

01-628-cd  
PAUL VRIELENCK et al -vs- BRUNIE R. HORCHEN  
et al

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS  
Clearfield County, Pennsylvania  
JUDICIAL DISTRICT

46th

NOTICE OF APPEAL

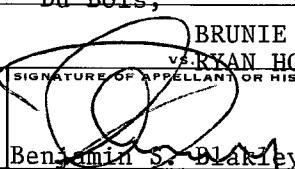
FROM  
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

01-628-CO

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.

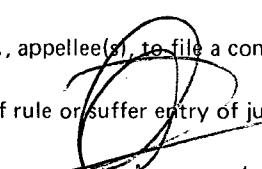
NAME OF APPELLANT <u>t/d/b/a HORCHEN'S CABINETRY AND FINE WOODWORKING</u>	MAG. DIST. NO. OR NAME OF D.J. <u>46-3-01</u>
ADDRESS OF APPELLANT <u>305 Aspen Way, PA 15801</u>	CITY STATE ZIP CODE
DATE OF JUDGMENT <u>04/03/01</u>	IN THE CASE OF (Plaintiff) <u>PAUL VRIELYNCK</u>
CLAIM NO. <u>CV 00 000048-01</u>	IN THE CASE OF (Defendant) <u>BRUNIE R. HORCHEN, DUSTIN J. HORCHEN &amp; RYAN HORCHEN t/d/b/a HORCHEN'S CABINETRY AND FINE WOODWORKING</u>
LT 19	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT  <u>Benjamin S. Blakley, III, Esquire</u>
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

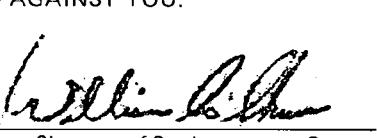
Enter rule upon PAUL VRIELYNCK t/d/b/a P.V. TRADING, appellee(s), to file a complaint in this appeal  
(Name of appellee(s))  
(Common Pleas No. 01-628-CO) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

  
Signature of appellant or his attorney or agent

RULE: To PAUL VRIELYNCK t/d/b/a P.V. TRADING, 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: May 1, 2001

  
Signature of Prothonotary or Deputy

**FILED**

May 01 2001

W. Tom A. Shaw  
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\_\_\_\_\_.



COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**

Telephone: **(814) 371-5321** 15801

**HORCHEN'S CABINTRY & FINE WOOD**  
**303 ASPEN WAY**  
**DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT**  
**CIVIL CASE**

PLAINTIFF: NAME and ADDRESS

**VRIEELYNCK, PAUL**  
**1349 TREASURE LAKE**  
**T/D/B/A P.V. TRADING**  
**DUBOIS, PA 15801**

VS.

DEFENDANT: NAME and ADDRESS

**HORCHEN, BRUNIE, ET AL.**  
**305 ASPEN WAY**  
**IDBA HORCHEN'S CABINTRY**  
**DUBOIS, PA 15801**

Docket No.: **CV-0000048-01**  
Date Filed: **2/08/01**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **VRIEELYNCK, PAUL**

Judgment was entered against: (Name) **HORCHEN, BRUNIE**

in the amount of \$ **8,121.50** on: (Date of Judgment) **4/03/01**

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	\$ <b>8,000.00</b>
Judgment Costs	\$ <b>121.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
Total	\$ <b>8,121.50</b>
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.

4-3-01 Date Patrick N. Ford - PNF, 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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: **46-3-01**  
DJ Name: Hon.  
Address: **PATRICK N. FORD**  
**309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**  
Telephone: **(814) 371-5321** **15801**

**HORCHEN'S CABINERY & FINE WOOD**  
**303 ASPEN WAY**  
**DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS

**VRIELYNCK, PAUL**  
**1349 TREASURE LAKE**  
**T/D/B/A P.V. TRADING**  
**DUBOIS, PA 15801**

VS.

DEFENDANT: NAME and ADDRESS

**HORCHEN, BRUNIE, ET AL.**  
**305 ASPEN WAY**  
**IDBA HORCHEN'S CABINTRY**  
**DUBOIS, PA 15801**

Docket No.: **CV-0000048-01**  
Date Filed: **2/08/01**



**THIS IS TO NOTIFY YOU THAT:**

Judgment: **DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **VRIELYNCK, PAUL**

Judgment was entered against: (Name) **HORCHEN, DUSTIN**

in the amount of \$ **8,121.50** on: (Date of Judgment) **4/03/01**

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	\$ <b>8,000.00</b>
Judgment Costs	\$ <b>121.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>8,121.50</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
=====	
<b>Certified Judgment Total</b> \$ _____	

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.

4-3-01 Date Patrick N. Ford - PNF, 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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**  
Telephone: **(814) 371-5321**

**15801**

**HORCHEN'S CABINETRY & FINE WOOD**  
**303 ASPEN WAY**  
**DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT**  
**CIVIL CASE**

PLAINTIFF: NAME and ADDRESS

**VRIEYLNCK, PAUL**  
**1349 TREASURE LAKE**  
**T/D/B/A P.V. TRADING**  
**DUBOIS, PA 15801**

VS.

