

04-47-CD
ANITA J. HARRIS et al vs. BRIDGET DOBROWSKI et al

Anita Harris et al vs. Bridget Dobrowski et al
2004-47-CD

Date: 04/13/2005

Clearfield County Court of Common Pleas

User: SWALBORN

Time: 10:32 AM

ROA Report

Page 1 of 1

Case: 2004-00047-CD

Current Judge: Fredric Joseph Ammerman

Anita J. Harris, Patrick M. Harris, Sarah M. Harris vs. Bridget Dobrowski, DuBois Medical Supply

Civil Other

Date		Judge
01/12/2004	X Filing: Civil Complaint Paid by: Matzus, Jason E (attorney for Harris, Anita J.) Receipt number: 1871997 Dated: 01/12/2004 Amount: \$85.00 (Check) Two CC Sheriff	No Judge
01/27/2004	X Entry of Appearance, Please enter my appearance for Defendants in the above matter. Jury trial demanded. Filed by s/Dennis J. Stofko, Esq. No CC copy to C/A	No Judge
03/10/2004	X Answer And New Matter. filed by, s/Dennis J. Stofko, Esquire Verification s/Paul Rezk s/Dennis J. Stofko, Esq. no cc	No Judge
03/11/2004	X I, Bridget Dobrowski, do hereby swear or affirm the facts set forth in the Answer and New Matter are true and correct to the best of my knowledge, information and belief. I understand that these averments of fact are made subject to the penalties of 18 Pa. CSA 4904 relating to unsworn falsification to authorities. s/Bridget Dobrowski no cc	No Judge
03/15/2004	X Notice of Service, Reply to Defendants' New Matter upon Dennis J. Stofko, Esquire. filed by, s/Jason E. Matzus, Esq. no cc	No Judge
03/16/2004	X Notice of Service, Plaintiffs' Request For Production Of Documents To Defendant Dobrowski upon, Dennis J. Stofko, Esquire. filed by, s/Jason E. Matzus, Esquire no cc X Notice of Service, Plaintiffs' Request For Production Of Documents To Defendant DuBois Medical Supply upon, Dennis J. Stofko, Esquire. filed by, s/Jason E. Matzus, Esquire no cc	No Judge
	X Notice of Service, Plaintiffs' Interrogatories To Defendant Dobrowski upon, Dennis J. Stofko, Esquire. filed by, s/Jason E. Matzus, Esquire no cc	No Judge
04/02/2004	X Notice of Service of Plaintiff's Answers to Defendants' Interrogatories filed by Atty. Matzus. No cc. X Notice of Service of Plaintiff's Response to Defendants' request for production of Documents filed by Atty. Matzus. No cc.	No Judge
04/22/2004	X Sheriff Return, Papers served on Defendant(s). So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm	No Judge
06/14/2004	X Notice of Deposition of Defendant, Bridget Dobrowski, filed by s/Jason E. Matzus, Esq. No CC	No Judge
01/05/2005	X Certificate of Readiness, request for jury trial, filed by s/Dennis J. Stofko, Attorney for Defendants No CC	No Judge

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47-CJ

Plaintiffs,

vs.

COMPLAINT IN CIVIL ACTION

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

FILED ON BEHALF OF
PLAINTIFFS

COUNSEL OF RECORD FOR
THIS PARTY:

Jason E. Matzus, Esquire
Sup. Ct. ID 76229

Marcus & Mack, P.C.
57 South 6th Street
P.O. Box 1107
Indiana, PA 15701

FILED

JAN 12 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO.

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

NOTICE TO PLEAD

TO: BRIDGET DOBROWSKI and DUBOIS MEDICAL SUPPLY

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 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 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. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

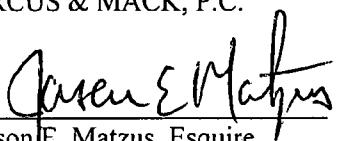
IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT REDUCED FEE OR NO FEE.

