

02-1738-CD

Banker Trust vs John R Rice al

02

02-1738-CD
BANKERS TRUST COMPANY OF CALIF. vs. JOHN R. RICE, et al.

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600
ATTORNEY FOR PLAINTIFF

FILED

NOV 08 2002

William A. Shaw
Prothonotary

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A. AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D
THREE PARK PLAZA
IRVINE, CA 92614

Plaintiff,

V.

JOHN R. RICE and
NANCY E. RICE, husband and wife,
R.D. 1, BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666

AND

JOHN and JANE DOE
R.D. 1, BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666

Defendant

COMMON PLEAS COURT OF
CLEARFIELD COUNTY

NO. 02-1738-CD

EJECTMENT

COMPLAINT IN EJECTMENT

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 this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses of 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 or 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.

Lawyer Referral Service
Court Administrator's Office
Clearfield County Court House
230 East Market Street
Clearfield, PA 16830
(814) 765-2641 Ext. 5982

**PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600**

ATTORNEY FOR PLAINTIFF

**BANKERS TRUST COMPANY OF
CALIFORNIA, N.A. AS TRUSTEE FOR :
UCFC LOAN TRUST 1997-D :
THREE PARK PLAZA :
IRVINE, CA 92614 :**

Plaintiff,

V.

**JOHN R. RICE and
NANCY E. RICE, husband and wife, :
R.D. 1, BOX 970, ROUTE 970 :
OSCELOA MILLS, PA 16666 :**

AND

**JOHN and JANE DOE
R.D.1. BOX 970, ROUTE 970 :
OSCELOA MILLS, PA 16666 :**

Defendants.

**COMMON PLEAS COURT OF
CLEARFIELD COUNTY**

NO.

EJECTMENT


COMPLAINT IN EJECTMENT

Plaintiff, by its attorney, Paul F. D'Emilio, Esquire, brings this action of Ejectment to secure possession of the premises of **R.D.1. Box 970, Route 970, Osceola Mills, Clearfield County, Pennsylvania 16666**, upon a cause whereof the following is a statement:

1. The Plaintiff is **Bankers Trust Company of California, N.A. as Trustee for UCFC Loan Trust 1997-D**, having its principal place of business at **Three Park Plaza, Irvine, CA 92614**.

2. The Defendants are individuals presently residing at **R.D.1. Box 970, Route 970, Osceola Mills, Pennsylvania**, and presently occupy the property without permission of the legal owner.
3. Said premises, R.D.1. BOX 970, ROUTE 970 , Osceola Mills, Pennsylvania, as more fully described in the legal description attached hereto, made a part hereof and marked Exhibit "A", was sold by the Sheriff of Clearfield County at a Judicial or Sheriff's Sale held on January 4, 2002, after due advertisement according to law, under and by virtue of a Writ of Execution out of the Court of Common Pleas of Clearfield County, at the suit of **United Companies Lending Corporation v. John R. and Nancy E. Rice, No. 00-111-CD**.
4. Said described property was purchased at the said sale by the attorney on the writ for the Plaintiff herein, who is entitled to possession thereof.
5. Settlement has been made with the Sheriff of Clearfield County and the Deed has been or is about to be prepared and executed by the Sheriff and delivered to the Recorder of Deeds in and for the County of Clearfield for recording by which premises R.D.1. Box 970, Route 970 , Osceola Mills, Pennsylvania, will be conveyed to Bankers Trust Company of California, N.A. as Trustee for UCFC Loan Trust 1997-D, the Plaintiff herein.
6. Defendant is presently in possession of the said premises and has not vacated the said premises subsequent to the Sheriff's Sale despite demands from the Plaintiff for possession.
7. Defendant has no valid legal right to possession of the property.
8. Plaintiff claims the right to possession of the premises to the exclusion of Defendants.

WHEREFORE, Plaintiff prays that its right of possession of premises at R.D.1. BOX 970, ROUTE 970 , Osceola Mills, Pennsylvania 16666, be immediately ordered against defendants and that a Write of Possession be promptly thereafter issued.


PAUL F. D'EMILIO, ESQUIRE
ATTORNEY FOR PLAINTIFF

VERIFICATION

Terri Skidmore, IAS Eviction Specialist, of Servicing Agent, to the within-named Plaintiff hereby verifies that the statements made in the foregoing Complaint in Ejectment 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: 10-25-02

Terri Skidmore, IAS
Eviction Dept Mgr, of Servicing Agent
Terri Skidmore

LEGAL DESCRIPTION

ALL that certain piece or parcel of land situate, lying and being in Decatur Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at the Northeast corner of land of which this a part; thence in a Southerly direction along the Western side of LR 17056.84 feet to a point; thence in a Westerly direction twenty feet (20') from and parallel to the Southern boundary line of premises of which this is a part, three hundred eighty two feet (382') to a point; thence in Northerly direction through land of which this is a part one hundred eighty five (185') to a point on the Northern boundary line of land of which this is a part; thence in an Easterly direction along the Northern boundary line of land of which this is part three hundred ten (310') to point and place of beginning. CONTAINING approximately 1 acre.

HAVING erected thereon a building and a mobile home identified as No. 1988 M0126381 A38571428, known as R.D. 1, Box 970, Route 970, and being designated as Tax I.D. No. 112-013-241..

BEING the same premises which Thomas W. Wilson and Elsie Wilson, his wife, by their Deed dated May 26, 1995, and recorded in the Recorder's Office of Clearfield County in Deed Book Volume 1679, page 21, granted and conveyed unto John R. Rice and Nacy E. Rice, his wife..

Tax Parcel #40-R-49

Exhibit A

IN THE COMMON PLEAS COURT
OF
CLEARFIELD COUNTY,
PENNSYLVANIA

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A.
PLAINTIFF

V.

JOHN R. AND NANCY E. RICE, H/W
R.D. 1, BOX 970, ROUTE 970
OSCEOLA MILLS, PA 16666

AND
JOHN AND JANE DOE
R.D. 1, BOX 970, ROUTE 970
OSCEOLA MILLS, PA 16666
DEFENDANTS

COMPLAINT

Paul F. DiEmilio, Esquire
PULEO & DEMILIO, LLC
660 Sentry Parkway, Suite 210
Blue Bell, PA 19422

Aug 14
8:25
- 181 m/2.31-21
2005.5.15

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13283

BANKERS TRUST COMPANY OF CALIFORNIA

02-1738-CD

VS.

RICE, JOHN R. & NANCY E.

COMPLAINT IN EJECTMENT

SHERIFF RETURNS

**NOW NOVEMBER 15, 2002 AT 10:11 AM EST SERVED THE WITHIN COMPLAINT
IN EJECTMENT ON NANCY E. RICE, DEFENDANT AT RESIDNECE, RD#1 BOX 970,
RT. 970, OSCEOLA MILLS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING
TO NANCY E. RICE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT
IN EJECTMENT AND MADE KNOWN TO HER THE CONTENTS THEREOF.
SERVED BY; DAVIS/MORGILLO**

**NOW NOVEMBER 15, 2002 AT 10:11 AM EST SERVED THE WITHIN COMPLAINT
IN EJECTMENT ON TENANT/OCCUPANT AT RD#1 BOX 970, T 970, OSCEOLA MILLS,
CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO NANCY RICE, DEFENDANT
A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN EJECTMENT AND
MADE KNOWN TO HER THE CONTENTS THEREOF.
SERVED BY: DAVIS/MORGILLO**

**NOW JANUARY 27, 2003 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURN
THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO JOHN R. RICE,
DEFENDANT. DEFENDANT IS "DECEASED".**

Return Costs

Cost	Description
47.00	SHFF. HAWKINS PAID BY; ATTY.
30.00	SURCHARGE PAID BY; ATTY.

PAID
013:54801
JAN 27 2003

**William A. Shaw
Prothonotary**

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13283

BANKERS TRUST COMPANY OF CALIFORNIA

02-1738-CD

VS.

RICE, JOHN R. & NANCY E.

COMPLAINT IN EJECTMENT

SHERIFF RETURNS

Sworn to Before Me This

So Answers,

2nd Day Of Jan 2003



WILLIAM A. SHAW

Prothonotary

My Commission Expires

1st Monday in Jan. 2006

Clearfield Co., Clearfield, PA

EPT



Chester A. Hawkins

Sheriff

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600
ATTORNEY FOR PLAINTIFF

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A. AS TRUSTEE FOR :
UCFC LOAN TRUST 1997-D :
THREE PARK PLAZA :
IRVINE, CA 92614 :

Plaintiff,

V.

JOHN R. RICE and
NANCY E. RICE, husband and wife,
R.D. 1, BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666

AND

JOHN and JANE DOE
R.D. 1, BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666

Defendant

COMMON PLEAS COURT OF
CLEARFIELD COUNTY

NO. 02-1738-CJ

EJECTMENT

COMPLAINT IN EJECTMENT

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Lawyer Referral Service
Court Administrator's Office
Clearfield County Court House
230 East Market Street
Clearfield, PA 16830
(814) 765-2641 Ext. 5982

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

NOV 06 2002

Attest.

William D. Doe
Prothonotary/
Clerk of Courts

VERIFICATION

Terri Skidmore, IAS Eviction Specialist, of Servicing Agent, to the within-named Plaintiff hereby verifies that the statements made in the foregoing Complaint in Ejectment 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: 10-25-02

Terri Skidmore, IAS
Eviction Dept Mgr, of Servicing Agent
Terri Skidmore

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600
ATTORNEY FOR PLAINTIFF

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A. AS TRUSTEE FOR :
UCFC LOAN TRUST 1997-D :
THREE PARK PLAZA :
IRVINE, CA 92614 :

Plaintiff,

V.

JOHN R. RICE and
NANCY E. RICE, husband and wife, :
R.D. 1, BOX 970, ROUTE 970 :
OSCELOA MILLS, PA 16666 :

AND

JOHN and JANE DOE
R.D. 1, BOX 970, ROUTE 970 :
OSCELOA MILLS, PA 16666 :

Defendant

COMMON PLEAS COURT OF
CLEARFIELD COUNTY

NO. 02-1738-CS

EJECTMENT

COMPLAINT IN EJECTMENT

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Court Administrator's Office
Clearfield County Court House
230 East Market Street
Clearfield, PA 16830
(814) 765-2641 Ext. 5982**

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

NOV 06 2002

Attest.

William L. Brown
Prothonotary/
Clerk of Courts

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600

ATTORNEY FOR PLAINTIFF

**BANKERS TRUST COMPANY OF
CALIFORNIA, N.A. AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D
THREE PARK PLAZA
IRVINE, CA 92614**

Plaintiff,

V.

**JOHN R. RICE and
NANCY E. RICE, husband and wife,
R.D. 1, BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666**

AND

**JOHN and JANE DOE
R.D.1. BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666**

Defendants.

**COMMON PLEAS COURT OF
CLEARFIELD COUNTY**

NO.

EJECTMENT

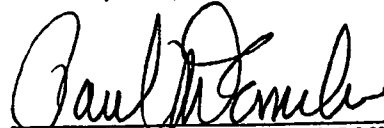
COMPLAINT IN EJECTMENT

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2. The Defendants are individuals presently residing at **R.D.1. Box 970, Route 970, Osceola Mills, Pennsylvania**, and presently occupy the property without permission of the legal owner.
3. Said premises, R.D.1. BOX 970, ROUTE 970 , Osceola Mills, Pennsylvania, as more fully described in the legal description attached hereto, made a part hereof and marked Exhibit "A", was sold by the Sheriff of Clearfield County at a Judicial or Sheriff's Sale held on January 4, 2002, after due advertisement according to law, under and by virtue of a Writ of Execution out of the Court of Common Pleas of Clearfield County, at the suit of **United Companies Lending Corporation v. John R. and Nancy E. Rice, No. 00-111-CD**.
4. Said described property was purchased at the said sale by the attorney on the writ for the Plaintiff herein, who is entitled to possession thereof.
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8. Plaintiff claims the right to possession of the premises to the exclusion of Defendants.

WHEREFORE, Plaintiff prays that its right of possession of premises at R.D.1.
BOX 970, ROUTE 970 , Osceola Mills, Pennsylvania 16666, be immediately ordered
against defendants and that a Write of Possession be promptly thereafter issued.


PAUL F. D'EMILIO, ESQUIRE
ATTORNEY FOR PLAINTIFF

VERIFICATION

Terri Skidmore, IAS Eviction Specialist, of Servicing Agent, to the within-named Plaintiff hereby verifies that the statements made in the foregoing Complaint in Ejectment 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: 10-25-02

Terri Skidmore, IAS
Eviction Dept Mgr, of Servicing Agent
Terri Skidmore

LEGAL DESCRIPTION

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BEGINNING at the Northeast corner of land of which this a part; thence in a Southerly direction along the Western side of LR 17056.84 feet to a point; thence in a Westerly direction twenty feet (20') from and parallel to the Southern boundary line of premises of which this is a part, three hundred eighty two feet (382') to a point; thence in Northerly direction through land of which this is a part one hundred eighty five (185') to a point on the Northern boundary line of land of which this is a part; thence in an Easterly direction along the Northern boundary line of land of which this is part three hundred ten (310') to point and place of beginning. CONTAINING approximately 1 acre.

HAVING erected thereon a building and a mobile home identified as No. 1988 M0126381 A38571428, known as R.D. 1, Box 970, Route 970, and being designated as Tax I.D. No. 112-013-241..

BEING the same premises which Thomas W. Wilson and Elsie Wilson, his wife, by their Deed dated May 26, 1995, and recorded in the Recorder's Office of Clearfield County in Deed Book Volume 1679, page 21, granted and conveyed unto John R. Rice and Nacy E. Rice, his wife..

Tax Parcel #40-R-49

Exhibit A

IN THE COMMON PLEASE COURT
OF
CLEARFIELD COUNTY,
PENNSYLVANIA

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A.
PLAINTIFF

V.

JOHN R. AND NANCY E. RICE, H/W
R.D. 1, BOX 970, ROUTE 970
OSCEOLA MILLS, PA 16666

AND

JOHN AND JANE DOE
R.D. 1, BOX 970, ROUTE 970
OSCEOLA MILLS, PA 16666
DEFENDANTS

COMPLAINT

I HEREBY CERTIFY THAT THE
WITHIN IS A TRUE AND CORRECT
COPY OF THE ORIGINAL

Paul F. D'Emilio

ATTORNEY FOR Plaintiff

Paul F. D'Emilio, Esquire
PULEO & D'EMILIO, LLC
660 Sentry Parkway, Suite 210
Blue Bell, PA 19422

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600
ATTORNEY FOR PLAINTIFF

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A., AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D,
Plaintiff,

v.

JOHN R. RICE AND NANCY E. RICE,
HUSBAND AND WIFE,
Defendant(s)

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY


NO. 02-1738-CD

EJECTMENT

PRAECIPE FOR JUDGMENT AND ASSESSMENT OF DAMAGES

TO THE PROTHONOTARY, C.P.:

Enter Judgment for possession in the above entitled matter in-favor of the Plaintiff, Bankers Trust Company of California, N.A. as Trustee for UCFC Loan Trust 1997-D and against the Defendant, Nancy E. Rice for want of an answer and issue a Writ of Possession for premises R.D. 1, Bix 970, Route 970, Oseloa Mills, PA 16666.



PAUL F. D'EMILIO, ESQUIRE
ATTORNEY FOR PLAINTIFF
ATTORNEY I.D. #16654

AND NOW February 3, 200³, Judgment for Possession is entered in favor of Plaintiff and against Defendant(s) as per the above certification.



PRO PROTHY

FILED

FEB 03 2003

William A. Shaw
Prothonotary

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600
ATTORNEY FOR PLAINTIFF

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A., AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D,
Plaintiff,

v.

JOHN R. RICE AND NANCY E. RICE,
HUSBAND AND WIFE,
Defendant(s)

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

NO. 02-1738-CD

EJECTMENT

AFFIDAVIT AS TO NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF DELAWARE : SS
:

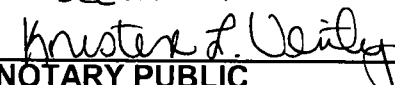
PAUL F. D'EMILIO, being duly sworn according to law, deposes and says that he is the agent for the Plaintiff above-named and is authorized to and does make this Affidavit on its behalf; and that he has knowledge of the facts set forth herein:

That Defendant, Nancy E. Rice is over twenty-one years of age and that she is not in the military service of the United States or otherwise within the provisions of the Soldier's and Sailor's Civil Relief Act of 1940 as amended.



PAUL F. D'EMILIO, ESQUIRE

SWORN TO AND SUBSCRIBED
BEFORE ME THIS 26th DAY
OF December, 2002.



NOTARY PUBLIC

NOTARIAL SEAL
KRISTEN L. VERITY, Notary Public
Springfield Twp., Delaware County
My Commission Expires May 12, 2003

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600
ATTORNEY FOR PLAINTIFF

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A., AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D,
Plaintiff,

v.

JOHN R. RICE AND NANCY E. RICE,
HUSBAND AND WIFE,
Defendant(s)

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

NO. 02-1738-CD

EJECTMENT

AFFIDAVIT OF NOTICE OF INTENT TO ENTER DEFAULT JUDGEMENT

I, PAUL F. D'EMILIO, ESQUIRE, attorney for the Plaintiff, **Bankers Trust Company of California, N.A. as Trustee for UCFC Loan Trust 1997-D**, does hereby certify that a **Notice of Intent to Enter Default Judgement** was mailed on **December 11, 2002** to the Defendant listed below by Certificate of Mailing; a copy of the Notice and the original certification of mailing are attached hereto, made a part hereof, and marked Exhibit "A".

Nancy E. Rice
R.D. 1, Box 970, Route 970
Osceloa Mills, PA 16666



PAUL F. D'EMILIO, ESQUIRE
ATTORNEY FOR PLAINTIFF

EXHIBIT “A”

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600
ATTORNEY FOR PLAINTIFF

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A. AS TRUSTEE FOR :
UCFC LOAN TRUST 1997-D :
THREE PARK PLAZA :
IRVINE, CA 92614 :

COMMON PLEAS COURT OF
CLEARFIELD COUNTY

V. :

JOHN R. RICE and :
NANCY E. RICE, husband and wife, :
R.D. 1, BOX 970, ROUTE 970 :
OSCELOA MILLS, PA 16666 :

NO. 02-1738-CD

AND :

JOHN and JANE DOE :
R.D. 1, BOX 970, ROUTE 970 :
OSCELOA MILLS, PA 16666 :

EJECTMENT

DATE OF NOTICE: DECEMBER 11, 2002

TO: NANCY E. RICE
R.D. 1, BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666

NOTICE OF INTENT TO ENTER DEFAULT JUDGMENT

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.

Lawyer Reference Service for Clearfield County
COURT ADMINISTRATOR
Clearfield County Courthouse
Second and Market Streets
Clearfield, PA 16830
(814) 765-2641 Ext. 50-51

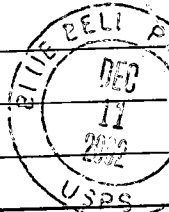

PAUL F. D'EMILIO, ESQUIRE
ATTORNEY FOR PLAINTIFF

U.S. POSTAL SERVICE		CERTIFICATE OF MAILING	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE - POSTMASTER			
Recei	LAW OFFICES		
	PULEO & D'EMILIO, LLC		
	660 SENTRY PARKWAY, SUITE 210		
	BLUE BELL, PENNSYLVANIA 19422		
One piece of ordinary mail addressed to:			
Nancy E. Rice			
R.D. 1, Box 970, Route 970			
Osceola Mills, PA 16666			

PS Form 3817, Mar. 1989

Affix fee here in stamps or meter postage and post mark. Inquire of Postmaster for current fee.

230
932800-900 DEC 11 2002
86 MAILED FROM ZIP CODE 19422
U.S. POSTAGE
PB3528122



**CLEARFIELD COUNTY
OFFICE OF THE PROTHONOTARY**

COPY

TO: Nancy E. Rice
R.D.1, Box 970, Route 970
Osceloa Mills, PA 16666

Bankers Trust Company of California,
N.A., Trustee for UCFC Loan Trust 1997-
D,
Plaintiff

v.

John R. Rice and Nancy E. Rice,
husband and wife,
Defendants

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

NO. 02-1738-CD

EJECTMENT

NOTICE

Pursuant to Rule 236 of the Supreme Court of Pennsylvania, you are hereby notified that a Judgment has been entered against you in the above proceeding as indicated below.

- ☐ Judgment by Default
- ☐ Money Judgment
- ☐ Judgment in Replevin
- ☒ Judgment for Possession
- ☐ Judgment on Award of Arbitration
- ☐ Judgment on Verdict
- ☐ Judgment on Court Findings

If you have any questions concerning this notice, please call Thomas I. Puleo, Esquire at (610) 941-3600.

FILED

Atty p.d.

20.00

M 10:31 AM

FEB 03 2003

Notice of copy of front pg. of Judg.

No Statement (Possession)

William A. Shaw
Prothonotary



COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CLEARFIELD

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A., AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D,
Plaintiff,

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

NO. 02-1738-CD

v.

EJECTMENT

JOHN R. RICE AND NANCY E. RICE,
HUSBAND AND WIFE,
Defendant(s)

PRAECIPE TO ISSUE WRIT OF POSSESSION

TO THE PROTHONOTARY:

Issue Writ of Possession in the above matter, for possession of (describe property)

Premises: R.D. 1, Box 970, Route 970
Osceloa Mills, PA 16666

As more fully described as Exhibit "A"
attached hereto and made a part thereof

FILED

FEB 03 2003

William A. Shaw
Prothonotary



Paul F. D'Emilio, Esquire
Attorney for Plaintiff

LEGAL DESCRIPTION

ALL that certain piece or parcel of land situate, lying and being in Decatur Township, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at the Northeast corner of land of which this a part; thence in a Southerly direction along the Western side of LR 17056.84 feet to a point; thence in a Westerly direction twenty feet (20') from and parallel to the Southern boundary line of premises of which this is a part, three hundred eighty two feet (382') to a point; thence in Northerly direction through land of which this is a part one hundred eighty five (185') to a point on the Northern boundary line of land of which this is a part; thence in an Easterly direction along the Northern boundary line of land of which this is part three hundred ten (310') to point and place of beginning. CONTAINING approximately 1 acre.

HAVING erected thereon a building and a mobile home identified as No. 1988 M0126381 A38571428, known as R.D. 1, Box 970, Route 970, and being designated as Tax I.D. No. 112-013-241..

BEING the same premises which Thomas W. Wilson and Elsie Wilson, his wife, by their Deed dated May 26, 1995, and recorded in the Recorder's Office of Clearfield County in Deed Book Volume 1679, page 21, granted and conveyed unto John R. Rice and Nacy E. Rice, his wife..

Tax Parcel #40-R-49

Exhibit A

FILED

Atty Pd. 20.00

27/10/5634
FEB 03 2003

1 CC SHFF & Le units

2522

William A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA

COPY

COUNTY OF CLEARFIELD

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A., AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D,
Plaintiff,

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

NO. 02-1738-CD

v.

EJECTMENT

JOHN R. RICE AND NANCY E. RICE,
HUSBAND AND WIFE,
Defendant(s)

WRIT OF POSSESSION

TO THE SHERIFF OF CLEARFIELD COUNTY:

(1) To satisfy the judgment for possession in the above matter you are directed to deliver possession of the following described property:

Premises: R.D. 1, Box 970, Route 970
Osceloa Mills, PA 16666

As more fully described as Exhibit "A"
attached hereto and made a part thereof

(2) To satisfy the costs against
directed to levy upon any property of
interest therein.

you are
and sell

Prothonotary

By _____
Clerk

Date _____

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CCP No. 02-1738-CD

BANKERS TRUST COMPANY OF CALIFORNIA, N.A. AS
TRUSTEE FOR UCFC LOAN TRUST 1997-D
Plaintiff,

v.

JOHN R. RICE AND NANCY E. RICE, HUSBAND AND
WIFE
Defendant(s).

WRIT OF POSSESSION

PREMISES:
R.D. 1, Box 970, Route 970
Osceloa Mills, PA 16666

LAW OFFICES
PULEO & D'EMILIO, LLC
660 Sentry Parkway, Suite 210
Blue Bell, PA 19422
(610) 941-3600

LEGAL DESCRIPTION

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Tax Parcel #40-R-49

Exhibit A

PULEO & D'EMILIO, LLC
PAUL F. D'EMILIO, ESQUIRE
ATTORNEY I.D. #16654
660 SENTRY PARKWAY, SUITE 210
BLUE BELL, PA 19422
(610) 941-3600
ATTORNEY FOR PLAINTIFF

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A. AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D
THREE PARK PLAZA
IRVINE, CA 92614

Plaintiff,

V.

JOHN R. RICE and
NANCY E. RICE, husband and wife,
R.D. 1, BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666
AND
JOHN and JANE DOE
R.D. 1, BOX 970, ROUTE 970
OSCELOA MILLS, PA 16666

Defendant

COMMON PLEAS COURT OF
CLEARFIELD COUNTY

NO. 02-1738-CD

EJECTMENT

ORDER TO SETTLE, DISCONTINUE AND END

TO THE PROTHONOTARY, P.C.:

Kindly mark the above entitled matter settled, discontinued and ended upon
payment of your cost only.


Paul F. D'Emilio, Esquire
Attorney for Plaintiff

FILED

JUN 02 2003

William A. Shaw
Prothonotary

FILED

M 1:41 BA 2CC & sent to Plff atty

JUN 02 2003 Copy to CH

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Bankers Trust Company of California

Vs.

No. 2002-01738-CD

John R. Rice
Nancy E. Rice
John Doe
Jane Doe

COPY

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 June 2, 2003, marked:

Settled, Discontinued and Ended

Record costs in the sum of \$202.00 have been paid in full by Attorney for Plaintiff.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 2nd day of June A.D. 2003.

William A. Shaw, Prothonotary

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

CIVIL DIVISION

Bankers Trust Company of California

Vs.

No. 2002-01738-CD

**John R. Rice
Nancy E. Rice
John Doe
Jane Doe**

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County of Clearfield

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William A. Shaw, Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 13764

NO: 02-1738-CD

PLAINTIFF: BANKERS TRUST COMPANY OF CALIFORNIA, N.A. AS TRUSTEE FOR UCFC LOAN TRUST 1997-D
vs.

DEFENDANT: RICE, JOHN R.

WRIT OF EXECUTION POSSESSION

SHERIFF RETURN

DATE RECEIVED WRIT: 2/4/2003

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO AND AMOUNT

SOLD TOTAL AMOUNT PLUS COSTS

WRIT RETURNED 2/23/2010

FILED

012:47pm
FEB 23 2010

William A. Shaw
Prothonotary/Clerk of Courts

SERVICES

5/28/2003 @ 6:15 PM SERVED NANCY E. RICE

SERVED NANCY E. RICE, DEFENDANT, AT HER RESIDENCE R. D. #1, BOX 970, ROUTE 970, OSCEOLA MILLS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO NANCY E. RICE

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOWN TO HIM / HER THE CONTENTS THEREOF.

@ SERVED JOHN R. RICE

DECEASED

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOWN TO HIM / HER THE CONTENTS THEREOF.

@ SERVED

NOW, FEBRUARY 23, 2010 RETURN WRIT AS SETTLED, DISCONTINUED AND ENDED.

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOWN TO HIM / HER THE CONTENTS THEREOF.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 13764

NO: 02-1738-CD

PLAINTIFF: BANKERS TRUST COMPANY OF CALIFORNIA, N.A. AS TRUSTEE FOR UCFC LOAN TRUST 1997-D
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DEFENDANT: RICE, JOHN R.

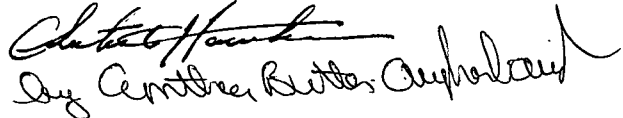
WRIT OF EXECUTION POSSESSION

SHERIFF RETURN

SHERIFF HAWKINS \$167.60

SURCHARGE \$20.00 PAID BY ATTORNEY

So Answers,


Chester A. Hawkins
Sheriff

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CLEARFIELD

BANKERS TRUST COMPANY OF
CALIFORNIA, N.A., AS TRUSTEE FOR
UCFC LOAN TRUST 1997-D,
Plaintiff,

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY

NO. 02-1738-CD

v.

EJECTMENT

JOHN R. RICE AND NANCY E. RICE,
HUSBAND AND WIFE,
Defendant(s)

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you are
directed to levy upon any property of
and sell
interest therein.

Prothonotary

By Willi L. Lish

Clerk

Received 2-4-03 @ 3:30 P.M. Date February 3, 2003
Chester A. Hanks
By Cynthia Butler - Oughonlaugh

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CCP No. 02-1738-CD

BANKERS TRUST COMPANY OF CALIFORNIA, N.A. AS
TRUSTEE FOR UCFC LOAN TRUST 1997-D
Plaintiff,

v.

JOHN R. RICE AND NANCY E. RICE, HUSBAND AND
WIFE
Defendant(s).

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PREMISES:
R.D. 1, Box 970, Route 970
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LAW OFFICES
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Tax Parcel #40-R-49

Exhibit A

**PERSONAL PROPERTY SALE
SCHEDULE OF DISTRIBUTION**

NAME NANCY E. RICE

NO. 02-1738-CD

NOW, February 23, 2010, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Rice, John R. to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

SHERIFF COSTS:

PLAINTIFF COSTS, DEBT AND INTEREST:

RDR	9.00
SERVICE	9.00
MILEAGE	129.60
LEVY	
MILEAGE	
POSTING	
HANDBILLS	
COMMISSION	0.00
POSTAGE	
HANDBILLS	
DISTRIBUTION	
ADVERTISING	
ADD'L SERVICE	5.00
ADD'L POSTING	
ADD'L MILEAGE	
ADD'L LEVY	
BID/ SETTLEMENT AMOUNT	
RETURNS/DEPUTIZE	
COPIES	5.00
BILLING/PHONE/FAX	10.00
CONTINUED SALES	
MISCELLANEOUS	
TOTAL SHERIFF COSTS	\$167.60

DEBT-AMOUNT DUE	
INTEREST @ %	0.00
FROM TO	

PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	20.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	
TOTAL DEBT AND INTEREST	\$187.60

COSTS:

ADVERTISING	0.00
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	
ACKNOWLEDGEMENT	
SHERIFF COSTS	167.60
LEGAL JOURNAL COSTS	0.00
PROTHONOTARY	
MORTGAGE SEARCH	
MUNICIPAL LIEN	

TOTAL COSTS \$167.60

TOTAL COSTS \$187.60

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff