

01-1635-CD  
SEKULA SIGNS CORP. -vs- OIL CITY PA 1192 LIMITED PARTNERSHIP

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY  
JUDICIAL DISTRICT  
46TH

FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 01-1635-CO

## NOTICE OF APPEAL

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

|  |   |   |   |
|--|---|---|---|
| NAME OF APPELLANT<br>OIL CITY, PA 1192 LIMITED PARTNERSHIP   |   | MAG. DIST. NO. OR NAME OF D.J.<br>46-3-01 |   |
| ADDRESS OF APPELLANT<br>SUITE 400, 2355 S. ARLINGTON HEIGHTS | CITY<br>ARLINGTON HEIGHTS   | STATE<br>ILLINOIS                         | ZIP CODE<br>60005-4500                              |
| DATE OF JUDGMENT<br>9/27/01                                  | IN THE CASE OF (Plaintiff)<br>SEKULA SIGNS CORP                                     |   | (Defendant)<br>OIL CITY PA 1192 LIMITED PARTNERSHIP |
| CLAIM NO.  | SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT<br><i>Richard A. Bell, Attorney</i> |   |   |
| CV 17 <u>0000332-01</u>                                      |   |   |   |
| LT 19  |   |   |   |

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

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

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

\_\_\_\_\_  
Signature of Prothonotary or Deputy

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

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

## PRAECIPE: To Prothonotary

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

(Common Pleas No. 01-1635-CO) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

*Richard A. Bell, Attorney*  
Signature of appellant or his attorney or agent

RULE: To SEKULA SIGNS CORP, appellee(s).  
Name of appellee(s)

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

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

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

Date: OCT. 2, 2001

*William A. Shaw*  
Signature of Prothonotary or Deputy

**FILED**

OCT 02 2001  
William A. Shaw  
Prothonotary  
cc to Atty Bell

---

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

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

COMMONWEALTH OF PENNSYLVANIA

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

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

- ☐ a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_, upon the District Justice designated therein on  
(date of service) \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's  
receipt attached hereto, and upon the appellee. (name) \_\_\_\_\_, on  
\_\_\_\_\_, 19\_\_\_\_ ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom  
the Rule was addressed on \_\_\_\_\_, 19\_\_\_\_, ☐ by personal service ☐ by (certified) (registered)  
mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

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

\_\_\_\_\_  
Signature of affiant

\_\_\_\_\_  
Signature of official before whom affidavit was made

\_\_\_\_\_  
Title of official

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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

|                 |   |
|-----------------|---|
| Mag. Dist. No.: | <b>46-3-01</b>  |
| DJ Name: Hon.   | <b>PATRICK N. FORD</b>  |
| Address:        | <b>309 MAPLE AVENUE<br/>P.O. BOX 452<br/>DUBOIS, PA<br/>15801</b> |
| Telephone:      | <b>(814) 371-5321 15801</b>                                       |

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

|  |                  |
|--|------------------|
| PLAINTIFF:   | NAME and ADDRESS |
| <b>SEKULA SIGNS CORP<br/>811 S BRADY STREET<br/>P.O. BOX 395<br/>DUBOIS, PA 15801</b>                                    |                  |
| VS.  |                  |
| DEFENDANT:   | NAME and ADDRESS |
| <b>OIL CITY PA 1192 LIMITED PARTNER.<br/>SUITE 400<br/>2355 S ARLINGTON HEIGHTS<br/>ARLINGTON HEIGHTS, IL 60005-4500</b> |                  |

Docket No.: **CV-0000332-01**  
Date Filed: **7/27/01**



**OIL CITY PA 1192 LIMITED PARTNER.  
SUITE 400  
2355 S ARLINGTON HEIGHTS  
ARLINGTON HEIGHTS, IL 60005-4500**

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

☒ Judgment was entered for: (Name) **SEKULA SIGNS CORP**

☒ Judgment was entered against: (Name) **OIL CITY PA 1192 LIMITED PARTNER.**

in the amount of \$ **3,570.00** on: (Date of Judgment) **9/27/01**

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

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

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

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

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

|                          |                    |
|--------------------------|--------------------|
| Amount of Judgment       | \$ <b>3,500.00</b> |
| Judgment Costs           | \$ <b>70.00</b>    |
| Interest on Judgment     | \$ <b>.00</b>      |
| Attorney Fees            | \$ <b>.00</b>      |
| Total                    | \$ <b>3,570.00</b> |
| Post Judgment Credits    | \$ _____           |
| Post Judgment Costs      | \$ _____           |
|                          | =====              |
| Certified Judgment Total | \$ _____           |

|       |        |
|-------|--------|
| Date: | Place: |
| Time: |        |

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

**9-27-01** Date **Patrick N. Ford - PJF**, District Justice

|  |                         |
|--|-------------------------|
| I certify that this is a true and correct copy of the record of the proceedings containing the judgment. |                         |
| _____ Date _____   | _____, District Justice |

My commission expires first Monday of January,

**2006**

SEAL

**CERTIFIED MAIL RECEIPT**

(Domestic Mail Only; No Insurance Coverage Provided)

Patrick N. Ford - D.J.

Postage

\$

0.34

Certified Fee

2.10

Return Receipt Fee  
(Endorsement Required)

Restricted Delivery Fee  
(Endorsement Required)

Total Postage & Fees

\$

2.44



Recipient's Name (Please Print Clearly) (to be completed by mailer)

Patrick N. Ford - D.J.

Street, Apt. No., or PO Box No.

