

00-1490-CD
COMMONWEALTH OF PENNSYLVANIA -vs- DOUGLAS C. ELL

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA,

Plaintiff

vs.

DOUGLAS C. ELL,

Defendant

No. 00-1490-00

**APPEAL FROM SUSPENSION
OF DRIVER'S LICENSE**

Filed on behalf of:
DEFENDANT

Counsel of record for this
party:

Jeffrey S. DuBois, Esq.
Supreme Court No. 62074
Hanak, Guido and Taladay
498 Jeffers St.
P. O. Box 487
DuBois, PA 15801
(814) 371-7768

FILED

NOV 30 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA

vs.

DOUGLAS C. ELL,
Defendant

:
:
:
:
:
:
:

No. _____

**APPEAL FROM SUSPENSION OF
DRIVER'S LICENSE**

AND NOW, comes your Petitioner, DOUGLAS C. ELL, by his attorneys, HANAK, GUIDO & TALADAY, and petitions your Honorable Court as follows:

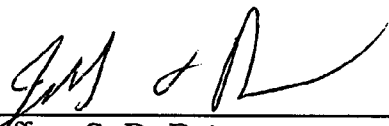
1. The Petitioner, DOUGLAS C. ELL, is an adult individual, who currently resides at 192 Treasure Lake, DuBois, Clearfield County, Pennsylvania, 16830.

2. The Respondent is the Commonwealth of Pennsylvania, Department of Transportation, whose address is Office of Chief Counsel, Third Floor, Riverfront Office, Harrisburg, Pennsylvania, 17104.

3. By Notice sent to the Petitioner dated October 31, 2000, the Petitioner was advised that his driver's license privileges had been suspended by the Department of Transportation. Such revocation was based on a conviction of leaving the scene of an accident, resulting in Petitioner's driving privilege being suspended for a period of six (6) months. The Notice of suspension is attached hereto as Exhibit "A".

4. Petitioner appeals this proposed suspension as he avers that this is incorrect information, as this particular offense, leaving the scene of an accident, was dismissed.

WHEREFORE, Petitioner prays your Honorable Court to order the suspension imposed by the Commonwealth of Pennsylvania, Department of Transportation, stayed until hearing before this Honorable Court.




Jeffrey S. DuBois
Attorney for Petitioner

VERIFICATION

I, JEFFREY S. DUBOIS, hereby verify that the statements contained in the foregoing Petition are correct to the best of my personal knowledge or information and belief.

At the time of the signing of this Verification, the Defendant was unavailable. The undersigned has sufficient knowledge to sign this Verification as I am counsel for Defendant and possess a detailed knowledge of the case.

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



Jeffrey S. DuBois
Attorney for Defendant

Date: 11-27-00

FILED

NOV 30 2000

William A. Shaw
Prothonotary

William A. Shaw
Prothonotary

pd \$80.00

1cc CA

1cc atty DuBois

IN THE COURT OF COMMON PLEAS
JEFFERSON COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA,

vs.

DOUGLAS C. ELL,
Defendant

No. 00-1490-CO

ORDER

AND NOW, this 12th day of December, 2000, upon Petition presented to this Court, the Court Administrator is directed to schedule a hearing on this petition on the next available license suspension appeal date.

A copy of the Petition and Order must be served by certified mail to the Department of Transportation, Office of Chief Counsel, Third Floor, Riverfront Office Center, Harrisburg, Pennsylvania, 17104, said Order and Petition to act as a supersedeas until further Order of Court.

BY THE COURT.

FILED

DEC 13 2000

0/8:30/mjs
William A. Shaw
Prothonotary

2 CERT TO ATTY

1 CERT TO C/A

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
Bureau of Driver Licensing
Mail Date: OCTOBER 31, 2000

DOUGLAS C ELL
192 TREASURE LAKE
DU BOIS PA 15801

WID # 002986112555420 001
PROCESSING DATE 10/24/2000
DRIVER LICENSE # 21747667
DATE OF BIRTH 03/14/1969

LICENSE IN BUREAU

Dear MR. ELL:

This is an Official Notice of the Suspension of your Driving Privilege as authorized by Section 1532B of the Pennsylvania Vehicle Code. As a result of your 08/24/2000 conviction of violating Section 3743 of the Vehicle Code LEAVING SCENE OF ACCIDENT on 09/17/1999:

- Your driving privilege is SUSPENDED for a period of 6 MONTH(S) effective 10/06/2001 at 12:01 a.m.

