

01-1210-CD

R. Denochick vs Jakob Folmar al

10

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
: No.: 01-1210-CO  
Plaintiff, : PRAECIPE FOR WRIT OF  
vs. : SUMMONS IN CIVIL ACTION  
JAKOB FOLMAR and EDWARD :  
NAVASKY, :  
Defendants. : Filed on Behalf of:  
: Ryann Denochick  
: Counsel of Record for  
: this Party:  
: Laurence B. Green  
: PA ID# 10399  
: BERGER AND GREEN  
: Firm #777  
: 5850 Ellsworth Avenue  
: Suite 200  
: Pittsburgh, PA 15232  
: (412) 661-1400

**FILED**

JUL 26 2001

William A. Shaw  
Prothonotary

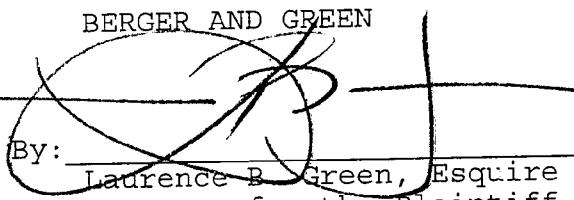
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.: 01-1210-CO  
vs. :  
JAKOB FOLMAR and EDWARD :  
NAVASKY, :  
Defendants. :  
:

PRAECIPE FOR WRIT OF SUMMONS IN CIVIL ACTION

TO THE PROTHONOTARY:

Kindly issue a Writ of Summons in Civil Action in the within  
captioned matter.

BERGER AND GREEN  
  
By: Laurence B. Green, Esquire  
Attorney for the Plaintiff  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232  
(412) 661-1400

**FILED**

JUL 26 2001

*John H. Keen*  
William A. Keen  
Prothonotary

PD \$0.00

4 Writs Sheriff

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

**SUMMONS**

**Ryann Denochick**

**Vs.**

**NO.: 2001-01210-CD**

**Jakob Folmar and  
Edward Navasky**

**TO: JAKOB FOLMAR and  
EDWARD NAVASKY**

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: 07/26/2001

\_\_\_\_\_  
**William A. Shaw**  
**Prothonotary**

Issuing Attorney:

Laurence B. Green  
Firm #777  
Pittsburgh, PA 15232

200  
7/26/2001  
RECEIVED  
PROTHONOTARY'S OFFICE

8/31/01 Document

4/Reissued to Sheriff/Attorney

service.

Deputy Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.: 01-1210-CD  
vs. : PRAECIPE TO RE-ISSUE  
JAKOB FOLMAR and EDWARD : WRIT OF SUMMONS IN CIVIL  
NAVASKY, : ACTION  
Defendants. : Filed on Behalf of:  
: Ryann Denochick,  
: Plaintiff  
: Counsel of Record for  
: this Party:  
: Laurence B. Green  
: PA ID# 10399  
: BERGER AND GREEN, P.C.  
: Firm #777  
: 5850 Ellsworth Avenue  
: Suite 200  
: Pittsburgh, PA 15232  
: (412) 661-1400

FILED

AUG 11 2001

WILLIAM SAWYER  
CLERK OF COURT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

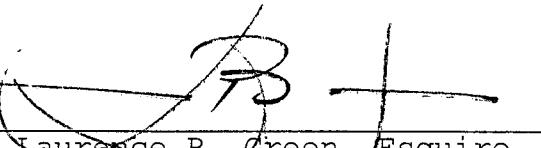
RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : NO.: 01-1210-CD  
vs. :  
JAKOB FOLMAR and EDWARD :  
NAVASKY, :  
Defendants. :  
:

PRAECIPE TO RE-ISSUE WRIT OF SUMMONS IN CIVIL ACTION

TO THE PROTHONOTARY:

Kindly re-issue a Writ of Summons in Civil Action in the  
within captioned matter.

BERGER AND GREEN, P.C.

By: 

Laurence B. Green, Esquire  
Attorney for the Plaintiff  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232  
(412) 661-1400

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

COPY

SUMMONS

Ryann Denochick

Vs.

NO.: 2001-01210-CD

Jakob Folmar and  
Edward Navasky

TO: JAKOB FOLMAR and  
EDWARD NAVASKY

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: 07/26/2001

\_\_\_\_\_  
William A. Shaw  
Prothonotary

Issuing Attorney:

Laurence B. Green  
Firm #777  
Pittsburgh, PA 15232

8-31-01 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.

\_\_\_\_\_  
Deputy Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.:01-1210-CD  
vs. : COMPLAINT IN CIVIL  
JAKOB FOLMAR and EDWARD : ACTION  
NAVASKY, :  
Defendants. : Filed on Behalf of:  
 : Ryann Denochick,  
 : Plaintiff  
 : Counsel of Record for  
 : this Party:  
 : Laurence B. Green  
 : PA ID# 10399  
 : BERGER AND GREEN, P.C.  
 : Firm #777  
 : 5850 Ellsworth Avenue  
 : Suite 200  
 : Pittsburgh, PA 15232  
 : (412) 661-1400

**FILED**

SEP 17 2001

1/8/301 w/  
William A. Shaw  
Prothonotary

1 cc to ATT



COMPLAINT IN CIVIL ACTION

The Plaintiff, Ryann Denochick, by his attorneys, Berger and Green, and Laurence B. Green, Esquire file the within Complaint in Civil Action and in support thereof state as follows:

1. Ryann Denochick, Plaintiff herein, is an adult individual residing at 1009C Hill Street, Philipsburg, Clearfield County, Pennsylvania 16866.
2. Jakob Folmar, Defendant herein, is an adult individual who resides at 16 West Spruce Street, Philipsburg, Centre County, Pennsylvania 16866.
3. Edward Navasky, Defendant herein, is an adult individual who resides at 309 School Street, Philipsburg, Centre County, Pennsylvania 16866 and was the registered owner of a 1997 Saturn Wagon at the time of the events complained of herein.
4. The events complained of happened on or about September 2, 1999 in the Township of Decatur, County of Clearfield, Pennsylvania.
5. At that time and place, there was a public road known as State Route 2019, which extended in a general easterly and westerly direction.
6. At that time and place, the Plaintiff, Ryann Denochick, was a passenger in a 1997 Saturn Wagon registered to Defendant, Edward Navasky, which was being operated by the Defendant, Jakob Folmar.
7. On or about September 2, 1999, the Navasky vehicle was being operated over and upon State Route 2019 in a westerly direction, when the Defendant, Jakob Folmar, negligently, carelessly and recklessly allowed the Navasky vehicle to leave the west bound lane of the roadway where he then lost control of the vehicle causing the vehicle to travel off the south edge of the roadway, impact with an embankment and then roll and impact the east bound lane of State Route 2019 with its right passenger side. The Navasky vehicle then righted itself, traveled across the roadway coming to rest in the east bound lane, causing Plaintiff, Ryann Denochick, to sustain severe

personal injuries as are more fully set forth below.

## COUNT I

### Ryann Denochick vs. Jakob Folmar

8. Plaintiff, Ryann Denochick, hereby incorporates paragraphs 1 through 7 as though the same were fully set forth at length herein.
9. As a direct and proximate result of the negligence of the Defendant, Jakob Folmar, as is more fully set forth below, the Plaintiff, Ryann Denochick, was caused to suffer and sustain serious injuries including the following:

- a) Serious injuries to his head, chest, neck and back;
- b) Multiple abrasions and lacerations to his arms, hands, right ear, right cheek, forehead and left knee;
- c) Scarring including all four extremities;
- d) A cerebral concussion with post concussive syndrome, migraine headaches, impaired memory, depression secondary to closed head injury;
- e) Loss of life's pleasures; and
- f) Trauma.

10. As a direct and proximate result of the negligence of Defendant, Jakob Folmar, as is more fully set forth below, the Plaintiff, Ryann Denochick, has suffered in the past and for an indefinite period of time in the future will suffer the following:

- a) Pain, suffering and inconvenience;
- b) Fright, shock, worry, humiliation, anxiety, irritation, annoyance and other forms serious emotional of distress;
- c) Limitations of the movement of various parts of his body and more particularly his neck, back, and right arm;

- d) Loss of earnings;
- e) Impairment of his earning capacity;
- f) Impairment of his general health, strength and vitality;
- g) Inability to continue in his usual activities; and
- h) Loss of life's pleasures.

11. The Plaintiff, Ryann Denochick, believes and therefore avers that some of the aforesaid damages and injuries may be of a permanent and lasting nature.

12. As a further direct and proximate result of the negligence of the Defendant, Jakob Folmar, as is more fully set forth below, the Plaintiff, Ryann Denochick, has been in the past and may be for an indefinite period of time in the future, unable to engage in his usual activities.

13. As a further direct and proximate result of the negligence of the Defendant, Jakob Folmar, as is more fully set forth below, the Plaintiff, Ryann Denochick, has been in the past and may be for an indefinite time in the future, required to spend substantial sums of money for medicines, medical, nursing, hospital, surgical attention and other incidental expenses in an attempt to effectuate a cure for himself as a result of the injuries sustained in the accident.

14. The aforementioned injuries and damages were caused directly and proximately by the negligence of the Defendant, Jakob Folmar, in general and more particularly in the following manner:

- a) The Defendant was inattentive and failed to maintain a sharp observation of the road;
- b) The Defendant failed to maintain a proper lookout;

- c) The Defendant failed to watch or look where the motor vehicle was being operated;
- d) The Defendant failed to use the degree of care, skill and caution required under the circumstances;
- e) The Defendant operated the motor vehicle at an excessive, dangerous and reckless rate of speed under the circumstances;
- f) The Defendant failed to keep the motor vehicle under control, or to bring it under control when the Defendant knew or in the exercise of due care and caution should have known, that to fail to do so would likely result in injuries and damages to the Plaintiff;
- g) The Defendant operated his motor vehicle at a speed greater than was reasonable and prudent under the conditions having no regard for the actual and potential hazards existing and at a speed greater than was permitted to bring the motor vehicle under control and to stop within an assured clear distance in violation of 75 Pa. C.S.A. §3361;
- h) The Defendant operated the motor vehicle at a speed greater than was reasonable and prudent under the conditions then and there existing, having no regard for the actual and potential hazards existing;
- i) The Defendant operated the motor vehicle with careless disregard for the safety of persons or properties in violation of 75 Pa. C.S.A. §3714;
- j) The Defendant failed to operate the brakes in such a manner so that the motor vehicle could be stopped before leaving the roadway; and
- k) The Defendant operated the motor vehicle at a speed in excess of the posted speed limit.

WHEREFORE, Plaintiff, Ryann Denochick, requests this Court to enter Judgment for compensatory damages against Defendant, Jakob Folmar, in an amount in excess of the arbitration limits.

## COUNT II

### Ryann Denochick vs. Edward Navasky

15. Plaintiff, Ryann Denochick, hereby incorporates paragraphs 1 through 14 as though the same were fully set forth at length herein.

16. Defendant, Edward Navasky, negligently entrusted his vehicle to, and permitted, Defendant, Jakob Folmar, to operate his vehicle when he knew, or should have known that Defendant, Jakob Folmar, was unfit to operate the 1997 Saturn Wagon in a safe and careful manner.

17. Defendant, Edward Navasky, negligently entrusted his vehicle to, and permitted, Defendant, Jakob Folmar, to operate his vehicle when he knew, or should have known that the vehicle was in a defective condition and was unfit to be operated in a safe and careful manner.

WHEREFORE, Plaintiff, Ryann Denochick, requests this Court to enter Judgment for compensatory damages against Defendant, Edward Navasky, in an amount in excess of the arbitration limits.

## JURY TRIAL DEMANDED

Respectfully submitted,

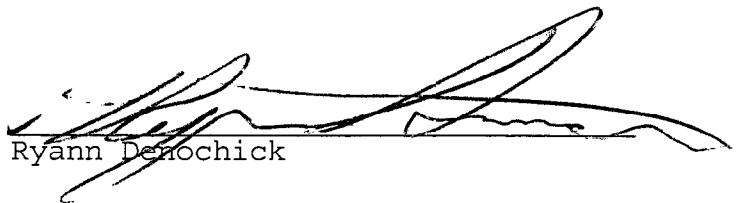
BERGER AND GREEN, R.C.

