

01-628-CD
PAUL VRIELYNCK et al -vs- BRUNIE R. HORCHEN
et al

COURT OF COMMON PLEAS
Clearfield County, Pennsylvania
JUDICIAL DISTRICT

FROM

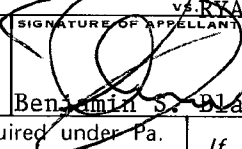
DISTRICT JUSTICE JUDGMENT

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 BRUNIE R. HORCHEN, DUSTIN J. HORCHEN, RYAN HORCHEN, t/d/b/a HORCHEN'S CABINETRY AND FINE WOODWORKING		MAG. DIST. NO. OR NAME OF D.J. 46-3-01	
ADDRESS OF APPELLANT 305 Aspen Way,		CITY Du Bois,	STATE PA
DATE OF JUDGMENT 04/03/01	IN THE CASE OF (Plaintiff) PAUL VRIELYNCK t/d/b/a P.V. TRADING	(Defendant) BRUNIE R. HORCHEN, DUSTIN J. HORCHEN & RYAN HORCHEN t/d/b/a HORCHEN'S CABINETRY AND FINE WOODWORKING	
CLAIM NO. CV # 0000048-01 LT 19	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT  Benjamin S. Blakley, III, Esquire		

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

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

Signature of Prothonotary or Deputy

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

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

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

PRAECIPE: To Prothonotary

Enter rule upon 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: May 1, 2001

Signature of Prothonotary or Deputy

FILED

MAY 01 2001

William 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 CABINETRY & FINE WOOD
303 ASPEN WAY
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: **DEFAULT JUDGMENT PLTF**

☒ 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
Total	\$ 8,121.50
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.	PATRICK N. FORD
Address:	309 MAPLE AVENUE P.O. BOX 452 DUBOIS, PA 15801
Telephone:	(814) 371-5321 15801

**HORCHEN'S CABINETRY & FINE WOOD
303 ASPEN WAY
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: **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	\$ 8,000.00
Judgment Costs	\$ 121.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 8,121.50
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
	=====
Certified Judgment Total	\$ _____

Date:	Place:
Time:	

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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

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:

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	\$ 8,000.00
Judgment Costs	\$ 121.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 8,121.50

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.

PATRICK N. FORD

Address: **309 MAPLE AVENUE**

P.O. BOX 452

DUBOIS, PA

Telephone: **(814) 371-5321 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

**HORCHEN'S CABINETRY & FINE WOOD
303 ASPEN WAY
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 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	\$ 8,000.00
Judgment Costs	\$ 121.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 8,121.50

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.

4-301 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

~~W~~ 01200910 City Clerk
William A. Shaw
Prothonotary

pd. \$80.00
cc to City Clerk

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

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

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

Total Postage & Fees

\$ 3.74

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

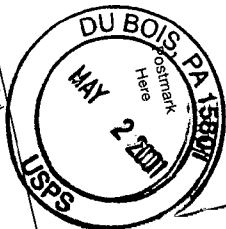
PAUL VRIELYNCK/P.V. TRADING

Street, Apt. No. or P.O. Box No.

1349 TREASURE LAKE

City, State, ZIP

DU BOIS, PA 15801



See Reverse for Instructions

PS Form 3800, January 2000

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.
 - NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For an additional fee, a Return Receipt may be requested to provide proof of delivery. To obtain 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)

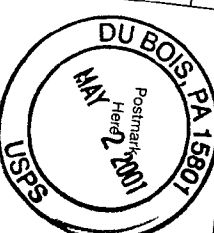
102595-99-M-2087

7000 1670 0000 4738 0355

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

HONORABLE PATRICK N. FORD

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



Recipient's Name (Please Print Clearly) (To be completed by mailer)
HONORABLE PATRICK N. FORD
Street, Apt., or P.O. Box No.
309 MAPLE AVENUE, P.O. BOX 452
City, State, ZIP+4[®]
DU BOIS, PA 15801

Post Form 3800, February 2000

See Reverse for Instructions

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
- ☐ Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.

Important Reminders:

- ☐ Certified Mail is not available for any class of international mail.
- ☐ Certified Mail IS PROVIDED with Certified Mail. For valuables, please consider insured or Registered Mail.
- ☐ NO INSURANCE COVERAGE IS PROVIDED with Certified 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

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, D, on the District Justice designated therein on
(date of service) May 2, XX 2001, ☐ by personal service ☒ by (certified) ~~xxxxxxx~~ mail, sender's
receipt attached hereto, and upon the appellee, (name) PAUL VRIELYNCK t/d/b/a P.V. TRADING
May 2, XX 2001, ☐ by personal service ☒ by (certified) ~~xxxxxxx~~ mail, sender's receipt attached hereto

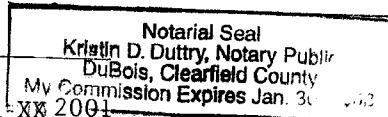
☒ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to
whom the Rule was addressed on May 2, XX 2001, ☐ by personal service ☒ by (certified) ~~xxxxxxx~~
mail, sender's receipt attached hereto.

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

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

Notary Public
Title of official

My commission expires on January 30, XX 2001



Signature of affiant

FILED

MAY 03 2001

William A. Shaw
Prothonotary

COURT OF COMMON PLEAS
Clearfield County, Pennsylvania
 JUDICIAL DISTRICT

FROM

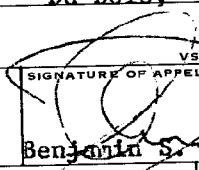
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

01-628-00

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 BRUNIE R. HORCHEN, DUSTIN J. HORCHEN, RYAN HORCHEN,		MAG. DIST. NO. OR NAME OF D.J. 46-3-01	
t/d/b/a HORCHEN'S CABINETRY AND FINE WOODWORKING		CITY Du Bois,	STATE PA
ADDRESS OF APPELLANT 305 Aspen Way,		ZIP CODE 15801	
DATE OF JUDGMENT 04/03/01	IN THE CASE OF (Plaintiff) PAUL VRIELYNCK	(Defendant) BRUNIE R. HORCHEN, DUSTIN J. HORCHEN & RYAN HORCHEN t/d/b/a HORCHEN'S CABINETRY AND FINE WOODWORKING	
CLAIM NO. CV 18 0000048-01	t/d/b/a P.V. TRADING	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT  Benjamin S. Blakley, III, Esquire	
LT 19			

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

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

Signature of Prothonotary or Deputy

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

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

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

PRAECIPE: To Prothonotary

Enter rule upon **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. **01-628-00**) 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.


 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 15801
Telephone: (814) 371-5321

**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

VS.
DEFENDANT:
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

01.628.00

☒ 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
Total	\$ 8,121.50
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

FILED

Date:	Place:
Time:	

MAY 11 2001
m1335/noce
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.

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

COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORDAddress: **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	\$ 8,000.00
Judgment Costs	\$ 121.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 8,121.50

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

Certified Judgment Total	\$ _____
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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

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:

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	\$ 8,000.00
Judgment Costs	\$ 121.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 8,121.50

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

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:

FOR PLAINTIFF

Judgment was entered for:

(Name) **VRIELYNCK, PAUL**

Judgment was entered against: (Name)

HORCHEN'S CABINETRY & FINE WOODin 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
Total	\$ 8,121.50

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.

4-301 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

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>	<u>/ /</u>
SERVING COSTS \$	<u> </u>	<u>/ /</u>
TOTAL \$	<u> </u>	<u>/ /</u>

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, VRIELYNCK P & 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 Vrielynck
(Signature of Plaintiff or Authorized Agent)

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

Address: 1349 Treason Lake
DUBOIS, PA 15801

Telephone: 814-765-1711

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

VS.

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

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No. 01-628-CD

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 & Mohny
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.

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

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No. 01-628-CD

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. 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

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No. 01-628-CD

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 an entity named "Norcam", the lending company for the Defendants.

13. It was later 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,

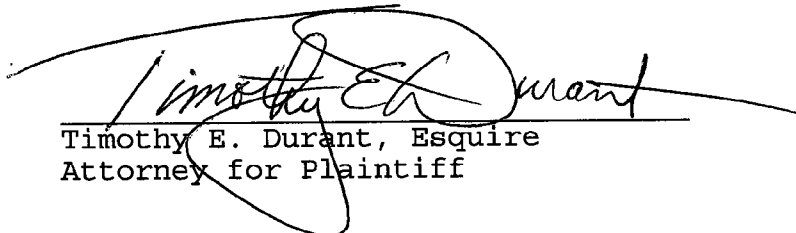
e. Rental cost of a fork lift for one week \$350.00,

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

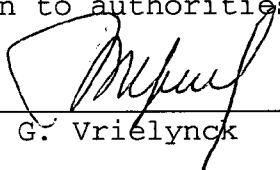
WHEREFORE, Plaintiff demands judgment, jointly and severally, against the Defendants in the total amount of \$12,080.50 together with interest at the rate of 6% per annum from the date of breach, plus the costs of this suit.



