

2003-224-CD  
CYNTHIA J. GIBSON ETAL VS DUANE E. PAINTER

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of \*  
CRYSTAL GIBSON, \*  
Plaintiff \*

-vs-

DUANE E. PAINTER, \*  
Defendant \*

No. 03-224-CD  
JURY TRIAL DEMANDED

Type of Action:  
Personal Injury

Type of Pleading:  
Complaint

Filed on Behalf of:  
Plaintiff

Counsel of Record for this  
Party:

Richard H. Milgrub, Esquire  
Supreme Court I.D. 19865

211 North Second Street  
Clearfield, PA 16830  
(814) 765-1717

**FILED**

FEB 19 2003

William A. Shaw  
Prothonotary

THE LAW OFFICES OF  
RICHARD H. MILGRUB  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of \*  
CRYSTAL GIBSON, \*  
Plaintiff \*

-vs-

DUANE E. PAINTER, \*  
Defendant \*

No.

JURY TRIAL DEMANDED

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 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 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.

COURT ADMINISTRATOR  
Clearfield County Courthouse  
Second & Market Streets  
Clearfield, PA 16830  
(814) 765-2641

THE LAW OFFICES OF  
RICHARD H. MILGRUB  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of \*  
CRYSTAL GIBSON, \*  
Plaintiff \*

-VS-

No.

JURY TRIAL DEMANDED

DUANE E. PAINTER, \*  
Defendant \*

COMPLAINT

AND NOW, comes the Plaintiff, Cynthia J. Gibson, parent  
and natural guardian of Crystal Gibson, who files the following  
Complaint:

1. Plaintiff, Cynthia J. Gibson, the parent and  
natural guardian of Crystal Gibson, is an adult individual who  
resides at 1008 Jackson Street, Reynoldsville, Pennsylvania.
2. Defendant, Duane E. Painter, is an adult individual  
and citizen of the Commonwealth of Pennsylvania who resides at RR  
1, Box 197, Grampian, Pennsylvania.
3. The facts and occurrences hereinafter related took  
place on or about November 9, 2001 at approximately 10:30 p.m.  
near the intersection of SR 4008 and SR 4010, Brady Township,  
Clearfield County, Pennsylvania.
4. At that time and place, Plaintiff, Crystal Gibson,  
was a passenger in a vehicle driven by the Defendant.
5. At that time and place, the Defendant was traveling  
in a westerly direction on SR 4008 in Brady Township, Clearfield  
County, Pennsylvania.

6. At that time and place, as the Defendant approached the intersection of SR 4008 and SR 4010, he lost control of the vehicle, ran off the road, and hit an embankment.

7. The foregoing accident and all of the injuries and damages set forth hereinafter sustained by the Plaintiff, Crystal Gibson, are the direct and proximate result of the negligent, careless, wanton and reckless manner in which the Defendant operated his motor vehicle as follows:

a. In failing to drive at a speed and in a manner which would allow the Defendant to stop within the assured clear distance ahead;

b. In failing to keep a reasonable lookout for other objects on the road;

c. In operating the vehicle in a manner not consistent with the road and/or weather conditions prevailing at the time;

d. In failing to have his vehicle under proper and adequate control;

e. In operating his vehicle at an unsafe speed;

f. In failing to operate his vehicle at a speed and in such manner so as to be able to stop within the assured clear distance ahead in violation of 75 Pa.C.S. Section 3361;

g. In operating his vehicle in a careless disregard for the lives and property of others in violation of 75 Pa.C.S. Section 3714;

h. In operating his vehicle with alcohol in his system in violation of 75 Pa.C.S. Section 3718;

i. In otherwise operating said vehicle in a careless, reckless, and negligent manner and in a manner violating the Pennsylvania Motor Vehicle Code.

8. Plaintiff, Crystal Gibson, suffered sustained painful and severe injuries, which include, but are not limited to:

- a. right flank and abdominal pain;
- b. disfigurement, indentation of right flank/ lower abdomen; and
- c. disfigurement of neck.

9. By reason of the aforesaid injuries sustained by the Plaintiff, Crystal Gibson, she was forced to incur liability for medical treatment, medications, hospitalizations and similar miscellaneous expenses in an effort to restore herself to health, and claim is made therefor.

10. Because of the nature of her injuries, Plaintiff, Crystal Gibson, has been advised and therefore avers, that she may be forced to incur similar expenses in the future, and claim is made therefor.

