

03-1623-CD

KURTZ TRUCK REPAIR vs. KEPHART TRUCKING COMPANY

03-1623-CD

ORIGINAL
COPY

IN THE COURT OF COMMON PLEAS OF LANCASTER COUNTY, PENNSYLVANIA
WRIT OF EXECUTION - (Money Judgment)
(Pa. R. C. P. 3101 to 3149 and 3252)

KURTZ TRUCK REPAIR

Plaintiff

Judgment/Execution No. CI- 03- 05130

vs.

KEPHART TRUCKING COMPANY

Defendant

FILED

OCT 30 2003

William A. Shaw
Prothonotary/Clerk of Courts

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF LANCASTER
TO THE SHERIFF OF CLEARFIELD

COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs against Kephart Trucking Company, P.O.
Box 386, Rt. 322 W., Bigler, PA 16825 defendant

(1) You are directed to levy upon the property of the defendant and to sell his interest
therein; 1996 Freightliner Truck VIN 2FUYDSYB7TA707624, 2001 Mack Truck VIN 1M1AA18Y-
11W138243, 2001 Mack Truck VIN 1M1AA18YX1W138242, 2001 Mack Truck VIN 1M1AA18Y51W138245
2000 Freightliner Truck VIN 1FUYDWEB5YLH17696, 1994 Mack Truck VIN 1M1AA13Y8RW042497.

(2) You are directed also to attach the property of the defendant not levied upon in the
possession of _____ as garnishee

(Specifically describe property)

and to notify the garnishee -

(a) that an attachment has been issued; and

(b) that the garnishee is enjoined from paying any debt to or for the account of the defendant and from
delivering any property of the defendant or otherwise disposing thereof.

(3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than
the named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

N/A Affidavit of Non-Military Service Filed.

Amount Due \$ 7,444.83

Dated: JUNE 30, 2003

Interest from \$ --

Linda Kling, Esquire
132 West Main Street
New Holland, PA 17557
717-354-4456

Prothy. Judgment Costs \$ 55.75

Name/Address/Phone No.
Attorney for Plaintiff
Attorney I.D. No.: 25935
(SEAL)

Sheriff's Costs \$

ROBERT H. GETZ, JR.

Prothonotary, Court of Common Pleas
Of Lancaster County, Pennsylvania

By: Robert H. Getz, Jr.
Deputy Prothonotary

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

VEHICLE RECORD ABSTRACT

2/20/03

PAGE 1

030511797000054 007

OWNER : KEPHART TRUCKING CO
 RT 322 W
 P O BOX 386
 BIGLER PA 16825

LESSEE : NONE

TITLE NUMBER	:	48751685	TITLE DATE	:	09/05/95
TAG NUMBER	:	AE43784	REGISTRATION EXPIRY DATE	:	05/03
VIN	:	2FUYDSYB7TA707624	BODY TYPE	:	TT
MAKE	:	FREIGHTLINER	ODOMETER READING	:	*
MODEL	:		*ACTUAL MILEAGE	:	
RENEWAL WID	:		DUPLICATE TITLE COUNT	:	3
PREVIOUS TAG	:	AE43784	VEHICLE YEAR	:	1996
LIENS	:	YES	STOLEN DATE	:	
STOPS	:	NO			

TITLE BRAND INFORMATION

NO TITLE BRANDS EXIST FOR THIS TITLE

LIEN INFORMATION

LIEN HOLDER NO. 1

NAME	:	CAPITAL BUSINESS CREDIT A DIV OF CAPITAL FACTORS INC		
ADDRESS:	500 TOWN PARK LN		EXPIRATION DATE:	02/12/09
	STE 195		ABA NO :	
	KENNESAW GA 30144		ELT IND:	

NO 2ND OR 3RD LIENS EXIST FOR THIS TITLE

ADDRESS CORRESPONDENCE TO:
 DEPARTMENT OF TRANSPORTATION
 VEHICLE RECORD SERVICES
 PO BOX 68691
 HARRISBURG, PA 17106-8691

INFORMATION:	(7:00 AM TO 9:00 PM)
IN STATE	1-800-932-4600
OUT-OF-STATE	717-391-6190
TDD IN STATE	1-800-228-0676
TDD OUT-OF-STATE	717-391-6191
WWW.DOT.STATE.PA.US	

