

01-1162-CD

Tabitha Rozyle vs Cori Minns

10

COMMONWEALTH OF PENNSYLVANIA  
COURT OF COMMON PLEAS  
CLEARFIELD COUNTY JUDICIAL DISTRICT

46th

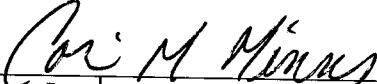
NOTICE OF APPEAL

FROM  
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 01-1162-CO

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT <b>Cori M. Minns</b>	MAG. DIST. NO. OR NAME OF D.J. <b>Patrick N. Ford</b>
ADDRESS OF APPELLANT <b>31 Short Street, Falls Creek, PA 15840</b>	CITY STATE ZIP CODE
DATE OF JUDGMENT <b>July 5, 2001</b>	IN THE CASE OF (Plaintiff) <b>Rozyle, Tabitha vs. Minns, Cori M.</b> (Defendant)
CLAIM NO. <b>CV 0000196-01 LT 19</b>	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B. This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p><i>Signature of Prothonotary or Deputy</i></p> <p>If appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.</p>	

**PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE**

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

**PRAECIPE:** To Prothonotary

Enter rule upon Tabitha Rozyle, appellee(s), to file a complaint in this appeal

(Common Pleas No. 01-1162-CO) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

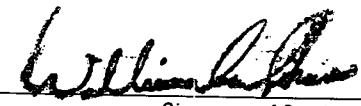
**RULE:** To Tabitha Rozyle, appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: July 19, 2001

  
*Signature of Prothonotary or Deputy*

**FILED**

July 19 2001

**William A. Shaw  
Prothonotary**

---

### PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

*(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)*

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_ ; ss

**AFFIDAVIT:** I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_, upon the District Justice designated therein on  
(date of service) \_\_\_\_\_, 19\_\_\_\_\_,  by personal service  by (certified) (registered) mail, sender's  
receipt attached hereto, and upon the appellee, (name) \_\_\_\_\_, on  
\_\_\_\_\_, 19\_\_\_\_\_,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to  
whom the Rule was addressed on \_\_\_\_\_, 19\_\_\_\_\_,  by personal service  by (certified) (registered)  
mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 19\_\_\_\_\_. *Signature of affiant*

*Signature of official before whom affidavit was made*

*Title of official*

My commission expires on \_\_\_\_\_, 19\_\_\_\_\_.  
  
*Signature of official*

COMM. WEALTH OF PENNSYLVANIA  
COUNT OF: CLEARFIELD

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

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

**15801**

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

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF: ROZYLE, TABITHA NAME and ADDRESS

**17 S STOCKDALE ST**  
**DUBOIS, PA 15801**

VS.

DEFENDANT: MINNS, CORI M NAME and ADDRESS

**31 SHORT STREET**  
**FALLS CREEK, PA 15840**

Docket No.: **CV-0000196-01**  
Date Filed: **5/09/01**



THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR PLAINTIFF

01/16/01

Judgment was entered for: (Name) ROZYLE, TABITHA

Judgment was entered against: (Name) MINNS, CORI M

in the amount of \$ 1,970.00 on: (Date of Judgment) 7/05/01

Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

Damages will be assessed on: \_\_\_\_\_

This case dismissed without prejudice.

Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ \_\_\_\_\_

Levy is stayed for \_\_\_\_\_ days or  generally stayed.

Objection to levy has been filed and hearing will be held: \_\_\_\_\_

Amount of Judgment	\$ <u>1,900.00</u>
Judgment Costs	\$ <u>70.00</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ <u>1,970.00</u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
=====	
Certified Judgment Total	\$ _____

Date:	Place:
Time:	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

7-5-01 Date Patrick N. Ford - PNF, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date \_\_\_\_\_, District Justice

My commission expires first Monday of January,

2006

SEAL

FILED

JUL 19 2001

Atty Torretti  
Mia 50  
Rec'd  
to William A. Shaw  
Prothonotary

PD \$80.00  
cc to Atty Torretti

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

TABITHA ROZYLE, an  
individual,

Plaintiff

: CIVIL DIVISION  
: No. 2001-01162-CD

vs .

