

03-376-CD
CRAIG A. MYERS VS. SHARON L. MARHOLIC

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

CRAIG A. MYERS,
Plaintiff

vs.

No. 03-376-cd

SHARON L. WARHOLIC,
Defendant

COMPLAINT IN EQUITY -
PARTITION

Filed on behalf of

Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

MAR 17 2003

William A. Shaw
Prothonotary

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

CRAIG A. MYERS,	:	
Plaintiff	:	
	:	
vs.	:	NO.
	:	
SHARON L. WARHOLIC,	:	
Defendant	:	

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 Pleading 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 Pleading 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
Corner of Market & Second Streets
Clearfield, PA 16830
(814) 765-2641, Ext. 1300

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

CRAIG A. MYERS, :
Plaintiff :
vs. : No.
SHARON L. WARHOLIC, :
Defendant :
.

COMPLAINT IN EQUITY – PARTITION

NOW COMES the Plaintiff, CRAIG A. MYERS, by and through his attorneys, Belin & Kubista and sets forth the following Complaint in Equity and in support thereof would aver as follows:

1. The Plaintiff, Craig A. Myers, an adult individual currently residing at 127 Dale Road, Philipsburg, Clearfield County, Pennsylvania.
2. That Defendant is Sharon L. Warholic, an adult individual currently residing at R.R. #1, Box 45D, West Decatur, Clearfield County, Pennsylvania.
3. That the parties acquired title to the property by deed dated May 10, 1993, recorded in the Office of the Register and Recorder of Clearfield County to Deed Book Volume 1539, Page 290, which property is more particularly described as follows:

All that certain parcel of land situate in the Borough of Wallaceton, County of Clearfield and State of Pennsylvania, more fully described as follows:

BEGINNING at an iron pipe on the Eastern right-of-way line of U.S. Route 322, said pipe being the Northwestern corner of Lot No. 1 and on the boundary line of lands now or formerly of Ronald B. Krise and Norma J. Krise; thence along said right-of-way line North twenty-two (22°) degrees twenty-three (23') minutes West one hundred eighty-nine and eleven hundredths (189.11) feet to an iron rod on said right-of-way line, said pipe also being the Southwestern corner of Lot No 3; thence along Lot No. 3, North sixty-three (63°) degrees forty-one

(41') minutes East two hundred sixty-one and eighty-two hundredths (261.82) feet to a point in the center of a public drive through lands now or formerly of Ronald B. Krise and Norma J. Krise as part of a sub-division development and also being on the Western line of Lot No. 7; thence along center of said drive and along Lot No. 7 and Lot No. 6, South twenty-six (26°) degrees thirty-two (32') minutes East one hundred eighty-five (185.00) feet to a point in the center of said public drive, and also being the Northeastern corner of Lot No. 1; thence along Lot No. 1, South sixty-three (63°) degrees fifty-four (54') minutes West two hundred seventy-five and sixteen hundredths (275.16) feet to an iron pipe on the Eastern right-of-way line of U.S. Route 322, the place of beginning. Containing approximately 1.142 acres, more or less.

BEING known as Lot No. 2 in the Ronald B. Krise and Norma J. Krise Subdivision in Wallaceton Borough, Clearfield County, Pennsylvania, a map of which subdivision was filed in the Office of the Recorder of Deeds in and for Clearfield County, Pennsylvania on November 19, 1986 in Map File No. 180, Square No. 133(1).

EXCEPTING AND RESERVING from this conveyance, a previous reservation of all of the oil, gas and associated liquid hydrocarbons upon, in or under said premises.

ALSO RESERVING any rights-of-way shown on the map dated April 12, 1992 for use for public roads, water lines, sewer lines, gas lines, underground or overhead power lines, phone lines, television cable or any other utilities.

UNDER AND SUBJECT to any and all easements, rights-of-way, exceptions, reservations, limitations, adverse conveyances, leases, agreements, covenants and limitations of record in the Clearfield County Courthouse and, also, under and subject to any and all easements, rights-of-way, exceptions, reservations, restrictions, adverse conveyances, leases, agreements, covenants and limitations apparent on or in any way affecting the aforesaid premises.

4. That the parties hold title to the premises as tenants in common and no other person, to the best of Plaintiff's knowledge, has any interest in the property.
5. That the property is presently in the possession of the Defendant.
6. That no partition or division of the above-described property has ever been made.

WHEREFORE, Plaintiff demands that:

- a) the Court decree partition of the real estate;
- b) the share or shares to which the respective parties are entitled be set out to them in severalty and that all proper and necessary conveyances and assurances be executed for carrying such partition into effect; and that, if the real estate cannot be divided without prejudice to or spoiling the whole, such proper and necessary sale or sales of the same may be made by such persons and in such manner as the Court may direct;
- c) such other and further relief be granted as the Court deems just and proper.

BELIN & KUBISTA

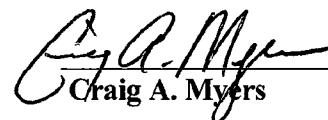

Kimberly M. Kubista
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA:

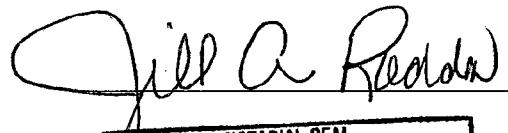
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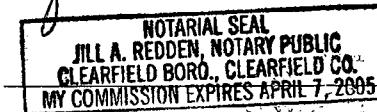
COUNTY OF CLEARFIELD

Before me, the undersigned Officer, personally appeared CRAIG A. MYERS, who being duly sworn according to law, deposes and states that the facts set forth in the foregoing Complaint are true and correct to the best of his knowledge, information and belief.


