

01-841-CD
J. J. POWELL, INC. -vs- SIDNEY L. MILES et al

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

NO. 01-841-CD

Plaintiff

vs.

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT

Defendants

TYPE OF PLEADING: COMPLAINT

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD FOR
THIS PARTY:

David C. Mason, Esquire
MASON LAW OFFICE
409 North Front Street
P.O. Box 28
Philipsburg, PA 16866
814-342-2240
I.D. No. 39180

FILED

JUN 01 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

NO.

Plaintiff

VS.

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT

Defendants

NOTICE

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 against you by the Court without further notice for any money claimed in the Complaint or for any other claim 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 AN 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
Clearfield, PA 16830
(814) 765-2641

David C. Mason, Esquire

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC., * NO.

Plaintiff *

vs. *

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT

Defendants *

COMPLAINT

AND NOW, comes the Plaintiff, **J.J. POWELL, INC.**, by and through its attorney, **DAVID C. MASON, ESQUIRE** and makes the following Complaint against the Defendant, and in support thereof avers as follows:

1. Plaintiff **J.J. POWELL, INC.**, is a Pennsylvania business corporation located at Presqueisle Street, Borough of Chester Hill, Clearfield County, Pennsylvania, 16866.
2. Defendants are :
 - a. **SIDNEY L. MILES**, an individual, with a resident address of 1201 North Mayfield Road, Clarion, Pennsylvania, 16214;
 - b. **DEBRA A. MILES**, an individual, with a resident address of 1201 North

Mayfield Road, Clarion, Pennsylvania, 16214;

c. **MILES DEVELOPMENT**, an unincorporated business association owned by Sidney L. Miles and Debra A. Miles, his wife, with a business address of 521 South Street, P.O. Box 30, Clarion, Pennsylvania, 16214.

3. At all times material and relevant hereto, Plaintiff was involved in the business of selling and distributing wholesale petroleum products and the retail sale of gasoline, diesel fuel and kerosene.

4. In the fall of 2000, Defendant Sidney L. Miles for and on behalf of himself and the other owner of Miles Development, Defendant Debra A. Miles, requested that Plaintiff provide it with diesel fuel and other petroleum products in the course of the operation of their unincorporated business, Miles Development.

5. Plaintiff provided said fuels and products to Defendant, at the then prevailing, agreed upon price for said products.

6. Defendant Miles Development, requested that Plaintiff deliver said diesel fuel and other said petroleum products to it, and charged these purchases on a credit account with the Plaintiff.

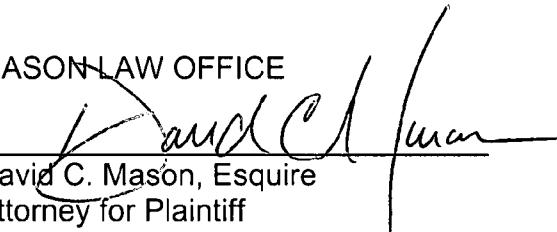
7. The total amount of said credit account due and owing on May 31, 2001, is \$11,996.63.

8. The terms of the credit account were that payments were required to be made within thirty (30) days of the date of delivery of the diesel fuel. Despite Plaintiff's delivery of the fuel and Defendants use of the same, Defendant has failed to make any payment for these fuel purchases.

9. The interest on this credit account is at the statutory rate of 6%.

WHEREFORE, Plaintiff demands that judgment be entered in its favor and against the Defendant, in the amount of \$11,996.63, plus interest at the statutory rate of 6% per annum, plus costs of suit.

MASON LAW OFFICE



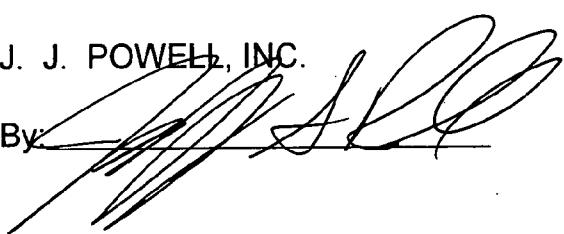
David C. Mason, Esquire
Attorney for Plaintiff

VERIFICATION

I hereby verify that the answers set forth in the foregoing COMPLAINT are true and correct to the best of my knowledge, information and belief. This verification is made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.

J. J. POWELL, INC.

By

A handwritten signature consisting of several loops and lines, with the text "J. J. POWELL, INC." printed above it.