Clearfield County Court Administrator
2230 East Market Street
Clearfield, PA 16830
Telephone: (814) 765-2641

Respectfully submitted,

MARCUS & MACK, P.C.

By:


Jason E. Matzus, Esquire
57 South Sixth Street
P.O. Box 1107
Indiana, PA 15701
Telephone: 724-349-5602
Sup. Ct. ID 76229

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO.

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

COMPLAINT IN CIVIL ACTION

AND NOW, come the Plaintiffs, Anita J. Harris and Patrick M. Harris as parents and natural guardians of Sarah M. Harris, a Minor, by and through their attorneys, Jason E. Matzus, Esquire, and Marcus & Mack, P.C., and file the following Complaint:

COUNT I - NEGLIGENCE

1. Plaintiffs, Anita J. Harris and Patrick M. Harris, are the parents and natural guardians of Sarah M. Harris (dob: 1-17-1987).
2. Plaintiffs reside in Jefferson County, Pennsylvania.
3. Defendant Bridget Dobrowski (hereafter referred to as "Defendant Dobrowski") is an adult individual who is believed to reside at 1476 T.L., DuBois, Clearfield County, Pennsylvania.
4. The Defendant DuBois Regional Medical Supply is a Pennsylvania company whose office is located at 320 Liberty Boulevard, DuBois, Clearfield County, Pennsylvania, and who, at all times relevant hereto, conducted business in Clearfield County, Pennsylvania.
5. On October 13, 2000, at approximately 3:30 p.m., the minor Plaintiff Sarah M. Harris entered a crosswalk to cross Hoover Avenue at its intersection with Liberty Boulevard in Clearfield County, Pennsylvania. At the same time the Defendant Bridget Dobrowski was stopped in her vehicle at the stop sign on Hoover Avenue when suddenly and without warning Defendant

Dobrowski accelerated in an attempt to pull onto Liberty Boulevard and struck the minor Plaintiff with her vehicle.

6. The aforesaid accident was caused by the negligence of the Defendant Dobrowski in general and in the following particulars:

- a. In operating her vehicle in a dangerous and reckless manner under the circumstances;
- b. In failing to have the vehicle under proper control;
- c. In continuing to operate her vehicle in a direction toward the minor Plaintiff when the Defendant saw or in the exercise of reasonable care should have seen that further operation in that direction would result in a collision;
- d. In failing to pay proper attention and failing to maintain an appropriate lookout of the road and surrounding traffic conditions;
- e. In failing to operate the brake or braking system in such a manner so as to bring her vehicle to a stop prior to striking the minor Plaintiff;
- f. In failing to sound a horn or provide other appropriate warning to minor Plaintiff;
- g. In failing to maintain a reasonable lookout for the presence of pedestrians on the roadway and in the crosswalk area;
- h. In failing to avoid hitting the minor Plaintiff when the Defendant saw or should have seen that the minor Plaintiff was in the crosswalk in full view of the Defendant;
- i. In failing to drive around the minor Plaintiff instead of colliding with minor Plaintiff;
- j. In striking the minor Plaintiff who was or should have been plainly visible to the Defendant;
- k. In failing to take proper note of, and precautions for, the configuration of the roadway;
- l. In failing to take measures to avoid the crash or lessen its severity; and
- m. In violating 75 Pa. C.S.A. §3542 (a).

7. As a result of the aforesaid accident, the minor Plaintiff has suffered, among other things, the following injuries:

- a. Left knee injury requiring arthroscopic surgery;
 - b. Residual scarring from the surgical procedure; and,
 - c. Generalized trauma and injury to the nerves, tissues, muscles, tendons and ligaments of the left knee.
8. As a result of the aforesaid injuries, the Minor Plaintiff has suffered the following damages:
 - a. She has incurred in the past, and will incur in the future, substantial medical expenses;
 - b. She has suffered in the past, and will suffer in the future, substantial pain, suffering and inconvenience and the loss of certain of the ordinary pleasures of life;
 - c. She has sustained in the past, and will sustain in the future, other emotional, economic and physical harm.

WHEREFORE, the Plaintiffs, Anita J. Harris and Patrick M. Harris, as parents and natural guardians of Sarah M. Harris, a Minor, demand judgment against Defendant Bridget Dobrowski in an amount in excess of the jurisdictional limits of a Board of Arbitrators of this Court.

JURY TRIAL DEMANDED.

COUNT II

**ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor**

vs.

DuBois Regional Medical Supply , Defendant

9. Each of the above paragraphs is incorporated herein by reference.
10. At the time and place of the collision described in this Complaint, Defendant Bridget Dobrowski was operating a silver Honda Civic as an agent, servant, representative or employee of Defendant, DuBois Regional Medical Supply, and, at all times relevant hereto, was acting within the scope and course of such employment.

WHEREFORE, the Plaintiffs, Anita J. Harris and Patrick M. Harris, as parents and natural guardians of Sarah M. Harris, a Minor, demand judgment against Defendant DuBois Regional Medical Supply in an amount in excess of the jurisdictional limits of a Board of Arbitrators of this Court.

JURY TRIAL DEMANDED.

Respectfully submitted,

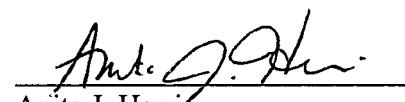
MARCUS & MACK, P.C.

By: Jason E. Matzus

Jason E. Matzus, Esquire
57 South Sixth Street
P.O. Box 1107
Indiana, PA 15701
Telephone: 724-349-5602
Sup. Ct. ID 76229

VERIFICATION

We, Anita J. Harris and Patrick M. Harris, verify that the averments of the foregoing document are true and correct to the best of our knowledge, information and belief. We understand that false statements herein are made subject to the penalties of 18 Pa. C.S.A. §4904, relating to unsworn falsification to authorities.


Anita J. Harris


Patrick M. Harris

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

ANITA J. HARRIS and PATRICK M.
HARRIS, parents and natural
guardians of Sarah M. Harris,
a minor,

Plaintiffs

vs.

No.04-47 CD

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants

ENTRY OF APPEARANCE

Please enter my appearance for Defendants in the above matter.

Papers may be served at the address listed below.

DEMAND FOR JURY TRIAL

Pursuant to Rule 1007.1 of the Pennsylvania Rules of Civil
Procedure, as amended, a Jury Trial is demanded on all issues raised by
the pleadings in this action.

I certify this Entry of Appearance and Demand for Jury Trial shall
be served forthwith by ordinary mail upon all parties.


DENNIS J. STOFKO, ESQUIRE
P.O. Box 5500
Johnstown, Pa. 15904
814 262-0064
ID 27638

FILED

JAN 27 2004

William A. Shaw
Prothonotary, Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

ANITA J. HARRIS and PATRICK M.
HARRIS, parents and natural
guardians of Sarah M. Harris,
a minor,

Plaintiffs

vs.

No.04-47 CD

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants

ANSWER AND NEW MATTER
Counsel of record for this party:
Dennis J. Stofko, Esquire
P.O. Box 5500
Johnstown, Pa. 15904
814 262-0064
ID 27638

TO THE PARTIES:

You are hereby notified to reply
to the enclosed New Matter within
20 days of service thereof or a default
judgment may be entered against you.

FILED

MAR 10 2004

William A. Shaw
Prothonotary/Clerk of Courts

ANSWER AND NEW MATTER

NOW COME the Defendants by and through counsel, Dennis J. Stofko and files the following Answer and New Matter.

1. Admitted.
2. Admitted.
- 3.
4. Admitted.
5. Denied. After reasonable investigation, Defendants are without sufficient knowledge or information to form a belief as to the truth of the averment and proof thereof is required at the time of trial.
6. Denied. Paragraph 6 contains a conclusion of law to which no responsive pleading is required.
7. Denied. After reasonable investigation, Defendants are without sufficient knowledge or information to form a belief as to the truth of the averment and proof thereof is required at the time of trial.
8. Denied. After reasonable investigation, Defendants are without sufficient knowledge or information to form a belief as to the truth of the averment and proof thereof is required at the time of trial.
9. Denied. See previous Answers.

10. Denied. Paragraph 10 contains a conclusion of law to which no responsive pleading is required.

WHEREFORE, Defendants request Plaintiffs' complaint be dismissed.

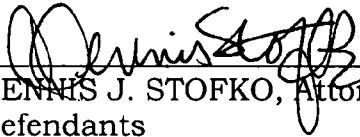
NEW MATTER

11. The Defendants are informed, believes and therefore aver that the Plaintiff is contributorily negligent and/or comparatively negligent and Plaintiff is thus barred from recovery of any damages under the terms of the Pennsylvania Comparative Negligence Act. Act No. July 9, 1976 Pl. 855 No. 152 and the Act of April 28, 1978, Pl. 202 No. 53 Section 10 (89), 42 Pa. CSA Section 7102A, effective as to the causes of action arising on or after October 13, 2000 as the Plaintiff's causal negligence is greater than the negligence, if any, of the Defendants.

12. In the alternative pursuant to the aforesaid provisions of the Pennsylvania Comparative Negligence Act, 42 Pa. CSA Section 7102A any damage which the Plaintiff may have legally suffered and can prove at trial and which are not otherwise barred by any of the defenses asserted in this Answer and New Matter should be diminished in proportion to the amount of negligence attributed to the Plaintiff.

13. The accident described in Plaintiff's complaint occurred on October 13, 2000 which date was subsequent to the effective date of the Pennsylvania Motor Vehicle Financial Responsibility Law, 75 Pa. CSA Chapter 17.

14. The Defendants plead the said Motor Vehicle Financial Responsibility Law as a defense to the extent that said law limits and controls Plaintiff's right to recover damages in this action.



DENNIS J. STOFKO, Attorney for
Defendants

I, Paul Rezk, owner of Dubois Medical Supply, do hereby swear or affirm the facts set forth in the Answer and New Matter are true and correct to the best of my knowledge, information and belief.

I understand that these averments of fact are made subject to the penalties of 18 Pa. CSA 4904 relating to unsworn falsification to authorities.



Paul Rezk, owner of Dubois
Medical Supply

Dated: 1/29/2004

I, Dennis J. Stofko, do hereby state that I am the attorney for the Bridget Dobrowski, and that as such, being authorized to do so, state that the facts set forth in the foregoing Answer and New Matter are true and correct to the best of my knowledge, information and belief. This verification of counsel is being attached hereto in lieu of that of Bridget Dobrowski because of the inability to obtain a verification from Bridget Dobrowski in the time required to file this Answer. A verification of Bridget Dobrowski will be provided if requested.

This statement is made subject to the provisions of 18 Pa CSA 4904 relating to unsworn falsification to authorities.



DENNIS J. STOKO, Esquire

Dated: 9 May. 04

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

ANITA J. HARRIS and PATRICK M.
HARRIS, parents and natural
guardians of Sarah M. Harris,
a minor,

Plaintiffs

vs.

No.04-47 CD

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants

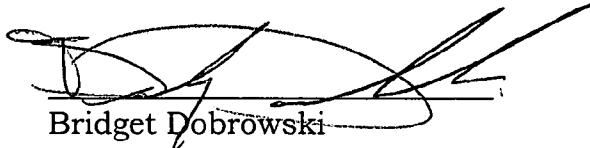
FILED

MAR 11 2004

William A. Shaw
Prothonotary/Clerk of Courts

I, Bridget Dobrowski, do hereby swear or affirm the facts set forth in the Answer and New Matter are true and correct to the best of my knowledge, information and belief.

I understand that these averments of fact are made subject to the penalties of 18 Pa. CSA 4904 relating to unsworn falsification to authorities.



