

01-1960-CD
DARYL THURSTON -vs- RICCOLTA JEWELRY & GIFTS

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

DARYL THURSTON

:

-vs-

:

No. 2001 – 1960 – CD

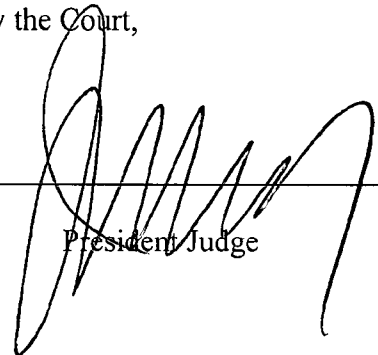
RICOTTA JEWELRY & GIFTS

:

ORDER

NOW, this 11th day of December, 2001, upon consideration of Plaintiff's
Petition to Proceed In Forma Pauperis and the examination of his pleadings to date, this Court
being satisfied that his Complaint is frivolous, it is the ORDER of this Court that he shall be
and is hereby DENIED in forma pauperis status.

By the Court,

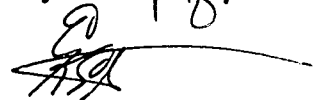


President Judge

FILED

DEC 11 2001

0133612cc w/letter
William A. Shaw
Prothonotary to p.k.



OFFICE OF PROTHONOTARY AND CLERK OF COURTS

WILLIAM A. SHAW

PROTHONOTARY
AND
CLERK OF COURT

CLEARFIELD COUNTY



P.O. Box 549
CLEARFIELD, PENNSYLVANIA 16830
(814) 765-2641 Ext. 1330

DAVID S. AMMERMAN

SOLICITOR

JACQUELINE KENDRICK

DEPUTY PROTHONOTARY

December 31, 2001

Daryl Thurston vs Ricotta Jewelry Gifts
2001-1960-CD

DEAR Mr. Thurston:

PLEASE BE ADVISED THAT THE ACTION YOU FILED TO THE ABOVE
TERM AND NUMBER HAS BEEN STRICKEN EFFECTIVE DECEMBER 31, 2001.
YOU MAY NOT PROCEED WITH THIS ACTION WITHOUT GOOD CAUSE FROM
THE COURT.

William A. Shaw, Prothonotary

FILED

DEC 31 2001

William A. Shaw
Prothonotary

Date: 12/31/2001

Clearfield County Court of Common Pleas

User: BILLSHAW

Time: 04:29 PM

Complete Case History

Page 1 of 1

2001-01960-CD

Daryl Thurston vs. Ricotta Jewelry Gifts

Filed: 12/04/2001

Subtype: Civil Other

Physical File: Y

Appealed: N

Comment:

Judge History

Date	Judge	Reason for Removal
12/04/2001	No Judge,	Current

Payments

Receipt	Date	Type	Amount
Thurston, Daryl (plaintiff) 1835044	12/04/2001	Civil Filing	0.00
Total			0.00

Plaintiff

Name: Thurston, Daryl SSN:
Address: Inst. #CY-4145 DOB:
Houtzdale PA 16698-100 Sex:
Phone: Home: Work:
Employer: Send notices: Y
Party Type:
Comment:

Defendant

Name: Ricotta Jewelry & Gifts SSN:
Address: DOB:
PA Sex:
Phone: Home: Work:
Employer: Send notices: Y
Party Type:
Comment:

Register of Actions

12/04/2001	Filing: IFP Petition-Affidavit and Request to Proceed In Forma Pauperis Paid by: Thurston, Daryl (plaintiff) Receipt number: 1835044 Dated: 12/04/2001 Amount: \$.00 (Cash) Three CC Plaintiff	No Judge,
12/11/2001	ORDER, NOW, this 11th day of December, 2001, re: Plaintiff's Petition is frivolous and is DENIED. by the Court, s/JKR,JR.,P.J. 2 cc w/Letter to Plaintiff	No Judge,

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

**IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA - CIVIL LAW**

DARYL THURSTON

PLAINTIFF

DOTTA JEWELRY & GIFTS

RESPONDANT

Copy

CASE NO.: 2001-1960-CD

DATE: October 5, 2001

JURY TRIAL DEMANDED

AFFIDAVIT AND REQUEST TO PROCEED IN FORMA PAUPERIS

(U.S. CERTIFIED MAILING NO. # 7000 0600 0023 9369 0854)

TO THE HONORABLE COURT:

I, DARYL THURSTON, ATTEST THAT I HAVE NO MONEY, REAL PROPERTY, OR TANGIBLE ASSETS TO AFFORD TO PAY THE COURT COSTS AND FILING FEES, AND RESPECTFULLY REQUEST TO PROCEED IN FORMA PAUPERIS.

FURTHERMORE, I, DARYL THURSTON, SOLEMNLY SWEAR, CERTIFY, AND VERIFY THAT ALL STATEMENTS MADE HEREIN ARE TRUE, CORRECT, TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF UNDER THE PUNISHMENT OF 18. PA. C.S.A. § 4904, AND 28 U.S.C. § 1746.

FILED

DATE: October 5, 2001

/s/ Daryl Thurston

DEC 04 2001

m/4:00/m
William A. Shaw
Prothonotary

DARYL THURSTON

3 CENT TO PLFF.

OFFICE OF PROTHONOTARY AND CLERK OF COURTS

WILLIAM A. SHAW

PROTHONOTARY
AND
CLERK OF COURT

CLEARFIELD COUNTY



P.O. Box 549
CLEARFIELD, PENNSYLVANIA 16830
(814) 765-2641 Ext. 1330

DAVID S. AMMERMAN

SOLICITOR

JACQUELINE KENDRICK

DEPUTY PROTHONOTARY

December 11, 2001

Daryl Thurston
IFP Petition #2001-1960-CD

DEAR Mr. Thurston:

PLEASE BE ADVISED THAT YOUR PETITION TO PROCEED IN FORMA PAUPERIS IN THE ABOVE CASE HAS BEEN DENIED BY THE COURT. A CERTIFIED COPY OF THE COURT'S ORDER IS ENCLOSED. ACCORDING TO THE RULES OF CIVIL PROCEDURE NO. 236, THE PROTHONOTARY'S OFFICE MAY STRIKE YOUR FILING IF PAYMENT IS NOT RECEIVED IN FULL. IF STRIKEN YOU MAY NO LONGER PROCEED WITH THE ACTION WITHOUT LEAVE FROM THE COURT FOR GOOD CAUSE.

THIS ACTION WILL BE STRIKEN AFTER TEN (10) WORKING DAYS FROM THE DATE OF THIS LETTER IF PAYMENT IN THE AMOUNT OF \$80.00 HAS NOT BEEN RECEIVED.

SINCERELY,

WILLIAM A. SHAW
PROTHONOTARY/CLERK OF COURTS

ENCLOSURE

**IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA - CIVIL LAW**

DARYL THURSTON

PLAINTIFF

RICOTTA JEWELRY & GIFTS

RESPONDANT

CASE NO.: 2001-1960-CD

DATE: October 5, 2001

JURY TRIAL DEMANDED

AFFIDAVIT AND REQUEST TO PROCEED IN FORMA PAUPERIS

(U.S. CERTIFIED MAILING NO. # 7000 0600 0023 9369 0854)

TO THE HONORABLE COURT;

I, DARYL THURSTON, ATTEST THAT I HAVE NO MONEY, REAL PROPERTY, OR TANGIBLE ASSETS TO AFFORD TO PAY THE COURT COSTS AND FILING FEES, AND RESPECTFULLY REQUEST TO PROCEED IN FORMA PAUPERIS.

FURTHERMORE, I, DARYL THURSTON, SOLEMNLY SWEAR, CERTIFY, AND VERIFY THAT ALL STATEMENTS MADE HEREIN ARE TRUE, CORRECT, TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF UNDER THE PUNISHMENT OF 18. PA. C.S.A. § 4904, AND 28 U.S.C. § 1746.

DATE: October 5, 2001

FILED

DEC 04 2001

m/4:00/m

William A. Shaw
Prothonotary

3 CENT TO PLFF.

Daryl Thurston

DARYL THURSTON

**IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA - CIVIL LAW**

DARYL THURSTON

SUMMONS

VS

PLAINTIFF

CIVIL ACTION NO:

RICOTTA JEWELRY & GIFTS

DATE: October 5, 2001

RESPONDANT

JURY TRIAL DEMANDED

SUMMONS

TO: RICOTTA JEWELRY & GIFTS

(CERTIFIED MAIL NO. #7000 0600 0023 43690634)

YOU ARE HEREBY SUMMONED TO AND REQUIRED TO
SERVE UPON PLAINTIFF, DARYL THURSTON [INST NO. #CY-4145]
C/O PO BOX #1000, HOLTZDALE PA. 16698-1000, AN ANSWER TO THE
COMPLAINT WHICH IS HEREWITH SERVED UPON YOU, WITHIN 20
DAYS AFTER SERVICE OF THIS COMPLAINT TO YOU. IF YOU FAIL
TO DO SO, A JUDGEMENT BY DEFAULT WILL BE TAKEN AGAINST
YOU FOR THE RELIEF DEMANDED IN THIS COMPLAINT.

