

03-325-CD  
LINDA JO KENNEDY - VS - TIMOTH N. ELGAR

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

NO. 2003-325-C0

Type of Case: Quiet Title Action

Type of Pleading: Complaint

Filed on behalf of: Plaintiff

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

**FILED**

MAR 07 2003  
0/1225/4003  
William A. Shaw  
Prothonotary  
2 cert to ATTY

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

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NO. \_\_\_\_\_ C.D.

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  
230 East Market Street, Suite 228  
Clearfield, PA 16830  
(814) 765-2641 Ext. 50-51

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

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: NO. \_\_\_\_\_ C.D.  
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QUIET TITLE COMPLAINT

AND NOW, comes the Plaintiff, LINDA JO KENNEDY, through her Attorney, David P. King, and for her cause of action respectfully represents as follows:

1. The Plaintiff is LINDA JO KENNEDY, an adult individual, who resides at R. R. 1, Box 32A, Penfield, PA 15849.

2. The Defendant is TIMOTHY N. ELGAR, an adult individual, and he resides at R. R. 1, Box 21A, Rockton, PA 15856.

3. The Plaintiff and the Defendant were never married.

4. However, during all times relevant hereto, the Defendant, TIMOTHY N. ELGAR, did acquire certain real property in which he presently resides, through a Deed dated the 24th day of June 1993, and recorded in the Office of the Recorder of Deeds of Clearfield County, PA, in Deed Book Volume 1539, at Page 267. A copy of the same is attached hereto and marked as Exhibit "A".

5. Also, during all times relevant hereto, the Plaintiff and the Defendant lived together and resided together in the subject matter premises as above described.

6. During said time, and by mutual agreement, the Plaintiff, LINDA JO KENNEDY, did use \$22,000.00 of her own funds for improvements to said

residence, which was understood and agreed to be for their mutual benefit.

7. As part of this agreement and understanding, the Defendant, TIMOTHY N. ELGAR, did acknowledge his obligations and the interest of the Plaintiff in said property and in fact signed a document to that effect, a copy of which is attached hereto and marked as Exhibit "B".

8. Moreover, subsequent to that, the Plaintiff, LINDA JO KENNEDY, understood that because the parties anticipated a long term relationship, her name should also be upon the deed and title to the premises.

9. However, it was not until sometime later that the Plaintiff became aware that the same was never accomplished and formally documented.

10. Unfortunately, differences arose between the parties whereby they separated in September of 2002.

11. At that time, the parties signed an agreement, a copy of which is attached hereto and marked as Exhibit "C". Said agreement, among other things, acknowledged the obligation to the Plaintiff, LINDA JO KENNEDY.

12. Notwithstanding, the Plaintiff thought that she was legally protected as a matter of record, but has since come to realize that contrary to prior discussions, she was never recognized as an owner of the subject matter premises, nor having any claim of right, title or interest in the same.

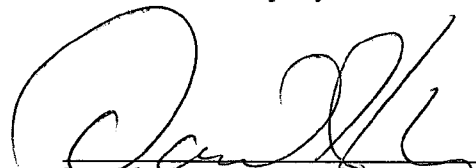
13. Additionally, since their separation, and the deterioration of their relationship, the Plaintiff is concerned and has fears that the subject matter premises may be sold or otherwise encumbered in such a manner and at such a time as would defeat her right, title and interest as per the mutual

promises and agreements between the parties.

14. Plaintiff's purpose in filing this action is to have the Court enter an appropriate Order or Judgment protecting her interest as a matter of record and otherwise compelling the Defendant to fulfill the agreements and obligations agreed upon between the parties.

WHEREFORE, Plaintiff requests this Court to enter an Order declaring that the Defendant, TIMOTHY N. ELGAR, is barred from conveying the subject matter premises free and clear from Plaintiff's claim and lien herein asserted.

ADDITIONALLY, Plaintiff requests your Honorable Court to enter an appropriate Order, to appear in the office of the Recorder of Deeds of Clearfield County, Pennsylvania, formally recognizing her rights, lien and claim on the subject matter premises, and she will so ever pray.

