

03-1817-CD
LAND AND MAPPING SERVICES, vs. JOHN PUPCZYK

COMMONWEALTH OF PENNSYLVANIA

NOTICE OF APPEAL

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY
JUDICIAL DISTRICT
RICHARD A. IRELAND
650 LEONARD STREET
SUITE 133
CLEARFIELD, PA 16830

46th

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

03-1817-CJ

NOTICE OF APPEAL

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

NAME OF APPELLANT

John Pupczyk

MAG. DIST. NO. OR NAME OF D.J.

RICHARD A. IRELAND

46-3-02

ADDRESS OF APPELLANT

43 Oak Street

CITY

Yorkers

STATE

New York

ZIP CODE

10701

DATE OF JUDGMENT

11/10/03

IN THE CASE OF (Plaintiff)

Land and Mapping Services vs. John Pupczyk

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

CLAIM NO.

TA 19 _____

LT 19 _____



Mark R. Wenderkin, Atty for Plaintiff

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

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

Signature of Prothonotary or Deputy

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

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

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

PRAECIPE: To Prothonotary

Enter rule upon Land Mapping Services, appellee(s), to file a complaint in this appeal
(Name of appellee(s))

(Common Pleas No. 03-1817-CJ) within twenty (20) days after service of rule or suffer entry of judgment of non pros.



Signature of appellant or his attorney or agent

RULE: To Land Mapping Services, appellee(s)
(Name of appellee(s))

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

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

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

Date: December 10, 2003



Signature of Prothonotary or Deputy

FILED

DEC 10 2003

William A. Shaw
Prothonotary/Clerk of Courts

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

This proof of service MUST BE FILED WITHIN FIVE (5) DAYS AFTER filing the notice of appeal. Check applicable boxes.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____ ss

AFFIDAVIT: I hereby swear or affirm that I served

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

_____ 19 _____. [] by personal service [] by (certified) (registered) mail, sender's receipt attached hereto

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

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

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

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 19 _____. 

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD STREET**
SUITE 133
CLEARFIELD, PA
Telephone: **(814) 765-5335** **16830**

ATTORNEY FOR PLAINTIFF :

MARK WENDEKIER
306 MAGEE AVE
PATTON, PA 16668

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS

LAND & MAPPING SERVICES
300 N SECOND ST
CLEARFIELD, PA 16830

VS.

DEFENDANT: NAME and ADDRESS

PUPCZYK, JOHN
43 OAK STREET
YONKERS, NY 10701

Docket No.: **CV-0000438-03**
Date Filed: **10/16/03**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

Judgment was entered for: (Name) **LAND & MAPPING SERVT, CES**

Judgment was entered against: (Name) **PUPCZYK, JOHN**

in the amount of \$ **1,561.50** on: (Date of Judgment) **11/10/03**

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

Damages will be assessed on:

This case dismissed without prejudice.

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

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

Amount of Judgment	\$ 1,490.00
Judgment Costs	\$ 71.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 1,561.50
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

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

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

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

NOV 10 2003 Date Richard Ireland, District Justice

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

Date _____, District Justice

My commission expires first Monday of January, **2006**.

SEAL

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS
OF CLIFTON COUNTY
RICHARD A. IRELAND
650 W. 4TH STREET
PA 16083

46th

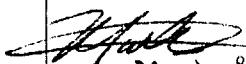
NOTICE OF APPEAL

FROM
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 03-1817-CJ

NOTICE OF APPEAL

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

NAME OF APPELLANT John Pupczyk	MAG. DIST. NO. OR NAME OF D.J. RICHARD A. IRELAND 46-3-02
ADDRESS OF APPELLANT 43 Oak Street	CITY Yonkers
STATE New York 10701	ZIP CODE
DATE OF JUDGMENT 11/10/03	IN THE CASE OF (Plaintiff) Land and Mapping Service vs. John Pupczyk
CLAIM NO. TA 19 LT 19	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT  Mark B. Wendeckie, Atty for Plaintiff
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p><i>Signature of Prothonotary or Deputy</i></p>	
<p>If appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.</p>	

PRAECLPICE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

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

PRAECLPICE: To Prothonotary

Enter rule upon Land Mapping Service, appellee(s), to file a complaint in this appeal
(Name of appellee(s))
(Common Pleas No. 03-1817-CJ) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

