

02-500-CD  
KAYE GUTHRIDGE etal -vs- EDWARD DWORETZKY etal

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

KAYE GUTHRIDGE, JACK GUTHRIDGE, :  
DENNIS CLARK, DON FEZELL, REX :  
MCCLURE, JEFFREY MILLER, ALBERT :  
DIGILARMO and JEFFREY RICE, :

PLAINTIFFS, :

v. :

NO. 2002- 500 -CD

EDWARD DWORETZKY, KATHLEEN :  
DWORETZKY and MELISSA M. :  
SCHAUGHNESSY, :

DEFENDANTS. :

Type of Pleading:  
**PRAECIPE TO ENTER  
LIS PENDIS**

Filed By:  
PLAINTIFFS

Counsel of Record:

Theron G. Noble, Esquire  
Attorney for Estate  
Ferraraccio & Noble  
301 East Pine Street  
Clearfield, PA 16830  
(814)-375-2221  
PA I.D. No: 55942

**FILED**

APR 03 2002

0 / 12:45 / wa

William A. Shaw  
Prothonotary

PO 80. -  
BY ATOR

6 COPY TO ATOR

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

KAYE GUTHRIDGE, JACK GUTHRIDGE, )  
DENNIS CLARK, DON FEZELL, REX )  
MCCLURE, JEFFREY MILLER, ALBERT )  
DIGILARMO and JEFFREY RICE, )

PLAINTIFFS, )

v. )

NO. 2002-\_\_\_\_\_-CD

EDWARD DWORETZKY, KATHLEEN )  
DWORETZKY and MELISSA M. )  
SCHAUGHNESSY, )

DEFENDANTS. )

**PRAECIPE TO ENTER LIS PENDIS**

To: William A. Shaw, Prothonotary

Date: April 3, 2002

Plaintiffs respectfully request that **LIS PENDIS** be issued, indexed and docketed of record in the above captioned matter, against Defendants Edward Dworetzky, Kathleen Dworetzky and Melissa M. Schaughnessy, each with a record address of 173 Treasure Lake, DuBois, Clearfield County, Pennsylvania, concerning the following described premises:

(A) 6 Shaffer Avenue, consisting of a house and lot, DuBois, Clearfield County, Pennsylvania, more fully described in a deed between the Defendants recorded on December 15, 2000, as instrument number 200018522 in the real property records of Clearfield County, Pennsylvania. A true and correct copy of such deed is attached hereto as Exhibit "A";

(B) 115 1/2 East Weber Avenue, consisting of a house and lot, DuBois, Clearfield County, Pennsylvania, more fully described in a deed between the Defendants recorded

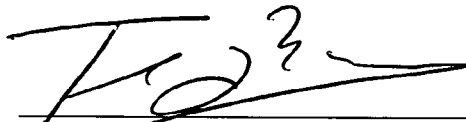
on December 15, 2000, as instrument number 200018521 in the real property records of Clearfield County, Pennsylvania. A true and correct copy of such deed is attached hereto as Exhibit "B";

(C) 500 & 502 First Street consisting of two houses and a lot, DuBois, Clearfield County, Pennsylvania, more fully described in a deed between the Defendants recorded on December 15, 2000, as instrument number 200018523 in the real property records of Clearfield County, Pennsylvania. A true and correct copy of such deed is attached hereto as Exhibit "C"; and

(D) Section 16, Lot # 67, Treasure Lake, consisting of a log house and lot, DuBois, Clearfield County, Pennsylvania, more fully described in a deed between the Defendants recorded on December 13, 2000, as instrument number 200018391 in the real property records of Clearfield County, Pennsylvania. A true and correct copy of such deed is attached hereto as Exhibit "D".

Such *LIS PENDIS* relates to litigation filed in the United States District Court, Eastern District of Pennsylvania, to civil action no. 01-3508. A true and correct copy of such motion concerning these conveyances is attached hereto as Exhibit "E".

