

00-1249-CD  
MURRAY'S FORD -vs- TOWN & COUNTRY TRANSPORT INC.

Date: 11/03/2000

Clearfield County Court of Common Pleas

NO. 0050636

Time: 09:31 AM

Receipt

Page 1 of 1

Received of: Town & Country Transport Inc. (defendant) \$ 0.00

Zero and 00/100 Dollars

Case: 2000-01249-CD	Defendant: Town & Country Transport Inc.	Amount
District Justice Appeals		0.00
Paid Prior to FullCourt		
<b>Total:</b>		<b>0.00</b>

Payment Method: Cash

William A. Shaw, Prothonotary/Clerk of Courts

Clerk: OLDCASE

By: \_\_\_\_\_  
Deputy Clerk

COURT OF COMMON PLEAS

JUDICIAL DISTRICT

46TH

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 00-1249-CD

## NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT <b>TOWN &amp; COUNTRY TRANSPORT INC.</b>		MAG. DIST. NO. OR NAME OF D.J. <b>46-3-01</b>	
ADDRESS OF APPELLANT <b>21 PANDEROSA DR</b>		CITY <b>PENFIELD</b>	STATE <b>PA</b>
DATE OF JUDGMENT <b>9/11/00</b>		ZIP CODE <b>15849</b>	
IN THE CASE OF (Plaintiff) <b>MURRAY'S FORD</b>		(Defendant) <b>TOWN &amp; COUNTRY TRANSPORT INC.</b>	
CLAIM NO. CV 19 <b>0000460-00</b> LT 19 _____		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <b>MICHAEL A SEGALLA</b> <i>michael a segalla</i>	

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

\_\_\_\_\_  
Signature of Prothonotary or Deputy

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon **MURRAY'S FORD**, appellee(s), to file a complaint in this appeal  
Name of appellee(s)

(Common Pleas No. **00-1249-CD**) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

*michael a segalla*  
Signature of appellant or his attorney or agent

RULE: To **MURRAY'S FORD**, appellee(s).  
Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: **10/6**, 19 **00**.

*[Signature]*  
Signature of Prothonotary or Deputy

FILED

OCT 06 2000

William A. Shaw  
Prothonotary

pp  
80.-  
BY DEPT.

**PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT**

(This proof of service **MUST BE FILED WITHIN TEN (10) DAYS AFTER** filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_ ; to

AFFIDAVIT: I hereby swear or affirm that I served

- ☐ a copy of the Notice of Appeal, Common Pleas No \_\_\_\_\_, upon the District Justice designated therein on  
(date of service) \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's  
receipt attached hereto, and upon the appellee, (name) \_\_\_\_\_, on  
\_\_\_\_\_, 19\_\_\_\_ ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom  
the Rule was addressed on \_\_\_\_\_, 19\_\_\_\_ ☐ by personal service ☐ by (certified) (registered)  
mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_  
Signature of affiant

\_\_\_\_\_  
Signature of official before whom Affidavit made

\_\_\_\_\_  
Title of official

My commission expires on \_\_\_\_\_, 19\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: **46-3-01**  
DJ Name: Hon. **PATRICK N. FORD**  
Address: **109 NORTH BRADY STREET**  
**P.O. BOX 452**  
**DUBOIS, PA**  
Telephone: **(814) 371-5321 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS

**MURRAY'S FORD**  
**BLINKER PARKWAY**  
**RD 1 BOX 12**  
**DUBOIS, PA 15801**

VS.

DEFENDANT: NAME and ADDRESS

**TOWN & COUNTRY TRANSPORT INC**  
**21 PONDEROSA DRIVE**  
**PENFIELD, PA 15849**

**MICHAEL A. SEGALLA**  
**637-5522**

Docket No.: **CV-0000460-00**  
Date Filed: **6/22/00**



**TOWN & COUNTRY TRANSPORT INC**  
**21 PONDEROSA DRIVE**  
**PENFIELD, PA 15849**

**THIS IS TO NOTIFY YOU THAT:**

Judgment.

FOR PLAINTIFF

☒ Judgment was entered for: (Name) MURRAY'S FORD

☒ Judgment was entered against: (Name) TOWN & COUNTRY TRANSPORT INC

in the amount of \$ 787.48 on: (Date of Judgment) 9/11/00

☐ Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to  
Attachment/Act 5 of 1996 \$ \_\_\_\_\_

☐ Levy is stayed for \_\_\_\_\_ days or ☐ generally stayed.

☐ Objection to levy has been filed and hearing will be held:

Amount of Judgment	\$ <u>731.48</u>
Judgment Costs	\$ <u>56.00</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
<b>Total</b>	<b>\$ <u>787.48</u></b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
=====	
<b>Certified Judgment Total</b>	<b>\$ _____</b>

Date:	Place:
Time:	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

9-11-00 Date Patrick N. Ford, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.  
\_\_\_\_\_  
Date \_\_\_\_\_, District Justice

y commission expires first Monday of January,

**2006**

SEAL

COURT OF COMMON PLEAS

FROM

JUDICIAL DISTRICT

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

## NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT		MAG. DIST. NO. OR NAME OF D.J.	
ADDRESS OF APPELLANT		CITY	STATE ZIP CODE
DATE OF JUDGMENT	IN THE CASE OF (Plaintiff) VS. (Defendant)		
CLAIM NO.	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT		
CV 19			
LT 19			

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

\_\_\_\_\_  
Signature of Prothonotary or Deputy

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

## PRAECIPE: To Prothonotary

Enter rule upon \_\_\_\_\_, appellee(s), to file a complaint in this appeal  
Name of appellee(s)

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

\_\_\_\_\_  
Signature of appellant or his attorney or agent

**RULE:** To \_\_\_\_\_, appellee(s).  
Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
Signature of Prothonotary or Deputy

hereby certify this to be a true and attested copy of the original statement filed in this case.

OCT 06 2000

Attest.

William L. Shaw  
Prothonotary

00-1249-CJ

CLEARFIELD

00-1249-CJ

10/16/00

MURRAY'S FORD

10/16/00

10

in when a d. 10/16/00

Notarial Seal  
Cheryl Kay Callari, Notary Public  
Huston Twp., Clearfield County  
My Commission Expires March 29, 2002  
Member, Pennsylvania Association of Notaries

10/13/00  
OCT 16 2000

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

Mag Dist. No.: **46-3-01**  
DJ Name: Hon. **PATRICK N. FORD**  
Address: **109 NORTH BRADY STREET  
P.O. BOX 452  
DUBOIS, PA**  
Telephone: **(814) 371-5321 15801**

PLAINTIFF: NAME and ADDRESS

**MURRAY'S FORD  
BLINKER PARKWAY  
RD 1 BOX 12  
DUBOIS, PA 15801**

VS.

DEFENDANT: NAME and ADDRESS

**TOWN & COUNTRY TRANSPORT INC  
21 PONDEROSA DRIVE  
PENFIELD, PA 15849**

**PATRICK N. FORD  
109 NORTH BRADY STREET  
P.O. BOX 452  
DUBOIS, PA 15801**

Docket No.: **CV-0000460-00**  
Date Filed: **6/22/00**



00-1249-C0

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

FOR PLAINTIFF

☒ Judgment was entered for: (Name) MURRAY'S FORD

☒ Judgment was entered against: (Name) TOWN & COUNTRY TRANSPORT INC

in the amount of \$ 787.48 on: (Date of Judgment) 9/11/00

☐ Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ \_\_\_\_\_

☐ Levy is stayed for \_\_\_\_\_ days or ☐ generally stayed.

☐ Objection to levy has been filed and hearing will be held:

Amount of Judgment	\$ <u>731.48</u>
Judgment Costs	\$ <u>56.00</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ <u>787.48</u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

Date:	Place: <b>FILED</b> <b>OCT 20 2000</b> <i>m/11:10 lwe</i> <b>William A. Shan</b> <b>Prothonotary</b>
Time:	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

9-11-00 Date Patrick N. Ford, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.  
\_\_\_\_\_, Date \_\_\_\_\_, District Justice

My commission expires first Monday of January,

**2006**

SEAL

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

MURRAYS FORD LINCOLN-MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

NO. 00 - 1249 -C.D.

TYPE OF CASE: CIVIL

TYPE OF PLEADING:  
COMPLAINT

FILED ON BEHALF OF:  
PLAINTIFF

COUNSEL OF RECORD FOR  
THIS PARTY:  
BENJAMIN S. BLAKLEY, III

SUPREME COURT NO.: 26331

BLAKLEY, JONES & MOHNEY  
90 BEAVER DRIVE, BOX 6  
DU BOIS, PA 15801  
(814) 371-2730

**FILED**

NOV 07 2000

William A. Shaw  
Prothonotary

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,

Defendant

No. 00 - 1249 -CD

**NOTICE TO DEFEND**

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 is 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 an order may be entered against you by the Court without further notice for any money claimed in the Complaint requested by 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.**

David S. Meholick,  
Court Administrator  
Clearfield County Courthouse  
230 East Market Street  
Clearfield, PA 16830  
(814) 765-2641

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

MURRAYS FORD LINCOLN MERCURY, INC.,	:	
	:	
Plaintiff	:	
	:	No. 00 - 1249 -CD
vs.	:	
	:	
TOWN & COUNTRY TRANSPORT, INC.,	:	
Defendant	:	

**COMPLAINT**

AND NOW, comes the Plaintiff, MURRAYS FORD LINCOLN MERCURY, INC., by and through their attorneys, BLAKLEY, JONES & MOHNEY, and brings this Complaint upon which the following is a statement:

1. Plaintiff is MURRAYS FORD LINCOLN MERCURY, INC., a Pennsylvania Corporation with a registered address of R.D. #1, Box 12, DuBois, Clearfield County, Pennsylvania.
2. Defendant is TOWN & COUNTRY TRANSPORT, INC., a Pennsylvania Corporation with a registered address of 21 Ponderosa Drive, Penfield, Clearfield County, Pennsylvania.
3. At all times material hereto, the Plaintiff was in the business of, among other things, the repair of automobiles and light, medium and heavy-duty trucks.
4. At all times material hereto, the Defendant was the owner of a 1994 Peterbuilt Truck.
5. On April 10, 2000, the Defendant caused its 1994 Peterbuilt Truck to be towed to the Plaintiff's place of business for diagnosis and repair caused by the lowness of oil pressure within the engine of its vehicle.

6. That commencing on April 10, 2000, and ending on April 24, 2000, the Plaintiff did perform certain diagnostic work and repairs upon the Defendant's truck, with the same being set forth in Plaintiff's Invoice C70549, attached hereto and marked as Exhibit "A."

7. That Defendant agreed to pay the Plaintiff the reasonable charges for the diagnostic and repair services done upon the Defendant's truck.

8. That by invoice set forth above, the Defendant was charged \$1,220.48, representing parts, labor, and freight charges for the diagnostic and repair work done upon the Defendant's truck.

9. That on April 22, 2000, the Defendant did pay \$500.00 toward his outstanding obligation with the Plaintiff.

10. That on May 1, 2000, the Defendant paid \$714.48, representing the balance due for the work done by the Plaintiff upon the Defendant's truck.

11. That subsequent to the payment by the Defendant to the Plaintiff of \$714.18 by check, the Defendant, without cause, stopped payment of said check, thereby causing the Plaintiff to incur bank fees of \$17.00.

12. Despite repeated demands by the Plaintiff for the balance due of \$714.48, the Defendant has failed and refused to pay this amount.

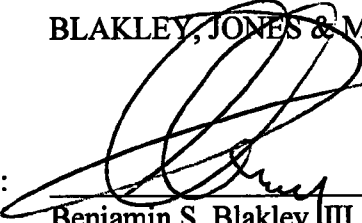
13. That as a result of the Defendant's failure to pay the balance due the Plaintiff as set forth above, the Plaintiff filed suit against the Defendant before Magistrate Patrick N. Ford, for which the Plaintiff incurred costs of \$56.00.

WHEREFORE, Plaintiff MURRAYS FORD LINCOLN MERCURY, INC. demands judgment against the Defendant, TOWN & COUNTRY TRANSPORT, INC. in the amount of \$787.48, together with costs and interest from April 24, 2000.

Respectfully submitted,

BLAKLEY, JONES & MOHNEY

BY:



Benjamin S. Blakley, III, Esquire

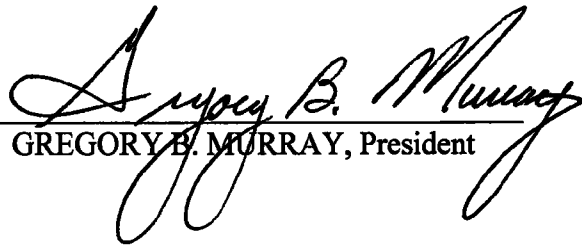
I, *GREGORY B. MURRAY, President* of MURRAYS FORD LINCOLN MERCURY, INC.,  
being duly authorized to make this verification, have read the foregoing Complaint. The statements  
therein are correct to the best of my personal knowledge or information and belief.

This statement and verification is made subject to the penalties of 18 Pa. C. S. Section 4904  
relating to unsworn fabrication to authorities, which provides that if I make knowingly false  
averments I may be subject to criminal penalties.

MURRAYS FORD LINCOLN MERCURY, INC.

DATE: 11-2-00

BY: \_\_\_\_\_

  
GREGORY B. MURRAY, President

# MURRAY'S

LOOK FOR US ON THE WORLD WIDE WEB AT <http://www.murraysdubois.com>

ROUTE 219 & I-80 EXIT 16  
**MURRAY'S FREIGHTLINER**

(814) 375-9090  
CALL TOLL FREE  
1 (888) 371-9707



ROUTE 119 SOUTH - DU BOIS, PA 15801  
**MURRAY'S FORD LINCOLN**

**MERCURY, INC.**

(814) 371-6600  
CALL TOLL FREE  
1 (800) 262-2572



**MURRAY'S HONDA**

(814) 371-5502



Maintain the Quality  
with Genuine Honda Parts™

RECOMMENDED REPAIRS:				PROGRAM CODE(S)			
ORIGINAL ESTIMATE \$				REPAIR 1			
AUTHORIZED ADD'L REPAIRS \$	ADD'L REPAIRS OK'D BY	IN PERSON PHONED	SERVICE INSTALLED PARTS				
AUTHORIZED ADD'L REPAIRS \$	DRIVERS LIC. NO. OR I.D.	PHONE NO.	DATE INSTALLED				
TOTAL \$	DATE	TIME	ACCRUED MILEAGE				
ACKNOWLEDGE NOTICE AND ORAL APPROVAL OF AN INCREASE IN THE ORIGINAL ESTIMATED PRICE.			OIL TENTHS		REPAIR 2		
DATE			CROSS REFERENCE TO		MICRO REFERENCE NUMBER		
					APPROVAL CODE OR NO.		
					COMMITMENT CODE		

INVOICE TO: MURRAY'S FORD LT  
RDI BOX 11  
DU BOIS PA 15801

DRIVER/OWNER INFORMATION: INVOICE: 070547  
TRANSPORT INC  
11 PONDROSA DR  
PETERBILT PA 15849  
PHONE: (814) 222-3333

FOR OFFICE USE: ADD'L CUMMINS, INVOICE: QUOTE DUE 1. DA  
TAX RULES: VINN INVOICED: 07/28/2000 11:00AM  
METER IN: 171000 DIST: RTN

VEHICLE INFORMATION: VIN: 1XPHM97A7RN361572 LICENSE NUMBER: PA 25643-5  
94 PETERBILT TRK

DATES: BEGIN: 04/10/00 DONE: 04/24/00

\*\*\* QUOTE AFTER FINAL BILL \*\*\*

CONCERN	OPERATION	TECH	AMOUNT
TOWED IN-CHECK FOR LOSS OF OIL PRESSURE	51	216	325.00
CORRECTION SEE BELOW FOR REPAIRS MADE		203	165.00
	51	260	100.00
		268	335.00

TECH NOTES: PUSHED TRUCK INSIDE, PUT DRIVE SHAFT ON, TOOK CAGING BOLTS OUT OF BRAKE CHAMBERS, CHECKED OIL AND COOLANT LEVELS, RAN ENGINE 15 MINS. TO WARM UP HAD 20 PSI AT I.D. AND 45 PSI AT 1500 RPM'S. READINGS WERE ABOVE CUMMINS SPECS. CUSTOMER WANTED OIL PAN TAKEN DOWN AND CHECK ROD AND MAIN BEARINGS. REMOVED PAN AND BEARINGS SHOWED NORMAL WEAR. PRESSURIZED COOLING SYSTEM AND CHECKED FOR INTERNAL COOLANT LEAKS. NONE WERE FOUND. REMOVED VALVE COVER AND CHECKED ROCKER ARM ASSEMBLY'S CLEANED TOP OF HEAD. INSTALLED VALVE COVER AND ALL HARDWARE. REPLACED ALL ROD AND MAIN BEARINGS. REPLACED OIL PRESSURE REGULATOR PLUNGER AND SPRING. CLEANED PAN AND INSTALLED. REPLACED OIL FILTER, FILLED WITH OIL. CUSTOMER SUPPLIED. ROAD TEST OIL PRESSURE GAGE READ FINE AND NO LEAKS WERE SEEN.

