

03-1334-CD
NATIONAL CITY BANK OF PENN vs. JACK L. MCCALL, et al.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF
PENNSYLVANIA,

CIVIL DIVISION

NO. 03-1334-CJ

Plaintiff,

**COMPLAINT IN MORTGAGE
FORECLOSURE**

vs.

JACK L. MCCALL and CONNIE L.
MCCALL,

Code
MORTGAGE FORECLOSURE

Defendants.

Filed on behalf of
Plaintiff

Counsel of record for this
party:

Louis P. Vitti, Esquire
PA I.D. #3810
Supreme Court #01072

Louis P. Vitti & Assoc., P.C.
916 Fifth Avenue
Pittsburgh, PA 15219

(412) 281-1725

FILED

SEP 10 2003

William J.
Prothonotary, Clearfield County, Pa.

COMPLAINT IN MORTGAGE FORECLOSURE

NOTICE

YOU HAVE BEEN SUED IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PAGES, YOU MUST TAKE ACTION WITHIN TWENTY (20) DAYS AFTER THIS COMPLAINT AND NOTICE ARE SERVED, BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY THE ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES AND OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR ANY MONEY CLAIMED IN THE COMPLAINT OR FOR ANY OTHER CLAIM OR RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU SHOULD 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.

**PROTHONOTARY
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830**

(814) 765-2641 - EXT. 20

COMPLAINT IN MORTGAGE FORECLOSURE

AND NOW, comes the Plaintiff by its attorneys, Louis P. Vitti and Associates, P.C. and Louis P. Vitti, Esquire, and pursuant to the Pennsylvania Rules of Civil Procedure Numbers 1141 through 1150, for its Complaint in Mortgage Foreclosure, sets forth the following:

1. The Plaintiff is a corporation duly authorized to conduct business within the laws of the Commonwealth of Pennsylvania, having a principal place of business located at 150 Allegheny Center Mall, Pittsburgh, PA 15212.
2. The Defendant(s) is/are individuals with a last known mailing address of RR 1, Box 200, Grampian, PA 16838. The property address is **RR 1, Box 200, Grampian, PA 16838** and is the subject of this action.
3. On the 16th day of October, 1998, in consideration of a loan of Sixty-Four Thousand, Seven Hundred Eight and 50/100 (\$64,708.50) Dollars made by National City Bank of Pennsylvania, a PA corporation, to Defendant(s), the said Defendant(s) executed and delivered to National City Bank of Pennsylvania, a PA corporation, a "Note" secured by a Mortgage with the Defendant(s) as mortgagor(s) and National City Bank of Pennsylvania, as mortgagee, which mortgage was recorded on the 21st day of October, 1998, in the Office of the Recorder of Deeds of Clearfield County, in Mortgage Book Volume 1978, page 228. The said mortgage is incorporated herein by reference thereto as though the same were set forth fully at length.

4. The premises secured by the mortgage are:

(See Exhibit "A" attached hereto.)

5. Said mortgage provides, inter alia:

"that when as soon as the principal debt secured shall become due and payable, or in case default shall be made in the payment of any installment of principal and interest, or any monthly payment, keeping and performance by the mortgagor of any of the terms, conditions or covenants of the mortgage or note, it shall be lawful for mortgagee to bring an Action of Mortgage Foreclosure, or other proceedings upon the mortgage, of principal debt, interest and all other recoverable sums, together with attorney's fees."

6. Since May 21, 2003, the mortgage has been in default by reason, inter alia, of the failure of the mortgagor(s) to make payments provided for in the said mortgage (including principal and interest) and, under the terms of the mortgage, the entire principal sum is due and payable.

7. In accordance with the appropriate Pennsylvania Acts of Assembly and the Pennsylvania Rules of Civil Procedure, the mortgagor(s) has been advised in writing of the mortgagees intention to foreclose. The appropriate time period has elapsed since the Notice of Intention to Foreclose has been served upon the mortgagor(s).

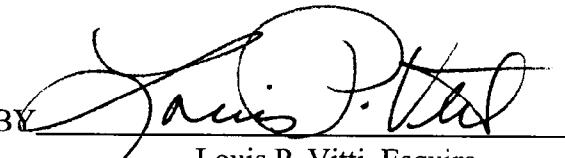
8. The amount due on said mortgage is itemized on the attached schedule.

9. Plaintiff does hereby release the personal representative, heir and/or devisee of the mortgagor(s) from liability for the debt secured by the mortgage.

WHEREFORE, pursuant to Pennsylvania Rule of Civil Procedure Number 1147(6), Plaintiff demands judgment for the amount due of Seventy-Five Thousand, Five Hundred Ninety-Two and 92/100 Dollars (\$75,592.92) with interest and costs.

Respectfully submitted,

LOUIS P. VITTI & ASSOC., P.C.

BY 
Louis P. Vitti, Esquire
Attorney for Plaintiff

McCall, Jack L.

SCHEDULE OF AMOUNTS DUE UNDER MORTGAGE

| | | |
|--|--------------------|------------------|
| Unpaid Principal Balance | | 64,504.42 |
| Interest @ 9.0000% from 04/21/03 through 9/30/2003 (Plus \$15.9052 per day after 9/30/2003) | | 2,576.64 |
| Late charges through 9/8/2003 0 months @ 33.24 Accumulated beforehand (Plus \$33.24 on the 17th day of each month after 9/8/2003) | | 1,701.51 |
| Attorney's fee | | 3,225.22 |
| Escrow deficit | | <u>3,585.13</u> |
| <p>(This figure includes projected additional charges that may be incurred by the Plaintiff and transmitted to the sheriff as charges on the writ prior to the date of the sheriff's sale)</p> | | |
| | BALANCE DUE | 75,592.92 |

all that certain piece, parcel or lot of land situate in the Township of Bloom, County of Clearfield and State of Pennsylvania, bounded and described as follows:

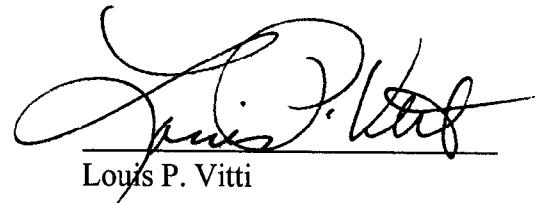
BEGINNING at corner of land now or formerly of Warren Charles and State Highway leading from Grampian to DuBois; thence along State Highway North thirteen (13°) degrees thirty (30') minutes East one hundred seventy-nine (179.0') feet to post; thence North fourteen (14°) degrees East five hundred thirty-nine (539.0') feet to post along Spring Run; thence along Spring Run South eighty-six (86°) degrees West two hundred sixty-six (266.0') feet to a post; thence South Fourteen (14°) degrees West six hundred sixty-two (662.0') feet to post corner of Warren Charles and private lane; thence North seventy-two (72°) degrees West two hundred sixty-six (266.0') feet to place of beginning. Containing four (4) acres and twenty-nine (29) perches, more or less.

EXHIBIT A "

VERIFICATION

AND NOW Louis P. Vitti verifies that the statements made in this Complaint are true and correct to the best of his knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. 4904, relating to unsworn falsification to authorities.

By virtue of the fact that the Plaintiff is outside the jurisdiction of the court and the verification cannot be obtained within the time allowed for the filing of this pleading, the pleading is submitted by counsel having sufficient knowledge, information and belief based upon the information provided him by the Plaintiff.



A handwritten signature in black ink, appearing to read "Louis P. Vitti", is written over a horizontal line. The signature is fluid and cursive, with "Louis" on the left and "P. Vitti" on the right.

Dated: September 8, 2003

In The Court of Common Pleas of Clearfield County, Pennsylvania

NATIONAL CITY BANK OF PENNSYLVANIA

VS.

MCCALL, JACK L. and CONNIE L.

Sheriff Docket # 14564

03-1334-CD

COMPLAINT IN MORTGAGE FORECLOSURE

SHERIFF RETURNS

NOW SEPTEMBER 16, 2003 AT 2:06 PM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON CONNIE L. MCCALL, DEFENDANT AT RESIDENCE, RR#1 BOX 200, GRAMPIAN, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO CONNIE MCCALL A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: MCCLEARY/NEVLING

NOW SEPTEMBER 16, 2003 AT 2:06 PM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON JACK L. MCCALL, DEFENDANT AT RESIDENCE, RR#1 BOX 200, GRAMPIAN, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO CONNIE MCCALL, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN TO HER THE CONTENTS THEREOF.

