

04-282-CD
JANET SATTERLEE vs. CAESAR GALANTI

Janet Satterlee vs. Caesar Galanti
2004-282-CD

Date: 08/05/2005

Time: 12:02 PM

Page 1 of 1

Clearfield County Court of Common Pleas

ROA Report

User: LBENDER

Case: 2004-00282-CD

Current Judge: Paul E. Cherry

Janet Satterlee vs. Caesar Galanti

Civil Other

Date		Judge
02/27/2004	<input checked="" type="checkbox"/> Filing: Civil Complaint Paid by: Hopkins, David J. (attorney for Satterlee, Janet) Receipt number: 1874476 Dated: 02/27/2004 Amount: \$85.00 (Check) 2 CC to Atty. Hopkins.	No Judge
04/12/2004	<input checked="" type="checkbox"/> Sheriff Return, Papers served on Defendant(s). So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm	No Judge
04/16/2004	<input checked="" type="checkbox"/> Filing: Reissue Writ/Complaint Paid by: Hopkins, David J. (attorney for Satterlee, Janet) Receipt number: 1877367 Dated: 04/16/2004 Amount: \$7.00 (Check) Reinstated Complaint to Sheriff and 1 to Atty.	No Judge
05/11/2004	<input checked="" type="checkbox"/> Sheriff Return, Papers served on Defendant(s). So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm	No Judge
06/28/2004	<input checked="" type="checkbox"/> Praecipe for Appearance, on behalf of Caesar Galanti, filed by s/Daniel L. Rivetti, Esq. No CC	No Judge
08/02/2004	<input checked="" type="checkbox"/> Answer and New Matter. Filed by s/Richard J. Kabbert, Esq., No cc.	No Judge
08/16/2004	<input checked="" type="checkbox"/> Answer to New Matter, filed by Atty. Hopkins 1 Cert. to Atty.	No Judge
08/30/2004	<input checked="" type="checkbox"/> Notice of Service of Defendant's First Set of Interrogatories and Request For Production of Documents Directed to Plaintiff, filed by s/Daniel L. Rivetti, Esq., and Richard J. Kabbert, Esq., by Mail upon David J. Hopkins, Esquire. No CC.	No Judge
11/15/2004	<input checked="" type="checkbox"/> Substituted Verification, on behalf of Defendant, filed by s/ Daniel L. Rivetti, Esquire. No CC Cert. of Service, 11th of Nov., 2004 upon David J. Hopkins, Esquire	No Judge
03/11/2005	<input checked="" type="checkbox"/> Certificate of Readiness, filed by Atty. Hopkins No cert. copies. Copy to C/A	No Judge
03/21/2005	<input checked="" type="checkbox"/> Motion To Strike Case From Trial List, filed by s/Richard J. Kabbert, Esquire. No CC <input checked="" type="checkbox"/> ORDER FILED. AND NOW, this 21st day of March, 2005, it is the Order of the Court that argument on Defendant's Motion to Strike Case from Trial List has been scheduled for the 5th day of April, 2005, at 10:00 a.m. in Courtroom No. 2. BY THE COURT: /s/ Paul E. Cherry, Judge. 2CC Atty. Kabbert w/memo Re: service.	Paul E. Cherry
04/11/2005	<input checked="" type="checkbox"/> Order, NOW, this 5th day of April 2005, upon consideration of the Defendant's Motion to Strike Case from Trial List and argument of counsel, it is the ORDER of this Court that said Motion is hereby denied. This matter shall be continued until jury selection set for 9:00 a.m. on Tuesday, August 30, 2005. This matter shall be scheduled for pre-trial conference on Thursday, August 4, 2005 at 11:00 a.m. No Further continuances shall be granted. Counsel need not appear for Civil call scheduled on July 28, 2005. BY THE COURT; /s/ Paul E. Cherry, Judge 2CC Attys: Rivette, Hopkins	Paul E. Cherry
08/01/2005	<input checked="" type="checkbox"/> Certificate of Service, filed. that a true and correct copy of the within Pretrial Memorandum was forwarded to the following counsel of record on July 27, 2005 to David J. Hopkins Esquire filed by s/ Richard J. Kabbert, Esquire. No CC.	Paul E. Cherry

8/04/05 order, dated August 4th 2005

Current Judge: Fredric Joseph Ammerman

Michelle Herzing, Jeffrey A. Jarvis, Janell Herzing vs. Mary Kruszewski, DuBois Regional Medical Center, Patrick Shilala, Jerjie T. Alajaji, Russell E. Cameron MD

Civil Other

Date	Judge
02/07/2005	Notice of Service of Plaintiffs' Expert Reports, on October 26, 2004 served Fredric Joseph Ammerman upon all Defendants. Filed by s/ Amy Acheson, Esquire.
02/09/2005	Motion against Plaintiffs' Motion for Enlargement of Time in which to serve Fredric Joseph Ammerman Rebuttal Expert Reports filed by Atty. Blasko. No CC. AND NOW to wit, this 8th day of February, 2005, it is hereby ORDERED that Defs. shall forthwith deliver to Pliffs' counsel all pathology slides, body tissue and/or other such materials of Plaintiffs, and Pliffs shall have 120 days from the date of said delivery to file rebuttal expert reports. s/FJA 1 CC to Atty.
	Fredric Joseph Ammerman
	Answer To Plaintiffs' Motion for Enlargement of Time in which to serve Rebuttal Expert Reports, filed by s/ John W. Blasko, Esquire. No CC
	Notice of Service Of Plaintiffs' Expert Reports, upon all defendants on Oct. 26, 2004. Filed by /s/ Amy Acheson, Esquire. No CC
02/14/2005	Order, NOW, this 14th day of Feb., 2005, the Court being in receipt of Plaintiffs' Motion for Enlargement of Time in Which to Serve Rebuttal Expert Reports and any other outstanding discovery issues; it is the Order of this Court that a hearing on this Motion be scheduled for the 10th of March, 2005, at 1:30 p.m. in courtroom No. 1 of the Clfd. Co. Courthouse. The Court's Order of Feb. 8, 2005, requiring defendants to deliver test materials to the Plaintiffs is RESCINDED. By The Court, /s/ Fredric J. Ammerman, President Judge. 1CC Attys: Acheson, Blasko, D. Johnson, and Krier.
03/11/2005	Order, filed Cert. to Atty. Acheson, Blasko, Johnson & Krier NOW, this 10th day of March, 2005, RE: Plaintiff's Motion for Enlargement of Time. Order of Court as follows (see original)
07/21/2005	Motion For Leave to Have Substitute Counsel Attend Call Of List, filed by s/ David R. Johnson, Esquire. No CC Order, this 21st day of July, 2005, Ordered that substitute counsel may attend the call of the list in the case above captioned on July 28, 2005. By The Court: /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Johnson
07/22/2005	Entry of Appearance, on behalf of Plaintiffs, please enter appearances of Gar

THE HOPKINS LAW FIRM

900 Beaver Drive, DuBois, Pennsylvania 15801
VOICE: (814) 375-0300 FAX: (814) 375-5035

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

JANET SATTERLEE

Plaintiff

vs.

: No. 04-282-CD

CAESAR GALANTI,

Defendant

: Type of Pleading: Complaint

: Filed on behalf of: Janet Satterlee,
Plaintiff.

: Counsel of Record for this party:
HOPKINS HELTZEL LLP

: DAVID J. HOPKINS, ESQUIRE
Attorney at Law
Supreme Court No. 42519

: LEA ANN HELTZEL, ESQUIRE
Attorney at Law
Supreme Court No. 83998

: 900 Beaver Drive
DuBois, Pennsylvania 15801

: (814) 375-0300

FILED

FEB 27 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

JANET SATTERLEE :
Plaintiff :
:
vs. : No.
:
CAESAR GALANTI, :
Defendant :
:

NOTICE

TO DEFENDANT:

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 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.

Office of the Court Administrator
Clearfield County Courthouse
230 E. Market Street
Clearfield, PA 16830
(814) 765-2641 ext. 5982

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

JANET SATTERLEE :
Plaintiff :
:
vs. : No.
:
CAESAR GALANTI, :
Defendant :
:

COMPLAINT

AND NOW, comes Plaintiff, Janet Satterlee, by and through her attorneys, Hopkins Heltzel LLP, and states as follows:

1. Plaintiff, Janet Satterlee, is an adult individual maintaining a principal residence at R.D. #1, Box 234B, Reynoldsville, Pennsylvania 15851, Jefferson County.
2. Defendant, Caesar Galanti, is an adult individual maintaining a principal residence in Reynoldsville, Pennsylvania.
3. On or about July 30, 2002, Plaintiff, Janet Satterlee, was driving south along Commons Drive at its intersection with First Avenue.
4. At the same time and general location, the Defendant, Caesar Galanti, was operating a motor vehicle on First Avenue when he failed to stop at the stop sign and collided with Mrs. Satterlee's motor vehicle. Mr. Galanti was traveling at a high rate of speed and the collision was violent.
5. As a result of said accident, Plaintiff suffered personal injuries.
6. The Defendant, Caesar Galanti, was operating his motor vehicle in a negligent, careless and reckless manner so as to cause his motor vehicle to collide with Mrs. Satterlee's automobile.

7. The negligence, carelessness and recklessness of Defendant consisted of the following:

- a. Operating his motor vehicle without due regard to the rights, safety and well being and position of Plaintiff under the current circumstances;
- b. Failing to maintain a safe speed;
- c. Failing to stop at a stop sign;
- d. Traveling too fast for conditions;
- e. Failing to notice the Plaintiff;
- f. Failing to take evasive action in order to avoid colliding with the Plaintiff;
- g. Failing to apply his brakes in sufficient time to avoid colliding with Plaintiff;
- h. Operating his motor vehicle in disregard of the rules of the road, and the laws of the Commonwealth of Pennsylvania;
- i. Driving his motor vehicle into the Plaintiff; and

8. As a direct, proximate, natural, foreseeable and probable consequence of Defendant's negligence, carelessness and reckless conduct, Plaintiff was placed in immediate peril and suffered severe injuries consisting of disc herniation at C-5/C-6 causing nerve root compression on her left side, a mild disc bulge at C-6/C-7 level and other injuries which may yet develop.

9. As a direct result of the Defendant's negligence, carelessness and reckless conduct, Plaintiff has suffered, and will suffer in the future, great pain agony and inconvenience.

