

01-1426-CD  
KEVIN A. BEARDSLEY -vs- CONSERVCO

46<sup>th</sup>

## NOTICE OF APPEAL

FROM

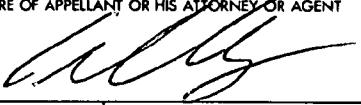
01-1426-CD

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

## NOTICE OF APPEAL

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

NAME OF APPELLANT Conservco	MAG. DIST. NO. OR NAME OF D.J. 46-3-02		
ADDRESS OF APPELLANT P.O. Box 1404	CITY Clearfield	STATE PA	ZIP CODE 16830
DATE OF JUDGMENT 8/6/01	IN THE CASE OF (Plaintiff) Beardsley	(Defendant) vs. Conservco	
CLAIM NO. CV 19X 330-01 LT 19	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 		
This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B. This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.		If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.  Signature of Prothonotary or Deputy	

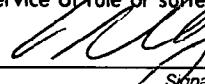
## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

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

## PRAECIPE: To Prothonotary

Enter rule upon Beardsley, appellee(s), to file a complaint in this appeal  
Name of appellee(s)

(Common Pleas No. 01-1426-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

  
WILLIAM A. SHAW JR.  
Signature of attorney or agent

RULE: To Beardsley, appellee(s).  
Name of appellee(s)

211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

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

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

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

Date: 30 Aug 2001

  
Signature of Prothonotary or Deputy

**FILED**

AUG 30 2001

William A. Shaw  
Prothonotary

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

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

**COMMONWEALTH OF PENNSYLVANIA**

COUNTY OF \_\_\_\_\_ ; 88

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

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

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

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 19\_\_\_\_

**Signature of affiant**

**Signature of official before whom affidavit was made**

**Title of official**

My commission expires on \_\_\_\_\_, 19\_\_\_\_.

MR. WALTER A. MAUL  
ATTORNEY AT LAW  
311 NORTH SECOND STREET  
CINCINNATI, OHIO 45202

FILED  
AUG 3 9 2001  
C 3-43  
Shaw  
Prothonotary

卷之三

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-02**

DJ Name: Hon.

**RICHARD A. IRELAND**  
Address: **650 LEONARD STREET**  
**CLEARFIELD, PA**Telephone: **(814) 765-5335 16830****RICHARD A. IRELAND**  
**650 LEONARD STREET**  
**CLEARFIELD, PA 16830****NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

**BEARDSLEY KEVIN**  
**113 N. 3RD STREET**  
**CLEARFIELD, PA 16830**

NAME and ADDRESS

DEFENDANT:

**CONSERVCO**  
**PO BOX 1404**  
**CLEARFIELD, PA 16830**

NAME and ADDRESS

Docket No.: **CV-0000330-01**  
Date Filed: **7/05/01****THIS IS TO NOTIFY YOU THAT:**Judgment: **DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **BEARDSLEY KEVIN**

Judgment was entered against: (Name) **CONSERVCO**

in the amount of \$ **3,276.46** on: (Date of Judgment) **8/06/01**

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

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

This case dismissed without prejudice. \_\_\_\_\_

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

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

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

Amount of Judgment	\$ <u><b>3,206.46</b></u>
Judgment Costs	\$ <u><b>70.00</b></u>
Interest on Judgment	\$ <u><b>.00</b></u>
Attorney Fees	\$ <u><b>.00</b></u>
<b>Total</b>	<b>\$ 3,276.46</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total</b> \$ _____	

Date:	Place:
Time:	

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

AUG 06 2001 Date Richard Ireland, District Justice

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

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

My commission expires first Monday of January,

2006

SEAL

**COMMONWEALTH OF PENNSYLVANIA**

**COURT OF COMMON PLEAS**

**JUDICIAL DISTRICT**

## **NOTICE OF APPEAL**

FROM

## **DISTRICT JUSTICE JUDGMENT**

**COMMON PLEAS No.**

## **NOTICE OF APPEAL**

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

NAME OF APPELLANT		MAG. DIST. NO. OR NAME OF DJ.	
ADDRESS OF APPELLANT		CITY	STATE
DATE OF JUDGMENT	IN THE CASE OF (Plaintiff)	(Defendant)	
CLAIM NO.	VS.		
CV 19 LT 19	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT		
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p>		<p>If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.</p>	
<hr/> <p style="text-align: center;">Signature of Prothonotary or Deputy</p>			

