

01-1506-CD  
RAYMOND J. GALLAHER -vs- JOHN WESLEY VANSOYOC

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

No. 01 - *506* - CD

Type of Pleading:

Complaint

Filed on behalf of:  
Plaintiff

Counsel of Record for  
this party:

James A. Naddeo, Esq.  
Pa I.D. 06820

211 1/2 E. Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-1601

**FILED**

SEP 10 2001

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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No. 01 - - CD

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
230 East Market Street  
Clearfield, PA 16830

(814) 765-2641

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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No. 01 - - CD

COMPLAINT

NOW COMES the Plaintiff, Raymnod J. Gallaher, and by his attorney, James A. Naddeo, Esquire, sets forth the following:

1. That the Plaintiff, Raymond J. Gallaher, is a sui juris, adult individual, whose address is P. O. Box 185, Irvona, Pennsylvania 16656.

2. That the Defendant, John Wesley Vanscoyoc, is a sui juris, adult individual, who address is R. R., Box 68-B, Madera, Pennsylvania 16661.

3. That on or about November 26, 1999 at approximately 8:45 p.m., the Plaintiff, Raymond J. Gallaher, was the owner and operator of a 1999 GMC K3500 bearing Pennsylvania Registration No. ZN22810.

4. That on or about the said day and at or about the said time, the Defendant, John Wesley Vanscoyoc was the owner

and operator of a 1990 Pontiac Grand Prix bearing Pennsylvania Registration No. BYS3441.

5. That State Route 53 is a two-lane, macadam highway which proceeds in a generally north-south direction through Beccaria Township, Clearfield County, Pennsylvania.

6. That on or about the said day and at or about the said time, the Plaintiff was proceeding south on State Route 53 in its proper lane of travel.

7. That on or about the said day and at or about the said time, the vehicle operated by the Defendant was traveling north on State Route 53 in the southbound lane of travel.

8. That on or about the said day and at or about the said time, the Plaintiff was negotiating a curve at which time the vehicle operated by the Defendant was attempting to negotiate the same curve but failed to leave the southbound lane of travel striking the vehicle operated by the Plaintiff causing a near frontal collision.

9. That as a result of the collision described in Paragraph 8 hereof which is incorporated herein by reference, the Plaintiff, Raymond J. Gallaher, was thrown generally forward and backward within the vehicle which he was operating causing the numerous and serious injuries hereinafter set forth.

10. That the Defendant, John Wesley Vanscoyoc, was guilty of the following negligence, recklessness and

carelessness which was the proximate cause of the accident and the injuries received by the Plaintiff, Raymond J. Gallaher, as follows:

A. The Defendant, John Wesley Vansocyoc, failed to have his vehicle under proper control;

B. The Defendant, John Wesley Vansocyoc, failed to maintain a proper lookout;

C. That the Defendant, John Wesley Vansocyoc, violated the Motor Vehicle Code of 1976, June 17, P.L. 162, Section 3714, 75 P.S. Section 3714 and supplements thereto in that he operated his vehicle upon State Route 53 with careless disregard for the safety of the Plaintiff, Raymond J. Gallaher.

D. That the Defendant, John Wesley Vansocyoc, violated the Motor Vehicle Code of 1976, June 17, P.L. 162, Section 3736, and supplements thereto, in that he operated his vehicle upon State Route 53 in willful or wanton disregard for the safety of the person or property of the Plaintiff, Raymond J. Gallaher.

E. That the Defendant, John Wesley Vansocyoc, violated the Motor Vehicle Code of 1976, June 17, P.L. 162, Section 3309, 75 Pa.C.S.A. Section 3309 and supplements thereto in that he failed to

operate his vehicle within a single lane of travel which roadway had been divided into two or more clearly marked lanes for traffic.

F. That the Defendant was negligent, careless and reckless in that he failed to use due care under all of the circumstances of the case.

11. That as a result of the negligence, carelessness and recklessness of the Defendant, John Wesley Vansocyoc, as set forth in Paragraph 10 hereof and incorporated herein by reference, the Plaintiff, Raymond J. Gallaher, received serious and extensive injuries which may and probably will be permanent as follows:

- A. Torn medial meniscus left knee;
- B. Chondral fracture medial femoral condyle;
- C. Multiple contusions and abrasions about the body;
- D. Subluxation C-4;;
- E. Myalgia;
- F. Cervicobrachial syndrome;
- G. Subluxation of pelvis;
- H. Torn medial meniscus right knee;
- I. Grade III chondral lesion patellofemoral joint.

12. That the Plaintiff, Raymond J. Gallaher, has been required to expend sums for the treatment of his injuries referred to in Paragraph 11 hereof and will continue to incur medical services in the future for the treatment of those injuries, the cost of which services have exceeded his First Party Benefits.

13. That as a result of the injuries referred to in paragraph 11 hereof which is incorporated herein by reference, the Plaintiff, Raymond J. Gallaher, suffers serious and permanent physical impairment which substantially prohibits his ability to engage in the normal and usual functions which he enjoyed prior to the accident, including but not limited to his household duties, hobbies and social relationships.

14. That the Plaintiff, Raymond J. Gallaher, claims a reasonable amount for the following:

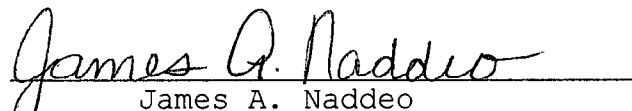
- A. Lost wages;
- B. Future lost wages;
- C. A reasonable amount for pain and suffering; past, present and future;
- D. Cost of replacing household services;
- E. Privation and inconvenience due to the injuries and treatment;
- F. Impairment of earning power;



G. Mental anguish and depression resulting  
from the accident;

H. Other damages allowable by law.

WHEREFORE, the Plaintiff, Raymond J. Gallaher, claims  
unliquidated damages in an amount in excess of Twenty Thousand  
(\$20,000.00) Dollars. Jury trial demanded.

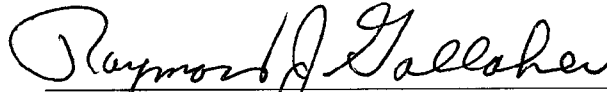
  
James A. Naddeo  
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA)

ss.

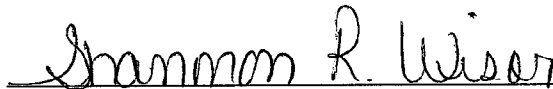
COUNTY OF CLEARFIELD )

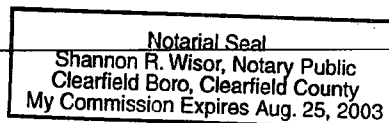
Before me, the undersigned officer, personally appeared  
RAYMOND J. GALLAHER, who being duly sworn according to law,  
deposes and states that the facts set forth in the foregoing  
Complaint are true and correct to the best of his knowledge,  
information and belief.



Raymond J. Gallaher

SWORN and SUBSCRIBED before me this 10<sup>th</sup> day of September, 2001.





JAMES A. NADDEO  
ATTORNEY AT LAW  
211 1/2 EAST LOCUST STREET  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

FILED

SEP 10 2001

WILLIAM A. SHAW  
PROTHONOTARY

cc: shaw  
att: naddeo  
\$80.00

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11498

GALLAHER, RAYMOND J.

01-1506-CD

VS.

VANSCOYOC, JOHN WESLEY

COMPLAINT

SHERIFF RETURNS

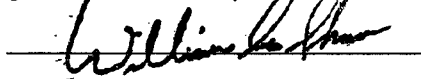
NOW SEPTEMBER 13, 2001 AT 10:50 AM DST SERVED THE WITHIN COMPLAINT ON JOHN WESLEY VANSCOYOC, DEFENDANT AT RESIDENCE, RR, BOX 68-B, MADERA, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO ROXANNE VANSCOYOC, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HER THE CONTENTS THEREOF.  
SERVED BY: DAVIS/MORGILLO

Return Costs

Cost	Description
31.99	SHFF. HAWKINS PAID BY: ATTY.
10.00	SURCHARGE PAID BY: ATTY.

Sworn to Before Me This

25<sup>th</sup> Day Of September 2001



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

So Answers,



Chester A. Hawkins  
Sheriff

FILED

SEP 25 2001

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

Type of Pleading:  
Praecipe for Entry of Appearance

Filed on Behalf of:  
Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:  
Darryl R. Slimak, Esquire  
I.D. #41695  
McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

OCT 02 2001

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSOYOC,

Defendant.

No. 01 - 1506 - C.D.

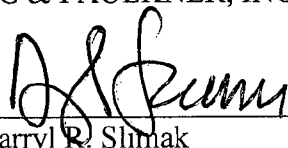
**PRAECIPE FOR ENTRY OF APPEARANCE**

TO THE PROTHONOTARY:

Please enter our appearance on behalf of the Defendant, JOHN WESLEY  
VANSOYOC, above-captioned matter.

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Shmak  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

Dated: October 1, 2001

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

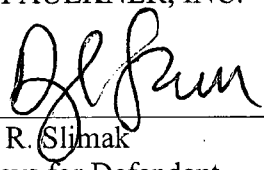
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Praecipe for Entry of Appearance on Behalf of Defendant John Wesley VanScoyoc, in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 1<sup>st</sup> day of October, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak  
Attorneys for Defendant  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

Type of Pleading:  
Defendant's Interrogatories and Request  
for Production of Documents Directed to  
Plaintiff (Set One)

Filed on Behalf of:  
Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:  
Darryl R. Slimak, Esquire  
I.D. #41695  
McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

OCT 04 2001

n A. Shaw  
notary



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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED


**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Defendant's Interrogatories Directed to Plaintiff (Set One) and Request for Production (Set One), in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 3<sup>rd</sup> day of October, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDÉ, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak

Attorneys for Defendant

JOHN WESLEY VANSKOYOC

811 University Drive

State College, PA 16801

(814) 238-4926

Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,

Plaintiff,

VS.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

Type of Pleading:  
Defendant's Second Request for  
Production of Documents Directed to  
Plaintiff

Filed on Behalf of:  
Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:  
Darryl R. Slimak, Esquire  
I.D. #41695  
McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

OCT 04 2001

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.