Craig A. Myers

SWORN and SUBSCRIBED before me this 17th day of March, 2003.


Jill A. Redden



CLEARFIELD, PENNSYLVANIA 16830
P. O. BOX 1
15 NORTH FRONT STREET
ATTORNEYS AT LAW
BELLIN & KUBISTA

FILED

En

Atty Kubista
MAR 17 2003
FBI - PHILADELPHIA

3 CC Atty Kubista

William A. Shaw
Prothonotary

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

CRAIG A. MYERS,
Plaintiff

vs.

SHARON L. WARHOLIC,
Defendant

: No.: 2003-376-CD
: Type of Case: Civil
: Type of Pleading:
: Answer to Complaint
: In Equity-Partition
: Filed on behalf of:
: Defendant
: Counsel of Record for
: This Party:
: Girard Kasubick, Esq.
: Supreme Court No. 30109
: LEHMAN & KASUBICK
: 611 Brisbin Street
: Houtzdale, PA 16651
: (814) 378-7840

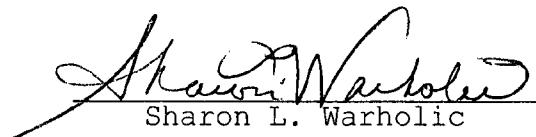
FILED

APR 14 2003

William A. Shaw
Prothonotary

VERIFICATION

I verify that the statements made in the foregoing Answer to Complaint In Equity-Partition are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. 4904 relating to unsworn falsification to authorities.



Sharon L. Warholic
Sharon L. Warholic

FILED

cc
01124684
APR 14 2003
C.R.P.

William A. Shaw
Secretary

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13809

MYERS, CRAIG A.

03-376-CD

VS.

WARHOLIC, SHARON L.

COMPLAINT IN EQUITY-PARTITION

SHERIFF RETURNS

NOW MARCH 28, 2003 AT 1:28 PM SERVED THE WITHIN COMPLAINT IN EQUITY-PARTITION ON SHARON L. WARHOLIC, DEFENDANT AT RESIDENCE, RR 1, BOX 45-D, WEST DECATUR, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO SHARON L. WARHOLIC A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN EQUITY-PARTITION AND MADE KNOWN TO HER THE CONTENTS THEREOF.

SERVED BY: DAVIS/MORGILLO

FILED

MAY 19 2003
02140/c

William A. Shaw
Prothonotary/Clerk of Courts

Return Costs

Cost	Description
25.52	SHERIFF HAWKINS PAID BY: ATTY CK# 15955
10.00	SURCHARGE PAID BY: ATTY CK# 15956

Sworn to Before Me This

19 Day Of May 2003

W.A. Shaw

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

So Answers,

Chester A. Hawkins
My Manley H. Hays
Chester A. Hawkins
Sheriff

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

CRAIG A. MYERS,
Plaintiff

vs.

SHARON L. WARHOLIC,
Defendant

No. 03-376-CD

MOTION FOR ORDER
DIRECTING CONFERENCE FOR
PARTITION OF REAL ESTATE

Filed on behalf of

Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

JUL 01 2003

William A. Shaw
Prothonotary

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

CRAIG A. MYERS, :
Plaintiff :
: vs. : No. 03-376-CD
:

SHARON L. WARHOLIC, :
Defendant :
:

ORDER

NOW this 3 day of July, 2003, upon Plaintiff's Motion for Order
Directing Conference for Partition of Real Estate, it is hereby ORDERED and DECREED that
a conference shall be scheduled for July 24, 2003 at 2:00 P.m. in Courtroom
No. 2 of the Clearfield County Courthouse.

BY THE COURT

Judge



FILED

JUL 03 2003

William A. Shaw
Prothonotary

FILED

3cc

19:35 AM

JUL 03 2003

Atty Kubista

CS

William A. Shaw
Prothonotary

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

CRAIG A. MYERS, :
Plaintiff :
: vs. : No. 03-376-CD
: :
SHARON L. WARHOLIC, :
Defendant :
:

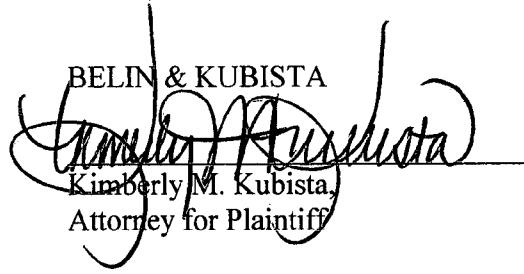
MOTION FOR ORDER DIRECTING
CONFERENCE FOR PARTITION OF REAL ESTATE

NOW COMES the Plaintiff, CRAIG A. MYERS, by and through his attorneys, Belin & Kubista and sets forth the following Motion for Order Directing Conference for Partition of Real Estate and in support thereof would aver as follows:

1. The Plaintiff filed a Complaint seeking partition of real property on March 17, 2003.
2. That Defendant filed an Answer to Plaintiff's Complaint on April 14, 2003.
3. That Plaintiff requests that a conference be scheduled before the Court to discuss the status of the matter as well as possibly appoint a master in partition.

