

02-905-CD
EDWARD L. MYERS etux -vs- JAMIE LYNN BRANSTETTER

Date: 04/26/2005

Clearfield County Court of Common Pleas

User: CROWLES

Time: 04:15 PM

ROA Report

Page 1 of 1

Case: 2002-00905-CD

Current Judge: Paul E. Cherry

Edward L. Myers, Lisa Marie Myers vs. Jamie Lynn Branstetter

Civil Other

Date		Judge
06/05/2002	✓ Filing: Praecipe for a Writ of Summons Paid by: Brennan, Robins & Daley, P.C. Receipt number: 1843559 Dated: 06/05/2002 Amount: \$80.00 (Check) Writ of Summons issued to Sheriff.	No Judge
09/13/2002	✓ Sheriff Return, Papers served on Defendant(s). So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm	No Judge
05/27/2003	✓ Complaint In Civil Action. filed by s/John M. Daley, Esquire Verification s/Edward L. Myers s/Lisa Marie Myers no cc	No Judge
06/05/2003	✓ Entry of Appearance On Behalf Of Defendant, JAMIE LYNN BRANSTETTER. filed by s/Matthew B. Taladay, Esquire no cc	No Judge
06/17/2003	✓ Answer and New Matter. filed by s/Matthew B. Taladay, Esq. Verification s/Jamie Lynn Branstetter Certificate of Service no cc	No Judge
06/30/2003	✓ Reply To New Matter. filed by s/John M. Daley, Esquire Certificate of Service Verification s/Edward L. Myers s/Lisa Marie Myers no cc	No Judge
09/04/2003	✓ Notice of Service, First Set of Discovery Materials upon: JOHN M. DALEY, ESQUIRE. filed by s/Matthew B. Taladay, Esquire no cc	No Judge
09/11/2003	✓ Certificate of Service, Notice of Deposition of Edward L. Myers and Lisa Myers upon: John M. Daley, Esq. s/Matthew B. Taladay, Esq. no cc	No Judge
11/17/2003	✓ Notice of Service, Plaintiffs' Answers To Interrogatories And Response To Request For Production Of Documents upon: MATTHEW B. TALADAY, ESQUIRE. filed by, s/John M. Daley, Esquire no cc	No Judge
06/10/2004	✓ Notice of Plaintiffs' Interrogatories and request for production of Documents Directed to Defendant. No cc.	No Judge
07/12/2004	✓ Notice of Service, propounded on Plaintiffs, via United States mail, first class, postage pre-paid, this 9th day of July, 2004, Discovery Responses to: John M Daley, Esq. no cc	No Judge
08/11/2004	✓ Notice of Service, Defendant's Supplemental Discovery Request propounded on Plaintiffs this 10th day of August, 2004, to: John M. Daley, Esq. No cert. copies.	No Judge
09/02/2004	✓ Notice of Deposition of Defendant filed by Atty. Daley. No CC.	No Judge
09/24/2004	✓ Notice of Service of Plaintiffs' Answers to Second set of Interrogatories and Response To Second Request for Production of Documents, on behalf of Plaintiffs, served upon Matthew B. Taladay, Esquire. Filed by s/ John M. Daley, Esquire. No CC.	No Judge
12/29/2004	✓ Praecipe For Trial, filed by s/ John M. Daley, Esquire. 1 CC Atty	No Judge
04/18/2005	Certificate of Service, April 12, 2005, copy of Pretrial Memorandum, was served on Matthew B. Taladay, Esquire. Filed by s/ John M. Daley, Esquire. No CC	Paul E. Cherry
04/25/2005	✓ Order, AND NOW, this 21st day of April, 2005, following Pre-Trial Conference, Order: Jury Selection scheduled for May 3, 2005, beginning at 9:00 a.m. Trial scheduled for July 6-8, 2005, beginning at 9:00 a.m. (See Original for Details Re: discovery, Trial Brief, Motions, Points for Charge, Proposed Verdict Slip, and exhibits). BY THE COURT: /s/Paul E. Cherry, Judge Two CC Attys: Daley, Taladay	Paul E. Cherry
	✓ Order, AND NOW, this 22nd day of April, 2005, Court having been advised by John M. Daley, Esq., that this matter has been settled, Order that John M. Daley, Esq., shall file a Praecipe to mark this matter as settled and discontinued within 15 days of this date. BY THE COURT: /s/Paul E. Cherry, Judge Two CC Attys: Daley, Taladay	Paul E. Cherry

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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

-vs-

JAMIE LYNN BRANSTETTER,

Defendant.

JURY TRIAL DEMANDED

Case No. 2002-905-CO

Issue No.

Type of Document:

PRAECIPE FOR A WRIT OF SUMMONS

Filed on Behalf of:

Plaintiff

Counsel of Record for this Party:

John M. Daley, Esquire
Pa. I.D. #63279

BRENNAN, ROBINS & DALEY, P.C.
Firm #038
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322
(412) 281-0776, Extension 1303
(412) 281-2180 (Fax)

FILED

JUN 05 2002
M 12:00 PM
William A. Shaw Prothonotary
Writ Issued BY ATT
TO SHERIFF

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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

-vs-

JAMIE LYNN BRANSTETTER,

Defendant.

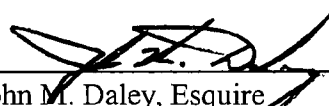
Case No.

JURY TRIAL DEMANDED

PRAECIPE FOR A WRIT OF SUMMONS

TO: The Prothonotary

Kindly issue a Writ of Summons in the above-captioned case.



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiff

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

SUMMONS

**Edward L. Myers
Lisa Marie Myers**

Vs.

NO.: 2002-00905-CD

Jamie Lynn Branstetter

TO: JAMIE LYNN BRANSTETTER

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

Date: 06/05/2002

William A. Shaw
Prothonotary

Issuing Attorney:
John M. Daley, Esq.
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, Pa 15219-1322
412-281-0776 Ext. 1303

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 12610

MYERS, EDWARD L. & LISA MARIE

02-905-CD

VS.

