

03-584-CD
CLEVELAND BROTHERS EQUIP. CO. VS. JOHNSON BROS. COAL

CLEVELAND BROTHERS EQUIPMENT CO., : IN THE COURT OF COMMON PLEAS
INC. : DAUPHIN COUNTY, PENNSYLVANIA

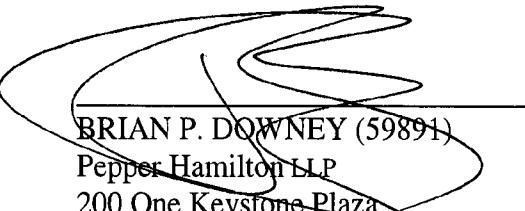
Plaintiff : 03-584-CD
vs. : NO. 3161 NT 2002
JOHNSON BROTHERS COAL CO. : CIVIL ACTION --
Defendant : CONFESION OF JUDGMENT
: FOR MONEY

PRAECIPE TO ENTER JUDGMENT

TO THE PROTHONOTARY:

Pursuant to Pa.R.Civ.P. 3002, please enter on the Judgment Docket of the Court of Common Pleas of Clearfield County, Pennsylvania, judgment in favor of Cleveland Brothers Equipment Company, Inc. ("Plaintiff") and against Johnson Brothers Coal Co. ("Defendant") in the amount of \$100,000.04, plus continuing interest and costs. A certified copy of the docket entries and a certification of the judgment entered in the Court of Common Pleas of Dauphin County, Pennsylvania, is attached hereto and marked as Exhibit A.

Date: April 17, 2003


BRIAN P. DOWNEY (59891)
Pepper Hamilton LLP
200 One Keystone Plaza
North Front and Market Streets
P.O. Box 1181
Harrisburg, PA 17108-1181
(717) 255-1155
(717) 238-0575 (facsimile)

FILED

APR 21 2003

William A. Shaw
Prothonotary

Attorneys for Cleveland Brothers Equipment
Company, Inc.

In The Court of Common Pleas of Dauphin County, Pennsylvania

Cleveland Brothers Equipment Co Inc

VS.

Johnson Brothers Coal Co
RD 1 Box 580
Mahaffey Pa 15757

}

No. 2002-NT-3161-

CERTIFICATION OF DOCKET ENTRIES AND JUDGMENT

I, the undersigned Prothonotary of the Court of common Pleas of Dauphin County, Pennsylvania, do hereby certify that the attached is a full, true and correct copy of the docket entries in the above captioned case.

I further certify that judgment was entered in favor of Cleveland Brothers Equipment Co Inc and against Johnson Brothers Coal Co. on 12/10/02 in said case in the amount of \$100,000.04

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the Court, on Wednesday, April 16, 2003.

Stephen E. Farina
Prothonotary
By: Lisandra Garcia
Deputy

JUDGMENT	\$100,000.04
Interest from	\$5/24/02
Commission	
Attorney Due	\$ 3.00
Plaintiff Paid	\$ 57.00
Defendant Paid	\$
Prothy. Due	\$ 8.75
This record	\$17.50

Date: 4/16/2003

Time: 02:37 PM

Page 1 of 2

Dauphin County
Complete Case History
2002-NT-3161-

User: LGARCIA

Cleveland Brothers Equipment Co Inc vs. Johnson Brothers Coal Co

Filed: 12/10/2002

Physical File: Y Appealed: N

Comment:

Judge History

Date	Judge	Reason for Removal
12/10/2002	No Judge,	Current

Payments	Receipt	Date	Type	Amount
Pepper Hamilton	28303	2/3/2003	Civil Filing	26.00
Pepper Hamilton	32887	4/16/2003	Miscellaneous	17.50
			Exemplified Record	
Pepper Hamilton LLP	25168	12/10/2002	Civil Filing	31.00
				Total 74.50

Miscellaneous Receipts

Receipt	Date		
32887	4/16/2003	Exemplified Record	17.50
			Sum: 17.50

Plaintiff

Name:	Cleveland Brothers Equipment Co Inc			SSN:
Address:	5300 Paxton St			DOB:
	Harrisburg	PA	17111	Sex:
Phone:	Home:	Work:		
Employer:				Send notices: Y
Party Type:				
Comment:				

Attorneys

Downey, Brian P	(Primary attorney)	Send Notices
-----------------	--------------------	--------------

Defendant

Name:	Johnson Brothers Coal Co			SSN:
Address:	RD 1 Box 580			DOB:
	Mahaffey	PA	15757	Sex:
Phone:	Home:	Work:		
Employer:				Send notices: Y
Party Type:				
Comment:				

Other Party

Name:	Clearfield Bank and Trust Co - Garnishee			SSN:
Address:				DOB:
Phone:	Home:	Work:		Sex:
Employer:				Send notices: Y
Party Type:				
Comment:				

Cleveland Brothers Equipment Co Inc vs. Johnson Brothers Coal Co

Register of Actions

12/10/2002	New Civil Case Filed This Date. On Complaint filed Judgment in favor of Plaintiff and against Defendant in the sum of One Hundred Thousand and 04/100 Dollars (\$100,000.04 by virtue of authority contained in the Warrant of Attorney filed dated 05/24/02 payable installments with interest, costs, etc. --- for col't'n. Inquisition and Exemption Waived. Entered At 4:10 p.m. Stephen E. Farina, Prothonotary	No Judge, No Judge,
2/3/2003	Filing: Writ of Execution Paid by: Pepper Hamilton Receipt number: 0028303 Dated: 2/3/2003 Amount: \$26.00 (Check) Writ of Execution Garnishee : Clearfield Bank and Trust Company Sheriff: Clearfield County Amount Due \$81,894.55 + costs. See Praecept filed	No Judge, No Judge,
3/19/2003	Answers, filed	No Judge,

Judgment	1 of 2	Disposition	Date	Judgment	Amount
Order date	In Favor Of	Disposition			
12/10/2002	Plaintiff	Open	12/10/2002	Judgment	100000.04
Plaintiff:	Cleveland Brothers Equipment Co Inc				
Defendant:	Johnson Brothers Coal Co				

Judgment	2 of 2	Disposition	Date	Judgment	Amount
Order date	In Favor Of	Disposition			
2/3/2003	Plaintiff	Open	2/3/2003	Writ of Execution	81894.55
Plaintiff:	Cleveland Brothers Equipment Co Inc				
Defendant:	Johnson Brothers Coal Co				

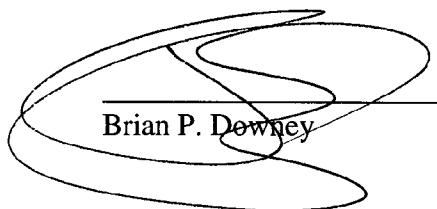
I hereby certify that the foregoing is a
true and correct copy of the original filed.

Prothonotary/Clerk of Courts

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of April, 2003, a true and correct copy of the foregoing document was served by First Class Mail delivery upon:

Johnson Brothers Coal Co.
RD 1, Box 580
Mahaffey, PA 15757



A handwritten signature in black ink, appearing to read "Brian P. Downey", is enclosed within a large, stylized oval. The oval is roughly circular with irregular, sweeping lines extending from the top and bottom, creating a sense of motion or a signature mark.

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FILED
M. L. 47788, 2000 Def. Notice to Plaintiff, AP
Notice to Plaintiff, APR 21 2003
APR 21 2003
"cc'ts:

William A. Shaw
Prothonotary

CLEVELAND BROTHERS EQUIPMENT, : IN THE COURT OF COMMON PLEAS
CO., INC. : CLEARFIELD COUNTY, PENNSYLVANIA

Plaintiff

vs.

JOHNSON BROTHERS COAL CO.

Defendant

NO. 03-584-CD

CIVIL ACTION --
CONFESION OF JUDGMENT
FOR MONEY

COPY

NOTICE OF ENTRY OF JUDGMENT

To: Johnson Brothers Coal Co.

Pursuant to the requirements of Pa.R.C.P. No. 236, you are hereby notified that on April 21, 2003, judgment was entered against you in the sum of \$100,000.04, plus continuing interest on the unpaid principal balance and costs of suit.

DATE: 4/21/03

Prothonotary

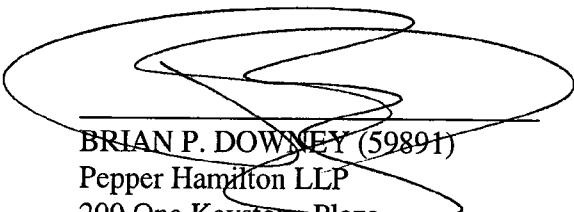
Willie L. Shan

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.

PENNSYLVANIA LAWYER REFERRAL SERVICE
Pennsylvania Bar Association
P. O. Box 186
Harrisburg, PA 17108

I hereby certify that the following is the address of the defendant stated in the certificate of residence:

Johnson Brothers Coal Co.
RD 1, Box 580
Mahaffey, PA 15757


BRIAN P. DOWNEY (59891)
Pepper Hamilton LLP
200 One Keystone Plaza
North Front and Market Streets
P.O. Box 1181
Harrisburg, PA 17108-1181
(717) 255-1155

Attorneys for Plaintiff
Cleveland Brothers Equipment Co., Inc.

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

COPY

CC

Plaintiff(s)

No.: 2003-00584-CD

Real Debt: \$100,000.04

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Johnson Brothers Coal Co.

Entry: \$20.00

Defendant(s)

Instrument: Judgment

Date of Entry: April 21, 2003

Expires: April 21, 2008

Certified from the record this 21st day of April, 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