

DOCKET NO. 174

Number	Term	Year
66	September	1961

William Dimeling, a minor by

George Dimeling, his Guardian

Versus

Anthony A. Buford, Jr.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WILLIAM DIMELING, a minor by
GEORGE DIMELING, his Guardian

VS.

ANTHONY A. BUFORD, JR.

NO. 66

Sept. 1961
IN TRESPASS

TERM, 1961

PETITION TO SETTLE AN
ACTION IN TRESPASS AND
AN ORDER FOR DISTRIBUTION

The Petition of George Dimeling respectfully sets forth as follows:

(1). Your Petitioner is the father and natural guardian of William Dimeling, a minor, the Plaintiff in the above captioned matter.

(2). Your Petitioner brought an action in trespass to the above term and number to recover all legitimate damages due Plaintiff as a result of the accident complained of.

(3). That your Petitioner and Defendant have agreed to settle said suit for the sum of \$4,565.00.

(4). That your Petitioner believes said settlement is in the best interest of said minor and is fair and just under the circumstances.

WHEREFORE, your Petitioner requests your Honorable Court to approve said distribution and settlement due Petitioner as Guardian for said minor and for distribution as specifically as follows:

To Frank G. Smith - Attorneys fees - 20%	\$ 913.00
To George Dimeling - In payment for medical expenses.	412.00
To George Dimeling - As guardian for William Dimeling	\$3240.00

George Dimeling

Frank G. Smith,
Attorney for Plaintiff

Joseph P. Work,
Attorney for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WILLIAM DIMELING, a minor by :
GEORGE DIMELING, his Guardian :

VS.

NO.

TERM, 1961

IN TRESPASS

ANTHONY A. BUFORD, JR.

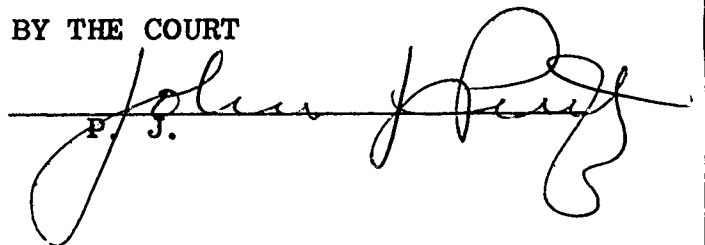
O R D E R

NOW, the 12th day of Sept., 1961, on motion of Frank G. Smith, attorney for the Plaintiff, and on motion of Joseph P. Work, attorney for the Defendant, leave is granted to settle the above action and the Prothonotary is directed to mark the docket discontinued and settled upon payment of costs and the amount to which Plaintiff is entitled, to-wit: \$4,565.00, is order distributed as follows:

To George Dimeling,
as Guardian for
William Dimeling

\$4,565.00

BY THE COURT


P. S.

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
NO. *66 September* TERM, 1961
IN TRESPASS

WILLIAM DIMELING, a minor by
GEORGE DIMELING, his Guardian

VS.

ANTHONY A. BUFORD, JR.

PETITION TO SETTLE AN
ACTION IN TRESPASS AND
AN ORDER FOR DISTRIBUTION

455
(3)
FILED
SEP 12 1961
Wm. T. HAGERTY
PROTHONOTARY

SMITH, SMITH & WORK
ATTORNEYS-AT-LAW
CLEARFIELD, PA.

Lap-over Margin

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WILLIAM DIMELING, a minor :
by GEORGE DIMELING, his :
Guardian :

VS. :

ANTHONY A. BUFORD, JR. :

NO. 66 Sept.

IN TRESPASS

TERM, 1961

C O M P L A I N T

Comes now the Plaintiff and states the following cause of action:

(1). The name of the Plaintiff is William Dimeling, a resident of the Borough of Clearfield, Clearfield County, Pennsylvania, a minor, who brings this action by his guardian, George Dimeling, his father, who's residence is the same.

(2). The name of the Defendant is Anthony A. Buford, Jr., a resident of 7 North Brentwood Boulevard, Clayton, Missouri.

(3). On or about October 8, 1960 the Plaintiff was a passenger in a car operated by the Defendant.

(4). At or about 12:00 P. M. on the aforesaid date the car driven by the Defendant while being operated on the Taconic State Highway about 15 miles from Poughkeepsie, New York, failed to negotiate a curve as a result of negligence on the part of the Defendant, which resulted in injuries to the Plaintiff as later recited.

(5). The Defendant negligently operated his car in that he drove too fast for conditions and failed to have the same under proper control.

(6). That as a result of said accident Plaintiff suffered cuts, contusions and loss of certain teeth.

(7). That as a result of said accident Plaintiff was permanently scarred and otherwise disabled.

(8). That as a result of said accident Plaintiff incurred the following hospital and medical expenses:

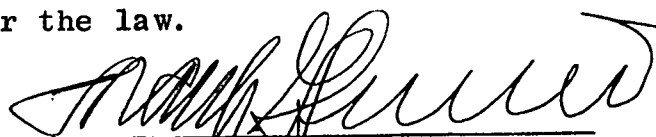
Doctor's Care	Dr. Gordon H. TenBrodeck	\$290.00
Doctor's Care	Dr. Wilbur D. Johnston	5.00
Hospital Care	Yale Hospital	50.00

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X-Rays	Clearfield Hospital	\$ 30.00
Hospital Care	Highland Hospital	90.00
Doctor's Care	Dr. Frank E. Hacker	<u>50.00</u>

TOTAL \$515.00

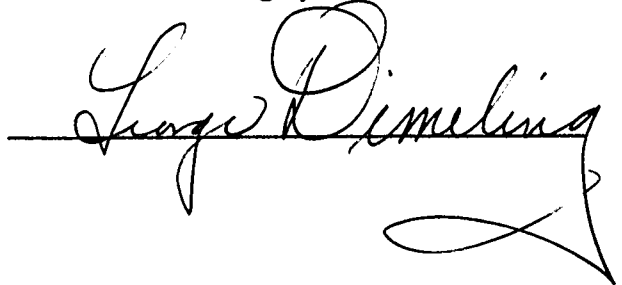
WHEREFORE, Plaintiff claims of the Defendant all of the damages allowable Plaintiff under the law.



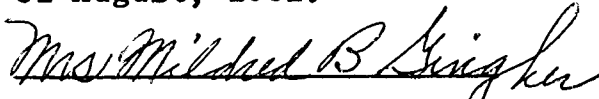
Frank G. Smith,
Attorney for Plaintiff

STATE OF PENNSYLVANIA:
SS:
COUNTY OF CLEARFIELD :

GEORGE DIMELING, beingduly sworn according to law, deposes
and says that the facts set forth in the foregoing Complaint are
true and correct to the best of his knowledge, information and
belief.

A handwritten signature in cursive script, reading "George Dimeling", written over a horizontal line.

Sworn to and subscribed
before me this 24th day
of August, 1961.

A handwritten signature in cursive script, reading "Mrs. Mildred B. Gough", written over a horizontal line.

NOTARY PUBLIC
My Commission Expires
JANUARY 7, 1963

Now this 12th day of September, service is
accepted on behalf of the defendant and all time for filing answer
is hereby waived and consent to settlement upon petition hereby
granted. Joseph R. Work atty for Defendant.
Entering appearance for the Defendant
Joseph R. Work

Lap-over Margin

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNA. NO. 66 September TERM, 1961 IN TRESPASS
WILLIAM DIMELING, a minor by GEORGE DIMELING, his Guardian
VS.
ANTHONY A. BUFORD, JR.
COMPLAINANT
TO THE WITHIN DEFENDANT:
You are hereby notified to file defense pleadings to the within Complaint within twenty (20) days from service hereof.
FRANK G. SMITH Attorney for the Plaintiff
FILED SEP 12 1961 WM. T. HAGERTY PROTHONOTARY
SMITH, SMITH & WORK ATTORNEYS-AT-LAW CLEARFIELD, PA.

15.00 Attys

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WILLIAM DIMELING, a minor by
GEORGE DIMELING, his Guardian

m VS.

ANTHONY A. BUFORD, JR.

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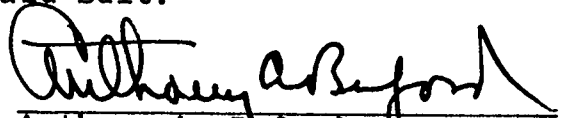
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IN TRESPASS

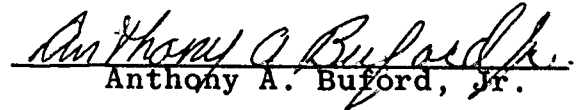
TERM, 1961

CONSENT TO JURISDICTION
AND POWER OF ATTORNEY

Comes now, Anthony Buford, Jr., Defendant in the above action and consents to jurisdiction of his person for the purposes of the above suit and no other purpose in the Court of Common Pleas of Clearfield, Pennsylvania and herewith authorizes Joseph P. Work, Esquire to enter his appearance on behalf of him and to do all things necessary to conclude said suit.



Anthony A. Buford, Jr.
by Anthony A. Buford, Sr.,
his Guardian



Anthony A. Buford, Jr.

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
NO. *66-2824* TERM, 1961
IN TRESPASS

WILLIAM DIMELING, a minor by
GEORGE DIMELING, his Guardian

VS.

ANTHONY A. BUFORD, JR.

CONSENT TO JURISDICTION
AND POWER OF ATTORNEY

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FILED
SEP 11 1961
WM. T. HAGENTY
CLERK

SMITH, SMITH & WORK
ATTORNEYS-AT-LAW
CLEARFIELD, PA.

Lap-over Margin