BY THE COURT

DATED: _____

**IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA—CIVIL LAW**

DARYL THURSTON

CASE NO:

VS PLAINTIFF

DATE : October 5, 2001

RICOTTA JEWELRY & GIFTS

JURY TRIAL DEMANDED

RESPONDANT

COMPLAINT

(US CERTIFIED MAILING NO. # 7000 0600 0023 9369 0854)

I JURISDICTION

1. THIS IS A CIVIL COMPLAINT/ACTION AUTHORIZED BY Pa. R. CIV. PROC. TO REDRESS DEPRIVATION OF RIGHTS SECURED BY THE CONSTITUTION OF THE UNITED STATES. THIS COURT HAS JURISDICTION UNDER 28 U.S.C. SEC 1343. PLAINTIFF SEEKS DECLARATORY RELIEF PURSUANT TO 28 U.S.C. 2201, 2202.

II PARTIES

2. PLAINTIFF IS DARYL THURSTON, INST. NO. #CY-4145, LOCATED AT HOUTZDALE S.C.I. C/O P.O. BOX #1000, HOUTZDALE PA. 16698-1000

3. RESPONDANT IS RICOTTA JEWELRY & GIFTS, LOCATED AT 105 NORTH FRONT STREET, PHILLIPSBURG PA. 16866

III FACTS

4. RESPONDANT IS AN AGENT ENTITY, CONTRACTED, THRU S.C.I. HOUTZDALE, TO MONOPOLIZE THE NEED FOR REPAIRS OF S.C.I. HOUTZDALE'S RESIDENTS' PROPERTY (i.e. JEWELRY).
5. PLAINTIFF, BY AND THRU, S.C.I. HOUTZDALE COMMISSARY DEPT., CONTRACTED THE RESPONDANT ON AUGUST 6, 2001, TO REPLACE A WATCH BATTERY IN PLAINTIFF'S WATCH
6. ON BEHALF OF RESPONDANT, S.C.I. HOUTZDALE COMMISSARY DEPT. COERCED THE PLAINTIFF INTO A WRITTEN AGREEMENT IN ATTEMPTS TO WAIVE ANY RIGHTS TO RECOURSE, ACCOUNTABILITY, AND REDRESS IN THE EVENT THE RESPONDANT DAMAGED OR DESTROYED THE PLAINTIFF'S PROPERTY. IT WAS MADE CLEAR THE NEEDED SERVICES WOULD NOT BE RENDERED IF THE PLAINTIFF DID NOT FORCEBLY ENTER INTO THIS AGREEMENT. PLAINTIFF WAS DENIED A COPY OF THIS CONTRACT.
7. ON AUGUST 10, 2001, RESPONDANT TOOK POSSESSION OF PLAINTIFF'S PROPERTY TO FACILLTATE THE REPLACEMENT, UNDER THE GUISE OF GOOD FAITH. (SEE EXHIBIT (A))
8. ON AUGUST 13, 2001, PLAINTIFF'S PROPERTY WAS RETURNED, PAYMENT WAS MADE, AND ACCEPTED BY RESPONDANT. NO REMARKS ABOUT THE PROPERTY (WATCH) WERE MADE. (SEE EXHIBITS (B) & (C))
9. ON AUGUST 14, 2001, PLAINTIFF'S PROPERTY SHOWED SIGNS OF DAMAGE, OBVIOUSLY AS A RESULT OF THE WORK RESPONDANT WAS CONTRACTED TO DO, IN GOOD FAITH. THE REAR COVERPLATE, WHICH HAS TO BE REMOVED TO ACCESS THE BATTERY, WAS DAMAGED, WHEREAS NORMALE USE WILL CAUSE IT TO DISLODGE FROM THE HOUSING, EXPOSING THE INNER GEAR'S / MECHANISMS.

