

02-1941-CD  
ROBERT V. DUBLER vs. DENNIS R. LAUVER, JR.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ROBERT V. DUBLER,

CIVIL DIVISION

Plaintiff,

No. 02-1441-CD

v.

COMPLAINT

DENNIS R. LAUVER, JR.,

Filed on behalf of Plaintiff,  
ROBERT V. DUBLER

Defendant.

Counsel of Record for this Party:

BENJAMIN SORISIO, ESQUIRE  
Pa. I.D. No. 85668

MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, P.L.L.C.  
2000 Frick Building  
Pittsburgh, PA 15219

(412) 261-6600

**JURY TRIAL DEMANDED**

**FILED**

DEC 12 2002

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ROBERT V. DUBLER,

CIVIL DIVISION

Plaintiff,

No.

v.

DENNIS R. LAUVER, JR.,

Defendant.

**NOTICE TO DEFEND**

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 OR 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 AND FOR ANY 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 OR KNOW A LAWYER, THEN YOU SHOULD GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

LAWYER REFERRAL SERVICE  
c/o David S. Meholic,  
Court Administrator of Clearfield County  
228 Courthouse  
230 E. Market Street  
Clearfield, PA 16830  
814-765-2641

**PLEASE SERVE ALL PAPERS ON:**

BENJAMIN SORISIO, ESQUIRE  
MEYER, DARRAGH, BUCKLER, BEBENEK & ECK, P.L.L.C.  
2000 FRICK BUILDING  
PITTSBURGH, PA 15219

COMPLAINT

AND NOW, comes the plaintiff, Robert V. Dubler, by and through his attorneys, Meyer, Darragh, Buckler, Bebenek & Eck, P.L.L.C., and files the following complaint in civil action against the defendant, Dennis R. Lauver, Jr., and in support thereof, avers as follows:

1. Plaintiff, Robert V. Dubler, is an adult individual residing at 21518 Tithables Circle, Ashburn, Virginia 20148.
2. Defendant, Dennis R. Lauver, Jr., is an adult individual who, upon information and belief, resides in Coalport, Pennsylvania 16627.
3. The events upon which this complaint are based occurred on September 14, 2001 in the parking lot of the CSB Bank in Coalport, Pennsylvania.
4. On September 14, 2001, plaintiff was the owner of a 1999 Pontiac Sunfire vehicle, which, at all times material, was lawfully being driven by plaintiff in the CSB Bank parking lot in Coalport, Pennsylvania.
5. On September 14, 2001, defendant was operating a 1986 Oldsmobile vehicle in the CSB Bank parking lot in Coalport, Pennsylvania, when he carelessly, negligently and recklessly backed out from a parking space and caused his vehicle to collide with plaintiff's vehicle causing plaintiff to sustain damages as more fully set forth herein.
6. The aforesaid acts of defendant were negligent in one or more of the following:

- (a) driving at an excessive rate of speed;
- (b) failing to apply his brakes in a timely fashion so as to avoid contact with plaintiff's vehicle;
- (c) failing to take timely and appropriate evasive action so as to avoid colliding with plaintiff's vehicle;
- (d) allowing his vehicle to collide with plaintiff's vehicle;
- (e) failing to keep his vehicle under proper control;
- (f) failing to observe with reasonable care the traffic and road conditions, including the location of plaintiff's vehicle;
- (g) in operating his vehicle in a negligent, careless and reckless manner at all times causing said vehicle to collide with plaintiff's vehicle;
- (i) in operating a vehicle without a valid drivers license;
- (j) in operating a vehicle without proper insurance;
- (k) in failing to give plaintiff the right-of-way; and
- (l) in operating his vehicle in violation of the Pennsylvania Motor Vehicle Act.

7. The negligent, careless and reckless conduct of defendant was the legal and proximate cause of the September 14, 2001 accident resulting in damages to plaintiff's vehicle as set forth herein.

8. As a direct and proximate result of the negligence of defendant, as hereinabove set forth, the plaintiff sustained property damage to his vehicle in the amount of \$1,530.33.

9. Pursuant to Pa.R.Civ.P. 1305, attached please find a copy of the estimate produced by Condrin Oldsmobile Cadillac, Inc., estimating the amount of damages to plaintiff's vehicle at \$1,530.33 which includes plaintiff's deductible of \$500.00.

WHEREFORE, plaintiff, Robert V. Dubler, respectfully prays that judgment be entered against the defendant, Dennis R. Lauver, Jr., in the amount of \$1,530.33, an amount less than the arbitration limits set by the Pennsylvania Rules of Civil Procedure, together with pre and post-judgment interest thereon at the statutory rate, attorneys' fees and costs and for such other relief as the court deems appropriate.

Respectfully submitted,

MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, P.L.L.C.

By: *Benjamin Sorisio*  
BENJAMIN SORISIO, ESQUIRE

Counsel for Plaintiff  
ROBERT V. DUBLER

**VERIFICATION**

I, ROBERT V. DUBLER, as plaintiff in the above-captioned matter, verify that the averments of fact made within this complaint are true and correct based on my knowledge, information and belief.