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

VEHICLE RECORD ABSTRACT

2/20/03

PAGE 1

030511797000067 002

OWNER : KEPHART TRUCKING CO
 ROUTE 322 W
 P O BOX 386
 BIGLER PA 16825

LESSEE : NONE

TITLE NUMBER : 55027021
 TAG NUMBER : AE63120
 VIN : 1M1AA18Y11W138243
 MAKE : MACK
 MODEL :
 RENEWAL WID :
 PREVIOUS TAG : AE63120
 LIENS : YES
 STOPS : NO

TITLE DATE : 08/08/00
 REGISTRATION EXPIRY DATE: 05/03
 BODY TYPE : TT
 ODOMETER READING : *
 *EXEMPT BY FED LAW
 DUPLICATE TITLE COUNT : 0
 VEHICLE YEAR : 2001
 STOLEN DATE :

TITLE BRAND INFORMATION

NO TITLE BRANDS EXIST FOR THIS TITLE

LIEN INFORMATION

LIEN HOLDER NO. 1

NAME : ASSOCIATES COMMERCIAL CORP
 ADDRESS: P O BOX 168647
 IRVING TX 75016 EXPIRATION DATE: 08/08/08
 ABA NO :
 ELT IND:

NO 2ND OR 3RD LIENS EXIST FOR THIS TITLE

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 DEPARTMENT OF TRANSPORTATION
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 PO BOX 68691
 HARRISBURG, PA 17106-8691

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 WWW.DOT.STATE.PA.US

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

VEHICLE RECORD ABSTRACT

2/20/03

PAGE 1

030511797000054 004

OWNER : KEPHART TRUCKING CO
ROUTE 322 W
P O BOX 386
BIGLER PA 16825

LESSEE : NONE

TITLE NUMBER : 55026948
TAG NUMBER : AE63119
VIN : 1M1AA18YX1W138242
MAKE : MACK
MODEL :
RENEWAL WID :
PREVIOUS TAG : AE63119
LIENS : YES
STOPS : NO

TITLE DATE : 08/08/00
REGISTRATION EXPIRY DATE: 05/03
BODY TYPE : TT
ODOMETER READING : *
*EXEMPT BY FED LAW
DUPLICATE TITLE COUNT : 0
VEHICLE YEAR : 2001
STOLEN DATE :

TITLE BRAND INFORMATION

NO TITLE BRANDS EXIST FOR THIS TITLE

LIEN INFORMATION

LIEN HOLDER NO. 1

NAME : ASSOCIATES COMMERCIAL CORP
ADDRESS: P O BOX 16847
IRVING TX 75016

EXPIRATION DATE: 08/08/08
ABA NO :
ELT IND:

NO 2ND OR 3RD LIENS EXIST FOR THIS TITLE

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DEPARTMENT OF TRANSPORTATION
VEHICLE RECORD SERVICES
PO BOX 68691
HARRISBURG, PA 17106-8691

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WWW.DOT.STATE.PA.US

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

VEHICLE RECORD ABSTRACT

2/20/03

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030511797000054 006

OWNER : KEPHART TRUCKING CO
ROUTE 322 W
P O BOX 386
BIGLER PA 16825

LESSEE : NONE

TITLE NUMBER : 55029188
TAG NUMBER : AE63122
VIN : 1M1AA18Y51W138245

MAKE : MACK
MODEL :
RENEWAL WID :
PREVIOUS TAG : AE63122
LIENS : YES
STOPS : NO

TITLE DATE : 08/08/00
REGISTRATION EXPIRY DATE: 05/03
BODY TYPE : TT
ODOMETER READING : *
*ACTUAL MILEAGE
DUPLICATE TITLE COUNT : 0
VEHICLE YEAR : 2001
STOLEN DATE :

TITLE BRAND INFORMATION

NO TITLE BRANDS EXIST FOR THIS TITLE

LIEN INFORMATION

LIEN HOLDER NO. 1

NAME : ASSOCIATES COMMERCIAL CORP
ADDRESS: P O BOX 168647
IRVING TX 75016

EXPIRATION DATE: 08/08/08
ABA NO :
ELT IND:

