

02-958-CD
Norman Schaffer vs Loretta Snyder

02

02-958-JD
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

ES
RJD

William A. Shaw
Prothonotary

FILED *cc*
Jun 17 2002 Atty Kubista
William A. Shaw Atty fee \$0.00
Prothonotary

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

NORMAN SCHAFER,
Plaintiff

v.

No. 02- 958 -CD

LORETTA SNYDER,
Defendant

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 SCHAFER,
Plaintiff

v. : No. 02- : -CD

LORETTA SNYDER,
Defendant

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 SCHAFFER,
Plaintiff

v. : No. 02- -CD

LORETTA SNYDER,
Defendant

COMPLAINT

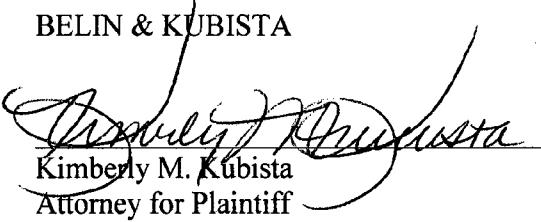
NOW COMES, the Plaintiff, Norman Schaffer, by and through his attorneys, Belin & Kubista, and sets forth the following Complaint and would aver as follows:

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


Kimberly M. Kubista
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA:

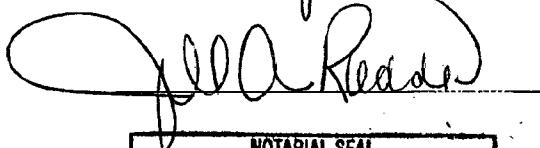
: ss

COUNTY OF CLEARFIELD

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.


Jill A. Redden



BEN ROSSI JEWELERS

“Your Memories Start Here”

46 W. Long Avenue

DUBOIS, PA 15801

(814) 371-2787

CUSTOMER'S ORDER NO.

PHONE

DATE

NAME

Horn Shaffer

ADDRESS

— 60 —

SOLD BY

CASE

CHARGE ON

DO OUT

282

| QTY. | DESCRIPTION | PRICE | AMOUNT |
|-------|---|-------|--------|
| | Diamond Engagement Ring with a Wrap on each side. 1 ct. Center Dk. With Diamonds on each wrap Total. | | |
| 1 ct. | | * | |
| | | \$87 | 400.00 |

| | | | | | |
|-------------|----------|---------|---------------------------------|-----|-------|
| RECEIVED BY | RECEIVED | EXHIBIT | Month Will Be After 90 Days. | TAX | TOTAL |
| RECEIVED | RECEIVED | A | | | |

EXHIBIT

Month Will Be
ter 90 Days.

TAX

TOTAL

531

is MUST be accompanied by this bill.

To Reorder:
800-225-6380 or nebs.com

THANK YOU



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

NORMAN SCHAFER,
Plaintiff

v. : No. 02-958 -CD

LORETTA SNYDER,
Defendant

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

013:19/1ccatty kubista
William A. Shaw
Prothonotary
EFK

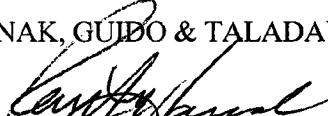
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

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

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. 02-958-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.

Robert M. Hanak

FILED

AUG 06 2002
M 10:44 AM '02

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 SCHAFER,
Plaintiff

v.

No. 02-958-CD

LORETTA SNYDER,
Defendant

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
0/2-45/4
William A. Shaw
Prothonotary

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

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

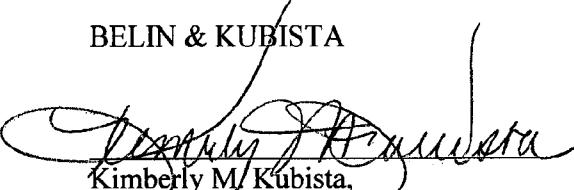
ANSWER TO NEW MATTER

NOW COMES the Plaintiff, NORMAN SCHAFER, 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.

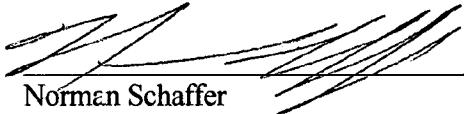
WHEREFORE, Plaintiff requests Your Honorable Court to enter judgment in his favor.

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.

8/12/02
Date


Norman Schaffer

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

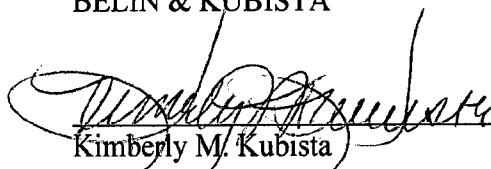
NORMAN SCHAFER, :
Plaintiff :
: :
vi. : No. 02-958-CD
: :
LORETTA SNYDER, :
Defendant :
:

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 *3cc*
Oct 24 2002
SAC 27 2002
Amy Kubista

William A. Shaw
Prothonotary

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

NORMAN SCHAFER,
Plaintiff
v.
LORETTA SNYDER,
Defendant

No. 02-652-CD
No. 02-958-CD ✓

**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

FILED

SEP 27 2002

William A. Shaw
Prothonotary

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

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 :
:

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

3cc

06/9/02
06/1/2002

Attn: Ally Kebisha

ER
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

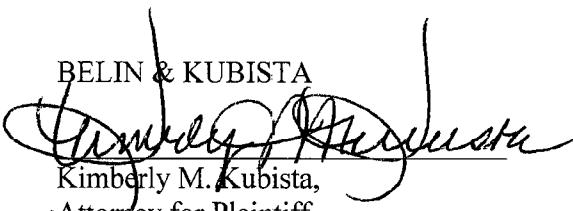
NOW COMES Kimberly M. Kubista, counsel for Plaintiff, NORMAN SCHAFFER, and Robert Hanak, counsel for Defendant, Loretta Snyder, and sets forth the following Joint Motion for Consolidation:

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.

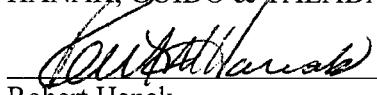
WHEREFORE, counsel for Plaintiff and Defendant requests Your Honorable

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