WHEREFORE, Plaintiff moves Your Honorable Court to enter an Order directing that a conference be scheduled to discuss the appointment of a master in partition as well as to the status of this matter.

BELIN & KUBISTA


Kimberly M. Kubista,
Attorney for Plaintiff

BELEN & KUBISTA
ATTORNEYS AT LAW
15 NORTH FRONT STREET
P. O. BOX 1
CLEARFIELD, PENNSYLVANIA 16830

William A. Shaw
Prothomary
OCT 23 1963 300
JUL 01 1963 Alley Klobista

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

CRAIG A. MYERS,
Plaintiff

vs.

No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

CERTIFICATE OF SERVICE

File on behalf of
Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

JUL 07 2003

William A. Shaw
Prothonotary

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

CRAIG A. MYERS,
Plaintiff

vs.

No. 03-376-CD

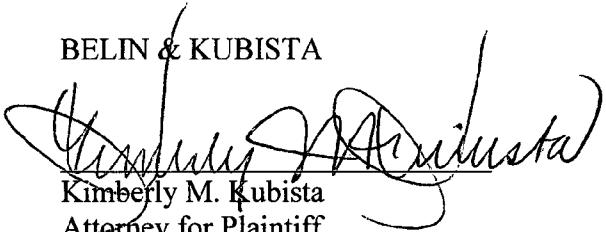
SHARON L. WARHOLIC,
Defendant

CERTIFICATE OF SERVICE

This is to certify that I have served a certified copy of Motion for Order Directing Conference for Partition of Real Estate in the above captioned matter by first-class, postage prepaid mail on the 3rd day of July, 2003 to the following:

Girard Kasubick, Esquire
611 Brisbin Street
Houtzdale, PA 16651

BELIN & KUBISTA


Kimberly M. Kubista
Attorney for Plaintiff

CLEARFIELD, PENNSYLVANIA 16830
P. O. BOX 1
15, NORTH FRONT STREET
ATTORNEYS AT LAW
BELIN & KUBISTA

William A. Shaw
Prothonotary

10:41 AM
JUL 07 2003
WPA

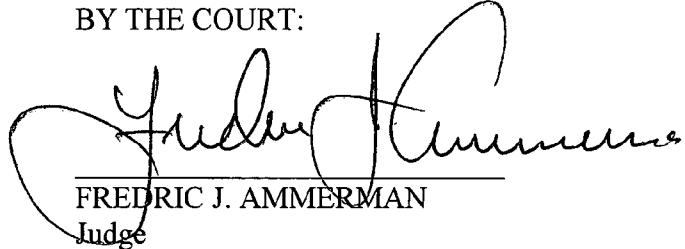
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

CRAIG A. MYERS :
vs. : No. 03-376-CD
SHARON L. WARHOLIC :

ORDER

AND NOW, this 18th day of July, 2003, it is the ORDER of the Court that Plaintiff's Motion for Order Directing Conference for Partition in the above matter has been rescheduled from July 24, 2003 to Wednesday, August 20, 2003 at 11:00 A.M. in Courtroom No. 2, Clearfield County Courthouse, Clearfield, PA.

BY THE COURT:



FREDRIC J. AMMERMAN
Judge

FILED

JUL 18 2003

William A. Shaw
Prothonotary

FILED *for*
2003
07/18/03
Amy Kubista w/service memo
JUL 18 2003

William A. Shaw
Prothonotary

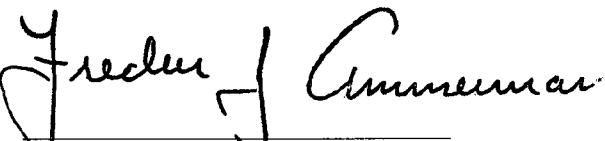
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

CRAIG A. MYERS :
vs. : No. 03-376-CD
SHARON L. WARHOLIC :

ORDER

AND NOW, this 16 day of August, 2003, it is the ORDER of the Court that Plaintiff's Motion for Order Directing Conference for Partition in the above matter has been rescheduled from August 20, 2003 to Thursday, September 18, 2003 at 2:00 P.M. in Courtroom No. 2, Clearfield County Courthouse, Clearfield, PA.

BY THE COURT:



FREDRIC J. AMMERMAN
Judge

FILED

AUG 06 2003

William A. Shaw
Prothonotary/Clerk of Courts

FILED
1:40-0701
AUG 06 2005
1cc Amy Kasubick
1cc Amy Kubista
William A. Shaw
Prothonotary/Clerk of Courts
cc

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

CRAIG A. MYERS, :
Plaintiff :
: :
vs. : No. 03-376-CD
: :
SHARON L. WARHOLIC, :
Defendant :
:

ORDER

NOW THIS 23 day of Sept., 2003 after conference in the above referenced partition action and upon agreement of the parties, the Defendant, Sharon L. Warholic, shall have thirty (30) days to determine whether she can refinance the current mortgage on the subject premises and pay the Plaintiff, Craig A. Myers, his share of the equity in the premises. Should the Defendant, Sharon L. Warholic, determine that she is unable to obtain appropriate refinancing, then either party may request that a hearing be scheduled before this Court on the partition action.

