

01-1993-C3
JUDITH E. SAGESE et al -vs- CLEARFIELD COUNTY TAX CLAIM BUREAU

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

No. 01-1927-CD
WILLIAM HUGHES,

Petitioner

v.

CLEARFIELD COUNTY TAX CLAIM
BUREAU,

Respondent

and

No. 01-1993-CD
JUDITH E. SAGESE and JOANNE PASTIR,
Plaintiffs

v.

CLEARFIELD COUNTY TAX CLAIM
BUREAU,

Respondent

ORDER

FILED

DEC 31 2001

William A. Shaw
Prothonotary

KIM C. KESNER
ATTORNEY AT LAW
23 North Second Street
CLEARFIELD, PA 16830
(814) 765-1706

1 cc Atty Hughey-Shopp
0/12:52 PM 1 cc Atty Kesner

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

WILLIAM C. HUGHES,
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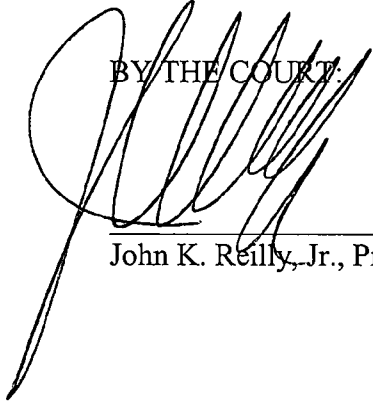
William A. Shaw
Prothonotary

ORDER

AND NOW, this 28th day of December, 2001, these matters having been consolidated for hearing and this being the day and date for hearing thereon, the Petitioners having offered to bid higher than the original bid of Two Hundred (\$200.00) Dollars tendered by the original prospective purchaser, it is hereby ORDERED and DECREED that the private sale scheduled for December 31, 2001 by the Clearfield County Tax Claim Bureau be and is hereby disapproved. The Clearfield County Tax Claim Bureau shall not sell the assessed interest in real estate situated in Decatur Township, Clearfield County identified as Map No. 112-012-000-00018 and described as 16.7 percent interest in 88 acres in fee assessed to Della Knobelack for less than Five Hundred (\$500.00) Dollars. It appearing that the Petitioners in each of the above actions

are willing to pay the minimum price set by this Court, it is hereby ORDERED and DECREED that the Clearfield County Tax Claim Bureau shall conduct an auction style bidding of the assessment limited to the parties to the proceedings. This auction shall be scheduled at the convenience of the parties but in any event no later than thirty (30) days from the date of this Order.

BY THE COURT:



John K. Reilly, Jr., President Judge

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

JUDITH E. SAGGESE and
JOANNE PASTIR,
Plaintiffs,

vs.

CLEARFIELD COUNTY TAX
CLAIM BUREAU,
Defendant.

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* NO. 01-1993-CD
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CERTIFICATE OF SERVICE

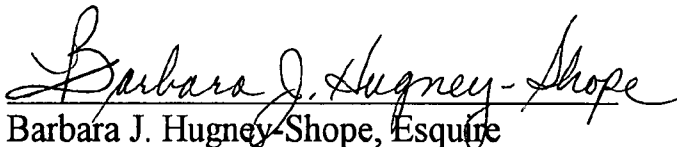
AND NOW, this 14th day of December, 2001, I, Barbara J. Hugney-Shope, Esquire, do hereby certify that I served a certified copy of the **ORDER** filed in the above-captioned matter on MARY ANNE WESDOCK, DIRECTOR, CLEARFIELD COUNTY TAX CLAIM BUREAU, Defendant in the above-captioned matter, by hand deliver of the same, on the 14th day of December, 2001, at the following address:

Mary Anne Wesdock, Director
Clearfield County Tax Claim Bureau
230 East Market Street
Clearfield, PA 16830

FILED

DEC 17 2001

William A. Shaw
Prothonotary


Barbara J. Hugney-Shope, Esquire
Attorney for the Plaintiffs
23 North Second Street
Clearfield, PA 16830

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

NO. 01- -CD

JUDITH E. SAGESE and
JOANNE PASTIR,

Plaintiffs,

vs.

CLEARFIELD COUNTY TAX
CLAIM BUREAU,

Respondent.

PETITION TO DISAPPROVE AND
HALT SALE

BARBARA J. HUGNEY-SHOPE

Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830
(814) 765-5155
FAX (814) 765-2957

BARBARA J. HUGNEY-SHOPE
Attorney-at-Law
23 N. Second Street
Clearfield, PA 16830

FILED

DEC 12 2001

William A. Shaw
Prothonotary

DEC 12 2001
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 William A. Shaw
 Prothonotary
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**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW**

**JUDITH E. SAGGESE and
JOANNE PASTIR,**
Plaintiffs,

vs.