Cori M. Minns, an individual,  
Defendant

: Type of Pleading:  
: Affidavit of Service

: Filed on Behalf of:  
: Defendant

: Counsel of Record for this  
: Party:

: Querino R. Torretti, Esquire  
: Supreme Court I.D. No. 23996  
: 600 East Main Street  
: P.O. Box 218  
: Reynoldsville, PA 15851  
: (814) 653-2243

**FILED**

JUL 27 2001

William A. Shaw  
Prothonotary

COURT OF COMMON PLEAS  
 CLEARFIELD COUNTY  
 JUDICIAL DISTRICT

46th

## NOTICE OF APPEAL

FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 01-1162-CO

## NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT

Cori M. Minns

MAG. DIST. NO. OR NAME OF D.J.

Patrick N. Ford

ADDRESS OF APPELLANT

31 Short Street, Falls Creek, PA 15840

CITY

STATE

ZIP CODE

DATE OF JUDGEMENT

IN THE CASE OF (Plaintiff)

July 5, 2001 Rozyle, Tabitha vs. Minns, Cori M.

Defendant

CLAIM NO.

CV# 0000196-01

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

LT 19

Cori M. Minns

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

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

Signature of Prothonotary or Deputy

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

## PRAECLPTE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

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

PRAECLPTE: To Prothonotary

Enter rule upon Tabitha Rozyle

Name of appellee(s)

(Common Pleas No. 01-1162-CO) within twenty (20) days after service of rule or entry of judgment of non pros.

Signature of appellant or his attorney or agent

RULE: To Tabitha Rozyle, appellee(s)

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: July 19, 2001

Signature of Prothonotary or Deputy

I hereby certify this to be a true and attested copy of the original statement filed in this case.

JUL 19 2001

Attest.

William L. How  
Prothonotary

## PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

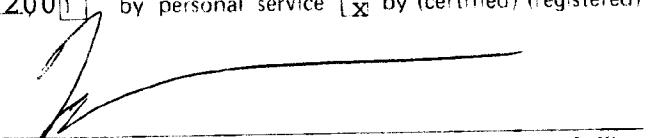
COUNTY OF JEFFERSON ; ss

AFFIDAVIT: I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. 2001-01162-CD, on the District Justice designated therein on July 23, 2001  by personal service  by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Tabitha Rozyle, on July 23, 2001  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on July 23, 2001  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME  
THIS 23rd DAY OF July, 2001



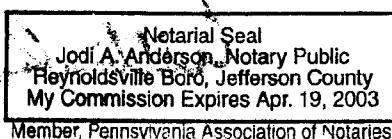
Signature of affiant

Jodi A. Anderson  
Signature of official before whom affidavit was made

Notary Public

Title of official

My commission expires on April 19, 2003



Notary Public  
Pennsylvania  
My Commission Expires Apr. 19, 2003

Notary Public  
Pennsylvania  
My Commission Expires Apr. 19, 2003

2001

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

3574  
4732  
0028  
0000  
0600  
7000

Recipient's Name (Please Print Clearly) (to be completed by mailer)	
Patrick N. Ford, Jr.	
Street, Apt. No., or PO Box No.	
309 Maple Ave PO Box 452	
City, State, ZIP+	
Dubois Pa 15801	

Postage \$ 34  
Certified Fee ~~1020~~  
Return Receipt Fee (Endorsement Required)  
Restricted Delivery Fee (Endorsement Required)  
Total Postage & Fees \$ 3.74 ~~3.94~~

Postmark  
Here  
2007

See Reverse for Instructions  
PS Form 3800, February 2000

**Certified Mail Provides:**

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

**Important Reminders:**

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

**IMPORTANT: Save this receipt and present it when making an inquiry.**

PS Form 3800, February 2000 (Reverse)

102595-99-M-2087



**Certified Mail Provides:**

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

**Important Reminders:**

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is *not* available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain *Return Receipt* service, please complete and attach a *Return Receipt* (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

**IMPORTANT: Save this receipt and present it when making an inquiry.**

PS Form 3800, February 2000 (Reverse)

102595-99-M-2087

**FILED**

JUL 27 2001  
MILLIE SOLOFF atty  
William A. Shaw  
Prothonotary  
Tennell  
6/24

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**

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

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

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

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

**ROZYLE, TABITHA**

NAME and ADDRESS

**17 S STOCKDALE ST  
DUBOIS, PA 15801**

VS.

