

02-677-CD  
CARNS EQUIPMENT -vs- NICHOLAS A. PALUMBO

COURT OF COMMON PLEAS

CLEARFIELD  
JUDICIAL DISTRICT

46th

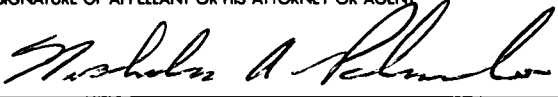
FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 2002-677-CV

## NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT <b>NICHOLAS A. PALUMBO</b>		MAG. DIST. NO. OR NAME OF D.J. <b>46-3-02 R.A. IRELAND</b>	
ADDRESS OF APPELLANT <b>R.O. # 2 Box 314</b>		CITY <b>WEEDVILLE</b>	STATE <b>PA.</b>
		ZIP CODE <b>15868</b>	
DATE OF JUDGMENT <b>4/08/02</b>	IN THE CASE OF (Plaintiff) <b>CARNS EQUIPMENT</b>		
		(Defendant) <b>PALUMBO, NICHOLAS A.</b>	
CLAIM NO. <b>CV 0000112-02</b>		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 	
LT			

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

\_\_\_\_\_  
Signature of Prothonotary or Deputy

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

## PRAECIPE: To Prothonotary

Enter rule upon \_\_\_\_\_, appellee(s), to file a complaint in this appeal  
Name of appellee(s)

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

\_\_\_\_\_  
Signature of appellant or his attorney or agent

**RULE:** To \_\_\_\_\_, appellee(s).  
Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Prothonotary or Deputy

FILED

APR 29 2002  
William A. Shaw  
Prothonotary

  
So. -

## PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_; SS

**AFFIDAVIT:** I hereby swear or affirm that I served

- ☐ a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_, upon the District Justice designated therein on (date of service) \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) \_\_\_\_\_, on \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on \_\_\_\_\_, \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Signature of affiant

\_\_\_\_\_  
Signature of official before whom affidavit was made

\_\_\_\_\_  
Title of official

My commission expires on \_\_\_\_\_.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:	<b>46-3-02</b>
DJ Name: Hon.	<b>RICHARD A. IRELAND</b>
Address:	<b>650 LEONARD STREET CLEARFIELD, PA</b>
Telephone: (814) 765-5335	<b>16830</b>

**NICHOLAS A. PALUMBO  
RD 2 BOX 314  
WEEDVILLE, PA 15868**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS  
**CARNS EQUIPMENT  
RD1, BOX 266A  
CLEARFIELD, PA 16830**

VS.  
DEFENDANT: NAME and ADDRESS  
**PALUMBO, NICHOLAS A  
RD 2 BOX 314  
WEEDVILLE, PA 15868**

Docket No.: **CV-0000112-02**  
Date Filed: **2/27/02**



*2002-677-cd*

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

☒ Judgment was entered for: (Name) **CARNS EQUIPMENT**

☒ Judgment was entered against: (Name) **PALUMBO, NICHOLAS A**

in the amount of \$ **3,940.50** on: (Date of Judgment) **4/08/02**

☐ Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ \_\_\_\_\_

☐ Levy is stayed for \_\_\_\_\_ days or ☐ generally stayed.

☐ Objection to levy has been filed and hearing will be held:

Amount of Judgment	\$ <u><b>3,839.00</b></u>
Judgment Costs	\$ <u><b>101.50</b></u>
Interest on Judgment	\$ <u><b>.00</b></u>
Attorney Fees	\$ <u><b>.00</b></u>
<b>Total</b>	\$ <u><b>3,940.50</b></u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
	=====
<b>Certified Judgment Total</b>	\$ _____

Date:	Place:
Time:	

**ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.**

**APR 09 2002** Date *Richard A. Ireland*, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

\_\_\_\_\_, Date \_\_\_\_\_, District Justice

My commission expires first Monday of January,

**2006**

SEAL

COURT OF COMMON PLEAS

JUDICIAL DISTRICT

FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 2002-077-00

## NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT <b>NICHOLAS A. PALUMBO</b>		MAG. DIST. NO. OR NAME OF D.J. <b>13-3-02 R.A. IRELAND</b>	
ADDRESS OF APPELLANT <b>R.D. # 2 Box 314</b>		CITY <b>WEETSVILLE</b>	STATE <b>PA.</b>
DATE OF JUDGMENT <b>4-18-02</b>	IN THE CASE OF (Plaintiff) <b>CARNS EQUIPMENT</b>		
		(Defendant) <b>PALUMBO, NICHOLAS A.</b>	
CLAIM NO. <b>CV 0000112-02</b>	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <i>Nicholas A. Palumbo</i>		
This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B. This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.		If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.	
Signature of Prothonotary or Deputy			

## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

## PRAECIPE: To Prothonotary

Enter rule upon \_\_\_\_\_, appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Signature of appellant or his attorney or agent

**RULE:** To \_\_\_\_\_, appellee(s).

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: \_\_\_\_\_

Signature of Prothonotary or Deputy

Only this to be used  
attached copy of the original  
statement filed in this case.

APR 29 2002

Attest.

*William A. Shaw*  
Prothonotary

## PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA


COUNTY OF CLARKE; SS

**AFFIDAVIT:** I hereby swear or affirm that I served

- ☒ a copy of the Notice of Appeal, Common Pleas No. 2002-677-CD, upon the District Justice designated therein on (date of service) 4/29/02, ☒ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) WILLIAM C. KRINER, on ☒ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS 29<sup>th</sup> DAY OF APRIL, 2002


  
Signature of official before whom affidavit was made

Title of official

**WILLIAM A. SHAW**  
Prothonotary

My commission expires on

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

  
Signature of affiant

# FILED

APR 29 2002

0/1:05/02  
William A. Shaw  
Prothonotary

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

Mag. Dist. No.:

**46-3-02**

DJ Name: Hon.

**RICHARD A. IRELAND  
Address: 650 LEONARD STREET  
CLEARFIELD, PA**

Telephone: **(814) 765-5335 16830**

PLAINTIFF:

NAME and ADDRESS

**CARNS EQUIPMENT  
RD1, BOX 266A  
CLEARFIELD, PA 16830**

**FILED**

VS.

DEFENDANT:

NAME and ADDRESS

**PALUMBO, NICHOLAS A  
RD 2 BOX 314  
WEEDVILLE, PA 15868**

**William A. Shaw  
Prothonotary**

Docket No.: **CV-0000112-02**

Date Filed: **2/27/02**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

02-677-00

☒ Judgment was entered for: (Name) **CARNS EQUIPMENT**

☒ Judgment was entered against: (Name) **PALUMBO, NICHOLAS A**

in the amount of \$ **3,940.50** on: (Date of Judgment) **4/08/02**

☐ Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ \_\_\_\_\_

☐ Levy is stayed for \_\_\_\_\_ days or ☐ generally stayed.

☐ Objection to levy has been filed and hearing will be held:

Amount of Judgment	\$ <u><b>3,839.00</b></u>
Judgment Costs	\$ <u><b>101.50</b></u>
Interest on Judgment	\$ <u><b>.00</b></u>
Attorney Fees	\$ <u><b>.00</b></u>
<b>Total</b>	<b>\$ <u>3,940.50</u></b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
	=====
<b>Certified Judgment Total</b>	<b>\$ _____</b>

Date:

Place:

Time:

**ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.**

**APR 09 2002**

Date **Richard Ireland**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

**APR 29 2002**

Date **Richard Ireland**, District Justice

COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-02**

DJ Name: Hon.

**RICHARD A. IRELAND**

Address:

**650 LEONARD STREET  
CLEARFIELD, PA**Telephone: **(814) 765-5335 16830****RICHARD A. IRELAND  
650 LEONARD STREET  
CLEARFIELD, PA 16830****NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**PALUMBO, NICHOLAS A****RD 2 BOX 314****WEEDVILLE, PA 15868**

VS.

