

01-1985-CJ
SCHAEDLER VESCO DISTRIBUTION INC. -VS- RETCHDRILL, INC.

SCHAEDLER YESCO DISTRIBUTION, : IN THE COURT OF COMMON PLEAS
INC., : CLEARFIELD COUNTY, PENNSYLVANIA
Plaintiff :
: v.
: :
REICHDRILL, INC. : :
: NO. 01-1985-CO
Defendant : AMOUNT DUE \$6,501.10, plus interest
: from August 17, 2001 and the
: costs of suit

PRAECIPE

TO THE PROTHONOTARY OF CLEARFIELD COUNTY, PENNSYLVANIA:

Please enter judgment in favor of the above-captioned Plaintiff and against the above-captioned Defendant in the amount of \$6,501.10, plus interest from August 17, 2001 and the costs of suit upon the basis of the attached District Justice transcript.

Also, please enter the appearance of Handler, Henning & Rosenberg on behalf of the Plaintiff.

HANDLER, HENNING & ROSENBERG

Date: 12-3-2001

By 
W. Scott Henning, Esquire
Attorney I.D. #32298
1300 Linglestown Road
P.O. Box 1177
Harrisburg, PA 17108
(717) 238-2000

ATTORNEY FOR PLAINTIFF

DEC 10 2001

1/12-35 p.m.

William A. Shaw

Prothonotary

Notice to def. aty pd 20th
Statement to aty
no cc.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-03

DJ Name: Hon.

MICHAEL A. RUDELLA
Address: **MOUNTAIN VIEW PLAZA**
P.O. BOX 210
KYLERTOWN, PA
Telephone: **(814) 345-6789** **16847-0000**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

SCHAEDLER YESCO DISTRIBUTION, INC.
P.O. BOX 2008
HARRISBURG, PA 17108

NAME and ADDRESS

DEFENDANT:

REICHDRILL, INC.
RT. 53 & 322
PHILIPSBURG, PA 16866

VS.

NAME and ADDRESS

Docket No.: **CV-0000215-01**
Date Filed: **8/17/01**



MICHAEL A. RUDELLA
MOUNTAIN VIEW PLAZA
P.O. BOX 210
KYLERTOWN, PA 16847-0000

THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

01-1985-CO

Judgment was entered for: (Name) **SCHAEDLER YESCO DISTRIBUTION, INC.**

Judgment was entered against: (Name) **REICHDRILL, INC.**

in the amount of \$ **6,501.10** on: (Date of Judgment) **9/10/01**

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	\$ 6,403.60
Judgment Costs	\$ 97.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 6,501.10
Post Judgment Credits	\$ 0
Post Judgment Costs	\$ 0
<hr/>	
Certified Judgment Total	\$ 6501.10

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.

9-10-01 Date *M. Rudella*, District Justice

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

11/20/01 Date *M. Rudella*, District Justice

SCHAEDLER YESCO DISTRIBUTION, : IN THE COURT OF COMMON PLEAS
INC., : CLEARFIELD COUNTY, PENNSYLVANIA
Plaintiff :
:
v. :
: NO. 01-1985-CO
REICHDRILL, INC. :
: AMOUNT DUE \$6,501.10, plus interest
Defendant : from August 17, 2001 and the
costs of suit

TO: Reichdrill, Inc.

You are hereby notified that on 12-10-01, a judgment in the amount of \$6,501.10, plus interest from August 17, 2001 and the costs of suit has been entered against you in the above-captioned matter.

Date: 12-10-01



Prothonotary

I hereby certify that the name and address of the proper person(s) to receive this notice under Pa.R.Civ.P. 236 is:

Reichdrill, Inc.
Rt. 53 & 322
P.O. Box 361
Philipsburg, PA 16866

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Schaedler yesco distribution, inc.

Plaintiff(s)

No.: 2001-01985-CD

Real Debt: \$6,501.10

Atty's Comm:

Vs.

Costs: \$

Int. From:

Reichdrill, inc.,

Defendant(s)

Entry: \$20.00

Instrument: DJ Judgment

Date of Entry: December 10, 2001

Expires: December 10, 2006

Certified from the record this 10th day of December, 2001



William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment, Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

PRAECIPE FOR WRIT OF EXECUTION - (MONEY JUDGMENTS)

P.R.C.P. 3101 TO 3149

SCHAEDLER YESCO : IN THE COURT OF COMMON PLEAS
DISTRIBUTION, INC., : CLEARFIELD COUNTY, PENNSYLVANIA
Plaintiff :
v. : NO. 2001-1985-CD
REICHDRILL, INC., :
: AMOUNT DUE \$6,521.10 plus
: interest from August 17, 2001
: and the costs of suit
Defendant :

TO THE PROTHONOTARY OF SAID COURT: ISSUE WRIT OF EXECUTION IN THE
ABOVE MATTER,

(1) Directed to the Sheriff of Clearfield County, Pennsylvania;

(2) against Reichdrill, Inc. Defendant(s);

(3) and against _____ Garnishee(s);

(4) and index this writ

(a) against _____

FILED

JAN 03 2002

(b) against _____

Defendant(s) and

_____ Garnishee(s);

William A. Shaw
Prothonotary

as a lis pendens against the real property of the defendant(s) in the name of the
Garnishee(s) as follows: (Specifically describe property and note any specific direction
to the Sheriff) (Furnish 4 copies for real estate levy)

LEVY ON ALL AND ANY PERSONAL PROPERTY OF THE DEFENDANT LOCATED AT
ROUTES 53 AND 322, P.O. BOX 361, PHILIPSBURG, CLEARFIELD COUNTY,
PENNSYLVANIA 16866.

