

01-1148-CD
SANDRA L. COVAL et al -vs- TERRY LINGENFELTER et al

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED
OCT 09 2001

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT OF SUMMONS

TO THE PROTHONOTARY:

Please reissue a Writ of Summons per the above-captioned matter.

Respectfully submitted,

ABOOD, RUSSELL, PAPPAS & ROZICH



Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded:



Kevin J. Rozich, Esquire

FILED
MAY 24 2001
OCT 09 2001

No CC
William A. Shaw
Prothonotary

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

COPY

SUMMONS

Sandra L. Coval , Individually and as
Administratrix of the Estate of
Robert Lee Keirn

Vs.

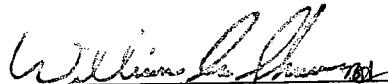
NO.: 2001-01148-CD

Terry Lingenfelter , Individually and Trading
business as Passage Ways, Inc., Andrew Szebin
Brian Koch and Richard Boyle

TO: TERRY LINGENFELTER, Individually and Trading as
PASSAGE WAYS, INC.,
ANDREW SZEBIN,
BRIAN KOCH, and
RICHARD BOYLE

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

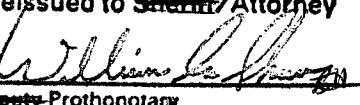
Date: 07/17/2001



William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich, Esquire
S.St. Station Professional Bldg.
Johnstown, PA 15901

10-9-01 Document
~~Reinstated/Reissued to Sheriff/Attorney~~
for service.


Deputy Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

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IN THE COURT OF COMMON PLEAS OF
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CIVIL ACTION - LAW
NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

1
FILED

AUG 13 2001

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
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: IN THE COURT OF COMMON PLEAS OF
: CLEARFIELD COUNTY, PENNSYLVANIA
: CIVIL ACTION - LAW
: NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT OF SUMMONS

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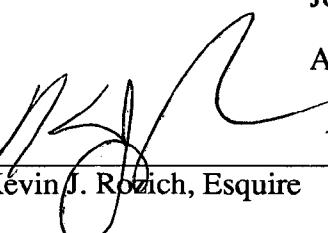
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Respectfully submitted,

ABOOD, RUSSELL, PAPPAS & ROZICH

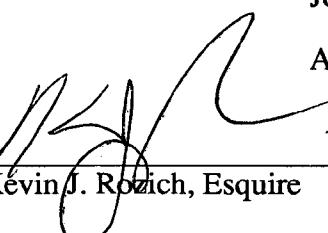


Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901



Attorney for Plaintiff

Jury Trial Demanded:



Kevin J. Rozich, Esquire

FILED *Atty pd*
MAY 13 2001 *Wint-reissued*

AUG 13 2001, Wint-reissued
to Atty

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
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ANDREW SZEBIN, BRIAN KOCH and
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Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 2001 - 1148-CD

PRAECLPICE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

SEP 17 2001

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

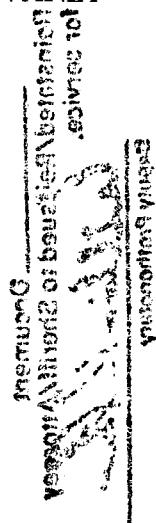
Plaintiff,

-vs-

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: IN THE COURT OF COMMON PLEAS OF
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: CIVIL ACTION - LAW
: NO. 2001 - 1148-CD



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TO THE PROTHONOTARY:

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Respectfully submitted,

ABOOD, RUSSELL, PAPPAS & ROZICH

Kevin J. Rozich/cjs
Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded: *Kevin J. Rozich/cjs*
Kevin J. Rozich, Esquire

FILED

SEP 12 2001

M 12/3/01

William A. Shaw

Prothonotary

ROUCH
PC \$7.00

9/13/01 Document
Reinstated/Reissued to Sheriff/Attorney
for service.

Deputy Prothonotary

Will. A. Shaw

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

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NO. 2001 - 1148-CD

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Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

OCT 31 2001

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

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: IN THE COURT OF COMMON PLEAS OF
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: CIVIL ACTION - LAW
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Kevin J. Rozich/cjs
Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded: *Kevin J. Rozich/cjs*
Kevin J. Rozich, Esquire

FILED

Atty Boruch

Oct 3 12 2001 pg. 7-00

William A. Shaw
Prothonotary

1 Reissue w/mt
to Atty
JG

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

COPY

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NO.: 2001-01148-CD

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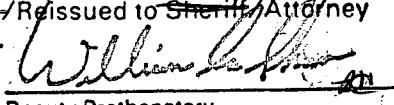
Date: 07/17/2001



William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich, Esquire
S.St. Station Professional Bldg.
Johnstown, PA 15901

10-310 Document
Reinstated/Reissued to Sheriff/Attorney
for service.


Deputy Prothonotary

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11261

COVAL, SANDRA L. /a/a/ admx. Of estate of Robert Lee Keirn

01-1148-CD

VS.

LINGENFELTER, TERRY al

SUMMONS

SHERIFF RETURNS

NOW SEPTEMBER 18, 2001, LARRY FIELD, SHERIFF OF BLAIR COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON PASSAGE WAYS, INC.; TERRY LINGENFELTER; ANDREW SZEBIN; BRIAN KOCH and RICHARD BOYLE, DEFENDANTS.

NOW OCTOBER 16, 2001 ATTEMPTED TO SERVE THE WITHIN SUMMONS ON PASSAGE WAYS, INC.; TERRY LINGENFELTER; ANDREW SZEBIN; BRIAN KOCH and RICHARD BOYLE, DEFENDANTS BY DEPUTIZING THE SHERIFF OF BLAIR COUNTY. THE RETURN OF SHERIFF FIELD IS HERETO ATTACHED AND MADE A PART OF THIS RETURN MARKED "NOT FOUND".

Return Costs

Cost	Description
34.68	SHFF. HAWKINS PAID BY: ATTY.
63.50	SHFF. FIELD PAID BY: ATTY.
50.00	SURCHARGE PAID BY: ATTY.

148.18

FILED

NOV 02 2001

01/02/01 am

William A. Shaw
Prothonotary

Sworn to Before Me This

3rd Day Of November 2001
W.A. Shaw

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

So Answers,

*Chester A. Hawkins
by Marilyn Farnsworth*
Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY PENNSYLVANIA
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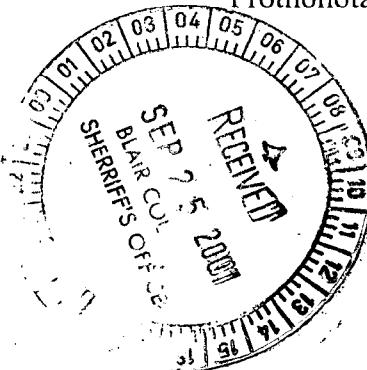
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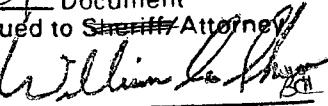
Date: 07/17/2001


William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich, Esquire
S.St. Station Professional Bldg.
Johnstown, PA 15901



9-12-01 Document
Reprinted/Reissued to Sheriff/Attorney
for service.

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF
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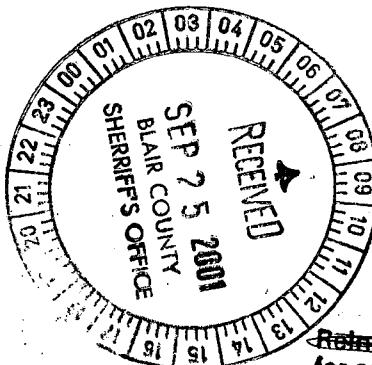
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Date: 07/17/2001

William A. Shaw
William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich, Esquire
S.St. Station Professional Bldg.
Johnstown, PA 15901



9-12-01
Document
Rebated/Reissued to Sheriff/Attorney
for service.
William A. Shaw
Deputy Prothonotary

IN THE COURT OF COMMON PLEAS OF
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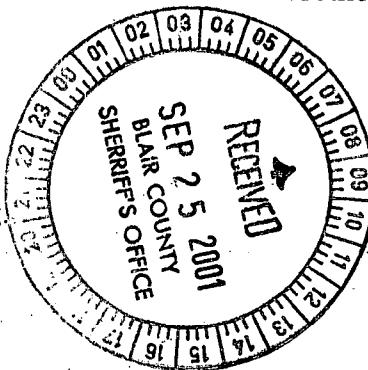
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William A. Shaw
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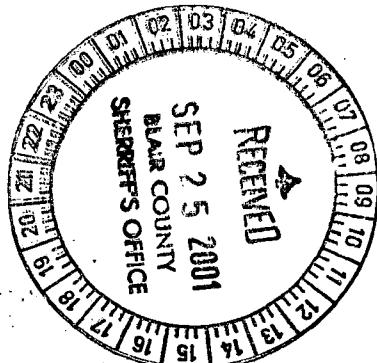
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IN THE COURT OF COMMON PLEAS OF
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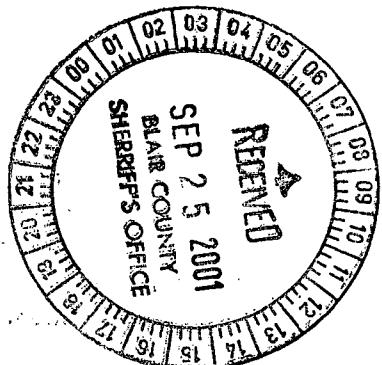
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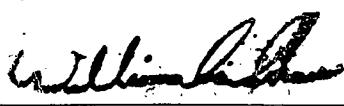
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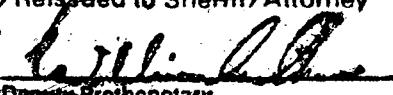
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S.St. Station Professional Bldg:
Johnstown, PA 15901

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Deputy Prothonotary

RECEIPT FOR PAYMENT

Blair County Pennsylvania
Blair County Courthouse
423 Allegheny Street

Receipt Date 09/25/2001
Receipt Time 09:02:20
Receipt No. 101783

SANDRA L. COVAL (VS) TERRY LINGENFELTER

Case Number 2001-60150 T
Service Info 001
Remarks

9/25/2001 Open

Total Check... +	150.00	Check No. 7303
Total Cash.... +	:00	
Cash Out..... -	<u>:00</u>	
Receipt total. =	150.00	

----- Distribution Of Payment -----

Transaction Description	Payment Amount
ADVANCE PAYMENT	150.00
	<hr/>
	150.00

ABOOD RUSSELL PAPPAS & ROZI

DATE RECEIVED

DATE PROCESSED

P.13
L.G.10

SHERIFF'S DEPARTMENT

BLAIR COUNTY, PENNSYLVANIA
COURTHOUSE, HOLLIDAYSBURG, PA. 16648

1-5

SHERIFF SERVICE
PROCESS RECEIPT, and AFFIDAVIT OF RETURN

INSTRUCTIONS:

Print legibly, insuring readability of all copies.

Do not detach any copies. BCSD ENV. #

1. PLAINTIFF / S /

Sandra L. Corral

2. COURT NUMBER

01-1148-cd/10150T

3. DEFENDANT / S /

Terry Linsenfelter et al

4. TYPE OF WRIT OR COMPLAINT

Summons

SERVE



5. NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVICE OR DESCRIPTION OF PROPERTY TO BE LEVIED, ATTACHED OR SOLD.

Passage Woods Inc.

AT

6. ADDRESS (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

RP 3 Box 825 Altoona Pa 16601

7. INDICATE UNUSUAL SERVICE:

 PERSONAL PERSON IN CHARGE DEPUTIZE CERT. MAIL REGISTERED MAIL POSTED OTHER

NOW, _____, I, SHERIFF OF BLAIR COUNTY, PA., do hereby deputize the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.

SHERIFF OF BLAIR COUNTY

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE:

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

9. SIGNATURE of ATTORNEY or other ORIGINATOR requesting service on behalf of:

Deputized by Clearfield County
Attala Russell Fappas Rozick PLAINTIFF
 DEFENDANT

10. TELEPHONE NUMBER

814-765-2641

11. DATE

12. I acknowledge receipt of the writ or complaint as indicated above.

13. SIGNATURE of Authorized BCSD Deputy or Clerk and Title

Doris Schuler

14. Date Received

9-25-01

14. Expiration/Hearing date

10-12-01

15. I hereby CERTIFY and RETURN that I have personally served, have served person in charge, have legal evidence of service as shown in "Remarks" (on reverse) have posted the above described property with the writ or complaint described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., at the address inserted below by handing/or Posting a TRUE and ATTESTED COPY thereof.16. I hereby certify and return a NOT FOUND because I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

17. Name and title of individual served

18. A person of suitable age and discretion then residing in the defendant's usual place of abode. Read Order

19. Address of where served (complete only if different than shown above) (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

20. Date of Service

21. Time

22. ATTEMPTS Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int.

23. Advance Costs

24.