*Signature of appellant or his attorney or agent*

RULE: To Land Mapping Services, appellee(s)
(Name of appellee(s))

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

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

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

Date: December 10, 2003*Signature of Prothonotary or Deputy*

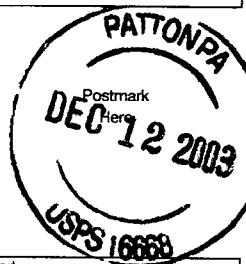
U.S. Postal Service
CERTIFIED MAIL RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

Article Sent To:

Land & Mapping Services

Postage	\$.37
Certified Fee	\$ 2.30
Return Receipt Fee (Endorsement Required)	\$ 1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Name (Please Print Clearly) (to be completed by mailer)

Land & Mapping Services

Street, Apt. No., or P.O. Box No.

300 N. Second Street

City, State, Zip+4

Clearfield, PA 16830

PS Form 3800, July 1999

See Reverse for Instructions

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

(This proof of service MUST BE FILED WITHIN FIVE (5) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Cambridge ; ss

AFFIDAVIT: I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. 03-1817-C, upon the District Justice designated therein on (date of service) December 12, 2003, by personal service by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Land and Mapping Services, on December 12, 2003 by personal service by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on December 12, 2003, by personal service by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS 12th DAY OF December, 2003.

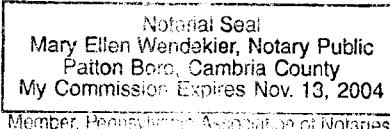
Mary Ellen Wendakier

Signature of official before whom affidavit was made

Notary Public

Title of official

My commission expires on 19



Signature of affiant

FILED

11/20/2003 @ 9:00
DEC 15 2003

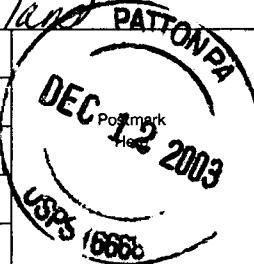
U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

Article Sent To:

Richard A. Ireland

PATTON, PA

Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Name (Please Print Clearly) to be completed by mailer)

Richard A. Ireland

Street, Apt. No.; or PO Box No.

650 Leonard Street, Suite 133

City, State, ZIP+4

Clearfield, PA 16830

PS Form 3800, 11-94, 1989

See Reverse

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A signature upon delivery
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail or Priority Mail.
- Certified Mail is not available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain *Return Receipt* service, please complete and attach a *Return Receipt* (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

IMPORTANT: Save this receipt and present it when making an inquiry.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD STREET**
SUITE 133
CLEARFIELD, PA
Telephone: **(814) 765-5335**

16830

ATTORNEY FOR PLAINTIFF :

MARK WENDEKIER
306 MAGEE AVE
PATTON, PA 16668

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

LAND & MAPPING SERVICES
300 N SECOND ST
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT:

PUPCZYK, JOHN
43 OAK STREET
YONKERS, NY 10701

VS.

NAME and ADDRESS

Docket No.: **CV-0000438-03**
Date Filed: **10/16/03**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

03-1817-C

Judgment was entered for: (Name) **LAND & MAPPING SERVICES**

Judgment was entered against: (Name) **PUPCZYK, JOHN**

in the amount of \$ **1,561.50** on: (Date of Judgment) **11/10/03**

Defendants are jointly and severally liable.

(Date & Time) _____

Damages will be assessed on:

This case dismissed without prejudice.

FILED

08:50 AM
DEC 17 2003

William A. Shaw
Prothonotary-Clerk of Courts

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

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

Amount of Judgment	\$ 1,490.00
Judgment Costs	\$ 71.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 1,561.50
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

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

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NOV 10 2003

Date

Richard Ireland

, District Justice

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

DEC 15 2003

Date

Richard Ireland

, District Justice

My commission expires first Monday of January, **2006**.

SEAL

COMPLAINT COVER SHEET

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

Land & Mapping Services Plaintiff/Appellant : District Justice Appeal
vs. : CASE NO. 03-1817-CD
: Type of Pleading:
COMPLAINT
John Pupczyk Defendant/Appellee : Filed on Behalf of
: Plaintiff
: Plaintiff's Address:
: 300 North Second Street
: Clearfield, PA 16830
: (814) 765-9370

FILED

DEC 30 2003

William A. Shaw
Prothonotary Clerk of Courts

COMPLAINT – NOTICE TO DEFEND

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA

Land & Mapping Services

Plaintiff/Appellant

: District Justice Appeal
: CASE NO. 03-1817-CD

vs.

: Type of Pleading:
COMPLAINT

John Pupczyk

Defendant/Appellee

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 attorney and filing in writing with the Court your defense or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed 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
DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR
TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU
CAN GET LEGAL HELP.**

Court Administrator
Clearfield County Courthouse
230 East Market Street
Clearfield, Pennsylvania 16830
(814) 765-2641, extension 1300

COMPLAINT

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA

<u>Land & Mapping Services</u>	:	
Plaintiff/Appellant	:	
	:	District Justice Appeal
	:	CASE NO. 03-1817-CD
vs.	:	
	:	Type of Pleading:
	:	COMPLAINT
<u>John Pupczyk</u>	:	
Defendant/Appellee	:	
	:	

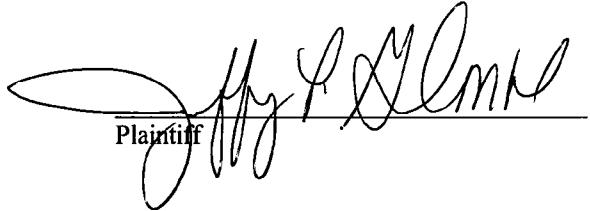
COMPLAINT

NOW, comes the **Plaintiff, Land & Mapping Services** who hereby avers as follows:

1. Land & Mapping Services is a partnership whose address is 300 North Second Street, Clearfield, PA 16830
2. Defendant is John Pupczyk, an adult individual, whose address is 43 Oak Street, Yonkers, NY 10701
3. On or about May 26, 1999 Land & Mapping Services was requested by John Pupczyk to provide a quotation for the following professional services:
 - Boundary Retracement Survey of Property on Uriel Road, Banks Township, Indiana County, Pennsylvania
4. On June 6, 1999 Mr. Pupczyk signed a proposal contract authorizing work and fees (see attached)
5. On June 15, 1999 Land & Mapping Services received a check in the amount of \$700.00 to start Phase I (see attached)
6. Preliminary field work was started on August 3, 1999. We met with client on site and walked his property. Mr. Pupczyk showed us what he knew about the property and showed us his area of concern
7. Preliminary field work was completed the week of August 9, 1999
8. Office calculations and deed plotting were performed and it was deemed necessary to acquire old aerial photography to verify property line decisions. Photography was ordered on November 3, 1999

9. Photography was received on or about November 14, 1999. It was scanned and overlayed with current property information
10. On January 25, 2000 we received a check in the amount of \$2,150.00 for final payment of Phase I (see attached)
11. On January 31, 2000 the project was controlled by GPS (Global Position) methods for both photo control and to orient the property survey onto State Plane Coordinates as specified in Phase III of the signed contract
12. On February 7, 2000 sent final survey maps and invoices for final payment of Phase II and final payment for Phase III (see attached)
13. Final calculations were performed and the property corners were set in the field and lines painted and blazed as of February 22, 2000
14. On February 24, 2000 we received a check in the amount of \$800.00 for final payment of Phase II
15. On Sunday March 5, 2000 we met client at property and walked property lines
16. On April 24, 2000 had final meeting with John and Peter Pupczyk to review plan. They did not agree with final boundary determination, however, records and evidence dictated boundary line placement
17. Land & Mapping Services has tried to collect the outstanding invoice for Phase III repeatedly from Mr. Pupczyk
18. Land & Mapping Services filed a civil complaint with the magistrate on October 16, 2003. A hearing was scheduled November 10, 2003 (see attached)
19. Mr. Pupczyk did not show up for the hearing and judgment was entered against him in the amount of \$ 1,561.50 (see attached)

WHEREFORE, Plaintiff demands judgment against Defendant in the amount of \$1,561.50 which includes interest and collection fees.



Plaintiff

Monday, May 26, 1999

Proposal Number: 99P218

John Pupczyk
P.O. Box 203
Urie, PA 15742

ATTN: John Pupczyk

RE: Quotation for Boundary Retracement Survey (50 acres, Uriel Road, Indiana County)

Dear John:

Land & Mapping Services is pleased to provide the following proposal for professional land surveying services.