By:

Laurence B. Green, Esquire  
Attorney for the Plaintiff  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232  
(412) 661-1400

V E R I F I C A T I O N

I, Ryann Denochick, do hereby verify that the statements made herein are true and correct to the best of my knowledge, information and belief and that these statements are made subject to the penalties of 18 Pa. C.S.A., Section 4904 relating to unsworn falsification to authorities.



Ryann Denochick

DATE: ✓ 7-27-01

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.: 01-1210-CD  
vs. :  
JAKOB FOLMAR and EDWARD NAVASKY, :  
Defendants. :  
:

CERTIFICATE OF SERVICE

I, Laurence B. Green, Esquire, hereby certify that a true and correct copy of the within Complaint in Civil Action was served upon the following by regular first class mail this 13<sup>th</sup> day of September, 2001.

Jakob Folmar  
16 West Spruce Street  
Philipsburg, PA 16866

Edward Navasky  
Charles Navasky & Company  
114 Walton Street  
Philipsburg, PA 16866

BERGER AND GREEN, P.C.

By: 

Laurence B. Green, Esquire  
PA I.D.#10399  
Attorney for the Plaintiff,  
Ryann Denochick

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

Filed on behalf of:  
Defendants

Defendants.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
**SEP 17 2001**

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

Defendants.

**PRAECIPE FOR APPEARANCE**

TO: PROTHONOTARY

Please enter my appearance on behalf of the Defendants in the above-referenced matter  
and mark the docket accordingly.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendants

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing  
**PRAECIPE FOR APPEARANCE** has been served upon the parties listed below via United  
States first class mail, postage prepaid, this 14th day of September, 2001:

Laurence B. Green, Esquire  
BERGER AND GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

---

Thomas P. Birris, Esquire  
Attorney for Defendants

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

**NOTICE OF SERVICE OF  
INTERROGATORIES AND  
REQUEST FOR PRODUCTION  
OF DOCUMENTS**

Filed on behalf of:  
Defendants

Defendants.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
**SEP 24 2001**

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

Defendants.

**NOTICE OF SERVICE OF INTERROGATORIES AND REQUEST FOR  
PRODUCTION OF DOCUMENT**

I hereby certify that true and correct copies of Defendants' Interrogatories and Request for Production of Documents were served by first class, U.S. Mail, postage pre-paid, this 20/12 day of September, 2001, on the party listed below:

Laurence B. Green, Esquire  
BERGER AND GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER  
COLEMAN & GOGGIN

BY:

Thomas P. Birris, Esquire  
Attorney for Defendants

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF SERVICE OF INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS** has been served upon the parties listed below via United States first class mail, postage prepaid, this 2014 day of September, 2001:

Laurence B. Green, Esquire  
BERGER AND GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Thomas P. Birris, Esquire  
Attorney for Defendants

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 11304

DENOCHICK, RYANN

01-1210-CD

VS.

FOLMAR, JAKOB and EDWARD NAVASKY

**SUMMONS**

**SHERIFF RETURNS**

**NOW JULY 27, 2001 DENNY NAU, SHERIFF OF CENTRE COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN WRIT OF SUMMONS ON JAKOB FOLMAR AND EDWARD NAVASKY, DEFENDANTS.**

**FILED**

OCT 01 2001  
01330 pm

A. Shaw  
Notary

**NOW AUGUST 13, 2001 SERVED THE WITHIN WRIT OF SUMMONS ON JAKOB FOLMAR, DEFENDANT BY DEPUTIZING THE SHERIFF OF CENTRE COUNTY. THE RETURN OF SHERIFF NAU IS HERETO ATTACHED AND MADE A PART OF THIS RETURN .**

**NOW SEPTEMBER 5, 2001 ATTEMPTED TO SEVE THE WITHIN WRIT OF SUMMONS ON EDWARD NAVASKY, DEFENDANT BY DEPUTIZING THE SHERIFF OF CENTRE COUNTY. THE RETURN OF SHERIFF NAU IS HERETO ATTACHED AND MADE A PART OF THIS RETURN MARKED "DO NOT SERVE PER ATTORNEY".**

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**Return Costs**

Cost	Description
------	-------------

32.68	SHFF. HAWKINS PAID BY: ATTY.
-------	------------------------------

50.00	SHFF. NAU PAID BY: ATTY.
-------	--------------------------

20.00	SURCHARGE PAID BY: ATTY.
-------	--------------------------

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 11304

DENOCHICK, RYANN

01-1210-CD

VS.

FOLMAR, JAKOB and EDWARD NAVASKY

**SUMMONS**

**SHERIFF RETURNS**

---

Sworn to Before Me This

1st Day Of October 2001  
Will Shaw

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

So Answers,

Chester Hawkins  
My Manly Ham

Chester A. Hawkins  
Sheriff

# #1376

## SHERIFF'S OFFICE

CENTRE COUNTY

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

<b>SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN</b>	<b>INSTRUCTIONS FOR SERVICE OF PROCESS:</b> You must file one instruction sheet for each defendant. Please type or print legibly. Do not detach any copies.
---	---

1. Plaintiff(s)

By Ann Denochick

01-1210-CD

3. Defendant(s)

Jakob Folmar and Edward Navasky

Writ of Summons

SERVE → { 5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levied, Attached or Sold.

AT { 6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code)

16 West Spruce Street, Philipsburg, PA

7. Indicate unusual service:  Reg Mail  Certified Mail  Deputize  Post  Other

Now, 20 I, SHERIFF OF CENTRE 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 Centre 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 sheriff's sale thereof.

9. Print/Type Name and Address of Attorney/Originator	10. Telephone Number	11. Date
12. Signature		

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

13. I acknowledge receipt of the writ } SIGNATURE of Authorized CCSO Deputy of Clerk and Title | 14. Date Filed | 15. Expiration/Hearing Date

### TO BE COMPLETED BY SHERIFF

16. Served and made known to Jakob Folmar, on the 13<sup>th</sup> day of August,  
 2001, at 9:35 o'clock, A.m., at Centre County Courthouse, Courtroom #1, Bellefonte, County of Centre Commonwealth of Pennsylvania, in the manner described below:

Defendant(s) personally served.

- Adult family member with whom said Defendant(s) resides(s). Relationship is \_\_\_\_\_
- Adult in charge of Defendant's residence.
- Manager/Clerk of place of lodging in which Defendant(s) resides(s).
- Agent or person in charge of Defendant's office or usual place of business.
- \_\_\_\_\_ and officer of said Defendant company.
- Other \_\_\_\_\_

On the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

Defendant not found because:

- Moved
- Unknown
- No Answer
- Vacant
- Other \_\_\_\_\_

Remarks:

Advance Costs	Docket	Service	Sur Charge	Affidavit	Mileage	Postage	Misc.	Total Costs	Fees Due or Refund
<u>\$15.00</u>	<u>9.00</u>	<u>14.00</u>	<u>0</u>	<u>3.50</u>	<u>31.00</u>	<u>.50</u>	<u>2.00</u>	<u>\$50.00</u>	<u>\$25.00</u>

17. AFFIRMED and subscribed to before me this 19<sup>th</sup> So Answer.

18. Signature of Dep. Sheriff John P. Kalmuk | 19. Date 8/15/01

20. day of August, 2001 | 21. Signature of Sheriff John P. Kalmuk | 22. Date 8/15/01

23. John P. Kalmuk PROTHONOTARY John P. Kalmuk SHERIFF OF CENTRE COUNTY

MY COMMISSION EXPIRES FIRST MONDAY  
IN 2004

24. I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE | 25. Date Received

OF AUTHORIZED AUTHORITY AND TITLE.

# SHERIFF'S OFFICE

## CENTRE COUNTY

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN				INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. Please type or print legibly. Do not detach any copies.					
1. Plaintiff(s) <u>By Ann Denochak</u>				2. Case Number <u>01-1210-CO</u>					
3. Defendant(s) <u>Jakco Folmar and Edward Navasky</u>				4. Type of Writ or Complaint: <u>Writ of Summons</u>					
SERVE → AT		5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levied, Attached or Sold. <u>Edward Navasky</u>				6. Address (Street or RFD, Apartment No., City, Borough, Twp., State and Zip Code) <u>309 School Street, Philipsburg, PA 16866</u>			
7. Indicate unusual service: <input type="checkbox"/> Reg Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Deputyze <input type="checkbox"/> Post <input type="checkbox"/> Other									
Now, <u>20</u> I SHERIFF OF CENTRE COUNTY, PA., do hereby depelize the Sheriff of County to execute this Writ and make return thereof according to law. This depilation being made at the request and risk of the plaintiff. _____ Sheriff of Centre 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 sheriff's sale thereof.									
9. Print/Type Name and Address of Attorney/Originator				10. Telephone Number			11. Date		
							12. Signature		
SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE									
13. I acknowledge receipt of the writ or complaint as indicated above.		SIGNATURE of Authorized CCSD Deputy of Clerk and Title			14. Date Filed		15. Expiration/Hearing Date		
TO BE COMPLETED BY SHERIFF									
16. Served and made known to _____, on the _____ day of _____, 20____, at _____ o'clock, _____ m., at _____, County of Centre									
20 _____, at _____ o'clock, _____ m., at _____, Commonwealth of Pennsylvania, in the manner described below:									
<input type="checkbox"/> Defendant(s) personally served. <input type="checkbox"/> Adult family member with whom said Defendant(s) resides(s). Relationship is _____ <input type="checkbox"/> Adult in charge of Defendant's residence. <input type="checkbox"/> Manager/Clerk of place of lodging in which Defendant(s) resides(s). <input type="checkbox"/> Agent or person in charge of Defendant's office or usual place of business. <input type="checkbox"/> _____ and officer of said Defendant company. <input type="checkbox"/> Other _____									
On the <u>5th</u> day of <u>September</u> , 20 <u>01</u> , at <u>1:00</u> o'clock, <u>P</u> M.									
Defendant not found because: <input type="checkbox"/> Moved <input type="checkbox"/> Unknown <input type="checkbox"/> No Answer <input type="checkbox"/> Vacant <input checked="" type="checkbox"/> Other <u>Plaintiff's Attorney</u>									
Remarks: <u>request Defendant not to be served</u>									
Advance Costs <u>\$75.00</u>	Docket <u>9.00</u>	Service <u>15.00</u>	Sur Charge <u>0</u>	Affidavit <u>3.50</u>	Mileage <u>21.00</u>	Postage <u>.50</u>	Misc. <u>2.00</u>	Total Costs <u>\$50.00</u>	Costs Due or Refund <u>\$21.00</u>
17. AFFIRMED and subscribed to before me this <u>19th</u> day of <u>Sept</u> 20 <u>01</u>									
18. Signature of Dep. Sheriff <u>Delura C. Danner</u> 19. Date <u>9/5/01</u>									
20. day of <u>Sept</u> 20 <u>01</u> 21. Signature of Sheriff									
22. Date									
23. <u>PROTHONOTARY</u> <u>MY COMMISSION EXPIRES FIRST MONDAY</u> <u>ANNO DOMINI</u> My Commission Expires <u>2008</u>									
24. I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE OF AUTHORIZED AUTHORITY AND TITLE.									
25. Date Received									
SHERIFF OF CENTRE COUNTY									
Amount Pd.					Page				

#1374



CHESTER A. HAWKINS  
SHERIFF

**Sheriff's Office  
Clearfield County**

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

CLEARFIELD COUNTY FAX  
(814) 765-5915

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

DARLENE SHULTZ  
CHIEF DEPUTY  
MARGARET PUTT  
OFFICE MANAGER

MARILYN HAMM  
DEPT. CLERK  
PETER F. SMITH  
SOLICITOR

**DEPUTATION**

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

RYANN DENOCHICK

**SERVE BY:** 8/25/01

or

**HEARING DATE:**

VS:

JAKOB FOLMAR & EDWARD NAVASKY

**TERM & NO.:** 01-1210-CD

**DOCUMENT TO BE SERVED:**  
SUMMONS

**SERVE:** JAKOB FOLMAR AND EDWARD NAVASKY

**ADDRESS:** Folmar--16 West Spruce St., Philipsburg, Pa. Phone: 343-5653  
Navasky--309 School St., Philipsburg, Pa. Phone: 342-2512

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 CENTRE County Pennsylvania to execute this writ.