**CLEARFIELD COUNTY TAX
CLAIM BUREAU,**
Respondent

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* **NO. 01- -CD**
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PETITION TO DISAPPROVE AND HALT SALE

NOW COME, the Petitioners, JUDITH E. SAGGESE and JOANNE PASTIR,
by and through their attorney, Barbara J. Hugney-Shope, Esquire, and aver as follows:

1. Petitioner, Judith E. Saggese, is an adult individual, with an address of R. R.
3, Box 117, Philipsburg, Pennsylvania 16866.
2. Petitioner, Joanne Pastir, is an adult individual, with an address of R.R. 3,
Box 119, Philipsburg, Pennsylvania 16866.
3. The Respondent, Clearfield County Tax Claim Bureau, is a governmental
entity with offices located at 230 East Market Street, Clearfield, Pennsylvania, 16830.
4. Real Estate Taxes assessed to a 16.7% interest in real property, identified as
Assessment Map No. 112-01-000-00018, 16.7% interest in 88 acres in fee, by the
Clearfield County Assessment Office, have been unpaid for the years 1992 to 2000.

5. The total amount due on the property, which includes taxes, costs and interest is \$1,280.64.

6. A bid of \$200.00 was received and accepted by the Respondent.

7. The bid of \$200.00 is insufficient in comparison to the tax delinquency and charges assessed to the property.

8. On October 30, 2001, Respondent sent notice to the Petitioners setting forth the dates of publication of the proposed sale in the Clearfield County Legal Journal as October 30, 2001, and November 13, 2001.

9. Notice to Petitioners was defective in that the publication in the Clearfield County Law Journal did not occur on October 30, 2001 or November 13, 2001. Rather, actual publication in the Clearfield County Legal Journal occurred on November 2, 2001, and November 16, 2001.

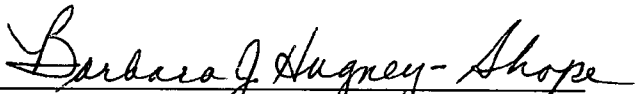
10. Pursuant to said notice, sale is scheduled for 9:00 A.M. on December 31, 2001, at the office of the Respondent.

11. Petitioners are prepared to offer a higher bid than the \$200.00 offered thus far.

WHEREFORE, Petitioners respectfully request the Court to disapprove and halt the sale, and in the event that more than one party agrees to pay the minimum price set

by the Court, direct the Respondent to hold an auction-style sale of the property.

Respectfully submitted,

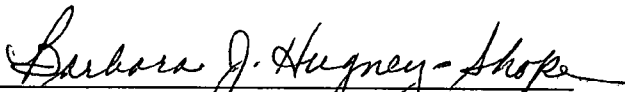

Barbara J. Hugney-Shope, Esquire
Attorney for Petitioners

Date: December 12th, 2001

I hereby certify that on this 12th day of December, 2001, a copy of the foregoing Petition to Disapprove and Halt Sale has been served by U.S. First Class Mail upon the following:

Mary Anne Wesdock, Director
Clearfield County Tax Bureau
230 East Market Street
Clearfield, PA 16830

Respectfully submitted,

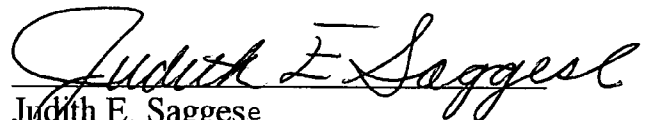

Barbara J. Hugney-Shope, Esquire
Attorney for Petitioners


VERIFICATION

We verify that the statements made in the foregoing Petition are true and correct.

We understand that false statements herein made are subject to the penalties of 18 Pa.

C.S. §4904, relating to unsworn falsification to authorities.


Judith E. Saggese


Joanne Pastir

Dated: 12/10/, 2001

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NO. 01- -CD

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Plaintiffs,

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ORDER

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William A. Shaw
Prothonotary

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William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
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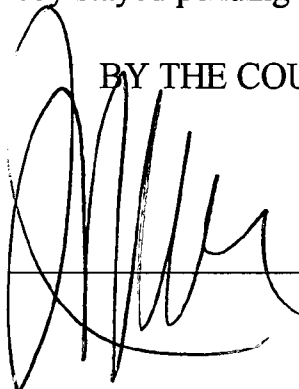
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* NO. 01- -CD
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ORDER

AND NOW, this 13th day of December, 2001, upon consideration of Plaintiffs' Petition to Disapprove and Halt Sale, a Rule is hereby issued upon Defendant to appear and Show Cause why the Petition should not be granted. Rule Returnable the 7th day of January, 2002, at 3:00 ~~am~~/p.m. in Courtroom No. 1, Clearfield County Courthouse, Clearfield, Pennsylvania.

Tax Sale of the within referenced property which is scheduled for 9:00 a.m. December 31, 2001, is hereby stayed pending further Order of Court.

BY THE COURT,



J.