11. As a result of the aforementioned injuries, Plaintiff, Crystal Gibson, has undergone and in the future will undergo great physical and mental suffering, great inconvenience


in carrying out her daily activities, loss of life's pleasures and enjoyment, and claim is made therefor.

12. As a result of the aforesaid injuries, Plaintiff, Crystal Gibson, has been and in the future will be subject to great humiliation and embarrassment, and claim is made therefor.

13. Plaintiff, Crystal Gibson, continues to be plagued by persistent pain and limitation and therefore avers that her injuries may be of a permanent nature, causing residual problems for the remainder of her lifetime, and claim is made therefor.

14. As a result of the aforesaid accident, Plaintiff, Crystal Gibson, has sustained a disfigurement, which could be permanent in nature, and claim is made therefor.

WHEREFORE, Plaintiff, Cynthia J. Gibson, parent and natural guardian of Crystal Gibson, demands judgment against the Defendant in an amount in excess of Twenty thousand dollars (\$20,000.00), exclusive of interest and costs and in excess of any jurisdictional amount requiring compulsory arbitration. JURY TRIAL DEMANDED.

By   
Richard H. Milgrub, Esquire  
Attorney for Plaintiff

I, Cynthia J. Gibson, parent and natural guardian of Crystal Gibson, verify that the statements made in the Complaint 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: 2/19/03

Cindy Gibson




**FILED** *Att'y M. McGrub*  
*213 214 85* *pd. 85 00*  
FEB 19 2003  
**William A. Shew** *rec Att'y*  
**Prothonotary**

RICHARD H. MILGRUB  
*Attorney & Counselor at Law*  
211 NORTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of \*  
CRYSTAL GIBSON, \*  
Plaintiff \*

-vs-

DUANE E. PAINTER, \*  
Defendant \*

No. 03-00224-CD  
JURY TRIAL DEMANDED

Type of Action:  
Personal Injury

Type of Pleading:  
Petition to Compromise  
and Settle Minor's  
Personal Injury Action

Filed on Behalf of:  
Plaintiff

Counsel of Record for this  
Party:

Richard H. Milgrub, Esquire  
Supreme Court I.D. 19865

211 North Second Street  
Clearfield, PA 16830  
(814) 765-1717

THE LAW OFFICES OF  
RICHARD H. MILGRUB  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801

**FILED**

MAR 05 2003

William A. Shaw  
Prothonotary

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of \*  
CRYSTAL GIBSON, \*  
Plaintiff \*

-vs-

DUANE E. PAINTER, \*  
Defendant \*

No. 03-00224-CD  
JURY TRIAL DEMANDED

PETITION TO COMPROMISE AND SETTLE  
MINOR'S PERSONAL INJURY ACTION

AND NOW, comes Your Petitioner, Cynthia J. Gibson,  
parent and natural guardian of Crystal Gibson, by and through her  
attorney, Richard H. Milgrub, Esquire, who files the following  
Petition:

1. Your Petitioner is the parent and natural guardian  
of Crystal Gibson, a minor, born 9/22/88, who is presently 14  
years of age, and was injured on 11/9/01 when Defendant, Duane E.  
Painter, drove a vehicle owned and operated by B. Thomas, off the  
road and into an embankment.

2. Minor, Crystal Gibson's, injuries, in the accident  
included right flank and abdominal pain, disfigurement,  
indentation of right flank/lower abdomen, and disfigurement of  
neck.

3. Defendant's insurance company has offered a  
settlement in the gross amount of Twenty-five thousand dollars  
(\$25,000.00), policy limits, on behalf of the Defendant as more  
fully set forth in the Releases annexed to this Petition.

4. Counsel was retained on a forty percent (40%) contingent fee basis for Petitioner. All of minor's medical bills have been paid by insurance. Counsel's expenses and fees are outlined in a Schedule of Distribution. A copy of counsel's Schedule of Distribution is attached and marked as Exhibit "B".

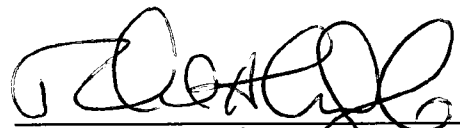
5. Petitioner's counsel recommends the case settlement and the proposed distribution because the settlement reflects the full policy limits and the distribution is fair and reasonable under the circumstances.