10. PLAINTIFF WAS OBSERVING, OVER THE COURSE OF THE NEXT DAY, THE TIMEPIECE WOULD NOT KEEP ACCURATE TIME. OBVIOUS DAMAGE WAS DONE TO THE INNER TIMEKEEPING MECHANISMS.

11. IN AN ATTEMPT TO MANUALLY RESET THE TIME AND DATE, VIA THE DESIGNATED APPENDAGE, THIS PIECE ALSO DISLODGED AND BROKE FROM ITS ATTACHMENT, RENDERING THE WATCH INOPERABLE.

12. WHEN PLAINTIFF'S PROPERTY WAS SUBMITTED FOR BATTERY REPLACEMENT, FORGOING THE NEEDED BATTERY REPLACEMENT, THIS PROPERTY WAS UNHARMED, IN PRECISE WORKING ORDER.

13. PLAINTIFF CONTACTED STAFF AT S.C.I. HOUTZDALE COMMISSARY REGARDING THIS MATTER. S.C.I. HOUTZDALE COMMISSARY STAFF MADE IT CLEAR, REFERRING TO THE AGREEMENT STIPULATED PRIOR (SEE FACT *6), DISCLAIMED ANY RESPONSIBILITY AND ASSERTED THEY WERE ONLY ACTING IN A CAPACITY OF MEDIATOR. STAFF ALSO STATED THAT THE RESPONDANT HELD NO RESPONSIBILITY EITHER, DESPITE THE DAMAGES BEING INCURRED DURING RESPONDANT'S POSSESSION OF PLAINTIFF'S PROPERTY, IN REFERENCE TO THE AGREEMENT PLAINTIFF WAS COERCED INTO SIGNING/AGREEING TO RECEIVE THE NECESSARY REPAIR/REPLACEMENT OF BATTERY, WITH NO OTHER OUTLET AVAILABLE TO SEEK RELIEF.

14. BY AND THRU RESPONDANT'S NEGLIGENT WORKMANSHIP AND CARE OF PLAINTIFF'S PROPERTY, DESTRUCTION AND DEFACING OF PLAINTIFF'S PROPERTY OCCURRED. PLAINTIFF IS DEPRIVED OF THE USE AND SERVICES OF HIS PROPERTY, AS WELL AS THE IMPOSITION NOW LOOKED REGARDING LOSSES OF TIME, EFFORT, AND THE EXPENSE OF REPAIR.

15. Plaintiff attempted to contact Respondant by mail to informally resolve this. Respondant refused to answer, on September 15, 2001, via U.S. Mail.

IV LEGAL CLAIMS

1. PLAINTIFF HAS RIGHTFULL CLAIM AS OWNER OF THE WATCH. THIS PROPERTY WAS DAMAGED

BY RESPONDANT

2. PLAINTIFF HAS A RIGHTFUL CLAIM TO COMPENSATORY AND PUNATIVE DAMAGES FROM THE RESPONDANT FOR DAMAGES TO PLAINTIFF'S PROPERTY.

3. PLAINTIFF HAS A RIGHTFUL CLAIM TO COMPENSATORY AND PUNATIVE DAMAGES FROM A TOTAL OF \$8,001.⁰⁰ (EIGHT THOUSAND AND ONE DOLLARS) FOR DAMAGES TO HIS PROPERTY.

V RELIEF

1. PLAINTIFF SEEKS RELIEF IN ACCORDANCE WITH 28 U.S.C.A. 2202

2. RELIEF CAN BE GRANTED BY THIS HONORABLE COURT GRANTING AN ORDER DECREETING THAT RESPONDANT BE ORDERED TO PAY \$6,501.⁰⁰ (SIX THOUSAND FIVE HUNDRED AND ONE DOLLARS) TO PLAINTIFF FOR COMPENSATORY DAMAGES

3. RELIEF CAN BE GRANTED BY THIS HONORABLE COURT GRANTING AN ORDER DECREETING THAT RESPONDENT BE ORDERED TO PAY \$15,000.⁰⁰ (FIFTEEN HUNDRED DOLLARS) PUNATIVE DAMAGES AS ADDITIONAL PUNISHMENT FOR THE SERIOUSNESS OF RESPONDANTS WRONGDOINGS.

