

01-59-CD
BRYAN SROCK et al -vs- WILLIAM MOORE

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

BRYAN and LORI SROCK,

PLAINTIFF

VS.

WILLIAM MOORE,

DEFENDANT

NO. 01 -59 - C.D.

TYPE OF CASE: CIVIL

TYPE OF PLEADING: PRAECIPE FOR
WRIT OF SUMMONS

FILED ON BEHALF OF: PLAINTIFF

COUNSEL OF RECORD FOR
THIS PARTY:
CHRISTOPHER E. MOHNEY, ESQUIRE

SUPREME COURT NO.: 26331

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

FILED

JAN 11 2001

William A. Shaw
Prothonotary

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

BRYAN and LORI SROCK,

PLAINTIFF

VS.

WILLIAM MOORE,

DEFENDANT

NO. 01 - - C.D.

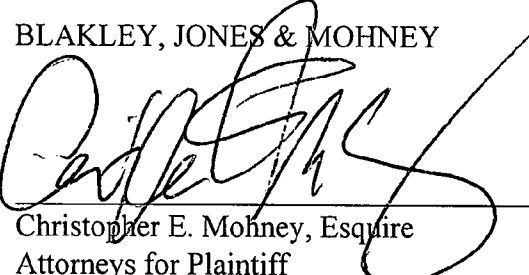
PRAECIPE FOR WRIT OF SUMMONS

TO WILLIAM A. SHAW, PROTHONOTARY:

Kindly issue a Writ of Summons in the above-captioned action.

BLAKLEY, JONES & MOHNEY

BY:


Christopher E. Mohnhey, Esquire
Attorneys for Plaintiff
90 Beaver Drive, Box 6
Du Bois, PA 15801
(814) 371-2730

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

NO. 01 - - C.D.

BRYAN AND LORI SROCK,

PLAINTIFF

VS.

WILLIAM MOORE,

DEFENDANT

PRAECIPE FOR WRIT OF SUMMONS

FILED

JAN 11 2001

W. A. Shaw
Prothonotary

Writ to Atty. Mohny

pd \$80.00

Writ to Atty.

LAW OFFICES

BLAKLEY, JONES & MOHNEY

90 BEAVER DRIVE - BOX 6

DUBOIS, PA 15801

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

COPY

SUMMONS

**Bryan Srock and
Lori Srock**

Vs.

NO.: 2001-00059-CD

William Moore

TO: WILLIAM MOORE

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

Date: 01/11/2001

William A. Shaw
Prothonotary

Issuing Attorney:

Christopher E. Mohnery

DuBois, PA 15801

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 10588

SROCK, BRYAN AND LORI

01-59-CD

VS.

MOORE, WILLIAM

SUMMONS

SHERIFF RETURNS

NOW JANUARY 18, 2001 AT 1:43 PM EST SERVED THE WITHIN SUMMONS ON
WILLIAM MOORE, DEFENDANT AT RESIDENCE, 229 MAPLE AVE., DUBOIS,
CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LORI MOORE, WIFE A
TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS AND MADE KNOWN TO
HER THE CONTENTS THEREOF.
SERVED BY: SNYDER

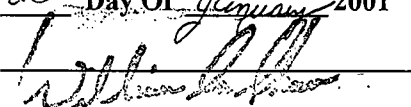
Return Costs

Cost	Description
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38.10	SHFF. HAWKINS PAID BY: ATTY.
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10.00	SURCHARGE PAID BY: ATTY.
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Sworn to Before Me This

23 Day Of January 2001


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



So Answers,


Chester A. Hawkins
Sheriff

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

BRYAN and LORI SROCK,
husband and wife,

Plaintiffs

VS.

WILLIAM MOORE,

Defendant

: NO. 2001 - 59 - C.D.

:
: TYPE OF CASE: CIVIL

:
: TYPE OF PLEADING: COMPLAINT

:
: FILED ON BEHALF OF: PLAINTIFF

:
: COUNSEL OF RECORD:
: CHRISTOPHER E. MOHNEY, ESQUIRE

:
: SUPREME COURT NO.: 63494

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

FILED

SEP 05 2001

Tim A. Shaw
Clerk of Court

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

BRYAN and LORI SROCK,	:	NO. 2001 - 59 - C.D.
husband and wife,	:	
Plaintiffs	:	
	:	
VS.	:	
	:	
WILLIAM MOORE,	:	
Defendant	:	

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 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 Courthouse
Second & Market Streets
Clearfield, Pennsylvania 16830
(814) 765-2641 Ext. 5982

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

BRYAN and LORI SROCK,	:	NO. 2001 - 59 - C.D.
husband and wife,	:	
Plaintiffs	:	
	:	
VS.	:	
	:	
WILLIAM MOORE,	:	
Defendant	:	

COMPLAINT

AND NOW, comes the Plaintiffs, **BRYAN and LORI SROCK**, by their attorneys, **BLAKLEY, JONES & MOHNEY**, who files the within Complaint against the above-captioned Defendant and in support thereof avers the following:

1. Plaintiffs **BRYAN and LORI SROCK** are adult individuals residing at 398 Treasure Lake, Du Bois, Clearfield County, Pennsylvania 15801.
2. Defendant **WILLIAM MOORE** is an adult individual engaged in business as a contractor with a last known address at 229 Maple Avenue, Du Bois, Clearfield County, Pennsylvania 15801.
3. Defendant does not operate under any known trade name, nor is Defendant otherwise incorporated in his business as a general contractor.
4. On or about January 8, 1999, Plaintiffs and Defendant entered into a valid and enforceable oral agreement whereby Defendant was contracted to install tile flooring in Plaintiff's residence at 398 Treasure Lake, Du Bois, Clearfield County, Pennsylvania.

