

02-218-CD
JAMES STEWART -vs- DUBOIS REGIONAL MEDICAL CENTER FREE CLINIC
et al

Date: 08/15/2002

Clearfield County Court of Common Pleas

User: BANDERSON

Time: 03:45 PM

ROA Report

Page 1 of 1

Case: 2002-00218-CD

Current Judge: John K. Reilly Jr.

James Stewart vs. DuBois Regional Medical Center, DuBois Regional Medical Center Free Clinic, Wali Mohammed Aseem MD
Civil Other

Date		Judge
02/14/2002	Filing: Praeipce for Writ of Summons in a Civil Action Paid by: Paul A. Lagnese Receipt number: 1838298 Dated: 02/14/2002 Amount: \$.00 (Cash) Three Writs issued to Attorney	No Judge ✓
02/15/2002	Filing: Paid by: Berger & Lagnese Receipt number: 1838312 Dated: 02/15/2002 Amount: \$80.00 (Check)	No Judge
03/11/2002	Praeipce For Appearance on behalf of the Defendants. Filed by s/David R. Johnson, Esq. Certificate of Service no cc	No Judge ✓
	Praeipce For Rule For Complaint. Filed by s/David R. Thompson, Esq. Certificate of Service no cc Rule to Attorney Thompson	No Judge ✓
03/25/2002	Affidavit of Service of Rule For Complaint upon Paul Lagnese, Esq. Filed by s/David R. Johnson, Esq. Certificate of Service no cc	No Judge ✓
04/01/2002	Reply To Complaint Request. Filed by s/James Stewart 1 cc Plff Stewart	No Judge ✓
04/12/2002	Motion to Withdraw Appearance on behalf of Plaintiff, Filed by s/Paul A. Lagnese, Esq. Consent. s/James Stewart Certificate of Service 1 cc Atty Lagnese	No Judge ✓
04/19/2002	Order of Court, AND NOW, this 19th day of March, 2002, Ordered that Paul John K. Reilly Jr. A. Lagnese and Berger and Lagnese, LLC's appearance on behalf of James Stewart at No. 2002-00218-CD is withdrawn. SO ORDERED, John K. Reilly, Jr., P.J. One CC Attorney Lagnese	✓
04/30/2002	Sheriff Returns, served Summons on DuBois Regional Medical Center, Dr. Wali Mohammed Aseem, and DuBois Regional Medical Center Free Clinic, So Answers, Chester A. Hawkins by s/Marilyn Hamm \$72.69 paid by Attorney	John K. Reilly Jr. ✓
05/01/2002	Preliminary Objections. Filed by s/Thomas B. Anderson, Esq. 1 cc to Atty	John K. Reilly Jr. ✓
08/08/2002	ORDER, filed cert. to Plaintiff & Atty. Anderson NOW, this 8th day of August, 2002, Plaintiff shall have 20 days from date hereof to obtain counsel to represent him in further proceedings.	John K. Reilly Jr. ✓

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART,

CIVIL DIVISION

Plaintiff,

No: 02-218-CO

vs.

DUBOIS REGIONAL MEDICAL CENTER
FREE CLINIC; DUBOIS REGIONAL
MEDICAL CENTER; and WALI
MOHAMMED ASEEM, M.D.

**PRAECIPE FOR WRIT OF SUMMONS
IN A CIVIL ACTION**

Defendants.

Filed on behalf of: PLAINTIFF

Counsel of Record for this party:

Paul A. Lagnese, Esquire
Pa. I.D. # 51281

BERGER & LAGNESE, LLC
Suite 912, The Frick Building
Pittsburgh, PA 15219-6003

(412) 471-4300

JURY TRIAL DEMANDED

FILED

FEB 14 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

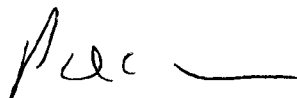
JAMES STEWART,)	
)	CIVIL DIVISION
Plaintiff,)	
)	No.:
vs.)	
)	
DUBOIS REGIONAL MEDICAL CENTER)	
FREE CLINIC; DUBOIS REGIONAL MEDICAL)	
CENTER; and WALI MOHAMMED ASEEM, M.D.))	
)	
Defendants.)	

PRAECIPE FOR WRIT OF SUMMONS IN A CIVIL ACTION

TO: Prothonotary of Clearfield County, Pennsylvania:

Please issue Writ of Summons in a Civil Action in the above-captioned case. Damages claimed in excess of \$25,000. Jury trial demanded.

BERGER & LAGNESE, LLC



Paul A. Lagnese, Esquire
Attorney for Plaintiff

FILED

FEB 14 2002

17/330/ atty J. Agnew ~~att. Shaw~~

~~William A. Shaw~~
Prothonotary Swartz atty.

COPY

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY PENNSYLVANIA
CIVIL ACTION

SUMMONS

James Stewart

Vs.

NO.: 2002-00218-CD

DuBois Regional Medical Center
DuBois Regional Medical Center Free Clinic
Wali Mohammed Aseem MD

TO: DUBOIS REGIONAL MEDICAL CENTER
DUBOIS REGIONAL MEDICAL CENTER FREE CLINIC
WALI MOHAMMED ASEEM MD

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 02/14/2002



William A. Shaw
Prothonotary

Issuing Attorney:
Paul A. Lagnese, Esquire
Berger & Lagnese, LLC
912 Frick Building
Pittsburgh, PA 15219

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART

Plaintiff,

Vs.

DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL
MEDICAL CENTER FREE CLINIC and
WALI MOHAMMED ASEEM, M.D.,

Defendants.

CIVIL DIVISION

No. 2002-00218-CD

Issue No.

PRAECIPE FOR APPEARANCE

Code:

Filed on behalf of defendants.

Counsel of Record for These Parties:

David R. Johnson, Esquire
PA I.D. #26409

THOMSON, RHODES & COWIE, P.C.
Firm #720
1010 Two Chatham Center
Pittsburgh, PA 15219

(412) 232-3400

FILED

MAR 11 2002
m12.59/1000
William A. Shaw
Prothonotary

WAS

PRAECIPE FOR APPEARANCE

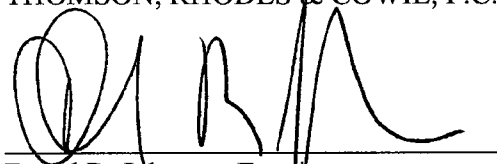
TO: WILLIAM SHAW, PROTHONOTARY

Kindly enter our appearance on behalf of the defendants.

JURY TRIAL DEMANDED.

Respectfully submitted,

THOMSON, RHODES & COWIE, P.C.

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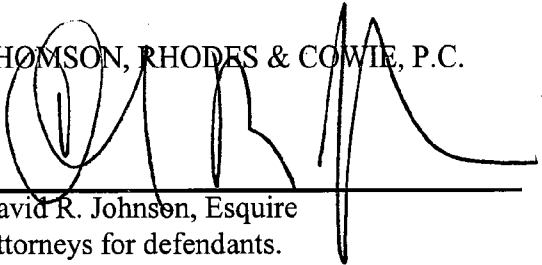
David R. Johnson, Esquire
Attorneys for defendants.

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the within PRAECIPE FOR
APPEARANCE has been served upon the following counsel of record and same placed
in the U.S. Mails on this 8th day of March, 2002:

Paul A. Lagnese, Esquire
Berger & Lagnese, LLC
912 Frick Building
Pittsburgh, PA 15219

THOMSON, RHODES & COWIE, P.C.



David R. Johnson, Esquire
Attorneys for defendants.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART

Plaintiff,

Vs.

DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL
MEDICAL CENTER FREE CLINIC and
WALI MOHAMMED ASEEM, M.D.,

Defendants.

CIVIL DIVISION

No. 2002-00218-CD

Issue No.

PRAECIPE FOR RULE FOR COMPLAINT

Code:

Filed on behalf of defendants.

Counsel of Record for These Parties:

David R. Johnson, Esquire
PA I.D. #26409

THOMSON, RHODES & COWIE, P.C.
Firm #720
1010 Two Chatham Center
Pittsburgh, PA 15219

(412) 232-3400

FILED

MAR 11 2002

William A. Shaw
Prothonotary

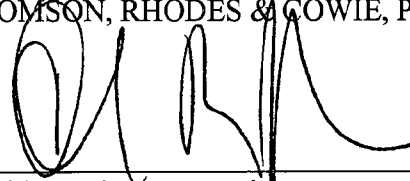
PRAECIPE FOR RULE FOR COMPLAINT

TO: WILLIAM SHAW, PROTHONOTARY

Kindly issue a rule on plaintiff to file his complaint within twenty days.

Respectfully submitted,

THOMSON, RHODES & GOWIE, P.C.

A handwritten signature in black ink, appearing to read 'DR Johnson', written over a horizontal line.