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'T. G. Noble', with a long horizontal flourish extending to the right.

Theron G. Noble, Esquire  
Ferraraccio & Noble  
Attorney for Plaintiffs  
301 East Pine Street  
Clearfield, PA 16830  
(814)-375-2221



IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written. Signed, sealed and delivered in presence of:

Nancy P Hilliard  
Signature of Witness

Nancy P Hilliard  
Print name of Witness

Kenneth J. Hill, Sr.  
Signature of Witness

Kenneth J. Hill, Sr.  
Print name of Witness

Edward J Dworetzky  
Signature of First Party

Edward J Dworetzky  
Print name of First Party

Kathleen Dworetzky  
Signature of First Party

Kathleen Dworetzky  
Print name of First Party

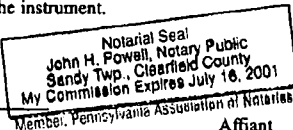
State of Pennsylvania  
County of Clearfield

On November 25, 2000 before me, John H. Powell

Edward J Dworetzky & Kathleen Dworetzky  
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

John H. Powell  
Signature of Notary



Affiant Known Produced ID  
Type of ID DRIVERS LICENSE  
(Seal)

State of \_\_\_\_\_  
County of \_\_\_\_\_  
On \_\_\_\_\_ before me,  
appeared \_\_\_\_\_

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.  
WITNESS my hand and official seal.

\_\_\_\_\_  
Signature of Notary

Affiant \_\_\_\_\_ Known \_\_\_\_\_ Produced ID  
Type of ID \_\_\_\_\_  
(Seal)

\_\_\_\_\_  
Signature of Preparer

\_\_\_\_\_  
Print Name of Preparer

\_\_\_\_\_  
Address of Preparer

(2)

-----  
If your state requires 8 1/2" x 11" forms, cut off the bottom of this page at the dotted line.

KAREN L. STARCK  
REGISTER AND RECORDER  
CLEARFIELD COUNTY  
Pennsylvania  
INSTRUMENT NUMBER  
200018521  
RECORDED ON  
Dec 15, 2000  
2:17:54 PM  
RECORDING FEES - \$13.00  
RECORDER  
COUNTY IMPROVEMENT \$1.00  
FUND  
RECORDER  
IMPROVEMENT FUND \$1.00  
STATE WRIT TAX \$0.50  
TOTAL \$15.50  
CUSTOMER  
SCHAUGHNESSY, MELISSA H

A298-10  
R298-04

## QUITCLAIM DEED

Exhibit "B"

THIS QUITCLAIM DEED, Executed this 25 day of November, 2000 (year),  
by first party, Grantor, EDWARD AND HARRIEN DUBOIS  
whose post office address is 173 TREASURE LAKE, DuBois Pa 15801  
to second party, Grantee, MELISSA H. SCHAUGHNESSY  
whose post office address is 173 TREASURE LAKE, DuBois Pa 15801

WITNESSETH, That the said first party, for good consideration and for the sum of  
Dollars (\$) ) paid by the said second  
party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim  
unto the said second party forever, all the right, title, interest and claim which the said first party  
has in and to the following described parcel of land, and improvements and appurtenances there-  
to in the County of Clearfield, State of Pennsylvania to wit:

City of DuBois  
115 1/2 E. WABER, DuBois Pa 15801 3 Bedroom 2  
BATH home in Alley between E. Washington Ave  
and E. Waber Ave.  
It & Part of # 136

Beginning @ a post @ corner formerly intersection of S W side of E. Pine Alley  
+ the NW side of Zieroen Alley; S 52° 30' W by line of Zieroen Alley  
50' to point; North 37° 30' W thru land of L. Smiley + P. Smiley 50' to a post  
in the division line between lot # 136 + 137, N 50° 30' E by line between 137 50'  
to a post at E. Pine Alley, thence S 37° 30' W by line of E. Pine Alley 50' to a post at  
corner of Zieroen Alley the place of beginning having erected a 2 story frame  
dwelling known as 115 1/2 E. Waber Ave

This is a transfer between parents +  
Child therefore tax exempt



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situation. Consult a lawyer if you doubt the form's fitness for your purpose and use. E-Z Legal Forms and the retailer make no  
warranty, express or implied, with respect to the merchantability of this form for an intended use or purpose.



IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written. Signed, sealed and delivered in presence of:

Nancy P Hilliard  
Signature of Witness  
Nancy P Hilliard  
Print name of Witness

Kenneth J. Hiler sr.  
Signature of Witness  
Kenneth J. Hiler sr.  
Print name of Witness

Ed J Dworesky  
Signature of First Party  
Edward J Dworesky  
Print name of First Party  
Kathleen Dworesky  
Signature of First Party  
Kathleen Dworesky  
Print name of First Party

State of Pennsylvania )  
County of Clearfield  
On November 25, 2000 before me, John H. Powell  
appeared Edward J Dworesky & Kathleen Dworesky  
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s)  
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon  
behalf of which the person(s) acted, executed the instrument.  
WITNESS my hand and official seal.

John H Powell  
Signature of Notary

Notarial Seal  
John H. Powell, Notary Public  
Sandy Twp., Clearfield County  
My Commission Expires July 16, 2001

Member, Pennsylvania Association of Notaries  
Affiant Known Produced ID  
Type of ID Driver's License  
(Seal)

State of \_\_\_\_\_ )  
County of \_\_\_\_\_  
On \_\_\_\_\_ before me,  
appeared \_\_\_\_\_  
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s)  
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon  
behalf of which the person(s) acted, executed the instrument.  
WITNESS my hand and official seal.

Signature of Notary

Affiant Known Produced ID  
Type of ID \_\_\_\_\_  
(Seal)

Signature of Preparer

Print Name of Preparer

Address of Preparer

(2)

If your state requires 8 1/2" x 11" forms, cut off the bottom of this page at the dotted line.



KAREN L. STARCK  
REGISTER AND RECORDER  
CLEARFIELD COUNTY  
Pennsylvania

INSTRUMENT NUMBER  
200018523  
RECORDED ON  
Dec 15, 2000  
2:17:56 PM

RECORDING FEES - \$13.00  
RECORDED  
COUNTY IMPROVEMENT \$1.00  
FIND  
RECORDED IMPROVEMENT FUND \$1.00  
STATE WRIT TAX \$0.50  
TOTAL \$15.50  
CUSTOMER  
SCHAUGHNESSY, MELISSA M

A298-10  
R298-04

## QUITCLAIM DEED

Exhibit "C"

THIS QUITCLAIM DEED, Executed this 25 day of November, 2000 (year),  
by first party, Grantor, EDWARD AND KATHLEEN DUORETEKY  
whose post office address is 173 TREASURE LKE DuBois, Pennsylvania PA 15801  
to second party, Grantee, MELISSA M. SCHAUGHNESSY  
whose post office address is 173 TREASURE LKE DuBois PA 15801

WITNESSETH, That the said first party, for good consideration and for the sum of  
Dollars (\$) ) paid by the said second  
party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim  
unto the said second party forever, all the right, title, interest and claim which the said first party  
has in and to the following described parcel of land, and improvements and appurtenances there-  
to in the County of Clearfield, State of Pennsylvania to wit:  
City of DuBois  
500 + 502 First St, DuBois, PA 2-3 Bedroom homes  
ON SAME DEED.

2 H & L # 55  
Beginning on the N by Lot # 56; on E by alley; on S by Lot 54; on the W by  
1st St; being 50' wide more or less on said First St x 50' wide more or less  
on the alley in REAR by 140' deep more or less. Known + numbered in the  
JOHN E DuBois Lakeside addition to the City of DuBois Lot # 55 + having erected  
thereon two 2 story frame residential dwellings

Rev. 6/98

If your state requires 8 1/2" x 11" forms, cut off the bottom of this page at the dotted line.

