

04-469-CD
PHI FINANCIAL SERVICES INC. vs. HAROLD SHAW

PHI Financial Services Inc vs Harold Shaw
2004-469-CD

PHI FINANCIAL SERVICES INC.,
Plaintiff,
vs.
HAROLD SHAW aka DENNIS SHAW,
Defendant.

CIVIL DIVISION
No.
ISSUE NO. 04-469-4
TYPE OF PLEADING: PRAECIPE
TO FILE A FOREIGN JUDGMENT
Code -
Filed on behalf of: Plaintiff,
PHI Financial Services Inc.
Counsel of Record for this
Party: Donald S. Mazzotta, Esq.
Pa. I.D.# 11461
LAW OFFICES OF
DONALD S. MAZZOTTA, P.C.
Firm #742
938 Penn Avenue, Suite 700
Pittsburgh, PA 15222
(412) 471-0300

FILED

APR 05 2004

William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PHI FINANCIAL SERVICES INC.,)
)
)
)
Plaintiff,)
) No.
vs.)
)
)
HAROLD SHAW aka DENNIS SHAW;)
)
)
Defendant.)

PRAECIPE TO FILE A FOREIGN JUDGMENT

TO: PROTHONOTARY OF CLEARFIELD COUNTY

TO WHOM IT MAY CONCERN:

Please file the judgment for \$6,594.27 plus attorney's fees and court costs of \$570.12 from the District Court of the State of Iowa, in and for the 5th Judicial District of said State, against Defendant, Harold Shaw aka Dennis Shaw, and mark the docket accordingly.

LAW OFFICES OF DONALD S. MAZZOTTA, P.C.

By: _____

Attorneys for Plaintiff

Sworn to and subscribed before me

this 29th day of March, 2004.

Christine L. Simpson
Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Christine L. Simpson, Notary Public
City of Pittsburgh, Allegheny County
My Commission Expires Feb. 10, 2008
Member, Pennsylvania Association of Notaries

AFFIDAVIT

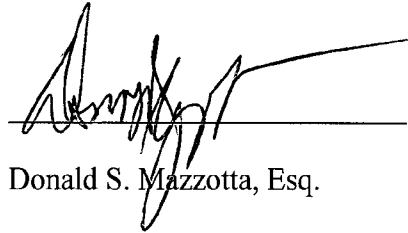
STATE OF PENNSYLVANIA

COUNTY OF CLEARFIELD

In RE: **PHI Financial Services Inc. v. Harold Shaw aka Dennis Shaw**
Docket No. 05-77-1-LA-CL083207

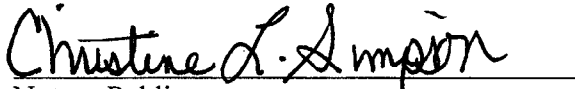
BEFORE ME, the undersigned authority, a Notary Public in and for said State and County, personally appeared DONALD S. MAZZOTTA, ESQ. who, being duly sworn according to law deposes and says that:

1. The Judgment of the District Court of the State of Iowa, in and for the 5th Judicial District (Case No. 05-77-1-LA-CL083207), entered in the State of Iowa in Polk County on October 12, 2000, is valid, enforceable, and unsatisfied.


Donald S. Mazzotta, Esq.

Date: March 29, 2004

SWORN TO and SUBSCRIBED before me
this 29th day of March, 2004


Notary Public

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Christine L. Simpson, Notary Public
City of Pittsburgh, Allegheny County
My Commission Expires Feb. 10, 2008
Member, Pennsylvania Association of Notaries

AFFIDAVIT

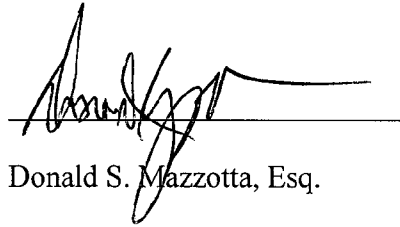
STATE OF PENNSYLVANIA

COUNTY OF CLEARFIELD

In RE: PHI Financial Services Inc. v. Harold Shaw aka Dennis Shaw
Docket No. 05-77-1-LA-CL083207

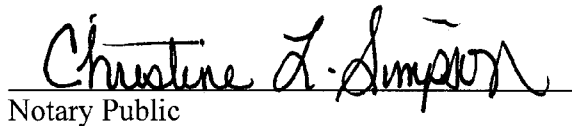
BEFORE ME, the undersigned authority, a Notary Public in and for said State and County, personally appeared DONALD S. MAZZOTTA, ESQ. who, being duly sworn according to law deposes and says that:

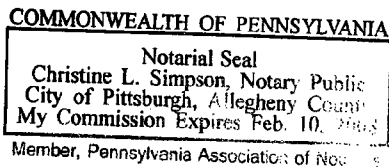
1. The Judgment Debtor's name and last known address is Harold Shaw aka Dennis Shaw, 2616 Greenview Road, Curwensville, Clearfield County, Pennsylvania 16833.
2. The Judgment Creditor's name and address is PHI Financial Services Inc., 400 Locust Street, Suite 800, PO Box 14454, Des Moines, Iowa 50306-3454.


