

02-110-CD
NATIONAL FUEL GAS DISTRIBUTION -vs- BEN ROLLS etal
CORPORATION

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

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

VS

BEN ROLLS AND JAMES BROWN

:
:
:
:
:
:

NO. 02-110-00

TYPE OF CASE: Civil

TYPE OF PLEADING: Complaint

FILED ON BEHALF OF: Plaintiff

COUNSEL FOR THIS PARTY: Lawrence C. Bolla, Esquire
2222 West Grandview
Erie, Pennsylvania 16506
(814)-833-2222

FILED

JAN 22 2002

11:30 AM
William A. Shaw
Prothonotary

\$80.00

acc Sherry

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION :
VS : OF CLEARFIELD COUNTY, PENNSYLVANIA
BEN ROLLS AND JAMES BROWN : NO.

TO: Ben Rolls And James Brown

N O T I C E

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, 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.

Raymond Billotte
Court Administrator
2nd floor, Court House
Clearfield, Pennsylvania 16830
814-765-2641 (ext 50)

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION :
 : OF CLEARFIELD COUNTY,
VS : PENNSYLVANIA
 :
BEN ROLLS AND JAMES BROWN :
NO.

PURSUANT TO PROVISIONS OF THE FEDERAL FAIR DEBT
COLLECTION PRACTICE ACT, YOU ARE ADVISED AND WARNED
THAT THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY
INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.
SEE 15 U.S.C. §1692(e)(11).

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION, :
Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA
:
v. :
:
BEN ROLLS and JAMES BROWN, :
Defendants : NO.

CIVIL ACTION

AND NOW, comes the Plaintiff, National Fuel Gas Distribution Corporation, by and through its attorneys, Quinn, Buseck, Leemhuis, Toohey, and Kroto, Inc., and files this Civil Action Complaint of which the following is a statement:

1. The Plaintiff, National Fuel Gas Distribution Corporation, is a New York corporation with a place of business located at 1100 State Street, Erie, Pennsylvania.

2. The Defendants, Ben Rolls and James Brown, are individuals with a principal place of business situate at 808 West Washington Street, DuBois, Pennsylvania.

3. Pursuant to the provisions of the Federal Fair Debt Collection Practice Act [15 U.S.C. Section 1692(g)] attached hereto as Exhibit "A" is a **DEBT VALIDATION STATEMENT**.

4. On June 27, 2001, the Defendants were performing certain excavation work for property situate at 63 Main Street, Falls Creek, Pennsylvania.

5. Plaintiff accurately marked and identified its lines

for the Defendant pursuant to 73 P.S. Section 176 et seq.

6. While in the process of performing said excavation work the Defendant cut through a one and one-eighth (1 1/8) inch service gas line.

7. Defendant was negligent in its construction and excavation work at the above-listed site by failing to exercise due care under 73 P.S. Section 180(4) and plan excavation to avoid damage to Plaintiff's lines under 73 P.S. Section 180(6)(i).

8. As a result of Defendant's negligence by severing the gas line the Plaintiff not only sustained damages to its gas line but also sustained loss of service to approximately three (3) of its customers.

9. The Plaintiff incurred necessary labor, material and equipment, as well as gas loss, to perform the necessary repairs to correct the property damage and to restore gas service. A copy of the itemization for the work performed outlining the dollar loss is attached hereto, made a part hereof and marked as Exhibit "B."

10. The total amount of the costs incurred to correct the damages sustained by the Plaintiff is One Thousand Five and 95/100 (\$1,005.95) Dollars.

11. The Plaintiff has requested that the Defendant reimburse it for the damages sustained. However, the Defendant has refused and continues to refuse to reimburse it.

12. Pursuant to 73 P.S. Section 180(12)(ii), Defendant is liable for damages caused by its negligent acts.

WHEREFORE, the Plaintiff demands judgment against the Defendant, above-captioned, in the amount of One Thousand Five and 95/100 (\$1,005.95) Dollars, plus interest thereon until paid in full, plus the costs incurred as a result of this action.