BRANSTETTER, JAMIE LYNN

PRAECIPE & SUMMONS

SHERIFF RETURNS

NOW JUNE 6, 2002, DENNY NAU, SHERIFF OF CENTRE COUNTY WAS
DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY
TO SERVE THE WITHIN PRAECIPE & SUMMONS ON JAMIE LYNN BRANSTETTER,
DEFENDANT.

NOW JUNE 14, 2002 SERVED THE WITHIN PRAECIPE & SUMMONS ON
JAMIE LYNN BRANSTETTER, DEFENDANT BY DEPUTIZING THE SHERIFF OF
CENTRE COUNTY. THE RETURN OF SHERIFF NAU IS HERETO ATTACHED
AND MADE A PART OF THIS RETURN STATING THAT HE SERVED MOTHER OF
DEFENDANT.

Return Costs

Cost	Description
37.34	SHFF. HAWKINS PAID BY; ATTY.
44.00	SHFF. NAU PAID BY: ATTY.
10.00	SURCHARGE PAID BY: ATTY.

Sworn to Before Me This

13th Day Of Sept 2002
William A. Shaw

FILED

SEP 13 2002

William A. Shaw
Prothonotary

So Answers,

Chester A. Hawkins
Chester A. Hawkins
Chester A. Hawkins
Sheriff

SHERIFF'S OFFICE

CENTRE COUNTY

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

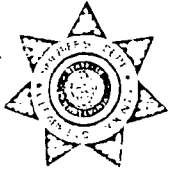
1224939
12610

SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN		INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. please type or print legibly. Do Not detach any copies.	
1. Plaintiff(s) EDWARD + LISA MYERS		2. Case Number 02-905-CD	
3. Defendant(s) JAMIE LYNN BRANSTETTER		4. Type of Writ or Complaint: SUMMONS	
5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levied, Attached or Sold. JAMIE LYNN BRANSTETTER			
6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code) RR 4 BOX 164, Philipsburg, Pa. 16866			
7. Indicate unusual service: <input type="checkbox"/> Reg Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Deputize <input type="checkbox"/> Post <input type="checkbox"/> Other			
Now, _____ 20____, I SHERIFF OF CENTRE COUNTY, PA., do hereby deputize the Sheriff of _____ County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff. _____ Sheriff of Centre County			
8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE			

NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN - Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.

9. Print/Type Name and Address of Attorney/Originator	10. Telephone Number	11. Date
12. Signature		

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE									
13. I acknowledge receipt of the writ or complaint as indicated above.		SIGNATURE of Authorized CCSD Deputy of Clerk and Title			14. Date Filed		15. Expiration/Hearing Date		
TO BE COMPLETED BY SHERIFF									
16. Served and made known to Joy Branstetter , on the 14 day of June , 20 02 , at 2:55 o'clock, P m., at Same as above address , County of Centre Commonwealth of Pennsylvania, in the manner described below: <input type="checkbox"/> Defendant(s) personally served. <input checked="" type="checkbox"/> Adult family member with whom said Defendant(s) resides(s). Relationship is Mother <input type="checkbox"/> Adult in charge of Defendant's residence. <input type="checkbox"/> Manager/Clerk of place of lodging in which Defendant(s) resides(s). <input type="checkbox"/> Agent or person in charge of Defendant's office or usual place of business. <input type="checkbox"/> _____ and officer of said Defendant company. <input type="checkbox"/> Other _____									
On the _____ day of _____, 20____, at _____ o'clock, _____ M. Defendant not found because: <input type="checkbox"/> Moved <input type="checkbox"/> Unknown <input type="checkbox"/> No Answer <input type="checkbox"/> Vacant <input type="checkbox"/> Other _____									
Remarks:									
Advance Costs	Docket	Service	Sur Charge	Affidavit	Mileage	Postage	Misc.	Total Costs	Costs Due or Refund
75-00	9-00	9-00	-	2-50	21-00	50	2-00	44-00	31-00
17. AFFIRMED and subscribed to before me this 17				So Answer.					
20. day of June 20 02				18. Signature of Dep. Sheriff				19. Date 6-17-02	
23. Corinne Peters				21. Signature of Sheriff				22. Date	
Notary Seal Corinne Peters, Notary Public Bellefonte Boro, Centre County My Commission Expires Sept 5, 2005				SHERIFF OF CENTRE COUNTY					
24. I acknowledge receipt of the Sheriff's RETURN SIGNATURE				Amount Pd.				Page	
OF AUTHORIZED VENDOR ASSOCIATION OF NOTARIES				25. Date Received					



Sheriff's Office Clearfield County

#939
OFFICE (814) 765-2641
AFTER 4:00 P.M. (814) 765-1533
CLEARFIELD COUNTY FAX
(814) 765-5915

CHESTER A. HAWKINS
SHERIFF

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

DARLENE SHULTZ
CHIEF DEPUTY

MARGARET PUTT
OFFICE MANAGER

MARILYN HAMM
DEPT. CLERK

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

EDWARD L. MYERS & LISA MARIE MYERS

TERM & NO. 02-905-CD

VS

SERVE BY: 7/5/02

JAMIE LYNN BRANSTETTER

DOCUMENT TO BE SERVED:

PRAECIPE & SUMMONS

MAKE REFUND PAYABLE TO: BRENNAN, ROBINS & DALEY, Attorneys

SERVE: JAMIE LYNN BRANSTETTER

ADDRESS: RR#4 Box 164, Philipsburg, Pa. 16866

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby deputize the SHERIFF OF CENTRE COUNTY Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this 6th Day of JUNE 2002.

Respectfully,

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY

2043-AA
75-2


TO: CENTRE COUNTY SHERIFF

Please serve the enclosed **PRAECIPE FOR WRIT OF SUMMONS** styled as follows:

**EDWARD L. MYERS and LISA MARIE MYERS, his wife, v.
JAMIE LYNN BRANSTETTER**

to

Ms. Jamie Lynn Branstetter
RR 4, Box 164
Philipsburg, Centre County, PA 16866



JOHN M. DALEY, ESQUIRE
445 Fort Pitt Commons, Suite 500
Pittsburgh, PA 15219
(412) 281-0776
Attorney for Plaintiffs

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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

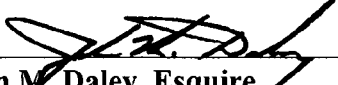
-VS-

JAMIE LYNN BRANSTETTER,

Defendant.