DEFENDANT: NAME and ADDRESS

**HORCHEN, BRUNIE, ET AL.**  
**305 ASPEN WAY**  
**IDBA HORCHEN'S CABINTRY**  
**DUBOIS, PA 15801**

Docket No.: **CV-0000048-01**  
Date Filed: **2/08/01**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

Judgment was entered for: (Name) **VRIEYLNCK, PAUL**

Judgment was entered against: (Name) **HORCHEN, RYAN**

in the amount of \$ **8,121.50** on: (Date of Judgment) **4/03/01**

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	\$ <b>8,000.00</b>
Judgment Costs	\$ <b>121.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
Total	\$ <b>8,121.50</b>
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.

43-01 Date Patrick N. Ford-PNF, 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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**

Telephone: **(814) 371-5321 15801**

**HORCHEN'S CABINETRY & FINE WOOD**  
**303 ASPEN WAY**  
**DUBOIS, PA 15801**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

FOR PLAINTIFF

Judgment was entered for: (Name) **VRIELYNCK, PAUL**

Judgment was entered against: (Name) **HORCHEN'S CABINETRY & FINE WOOD**

in the amount of \$ 8,121.50 on: (Date of Judgment) 4/03/01

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	\$ <b>8,000.00</b>
Judgment Costs	\$ <b>121.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	<b>\$ 8,121.50</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total</b> \$ _____	

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.

4-3-01 Date Patrick N. Ford - PNF, 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

FILED

MAY 01 2001

*cc'd*  
D. O. O. G. / Getty Blakley  
William A. Shaw  
Prothonotary  
pd. \$80.00

*cc to Getty Blakley*

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

PAUL VRIELYNCK t/a/b/a P.V. TRADING INC	
7000 1670 0000 4738 0362	
PAUL VRIELYNCK	• 3.4
Postage	\$ 1.90
Certified Fee	1.50
Return Receipt Fee	(Endorsement Required)
Endorsement Delivery Fee	(Endorsement Required)
Endorsement Fee	(Endorsement Required)
Total Postage & Fees	\$ 3.74

DU BOIS, PA 15801  
Postmark Here  
MAY 2 2001  
USPS

See Reverse for Instructions

On Side B of Form  
DU 2001

Use Form 3801, February 2000

**Certified Mail Provides:**

- A mailing receipt
- A unique id.

**mailing receipt** **Provides:**

- A unique identifier for your mailpiece
- A signature upon delivery
- Important Reminders:**
  - Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
  - NO INSURANCE is available for any class of International mail.
  - For an additional fee, a Return Receipt or Registered Mail is PROVIDED with International mail.
  - To obtain a Return Receipt or Registered Mail, a duplicate mailpiece to the article and a fee is required.
  - For an additional fee, a Return Receipt and a fee is required.

**Important Reminders:**

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- NO INSURANCE is available for any class of International mail.
- For an additional fee, a Return Receipt or Registered Mail is PROVIDED with International mail.
- To obtain a Return Receipt or Registered Mail, a duplicate mailpiece to the article and a fee is required.
- For an additional fee, a Return Receipt and a fee is required.

**Important:** **Save this receipt and present it when mailing an inquiry.**

Form 3800, February 2000 (Reverse)

102585-9a

102595.00  
Inquiry.



## Classification Mail Provides:

-26301

**IMPORTANT: Save this Receipt until  
July 30, 2003 (Reverse)**

IMPAIRMENT: SECTION 2000 February 2000 (Reverse)

## 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 CLEARFIELD ss

AFFIDAVIT: I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. 01-628-C, upon the District Justice designated therein on (date of service) May 2, 2001  by personal service  by (certified) xxxxxxxx mail, sender's receipt attached hereto, and upon the appellee, (name) PAUL VRIELYNCK t/d/b/a P.V. TRADING on May 2, 2001  by personal service  by (certified) xxxxxxxx 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 May 2, 2001  by personal service  by (certified) xxxxxxxx mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME  
THIS 2nd DAY OF May, 2001

Kristin D. Duttry  
Signature of official before whom affidavit was made

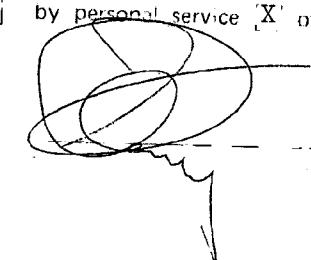
Notary Public

Title of official

My commission expires on January 30

Notarial Seal	
Kristin D. Duttry, Notary Public	
DuBois, Clearfield County	
My Commission Expires Jan. 30, 2001	

Signature of affiant



FILED

MAY 03 2001

REC'D 5/20/01 MCC

William A. Shaw

Prothonotary

GRS

## COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS  
**Clearfield County, Pennsylvania**  
 JUDICIAL DISTRICT

46th

## NOTICE OF APPEAL

FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS NO.