(5) Exemption has (not) been waived.

HANDLER, HENNING & ROSENBERG

Dated 12-28-2001

Attorney for Plaintiff(s)
W. Scott Henning, Esquire



WRIT OF EXECUTION - (MONEY JUDGMENTS)
RULES P.R.C.P. 3101 TO 3149

SCHAEDLER YESCO : IN THE COURT OF COMMON PLEAS
DISTRIBUTION, INC., : CLEARFIELD COUNTY, PENNSYLVANIA
Plaintiff :
v. : NO. 2001-1985-CD
REICHDRILL, INC., :
: AMOUNT DUE \$6,521.10 plus
: interest from August 17, 2001
: and the costs of suit
Defendant :
:

WRIT OF EXECUTION
NOTICE

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

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.

LAWYER REFERAL SERVICES
PA BAR ASSOCIATION
P.O. BOX 186
HARRISBURG, PA 17108
(800) 692-7375

FILED

JAN 09 2002

11350 att [stamping]
William A. Shaw
Prothonotary

pd. \$ 20.00

6 wnts Sheriff

WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW

COPY

Schaedler Yesco Distribution, Inc.,

Vs.

NO.: 2001-01985-CD

Reichdrill, Inc.,

TO THE SHERIFF OF CLEARFIELD COUNTY COUNTY:

To satisfy the debt, interest and costs due SCHAEEDLER YESCO DISTRIBUTION, INC., Plaintiff(s) from REICHDRILL, INC., Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Property Located at Routes 53 and 322, P.O. Box 361, Philipsburg, Pennsylvania
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$6,521.10
INTEREST: \$ from August 17, 2001
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 01/03/2002

PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$

William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Requesting Party: W. Scott Henning, Esquire
P.O. Box 60337
Harrisburg, PA 1706

Sheriff

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11968

SCHAEDLER YESCO DISTRIBUTION, INC.

01-1985-CD

VS.

REICHDRELL, INC.

WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURNS

FILED

APR 24 2002

018:50 am

William A. Shaw
Prothonotary

Sworn to Before Me This

24th Day Of April 2002

WILLIAM A. SHAW

Prothonotary

My Commission Expires
1st Monday in Jan. 2006
Clearfield Co., Clearfield, PA

So Answers,

Chester Hawkins
by Margaret N. Pitt
Chester A. Hawkins
Sheriff

GARY C. HORNER
JOHN J. BAGNATO
JAMES C. MUNRO, II
JAMES R. WALSH
RALPH J. TROFINO
THOMAS A. AURANDT
RONALD P. CARNEVALI, JR.
J. DOUGLAS WOLFE

DAVID J. NOVAK
THOMAS W. CARTWRIGHT
MICHAEL J. PARRISH, JR.

OF COUNSEL
ROBERT G. ROSE

LAW OFFICES
SPENCE, CUSTER, SAYLOR, WOLFE & ROSE
JOHNSTOWN, PENNSYLVANIA

MAILING ADDRESS
P. O. BOX 280
JOHNSTOWN, PA 15907-0280

DELIVERY ADDRESS
216 FRANKLIN STREET
JOHNSTOWN, PA 15901

TELEPHONE
(814) 536-0735

FACSIMILE
(814) 539-1423

E-MAIL
scswr@charterpa.com

March 5, 2002

W. Scott Henning, Esquire
Handler Henning and Rosenberg
1300 Linglestown Road
P.O. Box 1177
Harrisburg, PA 17108

RE: Schaedler Yesco Distribution, Inc.
vs. Reichdrill, Inc.

Dear Mr. Henning:

Please be advised that the Writ of Execution and related documentation served upon my client in the above matter has been forwarded to me for response and direction to you.

Please be advised that an involuntary proceeding under Chapter 7 of Title 11 was commenced against Reichdrill, Inc., in the United States Bankruptcy Court for the Western District of Pennsylvania at case #01-30627 BM on October 18, 2001. The case was converted to a proceeding under Chapter 11 by Order dated November 19, 2001, and is presently pending in said court.

As you are aware, the issuance of process to recover upon a pre-petition obligation during the pendency of a Chapter 11 case is precluded by 11 U.S.C. Section 362. Since the First Meeting of Creditors was only recently held, I shall assume for present purposes that your client did not advise you of its receipt of the Notice of Bankruptcy, and therefore, that the issuance of the Writ was an oversight rather than an intentional violation of stay. Please direct the Sheriff to dissolve the lien of levy on his records (the same being nullity as having been effected in violation of Section 362), and, further, confirm that no further action will be taken in violation of Section 362 in this matter. If this is not accomplished within the next seven (7) days, I have been instructed to commence an action for contempt in violation of the automatic stay against your client.

