

44-38861-100  
THOMAS P. BEALL et al -vs- DEPARTMENT OF CORRECTIONS et al

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THOMAS P. BEALL, Administrator  
of the Estate of BRIAN JAMES  
BEALL, Deceased,

Plaintiff,

vs.

DEPARTMENT OF CORRECTIONS  
OF THE COMMONWEALTH  
OF PENNSYLVANIA;  
JOHN McCULLOUGH;  
K. WILLIAM HYLBERT; and  
JOHN DOES 1-3, officials, medical  
providers and/or corrections officers at the  
State Correctional Institution at Houtzdale,

Defendants.

CIVIL DIVISION

No. 01-364-CD

**PRAECIPE FOR WRIT  
OF SUMMONS IN A  
CIVIL ACTION**

Filed on behalf of PLAINTIFF

Counsel of record for this party:

MICHAEL LOUIK, ESQUIRE  
Pa. I.D. #00788

MEYERS ROSEN  
LOUIK & PERRY, P.C.  
Firm No. 020

Suite 200, The Frick Building  
Pittsburgh, PA 15219  
(412) 281-4200

**JURY TRIAL DEMANDED**

**FILED**

MAR 12 2001

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL DIVISION

THOMAS P. BEALL, Administrator )  
of the Estate of BRIAN JAMES )  
BEALL, Deceased, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
DEPARTMENT OF CORRECTIONS )  
OF THE COMMONWEALTH )  
OF PENNSYLVANIA; )  
JOHN McCULLOUGH; )  
K. WILLIAM HYLBERT; and )  
JOHN DOES 1-3, officials, medical )  
providers and/or corrections officers at the )  
State Correctional Institution at Houtzdale, )  
 )  
Defendants. )

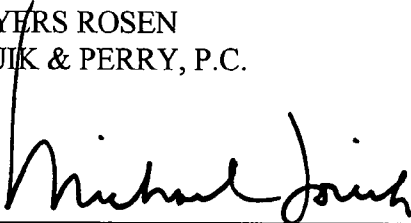
**PRAECIPE FOR WRIT OF SUMMONS**  
**IN A CIVIL ACTION**

TO: PROTHONOTARY OF CLEARFIELD COUNTY

Kindly issue a Writ of Summons against the Defendants in the above-captioned matter.

MEYERS ROSEN  
LOUIK & PERRY, P.C.

By

  
Michael Louik, Esquire

Attorneys For Plaintiff

**JURY TRIAL DEMANDED**

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

SUMMONS

Thomas P. Beall , Administrator of the  
Estate of Brian James Beall, Deceased

Vs.

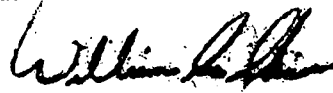
NO.: 2001-00364-CD

Department Of Corrections of the  
Commonwealth of Pennsylvania,  
John M. McCullough,  
K William Hylbert and  
John Does 1-3, officials, medical providers  
and/or corrections officers at the State  
Correctional Institution at Houtzdale

TO: DEPARTMENT OF CORRECTIONS OF THE COMMONWEALTH OF  
PENNSYLVANIA,  
JOHN M. MCCULLOUGH,  
K WILLIAM HYLBERT AND  
JOHN DOES 1-3, OFFICIALS, MEDICAL PROVIDERS  
AND/OR CORRECTIONS OFFICERS AT THE STATE  
CORRECTIONAL INSTITUTION AT HOUTZDALE

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: 03/12/2001



---

William A. Shaw  
Prothonotary

Issuing Attorney:

Michael Louik, Esquire

FILED

~~20~~ MAR 12 2001  
M 13431 CTH  
William A. Shaw  
Prothonotary

Lowt PD  
680.00

Lowt atty.



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THOMAS P. BEALL, Administrator  
of the Estate of Brian James  
Beall, Deceased,

CIVIL DIVISION

No. 2001-00364

Plaintiff,

vs.