150.00 Rec # 101783

SNT

30. REMARKS

27. Total Costs

28. COST BORROR REFUND

63.50

86.50

AFFIRMED and subscribed to before me this

16th

SO ANSWER.

day of

October 2001

By (Sheriff/Deputy Sheriff) (Please Print or Type)

Date

Signature of Sheriff

Date

NOTARY PUBLIC
Carlo Grieco, Notary Public
Freedom Twp., Blair County
My Commission Expires Feb. 3, 2003

SHERIFF OF BLAIR COUNTY

MY COMMISSION EXPIRES

I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE
Member, Pennsylvania Association of Notaries
OF AUTHORIZED ISSUING AUTHORITY AND TITLE.

39. Date Received

SHERIFF'S RETURN OF SERVICE

(1) The within _____ upon _____ the within named defendant by mailing to _____ by _____ mail, return receipt requested, postage prepaid on the _____ a true and attested copy thereof at _____

The return receipt signed by _____ defendant on the _____ is hereto attached and made part of this return.

(2) Outside the Commonwealth, pursuant to Pa. R.C.P. 405 (c), (1), (2), by mailing a true and attested copy thereof at _____ in the following manner.

(a) To the defendant by () registered () certified mail, return receipt requested, postage prepaid, addressee only on the _____ said receipt being returned NOT signed by defendant, but with a notation by the Postal Authorities that defendant refused to accept the same. The returned receipt and envelope is attached hereto and made part of this return.

And thereafter:

(b) To the defendant by ordinary mail addressed to defendant at same address, with the return address of the Sheriff appearing thereon, on the _____

I further certify that after fifteen (15) days from the mailing date, I have not received said envelope back from the Postal Authorities. A certificate of mailing is hereto attached as a proof of mailing.

(3) By publication in a daily publication of general circulation in the County of Blair, Commonwealth of Pennsylvania, _____ time (s) with publication appearing _____

The affidavit from said publication is hereto attached.

(4) By mailing to _____ by _____ mail, return receipt requested, postage prepaid on the _____ a true and attested copy thereof at _____

The _____ returned by the Postal Authorities marked _____ is hereto attached.

(5) Other _____

DATE RECEIVED

DATE PROCESSED

P.13
10/21/01**SHERIFF'S DEPARTMENT**BLAIR COUNTY, PENNSYLVANIA
COURTHOUSE, HOLLIDAYSBURG, PA. 16648

2-5

**SHERIFF SERVICE
PROCESS RECEIPT, and AFFIDAVIT OF RETURN****INSTRUCTIONS:**

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1. PLAINTIFF /S/

Sandra L. Coal

2. COURT NUMBER

0-1148-cp/60150 T

3. DEFENDANT /S/

Terry Lingenfelter et al

4. TYPE OF WRIT OR COMPLAINT

Summons

SERVE



5. NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVICE OR DESCRIPTION OF PROPERTY TO BE LEVIED, ATTACHED OR SOLD.

Terry Lingenfelter

6. ADDRESS (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

PO Box 825 Altoona PA 16602

7. INDICATE UNUSUAL SERVICE:

 PERSONAL PERSON IN CHARGE DEPUTIZE CERT. MAIL REGISTERED MAIL POSTED OTHER

NOW, _____, I, SHERIFF OF BLAIR COUNTY, PA., do hereby deputize the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.

SHERIFF OF BLAIR COUNTY

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE:

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

9. SIGNATURE of ATTORNEY or other ORIGINATOR requesting service on behalf of:

Abrood Russell Papas Rorick

 PLAINTIFF
 DEFENDANT

10. TELEPHONE NUMBER

11. DATE

12. I acknowledge receipt of the writ or complaint as indicated above.

13. Date Received

14. Expiration/Hearing date

Signature of Authorized BCSD Deputy or Clerk and Title
Bonnie Schreiber

9-25-01

10-12-01

15. I hereby CERTIFY and RETURN that I have personally served, have served person in charge, have legal evidence of service as shown in "Remarks" (on reverse) have posted the above described property with the writ or complaint described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., at the address inserted below by handing/or Posting a TRUE and ATTESTED COPY thereof.16. I hereby certify and return a NOT FOUND because I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

17. Name and title of individual served

18. A person of suitable age and discretion then residing in the defendant's usual place of abode. Read Order

19. Address of where served (complete only if different than shown above) (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

20. Date of Service

21. Time

22. ATTEMPTS Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int.

23. Advance Costs 24. 25. 26. 27. Total Costs 28. COST DUE OR REFUND

30. REMARKS

AFFIRMED and subscribed to before me this

16th

SO ANSWER.

Date

Date

October 2001
Carol Grieco

By (Sheriff/Dep. Sheriff) (Please Print or Type)

Signature of Sheriff

MY COMMISSION EXPIRES

NOTARY PUBLIC Notaria: Seal
Carol Grieco, Notary Public
Freedom Twp., Blair County

SHERIFF OF BLAIR COUNTY

I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE
OF AUTHORIZED ISSUING AUTHORITY, Pennsylvania Association of Notaries

39. Date Received

SHERIFF'S RETURN OF SERVICE

(1) The within _____ upon _____, the within named defendant by mailing to _____ by _____ mail, return receipt requested, postage prepaid _____ on the _____, a true and attested copy thereof at _____

The return receipt signed by _____ defendant on the _____ is hereto attached and made part of this return.

(2) Outside the Commonwealth, pursuant to Pa. R.C.P. 406 (c) (1)-(2), by mailing a true and attested copy thereof at _____ in the following manner:

(a) To the defendant by () registered () certified mail, return receipt requested, postage prepaid, addressee only on the _____ said receipt being returned NOT signed by defendant, but with a notation by the Postal Authorities that defendant refused to accept the same. The returned receipt and envelope is attached hereto and made part of this return.

And thereafter:

(b) To the defendant by ordinary mail addressed to defendant at same address, with the return address of the Sheriff appearing thereon, on the _____

I further certify that after fifteen (15) days from the mailing date, I have not received said envelope back from the Postal Authorities. A certificate of mailing is hereto attached as a proof of mailing.

(3) By publication in a daily publication of general circulation in the County of Blair Commonwealth of Pennsylvania, _____ time (s) with publication appearing _____

The affidavit from said publication is hereto attached.

(4) By mailing to _____ by _____ mail, return receipt requested, postage prepaid, on the _____ a true and attested copy thereof at _____

The _____ returned by the Postal Authorities marked _____ is hereto attached.

(5) Other _____

DATE RECEIVED

DATE PROCESSED

P.113
L93,10**SHERIFF'S DEPARTMENT**BLAIR COUNTY, PENNSYLVANIA
COURTHOUSE, HOLLIDAYSBURG, PA. 16648

3-5

**SHERIFF SERVICE
PROCESS RECEIPT, and AFFIDAVIT OF RETURN****INSTRUCTIONS:**Print legibly, insuring readability of all copies.
Do not detach any copies. BCSD ENV. #

1. PLAINTIFF / S

Sandra L. Coval

2. COURT NUMBER

01-1148-cs/60150T

3. DEFENDANT / S

Terry Uingenfelter et al

4. TYPE OF WRIT OR COMPLAINT

Summons

SERVE { 5. NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVICE OR DESCRIPTION OF PROPERTY TO BE LEVIED, ATTACHED OR SOLD.



AT

Andrew Szebin

6. ADDRESS (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

RD #3 Box 825 Altoona PA

7. INDICATE UNUSUAL SERVICE:

 PERSONAL PERSON IN CHARGE DEPUTIZE CERT. MAIL REGISTERED MAIL POSTED OTHER

NOW, _____, I, SHERIFF OF BLAIR COUNTY, PA., do hereby depose the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.

SHERIFF OF BLAIR COUNTY

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE:

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

9. SIGNATURE of ATTORNEY or other ORIGINATOR requesting service on behalf of:

Abrod Russell Pappas Borich

 PLAINTIFF
 DEFENDANT

10. TELEPHONE NUMBER

11. DATE

SIGNATURE of Authorized BCSD Deputy or Clerk and Title

Bonne Schreiber

13. Date Received

14. Expiration/Hearing date

9-25-01 10-12-01

12. I acknowledge receipt of the writ or complaint as indicated above.

15. I hereby CERTIFY and RETURN that I have personally served, have served person in charge, have legal evidence of service as shown in "Remarks" (on reverse) have posted the above described property with the writ or complaint described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., at the address inserted below by handing/or Posting a TRUE and ATTESTED COPY thereof.16. I hereby certify and return a NOT FOUND because I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

17. Name and title of individual served

18. A person of suitable age and discretion then residing in the defendant's usual place of abode. Read Order

19. Address of where served (complete only if different than shown above) (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

20. Date of Service

21. Time

22. ATTEMPTS Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int.

23. Advance Costs 24. 25. 26. 27. Total Costs 28. COST DUE OR REFUND

30. REMARKS

SO ANSWER.

AFFIRMED and subscribed to before me this

16th

By (Sheriff/Dep. Sheriff) (Please Print or Type)

Date

day of

October 2001

Signature of Sheriff

Date

WITNESS: Seal
Notary Public
Freedom Twp., Blair County

SHERIFF OF BLAIR COUNTY

MY COMMISSION EXPIRES My Commission Expires Feb. 3, 2003

I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE
OF AUTHORIZED ISSUING AUTHORITY AND TITLE.

39. Date Received

SHERIFF'S RETURN OF SERVICE

() (1) The within _____ upon _____, the within named defendant by mailing to _____ by _____ mail, return receipt requested, postage prepaid _____ on the _____ a true and attested copy thereof at _____

The return receipt signed by _____ defendant on the _____ is hereto attached and made part of this return.

() (2) Outside the Commonwealth, pursuant to Pa. R.C.P. 405-(c)-(f)-(2), by mailing a true and attested copy thereof at _____ in the following manner.

() (a) To the defendant by () registered () certified mail, return receipt requested, postage prepaid, addressee only on the _____ said receipt being returned NOT signed by defendant, but with a notation by the Postal Authorities that defendant refused to accept the same. The returned receipt and envelope is attached hereto and made part of this return.

And thereafter:

() (b) To the defendant by ordinary mail addressed to defendant at same address, with the return address of the Sheriff appearing thereon, on the _____

I further certify that after fifteen (15) days from the mailing date, I have not received said envelope back from the Postal Authorities. A certificate of mailing is hereto attached as a proof of mailing.

() (3) By publication in a daily publication of general circulation in the County of Blair, Commonwealth of Pennsylvania, _____ time (s) with publication appearing _____

The affidavit from said publication is hereto attached.

() (4) By mailing to _____ by _____ mail, return receipt requested, postage prepaid, on the _____ a true and attested copy thereof at _____

The _____ returned by the Postal Authorities marked _____ is hereto attached.

() (5) Other _____

DATE RECEIVED

DATE PROCESSED

P.113
L. 9-2-10

SHERIFF'S DEPARTMENT

BLAIR COUNTY, PENNSYLVANIA
COURTHOUSE, HOLLIDAYSBURG, PA. 16648

4-5

SHERIFF SERVICE
PROCESS RECEIPT, and AFFIDAVIT OF RETURN

INSTRUCTIONS:

Print legibly, insuring readability of all copies.

Do not detach any copies. BCSD ENV. #

1. PLAINTIFF / S /

Sandra L. Coval

2. COURT NUMBER

01-1148-cp/60150T

3. DEFENDANT / S /

Terry Lingenfelter et al

4. TYPE OF WRIT OR COMPLAINT

SERVE { 5. NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVICE OR DESCRIPTION OF PROPERTY TO BE LEVIED, ATTACHED OR SOLD.



Brian Koch

PO Box 825 Altoona PA 16601

6. ADDRESS (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

7. INDICATE UNUSUAL SERVICE: PERSONAL PERSON IN CHARGE DEPUTIZE CERT. MAIL REGISTERED MAIL POSTED OTHER

NOW, _____, I, SHERIFF OF BLAIR COUNTY, PA., do hereby deputize the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.

SHERIFF OF BLAIR COUNTY

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE:

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

9. SIGNATURE of ATTORNEY or other ORIGINATOR requesting service on behalf of:

Abdul Russell Pappas Borick

 PLAINTIFF
 DEFENDANT

10. TELEPHONE NUMBER

11. DATE

SIGNATURE of Authorized BCSD Deputy or Clerk and Title

Bonnie Schreiber

13. Date Received

14. Expiration/Hearing date

9-25-01

10-12-01

SPACE BELOW FOR USE OF SHERIFF ONLY — DO NOT WRITE BELOW THIS LINE

12. I acknowledge receipt of the writ or complaint as indicated above.

15. I hereby CERTIFY and RETURN that I have personally served, have served person in charge, have legal evidence of service as shown in "Remarks" (on reverse) have posted the above described property with the writ or complaint described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., at the address inserted below by handing/or Posting a TRUE and ATTESTED COPY thereof.16. I hereby certify and return a NOT FOUND because I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

17. Name and title of individual served

18. A person of suitable age and discretion then residing in the defendant's usual place of abode. Read Order

19. Address of where served (complete only if different than shown above) (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

20. Date of Service

21. Time

22. ATTEMPTS Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int.

23. Advance Costs 24. 25. 26. 27. Total Costs 28. COST DUE OR REFUND

30. REMARKS

AFFIRMED and subscribed to before me this

16th

SO ANSWER.

day of

October 2001

By (Sheriff/Dep. Sheriff) (Please Print or Type)

Date

MY COMMISSION EXPIRES

 NOTARY PUBLIC
 Commonwealth of Pennsylvania
 Freedom Twp., Blair County
 My Commission Expires Feb. 3, 2003

SHERIFF OF BLAIR COUNTY

I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN—SIGNATURE
Member, Pennsylvania Association of Notaries
OF AUTHORIZED ISSUING AUTHORITY AND TITLE

39. Date Received

SHERIFF'S RETURN OF SERVICE

() (1) The within _____ upon _____ the within named defendant by mailing to _____ by _____ mail, return receipt requested, postage prepaid _____ on the _____, a true and attested copy thereof at _____

The return receipt signed by _____ defendant on the _____ is hereto attached and made part of this return.

