

02-1366-CD
DANIEL CLARK -vs- SNOW KING, INC. et al

CLARK, DANIEL

VS.

SNOW KING

TABONE, PHIL

FILE NO. 1999 GN 5770

02-136-cs
FILED

SEP 03 2002

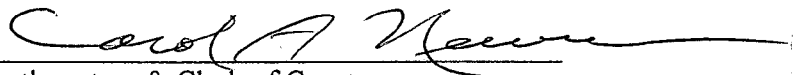
CERTIFICATION OF DOCKET ENTRIES AND JUDGMENT William A. Shaw
Prothonotary

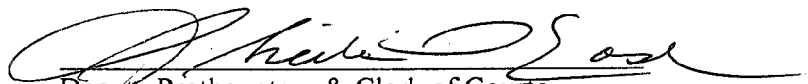
I, Carol A. Newman, Prothonotary of the Court of Common Pleas of Blair County Pennsylvania, do hereby certify that the attached is a true, correct and full copy of the docket entries in the above captioned case. I further certify that judgment was entered in favor of DANIEL CLARK

and against SNOW KING

on the 8 day of MAY A.D. 20 02, in said case in the amount of \$ 4200.00 + costs and interest

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the said Court, on the 29 day of AUGUST A.D. 20 02


Prothonotary & Clerk of Courts


Deputy Prothonotary & Clerk of Courts

JUDGMENT AMOUNT - \$ 4200.00

INTEREST FROM - 11-7-98 + costs

BLAIR COUNTY COSTS -

THIS RECORD - \$ 14.00

ATTY FOR PLAINTIFF:

RICHARD CONSIGLIO, ESQ

1999-05770 SNOW KING AL (vs) CLARK DANIEL

Reference No.:
Case Type.....: DIST JUSTICE APPEAL
Judgment.....: .00
Judge Assigned: CARPENTER HIRAM A
Disposed Desc.:
----- Case Comments -----

Filed.....: 11/10/1999
Time.....: 10:14
Execution Date 0/00/0000
Jury Trial....
Disposed Date: 0/00/0000
Higher Crt 1.:
Higher Crt 2.:

General Index

Attorney Info

CLARK DANIEL
SNOW KING
723 S BRADY ST
DUBOIS PA 15801

PLAINTIFF
DEFENDANT

DUBOIS JEFFREY S

TABONE PHIL
723 S BRADY ST
DUBOIS PA 15801

DEFENDANT

DUBOIS JEFFREY S

Judgment Index

Amount

Date

Desc

Judgment Index	Amount	Date	Desc
SNOW KING		5/11/2001	ARB AWARD
TABONE PHIL		5/11/2001	ARB AWARD
SNOW KING	4,200.00	5/08/2002	ORDER

* Date Entries *

----- FIRST ENTRY -----

11/10/1999 APPEAL FROM DISTRICT JUSTICE JUDGMENT WITH RULE TO FILE COMPLAINT

11/19/1999 PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

12/07/1999 COMPLAINT FILED BY ATTY CONSIGLIO

2/17/2000 PRELIMINARY OBJECTIONS FILED BY ATTY DUBOIS

5/11/2000 ORDER BY HAC 5-11-00 DIRECTED PO'S ARE DISMISSED & DEFT IS TO ANSWER WITHIN 20 DAYS

5/11/2000 NOTICE OF ENTRY OF ORDER HAS BEEN GIVEN AS REQUIRE BY PA.R.CIV.P. 236(B).

5/19/2000 REQUEST FOR RECONSIDERATION FILED BY ATTY DUBOIS

6/02/2000 ORDER 5-31-00 HAC REQUEST FOR RECONSIDERATION GRANTED

6/02/2000 NOTICE OF ENTRY OF ORDER HAS BEEN GIVEN AS REQUIRE BY PA.R.CIV.P. 236(B).

6/16/2000 BRIEF OF DEFT IN SUPPORT OF PO'S FILED BY ATTY DUBOIS

6/23/2000 BRIEF IN OPPOSITION TO DEFTS PO TO PLFFS COMPLAINT FILED BY ATTY CONSIGLIO

8/15/2000 ORDER HAC DIRECTED PLFF FILE AN AMENDED COMPLAINT AND DEFTS REQUEST TO STRIKE PARAGRAPHS 12 & 13 DENIED

9/01/2000 AMENDED COMPLAINT FILED BY ATTY CONSIGLIO

10/16/2000 ANSWER AND NEW MATTER FILED ON BEHALF OF DEFENDANTS BY ATTY DUBOIS

12/04/2000 REPLY TO ANSWER AND NEW MATTER FILED BY ATTY CONSIGLIO

2/26/2001 NOTICE OF ARBITRATION HEARING 5-10-01

4/06/2001 ORDER APPOINTING ATTY TO THE BOARD OF ARBITRATORS - ATTY MAIERHOFER

5/11/2001 AWARD OF ARBITRATION - AWARD ENTERED FOR PLFFS AGAINST ALL DEFTS

5/11/2001 NOTICE OF ENTRY MAILED TO ATTYS DUBOIS & CONSIGLIO

1999-05770 SNOW KING AL (vs) CLARK DANIEL

Reference No.:
Case Type.....: DIST JUSTICE APPEAL
Judgment.....: .00
Judge Assigned: CARPENTER HIRAM A
Disposed Desc.:
----- Case Comments -----

Filed.....: 11/10/1999
Time.....: 10:14
Execution Date 0/00/0000
Jury Trial....
Disposed Date. 0/00/0000
Higher Crt 1.:
Higher Crt 2.:

6/11/2001 NOTICE OF APPEAL FROM AWARD OF ARBITRATORS FILED BY ATTY DUBOIS
5/06/2002 EXHIBITS OF PLFF 1-6 AND DEFTS 1-5
5/09/2002 ORDER 5-8-02 HAC DIRECTED A JUDGMENT BE ENTERED AGAINST SNOW KING I
NC \$4200.00
5/09/2002 NOTICE OF ENTRY OF ORDER HAS BEEN GIVEN AS REQUIRE BY
PA.R.CIV.P. 236(B).
7/19/2002 RETURN OF EVIDENCE/EXHIBITS TO DANIEL J CLARK
ITEM(S) RETURNED: ONE (1) EL-303 CASSETTE ADAPTOR
7/19/2002 RETURN OF EVIDENCE/EXHIBITS TO
ITEM(S) RETURNED: ONE (1) EL-303 CASSETTE ADAPTOR (CASSETTE
REMOVED AND RESEALED W/REMAINING EXHIBITS)
----- LAST ENTRY -----

* Escrow Information *
* Fees & Debits Beg Bal Pymts/Adj End Bal *

TAX ON APPEAL	.25	.25	.00
JCP	5.00	5.00	.00
APPEAL D J	44.75	44.75	.00
SUBPOENA	3.00	3.00	.00
SUBPOENA	3.00	3.00	.00
SUBPOENA	3.00	3.00	.00
APPEAL/ARBIT	130.00	130.00	.00
SUBPOENA	9.00	9.00	.00
	-----	-----	-----
	198.00	198.00	.00

* End of Case Information *

DANIEL CLARK, SR. and	:	COURT OF COMMON PLEAS OF
BARBARA E. CLARK, husband and wife,	:	BLAIR COUNTY, PENNSYLVANIA
Plaintiffs	:	
	:	
v.	:	NO. 99 GN 5770
	:	
PHILLIP TABONE, t/d/b/a	:	
SNOW KING, INC.,	:	

.....

HON. HIRAM A. CARPENTER III	PRESIDING JUDGE
RICHARD CONSIGLIO, ESQ.	COUNSEL FOR PLAINTIFFS
JEFFREY DUBOIS, ESQ.	COUNSEL FOR DEFENDANT

.....

ORDER OF COURT

NOW, this 8th day of May 2002, after Trial by Court in the above captioned we deem the entry of the following Order appropriate.


It is ORDERED, DIRECTED and DECREED a judgment be entered for Plaintiffs and against the Defendant in the amount of Four Thousand Two Hundred Dollars (\$4200.00) plus costs and interest from November 7th, 1998 (the date when the purchase price was paid in full.)

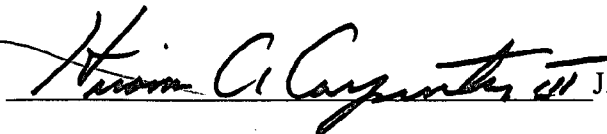
On the issue of Phillip Tabone individual liability we find in favor of Mr. Tabone. The judgment is to be entered only against Snow King Incorporated, which appears to this Court to be a valid corporate entity with whom the Plaintiffs dealt exclusively in this transaction.

FROM THE RECORD CERTIFIED

BY THE COURT:

29 DAY OF Aug. 20 02


 CAROL A. NEWMAN
 NOTARY PUBLIC & CLERK OF COURTS


 Hiram A. Carpenter III J.

bmp

FILED

11/10/09
SEP 03 2002

William A. Shaw
Prothonotary

Atty Consiglio
pd 20.00
Notice to Def.

Statement to Atty

COPY

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

Daniel Clark

Vs.

No. 2002-01366-CD

Snow King, Inc.
Phil Tabone

To: Snow King, Inc.

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$4,200.00 on September 3, 2002.

William A. Shaw
Prothonotary

William A. Shaw

COPY

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

Daniel Clark
Plaintiff(s)

No.: 2002-01366-CD

Real Debt: \$4,200.00

Atty's Comm:

Vs.

Costs: \$

Int. From:

Snow King, Inc.

Entry: \$20.00

Defendant(s)

Instrument: Exemplified Record

Date of Entry: September 3, 2002

Expires: September 3, 2007

Certified from the record this 3rd day of September, 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

DANIEL J. CLARK, SR., and	:	COURT OF COMMON PLEAS OF
BARBARA E. CLARK, husband	:	CLEARFIELD COUNTY, PENNSYLVANIA
and wife,	:	
	:	
Plaintiffs	:	No. 2002-01366- CD
	:	
vs.	:	
	:	ORIGINAL ACTION:
SNOW KING, INC., a Pennsylvania	:	COURT OF COMMON PLEAS OF
Corporation,	:	BLAIR COUNTY, PENNSYLVANIA
	:	
Defendants	:	No. 99 GN 5770

**NOTICE OF SERVICE OF
INTERROGATORIES DIRECTED TO DEFENDANT
IN AID OF EXECUTION**

I hereby certify that on the 24^e day of October, 2002, a true and correct copy of the foregoing Interrogatories Directed to Defendant to Aid in Execution, has been served upon counsel of record by first class regular U.S. Mail, postage prepaid, as follows:

Jeffrey S. DuBois, Esquire
HANAK, GUIDO and TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



Richard A. Consiglio, Esquire
Atty. for Plaintiffs
Pa. I.D. #06669
304 Union Street
Hollidaysburg, PA 16648
(814) 696-4347

FILED

OCT 31 2002

William A. Shaw
Prothonotary

DANIEL J. CLARK, SR., and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC., a Pennsylvania
Corporation,

Defendants

COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

No. 2002-01366-CD

Original Action: Court of Common Pleas
of Blair County, Pennsylvania
No. 1999 GN 5770

**MOTION TO COMPEL AND/OR
FOR SANCTIONS AND/OR FOR CONTEMPT**

Filed on behalf of:

**PLAINTIFFS, DANIEL J. CLARK, SR. and
BARBARA E. CLARK, husband and wife**

Counsel of record for this party:

RICHARD A. CONSIGLIO, ESQUIRE

Pa. I.D. # 06669

304 Union Street

Hollidaysburg, PA 16648

(814) 696-4347

FILED

MAR 27 2003

**William A. Shaw
Prothonotary**

DANIEL J. CLARK, SR., and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC., a Pennsylvania
Corporation,

Defendants

COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

No. 2002-01366-CD

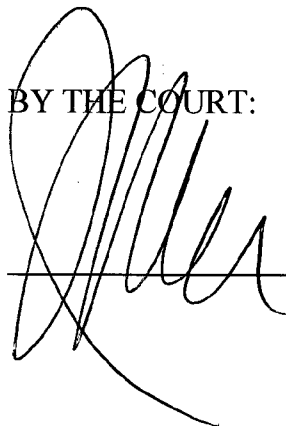
Original Action: Court of Common Pleas
of Blair County, Pennsylvania
No. 1999 GN 5770

RULE

NOW, this 31st day of March, 2003, upon consideration of the
attached Motion to Compel and/or for Sanctions and/or for Contempt, a Rule is hereby issued
upon the Defendant, Snow King, Inc., to show cause, if any there be, why the prayer for
relief of the within Plaintiffs should not be granted.

Said Rule returnable on the 12 day of May, 2003, at 10:00
o'clock, A.m., in Courtroom No. 1, Clearfield County Courthouse, Hollidaysburg,
Pennsylvania.

BY THE COURT:



J.

FILED

MAR 31 2003

William A. Shaw
Prothonotary

FILED

100

My Consiglio

W. Massey's memo regarding rule service

02:51-61
MAR 31 2003

William A. Shaw
Prothonotary

WAS

DANIEL J. CLARK, SR., and	:	COURT OF COMMON PLEAS OF
BARBARA E. CLARK, husband	:	CLEARFIELD COUNTY, PENNSYLVANIA
and wife,	:	
	:	
Plaintiffs	:	No. 2002-01366-CD
	:	
vs.	:	
	:	
	:	Original Action: Court of Common Pleas
SNOW KING, INC., a Pennsylvania	:	of Blair County, Pennsylvania
Corporation,	:	No. 1999 GN 5770
	:	
Defendants	:	

**MOTION TO COMPEL AND/OR
FOR SANCTIONS AND/OR FOR CONTEMPT**

AND NOW, comes the Plaintiffs, Daniel J. Clark, Sr. and Barbara E. Clark, husband and wife, by and through their legal counsel, Richard A. Consiglio, Esquire, and files the following Motion to Compel and/or for Sanctions and/or for Contempt:

1. That the Plaintiffs commenced this action by filing a Complaint on December 7, 1999, followed thereafter by the filing of an Amended Complaint on September 1, 2000.

2. The Plaintiffs obtained a judgment against the above named Defendant following bench trial by Order dated May 8, 2002. Notice of the entry of the Order was given to the Defendants on May 9, 2002 as required by Pa. R.C.P. 236(b).

In addition thereto said judgment was entered in the Court of Common Pleas of Clearfield County, Pennsylvania on September 3, 2002 to No. 2002-01366-CD. (A certified copy of the Statement of said Judgment entered in Clearfield County to the above number and term is attached hereto and marked Plaintiffs' Exhibit "A").

3. The Plaintiffs, by and through their legal counsel, Richard A. Consiglio, filed

and served upon Defendant's counsel Interrogatories in aid of execution on October 24, 2002. Notice of said Interrogatories was filed with the Court of Common Pleas of Blair County, Pennsylvania, and the Court of Common Pleas of Clearfield County, Pennsylvania, on the same date.

4. That the Defendant failed to answer said Interrogatories to date, and obviously has failed to answer said Interrogatories within the 30 day time period set forth in the Pennsylvania Rules of Civil Procedure.

5. The Plaintiffs believe that the Defendant has refused to file answers to said Interrogatories in an attempt to prevent the Plaintiffs from exccuting upon Defendant's assets in order to obtain the verdict awarded to them in this matter.

6. As a result of the Defendant's failure and/or refusal to file answers to Interrogatories, the Plaintiffs filed a Motion to Compel with the Court of Common Pleas of Blair County, Pennsylvania, on or about December 2, 2002. A copy of said Motion is attached hereto and marked Plaintiff's Exhibit "B".

Service of said Motion was had upon the counsel for the Defendant, Jeffrey S. DuBois, Esquire, by regular first class United States Mail, postage prepaid.

7. That the aforesaid Motion to Compel was heard by the Honorable Jolene Grubb Kopriva, Judge of the Court of Common Pleas of Blair County, Pennsylvania, on February 3, 2003. Both the Defendant and his counsel failed to appear for said hearing.

As a result thereof, an Order was entered on the same date of February 3, 2003 by the Court of Common Pleas of Blair County, Pennsylvania, directing the Defendant to file

answers to the aforesaid Interrogatories within 15 days from the date of said Order. Said Order also directed the Defendant to pay to counsel for the Plaintiffs the sum of \$250.00 within ten days from the date of said Order on account of counsel fees necessitated by the filing of said Motion to Compel. A certified copy of said Order is attached hereto and marked Plaintiffs' Exhibit "C".

8. That the Defendant has failed to comply with the Order of the Court of Common Pleas of Blair County, Pennsylvania, entered February 3, 2003. To date the Defendant has continued to fail to file answers to the aforesaid Interrogatories. It has also failed to pay the counsel fees ordered by the Court of Common Pleas of Blair County, Pennsylvania.

9. That the Plaintiffs believe, and therefore aver, that the Defendant is in violation of the Rules of Civil Procedure of the Commonwealth of Pennsylvania. Further, the Plaintiff believes, and therefore avers, that the Defendant is in contempt of the Order of the Court of Common Pleas of Blair County, Pennsylvania, in this matter.

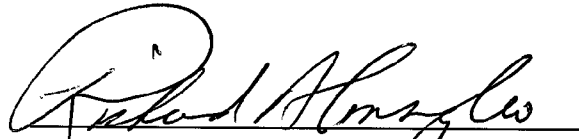
WHEREFORE, the Plaintiffs pray this Honorable Court to:

A. Give full faith and credit to the Order of the Court of Common Pleas of Blair County, Pennsylvania, of February 3, 2003 in the above-captioned matter; and

B. Hold the Defendant in contempt of the aforesaid Order of Court of Common Pleas of Blair County, Pennsylvania; and

C. Direct the Defendant to file answer to Interrogatories within a time frame to be determined by this Honorable Court; and

D. Award the Plaintiffs additional counsel fees in the amount of \$500.00 necessitated by filing this Motion and appearing before the Court of Common Pleas of Clearfield County, Pennsylvania, in regards to the same.

A handwritten signature in black ink, appearing to read "Richard A. Consiglio", written over a horizontal line.

Richard A. Consiglio, Esquire

Attorney for Plaintiffs

Pa. I.D. #06669

304 Union Street

Hollidaysburg, PA 16648

(814) 696-4347

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

Daniel Clark
Plaintiff(s)

No.: 2002-01366-CD

Real Debt: \$4,200.00

Atty's Comm:

Vs.

Costs: \$

Int. From:

Snow King, Inc.

Entry: \$20.00

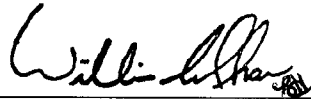
Defendant(s)

Instrument: Exemplified Record

Date of Entry: September 3, 2002

Expires: September 3, 2007

Certified from the record this 3rd day of September, 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

Exhibit "A"

DANIEL J. CLARK, SR., and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC., a Pennsylvania
Corporation,

Defendants

COURT OF COMMON PLEAS OF
BLAIR COUNTY, PENNSYLVANIA

No. 1999 GN 5770

RULE

NOW, this 23 day of ~~December~~ ^{January 2003}, 2002, upon consideration of the Motion to Compel, a Rule is hereby issued upon the Defendant, Snow King, Inc., to show cause, if any there be, why the prayer for relief of the within Plaintiffs should not be granted.

Said Rule returnable on the 3 day of FEBRUARY, 2003, at 8:30
AT 10 AM COURT
o'clock, a.m. in Courtroom No. 1, Blair County Courthouse, Hollidaysburg,
Pennsylvania.

BY THE COURT:

[Signature]
J.

Exhibit B

DANIEL J. CLARK, SR., and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC., a Pennsylvania
Corporation,

Defendants

COURT OF COMMON PLEAS OF
BLAIR COUNTY, PENNSYLVANIA

No. 1999 GN 5770

FILED
BLAIR COUNTY, PA
CAROL A. NEWMAN
Dec 2 10 42 AM '02
CLERK OF COURT
OFFICE OF THE CLERK
OF COURT

MOTION TO COMPEL

AND NOW, comes the Plaintiffs, Daniel J. Clark, Sr. and Barbara E. Clark, husband and wife, by and through their legal counsel, Richard A. Consiglio, Esquire, and files the following Motion to compel response to Interrogatories:

1. That the Plaintiffs commenced this action by filing a Complaint on December 7, 1999, followed thereafter by the filing of an Amended Complaint on September 1, 2000.

2. The Plaintiffs obtained a judgment against the above named Defendant following bench trial by Order dated May 8, 2002. Notice of entry of the Order was given to the Defendants on May 9, 2002 as required by Pa. R.C.P. 236(b).

In addition thereto said judgment was entered in the Court of Common Pleas of Clearfield County, Pennsylvania on September 3, 2002 to No. 2002-01366-CD.

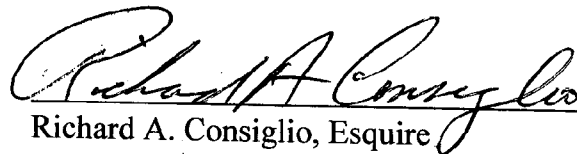
3. The Plaintiffs, by and through their legal counsel, Richard A. Consiglio, filed and served upon Defendant's counsel Interrogatories in aid of execution on October 24, 2002. Notice of said Interrogatories was filed with the Court of Common Pleas of Blair County, Pennsylvania, the same day. Further, notice of service of said Interrogatories was

also filed with the Court of Common Pleas of Clearfield County, Pennsylvania, the same date.

4. The Defendant has failed to file answers to said Interrogatories within the 30 day time period set forth in the Pennsylvania Rules of Civil Procedure.

5. That this case has proceeded for approximately three years. The Defendant took no appeal from the verdict of the Court of Common Pleas of Blair County, Pennsylvania. The Plaintiffs believe, and therefore aver, that the Defendant has refused to file Answers to Interrogatories in an attempt to prevent the Plaintiffs from executing upon Defendant's assets in order to obtain the verdict awarded to him in this matter.

WHEREFORE, the Plaintiffs pray this Honorable Court to grant their Motion to Compel and order Defendant to file an answer to Interrogatories within the next fifteen (15) days; and to award Plaintiff counsel fees in the amount of \$250.00.



Richard A. Consiglio, Esquire
Attorney for Plaintiffs
Pa. I.D. #06669
304 Union Street
Hollidaysburg, PA 16648
(814) 696-4347

DANIEL J. CLARK, SR., and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC., a Pennsylvania
Corporation,

Defendants

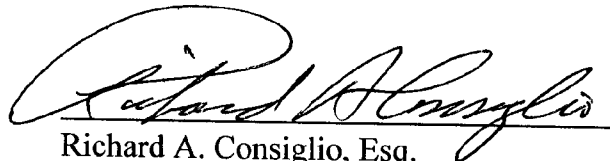
COURT OF COMMON PLEAS OF
BLAIR COUNTY, PENNSYLVANIA

No. 1999 GN 5770

CERTIFICATE OF SERVICE

AND NOW, this 2nd day of November, 2002 I, RICHARD A. CONSIGLIO,
ESQUIRE, hereby certify that I have served a copy of Motion to Compel in the above-
captioned matter, via first class U.S. Mail, postage prepaid and addressed to:

Jeffrey S. DuBois, Esquire
HANAK, GUIDO and TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



Richard A. Consiglio, Esq.
Atty. for Plaintiff
Pa I.D. #06669
304 Union Street
Hollidaysburg, PA 16648
(814) 696-4347

DANIEL J. CLARK, SR., and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC., a Pennsylvania
Corporation,

Defendants

COURT OF COMMON PLEAS OF
BLAIR COUNTY, PENNSYLVANIA

No. 1999 GN 5770

ORDER OF COURT

AND NOW, this 3rd day of February, 2003, upon motion of the
Plaintiffs, and after hearing upon the same, it is hereby ORDERED, DIRECTED and
DECREED that the Defendant shall file Answers to Interrogatories within fifteen (15) days
from the date of this Order or suffer further sanctions upon by the Plaintiff.

It is further ORDERED, DIRECTED and DECREED that the Defendant shall pay to
Richard A. Consiglio, Esquire, attorney for the Plaintiffs, the sum of \$250.00 within ten (10)
days from the date of this Order, for counsel fees necessitated by the filing of Motion to
Compel in this matter.

BY THE COURT:

John Bruce Kopinski

FEB 3 1 17 PM '03

FILED
BLAIR COUNTY, PA
CAROL A. NEWMAN

FROM THE RECORD CERTIFIED

9th DAY OF Feb 20 03

Carol A. Newman
CAROL A. NEWMAN

PROTHONOTARY & CLERK OF COURTS

EXhibit "C"

DANIEL J. CLARK, SR., and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC., a Pennsylvania
Corporation,

Defendants

COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

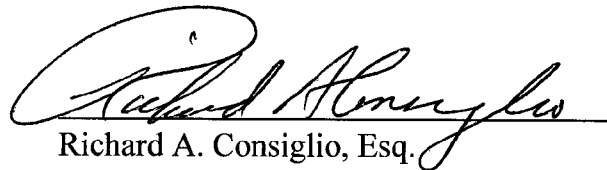
No. 2002-01366-CD

Original Action: Court of Common Pleas
of Blair County, Pennsylvania
No. 1999 GN 5770

CERTIFICATE OF SERVICE

AND NOW, this 26 day of March, 2003, I, RICHARD A. CONSIGLIO,
ESQUIRE, hereby certify that I have served a copy of Motion to Compel and/or and/or for
Sanctions and/or for Contempt in the above-captioned matter, via first class U.S. Mail,
postage prepaid and addressed to:

Jeffrey S. DuBois, Esquire
HANAK, GUIDO and TALADAY
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801



Richard A. Consiglio, Esq.
Atty. for Plaintiff
Pa I.D. #06669
304 Union Street
Hollidaysburg, PA 16648
(814) 696-4347

DANIEL J. CLARK, SR., and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC., a Pennsylvania
Corporation,

Defendants

COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

No. 2002-01366-CD

Original Action: Court of Common Pleas
of Blair County, Pennsylvania
No. 1999 GN 5770

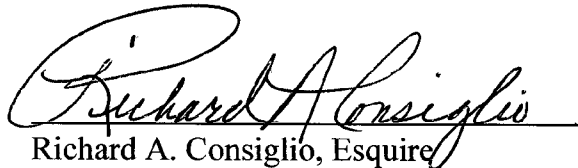
AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA

ss

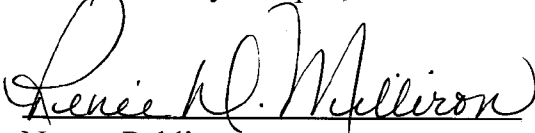
COUNTY OF BLAIR

RICHARD A. CONSIGLIO, ESQUIRE, being duly sworn according to law, says that he has delivered by via First Class, United States Mail, postage prepaid, this date, April 1, 2003, a true and correct copy of the Plaintiffs' Motion to Compel and/or for Sanctions and/or for Contempt in the above-captioned action to: Jeffrey S. DuBois, Esquire, of Hanak, Guido and Taladay, Attorney for the Defendant, Snow King, Inc., at his office located at 498 Jeffers Street, P.O. Box 487, DuBois, PA 15801.

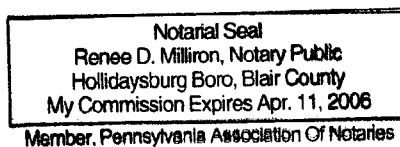


Richard A. Consiglio, Esquire
Attorney for Plaintiffs
Pa. I.D. #06669

Sworn to and subscribed before me
this 1st day of April, 2003.



Notary Public



FILED

APR 02 2003

m / 11:20 / ms
William A. Shaw
Prothonotary
no clerks

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

DANIEL CLARK, SR. and
BARBARA E. CLARK, husband
and wife,

Plaintiffs

vs.

SNOW KING, INC.,
Defendant

No. 2002-1366-CD

Type of Pleading:

**PRAECIPE TO
WITHDRAW**

Filed on Behalf of:

DEFENDANT

Counsel of Record for this Party:

Jeffrey S. DuBois, Esquire
Supreme Court No. 62074
Hanak, Guido and Taladay
498 Jeffers Street
P. O. Box 487
DuBois, PA 15801
(814) 371-7768

FILED

MAY 6 8 2003

William A. Shaw
Prothonotary

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

DANIEL CLARK, SR., and
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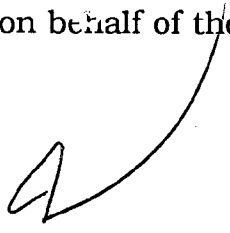
Defendants

No. 2002-1366-CD

PRAECIPE TO WITHDRAW

TO THE PROTHONOTARY:

Please withdraw my appearance on behalf of the Defendant in
the above captioned matter.



Jeffrey S. DuBois, Esq.
Hanak, Guido and Taladay
498 Jeffers St., P. O. Box 487
DuBois, PA 15801
(814) 371-7768

CERTIFICATE OF SERVICE

I do hereby certify that on the 7th day of May, 2003, I served a copy of the within Praeceptum to Withdraw by first class mail, postage prepaid, to:

Richard A. Consiglio, Esq.
304 Union Street
Hollidaysburg, PA 16648



Jeffrey S. DuBois

FILED

MAY 08 2003

0111:45-2-2
WILLIAM A. SHAW
Prothonotary

Tue (2) 0 5 2003



Date: 05/12/2003

Clearfield County Court of Common Pleas

User: DGREGG

Time: 02:54 PM

ROA Report

Page 1 of 1

Case: 2002-01366-CD

Current Judge: John K. Reilly Jr.

Daniel Clark vs. Snow King, Inc., Phil Tabone

Judgment

Date		Judge
09/03/2002	✓ Filing: Certification of Docket Entries and Judgment Paid by: Consiglio, Richard Receipt number: 1847746 Dated: 09/03/2002 Amount: \$20.00 (Check) Judgment is entered in favor of the Plaintiff and against Defendant Snow King, Inc. ONLY in the amount of \$4,200.00. Notice to Snow King, Inc.	No Judge
10/31/2002	✓ Notice of Service of Interrogatories Directed to Defendant In Aid Of Execution upon JEFFREY S. DU BOIS, ESQ. s/Richard A. Consiglio, Esq. no cc	No Judge
03/28/2003	✓ Motion To Compel and/or For Sanctions and/or For Contempt, filed by Atty. Consiglio 1 cert. to Atty.	No Judge
03/31/2003	✓ RULE, NOW, this 31st day of March, 2003, issued upon Defendant, SNOW KING, INC. Rule returnable on the 12th day of May, 2003, at 10:00 a.m. by the Court, s/JKR,JR.,P.J. 1 cc Atty Consiglio w/Marcy's memo regarding rule service	John K. Reilly Jr.
04/02/2003	✓ Affidavit of Service, Plaintiffs' Motion to Compel and/or for Sanctions and/or for Contempt upon JEFFREY S. DuBOIS, ESQ. filed by s/Richard A. Consiglio, Esq. no cc	John K. Reilly Jr.
05/08/2003	✓ Praecipe To Withdraw Appearance On Behalf Of the Defendant. filed by s/Jeffrey S. DuBois, Cert of Service 2 cc to Atty	John K. Reilly Jr.