DATED: 5-30-01

FILED

See JUN 1 2001
JUN 1 2001
SAC-ATTY MOON
William A. Shaw
Prothonotary

Pd \$80.00
Bcc ATTY MOON

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11067

J.J. POWELL, INC.

01-841-CD

VS.

MILES, SIDNEY L. & DEBRA A. MILES I/A/T/D/B/A

COMPLAINT

SHERIFF RETURNS

NOW JUNE 1, 2001, VERN SMITH, SHERIFF OF CLARION COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT ON SIDNEY L. MILES and DEBRA A. MILES IND. & I/A/T/D/B/A MILES DEVELOPMENT, DEFENDANTS.

NOW JUNE 8, 2001 SERVED THE WITHIN COMPLAINT ON DEBRA A. MILES, IND. I/A/T/D/B/A MILES DEVELOPMENT, DEFENDANT BY DEPUTIZING THE SHERIFF OF CLARION COUNTY. THE RETURN OF SHERIFF SMITH IS HERETO ATTACHED AND MADE A PART OF THIS RETURN STATING THAT HE SERVED DEBRA A. MILES, (REFUSED SERVICE, DEPUTY PLACED COMPLAINT ON GROUND IN FRONT OF HER)

NOW JUNE 14, 2001 SERVED THE WITHIN COMPLAINT ON SIDNEY L. MILES, IND. I/A/T/D/B/A MILES DEVELOPMENT, DEFENDANT BY DEPUTIZING THE SHERIFF OF CLARION COUNTY. THE RETURN OF SHERIFF SMITH IS HERETO ATTACHED AND MADE A PART OF THIS RETURN STATING THAT HE SERVED DEBRA A. MILES, WIFE & P.I.C.

Return Costs

Cost	Description
33.89	SHFF. HAWKINS PAID BY: ATTY.
56.70	SHFF. SMITH PAID BY: ATTY.
20.00	SURCHARGE PAID BY: ATTY.

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11067

J.J. POWELL, INC.

01-841-CD

VS.

MILES, SIDNEY L. & DEBRA A. MILES II/A/T/D/B/A

COMPLAINT

SHERIFF RETURNS

Sworn to Before Me This

27th Day Of June 2001


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

So Answers,


Chester A. Hawkins
Chester A. Hawkins
Sheriff

FILED

JUN 27 2001

01:31:45 pm

William A. Shaw
Prothonotary

• 'AFFIDAVIT OF SERVICE

IN THE COURT OF COMMON PLEAS
OF CLARION COUNTY

J. J. POWELL, INC.
VERSUS
SIDNEY L. MILES

No. 01-841-CD

COMMONWEALTH of PENNSYLVANIA
COUNTY OF CLARION

SS#:

Before me, the undersigned, personally appeared

DEPUTY SCOTT FORINGER
who being duly sworn according to law, deposes and says that on
the 14TH of JUNE, 2001 at 11:20 AM

served the within COMPLAINT

on the within named SIDNEY L. MILES at HIS place of
1201 NORTH MAYFIELD ROAD, CLARION, PA 16214

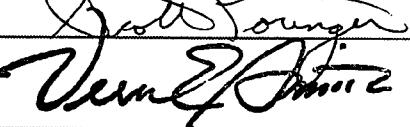
Clarion County, Pennsylvania, by making known the contents to
SIDNEY L. MILES

and handing to and leaving with DEBRA A. MILES, HIS WIFE AND
ADULT PERSON IN CHARGE the

certified copy of the within COMPLAINT received from
THE CLEARFIELD COUNTY SHERIFF'S OFFICE.

So Answers



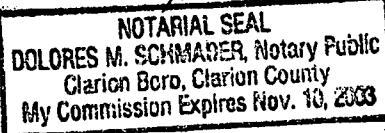
Deputy 

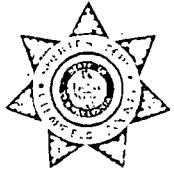
Sheriff of Clarion County

Sworn to and subscribed before me this

19th day of June A.D. 2001
Dolores M. Schmader

Notary Public





CHESTER A. HAWKINS
SHERIFF

Sheriff's Office Clearfield County

OFFICE (814) 765-2641
AFTER 4:00 P.M. (814) 765-1533
CLEARFIELD COUNTY FAX
(814) 765-6089
5915

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

DARLENE SHULTZ
CHIEF DEPUTY

MARGARET PUTT
OFFICE MANAGER

MARILYN HAMM
DEPT. CLERK

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

J.J. POWELL INC.

