

01-196-CD
LOTTIE M. RINEHART -vs- MARGARET SNEAL

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

LOTTIE M. RINEHART
Plaintiff

vs.

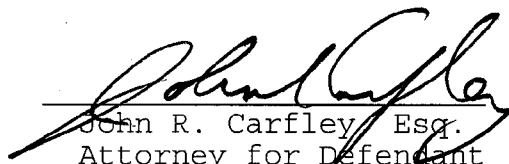
No. 2001-00196

MARGARET SMEAL
Defendant

PRAECIPE

TO THE PROTHONOTARY:

PLEASE enter judgment of non-pros against the Plaintiff and in favor of the Defendant, Margaret Smeal, for failure to file a complaint within twenty days from the date of service of the rule to file complaint. A copy of Defendant's Ten Day Notice of Default mailed by regular mail to the Plaintiff at her last know address on July 8, 2003, which is at least ten days prior to the filing of this Praecipe is attached as Exhibit "A".


John R. Carfley, Esq.
Attorney for Defendant
P. O. Box 249
Philipsburg, Pa., 16866
(814) 342-5581

Dated: April 12, 2004

FILED

APR 14 2004

019.301
William A. Shaw

Prothonotary/Clerk of Courts

1 copy of notice to
Plaintiff

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

LOTTIE M. RINEHART
Plaintiff

:

vs.

:

No. 2001-00196

MARGARET SMEAL
Defendant

:

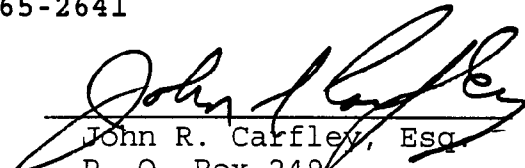
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TO: Lottie M. Rinehart
Kylertown, Pa., 16847

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO TAKE ACTION REQUIRED OF YOU IN THIS CASE. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT OF NON-PROS 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'S OFFICE
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA., 16830
(814) 765-2641

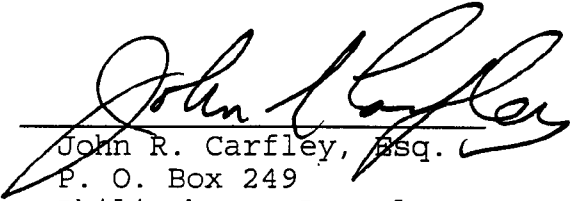

John R. Carfley, Esq.
P. O. Box 249
Philipsburg, Pa., 16866
Attorney for Defendant

Dated: July 8, 2003

CERTIFICATE OF SERVICE

I hereby verify that a true and correct copy of the within document was served upon the following party at the following address on July 8, 2003, by ordinary mail, first class, postage prepaid.

Lottie M. Rinehart
Kylertown, Pa., 16847



John R. Carfley, Esq.
P. O. Box 249
Philippsburg, Pa., 16866
Attorney for Defendant

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

LOTTIE M. RINEHART
Plaintiff

:

vs.

:

No. 2001-00196

MARGARET SMEAL
Defendant

:

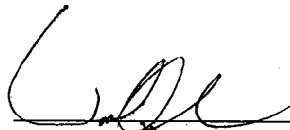
:

NOTICE

TO: Lottie M. Rinehart
Kylertown, Pa., 16847

NOTICE is hereby given that a judgment of non-pros has been entered in the above captioned matter pursuant to Order/Praecipe dated April 14, 2004. A copy of said document is hereby attached.

Judgment entered of record April 14, 2004.



Prothonotary

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-03

DJ Name: Hon.

MICHAEL A. RUDELLA

Address: **MOUNTAIN VIEW PLAZA**

P.O. BOX 210

KYLERTOWN, PA

Telephone: **(814) 345-6789**

16847-0000

MICHAEL A. RUDELLA
MOUNTAIN VIEW PLAZA
P.O. BOX 210
KYLERTOWN, PA 16847-0000

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

RINEHART, LOTTIE M
PO BOX 223
MORRISDALE, PA 16858

DEFENDANT:

VS.

