02-869-CD
RODGER WESTON -vs- ROBERT BARR, JR.

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

RODGER WESTON, Plaintiff	*	
-vs-	*	No. 02-869-CD
ROBERT BARR, JR., Defendant	*	

Type of Action:
Civil

Type of Pleading:
Complaint

Filed on Behalf of:
Plaintiff

Counsel of Record for this Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED

MAY 30 2002

William A. Shaw
Prothonotary

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

RODGER WESTON,	*	
Plaintiff	*	
	*	
-vs-	*	No.
	*	
ROBERT BARR, JR.,	*	
Defendant		*

NOTICE TO DEFEND AND CLAIM RIGHTS

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR
Clearfield County Courthouse
Second & Market Streets
Clearfield, PA 16830
(814) 765-2641

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

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

RODGER WESTON, Plaintiff	*	
-vs-	*	No.
ROBERT BARR, JR., Defendant	*	

COMPLAINT

AND NOW, comes the Plaintiff, Rodger Weston, by and through his attorney, Richard H. Milgrub, Esquire, who files the following Complaint:

1. Plaintiff Rodger Weston is an adult individual, and citizen of the Commonwealth of Pennsylvania, residing at 414 East Locust Street, Clearfield, Clearfield County, Pennsylvania.

2. Defendant Robert Barr, Jr. is an adult individual, and citizen of the Commonwealth of Pennsylvania, currently residing at 1217 Joseph Road, Lawrence Township, Clearfield County, Pennsylvania.

3. On August 1, 2001, at approximately 1:30 p.m., Plaintiff Rodger Weston was repairing a television cable wire on a fence owned by Dennis and Carol Lingle which was along the property line with Robert Barr, Sr. and Frances Barr. Said fence was located on the property of Dennis and Carol Lingle.

4. At that time and place, Defendant Robert Barr, Jr., was operating a motor vehicle on the property owned by Robert Barr, Sr. and Frances Barr, parents of the Defendant.

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

5. At that time and place, the Plaintiff Rodger Weston was on the Robert, Sr. and Frances Barr side of the property line fence adjusting the television cable wire.

6. At that time and place, Defendant Robert Barr, Jr., operated his motor vehicle in a reckless and/or negligent manner near the fence.

7. As Plaintiff Rodger Weston was attempting to get out of the way of the approaching motor vehicle operated by Robert Barr, Jr., Robert Barr, Jr. did negligently and/or recklessly strike the person of Rodger Weston, causing severe injury.

8. The foregoing incident and all the injuries and damages set forth hereinafter sustained by Plaintiff Rodger Weston are the direct and proximate result of the negligent, careless, wanton and reckless manner in which Defendant Robert Barr, Jr. operated his motor vehicle as follows:

a. Failure to keep alert and maintain a proper watch for the presence of pedestrians within his path of travel;

b. Failure to apply his brakes in sufficient time to avoid striking the Plaintiff;

c. Failure to travel at a speed safe for the conditions;

d. Failure to keep a proper watch for pedestrians in his path of travel;

e. Failure to drive his vehicle with due regard for the conditions that were existing of which he was or should have been aware;

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

f. Failure to keep adequate control over his vehicle; and

g. Driving his vehicle in a manner endangering persons and property and in a reckless manner with careless disregard to the rights and safety of others and in violation of the Motor Vehicle Code of the Commonwealth of Pennsylvania.

9. Plaintiff Rodger Weston sustained painful and severe injuries which include but are not limited to:

a. Reflex sympathetic dystrophy of the right hand;

b. Septated sesamoid adjacent to the head of the right middle finger medicarpal;

c. Moderately involved bilateral median nerve entrapment characterized by a prolonged distal motor latency value with demyelination of the sensory fibers and slowed conduction velocities; and

d. Soft tissue swelling.

10. By reason of the aforesaid injuries sustained by Plaintiff Rodger Weston, he was forced to incur liability for medical treatment, medications, hospitalizations and similar miscellaneous expenses in an effort to restore himself to health, and claim is made therefore.

11. Because of the nature of his injuries, Plaintiff Rodger Weston has been advised, and therefore, avers that he may be forced to incur similar expenses in the future, and claim is made therefore.

12. As a result of the aforesaid injuries, Plaintiff Rodger Weston has undergone and in the future will undergo great

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

physical and mental suffering, great inconvenience in carrying out his daily activities, loss of life's pleasures and enjoyment, and claim is made therefore.