309 Maple Ave PO Box 452

City, State ZIP+4

DuBois PA 15801

PS Form 3800 February 2000

See Reverse for Instructions

7099 3400 0016 7879 4925 6602

### **Certified Mail Provides:**

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

### **Important Reminders:**

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

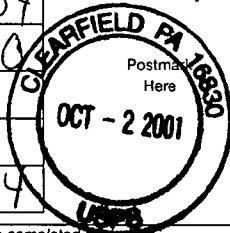
**IMPORTANT: Save this receipt and present it when making an inquiry.**

7099 3400 0016 7879 4932

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

Sekula Signs Corp

|   |         |
|---|---------|
| Postage   | \$ .34  |
| Certified Fee                                     | 2.10    |
| Return Receipt Fee<br>(Endorsement Required)      |         |
| Restricted Delivery Fee<br>(Endorsement Required) |         |
| Total Postage & Fees                              | \$ 2.44 |



Recipient's Name (Please Print Clearly) (to be completed by addressee)  
Sekula Signs Corp  
Street, Apt. No., or PO Box No.  
811 S. Brady St P.O. Box 395  
City, State, ZIP+4  
DuBois PA 15801

### **Certified Mail Provides:**

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

### **Important Reminders:**

Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.

Certified Mail is not available for any class of international mail.

**NO INSURANCE COVERAGE IS PROVIDED** with Certified Mail. For valuables, please consider Insured or Registered Mail.

- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3800) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

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



COURT OF COMMON PLEAS

FROM

JUDICIAL DISTRICT

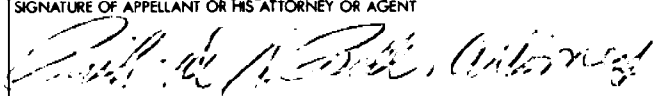
## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

01-1635-00

## NOTICE OF APPEAL

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

|   |   |   |  |
|---|---|---|--|
| NAME OF APPELLANT<br>OVL CITY, PA 1182 LIMITED PARTNERSHIP    |   | MAG. DIST. NO. OR NAME OF D.J.<br>16-3-01 |  |
| ADDRESS OF APPELLANT<br>SUITE 400, 2335 S. ARLINGTON HIGHWAYS | CITY<br>ARLINGTON HEIGHTS   | STATE<br>ILLINOIS                         | ZIP CODE<br>60004-1500                               |
| DATE OF JUDGMENT<br>9/27/01                                   | IN THE CASE OF (Plaintiff)<br>SENECA SIGNS CORP   |   | (Defendant)<br>OVL CITY, PA 1182 LIMITED PARTNERSHIP |
| CLAIM NO.<br>CV 19 000032-01<br>LT 19                         | SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT<br> |   |  |

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

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

\_\_\_\_\_  
Signature of Prothonotary or Deputy

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

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

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

## PRAECIPE: To Prothonotary

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

(Common Pleas No. 01-1635-00) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

\_\_\_\_\_  
Signature of appellant or his attorney or agent

**RULE:** To SENECA SIGNS CORP, appellee(s).  
Name of appellee(s)

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

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

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

Date: OCT 2, 192001

\_\_\_\_\_  
Signature of Prothonotary or Deputy

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

OCT 02 2001

Attest.

  
Prothonotary

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

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

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CLEARFIELD ; ss

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

☒ a copy of the Notice of Appeal, Common Pleas No. 01-1635-CD, upon the District Justice designated therein on  
(date of service) 10-2-01, ☐ by personal service ☒ by (certified) (~~xxxxxx~~) mail, sender's  
receipt attached hereto, and upon the appellee, (name) SEKULA SIGNS CORP, on  
10-2-, ~~xx~~ 01 ☐ by personal service ☒ by (certified) (~~xxxxxx~~) mail, sender's receipt attached hereto.

☒ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom  
the Rule was addressed on 10-2-, ~~xx~~ 01, ☐ by personal service ☒ by (certified) (~~xxxxxx~~)  
mail, sender's receipt attached hereto.

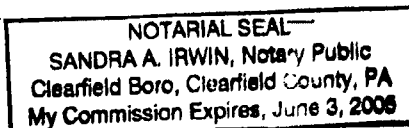
SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS 2nd DAY OF OCTOBER, 19 ~~xx~~ 01

Sandra A. Irwin  
Signature of official before whom affidavit was made

Notary Public  
Title of official

My commission expires on \_\_\_\_\_



Richard A. Bell  
Signature of affiant

**FILED**

OCT 03 2001

William A. Shaw  
Prothonotary

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORD

Address: 309 MAPLE AVENUE

P.O. BOX 452

DUBOIS, PA

Telephone: (814) 371-5321 15801

PLAINTIFF:

NAME and ADDRESS

SEKULA SIGNS CORP

811 S BRADY STREET

P.O. BOX 395

DUBOIS, PA 15801

VS.

DEFENDANT:

NAME and ADDRESS

OIL CITY PA 1192 LIMITED PARTNER.

SUITE 400

2355 S ARLINGTON HEIGHTS

ARLINGTON HEIGHTS, IL 60005-4500

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

Docket No.: CV-0000332-01

Date Filed: 7/27/01



## THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR PLAINTIFF

01-1635-CO

☒ Judgment was entered for: (Name) SEKULA SIGNS CORP
☒ Judgment was entered against: (Name) OIL CITY PA 1192 LIMITED PARTNER.

 in the amount of \$ 3,570.00 on: (Date of Judgment) 9/27/01
☐ Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

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

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

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

|                                 |                           |
|---------------------------------|---------------------------|
| Amount of Judgment              | \$ <u>3,500.00</u>        |
| Judgment Costs                  | \$ <u>70.00</u>           |
| Interest on Judgment            | \$ <u>.00</u>             |
| Attorney Fees                   | \$ <u>.00</u>             |
| <b>Total</b>                    | <b>\$ <u>3,570.00</u></b> |
| Post Judgment Credits           | \$ _____                  |
| Post Judgment Costs             | \$ _____                  |
|                                 | =====                     |
| <b>Certified Judgment Total</b> | <b>\$ _____</b>           |

|       |        |
|-------|--------|
| Date: | Place: |
| Time: |        |

FILED

OCT 08 2001

m/11:31 a  
William A. Shaw

Prothonotary

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

9-27-01 Date Patrick N. Ford - PNF, District Justice

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

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

My commission expires first Monday of January,

2006

SEAL

JUNTY OF: Clearfield

Mag. Dist. No.: 46-3-01

DJ Name: Hon. District Court 46-3-01  
309 Maple Avenue  
Address: P.O. Box 452  
DuBois, PA 15801

Telephone: (814) 371-5321

PLAINTIFF:

NAME and ADDRESS

Sekula Sign Corporation  
811 S. Brady Street  
P.O. Box 395  
DuBois, PA 15801

VS.