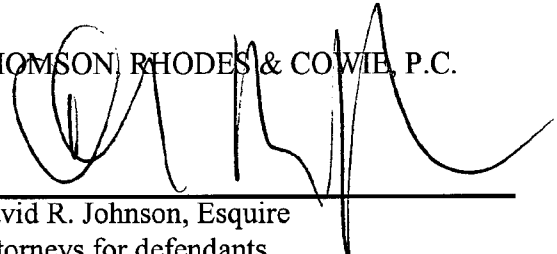
David R. Johnson, Esquire
Attorneys for defendants.

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the within PRAECIPE FOR RULE
FOR COMPLAINT has been served upon the following counsel of record and same
placed in the U.S. Mails on this 8th day of March, 2002:

Paul A. Lagnese, Esquire
Berger & Lagnese, LLC
912 Frick Building
Pittsburgh, PA 15219

THOMSON, RHODES & COWIE, P.C.



David R. Johnson, Esquire
Attorneys for defendants.

FILED

MAR 11 2002

M 12, 57) note

William A. Shaw
Prothonotary

Rule to Atty Johnson

[Signature]
S. S. S.

COPY

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

James Stewart

Vs.

Case No. #2002-00218-CD

DuBois Regional Medical Center
DuBois Regional Medical Center Free Clinic and
Wali Mohammed Aseem MD

RULE TO FILE COMPLAINT

TO: James Stewart

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within twenty (20) days from service hereof, or a judgment of non pros may be entered against you.



William A. Shaw, Prothonotary

Dated: March 11, 2002

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

JAMES STEWART

Plaintiff,

Vs.

DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL
MEDICAL CENTER FREE CLINIC and
WALI MOHAMMED ASEEM, M.D.,

Defendants.

CIVIL DIVISION

No. 2002-00218-CD

Issue No.

AFFIDAVIT OF SERVICE OF RULE FOR
COMPLAINT

Code:

Filed on behalf of defendants.

Counsel of Record for These Parties:

David R. Johnson, Esquire
PA I.D. #26409

THOMSON, RHODES & COWIE, P.C.
Firm #720
1010 Two Chatham Center
Pittsburgh, PA 15219

(412) 232-3400

FILED

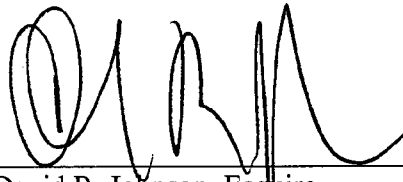
MAR 25 2002

William A. Shaw
Prothonotary

AFFIDAVIT OF SERVICE

Before me, the undersigned authority, personally appeared David R. Johnson, Esquire, who, being duly sworn, deposes and says that a true and correct copy of the Rule to File a Complaint in the above-captioned case was served upon plaintiff's counsel, Paul Lagnese, Esquire, Berger & Lagnese, LLC, 912 Frick Building, Pittsburgh, PA 15219, by certified mail, return receipt requested, and that the same was received on his behalf on March 18, 2002 as shown by the return receipt attached hereto.

Respectfully submitted,



David R. Johnson, Esquire

Sworn to and subscribed before me
this 22nd day of March, 2002.



Notary Public

Notarial Seal Trisha S. Heck, Notary Public Pittsburgh, Allegheny County My Commission Expires Nov. 24, 2003

Member, Pennsylvania Association of Notaries

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

James Stewart

Vs.

Case No. #2002-00218-CD

DuBois Regional Medical Center
DuBois Regional Medical Center Free Clinic and
Wali Mohammed Aseem MD

RULE TO FILE COMPLAINT

TO: James Stewart

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within twenty (20) days from service hereof, or a judgment of non pros may be entered against you.



William A. Shaw, Prothonotary

Dated: March 11, 2002

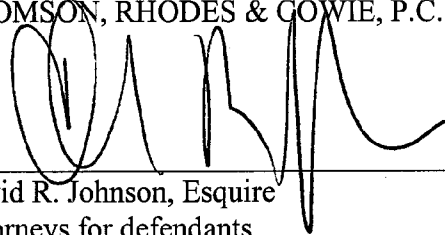
CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the within AFFIDAVIT OF SERVICE OF RULE FOR COMPLAINT has been served upon the following counsel of record and same placed in the U.S. mails on this 22nd day of March, 2002:

Paul A. Lagnese, Esquire
Berger & Lagnese, LLC
912 Frick Building
Pittsburgh, PA 15219

Respectfully submitted,

THOMSON, RHODES & GOWIE, P.C.

A handwritten signature in black ink, appearing to read 'DR Johnson', is written over a horizontal line.

David R. Johnson, Esquire
Attorneys for defendants.

William A. Shaw
Prothonotary

MAR 25 2002

FILED

NO ec
m/le
cc

KEY

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Paul Lagnese, Esq.
Berger + Lagnese, LLC
912 Frick Bldg.
Pittsburgh, PA 15219

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) Donna Caputo B. Date of Delivery 3/18/02
C. Signature X Donna Caputo ☐ Agent ☒ Addressee
D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☒ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article

7001 1940 0002 3753 4051

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

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

Page 1-4

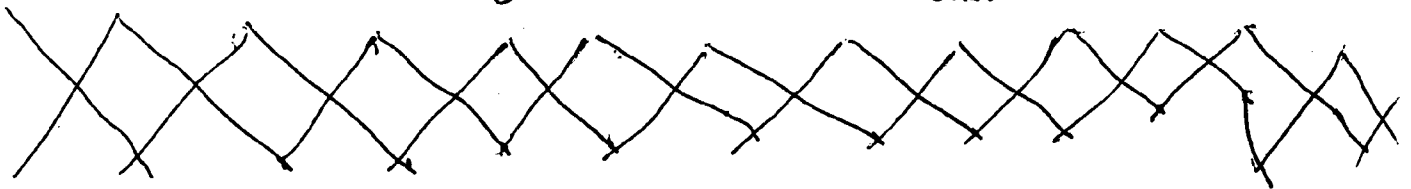
James Stewart
VS.
"ATTACHED
Medical Agents"
AND
Wali Mohammed Asseem MD

Case No. # 2002-00218-CD

REPLY TO COMPLAINT REQUEST

TO: ALL CONCERN'D

Please, regard the ENCLOSED actions.



THESE ACTIONS ARE AS FOLLOWS

1ST
COMPLAINT INTRO

2ND
COMPLAINT (TONE-DOWN)

3RD
CLOSING: (SET (OR ENCLOSE CAPTION'D) I m Closing)

4TH
IS NOT ENCLOSED

I will be INTENSELY tolorentive to surrender any and all April 1ST 2002 notes (copies of) AND/OR "paged rantings" it has taken these past two (2) Days to comprize these four (4) pages. Upon written wittnessed request. Thank You James Zane Stewart April 1ST 2002

FILED

APR 01 2002
0110551 ICC p/l Stewart
William A. Shaw
Prothonotary

James Zane Stewart

COMPLAINT INTRO

To: Mr. William Shaw (and All Concern'd)

Sir: I am glad to read that the rule, I'm now complying with merely states that the non pros judgement MAY be order'd against My Self. I say this Liberally being it has come to my attention that May of the rule. Is "Most Likely" an Allowance-able word. None the Less it does not State; Will. Therefore; Cause be for Thanks.

I wish to advise You and All of this. And More. Such-as recently it has been my "Un-Welcome Privilege" to Attach a P.O. Box of 164 to ~~My~~ my residence. This was done in order to Thwart & Vandalize, and Other such-as^{es} of Reason. And because of this Condition and Constraints I only recieved this Rule-ative, Saturday March 30th 2002. So ~~hope~~ Hope-fully my Comply-ance is within the realm of Pros that I may very well Now find My-Self to be in.

Sir's: This filed Grievance has Not been an easy Dession to Address. And. To this I add, That Most of the "Attached Applied Agents" (For lack of better words) Can I Merely Sight Slight Improporarities with. Except Regarding DOCTOR WALI ASSEEM. Yes. Most of the Agents to Date I hold No ~~Emphadically~~ Concrete Dis-Grumpancies Twards.

This ~~* Truth~~ Truth May ~~Not~~ Not be Consider'd a Prudent and/or Wise (overall) Reveal. Yet. It is Mine. And I

will Take My Chances with What I feel and/or Page 3-4
believe to be Right.

Therefore: In order to comply with the
order (and actions) set forth ~~(by myself)~~ ~~XXXXXX~~
~~XXXXXX~~ by myself thru
this Court (and I believe all Courts of This State)
I state forth to recognize the "heart of the matter" as
a decree entitled to each and every individual "to a
speedy (resolve) trial". With this in mind I further
My Complaint, because I truly wish all Stumbling
blocks (I may have hap-hazardly attached via my
wonderings I Parla-ed to my Council) set a-
side. AND. The "Issue At Hand" be Properly Re-
and/or-Addressed.

That. Said. I close this intro with Much
Thanks and Appologies.