DEPARTMENT OF CORRECTIONS OF THE  
COMMONWEALTH OF PENNSYLVANIA,  
JOHN M. McCULLOUGH, K. WILLIAM  
HYLBERT and JOHN DOES 1-3,  
Officials, Medical Providers  
and/or corrections officers  
at the State Correctional  
Institution at Houtzdale,

PRAECIPE FOR APPEARANCE

Defendants.

Filed on Behalf of Defendants  
Department of Corrections of  
The Commonwealth of Pennsylvania,  
John M. McCullough, K. William  
Hylbert and John Does 1-3,  
Officials, Medical Providers and/or  
Corrections Officers at the State  
Correctional Institution at  
Houtzdale

**FILED**

MAY 09 2001

William A. Shaw  
Prothonotary

Counsel of Record:

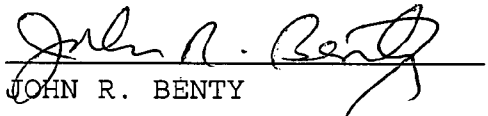
JOHN R. BENTY  
Sr. Deputy Attorney General  
Pa. I. D. #44606  
Office of Attorney General  
Tort Litigation Unit  
Manor Complex  
564 Forbes Avenue  
Pittsburgh, PA 15219  
(412) 565-3539

PRAECIPE FOR APPEARANCE

TO THE PROTHONOTARY:

Please enter my appearance in the above-referenced case on behalf of the defendants, Department of Corrections of the Commonwealth of Pennsylvania, John M. McCullough, K. William Hylbert and John Does 1-3, officials, medical providers and/or correction officers at the State Correctional Institution at Houtzdale. The defendants, Department of Corrections of the Commonwealth of Pennsylvania, John M. McCullough, K. William Hylbert and John Does 1-3, officials, medical providers and/or correction officers at the State Correctional Institution at Houtzdale, hereby demand a trial by a jury of twelve.

D. MICHAEL FISHER  
Attorney General

BY:   
JOHN R. BENTY  
Sr. Deputy Attorney General

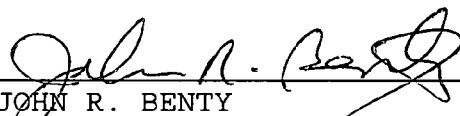
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Praecipe for Appearance was served upon the following counsel of record by mailing the same via first class mail, postage pre-paid, on May 7, 2001:

Michael Louik, Esq.  
MEYERS ROSEN LOUIK & PERRY, P.C.  
Suite 200 Frick Bldg.  
Pittsburgh, PA 15219-6003  
(Counsel for Plaintiff)

D. MICHAEL FISHER  
Attorney General

BY:

  
\_\_\_\_\_  
JOHN R. BENTY  
Sr. Deputy Attorney General



FILED

SEP 09 2001

MASSACHUSETTS

WILLIAM A. SHAW

PROSECUTOR

(Key)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THOMAS P. BEALL, Administrator  
of the Estate of Brian James  
Beall, Deceased,

CIVIL DIVISION

No. 2001-00364

Plaintiff,

vs.

DEPARTMENT OF CORRECTIONS OF THE  
COMMONWEALTH OF PENNSYLVANIA,  
JOHN M. McCULLOUGH, K. WILLIAM  
HYLBERT and JOHN DOES 1-3,  
Officials, Medical Providers  
and/or corrections officers  
at the State Correctional  
Institution at Houtzdale,

**PRAECIPE FOR RULE  
TO FILE COMPLAINT**

Defendants.

Filed on Behalf of Defendants  
Department of Corrections of  
The Commonwealth of Pennsylvania,  
John M. McCullough, K. William  
Hylbert and John Does 1-3,  
Officials, Medical Providers and/or  
Corrections Officers at the State  
Correctional Institution at  
Houtzdale

Counsel of Record:

**FILED**

MAY 09 2001

William A. Shaw  
Prothonotary

JOHN R. BENTY  
Sr. Deputy Attorney General  
Pa. I. D. #44606  
Office of Attorney General  
Tort Litigation Unit  
Manor Complex  
564 Forbes Avenue  
Pittsburgh, PA 15219  
(412) 565-3539

PRAECIPE FOR RULE TO FILE COMPLAINT

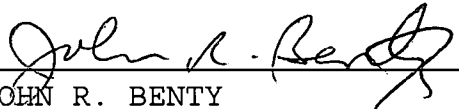
TO THE PROTHONOTARY:

Please issue a rule upon the plaintiff, Thomas P. Beall,  
Administrator of the Estate of Brian James Beall, Deceased, to  
file a Complaint within twenty (20) days or suffer Judgment of  
Non Pros sec. reg.