01-628-CD

## 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.		
<b>BRUNIE R. HORCHEN, DUSTIN J. HORCHEN, RYAN HORCHEN, t/d/b/a HORCHEN'S CABINETRY AND FINE WOODWORKING</b>		46-3-01		
ADDRESS OF APPELLANT		CITY	STATE	ZIP CODE
305 Aspen Way, DATE OF JUDGMENT		Du Bois,	PA	15801
04/03/01 CLAIM NO.		IN THE CASE OF (Plaintiff) <b>PAUL VRIELYNCK</b> t/d/b/a P.V. TRADING		
CV <b>X</b> 0000048-01 LT 19		VS <b>BRUNIE R. HORCHEN, DUSTIN J. HORCHEN &amp; RYAN HORCHEN t/d/b/a HORCHEN'S CABINETRY AND FINE WOODWORKING</b>		
		Defendant SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <b>Benjamin S. Blakley, III, Esquire</b>		
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p><i>Signature of Prothonotary or Deputy</i></p>				
<p>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.</p>				

## 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 **PAUL VRIELYNCK t/d/b/a P.V. TRADING**, appellee(s) to file a complaint in this appeal  
*Name of appellee(s)*

(Common Pleas No. **01-628-CD**) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

*Signature of appellant or his attorney or agent*

RULE: To **PAUL VRIELYNCK t/d/b/a P.V. TRADING**, 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: **4 May 1, 2001**

*Signature of Prothonotary or Deputy*  
 I hereby certify this to be a true  
 and attested copy of the original  
 statement filed in this case.

**MAY 01 2001**

Attest.

*William L. Ober*  
 Prothonotary

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: CLEARFIELD

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORD  
Address: 309 MAPLE AVENUE  
P.O. BOX 452  
DUBOIS, PA  
Telephone: (814) 371-5321 15801

PATRICK N. FORD  
309 MAPLE AVENUE  
P.O. BOX 452  
DUBOIS, PA 15801

NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE

PLAINTIFF: NAME and ADDRESS

VRIELYNCK, PAUL  
1349 TREASURE LAKE  
T/D/B/A P.V. TRADING  
DUBOIS, PA 15801

DEFENDANT: NAME and ADDRESS

HORCHEN, BRUNIE, ET AL.  
305 ASPEN WAY  
IDBA HORCHEN'S CABINTRY  
DUBOIS, PA 15801

Docket No.: CV-0000048-01  
Date Filed: 2/08/01



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

01-628-CJ

Judgment was entered for: (Name) VRIELYNCK, PAUL

Judgment was entered against: (Name) HORCHEN, BRUNIE

in the amount of \$ 8,121.50 on: (Date of Judgment) 4/03/01

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	\$ 8,000.00
Judgment Costs	\$ 121.50
Interest on Judgment	\$ .00
Attorney Fees	\$ .00
<b>Total</b>	<b>\$ 8,121.50</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total \$</b>	

**FILED**

MAY 11 2001

m1335/ncc

William A. Shaw  
Prothonotary

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.

4301 Date Patrick N. Ford - PNF, 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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**

Telephone: **(814) 371-5321** 15801

**PATRICK N. FORD**  
**309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS

**VRIELYNCK, PAUL**  
**1349 TREASURE LAKE**  
**T/D/B/A P.V. TRADING**  
**DUBOIS, PA 15801**

VS.

DEFENDANT: NAME and ADDRESS

**HORCHEN, BRUNIE, ET AL.**  
**305 ASPEN WAY**  
**IDBA HORCHEN'S CABINTRY**  
**DUBOIS, PA 15801**

Docket No.: **CV-0000048-01**

Date Filed: **2/08/01**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **VRIELYNCK, PAUL**

Judgment was entered against: (Name) **HORCHEN, DUSTIN**

in the amount of \$ **8,121.50** on: (Date of Judgment) **4/03/01**

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	\$ <b>8,000.00</b>
Judgment Costs	\$ <b>121.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>8,121.50</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
=====	
<b>Certified Judgment Total</b> \$ _____	

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.

4-3-01 Date Patrick N. Ford - PNF, 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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**  
Telephone: **(814) 371-5321**

**15801**

**PATRICK N. FORD**  
**309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

**VRIELYNCK, PAUL**  
**1349 TREASURE LAKE**  
**T/D/B/A P.V. TRADING**  
**DUBOIS, PA 15801**

NAME and ADDRESS

DEFENDANT:

**HORCHEN, BRUNIE, ET AL.**  
**305 ASPEN WAY**  
**IDBA HORCHEN'S CABINTRY**  
**DUBOIS, PA 15801**

NAME and ADDRESS

Docket No.: **CV-0000048-01**  
Date Filed: **2/08/01**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

Judgment was entered for: (Name) **VRIELYNCK, PAUL**

Judgment was entered against: (Name) **HORCHEN, RYAN**

in the amount of \$ **8,121.50** on:

(Date of Judgment) **4/03/01**

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	\$ <b>8,000.00</b>
Judgment Costs	\$ <b>121.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>8,121.50</b>

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

<b>Certified Judgment Total</b>	\$ _____
---------------------------------	----------

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.

4-3-01 Date Patrick N. Ford - PNF, 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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**

Telephone: **(814) 371-5321** **15801**

**PATRICK N. FORD**  
**309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF: **VRIELYNCK, PAUL** NAME and ADDRESS

**1349 TREASURE LAKE**  
**T/D/B/A P.V. TRADING**  
**DUBOIS, PA 15801**

VS.

DEFENDANT: **HORCHEN, BRUNIE, ET AL.** NAME and ADDRESS

**305 ASPEN WAY**  
**IDBA HORCHEN'S CABINTRY**  
**DUBOIS, PA 15801**

Docket No.: **CV-0000048-01**  
Date Filed: **2/08/01**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

Judgment was entered for: (Name) **VRIELYNCK, PAUL**

Judgment was entered against: (Name) **HORCHEN'S CABINTRY & FINE WOOD**

in the amount of \$ **8,121.50** on: (Date of Judgment) **4/03/01**

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	\$ <b>8,000.00</b>
Judgment Costs	\$ <b>121.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	<b>\$ 8,121.50</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
=====	
<b>Certified Judgment Total</b> \$ _____	

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.

4-3-01 Date Patrick N. Ford-PDF, 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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

**CIVIL COMPLAINT**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**

Address: **109 NORTH BRADY STREET  
P.O. BOX 452  
DUBOIS, PA 15801**  
Telephone: **(814) 371-5321**

**PLAINTIFF:**

NAME and ADDRESS

Paul Vrielynck t/d/b/a P.V. Trading  
1349 T.L.  
DuBois, PA 15801

**VS.**

**DEFENDANT:**

NAME and ADDRESS

Brunie R. Horchen, Dustin J. Horchen &  
Ryan Horchen, t/d/b/a Horchen's Cabinetry  
and Fine Woodworking  
303 Aspen Way, Dubois, PA 15801

Docket No.: **CV 48-01**  
Date Filed:



	AMOUNT	DATE PAID
FILING COSTS	\$ <u>121.50</u>	/ /
SERVING COSTS	\$ _____	/ /
TOTAL	\$ _____	/ /

TO THE DEFENDANT: The above named plaintiff(s) asks judgment against you for \$ 8,000.00 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

Defendants were hired to rip, chop, sort and bundle Prime and Common/Select oak wood strips for export. The wood was provided to defendants by plaintiff. Work done by defendants was defective causing the following damages: allowance required to customer in Spain (Koala) due to shipment of container load not properly sorted as to size and quality \$1,825.00; bundles too high and too wide, cost to resort and rebundle \$125.00; strips requiring re-ripping and re-stacking \$640.00; two container loads are burnt on the edges resulting in a product that is worth \$7,647.50 less than if not burnt. Total damages are \$10,240.50 plus costs and interest from 11/01/00 but plaintiff will accept \$8,000.00 plus costs and interest from 11/01/00 if matter can be settled at District Justice level

I, VRIEYNNCK PA JACKIE verify that the facts set forth in this complaint are true and correct to the best of my knowledge, information, and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C.S. § 4904) related to unsworn falsification to authorities.

Paul - J Vrielynck  
(Signature of Plaintiff or Authorized Agent)

Plaintiff's Attorney: Timothy E. Durant, Esq.

Address:

1349 Treasure Lake

Telephone: 814-765-1711

Dubois, PA 15801

IF YOU INTEND TO ENTER A DEFENSE TO THIS COMPLAINT, NOTIFY THIS OFFICE IMMEDIATELY AT THE ABOVE TELEPHONE NUMBER. YOU MUST APPEAR AT THE HEARING AND PRESENT YOUR DEFENSE. UNLESS YOU DO, JUDGMENT WILL BE ENTERED AGAINST YOU BY DEFAULT.

If you have a claim against the plaintiff which is within district justice jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five (5) days before the date set for the hearing. If you have a claim against the plaintiff which is not within district justice jurisdiction, you may request information from this office as to the procedures you may follow. If you are disabled and require assistance, please contact the Magisterial District office at the address above.

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

PAUL G. VRIELYNCK, t/d/b/a  
P.V. Trading  
Plaintiff

\*  
\*  
\*  
\*  
\*

No. 01-628-CD

VS.

BRUNIE HORCHEN, DUSTIN  
HORCHEN and RYAN HORCHEN,  
t/d/b/a HORCHEN'S CABINETRY  
& FINE WOODWORKING  
Defendants

\*  
\*  
\*  
\*  
\*

Code: Civil

Type of Pleading: Complaint

Filed on behalf of  
Plaintiff:

PAUL G. VRIELYNCK, t/d/b/a  
P.V. Trading

Counsel of Record for this  
party:

TIMOTHY E. DURANT, ESQUIRE  
Pa. I. D. No. 21352  
201 North Second Street  
Clearfield, PA 16830  
(814) 765-1711

Opposing Counsel:

BENJAMIN S. BLAKLEY, III, ESQ.  
Blakely, Jones & Mohney  
90 Beaver Drive, Box-6  
DuBois, PA 15801  
(814) 371-2730

FILED

MAY 23 2001

William A. Shaw  
Prothonotary

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

PAUL G. VRIELYNCK, t/d/b/a	*
P.V. Trading	*
Plaintiff	*
	*
VS.	*
	No. 01-628-CD
	*
BRUNIE HORCHEN, DUSTIN	*
HORCHEN and RYAN HORCHEN,	*
t/d/b/a HORCHEN'S CABINETRY	*
& FINE WOODWORKING	*
Defendants	*

**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 and Notice are 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 a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint and for any other claims or relief 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 and Market Streets  
Clearfield, PA 16830  
(814) 765-2641, Ext. 5982

