

2003-275-CD
HOPE L. CURRY ETAL

VS

ANGELA ROSE DEYARMIN

9

Date: 12/29/2004

Clearfield County Court of Common Pleas

User: BANDERSON

Time: 09:51 AM

ROA Report

Page 1 of 1

Case: 2003-00275-CD

Current Judge: Paul E. Cherry

Hope Lynn Curry, Christopher Curry vs. Angela Rose Deyarmin

Civil Other

Date		Judge
02/26/2003	Filing: Civil Complaint Paid by: Cashier, Geoffrey S. Esq (attorney for Curry, Hope L.) Receipt number: 1856030 Dated: 02/26/2003 Amount: \$85.00 (Check) One CC Sheriff	No Judge ✓
04/02/2003	Appearance on behalf of the Defendant, ANGELA ROSE DEYARMIN. filed by s/Troy J. Harper, Esquire Certificate of Service no cc	No Judge ✓
04/11/2003	Sheriff Returns: Now March 17, 2003 served complaint on Angela Rose Deyarmin at residence by handing copy of complaint. Shff. Hawkins \$66.10. Surcharge \$10.00 paid by Atty.	No Judge ✓
04/14/2003	Notice of Service of Interrogatories and Request for Production of Documents upon: TROY J. HARPER, ESQ. filed by s/Geoffrey S. Cashier, Esquire no cc	No Judge ✓
04/16/2003	Filing: Answer and New Matter filed on behalf of Defendant by Atty. Harper. No cc.	No Judge ✓
04/24/2003	Reply To New Matter. filed by s/Geoffrey S. Cashier, Esq. Certificate of Service no cc	No Judge ✓
04/25/2003	Certificate of Service, First Set of Interrogatories Directed to Plaintiffs and First Set of Request for Production of Documents Directed to Plaintiffs upon: GEOFFREY S. CASHIER, ESQ. filed by s/Troy J. Harper, Esq. no cc	No Judge ✓
08/20/2003	Certificate of Service, of Defendant's Answer and Objections to Interrogatories filed by Atty. Dennison. No cc.	No Judge ✓
09/11/2003	Notice of Deposition and Certificate of Service filed by Atty. Cashier. No cc.	No Judge ✓
08/19/2004	Notice of Deposition of Hope L. Curry, Filed by Troy J. Harper, No cc	No Judge ✓
12/03/2004	Praeipie for Trial filed by Atty. Cashier. 1 CC to Atty. Certificate of Service of Praeipie. Copy to CA	No Judge ✓

Date: 12/13/2004

Time: 09:27 AM

Page 3 of 3

Clearfield County Court of Common Pleas

User: BHUDSON

Civil Disposition Dispositions Report

CT COMMON PLEAS, All Locations

Case Type: CD, All Subtypes

From 12/06/2004 to 12/10/2004

All Disposition Types

Case	Parties	Filing date	Judgment	Disposition	Disposition Date
2004-01942-CD	Q Commonwealth of Pennsylv Homer Enterprises Inc. D	12/06/2004	PA State Tax Lien In favor of: Plaintiff Judgment amount or comment: 541.69	Open	12/06/2004
2004-01943-CD	Bressler, Gerald L. D Q Commonwealth of Pennsylv JB's Garage D	12/06/2004	PA State Tax Lien In favor of: Plaintiff Judgment amount or comment: 874.53	Open	12/06/2004
2004-01951-CD	Fairman Farms Market D Fairman, William Q Lumber & Things, Inc	12/08/2004	DJ Transcript Judgme In favor of: Plaintiff Judgment amount or comment: 1641.25	Open	12/08/2004
2004-01955-CD	Q Commonwealth of Pennsylv Sprague, Michael J. D	12/09/2004	PA State Tax Lien In favor of: Plaintiff Judgment amount or comment: 2,159.96	Open	12/09/2004
2004-01957-CD	Q First Commonwealth Bank Kitchen, Larry A. D	12/09/2004	DJ Transcript Judgme In favor of: Plaintiff Judgment amount or comment: 8163.50	Open	12/09/2004
2004-01963-CD	Q Commonwealth of Pennsylv Treasure Lake Total Health D	12/10/2004	PA State Tax Lien In favor of: Plaintiff Judgment amount or comment: 763.59	Open	12/10/2004

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,

Plaintiffs

vs.

ANGELA ROSE DEYARMIN,

Defendant

No. 03-275-CD

COMPLAINT IN A CIVIL ACTION

Filed on behalf of:
PLAINTIFFS

Counsel of record for this party:

GEOFFREY S. CASHER, ESQUIRE
E-mail address:
gcasher@edgarsnyder.com

PA I.D. No. 35309

EDGAR SNYDER & ASSOCIATES, LLC
100 West High Street
Ebensburg, PA 15931-1539

(814) 472-9000

FILED

FEB 26 2003

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,

No.