DEFENDANT:

NAME and ADDRESS

Oil City PA 1192 Limited Partnership  
2355 S. Arlington Heights Road  
Suite 400  
Arlington Heights, IL 60005-4500

Docket No.: CV 332-01  
Date Filed:



|               | AMOUNT  | DATE PAID |
|---------------|---------|-----------|
| FILING COSTS  | \$ 70 - | / /       |
| SERVING COSTS | \$      | / /       |
| TOTAL         | \$      | / /       |

TO THE DEFENDANT: The above named plaintiff(s) asks judgment against you for \$ 3,500.00 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

Plaintiff prepared and submitted to Defendant a proposal to manufacture a sign in accordance with a design prepared by Plaintiff. The conceptual drawing was copyrighted and owned by Plaintiff. Defendant knew the design of said sign was the property of Plaintiff, nevertheless, Defendant arranged for the construction of a sign for its business in accordance with the design for said sign prepared by Plaintiff. Consequently, Defendant misappropriated Plaintiff's design without compensation and violated the copyright laws of the United States of America and Commonwealth of Pennsylvania.

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

(Signature of Plaintiff or Authorized Agent)

Plaintiff's Attorney: David J. Hopkins, Esquire

Address: 900 Beaver Drive

Telephone: (814) 375-0300

DuBois, PA 15801

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

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

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

No. 2001-1635 C.D.

Type of Pleading: Complaint

Filed on behalf of: Sekula Sign  
Corporation, Plaintiff

Counsel of Record for this party:

DAVID J. HOPKINS, ESQUIRE  
Attorney at Law  
Supreme Court No. 42519

900 Beaver Drive  
DuBois, Pennsylvania 15801

(814) 375-0300

**FILED**

OCT 17 2001

William A. Shaw  
Prothonotary

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

No. 2001-1635

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

**NOTICE**

To: Defendants

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 Amended Complaint is 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.

Clearfield County Courthouse  
Office of the Court Administrator  
230 E. Market Street  
Clearfield, PA 16830  
(814) 765-2641 (ext. 5982)

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

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No. 2001-1635

**COMPLAINT**

AND NOW, comes Plaintiff, Sekula Sign Corporation, by and through its attorneys, The Hopkins Law Firm, and says as following:

**COUNT I**

**Sekula Sign Corporation vs. Arlington Hospitality, Inc.**

1. Sekula Sign Corporation is a Pennsylvania corporation who maintains a principal business address at 811 South Brady Street, DuBois, Clearfield County, Pennsylvania.

2. Defendant, Oil City PA 1192 Limited Partnership is believed to be a Pennsylvania limited partnership who maintains a principal business address at Suite 400, 2355 South Arlington Heights, Arlington Heights, Illinois 60005-4500.

3. Defendant, Arlington Hospitality, Inc. (formerly Amerihost Properties, Inc.) is believed to be an Illinois corporation who maintains a principal business address at Suite 400, 2355 South Arlington Heights, Arlington Heights, Illinois 60005-4500. The corporation trades on the NASDAQ/MM under the symbol HOST.

4. Plaintiff is in the business of designing and constructing commercial signage throughout the Commonwealth of Pennsylvania and eastern United States.

5. Defendant, Oil City PA 1192 Limited Partnership (hereinafter "Oil City") is the owner of real property and a hotel formerly a Holiday Inn franchise and now known as the Arlington Hotel located in the Commonwealth of Pennsylvania.

6. Defendant, Arlington Hospitality, Inc. (hereinafter "Arlington") is the manager of the hotel owned by Defendant Oil City, formerly a Holiday Inn franchise and now known as the Arlington Hotel.

7. In or about the spring of 2000, agents or employees of Defendant Arlington telephoned Plaintiff's office in DuBois, Pennsylvania, Clearfield County, requesting Plaintiff travel to Oil City, Pennsylvania to design and install sign changes for a Holiday Inn hotel to be changed to the Arlington Hotel.

8. Plaintiff traveled to Oil City, Pennsylvania and met representatives of Defendant Arlington. At the request of Defendant Arlington's agents or employees, Plaintiff returned to DuBois, Pennsylvania and designed signage for the Arlington Hotel, a photocopy of the actual sketch (without color) is attached hereto as Exhibit "A".

9. The signage design prepared by Plaintiff was protected by a common law copyright and constitutes intellectual property of Plaintiff. Set forth on the design diagram provided to Defendant Arlington was the following notice:

NOTICE: This drawing is the property of Sekula Sign Corp. and is loaned only upon the condition that it is not to be copied or reproduced, nor to be used for furnishing information to others or for any other purpose detrimental to the interest of Sekula Sign Corporation.



10. Plaintiff met with agents or employees of Defendant Arlington and presented the signage proposal set forth on Exhibit "A" (with color).

11. Defendant Arlington thereafter converted the property of Plaintiff for its own use and caused its own signage to be installed at the Arlington Hotel using the property of Plaintiff, (see Exhibit "B") without payment to Plaintiff.