Donald S. Mazzotta, Esq.

Date: March 29, 2004

SWORN TO and SUBSCRIBED before me
this 29th day of March, 2004


Notary Public



STATE OF IOWA, POLK COUNTY, ss.

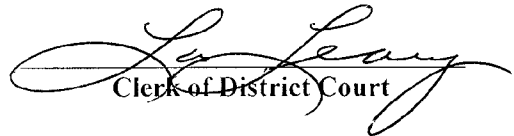
I, **Lois Leary**, Clerk of the District Court of the State of Iowa, in and for said county, do hereby certify that the attached is a true and correct copy of:

PHI Financial Services Inc vs Harold Shaw aka Dennis Shaw

CL 83207

as the same appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at my office in Des Moines, Iowa, this 14th day of January, 2002.


Clerk of District Court

STATE OF IOWA, POLK COUNTY, ss.

I, Robert J Blink, Judge of the District Court of the State of Iowa, in and for the 5th Judicial District of said State, including the County of Polk do hereby certify that **Lois Leary**, who has given the preceding certificate, was at the time of so doing the Clerk of the District court of the State of Iowa, in and for Polk County, in said District. duly qualified as such, that she is the keeper of the records of said Court, and the proper officer to give such certificate and that the same is in due form of law.

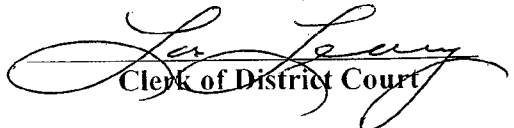
Given under my hand this 14th day of January, 2002.


Judge for the Fifth Judicial District of Iowa

STATE OF IOWA, POLK COUNTY, ss.

I, **Lois Leary**, Clerk of the District court of the State of Iowa, in and for said county, do hereby certify that the Honorable Blink who has given the preceding certificate, was at the time of so doing, one of the Judges of the District Court of the 5th Judicial District of the State of Iowa, duly commissioned an sworn, to all whose official acts as such, full faith and credit are and ought be given.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at my office in Des Moines, Iowa, this 14th day of January, 2002


Clerk of District Court

Rpt ID : CPW200
Rpt Date: 21-MAY-02
Rpt Time: 01:09 PM
Rpt Beg : 02-JUN-00
Rpt End : 21-MAY-02

Iowa Court Information System
POLK
Clerk of Court - LEARY, LOIS
Combined General Docket

Page: 1

----- Case Name -----

Case 05-77-1- -LA-CL083207
Title PHI FINANCIAL SERVICES INC VS HAROLD SHAW

----- Case Header -----

Sub-Type DNU - Other Nature
Initiated 02-JUN-00 Milestone DISPOSED Mil Dt 12-OCT-00
Judge Tp DISTRICT COURT JUDGE Jud Dt 05-JUN-00 Agency Pin
Agency Name

----- Case Closing -----

Disposition GUILTY PLEA/DEFAULT Disp Dt 12-OCT-00
Reopened Dt Microfilm Reference
Judge Tp DISTRICT COURT JUDGE Judge Pin PK2188961
Judge Name ARTHUR E GAMBLE

----- Litigants -----

Role Name
PLAINTIFF PHI FINANCIAL SERVICES INC

Litigant Pin 421360834
Attorney(s) PK0014011 EPPERLY, BRAD C

JUDGE GAMBLE, ARTHUR E.

