

01-127-CD
IN RE: THOMAS LEON ALLEN MCIVOR, IV

CP

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

IN RE: CHANGE OF NAME OF
THOMAS LEON ALLEN
MCIVOR IV, a minor

CIVIL ACTION-LAW

No. 01-127-CO

Type of Pleading:

**PETITION FOR CHANGE OF
NAME**

Filed on Behalf of:
Petitioners

Counsel of Record for
This Party:

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

FILED

JAN 24 2001

William A. Shaw
Prothonotary

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

IN RE: CHANGE OF NAME OF :
THOMAS LEON ALLEN : No. _____
MCIVOR IV, a minor :

PETITION FOR CHANGE OF NAME

TO THE HONORABLE JUDGES OF SAID COURT:

The Petition of PHILLIP G. ZABALA and LESLIE A. ZABALA, by
and through their attorneys, HANAK, GUIDO AND TALADAY,
respectfully represent that:

1. Your Petitioners, PHILLIP G. ZABALA and LESLIE A. ZABALA,
husband and wife, are adult individuals who reside at 1227 Treasure
Lake, DuBois, Clearfield County, Pennsylvania, 15801.

2. Your Petitioner, LESLIE A. ZABALA, is the natural mother of
the minor child, THOMAS LEON ALLEN MCIVOR IV. The minor
child, THOMAS LEON ALLEN MCIVOR IV, is presently 16 years old,
having been born on February 24, 1984, in Grand Junction, Colorado,
and has resided with Petitioner, LESLIE A. ZABALA, since birth.

3. Your Petitioner, PHILLIP G. ZABALA, has been married to and
lived with Petitioner, LESLIE A. ZABALA, and said minor child, for the
past 12 years.

4. The Petitioner, LESLIE A. ZABALA, was never married to the
minor child's natural father, Thomas Leon Allen, III, and said natural
father has had no contact with the minor child since his birth.

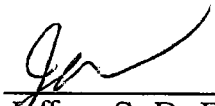
5. The minor child has used the name of Zabala as his last name since he has been 4 years old, and consequently has only known his last name as Zabala.

6. The minor child, along with Petitioners, desire for the minor child, THOMAS LEON ALLEN MCIVOR IV, to legally change his last name to that of ZABALA. In light of the above, it would be in the best interest of the minor child to change his last name to ZABALA and hereafter be known as THOMAS LEON ZABALA.

7. The birth certificate for said minor child is attached hereto.

WHEREFORE, your Petitioners request this Honorable Court to enter a Decree changing the name of THOMAS LEON ALLEN MCIVOR IV to THOMAS LEON ZABALA.

Respectfully submitted,

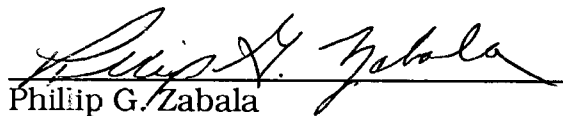


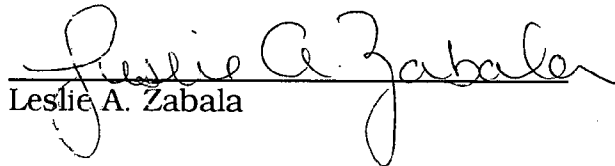
Jeffrey S. DuBois
Attorney for Petitioners

VERIFICATION

We, PHILLIP G. ZABALA and LESLIE A. ZABALA verify that the statements in the foregoing Petition are true and correct to the best of our knowledge, information and belief.

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.


Phillip G. Zabala


Leslie A. Zabala

CERTIFICATION OF VITAL RECORD

STATE OF COLORADO
COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT
CERTIFIED ABSTRACT OF BIRTH

STATE FILE NUMBER

1051984007248

NAME OF REGISTRANT

THOMAS LEON ALLEN MCIVOR IV

DATE AND TIME OF BIRTH

FEBRUARY 24, 1984 12:08 P.M.