BY THE COURT



Judge

FILED

SEP 23 2003

William A. Shaw
Prothonotary/Clerk of Courts

FILED 2cc Atty Kabista
OCT 3 5 2003
SEP 23 2003
2cc Atty Kasabick
Erg
William A. Shaw

William A. Shaw
Prothonotary/Clerk of Courts

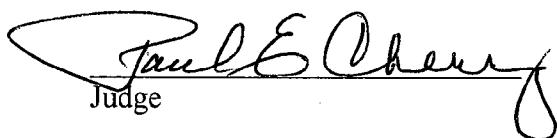
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

CRAIG A. MYERS :
:
vs. : No. 03-376-CD
:
SHARON L. WARHOLIC :

ORDER

AND NOW, this 19~~04~~ day of January, 2004, it is the ORDER of the Court that Hearing on Partition Action in the above matter has been scheduled for **Tuesday, February 3, 2004 at 9:00 A.M.**, in Courtroom No. 2, Clearfield County Courthouse, Clearfield, PA. Two (2) hours have been allotted for this matter.

BY THE COURT:


Judge

FILED

JAN 20 2004

William A. Shaw
Prothonotary/Clerk of Courts

FILED 1cc AAG Kubista
JAN 20 2004 1cc AAG Kubista
William A. Shaw
Prothonotary/Clerk of Courts
EAF

Q2

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

CRAIG A. MYERS, :
Plaintiff :
vs. : No. 03-376-CD
SHARON L. WARHOLIC, :
Defendant :
:

ORDER

NOW THIS 5th day of February 2004, upon agreement of the parties after hearing scheduled on the above referenced partition action, it is hereby ORDERED as follows:

1. That the parties' home located at 47 Private Drive, West Decatur, Pennsylvania shall be immediately listed with a realtor, preferably Reiter Realty of Philipsburg, or such other realtor who would agree to list the premises.
2. That each party shall have no more than fifteen (15) days to execute any documentation provided to them by the realtor.
3. That both parties shall cooperate with the realtor with any of the realtor's requests as well as cooperate in showing the home. Both parties shall have the right to be present during any showing by the realtor of the subject premises.
4. That should the Defendant, Sharon L Warholic, wish to purchase Plaintiff, Craig A. Myers, interest in the home after the home is listed with the realtor, she shall be under the obligation to pay any and all fees incurred with the realtor in order for her to make said purchase.

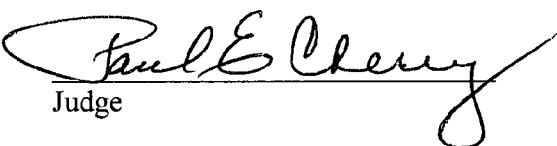
FILED

FEB 05 2004
0111401ms
William A. Shaw
Prothonotary/Clerk of Courts

2 CENTS TO KUBISIA
2 CENTS TO KASUBICK

5. At the time of the closing, any liens shall be paid off which encumber the premises with Plaintiff, Craig A. Myers, lien to Domestic Relations coming out of his share of the proceeds.

BY THE COURT



Paul E. Cherry
Judge

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

CRAIG A. MYERS, :
Plaintiff :
: :
vs. : No. 03-376-CD
: :
SHARON L. WARHOLIC, :
Defendant :
: :

PETITION FOR CONTEMPT

Filed on behalf of

Plaintiff/Petitioner

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

MAR 08 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

CRAIG A. MYERS, :
Plaintiff :
vs. : No. 03-376-CD
SHARON L. WARHOLIC, :
Defendant :
:

NOTICE

A Petition or Motion has been filed against you in Court. If you wish to defend against the claims set forth in the following pages, you must take action on or before April 23, 2004 by entering a written appearance personally or by attorney and filing (Rule Returnable) in writing with the Court your defenses or objections to the matter set forth against you. You are warned that if you fail to do so the case may proceed without you and an order may be entered against you by the Court without further notice for relief requested by the Petitioner or Movant. You may lose 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
Market & Second Streets
Clearfield, PA 16830
(814) 765-2641, Ext. 1300

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

CRAIG A. MYERS,
Plaintiff

vs. : No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

RULE

AND NOW, this 8th day of March, 2004 upon
consideration of the attached Petition, it is hereby ORDERED and DIRECTED that a rule be
issued upon Respondent to show cause why said Petition should not be granted.

Rule returnable and a hearing thereon the 23 day of April, 2004, at
10:00 A.m. at the Clearfield County Courthouse, Courtroom 2. 1/2 hour has been allotted
for this proceeding.

BY THE COURT


Judge

FILED

MAR 09 2004

William A. Shaw
Prothonotary

FILED

016-14583 Security Interest

MAR 09 2004

50
FBI

William A. Shaw
Prothonotary

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

CRAIG A. MYERS,
Plaintiff

vs. : No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

PETITION FOR CONTEMPT

NOW COMES the Petitioner, CRAIG A. MYERS, by and through his attorneys, Belin & Kubista, and sets forth the following Petition for Contempt and in support thereof would aver as follows:

1. That Petitioner is Craig A. Myers, Plaintiff in the above referenced matter.
2. That Respondent is Sharon L. Warholic, Defendant in the above referenced matter.