10. As a direct and proximate result of the Defendant's negligence, carelessness and reckless conduct, Plaintiff has incurred, and will in the future incur expenses for medical treatment in an amount not yet ascertained.

11. As a direct and proximate result of Defendant's negligence, careless and reckless conduct, Plaintiff has suffered and will continue to suffer loss in the quality of her life.

12. As a direct and proximate result of Defendant's negligence, careless and reckless conduct, Plaintiff has suffered and will continue to suffer loss in the quality of her life.

13. Defendant is liable for Plaintiff's injuries described herein, inasmuch as Plaintiff's injuries are the direct, proximate, natural, foreseeable and probable consequences of Defendant's negligence, carelessness and recklessness as set forth herein.

WHEREFORE, Plaintiff, Janet Satterlee, demands judgment be entered in her favor against Defendant, Caesar Galanti, in an amount in excess of \$20,000.00, together with interest, cost of suit damages for delay and such other relief as the Court deems just and appropriate.

DEMAND FOR JURY TRIAL

Plaintiff demands a trial by twelve jurors on all issues presented herein.

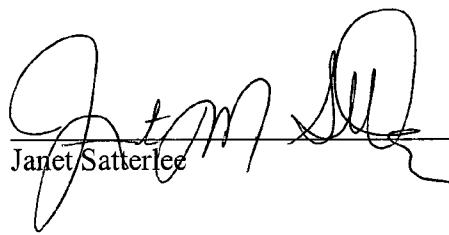
Respectfully submitted,

David J. Hopkins, Esquire
Attorney for Plaintiff



VERIFICATION

I hereby 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.



Janet Satterlee

FILED *cc*
010-5084 *Ally Hopkins*
FEB 27 2004

William A. Shaw
Prothonotary/Clerk of Courts
Ally pd. 85.00

In The Court of Common Pleas of Clearfield County, Pennsylvania

SATTERLEE, JANET

VS.

GALANTI, CAESAR

COMPLAINT

Sheriff Docket # 15280

04-282-CD

SHERIFF RETURNS

NOW MARCH 8, 2004, THOMAS DEMKO, SHERIFF OF JEFFERSON COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT ON CAESAR GALANTI, DEFENDANT.

NOW MARCH 31, 2004 ATTEMPTED TO SERVE THE WITHIN COMPLAINT ON CAESAR GALANTI, DEFENDANT BY DEPUTIZING THE SHERIFF OF JEFFERSON COUNTY. THE RETURN OF SHERIFF DEMKO IS HERETO ATTACHED AND MADE A PART OF THIS RETURN MARKED "NOT FOUND". DEFENDANT IS IN DEMENTIA UNIT OF CHRIST THE KING MANOR, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA.

Return Costs

Cost	Description
23.74	SHERIFF HAWKINS PAID BY: ATTY CK# 14100
10.00	SURCHARGE PAID BY: ATTY CK# 14101
47.60	JEFFERSON CO. SHFF. PAID BY: ATTY CK# 14102

Sworn to Before Me This
12th Day Of April 2004
William A. Shaw

So Answers,

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

FILED

APR 12 2004 *KAH*
0/8:45 a.m.
William A. Shaw
Prothonotary

No. 04-282-CD

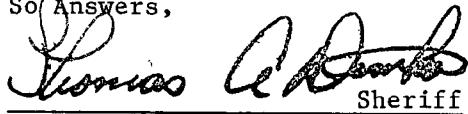
Now, March 31, 2004, I return the Notice and Complaint for CAESAR GALANTI, Defendant, to Clearfield County, marked "not found; is in the Dementia Unit of Christ the King Manor, DuBois (Clearfield County), PA".

Advance Costs Received: \$125.00
My Costs: \$ 45.60 Paid
Prothy: \$ 2.00
Total Costs: \$ 47.60
Refunded: \$ 77.40

Sworn and subscribed

to before me this 31st
day of March 2004
By Thomas A. Donahue

So Answers,


Thomas A. Donahue
Sheriff

JEFFERSON COUNTY, PENNSYLVANIA

My Commission Expires The
First Monday January 2006

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

JANET SATTERLEE

Plaintiff

vs.

No. 04-282-CJ

CAESAR GALANTI,

Defendant

Type of Pleading: Complaint

Filed on behalf of: Janet Satterlee,
Plaintiff.

Counsel of Record for this party:
HOPKINS HELTZEL LLP

DAVID J. HOPKINS, ESQUIRE
Attorney at Law
Supreme Court No. 42519

LEA ANN HELTZEL, ESQUIRE
Attorney at Law
Supreme Court No. 83998

900 Beaver Drive
DuBois, Pennsylvania 15801

(814) 375-0300

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

FEB 27 2004

Attest.

Willie L. Ober
Prothonotary/
Clerk of Courts

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

JANET SATTERLEE

Plaintiff

vs.

No. 04-282-CJ

CAESAR GALANTI,

Defendant

Type of Pleading: Complaint

Filed on behalf of: Janet Satterlee,
Plaintiff.

Counsel of Record for this party:
HOPKINS HELTZEL LLP

DAVID J. HOPKINS, ESQUIRE
Attorney at Law
Supreme Court No. 42519

LEA ANN HELTZEL, ESQUIRE
Attorney at Law
Supreme Court No. 83998

900 Beaver Drive
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FEB 27 2004

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William L. Ober
Prothonotary/
Clerk of Courts

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

JANET SATTERLEE :
Plaintiff :
vs. : No.
CAESAR GALANTI, :
Defendant :

NOTICE

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230 E. Market Street
Clearfield, PA 16830
(814) 765-2641 ext. 5982

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

JANET SATTERLEE

Plaintiff :
vs. : No.
CAESAR GALANTI, :
Defendant :

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AND NOW, comes Plaintiff, Janet Satterlee, by and through her attorneys, Hopkins Heltzel LLP, and states as follows:

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- d. Traveling too fast for conditions;
- e. Failing to notice the Plaintiff;
- f. Failing to take evasive action in order to avoid colliding with the Plaintiff;
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DEMAND FOR JURY TRIAL

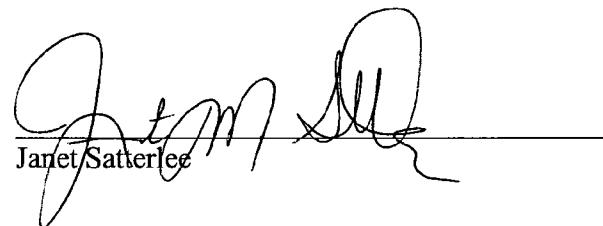
Plaintiff demands a trial by twelve jurors on all issues presented herein.

Respectfully submitted,

David J. Hopkins, Esquire
Attorney for Plaintiff

VERIFICATION

I hereby 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.



Janet Satterlee

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

JANET SATTERLEE

Plaintiff

vs.

No. 04-282 C.D.

CAESAR GALANTI,

Defendant

Type of Pleading: Praecipe to Reinstate
Complaint

Filed on behalf of: Janet Satterlee,
Plaintiff

Counsel of Record for this party:

DAVID J. HOPKINS, ESQUIRE
Attorney at Law
Supreme Court No. 42519

900 Beaver Drive
DuBois, Pennsylvania 15801

(814) 375-0300

FILED

APR 16 2004

William A. Shaw
Prothonotary/Clerk of Courts

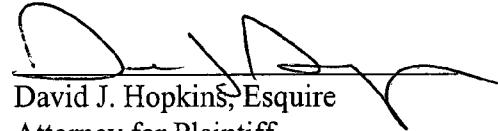
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
(CIVIL DIVISION)

JANET SATTERLEE :
Plaintiff :
vs. : No. 04-282 C.D.
CAESAR GALANTI, :
Defendant :

PRAECIPE TO REINSTATE COMPLAINT

Kindly reinstate the Complaint filed in the above captioned matter.

Respectfully submitted,



David J. Hopkins, Esquire
Attorney for Plaintiff

FILED

100pl.

Re-instated to Staff

APR 15 2004

Re-instated to Army

Army Ad-700

William A. Shaw
Prothonotary/Clerk of Courts

Rec'd Army

In The Court of Common Pleas of Clearfield County, Pennsylvania

SATTERLEE, JANET
VS.
GALANTI, CAESAR
COMPLAINT

Sheriff Docket # 15280
04-282-CD

SHERIFF RETURNS

NOW APRIL 28, 2004 AT 1:57 PM SERVED THE WITHIN COMPLAINT ON CAESAR GALANTI, DEFENDANT AT RESIDENCE, CHRIST THE KING, Dementia Unit, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO CAESAR GALANTI, DEFENDANT (WITNESS BY SAM ZAFFUTO, ADM. ASST.) A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HIM THE CONTENTS THEREOF. SERVED BY: COUDRIET

Return Costs

Cost	Description
23.62	SHERIFF HAWKINS PAID BY: ATTY CK# 14227
10.00	SURCHARGE PAID BY: ATTY CK# 14231

Sworn to Before Me This

11 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
Sheriff

FILED

MAY 11 2004
11:15 AM
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JANET SATTERLEE,

CIVIL DIVISION

Plaintiff,

No. 04-282-CD

vs.

PRAECIPE FOR APPEARANCE

CAESAR GALANTI,

Defendant.

FILED ON BEHALF OF:
DEFENDANT

COUNSEL OF RECORD FOR
THIS PARTY:

DANIEL L. RIVETTI, ESQ.
PA I.D. #73015
ROBB LEONARD MULVIHILL
FIRM #249
2300 One Mellon Center
Pittsburgh, PA 15219
412/281-5431

FILED

JURY TRIAL DEMANDED

JUN 28 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JANET SATTERLEE,

CIVIL DIVISION

Plaintiff,

No. 04-282-CD

vs.

CAESAR GALANTI,

Defendant.

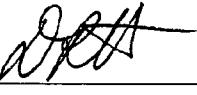
PRAECIPE FOR APPEARANCE

TO THE PROTHONOTARY:

Please enter the appearance of Daniel L. Rivetti, Esquire and the law firm of Robb Leonard Mulvihill as attorneys on behalf of DEFENDANT, CAESAR GALANTI, in the above-captioned case.

