

01-1650-CD  
DAMON CHRISTIAN STONE "vs" COMMONWEALTH OF PENNSYLVANIA, DEPT.  
OF TRANSPORTATION

No. 01-  
-CD

Damon Christian Stone,  
Petitioner

vs.

Commonwealth of Pennsylvania,  
Department of Transportation,  
Respondent

Petition for Review

FILED

OCT 03 2001

William A. Shaw  
Prothonotary  
SOL  
Collins

Shoel, Collins & Knarlsboro  
ATTORNEYS & COUNSELORS AT LAW  
218 SOUTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830  
(814) 765-5552 (814) 765-6555

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

DAMON CHRISTIAN STONE,  
Petitioner

Vs. : No. 01-1450-CD

COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF TRANSPORTATION,  
Respondent

: PETITION FOR REVIEW

: Filed on behalf of:  
Damon Christian Stone

: Counsel for this party:  
Ronald L. Collins, Esquire

: Supreme Court No. 36744

: Sobel, Collins & Knaresboro  
Attorneys at Law  
218 South Second Street  
Clearfield, PA 16830

*old filing found upstairs* : (814)765-5552

: FAX (814)765-6210

FILED

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Prothonotary

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

DAMON CHRISTIAN STONE,  
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Vs. : No. 01- -CD

COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF TRANSPORTATION, :  
Respondent

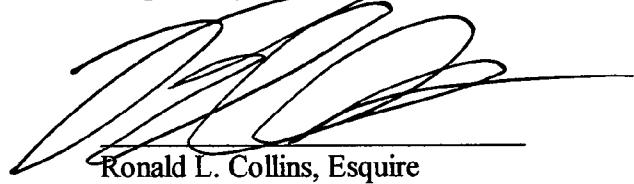
**PETITION FOR REVIEW**

AND NOW comes Petitioner, Damon Christian Stone, by and through Ronald L. Collins, Esquire who petitions your Honorable Court as follows:

1. That Petitioner is Damon Christian Stone of Rear 202 Brown Street, Clearfield, Pennsylvania, 16830 with a Operator's License No. of 23610638.
2. That Respondent is the Commonwealth of Pennsylvania, Department of Transportation.
3. That by Notice dated September 4, 2001, Petitioner was given Notice of the imposition of a suspension of his operating privileges as a result of a conviction on August 27, 2001 for the offense of Driving While Under Suspension allegedly occurring on June 18, 2001. A copy of that Notice is hereinafter attached as Exhibit "A".
4. That Petitioner has filed a timely Appeal of said conviction to the Court of Common Pleas of Centre County at No. 01-1548. A certified copy of the Notice of Appeal is hereinafter attached as Exhibit "B".
5. That Petitioner is not subject to suspension while the Appeal of the underlying summary conviction is pending.

WHEREFORE, Petitioner respectfully requests your Honorable Court to review the imposition of suspension imposed in this matter.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ronald L. Collins, Esquire". The signature is fluid and cursive, with a long horizontal line extending to the right from the end of the name.

Ronald L. Collins, Esquire

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION  
Bureau of Driver Licensing  
Mail Date: SEPTEMBER 04, 2001

DAMON CHRISTIAN STONE  
REARR 202  
BROWN ST  
CLEARFIELD PA 16830

WID # 012409283687376 001  
PROCESSING DATE 08/28/2001  
DRIVER LICENSE # 23610638  
DATE OF BIRTH 08/13/1974

Dear MR. STONE:

This is an Official Notice of the Suspension of your Driving Privilege as authorized by Section 1543 of the Pennsylvania Vehicle Code. As a result of your 08/27/2001 conviction of violating Section 1543A of the Vehicle Code DRIVING WHILE SUSP/REVOKE on 06/18/2001:

- Your driving privilege is SUSPENDED for a period of 1 YEAR(S) effective 10/09/2001 at 12:01 a.m.

Before PennDOT can restore your driving privilege, you must follow the instructions in this letter for COMPLYING WITH THIS SUSPENSION, PAYING THE RESTORATION FEE and PROVIDING PROOF OF INSURANCE. You should follow ALL instructions very carefully. Even if you have served all the time on the suspension/revocation, we cannot restore your driving privilege until all the requirements are satisfied.

