

00-1352-CD
LEONARD WERTZ -vs- LORI FISHER et al

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Plaintiff, Leonard Weitz

vs.

Defendant, Lori Fisher

327 Market St
2nd Floor Rear
Clearfield Penna.
16830

Michael Weitz
1234 Ann St
Williamsport Penna.
17701

No. 00-1352-CO

TYPE OF CASE: Custody

TYPE OF PLEADING: Custody Complaint

FILED ON BEHALF OF: Plaintiff

512 1/2 Bigler Ave Apt 2
Clearfield Penna.

16830

FILED

NOV 02 2000

William A. Shaw
Prothonotary

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

: No. _____

Plaintiff Leonard L. Wertz:
517 1/2 Byler Ave Apt 2
v. Clearfield Penna. 16830:
Clearfield County

Defendant Lori Fisher:
327 Market St 2nd floor rear: Custody
Clearfield County Michael Wertz
Clearfield Penna. 16830 1234 Ann St.
COMPLAINT FOR CUSTODY Williamsport Penna. 17701

1. The Plaintiff is Leonard L. Wertz, 16830
residing at 517 1/2 Byler Ave Clearfield Co Clearfield Penna.
2. The Defendant is Lori Fisher,
residing at 327 Market St 2nd Floor Rear.
3. Plaintiff seeks (custody) (partial custody) (visitation)
of the following child(ren):

NAME	PRESENT ADDRESS	REAR	AGE
<u>Julian Fisher</u>	<u>327 Market St 2nd floor</u>	<u>rear</u>	<u>1</u>
_____	_____	_____	_____
_____	_____	_____	_____

The child(ren) was/~~was not~~ born out of wedlock.

The child(ren) is presently in the custody of Lori Fisher,
who resides at 327 Market St
2nd floor rear Clearfield County Clearfield Penna. 16830

During the past five years, the child(ren) has resided with
the following persons and at the following addresses:

LIST ALL PERSONS	ADDRESSES	DATES
<u>Elmer + Barb Fisher</u>	_____	_____
<u>Lori Fisher</u>	<u>327 Market St</u>	_____
_____	_____	_____

The mother of the child(ren) is Lori Fisher
currently residing at 322 Market St 3rd Floor near
Cleapfield Penna 16830.

She is (single) (married) (divorced).

The father of the child(ren) is Michael Weitz,
currently residing at 1234 Ann St Williamsport Penna,

He is (single) (married) (divorced).

Grand father 4. The relationship of Plaintiff to the child(ren) is
Grandfather. The Plaintiff currently resides with:

NAME	RELATIONSHIP
<u>Leonard Weitz</u>	<u>Grand father</u>
_____	_____
_____	_____

5. The relationship of Defendant to the child(ren) is
Mother. The Defendant currently resides with

NAME	RELATIONSHIP
<u>Lori Fisher</u>	<u>Mother</u>
_____	_____
_____	_____

6. Plaintiff (has) (has not) participated as a party or
witness, or in another capacity, in other litigation concerning
the custody of this minor child(ren) in this or another court.
The court, term and number, and its relationship to this action
is: _____.

Plaintiff (has) (has no) information of a custody proceeding
concerning the child(ren) pending in a court of this
Commonwealth. The court, term and number, and its relationship
to this action is: _____.

Plaintiff (knows) (does not know) of a person not a party
to the proceedings who has physical custody of the child(ren) or
claims to have custody or visitation rights with respect to the
child(ren). The name and address of such person is:

7. The best interest and permanent welfare of the child(ren) will be served by granting the relief requested because: I think children should

know their Grandparents

8. Each parent whose parental rights to the child(ren) have not been terminated and the person who has physical custody of the child(ren) have been named as parties to this action. All other persons, named below, who are known to have or claim a right to custody or visitation of the child(ren) will be given notice of the pendency of this action and the right to intervene:

NAME	ADDRESS	BASIS OF CLAIM
_____	_____	_____
_____	_____	_____

WHEREFORE, Plaintiff requests this court to grant (custody) (temporary custody) (visitation) of the child(ren) to the Plaintiff.

Respectfully submitted,

Oct. 19, 2000
Date

Leonard S. Wentz
Plaintiff

I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

Leonard S. Wentz
Plaintiff

FILED

NOV 02 2000

Q1104/dec

William A. Shaw

Prothoratory

pg. 2. White

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

Plaintiff Leonard Weitz: No. 00-1352-00

v.

Defendant Lori Fisher
Michael Weitz: Custody

ORDER OF COURT

You, Lori Fisher + Michael Weitz Defendant,
have been sued in court to obtain custody, partial custody or
visitation of the child(ren): Julian Fisher

You are ordered to appear in person the 1st day of
December 2000, at 1:30P.M. for a Custody conference. Please
report to the Court Administrator's Office, 2nd floor, Clearfield
County Courthouse, Clearfield, PA. You will be directed as to
where the conference will be held.

If you fail to appear as provided by this Order, an Order
may be entered against you or the court may issue a warrant for
your arrest.

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.

