

OK-2000 COMMERCIAL GEAR & SPROCKET -vs- REICH DRILL, INC.  
CO., INC.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

COMMERCIAL GEAR & SPROCKET  
CO., INC.

NO. 01-2063-C  
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

COMMERCIAL 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

SINCE 1946

**BILL TO**

---

Reichdrill Inc  
PO Box 361  
Phillipsburg PA 16866

SHIP TO

---

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**  
**A**

**Total**

\$1,890.00



## COMMERCIAL GEAR & SPROCKET CO., INC.

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

SINCE 1946

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.					<b>Total</b>	\$1,490.25	



COMMERCIAL GEAR & SPROCKET CO., INC.

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

SINCE 1946

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.				<b>Total</b>		\$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: Charles F. Bennett  
Attorneys for Plaintiff(s)

**FILED**

Any pd.

80.00

*REC'D  
M 11:45 AM  
DEC 31 2001*  
1CC Sheriff

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 ORGINIAL  
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 Manly Harris

Chester A. Hawkins  
Sheriff

**FILED**

**MAR 25 2002  
01930am  
William A. Shaw  
Prothonotary**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

COMMERCIAL GEAR & SPROCKET  
CO., INC.

NO. 2001-02063-CD  
IN CIVIL ACTION

-vs-

*Plaintiff(s)*

REICH DRILL, INC.

PRAECIPE FOR DEFAULT  
JUDGMENT

*Defendant(s)*

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**

APR 23 2002 Atty Apple pd \$90.00

missed not to Dey.

William A. Shaw

BBB  
a  
Prethonetary Stat. to Atty Apple.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

COMMERCIAL 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:

  
Attorney for Plaintiff(s)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

COMMERCIAL 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

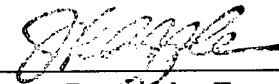
**IMPORTANT NOTICE**

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**

**COMMERCIAL 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.

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: Willie L. Shan  
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

COMMERCIAL 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

4650 Baum Boulevard

Pittsburgh, PA 15213-1237

Telephone (412) 682-1466

Fax (412) 682-3138

**FILED**

MAY 15 2002

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

COMMERCIAL 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.

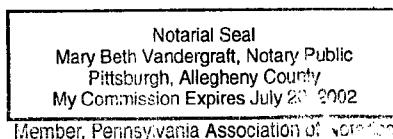
BEFORE ME THIS 6th DAY OF

May, 2002

By:

  
James Flagg  
Attorneys for Plaintiff(s)

Mary Beth Vandergraff  
NOTARY PUBLIC



FILED

MAY 15 2002  
M 13,031 NDC  
William A. Shaw  
Prothonotary

