

01-1205-CD
Boggs Township vs Clfd Cty Tax Claim

9

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

BOGGS TOWNSHIP,
Petitioner,

*

vs.

*

CLEARFIELD COUNTY
TAX CLAIM BUREAU,
Respondent.

* Docket No. 01-1205-CD

Type of Pleading:
PETITION TO DISAPPROVE
AND HALT SALE

Filed on behalf of:

BOGGS TOWNSHIP

Counsel of record for
this party:

Law Offices of
Dwight L. Koerber, Jr.

Cynthia B. Stewart
PA I.D. No. 82380

110 North Second Street
P. O. Box 1320
Clearfield, PA 16830
(814) 765-9611

FILED

JUL 25 2001

William A. Shaw
Prothonotary

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

BOGGS TOWNSHIP,
Petitioner, *

vs. *

CLEARFIELD COUNTY
TAX CLAIM BUREAU,
Respondent. *

* Docket No. 01-1205-CD

PETITION TO DISAPPROVE AND HALT SALE

COMES NOW, Petitioner, Boggs Township, by and through its attorney, Cynthia B. Stewart, Esquire, and avers as follows:

1. Petitioner is Boggs Township, a municipality with a mailing address of P.O. Box 69, West Decatur, Pennsylvania, 16878.

2. The Respondent, Clearfield County Tax Claim Bureau, is a governmental entity with offices located at 230 East Market Street, Clearfield, Pennsylvania, 16830.

3. Real Estate Taxes assessed to certain real property, identified as map number 105-011-578-00034, 2 lots #7-9, by the Clearfield County Assessment Office, have been unpaid for the years 1998, 1999 and 2000.

4. The total amount due on the property, which includes taxes, costs, and interest, is \$530.54.

5. A bid of \$400.00 was received and accepted by the Respondent.

6. The bid of \$400.00 is insufficient in comparison to the tax delinquency and charges assessed to the property.

7. On June 11, 2001, Respondent sent notice to the Petitioner setting forth the dates of publication of the sale in the Clearfield County Law Journal as June 11, 2001 and June 22, 2001.

8. Notice to Petitioner was defective in that the publication did not occur on June 11, 2001 and June 22, 2001. Rather, actual publication in the Clearfield County Law Journal occurred on June 15, 2001, and June 29, 2001.

9. Pursuant to said notice, sale is scheduled for 9:00 a.m. on August 8, 2001 at the office of Respondent.

10. Petitioner is prepared to offer a higher bid than the \$400.00 offered thus far.

WHEREFORE, Petitioner respectfully requests the Court to disapprove and halt the sale, and in the event that more than one party agrees to pay the minimum price set by the Court, direct the Respondent to hold an auction-style sale of the property.

Respectfully Submitted

Date: July 25, 2001

Cynthia B. Stewart
Cynthia B. Stewart, Esquire
Attorney for Petitioner,
Boggs Township

I hereby certify that on this 25th day of July, 2001, a copy of the foregoing Petition to Disapprove and Halt Sale has been served by U.S. First Class Mail upon the following:

Mary Anne Wesdock, Director
Clearfield County Tax Bureau
230 East Market Street
Clearfield, PA 16830

Respectfully submitted:

Cynthia B. Stewart
Cynthia B. Stewart, Esquire
Attorney for Petitioner,
Boggs Township

VERIFICATION

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

7-24-01
Date

Lorraine Blatz, Secretary

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

BOGGS TOWNSHIP,
Plaintiff,

*

vs.

*

CLEARFIELD COUNTY
TAX CLAIM BUREAU,
Defendant.

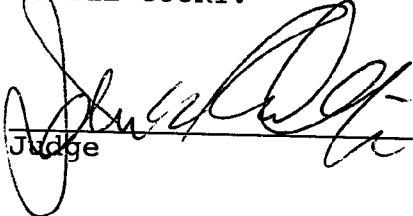
*

Docket No. 01-1205-CD

O R D E R

AND NOW, this 10/ day of Aug, 2001, upon consideration
of the Petition to Disapprove and Halt Sale, it is the Order of
this Court that the proposed private sale by the Clearfield
County Tax Bureau to an unnamed individual who has offered
\$400.00 is disapproved and the sale is halted. The Defendant
shall hold a private auction between the interested parties.

BY THE COURT:



Judge

FILED

AUG 14 2001

William A. Shaw
Prothonotary

CA

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

BOGGS TOWNSHIP :
vs. : No. 01-1205-CD
CLEARFIELD COUNTY TAX :
CLAIM BUREAU :
:

ORDER

NOW, this 30th day of July, 2001, upon consideration of Plaintiff's Petition to Disapprove and Halt Sale, a Rule is hereby issued upon Defendant to appear and Show Cause why the Petition should not be granted. Rule Returnable the 14th day of August, 2001, at 1:30 P.M. in Courtroom No. 1, Clearfield County Courthouse, Clearfield, PA.