FILED

NOV 06 2000

WILLIAM A. CHOW
Prothonotary

Court Administrator
Clearfield County Courthouse
Clearfield, Pennsylvania
(814) 765-2641, Ext. 1300

BY THE COURT

John C. [Signature]
Judge

11-3-00

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

Leonard Weitz,

Plaintiff

^{v.}
Lori Fisher Michael Weitz

Defendant

* No. 00-1352-00

* TYPE OF CASE: Custody

* TYPE OF PLEADING: IFP

* FILED ON BEHALF OF:

* Leonard Weitz
* 512 1/2 Bigler Ave
* Clearfield Penna.
* 16830

FILED

NOV 06 2003

WILLIAM A. STEW
CLERK

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

Plaintiff Leonard Wertz : No.

v. :

Defendant Lori Fisher :

PETITION TO PROCEED IN FORMA PAUPERIS

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

The Petition of Leonard Wertz respectfully
represents:

1. I am the (Plaintiff) (Defendant) in the above matter and
because of my financial condition am unable to pay the fees and
costs of prosecuting or defending the action or proceeding.

2. I am unable to obtain funds from anyone, including my
family and associates, to pay the costs of litigation.

3. I represent that the information below relating to my
ability to pay the fees and costs is true and correct:

(a) Name: Leonard Wertz

Address: 512 1/2 Byster Ave

Soc. Sec. No.: 171-42-5470

(b) Employment--If you are presently employed, state

Employer: None

Address:

Salary or wages per month: 0

Type of work:

--If you are presently unemployed, state

Date of last employment: 1995

Salary or wages per month: 900.00

Type of work: Laborer

(c) Other income within the past twelve months

Business or profession:

Other self-employment:

Interest:

Dividends:

Pension and annuities:

Social security benefits:

Support payments:

Disability payments: 8000.00

Workman's compensation:

Public assistance:

Other:

(d) Other contributions to household support

Spouse's Name: None

If your spouse is employed, state

Employer: None

Salary or wages per month:

Type of work:

Contributions from child(ren)ren: *None*

Contributions from parents: *Dead*

Other contributions: *None*

(e) Property owned

Cash: *None*

Checking account: *None*

Savings account: *40.00*

Certificates of deposit: *None*

Real estate (including home): *None*

Motor vehicle: Make: *Chevy Van*; Year: *1979*

Cost: *\$611*; Amount owed: *0*

Stocks; bonds: *None*

Other: *None*

(f) Debts and obligations

Mortgage: *None*

Rent: \$ *250.00*

Loans: *None*

Other: *Utilities 250.00 monthly*

(g) Persons dependent upon you for support

Spouse's Name: *None*

Child(ren), if any: *None*

Name(s) and age(s):

Other persons: Name:

None

Relationship:

4. I understand that I have a continuing obligation to inform the court of improvement in my financial circumstances which would permit me to pay the costs incurred herein.

5. I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

Date:

10/19/2000

Leonard G. Went
Plaintiff

CONSENT FOR RELEASE OF CONFIDENTIAL INFORMATION

I, Leonard Weitz, having
filed with the Court an Affidavit requesting In Forma Pauperis
standing, hereby consent to the release of any information which
may be requested by the Judges of the Court of Common Pleas of
Clearfield County, or by any employee of the Court
Administrator's office acting on the behalf and at the direction
of any said Judge, relating to any unemployment compensation,
Worker's Compensation, Social Security, Department of Public
Welfare or Black Lung benefits which I may receive from any
county, state or federal agency which administers or handles
processing of any of the above described benefits. This consent
shall also authorize the release to the said Court or designee of
any information as to any compensation I am receiving, or have
received in the past twelve (12) months, from any full or part-
time employment of any type whatsoever.

This consent shall remain in effect for a period of twelve
(12) months herefrom. A copy or FAX of this release shall have
the same legal effect as the original.

Social Security No. 171 - 42 - 5470

Board of Assistance number (Food Stamps, ect): None

DATE: 10 / 19 / 00

Leonard S. Weitz

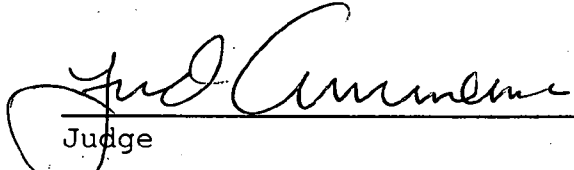
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION--LAW

Plaintiff Leonard Wertz : No. 00-1352-CO
v. :
Defendant Lori Fisher :
Michael Wertz :

ORDER

AND NOW, this 3rd day of November, 2000, upon
consideration of the Petition of Plaintiff to Proceed In Forma
Pauperis, it is hereby granted.

ORDERED and DECREED that the Plaintiff may file the
complaint in forma pauperis.



Judge

FILED

NOV 06 2000

William A. Shaw
Promotory

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

LEONARD WERTZ

vs.

LORI FISHER

:
:
:
:
:

No. 00-1352-CD

FILED

DEC 01 2000

ORDER OF COURT

William A. Shaw
Prothonotary

You, LORI FISHER, have been sued in Court to obtain custody order of the child: JULIAN FISHER.

You are Ordered to appear in person the 2nd day of January, 2000, at 1:30 o'clock P.M. for a Custody Conference. Please report to the Court Administrator's Office, 2nd floor, Clearfield County Courthouse, Clearfield, PA. You will be directed as to where the conference will be held.

If you fail to appear as provided by this Order, an Order for Custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.

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
230 East Market Street, Suite 228
Clearfield, Pa 16830
(814) 765-2641, ext. 1300 or 1301

BY THE COURT:

Date: 12/1/00

Jack Cunningham
Judge

AMERICAN WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Clearfield County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact our office. All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the scheduled conference or hearing.

Date: _____

District Court Administrator

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 10520

WERTZ, LEONARD

00-1352-CD

VS.

