

03-1116-ED

LEZZER CASH & CARRY OF CURW. vs. HOLDEN BUILDERS, INC. et al.

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

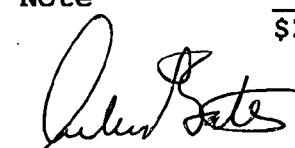
LEZZER CASH & CARRY of :
CURWENSVILLE, INC., :
Plaintiff :
vs. : No. 03- 1116 -CD
HOLDEN BUILDERS, INC., a :
Corporation, JAMES T. HOLDEN and :
MARY ELLEN HOLDEN, individually, :
Defendants :

ORDER FOR ENTRY OF JUDGMENT BY CONFESSION

TO: WILLIAM A. SHAW, Prothonotary of the said Court:

Enter Judgment in favor of the Plaintiff, Lezzer Cash & Carry of Curwenville, Inc. and against Defendants, Holden Builders, Inc. and James T. Holden and Mary Ellen Holden, individually, by confession on the annexed judgment note, dated September 30, 2001, with costs of suit, release of errors and waiver of exemption and without stay of execution. Assess the Plaintiff's damages as follows:

(i) Principal Amount of Judgment Note	\$20,000.00
(ii) Attorney's Fees, as per Judgment Note	500.00
Total	\$20,500.00


Andrew P. Gates, Esquire
Attorney for Plaintiffs

Date: July 31, 2003

FILED

JUL 31 2003

0/12/05 11 am,

William A. Shaw

Prothonotary/Clerk of Courts

80.00 -

RECD

NOTICE w/ COPY OR NOTE
TO DEFENDANT

JUDGMENT NOTE

\$20,000.00

September 30th, 2001

THAT WE, JAMES T. HOLDEN and MARY ELLEN HOLDEN, husband and wife, t/a HOLDEN BUILDERS INC, of 308 Walton Street #3, Philipsburg, Pennsylvania 16866, have purchased various building materials from Lezzer Cash & Carry of Curwensville, Inc of Curwensville, Pennsylvania, in the amount up to Twenty Thousand (\$20,000.00) Dollars.

That we promise to pay to the order of Lezzer Cash & Carry of Curwensville, Inc. the amount used up to Twenty Thousand (\$20,000.00) Dollars, our full debt owed to said corporation.

And further, we JAMES T. HOLDEN and MARY ELLEN HOLDEN, husband and wife, t/a HOLDEN BUILDERS INC, authorize and empower any attorney of any Court of Record of Pennsylvania or elsewhere to appear for and enter Judgment against us in favor of any holder of this note for the above sum with costs of suit, release of errors, without stay of execution, and with \$500.00 added as a reasonable attorney's fee, and we hereby waive and release all benefit and relief from any appraisalment, stay or exemption of laws of any state now in force or hereafter to be passed.

WITNESS :

Bethie Wiegman

James T. Holden
James T. Holden - Holden Builders Inc.

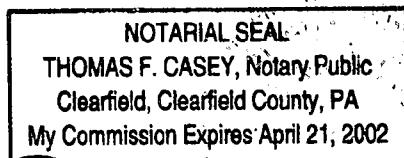
James T. Holden
James T. Holden

Mary Ellen Holden
Mary Ellen Holden

COMMONWEALTH OF PENNSYLVANIA) SS
COUNTY OF CLEARFIELD)

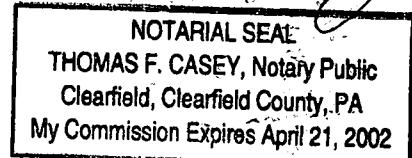
On this 30th day of September 2001, before me the undersigned officer, personally appeared JAMES T. HOLDEN, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same for the purpose therein contained.

In witness whereof, I hereunto set my hand and notarial seal the day and year first above written.



On this 30th day of September 2001, before me the undersigned officer, personally appeared MARY ELLEN HOLDEN, known to me (or satisfactorily proven) to be the person whose name is subscribed to the within instrument and acknowledged that she executed the same for the purpose therein contained.

In witness, whereof I hereunto set my hand and notarial seal the day and year first written.