PART NUMBER	PO#	NOTE	DESCRIPTION	QTY	SELL
CUM 3010143			SPG. COIL	1	5.41
FRT ON P553000			LFP17 3000 FILTER	1	25.47
CUM 3001150			*SET, BRG	1	160.01
CUM 3161653			*BRG, THR	1	20.84
CUM 3016730			*BRG, ROD	12	7.13
CUM 3068979			*PLN, HCL	1	28.26
CUM 3032787			*SAL, RNG	2	1.27
CUM 3401290			*OSK, PAN	1	61.39
FMC FRT	2		TRKFRT TK-FREIGHT	13	6.00

SUBTOTAL		
PARTS		389.48
LABOR-MECHANICAL		825.00
MISCELLANEOUS		6.00
		PAGE 1

REPRINTED 2 TIMES

SERVICE FILE

EXHIBIT "A"

**MURRAYS**LOOK FOR US ON THE WORLD WIDE WEB AT <http://www.murraysdubois.com>ROUTE 219 & I-80 EXIT 16  
**MURRAYS FREIGHTLINER**(814) 375-9090  
CALL TOLL FREE  
1 (888) 371-9707ROUTE 119 SOUTH - DU BOIS, PA 15801  
**MURRAYS FORD LINCOLN****MERCURY, INC.**(814) 371-6600  
CALL TOLL FREE  
1 (800) 262-2572**MURRAYS HONDA**

(814) 371-5502

Maintain the Quality  
with Genuine Honda Parts™

RECOMMENDED REPAIRS:				PROGRAM CODE(S)			
ORIGINAL ESTIMATE \$				REPAIR 1			
AUTHORIZED ADD'L REPAIRS \$	ADD'L REPAIRS OK'D BY	IN PERSON	PHONED	SERVICE INSTALLED PARTS			
AUTHORIZED ADD'L REPAIRS \$	DRIVERS LIC. NO. OR LIC.	PHONE NO.		DATE INSTALLED			
TOTAL \$	DATE	TIME		NO. DAY YR.			
I ACKNOWLEDGE NOTICE AND ORAL APPROVAL OF AN INCREASE IN THE ORIGINAL ESTIMATED PRICE.				APPROVED MILEAGE			
X				DATE			
				CMT TENTHS			
				CROSS REFERENCE TO			
				REPAIR 2			
				REPAIR 3			
				MICRO REFERENCE NUMBER			
				APPROVAL CODE OR NO.			
				COMMITMENT CODE			

INVOICE TO		DRIVER/OWNER INFORMATION		INVOICE: 070549
MURRAY'S FORD LLC		NAD: 008145		TOWN&COUNTRY TRANSPORT INC
FOR OFFICE USE		VEHICLE INFORMATION		
ADD: 311 CUMMINGS INVOICE# 07/23/2000 11:00:00 PM 74 TRV		LICENSE NUMBER: PA 764345		
TYPE: 1		QUOTE AFTER FINAL BILL		
SUMMARY OF CHARGES FOR INVOICE 070549		GRAND TOTALS		TOTAL CHARGE FOR CONCERN 1220.48
PARTS	389.48			PAYMENT DISTRIBUTION FOR INVOICE 070549
LABOR-MECHANICAL	825.00			TOTAL CHARGE 1220.48
MISCELLANEOUS	6.00			CHARGE ACCT NAD 008145 1220.48
TOTAL CHARGE	1220.48			MURRAY'S FORD LLC

IF YOU HAVE ANY QUESTIONS - PLEASE SEE CHRISTOPHER CUMMINGS  
THANK YOU FOR HAVING YOUR CAR SERVICED AT  
MURRAY'S FORD!

REPRINTED 2 TIMES

PAGE  
LAST PAGE

SERVICE FILE

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
No. 00-1249-C.D.

MURRAYS FORD LINCOLN MERCURY, INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,

Defendant

COMPLAINT

**FILED**

RECEIVED NOV 07 2000  
PAO 1155413 cc - atty  
William A. Shaw  
Prothonotary  
Blakely

LAW OFFICES  
**BLAKLEY, JONES & MOHNEY**  
90 BEAVER DRIVE - BOX 6  
DUBOIS, PA 15801

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

: NO. 00 - 1249 -C.D.

: TYPE OF CASE: CIVIL

: TYPE OF PLEADING:  
: AFFIDAVIT OF SERVICE

: FILED ON BEHALF OF:  
: PLAINTIFF

: COUNSEL OF RECORD FOR  
: THIS PARTY:  
: BENJAMIN S. BLAKLEY, III

: SUPREME COURT NO.: 26331

: BLAKLEY, JONES & MOHNEY  
: 90 BEAVER DRIVE, BOX 6  
: DU BOIS, PA 15801  
: (814) 371-2730

**FILED**

NOV 13 2000

William A. Shaw  
Prothonotary

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,  
Defendant

No. 00 - 1249 -CD

**AFFIDAVIT OF SERVICE**

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CLEARFIELD

SS.

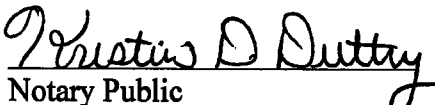
BENJAMIN S. BLAKLEY, III, ESQUIRE, being duly sworn according to law, deposes and says that as attorney for Plaintiff, MURRAYS FORD LINCOLN MERCURY, INC., he did on November 8, 2000, serve Defendant, TOWN & COUNTRY TRANSPORT, INC., with a certified copy of Complaint in the above-captioned matter by certified mail, return receipt requested, said return receipt being attached hereto, and by regular First-Class United States Mail.

  
Benjamin S. Blakley, III

Sworn to and Subscribed

before me this 10th day

of November, 2000.

  
Notary Public

Notarial Seal  
Kristin D. Duttry, Notary Public  
DuBois, Clearfield County  
My Commission Expires Jan. 30, 2003

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

TOWN & COUNTRY TRANSPORT, INC.  
21 PONDEROSA DRIVE  
PENFIELD, PA 15849

**COMPLETE THIS SECTION ON DELIVERY**

A. Received by (Please Print Clearly) B. Date of Delivery

SANDRA R. SEGALLA 11-09-00

C. Signature

*Sandra R. Segalla*

☐ Agent

☐ Addressee

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☒ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number (Copy from service label)

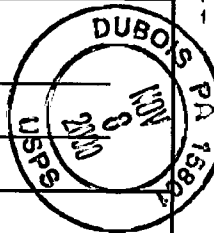
Z 338 654 368

PS Form 3811, July 1999

Domestic Return Receipt

102595-99-M-1789

U.S. POSTAL SERVICE		<b>CERTIFICATE OF MAILING</b>	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL. DOES NOT PROVIDE FOR INSURANCE—POSTMASTER			
Received From:			
BLAKLEY, JONES & MOHNEY			
90 BEAVER DRIVE, BOX 6			
DU BOIS, PA 15801			
One piece of ordinary mail addressed to:			
TOWN & COUNTRY TRANSPORT, INC.			
21 PONDEROSA DRIVE			
PENFIELD, PA 15849			



145  
38840  
2943  
NOV 9 2000  
PA 15801  
MAILED FROM DU BOIS PA 15801  
PB8513700

PS Form 3817, Mar. 1989

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
No. 00-1249-C.D.

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS.

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

AFFIDAVIT OF SERVICE

FILED

NOV 13 2000  
718517000  
11/13/00

LAW OFFICES

BLAKLEY, JONES & MOHNEY

90 BEAVER DRIVE - BOX 6

DUBOIS, PA 15801

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

MURRAYS FORD  
LINCOLN-MERCURY, INC.,  
Plaintiff,

v.

TOWN & COUNTRY  
TRANSPORT, INC.,  
Defendant.

No. 00-1249-CD

Type of Pleading

Answer to Complaint  
and Counterclaim

Filed on behalf of:  
Defendant

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 20 2000

William A. Shaw  
Prothonotary

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

MURRAYS FORD	*	
LINCOLN-MERCURY, INC.,	*	
Plaintiff,	*	
	*	
v.	*	No. 00-1249-CD
	*	
TOWN & COUNTRY	*	
TRANSPORT, INC.,	*	
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 Coounterclaim 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

MURRAYS FORD	*	
LINCOLN-MERCURY, INC.,	*	
Plaintiff,	*	
	*	
v.	*	No. 00-1249-CD
	*	
TOWN & COUNTRY	*	
TRANSPORT, INC.,	*	
Defendant.	*	

ANSWER TO COMPLAINT AND COUNTERCLAIM

NOW COMES the Defendant, Town & Country Transport, Inc., and by its attorney, James A. Naddeo, Esquire, sets forth the following:

1. Paragraph 1 is admitted.
2. Paragraph 2 is admitted.
3. Paragraph 3 is admitted.
4. Paragraph 4 is admitted.
5. Paragraph 5 is admitted.
6. Paragraph 6 is admitted.
7. Paragraph 7 is admitted.
8. Paragraph 8 is admitted.
9. Paragraph 9 is admitted.
10. Paragraph 10 is admitted.
11. Paragraph 11 is admitted in so far as it state that Defendant made payment to Plaintiff by check in the amount of Seven Hundred Fourteen and 48/100 (\$714.48) Dollars and

subsequently stopped payment on check. It is denied, however, that said payment was stopped without cause, and in further answer, Defendant incorporates the allegations contained in its Counterclaim.

12. Paragraph 12 is admitted.

13. Paragraph 13 is admitted in so far as it states that Plaintiff instituted suit against Defendant before the District Magistrate. The remainder of said is denied in that after reasonable investigation Defendant is without knowledge or information to form a belief as to the truth of said averment.

WHEREFORE, Defendant requests that Plaintiff's claim be denied.

#### COUNTERCLAIM

NOW COMES the Defendant, Town & Country Transport, Inc., and by its attorney, James A. Naddeo, Esquire, sets forth the following Counterclaim against Plaintiff, Murray's Ford Lincoln-Mercury, Inc.:

14. That on or about April 14, 2000, Plaintiff in this Counterclaim, hereinafter Town and Country, delivered a 1994 Peterbilt truck to Defendant in this Counterclaim, hereinafter Murray's, for diagnostic work and repairs.

15. That Town and Country informed Murray's that water/anti-freeze was leaking into the oil and requested

Murray's to examine a specific part of the engine to determine whether it was the cause of the leakage.

16. That Murray's failed and/or refused to perform the diagnostic test requested by Town and Country.

17. That as a direct result of Murray's failure to properly diagnose the defect to Town and Country's vehicle, the part about which Town and Country was concerned failed, which caused water/anti-freeze to leak into the oil.

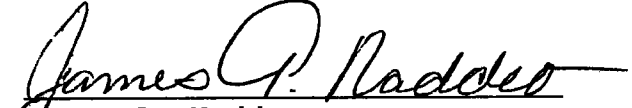
18. That the truck, supposedly repaired by Murray's, failed on May 3, 2000, and would no longer run.

19. That direct result of Murray's failure to properly diagnose the defect in Town and Country's vehicle, Town and Country incurred towing charges and repairs in the amount of Seven Thousand Nine Hundred Ninety One and 76/100 (\$7,991.76) Dollars.

20. That Town and Country's vehicle was down for repairs from May 3, 2000, through May 22, 2000, for a total of thirteen (13) days, at a loss per day of Eight Hundred (\$800.00) Dollars or Ten Thousand Four Hundred (\$10,400.00) Dollars total.

21. That said vehicle was down for repairs for an additional period from June 12, 2000, through June 16, 2000, for a total of five (5) days, during which Town and Country lost income in the amount of Eight Hundred (\$800.00) Dollars per day for a total of Four Thousand (\$4,000.00) Dollars.

WHEREFORE, Town and Country claims damage from Murray's in the amount of Twenty-Two Thousand Three Hundred Ninety One and 76/100 (\$22,391.76) Dollars.

  
James A. Naddeo  
Attorney for Defendant

COMMONWEALTH OF PENNSYLVANIA)

ss.

COUNTY OF CLEARFIELD )

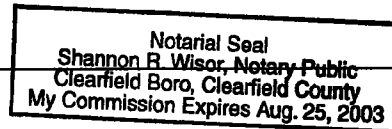
Before me, the undersigned officer, personally appeared  
MICHAEL A. SEGALLA, who being duly sworn according to law, deposes  
and states that the facts set forth in the foregoing  
Answer to Complaint and Counterclaim are true and correct to the  
best of his knowledge, information and belief.

*Michael A. Segalla*

Michael A. Segalla

SWORN and SUBSCRIBED before me this 20th day of December, 2000.

*Shannon R. Wisor*



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

MURRAYS FORD  
LINCOLN-MERCURY, INC.,  
Plaintiff,

v.

TOWN & COUNTRY  
TRANSPORT, INC.,  
Defendant.

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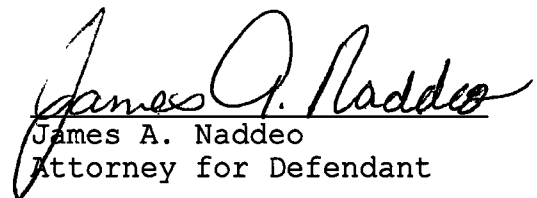
No. 00-1249-CD

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a certified copy of Answer to Complaint and Counterclaim in the above-captioned action was served on the following persons and in the following manner on the 20th day of December, 2000:

First-Class Mail, Postage Prepaid

Benjamin S. Blakley, III, Esquire  
Blakley, Jones & Mohney  
90 Beaver Drive, Box 6  
DuBois, PA 15801

  
James A. Naddeo  
Attorney for Defendant

- Lap over margin

6/8 5440

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

: NO. 00 - 1249 -C.D.

:  
: TYPE OF CASE: CIVIL

:  
: TYPE OF PLEADING:  
: PLAINTIFF'S ANSWER TO  
: DEFENDANT'S COUNTERCLAIM

:  
: FILED ON BEHALF OF:  
: PLAINTIFF

:  
: COUNSEL OF RECORD FOR  
: THIS PARTY:  
: BENJAMIN S. BLAKLEY, III

:  
: SUPREME COURT NO.: 26331

:  
: BLAKLEY, JONES & MOHNEY  
: 90 BEAVER DRIVE, BOX 6  
: DU BOIS, PA 15801  
: (814) 371-2730

**FILED**

JAN 03 2001

William A. Shaw  
Prothonotary

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,

Defendant

No. 00 - 1249 -CD

**PLAINTIFF'S ANSWER TO DEFENDANT'S COUNTERCLAIM**

AND NOW, comes the Plaintiff, **MURRAYS FORD LINCOLN-MERCURY, INC.**, by and through their attorneys, **BLAKLEY, JONES & MOHNEY**, and sets forth the following Answer to Defendant's Counterclaim:

14. Admitted.

15. It is admitted that the Defendant informed the Plaintiff that water/antifreeze was leaking into the oil. However, it is denied that the Defendant requested that the Plaintiff examine a specific part of the engine to determine whether it was the cause of the leakage, and on the contrary, it is averred that the Defendant requested a complete tear-down of its vehicle's engine in order to look for the source of the leakage, and further requested that the Plaintiff bill Georgino Industrial Supply, Inc. of Huston Township, Clearfield County, Pennsylvania for the said diagnostic work.

16. It is admitted that the Plaintiff refused to perform the diagnostic tests requested by Defendant, and it is further averred that the said refusal came after the Plaintiff discovered that Georgino Industrial Supply, Inc. would not pay for the diagnostic work requested by the Defendant, and after the oil in the subject vehicle was checked by the Plaintiff and no water was found. The

Plaintiff performed further diagnostic tests upon the said engine, which discovered that the bearings in the said engine were worn and were replaced at the request of the Defendant.

17. It is denied that the Plaintiff in any way failed to properly diagnose any defect in the Defendant's vehicle. Further, after reasonable investigation, the Plaintiff is without knowledge or information sufficient to form a belief as to the truth of the allegation that a part in Defendant's vehicle failed, and therefore denies the same and demands strict proof thereof at trial.

18. After reasonable investigation, the Plaintiff is without knowledge or information sufficient to form a belief as to the truth of the averment contained in Paragraph 18 of Defendant's Counterclaim, and therefore denies the same and requires strict proof thereof at trial.

19. It is denied that the Defendant suffered any loss as a result of any failure by the Plaintiff to properly diagnose any defect in the Defendant's vehicle. As for the Defendant's allegation as to towing charges and repairs, after reasonable investigation, the Plaintiff is without information to form a belief as to the truth of said averment and therefore denies the same and demands strict proof thereof at trial.