FISHER, LORI

ORDER OF COURT, COMPLAINT FOR CUSTODY

SHERIFF RETURNS

NOW DECEMBER 21, 2000 AT 8:16 AM EST SERVED THE WITHIN ORDER OF COURT,
COMPLAINT FOR CUSTODY ON LORI FISHER, DEFENDANT AT RESIDENCE, 327
MARKET ST., 2ND FL. REAR, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA
BY INFORMING DEFENDANT OF CONTENTS OF ORDER OF COURT, COMPLAINT FOR
CUSTODY AND SINCE DEFENDANT WOULD NOT ACCEPT THEM PLACED ORDER OF
COURT, COMPLAINT FOR CUSTODY IN DOOR IN PLAIN VIEW OF DEFENDANT.
SERVED BY: NEVLING

Return Costs

Cost Description

19.33 SHFF. HAWKINS (OFFICE CREDIT) IFP

FILED

DEC 21 2000

01/31/05
William A. Shaw
Prothonotary

E/124

Sworn to Before Me This

21st Day Of December 2000

William A. Shaw

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

So Answers,

Chester A. Hawkins
by Maury Harris

Chester A. Hawkins
Sheriff

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

LEONARD WERTZ,

Plaintiff,

vs.

LORI FISHER,

Defendant.

*

*

*

* No. 00-1352-CD

*

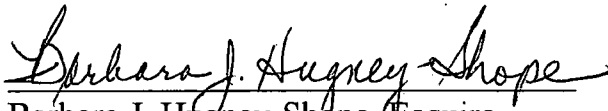
*

*

ENTRY OF APPEARANCE

TO: WILLIAM A. SHAW, PROTHONOTARY

Please enter my appearance as attorney of record for Lori Fisher, Defendant in
the above-captioned action.


Barbara J. Hugney-Shope, Esquire
23 North Second Street
Clearfield, PA 16830
(814) 765-5155

Dated: December 29, 2000

FILED

DEC 29 2000

William A. Shaw
Prothonotary

FILED

DEC 29 2000

01/10/19/3cc atty
William A. Shaw
Prothonotary

Sho
G. H.

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

LEONARD WERTZ,
Plaintiff,

vs.

LORI FISHER,
Defendant.

*
*
*
* **No. 00-1352 -CD**
*
*
* **TYPE OF CASE: CUSTODY**
*
*
* **TYPE OF PLEADING: ANSWER TO**
* **COMPLAINT FOR CUSTODY**
*
*
* **FILED ON BEHALF OF DEFENDANT:**
* **LORI FISHER**
*
*
* **COUNSEL OF RECORD OF THIS PARTY:**
*
* **BARBARA J. HUGNEY-SHOPE, ESQUIRE**
*
* Supreme Court I. D. No. 26274
* 23 North Second Street
* Clearfield, PA 16830
* (814) 765-5155

FILED

DEC 29 2000

William A. Shaw
Prothonotary

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

LEONARD WERTZ,
Plaintiff,

vs.

LORI FISHER,
Defendant.

*
*
*
* **No. 00-1352 -CD**
*
*
*

ANSWER TO COMPLAINT FOR CUSTODY

AND NOW, comes the Defendant, LORI FISHER, by and through her attorney, Barbara J. Hugney-Shope, Esquire, and sets forth her Answer to the Complaint for Custody filed by Leonard L. Wertz, grandfather of Julian M. Wertz, and avers as follows:

1. Admitted.

2. Admitted.

3. Denied. It is denied that the child's name is Julian Fisher. On the contrary, said child is known as Julian M. Wertz.

The child was born out of wedlock.

The child is presently in the legal and physical custody of Lori Fisher pursuant to the Court Order entered to No. 1999 - 1514-CD filed in the Court of Common Pleas of Clearfield County, Pennsylvania.

From the date of Julian M. Wertz's birth on October 1, 1999, he has resided with the Defendant, Lori Fisher, at the following addresses:

1. 2118 Highview Road, Clearfield, Pennsylvania, from October 1, 1999, to November 1, 1999; and

2. 327 East Market Street, Clearfield, Pennsylvania, from November 1, 1999, to the present.

The Mother of the child is Lori Fisher, who currently resides at 327 East Market Street, Clearfield, PA 16830.

She is separated with a divorce pending.

The putative father of the said child is Michael Wertz currently believed to be residing at 1234 Ann Street, Williamsport, Pennsylvania.

He is single.

4. Admitted.

5. Admitted.

6. Admitted.

7. Denied. It is denied that it would be in the best interest or permanent welfare of the said child to grant any visitation with the putative grandfather for the following reasons:

a. The putative father, Michael L. Wertz, has shown no interest in the child since the child's birth on October 1, 1999. The said Michael L. Wertz has not contributed to the support of said child, has not indicated any interest in the child by checking to see how he is doing or providing him with any Christmas or birthday gifts.

b. The child has several physical impairments that require constant monitoring including but not limited to a breathing impairment requiring the use of an apnea monitor and a gastroesophageal reflux and colic requiring special medication and formula, none of which putative father or his family has indicated any interest in learning about or getting any training in order to deal with this.

c. Putative father is believed to have a long history of alcohol and drug abuse and mental impairment, and Defendant believes that any type of visitation with the putative father would place the child in jeopardy.

d. The paternal grandfather, Plaintiff in this action, is fully aware of the problems that his son, Michael Wertz, has and has done nothing to encourage his son to get help to deal with these problems. As a result, Defendant believes that to place an infant child in an environment where the consumption of alcohol and illicit drugs are condoned and/or acquiesced to would place the child in jeopardy.

e. The paternal grandfather has shown no interest in the child, has made no effort to acknowledge the child's birthday or at Christmas time.

