

02-1219-CD  
COMM. OF PA. -VS- ONE (1) '95 GMC LT. DUTY SUBURBAN  
VIN: 1GKEC16KXSJ750227

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA  
Plaintiff

V.

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN,  
VIN: 1GKEC16KXSJ750227

Defendant

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2002-1219-CD

FILED

AUG 06 2002

PETITION FOR FORFEITURE AND CONDEMNATION

William A. Shaw  
Prothonotary

COMES NOW, the Attorney General of the Commonwealth of Pennsylvania, D.  
Michael Fisher, by and through Doreena Craig Sloan, Deputy Attorney General,  
pursuant to and under authority of the provisions of the Judicial Code, Chapter 68,  
Controlled Substances Forfeitures Act, 42 Pennsylvania C.S.A. 6801 et seq.  
(hereinafter referred to as "Act") and petitions this Honorable Court setting forth a right  
of possession in and requesting an Order of Forfeiture for One (1) 1995 GMC Light  
Duty Suburban, VIN: 1GKEC16KXSJ750227, and in support thereof avers as follows:

1. Your Affiant is Trooper Janet O. Formichella of the Pennsylvania State Police.
2. The defendant/property is One (1) 1995 GMC Light Duty Suburban, VIN: 1GKEC16KXSJ750227, seized by the Commonwealth, pursuant to the "Act."
3. The defendant/property was seized at or about 4:40 p.m. on or about Wednesday, January 23, 2002.
4. The defendant/property was seized at Shawn's Towing, Rt. 879, P.O. Box 91, Shawville, Clearfield County, Pennsylvania.

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA  
Plaintiff

V.

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN,  
VIN: 1GKEC16KXSJ750227

Defendant

02-12-19-00

RULE TO SHOW CAUSE

AND NOW, this 8<sup>th</sup> day of August, 2002, a rule is issued

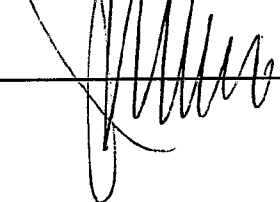
upon Rosalyn Wade and Robert Copeland Comrie, owners and/or possessors of the  
within defendant/property, to show cause why the prayer and order of the attached  
Petition for Forfeiture and Condemnation should not be granted.

Rule returnable, for the purpose of filing an Answer only, within thirty (30) days  
from the date of service of the attached Petition upon Rosalyn Wade and Robert  
Copeland Comrie, owners and/or possessors.

Failure to Answer this Petition within 30 days of service hereof will result in an  
Order of Forfeiture being entered against said property, any law or rule of Court to the  
contrary notwithstanding.

Notice shall be given in accordance with law.

BY THE COURT:

  
J.

PLEASE RETURN A COPY OF THE  
SIGNED RULE AND PETITION TO  
THE OFFICE OF ATTORNEY GENERAL

FILED

AUG 8 2002  
0111:39/3ccatty Sloan  
William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA  
Plaintiff

V.

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN,  
VIN: 1GKEC16KXSJ750227

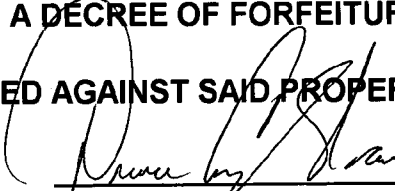
Defendant

02-1219-CO

To: Robert Copeland Comrie  
c/o Clearfield County Jail  
410 21<sup>st</sup> Street  
Clearfield, PA 16830  
or  
3530 Pinoak  
Lorain, Ohio 44035

NOTICE TO ANSWER PETITION FOR  
FORFEITURE AND CONDEMNATION

TO THE CLAIMANT OF WITHIN DESCRIBED PROPERTY: YOU ARE  
REQUIRED TO FILE AN ANSWER TO THIS PETITION, SETTING FORTH YOUR  
TITLE IN, AND RIGHT TO POSSESSION OF, SAID PROPERTY WITHIN THIRTY (30)  
DAYS FROM THE SERVICE HEREOF, AND YOU ARE ALSO NOTIFIED THAT, IF  
YOU FAIL TO FILE SAID ANSWER, A DECREE OF FORFEITURE AND  
CONDEMNATION WILL BE ENTERED AGAINST SAID PROPERTY.

  
Doreena Craig Sloan  
Deputy Attorney General  
Attorney ID #44880  
Office of Attorney General  
16<sup>th</sup> Floor Strawberry Square  
Harrisburg, PA 17120  
(717) 787-9759

FILED

AUG 06 2002

William A. Shaw  
Prothonotary



IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA  
Plaintiff

V.

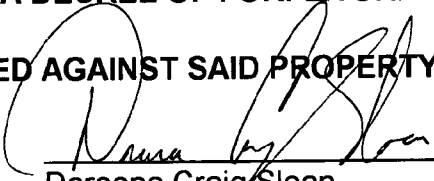
ONE (1) 1995 GMC LIGHT DUTY SUBURBAN,  
VIN: 1GKEC16KXSJ750227

Defendant

To: Rosalyn Wade  
352 8<sup>th</sup> Street  
Elyria, Ohio 44035

**NOTICE TO ANSWER PETITION FOR  
FORFEITURE AND CONDEMNATION**

TO THE CLAIMANT OF WITHIN DESCRIBED PROPERTY: YOU ARE  
REQUIRED TO FILE AN ANSWER TO THIS PETITION, SETTING FORTH YOUR  
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Doreena Craig Sloan  
Deputy Attorney General  
Attorney ID #44880  
Office of Attorney General  
16<sup>th</sup> Floor Strawberry Square  
Harrisburg, PA 17120  
(717) 787-9759

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA  
Plaintiff

V.

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN,  
VIN: 1GKEC16KXSJ750227

Defendant

2002-1219-CD

**PETITION FOR FORFEITURE AND CONDEMNATION**

COMES NOW, the Attorney General of the Commonwealth of Pennsylvania, D. Michael Fisher, by and through Doreena Craig Sloan, Deputy Attorney General, pursuant to and under authority of the provisions of the Judicial Code, Chapter 68, Controlled Substances Forfeitures Act, 42 Pennsylvania C.S.A. 6801 et seq. (hereinafter referred to as "Act") and petitions this Honorable Court setting forth a right of possession in and requesting an Order of Forfeiture for One (1) 1995 GMC Light Duty Suburban, VIN: 1GKEC16KXSJ750227, and in support thereof avers as follows:

1. Your Affiant is Trooper Janet O. Formichella of the Pennsylvania State Police.
2. The defendant/property is One (1) 1995 GMC Light Duty Suburban, VIN: 1GKEC16KXSJ750227, seized by the Commonwealth, pursuant to the "Act."
3. The defendant/property was seized at or about 4:40 p.m. on or about Wednesday, January 23, 2002.
4. The defendant/property was seized at Shawn's Towing, Rt. 879, P.O. Box 91, Shawville, Clearfield County, Pennsylvania.

5a. The registered owner of the defendant/property based upon all information currently available is Rosalyn Wade, 352 8<sup>th</sup> Street, Elyria, Ohio.

5b. The actual owner of the defendant/property based upon all information currently available is Robert Copeland Comrie, 3530 Pinoak, Loraine, Ohio.

6. At the time of seizure, on the date and at the place of seizure, hereinbefore mentioned, the defendant/property was in the possession of Robert Copeland Comrie, 3530 Pinoak, Lorain, Ohio.

7. The defendant/property is subject to forfeiture and condemnation and no legal right, title or interest exists in it by any owners or possessors of it pursuant to Section 6801(a) of the "Act," 42 Pennsylvania C.S.A. Section 6801, (Relating to loss of property rights to the Commonwealth), based upon the following averment of material facts:

A. On January 19, 2002, at approximately 10:46, Robert Copeland Comrie and his sister, Donna Marie Comrie, were traveling on SR 80 when they were involved in a single car collision of his red 1995 GMC Light Duty Suburban, bearing Ohio registration AB78BT. The accident occurred at mile marker 110 ½ westbound on SR 80, Pine Township, Clearfield County, Pennsylvania. The vehicle's registered owner is one Rosalyn Wade, 351 8<sup>th</sup> Street, Elyria, Ohio.

B. A short time later, Trooper Jeffrey Fenton arrived to investigate the collision. Shawn Owens, owner of "Shawn's Towing" was notified to assist with towing service. Owens arrived and determined that

the vehicle had two flat tires and advised Comrie that the vehicle would not be repaired until Monday, January 21, 2002.

- C. Owens informed them that the most inexpensive place to stay for a day or two was the Super 8 Motel and offered to transport them to the motel. After transporting Comrie and his sister to the motel, he proceeded to tow the vehicle back to his garage.
- D. A check with NCIC revealed that Robert Copeland Comrie was wanted by The Bureau of Alcohol, Tobacco and Firearms in Ohio for firearms violations. Troopers proceeded to the Super 8 Motel to arrest Comrie.
- E. Upon their arrival at the Super 8 Motel, officers learned that the Comrie's were checked into room #205. The officers went to Room #205 and observed a white towel rolled and placed under the bottom edge of the door.
- F. Trooper Fenton knocked on the door which was answered by Donna Marie Comrie. He informed her that they were there for her brother, Robert Copeland Comrie who was then placed under arrest.
- G. Trooper Fenton informed Trooper Leigh Barrows of the events. Once they entered the room, they Noticed that the Comrie's had at least four (4) bags of luggage in their room and that Comrie had left the shower running in the bathroom.
- H. In an interview after being Mirandized,, Comrie informed officers



that he and his sister, Donna Marie Comrie, were in the Pocono's visiting a friend for a baby shower for one day. Comrie stated that they were returning to Ohio.

- I. In an interview with Donna Marie Comrie, she related that her brother was visiting her family in New York for a week or two and that she was going to Ohio with him. She stated that she was approved for "Section 8 housing" and her brother was going to help her find a place to live in Ohio. She denied knowing that Robert Comrie was wanted by the ATF.
- J. Trooper Barrows then asked Donna Comrie for consent to search the room and her possessions. Donna Comrie consented and signed a Waiver of Rights and Consent to Search Form.
- K. During the search of Room 205, Super 8 Motel and the Comrie's belongings, Pennsylvania State Police K-9 "Brenda" gave a positive indication that an odor of a controlled substance emitted from a black suitcase that was inside the room. During the search of the room, officers found and seized a small plastic bag of suspected marijuana and a metal pipe packed with suspected marijuana inside a shaving bag inside the black suitcase. Donna Comrie stated that the substance belonged to her brother, Robert Comrie.
- L. During the course of the investigation, Trooper Barrows interviewed Shawn Owens, who had towed the vehicle to his

garage in Shawville, Pennsylvania. Owens stated that he had received phone calls from Donna Marie Comrie and another anonymous caller regarding the accident.

- M. Owens stated that the Comries did not ask where the vehicle was being stored. Owens stated that after Trooper Fenton had departed the scene Donna Marie Comrie and Robert Comrie entered the tow truck.
- N. Owens said that he observed fresh footprints in the snow leading into the woods along SR 80. He had not observed any other person(s) in the surrounding area at that time.
- O. Later that night, Trooper Barrows and other officers accompanied Owens to the collision scene. They observed footprints in the snow, as Owens had described, which were still visible from the scene of the collision leading into the wooded area approximately 100 yards north of SR 80.
- P. Officers followed the footprints into the wooded area and located a blue suitcase. K-9 "Brenda" was brought to the scene and gave a positive indication that an odor of a controlled substance was emitting from the suitcase.
- Q. Officers opened the suitcase and observed two (2) large bundles wrapped with clear plastic inside along with clothes and other items. The bags contained a total of approximately fifty (50) pounds of suspected marijuana. Field tests yielded positive results

for the presence of marijuana.

- R. Trooper Brett Hanlon then cut open one of the bundles and observed a green leafy substance suspected to be marijuana.
- S. Officers then proceeded to the Super 8 Motel where Donna Marie Comrie was waiting for a ride to Ohio. She was placed under arrest, advised of her Miranda Rights, and transported to the Pennsylvania State Police Barracks, Clearfield Station.
- T. At Pennsylvania State Police Clearfield Station, Donna was again advised of her Miranda Rights and she signed a Waiver of Rights form. She then related that her brother, Robert Copeland Comrie, had taken the blue suitcase from the rear of the GMC Suburban and placed it in the wooded area immediately after the collision.
- U. On January 21, 2002, Trooper Barrows interviewed Robert Comrie at the Clearfield County jail. Trooper Barrows asked Comrie about the ownership of the vehicle. Comrie said that the vehicle belonged to his father's cousin's wife. He stated that the cousin's name was Kevin Wade but he did not know the telephone number for his father or the owner of the vehicle. Comrie stated that his father lives in Washington state and that he was on his way home from his cousin's funeral in New York.
- V. When Trooper Barrows interviewed Donna Comrie that same day, she stated that she did not know of any funeral occurring within the family, and provided Trooper Barrows with the telephone number

for her father. She also stated that her father, Copeland Comrie, lives in Georgia.

- W. Trooper Barrows called the telephone number of Copeland Comrie and was informed that he was the father of Robert and Donna Comrie, and that he resided in Limburn, Georgia.
- X. Trooper Barrows then asked him if he knew the registered owner of the vehicle, Rosalyn Wade. Copeland Comrie stated that he does not know anyone by that name. When asked if he has a cousin named Kevin Wade, Mr. Comrie replied that he did not recall any relative by that name.
- Y. During this investigation, Trooper Hanlon provided a recorded video tape of a traffic stop made on December 11, 2001. Trooper Hanlon advised that the stop was made on the same vehicle traveling west on SR 80 at mile marker 45, Richland Township, Clarion County, Pennsylvania, for a traffic violation. He stated that in that incident, the operator of the vehicle was Rohan Stevens and that Robert Copeland Comrie was a passenger. Trooper Hanlon also stated that at that time Comrie was sweating excessively. Trooper Hanlon had been told that Stevens and Comrie were returning to Ohio from New York where they had purchased clothing for their business. Trooper Hanlon observed several air fresheners inside the vehicle along with cell phones and beepers. When asked for consent to search the vehicle, Comrie gave

consent.

- Z. During that vehicle search, K-9 "Brenda" gave a positive indication of an odor of a controlled substance emitting from a black suitcase owned by Comrie. Upon opening the suitcase, officers observed five (5) dryer sheets, a loaded shotgun shell and \$950.00 U.S. Currency in a bag, which he admitted belonged to him.
- AA. On January 23, 2002, a search warrant was obtained and executed on the 1995 GMC Suburban, at the garage at Pennsylvania State Police Clearfield Station. Discovered and seized from the back seat was marijuana residue consisting of a couple of seeds and small stems. The rear cargo area contained scattered marijuana debris on the carpet, consisting of a large marijuana stem approximately 4 inches long and a couple of seeds.
- BB. Also during the search, officers discovered that the head rest on the rear passenger seat had been modified. The foam had been hollowed out in a manner to conceal contraband or a small handgun. Nothing belonging to the registered owner was found in the car.
- CC. Contact was made with the Elyria, Ohio Narcotics Unit who advised that Robert Copeland Comrie is known as "Wicked" on the streets in Elyria and the surrounding area and is a well known drug dealer and one of the biggest suppliers within that area. Additionally, Comrie was known to always have a firearm in his possession.

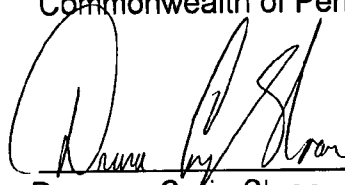
8. The defendant/property, One (1) 1995 GMC Light Duty Suburban, VIN: 1GKEC16KXSJ750227, is a conveyance which was used, or was intended for use, to transport, or in any manner to facilitate the transportation, sale, receipt, possession or concealment of drug paraphernalia, controlled substances, or other drugs which have been manufactured, distributed, dispensed or acquired in violation of the Controlled Substance, Drug, Device and Cosmetic Act.

WHEREFORE, the Commonwealth through the Attorney General prays this Honorable Court to issue an Order that the One (1) 1995 GMC Light Duty Suburban, VIN: 1GKEC16KXSJ750227, defendant/property be condemned and adjudged forfeited to the Commonwealth and that all right, title or interest in the defendant/property, except that vested in the Office of Attorney General, Commonwealth of Pennsylvania, be declared null and void and that the property be used or disposed of in accordance with law.

Respectfully submitted,

D. Michael Fisher  
Attorney General of the  
Commonwealth of Pennsylvania

BY:

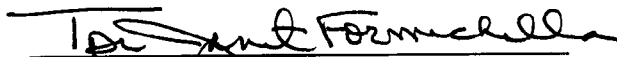


Doreena Craig Sloan  
Deputy Attorney General  
Attorney ID# 44880

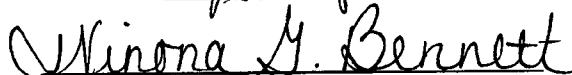
COMMONWEALTH OF PENNSYLVANIA :  
: SS:  
COUNTY OF :

**AFFIDAVIT**

Personally appeared before me a Notary Public in and for the said  
Commonwealth and County, Trooper Janet O. Formichella, who being duly sworn  
according to law, deposes and says that she is a trooper with the Pennsylvania State  
Police, and states that the facts averred in the foregoing petition are true and correct to  
the best of her personal knowledge or information and belief.

  
Trooper Janet O. Formichella

SWORN TO AND SUBSCRIBED  
BEFORE ME THIS 14th  
DAY OF July, 2002.

  
NOTARY PUBLIC

Notarial Seal  
Winona G. Bennett, Notary Public  
Lawrence Park Twp., Erie County  
My Commission Expires Aug. 27, 2005

FILED

AUG 06 2002

17/12:52/ atty Sloan pd. \$80.00

William A. Shaw  
Prothonotary

3cc atty Sloan





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

**COMMONWEALTH OF PENNSYLVANIA**  
**Plaintiff**

**V.**

**ONE (1) 1995 GMC LIGHT DUTY SUBURBAN,**  
**VIN: 1GKEC16KXSJ750227**  
**Defendant**

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**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2001, upon consideration of the foregoing petition and after hearing, it is ORDERED and DECREED as follows:

The prayer of the Petition is granted.

All claims of right, title or interest of Rosalyn Wade and Robert C. Comrie, and any other claimant in the defendant/property are hereby declared to be terminated, revoked and rendered null and void. The One (1) 1995 GMC Light Duty Suburban, VIN: 1GKEC16KXSJ750227, is hereby condemned and forfeited to the Commonwealth of Pennsylvania, Office of Attorney General, pursuant to the Judicial Code, Chapter 68, Controlled Substances Forfeitures Act, 42 Pennsylvania C.S.A. Section 6801 et seq., for use or disposition in accordance with law.

The registration heretofore issued by the State of Ohio for said vehicle is hereby declared to be terminated and revoked and the Pennsylvania Department of Transportation is directed to reissue said registration in the name of the Pennsylvania Department of General Services for official use, sale or disposition by the Office of Attorney General.

BY THE COURT:

\_\_\_\_\_  
J.

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA,

v.

NO. 02-1219-CD

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN:  
VIN: 1GKEC16KXSJ750227

FILED

JAN 21 2003

MOTION FOR ORDER OF FORFEITURE

William A. Shaw  
Prothonotary

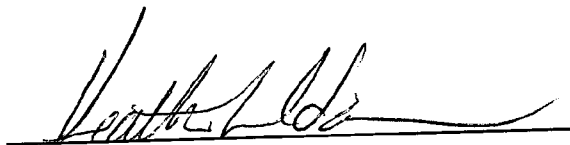
AND NOW, this 14<sup>th</sup> day of JANUARY, 2003, comes the Petitioner to the instant action, the Commonwealth of Pennsylvania, Office of Attorney General, by and through Heather L. Adams, Deputy Attorney General, and moves the Court for an Order of Forfeiture and Condemnation of One (1) 1995 GMC Suburban, VIN: 1GKEC16KXSJ750227, (hereinafter "defendant/property"), and in support thereof avers the following:

1. On or about January 23, 2002, the Commonwealth seized the defendant/property, through the Office of Attorney General as property subject to forfeiture under 42 Pa. C.S.A. Section 6801.
2. On or about August 8, 2002, the Commonwealth filed a Petition to Forfeit and Condemn the defendant/property.
3. All parties with an interest in the defendant/property were served pursuant to 42 Pa. C.S.A. Section 6802 as set forth in the appended Affidavits of Heather L. Adams, Deputy Attorney General, which Affidavits are appended hereto as Exhibit A and Exhibit B, and incorporated herein by reference.

4. The time for answering the Notice and Rule to Show Cause has expired with no answer to the Petition having been made by any claimant.

WHEREFORE, the Commonwealth asserts the truth of the averments in the petition filed in this matter and moves for an Order of Forfeiture to be entered condemning the defendant/property and forfeiting it to the Commonwealth of Pennsylvania, Office of Attorney General, for use as prescribed by law, 42 Pa. C.S.A. Section 6801.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Heather L. Adams", is written over a horizontal line.

Heather L. Adams  
Deputy Attorney General  
Attorney ID# 80604  
Office of Attorney General  
16<sup>th</sup> Floor Strawberry Square  
Harrisburg, PA 17120  
(717) 787-9579

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA,

V.

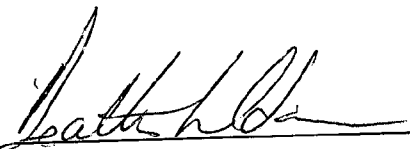
NO. 02-1219-CD

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN:  
VIN: 1GKEC16KXSJ750227

AFFIDAVIT

Heather L. Adams, Deputy Attorney General, being duly sworn according to law, deposes and says that she has caused to be served upon the following individual a Petition for Forfeiture and Condemnation, a copy of the Rule to Show Cause, docketed at No. 02-1219-CD, and a Notice to Answer Petition for Forfeiture:

Robert Copeland Comrie, by personal service, at the Clearfield County Prison, Clearfield, Pennsylvania, on October 8, 2002. (Exhibit A-1).

  
Heather L. Adams

SWORN TO AND SUBSCRIBED  
BEFORE ME THIS 14th  
DAY OF January 2003

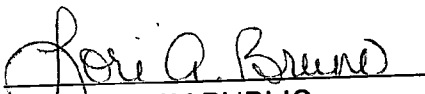
  
NOTARY PUBLIC

EXHIBIT A

NOTARIAL SEAL  
LORI A. BRUNO, Notary Public  
Harrisburg, PA Dauphin County  
My Commission Expires May 31, 2003

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA,

Plaintiff

v.

NO. 02-1219-CD

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN

Defendant

PERSONAL SERVICE CERTIFICATION

\*\*\*\*\* (If you were able to serve the claimant, please complete No. 1 below)

1. The undersigned certifies that (s)he personally served ROBERT COPELAND COMRIE with a true and correct copy of the above-captioned Petition for Forfeiture and Condemnation at CLEARFIELD COUNTY PRISON on 08 October, 2002 at 1142 a.m./p.m.  
(Address where served)

----- OR -----

\*\*\*\*\* (If you were NOT able to serve the claimant, please complete No. 2 below)

2. The undersigned certifies that (s)he DID NOT personally serve ROBERT COPELAND COMRIE with a true and correct copy of the above-captioned Petition for Forfeiture and Condemnation that claimant was not at this address at the time of attempted personal service, and that a copy of the Petition for Forfeiture and Condemnation was left at claimant's last known address at \_\_\_\_\_

(Address where Petition was left)

on \_\_\_\_\_, 2002, at \_\_\_\_\_ a.m./p.m.,

X \_\_\_\_\_  
Signature of Person Served

Indicate if Claimant refused to sign \_\_\_\_\_

\_\_\_\_\_  
NAME OF SERVER

V.O. BOLLIS, RUNY STANLEY, PA 15707  
ADDRESS

\_\_\_\_\_  
DATE

08 October 2002

\_\_\_\_\_  
DATE

SWORN TO AND SUBSCRIBED BEFORE ME  
THIS 9th DAY OF October, 2002.

\_\_\_\_\_  
NOTARY PUBLIC

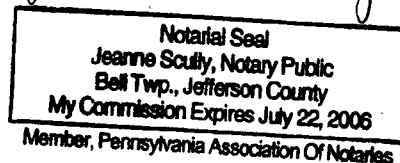


EXHIBIT A-1

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :

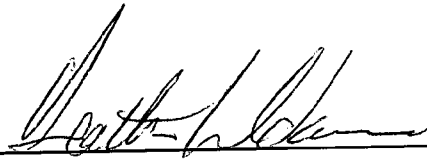
V. :

NO. 02-1219-CD

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN:  
VIN: 1GKEC16KXSJ750227

AFFIDAVIT

Heather L. Adams, Deputy Attorney General, deposes and says that because notification by certified mail (Exhibit B-1) and personal service (Exhibit B-2) were unsuccessful, notification of the Petition for Forfeiture of the defendant/property and Notice to file a claim for the said defendant/property was made by publication in The Progress, a newspaper of general circulation in the County of Clearfield, on December 2, 2002, and December 9, 2002, as shown on the copy of said publication (Exhibit B-3), and that said notification properly conforms to 42 Pa. C.S.A. Section 6802.

  
Heather L. Adams

SWORN TO AND SUBSCRIBED  
BEFORE ME THIS 14th  
DAY OF January,  
2003.

  
NOTARY PUBLIC

EXHIBIT B

NOTARIAL SEAL  
LORI A. BRUNO, Notary Public  
Harrisburg, PA Dauphin County  
My Commission Expires May 31, 2003

RESTRICTED DELIVERY

RESTRICTED DELIVERY

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Article Addressed to:

ROSALYN WADE  
352 8<sup>TH</sup> STREET  
ELYRIA, OHIO 44035

PLEASE HAVE ROSALYN  
WADE SIGN THIS CARD

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)		B. Date of Delivery	
C. Signature		<input type="checkbox"/> Agent	
X		<input type="checkbox"/> Addressee	
D. Is delivery addressed to you?		<input type="checkbox"/> Yes	
If YES, enter delivery address below:		<input type="checkbox"/> No	
3. Service Type			
<input checked="" type="checkbox"/> Certified Mail		<input type="checkbox"/> Express Mail	
<input type="checkbox"/> Registered		<input type="checkbox"/> Return Receipt for Merchandise	
<input type="checkbox"/> Insured Mail		<input type="checkbox"/> C.O.D.	
4. Restricted Delivery? (Extra Fee)		<input checked="" type="checkbox"/> Yes	

RECEIVED  
AUG 3 0 2002  
Office of Attorney General  
Asset Forfeiture and  
Money Laundering Section

2 Article Number (Copy from service label)

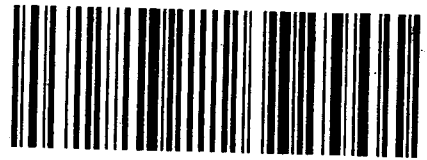
7001 0360 0002 7699 4284

PS Form 3811, July 1999

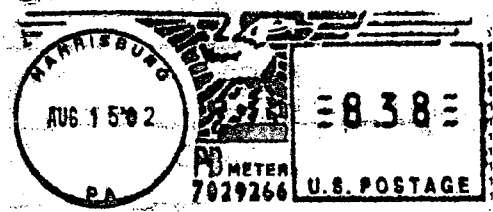
102595-00-M-0952



OFFICE OF ATTORNEY GENERAL  
COMMONWEALTH OF PENNSYLVANIA  
STRAWBERRY SQUARE  
HARRISBURG, PA 17120



0360 0002 7699 4284



RESTRICTED DELIVERY

RECEIVED

AUG 3 0 2002  
Office of Attorney General  
Asset Forfeiture and  
Money Laundering Section

Att  
Unk

ROSALYN W  
352 8<sup>TH</sup> STRI  
ELYRIA, OHI

A C S	<input checked="" type="checkbox"/> INSUFFICIENT ADDRESS	<input type="checkbox"/> OTHER
	<input checked="" type="checkbox"/> ATTEMPTED NOT KNOWN	
	<input checked="" type="checkbox"/> NO SUCH NUMBER/ STREET	
	<input checked="" type="checkbox"/> NOT DELIVERABLE AS ADDRESSED - UNABLE TO FORWARD	

8-19-02



EXHIBIT B-1

RECEIVED

NOV 25 2002

Office of Attorney General  
Asset Forfeiture and  
Money Laundering Section

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA,

Plaintiff

v.

NO. 02-1219-CD

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN

Defendant

STATE OF OHIO

COUNTY OF LORAIN

SS

PERSONAL SERVICE CERTIFICATION

\*\*\*\*\*

(If you were able to serve the claimant, please complete No. 1 below)

1. The undersigned certifies that (s)he personally served ROSALYN WADE with a true and correct copy of the above-captioned Petition for Forfeiture and Condemnation at

\_\_\_\_\_ on \_\_\_\_\_, 2002 at \_\_\_\_\_ a.m./p.m.

(Address where served)

----- OR -----

\*\*\*\*\*

(If you were NOT able to serve the claimant, please complete No. 2 below)

I, JOSE R MONTES, BEING FIRST DULY SWORN DEPOSES AND SAYS THAT I AM A DEPUTY SHERIFF IN AND FOR LORAIN COUNTY, OHIO. AND

2. The undersigned certifies that (s)he **DID NOT** personally serve ROSALYN WADE with a true and correct copy of the above-captioned Petition for Forfeiture and Condemnation **that claimant was not at this address at the time of attempted personal service, and that a copy of the Petition for Forfeiture and Condemnation was left at claimant's last known address at**

3540 PINOAK, LORAIN, OH. on NOVEMBER 14, 2002, at 10:30 a.m./p.m.

THERE IS NO ~~(Address where Person was served)~~ ONE LIVING THERE BY THAT NAME. WHEREABOUTS UNKNOWN

\_\_\_\_\_  
Signature of Person Served

Indicate if Claimant refused to sign \_\_\_\_\_

Jose R Montes  
NAME OF SERVERX DEPUTY

308 SECOND STREET, ELYRIA, OHIO

ADDRESS

\_\_\_\_\_  
DATE

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 15TH DAY OF NOVEMBER, 2002.

Mary Margaret Ochenas  
NOTARY PUBLIC

MARY MARGARET OCHENAS,

MY COMMISSION EXPIRES: APRIL 24, 2006

EXHIBIT B-2



**PUBLICATIONS AUTHORIZATION (To be completed by agency):**

FROM: (NAME AND ADDRESS OF AGENCY) : AGENCY TELEPHONE NO.

HEATHER L. ADAMS, (717) 787-9579  
DEPUTY ATTORNEY GENERAL  
OFFICE OF ATTORNEY GENERAL  
ASSET FORF. & MONEY LAUNDERING SECTION  
16<sup>TH</sup> FLOOR STRAWBERRY SQUARE  
HARRISBURG, PA 17120

**LEGAL NOTICE**

ORDER NO.

**SIGNATURE FOR AGENCY**

## 1. TREASURY

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :

V. :

NO. 02-1219-CD

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN:  
VIN: 1GKEC16KXSJ750227

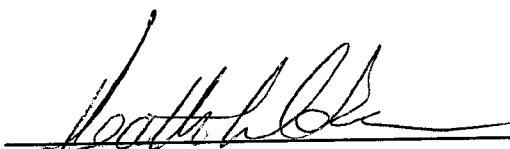
CERTIFICATE OF SERVICE

I hereby certify that this day I have served a copy of the foregoing Motion for  
Order of Forfeiture upon the following individual by first-class mail, postage prepaid, at  
the following address:

Rosalyn Wade  
3540 Pinoak  
Lorain, Ohio 44035

Robert Copeland Comrie  
c/o Clearfield County Prison  
410 21<sup>st</sup> Street  
Clearfield, PA 16830

1/14/03  
DATE

  
Heather L. Adams  
Deputy Attorney General  
Attorney ID# 80604  
Office of Attorney General  
16<sup>th</sup> Floor Strawberry Square  
Harrisburg, PA 17120  
(717) 787-9579

FILED

2cc

7/1/55

JAN 21 2003

William A. Shaw  
Prothonotary

Atty H. Adams

*[Handwritten signature]*

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

COMMONWEALTH  
VS.  
ONE (1) 1995 GMC LIGHT DUTY  
SUBURBAN  
VIN: 1GKEC16KXSJ750227

No. 02-1219-CD

RULE RETURNABLE

AND NOW, this 10 day of April, 2003, upon  
consideration of the foregoing Petition filed by the Commonwealth, a rule is  
hereby issued on the Defendant to show cause, if any exists, why said Petition  
should not be granted.

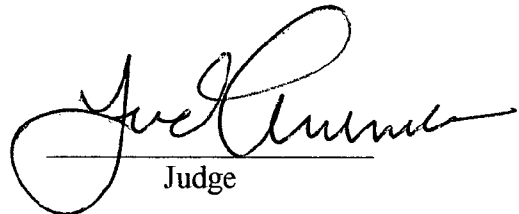
Rule Returnable for answer and argument thereon to be held on the  
22<sup>nd</sup> day of April, 2003, at 2:00 o'clock P. M. in  
Court Room No. 2 of the Clearfield County Courthouse, Clearfield, PA.

BY THE COURT,

FILED

APR 16 2003

William A. Shaw  
Prothonetary

  
Judge

FILED 3cc Amy Adams

~~019:00481~~ 1cc Robert C. Lennie  
APR 16 2003 ~~at~~ also Western Diagnostic  $\Rightarrow$  Classification Center

William A. Shaw  
Proprietary  
PO Box 9901  
Pittsburgh, PA 15233

- and -

1cc Robert C. Lennie  
3530 Pin oak  
Lorain, OH 44035

1cc Rosalyn Wade  
352 8th Street  
Elgin, OH 44035

WILLIAM A. SHAW  
PROTHONOTARY  
and CLERK of COURTS  
P.O. BOX 549  
CLEARFIELD, PENNSYLVANIA 16830

FILED

m/12:42 ~~PM~~  
APR 21 2003

*Not  
remailed*  
William A. Shaw per CIA - CIA  
Prothonotary office working  
on case.  
*box*

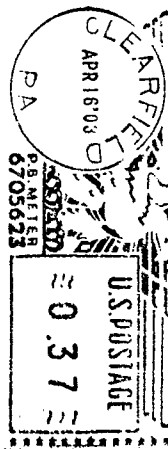
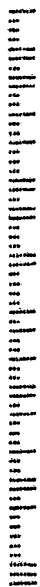
Rosalyn Wade  
352 8<sup>th</sup> Street  
Elyria, OH 44035

☐ A  
☒ C  
☐ S  
☐ INSUFFICIENT ADDRESS  
☒ ATTEMPTED NOT KNOWN  
☐ NO SUCH NUMBER/STREET  
☐ NOT DELIVERABLE AS ADDRESSED  
- UNABLE TO FORWARD

☐ OTHER

RTS  
RETURN TO SENDER

16830/0349



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

COMMONWEALTH

VS.

ONE (1) 1995 GMC LIGHT DUTY  
SUBURBAN

VIN: 1GKEC16KXSJ750227

No. 02-1219-CD

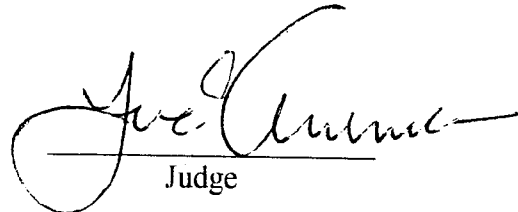
RULE RETURNABLE

AND NOW, this 10 day of April, 2003, upon  
consideration of the foregoing Petition filed by the Commonwealth, a rule is  
hereby issued on the Defendant to show cause, if any exists, why said Petition  
should not be granted.

Rule Returnable for answer and argument thereon to be held on the  
22nd day of April, 2003, at 2:00 o'clock P. M. in  
Court Room No. 2 of the Clearfield County Courthouse, Clearfield, PA.

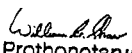
BY THE COURT,

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

  
Judge

APR 16 2003

Attest.

  
Prothonotary/  
Clerk of Courts

WILLIAM A. SHAW  
PROTHONOTARY  
and CLERK of COURTS  
P.O. BOX 549  
CLEARFIELD, PENNSYLVANIA 16830

FILED

ml3:15-BH  
MAY 09 2003

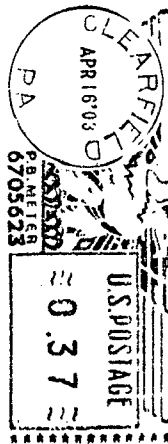
William A. Shaw Sent to  
Prothonotary Separate addresses  
on April 16, 2003

*Handwritten signature/initials*

Robert Copeland Comrie  
3530 Pinoak  
Lorain, OH \*

☐ A ☐ INSUFFICIENT ADDRESS  
☐ C ☐ ATTEMPTED NOT KNOWN  
☒ S ☒ NO SUCH NUMBER/STREET  
- UNABLE TO DELIVERABLE AS ADDRESSED  
☐ OTHER

**RTS**  
RETURN TO SENDER





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

COMMONWEALTH  
VS.  
ONE (1) 1995 GMC LIGHT DUTY  
SUBURBAN  
VIN: 1GKEC16KXSJ750227

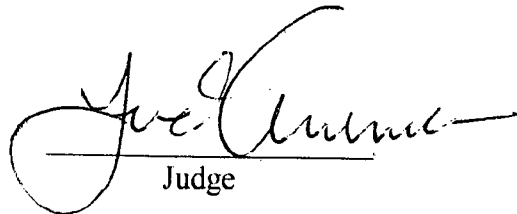
No. 02-1219-CD

RULE RETURNABLE

AND NOW, this 10 day of April, 2003, upon  
consideration of the foregoing Petition filed by the Commonwealth, a rule is  
hereby issued on the Defendant to show cause, if any exists, why said Petition  
should not be granted.

Rule Returnable for answer and argument thereon to be held on the  
22<sup>nd</sup> day of April, 2003, at 2:00 o'clock P. M. in  
Court Room No. 2 of the Clearfield County Courthouse, Clearfield, PA.


BY THE COURT,

  
Judge

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

APR 16 2003

Attest.

  
Prothonotary/  
Clerk of Courts

WILLIAM A. SHAW  
PROTHONOTARY  
and CLERK of COURTS  
P.O. BOX 549  
CLEARFIELD, PENNSYLVANIA 16830

*RTS*

FILED

*3/10/41-BH*  
MAY 12 2003 *321*

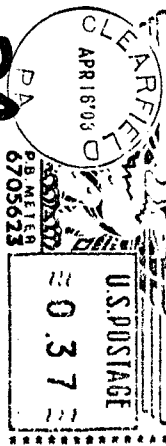
William A. Shaw  
Prothonotary

*Unknown*

Robert Copeland Comrie  
C/o Western Diagnostic and Classification  
Center

[REDACTED]

[REDACTED]



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

COMMONWEALTH

VS.

ONE (1) 1995 GMC LIGHT DUTY  
SUBURBAN

VIN: 1GKEC16KXSJ750227

No. 02-1219-CD

RULE RETURNABLE

AND NOW, this 10 day of April, 2003, upon  
consideration of the foregoing Petition filed by the Commonwealth, a rule is  
hereby issued on the Defendant to show cause, if any exists, why said Petition  
should not be granted.

Rule Returnable for answer and argument thereon to be held on the  
22<sup>nd</sup> day of April, 2003, at 2:00 o'clock P. M. in  
Court Room No. 2 of the Clearfield County Courthouse, Clearfield, PA.

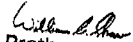
BY THE COURT,

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

  
Judge

APR 16 2003

Attest.

  
Prothonotary/  
Clerk of Courts

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COMMONWEALTH OF PENNSYLVANIA :

-VS-

: No. 02-1219-CD

1995 GMC SUBURBAN :

O R D E R

NOW, this 27th day of May, 2003, this being the date set for argument on the Commonwealth's Motion for Forfeiture and Condemnation, it is the ORDER of this Court that counsel for the Respondents supply the Court with letter brief within no more than fifteen (15) days from this date. Counsel for the Commonwealth shall have no more than ten (10) days thereafter to respond in kind, if so desired.

BY THE COURT,

  
\_\_\_\_\_

Judge

FILED

JUN 02 2003

William A. Shaw  
Prothonotary

FILED

1cc Atty J Dubois

1cc Atty Sloan

09/30/2013

Rosalyn Wade has no current

address on file and was last

served by publication - ~~noted~~

Motion for Forfeiture filed 11/10/03

William A. Shaw  
Prathenetary

On 10/10/03 called John T. Paris, Esq. 216-575-7500,

former Counsel for Robert Corne -

he does not have a current address

but will call with one

On 10/10/03 Judge Ammerman said S. Casey Bowers  
appeared in the civil case for Corne  
and service to Jeff Dubois is sufficient

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

COMMONWEALTH OF PENNSYLVANIA,  
Plaintiff

vs.

ONE (1) 1995 GMC LIGHT DUTY  
SUBURBAN  
VIN: 1GKEC16KXSJ750227,  
Defendant

No. 2002-1219-C.D.

**FILED**

JUN 30 2003

**OPINION**

William A. Shaw  
Prothonotary

On August 6, 2002, the Commonwealth of Pennsylvania through the Attorney General's Office filed a Petition for Forfeiture against a 1995 GMC Suburban. The GMC Suburban had been used to transport a large amount of marijuana by Respondent Robert C. Comrie and his sister Donna M. Comrie, as described in paragraph 7 of the Petition for Forfeiture.<sup>1</sup> President Judge John K. Reilly, Jr. executed a Rule to Show Cause on August 8, 2002 providing Mr. Comrie and Rosalyn Wade thirty days from the date of service to answer the Petition or suffer forfeiture of the vehicle. Rosalyn Wade was determined to be the registered owner of the vehicle.

Mr. Comrie received a certified copy of the Petition by personal service at the Clearfield County prison on October 8, 2002. Following attempts to serve Rosalyn Wade by certified mail and personal service, the Attorney General's Office ultimately served her through publication as set forth in Exhibits 'B' through 'B-3', which are attached to the

---

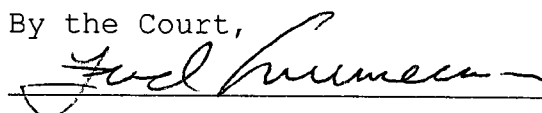
<sup>1</sup> Robert C. Comrie and Donna M. Comrie both pleaded guilty to Possession with Intent to Deliver Marijuana in Clearfield County Courts to Criminal Docket Nos. 2002-133-CRA and 2002-134-CRA

Commonwealth's Motion for Order of Forfeiture filed January 21, 2003. No answer was ever filed by either respondent to the Petition for Forfeiture. Hearing on the Commonwealth's Rule Returnable was ultimately held before the Court on April 22, 2003. Neither Rosalyn Wade or anyone purporting to act on her behalf appeared. Mr. Comrie is serving a sentence in Federal Prison and did not appear. However, Attorney Casey Bowers appeared on his behalf to argue against the Petition for Forfeiture. At no time did counsel indicate that he was appearing on behalf of anyone other than Mr. Comrie.

The Court issued an Order requiring Briefs which were ultimately received. The letter brief received on behalf of Mr. Comrie denied ownership and instead stated that the vehicle belonged to his aunt (Rosalyn Wade) and that she had no knowledge of the illegal activities. This argument is disingenuous, as counsel appears representing Mr. Comrie only and attempts to make an argument against forfeiture based upon a position that has nothing to do with his client. If Ms. Wade wished to defend the Petition for Forfeiture obviously she and/or her attorney need to appear before the Court and comply with the rules of procedure relative this action.

The Commonwealth has complied with the provisions of the relevant Statute, 42 Pa.C.S.A., Section 6801 and Section 6802. Personal service was made on Mr. Comrie and the Commonwealth complied with the provisions of Section 6802(c) to serve Ms. Wade by publication. The law provides that if no answers or claims are filed within thirty days of service or publication the property forfeits to the Commonwealth.

By the Court,



JUDGE FREDRIC J. AMMERMAN

June 30, 2003

FILED

10/3:13 BNL  
JUN 30 2003

William A. Shaw  
Prothonotary

- 2 copies to Judge Ammerman
- 1 copy to Law Library
- 1 copy to Court Administrator
- 1 copy to Don Mikesell, Esquire

1 CC - Atty Adams *GA*

2 CC - Atty Bowers

1 CC - D/A

1 CC - C/A - Dave



**HANAK, GUIDO and TALADAY**  
**Attorneys at Law**

Robert M. Hanak  
Anthony S. Guido  
Matthew B. Taladay

Telephone: (814) 371-7768  
Fax: (814) 371-1974

498 Jeffers Street  
P.O. Box 487  
DuBois, PA 15801

Nicole Hanak Bankovich  
Jeffrey S. DuBois  
S. Casey Bowers

June 11, 2003

Honorable Fredric J. Ammerman  
230 E. Market Street  
Clearfield, PA 16830

Re: Commonwealth vs. Robert Copcland Comrie  
No. 02-134-CRA

Dear Judge Ammerman:

This letter brief is pursuant to the Argument held before you on May 27, 2003.

The subject matter involves the Commonwealth's Petition to seize the vehicle used by Robert Comrie while traveling across Interstate 80 in Clearfield County. It has been established and not disputed by the Commonwealth that the Defendant, Robert Comrie, is not the registered owner of the vehicle, but said vehicle is owned by his aunt.

With respect to forfeitures, because of the fact that forfeitures are not favored in the law, the forfeiture act must be strictly construed. Commonwealth vs. One (1) 1993 Pontiac Trans Am, 809 A.2d 444 (2002).

In addition, as set forth under the forfeiture law, there exists what is known as "innocent owner defense"; under said law, the innocent owner defense is expressly available in forfeiture proceedings under the Crimes Code. Commonwealth vs. One (1) Mack Dump Truck, 743 A.2d 542 (1999).

The facts of this case were the exact contemplated by the legislatures in drafting the statute with the innocent owner defense. In the instant case, the Defendant, Robert Comrie, was using a vehicle not his own and was using it to transport himself and his sister from New York to Ohio. The vehicle used was his aunt's and she had absolutely no knowledge of any activity going on other than the two parties needing the vehicle to get to the state of Ohio. The

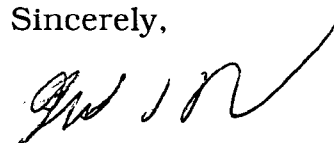
Honorable Fredric J. Ammerman  
June 11, 2003  
Page 2

Defendant's aunt has absolutely no criminal record and is not mentioned at all with respect to any wrong doing in the criminal complaint by the police or their investigation.

Consequently, you have in this situation an innocent owner who did not know of any other possible illegal activities which were going on or that her vehicle was being used to facilitate it. As such, the innocent owner defense should be applied in this case and the vehicle released to the owner.

If you should need additional information, please feel free to contact me.

Sincerely,



Jeffrey S. DuBois

JSD:kam

cc: District Attorney's Office  
Copeland Comrie  
Robert Comrie  
John Paris, Esq.



COMMONWEALTH OF PENNSYLVANIA  
OFFICE OF ATTORNEY GENERAL

MIKE FISHER  
ATTORNEY GENERAL

Asset Forfeiture and Money Laundering Section  
106 Lowther Street  
Lemoyne, Pennsylvania 17043  
(717) 712-1299

June 23, 2003

Honorable Fredric J. Ammerman  
230 E. Market Street  
Clearfield, PA 16830

RE: Commonwealth v. One (1) 1995 GMC Light Duty Suburban  
No. 02-1219-CD

Dear Judge Ammerman:

This letter brief is in response to the claimant's letter brief dated June 11, 2003 and in response to the argument held before you on May 27, 2003.

The Commonwealth filed a Petition for Forfeiture and Condemnation in the above matter on or about August 8, 2002. On the same date, the Court issued a Rule to Show Cause why the Petition should not be granted and indicated that failure to answer the Petition within thirty days of service would result in an Order of Forfeiture being entered against said property. (Exhibit 1).

The Commonwealth served Robert Copeland Comrie via personal service on October 8, 2002. To date, no formal answer has been filed by Mr. Comrie. Additionally, it is clear from the letter brief submitted by Attorney DuBois that Mr. Comrie has no valid ownership interest in the vehicle.

The Commonwealth attempted to serve Rosylan Wade, the registered owner of the vehicle, via first class mail and by personal service but was not able to locate Rosylan Wade. Therefore, the Commonwealth served Ms. Wade by publication. (See Commonwealth's Motion for Forfeiture).

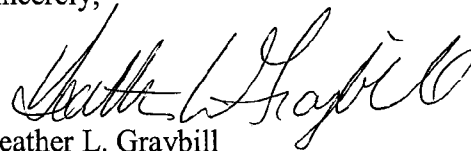
During the investigation, Mr. Comrie informed the Pennsylvania State Police that the vehicle belonged to his father's cousin's wife. Mr. Comrie indicated his father's cousin's name is Kevin Wade. The Pennsylvania State Police contacted Mr. Comrie's father and inquired as to whether his father knew of the registered owner Rosylan Wade. Mr. Comrie's father indicated he did not know of any such person. Mr. Comrie's father also did not know of an individual by the name of Kevin Wade.

received  
06/26/03

To date no formal answer has been filed by Rosylan Wade and the Commonwealth questions whether Ms. Wade actually exists. It is still unclear as to whether Mr. DuBois has been retained by Ms. Wade to represent her in this action. The Commonwealth notes that the letter brief was not distributed to Rosyln Wade but rather to Robert Comrie. The vehicle in this case may not be returned to the claimant without her coming forward and then only after a hearing in the matter. (*See* 42 Pa.C.S. § 6802(i)). In order to make a valid claim to the car Ms. Wade would have to file a formal answer to the Commonwealth's Petition.

Whereas both potential claimants have been served in the above matter and no answer having been filed, the Commonwealth respectfully requests that its Motion for Forfeiture be granted.

Sincerely,

A handwritten signature in black ink, appearing to read "Heather L. Graybill", written in a cursive style.

Heather L. Graybill  
Deputy Attorney General

cc: Jeffrey S. DuBois, Esquire

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA  
Plaintiff

V.

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN,  
VIN: 1GKEC16KXSJ750227

Defendant

02-1219-CO

RULE TO SHOW CAUSE

AND NOW, this 8th day of August, 2002, a rule is issued upon Rosalyn Wade and Robert Copeland Comrie, owners and/or possessors of the within defendant/property, to show cause why the prayer and order of the attached Petition for Forfeiture and Condemnation should not be granted.

Rule returnable, for the purpose of filing an Answer only, within thirty (30) days from the date of service of the attached Petition upon Rosalyn Wade and Robert Copeland Comrie, owners and/or possessors.

Failure to Answer this Petition within 30 days of service hereof will result in an Order of Forfeiture being entered against said property, any law or rule of Court to the contrary notwithstanding.

Notice shall be given in accordance with law.

BY THE COURT:

/s/ JOHN K. REILLY, JR.

PLEASE RETURN A COPY OF THE  
SIGNED RULE AND PETITION TO  
THE OFFICE OF ATTORNEY GENERAL

J.

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

AUG 08 2002

EXHIBIT 1

Attest.

*William H. Shaw*  
Prothonotary/  
Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA,

V.

ONE (1) 1995 GMC LIGHT DUTY SUBURBAN:  
VIN: 1GKEC16KXSJ750227

NO. 02-1219-CD

FILED

JUN 30 2003

ORDER

William A. Shaw  
Prothonotary

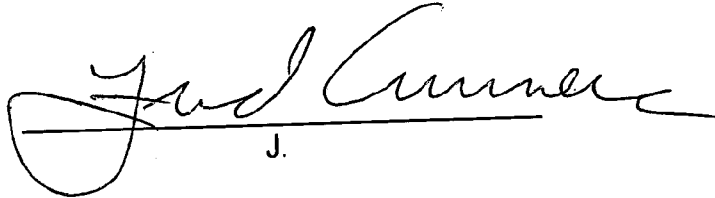
Petition for Forfeiture having been filed by the Commonwealth of Pennsylvania, Office of Attorney General, by and through Heather L. Adams, Deputy Attorney General, and there appearing that no challenge to this action having been made by any party, said Petition being supported by the Affidavit of Trooper Janet Formichella of the Pennsylvania State Police, and upon Motion for Order of Forfeiture in default of an Answer, made by the Commonwealth, the Court Orders as follows:

All claims of right, title and interest of Rosalyn Wade and Robert Copeland Comrie, and any other claimants are hereby declared to be terminated, revoked and rendered null and void. The One (1) 1995 GMC Suburban, VIN: 1GKEC16KXSJ750227, is hereby declared to be forfeited to the Commonwealth of Pennsylvania, Office of Attorney General, pursuant to the Controlled Substances Forfeitures Act, an Act of June 30, 1988, Act No. 1988-79, 42 Pa. C.S.A. Section 6801 et seq., for use in accordance with law.

The registration heretofore issued by the State of Ohio for said vehicle is hereby declared to be terminated and revoked and the Pennsylvania Department of

A. v.  
Transportation is directed to reissue said registration in the name of the Department of General Services for official use, sale or disposition by the Office of Attorney General.

So ORDERED this 30 day of June, 2003.

  
J.

PLEASE RETURN A COPY OF THE  
SIGNED AND CERTIFIED ORDER TO THE  
OFFICE OF ATTORNEY GENERAL

FILED

1cc Atty Adams

2cc Atty Bowers

of 3:26 PM 2cc Atty Bowers

JUN 30 2003

1cc DPA

1cc CIA-Dave

William A. Shaw  
Prothonotary

RA



IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
 :  
 V. : NO. 02-1219-CD  
 :  
 ONE (1) 1995 GMC LIGHT DUTY SUBURBAN: :  
 VIN: 1GKEC16KXSJ750227 :

CERTIFICATE OF SERVICE

I hereby certify that this day I have served a copy of the foregoing Order of Forfeiture upon the following individual by first-class mail, postage prepaid, at the following address:

Rosalyn Wade  
3540 Pinoak  
Lorain, Ohio 44035

Robert Copeland Comrie  
c/o Clearfield County Prison  
410 21<sup>st</sup> Street  
Clearfield, PA 16830

7-2-03

DATE

Heather L. Graybill

Heather L. Graybill  
Deputy Attorney General  
Attorney ID# 80604  
Office of Attorney General  
106 Lowther Street  
Lemoyne, PA 17043  
(717) 712-1206

FILED

JUL 07 2003

William A. Shaw  
Prothonotary

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

**COMMONWEALTH OF PENNSYLVANIA,**

**V.**

**NO. 02-1219-CD**

**ONE (1) 1995 GMC LIGHT DUTY SUBURBAN:  
VIN: 1GKEC16KXSJ750227**

**ORDER**

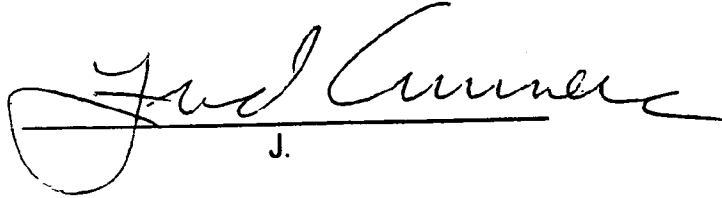
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The registration heretofore issued by the State of Ohio for said vehicle is hereby declared to be terminated and revoked and the Pennsylvania Department of

Transportation is directed to reissue said registration in the name of the Department of General Services for official use, sale or disposition by the Office of Attorney General.

So ORDERED this 30 day of June, 2003.


  
J.

PLEASE RETURN A COPY OF THE  
SIGNED AND CERTIFIED ORDER TO THE  
OFFICE OF ATTORNEY GENERAL

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

JUN 30 2003

Attest.

  
Prothonotary/  
Clerk of Courts