This suspension is in addition to any other suspensions already on your record.

PROVIDING PROOF OF INSURANCE

Within the last 30 days of your suspension, we will send you a letter asking that you provide proof of insurance at that time. This letter will list acceptable documents and what will be needed if you do not own a vehicle registered in Pennsylvania.

Important: Please make sure that PennDOT is notified if you move from your current address. You may notify PennDOT of your address change by calling any of the phone numbers listed at the end of this letter.

EXHIBIT "A"

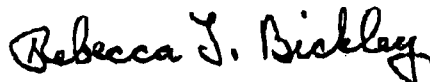
APPEAL

You have the right to appeal this action to the Court of Common Pleas (Civil Division) within 30 days of the mail date, OCTOBER 31, 2000, of this letter. If you file an appeal in the County Court, the Court will give you a time-stamped certified copy of the appeal. In order for your appeal to be valid, you must send this time-stamped certified copy of the appeal by certified mail to:

Pennsylvania Department of Transportation
Office of Chief Counsel
Third Floor, Riverfront Office Center
Harrisburg, PA 17104-2516

Remember, this is an OFFICIAL NOTICE OF SUSPENSION.

Sincerely,



Rebecca L. Bickley, Director
Bureau of Driver Licensing

SEND FEE/LICENSE/DL-16LC/TD:
Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693

INFORMATION (7:00 AM TO 9:00 PM)
IN STATE 1-800-932-4600
OUT-OF-STATE 717-391-6190
TDD IN STATE 1-800-228-0676
TDD OUT-OF-STATE 717-391-6191

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA,

Plaintiff

vs.

DOUGLAS C. ELL,

Defendant

No. 00-1490-00

**APPEAL FROM SUSPENSION
OF DRIVER'S LICENSE**

Filed on behalf of:
DEFENDANT

Counsel of record for this
party:

Jeffrey S. DuBois, Esq.
Supreme Court No. 62074
Hanak, Guido and Taladay
498 Jeffers St.
P. O. Box 487
DuBois, PA 15801
(814) 371-7768

FILED

NOV 30 2000

William A. Shaw
Prothonotary

*orig
(and copy)
to CA*

FILED

NOV 30 2000

Shaw

William A. Shaw
Prothonotary

William A. Shaw
Prothonotary

pd \$80.00

1cc CA

1cc atty Dubois

CP

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COMMONWEALTH OF PENNSYLVANIA :

VS

: NO. 00-1490-CD

DOUGLAS C. ELL

:

O R D E R

NOW, this 25th day of June, 2001, the Court will
CONTINUE this matter for Ten (10) Days to give counsel for
Appellant an opportunity to present to this Court a basis for
withdrawing the plea to the Misdemeanor Three charge of
Accidents Involving Attended Vehicle. Failing which, the
appeal from suspension shall be dismissed.

BY THE COURT,

President Judge

FILED

JUN 26 2001

William A. Shaw
Prothonotary

FILED

JUN 26 2001

01/134/2cc atty Dubois
William A. Shaw
Prothonotary
cc atty Kuchar
GAT

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA

vs.

DOUGLAS C. ELL,
Defendant

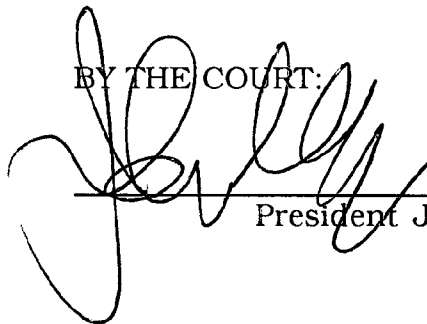
No. 00-1490-CD

ORDER OF COURT

AND NOW, this 6th day of July, 2001, upon hearing and presentation of evidence by Defendant concerning his appeal from suspension of driver's license and per the concurrence of the District Attorney's office, Defendant's appeal is granted and Defendant is given permission to withdraw his guilty plea to the charge of accident involving damage to attended vehicle or property (M3).