JURY TRIAL DEMANDED

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Second Request for Production of Documents and Tangible Things Directed to Plaintiff in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 3<sup>rd</sup> day of October, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By:   
Darryl R. Slimak  
Attorneys for Defendant  
JOHN WESLEY VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

No. 01 - 1506 - CD

Type of Pleading:

Certificate of Service

Filed on behalf of:  
Plaintiff

Counsel of Record for  
this party:

James A. Naddeo, Esq.  
Pa I.D. 06820

211 1/2 E. Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-1601

**FILED**

OCT 08 2001  
01103211ccott  
William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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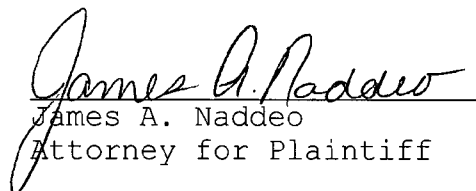
No. 01 - 1506 - CD

**CERTIFICATE OF SERVICE**

I, James A. Naddeo, Esquire, do hereby certify that a copy of Notice of Default filed in the above-captioned action was served on the following persons and in the following manner on the 8th day of October, 2001:

First-Class Mail, Postage Prepaid

John Wesley VanScoyoc  
c/o Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

  
James A. Naddeo  
Attorney for Plaintiff

**JAMES A. NADDEO**  
ATTORNEY AT LAW  
211 1/2 EAST LOCUST STREET  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

Type of Pleading:  
Defendant's Answer with New Matter to  
Plaintiff's Complaint

Filed on Behalf of:  
Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:  
Darryl R. Slimak, Esquire  
I.D. #41695  
McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

**OCT 11 2001**

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**NOTICE TO PLEAD**

TO: RAYMOND GALLAHER  
c/o James A. Naddeo, Esquire

YOU ARE HEREBY notified to file a written response to the enclosed Answer and New Matter within twenty (20) days from the date of service hereof or a judgment may be entered against you.

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Darryl R. Slinak  
Attorney for Defendant  
JOHN WESLEY VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

Dated: October 10, 2001



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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**DEFENDANT'S ANSWER WITH NEW MATTER**  
**TO PLAINTIFF'S COMPLAINT**

AND NOW comes Defendant, JOHN WESLEY VANSKOYOC, by and through his attorneys, McQUAIDE, BLASKO, SCHWARTZ, FLEMING & FAULKNER, INC., and responds to the Plaintiff's Complaint as follows:

1-5. Admitted.

6-14. The averments of Complaint paragraphs 6 through 14, inclusive, are denied generally pursuant to and consistent with Pa. R.C.P. No. 1029(e), except that it is admitted that Mr. VanScoyoc was the operator of a vehicle traveling north on State Route 53 at the time said accident occurred. After reasonable investigation, the Defendant is without sufficient knowledge or information to form a belief as the truth of the remainder of the allegations of Plaintiff's claimed injuries and damages, and strict proof thereof is demanded at the trial of this matter.

WHEREFORE, Defendant requests entry of judgment in his favor and that the Complaint against him be dismissed, with prejudice.

**NEW MATTER**

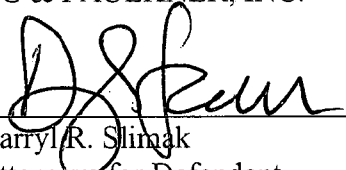
15. The averments of paragraphs 1 through 14, inclusive, are incorporated herein by reference as though set forth at length.

16. The Defendant hereby raises and seeks to preserve all defenses and limitations on liability and damages available to him under the Motor Vehicle Financial Responsibility Law as amended, including but not limited to, the limited tort status of Plaintiff, if applicable, nonrecovery of medical expenses and income loss paid or payable by automobile and/or other insurance coverages, and such other defenses as are or may become apparent in the investigation and defense of this claim.

Respectfully submitted,

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

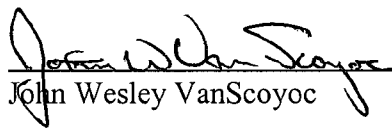
  
Darryl R. Slimak  
Attorneys for Defendant  
JOHN WESLEY VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

Dated: October 10, 2001

Gallaher v. VanScoyoc

**VERIFICATION**

The undersigned verifies that he is authorized to make this verification on his own behalf; and that the statements made in the foregoing **DEFENDANT'S ANSWER WITH NEW MATTER TO PLAINTIFF'S COMPLAINT** are true and correct to the best of his knowledge, information and belief. I understand that false statements herein are subject to the penalties of 18 Pa. C.S.A. §4904, related to unsworn falsification to authority.

  
John Wesley VanScoyoc

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

RAYMOND J. GALLAHER

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Defendant's Answer with New Matter to Plaintiff's Complaint in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 11<sup>th</sup> day of October, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak

Attorneys for Defendant

JOHN WESLEY VANSKOYOC

811 University Drive

State College, PA 16801

(814) 238-4926

Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

Type of Pleading:

Notice of Intent to Serve a Subpoena to  
Produce Documents and Things for  
Discovery Pursuant to Rule 4009.21

Filed on Behalf of:

Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:

Darryl R. Slimak, Esquire

I.D. #41695

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

811 University Drive

State College, PA 16801

(814) 238-4926

Fax: (814) 238-9624

**FILED**

OCT 25 2001

11:04/nd<<

William A. Shaw

Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

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No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

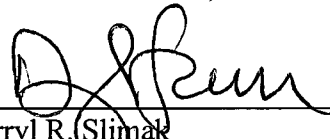
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 24<sup>th</sup> day of October, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak  
Attorneys for Defendant  
JOHN VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

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

As a prerequisite to service of a subpoena for documents and things pursuant to Rule 4009.22, Defendant 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 20 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.



Darryl R. Slimak  
Attorney for Defendant  
JOHN VANSKOYOC

Dated: November 13, 2001

**FILED**

NOV 15 2001

m/12:20/14  
William A. Shaw  
Prothonotary

NO CERT COPIES



COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Raymond J. Gallaher  
Plaintiff(s)

Vs.

John Wesley VanScoyoc  
Defendant(s)

No. 2001-01506-CD

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

TO: ALLSTATE INSURANCE COMPANY

(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 ATTACHED

McQuaide Blasko Law Office, 811 University Drive, State College, PA 16801

(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: Darryl R. Slimak, Esquire

ADDRESS: 811 University Drive  
State College, PA 16801

TELEPHONE: 814-238-4926

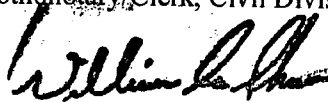
PREMIER COURT ID # 41695

ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

DATE: Friday, October 19, 2001  
Seal of the Court



Allstate Insurance Company

**DOCUMENTS TO BE PRODUCED**

The entire first and third party files for RAYMOND GALLAHER (claim number 6941507326; date of loss April 14, 2000) including but not limited to, medical records, healthcare providers' charges and payments made, income loss payments made, property damage claims/payments, photographs, statements (written or recorded/transcribed), and any and all other documents regarding said date of accident/claims.

Also, please provide copies of any first party benefits for VICTORIA A. BRINK, a passenger in the Gallaher vehicle at the time of the accident in question.

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

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No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

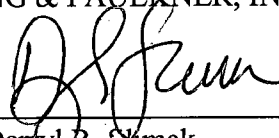
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum Directed to Allstate Insurance Company in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 13<sup>th</sup> day of November, 2001, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Simak  
Attorneys for Defendant  
JOHN VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSCOYOC,  
An individual,  
Defendant.

No. 01 - 1506 - CD

Type of Pleading:

Certificate of Service

Filed on behalf of:  
Plaintiff

Counsel of Record for  
this party:

James A. Naddeo, Esq.  
Pa I.D. 06820

211 1/2 E. Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-1601

**FILED**

NOV 16 2001

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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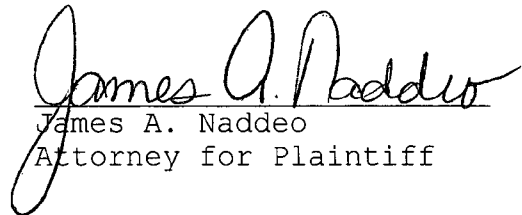
No. 01 - 1506 - CD

**CERTIFICATE OF SERVICE**

I, James A. Naddeo, Esquire, do hereby certify that a copy of Interrogatories Addressed to Defendant filed in the above-captioned action was served on the following persons and in the following manner on the 16th day of November, 2001:

First-Class Mail, Postage Prepaid

John Wesley VanScoyoc  
c/o Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

  
James A. Naddeo  
Attorney for Plaintiff

JAMES A. NADDEO  
ATTORNEY AT LAW  
211 1/2 EAST LOCUST STREET  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

**FILED**

NOV 16 2001  
010:2515 SAH, Naddo  
JAMES A. NADDEO  
PROSECUTOR

*3/2/02*

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

No. 01 - 1506 - CD

Type of Pleading:

Certificate of Service

Filed on behalf of:  
Plaintiff

Counsel of Record for  
this party:

James A. Naddeo, Esq.  
Pa I.D. 06820

211 1/2 E. Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-1601

**FILED**

NOV 16 2001

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSCOYOC,  
An individual,  
Defendant.

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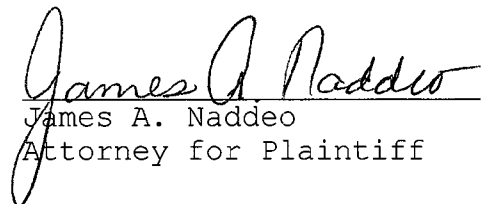
No. 01 - 1506 - CD

**CERTIFICATE OF SERVICE**

I, James A. Naddeo, Esquire, do hereby certify that a true and correct copy of Plaintiff's Answers to Defendant's Interrogatories and Request for Production of Documents (Set One) and Plaintiff's Response to Defendant's Second Request for Production of Documents filed in the above-captioned action was served on the following persons and in the following manner on the 16th day of November, 2001:

First-Class Mail, Postage Prepaid

John Wesley VanScoyoc  
c/o Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

  
James A. Naddeo  
Attorney for Plaintiff

**FILED**

NOV 16 2001

*W. A. Naddo*  
William A. Naddo  
Prothonotary

*1cc*

JAMES A. NADDEO

ATTORNEY AT LAW

211 1/2 EAST LOCUST STREET

P.O. BOX 552

CLEARFIELD, PENNSYLVANIA 16830

Lap over margin



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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSCOYOC,  
An individual,  
Defendant.

No. 01 - 1506 - CD

Type of Pleading:

Answer to New Matter

Filed on behalf of:  
Plaintiff

Counsel of Record for  
this party:

James A. Naddeo, Esq.  
Pa I.D. 06820

211 1/2 E. Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-1601

**FILED**

NOV 1 2001

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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No. 01 - 1506 - CD

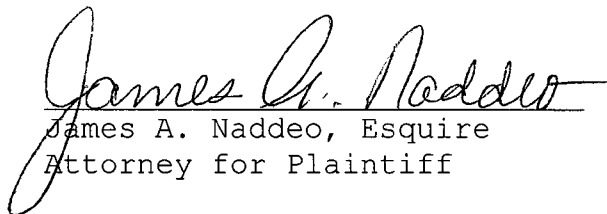
**ANSWER TO NEW MATTER**

NOW COMES, Plaintiff, Raymond J. Gallaher, by and through is attorney, James A. Naddeo, Esquire sets forth the following Answer to New Matter.