12. The actions of Defendant Arlington constitute the tort of conversion.

13. As a result of Defendant's conversion, Plaintiff has suffered damages in the amount of \$3,500.00.

14. Plaintiff incurred District Magistrate fees in the amount of \$70.00 and is entitled to be reimbursed said amount.

15. As a result of converting Plaintiff's property, Plaintiff is entitled to an award of punitive damages in such an amount as the jury may determine to be appropriate in as much as Defendant Arlington's actions were willful, wanton and malicious.

WHEREFORE, Plaintiff demands judgment against Defendant Arlington Hospitality, Inc. for the following:

- a. Compensatory damages;
- b. District Magistrate fees;
- c. Punitive damages in an amount in excess of \$75,000.00;
- d. Cost of suit;
- e. Pre and post judgment interest;
- f. Such other and further relief as the Court deems fair just and equitable.

## **COUNT II**

### **Sekula Sign Corporation vs. Oil City PA 1192 Limited Partnership**

16. Plaintiff repeats the allegations set forth in Count I as if set forth at length herein.

17. In or about the spring of 2000, agents or employees of Defendant Oil City PA 1192 Limited Partnership telephoned Plaintiff's office in DuBois, Pennsylvania, Clearfield County, requesting Plaintiff travel to Oil City, Pennsylvania to design and install sign changes for a Holiday Inn hotel to be changed to the Arlington Hotel.

18. Plaintiff traveled to Oil City, Pennsylvania and met representatives of Defendant Oil City PA 1192 Limited Partnership. At the request of Defendant Oil City's agents or employees, Plaintiff returned to DuBois, Pennsylvania and designed signage for the Arlington Hotel, a photocopy of the actual sketch (without color) is attached hereto as Exhibit "A".

19. The signage design prepared by Plaintiff was protected by a common law copyright and constitutes intellectual property of Plaintiff. Set forth on the design diagram provided to Defendant Oil City was the following notice:

NOTICE: This drawing is the property of Sekula Sign Corp. and is loaned only upon the condition that it is not to be copied or reproduced, nor to be used for furnishing information to others or for any other purpose detrimental to the interest of Sekula Sign Corporation.

20. Plaintiff met with agents or employees of Defendant Oil City and presented the signage proposal set forth on Exhibit "A" (with color).

21. Defendant Oil City thereafter converted the property of Plaintiff for its own use and caused its own signage to be installed at the Arlington Hotel using the property of Plaintiff, (see Exhibit "B") without payment to Plaintiff.

22. The actions of Defendant Oil City constitute the tort of conversion.

23. As a result of Defendant's conversion, Plaintiff has suffered damages in the amount of \$3,500.00.

24. Plaintiff incurred District Magistrate fees in the amount of \$70.00 and is entitled to be reimbursed said amount.

25. As a result of converting Plaintiff's property, Plaintiff is entitled to an award of punitive damages in such an amount as the jury may determine to be appropriate in as much as Defendant Oil City's actions were willful, wanton and malicious.

WHEREFORE, Plaintiff demands judgment against Defendant Oil City PA 1192 Limited Partnership for the following:

- a. Compensatory damages;
- b. District Magistrate fees;
- c. Punitive damages in an amount in excess of \$75,000.00;
- d. Cost of suit;
- e. Pre and post judgment interest;
- f. Such other and further relief as the Court deems fair just and equitable.

### **COUNT III**

#### **Sekula Sign Corporation vs. Arlington Hospitality, Inc.**

26. Plaintiff repeats the allegations set forth in Counts I and II as if set forth at length herein.

27. The actions of Defendant Arlington constitute an infringement upon the copyright of Plaintiff entitling Plaintiff to an award of damages.

WHEREFORE, Plaintiff demands judgment against Defendant Arlington Hospitality, Inc. for the following:

- a. Compensatory damages;
- b. District Magistrate fees;
- c. Statutory damages;
- d. Punitive damages in an amount in excess of \$75,000.00;
- e. Cost of suit;
- f. Pre and post judgment interest;
- g. Such other and further relief as the Court deems fair just and equitable.

#### **COUNT IV**

##### **Sekula Sign Corporation vs. Oil City PA 1192 Limited Partnership**

28. Plaintiff repeats the allegations set forth in Count I, Count II and Count III as if set forth at length herein.

29. The actions of Defendant Oil City PA 1192 Limited Partnership constitute an infringement upon the copyright of Plaintiff entitling Plaintiff to an award of damages.

WHEREFORE, Plaintiff demands judgment against Defendant Oil City PA 1192 Limited Partnership for the following:

- a. Compensatory damages;
- b. District Magistrate fees;
- c. Statutory damages;
- d. Punitive damages in an amount in excess of \$75,000.00;
- e. Cost of suit;

- f. Pre and post judgment interest;
- g. Such other and further relief as the Court deems fair just and equitable.

**DEMAND FOR JURY TRIAL**

Plaintiff demands a trial by twelve jurors on all issues presented herein.