Respectfully Submitted,

D. MICHAEL FISHER  
Attorney General

BY:

  
JOHN R. BENTY  
Sr. Deputy Attorney General

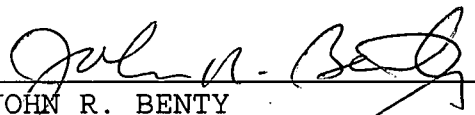
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Praecipe for Rule to File Complaint was served upon the following counsel of record by mailing the same via first class mail, postage pre-paid, on May 7, 2001:

Michael Louik, Esq.  
MEYERS ROSEN LOUIK & PERRY, P.C.  
Suite 200 Frick Bldg.  
Pittsburgh, PA 15219-6003  
(Counsel for Plaintiff)

D. MICHAEL FISHER  
Attorney General

BY:

  
\_\_\_\_\_  
JOHN R. BENTY  
Sr. Deputy Attorney General

FILED

MAY 09 2001

03:42 / Rule to

William A. Shaw

Prothonotary

*Atty Benth*

*Key*

COPY

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

Thomas P. Beall  
Brian James Beall Estate

Vs.  
Department Of Corrections  
John M. McCullough  
K. William Hylbert  
John Does 1-3

Case No. #2001-00364-CD

RULE TO FILE COMPLAINT

TO: Thomas P. Beall, Administrator of the Estate of Brian James Beall

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within twenty (20) days from service hereof, or a judgment of non pros may be entered against you.

\_\_\_\_\_  
William A. Shaw, Prothonotary

Dated: May 9, 2001

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 10842

BEALL, THOMAS P., ADM. Of estate of Brian James Beall, deceased

01-364-CD

VS.

DEPARTMENT OF CORRECTIONS OF THE COMMONWEALTH OF PA. AI

SUMMONS

**SHERIFF RETURNS**

---

NOW APRIL 3, 2001 AT 1:36 PM DST SERVED THE WITHIN SUMMONS ON  
DEPARTMENT OF CORRECTIONS OF THE COMMONWEALTH OF PENNSYLVANIA  
AT EMPLOYMENT, SCI HOUTZDALE, S.R. 2007, HOUTZDALE, CLEARFIELD COUNTY,  
PENNSYLVANIA BY HANDING TO SGT. HORTON, P.I.C. A TRUE AND ATTESTED  
COPY OF THE ORIGINAL SUMMONS AND MADE KNOWN TO HIM THE CONTENTS  
THEREOF.

SERVED BY: DAVIS/MORGILLO

NOW APRIL 3, 2001 AT 1:36 PM DST SERVED THE WITHIN SUMMONS ON JOHN M.  
MCCULLOUGH, DEFENDANT AT EMPLOYMENT, SCI HOUTZDALE, S.R. 2007,  
HOUTZDALE, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO SGT. HORTON,  
P.I.C. A TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS AND MADE KNOWN  
TO HIM THE CONTENTS THEREOF.

SERVED BY: DAVIS/MORGILLO

NOW APRIL 3, 2001 AT 1:36 PM DST SERVED THE WITHIN SUMMONS ON JOHN DOE  
#1, A MEDICAL PROVIDER OR CORRECTIONS OFFICER, DEFENDANT AT  
EMPLOYMENT, SCI HOUTZDALE, S.R. 2007, HOUTZDALE, CLEARFIELD COUNTY,  
PENNSYLVANIA BY HANDING TO SGT. HORTON A TRUE AND ATTESTED COPY OF THE  
ORIGINAL SUMMONS AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: DAVIS/MORGILLO

NOW APRIL 3, 2001 AT 1:36 PM DST SERVED THE WITHIN SUMMONS ON JOHN DOE  
#2, A MEDICAL PROVIDER OR CORRECTIONS OFFICER, DEFENDANT AT  
EMPLOYMENT, SCI HOUTZDALE, S.R. 2007, HOUTZDALE, CLEARFIELD COUNTY,  
PENNSYLVANIA BY HANDING TO SGT. HORTON A TRUE AND ATTESTED COPY OF  
THE ORIGINAL SUMMONS AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: DAVIS/MORGILLO.