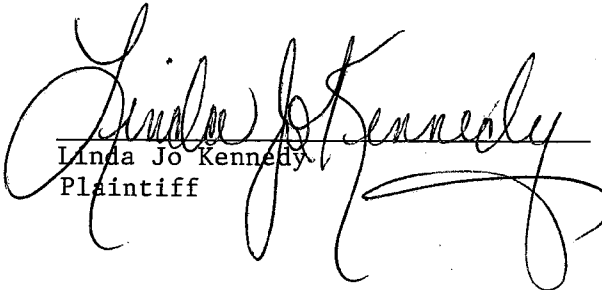


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David P. King  
Attorney for Plaintiff

I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

Date: March 3, 2003

  
Linda Jo Kennedy  
Plaintiff

# This Indenture

Made the 24th day of June 1993,

Between DREXEL PENTZ and NORMA PENTZ, husband and wife, of R. D.,  
Grampian, Pennsylvania, Grantors,

part 1es of the first part and

TIMOTHY N. ELGAR, an individual, of R. D. 1, Box 32A, Penfield,  
Pennsylvania, Grantee,

part y of the second part:

Witnesseth, that the said part 1es of the first part, in consideration of the sum of

Forty-Seven Thousand (\$47,000.00) Dollars

to them now paid by the said part y of the second part, do grant, bargain, sell  
and convey unto the said part y of the second part, his heirs, executors and assigns,

All that certain piece or parcel of land situate, lying and being  
in Union Township, Clearfield County, Pennsylvania, and being  
bounded and described as follows to wit:

BEGINNING at a 1 3/4" iron pin, said pin being the common corner of lands now or formerly of Agnes Postlewait, Harvey, Ansel Beer Estate; thence North 6° 23' East, a distance of 108.03 feet to a point in the centerline of Pennsylvania Legislative Route 17030; thence by said centerline North 39° 48' 15" East a distance of 838.53 feet to a nail in said centerline; thence along R. Cochran, South 48° 02' 15" East, a distance of 455.49 feet to an iron pin in the common line of Postlewait; thence along Postlewait, South 6° 23' West, a distance of 542.86 feet to a found iron pipe; thence along Postlewait, North 83° 37' West, a distance of 832.29 feet to the place of beginning. Containing 10.59 acres including the legal right of way of Pennsylvania Legislative Route 17030.

BEING the same premises conveyed to the Grantors herein by deed of John M. Noble dated June 20, 1984 and recorded in Clearfield County Deed and Record Book 953, page 585.

11 A 11



I TIMOTHY N ELGAR OWE  
TO LINDA KENNEDY \$22,000<sup>00</sup> (TWENTY  
TWO THOUSAND DOLLARS)

SHOULD OUR RELATIONSHIP TERMINATE;  
ANY UNPAID BALANCE SHALL BE  
REPAID TO LINDA KENNEDY AT THE RATE  
OF \$10,000; (TEN THOUSAND DOLLARS) WITHIN  
THE FIRST YEAR, WITHOUT INTEREST.

THE UNPAID BALANCE SHALL BE PAID  
WITHIN THE NEXT FIVE YEARS, ALSO  
WITHOUT INTEREST.

UPON MY DEATH; THE UNPAID BALANCE  
OF THE \$22,000<sup>00</sup> SHALL BE PAID  
FROM MY ESTATE.

APRIL 29, 1998  
Timothy N. Elgar

Witness:

Linda C. Jewell  
Clearfield, PA 16830

Daniel L. Rupp  
RD #1 Box 86  
GRAMPAN, PA 16838

9-06-2002

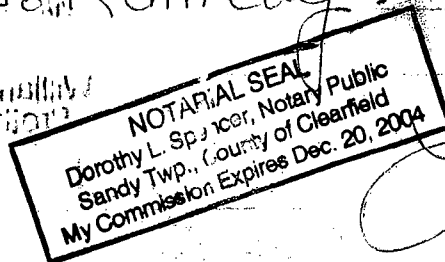
I Linda J Kennedy accept, MC  
1968 Harley Davidson title # 40304 061006 EL,  
Vehicle ID# 68XLH 14879 from Timothy N. Elgar.  
Upon immediately inspection any major  
repairs needed will be the responsibility  
of Timothy N. Elgar.