COMPLAINT

① I James Zane Stewart (Entitled Full Name)
Accuse Dr. Wali Asseem of Blatantly Disregarding
This Ex-Patients Overall Health and Well-Being in order
to Satisfy His Own Opinionative Beliefs which have caused
This Ex-Patient Great-Pain-Loss-AND-Suffering, while He
Recieved Great Benefit at My Expence, to Say the Least.
-Whereas-② He Did Full Well Know My

"Main Ambition" and/or "Drive" Was "That I Walked Page 4-4
Into The Hospital" And Fully Intended to "Walk
Out", And, Dr. Asseem Did Fully Take Advantage
of that fact ~~whereby~~ and Nonetheless it to
Opt to Leave Me Helpless In-STEAD.

- Which ③ Directly Led To Much Pain,
Suffering and Loss To a Patient who
Entrusted Him (Took Him at His Word) With
His (Patients) Situation, Which Called (Situation)
For Immediate Medical Attention, Not ~~Compound~~
Compounded Problems.

In Closing I feel very ~~strongly~~ Strongly that
I must Further Draw Upon My Life's Experiences and
State That Many Lessons of Humility have Led Me to
This Point (Life's Lessons) and One Very Fresh Lesson Comes
to Mind. So Even Though I Could Easily Project More
Severe "Conveyances of Complaint" I Refrain For
Now. And in Closing, ask That the enter'd precept
for "Rule of Complaint". Be 1st Satisfied (Now) And.
2nd No Further appliances of so Dayness be devised
At Least Till I gain "Firm Council". Thank all Con-
cern'd For any and all Time Thus and Furthermore Render'd
Forward towards a Speedy and Feasible Resolve. Him

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART,

CIVIL DIVISION

Plaintiff,

No: 2002-00218-CD

vs.

DUBOIS REGIONAL MEDICAL CENTER
FREE CLINIC; DUBOIS REGIONAL
MEDICAL CENTER; and WALI
MOHAMMED ASEEM, M.D.

**MOTION TO WITHDRAW
APPEARANCE**

Defendants.

Filed on behalf of: PLAINTIFF

Counsel of Record for this party:

Paul A. Lagnese, Esquire
Pa. I.D. # 51281

BERGER & LAGNESE, LLC
Suite 912, The Frick Building
Pittsburgh, PA 15219-6003

(412) 471-4300

JURY TRIAL DEMANDED

FILED

APR 12 2002

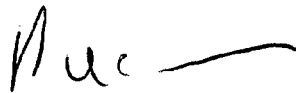
William A. Shaw
Prothonotary

MOTION TO WITHDRAW APPEARANCE

1. On February 13, 2002, Plaintiff met with the undersigned for the first time.
2. In order to protect Plaintiff against a potential statute of limitation problem, the undersigned filed a Writ of Summons on February 14, 2002.
3. The undersigned does not wish to represent Plaintiff and Plaintiff has consented to the undersigned's withdrawal of appearance. (see Consent attached hereto as Exhibit "A")
4. Counsel for the Defendants has also consented to the withdrawal of the undersigned.

WHEREFORE, it is requested that Paul A. Lagnese and the firm of Berger & Lagnese, LLC be permitted to withdraw their appearance on behalf of Plaintiff.

BERGER & LAGNESE, LLC



Paul A. Lagnese, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART,

Plaintiff,

vs.

DUBOIS REGIONAL MEDICAL CENTER)
FREE CLINIC; DUBOIS REGIONAL MEDICAL)
CENTER; and WALI MOHAMMED ASEEM, M.D.)

Defendants.

CIVIL DIVISION

No.: 2002-00218-CD

ORDER OF COURT

AND NOW, this 19th day of March, 2002, it is hereby ORDERED that

Paul A. Lagnese and Berger and Lagnese, LLC's appearance on behalf of James Stewart
at No. 2002-00218-CD is withdrawn.

SO ORDERED:

FILED

APR 19 2002

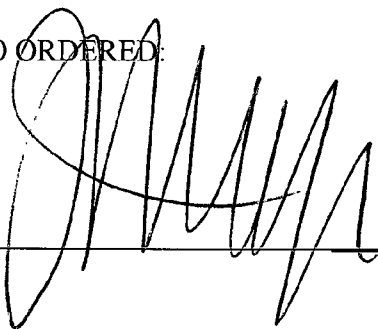
03.20/1cc atty

William A. Shaw

Prothonotary

W.A. Shaw

Lagnese

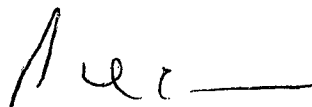
 J.

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **MOTION TO
WITHDRAW APPEARANCE** to be served upon all counsel of record and upon Plaintiff, by
First Class Mail, postage pre-paid, this **10th** day of **April, 2002** addressed as follows:

David R. Johnson, Esquire
Thomson, Rhodes & Cowie, P.C.
Two Chatham Center
Tenth Floor
Pittsburgh, PA 15219-3499
(Counsel for Defendants)

Mr. James Stewart
RD 3, Box 136
Reynoldsville, PA 15851
(Plaintiff)



Paul A. Lagnese, Esquire
Counsel for Plaintiff

FILED

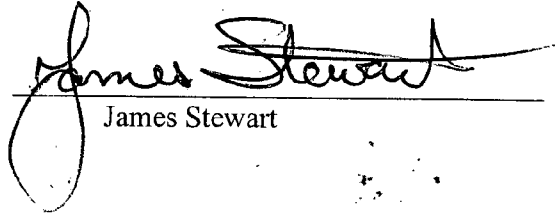
APR 12 2002

M/11/00
William A. Shaw
Prothonotary

ICC ath Lagreer
3/11

CONSENT

I, JAMES STEWART, consent to Paul A. Lagnese and Berger & Lagnese, LLC
withdrawing their appearance on my behalf in Case No. 2002-00218-CD.


James Stewart

DATE: April 5th 2002
11¹⁵
PM

61X

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART,

CIVIL DIVISION

Plaintiff,

No: 2002-00218-CD

vs.

DUBOIS REGIONAL MEDICAL CENTER
FREE CLINIC; DUBOIS REGIONAL
MEDICAL CENTER; and WALI
MOHAMMED ASEEM, M.D.

**MOTION TO WITHDRAW
APPEARANCE**

Defendants.

Filed on behalf of: PLAINTIFF

Counsel of Record for this party:

Paul A. Lagnese, Esquire
Pa. I.D. # 51281

BERGER & LAGNESE, LLC
Suite 912, The Frick Building
Pittsburgh, PA 15219-6003

(412) 471-4300

JURY TRIAL DEMANDED

FILED

APR 12 2002

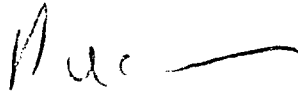
William A. Shaw
Prothonotary

MOTION TO WITHDRAW APPEARANCE

1. On February 13, 2002, Plaintiff met with the undersigned for the first time.
2. In order to protect Plaintiff against a potential statute of limitation problem, the undersigned filed a Writ of Summons on February 14, 2002.
3. The undersigned does not wish to represent Plaintiff and Plaintiff has consented to the undersigned's withdrawal of appearance. (see Consent attached hereto as Exhibit "A")
4. Counsel for the Defendants has also consented to the withdrawal of the undersigned.

WHEREFORE, it is requested that Paul A. Lagnese and the firm of Berger & Lagnese, LLC be permitted to withdraw their appearance on behalf of Plaintiff.

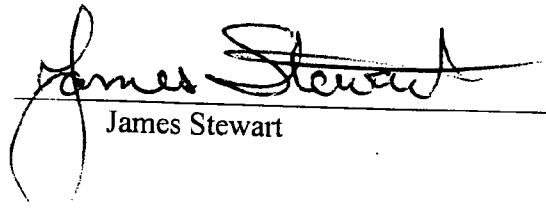
BERGER & LAGNESE, LLC



Paul A. Lagnese, Esquire
Attorney for Plaintiff

CONSENT

I, JAMES STEWART, consent to Paul A. Lagnese and Berger & Lagnese, LLC withdrawing their appearance on my behalf in Case No. 2002-00218-CD.


James Stewart

DATE: April 5th 2002
11:15 PM

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART,

Plaintiff,

VS.

DUBOIS REGIONAL MEDICAL CENTER)
FREE CLINIC; DUBOIS REGIONAL MEDICAL)
CENTER; and WALI MOHAMMED ASEEM, M.D.)

Defendants.

ORDER OF COURT

AND NOW, this 14th day of March, 2002, it is hereby ORDERED that Paul A. Lagnese and Berger and Lagnese, LLC's appearance on behalf of James Stewart at No. 2002-00218-CD is withdrawn.

SO ORDERED:

FILED

APR 10 1992

013201/KC
William A. Shaw

Prethnotary

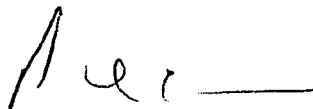
J

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing **MOTION TO
WITHDRAW APPEARANCE** to be served upon all counsel of record and upon Plaintiff, by
First Class Mail, postage pre-paid, this **10th** day of **April, 2002** addressed as follows:

David R. Johnson, Esquire
Thomson, Rhodes & Cowie, P.C.
Two Chatham Center
Tenth Floor
Pittsburgh, PA 15219-3499
(Counsel for Defendants)

Mr. James Stewart
RD 3, Box 136
Reynoldsville, PA 15851
(Plaintiff)



Paul A. Lagnese, Esquire
Counsel for Plaintiff

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 12153

STEWART, JAMES

02-218-CD

VS.