6. Petitioner, Cynthia J. Gibson, parent and natural guardian of Crystal Gibson, approved the case settlement and the proposed distribution because the settlement reflects the full policy limits and furthermore, that there is additional underinsurance.

7. A copy of the most recent medical report of the treating physician indicating minor, Crystal Gibson's, present condition is attached as Exhibit "C".

WHEREFORE, Your Petitioner requests that the proposed Order annexed to this Petition as Exhibit "B" be entered approving the compromise, allowing counsel fees and costs, and Ordering distribution as set forth.

By



Richard H. Milgrub, Esquire  
Attorney for Plaintiff

RELEASE OF ALL CLAIMS

KNOW ALL MEN: FOR AND IN CONSIDERATION of the payment to me at this time of the sum of Twenty-five thousand dollars (\$25,000.00), the receipt and sufficiency of which is hereby acknowledged, I being of lawful age, do hereby release, acquit and forever discharge Duane E. Painter and Bristol West Insurance Group of and from any and all actions, causes of action, claims demands, costs, loss of services, expenses and compensation on account of, or in any way growing out of, any and all known and unknown personal injuries and property damage resulting or to result from an accident that occurred on November 9, 2001 at or near the intersection of SR 4008 and SR 4010 in Brady Township, Clearfield County, Pennsylvania.

To procure payment of said sum, I hereby declare that I am more than 18 years of age; that no representations about the nature and extent of said injuries disabilities or damages made by any physician, attorney or agent of any party hereby released, nor any representations regarding the nature and extent of legal liability or financial responsibility of any of the parties hereby released, have induced me to make this settlement; that in determining said sum there has been taken into consideration not only the ascertained injuries, disabilities and damages, but also the possibility that the injuries sustained may be permanent and progressive and recovery therefrom uncertain and indefinite, so that consequences not now anticipated may result from the said accident.

It is mutually understood and agreed that this settlement is the compromise of a doubtful and disputed claim, and that the payment is not to be construed as an admission of liability on the part of the person, firm or corporation released, by whom liability is expressly denied.

This Release contains the ENTIRE AGREEMENT between the parties hereto and the terms of this Release are contractual and not a mere recital.

I further state that I have carefully read the foregoing release and know the contents thereof, and I sign the same as my free act for the purpose of making a full and final compromise, adjustment and settlement of the injuries and damages mentioned above.

**CAUTION! READ BEFORE SIGNING**

WITNESS my hand and seal this \_\_\_\_ day of \_\_\_\_\_,  
2003.

In the presence of:

THE LAW OFFICES OF  
RICHARD H. MILGRUB  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

—  
109 NORTH BRADY STREET  
DUBOIS, PA 15801

EXHIBIT "A"

COUNTY OF CLEARFIELD )

executed the same for the purposes therein contained.

Seal the day and year first above written.

CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of \*  
CRYSTAL GIBSON, \*  
Plaintiff \*

-vs-

DUANE E. PAINTER, \*  
Defendant \*

No. 03-00224-CD  
JURY TRIAL DEMANDED

ORDER

AND NOW, this \_\_\_\_ day of \_\_\_\_\_, 2003, upon  
consideration of Plaintiff's Petition to Compromise and Settle  
Minor's Personal Injury Action and after hearing thereon, it is  
hereby ORDERED that settlement of this action for the gross sum  
of Twenty-five thousand dollars (\$25,000.00) is hereby approved,  
counsel fees and expenses are as follows and distribution  
directed as follows:

To: Richard H. Milgrub, Esquire  
Attorney for Plaintiff  
40% Contingency Fee \$ 10,000.00

To: Richard H. Milgrub, Esquire  
Reimbursement of costs \$ 252.18

To: Cynthia J. Gibson, parent and  
natural guardian of Crystal  
Gibson, a minor, to be  
placed in a federally insured  
savings account or federally  
insured savings certificate  
of approximately equal amounts  
to be marked "Not to be Withdrawn  
Until Said Minor reaches the age  
of 18, except as authorized  
by prior Order of Court" \$ 14,747.82

BY THE COURT:

\_\_\_\_\_  
Judge

EXHIBIT "B"

THE LAW OFFICES OF  
RICHARD H. MILGRUB  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801

*Summit Rehabilitation*  
145 Hospital Avenue, Suite 300  
DuBois, PA 15801

Telephone: (814) 371-4524

*Laun R. Hallstrom, MD*  
*Lynn A. Myers, MD*  
*Mark E. Galiczynski, PA-C*

Fax: (814) 371-0331

October 21, 2002

Paula Lundgren, MD  
605 South Main Street  
DuBois, PA 15801

Re: Crystal Gibson

Dear Dr. Lundgren,

I had the pleasure of evaluating Crystal Gibson in the office on October 21, 2002.

**HISTORY OF PRESENT ILLNESS:** Crystal Gibson is a 14-year-old female with an 11-month history of right flank and abdominal pain. Patient states that she was in a motor vehicle accident in November of 2001. She was a belted passenger in the back passenger side seat of the vehicle. The car was involved in a front-impact collision. She has had pain in the right flank and abdomen since the accident. At this time the patient relates a sore, achy pain, which is increased with movement. Patient denies any pain at rest. She relates a pulling sensation with rotation at the trunk. There is also pain with direct pressure to the area. She denies any numbness or tingling. She denies any radiation of symptoms into the extremities. She was seen by Dr. Fatula as well as Dr. Paula Lundgren in the past. A CT scan of the abdomen was unremarkable. Chest and abdominal X rays were without abnormality. She denies any treatment for this problem. She denies taking any medications currently.

**ALLERGIES:** No known allergies.

**MEDICATIONS:** None.

**PAST MEDICAL HISTORY:** Patient denies any past medical history, she denies any hospitalizations or surgeries.

**FAMILY HISTORY:** Mother with breast CA.

**SOCIAL HISTORY:** Patient is currently attending middle school in DuBois. She denies smoking cigarettes, drinking alcohol, or any illegal drug use. She does not currently have a job.

**REVIEW OF SYSTEMS:** Patient denies recent change in vision, hearing, or headaches. There is no dysphagia or throat pain; there is no chest pain, shortness of breath, palpitations, coughing, wheezing, or hemoptysis. There is no recent change in bowel or bladder habits. Patient does



Crystal Gibson

10/21/02

Page 2

relate right flank and abdominal pain. She denies any numbness or tingling in the abdomen. She denies any pain, numbness, or tingling in the extremities. There are no fevers or night sweats.

**PHYSICAL EXAMINATION:** Patient is sitting comfortably, alert and oriented X 3, in no acute distress. **HEENT:** Normocephalic, atraumatic. Pupils equal and round, extraocular movements intact, sclera anicteric, nares are patent, pharynx is clear without erythema or exudate. Neck—no lymphadenopathy, thyromegaly, or JVD. Cardiovascular—regular without ectopy or murmurs. Lungs—clear to auscultation without rales, rhonchi, or wheezes. Abdomen—active bowel sounds. There is tenderness to deep palpation in the right lower quadrant and right flank. There is an indentation noted suggestive of fat necrosis along the right abdomen and flank. The abdomen is nondistended, there is no organomegaly, and there is minimal discomfort with performing a sit-up. There is increased discomfort with rotational crunches. Musculoskeletal—Strength is 5/5 with shoulder abduction, elbow flexion, elbow extension. There is good grip strength. Lower extremity strength is 5/5 at the hips, knees, and ankles. There is no abdominal pain noted with resisted hip flexion. Neurologic—Cranial nerves 2 through 12 are grossly intact. Biceps, triceps, brachioradialis, and patellar reflexes are symmetric, sensation is intact to the upper and lower extremities to light touch, and there was no abnormal sensation noted in the abdominal region. Extremities—There is no significant edema, cyanosis, or calf tenderness noted. Distal pulses are intact.

**ASSESSMENT:** Crystal Gibson is a 14-year-old female seen in the office today with the following diagnoses: 1. Right flank and abdominal pain, status post trauma, muscular in nature. 2. Evidence of fat necrosis.

**PLAN:** At this time we will initiate a physical therapy program to include electrical stimulation, massage, myofascial release, moist heat, and abdominal strengthening, with transition to a home exercise program. Patient will follow up in the office in one month to assess her progress with therapy. If the patient continues with pain, we will consider a TENS trial.

Thank you for allowing me to participate in the care of your patient. If you have any questions please feel free to contact me.