IT IS FURTHER ORDERED that the District Attorney is directed to take all necessary action to nolle prosequere the aforementioned charge. The District Attorney's Office is further directed to schedule Defendant for Plea and Sentencing Court concerning his agreement with the additional charge of accident involving damage to unattended vehicle (S).

BY THE COURT:



President Judge

FILED

JUL 06 2001

019:30/wg

William A. Shaw

Prothonotary *WS*

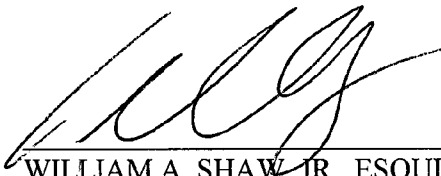
2 cmt to Atty

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

COMMONWEALTH OF PENNSYLVANIA	:	NO. 00-1490-CD
	:	
V.	:	Charges: Accident Involving
	:	Damage to Attended Vehicle
	:	or Property, M3
DOUGLAS C. ELL	:	

NOTICE OF WITHDRAWAL

NOW, this 10th day of July, 2001, with regard to the above captioned matter, notice is hereby given by the Commonwealth that the charge of Accident Involving Damage to Attended Vehicle or Property, M3, is hereby withdrawn.



WILLIAM A. SHAW, JR., ESQUIRE
First Assistant District Attorney

FILED

JUL 31 2001

William A. Shaw
Prothonotary

HANAK, GUIDO and TALADAY
Attorneys at Law

Robert M. Hanak
Anthony S. Guido
Matthew B. Taladay

Telephone: (814) 371-7768
Fax: (814) 371-1974

498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

Nicole Hanak Bankovich
Jeffrey S. DuBois

June 29, 2001

Hon. John K. Reilly, Jr.
President Judge
Clearfield County Courthouse
N. Market Street
Clearfield, PA 16830

Re: Commonwealth v. Douglas Ell
No. 00-1490-CD

Dear Judge Reilly:

This letter is in response to our summary appeal hearing before you on June 25, 2001, in the above captioned matter.

As I set forth at the hearing, my client wishes to withdraw his plea of accident involving attended vehicle (M3), as said violation includes a suspension of his driving license. In conducting the plea negotiations last year, it was the agreement of all parties involved, the Defendant, myself, and the District Attorney, that the only violations he would plead guilty to which would have a license suspension connected to it, would have been the DUI charge. In entering into the plea agreement, both myself and the District Attorney did not realize that the above referenced charge included a suspension of the Defendant's driver's license.

As set forth above, it was clearly the intent amongst all parties that the remaining charge(s) to which the Defendant would plead guilty to would not include any ones with license suspensions. Consequently, because of the fact this was not a truly voluntarily or knowing plea, we would request that the Defendant be granted his request to withdraw his plea to the misdemeanor 3 charge, and then thereafter have it nolle prossed by the District Attorney's office. The Defendant will then agree to plead guilty to the lesser charge accident involving unattended vehicle.

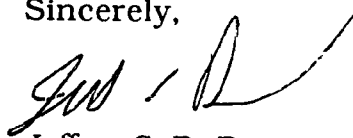
Page 2
June 29, 2001

In speaking with the attorney for the state, William Kuhar, and as Attorney Kuhar stated to you in the hearing on the 25th, he is not in opposition to the said withdrawal and nolle prosequere of the charge.

Therefore, as we set forth in the hearing on the 25th, we would request that you would grant our request to withdraw the plea and thereafter have the District Attorney nolle prosequere the charge.


By both parties' signatures below, this shows that both the undersigned are in agreement with this letter.