Litigant Pin PK2188961

DEFENDANT SHAW, HAROLD

Litigant Pin PK2730509

----- Papers Filed -----

Filed Date / Time Seq Event Reference St

02-JUN-00 03:01 PM 1 PFLD C
Description PETITION FILED
Filed By PK0014011 EPPERLY, BRAD C

02-JUN-00 03:01 PM 2 FOOT C
Description OTHER AFFIDAVIT
Filed By PK0014011 EPPERLY, BRAD C
Comment(s) FOR ATTORNEY FEES

20-JUN-00 03:21 PM 3 PAPF C
Description AMENDED PETITION FILED
Filed By PK0014011 EPPERLY, BRAD C
Comment(s) BY PLTF

20-JUN-00 03:21 PM 4 FOOT C
Description OTHER AFFIDAVIT
Comment(s) FOR ATTY FEES BY P ATTY

24-JUL-00 02:56 PM 5 RSON C
Description RETURN OF SERVICE OF ORIGINAL NOTICE

Rpt ID : CPW200
Rpt Date: 21-MAY-02
Rpt Time: 01:09 PM
Rpt Beg : 02-JUN-00
Rpt End : 21-MAY-02

Iowa Court Information System
POLK
Clerk of Court - LEARY, LOIS
Combined General Docket

Page: 2

----- Case Name -----

Case 05-77-1- -LA-CL083207
Title PHI FINANCIAL SERVICES INC VS HAROLD SHAW

----- Papers Filed -----

Filed Date / Time Seq Event Reference St

24-JUL-00 02:56 PM 5 RSON C
Description RETURN OF SERVICE OF ORIGINAL NOTICE
Comment(s) SHAW, WIFE ON 7/07/00
24.57

02-AUG-00 03:06 PM 6 NOOT C
Description NOTICE
Filed By PK0014011 EPPERLY, BRAD C
Comment(s) OF INTENT TO FILE WRITTEN APPLICATION
FOR DEFAULT

18-AUG-00 03:03 PM 7 MTDF C
Description MOTION FOR DEFAULT JUDGMENT
Filed By PK0014011 EPPERLY, BRAD C
Comment(s) BY PLTF

12-OCT-00 03:12 PM 0 JDEF C
Description JUDGEMENT DEFAULT
Filed By PK2188961 GAMBLE, ARTHUR E.
Comment(s) HAROLD SHAW - \$6594.27 AT 18% INT FROM
08/15/00 & ATTY FEES \$570.12 & COSTS

----- Judgment/Lien Detail -----

Date	Time	Sq	St Date	St Judgment	Status
10/12/00	03:12 PM	0	10/13/00	N	NONE
Create Dt Judgment/Lien Entry					
13-OCT-00 HAROLD SHAW \$6594.27 & INT & ATTY FEES \$570.12 & CC					
Against			Sat Status Sta Date Code Sat Date		
PK2730509 SHAW, HAROLD,			NONE		
For			10/13/00 USAT 10/13/00		
421360834 PHI FINANCIAL SERVICES INC					

CERTIFICATE	
I, Lois Leary, Clerk of the District Court of the State of Iowa, in and for Polk County, do hereby certify that this is a true and complete copy of the Original Instrument filed in this office.	
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at my office in Des Moines, Iowa this <u>21</u> day of <u>May</u> <u>2002</u>	
LOIS LEARY Clerk of the District Court	
By <u>Dandra Rock</u>	Deputy

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PHI FINANCIAL SERVICES INC.,)	CIVIL DIVISION
)	
)	No.
Plaintiff)	
Vs.)	
)	
HAROLD SHAW aka DENNIS SHAW,)	
)	
Defendant.)	
)	

TO: Harold Shaw aka Dennis Shaw
2616 Greenvview Road
Curwensville, PA 16833

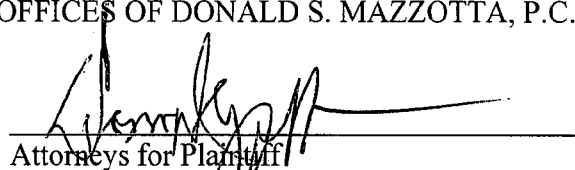
DATE OF NOTICE: MARCH 29, 2004

IMPORTANT NOTICE

YOU ARE HEREBY NOTIFIED THAT THE JUDGMENT ENTERED AGAINST YOU BY THE DISTRICT COURT OF THE STATE OF IOWA, IN AND FOR THE 5th JUDICIAL DISTRICT OF SAID STATE, IN THE AMOUNT OF \$6,594.27 PLUS ATTORNEY'S FEES AND COURT COSTS OF \$570.12, HAS BEEN TRANSFERRED TO THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA.

LAW OFFICES OF DONALD S. MAZZOTTA, P.C.

By:


Attorneys for Plaintiff
938 Penn Avenue
Pittsburgh, PA 15222
(412) 471-0300

FILED

M 1:45 PM
APR 05 2004
Abbots Park

William A. Shaw
Prothonotary

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

PHI Financial Services, Inc.
Plaintiff(s)

No.: 2004-00469-CD

Real Debt: \$6,594.27

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Harold Shaw
Defendant(s)

Entry: \$20.00

Instrument: Foreign Judgment

Date of Entry: April 5, 2004

Expires: April 5, 2009

Certified from the record this 5th day of April, 2004

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment, Debt,
Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PHI Financial Services Inc.