Tax Sale of the within referenced property which is scheduled for 9:00 A.M. Wednesday, August 8, 2001 is hereby stayed pending further Order of Court.

BY THE COURT:
JOHN K. REILLY, JR.
President Judge

FILED

JUL 3 2001
0133712 cc:athy Stewart.
William A. Shaw
Prothonotary
g
1621

Date: 07/25/2001

Clearfield County Court of Common Pleas

NO. 1828881

Time: 03:57 PM

Receipt

Page 1 of 1

Received of: C. Stewart

\$ 0.00

Zero and 00/100 Dollars

Case: 2001-01205-CD	Plaintiff: Boggs Township	Amount
Civil Complaint		0.00
Billable		
Total:		0.00

Void *Set*
No Charge

Payment Method: Cash

William A. Shaw, Prothonotary/Clerk of Courts

By: _____

Clerk: JPEPPERDAY

Deputy Clerk

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

Boggs Township
Petitioner,

*

VS.

Docket No. 01-1205-CD

Clearfield County Tax Claim Bureau
Respondent.

*

*

Type of Pleading:
PRAECIPE TO DISCONTINUE

Filed on Behalf of:
PETITIONER: Boggs Township

Counsel of Record for
This Party:

LAW OFFICES OF
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart,
Esquire
PA I.D. No. 82380

110 North Second Street
P.O. Box 1320
Clearfield, PA 16830
(814) 765-9611

FILED

SEP 15 2003

William A. Shaw
Prothonotary

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

Boggs Township
Petitioner,

*

vs.

Clearfield County Tax Claim Bureau
Respondent.

*

Docket No. 01-1205-CD

*

*

PRAECIPE TO DISCONTINUE

TO THE PROTHONOTARY:

Please mark the above-captioned action discontinued. Thank you.

Respectfully Submitted,

Cynthia B. Stewart
Cynthia B. Stewart, Esquire
Attorney for Petitioner: Boggs Township

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
DOCKET NO. 01-1205-CD

BOGGS TOWNSHIP
Petitioner

vs.

CLEARFIELD COUNTY TAX CLAIM BUREAU
Respondent

PRAECLICE TO DISCONTINUE

FILED

3-03-00 3AC
2 County Clerk
O SEP 15 2003
B.R.C.

William A. Shaw
Prothonotary

Law Office

DWIGHT L. KOERBER, JR.
ATTORNEY-AT-LAW
110 NORTH SECOND STREET
P. O. Box 1320
CLEARFIELD, PENNSYLVANIA 16830

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

CIVIL DIVISION

Boggs Township

**Vs. No. 2001-01205-CD
Clearfield County Tax Claim Bureau ((2002 Upset Sa**

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 September 15, 2003, marked:

Discontinued, Settled and Ended

Record costs in the sum of \$None have been paid in full by .

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 15th day of September A.D. 2003.

William A. Shaw, Prothonotary

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

Boggs Township
Petitioner,

*

vs.

Docket No. 01-1205-CD

Clearfield County Tax Claim Bureau
Respondent.

*

*

Type of Pleading:
CERTIFICATE OF SERVICE

Filed on Behalf of:
PETITIONER: Boggs Township

Counsel of Record for
This Party:

LAW OFFICES OF
DWIGHT L. KOERBER, JR.

Cynthia B. Stewart,
Esquire
PA I.D. No. 82380

110 North Second Street
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Clearfield, PA 16830
(814) 765-9611

FILED

SEP 16 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

Boggs Township
Petitioner,

*

vs.

Docket No. 01-1205-CD

*

Clearfield County Tax Claim Bureau
Respondent.

*

*

CERTIFICATE OF SERVICE

I certify that on the 15th day of September, 2003, the undersigned served a certified copy of the Praeclipe to Discontinue and the Certificate of Discontinuation in the above-captioned matter by United States First Class Mail, upon the following:

Kim C. Kesner, Esquire
Solicitor for Clearfield County Tax Claim Bureau
23 North Second Street
Clearfield, PA 16830

Cynthia B. Stewart
Cynthia B. Stewart, Esquire
Attorney for Petitioner: Boggs Township

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
DOCKET NO. 01-1205-CD

BOGGS TOWNSHIP
Petitioner

vs.

CLEARFIELD COUNTY TAX CLAIM BUREAU
Respondent

CERTIFICATE OF SERVICE

FILED
OCT 3 2003
SEP 16 2003
FOL
Dwight L. Koerber

William A. Shaw
Prothonotary/Clerk of Courts

Law Office

DWIGHT L. KOERBER, JR.
ATTORNEY - AT - LAW
110 NORTH SECOND STREET
P. O. Box 1320
CLEARFIELD, PENNSYLVANIA 16830