Sincerely,



Jeffrey S. DuBois

Agreed to:


Paul Cherry, District Attorney

JSD/bab

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA

vs.

No. 00-1490-CD

DOUGLAS C. ELL,
Defendant

ORDER OF COURT

AND NOW, this 6TH day of July, 2001, upon hearing and presentation of evidence by Defendant concerning his appeal from suspension of driver's license, and per the concurrence of the District Attorney's office, Defendant's appeal is granted and Defendant is given permission to withdraw his guilty plea to the charge of accident involving damage to attended vehicle or property (M3).

IT IS FURTHER ORDERED that the District Attorney is directed to take all necessary action to nolle prosequere the aforementioned charge. The District Attorney's Office is further directed to schedule Defendant for Plea and Sentencing Court concerning his agreement with the additional charge of accident involving damage to unattended vehicle (S).

BY THE COURT:

/s/ JOHN K. REILLY, JR.

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

JUL 06 2001

Attest.

William R. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA,

Plaintiff

vs.

DOUGLAS C. ELL,

Defendant

No. 00-1490-60

**APPEAL FROM SUSPENSION
OF DRIVER'S LICENSE**

Filed on behalf of:
DEFENDANT

Counsel of record for this
party:

Jeffrey S. DuBois, Esq.
Supreme Court No. 62074
Hanak, Guido and Taladay
498 Jeffers St.
P. O. Box 487
DuBois, PA 15801
(814) 371-7768

FILED

NOV 30 2000

William A. Shaw
Prothonotary

*orig
(and copy)
to CA*

C

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

COMMONWEALTH OF PENNSYLVANIA :
VS : NO. 00-1490-CD
DOUGLAS C. ELL :

O R D E R

NOW, this 25th day of June, 2001, the Court will
CONTINUE this matter for Ten (10) Days to give counsel for
Appellant an opportunity to present to this Court a basis for
withdrawing the plea to the Misdemeanor Three charge of
Accidents Involving Attended Vehicle. Failing which, the
appeal from suspension shall be dismissed.

BY THE COURT,

President Judge

FILED

JUN 26 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA

vs.

DOUGLAS C. ELL,
Defendant

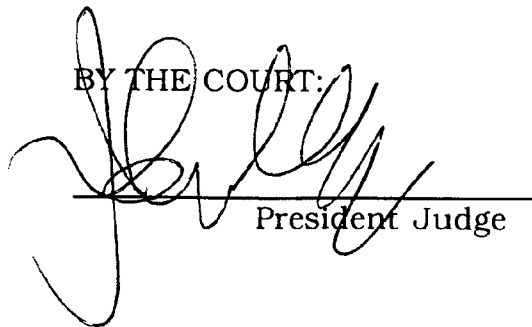
No. 00-1490-CD

ORDER OF COURT

AND NOW, this 6TH day of July, 2001, upon hearing and presentation of evidence by Defendant concerning his appeal from suspension of driver's license, and per the concurrence of the District Attorney's office, Defendant's appeal is granted and Defendant is given permission to withdraw his guilty plea to the charge of accident involving damage to attended vehicle or property (M3).

IT IS FURTHER ORDERED that the District Attorney is directed to take all necessary action to nolle prosequere the aforementioned charge. The District Attorney's Office is further directed to schedule Defendant for Plea and Sentencing Court concerning his agreement with the additional charge of accident involving damage to unattended vehicle (S).

BY THE COURT:



President Judge

FILED

JUL 06 2001

019:30/44

William A. Shaw

Prothonotary *WS*

2 sent to ATTY

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA,

Plaintiff

vs.

DOUGLAS C. ELL,

Defendant

No. 00-1490-00

**APPEAL FROM SUSPENSION
OF DRIVER'S LICENSE**

Filed on behalf of:
DEFENDANT

Counsel of record for this
party:

Jeffrey S. DuBois, Esq.
Supreme Court No. 62074
Hanak, Guido and Taladay
498 Jeffers St.
P. O. Box 487
DuBois, PA 15801
(814) 371-7768

FILED

NOV 30 2000

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA

vs.