PHASE I

- Scope:
 - Reconnaissance
 - Deed Search
 - Field Location/Measurement
 - Office Computations
 - Establishment of Preliminary Property Corners

Deliverables: Two (2) Copies of Preliminary Survey Plat

Schedule: Recon/Research: 28-35 Days after notice to proceed
Field Measurement Comps: 28-35 Days after notice to proceed

Fees: \$ 2850.00 / (1) - (2)

Payment Schedule: 30% At Notice to Proceed
70% At Completion of Phase I

PHASE II

Scope: Establishment of Final Property Corners
Final Survey Plat (Drawing)

Deliverables: Two (2) Copies of Final Survey Plat Sealed by Professional
Land Surveyor of Pennsylvania
Capped Iron Rebars @ Property Corners
Blaze and Paint Property Lines

Schedule: Establish Final Property Corners: 7-14 Days after full payment
of Phase I

Final Survey Plat (Drawing): 7-14 Days after full payment of
Phase I

Fees: \$ 800.00 ✓ (3)

Payment Schedule: 30% At Notice to Proceed
70% At Completion of Phase II

PHASE III

Scope: Tie Property Survey to State Plane Coordinates (GPS)

Deliverables: GPS Survey Report

Schedule: Field Location/Measurement 7-14 Days after full payment of
Phase II

Compile GPS Survey Report 7-14 Days after full payment of
Phase II

Fees: \$ 1000.00 ✓ (7)

Payment Schedule: 30% At Notice to Proceed
70% At Completion of Phase III

99163

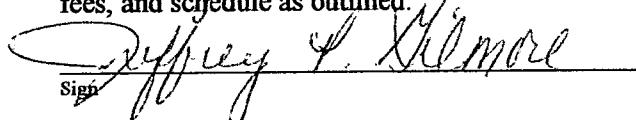
We thank you for this opportunity to propose.

Sincerely,


Jeffrey P. Gilmore
Partner

Land & Mapping Services:

I Jeffrey P. Gilmore authorize the project proposed above and fully agree to the scope, fees, and schedule as outlined.


Sign

5-24-99
Date

John Pupczyk:

Proposal Number: 99P218

I John Pupczyk authorize the project proposed above and fully agree to the scope, fees, and schedule as outlined.


Sign

6/6/1999
Date

INVOICE

INVOICE DATE: June 15, 1999

INVOICE NUMBER: 90375

CLIENT:

John Pupczyk
P.O. Box 203
Urie, PA 15742

Attn: John Pupczyk

Project name: Boundary Retracement Survey (50 Acres, Urie Road, Indiana Co.)

Job number: 99163

Purchase order number: N/A

DESCRIPTION OF PROFESSIONAL SERVICES BILLED:

Property Survey (Down Payment) *(Phase I.)* \$ 700.00

TOTAL AMOUNT DUE THIS INVOICE: \$ 700.00

PAID IN FULL

TERMS: 20 DAYS NET *

* A service charge of \$50.00 and 1% per month will be charged on all past due invoices.

SEND REMITTANCE TO:

Land & Mapping Services
506 Krebs Avenue
Clearfield, PA 16830

Federal ID number: 23-2876098
V(814) 765-9370
F(814) 765-8692

YOUR PROMPT PAYMENT IS APPRECIATED ~ THANK YOU!

108

99/63

GUARDIAN SAFETY
C. Clarke American W.D.

JOHN PUPCZYK *Inv. # 20042*
43 OAK STREET
YONKERS, NY 10701 *1/24/2000*
20-8171
2213

PAY TO THE
ORDER OF
Land Mapping Services *\$ 2,150.00*
Two Thousand One hundred fifty dollars DOLLARS

SUMA YONKERS 2219
Federal Credit Union
301 Palisade Avenue
Yonkers, New York 10703
Payable Through Empire Corporate FCU, Albany, New York

FOR *Payment for Phase I* *John Pupczuk*

102213817151106000000260210194

INVOICE

INVOICE DATE: January 17, 2000

INVOICE NUMBER: 20042

CLIENT:

John Pupczyk
P.O. Box 203
Urie, PA 15742

Attn: John Pupczyk

Project name: Boundary Retracement Survey (50 Acres, Urie Road, Indiana Co.)

Job number: 99163

Purchase order number: N/A

DESCRIPTION OF PROFESSIONAL SERVICES BILLED:

Property Survey (Final Payment for Phase I)	\$ 2,150.00
---	-------------

TOTAL AMOUNT DUE THIS INVOICE: \$ 2,150.00

TERMS: 20 DAYS NET *

* A service charge of \$50.00 and 1% per month will be charged on all past due invoices.