20. After reasonable investigation, the Plaintiff is without sufficient knowledge or information to form a belief of the averments contained within Paragraph 20 of the Defendant's Counterclaim, and therefore denies the same and demands strict proof thereof at trial.

21. After reasonable investigation, the Plaintiff is without sufficient knowledge or information to form a belief of the averments contained within Paragraph 21 of the Defendant's Counterclaim, and therefore denies the same and demands strict proof thereof at trial.

WHEREFORE, Plaintiff, MURRAYS FORD LINCOLN-MERCURY, INC., requests Defendant's Counterclaim be denied.

Respectfully submitted,

BLAKLEY, JONES & MOHNEY

BY: 

Benjamin S. Blakley, III, Esquire  
Attorney for Plaintiff

I, *GREGORY B. MURRAY, President* of MURRAYS FORD LINCOLN MERCURY, INC.,  
being duly authorized to make this verification, have read the foregoing Answer. The statements  
therein are correct to the best of my personal knowledge or information and belief.

This statement and verification is made subject to the penalties of 18 Pa. C. S. Section 4904  
relating to unsworn fabrication to authorities, which provides that if I make knowingly false  
averments I may be subject to criminal penalties.

MURRAYS FORD LINCOLN MERCURY, INC.

DATE: 12/29/10

BY: *Gregory B. Murray*  
GREGORY B. MURRAY, President

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,  
Defendant

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No. 00 - 1249 -CD

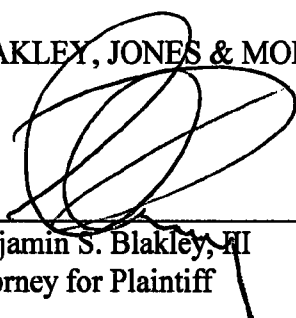
**CERTIFICATE OF MAILING**

I hereby certify that a true and correct copy of Plaintiff's Answer to Defendant's Counterclaim was served upon Plaintiff's counsel this 2nd day of January, 2001, via United States Mail, first-class, postage pre-paid, addressed as follows:

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

BLAKLEY, JONES & MOHNEY

By:

  
Benjamin S. Blakley, III  
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
No. 00-1249-C.D.

MURRAYS FORD LINCOLN MERCURY,  
INC.,  
Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,  
Defendant

PLAINTIFF'S ANSWER TO  
DEFENDANT'S COUNTERCLAIM

FILED

JAN 02 2001  
1711171100  
William A. Shaw  
Prothonotary

LAW OFFICES  
BLAKLEY, JONES & MOHNEY  
90 BEAVER DRIVE - BOX 6  
DUBOIS, PA 15801

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

NO. 00 - 1249 -C.D.

TYPE OF CASE: CIVIL

TYPE OF PLEADING:  
CERTIFICATE OF SERVICE

FILED ON BEHALF OF:  
PLAINTIFF

COUNSEL OF RECORD FOR  
THIS PARTY:  
BENJAMIN S. BLAKLEY, III

SUPREME COURT NO.: 26331

BLAKLEY, JONES & MOHNEY  
90 BEAVER DRIVE, BOX 6  
DU BOIS, PA 15801  
(814) 371-2730

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,  
Defendant

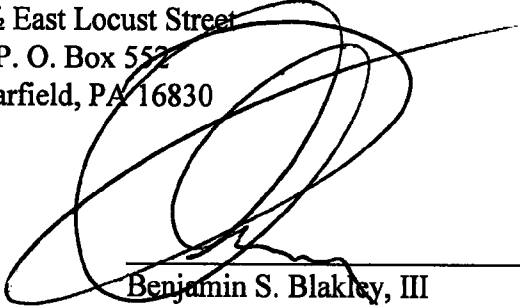
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No. 00 - 1249 -CD

**CERTIFICATE OF SERVICE**

I, BENJAMIN S. BLAKLEY, III, Attorney for Plaintiff in the above captioned matter, hereby certify that I served a true and correct copy of Plaintiff's First Request for Production of Documents Directed to Defendant upon attorney for Defendant, by regular, first-class United States Mail, postage prepaid, on the 27<sup>th</sup> day of November, 2002, addressed as follows:

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



Benjamin S. Blakley, III  
Attorney for Plaintiff  
90 Beaver Drive, Box 6  
DuBois, PA 15801  
(814) 371-2730

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

MURRAYS FORD LINCOLN  
MERCURY, INC.,

Plaintiff,

vs.

TOWN & COUNTRY TRANSPORT,  
INC.,

Defendant.

CERTIFICATE OF SERVICE

No. 00-1249-C.D.1

*m/j:2000*  
*AC*  
*2/21*

LAW OFFICES  
**BLAKLEY, JONES & MOHNEY**  
90 BEAVER DRIVE - BOX 6  
DUBOIS, PA 15801

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

NO. 00 - 1249 -C.D.

TYPE OF CASE: CIVIL

TYPE OF PLEADING:  
PLAINTIFF'S FIRST REQUEST  
FOR PRODUCTION OF  
DOCUMENTS DIRECTED TO  
DEFENDANT

FILED ON BEHALF OF:  
PLAINTIFF

COUNSEL OF RECORD FOR  
THIS PARTY:  
BENJAMIN S. BLAKLEY, III

SUPREME COURT NO.: 26331

BLAKLEY, JONES & MOHNEY  
90 BEAVER DRIVE, BOX 6  
DU BOIS, PA 15801  
(814) 371-2730

*I'm not doing  
anything with  
this. Thanks!  
m-*

U.S. 7032

William A. Shaw  
Prothonotary

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,  
Defendant

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No. 00 - 1249 -CD

**PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF  
DOCUMENTS DIRECTED TO DEFENDANT**

Pursuant to Pa. R.C.P. 4009, Plaintiff hereby requests that the Defendant produce the following documents for inspection and copying on the \_\_\_\_\_ day of \_\_\_\_\_, 2002, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., at the offices of Blakley, Jones & Mohny, 90 Beaver Drive, DuBois, Pennsylvania, 15801, or forward correct copies thereof to the undersigned counsel at his offices within thirty (30) days after service of this request.

**DEFINITIONS**

The following definitions are applicable to an incorporated by reference into each request:

(a) The terms "you" and "your" refer to you and any of your representatives.

(b) The term "person" means any natural person, partnership, corporation or other business entity and all present and former officers, directors, agents, employees, partners, venturers, owners, attorneys and other acting or purporting to act on behalf of such natural person partnership, corporation or other business entity.

(c) The term "document" means any original, written, typewritten, handwritten, printed or recorded material, and any tapes or disks and copies or transcripts thereof, now or at any time in your possession, custody or control; without limiting the generality of the foregoing definition, but for purposes of illustration, "document" includes any letter, memorandum, note, log book, note book, contract, agreement, workpaper, audit paper, spread sheet, study, report, record, calendar, notice,

deposition, minutes of meetings of board of directors or of shareholders of a corporation, job minutes, program, computation, accounting sheet, workpad, diary, legal opinion, message, telegram, brochure, computer printout, invoice, billing, graph, projection, financial statement, balance sheet, journal entry, confirmation, photograph, blueprint, architectural drawing, advice or other items, whether in manuscript, handwritten, typewritten, printed, electronic, magnetic or other forms of recordation of any kind, and whether in original or in copy form.

(e) The term "communication" includes, but is not limited to, all inquiries, discussions, conversations, negotiations, agreements, understanding, meetings, conference, interviews, telephone conversations, correspondence, notes, minutes, memoranda, telegrams, telexes, advertisements or other forms of oral or written intercourse, however transmitted.

(f) The term "relates to" means constitutes, refers, reflects, concerns, pertains to, or in any way logically or factually connects with the matter described.

### **RULES OF CONSTRUCTION**

In construing these Requests:

(a) The singular shall include the plural and plural shall include the singular.

(b) A masculine, feminine or neuter pronoun shall not exclude the other genders.

(c) Unless otherwise specified in the Request, each Request shall extend to all information and documents which have been available to you, in your possession or subject to your control up to the date of your response to these Request. This paragraph does not limit your duty to supplement your responses.