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 10842

BEALL, THOMAS P., ADM. Of estate of Brian James Beall, deceased

01-364-CD

VS.

DEPARTMENT OF CORRECTIONS OF THE COMMONWEALTH OF PA. AI

SUMMONS

**SHERIFF RETURNS**

---

NOW APRIL 3, 2001 AT 1:36 PM DST SERVED THE WITHIN SUMMONS ON JOHN DOE #3, A MEDICAL PROVIDER OR CORRECTIONS OFFICER, DEFENDANT AT EMPLOYMENT, SCI HOUTZDALE, S.R. 2007, HOUTZDALE, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO SGT. HORTON A TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS AND MADE KNOWN TO HIM THE CONTENTS THEREOF. SERVED BY: DAVIS/MORGILLO.

NOW APRIL 5, 2001, DENNY NAU, SHERIFF OF CENTRE COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON K. WILLIAM HYLBERT, DEFENDANT.

NOW APRIL 10, 2001 SERVED THE WITHIN SUMMONS ON K. WILLIAM HYLBERT, DEFENDANT BY DEPUTIZING THE SHERIFF OF CENTRE COUNTY. THE RETURN OF SHERIFF NAU IS HERETO ATTACHED AND MADE A PART OF THIS RETURN STATING THAT HE SERVED LORI LETTIERE, AGENT FOR DEFENDANT.

NOW APRIL 2, 2001 JOHN LOTWICK, SHERIFF OF DAUPHIN COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON ATTORNEY GENERAL, DEFENDANT.



In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 10842

BEALL, THOMAS P., ADM. Of estate of Brian James Beall, deceased

01-364-CD

VS.

DEPARTMENT OF CORRECTIONS OF THE COMMONWEALTH OF PA. AI

SUMMONS

SHERIFF RETURNS

NOW APRIL 11, 2001 SERVED THE WITHIN SUMMONS ON ATTORNEY GENERAL,  
DEFENDANT BY DEPUTIZING THE SHERIFF OF DAUPHIN COUNTY. THE RETURN  
OF SHERIFF LOTWICK IS HERETO ATTACHED AND MADE A PART OF THIS RETURN  
STATING THAT HE SERVED CATHY STEHMAN, EX. SEC.

Return Costs

Cost	Description
81.91	SHFF. HAWKINS PAID BY: <i>atty</i>
25.50	SHFF. LOTWICK PAID BY: ATTY.
32.00	SHFF. NAU PAID BY: ATTY.
70.00	SURCHARGE PAID BY: ATTY.

FILED

MAY 11 2001

0111:09 am  
William A. Shaw  
Prothonotary *ED*

Sworn to Before Me This

*11th* Day Of *May* 2001  
*William A. Shaw*

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

So Answers,

*Chester A. Hawkins*  
*by Marilyn Harris*

Chester A. Hawkins  
Sheriff

# SHERIFF'S OFFICE

## CENTRE COUNTY

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

1596  
C-10842

SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN		INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. please type or print legibly. Do Not detach any copies.	
1. Plaintiff(s) <u>Adm. of the Estate of Brian Thomas P. Beall, James Beall, Deceased</u>		2. Case Number <u>01-364-CD</u>	
3. Defendant(s) <u>K. William Hybert</u>		4. Type of Writ or Complaint: <u>Writ of Summons</u>	
SERVE → AT { 5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levied, Attached or Sold. <u>K. William Hybert</u> 6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code) <u>3939 S. Atherton Street, State College, PA 16801</u>			
7. Indicate unusual service: <input type="checkbox"/> Reg Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Deputize <input type="checkbox"/> Post <input type="checkbox"/> Other			
Now, <u>20</u> I SHERIFF OF CENTRE COUNTY, PA., do hereby deputize the Sheriff of <u>Centre</u> County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff. <u>Sheriff of Centre County</u>			
8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE			

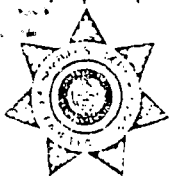
**NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN** - Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.