COUNT I – CONTEMPT

3. Paragraphs 1 and 2 are incorporated herein by reference as though set forth in full.
4. That Petitioner filed a Motion for Order Directing Partition of Real Estate to the above captioned matter.
5. That an Order was entered on February 5, 2004 wherein the parties agreed to place the real estate located at 47 Private Drive, West Decatur, Pennsylvania for sale with a realtor. A copy of said Order is attached hereto as Exhibit "A" and incorporated herein by reference as though set forth in full.

6. That pursuant to said Order, the parties were to execute the necessary documentation to place the real estate for sale within fifteen (15) days from the date of the Order.

7. That Petitioner executed the necessary documents in a timely manner; however, Respondent has failed to execute the documents.

8. That as a result of Respondent's failure to execute the document, she is in contempt of Order.

WHEREFORE, Petitioner requests Your Honorable Court to enter an Order finding Respondent in contempt and direct her to immediately execute the necessary documentation to place the real estate for sale.

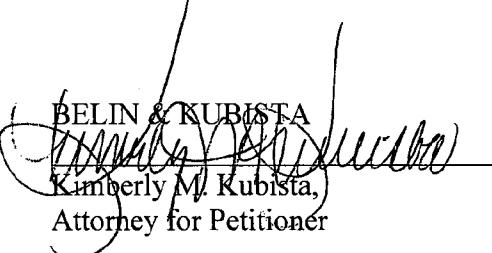
COUNT II – COUNSEL FEES, COSTS AND EXPENSES

9. Paragraphs 1 through 8 are incorporated herein by reference as though set forth in full.

10. That given Respondent's conduct, Petitioner has had to endure additional counsel fees to prepare a Petition and appear at a hearing.

11. That it is estimated that Petitioner will have \$750.00 in additional attorney's fees.

WHEREFORE, Petitioner requests Your Honorable Court to enter an Order directing that Respondent be made to pay reasonable counsel fees to Petitioner's counsel for her work in preparing this Petition for Contempt and attendance at the hearing in the amount of \$750.00.


BELIN & KUBISTA
Kimberly M. Kubista,
Attorney for Petitioner

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

Date

3/8/04


Craig A. Myers

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

CRAIG A. MYERS,
Plaintiff

vs.

SHARON L. WARHOLIC,
Defendant

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

No. 03-376-CD

FEB 05 2004

Attest.

William A. Ober
Prothonotary/
Clerk of Courts

ORDER

NOW THIS 5th day of February, 2004, upon agreement of the parties after
hearing scheduled on the above referenced partition action, it is hereby ORDERED as follows:

1. That the parties' home located at 47 Private Drive, West Decatur, Pennsylvania shall be immediately listed with a realtor, preferably Reiter Realty of Philipsburg, or such other realtor who would agree to list the premises.
2. That each party shall have no more than fifteen (15) days to execute any documentation provided to them by the realtor.
3. That both parties shall cooperate with the realtor with any of the realtor's requests as well as cooperate in showing the home. Both parties shall have the right to be present during any showing by the realtor of the subject premises.
4. That should the Defendant, Sharon L Warholic, wish to purchase Plaintiff, Craig A. Myers, interest in the home after the home is listed with the realtor, she shall be under the obligation to pay any and all fees incurred with the realtor in order for her to make said purchase.

EXHIBIT

tabbed

A

5. At the time of the closing, any liens shall be paid off which encumber the premises with Plaintiff, Craig A. Myers, lien to Domestic Relations coming out of his share of the proceeds.

BY THE COURT

/s/ Paul E. Cherry

Judge

CLEARFIELD, PENNSYLVANIA 16830
P. O. BOX 1
15 NORTH FRONT STREET
ATTORNEYS AT LAW
BELIN & KUBISTA

FILED
CLC:34481
MAR 08 2004
SAC
cc: Amy Kubista
William A. Straw
Prothonotary Clerk of Courts

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

CRAIG A. MYERS

vs.

: No. 03-376-CD

SHARON L. WARHOLIC

ORDER

AND NOW, this 10th day of March, 2004, it is the ORDER of the Court that argument on Plaintiff's Petition for Contempt in the above matter has been rescheduled from April 23, 2004 to Tuesday, May 4, 2004 at 1:30 P.M., in Courtroom No. 2, Clearfield County Courthouse, Clearfield, PA.

BY THE COURT:

Judge

FILED

MAR 10 2004

01122351wms

William A. Shaw

Prothonotary/Clerk of Courts

2 copies to Army Kushner
for rec.