VS:

SIDNEY L. MILES AND DEBRA A. MILES
Ind & i/a/t/d/b/a MILES DEVELOPMENT

SERVE BY: 7/1/01

or

HEARING DATE:

TERM & NO.: 01-841-CD

DOCUMENT TO BE SERVED:
COMPLAINT

SERVE: SIDNEY L. MILES Ind. & i/a/t/d/b/a MILES DEVELOPMENT
AND
DEBRA A. MILES, Ind. & i/a/t/d/b/a MILES DEVELOPMENT

ADDRESS: 1201 North Mayfield Road, Clarion, Pa. 16214

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

This Deputation being made at the request and risk of the Plaintiff this 1st day of JUNE 2001.

MAKE REFUND PAYABLE TO: DAVID C. MASON, Attorney

Respectfully,

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

J.J. POWELL, INC.)
Plaintiff)
vs.) NO. 01-841-CD
SIDNEY L. MILES and DEBRA A. MILES,)
his wife, Defendants individually and) ANSWER TO COMPLAINT
i/a/t/d/b/a MILES DEVELOPMENT)
Defendants,)

Filed on behalf of:
SIDNEY L. MILES &
DEBRA A. MILES,
Defendants

Counsel of Record
for this Party:

GERALD G. DeANGELIS,
Esquire
Pa. I.D. No. 25535

P.O. Box 309
Freeport, PA 16229

(724) 295-0013

FILED

JUL 18 2001
6/3:40 AM
William A. Shaw
Prothonotary
No C/C.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

J.J. POWELL, INC.)
Plaintiff)
vs.) NO. 01-841-CD
SIDNEY L. MILES and DEBRA A. MILES,)
his wife, Defendants individually and)
i/a/t/d/b/a MILES DEVELOPMENT)
Defendants,)

ANSWER TO COMPLAINT

AND NOW, comes Defendants Sidney L. Miles and Debra A. Miles, by and through their attorney, GERALD G. DeANGELIS, Esquire and files the following Answer to the above Complaint:

FIRST

Paragraph 1 of the Complaint is admitted.

SECOND

Paragraph 2 a. of the Complaint is admitted.

Paragraph 2 b. of the Complaint is admitted.

Paragraph 2 c. of the Complaint is specifically denied.

On the contrary, Miles Developing & Contracting, Inc. is a Corporation duly incorporated under the laws of the Commonwealth of Pennsylvania.

THIRD

Paragraph 3 of the Complaint is admitted.

FOURTH

Paragraph 4 of the Complaint is admitted in part and denied in part. It is admitted Sidney L. Miles requested Plaintiff to provide diesel fuel and other petroleum

products. It is specifically denied that the products were for use in the course of operation of an unincorporated business. On the contrary, the products were to be used and were used by Miles Developing & Contracting, Inc.

FIFTH

Paragraph 5 of the Complaint is specifically denied. On the contrary, Plaintiff provided fuels and products to a corporation known as Miles Developing & Contracting, Inc.

SIXTH

Paragraph 6 of the Complaint is specifically denied to the extent that Miles Development is an unincorporated business association.

SEVENTH

Paragraph 7 of the Complaint is admitted only to the extent that the amount due is payable by Miles Developing and Contracting, Inc.

EIGHTH

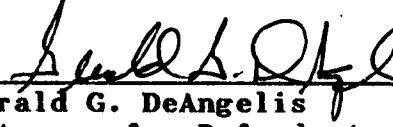
Paragraph 8 is admitted in part and denied in part. It is admitted the terms of the credit account were that payments were required to be made within 30 days. It is specifically denied the diesel fuel and other products were delivered to Defendants Debra A. Miles and Sidney L. Miles. On the contrary, the materials were delivered to and used by Miles Developing & Contracting, Inc. It is further admitted that Miles Developing and Contracting, Inc. has not made any payment for the fuel purchases.

NINTH

Paragraph 9 of the Complaint is admitted.

**WHEREFORE, Defendants request the Complaint be
dismissed in as much as Plaintiff has sued the wrong party.**

Respectfully submitted,


Gerald G. DeAngelis
Attorney for Defendants

I verify that the statements and averments 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. Sec. 4904 relating to unsworn falsification to
authorities.



SIDNEY L. MILES, Defendant

Make 4
copies of this
page only &
Return to my
office w/ time-
stamped cover
page.

and in some instances had to be
shown the true and correct. I understand that this
statement is made subject to the best of my
C.S. Sec. 4004 relating to unusual legislation to
support it.