1. No answer is required to Paragraph 15.

2. States a legal conclusion to which no answer is required.

WHEREFORE, Plaintiff claims damages set forth in his Complaint.

  
James A. Naddeo, Esquire  
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA)

ss.

COUNTY OF CLEARFIELD )

Before me, the undersigned officer, personally appeared  
RAYMOND J. GALLAHER, who being duly sworn according to law,  
deposes and states that the facts set forth in the foregoing  
Answer to New Matter is true and correct to the best of his  
knowledge, information and belief.

  
Raymond J. Gallaher

SWORN and SUBSCRIBED before me this 9th day of November, 2001.



Notarial Seal  
Shannon R. Wisor, Notary Public  
Clearfield Boro, Clearfield County  
My Commission Expires Aug. 25, 2003

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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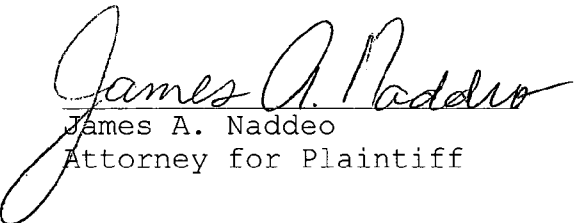
No. 01 - 1506 - CD

**CERTIFICATE OF SERVICE**

I, James A. Naddeo, Esquire, do hereby certify that a  
certified copy of Answer to New Matter filed in the above-  
captioned action was served on the following persons and in the  
following manner on the 16th day of November, 2001:

First-Class Mail, Postage Prepaid

John Wesley VanScoyoc  
c/o Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

  
James A. Naddeo  
Attorney for Plaintiff

JAMES A. NADDEO

ATTORNEY AT LAW

211 1/2 EAST LOCUST STREET

P.O. BOX 552

CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

FILED

NOV 16 2001

*William A. Naddo*  
by *William A. Naddo*  
Prothonotary

122

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

Type of Pleading:  
DEFENDANT'S ANSWERS TO  
PLAINTIFF RAYMOND J. GALLAHER'S  
INTERROGATORIES

Filed on Behalf of:  
Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:  
Darryl R. Slimak, Esquire  
I.D. #41695

Richard K. Laws, Esquire  
I.D. # 82369

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

JAN 03 2002  
mllsblndcc  
William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Defendant's Answers to Interrogatories Addressed to Defendant, in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 2<sup>nd</sup> day of January, 2002, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Darryl R. Slimak  
Richard K. Laws  
Attorneys for Defendant  
JOHN VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,

Plaintiff,

VS.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

Type of Pleading:  
CERTIFICATE OF SERVICE OF  
DEFENDANT'S SUPPLEMENTAL  
ANSWERS TO  
PLAINTIFF RAYMOND J. GALLAHER'S  
INTERROGATORIES

Filed on Behalf of:  
Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:  
Darryl R. Slimak, Esquire  
I.D. #41695

Richard K. Laws, Esquire  
I.D. # 82369

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

JAN 10 2002

m) 151120cc  
William A. Shaw  
Prothonotary

KB



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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Defendant's Supplemental Answers to Plaintiff Raymond Gallaher's Interrogatories, in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 9 day of January, 2002, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: 

Darryl R. Slimak  
Richard K. Laws  
Attorneys for Defendant  
JOHN VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
an individual,  
Defendant.

No. 01 - 1506 - CD

Type of Pleading:

Certificate of Service

Filed on behalf of:  
Plaintiff

Counsel of Record for  
this party:

James A. Naddeo, Esq.  
Pa I.D. 06820

211 1/2 E. Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-1601

**FILED**

JAN 14 2002

01/11/09/1cc atty Naddeo  
William A. Shaw  
Prothonotary  
9/12/1

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
an individual,  
Defendant.

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No. 01 - 1506 - CD

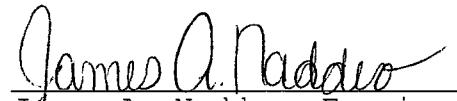
**CERTIFICATE OF SERVICE**

I, James A. Naddeo, Esquire, Attorney for Plaintiff, Raymond J. Gallaher, does hereby certify that a true and correct copies of Notice of Deposition of John Wesley VanScoyoc in the above matter was served by first-class mail, postage prepaid, upon the following:

Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

ASAP Court Reporting  
PO Box 345  
Ebensburg, PA 15931

Said Notices of Depositions were mailed this 14th day of January, 2002.

  
James A. Naddeo, Esquire  
Attorney for Plaintiff

CLEARFIELD, PENNSYLVANIA 16830

P.O. BOX 552

211 1/2 EAST LOCUST STREET

ATTORNEY AT LAW

**JAMES A. NADDEO**

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

Type of Pleading:

Notice of Oral Deposition and Request for  
Production of Documents Directed to  
Raymond J. Gallaher

Filed on Behalf of:

Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:

Darryl R. Slimak, Esquire

I.D. #41695

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

811 University Drive

State College, PA 16801

(814) 238-4926

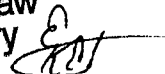
Fax: (814) 238-9624

**FILED**

JAN 15 2002

m/11/17/ndcc

William A. Shaw  
Prothonotary



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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

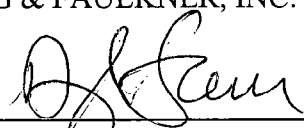
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Deposition Directed to Raymond J. Gallaher in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 14<sup>th</sup> day of January, 2002, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16820

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak  
Attorneys for Defendant  
JOHN W. VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

Type of Pleading:

*Defendant's Request for Production of  
Documents Directed to Plaintiff (Set Three)*

Filed on Behalf of:

Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:

Darryl R. Slimak, Esquire

I.D. #41695

McQUAIDE, BLASKO, SCHWARTZ,

FLEMING & FAULKNER, INC.

811 University Drive

State College, PA 16801

(814) 238-4926

Fax: (814) 238-9624

**FILED**

MAR 26 2002

m1128/ROCC  
William A. Shaw  
Prothonotary



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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Defendant's Request for Production of Documents Directed to Plaintiff (Set Three) in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 25<sup>th</sup> day of March, 2002, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak

Attorneys for Defendant  
JOHN W. VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624



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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

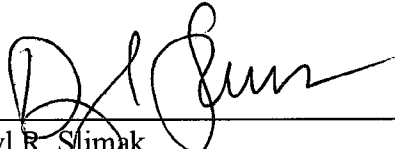
No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

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

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

- (1) a Notice of Intent to Serve the Subpoena with a copy of the subpoena attached thereto was mailed or delivered to the Plaintiff's attorney and he agreed to waive the 20 day notice period by letter dated April 18, 2002;
- (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.

  
Darryl R. Slimak  
Attorney for Defendant  
JOHN VANSKOYOC

Dated: April 22, 2002

**FILED**

APR 23 2002

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

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

Defendant intends to serve a subpoena identical to the one that is 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.



Darryl R. Slimak  
Attorneys for Defendant  
JOHN VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

Dated: April 22, 2002

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

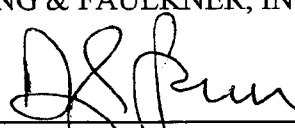
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 22<sup>nd</sup> day of April, 2002, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slinak  
Attorneys for Defendant  
JOHN VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Raymond J. Gallaher  
Plaintiff(s)

Vs.

John Wesley VanScoyoc  
Defendant(s)

\*

\*

\*

No. 2001-01506-CD

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

TO: Richard P. Strong, C.P.A.

(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 attached

McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801

(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: Darryl R. Slimak, Esquire

ADDRESS: 811 University Drive

State College, PA 16801

TELEPHONE: 814-238-4926

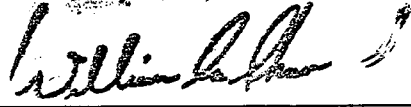
SUPREME COURT ID # 41695

ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division



Deputy

DATE: Friday, October 19, 2001

Seal of the Court

Richard P. Strong, C.P.A.

DOCUMENTS TO BE PRODUCED

Any and all tax returns, schedules, and supporting documents, notes correspondence and related documents, pertainingt to Raymond Gallaher.

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

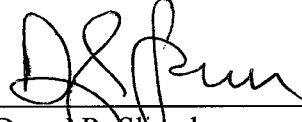
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 22<sup>nd</sup> day of April, 2002, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Shmak  
Attorneys for Defendant  
JOHN VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

APR 23 2002  
m/i:14/no cc  
William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Subpoena Duces Tecum Directed to Allstate Insurance Company in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 22<sup>nd</sup> day of April, 2002, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By:

Darryl R. Slimak

Darryl R. Slimak 143  
Attorneys for Defendant  
JOHN VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

**FILED**

APR 23 2002  
m/14/noce  
William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
an individual,  
Defendant.

No. 01 - 1506 - CD

Type of Pleading:

**CERTIFICATE OF SERVICE**

Filed on behalf of:  
Plaintiff

Counsel of Record for  
this party:

James A. Naddeo, Esq.  
Pa I.D. 06820

211 1/2 E. Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-1601

**FILED**

MAY 01 2002

01110711000  
William A. Shaw  
Prothonotary



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

GALLAHER

Vs.

VANSCOYOC

01-1506-CD

No. 011506

TO: JAMES NADDEO

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

DEFENDANT intends to serve a subpoena(s) identical to the one(s) 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.

Date: 6/5/02

DARRYL R SLIMAK, ESQUIRE  
811 UNIVERSITY DR

STATE COLLEGE, PA 16801  
ATTORNEY FOR DEFENDANT

**INQUIRIES SHOULD BE ADDRESSED TO:**

MEDICAL LEGAL REPRODUCTIONS, INC.  
4940 DISSTON STREET  
PHILADELPHIA, PA 19135  
(215) 335-3590

By: **Melissa Grzybowski**

Enc(s): Copy of subpoena(s)  
Counsel return card  
File #: **M287312**

**FILED**

m/10/3481  
JUL 05 2002

 William A. Shaw  
Prothonotary

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

GALLAHER

Vs.