SERVED BY: MCCLEARY/NEVLING

Return Costs

| Cost | Description |
|-------|---|
| 32.64 | SHERIFF HAWKINS PAID BY: ATTY CK# 17796 |
| 20.00 | SURCHARGE PAID BY: ATTY Ck# 17797 |

Sworn to Before Me This

29th Day Of Sept 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
Chester A. Hawkins
Sheriff

FILED
013:45 PM
SEP 29 2003
9/28

William A. Shaw
Prothonotary Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF
PENNSYLVANIA,

CIVIL DIVISION

NO. 2003-01334-CD

Plaintiff,

**PRAECIPE FOR DEFAULT
JUDGMENT, CERTIFICATION OF
MAILING AND AFFIDAVIT OF NON-
MILITARY SERVICE**

vs.

JACK L. MCCALL and CONNIE L.
MCCALL,

Code MORTGAGE FORECLOSURE

Defendants.

Filed on behalf of
Plaintiff

Counsel of record for this
party:

Louis P. Vitti, Esquire
PA I.D. #3810
Supreme Court #01072

Louis P. Vitti & Assoc., P.C.
916 Fifth Avenue
Pittsburgh, PA 15219

(412) 281-1725

FILED

DEC 18 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

NATIONAL CITY BANK OF PENNSYLVANIA, :
Plaintiff, : NO. 2003-01334-CD
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

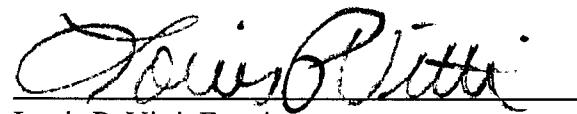
PRAECIPE FOR DEFAULT JUDGMENT
AND ASSESSMENT OF DAMAGES

TO: PROTHONOTARY OF CLEARFIELD

Enter judgment in Default of an Answer in the amount of **\$76,817.62**, in favor of the National City Bank of Pennsylvania, Plaintiff in the above-captioned action, against the Defendants, **Jack L. McCall and Connie L. McCall** and assess Plaintiff's damages as follows and/or as calculated in the Complaint:

| | |
|--|---------------------------|
| Unpaid Principal Balance | \$64,504.42 |
| Interest from 04/21/03-12/16/03 (Plus \$15.9052 per day after 12/16/03) | 3,801.34 |
| Late charges (Plus \$33.24 per month from 09/08/03-Sale Date) | 1,701.51 |
| Attorney's fee | 3,225.22 |
| Escrow Deficit (Plus any additional charges that may be incurred by the Plaintiff and transmitted to the sheriff as charges on the writ prior to the date of the sheriff's sale) | <u>3,585.13</u> |
| Total Amount Due | <u>\$76,817.62</u> |

The real estate, which is the subject matter of the Complaint, is situate in Bloom Twp, Clearfield Twp & Cmwlth of PA. HET a dwg k/a RR #1, Box 200, Grampian, PA 16838. Parcel No. 104-F9-55.



Louis P. Vitti, Esquire
Attorney for the Plaintiff

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

CERTIFICATION OF MAILING

I, Louis P. Vitti, do hereby certify that a Notice of Intention to Take Judgment was mailed to the Defendant(s), in the above-captioned case on December 3, 2003, giving ten (10) day notice that judgment would be entered should no action be taken.

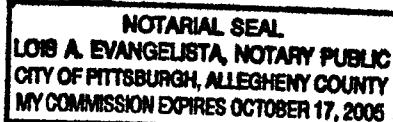
LOUIS P. VITTI & ASSOCIATES, P.C.

BY:


Louis P. Vitti, Esquire
Attorney for Plaintiff

SWORN to and subscribed
before me this 16th day
of December, 2003.


Notary Public



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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

IMPORTANT NOTICE

TO: Jack L. McCall
Connie L. McCall
RR #1, Box 200
Grampian, PA 16838

Date of Notice: **December 3, 2003**

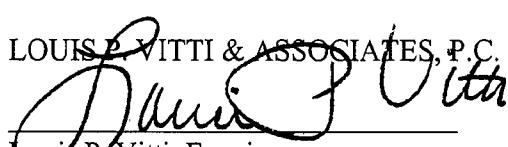
YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ON AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

**PROTHONOTARY
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 EXT. 20**

BY:

LOUIS P. VITTI & ASSOCIATES, P.C.

Louis P. Vitti, Esquire
Attorney for Plaintiff
916 Fifth Avenue
Pittsburgh, PA 15219

**** THE DEBT COLLECTOR IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.****

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

COMMONWEALTH OF PENNSYLVANIA, SS:

COUNTY OF ALLEGHENY

BEFORE me, the undersigned authority, personally appeared Louis P. Vitti, Esquire, who, being duly sworn according to law, deposes and says that he is advised and believes that DEFENDANT(S) is/are not presently in the active military service of the United States of America and not members of the Army of the United States, United States Navy, the Marine Corps, or the Coast Guard, and not officers of the Public Health Service detailed by proper authority for duty with the Army or Navy; nor engaged in any active military service or duty with any military or naval units covered by the Soldiers and Sailors Civil Relief Act of 1940 and designated therein as military service, and to the best of this affiant's knowledge is/are not enlisted in military service covered by said act, and that the averments herein set forth, insofar as they are within his knowledge, are correct, and true; and insofar as they are based on information received from others, are true and correct as he verily believes.

This Affidavit is made under the provisions of the Soldiers and Sailors Civil Relief Act of 1940.



Louis P. Vitti, Esquire

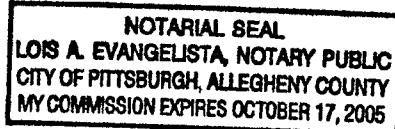
SWORN to and subscribed

before me this 16th day

of December, 2003.



Lois A. Evangelista
Notary Public



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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

NOTICE OF ORDER, DECREE OR JUDGMENT

TO: DEFENDANT(S)

You are hereby notified that a judgment was entered in the above-captioned proceeding
on the 18th day of December 2003.

Judgment is as follows: **\$76,817.62.**

Deputy

**** THE DEBT COLLECTOR IS ATTEMPTING TO COLLECT A DEBT AND ANY
INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.****

COPY

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

National City Bank of Pennsylvania
Plaintiff(s)

No.: 2003-01334-CD

Real Debt: \$76,817.62

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Jack L. McCall
Connie L. McCall
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: December 18, 2003

Expires: December 18, 2008

Certified from the record this 18th day of December, 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
CIVIL DIVISION

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

**PRAECIPE FOR WRIT OF
EXECUTION IN MORTGAGE FORECLOSURE**

TO: PROTHONOTARY OF CLEARFIELD COUNTY

Issue a Writ of Execution in favor of the Plaintiff and against the Defendant(s) in the
above-captioned matter as follows:

| | |
|-----------------------------|---------------------------------------|
| Amount Due | \$76,817.62 |
| Interest 12/17/03-Sale Date | _____. |
| Total | \$ _____ 125.00 Prothonotary Costs |

The real estate, which is the subject matter of the Praeclipe for Writ of Execution is situated
in:

Bloom Twp, Clearfield Twp & Cmwlth of PA. HET a dwg k/a RR #1, Box 200, Grampian, PA 16838.
Parcel No. 104-F9-55.

FILED
DEC 18 2003
William A. Shaw
Prothonotary Clerk of Courts

Louis P. Vitti
Louis P. Vitti, Esquire
Attorney for Plaintiff

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

AFFIDAVIT

I, Louis P. Vitti, hereby certify that as representative of National City Bank of Pennsylvania am familiar with the above-captioned case and various servicing activities related thereto and that the provisions of the laws of the Commonwealth of Pennsylvania and specifically, Act 91 of 1983, have been complied with in the above-captioned case.



Louis P. Vitti, Esquire
Attorney for Plaintiff

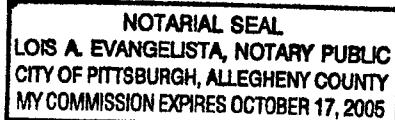
SWORN to and subscribed

before me this 16th day

of December, 2003.



Lois A. Evangelista
Notary Public



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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

AFFIDAVIT PURSUANT TO RULE 3129.1

National City Bank of Pennsylvania, Plaintiff in the above action, sets forth as of the date the Praecept for the Writ of Execution was filed the following information concerning the real property located at RR #1, Box 200, Grampian, PA 16838.

1. Name and address of Owner(s) or Reputed Owner(s):

| | |
|------------------|--|
| Name: | Address (Please indicate if this cannot be reasonably ascertained) |
| Jack L. McCall | RR #1, Box 200 |
| Connie L. McCall | Grampian, PA 16838 |

2. Name and address of Defendant(s) in the judgment:

| | |
|-------|--|
| Name: | Address (Please indicate if this cannot be reasonably ascertained) |
|-------|--|

Same as No. 1 above.

3. Name and last known address of every judgment creditor whose judgment is a record lien on the real property to be sold:

| | |
|-------|--|
| Name: | Address (Please indicate if this cannot be reasonably ascertained) |
|-------|--|

None

4. Name and address of the last recorded holder of every mortgage of record:

Name

Address (Please indicate if this cannot be reasonably ascertained)

Beneficial Mortgage Company

1995 South Atherton Street
State College, PA 16801

5. Name and address of every other person who has any record lien on the property:

Name

Address (Please indicate if this cannot be reasonably ascertained)

None

6. Name and address of every other person who has any record interest in or record lien on the property and whose interest may be affected by the sale:

Name

Address (Please indicate if this cannot be reasonably ascertained)

None

7. Name and address of every other person of whom the Plaintiff has knowledge who has any interest in the property which may be affected by the sale:

Name

Address (Please indicate if this cannot be reasonably ascertained)

Tax Collector of Bloom Township
c/o Arlene Cooper

6314 Greenville Pike
Grampian, PA 16838

Brady Township Troutsville Water Assoc.
c/o Sharon Muth

RD 1
Luthersburg, PA 15748

Commonwealth of PA -DPW

P.O. Box 8016
Harrisburg, PA 17105

Clerk of Courts
Criminal/Civil Division

P.O. Box 549
Clearfield, PA 16830

Tax Claim Bureau of Clearfield County

230 East Market Street
Clearfield, PA 16830

Court of Common Pleas of
Clearfield County
Domestic Relations Division

Bureau of Compliance

Tenant/Occupant

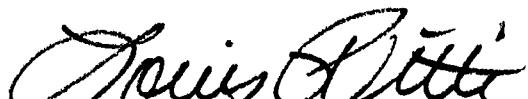
P.O. Box 549
Clearfield, PA 16830

Clearance Support Section
Dept. #281230
Harrisburg, PA 17128-1230
Attn: Susan Blough

RR #1, Box 200
Grampian, PA 16838

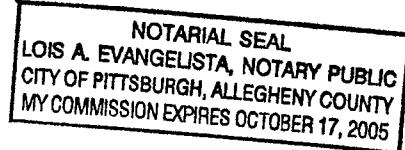
I verify that the statements made in this affidavit are true and correct to the best of my personal knowledge or information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

December 16, 2003
Date



Louis P. Vitti, Esquire
Attorney for Plaintiff

SWORN TO and subscribed
before me this 16th day
of December, 2003.

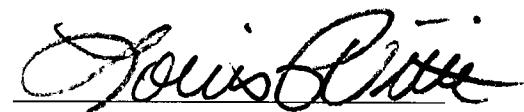

Notary Public

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

AFFIDAVIT

I, Louis P. Vitti, do hereby swear that, to the best of my knowledge, information and belief, the Defendant(s), is/are the owners of the real property on which the Plaintiff seeks to execute . That the Defendants' last known address is RR #1, Box 200, Grampian, PA 16838.



Louis P. Vitti
Louis P. Vitti, Esquire

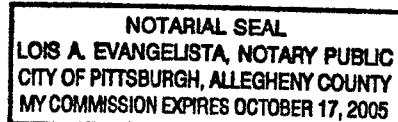
SWORN TO and subscribed

before me this 16th day of

December, 2003.



Lois A. Evangelista
Notary Public



**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW**

National City Bank of Pennsylvania

Vs.

NO.: 2003-01334-CD

Jack L. McCall and
Connie L. McCall



TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due NATIONAL CITY BANK OF PENNSYLVANIA, Plaintiff(s) from JACK L. MCCALL and CONNIE L. MCCALL, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description

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

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are 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(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$76,817.62

PAID: \$125.00

INTEREST 12/17/03-Sale Date

SHERIFF: \$

PROTH. COSTS: \$

OTHER COSTS: \$

ATTY'S COMM: \$

DATE: 12/18/2003

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

William A. Shaw
Prothonotary/Clerk Civil Division

Requesting Party: Louis P. Vitti, Esq.
916 Fifth Ave.
Pittsburgh, PA 15219
(412) 281-1725

Sheriff

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

NATIONAL CITY BANK OF PENNSYLVANIA, :
Plaintiff, : NO. 2003-01334-CD
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

LEGAL DESCRIPTION

ALL that certain piece, parcel or lot of land situate in the Township of Bloom, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at corner of land now or formerly of Warren Charles and State Highway leading from Grampian to DuBois; thence along State Highway North thirteen (13°) degrees thirty (30') minutes East one hundred seventy-nine (179.0') feet to post; thence North fourteen (14°) degrees East five hundred thirty-nine (539.0') feet to post along Spring Run; thence along Spring Run South eighty-six (86°) degrees West two hundred sixty-six (266.0') feet to a post; thence South fourteen (14°) degrees West six hundred sixty-two (662.0') feet to post corner of Warren Charles and private lane; thence North seventy-two (72°) degrees West two hundred sixty-six (266.00') feet to place of beginning.

CONTAINING four (4) acres and twenty-nine (29) perches, more or less.

HAVING erected thereon a dwelling known as RR #1, Box 200, Grampian, PA 16838.

PARCEL NO. 104-F9-55

BEING the same premises which Richard L. Shubert and H. Erdine Shubert, his wife, Dale L. Shubert, single, Sylvester S. Shubert and Natalie Shubert, his wife, and Matthew J. Shubert, single, by deed dated 07/28/1972 and recorded on 08/28/1972 in Clearfield County, Pennsylvania, Recorder of Deeds Office in Deed Book Volume 604, page 268, granted and conveyed unto Jack L. McCall and Connie L. McCall, his wife.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF
PENNSYLVANIA,

CIVIL DIVISION

NO. 2003-01334-CD

Plaintiff,

**PRAECIPE TO REISSUE WRIT OF
EXECUTION AND AFFIDAVIT OF
LAST KNOWN ADDRESS**

vs.

JACK L. MCCALL and CONNIE L.
MCCALL,

Code MORTGAGE FORECLOSURE

Filed on behalf of
Plaintiff

Defendants.

Counsel of record for this
party:

Louis P. Vitti, Esquire
PA I.D. #3810
Supreme Court #01072

Louis P. Vitti & Assoc., P.C.
916 Fifth Avenue
Pittsburgh, PA 15219

(412) 281-1725

FILED

JUN 30 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

**PRAECIPE TO REISSUE WRIT OF
EXECUTION IN MORTGAGE FORECLOSURE**

TO: PROTHONOTARY OF CLEARFIELD COUNTY

Kindly Reissue a Writ of Execution in favor of the Plaintiff and against the
Defendant(s) in the above-captioned matter as follows:

Amount Due \$76,817.62

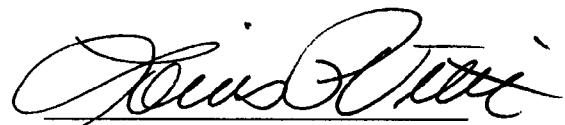
Interest **12/17/03-Sale Date** _____.

Total \$ _____.

132.00 Prothonotary costs

The real estate, which is the subject matter of the Praecipe for Writ of Execution is
situate in:

Bloom Twp, Clearfield Twp & Cmwlth of PA. HET a dwg k/a RR #1, Box 200, Grampian, PA
16838. Parcel No. 104-F9-55.



Louis P. Vitti, Esquire
Attorney for Plaintiff

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

AFFIDAVIT

I, Louis P. Vitti, do hereby swear that, to the best of my knowledge, information and belief, the Defendant(s), is/are the owners of the real property on which the Plaintiff seeks to execute. That the Defendants' last known address is 3682 Chestnut Grove Highway, Grampian, PA 16838.

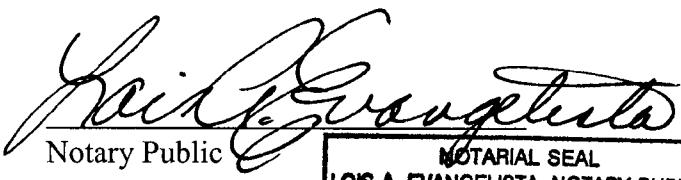


Louis P. Vitti, Esquire

SWORN TO and subscribed

before me this 29th day of

June, 2004.



Notary Public

| | |
|--|--|
| NOTARIAL SEAL | |
| LOIS A. EVANGELISTA, NOTARY PUBLIC | |
| CITY OF PITTSBURGH, ALLEGHENY COUNTY | |
| MY COMMISSION EXPIRES OCTOBER 17, 2005 | |

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW**

National City Bank of Pennsylvania

Vs.

NO.: 2003-01334-CD

Jack L. McCall and
Connie L. McCall

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due NATIONAL CITY BANK OF PENNSYLVANIA, Plaintiff(s) from JACK L. MCCALL and CONNIE L. MCCALL, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description

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

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are 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(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$76,817.62
INTEREST 12/17/03-Sale Date
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 12/18/2003

PAID: **132.00**
SHERIFF: \$
OTHER COSTS: \$

William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Requesting Party: Louis P. Vitti, Esq.
916 Fifth Ave.
Pittsburgh, PA 15219
(412) 281-1725

Sheriff

6-30-04 Document
Reinstituted/Reissued to Sheriff/Attorney
for service. 
Clerk/Prothonotary

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

LEGAL DESCRIPTION

ALL that certain piece, parcel or lot of land situate in the Township of Bloom, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at corner of land now or formerly of Warren Charles and State Highway leading from Grampian to DuBois; thence along State Highway North thirteen (13°) degrees thirty (30') minutes East one hundred seventy-nine (179.0') feet to post; thence North fourteen (14°) degrees East five hundred thirty-nine (539.0') feet to post along Spring Run; thence along Spring Run South eighty-six (86°) degrees West two hundred sixty-six (266.0') feet to a post; thence South fourteen (14°) degrees West six hundred sixty-two (662.0') feet to post corner of Warren Charles and private lane; thence North seventy-two (72°) degrees West two hundred sixty-six (266.00') feet to place of beginning.

CONTAINING four (4) acres and twenty-nine (29) perches, more or less.

HAVING erected thereon a dwelling known as RR #1, Box 200, Grampian, PA 16838.

PARCEL NO. 104-F9-55

BEING the same premises which Richard L. Shubert and H. Erdine Shubert, his wife, Dale L. Shubert, single, Sylvester S. Shubert and Natalie Shubert, his wife, and Matthew J. Shubert, single, by deed dated 07/28/1972 and recorded on 08/28/1972 in Clearfield County, Pennsylvania, Recorder of Deeds Office in Deed Book Volume 604, page 268, granted and conveyed unto Jack L. McCall and Connie L. McCall, his wife.

(A)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF CIVIL DIVISION
PENNSYLVANIA,

NO. 2003-01334-CD

Plaintiff,

vs.

MOTION FOR SPECIAL SERVICE

Code MORTGAGE FORECLOSURE

Filed on behalf of
Plaintiff

JACK L. MCCALL and CONNIE L.
MCCALL,

Counsel of record for this
party:

Defendants.

Louis P. Vitti, Esquire
PA I.D. #3810
Supreme Court #01072

Louis P. Vitti & Assoc., P.C.
916 Fifth Avenue
Pittsburgh, PA 15219
(412) 281-1725

FILED
M 11/3/04
NOV 08 2004
1CC Atty Vitti
Red
William A. Shaw
Prothonotary/Clerk of Courts

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

NOTICE

TO: Connie L. McCall
3682 Chestnut Grove Highway
Grampian, PA 16838

Sheriff of Clearfield County
Clearfield County Courthouse
1 North Second Street, Suite 116
Clearfield, PA 16830

TAKE NOTICE that the within Motion for Special Service pursuant to Rule 400, et seq., and Rule 3129 of the Pennsylvania Rules of Civil Procedure will be presented before the Motions Judge, Clearfield County, Pennsylvania, as unopposed unless a responsive pleading is filed.

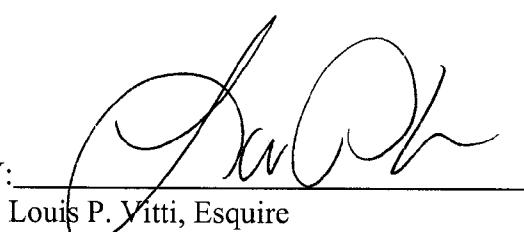
LOUIS P. VITTI & ASSOC., P.C.

BY: 

Louis P. Vitti, Esquire
Attorney for Plaintiff

CERTIFICATION

I hereby certify that a true and correct copy of the within Motion was mailed to the above, this 4th day of November, 2004.

BY: 

Louis P. Vitti, Esquire

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

MOTION FOR SPECIAL SERVICE

AND NOW comes the Plaintiff by and through its counsel, Louis P. Vitti & Associates, P.C., and Louis P. Vitti, Esquire, and files this Motion for Special Service whereof the following is a statement:

1. Plaintiff did file a Complaint at the above-captioned number in mortgage foreclosure and judgment was entered and sale scheduled

2. The Plaintiff has attempted to make service in accordance with Pennsylvania Rule of Civil Procedure No. 3129.1, et seq. by mailing a copy of the Notice of Sale to the Defendant by certified mail, return receipt requested, and Plaintiff has been informed that the Defendant died on August 30, 2004.

. 3. The Defendant, Connie L. McCall, was sent notice by certified mail that the mortgaged property would be subject to Sheriff's Sale on November 5, 2004. See Exhibit "A"

4. Postal Authority indicated that the Defendant's address is "Good as Addressed" . See Exhibit "B"

5. The Sheriff did attempt to make service, but has been unable to serve the Defendant, Connie L. McCall. See Exhibit "C"

6. Notice of said sale was given by handbills posted by the Sheriff of Clearfield County in his office and upon the mortgaged property at least thirty (30) days before the sale.

7. Mail has been directed to the Defendant, effecting substantial compliance with Rule of Civil Procedure 3129 and Rule 400, et seq.

8. This Sale has been advertised in accord with the Rules of Civil Procedure by the Sheriff.

9. By virtue of the fact that substantial compliance with the requirements of Rule 3129.1 and Rule 400, et seq. have been effected, the cases may be scheduled for the November 5, 2004 sale.

WHEREFORE, Plaintiff prays this Honorable Court enter an Order directing the Sheriff to sell the within property at the regularly scheduled Sheriff's Sale or at any date to which continued.

LOUIS P. VITTI & ASSOC., P.C.

BY: 

Louis P. Vitti, Esquire
Attorney for Plaintiff

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

INVESTIGATION AFFIDAVIT PURSUANT TO PA.R.C.P. NO. 430

Four Star Investigation sets forth the following:

1. Affiant and/or its agents have conducted an investigation to determine the whereabouts of the Defendants, Jack L. McCall and Connie L. McCall, by making inquiries of or examining the following:

a. Local telephone directory assistance has the following information:

NO LISTING

b. Local voter registration office shows the property address is:

NO INFORMATION AVAILABLE

c. Department of Transportation - shows that the last known address for the Defendant(s) is/are:

JACK L. & CONNIE L. MCCALL, RD 1 Box 200,
GRAMPIAN, PA. 16838

d. Other (please explain): A NEIGH CONFIRMS JACK & CONNIE McCALL LIVING AT 3682 CHESTNUT GROVE HIGHWAY, GRAMPIAN, PA. 16838.

2. Notwithstanding the investigation as set forth in this Affidavit, Affiant and/or its agents have not been able to locate the whereabouts of said Defendant(s) as shown above and by the attached exhibits.

We verify that the statements made in this Affidavit are true and correct to the best of our knowledge, information and belief. We understand that false statements are made subject to the penalties of 18 Pa.C.S.A. Section 4904, relating to unsworn falsification to authorities.

FOUR STAR INVESTIGATION

BY: Ron J. Gialitis
Investigator

Commonwealth of Pennsylvania :
: SS.
County of Allegheny :

On this the 3rd day of November, 2004, before me the undersigned officer, personally appeared the Affiant, 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 purposes therein contained.

In Witness Whereof, I hereunto set my hand and official seal.

Lois A. Evangelista
NOTARY PUBLIC

NOTARIAL SEAL
LOIS A. EVANGELISTA, NOTARY PUBLIC
CITY OF PITTSBURGH, ALLEGHENY COUNTY
MY COMMISSION EXPIRES OCTOBER 17, 2005

Louis P. Vitti and Associates, P.C.

COUNSELORS AT LAW
916 FIFTH AVENUE
PITTSBURGH, PENNSYLVANIA 15219

PHONE: (412) 281-1725

FAX: (412) 281-3810

LOUIS P. VITTI
RODNEY PERMICIANI
BLAISE J. GIZEVICZ
ANDREW T. MOXIE

US FN Member

Today is Wednesday
September 1, 2004

Jack L. McCall
Connie L. McCall
RR #1, Box 200
Grampian, PA 16838

**RE: National City Bank of Pennsylvania vs. Jack L. McCall, et al
Loan No. 8000008075**

Dear Mr. & Mrs. McCall:

Be advised that a default judgment has been taken against you by the above-captioned Plaintiff in the amount of \$76,817.62, together with interest and costs.

Also, be advised that the Sheriff's Sale for the property located at RR #1, Box 200, Grampian, PA 16838 n/k/a 3682 Chestnut Grove Highway, Grampian, PA 16838 shall occur on the **5th day of November, 2004, at 10:00 A.M.** in Clearfield County Courthouse, Pennsylvania.

Very truly yours,

Louis P. Vitti

Louis P. Vitti

LPV/ajh

**** THE DEBT COLLECTOR IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.****

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

EXHIBIT A

**NOTICE OF SHERIFF'S SALE OF
REAL ESTATE PURSUANT TO
PENNSYLVANIA RULE OF CIVIL
PROCEDURE 3129.1**

TO: Jack L. McCall
Connie L. McCall
RR #1, Box 200
Grampian, PA 16838

AND: ALL LIEN HOLDERS

TAKE NOTICE that by virtue of the above Writ of Execution issued out of the Court of Common Pleas of Clearfield County, Pennsylvania and to the Sheriff of Clearfield County, directed, there will be exposed to Public Sale in Clearfield County Courthouse on **November 5, 2004 at 10:00 A.M.**, the following described real estate, of which Jack L. McCall and Connie L. McCall are owners or reputed owners:

Bloom Twp, Clearfield Twp & Cmwth of PA. HET a dwg k/a RR #1, Box 200, Grampian, PA 16838 n/k/a 3682 Chestnut Grove Highway, Grampian, PA 16838. Parcel No. 104-F9-55.

The said Writ of Execution has issued on a judgment in the mortgage foreclosure action of National City Bank of Pennsylvania vs. Jack L. McCall and Connie L. McCall at No. 2003-01334-CD in the amount of \$76,817.62.

Claims against property must be filed at the Office of the Sheriff before above sale date.

Claims to proceeds must be made with the Office of the Sheriff before the sale date.

Schedule of Distribution will be filed with the Office of the Sheriff no later than thirty (30) days from sale date.

Exceptions to Distribution or a Petition to Set Aside the Sale must be filed with the Office of the Sheriff no later than ten (10) days from the date when Schedule of Distribution is filed in the Office of the Sheriff.

Attached hereto is a copy of the 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 the 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.

YOU SHOULD TAKE THIS NOTICE AND THE WRIT OF EXECUTION 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 ADVICE.

**PROTHONOTARY
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814) 765-2641 - EXT. 20**

You may have legal rights to prevent the Sheriff's Sale and the loss of your property. In order to exercise those rights, prompt action on your part is necessary. A lawyer may be able to help you.

You may have the right to prevent or delay the Sheriff's Sale by filing, before the sale occurs, a petition to open or strike the judgment or a petition to stay the execution.

If the judgment was entered because you did not file with the Court any defense or objection you might have within twenty (20) days after service of the Complaint for Mortgage Foreclosure and Notice to Defend, you may have the right to have the judgment opened in you promptly file a petition with the Court alleging a valid defense and a reasonable excuse for failing to file the defense on time. If the judgment is opened, the Sheriff's Sale would ordinarily be delayed pending a trial of the issue of whether the Plaintiff has a valid claim to foreclose the Mortgage.

You may also have the right to have the judgment stricken if the Sheriff has not made a valid return of service of the Complaint and Notice to Defend or if the judgment was entered before twenty (20) days after service or in certain other events. To exercise this right, you would have to file a petition to strike the judgment.

You may also have the right to petition the Court to stay or delay the execution and the Sheriff's Sale if you can show a defect in the Writ of Execution or service or demonstrate any other legal or equitable right.

You may also have the right to have the Sheriff's Sale set aside if the property is sold for a grossly inadequate price or if there are defects in the Sheriff's Sale. To exercise this right, you should file a petition with the Court after the sale and before the Sheriff has delivered his Deed to the property. The Sheriff will deliver the Deed if no petition to set aside the sale is filed within ten (10) days from the date when the Schedule of Distribution is filed in the Office of the Sheriff.



Louis P. Vitti, Esquire
Attorney for Plaintiff
916 Fifth Avenue
Pittsburgh, PA 15219
(412) 281-1725

****THE DEBT COLLECTOR IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.****

LOUIS P. VITTI & ASSOCIATES, P.C.

916 Fifth Avenue
Pittsburgh, PA 15219

PHONE: (412) 281-1725 FAX: (412) 281-3810

DATE: October 14, 2004

POSTMASTER
Grampian Main Office
273 Main Street
Grampian, PA 16838

**Request for Change of Address or Boxholder
Information Needed for Service of Legal Process**

Please furnish the new address or the name and street address (if a boxholder) for the following:

Name: Jack L. McCall and Connie L. McCall
Address: RR #1, Box 200, Grampian, PA 16838

NOTE: The name and last known address are required for change of address information. The name, if known, and post office box address are required for boxholder information.

The following information is provided in accordance with 39 CFR 265.6(d)(6)(ii). There is no fee for providing boxholder information. **The fee for providing change of address information is waived in accordance with 39 CFR 265.6(d)(1) and (2) and corresponding Administrative Support Manual 352.44a and b.**

1. Capacity of requester (e.g., process server, attorney, party representing himself): Attorney
2. Statute or regulation that empowers me to serve process (not required when requester is an attorney or a party acting *pro se* - except a corporation acting *pro se* must cite statute): N/A
3. The names of all known parties to the litigation: National City Bank of PA vs. Jack L. & Connie L. McCall
4. The court in which the case has been or will be heard: Clearfield County
5. The docket or other identifying number if one has been issued: No. 2003-01334-CD
6. The capacity in which this individual is to be served (e.g. defendant or witness): Defendant

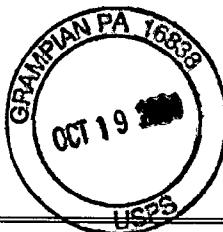
WARNING

THE SUBMISSION OF FALSE INFORMATION TO OBTAIN AND USE CHANGE OF ADDRESS INFORMATION OR BOXHOLDER INFORMATION FOR ANY PURPOSE OTHER THAN THE SERVICE OF LEGAL PROCESS IN CONNECTION WITH ACTUAL OR PROSPECTIVE LITIGATION COULD RESULT IN CRIMINAL PENALTIES INCLUDING A FINE OF UP TO \$10,000 OR IMPRISONMENT OR (2) TO AVOID PAYMENT OF THE FEE FOR CHANGE OF ADDRESS INFORMATION OF NOT MORE THAN 5 YEARS, OR BOTH (TITLE 18 U.S.C. SECTION 1001).

I certify that the above information is true and that the address information is needed and will be used solely for service of legal process in connection with actual or prospective litigation.



Louis P. Vitti, Esquire
916 Fifth Avenue
Pittsburgh, PA 15219



FOR POST OFFICE USE ONLY

ADDRESS or BOXHOLDER'S POSTMARK

Not known at address given.
 Moved, left no forwarding address.
 No such address.
 Good as Addressed

NAME AND STREET ADDRESS

3682 Chestnut Grove Hwy
Grampian PA 16838

EXHIBIT "B"

No change of address order on file. NEW

9/1



REAL ESTATE SALE

REAL ESTATE SALE

EXECUTION SERVICE SHEET

DKT: EX PAGE: 16207

DATE RECEIVED: JUNE 30, 2004

DEPUTY RECEIVED: 8-30-04

DEFENDANT(S): JACK L. MCCALL

CONNIE L. MCCALL

ADDRESS: RR #1, BOX 200 A/K/A 3682 CHESTNUT GROVE HIGHWAY
GRAMPIAN, PA 16838 GRAMPIAN, PA 16838

LEVY & POST AT: SAME AS ABOVE

SERVE AND LEAVE WITH: DEFENDANT POST GARNISHEE

WRIT OF EXECUTION NOTICE OF SALE TO POST SERVE WRIT LEVY

INTERROGATORIES TO GARNISHEE WRIT OF POSSESSION

MUST BE SERVED, POSTED OR LEVIED BY: SEPTEMBER 20, 2004

DATE SERVED, POSTED OR LEVIED: _____ TIME: _____

NAME OF PERSON SERVED: _____

TITLE: _____

WHERE SERVED /POSTED(ADDRESS): _____

DEFENDANT(S): RESIDENCE EMPLOYMENT

SIGNATURE OF PERSON SERVED: _____

DATE: _____ *Def. Deceased*ATTEMPTS: _____ *on 8-30-04*

PERSONAL PROPERTY: AMOUNT DUE AT PRESENT - \$

SPECIAL DIRECTIONS:

NO 03-1334-CD MCCALL

SERVED, POSTED OR LEVIED ON BY: _____

EXHIBIT C

VERIFICATION

AND NOW Louis P. Vitti verifies that the statements made in this Motion are true and correct to the best of his knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. 4904, relating to unsworn falsification to authorities.

By virtue of the fact that the Plaintiff is outside the jurisdiction of the Court and the verification cannot be obtained within the time allowed for the filing of this pleading, the pleading is submitted by counsel having sufficient knowledge, information and belief based upon the information provided him by the Plaintiff.



Louis P. Vitti

Dated: November 4, 2004

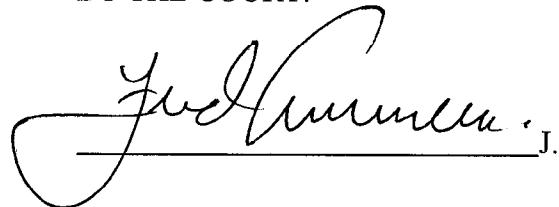
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

ORDER OF COURT

AND NOW, to-wit, this 10 day of Nov, 2004, it is hereby Ordered,
Adjudged and Decreed Plaintiff shall direct a copy of this Order upon Defendants and upon all
lienholders by regular mail to complete service under Rule 3129.1 and by posting the property by the
Sheriff. Sale need not be advertised again and the Sheriff may sell the within property at the regularly
scheduled sale or at any future sale date.

BY THE COURT:



FILED
D 11/06/04 100 AM
Vittor
NOV 10 2004

WWD
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF
PENNSYLVANIA,

CIVIL DIVISION

NO. 2003-01334-CD

AFFIDAVIT OF SERVICE

Plaintiff,

vs.

JACK L. MCCALL and CONNIE L.
MCCALL,

Filed on behalf of
Plaintiff

Counsel of record for this
party:

Louis P. Vitti, Esquire
PA I.D. #3810
Supreme Court #01072

Defendant.

Louis P. Vitti & Assoc., P.C.
916 Fifth Avenue
Pittsburgh, PA 15219

(412) 281-1725

EGK
FILED NO
M 10:50 AM
NOV 19 2004
cc

William A. Shaw
Prothonotary/Clerk of Courts

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

AFFIDAVIT OF SERVICE

I, Audra J. Hunger, do hereby certify that a Notice of Sale was mailed and served upon all lien holders by Certificate of Mailing for service in the above-captioned case on September 1, 2004, advising them of the Sheriff's sale of the property at RR #1, Box 200, Grampian, PA 16838 n/k/a 3682 Chestnut Grove Highway, Grampian, PA 16838, *on November 5, 2004*.

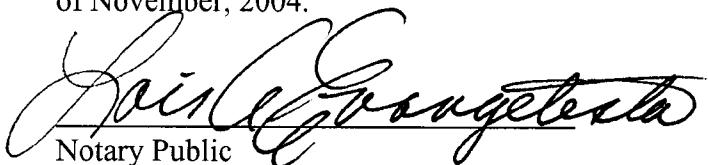
LOUIS P. VITTI & ASSOCIATES, P.C.

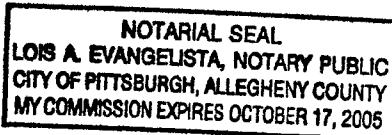
BY 
Audra J. Hunger

SWORN to and subscribed

before me this 17th day

of November, 2004.

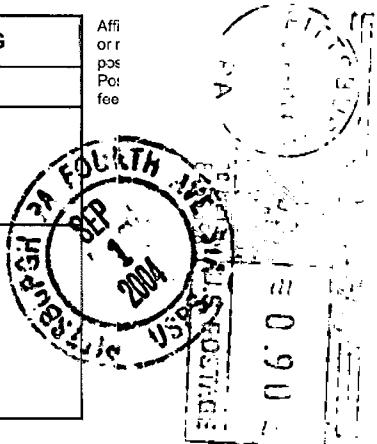

Notary Public



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|---|--|------------------------|--|
| U.S. POSTAL SERVICE | | CERTIFICATE OF MAILING | |
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| Affix or m post Post fee. | | | |
| Received From: <u>Louis P. Vitti & Associates, P.C.</u> <u>916 Fifth Avenue, Pittsburgh, PA 15219</u> | | | |
| One piece of ordinary mail addressed to: Bureau of Compliance Clearance Support Section Dept. #281230 Harrisburg, PA 17128-1230 Attn: Susan Blough | | | |

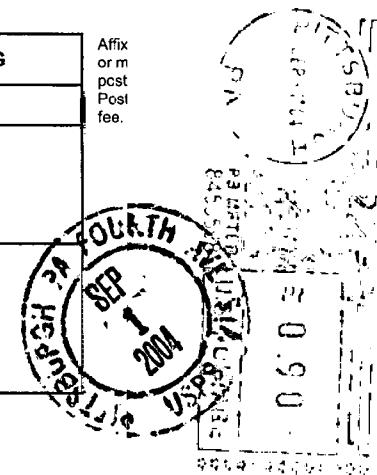
PS Form 3817, January 2001

AJ/McCall/11-5-04



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| One piece of ordinary mail addressed to: Tenant/Occupant RR #1, Box 200 Grampian, PA 16838 | | | |

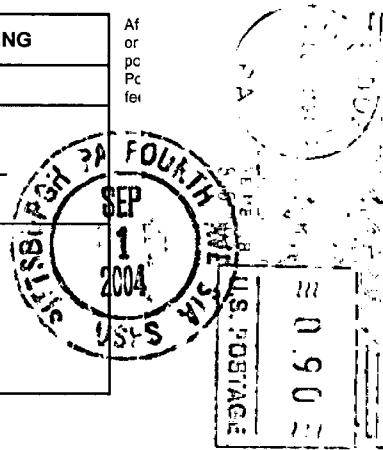
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| Clerk of Courts Criminal/Civil Division P.O. Box 549 Clearfield, PA 16830 | | | |

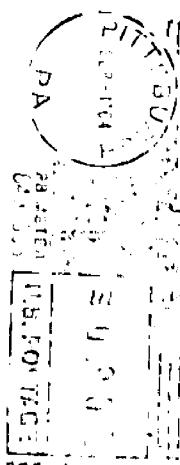
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A-/McCall/11-5-04



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| Tax Claim Bureau of Clearfield County 230 East Market Street Clearfield, PA 16830 | | | |

PS Form 3817, January 2001



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| Court of Common Pleas of Clearfield County Domestic Relations Division P.O. Box 549 Clearfield, PA 16830 | | | |

PS Form 3817, January 2001



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| Received From: | | A or pri p. fe | |
| Louis P. Vitti & Associates, P.C. 916 Fifth Avenue, Pittsburgh, PA 15219 | | PA FOURTH AVENUE | |
| One piece of ordinary mail addressed to: | | SEP 1 2004 U.S. POSTAGE | |
| Beneficial Mortgage Company 1995 South Atherton Street State College, PA 16801 | | PA FOURTH AVENUE | |

PS Form 3817, January 2001

AJ/McCall/11-5-04

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PS Form 3817, January 2001

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| Brady Township Troutsville Water Association c/o Sharon Muth RD 1 Luthersburg, PA 15748 | | PA FOURTH AVENUE | |

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| One piece of ordinary mail addressed to: | | SEP 1 2004 U.S. POSTAGE | |
| Commonwealth of PA - DPW P.O. Box 8016 Harrisburg, PA 17105 | | PA FOURTH AVENUE | |

PS Form 3817, January 2001

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NATIONAL CITY BANK OF
PENNSYLVANIA,

CIVIL DIVISION

NO. 2003-01334-CD

AFFIDAVIT OF SERVICE

Plaintiff,

vs.

JACK L. MCCALL and CONNIE L.
MCCALL,

Filed on behalf of
Plaintiff

Counsel of record for this
party:

Louis P. Vitti, Esquire
PA I.D. #3810
Supreme Court #01072

Defendant.

Louis P. Vitti & Assoc., P.C.
916 Fifth Avenue
Pittsburgh, PA 15219

(412) 281-1725

EBK

FILED NO
CC
M/10/50/04
NOV 19 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

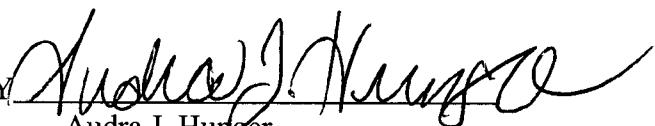
NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

AFFIDAVIT OF SERVICE

I, Audra J. Hunger, do hereby certify that an Order of Court was mailed and served upon the defendants and all lien holders by Certificate of Mailing for service in the above-captioned case on November 17, 2004, advising them of the Sheriff's sale of the property at RR #1, Box 200, Grampian, PA 16838 n/k/a 3682 Chestnut Grove Highway, Grampian, PA 16838, *on November 5, 2004 which has been continued to February 4, 2005.*

LOUIS P. VITTI & ASSOCIATES, P.C.

BY

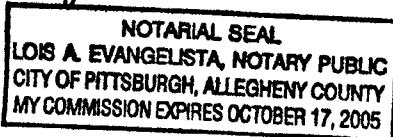

Audra J. Hunger

SWORN to and subscribed

before me this 17th day

of November, 2004.


Lois A. Evangelista
Notary Public



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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :
:

ORDER OF COURT

AND NOW, to-wit, this 10 day of November, 2004, it is hereby Ordered,
Adjudged and Decreed Plaintiff shall direct a copy of this Order upon Defendants and upon all
lienholders by regular mail to complete service under Rule 3129.1 and by posting the property by the
Sheriff. Sale need not be advertised again and the Sheriff may sell the within property at the regularly
scheduled sale or at any future sale date.

BY THE COURT:

/s/ **Fredric J. Ammerman**

J.

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

NOV 10 2004

Attest.

W. L. Ammerman
Prothonotary
Court of Common Pleas

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PS Form 3817, January 2001

AJ/McCall/2-4-05

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PS Form 3817, January 2001

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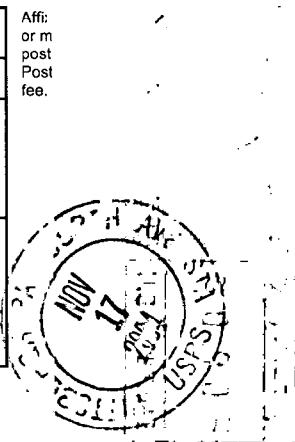
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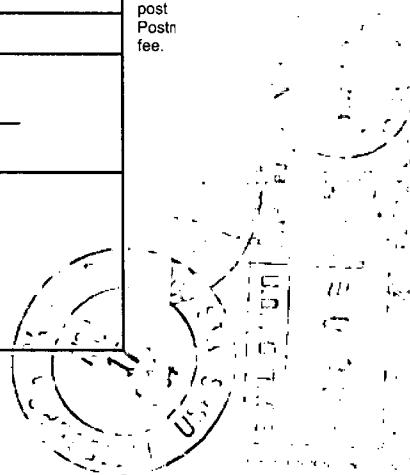
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PS Form 3817, January 2001



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AJ/McCall/2-4-05

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PS Form 3817, January 2001

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16207
NO: 03-1334-CD

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA
vs.
DEFENDANT: MCCALL, JACK L.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 06/30/2004

LEVY TAKEN 09/29/2004 @ 9:16 AM

POSTED 09/29/2004 @ 9:15 AM

SALE HELD 02/04/2005

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 04/15/2005

DATE DEED FILED **NOT SOLD**

DETAILS

11/02/2004 @ 10:07 AM SERVED JACK L. MCCALL

SERVED JACK L. MCCALL, DEFENDANT, AT THE CLEARFIELD COUNTY SHERIFF'S OFFICE, ONE NORTH SECOND STREET, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO JACK L. MCCALL

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOW TO HIM / HER THE CONTENTS THEREOF.

@ SERVED CONNIE L. MCCALL

DECEASED

FILED
of 4:00 PM
APR 15 2005

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16207
NO: 03-1334-CD

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: MCCALL, JACK L.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURN

SHERIFF HAWKINS \$222.18

SURCHARGE \$40.00 PAID BY ATTORNEY

So Answers,

Chester A. Hawkins
by Andrew Butler - Augherbaugh
Chester A. Hawkins
Sheriff

WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW

National City Bank of Pennsylvania

Vs.

NO.: 2003-01334-CD

Jack L. McCall and
Connie L. McCall

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due NATIONAL CITY BANK OF PENNSYLVANIA, Plaintiff(s) from JACK L. MCCALL and CONNIE L. MCCALL, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description

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

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are 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(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$76,817.62
INTEREST 12/17/03-Sale Date
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 12/18/2003

PAID: 132.00
SHERIFF: \$
OTHER COSTS: \$

William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 30th day
of June A.D. 2004
At 2:00 A.M./P.M.

Requesting Party: Louis P. Vitti, Esq.
916 Fifth Ave.
Pittsburgh, PA 1521
(412) 281-1725

Chesler A. Hawkins
Sheriff by Cynthia Butler-Augustbaugh

6-30-04 Document
~~Reinstate~~/Reissued to Sheriff/~~Attorney~~
for service. 
William J. Shanahan
Deputy Prothonotary

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

LEGAL DESCRIPTION

ALL that certain piece, parcel or lot of land situate in the Township of Bloom, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at corner of land now or formerly of Warren Charles and State Highway leading from Grampian to DuBois; thence along State Highway North thirteen (13°) degrees thirty (30') minutes East one hundred seventy-nine (179.0') feet to post; thence North fourteen (14°) degrees East five hundred thirty-nine (539.0') feet to post along Spring Run; thence along Spring Run South eighty-six (86°) degrees West two hundred sixty-six (266.0') feet to a post; thence South fourteen (14°) degrees West six hundred sixty-two (662.0') feet to post corner of Warren Charles and private lane; thence North seventy-two (72°) degrees West two hundred sixty-six (266.00') feet to place of beginning.

CONTAINING four (4) acres and twenty-nine (29) perches, more or less.

HAVING erected thereon a dwelling known as RR #1, Box 200, Grampian, PA 16838.

PARCEL NO. 104-F9-55

BEING the same premises which Richard L. Shubert and H. Erdine Shubert, his wife, Dale L. Shubert, single, Sylvester S. Shubert and Natalie Shubert, his wife, and Matthew J. Shubert, single, by deed dated 07/28/1972 and recorded on 08/28/1972 in Clearfield County, Pennsylvania, Recorder of Deeds Office in Deed Book Volume 604, page 268, granted and conveyed unto Jack L. McCall and Connie L. McCall, his wife.

**REAL ESTATE SALE
SCHEDULE OF DISTRIBUTION**

NAME JACK L. MCCALL

NO. 03-1334-CD

NOW, April 02, 2005, by virtue of the Writ of Execution hereunto attached, after having given due and legal notice of time and place of sale by publication in a newspaper published in this County and by handbills posted on the premises setting for the date, time and place of sale at the Court House in Clearfield on February 04, 2005, I exposed the within described real estate of Mccall, Jack L. to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

SHERIFF COSTS:

| | |
|----------------------------|-----------------|
| RDR | 15.00 |
| SERVICE | 15.00 |
| MILEAGE | 9.00 |
| LEVY | 15.00 |
| MILEAGE | 9.00 |
| POSTING | 15.00 |
| CSDS | 10.00 |
| COMMISSION | 0.00 |
| POSTAGE | 5.18 |
| HANDBILLS | 15.00 |
| DISTRIBUTION | 25.00 |
| ADVERTISING | 15.00 |
| ADD'L SERVICE | 15.00 |
| DEED | |
| ADD'L POSTING | |
| ADD'L MILEAGE | 9.00 |
| ADD'L LEVY | |
| BID AMOUNT | |
| RETURNS/DEPUTIZE | |
| COPIES | 15.00 |
| | 5.00 |
| BILLING/PHONE/FAX | 10.00 |
| CONTINUED SALES | 20.00 |
| MISCELLANEOUS | |
| TOTAL SHERIFF COSTS | \$222.18 |

DEED COSTS:

| | |
|-------------------------|---------------|
| ACKNOWLEDGEMENT | |
| REGISTER & RECORDER | |
| TRANSFER TAX 2% | 0.00 |
| TOTAL DEED COSTS | \$0.00 |

PLAINTIFF COSTS, DEBT AND INTEREST:

| | |
|--------------------------------|--------------------|
| DEBT-AMOUNT DUE | 76,817.62 |
| INTEREST @ | 0.00 |
| FROM 12/17/2003 TO 02/04/2005 | |
| PROTH SATISFACTION | |
| LATE CHARGES AND FEES | |
| COST OF SUIT-TO BE ADDED | |
| FORECLOSURE FEES | |
| ATTORNEY COMMISSION | |
| REFUND OF ADVANCE | |
| REFUND OF SURCHARGE | 40.00 |
| SATISFACTION FEE | |
| ESCROW DEFICIENCY | |
| PROPERTY INSPECTIONS | |
| INTEREST | |
| MISCELLANEOUS | |
| TOTAL DEBT AND INTEREST | \$76,857.62 |

COSTS:

| | |
|---------------------|-------------------|
| ADVERTISING | 337.92 |
| TAXES - COLLECTOR | |
| TAXES - TAX CLAIM | |
| DUE | |
| LIEN SEARCH | 100.00 |
| ACKNOWLEDGEMENT | |
| DEED COSTS | 0.00 |
| SHERIFF COSTS | 222.18 |
| LEGAL JOURNAL COSTS | 180.00 |
| PROTHONOTARY | 132.00 |
| MORTGAGE SEARCH | 40.00 |
| MUNICIPAL LIEN | |
| TOTAL COSTS | \$1,012.10 |

DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE WITHIN TEN (10) DAYS FROM THIS DATE.

CHESTER A. HAWKINS, Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 15183
NO: 03-1334-CD

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA
vs.
DEFENDANT: MCCALL, JACK L.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 12/18/2003

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 06/02/2005

DATE DEED FILED **NOT SOLD**

cr FILED
06/08/2005
JUN 02 2005

William A. Shaw
Prothonotary/Clerk of Courts

DETAILS

@ SERVED JACK L. MCCALL

@ SERVED CONNIE L. MCCALL

@ SERVED

NOW, JANUARY 5, 2004 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO STAY THE SHERIFF SALE DUE TO BANKRUPTCY FILING.

@ SERVED

NOW, JUNE 2, 2005 RETURN WRIT AS NO SALE HELD. TIME EXPIRED.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 15183
NO: 03-1334-CD

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: MCCALL, JACK L.

WRIT OF EXECUTION REAL ESTATE

SHERIFF RETURN

SHERIFF HAWKINS \$15.00

SURCHARGE \$40.00 PAID BY ATTORNEY

So Answers,

Chester A. Hawkins
By *Jay Amitha Butter-Augustine*
Chester A. Hawkins
Sheriff

WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW

National City Bank of Pennsylvania

Vs.

NO.: 2003-01334-CD

Jack L. McCall and
Connie L. McCall

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due NATIONAL CITY BANK OF PENNSYLVANIA, Plaintiff(s) from JACK L. MCCALL and CONNIE L. MCCALL, Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached Description
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

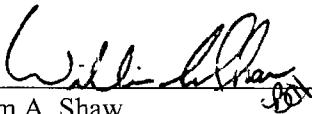
Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are 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(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$76,817.62
INTEREST 12/17/03-Sale Date
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 12/18/2003

PAID: \$125.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 18th day
of December A.D. 2003
At 1:00 A.M./P.M.

Requesting Party: Louis P. Vitti, Esq.
916 Fifth Ave.
Pittsburgh, PA 15219
(412) 281-1725

Chasen A. Hawkins
Sheriff
by Cynthia Butter-Augdenbaugh

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

NATIONAL CITY BANK OF PENNSYLVANIA, : NO. 2003-01334-CD
Plaintiff, :
vs. :
JACK L. MCCALL and CONNIE L. MCCALL, :
Defendants. :

LEGAL DESCRIPTION

ALL that certain piece, parcel or lot of land situate in the Township of Bloom, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at corner of land now or formerly of Warren Charles and State Highway leading from Grampian to DuBois; thence along State Highway North thirteen (13°) degrees thirty (30') minutes East one hundred seventy-nine (179.0') feet to post; thence North fourteen (14°) degrees East five hundred thirty-nine (539.0') feet to post along Spring Run; thence along Spring Run South eighty-six (86°) degrees West two hundred sixty-six (266.0') feet to a post; thence South fourteen (14°) degrees West six hundred sixty-two (662.0') feet to post corner of Warren Charles and private lane; thence North seventy-two (72°) degrees West two hundred sixty-six (266.00') feet to place of beginning.

CONTAINING four (4) acres and twenty-nine (29) perches, more or less.

HAVING erected thereon a dwelling known as RR #1, Box 200, Grampian, PA 16838.

PARCEL NO. 104-F9-55

BEING the same premises which Richard L. Shubert and H. Erdine Shubert, his wife, Dale L. Shubert, single, Sylvester S. Shubert and Natalie Shubert, his wife, and Matthew J. Shubert, single, by deed dated 07/28/1972 and recorded on 08/28/1972 in Clearfield County, Pennsylvania, Recorder of Deeds Office in Deed Book Volume 604, page 268, granted and conveyed unto Jack L. McCall and Connie L. McCall, his wife.

**REAL ESTATE SALE
SCHEDULE OF DISTRIBUTION**

NAME JACK L. MCCALL

NO. 03-1334-CD

NOW, June 02, 2005, by virtue of the Writ of Execution hereunto attached, after having given due and legal notice of time and place of sale by publication in a newspaper published in this County and by handbills posted on the premises setting for the date, time and place of sale at the Court House in Clearfield on , I exposed the within described real estate of McCall, Jack L. to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

SHERIFF COSTS:

| | |
|----------------------------|----------------|
| RDR SERVICE | 15.00 |
| MILEAGE LEVY | |
| MILEAGE POSTING | |
| CSDS | |
| COMMISSION | 0.00 |
| POSTAGE | |
| HANDBILLS | |
| DISTRIBUTION | |
| ADVERTISING | |
| ADD'L SERVICE | |
| DEED | |
| ADD'L POSTING | |
| ADD'L MILEAGE | |
| ADD'L LEVY | |
| BID AMOUNT | |
| RETURNS/DEPUTIZE | |
| COPIES | |
| BILLING/PHONE/FAX | |
| CONTINUED SALES | |
| MISCELLANEOUS | |
| TOTAL SHERIFF COSTS | \$15.00 |

DEED COSTS:

| | |
|-------------------------|---------------|
| ACKNOWLEDGEMENT | |
| REGISTER & RECORDER | |
| TRANSFER TAX 2% | 0.00 |
| TOTAL DEED COSTS | \$0.00 |

PLAINTIFF COSTS, DEBT AND INTEREST:

| | | | |
|----------------------------|----------------|--------------------------------|----------------|
| RDR SERVICE | 15.00 | DEBT-AMOUNT DUE | |
| MILEAGE LEVY | | INTEREST @ | 0.00 |
| MILEAGE POSTING | | FROM TO | |
| CSDS | | PROTH SATISFACTION | |
| COMMISSION | 0.00 | LATE CHARGES AND FEES | |
| POSTAGE | | COST OF SUIT-TO BE ADDED | |
| HANDBILLS | | FORECLOSURE FEES | |
| DISTRIBUTION | | ATTORNEY COMMISSION | |
| ADVERTISING | | REFUND OF ADVANCE | |
| ADD'L SERVICE | | REFUND OF SURCHARGE | 40.00 |
| DEED | | SATISFACTION FEE | |
| ADD'L POSTING | | ESCROW DEFICIENCY | |
| ADD'L MILEAGE | | PROPERTY INSPECTIONS | |
| ADD'L LEVY | | INTEREST | |
| BID AMOUNT | | MISCELLANEOUS | |
| RETURNS/DEPUTIZE | | TOTAL DEBT AND INTEREST | \$40.00 |
| COPIES | | COSTS: | |
| BILLING/PHONE/FAX | | ADVERTISING | 0.00 |
| CONTINUED SALES | | TAXES - COLLECTOR | |
| MISCELLANEOUS | | TAXES - TAX CLAIM | |
| TOTAL SHERIFF COSTS | \$15.00 | DUE | |
| | | LIEN SEARCH | |
| | | ACKNOWLEDGEMENT | |
| | | DEED COSTS | 0.00 |
| | | SHERIFF COSTS | 15.00 |
| | | LEGAL JOURNAL COSTS | 0.00 |
| | | PROTHONOTARY | |
| | | MORTGAGE SEARCH | |
| | | MUNICIPAL LIEN | |
| | | TOTAL COSTS | \$15.00 |

DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE WITHIN TEN (10) DAYS FROM THIS DATE.

CHESTER A. HAWKINS, Sheriff

Louis P. Vitti and Associates, P.C.

COUNSELLORS AT LAW
916 FIFTH AVENUE
PITTSBURGH, PENNSYLVANIA 15219

PHONE: (412) 261-1725

FAX: (412) 261-3810

LOUIS P. VITTI
ROONEY PERMIGLIANI
BLAISE J. GUZEWICZ

NSBN Member

Today is Monday
January 5, 2004Sheriff of Clearfield County
Clearfield County Courthouse
814-765-5915RE: Jack L. McCall
Sh# # 3003-01334-CD

To whom it may concern:

Please stay the writ on the above captioned case, which is scheduled for the Please return the
Sheriff sale.REASON: BankruptcyMONEY REALIZED: YES for the amount of \$ NO X

Thank you for your attention to this matter.

Very Truly Yours,

Louis P. Vitti

Louis P. Vitti

LPV/