

01-200-1
COMMERCIAL GEAR & SPROCKET -vs- REICH DRILL, INC.
CO., INC.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMERICAL GEAR & SPROCKET
CO., INC.

NO. 01-2063-CD
IN CIVIL ACTION

-vs- *Plaintiff(s)*

REICH DRILL, INC.

Defendant(s)

COMPLAINT

CODE -
FILED ON BEHALF OF
PLAINTIFF

COUNSEL OF RECORD
FOR THIS PARTY:

James R. Apple, Esq.

PA I.D. No. 37942

Charles F. Bennett, Esq.

PA I.D. No. 30541

Joel E. Hausman, Esq.

PA I.D. No. 42096

APPLE AND APPLE, P.C.

Firm No. 719

4650 Baum Boulevard

Pittsburgh, PA 15213-1237

Telephone (412) 682-1466

Fax (412) 682-3138

FILED

DEC 31 2001

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMERICAL GEAR & SPROCKET
CO., INC.

NO.
IN CIVIL ACTION

-vs- *Plaintiff(s)*

REICH DRILL, INC.

Defendant(s)

NOTICE TO DEFEND

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 Complaint and notice are served upon you, 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.

Court Administrator
Clearfield County Courthouse
One North Second Street
Clearfield, Pennsylvania 16830
Telephone Number 814-765-2641 Ex 50-51

COMPLAINT

1. Plaintiff is a corporation having offices at 618 Washington Street, E. Walpole, MA 02032.

2. Defendant is a corporation having its offices or place of business at Route 53 and 322 North, Phillipsburg, Clearfield County, Pennsylvania 16866.

3. On or about June 5, 2000 and at various times thereafter, at the request of Defendant, Plaintiff sold and delivered to Defendant certain goods, wares, merchandise and/or services specifically made for the Defendant, as is more specifically shown by Plaintiff's invoices, true and correct copies of which are attached hereto marked Exhibit "A", and made a part hereof.

4. Defendant received and accepted the aforementioned goods, wares, merchandise and/or services.

5. The prices charged by Plaintiff were the fair, reasonable and market prices that prevailed at the time(s) of the transaction(s).

6. The prices charged by Plaintiff were the prices that Defendant agreed to pay.

7. The agreement of open account between the parties arose from words, course of dealing, and the aforementioned document(s).

8. Plaintiff avers that all conditions precedent to the Defendant's duty of performance under said agreement have occurred.


9. Plaintiff avers that the balance due amounts to \$5,034.75.

10. Plaintiff avers that interest has accrued at the rate of 6% per annum on the balance due from September 28, 2000.

11. Although repeatedly requested to do so by Plaintiff, Defendant has willfully failed and refused to pay the amount due Plaintiff or any part thereof.

WHEREFORE, Plaintiff demands Judgment against Defendant(s) in the principal amount of \$5,034.75, with appropriate additional interest from September 28, 2000 and costs.

APPLE AND APPLE, P.C.

By: 
Attorneys for Plaintiff(s)



COMMERCIAL GEAR & SPROCKET CO., INC.

618 Washington Street • E. Walpole, MA 02032
(508) 668-1073 • (800) 491-1073 • Fax (508) 668-6625

BILL TO

Reichdrill Inc
PO Box 361
Phillipsburg PA 16866

SHIP TO

Reichdrill Inc
Rt 53 & 322 N.
Phillipsburg PA 16866

DATE	INVOICE#	P.O. NO.	TERMS	DUE DATE	REP	SHIP DATE	SHIP VIA
10/2/2000	60447	20611	1% 10 Net 30	11/1/2000	VF	10/2/2000	
ITEM	DESCRIPTION			QTY	RATE		AMOUNT
VO3139521 007	sprocket			18	105.00		1,890.00
EXHIBIT ↑						Total	\$1,890.00

EXHIBIT
A



COMMERCIAL GEAR & SPROCKET CO., INC.

618 Washington Street • E. Walpole, MA 02032
 (508) 668-1073 • (800) 491-1073 • Fax (508) 668-6625

BILL TO

Reichdrill Inc
 PO Box 361
 Phillipsburg PA 16866

SHIP TO

Reichdrill Inc
 Rt 53 & 322 N.
 Phillipsburg PA 16866

DATE	INVOICE#	P.O. NO.	TERMS	DUE DATE	REP	SHIP DATE	SHIP VIA
8/28/2000	37610	20611	1% 10 Net 30	9/27/2000	VF	8/28/2000	UPS
ITEM	DESCRIPTION			QTY	RATE		AMOUNT
V031395210073	sprocket			14	105.00		1,470.00
Shipping	Shipping Charges				20.25		20.25
Thank you for your business.					Total		\$1,490.25



COMMERCIAL GEAR & SPROCKET CO., INC.