13. As a result of the aforesaid injuries, Plaintiff Rodger Weston has been and in the future will be subject to great humiliation and embarrassment, and claim is made therefore.

14. As a result of the aforesaid injuries, Plaintiff Rodger Weston has sustained work loss, loss of opportunity and a permanent diminution of his earning power and capacity, and claim is made therefore.

15. As a result of the aforesaid injuries, Plaintiff Rodger Weston has sustained uncompensated work loss, and claim is made therefore.

16. Plaintiff Rodger Weston continues to be plagued by persistent pain and limitation and therefore, avers that his injuries may be of a permanent nature, causing residual problems for the remainder of his lifetime, and claim is made therefore

WHEREFORE, Plaintiff Rodger Weston demands judgment against Defendant Robert Barr in an amount in excess of $20,000.00 exclusive of interest and costs and in excess of any jurisdictional amount requiring compulsory arbitration.

By _____
Richard H. Milgrub, Esquire
Attorney for Plaintiff

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

VERIFICATION

I, Richard H. Milgrub, have read the foregoing Complaint. The Statements therein are correct to the best of my personal knowledge or information and belief.

This statement and verification is made subject to penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities, which provides that if I make knowingly false averments, I may be subject to criminal penalties.

I am authorized to make this verification on behalf of the Plaintiff because of my position as counsel of record.

Richard H. Milgrub

Dated: 5/29/02

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED
013:14 ~~01~~
MAY 30 2002
William A. Shaw
Prothonotary

1cc
Atty Milgrub

RICHARD H. MILGRUB

Attorney & Counselor at Law

211 NORTH SECOND STREET
CLEARFIELD, PENNSYLVANIA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD, PENNSYLVANIA

ROGER WESTON	*	
PLAINTIFF	*	NO. 02-869-CS
VS	*	
DEFENDENT	*	
ROBERT BARR, JR.	*	

AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA:
SS:
COUNTY OF CLEARFIELD

I, R. STUART AUBER, BEING FIRST DULY SWORN AND ACCORDING TO LAW, DEPOSES AND SAYS:

1. THAT HE IS A CONSTABLE FOR THE COUNTY OF CLEARFIELD AND THE STATE OF PENNSYLVANIA, AND NOT A PARTY TO THE WITHIN ACTION.

2. THAT ON THE 10 DAY OF JUNE, 2002, HE SERVED A TRUE AND CORRECT COPY OF A CIVIL COMPLAINT UPON ROBERT BARR, JR., AT 1317 JOSEPH ROAD, IN THE CITY, BORO, VILLAGE OF HIGH VIEW, TOWNSHIP OF LAWRENCE, COUNTY OF CLEARFIELD PENNSYLVANIA, THE DEFENDENT NAMED IN SAID DOCUMENT, BY THEN AND THERE AT THE PLACE AND AND ON THE DATE NOTED ABOVE, DELIVERED TO MRS ROBERT BARR, JR(WIFE) A TRUE AND CORRECT COPY OF THE SAID STATED DOCUMENTS. TIME OF THIS SERVICE WAS AT 1340 HOURS.

R. Stuart Auber

R. STUART AUBER, CONSTABLE
215 1/2 STATE STREET
CURWENSVILLE, PA 16833
(814) 236-1407

FILED

JUN 14 2002

William A. Shaw
Prothonotary

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**PRAECIPE FOR ENTRY**
	:	**OF APPEARANCE**
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

JUN 17 2002

William A. Shaw
Prothonotary

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

Rodger Weston,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
Robert Barr, Jr.,	:	
	:	
Defendant.	:	

PRAECIPE FOR ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Please enter our appearance on behalf of the Defendant, ROBERT BARR, JR., in the above-captioned matter.

We are authorized to accept service on his behalf.

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Dated: June 14, 2002

By:_____

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

Rodger Weston,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
Robert Barr, Jr.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of our Praecipe for Entry of Appearance on behalf the Defendant, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 14th day of June, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830
(814) 765-1717

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**ANSWER WITH NEW MATTER**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

JUL 02 2002

William A. Shaw
Prothonotary

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

Rodger Weston,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
Robert Barr, Jr.,	:	
	:	
Defendant.	:	

NOTICE TO PLEAD

TO: Rodger Weston
% Richard H. Milgrub, Esquire

YOU ARE HEREBY notified to plead to the within New Matter within twenty (20) days from the date of service hereof or a default judgment may be entered against you.