SEND REMITTANCE TO:

Land & Mapping Services
506 Krebs Avenue
Clearfield, PA 16830

Federal ID number: 23-2876098
V(814) 765-9370
F(814) 765-8692

YOUR PROMPT PAYMENT IS APPRECIATED ~ THANK YOU!

LETTER OF TRANSMITTAL

Monday, February 07, 2000

TO:

**John Pupczyk
R.D. #1, Uriel Road
Glen Campbell, PA 15742**

Attn.: John Pupczyk

Project Number: 99163

FROM:

**Land & Mapping Services
506 Krebs Avenue
Clearfield, PA 16830
V(814) 765-9370
F(814) 765-8692
www.landmapping.com**

Project Name: Boundary Retracement Survey (50 Acres, Uriel Road, Indiana Co.)

We are sending you the attached:

One (1) each of two (2) final survey maps

One (1) each of two (2) 1"=100' photo overlays

One (1) each of two (2) 1"=200' photo overlays

These are transmitted as checked below:

For your approval For your use As requested For your review and comment

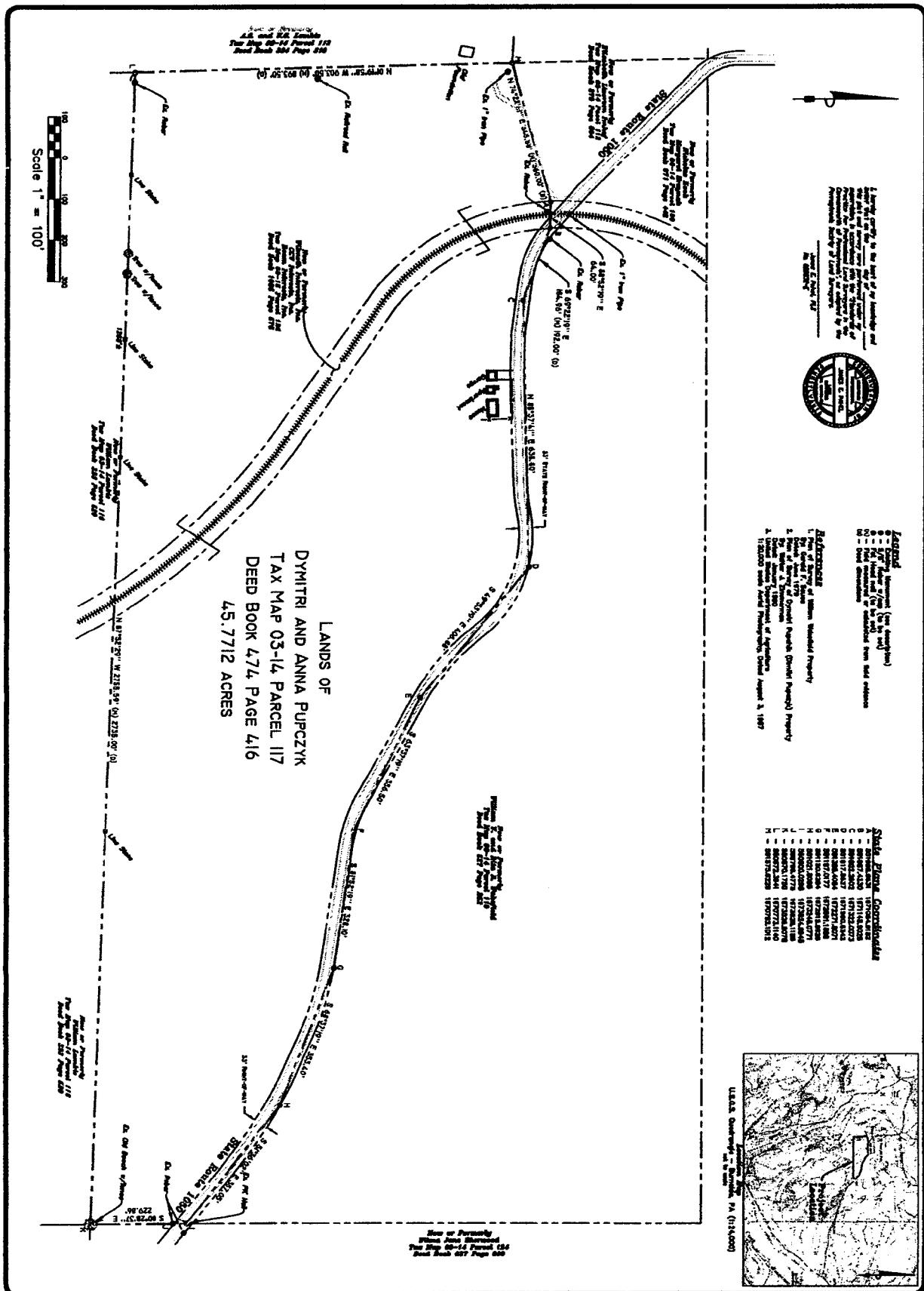
Remarks:

Shipped: NDA UPS

Signed: _____

Copy to: Job File

Jeffrey P. Gilmore



DRAMA BY: Brian L. Johnson
DATE: 02/03/00
SCALE: 1" = 100'

REVISIONS DATE

LAND & MAPPING SERVICES

**Professional Land Surveyors
Consulting Foresters
Photogrammetrists**

300 NORTH SECOND STREET CLEARFIELD, PA 16830
1-888-LMS-0027
E-MAIL (LANDMAPPING@CSLINK.NET)
WWW.LANDMAPPING.COM

Plan of Survey
for
Dymitri and Anna Punczyk

R.D. #1
Glen Campbell, Pennsylvania 15742

INVOICE

INVOICE DATE: February 7, 2000

INVOICE NUMBER: 20112

CLIENT:

John Pupczyk
P.O. Box 203
Urie, PA 15742

Attn: John Pupczyk

Project name: Boundary Retracement Survey (50 Acres, Urie Road, Indiana Co.)

Job number: 99163

Purchase order number: N/A

DESCRIPTION OF PROFESSIONAL SERVICES BILLED:

Property Survey (Final Payment for Phase II)	\$ 800.00
--	-----------

TOTAL AMOUNT DUE THIS INVOICE:	\$ 800.00
---------------------------------------	------------------

TERMS: 20 DAYS NET *

* A service charge of \$50.00 and 1% per month will be charged on all past due invoices.

SEND REMITTANCE TO:

Land & Mapping Services
506 Krebs Avenue
Clearfield, PA 16830

Federal ID number: 23-2876098
V(814) 765-9370
F(814) 765-8692

YOUR PROMPT PAYMENT IS APPRECIATED ~ THANK YOU!

INVOICE

INVOICE DATE: February 7, 2000

INVOICE NUMBER: 20113

CLIENT:

John Pupczyk
P.O. Box 203
Urie, PA 15742

Attn: John Pupczyk

Project name: Boundary Retracement Survey (50 Acres, Urie Road, Indiana Co.)

Job number: 99163

Purchase order number: N/A

DESCRIPTION OF PROFESSIONAL SERVICES BILLED:

Property Survey (Final Payment for Phase III)	\$ 1,000.00
---	-------------

TOTAL AMOUNT DUE THIS INVOICE:	\$ 1,000.00
---------------------------------------	--------------------

TERMS: 20 DAYS NET *

* A service charge of \$50.00 and 1% per month will be charged on all past due invoices.

SEND REMITTANCE TO:

Land & Mapping Services
506 Krebs Avenue
Clearfield, PA 16830

Federal ID number: 23-2876098
V(814) 765-9370
F(814) 765-8692

YOUR PROMPT PAYMENT IS APPRECIATED ~ THANK YOU!

(3)

JOHN PUPCZYK Job # 99163

43 OAK STREET

YONKERS, NY 10701

2-22-2000 22-8171

195

PAY TO THE
ORDER OF

Send 3 shipping services

\$ 800.00

SIXTY HUNDRED DOLLARS AND NO CENTS

DOLLARS

SUMA YONKERS 2219

Federal Credit Union

301 Palisade Avenue

Yonkers, New York 10703

Payable through Empire FCU, Albany, New York

NY # 10113

John Pupczyk

FOR

John Pupczyk

162213617151110600000260210195

99163

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:	46-3-02
DJ Name: Hon.	
Address:	RICHARD A. IRELAND 650 LEONARD STREET SUITE 133 CLEARFIELD, PA
Telephone:	(814) 765-5335
By	16830

DECEIVE
OCT 20 2003

**CIVIL ACTION
HEARING NOTICE**

PLAINTIFF: **LAND & MAPPING SERVICES**
NAME and ADDRESS

300 N SECOND ST
CLEARFIELD, PA 16830

VS.