Bridget Dobrowski

Dated: 3-16-04

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47 CD

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

NOTICE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **REPLY TO
DEFENDANTS' NEW MATTER** was served upon the following by U.S. First Class Mail,
postage pre-paid, this 12th day of March, 2004:

Dennis J. Stofko, Esquire
Stofko Law Offices
969 Eisenhower Boulevard, Suite E
P.O. Box 5500
Johnstown, PA 15904

James E. Martin

FILED

MAR 15 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47 CD

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

**PLAINTIFFS' REPLY TO
DEFENDANTS' NEW MATTER**

FILED ON BEHALF OF
PLAINTIFFS

COUNSEL OF RECORD FOR
THIS PARTY:

Jason E. Matzus, Esquire
Sup. Ct. ID 76229

Marcus & Mack, P.C.
57 South 6th Street
P.O. Box 1107
Indiana, PA 15701

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47 CD

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

PLAINTIFFS' REPLY TO DEFENDANTS'
NEW MATTER

AND NOW come the Plaintiffs, Anita J. Harris and Patrick M. Harris, as parents and natural guardians of Sarah M. Harris, a Minor, and in reply to the Defendants' New Matter states:

11. Denied. All the averments set forth in Paragraph 11 are denied as conclusions of law which require no response.

12. Denied. All the averments set forth in Paragraph 12 are denied as conclusions of law which require no response. By way of further answer, Plaintiffs' injuries and damages were caused exclusively by Defendants' tortious conduct.

13. Denied. All the averments set forth in Paragraph 13 are denied as conclusions of law which require no response.

14. Denied. All the averments set forth in Paragraph 14 are denied as conclusions of law which require no response.

Respectfully submitted,

MARCUS & MACK, P.C.

By: Jason E. Matzus

Jason E. Matzus, Esquire
57 South Sixth Street
P.O. Box 1107
Indiana, PA 15701
Telephone: 724-349-5602
Sup. Ct. ID 76229

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47 CD

Plaintiffs,

vs.

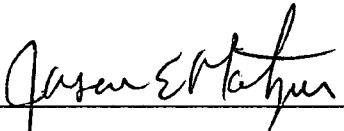
BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

NOTICE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **PLAINTIFFS' REQUEST
FOR PRODUCTION OF DOCUMENTS TO DEFENDANT DOBROWKSKI** were served
upon the following by U.S. First Class Mail, postage pre-paid, this 15th day of March, 2004:

Dennis J. Stofko, Esquire
Stofko Law Offices
969 Eisenhower Boulevard, Suite E
P.O. Box 5500
Johnstown, PA 15904



|

FILED

MAR 16 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47 CD

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

NOTICE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **PLAINTIFFS' REQUEST
FOR PRODUCTION OF DOCUMENTS TO DEFENDANT DUBOIS MEDICAL SUPPLY**
were served upon the following by U.S. First Class Mail, postage pre-paid, this 15th day of
March, 2004:

Dennis J. Stofko, Esquire
Stofko Law Offices
969 Eisenhower Boulevard, Suite E
P.O. Box 5500
Johnstown, PA 15904

James E. Mather

FILED

MAR 16 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47 CD

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

NOTICE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **PLAINTIFFS'**
INTERROGATORIES TO DEFENDANT DOBROWSKI were served upon the following
by U.S. First Class Mail, postage pre-paid, this 15th day of March, 2004:

Dennis J. Stofko, Esquire
Stofko Law Offices
969 Eisenhower Boulevard, Suite E
P.O. Box 5500
Johnstown, PA 15904



FILED

MAR 16 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47 CD

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

NOTICE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **PLAINTIFFS' ANSWERS**
TO DEFENDANTS' INTERROGATORIES were served upon the following by U.S. First

Class Mail, postage pre-paid, this 1st day of April, 2004:

Dennis J. Stofko, Esquire
Stofko Law Offices
969 Eisenhower Boulevard, Suite E
P.O. Box 5500
Johnstown, PA 15904