I understand that false statements herein are made subject to penalty of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.

Robert V. Dubler  
ROBERT V. DUBLER

Dated: 11/15/02

**FILED**

Amy Sorisio

pd. 85.00

13.01.2002

DEC 12 2002

1 cc Shff

William A. Shaw  
Prothonotary

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Sheriff Docket # 13416

DUBLER, ROBERT V.

02-1941-CD

VS.

LAUVER, DENNIS R. JR.

**COMPLAINT**

**SHERIFF RETURNS**

**NOW DECEMBER 23, 2002 AT 10:19 AM EST SERVED THE WITHIN COMPLAINT ON DENNIS R. LAUVER, JR., DEFENDANT AT RESIDENCE, 618 FOREST ST., COALPORT, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DENNIS R. LAUVER, JR. A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HIM THE CONTENTS THEREOF.**

**SERVED BY: NEVLING**

---

**Return Costs**

Cost	Description
54.77	SHFF. HAWKINS PD. BY: ATTY.
10.00	SURCHARGE PD BY: ATTY.

**Sworn to Before Me This**

31st Day Of January 2003

W.A. Shaw

**So Answers,**

  
by Maury Harry  
Chester A. Hawkins  
Sheriff

**FILED**

JAN 31 2003

01/11/07 a.m

William A. Shaw  
Prothonotary 

No co

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ROBERT V. DUBLER,

CIVIL ACTION

Plaintiff,

No. 02-1941-CD

v.

Code: 180 Declaratory Judgment  
Action

DENNIS R. LAUVER, JR.,

TEN-DAY DEFAULT NOTICE

Defendant.

Filed on behalf of Plaintiff,  
ROBERT V. DUBLER

Counsel of Record for this Party:

BENJAMIN SORISIO, ESQUIRE  
Pa. I.D. No. 85668

MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, P.L.L.C.  
2000 Frick Building  
Pittsburgh, PA 15219

(412) 261-6600 (TELEPHONE)  
(412) 471-2754 (FAX)

JURY TRIAL DEMANDED

**FILED**

JUN 05 2003

William A. Shaw  
Prothonotary

TO: DENNIS R. LAUVER, JR.  
P.O. Box 263  
Coalport, PA 16627

DENNIS R. LAUVER, JR.  
618 Forest Street  
Coalport, PA 16627

**IMPORTANT NOTICE**

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 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:

c/o David S. Meholic,  
Court Administrator of Clearfield County  
228 Courthouse  
230 E. Market Street  
Clearfield, PA 16830  
814-765-2641

MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, P.L.L.C.

Dated: June 3, 2003

By: *Benjamin Sorisio*  
BENJAMIN SORISIO, ESQUIRE

Counsel for Plaintiff,  
ROBERT V. DUBLER

PROOF OF SERVICE

This is to certify that a true and correct copy of the foregoing document was served by first class, postage prepaid mail on the following:

Dennis R. Lauver, Jr.  
P.O. Box 263  
Coalport, PA 16627

Dennis R. Lauver, Jr.  
618 Forest Street  
Coalport, PA 16627

MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, P.L.L.C.

Dated: June 3, 2003

By: Benjamin Sorisio  
BENJAMIN SORISIO, ESQUIRE

Counsel for Plaintiff  
ROBERT V. DUBLER

FILED NO CC

MR 1121 6/5/03  
JUN 05 2003

William A. Shaw  
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ROBERT V. DUBLER,

Plaintiff,

v.

DENNIS R. LAUVER, JR.,

Defendant.

CIVIL ACTION

No. 02-1941-CD

Code: 180 Declaratory Judgment  
Action

PRAECIPE FOR ENTRY OF DEFAULT  
JUDGMENT AGAINST DEFENDANT  
DENNIS R. LAUVER, JR. FOLLOWING  
SERVICE OF RULE 237.5 NOTICE

Filed on behalf of Plaintiff,  
ROBERT V. DUBLER

Counsel of Record for this Party:

BENJAMIN SORISIO, ESQUIRE  
Pa. I.D. No. 85668

MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, P.L.L.C.  
2000 Frick Building  
Pittsburgh, PA 15219

(412) 261-6600 (TELEPHONE)  
(412) 471-2754 (FAX)

JURY TRIAL DEMANDED

**FILED**

JUL 10 2003

William A. Shaw  
Prothonotary

PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT AGAINST  
DEFENDANT DENNIS R. LAUVER, JR. FOLLOWING  
SERVICE OF RULE 237.5 NOTICE

Please enter judgment of default in favor of plaintiff, Robert V. Dubler, and against defendant, Robert Lauver, Jr., for defendant's failure to plead to the complaint in this action within the required time. The complaint contains a notice to defend within twenty days from the date of service thereof. Defendant was served with the complaint on December 23, 2002.

Attached as Exhibit A is a copy of plaintiff's written ten-day default judgment notice which I certify was mailed to defendant on June 3, 2003, which is at least ten days prior to the filing of this praecipe. Attached as Exhibit B is a copy of the correspondence dated June 3, 2003 enclosing the ten-day default judgment notice to defendant.

Please enter a default judgment against defendant, Dennis Lauver, Jr., in the amount of \$1,530.33, plus costs.

MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, P.L.L.C.

Dated: July 2, 2003

By: *Benjamin Sorisio*  
BENJAMIN SORISIO, ESQUIRE

Counsel for Plaintiff,  
ROBERT V. DUBLER

PROOF OF SERVICE

This is to certify that a true and correct copy of the foregoing document was served by first class, postage prepaid mail on the following:

Dennis R. Lauver, Jr.  
P.O. Box 263  
Coalport, PA 16627

Dennis R. Lauver, Jr.  
618 Forest Street  
Coalport, PA 16627

MEYER, DARRAGH, BUCKLER,  
BEBENEK & ECK, P.L.L.C.

Dated: July 2, 2003

By: Benjamin Sorisio  
BENJAMIN SORISIO, ESQUIRE

Counsel for Plaintiff  
ROBERT V. DUBLER

FILED  
M 2/6 2003  
JUL 10 2003 12:20:30  
NTE 5 AM  
William A. Shaw  
Prothonotary

ROBERT V. DUBLER,

CIVIL ACTION

Plaintiff,

No. 02-1941-CD

v.

DENNIS R. LAUVER, JR.,

Defendant.

**NOTICE OF ORDER, DECREE, OR JUDGMENT**

TO:  Plaintiff  Defendant (Dennis R. Lauver, Jr.)  Garnishee  Additional Defendant

You are hereby notified that the following Order, Decree, or Judgment has been entered against you on \_\_\_\_\_.

Decree Nisi in Equity

Final Decree in Equity

Judgment of  Confession  Verdict  
 Default  Non-Suit  
 Non-Pros  Arbitration Award

Judgment is entered in the amount of \$1,530.33, PLUS COSTS.

WILLIAM A. SHAW, PROTHONOTARY

By: \_\_\_\_\_  
DEPUTY

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

Robert V. Dubler  
Plaintiff(s)

No.: 2002-01941-CD

COPIED

Real Debt: \$1,530.33

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Dennis R. Lauver Jr.  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: July 10, 2003

Expires: July 10, 2008

Certified from the record this 10th day of July 2003

---

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.

---

Plaintiff/Attorney

Pennsylvania Bureau of Driver Licensing  
P.O. Box 60037  
Harrisburg, PA 17106-0037

CERTIFICATION OF  
MOTOR VEHICLE JUDGMENT

COURT INFORMATION	
COURT	CCP
COUNTY	CLEARFIELD
NUMBER	01941-CD
YEAR	2002

TO THE SECRETARY OF TRANSPORTATION

This is to certify that on July 10, 2003 a judgment for \$ 1,530.33 plus \$ 105.00 (AMOUNT) (COST) was entered against the following:

(Please use a separate form for each)

JUDGMENT DEBTOR

(Please Print or Type)

NOV 06 2003  
mailed 11/6/03

William A. Shaw

Prothonotary/Clerk of Courts

NAME			SEX	DATE OF BIRTH						
FIRST	DENNIS	MIDDLE	R.	LAST	LAUVER	M	MONTH	DAY	YEAR	
ADDRESS	618 FOREST STREET									
CITY	COALPORT	STATE	PA	ZIP CODE	16627	191	-	58	-	8046
DRIVER NUMBER		STATE		DATE OF ACCIDENT	9/4/01	CLAIM NUMBER				
						10962139701				

Check this block if defendant is a resident of another state

ATTORNEY FOR THE JUDGMENT

CREDITOR (If applicable)

BENJAMIN SORISIO

(NAME)

2000 FLICK BLDG

(STREET ADDRESS)

PITTSBURGH, PA 15219

(ZIP)

(412) 261-6600

(TELEPHONE NUMBER)

JUDGMENT CREDITOR  
ROBERT V. DUBLER  
(NAME)  
21518 Tithables CIRCLE  
(STREET ADDRESS)  
ASHBURN, VA 20148  
(CITY & STATE) (ZIP)  
(TELEPHONE NUMBER)

THE ABOVE MENTIONED JUDGMENT AROSE FROM A MOTOR VEHICLE ACCIDENT. SIXTY DAYS HAVE ELAPSED SINCE THE ENTRY OF SAID JUDGMENT, AND THE SAME HAS NOT BEEN SATISFIED OF RECORD AND NO APPEAL HAS BEEN TAKEN THEREFROM.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal  
of the court this Day of November 5, 2003

(SIGNATURE OF CLERK OR JUDGE OF THE  
COURT IN WHICH THE JUDGMENT WAS RENDERED)

SEAL

(TYPE OR PRINT NAME)

SEND THIS Bureau of Driver Licensing, P.O. Box 60037,  
FORM TO: Harrisburg, Pennsylvania 17106-0037