Respectfully submitted,

QUINN, BUSECK, LEEMHUIS, TOOHEY &
KROTO, INC.

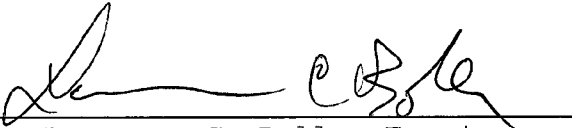
By 
Lawrence C. Bolla, Esquire
Pa. I.D. No. 19679
2222 West Grandview Boulevard
Erie, PA 16506-4508
(814) 833-2222
Attorneys for Plaintiff,
National Fuel Gas
Distribution Corporation

EXHIBIT "A"

NATIONAL FUEL GAS	:	IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION	:	
	:	OF CLEARFIELD COUNTY,
VS	:	PENNSYLVANIA
	:	
BEN ROLLS AND JAMES BROWN	:	
	:	NO.

DEBT VALIDATION STATEMENT

1. The amount of the debt is \$1,005.95.
2. The name of the creditor to whom the debt is owed is National Fuel Gas Distribution Corporation.
3. Unless Defendant(s), Ben Rolls And James Brown, within thirty days after receipt of this Notice, disputes the debt validity, or any portion thereof, the attorney signing this Complaint will assume the debt to be valid.
4. If Defendant(s), Ben Rolls And James Brown, notifies the attorney signing this Complaint in writing within the thirty day period that the debt or any portion thereof is disputed, the attorney will obtain verification of the debt or a copy of a judgment against Ben Rolls And James Brown, and the attorney will mail a copy of such verification or judgment to Ben Rolls And James Brown; and if appropriate,
5. A statement that, upon Ben Rolls And James Brown written request within the thirty day period, the attorney will provide Ben Rolls And James Brown with the original creditor's name and address if different from the current creditor.

**National Fuel Gas Distribution Corporation**

P.O. BOX 2081 ERIE, PA 16512

INVOICE**PIPELINE DAMAGE****452202**

BEN ROLLS & JIM BROWN
808 W WASHINGTON ST
DUBOIS PA, 15801

DATE OF LOSS: 06/27/2001
LOCATION: 63 MAIN ST
SIZE: 1 1/8 In.
FACILITY: Service

LABOR

<u>Employee No.</u>	<u>Cost</u>
OVERH	\$206.94
SUPEX	\$78.35
52068	\$69.24
51960	\$207.31
51915	\$207.75

MATERIAL

MATERIAL-STOCK 5006201 1-1/8" PIPE PLT UAC2000 YLW	\$0.47
MATERIAL-STOCK 5800544 1-1/8 X .090 CPLG STAB STYL	\$23.40

EQUIPMENT

DIR VEH & TOOLS	\$62.01
-----------------	---------

INTER COMPANY CHARGES

OTHER	\$24.00
C.D. FEDERICI EXCAVATING	\$120.00

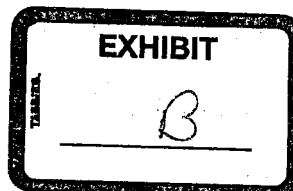
GAS LOSS

<u>Minutes Blowing</u>	<u>CCF</u>	
30	5.80	\$6.48

TOTAL DUE	\$ 1,005.95
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TOTAL PAID	\$.00
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BALANCE DUE	\$ 1,005.95
--------------------	--------------------



**National Fuel Gas Distribution Corporation**

P.O. BOX 2081 ERIE, PA 16512

INVOICE**PIPELINE DAMAGE****452202**

BEN ROLLS & JIM BROWN
808 W WASHINGTON ST
DUBOIS PA, 15801

DATE OF LOSS: 06/27/2001
LOCATION: 63 MAIN ST
SIZE: 1 1/8 In.
FACILITY: Service

PLEASE REFER TO FILE # 70176851**ON ALL CORRESPONDENCE*********PLEASE DETACH THIS PORTION AND RETURN WITH YOUR PAYMENT*********CLAIM # 452202****NFG FILE # 70176851****AMOUNT: \$ 1,005.95****REMIT PAYMENT
WITHIN 30 DAYS**