Jacqueline Matys

FILED

APR 02 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor

NO. 04-47 CD

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

NOTICE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **PLAINTIFFS' RESPONSE
TO DEFENDANTS' REQUEST FOR PRODUCTION OF DOCUMENTS** was served upon
the following by U.S. First Class Mail, postage pre-paid, this 15th day of April, 2004:

Dennis J. Stofko, Esquire
Stofko Law Offices
969 Eisenhower Boulevard, Suite E
P.O. Box 5500
Johnstown, PA 15904

Jason E. Matys

FILED

APR 02 2004

William A. Shaw
Prothonotary/Clerk of Courts

In The Court of Common Pleas of Clearfield County, Pennsylvania

HARRIS, ANITA J. & PATRICK M. parents & nat. guardians
VS.
DOBROWSKI, BRIDGET and DUBOIS MEDICAL SUPPLY
COMPLAINT

Sheriff Docket # 15047

04-47-CD

SHERIFF RETURNS

NOW JANUARY 19, 2004 AT 12:15 PM SERVED THE WITHIN COMPLAINT ON DUBOIS MEDICAL SUPPLY, DEFENDANT AT EMPLOYMENT, DUBOIS REGIONAL MEDICAL SUPPLY, 320 LIBERTY BLVD., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO PAUL REZK, C.E.O. A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: MCCLEARY

NOW FEBRUARY 9, 2004 AT 1:42 PM SERVED THE WITHIN COMPLAINT ON BRIDGET DOBROSKI, DEFENDANT AT RESIDENCE, 671 TREASURE LAKE, LESSER ANTILLES LANE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO ERIC DOBROWSKI, HUSBAND A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: NEVLING.

Return Costs

Cost	Description
81.00	SHERIFF HAWKINS PAID BY: <i>atty</i>
20.00	SURCHARGE PAID BY: ATTY Ck# 29594

Sworn to Before Me This

22nd Day Of April 2004
William A. Shaw

So Answers,

*Chester A. Hawkins
by: Pauline Harr*
Chester A. Hawkins
Sheriff

FILED

APR 22 2004
12:25 pm
William A. Shaw
Prothonotary

no cc

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

**ANITA J. HARRIS and PATRICK M. HARRIS
as parents and natural guardians of SARAH M.
HARRIS, a Minor**

NO. 04 - 47CD

Plaintiffs,

**NOTICE OF DEPOSITION OF
DEFENDANT, BRIDGET
DOBROWSKI**

vs.

**BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,**

Defendants.

Filed on behalf of Plaintiff

Counsel of Record for this Party:

**Jason E. Matzus, Esquire
Pa. ID #76229**

**Marcus & Mack, P.C.
57 South Sixth Street
P.O. Box 1107
Indiana, PA 15701
Telephone: 724-349-5602**

FILED

JUN 14 2004

*William A. Shaw
Prothonotary/Clerk of Courts*

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M..
HARRIS as parents and natural guardians
of SARAH M. HARRIS, a Minor,

No. 04-47CD

Plaintiffs,

vs.

**NOTICE OF DEPOSITION OF
DEFENDANT, BRIDGET
DOBROWSKI**

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Filed on behalf of Plaintiff

Defendants.

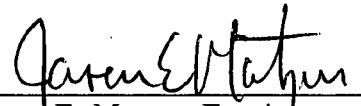
NOTICE OF SERVICE

Please take note that the undersigned has served **NOTICE OF DEPOSITION OF
DEFENDANT, BRIDGET DOBROWSKI** to Counsel for Defendant, Dennis J. Stofko,
Esquire, Stofko Law Offices, 969 Eisenhower Boulevard, Suite E, P.O. Box 5500, Johnstown,
Pennsylvania, on behalf of the Plaintiff in the above-captioned action.

Respectfully submitted,

MARCUS & MACK, P.C.

By:


Jason E. Matzus, Esquire
57 South Sixth Street
P.O. Box 1107
Indiana, PA 15701
Telephone: 724-349-5602
Sup. Ct. ID 76229

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

ANITA J. HARRIS and PATRICK M.
HARRIS as parents and natural guardians
of SARAH M. HARRIS, a Minor,

No. 04-47CD

Plaintiffs,

vs.