### **INSTRUCTIONS**

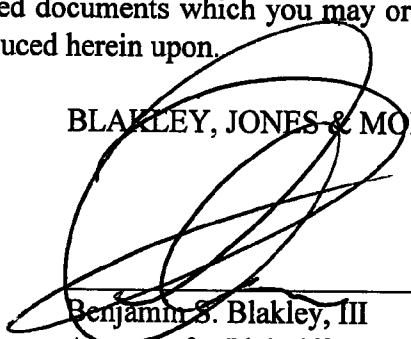
(a) All documents shall be produced in their original file folders, or, in lieu of such production, you shall identify the file in which each document was located. In addition, each document produced shall be organized or marked to correspond to the numbered paragraph and subparagraph in response to which is being produced. All original and non-identical copies of each responsive document shall be produced.

(b) Any document withheld under a claim of privilege shall be identified by its: (1) author; (2) addressee; (3) copy recipient; (4) type of document; (5) subject matter; (6) date; (7) file source; (8) type of privilege claimed; (9) the position and capacity of each person named in (1), (2) or (3) above; and (10) the facts on which you rely to support the claim of privilege.

### **DOCUMENTS TO BE PRODUCED**

1. Copies of all invoices for towing charges referred to in paragraph 19 of the Defendant's Counterclaim.
2. All invoices for repairs to a 1994 Peterbuilt Truck referred to in paragraph 19 of Defendant's Counterclaim.
3. Copies of all Federal Income Tax Returns which you have filed for the years 1999 and 2000, including all forms, schedules, exhibits, or other documents attached to or included with each such Return.
4. All ledgers, journals or other documents in the Defendant's possession supporting the Defendant's claim for damages as set forth in paragraphs 20 and 21 of Defendant's Counterclaim.
5. All other documents, reports, statements, notes, or memoranda not otherwise produced herein, supporting or otherwise relating to the Defendant's Counterclaim.
6. All documents, including but not limited to correspondence, memoranda, reports, notes, or other writings and/or all other non-privileged documents which you may or will rely in your defense of Plaintiff's action not otherwise produced herein upon.

**BLAKLEY, JONES & MOHNEY**



Benjamin S. Blakley, III  
Attorney for Plaintiff

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

MURRAYS FORD LINCOLN  
MERCURY, INC.,

Plaintiff,

vs.

TOWN & COUNTRY TRANSPORT,  
INC.,

Defendant.

PLAINTIFF'S FIRST REQUEST  
FOR PRODUCTION OF DOCUMENTS  
DIRECTED TO DEFENDANT

No. 00-1249-C.D.

LAW OFFICES  
**BLAKLEY, JONES & MOHNEY**  
80 BEAVER DRIVE - BOX 6  
DUBOIS, PA 15801

1/25  
m/26/01  
cc  
[Signature]

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

: NO. 00 - 1249 -C.D.

: TYPE OF CASE: CIVIL

: TYPE OF PLEADING:  
: PLAINTIFF'S MOTION TO  
: COMPEL PRODUCTION OF  
: DOCUMENTS

: FILED ON BEHALF OF:  
: PLAINTIFF

: COUNSEL OF RECORD FOR  
: THIS PARTY:  
: BENJAMIN S. BLAKLEY, III

: SUPREME COURT NO.: 26331

: BLAKLEY & JONES  
: 90 BEAVER DRIVE, BOX 6  
: DU BOIS, PA 15801  
: (814) 371-2730

**FILED**

JAN 17 2003

William A. Shaw  
Prothonotary

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,

Defendant

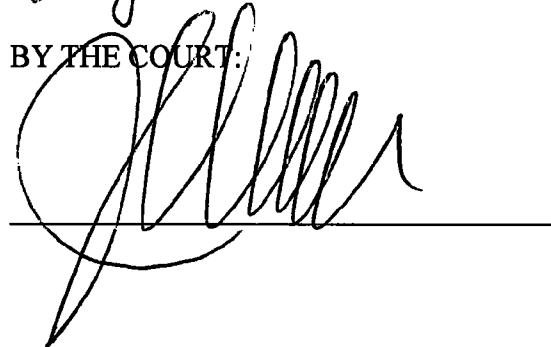
No. 00 - 1249 -CD

**RULE TO SHOW CAUSE**

AND NOW, this 20<sup>th</sup> day of January, 2003, upon consideration of the foregoing Motion to Compel, it is the Order of this Court that a Rule be issued upon Defendant TOWN & COUNTRY TRANSPORT, INC. to show cause why the prayer in said Motion should not be granted.

RULE RETURNABLE the 19 day of February, 2003, for filing written response.

BY THE COURT:



FILED

JAN 21 2003

William A. Shaw  
Prothonotary

FILED

8/10/10 ~~for~~  
JAN 21 2003

300

Att'y Bakley

William A. Shaw  
Prothonotary

~~for~~

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,

Defendant

No. 00 - 1249 -CD

NOTICE

A Petition or a Motion has been filed against you in Court. If you wish to defend against the claims set forth in the following pages, you must take action on or before \_\_\_\_\_, 2003, 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 an order may be entered against you by the Court without further notice for relief requested by the Petitioner or Movant. 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 Courthouse  
Second & Market Streets  
Clearfield, Pennsylvania 16830  
(814) 765-2641 Ext. 50-51

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,

Defendant

No. 00 - 1249 -CD

**PLAINTIFF'S MOTION TO COMPEL PRODUCTION OF DOCUMENTS**

Plaintiff, **MURRAYS FORD LINCOLN-MERCURY, INC.**, by and through their attorneys, **BLAKLEY & JONES**, moves this Court for an Order under Pa. R.C.P. 4009.1 directing the Defendant to produce documents requested in Plaintiff's First Request for Production of Documents, and in support thereof, avers the following:

1. On November 7, 2000, the Plaintiff brought an action against the Defendant seeking compensation for repairs performed by Plaintiff on Defendant's truck on or about April 10, 2000.

2. That by Answer and Counterclaim filed December 20, 2000, the Defendant answered the Plaintiff's Complaint and brought a Counterclaim against the Plaintiff for damages allegedly arising from the Plaintiff's repair work performed on Defendant's vehicle.

3. On November 27, 2002, the Plaintiff by his attorney, Benjamin S. Blakley, III, served upon Defendant's attorney, James A. Naddeo, Esquire, Plaintiff's First Request for Production of Documents requesting that the Defendant produce specified documents for inspection and copying on January 6, 2003, at 4:00 p.m. at the offices of Blakley, Jones & Mohny on 90 Beaver Drive, DuBois, Pennsylvania, a copy of which is attached as Exhibit "A".

4. The Defendant has failed to provide the Plaintiff with the requested documents for

inspection and copying as requested.

WHEREFORE, Plaintiff respectfully requests this Honorable Court issue an Order directing the Defendant to immediately appear at the offices of Blakley & Jones, 90 Beaver Drive, Du Bois, Pennsylvania, with the documents requested in the Plaintiff's First Request for Production of Documents for the purpose of inspection and copying by Plaintiff.

Respectfully submitted,

BLAKLEY & JONES

BY:



Benjamin S. Blakley, III, Esquire  
Attorney for Plaintiff

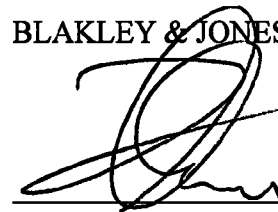
I, *BENJAMIN S. BLAKLEY, III*, attorney for Plaintiff, being duly authorized to make this verification, have read the foregoing Motion to Compel Production of Documents. The statements therein are correct to the best of my personal knowledge or information and belief.

This statement and verification is made subject to the penalties of 18 Pa. C. S. Section 4904 relating to unsworn fabrication to authorities, which provides that if I make knowingly false averments I may be subject to criminal penalties.

DATE: 1/16/08

BLAKLEY & JONES

BY:

  
\_\_\_\_\_  
BENJAMIN S. BLAKLEY, III, ESQUIRE

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

MURRAYS FORD LINCOLN MERCURY, INC.,	:	NO. 00 - 1249 -C.D.
	:	
PLAINTIFF	:	TYPE OF CASE: CIVIL
VS	:	
	:	TYPE OF PLEADING:
TOWN & COUNTRY TRANSPORT, INC.,	:	PLAINTIFF'S FIRST REQUEST
	:	FOR PRODUCTION OF
DEFENDANT	:	DOCUMENTS DIRECTED TO
	:	DEFENDANT
	:	
	:	FILED ON BEHALF OF:
	:	PLAINTIFF
	:	
	:	COUNSEL OF RECORD FOR
	:	THIS PARTY:
	:	BENJAMIN S. BLAKLEY, III
	:	
	:	SUPREME COURT NO.: 26331
	:	
	:	BLAKLEY, JONES & MOHNEY
	:	90 BEAVER DRIVE, BOX 6
	:	DU BOIS, PA 15801
	:	(814) 371-2730

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

TOWN & COUNTRY TRANSPORT, INC.,  
Defendant

No. 00 - 1249 -CD

**PLAINTIFF'S FIRST REQUEST FOR PRODUCTION OF  
DOCUMENTS DIRECTED TO DEFENDANT**

Pursuant to Pa. R.C.P. 4009, Plaintiff hereby requests that the Defendant produce the following documents for inspection and copying on the 6<sup>th</sup> day of January, 200~~2~~<sup>3</sup>, at 4 o'clock P. M., at the offices of Blakley, Jones & Mohney, 90 Beaver Drive, DuBois, Pennsylvania, 15801, or forward correct copies thereof to the undersigned counsel at his offices within thirty (30) days after service of this request.