NO 2ND OR 3RD LIENS EXIST FOR THIS TITLE

ADDRESS CORRESPONDENCE TO:
DEPARTMENT OF TRANSPORTATION
VEHICLE RECORD SERVICES
PO BOX 68691
HARRISBURG, PA 17106-8691

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TDD OUT-OF-STATE 717-391-6191
WWW.DOT.STATE.PA.US

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

VEHICLE RECORD ABSTRACT

2/20/03

PAGE 1

030511797000054 003

OWNER : KEPHART TRUCKING CO
 RT 322 W
 P O BOX 386
 BIGLER PA 16825

LESSEE : NONE

TITLE NUMBER	:	54547810	TITLE DATE	:	04/10/00
TAG NUMBER	:	AE43881	REGISTRATION EXPIRY DATE	:	05/03
VIN	:	1FUYDWEB5YLH17696	BODY TYPE	:	TT
MAKE	:	FREIGHTLINER	ODOMETER READING	:	*
MODEL	:		*ACTUAL MILEAGE		
RENEWAL WID	:		DUPLICATE TITLE COUNT	:	0
PREVIOUS TAG	:	AE43881	VEHICLE YEAR	:	2000
LIENS	:	YES	STOLEN DATE	:	
STOPS	:	NO			

TITLE BRAND INFORMATION

NO TITLE BRANDS EXIST FOR THIS TITLE

LIEN INFORMATION

LIEN HOLDER NO. 1

NAME	:	MERCEDES BENZ CREDIT CORP	EXPIRATION DATE	:	04/18/08
ADDRESS	:	1011 WARRENVILLE ROAD SUITE 600 LISLE IL 60532	ABA NO	:	
			ELT IND	:	

NO 2ND OR 3RD LIENS EXIST FOR THIS TITLE

ADDRESS CORRESPONDENCE TO:
 DEPARTMENT OF TRANSPORTATION
 VEHICLE RECORD SERVICES
 PO BOX 68691
 HARRISBURG, PA 17106-8691

INFORMATION:	(7:00 AM TO 9:00 PM)
IN STATE	1-800-932-4600
OUT-OF-STATE	717-391-6190
TDD IN STATE	1-800-228-0676
TDD OUT-OF-STATE	717-391-6191
WWW.DOT.STATE.PA.US	

PENNSYLVANIA DEPARTMENT OF TRANSPORTATION

VEHICLE RECORD ABSTRACT

2/20/03

PAGE 1

030511797000054 008

OWNER : KEPHART TRUCKING CO
 RT 322 WEST
 PO BOX 386
 BIGLER PA 16825

LESSEE : NONE

TITLE NUMBER	:	47598378	TITLE DATE	:	08/31/94
TAG NUMBER	:	AE43867	REGISTRATION EXPIRY DATE	:	05/03
VIN	:	1M1AA13Y8RW042497	BODY TYPE	:	TT
MAKE	:	MACK	ODOMETER READING	:	54*
MODEL	:		*ACTUAL MILEAGE	:	
RENEWAL WID	:		DUPLICATE TITLE COUNT	:	3
PREVIOUS TAG	:	AE43867	VEHICLE YEAR	:	1994
LIENS	:	YES	STOLEN DATE	:	
STOPS	:	NO			

TITLE BRAND INFORMATION

NO TITLE BRANDS EXIST FOR THIS TITLE

LIEN INFORMATION

LIEN HOLDER NO. 1

NAME	:	CAPITAL BUSINESS CREDIT A DIV OF CAPITAL FACTORS INC	
ADDRESS:	500 TOWN PARK LN	EXPIRATION DATE:	02/12/09
STE 193		ABA NO :	
KENNESAW GA 30144		ELT IND:	

NO 2ND OR 3RD LIENS EXIST FOR THIS TITLE

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 VEHICLE RECORD SERVICES
 PO BOX 68691
 HARRISBURG, PA 17106-8691

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TDD IN STATE	1-800-228-0676
TDD OUT-OF-STATE	717-391-6191
WWW.DOT.STATE.PA.US	

FILED
M 12:00 p.m.
OCT 30 2003

Any Linda Kling
pd. 20.08

William A. Shaw
Prothonotary/Clerk of Courts

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 14779

KURTZ TRUCK REPAIR

03-1623-CD

VS.