TO: Defendant

You are hereby noticed to plead to the
within *Complaint* within twenty (20) days
of service hereof, or a default judgment
may be entered against you.


John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiff

JURY TRIAL DEMANDED

Case No. 202-905-CD

Issue No.

Type of Document:

COMPLAINT IN CIVIL ACTION

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

John M. Daley, Esquire
Pa. I.D. #63279

BRENNAN, ROBINS & DALEY, P.C.
Firm #038
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322
(412) 281-0776, Extension 1303
(412) 281-2180 (Fax)

FILED

MAY 27 2003

William A. Shaw
Prothonotary

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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

-vs-

JAMIE LYNN BRANSTETTER,

Defendant.

Case No. 202-905-CD

NOTICE TO DEFEND

You have been sued in court. If you wish to defend against the claims set forth in the following pages, YOU MUST TAKE ACTION WITHIN TWENTY (20) DAYS after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any 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.

DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
1 NORTH SECOND STREET
CLEARFIELD, PA 16830
(814) 765-2641

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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

-vs-

JAMIE LYNN BRANSTETTER,

Defendant.

Case No. 202-905-CD

COMPLAINT IN CIVIL ACTION

AND NOW come the Plaintiffs, Edward L. Myers and Lisa Marie Myers, his wife, by and through their attorneys, John M. Daley, Esquire, and the law firm of BRENNAN, ROBINS & DALEY, P.C., and make complaint against Defendant, Jamie Lynn Branstetter, and in support thereof, state as follows:

1. Plaintiffs, Edward L. Myers and Lisa Marie Myers, are husband and wife and reside together at 111 Hillcrest Street, Philipsburg, Centre County, Pennsylvania 16866.
2. Defendant, Jamie Lynn Branstetter, is an adult individual and resides with her parents, Robert M. and Joy M. Branstetter, at RR 4, Box 164, Philipsburg, Centre County, Pennsylvania 16866.
3. On June 6, 2000, there existed in Chester Hill Borough, Clearfield County, Pennsylvania, a certain intersection consisting of Presquisle and McGurik Streets. Presquisle

Street ran generally in an easterly and westerly direction. McGurik ran generally in a northerly and southerly direction.

4. On June 6, 2000, Wife-Plaintiff was operating a 1996 Chevrolet Monte Carlo motor vehicle, titled in the name of Husband-Plaintiff, in an easterly direction on Presquile Street at or near the intersection of Presquile and McGurik Streets, as previously described.

5. At said time and place Defendant was operating a 1996 Jeep Grand Cherokee motor vehicle, owned by her parents, Robert M. and Joy M. Branstetter, in a westerly direction on Presquile Street, when she suddenly and without any warning, caused her motor vehicle to collide with the rear of a 1997 Mazda motor vehicle operated by one Connie Lou Mallin, who was also traveling westbound on Presquile Street. Ms. Mallin had brought her motor vehicle to a stop at or in the intersection previously described, preparing to make a left turn onto McGurik Street. The force of the impact of Defendant's vehicle with the Mallin motor vehicle was so great that it propelled the Mallin vehicle across the westbound lane and into the eastbound lane of travel for Presquile Street traffic. The Mallin vehicle then and thereby impacted the Wife-Plaintiff's vehicle, resulting in the serious and permanent injuries to Wife-Plaintiff as more fully described herein.

6. The damages sustained by the Plaintiffs were a direct and proximate result of the negligence and recklessness of Defendant, in the following particulars:

- a. In Defendant operating her vehicle at an excessive rate of speed;
- b. In Defendant operating her vehicle at a speed in excess of the posted speed limit;

- c. In Defendant operating her motor vehicle at a speed too fast for conditions;
- d. In Defendant failing to keep a sharp lookout ahead;
- e. In Defendant failing to have her motor vehicle under proper control;
- f. In Defendant causing her motor vehicle to collide with the rear of the stopped Mallin motor vehicle, propelling the Mallin vehicle into Wife-Plaintiff's vehicle;
- g. In Defendant failing to be able to stop her motor vehicle within the assured clear distance ahead;
- h. In Defendant failing to have her motor vehicle in proper inspection, mechanical condition and repair; and
- i. In Defendant violating the laws and regulations of the Commonwealth of Pennsylvania, including the Pennsylvania Motor Vehicle Code.

COUNT I
LISA MARIE MYERS, PLAINTIFF v.
JAMIE LYNN BRANSTETTER, DEFENDANT

7. Wife-Plaintiff incorporates by reference Paragraphs 1 through 6 of the foregoing Complaint as though fully set forth herein.

8. As a direct and proximate result of the conduct of the Defendant as previously described, Wife-Plaintiff sustained the following serious injuries, all or some of which are permanent in nature.

- a. Injuries to her head, including her brain, resulting in headaches, anxiety and depression, sleep disturbance, and cognitive difficulties;

- b. Injuries to her neck and shoulders, including an impingement and rotator cuff tendinitis of her left shoulder;
- c. Left brachial plexopathy;
- d. Injury to her right eye, including a partial quadrantsia, consistent with anterior sella, damage, resulting in “floaters” and loss of some of her vision;
- e. Injury to her low back, including lumbar radiculopathy, bilateral lower extremity pain and numbness of her right leg;
- f. Radiating pain down her left arm to her hand and occasional numbness and weakness in her left arm;
- g. Injury to her jaw, including some limitation of the opening of her mouth;
- h. Myofacial pain;
- i. Hypertension;
- j. Shock and injury to her nerves and nervous system; and
- k. Past, present and future pain, suffering, inconvenience and loss of some of the ordinary pleasures of life;

9. As a direct and proximate result of the conduct of the Defendant as previously described, Wife-Plaintiff has and will in the future incur hospital, doctor, drug and other medical expenses.