**DEFINITIONS**

The following definitions are applicable to an incorporated by reference into each request:

(a) The terms "you" and "your" refer to you and any of your representatives.

(b) The term "person" means any natural person, partnership, corporation or other business entity and all present and former officers, directors, agents, employees, partners, venturers, owners, attorneys and other acting or purporting to act on behalf of such natural person partnership, corporation or other business entity.

(c) The term "document" means any original, written, typewritten, handwritten, printed or recorded material, and any tapes or disks and copies or transcripts thereof, now or at any time in your possession, custody or control; without limiting the generality of the foregoing definition, but for purposes of illustration, "document" includes any letter, memorandum, note, log book, note book, contract, agreement, workpaper, audit paper, spread sheet, study, report, record, calendar, notice,

deposition, minutes of meetings of board of directors or of shareholders of a corporation, job minutes, program, computation, accounting sheet, workpad, diary, legal opinion, message, telegram, brochure, computer printout, invoice, billing, graph, projection, financial statement, balance sheet, journal entry, confirmation, photograph, blueprint, architectural drawing, advice or other items, whether in manuscript, handwritten, typewritten, printed, electronic, magnetic or other forms of recordation of any kind, and whether in original or in copy form.

(e) The term “communication” includes, but is not limited to, all inquiries, discussions, conversations, negotiations, agreements, understanding, meetings, conference, interviews, telephone conversations, correspondence, notes, minutes, memoranda, telegrams, telexes, advertisements or other forms of oral or written intercourse, however transmitted.

(f) The term “relates to” means constitutes, refers, reflects, concerns, pertains to, or in any way logically or factually connects with the matter described.

### **RULES OF CONSTRUCTION**

In construing these Requests:

(a) The singular shall include the plural and plural shall include the singular.

(b) A masculine, feminine or neuter pronoun shall not exclude the other genders.

(c) Unless otherwise specified in the Request, each Request shall extend to all information and documents which have been available to you, in your possession or subject to your control up to the date of your response to these Request. This paragraph does not limit your duty to supplement your responses.

### **INSTRUCTIONS**

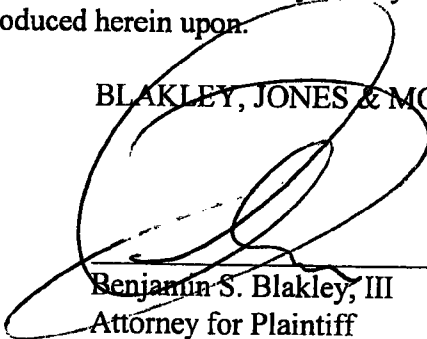
(a) All documents shall be produced in their original file folders, or, in lieu of such production, you shall identify the file in which each document was located. In addition, each document produced shall be organized or marked to correspond to the numbered paragraph and subparagraph in response to which is being produced. All original and non-identical copies of each responsive document shall be produced.

(b) Any document withheld under a claim of privilege shall be identified by its: (1) author; (2) addressee; (3) copy recipient; (4) type of document; (5) subject matter; (6) date; (7) file source; (8) type of privilege claimed; (9) the position and capacity of each person named in (1), (2) or (3) above; and (10) the facts on which you rely to support the claim of privilege.

### **DOCUMENTS TO BE PRODUCED**

1. Copies of all invoices for towing charges referred to in paragraph 19 of the Defendant's Counterclaim.
2. All invoices for repairs to a 1994 Peterbuilt Truck referred to in paragraph 19 of Defendant's Counterclaim.
3. Copies of all Federal Income Tax Returns which you have filed for the years 1999 and 2000, including all forms, schedules, exhibits, or other documents attached to or included with each such Return.
4. All ledgers, journals or other documents in the Defendant's possession supporting the Defendant's claim for damages as set forth in paragraphs 20 and 21 of Defendant's Counterclaim.
5. All other documents, reports, statements, notes, or memoranda not otherwise produced herein, supporting or otherwise relating to the Defendant's Counterclaim.
6. All documents, including but not limited to correspondence, memoranda, reports, notes, or other writings and/or all other non-privileged documents which you may or will rely in your defense of Plaintiff's action not otherwise produced herein upon.

BLAKLEY, JONES & MOHNEY



Benjamin S. Blakley, III  
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION  
NO. 00 - 1249 - C.D.

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS.

TOWN & COUNTRY TRANSPORT, INC.,  
DEFENDANT

PLAINTIFF'S MOTION TO COMPEL  
PRODUCTION OF DOCUMENTS

**FILED**  
JAN 17 2003  
10:13 AM  
JAC to Clerk

William A. Shaw  
Prothonotary

LAW OFFICES  
**BLAKLEY & JONES**  
80 BEAVER DRIVE - BOX 6  
DUBOIS, PA 15801

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

NO. 00 - 1249 -C.D.

TYPE OF CASE: CIVIL

TYPE OF PLEADING:  
CERTIFICATE OF SERVICE

FILED ON BEHALF OF:  
PLAINTIFF

COUNSEL OF RECORD FOR  
THIS PARTY:  
BENJAMIN S. BLAKLEY, III

SUPREME COURT NO.: 26331

BLAKLEY & JONES  
90 BEAVER DRIVE, BOX 6  
DU BOIS, PA 15801  
(814) 371-2730

FILED

JAN 23 2003

William A. Shaw  
Prothonotary

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

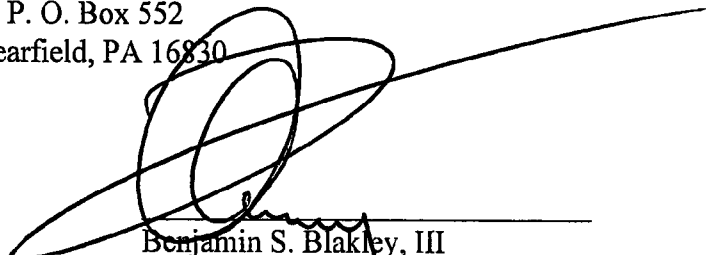
TOWN & COUNTRY TRANSPORT, INC.,  
Defendant

No. 00 - 1249 -CD

**CERTIFICATE OF SERVICE**

I, BENJAMIN S. BLAKLEY, III, Attorney for Plaintiff in the above captioned matter, hereby certify that I served a true and correct copy of Plaintiff's Motion to Compel Production of Documents upon attorney for Defendant, by regular, first-class United States Mail, postage prepaid, on the 22<sup>nd</sup> day of January, 2003, addressed as follows:

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



Benjamin S. Blakley, III  
Attorney for Plaintiff  
90 Beaver Drive, Box 6  
DuBois, PA 15801  
(814) 371-2730

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION  
NO. 00 - 1249 - C.D.

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS.

TOWN & COUNTRY TRANSPORT, INC.,  
DEFENDANT

\$

C/1:30 PM

WCC

LAW OFFICES  
**BLAKLEY & JONES**  
90 BEAVER DRIVE - BOX 6  
DUBOIS, PA 15801

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

NO. 00 - 1249 -C.D.