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 (508) 668-1073 • (800) 491-1073 • Fax (508) 668-6625

BILL TO

Reichdrill Inc
 PO Box 361
 Phillipsburg PA 16866

SHIP TO

Reichdrill Inc
 Rt 53 & 322 N.
 Phillipsburg PA 16866

DATE	INVOICE#	P.O. NO.	TERMS	DUE DATE	REP	SHIP DATE	SHIP VIA
8/28/2000	37609	20143	1% 10 Net 30	9/27/2000	VF	8/28/2000	UPS
ITEM	DESCRIPTION			QTY	RATE		AMOUNT
VSUL0000092-1	sprocket, hydraulic feed			23	70.25		1,615.75
Shipping	Shipping Charges				38.75		38.75
Thank you for your business.					Total \$1,654.50		

AFFIDAVIT


I, James R. Apple, Esquire, Charles F. Bennett, Esquire, or Joel E. Hausman, Esquire as indicated below verify that:

1. I am the attorney for the Plaintiff;
2. Verification by the Plaintiff or an authorized agent of Plaintiff cannot be obtained within the time allowed by law for the filing of pleading;
3. That the facts set forth in the foregoing Pleading are true and correct to the best of my knowledge, information, and belief, based upon information received from the Plaintiff.

I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. §4904, relating to unsworn falsification to authorities.

APPLE AND APPLE, P.C.

Dated: Dec. 21, 2001

By: 
Attorneys for Plaintiff(s)

FILED

Atty. Gen.

80.00

DEC 31 2001

ICC Sheriff

Handwritten initials

William A. Shaw
Prothonotary

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 11919

COMMERCIAL GEAR & SPROCKET CO. INC.

01-2063-CD

VS.

REICH DRILL, INC.

COMPLAINT

SHERIFF RETURNS

NOW JANUARY 7, 2002 AT 11:32 AM EST SERVED THE WITHIN COMPLAINT
ON REICHDRILL, INC., DEFENDANT AT EMPLOYMENT, RT. 53 & 322 NORTH,
PHILIPSURG, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO RITA
SANKEY, MATERIALS MGR. A TRUE AND ATTESTED COPY OF THE ORIGNIAL
COMPLAINT AND MADE KNOWN TO HER THE CONTENTS THEREOF.
SERVED BY: NEVLING.

Return Costs

Cost	Description
28.40	SHFF. HAWKINS PAID BY: ATTY.
10.00	SURCHARGE: PAID BY: ATTY.

Sworn to Before Me This

25th Day Of March 2002

Jacqueline Kendrick
Deputy Prothonotary

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

So Answers,

Chester A. Hawkins
My Mary Ann Harris

Chester A. Hawkins
Sheriff

FILED

MAR 25 2002

01930am

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMERICAL GEAR & SPROCKET
CO., INC.

NO. 2001-02063-CD
IN CIVIL ACTION

-vs-

Plaintiff(s)

REICH DRILL, INC.

Defendant(s)

PRAECIPE FOR DEFAULT
JUDGMENT

CODE -
FILED ON BEHALF OF
PLAINTIFF

COUNSEL OF RECORD
FOR THIS PARTY:

James R. Apple, Esq.

PA I.D. No. 37942

Charles F. Bennett, Esq.

PA I.D. No. 30541

Joel E. Hausman, Esq.

PA I.D. No. 42096

APPLE AND APPLE, P.C.

Firm No. 719

4650 Baum Boulevard

Pittsburgh, PA 15213-1237

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Fax (412) 682-3138

FILED

APR 23 2002 Atty Apple pd \$20.00
m/8.55 not to reg.
William A. Shaw
Prothonotary Stat. to Atty Apple.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMERICAL GEAR & SPROCKET
CO., INC.

NO. 2001-02063-CD
IN CIVIL ACTION

-vs-

Plaintiff(s)

REICH DRILL, INC.