Plus Timothy is to pay for  
Electrical work & Labor & only materials  
for job for Mountain Run Home RR1 PA 32A  
Penfield P.A 15849. Work to be completed  
By October 2002.

And honor the agreement of April 29<sup>th</sup> 1996  
to pay back unpaid balance of \$22,000.00  
To: Linda J Kennedy or upon her  
death to her sons if not paid in full.

Timothy N. Elgar will be released  
from a common law divorce &  
clear of responsibility of mate,  
Linda J Kennedy.

Sworn to and subscribed to me  
this 7 day of Sept 2002



D.A. H

Linda J Kennedy  
Timothy N. Elgar

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

Sheriff Docket # 13758

KENNEDY, LINDA JO

03-325-CD

VS.

ELGAR, TIMOTHY N.

COMPLAINT ACTION TO QUIET TITLE

**SHERIFF RETURNS**

NOW MARCH 10, 2003 AT 10:00 AM EST SERVED THE WITHIN COMPLAINT ACTION TO QUIET TITLE ON TIMOTHY N. ELGAR, DEFENDANT AT RESIDENCE, RR 1, BOX 21A, ROCKTON, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO TIMOTHY N. ELGAR A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT ACTION TO QUIET TITLE AND MADE KNOWN TO THE CONTENTS THEREOF.  
SERVED BY: COUDRIET/RYEN

**Return Costs**

Cost	Description
26.82	SHFF. HAWKINS PAID BY: PLFF.
10.00	SURCHARGE PAID BY: PLFF.

**FILED**

APR 01 2003

William A. Shaw  
Prothonotary

Sworn to Before Me This

1<sup>st</sup> Day Of April 2003  
*William A. Shaw*

WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2006  
Clearfield Co., Clearfield, PA

So Answers,

*Chester A. Haykins*  
Chester A. Haykins  
Sheriff

THE HOPKINS LAW FIRM

900 Beaver Drive, DuBois, Pennsylvania 15801  
VOICE: (814) 375-0300 FAX: (814) 375-5035

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR  
Defendant

No. 2003-325 C.D.

Type of Pleading: Answer to Complaint,  
New Matter and Counterclaim

Filed on behalf of: Timothy N. Elgar,  
Defendant

Counsel of Record for this party:

THE HOPKINS LAW FIRM

David J. Hopkins, Esquire  
Supreme Court No. 42519


Lea Ann Heltzel, Esquire  
Supreme Court No. 83998

900 Beaver Drive  
DuBois, Pennsylvania 15801

(814) 375-0300

NOTICE TO PLEAD

You are hereby notified to plead  
to the within pleading within  
twenty (20) days of service thereof  
or default judgment may be entered  
against you.

  
David J. Hopkins, Esquire  
Attorney for Defendant

**FILED**

APR 04 2003

William A. Shaw  
Prothonotary

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR  
Defendant

No. 2003-325 C.D.

**ANSWER TO COMPLAINT**

NOW COMES, Defendant, Timothy N. Elgar, by and through his attorneys, The Hopkins Law Firm and files the within answer and in support thereof says as follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.
6. Admitted in part and denied in part. Defendant admits Plaintiff paid Defendant \$22,000.00 of her own funds. Defendant denies the funds were used for improvements to the residence. To the contrary, Defendant used the funds for his own use in reducing the mortgage outstanding against the property.
7. Admitted.
8. Denied. Plaintiff and Defendant never agreed Plaintiff's name would be placed upon the deed and title to the premises. Plaintiff's sole remedy and Defendant's sole obligation was set forth in the Note dated April 29, 1998 in which Defendant agreed to pay Plaintiff

\$22,000.00 in the event their relationship should terminate.