10. As a direct and proximate result of the conduct of the Defendant as previously described, Wife-Plaintiff has sustained loss of earnings and her earning capacity has been permanently affected.

11. On June 6, 2000, Wife-Plaintiff, in the operation of her vehicle, was insured under a policy of insurance issued by Erie Insurance Group, which policy provided for the "full-tort" option. Therefore, Wife-Plaintiff is entitled to recover in this action against the Defendant all of her damages, both economic and non-economic in nature.

WHEREFORE, Wife-Plaintiff, Lisa Marie Myers, demands judgment against Defendant, Jamie Lynn Branstetter, in an amount in excess of the arbitration limits for the Court of Common Pleas of Clearfield County, Pennsylvania.

JURY TRIAL DEMANDED

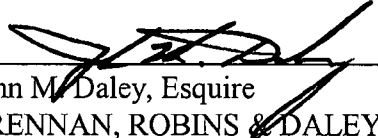
COUNT II
EDWARD L. MYERS, HUSBAND-PLAINTIFF v.
JAMIE LYNN BRANSTETTER, DEFENDANT

12. Husband-Plaintiff incorporates by reference Paragraphs 1 through 11 of the foregoing Complaint as though fully set forth herein.

13. As a direct and proximate result of the conduct of the Defendant as previously described, Husband-Plaintiff has and will in the future incur the loss of the society, comfort, companionship, aide and consortium of his wife.

WHEREFORE, Husband-Plaintiff, Edward L. Myers demands judgment against Defendant, Jamie Lynn Branstetter in an amount in excess of the arbitration limits for the Court of Common Pleas of Clearfield County, Pennsylvania

JURY TRIAL DEMANDED



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

VERIFICATION

We hereby verify that the statements made in the foregoing ***COMPLAINT IN CIVIL ACTION*** are true and correct to the best of our knowledge, information and belief. We understand that false statements herein are made subject to the penalties of 18 Pa. C.S. § 4904, relating to Unsworn Falsification to Authorities.


EDWARD L. MYERS


LISA MARIE MYERS

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

EDWARD L. MYERS and LISA
MARIE MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

Type of Case: Civil Action

No. 02-905-CD

Type of Pleading:

Praecipe for
Entry of Appearance

Filed on Behalf of:

Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

(814) 371-7768

FILED

JUN 03 2003

William A. Shaw
Prothonotary

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

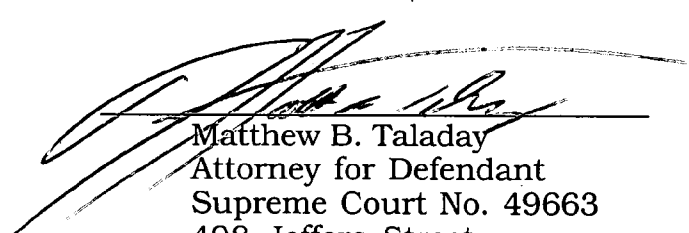
No. 02-905-CD

PRAECIPE FOR ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Kindly enter my appearance for the Defendant, Jamie Lynn
Branstetter, in the above captioned matter.

Dated: 06/04/03



Matthew B. Taladay
Attorney for Defendant
Supreme Court No. 49663
498 Jeffers Street
P. O. Box 487
DuBois, PA 15801
(814) 371-7768

cc: John M. Daley, Esq.
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322

FILED

M 10:20 AM
JUN 05 2003

cc
[Signature]

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

EDWARD L. MYERS and LISA
MARIE MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

Type of Case: Civil Action

No. 02-905-CD

Type of Pleading:

Answer and
New Matter

Filed on Behalf of:

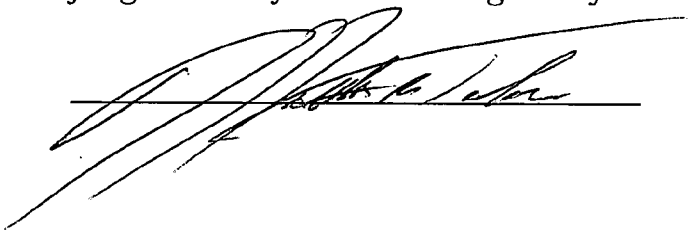
Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

(814) 371-7768

You are hereby notified to plead
to the within pleading within twenty
(20) days of service thereof or default
judgment may be entered against you.



FILED

JUN 17 2003

William A. Shaw
Prothonotary

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

:
:
:
:
:
:
:
:
:
:

No. 02-905-CD

ANSWER

AND NOW, comes the Defendant, Jamie Lynn Branstetter,
by her attorneys, Hanak, Guido and Taladay, and hereby responds to
Plaintiffs' Complaint as follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Denied as stated. Defendant, however, admits
liability for the collision.
6. Denied as stated. Defendant, however, admits
liability for the collision.

COUNT I

**Lisa Marie Myers, Plaintiff vs.
Jamie Lynn Branstetter, Defendant**

7. Defendant incorporates her responses to paragraphs
1 through 6 as if set forth in full.

8. After reasonable investigation, Defendant is without information sufficient to form a belief as to the truth of these allegations, and therefore, strict proof thereof is demanded at the time of trial.

9. After reasonable investigation, Defendant is without information sufficient to form a belief as to the truth of these allegations, and therefore, strict proof thereof is demanded at the time of trial.

10. After reasonable investigation, Defendant is without information sufficient to form a belief as to the truth of these allegations, and therefore, strict proof thereof is demanded at the time of trial.

11. After reasonable investigation, Defendant is without information sufficient to form a belief as to the applicable "tort option" under Plaintiff's automobile policy. Strict proof of Plaintiff's tort election is demanded at the time of trial. The remaining allegations of paragraph 11 constitute a conclusion of law to which no response is required.

WHEREFORE, Defendant requests judgment in her favor.

COUNT II

**Edward L. Myers, Husband Plaintiff vs.
Jamie Lynn Branstetter, Defendant**

12. Defendant incorporates by reference her responses to paragraphs 1 through 11 of the Complaint as if set forth in full.

13. After reasonable investigation, Defendant is without information sufficient to form a belief as to the truth of these

allegations, and therefore, strict proof thereof is demanded at the time of trial.