DEFENDANT:

NAME and ADDRESS

**CARNS EQUIPMENT****RD1, BOX 266A****CLEARFIELD, PA 16830**Docket No.: **CV-0000112-02**Date Filed: **3/07/02**

CROSS COMPLAINT 001

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR DEFENDANT**☒ Judgment was entered for: (Name) **CARNS EQUIPMENT**☒ Judgment was entered against: (Name) **PALUMBO, NICHOLAS A**in the amount of \$                     .00 on: (Date of Judgment) **4/08/02**☐ Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_☐ Damages will be assessed on: \_\_\_\_\_☐ This case dismissed without prejudice. \_\_\_\_\_☐ Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ \_\_\_\_\_☐ Levy is stayed for \_\_\_\_\_ days or ☐ generally stayed. \_\_\_\_\_☐ Objection to levy has been filed and hearing will be held: \_\_\_\_\_

Amount of Judgment	\$ <u>                    .00</u>
Judgment Costs	\$ <u>                    .00</u>
Interest on Judgment	\$ <u>                    .00</u>
Attorney Fees	\$ <u>                    .00</u>
<b>Total</b>	\$ <u>                    .00</u>
Post Judgment Credits	\$ <u>                    </u>
Post Judgment Costs	\$ <u>                    </u>
	=====
<b>Certified Judgment Total</b>	\$ <u>                    </u>

Date:

Place:

Time:

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

**APR 09 2002**Date *Richard Ireland*, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

**APR 29 2002** Date *Richard Ireland*, District Justice

My commission expires first Monday of January,

**2006**

SEAL



No CF<sub>2</sub>

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

CARNS EQUIPMENT COMPANY,  
Plaintiff

vs.

NICHOLAS A. PALUMBO,  
Defendant

:  
:  
:  
:  
:  
:

Case No. 2002-677-CD

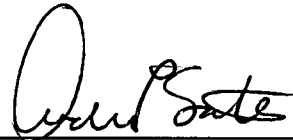
PRAECIPE

TO: WILLIAM A. SHAW, PROTHONOTARY,

Please enter my appearance on behalf of the Plaintiff,  
CARNS EQUIPMENT COMPANY, in the above-captioned action.

GATES & SEAMAN

By:



Andrew P. Gates, Esquire

Two North Front Street  
P. O. Box 846  
Clearfield, PA 16830  
(814) 765-1766

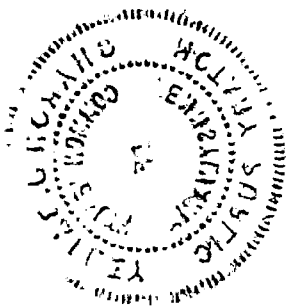
Date: Dec. 31, 2002

JAN 16 2003  
01/12: 23/000  
William A. Shaw  
Prothonotary/Clerk of Courts

FILED

JAN 16 2003

William A. Shaw  
Prothonotary/Clerk of Courts



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CARNS EQUIPMENT COMPANY,  
Plaintiff

vs.

NICHOLAS A. PALUMBO,  
Defendant

:  
:  
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:  
:  
:  
:

Case No. 2002-677-CD

PRAECIPE

TO: WILLIAM A. SHAW, PROTHONOTARY

NOW COMES, Plaintiff, Carns Equipment Company, by its attorneys, Gates & Seaman, and file this Praecipe pursuant to Pa. R.C.P.D.J. No. 1006 directing the Prothonotary to strike the above captioned appeal, and in support thereof avers the following:

1. Defendant/Appellant, Nicholas A. Palumbo, filed a timely Notice of Appeal on April 29, 2002 from the Notice of Judgment entered by Richard A. Ireland, District Justice (Magisterial District 46-3-02) in favor of Plaintiff/Appellee on April 9, 2002. A true and correct copy of the filed Notice of Appeal which has attached to it the Notice of Judgment entered by said District Justice in Plaintiff/Appellee's favor is attached hereto and made a part hereof as Exhibit "A".

2. Defendant/Appellant's Notice of Appeal did not include a Praecipe requesting the Prothonotary to enter Rule on the appellee (Plaintiff herein) to file a Complaint as mandated by Pa. R.C.P.D.J. No. 1004(B).

**FILED**

DEC 31 2002

0/11/15/14/17

*FW*

William A. Shaw  
Prothonotary

1 cent w/notice to Appr

3. Although Defendant/Appellant's Notice of Appeal (see Exhibit "A" which is attached hereto and made a part hereof) was subsequently served on the aforementioned District Justice and upon Plaintiff/Appellee's counsel of record in the District Justice proceedings, as evidenced by a Proof of Service and Notice of Appeal filed of record, said service did not include a Rule to File Complaint since Defendant did not Praeipere to have such a Rule entered. Attached hereto and made a part hereof as Exhibit "B" is a true and correct copy of the Proof of Service of Notice of Appeal filed in the within matter.