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
0/1:22:00
MAY 23 2001
William A. Shaw
Prothonotary
Hwy Swant
KED

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

8143715020

FAX NO. : 8143724549
PV TRADING

Sep. 20 2000 11:26AM P3

PAGE 02

FROM : PU INTERNATIONAL

FAX NO. : 8143724549

Aug. 29 2000 01:24PM P1

P.V. TRADING

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

Phone : 814-371-5858

Fax : 814-371-5020

Quality Pennsylvania Hardwoods & White Oak Strips

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

Dear Sirs,

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

Contract Includes the following services:

P.V. Trading will bring to Harchen'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.

Harchen'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.

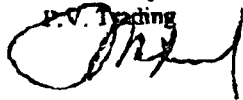
Banding material, which includes a bander, crimper and banding straps will be provided by P.V. Trading. Also, P.V. Trading will provide a paint spray gun, paint and logo.

- 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 Harchen'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,

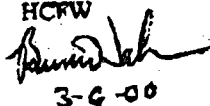
Paul Vrielynek
P.V. Trading



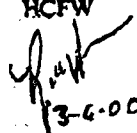
Dean Harman
Witness



Brunie Harchen
HCFW


3-6-00

Ryan Harchen
HCFW


3-6-00

Dustin Harchen
HCFW

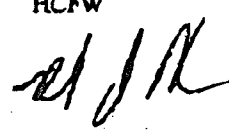

3-6-00

EXHIBIT "A" Pg. 1 of 1

Received Time Sep. 20. 11:24AM

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

PAUL G. 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

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No. 01-628-CD

Code: Civil

Type of Pleading:
Affidavit Of Service

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 & Mohny
90 Beaver Drive, Box-6
DuBois, PA 15801
(814) 371-2730

FILED

MAY 24 2001
01/150/10CC
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.

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

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No. 01-628-CD

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,

Plaintiff

VS.

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

Defendants

: NO. 01 - 628 - C.D.

:
: TYPE OF CASE: CIVIL

:
: TYPE OF PLEADING:
: ANSWER

:
: FILED ON BEHALF OF: 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
P.V. TRADING,

Plaintiff

VS.

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

Defendants

NO. 01 - 628 - C.D.

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
P.V. TRADING,

Plaintiff

VS.

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

Defendants

NO. 01 - 628 - C.D.

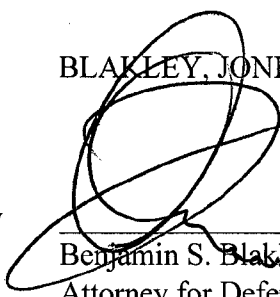
CERTIFICATE OF SERVICE

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

BLAKLEY, JONES & MOHNEY

By


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

W.A. Straw
William A. Straw
Prothonotary

LAW OFFICES

BLAKLEY, JONES & MOHNEY

90 BEAVER DRIVE - BOX 6
DUBOIS, PA 15801



OFFICE OF COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

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

COPY

Notice of Proposed Termination of Court Case

SEPTEMBER 12, 2005

RE: 01-0628-CD
Paul Vrielynck, etal vs. Brunie Horchen, etal

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
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
CLEARFIELD, PENNSYLVANIA 16830

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Notice of Proposed Termination of Court Case

SEPTEMBER 12, 2005

RE: 01-0628-CD
Paul Vrielynck, etal vs. Brunie Horchen, etal

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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 dark ink, appearing to read "David S. Meholick", written over a horizontal line.

David S. Meholick
Court Administrator

Court of Common Pleas of Clearfield County, Pennsylvania
Civil Division

Paul Vrielynck, et al

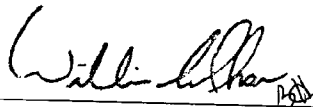
Vs.

01-0628-CD


Brunie Horchen, et al

Termination of Inactive Case

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



William A. Shaw
Prothonotary

FILED
NOV 17 2005 
William A. Shaw
Prothonotary/Clerk of Courts