VANSCOYOC

:  
:  
:  
:

NO. 011506

**CERTIFICATE**

**PREREQUISITE TO SERVICE OF A SUBPOENA**

**PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena(s) for documents and things pursuant to Rule 4009.22 DARRYL R SLIMAK, ESQUIRE certifies that:

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

Date: 6/27/02

DARRYL R SLIMAK, ESQUIRE  
811 UNIVERSITY DR

STATE COLLEGE, PA 16801  
814-238-4926  
ATTORNEY FOR DEFENDANT

**INQUIRIES SHOULD BE ADDRESSED TO:**

MEDICAL LEGAL REPRODUCTIONS, INC.  
4940 DISSTON STREET  
PHILADELPHIA PA 19135  
(215) 335-3590

By: **Melissa Grzybowski**

File #: M287312

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Raymond J. Gallaher  
Plaintiff(s)

Vs.

John Wesley VanScoyoc  
Defendant(s)

\*

\*

\*

No. 2001-01506-CD

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

TO: HIGHMARK BC BS

(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 ATTACHED ADDENDUM\*\***

Medical Legal Reproductions Inc 4940 Disston St Phila PA 19135  
(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: DARRYL SLIMAK, ESQ  
ADDRESS: 811 UNIVERSITY DR  
STATE COLLEGE PA 16801  
TELEPHONE: (215) 335-3212  
SUPREME COURT ID # \_\_\_\_\_  
ATTORNEY FOR: DEFENDANT

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

DATE: Monday, June 03, 2002  
Seal of the Court

# ADDENDUM TO SUBPOENA

GALLAHER

Vs.

VANSCOYOC

No. 011506

CUSTODIAN OF RECORDS FOR: **HIGHMARK BC BS**

ANY AND ALL RECORDS, MEDICAL AND OR ACCIDENT CORRESPONDENCE, NOTES, RECEIPTS, BILLS, ETC., AND ANY OTHER INFORMATION PERTAINING TO:

NAME: RAYMOND J GALLAHER  
ADDRESS: 434 STATE ST BOX 29 CURWENSVILLE PA  
DATE OF BIRTH: 12/02/39  
SSAN: 171325748

ALL RECORDS FROM 11/26/99 TO THE PRESENT.  
ID #77T171-32-5746; GROUP #48122-00; BS PLAN 865; BC PLAN 383  
TYPE OF AGREEMENT: COMPREHENSIVE

ALL FEES MUST BE APPROVED PRIOR TO RECORDS BEING FORWARDED.

## RECORD CUSTODIAN - COMPLETE AND RETURN

[ ] **RECORDS ARE ATTACHED HERETO:** I hereby certify as custodian of records that, to the best of my knowledge, information and belief all documents or things above mentioned have been produced.

[ ] **NO DOCUMENTS AVAILABLE:** I hereby certify that a thorough search has been made and that no record of the following documents have been located (CHECK THE APPROPRIATE BOX):

( ) RECORDS

( ) PATIENT BILLING

( ) X-RAYS

( ) RECORDS / XRAYs have been destroyed

Date

Authorized signature for  
HIGHMARK BC BS

M287312-01

\*\*\* SIGN AND RETURN THIS PAGE \*\*\*

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

GALLAHER

Vs.

VANSCOYOC

:  
:  
:  
:

NO. 011506 CD

CERTIFICATE

PREREQUISITE TO SERVICE OF A SUBPOENA

PURSUANT TO RULE 4009.22

As a prerequisite to service of a subpoena(s) for documents and things pursuant to Rule 4009.22 DARRYL R SLIMAK, ESQUIRE certifies that:

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

Date: 5/9/02

DARRYL R SLIMAK, ESQUIRE  
811 UNIVERSITY DR

STATE COLLEGE, PA 16801  
814-238-4926  
ATTORNEY FOR DEFENDANT

INQUIRIES SHOULD BE ADDRESSED TO:

MEDICAL LEGAL REPRODUCTIONS, INC.  
4940 DISSTON STREET  
PHILADELPHIA PA 19135  
(215) 335-3590

By: Melissa Grzybowski

File #: M285628

**FILED**

MAY 13 2002  
M/10:30/MS  
William A. Shaw  
Prothonotary  
No c/c

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

GALLAHER

Vs.

VANSCOYOC

No. 011506 CD

TO: JAMES NADDEO

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

DEFENDANT intends to serve a subpoena(s) identical to the one(s) 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.

Date: 4/17/02

DARRYL R SLIMAK, ESQUIRE  
811 UNIVERSITY DR

STATE COLLEGE, PA 16801  
ATTORNEY FOR DEFENDANT

**INQUIRIES SHOULD BE ADDRESSED TO:**

MEDICAL LEGAL REPRODUCTIONS, INC.  
4940 DISSTON STREET  
PHILADELPHIA, PA 19135  
(215) 335-3590

By: Melissa Grzybowski

Enc(s): Copy of subpoena(s)  
Counsel return card  
File #: M285628

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Raymond J. Gallaher  
Plaintiff(s)

Vs.

John Wesley VanScoyoc  
Defendant(s)

\*

\*

\*

No. 2001-01506-CD

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

TO: SUNNY HILL FARM TRUCKING  
(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 ATTACHED ADDENDUM\*\***

(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:

DARRYL SLIMAK, ESQ  
NAME: 811 UNIVERSITY DR  
ADDRESS: STATE COLLEGE PA 16801  
(215) 335-3212

TELEPHONE: \_\_\_\_\_  
SUPREME COURT ID# DEFENDANT  
ATTORNEY FOR: \_\_\_\_\_

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Thursday, April 11, 2002  
Seal of the Court

William A. Shaw  
Deputy

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

# ADDENDUM TO SUBPOENA

GALLAHER

Vs.

VANSCOYOC

No. 011506 CD

CUSTODIAN OF RECORDS FOR: SUNNY HILL FARM TRUCKING

**\*\*SEE ATTACHED ADDENDUM\*\***

PERTAINING TO:

NAME: RAYMOND J GALLAHER  
ADDRESS: 434 STATE ST BOX 29 CURWENSVILLE PA  
DATE OF BIRTH: 10/02/39  
SSAN: 171325746

**CERTIFIED PHOTOCOPIES WILL BE ACCEPTED IN LIEU OF YOUR PERSONAL APPEARANCE.**

## RECORD CUSTODIAN - COMPLETE AND RETURN

[ ] **RECORDS ARE ATTACHED HERETO:** I hereby certify as custodian of records that, to the best of my knowledge, information and belief all documents or things above mentioned have been produced.

[ ] **NO DOCUMENTS AVAILABLE:** I hereby certify that a thorough search has been made and that no record of the following documents have been located (CHECK THE APPROPRIATE BOX):

( ) RECORDS

( ) PATIENT BILLING

( ) X-RAYS

( ) RECORDS / XRAYs have been destroyed

Date

Authorized signature for  
SUNNY HILL FARM TRUCKING

CLEARFIELD  
M285628-01

**\*\*\* SIGN AND RETURN THIS PAGE \*\*\***



Sunny Hill Truck Farming

**DOCUMENTS TO BE PRODUCED**

Any and all personnel/employment/contracting records on RAYMOND J. GALLAHER (DOB: 12/02/1939; SS#: 171-32-5746), including but not limited to, applications for employment, contract(s) for services, documentation of business expenses, pre-employment physical examination, annual evaluations, wage scale, hours worked, absences due to sickness, absences due to vacations, absences for other reasons, sick day accumulated/used, discharge documents, vacation days accumulated/used, any and all correspondence pertaining to RAYMOND J. GALLAHER, any and all Workers' Compensation documents, and any and all documents pertaining to RAYMOND J. GALLAHER'S accident of November 26, 1999.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Raymond J. Gallaher  
Plaintiff(s)

Vs.

John Wesley VanScoyoc  
Defendant(s)

\*

\*

\*

No. 2001-01506-CD

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

TO: WILLIAM BOWLEY INSURANCE

(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 ATTACHED ADDENDUM\*\***

(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: DARRYL SLIMAK, ESQ  
811 UNIVERSITY DR  
ADDRESS: STATE COLLEGE PA 16801  
(215) 335-3212

TELEPHONE: \_\_\_\_\_  
SUPREME COURT ID# DEFENDANT  
ATTORNEY FOR: \_\_\_\_\_

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Thursday, April 11, 2002  
Seal of the Court

Deputy

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

# ADDENDUM TO SUBPOENA

GALLAHER

Vs.

VANSCOYOC

No. 011506 CD

CUSTODIAN OF RECORDS FOR: WILLIAM BOWLEY INS

**\*\*SEE ATTACHED ADDENDUM\*\***

PERTAINING TO:

NAME: RAYMOND J GALLAHER  
ADDRESS: 434 STATE ST BOX 29 CURWENSVILLE PA  
DATE OF BIRTH: 10/02/39  
SSAN: 171325746

**CERTIFIED PHOTOCOPIES WILL BE ACCEPTED IN LIEU OF YOUR PERSONAL APPEARANCE.**

## RECORD CUSTODIAN - COMPLETE AND RETURN

[ ] **RECORDS ARE ATTACHED HERETO:** I hereby certify as custodian of records that, to the best of my knowledge, information and belief all documents or things above mentioned have been produced.

[ ] **NO DOCUMENTS AVAILABLE:** I hereby certify that a thorough search has been made and that no record of the following documents have been located (CHECK THE APPROPRIATE BOX):

( ) RECORDS

( ) PATIENT BILLING

( ) X-RAYS

( ) RECORDS / XRAYs have been destroyed

Date

Authorized signature for  
WILLIAM BOWLEY INS

CLEARFIELD  
M285628-02

**\*\*\* SIGN AND RETURN THIS PAGE \*\*\***

William Bowley Insurance

**DOCUMENTS TO BE PRODUCED**

Any and all documents in any way pertaining to insurance coverages for RAYMOND J. GALLAHER (DOB: 12/02/1939; SS#: 171-32-5746), including documents concerning the procurement of insurance by or on behalf of RAYMOND J. GALLAHER

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Raymond J. Gallaher  
Plaintiff(s)

Vs.

John Wesley VanScoyoc  
Defendant(s)

\*

\*

\*

No. 2001-01506-CD

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

TO: DONEGAL MUTUAL INS CO  
(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 ATTACHED ADDENDUM\*\***

(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: DARRYL SLIMAK, ESQ  
811 UNIVERSITY DR  
ADDRESS: STATE COLLEGE PA 16801  
(215) 335-3212

TELEPHONE: \_\_\_\_\_  
SUPREME COURT ID# DEFENDANT  
ATTORNEY FOR: \_\_\_\_\_

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division

DATE: Thursday, April 11, 2002  
Seal of the Court

  
Deputy

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

# ADDENDUM TO SUBPOENA

GALLAHER

Vs.