9. Denied. At all material times, Plaintiff knew her name was not placed on the deed and title to the premises. Only subsequent to the parties' separation did Plaintiff make any demands to cause her name to be placed on the deed and title to the property.

10. Admitted.

11. Admitted.

12. Denied. At all material times, Plaintiff knew her name was not placed on the deed and title to the premises. Only subsequent to the parties' separation did Plaintiff make any demands to cause her name to be placed on the deed and title to the property.

13. Denied. The parties' April 29, 1998 obligation defines the rights and responsibilities of the parties. There were no other agreements between the parties.

14. No answer is required of this paragraph. To the extent an answer is required, same is denied. The parties' April 29, 1998 obligation defines the rights and responsibilities of the parties. There were no other agreements between the parties.

WHEREFORE, Defendant respectfully requests Plaintiff's Complaint be dismissed with prejudice together with cost of suit and for such other and further relief as the Court deems fair, just and equitable.

#### **NEW MATTER**

1. Plaintiff's claims are barred by the statute of frauds.

2. Plaintiff's claims are barred by the statute of limitations.

3. Plaintiff's claims are barred inasmuch as the April 29, 1998 agreement between the parties does not obligate Plaintiff's name be placed upon the property.

### COUNTERCLAIM

AND NOW, comes Defendant/Plaintiff on this Counterclaim, by and through his attorney, The Hopkins Law Firm, and files the within Counterclaim and in support avers as follows:

1. Defendant/Plaintiff on the Counterclaim, Timothy N. Elgar is an adult individual who resides at R.R. #1, Box 21A, Rockton, Pennsylvania 15856.
2. Plaintiff/Defendant on the Counterclaim, Linda Jo Kennedy, is an adult individual who resides at R.R. #1, Box 32A, Penfield, Pennsylvania 15849.
3. Plaintiff and Defendant were never married.
4. Plaintiff and Defendant resided together from approximately 1992 through September, 2002.
5. In or about September, 2002, Linda Jo Kennedy vacated R.R. #1, Box 21A, Rockton, Pennsylvania and took up residence at her current location, R. R. #1, Box 32A, Penfield, Pennsylvania 15849.
6. When Linda Jo Kennedy vacated the residence, she took with her various property which is solely the property of Timothy Elgar as follows:
  - A. Mother's diamond ring;
  - B. Military metals;
  - C. Male jewelry;
  - D. Coin collection;
  - E. Stamp collection;



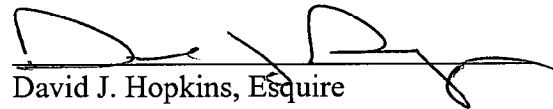
F. Titles to Timothy Elgar's vehicles consisting of:  
1954 Chevrolet pickup truck  
1966 MGB  
1952 Harley Davidson  
1946 Indian Chief  
Various other "chunk" titles

G. 1907 Victor talking machine and records.

7. Linda Jo Kennedy took possession of said property in violation of the ownership rights of Timothy Elgar.

WHEREFORE, Defendant/Plaintiff on the Counterclaim, Timothy N. Elgar, respectfully requests this Honorable Court enter an Order obligating Plaintiff/Defendant on the Counterclaim, Linda Jo Kennedy, to return the personal property and titles set forth herein.

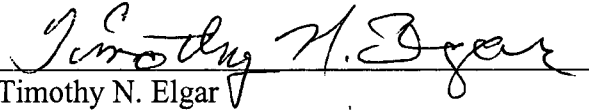
Respectfully submitted,

A handwritten signature in black ink, appearing to read "David J. Hopkins", is written over a horizontal line.

David J. Hopkins, Esquire  
Attorney for Timothy N. Elgar

VERIFICATION

With full understanding that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to authorities, I verify that the statements made in this pleading are true and correct.

  
Timothy N. Elgar

Date: April 2, 2003

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

LINDA JO KENNEDY,  
Plaintiff

vs.