CITY OF BIRTH

GRAND JUNCTION

MOTHER'S MARDEN NAME

LESLIE ANNE MCIVOR

MOTHER'S PLACE OF BIRTH

CANADA

MOTHER'S AGE

20

DATE FILED

MARCH 07, 1984

SEX

MALE

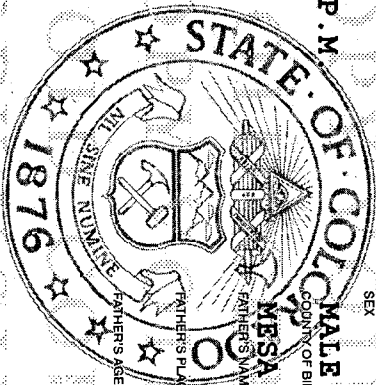
COUNTY OF BIRTH

GRAND JUNCTION

FATHER'S NAME

FATHER'S PLACE OF BIRTH

FATHER'S AGE



THIS IS A TRUE CERTIFICATION OF NAME AND BIRTH FACTS AS RECORDED IN THIS OFFICE.

DATE ISSUED

JUNE 23, 2000

Carol J. Garrett
CAROL J. GARRETT, PH.D.
STATE REGISTRAR

Do not accept unless prepared on security paper with engraved border displaying the Colorado state seal and signature of the Registrar. PENALTY BY LAW, Section 25-2-118, Colorado Revised Statutes, 1982, if any person alters, uses, attempts to use or furnishes to another for deceptive use any vital statistics record. NOT VALID IF PHOTOCOPIED.

ANY ALTERATION OR ERASURE VOIDES THIS CERTIFICATE



551198594

FILED

JAN 24 2001

William A. Shaw
Prothonotary

1771226/cty Dubo
Pd \$80.00
cc-cty Dubo

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

IN RE: CHANGE OF NAME OF :
THOMAS LEON ALLEN : No. _____
MCIVOR IV, a minor :

ORDER

AND NOW, this 26th day of January, 2001, upon
presentation of the within Petition for Name Change, it is

ORDERED that a hearing on the Petition for Change of Name is
fixed for the 2nd day of March, 2001, at 3:00 o'clock
Pm, in Courtroom No. 1, Clearfield, Clearfield County,
Pennsylvania.

The Petitioners are directed to give notice of the filing of the
Petition and of the date of the hearing by publication in the
appropriate newspaper and legal journal.

BY THE COURT

FILED

JAN 29 2001

William A. Shaw
Prothonotary

CA

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

IN RE: CHANGE OF NAME OF
THOMAS LEON ALLEN
MCIVOR IV, a minor

CIVIL ACTION-LAW

No. 01-127-CD

Type of Pleading:

**MOTION FOR
CONTINUANCE**

Filed on Behalf of:
Petitioners

Counsel of Record for
This Party:

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

FILED

FEB 13 2001

William A. Shaw
Prothonotary

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

IN RE: CHANGE OF NAME OF :
THOMAS LEON ALLEN :
MCIVOR IV, a minor : No. 01-127-CD
:

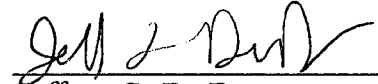
MOTION FOR CONTINUANCE

AND NOW, comes the Petitioners, by and through their attorneys, HANAK, GUIDO AND TALADAY, who files this Motion for Continuance and in support thereof avers the following:

1. The Petitioners, PHILLIP G. ZABALA and LESLIE A. ZABALA have a hearing scheduled before the Hon. John K. Reilly, Jr., in the above captioned matter on Friday, March 2, 2001, at 3:00 p.m.
2. The undersigned is scheduled to be in attendance on behalf of the Clearfield County Bar Association, at the Pennsylvania Bar Association County Bar Leader conference on March 2, 2001, in Harrisburg, Pennsylvania, and therefore, will be unavailable.
3. Also as noted in the Order setting the date of March 2, 2001, for hearing, notice of the hearing will be made by publication to the natural father as his whereabouts are unknown. It is believed that he does reside in the Billings, Montana area and publication will be made in a newspaper and legal journal in that area. Therefore, sufficient time will be needed in which to perform said publication.

