

03-421-CD
INPRO CORPORATION VS. TIMOTHY BEMBENIC, i/t/d/b/a
BEMBENIC CONSTRUCTION

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

INPRO CORPORATION,)
Plaintiff : No. 2003-421-C0
vs. :
TIMOTHY BEMBENIC, i/t/d/b/a :
BEMBENIC CONSTRUCTION,)
Defendant :
)

PRAECLIPSE

TO THE PROTHONOTARY:

No appeal having been timely filed from the judgment entered by District Justice Patrick N. Ford on November 25, 2002 in favor of Plaintiff and against Defendant in the amount of Two Thousand Four Hundred Thirty One Dollars and Fifty Seven Cents (\$2,431.57), please enter said judgment of record in the Court of Common Pleas of Clearfield County, Pennsylvania. A certified copy of the record of the proceeding before District Justice Patrick N. Ford is attached hereto.

LEE, MARTIN, GREEN & REITER, INC.

By:

Robert A. Mix, Esq., ID #16164
Attorney for Plaintiff
115 East High Street
Lock Drawer 179
Bellefonte, PA 16823
814-355-4769

FILED

MAR 24 2003

1000 = 1000

William A. Shaw

Prothonotary/Clerk of Courts

WORKE TO DREF

Section 10 of the Act

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORD
Address: **309 MAPLE AVENUE**
P.O. BOX 452
DUBOIS, PA
Telephone: **(814) 371-5321**

15801

PATRICK N. FORD
309 MAPLE AVENUE
P.O. BOX 452
DUBOIS, PA 15801

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: **INPRO CORPORATION** NAME and ADDRESS

115 EAST HIGH ST
P.O. BOX 179
BELLEFONTE, PA 16823

VS.

DEFENDANT: **BEMBENIC, TIMOTHY** NAME and ADDRESS

113 WILSON AVE
T/D/B/A BEMBENIC CONST.
DUBOIS, PA 15801

Docket No.: **CV-0000526-02**
Date Filed: **9/19/02**



2003-421-CO

THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **INPRO CORPORATION**

Judgment was entered against: (Name) **BEMBENIC, TIMOTHY**

in the amount of \$ **2,431.57** on: (Date of Judgment) **11/25/02**

Defendants are jointly and severally liable. (Date & Time) _____

Damages will be assessed on: _____

This case dismissed without prejudice. _____

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

Levy is stayed for _____ days or generally stayed. _____

Objection to levy has been filed and hearing will be held: _____

Amount of Judgment	\$ 2,359.07
Judgment Costs	\$ 72.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 2,431.57

Post Judgment Credits \$ _____

Post Judgment Costs \$ _____

=====

Certified Judgment Total \$ _____

Date:	Place:
Time:	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

11-25-02 Date Patrick N. Ford - PNF, District Justice

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

3-17-03 Date Patrick N. Ford, District Justice

My commission expires first Monday of January,

2006

SEAL

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

INPRO CORPORATION,)
Plaintiff : No.
)
vs. :
)
TIMOTHY BEMBENIC, i/t/d/b/a :
BEMBENIC CONSTRUCTION,)
Defendant :
)

NOTICE OF ENTRY OF JUDGMENT

To: Timothy Bembenic i/t/d/b/a
Bembenic Construction
113 Wilson Avenue
DuBois, PA 15801

Pursuant to Rule 236, you are hereby notified that a judgment has been entered against
you pursuant to the District Justice decision rendered in the above-captioned proceeding.