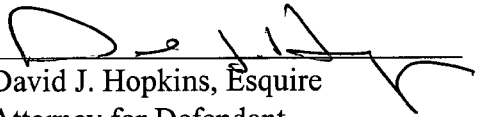
No. 2003-325 C.D.

TIMOTHY N. ELGAR

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that a true and correct copy of Answer to Complaint, Counterclaim and New Matter, filed on behalf of Timothy N. Elgar, was forwarded on the 3<sup>rd</sup> day of April, 2003, by U.S. Mail, postage prepaid, to all counsel of record, addressed as follows:

David P. King, Esquire  
23 Beaver Drive  
P.O. Box 1016  
DuBois, PA 15801

  
David J. Hopkins, Esquire  
Attorney for Defendant

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

NO. 2003-325-C.D.

Type of Case: Civil

Type of Pleading: Reply to New Matter  
and Counterclaim and Cross-Counterclaim

Filed on behalf of: Plaintiff

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

**FILED**

APR 24 2003

William A. Shaw  
Prothonotary

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

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: NO. 2003-325 C.D.  
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REPLY TO NEW MATTER AND COUNTERCLAIM

AND NOW, comes the Plaintiff, LINDA JO KENNEDY, through her Attorney, David P. King, and Replies to Defendant's New Matter and Counterclaim as follows:

REPLY TO NEW MATTER

1. It is denied that the Plaintiff's claims are barred by the statute of frauds, and notwithstanding, claims an equitable interest in the subject matter premises in accordance with her Complaint.

2. Plaintiff further denies that this case is barred by any applicable statute of limitations.

3. It is denied that Plaintiff's claims are barred as for the reasons as set forth above, and further, notwithstanding Plaintiff claims an equitable title or interest in the subject matter premises.

REPLY TO COUNTERCLAIM

1. Admitted.
2. Admitted.
3. Admitted.

4. In actuality, the Plaintiff and Defendant resided together for some years even before 1992.

5. Admitted.

6. The Plaintiff responds to Defendant's allegations as follows:

A. As to the diamond ring, the same was a gift from a third person, not a party to this action, and said diamond ring was never the property of Defendant;

B. Plaintiff at the time of this response cannot say whether she is even in possession of such military metals as referred to. If the same are contained in a box which is in her possession, she will return it to the Defendant at the proper time;

C. Plaintiff answers in the same manner as set forth in B. above;

D. Plaintiff answers in the same manner as set forth in B. and C. above;

E. Plaintiff is unaware of any stamp collection that the Defendant ever had and thus denies possession of such unless the same may be unknown to her in a box in her possession;

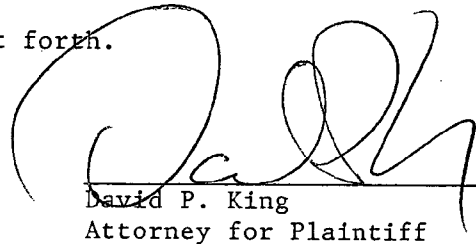
F. Plaintiff does hold the Certificates of Title to the vehicles mentioned, and in fact Defendant holds a Certificate of Title to a vehicle of the Plaintiff. By mutual agreement, the Defendant was going to try to sell all of the vehicles so mentioned, including Plaintiff's vehicle as a "package"

to some interested party, and Plaintiff is still willing to do and cooperate regarding the same;

G. Plaintiff is in possession of the "1907 Victor talking machine and records", but further avers that this was included as items on a list of things that she was to get as per mutual agreement.

7. For reasons as set forth above, Plaintiff denies that she wrongfully took possession of any property or property rights of the Defendant.

WHEREFORE, Plaintiff prays your Honorable Court to grant her the relief as requested herein and throughout her Complaint, as well as in the additional cause of action hereinafter set forth.



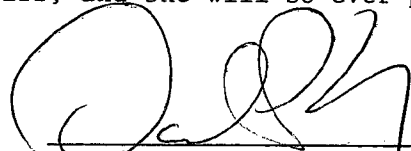
David P. King  
Attorney for Plaintiff

#### CROSS-COUNTERCLAIM

1. Plaintiff further avers that the agreement as identified as Exhibit "C" of her Complaint, the Defendant still has failed to pay for the electrical work and labor and any materials for the job on the Mountain Run home.