STANLEY F. MILES, Defendant

FILED

JUL 18 2001

William A. Shaw
Prothonotary

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

J.J. POWELL, INC. Plaintiff
vs.

**SIDNEY L. MILES and DEBRA A. MILES,
his wife, Defendants individually and
i/a/t/d/b/a MILES DEVELOPMENT
Defendants,**

NO. 01-841-CD

**CERTIFICATE OF
SERVICE**

Filed on behalf of:
SIDNEY L. MILES &
DEBRA A. MILES,
Defendants

**Counsel of Record
for this Party:**

**GERALD G. DeANGELIS,
Esquire
Pa. I.D. No. 25535**

P.O. Box 309
Freeport, PA 16229

(724) 295-001

FILED

III, 26 2001
m11061no cc
William A. Shaw
Prothonotary

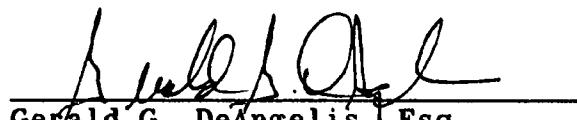
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

J.J. POWELL, INC.)
Plaintiff)
vs.) NO. 01-841-CD
SIDNEY L. MILES and DEBRA A. MILES,)
his wife, Defendants individually and)
i/a/t/d/b/a MILES DEVELOPMENT)
Defendants,)

CERTIFICATE OF SERVICE

I certify I served a true and correct copy of the foregoing
Answer to Complaint on David C. Mason, Esq. on the 24th day
of July, 2001 by first class U.S. Mail postage prepaid at the
following address:

David C. Mason, Esquire
Mason Law Office
409 North Front Street
P.O. Box 28
Philipsburg, PA 16866



Gerald G. DeAngelis, Esq.

Date: 7-24-2001

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

NO. 01-841-CD

Plaintiff

vs.

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT

Defendants

TYPE OF PLEADING: CONSENT TO
AMENDMENT OF COMPLAINT
PURSUANT TO Pa.R.C.P. 1033

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD FOR
THIS PARTY:

David C. Mason, Esquire
MASON LAW OFFICE
409 North Front Street
P.O. Box 28
Philipsburg, PA 16866
814-342-2240
I.D. No. 39180
Attorney for Plaintiff

Gerald G. DeAngelis, Esquire
512 Market Street
P.O. Box 309
Freeport, PA 16629
(724) 295-0013
I.D. No. 25535
Attorney for Defendants

FILED

JAN 28 2002

m||S6|noc

William A. Shaw
Prothonotary



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

* NO. 01-841-CD

Plaintiff

vs.

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT

Defendants

CONSENT TO AMENDMENT OF COMPLAINT
PURSUANT TO Pa.R.C.P. 1033

I, Gerald G. DeAngelis, Attorney at Law, Attorney for the Defendants in the above captioned matter, hereby Consents pursuant to Pa.R.C.P. 1033 to the Plaintiff's Amendment of the Complaint to add, as a further Defendant, Miles Developing and Contracting, Inc.



Gerald G. DeAngelis, Esquire

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

Plaintiff

vs.

SIDNEY L. MILES and DEBRA A. MILES, his wife, Defendants individually and i/a/t/d/b/a **MILES DEVELOPMENT**; and **MILES DEVELOPING and CONTRACTING, INC.**,

Defendants

* No. 01-841-CD

* TYPE OF CASE: Civil Action

* TYPE OF PLEADING: FIRST-AMENDED
* COMPLAINT

* FILED ON BEHALF OF:
* Plaintiff

* COUNSEL OF RECORD FOR THIS
* PLAINTIFF:
* David C. Mason, Esquire
* MASON LAW OFFICE
* Supreme Court No. 39180
* Attorney at Law
* P. O. Box 28
* Philipsburg, PA 16866
* (814) 342-2240

* COUNSEL OF RECORD FOR
* DEFENDANT:
* Gerald G. DeAngelis, Esquire
* Attorney at Law
* 512 Market Street
* P.O. Box 309
* Freeport, PA 16229
* (724) 295-0013

FILED

JAN 28 2002

WILSON
William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC., * NO. 01-841-CD

Plaintiff *

vs. *

SIDNEY L. MILES and DEBRA A. *
MILES, his wife, Defendants *
individually and i/a/t/d/b/a MILES *
DEVELOPMENT; and MILES *
DEVELOPING and CONTRACTING, *
INC., *