Respectfully submitted,

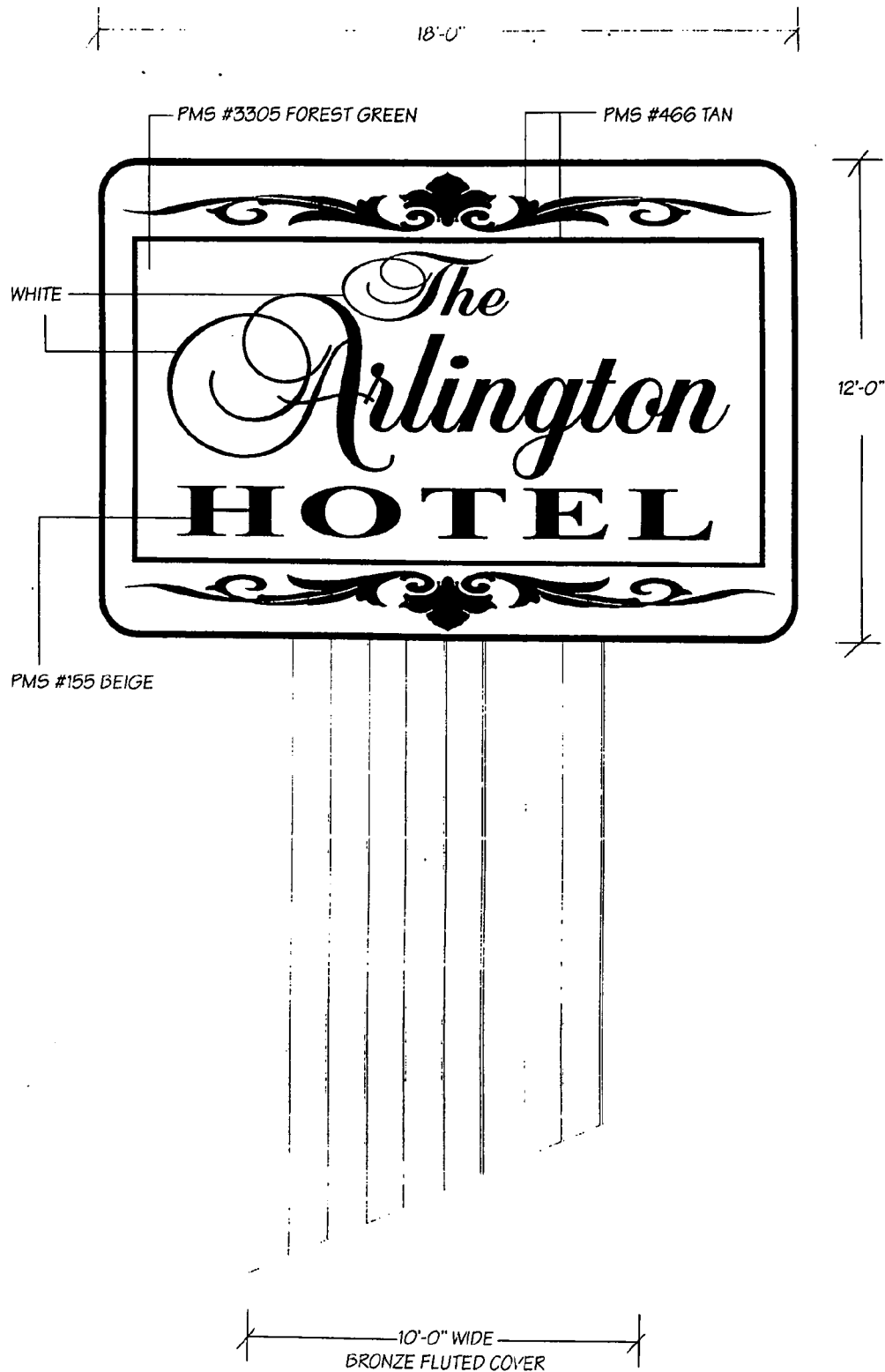
  
David J. Hopkins, Esquire  
Attorney for Plaintiff

**VERIFICATION**

I hereby verify that the statements made in this pleading are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. Section 4904, relating to Unsworn Falsification to Authorities.

SEKULA SIGN CORPORATION

BY: Paul DeBake, pres.



SCALE: 3/8" = 1'-0"

(2) NEW 12'-0" H X 18'-0" FLEXIBLE FABRIC FACES FOR EXISTING  
DOUBLE FACE PYLON SIGN

|  |                           |                                      |   |
|--|---------------------------|--------------------------------------|---|
| THE ARLINGTON HOTEL<br>No. <u>B-8387-01</u> DATE <u>      </u> | SCALE <u>3/8" = 1'-0"</u> | REVISIONS<br>_____<br>_____<br>_____ | © Sekula Sign Corporation<br>NOTICE: This drawing is the property of Sekula Sign Corp., and is loaned only upon the condition that it is not to be copied or reproduced, nor to be used for furnishing information to others or for any other purpose detrimental to the interests of Sekula Sign Corporation.<br>811 South Greedy Street<br>P.O. Box 3105 DuBois, Pa. 15801<br>Phone: (814) 379-4830 Fax: (814) 371-8261<br><a href="http://www.sekulasigns.com">www.sekulasigns.com</a> |
|  | DRAWN <u>B.S.</u>         |                                      |   |
|  | FILE _____                |                                      |   |

Exhibit "A"