2. Additionally, Defendant has further failed to have the 1968 Harley Davidson inspected and the anticipated repairs made, or if he has, has not paid for the same in accordance with the parties' agreement.

WHEREFORE, Plaintiff prays your Honorable Court to require Defendant to comply fully with the parties' agreements and understandings, and in the alternate, to award her damages in excess of \$20,000.00, notwithstanding any and all other entitlements of the Plaintiff, and she will so ever pray.



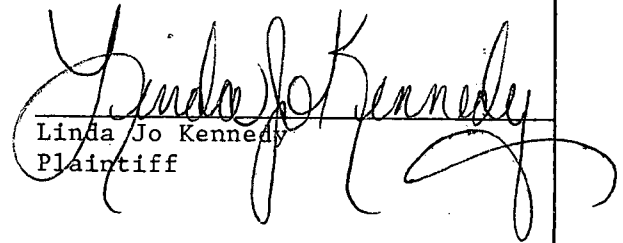
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David P. King  
Attorney for Plaintiff



I verify that the statements made in this Reply and Cross-Counterclaim are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

Date: April 21, 2003

  
Linda Jo Kennedy  
Plaintiff

## Notice of Proposed Termination of Court Case

October 23, 2007

RE: 2003-00325-CD

Linda Jo Kennedy

Vs.

Timothy Neil Elgar

**FILED**  
OCT 23 2007  
William A. Shaw  
Prothonotary/Clerk of Courts

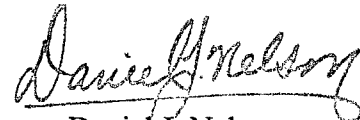
Dear David P. King, Esq:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830**. The Statement of Intention to Proceed must be filed on or before **December 24, 2007**.

**If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.**

By the Court,



Daniel J. Nelson  
Court Administrator

## Notice of Proposed Termination of Court Case

October 23, 2007

RE: 2003-00325-CD

Linda Jo Kennedy

Vs.

Timothy Neil Elgar

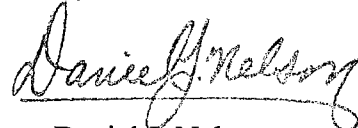
Dear David J. Hopkins, Esq:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830**. The Statement of Intention to Proceed must be filed on or before **December 24, 2007**.

**If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.**

By the Court,

A handwritten signature in cursive script, reading "Daniel J. Nelson", written over a horizontal line.

Daniel J. Nelson  
Court Administrator

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

NO. 2003-325-C.D.

Type of Case: Quiet Title Action

Type of Pleading: Praecipe for  
Trial List

Filed on behalf of: Plaintiff

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

FILED <sup>NO CC</sup>  
m10.43/81  
OCT 23 2007 (6K)

William A. Shaw  
Prothonotary/Clerk of Courts

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

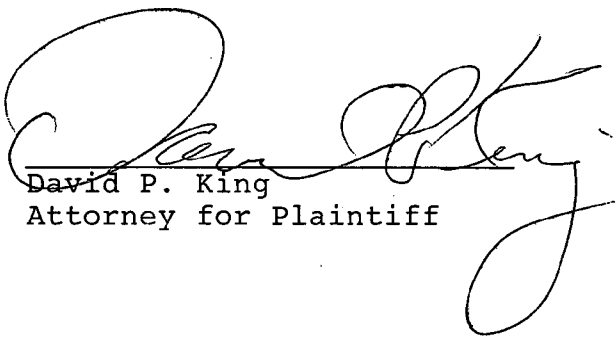
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NO. 2003-325-C.D.

PRAECIPE FOR TRIAL LIST

TO THE PROTHONOTARY:

Please place the above captioned matter on the Non-Jury  
Trial List.