This Deputation being made at the request and risk of the Plaintiff this 27th day of JULY 2001.

**MAKE REFUND PAYABLE TO:** BERGER & GREEN, Attorneys

Respectfully,

CHESTER A. HAWKINS,  
SHERIFF OF CLEARFIELD COUNTY

PG 17174  
21.75.0

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

**SUMMONS**

**Ryann Denochick**

**Vs.**

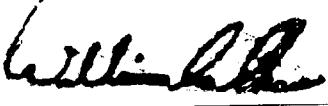
**NO.: 2001-01210-CD**

**Jakob Folmar and  
Edward Navasky**

**TO: JAKOB FOLMAR and  
EDWARD NAVASKY**

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: 07/26/2001

  
\_\_\_\_\_  
William A. Shaw  
Prothonotary

Issuing Attorney:

Laurence B. Green  
Firm #777  
Pittsburgh, PA 15232

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

COPY

SUMMONS

Ryann Denochick

Vs.

NO.: 2001-01210-CD

**Jakob Folmar and  
Edward Navasky**

TO: JAKOB FOLMAR and  
EDWARD NAVASKY

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: 07/26/2001

  
\_\_\_\_\_  
William A. Shaw  
Prothonotary

Issuing Attorney:

Laurence B. Green  
Firm #777  
Pittsburgh, PA 15232

CC

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

SUMMONS

**Ryann Denochick**

Vs.

NO.: 2001-01210-CD

**Jakob Folmar and  
Edward Navasky**

TO: JAKOB FOLMAR and  
EDWARD NAVASKY

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: 07/26/2001

  
\_\_\_\_\_  
William A. Shaw  
Prothonotary

Issuing Attorney:

Laurence B. Green  
Firm #777  
Pittsburgh, PA 15232

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

ANSWER AND NEW MATTER

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

Filed on behalf of:  
Defendants

Defendants.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

YOU ARE HEREBY NOTIFIED  
TO PLEAD TO THE WITHIN  
NEW MATTER  
WITHIN 20 DAYS OF  
SERVICE HEREON  
THOMAS P. BIRRIS  
ATTORNEY FOR DEFENDANT

FILED

OCT 09 2001  
11:44 nocc  
William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

Defendants.

**ANSWER AND NEW MATTER**

AND NOW, come the defendants, by and through their attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN and THOMAS P. BIRRIS, ESQUIRE, and hereby set forth their Answer and New Matter to the plaintiff's Complaint and, in support thereof, aver as follows:

**ANSWER**

1. The averments of paragraph 1 of the plaintiff's Complaint are admitted.
2. The averments of paragraph 2 of the plaintiff's Complaint are admitted.
3. The averments of paragraph 3 of the plaintiff's Complaint are admitted.
4. The averments of paragraph 4 of the plaintiff's Complaint are admitted.
5. The averments of paragraph 5 of the plaintiff's Complaint are admitted.
6. The averments of paragraph 6 of the plaintiff's Complaint are admitted.
7. The averments of paragraph 7 of the plaintiff's Complaint are admitted in part and

denied in part. After reasonable investigation, the defendants are without knowledge or information sufficient to form a belief as to the truth of the averment that the plaintiff sustained the injuries set forth in the Complaint. Defendant Jakob Folmar admits negligent operation of the motor vehicle.

**COUNT I**

8. The defendants hereby incorporate by reference the averments set forth in paragraphs 1 through 7 of this Answer as if fully set forth herein.

9. The averments of paragraph 9 of the plaintiff's Complaint are admitted in part and denied in part. It is admitted that defendant Jakob Folmar negligently operated the motor vehicle. After reasonable investigation, the defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining averments of the plaintiff's Complaint.

10. The averments of paragraph 10 of the plaintiff's Complaint are admitted in part and denied in part. It is admitted that defendant Jakob Folmar negligently operated the motor vehicle. After reasonable investigation, the defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining averments of the plaintiff's Complaint.

11. After reasonable investigation, the defendants are without knowledge or information sufficient to form a belief as to the truth of the averments of paragraph 11 of the plaintiff's Complaint.

12. The averments of paragraph 12 of the plaintiff's Complaint are admitted in part and denied in part. It is admitted that defendant Jakob Folmar negligently operated the motor vehicle. After reasonable investigation, the defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining averments of the plaintiff's Complaint.

13. The averments of paragraph 13 of the plaintiff's Complaint are admitted in part and denied in part. It is admitted that defendant Jakob Folmar negligently operated the motor vehicle. After reasonable investigation, the defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining averments of the plaintiff's Complaint.

14. The averments of paragraph 14 of the plaintiff's Complaint are admitted in part and denied in part. After reasonable investigation, the defendants are without knowledge or information sufficient to form a belief as to the truth of the averment that the plaintiff sustained injuries and damages. It is admitted that defendant Jakob Folmar negligently operated the motor vehicle.

WHEREFORE, defendant Jakob Folmar, although admitting negligent operation of the motor vehicle, denies that he is liable to the plaintiff in any sum or sums whatsoever and demands judgment in his favor with costs of suit.

#### **COUNT II**

15. Defendants hereby incorporate by reference the averments set forth in paragraphs 1 through 14 of this Answer as if fully set forth herein.

16. The averments of paragraph 16 of the plaintiff's Complaint are denied.

17. The averments of paragraph 17 of the plaintiff's Complaint are denied.

WHEREFORE, the defendant Edward Navasky denies that he is liable to the plaintiff in any sum or sums whatsoever and demands judgment in his favor with costs of suit.

#### **NEW MATTER**

18. The defendants aver that the plaintiff's claims are barred by the applicable statute of limitations.

19. The defendants aver that the plaintiff's claims are barred or limited pursuant to the terms and provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law, 75 Pa. C.S.A. Sections 1701 et seq.

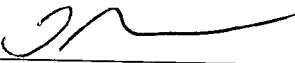
WHEREFORE, the defendants deny that they are liable to the plaintiff in any sum or sums whatsoever and demand judgment in their favor with costs of suit.

**JURY TRIAL DEMANDED**

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER  
COLEMAN & GOGGIN

BY:

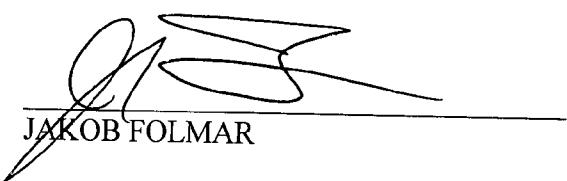
  
Thomas P. Birris, Esquire  
Attorney for Defendants

**VERIFICATION**

I, Jakob Folmar, do hereby verify that I have read the foregoing **ANSWER AND NEW MATTER** and that the statements contained herein are true and correct to the best of my knowledge.

This verification is made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Dated: 9-25-01



JAKOB FOLMAR

**VERIFICATION**

I, Edward Navasky, do hereby verify that I have read the foregoing **ANSWER** **AND NEW MATTER** and that the statements contained herein are true and correct to the best of my knowledge.

This verification is made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Dated: 9/25/01

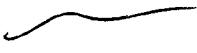


EDWARD NAVASKY

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **ANSWER** **AND NEW MATTER** has been served upon the parties listed below via United States first class mail, postage prepaid, this 31 day of October, 2001:

Laurence B. Green, Esquire  
BERGER AND GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Thomas P. Birris, Esquire  
Attorney for Defendants

\12\_A\LIAB\TPB\LLPG\191581\MXD\15666\00288

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11304

DENOCHICK, RYANN

01-1210-CD

VS.

FOLMAR, JAKOB and EDWARD NAVASKY

SUMMONS

**SHERIFF RETURNS**

NOW SEPTEMBER 6, 2001 AT 1:00 PM DST SERVED THE WITHIN SUMMONS ON  
EDWARD NAVASKY, DEFENDANT AT EMPLOYMENT, CHARLES NAVASKY & CO.,  
114 WALTON ST., PHILIPSBURG, CLEARFIELD COUNTY, PENNSYLVANIA BY  
HANDING TO EDNA MURAWSKI, EMPLOYEE A TRUE AND ATTESTED COPY OF  
THE ORIGINAL SUMMONS AND MADE KNOWN TO HER THE CONTENTS THEREOF.  
SERVED BY: COUDRIET/RYEN

---

Return Costs

Cost	Description
19.74	SHFF. HAWKINS PAID BY: ATTY.

Sworn to Before Me This

8th Day Of October 2001  
William A. Shaw

So Answers,

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

**FILED**  
OCT 09 2001  
William A. Shaw  
Prothonotary

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

COPY

SUMMONS

Ryann Denochick

Vs.

NO.: 2001-01210-CD

Jakob Folmar and  
Edward Navasky

TO: JAKOB FOLMAR and  
EDWARD NAVASKY

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: 07/26/2001

William A. Shaw  
Prothonotary

Issuing Attorney:

Laurence B. Green  
Firm #777  
Pittsburgh, PA 15232

8-31-01 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.

Deputy Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.:01-1210-CD  
vs. : REPLY TO NEW MATTER  
JAKOB FOLMAR and EDWARD :  
NAVASKY, :  
Defendants. : Filed on Behalf of:  
: Ryann Denochick,  
: Plaintiff  
: Counsel of Record for  
: this Party:  
: Laurence B. Green  
: PA ID# 10399  
: BERGER AND GREEN, P.C.  
: Firm #777  
: 5850 Ellsworth Avenue  
: Suite 200  
: Pittsburgh, PA 15232  
: (412) 661-1400

**FILED**

OCT 15 2001  
Wm(135)nc  
William A. Shaw  
Prothonotary

**REPLY TO NEW MATTER**

18. The allegations of paragraph 18 constitute conclusions of law to which no responsive pleading is required and are therefore denied. Moreover, Plaintiffs have filed a valid cause of action as set forth in Plaintiff's Complaint the averments of which are incorporated by reference as if more fully set forth herein. By way of further reply, to the extent if any it is subsequently deemed that a responsive pleading is required as to the assertion that the claim may be barred by the statute of limitations, such conclusion of law and allegation is specifically denied for the reason that this action was timely instituted by issuance of writ by the Prothonotary of Clearfield County pursuant to a Praecept for Writ of Summons filed with that office by Plaintiff's counsel on July 26, 2001, which writ was delivered to the Sheriff and a copy of which writ was served upon the Defendant, Jakob Folmar on August 13, 2001. The Plaintiff caused the writ to be re-issued on August 31, 2001 and service was affected by the Sheriff of Clearfield County upon the Defendant, Edward Navasky on September 6, 2001. The Complaint in Civil Action was filed with the Prothonotary of Clearfield County on September 17, 2001.

19. The allegations of paragraph 19 constitute conclusions of law to which no responsive pleading is required and is therefore denied. Moreover, it is specifically denied that the Defendant is entitled to verdict setoff equal to the amount of medical treatment expenses and lost wages. To the contrary, verdict reduction is permitted, if at all, to the extent if any permitted by the Pennsylvania Motor Vehicle

Financial Responsibility Law. Furthermore paragraph 19 is specifically denied for the reasons that at all times material hereto including the date of this accident, the Plaintiff was covered by the full tort option of the Pennsylvania Financial Responsibility Law. Moreover, the injuries of the Plaintiff, Ryann Denochick are serious in nature the right of the Plaintiffs to bring this lawsuit against the Defendants is not barred nor limited by limited tort selection or otherwise.