4. Since Defendant/Appellant did not file a Praeipere to have a Rule entered and served upon the Plaintiff/Appellee to file a complaint and no subsequent Rule to file a complaint was ever entered by the Prothonotary, Defendant/Appellant's service of the Notice of Appeal did not constitute Proof of Service of a Rule to file a complaint upon the Plaintiff/Appellee as mandated by Pa. R.C.P.D.J. No. 1005(B).

5. Since Defendant/Appellant either in his Notice of Appeal or by attaching to his Notice of Appeal a copy of the Notice of Judgment entered by Richard A. Ireland, District Justice (Magisterial District 46-3-02), has not effectively appealed his cross complaint filed with said District Justice. A copy of said Notice of Judgment entered on Defendant/Appellant's cross complaint below, in favor of Plaintiff, is attached hereto and made a part hereof as Exhibit "C".

6. In any event, since Defendant/Appellant was the Claimant in his cross complaint filed with the aforementioned District Justice, by not filing a complaint with the Prothonotary within twenty days of when he filed his Notice of Appeal (April 29, 2002), he has failed to comply with Pa. R.C.P.D.J. No. 1004(A).

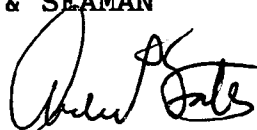
WHEREFORE, Plaintiff/Appellee prays that pursuant to Pa. R. C.P.D.J. No. 1006, the Prothonotary is required to strike:

(a) Defendant/Appellant's Appeal to the Notice of Judgment entered in Plaintiff/Appellee's favor by District Justice Richard A. Ireland in the amount of \$3,940.50 as evidenced on Exhibit "A"; and

(b) Any Appeal of the Notice of Judgment entered on Defendant/Appellant's cross-complaint by District Justice Richard A. Ireland on April 9, 2002 as evidenced by Exhibit "C".

GATES & SEAMAN

By:



---

Andrew P. Gates, Esquire  
Attorney for Plaintiff/Appellee,  
Carns Equipment Company

COURT OF COMMON PLEAS

CLEARFIELD  
JUDICIAL DISTRICT

46th

FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 2002-677-CO

## NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT <u>NICHOLAS A. PALUMBO</u>		MAG. DIST. NO. OR NAME OF D.J. <u>46-3-02 R.A. IRELAND</u>	
ADDRESS OF APPELLANT <u>R.O. # 2 Box 314</u>		CITY <u>WEEDVILLE</u>	STATE <u>PA.</u>
DATE OF JUDGMENT <u>4/08/02</u>	IN THE CASE OF (Plaintiff) <u>CARNS EQUIPMENT</u>	(Defendant) <u>vs. PALUMBO, NICHOLAS A.</u>	ZIP CODE <u>15868</u>
CLAIM NO. <u>CV 0000112-02</u> <u>LT</u>	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <u>Nicholas A. Palumbo</u>		

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

\_\_\_\_\_  
Signature of Prothonotary or Deputy

If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

**PRAECIPE:** To Prothonotary

Enter rule upon \_\_\_\_\_, appellee(s), to file a complaint in this appeal  
Name of appellee(s)

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

\_\_\_\_\_  
Signature of appellant or his attorney or agent

**RULE:** To \_\_\_\_\_, appellee(s).  
Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Prothonotary or Deputy

FILED

APR 29 2002  
0/11:10/02  
William A. Shaw  
Prothonotary  
sc. -



## PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_; SS

**AFFIDAVIT:** I hereby swear or affirm that I served

- ☐ a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_, upon the District Justice designated therein on (date of service) \_\_\_\_\_. ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) \_\_\_\_\_, on \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, \_\_\_\_\_

\_\_\_\_\_  
Signature of affiant

\_\_\_\_\_  
Signature of official before whom affidavit was made

\_\_\_\_\_  
Title of official

My commission expires on: \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: **46-3-02**  
DJ Name: Hon. **RICHARD A. IRELAND**  
Address: **650 LEONARD STREET**  
**CLEARFIELD, PA**  
Telephone: **(814) 765-5335** **16830**