Respectfully submitted,

ROBB LEONARD MULVIHILL

By 
Daniel L. Rivetti, Esq.
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within **PRAECIPE FOR APPEARANCE**
has been served on all counsel this 24th day of June, 2004 by U.S. First Class
Mail, postage pre-paid as follows:

David J. Hopkins, Esquire
900 Beaver Drive
DuBois, PA 15801



Daniel L. Rivetti, Esquire

FILED
in 19-0784
JUN 28 2004
cc
William A. Shaw
Prothonotary/Clerk of Courts

163-12301

163-12301

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JANET SATTERLEE,

Plaintiff,

vs.

CAESAR GALANTI,

Defendant.

TO: PLAINTIFF

You are hereby notified to file a written response to the enclosed ANSWER AND NEW MATTER within twenty (20) days from service hereof or a judgment may be entered against you.

ROBB LEONARD MULVIHILL

By: Richard J. Kabbert
Richard J. Kabbert, Esquire

CIVIL DIVISION

No. 04-282-CD

ANSWER AND NEW MATTER

FILED ON BEHALF OF:
DEFENDANT

COUNSEL OF RECORD FOR
THIS PARTY:

DANIEL L. RIVETTI, ESQUIRE
PA I.D. #73015
RICHARD J. KABBERT, ESQUIRE
PA I.D. #85521
ROBB LEONARD MULVIHILL
FIRM #249
2300 One Mellon Center
Pittsburgh, PA 15219
412/281-5431

JURY TRIAL DEMANDED

FILED NO
10/05/04
AUG 02 2004
EAS

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JANET SATTERLEE,
Plaintiff,
vs.
CAESAR GALANTI,
Defendant.

CIVIL DIVISION
No. 04-282-CD

ANSWER AND NEW MATTER

AND NOW, comes the Defendant, *Caesar Galanti*, by and through his counsel, ROBB LEONARD MULVIHILL, DANIEL L. RIVETTI, ESQUIRE and RICHARD J. KABBERT, ESQUIRE, and files the within ANSWER AND NEW MATTER, the following of which is a statement:

1. After reasonable investigation, this Defendant is without knowledge or information sufficient to for a belief as to the truth or falsity of the averments of this Paragraph of Plaintiff's Complaint. Therefore, the same are denied and strict proof is demanded.
2. Admitted in part and denied in part. It is admitted that Defendant, Caesar Galanti, is an adult individual who formerly maintained a principal residence in Reynoldsville, Pennsylvania. Presently, Mr. Galanti resides at Christ the King Nursing Home in DuBois, Pennsylvania.
3. To the best of Defendant's knowledge, Paragraph 3 is admitted.
4. Denied as stated. To the contrary, Defendant did in fact stop at the stop sign and after cautiously looking both ways, pulled out of the intersection onto Commons Drive only to be struck by Plaintiff, who was traveling an accelerated rate of speed well beyond the legal limit.
5. After reasonable investigation, this Defendant is without knowledge or information sufficient to for a belief as to the truth or falsity of the averments of this Paragraph of Plaintiff's Complaint. Therefore, the same are denied and strict proof is demanded.

6. Paragraph 6 contains legal conclusions to which no response is required. To the extent a response is deemed necessary, denied generally pursuant to Pa. R.C.P. 1029(e).

7. Paragraph 7 contains legal conclusions to which no response is required. To the extent a response is deemed necessary, denied generally pursuant to Pa. R.C.P. 1029(e).

8. Paragraph 8 contains legal conclusions to which no response is required. To the extent a response is deemed necessary, any allegations of negligence, carelessness and/or reckless are denied generally pursuant to Rule 1029(e) of the Pennsylvania Rules of Civil Procedure. As to any remaining averments, after reasonable investigation, this Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments contained in this Paragraph, therefore said averments are denied and strict proof is demanded.

9. Paragraph 9 contains legal conclusions to which no response is required. To the extent a response is deemed necessary, any allegations of negligence, carelessness and/or reckless are denied generally pursuant to Rule 1029(e) of the Pennsylvania Rules of Civil Procedure. As to any remaining averments, after reasonable investigation, this Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments contained in this Paragraph, therefore said averments are denied and strict proof is demanded.

10. Paragraph 10 contains legal conclusions to which no response is required. To the extent a response is deemed necessary, any allegations of negligence, carelessness and/or reckless are denied generally pursuant to Rule 1029(e) of the Pennsylvania Rules of Civil Procedure. As to any remaining averments, after reasonable investigation, this Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments contained in this Paragraph, therefore said averments are denied and strict proof is demanded.

11. Paragraph 11 extent a response is deemed necessary, any allegations of negligence, carelessness and/or reckless are denied generally pursuant to Rule 1029(e) of the Pennsylvania Rules of Civil Procedure. As to any remaining averments, after reasonable investigation, this Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments contained in this Paragraph, therefore said averments are denied and strict proof is demanded.

12. Paragraph 12 contains legal conclusions to which no response is required. To the extent a response is deemed necessary, any allegations of negligence, carelessness and/or reckless are denied generally pursuant to Rule 1029(e) of the Pennsylvania Rules of Civil Procedure. As to any remaining averments, after reasonable investigation, this Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments contained in this Paragraph, therefore said averments are denied and strict proof is demanded.

13. Paragraph 13 contains legal conclusions to which no response is required. To the extent a response is deemed necessary, any allegations of negligence, carelessness and/or reckless are denied generally pursuant to Rule 1029(e) of the Pennsylvania Rules of Civil Procedure. As to any remaining averments, after reasonable investigation, this Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments contained in this Paragraph, therefore said averments are denied and strict proof is demanded.

WHEREFORE, Defendant, Caesar Galanti, demands judgment in his favor with costs of suit sustained.

NEW MATTER

14. Defendant hereby incorporates by reference Paragraphs 1 through 13 of this Answer as if same had been set forth herein at length.

15. As a result of the negligence forth above, all or part of Plaintiff's claims and causes of action are barred by, limited by and governed by the Pennsylvania Comparative Negligence Act, 42 Pa. C.S.A. § 7012, *et seq.*

16. Defendant pleads the defense of the assumption of the risk.

17. It is denied that Plaintiff's alleged injuries and/or damages are causally connected to the within accident.

18. It is believed and therefore averred Plaintiff's injuries and/or damages were preexisting, and as such Defendant cannot be liable for same.

19. The injuries and damages allegedly sustained by Plaintiff, if any, were the result of a superseding and/or intervening cause, and not the legal responsibility of this Defendant.

20. Defendant asserts the affirmative defenses of "last clear chance doctrine" and "sudden emergency doctrine."

21. To the extent applicable, Defendant pleads all of the defenses available under Act 57, 42 Pa. C.S. § 1702, as amended.

22. To the extent discovery reveals Plaintiff's claim are barred and/or limited by the "limited tort" option of the Motor Vehicle Code, 75 Pa. C.S. § 1705, Defendant pleads same as an affirmative defense.

23. This Defendant claims the right of setoff against any verdict or any verdict for an amount equal to any expenses for medical treatment and the like as well as Plaintiff's lost wages which may have been paid by a third party.

24. To the extent discovery reveals said accident was caused solely and/or exclusively by circumstances over which this Defendant did not have any control and/or responsibility and/or

supervening, intervening and/or independent causes over which this Defendant did not have control and/or responsibility and not in any manner whatsoever by the actions of Defendant.

25. Plaintiff has failed to state a claim upon which relief can be granted.

WHEREFORE, Defendant, Caesar Galanti, demands judgment in his favor with costs of suit sustained.

Respectfully submitted,

ROBB LEONARD MULVIHILL

By: Daniel J. Rivetti

Daniel L. Rivetti, Esquire
Richard J. Kabbert, Esquire
Attorney for Defendants

AFFIDAVIT

COMMONWEALTH OF PENNSYLVANIA)
) ss.
COUNTY OF ALLEGHENY)

BEFORE ME, the undersigned authority, personally appeared RICHARD J. KABBERT, ESQUIRE, who, being duly sworn according to law, deposes and says that he is counsel for the Defendant, CAESAR GALANTI, in the instant lawsuit; that as such he is authorized to make this Affidavit on his behalf; that the Affidavit of CAESAR GALANTI cannot be obtained in time for the filing of this pleading; that the averments of fact contained in the foregoing pleading are based on information received; and that the averments of fact contained therein are true and correct to the best of his knowledge, information and belief.

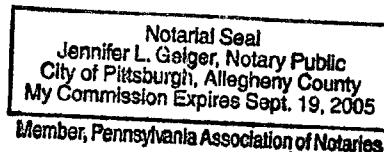
Richard J. Kabbert

Richard J. Kabbert, Esquire

SWORN to and subscribed before me this
29th day of July, 2004.

Jennifer L. Geiger
Notary Public

My Commission Expires:



CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within **ANSWER AND NEW MATTER** has been served on all counsel this 29th day of July, 2004 by U.S. First Class Mail, postage prepaid as follows:

David J. Hopkins, Esquire
900 Beaver Drive
DuBois, PA 15801

Richard J. Kabbert

Richard J. Kabbert

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

JANET SATTERLEE

Plaintiff

vs.

No. 04-282 C.D.

CAESAR GALANTI,

Defendant

Type of Pleading: Answer to
New Matter

Filed on behalf of: Janet Satterlee,
Plaintiff.

Counsel of Record for this party:
HOPKINS HELTZEL LLP

DAVID J. HOPKINS, ESQUIRE
Attorney at Law
Supreme Court No. 42519

LEA ANN HELTZEL, ESQUIRE
Attorney at Law
Supreme Court No. 83998

900 Beaver Drive
DuBois, Pennsylvania 15801

(814) 375-0300

FILED

AUG 16 2004

0/10:45 AM

William A. Shaw
Prothonotary

1 copy to Atty.

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

JANET SATTERLEE :
Plaintiff :
vs. : No. 04-282 C.D.
CAESAR GALANTI, :
Defendant :

ANSWER TO NEW MATTER

AND NOW, comes Plaintiff, Janet Satterlee, by and through her attorneys, Hopkins Heltzel LLP, and answers Defendant's New Matter as follows:

14. No answer is required of this paragraph.
15. Denied. Plaintiff undertook no action that could reasonably be classified as negligent, and therefore, the Pennsylvania Comparative Negligence Act is inapplicable.
16. Denied. Plaintiff undertook no action that could reasonably be classified as assuming the risk for the injuries that she suffered.
17. Denied. All of Plaintiff's injuries and damages are connected to the within accident as plead in Plaintiff's Complaint.
18. Denied. None of Plaintiff's injuries and/or damages were pre-existing, but rather, all damages and injuries were caused by the Defendant.
19. Denied. None of Plaintiff's injuries were the result of a superseding or intervening cause, but rather, were solely caused by the Defendant.
20. Denied. Neither the "last clear chance doctrine" nor "sudden emergency doctrine" is applicable to the case at bar.