WHEREFORE, Defendant requests judgment in her favor.

NEW MATTER

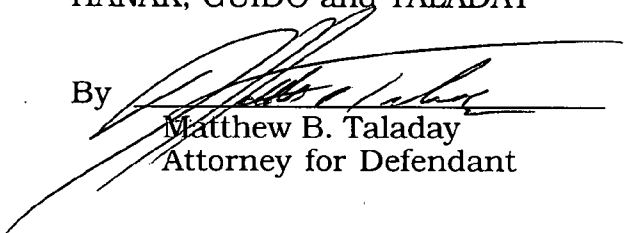
14. Defendant, Jamie Lynn Branstetter, incorporates all averments of the Complaint directed at her as well as her responses thereto set forth herein as if set forth at length.

36. The Plaintiffs' claims are limited by the provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law.

A JURY TRIAL IS DEMANDED.

HANAK, GUIDO and TALADAY

By

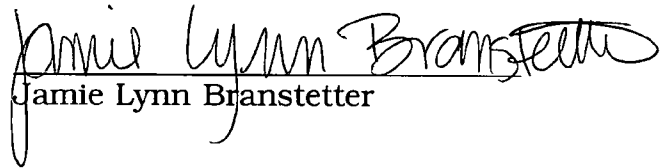

Matthew B. Taladay
Attorney for Defendant

VERIFICATION

I, **Jamie Lynn Branstetter**, do hereby verify that I have read the foregoing Answer and New Matter. The statements therein are correct to the best of my personal knowledge or information and belief.

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

Date: 08-03


Jamie Lynn Branstetter

7

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

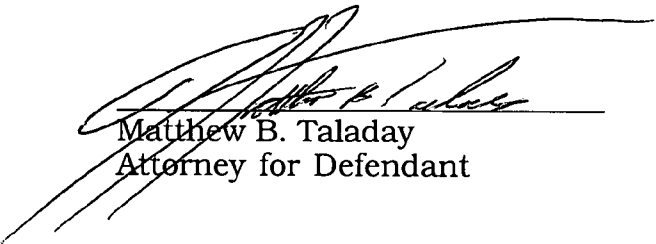
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No. 02-905-CD

CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of June, 2003, a
true and correct copy of Answer was mailed, postage prepaid to:

John M. Daley, Esq.
Attorney for Plaintiffs
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322


Matthew B. Taladay
Attorney for Defendant

FILED

NO
cc
m 10:25 AM
JUN 17 2003

William A. Shaw
Prothonotary



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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

-vs-

JAMIE LYNN BRANSTETTER,

Defendant.

JURY TRIAL DEMANDED

Case No. 02-905-CD

Type of Document:

REPLY TO NEW MATTER

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

John M. Daley, Esquire
Pa. I.D. #63279

BRENNAN, ROBINS & DALEY, P.C.
Firm #038
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322
(412) 281-0776, Extension 1303
(412) 281-2180 (Fax)

FILED

JUN 30 2003

William A. Shaw
Prothonotary

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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

-vs-

JAMIE LYNN BRANSTETTER,

Defendant.

Case No. 02-905-CD

JURY TRIAL DEMANDED

REPLY TO NEW MATTER

AND NOW come the Plaintiffs, Edward L. Myers and Lisa Marie Myers, adult individuals and husband and wife, by and through their attorneys, John M. Daley, Esquire and BRENNAN, ROBINS & DALEY, P.C., propounding the within ***Reply to New Matter*** of Defendant Jamie Lynn Branstetter, averring as follows:

14. As Paragraph 14 of the Defendant's New Matter is incorporating the averments of Paragraphs 1 through 13 of the Answer, as well as the underlying Complaint in Civil Action, no response is required.

15. Paragraph 15 of the Defendant's New Matter (misdesignated as Paragraph 36) states a legal conclusion to which no responsive pleading is required. To the extent a response is deemed necessary, neither admitted nor denied. The provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law speak for themselves.

WHEREFORE, the Plaintiffs demand judgment against Defendant Jamie Lynn Branstetter in an amount in excess of the arbitration limits for the Court of Common Pleas of Clearfield County, Pennsylvania, together with interest and costs.

JURY TRIAL DEMANDED

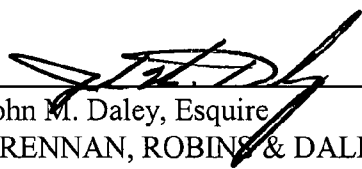


John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of June, 2003, a true and correct copy of the within *Reply to New Matter* was served on the following counsel of record for the Defendant via regular U.S. First-Class Mail, postage prepaid:

Matthew B. Taladay, Esquire
HANAK, GUIDO & TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

VERIFICATION

We hereby verify that the statements made in the foregoing ***REPLY TO NEW MATTER*** are true and correct to the best of our knowledge, information and belief. We understand that false statements herein are made subject to the penalties of 18 Pa. C.S. § 4904, relating to Unsworn Falsification to Authorities.


EDWARD L. MYERS


LISA MARIE MYERS

FILED

NO
M 11:21 AM
JUN 30 2003
cc
cc
cc

William A. Shaw
Prothonetary

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

EDWARD L. MYERS and LISA
MARIE MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

Type of Case: Civil Action

No. 02-905-CD

Type of Pleading:

Notice of
Service

Filed on Behalf of:

Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

(814) 371-7768

FILED

SEP 04 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

No. 02-905-CD

NOTICE OF SERVICE

I, Matthew B. Taladay, of Hanak, Guido and Taladay, being counsel of record for Defendant, do hereby certify that I propounded on Plaintiffs, via United States mail, first class, postage pre-paid, this 3rd day of September, 2003, Defendant's FIRST SET OF DISCOVERY MATERIALS to the below indicated person, at said address, being counsel of record for the Plaintiffs:

John M. Daley, Esq.
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322

Matthew B. Taladay
Matthew B. Taladay,
Attorney for Defendant

FILED no
SEP 04 2003
SEP 04 2003
cc
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

EDWARD L. MYERS and LISA
MARIE MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

Type of Case: Civil Action

No. 02-905-CD

Type of Pleading:

Certificate of
Service

Filed on Behalf of:

Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

(814) 371-7768

FILED

SEP 11 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

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No. 02-905-CD

CERTIFICATE OF SERVICE

I hereby certify that on the 10th day of September, 2003,
an original Notice of Deposition of Edward L. Myers and an original
Notice of Deposition of Lisa Myers, copies of which are attached
hereto, were mailed, postage prepaid to:

John M. Daley, Esq.
Attorney for Plaintiffs
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322

Matthew B. Taladay
Matthew B. Taladay
Attorney for Defendant

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

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No. 02-905-CD

NOTICE OF DEPOSITION

TO: LISA MYERS
c/o John M. Daley, Esq.

TAKE NOTICE that your deposition by oral examination will be taken on **Monday, October 27, 2003 at 2:00 p.m.** at the law office of Hanak, Guido and Taladay, 498 Jeffers Street, DuBois, Pennsylvania. This deposition is being taken for the purpose of discovery and for use at trial, pursuant to the Pennsylvania Rules of Civil Procedure regarding Discovery.

Matthew B. Taladay
Matthew B. Taladay,
Attorney for Defendant

cc: Schreiber Reporting Service

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

No. 02-905-CD

NOTICE OF DEPOSITION

TO: EDWARD L. MYERS
c/o John M. Daley, Esq.

TAKE NOTICE that your deposition by oral examination will be taken on **Monday, October 27, 2003 at 2:00 p.m.** at the law office of Hanak, Guido and Taladay, 498 Jeffers Street, DuBois, Pennsylvania. This deposition is being taken for the purpose of discovery and for use at trial, pursuant to the Pennsylvania Rules of Civil Procedure regarding Discovery.

Matthew B. Taladay
Matthew B. Taladay,
Attorney for Defendant

cc: Schreiber Reporting Service

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

EDWARD L. MYERS and
LISA MARIE MYERS, his wife,

Plaintiffs,

- vs -

JAMIE LYNN BRANSTETTER,

Defendant.

JURY TRIAL DEMANDED

Case No. 02-905-CD

NOTICE OF SERVICE OF PLAINTIFFS'
ANSWERS TO INTERROGATORIES AND
RESPONSE TO REQUEST FOR
PRODUCTION OF DOCUMENTS

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

John M. Daley, Esquire
Pa. I.D. #63279

BRENNAN, ROBINS & DALEY, P.C.
Firm #038
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322
(412) 281-0776, Extension 1303
(412) 281-2180 (Fax)

FILED


NOV 17 2003

William A. Shaw
Prothonotary/Clerk of Courts

NOTICE OF SERVICE

I hereby certify that on this 14th day of November, 2003, a true and correct copy of the within ***PLAINTIFFS' ANSWERS TO INTERROGATORIES AND RESPONSE TO REQUEST FOR PRODUCTION OF DOCUMENTS*** was served on the following counsel of record for the Defendant via regular U.S. First-Class Mail, postage prepaid:

Matthew B. Taladay, Esquire
HANAK, GUIDO & TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

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

EDWARD L. MYERS and
LISA MARIE MYERS, his wife,

Plaintiffs,

- vs -

JAMIE LYNN BRANSTETTER,
Defendant.

JURY TRIAL DEMANDED

Case No. 02-905-CD

**NOTICE OF SERVICE OF PLAINTIFFS'
INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS
DIRECTED TO DEFENDANT**

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

John M. Daley, Esquire
Pa. I.D. #63279

BRENNAN, ROBINS & DALEY, P.C.
Firm #038
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322
(412) 281-0776, Extension 1303
(412) 281-2180 (Fax)

FILED

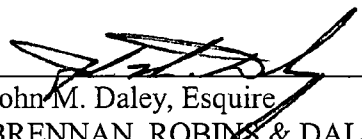
JUN 10 2004

William A. Shaw
Prothonotary/Clerk of Courts

NOTICE OF SERVICE

I hereby certify that on this 8th day of June, 2004, a true and correct copy of
***PLAINTIFFS' INTERROGATORIES AND REQUEST FOR PRODUCTION OF
DOCUMENTS DIRECTED TO DEFENDANT*** was served on the following counsel of record
by First Class U.S. Mail, postage prepaid:

Matthew B. Taladay, Esquire
HANAK, GUIDO & TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

EDWARD L. MYERS and LISA
MARIE MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

Type of Case: Civil Action

No. 02-905-CD

Type of Pleading:

Notice of
Service

Filed on Behalf of:

Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

(814) 371-7768

FILED ^{NO}CC
10/9/14/82
JUL 12 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

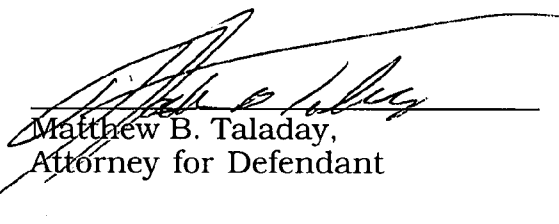
No. 02-905-CD

JAMIE LYNN BRANSTETTER,
Defendant

NOTICE OF SERVICE

I, Matthew B. Taladay, of Hanak, Guido and Taladay, being counsel of record for Defendant, do hereby certify that I propounded on Plaintiffs, via United States mail, first class, postage pre-paid, this 9th day of July, 2004, Defendant's DISCOVERY RESPONSES to the below indicated person, at said address, being counsel of record for the Plaintiffs:

John M. Daley, Esq.
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322


Matthew B. Taladay,
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

EDWARD L. MYERS and LISA
MARIE MYERS, his wife,
Plaintiffs

-vs-

JAMIE LYNN BRANSTETTER,
Defendant

Type of Case: Civil Action

No. 02-905-CD

Type of Pleading:

Notice of
Service

Filed on Behalf of:

Defendant

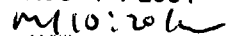
Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

(814) 371-7768


FILED

AUG 11 2004



William A. Shaw

Prothonotary/Clerk of Courts

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

EDWARD L. MYERS and LISA
MYERS, his wife,
Plaintiffs

-vs-

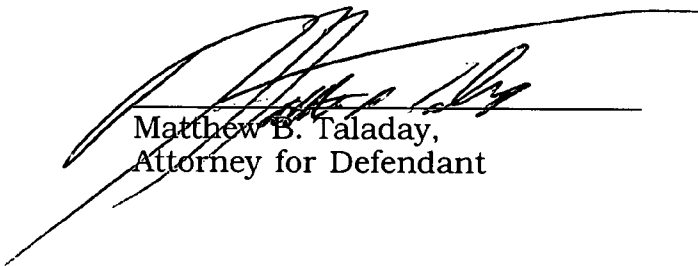
No. 02-905-CD

JAMIE LYNN BRANSTETTER,
Defendant

NOTICE OF SERVICE

I, Matthew B. Taladay, of Hanak, Guido and Taladay, being counsel of record for Defendant, do hereby certify that I propounded on Plaintiffs, via United States mail, first class, postage pre-paid, this 10th day of August, 2004, Defendant's SUPPLEMENTAL DISCOVERY REQUESTS to the below indicated person, at said address, being counsel of record for the Plaintiffs:

John M. Daley, Esq.
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322



Matthew B. Taladay,
Attorney for Defendant

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

EDWARD L. MYERS and
LISA MARIE MYERS, his wife

No. 02-905-CD

Plaintiffs,

vs.

JAMIE LYNN BRANSTETTER,

**NOTICE OF DEPOSITION OF
DEFENDANT**

Defendant.

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

John M. Daley, Esquire
PA I.D. No. 63279

BRENNAN, ROBINS & DALEY, P.C.
Firm No. 038
445 Fort Pitt Boulevard, Suite 500
Pittsburgh, PA 15219
(412) 281-0776

FILED

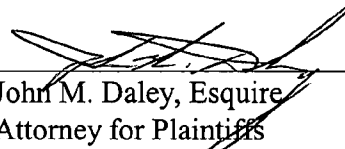
m/j:520/ cc
SEP 02 2004

William A. Shaw
Prothonotary/Clerk of Courts

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing ***NOTICE OF DEPOSITION
OF DEFENDANT*** was served on the following counsel of record by first class U.S. mail, postage prepaid, on this 31st day of August, 2004:

Matthew B. Taladay, Esquire
Hanak, Guido, and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



John M. Daley, Esquire
Attorney for Plaintiffs

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

EDWARD L. MYERS and
LISA MARIE MYERS, his wife,

Plaintiffs,

- vs -

JAMIE LYNN BRANSTETTER,

Defendant.

JURY TRIAL DEMANDED

Case No. 02-905-CD

**NOTICE OF SERVICE OF PLAINTIFFS'
ANSWERS TO SECOND SET OF
INTERROGATORIES AND RESPONSE
TO SECOND REQUEST FOR
PRODUCTION OF DOCUMENTS**

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

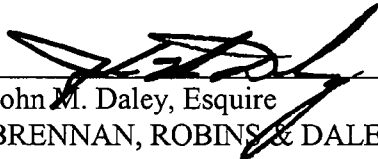
John M. Daley, Esquire
Pa. I.D. #63279

BRENNAN, ROBINS & DALEY, P.C.
Firm #038
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322
(412) 281-0776, Extension 1303
(412) 281-2180 (Fax)

NOTICE OF SERVICE

I hereby certify that on this 21st day of September, 2004 a true and correct copy of
***PLAINTIFFS' ANSWERS TO SECOND SET OF INTERROGATORIES AND RESPONSE
TO SECOND REQUEST FOR PRODUCTION OF DOCUMENTS*** was served on the following
counsel of record by First Class U.S. Mail, postage prepaid:

Matthew B. Taladay, Esquire
HANAK, GUIDO & TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

CA

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

EDWARD L. MYERS and
LISA MARIE MYERS, his wife

No. 02-905-CD

Plaintiffs,

vs.

JAMIE LYNN BRANSTETTER,

Defendant.

PRAECIPE FOR TRIAL

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

John M. Daley, Esquire
PA I.D. No. 63279

BRENNAN, ROBINS & DALEY, P.C.
Firm No. 038
445 Fort Pitt Boulevard, Suite 500
Pittsburgh, PA 15219
(412) 281-0776

FILED ^{1cc}
6/6 m/11/00/01 Atty Daley
DEC 29 2004
William A. Shaw
Prothonotary/Clerk of Courts

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

EDWARD L. MYERS and
LISA MARIE MYERS, his wife

No. 02-905-CD

Plaintiffs,

vs.


JAMIE LYNN BRANSTETTER,

Defendant.

PRAECIPE FOR TRIAL

TO: Prothonotary

Kindly list the above-captioned case for the next available trial term. A true and correct copy of the Certificate Listing Case Ready for trial is attached hereto and marled Exhibit "A".



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

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

EDWARD L. MYERS and
LISA MARIE MYERS, his wife

No. 02-905-CD

Plaintiffs,

vs.

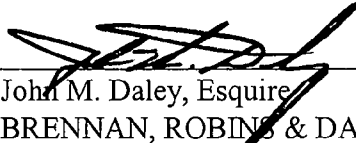
JAMIE LYNN BRANSTETTER,

Defendant.

CERTIFICATE LISTING CASE READY FOR TRIAL

I, John M. Daley, Esquire, counsel for Plaintiffs, hereby certify the following and request that the above-captioned case be listed for trial:

1. No motions are outstanding.
2. All discovery has been completed.
3. The case is to be heard jury.
4. Notice of the Praeipe for Trial has been provided to all counsel of record.




John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing *PRAECIPE FOR TRIAL* was served on the following counsel of record by first class U.S. mail, postage prepaid, on this 27th day of December, 2004:

Matthew B. Taladay, Esquire
Hanak, Guido, and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



John M. Daley, Esquire
Attorney for Plaintiffs

CA

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

EDWARD L. MYERS and
LISA MARIE MYERS,
Plaintiffs

v.