VANSCOYOC

No. 011506 CD

CUSTODIAN OF RECORDS FOR: DONEGAL MUTUAL INS CO

**\*\*SEE ATTACHED ADDENDUM\*\***

PERTAINING TO:

NAME: RAYMOND J GALLAHER  
ADDRESS: 434 STATE ST BOX 29 CURWENSVILLE PA  
DATE OF BIRTH: 10/02/39  
SSAN: 171325746

**CERTIFIED PHOTOCOPIES WILL BE ACCEPTED IN LIEU OF YOUR PERSONAL APPEARANCE.**

## RECORD CUSTODIAN - COMPLETE AND RETURN

[ ] **RECORDS ARE ATTACHED HERETO:** I hereby certify as custodian of records that, to the best of my knowledge, information and belief all documents or things above mentioned have been produced.

[ ] **NO DOCUMENTS AVAILABLE:** I hereby certify that a thorough search has been made and that no record of the following documents have been located (CHECK THE APPROPRIATE BOX):

( ) RECORDS

( ) PATIENT BILLING

( ) X-RAYS

( ) RECORDS / XRAYs have been destroyed

Date

Authorized signature for  
DONEGAL MUTUAL INS CO

CLEARFIELD  
M285628-03

**\*\*\* SIGN AND RETURN THIS PAGE \*\*\***

Donegal Mutual Insurance Company

**DOCUMENTS TO BE PRODUCED**

Any and all policies of insurance in effect for November 1999, including any and all endorsements and declarations pages, under which RAYMOND J. GALLAHER (DOB: 12/2/1939; SS#: 171-32-5746) was a named insured

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION

RAYMOND J. GALLAHER

:

-vs-

:

No. 01 – 1506 – CD

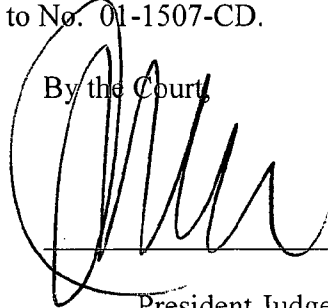
JOHN WESLEY VANSKOYOC

:

**ORDER**

NOW, this 29<sup>th</sup> day of July, 2002, upon oral motion of the parties, it is the ORDER of this Court that the above-captioned matter shall be and is hereby consolidated for trial with the companion proceeding filed to No. 01-1507-CD.

By the Court

A handwritten signature in black ink, appearing to be 'W. A. Shaw', is written over a horizontal line. The signature is stylized and cursive.

President Judge

**FILED**

JUL 29 2002

William A. Shaw  
Prothonotary



FILED

013:47  
JUL 29 2002

cc Amy Haddes  
1cc Amy Skina  
E  
KEL

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION

RAYMOND J. GALLAHER

:

-vs-

:

No. 01 – 1506 – CD

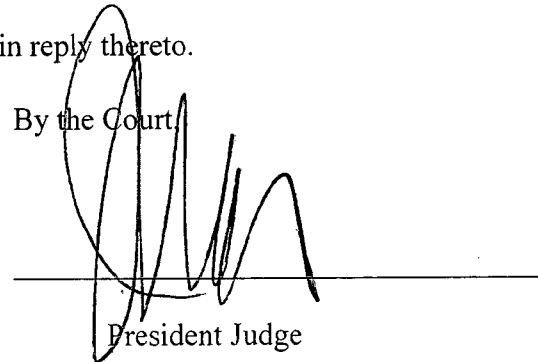
JOHN WESLEY VANSKOYOC

:

**ORDER**

NOW, this 29<sup>th</sup> day of July, 2002, following status conference into the above-captioned matter, upon agreement of the parties, it is the ORDER of this Court that Plaintiff shall submit to counsel for Defendant, within 60 days from date hereof, any and all expert reports from economists and vocational experts, and Defendant shall have 60 days following receipt thereof to submit any expert reports in reply thereto.

By the Court,

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke, is written over a solid horizontal line.

President Judge

**FILED**

JUL 29 2002

William A. Shaw  
Prothonotary

FILED

013:48  
JUL 29 2002

William A. Shaw  
Prothonotary

*WAS*

1 cc Atty Noddes  
1 cc Atty Simak

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

GALLAHER

Vs.

VANSCOYOC

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:  
:

NO. 011506

**CERTIFICATE**

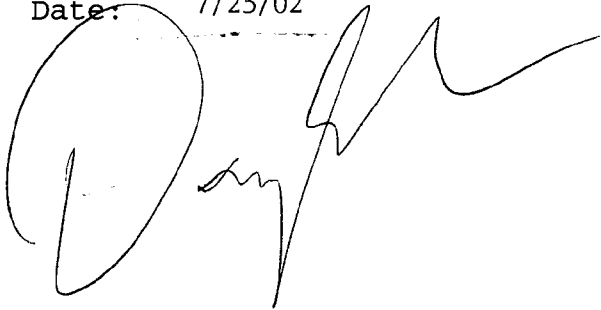
**PREREQUISITE TO SERVICE OF A SUBPOENA**

**PURSUANT TO RULE 4009.22**

As a prerequisite to service of a subpoena(s) for documents and things pursuant to Rule 4009.22 DARRYL R SLIMAK, ESQUIRE certifies that:

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

Date: 7/25/02



DARRYL R SLIMAK, ESQUIRE  
811 UNIVERSITY DR

STATE COLLEGE, PA 16801  
814-238-4926  
ATTORNEY FOR DEFENDANT

**INQUIRIES SHOULD BE ADDRESSED TO:**

MEDICAL LEGAL REPRODUCTIONS, INC.  
4940 DISSTON STREET  
PHILADELPHIA PA 19135  
(215) 335-3590

By: **Melissa Grzybowski**

File #: M288333

**FILED**

AUG 05 2002  
m/8571ndcc  
William A. Shaw  
Prothonotary

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

GALLAHER

Vs.

VANSCOYOC

No. 011506

TO: JAMES NADDEO

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

DEFENDANT intends to serve a subpoena(s) identical to the one(s) 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.

Date: 7/1/02

DARRYL R SLIMAK, ESQUIRE  
811 UNIVERSITY DR

STATE COLLEGE, PA 16801  
ATTORNEY FOR DEFENDANT

**INQUIRIES SHOULD BE ADDRESSED TO:**

MEDICAL LEGAL REPRODUCTIONS, INC.  
4940 DISSTON STREET  
PHILADELPHIA, PA 19135  
(215) 335-3590

By: **Melissa Grzybowski**

Enc(s): Copy of subpoena(s)  
Counsel return card  
File #: **M288333**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

Raymond J. Gallaher  
Plaintiff(s)

Vs.

John Wesley VanScoyoc  
Defendant(s)

\*

\*

\*

No. 2001-01506-CD

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

TO: UNIV ORTHO CTR

(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 ATTACHED ADDENDUM\*

(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: DARRYL SLIMAK, ESQ  
ADDRESS: 811 UNIV DR  
STATE COLLEGE PA 16801  
TELEPHONE: (215) 335-3212  
SUPREME COURT ID #   
ATTORNEY FOR: DEFENDANT

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk, Civil Division



Deputy

DATE: Thursday, June 27, 2002  
Seal of the Court

## ADDENDUM TO SUBPOENA

GALLAHER

Vs.

VANSCOYOC

No. 011506

CUSTODIAN OF RECORDS FOR: UNIV ORTHO CTR

ANY AND ALL RECORDS FROM 4/16/01 TO THE PRESENT.

PERTAINING TO:

NAME: RAYMOND J GALLAHER  
ADDRESS: 434 STATE ST BOX 29 CURWENSVILLE PA  
DATE OF BIRTH: 12/02/39  
SSAN: 171325748

CERTIFIED PHOTOCOPIES WILL BE ACCEPTED IN LIEU OF YOUR PERSONAL APPEARANCE.

### RECORD CUSTODIAN - COMPLETE AND RETURN

[ ] **RECORDS ARE ATTACHED HERETO:** I hereby certify as custodian of records that, to the best of my knowledge, information and belief all documents or things above mentioned have been produced.

[ ] **NO DOCUMENTS AVAILABLE:** I hereby certify that a thorough search has been made and that no record of the following documents have been located (CHECK THE APPROPRIATE BOX):

( ) RECORDS

( ) PATIENT BILLING

( ) X-RAYS

( ) RECORDS / XRAYs have been destroyed

Date

Authorized signature for  
UNIV ORTHO CTR

CLEARFIELD  
M288333-01

\*\*\* SIGN AND RETURN THIS PAGE \*\*\*

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
an individual,  
Defendant.

No. 01 - 1506 - CD

Type of Pleading:

**CERTIFICATE OF SERVICE**

Filed on behalf of:  
Plaintiff

Counsel of Record for  
this party:

James A. Naddeo, Esq.  
Pa I.D. 06820

211 1/2 E. Locust Street  
P.O. Box 552  
Clearfield, PA 16830  
(814) 765-1601

**FILED**

SEP 10 2002  
01337120CC  
William A. Shaw  
Prothonotary



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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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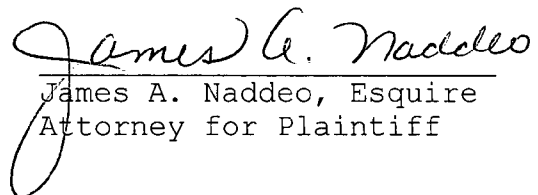
No. 01 - 1506 - CD

**CERTIFICATE OF SERVICE**

I, James A. Naddeo, Esquire, do hereby certify that a true and certified copy of Plaintiff's Petition to Extend Scheduling Order filed in the above-captioned action was served on the following person and in the following manner on the 19th day of September, 2002.:

First-Class Mail, Postage Prepaid

Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

  
James A. Naddeo, Esquire  
Attorney for Plaintiff

JAMES A. NADDEO  
ATTORNEY AT LAW  
211 1/2 EAST LOCUST STREET  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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No. 01 - 1506 - CD

**RULE**

AND NOW, this 18th day of September, 2002, upon consideration of the attached Petition, a Rule is hereby issued upon Defendant to show cause why the scheduling Order of July 29, 2002, should not be extended. Rule Returnable the 8th of October, 2002, for filing written response.