WHEREFORE, the Plaintiff, Ryann Denochick, requests your Honorable Court to enter judgment in his favor and against the Defendants together with all costs of suit.

JURY TRIAL DEMANDED

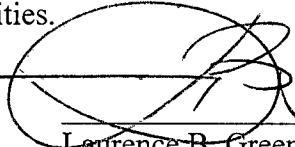
BERGER AND GREEN

By:

Laurence B. Green, Esquire  
Attorney for the Plaintiff  
PA I.D.#10399  
Berger and Green  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232  
(412) 661-1400

VERIFICATION

I, Laurence B. Green, Esquire, do hereby verify that the averments contained in the Reply to New Matter is true and correct to the best of my knowledge, information and belief and that I sign this verification pursuant to Rule 1024 of the Pennsylvania Rules of Civil Procedure. I make this statement subject to the penalties of 18 Pa. C.S.A., Section 4909 relating to unsworn falsification to authorities.



Laurence B. Green, Esquire

Date: 10-12-01

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

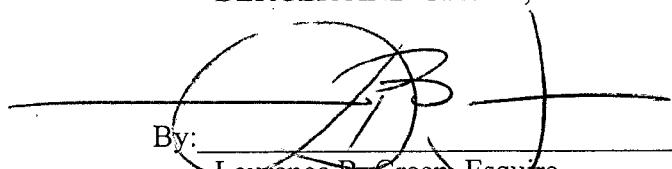
RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.: 01-1210-CD  
vs. :  
JAKOB FOLMAR and EDWARD NAVASKY, :  
Defendants. :  
:

CERTIFICATE OF SERVICE

I, Laurence B. Green, Esquire, hereby certify that a true and correct copy of the within Reply to New Matter was served upon the following counsel of record by regular first class mail this 12<sup>th</sup> date of October, 2001.

Thomas P. Birris, Esquire  
Marshall, Dennehey, Warner, Coleman & Goggin  
USX Tower, Suite 2900  
600 Grant Street  
Pittsburgh, PA 15219

BERGER AND GREEN, P.C.

By: 

Laurence B. Green, Esquire  
PA I.D.#10399  
Attorney for the Plaintiff,  
Ryann Denochick

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK,

: CIVIL DIVISION

Plaintiff,

: No.:01-1210-CD

vs.

JAKOB FOLMAR and EDWARD  
NAVASKY,

: NOTICE OF SERVICE OF  
INTERROGATORIES AND  
REQUEST FOR PRODUCTION  
OF DOCUMENTS

Defendants.

: Filed on Behalf of:

: Ryann Denochick,  
Plaintiff

: Counsel of Record for  
this Party:

: Elaine J. Novacco, Esquire  
PA ID# 68682  
BERGER AND GREEN, P.C.  
Firm #777  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232  
(412) 661-1400

**FILED**

DEC 07 2001

100:15/11  
William A. Shaw  
Prothonotary

cc c/c



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK,	:	CIVIL DIVISION
Plaintiff,	:	No.:01-1210-CD
vs.	:	
JAKOB FOLMAR and EDWARD	:	
NAVASKY,	:	
Defendants.	:	

NOTICE OF SERVICE OF INTERROGATORIES AND  
REQUEST FOR PRODUCTION OF DOCUMENTS

I hereby certify that true and correct copies of Plaintiffs' Interrogatories and Request for Production of Documents were served by first class, U.S. Mail, postage pre-paid, this 4th day of December, 2001, on the party listed below:

Thomas P. Birris, Esquire  
Marshall, Dennehey, Warner, Coleman & Goggin  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219  
(412) 803-1140

Respectfully submitted,

BERGER AND GREEN, P.C.

By: Elaine J. Novacco  
Elaine J. Novacco, Esquire  
Attorney for the Plaintiff,  
Ryann Denochick

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
: :  
Plaintiff, : No.: 01-1210-CD  
: :  
vs. : :  
: :  
JAKOB FOLMAR and EDWARD NAVASKY, : :  
: :  
Defendants. : :

CERTIFICATE OF SERVICE

I, Elaine J. Novacco, Esquire, hereby certify that a true and correct copy of the within Notice of Service of Interrogatories and Request for Production of Documents was served upon the following counsel of record by regular first class mail this 4<sup>th</sup> date of December, 2001.

Thomas P. Birris, Esquire  
Marshall, Dennehey, Warner, Coleman & Goggin  
USX Tower, Suite 2900  
600 Grant Street  
Pittsburgh, PA 15219

BERGER AND GREEN, P.C.

By: Elaine J. Novacco  
Elaine J. Novacco, Esquire  
Attorney for the Plaintiff,  
Ryann Denochick

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

**STIPULATION FOR  
DISCONTINUANCE PURSUANT  
TO RULE 229 AS TO DEFENDANT  
EDWARD NAVASKY ONLY**

Filed on behalf of:  
Defendants

Defendants.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**

**FEB 11 2002**

**William A. Shaw  
Prothonotary**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

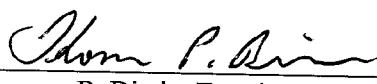
Defendants.

**STIPULATION FOR DISCONTINUANCE PURSUANT TO RULE 229 AS TO  
DEFENDANT EDWARD NAVASKY ONLY**

AND NOW, come the parties to this action, by and through their respective attorneys, and hereby stipulate as follows:

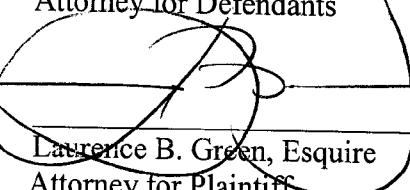
1. The parties stipulate that the captioned action is discontinued pursuant to Pennsylvania Rule of Civil Procedure 229 as to defendant Edward Navasky only.

BY:

  
\_\_\_\_\_  
Thomas P. Birris, Esquire

Attorney for Defendants

BY:

  
\_\_\_\_\_  
Laurence B. Green, Esquire

Attorney for Plaintiff

**CERTIFICATE OF SERVICE**

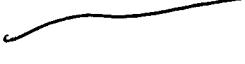
The undersigned hereby certifies that a true and correct copy of the foregoing

**STIPULATION FOR DISCONTINUANCE PURSUANT TO RULE 229 AS TO**

**DEFENDANT EDWARD NAVASKY ONLY** has been served upon the parties listed below

via United States first class mail, postage prepaid, this 8/1 day of February,  
2002:

Laurence B. Green, Esquire  
BERGER AND GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Thomas P. Birris, Esquire  
Attorney for Defendants

**FILED**

FEB 11 2002

No cc

M13,40) Cert. Do. to atty Burns  
William A. Shaw  
Prothonotary

Copy CA

File

**COPY**

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

**CIVIL DIVISION**

**Ryann Denochick**

**Vs.**

**No. 2001-01210-CD**

**Jakob Folmar**

**Edward Navasky**

**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 11, 2002 marked:

Discontinued As To Defendant, Edward Navasky Only.

Record costs in the sum of \$127.74 have been paid in full by Laurence B. Green, Esquire.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 11th day of February A.D. 2002.

---

William A. Shaw, Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.:01-1210-CD  
vs. :  
JAKOB FOLMAR and EDWARD : NOTICE OF SERVICE OF  
NAVASKY, : ANSWERS TO  
Defendants. : INTERROGATORIES AND  
: RESPONSE TO  
: REQUEST FOR PRODUCTION  
: OF DOCUMENTS  
: Filed on Behalf of:  
: Ryann Denochick,  
: Plaintiff  
: Counsel of Record for  
: this Party:  
: Elaine J. Novacco, Esquire  
: PA ID# 68682  
: BERGER AND GREEN, P.C.  
: Firm #777  
: 5850 Ellsworth Avenue  
: Suite 200  
: Pittsburgh, PA 15232  
: (412) 661-1400

**FILED**

FEB 28 2002

hj/ll/23/wc

William A. Shaw  
Prothonotary

SK25

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK,	:	CIVIL DIVISION
	:	
Plaintiff,	:	No.:01-1210-CD
	:	
vs.	:	
	:	
JAKOB FOLMAR and EDWARD	:	
NAVASKY,	:	
	:	
Defendants.	:	
	:	

NOTICE OF SERVICE OF ANSWERS TO INTERROGATORIES AND  
RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS

I hereby certify that true and correct copies of Plaintiffs' Interrogatories and Request for Production of Documents were served by first class, U.S. Mail, postage pre-paid, this 26th day of February 2002, on the party listed below:

Thomas P. Birris, Esquire  
Marshall, Dennehey, Warner, Coleman & Goggin  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219  
(412) 803-1140

Respectfully submitted,

BERGER AND GREEN, P.C.

By: Elaine J. Novacco

Elaine J. Novacco, Esquire  
Attorney for the Plaintiff,  
Ryann Denochick

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
JUL 12 2002  
m/3/c/1/no/c  
William A. Shaw  
Prothonotary  
FJD

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intends to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoenas. If no objection is made the subpoenas may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:



Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Sharon Wilson, Erie Insurance, P.O. Box 1699, Erie, PA 16530  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh PA 15219. You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

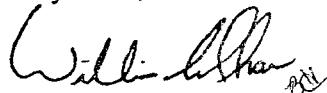
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

Copies of the First Party Benefits Records file of Ryann Denochick.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Pennsylvania Department of Public Welfare, TPL Section Casualty Unit

P.O. Box 8486 (Name of Person or Entity)

Harrisburg, PA 17105-8486

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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(Address)

Thomas P. Birris, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

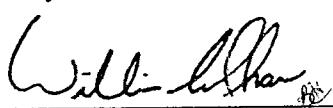
William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, April 10, 2002

Seal of the Court

Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA



New patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescription for drugs; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of operations; correspondence; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and, any other authorizations for release of records.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Dr. Wayne D'Arago, Bon-Secours Holy Family Hospital, 2500 Seventh Avenue  
Altoona, PA 16602 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219 (Address)

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600 Grant Street, Pittsburgh, PA 15219

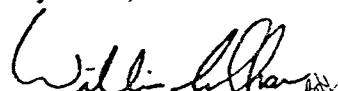
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
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1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Gateway Rehabilitation, Moffett Run Road, Aliquippa, PA 15001

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

Jakob Folmar  
Defendant(s)

\*

No. 2001-01210-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Geisinger Medical Group, Three Medical Center Drive, Philipsburg, PA 16866  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the subpoena.

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219 (Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

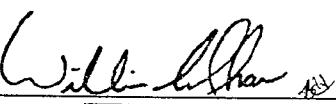
If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

  
Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002  
Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Philipsburg Hospital, 210 Loch Lomond Road, Philipsburg, PA 16866  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower

600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Heinrik Mike-Mayer, M.D., 2727 Beale Avenue, Altoona, PA 16601  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219  
(Address)

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

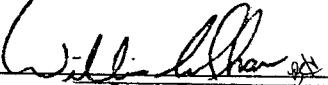
NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, April 10, 2002  
Seal of the Court

Deputy

  
Deputy Prothonotary  
My Commission Expires  
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Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Clearfield Hospital, P.O. Box 992, Clearfield, PA 16830  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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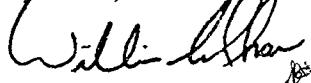
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NAME: Thomas P. Birris, Esquire  
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600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



DATE: Wednesday, April 10, 2002  
Seal of the Court

Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Craig D. Richman, M.D., Meados Out-Patient Clinics, R.R. #1, Box 1895  
Mapleton Depot, PA (Name of Person or Entity)  
17052

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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(Address)

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SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

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Seal of the Court

Deputy

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

\*

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

\*

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Conemaugh Memorial Medical Center, 1086 Franklin Street, Johnstown, PA 15905-  
(Name of Person or Entity) 4398

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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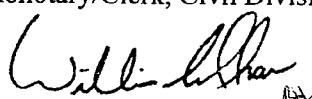
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
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1st Monday in Jan. 2006  
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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Center Community Hospital, P.O. Box 1259, State College, PA 16804-1259  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, April 10, 2002

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Mahurita Malhotra, M.D., Clearfield Jefferson Community Health Center  
600 Leonard Street (Name of Person or Entity)  
Clearfield, PA 16830

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower

600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

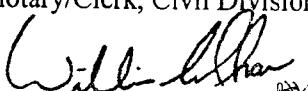
SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

New patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescription for drugs; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of operations; correspondence; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and, any other authorizations for release of records.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Jill Stewart, Clearfield Jefferson Community Health Center, 600 Leonard Street  
Clearfield, PA 16830 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219 (Address)

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NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower

600 Grant Street, Pittsburgh, PA 15219

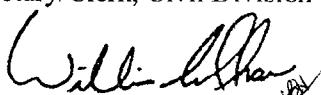
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary

My Commission Expires

1st Monday in Jan. 2006

Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Geisinger Health Group Labs, 100 North Academy Avenue, Danville, PA 17822  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

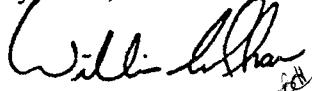
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Mountaintop Fire Company, P.O. Box 50, Sandy Ridge, PA 16677

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

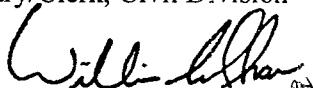
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Center Diagnostic Imaging, 2011 Kato Avenue, State College, PA 16801  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, April 10, 2002

Seal of the Court

Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA



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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Cecelia Levich, M.D., 1409 Third Avenue, Duncansville, PA 16635

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower

600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, April 10, 2002

Seal of the Court



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Kenneth Rogers, M.D., P.O. Box 105, Philipsburg, PA 16866

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Pleasant Gap Fire Company #1, 119 East College Avenue, Bellefonte, PA 16823  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002  
Seal of the Court

New patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescription for drugs; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of operations; correspondence; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and, any other authorizations for release of records.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Bellefonte Emergency Medical Service, 369 Phoenix Avenue, Bellefonte, PA 16823  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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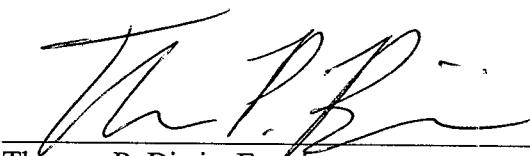
**EXHIBIT "A"**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 10<sup>th</sup> day of July, 2002:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY:



Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

**CERTIFICATE PREREQUISITE TO  
SERVICE OF SUBPOENAS PURSUANT  
TO RULE 4009.22**

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**

AUG 16 2002

111:401 WCC

William A. Shaw  
Prothonotary

8/16/02

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

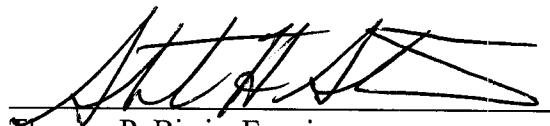
**CERTIFICATE PREREQUISITE TO  
SERVICE OF SUBPOENAS PURSUANT TO RULE 4009.22**

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- (1.) a notice of intent to serve the subpoenas with a copy of the subpoenas attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoenas are sought to be served,
- (2.) a copy of the notice of intent, including the proposed subpoenas, are attached to this certificate,
- (3.) no objection to the subpoenas has been received, and
- (4.) the subpoenas which will be served are identical to the subpoenas which are attached to the notice of intent to serve the subpoenas.

Date:

8/14/02

  
Thomas P. Birris, Esquire  
Stuart H. Sostmann, Esquire  
Attorneys for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**

JUL 12 2002

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intends to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoenas. If no objection is made the subpoenas may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:



Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Sharon Wilson, Erie Insurance, P.O. Box 1699, Erie, PA 16530  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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(Address)

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TELEPHONE: 412-803-1168

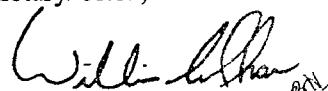
SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary

My Commission Expires

1st Monday in Jan. 2006

Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

Copies of the First Party Benefits Records file of Ryann Denochick.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Pennsylvania Department of Public Welfare, TPL Section Casualty Unit

P.O. Box 8486 (Name of Person or Entity)  
Harrisburg, PA 17105-8486

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the subpoena.

(Address)

Thomas P. Birris, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower

600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

New patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescription for drugs; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of operations; correspondence; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and, any other authorizations for release of records.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

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SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Dr. Wayne D'Arago, Bon-Secours Holy Family Hospital, 2500 Seventh Avenue  
Altoona, PA 16602 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

Select Exhibit "A", attached to the Subpoena

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219 (Address)

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

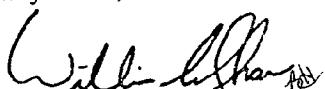
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

\*

Plaintiff(s)

\*

Jakob Folmar

\*

Defendant(s)

No. 2001-01210-CD

Vs.

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Gateway Rehabilitation, Moffett Run Road, Aliquippa, PA 15001  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the subpoena.

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219 (Address)

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

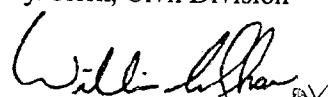
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002  
Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Geisinger Medical Group, Three Medical Center Drive, Philipsburg, PA 16866  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower

600 Grant Street, Pittsburgh, PA 15219

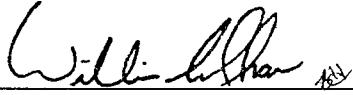
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

  
Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Philpsburg Hospital, 210 Loch Lomond Road, Philipsburg, PA 16866  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219  
You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary

My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002  
Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Heinrik Mike-Mayer, M.D., 2727 Beale Avenue, Altoona, PA 16601  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, April 10, 2002

Seal of the Court

Deputy

Deputy Prothonotary

My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA



New patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescription for drugs; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of operations; correspondence; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and, any other authorizations for release of records.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

Jakob Folmar  
Defendant(s)

\*

No. 2001-01210-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Clearfield Hospital, P.O. Box 992, Clearfield, PA 16830  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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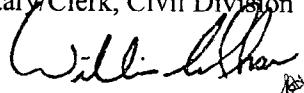
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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



DATE: Wednesday, April 10, 2002  
Seal of the Court

Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01219-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Craig D. Richman, M.D., Meados Out-Patient Clinics, R.R. #1, Box 1895

Mapleton Depot, PA (Name of Person or Entity)  
17052

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Wednesday, April 10, 2002

Seal of the Court

Deputy

Will. A. Shaw  
Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Conemaugh Memorial Medical Center, 1086 Franklin Street, Johnstown, PA 15905-  
(Name of Person or Entity) 4398

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

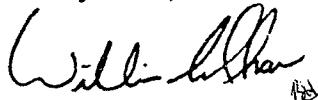
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ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
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Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

Jakob Folmar  
Defendant(s)

\*

No. 2001-01210-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Center Community Hospital, P.O. Box 1259, State College, PA 16804-1259  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219  
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NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Mahurita Malhotra, M.D., Clearfield Jefferson Community Health Center  
600 Leonard Street (Name of Person or Entity)  
Clearfield, PA 16830

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
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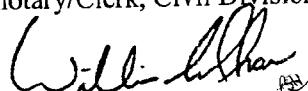
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Jill Stewart, Clearfield Jefferson Community Health Center, 500 Leonard Street  
Clearfield, PA 16830 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

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(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

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ADDRESS: 2900 US Steel Tower

600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

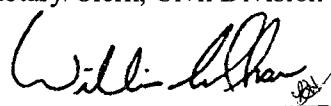
SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

New patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescription for drugs; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of operations; correspondence; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and, any other authorizations for release of records.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Geisinger Health Group Labs, 100 North Academy Avenue, Danville, PA 17822  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

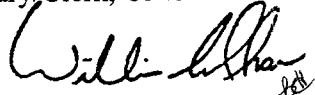
TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
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DATE: Wednesday, April 10, 2002

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs. \* No. 2001-01210-CD

Jakob Folmar  
Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Mountaintop Fire Company, P.O. Box 50, Sandy Ridge, PA 16677  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

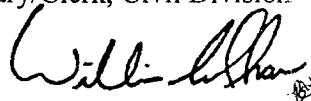
If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002  
Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Center Diagnostic Imaging, 2011 Kato Avenue, State College, PA 16801  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clea.field, PA

DATE: Wednesday, April 10, 2002  
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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

\*

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

\*

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Cecelia Levich, M.D., 1409 Third Avenue, Duncansville, PA 16635  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219 (Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower

600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002

Seal of the Court

New patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescription for drugs; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of operations; correspondence; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and, any other authorizations for release of records.

**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Kenneth Rogers, M.D., P.O. Box 105, Philipsburg, PA 16866

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219

TELEPHONE: 412-803-1168

SUPREME COURT ID # 49479

ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Pleasant Gap Fire Company #1, 119 East College Avenue, Bellefonte, PA 16823  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002  
Seal of the Court

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**EXHIBIT "A"**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

Jakob Folmar  
Defendant(s)

\*

\*

No. 2001-01210-CD

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE  
4009.22

TO: Bellefonte Emergency Medical Service, 369 Phoenix Avenue, Bellefonte, PA 16823  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things:

See Exhibit "A", attached to the Subpoena.

(Address)

Thomas P. Birris, Esquire, 2900 US Steel Tower, 600 Grant Street, Pittsburgh, PA 15219

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 US Steel Tower  
600 Grant Street, Pittsburgh, PA 15219  
TELEPHONE: 412-803-1168  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

Deputy Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

DATE: Wednesday, April 10, 2002  
Seal of the Court

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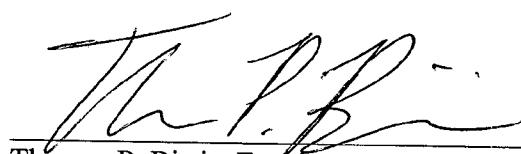
**EXHIBIT "A"**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing NOTICE  
**OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR**  
**DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via  
United States first class mail, postage prepaid, this 10<sup>th</sup> day of July,  
2002:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY:



Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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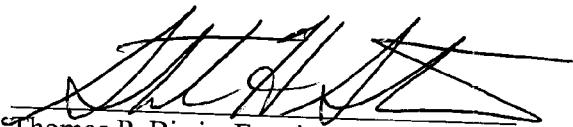
**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing

**CERTIFICATE PREREQUISITE TO SERVICE OF SUBPOENAS PURSUANT TO**

**RULE 4009.22** has been served upon the parties listed below via United States first class mail, postage prepaid, this 14<sup>th</sup> day of August, 2002:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Thomas P. Birris, Esquire  
Stuart H. Sostmann, Esquire  
Attorneys for Defendant, Jakob Folmar

\12\_A\LIAB\SYS\LLPG\233994\LDL\15666\00288

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.:01-1210-CD  
vs. : MOTION TO COMPEL  
JAKOB FOLMAR, : DISCOVERY  
Defendant. : Filed on Behalf of:  
 : Ryann Denochick,  
 : Plaintiff  
 : Counsel of Record for  
 : this Party:  
 : Mark F. Bennett, Esquire  
 : PA ID# 56644  
 : BERGER AND GREEN, P.C.  
 : Firm #777  
 : 5850 Ellsworth Avenue  
 : Suite 200  
 : Pittsburgh, PA 15232  
 : (412) 661-1400

**FILED**

SEP 23 2002

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK,

: CIVIL DIVISION

Plaintiff,

: NO. 01-1210-CD

: VS.

JAKOB FOLMAR,

Defendant.

**MOTION TO COMPEL**

AND NOW, comes the Plaintiff, Ryann Denochick, by and through his attorney, Mark F. Bennett, Esquire, and moves this Honorable court to issue an Order to Compel Discovery against the Defendant, Jakob Folmar, for failure to respond to Interrogatories and a Request for Production of Documents Directed to the Defendant, Jakob Folmar, and states as follows:

1. On or about December 4, 2001, the Plaintiff's counsel forwarded Interrogatories and a Request for Production of Documents Directed to the Defendant, Jakob Folmar, to Defendant's counsel, Thomas P. Birris, Esquire, at 2900 USX Tower, 600 Grant Street, Pittsburgh, PA 15219.

