

02-958-CD

Norman Schaffer vs Loretta Snyder

02

02-958-J
NORMAN SCHAFER -vs- LORETTA SNYDER

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

NORMAN SCHAFFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

:
:
: No. 02-652-CD
: No. 02-958-CD
:
:

ORDER

NOW THIS 1st day of October, 2002, upon Joint Motion for Consolidation, it is hereby ORDERED that cases filed to Civil Division No. 02-652-CD and Civil Division No. 02-958-CD shall be consolidated and all further pleadings shall be filed to Civil Division No. 02-652-CD.

BY THE COURT

Judge

FILED

OCT 01 2002

William A. Shaw
Prothonotary

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FILED

300

01/17/54-81
JUN 17 2002

Atty Kubista

Atty J. 80.00

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William A. Shaw
Prothonotary

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

NORMAN SCHAFFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

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No. 02- 958 -CD

COMPLAINT

Filed on behalf of
Plaintiff

Kimberly M. Kubista
PA ID #52782
BELIN & KUBISTA
15 North Front Street
Clearfield, PA 16830
(814) 765-8972

FILED

JUN 17 2002

William A. Shaw
Prothonotary

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

NORMAN SCHAFFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

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No. 02- -CD

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 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
Market & Second Street
Clearfield, PA 16830
(814) 765-2641, ext. 1300

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

NORMAN SCHAFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

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No. 02- -CD

COMPLAINT

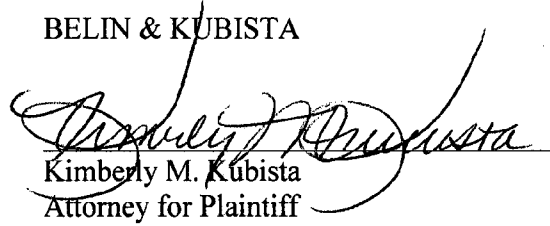
NOW COMES, the Plaintiff, Norman Schaffer, by and through his attorneys, Belin & Kubista, and sets forth the following Complaint and would aver as follows:

1. That Plaintiff is Norman Schaffer, an adult individual currently residing at 208 Reynolds Avenue, DuBois, Clearfield County, Pennsylvania.
2. That Defendant is Loretta Snyder, an adult individual, currently residing at 37 Overlook Drive, DuBois, Clearfield County, Pennsylvania.
3. That Plaintiff proposed to the Defendant in May or June of 1993 at the Thunderbird located in Reynoldsville, Pennsylvania.
4. On or about May or June 1993, Defendant received from Plaintiff a diamond engagement ring and the parties became engaged to be married.
5. The said diamond ring and wraps are more fully described in a receipt attached hereto as Exhibit "A" and incorporated herein by reference as though set forth in full.
6. It is believed by Plaintiff and therefore averred that the diamond ring is in the possession of the Defendant.
7. Subsequent to the parties becoming engaged, the Defendant broke the engagement on or about August 15, 2001.

8. That despite repeated requests, the Defendant refuses to return possession of the ring and wraps to Plaintiff.

WHEREFORE, Plaintiff requests Your Honorable Court to enter an Order granting Plaintiff ownership and possession of the ring.

BELIN & KUBISTA

A handwritten signature in cursive script, appearing to read "Kimberly M. Kubista", is written over a horizontal line. The signature is fluid and stylized, with a large loop at the end.

Kimberly M. Kubista
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA:

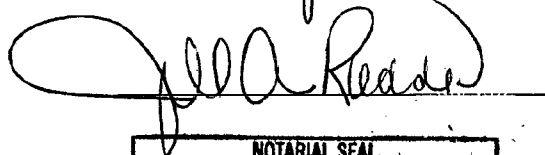
COUNTY OF CLEARFIELD

: SS
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Before me, the undersigned Officer, personally appeared NORMAN SCHAFFER, who being duly sworn according to law, deposes and states that the facts set forth in the foregoing COMPLAINT are true and correct to the best of his knowledge, information and belief.


NORMAN SCHAFFER

SWORN and SUBSCRIBED before me this 13th day of June, 2002.





"Your Memories Start Here"

46 W. Long Avenue
DUBOIS, PA 15801
(814) 371-2787

CUSTOMER'S ORDER NO.	PHONE	DATE
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NAME _____

ADDRESS

SOLD BY	CASH	C.O.D.	CHARGE	ON ACCT.	MDSE. RET'D.	PAID OUT	
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QTY.	DESCRIPTION	PRICE	AMOUNT
	Diamond Engagement Ring		
	with a wrap on each side		
1 ct.	Center Dia.		
	With Diamonds on each wrap	Total	
1 ct.			\$8,400.00

EXHIBIT

A

Month Will Be
ter 90 Days.

TAX

TOTAL

NEBS MUST be accompanied by this bill.
To Reorder:
 1-800-6380 or nebs.com

THANK YOU

533

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

NORMAN SCHAFFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

No. 02-958 -CD

ACCEPTANCE OF SERVICE

Filed on behalf of
Plaintiff

Kimberly M. Kubista
PA ID #52782
BELIN & KUBISTA
15 North Front Street
Clearfield, PA 16830
(814) 765-8972

FILED

JUN 27 2002

013:19/11ccatty kubista
William A. Shaw
Prothonotary

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

NORMAN SCHAFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

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No. 02-958-CD

ACCEPTANCE OF SERVICE

I accept service of the Complaint in the above referenced case on behalf of the
Defendant.

HANAK, GUIDO & TALADAY


Robert Hanak, Esquire

Date: June 25, 2002

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

NORMAN SCHAFFER,
Plaintiff

vs.

LORETTA SNYDER,
Defendant

CIVIL DIVISION

No. 02-953-CD

Type of pleading

ANSWER AND NEW MATTER

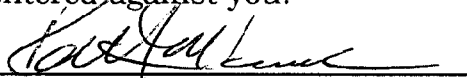
Filed on behalf of:

DEFENDANT

Counsel of record for
this party:

Robert M. Hanak
Supreme Court No. 05911
Hanak, Guido and Taladay
498 Jeffers St., P. O. Box 487
DuBois, PA 15801

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



FILED

AUG 06 2002

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William A. Shaw
Prothonotary

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

NORMAN SCHAFFER,
Plaintiff

vs.

No. 02-958-CD

LORETTA SNYDER,
Defendant

ANSWER

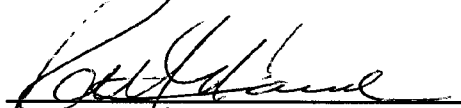
AND NOW, comes the Defendant, Loretta Snyder, and by her Attorneys, Hanak, Guido and Taladay, sets forth her Answer to the Complaint as follows:

1. Admitted.
2. Admitted.
3. It is denied that Plaintiff proposed to the Defendant in May or June of 1993. To the contrary, at no time was there a proposal of an intended marriage.
4. Admitted in part and denied in part. It is admitted the Defendant received a ring from Plaintiff, however, it is denied that such ring was a ring to affirm an engagement to be married. To the contrary, at no time did the parties contemplate marriage.
5. Admitted.
6. Admitted.
7. It is denied that the parties broke an engagement on or about August 15, 2001. To the contrary, the parties were never engaged to be married.

CERTIFICATE OF SERVICE

I certify that on the 5th day of August, 2002, a true and correct copy of the ANSWER AND NEW MATTER was sent via first class mail, postage prepaid, to the following:

Kimberly M. Kubista, Esq.
Belin & Kubista
15 N. Front St.
P. O. Box 1
Clearfield, PA 16830


Robert M. Hanak
Attorney for Defendant

FILED

AUG 06 2002

William A. Shaw
Prothonotary

FILED

AUG 12 2002

William A. Shaw
Prothonotary

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

NORMAN SCHAFFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

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No. 02-958-CD

ANSWER TO NEW MATTER

File on behalf of

Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

AUG 12 2002

0/2145/4
William A. Shaw
Prothonotary

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

NORMAN SCHAFFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

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No. 02-958-CD

ANSWER TO NEW MATTER

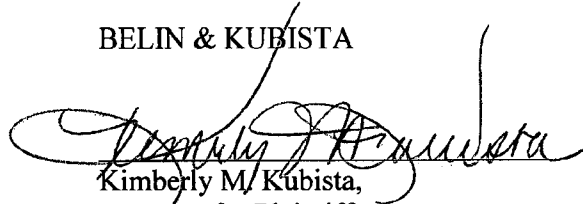
NOW COMES the Plaintiff, NORMAN SCHAFFER, by and through his attorneys, Belin & Kubista, and sets forth the following Answer to New Matter:

9. Paragraph 9 is denied as the parties were in fact contemplating marriage.

10. Paragraph 10 is denied. It is denied that the ring was a gift from Plaintiff to Defendant without condition or contingencies and without any type of resource.

WHEREFORE, Plaintiff requests Your Honorable Court to enter judgment in his favor.

BELIN & KUBISTA




Kimberly M. Kubista,
Attorney for Plaintiff

I verify that the statements made in this Answer to New Matter are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.

Section 4904, relating to unsworn falsification to authorities.

Date

8/12/02


Norman Schaffer

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

NORMAN SCHAFER,
Plaintiff

vi.

LORETTA SNYDER,
Defendant

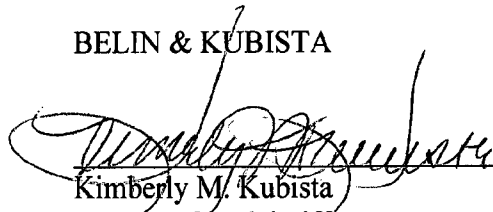
No. 02-958-CD

CERTIFICATE OF SERVICE

This is to certify that I have served a true and correct copy of Answer to New
Matter in the above captioned matter on the following party by first-class, postage prepaid mail
on the 12th day of August, 2002:

Robert M. Hanak, Esquire
Hanak, Guido & Taladay
498 Jeffers Street
DuBois, PA 15801

BELIN & KUBISTA


Kimberly M. Kubista
Attorney for Plaintiff

FILED 300
01/01/24
SEP 27 2002
Amy Kubista

William A. Shaw
Prothonotary

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

NORMAN SCHAFFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

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No. 02-652-CD
No. 02-958-CD ~~4~~

**JOINT MOTION FOR
CONSOLIDATION**

Filed on behalf of

Plaintiff and Defendant

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

Robert Hanak, Esquire
Pa. I.D. 05911

HANAK, GUIDO & TALADAY
498 Jeffers Street
DuBois, PA 15801
(814) 371-7768

FILED

SEP 27 2002

William A. Shaw
Prothonotary

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

NORMAN SCHAFER,
Plaintiff

v.

LORETTA SNYDER,
Defendant

:
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: No. 02-652-CD
: No. 02-958-CD
:
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ORDER

NOW THIS 1st day of October, 2002, upon Joint Motion for Consolidation, it is hereby ORDERED that cases filed to Civil Division No. 02-652-CD and Civil Division No. 02-958-CD shall be consolidated and all further pleadings shall be filed to Civil Division No. 02-652-CD.

BY THE COURT



Judge

FILED

OCT 01 2002

William A. Shaw
Prothonotary

FILED

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OCT 01 2002

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William A. Shaw
Prothonotary

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

NORMAN SCHAFFER,	:	
Plaintiff	:	
	:	No. 02-652-CD
v.	:	No. 02-958-CD
	:	
LORETTA SNYDER,	:	
Defendant	:	

JOINT MOTION FOR CONSOLIDATION

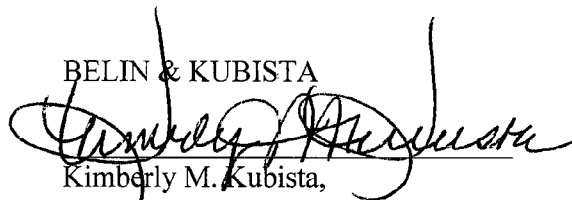
NOW COMES Kimberly M. Kubista, counsel for Plaintiff, NORMAN SCHAFFER, and Robert Harak, counsel for Defendant, Loretta Snyder, and sets forth the following Joint Motion for Consolidation:

1. That Plaintiff filed a Complaint for Declaratory Judgment on April 24, 2002 to Civil Division No. 02-652-CD and thereafter, Defendant filed an Answer on or about May 30, 2002.
2. That Plaintiff filed a Civil Complaint on June 17, 2002 to Civil Division No. 02-958-CD and thereafter, Defendant filed an Answer on or about August 5, 2002.
3. That counsel for Plaintiff and Defendant wish to consolidate both cases.

WHEREFORE, counsel for Plaintiff and Defendant requests Your Honorable


Court to consolidate the cases filed to Civil Division No. 02-652-CD and Civil Division No. 02-958-CD.

BELIN & KUBISTA



Kimberly M. Kubista,
Attorney for Plaintiff

HANAK, GUIDO & TALADAY



Robert Hanak
Attorney for Defendant