TYPE OF CASE: CIVIL

TYPE OF PLEADING:  
ORDER

FILED ON BEHALF OF:  
PLAINTIFF

COUNSEL OF RECORD FOR  
THIS PARTY:  
BENJAMIN S. BLAKLEY, III

SUPREME COURT NO.: 26331

BLAKLEY & JONES  
90 BEAVER DRIVE, BOX 6  
DU BOIS, PA 15801  
(814) 371-2730

**FILED**

**FEB 28 2003**

**William A. Shaw**  
**Prothonotary**

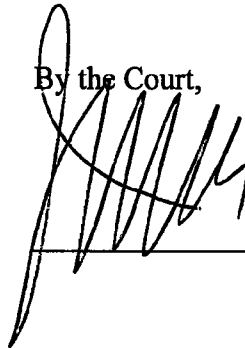
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

MURRAYS FORD LINCOLN-MERCURY, INC.,	:	NO. 00 - 1249-C.D.
	:	
Plaintiff	:	
	:	
VS.	:	
	:	
TOWN & COUNTRY TRANSPORT, INC.,	:	
	:	
Defendant	:	

**ORDER**

AND NOW, this 28<sup>th</sup> day of February, 2003, the Plaintiff having presented to the Court a Motion to Compel Production of Documents and the Court having issued a Rule to Show Cause on the Defendant why the prayer in said Motion should not be granted with Rule Returnable for written response being set for February 19<sup>th</sup>, 2003, and no written response having been submitted by the Defendant, it is the Order of this Court that a Rule to Show Cause shall become absolute and Defendant TOWN AND COUNTRY TRANSPORT is hereby ordered to appear at the office of BLAKLEY & JONES, 90 Beaver Drive, Du Bois, PA 15801, no later than March 10<sup>th</sup>, 2003, for the purpose of inspection and copying all those documents requested by the Plaintiff in its First Request for Production of Documents.

By the Court,



No. 00 - 1249-C. D.

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PA  
(CIVIL DIVISION)

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT,  
INC.,

DEFENDANT

O R D E R

**FILED**

2cc

6/10/03  
FEB 28 2003

Atty Blakley

William A. Shaw  
Prothonotary

LAW OFFICES

**BLAKLEY & JONES**

90 BEAVER DRIVE - BOX 6  
DUBOIS, PA 15801

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

: NO. 00 - 1249 -C.D.

: TYPE OF CASE: CIVIL

: TYPE OF PLEADING:  
: CERTIFICATE OF SERVICE

: FILED ON BEHALF OF:  
: PLAINTIFF

: COUNSEL OF RECORD FOR  
: THIS PARTY:  
: BENJAMIN S. BLAKLEY, III

: SUPREME COURT NO.: 26331

: BLAKLEY & JONES  
: 90 BEAVER DRIVE, BOX 6  
: DU BOIS, PA 15801  
: (814) 371-2730

**FILED**

MAR 10 2003

William A. Shaw  
Prothonetary

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

Plaintiff

vs.

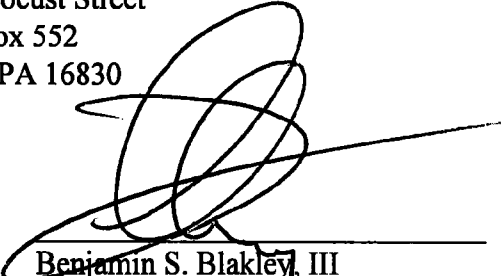
TOWN & COUNTRY TRANSPORT, INC.,  
Defendant

No. 00 - 1249 -CD

**CERTIFICATE OF SERVICE**

I, BENJAMIN S. BLAKLEY, III, Attorney for Plaintiff in the above captioned matter, hereby certify that I served a certified copy of the Order of Court dated February 28, 2003, upon attorney for Defendant, by regular, first-class United States Mail, postage prepaid, on the 7<sup>th</sup> day of March, 2003, addressed as follows:

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



Benjamin S. Blakley, III  
Attorney for Plaintiff  
90 Beaver Drive, Box 6  
DuBois, PA 15801  
(814) 371-2730

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

MURRAY'S FORD LINCOLN  
MERCURY, INC.

Plaintiff,

vs.

TOWN & COUNTRY TRANSPORT,  
INC.,

Defendant

CERTIFICATE OF SERVICE

No. 00-1249-C.D.

**FILED**

*mp/2:cc*  
MAR 10 2003

*cc*

*W.A. Shaw*  
William A. Shaw  
Prothonotary

LAW OFFICES

BLAKLEY & JONES

90 BEAVER DRIVE - BOX 6

DUBOIS, PA 15801

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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF

VS

TOWN & COUNTRY TRANSPORT, INC.,

DEFENDANT

: NO. 00 - 1249 -C.D.

:  
: TYPE OF CASE: CIVIL

:  
: TYPE OF PLEADING:  
: AMENDED ORDER

:  
: FILED ON BEHALF OF:  
: PLAINTIFF

:  
: COUNSEL OF RECORD FOR  
: THIS PARTY:  
: BENJAMIN S. BLAKLEY, III

:  
: SUPREME COURT NO.: 26331

:  
: BLAKLEY & JONES  
: 90 BEAVER DRIVE, BOX 6  
: DU BOIS, PA 15801  
: (814) 371-2730

**FILED**

MAR 20 2003

William A. Shaw  
Prothonotary

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

MURRAYS FORD LINCOLN-MERCURY,  
INC.,

Plaintiff

VS.

TOWN & COUNTRY TRANSPORT,  
INC.,

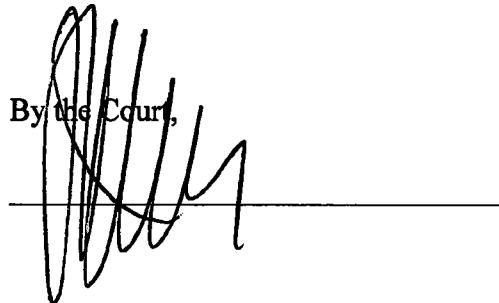
Defendant

NO. 00 - 1249-C.D.

**AMENDED ORDER**

AND NOW, this 20th day of March, 2003, the Plaintiff having presented to the Court a Motion to Compel Production of Documents and the Court having issued a Rule to Show Cause on the Defendant why the prayer in said Motion should not be granted with Rule Returnable for written response being set for February 19<sup>th</sup>, 2003, and no written response having been submitted by the Defendant, it is the Order of this Court that a Rule to Show Cause shall become absolute and Defendant TOWN AND COUNTRY TRANSPORT is hereby ordered to appear at the office of BLAKLEY & JONES, 90 Beaver Drive, Du Bois, PA 15801, no later than March 28<sup>th</sup>, 2003, for the purpose of inspection and copying all those documents requested by the Plaintiff in its First Request for Production of Documents.

By the Court,



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

MURRAYS FORD LINCOLN MERCURY,  
INC.,

PLAINTIFF,

vs.

TOWN & COUNTRY TRANSPORT,  
INC.,

DEFENDANT.

AMENDED ORDER

No. 00-1249-C.D.

**FILED**

300

Q11-25-2011  
MAR 20 2013

Ady Bailey  
f

William A. Shaw  
Prothonotary

LAW OFFICES

**BLAKLEY & JONES**

90 BEAVER DRIVE - BOX 6

DUBOIS, PA 15801



OFFICE OF COURT ADMINISTRATOR  
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

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

DAVID S. MEHOLICK  
COURT ADMINISTRATOR

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

MARCY KELLEY  
DEPUTY COURT ADMINISTRATOR

Notice of Proposed Termination of Court Case

SEPTEMBER 12, 2005

RE: 00-1249-CD

Murray's Ford Lincoln-Mercury, Inc vs. Town & Country Transport

Dear Benjamin S. Blakley III, Esq.:

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

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary** of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830. The Statement of Intention to Proceed must be filed on or before November 17, 2005.

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

By the Court,

David S. Meholic  
Court Administrator

SEP 12 2005

William A. Shaw  
Prothonotary/Clerk of Courts



OFFICE OF COURT ADMINISTRATOR  
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

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

DAVID S. MEHOLICK  
COURT ADMINISTRATOR

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

MARCY KELLEY  
DEPUTY COURT ADMINISTRATOR

**Notice of Proposed Termination of Court Case**

SEPTEMBER 12, 2005

RE: 00-1249-CD

Murray's Ford Lincoln-Mercury, Inc vs. Town & Country Transport

Dear James A. Naddeo, Esq.:

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

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary** of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830. The Statement of Intention to Proceed must be filed on or before **November 17, 2005.**

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

By the Court,

David S. Meholick  
Court Administrator

Court of Common Pleas of Clearfield County, Pennsylvania  
Civil Division

Murray's Ford Lincoln-Mercury, Inc.

Vs.

00-1249-CD

Town & Country Transport, Inc.

**Termination of Inactive Case**

This case is hereby terminated with prejudice  
this 17<sup>th</sup> day of November, 2005, as per Rule 230.2.



---

William A. Shaw  
Prothonotary

FILED

NOV 17 2005

William A. Shaw  
Prothonotary/Clerk of Courts