21. Denied. There are no defenses available under Act 57 available to the Defendant.

22. Denied. Plaintiff's claims are not barred and/or limited by the limited tort option of the Motor Vehicle Code inasmuch as Plaintiff has suffered damages and injuries that allow Plaintiff to recover whether she selected the limited tort or full tort option.

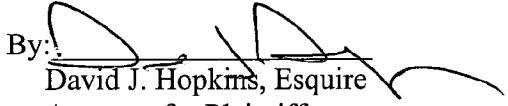
23. Denied. Plaintiff's claims cannot be set off by amounts paid by third parties.

24. No answer is required of this paragraph.

25. Denied. Plaintiff's Complaint clearly sets forth the cause of action in negligence.

Respectfully submitted,

Hopkins Heltzel LLP

By: 
David J. Hopkins, Esquire
Attorney for Plaintiff

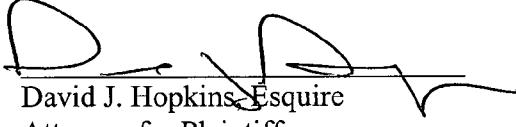
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
(CIVIL DIVISION)

JANET SATTERLEE :
Plaintiff :
vs. : No. 04-282 C.D.
CAESAR GALANTI, :
Defendant :

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of Plaintiff's Answer to New Matter, filed on behalf of Janet Satterlee, was forwarded by first class mail, postage prepaid, on the 16 day of August, 2004, to all counsel of record, addressed as follows:

Richard J. Kabbert, Esquire
2300 One Mellon Center
Pittsburgh, PA 15219


David J. Hopkins, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JANET SATTERLEE,

Plaintiff,

vs.

CAESAR GALANTI,

Defendant.

CIVIL DIVISION

No. 04-282-CD

NOTICE OF SERVICE OF
DEFENDANT'S FIRST SET OF
INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS
DIRECTED TO PLAINTIFF

FILED ON BEHALF OF:
DEFENDANT

COUNSEL OF RECORD FOR
THIS PARTY:

DANIEL L. RIVETTI, ESQUIRE
PA I.D. #73015
RICHARD J. KABBERT, ESQUIRE
PA I.D. #85521
ROBB LEONARD MULVIHILL
FIRM #249
2300 One Mellon Center
Pittsburgh, PA 15219
412/281-5431

JURY TRIAL DEMANDED

E6K
FILED *NO cc*
MID:4881
AUG 30 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JANET SATTERLEE,

Plaintiff,

vs.

CAESAR GALANTI,

Defendant.

CIVIL DIVISION

No. 04-282-CD

**NOTICE OF SERVICE OF DEFENDANT'S FIRST SET OF INTERROGATORIES
AND REQUEST FOR PRODUCTION OF DOCUMENTS DIRECTED TO PLAINTIFF**

NOTICE is hereby given that Defendant's First Set of Interrogatories and Request for Production of Documents Directed to Plaintiff, were served upon the following counsel of record: David J. Hopkins, Esquire, 900 Beaver Drive, DuBois, PA 15801, by depositing the same in the U.S. First Class Mail, postage prepaid, addressed to said counsel of record on the 26th day of August, 2004.

Respectfully submitted,

ROBB LEONARD MULVIHILL

By:


Daniel L. Rivett, Esquire
Richard J. Kabbert, Esquire
Attorneys for Defendant

FILED

AUG 30 2004

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JANET SATTERLEE,

CIVIL DIVISION

Plaintiff,

No. 04-282-CD

vs.

CAESAR GALANTI,

SUBSTITUTED VERIFICATION

Defendant.

FILED ON BEHALF OF:
DEFENDANT

COUNSEL OF RECORD FOR
THIS PARTY:

DANIEL L. RIVETTI, ESQUIRE
PA I.D. #73015
RICHARD J. KABBERT, ESQUIRE
PA I.D. #85521
ROBB LEONARD MULVIHILL
FIRM #249
2300 One Mellon Center
Pittsburgh, PA 15219
412/281-5431

JURY TRIAL DEMANDED

FILED *SLK*
M 10:29 AM NOV 15
NOV 15 2004

William A. Shaw
Prothonotary

VERIFICATION

I, *CAESAR GALANTI*, verify that the statements made herein in the *ANSWER and NEW MATTER* filed on behalf of Defendant Caesar Galanti are true and correct to the best of my knowledge, information and belief and are made subject to the penalties of 18 Pa. Con. Stat. Ann. §4904 relating to unsworn falsification to authorities.

Date: 11-8-04

By: *Caesar Galanti*
Caesar Galanti

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within SUBSTITUTED VERIFICATION
has been served on all counsel this 11th day of November, 2004 by U.S. First Class
Mail, postage prepaid as follows:

David J. Hopkins, Esquire
900 Beaver Drive
DuBois, PA 15801

2004-11-11

Daniel L. Rivetti, Esquire
Richard J. Kabbert, Esquire

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL TRIAL LISTING

CERTIFICATE OF READINESS

TO THE PROTHONOTARY

04-282 CD
CASE NUMBER DATE PRESENTED
TYPE TRIAL REQUESTED ESTIMATED TRIAL TIME

Date Complaint (xx) Jury () Non-Jury
Filed: () Arbitration 2 days/hours

February 28, 2004

PLAINTIFF(S)

Janet Satterlee () Check block if a Minor
DEFENDANT(S) is a Party to the Case

Caesar Galanti ()
ADDITIONAL DEFENDANT(S)

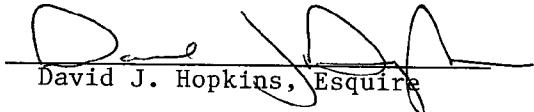
JURY DEMAND FILED BY: DATE JURY DEMAND FILED:

Plaintiff February 27, 2004
AMOUNT AT ISSUE CONSOLIDATION DATE CONSOLIDATION ORDERED

More than
& 25,000.00 () yes (x) no N/A

PLEASE PLACE THE ABOVE CAPTIONED CASE ON THE TRIAL LIST.

I certify that all discovery in the case has been completed; all necessary parties and witnesses are available; serious settlement negotiations have been conducted; the case is ready in all respects for trial, and a copy of this Certificate has been served upon all counsel of record and upon all parties of record who are not represented by counsel:


David J. Hopkins, Esquire

FOR THE PLAINTIFF

TELEPHONE NUMBER

David J. Hopkins, Esquire
FOR THE DEFENDANT

(814) 375-0300
TELEPHONE NUMBER

Richard J. Kabbert, Esquire
FOR ADDITIONAL DEFENDANT

TELEPHONE NUMBER


FILED NO CC
m/11/4/05
MAR 11 2005 copy to
William A. Shanahan
Prothonotary/Clerk of Courts
CIA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

JANET SATTERLEE,

CIVIL DIVISION

Plaintiff,

No. 04-282-CD

vs.

CAESAR GALANTI,

Defendant.

**MOTION TO STRIKE CASE FROM
TRIAL LIST**

Filed on behalf of Defendant.

Counsel of record for this party:

DANIEL L. RIVETTI, ESQUIRE
PA I.D. #73015

RICHARD J. KABBERT, ESQUIRE
PA I.D. #85521

ROBB LEONARD MULVIHILL
FIRM #249
2300 One Mellon Center
Pittsburgh, PA 15219
412/281-5431

JURY TRIAL DEMANDED

FILED
M 10:42 AM
MAR 21 2005
NO CC
(6x)

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

JANET SATTERLEE,
Plaintiff,
vs.
CAESAR GALANTI,
Defendant.

CIVIL DIVISION
No. 04-282-CD

MOTION TO STRIKE CASE FROM TRIAL LIST

AND NOW, comes the Defendant, Caesar Galanti, by and through his counsel, ROBB LEONARD MULVIHILL, DANIEL L. RIVETTI, ESQUIRE and RICHARD J. KABBERT, ESQUIRE, and files the within Motion to Strike Case From Trial List, the following of which is a statement:

1. On Monday, March 14, 2005, the undersigned received Plaintiff's Certificate of Readiness for Trial, which was dated March 11, 2005.
2. In the Certificate of Readiness, counsel for Plaintiff certifies that discovery has been completed in this matter.
3. Defendant objects to the Certificate of Readiness because discovery has not been completed. Defendant is still awaiting all of the medical records from Plaintiff's providers and more importantly, the deposition of Plaintiff has yet to occur.
4. As such, Plaintiff's Certificate of Readiness is premature and Counsel for Plaintiff has violated L.R. 212.2(a) by certifying the matter ready for trial prior to the close of discovery.
5. Plaintiff originally commenced this action on or about February 27, 2004.
6. Defendant was subsequently served on or about April 28, 2004.
7. Counsel for Defendant served upon Counsel for Plaintiff Interrogatories and a Request for Production of Documents on August 27, 2004. (Exhibit A)

8. On October 14, 2004, counsel for Defendant sent correspondence to Attorney Hopkins requesting responses to the discovery requests forwarded on August 27, 2004. (**Exhibit B**)

9. On October 29, 2004, Attorney Hopkins forwarded the discovery responses and authorizations to the undersigned. (**Exhibit C**)

10. The undersigned forwarded the authorizations to the various medical providers requesting full and complete copies of the medical records of Plaintiff.

11. Counsel for Defendant received most of the medical records; however, the Dubois Medical Center, and specifically Dubois Magnetic Imaging Center, L.P., responded that Plaintiff was not in their records. (**Exhibit D**)

12. After discussions with this entity, it was revealed that Plaintiff was in fact a patient, and Dubois Magnetic Imaging has stated it would forward the records, and specifically the actual diagnostic films. To date, counsel for Defendant is presently awaiting those records.

13. The films from Dubois Magnetic Imaging are imperative in an effort to determine not only the true extent of Plaintiff's injuries, but to determine if they are related to the subject motor vehicle accident, or merely a result of an unrelated condition.