5. The Plaintiffs have fulfilled all provisions of the oral agreement on their part to be performed, namely payment to Defendant for services performed.

6. The Defendant has not fulfilled the provisions of the valid and enforceable oral agreement on his part to be performed.

7. Defendant has performed in a poor, improper, and workmanlike manner certain things which were expressly or by necessary implication required by the valid and enforceable oral agreement to be done and performed in a proper and workmanlike manner, namely as follows:

- (a) Portions of the ceramic tile floor installed by Defendant are buckling;
- (b) The ceramic tiles installed by Defendant are cracked in many places; and
- (c) The grouting installed by Defendant on the ceramic tile floors is deteriorating.

8. Defendant has failed and refused, and still refuses, to cure the aforementioned breaches, despite Plaintiff's repeated demands.

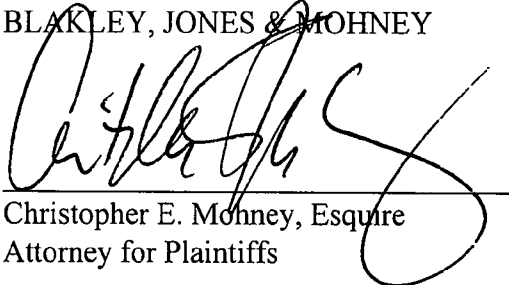
9. The reasonable costs of remedying the aforementioned breaches is in excess of \$10,000.00.

WHEREFORE, Plaintiffs demand judgment against Defendant in an amount not in excess of \$20,000.00 with costs and interest.

Respectfully submitted,

BLAKLEY, JONES & MOHNEY

BY:


Christopher E. Mohney, Esquire
Attorney for Plaintiffs

VERIFICATION

We, **BRYAN and LORI SROCK**, being duly authorized to make this verification, have read the foregoing Complaint. The statements therein are correct to the best of our 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 we make knowingly false averments we may be subject to criminal penalties.

Date: 1-28-01

B. K. Srock
BRYAN SROCK

Date: 1/28/01

Lori Srock
LORI SROCK

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION
NO. 2001 - 59 - C.D.

BRYAN and LORI SROCK,
husband and wife,

Plaintiffs

VS.

WILLIAM MOORE,

Defendant

COMPLAINT

FILED

FEB 05 2001

01213712 cc atty Mohr
William A. Shaw Esq.
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

BRYAN and LORI SROCK,
husband and wife,

Plaintiffs

VS.

WILLIAM MOORE,

Defendant

: NO. 2001 - 59 - C.D.

:
: TYPE OF CASE: CIVIL

:
: TYPE OF PLEADING: CERTIFICATE
: OF SERVICE

:
: FILED ON BEHALF OF: PLAINTIFF

:
: COUNSEL OF RECORD:
: CHRISTOPHER E. MOHNEY, ESQUIRE

:
: SUPREME COURT NO.: 63494

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

FILED

FEB 12 2001

m/12-30/01
William A. Shaw
Prothonotary

No c/c

CR

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

BRYAN and LORI SROCK,
husband and wife,

Plaintiffs

VS.

WILLIAM MOORE,

Defendant

: NO. 2001 - 59 - C.D.
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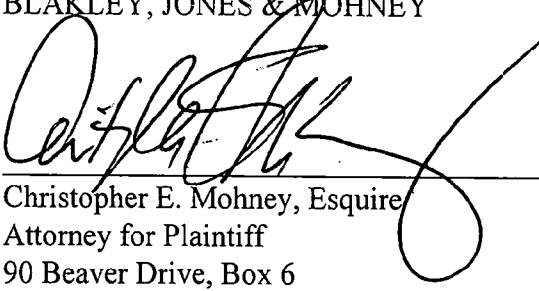
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Plaintiff's Complaint filed in the above-captioned matter has been served upon the following individual by regular United States mail, postage prepaid, on this 8th day of February, 2001:

William Moore
229 Maple Avenue
Du Bois, PA 15801
Defendant

BLAKLEY, JONES & MOHNEY

BY:



Christopher E. Mohney, Esquire
Attorney for Plaintiff
90 Beaver Drive, Box 6
Du Bois, PA 15801
(814) 371-2730

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION
NO. 2001 - 59 - C.D.