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

PAUL G. VRIEYLNCK, t/d/b/a	*
P.V. Trading	*
	*
Plaintiff	*
	*
	*
VS.	*
	No. 01-628-CD
	*
BRUNIE HORCHEN, DUSTIN	*
HORCHEN and RYAN HORCHEN,	*
t/d/b/a HORCHEN'S CABINETRY	*
& FINE WOODWORKING	*
Defendants	*
	*

C O M P L A I N T

AND NOW comes the Plaintiff, Paul G. Vrielynck, t/d/b/a P.V. Trading through his attorney, Timothy E. Durant, Esquire, and files the following Complaint:

1. The Plaintiff is Paul G. Vrielynck, t/d/b/a P.V. Trading, a sole proprietorship organized and existing under the laws of the Commonwealth of Pennsylvania, with its principal place of business at 1349 Treasure Lake, DuBois, Clearfield County, Pennsylvania 15801.

2. Defendants, Brunie Horchen, Dustin Horchen and Ryan Horchen are competent adult individuals t/d/b/a as Horchen's Cabinetry & Fine Woodworking a partnership doing business under the laws of the Commonwealth of Pennsylvania which at all times relevant to this complaint had its principal office and place of business located at 305 Aspen Way, Dubois, Clearfield County, PA 15801.

3. On or about March 6, 2000 parties entered into a contract whereby the Defendants jointly and severally by themselves and their servants or agents would rip, chop, sort and bundle Prime and Com-

mon/Select oak wood strips in accordance with standards provided by Plaintiff.

4. The wood which Defendants were to rip, chop, sort and bundle was supplied to them by Plaintiff. The Defendants knew the wood which they were to prepare as above stated was destined for overseas export.

5. A true and correct copy of the contract between Plaintiff and Defendants is attached hereto, made part hereof, and marked as Exhibit "A".

6. From February 2000 until September 2000 the Plaintiff paid to the Defendants a total of \$15,689.71 under the terms of the contract.

7. At some time following the signing of the contract by the parties, the Plaintiff discovered that the Defendants were working under Chapter 11 bankruptcy but continued to work with the Defendants on the assurance by the Defendants that they were working out their financial woes.

8. During the summer months of the year 2000 production by the Defendants started slowing down. The slow down was attributed by the Defendants to labor problems.

9. Near the end of July 2000 the Plaintiff tried to contact the Defendants on several occasions but was unable to reach them. After 3 or 4 days of attempts to reach defendants Plaintiff was notified that the Clearfield County Sheriff had padlocked the building and levied on the contents at the request of S & T Bank in DuBois (a creditor of defendants).

10. At the time of the actions by the Sheriff the building contained lumber and strips owned by the Plaintiff and valued in excess

of \$100,000.00.

11. A few days after the Sheriff's actions Plaintiff was informed, by Defendant Brunie Horchen, that the Defendants' financial problems were "straightened out" and that they would start working for the Plaintiff again on a full time basis.

12. On August 11, 2000 the Plaintiff received a phone call from the Defendants that the Plaintiff had until the end of August to get all of their lumber out of the building and that this was at the insistence of and entity named "Norcam", the lending company for the Defendants.

13. It was latter determined that the Defendants knew at the beginning of July 2000 that they were going to vacate the building. Defendants had given notice to the DuBois Redevelopment Authority of their intent to vacate the building on or about the beginning of July 2000.

14. On Monday August 14, 2000 Plaintiff met with Mr. Lance Marshall of the DuBois Redevelopment Authority who gave the Plaintiff 2 extra weeks to get its lumber out of section of the building occupied by the Defendants.

15. Defendants have jointly and severally damaged the plaintiff by the following actions:

- a. Providing misleading information to the Plaintiff, and
- b. Providing inconsistent and poor quality of work, and
- c. Failing to properly complete the work assigned, and
- d. Failing to process the lumber delivered in accordance with the contract of March 6, 2000, and

e. Their precipitous abandonment of Plaintiff's lumber in their former facility when they vacated it.

16. Plaintiff has suffered inter alia the following damages as a direct consequence of the defendants' actions or failures to act:

a. Two container loads of lumber which were found to have been burnt by defendants cutting were refused by Plaintiff's customers resulting in a \$7,647.50 loss in price,

b. Certain Oak strips had to be re-ripped and stacked after removal from Defendants' premises causing additional labor costs to plaintiff of \$640.00,

c. Two bundles were too high and too wide and had to be re-stacked at an additional labor cost to plaintiff of \$128.00,

d. Additional labor cost for loading and unloading lumber from the closed facility to the plaintiffs facility of \$640.00,

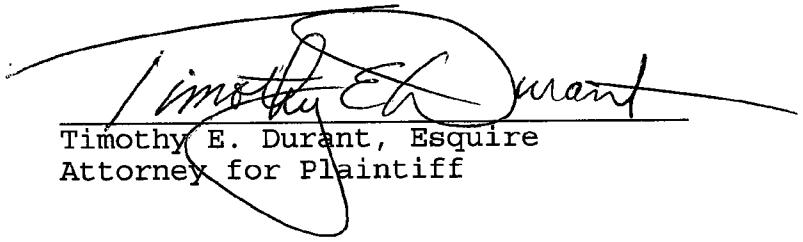
e. Rental cost of a fork lift for one week \$350.00,

f. Transportation costs to move lumber from the closed facility to the plaintiff's facility of \$850.00,

h. A customer in Spain (Koala) required an allowance of \$1,825.00 on his invoice due to a container load of wood not properly sorted as to size and quality of the boards.

