

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

WEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY
JUDICIAL DISTRICT

46th

NOTICE OF APPEAL

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	MAG. DIST. NO. OR NAME OF D.J.		
EAGLE WARRANTY CORPORATION	Richard A. Ireland (46-3-02)		
ADDRESS OF APPELLANT	CITY	STATE	ZIP CODE
110 Terrace Dr., Suite 101,	Blakely	PA	18447
DATE OF JUDGMENT	IN THE CASE OF (Plaintiff)		
1/27/03	Dennis J. Barrett, Jr. (Defendant)		
CLAIM NO.	vs. Eagle Warranty Corporation		
CV 19 0000574-02	Signature of Appellant or His Attorney or Agent		
LT 19	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

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

M 11:59 AM
FEB 20 2003

William A. Shaw
Prothonotary

Atty Wilson

pd. 85.00

Copies to

Atty Wilson

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_____.

SEJ/AF

2005 10 09 1

Warrant of Sheriff
Victor J. H. H.

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

THE EAGLE WARRANTY CORPORATION
110 TERRACE DR
SUITE 101
BLAKELY, PA 18447NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

PLAINTIFF:

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

NAME and ADDRESS

DEFENDANT:

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

NAME and ADDRESS

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

COP

THIS IS TO NOTIFY YOU THAT:

Judgment: DEFAULT JUDGMENT PLT

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	\$ <u>1,086.93</u>
Judgment Costs	\$ <u>68.00</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ <u>1,154.93</u>

Amount of Judgment Subject to
Attachment/Act 5 of 1996 \$ _____

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<hr/>	
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 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.

Date _____, District Justice

My commission expires first Monday of January, 2006 .

SEAL

AOPC 315-03

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY
JUDICIAL DISTRICT

46th

NOTICE OF APPEAL

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		MAG. DIST. NO. OR NAME OF D.J.		
EAGLE WARRANTY CORPORATION		Richard A. Ireland (46-3-02)		
ADDRESS OF APPELLANT		CITY	STATE	ZIP CODE
110 Terrace Dr., Suite 101,		Blakely	PA	18447
DATE OF JUDGMENT	IN THE CASE OF (Plaintiff) (Defendant)			
1/27/03	Dennis J. Barrett, Jr. vs. Eagle Warranty Corporation			
CLAIM NO.	Signature of Appellant or His Attorney or Agent			
CV # 0000574-02	Charles F. Wilson, Esq., Atty. for Appellant			
LT 19	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, Esq.
(Signature of appellant or his attorney or agent)

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 2003 A.S. 837

Will Wilson
(Signature of Prothonotary or Deputy)
of Clearfield County, PA

WORLD A MAILING
MISERONI

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

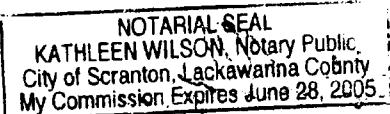
- a copy of the Notice of Appeal, Common Pleas No. 03-238-CD upon the District Justice designated therein on (date of service) February 24, 2003, by personal service by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Dennis J. Barrett by his attorney, David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

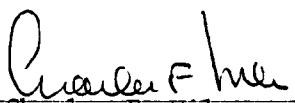
SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS 24th DAY OF February, 2003

Notary Public
Signature of Notary Public

Title of official

My commission expires on June 28, 2005




Charles F. Wilson, Esq.

Signature of affiant

FILED

ml 1.27.04 NO
FEB 26 2003 CC
WAS

William A. Shaw
Prothonotary

3972
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7002

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

OFFICIAL U.S.

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

**Scanning Pad
Postmark
Here**

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

U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)											
3969 5311 TTES 8000 0000 0860 0860 7002	<table border="1"> <tr> <td>Postage</td> <td>\$.37</td> </tr> <tr> <td>Certified Fee</td> <td>2.30</td> </tr> <tr> <td>Return Receipt Fee (Endorsement Required)</td> <td>1.75</td> </tr> <tr> <td>Restricted Delivery Fee (Endorsement Required)</td> <td></td> </tr> <tr> <td>Total Postage & Fees</td> <td>\$4.42</td> </tr> </table> <div style="text-align: center;">  </div> <p> 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 </p> <p style="text-align: right;">See Reverse for Instructions</p>	Postage	\$.37	Certified Fee	2.30	Return Receipt Fee (Endorsement Required)	1.75	Restricted Delivery Fee (Endorsement Required)		Total Postage & Fees	\$4.42
Postage	\$.37										
Certified Fee	2.30										
Return Receipt Fee (Endorsement Required)	1.75										
Restricted Delivery Fee (Endorsement Required)											
Total Postage & Fees	\$4.42										

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:

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

NAME and ADDRESS

DEFENDANT:

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

NAME and ADDRESS

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



03-238-CD

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. **FILED**
01/14/03 B-11

Amount of Judgment Subject to Attachment/Act 5 of 1996 \$ **1,086.93**

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	\$ _____
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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., : IN THE COURT OF COMMON PLEAS
Plaintiff : OF CLEARFIELD COUNTY
vs. :
EAGLE WARRANTY CORPORATION, : CIVIL ACTION AT LAW
Defendant :
: 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
Charles F. Wilson, Esq.
Attorney for Defendant

Dennis J. Barrett
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: William A. Shaw

Deputy

FILED

Disc. to Atty. copy to CJA

M 3:05 PM
MAY 13 2003

No CC

EKC

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

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