**NOTICE OF JUDGMENT/TRANSCRIPT**  
**CIVIL CASE**

PLAINTIFF: **CARNS EQUIPMENT**  
RD1, BOX 266A  
CLEARFIELD, PA 16830

VS.  
DEFENDANT: **PALUMBO, NICHOLAS A**  
RD 2 BOX 314  
WEEDVILLE, PA 15868

**NICHOLAS A. PALUMBO**  
RD 2 BOX 314  
WEEDVILLE, PA 15868

Docket No.: **CV-0000112-02**  
Date Filed: **2/27/02**



2002-677-00

**THIS IS TO NOTIFY YOU THAT:**  
Judgment:

FOR PLAINTIFF

☒ Judgment was entered for: (Name) CARNS EQUIPMENT

☒ Judgment was entered against: (Name) PALUMBO, NICHOLAS A

in the amount of \$ 3,940.50 on: (Date of Judgment) 4/08/02

☐ Defendants are jointly and severally liable.

(Date & Time) \_\_\_\_\_

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to  
Attachment/Act 5 of 1996 \$ \_\_\_\_\_

☐ Levy is stayed for \_\_\_\_\_ days or ☐ generally stayed.

☐ Objection to levy has been filed and hearing will be held:

Amount of Judgment	\$ <u>3,839.00</u>
Judgment Costs	\$ <u>101.50</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ <u>3,940.50</u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

Date:	Place:
Time:	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

**APR 09 2002** Date Richard Ireland, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.  
\_\_\_\_\_, Date \_\_\_\_\_, District Justice

# PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Clearfield; SS

**AFFIDAVIT:** I hereby swear or affirm that I served

☒ a copy of the Notice of Appeal, Common Pleas No. 2002-677-CD, upon the District Justice designated therein on (date of service) 4/29/02, ☒ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) William C. Kriner, on

☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on \_\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS 29th DAY OF April, 2002

[Signature]  
Signature of official before whom affidavit was made

[Signature]  
Signature of affiant

Title of official WILLIAM A. SHAW

Prothonotary

My commission expires on My Commission Expires

1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

# FILED

APR 29 2002

0/1:05/02  
William A. Shaw  
Prothonotary

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-02**

DJ Name: Hon.

**RICHARD A. IRELAND**  
Address: **650 LEONARD STREET**  
**CLEARFIELD, PA**

Telephone: **(814) 765-5335** **16830**

**RICHARD A. IRELAND**  
**650 LEONARD STREET**  
**CLEARFIELD, PA 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT**  
**CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**PALUMBO, NICHOLAS A**  
**RD 2 BOX 314**  
**WEEDVILLE, PA 15868**

VS.

DEFENDANT:

NAME and ADDRESS

**CARNS EQUIPMENT**  
**RD1, BOX 266A**  
**CLEARFIELD, PA 16830**

Docket No.: **CV-0000112-02**

Date Filed: **3/07/02**

CROSS COMPLAINT **001**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR DEFENDANT**



Judgment was entered for:

(Name)

**CARNS EQUIPMENT**



Judgment was entered against: (Name)

**PALUMBO, NICHOLAS A**

in the amount of \$                     .00 on:

(Date of Judgment) **4/08/02**



Defendants are jointly and severally liable.

(Date & Time) \_\_\_\_\_



Damages will be assessed on:



This case dismissed without prejudice.



Amount of Judgment Subject to  
Attachment/Act 5 of 1996 \$ \_\_\_\_\_



Levy is stayed for \_\_\_\_\_ days or ☐ generally stayed.



Objection to levy has been filed and hearing will be held:

Amount of Judgment	\$ <u>          .00</u>
Judgment Costs	\$ <u>          .00</u>
Interest on Judgment	\$ <u>          .00</u>
Attorney Fees	\$ <u>          .00</u>
Total	\$ <u>          .00</u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ <u>                    </u>

Date:

Place:

Time:

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

**APR 09 2002**

Date

**Richard Ireland**

, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

**APR 29 2002**

Date

**Richard Ireland**

, District Justice

My commission expires first Monday of January,

**2006**

SEAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CARNS EQUIPMENT COMPANY,  
Plaintiff

vs.