DEFENDANT:

**MINNS, CORI M**

NAME and ADDRESS

**31 SHORT STREET  
FALLS CREEK, PA 15840**

Docket No.: **CV-0000196-01**  
Date Filed: **5/09/01**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

**01-1162-00**

Judgment was entered for: (Name) **ROZYLE, TABITHA**

Judgment was entered against: (Name) **MINNS, CORI M**

in the amount of \$ **1,970.00** on: (Date of Judgment) **7/05/01**

Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

Damages will be assessed on: \_\_\_\_\_

Amount of Judgment	\$ <b>1,900.00</b>
Judgment Costs	\$ <b>70.00</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>1,970.00</b>

This case dismissed without prejudice.

Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ \_\_\_\_\_

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

Levy is stayed for \_\_\_\_\_ days or  generally stayed.

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

Objection to levy has been filed and hearing will be held:

**FILED**

Date:	Place:
Time:	

*JUL 30 2001*

*01:10:50 AM*

*William A. Shaw*

*Prothonotary*

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

*7-5-01* Date *Patrick N. Ford - PNF*, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date \_\_\_\_\_, District Justice

My commission expires first Monday of January,

**2006**

**SEAL**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: CLEARFIELD

CIVIL COMPLAINT

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

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

PLAINTIFF:

NAME and ADDRESS

Tabitha Rozyle  
17 S. Stockdale St.  
DUBOIS, PA 15801

VS.

DEFENDANT:

NAME and ADDRESS

Corri Minns  
31 Short St.  
FALLSCREEK, PA 15840

Docket No.: CV 196-01  
Date Filed:



	AMOUNT	DATE PAID
FILING COSTS	\$ <u>70</u>	/ /
SERVING COSTS	\$ _____	/ /
TOTAL	\$ _____	/ /

TO THE DEFENDANT: The above named plaintiff(s) asks judgment against you for \$ 3,000.00 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

In the day of June 7, 2000 Corri Minns had taken my vehicle without my permission. During this time she had damaged my vehicle. Corri had done a hit and run in the Shop & Save parking lot which had put damages on to my vehicle.

GO TO BACK →

I, Tabitha Rozyle

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

  
(Signature of Plaintiff or Authorized Agent)

Plaintiff's  
Attorney:

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

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

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

This was investigated by the Dubois City Police and the Sandy Township Police. Corri told me that she would pay for the damages and has not yet done so. Her mother also agreed to pay for them and I not received anything towards the damages. So this would be the reasoning for me filling this suit against her.

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

TABITHA ROZYLE, an  
individual,

Plaintiff

: CIVIL DIVISION  
: No. 2001-01162-CD

VS .

Cori M. Minns, an individual,  
Defendant

: Type of Pleading:  
: Affidavit of Service  
: Filed on Behalf of:  
: Defendant

: Counsel of Record for this  
: Party:  
:  
: Querino R. Torretti, Esquire  
: Supreme Court I.D. No. 23996  
: 600 East Main Street  
: P.O. Box 218  
: Reynoldsville, PA 15851  
: (814) 653-2243

**FILED**

AUG 06 2001

William A. Shaw  
Prothonotary

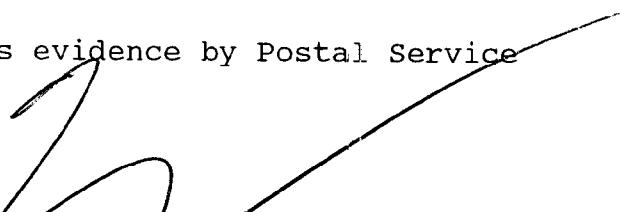
IN THE COURT OF COMMON PLEAS  
OF JEFFERSON COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW

TABITHA ROZYLE, an individual, Plaintiff :  
vs . : CIVIL DIVISION  
Cori M. Minns, an individual, Defendant : :  
: No. 2001-01162-CD  
:

**AFFIDAVIT OF SERVICE**

I, Querino R. Torretti, Esquire, Attorney for the Defendant, Cori M. Minns, being duly sworn according to law, depose and say that on the 24th day of July, 2001, I personally mailed the Copy To Be Served On District Justice of the Notice Of Appeal, No. 2001 - 01162-C.D., to District Justice Patrick N. Ford, by mailing said same, Return Receipt Requested, to 309 Maple Avenue, Box 452, DuBois, PA 15801. The same was received by him on July 26, 2001 as evidence by Postal Service Form 3811 attached hereto.