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Dated: July 1, 2002

By: _____

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

Rodger Weston, Plaintiff,	:	**No. 02-869-CD**
v.	:	
Robert Barr, Jr., Defendant.	:	

DEFENDANT'S ANSWER WITH NEW MATTER

AND NOW, comes Defendant Robert Barr, Jr., by and through his counsel, McQuaide, Blasko, Schwartz, Fleming & Faulkner, Inc., and files the following Answer with New Matter to Plaintiff's Complaint, and, in support thereof, avers as follows:

1. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 1. The same are therefore denied and strict proof thereof demanded.

2. Admitted.

3. Admitted in part and denied in part. It is admitted that on or about August 1, 2001, at approximately 1:30 p.m. Plaintiff was located near a fence that had been constructed by Dennis and Carol Lingle. The balance of the allegations of paragraph 3 are denied. To the contrary, the fence at issue had been constructed and placed on the property line between property owned or believed to be owned by Dennis and Carol Lingle and property owned or formerly owned by Robert Barr, Sr. and Frances Barr. It is believed and therefore averred that the fence was improperly placed in violation of applicable ordinances of Lawrence Township. It is further averred that at or about the date, time and place of the incidents at issue in this matter,

23. Plaintiff's injuries and damages, if any, are caused in whole or in part by reasons of conditions or incidents unrelated to the incident in this matter.

WHEREFORE, Defendant Robert Barr, Jr. requests that Complaint filed against him by Plaintiff Rodger Weston be dismissed, with prejudice and costs of suit.

Respectfully submitted,

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Dated: July 1, 2002

By: _____

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

VERIFICATION

The undersigned verifies that he is authorized to make this Verification on his own behalf and that the statements made in the foregoing Answer with New Matter to Plaintiff's Complaint are true and correct to the best of his knowledge, information and belief. The undersigned understands that false statements herein are subject to the penalties of 18 Pa. C.S.A. § 4904, related to unsworn falsification to authority.

Robert Barr, Jr.
ROBERT BARR, JR.

Dated: June 25, 2002

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

Rodger Weston,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
Robert Barr, Jr.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Answer with New Matter to Plaintiff's Complaint in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 1 day of July, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830
(814) 765-1717

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____
James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**CERTIFICATE OF SERVICE**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

JUL 03 2002
M/10:30/ncs
William A. Shaw
Prothonotary
no c/c

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

Rodger Weston,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
Robert Barr, Jr.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Interrogatories (Set 1) and Requests for Production of Documents (Sets 1 and 2) Directed to Plaintiff in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 2nd day of July, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830
(814) 765-1717

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____
James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**CERTIFICATE OF SERVICE**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

JUL 17 2002
m/11:25/nocc
William A. Shaw
Prothonotary

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

RODGER WESTON,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Answers to Plaintiff's Interrogatories and Defendant's Response to Plaintiff's Requests for Production of Documents in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 16th day of July, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830
(814) 765-1717

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: Chena L. Glenn-Hart

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
Chena L. Glenn-Hart, Esquire
I.D. No. 82750
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**CERTIFICATE OF SERVICE**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

JUL 19 2002

m/3.09/no cc

William A. Shaw
Prothonotary

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

RODGER WESTON,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Notice of Intent to Serve Subpoenas to Produce Documents and Things directed to Blair Orthopedics Associates & Sports Medicine, Keystone Rehab. Systems, Samuel B. Barley, M.D., Laun R. Hallstrom, M.D., and Clearfield Hospital, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 18th day of July, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
Attorneys for Defendant
811 University Drive
State College, PA 16801
(814) 238-4926

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**CERTIFICATE PREREQUISITE**
	:	**TO SERVICE OF SUBPOENA**
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

JUL 23 2002

m/11.14/nocc

William A. Shaw
Prothonotary

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

RODGER WESTON, Plaintiff,	:	**No. 02-869-CD**
v.	:	
ROBERT BARR, JR., Defendant.	:	

CERTIFICATE
PREREQUISITE TO SERVICE OF SUBPOENAS
PURSUANT TO RULE 4009.22

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

1). a notice of intent to serve the subpoenas with a copy of the subpoenas attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoenas are sought to be served,

2) a copy of the notice of intent, including the proposed subpoenas, is attached to this certificate,

3) by correspondence dated July 19, 2002, Plaintiff's counsel has waived the 20-day objection period, and,

4) the subpoenas which will be served is identical to the subpoenas which are attached to the notice of intent to serve the subpoenas.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: July 22, 2002