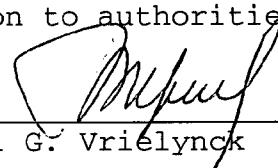
17. Plaintiff incurred filing expenses at the office of District Justice Patrick Ford in the total amount of \$121.50

WHEREFORE, Plaintiff demands judgment, jointly and severally, against the Defendants in the total amount of \$12,080.50 together with interest at the rate of 6% per annum from the date of breach, plus the costs of this suit.

  
\_\_\_\_\_  
Timothy E. Durant, Esquire  
Attorney for Plaintiff

DATED: May 22, 2001

I, Paul G. Vrielynck, verify that the statements made in this pleading are true and correct. Plaintiff understands that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.



---

Paul G. Vrielynck

Dated: 5-15-01

FILED 3cc  
OCT 23 2008  
MAY 23 2008  
Amy Swant  
SC  
William A. Shaw  
Prothonotary  
RE

FROM : PU INTERNATIONAL  
09/20/2000 11:18 8143715028

FAX NO. : 8143724549  
PV TRADING

Sep. 20 2000 11:26AM P3

PAGE 02

FROM : PU INTERNATIONAL

FAX NO. : 8143724549

Aug 29 2000 01:29PM P1

# P.V. TRADING

1349 Treasure Lake, Dubois, PA. 15801 U.S.A.

Phone: 814-371-5858  
Fax: 814-371-5020

Quality Pennsylvania Hardwoods & White Oak Strips

To: Horchen's Cabinetry & Fine Woodworking Ref. : A-306  
Attn: Mr. Brunie R. Horchen & Sons Date : 3/6/00

Dear Sirs,

The following is an contractual agreement between Horchen's Cabinetry & Fine Woodworking and P.V. Trading.

Contract includes the following services:  
P.V. Trading will bring to Horchen's Cabinetry & Fine Woodworking White Oak purchased by P.V. Trading.

Services include: straight line ripping White Oak as specified by P.V. Trading. Sorting to width and sorting to lengths as specified by P.V. Trading.

Horchen's Cabinetry & Fine Woodworking will also export prepare the lumber that has been ripped two edges. This includes the above sorting as well as end painting each individual pack, painting of logo (on packs specified by P.V. Trading), banding each individual pack and loading of containers brought in by P.V. Trading's outside contract carriers.

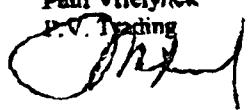
Banding material, which includes a bander, crimper and banding straps will be provided by P.V. Trading. Also, P.V. Trading will provide a paint spray gun, paint and logo.

Price: 1) \$70 per thousand board feet for ripping two edges P.V. Trading's own lumber.  
2) Additional \$40 per thousand board feet any prime strips prepared and sorted by Horchen's Cabinetry & Fine Woodworking.  
3) \$100 per load for any resorting and repacking of lumber brought in by P.V. Trading that has already been ripped.

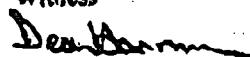
P.V. Trading will pick up each load within a reasonable time frame.

Sincerely,

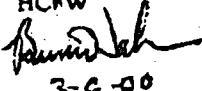
Paul Vrielynck  
P.V. Trading



Dean Harman  
Witness

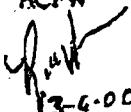


Brunie Horchen  
HCFW



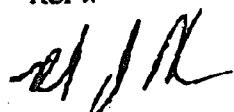
3-6-00

Ryan Horchen  
HCFW



3-6-00

Dustin Horchen  
HCFW



3-6-00

EXHIBIT "A" Pg. 1 of 1

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

PAUL G. VRIEYLNCK, t/d/b/a  
P.V. Trading  
Plaintiff

\*  
\*  
\*  
\*  
\*

No. 01-628-CD

VS.

BRUNIE HORCHEN, DUSTIN  
HORCHEN and RYAN HORCHEN,  
t/d/b/a HORCHEN'S CABINETRY  
& FINE WOODWORKING  
Defendants

\*  
\*  
\*  
\*  
\*  
\*

Code: Civil

Type of Pleading:  
Affidavit Of Service

Filed on behalf of  
Plaintiff:

PAUL G. VRIEYLNCK, t/d/b/a  
P.V. Trading

Counsel of Record for this  
party:

TIMOTHY E. DURANT, ESQUIRE  
Pa. I. D. No. 21352  
201 North Second Street  
Clearfield, PA 16830  
(814) 765-1711

FILED

MAY 24 2001  
01150/NOCC  
William A. Shaw  
Prothonotary

Opposing Counsel:

BENJAMIN S. BLAKLEY, III, ESQ.  
Blakely, Jones & Mohney  
90 Beaver Drive, Box-6  
DuBois, PA 15801  
(814) 371-2730

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

PAUL G. VRIELYNCK, t/d/b/a \*  
P.V. Trading \*  
Plaintiff \*  
\*  
VS. \* No. 01-628-CD  
\*  
BRUNIE HORCHEN, DUSTIN \*  
HORCHEN and RYAN HORCHEN, \*  
t/d/b/a HORCHEN'S CABINETRY \*  
& FINE WOODWORKING \*  
Defendants \*

**AFFIDAVIT OF SERVICE**

I, Michael Luongo, verify that on May 23, 2001, I did deposit in the United States Mail one (1) Complaint. Said Complaint was sent to Benjamin S. Blakley, III, Esq., attorney for Defendants, at his business address which is 90 Beaver, Drive Box-6, Dubois, PA 15801.

