

03-1513-CD
AUSTIN POWDER COMPANY vs. ED HANSLOVAN COAL COMPANY, INC.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 15448
NO: 03-1513-CD

PLAINTIFF: AUSTIN POWDER COMPANY
vs.
DEFENDANT: ED HANSLOVAN COAL COMPANY, INC.

WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURN

DATE RECEIVED WRIT: 03/24/2004

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 04/20/2005

NOT SOLD

DETAILS

@ SERVED ED HANSLOVAN COAL COMPANY INC.

NOW, MAY 11, 2004 DEPUTIES ATTEMPTED TO LEVY ON THE PERSONAL PROPERTY OF THE DEFENDANT. THERE WAS NO PROPERTY FOUND IN THE DEFENDANT'S NAME TO LEVY.

@ SERVED

NOW, APRIL 21, 2005 RETURN WRIT AS NO SALE HELD ON THE PROPERTY OF THE DEFENDANT. THERE WAS NO PROPERTY TO LEVY.

FILED

APR 21 2005

01:30

GN
William A. Shaw

Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 15448
NO: 03-1513-CD

PLAINTIFF: AUSTIN POWDER COMPANY
vs.
DEFENDANT: ED HANSLOVAN COAL COMPANY, INC.

WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURN

SHERIFF HAWKINS \$47.75

SURCHARGE \$20.00 PAID BY ATTORNEY

So Answers,


O/C Cynthia Better-Aufhauf
Chester A. Hawkins
Sheriff

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

Austin Powder Company

Vs.

NO.: 2003-01513-CD

Ed Hanslovan Coal Company, Inc.

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due AUSTIN POWDER COMPANY, Plaintiff(s) from ED HANSLOVAN COAL COMPANY, INC., Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Personal Property
- (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: **\$12,685.20**
INTEREST 6% from 12/1/03: **\$221.93**
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 03/22/2004

PAID: **\$165.00**
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 24th day
of March A.D. 2004
At 8:00 A.M./P.M.

Chester A. Hawkins
Sheriff by Cynthia Butten-Augenthaler

Requesting Party: Pamela J. Wilson, Esq.
Suite 1212, Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412) 391-2121

**PERSONAL PROPERTY SALE
SCHEDULE OF DISTRIBUTION**

NAME ED HANSLOVAN COAL COMPANY INC.

NO. 03-1513-CD

NOW, April 20, 2005, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Ed Hanslovan Coal Company, Inc. 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:

PLAINTIFF COSTS, DEBT AND INTEREST:

		DEBT-AMOUNT DUE INTEREST @ % FROM TO	
RDR SERVICE	9.00		0.00
MILEAGE LEVY			
MILEAGE POSTING	9.75	PROTH SATISFACTION	
HANDBILLS		LATE CHARGES AND FEES	
COMMISSION	0.00	COST OF SUIT-TO BE ADDED	
POSTAGE		FORECLOSURE FEES	
HANDBILLS	10.00	ATTORNEY COMMISSION	
DISTRIBUTION		REFUND OF ADVANCE	
ADVERTISING		REFUND OF SURCHARGE	20.00
ADD'L SERVICE		SATISFACTION FEE	
ADD'L POSTING		ESCROW DEFICIENCY	
ADD'L MILEAGE		PROPERTY INSPECTIONS	
ADD'L LEVY		INTEREST	
BID AMOUNT		MISCELLANEOUS	
RETURNS/DEPUTIZE			
COPIES	5.00	TOTAL DEBT AND INTEREST	\$232.75
		COSTS:	
BILLING/PHONE/FAX	5.00	ADVERTISING	0.00
CONTINUED SALES		TAXES - COLLECTOR	
MISCELLANEOUS	9.00	TAXES - TAX CLAIM	
		DUE	
TOTAL SHERIFF COSTS	\$47.75	LIEN SEARCH	
		ACKNOWLEDGEMENT	
		SHERIFF COSTS	47.75
		LEGAL JOURNAL COSTS	0.00
		PROTHONOTARY	165.00
		MORTGAGE SEARCH	
		MUNICIPAL LIEN	
		TOTAL COSTS	\$212.75
		TOTAL COSTS	\$232.75

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. 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
CIVIL DIVISION**

AUSTIN POWDER COMPANY,

CIVIL ACTION - LAW

Plaintiff,

NO. 2003-1513-CV

vs.

ED HANSLOVAN COAL
COMPANY INC.,

COMPLAINT IN CIVIL ACTION

Defendant

FILED ON BEHALF OF PLAINTIFF
AUSTIN POWDER COMPANY

COUNSEL OF RECORD FOR THIS
PARTY:

Pamela J. Wilson, Esquire
PA ID. NO. 77011

VOLLMER RULONG & KEATING, P.C.
Suite 1212 - Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412)391-2121
(412)391-3578 fax

Firm ID. No. 916

FILED

OCT 08 2003
m 11:30 AM
William A. Shaw
Prothonotary/Clerk of Courts
1 Court to 5th flr

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

AUSTIN POWDER COMPANY,)
Plaintiff,)
vs.) No.
ED HANSLOVAN COAL)
COMPANY INC.,)
Defendant.)

NOTICE TO DEFEND

You have been sued in court. If you wish to defend against the claim 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 attorney and filing in writing with the court your defenses or 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 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 DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, THEN YOU SHOULD GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814)765-2641 EXT. 32

VOLLMER RULONG & KEATING, P.C.

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

AUSTIN POWDER COMPANY,) Civil Action - Law
Plaintiff,)
vs.) No.
ED HANSLOVAN COAL)
COMPANY INC.,)
Defendant.)

COMPLAINT IN CIVIL ACTION

1. Plaintiff, AUSTIN POWDER COMPANY (hereinafter "plaintiff") is a corporation with an address of 25800 Science Park Drive, Cleveland, OH 44122.
2. Defendant, ED HANSLOVAN COAL COMPANY INC. (hereinafter "defendant") is a corporation operating under the laws of the Commonwealth of Pennsylvania with offices at Box 230, Route 2, Morrisdale, Clearfiled County, Pennsylvania 16858.
3. Between on or about February 22, 2002 and April 30, 2003, plaintiff, at the request of defendant sold and delivered certain goods at the times and in the amounts as fully set forth on plaintiff's statement of account, a true and correct copy of which is attached hereto, made a part hereof and marked as Exhibit "1".
4. The prices charged for the said goods were the fair, reasonable and market prices of the same at the time they were sold and delivered to the defendant and further are the prices it agreed to pay.
5. After all payments have been credited, an outstanding balance in the amount of \$12,037.72 remains due plaintiff by defendant but defendant has failed

or refused to pay the same or any part thereof despite repeated demands.

6. In addition to accruing principal, plaintiff demands interest at the legal rate of 6% per annum from May 1, 2003.

WHEREFORE, plaintiff requests judgment in its favor and against the defendant in the principal sum of \$12,037.72 plus interest at a rate of 6% per annum thereon from May 1, 2003 together with costs.

VOLLMER RULONG & KEATING P.C.

BY: 

Thursday, May 29, 2003 11:20 AM

Credit manager

Credit Manager Inquiry

Account ?	244614	AR Items :	13037.72
ED HANSLOVAN COAL CO		Orders alloc or desp. +	00
Debtor days :	171	Collection documents +	00
Days sales outstanding :	165	Total outstanding . =	13037.72
Average days to pay	33	Credit limit	30000.00
Average days slow	3	Available credit	16962.28
Overdue days	132	Performance & Performance Indicator B	
? OS balance :	13037.72	YTD Net sales	9909.57
? Not yet due :	.00	YTD Net credits	4542.61
? 1 - 10 :	.00	YTD Cash	1000.00
? 11 - 30 :	144.09	YTD Discount	.00
? 31 - 40 :	.00	Highest O/S	8/20/02 28902.04
? 41 - 60 :	.00	Last payment	5/05/03 1000.00
? 61 - 90 :	9634.98	Last sale	4/30/03 144.09
? 91 + :	3258.65	Statement	4/30/03 14037.72
Overdue balance	13037.72	Interest	4/30/03 144.09
Doubtful balance	.00	Dunning	0/00/00 .00

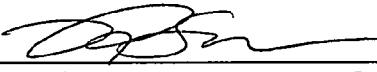
11:20 AM

JK-11/11

UNSWORN VERIFICATION

I, RICHARD L. STONE, state that I am the CREDIT MANAGER of Plaintiff, **AUSTIN POWDER COMPANY** the Plaintiff herein. I have reviewed the annexed pleading and believe the facts contained therein are true and correct to the best of my knowledge, information and belief. I believe that the corporation will be able to prove these facts at trial. This declaration is made by me with the knowledge that it is subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

AUSTIN POWDER COMPANY

BY: 
TITLE: CREDIT MANAGER

In The Court of Common Pleas of Clearfield County, Pennsylvania

AUSTIN POWDER COMPANY

VS.

ED HANSLOVAN COAL COMPANY, INC.

COMPLAINT

Sheriff Docket # 14658

03-1513-CD

SHERIFF RETURNS

NOW OCTOBER 20, 2003 AT 2:30 PM SERVED THE WITHIN COMPLAINT ON ED HANSLOVAN COAL COMPANY, INC., DEFENDANT AT RESIDENCE, BOX 230, RT. 2, MORRISDALE, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO MARY HANSLOVAN, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HER THE CONTENTS THEREOF.

SERVED BY: COUDRIET/RYEN

Return Costs

Cost	Description
27.73	SHERIFF HAWKINS PAID BY: ATTY
10.00	SURCHARGE PAID BY: ATTY

Sworn to Before Me This

22nd Day Of Oct 22 2003
William A. Shaw

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan. 2006
Clearfield Co., Clearfield, PA

So Answers,

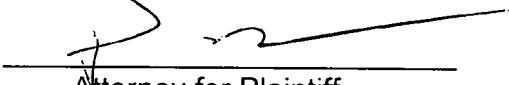
*Chester Hawkins
by Marilyn Hauer*
Chester A. Hawkins
Sheriff

FILED

*01/15/04
OCT 22 2003*

WAS
William A. Shaw
Prothonotary/Clerk of Courts

I hereby certify that Rule 237.1 has
been complied with and that notice
of intention to file Praeclipe for
Default Judgment was mailed to
Defendants on November 12, 2003


Attorney for Plaintiff

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

AUSTIN POWDER COMPANY

CIVIL ACTION - LAW

vs.
Plaintiff,

No: 03-1513-CD

ED HANSLOVAN COAL
COMPANY INC.

**PRAECLYPE FOR DEFAULT
JUDGMENT**

Defendant

Filed on behalf of plaintiff

CERTIFICATE OF ADDRESS

I hereby certify that the last
known address of the Plaintiff
and the Defendant are as follows:

Plaintiff:

c/o Suite 1212-Grant Bldg.
Pittsburgh, PA 15219

Defendant

P. O. Box 230 - Route 2
Morrisdale, PA 16858

AUSTIN POWDER COMPANY

COUNSEL OF RECORD FOR
THIS PARTY:

Pamela J. Wilson, Esquire

PA ID No. 77011

VOLLMER RULONG & KEATING, P.C.
Suite 1212, Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412) 391-2121
(412)391-3578 fax
Firm I.D. No. 916


Attorney for Plaintiff

FILED

DEC 01 2003

William A. Shaw
Prothonotary

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

AUSTIN POWDER COMPANY) CIVIL ACTION - LAW
)
 Plaintiff,) No: 03-1513-CD
)
 vs.)
)
 ED HANSLOVAN COAL COMPANY INC.)
)
 Defendant)

PRAECIPE FOR DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Please enter judgment in favor of the plaintiff and against the defendant ED HANSLOVAN COAL COMPANY INC. for failure of the defendant to file an Answer within the prescribed period time.

Amount	\$12,037.72
6% Interest from 5/1/03	\$ <u>415.55</u>
TOTAL	\$12,453.27 plus costs

VOLLMER RULONG & KEATING, P.C.

BY: P R

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

AUSTIN POWDER COMPANY)	CIVIL ACTION - LAW
)	
Plaintiff,)	No. 03-1513-CD
)	
vs.)	
)	
ED HANSLOVAN COAL COMPANY INC.)	
)	
Defendant.)	

NOTICE OF PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT

TO: ED HANSLOVAN COAL COMPANY INC.
P. O. BOX 230 - ROUTE 2
MORRISDALE, PA 16858
DATE: NOVEMBER 12, 2003

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO TAKE ACTION
REQUIRED OF YOU IN THIS CASE. UNLESS YOU ACT WITHIN TEN 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 A LAWYER AT ONCE.
IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR
TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET
LEGAL HELP.

DAVID S. MEHOLICK, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830
(814)765-2641 EXT. 32

VOLLMER RULONG & KEATING, P.C.

BY: _____

Suite 1212 - Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412)391-2121
(412)391-3578 fax

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

Austin Powder Company
Plaintiff(s)

No.: 2003-01513-CD

Real Debt: \$12,453.27

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Ed Hanslovan Coal Company, Inc.
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: December 1, 2003

Expires: December 1, 2008

Certified from the record this 1st 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

AUSTIN POWDER COMPANY) CIVIL ACTION - LAW
vs.)
ED HANSLOVAN COAL COMPANY INC.) No: 03-1513-CD
Plaintiff,)
vs.)
Defendant)

NOTICE OF ORDER, DECREE OF JUDGMENT

To: ED HANSLOVAN COAL COMPANY INC.
P. O. BOX 230 ROUTE 2
MORRISDALE, PA 16858

() Plaintiff
(xx) Defendant
() Additional Defendant

You are hereby noticed that an Order, Decree or Judgment was entered in the
above captioned matter proceeding on _____.

() A copy of the Order of Decree is enclosed; or
() The judgment is as follows \$12,453.27 plus costs.

Deputy

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

AUSTIN POWDER COMPANY

Plaintiff,
vs.
No. 03-1513-CD
MONEY JUDGMENT
PRAECIPE FOR
WRIT OF EXECUTION

ED HANSLOVAN COAL COMPANY INC.

Defendant
and
AUSTIN POWDER COMPANY

CLEARFIELD BANK & TRUST
COUNSEL OF RECORD FOR THIS
PARTY

Garnishee
Pamela J. Wilson, Esquire
PA I.D. No. 77011

VOLLMER RULONG & KEATING, P.C.
Suite 1212, Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412) 391-2121

Firm I.D. No. 916

FILED

JAN 20 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

AUSTIN POWDER COMPANY) CIVIL ACTION - LAW
vs.)
ED HANSLOVAN COAL)
COMPANY INC.)
and)
CLEARFIELD BANK AND TRUST)
Garnishee)

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Issue Writ of Execution in the above matter:

- (1) Directed to the Sheriff of CLEARFIELD County
- (2) Against Defendant ED HANSLOVAN COAL COMPANY INC.
- (3) Against Garnishee CLEARFIELD BANK AND TRUST
- (4) Amount due: \$12,463.27
6% Interest from 12/1/03 \$ 87.31

TOTAL \$12,540.58 PLUS COSTS

125.00 Prothonotary Costs

Respectfully submitted,
VOLLMER RULONG & KEATING, P.C.

BY: *P*

Attorney for Plaintiff

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

Austin Powder Company
Plaintiff

Vs.

NO.: 2003-01513-CD

Ed Hanslovan Coal Company, Inc.
Defendant

Clearfield Bank and Trust
Garnishee

COPY

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due AUSTIN POWDER COMPANY, Plaintiff(s) from ED HANSLOVAN COAL COMPANY, INC., Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Personal Property
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
Clearfield Bank and Trust
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: \$12,540.58
INTEREST: \$87.31
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 01/20/2004

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

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

Sheriff

William A. Shaw
Prothonotary/Clerk Civil Division

Requesting Party: Pamela J. Wilson, Esq.
Suite 1212, Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412) 391-2121

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

AUSTIN POWDER COMPANY,	:	CIVIL ACTION - LAW
PLAINTIFF	:	
VS.	:	NO. 2003-1513-CD
	:	MONEY JUDGMENT
ED HANSLOVAN COAL COMPANY INC,	:	
DEFENDANT	:	INTERROGATORIES IN AID
	:	OF EXECUTION
AND	:	
CLEARFIELD BANK & TRUST COMPANY	:	
GARNIShee	:	

To: The Prothonotary of Clearfield County

The Clearfield Bank & Trust Company, Garnishee, files answers to plaintiff's interrogatories as follows:

The answer to the plaintiff's interrogatories to #1 is No.

The answer to the plaintiff's interrogatories to #2 is Yes:

Certificate of Deposit
\$30,700 which belongs to Rockwood Casualty Ins. Co.
for a bonding permit.

The answer to the plaintiff's interrogatories to #3 is No.

The answer to the plaintiff's interrogatories to #4 is No.

The answer to the plaintiff's interrogatories to #5 is No.

The answer to the plaintiff's interrogatories to #6 is No.

The answer to the plaintiff's interrogatories to #7 is Yes:

\$148.71
\$260.45

Date: March 11, 2004



Lori A. Kurtz
Collection Manager
Clearfield Bank & Trust Company

FILED

MAR 11 2004

William A. Shaw
Prothonotary

Lap over margin

NO. 2003-1513-CD

Austin Powder Company, Plaintiff
VS.
Ed Hanslovan Coal Company Inc.

Defendant
AND
Clearfield Bank & Trust Company,
Garnishee

RECEIVED
U.S. DISTRICT COURT
O 3-26-04 2:02 PM
FEB 2004

MAR 11 2004

William A. Shaw
Prothonotary



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

AUSTIN POWDER COMPANY

CIVIL ACTION - LAW
NO. 03-1513-CD

Plaintiff,

PRAECIPE FOR JUDGMENT
AGAINST GARNISHEE

vs.

ED HANSLOVAN COAL
COMPANY INC.

FILED ON BEHALF OF PLAINTIFF
AUSTIN POWDER COMPANY

Defendant

and

CLEARFIELD BANK AND TRUST

COUNSEL OF RECORD FOR THIS
PARTY:

Garnishee

Pamela J. Wilson, Esquire

PA ID. NO. 77011
VOLLMER RULONG & KEATING, P.C.
Suite 1212 - Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412)391-2121
(412)391-3578 fax
Firm ID. No. 916

FILED

MAR 18 2004

William A. Shaw
Prothonotary

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

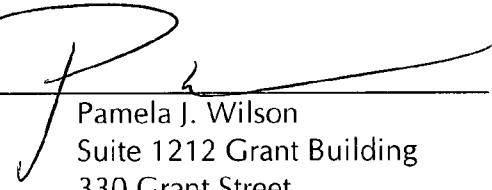
AUSTIN POWDER COMPANY) CIVIL ACTION - LAW
vs.)
Plaintiff,) NO. 03-1513-CD
vs.)
ED HANSLOVAN COAL)
COMPANY INC.)
vs.)
Defendant,)
and)
vs.)
CLEARFIELD BANK AND TRUST)
Garnishee)

PRAECIPE FOR JUDGMENT AGAINST GARNISHEE

TO THE PROTHONOTARY:

Please enter Judgment in favor of Plaintiff and against the garnishee, CLEARFIELD
BANK AND TRUST in the amount of \$409.16 plus costs as admitted to be in the
Garnishee's possession in the Garnishee's Answer to Interrogatories.

VOLLMER RULONG & KEATING, P.C.

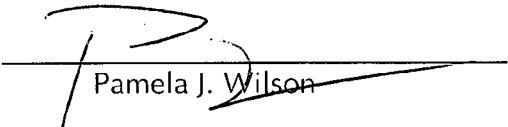
BY: 

Pamela J. Wilson
Suite 1212 Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412) 391-2121
(412) 391-3578 fax

CERTIFICATE OF SERVICE

I, the undersigned counsel do hereby certify that a true and correct copy of the foregoing Praeclipe for Judgment Against Garnishee Clearfield Bank and Trust was served this 16 day of March, 2004 by first class, U.S. mail, postage prepaid to the following addresses:

Clearfield Bank and Trust
11 N. Second Street
Clearfield, PA 16830


Pamela J. Wilson

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

AUSTIN POWDER COMPANY)
vs.)
ED HANSLOVAN COAL)
COMPANY INC.)
and)
CLEARFIELD BANK AND TRUST)
Plaintiff,)
Defendant.)
Garnishee)
No: 03-1513-CD

NOTICE OF ORDER, DECREE OF JUDGMENT

To: CLEARFIELD BANK AND TRUST
11 N. SECOND STREET
CLEARFIELD, PA 16830

() Plaintiff
() Defendant
() Additional Defendant
(xx) Garnishee

You are hereby noticed that an Order, Decree or Judgment was entered in the above captioned matter proceeding on _____:

() A copy of the Order of Decree is enclosed; or
(X) The judgment is as follows: \$409.16 plus costs

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

Austin Powder Company
Plaintiff(s)

No.: 2003-01513-CD

Real Debt: \$409.16

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Ed Hanslovan Coal Company, Inc.
Defendant(s)

Entry: \$20.00

Instrument: Judgment against Garnishee ONLY

Vs.

Date of Entry: March 18, 2004

Clearfield Bank & Trust
Garnishee

Expires: March 18, 2009

Certified from the record this 18th day of March, 2004

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

AUSTIN POWDER COMPANY

CIVIL ACTION - LAW

Plaintiff,

vs.

ED HANSLOVAN COAL COMPANY INC.

Defendant

No. 03-1513-CD
MONEY JUDGMENT
**PRAECIPE FOR
WRIT OF EXECUTION**

Filed on Behalf of Plaintiff
AUSTIN POWDER COMPANY

COUNSEL OF RECORD FOR THIS
PARTY

Pamela J. Wilson, Esquire
PA I.D. No. 77011

VOLLMER RULONG & KEATING, P.C.
Suite 1212, Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412) 391-2121

Firm I.D. No. 916

FILED

MAR 22 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

AUSTIN POWDER COMPANY) CIVIL ACTION - LAW
vs.)
ED HANSLOVAN COAL)
COMPANY INC.)
Defendant)

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Issue Writ of Execution in the above matter:

- (1) Directed to the Sheriff of CLEARFIELD County
- (2) Against Defendant ED HANSLOVAN COAL COMPANY INC.
- (3) Amount due: \$12,463.27
6% Interest from 12/1/03 \$ 221.93

TOTAL \$12,685.20 PLUS COSTS
165.00 Prothonotary costs

Respectfully submitted,
~~VOLLMER RULONG & KEATING, P.C.~~

BY: J. 2
Attorney for Plaintiff

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

COPY

Austin Powder Company

Vs.

NO.: 2003-01513-CD

Ed Hanslovan Coal Company, Inc.

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due AUSTIN POWDER COMPANY, Plaintiff(s) from ED HANSLOVAN COAL COMPANY, INC., Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Personal Property
- (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: **\$12,685.20**

PAID: **\$165.00**

INTEREST 6% from 12/1/03: **\$221.93**

SHERIFF: \$

PROTH. COSTS: \$

OTHER COSTS: \$

ATTY'S COMM: \$

DATE: 03/22/2004

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

Sheriff

William A. Shaw
Prothonotary/Clerk Civil Division

Requesting Party: Pamela J. Wilson, Esq.
Suite 1212, Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412) 391-2121

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 15136
NO: 03-1513- CD

PLAINTIFF: AUSTIN POWDER COMPANY

vs.

DEFENDANT: ED HANSLOVAN COAL COMPANY

WRIT OF EXECUTION INTERROGATORIES TO GARNISHEE

SHERIFF RETURN

DATE RECEIVED WRIT: 01/20/2004

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 02/21/2006

DATE DEED FILED

PROPERTY ADDRESS , PA

SERVICES

01/30/2004 @ 11:45 AM SERVED CLEARFIELD BANK & TRUST COMPANY

SERVED CLEARFIELD BANK & TRUST COMPANY, GARNISHEE, BY HANDING TO KATHY JACOBSON, PERSON IN CHARGRE OF CB&T COMPANY, AT HER PLACE OF EMPLOYMENT CB&T, 11 NORTH SECOND STREET, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE AND BY MAKING KNOWN TO HER THE CONTENTS THEREOF.

FILED
03-144-01
FEB 21 2006
WM

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 15136
NO: 03-1513- CD

PLAINTIFF: AUSTIN POWDER COMPANY
vs.
DEFENDANT: ED HANSLOVAN COAL COMPANY

WRIT OF EXECUTION INTERROGATORIES TO GARNISHEE

SHERIFF RETURN

SHERIFF HAWKINS \$20.00
SURCHARGE \$10.00 PAID BY ATTORNEY

Sworn to Before Me This

So Answers,

Day of 2006

13
Chester A. Hawkins
Sheriff

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

Austin Powder Company
Plaintiff

Vs.

NO.: 2003-01513-CD

Ed Hanslovan Coal Company, Inc.
Defendant

Clearfield Bank and Trust
Garnishee

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due AUSTIN POWDER COMPANY, Plaintiff(s) from ED HANSLOVAN COAL COMPANY, INC., Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Personal Property
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
Clearfield Bank and Trust
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: \$12,540.58

PAID: \$125.00

INTEREST: \$87.31

SHERIFF: \$

PROTH. COSTS: \$

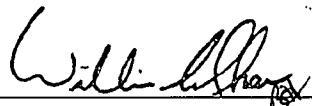
OTHER COSTS: \$

ATTY'S COMM: \$

DATE: 01/20/2004

Received this writ this 20th day
of January A.D. 2004
At 3:15 A.M. P.M.

Chester A. Heuerlein
Sheriff By Captain Butler-Aughbaugh



William A. Shaw

Prothonotary/Clerk Civil Division

Requesting Party: Pamela J. Wilson, Esq.
Suite 1212, Grant Building
330 Grant Street
Pittsburgh, PA 15219
(412) 391-2121