COMPLYING WITH THIS SUSPENSION

You must return all current Pennsylvania driver's licenses, learner's permits, temporary driver's licenses (camera cards) in your possession on or before 10/09/2001. You may surrender these items before, 10/09/2001, for earlier credit; however, you may not drive after these items are surrendered.

**YOU MAY NOT RETAIN YOUR DRIVER'S LICENSE FOR IDENTIFICATION PURPOSES.** However, you may apply for and obtain a photo identification card at any Driver License Center for a cost of \$9.00. You must present two (2) forms of proper identification (e.g., birth certificate, valid U.S. passport, marriage certificate, etc.) in order to obtain your photo identification card.

**You Will not receive credit toward serving any suspension until we receive your license(s).** Complete the following steps to acknowledge this suspension.



1. Return all current Pennsylvania driver's licenses, learner's permits and/or camera cards to PennDOT. If you do not have any of these items, send a sworn notarized letter stating you are aware of the suspension of your driving privilege. You must specify in your letter why you are unable to return your driver's license. Remember: You may not retain your driver's license for identification purposes. Please send these items to:  
Pennsylvania Department of Transportation  
Bureau of Driver Licensing  
P.O. Box 68693  
Harrisburg, PA 17106-8693
2. Upon receipt, review and acceptance of your Pennsylvania driver's license(s), learner's permit(s), and/or a sworn notarized letter, PennDOT will send you a receipt confirming the date that credit began. If you do not receive a receipt from us within 3 weeks, please contact our office. Otherwise, you will not be given credit toward serving this suspension. PennDOT phone numbers are listed at the end of this letter.
3. If you do not return all current driver license products, we must refer this matter to the Pennsylvania State Police for prosecution under SECTION 1571(a)(4) of the Pennsylvania Vehicle Code.

**PAYING THE RESTORATION FEE**

You must pay a restoration fee to PennDOT to be restored from a suspension/revocation of your driving privilege. To pay your restoration fee, complete the following steps:

1. Return the enclosed Application for Restoration. The amount due is listed on the application.
2. Write your driver's license number (listed on the first page) on the check or money order to ensure proper credit.
3. Follow the payment and mailing instructions on the back of the application.

PROVIDING PROOF OF INSURANCE

Within the last 30 days of your suspension/revocation, we will send you a letter asking that you provide proof of insurance at that time. This letter will list acceptable documents and what will be needed if you do not own a vehicle registered in Pennsylvania.

**Important:** Please make sure that PennDOT is notified if you move from your current address. You may notify PennDOT of your address change by calling any of the phone numbers listed at the end of this letter.

APPEAL

You have the right to appeal this action to the Court of Common Pleas (Civil Division) within 30 days of the mail date, SEPTEMBER 04, 2001, of this letter. If you file an appeal in the County Court, the Court will give you a time-stamped certified copy of the appeal. In order for your appeal to be valid, you must send this time-stamped certified copy of the appeal by certified mail to:

Pennsylvania Department of Transportation  
Office of Chief Counsel  
Third Floor, Riverfront Office Center  
Harrisburg, PA 17104-2516

Remember, this is an **OFFICIAL NOTICE OF SUSPENSION**. You must return all current Pennsylvania driver license products to PennDOT by 10/09/2001.

Sincerely,

*Rebecca L. Bickley*

Rebecca L. Bickley, Director  
Bureau of Driver Licensing

SEND FEE/LICENSE/DL-16LC/TQ:  
Department of Transportation  
Bureau of Driver Licensing  
P.O. Box 68693  
Harrisburg, PA 17106-8693

INFORMATION (7:00 AM TO 9:00 PM)  
IN STATE 1-800-932-4600  
OUT-OF-STATE 717-391-6190  
TDD IN STATE 1-800-228-0676  
TDD OUT-OF-STATE 717-391-6191

IN THE COURT OF COMMON PLEAS, COUNTY OF Centre

## Notice of Appeal from Summary Criminal Conviction

Name and Address of Defendant:

Damon Christian Stone  
Rear 202 Brown St.  
Clearfield PA ZIP 16830

Date Filed: 7/6/01 01-1548Issuing Authority Docket No. TR-2572-01Citation No. J0517468-0Magisterial District No. 49-3-02Appeal from sentence of Fine & Costs (\$273.50)Date of Sentence: 8/27/01 Offense(s) of which convicted Driving Under Suspension75 Pa. C.S.A. §1543(a)

Name and mailing address of affiant as shown on citation

or complaint Badge No. 7296; ORI 7400Pa. State PoliceHarrisburg PA

If sentence includes fine and costs, amount of which paid:

\$136.75

Type or amount of bail furnished to issuing authority, if any:

N/A

Name and address of Attorney for Defendant:

ATTORNEY IDENTIFICATION NO. 36744(signature) Ronald L. Collins(print name) Ronald L. Collins(street) 218 S. 2nd St. 814 Phone 765-5552(address) Clearfield PA ZIP 16830

Name and address of issuing authority:

Daniel Hoffman  
420 Holmes St.  
1st Floor, Willowbank Bldg.  
Bellefonte PA ZIP 16823  
814 355-6739

## NOTICE TO DEFENDANT:

If your appeal is from a motor vehicle conviction other than parking, have the clerk of courts certify this copy and mail to the following address:

**Penn. Dept. of Transportation**  
**PO Box 60037**  
**Harrisburg, PA 17106**

I hereby certify that an appeal has been filed in the above captioned matter.

**EXHIBIT****"B"**Dickie C. Emanuel

CLERK OF COURTS

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

DAMON CHRISTIAN STONE,  
Petitioner

vs.

COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF TRANSPORTATION,  
Respondent

: No. 2001-1650-CD  
:  
:  
: License Suspension Appeal  
:  
: ORDER OF COURT  
:  
:  
: Filed on Behalf of:  
:  
: COMMONWEALTH OF PENNSYLVANIA  
: DEPARTMENT OF TRANSPORTATION  
:  
: Counsel of Record:  
:  
: William A. Kuhar, Jr., Esquire  
: Assistant Counsel  
: Pa.I.D. No. 38885  
:  
: Department of Transportation  
: Office of Chief Counsel  
: Firm No. 052  
:  
: 1209 State Office Building  
: 300 Liberty Avenue  
: Pittsburgh, PA 15222  
: (412) 565-7555

FILED 2cc Atty Collins  
01/10/06 1cc Atty Kuhar  
JUN 13 2006  
GR  
William A. Shaw  
Prothonotary/Clerk of Courts

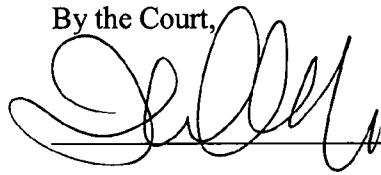
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DAMON CHRISTIAN STONE, :  
Petitioner :  
: :  
vs. : : No. 2001-1650-CD  
COMMONWEALTH OF PENNSYLVANIA, :  
DEPARTMENT OF TRANSPORTATION, :  
Respondent :  
:

**ORDER OF COURT**

AND NOW, to wit: this 12 day of June, 2006, this appeal by the petitioner, Damon Christian Stone, from an order of the Pennsylvania Department of Transportation's Bureau of Driver Licensing for the suspension of his driving privilege for a period of one year pursuant to 75 Pa.C.S. §1543(c) is, with the consent of the Bureau, remanded to the Bureau for rescission of the appealed one year suspension and updating of the petitioner's driving record to show that the petitioner was convicted on November 8, 2001 of violating 75 Pa.C.S. §1501(a) on June 18, 2001, if such action has not already been taken.

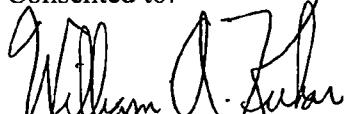
By the Court,



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J.

Consented to:



\_\_\_\_\_  
William A. Kuhar, Jr., Esquire  
Attorney for the Bureau

DATE: 16/3/06

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)  Plaintiff(s) Attorney  Other

Defendant(s)  Defendant(s) Attorney

Special Instructions:

**FILED**

**JUN 13 2006**

William A. Shaw  
Prothonotary/Clerk of Courts

Collins, Kuhar