

00-1321-CD  
OPEN FLOW GAS SUPPLY CORPORATION -vs- IROQUOIS ENERGY MANAGEMENT,  
LLC

**NOTICE TO DEFEND**

TO: Iroquois Energy Management, L.L.C.  
3368 Nash Road  
Hamburg, NY 14075-0571

You are being 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.

# PENNSYLVANIA LAWYERS REFERRAL SERVICE

Pennsylvania Bar Association  
100 South Street  
Harrisburg, PA 17101  
(800) 692-7375

OCT 25 2000

William A. Shaw  
Prothonotary

Lawrence C. Bolla  
Attorney for Plaintiff

OPEN FLOW GAS SUPPLY	:	IN THE COURT OF COMMON PLEAS
CORPORATION,	:	OF CLEARFIELD COUNTY,
Plaintiff	:	PENNSYLVANIA
:		
v.	:	
:		
IROQUOIS ENERGY MANAGEMENT,	:	NO.
L.L.C.,	:	
Defendant	:	

PURSUANT TO PROVISIONS OF THE FEDERAL FAIR DEBT COLLECTION PRACTICE ACT, YOU ARE ADVISED AND WARNED THAT THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. SEE 15 U.S.C. §1692(e)(11).

OPEN FLOW GAS SUPPLY	:	IN THE COURT OF COMMON PLEAS
CORPORATION,	:	OF CLEARFIELD COUNTY,
Plaintiff	:	PENNSYLVANIA
	:	
v.	:	
	:	
IROQUOIS ENERGY MANAGEMENT,	:	NO.
L.L.C.,	:	
Defendant	:	

**COMPLAINT**

AND NOW, comes the Plaintiff, Open Flow Gas Supply Corporation, by and through its attorneys, Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., and files the following Complaint:

1. The Plaintiff, Open Flow Gas Supply Corporation, (hereinafter "Plaintiff") is a Pennsylvania corporation having its principal place of business at 90 Beaver Drive, Suite 12A, Dubois, PA 15801-0297.

2. The Defendant, Iroquois Energy Management, L.L.C., (hereinafter "Defendant") is a New York limited liability company with its principal address of 3368 Nash Road, Hamburg, New York 14075-0571.

3. Pursuant to the provisions of the Federal Fair Debt Collection Practices Act [15 U.S.C. Section 1692(g)] attached hereto as Exhibit "A" is a **DEBT VALIDATION STATEMENT**.

COUNT I

Open Flow Gas Supply Corporation  
v.  
Iroquois Energy Management, L.L.C.

4. The averments contained in Paragraphs 1 through 3 of this Complaint are incorporated herein by reference as if fully set forth.

5. During the month of August, 2000, Plaintiff sold to the Defendant, \$65,797.50 worth of natural gas. Attached hereto as Exhibit "B" is the Plaintiff's Invoice No. 1129 for gas delivered during the month of August.

6. The Defendant has never disputed the Plaintiff's invoice.

7. The total amount due and payable to the Plaintiff is \$65,797.50 on or before September 10, 2000.

8. The Plaintiff has demanded that the Defendant pay the Plaintiff the aforementioned amount but the Defendant is either unable or unwilling to pay the amount due.

WHEREFORE, the Plaintiff, Open Flow Gas Supply Corporation, demands judgment in its favor and against the Defendant, Iroquois Energy Management, L.L.C., in the amount of \$65,797.50 plus interest and the costs of suit.

COUNT II

Open Flow Gas Supply Corporation  
v.  
Iroquois Energy Management, L.L.C.

9. The averments contained in Paragraphs 1 through 8 of this Complaint are incorporated herein by reference as if fully set forth.

10. The Defendant has received the benefit of the natural gas provided to it by the Plaintiff.

11. It would be inequitable and unconscionable, and the Defendant would thereby be unjustly enriched, if it is permitted to retain the benefits of the natural gas provided to it by the Plaintiff without paying for the same.

WHEREFORE, the Plaintiff, Open Flow Gas Supply Corporation, demands judgment in its favor and against the Defendant, Iroquois Energy Management, L.L.C., in the amount of \$65,797.50

plus interest and the costs of suit.

Respectfully Submitted,

QUINN, BUSECK, LEEMHUIS, TOOHEY &  
KROTO, INC.