2. On June 18, 2002, Plaintiff's counsel wrote to Defendant's counsel seeking responses to the discovery requests. A true and correct copy of this letter is attached hereto as Exhibit "A."

3. Thereafter, on August 13, 2002, Plaintiff's counsel wrote to Defendant's Counsel, Stuart H. Sostman, Esquire at 2900 USX Tower, 600 Grant Street, Pittsburgh, PA 15219 advising him that if responses to the discovery requests were not received within thirty days, a Motion to Compel Discovery would be filed. A true and correct copy of this letter is attached hereto as Exhibit "B."

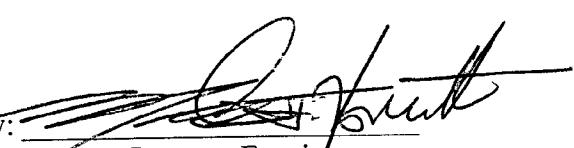
4. To date, the Plaintiff's counsel has received no response to the discovery requests.

5. The Plaintiff's case will be severely prejudiced if discovery is not answered or produced

WHEREFORE, the Plaintiff requests that the Defendant, Jakob Folmar, be ordered to answer the discovery requests propounded to the Defendant within thirty (30) days from the date of the Order of Court.

Respectfully submitted,

BERGER AND GREEN, P.C.

By: 

Mark F. Bennett, Esquire  
Attorney for the Plaintiff  
Ryann Denochick

# BERGER AND GREEN

A Professional Corporation

ATTORNEYS AT LAW

SUITE 200

5850 ELLSWORTH AVENUE

PITTSBURGH, PENNSYLVANIA 15232

CYNTHIA C. BERGER

LAURENCE B. GREEN

WILLIAM J. REMALEY

WILLIAM J. BEGLEY

MARK F. BENNETT

ELAINE J. NOVACCO

June 18, 2002

PITTSBURGH, PA

412/661-1400

FAX: 412/661-9423

ERIE, PA

814/459-0522

JOHNSTOWN, PA

814/535-2224

SHARON, PA

724/981-7232

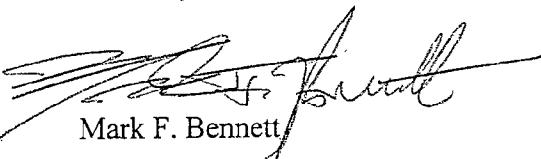
Thomas P. Birris, Esquire  
Marshall, Dennehey, Warner,  
Coleman & Goggin, P.C.  
USX Tower  
Suite 2900  
600 Grant Street  
Pittsburgh, PA 15219

In Re: Ryann Denochick v. Jakob Folmer and Edward Navasky  
No. 01-1210-CD; Clearfield County  
Your File No. 15666.288

Dear Mr. Birris:

Please be advised that I have assumed the handling of the above-referenced claim. Please advise me when I may expect to receive responses to the discovery requests that were forwarded to you on December 4, 2001. Additionally, please contact me to discuss this case.

Sincerely,



Mark F. Bennett

MFB\cl

Exhibit "A"

# BERGER AND GREEN

*A Professional Corporation*

ATTORNEYS AT LAW

SUITE 200

5850 ELLSWORTH AVENUE

PITTSBURGH, PENNSYLVANIA 15232

CYNTHIA C. BERGER

LAURENCE B. GREEN

WILLIAM J. REMALEY

WILLIAM J. BEGLEY

MARK F. BENNETT

ELAINE J. NOVACCO

PITTSBURGH, PA

412/661-1400

FAX: 412/661-9423

ERIE, PA

814/459-0522

JOHNSTOWN, PA

814/535-2224

SHARON, PA

724/981-7232

August 13, 2002

Stuart H. Sostmann, Esquire  
Marshall, Dennehey, Warner, Coleman & Goggin  
US Steel Tower, Suite 2900  
600 Grant Street  
Pittsburgh, PA 15219

In Re: Ryann Denochick v. Jakob Folmar and Edward Navasky  
No. 01-1210-CD; Clearfield County  
Your File No. 15666.288

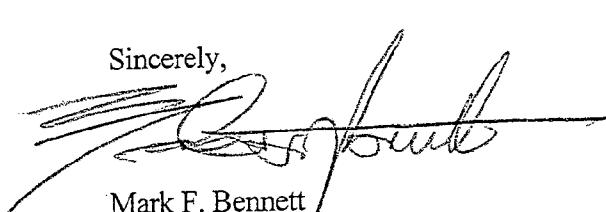
Dear Mr. Sostmann:

By correspondence dated December 4, 2001, Interrogatories and a Request for Production of Documents Directed to the Defendant, Jakob Folmar were forwarded to you.

On June 24, 2002, you advised me that I would be receiving responses to our discovery requests within the next ten days. To date, I have yet to receive the responses.

Please be advised that if I do not receive responses to our discovery requests within the next thirty days, I will be filing a Motion to Compel Discovery.

Sincerely,



Mark F. Bennett

MFB/cl

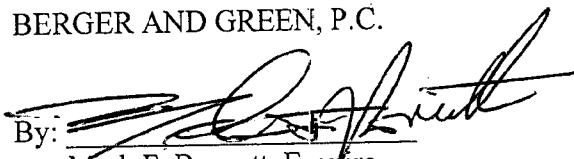
Exhibit "B"

**CERTIFICATE OF SERVICE**

I, Mark F. Bennett, Esquire, do hereby certify that I have mailed a true and correct copy of the within MOTION TO COMPEL by regular mail, postage prepaid, to the following on the 20th day of September, 2002.

Thomas P. Birris, Esquire  
Marshall, Dennehey, Warner,  
Coleman & Goggin  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

BERGER AND GREEN, P.C.

By: 

Mark F. Bennett, Esquire  
Attorney for the Plaintiff,  
Ryann Denochick

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK,

: CIVIL DIVISION

Plaintiff,

: NO. 01-1210-CD

vs.

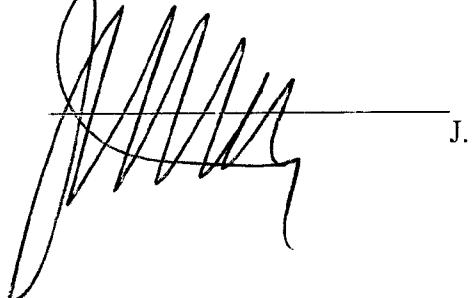
JAKOB FOLMAR,

Defendant.

**ORDER OF COURT**

AND NOW, on this 24<sup>th</sup> day of September, 2002, upon consideration of the foregoing Motion to Compel, it is hereby ordered, adjudged and decreed that the Defendant file adequate and complete answers to the outstanding discovery requests within thirty (30) days from the date of this Order, and if not so answered, this Court will entertain a further Motion and shall impose appropriate sanctions at that time.

BY THE COURT:

A handwritten signature in black ink, appearing to be a stylized 'J' or 'F' followed by a series of vertical and diagonal strokes, is written over a horizontal line. To the right of the signature, the letter 'J.' is handwritten.

**FILED**

SEP 24 2002

William A. Shaw  
Prothonotary

**FILED**

2CC

0111:30 AM  
SEP 24 2002

*Athy Bennett*

William A. Shaw  
Prothonotary

*W.A.S.*

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

RYANN DENOCHICK,

**CIVIL DIVISION**

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

**NOTICE OF SERVICE OF  
DISCOVERY**

Filed on behalf of:  
Defendants

Defendants.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**

OCT 24 2002

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR and,  
EDWARD NAVASKY,

Defendants.

**NOTICE OF SERVICE OF DISCOVERY**

I hereby certify that I have served upon all persons listed below a true and correct copy of the Answers to Interrogatories in the above captioned matter this 21<sup>st</sup> day of October 2002, by regular mail.

Mark F. Bennett, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue, Suite 200  
Pittsburgh, PA 15232

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER  
COLEMAN & GOGGIN

BY:

Thomas P. Birris, Esquire  
Attorney for Defendants

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF SERVICE OF DISCOVERY** has been served upon the parties listed below via United States first class mail, postage prepaid, this 21<sup>st</sup> day of October 2002:

Mark F. Bennett, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue, Suite 200  
Pittsburgh, PA 15232

BY   
Thomas P. Birris, Esquire  
Attorney for Defendants

FILED  
M 11:22 AM  
OCT 24 2002  
S  
KRS

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
m 12:55 PM  
JUN 13 2003  
No cc  
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WAS

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

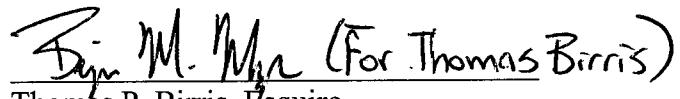
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and

Edward Navasky

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: The Meadows Outpatient Clinic at Bellefonte

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219

TELEPHONE: 412-803-1140

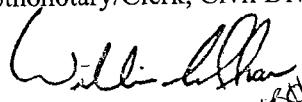
SUPREME COURT ID # 49479

ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, June 09, 2003

Seal of the Court

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Ben M. Wren For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
m/2/55 2001 cc  
JUN 13 2003  
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FEB

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

Thomas P. Birris For Thomas Birris

Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: The Meadows Outpatient Clinic at Bellefonte  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

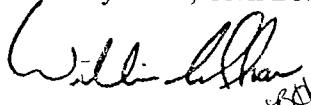
If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, June 09, 2003  
Seal of the Court

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Ben W. Wren For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED** <sup>No cc</sup>  
M 12:55 PM 0  
JUN 13 2003  
RJD

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

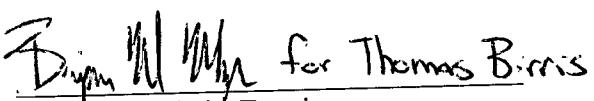
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Conemaugh Medical Center, Crichton Outpatient Rehabilitation  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to  
produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by  
this subpoena, together with the certificate of compliance, to the party making this request at the  
address listed above. You have the right to seek in advance the reasonable cost of preparing the  
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty  
(20) days after its service, the party serving this subpoena may seek a court order compelling you  
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas Birris, Esq.  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

  
Deputy

DATE: Monday, June 09, 2003  
Seal of the Court

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Thomas P. Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED** *mls 55461 9* *No cc*  
JUN 13 2003 *JK*

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

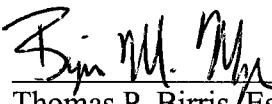
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

 for Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Conemaugh Medical Center, Crichton Outpatient Rehabilitation  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

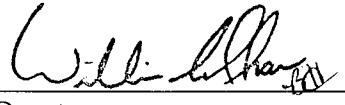
If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas Birris, Esq.  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

  
Deputy

DATE: Monday, June 09, 2003  
Seal of the Court

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY:

Tom M. Wynn For Thomas Birris

Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

FILED  
m 12:55 PM  
JUN 13 2003  
NO CC  
GAS

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

By M. Wh For Thomas Birris

Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Abdollah Nabavi, M.D.

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: SEE EXHIBIT "A" ATTACHED HERETO  
2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219; Attn.: Thomas Birris, Esq.

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Monday, June 09, 2003  
Seal of the Court

  
Deputy

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY:

Thomas P. Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
12:55 PM  
JUN 13 2003  
cc  
GK

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

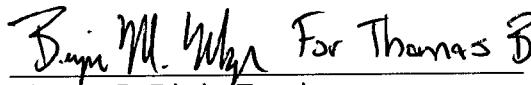
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Abdollah Nabavi, M.D.

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219; Attn.: Thomas Birris, Esq.

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

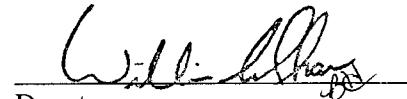
THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Monday, June 09, 2003  
Seal of the Court

  
Deputy

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 17th day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Ben M. Wynn For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
M 12:55 PM  
JUN 13 2003  
cc  
d  
KEL

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

\*

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and

\*

Edward Navasky

\*

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Philipsburg-Osceola School District; Attn.: C. Samuel Peterson, Jr., Superintendent  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esq.