() (2) Outside the Commonwealth, pursuant to Pa. R.C.P. 405 (c) (1) (2) by mailing a true and attested copy thereof at _____ in the following manner.

() (a) To the defendant by () registered () certified mail, return receipt requested, postage prepaid, addressee only on the _____ said receipt being returned NOT signed by defendant, but with a notation by the Postal Authorities that defendant refused to accept the same. The returned receipt and envelope is attached hereto and made part of this return.

And thereafter:

() (b) To the defendant by ordinary mail addressed to defendant at same address, with the return address of the Sheriff appearing thereon, on the _____

I further certify that after fifteen (15) days from the mailing date, I have not received said envelope back from the Postal Authorities. A certificate of mailing is hereto attached as a proof of mailing.

() (3) By publication in a daily publication of general circulation in the County of Blair, Commonwealth of Pennsylvania, _____ time (s) with publication appearing _____

The affidavit from said publication is hereto attached.

() (4) By mailing to _____ by _____ mail, return receipt requested, postage prepaid, on the _____ a true and attested copy thereof at _____

The _____ returned by the Postal Authorities marked _____ is hereto attached.

() (5) Other _____

DATE RECEIVED

DATE PROCESSED

P.113
L. 94, 10

SHERIFF'S DEPARTMENT

BLAIR COUNTY, PENNSYLVANIA
COURTHOUSE, HOLLIDAYSBURG, PA. 16648

5-5

SHERIFF SERVICE
PROCESS RECEIPT, and AFFIDAVIT OF RETURN

INSTRUCTIONS:

Print legibly, insuring readability of all copies.

Do not detach any copies. BCSD ENV. #

1. PLAINTIFF / S

Sandra L. Coal

2. COURT NUMBER

01-1148-CO / 60150T

3. DEFENDANT / S

Terry Bingenfelter et al

4. TYPE OF WRIT OR COMPLAINT

Summons

SERVE



5. NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVICE OR DESCRIPTION OF PROPERTY TO BE LEVIED, ATTACHED OR SOLD.

Richard Boyle

6. ADDRESS (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

Rd 3 Box 825 Altoona PA 16601

7. INDICATE UNUSUAL SERVICE:

 PERSONAL PERSON IN CHARGE DEPUTIZE CERT. MAIL REGISTERED MAIL POSTED OTHER

NOW, _____, I, SHERIFF OF BLAIR COUNTY, PA., do hereby deputize the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.

SHERIFF OF BLAIR COUNTY

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE:

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

9. SIGNATURE of ATTORNEY or other ORIGINATOR requesting service on behalf of:

Abrod Russell Pappas Bozich

 PLAINTIFF
 DEFENDANT

10. TELEPHONE NUMBER

11. DATE

SPACE BELOW FOR USE OF SHERIFF ONLY — DO NOT WRITE BELOW THIS LINE

12. I acknowledge receipt of the writ or complaint as indicated above.

SIGNATURE of Authorized BCSD Deputy or Clerk and Title

Bonnie Schreiber

13. Date Received

9-25-01

14. Expiration/Hearing date

10-12-01

15. I hereby CERTIFY and RETURN that I have personally served, have served person in charge, have legal evidence of service as shown in "Remarks" (on reverse) have posted the above described property with the writ or complaint described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., at the address inserted below by handing/or Posting a TRUE and ATTESTED COPY thereof.16. I hereby certify and return a NOT FOUND because I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

17. Name and title of individual served

18. A person of suitable age and discretion then residing in the defendant's usual place of abode. Read Order

19. Address of where served (complete only if different than shown above) (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

20. Date of Service

21. Time

22. ATTEMPTS Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int.

23. Advance Costs 24. 25. 26. 27. Total Costs 28. COST DUE OR REFUND

30. REMARKS

SO ANSWER.
OK

10/16/01

AFFIRMED and subscribed to before me this

16th

By (Sheriff/Dep. Sheriff) (Please Print or Type)

day of

October, 2001
Carol Glacee

Signature of Sheriff

Date

SHERIFF OF BLAIR COUNTY

MY COMMISSION EXPIRES

NOTARY PUBLIC
Carol Grieco, Notary Public
Freedom Twp., Blair County
My Commission Expires Feb 3, 2003

I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE
OF AUTHORIZED ISSUING AUTHORITY AND THE ASSOCIATION OF Notaries

39. Date Received

SHERIFF'S RETURN OF SERVICE

() (1) The within _____ upon _____ the within named defendant by mailing to _____ by _____ mail, return receipt requested, postage prepaid _____ on the _____ a true and attested copy thereof at _____

10-13-12 10-13-12
The return receipt signed by _____ defendant on the _____ is hereto attached and made part of this return.

() (2) Outside the Commonwealth, pursuant to Pa. R.C.P. 405 (c) (1) (2), by mailing a true and attested copy thereof at _____

in the following manner:

() (a) To the defendant by () registered () certified mail, return receipt requested, postage prepaid, addressee only on the _____ said receipt being returned NOT signed by defendant, but with a notation by the Postal Authorities that defendant refused to accept the same. The returned receipt and envelope is attached hereto and made part of this return.

And thereafter:

() (b) To the defendant by ordinary mail addressed to defendant at same address, with the return address of the Sheriff appearing thereon, on the _____

I further certify that after fifteen (15) days from the mailing date, I have not received said envelope back from the Postal Authorities. A certificate of mailing is hereto attached as a proof of mailing.

() (3) By publication in a daily publication of general circulation in the County of Blair Commonwealth of Pennsylvania, _____ time (s) with publication appearing _____

10-13-12
The affidavit from said publication is hereto attached.

() (4) By mailing to _____ by _____ mail, return receipt requested, postage prepaid, on the _____ a true and attested copy thereof at _____

The _____ returned by the Postal Authorities marked _____ is hereto attached.

() (5) Other _____

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

NOV 2 1 2001

11/12/2001 m

William A. Shaw

Prothonotary pp 7.2

1 CENT TOTAL

REISSUED WRIT TO ATTY

E
KPS

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

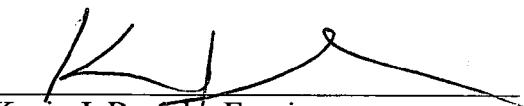
PRAECIPE TO REISSUE WRIT OF SUMMONS

TO THE PROTHONOTARY:

Please reissue a Writ of Summons per the above-captioned matter.

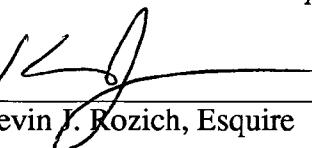
Respectfully submitted,

ABOOD, RUSSELL, PAPPAS & ROZICH


Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded:


Kevin J. Rozich, Esquire

RECEIVED
CLEARFIELD COUNTY PROTHONOTARY
MAY 14, 2001
3:28 PM

FILED

NOV 21 2001

William A. Shaw
Prothonotary

Nov. 21, 2001 Document
Reinstated/Reissued to Sheriff/Attorney
for service. 

Deputy Prothonotary

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

SUMMONS

**Sandra L. Coval
Robert Lee Keirn Estate**

Vs.

NO.: 2001-01148-CD

**Terry Lingenfelter
Passage Ways, Inc.
Andrew Szebin
Brian Koch
Richard Boyle**

**TO: TERRY LINGENFELTER
PASSAGE WAYS, INC.
ANDREW SZEBIN
BRIAN KOCH
RICHARD BOYLE**

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 07/17/2001

**William A. Shaw
Prothonotary**

Issuing Attorney:

**Kevin J. Rozich
S.St. Station Professional Bld
Johnstown, PA 15901**

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

DEC 14 2001

**William A. Shaw
Prothonotary**

100-14501

William A. Shaw
Photographer

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT OF SUMMONS

TO THE PROTHONOTARY:

Please reissue a Writ of Summons per the above-captioned matter.

Respectfully submitted,

ROZ J. ROZICH ABOOD, RUSSELL, PAPPAS & ROZICH

W. A. Rozich
Prothonotary

Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded:

Kevin J. Rozich, Esquire

Document
Docketed/Assigned to Prothonotary
Attala
Prothonotary

FILED

11:35 AM
DEC 14 2001

William A. Shaw
Prothonotary

1cc
Atty

Atty pd. 7.00

④ Summons reissued
to Atty

E
RJD

12-14-01 Document

Generated/Reissued to Sheriff/Attorney
for service.

William A. Shaw
Deputy Prothonotary

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

SUMMONS

**Sandra L. Coval individually and as
Administratrix of the Estate of
Robert Lee Keirn**

Vs.

NO.: 2001-01148-CD

**Terry Lingenfelter, Individually and trading
business as Passage Ways, Inc.; Andrew Szebin,
Brian Koch and Richard Boyle**

**TO: TERRY LINGENFELTER
PASSAGE WAYS, INC.
ANDREW SZEBIN
BRIAN KOCH
RICHARD BOYLE**

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 07/17/2001

**William A. Shaw
Prothonotary**

Issuing Attorney:

Kevin J. Rozich
S.St. Station Professional Bld
Johnstown, PA 15901

**Document
Reinstated/Reissued to Sheriff/Attorney
for service.**

Deputy Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

PRAECLYPE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

JAN C C 2002

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

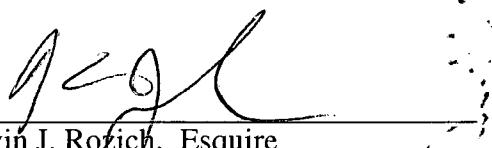
PRAECEIPE TO REISSUE WRIT OF SUMMONS

TO THE PROTHONOTARY:

Please reissue a Writ of Summons per the above-captioned matter.

Respectfully submitted,

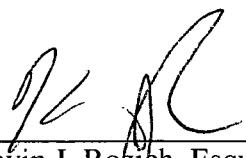
ABOOD, RUSSELL, PAPPAS & RÓZICH



Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded:



Kevin J. Rozich, Esquire

FILED

John C. Smith
Impair Cott, Rich, pd \$7.00
William A. Shaw
Prothonotary
5 Summons issued atty.

1-802 Document
Reinstated/Reissued to Sheriff/Attorney
or service.

John C. Smith

COPY

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

SUMMONS

**Sandra L. Coval individually and as
Administratrix of the Estate of
Robert Lee Keirn**

Vs.

NO.: 2001-01148-CD

**Terry Lingenfelter, Individually and trading
business as Passage Ways, Inc.; Andrew Szebin,
Brian Koch and Richard Boyle**

**TO: TERRY LINGENFELTER
PASSAGE WAYS, INC.
ANDREW SZEBIN
BRIAN KOCH
RICHARD BOYLE**

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

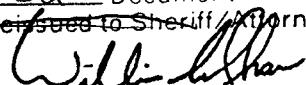
Date: 07/17/2001

William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich
S.St. Station Professional Bld
Johnstown, PA 15901

1-802 Document
Reinstated/Reissued to Sheriff/Attorney
for service.