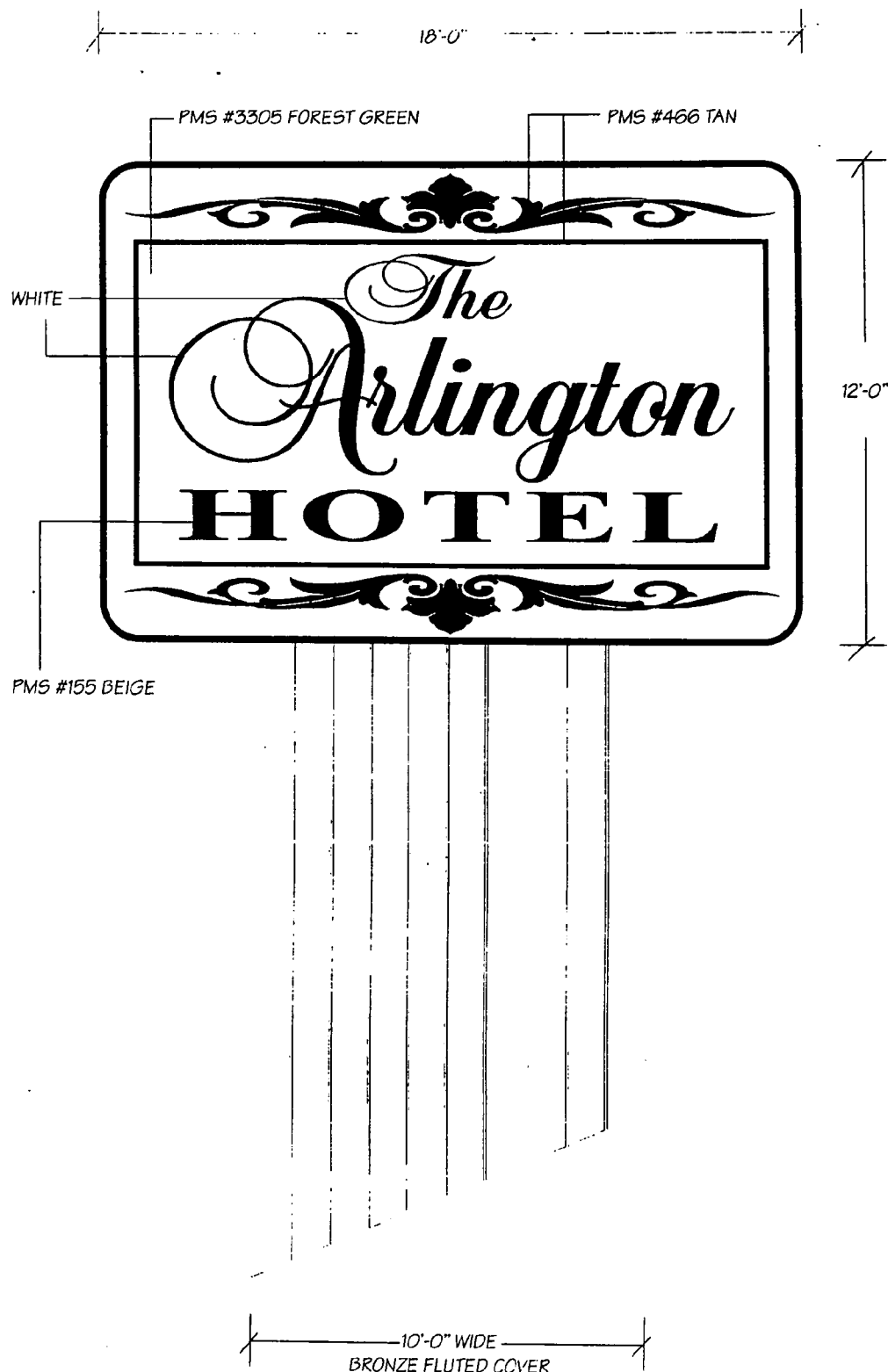


SCALE: 3/8" = 1'-0"

(2) NEW 12'-0" H X 18'-0" FLEXIBLE FABRIC FACES FOR EXISTING  
DOUBLE FACE PYLON SIGN

|  |  |                       |  |
|--|--|-----------------------|--|
| THE ARLINGTON HOTEL<br>No. B-8387-01 DATE 11/11/01 | SCALE 3/8" = 1'-0"<br>DRAWN B.S.<br>FILE | REVISIONS<br><br><br> | © Sekula Sign Corporation<br>NOTICE: This drawing is the property of Sekula Sign Corp. and is loaned only upon the condition that it is not to be copied or reproduced, nor is to be used for any other purpose without the written consent of Sekula Sign Corporation.<br><b>SEKULA SIGN</b><br>corporation<br>811 South Brady Street<br>P.O. Box 355 DuBois, PA 15801<br>Phone: (814) 377-4050 Fax: (814) 377-0261<br><a href="http://www.sekulasigns.com">www.sekulasigns.com</a> |
|  |  |                       |  |
|  |  |                       |  |





SCALE: 3/8" = 1'-0"

(2) NEW 12'-0" H X 18'-0" FLEXIBLE FABRIC FACES FOR EXISTING  
DOUBLE FACE PYLON SIGN

|  |                           |           |  |
|--|---------------------------|-----------|--|
| THE ARLINGTON HOTEL<br>No. <u>B-8387-01</u> DATE <u>11-11-01</u> | SCALE <u>3/8" = 1'-0"</u> | REVISIONS | © Sekula Sign Corporation<br>NOTICE: This drawing is the property of Sekula Sign Corp. and is loaned only upon the condition that it is not to be copied or reproduced, nor to be used for any other purpose determined to the interest of Sekula Sign Corporation.<br><b>SEKULA SIGN corporation</b><br>811 South Brady Street<br>P.O. Box 305 Oshkosh, WI 54901<br>Phone: (914) 371-4550 Fax: (914) 371-8261<br><a href="http://www.sekulasigns.com">www.sekulasigns.com</a> |
|  | DRAWN <u>B.S.</u>         |           |  |
|  | FILE                      |           |  |



SCALE:  $\frac{3}{8}" = 1'-0"$

(2) NEW 12'-0" H X 18'-0" FLEXIBLE FABRIC FACES FOR EXISTING  
DOUBLE FACE PYLON SIGN

THE ARLINGTON HOTEL

No. B-8327-01 DATE 11/11/01

SCALE  $\frac{3}{8}" = 1'-0"$

DRAWN BS

FILE

REVISIONS

© Sekula Sign Corporation

NOTICE: This drawing is the property of Sekula Sign Corp. and is to be used only upon the condition that it is not to be copied or reproduced, nor to be used for any other purpose, without the written consent of Sekula Sign Corporation.



**SEKULA SIGN**  
corporation

811 South Brady Street  
P.O. Box 395 DuBois, PA 15801  
Phone: (814) 371-4050 Fax: (814) 371-0261

www.sekulasigns.com





Exhibit "B"





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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants


No. 2001-1635 C.D.

