

03-525-CD
Comm. Of Penn. vs. Healthy Air Balance Co.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY
to the use of the
UNEMPLOYMENT COMPENSATION FUND

A.D. No. 1483 CD 2002
E.D. No. 31 ED 2003

COPY
FILED

Pls pd. Envelope
20.00
APR 09 2003 3 Writs to
m(11:30am) Sheriff
William A. Shaw
Prothonotary

WRIT OF EXECUTION
NOTICE

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay this judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some of these major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly; (1) Fill out the attached claim form (back side) and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to Court ready to explain your exemption. If you do not come to Court and prove your exemption, you may lose some of your property.

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.

Northwest Legal Services
100 Main Street
Bradford, PA. 16701
(814) 362-6596

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

CLAIM FOR EXEMPTION

TO THE SHERIFF;

I, the above-named defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon: (a) I desire that my \$300.00 statutory exemption be (i.) set aside in kind (specify property to be set aside in kind: _____ (ii.) paid in cash following the same of the property levied upon: _____ (b) I claim the following exemption (specify property and basis exemption: _____ (2) From my property which is in the possession of a third party. I claim the following exemptions: (a) My \$300.00 statutory exemption: In cash: _____ In kind: (specify property) _____ (b) Social Security benefits on deposit in the amount of \$ _____ (c) other (specify amount and basis of exemption): _____

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to me at _____

Address

Telephone Number _____

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

Date: _____

Defendant

THIS CLAIM TO BE FILED WITH THE OFFICE OF THE SHERIFF OF MCKEAN COUNTY

Route 6
Smethport, PA 16749
(814) 887-3454

Original

WRIT OF EXECUTION — (MONEY JUDGMENTS) Rules P.R.C.P. 3101 to 3149

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY
to the use of the
UNEMPLOYMENT COMPENSATION FUND

vs

HEALTHY AIR BALANCE CO., INC.

t/a HABCO

A.D. No. 1483 CD 2002
E.D. No. 31 ED 2003

WRIT OF EXECUTION
(MONEY JUDGMENTS)

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF MCKEAN

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNA.

To satisfy the judgment, interest and costs against

HEALTHY AIR BALANCE CO., INC. t/a HABCO Defendant(s);

(1) You are directed to levy upon the property of the defendant(s) and to sell his, her (or their) interest therein; (Inquisition and Exemption Laws waived and Condemnation agreed to)

(2) You are also directed to attach the property of the defendant not levied upon in the possession of

M&T BANK
621 SPRING ST.
HOUTZDALE, PA 16651

(Specifically describe property) as Garnishee(s)

and to notify the Garnishee(s) that

(a) an attachment has been issued;

(b) the garnishee(s) is enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof.

(3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee(s), you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount due \$ 9,700.54

Interest from 10/11/02 \$ 244.02
ON \$8874.10

Total \$ 9,944.56

Plus costs as per endorsement hereon.

Dated APRIL 2, 2003

(SEAL)

Prothonotary, Court of Common Pleas of
McKean County, Penna

By *Susan M. Beagan*
Deputy

IN THE COURT OF COMMON PLEAS OF
McKEAN COUNTY, PENNSYLVANIA

2002 Oct 11 Certified copy of
lien from Unemployment
Compensation Fund filed.
Judgment entered. 2003
Apr 2 Praeclipe for Writ
of Execution filed. Writ
issued to Clearfield Co.
Sheriff.

A.D. No. 1483 CD. 2002
E.D. No. 31 ED. 2003

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY
to the use of the
UNEMPLOYMENT COMPENSATION FUND
vs

HEALTHY AIR BALANCE CO., INC.,
t/a HABCO

COSTS	
Debt	\$9,700.54
Int	244.02
Plff pd	9.50
Plff pd	3.00
Plff pd writ	25.00
Plff pd copies	40.00
Satisfaction	10.00

WRIT OF EXECUTION

(Money Judgments)

Claim \$

Interest from

Inquisition & Exemption Laws waived
Condemnation agreed to.

Costs

Prothly Paid
Judgment Fee
Crier

Satisfaction

Deborah C. Phillips, Ass't Counsel
914 Penn Avenue, 6th Floor
Pittsburgh, PA 15222
(412) 565-2622

Attorney for Plaintiff(s)

Address:

Where papers may be served.

OKIG

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

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY
to the use of the
UNEMPLOYMENT COMPENSATION FUND
Plaintiff

vs.
HEALTHY AIR BALANCE CO., INC. t/a
HABCO

Defendant(s)
and
M & T BANK
621 Spring St.
Houtzdale, PA 16651
Garnishee

NO. 2003-525-CO

FILED

APR 28 2003

William A. Shaw
Prothonotary

INTERROGATORIES TO THE ABOVE NAMED GARNISHEE

TO: M & T BANK:

You are required to file answers to the above
interrogatories within twenty (20) days after service upon you.
Failure to do so may result in judgment against you:

1) At the time you were served or at any subsequent
time did you owe the defendant (SS#: - - and/or
TIN: 16-1472028) any money or were you liable to him on any negotiable
or other written instrument, or did he claim that you owed him
any money or were liable to him for any reason? *yes*

2) At the time you were served or at any subsequent
time was there in your possession, custody or control or in the
joint possession, custody or control of yourself and one or more
other persons any property of any nature owed solely or in party
by the Defendant?

No

No.

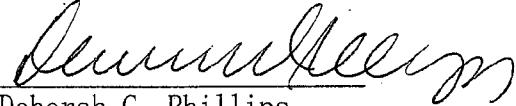
3) At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest? **NO**

4) At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest? **NO**

5) At any time before or after you were served did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefor? **NO**

6) At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to his direction or otherwise discharge any claim of the defendant against you?

NO


Deborah C. Phillips
Assistant Counsel
PA Attorney ID# 42141
Commonwealth of Pennsylvania
Department of Labor & Industry
914 Penn Avenue, 6th Floor
Pittsburgh, PA 15222
(412) 565-2622
(412) 880-0286 FAX

4/24/03 *Holme*

REEDYANNE RICHERT
M&T BANK

FILED

NO
CC

APR 28 2003
FBI

William A. Shaw
Prothonotary

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

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY
to the use of the
UNEMPLOYMENT COMPENSATION FUND

NO. 2003 525 CD

Plaintiff
vs.
Praecipe to Discontinue as to
Garnishee

HEALTHY AIR BALANCE CO. t/a
HABCO

Defendants
and
Filed on behalf of:
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR & INDUSTRY
(Plaintiff)

M&T BANK

Garnishee

Counsel of Record for this
Party:

FILED

MAY 09 2003

William A. Shaw
Prothonotary

Deborah C. Phillips
Assistant Counsel
PA Attorney ID# 42141
Commonwealth of Pennsylvania
Department of Labor & Industry
914 Penn Avenue, 6th Floor
Pittsburgh, PA 15222
(412) 565-2622
(412) 880-0286 FAX

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

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY
to the use of the
UNEMPLOYMENT COMPENSATION FUND

NO. 2003 525 CD

Plaintiff
vs.

HEALTHY AIR BALANCE CO. INC. t/a
HABCO

Defendant(s)

AND
M & T BANK
521 Spring St.
Houtzdale, PA 16651

Garnishee

PRAECIPE TO DISCONTINUE AS TO GARNISHEE

TO THE PROTHONOTARY:

Please discontinue, and release as to Garnishee
M&T Bank, the Writ of Execution issued on or about
April 4, 2003 at the above docket.


Deborah C. Phillips
Assistant Counsel
PA Attorney ID# 42141
Commonwealth of Pennsylvania
Department of Labor & Industry
914 Penn Avenue, 6th Floor
Pittsburgh, PA 15222
(412) 565-2622
(412) 880-0286 FAX

FILED

ice a disc. to off

REC'D 11:30 AM 11/10/03
MAY 09 2003

Master Bank
PO Box 844

Buffalo, NY 14240

William A. Shaw
Prothonotary
Copy of Disc. to CJA

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

COPY

CIVIL DIVISION

**Commonwealth of Pennsylvania
Department of Labor and Industry
to the use of the Unemployment
Compensation Fund**

Vs.

No. 2003-00525-CD

Healthy Air Balance Co., Inc. t/a HABCO

and

M & T Bank

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 May 9, 2003, marked:

Discontinued and Released as to Garnishee M & T Bank

Record costs in the sum of \$20.00 have been paid in full by the Department of Labor and Industory.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 9th day of May A.D. 2003.

William A. Shaw, Prothonotary

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 13915

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF LABOR & INDU 03-525-CD

VS.

HEALTHY AIR BALANCE CO., INC. T/A HABCO

WRIT OF EXECUTION INTERROGATORIES TO GARNISHEE

SHERIFF RETURNS

NOW, APRIL 17, 2003 @ 11:20 A.M. O'CLOCK SERVED WRIT OF EXECUTION AND
INTERROGATORIES TO GARNISHEE ON NANCY SMEAL, MANAGER OF M & T BANK,
GARNISHEE AT HER PLACE OF EMPLOYMENT, 6231 SPRING STREET, HOUTZDALE
CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO NANCY SMEAL, MANAGER
OF M & T BANK, GARNISHEE, A TRUE AND ATTESTED COPY OF THE ORIGINAL
WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE AND MAKING KNOWN
TO HER THE CONTENTS THEREOF.

NOW, MAY 20, 2003 RETURN WRIT AS BEING SERVED, PAID COSTS FORM ADVANCE
AND AND MADE REFUND OF UNUSED ADVANCE TO ATTORNEY.

SHERIFF HAWKINS \$31.33
SURCHARGE \$10.00
PAID BY PLAINTIFF

FILED
of 10:45 AM
MAY 20 2003
NO CC
A
KJ

William A. Shaw
Prothonotary

Sworn to Before Me This

20th Day Of May 2003
William A. Shaw

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

So Answers,

Chester A. Hawkins
By Amber Bitter Aufderhaar
Chester A. Hawkins
Sheriff

COMMONWEALTH OF PENNSYLVANIA
 DEPARTMENT OF LABOR AND INDUSTRY
 to the use of the
UNEMPLOYMENT COMPENSATION FUND

A.D. No. 1483 CD 2002
 E.D. No. 31 ED 2003

VS
HEALTHY AIR BALANCE CO.,
INC. t/a/ HABCO

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

APR 09 2003

Attest.

John L. H.
 Prothonotary/
 Clerk of Courts

**WRIT OF EXECUTION
 NOTICE**

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Northwest Legal Services
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 Bradford, PA. 16701
 (814) 362-6596

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1. \$300.00 statutory exemption
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CLAIM FOR EXEMPTION

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Address

Telephone Number _____

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

Date: _____

Defendant

THIS CLAIM TO BE FILED WITH THE OFFICE OF THE SHERIFF OF MCKEAN COUNTY

Route 6
Smethport, PA 16749
(814) 887-3454

COMMONWEALTH OF PENNSYLVANIA
 DEPARTMENT OF LABOR AND INDUSTRY
 to the use of the
 UNEMPLOYMENT COMPENSATION FUND

vs

HEALTHY AIR BALANCE CO., INC.
 t/a HABCO

A.D. No. 1483 CD 2002
 E.D. No. 31 ED 2003

WRIT OF EXECUTION
 (MONEY JUDGMENTS)

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF MCKEAN
 TO THE SHERIFF OF CLEARFIELD COUNTY, PENNA.

To satisfy the judgment, interest and costs against.....

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 M&T BANK
 621 SPRING ST.
 HOUTZDALE, PA 16651
 as Garnishee(s)
 (Specifically describe property)

and to notify the Garnishee(s) that

- (a) an attachment has been issued;
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Amount due	\$ 9,700.54
Interest from 10/11/02	\$ 244.02
ON \$8874.10	
Total	9,944.56

Plus costs as per endorsement hereon.

Dated... APRIL 2, 2003
 (SEAL)

Received 4-9-03 @ 3:00 P.M.
 Chester A. Hallinan
 by Cynthia Bitter-Augustine

Bonnie Marie Howard
 Prothonotary, Court of Common Pleas of
 McKean County, Penna.
 By *Shane M. Benjamin*
 Deputy

Lien from Unemployment
Compensation Fund filed.
Judgment entered. 2003
Apr 2 Praecipe for Writ
of Execution filed. Writ
issued to Clearfield Co.
Sheriff.

A.D. No. 1483 CD 2002
E.D. No. 31 ED 2003

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY
to the use of the
UNEMPLOYMENT COMPENSATION FUND

vs

HEALTHY AIR BALANCE CO., INC.,
t/a HABC0

COSTS

Debt	\$9,700.54
Int	244.02
Plff pd	9.50
Plff	3.00
Plff pd writ	25.00
Plff pd copies	40.00
Satisfaction	10.00

WRIT OF EXECUTION

(Money Judgments)

Claim \$ _____

Interest from _____

Inquisition & Exemption Laws waived
Condemnation agreed to.

Costs

Prothly Paid
Judgment Fee
Crier
Satisfaction

Deborah C. Phillips, Ass't Counsel
914 Penn Avenue, 6th Floor
Pittsburgh, PA 15222
(412) 565-2622

Attorney for Plaintiff(s)

Address:

Where papers may be served.
MURKIN & STANTON CO., WILLIAMSPORT, PA