

02-1635-CD
CATHERINE A. AUGHENBAUGH vs. JAMES A. AUGHENBAUGH

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Catherine A Aughenbaugh *

Plaintiff *

vs. *

James A Aughenbaugh *

Defendant *

No. 2002-1635-CD

TYPE OF CASE: DIVORCE

TYPE OF PLEADING: PETITION to
PROCEED in forma pauperis
FILED ON BEHALF OF:

CATHERINE A Aughenbaugh
621 HIGH STREET
CURWENSVILLE, PA 16833
(814) 236-7453

Children:

FILED

OCT 18 2002

0/257 6#

William A. Shaw
Prothonotary

In the Court of Common Pleas of Clearfield County, Pennsylvania
Civil Division

Catherine A Aughenbaugh

Plaintiff

vs.

James A Aughenbaugh

Defendant

No. _____ C.D.

AFFIDAVIT IN SUPPORT OF PETITION TO PROCEED IN FORMA PAUPERIS

1. I am the Plaintiff/Defendant in the above matter and because of my financial condition I am unable to pay the fees and costs of prosecuting or defending the action or proceeding.
2. I am unable to obtain funds from anyone, including my family, friends and associates, to pay the costs of litigation.
3. I represent that the information below relating to my ability to pay the costs and fees is true and correct.

a. Name Catherine A Aughenbaugh
Address 621 High Street
Clearsville, PA 16833
Social Security Number 204 - 62 - 2959

b. Date of last employment 11-99
Employer Domino's PIZZA
Address _____

Salary/Wages. APPROX. 366 PER MO. \$ 4.25 hr.
Type of work DELIVERY

c. Other Income:

Business/Profession..... \$ 0
 Self-employment..... \$ 0
 Interest..... \$ 0
 Dividends..... \$ 0
 Pension..... \$ 0
 Annuities..... \$ 0
 Social Security Benefits..... \$ 0
 Support Payments..... \$ 0
 Disability payments..... \$ 0
 Unemployment Compensation/
 Supplements Benefits..... \$ 0
 Workmen's Compensation..... \$ _____
 Public Assistance..... \$ 174 PER MO.
 Food Stamps..... \$ 123 PER MO
 Other..... \$ 0

d. Other contributions to my household support (please circle):

Name of Spouse, Boyfriend/Girlfriend, or Roommate/Housemate

Employer LEZZER TRUZZ SYSTEMS
 Salary/wages per month..... \$ Dan T Knorr
 Type of work BUILDER
 Contributions from my child(ren)... \$ _____
 Contributions from my parent(s),
 family members, or any other
 individuals..... \$ STAY with A FRIEND & CONTRIBUTE WHAT I CAN

e. Property Owned:

Cash..... \$ 0
 Checking Account..... \$ 0
 Savings Account..... \$ 0
 Certificates of Deposit..... \$ 0
 Real Estate (including home)..... \$ 0
 Motor Vehicle(s) - Make 0
 Year 0
 Cost..... \$ 0
 Amount owed..... \$ 0

Stocks, bonds..... \$ 0
Other..... \$ 0
Other..... \$ 0
Other..... \$ 0

f. I have the following debts:

Utilities: \$_____, explain _____
\$_____, explain _____
\$_____, explain _____
\$_____, explain _____
Groceries: \$ 95 _____
Rent/Mortgage: \$_____, explain _____
Loan(s): \$_____, explain _____
Auto Expense: \$_____, explain _____
Child Care: \$_____, explain _____
Miscellaneous: \$_____, explain _____

g. Person(s) dependent upon you for support:

Wife/Husband's name N/A

Children, if any:

Name	<u>N/A</u>	Age	_____
Name	<u>N/A</u>	Age	_____
Name	<u>N/A</u>	Age	_____
Name	<u>N/A</u>	Age	_____
Name	<u>N/A</u>	Age	_____
Name	<u>N/A</u>	Age	_____

Other person(s) dependent upon you:

Name	<u>N/A</u>	Age	_____
Name	<u>N/A</u>	Age	_____
Name	<u>N/A</u>	Age	_____

4. I understand that I have a continuing obligation to inform the Court of improvements in my financial circumstances which would permit me to pay the costs incurred herein.

VERIFICATION

I verify that the statements made in this affidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to Unsworn Falsification to Authorities.

9-24-02

Date

Catherine A. Aughenbaugh

Petitioner

CONSENT FOR RELEASE OF CONFIDENTIAL INFORMATION

I, Catherine A Ayhenbough, having filed with the Court an Affidavit requesting In Forma Pauperis standing, hereby consent to the release of any information which may be requested by the Judges of the Court of Common Pleas of Clearfield County, or by any employee of the Court Administrator's Office acting on the behalf and at the direction of any said Judge, relating to any employment compensation, Worker's Compensation, Social Security, Department of Public Welfare or Black Lung benefits which I may receive from any county, state or federal agency which administers or handles processing of any of the above described benefits. This consent shall also authorize the release to the said Court or designee of any information as to any compensation I am receiving, or have received in the past twelve (12) months, from any full or part-time employment of any type whatsoever.

This consent shall remain in effect for a period of twelve (12) months herefrom. A copy or FAX of this release shall have the same legal effect as the original.

Social Security Number: 204 - 62 - 2959

Board of Assistance Number (food stamps, etc.): _____

DATE: 09/24/02

Catherine A Ayhenbough
signature

DATE: 09 / 24 / 02

NAME: Catherine A Aughenbaugh

TELEPHONE NUMBER: (814) 236 - 7483

ADDRESS: 621 High STREET
CARLENSVILLE, PA 16833

OTHER PARTIES INVOLVED: _____

REASON FOR FILING THIS PETITION (Write a brief description of your financial problem(s), please be specific. Failure to do so could result in your request being delayed or denied.) (Example: request for filing fee or Mediation Conference fee to be waived due to your inability to submit the required fee because...)

Have not enough money to pay

TYPE OF ACTION: (divorce, custody, District Justice appeal, etc. Please specify what type of action you are pursuing through this application.)

DIVORCE

In the Court of Common Pleas of Clearfield County, Pennsylvania
Civil Division

Catherine A. Aughenbaugh

Plaintiff

vs.

James A. Aughenbaugh

Defendant

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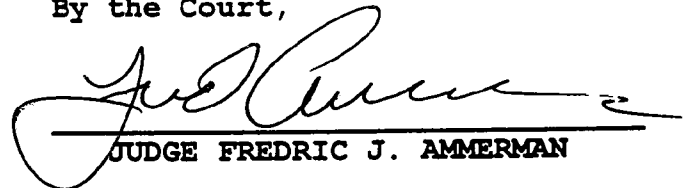
No. 02-1635- C.D.

ORDER

NOW, this 22 day of October,
2002, upon consideration of the foregoing Affidavit in Support
of Petition to Proceed in Forma Pauperis, it is the ORDER of this
Court that said Petition is GRANTED / ~~DENIED~~.

If the Petition is GRANTED, Filing / ~~Mediation Conference~~
fee is hereby WAIVED.

By the Court,


JUDGE FREDRIC J. AMMERMAN

FILED

OCT 23 2002

William A. Shaw
Prothonotary

FILED

icc

Oct 15:43-01
OCT 23 2002

psf

William A. Shaw
Prothonotary



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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

CATHERINE A AUGENBAUGH

Plaintiff

vs.

JAMES A. AUGENBAUGH

Defendant

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No. 02-1635-CD

TYPE OF CASE: DIVORCE

TYPE OF PLEADING: COMPLAINT

FILED ON BEHALF OF: CATHERINE

CATHERINE A AUGENBAUGH

621 HIGH ST

CURWENSVILLE, PA 16833

(814) 276-7483

Children: NONE

FILED

OCT 23 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

<i>Catherine A Aughenbaugh</i>	:	
Plaintiff	:	CIVIL ACTION
	:	
v.	:	NO. _____ OF 2002
	:	
<i>JAMES A Aughenbaugh</i>	:	IN DIVORCE
Defendant	:	

NOTICE TO DEFEND AND CLAIM RIGHTS

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a decree of divorce or annulment may be entered against you by the court. A judgment may also be entered against you for any other claim or relief requested in these papers by the plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children.

When the ground for the divorce is indignities or irretrievable breakdown of the marriage, you may request marriage counseling. A list of marriage counselors is available in the office of the Prothonotary on the first floor of the Clearfield County Courthouse, Clearfield, Clearfield County, PA.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, DIVISION OF PROPERTY, LAWYER'S FEES OR EXPENSES BEFORE A DIVORCE OR ANNULMENT IS GRANTED, YOU MAY LOSE THE RIGHT TO CLAIM ANY OF THEM.

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

COURT ADMINISTRATOR'S OFFICE
 CLEARFIELD COUNTY COURTHOUSE
 CLEARFIELD, PA 16830
 (814) 765-2641, ext. 51

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Plaintiff

v.

Defendant

:
:
:
:
:
:
:

CIVIL ACTION

NO. _____ OF 2002

IN DIVORCE

COMPLAINT UNDER SECTION 3301(c) OF THE DIVORCE CODE

1. Plaintiff is Catherine A Aughenbaugh, who currently resides at 621 High Street, Curwensville, Clearfield County, Pennsylvania, since 10-89.

2. Defendant is JAMES A Aughenbaugh, who currently resides at RR2 Box 284, Curwensville, Clearfield County, _____, since 3/23/96.

3. Plaintiff has been a bona fide resident in the Commonwealth for at least six months immediately previous to the filing of this Complaint.

4. The Plaintiff and Defendant were married on 3/26-96, at P Goshen Clfd County, PA.

5. There ~~are~~/are not minor children born to the marriage.

6. There have been no prior actions of divorce or for annulment between the parties except None.

7. This marriage is irretrievably broken.

8. Plaintiff has been advised that counseling is available and that Plaintiff may have the right to request that the court require the parties to participate in counseling.

9. Plaintiff requests the court to enter a decree of divorce.

]]]

I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsifications to authorities.

Date: 9-24-02

Catherine A. Aughenbaugh
Plaintiff,
Pro Se

FILED

acc

O/10.4/4
OCT 23 2002

Piff

(Handwritten initials)

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

<u>CATHERINE A Aughenbaugh</u>	:	
Plaintiff	:	CIVIL ACTION
	:	
v.	:	NO. <u>02-1635-06</u> OF 2002
<u>JAMES A. Aughenbaugh</u>	:	
Defendant	:	IN DIVORCE

AFFIDAVIT OF SERVICE

I, Kathy S. Johnson, hereby verify that on the 16th day of November, 2002, I served the Defendant with a true and correct copy of the Divorce Complaint by one of the following methods:

(CHECK ONE)

() Service was made by United States Postal Service, first class mail, postage prepaid, certified restricted delivery, return receipt requested to the Defendant, on the ____ day of _____, 2001. The return receipt signed by the Defendant is attached hereto.

(☒) The Defendant was personally served with a true and correct copy of the above pleading by hand-delivering the same to the Defendant. Personal service was made at the following location and time: CURWENSVILLE PA on the 16th day of November, 2002, at ELEVEN o'clock.

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

Date: 11-16-02

Kathy S. Johnson
Signature of the Person who
Made Service

FILED

013:56871
JAN 23 2003

WILLIAM A. Shaw
Prothonotary

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Catherine A. Aughenbaugh
Plaintiff

v.

James A. Aughenbaugh
Defendant

CIVIL ACTION

NO. 1635 OF 2002

IN DIVORCE

PRAECIPE TO TRANSMIT RECORD

To the Prothonotary:

Transmit the record, together with the following information,
to the court for entry of a divorce decree:

1. Ground for divorce: irretrievable breakdown under
Section 3301© of the Divorce Code.

2. Date and manner of service of Complaint:
11-16-02 Curwensville, PA 16833 Kathy S. Johnson.

3. Date of execution of the affidavit of consent required by
Section 3301© of the Divorce Code:

by Plaintiff 2/17/03, by Defendant 2/17/03.

4. Related claims pending: NONE.

5. Date Plaintiff's Waiver of Notice in 3301© Divorce was
filed with the prothonotary: 2/20/03

Date Defendant's Waiver of Notice in 3301© Divorce was
filed with the prothonotary: 2/20/03

Date: 2/20/03

Catherine A. Aughenbaugh
Plaintiff
Pro se

FILED
012:2301 cc
FEB 20 2003

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Catherine A Aughenbaugh :
Plaintiff :

CIVIL ACTION

v.

NO. 1635 OF 2002

JAMES A. Aughenbaugh :
Defendant :

IN DIVORCE

AFFIDAVIT OF NON-MILITARY SERVICE
PURSUANT TO 50 U.S.C.A. SECTION 520

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF : ss.

I, Catherine A Aughenbaugh being duly sworn according
to law, depose and say from my own personal knowledge that the
Defendant, JAMES A Aughenbaugh, resides at RD.
Greensburg, PA 16833 and that he/she is not in the
military or naval service of the United States or its Allies, or
otherwise within the provisions of the Soldiers and Sailors Civil
Relief Act of Congress of 1940, as amended.

Catherine A Aughenbaugh
Plaintiff
Pro se

Sworn to and subscribed before 2002
me this 25th day of Feb, 2002.

William A. Shaw
Notary Public

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

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Catherine A Aughenbaugh:

Plaintiff

CIVIL ACTION

v.

NO. 1635 OF 2002

James A Aughenbaugh:

Defendant

IN DIVORCE

AFFIDAVIT OF CONSENT

1. A complaint in divorce under Section 3301© of the Divorce Code was filed on October 23, 2002.

2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety days have elapsed from the date of filing and service of the Complaint.

3. I consent to the entry of a final decree of divorce after service of notice of intention to request entry of the decree.

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

Date: 2/17/03

Catherine A Aughenbaugh
Plaintiff
Pro se

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

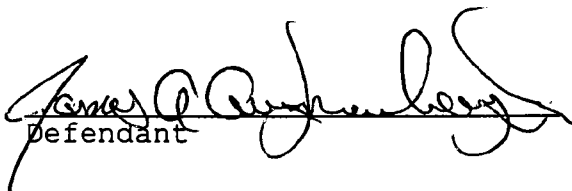
CATHERINE A. Aughenbaugh	:	
Plaintiff	:	CIVIL ACTION
v.	:	NO. <u>1635</u> OF 2002
JAMES A Aughenbaugh	:	IN DIVORCE
Defendant	:	

AFFIDAVIT OF CONSENT

1. A complaint in divorce under Section 3301© of the Divorce Code was filed on October 23, 2002.
2. The marriage of Plaintiff and Defendant is irretrievably broken and ninety days have elapsed from the date of filing and service of the Complaint.
3. I consent to the entry of a final decree of divorce after service of notice of intention to request entry of the decree.

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

Date: 2/17/03


Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Catherine A. Aughenbaugh :
Plaintiff :

CIVIL ACTION

v.

NO. 1635 OF 2002

James A. Aughenbaugh :
Defendant :

IN DIVORCE

WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A
DIVORCE DECREE UNDER 3301© OF THE DIVORCE CODE

1. I consent to the entry of a final decree of divorce
without notice.

2. I understand that I may lose rights concerning alimony,
division of property, lawyer's fees or expenses if I do not claim
them before a divorce is granted.

3. I understand that I will not be divorced until a divorce
decree is entered by the Court and that a copy of the decree will
be sent to me immediately after it is filed with the prothonotary.

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

Date: 2/17/03

Catherine A. Aughenbaugh
Plaintiff
Pro Se

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Catherine A Aughenbaugh:

Plaintiff

CIVIL ACTION

v.

NO. 1635 OF 2002

James A Aughenbaugh:

Defendant

IN DIVORCE

WAIVER OF NOTICE OF INTENTION TO REQUEST ENTRY OF A
DIVORCE DECREE UNDER 3301© OF THE DIVORCE CODE

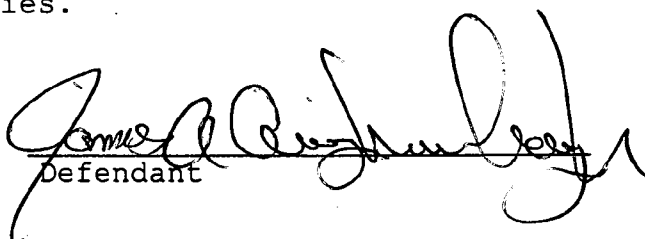
1. I consent to the entry of a final decree of divorce without notice.

2. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.

3. I understand that I will not be divorced until a divorce decree is entered by the Court and that a copy of the decree will be sent to me immediately after it is filed with the prothonotary.

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

Date: 2/17/03


Defendant

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HEALTH
VITAL RECORDS

COUNTY

CLEARFIELD

RECORD OF

DIVORCE

OR

ANNULMENT



(CHECK ONE)



STATE FILE NUMBER

STATE FILE DATE

HUSBAND

1. NAME (First) (Middle) (Last) James A. Aughenbaugh JAMES A AUGHENBAUGH			2. DATE OF BIRTH (Month) (Day) (Year) 07 30 58		
3. RESIDENCE (Street or R.D.) (City, Boro. or Twp.) (County) (State) RR 2 Box 284 CURWENSVILLE Cld PA			4. PLACE OF BIRTH (State or Foreign Country)		
5. NUMBER OF THIS MARRIAGE 4	6. RACE WHITE <input checked="" type="checkbox"/> BLACK <input type="checkbox"/> OTHER (Specify) <input type="checkbox"/>		7. USUAL OCCUPATION Laborer		

WIFE

8. MAIDEN NAME (First) (Middle) (Last) LEWINE CATHERINE A AUGHENBAUGH			9. DATE OF BIRTH (Month) (Day) (Year) 11 09 66		
10. RESIDENCE (Street or R.D.) (City, Boro. or Twp.) (County) (State) 621 HIGH STREET CURWENSVILLE Cld. PA			11. PLACE OF BIRTH (State or Foreign Country) PA		
12. NUMBER OF THIS MARRIAGE 2	13. RACE WHITE <input checked="" type="checkbox"/> BLACK <input type="checkbox"/> OTHER (Specify) <input type="checkbox"/>		14. USUAL OCCUPATION HOMEMAKER		
15. PLACE OF THIS MARRIAGE (County) (State or Foreign Country) CLEARFIELD PA			16. DATE OF THIS MARRIAGE (Month) (Day) (Year) 03 23 96		
17A. NUMBER OF CHILDREN THIS MARRIAGE 0	17B. NUMBER OF DEPENDENT CHILDREN UNDER 18. 2	18. PLAINTIFF HUSBAND <input type="checkbox"/> WIFE <input checked="" type="checkbox"/> OTHER (Specify) <input type="checkbox"/>		19. DECREE GRANTED TO HUSBAND <input type="checkbox"/> WIFE <input checked="" type="checkbox"/> OTHER (Specify) <input type="checkbox"/>	
20. NUMBER OF CHILDREN TO CUSTODY OF HUSBAND <input type="checkbox"/> WIFE <input type="checkbox"/> SPLIT CUSTODY <input type="checkbox"/> OTHER (Specify) <input checked="" type="checkbox"/> NONE	21. LEGAL GROUNDS FOR DIVORCE OR ANNULMENT NO FAULT DIVORCE UNDER SECTION 3301(c)				
22. DATE OF DECREE (Month) (Day) (Year)			23. DATE REPORT SENT TO VITAL RECORDS (Month) (Day) (Year)		

24. SIGNATURE OF
TRANSCRIBING CLERK

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

CATHERINE A. AUGHENBAUGH,
Plaintiff

vs.

JAMES A. AUGHENBAUGH,
Defendant

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NO. 2002-1635-C.D.

DIVORCE DECREE

NOW, this 25th day of February, 2003, it is ORDERED and
DECREED that CATHERINE A. AUGHENBAUGH, the Plaintiff, and JAMES A.
AUGHENBAUGH, the Defendant, are divorced from the bonds of matrimony.

By the Court,

FILED

FEB 26 2003

William A. Shaw
Prothonotary


JUDGE FREDRIC J. AMMERMAN

FILED

12C P4f

01/10:33-24
FEB 26 2003

12C Def

William A. Shaw
Prothonotary

FD
S&D