**PRAEICE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE**

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

**PRAECLYPE:** To Prothonotary

Enter rule upon \_\_\_\_\_, appellee(s), to file a complaint in this appeal  
Name of appellee(s)

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

**RULE:** To \_\_\_\_\_, appellee(s).  
Name of appellee(s): \_\_\_\_\_

Signature of appellant or his attorney or agent

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

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

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

Date: 19

---

**Signature of Prothonotary or Deputy**

---

**FILED**

SEP 04 2001

William A. Shaw  
Honorary

**COURT FILE**

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

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

COMMONWEALTH OF PENNSYLVANIA

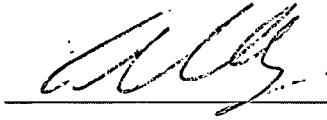
COUNTY OF Clearfield ; ss

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

a copy of the Notice of Appeal, Common Pleas No. 01-1426-CD, upon the District Justice designated therein on  
(date of service) August 31, 2001,  by personal service  by (certified) (registered) mail, sender's  
receipt attached hereto, and upon the appellee, (name) Kevin Beardsley, on  
August 31, 2001,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.  
 and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom  
the Rule was addressed on August 31, 2001,  by personal service  by (certified) (registered)  
mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS 31 DAY OF August, 2001



Signature of affiant

Nancy Collins

Signature of official before whom affidavit was made

Notary

Title of official

My commission expires on 24 May 2003, 1901

Pike Hwy., Clearfield County

My Commission Expires May 24, 2003

Notary, Pennsylvania Association of Notaries



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

4415 1797 0004 0000 1530 0000

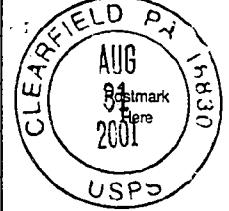
O F F I C I A L U S E	
Postage	\$ .34
Certified Fee	2.10
Return Receipt Fee (Endorsement Required)	1.50
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 3.94

*CLEARFIELD PA*  
AUG 31 2001  
Postmark  
34 cent  
2001  
USPS

*Sent To*  
Richard Ireland  
Street, Apt. No.; or PO Box No.  
650 Leonard Street  
City, State, ZIP+4  
Clearfield, PA 16830

PS Form 3800, May 2000      See Reverse for Instructions

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

2496	4256	0021	0520	0000	5296	4256	0021	0520	0000	5296	4256	0021	0520	0000																		
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%;">Postage</td> <td style="width: 10%;">\$ .34</td> </tr> <tr> <td colspan="2">Certified Fee</td> </tr> <tr> <td colspan="2">2.10</td> </tr> <tr> <td colspan="2">Return Receipt Fee (Endorsement Required)</td> </tr> <tr> <td colspan="2">1.50</td> </tr> <tr> <td colspan="2">Restricted Delivery Fee (Endorsement Required)</td> </tr> <tr> <td colspan="2"></td> </tr> <tr> <td colspan="2">Total Postage &amp; Fees</td> </tr> <tr> <td colspan="2">\$ 3.94</td> </tr> </table>															Postage	\$ .34	Certified Fee		2.10		Return Receipt Fee (Endorsement Required)		1.50		Restricted Delivery Fee (Endorsement Required)				Total Postage & Fees		\$ 3.94	
Postage	\$ .34																															
Certified Fee																																
2.10																																
Return Receipt Fee (Endorsement Required)																																
1.50																																
Restricted Delivery Fee (Endorsement Required)																																
Total Postage & Fees																																
\$ 3.94																																
																																
<b>Recipient's Name (Please Print Clearly) (To be completed by maller)</b>																																
Kevin Beardsley Street, Apt. No.; or PO Box No. 113 North Third Street																																
City, State, ZIP+4 Clearfield, PA 16830																																
PS Form 3800, February 2000      See Reverse for Instructions																																

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-02**

DJ Name: Hon.