4. RELIEF CAN BE GRANTED BY THIS HONORABLE COURT, GRANTING AN ORDER DECREETING THAT RESPONDANT BE ORDERED TO PAY THE COMPENSATORY AND PUNATIVE DAMAGES IN (20) TWENTY DAYS.

5. RELIEF CAN BE GRANTED BY THIS HONORABLE COURT GRANTING AN ORDER THAT RESPONDANT BE MADE TO RE-IMBURSE THE PLAINTIFFS COST OF THIS SUIT.

6. RELIEF CAN BE GRANTED BY THIS HONORABLE COURT GRANTING AN ORDER DECREETING RESPONDANT BE MADE TO COMPLY TO ANY OTHER ACTION DEEMED FAIR AND APPROPRIATE BY THIS COURT

VERIFICATION

I, DARYL THURSTON, HEREBY VERIFY THAT THE MATTERS ALLEGED HEREIN ARE TRUE, AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, WHICH SERVES TO SATISFY 18 PA. C.S.A. ^{JM} 4904 UNSWORN FALSIFICATIONS TO AUTHORITIES.

DATE: October 5, 2001

/s/ Daryl Thurston

PLAINTIFF PRO SE.

[INST NO. #CY-4145]

C/O P.O. BOX, #1000

HOUTZDALE PA. 16698-1000

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

~~CIVIL SUIT~~

DARYL THURSTON

Plaintiff

Case No.:

Date: October 5, 2001

V

RICOTTA JEWELRY & GIFTS

Respondent

Jury Trial Demanded

Certification of Service

TO THE HONORABLE AFORESAID COURT;

I Hereby certify that on this 5th day of October, 2001, I am serving the foregoing documents (civil suit) upon the persons listed below by and through the prothonotary of the aforesaid court, requesting this be done by first class U.S. Mail; which serves to satisfy the requirements of PA. R.A.P. 906.

Clerk of courts/
Prothonotary
William A. Shaw
Clearfield County Courthouse
230 E Market Street
Clearfield Pennsylvania
[16830]

The Honorable Judge
c/o Prothonotary
William A. Shaw
Clearfield County Courthouse
230 E. Market Street
Clearfield Pennsylvania
[16830]

RICOTTA JEWELRY & GIFTS
c/o Prothonotary
William A. Shaw
Clearfield County Courthouse
230 E. Market Street
Clearfield Pennsylvania
[16830]

Date: October 5, 2001

/s/ Daryl Thurston

DARYL THURSTON

40 [CY-4145] P.O. Box #1000

Houtzdale Pennsylvania

[16698-1000]

**IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA - CIVIL LAW**

DARYL THURSTON

VS PLAINTIFF

RICOTTA JEWELRY & GIFTS

RESPONDANT

CASE NO:

DATE: October 5, 2001

CIVIL ACTION

JURY TRIAL DEMANDED

SWORN AFFIDAVIT

(U.S. CERTIFIED MAILING NO. # 7000 0600 0023 9369 0854)

I, DARYL THURSTON, VERIFY ALL THE ENCLOSED IS FACT OF MY PERSONAL KNOWLEDGE, AND I AM COMPETENT TO CERTIFY THE FOLLOWING;

BY AND THRU S.C.I. HOUTZDALE COMMISSARY DEPT., RICOTTA JEWELRY & GIFTS WAS CONTRACTED TO REPLACE THE BATTERY OF A WATCH OWNED BY ME. OTHER THAN THE REPLACEMENT OF THE BATTERY, THIS WATCH WAS IN PERFECT WORKING ORDER BEFORE, AND AT THE TIME WHEN, RICOTTA JEWELRY & GIFTS TOOK POSSESSION. THE REPLACEMENT OF THE WATCH BATTERY WAS THE ONLY SERVICE AUTHORIZED ON THE WATCH.