**NOTICE**

A PETITION HAS BEEN FILED AGAINST YOU IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PETITION, YOU MUST TAKE ACTION BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE MATTER SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND AN ORDER MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR RELIEF REQUESTED BY THE PETITIONER OR MOVANT. YOU MAY LOSE RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641

**FILED**

SEP 18 2002

0/12:30/11  
William A. Shaw  
Prothonotary

1 Cmt to Atty

*Shaw*

BY THE COURT,

Judge

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

RAYMOND J. GALLAHER,	*	
an individual,	*	
Plaintiff,	*	No. 01 - 1506 - CD
	*	
v.	*	
	*	
JOHN WESLEY VANSCOYOC,	*	
An individual,	*	
Defendant.	*	

**PETITION TO EXTEND SCHEDULING ORDER**

NOW COMES the Plaintiff, Raymond J. Gallaher, and by his attorney, James A. Naddeo, Esquire, sets forth the following:

1. That counsel for Plaintiff requested a status conference in this matter by letter dated June 6, 2002.

2. That a status conference was held before The Honorable John K. Reilly, Jr., on July 29, 2002.

3. That incident to said status conference, the Court entered an Order dated July 29, 2002, a copy of which is attached hereto as Exhibit "A".

4. That subsequent to entry of the Order, Plaintiff was required to consult his treating physician, Dr. Thomas J. Ellis, for ongoing problems with one of the injuries he received in the accident of April 14, 2000.

5. That counsel for Plaintiff requested a supplemental medical report from Dr. Ellis by letter dated August 30, 2002, a copy of which is attached as Exhibit "B".

6. That Plaintiff made an informal request of defense counsel to extend the scheduling Order pending receipt of the supplemental medical report from Dr. Ellis.

7. That by letter dated September 5, 2002, counsel suggested that Plaintiff's request was premature.

8. That counsel for Plaintiff sent a follow-up request to Dr. Ellis by letter dated September 16, 2002, a copy of which is attached hereto as Exhibit "C".

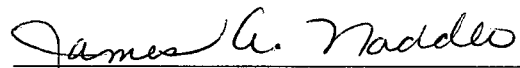
9. That Plaintiff may not receive Dr. Ellis' supplemental report in accordance with the scheduling Order attached hereto as Exhibit "A".

10. That the opinion expressed by Dr. Ellis may substantially alter Plaintiff's claim for damages and may also affect the opinions of Plaintiff's economist and vocational experts, reports from whom are also due prior to September 27, 2002.

WHEREFORE, Plaintiff respectfully requests that the Court enter a Rule upon Defendant to show cause why the scheduling Order of July 29, 2002, should not be extended so

that Plaintiff will have an opportunity to conform his proof to his medical status.

Respectfully submitted,



---

James A. Naddeo, Esquire  
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION

RAYMOND J. GALLAHER

:

-vs-

:

No. 01 - 1506 - CD

JOHN WESLEY VANSKOYOC

:

JUL 30 2002

**ORDER**

NOW, this 29<sup>th</sup> day of July, 2002, following status conference into the above-captioned matter, upon agreement of the parties, it is the ORDER of this Court that Plaintiff shall submit to counsel for Defendant, within 60 days from date hereof, any and all expert reports from economists and vocational experts, and Defendant shall have 60 days following receipt thereof to submit any expert reports in reply thereto.

By the Court.

/s/ JOHN K. REILLY, JR.

President Judge

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

JUL 29 2002

EXHIBIT "A"

Attest:

Prothonotary



**JAMES A. NADDEO**

ATTORNEY AT LAW  
211½ EAST LOCUST STREET  
MARINO BUILDING  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

TELEPHONE  
(814) 765-1601  
TELECOPIER  
(814) 765-8142

ASSOCIATE  
LINDA C. LEWIS

August 30, 2002

Darryl R. Slimak, Esquire  
McQuaide Blasko Law Offices  
811 University Drive  
State College, PA 16801

RE: Raymond J. Gallaher v. John Wesley VanScoyoc  
01-1506-CD

Dear Mr. Slimak:

At my request a status conference was held in this case on July 29, 2002. Incident to the status conference, the Court entered an Order directing that I supply you with certain expert reports, etc. within sixty days. This case has taken a turn of events which makes it impossible for me to comply with the Court's Order. Mr. Gallaher has been required to seek additional treatment from Dr. Ellis for an ongoing problem with one of his injured knees. It is questionable at this point whether he will be able to continue his occupation as a commercial tractor/trailer driver.

I have written to Dr. Ellis requesting that he provide a medical report concerning his recent treatment and diagnosis of Mr. Gallaher's injured knee. I have also requested that he provide me an opinion as to whether my client should continue his current occupation. That opinion can substantially alter the evaluation of this case either way.

I suggest that we wait until I receive Dr. Ellis's report before proceeding with the employment of additional experts. I would appreciate your position on this suggestion.

Sincerely,

James A. Naddeo

JAN/lcl

cc: Raymond J. Gallaher

**JAMES A. NADDEO**

ATTORNEY AT LAW  
211½ EAST LOCUST STREET  
MARINO BUILDING  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

ASSOCIATE  
LINDA C. LEWIS

TELEPHONE  
(814) 765-1601  
TELECOPIER  
(814) 765-8142

September 16, 2002

Thomas J. Ellis, DO  
University Orthopedics Center  
101 Regent Court  
State College, PA 16801

RE: Raymond J. Gallaher

Dear Dr. Ellis:

A request for a medical report was directed to you on August 30, 2002. I do not mean to be vexatious, but I am under a scheduling Order entered by the Court on July 29, 2002. This Order requires that I supply all expert reports within sixty (60) days from that date. My deadline is September 27, 2002. Is there any chance that I will receive your report prior to that date?

Sincerely,

James A. Naddeo

JAN/jlr

cc: Mr. Raymond J. Gallaher

COMMONWEALTH OF PENNSYLVANIA)

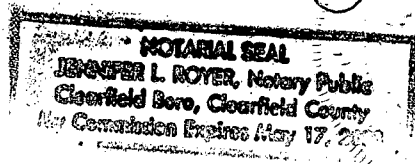
ss.

COUNTY OF CLEARFIELD )

Before me, the undersigned officer, personally appeared JAMES A. NADDEO, ESQUIRE, who being duly sworn according to law, deposes and states that the facts set forth in the foregoing Petition are true and correct to the best of his knowledge, information and belief.

James A. Naddeo  
James A. Naddeo, Esquire

SWORN and SUBSCRIBED before me this 17th day of September, 2002.

Jennifer L. Royer  


JAMES A. NADDEO  
ATTORNEY AT LAW  
211 1/2 EAST LOCUST STREET  
P.O. BOX 582  
CLEARFIELD, PENNSYLVANIA 16830

Lap over margin

FILED

SEP 17 2002

William A. Shaw  
Prothonotary

ic  
Atty Naddeo

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

RAYMOND J. GALLAHER, :

Plaintiff, :

vs. :

JOHN WESLEY VANSKOYOC, :

Defendant. :

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

Type of Pleading:

*Defendant's Response to Plaintiff's*

*Petition to Extend Scheduling Order*

Filed on Behalf of:

Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:

Darryl R. Slimak, Esquire

I.D. #41695

McQUAIDE, BLASKO, SCHWARTZ,

FLEMING & FAULKNER, INC.

811 University Drive

State College, PA 16801

(814) 238-4926

Fax: (814) 233-9624

**FILED**

SEP 24 2002

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

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No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**DEFENDANT'S RESPONSE TO PLAINTIFF'S  
PETITION TO EXTEND SCHEDULING ORDER**

AND NOW comes Defendant, JOHN WESLEY VANSKOYOC, by and through his attorneys, McQuaide, Blasko, Schwartz, Fleming & Faulkner, Inc., and responds to the Plaintiff's Petition as follows:

1-3. Admitted.

4. The averments of paragraph 4 are denied in that it is not clear if Plaintiff was going to see his physician for purposes of litigation or because of any actual ongoing symptomatology, and no report has been provided to date.

5-7. Admitted. By way of further response, Defense counsel's September 5, 2002 letter is attached hereto, explaining why the request was premature.

8. Admitted.

9. Denied. After reasonable investigation, Defendant is without sufficient knowledge or information as to the truth of the averments of paragraph 9. The same are therefore denied and strict proof thereof demanded.


10. Denied as speculative. At a minimum, Dr. Thomas Ellis' office records should be obtained forthwith and provided. The accident occurred on November 25, 1999 and the case was commenced by Complaint filed on or about September 1, 2001. Plaintiff could have obtained further reports from Dr. Ellis much earlier in the course of this litigation but did not do so.

WHEREFORE, Defendant respectfully requests that the Plaintiff's Petition to Extend Deadlines for Expert Reports be denied. In the alternative, should the extension be granted, a corresponding extension should be granted to Defendant.

Respectfully submitted,

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak  
Attorneys for Defendant  
JOHN WESLEY VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

Dated: September 23, 2002

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Defendant's Response to Plaintiff's  
Petition to Extend Scheduling Order in the above-captioned matter was mailed by regular mail,  
postage prepaid, at the Post Office, State College, Pennsylvania, on this 23<sup>rd</sup> day of September,  
2002, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak

Attorneys for Defendant

JOHN WESLEY VANSKOYOC

811 University Drive

State College, PA 16801

(814) 238-4926

Fax: (814) 238-9624





# MCQUAIDE BLASKO

ATTORNEYS AT LAW

811 University Drive, State College, Pennsylvania 16801-6699  
600 Centerview Drive, Suite 5103, Hershey, Pennsylvania 17033-2903

(814) 238-4926 FAX (814) 234-5620  
(717) 531-1199 FAX (717) 531-1193  
www.mcquaideblasko.com

September 5, 2002

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

In re: Raymond J. Gallaher vs. John W. VanScoyoc  
Docket No: 01 - 1506 - C.D. (Clearfield County)  
AND  
Victoria A. Brink vs. John W. VanScoyoc  
01 - 1507 - C.D. (Clearfield County)

Dear Mr. Naddeo:

Thank you for your letter of August 30, 2002. I think it is premature to consider altering the Court's Order at this juncture. Please fax Dr. Thomas Ellis' report regarding the most recent treatment and diagnosis as soon as received. I presume that this is expected before the end of September. Depending on Dr. Ellis' report, perhaps there will be no need for any further economic loss evaluation report and/or Harleysville may desire an independent medical examination, etc. Once we received Dr. Ellis' report, we can then determine what course our respective clients wish to undertake.

Very truly yours,

MCQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By:

  
Darryl R. Slimak

DRS/klb

cc: Robert Charles - Harleysville (A-52 31 64 10 U (UE)) w/copy of Atty. Naddeo letter

MCQUAIDE, BLASKO, SCHWARTZ, FLEMING & FAULKNER, INC.