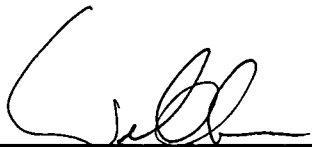
NICHOLAS A. PALUMBO,  
Defendant

:  
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:

Case No. 2002-677-CD

Appeals represented by Notice of Appeal filed by  
Defendant, Nicholas A. Palumbo, on April 29, 2002 are hereby  
stricken from the record.

Date: ~~November~~ <sup>December</sup> 31, 2002

  
\_\_\_\_\_  
William A. Shaw, Prothonotary

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

CARNS EQUIPMENT COMPANY,  
Plaintiff  
  
vs.  
  
NICHOLAS A. PALUMBO  
Defendant

No. 02- 677 -CD  
  
Type of Case: Civil  
  
Type of Pleading: Praecipe for  
Entry of Judgment Pursuant to  
42 Pa.C.S.A.§1516 and  
Pa.R.C.P.D.J. No. 402(D)  
  
Filed on behalf of: Plaintiff  
  
Counsel of Record for this  
Party:  
  
Andrew P. Gates, Esquire  
  
Supreme Court No.: 36604  
  
GATES & SEAMAN  
Attorneys at law  
2 North Front Street  
P. O. Box 846  
Clearfield, Pennsylvania 16830  
(814) 765-1766

FILED

JAN 17 2003

0/3:40/4  
William A. Shaw  
Prothonotary

NOT IN TO DEPT.

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

CARNS EQUIPMENT COMPANY,	:	
Plaintiff	:	No. 02- 677 - CD
	:	
vs.	:	
	:	
	:	
NICHOLAS A. PALUMBO,	:	
Defendant	:	

PRAECIPE

TO WILLIAM A. SHAW, PROTHONOTARY:

Pursuant to 42 Pa. C.S.A. §1516 and Pa. R.C.P.D.J.  
No. 402(D), kindly enter judgment in favor of Plaintiff, CARNS  
EQUIPMENT COMPANY, and against Defendant, NICHOLAS A. PALUMBO,  
in the amount of \$3,940.50 in accordance with the certified  
copy of the proceedings entered by Pennsylvania Magisterial  
District No. 46-3-02, which are attached hereto and made a part  
hereof, as Exhibit "A", and forthwith enter Judgment in the  
aforementioned amount in the appropriate docket and index the  
same against Defendant, NICHOLAS A. PALUMBO.

GATES & SEAMAN

By:



---

Andrew P. Gates, Esquire  
Attorney for Plaintiff,  
Carns Equipment Company

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:	<b>46-3-02</b>
DJ Name: Hon.	<b>RICHARD A. IRELAND</b>
Address:	<b>650 LEONARD STREET CLEARFIELD, PA</b>
Telephone:	<b>(814) 765-5335 16830</b>

**CARNS EQUIPMENT**  
**RD1, BOX 266A**  
**CLEARFIELD, PA 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT**  
**CIVIL CASE**

PLAINTIFF: **CARNS EQUIPMENT**  
NAME and ADDRESS  
**RD1, BOX 266A**  
**CLEARFIELD, PA 16830**

VS.

DEFENDANT: **PALUMBO, NICHOLAS A**  
NAME and ADDRESS  
**RD 2 BOX 314**  
**WEEDVILLE, PA 15868**

Docket No.: **CV-0000112-02**  
Date Filed: **2/27/02**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

☒ Judgment was entered for: (Name) **CARNS EQUIPMENT**

☒ Judgment was entered against: (Name) **PALUMBO, NICHOLAS A**

in the amount of \$ **3,940.50** on: (Date of Judgment) **4/08/02**

☐ Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ \_\_\_\_\_

Amount of Judgment	\$ <b>3,839.00</b>
Judgment Costs	\$ <b>101.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>3,940.50</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
	=====
<b>Certified Judgment Total</b>	\$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

**4-9-02** Date **Richard A. Ireland**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

**1-15-03** Date **Paul C. O'Brien**, District Justice

My commission expires first Monday of January, **2006**.

SEAL



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

CARNS EQUIPMENT COMPANY,	:
Plaintiff	: No. 02- 677 - CD
	:
vs.	:
	:
	:
NICHOLAS A. PALUMBO,	:
Defendant	:

TO: NICHOLAS A. PALUMBO  
R. D. # 2, Box 314  
Weedville, Pennsylvania 15868

Notice is given that a JUDGMENT in the above captioned  
matter has been entered against you in the amount of \$3,940.50  
on January 17, 2003.