THROUGH CARELESS WORKMANSHIP AND UNETHICAL PRACTICES, RICOTTA JEWELRY & GIFTS DISVOINED GOOD FAITH AND RESPONSIBILITY, AND CARELESSLY HANDLED THE REPLACEMENT OF THE BATTERY. IN DOING SO CAUSED DAMAGES THAT; STOPPED THE WATCH FROM OPERATING, CAUSED PARTS TO BREAK LOOSE, DEFACED THE TIMEPIECE, DEPRIVED ME OF THE USE AND SERVICES OF MY PROPERTY, AS FOR SUBSEQUENT IMPOSITIONS REGARDING THE LOSS OF TIME, EFFORT AND EXPENSE TO REPAIR. THIS WATCH, NOT ONLY BEING PERSONAL PROPERTY, BUT WAS ALSO ENDEARED TO ME WITH SENTIMENTAL VALUE, AS A GIFT FROM MY FATHER. THE WATCH WAS RECEIVED REGULAR CARE AND MAINTAINENCE WHILE IN MY POSSESSION. I SEEK THE RELIEF OF THE COURT AND THE EQUAL PROTECTIONS AFFORDED ME, THRU THE UNITED STATES CONSTITUTION, CONSUMER PROTECTION ACT, AND CIVIL RULES OF REDRESS IN LAW, IN OPTION OF RELIEF.

LASTLY, ON SEPTEMBER 15, 2001, I, Darryl Thurston DID DRAFT AND SEND A LETTER (EXHIBIT ©) TO THE RESPONDENT IN A GOOD FAITH ATTEMPT TO INFORMALLY RESOLVE THIS MATTER. TO DATE, RESPONDANT HAS NEVER ANSWERED OR REPLIED IN ANY WAY SHAPE FORM OR MEDIUM. THE LETTER WAS SENT VIA U.S. MAIL, FIRST CLASS, TO THE BUSINESS ADDRESS/RESPONDING ADDRESS FOR THIS COMPLAINT. THAT LAST ATTEMPT TO RESOLVE THIS ISSUE WAS PRIVATE AND DONE TASTEFULLY AND RESPECTFULLY.

VERIFICATION

I, Darryl Thurston, Solemnly Swear That all Statements Made herein, are true correct, to the best of my knowledge information and belief. Under PUNISHMENT OF 18. P.A. U.S.A. § 4904, Unsworn Palsifications to Oathsworn.

Date: _____, 2001 A.D.

/s/ _____

Darryl Thurston

CASH SLIP

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS

(A)

1. REQUISITIONING INMATE THURSTON, DARYL

INSTITUTIONAL NUMBER

CY 4145

LOCATION

EB

DATE

08-06-01

2. RECEIVING INMATE

INSTITUTIONAL NUMBER

LOCATION

DATE

3. ITEMS TO BE CHARGED TO MY ACCOUNT

REPLACE WATCH BATTERY
ONLY.

4. INMATE'S SIGNATURE

DARYL THURSTON

5. OFFICIAL APPROVAL

[Signature]

6. BUSINESS OFFICE'S SPACE

CHARGE ENTERED

\$

DATE-

BOOKKEEPER

[Signature]

(# 7000 0600 0023 9309 0554)

RICOTTA JEWELRY & GIFTS
"Your Watch & Jewelry Repair Center"
1155 N. Front Street
PHILADELPHIA, PA 19106
(814) 342-3709

⑥

SOLD BY		DATE	
NAME <i>SCOTT HOWZDALE</i>			
ADDRESS			
☐ CASH	☐ C.O.D.	☐ CHARGE	☐ ON ACCOUNT
<i>Daryl Triston</i>		<i>4.00</i>	
<i>EE CY 4145</i>		<i>24</i>	
		<i>4.24</i>	
RECEIVED BY <i>[Signature]</i>			

All claims and returned goods MUST be accompanied by this bill.

31563

To Reorder:
800-225-6380 or nabe.com

**Thank
You**

7000 0600 0023 4247 0854

(C)

Daryl Thurston
c/o [#cy-4145]

P.O. Box #1000

Houtzdale, Pennsylvania

[16698-1000]

September 15, 2001

ATTN:

Ricotta Jewelry and Gifts

105 N. FRONT STREET

PHILLIPSBURG, PENNSYLVANIA

16866

Re: (Item repair)

Dear Sir or Madame,

Please be advised that on August 14, 2001, the day after SCE-Houtzdale Returned my property (a watch) you were contracted to replace/repair a battery in, the property started to show signs of damage. Prior to my submission of this watch, there were no damages to it. It's very apparent that the damages occurred while in your possession. I am contacting you in a respect and good faith position. Please either fix or compensate me for the loss of my family heirloom. It was a gift from my father and I trusted you to be fair and just. The asking price was paid therefore you were expected to do professional work. I leave it up to you to respond to this informal correspondence within (10) ten days of receipt, so we can avoid any civil redress in this matter.

I trust that you will act honorably in this matter.

Cordially

Daryl Thurston