By:_____

James M. Horne, Esquire
I.D. No. 26908
Attorneys for Defendant
811 University Drive
State College, PA 16801-6699
(814) 238-4926

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

RODGER WESTON, Plaintiff,	:	**No. 02-869-CD**
v.	:	
ROBERT BARR, JR., Defendant.	:	

NOTICE OF INTENT TO SERVE SUBPOENAS TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21

Defendant intends to serve subpoenas identical to those attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoenas. If no objection is made, the subpoenas may be served.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: July 18, 2002

By:_____

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
Attorneys for Defendant
811 University Drive
State College, PA 16801-6699
(814) 238-4926

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

RODGER WESTON,	:	No. 02-869-C.D.
Plaintiff,	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
Defendant.	:	

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Blair Orthopedics Associates & Sports Medicine

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to* ***Rodger A. Weston, SS#189-60-5770, Date of Birth: 2/16/63.***

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

_____
William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

RODGER WESTON,	:	No. 02-869-C.D.
Plaintiff,	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
Defendant.	:	

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Keystone Rehab. Systems

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to* ***Rodger A. Weston, SS#189-60-5770, Date of Birth: 2/16/63.***

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

_____
William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

RODGER WESTON,	:	No. 02-869-C.D.
Plaintiff,	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
Defendant.	:	

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Samuel B. Barley, M.D.

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to* ***Rodger A. Weston, SS#189-60-5770, Date of Birth: 2/16/63.***

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

_____
William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

RODGER WESTON, Plaintiff,	:	No. 02-869-C.D.
v.	:	
ROBERT BARR, JR., Defendant.	:	

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Laun R. Hallstrom, M.D.

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to* ***Rodger A. Weston, SS#189-60-5770, Date of Birth: 2/16/63.***

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

_____
William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

RODGER WESTON,	:	No. 02-869-C.D.
Plaintiff,	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
Defendant.	:	

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: Clearfield Hospital

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to* ***Rodger A. Weston, SS#189-60-5770, Date of Birth: 2/16/63.***

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

_____
William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

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

RODGER WESTON,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Certificate Prerequisite to Service of Subpoena, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 22nd day of July, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
Attorneys for Defendant
811 University Drive
State College, PA 16801
(814) 238-4926

RICHARD H. MILGRUB

Attorney & Counselor at Law

211 NORTH SECOND STREET
CLEARFIELD, PENNSYLVANIA 16830

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

RODGER WESTON, Plaintiff	*	
-vs-	*	No. 02-869-CD
ROBERT BARR, JR., Defendant	*	

Type of Action:
Personal Injury

Type of Pleading:
Answer to New Matter

Filed on Behalf of:
Plaintiff

Counsel of Record for this Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

FILED
SEP 06 2002
William A. Shaw
Prothonotary

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

injuries suffered and in fact, the injuries suffered were the direct result of the Defendant's vehicle striking the Plaintiff.

23. Denied. Any and all injuries suffered by the Plaintiff were directly caused by the actions of the Defendant.

WHEREFORE, Plaintiff, Rodger Weston, requests judgment against the Defendant, Robert Barr, Jr.

By _____
Richard H. Milgrub, Esquire
Attorney for Plaintiff

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

VERIFICATION

I, Rodger Weston, verify that the statements made herein are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.

Date: 9 / 6 / 02

x Rodger A Weston

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**CERTIFICATE OF SERVICE**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

OCT 16 2002
M / 1:35 / m
William A. Shaw
Prothonotary
no c/c

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

RODGER WESTON,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Notice of Intent to Serve Subpoenas to Produce Documents and Things directed to Rodolfo S. Polintan, M.D. and Gregg C. Rich/Rich Chiropractic Clinic, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 15th day of October, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
Attorneys for Defendant
811 University Drive
State College, PA 16801
(814) 238-4926

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**Prerequisite to Service of Subpoenas**
	:	**and Certificate of Service**
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

OCT 21 2002

William A. Shaw
Prothonotary

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

RODGER WESTON,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
	:	
Defendant.	:	

NOTICE OF INTENT TO SERVE SUBPOENAS TO PRODUCE DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21

Defendant intends to serve subpoenas identical to those attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoenas. If no objection is made, the subpoenas may be served.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: October 15, 2002

By:_____

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
Attorneys for Defendant
811 University Drive
State College, PA 16801-6699
(814) 238-4926

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

RODGER WESTON, Plaintiff,	:	No. 02-869-C.D.
v.	:	
ROBERT BARR, JR., Defendant.	:	

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: GREGG C. RICH
RICH CHIROPRACTIC CLINIC

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to* ***Rodger A. Weston, SS#189-60-5070, Date of Birth: 3/16/63.***

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT: William Shaw

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: August 2, 2002

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

RODGER WESTON, Plaintiff,	:	No. 02-869-C.D.
v.	:	
ROBERT BARR, JR., Defendant.	:	

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: RODOLFO S. POLINTAN, M.D.