KEPHART TRUCKING COMPANY

WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURNS

**NOW, NOVEMBER 17, 2003 AT 2:45 P.M. O'CLOCK A LEVY WAS TAKEN ON THE
PROPERTY OF THE DEFENDANT, KEPHART TRUCKING COMPANY.**

FILED

01/10/30/2004
MAR 08 2004

William A. Shaw
Prothonotary/Clerk of Courts

**NOW, NOVEMBER 17, 2003 AT 2:45 P.M. O'CLOCK SERVED WRIT OF EXECUTION
ON TIM KEPHART, VICE PRESIDENT OF KEPHART TRUCKING COMPANY, DEFENDANT,
AT HIS PLACE OF EMPLOYMENT P. O. BOX 386, RT 322 W., BIGLER,
CLEARFIELD COUNTY, PENNSYLVANIA, 16825, BY HANDING TO TIM KEPHART,
VICE-PRESIDENT, OF KEPHART TRUCKING COMPANY , DEFENDANT, A TRUE AND
ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND BY MAKING KNOWN
TO HIM THE CONTENTS THEREOF.**

A SAME DATE OF FRIDAY, FEBRUARY 20, 2004 WAS SET,

**NOW, FEBRUARY 6, 2004 @ 11:00 A.M. O'CLOCK SERVED NOTICE OF SALE ON
TIM, KEPHART, VICE PRESIDENT OF KEPHART TRUCKING COMPANY, DEFENDANT,
AT HIS EMPLOYMENT P. O. BOX 386, RT 322 W. BIGLER, CLEARFIELD COUNTY,
PENNSYLVANIA.**

POSTED NOTICE OF SALE FEBRUARY 6, 2004 @ 11:00 A.M. OCLOCK..

**NOW, FEBRUARY 18, 2004, RECEIVED A MONEY ORDER #251925 FOR \$7,774.01
FROM KEPHART TRUCKING COMPANY, DEFENDANT FOR DEBT AND COSTS DUE.
SALE IS NOW CANCELED.**

NOW, MARCH 8, 2004, PAID DEBT TO PLAINTIFF'S ATTORNEY AND COSTS.

**NOW, MARCH 8, 2004 RETURN WRIT AS NO SALE HELD, DEFENDANT PAID
DEBT AND COSTS IN FULL.**

In The Court of Common Pleas of Clearfield County, Pennsylvania

Sheriff Docket # 14779

KURTZ TRUCK REPAIR

03-1623-CD

VS.

KEPHART TRUCKING COMPANY

WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURNS

SHERIFF HAWKINS \$253.43

SURCHARGE \$20.00

PAID BY ATTORNEY

Sworn to Before Me This

8th Day Of May 2004
William A. Shaw

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

So Answers,

Chester A. Hawkins
By Cynthia Beller Aughaleaf
Chester A. Hawkins
Sheriff

03-1623-CD

ORIGINAL

IN THE COURT OF COMMON PLEAS OF LANCASTER COUNTY, PENNSYLVANIA
WRIT OF EXECUTION - (Money Judgment)
(Pa. R. C. P. 3101 to 3149 and 3252)

KURTZ TRUCK REPAIR

Plaintiff

Judgment/Execution No. CI- 03- 05130

vs.

KEPHART TRUCKING COMPANY

Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF LANCASTER
TO THE SHERIFF OF CLEARFIELD

COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs against Kephart Trucking Company, P.O.
Box 386, Rt. 322 W., Bigler, PA 16825 defendant

(1) You are directed to levy upon the property of the defendant and to sell his interest
therein; 1996 Freightliner Truck VIN 2FUYDSYB7TA707624, 2001 Mack Truck VIN 1M1AA18Y-
11W138243, 2001 Mack Truck VIN 1M1AA18YX1W138242, 2001 Mack Truck VIN 1M1AA18Y51W138245,
2000 Freightliner Truck VIN 1FUYDWEB5YLH17696, 1994 Mack Truck VIN 1M1AA13Y8RW042497.

(2) You are directed also to attach the property of the defendant not levied upon in the
possession of _____ as garnishee

(Specifically describe property)

and to notify the garnishee -

(a) that an attachment has been issued; and

(b) that the garnishee is enjoined from paying any debt to or for the account of the defendant and from
delivering any property of the defendant or otherwise disposing thereof.

(3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than
the named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

N/A Affidavit of Non-Military Service Filed.
Dated: JUNE 30, 2003

Amount Due \$ 7,444.83
Interest from \$ --
Proth. Judgment Costs \$ 55.75
Sheriff's Costs \$ _____

Linda Kling, Esquire
132 West Main Street
New Holland, PA 17557
717-354-4456

Name/Address/Phone No.
Attorney for Plaintiff
Attorney I.D. No.: 25935
(SEAL)

ROBERT H. GETZ, JR.
Prothonotary, Court of Common Pleas
Of Lancaster County, Pennsylvania

By: Sonic Dugay
Deputy Prothonotary

Received October 30, 2003 @ 8:00 P.M.
Chester A. Kaufman
By Cynthia Butler-Augustbaugh

PERSONAL PROPERTY

SCHEDULE OF DISTRIBUTION

NAME: KEPHART NO. 03-1623-CD

NOW, by virtue of the writ hereunto attached, after having given due and legal Notice of the time and place of sale, by handbills posted on the premises, setting forth the time and place of sale, I sold on the day of 2002, the defendant's personal property for and made the following appropriations.

SHERIFF COSTS:		DEBT & INTEREST	
RDR	9.00	DEBT	7,444.83
SERVICE	9.00	INTEREST	
MILEAGE	5.76		
LEVY	20.00	TOTAL DEBT & INTEREST	7,444.83
MILEAGE	5.76		
POSTING	9.00		
HANDBILLS	10.00	COSTS:	
COMMISSION	152.43		
UNABLE TO LEVY (9.00)		ATTORNEY PAID	
POSTAGE	1.48	ATTORNEY FEES	
ADD'L SERVICE		COSTS TO PROTHONOTARY	55.75
ADD'L ,MILEAGE-DEPUTIZE	6.00	SHERIFF'S COSTS	253.43
ADD'L POSTING		REFUND OF ADVANCE	
COPIES/BILLING	15.00	REFUND OF SURCHARGE	20.00
BID			
RETURN OF INTERROGATORIES		COSTS	
PHONE CALLS	10.00	OTHER COSTS-PREVIOUS	
ADJOURNED SALE			
TOTAL SHERIFF COSTS	253.43	TOTAL COSTS	329.18
		TOTAL DEBT AND COSTS	7,774.01

COMMISSION 2% ON THE FIRST \$100,000.00 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 ACTION - LAW

KURTZ TRUCK REPAIR, }
Plaintiff }
 }
vs. } 03-1623-CD
 }
KEPHART TRUCKING COMPANY, }
Defendant }
 }

PRAECIPE FOR SATISFACTION

To: The Prothonotary

Kindly mark the above-captioned matter Settled, Discontinued and Ended.

Date: 3/19/04

Linda 

LINDA KLING, Esquire
Attorney I.D. NO.: 25935
132 West Main Street
New Holland, PA 17557
717-354-4456
Attorney for Defendant

DISCONTINUANCE CERTIFICATE

AND NOW, March 22, 2004 SUIT HAS BEEN MARKED AS ABOVE DIRECTED.

PROTHONOTARY



MAR 22 2004

RECEIVED
CLEARFIELD COUNTY
PROTHONOTARY
MARCH 22 2004
COURT CLERK

POSTAGE
M 1.38 on fee 7.00
Sents to accts
MAR 22 2004
EAS

William R. Shaw
Prothonotary

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

CIVIL DIVISION

CERTIFICATE OF SATISFACTION OF JUDGMENT

No.: 2003-01623-CD

Kurtz Truck Repair

Debt: \$7,444.83

Vs.

Atty's Comm.:

Kephart Trucking Company

Interest From:

Cost: \$20.00

NOW, Monday, March 22, 2004 , directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 22nd day of March, A.D. 2004.

Prothonotary

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

CIVIL DIVISION

Kurtz Truck Repair

Vs. **No. 2003-01623-CD**
Kephart Trucking Company

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on March 22, 2004, marked:

Discontinued, Settled and Ended.

Record costs in the sum of \$300.43 have been paid in full by Attorney.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 22nd day of March A.D. 2004.

William A. Shaw, Prothonotary