William A. Shaw, Prothonotary

By \_\_\_\_\_  
Deputy

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

Carns Equipment Co.  
Plaintiff(s)

No.: 2002-00677-CD

Real Debt: \$3940.50

Atty's Comm:

Vs.

Costs: \$

Int. From:

Nicholas A. Palumbo  
Defendant(s)

Entry: \$20.00

Instrument: District Justice

Date of Entry: January 17, 2003

Expires: January 17, 2008

Certified from the record this January 17, 2003

\_\_\_\_\_  
William A. Shaw, Prothonotary

\*\*\*\*\*

SIGN BELOW FOR SATISFACTION

Received on \_\_\_\_\_, \_\_\_\_\_, of defendant full satisfaction of this Judgment,  
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

\_\_\_\_\_  
Plaintiff/Attorney

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

CARNS EQUIPMENT COMPANY, Plaintiff

vs.

NICHOLAS A. PALUMBO,

Defendant

vs.

NORTHWEST SAVINGS BANK, Garnishee

:  
:  
:No. 02-677-CD  
:  
:  
:  
:  
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:

PRAECIPE FOR WRIT OF EXECUTION

TO WILLIAM A. SHAW, PROTHONOTARY:

Issue a Writ of Execution in the above matter,

(1) directed to the Sheriff of Clearfield County,  
Pennsylvania;

(2) against

(i) Nicholas A. Palumbo  
R. R. # 2, Box 314  
Weedville, Pennsylvania 15868

(3) and index this Writ against:

(i) Northwest Savings Bank  
1200 Old Town Road  
Clearfield, Pennsylvania 16830

as Garnishee.

(4) The amount due:

(a) As per Judgment entered January 17, 2003 \$3,940.50  
plus all statutory interest accruing  
since January 17, 2003 \$\_\_\_\_\_


(b) Costs to be added: \$\_\_\_\_\_

**FILED**

JAN 17 2003

William A. Shaw  
Prothonotary

GATES & SEAMAN

BY:   
Andrew P. Gates, Esquire  
Attorney for Plaintiff  
2 North Front Street  
Clearfield, PA 16830  
(814) 765-1766

Date: Jan. 17, 2003

**FILED**

JAN 17 2003

• 13140

William A. Shaw  
Prothonotary

6 units to SHAN

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

CARNS EQUIPMENT COMPANY  
Plaintiff

vs.

NICHOLAS A. PALUMBO,  
Defendant

vs.

NORTHWEST SAVINGS BANK, Garnishee

:  
:  
:  
:No. 02-677-CD  
:  
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:  
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:

WRIT OF EXECUTION

COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD :

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs against  
Defendant, NICHOLAS A. PALUMBO:

(1) You are also directed to attach the following  
described property of the Defendant not levied upon in the  
custody, control and/or possession of (a) Northwest Savings Bank  
(Garnishee), including all funds on deposit at any branch bank  
of said Garnishee, specifically including all funds on deposit  
in Account No. 544007552, belonging to or to be subsequently  
paid to Defendant, NICHOLAS A. PALUMBO, including all funds  
hereafter deposited with Garnishee in an account held by  
Defendant, NICHOLAS A. PALUMBO.

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 or money of or to the Defendant or otherwise disposing

thereof;

(2) If property or money 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 and/or her that he or she has been added as a garnishee and is enjoined as stated above.

Amount Due:

(a) As per Judgment entered on January 17, 2003, plus all statutory interest accruing since January 17, 2003 \$3,940.50 \$\_\_\_\_\_

(b) Costs to be added: \$\_\_\_\_\_

*PAID to Pennsylvania 40.-*

EY:

\_\_\_\_\_  
Prothonotary of Clearfield County

Seal of the Court by:

\_\_\_\_\_  
Deputy

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

Carns Equipment Co.  
Plaintiff(s)

No.: 2002-00677-CD

Real Debt: \$3940.50

Atty's Comm:

Vs.