WHEREFORE, Defendant respectfully requests this Honorable Court to grant this continuance of the Hearing in the above captioned matter..

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Jeff S. DuBois", written over a horizontal line.

Jeffrey S. DuBois
Attorney for Petitioners

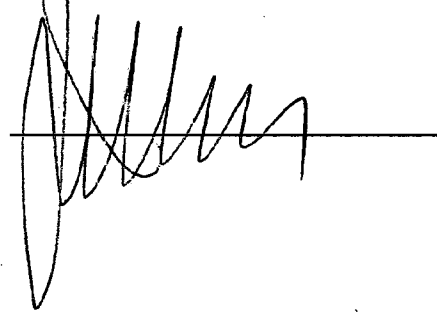
IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION-LAW

IN RE: CHANGE OF NAME OF :
THOMAS LEON ALLEN :
MCIVOR IV, a minor : No. 01-127-CD
:

ORDER OF COURT

AND NOW, this 13th day of February, 2001, upon
consideration of the within Motion, it is hereby ORDERED AND
DECREED that the hearing is rescheduled for the 6th day of
April, 2001, at 1:30 o'clock P.m. in Courtroom
No. 1, Clearfield County Courthouse, Clearfield, Pennsylvania.

BY THE COURT:



FILED

FEB 13 2001

William A. Shaw
Prothonotary

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

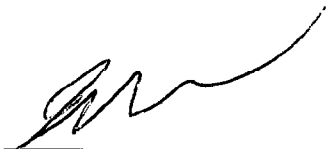
IN RE: CHANGE OF NAME OF
THOMAS LEON ALLEN
MCIVOR IV, a minor

:
:
: No. 01-127-CD
:

AFFIDAVIT OF SERVICE

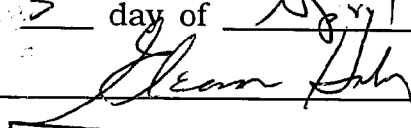
COMMONWEALTH OF PENNSYLVANIA
SS:
COUNTY OF CLEARFIELD

JEFFREY S. DUBOIS, ESQ., being duly sworn according to law,
deposes and says that pursuant to Order of Court dated January 26,
2001, he did cause a Notice to be published in the Billings Gazette of
Billings, Montana, on March 2, 2001, and in The Billings Times of
Billings, Montana, on March 1, 2001, as shown on the attached proofs
of publication.


Jeffrey S. DuBois

Sworn and subscribed before me

this 5th day of April, 2001.


Notarial Seal
Eleanor Haky, Notary Public
DuBois, Clearfield County
My Commission Expires Mar. 24, 2004
Member, Pennsylvania Association of Notaries

FILED

APR 05 2001

William A. Shaw
Prothonotary

***** AFFIDAVIT OF PUBLICATION *****

The BILLINGS GAZETTE

401 N. 28th

Billings, MT 59101

Phone: (406) 657-1212 Fax: (406) 657-1345

Ad Number: 1658927

TO: THOMAS LEON ALLEN, III,
NOW OR FORMERLY OF BILL-
INGS, MONTANA, THE FA-
THER OF THOMAS LEON
ALLEN MCIVOR IV, A MINOR.

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

IN RE: CHANGE OF NAME OF
THOMAS LEON ALLEN
MCIVOR IV, a minor: No.
01-127-CD

NOTICE

Date: 2-21-01

A Petition has been filed asking the Court to change the name of THOMAS LEON ALLEN MCIVOR IV, a minor, to THOMAS LEON ZABALA. The Court has set a hearing to consider this Petition. That hearing will be held in Courtroom No. 1, Clearfield County Courthouse, in Clearfield, Pennsylvania, on April 6, 2001, at 1:30 p.m. This serves as formal Notice to you of the hearing and said hearing will proceed regardless if you attend the hearing.