Prothonotary

Dated: MARCH 24, 2007

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Inpro Corporation
Plaintiff(s)

No.: 2003-00421-CD

Real Debt: \$2,431.57

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Timothy Bembenic
Defendant(s)

Entry: \$20.00

Instrument: District Justice Judgment

Date of Entry: March 24, 2003

Expires: March 24, 2008

Certified from the record this March 24, 2003

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

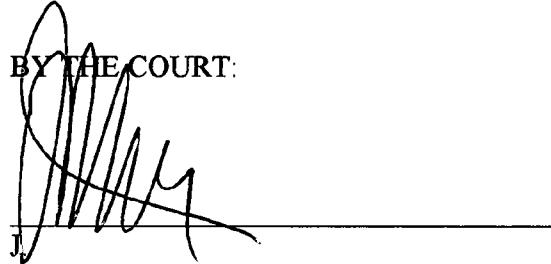
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

INPRO CORPORATION,)
Plaintiff : No. 2003-00421-CD
)
vs: :
)
TIMOTHY BEMBENIC, i/t/d/b/a :
BEMBENIC CONSTRUCTION, :
Defendant :
)

ORDER

AND NOW, this 23rd day of June, 2003, after
consideration of Plaintiff's Motion to Compel Discovery, Defendant is hereby Ordered to serve
Answers to Interrogatories in Aid of Execution on Plaintiff within 20 days of the date of
this Order.

BY THE COURT:



FILED

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William A. Shaw
Prothonotary

FILED

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William A. Shaw
Prothonotary

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

INPRO CORPORATION,)
Plaintiff : No. 2003-00421-CD
)
vs. :
)
TIMOTHY BEMBENIC, i/t/d/b/a :
BEMBENIC CONSTRUCTION, :
Defendant :
)

SCHEDULING ORDER

AND NOW, this _____ day of _____, 2003, argument/hearing is set for the
_____ day of _____, 2003, at _____ o'clock _____ M. in Courtroom
No. _____.

BY THE COURT

J.

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

INPRO CORPORATION,

Plaintiff

) No. 2003-00421-cd

vs.

TIMOTHY BEMBENIC, i/t/d/b/a

BEMBENIC CONSTRUCTION,

Defendant

FILED

JUN 20 2003

William A. Shaw
Prothonotary

MOTION TO COMPEL DISCOVERY

NOW COMES Plaintiff InPro Corporation by its attorneys, Lee, Martin, Green & Reiter, Inc., and respectfully represents:

1. On November 25, 2002, a judgment in favor of Plaintiff and against Defendant was entered in this civil action.
2. On March 26, 2003 Plaintiff served Interrogatories in Aid of Execution on Defendant. True and correct copies of said Interrogatories in Aid of Execution are attached hereto, incorporated herein and marked Exhibit "A".
3. To date of filing of this Motion to Compel Discovery, Defendant has not filed and served Answers to said Interrogatories in Aid of Execution, nor has it filed objections thereto.
4. To date of filing this Motion to Compel Discovery, Defendant Timothy Bembenic, i/t/d/b/a Bembenic Construction has not requested an extension of time for the filing and service of said Interrogatories in Aid of Execution, nor has an extension otherwise been granted.

5. Defendant has failed to serve timely Answers to said Interrogatories in Aid of Execution in accord with the Pennsylvania Rules of Civil Procedure No. 3117 and 4006.

WHEREFORE, Plaintiff respectfully requests Your Honorable Court to issue an Order compelling Defendant Timothy Bembenic, i/t/d/b/a Bembenic Construction to file and serve Answers to said Interrogatories in Aid of Execution within twenty days or such other period of time as the Court may deem appropriate.

LEE, MARTIN, GREEN & REITER, INC.



Robert A. Mix, Esquire
ID # 16164
Attorney for Plaintiff
115 East High Street
P.O. Box 179
Bellefonte, PA 16823
814-355-4769

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

INPRO CORPORATION,

Plaintiff

)
: No. 2003-00421-CD

vs.

TIMOTHY BEMBENIC, i/t/d/b/a
BEMBENIC CONSTRUCTION,

Defendant

)
:
)
:
)

INTERROGATORIES IN AID OF EXECUTION

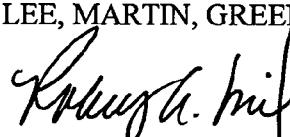
TO: Timothy Bembenic, i/t/d/b/a
Bembenic Construction

Pursuant to Pennsylvania Rules of Civil Procedure 4006, et seq., the Plaintiff by its attorneys, Lee, Martin, Green & Reiter, Inc., files upon Defendant Interrogatories and demands that it file full, complete and verified written answers thereto within thirty (30) days after the date of service hereof, pursuant to the Pennsylvania Rules of Civil Procedure No. 4006. In accordance with said Rule, any objections shall be signed by the attorney making them.

These Interrogatories are continuing and require supplement answers under oath if the Plaintiff, its attorney or representative, obtain any additional information requested in these Interrogatories prior to the time of trial.

LEE, MARTIN, GREEN & REITER, INC.:

By:


Robert A. Mix, Esquire
I.D. #16164
Attorney for Plaintiff
115 East High Street
P.O. Box 179
Bellefonte, PA 16823
814-355-4769

EXHIBIT

tabbed

A

INSTRUCTIONS FOR ANSWERING INTERROGATORIES

1. In accordance with Pa.R.C.P. No. 4005, original written Interrogatories have been served upon you to be answered by the party served or, if the party served is a public or private corporation or similar entity or a partnership or association, by any officer or agent, who shall furnish such information as is available to the party.
2. In accordance with Pa.R.C.P. No. 4006, written answers shall be inserted in the spaces provided in the Interrogatories. If there is insufficient space to answer any Interrogatory, the remainder of the answer shall follow on a supplemental sheet.
3. In accordance with Pa.R.C.P. No. 4006(b), a sufficient answer to such an Interrogatory shall be to specify the records from which the answer may be derived or ascertained.
4. Please return these original Interrogatories to our office with inserted answers.
5. For purposes of these Interrogatories, the following definitions shall apply:
 1. Document means any written, recorded or graphic matter, however produced or reproduced.
 2. Identify or identification when used in reference to an individual person means to state his name, present or last known address, present or last known position and business affiliation and his position and business affiliations at all times during the period covered by the complaint.
 3. Describe or identify when used in reference to a document means to state the type of document (for example, letter, memorandum, telegram, chart, etc.), the date, author, addresses title file and identifying number or symbol, and the name and address of its custodian. If any such documents are no longer in your possession or subject to your control, state what disposition was made of it or the date thereof.

1. REAL ESTATE: Do you have an ownership or interest in any real estate anywhere in the United States?

If so, set forth a brief description thereof, include the structure and lot size and type of construction; the volume and page number of the official record thereof; and whether you own it solely or together with any other person or persons and give their full names and addresses. If any of the above properties are mortgaged, supply the names and addresses of lenders, the date and amount of the mortgage, where it is recorded, the monthly payments and the balance now due.

ANSWER:

2. AGREEMENTS: State whether you have any agreements involving the purchase of any real estate anywhere in the United States. If so, state with whom this agreement is made, and state whether or not any persons are joined with you in the agreement. Supply full names and addresses of all parties concerned. If the said agreement is recorded, provide the state and county of recordation, volume and page numbers.

ANSWER:

3. MORTGAGES: State whether you own any mortgages against any real estate owned by another person in the United States. If so, state whether or not you own this mortgage with any other person or persons and, if so, supply their full name and address. State further the names and addresses of all borrowers and the state and county where said mortgage is recorded together with the number of the volume and the page number.

ANSWER:

4. DEBTS, NOTES & JUDGMENTS: State the names and addresses of any and all persons whom you believe owes you money and set forth in detail the amount of money owed, the terms of payment and whether or not you have written evidence of this indebtedness and, if so, give full details. If you hold a judgment or judgments as security for any of these debts, state where and when the judgment was recorded; and the county, number and term where the judgment is recorded. If you hold this judgment or judgments jointly with any other person or persons, give their name and address.

ANSWER:

5. **GOVERNMENT, MUNICIPAL OR CORPORATE BONDS:** State whether you own individually or jointly any corporate or governmental bonds. If so, include the face amount, serial numbers and maturity date and state the present location thereof. If you own any of these bonds jointly with any other person or persons, give their full name and address.