This is a transfer between parents + child  
therefore tax exempt



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transaction. Consult a lawyer if you doubt the form's fitness for your purpose and use. E-Z Legal Forms and the retailer make no  
representation or warranty, express or implied, with respect to the merchantability of this form for an intended use or purpose.



IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written. Signed, sealed and delivered in presence of:

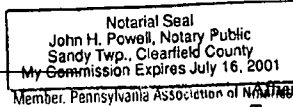
Nancy P Hilliard  
Signature of Witness  
Nancy P Hilliard  
Print name of Witness

Kenneth J. Hile, Jr.  
Signature of Witness  
Kenneth J. Hile, Jr.  
Print name of Witness

Edward J. Dworetzky  
Signature of First Party  
Edward J. Dworetzky  
Print name of First Party  
Kathleen Dworetzky  
Signature of First Party  
Kathleen Dworetzky  
Print name of First Party

State of Pennsylvania )  
County of Clearfield  
On November 25, 2000 before me, John H. Powell  
appeared Edward J. Dworetzky & Kathleen Dworetzky  
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s)  
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon  
behalf of which the person(s) acted, executed the instrument.  
WITNESS my hand and official seal.

John H. Powell  
Signature of Notary



Known + Produced ID  
Type of ID Driver's License  
(Seal)

State of \_\_\_\_\_ )  
County of \_\_\_\_\_  
On \_\_\_\_\_ before me,  
appeared \_\_\_\_\_  
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s)  
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their  
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon  
behalf of which the person(s) acted, executed the instrument.  
WITNESS my hand and official seal.

Signature of Notary \_\_\_\_\_ Affiant \_\_\_\_\_ Known \_\_\_\_\_ Produced ID \_\_\_\_\_  
Type of ID \_\_\_\_\_  
(Seal)

Signature of Preparer \_\_\_\_\_  
Print Name of Preparer \_\_\_\_\_  
Address of Preparer \_\_\_\_\_

(2)  
If your state requires 8 1/2" x 11" forms, cut off the bottom of this page at the dotted line.

KAREN L. STARCK  
REGISTER AND RECORDER  
CLEARFIELD COUNTY  
PENNSYLVANIA  
INSTRUMENT NUMBER  
200018391  
RECORDED ON  
Dec 13, 2000  
1:51:57 PM  
RECORDING FEES - \$13.00  
COUNTY IMPROVEMENT FUND \$1.00  
RECORDER IMPROVEMENT FUND \$1.00  
STATE WRIT TAX \$0.50  
TOTAL \$15.50  
CUSTOMER  
SCHAUGHNESSY, MELISSA

A298-10  
R298-04

## QUITCLAIM DEED

Exhibit "D"

THIS QUITCLAIM DEED, Executed this 25 day of November, 2000 (year),  
by first party, Grantor, EDWARD AND KATHLEEN DUORETZKY  
whose post office address is 173 TREASURE LAKE DuBois, PA 15801  
to second party, Grantee, MELISSA M. Schaughnessy  
whose post office address is 173 TREASURE LAKE DuBois PA 15801

WITNESSETH, That the said first party, for good consideration and for the sum of  
Dollars (\$) paid by the said second  
party, the receipt whereof is hereby acknowledged, does hereby remise, release and quitclaim  
unto the said second party forever, all the right, title, interest and claim which the said first party  
has in and to the following described parcel of land, and improvements and appurtenances there-  
to in the County of Clearfield, State of Pennsylvania to wit:

H, G & L  
173 TREASURE LAKE, Section 16 Lot 67, Log  
Home on Lot 200' x 80'. DuBois PA 15801

pg 1363 0021 MAP# CO2-016-00067-00-21

District # 1280

Control 81502 SANDY TOWNSHIP

(1)

Rev. 6/98

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This is a transfer between parents &  
Child therefore tax exempt.