9. Print/Type Name and Address of Attorney/Originator	10. Telephone Number	11. Date
	12. Signature	

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE										
13. I acknowledge receipt of the writ or complaint as indicated above.		SIGNATURE of Authorized CCSD Deputy of Clerk and Title			14. Date Filed		15. Expiration/Hearing Date			
<b>TO BE COMPLETED BY SHERIFF</b>										
16. Served and made known to <u>Lori Lettiere</u> , on the <u>10</u> day of <u>April</u> , 20 <u>01</u> , at <u>10:48</u> o'clock, <u>A</u> m., at <u>Same as above</u> , County of Centre Commonwealth of Pennsylvania, in the manner described below: <input type="checkbox"/> Defendant(s) personally served. <input type="checkbox"/> Adult family member with whom said Defendant(s) resides(s). Relationship is _____ <input type="checkbox"/> Adult in charge of Defendant's residence. <input type="checkbox"/> Manager/Clerk of place of lodging in which Defendant(s) resides(s). <input checked="" type="checkbox"/> Agent or person in charge of Defendant's office or usual place of business. <input type="checkbox"/> _____ and officer of said Defendant company. <input type="checkbox"/> Other _____										
On the _____ day of _____, 20 _____, at _____ o'clock, _____ M. Defendant not found because: <input type="checkbox"/> Moved <input type="checkbox"/> Unknown <input type="checkbox"/> No Answer <input type="checkbox"/> Vacant <input type="checkbox"/> Other _____										
Remarks:										
Advance Costs	Docket	Service	Sur Charge	Affidavit	Mileage	Postage	Misc.	Total Costs	Costs Due or (Refund)	
\$75.00	9.00	9.00	0	2.50	9.00	.50	2.00	\$32.00	\$43.00	
17. AFFIRMED and subscribed to before me this <u>12</u> day of <u>April</u> 20 <u>01</u> <u>Carenne Peters</u> Notary Public				So Answer.			18. Signature of Dep. Sheriff <u>Michael P. Kahlisch</u>			19. Date <u>4/11/01</u>
				21. Signature of Sheriff			22. Date			
<b>SHERIFF OF CENTRE COUNTY</b>										
Amount Pd. _____ Page _____										
24. I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE OF ALL INFORMATION AND TITLE									25. Date Received	

Notarial Seal  
My Commission Expires \_\_\_\_\_  
Carenne Peters, Notary Public  
Bellefonte, Centre County, PA  
Member, Pennsylvania Association of Notaries

White - Prothonotary Canary - Attorney



CHESTER A. HAWKINS  
SHERIFF

# Sheriff's Office Clearfield County

SUITE 116  
1 NORTH SECOND STREET - COURTHOUSE  
CLEARFIELD, PENNSYLVANIA 16830

#594  
OFFICE (814) 765-2641  
AFTER 4:00 P.M. (814) 765-1533  
CLEARFIELD COUNTY FAX  
(814) 765-6089

DARLENE SHULTZ  
CHIEF DEPUTY

MARGARET PUTT  
OFFICE MANAGER

MARILYN HAMM  
DEPT. CLERK

PETER F. SMITH  
SOLICITOR

## DEPUTATION

### IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THOMAS P. BEALL, Adm. of the Estate  
of Brian James Beall, Deceased

NO. 01-364-CD

VS

ACTION: SUMMONS

DEPARTMENT OF CORRECTIONS al

SERVE BY: 4/11/01

Or

HEARING DATE:

SERVE: K. WILLIAM HYLBERT

ADDRESS: 3939 South Atherton St., State College, Pa. 16801

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby deputize the SHERIFF of CENTRE COUNTY Pennsylvania to execute this writ.