Jeffrey S. DuBois, Esq.
Hanak, Guldo, and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801
(814) 371-7768 3-2-2001

Klinda Matthews

being first duly sworn, deposes and says: That she is the principal clerk of The Billings Gazette, a newspaper of general circulation published daily in the City of Billings, in the County of Yellowstone, State of Montana, and has charge of the Advertisements thereof.

That the 39 lines legal regarding:

no. 01-127-CD-Thomas LA McIvor IV

a true copy of which is hereto annexed, was published in said newspaper on the following dates: via: 3/2/01

Making all / publication(s)

Mark below if certification for the State of Montana.

I hereby certify that I have read sec. 18-7-204 and 18-7-205, MCA, and subsequent revisions, and declare that the price or rate charged the State of Montana for the publication for which claim is made in the attached papers in the amount of \$ 67.90 is not in excess of the minimum rate charged any other advertiser for publication of advertisement, set in the same size type and published for the same number of insertions. I further certify that this claim is correct and just in all respects, and that payment or credit has not been received.

Klinda Matthews

STATE OF MONTANA
County of Yellowstone

On this day of Mar 6, 2001, before me, the undersigned, a Notary Public for the State of Montana, personally appeared Klinda Matthews, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year first above written.

Barbara A. Lewitt

NOTARY PUBLIC for the State of Montana

Residing at Billings, MT

My commission expires: 10/06/04

Grand Total: 67.90

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

CERTIFIED LIEN SEARCH

IN RE: Thomas Leon Allen McIvor, IV

NO. 01-127-CD

STATE OF PENNSYLVANIA

SS:

CLEARFIELD COUNTY,

I, William A. Shaw, Prothonotary of the Court of Common Pleas of County and State aforesaid, do hereby certify that I have examined the indices and there is no lien or judgment entered against Thomas Leon Allen McIvor, IV within the last five years past or remaining unsatisfied in this office since 1975.

IN TESTIMONY WHEREOF, I have
hereunto set my hand and official seal of
said Court, at Clearfield, this 6th day of
April A.D. 2001.



Prothonotary

PENNSYLVANIA STATE POLICE
CENTRAL REPOSITORY
1800 ELMERTON AVENUE
HARRISBURG, PA 17110
717-783-3762

PROTHONOTARY
CLEARFIELD COUNTY COURT HOUSE
P O BOX 249
CLEARFIELD PA 16830

DATE: February 14, 2001

RE: SID:
NAME: McIvor, Thomas L
SOC:
COURT DOCKET #: 01-127-00

Dear Sir:

In accordance with the Name Change Act of 1998, the fingerprint cards of the above named individual, who has applied for a name change, has been searched in the files of the Pennsylvania State Police, Criminal Records and Identification Division Central Repository, and;

- (X) This person is not subject to 18 Pa.C.S. Chapter 91, and the fingerprints have been destroyed.
- () This person is subject to 18 Pa.C.S. Chapter 91, and the name change has been noted on the person's criminal history record information.
- () A criminal record was revealed containing felony convictions. **IN ACCORDANCE WITH THE NAME CHANGE ACT, THE COURT SHALL NOTIFY THE PENNSYLVANIA STATE POLICE WHEN A NAME CHANGE FOR A PERSON CONVICTED OF A FELONY HAS BEEN ORDERED.** The Pennsylvania State Police, upon receipt of this notice, shall include the change of name information in the Central Repository as provided for in 18 Pa.C.S., Chapter 91 (relating to criminal history record information).
- () This person has been convicted of felony violation(s) for which the court may not order a change of name.
- () A criminal record was revealed that might prohibit a name change. Because the subsection(s) of the affected conviction(s) has not been provided to us, we are unable to determine whether a name change can or cannot be made. Please provide the subsection(s) of the following crime(s): _____
_____ if available.