JAMIE LYNN BRANSTETTER

NO. 02-905-CD

FILED

01/11:30/01
APR 25 2005

William A. Shaw
Prothonotary/Clerk of Courts

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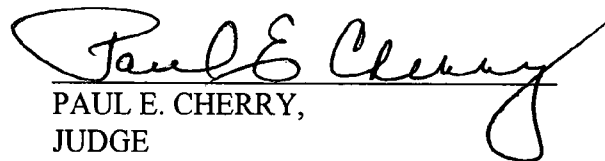
ORDER

AND NOW, this 21st day of April, 2005, following Pre-Trial Conference, it is the ORDER of this Court as follows:

1. Jury Selection in this matter is scheduled for May 3, 2005, beginning at 9:00 o'clock A.M. in Courtroom No. 2 of the Clearfield County Courthouse, Clearfield, Pennsylvania.
2. Trial in this matter is scheduled for July 6, 7, 8, 2005, beginning at 9:00 o'clock A.M. in Courtroom No. 2 of the Clearfield County Courthouse, Clearfield, Pennsylvania.
3. The deadline for providing any and all outstanding discovery shall be by and no later than thirty (30) days from this date.
4. Counsel for the parties, if they so desire, may submit a Trial Brief to the Court no more than thirty (30) days prior to the commencement of trial.
5. The deadline for submitting any and all Motions shall be by and no later than thirty (30) days prior to the commencement of trial.
6. Points for Charge shall be submitted to the Court by and no later than fifteen (15) days prior to the commencement of trial.

7. Proposed Verdict Slip shall be submitted to the Court by and no later than fifteen (15) days prior to the commencement of trial.
8. The parties shall mark all exhibits for trial prior to trial to speed introduction of exhibits.

BY THE COURT,


PAUL E. CHERRY,
JUDGE

CA

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

EDWARD L. MYERS and
LISA MARIE MYERS,
Plaintiffs

: NO. 02-905-CD
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:
:

v.

JAMIE LYNN BRANSTETTER

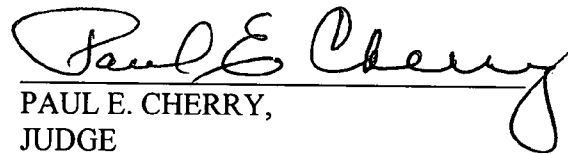
FILED

2cc
APR 25 2005
11:30 AM
Daley
Talea
William A. Shaw
Prothonotary/Clerk of Courts

ORDER

AND NOW, this 22nd day of April, 2005, the Court having been advised by John M. Daley, Esquire, attorney for Plaintiffs, that this matter has been settled, it is the ORDER of this Court that John M. Daley, Esquire, attorney for Plaintiffs, shall file a Praecipe to mark this matter as settled and discontinued within fifteen (15) days of this date.

BY THE COURT,


PAUL E. CHERRY,
JUDGE

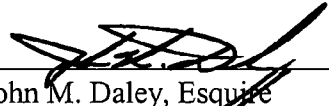
02-905-CD

CA

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of April, 2005, a true and correct copy of the within *Pretrial Memorandum* was served on the following counsel of record for the Defendant via regular U.S. First-Class Mail, postage prepaid:

Matthew B. Taladay, Esquire
HANAK, GUIDO & TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

64
FILED

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APR 18 2005

William A. Shaw
Prothonotary/Clerk of Courts

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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

-VS-

JAMIE LYNN BRANSTETTER,

Defendant.

JURY TRIAL DEMANDED

Case No. 02-905-CD

Type of Document:

PRETRIAL MEMORANDUM

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

John M. Daley, Esquire
Pa. I.D. #63279

BRENNAN, ROBINS & DALEY, P.C.
Firm #038
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322
(412) 281-0776, Extension 1303
(412) 281-2180 (Fax)

RECEIVED

APR 18 2005

COURT ADMINISTRATOR'S
OFFICE

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

EDWARD L. MYERS and LISA MARIE
MYERS, his wife,

Plaintiffs,

-vs-

JAMIE LYNN BRANSTETTER,

Defendant.

JURY TRIAL DEMANDED

Case No. 02-905-CD

Type of Document:

PRAECIPE TO SETTLE & DISCONTINUE

Filed on Behalf of:

Plaintiffs

Counsel of Record for this Party:

John M. Daley, Esquire
Pa. I.D. #63279

BRENNAN, ROBINS & DALEY, P.C.
Firm #038
Fort Pitt Commons, Suite 500
445 Fort Pitt Boulevard
Pittsburgh, PA 15219-1322
(412) 281-0776, Extension 1303
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
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EDWARD L. MYERS and LISA MARIE
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JAMIE LYNN BRANSTETTER,

Defendant.


Case No. 02-905-CD

JURY TRIAL DEMANDED

PRAECIPE TO SETTLE & DISCONTINUE

TO: The Prothonotary

Kindly mark the above-captioned matter "settled and discontinued."


John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

*Sworn to and subscribed
before me on this 5th day
of May, 2005*

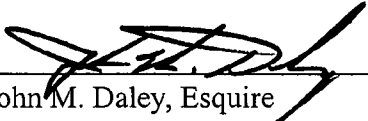

NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Diana M. Roth, Notary Public
Mt. Lebanon Twp., Allegheny County
My Commission Expires July 15, 2008
Member, Pennsylvania Association of Notaries

CERTIFICATE OF SERVICE

I hereby certify that on this 5~~th~~ day of May, 2005, a true and correct copy of the within *Praecipe to Settle & Discontinue* was served on the following counsel of record for the Defendant via regular U.S. First-Class Mail, postage prepaid:

Matthew B. Taladay, Esquire
HANAK, GUIDO & TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



John M. Daley, Esquire
BRENNAN, ROBINS & DALEY, P.C.
Attorneys for Plaintiffs

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Edward L. Myers
Lisa Marie Myers

Vs.
Jamie Lynn Branstetter

No. 2002-00905-CD

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 May 10, 2005, marked:

Settled and Discontinued

Record costs in the sum of \$80.00 have been paid in full by Brennan, Robins & Daley, P.C.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 10th day of May A.D. 2005.

William A. Shaw, Prothonotary

COPY