John W. Blasko Thomas E. Schwartz Grant H. Fleming R. Mark Faulkner David M. Weixel Steven S. Hurvitz James M. Horne Wendell V. Courtney Darryl R. Slimak Mark Righter Daniel E. Bright  
Paul J. Tomczuk Janine C. Gismondi Maureen A. Gallagher John A. Snyder April C. Simpson Allen P. Neely Charles Eppolito, III Katherine V. Oliver Katherine M. Allen  
Wayne L. Mowery, Jr. Pamela A. Ruest Michelle S. Katz Ashley Himes Kravich Chena L. Glenn-Hart Richard K. Laws John H. Taylor Michael J. Mohr Livinia N. Jones  
\\ODMA\PCDOCS\DOCSLIB2\241536\3

John G. Love (1893-1966) Roy Wilkinson, Jr. (1915-1995) Delbert J. McQuaide (1936-1997)

**JAMES A. NADDEO**

ATTORNEY AT LAW  
211½ EAST LOCUST STREET  
MARINO BUILDING  
P.O. BOX 552

CLEARFIELD, PENNSYLVANIA 16830

ASSOCIATE  
LINDA C. LEWIS

August 30, 2002

TELEPHONE  
(814) 765-1601  
TELECOPIER  
(814) 765-8142

Darryl R. Slimak, Esquire  
McQuaide Blasko Law Offices  
811 University Drive  
State College, PA 16801

RE: Raymond J. Gallaher v. John Wesley VanScoyoc  
01-1506-CD

Dear Mr. Slimak:

At my request a status conference was held in this case on July 29, 2002. Incident to the status conference, the Court entered an Order directing that I supply you with certain expert reports, etc. within sixty days. This case has taken a turn of events which makes it impossible for me to comply with the Court's Order. Mr. Gallaher has been required to seek additional treatment from Dr. Ellis for an ongoing problem with one of his injured knees. It is questionable at this point whether he will be able to continue his occupation as a commercial tractor/trailer driver.

I have written to Dr. Ellis requesting that he provide a medical report concerning his recent treatment and diagnosis of Mr. Gallaher's injured knee. I have also requested that he provide me an opinion as to whether my client should continue his current occupation. That opinion can substantially alter the evaluation of this case either way.

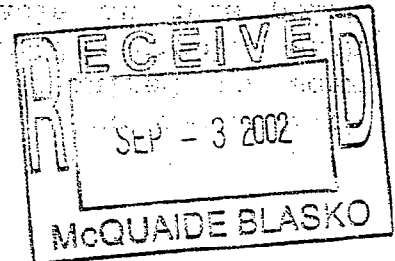
I suggest that we wait until I receive Dr. Ellis's report before proceeding with the employment of additional experts. I would appreciate your position on this suggestion.

Sincerely,

*James A. Naddeo*  
James A. Naddeo

JAN/lcl

cc: Raymond J. Gallaher



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION

RAYMOND J. GALLAHER,

:

an individual

:

-vs-

:

No. 01 - 1506 - CD

JOHN WESLEY VANSKOYOC,

:

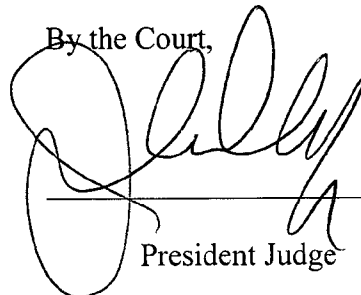
an individual

:

**ORDER**

NOW, this 25<sup>th</sup> day of November, 2002, this being the day and date for argument into Plaintiff's Petition to Extend Scheduling Order and upon consideration thereof, it is the ORDER of this Court that argument herein shall be and is hereby continued for 30 days.

By the Court,



President Judge

**FILED**

NOV 25 2002

William A. Shaw  
Prothonotary

FILED <sup>ICC</sup>  
Att'y Naddeo  
9/12:54 PM  
NOV 25 2002  
ICC Att'y Simak  
William A. Shaw  
Prothonotary  
~~CS~~

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSCOYOC,  
An individual,  
Defendant.

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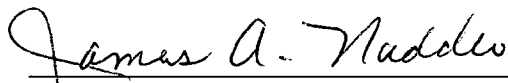
No. 01 - 1506 - CD

PRAECIPE TO LIST FOR TRIAL

TO THE PROTHONOTARY:

Please place the above-captioned matter on the next  
list for trial. In support thereof I certify the following:

1. There are no Motions outstanding.
2. Discovery has been completed and the case is ready  
for trial.
3. The case is to be heard jury.
4. Notice of the Praecipe has been given to opposing  
counsel.
5. The time for trial is estimated at (3) days.

  
James A. Naddeo, Esquire  
Attorney for Plaintiff

Date: 1/16/03

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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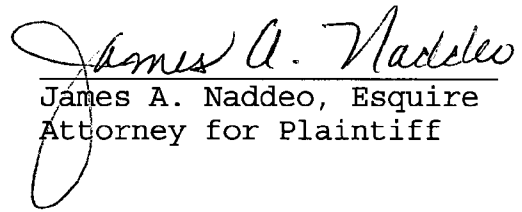
No. 01 - 1506 - CD

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a true and correct copy of Praecept to List for Trial filed in the above-captioned action was served on the following person and in the following manner on the 16th day of January, 2003:

First-Class Mail, Postage Prepaid

Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

  
James A. Naddeo, Esquire  
Attorney for Plaintiff



JAMES A. NADDEO  
ATTORNEY AT LAW  
211 1/2 EAST LOCUST STREET  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

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**FILED** *no cc*  
*01/10/10*  
JAN 16 2003 *copy to c/4*  
*RB*  
William A. Shaw  
Prothonotary

CA

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

Type of Pleading:

*Defendant's Motion to Continue Trial*

Filed on Behalf of:

Defendant JOHN WESLEY VANSKOYOC

Counsel of Record for This Party:

Darryl R. Slimak, Esquire

I.D. #41695

McQUAIDE, BLASKO, SCHWARTZ,

FLEMING & FAULKNER, INC.

811 University Drive

State College, PA 16801

(814) 238-4926

Fax: (814) 238-9624

**FILED**

MAR 24 2003

William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

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No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**DEFENDANT'S MOTION TO CONTINUE TRIAL**

AND NOW comes Defendant, JOHN WESLEY VANSKOYOC, by and through his attorneys, McQuaide, Blasko, Schwartz, Fleming & Faulkner, Inc., and respectfully requests this Honorable Court continue the trial of the above captioned matter on the following bases:

1. This matter was listed recently for trial by Plaintiff's counsel's praecipe. The matter is presently in line for the Call of the List on April 1, 2003, Pre-Trial Conference on April 9-11, 2003, and jury selection on April 29, 2003, with the trial then likely to be set for a May, June or July time frame.

2. The undersigned counsel for the Defendant has been contacted by Plaintiff's counsel, Attorney James Naddeo, who advises that the earliest date he could get to have his expert medical witness deposed was in early June 2003. As such, the trial could not occur prior to that time, thus relegating it to mid to late June or July 2003.

3. The undersigned counsel is already attached for a several day medical malpractice trial scheduled for the June term of court in Williamsport, Lycoming County, Pennsylvania which is not set for a date certain but is on an open trial list and the parties need to be prepared to

proceed promptly when so advised by the court during the trial term which runs from June 2<sup>nd</sup> through June 20, 2003. See court documentation attached hereto as Exhibit "A."

4. Moreover, the undersigned counsel has a personal matter scheduled, to attend a Boy Scout expedition, as regards which the undersigned is an Assistant Scout Master and Troop expedition leader, which has previously been paid for and arranged, with the undersigned and said scouts scheduled to be in the Florida area from June 21<sup>st</sup> through July 1, 2003.

5. The undersigned counsel is also involved as co-counsel in the presentation of a multimillion dollar breach of contract, negligence and products liability claim scheduled to commence June 30, 2003 and running through July 11, 2003 in the Court of Common Pleas of Centre County, Pennsylvania, pursuant to the attached documentation from said court. (Exhibit "B").

6. Moreover, the undersigned counsel is then scheduled to select a jury in Jefferson County, Brookville, Pennsylvania on July 14, 2003, in a complex, brain injured baby, multimillion dollar liability claim scheduled to be tried July 17 through July 25, 2003 per the attached court documentation. (Exhibit "C").

7. In addition to the foregoing near impossible trial schedule, the undersigned counsel must be able to adequately prepare for said cases. In addition, there appears to be no chance that the two medical malpractice cases will settle, and there are only very preliminary settlement discussions with regard to the intervening complex products liability case which may well not settle because the Defendant's insurance carrier has issued a reservation of rights denying coverage for the bulk of the multimillion dollar claim and the named Defendant apparently does not have assets to otherwise settle the matter.

8. In addition to the foregoing, the undersigned needs to have time between now and these dates of trial kept open, so as to prepare the comprehensive work with the multitude of experts, complicated issues, numerous fact witnesses, complicated law and evidence, associated motions, jury selections, and the like.

9. The foregoing does not even consider the multitude of workers' compensation and general liability cases and other matters the undersigned is responsible for on an ongoing basis, now, and through the summer of 2003.

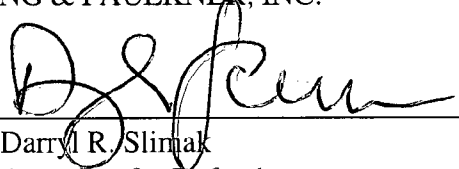
10. It is believed that Plaintiff's counsel, James Naddeo, is amenable to not objecting to the undersigned's request for trial continuance as a professional courtesy.

WHEREFORE, the undersigned respectfully requests this Honorable Court grant his request for a continuance of the instant case until the next term of court.

Respectfully submitted,

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Slimak  
Attorneys for Defendant  
JOHN WESLEY VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624

Dated: March 21, 2003

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

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

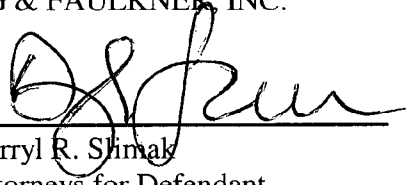
**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the Defendant's Motion to Continue Trial in the above-captioned matter was mailed by regular mail, postage prepaid, at the Post Office, State College, Pennsylvania, on this 21<sup>st</sup> day of March, 2003, to the attorney(s) of record:

James A. Naddeo, Esquire  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,  
FLEMING & FAULKNER, INC.

By: \_\_\_\_\_

  
Darryl R. Shimak  
Attorneys for Defendant  
JOHN WESLEY VANSKOYOC  
811 University Drive  
State College, PA 16801  
(814) 238-4926  
Fax: (814) 238-9624



KANDI Y. WINDER and JEFFREY  
WINDER, wife and husband,  
Plaintiff

vs.

