

02-1736-CD  
DUBROOK INC. vs. MORRISON CONSTRUCTION

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**

Address: **309 MAPLE AVENUE  
P.O. BOX 452  
DUBOIS, PA**

Telephone: **(814) 371-5321 15801**

**PATRICK N. FORD  
309 MAPLE AVENUE  
P.O. BOX 452  
DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

**DUBROOK INC.**

NAME and ADDRESS

**P.O. BOX 68  
BUTLER, PA 16003**

**VS.**

DEFENDANT:

NAME and ADDRESS

**MORRISON CONSTRUCTION  
RD 2 BOX 214-A  
DUBOIS, PA 15801**

**02-1736-C**

Docket No.: **CV-0000464-02**  
Date Filed: **7/25/02**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **DUBROOK INC.**

Judgment was entered against: (Name) **MORRISON CONSTRUCTION**

in the amount of \$ **4,066.78** on: (Date of Judgment) **8/26/02**

Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

Damages will be assessed on: \_\_\_\_\_

This case dismissed without prejudice. \_\_\_\_\_

Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ \_\_\_\_\_

Levy is stayed for \_\_\_\_\_ days or  generally stayed. \_\_\_\_\_

Objection to levy has been filed and hearing will be held: \_\_\_\_\_

Amount of Judgment	\$ <b>3,994.28</b>
Judgment Costs	\$ <b>72.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>4,066.78</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total</b> \$ _____	

Date:	Place:
Time:	

**FILED**

0 224 BA pd 2002  
NOV 06 2002  
Supt to PLTF  
Roberts WD

**William A. Shaw  
Prothonotary**

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

8-27-02 Date Patrick N. Ford - RNF, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

10-21-02 Date Patrick N. Ford, District Justice

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

DUBROOK INC.  
Plaintiff(s)

No.: 2002-01736-CD

CO  
PY

Real Debt: \$4066.78

Atty's Comm:

Vs.

Costs: \$

Int. From:

MORRISON CONSTRUCTION  
Defendant(s)

Entry: \$20.00

Instrument: Default judgment

Date of Entry: November 6, 2002

Expires: November 6, 2007

Certified from the record this 6th day of November, 2002

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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.

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Plaintiff/Attorney

NOTICE OF JUDGMENT

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

CIVIL DIVISION

DUBROOK INC.

Vs.

No. 2002-01736-CD

MORRISON CONSTRUCTION

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$4066.78 on the 6th day of November, 2002.

William A. Shaw  
Prothonotary

---

William A. Shaw

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DUBROOK, INC.,

*D1736 CD*  
No. 2002-01734 CD

Plaintiff,

v.

MORRISON CONSTRUCTION,

Defendant.

Type of Pleading:  
MOTION TO CORRECT THE  
NAME OF A PARTY

Filed on Behalf of:  
DuBrook, Inc.

Counsel for this Party:  
Ronald T. Elliott, Esquire  
Pa. I.D. No. 71567

DILLON McCANDLESS KING  
COULTER & GRAHAM, L.L.P.  
128 West Cunningham Street  
Butler, PA 16001  
(724) 283-2200

**FILED**

JAN 24 2003

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DUBROOK, INC.,

*1736*  
No. 2002-01734-CD

Plaintiff,

v.

MORRISON CONSTRUCTION,

Defendant.

**MOTION TO CORRECT THE NAME OF A PARTY**

And now comes DuBrook, Inc., by and through its attorneys, DILLON McCANDLESS KING COULTER & GRAHAM, L.L.P. and files the following Motion to Correct Name of Party based upon the following:

1. DuBrook, Inc. (Plaintiff) is a Pennsylvania Corporation with a mailing address of P.O. Box 68, Butler, Pennsylvania 16003.
2. On or about July 25, 2002 Plaintiff commenced an action against Morrison Construction which has a mailing address of R.D. 2, Box 214-A, DuBois, Pennsylvania 15801.
3. Morrison Construction is a fictitious name for Randy Morrison.
4. At all material times hereto, DuBrook, Inc. provided various building supplies and materials to Randy Morrison and billed the entity of Morrison Construction for those goods and services.
5. District Justice Ford entered judgment in favor of Plaintiff and against Morrison Construction on August 26, 2002.

6. Said judgment was entered in the Court of Common Pleas of Clearfield County.
7. Randy Morrison and Morrison Construction are one in the same entity and the original action at District Justice Ford's office should have been against Randy Morrison.
8. This Motion is brought under Pa. R. Civ. Proc. 1033 to correct the name of the Party.

WHEREFORE, Plaintiff respectfully requests your Honorable Court correct the name of the Defendant, party in this action, from Morrison Construction to Randy Morrison.

Respectfully submitted,  
DILLON McCANDLESS KING COULTER & GRAHAM, L.L.P.

By: Ronald S. Elliott  
Ronald T. Elliott, Esquire  
Attorneys for the Plaintiff, DuBrook, Inc.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DUBROOK, INC.,	:	
	:	1736
	:	No. 2002-01734-CD
Plaintiff,	:	
	:	
v.	:	
	:	
MORRISON CONSTRUCTION,	:	
	:	
Defendant.	:	
	:	

## RULE TO SHOW CAUSE

AND NOW, 27<sup>th</sup> day of January, 2003, in consideration of the foregoing

Motion to Correct the Name of a Party, a Rule is issued on Morrison Construction to show why the requested relief should not be granted. Rule returnable on or before Feb 17, 2003.

In the event this Defendant does not respond, the requested relief shall be granted without a hearing.

By the Court:

*John Miller* J.

**FILED**

JAN 27 2003

William A. Shaw  
Prethonotary

FILED

2 cc

012-06861

Attn: Elliott

JAN 27 2003

Elliott

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DUBROOK, INC.,

*1736*  
No. 2002-01734-CD

Plaintiff,

v.

MORRISON CONSTRUCTION,

Defendant.

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2003, a Rule to Show Cause having been issued and the Defendant failing to show cause why the name of the Party shall not be corrected, it is hereby ORDERED that the Defendant Morrison Construction shall be corrected to be Randy Morrison.

By the Court:

\_\_\_\_\_  
J.

## VERIFICATION

I, Rosemary Ogorzlock, do hereby verify that the attached pleading is based upon facts of which I have personal knowledge or information furnished to me by counsel; that the language of the document is that of counsel and not my own; and that the facts set forth in the foregoing document are true and correct to the best of my knowledge, information and belief. I understand that the statements herein are made subject to the penalties of 19 Pa. Cons. Stat. Ann. Section 4904, relating to unsworn falsifications to authorities.

By: Rosemary Ogorzlock

12-31-02  
Date

**CERTIFICATE OF SERVICE**

I, the undersigned, do hereby certify that on this 22<sup>nd</sup> day of January, 2002, a true and correct copy of the foregoing **MOTION TO CORRECT THE NAME OF PARTY** was served by depositing the same in the U.S. Mail at Butler, Pennsylvania, via first-class mail, postage prepaid, upon the following persons:

Morrison Construction  
R.D. 2, Box 214-A  
DuBois, PA 15801

Respectfully Submitted,  
DILLON McCANDLESS KING COULTER & GRAHAM, L.L.P.

By Ronald S. Elliott

Ronald T. Elliott  
Attorneys for Plaintiff, DuBrook, Inc.

FILED  
NO 5784  
cc  
JAN 24 2000  
LAW  
SHERIFF

William A. Shaw  
Prothonotary