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IN WITNESS WHEREOF, The said first party has signed and sealed these presents the day and year first above written. Signed, sealed and delivered in presence of:

Nancy P Hilliard  
Signature of Witness

Nancy P Hilliard  
Print name of Witness

Kenneth J. Hilliard  
Signature of Witness

Kenneth J. Hilliard SR  
Print name of Witness

Edward J. Dworetzky  
Signature of First Party

Edward J. Dworetzky  
Print name of First Party

Kathleen Dworetzky  
Signature of First Party

Kathleen Dworetzky  
Print name of First Party

State of Pennsylvania

County of Clearfield

On May 14, 2001

before me, John H. Powell

Edward J. Dworetzky & Kathleen Dworetzky  
personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

John H. Powell  
Signature of Notary

Notarial Seal  
John H. Powell, Notary Public  
Sandy Twp., Clearfield County  
My Commission Expires July 16, 2001  
Member, Pennsylvania Association of Notaries

Affiant Known X Produced ID  
Type of ID Driver's License  
(Seal)

State of

County of

On

before me,

appeared

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature of Notary

Affiant Known Produced ID

Type of ID  
(Seal)

Signature of Preparer

Print Name of Preparer

Address of Preparer

(2)

If your state requires 8 1/2" x 11" forms, cut off the bottom of this page at the dotted line.

**COPY**

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

KAYE GUTHRIDGE, JACK GUTHRIDGE,  
DENNIS CLARK, DON FEZELL,  
REX MCCLURE, JEFFREY MILLER,  
ALBERT DIGILARMO, and JEFFREY RICE,

Plaintiffs,

-vs-

THE ENCORE NETWORK, INC., POS\*TIV,  
INC., THE ESTATE OF NEAL L. HADE,  
PATRICIA HADE, MICHAEL J. DUGAN,  
MELANIE L. MCCURDY, JOSEPH A.  
MARINO, EDWARD DWORETZKY, ALAN  
M. KESTIN, CONSUMERS SATELLITE  
NETWORKS.COM, INC., ABC  
CORPORATION (I-V), and JOHN DOES  
(I-V),

Defendants.

Civil Action No. 01-3508

Exhibit "E"

**FILED**

MAR 29 2002

MICHAEL E. KUNZ, Clerk

Dep. Clk

**MOTION TO SET ASIDE FRAUDULENT CONVEYANCE  
AND FOR THE IMPOSITION OF A CONSTRUCTIVE TRUST**

COMES NOW Plaintiffs, by and through their undersigned counsel, Nicholas J. Guiliano, Esquire, 1500 Walnut Street, Suite 1100, Philadelphia, Pennsylvania 19102, for the Entry of an Order setting aside the fraudulent conveyance of certain real property, located at:

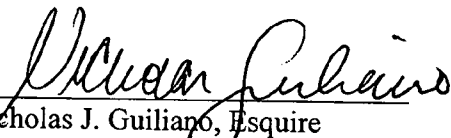
- a) 6 Shaffer Avenue  
H&PT, Lot 1  
Clearfield County  
DuBois, Pennsylvania 15801

- b) 500-502 First Street  
2H, Lot No. 55  
Clearfield County  
DuBois, Pennsylvania 15801
- c) 115 ½ East Weber Avenue  
K & Part L No. 136  
Clearfield County  
DuBois, Pennsylvania 15801
- d) 173 Treasure Lake  
Section 16, Lot 67  
Clearfield County  
DuBois, Pennsylvania 15801

by Defendant Edward Dworetzky and his wife, Kathleen Dworetzky, pursuant to 12 Pa. Cons. Stat. § 5104, and for the imposition of a constructive trust.

In Support of this Motion, Plaintiffs shall rely upon the annexed Certification of Nicholas J. Guiliano, Esquire.