EAS

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

CRAIG A. MYERS,
Plaintiff

vs. : No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

CERTIFICATE OF SERVICE

File on behalf of

Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

MAR 15 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

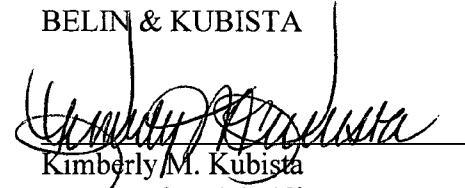
CRAIG A. MYERS, :
Plaintiff :
vs. : No. 03-376-CD
SHARON L. WARHOLIC, :
Defendant :
:

CERTIFICATE OF SERVICE

This is to certify that I have served a certified copy of Petition for Contempt in
the above captioned matter by first-class, postage prepaid mail on the 9th day of March, 2004
to the following:

Girard Kasubick, Esquire
611 Brisbin Street
Houtzdale, PA 16651

BELIN & KUBISTA


Kimberly M. Kubista
Attorney for Plaintiff

CLEARFIELD, PENNSYLVANIA 16830
P. O. BOX 1
15 NORTH FRONT STREET
ATTORNEYS AT LAW
BEELIN & KUBISTA

FILED NO
10-4085
MAR 15 2004
William A. Shaw
Prothonotary, Clerk of Courts

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

CRAIG A. MYERS,
Plaintiff

vs.

No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

CERTIFICATE OF SERVICE

File on behalf of

Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830
(814) 765-8972

FILED

MAR 15 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

CRAIG A. MYERS,
Plaintiff

vs. : No. 03-376-CD

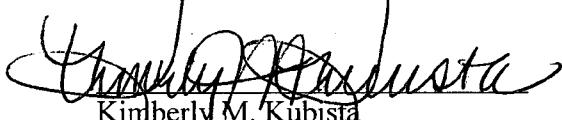
SHARON L. WARHOLIC,
Defendant

CERTIFICATE OF SERVICE

This is to certify that I have served a certified copy of Order rescheduling the argument on Plaintiff's Petition for Contempt in the above captioned matter by first-class, postage prepaid mail on the 10th day of March, 2004 to the following:

Girard Kasubick, Esquire
611 Brisbin Street
Houtzdale, PA 16651

BELIN & KUBISTA


Kimberly M. Kubista
Attorney for Plaintiff

CLERAFFIELD, PENNSYLVANIA 16830
P. O. BOX 1
15 NORTH FRONT STREET
ATTORNEYS AT LAW
BEELIN & KUBISTA

FILED
MCH 10 2004
MAR 15 2004
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FILED

MAY 06 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

CRAIG A. MYERS

:

VS.

: NO. 03-376-CD

SHARON L. WARHOLIC

:

O R D E R

NOW, this 4th day of May, 2004, this being the date set for hearing on Petition for Contempt; following discussion and testimony taken, the Court is satisfied that the Defendant is in contempt for failing to comply with the Court's Order of February 5, 2004. However, imposition of any sanctions with the exception of counsel fees is not warranted. It is the ORDER of this Court:

1. That Sharon L. Warholic shall immediately sign any and all listing documentation which was provided from Reiter Realty of Philipsburg, Pennsylvania, and provide the executed documents to counsel for Craig A. Myers prior to leaving this courthouse today;

2. In the event that the property is not sold by August 1, 2004, then both parties shall be equally responsible for payment of the 2002 and 2003 real estate taxes. Said payment is to be made by no later than August 31, 2004;

3. That counsel fees in the amount of Two Hundred Fifty (\$250.00) Dollars shall be paid to the Law Offices of Belin and Kubista by Sharon L. Warholic within forty-five (45)

days of today's date;

4. All terms and provisions of this Court's Order of February 5, 2004, not inconsistent herein shall remain in full force and effect.

BY THE COURT,

Paul E. Cherry
Judge

FILED

2cc

Amy Kasebick

Pls file
MAY 06 2004

2cc

William A. Shaw
Prothonotary/Clerk of Courts
Amy Kasebick

cc

cc

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

CRAIG A. MYERS, :
Plaintiff :
vs. : No. 03-376-CD
: :
SHARON L. WARHOLIC, :
Defendant :
:

**PETITION TO WITHDRAW AS
COUNSEL**

Filed on behalf of

Petitioner

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830

(814) 765-8972

FILED *acc*
7/25/05 *Att'y*
JUL 19 2005 *L. Kubista*
William A. Shaw
Prothonotary/Clerk of Courts
(60)

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

CRAIG A. MYERS,
Plaintiff

vs. : No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

RULE

NOW, this 20th day of July, 2005, upon
consideration of the attached Petition, a Rule is hereby issued upon Plaintiff, to show Cause why
the Petition should not be granted. Rule returnable thereon the 9th day of
August, 2005, for filing written response.

NOTICE

A Petition or Motion has been filed against you in Court. If you wish to defend against the
claims set forth in the following Petition by entering a written appearance personally or by attorney
and filing in writing with the Court your defenses or objections to the matter set forth against you.
You are warned that if you fail to do so the case may proceed without you and an order may be
entered against you by the Court without further notice for relief requested by the Petitioner or
Movant. You may lose 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
Market & Second Streets
Clearfield, PA 16830
(814) 765-2641, ext. 1300

FILED ^{2cc}
07/30/2005 Atty
JUL 20 2005 K. Kubista
William A. Shaw
Prothonotary/Clerk of Courts

BY THE COURT:
Paul E. Cleary
Judge

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

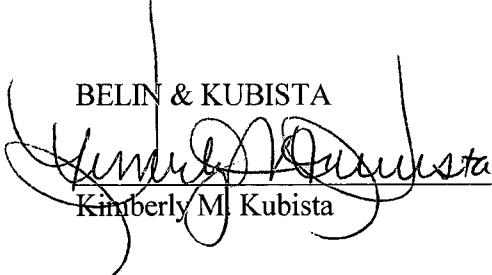
CRAIG A. MYERS, :
Plaintiff :
: vs. : No. 03-376-CD
: :
SHARON L. WARHOLIC, :
Defendant :
:

PETITION TO WITHDRAW AS COUNSEL

NOW COMES, the Petitioner, KIMBERLY M. KUBISTA, ESQUIRE in her representation of the Plaintiff in the above-captioned matter, and respectfully petitions the Court as follows:

1. That Petitioner was employed by Plaintiff to represent him in a partition action in the above set forth case.
2. That Petitioner no longer wishes to represent the Plaintiff in this action as Plaintiff has failed to render payment for past legal services rendered by Petitioner on his behalf.

WHEREFORE, Petitioner requests Your Honorable Court to direct that Petitioner be able to withdraw as counsel for Plaintiff.

BELIN & KUBISTA

Kimberly M. Kubista

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

CRAIG A. MYERS,
Plaintiff

vs.

No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

CERTIFICATE OF SERVICE

This is to certify that the undersigned has served a true and correct copy of Petition to Withdraw as Counsel in the above-captioned matter to the following parties by first-class, postage prepaid mail, on the 19 day of July, 2005:

Craig A. Myers
1682 State Street
Osceola Mills, PA 16666

BELIN & KUBISTA

Kimberly M. Kubista

CLARFIELD, PENNSYLVANIA 16830
P.O. BOX 1
15 NORTH FRONT STREET
ATTORNEYS AT LAW
BELIN & KUBISTA

RECEIVED
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JULY 19 2005

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

CRAIG A. MYERS,
Plaintiff

vs. : No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

CERTIFICATE OF SERVICE

Filed on behalf of

Petitioner

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
P.O. Box 1
Clearfield, PA 16830

(814) 765-8972

FILED NO
02:50 PM
JUL 21 2005

William A. Shaw
Prothonotary/Clerk of Courts

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

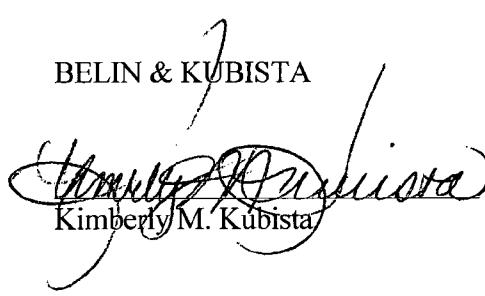
CRAIG A. MYERS, :
Plaintiff :
vs. : No. 03-376-CD
SHARON L. WARHOLIC, :
Defendant :
:

CERTIFICATE OF SERVICE

This is to certify that the undersigned has served a certified copy of Petition to Withdraw as Counsel in the above-captioned matter to the following parties by first-class, postage prepaid mail, on the 20th day of July, 2005:

Craig A. Myers
1682 State Street
Osceola Mills, PA 16666

BELIN & KUBISTA


Kimberly M. Kubista

CLEARFIELD, PENNSYLVANIA 16830
P. O. BOX 1
15 NORTH FRONT STREET
ATTORNEYS AT LAW
BEILIN & KUBISTA

JUL 21 2005

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

CRAIG A. MYERS,
Plaintiff

vs.

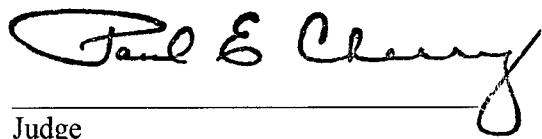
No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

ORDER

NOW THIS 11th day of August 2005, upon Petitioner's Petition to Withdraw as Counsel, it is hereby ORDERED and DIRECTED that said Petition is granted and that Petitioner, KIMBERLY M. KUBISTA, ESQUIRE, is permitted to withdraw her appearance of record for the Plaintiff in the above matter.

BY THE COURT,



Judge

FILED

0/3:01 pm

AUG 11 2005

(610)

cc K. Kubista Atty
G. Kasubick Atty

William A. Shaw
Prothonotary

FILED

AUG 11 2005

William A. Shaw
Prothonotary

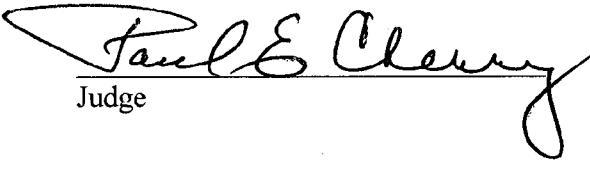
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CRAIG A. MYERS, :
Plaintiff :
: :
vs. : No. 03-376-CD
: :
SHARON L. WARHOLIC, :
Defendant : :
: :

ORDER

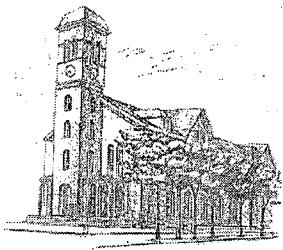
NOW THIS 21st day of October 2005, upon Petitioner's Petition to Withdraw as Counsel, it is hereby ORDERED and DIRECTED that said Petition is granted and that Petitioner, KIMBERLY M. KUBISTA, ESQUIRE, is permitted to withdraw her appearance of record for the Plaintiff in the above matter.