You are also advised that the above response is based on comparison of fingerprints and associated requester-furnished information against a name index and fingerprints contained in the files of the Pennsylvania State Police Central Repository - only - and does not preclude the existence of other criminal records which may be contained in the repositories of other local, state, or federal criminal justice agencies.

If we may be of further assistance to you concerning this matter, please contact us at the above address or telephone number.

Sincerely,



Director, Criminal Records and
Identification Division

OFFICE OF PROTHONOTARY AND CLERK OF COURTS

WILLIAM A. SHAW

**PROTHONOTARY
AND
CLERK OF COURT**

CLEARFIELD COUNTY



P.O. Box 549
CLEARFIELD, PENNSYLVANIA 16830
(814) 765-2641 Ext. 1330

DAVID S. AMMERMAN

SOLICITOR

JACQUELINE KENDRICK

DEPUTY PROTHONOTARY

COPY

February 5, 2000

Pennsylvania State Police
Central Repository
1800 Elmerton Avenue
Harrisburg, PA 17110

RE: Thomas Leon Allen McIvor, IV
Name Change

To whom it may concern:

Enclosed please find a finger print card and copy of
Petition for Change of Name for the above-named individual.
Please forward the results to:

William Shaw, Prothonotary
P.O. Box 549
Clearfield, PA 16830

Sincerely,

Wm. Shaw, Prothonotary

WS/jk
Enclosures

LEAVE BLANK

TYPE OR PRINT ALL INFORMATION IN BLACK
 LAST NAME NAM FIRST NAME MIDDLE NAME

FBI LEAVE BLANK

MCIVOR Thomas Leon

SIGNATURE OF PERSON FINGERPRINTED

X

ALIASES AKA

PA0170200

PD

RESIDENCE OF PERSON FINGERPRINTED

Tim Zulecki

DUBOIS PA

AGE DATE OF BIRTH DO
 Month Day

02 24 - 80

DATE
 8-29-01

SIGNATURE OF OFFICIAL TAKING FINGERPRINTS

Frank Valosky

EMPLOYER AND ADDRESS

SEX RACE HGT. WGT. EYES HAIR PLACE OF BIRTH PC

M CHU 6'11" 150

LEAVE BLANK

APPLICANT

REASON FINGERPRINTED

SOCIAL SECURITY NO. SOC

MISCELLANEOUS NO. MNU



1. R. THUMB



2. R. INDEX



3. R. MIDDLE



4. R. RING



5. R. LITTLE



6. L. THUMB



7. L. INDEX



8. L. MIDDLE



9. L. RING



10. L. LITTLE



LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY



L. THUMB

R. THUMB



RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

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

IN RE: CHANGE OF NAME OF
THOMAS LEON ALLEN
MCIVOR IV, a minor

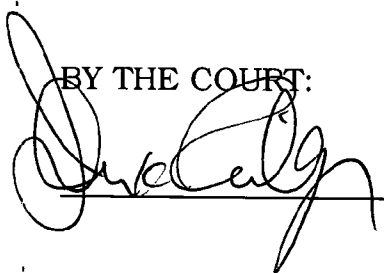
No. 01-127-CD

DECREE

AND NOW, this 6 day of April, 2001, upon
consideration of the Petition of PHILLIP G. ZABALA and LESLIE A.
ZABALA, husband and wife, for the change of name of THOMAS LEON
ALLEN MCIVOR IV, a minor, and upon presentation of proof of
publication of notice as required by law, after Hearing held therein by
this Court, at which time the Petitioners were present, the Court finds
that the statements made in the Petition are true, that it is in the best
interest of the minor child to change his last name to ZABALA, and
that all requirements of the Acts of Assembly have been fulfilled and
complied with, and it is

ORDERED and **DECREED** that the name of THOMAS LEON
ALLEN MCIVOR IV shall hereby be changed to THOMAS LEON
ZABALA.

BY THE COURT:



FILED

APR 06 2001

William A. Shaw
Prothonotary