

02-1570-CD  
PAULETTE BEMBENIC vs. WILMA OVERBECK

TO: PROTHONOTARY OF CLEARFIELD COUNTY:

In connection with the case of Paulette Bembenic and Paula Jewell, d/b/a Twin Scissors v. Wilma Overbeck, No. 02-1570-CD, I submit the following information in connection with the eventual removal of the operating privileges of the Defendant in the event that the judgment entered in said action is not paid within sixty (60) days from the date of its entry.

1. Operator's Name – Wilma Overbeck
2. Operator's Address – 214 E. Main St., 215 ½ Rear Apt, Sykesville, PA 15865
3. Operator's Date of Birth – 4/12/50
4. License No. - 24197164
5. Date of Accident – 8/18/01
6. Plaintiffs' Names – Paulette Bembenic and Paula Jewell, d/b/a Twin Scissors
7. Plaintiffs' Business Address – 6 South Main Street, DuBois, PA 15801-1247

Pd

14.50

Evey Routh, Block  
Dorezas, Magen & Levine, L.P.

in

Notice Mailed

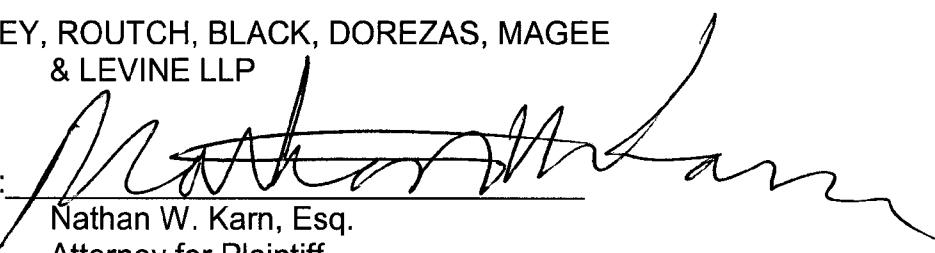
PAULETTE BEMBENIC, Plaintiff : IN THE COURT OF COMMON PLEAS OF  
vs. : CLEARFIELD COUNTY, PENNSYLVANIA  
WILMA OVERBECK, Defendant :  
: CIVIL DIVISION  
: NO. 02-1570-CJ

**PRAECIPE FOR WRIT OF SUMMONS**

TO: PROTHONOTARY OF CLEARFIELD COUNTY:

Enter my appearance for the Plaintiff and issue a Writ of Summons in the above-captioned matter against the Defendant.

EVEY, ROUTCH, BLACK, DOREZAS, MAGEE  
& LEVINE LLP

BY: 

Nathan W. Karn, Esq.  
Attorney for Plaintiff  
Attorney I.D. #86068  
401 Allegheny Street, P. O. Box 415  
Hollidaysburg, PA 16648  
(814) 695-7581

Dated: 10/7/02

FILED Att'y pd.  
80.00  
10/12/2002  
OCT 08 2002  
ccown  
to Shff  
BA

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY PENNSYLVANIA  
CIVIL ACTION

COPY

SUMMONS

**Paulette Bembenic**

**Vs.**

**NO.: 2002-01570-CD**

**Wilma Overbeck**

TO: **WILMA OVERBECK**

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 10/08/2002

---

William A. Shaw  
Prothonotary

Issuing Attorney:

Nathan W. Karn Esq  
401 Allegheny Street  
Hollidaysburg, PA 16648

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13148

BEMBENIC PAULETTE

02-1570-CD

VS.

OVERBECK, WILMA

SUMMONS

**SHERIFF RETURNS**

**NOW OCTOBER 9, 2002, THOMAS DEMKO, SHERIFF OF JEFFERSON COUNTY  
WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY  
TO SERVE THE WITHIN SUMMONS ON WILMA OVERBECK, DEFENDANT.**

**NOW NOVEMBER 4, 2002 SERVED THE WITHIN SUMMONS ON WILMA OVERBECK,  
DEFENDANT BY DEPUTIZING THE SHERIFF OF JEFFERSON COUTY. THE RETURN  
OF SHERIFF DEMKO IS HERETO ATTACHED AND MADE A PART OF THIS RETURN.**

---

Return Costs

Cost	Description
27.74	SHFF. HAWKINS PAID BY: ATTY.
60.92	SHFF. DEMKO PAID BY: ATTY.
10.00	SURCHARGE PAID BY: ATTY.
<u>98.66</u>	

013-5581  
JAN 27 2003  
E  
William A. Shaw  
Prothonotary

Sworn to Before Me This

27 Day Of Jan 2003  
WILLIAM A. SHAW  
WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

So Answers,

Chester A. Hawkins  
My Manley Ham  
Chester A. Hawkins  
Sheriff

No. 2002-01570-CD

Personally appeared before me, Kirk Brudnock, Deputy for Thomas A. Demko Sheriff of Jefferson County, Pennsylvania, who according to law deposes and says that on November 4, 2002 at 6:28 o'clock P.M. served the Summons upon WILMA OVERBECK, Defendant, at 214 1/2 Main Street, 215 1/2 Rear Apt. Borough of Sykesville, County of Jefferson, State of Pennsylvania, by handing to her, personally, a true and attested copy of the Summons and by making known to her the contents thereof.

Advance Costs Received;	\$125.00
My Costs:	\$ 58.92 Paid
Prothy:	\$ 2.00
Total Costs:	\$ 60.92
Refunded:	\$ 64.08

Sworn and subscribed  
to before me this 2<sup>nd</sup>  
day of November 2002.  
By Kirk Brudnock So Answers,

My Commission Expires The  
First Monday January 2006

Kirk Brudnock Deputy  
Jefferson County Sheriff  
PENNSYLVANIA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

---

---

PAULETTE BEMBENIC,

Plaintiff

vs.

WILMA OVERBECK

Defendant

Civil Division

No. 02-1570-CD

Type of Pleading: Motion to Amend  
Caption

Filed on Behalf of Plaintiff

Counsel of Record for this Party:

Nathan W. Karn, Esq.  
Pennsylvania I.D. No:86068

Evey, Routh, Black, Dorezas, Magee  
& Levine LLP  
P.O. Box 415  
401 Allegheny Street  
Hollidaysburg, PA 16648-0415

(814) 695-7581

---

REC'D 05/26/03

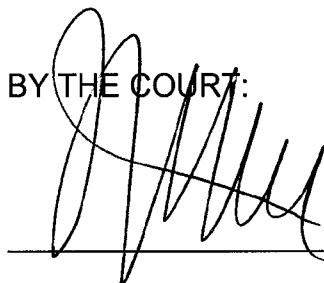
William A. Shaw  
Prothonotary

PAULETTE BEMBENIC, : IN THE COURT OF COMMON PLEAS OF  
Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA  
vs. :  
: CIVIL DIVISION  
: NO. 02-1570-CD  
WILMA OVERBECK, :  
Defendant :

**RULE RETURNABLE**

NOW, this 7<sup>th</sup> day of February, 2003, a Rule is hereby issued  
upon Defendant, Wilma Overbeck, to show cause why Plaintiff's Motion should not be  
granted. Rule returnable the 3 day of March, 2003, at  
2:30 o'clock P M. in Courtroom No. 1 of the Clearfield  
County Court of Common Please

BY THE COURT:



J.

FEB 07 2003

William A. Shaw  
Prothonotary

200  
019:55 6/1 Aug 2003  
FL 07/2003  
G. R. K.

William A. Shaw  
Photographer

PAULETTE BEMBENIC, Plaintiff : IN THE COURT OF COMMON PLEAS OF  
vs. : CLEARFIELD COUNTY, PENNSYLVANIA  
WILMA OVERBECK, Defendant : CIVIL DIVISION  
: NO. 02-1570-CD

ORDER

AND NOW, this 3 day of March, 2003, the Court  
having before it Plaintiff's Motion to Amend Caption and having reviewed the Motion  
and having considered oral argument if any, it is hereby ORDERED, DIRECTED AND  
DECREED that Plaintiff's Motion to Amend Caption is granted, and Plaintiff shall be  
named as Paulette Bembenic and Paula Jewell, d/b/a Twin Scissors.

BY THE COURT:



J.

PAULETTE BEMBENIC, Plaintiff : IN THE COURT OF COMMON PLEAS OF  
vs. : CLEARFIELD COUNTY, PENNSYLVANIA  
WILMA OVERBECK, Defendant :  
: CIVIL DIVISION  
: NO. 02-1570-CD

**MOTION TO AMEND CAPTION**

AND NOW, comes the Plaintiff, Paulette Bembenic, by and through her attorneys, Evey, Routh, Black, Dorezas, Magee & Levine LLP, and files the following Motion:

1.

On October 18, 2002, a Praecept for Writ of Summons was filed in this matter.

2.

On November 4, 2002, the Writ of Summons was served on Defendant.

3.

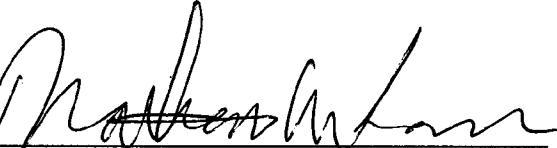
Subsequent to the filing and service of the Writ of Summons, it was determined that Paulette Bembenic and Paula Jewell, d/b/a Twin Scissors, is the true owner of the vehicle involved in this matter.

4.

The Statute of Limitations does not expire until August 18, 2003.

WHEREFORE, the Plaintiff respectfully requests this Honorable Court grant this Motion to Amend Caption to be Paulette Bembenic and Paula Jewell, d/b/a Twin Scissors, as Plaintiff.

EVEY, ROUTCH, BLACK, DOREZAS,  
MAGEE & LEVINE LLP

BY: 

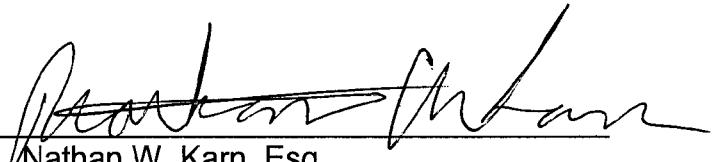
Nathan W. Karn, Esq.  
Attorney for Plaintiff  
Pa. ID# 86068  
401 Allegheny Street  
P. O. Box 415  
Hollidaysburg, PA 16648

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on the 4<sup>th</sup> day of February, 2003, by United States Mail, First Class, postage prepaid, addressed to the following:

Wilma Overbeck  
214 E. Main Street  
215½ Rear Apartment  
Sykesville, PA 15865

EVEY, ROUTCH, BLACK, DOREZAS, MAGEE,  
& LEVINE LLP

BY: 

Nathan W. Karn, Esq.  
Attorney for Plaintiff

Date: 03/04/2003

**Clearfield County Court of Common Pleas**

User: DGREGG

Time: 12:06 PM

ROA Report

Page 1 of 1

Case: 2002-01570-CD

Current Judge: John K. Reilly Jr.

Paulette Bembenic vs. Wilma Overbeck

Civil Other

Date	Judge
10/08/2002 ✓ Filing: Writ of Summons Paid by: Karn, Nathan W. Esq (attorney for Bembenic, Paulette) Receipt number: 1849629 Dated: 10/08/2002 Amount: \$80.00 (Check) 1 CC & Writ to Sheriff.	No Judge
01/27/2003 ✓ Sheriff Return, Papers served on Defendant(s). So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm	No Judge
02/05/2003 ✓ Motion to Amend Caption. filed by s/Nathan W. Karn, Esq. Certificate of Service 1 cc Atty Karn	No Judge
02/07/2003 ✓ Rule Returnable, Now, this 7th day of Feb. 2003, issued upon Defendant, WILMA OVERBECK Rule Returnable the 3rd day of March, 2003, at 2:30 p.m. by the Court, s/JKR. JR., P.J. 2 cc Atty Karn	John K. Reilly Jr.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

---

---

PAULETTE BEMBENIC and PAULA  
JEWELL, d/b/a TWIN SCISSORS,  
Plaintiffs

vs.

WILMA OVERBECK,  
Defendant

Civil Division

No. 02-1570-CD

Type of Pleading: Complaint

Filed on Behalf of Plaintiffs

Counsel of Record for this Party:

Nathan W. Karn, Esq.  
Pennsylvania I.D. No: 86068

Evey, Routh, Black, Dorezas, Magee  
& Levine LLP  
P.O. Box 415  
401 Allegheny Street  
Hollidaysburg, PA 16648-0415

(814) 695-7581

---

FILED

MAR 19 2004

William A. Shaw  
Prothonotary/Clerk of Courts

PAULETTE BEMBENIC and PAULA  
JEWELL, d/b/a TWIN SCISSORS,  
Plaintiffs : IN THE COURT OF COMMON PLEAS OF  
vs. : CLEARFIELD COUNTY, PENNSYLVANIA  
: :  
WILMA OVERBECK, : CIVIL DIVISION  
Defendant : :  
: NO. 02-1570-CD

**NOTICE**

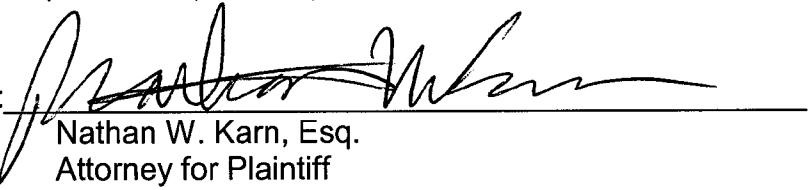
You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after the Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money, property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR  
LAWYER AT ONCE. IF YOU DO NOT HAVE  
A LAWYER OR CANNOT AFFORD ONE, GO  
TO OR TELEPHONE THE OFFICE SET FORTH  
BELOW TO FIND OUT WHERE YOU CAN GET  
LEGAL HELP.

David S. Meholic  
Court Administrator  
Clearfield County Court House  
Clearfield, PA 16830

Phone: (814) 765-2641 Ext. 5982

EVEY, ROUTCH, BLACK, DOREZAS, MAGEE & LEVINE LLP

By: 

Nathan W. Karn, Esq.  
Attorney for Plaintiff  
401 Allegheny St., P. O. Box 415  
Hollidaysburg, PA 16648  
(814) 695-7581  
Pa. I.D.# 86068

PAULETTE BEMBENIC and PAULA JEWELL, d/b/a TWIN SCISSORS, Plaintiffs	:	IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
	:	
vs.	:	CIVIL DIVISION
	:	
WILMA OVERBECK, Defendant	:	NO. 02-1570-CD

COMPLAINT

AND NOW, come the Plaintiffs, Paulette Bembenic and Paula Jewell, d/b/a Twin Scissors, by and through their attorneys, Evey, Routch, Black, Dorezas, Magee & Levine LLP, and file the following Complaint:

1.

Plaintiff, Paulette Bembenic and Paula Jewell, d/b/a Twin Scissors, are operators of a business located at 6 South Main Street, DuBois, Clearfield County, Pennsylvania 15801-1247.

2.

Defendant, Wilma Overbeck, is an adult individual residing at 214 E. Main Street, 215½ Rear Apartment, Sykesville, Jefferson County, Pennsylvania 15865.

3.

On or about August 18, 2001, Plaintiffs were the owners of a 1999 Ford Taurus SE motor vehicle which was involved in the accident described herein.

4.

On that date, Defendant was the owner of a 1990 Oldsmobile motor vehicle which was involved in the accident described herein.

5.

On the aforesaid date, at approximately 1:30 p.m., Plaintiffs' vehicle was parked in a careful, lawful and prudent manner in front of the residence at 711 S. Brady Street, DuBois, Clearfield County, Pennsylvania.

6.

On the aforesaid date and time, Defendant was operating her motor vehicle in a careless, reckless and negligent manner in front of the residence at 711 S. Brady Street, DuBois, Clearfield County, Pennsylvania.

7.

As the motor vehicle being operated by Defendant approached Plaintiffs' vehicle, said motor vehicle, suddenly and without warning, carelessly, negligently and recklessly came into violent contact and collision with right side of the motor vehicle of the Plaintiffs, causing damages as more specifically set forth below.

8.

The motor vehicle of the Plaintiffs was damaged solely, directly and entirely as a result of the aforesaid collision in the amount of \$2,092.20, being less than the fair market value of the motor vehicle of the Plaintiffs at the time of the collision.

**COUNT I**

**PLAINTIFFS V. WILMA OVERBECK**

9.

Paragraphs 1-8 are incorporated by reference herein as if the same had been set forth at length.

The aforesaid accident was directly and proximately caused by the carelessness, recklessness and negligence of the Defendant which consisted of the following:

- a. Failing to have the motor vehicle under proper, adequate, and reasonable control under the circumstances and conditions then and there existing;
- b. Operating her motor vehicle at an excessive rate of speed under the circumstances;
- c. Operating the motor vehicle without due regard for the right, safety and position of the motor vehicle of the Plaintiffs at the time and place aforesaid;
- d. Failing to see and observe the motor vehicle of the Plaintiffs in sufficient time to avoid the damages to said motor vehicle of the Plaintiffs;
- e. Being inattentive and disregarding the condition and circumstances then and there existing;
- f. Operating a motor vehicle in such a way as to negligently and carelessly collide with the motor vehicle of the Plaintiffs;
- g. Failing to take evasive action in order to avoid impacting with Plaintiffs' vehicle;
- h. Failing to apply her brakes in sufficient time to avoid striking Plaintiffs' vehicle;
- i. Failing to back her vehicle in such a manner so as to be able to stop before colliding with Plaintiffs' vehicle in violation of 75 Pa. C.S.A. §3702;
- j. Failing to provide Plaintiffs with information concerning insurance, etc. in violation of 75 Pa. C.S.A. §3745(a) and §3744;

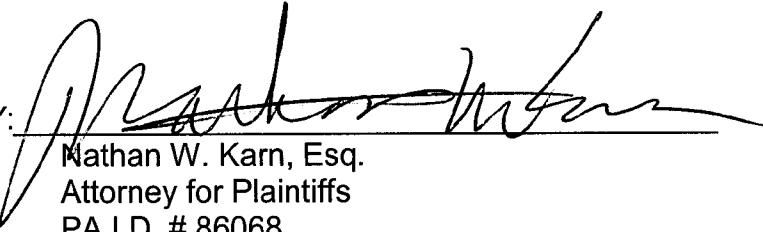
k. Driving her vehicle with careless disregard for the safety of persons or property in violation of 75 Pa.C.S.A. §3714;

l. Operating her vehicle on a highway when it was not insured in violation of 75 Pa. C.S.A. § 1786(e) and (f); and

m. Violating the laws and statutes of the Commonwealth of Pennsylvania pertaining to the control of speed, management, and operation of the motor vehicle in the Commonwealth.

WHEREFORE, Plaintiffs claim damages of Defendant in the amount of Two Thousand Ninety-Two and 20/100 (\$2,092.20) Dollars, together with interest plus costs of suit.

Respectfully Submitted,  
EVEY, ROUTCH, BLACK, DOREZAS, MAGEE  
& LEVINE LLP

BY: 

Nathan W. Karn, Esq.  
Attorney for Plaintiffs  
PA I.D. # 86068  
401 Allegheny Street  
Hollidaysburg, Pennsylvania

(814) 695-7581

Dated: 3/18/04

VERIFICATION

The undersigned, PAULETTE BEMBENIC and PAULA JEWELL, d/b/a TWIN SCISSORS, aver that the statements of fact contained in the foregoing Complaint are true and correct to the best of their knowledge, information and belief, and are made subject to the penalties of 18 Pa. Con. Stat. Ann. Section 4904 relating to unsworn falsification to authorities.

Paulette Bembenic  
Paulette Bembenic

Paula Jewell  
Paula Jewell, d/b/a Twin Scissors

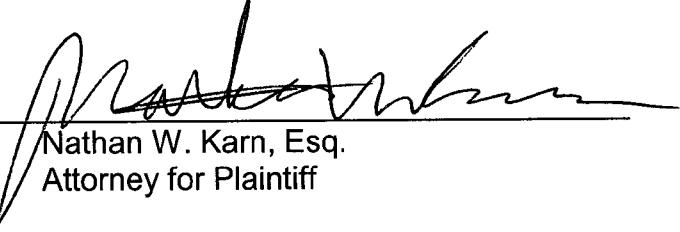
DATED: 1-30-03

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on the 18th day of March, 2004, by United States Mail, First Class, postage prepaid, addressed to the following:

Wilma Overbeck  
214 E. Main Street  
215½ Rear Apartment  
Sykesville, PA 15865

EVEY, ROUTCH, BLACK, DOREZAS, MAGEE,  
& LEVINE LLP

BY: 

Nathan W. Karn, Esq.  
Attorney for Plaintiff

**FILED**

*NO cc*

*MAIL BOX*  
**MAR 19 2004**  
*8:00 AM*

William A. Shaw  
Prothonotary/Clerk of Courts

PAULETTE BEMBENIC and PAULA  
JEWELL, d/b/a TWIN SCISSORS,  
Plaintiffs

vs.

WILMA OVERBECK,

Defendant

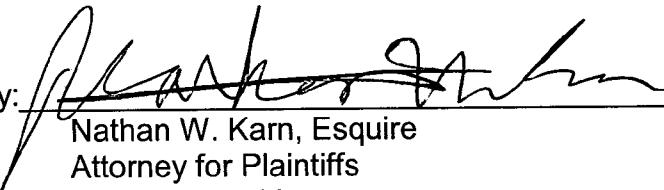
: IN THE COURT OF COMMON PLEAS OF  
: CLEARFIELD COUNTY, PENNSYLVANIA  
:  
: CIVIL DIVISION  
:  
: NO. 02-1570-CD

PRAECIPE FOR ENTRY OF JUDGMENT

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

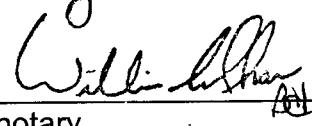
Kindly enter Judgment in favor of the Plaintiffs and against the Defendant in the above-captioned matter, for failure to appear or file an Answer within twenty (20) days from the date of service of the Complaint; and damages in the amount of \$2,092.20, together with costs and interest. I certify that written notice of intention to file this praecipe was mailed to Defendant after the default had occurred and at least ten days prior to the date of the filing of this praecipe. In addition, I certify that Notice of Assessment of Damages, along with Appraiser's Affidavit and Repair Estimate were sent to the Defendant by certified mail return receipt requested (*copy of envelope attached indicating "Unclaimed". Original envelope available for inspection at office of undersigned*) at least ten days prior to filing this praecipe. Copies of the notices are attached.

EVEY, ROUTCH, BLACK, DOREZAS, MAGEE & LEVINE LLP

By: 

Nathan W. Karn, Esquire  
Attorney for Plaintiffs  
Pa. I.D.# 86068  
401 Allegheny Street  
P.O. Box 415  
Hollidaysburg, PA 16648

AND NOW, this 15<sup>th</sup> day of July, 2004, Judgment is entered as above.

  
Prothonotary

FILED

JUL 15 2004 

William A. Shaw  
Prothonotary/Clerk of Courts

PAULETTE BEMBENIC and PAULA  
JEWELL, d/b/a TWIN SCISSORS,  
Plaintiffs

vs.

WILMA OVERBECK,  
Defendant

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

## CIVIL DIVISION

NO. 02-1570-CD

TO: **WILMA OVERBECK**  
214 E MAIN STREET  
215 ½ REAR APARTMENT  
SYKESVILLE PA 15865

DATE OF NOTICE: May 10, 2004

FIELD FOR RECOGNITION

04 JUL 12 21:11:07

## IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

EVEY, ROUTCH, BLACK, DOREZAS, MAGEE  
& LEVINE LLP

BY:

Nathan W. Karn, Esq.  
Pa. I.D.#86068  
Attorney for Plaintiffs  
401 Allegheny Street  
P. O. Box 415  
Hollidaysburg, PA 16648  
(814) 695-7581

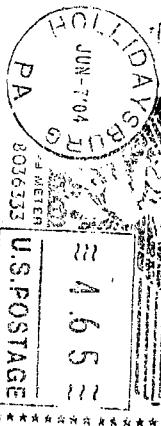
**CERTIFIED MAIL**

**EVERROUTCH BLACK**  
ATTORNEYS

401-03 ALLEGHENY STREET, P.O. BOX 415  
HOLLIDAYSBURG, PENNSYLVANIA 16648-0415



7003 3110 0000 6689 4417



7-6

✓  
S

WILMA OVERBECK

214 E MAIN STREET

215 ✓  A  C  S  
INSUFFICIENT ADDRESS  
ATTEMPTED NOT KNOWN  
NO SUCH NUMBER/ STREET  
UNABLE TO FORWARD

**RTS**

RETURN TO SENDER



401-03 ALLEGHENY STREET  
P.O. BOX 415  
HOLLIDAYSBURG, PENNSYLVANIA 16648-0415  
814.695.7581  
FAX: 814.695.1750

Other Offices:  
99 NASON DRIVE  
P.O. BOX 5  
ROARING SPRING, PA 16673  
814.224.5162

102 W. PENN STREET, SUITE 2  
BEDFORD, PA 15522  
814.623.7817  
FAX: 814.623.8740

JAMES S. ROUTH CLYDE O. BLACK, II BENJAMIN I. LEVINE, JR. J. MICHAEL DOREZAS  
MICHAEL B. MAGEE AMY ORR ROSENSTEEL MICHAEL P. ROUTH KATHY J. MAUK  
WILLIAM R. BRENNER BRADLEY D. ALLISON NATHAN W. KARN SUZANNE H. RHODES

[www.eveyrouthblack.com](http://www.eveyrouthblack.com)

MERLE K. EVEY  
OF COUNSEL

*Reply to Hollidaysburg Office*

WRITER'S DIRECT DIAL:

June 4, 2004

"CERTIFIED MAIL, RETURN RECEIPT REQUESTED"

Wilma Overbeck  
214 E Main Street  
215 ½ Rear Apartment  
Sykesville PA 15865

In re: Bembenic & Jewell v. Overbeck  
No. 02-1570-CD - Clearfield County

Dear Ms. Overbeck:

Enclosed please find a Notice of Assessment of Damages which we intend to enter against you as provided in the Notice, an Appraiser's Affidavit showing the amount of damages incurred in this case, and a repair estimate.

Sincerely,

A handwritten signature in black ink, appearing to read 'Nathan W. Karn'.

Nathan W. Karn

NWK:dkb  
Enclosures

PAULETTE BEMBENIC and PAULA  
JEWELL, d/b/a TWIN SCISSORS,  
Plaintiffs

vs.

WILMA OVERBECK,  
Defendant

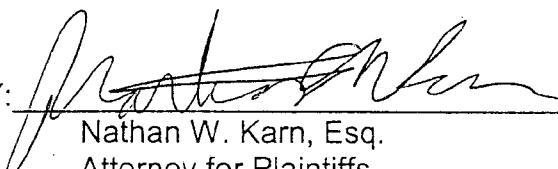
IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION  
NO. 02-1570-CD

**NOTICE OF ASSESSMENT OF DAMAGES**

You are hereby notified that in ten (10) days from the mailing of this Notice, damages will be assessed against you in the amount indicated in the attached Repair Bill in connection with the judgment which will be entered against you in the above-captioned action unless, prior to the date of assessment, you request a trial on the issue of damages by filing a written Praeclipe with the Prothonotary.

EVEY, ROUTCH, BLACK, DOREZAS,  
MAGEE & LEVINE LLP

BY:

  
Nathan W. Karn, Esq.  
Attorney for Plaintiffs

Dated: 6/4/04

APPRAISER'S AFFIDAVIT

STATE OF PENNSYLVANIA

COUNTY OF Delaware

: SS

AND NOW, this 17<sup>th</sup> day of May, 2004, before me, the undersigned authority, personally appeared MARK BENNETT <sup>DON CARRINGTON</sup> who acknowledged himself to be an employee of State Farm Insurance Companies, and that the appraisal attached hereto accurately reflects the damages which were sustained to motor vehicle owned by Paulette Bembenic and Paula Jewell, d/b/a Twin Scissors. I certify that these repairs were necessary, and that the prices for labor and material were fair and reasonable and those customarily charged. The undersigned also states that he/she has experience in the appraisal of automobiles for a period of 14 years.

Don Clegg

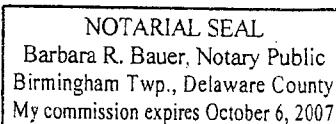
Don Clegg  
Claim Team Manager  
F. Sta. to Farm Insurance

Sworn to and subscribed before me  
this 18<sup>th</sup> day of May, 2004.

Barbara R. Bauer

Notary Public

My Commission Expires:



09/24/2001 AT 10:55 AM  
47555

JOB NUMBER: 279

JIM'S CUSTOM COLLISION  
FEDERAL ID #: 251851876  
INCORPORATED  
R D 1, BOX 229  
FALLS CREEK, PA 15840  
(814) 371-1093 FAX: (814) 371-5510

SUPPLEMENT OF RECORD 1 WITH SUMMARY

WRITTEN BY: MARK BENNETT #167508 09/24/2001 10:55 AM  
ADJUSTER: TEAM EIGHT CLAIM RE #

INSURED: PAULETTE BEMBENIC	CLAIM #38-J760-25301
OWNER: PAULETTE BEMBENIC	POLICY #
ADDRESS: 113 WILSON AVE	DEDUCTIBLE: 500.00
DU BOIS, PA 15801-1247	DATE OF LOSS: 08/18/2001 AT 01:30 PM
EVENING: (814) 375-0234	TYPE OF LOSS: COLLISION
DAY: (814) 371-2668	POINT OF IMPACT: 5. RIGHT REAR

INSPECT  
LOCATION: DAY: () -

INSURANCE STATE FARM INSURANCE COMPANIES  
COMPANY: DAYS TO REPAIR

1999 FORD TAURUS SE 6-3.0L-FI 4D SED INT:  
VIN: 1FADP53U3XG184732 LIC: PZW225B PA PROD DATE: ODOMETER: 29731

AIR CONDITIONING	REAR DEFOGGER	TIILT WHEEL
CRUISE CONTROL	INTERMITTENT WIPERS	KEYLESS ENTRY
BODY SIDE MOLDINGS	DUAL MIRRORS	CLEAR COAT PAINT
POWER STEERING	POWER BRAKES	POWER WINDOWS
POWER LOCKS	POWER MIRRORS	DRIVER AIRBAG
PASSENGER AIRBAG	CLOTH SEATS	BUCKET SEATS

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
1		QUARTER PANEL					
2	REPL	RT QUARTER PANEL	1	890.47		16.5	3.2
3		ADD FOR CLEAR COAT					1.3
4*	RPR	RT INNER PANEL				1.0*	0.5*
5	REFN	FUEL DOOR LOCKING					0.3
6		ADD FOR CLEAR COAT					0.1
7		REAR DOOR					
8	BLND	RT DOOR SHELL BEFORE 1/20/99 S					1.0
9		TRUNK LID					
10	BLND	TRUNK LID SE					1.2
11#		HAZARDOUS WASTE REMOVAL	1	3.50	X		
12#		CAR COVER	1	5.00	T	0.1	
13#		CORROS PROT/RUST PROOF (PER PA	1	10.00	T	0.1	
14#		FRAME SET-UP	1		T	1.0	
15#	RPR	PULL QUARTER AT WHEEL WELL				1.0	
16#	S01	FINIAL BILL	1				
17#	S01	AUTHORIZATION SECURED FOR PAYM	1				

09/24/2001 AT 10:55 AM  
47555

JOB NUMBER: 279

SUPPLEMENT OF RECORD 1 WITH SUMMARY  
1999 FORD TAURUS SE 6-3.0L-FI 4D SED INT:

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
		SUBTOTALS ==>		908.97		19.7	7.6

ESTIMATE NOTES:

REPAIRS WILL TAKE PLACE WHEN PARTS ARE RECEIVED AND VEHICLE IS SCHEDULED

ESTIMATED TIME OF REPAIRS 3-5 DAYS

AUTHORIZATION TO PAY SECURED FINAL BILL

PARTS				890.47
BODY LABOR	19.7	HRS	@\$ 34.00/HR	669.80
PAINT LABOR	7.6	HRS	@\$ 34.00/HR	258.40
PAINT SUPPLIES	7.6	HRS	@\$ 18.00/HR	136.80
SUBLET/MISC.				18.50

SUBTOTAL				\$ 1973.97	
SALES TAX			\$ 1970.47	@ 6.0000%	118.23

GRAND TOTAL				\$ 2092.20
-------------	--	--	--	------------

ADJUSTMENTS:				
DEDUCTIBLE				500.00

CUSTOMER PAY				\$ 500.00
INSURANCE PAY				\$ 1592.20

09/24/2001 AT 10:55 AM  
47555

JOB NUMBER: 279

SUPPLEMENT OF RECORD 1 WITH SUMMARY  
1999 FORD TAURUS SE 6-3.0L-FI 4D SED INT:

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND SUBJECTS THE PERSON TO CRIMINAL AND CIVIL PENALTIES.

THE FOLLOWING IS A LIST OF ABBREVIATIONS OR SYMBOLS THAT MAY BE USED TO DESCRIBE WORK TO BE DONE OR PARTS TO BE REPAIRED OR REPLACED: D=DISCONTINUED PART A=APPROXIMATE PRICE B=BODY LABOR D=DIAGNOSTIC E=ELECTRICAL F=FRAME G=GLASS M=MECHANICAL P=PAINT LABOR S=STRUCTURAL T=TAXED MISCELLANEOUS X=NON TAXED MISCELLANEOUS ADJ=ADJACENT ALGN=ALIGN A/M=AFTERMARKET BLND=BLEND CAPA=CERTIFIED AUTO PARTS ASSOCIATION D&R=DISCONNECT AND RECONNECT EST=ESTIMATE EXT. PRICE=UNIT PRICE MULTIPLIED BY THE QUANTITY INCL=INCLUDED MISC=MISCELLANEOUS NON-ADJ=NON ADJACENT O/H=OVERHAUL OP=OPERATION NO=LINE NUMBER QTY=QUANTITY QUAL RECY=QUALITY RECYCLED PART QUAL REPL=QUALITY REPLACEMENT PART RECOND=RECONDITION REFN=REFINISH REPL=REPLACE R&I=REMOVE AND INSTALL R&R=REMOVE AND REPLACE RPR=REPAIR RT=RIGHT SECT=SECTION SUBL=SUBLET LT=LEFT W/O=WITHOUT W/ =WITH/ #=MANUAL LINE ENTRY \*=OTHER [IE.. MOTORS DATABASE INFORMATION WAS CHANGED]. \*\*=DATABASE LINE WITH AFTERMARKET N=NOTES ATTACHED TO LINE

NAGS=NATIONAL AUTOMOBILE GLASS SERVICE.

THE ATTACHED ESTIMATE REPRESENTS AN APPRAISAL OF THE COST OF REPAIR FOR THE VISIBLE DAMAGE TO THE VEHICLE NOTED AT THE TIME OF INSPECTION NECESSARY TO RETURN THE VEHICLE TO ITS PREDAMAGED CONDITION. COSTS ABOVE THE APPRAISED AMOUNT MAY BE THE RESPONSIBILITY OF THE VEHICLE OWNER. THERE IS NO REQUIREMENT THAT THE VEHICLE OWNER USE ANY SPECIFIED REPAIR SHOP. INFORMATION REGARDING REPAIR FACILITIES WHICH WILL BE ABLE TO REPAIR THE VEHICLE FOR THE APPRAISED AMOUNT MAY BE AVAILABLE FROM THE INSURANCE COMPANY. IF USED PARTS ARE SPECIFIED, THEY ARE REQUIRED TO BE OF LIKE KIND AND QUALITY TO THOSE BEING REPLACED. INCIDENTAL CHARGES SUCH AS TOWING, PROTECTIVE CARE, CUSTODY, STORAGE, DEPRECIATION, BATTERY AND TIRE REPLACEMENT ARE NOTED WHEN APPLICABLE.

ESTIMATE BASED ON MOTOR CRASH ESTIMATING GUIDE. UNLESS OTHERWISE NOTED ALL ITEMS ARE DERIVED FROM THE GUIDE DR2JN96 DATABASE DATE 7/2001 AND THE PARTS SELECTED ARE OEM-PARTS MANUFACTURED BY THE VEHICLE'S ORIGINAL EQUIPMENT MANUFACTURER. ASTERISK (\*) OR DOUBLE ASTERISK (\*\*) INDICATES THAT THE PARTS AND/OR LABOR INFORMATION PROVIDED BY MOTOR MAY HAVE BEEN MODIFIED OR MAY HAVE COME FROM AN ALTERNATE DATA SOURCE. NON-ORIGINAL EQUIPMENT MANUFACTURER AFTERMARKET PARTS ARE DESCRIBED AS AM OR QUAL REPL PARTS. USED PARTS ARE DESCRIBED AS LKQ, QUAL RECY PARTS, RCY, OR USED. RECONDITIONED PARTS ARE DESCRIBED AS RECON. RECORED PARTS ARE DESCRIBED AS RECORE. NAGS PART NUMBERS AND PRICES ARE PROVIDED FROM NATIONAL AUTO GLASS SPECIFICATIONS, INC. POUND SIGN (#) ITEMS INDICATE MANUAL ENTRIES.

PATHWAYS - A PRODUCT OF CCC INFORMATION SERVICES INC.

09/24/2001 AT 10:55 AM  
47555

JOB NUMBER: 279

SUPPLEMENT OF RECORD 1 WITH SUMMARY  
1999 FORD TAURUS SE 6-3.0L-FI 4D SED INT:

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
-----							
----- DELETED ITEMS -----							
16		ROOF					
17		BLND ROOF PANEL W/O SUNROOF					-1.4
----- ADDED ITEMS -----							
16# S01		FINIAL BILL	1				
17# S01		AUTHORIZATION SECURED FOR PAYM	1				
SUBTOTALS ==>				0.00	0.0		-1.4

ESTIMATE NOTES:

REPAIRS WILL TAKE PLACE WHEN PARTS ARE RECEIVED AND VEHICLE IS SCHEDULED  
ESTIMATED TIME OF REPAIRS 3-5 DAYS  
AUTHORIZATION TO PAY SECURED FINAL BILL

PARTS			0.00
PAINT LABOR	-1.4 HRS	@ \$ 34.00/HR	-47.60
PAINT SUPPLIES	-1.4 HRS	@ \$ 18.00/HR	-25.20
SUBTOTAL		\$	-72.80
SALES TAX	\$ -72.80	@ 6.0000%	-4.37
TOTAL SUPPLEMENT AMOUNT		\$	-77.17
NET COST OF SUPPLEMENT		\$	-77.17

ESTIMATE	2169.37	MARK BENNETT	
SUPPLEMENT S1	-77.17	MARK BENNETT	
JOB TOTAL	\$ 2092.20		CUSTOMER PAY \$ 500.00
			INSURANCE PAY \$ 1592.20

09/24/2001 AT 10:55 AM  
47555

JOB NUMBER: 279

SUPPLEMENT OF RECORD 1 WITH SUMMARY  
1999 FORD TAURUS SE 6-3.0L-FI 4D SED INT:

ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND SUBJECTS THE PERSON TO CRIMINAL AND CIVIL PENALTIES.

THE FOLLOWING IS A LIST OF ABBREVIATIONS OR SYMBOLS THAT MAY BE USED TO DESCRIBE WORK TO BE DONE OR PARTS TO BE REPAIRED OR REPLACED: D=DISCONTINUED PART A=APPROXIMATE PRICE B=BODY LABOR D=DIAGNOSTIC E=ELECTRICAL F=FRAME G=GLASS M=MECHANICAL P=PAINT LABOR S=STRUCTURAL T=TAXED MISCELLANEOUS X=NON TAXED MISCELLANEOUS ADJ=ADJACENT ALGN=ALIGN A/M=AFTERMARKET BLND=BLEND CAPA=CERTIFIED AUTO PARTS ASSOCIATION D&R=DISCONNECT AND RECONNECT EST=ESTIMATE EXT. PRICE=UNIT PRICE MULTIPLIED BY THE QUANTITY INCL=INCLUDED MISC=MISCELLANEOUS NON-ADJ=NON ADJACENT O/H=OVERHAUL OP=OPERATION NO=LINE NUMBER QTY=QUANTITY QUAL RECY=QUALITY RECYCLED PART QUAL REPL=QUALITY REPLACEMENT PART RECOND=RECONDITION REFN=REFINISH REPL=REPLACE R&I=REMOVE AND INSTALL R&R=REMOVE AND REPLACE RPR=REPAIR RT=RIGHT SECT=SECTION SUBL=SUBLET LT=LEFT W/O=WITHOUT W/\_=WITH/\_ #=MANUAL LINE ENTRY \*=OTHER [IE.. MOTORS DATABASE INFORMATION WAS CHANGED]. \*\*=DATABASE LINE WITH AFTERMARKET N=NOTES ATTACHED TO LINE  
NAGS=NATIONAL AUTOMOBILE GLASS SERVICE.

THE ATTACHED ESTIMATE REPRESENTS AN APPRAISAL OF THE COST OF REPAIR FOR THE VISIBLE DAMAGE TO THE VEHICLE NOTED AT THE TIME OF INSPECTION NECESSARY TO RETURN THE VEHICLE TO ITS PREDAMAGED CONDITION. COSTS ABOVE THE APPRAISED AMOUNT MAY BE THE RESPONSIBILITY OF THE VEHICLE OWNER. THERE IS NO REQUIREMENT THAT THE VEHICLE OWNER USE ANY SPECIFIED REPAIR SHOP. INFORMATION REGARDING REPAIR FACILITIES WHICH WILL BE ABLE TO REPAIR THE VEHICLE FOR THE APPRAISED AMOUNT MAY BE AVAILABLE FROM THE INSURANCE COMPANY. IF USED PARTS ARE SPECIFIED, THEY ARE REQUIRED TO BE OF LIKE KIND AND QUALITY TO THOSE BEING REPLACED. INCIDENTAL CHARGES SUCH AS TOWING, PROTECTIVE CARE, CUSTODY, STORAGE, DEPRECIATION, BATTERY AND TIRE REPLACEMENT ARE NOTED WHEN APPLICABLE.

ESTIMATE BASED ON MOTOR CRASH ESTIMATING GUIDE. UNLESS OTHERWISE NOTED ALL ITEMS ARE DERIVED FROM THE GUIDE DR2JN96 DATABASE DATE 7/2001 AND THE PARTS SELECTED ARE OEM-PARTS MANUFACTURED BY THE VEHICLE'S ORIGINAL EQUIPMENT MANUFACTURER. ASTERISK (\*) OR DOUBLE ASTERISK (\*\*) INDICATES THAT THE PARTS AND/OR LABOR INFORMATION PROVIDED BY MOTOR MAY HAVE BEEN MODIFIED OR MAY HAVE COME FROM AN ALTERNATE DATA SOURCE. NON-ORIGINAL EQUIPMENT MANUFACTURER AFTERMKT PARTS ARE DESCRIBED AS AM OR QUAL REPL PARTS. USED PARTS ARE DESCRIBED AS LKQ, QUAL RECY PARTS, RCY, OR USED. RECONDITIONED PARTS ARE DESCRIBED AS RECON. RECORED PARTS ARE DESCRIBED AS RECORE. NAGS PART NUMBERS AND PRICES ARE PROVIDED FROM NATIONAL AUTO GLASS SPECIFICATIONS, INC. POUND SIGN (#) ITEMS INDICATE MANUAL ENTRIES.

PATHWAYS - A PRODUCT OF CCC INFORMATION SERVICES INC.

09/24/2001 AT 10:55 AM  
47555

JOB NUMBER: 279

SUPPLEMENT OF RECORD 1 WITH SUMMARY  
1999 FORD TAURUS SE 6-3.0L-FI 4D SED INT:

ALTERNATE PARTS USAGE

AFTERMARKET PARTS

AFTERMARKET SELECTION METHOD: AUTOMATICALLY LIST

NO. OF TIMES USER WAS NOTIFIED THAT AN AFTERMARKET PART WAS AVAILABLE: 0

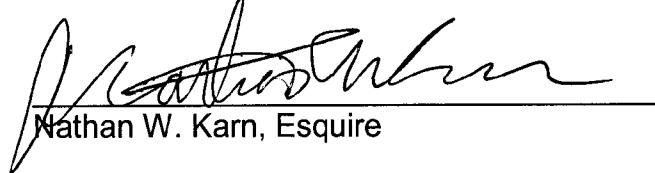
NO. OF AFTERMARKET PARTS THAT APPEAR IN THE FINAL ESTIMATE: 0

PAULETTE BEMBENIC and PAULA  
JEWELL, d/b/a TWIN SCISSORS,  
Plaintiffs  
vs.  
WILMA OVERBECK,  
Defendant

: IN THE COURT OF COMMON PLEAS OF  
: CLEARFIELD COUNTY, PENNSYLVANIA  
: CIVIL DIVISION  
: NO. 02-1570-CD

COMMONWEALTH OF PENNSYLVANIA :  
: SS  
COUNTY OF BLAIR :  
:

Personally appeared before me, a notary public in and for said Commonwealth and  
County, NATHAN W. KARN, ESQUIRE, of the firm of Evey, Routh, Black, Dorezas,  
Magee & Levine LLP, attorney for the Plaintiffs, who being duly sworn according to law  
deposes and says that he mailed notice of default judgment and notice of assessment of  
damages to the above-captioned Defendant, Wilma Overbeck, in accordance with  
Pennsylvania Rules of Civil Procedure 237.1 and 1037.



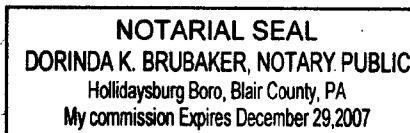
Nathan W. Karn, Esquire

Sworn to and subscribed before me

this 5th day of July, 2004.



Dorinda K. Brubaker  
Notary Public



FILED  
M 4 2004  
JUL 15 2004

Nocc  
Notice to Def.

William A. Shaw  
Prothonotary/Clerk of Courts  
Atty pd.20.00

Statement to Atty

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

CIVIL DIVISION

Paulette Bembenic

Vs.

No. 2002-01570-CD

Wilma Overbeck

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered  
against you in the amount of \$2,092.20 on July 15, 2004.

William A. Shaw  
Prothonotary

---

William A. Shaw

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

Paulette Bembenic  
Plaintiff(s)

No.: 2002-01570-CD

Real Debt: \$2,092.20

Atty's Comm: \$

Vs.

Costs: \$

Wilma Overbeck  
Defendant(s)

Int. From: \$

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: July 15, 2004

Expires: July 15, 2009

Certified from the record this 15th day of July, 2004.

---

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

DL-201 (4-08)  
Bureau of Driver Licensing  
P.O. Box 60037  
Harrisburg, PA 17106-0037

## CERTIFICATION OF MOTOR VEHICLE JUDGMENT

TO THE SECRETARY OF TRANSPORTATION

This is to certify that on July 15, 2004 a judgment  
for \$ 2092.20 plus \$ interest and cost ~~of court~~ was entered against the following:

(Please use a separate form for each)  
**JUDGMENT DEBTOR**  
(Please Print or Type)

COURT INFORMATION	
COURT	Common Pleas
COUNTY	Clearfield
NUMBER	1570
YEAR	2002

**FILED**

M 18 BNT 1040a

MAY 18 2016

PA 1800 Pd 1c B of Lics

BRIAN K. SPENCER

PROTHONOTARY & CLERK OF COURTS

NAME	SEX	DATE OF BIRTH		
FIRST <b>Wilma</b>	F	MONTH <b>4</b>	DAY <b>12</b>	YEAR <b>1950</b>

ADDRESS: P.O. Box number may be used in addition to the actual address, but cannot be used as the only address.

**214 E. Main Street, 215 1/2 Rear Apt**

CITY	STATE	ZIP CODE	SOCIAL SECURITY NUMBER
<b>Sykesville</b>	<b>PA</b>	<b>15865</b>	
DRIVER NUMBER	STATE	DATE OF ACCIDENT	CLAIM NUMBER
<b>24197164</b>	<b>PA</b>	<b>08/18/2001</b>	<b>38-J760-253</b>

Check this block if defendant is a resident of another state

### REPRESENTATIVE FOR THE JUDGMENT

CREDITOR (If applicable)

**State Farm Insur Co/Bembenic**

(NAME)

**PO Box 105172**

(STREET ADDRESS)

**Atlanta**

**GA**

**30348**

(CITY & STATE)

**Michael B. Magee, Esquire**

(NAME)

**401 Allegheny Street**

(STREET ADDRESS)

**Hollidaysburg**

**PA**

**16648**

(CITY & STATE)

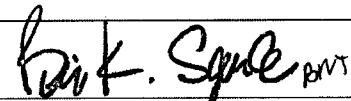
(ZIP)

**(814) 695-7581**

(TELEPHONE NUMBER)

THE ABOVE MENTIONED JUDGMENT AROSE FROM A MOTOR VEHICLE ACCIDENT. SIXTY DAYS HAVE ELAPSED SINCE THE ENTRY OF SAID JUDGMENT, AND THE SAME HAS NOT BEEN SATISFIED OF RECORD AND NO APPEAL HAS BEEN TAKEN THEREFROM.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal  
of the court this Day of 5/18 2016

  
BRIAN K. SPENCER  
BNT

(SIGNATURE OF CLERK OR PROTHONOTARY  
OF THE COUNTY COURT)

  
Brian K. Spencer

(TYPE OR PRINT NAME)

SEAL  
RETURN COMPLETED Bureau of Driver Licensing, P.O. Box 60037,  
FORM TO: Harrisburg, Pennsylvania 17106-0037