I understand that false statements herein are made subject to the penalties of 18 PA. C.S. §4904, relating to unsworn falsification to authorities.

  
\_\_\_\_\_  
Michael Luongo

Dated: May 24, 2001

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

PAUL VRIELYNCK, t/d/b/a P.V. TRADING,	:	NO. 01 - 628 - C.D.
Plaintiff	:	TYPE OF CASE: CIVIL
VS.	:	TYPE OF PLEADING: ANSWER
BRUNIE HORCHEN, DUSTIN HORCHEN and RYAN HORCHEN, t/d/b/a HORCHEN'S CABINETRY & FINE WOODWORKING,	:	FILED ON BEHALF OF: DEFENDANTS
Defendants	:	COUNSEL OF RECORD FOR THIS PARTY: BENJAMIN S. BLAKLEY, III
	:	SUPREME COURT NO.: 26331
	:	BLAKLEY, JONES & MOHNEY 90 BEAVER DRIVE, BOX 6 DU BOIS, PA 15801 (814) 371 - 2730

**FILED**

JUN 11 2001

William A. Shaw  
Prothonotary

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

PAUL VRIELYNCK, t/d/b/a	:	NO. 01 - 628 - C.D.
P.V. TRADING,	:	
	:	
Plaintiff	:	
	:	
VS.	:	
	:	
BRUNIE HORCHEN, DUSTIN	:	
HORCHEN and RYAN HORCHEN,	:	
t/d/b/a HORCHEN'S CABINETRY	:	
AND FINE WOODWORKING,	:	
	:	
Defendants	:	

**ANSWER**

AND NOW, come the Defendants, **BRUNIE HORCHEN, DUSTIN HORCHEN and RYAN HORCHEN, t/d/b/a HORCHEN'S CABINETRY & FINE WOODWORKING**, by and through their attorneys, BLAKLEY, JONES & MOHNEY, who answers Plaintiff's Complaint as follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.
6. Admitted.

7. Admitted.

8. It is admitted that during the summer months of the year 2000, production by the Defendants of the Plaintiff's wood slowed down as a result of the business of the Plaintiff slowing down. However, it is denied that the slow down was attributed by the Defendants to labor problems and on the contrary, it is averred that the Defendants allocated their labor to primary customers during the summer months and as the Defendants were secondary summer customers, less labor was devoted to their work, all of which was known by the Plaintiff and approved by the Plaintiff.

9. It is admitted that during the latter part of July 2000, the Defendants' premises had been padlocked for a period of approximately one (1) week. It is denied, however, that the contents of the building had been levied upon by S & T Bank in Du Bois or that the Plaintiff had tried to contact the Defendants and were unable to reach them, and on the contrary, it is averred that the Plaintiff was unaware of the actions of the Sheriff of Clearfield of Clearfield County until notified by the Defendants as the Plaintiff had been on vacation during that period of time.

10. Admitted.

11. Admitted.

12. It is admitted that on or about August 11, 2000, the Defendants contacted the Plaintiff and notified the Plaintiff that the business relationship between the Plaintiff and Defendants would be terminated and that the Plaintiff's lumber should be removed from the Defendants' premises within thirty (30) days. It is denied that this decision was at the insistence of "Norcam", the lending company for the Defendants and on the contrary, it is averred that the decision to terminate the business relationship between the Plaintiff and Defendant was based upon sound economic

principals as the said business relationship was unprofitable to the Defendants and the contract between the Plaintiff and the Defendants was not specific as to its duration.

13. It is denied that at the beginning of July 2000, that Defendants knew that they were going to vacate a portion of the building in which they occupied or that they had given notice to the DuBois Redevelopment Authority that they intend to vacate a portion of their premises on or about July 2000. On the contrary, it is averred that no final decision had been made as to the vacation of a portion of the Defendant's business premises until August 2000.

14. After reasonable investigation, the Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained within paragraph 14 of the Plaintiff's Complaint, and, therefore, deny the same and demand strict proof thereof at Trial.

15. It is denied that the Plaintiff has suffered any damages at the hands of the Defendants, either jointly or severally, in any manner and specifically it is denied that:

(a) The Defendants provided misleading information to the Plaintiff. On the contrary, it is averred that the Defendants at no time provided any information to the Plaintiff which would have mislead him as to the parties' business relationship;

(b) The Defendants provided inconsistent and poor quality of work and on the contrary, it is averred that the Plaintiff accepted the work performed by the Defendants and, in fact, used pictures of the work performed by the Defendants in his advertising in a nationally circulated trade magazine;

(c) The Defendants failed to properly complete the work assigned. On the contrary, it is averred that all work assigned to the Defendants was completed by the Defendants but for four

(4) bundles of wood which the Plaintiff advised the Defendants would be sold without the necessity of processing after the Defendants had offered to process the said bundles;

(d) The Defendants failed to process the lumber delivered in accordance with the contract of March 6, 2000 for the reasons set forth in paragraph (c) above;

(e) The Defendants abandoned the Plaintiff's lumber in their former facility. On the contrary, it is averred that the Defendants at all time remained willing to complete the processing of the Plaintiff's lumber that had been delivered to the Defendants, however, the Plaintiff advised the Defendants that it would be unnecessary to complete the processing of four (4) bundles of lumber as the lumber could be sold as is.

16. After reasonable investigation, the Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained within paragraph 16 (a) through (h) of Plaintiff's Complaint, and therefore deny the same and demand strict proof thereof at trial.

17. After reasonable investigation, the Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations contained within paragraph 17 of Plaintiff's Complaint, and therefore deny the same and demand strict proof thereof at trial.

WHEREFORE, Defendants respectfully request that Plaintiff's Complaint be dismissed.

Respectfully submitted,

BLAKLEY, JONES & MOHNEY

BY:

Benjamin S. Blakley, III, Esquire  
Attorney for Defendants

I verify that the statements made in this Answer are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. Section 4904, relating to unsworn falsification to authorities.

**HORCHEN'S CABINETRY &  
FINE WOODWORKING**

DATE: 06-07-01

By:  RYAN HORCHEN, Partner

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

PAUL VRIELYNCK, t/d/b/a	:	NO. 01 - 628 - C.D.
P.V. TRADING,	:	
	:	
Plaintiff	:	
	:	
VS.	:	
	:	
BRUNIE HORCHEN, DUSTIN	:	
HORCHEN and RYAN HORCHEN,	:	
t/d/b/a HORCHEN'S CABINETRY	:	
AND FINE WOODWORKING,	:	
	:	
Defendants	:	

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Defendants' Answer to Plaintiff's Complaint was served upon Plaintiff's counsel on this 8 day of June, 2001, by First Class, United States Mail, postage prepaid, addressed as follows:

Timothy E. Durant, Esquire  
Attorney at Law  
201 North Second Street  
Clearfield, PA 16830

By

BLAKLEY, JONES & MOHNEY

Benjamin S. Blakley, III  
Attorney for Defendants

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW  
NO. 01 - 628 - C.D.

PAUL VRIELYNCK, t/d/b/a  
P.V. TRADING,

Plaintiff

VS.

BRUNIE HORCHEN, DUSTIN  
HORCHEN, and RYAN HORCHEN,  
t/d/b/a HORCHEN'S CABINETRY  
& FINE WOODWORKING,

Defendants

ANSWER

FILED

JUN 11 2001

BS  
in P 1134170CC  
William A. Shaw  
Prothonotary

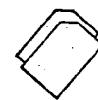
LAW OFFICES

BLAKLEY, JONES & MOHNEY

90 BEAVER DRIVE - BOX 6  
DUBOIS, PA 15801



OFFICE OF COURT ADMINISTRATOR  
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA



*COPY*

CLEARFIELD COUNTY COURTHOUSE  
SUITE 228, 230 EAST MARKET STREET  
CLEARFIELD, PENNSYLVANIA 16830

DAVID S. MEHOLICK  
COURT ADMINISTRATOR

PHONE: (814) 765-2641  
FAX: 1-814-765-7649

MARCY KELLEY  
DEPUTY COURT ADMINISTRATOR

**Notice of Proposed Termination of Court Case**

SEPTEMBER 12, 2005

RE: 01-0628-CD

Paul Vrielynck, et al vs. Brunie Horchen, et al

Dear Timothy Durant, Esq.:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary** of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830. The Statement of Intention to Proceed must be filed on or before November 17, 2005.

If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.

By the Court,

*David S. Meholick*  
David S. Meholick

Court Administrator

**FILED**

SEP 12 2005

William A. Shaw  
Prothonotary/Clerk of Courts



OFFICE OF COURT ADMINISTRATOR  
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

CLEARFIELD COUNTY COURTHOUSE  
SUITE 228, 230 EAST MARKET STREET  
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DEPUTY COURT ADMINISTRATOR

**Notice of Proposed Termination of Court Case**

SEPTEMBER 12, 2005

RE: 01-0628-CD

Paul Vrielynck, et al vs. Brunie Horchen, et al

Dear Benjamin S. Blakley III, Esq.:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary** of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830. The Statement of Intention to Proceed must be filed on or before November 17, 2005.

If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.

By the Court,

A handwritten signature in black ink that appears to read "David S. Meholick".

David S. Meholick  
Court Administrator

Court of Common Pleas of Clearfield County, Pennsylvania  
Civil Division

Paul Vrielynck, et al

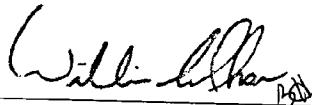
Vs.

01-0628-CD

Brunie Horchen, et al

**Termination of Inactive Case**

This case is hereby terminated with prejudice  
this 17<sup>th</sup> day of November, 2005, as per Rule 230.2.

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

FILED

NOV 17 2005 

William A. Shaw  
Prothonotary/Clerk of Courts