Deputy Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

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

: CIVIL ACTION - LAW

: NO. 2001 - 1148-CD

: PETITION FOR SPECIAL SERVICE

: Counsel of Record for Plaintiff:

: Kevin J. Rozich, Esquire
: Abood, Russell, Pappas & Rozich
: 709 Franklin Street, Suite 200
: Johnstown, Pennsylvania 15901
: (814) 535-6751
: Pa. I.D. No.: 37494

FILED

JAN 30 2002

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

: IN THE COURT OF COMMON PLEAS OF
: CLEARFIELD COUNTY, PENNSYLVANIA
: CIVIL ACTION - LAW
: NO. 2001 - 1148-CD

PETITION FOR SPECIAL SERVICE

AND NOW, comes the Plaintiff, Sandra L. Coval, Individually and as Administratrix of the Estate of Robert Lee Keirn, by and through her attorney, Kevin J. Rozich, Esquire, and Abood, Russell, Pappas & Rozich to seek a Special Order of Court for publication to accomplish service for the following reasons:

1. That a Praecept for Writ of Summons was filed to the above-captioned matter on July 17, 2001, in the Court of Common Pleas of Clearfield County.
2. That Instructions were given to the Sheriff to serve the Defendants at their last known business address of 1200 Skyline Drive, Blandburg, Cambria County, Pennsylvania 16619.
3. That a return was made by the Cambria County Sheriff and the Elk County Sheriff dated August 16, 2001, stating that there is no longer a business at 1200 Skyline Drive, Blandburg, Cambria County, Pennsylvania 16619.
4. That Instructions were given to the Sheriff to serve the Defendants at their last known business address of R.D. 3, Box 825, Altoona, Blair County, Pennsylvania 16601.
5. That a return was made by the Blair County Sheriff dated October 16, 2001, stating the address of R.D. 3, Box 825, Altoona, Blair County, Pennsylvania 16601 was "Not Found".
6. Inquiries have been made in an attempt to locate the Defendants thereafter as follows:

- a. The telephone book as well as the City Directory was searched without success relative to a new address for the Defendants; and
- b. The Corporation Bureau was contacted and gave the address of R.D. 3, Box 825, Altoona, Pennsylvania 16601 for Passage Ways, Inc. The Blair County Sheriff's Office attempted to locate this address. They indicated that this address was "Not Found".

7. As a result of the foregoing attempts, the Plaintiff has been unable to locate the Defendants to accomplish effective service.

WHEREFORE, Your Petitioner respectfully prays that a Special Order of Court be entered as authorized under Pa. R.C.P. 430 permitting service to be made upon the Defendants, Terry Lingenfelter, Individually and trading business as Passage Ways, Inc.; Andrew Szebin, Brian Koch and Richard Boyle, by publication.

Respectfully submitted,

ABOOD, RUSSELL, PAPPAS & ROZICH



Kevin J. Rozich, Esquire
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
Attorney for Plaintiff

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

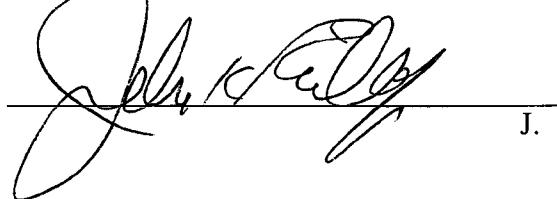
CIVIL ACTION - LAW

NO. 2001 - 1148-CD

ORDER

AND NOW, on this 31st day of January, 2002, upon considering the foregoing Petition, it is hereby DIRECTED that the Plaintiff be permitted to serve the Defendants, Terry Lingenfelter, Individually and trading business as Passage Ways, Inc.; Andrew Szegin, Brian Koch and Richard Boyle, by publication one time in The Progress, a newspaper of general circulation in Clearfield County, and one time in the Clearfield County Legal Journal, by publishing a Legal Notice with Proofs of Publication being filed of record.

BY THE COURT:

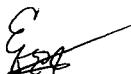


J.

FILED

JAN 31 2002

01/31/02 atty Rozich
William A. Shaw
Prothonotary



VERIFICATION

SK I, Sandra L. Coval, verify that the statements made in the foregoing are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.

Sandra L. Coval
Sandra L. Coval

Dated: 1-2-02

FILED

2002

1/30/02
JAN 30 2002
AMERICAN
COURT OF APPEALS
FOR THE FEDERAL CIRCUIT

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

PRAECLPICE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

FEB 06 2002

**William A. Shaw
Prothonotary**

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

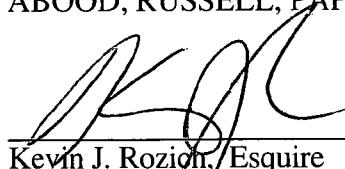
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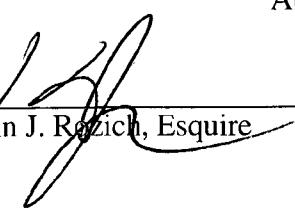
ABOOD, RUSSELL, PAPPAS & ROZICH



Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded:



Kevin J. Rozich, Esquire

RECEIVED
CLEARFIELD COUNTY PROTHONOTARY
MAY 14 2001
1148-CD

FILED

FEB 06 2002

M.B.30/Att. Robich PD \$7.00

William A. Shaw

Prothonotary

(S) Writs issued at

Robich

2/6/02 Document

Reinstated/Reissued to Sheriff/Attorney
for service.

Willie L. Shaw

Deputy Prothonotary

2/6/02 Document

Reinstated/Reissued to Sheriff/Attorney
for service.

Willie L. Shaw

Deputy Prothonotary

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11261

COVAL, SANDRA L. /a/a/ admx. Of estate of Robert Lee Keirn

01-1148-CD

VS.

LINGENFELTER, TERRY a1

SUMMONS

SHERIFF RETURNS

NOW JULY 26, 2001, BOB KOLAR, SHERIFF OF ELK COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON TERRY LINGENFELTER IND. & T/A PASSAGE WAYS, INC.; ANDREW SZEBIN; BRIAN KOCH, AND RICHARD BOYLE, DEFENDANTS.

NOW AUGUST 16, 2001 ATTEMPTED TO SERVE THE WITHIN SUMMONS ON TERRY LINGENFELTER, IND & T/A PASAGE WAYS, INC.;; ANDREW SZEBIN; BRIAN KOCH, AND RICHARD BOYLE, DEFENDANTS BY DEPUTIZING THE SHERIFF OF ELK COUNTY. THE RETURN OF SHERIFF KOLAR IS HERETO ATTACHED AND MADE A PART OF THIS RETURN MARKED "NOT FOUND" NO LONGER A BUSINESS AT THAT ADDRESS.

Return Costs

Cost	Description
39.02	SHFF. HAWKINS PAID BY: ATTY.
37.70	SHFF. KOLAR PAID BY: ATTY.
40.00	SURCHARGE PAID BY: ATTY.

Sworn to Before Me This

28th Day Of August 2001,

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

So Answers,

*Chester Hawkins
My Manlyn Harry*
Chester A. Hawkins
Sheriff

CASE # PLAINTIFF
90225-01 SANDRA L. COVAL 2001-1148
DATE 8/16/01

DEFENDANT
TERRY LINGENFELTER 2001-1148

NOT FOUND AS TO THE WITHIN NAMED DEFENDANTS TERRY LINGEN-FELTER IND. AND T/A PASSAGE WAYS INC., ANDREW SZEBIN, BRIAN KOCH, RICHARD BOYLE BY BOB KOLAR, SHERIFF OF CAMBRIA CO. PA. NO LONGER A BUSINESS AT THIS ADDRESS. MY COSTS PAID BY ATTORNEY FOR PLAINTIFF.

SHERIFF COSTS 34.70

PRO 3.00

TOTAL COSTS 37.70

SO ANSWERS,

Bob Kolar

BOB KOLAR, SHERIFF

SWORN AND SUBSCRIBED TO BEFORE ME THIS 23RD DAY OF AUG. 01.

PROTHONATARY *Patty Bekebili*



Sheriff's Office Clearfield County

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

CLEARFIELD COUNTY FAX
(814) 765-5915

CHESTER A. HAWKINS
SHERIFF

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

DARLENE SHULTZ
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

MARGARET PUTT
OFFICE MANAGER

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

SANDRA L. COVAL, i/a/a admx. of Estate of
Robert Lee Keirn

VS:

TERRY LINGENFELTER a1

SERVE BY: 8/16/01

or

HEARING DATE:

TERM & NO.: 01-1148-CD

DOCUMENT TO BE SERVED:

SUMMONS

SERVE: 1. TERRY LINGENFELTER Ind & t/a PASSAGE WAYS, INC.
2. ANDREW SZEBIN
3. BRIAN KOCH
4. RICHARD BOYLE

ADDRESS: ALL DEFENDANTS-1200 Skyline Drive, Blandburg, Pa. 16619
1200 Skyline Drive, Blandburg, Pa. 16619
PA 16619

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 CAMBRIA County Pennsylvania to execute this writ.

This Deputation being made at the request and risk of the Plaintiff this 26th day of JULY 2001.

MAKE REFUND PAYABLE TO: ATTY STATED HE SENT YOUR ADVANCE COST TO YOU DIRECTLY

Respectfully,

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY

RECEIVED
SHERIFF'S OFFICE

2001 JUL 30 A 10:28

CAMBRIA COUNTY
EBENSBURG, PA

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

SUMMONS

Sandra L. Coval , Individually and as
Administratrix of the Estate of
Robert Lee Keirn

Vs.

NO.: 2001-01148-CD

Terry Lingenfelter , Individually and Trading
business as Passage Ways, Inc., Andrew Szebin
Brian Koch and Richard Boyle

TO: TERRY LINGENFELTER, Individually and Trading as
PASSAGE WAYS, INC.,
ANDREW SZEBIN,
BRIAN KOCH, and
RICHARD BOYLE

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 07/17/2001



William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich, Esquire
S. St. Station Professional Bldg.
Johnstown, PA 15901

RECEIVED
SHERIFF'S OFFICE

2001 JUL 30 A 10:29

CAMBRIA COUNTY
EBENSBURG, PA

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

SUMMONS

**Sandra L. Coval , Individually and as
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Vs.

NO.: 2001-01148-CD

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Brian Koch and Richard Boyle**

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ANDREW SZEBIN,
BRIAN KOCH, and
RICHARD BOYLE**

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Date: 07/17/2001



William A. Shaw
Prothonotary

Issuing Attorney:

**Kevin J. Rozich, Esquire
S.St. Station Professional Bldg.
Johnstown, PA 15901**

RECEIVED
SHERIFF'S OFFICE

2001 JUL 30 A 10:29

CAMBRIA COUNTY
EBENSBURG, PA

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

COPY

SUMMONS

**Sandra L. Coval , Individually and as
Administratrix of the Estate of
Robert Lee Keirn**

Vs.

NO.: 2001-01148-CD

**Terry Lingenfelter , Individually and Trading
business as Passage Ways, Inc., Andrew Szebin
Brian Koch and Richard Boyle**

TO: TERRY LINGENFELTER, Individually and Trading as
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ANDREW SZEBIN,
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RICHARD BOYLE

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 07/17/2001



William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich, Esquire
S.St. Station Professional Bldg.
Johnstown, PA 15901

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
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ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

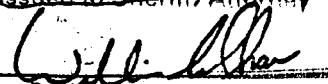
FILED

MAR 01 2002

10/9/41 atty Rozich
William A. Shaw pd 7.00
Prothonotary

31-02 Document
Reinstated/Released to Sheriff/Attorney
for service.

Deputy Prothonotary



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

COPY

SUMMONS

Sandra L. Coval
Robert Lee Keirn Estate

Vs.

NO.: 2001-01148-CD

Terry Lingenfelter
Passage Ways, Inc.
Andrew Szebin
Brian Koch
Richard Boyle

TO: **TERRY LINGENFELTER**
PASSAGE WAYS, INC.
ANDREW SZEBIN
BRIAN KOCH
RICHARD BOYLE

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 07/17/2001

William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich
S.St. Station Professional Bld
Johnstown, PA 15901

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

PRAECLPICE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

MAR 27 2002

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT OF SUMMONS

TO THE PROTHONOTARY:

Please reissue a Writ of Summons per the above-captioned matter.

Respectfully submitted,

ABOOD, RUSSELL, PAPPAS & ROZICH

Kevin J. Rozich/cjs
Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded: *Kevin J. Rozich/cjs*
Kevin J. Rozich, Esquire

FILED

Atty pd
7.00

3:38 PM
MAR 27 2002

1cc Atty

William A. Shaw
Prothonotary

W.A. Shaw

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

COPY

SUMMONS

Sandra L. Coval
Robert Lee Keirn Estate

Vs.

NO.: 2001-01148-CD

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Passage Ways, Inc.
Andrew Szabin
Brian Koch
Richard Boyle

TO: **TERRY LINGENFELTER**
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ANDREW SZEBIN
BRIAN KOCH
RICHARD BOYLE

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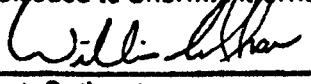


William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich
S.St. Station Professional Bld
Johnstown, PA 15901

3-27-02 Document
Reinstated/Reissued to Sheriff/Attorney
for service.



William A. Shaw
Deputy Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

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IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

APR 22 2002

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

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: CIVIL ACTION - LAW

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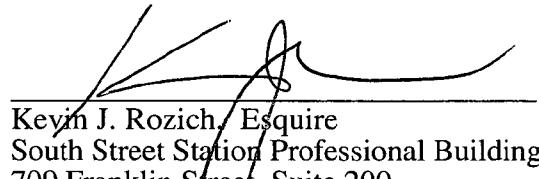
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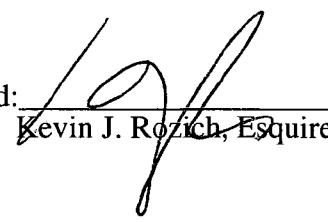
ABOOD, RUSSELL, PAPPAS & ROZICH



Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded:



Kevin J. Rozich, Esquire

FILED

APR 22 2002
12:56 PM
APR 22 2002
No cc

Writ issued
to Amy
William A. Shaw
Prothonotary

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

COPY
SUMMONS

Sandra L. Coval
Robert Lee Keirn Estate

Vs.