DEFENDANT: **PUPCZYK, JOHN**
NAME and ADDRESS

43 OAK STREET
YONKERS, NY 10701

LAND & MAPPING SERVICES
300 N SECOND ST
CLEARFIELD, PA 16830

Docket No.: **CV-0000438-03**
Date Filed: **10/16/03**



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

Date:	11/10/03	Place: DISTRICT COURT 46-3-02
Time:	3:00 PM	650 LEONARD STREET SUITE 133 CLEARFIELD, PA 16830

NOTICE TO DEFENDANT

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

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

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

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

NOTICE TO PLAINTIFF

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

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

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

DJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD STREET**
SUITE 133
CLEARFIELD, PA

Telephone: **(814) 765-5335** **16830**

RICHARD A. IRELAND
650 LEONARD STREET
SUITE 133
CLEARFIELD, PA 16830

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

LAND & MAPPING SERVICES
NAME and ADDRESS
300 N SECOND ST
CLEARFIELD, PA 16830

DEFENDANT:

PUPCZYK, JOHN
43 OAK STREET
YONKERS, NY 10701

VS.

NAME and ADDRESS

Docket No.: **CV-0000438-03**
Date Filed: **10/16/03**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

Judgment was entered for: (Name) **LAND & MAPPING SERVICES**

Judgment was entered against: (Name) **PUPCZYK, JOHN**

in the amount of \$ **1,561.50** on: (Date of Judgment) **11/10/03**

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

Damages will be assessed on:

This case dismissed without prejudice.

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

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

FILED	Amount of Judgment \$ 1,490.00
2/00	Judgment Costs \$ 71.50
DEC 11 2003	Interest on Judgment \$.00
	Attorney Fees \$.00
	Total \$ 1,561.50
William A. Shaw Prothonotary/Clerk of Courts	Post Judgment Credits \$ _____
	Post Judgment Costs \$ _____
	Certified Judgment Total \$ _____

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

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

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

NOV 10 2003

Date Richard Ireland, District Justice

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

12-11-03 Date Richard Ireland, District Justice

My commission expires first Monday of January, 2006

SEAL

OF COMMON PLEAS

JUDICIAL DISTRICT

4. IRELAND

MANHATTAN

43-0 PA 1603

46th

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

03-1817-CD 15 2003

RECEIVED

By

NOTICE OF APPEAL

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

NAME OF APPELLANT

John Pupczik

MAG. DIST. NO. OR NAME OF D.J.

RICHARD J. LEE, 46-3-

ADDRESS OF APPELLANT

43 Oak Street

CITY

STATE

ZIP CODE

DATE OF JUDGMENT

IN THE CASE OF (Plaintiff)

Yankee

New York 10771

CLAIM NO.

Land and Mapping Service vs. John Pupczik

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

TA 19

LT 19

John Pupczik

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

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

Signature of Prothonotary or Deputy

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

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

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

PRAECIPE: To Prothonotary

Enter rule upon Land Mapping Service, appellee(s), to file a complaint in this appeal
(Name of appellee(s))

(Common Pleas No. 03-1817-CD) within twenty (20) days after service of rule or suffer entry of judgment of non prc

RULE: To Land Mapping Service, appellee(s)
(Name of appellee(s))

Signature of appellant or his attorney or agent

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

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

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

Date: December 11, 2003

Willie Khan

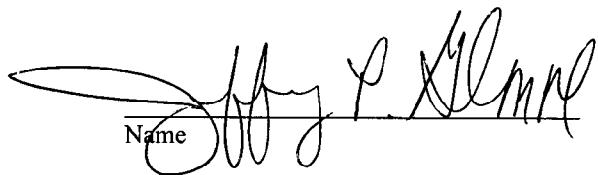
Signature of Prothonotary or Deputy

COMPLAINT -VERIFICATION

VERIFICATION

I verify that the statements made in this Complaint are true and correct. 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.

Name

A handwritten signature in black ink, appearing to read "Jeffrey P. Klemm". The signature is fluid and cursive, with "Jeffrey" on top, "P." in the middle, and "Klemm" on the bottom right.

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY,
PENNSYLVANIA

Land & Mapping Services

Plaintiff/Appellant

vs.