Prothonotary/Clerk of Courts
William A. Shaw

JUL 31 2003

FILED

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNA.
No. 2003 - CD

LEZZER CASH & CARRY OF
CURWENSVILLE, INC., Plaintiff

-vs-

HOLDEN BUILDERS, INC., a
Corporation, JAMES T. HOLDEN
and MARY ELLEN HOLDEN,
Individually

ORDER FOR ENTRY OF JUDGMENT
BY CONFESSION

LAW OFFICES
GATES & SEAMAN
2 NORTH FRONT STREET
P.O. BOX 846
CLEARFIELD, PA. 16830

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

LEZZER CASH & CARRY of :
CURWENSVILLE, INC., :
Plaintiff :
vs. : No. 03-1116 -CD
HOLDEN BUILDERS, INC., a :
Corporation, JAMES T. HOLDEN and :
MARY ELLEN HOLDEN, individually, :
Defendants :

AFFIDAVIT

I, Andrew P. Gates, Esquire, have been licensed to practice law in the Commonwealth of Pennsylvania since October 18, 1982. I maintain an office at Two North Front Street, Clearfield, Pennsylvania 16830. My Pennsylvania Attorney License No. is 36604. I represent Lezzer Cash & Carry of Curwenville, Inc. in the above-captioned action and as their attorney do hereby depose and state that the Judgment being entered by Confession against Defendants, Holden Builders, Inc., a Corporation, James T. Holden and Mary Ellen Holden, individually, is not in connection with a consumer credit transaction, nor does the same arise out of a retail installment sale contract or account subject to the provisions of the "Goods and Services Installment Sale Act", as amended. (See 69 P. S. §1101 et seq.).

Andrew P. Gates

Andrew P. Gates, Esquire

Sworn to and subscribed before me

this 31st day of July, 2003.

Sharon J. Bailey

NOTARIAL SEAL
SHARON J. BAILEY, Notary Public
Bradford Twp., Clearfield County
My Commission Expires June 23, 2005

FILED

JUL 31 2003

07/22/03

William A. Shaw

Prothonotary/Clerk of Courts

No Court Copies

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

LEZZER CASH & CARRY of :
CURWENSVILLE, INC., :
Plaintiff :
vs. : No. 03- 1116 -CD
HOLDEN BUILDERS, INC., a :
Corporation, JAMES T. HOLDEN and :
MARY ELLEN HOLDEN, individually, :
Defendants :

CERTIFICATE OF RESIDENCE

I hereby certify that following are the addresses of the Plaintiff and named Defendants in the above-captioned matter:

- (i) Lezzer Cash & Carry of Curwensville, Inc.
Schofield Street
P. O. Box 217
Curwensville, PA 16833
- (ii) Holden Builders, Inc.
308 Walton Street #3
Philipsburg, PA 16866
- (iii) James T. Holden
408 Blanchard Street
Osceola Mills, PA 16666
- (iv) Mary Ellen Holden
607 North Front Street
Philipsburg, PA 16866



Andrew P. Gates, Esquire
Attorney for Plaintiff,
Lezzer Cash & Carry of
Curwensville, Inc.

FILED

JUL 31 2003 *ewa*
07/12/05/2003

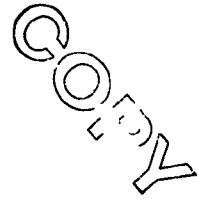
William A. Shaw
Prothonotary/Clerk of Courts

N - C.R. - E.P.M.J.

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

Lezzer Cash & Carry of Curwensville, Inc.
Plaintiff(s)

No.: 2003-01116-CD



Real Debt: \$20500.00

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Holden Builders, Inc.
James T. Holden
Mary Ellen Holden
Defendant(s)

Entry: \$20.00

Instrument: Confession of Judgment

Date of Entry: July 31, 2003

Expires: July 31, 2008

Certified from the record this July 31, 2003

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

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

Plaintiff/Attorney

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

Lezzer Cash & Carry of Curwensville, Inc.
Plaintiff(s)

No.: 2003-01116-CD

Real Debt: \$20500.00

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Costs: \$

Holden Builders, Inc.
James T. Holden
Mary Ellen Holden
Defendant(s)

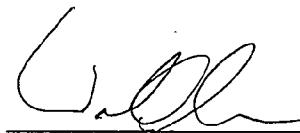
Entry: \$20.00

Instrument: Confession of Judgment

Date of Entry: July 31, 2003

Expires: July 31, 2008

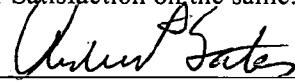
Certified from the record this July 31, 2003



William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on December 9, 2003, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.



Plaintiff/Attorney

FILED

0305 AM Act 50
0305 AM Act 50

DEC 10 2003

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

CERTIFICATE OF SATISFACTION OF JUDGMENT

No.: 2003-01116-CD

Lezzer Cash & Carry of Curwensville, Inc.

Debt: \$20,500.00

Vs.

Atty's Comm.:

Holden Builders, Inc.

James T. Holden

Mary Ellen Holden

Interest From:

Cost: \$20.00

NOW, Wednesday, December 10, 2003 , directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 10th day of December, A.D. 2003.

Prothonotary