DOUGLAS C. ELL,
Defendant

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:
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No. _____

**APPEAL FROM SUSPENSION OF
DRIVER'S LICENSE**

AND NOW, comes your Petitioner, DOUGLAS C. ELL, by his attorneys, HANAK, GUIDO & TALADAY, and petitions your Honorable Court as follows:

1. The Petitioner, DOUGLAS C. ELL, is an adult individual, who currently resides at 192 Treasure Lake, DuBois, Clearfield County, Pennsylvania, 16830.

2. The Respondent is the Commonwealth of Pennsylvania, Department of Transportation, whose address is Office of Chief Counsel, Third Floor, Riverfront Office, Harrisburg, Pennsylvania, 17104.

3. By Notice sent to the Petitioner dated October 31, 2000, the Petitioner was advised that his driver's license privileges had been suspended by the Department of Transportation. Such revocation was based on a conviction of leaving the scene of an accident, resulting in Petitioner's driving privilege being suspended for a period of six (6) months. The Notice of suspension is attached hereto as Exhibit "A".

4. Petitioner appeals this proposed suspension as he avers that this is incorrect information, as this particular offense, leaving the scene of an accident, was dismissed.

WHEREFORE, Petitioner prays your Honorable Court to order the suspension imposed by the Commonwealth of Pennsylvania, Department of Transportation, stayed until hearing before this Honorable Court.

A handwritten signature in dark ink, appearing to read 'J. S. DuBois', is written over a horizontal line.

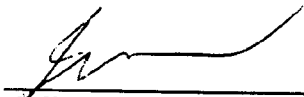
Jeffrey S. DuBois
Attorney for Petitioner

VERIFICATION

I, JEFFREY S. DUBOIS, hereby verify that the statements contained in the foregoing Petition are correct to the best of my personal knowledge or information and belief.

At the time of the signing of this Verification, the Defendant was unavailable. The undersigned has sufficient knowledge to sign this Verification as I am counsel for Defendant and possess a detailed knowledge of the case.

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



Jeffrey S. DuBois
Attorney for Defendant

Date: 11-27-00

IN THE COURT OF COMMON PLEAS
JEFFERSON COUNTY, PENNSYLVANIA

COMMONWEALTH OF
PENNSYLVANIA,

vs.

DOUGLAS C. ELL,
Defendant

No. 00-1490-CD

ORDER

AND NOW, this 12th day of December, 2000, upon Petition presented to this Court, the Court Administrator is directed to schedule a hearing on this petition on the next available license suspension appeal date.

A copy of the Petition and Order must be served by certified mail to the Department of Transportation, Office of Chief Counsel, Third Floor, Riverfront Office Center, Harrisburg, Pennsylvania, 17104, said Order and Petition to act as a supersedeas until further Order of Court.

BY THE COURT:

FILED

DEC 13 2000

018:30/MS
William A. Shaw
Prothonotary

2 CERT TO ATT

1 CERT TO C/A

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
Bureau of Driver Licensing
Mail Date: OCTOBER 31, 2000

DOUGLAS C ELL
192 TREASURE LAKE

DU BOIS PA 15801

WID # 002986112555420 001
PROCESSING DATE 10/24/2000
DRIVER LICENSE # 21747667
DATE OF BIRTH 03/14/1969

LICENSE IN BUREAU

Dear MR. ELL:

This is an Official Notice of the Suspension of your Driving Privilege as authorized by Section 1532B of the Pennsylvania Vehicle Code. As a result of your 08/24/2000 conviction of violating Section 3743 of the Vehicle Code LEAVING SCENE OF ACCIDENT on 09/17/1999:

- Your driving privilege is SUSPENDED for a period of 6 MONTH(S) effective 10/06/2001 at 12:01 a.m.

This suspension is in addition to any other suspensions already on your record.

PROVIDING PROOF OF INSURANCE

Within the last 30 days of your suspension, we will send you a letter asking that you provide proof of insurance at that time. This letter will list acceptable documents and what will be needed if you do not own a vehicle registered in Pennsylvania.