W. Scott Henning

March 5, 2002
Page Two

If you have any questions, please feel free to contact me.

Yours very truly,


James R. Walsh

JRW:tm

c: Sheriff, Clearfield County
Reichdrill, Inc.

COPY

Personal Property Sale

Personal Property Sale

PERSONAL PROPERTY

SCHEDULE OF DISTRIBUTION

00-1985-CD REICHDRILL

NOW, ~~by virtue of the writ hereunto attached, after having given due and legal Notice of the time and place of sale, by handbills posted on the premises, setting forth the time and place of sale, I sold on the day of~~ 2002, the defendant's personal property for and made the following appropriations.

SHERIFF COSTS:

RDR	\$ 9.00
SERVICE	9.00
MILEAGE	10.40
LEVY	20.00
MILEAGE	<u>10.40</u>
POSTING	<u>9.00</u>
HANDBILLS	<u>10.00</u>
COMMISSION	
UNABLE TO LEVY (\$9.00)	
POSTAGE	.34
ADD'L SERVICE	
ADD'L MILEAGE - DEPUTIZE	
ADD'L POSTING	
COPIES/BILLING	15.00
BID	
RETURN OF INTERROGATORIES	
PHONE CALLS	
TOTAL SHERIFF COSTS	\$ 63.74

DEBT & INTEREST:

DEBT	\$ 6,521.10
INTEREST FROM 8-17-01	
TO BE ADDED	
TOTAL DEBT & INTEREST	\$ 6,521.10

COSTS:

ATTORNEY PAID	\$
ATTORNEY FEES	
COSTS TO PROTHONOTARY	<u>\$ 40.00</u>
SHERIFF'S COSTS	<u>63.74</u>
REFUND OF ADVANCE	
REFUND OF SURCHARGE	
COSTS	
TOTAL COSTS	\$
TOTAL DEBT AND COSTS	\$ 63.74

Commission 2% on the first \$100,000.00 and 1/2% on all over that. Distribution will be made in accordance with the above schedule unless exceptions are filed with this office within ten (10) days from this date.

Chester A. Hawkins, Sheriff

COPY

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW**

Schaedler Yesco Distribution, Inc.,

Vs.

NO.: 2001-01985-CD

Reichdrill, Inc.,

TO THE SHERIFF OF CLEARFIELD COUNTY COUNTY:

To satisfy the debt, interest and costs due SCHAEEDLER YESCO DISTRIBUTION, INC., Plaintiff(s) from REICHDRILL, INC., , Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Property Located at Routes 53 and 322, P.O. Box 361, Philipsburg, Pennsylvania
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

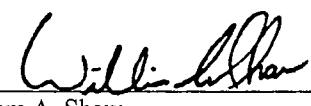
Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

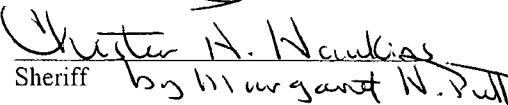
- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$6,521.10
INTEREST: \$from August 17, 2001
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 01/03/2002

PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 7th day
of January A.D. 2002
At 9:25 A.M. P.M.


Chester A. Waukiss
Sheriff by Margaret N. Pult

Requesting Party: W. Scott Henning, Esquire
P.O. Box 60337
Harrisburg, PA 1706

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11968

SCHAEDLER YESCO DISTRIBUTION, INC.

01-1985-CD

VS.

REICHDRILL, INC.

WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURNS

NOW, MARCH 1, 2002, AT 1:20PM O'CLOCK A LEVY WAS TAKEN ON PROPERTY OF THE DEFENDANT.

NOW, MARCH 1, 2002, AT 1:20 PM O'CLOCK SERVED WRIT OF EXECUTION AND COPY OF LEVY ON SUSAN MILLWARD, OFFICE MANAGER OF REICHDRILL, INC. DEFENDANT, AT HER PLACE OF EMPLOYMENT, ROUTES 53 AND 322, PO BOX 361, PHILIPSBURG, CLEARFIELD COUNTY, PENNSYLVANIA, 16866, BY HANDING TO SUSAN MILLWARD, OFFICE MANAGER OF REICHDRILL, INC. DEFENDANT, A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND COPY OF LEVY AND MADE KNOWN TO HER THE CONTENTS THEREOF.

NOW, MARCH 6, 2002, RECEIVED LETTER FROM JAMES R. WALSH, ATTORNEY FOR DEFENDANT, ADVISING THAT DEFENDANTS ARE IN BANKRUPTCY.

NOW, APRIL 23, 2002, RETURN WRIT AS NO SALE HELD AS DEFENDANT IS IN BANKRUPTCY. PAID COSTS FROM ADVANCE AND MADE REFUND OF UNUSED ADVANCE TO ATTORNEY.

SHERIFF HAWKINS \$63.74

SURCHARGE \$20.00

PAID BY ATTORNEY