I further attest that on the 24th day of July, 2001, I personally mailed the Copy To Be Served On Appellee of the Notice Of Appeal and Rule To File Complaint, No. 2001 - 01162-C.D., to Appellee, Tabitha Rozyle by both regular mail and Certified Mail, Restricted Delivery, Return Receipt Requested, to her address of 17 South Stockdale Street, DuBois, Pa 15801. The same was received by her on August 2, 2001 as evidence by Postal Service Form 3811 attached hereto.

  
\_\_\_\_\_  
Querino R. Torretti, Esquire  
Attorney for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA  
(CIVIL DIVISION)

TABITHA ROZYLE, :  
Plaintiff :  
: vs. : No. 01-1162 C.D.  
: :  
CORI M. MINNS :  
Defendant :  
: : Type of Pleading  
: : Complaint  
: :  
: : Filed on behalf of: Tabitha Rozyle  
: :  
: : Counsel of Record:  
: : LEA ANN HELTZEL, ESQUIRE  
: : Attorney at Law  
: : Supreme Court I.D. No. 83998  
: :  
: : 900 Beaver Drive  
: : DuBois, Pennsylvania 15801  
: :  
: : (814) 375-0300

**FILED**

AUG 09 2001

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA  
(CIVIL DIVISION)

TABITHA ROZYLE, :  
Plaintiff :  
: :  
vs. : No. 01-1162 C.D.  
: :  
CORI M. MINNS :  
Defendant :  
:

**NOTICE**

TO: DEFENDANT

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.

Office of the Court Administrator  
Clearfield County Courthouse  
1 North Second Street  
Clearfield, PA 16830  
(814) 765-2641 (ext. 5982)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA  
(CIVIL DIVISION)

TABITHA ROZYLE, :  
Plaintiff :  
: vs. : No. 01-1162 C.D.  
: :  
CORI M. MINNS :  
Defendant :  
:

**COMPLAINT**

AND NOW, comes Plaintiff, Tabitha Rozyle, by and through her attorneys, Hopkins Law Firm and files the within Complaint against the Defendant as follows:

**COUNT I**

**NEGLIGENCE**

1. Plaintiff, Tabitha Rozyle, is an adult individual who currently resides at 17 South Stockdale Street, DuBois, Clearfield County, Pennsylvania.
2. Defendant, Cori M. Minns, is an adult individual who currently resides at 31 Short Street, Falls Creek, Pennsylvania.
3. On June 7, 2000, Plaintiff allowed Defendant to sit in her 1989 Chevy Cavalier and listen to the radio while Plaintiff went to graduation practice and at no time gave the Defendant permission to drive said vehicle.
4. Defendant drove Plaintiff's vehicle to the Shop and Save parking lot located in DuBois, Pennsylvania where she was involved in an accident. Defendant hit a parked car with Plaintiff's vehicle.

5. Defendant owed a duty to Plaintiff to properly care for Plaintiff's vehicle which was in her possession, custody and control.

6. Defendant breached her duty to Plaintiff by negligently failing to care for Plaintiff's vehicle in that she drove Plaintiff's vehicle without her permission to the Shop and Save parking lot and was involved in a motor vehicle accident which caused damage to Plaintiff's vehicle in the amount of \$2035.31.

7. Defendant is liable to Plaintiff for the damages to Plaintiff's vehicle as aforesaid.

8. Plaintiff has incurred District Magistrate filling fees in the amount of \$56.00 for which Plaintiff is entitled to be reimbursed.