Important: Please make sure that PennDOT is notified if you move from your current address. You may notify PennDOT of your address change by calling any of the phone numbers listed at the end of this letter.

EXHIBIT "A"

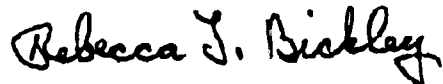
APPEAL

You have the right to appeal this action to the Court of Common Pleas (Civil Division) within 30 days of the mail date, OCTOBER 31, 2000, of this letter. If you file an appeal in the County Court, the Court will give you a time-stamped certified copy of the appeal. In order for your appeal to be valid, you must send this time-stamped certified copy of the appeal by certified mail to:

Pennsylvania Department of Transportation
Office of Chief Counsel
Third Floor, Riverfront Office Center
Harrisburg, PA 17104-2516

Remember, this is an OFFICIAL NOTICE OF SUSPENSION.

Sincerely,



Rebecca L. Bickley, Director
Bureau of Driver Licensing

SEND FEE/LICENSE/DL-16LC/TO:
Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693

INFORMATION (7:00 AM TO 9:00 PM)	
IN STATE	1-800-932-4600
OUT-OF-STATE	717-391-6190
TDD IN STATE	1-800-228-0676
TDD OUT-OF-STATE	717-391-6191

Date: 07/10/2001

Clearfield County Court of Common Pleas

User: JPEPPERDAY

Time: 10:37-AM

ROA Report

Page 1 of 1

Case: 2000-01490-CD

Current judge: John K. Reilly Jr.

Date		Judge
<hr/>		
Commonwealth of Pennsylvania vs. Douglas C Ell		
11/30/2000	New Case Filed.	No Judge
	Filing: Appeal from Suspension of Driver's License Paid by: Jeffrey S. DuBois Receipt number: 52104 Dated: 11/30/00 Amount: \$80.00 (Check) filed by Jeffrey S. DuBois, Esq., Attorney for the Defendant One Certified Copy to CA One Certified Copy to Attorney DuBois	No Judge
12/13/2000	Order, filed. AND NOW, this 12th day of December, 2000, RE: Scheduling a hearing on Petition.	John K. Reilly Jr.
06/26/2001	ORDER, NOW, this 25th day of June, 2001, re: CONTINUED for 10 days. by the Court, s/JKR,J.R.,PJ 2 cc atty DuBois, 1 cc Kuhar	John K. Reilly Jr.
07/06/2001	ORDER, NOW THIS 6TH DAY OF JULY, 2001, upon hearing and presentation of evidence by Defendant concerning his appeal, the Defendant's appeal is granted and Defendant is given permission to withdraw his guilty plea to the charge of the accident. It Is Further Ordered, that the District Attorney is to take all necessary action to Nolle prosequere the aforementioned charge. BY THE COURT, S/JKR, Jr.,P.J. 2 cc to Atty DuBois.	John K. Reilly Jr.

FILED

JUL 31 2001

o/16:40/167
William A. Shaw
Prothonotary

2 cent to PA

E
201

CA

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

COMMONWEALTH OF PENNSYLVANIA
Plaintiff

vs.

DOUGLAS C. ELL,

Defendant

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:
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No. 2000-1490-CD

ORDER OF COURT

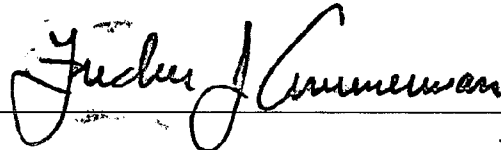
AND NOW, to wit: this 31st day of October, 2007, this appeal by the plaintiff, Douglas C. Ell, from an October 31, 2000 order of the Pennsylvania Department of Transportation's Bureau of Driver Licensing for the suspension of his driving privilege for a period of six (6) months pursuant to 75 Pa.C.S. §1532(b) is, with the consent of the Bureau, remanded to the Bureau