BRYAN and LORI SROCK,
husband and wife,

Plaintiffs

VS.

WILLIAM MOORE,

Defendant

CERTIFICATE OF SERVICE

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

BRYAN and LORI SROCK,
husband and wife,

Plaintiffs

VS.

WILLIAM MOORE,

Defendant

: NO. 2001 - 59 - C.D.

: TYPE OF CASE: CIVIL

: TYPE OF PLEADING: PRAECIPE
: FOR DEFAULT JUDGMENT

: FILED ON BEHALF OF: PLAINTIFFS

: COUNSEL OF RECORD:
: CHRISTOPHER E. MOHNEY, ESQUIRE

: SUPREME COURT NO.: 63494

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

FILED

MAR 13 2001

6/2:15/447
William A. Shaw
Prothonotary

[Signature]

PD
20-

NOTICE TO DEFT.

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

BRYAN and LORI SROCK,	:	NO. 2001 - 59 - C.D.
husband and wife,	:	
	:	
Plaintiffs	:	
	:	
VS.	:	
	:	
WILLIAM MOORE,	:	
	:	
Defendant	:	

PRAECIPE FOR DEFAULT JUDGMENT

TO: WILLIAM SHAW, PROTHONOTARY

Enter judgment in the above-captioned action in favor of the Plaintiffs **BRYAN and LORI SROCK** and against Defendant **WILLIAM MOORE** for failure to file an Answer to Plaintiffs' Complaint within twenty (20) days of service of the Complaint and assess damages as follows:

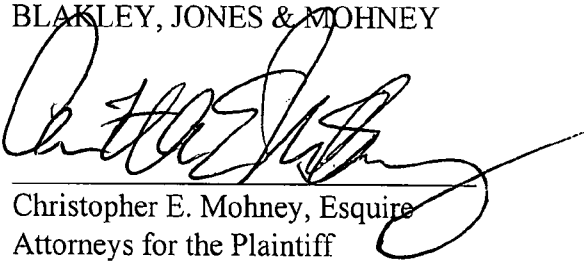
1.	Principal Balance -	(To be assessed at a trial on damages only)
2.	Interest due -	
3.	Late fees -	
4.	Attorney's Fee -	

	TOTAL:	\$

The undersigned certifies that written notice of intention to file this Praecept for Default Judgment in the form attached hereto was mailed to Defendant **WILLIAM MOORE** by first class regular mail on March 1, 2001 as required by Pa. R.C.P. Rule 237.1.

BLAKLEY, JONES & MOHNEY

BY:



Christopher E. Mohny, Esquire
Attorneys for the Plaintiff
90 Beaver Drive, Box 6
Du Bois, PA 15801
(814) 371-2730

NOW this 13th day of MARCH, 2001, damages are assessed in the amount
of \$ TO BE DETERMINED AT A TRIAL ON DAMAGES ONLY

William Shaw, Prothonotary

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

BRYAN and LORI SROCK,
husband and wife,

Plaintiffs

VS.

WILLIAM MOORE,

Defendant

NO. 2001 - 59 - C.D.

TO: WILLIAM MOORE
229 MAPLE AVENUE
DU BOIS, PA 15801

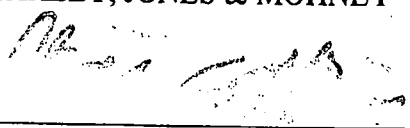
DATE OF NOTICE: MARCH 1, 2001

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

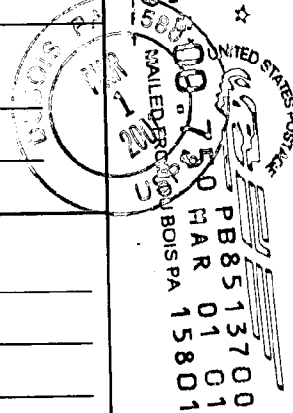
COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
1 NORTH SECOND STREET
CLEARFIELD, PA 16830
(814) 765-2641

BLAKLEY, JONES & MOHNEY



Christopher E. Mohny, Esquire
Attorney for Plaintiffs
I.D. # 63494
90 Beaver Drive, Box 6
Du Bois, PA 15801
(814) 371-2730

U.S. POSTAL SERVICE	CERTIFICATE OF MAILING
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:	
WILLIAM MOORE	
229 MAPLE AVENUE	
DU BOIS, PA 15801	



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IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION
NO. 2001 - 59 - C.D.

BRYAN and LORI SROCK,
husband and wife,

Plaintiffs

VS.

WILLIAM MOORE,

Defendant

PRAECIPE FOR DEFAULT JUDGMENT

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

FILED

MAR 13 2001

William A. Shaw
Notary Public

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Bryan Srock
Lori Srock
Plaintiff(s)

Vs.

William Moore
Defendant(s)

No.: 2001-00059-CD

Real Debt: \$To be assessed at a trial

Atty's Comm:

Costs: \$

Int. From:

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: March 13 2001

Expires: March 13, 2006

Certified from the record this March 13, 2001

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment, Debt,
Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney