

02-1669-CD
SANDY TOWNSHIP, etal. vs. GERALD F. ORT, etal.

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

TOWNSHIP OF SANDY and
OKLAHOMA CIVILIAN DEFENSE
FIRE COMPANY,
Plaintiffs

vs.

GERALD E. ORT and
GERALD E. ORT TRUCKING, INC. and
ORT TRUCKING, INC. and
SAMUEL THOMAS KNIGHT and
SIMON TRANSPORTATION,
SERVICES, INC. and
R. and F. MILLER, INC. and
EDDIE C. ROBERTS and
JAMIE HARVEY PARKER and
PENNSYLVANIA DEPARTMENT
OF TRANSPORTATION
Defendants

NO. 2002 - 1669 C.D.

TYPE OF CASE - CIVIL

TYPE OF PLEADING: PRAECIPE
FOR WRIT OF SUMMONS

FILED ON BEHALF OF PLAINTIFFS

Counsel of Record for this Party:
R. EDWARD FERRARO, ESQ.
Supreme Court No. 05880

FERRARO & YOUNG
690 Main Street
Brockway, PA 15824
814/268-2202

FILED

OCT 24 2002

2:27 PM
William A. Shaw
Prothonotary

1 cc Amy Kruk
Atty pd. 80.00
9 writs to
Atty Kruk

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

TOWNSHIP OF SANDY and
OKLAHOMA CIVILIAN DEFENSE
FIRE COMPANY,
Plaintiffs

vs.

NO. 2002 - 11669 C.D.

GERALD E. ORT and
GERALD E. ORT TRUCKING, INC. and
ORT TRUCKING, INC. and
SAMUEL THOMAS KNIGHT and
SIMON TRANSPORTATION,
SERVICES, INC. and
R. and F. MILLER, INC. and
EDDIE C. ROBERTS and
JAMIE HARVEY PARKER and
PENNSYLVANIA DEPARTMENT
OF TRANSPORTATION
Defendants

PRAECIPE FOR WRIT OF SUMMONS IN CIVIL ACTION

TO THE PROTHONOTARY OF SAID COURT:

Please issue a Writ of Summons in Civil Action directed to the Defendants in the above-captioned matter.

FERRARO & YOUNG
Attorneys at Law

BY: 

Attorneys for Plaintiffs

FILED

OCT 24 2002

William A. Shaw
Prothonotary

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

COPY

SUMMONS

**Sandy Township
Oklahoma Civilian Defense Fire Company**

Vs.

NO.: 2002-01669-CD

**Gerald E. Ort and Gerald E. Ort Trucking, Inc.
and Ort Trucking, Inc. and Samuel Thomas Knight
and Simon Transportation Services, Inc. and R. and
F. Miller, Inc. and Eddie C. Roberts and Jamie Harvey Parker
and Pennsylvania Department of Transportation**

**TO: GERALD E. ORT and GERALD E. ORT TRUCKING, INC. and ORT
TRUCKING, INC. and SAMUEL THOMAS KNIGHT and SIMON
TRANSPORTATION SERVICES, INC. and R. AND F. MILLER, INC.
and EDDIE C. ROBERTS and JAMIE HARVEY PARKER and
PENNSYLVANIA DEPARTMENT OF TRANSPORTATION**

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: 10/24/2002

William A. Shaw
Prothonotary

Issuing Attorney:

Gregory M. Kruk
690 Main Street
Brockway, PA 15824

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

SANDY TOWNSHIP and OKLAHOMA
CIVILIAN DEFENSE FIRE COMPANY,

Plaintiff,

v.

GERALD E. ORT and GERALD E. ORT
TRUCKING, INC., ORT TRUCKING, INC.
AND SAMUEL THOMAS KNIGHT and
SIMON TRANSPORTATION SERVICES,
INC., AND R. AND F. MILLER, INC. AND
EDDIE C. ROBERTS AND JAMIE
HARVEY PARKER AND PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION,

Defendants.

CIVIL DIVISION

No. 2002-01669-CD

Issue No.

**PRAECIPE FOR ENTRY OF
APPEARANCE**

Code:

Filed on behalf of Defendants,
Gerald E. Ort and Gerald E. Ort Trucking,
Inc., Ort Trucking, Inc. and Samuel Thomas
Knight

Counsel of record for this party:

Michael F. Nerone, Esq.
PA. I.D. #62446

DICKIE, McCAMEY & CHILCOTE, P.C.
Firm #067
Two PPG Place, Suite 400
Pittsburgh, PA 15222-5402

(412) 281-7272

JURY TRIAL DEMANDED

FILED

NOV 25 2002

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

TOWNSHIP OF SANDY and OKLAHOMA
CIVILIAN DEFENSE FIRE COMPANY,

CIVIL DIVISION

No. 2002-01636-CD

Plaintiff,

v.

GERALD E. ORT and GERALD E. ORT
TRUCKING, INC., ORT TRUCKING, INC.
AND SAMUEL THOMAS KNIGHT,


Defendant.

PRAECIPE FOR ENTRY OF APPEARANCE

TO: William A. Shaw, Prothonotary

Kindly enter the Appearance of Michael F. Nerone, Esquire and the law firm of Dickie,
McCamey & Chilcote, P.C., on behalf of the Defendants, Gerald E. Ort, Gerald E. Ort Trucking,
Inc., Ort Trucking, Inc. and Samuel Thomas Knight in the above-referenced action.

DICKIE, MCCAMEY & CHILCOTE, P.C.

By: 
Michael F. Nerone, Esquire

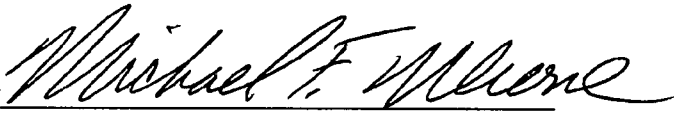
Attorney for Defendants,
Gerald E. Ort, Gerald E. Ort Trucking, Inc., Ort
Trucking, Inc. and Samuel Thomas Knight

CERTIFICATE OF SERVICE

I, Michael F. Nerone, Esquire, hereby certify that true and correct copies of the foregoing Praecipe for Entry of Appearance have been served this 22 day of November, 2002, by U.S. first-class mail, postage prepaid, to counsel of record listed below:

Gregory M. Kruk
690 Main Street
Brockway, PA 15824-1610

DICKIE, McCAMEY & CHILCOTE, P.C.

By 
Michael F. Nerone, Esquire

Attorneys for Defendants,
Gerald E. Ort, Gerald E. Ort Trucking, Inc., Ort
Trucking, Inc. and Samuel Thomas Knight

FILED

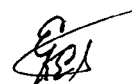
NOV 25 2002

m/1:58/1ms

William A. Shaw

Prothonotary/Clerk of Courts

No Court Costs



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

SANDY TOWNSHIP and OKLAHOMA
CIVILIAN DEFENSE FIRE COMPANY,

CIVIL DIVISION

Plaintiffs,

No. 2002-01669 CD

vs.

GERALD E. ORT and GERALD E.
ORT TRUCKING, INC. and ORT
TRUCKING, INC. and SAMUEL
THOMAS KNIGHT and SIMON
TRANSPORTATION SERVICES, INC.
and R. AND F. MILLER, INC.
and EDDIE C. ROBERTS and
JAMIE HARVEY PARKER, and
PENNSYLVANIA DEPARTMENT OF
TRANSPORTATION,

PRAECIPE FOR APPEARANCE

Defendants.

Filed on Behalf of Defendant,
Pennsylvania Department
of Transportation

Counsel of Record:

JOHN R. BENTY
Sr. Deputy Attorney General
Pa. I. D. #44606

Office of Attorney General
Tort Litigation Unit
Manor Complex
564 Forbes Avenue
Pittsburgh, PA 15219

(412) 565-3539

FILED

2002

John A. Benty
Deputy

PRAECIPE FOR APPEARANCE

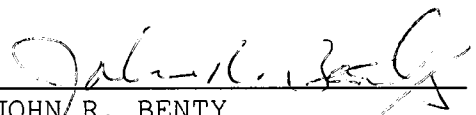
TO THE PROTHONOTARY:

Please enter my appearance in the above-referenced case on behalf of the defendant, Pennsylvania Department of Transportation. The defendant, Pennsylvania Department of Transportation, hereby demands a trial by a jury of twelve.

Respectfully Submitted,

D. MICHAEL FISHER
Attorney General

BY:



JOHN R. BENTY
Sr. Deputy Attorney General

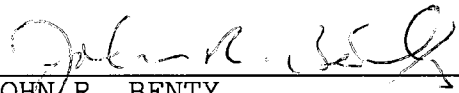
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Praecipe for Appearance was served upon the following counsel of record by mailing the same via first class mail, postage pre-paid, on November 26, 2002:

Gregory M. Kruk, Esq.
690 Main St.
Brockway, PA 15824
(Counsel for Plaintiffs)

D. MICHAEL FISHER
Attorney General

BY:



JOHN R. BENTY
Sr. Deputy Attorney General

FILED

3114284
DEC 02 2002

cc
#

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

SANDY TOWNSHIP and OKLAHOMA
CIVILIAN DEFENSE FIRE COMPANY,

CIVIL DIVISION

Plaintiffs,

No. 2002-01669 CD

vs.

GERALD E. ORT and GERALD E.
ORT TRUCKING, INC. and ORT
TRUCKING, INC. and SAMUEL
THOMAS KNIGHT and SIMON
TRANSPORTATION SERVICES, INC.
and R. AND F. MILLER, INC.
and EDDIE C. ROBERTS and
JAMIE HARVEY PARKER, and
PENNSYLVANIA DEPARTMENT OF
TRANSPORTATION,

**PRAECIPE FOR RULE TO
FILE COMPLAINT**

Defendants.

Filed on Behalf of Defendant,
Pennsylvania Department
of Transportation

Counsel of Record:

JOHN R. BENTY
Sr. Deputy Attorney General
Pa. I. D. #44606

Office of Attorney General
Tort Litigation Unit
Manor Complex
564 Forbes Avenue
Pittsburgh, PA 15219

(412) 565-3539

[Handwritten signature]

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[Handwritten signature]

PRAECIPE FOR RULE TO FILE COMPLAINT

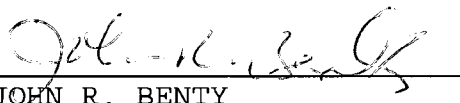
TO THE PROTHONOTARY:

Please issue a rule upon the plaintiffs, Sandy Township and Oklahoma Civilian Defense Fire Company, to file a Complaint within twenty (20) days or suffer Judgment of Non Pros sec. reg.

Respectfully Submitted,

D. MICHAEL FISHER
Attorney General

BY:



JOHN R. BENTY
Sr. Deputy Attorney General

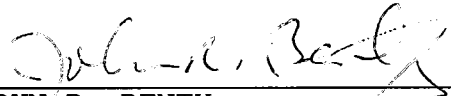
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Praecipe for Rule to File Complaint was served upon the following counsel of record by mailing the same via first class mail, postage pre-paid, on November 26, 2002:

Gregory M. Kruk, Esq.
690 Main St.
Brockway, PA 15824
(Counsel for Plaintiffs)

D. MICHAEL FISHER
Attorney General

BY:



JOHN R. BENTY
Sr. Deputy Attorney General

FILED NO
cc

11/14/88
10/12/88 2 Ruleissued - sent

William A. Shaw
Prothonotary

EBB

to Office of Atty. General

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

COPY

Sandy Township and
Oklahoma Civilian Defense Fire Company

Vs.

Case No. #2002-01669-CD

Gerald E. Ort and
Gerald E. Ort Trucking, Inc. and
Ort Trucking, Inc. and
Samuel Thomas Knight and
Simon Transportation Services, Inc. and
R. and F. Miller, Inc. and
Eddie C. Roberts and
Jamie Harvey Parker and
Pennsylvania Department of Transportation

RULE TO FILE COMPLAINT

TO: Sandy Township and
Oklahoma Civilian Defense Fire Company

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within
twenty (20) days from service hereof, or a judgment of non pros may be entered against you.

William A. Shaw, Prothonotary

Dated: December 2, 2002

03023-00259/RAS

SANDY TOWNSHIP,
OKLAHOMA CIVILIAN DEFENSE FIRE
COMPANY

Plaintiffs

v.

GERALD E. ORT;
GERALD E. ORT TRUCKING, INC.;
SIMON TRANSPORTATION SERVICES,
INC.;
R. AND F. MILLER, INC.;
SAMUEL THOMAS KNIGHT;
EDDIE C. ROBERTS;
JAMIE HARVEY PARKER; and
PENNSYLVANIA DEPARTMENT OF
TRANSPORTATION

Defendants

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

:
: CIVIL ACTION - LAW
: NO. 02-1669-CD

: JURY TRIAL DEMANDED

FILED

DEC 10 2002

William A. Shaw
William A. Shaw
Prothonotary/Clerk of Courts

1 case to ATT

PRAECIPE TO ENTER RULE ON PLAINTIFF TO FILE A COMPLAINT

TO THE PROTHONOTARY:

Please enter a Rule upon the Plaintiffs to file a Complaint against the Defendant Jamie Harvey Parker within twenty (20) days or suffer a judgment of non pros.

MARSHALL, DENNEHEY, WARNER,
COLEMAN & GOGGIN

By: *Robert A. Seiferth*
Robert A. Seiferth
I.D. #20481
Attorney for Defendant Jamie Harvey Parker

* * * * *

RULE TO FILE A COMPLAINT

AND NOW, this 10th day of December, 2002, a Rule is hereby entered upon Plaintiffs to file a Complaint within twenty (20) days of the date of service hereof or suffer the entry of a judgment of non pros.

William A. Shaw
Prothonotary

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

FILED

DEC 10 2002

William A. Shaw
Prothonotary/Clerk of Courts

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

Sandy Township
Oklahoma Civilian Defense Fire Company

Vs.

Case No. #2002-01669-CD

Gerald E. Ort
Gerald E. Ort Trucking, Inc.
Ort Trucking, Inc.
Samuel Thomas Knight
Simon Transportation Services, Inc.
R. and F. Miller, Inc.
Eddie C. Roberts
Jamie Harvey Parker
Pennsylvania Department of Transportation

RULE TO FILE COMPLAINT

TO: Jamie Harvey Parker

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within twenty (20) days from service hereof, or a judgment of non pros may be entered against you.

William A. Shaw, Prothonotary

Dated: December 10, 2002

COPY

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

Sandy Township
Oklahoma Civilian Defense Fire Company

Vs.

Case No. #2002-01669-CD

Gerald E. Ort; Gerald E. Ort Trucking, Inc.;
Ort Trucking, Inc.; Samuel Thomas Knight;
Simon Transportation Services, Inc.; R. and F. Miller, Inc.;
Eddie C. Roberts; Jamie Harvey Parker;
Pennsylvania Department of Transportation

RULE TO FILE COMPLAINT

TO: Sandy Township and Oklahoma Civilian Defense Fire Company

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within twenty (20) days from service hereof, or a judgment of non pros may be entered against you.

William A. Shaw, Prothonotary

Dated: December 10, 2002

mailed 2 corrected rules 12/12/02

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

SANDY TOWNSHIP OKLAHOMA
CIVILIAN DEFENSE FIRE COMPANY,

Plaintiff,

vs.

GERALD E. ORT and GERALD E.
ORT TRUCKING, INC. and ORT
TRUCKING, INC. and SAMUEL
THOMAS KNIGHT and SIMON
TRANSPORTATION SERVICES, INC.
and R. AND F. MILLER, INC. and
EDDIE C. ROBERTS and JAMIE
HARVEY PARKER and PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION,

Defendants.

CIVIL DIVISION

Case No. 2002-01669-CD

PRAECIPE FOR APPEARANCE

Filed on behalf of R. AND F.
MILLER, INC. and EDDIE C.
ROBERTS, Defendants

Counsel of Record for this
Party:

Edward A. Yurcon, Esquire
Pa. I.D. #30830

ANSTANDIG, McDYER, BURDETTE &
YURCON, P.C.
Firm #866
1300 Gulf Tower
707 Grant Street
Pittsburgh, PA 15219
(412) 765-3700

JURY TRIAL DEMANDED

FILED

DEC 20 2002

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

SANDY TOWNSHIP OKLAHOMA)	CIVIL DIVISION
CIVILIAN DEFENSE FIRE COMPANY,)	
)	Case No. 2002-01669-CD
Plaintiff,)	
)	
vs.)	
)	
GERALD E. ORT and GERALD E. ORT)	
TRUCKING, INC. and ORT)	
TRUCKING, INC. and SAMUEL)	
THOMAS KNIGHT and SIMON)	
TRANSPORTATION SERVICES, INC.)	
and R. AND F. MILLER, INC. and)	
EDDIE C. ROBERTS and JAMIE)	
HARVEY PARKER and PENNSYLVANIA)	
DEPARTMENT OF TRANSPORTATION,)	
)	
Defendants.)	

PRAECIPE FOR APPEARANCE

TO: PROTHONOTARY

Kindly enter the appearance of EDWARD A. YURCON, ESQUIRE and the law firm of ANSTANDIG, MCDYER, BURDETTE & YURCON, P.C. as counsel of record for defendants R. and F. Miller, Inc. and Eddie C. Roberts in the above-captioned case.

Respectfully submitted,

ANSTANDIG, MCDYER, BURDETTE
& YURCON, P.C.

By:



EDWARD A. YURCON, ESQUIRE
Pa. I.D. 30830
Attorney for Defendants, R. and F.
Miller, Inc. and Eddie C. Roberts

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within
PRAECIPE FOR APPEARANCE has been served upon the following counsel
by hand delivery or U.S. mail, postage pre-paid, this 18th
day of December, 2002, to the following:

Gregory M. Kruk, Esquire
690 Main Street
Brockway, PA 15824

Michael F. Nerone, Esquire
DICKIE, McCAMEY & CHILCOTE
Two PPG Place, Suite 400
Pittsburgh, PA 15222

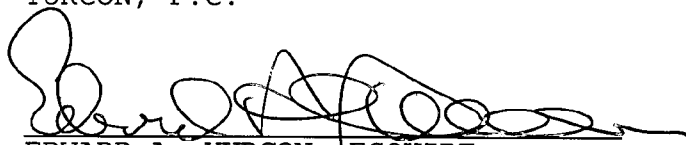
Nancy Heilman, Esquire
Cohen & Grigsby, P.C.
11 Stanwix Street
15th Floor
Pittsburgh, PA 15222

Robert A. Seiferth, Esquire
33 W. Third Street
Suite 200
Williamsport, PA 17701

John R. Benty, Esquire
Commonwealth of PA
Office of Attorney General
Tort Litigation Unit
Manor Complex
564 Forbes Avenue
Pittsburgh, PA 15219

ANSTANDIG, McDYER, BURDETTE &
YURCON, P.C.

BY:



EDWARD A. YURCON, ESQUIRE
ATTORNEYS FOR DEFENDANTS,
R & F MILLER, INC. AND
EDDIE C. ROBERTS

FILED

M 1:41 PM 2002 to Court
DEC 20 2002 *Copy to CO*

William A. Shaw
Prothonotary

BY Robert A. Seifert
Robert A. Seifert
Attorney for Defendant Jamie H. Parker
I.D. #20481
33 W. Third Street, Suite 200
Williamsport, PA 17701
(570)326-9094

CERTIFICATE OF SERVICE

I, Robert A. Seiferth, Esquire, hereby certify that I have served a true and correct copy of the foregoing **Notice of Intent to File Praecept to Enter Judgment of Non Pros** upon all parties:

VIA UNITED STATES REGULAR MAIL:

Gregory M. Kruk, Esquire
690 Main Street
Brockway, PA 15824

Michael F. Nerone, Esquire
Dickie, McCamey & Chilcote
2 PPG Place, Suite 400
Pittsburgh, PA 15222

Nancy L. Heilman, Esquire
Cohen & Grigsby
11 Stanwix Street, 15th Floor
Pittsburgh, PA 15222-1312

Edward A. Yurcon, Esquire
Anstandig, McDyer, Burdette & Yurcon
707 Grant Street, Suite 1300
Pittsburgh, PA 15219-1911

John R. Benty, Esquire
Office of Attorney General
Tort Litigation Unit
Manor Complex
564 Forbes Avenue
Pittsburgh, PA 15219

MARSHALL, DENNEHEY, WARNER,
COLEMAN & GOGGIN

BY Robert A. Seiferth
Robert A. Seiferth
Attorney for Defendant Jamie H. Parker
I.D. #20481
33 W. Third Street, Suite 200
Williamsport, PA 17701
(570)326-9094

Date: 1/9/03

FILED
NO
cc
3/11/43
801
JAN 10 2013

William A. Shaw
Prothonotary

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

TOWNSHIP OF SANDY and
OKLAHOMA CIVILIAN DEFENSE
FIRE COMPANY,
Plaintiffs

vs.

NO. 2002 - 01669 C.D.

GERALD E. ORT and
GERALD E. ORT TRUCKING, INC. and
ORT TRUCKING, INC. and
SAMUEL THOMAS KNIGHT and
SIMON TRANSPORTATION,
SERVICES, INC. and
R. and F. MILLER, INC. and
EDDIE C. ROBERTS and
JAMIE HARVEY PARKER and
PENNSYLVANIA DEPARTMENT
OF TRANSPORTATION
Defendants

FILED

FEB 28 2003

William A. Shaw
Prothonotary

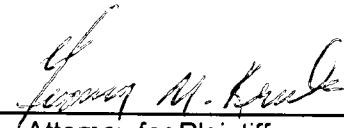
PRAECIPE

TO THE PROTHONOTARY:

Please mark the above-captioned matter as being "SETTLED, DISCONTINUED
AND ENDED."

FERRARO & YOUNG
Attorneys at Law

BY:


Attorney for Plaintiffs

Dated: February 14, 2003

Praecipe to Settle - sandy twp & oklahoma
cgm

FILED *Noce*

m/2:48-8th
FEB 28 2003

William A. Shaw
Prothonotary

Disc. to Atty
Copy to C/A
[Signature]

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

COPY

CIVIL DIVISION

**Sandy Township
Oklahoma Civilian Defense Fire Company**

Vs.

No. 2002-01669-CD

**Gerald E. Ort
Gerald E. Ort Trucking, Inc.
Ort Trucking, Inc.
Samuel Thomas Knight
Simon Transportation Services, Inc.
R. and F. Miller, Inc.
Eddie C. Roberts
Jamie Harvey Parker
Pennsylvania Department of Transportation**

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on February 28, 2003, marked:

Settled, Discontinued, and Ended

Record costs in the sum of \$80.00 have been paid in full by Gregory M. Kruk, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 28th day of February A.D. 2003.

William A. Shaw, Prothonotary