Wherefore, Plaintiff demands judgment against Defendant in the amount of \$2035.31 together with pre-judgment and post-judgment interest, costs of suit, attorney's fees and such other and further relief as the Court deems fair and equitable.

## **COUNT II**

### **BAILMENT**

9. Plaintiff repeats and incorporates paragraphs 1 through 8 as if set forth at length herein.

10. On or about June 7, 2000, Plaintiff and Defendant entered into an oral agreement whereby Plaintiff agreed to allow Defendant to sit in her motor vehicle and listen to the radio while Plaintiff attended graduation practice.

13. Plaintiff then left her automobile in Defendant's care, custody and control with the understanding that Defendant would not drive the motor vehicle.

14. Defendant negligently and carelessly operated Plaintiff's automobile as to cause it to be involved in a collision whereby it was damaged and required substantial repairs.

15. As a result of Defendant's failure to take care and return the Plaintiff's automobile in good condition, Plaintiff's automobile required repairs to following: front bumper; grill; head lamp; right side lamp; right fender; hood panel; head lamp mount panel; right and left front bumper cover; and stripes on hood.

16. The cost of said repairs is \$2035.31, which is the fair and reasonable cost thereof.

17. Plaintiff made demand upon the defendant for the sum of \$2035.31, being the cost of the repairs for the vehicle made necessary by Defendant's failure to care for and return the automobile in good condition, but the Defendant has refused to pay the sums demanded or any part thereof.

16. Plaintiff has incurred District Magistrate filing fees of \$56.00 for which Plaintiff is entitled to reimbursement.

WHEREFORE, Plaintiff demands judgment in her favor against Defendant in the amount of \$2035.31, together with pre-judgment and post-judgment interest, costs of suit, attorneys fees and such other and further relief as the Court deems fair and equitable.

Respectfully submitted



Lea Ann Heltzel, Esquire

**VERIFICATION**

I, Lea Ann Heltzel, Esquire, do hereby state that I am the attorney for the Plaintiff, Tabitha Rozyle, that I am authorized to make this Verification on behalf of the Plaintiff, and the facts set forth in the foregoing Complaint are true and correct, not at my own knowledge, but from information supplied to me from the Plaintiff, and that the purpose of this Verification is to expedite the litigation, and that the Verification of the Plaintiff, Tabitha Rozyle, will be supplied, if demanded, also, subject to the penalties of 18 Pa.C.S.A. §4904, relating to unsworn falsification to authorities.



Lea Ann Heltzel, Esquire  
Attorney for Plaintiff, Tabitha Rozyle

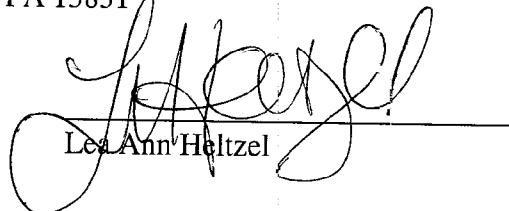
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA  
(CIVIL DIVISION)

TABITHA ROZYLE, :  
Plaintiff :  
vs. : No. 01-1162 C.D.  
CORI M. MINNS :  
Defendant :  
:

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the Complaint filed by Tabitha Rozyle, was forwarded on the 9<sup>th</sup> day of August, 2001, by U.S. Mail, postage prepaid, to Querino R. Torretti, Esquire, addressed as follows:

Querino R. Torretti, Esquire  
600 East Main Street  
P.O. Box 218  
Reynoldsville, PA 15851



Lea Ann Heltzel

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA  
(CIVIL DIVISION)

TABITHA ROZYLE, :  
Plaintiff :  
vs. : No. 01-1162 C.D.  
CORI M. MINNS :  
Defendant : Type of Pleading: Praecipe to Discontinue  
: :  
: Filed on behalf of: Tabitha Rozyle, Plaintiff  
: :  
: Counsel of Record for this party:  
: :  
: LEA ANN HELTZEL  
: Attorney at Law  
: Supreme Court No.83998  
: :  
: 900 Beaver Drive  
: DuBois, Pennsylvania 15801  
: :  
: (814) 375-0300