**RICHARD A. IRELAND**  
Address: **650 LEONARD STREET**  
**CLEARFIELD, PA**

Telephone: **(814) 765-5335** 16830

**RICHARD A. IRELAND**  
**650 LEONARD STREET**  
**CLEARFIELD, PA 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT**  
**CIVIL CASE**

PLAINTIFF:

**BEARDSLEY KEVIN**  
NAME and ADDRESS  
**113 N. 3RD STREET**  
**CLEARFIELD, PA 16830**

DEFENDANT:

**CONSERVCO**  
PO BOX 1404  
**CLEARFIELD, PA 16830**

VS.

NAME and ADDRESS

Docket No.: **CV-0000330-01**  
Date Filed: **7/05/01**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

DEFAULT JUDGMENT PLTF

01/14/2001

Judgment was entered for: (Name) BEARDSLEYKEVIN

Judgment was entered against: (Name) CONSERVCO

in the amount of \$ 3,276.46 on: (Date of Judgment) 8/06/01

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

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

This case dismissed without prejudice. \_\_\_\_\_

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

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

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

Amount of Judgment	\$ <u>3,206.46</u>
Judgment Costs	\$ <u>70.00</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ <u>3,276.46</u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
=====	
Certified Judgment Total	\$ _____

Date:	Place:
Time:	

**FILED**

SEP 07 2001  
11:41  
William A. Shaw  
Ergs

Prothonotary

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

AUG 06 2001 Date Ronald Ireland, District Justice

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

9501 Date Ronald Ireland, District Justice

My commission expires first Monday of January,

2006

SEAL

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

KEVIN A. BEARDSLEY,  
Plaintiff  
vs.  
CONSERVCO,  
Defendant

01-1426-CO  
No. 0

Type of Case: Civil  
Type of Pleading:  
Praecipe to Discontinue  
Filed on Behalf of:  
Kevin A. Beardsley  
Counsel of Record for This Party:  
Mark S. Weaver  
I.D. #63044  
Mark S. Weaver, Esquire  
211 1/2 East Locust Street  
P.O. Box 170  
Clearfield, PA 16830  
(814) 768-9696

**FILED**

OCT 09 2001

William A. Shaw  
Prothonotary

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

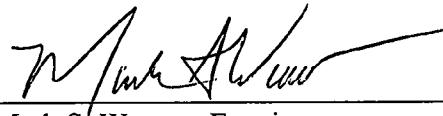
KEVIN A. BEARDSLEY, :  
Plaintiff :  
:  
vs. : No. 01-1332-CD  
:  
CONSERVCO, :  
Defendant :  
:

PRAECIPE TO DISCONTINUE

TO WILLIAM SHAW, PROTHONOTARY:

Please mark the above-captioned case discontinued.

By



---

Mark S. Weaver, Esquire  
Attorney for Plaintiff

Dated: October 9, 2001

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

KEVIN A. BEARDSLEY, :  
Plaintiff :  
:  
vs. : No. 01-1332-CD  
:  
CONSERVCO, :  
Defendant :  
:

CERTIFICATE OF SERVICE

I hereby certify that I am this day serving a copy of the Praeclipe to Settle and Discontinue filed in the above-captioned action upon the following person by mailing such copy regular mail to:

William A. Shaw, Jr., Esquire  
211 North Second Street  
Clearfield, PA 16830

By

  
\_\_\_\_\_  
Mark S. Weaver, Esquire  
Attorney for Plaintiff

Dated: October 9, 2001

**FILED**

OCT 09 2001

8/3/1 3C  
William A. Shaw  
Prothonotary

Cert. Dis. Atty  
Copy, CA

*gfd*

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Kevin A. Beardsley

Vs. No. 2001-01426-CD  
Conservco

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 October 9, 2001 marked:

Discontinued

Record costs in the sum of \$80.00 have been paid in full by Mark S. Weaver, Esquire.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 9th day of October A.D. 2001.

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