ADDRESS: 2900 USX Tower, 600 Grant St.

Pittsburgh, PA 15219

TELEPHONE: 412-803-1140

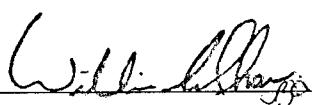
SUPREME COURT ID # 49479

ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division

  
Deputy

DATE: Monday, June 09, 2003

Seal of the Court

**EXHIBIT "A"**

All records in the possession or control of Phillipsburg-Osceola School District pertaining to the education, counseling, discipline, etc. of Ryann Denochick from 1990 until his high school graduation, including, but not limited to, grading reports, testing scores, reports of parent-teacher conferences and other meetings/conferences, medical records, etc.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Elaine J. Novacco For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
m 10:55 AM No  
JUN 13 2003 G  
WAS  
William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

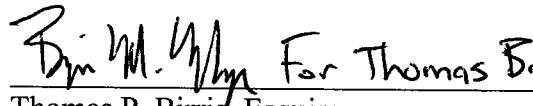
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
\_\_\_\_\_  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and

Edward Navasky

Defendant(s)

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Philipsburg-Osceola School District; Attn.: C. Samuel Peterson, Jr., Superintendent  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esq.

ADDRESS: 2900 USX Tower, 600 Grant St.

Pittsburgh, PA 15219

TELEPHONE: 412-803-1140

SUPREME COURT ID # 49479

ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, June 09, 2003

Seal of the Court

**EXHIBIT "A"**

All records in the possession or control of Phillipsburg-Osceola School District pertaining to the education, counseling, discipline, etc. of Ryann Denochick from 1990 until his high school graduation, including, but not limited to, grading reports, testing scores, reports of parent-teacher conferences and other meetings/conferences, medical records, etc.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Thomas P. Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
m 12:55 81 No  
JUN 13 2003 cc  
EAS

William A. Shaw  
Prothonotary

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

Thomas P. Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

\*

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and

\*

Edward Navasky

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Penn State Geisinger Health System - Moshannon Valley

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

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THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire

ADDRESS: 2900 USX Tower, 600 Grant St.

Pittsburgh, PA 15219

TELEPHONE: 412-803-1140

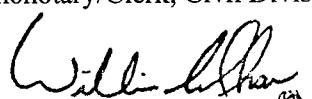
SUPREME COURT ID # 49479

ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, June 09, 2003

Seal of the Court

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Tom M. W. For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

**FILED**  
m 12:55 p.m. No cc  
JUN 13 2003  
EKA

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

NO. 01-1210-CD

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

By: T. M. Birris for Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Penn State Geisinger Health System - Moshannon Valley  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

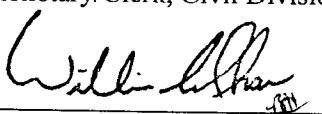
If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

  
Deputy

DATE: Monday, June 09, 2003  
Seal of the Court

**EXHIBIT "A"**

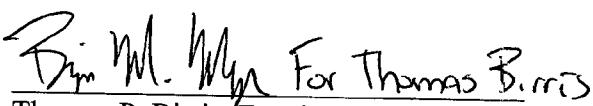
**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 11<sup>th</sup> day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

**CERTIFICATE PREREQUISITE TO  
SERVICE OF A SUBPOENA  
PURSUANT TO RULE 4009.22**

JAKOB FOLMAR,

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:

Benjamin Mayer, Esquire  
Pa. I.D. #81727

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

FILED NO  
11:17 PM  
AUG 22 2003  
EKA

William A. Shaw  
Prothonotary/Clerk of Courts

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE  
OF A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22,

Defendant, Jakob Folmar, hereby certifies that:

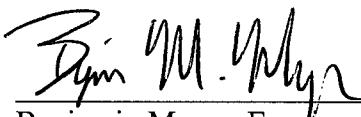
1. A Notice of Intent to Serve the Subpoena with a copy of the Subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the Subpoena is sought to be served,
2. A copy of the Notice of Intent, including the proposed Subpoena, is attached to this certificate,
3. No objection to the Subpoena has been received, and
4. The subpoena which will be served is identical to the Subpoena which is attached to the Notice of Intent to serve the Subpoena.

Date: 8-19-03

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:



Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

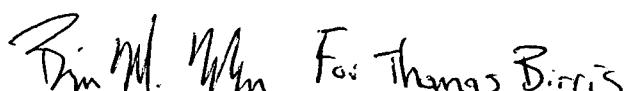
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and

Edward Navasky

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Moshannon Valley Pharmacy

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thoams Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esq.

ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219

TELEPHONE: 412-803-1140

SUPREME COURT ID # 49479

ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, June 09, 2003

Seal of the Court

**EXHIBIT "A"**

All records pertaining to prescription medications for Ryann Denochick from 1993 to the present, including, but not limited to, itemized billing statements, records of insurance and other payments, refill information, patient counseling, correspondence, records of telephone conferences with the patient and/or his treating physicians, etc.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this 10 day of June, 2003:

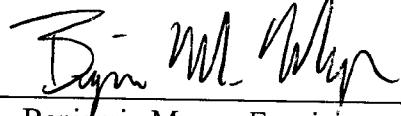
Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Thomas P. Birris For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22** has been served upon the parties listed below via United States first class mail, postage prepaid, this 19<sup>th</sup> day of August, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

**CERTIFICATE PREREQUISITE TO  
SERVICE OF A SUBPOENA  
PURSUANT TO RULE 4009.22**

JAKOB FOLMAR,

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:

Benjamin Mayer, Esquire  
Pa. I.D. #81727

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

FILED NO  
7/11/03  
AUG 22 2003  
EAD

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE  
OF A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22,

Defendant, Jakob Folmar, hereby certifies that:

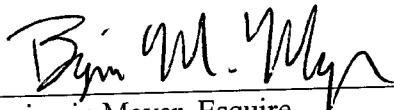
1. A Notice of Intent to Serve the Subpoena with a copy of the Subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the Subpoena is sought to be served,
2. A copy of the Notice of Intent, including the proposed Subpoena, is attached to this certificate,
3. No objection to the Subpoena has been received, and
4. The subpoena which will be served is identical to the Subpoena which is attached to the Notice of Intent to serve the Subpoena.

Date: 8-19-03

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
\_\_\_\_\_  
Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

Thomas P. Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Clearfield Jefferson Community Mental Health  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

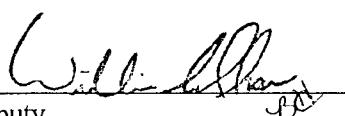
NAME: Thomas P. Birris, Esq.  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Monday, June 09, 2003

Seal of the Court

  
Deputy

## **EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this \_\_\_\_\_ day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Thomas P. Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

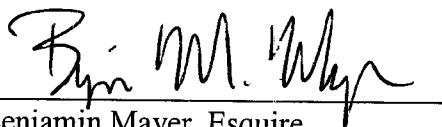
**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE**

**PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22** has been served

upon the parties listed below via United States first class mail, postage prepaid, this 19<sup>th</sup> day of August, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

**CERTIFICATE PREREQUISITE TO  
SERVICE OF A SUBPOENA  
PURSUANT TO RULE 4009.22**

JAKOB FOLMAR,

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:

Benjamin Mayer, Esquire  
Pa. I.D. #81727

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

FILED NO  
M 11 17 2003 CC  
AUG 22 2003  
KEL

William A. Shaw  
Prothonotary/Clerk of Courts

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE  
OF A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22,

Defendant, Jakob Folmar, hereby certifies that:

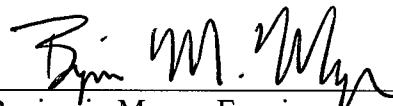
1. A Notice of Intent to Serve the Subpoena with a copy of the Subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the Subpoena is sought to be served,
2. A copy of the Notice of Intent, including the proposed Subpoena, is attached to this certificate,
3. No objection to the Subpoena has been received, and
4. The subpoena which will be served is identical to the Subpoena which is attached to the Notice of Intent to serve the Subpoena.

Date: 8-19-03

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
\_\_\_\_\_  
Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

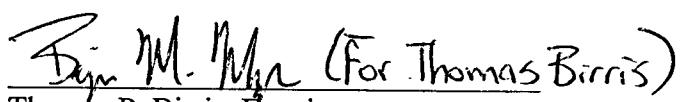
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and

Edward Navasky

Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Penn State Geisinger Clinic  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esq.

ADDRESS: 2900 USX Tower, 600 Grant St.

Pittsburgh, PA 15219

TELEPHONE: 412-803-1140

SUPREME COURT ID # 49479

ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division

DATE: Monday, June 09, 2003

Seal of the Court



Deputy

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations, emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this \_\_\_\_\_ day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

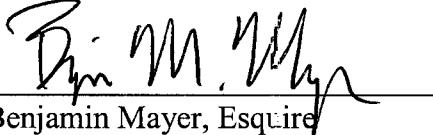
BY: Ben M. Why For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22** has been served upon the parties listed below via United States first class mail, postage prepaid, this 19<sup>th</sup> day of August, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: \_\_\_\_\_

  
\_\_\_\_\_  
Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

**CERTIFICATE PREREQUISITE TO  
SERVICE OF A SUBPOENA  
PURSUANT TO RULE 4009.22**

JAKOB FOLMAR,

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:

Benjamin Mayer, Esquire  
Pa. I.D. #81727

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

FILED  
M 117 81  
AUG 22 2003  
WES  
cc  
KJ

William A. Shaw  
Prothonotary/Clerk of Courts

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE  
OF A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Defendant, Jakob Folmar, hereby certifies that:

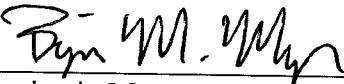
1. A Notice of Intent to Serve the Subpoena with a copy of the Subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the Subpoena is sought to be served,
2. A copy of the Notice of Intent, including the proposed Subpoena, is attached to this certificate,
3. No objection to the Subpoena has been received, and
4. The subpoena which will be served is identical to the Subpoena which is attached to the Notice of Intent to serve the Subpoena.

Date: 8-19-03

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
\_\_\_\_\_  
Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

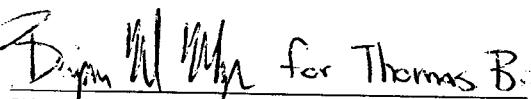
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Children, Youth and Family Services  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

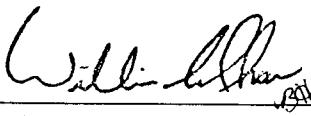
THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esq.  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Monday, June 09, 2003  
Seal of the Court

  
Deputy

**EXHIBIT "A"**

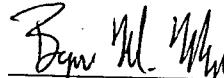
Any and all records in the possession or control of Children and Youth Services pertaining to its investigation, prosecution and monitoring of Ryann Denochick in relation to an alleged incident of assault of a minor child which occurred on or about October 13, 2000. These records should include, but not be limited to, statements, reports, correspondence, pleadings, counseling records, medical records, etc.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this \_\_\_\_\_ day of June, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY:

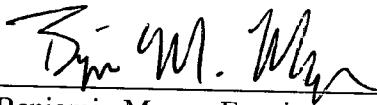
 Bryan M. Wray For Thomas Birris

Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22** has been served upon the parties listed below via United States first class mail, postage prepaid, this 19<sup>th</sup> day of August, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

**CERTIFICATE PREREQUISITE TO  
SERVICE OF A SUBPOENA  
PURSUANT TO RULE 4009.22**

JAKOB FOLMAR,

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:

Benjamin Mayer, Esquire  
Pa. I.D. #81727

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

FILED NO  
m 11:17:81 cc  
AUG 22 2003  
EAD

William A. Shaw  
Prothonotary/Clerk of Courts

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE  
OF A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22,

Defendant, Jakob Folmar, hereby certifies that:

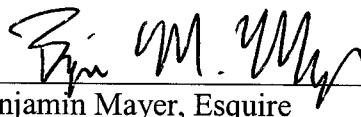
1. A Notice of Intent to Serve the Subpoena with a copy of the Subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the Subpoena is sought to be served,
2. A copy of the Notice of Intent, including the proposed Subpoena, is attached to this certificate,
3. No objection to the Subpoena has been received, and
4. The subpoena which will be served is identical to the Subpoena which is attached to the Notice of Intent to serve the Subpoena.