NAME and ADDRESS

SMEAL, MARGARET
RR 2
MORRISDALE, PA 16858

Docket No.: **CV-0000277-00**
Date Filed: **12/19/00**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

01-196-CD

☒ Judgment was entered for: (Name) **RINEHART, LOTTIE M**

☒ Judgment was entered against: (Name) **SMEAL, MARGARET**

in the amount of \$ **500.00** on: (Date of Judgment) **1/11/01**

☐ Defendants are jointly and severally liable.

(Date & Time)

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to
Attachment/Act 5 of 1996 \$ _____

☐ Levy is stayed for _____ days or ☐ generally stayed.

☐ Objection to levy has been filed and hearing will be held:

Amount of Judgment	\$ 500.00
Judgment Costs	\$.00
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 500.00

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____

Certified Judgment Total \$ _____

Date:

Place:

Time:

FILED

FFR 1.5 2001
Jan 18.54 am.

William A. Shaw

Prothonotary

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

1-11-01 Date **MA Rudella**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

2/9/01 Date **MA Rudella**, District Justice

My commission expires first Monday of January,

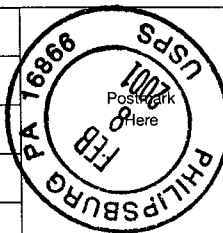
2006

SEAL

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

7000 0600 0028 5267 0090

Postage	\$ 34
Certified Fee	1.90
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.74



Recipient's Name (Please Print Clearly) (to be completed by mailer)

Lottie M. Rinehart

Street, Apt. No.; or PO Box No.

P. O. Box 200

City, State, ZIP+4

Morrisdale PA 16858

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

COURT OF COMMON PLEAS

FROM

JUDICIAL DISTRICT

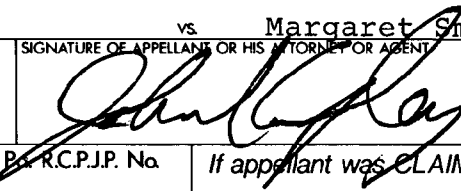
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

01-196-CJ

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT <u>Margaret Smeal</u>		MAG. DIST. NO. OR NAME OF D.J. <u>46-3-03</u>	
ADDRESS OF APPELLANT <u>RR 2, Box 184</u>	CITY <u>Morrisdale</u>	STATE <u>Pa.</u>	ZIP CODE <u>16858</u>
DATE OF JUDGMENT <u>1/11/01</u>	IN THE CASE OF (Plaintiff) <u>Lottie M. Rinehart</u>		(Defendant) <u>Margaret Smeal</u>
CLAIM NO. <u>CV 19 0000277-00</u> <u>LT 19</u>	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 		
This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B. This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.		If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.	
_____ Signature of Prothonotary or Deputy			

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

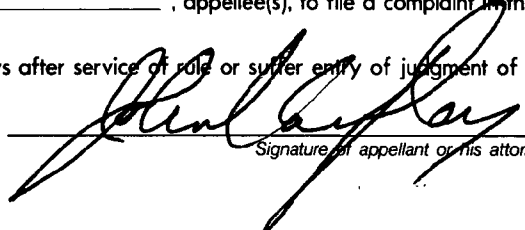
(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Lottie M. Rinehart, appellee(s), to file a complaint in this appeal
Name of appellee(s)

(Common Pleas No. 01-196-CJ) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

RULE: To Lottie M. Rinehart, appellee(s).
Name of appellee(s)

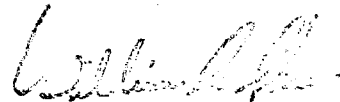

Signature of appellant or his attorney or agent

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: February 8, 2001



Signature of Prothonotary or Deputy

FILED

01/11/52811
FEB 03 2001

William A. Shaw
Prothonotary

Atty pd,
80-00

Copies to
Atty Carfley

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____ ; ss

AFFIDAVIT: I hereby swear or affirm that I served

- ☐ a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on (date of service) _____, 19____, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) _____, on _____, 19____ ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on _____, 19____, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS _____ DAY OF _____, 19____