Defendants *

PLAINTIFF'S FIRST-AMENDED
COMPLAINT

AND NOW, comes the Plaintiff, J.J. POWELL, INC., by and through its attorney, DAVID C. MASON, ESQUIRE and makes the following Complaint against the Defendant, and in support thereof avers as follows:

1. Plaintiff J.J. POWELL, INC., is a Pennsylvania business corporation located at Presqueisle Street, Borough of Chester Hill, Clearfield County, Pennsylvania, 16866.
2. Defendants are :
 - a. SIDNEY L. MILES, an individual, with a resident address of 1201 North Mayfield Road, Clarion, Pennsylvania, 16214;
 - b. DEBRA A. MILES, an individual, with a resident address of 1201 North

Mayfield Road, Clarion, Pennsylvania, 16214;

c. **MILES DEVELOPMENT**, an unincorporated business association owned by Sidney L. Miles and Debra A. Miles, his wife, with a business address of 521 South Street, P.O. Box 30, Clarion, Pennsylvania, 16214.

d. **MILES DEVELOPING and CONTRACTING, INC.**, which, upon information and belief is a Pennsylvania business corporation with an office at 521 South Street, P. O. Box 30, Clarion, Pennsylvania, 16214.

3. At all times material and relevant hereto, Plaintiff was involved in the business of selling and distributing wholesale petroleum products and the retail sale of gasoline, diesel fuel and kerosene.

4. In the fall of 2000, Defendant Sidney L. Miles for and on behalf of himself and the other owner of Miles Development, Defendant Debra A. Miles, requested that Plaintiff provide him with diesel fuel and other petroleum products in the course of the operation of their unincorporated business, Miles Development.

5. Plaintiff provided said fuels and products to Defendant, at the then prevailing, agreed upon price for said products.

6. Defendant Sydney L. Miles requested that Plaintiff deliver said diesel fuel and other said petroleum products to him, and charged these purchases on a credit account with the Plaintiff.

7. The total amount of said credit account due and owing on May 31, 2001, is \$11,996.63.

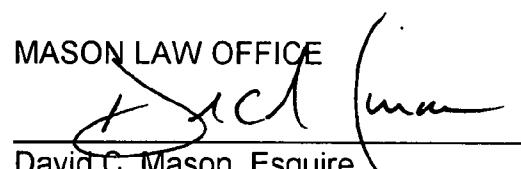
8. The terms of the credit account were that payments were required to be made within thirty (30) days of the date of delivery of the diesel fuel. Despite Plaintiff's delivery

of the fuel and Defendant's use of the same, Defendant has failed to make any payment for these fuel purchases.

9. The interest on this credit account is at the statutory rate of 6%.
10. For the purpose of alternative pleading, Plaintiff avers that the Defendant Sydney L. Miles ordered the delivery of the diesel fuel for himself, his unincorporated business, or the corporate defendant, Miles Developing and Contracting, Inc.

WHEREFORE, Plaintiff demands that judgment be entered in its favor and against the Defendants, individually, severally, and jointly, in the amount of \$11,996.63, plus interest at the statutory rate of 6% per annum, plus costs of suit.

MASON LAW OFFICE



David C. Mason, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

Plaintiff

VS.

SIDNEY L. MILES and DEBRA A. MILES, his wife, Defendants individually and i/a/t/d/b/a **MILES DEVELOPMENT**; and **MILES DEVELOPING and CONTRACTING, INC.,**

Defendants

- * No. 01-841-CD
- * TYPE OF CASE: Civil Action
- * TYPE OF PLEADING: Certificate of Service
- * FILED ON BEHALF OF:
 - * Plaintiff
- * COUNSEL OF RECORD FOR THIS PLAINTIFF:
 - * David C. Mason, Esquire
 - * MASON LAW OFFICE
 - * Supreme Court No. 39180
 - * Attorney at Law
 - * P. O. Box 28
 - * Philipsburg, PA 16866
 - * (814) 342-2240
- * COUNSEL OF RECORD FOR DEFENDANT:
 - * Gerald G. DeAngelis, Esquire
 - * Attorney at Law
 - * 512 Market Street
 - * P.O. Box 309
 - * Freeport, PA 16229
 - * (724) 295-0013

FILED

JAN 28 2002
2m 11:56 /no cc

William A. Shaw
Prothonotary



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,	*	NO. 01-841-CD
	*	
	*	
Plaintiff	*	
	*	
	*	
	*	
VS.	*	
	*	
	*	
	*	
SIDNEY L. MILES and DEBRA A.	*	
MILES, his wife, Defendants	*	
individually and i/a/t/d/b/a MILES	*	
DEVELOPMENT; and MILES	*	
DEVELOPING and CONTRACTING,	*	
INC.,	*	
	*	
	*	
	*	
	*	
	*	
	*	
Defendants	*	
	*	
	*	
	*	

CERTIFICATE OF SERVICE

I, DAVID C. MASON, Esquire, do hereby certify that I served a true and correct copy of the FIRST-AMENDED COMPLAINT, filed in the above captioned matter, by depositing the same in the United States Mail, first class, postage prepaid, and addressed as follows:

Gerald G. DeAngelis, Esquire
Attorney at Law
512 Market Street
P.O. Box 309
Freeport, PA 16229

MASON LAW OFFICE

DATED: 1-24-02

By: David C. Mason, Esquire
Attorney for Plaintiff

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

J.J. POWELL, INC.,) No. 01-841-CD
Plaintiff)
vs.)
SIDNEY L. MILES and DEBRA A.) TYPE OF CASE: Civil
MILES, his wife, Defendants) Action
individually and i/a/t/d/b/a)
MILES DEVELOPMENT, and MILES)
DEVELOPING and CONTRACTING, INC.,)
Defendants)

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD FOR
THIS PLAINTIFF:

David C. Mason, Esquire
MASON LAW OFFICE

Supreme Court No. 39180
Attorney at Law
P.O. Box 28
Philipsburg, PA 16866
(814) 342-2240

COUNSEL OF RECORD FOR
DEFENDANT:

Gerald G. DeAngelis,
Attorney at Law

512 Market Street
P.O. Box 309
Freeport, PA 16229
(724) 295-0013

FILED

FEB 01 2002

01/36/ncc
William A. Shaw
Prothonotary

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

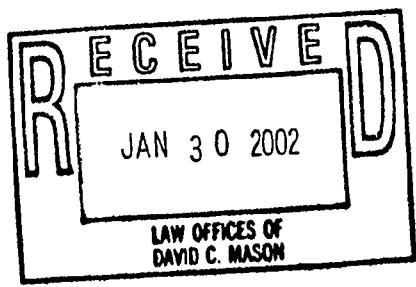
J.J. POWELL, INC.,)	No. 01-841-CD
Plaintiff)	TYPE OF CASE: Civil
vs.)	Action
SIDNEY L. MILES and DEBRA A.)	TYPE OF PLEADING:
MILES, his wife, Defendants)	ACCEPTANCE OF SERVICE
individually and i/a/t/d/b/a)	
MILES DEVELOPMENT, and MILES)	
DEVELOPING and CONTRACTING, INC.,)	
Defendants)	

ACCEPTANCE OF SERVICE

I, GERALD G. DeANGELIS, Esquire, Attorney for Miles
Developing and Contracting, Inc. do hereby accept service of
the First-Amended Complaint filed to the above captioned term
and number.

DATED: 1/31/02


GERALD G. DeANGELIS, Esquire



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

Plaintiff

vs.

**SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,**

Defendants

* NO. 01-841-CD

* TYPE OF CASE: Civil Action

* TYPE OF PLEADING: Praeclipe
* for Entry of Default
* Judgment

* FILED ON BEHALF OF:
* Plaintiff

* COUNSEL OF RECORD FOR THIS
* PARTY:

* David C. Mason, Esquire
* Supreme Court I.D. 39180
* Attorney at Law
* P. O. Box 28
* Philipsburg, PA 16866
* (814) 342-2240

FILED

MAR 1 0 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

* NO. 01-841-CD

Plaintiff

vs.

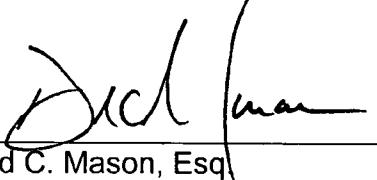
SIDNEY L. MILES and DEBRA A. MILES, his wife, Defendants individually and i/a/t/d/b/a **MILES DEVELOPMENT**; and **MILES DEVELOPING and CONTRACTING, INC.,**

Defendants

*

PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT

Would you kindly enter a Default Judgment in the above captioned matter against the Defendant and in favor of the Plaintiff in the amount of **\$11,996.63**, plus interest since May 23, 2001, and costs of suit.



David C. Mason, Esq.
Attorney for Plaintiff

I, DAVID C. MASON, Esquire, Attorney for Plaintiff in the captioned matter hereby certify that pursuant to Pa. Rules of Civil Procedure 237.1, I mailed to the Defendants and their counsel under date of March 8, 2002, the Important Notice required by law. Ten (10) days have now passed since the mailing of this Important Notice, a copy of which is attached to this Praeclipe for Entry of Default Judgment.



David C. Mason, Esq.
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

*

*

Plaintiff

No. 01-841-CD

*

*

VS.

*

*

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,

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Defendants

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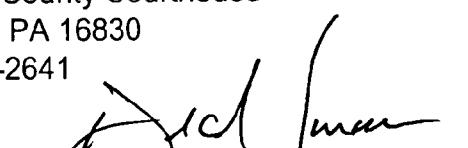
TO: SIDNEY L. MILES
i/a/t/d/b/a MILES DEVELOPMENT
and MILES DEVELOPING and CONTRACTING, INC.
1201 North Mayfield Road
Clarion, PA 16214

DATE OF NOTICE: March 8, 2002

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO TAKE ACTION REQUIRED OF YOU IN THIS CASE. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

David Meholick,
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

Date: 3-8-02

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

Plaintiff

* No. 01-841-CD

vs.

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,

Defendants

*

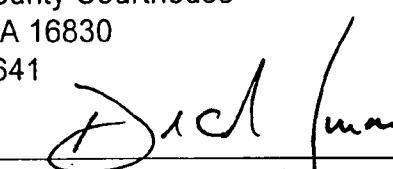
TO: DEBRA A. MILES
i/a/t/d/b/a MILES DEVELOPMENT
and MILES DEVELOPING and CONTRACTING, INC.
1201 North Mayfield Road
Clarion, PA 16214

DATE OF NOTICE: March 8, 2002

IMPORTANT NOTICE

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David Meholic,
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

Date: 3-8-02

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

Plaintiff

vs.

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,

Defendants

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No. 01-841-CD

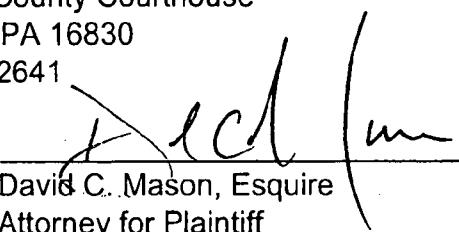
TO: MILES DEVELOPING and CONTRACTING, INC.
521 South Street
P.O. Box 644
Clarion, PA 16214

DATE OF NOTICE: March 8, 2002

IMPORTANT NOTICE

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David Meholick,
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

Date: 3/8/02

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

*

*

Plaintiff

*

No. 01-841-CD

*

*

vs.

*

*

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,

*

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Defendants

*

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TO: MILES DEVELOPING and CONTRACTING, INC.

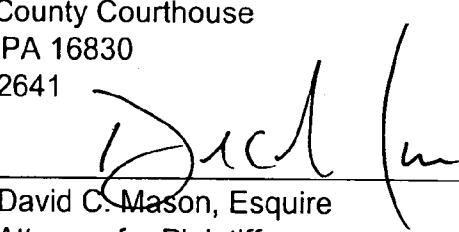
% Gerald G. DeAngelis, Esquire
Attorney at Law
512 Market Street
P.O. Box 309
Freeport, PA 16229

DATE OF NOTICE: March 8, 2002

IMPORTANT NOTICE

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David Meholic,
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

Date: 3/8/02

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

Plaintiff

* No. 01-841-CD

vs.

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,

Defendants

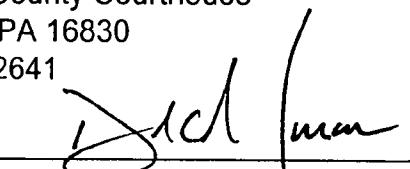
TO: DEBRA A. MILES
i/a/t/d/b/a MILES DEVELOPMENT
and MILES DEVELOPING and CONTRACTING, INC.
%Gerald G. DeAngelis, Esquire
512 Market Street, P.O. Box 309
Freeport, PA 16229

DATE OF NOTICE: March 8, 2002

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David Meholick,
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

Date:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

Plaintiff * No. 01-841-CD

vs.

SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,

Defendants *

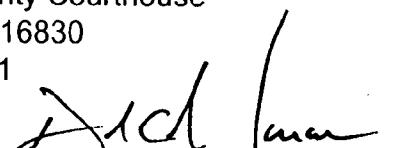
TO: SIDNEY L. MILES
i/a/t/d/b/a MILES DEVELOPMENT
and MILES DEVELOPING and CONTRACTING, INC.
%Gerald G. DeAngelis, Esquire
512 Market Street, P.O. Box 309
Freeport, PA 16229

DATE OF NOTICE: March 8, 2002

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David Meholic,
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641



David C. Mason, Esquire
Attorney for Plaintiff
P. O. Box 28
Philipsburg, PA 16866
I.D. No. 39180

Date: 3-8-02

FILED

MAR 19 2002

01/13/02 Atty Moon
William A. Shaw
Prost
Petitioner
Pd \$20.00

Notices to Dg.
Statement to atty.

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

CIVIL ACTION - LAW

J. J. POWELL, INC.,

NO. 01-841-CD

Plaintiff

vs.

**SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,**

Defendants

NOTICE

NOTICE is hereby given that a Judgment was entered against you on the 19th day of March, 2002, in the amount of \$11,996.63, plus interest since May 31, 2001, plus costs of suit.

William

Prothonotary of Clearfield County, PA.

Deputy

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,
PENNSYLVANIA
STATEMENT OF JUDGMENT

COPY

J. J. Powell, Inc.
Plaintiff(s)

No.: 2001-00841-CD

Real Debt: \$11,996.63

Atty's Comm:

Vs.

Costs: \$

Int. From:

Sidney L. Miles and
Debra A. Miles, his wife, Defendants
individually and i/a/t/d/b/a
Miles Development; and Miles
Developing and Contracting, Inc.
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: March 19, 2002

Expires: March 19, 2007

Certified from the record this 19th of March, 2002



William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment, Debt,
Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

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

J. J. POWELL, INC.,

* NO. 01-841-CD

Plaintiff

vs.

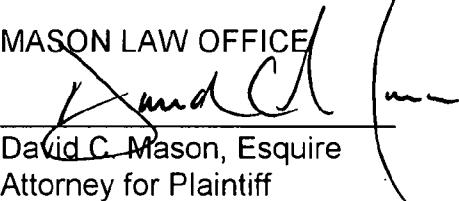
SIDNEY L. MILES and DEBRA A.
MILES, his wife, Defendants
individually and i/a/t/d/b/a MILES
DEVELOPMENT; and MILES
DEVELOPING and CONTRACTING,
INC.,

Defendants

PRAECIPE TO
SETTLE, DISCONTINUE AND SATISFY JUDGMENT
WITH REGARD TO DEBRA A. MILES ONLY

TO THE PROTHONOTARY,

Kindly mark the judgment against **DEBRA A. MILES**, settled, discontinued and satisfied. This Praecipe does not affect the judgments entered against any other Defendant

MASON LAW OFFICE

David C. Mason, Esquire
Attorney for Plaintiff

FILED

MAY 02 2002

William A. Shaw
Prothonotary

COPY

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

CIVIL DIVISION

J. J. Powell, Inc.

Vs.

No. 2001-00841-CD

**Sidney L. Miles and Debra A. Miles,
his wife, Defendants individually and
i/a/t/d/b/a Miles Development and
Miles Developing and Contracting, Inc.**

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on May 2, 2002 marked:

Settled, Discontinued and Judgment satisfied as to Debra A. Miles only.

Record costs in the sum of \$232.59 have been paid in full by David Mason, Esquire.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 2nd day of May A.D. 2002.

William A. Shaw, Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

COPY

CIVIL DIVISION

CERTIFICATE OF SATISFACTION OF JUDGMENT

No.: 2001-00841-CD

J. J. Powell, Inc.

Debt: \$11,996.63

Vs.

Atty's Comm.:

Sidney L. Miles and Debra A. Miles,
his wife, Defendants individually and
i/a/t/d/b/a Miles Development and
Miles Developing and Contracting, Inc.

Interest From:

Cost: \$7.00

NOW, Thursday, May 02, 2002 , directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record as to DEBRA A. MILES only.

Certified from the record this 2nd day of May, A.D. 2002.

Prothonotary

FILED

MAY 02 2002

MAY 11 2002

Atty. Moon pd. \$7.00

111.43/Atty. Moon pd. \$7.00
William A. Shaw 2 cent. Do. to Atty. Moon
Prothonotary

Copy to CA

(2) Stat. Satis also to Atty. Moon
RE