

03-1272-CD
KIMBERLY WILLIAMS vs. JAMES MADDOX

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

46TH

JUDICIAL DISTRICT

CLEARFIELD

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS NO.

03-1272-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

| | | | | |
|---|---|--|--------------------|--------------------------|
| NAME OF APPELLANT James Maddox | | MAG. DIST. NO. OR NAME OF D.J. 46-3-01 | | |
| ADDRESS OF APPELLANT RD# 4 Box 2230 | | CITY Dubois | STATE Pa | ZIP CODE 15801 |
| DATE OF JUDGMENT 8/12/03 | IN THE CASE OF (Plaintiff) Kimberly Williams | VS. James Maddox | (Defendant) | |
| CLAIM NO. CV 19 | SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT  | | | |
| LT 19 | | | | |

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

Signature of Prothonotary or Deputy

If appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

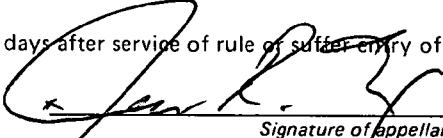
(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Kimberly Williams, appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. 03-1272-CD) within twenty (20) days after service of rule or after entry of judgment of non pros.


Signature of appellant or his attorney or agent

RULE: To Kimberly Williams, appellee(s)

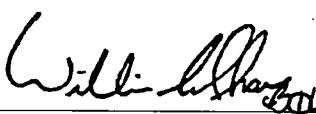
Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: Aug 27, 2003


Signature of Prothonotary or Deputy

FILED *def. pd.*

08:42 AM 8500

AUG 27 2003 copies to

def.

William A. Shaw
Prothonotary/Clerk of Courts

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____ :ss

AFFIDAVIT: I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on
(date of service) _____, 19_____, by personal service by (certified) (registered) mail, sender's
receipt attached hereto, and upon the appellee, (name) _____, on
_____, 19_____, by personal service by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to
whom the Rule was addressed on _____, 19_____, by personal service by (certified) (registered)
mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS _____ DAY OF _____, 19_____. *Signature of affiant*

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 19_____.



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORD

Address: **309 MAPLE AVENUE
P.O. BOX 452
DUBOIS, PA**

Telephone: **(814) 371-5321 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

WILLIAMS, KIMBERLY, ET AL.
NAME and ADDRESS
**P.O. BOX 47
FALLS CREEK, PA 15840**

DEFENDANT:

MADDOX, JAMES
NAME and ADDRESS
**RD 4 BOX 223
DUBOIS, PA 15801**

**JAMES MADDOX
RD 4 BOX 223
DUBOIS, PA 15801**

Docket No.: **CV-0000236-03**
Date Filed: **5/29/03**



THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **WILLIAMS, KIMBERLY, ET AL.**

Judgment was entered against: (Name) **MADDOX, JAMES**

in the amount of \$ **1,817.60** on: (Date of Judgment) **8/12/03**

Defendants are jointly and severally liable. (Date & Time) _____

Damages will be assessed on: _____

This case dismissed without prejudice.

| | |
|----------------------|--------------------|
| Amount of Judgment | \$ 1,725.00 |
| Judgment Costs | \$ 92.60 |
| Interest on Judgment | \$.00 |
| Attorney Fees | \$.00 |
| Total | \$ 1,817.60 |

Amount of Judgment Subject to
Attachment/42 Pa.C.S. § 8127 \$ _____

| | |
|-----------------------|----------|
| Post Judgment Credits | \$ _____ |
| Post Judgment Costs | \$ _____ |

Portion of Judgment for physical
damages arising out of residential
lease \$ _____

| | |
|---------------------------------|----------|
| Certified Judgment Total | \$ _____ |
|---------------------------------|----------|

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

8/12/03 Date Patrick N. Ford - PNF, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date _____, District Justice

My commission expires first Monday of January, 2006 .

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORD

Address: **309 MAPLE AVENUE
P.O. BOX 452
DUBOIS, PA**

Telephone: **(814) 371-5321 15801**

**PATRICK N. FORD
309 MAPLE AVENUE
P.O. BOX 452
DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

WILLIAMS, KIMBERLY, ET AL.
P.O. BOX 47
FALLS CREEK, PA 15840

NAME and ADDRESS

DEFENDANT:

MADDOX, JAMES
RD 4 BOX 223
DUBOIS, PA 15801

NAME and ADDRESS

Docket No.: **CV-0000236-03**
Date Filed: **5/29/03**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

Judgment was entered for: (Name) **WILLIAMS, KIMBERLY, ET AL.**

Judgment was entered against: (Name) **MADDOX, JAMES**

in the amount of \$ **1,817.60** on: (Date of Judgment) **8/12/03**

Defendants are jointly and severally liable. (Date & Time) _____

Damages will be assessed on: _____

This case dismissed without prejudice. _____

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____

Portion of Judgment for physical damages arising out of residential lease \$ _____

FILED

m/10/2003
SEP 09 2003

William A. Shaw
Prothonotary/Clerk of Courts

| | |
|--|--------------------|
| Amount of Judgment | \$ 1,725.00 |
| Judgment Costs | \$ 92.60 |
| Interest on Judgment | \$.00 |
| Attorney Fees | \$.00 |
| Total | \$ 1,817.60 |
| Post Judgment Credits | \$ _____ |
| Post Judgment Costs | \$ _____ |
| Certified Judgment Total \$ _____ | |

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

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UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

8/12-03 Date *Patrick N. Ford - RJF*, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date _____, District Justice

My commission expires first Monday of January, 2006 .

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORD
Address: **309 MAPLE AVENUE**
P.O. BOX 452
DUBOIS, PA

Telephone: **(814) 371-5321** **15801**

PATRICK N. FORD
309 MAPLE AVENUE
P.O. BOX 452
DUBOIS, PA 15801

**CIVIL ACTION
HEARING NOTICE**

PLAINTIFF:

WILLIAMS, KIMBERLY, ET AL.
P.O. BOX 47
FALLS CREEK, PA 15840

NAME and ADDRESS

DEFENDANT:

MADDOX, JAMES
RD 1 Box 223
DUBOIS, PA 15801

VS.

NAME and ADDRESS

Docket No.: **CV-0000236-03**
Date Filed: **5/29/03**



A civil complaint has been filed against you in the above captioned case. A hearing has been set in this matter for:

| | | |
|-------|----------------|---|
| Date: | 7/07/03 | Place: DISTRICT COURT 46-3-01 |
| Time: | 9:45 AM | 309 MAPLE AVENUE P.O. BOX 452 DUBOIS, PA 15801 |

NOTICE TO DEFENDANT

If you intend to enter a defense to this complaint, you should so notify this office immediately at the above telephone number.

YOU MUST APPEAR AT THE HEARING AND PRESENT YOUR DEFENSE. UNLESS YOU DO, JUDGMENT MAY BE ENTERED AGAINST YOU BY DEFAULT.

If you have a claim against the plaintiff which is within district justice jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five days before the date set for the hearing.

Pursuant to P.A.R.C.P.D.J. No. 342(B)(2), no claim by the defendant will be permitted in a supplementary action filed for failure of judgment creditor to enter satisfaction.

NOTICE TO PLAINTIFF

If the defendant enters a Notice of Intent to Defend, you will be notified of the date and time of the scheduled hearing and must appear.

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: CLEARFIELD

CIVIL COMPLAINT

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORD

Address: **309 MAPLE AVENUE**
P.O. BOX 452
DUBOIS, PA

15801

Telephone: **(814) 371-5321**

PLAINTIFF:

NAME and ADDRESS

Kimberly Williams
NICOLE AUGHENBAUGH
PO BOX 47
FALLS Creek, PA 15846

DEFENDANT:

NAME and ADDRESS

JAMES MADDOCK
RD #4 Box 223
Dubois, PA 15801

Docket No.: **CV 236-03**
Date Filed:



| | AMOUNT | DATE PAID |
|---------------|-----------------|-----------|
| FILING COSTS | \$ <u>71.50</u> | / / |
| POSTAGE | \$ _____ | / / |
| SERVICE COSTS | \$ _____ | / / |
| CONSTABLE ED. | \$ _____ | / / |
| TOTAL | \$ _____ | / / |

\$1725.00

TO THE DEFENDANT: The above named plaintiff(s) asks judgment against you for \$ 1725.00 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

Defendant never returned the \$1575.00 security deposit for the Apartment Rented at 227 Dixon Avenue. Defendant never replied to repeated requests for the return of security deposit so we are requesting 3 times the amount of the security deposit.

I, Kimberly Williams - Nicole Aughenbaugh, verify that the facts set forth in this complaint are true and correct to the best of my knowledge, information, and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C.S. § 4904) related to unsworn falsification to authorities.

Kimberly Williams
(Signature of Plaintiff or Authorized Agent)
Nicole L Aughenbaugh

Plaintiff's Attorney: _____ Address: _____

Telephone: _____

IF YOU INTEND TO ENTER A DEFENSE TO THIS COMPLAINT, YOU SHOULD SO NOTIFY THIS OFFICE IMMEDIATELY AT THE ABOVE TELEPHONE NUMBER. YOU MUST APPEAR AT THE HEARING AND PRESENT YOUR DEFENSE. UNLESS YOU DO, JUDGMENT MAY BE ENTERED AGAINST YOU BY DEFAULT.

If you have a claim against the plaintiff which is within district justice jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five days before the date set for the hearing.

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.



OFFICE OF COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

COPY

CLEARFIELD COUNTY COURTHOUSE
SUITE 228, 230 EAST MARKET STREET
CLEARFIELD, PENNSYLVANIA 16830

DAVID S. MEHOLICK
COURT ADMINISTRATOR

PHONE: (814) 765-2641
FAX: 1-814-765-7649

MARCY KELLEY
DEPUTY COURT ADMINISTRATOR

Notice of Proposed Termination of Court Case

SEPTEMBER 12, 2005

RE: 03-1272-CD
Kimberly Williams vs. James Maddox

Dear Kimberly Williams:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary** of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830. The Statement of Intention to Proceed must be filed on or before November 17, 2005.

If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.

By the Court,

A handwritten signature in black ink that appears to read "David S. Meholic".

David S. Meholic
Court Administrator

FILED

SEP 12 2005 A handwritten mark or stamp, possibly a signature, located next to the date.

William A. [illegible]
Prothonotary Clerk of Courts



OFFICE OF COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

CLEARFIELD COUNTY COURTHOUSE
SUITE 228, 230 EAST MARKET STREET
CLEARFIELD, PENNSYLVANIA 16830

DAVID S. MEHOLICK
COURT ADMINISTRATOR

PHONE: (814) 765-2641
FAX: 1-814-765-7649

MARCY KELLEY
DEPUTY COURT ADMINISTRATOR

Notice of Proposed Termination of Court Case

SEPTEMBER 12, 2005

RE: 03-1272-CD
Kimberly Williams vs. James Maddox

Dear James Maddox:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the **Prothonotary** of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830. The Statement of Intention to Proceed must be filed on or before November 17, 2005.

If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.

By the Court,

A handwritten signature in black ink that reads "David S. Meholick".

David S. Meholick
Court Administrator

Court of Common Pleas of Clearfield County, Pennsylvania
Civil Division

Kimberly Williams

vs.

03-1272-CD

James Maddox

Termination of Inactive Case

This case is hereby terminated with prejudice
this 17th day of November, 2005, as per Rule 230.2.

William A. Shaw
William A. Shaw
Prothonotary

FILED

NOV 17 2005

William A. Shaw
Prothonotary/Clerk of Courts