ROBERT A. DONATO, D.O.;  
WILLIAMSPORT OBSTETRICS &  
GYNECOLOGY, P.C.; JANE DOE NO. 1;  
JANE DOE NO.2; JANE DOE NO. 3;  
SUSQUEHANNA HEALTH SYSTEM;  
SUSQUEHANNA REGIONAL HEALTH-  
CARE ALLIANCE,  
Defendants

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

: NO. 01-01795

: CIVIL ACTION

: AMENDED SCHEDULING ORDER

FILED  
JUN 7 10 18 AM '03  
LYCOMING COUNTY, PA

**AMENDED SCHEDULING ORDER**

**AND NOW**, upon agreement of the parties, it is ORDERED AND DIRECTED as follows:

1. This is a  X  JURY   NON-JURY   ARBITRATION LIMITS case.
2. Case monitoring tracks:   NORMAL,  X  COMPLEX,   ADMINISTRATIVE
3. (a) Trial for this case will be in the term of  June 2-20, 2003 .  
(b) Pre-trial conference dates are:  late April/early May 2003 .  
The Court Scheduling Technician will schedule the exact date and time by future notice.
4. The case will be listed for arbitration on or after  N/A .
5. The cut-off date for discovery will be  February 18, 2003 .
6. Expert reports shall be furnished as follows:  
(a) By plaintiff(s)  December 2, 2002 .  
(b) By defendant(s)  February 3, 2003 .
7. The cut-off date for dispositive motions (including  Frye/Rule 207.1  motions) will be  March 3, 2003 .
8. (a) The parties agree to use an alternative dispute resolution (ADR)?  YES   X  NO  
(b) If yes, ADR will be completed by  .
9. This Order cancels the case scheduling conference, which had previously been scheduled for the date of  .



10. Other: This case is consolidated with Winder v. Borrosco, 01-02,133.

A. Counsel are attached for the above trial dates and shall immediately notify all witnesses of the need to be available for that trial term.

K D Brown

Kenneth D. Brown, Judge

June 6 2007

Date

cc:

~~Eileen A. Grimes, Court Scheduling Technician~~  
~~David B. Lingenfelter, Esquire~~  
~~Thomas Waffenschmidt, Esquire~~  
~~David Bahl, Esquire~~



February 20, 2003

**TRIAL LIST  
APRIL 2003 TERM**

PLEASE READ THE FOLLOWING INFORMATION CAREFULLY:

1. Your case is listed on the attached Trial List and is scheduled for a pre-trial conference on the following date-**MARCH 12, 2003**, unless otherwise indicated. A pre-trial statement must be filed with the Judge (NOT THE PROTHONOTARY) assigned to the case at least **two days** before the Pre-Trial Conference date. The pre-trial statement must conform with Rule 212.2 of the Pennsylvania Rules of Civil Procedure. PLEASE NOTE YOUR PRE-TRIAL CONFERENCE TIME AS WELL AS THE JUDGE ASSIGNED TO THE CASE. Trial counsel must have settlement authority and be prepared to discuss settlement at the Pre-Trial Conference. Counsel's client must be available in person or by telephone to authorize settlement of the case.
2. If your case is listed for trial and has no Pre-Trial Conference scheduled, please consider this a reminder of the trial date.
3. The following are the Judges of the Centre County Court of Common Pleas.  
The Honorable Charles C. Brown, Jr., President Judge ..... 814-355-6732  
The Honorable David E. Grine ..... 814-355-6733  
The Honorable Thomas K. Kistler ..... 814-355-8670  
Please feel free to contact the Judge who is assigned to your case(s) if you have questions with regard to the pre-trial conference. If an out-of-county judge is assigned to your case and you have questions about the matter, please contact Cynthia R. Humphreys at 814-355-6727 or at crhumphr@co.centre.pa.us (email).

**TRIAL TERMS FOR 2003**

**FEBRUARY TERM:**  
PRE-TRIAL CONFERENCES 1/15/03  
JURY SELECTION 2/3/03

**APRIL TERM:**  
PRE-TRIAL CONFERENCES 3/12/03  
JURY SELECTION 4/7/03

**JUNE TERM:**  
PRE-TRIAL CONFERENCES 5/14/03 (JUDGE GRINE AND JUDGE KISTLER)  
PRE-TRIAL CONFERENCES 5/15/03 (JUDGE BROWN)  
JURY SELECTION 6/2/03

**OCTOBER TERM:**  
PRE-TRIAL CONFERENCES 9/17/03  
JURY SELECTION 10/6/03

Attachment(s)

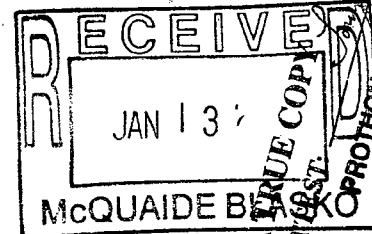
**Cynthia R. Humphreys, Civil Court Administrator**

BUILDING IS ACCESSIBLE FOR SPECIAL ACCOMMODATIONS CALL 355-6788 VOICE/TDD AT LEAST 72 HOURS PRIOR TO APPEARANCE.

JUDGE BROWN  
GETTIG ENGINEERING MANUFACTURING  
COMPANY, A DIVISION OF GETTIG  
TECHNOLOGIES, INC.  
VS.  
CHARLES D. SNYDER & SON, INC.

GRAY, RICHARD A.  
BLASKO, JOHN  
NO. 01-231  
CIVIL ACTION  
JURY SELECTION: 6/2/03 @ 8:30 AM  
JURY TRIAL: 6/30 THROUGH 7/11/03 @ 9:00 AM





IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION

RAYMOND J. GALLAHER

:

-vs-

:

No. 01 – 1506 – CD

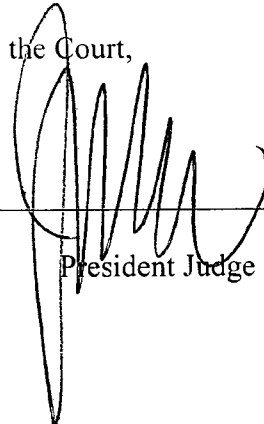
JOHN WESLEY VANSKOYOC

:

**ORDER**

NOW, this 25<sup>th</sup> day of March, 2003, upon consideration of Motion to Continue Trial filed on behalf of the Defendant in the above-captioned matter, AND the Court having been advised that counsel for Plaintiff has no objections, it is the ORDER of this Court that said matter be and is hereby continued and the Court Administrator directed to place the same on the Call of the Civil List scheduled for July 31, 2003. Absolutely no further continuances will be granted.

By the Court,



President Judge

**FILED**

MAR 25 2003

William A. Shaw  
Prothonotary

**FILED**

*of 11:11 AM*  
MAR 25 2003

*ice Atty Naddoo*

*ice Atty Simar*

*get*

William A. Shaw  
Prothonotary



William A. Shaw  
Prothonotary

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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSKOYOC,  
An individual,  
Defendant.

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No. 01 - 1506 - CD

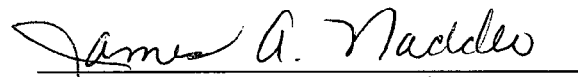
CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, Attorney for Plaintiff, Raymond J. Gallaher, do hereby certify that a true and correct copy of Notice of Deposition of Thomas J. Ellis, D.O., in the above matter was served by first-class mail, postage prepaid, upon the following:

Thomas J. Ellis, D.O  
University Orthopedics Center  
101 Regent Court  
State College, PA 16801

Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

Said Notice of Deposition was mailed this 31st day of March, 2003.

  
James A. Naddeo, Esquire  
Attorney for Plaintiff

JAMES A. NADDEO  
ATTORNEY AT LAW  
211 1/2 EAST LOCUST STREET  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

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FILED <sub>icc</sub>

*0/11/05-801*  
*MAR 31 2003*  
*Atty Naddeo*

William A. Shaw  
Prothonotary

*Will*



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

RAYMOND J. GALLAHER,  
an individual,  
Plaintiff,

v.

JOHN WESLEY VANSCOYOC,  
An individual,  
Defendant.

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No. 01 - 1506 - CD

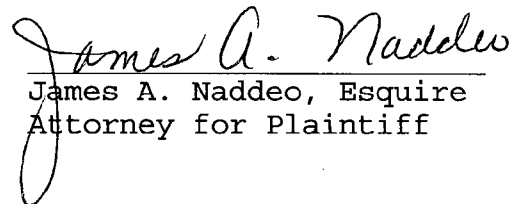
CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a true and correct copy of Notice of Taking Deposition of Thomas J. Ellis, D.O., in the above-captioned action was served on the following person and in the following manner on the 21st day of May, 2003:

First-Class Mail, Postage Prepaid

Thomas J. Ellis, D.O.  
University Orthopedics Center  
101 Regent Court  
State College, PA 16801

Darryl R. Slimak, Esquire  
McQuaide, Blasko, Schwartz,  
Fleming & Faulkner, Inc.  
811 University Drive  
State College, PA 16801

  
James A. Naddeo, Esquire  
Attorney for Plaintiff

JAMES A. NADDEO  
ATTORNEY AT LAW  
211 1/2 EAST LOCUST STREET  
P.O. BOX 552  
CLEARFIELD, PENNSYLVANIA 16830

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William A. Shaw  
Prothonotary

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MAY 21 2003  
NO cc  
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

RAYMOND J. GALLAHER,

Plaintiff,

vs.

JOHN WESLEY VANSKOYOC,

Defendant.

No. 01 - 1506 - C.D.

JURY TRIAL DEMANDED

**PRAECIPE FOR DISCONTINUANCE**

TO THE PROTHONOTARY

Please mark all claims in the above entitled matter as voluntarily SETTLED, ENDED,  
DISCONTINUED, and WITHDRAWN, WITH PREJUDICE.

Respectfully submitted,

By: James A. Naddeo  
JAMES A. NADDEO, ESQUIRE  
Attorneys for pLAINTIFF  
RAYMOND J. GALLAHER  
211½ East Locust Street  
PO Box 552  
Clearfield, PA 16830

Dated: 7/8/03

**FILED**

JUL 08 2003

William A. Shaw  
Prothonotary

7-8-03  
JUL 08 2003  
JUL 08 2003

Handwritten mark or signature in the top right corner.

PROthonotary  
WILLIAM A. SHAW  
JUL 08 2003

FILED

JUL 08 2003

0/10:36 a.m.

William A. Shaw

Prothonotary

cc

Cont to AG & CH



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

**CIVIL DIVISION**

**Raymond J. Gallaher**

**Vs.**

**No. 2001-01506-CD**

**John Wesley Vanscoyoc**

**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 July 08, 2003, marked:

Settled, Ended, Discontinued, and Withdrawn, With Prejudice

Record costs in the sum of \$92.00 have been paid in full by \$80.00 Atty Naddeo \$12.00 Atty Slimak.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 9th day of July A.D. 2003.

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

**COPY**