This Deputation being made at the request and risk of the Plaintiff this 5th day of APRIL 2001.

Respectfully,

  
CHESTER A. HAWKINS  
SHERIFF OF CLEARFIELD COUNTY

MAKE REFUND PAYABLE TO:

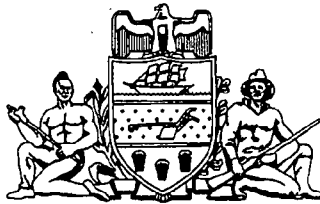
MEYERS, ROSEN, LOUIK & PERRY, Attorneys

Pg 1584 AA  
ed 76.00

# Office of the Sheriff

Mary Jane Snyder  
Real Estate Deputy

William T. Tully  
Solicitor



J. Daniel Basile  
Chief Deputy

Michael W. Rinehart  
Assistant Chief Deputy

Dauphin County  
Harrisburg, Pennsylvania 17101  
ph: (717) 255-2660 fax: (717) 255-2889

Jack Lotwick  
Sheriff

**Commonwealth of Pennsylvania** : BEALL THOMAS P ADMIN OF ESTATE OF BRIA  
vs  
**County of Dauphin** : ATTORNEY GENERAL

Sheriff's Return

No. 0930-T - - -2001

OTHER COUNTY NO. 01-364-CD

AND NOW: April 11, 2001 at 9:45AM served the within

SUMMONS upon  
ATTORNEY GENERAL by personally handing  
to CATHY STEHMAN, EXECUTIVE SECRETARY 1 true attested copy(ies)  
of the original SUMMONS and making known  
to him/her the contents thereof at STRAWBERRY SQUARE  
16TH FLOOR  
HBG, PA 17120-0000

Sworn and subscribed to  
before me this 12TH day of APRIL, 2001

*Stephen C. Parina*

PROTHONOTARY

So Answers,

*J R Lotwick*

Sheriff of Dauphin County, Pa.

By *Daniel Basile*

Deputy Sheriff

Sheriff's Costs: \$25.50 PD 04/04/2001

RCPT NO 148339

HERZOG



CHESTER A. HAWKINS  
SHERIFF

# Sheriff's Office Clearfield County

SUITE 116  
1 NORTH SECOND STREET - COURTHOUSE  
CLEARFIELD, PENNSYLVANIA 16830

OFFICE (814) 765-2641  
AFTER 4:00 P.M. (814) 765-1533

CLEARFIELD COUNTY FAX  
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DARLENE SHULTZ  
CHIEF DEPUTY

MARGARET PUTT  
OFFICE MANAGER

MARILYN HAMM  
DEPT. CLERK

PETER F. SMITH  
SOLICITOR

## DEPUTATION

### IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THOMAS P. BEALL, Adm. of Estate of  
Brian James Beall, Deceased

NO. 01-364-CD

VS

ACTION: SUMMONS

DEPARTMENT OF CORRECTIONS OF THE COMMONWEALTH  
OF PENNSYLVANIA al

SERVE BY: 4/11/01

Or

HEARING DATE:

SERVE: ATTORNEY GENERAL

ADDRESS: Office of Attorney General, 16th Floor, Strawberry Square  
Harrisburg, Pa. 17120

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby deputize the SHERIFF of DAUPHIN COUNTY Pennsylvania to execute this writ.

This Deputation being made at the request and risk of the Plaintiff this 2nd day of APRIL 2001.