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants.

NOTICE OF DEPOSITION
PURSUANT TO PA. R.C.P. 4007.1

Notice is given that, pursuant to Pa. R.C.P. No. 4007.1, the deposition of Bridget Dobrowski will be taken on oral examination at the office of Sargent's Court Reporting Service, located at 105 North Second Street, Clearfield, Pennsylvania, on Monday, July 26, 2004 at 12:00 noon. and at any and all adjournments thereof.

MARCUS & MACK, P.C.

By Jason E. Matzus
Jason E. Matzus, Esquire
57 South Sixth Street
P.O. Box 1107
Indiana, PA 15701
Telephone: (724) 349-5602
Sup. Ct. ID 76229

Dated: 9 June 2004

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing NOTICE OF DEPOSITION was served by U.S. First Class Mail, postage prepaid this 9th day of June, 2004, upon the following:

Dennis J. Stofko, Esquire
Stofko Law Offices
969 Eisenhower Boulevard, Suite E
P.O. Box 5500
Johnstown, PA 15904

Sargent's Court Reporting
210 Main Street
Johnstown, PA 15901
(814) 536-8908

Jasen E. Matys

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

ANITA J. HARRIS and PATRICK M.
HARRIS, parents and natural
guardians of Sarah M. Harris,
a minor,

Plaintiffs

vs.

No.04-47 CD

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants

CERTIFICATE OF READINESS

Filed on Behalf of Defendants

1. Type of Case: Simple Complex _____ Companion Case _____

2. Type of Trial: Jury Nonjury _____ Arbitration _____

3. Estimate Trial Time 2 days _____ hours _____ minutes

Estimated Arbitration Time _____ days _____ hours _____ minutes

4. Trial Counsel: List Name and address and telephone number for each party and name, address and telephone number of person responsible for each unrepresented party.

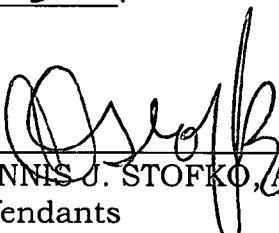
Jason E. Matzus, Attorney for Plaintiffs
P.O. Box 1107
Indiana, Pennsylvania 15701
724 349-5602

Dennis J. Stofko, Attorney for Defendants
P.O. Box 5500
Johnstown, Pa. 15904
814 262-0064

FILED 10
m 1/12/04
JAN 05 2005
cc
W.A. Shaw
Prothonotary/Clerk of Courts

I certify on behalf of Defendants that the pleadings are complete, that all preliminary motions have been resolved, that all discovery has been completed and that the case is in all respects ready for trial except: a) motions in limine ✓; b) expert depositions ✓.

Date: 3 Jun 05


DENNIS J. STOFKO, Attorney for
Defendants

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

ANITA J. HARRIS and PATRICK M.
HARRIS, parents and natural
guardians of Sarah M. Harris,
a minor,

Plaintiffs

vs.

No.04-47 CD

BRIDGET DOBROWSKI and
DUBOIS MEDICAL SUPPLY,

Defendants

PRAECIPE

Please mark the above captioned matter ended, settled and
forever discontinued.

Jason E. Matzus

Jason E. Matzus, Attorney for
Plaintiffs

Dennis J. Stofko

Dennis J. Stofko, Attorney for
Defendants

FILED No cc

7/2/05 Cert. of Disc.
MAY 24 2005 to Atty

William A. Shaw copy to CIA
Prothonotary (b)

COPY

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

CIVIL DIVISION

**Anita J. Harris
Patrick M. Harris
Sarah M. Harris**

**Vs.
Bridget Dobrowski
DuBois Medical Supply**

No. 2004-00047-CD

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 May 24, 2005, marked:

Ended, Settled and Forever Discontinued

Record costs in the sum of \$85.00 have been paid in full by Jason E. Matzus, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 24th day of May A.D. 2005.

William A. Shaw, Prothonotary