NO.: 2001-01148-CD

Terry Lingenfelter
Passage Ways, Inc.
Andrew Szebin
Brian Koch
Richard Boyle

TO: TERRY LINGENFELTER
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RICHARD BOYLE

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William A. Shaw
Prothonotary

Issuing Attorney:

Kevin J. Rozich
S.St. Station Professional Bld
Johnstown, PA 15901

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for service.

Deputy Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

SANDRA L. COVAL, Individually and as
Administratrix of the ESTATE OF ROBERT
LEE KEIRN,

Plaintiff

v.

TERRY LINGENFELTER, Individually and
trading business as PASSAGEWAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants

JURY TRIAL DEMANDED

CIVIL DIVISION

No. 2001 - 1148 C.D.

PRAECIPE FOR APPEARANCE

Filed on behalf of:
Terry Lingenfelter, individually and trading
business as Passageways, Inc.

Counsel of Record for this party:
Mark R. Hamilton, Esquire
Pa. I.D. #29919
George R. Farneth, II, Esquire
Pa. I.D. #53914

ZIMMER KUNZ
PROFESSIONAL LIMITED LIABILITY
COMPANY
Firm #920
3300 USX Tower
Pittsburgh, PA 15219

(412) 281-8000

FILED

MAY 10 2002
M110:35/noc
William A. Shaw
Prothonotary

PRAECIPE FOR APPEARANCE

Kindly enter my appearance on behalf of Terry Lingenfelter, individually and trading business as Passageways, Inc., defendants in the above-captioned matter.

ZIMMER KUNZ

By: Mark R. Hamilton
Mark R. Hamilton, Esquire

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the within document was forwarded to counsel below named by United States Mail on the 14th day of May, 2002.

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
709 Franklin Street, Suite 200
Johnstown, PA 15901

ZIMMER KUNZ
PROFESSIONAL LIMITED LIABILITY COMPANY

By: 

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2001 - 1148-CD

PRAECIPE TO REISSUE WRIT
OF SUMMONS

Filed on behalf of Plaintiff

Counsel of Record for Plaintiff:

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901
(814) 535-6751

Pa. ID Number: 37494

FILED

MAY 16 2002

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
trading business as PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

: IN THE COURT OF COMMON PLEAS OF
: CLEARFIELD COUNTY, PENNSYLVANIA
: CIVIL ACTION - LAW
: NO. 2001 - 1148-CD

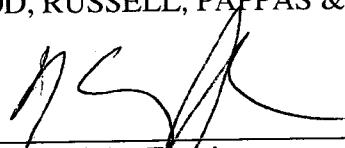
PRAECIPE TO REISSUE WRIT OF SUMMONS

TO THE PROTHONOTARY:

Please reissue a Writ of Summons per the above-captioned matter.

Respectfully submitted,

ABOOD, RUSSELL, PAPPAS & ROZICH



Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, Pennsylvania 15901

Attorney for Plaintiff

Jury Trial Demanded: 

Kevin J. Rozich, Esquire

FILED

MAY 16 2002
M 330 | constat. goes to
William A. Shaw
Prothonotary
Gettysburg
PA 0700
EPA

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

SUMMONS

**Sandra L. Coval
Robert Lee Keirn Estate**

Vs.

NO.: 2001-01148-CD

**Terry Lingenfelter
Passage Ways, Inc.
Andrew Szebin
Brian Koch
Richard Boyle**

**TO: TERRY LINGENFELTER
PASSAGE WAYS, INC.
ANDREW SZEBIN
BRIAN KOCH
RICHARD BOYLE**

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 07/17/2001



**William A. Shaw
Prothonotary**

Issuing Attorney:

**Kevin J. Rozich
S.St. Station Professional Bld
Johnstown, PA 15901**

**Document
Reinstated/Reissued to Sheriff/Attorney
for service.**

Deputy Prothonotary

SANDRA L. COVAL, Individually, and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiffs,

V.

TERRY LINGENFELTER, Individually and
t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN; BRIAN KOCH; and
RICHARD BOYLE,

Defendants.

FILED

MAY 30 2002
012411166 City Reg'd
William A. Shaw
Prothonotary
Kob

SANDRA L. COVAL, Individually, and
as Administratrix of the ESTATE OF,
ROBERT LEE KEIRN,

Plaintiffs,

v.

TERRY LINGENFELTER, Individually, and
t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN; BRIAN KOCH; and
RICHARD BOYLE,

Defendants.

) IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
)
>) CIVIL ACTION - LAW
)
>) NO. 2001 -1148 - CD
)
)
)
>) JURY TRIAL DEMANDED
)
)

NOTICE TO DEFEND AND CLAIM RIGHTS

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 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 A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Clearfield County Court Administrator
Clearfield County Courthouse
One N. 2nd Street
Clearfield, PA 16830

By: 

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
709 Franklin Street, Suite 200
Johnstown, PA 15901
(814) 535-6751

SANDRA L. COVAL, Individually, and
as Administratrix of the ESTATE OF,
ROBERT LEE KEIRN,

Plaintiffs,

v.

TERRY LINGENFELTER, Individually, and
t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN; BRIAN KOCH; and
RICHARD BOYLE,

Defendants.

) IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
)
>) CIVIL ACTION - LAW
)
>) NO. 2001 - 1148 - CD
)
)
>)
>) JURY TRIAL DEMANDED
)
)

COMPLAINT

AND NOW comes the Plaintiff, SANDRA L. COVAL, Individually and as Administratrix of the ESTATE OF ROBERT LEE KEIRN, by and through her attorneys, Abood, Russell, Pappas & Rozich, and avers the following:

1. Plaintiff, SANDRA L. COVAL, is an adult individual residing at 435 Devon Drive, Johnstown, Cambria County, Pennsylvania 15904.
2. Defendant TERRY LINGENFELTER is an adult individual residing at 205 Sixth Avenue, Altoona, Blair County, Pennsylvania 16602.
3. Defendant PASSAGE WAYS, INC. is a non-profit Pennsylvania corporation with its principal place of business located at 1200 Skyline Drive, Blandburg, Cambria County, Pennsylvania 16619 and a last known business address of R.D. 3 Box 825, Altoona, Blair County Pennsylvania 16601.
4. Defendant ANDREW SZEBIN is an adult individual with a last known business address of 1200 Skyline Drive, Blandburg, Cambria County, Pennsylvania 16619.
5. Defendant BRIAN KOCH is an adult individual with a last known business address of 1200 Skyline Drive, Blandburg, Cambria County, Pennsylvania 16619.

6. Defendant RICHARD BOYLE is an adult individual with a last known business address of 1200 Skyline Drive, Blandburg, Cambria County, Pennsylvania 16619.

7. Plaintiff, Sandra L. Coval is the Administratrix of the Estate of Robert Lee Keirn. She was granted Letter of Administration for the estate on December 10, 1999 by the Register for the Probate of Wills of Cambria County, Pennsylvania. The heirs of the estate are Shawn Nicholas Keirn, d.o.b. November 16, 1984 and Kerri M. Keirn, d.o.b. January 6, 1987.

8. Robert Lee Keirn's date of birth is August 3, 1983 and his date of death is July 18, 1999.

9. At all times herein mentioned, Defendant Terry Lingenfelter, directed, operated and maintained the business and premises known as Passage Ways Inc. or "Passage Ways Home for Boys".

10. At all times material hereto, Passage Ways Inc. was operating as a group home for male juveniles, licensed by the Commonwealth of Pennsylvania, at 1200 Skyline Drive, Blandburg, Cambria County, Pennsylvania.

11. At all times material hereto, Defendant, Terry Lingenfelter, was the owner and operator of Passageways, Inc., or in the alternative, was an employee, agent and servant of Passageways, Inc.

12. At all times material hereto, Defendants, Andrew Szebin, Brian Koch and Richard Boyle were employees, agents and servants of Defendant, Passage Ways, Inc.

13. At all times material hereto, Robert Keirn was in the custody of the Court of Common Pleas of Cambria County and Cambria County Children and Youth Services.

14. Cambria County Children and Youth Services placed Robert Keirn as a resident at Passage Ways group home in June or July of 1999 thereby placing the juvenile in their custody.

15. On or about July 18, 1999, two Passage Ways employees, counselors, Defendants, Brian Koch and Richard Boyle, took six juvenile residents, including Robert Keirn, off the premises for the purpose of recreational activities.

16. Defendant Andrew Szabin was a facility director for Passage Ways and gave permission for the outing.

17. Defendants, Brian Koch and Richard Boyle took the juveniles, including Robert Keirn to a private dam known as Janesville Dam in Mountz Park, Gulich Township, Clearfield County, Pennsylvania.

18. At Janesville Dam, Defendants Brian Koch and Richard Boyle allowed the juveniles including Robert Keirn to go swimming.

19. The area in which the Defendants allowed the juveniles to swim was posted with "No Swimming" signs.

20. While swimming in the above described area, at approximately 1:30 p.m. on July 18, 1999, Robert Keirn drowned.

21. Robert Keirn suffered fatal injuries as a direct, actual, and proximate result of the negligent careless, reckless and wrongful actions of the Defendants as hereinafter set forth.

COUNT ONE

**SANDRA L. COVAL, Individually, and as Administratrix
of the ESTATE OF ROBERT LEE KEIRN, Plaintiffs
v. TERRY LINGENFELTER, Individually and t/d/b/a PASSAGEWAYS, Inc.**

22. Paragraphs 1 through 21 are incorporated herein as though set forth in their entirety.

23. Robert Keirn suffered fatal injuries as a direct, actual, and proximate result of the negligent careless, reckless and wrongful actions of the Defendants their agents, employees and servants, jointly and severally in any or all of the following respects:

- A. In failing to hire properly trained employees;
- B. In failing to properly check the background potentials of employees before hiring them to determine whether they met the proper certifications as required by the Commonwealth of Pennsylvania for group homes;
- C. In failing to train and/or supervise their employees;
- D. In failing to supervise, train and/or instruct their employees which resulted in the following negligent, careless and reckless conduct:
 - a. Employees failing to have a certified life guard on staff or present when taking minors under their care, swimming;
 - b. Employees failing to stay close to the swimming children;
 - c. Employees being inattentive and in not staying in close proximity of the juveniles;
 - d. Employees allowing the children to swim in deep water;
 - e. Employees violating state regulations regarding supervision of juveniles;
 - f. Employees failing to have a staff member present certified in CPR or in advanced life support systems;
 - g. Employees allowing juveniles to swim in an unfamiliar area without testing or knowing the juveniles' swimming ability;
 - h. Employees failing to supervise Robert Keirn and the other juveniles that were swimming;
 - i. Employees allowing Robert Keirn to swim in an area posted "No Swimming";
 - j. Employees allowing Robert Keirn to swim in an area not supervised by life guards;
 - k. Employees taking Robert Keirn swimming in an unsupervised, non-life-guarded area when other supervised areas, designated for swimming were available for use;
 - l. Employees failing to take the children four miles to Prince Gallitzan State Park where proper swimming facilities were available;
 - m. Employees failing to attempt to save Robert Keirn from drowning; and
 - n. Employees allowing Robert Keirn to drown.
- 24. As a result of Robert Keirn's injuries and death monies were expended for medical and ambulance costs.

25. Robert Keirn and his estate has lost future earnings he ought to have had as a result of the injuries and death.

26. Robert Keirn underwent pain and suffering from his injuries and during the time of his drowning leading to his ultimate death.

WHEREFORE, Plaintiffs bring this survival action against Defendant, Terry Lingenfelter, to recover damages in an amount in excess of the arbitration limits set by this Honorable Court.

COUNT TWO

**SANDRA L. COVAL, Individually, and as Administratrix
of the ESTATE OF ROBERT LEE KEIRN, Plaintiffs
v. PASSAGE WAYS, INC., Defendant**

27. Paragraphs 1 through 26 are incorporated herein as though set forth in their entirety.

28. Robert Keirn suffered fatal injuries as a direct, actual, and proximate result of the negligent careless, reckless and wrongful actions of the Defendants their agents, employees and servants, jointly and severally in any or all of the following respects:

- A. In failing to hire properly trained employees;
- B. In failing to properly check the background potentials of employees before hiring them to determine whether they met the proper certifications as required by the Commonwealth of Pennsylvania for group homes;
- C. In failing to train and/or supervise their employees;
- D. In failing to supervise, train and/or instruct their employees to not engage in the following dangerous activities:

- a. Employees failing to have a certified life guard on staff or present when taking minors under their care, swimming;
- b. Employees failing to stay close to the swimming children;
- c. Employees being inattentive and in not staying in close proximity of the juveniles;
- d. Employees allowing the children to swim in deep water;
- e. Employees violating state regulations regarding supervision of juveniles;

- f. Employees failing to have a staff member present certified in CPR or in advanced life support systems;
- g. Employees allowing juveniles to swim in an unfamiliar area without testing or knowing the juveniles' swimming ability;
- h. Employees failing to supervise Robert Keirn and the other juveniles that were swimming;
- i. Employees allowing Robert Keirn to swim in an area posted "No Swimming";
- j. Employees allowing Robert Keirn to swim in an area not supervised by life guards;
- k. Employees taking Robert Keirn swimming in an unsupervised, non-life-guarded area when other supervised areas, designated for swimming were available for use;
- l. Employees failing to take the children four miles to Prince Gallitzan State Park where proper swimming facilities were available;
- m. Employees failing to attempt to save Robert Keirn from drowning; and
- n. Employees allowing Robert Keirn to drown.