BY THE COURT,


Judge

FILED
014:00301
OCT 21 2005
3CC Atty K. Kubista
©

William A. Shaw
Prothonotary/Clerk of Courts



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

Date: September 19, 2005

Over the past several weeks, it has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

You are responsible for serving all appropriate parties.

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

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

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

CRAIG A. MYERS,
Plaintiff

vs.

No. 03-376-CD

SHARON L. WARHOLIC,
Defendant

PRAECIPE TO WITHDRAW
APPEARANCE

Filed on behalf of

Plaintiff

Counsel of Record for
this Party:

Kimberly M. Kubista
Attorney-At-Law
Pa. I.D. 52782

BELIN & KUBISTA
15 N. Front Street
Clearfield, PA 16830
(814) 765-8972

FILED 2cc
010-51644-A44
OCT 24 2005
K. Kubista

William A. Shaw
Prothonotary/Clerk of Courts

Copy to CIA

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

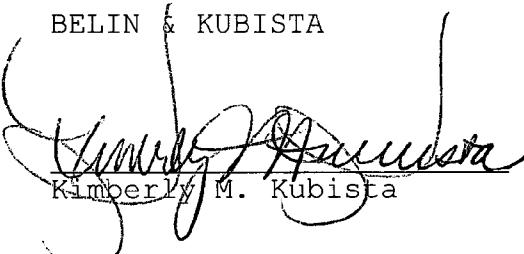
CRAIG A. MYERS, :
Plaintiff :
:
vs. : NO. 03-376-CD
:
SHARON L. WARHOLIC, :
Defendant :
:

PRAECIPE TO WITHDRAW APPEARANCE

TO THE PROTHONOTARY:

Please withdraw my appearance on behalf of the Plaintiff
in the above-captioned matter pursuant to Order dated October 21,
2005.

BELIN & KUBISTA


Kimberly M. Kubista

Date: 10-24-05

CLEARFIELD, PENNSYLVANIA 16830
P.O. BOX 1
15 NORTH FRONT STREET
ATTORNEYS AT LAW
BELIN & KUBISTA

OCT 24 2005

Richard A. Shaw
Prothonotary Clerk of Courts

F. CORTEZ BELL, III, ESQUIRE
DISTRICT COURT ADMINISTRATOR

SHARON S. WHIPPLE
DEPUTY COURT ADMINISTRATOR

PHONE: 814-765-2641 x 5010
FAX: 814-765-7649
EMAIL: fbell@clearfieldco.org



HON. FREDRIC J. AMMERMAN
PRESIDENT JUDGE

HON. PAUL E. CHERRY
JUDGE

OFFICE OF THE COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET STREET, SUITE 228
CLEARFIELD, PENNSYLVANIA 16830-2448

March 1, 2013

RE: 2003 - 376 - CD

Craig A. Myers
vs.
Sharon L. Warholic

To All Parties and Counsel:

Please be advised that the Court intends to terminate the above-captioned case without notice, because the Court records show that 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 to Proceed must be filed on or before May 1, 2013.

If you fail to file the required Statement of Intention to Proceed within the required time period, the case will be terminated.

Sincerely,

A handwritten signature in black ink that reads "F. Cortez Bell III".
F. Cortez Bell, III, Esquire
Court Administrator

ORIGINAL

FILED

MAR 08 2013
0/8/13
William A. Shaw
Prothonotary/Clerk of Courts

Court to
Over +

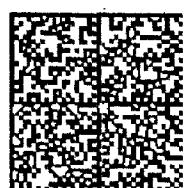
Det. Kaswala

William A. Shaw
Prothonotary/Clerk of Courts
PO Box 549
Clearfield, PA 16830

FILED

MAR 18 2013
13:34PM
William A. Shaw
Prothonotary/Clerk of Courts

Graig A. Myers
127 Dale Road
Philipsburg



Hasler

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03/08/2013
Mailed From 16830
US POSTAGE

XO
IN ADV. LIV.
S.P.

ATTN:ME

1352 DE 2 380 03/08/2013

PA 16830
William A. Shaw
Prothonotary/Clerk of Courts

BL: 16830024949 2013-01114-08-42

2003-376-CD

F. CORTEZ BELL, III, ESQUIRE
DISTRICT COURT ADMINISTRATOR

SHARON S. WHIPPLE
DEPUTY COURT ADMINISTRATOR

PHONE: 814-765-2641 x 5010
FAX: 814-765-7649
EMAIL: fbell@clearfieldco.org



HON. FREDRIC J. AMMERMAN
PRESIDENT JUDGE

HON. PAUL E. CHERRY
JUDGE

OFFICE OF THE COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET STREET, SUITE 228
CLEARFIELD, PENNSYLVANIA 16830-2448

March 1, 2013

RE: 2003-376-CD

Craig A. Myers
vs.
Sharon L. Warholic

To All Parties and Counsel:

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

MAR 08 2013

Attest.

William L. Bell
Prothonotary/
Clerk of Courts

Please be advised that the Court intends to terminate the above-captioned case without notice, because the Court records show that 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 to Proceed must be filed on or before May 1, 2013.

If you fail to file the required Statement of Intention to Proceed within the required time period, the case will be terminated.

Sincerely,

F. Cortez Bell, III, Esquire
Court Administrator