DUBOIS REGIONAL MEDICAL CENTER al

SUMMONS

SHERIFF RETURNS

NOW MARCH 1, 2002 AT 2:00 PM EST SERVED THE WITHIN SUMMONS ON
DUBOIS REGIONAL MEDICAL CENTER, DEFENDANT AT EMPLOYMENT, 100
HOSPITAL AVE., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING
TO GREG VOLPE, P.I.C. A TRUE AND ATTESTED COPY OF THE ORIGINAL
SUMMONS AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: MCCLEARY

NOW MARCH 1, 2002 AT 2:20 PM EST SERVED THE WITHIN SUMMONS ON
DR. WALI MOHAMMED ASEEM, DEFENDANT AT EMPLOYMENT, 611 S. MAIN ST.,
DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DR. WALI
MOHAMMED ASEEM A TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS
AND MADE A PART OF THIS RETURN.

SERVED BY: MCCLEARY

NOW MARCH 1, 2002 AT 2:45 PM EST SERVED THE WITHIN SUMMONS ON
DUBOIS REGIONAL MEDICAL CENTER FREE CLINIC, DEFENDANT AT EMPLOYMENT,
47 WEST LONG AVE., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY
HANDING TO PAT MARTINSON, P.I.C. A TRUE AND ATTESTED COPY OF THE
ORIGINAL SUMMONS AND MADE KNOWN TO HER THE CONTENTS THEREOF.

SERVED BY: MCCLEARY

Return Costs

Cost	Description
42.69	SHFF. HAWKINS PAID BY: ATTY.
30.00	SURCHARGE PAID BY: ATTY.

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 12153

STEWART, JAMES

02-218-CD

VS.

DUBOIS REGIONAL MEDICAL CENTER al

SUMMONS

SHERIFF RETURNS

Sworn to Before Me This

30th Day Of April 2002

William A. Shaw

So Answers,

Chester A. Hawkins
Lyn Maudy Harris

Chester A. Hawkins

Sheriff

FILED ^{NO CC}
012:53 BH
APR 30 2002

William A. Shaw
Prothonotary

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART

CIVIL DIVISION

Plaintiff,

No. 2002-00218-CD

Vs.

Issue No.

DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL
MEDICAL CENTER FREE CLINIC and
WALI MOHAMMED ASEEM, M.D.,

Defendants.

PRELIMINARY OBJECTIONS

Code:

Filed on behalf of defendants.

NOTICE TO PLEAD

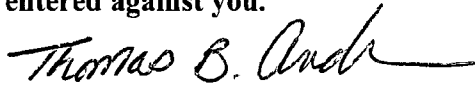
Counsel of Record for These Parties:

TO THE PLAINTIFF:

David R. Johnson, Esquire
PA I.D. #26409

**You are hereby notified to file a written
response to the enclosed Preliminary
Objections within twenty (20) days of
service hereof or a default judgment may
be entered against you.**

Thomas B. Anderson, Esquire
PA I.D. #79990



**Thomas B. Anderson, Esquire
Attorneys for defendants.**

THOMSON, RHODES & COWIE, P.C.
Firm #720
1010 Two Chatham Center
Pittsburgh, PA 15219

(412) 232-3400

FILED

MAY 01 2002

William A. Shaw
Prothonotary

PRELIMINARY OBJECTIONS

NOW COME the defendants, by and through their counsel, Thomson, Rhodes & Cowie, P.C., and file the following preliminary objections to plaintiff's complaint and aver as follows:

1. Plaintiff initiated suit by filing a praecipe for writ of summons against DuBois Regional Medical Center, DuBois Regional Medical Center Free Clinic and Wali Mohammed Aseem, M.D.

2. After receiving a rule to file a complaint, plaintiff has filed a "Pro Se" complaint entitled "*James Stewart v. Attached "Medical Agents" and Wali Mohammed Asseem, M.D.*" A copy of the complaint is attached hereto as Exhibit "A".

3. The complaint consists primarily of an incoherent introduction.

A. Demurrer to plaintiff's complaint in its entirety.

4. While plaintiff's complaint does not contain any of the material facts upon which his allegations are based, he alleges that Dr. Wali Aseem "Blatantly Disregarding This Ex-Patients Overall Health and Well-Being in order to satisfy His Own Opinionative Beliefs which have caused This Ex-Patient Great - Pain - Loss - AND - Suffering ..."

5. Plaintiff also alleges that Dr. Aseem knew that the plaintiff's main ambition was that he walked into the hospital and fully intended to walk out and that Dr. Aseem took advantage of this fact.

6. Plaintiff alleges that he sustained pain and suffering as a result.

7. There are no allegations in the complaint against DuBois Regional Medical Center or DuBois Regional Medical Center Free Clinic. The allegations against Dr. Aseem fail to state a cause of action upon which relief may be granted.

WHEREFORE, plaintiff's complaint should be dismissed in its entirety.

B. Alternative motion to strike.

8. On pages 1 through 3 of plaintiff's complaint, plaintiff sets forth an incoherent and irrelevant introduction to the complaint. The introduction does not allege any material facts upon which the cause of action is based.

9. The introduction to plaintiff's complaint includes scandalous and impertinent matters which should be stricken from plaintiff's complaint.

WHEREFORE, these defendants respectfully request this Honorable Court issue an order striking plaintiff's introduction to his complaint.

C. Motion to strike the caption of plaintiff's complaint.

10. Plaintiff has listed as the caption of the complaint James Stewart v. Attached "Medical Agents" and Wali Mohammed Asseem, M.D.

11. According to the Pennsylvania Rules of Civil Procedure, a caption must identify all parties to the action. Plaintiff's complaint fails to comply with Pennsylvania Rule of Civil Procedure 1018.

WHEREFORE, the caption of the complaint should be stricken and/or amended to comply with the applicable Rules of Civil Procedure.

D. Alternative motion for more specific pleading.

12. Pursuant to Pennsylvania Rule of Civil Procedure 1019(a), the material facts on which a cause of action is based must be stated in concise and summary form.

13. Plaintiff's complaint fails to identify any material facts upon which his complaint is based. There are no dates, times, places, actions or omissions identified in the complaint.

WHEREFORE, the defendants respectfully request that this Honorable Court issue an order directing plaintiff to file an amended complaint which complies with the Pennsylvania Rules of Civil Procedure.

Respectfully submitted,

THOMSON, RHODES & COWIE, P.C.

A handwritten signature in cursive script, appearing to read "Thomas B. Anderson", written over a horizontal line.

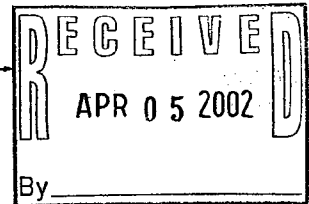
David R. Johnson, Esquire
Thomas B. Anderson, Esquire
Attorneys for defendants.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, Page 4
PENNSYLVANIA
CIVIL DIVISION

James Stewart
VS.
"ATTACHED
Medical Agents"
AND
Wali Mohammed Asseem MD

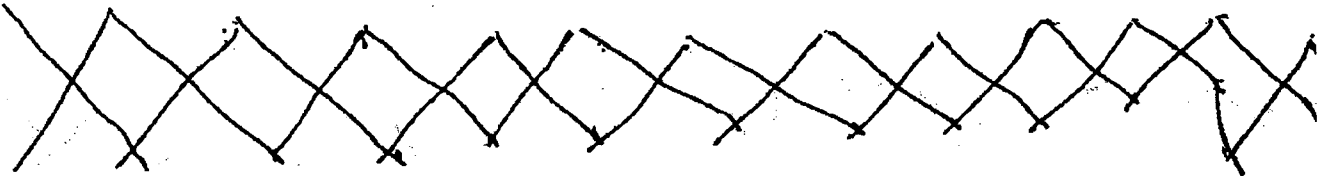
Case No. # 2002-00218-CF

REPLY TO COMPLAINT REQUEST



TO: ALL CONCERN'D

Please, regard the ENCLOSED actions.



THESE ACTIONS ARE AS FOLLOWS

1ST
COMPLAINT INTRO

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

2ND
COMPLAINT (TONE-DOWN)

APR 01 2002

Attest:

[Signature]
Clerk of Court

3RD
CLOSING : (SET (or ENCLOSE CAPTION'D) I'm Closing)

4TH
IS NOT ENCLOSED

Certified
Copy *[Signature]*
April 2ND 2002
3:05 PM

I will be INTENSELY tolerantive to surrender any and all
notes (copies of) AND/OR "paged rantings" it has taken these past
two (2) days to comprize these four (4) pages, Upon written
witnessed request. Thank You *[Signature]* April 2ND 2002



COMPLAINT INTRO

To: Mr. William Shaw (and All Concerned)

Sir: I am glad to read that the rule, I'm now complying with merely states that the nonpros judgement MAY be ordered against my self. I say this liberally being it has come to my attention that May of the rule. Is "Most Likely" an allowance-able word. None the less it does not state; Will. Therefore; Cause be for Thanks.

I wish to advise you and all of this. And More. Such as recently it has been my "Un-Welcome Privilege" to Attach a P.O. Box of 164 to ~~My~~ my residence. This was done in order to thwart S. Vardalla, and Other such-as of Reason. And because of this Condition and Constraints I only recieved this Rule-ative, Saturday March 30th 2002. So ~~hope~~ Hope-fully my Comply-ance is within the realm of Pros, that I may very well Now find My-Self to be in.

Sir: This filed Grievance has Not been an easy Dession to Address. And. To this I add, that Most of the "Attached Applied Agents" (For lack of better words), Can I Merely Sight Slight Improparities with. Except Regarding DOCTOR WALI ASSEEM. Yes. Most of the Agents to Date I hold No ~~Emphadically~~ Concrete Dis-Grumpancies Twards.

This * Truth May ~~Not~~ Not be Consider'd a Prudent and/or Wise (overall) Reveal. Yet. It is Mine. And I

will Take My Chances with What I feel and/or ^{page 3 of 4}
believe to be Right.

Therefore: In order to comply with the
order (and actions) set forth ~~(try myself)~~ ~~XXXXXX~~
~~XXXXXXXXXXXX~~ by myself thru
this Court (and I believe all Courts of This State)
I state forth to recognize the "heart of the matter" as
a decree entitled to each and every individual "to a
speedy (resolve) trial". With this in mind I further
My Complaint, because I truly wish all Stumbling
blocks (I may have hap-hazardly attached via my
wonderings I Parla-ed to my Council) set a-
side. AND. The "Issue At Hand" be Properly Re-
and/or-Addressed.

That. Said. I close this intro with Much
Thanks and Appologies.

COMPLAINT

① I James Zane Stewart (Entitled Full Name)
Accuse Dr. Wali Asseem of Blatantly Disregarding
This Ex-Patients Overall Health and Well-Being in order
to Satisfy His Own Opinionative Beliefs which have caused
This Ex-Patient Great-Pain-Loss-AND-Suffering, while He
Recieved Great Benifit at My Expense, too Say the Least.
-Whereas-② He Did Full Well Know My

"Main Ambition" and/or "Drive" Was "That I Walked ^{page 4}
Into The Hospital" And Fully Intended to "Walk
Out", And, Dr. Asseem Did Fully Take Advantage
of that fact ~~whereby~~ and Nonetheless it to
Opt to Leave Me Helpless In-STEAD.

- Which ③ Directly Led To Much Pain,
Suffering and Loss To a Patient who
Entrusted Him (Took Him at His Word) With
His (Patient's) Situation, Which Called (Situation)
For Immediate Medical Attention, Not ~~Compound~~
Compounded Problems.

In Closing I feel very ~~strongly~~ Strongly that
I must Further Draw Upon My Life's Experiences and
State That Many Lessons of Humility have Led Me to
This Point (Life's Lessons) and One Very Fresh Lesson Comes
to Mind. So Even Though I Could Easily Project More
Severe "Conveyances of Complaint" I Refrain For
Now. And in Closing ask That the entered precept
for "Rule of Complaint". Be 1st Satisfied (Now) And.
2nd No Further appliances of so Dayness be devised
at Least Till I gain "Firm Council". Thank all Con-
cern'd For any and all Time Thus and Furthermore Render'd
Forward Towards a Speedy and Feasible Resolve. Him

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the within document has been served upon the following and same placed in the U.S. Mails on this 30th day of April, 2002:

James Zane Stewart
R.D. 3, Box 137
Post Office Box 164
Reynoldsville, PA 15861

THOMSON, RHODES & COWIE, P.C.



David R. Johnson, Esquire
Thomas B. Anderson, Esquire
Attorneys for defendants.

FILED

icc

MAY 01 2002

Atty

William A. Shaw
Prothonotary

30

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART,

CIVIL DIVISION

Plaintiff,

No. 2002-00218-CD

Vs.

DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL
MEDICAL CENTER FREE CLINIC and
WALI MOHAMMED ASEEM, M.D.,

Defendants.

ORDER OF COURT

AND NOW, on this _____ day of _____, 2002, it is hereby
ORDERED, ADJUDGED and DECREED that the defendants' preliminary objections are hereby
SUSTAINED. Plaintiff's complaint is dismissed.

BY THE COURT:

_____. J.

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

JAMES STEWART

-vs-

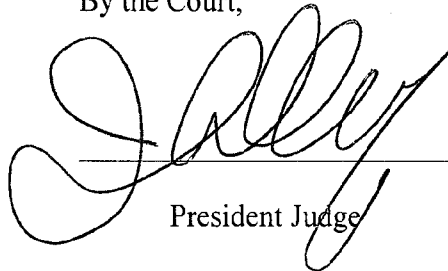
No. 2002 – 218 – CD

DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL MEDICAL:
CENTER FREE CLINIC and WALI
MOHAMMED ASEEM, M.D.

ORDER

NOW, this 8th day of August, 2002, following consideration of Preliminary Objections filed on behalf of Defendants above-named, it is the ORDER of this Court that Plaintiff shall be and is hereby granted 20 days from date hereof to obtain counsel to represent him in further proceedings to the above, said counsel to contact defense counsel and this Court within said time period as to his or her intentions. Should Plaintiff fail to obtain counsel and should contact not occur as set forth above, Defendants' Preliminary Objections will be granted and Plaintiff's Complaint dismissed with prejudice.

By the Court,



President Judge

FILED

AUG 08 2002

mlll.kl kody pk.
William A. Shaw
Prothonotary kc
Cathy Anderson

LUKEHART & LUNDY
ATTORNEYS AT LAW
219 EAST UNION STREET
SALT LAKE CITY, UTAH 84111

CP

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

JAMES STEWART,

Plaintiff,

vs.

DuBOIS REGIONAL MEDICAL CENTER,
DuBOIS REGIONAL MEDICAL CENTER
FREE CLINIC and WALI MOHAMMED
ASEEM, M.D.,

Defendant

) Case No.: 2002-218 C.D.
)
) Type of Case: CIVIL
)
) Type of Pleading: MOTION TO CONTINUE
) RULING ON DEFENDANT'S
) PRELIMINARY OBJECTION AND
) PLAINTIFFS REQUEST FOR DISCOVERY
) IN AID OF PREPARATION OF
) PLEADINGS
)
) Counsel of Record for this Party:
) JEFFREY LUNDY
) PA I.D. 25823
) LUKEHART & LUNDY
) 219 East Union Street
) PO Box 74
) Punxsutawney, PA 15767
) (814) 938-8110

FILED

AUG 20 2002

m/10:38/1cc atty lundy
William A. Shaw
Prothonotary

CIVIL DIVISION

Defendant

[illegible]

DISCOVERY IN AID OF PREPARATION OF PLEADINGS

AND NOW, Plaintiff, James Stewart, by and through his attorney Jeffrey Lundy,

1. On August 8, 2002 this Court entered an Order granting Plaintiff 20 days to obtain counsel to represent him further, to contact defense counsel and to notify the Court of his intentions.

2. Plaintiff has contacted the law firm of Lukehart & Lundy for purposes of assisting him in regards to responding to the August 8, 2002 Order.

3. Plaintiff provided counsel with partial copies of medical records and counsel has obtained the record pleadings of this matter.

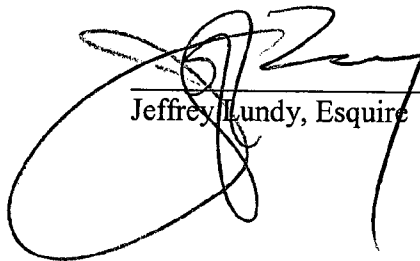
4. Counsel for the Plaintiff has insufficient information available in order to formulate a response to the Preliminary Objections or information sufficient to formulate a proper pleading.

5. Principally, Plaintiff's counsel is in need of copies of the Plaintiffs medical records, particularly those of Dr. Wali Mohammed Aseem and the DuBois Regional Medical Center.

6. In addition to obtaining these medical records Plaintiff's counsel needs sufficient time in order to evaluate these records particularly the evaluation by a medical expert.

WHEREFORE, Plaintiff would request that this Court enter an Order continuing any ruling upon the Preliminary Objections and authorizing the Plaintiff to engage in a period of discovery of one hundred twenty (120) days for purposes of obtaining sufficient information in order to respond to the Preliminary Objections and engage in discovery for purposes of preparation of a proper Complaint and/or Amended Complaint.

Respectfully submitted,



Jeffrey Lundy, Esquire

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART

Plaintiff,

Vs.

DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL
MEDICAL CENTER FREE CLINIC and
WALI MOHAMMED ASEEM, M.D.,

Defendants.

CIVIL DIVISION

No. 2002-00218-CD

Issue No.