14. Upon receipt of the films, an independent medical exam and/or record review must be undertaken to fully evaluate this claim.

15. Further, on February 21, 2005, the undersigned forwarded correspondence to counsel for Plaintiff stating the undersigned would like to take the deposition of Dr. Scott Casteel. This correspondence further requested that counsel for Plaintiff advise as to whether or not he would be willing to produce Dr. Casteel or should he prefer that the undersigned subpoena

Dr. Casteel. (**Exhibit E**)

16. On March 10, 2005, Attorney Hopkins forwarded correspondence requesting that counsel for Defendant subpoena Dr. Casteel. (**Exhibit F**)

17. The very next day, Attorney Hopkins listed this case for trial.

18. The purpose of the deposition of Dr. Casteel is for discovery purposes as it is necessary to depose Dr. Casteel due to the fact that his records of Plaintiff reveal Plaintiff treated with Dr. Casteel for what looks to be low back pain in as far back as 1996, as well as neck pain and numbness in her left leg, headaches, and thoracic and shoulder pain. In addition, Plaintiff treated for back pain only six days prior to the motor vehicle accident. (**Exhibit G**)

19. A majority of Plaintiff's prior treatment dealt with parts of Plaintiff's body that she has alleged have been injured in the subject motor vehicle accident. (**Exhibit G; Exhibit H**)

20. Yet, in her Answers to Interrogatories, Plaintiff denies prior treatment to any part of her body that she alleges she injured in the motor vehicle accident. (**Exhibit H**)

21. In order to determine if Plaintiff may have sustained an aggravation to a pre-existing condition, or is treating for a new injury related to the motor vehicle accident, a new injury unrelated to the motor vehicle accident or the same conditions she previously sought treatment for, the deposition of Dr. Casteel, as well as an independent medical exam are warranted.

22. Due to the fact Defendant has not received all of the medical records of Plaintiff, a proper evaluation cannot be made until that time.

23. In addition, the deposition of Plaintiff has yet to be taken due to the incomplete medical records and her deposition cannot be taken until Defendant receives all of these records.

24. As the undersigned has yet to receive all of the medical records, or been afforded the opportunity to take the deposition of Plaintiff, or her medical providers, no meaningful settlement negotiations have occurred, nor can occur, until discovery has been completed.

25. This matter has not been listed for trial previously.

26. The undersigned has attempted to contact Counsel for Plaintiff on two occasions, and has left a message for Attorney Hopkins requesting that he contact the undersigned and inform him if he would stipulate to removing the matter from the trial list.

27. As of the afternoon of Friday, March 18, 2005, Attorney Hopkins has not contacted the undersigned and therefore has left counsel for Defendant no choice but to proceed with this Motion.

WHEREFORE, for the reasons stated above, Defendant respectfully requests that this Honorable Court strike the above captioned matter from the trial list, and that this matter not be listed again until all discovery has been completed.

Respectfully submitted,

ROBB LEONARD MULVIHILL

Daniel L. Rivetti

Daniel L. Rivetti, Esquire
Richard J. Kabbert, Esquire
Attorneys for Defendant

ROBB LEONARD MULVIHILL

ATTORNEYS AT LAW

August 27, 2004

Richard J. Kabbert
rkabbert@rlmlawfirm.com

David J. Hopkins, Esquire
900 Beaver Drive
DuBois, PA 15801

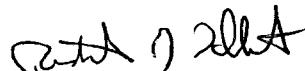
RE: Janet Satterlee v. Caesar Galanti
No. 04-282-CD
Our File No. 04-15418M/DR

Dear Mr. Hopkins:

Enclosed please find an original and one copy of Defendant's First Set of Interrogatories Directed to Plaintiff as well as an original and one copy of Defendant's Request for Production of Documents Directed to Plaintiff. Also enclosed please find a copy of Notice of Service of same, the original of which has been filed with the Court. Could you please respond in accordance with the Pennsylvania Rules of Civil Procedure.

Thank you very much for your attention in this regard.

Very truly yours,



Richard J. Kabbert

RJK/csd

Enclosures

EXHIBIT

tabbed

A

ROBB LEONARD MULVIHILL

ATTORNEYS AT LAW

October 14, 2004

Richard J. Kabbert
rkabbert@rlmlawfirm.com

David J. Hopkins, Esquire
900 Beaver Drive
DuBois, PA 15801

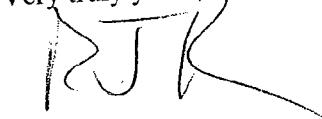
RE: Janet Satterlee v. Caesar Galanti
No. 04-282-CD
Our File No. 04-15418M/DR

Dear Mr. Hopkins:

On August 27, 2004, we forwarded Interrogatories and Request for Production of Documents. To date, we have not received any Responses regarding same. Would you please forward your Answers and Responses immediately and/or contact me to advise as to when you anticipate completing your Answers and Responses to our Interrogatories and Request for Production of Documents Directed to Plaintiff.

Your anticipated cooperation is greatly appreciated.

Very truly yours,



Richard J. Kabbert

RJK/csd

EXHIBIT

B

tabbed

HOPKINS HELTZEL LLP

900 Beaver Drive • DuBois, PA 15801

David J. Hopkins

Licensed in PA & NJ
Masters in Taxation

• Voice: (814) 375 - 0300

• Fax: (814) 375 - 5035

• Email: hopkinslaw@adelphia.net

Lea Ann Heltzel

Licensed in PA

October 26, 2004

Richard J. Kabbert, Esquire
Robb Leonard Mulvihill
2300 One Mellon Center
Pittsburgh, PA 15219

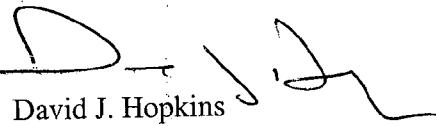
Re: Janet Satterlee v. Caesar Galanti
No. 04-282 C.D.
Your File No. 04-15418M/DR

Dear Mr. Kabbert:

Enclosed herewith please find Answers to Defendant's First Set of Interrogatories
Directed to Plaintiff and Answers to Request for Production of Documents for the above
referenced case. Also enclosed please find executed Authorizations.

Should you have any questions, please feel free to contact me.

Very truly yours,


David J. Hopkins
Attorney at Law

DJH/bjt

Enclosures

EXHIBIT

tabbies®



DUBOIS MAGNETIC
IMAGING CENTER, LP

Medical Arts Building

www.DuBoisMRI.com
145 Hospital Avenue, Suite 102
DuBois, PA 15801

Phone: 375-3595
: 375-3596
Fax: 375-3298

FAX Cover Sheet

Sent to: Medical Records Correspondance

FAX #: 412-253-1058

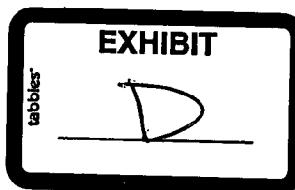
Sent From: DuBois Magnetic Imaging Center

Pages Sent (including cover sheet): 2

Message: PATIENT NOT ON FILE

**This FAX contains confidential information intended for the
above recipient only.**

**If you receive this transmission in error, destroy the faxed
materials and contact the above sender at DuBois Magnetic
Imaging Center immediately.**



ROBB LEONARD MULVIHILL
ATTORNEYS AT LAW

February 21, 2005

Richard J. Kabbert
rkabbert@rlmlawfirm.com

David J. Hopkins, Esquire
900 Beaver Drive
DuBois, PA 15801

**RE: Janet Satterlee v. Caesar Galanti
No. 04-282-CD
Our File No. 04-15418M/DR**

Dear Mr. Hopkins:

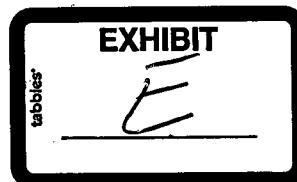
Please be advised that we would like to take the deposition of Dr. Scott Casteel of Casteel Chiropractic Center. Would you please advise if you would be willing and able to produce Dr. Casteel or if you would prefer that we subpoena Dr. Casteel to attend and testify.

Please advise as to how you would like to proceed. In the meantime if you have any questions or concerns, please feel free to contact me.

Very truly yours,


Richard J. Kabbert

RJK/cag



HOPKINS HELTZEL LLP

900 Beaver Drive • DuBois, PA 15801

David J. Hopkins

Licensed in PA & NJ
Masters in Taxation

• Voice: (814) 375 - 0300

• Fax: (814) 375 - 5035

• Email: hopkinslaw@adelphia.net

Lea Ann Heltzel

Licensed in PA

March 10, 2005

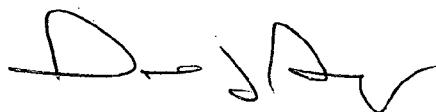
Richard J. Kabbert, Esquire
Robb Leonard Mulvihill
2300 One Mellon Center
Pittsburgh, PA 15219

Re: Janet Satterlee v. Caesar Galanti
No. 04-282 C.D.
Your File No. 04-15418M/DR

Dear Mr. Kabbert:

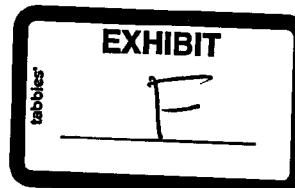
I received your letter of February 21, 2005. I would prefer if you would simply subpoena Dr. Casteel if that is your intent.

Very truly yours,



David J. Hopkins
Attorney at Law

DJH/bjt



PROGRESS REPORT

DUBOIS, PA 16401
814-371-8686

Case # 107000 X-rays

Name Janet SatterleeIns. Sabat Blue MA 1000/600

Address _____

Phone (home) _____

Employment _____

Phone (work) _____

Address _____

Age _____ Sex _____ Ref. by _____

DATE OF INJURY

CLAIM #

DATE			ADJUSTMENT AND REMARKS			NEW	EST.	Total Fee	*PT/ln* Paid	Adj.	Bal.
MO	DD	YR									
			Consultation	90620							
			Brief Exam		99201	99212					
30	1996		Intermediate Exam		99202	99213					
			Comprehensive Exam		99203	99214					
			CC +- RLM SD +- RL ADSONS +- RL								
			SH +- LAS +- RLB BRAG +-								
			ELY +(- THOM +- GOLD +- LS PINWHEEL								
			DERF +- PI AS RC LC								
			Reflexes L/R BI Trl Rad Pat Ach								
			TTF / ROM								
			Muscle Testing								
30	1996		Radiology					125			
			72010 FS A-P Lat	72072 Cervico Thoracic A-P Lat							
			72040 Cerv A-P Lat	72100 Lumb Pelvic A-P Lat							
			72052 Davis Series	72110 4 V Lumbo Pelvic							
			72070 Thoracic A-P Lat	72999 Open Mouth							
			X-ray Findings PI @ L4 P11-m T3 PCT-T T5 PCT-T								
			C ₂ PR C ₅ PL								
			Radiology Treatment Plan	77263							
			Subluxation Level US of C ₂ Cervicalgia US of L4 Low								
			back pain.								
30	1996		Adjustment 66 pm.	97260				25	1		
			Extended Office Visit C ₅ PL C ₂ PR (RB) 99210 PI @	99210 PI @							
			Adjustment 9pm	97260							
			P PR Tues.								
31	1996		S still 66 pm.					25	1		
			O C ₅ PL (RB) C ₂ PR PI @ L4 PCT Push								
			A fax.								
			P fm								
			X Cont-7								

EXHIBIT

G

CASE HISTORY RECORDDATE 12-30-96CASE NO. 5722X SOC. SEC. # 203-52-0070BIRTHDATE: 8/5/58

INSTRUCTIONS: PLEASE PRINT

NAME SATTERLEE LAST JANET FIRST m INITIAL 38 AGEADDRESS R.D. 2, Box 234 B NO. STREET REYNOLDSVILLE CITY Pa STATE 15851 ZIPMALE FEMALE X NUMBER OF CHILDREN 5MARRIED X SINGLE OTHER EMPLOYED FULL-TIME STUDENT X PART-TIME STUDENT TELEPHONE 894-5505 OCCUPATION HOMEMAKERBUSINESS PHONE WHERE EMPLOYED SPOUSE'S NAME DANIEL WHERE EMPLOYED MAIN ST. B1-COPARENT'S NAME WHERE EMPLOYED PREVIOUS: CHIROPRACTIC DR. GARY CASTELL 1984 MEDICAL DR. BRADLEY OTHER DR. DATE ILLNESS BEGAN OR ACCIDENT OCCURRED: (Circle which applies) 12-29-96IF ACCIDENT, WHERE AND HOW DID IT OCCUR? WAS IT AN ON-THE-JOB ACCIDENT? NO WAS IT REPORTED? TO WHOM? IF AUTO ACCIDENT, WHICH STATE DID IT HAPPEN IN? NO WAS IT REPORTED? **...IMPORTANT...**

Please list below three or more main complaints you have in order of their importance. Also, the length of time you have had them.

1. LOWER LEFT BACK HOW LONG? 24 HRS.
2. NECK PAIN HOW LONG? 2 WEEKS
3. HEADACHES HOW LONG? 2 WEEKS
4. NUMBNESS IN LEFT LEG LOWER LEG HOW LONG? 2-3 WEEKS
5. on/off some time HOW LONG?

LIST ANY SURGERY YOU HAVE HAD AND THE YEAR IT WAS DONE INJURIES (Car wrecks, falls, etc.) CAR ACCIDENT IN 1975

FAMILY HISTORY (Please list any family illness such as tuberculosis, diabetes, cancer, arthritis, high blood pressure, etc.):

CANCER (BOTH MATERNAL GRANDPARENTS & UNCLE)FEMALE HISTORY: DATE OF LAST MENSTRUAL CYCLE 12-20-96REGULAR X IRREGULAR BIRTH CONTROL PILLS YES NO XDO YOU HAVE CRAMPING? SOME ARE YOU PREGNANT AT THIS TIME? NO*Continued on Back*

NAME: JANET SATTERLEEDATE: JUL 24 2002ADDRESS: RD 2, Box 234B, REYNOLDSVILLE, PA 15851PHONE NUMBER: 894-5505BIRTHDATE: 8/15/58AGE: 43INSURED'S NAME & PLACE OF EMPLOYMENT DANIEL SATTERLEE Brockway Pressed MetalsPATIENTS OCCUPATION DIE SETTERPRIMARY CARE PHYSICIAN Dr. BRADLEYIS THIS RELATED TO AN AUTO ACCIDENT? YES NOWORK ACCIDENT? YES NOOTHER ACCIDENT? YES NODATE OF ACCIDENT: N/ACURRENT EMPLOYER N/AMARRIED SINGLE OTHER MAIN COMPLAINTWHY ARE YOU HERE TODAY? BE SPECIFIC: SEVERE BACK PAIN (LOW BACK)WHAT CAUSED TODAY'S PROBLEM? GIVE DATE OF INJURY OR ILLNESS: TWISTED MY BACK WHILE CLEANING MY CAR. JULY 21, 2002HOW LONG HAVE YOU HAD TODAY'S PROBLEM? SINCE July 21ST 2002HAVE YOU HAD THIS PROBLEM IN THE PAST? NO

HOW LONG AGO

DOES THE PAIN MOVE OR DOES IT STAY IN THE SAME PLACE? STAYS IN PLACEDESCRIBE THE PAIN (dull, sharp, burning, tingling, pins & needles) SHARP CONSTANT PAIN IN MID TO LOWER BACK AND TOP OF RIGHT LEG

WHAT MAKES YOUR SYMPTOMS BETTER OR WORSE (sitting, standing, walking, ice, heat, etc.)

SITTING MAKES IT WORSE. HEAT AND ~~ICE~~ DOES NOT HELPHAVE YOU HAD ANY TESTS TAKEN FOR THIS PROBLEM? NOHAS THIS AFFECTED ANY DAILY ACTIVITIES? HOW YES, I CAN'T DO ANYTHING PHYSICAL BECAUSE OF THE PAIN.IS IT DIFFICULT TO MOVE YOUR ARM, LEG, NECK, OR ANY OTHER PART OF YOUR BODY? PLEASE EXPLAIN. YES, DIFFICULT TO MOVE MY LEGS.PAST HISTORYHAVE YOU RECEIVED CHIROPRACTIC CARE FOR ANY OTHER PROBLEM IN THE PAST? YESWHO DR. CASTELL WHEN UP THROUGH 1/00 WHY BACK PAINHAVE YOU HAD PREVIOUS BACK TROUBLE? YES WHEN VARIOUS TIMESHAVE YOU HAD PREVIOUS SIGNIFICANT INJURIES, AUTOMOBILE ACCIDENTS, FALLS, WORK INJURIES? NO WHENLIST SIGNIFICANT ILLNESSES, SURGERIES, OR HOSPITALIZATIONS: 7/15/02 SURGICAL Biopsy for suspected BREAST CANCER (NEGATIVE)ARE YOU UNDER DOCTOR'S CARE FOR ANY CONDITION? (Give doctor's name) ND

PROGRESS REPORT

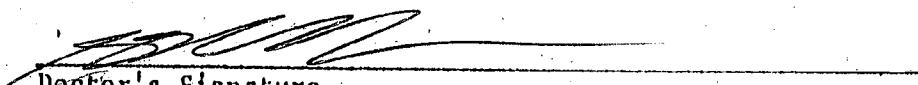
SEP 10 2003

To: ERIE INSURANCE CO

Patient: JANET M SATTERLEE Insured: DANIEL & JANET SATTERLEE

Claim #: 010110443646 Employer: N/A

Date of Injury/Onset: 07 30 2002 Date of First Consultation: 08 07 2002

Original Diagnosis: 847.1 THORACIC SPRAIN/STRAIN 839.21 VERTEBRAL SUBLUXATION OF
THORACIC SPINE T-1 724.1 THORACIC SPINE PAINUpdated Diagnosis: samePresent Patient Complaints: still have your shoulder discomfortExacerbations: N/ADisability Data N/ATreatment Being Rendered: Chiropractic Care
Manual Spinal AdjustmentsType/Frequency/Duration of Further Treatment: 144000 20Comments: 
Doctor's Signature CASTEEL CHIROPRACTIC CENTER 10 NORTH MAIN STREET DUBOIS PA 15801 814 371 8686
TAX ID 25 1542351 Date 9/10/2003

PROGRESS REPORT

OCT 10 2002

To: ERIE INSURANCE CO
Patient: JANET M SATTERLEE Insured: DANIEL & JANET SATTERLEE
Claim #: 010110443646 Employer: N/A
Date of Injury/Onset: 07 30 2002 Date of First Consultation: 08 07 2002
Original Diagnosis: 847.1 THORACIC SPRAIN/STRAIN 839.21 VERTEBRAL SUBLUXATION OF THORACIC SPINE T-1 724.1 THORACIC SPINE PAIN

Updated Diagnosis: Sprain /Strain of T-Spine
Thoracic spine pain
VS of T7

Present Patient Complaints: Neck & upper shoulder pain & pain c
aching in pain Spill intermittent & approximately para-
esthesia

Exacerbations: MA

Disability Data: M

Treatment Being Rendered: Chiropractic Care
Manual Spinal Adjustment

Type/Frequency/Duration of Further Treatment:

rx/wk 4/wk

Comments:

Doctor's Signature
CASTEEL CHIROPRACTIC CENTER 10 NORTH MAIN STREET DUBOIS PA 15801 814 371 8686
TAX ID 25 1542351 Date 10.9.2002

DUBOIS, PA 15801
814-371-8686

Name JANET M SATTERLEE

Address RD#2 BOX 234B REYNOLDSVILLE PA 15851

Employment N/A

Address DATE OF INJURY 07 30 2002

Case # LEVEL T-1

Ins. NO FAULT ERIE INSURANCE CO

Phone (home) 814 894 5505

Phone (work)

Age 44 Sex FEMALE
CLAIM # 010110443646

DATE	ADJUSTMENT AND REMARKS			Total Fee	*PT/In* Paid	Adj.	Bal.
	MO	DD	YR				
				PATIENT PREVIOUS BALANCE			
3 AUG 12 2002				S Little hole O T1 cast A F P cast 8-16 10:45	30		
4 AUG 16 2002				S Uppert O T1 cast A F P Man 8-19 10:45	30		
5 AUG 19 2002				S \$150 - 1st of NP O UNIT C6700ce A F P cast 8-21 10:45	30		
6 AUG 21 2002				S Uppert O 1/4 my Tract C6700ce 14000 A F P cast 8-23 10:45	30		
7 AUG 23 2002				S 086 1/4 O T1 cast an 02 Tey cast A F P Man 9-16 8-26 12:30	30		
8 SEP 06 2002				S Uppert O T1 cast C6700 T 6900 (PA) A F P Man 9-9 10:45	30		
9 SEP 09 2002				* Had Surgery (biopsy) Reasulting surgery S Uppert to go sq C6700 O T1 cast C6700 Lymph A F P cast 9-18 10:45 7:30	30		