Date: 8-19-03

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
\_\_\_\_\_  
Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

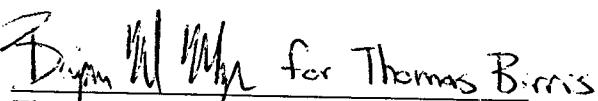
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick

\*

Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and

\*

Edward Navasky

\*

Defendant(s)

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Philipsburg-Osceola School District; Attn.: C. Samuel Peterson, Jr., Superintendent  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esq.

ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219

TELEPHONE: 412-803-1140

SUPREME COURT ID # 49479

ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, June 09, 2003

Seal of the Court

**EXHIBIT "A"**

All records in the possession or control of Phillipsburg-Osceola School District pertaining to the education, counseling, discipline, etc. of Ryann Denochick from 1990 until his high school graduation, including, but not limited to, grading reports, testing scores, reports of parent-teacher conferences and other meetings/conferences, medical records, etc.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this \_\_\_\_\_ day of June, 2003:

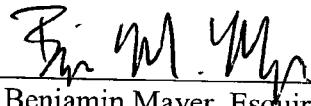
Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Byr M. Wm For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22** has been served upon the parties listed below via United States first class mail, postage prepaid, this 19<sup>th</sup> day of August, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

**CERTIFICATE PREREQUISITE TO  
SERVICE OF A SUBPOENA  
PURSUANT TO RULE 4009.22**

JAKOB FOLMAR,

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:

Benjamin Mayer, Esquire  
Pa. I.D. #81727

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

FILED NO  
M 11:17 AM cc  
AUG 22 2003  
KRS

William A. Shaw  
Prothonotary/Clerk of Courts

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE  
OF A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22,

Defendant, Jakob Folmar, hereby certifies that:

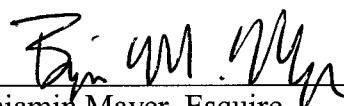
1. A Notice of Intent to Serve the Subpoena with a copy of the Subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the Subpoena is sought to be served,
2. A copy of the Notice of Intent, including the proposed Subpoena, is attached to this certificate,
3. No objection to the Subpoena has been received, and
4. The subpoena which will be served is identical to the Subpoena which is attached to the Notice of Intent to serve the Subpoena.

Date: 8-19-03

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
\_\_\_\_\_  
Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

CIVIL DIVISION

NO. 01-1210-CD

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

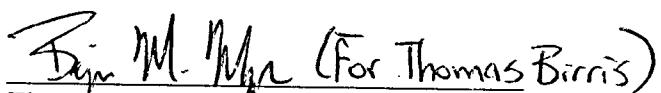
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryann Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Conemaugh Medical Center, Crichton Outpatient Rehabilitation  
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
Thomas Birris, Esq., 2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas Birris, Esq.  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

  
Deputy

DATE: Monday, June 09, 2003  
Seal of the Court

**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this \_\_\_\_\_ day of June, 2003:

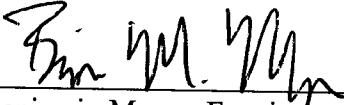
Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Ben W. Wren For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22** has been served upon the parties listed below via United States first class mail, postage prepaid, this 19<sup>th</sup> day of August, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

**CERTIFICATE PREREQUISITE TO  
SERVICE OF A SUBPOENA  
PURSUANT TO RULE 4009.22**

JAKOB FOLMAR,

Defendant.

Filed on behalf of:  
Defendant.

Counsel of record for this party:

Benjamin Mayer, Esquire  
Pa. I.D. #81727

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

FILED NO  
m 11:17 2003 cc  
AUG 22 2003  
EPA

William A. Shaw  
Prothonotary/Clerk of Courts

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

**CERTIFICATE PREREQUISITE TO SERVICE  
OF A SUBPOENA PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22,

Defendant, Jakob Folmar, hereby certifies that:

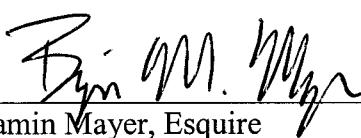
1. A Notice of Intent to Serve the Subpoena with a copy of the Subpoena attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the Subpoena is sought to be served,
2. A copy of the Notice of Intent, including the proposed Subpoena, is attached to this certificate,
3. No objection to the Subpoena has been received, and
4. The subpoena which will be served is identical to the Subpoena which is attached to the Notice of Intent to serve the Subpoena.

Date: 8-19-03

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
\_\_\_\_\_  
Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

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

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

NO. 01-1210-CD

v.

JAKOB FOLMAR,

Defendant.

**NOTICE OF INTENT TO SERVE  
SUBPOENA TO PRODUCE  
DOCUMENTS AND THINGS FOR  
DISCOVERY PURSUANT TO RULE  
4009.21**

Filed on behalf of:  
Defendant.

Counsel of record for this party:  
Thomas P. Birris, Esquire  
Pa. I.D. #49479

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN  
2900 USX Tower  
600 Grant Street  
Pittsburgh, PA 15219

(412) 803-1140

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

RYANN DENOCHICK,

NO. 01-1210-CD

Plaintiff,

v.

JAKOB FOLMAR,

Defendant.

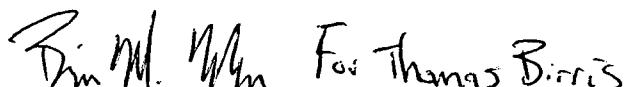
**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS  
AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant, Jakob Folmar, by and through his attorneys, MARSHALL, DENNEHEY, WARNER, COLEMAN & GOGGIN, and Thomas P. Birris, Esquire intend to serve a subpoena identical to that attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made the subpoena may be served.

Respectfully submitted,

MARSHALL, DENNEHEY, WARNER,  
COLEMAN & GOGGIN

BY:

  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Ryan Denochick  
Plaintiff(s)

Vs.

\*

No. 2001-01210-CD

Jakob Folmar and  
Edward Navasky  
Defendant(s)

\*

\*

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO  
RULE 4009.22

TO: Abdollah Nabavi, M.D.

(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: **SEE EXHIBIT "A" ATTACHED HERETO**  
2900 USX Tower, 600 Grant St., Pittsburgh, PA 15219; Attn.: Thomas Birris, Esq.

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Thomas P. Birris, Esquire  
ADDRESS: 2900 USX Tower, 600 Grant St.  
Pittsburgh, PA 15219  
TELEPHONE: 412-803-1140  
SUPREME COURT ID # 49479  
ATTORNEY FOR: Defendant, Jakob Folmar

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

Deputy

DATE: Monday, June 09, 2003

Seal of the Court



**EXHIBIT "A"**

**All medical records pertaining to care provided to Ryann Denochick from 1993 to the present for general medical conditions, mental health and substance abuse, including, but not limited to: new patient application; health questionnaire; medical history; findings on physical examination; progress notes; chart entries; reports of diagnostic imaging reports, including but not limited to, x-ray, MRI, CT Scan; reports of any other clinical testing procedures; results of laboratory tests; pathology reports; impressions; diagnoses; treatment; prescriptions for drugs and therapy; prognosis; reports regarding hospitalizations; emergency room visits; admissions; reports of history and physical exams; operations; consultations; discharge summaries; informed consent form; medical/legal reports; photographs; videotapes of plaintiff and any treatment such as operations; correspondence; reports to referring physicians; notes; memoranda; disability forms; work-school absence-excuse forms; lien forms; billing/payment records; insurance forms; and any other authorizations for release of records for Plaintiff, Ryann Denochick.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21** has been served upon the parties listed below via United States first class mail, postage prepaid, this \_\_\_\_\_ day of June, 2003:

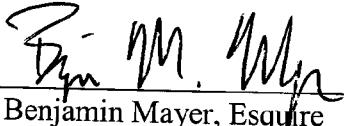
Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: Tom M. Wren For Thomas Birris  
Thomas P. Birris, Esquire  
Attorney for Defendant, Jakob Folmar

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **CERTIFICATE PREREQUISITE TO SERVICE OF A SUBPOENA PURSUANT TO RULE 4009.22** has been served upon the parties listed below via United States first class mail, postage prepaid, this 19<sup>th</sup> day of August, 2003:

Elaine J. Novacco, Esquire  
BERGER & GREEN  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232

BY: 

Benjamin Mayer, Esquire  
Attorney for Defendant, Jakob Folmar

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

RYANN DENOCHICK,

CIVIL DIVISION

Plaintiff,

No.:01-1210-CD

vs.

PRAECIPE TO SETTLE AND  
DISCONTINUE

JAKOB FOLMAR

Defendant.

Filed on Behalf of:

Ryann Denochick,  
Plaintiff

Counsel of Record for  
this Party:

Mark F. Bennett, Esquire  
PA ID# 56644  
BERGER AND GREEN, P.C.  
Firm #777  
5850 Ellsworth Avenue  
Suite 200  
Pittsburgh, PA 15232  
(412) 661-1400

FILED  
m/11/38 cm Cetof Disc to  
DEC 01 2005 A. Bennett  
Copy to C/A

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

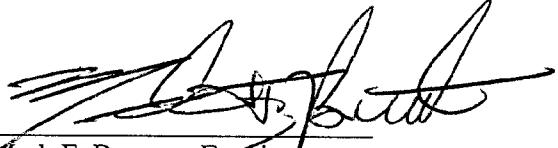
RYANN DENOCHICK, : CIVIL DIVISION  
Plaintiff, : No.:01-1210-CD  
vs. :  
JAKOB FOLMAR :  
Defendant. :  
.

PRAECIPE TO SETTLE AND DISCONTINUE

TO THE PROTHONOTARY:

Please mark the above referenced case settled and discontinued of record.

BERGER AND GREEN, P.C.

By: 

Mark F. Bennett, Esquire  
Attorney for the Plaintiff



# BERGER AND GREEN

Attorneys at Law

Suite 200

Cynthia C. Berger

Laurence B. Green

William J. Remaley

William J. Begley

Mark F. Bennett

Michael W. Zimecki

November 29, 2005

Prothonotary of Clearfield County  
P. O. Box 549  
Clearfield, PA 16830

**In Re: Ryann Denochick vs. Jakob Folmar**  
**Case No.: 01-1210-CD**

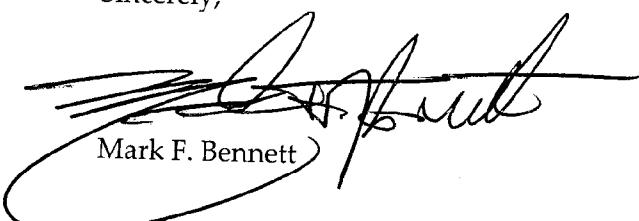
Dear Prothonotary:

Enclosed herewith is a Praeclipe to Settle and Discontinue, which I am hereby filing with your office.

I am also enclosing an extra copy of the face sheet and request that you date stamp it and return it to me in the enclosed self addressed stamped envelope.

Thank you for your attention to this matter. If you have questions, please do not hesitate to contact my office.

Sincerely,



Mark F. Bennett

MFB/cl  
Enclosures

Suite 200  
5850 Ellsworth Avenue  
Pittsburgh, PA 15232

412 661-1400 FAX 412 661-9423

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Johnstown, PA 814 535-2224

Sharon, PA 724 981-7232

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Ryann Denochick

Vs.  
Jakob Folmar

No. 2001-01210-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 December 1, 2005, marked:

Settled and Discontinued

Record costs in the sum of \$87.00 have been paid in full by Laurence B. Green Esq..

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 1st day of December A.D. 2005.

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William A. Shaw, Prothonotary