Respectfully,

  
CHESTER A. HAWKINS,  
SHERIFF OF CLEARFIELD COUNTY

MAKE REFUND PAYABLE TO: Meyers, Rosen, Louik & Perry, Attorneys



**COUNTY OF DAUPHIN**  
HARRISBURG, PA.

**J. R. LOTWICK**  
SHERIFF OF DAUPHIN COUNTY

**OFFICIAL RECEIPT**

RECEIPT NUMBER...148339  
RECEIVED FROM...MEYERS, ROSEN, LOUIK  
DESCRIPTION.....( 1) CIVIL ACTION-NOTICE  
DOCKET NUMBER....0930T 2001  
DEFENDANT.....ATTORNEY GENERAL

RECEIPT DATE...04/04/2001

OPERATOR.....MSV

COUNTY.....\*\*\*\*\*23.00  
STATE.....\*\*\*\*\*00  
AGENCY.....\*\*\*\*\*2.50  
TOTAL.....\*\*\*\*\*25.50

CASH.....\*\*\*\*\*00  
CHECK.....\*\*\*\*\*25.50

RECD. BY

*J. R. Lotwick*

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THOMAS P. BEALL, Administrator  
of the Estate of BRIAN JAMES  
BEALL, Deceased,

Plaintiff,

vs.

DEPARTMENT OF CORRECTIONS  
OF THE COMMONWEALTH  
OF PENNSYLVANIA;  
JOHN McCULLOUGH;  
K. WILLIAM HYLBERT; and  
JOHN DOES 1-3, officials, medical  
providers and/or corrections officers at the  
State Correctional Institution at Houtzdale,

Defendants.

CIVIL DIVISION

No. 2001-00364-CD

**PRAECIPE FOR DISCONTINUANCE**

Filed on behalf of PLAINTIFF

Counsel of record for this party:

MICHAEL LOUIK, ESQUIRE  
Pa. I.D. #00788

MEYERS ROSEN  
LOUIK & PERRY, P.C.  
Firm No. 020

Suite 200, The Frick Building  
Pittsburgh, PA 15219  
(412) 281-4200

**FILED**

JUL 09 2001

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL DIVISION

THOMAS P. BEALL, Administrator	)	No. 2001-00364-CD
of the Estate of BRIAN JAMES	)	
BEALL, Deceased,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	
	)	
DEPARTMENT OF CORRECTIONS	)	
OF THE COMMONWEALTH	)	
OF PENNSYLVANIA;	)	
JOHN McCULLOUGH;	)	
K. WILLIAM HYLBERT; and	)	
JOHN DOES 1-3, officials, medical	)	
providers and/or corrections officers at the	)	
State Correctional Institution at Houtzdale,	)	
	)	
Defendants.	)	

PRAECIPE FOR DISCONTINUANCE

TO: PROTHONOTARY OF CLEARFIELD COUNTY

Pursuant to Pa.R.C.P. No. 229(a), kindly discontinue the above-captioned action against all defendants and mark the docket accordingly.

MEYERS ROSEN LOUIK & PERRY, P.C.

By



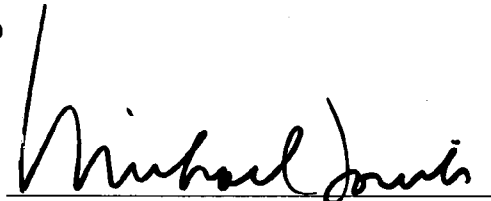
Michael Louik, Esquire  
Attorneys for Plaintiff



**CERTIFICATE OF SERVICE**

I, the undersigned counsel, hereby certify that the foregoing PRAECIPE FOR  
DISCONTINUANCE has been served upon all counsel of record by forwarding a certified  
copy, this \_\_\_\_\_ day of \_\_\_\_\_, 2001.

John R. Benty, Esquire  
Sr. Deputy Attorney General  
Office of Attorney General  
Tort Litigation Unit  
Manor Complex  
564 Forbes Avenue  
Pittsburgh, PA 15219

  
\_\_\_\_\_  
Michael Louik, Esquire  
Attorney for Plaintiff

**IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA**

**CIVIL DIVISION**

**Thomas P. Beall  
Brian James Beall Estate**

**Vs.**

**No. 2001-00364-CD**

**Department Of Corrections  
John M. McCullough  
K. William Hylbert  
John Does 1-3**

**CERTIFICATE OF DISCONTINUATION**


Commonwealth of PA  
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on 7/9/01 marked:

Discontinue and Settle.

Record costs in the sum of \$80.00 have been paid in full by Mr. Michael Louik.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 9th day of July A.D. 2001.



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William A. Shaw, Prothonotary