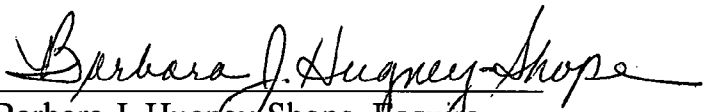
f. Given the young age of the child, Defendant feels very strongly that to allow any type of partial custody and/or visitation with the Plaintiff would be harmful to the child.

g. Given the hostile environment and the fact that the putative father, Michael Wertz, was physically abusive to the Defendant on more than one (1) occasion, places her in fear of like action from the putative paternal grandfather and concern for her own safety as well as that of her child.

8. Admitted.

WHEREFORE, Defendant requests that your Honorable Court dismiss the Complaint for Custody filed by the putative paternal grandfather, Leonard L. Wertz.

Respectfully submitted,


Barbara J. Hugney-Shope, Esquire
Attorney for Defendant

VERIFICATION

I verify that the statements made in this Answer to Complaint for Custody are true and correct. I understand that false statements herein are made subject to the penalties of 18 PA. C. S. Section 4904 relating to unsworn falsification to authorities.

Lori Fisher

LORI FISHER

Dated: Dec. 29, 2000

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

NO. 00-1352-CD

LEONARD WERTZ,

Plaintiff,

vs.

LORI FISHER,

Defendant.

ANSWER TO COMPLAINT FOR CUSTODY

FILED

DEC 29 2000

01/16/2013 cc eth
William A. Shaw
Prothonotary

C. Shope
HPS

BARBARA J. HUGNEY-SHOPE

Attorney-at-Law

23 N. Second Street
Clearfield, PA 16830

(814) 765-5155
FAX (814) 765-2957

BARBARA J. HUGNEY-SHOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830

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

LEONARD WERTZ,
Plaintiff

vs.

LORI FISHER,
Defendant

*
*
*
*
*
*

NO. 2000-1352-C.D.

FILED

JAN 04 2001

ORDER FOR MEDIATION CONFERENCE and PAYMENT OF COSTS
William A. Shaw
Prothonotary

NOW, this 3rd day of January, 2001, the parties not being able to resolve the above matter at a Custody Conference, it is ORDERED that a second Custody Mediation Conference be held before Allen H. Ryen, Ph.D., Licensed Child Psychologist.

It is further ORDERED that the parties shall forthwith complete a Child Custody Mediation Questionnaire and forward the same to Dr. Ryen (416 Knarr Street, DuBois, Pennsylvania 15801) within Ten (10) days of receipt of this ORDER.

It is also ORDERED that the cost of said Mediation Conference shall be borne equally by the Plaintiff and Defendant.

Each party or counsel for that party shall deposit One Hundred Fifty (\$150.00) Dollars (money orders only) with the Clearfield County Court Administrator (230 East Market Street, Clearfield, Pennsylvania 16830) within Twenty-Five (25) days of

the date of this Order to proceed with the Mediation Conference "OR" submit a Custody Consent Order to the Court within Twenty-Five (25) days of the date of this Order foregoing the Mediation Conference.

This Court shall issue a further ORDER scheduling the Mediation Conference when the required deposit has been received from both parties.

If a Custody Consent Order is received by the Court after the Twenty-Fifth day following this Order and no later than ***SEVEN (7)*** days before scheduled Mediation Conference, then each party or counsel for the parties shall include Twenty (\$20.00) Dollars (money order only) in order to defray administrative/processing expense. In this event the original money order in the amount of One Hundred Fifty (\$150.00) Dollars previously deposited by each party shall be returned.

FAILURE OF A PARTY TO DEPOSIT THE REQUIRED FEE OF 'ONE HUNDRED FIFTY (\$150.00) DOLLARS' SHALL RESULT IN THE OFFENDING PARTY BEING SUBJECT TO CONTEMPT PROCEEDINGS BEFORE THE COURT.

By the Court,



FREDRIC J. AMMERMAN

JUDGE

Attorney for the Plaintiff: 117 Nichols Street, Clearfield, PA 16830

Attorney for the Defendant: Barbara J. Hugney-Shope, Esquire

JAN 04 2001
William A. Shaw
Prothonotary

FILED



- 1 certified copy to Plaintiff
- 2 certified copies to Barbara J. Hugney-Shope, Esquire (Defendant)
- 1 uncertified copy to Judge Fredric J. Ammerman
- 1 uncertified copy to Allen H. Ryen, Ph.D.

ORIGINAL

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

LEONARD WERTZ,
Plaintiff

vs.

LORI FISHER,
Defendant

*
*
*
*
*
*

No. 2000-1352-C.D.

ORDER

NOW, this 31st day of January, 2001, the above named **DEFENDANT**, having failed to pay the Custody Mediation Fee pursuant to Order dated January 3, 2001, unless the above named **DEFENDANT** pays the fee due the Court Administrator in the amount of One Hundred Fifty Dollars (\$150.00) [by MONEY ORDER ONLY], it is the ORDER of this Court that a hearing to show cause why said **DEFENDANT** shall not be held in contempt of Court for failure to comply with said previous Order is scheduled for the 26th day of February, 2001 at 3 o'clock p.m. in Court Room No. 2 of the Clearfield County Courthouse, Clearfield, Pennsylvania at which time the **DEFENDANT** must be present or a Bench Warrant may be issued for her arrest.

BY THE COURT,

FILED

JAN 31 2001

William A. Shaw
Prothonotary



FREDRIC J. AMMERMAN
JUDGE

JAN 31 2010

FILED^{2P}

M 12:32

JAN 31 2010

William A. Shaw
Prothonotary

- 1 certified copy to Plaintiff
- 2 certified copies to Barbara J. Hugney-Shope, Esquire
- 1 uncertified copy to Judge Fredric J. Ammerman
- 1 uncertified copy to Allen H. Ryan, Ph.D.

CP

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LEONARD WERTZ, :
Plaintiff :
vs. : No. 00-1352-CD
LORI FISHER, :
Defendant. :

FILED

FEB 08 2001

AFFIDAVIT IN SUPPORT OF
PETITION TO PROCEED IN FORMA PAUPERIS

I am the Defendant in the above matter and because of my William A. Shaw
Prothonotary

financial condition am unable to pay the fees and costs of prosecuting or defending
the action or proceeding.

I am unable to obtain funds from anyone, including my family and
associates, to pay the costs of litigation.

I represent that the information below relating to my ability to pay the
costs and fees is true and correct.

Name: LORI JANICE SHOPE

Address: 327 EAST MARKET STREET, APT. D
CLEARFIELD, PA. 16830

Social Security Number: 192-50-9172

Employment:

If you are presently employed, state:

Employer: NOT EMPLOYED AT PRESENT TIME.

Address: N/A
N/A

Salary or wages per month: N/A

Type of work: N/A

If you are not presently employed, state:

Date of last employment: MARCH 1996

Salary or wages per month: 1,700.00 / mo. after taxes

Type of work: Registered Respiratory Therapist

Other income within the past twelve months:

Business or profession: N/A - none

Other self-employment: N/A - none

Interest: N/A - none

Dividends: N/A - none

Pension and Annuities: N/A - none

Social Security Benefits: N/A - none

Support payments: N/A - none

Disability payments: 878.00 / mo.

Unemployment compensation

and supplemental benefits: N/A - none

Workmen's Compensation: N/A - none

Public Assistance: N/A - none

Other: none - none

Other contributions to household support:

(Wife)(Husband) Name: I am divorced.

If your (Wife)(Husband) is employed, state:

Employer: N/A

Salary or wages per month: N/A

Type of work: N/A

Contributions from children: none

Contributions from parents: none

Other contributions: none

Property owned:

Cash: AS of 1-31-2001 \$5.00

Checking Account: AS of 1-31-2001, \$25.87

Savings Account: AS of 1-31-2001, \$11.51

Certificates of Deposit: none

Real Estate (including home): none

Motor Vehicle: Make: Ford Contour Year: 1996

Cost: 6,200.00

Amount owed: none - paid off

Stocks, bonds: none

Other: none

Debts and obligations:

Mortgage: no mortgage. @ \$85.00/mo.

Rent: \$417.00 / per mo.

Loans: personal loan \$3,000.00, college loans, \$3,600.00

Other: trash removal \$51.71, storage \$25.00 /mo., phone \$60.00 AVG. mo., television \$46.77 /mo.

have to
start repayment
in April, 2001.
My deferments
have expired.

Persons dependent upon you for support:

(Wife)(Husband) Name: \$ error.

Children, if any:

Name: Julian M. Wertz Age: 15 mo.

Name: _____ Age: _____

Name: _____ Age: _____

Name: _____ Age: _____

Other Persons Dependent Upon You:

Name: _____ Relationship: _____

none _____

I understand that I have a continuing obligation to inform the Court of improvements in my financial circumstances which would permit my to pay the costs incurred herein.

I verify that the statements made in this affidavit are true and correct. I understand that false statements herein made are subject to the penalties of 18 Pa.C.S. S4904, relating to unsworn falsification to authorities.

Date: 1-31-2001

Petitioner: For: Janice Shope

FILED

FEB 08 2011
09:28/1c
William A. Shaw
Prothonotary

Auth Shopp
E
820

LEONARD WERTZ, :
 :
 : Plaintiff :
 :
 : vs. : No. 2000-1352-CD
 :
 LORI FISHER, :
 :
 : Defendant :
 :

NOW, this 12 day of February, ²⁰⁰¹~~2000~~ ^{FS#}, upon consideration of the foregoing Affidavit in Support of Petition to Proceed In Forma Pauperis, it is the ORDER of the Court that said Petition is granted.
Filing fee is waived.
FS#

Judge

William A. Shaw
Prothonotary

FILED

FEB 13 2001

01/11/35 cc Dy.
William A. Shaw
Prothonotary

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

LEONARD WERTZ,
Plaintiff

vs.

LORI FISHER,
Defendant

*
*
*
*
*
*
*

NO. 2000-1352-C.D.

O R D E R

NOW, this 12th day of February, 2001, the parties having provided to the Court Administrator of Clearfield County the required deposit, it is ORDERED that the **Custody Mediation Conference** be held before Allen H. Ryen, Ph.D., Licensed Child Psychologist, on **February 28, 2001 at 9:00 o'clock a.m. at the Clearfield County Courthouse.**

Please enter the Courthouse through the front door, turn left and take stairs to second floor. Courtroom No. 2 and waiting area are at the top of the stairs. Both parents, their respective counsel and the child(ren) shall attend said conference. The present custodial parent shall provide someone to attend to the child(ren) while the parent is in private conference.