John Pupczyk

Defendant/Appellee

District Justice Appeal
CASE NO. 03-1817-CD

FILED
012:40 AM CC
DEC 30 2003
EAS

William A. Shaw
Prothonotary Clerk of Courts

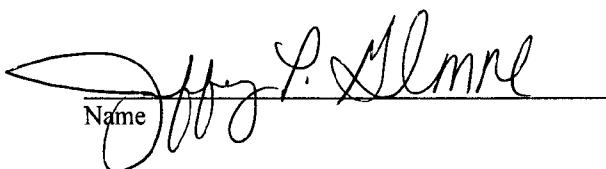
CERTIFICATE OF SERVICE

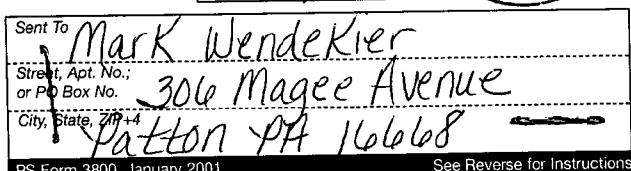
I, Jeffrey P. Gilmore, Plaintiff above named, do hereby certify that on the
30th day of December, 2003, I caused a certified copy of
the Complaint to be mailed, first class – postage prepaid, to the Defendant at his address
as follows:



John Pupczyk
43 Oak Street
Yonkers, NY 10701




Name



IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY,
PENNSYLVANIA

Land & Mapping Services

Plaintiff/Appellant

District Justice Appeal
CASE NO. 03-1817-CD

vs.

John Pupczyk

Defendant/Appellee

MAR 24 2004

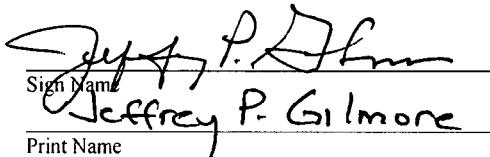
William A. Shaw
Prothonotary

PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Kindly enter judgment against the Defendant(s) above named in the amount of \$1,561.50 plus costs for the Defendant(s) failure to answer the Complaint within twenty (20) days of service thereof.

I hereby certify that a Notice of Intention of Enter Default Judgment was mailed on 2-25-04 and delivered to the Defendant(s) on 2-26-04, being at least ten (10) days prior to the date of the filing of this Praecipe. A true and correct copy of the Notice of Intention to Enter Default Judgment mailed or delivered in this case is attached to this Praecipe.



Sign Name

Jeffrey P. Gilmore

Print Name

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY,
PENNSYLVANIA

Copy

Land & Mapping Services

Plaintiff/Appellant

District Justice Appeal
CASE NO. 03-1817-CD

vs.

John Pupczyk

Defendant/Appellee

To: John Pupczyk
(Defendant)

Date of Notice: 2-25-04

IMPORTANT NOTICE

YOUR 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 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:

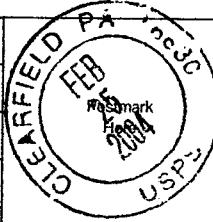
COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PENNSYLVANIA 16830
(814) 765-2641, EXTENSION 1300

Jeffrey P. Johnson
(Signature of Plaintiff or Attorney)
300 North Second Street
Clearfield, PA 16830
(Address)

**U.S. Postal Service
CERTIFIED MAIL RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

9151 1858 0001 0510 7002

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	



Copy

Sent To **Mark Wendekier**
Street, Apt. No.;
or PO Box No. **306 Magee Avenue**
City, State, Zip No. **Patton PA 16668**

PS Form 3800, January 2001

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

**Mark Wendekier
306 Magee Avenue
Patton, PA 16668**

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Mary Ellen Wendekier Agent
 Addressee

B. Received by (Printed Name)

Mary Ellen Wendekier **26-04**

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number

(Transfer from service label)

7002 0510 0001 1858 9151

PS Form 3811, August 2001

Domestic Return Receipt

102595-01-M-2509

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

Land and Mapping Services

Vs.

No. 2003-01817-CD

John Pupczyk

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$1,561.50 on the March 24, 2004.

William A. Shaw
Prothonotary

William A. Shaw

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

Land and Mapping Services
Plaintiff(s)

No.: 2003-01817-CD

Real Debt: \$1,561.50

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

John Pupczyk
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: March 24, 2004

Expires: March 24, 2009

Certified from the record this 24th 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