

03-1154-CD
IN RE: SHANE THOMAS EATON

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

IN RE: SHANE THOMAS EATON

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* No. 03-1154-CW

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* Type of Pleading:

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* PETITION TO LIFT DISABILITY

* AND POSSESS FIREARM

* AND FOR RESTORATION OF CIVIL

* RIGHTS

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* Filed on Behalf of:

* Shane Thomas Eaton

*

* Counsel of Record for

* Petitioner:

*

* David C. Mason, Esquire

* MASON LAW OFFICE

* P. O. Box 28

* 409 North Front Street

* Philipsburg, PA 16866

* (814) 342-2240

* PA Id No. 39180

FILED

AUG 06 2003

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

IN RE: SHANE THOMAS EATON

* No.

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**PETITION FOR RELIEF FROM DISABILITY AND POSSESS FIREARM
AND FOR RESTORATION OF CIVIL RIGHTS**

AND NOW, comes the Petitioner, **SHANE THOMAS EATON**, by and through his Attorney, David C. Mason, Esquire, and files this Petition to Lift Disability and Possess Firearm and for Restoration of Civil Rights in accordance with title 18 Pa. C. S. §6105(d), based upon the following averments:

1. Petitioner is an adult individual currently residing at P.O. Box 265, Ramey, Clearfield County, Pennsylvania, 16671.
2. Petitioner was born April 9, 1958, and is forty-five (45) years old.
3. On or about 1976 when Petitioner was eighteen (18) years old, he was convicted of burglary.
4. Over the last twenty-seven (27) years Petitioner has no criminal record. A period in excess of ten (10) years has elapsed since the Petitioner's most recent conviction.
5. Petitioner is married, the father of a thirteen (13) year old son with whom he wishes to enjoy hunting, target and tap shooting, and other recreational endeavors.
6. Pursuant to the Pennsylvania Uniform Firearms Act of 1995 (Title 18 Pa. C.S. §6105(a)) Petitioner is prohibited from possession, use, control or transfer of a firearm in the Commonwealth.

7. In addition, pursuant to the Federal Gun Control Act of 1968 (Title 18 U.S.C. §922) Petitioner is disqualified from owning, using or possessing a firearm.

8. Petitioner has not been the subject of any criminal prosecutions for the past twenty-seven (27) years.

9. The Secretary of the Treasury of the United States does not have sufficient funds to grant relief for eligible applicants (Title 18 Pa. C. S. §6106 (d) (3) (i)).

10. Petitioner wishes to purchase and possess firearms for hunting, sport and recreation and protection.

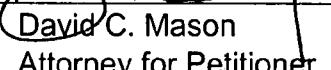
11. Title 18 Pa. C.S.A. §6105(e)(2) provides that a Petitioner may ask this court for relief from the disability and the Court shall grant the relief upon a showing that a period of ten (10) years has elapsed since the Petitioner's most recent conviction.

WHEREFORE, Petitioner respectfully requests this Court enter an order lifting the disability and adjudicating Petitioner exempt from the firearm prohibition set forth at title 18 Pa. C.S. §6105, to restore the Petitioner's civil rights and to issue any other appropriate Order necessary to allow Petitioner to legally possess a firearm.

Respectfully submitted,

MASON LAW OFFICE

BY:


David C. Mason
Attorney for Petitioner
409 N. Front St.
P.O. Box 28
Philipsburg, PA 16866
(814) 342-2240

VERIFICATION

I, SHANE THOMAS EATON, hereby attest that the averments contained in the foregoing pleading are true and correct to the best of my knowledge, information and belief. This verification is made subject to the penalties of 18 Pa. C.S.A. §4904 relating to unsworn falsifications to authorities.

Date: 8 - 2 - 03

Shane T. Eaton
Shane Thomas Eaton

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

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CIVIL ACTION - LAW

IN RE: SHANE THOMAS EATON

* No. 03-1154-CD

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* Type of Pleading: Rule Returnable

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* Counsel of Record for this Party:

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* David C. Mason, Esquire
* 409 North Front Street
* P.O. Box 28
* Philipsburg, PA 16866
* 814-342-2240
* Supreme Court ID NO. 39180

FILED

AUG 07 2003

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

IN RE: SHANE THOMAS EATON

* No. 03-1154-C

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RULE RETURNABLE

NOW, this 7th day of August, 2003, upon consideration of the attached **PETITION TO LIFT DISABILITY AND POSSESS FIREARM AND FOR RESTORATION OF CIVIL RIGHTS**, a Rule is hereby issued to Show Cause why the relief requested in said Petition should not be granted.

Rule Returnable the 15 day of September, 2003, at 10:00 o'clock, A.m., in Courtroom No. 1.

NOTICE

A PETITION OR MOTION HAS BEEN FILED AGAINST YOU IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PAGES, YOU MUST FILE A WRITTEN RESPONSE ON OR BEFORE August 27, 2003, BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE MATTER SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND AN ORDER MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR RELIEF REQUESTED BY THE PETITIONER OR MOVANT. YOU MAY LOSE RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS PAPERS 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.

Court Administrator
Clearfield County Courthouse
Second & Market Streets
Clearfield, PA 16830
(814) 765-2641, Ext. 50-51

BY THE COURT

P.J.

Date: 09/10/2003

Time: 11:58 AM

Page 1 of 1

Clearfield County Court of Common Pleas

User: BANDERSON

ROA Report

Case: 2003-01154-CD

Current Judge: John K. Reilly Jr.

IN RE: Shane Thomas Eaton

Civil In RE

Date		Judge
08/06/2003	Filing: Civil Complaint Paid by: Mason, David C. (attorney for Eaton, Shane Thomas) Receipt number: 1864084 Dated: 08/06/2003 Amount: \$85.00 (Check) 2 CC to Atty: Mason	No Judge
08/07/2003	Petition For Relief From Disability And Possess Firearm And For Restoration Of Civil Rights. filed by s/David C. Mason, Esquire Verification s/Shane Thomas Eaton 2 cc Atty Mason RULE RETURNABLE, NOW, this 7th day of August, 2003, Rule Returnable the 15th day of Sept., 2003, at 10:00 a.m. by the Court, s/JKR,JR.,P.J. 2 cc Atty Mason	John K. Reilly Jr. ✓
08/18/2003	Certificate of Service, Petition To Lift Disability and Possess Firearm, together with a Rule Returnable upon: Office of the D.A., Clearfield County. filed by s/David C. Mason, Esquire no cc	John K. Reilly Jr. ✓

DATE

DEBTOR

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

IN RE: SHANE THOMAS EATON

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* No. 03-1154-CD

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* Type of Pleading:

* **CERTIFICATE OF SERVICE**

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* Filed on Behalf of:

* Shane Thomas Eaton

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* Counsel of Record for

* Petitioner:

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* David C. Mason, Esquire

* MASON LAW OFFICE

* P. O. Box 28

* 409 North Front Street

* Philipsburg, PA 16866

* (814) 342-2240

* PA Id No. 39180

FILED

AUG 18 2003

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

IN RE: SHANE THOMAS EATON

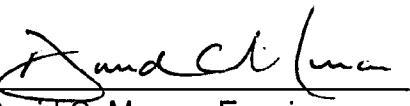
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* No. 03-1154-CD
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CERTIFICATE OF SERVICE

I, David C. Mason, Esquire, do hereby certify that a certified copy of the Petition to Lift Disability and Possess Firearm, together with a Rule Returnable, in the above captioned matter, is to be served on the following by placing the same in the United States Mail, postage prepaid, addressed as follows:

Office of the District Attorney
Clearfield County
231 East Market Street
Clearfield, PA 16830

DATED: 8-13-03

BY: 
David C. Mason, Esquire

FILED

SEP 15 2003

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

IN RE: SHANE THOMAS EATON

DOB: 9 Apr 58
SSN: 181-50-3409

* No. 03-1154-CJ

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ORDER

AND NOW, this 15 day of Sept, 2003, being the day and date set for a hearing into the Petitioner's request to lift the disability imposed upon him pursuant to the Pennsylvania Uniform Firearms Act of 1995, Title 18 Pa. C. S. §6105(a) and to restore his civil rights, it is hereby ordered and decreed that the said disability imposed under the Pennsylvania Uniform Firearms Act of 1995 is hereby lifted pursuant to Title 18 Pa. C. S. §6105(d), as the Court is of the opinion that Petitioner's possession of a firearm does not create a risk of harm to himself or others, and further, that the Petitioner's civil rights are hereby restored and he is permitted to seek application for purchase, possession, use, transportation and ownership of a firearm, as that term is defined, and his prior criminal history is expunged for that purpose.

BY THE COURT:

President Judge

Date: Sept 15, 2003

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - TAW

IN RE: SHANNE THOMAS EATON

ORDER

AND NOW, this 7 day of September, 2003, per the day and date set for a hearing into the Petitioner's request to file the complaint imposued upon him pursuant to the Pennsylvania Uniform Fines and Title 18 Pa. C. S. 6105(a) and to rescind this civil right, it is hereby ordered that the said complaint be filed under the Pennsylvania Uniform Fines and Title 18 Pa. C. S. 6105(a), as the Clerk of Court does not believe a risk of harm to himself or others, and further, that the Petitioner's civil rights are hereby rescinded and he is permitted to seek application for purchases, possession, and transportation and ownership of a firearm, as that term is defined, and the prior criminal history is expunged for this purpose.

William A. Shaw
Prothonotary/Clerk of Court
5/26/2003

RECEIVED
5/26/2003
BY THE COURT
Pleasant Judges

DATE: 5/26/2003