Plaintiffs

vs.

ANGELA ROSE DEYARMIN,

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 or 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

-

Court Administrator's Office
1 North Second Street
Clearfield, PA 16830

Telephone (814) 765-2641, Ext: 50

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,

No.

Plaintiffs

vs.

ANGELA ROSE DEYARMIN,

Defendant

COMPLAINT IN A CIVIL ACTION

AND NOW, come the Plaintiffs, HOPE L. CURRY and CHRISTOPHER CURRY, husband and wife, by and through their attorneys, EDGAR SNYDER & ASSOCIATES, LLC, and GEOFFREY S. CASHER, ESQUIRE, and sets forth the following Complaint in a Civil Action.

1. The Plaintiffs, HOPE L. CURRY and CHRISTOPHER CURRY, are adult individuals who reside at R. D. #1, Box 33, Mahaffey, Clearfield County, Pennsylvania 15757.

2. The Defendant, ANGELA ROSE DEYARMIN, is an adult individual who resides at 2742 Fire Tower Road, Mahaffey, Clearfield County, Pennsylvania 15757.

3. On or about May 28, 2001 the Plaintiff, HOPE L. CURRY, was a

passenger in a vehicle driven by Patricia A. Anderson of R. D. #1, Box 233, Lyleville, Coalport, Pennsylvania 16627.

4. That said vehicle was traveling north on State Route 219 in the Borough of Mahaffey, Clearfield County, Pennsylvania. The direction of the Anderson vehicle was generally in a northerly direction.

5. At about the same time and place mentioned above, the Defendant, ANGELA ROSE DEYARMIN, was operating her vehicle in the same direction as the vehicle in which the Plaintiff was a passenger, generally in a northerly direction along State Route 219, Borough of Mahaffey, Clearfield County, Pennsylvania.

6. At about the same time and place mentioned above, the vehicle driven by Pamela Ann Anderson, and in which HOPE L. CURRY was a passenger, stopped to make a left hand turn into a private driveway, utilizing her left turn signal, when the Defendant, ANGELA ROSE DEYARMIN, caused her vehicle to collide into the rear of the vehicle in which the Plaintiff was a passenger.

COUNT I
HOPE L. CURRY vs. ANGELA ROSE DEYARMIN

7. The Plaintiffs incorporate herein, by reference, paragraphs one through six inclusive, as if the same were fully set forth at length herein.

8. The aforesaid accident and injuries sustained by the Plaintiff, HOPE L. CURRY, were a direct and proximate result of the negligence, carelessness, wantonness, and recklessness of the Defendant, ANGELA ROSE DEYARMIN, as follows:

- a. in traveling at an excessive and dangerous rate of speed under the circumstances then and there existing;
- b. in failing to keep a safe, careful and adequate lookout for other vehicles on the roadway, including the vehicle in which the Plaintiff, HOPE L. CURRY, was a passenger;
- c. in operating her vehicle in a direction towards the vehicle in which the Plaintiff was a passenger, when she knew or should have known that to do so would result in a collision;
- d. in failing to honk, warn, signal, flash her lights, or in any other way, notify the Plaintiff, HOPE L. CURRY, or the operator of the vehicle in which the Plaintiff was a passenger, of the impending collision;
- e. in failing to inspect, repair, service or otherwise maintain her vehicle in a safe and proper working condition, such that her failure to do so resulted in the vehicle being a hazard and unsafe;
- f. in operating her vehicle in such a mental or physical condition that it was unsafe to do so;
- g. in failing to maintain the assured clear distance, and/or in operating her vehicle at such a rate of speed, that she was unable to bring her vehicle to a stop within her assured clear distance ahead;
- h. in failing to observe the vehicle in which the Plaintiff was a passenger;
- i. in failing to yield the right of way; and
- j. in violating one or more of the provisions of the Motor Vehicle Code.

9. As a direct and proximate result of the aforesaid accident, the Plaintiff, HOPE L. CURRY, suffered the following injuries, some or all of which are permanent in nature:

- a. right-sided back pain;
- b. right leg numbness;
- c. right leg sciatica pain;

- d. spondylotic degeneration at L5-S1;
- e. aggravation of spondylotic at the L5-S1 area;
- f. facial contusions;
- g. right knee and thigh pain with contusions;
- h. loss of consciousness with Grade III concussion;
- i. head trauma;
- j. lower back contusions;
- k. bulging disc at L5-S1; and
- l. nasal bone fracture.

10. The Plaintiff, HOPE L. CURRY, is entitled to non-economic damages allowed under Pennsylvania Law in that she is entitled to the full tort option under the Pennsylvania Motor Vehicle Code.