RESPONSE TO MOTION TO CONTINUE
RULING ON DEFENDANTS'
PRELIMINARY OBJECTION AND
PLAINTIFF'S REQUEST FOR DISCOVERY
IN AID OF PREPARATION OF
PLEADINGS

Code:

Filed on behalf of defendants.

Counsel of Record for These Parties:

David R. Johnson, Esquire
PA I.D. #26409

Thomas B. Anderson, Esquire
PA I.D. #79990

THOMSON, RHODES & COWIE, P.C.
Firm #720
1010 Two Chatham Center
Pittsburgh, PA 15219

(412) 232-3400

FILED

AUG 22 2002

William A. Shaw
Prothonotary

RESPONSE TO MOTION TO CONTINUE RULING ON DEFENDANTS'
PRELIMINARY OBJECTION AND PLAINTIFF'S REQUEST FOR DISCOVERY IN
AID OF PREPARATION OF PLEADINGS

NOW COME defendants, by their attorneys, Thomson, Rhodes & Cowie, P.C., and file the following response to motion to continue ruling on defendants' preliminary objection and plaintiff's request for discovery in aid of preparation of pleadings for the reasons set forth below.

1. Paragraph 1 of the motion is admitted.

2. Paragraph 2 of the motion is denied for the reason that defendants have insufficient information or knowledge to form a belief as to the truth of the averments therein.

3. Paragraph 3 of the motion is denied for the reason that defendants have insufficient information or knowledge to form a belief as to the truth of the averments therein.

4. Paragraph 4 of the motion is denied for the reason that defendants have insufficient information or knowledge to form a belief as to the truth of the averments therein.

5. Paragraph 5 of the motion is denied for the reason that defendants have insufficient information or knowledge to form a belief as to the truth of the averments therein.

6. Paragraph 6 of the motion is denied for the reason that defendants have insufficient information or knowledge to form a belief as to the truth of the averments therein.

7. In plaintiff's motion, plaintiff seeks to be allowed a period of 120 days for obtaining information in which to respond to the preliminary objections and to engage in discovery. The time period requested by the plaintiff is excessive and no basis has been identified why plaintiff should be allowed to engage in pre-complaint discovery. If plaintiff were allowed to engage in pre-complaint discovery, it would be prejudicial to the defendants because they would be subject to discovery without knowing any of the allegations against them. At the present time, based on the bizarre pleading that was initially filed by the plaintiff, defendants do not have any reasonable basis upon which to anticipate that the plaintiff has any valid cause of action and, certainly, defendants are not in a position to know what plaintiff's specific claims of negligence might be.

8. An appropriate response to plaintiff's motion would be to deny the order sought by the plaintiff. Further, the preliminary objections should be sustained because no basis has been identified for overruling the preliminary objections. Finally, if the court is inclined to grant plaintiff leave to file an amended complaint, the time frame for

doing so should not be excessive. It would be appropriate to order that any amended complaint needs to be filed within 30 days.

WHEREFORE, plaintiff's motion to continue ruling on defendants' preliminary objection and plaintiff's request for discovery in aid of preparation of pleadings should be denied for the above reasons.

Respectfully submitted,

THOMSON, RHODES & COWIE, P.C.

A handwritten signature in cursive script, reading "David R. Johnson / TC". The signature is written in dark ink and is positioned above a horizontal line.

David R. Johnson, Esquire
Attorneys for defendants.

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the within RESPONSE TO
MOTION TO CONTINUE RULING ON DEFENDANTS' PRELIMINARY
OBJECTION AND PLAINTIFF'S REQUEST FOR DISCOVERY IN AID OF
PREPARATION OF PLEADINGS has been served upon the following counsel of record
and same placed in the U.S. Mails on this 21st day of Aug.,
2002:

Jeffrey Lundy, Esquire
Lukehart & Lundy
219 East Union Street
P.O. Box 74
Punxsutawney, PA 15767-0074

THOMSON, RHODES & COWIE, P.C.

David R. Johnson / TBA
David R. Johnson, Esquire
Attorneys for defendants.

FILED
NO
cc
M 11:17
AUG 22 2002

William A. Shaw
Prothonotary

GA

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

JAMES STEWART,

Plaintiff,

vs.

DuBOIS REGIONAL MEDICAL CENTER,
DuBOIS REGIONAL MEDICAL CENTER
FREE CLINIC and WALI MOHAMMED
ASEEM, M.D.,

Defendants.

) Case No.: 2002-218 C.D.

) Type of Case: CIVIL

) Type of Pleading:

) **MOTION TO WITHDRAW AS COUNSEL**

) Counsel of Record for this Party:

) JEFFREY LUNDY

) PA I.D. 25823

) LUKEHART & LUNDY

) 219 East Union Street

) PO Box 74

) Punxsutawney, PA 15767

) (814) 938-8110

FILED

NOV 22 2002

William A. Shaw
Prothonotary

Jeffrey Lundy, Esquire

FILED

2cc

Atty Lundy

ES

01/10:59 PM
NOV 20 2002

William A. Shaw
Prothonotary

Case No.: 2002-218 C.D.

CONSENT TO WITHDRAW OF COUNSEL

The undersigned hereby agrees to the withdraw of his Attorney, Jeffrey Lundy, Esquire, and acknowledges that he is aware of and has a copy of an Order dated August 22nd, 2002, granting 120 days to file a response to Defendant's Objections and/or prepare an Amended Complaint.

James Z. Stewart

Jeffrey Lundy, Esquire

FILED

2cc

7/3/13
NOV 22 2002

Attg Lundy

William A. Shaw
Prothonotary

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

JAMES Z. STEWART

Plaintiff,

VS.

DUBOIS REGIONAL MEDICAL CENTER
DUBOIS REGIONAL MEDICAL CENTER
FREE CLINIC and WALI ASEEM, M.D.,

Defendants

Case No. 2002-218 CD

Type of Case: CIVIL

Pleading: RESPONSE TO MOTION TO FILE COMPLAINT (3RD)

PRO SE

JAMES Z. STEWART
21 South 3RD STREET
Reynoldsville, Pa. 15851
formerly AND SOMEWHAT STILL OF
RD#3 Box 136
Reynoldsville PA. 15851
(NEW PHONE No.) 653-8200

FILED

DEC 20 2002

014:00

William A. Shaw
Prothonotary
US CR.

PARTIAL RESPONSE TO MOTION TO FILE COMPLAINT (3RD)

AND NOW COMES

JAMES ZANE STEWART, PRO SE

MOVING TOWARDS RELIEF AGAINST MY PERSONAGE FROM ORGANIZED PROFESSIONAL ACTS AND/OR MEANS WHICH HAVE ALTERED MY LIFE AND BODY TO EXTREME PAIN LOSSES AND/OR AGGRAVATIONS WHICH MOST OF (IF NOT ALL) COULD AND SHOULD OF REASONABLY AVOIDED AND OR REDUCED ALONG LIFE'S NORMAL COURSE THAT THESE ACTS AND/OR MEANS DEPRIVED AND/OR AVICED ME FROM MAINTAINING (REASONABLY) SOME OF THESE EXTRA PAINS AND/OR LOSSES CAN NEVER BE AMENDED AND/OR RECLAIMED AND/OR RECOVERED OF SOME OF THESE EXTRA PAINS AND/OR LOSSES STILL PERSUE TO THIS VERY DAY TO SUCH A DRASTIC DEGREE THAT WITHOUT THIS SOUGHT CIVIL ~~RELIEF~~ ^{RELIEF} MAY HAVE SHALL AGGIRATE AND FURTHER COUSE LIFE AND BODY LOSS TO MUCH PREMATUREATY'S THAT EVEN DEATH IS A POSSIBILITY, BEING I FIND MYSELF MUCH EXAUSTED FROM THE RECLAIMS I'VE ACHIEVED (TOO SAY THE LEAST) I OPEN WITH STATED STATEMENTS AND NOW

PROCEED WITH THE FOLLOWING REASONS INTO
MOTION: (1) BEING I'M PRO SR I CLAIM ALL
THAT HAS BEEN EFFORTED ON MY BEHALF THUS
FAR THRU APPEARD COUNCILS, EXCEPT WHAT WILL
BE NOTED WITHIN.