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the Complaint,  
filed on behalf of Sekula Sign Corporation, was forwarded on the 17<sup>th</sup> day of October,  
2001, by U.S. Mail, postage prepaid, addressed as follows:

**By United States Mail, Postage Prepaid**  
Richard A. Bell, Esquire  
Bell, Silberblatt and Wood  
318 East Locust Street  
Clearfield, PA 16830

**By Certified Mail, Return Receipt Requested**  
Arlington Hospitality, Inc.  
Suite 400, 2355 South Arlington Heights  
Arlington Heights, IL 60005-4500

  
David J. Hopkins, Esquire  
Attorney for Plaintiff  
Supreme Court No. 42519

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
CIVIL DIVISION  
NO. 2001-1635-CD

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

APPEARANCE

BELL, SILBERBLATT & WOOD  
ATTORNEYS AT LAW  
318 EAST LOCUST STREET  
P. O. BOX 670  
CLEARFIELD, PA. 16830



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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

No. 2001-1635-CD

Type of Pleading  
Appearance

Filed on Behalf of:  
Defendants

Counsel of Record for  
this Party:

Richard A. Bell, Esquire  
PA I.D. #06808  
BELL, SILBERBLATT &  
WOOD  
318 East Locust Street  
P.O. Box 670  
Clearfield, PA 16830

(814) 765-5537

**FILED**

NOV 02 2001  
01/15/01 noc  
William A. Shaw  
Prothonotary  
EKS

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

SEKULA SIGN CORPORATION,  
Plaintiff

No. 2001-1635-CD

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants


APPEARANCE

TO: Prothonotary

Please enter my Appearance on behalf of the above named Defendants.

BELL, SILBERBLATT & WOOD  
BY

Dated: 11-1-01

  
Richard A. Bell, Esquire

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

SEKULA SIGN CORPORATION,  
Plaintiff

No. 2001-1635-CD

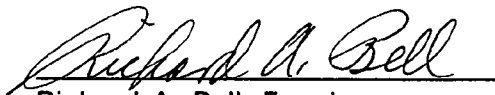
vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

CERTIFICATE OF SERVICE

I hereby certify that a copy of the Appearance in the above matter was mailed  
the 1 day of November, 2001 by regular mail postage prepaid at the post  
office in Clearfield, PA 16830 to the following:

David J. Hopkins, Esquire  
900 Beaver Drive  
DuBois, PA 15801

  
Richard A. Bell, Esquire  
Attorney for Defendants

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

No. 2001-1635 C.D.

Type of Pleading: Answer to  
Preliminary Objections

Filed on behalf of: Sekula Sign  
Corporation, Plaintiff

Counsel of Record for this party:

DAVID J. HOPKINS, ESQUIRE  
Attorney at Law  
Supreme Court No. 42519

900 Beaver Drive  
DuBois, Pennsylvania 15801

(814) 375-0300

**FILED**

NOV 29 2001

m/ell/noce  
William A. Shaw  
Prothonotary

*WAS*

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

No. 2001-1635 C.D.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

**ANSWER TO PRELIMINARY OBJECTIONS**

AND NOW, comes Plaintiff, Sekula Sign Corporation, by and through its attorneys, The Hopkins Law Firm, and answers the Preliminary Objections of the Defendants as following:

**MOTION TO STRIKE**

1. Admitted.
2. Denied. Pa.R.C.P. 1021(b) states any pleadings demanding relief for unliquidated damages shall not claim any specific sum. Plaintiff claim did not claim any specific sum, but rather seeks a verdict in excess of Seventy-Five Thousand (\$75,000.00) Dollars.
3. Denied. Plaintiff's Complaint alleges Defendants stole Plaintiff's property. Defendants' acts as set forth in Plaintiff's Complaint justify an award of punitive damages.

WHEREFORE, Defendants' first Preliminary Objection in the nature of a motion to strike should be dismissed with prejudice.

**MOTION TO DISMISS**

4. Denied. Plaintiff alleged Defendants converted Plaintiff's property. The drawings and intellectual property rights of Plaintiff were converted by Defendants, and therefore, Plaintiff has plead a proper cause of action.

5. Denied. Plaintiff has plead a proper cause of action in conversion which is not preempted by either State of Federal Copyright Act Law.

6. Denied. Plaintiff maintains a common law conversion as a result of the actions of Defendants.

7. Denied. Plaintiff has plead a cause of action which is not prohibited by Section 411 of the United States Code Annotated, title 17. Plaintiff has plead a cause of action viable under the laws of the Commonwealth of Pennsylvania.

WHEREFORE, Plaintiff demands Defendants' second Preliminary Objection in the nature of a motion to dismiss be denied with prejudice.

Respectfully submitted,

  
David J. Hopkins, Esquire  
Attorney for Plaintiff

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.


No.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of the Answer to Preliminary Objections, filed on behalf of Sekula Sign Corporation, was forwarded on the 28<sup>th</sup> day of November, 2001, by U.S. Mail, postage prepaid, addressed as follows:

Richard A. Bell, Esquire  
Bell, Silberblatt and Wood  
318 East Locust Street  
P.O. Box 670  
Clearfield, PA 16830

  
David J. Hopkins, Esquire  
Attorney for Plaintiff  
Supreme Court No. 42519

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
CIVIL DIVISION  
NO. 2001-1635-CD

SEKULA SIGN CORPORATION,  
Plaintiff

VS.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.  
Defendants

Preliminary Objections Of  
The Defendants To Plaintiff's  
Complaint

BELL, SILBERBLATT & WOOD  
ATTORNEYS AT LAW  
318 EAST LOCUST STREET  
P. O. BOX 670  
CLEARFIELD, PA. 16830



CA

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

No. 2001-1635-CD

Type of Pleading  
Preliminary Objections  
Of The Defendants To  
Plaintiff's Complaint