(1) to rescind the appealed 6 month suspension;

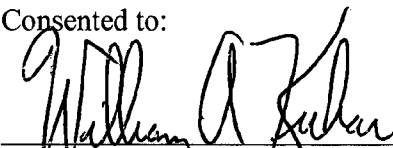
(2) to update the plaintiff's driving record to show that, after withdrawing the guilty plea he had entered in this Court on August 24, 2000 to the charge of violating 75 Pa.C.S. §3743(a) on September 17, 1999, the Office of the District Attorney of Clearfield County, by notice filed August 2, 2001, withdrew the charge against the plaintiff of violating 75 Pa.C.S. §3743(a) on September 17, 1999, and the plaintiff, on August 21, 2001, entered a guilty plea in this Court to the charge of violating 75 Pa.C.S. §3745 on September 17, 1999; and

(3) to take whatever action regarding the plaintiff's driving record and driving privilege is necessitated as a result of the updating of the plaintiff's driving record in the above-described manner..

By the Court:


J.

Consented to:


William A. Kuhar, Jr., Esquire
Attorney for the Bureau of Driver Licensing

FILED 1cc/Atty's:
OCT 31 2007 4:00 PM
Kuhar
Dubois
(60)

William A. Shaw
Prothonotary/Clerk of Courts

FILED

OCT 31 2007

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 10/31/07

☐ You are responsible for serving all appropriate parties.

☒ The Prothonotary's office has provided service to the following parties:

☐ Plaintiff(s) ☒ Plaintiff(s) Attorney ☐ Other

☐ Defendant(s) ☒ Defendant(s) Attorney

☐ Special Instructions:

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

COMMONWEALTH OF PENNSYLVANIA
Plaintiff

vs.

DOUGLAS C. ELL,

Defendant

No. 2000-1490-CD

FILED
011:34am GR 1CC ATty's:
APR 01 2008 Kuhar
DuBois
William A. Shaw
Prothonotary/Clerk of Courts

ORDER OF COURT

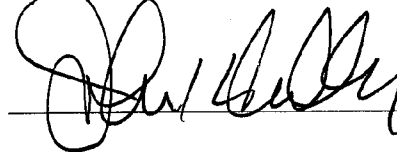
AND NOW, to wit: this 1 day of April, 2007, this appeal by the plaintiff, Douglas C. Ell, from an October 31, 2000 order of the Pennsylvania Department of Transportation's Bureau of Driver Licensing for the suspension of his driving privilege for a period of six (6) months pursuant to 75 Pa.C.S. §1532(b) is, with the consent of the Bureau, remanded to the Bureau

(1) to rescind the appealed 6 month suspension;

(2) to update the plaintiff's driving record to show that, after withdrawing the guilty plea he had entered in this Court on August 24, 2000 to the charge of violating 75 Pa.C.S. §3743(a) on September 17, 1999, the Office of the District Attorney of Clearfield County, by notice filed August 2, 2001, withdrew the charge against the plaintiff of violating 75 Pa.C.S. §3743(a) on September 17, 1999, and the plaintiff, on August 21, 2001, entered a guilty plea in this Court to the charge of violating 75 Pa.C.S. §3745 on September 17, 1999; and

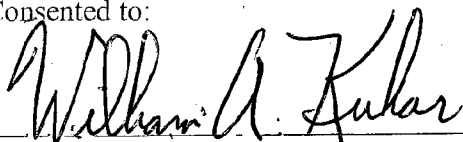
(3) to take whatever action regarding the plaintiff's driving record and driving privilege is necessitated as a result of the updating of the plaintiff's driving record in the above-described manner..

By the Court:



J.

Consented to:


William A. Kuhar, Jr., Esquire
Attorney for the Bureau of Driver Licensing

FILED

APR 01 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 4-1-08

 You are responsible for serving all appropriate parties.

 X The Prothonotary's office has provided service to the following parties:

 Plaintiff(s) X Plaintiff(s) Attorney Other

 Defendant(s) X Defendant(s) Attorney

 Special Instructions: