

2003-238-CD
DENNIS J. BARRETT, JR. VS EAGLE WARRANTY CORP.

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY
JUDICIAL DISTRICT

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 03-238-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT EAGLE WARRANTY CORPORATION		MAG. DIST. NO. OR NAME OF D.J. Richard A. Ireland (46-3-02)	
ADDRESS OF APPELLANT 110 Terrace Dr., Suite 101,		CITY Blakely	STATE PA
		ZIP CODE 18447	
DATE OF JUDGMENT 1/27/03	IN THE CASE OF (Plaintiff) Dennis J. Barrett, Jr.		(Defendant) Eagle Warranty Corporation
CLAIM NO. CV <u>19-0000574-02</u> LT 19		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <u>Charles F. Wilson</u> Charles F. Wilson, Esq., Atty. for Appellant	

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

If appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

Signature of Prothonotary or Deputy

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Dennis J. Barrett, Jr., appellee(s), to file a complaint in this appeal
Name of appellee(s)

(Common Pleas No. 03-238-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Charles F. Wilson
Signature of appellant or his attorney or agent
Charles F. Wilson, Esq.

RULE: To Dennis J. Barrett, Jr., appellee(s)
Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: February 20, 19 2003

William A. Shaw
Signature of Prothonotary or Deputy
Of Clearfield County, PA

FILED

FEB 20 2003

William A. Shaw
Prothonotary

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____ ; ss

AFFIDAVIT: I hereby swear or affirm that I served

- ☐ a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on
(date of service) _____, 19____, ☐ by personal service ☐ by (certified) (registered) mail, sender's
receipt attached hereto, and upon the appellee, (name) _____ on
_____, 19____ ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to
whom the Rule was addressed on _____, 19____, ☐ by personal service ☐ by (certified) (registered)
mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS _____ DAY OF _____, 19____.

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 19____.

FILED

NOV 15 1991

WILLIAM A. HOFFMAN
VICTOR HOFF

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELANDAddress: **650 LEONARD STREET
CLEARFIELD, PA**Telephone: **(814) 765-5335 16830****NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**BARRETT, JR., DENNIS J.
RD1, BOX 505
CURWENSVILLE, PA 16833**

VS.

DEFENDANT:

NAME and ADDRESS

**THE EAGLE WARRANTY CORPORATION
110 TERRACE DR
SUITE 101
BLAKELY, PA 18447****THE EAGLE WARRANTY CORPORATION
110 TERRACE DR
SUITE 101
BLAKELY, PA 18447**Docket No.: **CV-0000574-02**
Date Filed: **12/13/02**

COPY

THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT ENTER☒ Judgment was entered for: (Name) **BARRETT, JR., DENNIS J.**☒ Judgment was entered against: (Name) **THE EAGLE WARRANTY CORPORATION**in the amount of \$ **1,154.93** on:(Date of Judgment) **1/27/03**☐ Defendants are jointly and severally liable.

(Date & Time) _____

☐ Damages will be assessed on:☐ This case dismissed without prejudice. **FEB 2 2003**☐ Amount of Judgment Subject to
Attachment/Act 5 of 1996 \$ _____

Amount of Judgment	\$ 1,086.93
Judgment Costs	\$ 68.00
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 1,154.93

Post Judgment Credits \$ _____

Post Judgment Costs \$ _____

Certified Judgment Total \$ _____

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.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

JAN 29 2003Date **Richard Ireland**, District Justice

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

Date _____, District Justice

My commission expires first Monday of January, 2006.

SEAL

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY
JUDICIAL DISTRICT

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

03-238-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT EAGLE WARRANTY CORPORATION		MAG. DIST. NO. OR NAME OF D.J. Richard A. Ireland (46-3-02)	
ADDRESS OF APPELLANT 110 Terrace Dr., Suite 101,		CITY Blakely	STATE PA
		ZIP CODE 18447	
DATE OF JUDGMENT 1/27/03	IN THE CASE OF (Plaintiff) Dennis J. Barrett, Jr.		
CLAIM NO. CV # 0000574-02 LT 19		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <i>Charles F. Wilson</i> Charles F. Wilson, Esq., Atty. for Appellant	
VS. Eagle Warranty Corporation			

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

If appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he **MUST FILE A COMPLAINT** within twenty (20) days after filing his NOTICE of APPEAL.

Signature of Prothonotary or Deputy

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon **Dennis J. Barrett, Jr.**, appellee(s), to file a complaint in this appeal
Name of appellee(s)

(Common Pleas No. **03-238-CD**) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Charles F. Wilson
Signature of appellant or his attorney or agent
Charles F. Wilson, Esq.

RULE: To **Dennis J. Barrett, Jr.**, appellee(s)
Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: **February 20, 2003**

William A. Malin
Signature of Prothonotary or Deputy
Of Clearfield County, PA

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Lackawanna ; ss

AFFIDAVIT: I hereby swear or affirm that I served

☒ a copy of the Notice of Appeal, Common Pleas No. 03-238-CD, upon the District Justice designated therein on (date of service) February 24, 19 2003, ☐ by personal service ☒ by (certified) (~~registered~~) mail, sender's receipt attached hereto, and upon the appellee, (name) Dennis J. Barrett by his attorney, David R. Thompson, Esq. on February 24, 19 2003 ☐ by personal service ☒ by (certified) (~~registered~~) mail, sender's receipt attached hereto.

☒ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on February 24, 19 2003 ☐ by personal service ☒ by (certified) (~~registered~~) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS 24th DAY OF February, 19 2003

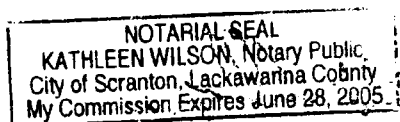
[Signature]
Signature of official before whom affidavit was made

Notary Public

Title of official

My commission expires on June 28, 19 2005

[Signature]
Charles F. Wilson, Esq. Signature of affiant



FILED

m/1:27 PM NO
FEB 26 2003 CC
[Signature]

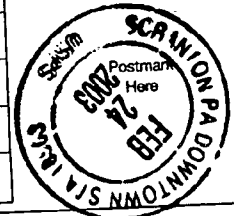
William A. Shaw
Prothonotary

7002 0860 0008 5311 3972

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$4.42



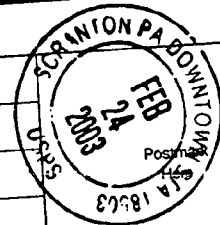
Sent To David R. Thompson, Esq.
Street, Apt. No.; or PO Box No. 308 Walton St.
City, State, ZIP+ 4 Phillipsburg, PA 16866
 PS Form 3800, April 2002 See Reverse for Instructions

7002 0860 0008 5311 3989

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$4.42



Sent To District Just. Richard A. Ireland
Street, Apt. No.; or PO Box No. 650 Leonard St.
City, State, ZIP+ 4 Clearfield, PA 16830
 PS Form 3800, April 2002 See Reverse for Instructions

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND

Address: **650 LEONARD STREET
CLEARFIELD, PA**

Telephone: **(814) 765-5335 16830**

**RICHARD A. IRELAND
650 LEONARD STREET
CLEARFIELD, PA 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**BARRETT, JR., DENNIS J.
RD1, BOX 505
CURWENSVILLE, PA 16833**

VS.

DEFENDANT:

NAME and ADDRESS

**THE EAGLE WARRANTY CORPORATION
110 TERRACE DR
SUITE 101
BLAKELY, PA 18447**

Docket No.: **CV-0000574-02**
Date Filed: **12/13/02**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

☒ Judgment was entered for: (Name) **BARRETT, JR., DENNIS J.**

☒ Judgment was entered against: (Name) **THE EAGLE WARRANTY CORPORATION**

in the amount of \$ **1,154.93** on: (Date of Judgment) **1/27/03**

☐ 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 \$ _____

FILED

MAR 13 2003

**William A. Shaw
Prothonotary**

Amount of Judgment	\$ 1,086.93
Judgment Costs	\$ 68.00
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 1,154.93
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

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JAN 29 2003 Date **Richard Ireland**, District Justice

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

FEB 26 2003 Date **Richard Ireland**, District Justice

My commission expires first Monday of January, **2006**.

SEAL

FILED

MAR 13 2003

William A. Shaw
Prothonotary

DENNIS J. BARRETT, JR.,

Plaintiff

vs.

EAGLE WARRANTY CORPORATION,

Defendant

: IN THE COURT OF COMMON PLEAS
: OF CLEARFIELD COUNTY

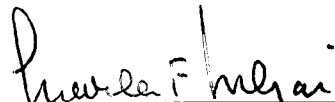
:
: CIVIL ACTION AT LAW

:
: No. 03-238-CD

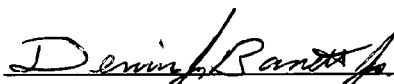
PRAECIPE FOR DISCONTINUANCE

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

Kindly mark the above-captioned action settled in full and discontinued of record upon
payment of your costs only.



Charles F. Wilson, Esq.
Attorney for Defendant



Dennis J. Barrett, Jr., Plaintiff, Pro Se

* * * * *

DISCONTINUANCE

Now, this 13th day of March, 2003, the above action is hereby settled in full
and discontinued of record.

PROTHONOTARY OF
CLEARFIELD COUNTY

By:



Deputy

FILED

Disc. to 4th, copy to C/A

MAR 13 2003

16 CC

(key)

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CCP 7

CIVIL DIVISION

Dennis J. Barrett Jr.

Vs.

No. 2003-00238-CD

Eagle Warranty Corporation

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 March 13, 2003, marked:

Settled and Discontinued

Record costs in the sum of \$85.00 have been paid in full by Charles F. Wilson, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 13th day of March A.D. 2003.

William A. Shaw, Prothonotary