Dated: March 28, 2002

By   
Nicholas J. Guiliano, Esquire  
1500 Walnut Street, Suite 1100  
Philadelphia, PA 19106  
Telephone: (215) 413-8223  
Telecopier: (215) 413-8225

Theron G. Noble, Esquire  
FERRARACCIO & NOBLE  
301 East Pine Street  
Clearfield, Pennsylvania 16830  
Telephone (814) 765-4990  
Telecopier (814) 765-9377

Attorney for Plaintiffs

**CERTIFICATE OF SERVICE**

I, Nicholas J. Guiliano, Esquire, of full age, being duly sworn upon my oath, do hereby certify that Plaintiffs' Motion to Set Aside the Conveyance of Real Property and for the Imposition of a Constructive Trust, Certification and Memorandum in support thereof, have been duly served by first class mail, postage fully paid, this 28th day of March 2002, on all interested parties:

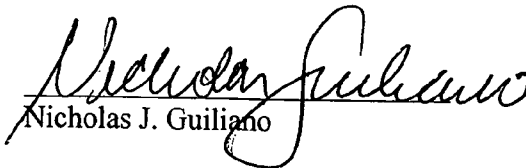
Edward Dworetzky  
173 Treasure Lake  
DuBois, Pennsylvania 15801

Melissa M. Schaughnessy  
173 Treasure Lake  
DuBois, Pennsylvania 15801

Kathleen Dworetzky  
173 Treasure Lake  
DuBois, Pennsylvania 15801

Patricia Hade, Individually, and on behalf of  
The Estate of Neal L. Hade, POS\*ITV, INC.,  
and the Encore Network, Inc.  
780 Sunset Terrace  
Franklin Lakes, New Jersey 07417

Joseph A. Marino  
80 Pompton Avenue  
Verona, New Jersey 07044

  
Nicholas J. Guiliano

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

KAYE GUTHRIDGE, JACK GUTHRIDGE, )  
DENNIS CLARK, DON FEZELL, REX )  
MCCLURE, JEFFREY MILLER, ALBERT )  
DIGILARMO and JEFFREY RICE, )

PLAINTIFFS, )

v. )

NO. 2002-\_\_\_\_\_-CD

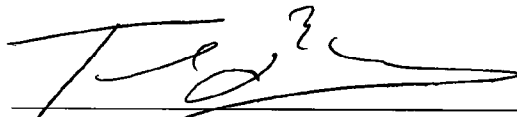
EDWARD DWORETZKY, KATHLEEN )  
DWORETZKY and MELISSA M. )  
SCHAUGHNESSY, )

DEFENDANTS. )

**VERIFICATION**

I, Theron G. Noble, Esquire, counsel for Plaintiffs in the above captioned matter, does hereby swear and affirm that I have read the foregoing and attached PRAECIPE TO ENTER LIS PENDIS, and that to the best of my information, knowledge and belief, the facts as set forth therein are true and correct. Furthermore, that I make this statement subject to the penalties of 18 Pa.C.S.A. 4101, relating to unsworn falsification to authorities.

So made this 3rd day of April, 2002.

  
\_\_\_\_\_  
Theron G. Noble, Esquire  
Attorney for Plaintiffs



**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 12331

GUTHRIDGE, KAYE al

02-500-CD

VS.