FAILURE OF A PARTY TO APPEAR FOR THE MEDIATION CONFERENCE WILL RESULT IN ASSESSMENT ON THAT OFFENDING PARTY OF ALL COSTS, UNLESS SAID PARTY HAS NOTIFIED THE CLEARFIELD COUNTY COURT ADMINISTRATOR (814) 765-2641, extension 5982 AT LEAST *** SEVEN (7) *** FULL BUSINESS DAYS IN ADVANCE OF THE SCHEDULED MEDIATION CONFERENCE AND THE COURT ADMINISTRATOR HAS AGREED TO A CONTINUANCE/RESCHEDULING.

BY THE COURT,

FILED

FEB 12 2001

William A. Shaw
Prothonotary

Fredric J. Ammerman

JUDGE FREDRIC J. AMMERMAN

Attorney for the Plaintiff: unrepresented
Attorney for the Defendant: Barbara J. Hugney-Shope, Esquire

ORIGINAL

FILED

FEB 12 2001

04:00 PM
William A. Shaw
Prothonotary

- 1 copy to Plaintiff
- 2 copies to Barbara J. Hugney-Shope, Esquire
- 1 copy to Judge Fredric J. Ammerman
- 1 copy to Allen H. Ryen, Ph.D.
- 1 copy to Court Administrator

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

LEONARD WERTZ,

Plaintiff,

vs.

LORI FISHER,

Defendant.

*
*
*
*
*
*
*

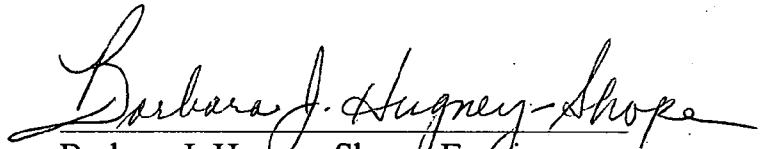
* No. 2000-1352-CD

PRAECIPE TO AMEND CAPTION

TO: WILLIAM A. SHAW, PROTHONOTARY

Please amend the above caption with regard to the name of the Defendant from

Lori Fisher to **Lori J. Shope**, Defendant in the above-captioned action.



Barbara J. Hugney-Shope, Esquire
23 North Second Street
Clearfield, PA 16830
(814) 765-5155

Dated: February 16, 2001

FILED

FEB 16 2001

William A. Shaw
Prothonotary

FILED

FEB 16 2001
O/Z:47 P.M.
William A. Shaw
Prothonotary

Two (2) Cert to Ally
[Signature]

CPX

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

LEONARD WERTZ,
Plaintiff,

vs.

LORI J. SHOPE,
Defendant.

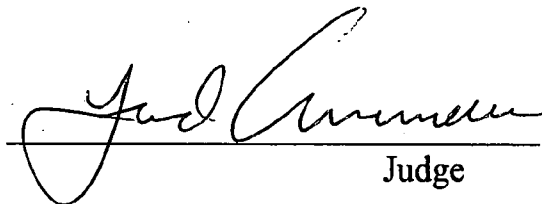
*
*
*
* No. 2000-1352-CD
*
*
*

ORDER

AND NOW, this 16 day of Feb., 2001, based on the foregoing
Petition Requesting the Court Cancel the Scheduled Custody Mediation and Dismiss
the Complaint for Custody, it is hereby ORDERED and DECREED as follows:

1. That argument on the request to dismiss the Complaint for Custody be
scheduled for March 22, 2001, at 3:30 ~~a.m.~~ p. m.; and
2. That the Custody Mediation with Dr. Allen H. Ryen scheduled for February
28, 2001, at 9:00 a.m. be canceled.

BY THE COURT,


Judge

FILED

FEB 20 2001

William A. Shaw
Prothonotary

FILED

FEB 20 2001

William A. Shaw
Prothonotary
Shige

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

LEONARD WERTZ,
Plaintiff,

vs.

LORI J. SHOPE,
Defendant.

*

*

*

* No. 2000-1352-CD

*

*

*

*

*

*

* Type of Pleading: PETITION REQUESTING
* THE COURT CANCEL THE SCHEDULED
* CUSTODY MEDIATION AND DISMISS THE
* COMPLAINT FOR CUSTODY

*

*

*

* Filed on behalf of: DEFENDANT
* LORI J. SHOPE

*

* Counsel of Record for Defendant:
* BARBARA J. HUGNEY-SHOPE, ESQ.
* Supreme Court I. D. No. 26274
* 23 North Second Street
* Clearfield, PA 16830
* (814) 765-5155

FILED

FEB 16 2001

William A. Shaw
Prothonotary

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

LEONARD WERTZ,
Plaintiff,

vs.

LORI J. SHOPE,
Defendant.

*
*
*
* **No. 2000-1352-CD**
*
*
*

**PETITION REQUESTING THE COURT CANCEL
THE SCHEDULED CUSTODY MEDIATION
AND DISMISS THE COMPLAINT FOR CUSTODY**

AND NOW, comes the Defendant, LORI J. SHOPE, formerly LORI FISHER, who through her attorney, BARBARA J. HUGNEY-SHOPE, ESQUIRE, filed this Petition Requesting the Court to Cancel the Scheduled Custody Medication and Dismiss Plaintiff's Complaint for Custody and support thereof avers as follows:

1. The Defendant, LORI J. SHOPE, formerly LORI FISHER, is the mother of a minor son, Julian.
2. The Plaintiff, LEONARD WERTZ, is the father of Michael Leroy Wertz, the putative father of the Defendant's son, Julian.
3. The Defendant and the said Michael Leroy Wertz were never married.
4. On October 1, 1999, the said Lori Fisher, now Shope, gave birth to a son, Julian, at the DRMC-East Hospital, DuBois, Pennsylvania.

5. At the time of the birth of Defendant's son, the said Lori Fisher, now Shope, was married to Glenn A. Fisher having married him on May 13, 1989.

6. The said Lori Fisher and Glenn A. Fisher were divorced by Decree of Court dated December 27, 2000, filed in Somerset County, Pennsylvania. A copy of the divorce Decree is marked Exhibit "A", attached hereto and incorporated herein.

7. As set forth above, during the time from the conception and the birth of Defendant's son, she was legally married to Glenn A. Fisher.

8. At the time of the birth of Defendant's son, Julian, the Defendant was separated from her husband, Glenn Fisher, and involved in a relationship with Michael Leroy Wertz, son of the Plaintiff.

9. At the time of the said child's birth, the hospital listed the said Michael Leroy Wertz as the father on the child's birth certificate without any input or consent of the Defendant.

10. While the Defendant concedes that there is a possibility that the said Michael Leroy Wertz is the father of her son, the said Michael Leroy Wertz has never legally acknowledged paternity nor have any blood or DNA tests been done to confirm this paternity.

11. The said Michael Leroy Wertz has never contributed to the support of Defendant's child, and has totally ignored the existence of the child since the Defendant severed their relationship.

12. The Plaintiff filed a Petition seeking grandparent visitation of the said child on or about November 6, 2000, and a Custody Conference was scheduled for January 2, 2001.

13. The Defendant filed an Answer to the Complaint opposing any partial custody or visitation being granted to the Plaintiff.

14. Following the Custody Conference, the Court then scheduled Custody Mediation which has been set for February 28, 2001, at 9:00 A.M.

15. Defendant objects to any contact between Plaintiff and her son until such time as the Plaintiff's son, Michael Leroy Wertz, is legally determined to be the father of her son for the following reasons:

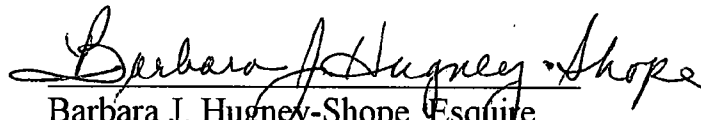
a. Defendant believes that Plaintiff lacks standing to bring a Complaint for Custody and or visitation until the issue of whether his son is the father of her child is determined;

b. The child has not developed any bond with the putative father, Michael Leroy Wertz, because the putative father has totally ignored Defendant's child for in excess of 15 months.

c. To grant Plaintiff any visitation with Defendant's child until such time as there has been a determination of paternity would only lead to confusion for the child in the event that it is determined that Plaintiff's son is not the father and Plaintiff is not the paternal grandfather.

d. To cancel the Custody Mediation scheduled for February 28, 2001, with Dr. Allen H. Ryen until such time as paternity has been determined.

Respectfully submitted,


Barbara J. Hugney-Shope, Esquire
Attorney for Defendant

VERIFICATION

I verify that the statements made in the foregoing Petition are true and correct.

I understand that false statements herein made are subject to the penalties of 18 Pa.

C.S. §4904, relating to unsworn falsification to authorities.

Lori J. Shope

Lori J. Shope

Dated: Feb. 15, 2001

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 2000-1352-CD

LEONARD WERTZ,
Plaintiff,

vs.

LORI J. SHOPE,
Defendant.

PETITION REQUESTING THE COURT
CANCEL SCHEDULED CUSTODY MEDIATION
AND DISMISS THE COMPLAINT FOR
CUSTODY

FILED

FEB 16 2001

8/2:48 P.M.
William A. Shaw
Prothonotary

3cc cth Shope

BARBARA J. HUGNEY-SHOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

THE PLANKENHORN CO., WILKESBORO, PA.

BARBARA J. HUGNEY-SHOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830

CA

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

LEONARD WERTZ,
Plaintiff,

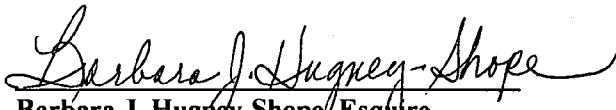
vs.

LORI J. SHOPE,
Defendant.

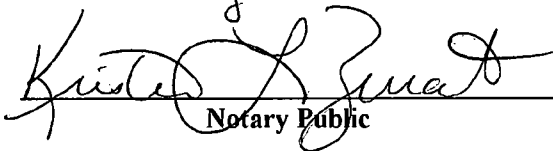
*
*
*
* No. 2000-1352-CD
*
*
*

AFFIDAVIT OF SERVICE

AND NOW, this 27th day of February, 2001, I, Barbara J. Hugney-Shope, Esquire, who, being duly sworn according to law, deposes and says that I served a certified copy of the Petition Requesting the Court Cancel the Scheduled Custody Mediation and Dismiss the Complaint for Custody and Order filed in the above-captioned matter, upon the Plaintiff, LEONARD WERTZ, by depositing the same with the United States Postal Service, postage prepaid, on the 22nd day of February 2001, addressed to the Plaintiff at his last known address, 117 Nichols Street, Clearfield, PA 16830, as evidenced by the Certificate of Mailing receipt which is attached hereto.