UPDATE

NAME JANET SATTERLEE

CURRENT ADDRESS 481 SYKESVILLE SCHOOL ROAD

CITY REYNOLDSVILLE STATE PA ZIP 15851

TELEPHONE (HOME) 894-5505 (WORK) N/A

CURRENT MARITAL STATUS: MARRIED SINGLE OTHER

NUMBER OF CHILDREN 5 CURRENT EMPLOYER HIGH POINT CENTER

CURRENT INSURANCE COVERAGE PRO BLUE

PRIMARY CARE PHYSICIAN DR. BIAADLEY

IF OTHER THAN PATIENT: INSURED'S NAME DANIEL F. SATTERLEE

ADDRESS 481 SYKESVILLE SCHOOL RD CITY REYNOLDSVILLE ZIP 15851

PHONE # 894-5505 D.O.B. 8/27/60 CURRENT EMPLOYER GKN SINTERED METALS

IN ORDER FOR US TO BEST SERVE YOU, WE MUST, NATURALLY HAVE ALL AVAILABLE INFORMATION REGARDING YOUR PRESENT HEALTH. TO BRING OUR ORIGINAL CASE HISTORY UP TO DATE WOULD YOU PLEASE PROVIDE US WITH THE FOLLOWING INFORMATION:

1. MY SYMPTOMS ARE TENDER RT. HIP & LOWER BACK PAIN; STIFF NECK.

2. RECENT FALLS/ACCIDENTS

3. RECENT SURGERIES

4. WAS THIS A WORK ACCIDENT YES NO AUTOMOBILE ACCIDENT YES NO

5. LAST ADJUSTMENT 9-26-03

6. SINCE I LAST SAW YOU, I HAVE BEEN SEE BY DR.

7. PATIENT COMMENTS:

8. DATE OF YOUR LAST MENSTRUAL CYCLE 8/4/04

9. ARE YOU PREGNANT AT THIS TIME YES NO

X

PATIENT SIGNATURE JANET SATTERLEE

DATE

AUG 16 2004

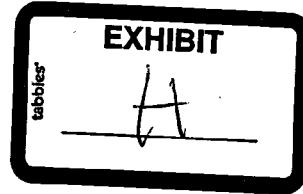
20. State the part or parts of Plaintiff's body which were allegedly injured as a result of the alleged incident, indicating:

- (a) the nature of the injury to each part of the body;
- (b) the treatment received for such injuries;
- (c) when Plaintiff was fully recovered from each injury;
- (d) the last time Plaintiff was treated for any injury which Plaintiff is not fully recovered from.

ANSWER:

21. With regard to all physicians or other medical practitioners who have treated Plaintiff for the injuries resulted out of the alleged incident, please state the specific amount which Plaintiff was billed by each such physician or medical practitioner.

ANSWER:



29. Was Plaintiff ever involved in any previous incident, or did Plaintiff have any previous sickness which resulted in injury or sickness to any part of the body injured in the incident which gave rise to this lawsuit?

ANSWER:

30. If the answer to the preceding Interrogatory is "Yes," state the date of the incident or illness, the nature of the injuries or sickness, and the status of said injuries or effects of illness on the date of the incident complained of.

ANSWER:

31. Prior to the date of the alleged incident, did the Plaintiff ever consult or receive treatment from any physician or licensed practitioner in connection with any complaint Plaintiff may have had relating to the parts of the body referred to in the Complaint, or in connection with any nervous condition? Please execute the enclosed authorizations for the records of those identified.

ANSWER:

32. If the answer to the previous Interrogatory is "Yes", state the name and present address of each physician or other licensed practitioner whom the Plaintiff consulted or from whom treatment was received, the nature of Plaintiff's complaint, the treatment received on said dates and the extent of recovery, if any, from same prior to the alleged incident.

ANSWER:

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

JANET SATTERLEE

Plaintiff

vs.

No. 04-282 C.D.

CAESAR GALANTI,

Defendant

Type of Pleading: Answer to
Defendant's First Set of
Interrogatories Directed to
Plaintiff

Filed on behalf of: Janet Satterlee,
Plaintiff

Counsel of Record for this party:
HOPKINS HELTZEL LLP

DAVID J. HOPKINS, ESQUIRE
Attorney at Law
Supreme Court No. 42519

LEA ANN HELTZEL, ESQUIRE
Attorney at Law
Supreme Court No. 83998

900 Beaver Drive
DuBois, Pennsylvania 15801

(814) 375-0300

EXHIBIT

tabbies®

H

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

JANET SATTERLEE

Plaintiff

vs.

No. 04-282 C.D.

CAESAR GALANTI,

Defendant

**ANSWER TO DEFENDANT'S FIRST SET
OF INTERROGATORIES DIRECTED TO PLAINTIFF**

AND NOW, comes Plaintiff, Janet Satterlee, by and through her attorneys, Hopkins Heltzel LLP, and answers Defendant's First Set of Interrogatories Directed to Plaintiff as follows:

1.
 - (a) Janet Marlene Satterlee
 - (b) Janet Marlene Huff
Janet Marlene Gray
 - (c) August 5, 1958, Montarey Park, California
 - (d) Married
 - (e) Married
 - (f) 481 Sykesville School Road
Reynoldsville, PA 15851
 - (g) 203-52-0070
 - (h) 481 Sykesville School Road
Reynoldsville, PA 15851
 - (i) Daniel F. Satterlee, husband
Mary Kay Satterlee, daughter
Danielle Satterlee, daughter
2. To the best knowledge, information and belief of Plaintiff there were no witnesses.

3. N/A
4. N/A
5. Sandy Township Police Officer, Fred Volosky
Ambulance personnel from EMS Ambulance Service
6. 7:44 p.m.
7. Intersection of First Avenue and Commons Drive in Sandy Township, Clearfield County, Pennsylvania.
8. I had just exited the Commons Plaza parking lot and was traveling on Commons Drive towards Route 255. As I approached First Avenue, I saw the Defendant traveling at a fast pace and saw that he had failed to stop at the stop sign controlling First Avenue. The Defendant slammed into my vehicle on the front right side. The hood of my vehicle was pushed back. The left door (opposite side of impact) was damaged making it difficult for me to exit the motor vehicle. The driver's seat was knocked out of place and the front right side of the car was severely damaged. My motor vehicle was later declared to be a total loss by the insurance adjustor.
9. See Complaint.
10. Sandy Township Police Officers including Officer Fred Volosky.
11. Sandy Township Police Officer, Fred Volosky, and EMS Ambulance personnel.
12. 481 Sykesville School Road, Reynoldsville, Pennsylvania
13. No.
14. During the past five (5) years, Plaintiff has seen her family physician, Dr. Bradley, whose office is Phebe Tyler Reed Building, Maple Avenue, DuBois, Pennsylvania. Dr. Bradley is employed by DuBois Regional Medical Center. Dr. Bradley has provided annual check ups and OBGYN services on behalf of the Plaintiff. The exact dates and times are unknown to Plaintiff. In addition thereto, Plaintiff had a biopsy performed at McGee Woman's Hospital, Pittsburgh, Pennsylvania in August of 2002.
15. Thomas J. Bradley, M.D.
Phebe Tyler Building
DuBois, PA 15801

Casteel Chiropractic Center
Dr. Scott Casteel

10 North Main Street
DuBois, PA 15801

Laun R. Hallstrom, M.D.
145 Hospital Avenue, Suite 300
DuBois, PA 15801

DuBois Regional Medical Center
100 Hospital Avenue
DuBois, PA 15801

P & G Physical Therapy, Inc.
602 West DuBois Avenue
DuBois, PA 15801

John E. Mateer, M.D.
200 Scenery Drive
State College, PA 16801

16. See attached medical reports.
17. Dr. Scott Casteel
Laun R. Hallstrom, M.D.
18. Dates will be available when medical records are obtained.
19. See medical reports.
20. (a) Neck, back, headaches, intermittent weakness and numbness of my left hand and left foot. Soft tissue tightening.
Incorporates October 14, 2003 correspondence from Plaintiff's counsel to Nick Boskovich as if set forth at length.
21. See medical records.
22. DuBois Regional Medical Center – Emergency Room care on July 30, 2002. All services rendered to Plaintiff were done on an outpatient status.
23. See medical records.
24. No.
25. N/A.

26. Dr. Scott Casteel - see medical records.
Laun R. Hallstrom, M.D.

27. No.

28. No.

29. No.

30. N/A.

31. No.

32. N/A

33. No.

34. N/A

35. No.

36. N/A.

37. N/A.

38. None.

39. Plaintiff is not making a claim for wage loss inasmuch as Plaintiff was a student.

40. No.

41. High Point Center for Human Services
25 East Park Avenue
DuBois, PA 15801

Mobile therapist/behavioral specialist
Approximately fifteen (15) hours per week - \$26.50 /per hour

42. N/A.

43. N/A.

44. No.

45. Current medical bills are being paid by husband's healthcare insurer who is believed to be under the ERISA plan.

46. Thomas J. Bradley, M.D.
Phebe Tyler Building
DuBois, PA 15801

Casteel Chiropractic Center
Dr. Scott Casteel
10 North Main Street
DuBois, PA 15801

Laun R. Hallstrom, M.D.
145 Hospital Avenue, Suite 300
DuBois, PA 15801

DuBois Regional Medical Center
100 Hospital Avenue
DuBois, PA 15801

P & G Physical Therapy, Inc.
602 West DuBois Avenue
DuBois, PA 15801

John E. Mateer, M.D.
200 Scenery Drive
State College, PA 16801

Brenda Barkeloo
P & G Physical Therapy, Inc.
602 West DuBois Avenue
DuBois, PA 15801

48. Plaintiff has not yet selected an expert witness. Plaintiff will update this Interrogatory when same has been selected.

