

03-443-CD
DELORES W. GINTER VS. BRENDA A. LINK

Date: 12/23/2003

Clearfield County Court of Common Pleas

User: BANDERSON

Time: 11:06 AM

ROA Report

Page 1 of 1

Case: 2003-00443-CD

Current Judge: Paul E. Cherry

Delores W. Ginter vs. Brenda A. Link

Civil Other

Date	Judge
03/27/2003	Filing: Praeclipe for Writ of Summons Paid by: Colavecchi, Joseph (attorney for Ginter, Delores W.) Receipt number: 1857710 Dated: 03/27/2003 Amount: \$85.00 (Check) 2 CC & 2 Writs to Atty. Colavecchi. No Judge ✓
04/21/2003	Filing: Civil Complaint Paid by: Joseph Colavecchi Receipt number: 1858887 Dated: 04/21/2003 Amount: \$85.00 (Check) 2 CC to Atty. No Judge ✓
06/03/2003	Praeclipe for Entry of Appearance for Defendant by James M. Horne, Esq. Certificate of Service of Entry of Appearance. No cc. No Judge ✓
06/09/2003	Sheriff Return, Papers served on Defendant(s). So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm No Judge ✓
06/17/2003	Answer With New Matter. filed by s/James M. Horne, Esquire Verification s/Brenda A. Link Certificate of Service no cc No Judge ✓
06/19/2003	Reply To New Matter. filed by s/Joseph Colavecchi, Esquire no cc No Judge ✓
06/25/2003	Certificate of Service, Defendant's Notice of Intent to Serve Subpoenas for Production of Documents and Things upon: Joseph Colavecchi, Esquire. Filed by s/James M. Horne, Esq. no cc No Judge ✓
	Certificate of Service, Defendant's First Set of Interrogatories and Request for Production of Documents and Defendant's Request For Production of Documents and Tangible Things Directed to Plaintiff (Set Two) upon: Joseph Colavecchi, Esquire filed by s/James M. Horne, Esq. no cc No Judge ✓
07/02/2003	Certificate Prerequisite To Service Of Subpoenas Pursuant To Rule 4009.22. filed by s/James M. Horne, Esquire no cc No Judge ✓
08/08/2003	Certificate of Service of Defendant's Notice of Taking Deposition of Plaintiff filed by Atty. Horne. No Judge ✓
09/23/2003	Certificate of Service, Defendant's Notice of Intent to Serve Subpoenas for Production of Documents and Things upon: JOSEPH COLAVECCHI, ESQ. filed by s/James M. Horne, Esquire no cc No Judge ✓
09/26/2003	Certificate Prerequisite to Service of Subpoenas and Certificate of Service. Filed by s/James M. Horne, Esquire no cc No Judge ✓
10/22/2003	Certificate of Readiness, filed by s/James M. Horne, Esq. Jury Trial requested. No CC copy to CA No Judge ✓
10/31/2003	Certificate of Service of Defendant's Notice of Intent to Serve Subpoena filed by Atty. Horne. No cc. No Judge ✓
11/05/2003	Certificate Prerequisite to Service of Subpoena filed by Atty. Horne. No cc. Praeclipe for Appearance on behalf of Plaintiff as co-counsel with Joseph Colavecchi filed by Atty. Sughrue. 1 CC to Atty. No Judge ✓
11/21/2003	Praeclipe To Discontinue, End and Settle. filed by, s/Joseph Colavecchi, Esquire no cc SETTLED, DISCONTINUED AND ENDED No Judge ✓
	No Judge

*** TRANSMISSION REPORT ***

Dec.22 '03 15:49

DATE	START	TIME	PARTNER	MODE	PAGE	RESULT
Dec.22	15:46	2'35	7172349307	G3	04	OK

*** ACTIVITY REPORT ***

Dec.23 '03 1:28

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DELORES W. GINTER,
Plaintiff
Vs.

BRENDA A. LINK,
Defendant

CIVIL DIVISION
No. 03 - 443 - CD

PRAECIPE FOR WRIT OF SUMMONS
Filed on Behalf of:

Plaintiff, DELORES W. GINTER
Counsel of Record for This
Party:

JOSEPH COLAVECCHI, ESQUIRE
Pa. I.D. #06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

FILED

MAR 27 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER, :
Plaintiff : No. 03 - - CD
:
Vs. :
:
BRENDA A. LINK, :
Defendant :
:

PRAECIPE FOR WRIT OF SUMMONS

TO: WILLIAM SHAW, PROTHONOTARY

Please issue a Writ of Summons directed to Brenda A. Link
residing at 292 Harmony Drive, Flinton, Pennsylvania 16640.

Respectfully submitted,


JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff
221 East Market Street
P.O. Box 131
Clearfield, PA 16830
814/765-1566

3/26/05

Date

— Lap over margin —

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
CIVIL DIVISION
No. 03 - CD

DELORES GINTER,

Plaintiff

vs.

BRENDA A. LINK,

Defendant

PRAECIPE FOR WRIT OF
SUMMONS

FILED

01/30/03
MAR 27 2003

2 cc & 2 Writs
to Atty Colavecchi
Atty pd. \$5.00

William A. Shaw
Prothonotary

COLAVECCHI
RYAN & COLAVECCHI

ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DELORES W. GINTER,

Plaintiff

vs.

BRENDA A. LINK,

Defendant

CIVIL DIVISION

No. 03 - 443 - CD

COMPLAINT

Filed on Behalf of:

Plaintiff, DELORES W. GINTER

Counsel of Record for This Party:

JOSEPH COLAVECCHI, ESQUIRE
Pa. I.D. #06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

APR 21 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER,

Plaintiff : No. 03 - 443 - CD

Vs.

BRENDA A. LINK,

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 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.

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P.O. BOX 131
CLEARFIELD, PA

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
Second and Market Streets
Clearfield, PA 16830
Phone 814/765-2641 Ex. 5982

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

DELORES W. GINTER, :
Plaintiff : No. 03 - 443 - CD
Vs. : JURY TRIAL DEMANDED
BRENDA A. LINK, :
Defendant :

COMPLAINT

1. Plaintiff is Delores W. Ginter an individual with a mailing address of P.O. Box 337, Coalport, Pennsylvania 16627.
2. Defendant is Brenda A. Link an individual residing at 292 Harmony Drive, Flinton, Pennsylvania 16640.
3. On August 4, 2001, Plaintiff was operating a motor vehicle in a northerly direction on SR 0053 in Coalport Borough, Clearfield County, Pennsylvania, at approximately 2:07 p.m.
4. On that same day, time and place, Defendant was operating a motor vehicle traveling south on SR 0053 in Coalport Borough, Clearfield County, Pennsylvania.
5. Defendant lost control of her vehicle and traveled across the double yellow lines and smashed into the vehicle being operated by Plaintiff.

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RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

6. Defendant's vehicle came to rest against the curb in the southbound lane of SR 0053 approximately 40 feet north of the point of the collision.

7. Plaintiff's vehicle came to rest in the southbound lane of SR 0053 facing in a southeasterly direction approximately 15 feet south of the point of collision.

8. The injuries and damages hereinafter set forth were caused solely by and were the direct and proximate result of the negligence of the Defendant in any or all of the following respects:

- a. In operating the vehicle at a high, dangerous and reckless speed under the circumstances;
- b. In failing to have the vehicle under proper control;
- c. In continuing to operate the vehicle in a direction toward Plaintiff's vehicle when its operator saw or in the exercise of reasonable diligence, should have seen that further operation in that direction would result in a collision;
- d. In that the driver was inattentive and failed to maintain a sharp lookout of the road and the surrounding traffic conditions;
- e. In driving on the wrong side of the highway;
- f. In crossing the divider lines which mark the center of the road;

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COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

g. In failing to maintain a reasonable look out for the presence of other motor vehicles on the road; and,

h. In failing to avoid hitting Plaintiff's vehicle when the Defendant saw or should have seen that Plaintiff's vehicle was on the road in full view of the Defendant.

9. Solely as a result of the negligence of the Defendant, Plaintiff sustained various injuries to her bones, muscles, tissues and ligaments, possible internal injuries, shock and injury to the nerves and nervous system.

10. As a result of the injuries as aforesaid, Plaintiff has sustained the following damages:

a. Said Plaintiff has suffered and will suffer great pain, suffering, inconvenience, embarrassment and mental anguish;

b. Said Plaintiff has been and will be required to expend sums of money for surgical and medical attention, hospitalization, medical supplies, medicines and attendant services; and,

c. Said Plaintiff's general health, strength and vitality have been impaired.

11. As a further result of the negligence of the Defendant as aforesaid, the said automobile of Plaintiff was damaged and Plaintiff has been obliged to have said motor vehicle repaired and was deprived of its use for some time and said motor vehicle has depreciated in value.

WHEREFORE, Plaintiff brings this action against Defendant to recovery damages in excess of the jurisdiction of the Board of Arbitrators of this Court and in excess of Twenty Thousand Dollars (\$20,000.00).



JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

VERIFICATION

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.

DeLores W. Ginter
DELORES W. GINTER

LAW OFFICES OF
COLAVECCHI
RYAN & COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

—Lap over margin—

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
CIVIL DIVISION
No. 03 - 433 - CD

DELORES W. GINTER,
Plaintiff

vs.

BRENDA A. LINK,
Defendant

COMPLAINT

NOTICE TO DEFENDANT:

YOU are hereby notified
that you are required to file
an Answer to the within Complaint
within twenty (20) days after
service upon you or judgment
may be entered against you.

Joseph Colavecchi
JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

COLAVECCHI
RYAN & COLAVECCHI

ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

FILED
O 3:49 PM 2003
APR 21 2003
William A. Shaw
Prothonotary

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

DELORES W. GINTER,

Plaintiff,

v.

BRENDA A. LINK,

Defendant.

: No. 03-443-C.D.

:
: TYPE OF PLEADING:
**PRAECLPSE FOR ENTRY
OF APPEARANCE**

:
: TYPE OF CASE: CIVIL
: FILED ON BEHALF OF:
DEFENDANT

:
: COUNSEL OF RECORD FOR
: FOR THIS PARTY:
: JAMES M. HORNE, ESQ.
: I.D. NO. 26908
: KATHERINE V. OLIVER, ESQ.
: I.D. NO. 77069
: McQUAIDE, BLASKO, SCHWARTZ,
: FLEMING & FAULKNER, INC.
: 811 University Drive
: State College, PA 16801
: PH# (814) 238-4926
: FAX#(814) 238-9624

FILED

JUN 03 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

PRAECIPE FOR ENTRY OF APPEARANCE

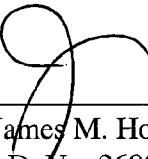
TO THE PROTHONOTARY:

Please enter our appearance on behalf of the Defendant, BRENDA A. LINK, in the
above-captioned matter.

We are authorized to accept service on her behalf.

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Dated: June 2, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of our Praeclipe for Entry of Appearance on behalf the Defendant, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 2nd day of June, 2003, to the attorney of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830
(814) 765-1566

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: _____

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

FILED *for copy of docket*
10:32 AM
JUN 03 2003

William A. Shaw
Prothonotary

In The Court of Common Pleas of Clearfield County, Pennsylvania

GINTER, DELORES W.

VS.

LINK, BRENDA A.

COMPLAINT

Sheriff Docket # 13981

03-443-CD

SHERIFF RETURNS

NOW APRIL 24, 2003 BOB KOLAR, SHERIFF OF CAMBRIA COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT ON BRENDA A. LINK, DEFENDANT.

NOW MAY 21, 2003 SERVED THE WITHIN COMPLAINT ON BRENDA A. LINK, DEFENDANT BY DEPUTIZING THE SHERIFF OF CAMBRIA COUNTY. THE RETURN OF SHERIFF KOLAR IS HERETO ATTACHED AND MADE A PART OF THIS RETURN.

Return Costs

Cost	Description
27.97	SHERIFF HAWKINS PAID BY: ATTY Ck# 6913
10.00	SURCHARGE PAID BY: ATTY Ck# 6914
64.20	CAMBRIA CO. SHFF PAID BY: ATTY.

Sworn to Before Me This

9th Day Of June 2003
W. A. Shaw

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

So Answers,

*Chester Hawkins
by Marlynn Harris*
Chester A. Hawkins
Sheriff

FILED
0191681
JUN 09 2003
EKL

William A. Shaw
Prothonotary

CASE # PLAINTIFF DEFENDANT
90128-03 GINTER, DELORES 03-443 LINK, BRENDA
DATE 5/21/03

AT 13:30 HRS. SERVED THE COMPLAINT WITH NOTICE TO DEFEND UPON BRENDA A. LINK BY HANDING A TRUE AND ATTESTED COPY THEREOF TO HER PERSONALLY AT 292 HARMONY DR. FLINTON, PA. AND MAKING CONTENTS THEREOF KNOWN TO HER. MY COSTS PAID BY ATTORNEY FOR PLAINTIFF.

SHERIFF COSTS 61.20
PROTHONOTARY 3.00
TOTAL COSTS 64.20

SO ANSWERS,

Bob Kolar

BOB KOLAR, SHERIFF
SWORN AND SUBSCRIBED TO BEFORE ME THIS 22ND DAY OF MAY, 03.
PROTHONOTARY Patty Berkile

C A M B R I A C O U N T Y

CHARTER

5/22/03

JOSEPH COLAVECCHI, ESQ.
PO BOX 131

CLEARFIELD PA 16830-0000

BOB KOLAR, SHERIFF
CAMBRIA COUNTY
PENNSYLVANIA

STATEMENT

BOB KOLAR, SHERIFF
SHERIFF, CAMBRIA COUNTY, PA

LINK, BRENDA

JOSEPH COLAVECCHI, ESQ.
PO BOX 131

CLEARFIELD, PA 16830

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

DELORES W. GINTER,

: No. 03-443-C.D.

Plaintiff,

: TYPE OF PLEADING:
ANSWER WITH NEW
MATTER

v.

BRENDA A. LINK,

: TYPE OF CASE: CIVIL
FILED ON BEHALF OF:
DEFENDANT

Defendant.

: COUNSEL OF RECORD FOR
FOR THIS PARTY:
JAMES M. HORNE, ESQ.
I.D. NO. 26908
KATHERINE V. OLIVER, ESQ.
I.D. NO. 77069
McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.
811 University Drive
State College, PA 16801
PH# (814) 238-4926
FAX#(814) 238-9624

FILED

JUN 17 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

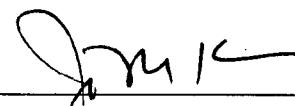
NOTICE TO PLEAD

TO: Delores W. Ginter
% Joseph Colavecchi, Esquire

YOU ARE HEREBY notified to plead to the within New Matter within twenty (20) days
from the date of service hereof or a default judgment may be entered against you.

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Dated: June 16, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

DEFENDANT'S ANSWER WITH NEW MATTER

1. Upon information and belief, the allegations of paragraph 1 are admitted.
2. Admitted.
3. Admitted, except the allegation that Plaintiff was traveling northbound. To the contrary, Plaintiff was traveling southbound.
4. Admitted, except the allegation that Defendant was traveling southbound. To the contrary, Defendant was traveling northbound.
5. It is admitted only that contact occurred between the two vehicles at or about the date, time and place alleged. The balance of the allegations of paragraph 5 are denied.
6. – 7. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraphs 6 and 7. The same are therefore denied and strict proof thereof demanded.
- 8(a) – (h). Denied, pursuant to Pa.P.C.P. 1029(e).
9. – 11. After reasonable investigation, Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments of paragraphs 9 through 11, inclusive.

The same are therefore denied and strict proof thereof demanded.

WHEREFORE, Defendant requests that Plaintiff's Complaint be dismissed, with prejudice and costs of suit.

NEW MATTER

12. Defendant hereby asserts and raises all those defenses and/or limitations on damages available to her by reason of the terms and provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law, as amended.

13. To the extent Plaintiff incurred medical expenses and the same were paid or are payable under a policy of insurance, the same may not be pled, proven or recovered in the instant action.

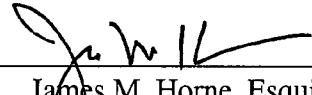
14. To the extent Plaintiff was insured under a policy of insurance bearing the limited tort option, Plaintiff's claims are barred or reduced accordingly.

WHEREFORE, Defendant requests that Plaintiff's Complaint be dismissed, with prejudice and costs of suit.

Respectfully submitted,

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

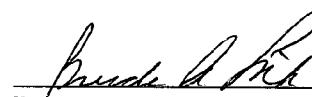
Dated: June 16, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926
Attorneys for Defendant

VERIFICATION

The undersigned verifies that she is authorized to make this Verification on her own behalf, and that the statements made in the foregoing Answer with New Matter of Defendant Brenda A. Link, are true and correct to the best of her knowledge, information and belief. The undersigned understand that false statements herein are subject to the penalties of 18 Pa. C.S.A. § 4904, related to unsworn falsification to authority.



BRENDA A. LINK

Dated: 6 - 13, 2003

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

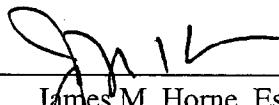
DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Answer with New Matter, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 16th day of June, 2003, to the attorney of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830
(814) 765-1566

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

FILED

311-0000
JUN 17 2003

cc

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DELORES W. GINTER,

Plaintiff

Vs.

BRENDA A. LINK,

Defendant

CIVIL DIVISION

No. 03 - 443 - CD

REPLY TO NEW MATTER

Filed on Behalf of:

Plaintiff, DELORES W. GINTER

Counsel of Record for This
Party:

JOSEPH COLAVECCHI, ESQUIRE
Pa. I.D. #06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

FILED

JUN 19 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER,

Plaintiff : No. 03 - 443 - CD

VS.

BRENDA A. LINK,

Defendant :

REPLY TO NEW MATTER

NOW COMES, Delores W. Ginter, who, through her attorney, Joseph Colavecchi, Esquire, files her Reply to the New Matter of the Defendant and respectfully avers as follows:

12. This is a statement of the law and does not require a reply.

13. This is a statement of the law and does not require a reply.

14. This is a statement of the law and does not require a reply.

WHEREFORE, Plaintiff asks that the Answer and New Matter of the Defendant be dismissed and that judgment be entered in favor of Plaintiff, together with interest and costs.

Respectfully submitted,


JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

—Lap over margin—

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
CIVIL DIVISION
No. 03 - 443 - CD

DELORES W. GINTER, Plaintiff

vs.

BRENDA A. LINK,
Defendant

REPLY TO NEW MATTER

FILED

0 2:54 AM NO 2
JUN 19 2003
ES

William A. Shaw
Prothonotary

COLAVECCHI
RYAN & COLAVECCHI

ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA 16830

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

DELORES W. GINTER, : No. 03-443-C.D.
Plaintiff, : TYPE OF PLEADING:
: CERTIFICATE OF SERVICE
v. :
BRENDA A. LINK, : TYPE OF CASE: CIVIL
Defendant. : FILED ON BEHALF OF:
: DEFENDANT
: COUNSEL OF RECORD FOR
: FOR THIS PARTY:
: JAMES M. HORNE, ESQ.
: I.D. NO. 26908
: KATHERINE V. OLIVER, ESQ.
: I.D. NO. 77069
: McQUAIDE, BLASKO, SCHWARTZ,
: FLEMING & FAULKNER, INC.
: 811 University Drive
: State College, PA 16801
: PH# (814) 238-4926
: FAX#(814) 238-9624

FILED

JUN 25 2003

William A. Shaw
Prothonotary

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

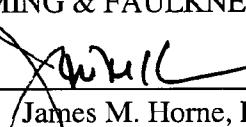
DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Notice of Intent to Serve Subpoenas for Production of Documents and Things in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 24th day of June, 2003, to the attorneys/parties of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

FILED

1:21-BT-NO-CC
JUN 25 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER,

: No. 03-443-C.D.

Plaintiff,

: TYPE OF PLEADING:
CERTIFICATE OF SERVICE

v.

BRENDA A. LINK,

: TYPE OF CASE: CIVIL
FILED ON BEHALF OF:
DEFENDANT

Defendant.

: COUNSEL OF RECORD FOR
FOR THIS PARTY:
JAMES M. HORNE, ESQ.
I.D. NO. 26908
KATHERINE V. OLIVER, ESQ.
I.D. NO. 77069
McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.
811 University Drive
State College, PA 16801
PH# (814) 238-4926
FAX#(814) 238-9624

FILED

JUN 25 2003

William A. Shaw
Prothonotary

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

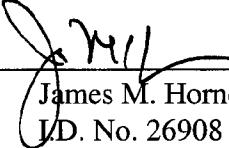
DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's First Set of Interrogatories and Request for Production of Documents, and Defendant's Request For Production of Documents and Tangible Things Directed to Plaintiff (Set Two) in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 24th day of June, 2003, to the attorneys/parties of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire
JD. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

FILED

M 1:21 AM NO 00

JUN 25 2003

WAS
WAS

William A. Shaw
Prothonotary

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

DELORES W. GINTER, : No. 03-443-C.D.
Plaintiff, :
: TYPE OF PLEADING:
: Certificate Prerequisite to Service
: of Subpoenas
v.
BRENDA A. LINK, :
Defendant. : TYPE OF CASE: CIVIL
: FILED ON BEHALF OF:
: DEFENDANT
:
: COUNSEL OF RECORD FOR
: FOR THIS PARTY:
: JAMES M. HORNE, ESQ.
: I.D. NO. 26908
: KATHERINE V. OLIVER, ESQ.
: I.D. NO. 77069
: McQUAIDE, BLASKO, SCHWARTZ,
: FLEMING & FAULKNER, INC..
: 811 University Drive
: State College, PA 16801
: PH# (814) 238-4926
: FAX#(814) 238-9624

FILED

JUL 02 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

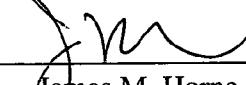
CERTIFICATE
PREREQUISITE TO SERVICE OF SUBPOENAS
PURSUANT TO RULE 4009.22

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- 1) a notice of intent to serve the subpoenas with a copy of the subpoenas attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoenas are sought to be served,
- 2) a copy of the notice of intent, including the proposed subpoenas, is attached to this certificate,
- 3) Plaintiff's counsel, by letter dated June 25, 2003, has waived the 20-day objection period,
- 4) the subpoenas which will be served are identical to the subpoenas which are attached to the notice of intent to serve the subpoenas.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: June 30, 2003

By: 

James M. Horne, Esquire

J.D. No. 26908

Attorney for Defendant

811 University Drive

State College, PA 16801-6699

(814) 238-4926

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

DELORES W. GINTER,

Plaintiff : No. 03-443-C.D.

v.

BRENDA A. LINK,

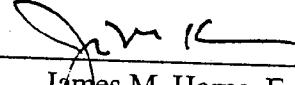
Defendant :

NOTICE OF INTENT TO SERVE SUBPOENAS TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21

Defendant intends to serve subpoenas identical to those attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoenas. If no objection is made, the subpoenas may be served.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: June 9, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801-6699
(814) 238-4926

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Michael-Gerard Moncman, D.O., MSc, FACOS
Central PA Neurosurgical Associates, Ltd.
1701 12th Avenue, Suite F
Altoona, PA 16602*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER,

Plaintiff, : No. 03-443-C.D.
v.

BRENDA A. LINK,

Defendant. :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Blair Orthopedic Associates & Sports Medicine*
P.O. Box 30
Altoona, PA 16603-0030

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, Plaintiff : No. 03-443-C.D.
v. :
BRENDA A. LINK, Defendant :
Defendant :
:

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *PennCare P.T.*
P.O. Box 207
Coalport, PA 16627

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, : Plaintiff, : No. 03-443-C.D.
v. : :
BRENDA A. LINK, : Defendant, :
:

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Altoona Hospital
620 Howard Avenue
Altoona, PA 16601*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID#: *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Johannes Schokker, M.D.
Lexington Surgical Assoc., Inc.
Intowne Square
1701 12th Avenue
Altoona, PA 16601*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER,

Plaintiff : No. 03-443-C.D.

v.

BRENDA A. LINK,

Defendant :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Mainline Medical Assoc.
Gregory Sweeney, M.D.
501 Howard Avenue, Suite A107
Altoona, PA 16601*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID#: *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v.
: :
BRENDA A. LINK, :
Defendant. :
:

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Glendale Medical Center
P.O. Box 375
Main Street
Coalport, PA 16627*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Blair Medical Associates
1414 Eighth Avenue
Altoona, PA 16602-2496*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, : Plaintiff, : No. 03-443-C.D.
v. : :
BRENDA A. LINK, : Defendant. :
v.

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Altoona Pain Management
620 Howard Avenue
Altoona, PA 16601*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, Plaintiff, v. No. 03-443-C.D.
BRENDA A. LINK, Defendant.

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO:

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID# *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated:

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

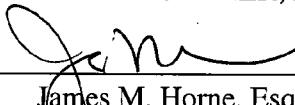
DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Certificate Prerequisite to Service of Subpoenas in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 16th day of July, 2003, to the attorneys/parties of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

FILED

115 BY NO
JUL 02 2003 CC

William A. Shaw
Prothonotary

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

DELORES W. GINTER,

: No. 03-443-C.D.

Plaintiff,

: TYPE OF PLEADING:
CERTIFICATE OF SERVICE

v.

BRENDA A. LINK,

: TYPE OF CASE: CIVIL
: FILED ON BEHALF OF:
DEFENDANT

Defendant.

: COUNSEL OF RECORD FOR
: FOR THIS PARTY:
: JAMES M. HORNE, ESQ.
: I.D. NO. 26908
: KATHERINE V. OLIVER, ESQ.
: I.D. NO. 77069
: McQUAIDE, BLASKO, SCHWARTZ,
: FLEMING & FAULKNER, INC.
: 811 University Drive
: State College, PA 16801
: PH# (814) 238-4926
: FAX#(814) 238-9624

FILED

AUG 08 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Notice of Taking Deposition of Plaintiff, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 17 day of August, 2003, to the attorney of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830
(814) 765-1566

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: Katherine V. Oliver

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

DELORES W. GINTER,

: No. 03-443-C.D.

Plaintiff,

: TYPE OF PLEADING:
CERTIFICATE OF SERVICE

v.

BRENDA A. LINK,

: TYPE OF CASE: CIVIL
: FILED ON BEHALF OF:
DEFENDANT

Defendant.