Barbara J. Hugney-Shope, Esquire
23 North Second Street
Clearfield, PA 16830
(814) 765-5155

SWORN to and subscribed
before me this 27th day
of February, 2001.


Notary Public



FILED

FEB 28 2001
0/12:01/12
William A. Shaw
Prothonotary

1 sent to

ATTY E
HRT

U.S. POSTAL SERVICE **CERTIFICATE OF MAILING**
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT
PROVIDE FOR INSURANCE—POSTMASTER

Received From:

Barbara J. Hugney-Shope, Esquire

23 North Second Street

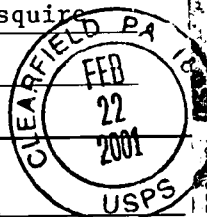
Clearfield, PA 16830

One piece of ordinary mail addressed to:

Mr. Leonard Wertz

117 Nichols Street

Clearfield, PA 16830



0000

UNITED STATES
POSTAL SERVICE



\$0.75

U.S. POSTAGE
CLEARFIELD, PA
FEB 22 2001
PMOUNT

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

Leonard Wertz,
Plaintiff

:
:
:
:
:
:
:

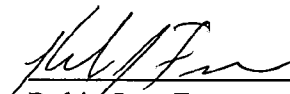
: No. 00-1352-CD

Lori J. Shope,
Defendant

PRAECIPE TO ENTER APPEARANCE

To the Prothonotary:

Please enter my appearance on behalf of Leonard Wertz.



Robin Jean Foor
MIDPENN LEGAL SERVICES
211 ½ East Locust Street
Clearfield, PA 16830
765-9646
765-1396(fax)

FILED

MAR 16 2001

William A. Shaw
Prothonotary

FILED

MAR 16 2001

07/9/00/1100 CC
William A. Shaw
Prothonotary
KES

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

LEONARD WERTZ

vs.


LORI SHOPE

No. 00-1352-CD

ORDER

AND NOW, this 19 day of March, 2001, it is the ORDER of the Court that Defendant's Petition to Dismiss Complaint for Custody in the above-captioned matter is hereby rescheduled from March 22, 2001 to **Thursday, April 26, 2001 at 2:00 P.M.** in Courtroom No. 2, Clearfield County Courthouse.

BY THE COURT:


FREDRIC J. AMMERMAN
Judge

FILED

MAR 20 2001

William A. Shaw
Prothonotary

FILED

10:19
MAR 20 2001

William A. Shaw
Prothonotary

2cc

1- R. Foor

1- B. Shope

ECB

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

GLENN A. FISHER,

Plaintiff,

vs.

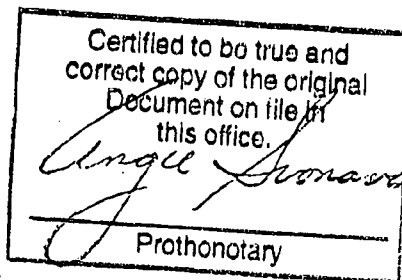
LORI J. FISHER,

Defendant.

*
*
*
* NO. 6 Divorce 1999
*
*
*

NOTICE OF ELECTION TO RESUME PRIOR NAME

Notice is hereby given that, a final decree in divorce having been granted on the 27th day of December, 2000, Defendant hereby elects to resume her prior name of **LORI JANICE SHOPE**, and gives this written notice of her intention in accordance with the provision of 23 Pa. C. S. Section 702, and 54 Pa. C. S. Section 704.



Lori Janice Fisher
Lori Janice Fisher

to be known as

Lori Janice Shope
Lori Janice Shope

PROTHONOTARY'S OFFICE
SOMERSET, PA.

01 JAN -9 AM 11:03

FILED FOR RECORD

C-10m

COMMONWEALTH OF PENNSYLVANIA)

SS.:)

COUNTY OF CLEARFIELD)

On this 8th day of January, 2001, before me, a notary public, personally appeared LORI JANICE FISHER known to me (or satisfactorily proven) to be the person whose name is subscribed to the within document and acknowledged that she executed the foregoing for the purpose therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal.

Barbara J. Hugney-Shope
Notary Public

My Commission Expires:

NOTARIAL SEAL BARBARA J. HUGNEY-SHOPE, Notary Public Clearfield Boro, Clearfield County, PA My Commission Expires Oct. 20. 2003
--

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

Leonard Wertz,
Plaintiff

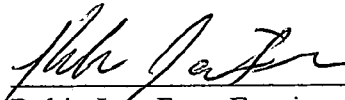
:
:
:
: No. 00-1352-CD
:
:
:

Lori Shope,
Defendant

PRAECIPE TO DISCONTINUE ACTION

To the Prothonotary:

Please mark this action discontinued.



Robin Jean Foor, Esquire
Attorney for Plaintiff
MIDPENN LEGAL SERVICES
211 ½ East Locust Street
Clearfield, PA 16830
(814)765-9646

FILED

APR 23 2001

William A. Shaw
Prothonotary

FILED

APR 23 2001

0/849/2
William A. Shaw
Prothonotary

cc atty. For
Cent. Dir. to

atty

copy to

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Leonard Wertz

Vs.

No. 2000-01352-CD

Michael Wertz

Lori J. Shope

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 23, 2001 marked:

Discontinued

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 23rd day of April A.D. 2001.

William A. Shaw, Prothonotary