(1a) I FIND MY TIME IS NOW SHORT
AND MUST HURRY OFF TO FILE THIS MOTION
IN ORDER TO SAVE FUTHER CONFUSION. I WILL
FILE THE COMPLETED MOTION THE VERY NEXT DAY
THE COURT HOUSE IS OPEN AFTER THIS DAY Dec.
22ND (2002), OMITTING THIS (1a), I'VE ALREADY COMPLETED
THIS MOTION IT WILL CONTAIN 7 PAGES BE TITLED
COMPLETE RESPONSE TO MOTION TO FILE COMPLAINT
AND ALSO (9) additional reasons and/or admissions
minus this (1a), for a total of (10) reasons
and/or ~~admission~~ admission. WITH THE TIME
AS IT IS I MUST DO THESE ACTS TO
FEEL I'M MAINTAINING MY ETHICS. EVEN
THOUGH THE RESPONSE IS COMPLETELY DRAWN
ITS NOT VERY ~~LEG~~ LODGEABLE AS THIS (1a)
CONFESSES AND/OR ADMITS TO. I SENSE TO ME
EVEN THOUGH SOMEWHAT IRRATIONALLY I MUST FILE TO DAY AND
APOLOGIZE FOR THAT; GET THE
COST AND AGGRAVATION (THIS IS TRUE
RATIONALLY THIS TIME) AND AND COMPLETE TO THE BEST
COST ARE REASONABLY (IF NOT
COMPLETELY) MY OWN OF OF MY ABILITY THUS
WHICH. FAR WITH ALL CONSIDERED

Signed James June Stewart, dated Dec. 22ND 2002

U.S. POSTAL SERVICE
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT
PROVIDE FOR INSURANCE — POSTMASTER

CERTIFICATE OF MAILING

Received From:

JAMES Z Stewart
21 South 3rd St.
Reynolds, Pa. 15851

One piece of ordinary mail addressed to:

Thomas B. Anderson
Thomson Rhodes + Cowie, P.C.
1010 Two Chatham Center
Pittsburgh, Pa. 15219



U.S. POSTAGE
PAID
REYNOLDSVILLE, PA.
DEC 20 1981
AMOUNT
\$0.90
00035433-01

PS Form 3817, Mar. 1989

FILED

DEC 20 2002

**William A. Shaw
Prothonotary**

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

JAMES STEWART,

Plaintiff,

vs.

DuBOIS REGIONAL MEDICAL CENTER,
DuBOIS REGIONAL MEDICAL CENTER
FREE CLINIC and WALL, M.,
ASEEM, M.D.,

Case No.: 2002-218 C.D.

Type of Case: CIVIL

Type of Pleadings:

FILED

DEC 26 2002

William A. Shaw
Prothonotary

COMPLETE RESPONSE TO MOTION TO FILE COMPLAINT

AND NOW COMES JAMES ZANE STEWART, PRO SE
MOVING TWARD^S RELIEF AGAINST MY PERSONAGE FROM ORGANIZE PROFESSIONAL
ACTS AND/OR MEANS WHICH HAVE ALTER^D AND/OR CAUSED MY LIFE AND BODY
Y TO RECEIVE EXTENSEVIVE PAIN LOSSES AND/OR AGGRAVATIONS WHICH MOST (IF
NOT ALL) COULD AND SHOULD OF REASONABLY AVOIDED AND/OR REDUC-
ED ALONG LIFE'S NOMAL COURSE THAT THESE ACTS AND/OR MEANS DEAR-
IVED AND/OR AVOIDED AND/OR CAUSED ECT... ME FROM MAINTAINING (REASON-
ABLY-CONSIDER^D): SOME OF THESE EXTRA PAINS AND/OR LOSSES AND/OR
CAUSE^S ECT. ECT... STILL PERSUE TO THIS VERY DAY TO SUCH A DRAST-
IC DEGREE AND/OR AMPDUNT ECT. THAT WITHOUT THIS SOUGHT C-
IVIL-RELIEF-BENEFICITION MAYHARSE SHALL AGGITATE AND FUTHER C-
OURSE LIFE AND BODY LOSS TO EFFECTS PREMATURITIES AND SUCH TH-
AT EVEN DEATH IS OF POSSIBLE SCOPE (BEING I FIND MYSELF MUCH EX-
AUSTED FOR THE RECLAIMS) I'VE ACHIEVED (TO SAY THE VERY
LEAST): I OPEN WITH STATED STATEMENTS AND NOW PROCEED W-
ITH THE FOLLOWING TEN (10) REASONS (REASONS) TO CHALLENGE
THE DEFENDANTS CALL FOR COMPLAINT: (1) BEING IM PRO SE I CLAIM

ALL THAT HAS BEEN EFFORTED ON MY (DEFENDANT'S) BEHALF THUS FAR THRU APPEARED COUNCIL'S (DEFENDANT-WISE), EXCEPT SMALL MATTERS NOTED WITHIN.

② ON FEBRUARY 14TH OF THIS YEAR (2002) PRECISE OF NOTICE OF INTENT TO SEEK RELIEF AND OR DAMAGE EFFECTS FROM ACTION(S) DIRECTED AGAINST PLAINTIFF ON OR ABOUT EARLY FEBRUARY 2000 ON OR RELATIVE TO PREMISES AND/OR GROUNDS AND/OR STRUCTURE AND/OR PROPERTY(IES) AND/OR HEALTH CARE FACILITIES AND/OR HOSPITAL UNITS ECT... OF THE DUBOIS REGIONAL MEDICAL CENTER.

③ THIS AND/OR THESE TIME(S) AND PLACE(S) (EARLY FEB. 2002 DRMC WEST) ALTHOUGH ARE THE MAIN FOCAL POINT AND/OR FULCRUM AND/OR MAIN-CLIMAX AND/OR STARTING-POINT (MAJOR STRAW THAT BROKE THE BACK) IS NOT SOLE THE ONLY TIME AND PLACE AND/OR SUFFERANCE.

④ ALONG WITH AND SCOPE WITH PRECISE IS AUTHORIZATION PAPERWORK (ACTIONS) FOR RELEASE OF INFORMATION NECESSARY OF WHICH (POSSESSION OF THESE RECORDS) TO FORM AND/OR MOTION A REASONABLE COMPLAINT.

⑤ NOT ONE OF THE DEFENDANTS HAVE RENDERED FORTH ANY REASONABLE AMOUNT OF SUCH (BASICLY SOCIALLY REQUIRED) RECORDS. ALTHOUGH SOME 3RD PARTY'S HAVE RELEASED AT LEAST AN EFFORTED (POSSIBLY EVEN CONSIDERED STANDARD) VIABLE AND/OR NECESSARY RECORDS, YET THE REQUESTS AND/OR NOTICES ECT... REASONABLY SEEM TO HAVE BEEN RECEIVED. I BELIEVE REASON DICTATES PROFF SINCE DOCKETED RESPONSE BY DEFENDANTS PRODUCED COMPLAINT REQUEST.

I OFFER SAID AND FOLLOWING IN "GOOD-FAITH-EFFORT"
THUS MANNER AND REASONING EMBODIED-CONCEIVING AND
D PROPETUATING (I BELIEVE) OUR CIVIL GOVERNOR'S AND/OR
MECHANICS AND/OR ETHIC'S AND/OR PROCEDURES ECT....

⑥ WITH ALL DUE RESPECT (ADMISSION OF ERROR IN THAT
CORDIALLY INTENDED COHESIVE OF THE OPENING STATE-
MENT: NOT WITHOUT PRINT & SOLID) THIS PLAINTIFF
OF THIS DOCKET CLEARLY ADMITS IN CONJUNCTURE
WITH THIS COURTS ORDERED SOUGHT OF COUNCIL.
I ADMIT MY FAMILIARITY AND/OR KNOWLEDGE,
EXPERIENCE ECT... OF PROCEDURE REFLECTS COUN-
CILED AIDED NEED, WHICH THIS COURT PROMPTED
RECOGNITION ~~ENCL~~ ENCLOSED FURTHER COHESIVE
SCOPE TOWARDS WEIGHT OF TIME, ESPECIALLY FRA-
MED AT DISCOVERY'S VALUE, WHICH THE VIM AND
VIGOR OF DEFENDANTS LENGTHY OBJECTIONS 1ST
MOTIONED TO ASSERT TOWARDS THE ASPECT OF
A COMPLETE AND TOTAL COMPLAINTS NEED.

⑦ FURTHER IN VIEW: OF THIS SPURTED RESPONSE
(WITH NO. ⑥'S ALL DUE RESPECT (MORE SIGHTEDLY VISIBLE))
OF TIMELY IS WEIGHT NOT SOLELY OF LENGTH BUT OF C-
OURCE ORDER: OF NO. ②'S (REASONING) OF THIS RESPONSE IS THAT
T MOST ALL (IF NOT ALL) OF MYSELF AND FRIENDS AND FAMILY AND
ACQUAINTANCES ECT... HAVE IN SOMEWAY BENEFITED GREAT-
LY (!) FROM THE SERVICES OF DRMC ONE TIME OR ANOTHER;
MYSELF AND IMEDIATE (MOST OF WHICH FINALLY UNDER ONE ROOF A-
~~SAN~~ GAIN) FAMILY NUMEROUS, NUMEROUS TIMES AND IT
TRULY APALUSE TO FIND MYSELF MORE OR LESS

FORCED TO HAVE TO FOLLOW-UP THIS AND/OR THOSE
E. MATTER(S) WITH COMPLETE AND UTTER REGU-
ARD AND/OR CONVICTION AND/OR COMPULSION AND/OR
CONVICTION ECT.... ESPECIALLY WHEN THE MAIN
AND/OR ONLY SOLE-COMPLETE-BINDING-EVENT AND/O-
R ACT ECT.... NEEDS STILL BE MEASURED AS TO
IT'S APPROPRIATE WORTH.