By

  
\_\_\_\_\_  
Lawrence C. Bolla  
Pa. ID. 19679  
2222 West Grandview Boulevard  
Erie, PA 16506-4509  
(814) 833-2222  
Attorneys for Open Flow Gas Supply  
Corporation

Document #76429

OPEN FLOW GAS SUPPLY	:	IN THE COURT OF COMMON PLEAS
CORPORATION,	:	OF CLEARFIELD COUNTY,
Plaintiff	:	PENNSYLVANIA
:		
v.	:	
:		
IROQUOIS ENERGY MANAGEMENT,	:	NO.
L.L.C.,	:	
Defendant	:	

**DEBT VALIDATION STATEMENT**

1. The amount of the debt is \$65,797.50.
2. The name of the creditor to whom the debt is owed is Open Flow Gas Supply Corporation.
3. Unless Defendant, Iroquois Energy Management, L.L.C., within thirty (30) days after receipt of this Notice, disputes the debt validity, or any portion thereof, the attorney signing this Complaint will assume the debt to be valid.
4. If Defendant, Iroquois Energy Management, L.L.C., notifies the attorney signing this Complaint in writing within the thirty (30) day period that the debt, or any portion thereof, is disputed, the attorney will obtain verification of the debt or a copy of a judgment against the Defendant, Iroquois Energy Management, L.L.C., and the attorney will mail a copy of such verification or judgment to the Defendant, Iroquois Energy Management, L.L.C., if appropriate.

5. Upon the Defendant's, Iroquois Energy Management, L.L.C., written request within the thirty (30) day period, the attorney will provide the Defendant, Iroquois Energy Management, L.L.C., with the original creditor's name and address if different from the current creditor.

Respectfully submitted,

QUINN, BUSECK, LEEMHUIS, TOOHEY &  
KROTO, INC.

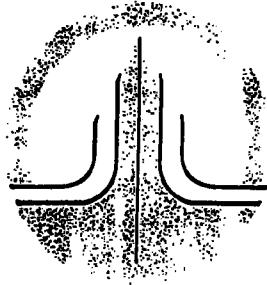
By J C

Lawrence C. Bolla  
Pa. I.D. No. 19679  
2222 West Grandview Boulevard  
Erie, PA 16506-4508  
(814) 833-2222  
Attorneys for Plaintiff, Open Flow Gas  
Supply Corporation

Document #76429

# Open Flow Gas Supply Corporation

## INVOICE



Iroquois Energy Management  
P.O. Box 571  
Hamburg, NY 14075-0571

INVOICE DATE: 09/01/2000

INVOICE #: 1129

TERMS: Net 10 Days

Delivery Period: 8/31/2000

AGREEMENT DATE:

### NAT. GAS DELIVERIES AUGUST, 2000

	<u>VOLUME(DTH)</u>	<u>\$/DTH</u>	<u>AMOUNT</u>
--	--------------------	---------------	---------------

Delivered Through: PIROD01	15,500	4.245	65,797.50
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SUBTOTAL	\$65,797.50
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SALES TAX (0.0%)	\$0.00
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<b>TOTAL</b>	<b>\$65,797.50</b>
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<u>Due Date</u>	9/10/2000
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#### Wire Transfer Instructions:

Bank: Savings TR Indiana

ABA#: 043306855

Account #: 0900105

Account Name: Trust Department

For subsequent deposit to: Open Flow Gas Supply Corp.

Always report any safety problems, such as a noticeable gas odor or suspected  
gas leak, immediately to National Fuel's 24-hour emergency phone number:  
1-800-444-3130

4Vb, b+ "3"

OPEN FLOW GAS SUPPLY : IN THE COURT OF COMMON PLEAS  
CORPORATION, : OF CLEARFIELD COUNTY,  
Plaintiff : PENNSYLVANIA

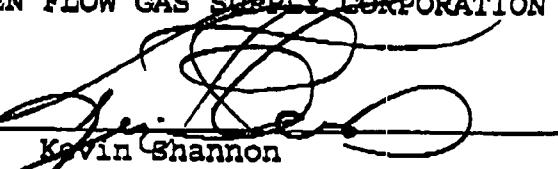
v. :  
: :  
IROQUOIS ENERGY MANAGEMENT, : NO.  
L.L.C., :  
Defendant :  
:

VERIFICATION

I, Kevin Shannon, Plaintiff in the above matter, depose and say that the facts set forth in the foregoing Civil Action are true and correct to the best of my knowledge, information and belief. This statement is made subject to the penalties of 18 Pa.C.S.A. Section 4904 relating to unsworn falsification to authorities.

OPEN FLOW GAS SUPPLY CORPORATION

By

  
Kevin Shannon  
50 Beaver Drive, Suite 12A  
DuBois, PA 15801-0297

Dated: Oct. 20, 2000

Document #76429

111 111

Oct 25 2000  
Spouse | 4.00 | Cathy Bolla  
William A. Shan  
Prothonotary

PA \$80.00

1cc. Cathy Bolla



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**

November 10, 2005

RE: 00-1321-CD  
Open Flow Gas Supply  
Vs.  
Iroquois Energy Management, LLC

Dear Plaintiff/Defendant:

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, 230 East Market Street, Clearfield, Pennsylvania 16830. The Statement of Intention to Proceed must be filed on or before January 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,

A handwritten signature in black ink that appears to read "David S. Meholick".

David S. Meholick  
Court Administrator



**OFFICE OF COURT ADMINISTRATOR  
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA**

**CLEARFIELD COUNTY COURTHOUSE  
SUITE 228, 230 EAST MARKET STREET  
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David S. Meholick  
Court Administrator

00-1321-CJ

WILLIAM A. SHAW  
PROTHONOTARY  
and CLERK of COURTS  
P.O. BOX 549  
CLEARFIELD, PENNSYLVANIA 16830

FILED

19.04.01  
NOV 21 2005

William A. Shaw  
Prothonotary/Clerk of Courts

10/20/05  
Iroquois Energy Management, LLC  
3368 Nash Road  
Hamburg, NY 14075-0571

10/20/05  
Iroquois Energy Management, LLC  
3368 Nash Road  
Hamburg, NY 14075-0571



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FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA**

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David S. Meholick  
Court Administrator

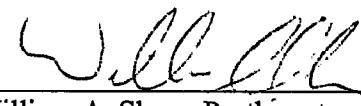
In the Court of Common Pleas of Clearfield County, Pennsylvania  
Civil Division

In Re: Inactive Case Dismissal

06-01-MD

I, William A. Shaw, hereby certify that notice of termination for the following inactive cases was published in the Clearfield County Legal Journal January 27, 2006, per Rule 230.2:

96-0188-CD	00-0793-CD	00-1532-CD
96-1586-CD	00-0799-CD	01-0146-CD
98-1317-CD	00-0822-CD	01-0237-CD
00-0046-CD	00-0823-CD	01-1030-CD
00-0143-CD	00-0992-CD	01-1869-CD
00-0203-CD	00-1019-CD	02-0373-CD
00-0533-CD	00-1061-CD	02-0374-CD
00-0543-CD	00-1062-CD	02-1300-CD
00-0567-CD	00-1078-CD	02-1308-CD
00-0629-CD	00-1085-CD	02-1610-CD
00-0732-CD	00-1220-CD	03-0091-CD
00-0756-CD	00-1264-CD	03-0138-CD
00-0760-CD	00-1321-CD	03-0172-CD
00-0768-CD	00-1372-CD	03-1148-CD
00-0782-CD	00-1386-CD	03-1176-CD
00-0791-CD	00-1492-CD	



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

FILED

MAY 04 2006

William A. Shaw  
Prothonotary/Clerk of Courts

In the Court of Common Pleas of Clearfield County, Pennsylvania  
Civil Division

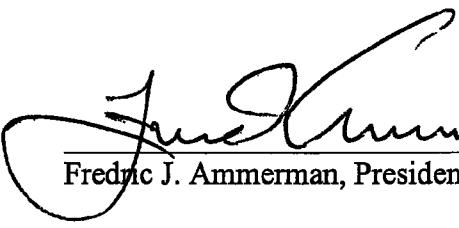
In Re: Inactive Case Dismissal

06-01-MD

NOW, this 3<sup>rd</sup> day of May, 2006, the Court hereby directs the  
Prothonotary to terminate the following cases for inactivity, per Rule 230.2:

96-0188-CD	00-0793-CD	00-1532-CD
96-1586-CD	00-0799-CD	01-0146-CD
98-1317-CD	00-0822-CD	01-0237-CD
00-0046-CD	00-0823-CD	01-1030-CD
00-0143-CD	00-0992-CD	01-1869-CD
00-0203-CD	00-1019-CD	02-0373-CD
00-0533-CD	00-1061-CD	02-0374-CD
00-0543-CD	00-1062-CD	02-1300-CD
00-0567-CD	00-1078-CD	02-1308-CD
00-0629-CD	00-1085-CD	02-1610-CD
00-0732-CD	00-1220-CD	03-0091-CD
00-0756-CD	00-1264-CD	03-0138-CD
00-0760-CD	00-1321-CD	03-0172-CD
00-0768-CD	00-1372-CD	03-1148-CD
00-0782-CD	00-1386-CD	03-1176-CD
00-0791-CD	00-1492-CD	

BY THE COURT:

  
Fredric J. Ammerman, President Judge

FILED *1cc CIA*

*10/18/2006 1cc MDJ*  
MAY 04 2006

*JM*  
Ford, Ireland, Rudella

William A. Shaw  
Prothonotary/Clerk of Courts