29. As a result of Robert Keirn's injuries and death monies were expended for medical and ambulance costs.

30. Robert Keirn and his estate has lost future earnings he ought to have had as a result of the injuries and death.

31. Robert Keirn underwent pain and suffering from his injuries and during the time of his drowning leading to his ultimate death.

WHEREFORE, Plaintiffs bring this survival action against Defendant, Passage Ways, Inc., to recover damages in an amount in excess of the arbitration limits set by this Honorable Court.

COUNT THREE

**SANDRA L. COVAL, Individually, and as Administratrix
of the ESTATE OF ROBERT LEE KEIRN, Plaintiffs
v. ANDREW SZEBIN, Defendant**

32. Paragraphs 1 through 31 are incorporated herein as though set forth in their entirety.

33. Robert Keirn suffered fatal injuries as a direct, actual, and proximate result of the negligent careless, reckless and wrongful actions of the Defendants their agents, employees and servants, jointly and severally in any or all of the following respects:

- A. In failing to have a certified life guard on staff or present when taking minors under their care, swimming;
- B. In failing to stay close to the swimming children;
- C. In being inattentive and in not staying in close proximity of the juveniles;
- D. In allowing the children to swim in deep water;
- E. In violating state regulations regarding supervision of juveniles;
- F. In failing to have a staff member present certified in CPR or in advanced life support systems;
- G. In allowing juveniles to swim in an unfamiliar area without testing or knowing the juveniles' swimming ability;
- H. In failing to supervise Robert Keirn and the other juveniles that were swimming;
- I. In allowing Robert Keirn to swim in an area posted "No Swimming";
- J. In allowing Robert Keirn to swim in an area not supervised by life guards;
- K. In taking Robert Keirn swimming in an unsupervised, non-life-guarded area when other supervised areas, designated for swimming were available for use;
- L. Employees failing to take the children four miles to Prince Gallitzan State Park where proper swimming facilities were available;
- M. In failing to attempt to save Robert Keirn from drowning; and
- N. In allowing Robert Keirn to drown.

34. As a result of Robert Keirn's injuries and death monies were expended for medical and ambulance costs.

35. Robert Keirn and his estate has lost future earnings he ought to have had as a result of the injuries and death.

36. Robert Keirn underwent pain and suffering from his injuries and during the time of his drowning leading to his ultimate death.

WHEREFORE, Plaintiffs bring this survival action against Defendant, Andrew Szebin, to recover damages in an amount in excess of the arbitration limits set by this Honorable Court.

COUNT FOUR

**SANDRA L. COVAL, Individually, and as Administratrix
of the ESTATE OF ROBERT LEE KEIRN, Plaintiffs
v. BRIAN KOCH, Defendant**

37. Paragraphs 1 through 36 are incorporated herein as though set forth in their entirety.

38. Robert Keirn suffered fatal injuries as a direct, actual, and proximate result of the negligent careless, reckless and wrongful actions of the Defendants their agents, employees and servants, jointly and severally in any or all of the following respects:

- A. In failing to have a certified life guard on staff or present when taking minors under their care, swimming;
- B. In failing to stay close to the swimming children;
- C. In being inattentive and in not staying in close proximity of the juveniles;
- D. In allowing the children to swim in deep water;
- E. In violating state regulations regarding supervision of juveniles;
- F. In failing to have a staff member present certified in CPR or in advanced life support systems;
- G. In allowing juveniles to swim in an unfamiliar area without testing or knowing the juveniles' swimming ability;
- H. In failing to supervise Robert Keirn and the other juveniles that were swimming;
- I. In allowing Robert Keirn to swim in an area posted "No Swimming";
- J. In allowing Robert Keirn to swim in an area not supervised by life guards;

- K. In taking Robert Keirn swimming in an unsupervised, non-life-guarded area when other supervised areas, designated for swimming were available for use;
- L. Employees failing to take the children four miles to Prince Gallitzan State Park where proper swimming facilities were available;
- M. In failing to attempt to save Robert Keirn from drowning; and
- N. In allowing Robert Keirn to drown.

39. As a result of Robert Keirn's injuries and death monies were expended for medical and ambulance costs.

40. Robert Keirn and his estate has lost future earnings he ought to have had as a result of the injuries and death.

41. Robert Keirn underwent pain and suffering from his injuries and during the time of his drowning leading to his ultimate death.

WHEREFORE, Plaintiffs bring this survival action against Defendant, Brian Koch, to recover damages in an amount in excess of the arbitration limits set by this Honorable Court.

COUNT FIVE

SANDRA L. COVAL, Individually, and as Administratrix
of the ESTATE OF ROBERT LEE KEIRN, Plaintiffs
v. RICHARD BOYLE, Defendant

42. Paragraph 1 through 41 are incorporated herein as though set forth in their entirety.

43. Robert Keirn suffered fatal injuries as a direct, actual, and proximate result of the negligent careless, reckless and wrongful actions of the Defendants their agents, employees and servants, jointly and severally in any or all of the following respects:

- A. In failing to have a certified life guard on staff or present when taking minors under their care, swimming;

- B. In failing to stay close to the swimming children;
- C. In being inattentive and in not staying in close proximity of the juveniles;
- D. In allowing the children to swim in deep water;
- E. In violating state regulations regarding supervision of juveniles;
- F. In failing to have a staff member present certified in CPR or in advanced life support systems;
- G. In allowing juveniles to swim in an unfamiliar area without testing or knowing the juveniles' swimming ability;
- H. In failing to supervise Robert Keirn and the other juveniles that were swimming;
- I. In allowing Robert Keirn to swim in an area posted "No Swimming";
- J. In allowing Robert Keirn to swim in an area not supervised by life guards;
- K. In taking Robert Keirn swimming in an unsupervised, non-life-guarded area when other supervised areas, designated for swimming were available for use;
- L. Employees failing to take the children four miles to Prince Gallitzan State Park where proper swimming facilities were available;
- M. In failing to attempt to save Robert Keirn from drowning; and
- N. In allowing Robert Keirn to drown.

44. As a result of Robert Keirn's injuries and death monies were expended for medical and ambulance costs.

45. Robert Keirn and his estate has lost future earnings he ought to have had as a result of the injuries and death.

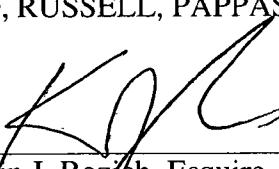
46. Robert Keirn underwent pain and suffering from his injuries and during the time of his drowning leading to his ultimate death.

WHEREFORE, Plaintiffs bring this survival action against Defendant, Richard Boyle, to recover damages in an amount in excess of the arbitration limits set by this Honorable Court.

JURY TRIAL DEMANDED

Respectfully submitted,

ABOOD, RUSSELL, PAPPAS, & ROZICH

By: 

Kevin J. Rozich, Esquire
South Street Station Professional Building
709 Franklin Street, Suite 200
Johnstown, PA 15901
Attorney for Plaintiffs

VERIFICATION

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



Sandra L. Coval

Sandra L. Coval

Date: 5/15/02

SANDRA L. COVAL, Individually, and
as Administratrix of the ESTATE OF ,
ROBERT LEE KEIRN,

Plaintiffs,

v.

TERRY LINGENFELTER, Individually, and
t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN; BRIAN KOCH; and
RICHARD BOYLE,

Defendants.

) IN THE COURT OF COMMON PLEAS OF
) CLEARFIELD COUNTY, PENNSYLVANIA
)
) CIVIL ACTION - LAW
)
) NO. 2001 - 1148 - CD
)
)
) JURY TRIAL DEMANDED
)
)

CERTIFICATE OF SERVICE

I, KEVIN J. ROZICH, ESQUIRE hereby certify that on the 29th day of
May, 2002, a true and correct copy of the Complaint with Notice to Defend was
sent to the following individual via Certified Mail, Return Receipt Requested:

Mark R. Hamilton, Esquire
Zimmer Kunz
3300 USX Tower
Pittsburgh, PA 15219
(Attorney for Terry Lingenfelter, Individually
and t/d/b/a Passageways, Inc.)

ABOOD, RUSSELL, PAPPAS & ROZICH

By:

Kevin J. Rozich, Esquire

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11261

COVAL, SANDRA L. /a/a/ admx. Of estate of Robert Lee Keirn

01-1148-CD

VS.

LINGENFELTER, TERRY a/

SUMMONS

SHERIFF RETURNS

NOW MAY 1, 2002, LARRY FIELD, SHERIFF OF BLAIR COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON TERRY LINGENFELTER Ind & t/a Passage Ways Inc., DEFENDANT .

NOW MAY 7, 2002 SERVED THE WITHIN SUMMONS ON TERRY LINGENFELTER Ind & t/a Passage Ways Inc., DEFENDANT BY DEPUTIZING THE SHERIFF OF BLAIR COUNTY. THE RETURN OF SHERIFF FIELD IS HERETO ATTACHED AND MADE A PART OF THIS RETURN.

Return Costs

Cost	Description
23.68	SHFF. HAWKINS PAID BY: ATTY.
29.50	SHFF. FIELD PAID BY: ATTY.
10.00	SURCHARGE PAID BY: ATTY.

FILED

MAY 20 2002

01331

**William A. Shaw
Prothonotary**

GAD

Sworn to Before Me This

20th Day of May 2002

**WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan. 2006
Clearfield Co., Clearfield, PA**

So Answers,

**Chester Hawkins
By: Nancy Hays
Chester A. Hawkins
Sheriff**

DATE RECEIVED

11261
DATE PROCESSED

SHERIFF'S DEPARTMENT

BLAIR COUNTY, PENNSYLVANIA
COURTHOUSE, HOLLIDAYSBURG, PA. 16648

(17)

SHERIFF SERVICE
PROCESS RECEIPT, and AFFIDAVIT OF RETURN

INSTRUCTIONS:

Print legibly, insuring readability of all copies.

Do not detach any copies. BCSD ENV. #

1. PLAINTIFF / S /

Sandra L. Coval et al

2. COURT NUMBER

2001-01148-CO/60386T

3. DEFENDANT / S /

Terry Lingenfelter et al

4. TYPE OF WRIT OR COMPLAINT

Writ of Summons

SERVE



5. NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVICE OR DESCRIPTION OF PROPERTY TO BE LEVIED, ATTACHED OR SOLD.

Terry Lingenfelter

AT

6. ADDRESS (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

205 Sixth Avenue Altoona

7. INDICATE UNUSUAL SERVICE:

 PERSONAL PERSON IN CHARGE DEPUTIZE CERT. MAIL REGISTERED MAIL POSTED OTHER

NOW, _____, I, SHERIFF OF BLAIR COUNTY, PA., do hereby deputize the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.

SHERIFF OF BLAIR COUNTY

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE:

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

9. SIGNATURE of ATTORNEY or other ORIGINATOR requesting service on behalf of:

 PLAINTIFF
 DEFENDANT

10. TELEPHONE NUMBER

11. DATE

Ablood Russell Papas & Rozich

SPACE BELOW FOR USE OF SHERIFF ONLY — DO NOT WRITE BELOW THIS LINE

12. I acknowledge receipt of the writ or complaint as indicated above.

SIGNATURE of Authorized BCSD Deputy or Clerk and Title

13. Date Received

14. Expiration/Hearing date

5-3-02

5-22-02

15. I hereby CERTIFY and RETURN that I have personally served, have served person in charge, have legal evidence of service as shown in "Remarks" (on reverse) have posted the above described property with the writ or complaint described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., at the address inserted below by handing/or Posting a TRUE and ATTESTED COPY thereof.16. I hereby certify and return a NOT FOUND because I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

17. Name and title of individual served

18. A person of suitable age and discretion then residing in the defendant's usual place of abode. Read Order

19. Address of where served (complete only if different than shown above) (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

1605 St. & P. Valley Blvd
Barbara Jean's Florist

1830

05/07/02

20. Date of Service 21. Time

22. ATTEMPTS Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int. Date Miles Dep. Int.

1 5/1 4C 000

5/1 4C 000

27. Total Costs

28. COST DUE OR REFUND

29.00 29.50 100.50

30. REMARKS

SO ANSWER.

