19<sup>th</sup> day of September, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: Karen V. Clark

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

SEP 20 2001  
11:23 (noz)  
William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :

Plaintiffs, :

v. :

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :

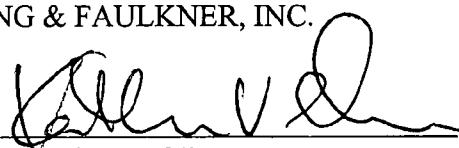
Defendant. :

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum Directed to  
Dr. Sandra G. Loychik in the above-captioned matter was mailed by regular mail, postage  
prepaid, at the Post Office, State College, Pennsylvania, on this 12<sup>th</sup> day of October, 2001, to the  
attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Katherine V. Oliver  
Attorneys for Defendant  
ARDELL SHIREY  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

OCT 15 2001  
mll.221ndrc  
William A. Shaw  
Prothonotary

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife,

Plaintiffs,

v.

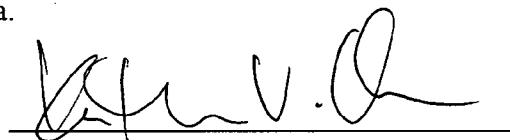
ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE**  
**OF SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- (1) a Notice of Intent to Serve the Subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party at least 20 days prior to the date on which the subpoena is sought to be served;
- (2) a copy of the Notice of Intent, including the proposed subpoena, is attached to this Certificate;
- (3) no objection to the subpoena has been received;  
and,
- (4) the subpoena which will be served is identical to the subpoena which is attached to the Notice of Intent to Serve the Subpoena.



Katherine V. Oliver  
Attorney for Defendant  
ARDELL SHIREY

Dated: 10-12-01

**FILED**

OCT 15 2001  
m1122/nocc  
William A. Shaw  
Prothonotary

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Jack Valenza  
Joyce Valenza  
Plaintiff(s)

Vs.

\*

Ardell Shirey  
Teressa Shirey Estate  
Defendant(s)

\*

No. 2000-01231-CD

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: DR. SANDRA G. LOYCHIK

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

SEE ATTACHED

McQuaide Blasko Law Office, 811 University Drive, State College, PA 16801  
(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Katherine V. Oliver, Esquire  
ADDRESS: 811 University Drive  
State College, PA 16801  
TELEPHONE: 814-238-4926  
SUPREME COURT ID # 77069  
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, September 17, 2001  
Seal of the Court

**DOCUMENTS TO BE PRODUCED**

The complete office medical records file on Joyce L. Valenza (DOB: 3/4/1937), **FROM JUNE 2000 TO THE PRESENT**, including but not limited to history/physical examination, office progress notes, discharge summary/ progress note, consultation reports, operative reports, pathology reports, laboratory test results, x-ray reports, MRI scan reports, CT scan reports, electrodiagnostic study test results, physical/ occupational/rehabilitation therapy progress notes, treatment records, diagnoses, prognosis, need for future treatment, any and all correspondence (regardless of source) pertaining to patient's health status, etc.

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

JACK VALENZA and  
JOYCE L. VALENZA,  
husband and wife,  
Plaintiffs,

v.

ARDELL D. SHIREY, Executor  
Of the Estate of TRESSA E.  
SHIREY, Deceased,  
Defendant.

\*  
\*  
\*  
\*  
\*  
\* No. 00 - 1231 - CD  
\*

\* Type of Pleading:

\* Certificate of Service

\* Filed on behalf of:  
\* Plaintiffs

\* Counsel of Record for  
\* this party:

\* James A. Naddeo, Esq.  
\* Pa I.D. 06820

\* 211 1/2 E. Locust Street  
\* P.O. Box 552  
\* Clearfield, PA 16830  
\* (814) 765-1601

**FILED**

NOV 16 2001

William A. Shaw  
Prothonotary

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

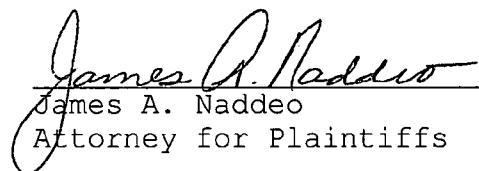
JACK VALENZA and \*  
JOYCE L. VALENZA, \*  
husband and wife, \*  
Plaintiffs, \*  
\*  
v. \* No. 00 - 1231 - CD  
\*  
ARDELL D. SHIREY, Executor \*  
Of the Estate of TRESSA E. \*  
SHIREY, Deceased, \*  
Defendant. \*

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a true and correct copy of Interrogatories Addressed to Defendant filed in the above-captioned action was served on the following person and in the following manner on the 16th day of November, 2001:

First-Class Mail, Postage Prepaid

Katherine V. Oliver, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801-6699

  
\_\_\_\_\_  
James A. Naddeo  
Attorney for Plaintiffs

CLERFIELD, PENNSYLVANIA 16830  
PO. BOX 552  
21 1/2 EAST LOCUST STREET  
ATTORNEY AT LAW  
**JAMES A. NADDEO**

Lap over margin

**FILED**

NOV 16 2001  
SAC/William A. Show  
Prothonotary  
LC

CLERAFFIELD, PENNSYLVANIA 16830  
PO. BOX 552  
211 1/2 EAST LOGUSST STREET  
ATTORNEY AT LAW  
JAMES A. NADDEO

Lap over margin

**FILED**

APR 28 2002

03501CC atty Naddeo  
William A. Shaw  
Prothonotary  
(2) Cert. Re to atty

Copy to A. Gob

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

JACK VALENZA and JOYCE L.	:	No. 00-1231-C.D.
VALENZA, husband and wife,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
ARDELL SHIREY, EXECUTOR OF ESTATE	:	
OF TERESSA SHIREY, Deceased,	:	
	:	
Defendant.	:	

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Defendant's Answers to Plaintiffs' Interrogatories in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 7<sup>th</sup> day of December, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC. /

By:

Katherine V. Oliver

Attorneys for Defendant

ARDELL D. SHIREY

811 University Drive

State College, Pa.

(814) 238-4926

Fax: (814) 238-962

**FILED**

DEC 10 2001

7/11:25 Shorc  
William A. Shaw  
Brotherhood

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

JACK VALENZA and JOYCE L. : No. 00-1231-C.D.  
VALENZA, husband and wife, :

Plaintiffs, :

v. :

ARDELL SHIREY, EXECUTOR OF ESTATE :  
OF TERESSA SHIREY, Deceased, :

Defendant. :

**PRAECIPE FOR DISCONTINUANCE**

TO THE PROTHONOTARY

Please mark all claims in the above entitled matter as SETTLED, ENDED, and  
DISCONTINUED, WITH PREJUDICE.

Respectfully submitted,

*James A. Naddeo*

James A. Naddeo, Esquire  
21 1/2 East Locust Street  
PO Box 552  
Clearfield, PA 16830  
(814) 765-1601  
Fax: (814) 765-8142

Dated: 4/26/02

**FILED**

APR 26 2002

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

**COPY**

CIVIL DIVISION

**Jack Valenza and  
Joyce Valenza**

Vs.

No. 2000-01231-CD

**Ardell Shirey Executor of the Estate of  
Shirey, Teressa**

**CERTIFICATE OF DISCONTINUATION**

Commonwealth of PA  
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on April 26, 2002 marked:

Settled, Discontinued and Ended with Prejudice.

Record costs in the sum of \$115.00 have been paid in full by James A. Naddeo, Esquire.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 26th day of April A.D. 2002.

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William A. Shaw, Prothonotary