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 19____.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:	46-3-03
DJ Name: Hon.	MICHAEL A. RUDELLA
Address:	MOUNTAIN VIEW PLAZA P.O. BOX 210 KYLERTOWN, PA
Telephone: (814) 345-6789	16847-0000

**MARGARET SMEAL
RR 2
MORRISDALE, PA 16858**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS
**RINEHART, LOTTIE M
PO BOX 223
MORRISDALE, PA 16858**

VS.
DEFENDANT: NAME and ADDRESS
**SMEAL, MARGARET
RR 2
MORRISDALE, PA 16858**

Docket No.: **CV-0000277-00**
Date Filed: **12/19/00**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

☒ Judgment was entered for: (Name) **RINEHART, LOTTIE M**

☒ Judgment was entered against: (Name) **SMEAL, MARGARET**

in the amount of \$ **500.00** on: (Date of Judgment) **1/11/01**

☐ Defendants are jointly and severally liable. (Date & Time) _____

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ _____

☐ Levy is stayed for _____ days or ☐ generally stayed.

☐ Objection to levy has been filed and hearing will be held:

Amount of Judgment	\$ 500.00
Judgment Costs	\$.00
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 500.00
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

Date:	Place:
Time:	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

Date **MA Rudella**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date _____, District Justice

My commission expires first Monday of January,

2006

SEAL

7000 0600 0020 9225 0144

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only, No Insurance Coverage Provided)

Postage	\$.34
Certified Fee	1.20
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.74



Recipient's Name (Please Print Clearly) (to be completed by mailer)
Michael A. Rudella, Dis. Just
Street, Apt. No., or PO Box No.
P. O. Box 210
City, State, ZIP+4
Kylertown, Pa., 16847

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

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- **NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Centre ; ss

AFFIDAVIT: I hereby swear or affirm that I served

☒ a copy of the Notice of Appeal, Common Pleas No. 01-196-CD, upon the District Justice designated therein on (date of service) 2/8/01, ☒ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Lottie M. Rinehart, on 2/8/01, ☒ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto.

☒ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on 2/8/01, ☒ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

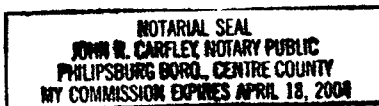
THIS 8th DAY OF Feb, 2001

John L. Carley
Signature of official before whom affidavit was made

Notary Public
Title of official

My commission expires on _____, 19____.

John L. Carley
Signature of affiant



FILED

FEB 12 2001

m/1100/cst
William A. Shaw
Prothonotary

WAS

COURT OF COMMON PLEAS

FROM

JUDICIAL DISTRICT

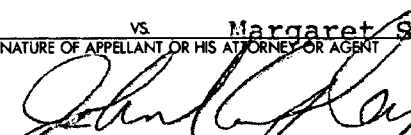
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

01-196-CS

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT <u>Margaret Smeal</u>		MAG. DIST. NO. OR NAME OF D.J. <u>46-3-03</u>	
ADDRESS OF APPELLANT <u>RR 2, Box 184</u>		CITY <u>Morrisdale</u>	STATE <u>Pa.</u>
DATE OF JUDGMENT <u>1/11/01</u>		IN THE CASE OF (Plaintiff) <u>Lottie M. Rinehart</u>	ZIP CODE <u>16858</u>
CLAIM NO. <u>CV 19-0000277-00</u> LT 19		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 	

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

Signature of Prothonotary or Deputy

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

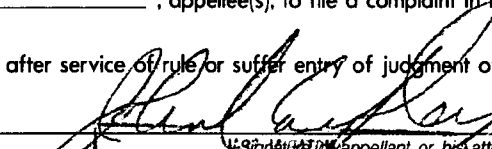
(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Lottie M. Rinehart, appellee(s), to file a complaint in this appeal
Name of appellee(s)

(Common Pleas No. 01-196-CS) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

RULE: To Lottie M. Rinehart, appellee(s).
Name of appellee(s)

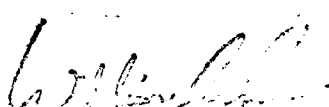

Signature of appellant or his attorney or agent

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: February 8, 192001


Signature of Prothonotary or Deputy