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to* ***Rodger A. Weston, SS#189-60-5070, Date of Birth: 3/16/63.***

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: August 2, 2002

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

RODGER WESTON,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Prerequisite to Service of Subpoenas to Produce Documents and Things directed to Rodolfo S. Polintan, M.D. and Gregg C. Rich/Rich Chiropractic Clinic, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 18th day of October, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
Attorneys for Defendant
811 University Drive
State College, PA 16801
(814) 238-4926

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

RODGER WESTON,	:	No. 02-869-C.D.
Plaintiff,	:	TYPE OF PLEADING: **CERTIFICATE OF SERVICE**
v.	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	COUNSEL OF RECORD FOR FOR THIS PARTY: JAMES M. HORNE, ESQ. I.D. NO. 26908 KATHERINE V. OLIVER, ESQ. I.D. NO. 77069 McQUAIDE, BLASKO, SCHWARTZ, FLEMING & FAULKNER, INC. 811 University Drive State College, PA 16801 PH# (814) 238-4926 FAX#(814) 238-9624

FILED

NOV 0 8 2002

William A. Shaw
Prothonotary

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

RODGER WESTON,	:	
Plaintiff,	:	**No. 02-869-CD**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	
	:	
Defendant.	:	

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Notices of Depositions of Plaintiff, Rodger Weston, and witness, Dennis Lingle, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 18 day of November, 2002, to the attorney of record:

Richard H. Milgrub, Esquire
211 North Second Street
Clearfield, PA 16830
(814) 765-1717

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
Chena L. Glenn-Hart, Esquire
I.D. No. 82750
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

RODGER WESTON,	:	No. 02-869-C.D.
	:	
Plaintiff,	:	TYPE OF PLEADING:
	:	**CERTIFICATE OF SERVICE**
	:	
v.	:	
	:	
ROBERT BARR, JR.,	:	TYPE OF CASE: CIVIL
	:	FILED ON BEHALF OF:
Defendant.	:	**DEFENDANT**
	:	
	:	
	:	COUNSEL OF RECORD FOR
	:	FOR THIS PARTY:
	:	JAMES M. HORNE, ESQ.
	:	I.D. NO. 26908
	:	KATHERINE V. OLIVER, ESQ.
	:	I.D. NO. 77069
	:	McQUAIDE, BLASKO, SCHWARTZ,
	:	FLEMING & FAULKNER, INC.
	:	811 University Drive
	:	State College, PA 16801
	:	PH# (814) 238-4926
	:	FAX#(814) 238-9624

FILED

NOV 13 2002

William A. Shaw
Prothonotary

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

RODGER WESTON, Plaintiff	*	
-vs-	*	No. 02-~~689~~ 869-CD
	*	JURY TRIAL DEMANDED
ROBERT BARR, JR., Defendant	*	

Type of Action:
Personal Injury

Type of Pleading:
Praecipe to Settle and Discontinue

Filed on Behalf of:
Plaintiff

Counsel of Record for this Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

FILED

FEB 20 2003

William A. Shaw
Prothonotary

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

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

RODGER WESTON, Plaintiff	*	
-vs-	*	No. 02-689-CD JURY TRIAL DEMANDED
ROBERT BARR, JR., Defendant	*	

PRAECIPE TO SETTLE AND DISCONTINUE

TO THE PROTHONOTARY:

Please mark the above-captioned action settled and discontinued.

Date: 2/19/03

By _____
Richard H. Milgrub, Esquire
Attorney for Plaintiff

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830
—
109 NORTH BRADY STREET
DUBOIS, PA 15801

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Rodger Weston

Vs. **No. 2002-00869-CD**

Robert Barr Jr.

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was, on February 20, 2003, marked:

Settled and Discontinued

Record costs in the sum of $80.00 have been paid in full by Richard H. Milgrub, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 20th day of February A.D. 2003.

_____
William A. Shaw, Prothonotary