  
David P. King  
Attorney for Plaintiff

UP

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

LINDA JO KENNEDY,

Plaintiff

vs.

TIMOTHY N. ELGAR,

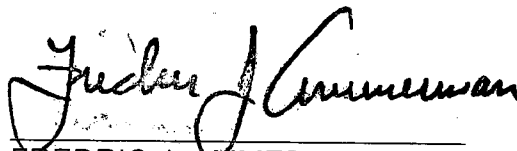
Defendant

NO. 03-325-CD

ORDER

AND NOW, this 4<sup>th</sup> day of December, 2007, it is the ORDER of this Court that  
Pre-trial conference in the above matter shall be held on the 24<sup>th</sup> day of January, 2008  
in Chambers at 10:00 a.m.

BY THE COURT,



FREDRIC J. AMMERMAN  
President Judge

FILED  
DEC 04 2007

William A. Shaw  
Prothonotary/Clerk of Courts

REC  
Angs. King  
Hopkins  
(CK)

**FILED**

**DEC 04 2007**

William A. Shaw  
Prothonotary/Clerk of Courts

DATE: 12/4/07

☐ You are responsible for serving all appropriate parties.

☒ The Prothonotary's office has provided service to the following parties:

☐ Plaintiff(s) ☒ Plaintiff(s) Attorney ☐ Other

☐ Defendant(s) ☒ Defendant(s) Attorney

☐ Special Instructions:


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

LINDA JO KENNEDY,	:	
	:	
Plaintiff,	:	
	:	NO. 2003-325-C.D.
vs.	:	
	:	NO. 2007-1696-C.D.
TIMOTHY N. ELGAR	:	
	:	
Defendant,	:	

**SCHEDULING ORDER**

AND NOW, this 25<sup>th</sup> day of January 2008, following pre-trial conference,  
it is the ORDER of the Court that a Civil Bench Trial shall be and is hereby  
scheduled in the **above captioned cases** for the 11<sup>th</sup> day of July 2008 at 9:00  
o'clock A.M. in Courtroom #1 of the Court of Common Pleas of Clearfield County,  
Pennsylvania.

BY THE COURT:

  
FREDRICK J. AMMERMAN  
President Judge

**FILED** 10/11/19/BL  
JAN 28 2008  
iCCAtys:  
King  
Hopkins

William A. Shaw  
Prothonotary/Clerk of Courts



FILED

JAN 28 2008

William A. Shaw  
Prothonotary/Clerk of Courts

DATE: 1/28/08

     You are responsible for serving all appropriate parties.

  X   The Prothonotary's office has provided service to the following parties:

     Plaintiff(s)   X   Plaintiff(s) Attorney      Other

     Defendant(s)   X   Defendant(s) Attorney

     Special Instructions:

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

NO. 2003-325 C.D.

Type of Case: Civil


Type of Pleading: Praeipe for  
Settlement and Discontinuance

Filed on behalf of: Plaintiff

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

**FILED** No CC +  
m/10:53am 1 Cert of disc  
SEP 16 2008 issued to  
Att King.

  
William A. Shaw  
Prothonotary/Clerk of Courts

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

LINDA JO KENNEDY,  
Plaintiff

vs.

TIMOTHY N. ELGAR,  
Defendant

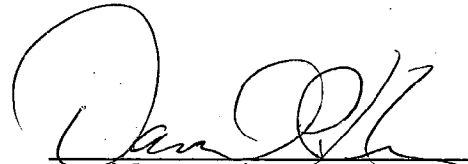
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NO. 2003-325 C.D.

PRAECIPE

TO THE PROTHONOTARY:

Please mark the above captioned case "SETTLED AND DISCONTINUED".

  
\_\_\_\_\_  
David P. King  
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Linda Jo Kennedy

Vs.

No. 2003-00325-CD

Timothy Neil Elgar

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 September 16, 2008, marked:

Settled and Discontinued

Record costs in the sum of \$95.00 have been paid in full by First Commonwealth & David P. King Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 16th day of September A.D. 2008.



LM

William A. Shaw, Prothonotary