AFFIRMED and subscribed to before me this

8th

By (Sheriff/Deputy Sheriff) (Please Print or Type)

S. King
Signature of Sheriff

Date

5/7/02

day of

May 2002
Carol Greco

NOTARIAL SEAL

Carol Greco, Notary Public
Freedom Two, Blair County

MY COMMISSION EXPIRES

SHERIFF OF BLAIR COUNTY

I ACKNOWLEDGE RECEIVED COMMISSIONER'S RETURN SIGNATURE
OF AUTHORIZED ISSUING AUTHORITY AND TITLE
Member, Pennsylvania Association of Notaries

39. Date Received

SHERIFF'S RETURN OF SERVICE

(1) The within _____, the within named upon _____, defendant by mailing to _____, mail, return receipt requested, postage by _____, prepaid _____, on the _____, a true and attested copy thereof at _____

The return receipt signed by _____, is hereto attached and defendant on the _____, made part of this return.

(2) Outside the Commonwealth, pursuant to Pa. R.C.P. 405 (c) (1) (2), by mailing a true and attested copy thereof at _____, in the following manner.

(a) To the defendant by () registered () certified mail, return receipt requested, postage prepaid, addressee only on the _____, said receipt being returned NOT signed by defendant, but with a notation by the Postal Authorities that defendant refused to accept the same. The returned receipt and envelope is attached hereto and made part of this return.

And thereafter:

(b) To the defendant by ordinary mail addressed to defendant at same address, with the return address of the Sheriff appearing thereon, on the _____

I further certify that after fifteen (15) days from the mailing date, I have not received said envelope back from the Postal Authorities. A certificate of mailing is hereto attached as a proof of mailing.

(3) By publication in a daily publication of general circulation in the County of **Blair**, Commonwealth of Pennsylvania, _____, time (s) with publication appearing _____

The affidavit from said publication is hereto attached.

(4) By mailing to _____, mail, return receipt requested, postage prepaid, by _____, on the _____

a true and attested copy thereof at _____

The _____, returned by the Postal Authorities marked _____, is hereto attached.

(5) Other _____

DATE RECEIVED

DATE PROCESSED

SHERIFF'S DEPARTMENT

BLAIR COUNTY, PENNSYLVANIA
COURTHOUSE, HOLLIDAYSBURG, PA. 16648

(7)

SHERIFF SERVICE PROCESS RECEIPT, and AFFIDAVIT OF RETURN

INSTRUCTIONS:

Print legibly, insuring readability of all copies.

Do not detach any copies.

BCSD-ENV

1. PLAINTIFF / S /

Sandra L. Cival et al

2. COURT NUMBER

Blair 0148-cn/66326T

3. DEFENDANT / S /

Terry Lincoln Folter et al

4. TYPE OF WRIT OR COMPLAINT

Writ of Summons

SERVE



5. NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVICE OR DESCRIPTION OF PROPERTY TO BE LEVIED, ATTACHED OR SOLD.

6. ADDRESS (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

205 Sixth Avenue Altoona

7. INDICATE UNUSUAL SERVICE:

 PERSONAL PERSON IN CHARGE DEPUTIZE CERT. MAIL REGISTERED MAIL POSTED OTHER

NOW, _____, I, SHERIFF OF BLAIR COUNTY, PA., do hereby depose the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.

SHERIFF OF BLAIR COUNTY

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE:

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

9. SIGNATURE of ATTORNEY or other ORIGINATOR requesting service on behalf of:

 PLAINTIFF
 DEFENDANT

10. TELEPHONE NUMBER

11. DATE

Abroad Russell Parsons & Peck

SPACE BELOW FOR USE OF SHERIFF ONLY — DO NOT WRITE BELOW THIS LINE

12. I acknowledge receipt of the writ or complaint as indicated above.

SIGNATURE of Authorized BCSD Deputy or Clerk and Title

13. Date Received

14. Expiration/Hearing date

5-3-02

5-22-02

15. I hereby CERTIFY and RETURN that I have personally served. have served person in charge. have legal evidence of service as shown in "Remarks" (on reverse) have posted the above described property with the writ or complaint described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., at the address inserted below by hand ing/or Posting a TRUE and ATTESTED COPY thereof.

16. I hereby certify and return a NOT FOUND because I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)

17. Name and title of individual served

18. A person of suitable age and discretion then residing in the defendant's usual place of abode. Read Order

19. Address of where served (complete only if different than shown above) (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)

16th St. & P. Valley Blvd
Bethelena, jeans, 100

20. Date of Service

21. Time

1430

05/07/02

22. ATTEMPTS	Date	Miles	Dep. Int.	Date	Miles	Dep. Int.	Date	Miles	Dep. Int.	Date	Miles	Dep. Int.	Date	Miles	Dep. Int.
1	5/1/02	4c	PAK	1			1			1			1		

23. Advance Costs	24	25	26	27. Total Costs	28. COST DUE OR REFUND
150.00	PA #105714	102750	0.00	2950	100.50

30. REMARKS

SO ANSWER.

AFFIRMED and subscribed to before me this

8th

By (Sheriff/Dep. Sheriff) (Please Print or Type)

V. H. King
Signature of Sheriff

Date

5/7/02

day of May 2002
Carol Greco

NOTARY PUBLIC

SHERIFF OF BLAIR COUNTY

MY COMMISSION EXPIRES

I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE
OF AUTHORIZED ISSUING AUTHORITY AND TITLE.

39. Date Received

SHERIFF'S RETURN OF SERVICE

(1) The within _____ upon _____ the within named defendant by mailing to _____ by _____ mail, return receipt requested, postage prepaid _____ on the _____, a true and attested copy thereof at _____

The return receipt signed by _____ defendant on the _____ is hereto attached and made part of this return.

(2) Outside the Commonwealth, pursuant to Pa. R.C.P. 405 (c) (1) (2), by mailing a true and attested copy thereof at _____ in the following manner.

(a) To the defendant by () registered () certified mail, return receipt requested, postage prepaid, addressee only on the _____, said receipt being returned NOT signed by defendant, but with a notation by the Postal Authorities that defendant refused to accept the same. The returned receipt and envelope is attached hereto and made part of this return.

And thereafter:

(b) To the defendant by ordinary mail addressed to defendant at same address, with the return address of the Sheriff appearing thereon, on the _____

I further certify that after fifteen (15) days from the mailing date, I have not received said envelope back from the Postal Authorities. A certificate of mailing is hereto attached as a proof of mailing.

(3) By publication in a daily publication of general circulation in the County of Blair, Commonwealth of Pennsylvania, _____ time (s) with publication appearing _____

The affidavit from said publication is hereto attached.

(4) By mailing to _____ by _____ mail, return receipt requested, postage prepaid, on the _____ a true and attested copy thereof at _____

The _____ returned by the Postal Authorities marked _____ is hereto attached.

(5) Other _____

RECEIPT FOR PAYMENT
=====

Blair County Pennsylvania
Blair County Courthouse
423 Allegheny Street

Receipt Date 05/03/2002
Receipt Time 13:28:45
Receipt No. 103714

SANDRA COVAL (VS) TERRY LINGENFELTER
Case Number 2002-60386 T
Service Info 001
Remarks DEPUTIZED BY CLEARFIELD COUNTY

Total Check... +	150.00	Check No. 7802
Total Cash.... +	.00	
Cash Out..... -	<u>.00</u>	
Receipt total. =	150.00	

----- Distribution Of Payment -----

Transaction Description	Payment Amount	
ADVANCE PAYMENT	150.00	ABOOD RUSSELL PAPPAS & ROZI
	<hr/> 150.00	

SANDRA L. COVAL, Individually and
as Administratrix of the ESTATE OF
ROBERT LEE KEIRN,

Plaintiff,

-vs-

TERRY LINGENFELTER, Individually and
t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN, BRIAN KOCH and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

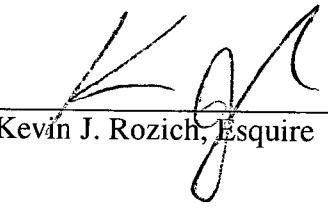
CIVIL ACTION - LAW

NO. 2001 - 1148-CD

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CAMBRIA : SS

Kevin J. Rozich, Esquire, having personally appeared before me and being duly sworn, deposes and says that he served the Defendants, Terry Lingenfelter, Individually and t/d/b/a Passage Ways, Inc., Andrew Szebin, Brian Koch and Richard Boyle, a Legal Notice one time in the Clearfield County Legal Journal and one time in The Progress. Said Proofs of Publication are attached hereto indicating service was made on April 19, 2002 and April 26, 2002.



Kevin J. Rozich, Esquire

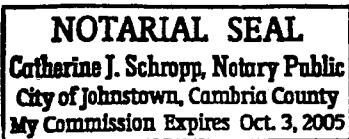
Sworn to and subscribed
before me on this 30th
day of May, 2002.

Catherine J. Schropp
Notary Public

FILED

MAY 31 2002

111.25/100cc
William A. Shaw
Prothonotary
[Signature]



IN THE COURT
OF COMMON PLEAS
OFCLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL ACTION-LAW
NO. 2001-1148 CD
SANDRA L. COVAL, Individually
and as Administratrix of the ES-
TATE OF ROBERT LEE KEIRN,
Plaintiff,

vs.
TERRYLINGENFELTER, Individ-
ually and trading business as PAS-
SAGeways, INC.; ANDREW SZE-
BIN, BRIAN KOCH and RICHARD
BOYLE, Defendants.

ACTION TO RECOVER
DAMAGES AS A
RESULT OF AN
INCIDENT ON
JULY 18, 1999
NOTICE

TO: TERRYLINGENFELTER, Individ-
ually and trading business as
PASSAGE WAYS, INC.; ANDREW
SZEBIN, BRIAN KOCH and RI-
CHARD BOYLE

If you wish to defend, you must
enter a written appearance personally
or by attorney and file your de-
fenses or objections in writing with
the Court. You are warned that if
you fail to do so the case may pro-
ceed without you and a judgment
may be entered against you without
further notice for the relief re-
quested by the plaintiff. You may
lose money or property or other
rights important to you.

YOU SHOULD TAKE THIS NO-
TICE 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.

David S. Meholic, Court Adminis-
trator

Clearfield County Courthouse
Clearfield, Pennsylvania 16830
(814) 765-2641, Ext. 5982

Kevin J. Rozich, Esquire
Abood, Russell, Pappas & Rozich
South Street Station
Professional Building
709 Franklin Street,
Suite 200
Johnstown, PA 15901
(814) 535-6751

4:19-1d-b

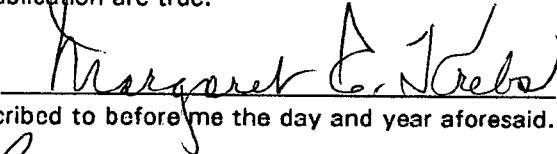
PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :
COUNTY OF CLEARFIELD : SS:

On this 28th day of May, A.D. 2002,
before me, the subscriber, a Notary Public in and for said County and
State, personally appeared Margaret E. Krebs, who being duly sworn
according to law, deposes and says that she is the President of The
Progressive Publishing Company, Inc., and Associate Publisher of The
Progress, a daily newspaper published at Clearfield, in the County of
Clearfield and State of Pennsylvania, and established April 5, 1913, and
that the annexed is a true copy of a notice or advertisement published in
said publication in

the regular issues of April 19, 2002

And that the affiant is not interested in the subject matter of the notice or
advertising, and that all of the allegations of this statement as to the time,
place, and character of publication are true.



Sworn and subscribed to before me the day and year aforesaid.



Ann K. Law
Notary Public
Clearfield, Pa.

My Commission Expires
September 16, 2004

Notarial Seal
Ann K. Law, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Sept. 16, 2004
Member, Pennsylvania Association of Notaries

With each passing
day.
You are in my
thoughts always.
I just want to say,
I love you my
friend,
in my heart you
will stay.

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL ACTION - LAW
NO. 2001-1148-CD

SANDRA L. COVAL, Individually and as Administratrix of the ESTATE OF ROBERT LEE KEIRN, Plaintiff vs. TERRY LINGENFELTER, Individually and trading business as PASSAGE WAYS INC., ANDREW SZEBIN, BRIAN KOCH and RICHARD BOYLE, Defendants.

ACTION TO RECOVER DAMAGES
AS A RESULT OF AN INCIDENT ON
JULY 18, 1999.

NOTICE

TO: TERRY LINGENFELTER, Individually and trading business as PASSAGE WAYS INC., ANDREW SZEBIN, BRIAN KOCH and RICHARD BOYLE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. 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 the relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE 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.

David S. Meholic, Court Administrator, Clearfield County Courthouse, Clearfield, PA 16830. (814) 765-2541, Ext. 5982.

Kevin J. Rozich, Esquire, South Street Station Professional Bldg., 709 Franklin Street, Suite 200, Johnstown, PA 15901. (814) 535-6751.

the name of HILL TOP GUN SHOP with its principal place of business at 940 Sue Street, Houtzdale, PA 16651.

The name of the party owning and interested in the business is: Shirley J. Gulish, of 940 Sue Street, Houtzdale, PA 16651.

LEHMAN & KASUBICK, 611 Brisbin Street, Houtzdale, PA 16651.

NOTICE

Notice is given that Samuel D. Confer and Stephen D. Confer have registered the following name under the Fictitious Name Act to operate a fitness center. The registered name is "Body Matrix Gym" with business address of 15 Mt. Joy Road, Clearfield, PA 16830.

Peter F. Smith, Attorney, P.O. Box 130, Clearfield, PA 16830.

**IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY,
PENNSYLVANIA
ORPHANS' COURT DIVISION**

IN RE: THE ADOPTION OF: Melissa Padgett (DOB 11-11-85) & Brandon Padgett (DOB 10-17-88)
NO. 2797 & 2798

NOTICE OF HEARING TO CONFIRM
A VOLUNTARY CONSENT TO TERMINATE PARENTAL RIGHTS

TO WILLIAM PADGETT:

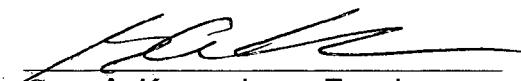
The Court of Common Pleas of Clearfield County, Orphans' Court Division, has scheduled a hearing to confirm your consent to voluntarily terminate your parental rights to the above juveniles. That hearing has been scheduled for May 13, 2002, at 9:00 a.m. in Courtroom 2 of the

MAY 09 2002

PROOF OF PUBLICATION

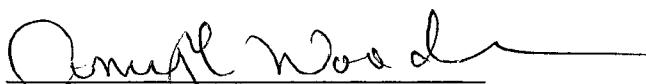
STATE OF PENNSYLVANIA :
:
COUNTY OF CLEARFIELD :

On this 1st day of May AD 2002, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro editor of the Clearfield County Legal Journal of the Courts of Clearfield County, and that the annexed is a true copy of the notice or advertisement published in said publication in the regular issues of Week of April 26, 2002, Vol. 14 No. 17. And that all of the allegations of this statement as to the time, place, and character of the publication are true.

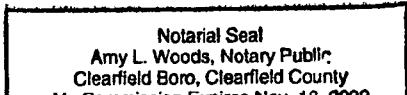


Gary A. Knaresboro, Esquire
Editor

Sworn and subscribed to before me the day and year aforesaid.



Notary Public
My Commission Expires



Member, Pennsylvania Association of Notaries

Kevin J Rozich
709 Franklin Street
Suite 200
Johnstown PA 15901

SANDRA L. COVAL, Individually and as
Administratrix of the ESTATE OF ROBERT
LEE KEIRN,

Plaintiffs,

-vs-

TERRY LINGENFELTER, Individually
and t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN; BRIAN KOCH; and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO.: 2001 - 1148 CD

FILED

APR 10 2003

William A. Shaw
Prothonotary

PETITION FOR LEAVE TO COMPROMISE A MINOR'S CLAIM

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

The Petition of SANDRA L. COVAL, Individually and as Administratrix of the ESTATE
OF ROBERT LEE KEIRN, a minor, respectfully represents:

1. That Sandra L. Coval is the Administratrix of the Estate of Robert Lee Keirn, who drowned on July 18, 1999, while in the supervision of Passage Ways employees.
2. The Estate of Robert Lee Keirn was opened on or about December 10, 1999, in the Court of Common Pleas of Cambria County, Pennsylvania, listing his brother, Shawn Nicholas Keirn and his sister, Kerri M. Keirn, as his heirs.
3. That counsel for the Plaintiffs were retained by the Estate of Robert Lee Keirn at a retainer of forty (40%) percent. However, since Robert Lee Keirn was a minor, Counsel reduced the retainer to thirty-three and one-third (33 1/3%) percent contingent fee basis.
4. In the investigation of and filing of the suit, Plaintiffs have engaged in investigation of the underlying parties, the retaining of experts and preparation of suit. Moreover, the Plaintiffs had originally been involved in negotiations and suit with Reliance Insurance Carrier. Said carrier then went bankrupt and Plaintiffs' Counsel engaged in litigation and negotiations with the Pennsylvania Guarantee Trust Fund.
4. The total amount possible to recover under the Pennsylvania Guarantee Trust Fund is Three Hundred Thousand (\$300,000.00) Dollars. Based on the costs incurred to date and the proposed costs of continuing with the suit, it was determined that it was in the best interest of the

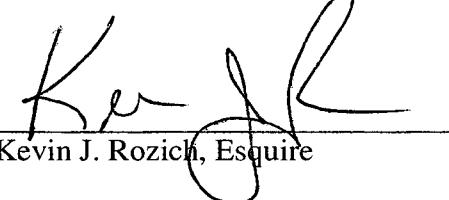
AFFIDAVIT OF COUNSEL

COMMONWEALTH OF PENNSYLVANIA

SS:

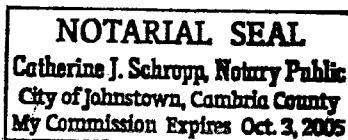
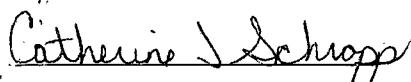
COUNTY OF CAMBRIA

Before me, the undersigned officer, a notary public in and for said Commonwealth and County, personally appeared KEVIN J. ROZICH, ESQUIRE, who being duly sworn according to law, depose and say that the facts set forth in the foregoing Petition are true and correct, that the proposed settlement offer is, in the opinion of counsel, fair and reasonable under all the circumstances, and is the best offer of settlement which can be obtained in view of the applicable circumstances.



Kevin J. Rozich, Esquire

Sworn to and subscribed
before me this 7th day
of April, 2003.



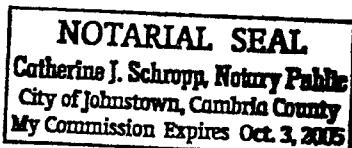
COMMONWEALTH OF PENNSYLVANIA : SS:
COUNTY OF CAMBRIA : :

Before me, the undersigned officer, a notary public in and for said Commonwealth and County, personally appeared Sandra L. Coval, Individually and as Administratrix of the Estate of Robert Lee Keirn, who being duly sworn according to law, deposes and says that the facts set forth in the foregoing Petition are true and correct to the best of her knowledge, information and belief.

Sandra L. Coval
Sandra L. Coval, Individually and as
Administratrix of the Estate of Robert Lee
Keirn

Sworn to and subscribed to
before me on this 7th day
of April, 2003.

Catherine J. Schropp



FILED

200

Aug Rozich

04/10/03
APR 10 2003

William A. Shaw
Prothemerary

SANDRA L. COVAL, Individually and as
Administratrix of the ESTATE OF ROBERT
LEE KEIRN,

Plaintiffs,

-vs-

TERRY LINGENFELTER, Individually
and t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN; BRIAN KOCH; and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO.: 2001 - 1148 CD

FILED

APR 10 2003

William A. Shaw
Prothonotary

ORDER

AND NOW, this 10 day of April, 2003, upon consideration of the
foregoing Petition, it is hereby ORDERED AND DECREED that the settlement of the within
action for the gross sum of Two Hundred Twenty Thousand (\$220,000.00) Dollars is hereby
approved. Counsel fees are allowed and distribution is directed as follows:

Abood, Russell, Pappas & Rozich - (33 1/3%-counsel fees) \$73,333.33

Abood, Russell, Pappas & Rozich - (costs advanced) \$2,483.36

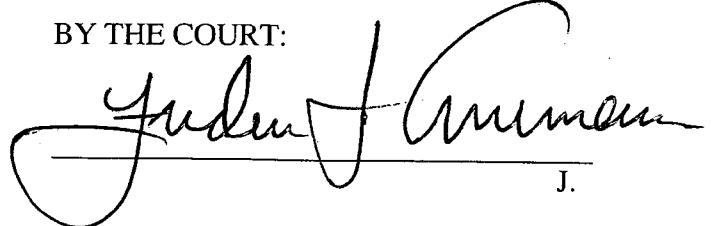
Estate of Robert Lee Keirn \$144,183.31

(Beneficiary: Shawn Nicholas Keirn, a minor, less lien amount
to Office of Inspector General for \$1,249.51)

(Beneficiary: Kerri M. Keirn, a minor)

The proceeds payable to the minor child to be placed in a restrictive account pursuant to
Pa.R.C.P. 2206 from which withdrawals may only be made with approval of the Court.

BY THE COURT:


J.

FILED

04/30/2003 2CC
APR 10 2003 *Atty Lozich*
8:08

William A. Shaw
Prothonotary

SANDRA L. COVAL, Individually and as
Administratrix of the ESTATE OF ROBERT
LEE KEIRN,

Plaintiffs,

v.

TERRY LINGENFELTER, Individually
and t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN; BRIAN KOCH; and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON
PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

CIVIL ACTION - LAW

No.: 2001-1148 CD

FILED 3cc
M 11/4/06 AD A/H
OCT 24 2006
CR

William A. Shaw
Prothonotary/Clerk of Courts

PETITION TO RELEASE FUNDS

NOW COMES, Petitioner, Kerri M. Merrymon (Keirn), by and through her
counsel, Kevin J. Rozich, Esquire, *ABOOD, RUSSELL, PAPPAS & ROZICH*, and sets forth the
following in support of her Petition.

1. By Order dated April 10, 2003, the Honorable Frederic J. Ammerman approved
the Petition to Compromise a Minor's Claim in the above-captioned matter in the gross
amount of \$ 144,183.31.

2. The proceeds were made payable to the decedent's minor siblings, including
Shawn N. Keirn and Kerri M. Keirn, minors, in the amount of \$ 71,466.90 each, as their 1/2
share of the Wrongful Death Claim, to be placed in restrictive accounts pursuant to Pa.
R.C.P. 2206 from which withdraws may only be made with approval of the Court.

3. Kerri M. Merrymon (Keirn), one of the minor beneficiaries to the original Petition to
Compromise a Minor's Claim, was born on January 6, 1987. She reached the age of eighteen (18)
on January 6, 2005.

4. The Petitioner requests funds to cover the costs of necessary dental work in the
amount of \$6,000.00.

5. In addition, subsequent to her eighteenth birthday, Ms. Merrymon provided First
Commonwealth Bank with a copy of her birth certificate and a copy of her driver's license in order
to obtain the remaining funds in her account. First Commonwealth Bank has refused to release the
money to her attention without our providing them with an order of court.

6. The proceeds which were made payable to the original decedent's minor siblings were placed in a restrictive account pursuant to Pa. R.C.P. 2206 which defines a minor as being one under the age of eighteen, at 20 Pa. C.S.A. § 102.

7. The Petitioner respectfully requests that this Honorable Court order First Commonwealth Bank to immediately release the funds to Kerri M. Merrymon, she having reached the age of eighteen years on January 6, 2005, thereby no longer being a minor under the Act.

WHEREFORE, Petitioner, Kerri M. Merrymon (Keirn) respectfully requests this Honorable Court to direct First Commonwealth Bank to turn over the proceeds of her account to her.

Respectfully submitted,

ABOOD, RUSSELL, PAPPAS & ROZICH

By *Kevin J. Rozich/bj*
Kevin J. Rozich, Esquire
Attorneys for Petitioner

SANDRA L. COVAL, Individually and as Administratrix of the ESTATE OF ROBERT LEE KEIRN,

Plaintiffs,

v.

TERRY LINGENFELTER, Individually and t/d/b/a PASSAGE WAYS, INC.; ANDREW SZEBIN; BRIAN KOCH; and RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

CIVIL ACTION - LAW

No.: 2001-1148 CD

ORDER

AND NOW, this 25th day of October, 2006, upon consideration of the foregoing Petition, it is ordered and decreed that First Commonwealth Bank is hereby directed to permit Kerri M. Merrymon (Keirn) to withdraw \$6,000.00 from the restrictive account to cover the costs of her dental work. Funds are to be made payable to Kerri M. Merrymon.

BY THE COURT:



FILED
09:50 AM
OCT 27 2006
3cc Atty Rozich
S

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 10-27-2006

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special

FILED

OCT 27 2006

William A. Shaw
Prothonotary/Clerk of Courts

SANDRA L. COVAL, Individually and as
Administratrix of the ESTATE OF ROBERT
LEE KEIRN,

Plaintiffs,

v.

TERRY LINGENFELTER, Individually
and t/d/b/a PASSAGE WAYS, INC.;
ANDREW SZEBIN; BRIAN KOCH; and
RICHARD BOYLE,

Defendants.

IN THE COURT OF COMMON
PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

CIVIL ACTION - LAW

No.: 2001-1148 CD

ORDER

AND NOW, this _____ day of October, 2006, upon consideration of the
foregoing Petition, it is ordered and decreed that First Commonwealth Bank is hereby directed to
permit Kerri M. Merrymon (Keirn) to withdraw all of the money in the restrictive account since
she has now reached the age of eighteen. Funds are to be made payable to Kerri M. Merrymon.

BY THE COURT:

J.