Sincerely,



Laun R. Hallstrom, MD



Mark E. Galiczynski, PA-C

MEG/hlh

C: Dr. Paula Lundgren

VERIFICATION

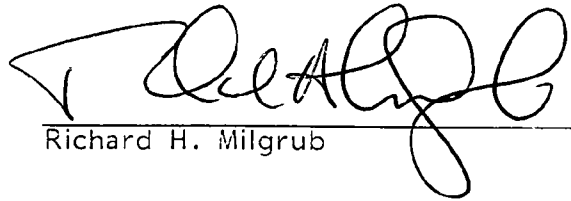
I, Richard H. Milgrub, have read the foregoing  
Petition

The statements therein are correct to the best of my personal knowledge  
or information and belief.

This statement and verification is made subject to penalties of 18  
Pa. C.S. §4904 relating to unsworn falsification to authorities, which provides  
that if I make knowingly false averments, I may be subject to criminal  
penalties.

I am authorized to make this verification on behalf of  
Plaintiff

because of my position as counsel of record.

  
Richard H. Milgrub

Dated: 3/4/03

RICHARD H. MILGRUB  
ATTORNEY & COUNSELOR  
AT LAW  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830  
—  
111 NORTH BRADY STREET  
DUBOIS, PA 15801

FILED

MAR 05 2003

6/2:55 PM

WILLIAM A. SHAW  
PROthonary

1 cc to atty RE

RICHARD H. MILGRUB

*Attorney & Counselor at Law*

211 NORTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830

CM

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of \*  
CRYSTAL GIBSON, \*  
Plaintiff \*

-vs-

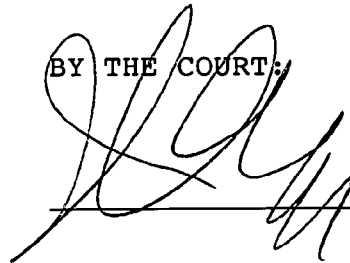
DUANE E. PAINTER, \*  
Defendant \*

No. 03-00224-CD  
JURY TRIAL DEMANDED

ORDER

AND NOW, this 7 day of March, 2003, upon  
consideration of the Plaintiff's Petition to Compromise and  
Settle Minor's Personal Injury Action, it is hereby ORDERED and  
DECREED that hearing in this matter be scheduled for the 24 day  
of March, 2003 at 3:00 P.m. in Courtroom  
1 of the Clearfield County Courthouse, Clearfield,  
Pennsylvania.

BY THE COURT:



Judge

**FILED**

MAR 07 2003

0/4:00/1m

William A. Shaw  
Prothonotary

1 C.F. to ATT

THE LAW OFFICES OF  
RICHARD H. MILGRUB  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801



Date: 03/25/2003

Clearfield County Court of Common Pleas

User: DGREGG

Time: 12:57 PM

ROA Report

Page 1 of 1

Case: 2003-00224-CD

Current Judge: John K. Reilly Jr.

Cynthia J. Gibson, Crystal Gibson vs. Duane E. Painter

Civil Other

Date		Judge
02/19/2003	✓ Filing: Civil Complaint Paid by: Milgrub, Richard H. (attorney for Gibson, Cynthia J.) Receipt number: 1855775 Dated: 02/19/2003 Amount: \$85.00 (Check)	No Judge
03/05/2003	✓ Petition to Compromise and Settle Minor's Personal Injury Action. filed by s/Richard H. Milgrub, Esquire Verification s/Richard H. Milgrub, Esquire 1-cc to Atty	No Judge
03/07/2003	✓ Order, AND NOW, this 7 day fo March, 2003, hearing on Plaintiff's Petition to Compromise and Settle Minor's Personal Injury Action scheduled for the 24 day of March, 2003, at 3:00 p.m. in Courtroom No. 1. BY THE COURT: /s/John K. Reilly, Jr., P.J. One CC Attorney	John K. Reilly Jr.

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of \*  
CRYSTAL GIBSON, \*  
Plaintiff \*

-vs-

DUANE E. PAINTER, \*  
Defendant \*

No. 03-00224-CD  
JURY TRIAL DEMANDED

ORDER

AND NOW, this 26<sup>th</sup> day of March, 2003, upon  
consideration of Plaintiff's Petition to Compromise and Settle  
Minor's Personal Injury Action and after hearing thereon, it is  
hereby ORDERED that settlement of this action for the gross sum  
of Twenty-five thousand dollars (\$25,000.00) is hereby approved,  
counsel fees and expenses are as follows and distribution  
directed as follows:

To: Richard H. Milgrub, Esquire  
Attorney for Plaintiff

~~40%~~ Contingency Fee \$ 8,333.33  
33 1/3%

To: Richard H. Milgrub, Esquire  
Reimbursement of costs

\$ 252.18

To: Cynthia J. Gibson, parent and  
natural guardian of Crystal  
Gibson, a minor, to be  
placed in a federally insured  
savings account or federally  
insured savings certificate  
of approximately equal amounts  
to be marked "Not to be Withdrawn  
Until Said Minor reaches the age  
of 18, except as authorized  
by prior Order of Court"

\$ 16,414.49

**FILED**

MAR 26 2003

013-3012

William A. Shaw  
Prothonotary

( Clerk to Court )

BY THE COURT:

Judge

CH

			RICHARD H. MILGRUB <i>Attorney &amp; Counselor at Law</i> 211 NORTH SECOND STREET CLEARFIELD, PENNSYLVANIA 16830
--	--	--	---



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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of CRYSTAL \*  
GIBSON, \*

Plaintiff \*

-vs- \*

DUANE E. PAINTER, \*  
Defendant \*

No.03-00224-CD

Type of Action:  
Personal Injury

Type of Pleading:  
Praecipe to Settle and  
Discontinue

Filed on Behalf of:  
Plaintiff

Counsel of Record for this  
Party:

Richard H. Milgrub, Esquire  
Supreme Court I.D. 19865

211 North Second Street  
Clearfield, PA 16830  
(814) 765-1717

THE LAW OFFICES OF  
RICHARD H. MILGRUB  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801

**FILED**

APR 01 2003

William A. Shaw  
Prothonotary

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

CYNTHIA J. GIBSON, parent and \*  
natural guardian of CRYSTAL \*  
GIBSON, \*

Plaintiff \*

-vs- \*

No. 03-00224-CD

DUANE E. PAINTER, \*  
Defendant \*

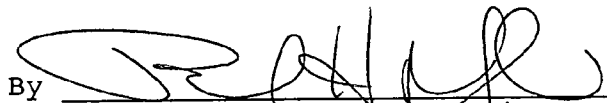
PRAECIPE TO SETTLE AND DISCONTINUE

TO THE PROTHONOTARY:

Please mark the above-captioned action settled and  
discontinued.

Date:

By



Richard H. Milgrub, Esquire  
Attorney for Plaintiff

THE LAW OFFICES OF  
RICHARD H. MILGRUB  
211 NORTH SECOND STREET  
CLEARFIELD, PA 16830

109 NORTH BRADY STREET  
DUBOIS, PA 15801

FILED

8/10:44 AM  
APR 01 2003

William A. Shaw  
Prothonotary

RICHARD H. MILGRUB

*Attorney & Counselor at Law*

211 NORTH SECOND STREET  
CLEARFIELD, PENNSYLVANIA 16830

1cc a Cert & Disc.

to Atty

Copy of disc to C/4

WAS

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

CCFY

**CIVIL DIVISION**

**Cynthia J. Gibson  
Crystal Gibson**

**Vs.  
Duane E. Painter**

**No. 2003-00224-CD**

**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 April 1, 2003, marked:

Settled and Discontinued

Record costs in the sum of \$85.00 have been paid in full by Richard H. Milgrub, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 1st day of April A.D. 2003.

---

William A. Shaw, Prothonotary

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

Sheriff Docket # 13694

GIBSON, CYNTHIA J. parent & natural guardian of CRYSTAL GIBSON

03-224-CD

VS.

PAINTER, DUANE E.

COMPLAINT

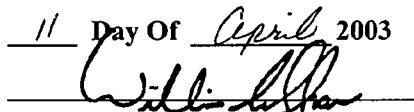
**SHERIFF RETURNS**

NOW MARCH 3, 2003 AT 11:25 AM EST SERVED THE WITHIN COMPLAINT ON  
DUANE E. PAINTER, DEFENDANT AT RESIDENCE, 115 QUARRY AVE., DUBOIS,  
CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO JOANNA PAINTER, MOTHER  
A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO  
HER THE CONTENTS THEREOF.  
SERVED BY: COUDRIET/RYEN


**Return Costs**

Cost	Description
38.52	SHFF. HAWKINS PAID BY: ATTY.
10.00	SURCHARGE PAID BY: ATTY.

Sworn to Before Me This

11 Day Of April 2003  


So Answers,

  
by Marilyn Harris  
Chester A. Hawkins  
Sheriff

**FILED**

APR 11 2003

William A. Shaw  
Prothonotary