**FILED**

FEB 6 1 2002

M13:21cnt. Atty  
William A. Shaw  
Prothonotary  
a Copy G  
JES

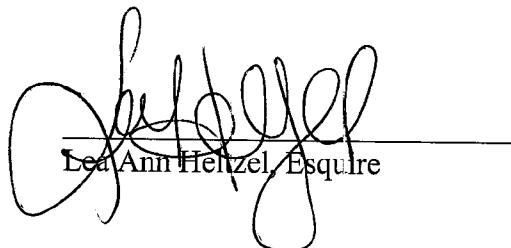
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA  
(CIVIL DIVISION)

TABITHA ROZYLE, :  
Plaintiff :  
vs. : No. 01-1162 C.D.  
CORI M. MINNS :  
Defendant :  
:

**PRAECIPE TO DISCONTINUE**

TO THE PROTHONOTARY:

Kindly mark the above captioned civil action settled and discontinued.



Lea Ann Heltzel, Esquire

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

COPY

Tabitha Rozyle

Vs.  
Cori M. Minns

No. 2001-01162-CD

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA  
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on February 1, 2002 marked:

Settled and Discontinued

Record costs in the sum of \$80.00 have been paid in full by Lea Ann Heltzel, Esquire.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 1st day of February A.D. 2002.

---

William A. Shaw, Prothonotary

Is your **RETURN ADDRESS** completed on the reverse side?

<b>SENDER:</b> <ul style="list-style-type: none"><li>■ Complete items 1 and/or 2 for additional services.</li><li>■ Complete items 3, 4a, and 4b.</li><li>■ Print your name and address on the reverse of this form so that we can return this card to you.</li><li>■ Attach this form to the front of the mailpiece, or on the back if space does not permit.</li><li>■ Write "Return Receipt Requested" on the mailpiece below the article number.</li><li>■ The Return Receipt will show to whom the article was delivered and the date delivered.</li></ul>		<p>I also wish to receive the following services (for an extra fee):</p> <p>1. <input type="checkbox"/> Addressee's Address 2. <input type="checkbox"/> Restricted Delivery Consult postmaster for fee.</p>
3. Article Addressed to:  <i>Patrick N Ford District Justice 309 Maple Ave PO Box 452 Dubois PA 15801</i>	4a. Article Number <i>4732 7000 0600 0028 3574</i>	
5. Received By: (Print Name) <i>Susan Brennan</i>	4b. Service Type <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Certified <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> COD	
6. Signature: (Addressee or Agent) <i>X Susan Brennan</i>	7. Date of Delivery <i>7-24-01</i>	
8. Addressee's Address (Only if requested and fee is paid) <i>Patrick N Ford District Justice 309 Maple Ave PO Box 452 Dubois PA 15801</i>		

Thank you for using Return Receipt Service.

UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Print your name, address, and ZIP Code in this box •

*Querino R. Torretti*  
*Attorney At Law*  
*P.O. Box 216, 600 Main St.*  
*Reynoldsburg, PA 15851*

C Minns

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, 4a, and 4b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number. The Return Receipt will show to whom the article was delivered and the date delivered.

3. Article Addressed to:

Tabitha Rozylo  
17 South Stockdale  
St.  
DuBois PA 15801

5. Received By: (Print Name)

6. Signature: (Addressee or Agent)

X Tabitha Rozylo  
PS Form 3811, December 1994

I also wish to receive the following services (for an extra fee):

- 1.  Addressee's Address
- 2.  Restricted Delivery  
Consult postmaster for fee.

4a. Article Number

7000 0600 00284732 3581

4b. Service Type

- Registered
- Express Mail
- Return Receipt for Merchandise
- Certified
- Insured
- COD

7. Date of Delivery

8-2-01

8. Addressee's Address (Only if requested and fee is paid)

102595-97-B-0179

Domestic Return Receipt

Thank you for using Return Receipt Service.

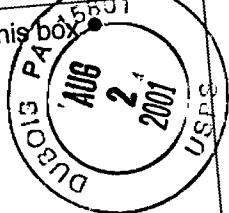
UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Print your name, address, and ZIP Code in this box

Quirino R. Torretti  
Attorney At Law  
P.O. Box 218, 500 Main St.  
Reynoldsburg, PA 15651



CMINNS