Costs: \$

Int. From:

Nicholas A. Palumbo  
Defendant(s)

Entry: \$20.00

Instrument: District Justice

Date of Entry: January 17, 2003

Expires: January 17, 2008

Certified from the record this January 17, 2003



William A. Shaw, Prothonotary

\*\*\*\*\*

SIGN BELOW FOR SATISFACTION

Received on January 30, 2003, of defendant full satisfaction of this Judgment,  
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

*Like me, Please discontinue the writ of execution entered to the same term and number.*

Charles P. Sato  
Plaintiff/Attorney

**FILED**

**JAN 30 2003**

0/11:50 AM

William A. Shaw  
Prothonotary/Clerk of Courts

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

**CIVIL DIVISION**

**CERTIFICATE OF SATISFACTION OF JUDGMENT**

Carns Equipment Co.

Vs.

Nicholas A. Palumbo

No.: 2002-00677-CD

Debt: \$3940.50

Atty's Comm.:

Interest From:

Cost: \$7.00

NOW, Thursday, January 30, 2003 , directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 30th day of January, A.D. 2003.

---

Prothonotary



In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13558

CARNS EQUIPMENT COMPANY

02-677-CD

VS.

PALUMBO, NICHOLAS A.

WRIT OF EXECUTION GARNISHEE

SHERIFF RETURNS

NOW, JANUARY 21, 2003 AT 10:25 A.M. O'CLOCK SERVED WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE ON GIGI GEARHART, P.I.C. OF NORTHWEST SAVINGS BANK, GARNISHEE, AT HER PLACE OF EMPLOYMENT, 1200 OLD TOWN ROAD, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO GIGI GEARHART, P.I.C. OF NORTHWEST SAVINGS BANK, GARNISHEE, A TRUE AND ATTESTED ORIGINAL WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE AND MAKING KNOWN TO HER THE CONTENTS THEREOF.

NOW, JANUARY 31, 2003 RETURN WRIT AS BEING SERVED, PAID COSTS FROM ADVANCE AND MADE REFUND OF UNUSED ADVANCE TO ATTORNEY.

SHERIFF HAWKINS \$20.37

SURCHARGE \$10.00

PAID BY ATTORNEY

**FILED** *no cc*  
*m/10/37*  
JAN 31 2003  
William A. Shaw  
Prothonotary

Sworn to Before Me This

31<sup>st</sup> Day Of Jan 2003

*William A. Shaw*

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

So Answers,

*Chester A. Hawkins*  
*Jay Cynthia Butler*  
Chester A. Hawkins  
Sheriff

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

CARNS EQUIPMENT COMPANY  
Plaintiff

vs.

NICHOLAS A. PALUMBO,  
Defendant

vs.

NORTHWEST SAVINGS BANK, Garnishee

:  
:  
:  
:No. 02-677-CD  
:  
:  
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:

WRIT OF EXECUTION

COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD :

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs against  
Defendant, NICHOLAS A. PALUMBO:

(1) You are also directed to attach the following  
described property of the Defendant not levied upon in the  
custody, control and/or possession of (a) Northwest Savings Bank  
(Garnishee), including all funds on deposit at any branch bank  
of said Garnishee, specifically including all funds on deposit  
in Account No. 544007552, belonging to or to be subsequently  
paid to Defendant, NICHOLAS A. PALUMBO, including all funds  
hereafter deposited with Garnishee in an account held by  
Defendant, NICHOLAS A. PALUMBO.

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 or money of or to the Defendant or otherwise disposing

thereof;

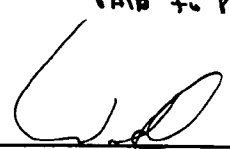
(2) If property or money of the Defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him and/or her that he or she has been added as a garnishee and is enjoined as stated above.

Amount Due:

(a) As per Judgment entered on January 17, 2003, plus all statutory interest accruing since January 17, 2003 \$3,940.50 \$ \_\_\_\_\_

(b) Costs to be added: \$ \_\_\_\_\_

BY:

PAID to Plaintiff \$40.00  
  
\_\_\_\_\_  
Prothonotary of Clearfield County

Seal of the Court by:

\_\_\_\_\_  
Deputy

Received 1-17-03 @ 3:55 P.M.

Chester A. Hawkins

By Cynthia Butler-Aughenbaugh