49. N/A.

50. N/A.

51. N/A.

52. N/A.

53. N/A.

54. N/A.

55. N/A.

56. N/A.

57. N/A.

58. Plaintiff objects to this question inasmuch as same relates to attorney work product.

59. No.

60. Plaintiff objects to this question inasmuch as same relates to attorney work product.

61. No.

62. No.

63. None at this time.

64. Erie Insurance Group.

65. Pontiac Grand Prix titled in the name of Janet & Daniel Satterlee.

66. \$500.00.

67. Unknown.

68. One – Erie Insurance Group.

69. Erie Insurance Group.

70. No.

71. N/A

72. Yes.

73. Erie Insurance Group
100 Erie Insurance Place
Erie, PA 16530

74. Yes.

75. (a) Ohio Casualty
(b) Daniel and Janet Satterlee
(c) 2002

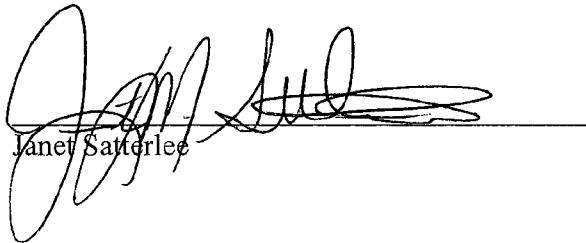
Respectfully submitted,

Hopkins Heltzel LLP

By: 
David J. Hopkins, Esquire
Attorney for Plaintiff

VERIFICATION

I hereby 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.



Janet Satterlee

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

JANET SATTERLEE,
Plaintiff,
vs.
CAESAR GALANTI,
Defendant.

CIVIL DIVISION
No. 04-282-CD

ORDER OF COURT

AND NOW, to-wit, this _____ day of _____, 2005, upon
consideration of Defendant's Motion to Strike Case from Trial List, it is hereby ORDERED,
ADJUDGED, AND DECREED that the Motion is GRANTED and the above captioned matter is
stricken from the trial list until all discovery is complete and a new Certificate of Readiness is
filed.

BY THE COURT,

J.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within **Motion to Strike Case from Trial List** has been served on all counsel this 18th day of March 2005 by U.S. First Class Mail, postage prepaid as follows:

David J. Hopkins, Esquire
900 Beaver Drive
DuBois, PA 15801

Q24 J Zellst
Daniel L. Rivetti, Esquire
Richard J. Kabbert, Esquire

FILED

MAR 21 2005

William A. Shaw
Prothonotary/Clerk of Courts

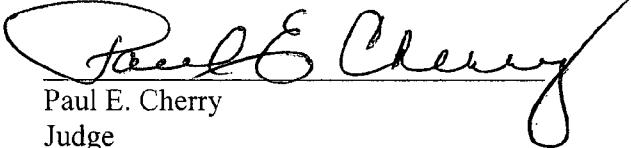
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

JANET SATTERLEE :
vs. : No. 04-282-CD
CAESAR GALANTI :

O R D E R

AND NOW, this 21st day of March, 2005, it is the Order of the Court that argument on Defendant's Motion to Strike Case from Trial List filed in the above-captioned matter has been scheduled for the 5th day of April, 2005, at 10:00 A.M, in Courtroom No. 2, Clearfield County Courthouse, Clearfield, PA.

BY THE COURT:


Paul E. Cherry
Judge

FILED

04.00/01
MAR 21 2005

William A. Shaw
Prothonotary/Clerk of Courts

2CC
Amy Habber
W/memo re: service
6K



OFFICE OF COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

CLEARFIELD COUNTY COURTHOUSE
SUITE 228, 230 EAST MARKET STREET
CLEARFIELD, PENNSYLVANIA 16830

DAVID S. MEHOLICK
COURT ADMINISTRATOR

PHONE: (814) 765-2641
FAX: 1-814-765-7649

MARCY KELLEY
DEPUTY COURT ADMINISTRATOR

MEMO: To all parties filing Petitions/Motions in Clearfield County:

Please make note of the following:

Rule 206(f) The party who has obtained the issuance of a Rule to Show Cause shall forthwith serve a true and correct copy of both the Court Order entering the Rule and specifying a return date, and the underlying Petition or Motion, upon every other party to the proceeding in the manner prescribed by the Pennsylvania Rules of Civil Procedure (see PA. R.C.P. 440) and upon the Court Administrator.

Rule 206(g) The party who has obtained the issuance of a Rule to Show Cause shall file with the Prothonotary, within seven (7) days of the issuance of the Rule, an Affidavit of Service indicating the time, place and manner of service. Failure to comply with this provision may constitute sufficient basis for the Court to deny the prayer of the Petition or Motion.

***** Please note: This also includes service of scheduling orders obtained as the result of the filing of any pleading.**

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

JANET SATTERLEE

:

-vs-

: No. 04-282-CD

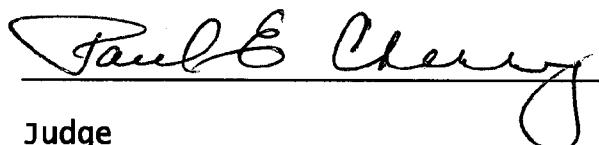
CAESAR GALANTI

:

O R D E R

NOW, this 5th day of April, 2005, upon consideration of the Defendant's Motion to Strike Case from Trial List and argument of counsel, it is the ORDER of this Court that said Motion is hereby denied. However, this matter shall be continued until jury selection set for 9:00 a.m. on Tuesday, August 30, 2005. This matter shall be scheduled for pre-trial conference on Thursday, August 4, 2005, at 11:00 a.m. No further continuances shall be granted. Counsel need not appear for Civil Call scheduled on July 28, 2005.

BY THE COURT,


Paul E. Cherry

Judge

FILED ⁶⁷
140081 ^{ace}
APR 11 2005 Atty's:
Rivetti
Hopkins
William A. Shaw
Prothonotary/Clerk of Courts

04-282-CD

CA

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within **PRETRIAL MEMORANDUM** was forwarded to the following counsel of record by U.S. Mail, postage prepaid, on this 27th day of July 2005.

David J. Hopkins, Esquire
900 Beaver Drive
DuBois, PA 15801

Richard J. Kabbeft
Richard J. Kabbeft, Esquire

FILED NO CC
13:00 PM
AUG 01 2005

William A. Shaw
Prothonotary/Clerk of Courts

FILED

AUG 01 2005

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

JANET SATTERLEE,

CIVIL DIVISION

Plaintiff,

No. 04-282-CD

vs.

CAESAR GALANTI,

Defendant.

**DEFENDANT'S PRETRIAL
MEMORANDUM**

Filed on behalf of Defendant.

Counsel of record for this party:

DANIEL L. RIVETTI, ESQUIRE
PA I.D. #73015

RICHARD J. KABBERT, ESQUIRE
PA I.D. #85521

ROBB LEONARD MULVIHILL
FIRM #249
2300 One Mellon Center
Pittsburgh, PA 15219
412/281-5431

RECEIVED
AUG 01 2005
COURT ADMINISTRATOR'S
OFFICE

JURY TRIAL DEMANDED

CA

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

JANET SATTERLEE

NO. 04-282-CD

V.

CAESAR GALANTI

ORDER

AND NOW, this 4th day of August, 2005, following Pre-Trial Conference with regard to this matter, it is the ORDER of Court as follows:

1. Jury Selection in this matter is scheduled for August 30, 2005, beginning at 9:00 o'clock A.M. in Courtroom No. 2 of the Clearfield County Courthouse, Clearfield, Pennsylvania.
2. Trial in this matter is scheduled for October 26, 27, 2005, beginning at 9:00 o'clock A.M. in Courtroom No. 2 of the Clearfield County Courthouse, Clearfield, Pennsylvania.
3. The deadline for providing any and all outstanding discovery shall be by and no later than forty-five (45) days prior to the commencement of trial.
4. The deadline for submitting any and all Motions shall be by and no later than forty-five (45) days prior to the commencement of trial.
5. Points for Charge shall be submitted to the Court by and no later than fifteen (15) days prior to the commencement of trial.
6. Proposed Verdict Slip shall be submitted to the Court by and no later than fifteen (15) days prior to the commencement of trial.
7. The parties shall mark all exhibits for trial prior to trial to speed introduction of exhibits.

BY THE COURT,

FILED
02/06/05
AUG 04 2005

ICC Attns:
Hopkins
Rivetti
Kobbert

William A. Shaw
Prothonotary Clerk of Courts

PAUL E. CHERRY,
JUDGE



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

JANET SATTERLEE :
Plaintiff :
vs. : No. 04-282 C.D.
CAESAR GALANTI, :
Defendant : Type of Pleading: Praecipe to Discontinue
: Filed on behalf of: Janet Satterlee, Plaintiff
: Counsel of Record for this party:
: HOPKINS HELTZEL LLP
: DAVID J. HOPKINS, ESQUIRE
: Attorney at Law
: Supreme Court No. 42519
: 900 Beaver Drive
: DuBois, Pennsylvania 15801
: (814) 375-0300

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M 13:24 AM SEP 01 2005 Cert. of Disc.

William A. Shaw to Atty
Prothonotary/Clerk of Courts *Murchill, Rivetti*
(Def.)

Copy to CJA
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
(CIVIL DIVISION)

JANET SATTERLEE :
Plaintiff :
:
vs. : No. 04-282 C.D.
:
CAESAR GALANTI, :
Defendant :
:

PRAECIPE TO DISCONTINUE

TO THE PROTHONOTARY:

Kindly mark the above captioned civil action settled and discontinued.



David J. Hopkins, Esquire
Attorney for Plaintiff

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

JANET SATTERLEE

Plaintiff

vs.

: No. 04-282 C.D.

CAESAR GALANTI,

Defendant

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the foregoing Praeclipe to Discontinue, filed on behalf of the Plaintiff, Janet Satterlee, was forwarded on the 23rd day of August, 2005 by U.S. Mail, First Class, postage prepaid, to all counsel of record, addressed as follows:

Daniel L. Rivetti, Esquire
Robb Leonard Mulvihill
2300 One Mellon Center
Pittsburgh, PA 15219


David J. Hopkins, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

 COPY

Janet Satterlee

Vs.
Caesar Galanti

No. 2004-00282-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 September 1, 2005, marked:

Settled and Discontinued

Record costs in the sum of \$92.00 have been paid in full by David J. Hopkins, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 1st day of September A.D. 2005.

William A. Shaw, Prothonotary