

02-22-20
LAWRENCE HOWARD FISHER -vs- COMMONWEALTH OF PENNSYLVANIA

Date: 04/17/2003

Clearfield County Court of Common Pleas

User: BILLSHAW

Time: 11:48 AM

ROA Report

Page 1 of 1

Case: 2002-00096-CD

Current Judge: No Judge

Lawrence Howard Fisher vs. Commonwealth of Pennsylvania

Civil Other

Date

Judge

01/18/2002

Filing: Petition for Review Paid by: Collins, Ronald L. (attorney for Fisher, No Judge
Lawrence Howard) Receipt number: 1836939 Dated: 01/18/2002
Amount: \$80.00 (Check) Three CC Attorney One CC C/A

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

LAWRENCE HOWARD FISHER, :
Petitioner

Vs. : No. 02- 96 -CD

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION, :
Respondent

: **PETITION FOR REVIEW**

: FILED ON BEHALF OF:
Lawrence Howard Fisher, Petitioner

: COUNSEL FOR THIS PARTY:
Ronald L. Collins, Esquire

: SUPREME COURT NO. 36744

: SOBEL, COLLINS & KNARESBORO
ATTORNEYS AT LAW
218 SOUTH SECOND STREET
CLEARFIELD, PA 16830

: (814)765-5552

: FAX (814)765-6210

FILED

filed
JAN 18 2002
01/30/atty Collins pd
William A. Shaw
Prothonotary \$80.00
3cc atty
1cc GA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
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LAWRENCE HOWARD FISHER, :
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COMMONWEALTH OF PENNSYLVANIA,
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Respondent

PETITION FOR REVIEW

AND NOW, comes Petitioner, Lawrence Howard Fisher, by and through Ronald L. Collins, Esquire, who petitions your Honorable Court as follows:

1. That Petitioner is Lawrence Howard Fisher with an operator's license number of 21428740 and an address of 805 Treasure Lake, DuBois, Pennsylvania, 15801.

2. That Respondent is the Commonwealth of Pennsylvania, Department of Transportation.

3. That by official notice dated December 25, 2001, Respondent imposed a driver's license suspension upon Petitioner on the basis of a conviction on July 24, 2001 for an offense of Driving Under the Influence allegedly occurring on June 21, 2000. A copy of said official notice is hereinafter attached as Exhibit "A".

4. That the conviction referred to by Respondent is currently the subject of an appeal to Superior Court, with a Notice of Appeal having been filed to lower court number 00-658-CRA in Clearfield County on January 17, 2002.

5. That consequently there is no final disposition of the alleged offense underlying the suspension imposed by Respondent.

WHEREFORE, Petitioner respectfully requests your Honorable Court to Review the actions of Respondent and to put the matter of a license suspension into abeyance pending final disposition on the underlying offense.

Respectfully submitted,

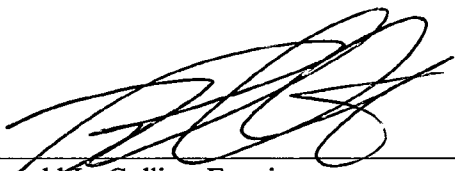
A handwritten signature in black ink, appearing to be 'R. L. Collins', written over a horizontal line.

Ronald L. Collins, Esquire

VERIFICATION

I, Ronald L. Collins, Esquire, hereby verify that the statements made in the foregoing PETITION FOR REVIEW are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are subject to the penalties of 18 Pa C.S.A. Section 4904, relating to unsworn falsification to authorities.

DATE: 1-18-02



Ronald L. Collins, Esquire

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
Bureau of Driver Licensing
Mail Date: DECEMBER 25, 2001

LAWRENCE HOWARD FISHER
805 TREASURE LAKE

DU BOIS PA 15801

WID # 013526114394510 001
PROCESSING DATE 12/18/2001
DRIVER LICENSE # 21428740
DATE OF BIRTH 04/16/1967

Dear MR. FISHER:

This is an **Official Notice of the Suspension** of your Driving Privilege as authorized by Section 1532B of the Pennsylvania Vehicle Code. As a result of your 07/24/2001 conviction of violating Section 3731 of the Vehicle Code **DRIVING UNDER INFLUENCE** on 06/21/2000:

- Your driving privilege is **SUSPENDED** for a period of 1 **YEAR(S)** effective 01/29/2002 at 12:01 a.m.

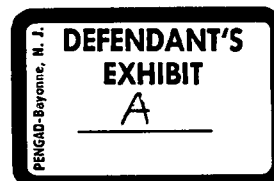
Before PennDOT can restore your driving privilege, you must follow the instructions in this letter for **COMPLYING WITH THIS SUSPENSION**, **PAYING THE RESTORATION FEE** and **PROVIDING PROOF OF INSURANCE**. You should follow **ALL** instructions very carefully. Even if you have served all the time on the suspension/revocation, we cannot restore your driving privilege until all the requirements are satisfied.

COMPLYING WITH THIS SUSPENSION

You must return all current Pennsylvania driver's licenses, learner's permits, temporary driver's licenses (camera cards) in your possession on or before 01/29/2002. You may surrender these items before, 01/29/2002, for earlier credit; however, you may not drive after these items are surrendered.

YOU MAY NOT RETAIN YOUR DRIVER'S LICENSE FOR IDENTIFICATION PURPOSES. However, you may apply for and obtain a photo identification card at any Driver License Center for a cost of \$9.00. You must present two (2) forms of proper identification (e.g., birth certificate, valid U.S. passport, marriage certificate, etc.) in order to obtain your photo identification card.

You will not receive credit toward serving any suspension until we receive your license(s). Complete the following steps to acknowledge this suspension.



1. Return all current Pennsylvania driver's licenses, learner's permits and/or camera cards to PennDOT. If you do not have any of these items, send a sworn notarized letter stating you are aware of the suspension of your driving privilege. You must specify in your letter why you are unable to return your driver's license. Remember: You may not retain your driver's license for identification purposes. Please send these items to:
Pennsylvania Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693
2. Upon receipt, review and acceptance of your Pennsylvania driver's license(s), learner's permit(s), and/or a sworn notarized letter, PennDOT will send you a receipt confirming the date that credit began. If you do not receive a receipt from us within 3 weeks, please contact our office. Otherwise, you will not be given credit toward serving this suspension. PennDOT phone numbers are listed at the end of this letter.
3. If you do not return all current driver license products, we must refer this matter to the Pennsylvania State Police for prosecution under SECTION 1571(a)(4) of the Pennsylvania Vehicle Code.

PRISON RELEASE REQUIREMENT (ACT151)

The Court of CLEARFIELD CTY, Court Number 000658, Court Term 2000 has sentenced you to serve a prison term for this violation. Pursuant to Section 1541(a.1) of the Vehicle Code, you will not receive credit for this suspension/revocation or any additional suspension/revocation until you complete your prison term and you have complied with the requirements listed in this letter. The Court must certify your completion to PennDOT. You may wish to contact your probation officer and/or the Court after your release to make sure that PennDOT is properly notified.

PAYING THE RESTORATION FEE

You must pay a restoration fee to PennDOT to be restored from a suspension/revocation of your driving privilege. To pay your restoration fee, complete the following steps:

1. Return the enclosed Application for Restoration. The amount due is listed on the application.
2. Write your driver's license number (listed on the first page) on the check or money order to ensure proper credit.

013526114394510

3. Follow the payment and mailing instructions on the back of the application.

PROVIDING PROOF OF INSURANCE

Within the last 30 days of your suspension/revocation, we will send you a letter asking that you provide proof of insurance at that time. This letter will list acceptable documents and what will be needed if you do not own a vehicle registered in Pennsylvania.

Important: Please make sure that PennDOT is notified if you move from your current address. You may notify PennDOT of your address change by calling any of the phone numbers listed at the end of this letter.

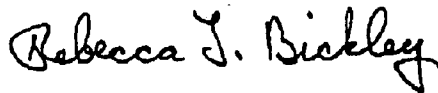
APPEAL

You have the right to appeal this action to the Court of Common Pleas (Civil Division) within 30 days of the mail date, DECEMBER 25, 2001, of this letter. If you file an appeal in the County Court, the Court will give you a time-stamped certified copy of the appeal. In order for your appeal to be valid, you must send this time-stamped certified copy of the appeal by certified mail to:

Pennsylvania Department of Transportation
Office of Chief Counsel
Third Floor, Riverfront Office Center
Harrisburg, PA 17104-2516

Remember, this is an OFFICIAL NOTICE OF SUSPENSION. You must return all current Pennsylvania driver license products to PennDOT by 01/29/2002.

Sincerely,



Rebecca L. Bickley, Director
Bureau of Driver Licensing

SEND FEE/LICENSE/DL-16LC/TO:
Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693

INFORMATION (7:00 AM TO 9:00 PM)
IN STATE 1-800-932-4600
OUT-OF-STATE 717-391-6190
TDD IN STATE 1-800-228-0676
TDD OUT-OF-STATE 717-391-6191

02-

-CD-

LAWRENCE HOWARD FISHER,
Petitioner

VS.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION,
Respondent

PETITION FOR REVIEW

Sobel, Collins & Kurechura
ATTORNEYS & COUNSELORS AT LAW
218 SOUTH SECOND STREET
CLEARFIELD, PENNSYLVANIA 16830
(814) 765-5552 (814) 765-6555

CA

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

COMMONWEALTH OF PENNSYLVANIA :

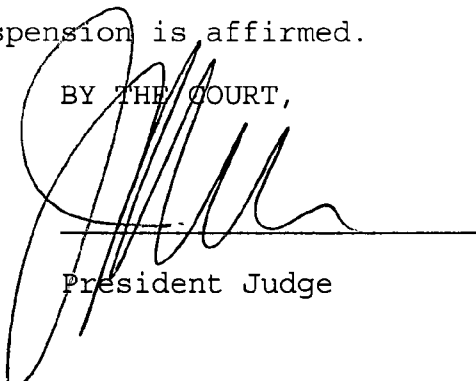
VS. : NO. 02-96-CD

LAWRENCE HOWARD FISHER : License Suspension Appeal

O R D E R

NOW, this 10th day of December, 2003, this being the day and date set for hearing into the above-captioned Appeal from License Suspension; and upon request to withdraw the same, it is the ORDER of this Court that said appeal be and is hereby withdrawn and the license suspension is affirmed.

BY THE COURT,



President Judge

FILED

DEC 19 2003

William A. Shaw
Prothonotary

FILED

O 10:50 AM 102 Robert
DEC 19 2003 SEC & CITY Collins

William A. Shaw
Prothonotary