DWORETZKY, EDWARD, KATHLEEN & MELISSA M. SCHAUGHNESSY

PRAECIPE TO ENTER LIS PENDIS

**SHERIFF RETURNS**

---

NOW APRIL 4, 2002 AT 11:20 AM EST SERVED THE WITHIN PRAECIPE TO ENTER LIS PENDIS ON EDWARD DWORETZKY, DEFENDANT AT RESIDENCE, 173 TREASURE LAKE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO EDWARD DWORETZKY A TRUE AND ATTESTED COPY OF THE ORIGINAL PRAECIPE TO ENTER LIS PENDIS AND MADE KNOWN TO HIM THE CONTENTS THEREOF.  
SERVED BY: COUDRIET

NOW APRIL 4, 2002 AT 11:20 AM EST SERVED THE WITHIN PRAECIPE TO ENTER LIS PENDIS ON MELISSA M. SCHAUGHNESSY, DEFENDANT AT RESIDENCE, 173 TREASURE LAKE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO EDWARD DWORETZKY, FATHER A TRUE AND ATTESTED COPY OF THE ORIGINAL PRAECIPE TO ENTER LIS PENDIS AND MADE KNOWN TO HIM THE CONTENTS THEREOF.  
SERVED BY: COUDRIET

NOW ARIL 4, 2002 AT 11:21 AM EST SERVED THE WITHIN PRAECIPE TO ENTER LIS PENDIS ON KATHLEEN DWORETZKY, DEFENDANT AT RESIDENCE, 173 TREASURE LAKE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO EDWARD DWORETZKY, HUSBAND A TRUE AND ATTESTED COPY OF THE ORIGINAL PRAECIPE TO ENTER LIS PENDIS AND MADE KNOWN TO HIM THE CONTENTS THEREOF.  
SERVED BY: COUDRIET.

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**Return Costs**

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

**FILED**

012412  
MAY 09 2002

*CRD*

William A. Shaw  
Prothonotary

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 12331

GUTHRIDGE, KAYE al

02-500-CD

VS.

DWORETZKY, EDWARD, KATHLEEN & MELISSA M. SCHAUGHNESSY

**PRAECIPE TO ENTER LIS PENDIS**

**SHERIFF RETURNS**

---

Sworn to Before Me This

9<sup>th</sup> Day Of May 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  
Chester A. Hawkins  
Chester A. Hawkins  
Sheriff

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

KAYE GUTHRIDGE, JACK GUTHRIDGE, :  
DENNIS CLARK, DON FEZELL, REX :  
MCCLURE, JEFFREY MILLER, ALBERT :  
DIGILARMO and JEFFREY RICE, :

PLAINTIFFS, :

v. :

NO. 2002- 500 -CD :

EDWARD DWORETZKY, KATHLEEN :  
DWORETZKY and MELISSA M. :  
SCHAUGHNESSY, :

DEFENDANTS. :

Type of Pleading:  
**PRAECIPE TO FILE COURT  
ORDER OF RECORD**

Filed By:  
PLAINTIFFS

Counsel of Record:

Theron G. Noble, Esquire  
Attorney for Estate  
Ferraraccio & Noble  
301 East Pine Street  
Clearfield, PA 16830  
(814)-375-2221  
PA I.D. No: 55942

**FILED**

JUN 05 2002  
m/12:45/MS  
William A. Shaw  
Prothonotary

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

KAYE GUTHRIDGE, JACK GUTHRIDGE, )  
DENNIS CLARK, DON FEZELL, REX )  
MCCLURE, JEFFREY MILLER, ALBERT )  
DIGILARMO and JEFFREY RICE, )

PLAINTIFFS, )

v. )

NO. 2002- 500 -CD

EDWARD DWORETZKY, KATHLEEN )  
DWORETZKY and MELISSA M. )  
SCHAUGHNESSY, )

DEFENDANTS. )

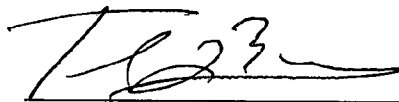
**PRAECIPE TO FILE COURT ORDER OF RECORD**

To: William A. Shaw, Prothonotary

Date: June 4, 2002

Please file the attached Court Order, from the United States District Court for the  
Eastern District of Pennsylvania, dated May 1st, 2002, of record in the above captioned  
matter.