11. As a direct and proximate result of the aforesaid accident, the Plaintiff has been and will be obliged to receive and undergo medical attention and care, and to expend various sums of money, and to incur various expenses, which expenses have or may exceed the sum recoverable under the limits of Pennsylvania Law and may be obliged to expend such sums, or incur such expenditures for an indefinite time into the future.

12. As a further result of the accident, the Plaintiff, HOPE L. CURRY, has suffered severe physical pain, mental anguish, humiliation, embarrassment, loss of enjoyment of life, loss of vitality, vigor, health and/or strength, and may continue to suffer the same for an indefinite time into the future.

WHEREFORE, the Plaintiff, HOPE L. CURRY, demands judgment in her favor against the Defendant, ANGELA ROSE DEYARMIN, in an amount in excess of the statutory arbitration limits.

A JURY TRIAL IS DEMANDED.

COUNT II
CHRISTOPHER CURRY vs. ANGELA ROSE DEYARMIN

13. Plaintiffs incorporate herein, by reference, paragraphs one through twelve, inclusive, as if the same were fully set forth at length herein.

14. From the time of the accident to the present, the Plaintiffs were residing together as husband and wife.

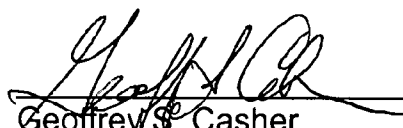
15. As a direct and proximate result of the disabling injuries to the Wife-Plaintiff, the Husband-Plaintiff has been deprived of the services, society, and consortium of his wife.

WHEREFORE, the Plaintiff, CHRISTOPHER CURRY, demands damages of the Defendant, ANGELA ROSE DEYARMIN, in excess of the applicable arbitration limits.

A JURY TRIAL IS DEMANDED.

Respectfully submitted:

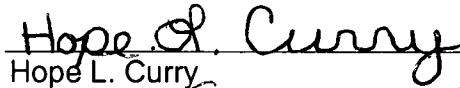
EDGAR SNYDER & ASSOCIATES, LLC



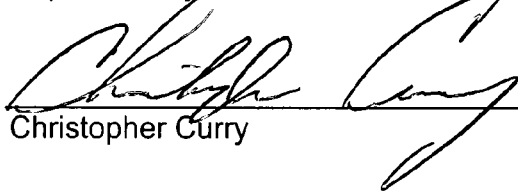
Geoffrey S. Casher
Counsel for Plaintiffs

VERIFICATION

We, HOPE L. CURRY and CHRISTOPHER CURRY, Plaintiffs herein, hereby verify that the averments of fact contained in the foregoing Complaint in a Civil Action are true and correct and based upon our personal knowledge, information or belief. We understand that these averments of fact are made subject to the penalties of 18 Purdons Consolidated Statutes Section 4904, relating to unsworn falsification to authorities.



Hope L. Curry



Christopher Curry

Date:

2-21-03

FILED

ICC SHFF

FEB 26 2003

Atty. pd. 85.00

W
William A. Shaw
Prothonotary

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
Defendant.

CIVIL ACTION - LAW

Number 2003 - 275 C.D.

Type of Case: Civil Division

Type of Pleading: Appearance

Filed on behalf of: Defendant

Counsel of Record for this Party:

Troy J. Harper
Supreme Court Number: 74753

John C. Dennison, II
Supreme Court Number: 29408

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED

APR 02 2003

W/1135/uy
William A. Shaw
Prothonotary
W/C/C
ROR

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
Defendant.

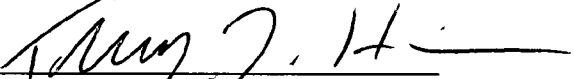
* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
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* Civil Action - Law
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* Number 2003 - 275 C.D.

APPEARANCE

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

Please enter our Appearance on behalf of the Defendant, ANGELA ROSE DEYARMIN,
in regard to the above entitled matter.

DENNISON, DENNISON & HARPER

By 
Troy J. Harper
Attorneys for Defendant

Dated: 4/1/03

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Appearance was served on the
1st day of April, 2003, by United States Mail, First Class,

Postage Prepaid, addressed to the following:

Geoffrey S. Casher, Esq.
Edgar Snyder & Associates, LLC
100 West High Street
Ebensburg, Pennsylvania 15931

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for the Defendant

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13735

CURRY, HOPE L. & CHRISTOPHER

03-275-CD

VS.

DEYARMIN, ANGELA ROSE

COMPLAINT

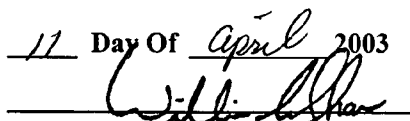
SHERIFF RETURNS

NOW MARCH 17, 2003 AT 9:48 AM SERVED THE WITHIN COMPLAINT ON ANGELA ROSE DEYARMIN, DEFENDANT AT RESIDENCE, 8821 BURNSIDE MCGEE HIGHWAY, BURNSIDE, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO ANGELA ROSE DEYARMIN A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HER THE CONTENTS THEREOF.
SERVED BY: NEVLING

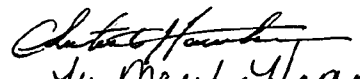
Return Costs

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

Sworn to Before Me This

11 Day Of April 2003


So Answers,


Chester A. Hawkins
Sheriff

FILED

APR 11 2003

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY, husband
and wife,

Plaintiff

vs.

