

01-196-CJ
LOTTIE M. RINEHART -vs- MARGARET SMEAL

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

LOTTIE M. RINEHART :
Plaintiff

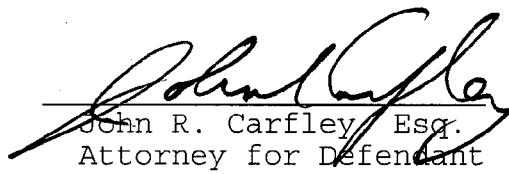
vs. : No. 2001-00196

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
0190306
William A. Shaw
Prothonotary/Clerk of Courts

I CERTIFY 4 NOTICES TO
PLAINTIFF

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

LOTTIE M. RINEHART :
Plaintiff

vs. : No. 2001-00196

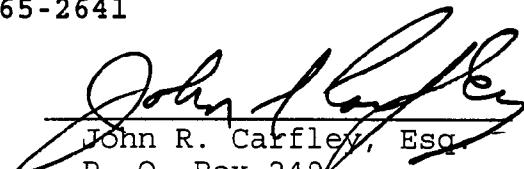
MARGARET SMEAL :
Defendant

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
Philipsburg, 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:

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

NAME and ADDRESS

DEFENDANT:

SMEAL, MARGARET
NAME and ADDRESS
RR 2
MORRISDALE, PA 16858

NAME and ADDRESS

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
1/11/01 8:54 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 *M. Rudella*, District Justice

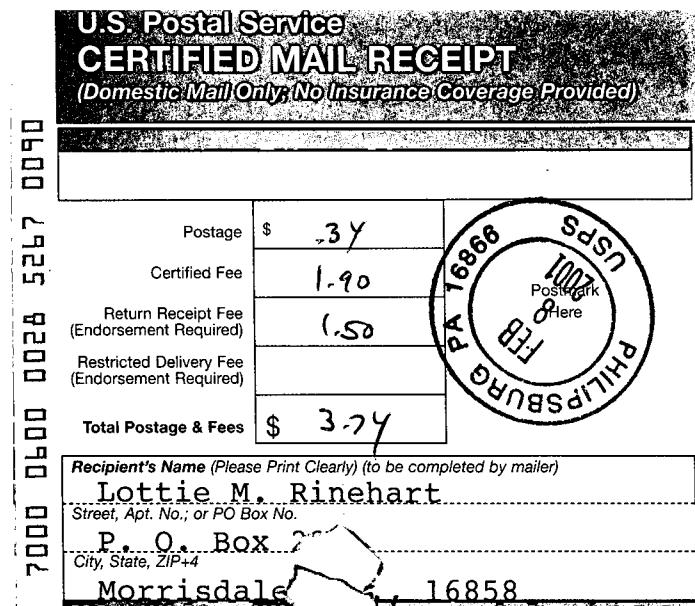
I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

2/9/01 Date *M. Rudella*, District Justice

My commission expires first Monday of January,

2006

SEAL



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.

PS Form 3800, February 2000 (Reverse)

102595-99-M-2087

NOTICE OF APPEAL

FROM

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		MAG. DIST. NO. OR NAME OF D.J.	
Margaret Smeal		46-3-03	
ADDRESS OF APPELLANT		CITY	ZIP CODE
RR 2, Box 184		Morrisdale	Pa. 16858
DATE OF JUDGMENT	IN THE CASE OF (Plaintiff)		
1/11/01	Lottie M. Rinehart vs. Margaret Smeal		
CLAIM NO.	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT		
CV 196 0000277-00 LT 19	<i>John C. Smeal</i>		
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-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))

(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.

William A. Shaw
Signature of Prothonotary or Deputy

FILED Atty pd,
80-00
01/11/52/01
FEB 08 2001
BLW
Copies to
William A. Shaw Atty Cartsley
Prothonotary

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_____

W
Date _____

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

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

RINEHART, LOTTIE M
PO BOX 223
MORRISDALE, PA 16858

NAME and ADDRESS

DEFENDANT:

SMEAL, MARGARET
RR 2
MORRISDALE, PA 16858

NAME and ADDRESS

VS.

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



MARGARET SMEAL
RR 2
MORRISDALE, PA 16858

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:

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

This case dismissed without prejudice.

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

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:

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 _____

M. 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,

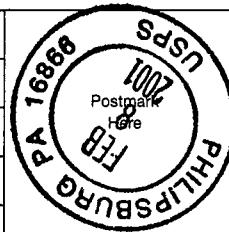
2006

SEAL

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

0144	
00267	
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70000	
70000	
0144	
0144	

Postage	\$.34
Certified Fee	1.20
Return Receipt Fee (Endorsement Required)	0.25
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.74



PA 16868
PHILIPSBURG PA
FEB 2001
Postmark Here

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	

PS Form 3800 (February 2000) www.usps.com www.usps.com See reverse for instructions.

Certified Mail Provides:

- A mailing receipt
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- 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 ; cc

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.

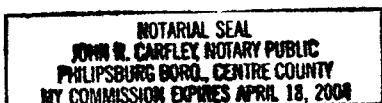
SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS 8th DAY OF Feb 2001

John Carley
Signature of official before whom affidavit was made

Notary Public
Title of official

My commission expires on 19.



P. J. Carley

Signature of affiant

FILED

FEB 12 2001

1:00 PM

William A. Shaw
Prothonotary

CKB

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

JUDICIAL DISTRICT

NOTICE OF APPEAL

FROM

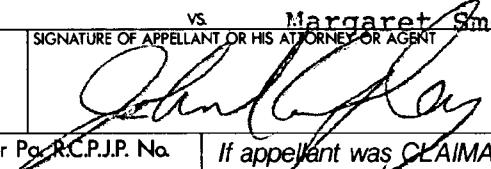
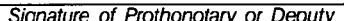
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

01-1910-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>
DATE OF JUDGMENT <u>1/11/01</u>	STATE <u>Pa.</u>
IN THE CASE OF (Plaintiff) <u>Lottie M. Rinehart</u>	ZIP CODE <u>16858</u>
CLAIM NO. <u>CV 19-0000277-00</u>	vs. <u>Margaret Smeal</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

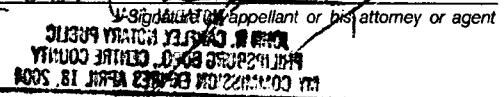
(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

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

(Common Pleas No. 01-1910-cs) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

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



(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