ANSWER:

6. **STOCKS, SHARES OR INTEREST:** State whether you own any stocks, shares or interest in any corporation or unincorporated association or partnership interest, limited or general, and state the location thereof. Include the names and addresses of the organizations and the serial numbers of the shares or stocks. If you own any of the stocks, shares or interest jointly with any other person or persons, give their name and address.

ANSWER:

7. ACCOUNTS: State whether you maintain any checking or savings accounts. If so, state the name and location of the banks or savings and loan association or building and loan association or credit union and the branch or branches thereof, the identification numbers of those accounts and the amount of assets you have in each account. If you maintain any of these jointly with any person, give their name and address.

ANSWER:

8. **SAFETY DEPOSIT BOXES:** State whether you maintain any safety deposit box or boxes. If so, include the name of the bank or banks, branch or branches and the identification number or other designation of the box or boxes. Include a full description of the contents and also the amount of cash among those contents. If you maintain any of these jointly with another person, give their full name and address.

ANSWER:

9. **TRANSFERRED ASSETS AND GIFTS:** If, since the date upon which the debt herein was first incurred to the Plaintiff herein, you have transferred any assets (real property, personal property, chose in action) to any person and/or if you have given any gift of any asset, including money, to any person, set forth in detail a description of the property, the type of transaction and the name and address of the transferee or recipient.

ANSWER:

10. **PERSONAL PROPERTY:** State whether you own any personal property. Include a full description of all furnishings and other items of personal property (including jewelry) with full description, value and present location. State also whether or not there are any encumbrances on that property and if so, the name and address of the encumbrance holder, the date of the encumbrance, the original amount of that encumbrance, the present balance of that encumbrance and the transaction which gave rise to the existence of the encumbrance. If you own any personal property jointly with any other person or persons, give their name and address.

ANSWER:

11. MOTOR VEHICLES: State whether you own any motor vehicles. Include a full description of such motor vehicles including color, model, title number, serial number and registration plate number. Also, show the exact name or names in which the motor vehicles are registered, the present value of those motor vehicles and their present location and place of regular storage, garaging or parking. State also whether there are any encumbrances on those motor vehicles and if so, the name and address of the encumbrance holder, the date of the encumbrance, the original amount of the encumbrance, the present balance of the encumbrance and the transaction which gave rise to the existence of the encumbrance.

ANSWER:

12. OTHER ASSETS: If you have any asset or assets which are not disclosed in the preceding Interrogatories, please set forth all details concerning those assets.

ANSWER:

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

INPRO CORPORATION,)
vs. Plaintiff : No. 2003-00421-CD
TIMOTHY BEMBENIC, i/t/d/b/a)
BEMBENIC CONSTRUCTION,)
Defendant :)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Interrogatories in Aid of Execution was deposited in the United States mail, postage prepaid, in Bellefonte, Pennsylvania, on the 26th day of March, 2003 addressed to the following:

Timothy Bembenic i/t/d/b/a
Bembenic Construction
113 Wilson Avenue
DuBois, PA 15801



Robert A. Mix

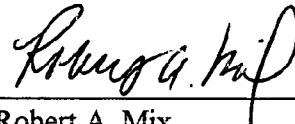
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CIVIL ACTION

INPRO CORPORATION,)
Plaintiff : No. 2003-00421-cd
vs.)
TIMOTHY BEMBENIC, i/t/d/b/a)
BEMBENIC CONSTRUCTION,)
Defendant)

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Compel Discovery and proposed Order were deposited in the United States mail, postage prepaid, in Bellefonte, Pennsylvania, on the 18th day of June, 2003 addressed to the following:

Timothy Bembenic i/t/d/b/a
Bembenic Construction
113 Wilson Avenue
DuBois, PA 15801



Robert A. Mix

FILED NO
M 11:16 AM
JUN 20 2003

William A. Shaw
Prothonotary