Respectfully Submitted,



Theron G. Noble, Esquire  
Ferraraccio & Noble  
301 East Pine Street  
Clearfield, PA 16830  
(814)-375-2221  
PA I.D. No: 55942

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

KAYE GUTHRIDGE, et al. : CIVIL ACTION  
v. :  
THE ENCORE NETWORK, INC., :  
et al. : NO. 01-3508

ORDER

AND NOW, this 1st day of May, 2002, upon consideration of plaintiffs' motion to set aside fraudulent conveyance and for the imposition of a constructive trust (docket entry # 13), filed March 29, 2002, to which no response has been received to date, it is hereby ORDERED that:


1. Plaintiffs' motion is GRANTED as unopposed;
2. The conveyance of real property located at 6 Shaffer Avenue, H&PT, Lot 1, Clearfield County, DuBois, Pennsylvania, 15801; 500-502 First Street, 2H, Lot. No. 55, Clearfield County, DuBois, Pennsylvania, 15801; and 115 1/2 East Weber Avenue, K & Part L No. 136, Clearfield County, DuBois, Pennsylvania, 15801, by defendant Edward Dworetzky and his wife Kathleen Dworetzky to their daughter, is set aside and voided pursuant to 12 Pa. Cons. Stat. § 5107; and

3. Defendant Edward Dworetzky and his wife Kathleen Dworetzky are appointed Trustees Maleficio, and these properties shall be held in a constructive trust pending further Order of this Court.

ENTERED

MAY 2 - 2002

BY THE COURT:

  
Stewart Dalzell, J.

ATTORNEY FOR PLAINTIFFS

**Kaye Guthridge, Jack Guthridge,  
Dennis Clark, Don Fezell, Rex  
McClure, Jeffrey Miller, Albert  
Digilarmo and Jeffrey Rice  
Plaintiffs**

: Court of Common Pleas

: Civil Division

**VS.**

: Clearfield County

Edward Dworetzky, Kathleen Dworetzky  
and Melissa M. Schaughnessy  
Defendants

: No. 2002-00500-CD

**PARTIAL RELEASE OF LIS PENDENS**

TO THE PROTHONOTARY:

Plaintiffs hereby release the lis pendens from ONLY the property at **500-502 First Street, Dubois, Pennsylvania 15801**, as more fully described on Exhibit “A”. This Partial Release does not affect Defendants’ other property in Clearfield County, which is still subject to the lis pendens filed in the above-captioned action.

2/16/06

Date \_\_\_\_\_

*T. R.*

Theron G. Noble, Esquire  
Attorney for Plaintiffs

FILED No CC  
m124261  
MAR 03 2006 (6)

William A. Shaw  
Prothonotary/Clerk of Courts



ALL that certain piece or parcel of land situate, lying and being in the City of DuBois, County of Clearfield and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

BEGINNING on the North by Lot No. 56; on the East by an alley; on the South by Lot No. 54; and on the West by First Street; and being 50 feet wide, more or less, on said First Street, and 50 feet wide, more or less, on the alley in the rear, by 140 feet deep, more or less. Known and numbered in the John E. DuBois Lakeside Addition to the City of DuBois as Lot No. 55 and having erected thereon two 2 story frame residential dwellings.

SUBJECT to a right of re-entry in the heirs or assigns of John E. DuBois and Willie G. DuBois if the premises are let, sold, assigned or used for purposes of selling intoxicating liquor thereon.

SUBJECT TO all exceptions, reservations, conditions, restrictions, easements and rights-of-way as fully as the same are contained in all prior deeds, instruments or writings or in any other manner touching or affecting the premises hereby conveyed.

BEING the same premises conveyed to William L. Rhone and Gretchen M. Rhone, husband and wife, by deed of Deposit Bank dated March 26, 1999 and recorded in the office of the Recorder of Deeds of Clearfield County as Instrument #199904990.

IDENTIFIED AS TAX PARCEL NO. 73-28-9475.

PREMISES ON: 500-502 FIRST STREET