Defendant(s)

PRAECIPE FOR DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Kindly enter Judgment against the above-named Defendant(s) in Default of an Answer, in the amount of \$5496.56, computed as follows:

Amount named in Complaint \$ 5034.75

Interest from September 28, 2000
to April 9, 2002 on \$5034.75 461.81

Attorney Fees

Payment -

TOTAL \$ 5496.56

I certify that Notice of the intention to enter this Judgment was given pursuant to Pa. R.C.P. 237.1. A copy of said Notice is attached, and was mailed on March 28, 2002 by Regular mail, postage prepaid and, addressed as follows:

Defendant: Reich Drill, Inc.
Route 53 and 322 North
Philipsburg, PA 16866

APPLE AND APPLE, P.C.

Dated: 4/11/02

By: 

Attorneys for Plaintiff(s)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMERICAL GEAR & SPROCKET
CO., INC.

NO. 2001-02063-CD
IN CIVIL ACTION

-vs- *Plaintiff(s)*

REICH DRILL, INC.

Defendant(s)

Reich Drill, Inc.
Route 53 and 322 North
Philipsburg, PA 16866

Date of Notice: March 28, 2002

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Clearfield County Courthouse
One North Second Street
Clearfield, Pennsylvania 16830
Telephone Number 814-765-2641 Ex 50-51

APPLE AND APPLE, P.C.

By: 

James R. Apple, Esq.
Attorneys for Plaintiff(s)
4650 Baum Boulevard
Pittsburgh, PA 15213-1237
Telephone (412) 682-1466

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMERICAL GEAR & SPROCKET
CO., INC.

NO. 2001-02063-CD
IN CIVIL ACTION

-vs-

Plaintiff(s)

REICH DRILL, INC.

Defendant(s)

NOTICE OF JUDGMENT OR ORDER

TO: () Plaintiff ☒ Defendant () Garnishee

You are hereby notified that the following Order or Judgment was entered against you
on _____.

☒ Assumpsit Judgment in the amount of \$5496.56, plus costs.

() Trespass Judgment in the amount of \$ _____.

() If not satisfied within sixty (60) days, your motor vehicle operator's license and/or registration
will be suspended by the Dept. of Transportation, Bureau of Traffic Safety, Harrisburg, PA.

(X) Entry of Judgment () Court Order
() Non-Pros
() Confession
☒ Default
() Verdict
() Arbitration Award
() Other

Reich Drill, Inc.
Route 53 and 322 North
Philipsburg, PA 16866

PROTHONOTARY

Dated: 4/23/02

By:



Prothonotary (or Deputy)

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

COPY

Commercial Gear & Sprocket Co., Inc.
Plaintiff(s)

No.: 2001-02063-CD

Real Debt: \$5,496.56

Atty's Comm:

Vs.

Costs: \$

Int. From:

Reichdrill, Inc.
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: April 23, 2002

Expires: April 23, 2007

Certified from the record this 23rd of April, 2002



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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMERICAL GEAR & SPROCKET
CO., INC.

NO. 2001-02063-CD
IN CIVIL ACTION

-vs- *Plaintiff(s)*

REICH DRILL, INC.

Defendant(s)

PRAECIPE TO WITHDRAW
JUDGMENT ENTERED
IN ERROR

CODE -
FILED ON BEHALF OF
PLAINTIFF

COUNSEL OF RECORD
FOR THIS PARTY:

James R. Apple, Esq.

PA I.D. No. 37942

Charles F. Bennett, Esq.

PA I.D. No. 30541

Joel E. Hausman, Esq.

PA I.D. No. 42096

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Firm No. 719

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FILED

MAY 15 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMERICAL GEAR & SPROCKET
CO., INC.

NO. 2001-02063-CD
IN CIVIL ACTION

-vs-

Plaintiff(s)

REICH DRILL, INC.

Defendant(s)

PRAECIPE TO WITHDRAW JUDGMENT
ENTERED IN ERROR

Kindly withdraw the Default Judgment entered in error against the above-named
Defendant at Case No. 2001-02063-CD.

SWORN TO AND SUBSCRIBED

APPLE AND APPLE, P.C.

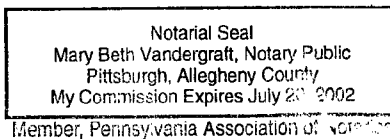
BEFORE ME THIS 6th DAY OF

May, 2002

By:


Attorneys for Plaintiff(s)

Mary Beth Vandergraff
NOTARY PUBLIC



FILED

MAY 15 2002

M13:03/1000
William A. Shaw
Prothonotary