Filed on Behalf of:  
Defendants

Counsel of Record for  
this Party:

Richard A. Bell, Esquire  
PA I.D. #06808  
BELL, SILBERBLATT &  
WOOD  
318 East Locust Street  
P.O. Box 670  
Clearfield, PA 16830

(814) 765-5537

**FILED**

NOV 02 2001

01/150/110CC

William A. Shaw

Prothonotary



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

SEKULA SIGN CORPORATION,  
Plaintiff

No. 2001-1635-CD

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

PRELIMINARY OBJECTIONS OF THE DEFENDANTS  
TO PLAINTIFF'S COMPLAINT

Oil City PA 1192 Limited Partnership and Arlington Hospitality, Inc., by their attorney Richard A. Bell, Esquire of Bell, Silberblatt & Wood file the following Preliminary Objections to the Complaint of the Plaintiff.

MOTION TO STRIKE

1. On the demands of Counts I, II, III and IV the Plaintiff has ask for punitive damages in an amount in excess of Seventy-Five Thousand (\$75,000.00) Dollars.

2. The Defendants move to strike the statement in excess of Seventy-Five Thousand (\$75,000.00) Dollars as PRCP 1021(b) prohibits claiming any specific sum for unliquidated damages.

3. The Defendants also move to strike any claim for punitive damages in the four Counts of the Complaint in that there are no allegations and nothing in the case justifying any award of punitive damages.

#### MOTIONS TO DISMISS

4. The Defendants move to dismiss Counts I and II of the Complaint which allege conversion by the Defendants of the sign design claimed by the Plaintiff. Pennsylvania Law defines conversion as the deprivation of another's rights of property in or use or possession of a chattel. Black's Law Dictionary defines a chattel as an article of personal property as opposed to real property. A thing personal and moveable.... The Defendants submit that the design claimed by the Plaintiff as such is not a chattel.

5. Defendants move to dismiss Counts I & II for conversion in that they are seeking rights which are equivalent to infringement under the Copyright Act which has preempted the State and Common Law Rights covered by the Act.

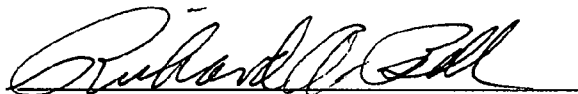
6. The Defendants further move to dismiss Counts III & IV which allege an infringement upon the copyright of the Plaintiff because the Act covering copyrights found in title 17 of the United State's Code Annotated has preempted any rights found

under State Law or Common Law which are equivalent to the rights granted in the Copyright Act. The Plaintiff in it's pleading has not sought any redress under the Copyright Act.

7. The Defendants also move to dismiss Counts III & IV as well as Counts I & II because Section 411 of the United State's Code Annotated Title 17 dealing with copyrights provides that there may be no action for infringement of a copy right until there has been registration of the copyright in accordance with Title 17. There is no allegation that the Plaintiff has registered his design under the Copyright Act.

WHEREFORE, the Defendants request that your Honorable Court dismiss the entire Complaint of the Plaintiff as to both Defendants and if the same is not dismissed to strike any claim for punitive damages and to strike any specific sum claimed from the Complaint.

BELL, SILBERBLATT & WOOD  
By

A handwritten signature in cursive script, appearing to read "Richard A. Bell", written over a horizontal line.

Richard A. Bell, Esquire  
Attorney for Defendants

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

SEKULA SIGN CORPORATION,  
Plaintiff

No. 2001-1635-CD

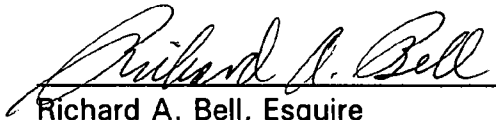
vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

CERTIFICATE OF SERVICE

I hereby certify that a copy of Preliminary Objections Of The Defendants To  
Plaintiff's Complaint in the above matter was mailed the 1 day of  
November, 2001 by regular mail postage prepaid at the post office in  
Clearfield, PA 16830 to the following:

David J. Hopkins, Esquire  
900 Beaver Drive  
DuBois, PA 15801

  
Richard A. Bell, Esquire  
Attorney for Defendants

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

No. 2001-1635 C.D.

Type of Pleading: Praeipe to Discontinue  
Without Prejudice

Filed on behalf of Sekula Sign Corporation,  
Plaintiff.

Counsel of Record for this party:

DAVID J. HOPKINS, ESQUIRE  
Attorney at Law  
Supreme Court I.D. No. 42519

900 Beaver Drive  
DuBois, Pennsylvania 15801

(814) 375-0300

**FILED**

MAR 01 2002

William A. Shaw  
Prothonetary

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

SEKULA SIGN CORPORATION,  
Plaintiff

vs.

OIL CITY PA 1192 LIMITED  
PARTNERSHIP and ARLINGTON  
HOSPITALITY, INC.,  
Defendants

No. 2001-1635 C.D.

**PRAECIPE TO DISCONTINUE WITHOUT PREJUDICE**

TO THE PROTHONOTARY:

Kindly discontinue the above captioned civil action without prejudice.

  
David J. Hopkins, Esquire

FILED

MAR 01 2002

01:53 P.M.  
William A. Shaw  
Prothonotary

£ cert of Disc to A#1  
cert of Disc to CP

no cc

*[Signature]*



COPY

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Sekula Signs Corp.

Vs.

No. 2001-01635-CD

Oil City PA 1192 Limited Partnership

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 March 1, 2002 marked:

Discontinued Without Prejudice

Record costs in the sum of \$80.00 have been paid in full by David J. Hopkins, Esquire.

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



---

William A. Shaw, Prothonotary