⑧ FURTHER ASPECT OF FEATURE AND/OR MAIN Jud-
ICIAL REGARD OF TIMELINESS IS OF COURSE TH-
E COMBINATION GENERALLY (I BELIEVE) "DUE AND SPEED-
Y PROCESS" OF WHICH I THUS FAR FELL AND REASON-
ABLE ASSERT SHORTED SO FAR OF. WITH THAT AND
(PRIORLY SAID IN THIS MOTION) ~~OF COUNCELED NEED~~ OF
COUNCELED NEED, I ADMIT THAT MOTION TO W-
ITHDRAW A COUNSEL ISSUED IN TO THIS DOCKET
ON MY BEHALF BY JEFF LUNDY Esq. IS FURTHER
PROFF OF MY NEED: I SHOULD OF INISTED ON
PROFFING THAT MOTION BEFORE ITS ISSUANCE; No.1.
AND No.4. WOULD HAVE BEEN THE TOTAL OF THAT
PAGE THAT IS IF AFTER QUESTIONING NO.4/ HAD TO
BE ISSUED; THAT WOULD HAVE BEEN MORE IN LINE
WITH OUR TOTAL OVERALL COLLISION. : AND MY
SIGNATURE ON CONSENT TO WITHDRAW OF
COUNSEL FORM BASICALLY AFFIRMS MY JIST OF
THAT COLLISION BEING I COULD NOT OF RIGHTLY
SIGNED IT IF IT WERENT FOR THE COMMA AFTER
2002.

⑨ ALSO FOR ADMISSION I PUT FORTH THAT I

TRULY WISH THESE PROCEEDINGS TO COURSE
PROPERLY, I CAN MIND ~~TO~~ OPPOSING COUNCIL MAY
WISH TO PROJECT I SOMEHOW PURPOSELY FOR
REASONING OF WHATEVER(?) AM INSINUERLY
ADVANKING, TO WHICH I RESPONDE AHEAD THAT AL-
THOUGH SOMEWHAT CRUDELY PERHAPSE MY 1ST
RESPONCE TO COMPLAINT I DID NOT PROJECT THE
NOTINGNESS APPROACH SEEMILY ASSERTED (EXCEPT
THRU 3RD PARTIES RESPONCE), I DIDN'T PRETEND
THAT THEY DONT EXIST. NOBODY WANTS THESE PRO-
CEEDING PROPELY (REASONABLY) CONCLUDE AND ON WITH
OTHER ASPECTS OF LIVLYHOOD MORE THAN I.

⑩ IN CONCLUSION I ONCE AGAIN WITH ALL
DUE RESPECT TO THE HONORABLE JUDGE REILLY
PUT TO ADMISSION THE FOLLOWING THAT EVEN
THOUGH I MAY SOMEWHAT BE CONSIDER'D (TREAD-
ING) OUT OF BOUNDS I'LL PUT FORTH TO EVEN
THE BALANCE (BECAUSE I BELIEVE VENUE IS
A COMPLAINTIVE COLLATORAL) THAT SHOULD THIS
MOTION BE VIEWED IN THE MANNER IT IS
MOTIONED AS AN ATTEMPT TO JUSTLY COURSE
FORTH AND AT LEAST AN EARNEST RELEASE OF
PUBLICLY VIEWED ESSENTION REQUIRED (PRIVATE SECTOR)
DOCUMENTS BE MADE READY (REASONABLY) I WILL
UNFORTUNE ATLY BE PUTTING FORTH MUCH
CONSIDERATION AS TO VENUE. (PLEASE REGUAR ATTACHED)

Dated Dec 23RD 2002

Cordially James Jane Stewart

I KNOW I STATED FRIDAY DEC. 20th
2002 I HAVE ⑩ REASONS AND 7. pages.
I HOPE ALL APPRESATE, I'VE SHORTEND SOME
LONG WINDED NESS AND UNMUTTED IT
ABIT.

PLEASE FIND THE ATTACHED
CERTIFICATION AS POSTED TO PARTIES
APPROPRIATLY.

James Z Stewart

U.S. POSTAL SERVICE **CERTIFICATE OF MAILING**
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT
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Reynoldsville, Pa. 15851

One piece of ordinary mail addressed to:
THOMAS B ANDERSON
THOMSON, RHODES + Cowie, P.C.
1010 TWO CHATHAM Center
Pittsburg, PA. 15219

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P15

[Handwritten signature]

William A. Shaw
Prothonotary

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART,

Plaintiff,

Vs.

DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL
MEDICAL CENTER FREE CLINIC and
WALI MOHAMMED ASEEM, M.D.,

Defendants.

CIVIL DIVISION

No. 2002-00218-CD

Issue No.

**MOTION TO SUSTAIN PRELIMINARY
OBJECTIONS AND DISMISS
COMPLAINT**

Code:

Filed on behalf of defendants.

Counsel of Record for These Parties:

David R. Johnson, Esquire
PA I.D. #26409

Thomas B. Anderson, Esquire
PA I.D. #79990

THOMSON, RHODES & COWIE, P.C.
Firm #720
1010 Two Chatham Center
Pittsburgh, PA 15219

(412) 232-3400

FILED

JAN 02 2003

William A. Shaw
Prothonotary

MOTION TO SUSTAIN PRELIMINARY OBJECTIONS
AND DISMISS COMPLAINT

NOW COME the defendants, by and through their counsel, Thomson, Rhodes & Cowie, P.C., and file the following motion to sustain preliminary objections and dismiss complaint.

1. In response to a nonsensical complaint, defendants filed preliminary objections and sought dismissal of the complaint. The court, in August, 2002, issued an order and required the *pro se* plaintiff to advise within 20 days whether counsel would be obtained. The order further stated:

"Should Plaintiff fail to obtain counsel and should contact not occur as set forth above, Defendants' Preliminary Objections will be granted and Plaintiff's Complaint dismissed with prejudice."

Thereafter, Attorney Jeffrey Lundy requested 120 days in which to conduct discovery. On August 22, 2002, this court entered an order providing 120 days "for purposes of obtaining sufficient, relevant information in order to respond to the Preliminary Objections of the Defendant and/or prepare an Amended Complaint or pleading."

2. Mr. Lundy then requested medical records from the defendants which were provided to him. After this occurred, Mr. Lundy filed a motion to withdraw as counsel, which was granted.

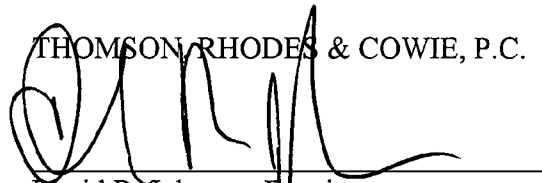
3. Now, plaintiff has filed 2 documents, one entitled "Partial Response to Motion to File Complaint (third)" and the other "Complete Response to Motion to File Complaint." Neither document is comprehensible. Neither constitutes a response to the preliminary objections which has been filed. Neither constitutes an amended complaint.

4. Thus, the plaintiff has completely ignored the court's order and, even with the extension granted by the court, has failed to file a complaint setting forth any cognizable cause of action.

5. Accordingly, defendants' original preliminary objections should be granted and the lawsuit should be dismissed. A requested order is attached hereto.

Respectfully submitted,

THOMSON RHODES & COWIE, P.C.

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

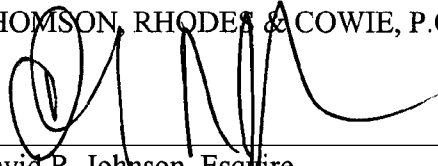
David R. Johnson, Esquire
Thomas B. Anderson, Esquire
Attorneys for defendants.

CERTIFICATION OF SERVICE

I hereby certify that a true and correct copy of the within document has been served upon the following and same placed in the U.S. Mails on this 30th day of Dec, 2002:

James Zane Stewart
R.D. 3, Box 137
Post Office Box 164
Reynoldsville, PA 15861

THOMSON, RHODES & COWIE, P.C.



David R. Johnson, Esquire
Thomas B. Anderson, Esquire
Attorneys for defendants.

FILED

NO
3/18:46
JAN 02 2003

ac

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JAMES STEWART,

CIVIL DIVISION

Plaintiff,

No. 2002-00218-CD

Vs.

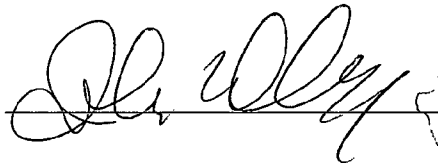
DUBOIS REGIONAL MEDICAL
CENTER, DUBOIS REGIONAL
MEDICAL CENTER FREE CLINIC and
WALI MOHAMMED ASEEM, M.D.,

Defendants.

ORDER OF COURT

AND NOW, on this 3 day of Jan, 2003, after considering the submissions of plaintiff and the preliminary objections and motion of the defendants, it is hereby ORDERED that plaintiff's complaint is dismissed and judgment is entered in favor of the defendants.

BY THE COURT:

 J.

FILED

JAN 03 2003

William A. Shaw
Prothonotary

FILED

012:43:284
JAN 03 2003

acc

Atty Johnson



William A. Shaw
Prothonotary