: COUNSEL OF RECORD FOR
: FOR THIS PARTY:
: JAMES M. HORNE, ESQ.
: I.D. NO. 26908
: KATHERINE V. OLIVER, ESQ.
: I.D. NO. 77069
: McQUAIDE, BLASKO, SCHWARTZ,
: FLEMING & FAULKNER, INC.
: 811 University Drive
: State College, PA 16801
: PH# (814) 238-4926
: FAX#(814) 238-9624

FILED

SEP 23 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

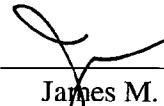
DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Notice of Intent to Serve Subpoenas for Production of Documents and Things in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 27 day of September, 2003, to the attorneys/parties of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

DELORES W. GINTER,

: No. 03-443-C.D.

Plaintiff,

: TYPE OF PLEADING:

: **Certificate Prerequisite to Service of
Subpoenas and Certificate of Service**

v.

BRENDA A. LINK,

: TYPE OF CASE: CIVIL

Defendant.

: FILED ON BEHALF OF:

: **DEFENDANT**

: COUNSEL OF RECORD FOR

: FOR THIS PARTY:

: JAMES M. HORNE, ESQ.

: I.D. NO. 26908

: KATHERINE V. OLIVER, ESQ.

: I.D. NO. 77069

: McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

: 811 University Drive

: State College, PA 16801

: PH# (814) 238-4926

: FAX#(814) 238-9624

FILED NO
11:39 AM CC
SEP 26 2003
OKD
William A. Shaw
Prothonotary/Clerk of Courts

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

DELORES W. GINTER,	:	
	:	No. 03-443-C.D.
Plaintiff,	:	
	:	
v.	:	
	:	
BRENDA A. LINK,	:	
	:	
Defendant.	:	

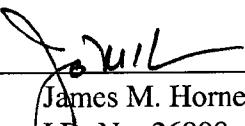
CERTIFICATE
PREREQUISITE TO SERVICE OF SUBPOENAS
PURSUANT TO RULE 4009.22

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- 1) a notice of intent to serve the subpoenas with a copy of the subpoenas attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoenas are sought to be served,
- 2) a copy of the notice of intent, including the proposed subpoenas, is attached to this certificate,
- 3) by correspondence dated September 23, 2003, Plaintiff's counsel has waived the 20-day objection period,
- 4) the subpoenas which will be served are identical to the subpoenas which are attached to the notice of intent to serve the subpoenas.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: September 23, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
Attorney for Defendant
811 University Drive
State College, PA 16801-6699
(814) 238-4926

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

NOTICE OF INTENT TO SERVE SUBPOENAS TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21

Defendant intends to serve subpoenas identical to those attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoenas. If no objection is made, the subpoenas may be served.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: 9/22/03

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801-6699
(814) 238-4926

Attorneys for Defendant

COPY

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Alan J. Kivitz, M.D.
1125 Old Route 220N
Duncansville, PA 16635*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID#: *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

COPY

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22

TO: *Leyo's Pharmacy*
North Main Street
P.O. Box 397
Coalport, PA 16627

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all pharmacy records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID#: *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Certificate Prerequisite to Service of Subpoenas in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 25th day of September, 2003, to the attorneys/parties of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: J. M. L.

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

DELORES W. GINTER,

: No. 03-443-C.D.

Plaintiff,

: TYPE OF PLEADING:
CERTIFICATE OF READINESS

v.

BRENDA A. LINK,

: TYPE OF CASE: CIVIL
: FILED ON BEHALF OF:
DEFENDANT

Defendant.

: COUNSEL OF RECORD FOR
: FOR THIS PARTY:
: JAMES M. HORNE, ESQ.
: I.D. NO. 26908
: KATHERINE V. OLIVER, ESQ.
: I.D. NO. 77069
: McQUAIDE, BLASKO, SCHWARTZ,
: FLEMING & FAULKNER, INC.
: 811 University Drive
: State College, PA 16801
: PH# (814) 238-4926
: FAX#(814) 238-9624

FILED

OCT 22 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

DELORES W. GINTER,

: No. 03-443-C.D.

Plaintiff,

: TYPE OF PLEADING:
CERTIFICATE OF READINESS

v.

BRENDA A. LINK,

: TYPE OF CASE: CIVIL
FILED ON BEHALF OF:
DEFENDANT

Defendant.

: COUNSEL OF RECORD FOR
FOR THIS PARTY:
JAMES M. HORNE, ESQ.
I.D. NO. 26908
KATHERINE V. OLIVER, ESQ.
I.D. NO. 77069
McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.
811 University Drive
State College, PA 16801
PH# (814) 238-4926
FAX#(814) 238-9624

FILED

OCT 22 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF READINESS

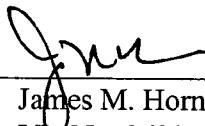
The undersigned hereby certifies:

1. This matter has been at issue more than twenty (20) days.
2. All pre-trial discovery is completed.
3. There are no pending pre-trial motions.
4. This case is not subject to compulsory arbitration or has been appealed therefrom.
5. This matter is to be heard by a jury.

Respectfully submitted,

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Dated: October 21, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

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

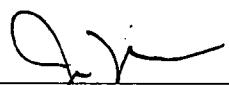
DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Certificate of Readiness, in the above-captioned matter was mailed by U.S. 1st Class Mail, postage prepaid, on this 21st day of October, 2003, to the attorney of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830
(814) 765-1566

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire
I. D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

FILED No cc
M) 11888
OCT 22 2003 copy to CJA
SAC
William A. Shaw
Prothonotary/Clerk of Courts

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

DELORES W. GINTER,

: No. 03-443-C.D.

Plaintiff,

: TYPE OF PLEADING:
CERTIFICATE OF SERVICE

v.

BRENDA A. LINK,

: TYPE OF CASE: CIVIL
: FILED ON BEHALF OF:
DEFENDANT

Defendant.

: COUNSEL OF RECORD FOR
: FOR THIS PARTY:
: JAMES M. HORNE, ESQ.
: I.D. NO. 26908
: KATHERINE V. OLIVER, ESQ.
: I.D. NO. 77069
: McQUAIDE, BLASKO, SCHWARTZ,
: FLEMING & FAULKNER, INC.
: 811 University Drive
: State College, PA 16801
: PH# (814) 238-4926
: FAX#(814) 238-9624

FILED

OCT 31 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Notice of Intent to Serve Subpoena for Production of Documents and Things in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 21 day of October, 2003, to the attorneys/parties of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

William A. Shaw
Prothonotary

OCT 3 1 2003

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FILED

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

DELORES W. GINTER, : No. 03-443-C.D.
Plaintiff, :
: TYPE OF PLEADING:
: Certificate Prerequisite to Service
: of Subpoena
v. :
: TYPE OF CASE: CIVIL
BRENDA A. LINK, : FILED ON BEHALF OF:
Defendant. : DEFENDANT
: COUNSEL OF RECORD FOR
: FOR THIS PARTY:
: JAMES M. HORNE, ESQ.
: I.D. NO. 26908
: KATHERINE V. OLIVER, ESQ.
: I.D. NO. 77069
: McQUAIDE, BLASKO, SCHWARTZ,
: FLEMING & FAULKNER, INC.
: 811 University Drive
: State College, PA 16801
: PH# (814) 238-4926
: FAX#(814) 238-9624

9

FILED

NOV 05 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

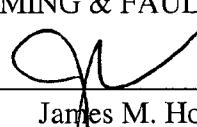
CERTIFICATE
PREREQUISITE TO SERVICE OF SUBPOENAS
PURSUANT TO RULE 4009.22

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

- 1) a notice of intent to serve the subpoenas with a copy of the subpoenas attached thereto was mailed or delivered to each party at least twenty days prior to the date on which the subpoenas are sought to be served,
- 2) a copy of the notice of intent, including the proposed subpoenas, is attached to this certificate,
- 3) by correspondence dated October 31, 2003, Plaintiff's counsel has waived the 20-day objection period,
- 4) the subpoenas which will be served are identical to the subpoenas which are attached to the notice of intent to serve the subpoenas.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: November 4, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
Attorney for Defendant
811 University Drive
State College, PA 16801-6699
(814) 238-4926

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

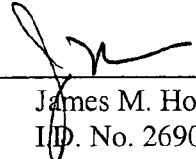
DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

**NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21**

Defendant intends to serve a subpoena identical to those attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made, the subpoena may be served.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: October 25, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801-6699
(814) 238-4926

Attorneys for Defendant

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

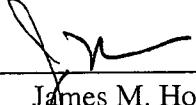
DELORES W. GINTER, :
: No. 03-443-C.D.
Plaintiff, :
: v.
: :
BRENDA A. LINK, :
: Defendant. :

NOTICE OF INTENT TO SERVE SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO RULE 4009.21

Defendant intends to serve a subpoena identical to those attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made, the subpoena may be served.

MCQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

Date: October 29, 2003

By: 

James M. Horne, Esquire
I.D. No. 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801-6699
(814) 238-4926

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

COPY

DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
: :
BRENDA A. LINK, :
Defendant. :
:

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: *Philipsburg Hospital*

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: *a true and correct copy of any and all medical records in your possession pertaining to Delores W. Ginter, SS#174-28-2216; Date of Birth: 12/22/33.*

at: *McQuaide Blasko Law Offices, 811 University Drive, State College, PA 16801*

You may deliver or mail legible copies of the documents or produce things by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek, in advance, the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court ordering compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: *James M. Horne, Esquire*
ADDRESS: *811 University Drive, State College, PA 16801*
TELEPHONE: *(814) 238-4926*
SUPREME CT ID#: *26908*
ATTORNEY FOR: *Defendant*

BY THE COURT:

William Shaw, Prothonotary/Clerk
Civil Division
[Seal of the Court]

Dated: _____

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

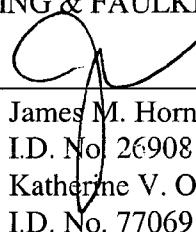
DELORES W. GINTER, :
Plaintiff, : No. 03-443-C.D.
v. :
BRENDA A. LINK, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of Defendant's Certificate Prerequisite to Service of Subpoena for Production of Documents and Things in the above-referenced matter was mailed by U.S. First Class Mail, postage paid, this 4th day of November, 2003, to the attorneys/parties of record:

Joseph Colavecchi, Esquire
Colavecchi, Ryan Colavecchi
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

McQUAIDE, BLASKO, SCHWARTZ,
FLEMING & FAULKNER, INC.

By: 

James M. Horne, Esquire
I.D. No 26908
Katherine V. Oliver, Esquire
I.D. No. 77069
811 University Drive
State College, PA 16801
(814) 238-4926

Attorneys for Defendant

FILED
NOV 6 2003
NO 03-00150

William A. Shaw
Prothonotary/Clerk of Courts

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

DELORES W. GINTER,

*

*

Plaintiff

*

vs.

No. 03- 443 -C.D.

*

*

BRENDA A. LINK,

Defendant

*

*

Type of Case: CIVIL

*

Type of Pleading: PRAECIPE FOR
APPEARANCE

*

Filed on Behalf of: PLAINTIFF

*

Counsel of Record for this Party:

John Sughrue, Esquire

*

Attorney I. D. No. 01037

*

23 North Second Street

*

Clearfield, PA 16830

*

Phone: (814) 765-1704

*

Fax: (814) 765-6959

*

Joseph Colavecchi, Esq.

*

Attorney I.D. No.

*

221 E. Market St.

*

PO Box 313

*

Clearfield, PA 16830

*

Phone: (814) 765-1566

*

Fax: (814) 7654870

*

Other Counsel of Record:

James M. Horne, Esq.

*

ID No. 26908; and

*

Katherine V. Oliver, Esq.

*

ID No. 77069

*

McQuaide, Blasko, Schwartz,

*

Flemming & Faulkner, Inc.

*

811 University Drive

*

State College, PA 16801

*

Phone: (814) 238-4926

*

Fax:(814) 238-9624

*

FILED

NOV 05 2003

William A. Shaw
Prothonotary

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

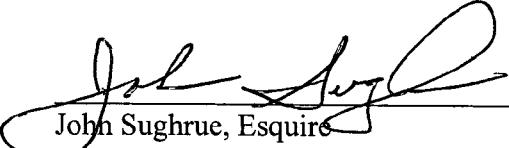
DELORES W. GINTER, *
Plaintiff *
vs. * No. 03- 443 -C.D.
*
BRENDA A. LINK, *
Defendant *

PRAECIPE FOR APPEARANCE

TO WILLIAM A. SHAW, PROTHONOTARY.

Kindly enter my appearance on behalf of DELORES W. GINTER, Plaintiff, as co-counsel with Joseph Colavecchi, whose appearance was previously entered in the above-captioned matter. Direct all pleadings and matters concerning the foregoing to the undersigned.

Date: November 5, 2003



John Sughrue, Esquire
Attorney for Plaintiff
Attorney I. D. #01037
23 North Second Street
Clearfield, PA 16830
Phone: (814) 765-1704
Fax: (814) 765-6959

cc: Joseph Colavecchi, Esq.
James M. Horne, Esq.
Katherine V. Oliver, Esq.

CERTIFICATE OF SERVICE

AND NOW, I do hereby certify that on November 5, 2003, I caused a true and correct copy of PRAECIPE FOR APPEARANCE to be served on the following and in the manner indicated below:

By United States Mail, First Class, Postage Prepaid
Addressed as Follows:

Mr. James M. Horne, Esq.
Ms. Katherine V. Oliver, Esq.
McQuaide, Blasko, Schwartz,
Flemming & Faulkner, Inc.
811 University Drive
State College, PA 16801

Joseph Colavecchi, Esq.
COLAVECCHI & COLAVECCHI
PO Box 131
Clearfield, PA 16830

Date: November 5, 2003



John Sughrue, Esquire
Attorney for Plaintiff

FILED

0 117 34 1000 letter

NOV 6 2003

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DELORES W. GINTER,

Plaintiff

Vs.

BRENDA A. LINK,

Defendant

CIVIL DIVISION

No. 03 - 443 - CD

PRAECIPE TO DISCONTINUE

Filed on Behalf of:

Plaintiff, DELORES W. GINTER

Counsel of Record for This Party:

JOSEPH COLAVECCHI, ESQUIRE
Pa. I.D. #06810

COLAVECCHI RYAN & COLAVECCHI
221 East Market Street
P.O. Box 131
Clearfield, PA 16830

814/765-1566

LAW OFFICES OF
COLAVECCHI
& COLAVECCHI
221 E. MARKET ST.
(ACROSS FROM
COURTHOUSE)
P. O. BOX 131
CLEARFIELD, PA

FILED

NOV 21 2003

William A. Shaw
Prothonotary

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

DELORES W. GINTER,

Plaintiff : No. 03 - 443 - CD

vs.

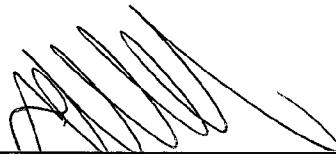
BRENDA A. LINK,

Defendant :

PRAECIPE TO DISCONTINUE

TO: WILLIAM SHAW, PROTHONOTARY

Please mark the record in the above-captioned action
discontinued, ended and settled.



JOSEPH COLAVECCHI, ESQUIRE
Attorney for Plaintiff

November 21, 2003

DATE

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

CIVIL DIVISION

Delores W. Ginter

Vs.
Brenda A. Link

No. 2003-00443-CD

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on November 21, 2003, marked:

Discontinued, Ended and Settled

Record costs in the sum of \$187.17 have been paid in full by Atty. Colavecchi.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 19th day of December A.D. 2003.

William A. Shaw, Prothonotary

—Lap over margin—

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION
No. 03 - 443 - CD

DELORES W. GINTER, PLAINTIFF

vs.

BRENDA A. LINK,
DEFENDANT

PRAECIPE TO DISCONTINUE

FILED

NOV 21 2003

O / 3 / 9
William A. Shaw
Prothonotary

cc

COLAVECCHI
RYAN & COLAVECCHI

ATTORNEYS AT LAW
221 EAST MARKET STREET
(ACROSS FROM COURTHOUSE)
P. O. BOX 131
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12-19-03
Cent of D.S.C.
to clia
& Party