ANGELA ROSE DEYARMIN,

Defendant

No. 2003- 275 C.D.

**NOTICE OF SERVICE OF
INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS**

Filed on behalf of:
Plaintiffs

Counsel of record for this party:

GEOFFREY S. CASHER, ESQUIRE
E-mail address: gcasher@edgarsnyder.com

PA I.D. No. 35309

EDGAR SNYDER & ASSOCIATES, LLC
100 West High Street
Ebensburg, PA 15931-1539

(814) 472-9000

FILED

APR 14 2003

William A. Shaw
Prothonetary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,

No.: 2003- 275 C.D.

Plaintiffs

-VS-

ANGELA ROSE DEYARMIN,

Defendant

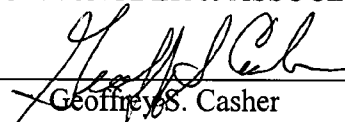
**NOTICE OF SERVICE OF INTERROGATORIES
AND REQUEST FOR PRODUCTION DIRECTED TO DEFENDANT[S]**

I hereby certify that on this 11th day of April, 2003, the original Interrogatories Directed To Defendant[s], the original Request For Production, and one (1) copy of the Notice of Service of Interrogatories and Request For Production were mailed by First Class Mail, postage prepaid, to counsel for Defendant[s] at the following address:

Troy J. Harper, Esquire
Dennison, Dennison & Harper
293 Main Street
Brookville PA 15825

EDGAR SNYDER & ASSOCIATES, LLC

By


Geoffrey S. Casher
Attorney for Plaintiffs

FILED
M 11:19 AM
APR 14 2003
cc
[Signature]

William A. Shaw
Prothonotary

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
Defendant.

CIVIL ACTION - LAW

Number 2003 - 275 C.D.

Type of Case: Civil Division

Type of Pleading: Answer and New Matter

Filed on behalf of: Defendant

Counsel of Record for this Party:

Troy J. Harper
Supreme Court Number: 74753

John C. Dennison, II
Supreme Court Number: 29408

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED

APR 16 2003
m / 12:25 / was
William A. Shaw
Prothonetary
w/c c/c

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
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* Civil Action - Law
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*
* Number 2003 - 275 C.D.

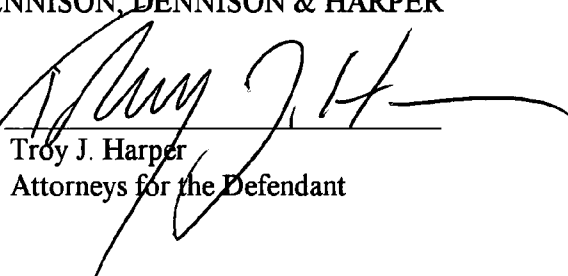
NOTICE TO PLEAD

TO: HOPE L. CURRY and CHRISTOPHER CURRY, PLAINTIFFS:

You are hereby notified to plead to the within New Matter within twenty (20) days from service hereof or a default judgment may be entered against you.

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for the Defendant

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
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* Civil Action - Law
*
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*
*
* Number 2003 - 275 C.D.

ANSWER AND NEW MATTER

AND NOW, comes the Defendant, ANGELA ROSE DEYARMIN, by and through her attorneys, Dennison, Dennison & Harper, who file the following Answer and New Matter in response to the Plaintiffs' Complaint:

1. Admitted.
2. Denied. On the contrary, the Defendant, Angela Rose Deyarmin, is an adult individual who resides at 8821 Burnside McGee Highway, Glen Campbell, Pennsylvania 15742.
3. Admitted.
4. Denied as stated. On the contrary, the Anderson vehicle was traveling in the northbound lane of State Route 219 in the Borough of Mahaffey, Clearfield County, Pennsylvania, but said vehicle was traveling in a general easterly direction.
5. Denied as stated. On the contrary, the Defendant, Angela Rose Deyarmin, was operating her vehicle in the northbound lane of State Route 219 in the Borough of Mahaffey, Clearfield County, Pennsylvania, but said vehicle was traveling in a general easterly direction.

6. The averments of Paragraph 6 of the Plaintiffs' Complaint are denied pursuant to Pa.R.C.P. 1029(e), and no further response is required.

COUNT I
HOPE L. CURRY vs. ANGELA ROSE DEYARMIN

7. Paragraph 7 of the Plaintiffs' Complaint fails to contain any allegations of specific facts and is merely an incorporation clause and, as such, no response is deemed required. To the extent any response would be deemed required, the averments of Paragraphs 1 through 6 of this Answer are incorporated herein by reference thereto.

8. With respect to the averments of Paragraph 8 of the Plaintiffs' Complaint alleging any injuries, after reasonable investigation the Defendant, Angela Rose Deyarmin, is without sufficient knowledge and information to form a belief as to the truth of the averments, and said averments are therefore denied. With respect to the remaining averments of Paragraph 8 of the Plaintiffs' Complaint and subparagraphs a. through j. thereof, said averments are denied pursuant to Pa.R.C.P. 1029(e), and no further response is required.

9. After reasonable investigation, the Defendant, Angela Rose Deyarmin, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 9 of the Plaintiffs' Complaint and subparagraphs a. through l. thereof, and said averments are therefore denied.

10. The averments of Paragraph 10 of the Plaintiffs' Complaint constitute conclusions of law, and no further response is required.

11. After reasonable investigation, the Defendant, Angela Rose Deyarmin, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 11 of the Plaintiffs' Complaint, and said averments are therefore denied.

12. After reasonable investigation, the Defendant, Angela Rose Deyarmin, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 12 of the Plaintiffs' Complaint, and said averments are therefore denied.

WHEREFORE, the Defendant, Angela Rose Deyarmin, demands judgment in her favor and against the Plaintiffs. **JURY TRIAL DEMANDED.**

COUNT II
CHRISTOPHER CURRY vs. ANGELA ROSE DEYARMIN

13. Paragraph 13 of the Plaintiffs' Complaint fails to contain any allegations of specific facts and is merely an incorporation clause and, as such, no response is deemed required. To the extent any response would be deemed required, the averments of Paragraphs 1 through 12 of this Answer are incorporated herein by reference thereto.

14. After reasonable investigation, the Defendant, Angela Rose Deyarmin, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 14 of the Plaintiffs' Complaint, and said averments are therefore denied.

15. After reasonable investigation, the Defendant, Angela Rose Deyarmin, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 15 of the Plaintiffs' Complaint, and said averments are therefore denied.

WHEREFORE, the Defendant, Angela Rose Deyarmin, demands judgment in her favor and against the Plaintiffs. **JURY TRIAL DEMANDED.**

NEW MATTER

16. The terms and conditions of the Pennsylvania Motor Vehicle Financial Responsibility Law, as amended, 75 Pa.C.S.A. §1701 et seq., are hereby incorporated herein by reference thereto as fully as the same bar and/or diminish any claim or cause of action of the Plaintiffs.

17. At the time of the accident complained of in the Plaintiffs' Complaint, and at all times material hereto, the Plaintiffs were subject to the limited tort option under the Pennsylvania Motor Vehicle Financial Responsibility Law, as amended, 75 Pa.C.S.A. §1701 et seq.

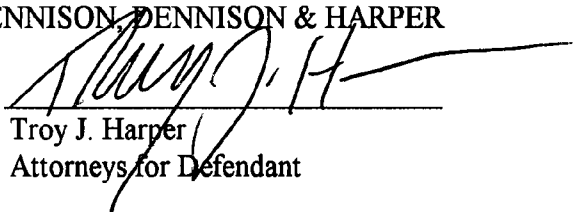
18. The Plaintiff, Hope L. Curry, did not sustain serious injuries as defined by the Pennsylvania Motor Vehicle Financial Responsibility Law, as amended, 75 Pa.C.S.A. §1701 et seq., as a result of the accident described in the Plaintiffs' Complaint and, therefore, all claims for noneconomic damages are barred.

19. The Plaintiffs have failed to state a cause of action upon which relief may be granted.

WHEREFORE, the Defendant, Angela Rose Deyarmin, demands judgment in her favor and against the Plaintiffs. **JURY TRIAL DEMANDED.**

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

VERIFICATION

I verify that the averments made in the foregoing Answer and New Matter are true and correct to the best of my knowledge, information and belief. I understand that false statements herein made are subject to the penalties of 18 Pa.C.S.A. Section 4904, relating to unsworn falsification to authorities.

Angela R Deyarmin
Angela Rose Deyarmin

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Answer and New Matter was served on the 15th day of April, 2003, by United States Mail, First Class,

Postage Prepaid, addressed to the following:

Geoffrey S. Casher, Esq.
Edgar Snyder & Associates, LLC
100 West High Street
Ebensburg, Pennsylvania 15931

DENNISON, DENNISON & HARPER

By 

Troy J. Harper
Attorneys for the Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,

Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,

Defendant.

No.: 2003-275 C.D.

Type of Case: Civil Division

Type of Pleading: Reply To New Matter

Files on behalf of: Plaintiff

Counsel of Record for this Party:

GEOFFREY S. CASHER, ESQUIRE

E-mail address:

Gcasher@edgarsnyder.com

PA I.D. No.: 35309

EDGAR SNYDER & ASSOCIATES, LLC

100 West High Street

Ebensburg, Pa 15931-1539

(814) 472-9000

FILED

APR 24 2003

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,

No.:
Type of Case:

2003-275 C.D.
Civil Division

Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,

Defendant.

REPLY TO NEW MATTER

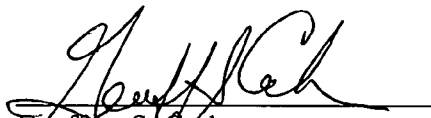
AND NOW, comes forth the Plaintiffs, HOPE L. CURRY and CHRISTOPHER CURRY, husband and wife, and files the following Reply to New Matter of which the following is a statement.

16. The averments of paragraph 16 are conclusions of law and as such no further response is required. To the extent that a response is required, all allegations are denied and strict proof is demanded at trial.
17. Denied. To the contrary the Plaintiff is entitled to the full tort option under the Pennsylvania Motor Vehicle Financial Responsibility Law as amended, 75PA.C.S.A. Section 1701 et seq. as the Plaintiff was not at the time of the motor vehicle accident complained of a titled owner to any automobile nor was she subject to any automobile covered under the Pennsylvania Motor Vehicle

Financial Responsibility Law in her household. As a result, Plaintiff is entitled to full tort under said law.

18. Denied. Answer No. 17 is incorporated herein as if set forth in full. Further, it is alleged as per the Complaint filed in this matter, the Plaintiff has sustained serious injuries as defined under the Pennsylvania Motor Vehicle Financial Responsibility Law and therefore all allegations of this complaint are denied and the Plaintiff is entitled to recovery of all economic and non-economic damages as provided under the Pennsylvania Motor Vehicle Financial Responsibility Law and Laws of Commonwealth of Pennsylvania.
19. Denied. To the contrary the Plaintiff has stated a cause of action upon which relief may be granted and the Plaintiff incorporates herein the Complaint as if set forth fully herein.

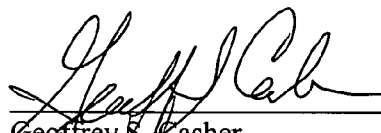
WHEREFORE, the Plaintiffs, HOPE L. CURRY and CHRISTOPHER CURRY, demand judgment in their favor against the Defendant. JURY TRIAL IS DEMANDED.


Geoffrey S. Gasher
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Reply to New Matter was served on all Counsel listed below, by First Class Mail, postage prepaid, on the 22nd day of April, 2003:

Troy J. Harper
DENNISON, DENNISON & HARPER
293 Main Street
Brookville, PA 15825



Geoffrey S. Casher
Attorney for Plaintiff

William A. Shaw
Prothonotary

3:40 PM
APR 24 2003

FILED

NO
CC

8/10

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

HOPE L. CURRY and CHRISTOPHER
CURRY, husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
an individual,
Defendant.

CIVIL ACTION - LAW

Number 2003 - 275 C. D.

Type of Case: Civil Division

Type of Pleading: Certificate of Service

Filed on behalf of: Defendant

Counsel of Record for this Party:

Troy J. Harper
Supreme Court Number: 74753

John C. Dennison, II
Supreme Court Number: 29408

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED

APR 25 2003

William A. Shaw
Prothonotary

HOPE L. CURRY and CHRISTOPHER
CURRY, husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
an individual,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
* Civil Action - Law
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* Number 2003 - 275 C.D.

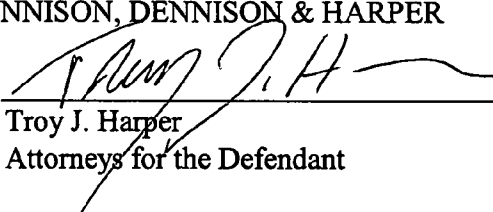
CERTIFICATE OF SERVICE

I certify that an original and two certified copies of the First Set of Interrogatories
Directed to the Plaintiffs and an original and two certified copies of the First Set of Request for
Production of Documents Directed to the Plaintiffs were served on the 23rd day of April,
2003, by United States Mail, First Class, Postage Prepaid,

Geoffrey S. Casher, Esq.
Edgar Snyder & Associates, LLC
100 West High Street
Ebensburg, PA 15931-1539

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for the Defendant

FILED

NO
CC

FILED
APR 25 2003

[Signature]

William A. Shaw
Prothonotary

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
Defendant.

CIVIL ACTION - LAW

Number 2003 - 275 C.D.

Type of Case: Civil Division

Type of Pleading: Certificate of Service

Filed on behalf of: Defendant

Counsel of Record for this Party:

Troy J. Harper
Supreme Court Number: 74753

John C. Dennison, II
Supreme Court Number: 29408

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED

AUG 20 2003

William A. Shaw
Prothonotary/Clerk of Courts

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
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*
* Number 2003 - 275 C.D.

CERTIFICATE OF SERVICE

I certify that an original and one certified copy of the Defendant's Answer and Objections to Interrogatories and an original and one certified copy of the Defendant's Responses and Objections to Request for Production of Documents were served on the 19th day of August, 2003, by United States Mail, First Class, Postage Prepaid, addressed to the following:

Geoffrey S. Casher, Esq.
Edgar Snyder & Associates, LLC
100 West High Street
Ebensburg, Pennsylvania 15931

DENNISON DENNISON & HARPER

By


Troy J. Harper
Attorneys for the Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY, husband and wife,

Plaintiffs

vs.

ANGELA ROSE DEYARMIN,

Defendant

No. 2003-275 C.D.

NOTICE OF DEPOSITION
CERTIFICATE OF SERVICE

Filed on behalf of:
PLAINTIFFS

Counsel of record for this party:

GEOFFREY S. CASHER, ESQUIRE
E-mail address: gcasher@edgarsnyder.com

PA I.D. No. 35309

EDGAR SNYDER & ASSOCIATES, LLC
100 West High Street
Ebensburg, PA 15931-1539

(814) 472-9000

FILED

SEP 11 2003

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs

vs.

ANGELA ROSE DEYARMIN,
Defendant

No. 2003-275 C.D.

CIVIL DIVISION

NOTICE OF DEPOSITION

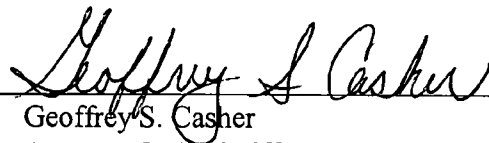
To: Troy J. Harper, Esq., Esquire
Dennison, Dennison & Harper
293 Main Street
Brookville, PA 15825

PLEASE TAKE NOTICE that the Plaintiffs HOPE CURRY AND CHRISTOPHER CURRY, by their Attorneys, EDGAR SNYDER & ASSOCIATES, LLC, will take the deposition of Angela R. Deyarmin, pursuant to the Federal Rules of Civil Procedure, as amended, before a court reporter duly authorized to administer oaths, on Tuesday, October 21, 2003 at 10:00 a.m., at the offices of Sargent's Court Reporting Service located at 106 North Second Street, First Floor, Clearfield, PA 16830, at which time and place you are invited to appear and take such part as shall be fitting and proper.

The deposition shall be taken before a Notary Public employed by Sargent's Court Reporting Service.

EDGAR SNYDER & ASSOCIATES, LLC

By



Geoffrey S. Casher
Attorney for Plaintiffs
PA I.D. No. 35309
100 West High Street
Ebensburg, PA 15931
(814) 472-9000

cc: Sargent's Court Reporting Service

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs

vs.

ANGELA ROSE DEYARMIN,
Defendant

No. 2003-275 C.D.

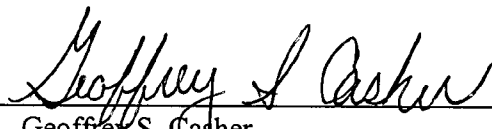
CIVIL DIVISION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above Notice of Deposition was served on all Counsel by First Class Mail, postage prepaid, on this 10th day of September, 2003.

Troy J. Harper, Esquire
DENNISON, DENNISON & HARPER
293 Main Street
Brookville, PA 15825-1291

By


Geoffrey S. Casher
Attorney for Plaintiffs

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

HOPE L. CURRY and CHRISTOPHER
CURRY, husband and wife,

Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,

Defendant.

CIVIL ACTION - LAW

Number 275 - 2003 C. D.

Type of Case: Civil Division

Type of Pleading: Notice of
Deposition of Hope L. Curry

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED ^{MD}_{CC}
m/j: 26/04
AUG 19 2004
E/AS
William A. Shaw
Prothonotary/Clerk of Courts

HOPE L. CURRY and CHRISTOPHER
CURRY, husband and wife,

Plaintiffs,

vs.

ANGELA ROSE DEYARMIN,

Defendant.

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

* Civil Action Law
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*

* Number 275 - 2003 C.D.

NOTICE OF DEPOSITION

TO: Hope L. Curry
c/o Geoffrey S. Casher, Esquire
EDGAR SNYDER & ASSOCIATES, LLC
100 West High Street
Ebensburg, PA 15931-1539

Take notice that the deposition of **HOPE L. CURRY** will be taken pursuant to the Pennsylvania Rules of Civil Procedure, as amended, before a Notary Public duly authorized by law to administer oaths, **on Friday, September 24, 2004, at 10:00 a.m.**, at Sargent's Court Reporting Services, 106 North Second Street, First Floor, Clearfield, Pennsylvania 16830. The deposition will be taken upon oral examination for all purposes provided for and allowed by the Pennsylvania Rules of Civil Procedure.

DENNISON, DENNISON & HARPER

Date: August 18, 2004

By: 

Troy J. Harper
Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on the 19 day of August, 2004, a true and correct copy of the foregoing Notice of Deposition for Hope L. Curry was mailed by United States mail, first class, postage prepaid, addressed to the following:

Geoffrey S. Casher, Esquire
EDGAR SNYDER & ASSOCIATES, LLC
100 West High Street
Ebensburg, PA 15931-1539

Sargent's Court Reporting Service, Inc.
210 Main Street
Johnstown, PA 15901

DENNISON, DENNISON & HARPER

By: 

Troy J. Harper
Attorneys for Defendant

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY, husband and wife,

Plaintiffs

vs.

ANGELA ROSE DEYARMIN,

Defendant

No. 2003-275 C.D.

PRAECIPE FOR TRIAL
CERTIFICATE OF SERVICE

Filed on behalf of:
PLAINTIFFS

Counsel of record for this party:

GEOFFREY S. CASHER, ESQUIRE
E-mail address: gcasher@edgarsnyder.com

PA I.D. No. 35309

EDGAR SNYDER & ASSOCIATES, LLC
100 West High Street
Ebensburg, PA 15931-1539

(814) 472-9000

FILED

in 7:41 AM 12/3/2004

DEC 03 2004

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,

Plaintiffs

vs.

ANGELA ROSE DEYARMIN,

Defendant

No. 2003-275-C.D.

CIVIL DIVISION

PRAECIPE FOR TRIAL

To the Prothonotary:

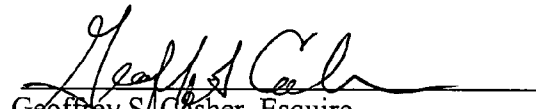
Please list the above-captioned case for trial.

As listing counsel, pursuant to Local Rule 212.2, I hereby certify:

1. There are no outstanding motions.
2. All discovery is completed and the pleadings are closed.
3. A jury trial is demanded.
4. All counsel of record and unrepresented parties have been served with this
Praecipe by United States Mail, first class, postage prepaid.

Respectfully submitted,

EDGAR SNYDER & ASSOCIATES, LLC


Geoffrey S. Casher, Esquire
Attorney for Plaintiffs

Dated: November 30, 2004

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,

Plaintiffs

vs.

ANGELA ROSE DEYARMIN,
Defendant

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No. 2003-275 C.D.

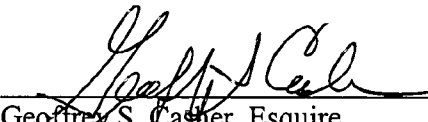
CIVIL DIVISION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Praecipe for Trial was served on all Counsel listed below, by First Class Mail, postage prepaid, on this 2nd day of December, 2004:

**Troy J. Harper, Esquire
DENNISON, DENNISON & HARPER
293 Main Street
Brookville, PA 15825-1291**

EDGAR SNYDER & ASSOCIATES, LLC



Geoffrey S. Cashner, Esquire
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY, husband and wife,

Plaintiffs

vs.

ANGELA ROSE DEYARMIN,

Defendant

No. 2003-275 C.D.

PRAECIPE TO SETTLE AND
DISCONTINUE

Filed on behalf of:
PLAINTIFFS

Counsel of record for this party:

GEOFFREY S. CASHER, ESQUIRE
E-mail address: gcasher@edgarsnyder.com

PA I.D. No. 35309

EDGAR SNYDER & ASSOCIATES, LLC
100 West High Street
Ebensburg, PA 15931-1539

(814) 472-9000

FILED

JAN 03 2005

m/2-15/1m
William A. Shaw

Prothonotary/Clerk of Courts

1 c Enr to ATT

C Enr to ATT

✓
C/A

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

HOPE L. CURRY and
CHRISTOPHER CURRY,
husband and wife,
Plaintiffs

vs.

ANGELA ROSE DEYARMIN,
Defendant

:
:
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:

No. 2003-275 C.D.

CIVIL DIVISION


PRAECIPE TO SETTLE AND DISCONTINUE

To: Prothonotary of Clearfield County

Please satisfy, settle and discontinue the within matter.

EDGAR SNYDER & ASSOCIATES, LLC

By



Geoffrey S. Cashner
Attorney for Plaintiffs

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

CIVIL DIVISION

**Hope Lynn Curry
Christopher Curry**

**Vs.
Angela Rose Deyarmin**

No. 2003-00275-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 January 3, 2005, marked:

Satisfy, Settle and Discontinue

Record costs in the sum of \$\$161.10 have been paid in full by Atty. Cashier.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 3rd day of January A.D. 2005.

William A. Shaw, Prothonotary