NATIONAL FUEL
Risk Management Department
P.O. Box 2081
Erie, PA 16512
(814) 871-8248

VERIFICATION

I, Pamula J. Spencer, representative of the Risk Management Department, Pennsylvania, of National Fuel Gas Distribution Corporation, depose and say that the facts set forth in the foregoing document are true and correct to the best of my knowledge, information and belief. This statement is made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities.

A handwritten signature in cursive script, reading "Pamula J. Spencer", written over a horizontal line.

DATED: January 15, 2002

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION :
VS : OF CLEARFIELD COUNTY, PENNSYLVANIA
BEN ROLLS AND JAMES BROWN : NO. cd 2002-110

PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT

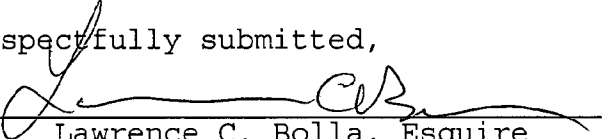
TO: THE PROTHONOTARY

Pursuant to Pa.R.C.P. 237.1, I hereby certify as attorney for the above-named Plaintiff that a written notice of intention to file praecipe for default judgment was mailed or delivered to the above-named Defendant(s), who is the party against whom judgment is to be entered and to his attorney of record, if any, after the default occurred and at least ten (10) days prior to the date of the filing of this Praecipe. A copy of said notice is attached hereto and made a part hereof.


Therefore, please enter default judgment against the Defendant(s), above-captioned, in the sum of \$1,005.95, plus interest from January 19, 2002, and all costs of suit for failure to answer or otherwise plead.

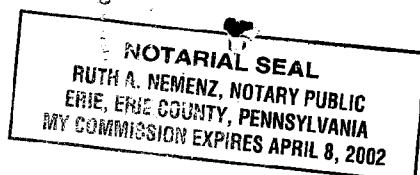
Respectfully submitted,

By


Lawrence C. Bolla, Esquire
2222 West Grandview Boulevard
Erie, PA 16506-4508
(814) 833-2222

Sworn to and subscribed before
me this 11 day of March 2002





FILED

MAR 14 2002

William A. Shaw
Prothonotary

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION : OF CLEARFIELD COUNTY PENNSYLVANIA
: VS
: BEN ROLLS AND JAMES BROWN : NO. cd 2002-110

TO: Ben Rolls
808 West Washington Street
DuBois, Pennsylvania 15801
James Brown
808 West Washington Street
DuBois, Pennsylvania 15801

DATE: February 28, 2002

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO TAKE ACTION REQUIRED OF YOU IN THIS CASE. 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:

Raymond Billotte
Court Administrator
2nd floor, Court House
Clearfield, Pennsylvania 16830
814-765-2641 (ext 50)

BY: 

Lawrence C. Bolla, Esquire
2222 West Grandview
Erie, Pennsylvania 16506
814-833-2222

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION :
VS : OF CLEARFIELD COUNTY, PENNSYLVANIA
:
:
BEN ROLLS' AND JAMES BROWN : NO. cd 2002-110

TO: THE ABOVE DEFENDANTS:

You are hereby notified as required by law that a judgment-order-decree has been entered against you in the amount of \$1,005.95, plus interest from January 19, 2002, plus the costs of suit at the above term and number on March 14, 2002.

If a judgment has been entered by confession, you will find enclosed copies of all documents filed in this office in support of the confession of judgment.

Prothonotary

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

VS

BEN ROLLS AND JAMES BROWN

: IN THE COURT OF COMMON PLEAS
:
: OF CLEARFIELD COUNTY, PENNSYLVANIA
:
:
: NO. cd 2002-110

TO: THE ABOVE DEFENDANTS:

You are hereby notified as required by law that a judgment-order-decree has been entered against you in the amount of \$1,005.95, plus interest from January 19, 2002, plus the costs of suit at the above term and number on March 14, 2002.

If a judgment has been entered by confession, you will find enclosed copies of all documents filed in this office in support of the confession of judgment.

Prothonotary

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

National Fuel Gas Distribution Corporation
Plaintiff(s)

No.: 2002-00110-CD

Real Debt: \$1,005.95

Atty's Comm:

Vs.

Costs: \$

Int. From:

Ben Rolls and
James Brown
Defendant(s)

Entry: \$20.00

Instrument: Deault Judgment

Date of Entry: March 14, 2002

Expires: March 14, 2007

Certified from the record this 14th day of March, 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

FILED

MAR 14 2002

7:41 p.m.

William A. Shaw
Prothonotary

Statement to Att.
Notices to PIF's

& 20 p.d. by Att.

WAS

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 12006

NATIONAL FUEL GAS DISTRIBUTION CORPORATION

02-110-CD

VS.

ROLLS, BEN & JAMES BROWN

COMPLAINT

SHERIFF RETURNS

NOW FEBRUARY 1, 2002 AT 10:49 AM EST SERVED THE WITHIN COMPLAINT
ON JAMES BROWN, DEFENDANT AT MEETING PLACE, ONE STOP CONVENIENCE
STORE, GRAMPAN, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO
JAMES BROWN A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT
AND MADE KNOWN TO HIM THE CONTENTS THEREOF.
SERVED BY: COUDRIET

NOW FEBRUARY 7, 2002 AT 10:51 AM EST SERVED THE WITHIN COMPLAINT
ON BEN ROLLS, DEFENDANT AT EMPLOYMENT, CABINET SHOP, GREENWOOD RD.,
DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO BEN ROLLS A
TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN
TO HIM THE CONTENTS THEREOF.
SERVED BY: COUDRIET

Return Costs

Cost Description

106.24 SHFF. HAWKINS PAID BY: *atty*

20.00 SURCHARGE PAID BY: ATTY.

FILED

APR 11 2002

01:28 am
William A. Shaw
Prothonotary

Sworn to Before Me This

14th Day Of *April* 2002

William A. Shaw

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan. 2006
Clearfield Co., Clearfield, PA

So Answers,

Chester A. Hawkins
My Maulyr Harper
Chester A. Hawkins
Sheriff

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

VS

BEN ROLLS AND JAMES BROWN

: IN THE COURT OF COMMON PLEAS
:
: OF CLEARFIELD COUNTY, PENNSYLVANIA
:
:
: NO. cd 2002-110

TO: The Prothonotary:

ISSUE Exemplification to:

Lawrence C. Bolla, Esquire
2222 West Grandview
Erie, Pennsylvania 16501

FILED

JUN 21 2002
m/150/atty Bolla
William A. Shaw
Prothonotary
pd. \$15.00
Cert. Docket
to Atty Bolla

Date: 06/21/2002

Clearfield County Court of Common Pleas

User: JKENDRICK

Time: 01:28 PM

ROA Report

Page 1 of 1

Case: 2002-00110-CD

Current Judge: No Judge

National Fuel Gas Distribution Corporation vs. Ben Rolls, James Brown

Civil Other

COPY

Date		Judge
01/22/2002	Filing: Civil Complaint Paid by: Bolla, Lawrence C. (attorney for National Fuel Gas Distribution Corporation) Receipt number: 1837065 Dated: 01/22/2002 Amount: \$80.00 (Check) Two CC Sheriff	No Judge
03/14/2002	Filing: Praecipe For Entry of Default Judgment in Favor of the Plaintiff and Against the Defendant in the amount of \$1,005.95. Paid by: Bolla, Lawrence C. (attorney for National Fuel Gas Distribution Corporation) Receipt number: 1839736 Dated: 03/14/2002 Amount: \$20.00 (Check) Statement to Attorney Notice to Plaintiff	No Judge
04/11/2002	Sheriff Return, Papers served on Defendant(s). So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm	No Judge
06/21/2002	Filing: Exemplified Record Paid by: Bolla, Lawrence C. (attorney for National Fuel Gas Distribution Corporation) Receipt number: 1844200 Dated: 06/21/2002 Amount: \$15.00 (Check)	No Judge

**IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
OFFICE OF THE PROTHONOTARY**

COPY

National Fuel Gas Distribution Corporation

Vs.

NO. 2002-00110-CD

**Ben Rolls and
James Brown**

CERTIFICATION OF DOCKET ENTRIES AND JUDGMENT

I, William A. Shaw, Prothonotary of the Court of Common Pleas of Clearfield County, Pennsylvania, do hereby certify that the attached is a certified and full copy of the docket entries in the above captioned case.

I further certify that a Judgment was entered in the above captioned matter in favor of National Fuel Gas Distribution Corporation and against Ben Rolls and James Brown on March 14, 2002, in the amount of \$1,005.95.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the said Court, on the 21st day of June, A.D., 2002.

William A. Shaw
Prothonotary

BY: _____
Deputy

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION :
vs : OF CLEARFIELD COUNTY, PENNSYLVANIA
BEN ROLLS AND JAMES BROWN :
NO. cd 2002-110

PRAECIPE FOR WRIT OF EXECUTION

TO: THE PROTHONOTARY:

Issue Writ of Execution in the above matter

- (1) directed to the Sheriff of Clearfield County;
(2) against Ben Rolls And James Brown, Defendant(s) and
(3) against _____

_____, garnishee(s);

- (4) and index this Writ

(a) against Ben Rolls And James Brown,
Defendant(s), and

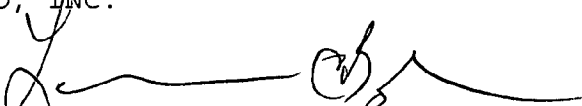
(b) against _____
_____, garnishee(s),

as a lis pendens against real property of the Defendant(s)
in the name of the garnishee as follows:

(5) Amount due \$1,005.95
Interest from 1/19/02 \$ 60.30
Total \$1,066.25
PLUS COSTS

Prothonotary Costs 135.00
Respectfully submitted,
QUINN, BUSECK, LEEMHUIS, TOOHEY &
KROTO, INC.

By


Lawrence C. Bolla, Esquire
2222 West Grandview Boulevard
Erie, PA 16506-4508
(814) 833-2222

FILED

OCT 31 2002

William A. Shaw
Prothonotary

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION :
 : OF CLEARFIELD COUNTY, PENNSYLVANIA
vs :
 :
BEN ROLLS AND JAMES BROWN :
 : NO. cd 2002-110

NOTICE AND 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.

Major Exemptions Under Pennsylvania and Federal law

1. \$300.00 statutory exemption.
2. Bibles, school books, sewing machines, uniforms and equipment.
3. Most wages and unemployment compensation.
4. Social Security benefits.
5. Certain retirement funds and accounts.
6. Certain veteran and armed forces benefits.
7. Certain insurance proceeds.
8. Such other exemptions as may be provided by law.

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.

Raymond Billotte
Court Administrator
2nd floor, Courthouse
Clearfield, Pennsylvania 16830
814-765-2641 (ext 50)

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION :
 : OF CLEARFIELD COUNTY, PENNSYLVANIA
vs :
 :
BEN ROLLS AND JAMES BROWN :
 : NO. cd 2002-110

CLAIM FOR EXEMPTION

To the Sheriff of Clearfield County:

I, the above-named defendant, claim exemption of property
from levy or attachment:

(1) From my personal property in my possession which has
been levied upon,

(a) I desire that my \$300.00 statutory exemption be

☐ (i) set aside in kind (specify property to be
set aside in kind): _____

☐ (ii) paid in cash following the sale of the
property levied upon; or

(b) I claim the following exemption (specify property
and basis of exemption) _____

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) my \$300.00 statutory exemption: [] in cash;
[] in kind (specify property): _____

(b) Social Security benefits on deposit in the amount of \$ _____;

(c) other (specify amount and basis of exemption):

_____.

I request a prompt court hearing to determine the exemption.
Notice of the hearing should be given to me at _____

(Address)

(Telephone Number)

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

Date: _____

Defendant

THIS CLAIM TO BE FILED WITH THE
OFFICE OF THE SHERIFF OF CLEARFIELD COUNTY:
Clearfield County Courthouse
Clearfield, Pennsylvania 16830
8147652641

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

vs

BEN ROLLS AND JAMES BROWN

: IN THE COURT OF COMMON PLEAS
:
: OF CLEARFIELD COUNTY, PENNSYLVANIA
:
:
:
: NO. cd 2002-110

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA:

:ss

COUNTY OF ERIE

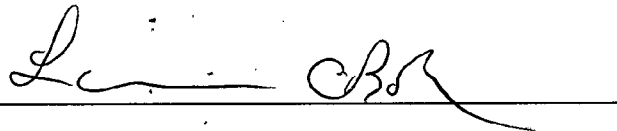
:

I, Lawrence C. Bolla, Esquire, being duly sworn according to law depose and say as follows:

1. That the last known address of the Defendant(s) is:
808 West Washington Street DuBois Pennsylvania.

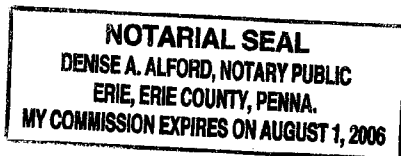
2. That the Defendant(s) in the above-entitled case is/are not engaged in the military service of the United States of America.

3. I do verify and affirm that a levy, execution or garnishment is not being made on any judgment by confession entered pursuant to a transaction governed by the Goods and Services Installment Sales Act, 69 P.S. 1101 et seq; nor the Loan Interest and Protection Law of 1974, 41 P.S. 101 et seq; nor on any confessed judgment governed by Pennsylvania Rules of Civil Procedure 2981-2986.



Sworn to before me this 29th
day of October, 2002.


Notary Public



FILED

Atty pd. 20.00

m/3:25-84 1cc & Leonts to SHF

OCT 31 2002



William A. Shaw
Prothonotary

WRIT OF EXECUTION

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF Clearfield :ss
ERIE :

To the Sheriff of Clearfield County:

To satisfy the judgment, interest and costs against Ben
Rolls And James Brown, defendant(s),

- (1) you are directed to levy upon the property of the
defendant(s) and to sell his/her interest therein;
- (2) you also are directed to attach the property of the
defendant(s) not levied upon in the possession of _____

_____ as garnishee(s),

(Specifically describe property)

and to notify the garnishee that:

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

(3) if property of the defendant 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 that he has been added as a garnishee and is enjoined as above stated.

Amount Due \$1,005.95

Interest \$ 60.30

Prothonotary costs 135.00

(Costs will be added)

Seal of the Court

Date: 10/31/02

PROTHONOTARY, (CIVIL DIVISION)
CLERK OF RECORDS

By William L. Shaw

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

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13315

NATIONAL FUEL GAS DISTRIBUTION CORPORATION

02-110-CD

VS.

ROLLS, BEN

WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURNS

NOW, NOVEMBER 25, 2002 @ 3:00 P.M. O'CLOCK A LEVY WAS TAKEN ON THE
PERSONAL PROPERTY OF THE DEFENDANTS

NOW, NOVEMBER 25, 2002 THE DEFENDANT PAID THE COSTS AT THE CLEARFIELD
COUNTY SHERIFF'S OFFICE.

NOW, NOVEMBER 5, 2002 PAID COSTS AND MADE REFUND TO ATTORNEY OF
UNUSED ADVANCE.

NOW, NOVEMBER 5, 2002 RETURN WRIT AS SALE NOT BEING HELD. PAYMENT IN
FULL MADE BY THE DEFENDANT AT THE CLEARFIELD COUNTY SHERIFF'S OFFICE.

SHERIFF HAWKINS \$133.50

SURCHARGE \$40.00

PAID BY DEFENDANT

FILED

0123881
DEC 05 2002

COPY

William A. Shaw
Prothonotary

Sworn to Before Me This

5th Day Of December, 2002

William A. Shaw

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

So Answers,

Chester A. Hawkins
Sgt Cynthia Butler
Chester A. Hawkins
Sheriff

WRIT OF EXECUTION

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF Clearfield :ss
ERIE :

To the Sheriff of Clearfield County:

To satisfy the judgment, interest and costs against Ben
Rolls And James Brown, defendant(s),

- (1) you are directed to levy upon the property of the
defendant(s) and to sell his/her interest therein;
- (2) you also are directed to attach the property of the
defendant(s) not levied upon in the possession of _____

_____ as garnishee(s),

(Specifically describe property)

and to notify the garnishee that:

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

(3) if property of the defendant 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 that he has been added as a garnishee and is enjoined as above stated.

Amount Due	\$1,005.95
Interest	\$ 60.30
Prothonotary costs	135.00

(Costs will be added)

Seal of the Court

Date: 10/31/02

PROTHONOTARY, (CIVIL DIVISION)
CLERK OF RECORDS

By William L. Shaw

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

Received November 1, 2002 @ 1:30 P.M.
Chester A. Hawkins
By Cynthia Butler-Aughenbaugh

PERSONAL PROPERTY

SCHEDULE OF DISTRIBUTION

NAME: ROLLS NO. 02-110-CD

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	12.35
LEVY	20.00
MILEAGE	12.35
POSTING	9.00
HANDBILLS	10.00
COMMISSION	21.32
UNABLE TO LEVY (9.00)	
POSTAGE	1.48
ADD'L SERVICE	9.00
ADD'L MILEAGE-DEPUTIZE	
ADD'L POSTING	
COPIES/BILLING	15.00
BID	
RETURN OF INTERROGATORIES	
PHONE CALLS	5.00
TOTAL SHERIFF COSTS	133.50

DEBT & INTEREST

DEBT	1,005.95
INTEREST	60.30
TOTAL DEBT & INTEREST	1,066.25

COSTS:

ATTORNEY PAID	
ATTORNEY FEES	
COSTS TO PROTHONOTARY	135.00
SHERIFF'S COSTS	133.50
REFUND OF ADVANCE	
REFUND OF SURCHARGE	40.00

COSTS
OTHER COSTS-PREVIOUS

TOTAL COSTS 308.50

TOTAL DEBT AND COSTS 1,374.75

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

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

VS

BEN ROLLS AND JAMES BROWN

: IN THE COURT OF COMMON PLEAS
:
: OF CLEARFIELD COUNTY PENNSYLVANIA
:
:
:
:
:
:
:
:
:
: No: cd 2002-110

PRAECIPE

TO: The Prothonotary:

Received satisfaction in full of this judgment, debt, interest and costs and
hereby discharge the same of record.

Respectfully submitted,
QUINN, BUSECK, LEEMHUIS, TOOHEY AND
KROTO, INC.

By



Lawrence C. Bolla, Esquire
2222 West Grandview Boulevard
Erie, PA 16506-4508
(814) 833-2222

DATE: January 2, 2003

FILED

JAN 08 2003

William A. Shaw
Prothonotary

FILED

M/8:32 AM
JAN 08 2003

Atty. Belle
pd. 7.00

Court. of Soc. 40

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

CERTIFICATE OF SATISFACTION OF JUDGMENT

National Fuel Gas Distribution Corporation

No.: 2002-00110-CD

Vs.

Debt: \$1,066.25

Ben Rolls and
James Brown

Atty's Comm.:

Interest From:

Cost: \$7.00

NOW, Wednesday, January 08, 2003 , directions for satisfaction having been received,
and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 8th day of January, A.D. 2003.

Prothonotary