

02-1339-CD
Thiele Ind. Vs Kephart Trucking Co.

02

02-1339-CD
THIELE INDUSTRIES VS. KEPHART TRUCKING CO.

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

THIELE INDUSTRIES, INC., a corporation,

Plaintiff,

vs.

No. Judgment 2002

KEPHART TRUCKING CO.,
a corporation,

CIVIL ACTION

02-1339-CO

Defendant.

PRAECIPE TO ENTER JUDGMENT

TO: Clearfield County Prothonotary

Kindly enter judgment in favor of the Plaintiff, THIELE INDUSTRIES, INC., and against the Defendant, KEPHART TRUCKING CO, in the amount of \$27,171.29, plus interest and costs.

Respectfully submitted,

BARBERA, CLAPPER, BEENER, RULLO & MELVIN

BY

Matthew G. Melvin, Esq.
Pa. Id. No. 36025

Date: August 26, 2002

146 West Main Street
Post Office Box 775
Somerset, Pennsylvania 15501-0775
(814) 443-4681

Attorneys for Plaintiff

William A. Shaw
Prothonotary

FILED

AUG 28 2002

BARBERA, CLAPPER, BEENER, RULLO & MELVIN
ATTORNEYS AT LAW
146 WEST MAIN STREET
POST OFFICE BOX 775
SOMERSET, PENNSYLVANIA 15501-0775

THE COURT OF COMMON PLEAS OF SOMERSET COUNTY

Thiele Industries

CIVIL DIVISION

Plaintiff,
Vs

319 Civil 2002

Kepart Trucking, Co.,

Defendant.

**CERTIFICATION OF DOCKET ENTRIES
AND JUDGMENT**

I, Angie Svonavec, Prothonotary of the Court of Common pleas of Somerset County, Pennsylvania, do hereby certify that the attached is a true, correct and full copy of the docket entries in the above captioned case.

I further certify that the judgment was entered in favor of Thiele Industries Inc., in the amount of 27,171.29 plus additional interest, attorney's fees and costs of suite on June 10, 2002.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix my Seal of the said court on the 21st day of August, 2002 12:30 p.m.


Angie Svonavec, Prothonotary

By C. Jeannie Custer
Deputy

Number 00319 2002 Date 4/23/2002 Time 12:55 PM TRIAL CASE

PLAINTIFF INFORMATION

PLAINTIFF
THIELE INDUSTRIES INCPLAINTIFF ATTORNEY
MELVINPLAINTIFF
THIELE INDUSTRIES INC

DEFENDANT INFORMATION

DEFENDANT
KEPHART TRUCKING CO

Fee Description	FEES:	Misc	Equip	County	State	Docket Information
Trial Case		5.00	45.00	5.50	23 April 2002, @12:55 PM.	COMPLAINT CIVIL ACTION FILED.
Praecipe for Judgment				9.00	(4-23-02 ONE (1) CERT. COPY RETURNED TO ATTY. M.G. MELVIN ONE (1) CERT. COPY DELIVERED TO SHERIFF FOR SERVICE) (TK)	
					04 June 2002, @10:01 AM.	(1) Sheriff's Return filed wherein COMPLAINT SERVED UPON KEPHART TRUCKING CO. ON MAY 3. 2002.
					DEPUTIZATION OF SHERIFF IN CLEARFIELD COUNTY SERVED DEFENDANT. (BJM)	
					10 June 2002, @03:02 PM.	Praecipe for Judgment filed by MATTHEW G. MELVIN, ESQ., directing the Prothonotary to ENTER A DEFAULT JUDGMENT IN FAVOR OF THE PLAINTIFF, THIELE INDUSTRIES, INC., AND AGAINST THE DEFENDANT, KEPHART TRUCKING CO., ON DEFAULT OF AN APPEARANCE OR ANSWER IN THE AMOUNT OF \$27,171.29, PLUS ADDITIONAL INTEREST, ATTORNEY'S FEES AND COSTS OF SUIT.
						A CERTIFICATE OF COMPLIANCE WITH PA.R.CIV.P.237.1 IS ATTACHED HERETO AND MADE A PART HEREOF. (TK)
						10 June 2002, @03:03 PM.
						NOTICE OF ENTRY OF JUDGMENT MAILED TO DEFENDANT, KEPHART TRUCKING CO., ROUTE 322 WEST, BIGLER, PA. 16825. (TK)

No. 319 Civil 2002

Thiele Industries Inc
Plaintiff

vs.

Kephart Trucking Co.,
Defendant

**CERTIFICATION OF DOCKET
ENTRIES AND JUDGMENT**

Judgment: \$27, 171.29
Interest accruing from
Somerset County Costs: 110.50

Matthew G. Melvin Esq.,
Attorney for Plaintiff

COPY

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

THIELE INDUSTRIES, INC., a corporation,

Plaintiff,

vs.

No. Judgment 2002

KEPHART TRUCKING CO.,
a corporation,

CIVIL ACTION

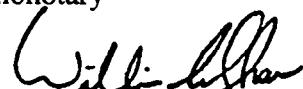
Defendant.

NOTICE

TO: Defendant --
Kephart Trucking Co.
Route 322 West
Bigler, Pennsylvania 16825

NOTICE is given that a JUDGMENT in the above captioned matter has been entered
against you in the amount of \$27,171.29, plus interest and costs, on the 28th day of August, 2002

William A. Shaw
Prothonotary



William A. Shaw, Prothonotary

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Thiele Industries Inc
Plaintiff(s)

No.: 2002-01339-CD

Real Debt: \$27,171.29

Atty's Comm:

Vs.

Costs: \$

Int. From:

Kephart Trucking Co.
Defendant(s)

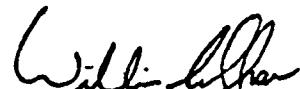
Entry: \$20.00

Instrument: Transfer/Default Judgment

Date of Entry: August 28, 2002

Expires: August 28, 2007

Certified from the record this 28th of August, 2002.



William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

FILED

AK
AUG 28 2002

ma20 (att) medium
William A. Shaw
Prothonotary

pd 20.00

1765 to 1771

1771 to atty

1771 to atty

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

THIELE INDUSTRIES, INC., a corporation,

Plaintiff,

vs.

No. 02-1339-CD

KEPHART TRUCKING CO.,
a corporation,

CIVIL ACTION

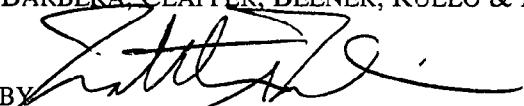
Defendant.

PRAECIPE TO SATISFY JUDGMENT

TO: PROTHONOTARY OF CLEARFIELD COUNTY

Please satisfy the above-referenced judgment and issue a certificate of satisfaction.

BARBERA, CLAPPER, BEENER, RULLO & MELVIN

BY 
Matthew G. Melvin, Esq.

Attorneys for Plaintiff

Dated: September 26, 2002

FILED

SEP 27 2002

William A. Shaw
Prothonotary

FILED

No 02

10:28 AM 09/27/02
SEP 27 2002

Cust of Set. to Atty
G

William A. Shaw
Prothonotary

BARBERA, CLAPPER, BEENER, RULLO & MEILVIN
ATTORNEYS AT LAW
146 WEST MAIN STREET
POST OFFICE BOX 775
SOMERSET, PENNSYLVANIA 15501-0775

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

COPY

CIVIL DIVISION

CERTIFICATE OF SATISFACTION OF JUDGMENT

No.: 2002-01339-CD

Thiele Industries, Inc.

Debt: \$27,171.29

Vs.

Atty's Comm.:

Kephart Trucking Co.

Interest From:

Cost: \$7.00

NOW, Friday, September 27, 2002 , directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 27th day of September, A.D. 2002.

Prothonotary

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

THIELE INDUSTRIES, INC., a corporation

02-1339-CO

Plaintiff,

vs.

No. Judgment 2002

KEPHART TRUCKING CO.,
a corporation,

CIVIL ACTION

Defendant.

PRAECIPE FOR WRIT OF EXECUTION

To the Prothonotary of Clearfield County, Pennsylvania:

Please issue a writ of execution in the above-captioned matter,

- (1) directed to the Sheriff of Clearfield County, Pennsylvania;
- (2) against Kephart Trucking Co., Route 322 West, Bigler, Pennsylvania, 16825, Defendant;
- (3) against County National Bank of One South Second Street, Clearfield, Pennsylvania, 16830, Garnishee;
- (4) and index this writ against a) Kephart Trucking Co., Route 322 West, Bigler, Pennsylvania, 16825, Defendant, and against b) County National Bank of One South Second Street, Clearfield, Pennsylvania, 16830, Garnishee.

(5) Amount due..... \$27,171.29
Interest from 06/10/02 at 6% through 08/26/02..... 348.39
Interest from 08/26/02 until time of payment..... ?
Costs: Pennsylvania Court Costs (\$113.50) and Sheriff Costs (\$145.54)..... 259.04
Total \$27,778.72
(plus interest and costs as stated aforesaid)

FILED

AUG 28 2002

m/10:45/ath/melvin

William A. Shaw

Prothonotary DC 20.00

W

6/17/02
6/17/02
6/17/02

BARBERA, CLAPPER, BEENER, RULLO & MELVIN

BY

Matthew G. Melvin, Esq.
Pa. Id. No. 36025

146 West Main Street
Post Office Box 775
Somerset, Pennsylvania 15501-0775
Telephone: (814) 443-4681

Date: August 26, 2002

Attorneys for Plaintiff

BARBERA, CLAPPER, BEENER, RULLO & MELVIN
ATTORNEYS AT LAW
146 WEST MAIN STREET
POST OFFICE BOX 775
SOMERSET, PENNSYLVANIA 15501-0775

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

THIELE INDUSTRIES, INC., a corporation,

Plaintiff,

02-1339-00

vs.

No. . Judgment 2002

KEPHART TRUCKING CO.,
a corporation,

CIVIL ACTION

Defendant.

CERTIFICATION OF RESIDENCE

I hereby certify that the precise residence of the creditor is:

309 Spruce Street
Windber, PA 15963 (Somerset County)

And the name of the Defendant is:

Kephart Trucking Co.

Last known residence of Defendant:

Route 322 West
Bigler, Pennsylvania 16825 (Clearfield County)

And the name and address of the Garnishee is:

County National Bank
One South Second Street
Clearfield, Pennsylvania 16830 (Clearfield County)

And direct the Prothonotary to enter the same as such.

BARBERA, CLAPPER, BEENER, RULLO & MELVIN

BY

Matthew G. Melvin, Esq.

Attorneys for Plaintiff

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

THEILE INDUSTRIES, INC., a corporation,

Plaintiff,

vs.

KEPHART TRUCKING CO.,
a corporation,

Defendant.

02-1339-CC
No. Judgment 2002

CIVIL ACTION

NOTICE

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

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. Meholic, Court Admin.
Clearfield County Courthouse
230 East Market Street
Clearfield, Pennsylvania 16830

Telephone: (814) 765-2641, ext. 5982

For exemptions, see attachment.

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law.

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

THIELE INDUSTRIES, INC., a corporation,

Plaintiff,

02-1339-CO

vs.

No. Judgment 2002

KEPHART TRUCKING CO.
a corporation,

Defendant.

CIVIL ACTION

CLAIM FOR EXEMPTION

To the Sheriff of Clearfield County, Pennsylvania:

I, the above-named defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon,

(a) I desire that my \$300 statutory exemption be

(i) set aside in kind (specify property to be set aside in kind):

_____;

(ii) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis of exemption):

_____.

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) my \$300 statutory exemption:

in cash;

in kind (specify property): _____

_____;

(b) Social Security benefits on deposit in the amount of \$_____;

(c) other (specify amount and basis of exemption): _____

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to me at:

Name

Address

Telephone Number _____

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____, 2002

Defendant

**THIS CLAIM TO BE FILED WITH
THE OFFICE OF THE SHERIFF OF
CLEARFIELD COUNTY, PENNSYLVANIA**

**Sheriff's Office
Clearfield County Courthouse
230 E. Market Street
Clearfield, Pennsylvania 16830
Telephone: (814) 765-2641, ext. 5986**

WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW

Thiele Industries, Inc.,

Vs.

Kephart Trucking Co.,

Vs.

County National Bank

Garnishee

NO.: 2002-01339-CD

COPY

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due THIELE INDUSTRIES, INC., Plaintiff(s) from KEPHART TRUCKING CO, Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Kephart Trucking Company, Route 322 West, Bigler, Pennsylvania; County National Bank, One South Second Street, Clearfield, Pennsylvania
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
County National Bank Garnishee(s) as follows:
and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$27,171.29

PAID: \$40.00

INTEREST: \$from 6/10/02 at 6% through 8/26/02

SHERIFF: \$

\$348.39 and Interest from 8/26/02 until time of
payment ?

PROTH. COSTS: \$

OTHER COSTS: Pennsylvania Court Costs:

\$113.50

Sheriff Costs: \$145.54

ATTY'S COMM: \$

DATE: 08/28/2002



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Sheriff

Requesting Party: Matthew G. Melvin, Esquire
146 West Main Street
P.O. Box 775
Somerset, PA 15501
(814)443-4681

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

THIELE INDUSTRIES, INC., a corporation,

Plaintiff,

vs.

KEPHART TRUCKING CO.,
a corporation,

Defendant.

02-1339-CO

No. Judgment 2002

CIVIL ACTION

9/16/02

11:00 AM

Sheriff's office

SBK

INTERROGATORIES IN ATTACHMENT

To garnishee: County National Bank
One South Second Street
Clearfield, Pennsylvania 16830

NOTICE

You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you.

FILED

Sep 24 2002

BARBERA, CLAPPER, BEENER, RULLO & MELVIN

BY

Matthew G. Melvin, Esq.

William A. Shaw
Prothonotary

Attorneys for Plaintiff

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to it on any negotiable or other written instrument, or did it claim that you owed it any money or were liable to it for any reason? If so, give details

Answer: Yes, are as follows:

Certificate Account	#145331	Kephart Trucking	Bal.	\$ 3,067.61
Checking Account	#1242213	Kephart Trucking	Bal.	\$ 35,364.67
Checking Account	#1300284	Payroll Acct.	Bal.	\$ 257.91
M Mkt. Account	#1316348	Insurance Escrow	Bal.	\$ 4,745.35
Checking Account	#1318245	Fuel Division	Bal.	\$ 119.74
Checking Account	#1339605	Sub Contr. Settlement Account	Bal.	\$ 4,188.02
Savings Account	#1821503	Kephart Trucking	Bal.	\$ 412.94

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

THIELE INDUSTRIES, INC., a corporation,

Plaintiff,

02-1339-CO

vs.

No. Judgment 2002

KEPHART TRUCKING CO.,
a corporation,

CIVIL ACTION

Defendant.

Date 9/16/02

Time 11:00 AM

Received From Sheriff's office

Received By SBK

To garnishee: County National Bank
One South Second Street
Clearfield, Pennsylvania 16830

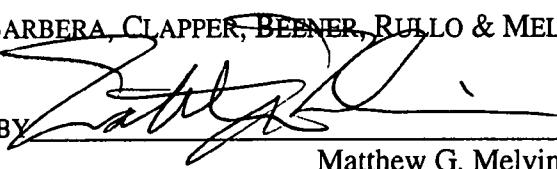
NOTICE

You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you.

FILED

SEP 24 2002

BARBERA, CLAPPER, BEENER, RULLO & MELVIN

BY 

Matthew G. Melvin, Esq.

William A. Shaw
Prothonotary

Attorneys for Plaintiff

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to it on any negotiable or other written instrument, or did it claim that you owed it any money or were liable to it for any reason? If so, give details

Answer: Yes, are as follows:

Certificate Account	#145331	Kephart Trucking	Bal.	\$ 3,067.61
Checking Account	#1242213	Kephart Trucking	Bal.	\$ 35,364.67
Checking Account	#1300284	Payroll Acct.	Bal.	\$ 257.91
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Checking Account	#1318245	Fuel Division	Bal.	\$ 119.74
Checking Account	#1339605	Sub Contr. Settlement Account	Bal.	\$ 4,188.02
Savings Account	#1821503	Kephart Trucking	Bal.	\$ 412.94

2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant? If so, give details.

Answer: NO

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest? If so, give details.

Answer: NO

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest? If so, give details.

Answer: NO

5. At any time before or after you were served did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent and, if so, what was the consideration therefor? If so, give details.

Answer: NO

6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to their direction or otherwise discharge any claim of the defendant against you? If so, give details.

Answer: NO

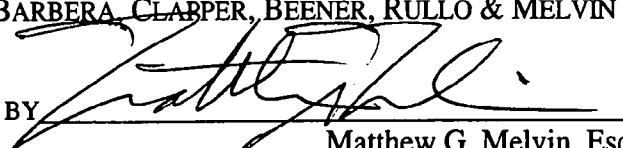
7. To the extent not answered otherwise above, please list all depository accounts held by County National Bank in the name of Kephart Trucking Co., stating the nature of the account, the account number, the date when the account was opened, the balance in the account at the time you are served with these Interrogatories, and whether or not the account is jointly owned with a third party and, if so, the identity of the third party.

Answer: NO



9/19/02

Peter F. Smith, Esquire
Attorney for the Garnishee
Attorney I.D. # 34291
P.O. Box 130, 30 South Second Street
Clearfield, PA 16830
(814) 765-5595

BARBERA CLARPER, BEENER, RULLO & MELVIN

BY _____
Matthew G. Melvin, Esq.

Attorneys for Plaintiff

146 West Main Street
Post Office Box 775
Somerset, Pennsylvania 15501-0775
Telephone: (814) 443-4681

Date: August 26, 2002

FILED
MC
01/10/21 10:21 AM
2012

William A. Shaw
Prothonotary

BARBERA, CLAPPER, BEENER, RULLO & MELVIN
ATTORNEYS AT LAW
146 WEST MAIN STREET
POST OFFICE BOX 775
SOMERSET, PENNSYLVANIA 15501-0775

AFFIDAVIT

STATE OF PENNSYLVANIA :
: SS
COUNTY OF CLEARFIELD :

SUSAN B. KURTZ, being duly sworn according to law, deposes and says that she is the Customer Service Officer for County National Bank and, further, that the information contained in the foregoing Interrogatories is true, correct and complete to the best of her information, knowledge and belief.

Susan B. Kurtz
Susan B. Kurtz

SWORN TO AND SUBSCRIBED
before me this 23rd day of September, 2002.

Holly A. Bressler
Notary Public

NOTARIAL SEAL
HOLLY A. BRESSLER, Notary Public
Clearfield Boro, Clearfield Co., PA
My Commission Expires Sept. 12, 2006

FILED NOCC
01/10/21 7:51
AM
SIP 24 2002

William A. Shaw
Prothonotary

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

THIELE INDUSTRIES, INC. :

Plaintiff :

vs. :

No. 02-1339-CD

KEPHART TRUCKING CO. INC. :

Defendant :

and :

COUNTY NATIONAL BANK :

Garnishee :

FILED

SEP 24 2002

William A. Shaw
Prothonotary

CERTIFICATE OF SERVICE

I, Peter F. Smith, attorney for County National Bank in the above-captioned matter, hereby certify that I served a true and correct copy of the **ANSWERS TO INTERROGATORIES** filed in this matter on the Attorney for the Plaintiff by U.S. First Class Mail and on the Defendant by U.S. Certified Mail as follows:

Matthew G. Melvin, Esquire
Attorney for the Plaintiff
146 West Main Street
P.O. Box 775
Somerset, PA 15501-0775

Dwight L. Koerber, Esquire
Attorney for the Defendant
110 North Second Street
Clearfield, PA 16830

Kephart Trucking Co, Inc.
P.O. Box 386
Bigler, PA 16825

Respectfully submitted,



Peter F. Smith,
Attorney for County National Bank

Date: September 23, 2002

FILED
BVR
SEP 10 2002
2002
SEP 24 2002
cc

William A. Shaw
Prothonotary

PETER F. SMITH
ATTORNEY
CLEARFIELD, PA. 16830
814 - 765-5595

CERTIFIED TRUE AND CORRECT COPY

ATTORNEY FOR

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13068

THIELE INDUSTRIES, INC.

02-1339-CD

VS.

KEPHART TRUCKING COMPANY

WRIT OF EXECUTION GARNISHEE

SHERIFF RETURNS

NOW, SEPTEMBER 19, 2002, AT 10:20 A.M. O'CLOCK SERVED WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE ON SUSAN KURTZ, PERSON IN CHARGE OF COUNTY NATIONAL BANK, AT HER PLACE OF EMPLOYMENT, ONE SOUTH SECOND STREET, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO SUSAN KURTZ, PERSON IN CHARGE OF COUNTY NATIONAL BANK, GARNISHEE, A TRUE AND ATTESTED COOPY OF THE ORIGINAL WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE AND MADE KNOWN TO HER THE CONTENTS THEREOF.

NOW, OCTOBER 3, 2002 RETURN WRIT AS BEING SERVED, PAID COSTS FROM ADVANCE AND MADE REFUND OF UNUSED ADVANCE TO TTORNEY

SHERIFF HAWKINS \$20.00

SURCHARGE \$10.00

PAID BY ATTORNEY

FILED
018154871
OCT 03 2002
No
cc
8/25

William A. Shaw
Prothonotary

Sworn to Before Me This

3rd Day Of October 2002

William A. Shaw

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan. 2006
Clearfield Co., Clearfield, PA

So Answers,

Chester A. Hawkins
By Cynthia Butler Augerbaugh
Chester A. Hawkins
Sheriff

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

THIELE INDUSTRIES, INC., a corporation,

Plaintiff,

02-1339-CO

vs.

No. Judgment 2002

KEPHART TRUCKING CO.,
a corporation,

CIVIL ACTION

Defendant.

PRAECIPE FOR WRIT OF EXECUTION

To the Prothonotary of Clearfield County, Pennsylvania:

Please issue a writ of execution in the above-captioned matter,

- (1) directed to the Sheriff of Clearfield County, Pennsylvania;
- (2) against Kephart Trucking Co., Route 322 West, Bigler, Pennsylvania, 16825, Defendant;
- (3) against County National Bank of One South Second Street, Clearfield, Pennsylvania, 16830, Garnishee;
- (4) and index this writ against a) Kephart Trucking Co., Route 322 West, Bigler, Pennsylvania, 16825, Defendant, and against b) County National Bank of One South Second Street, Clearfield, Pennsylvania, 16830, Garnishee.
- (5) Amount due..... \$27,171.29
Interest from 06/10/02 at 6% through 08/26/02..... 348.39
Interest from 08/26/02 until time of payment..... ?
Costs: Pennsylvania Court Costs (\$113.50) and Sheriff Costs (\$145.54)..... 259.04
Total \$27,778.72
(plus interest and costs as stated aforesaid)

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

AUG 28 2002

Attest.

Willie L. Brown
Prothonotary/
Clerk of Courts

BARBERA, CLAPPER, BEENER, RULLO & MELVIN

BY

Matthew G. Melvin
Matthew G. Melvin, Esq.
Pa. Id. No. 36025

146 West Main Street
Post Office Box 775
Somerset, Pennsylvania 15501-0775
Telephone: (814) 443-4681

Date: August 26, 2002

Attorneys for Plaintiff

BARBERA, CLAPPER, BEENER, RULLO & MELVIN
ATTORNEYS AT LAW
146 WEST MAIN STREET
POST OFFICE BOX 775
SOMERSET, PENNSYLVANIA 15501-0775

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

THIELE INDUSTRIES, INC., a corporation, :

Plaintiff, :

02-1339-CO

vs. :

No. Judgment 2002

KEPHART TRUCKING CO.,
a corporation,

CIVIL ACTION

Defendant. :

CERTIFICATION OF RESIDENCE

I hereby certify that the precise residence of the creditor is:

309 Spruce Street
Windber, PA 15963 (Somerset County)

And the name of the Defendant is:

Kephart Trucking Co.

Last known residence of Defendant:

Route 322 West
Bigler, Pennsylvania 16825 (Clearfield County)

And the name and address of the Garnishee is:

County National Bank
One South Second Street
Clearfield, Pennsylvania 16830 (Clearfield County)

And direct the Prothonotary to enter the same as such.

BARBERA, CLAPPER, BEENER, RULLO & MELVIN

BY

Matthew G. Melvin, Esq.

Attorneys for Plaintiff