Plaintiff,

vs.

HAROLD SHAW aka DENNIS SHAW,

Defendants.

) CIVIL DIVISION

) NO. 2004-00469-CD

) TYPE OF PLEADING:
) PRAECIPE FOR WRIT OF
) EXECUTION

) FILED ON BEHALF OF: PLAINTIFF,
) WEXFORD & JAMES LLC

) COUNSEL OF RECORD FOR

) Donald S. Mazzotta, ESQUIRE
) Pa. I.D. #11461
) DONALD S. MAZZOTTA, P.C.
) Firm #742
) 938 Penn Avenue
) Pittsburgh, PA
) 15222

) (412) 471-0300

FILED
m/2.22 0111 CC & Lo writs
JUL 19 2004 40 Shff

William A. Shaw
Prothonotary/Clerk of Courts

PHI Financial Services Inc.

VS.

Defendant .

NO. 2004-00469-CD

Dated:

7/9/04

By :

Donald S. Mazzotta, Esq.
Attorney for Plaintiff
Pa. No. 11461

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

COPY

PHI Financial Services, Inc.

Vs.

NO.: 2004-00469-CD

Harold Shaw a/k/a
Dennis Shaw

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due PHI FINANCIAL SERVICES, INC., Plaintiff(s) from HAROLD SHAW a/k/a DENNIS SHAW, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Personal Property

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

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

AMOUNT DUE: \$6,594.27
INTEREST: \$
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 07/19/2004

PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$

William A. Shaw
Prothonotary/Clerk Civil Division

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

Requesting Party: Donald S. Mazzotta, Esq.
938 Penn Avenue
Pittsburgh, PA 15222
(412) 471-0300

Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16194
NO: 04-469-CD

PLAINTIFF: PHI FINANCIAL SERVICES INC.
vs.
DEFENDANT: SHAW, HAROLD

WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURN

DATE RECEIVED WRIT: 07/19/2004

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 02/02/2006

DETAILS

@ SERVED HAROLD SHAW A/K/A DENNIS SHAW

UNABLE TO SERVE HAROLD SHAW A/K/A DENNIS SHAW, DEFENDANT, AT HIS RESIDENCE 2616 GREENVIEW
ROAD, CURWENSVILLE, CLEARFIELD COUNTY, PENNSYLVANIA.

@ SERVED

NOW, FEBRUARY 2, 2006 RETURN WRIT AS UNABLE TO LEVY AND SERVE.

FILED

019-0161
FEB 02 2006

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 16194
NO: 04-469-CD

PLAINTIFF: PHI FINANCIAL SERVICES INC.
VS.
DEFENDANT: SHAW, HAROLD

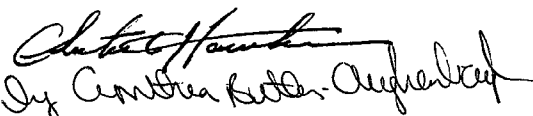
WRIT OF EXECUTION PERSONAL PROPERTY

SHERIFF RETURN

SHERIFF HAWKINS \$42.00

SURCHARGE PAID BY

So Answers,


Chester A. Hawkins
Sheriff

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

PHI Financial Services, Inc.

Vs.

NO.: 2004-00469-CD

Harold Shaw a/k/a
Dennis Shaw

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due PHI FINANCIAL SERVICES, INC., Plaintiff(s) from HAROLD SHAW a/k/a DENNIS SHAW, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
Personal Property

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

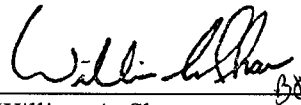
Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

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

AMOUNT DUE: \$6,594.27
INTEREST: \$
PROTH. COSTS: \$
ATTY'S COMM: \$
DATE: 07/19/2004

PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 19th day
of July A.D. 2004
At 3:00 A.M./P.M.

Chester G. Hawkins
Sheriff Sgt. Cynthia Butler-Aughonday

Requesting Party: Donald S. Mazzotta, Esq.
938 Penn Avenue
Pittsburgh, PA 15222
(412) 471-0300

**PERSONAL PROPERTY SALE
SCHEDULE OF DISTRIBUTION**

NAME HAROLD SHAW A/K/A DENNIS SHAW

NO. 04-469-CD

NOW, February 02, 2006, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Shaw, Harold to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

SHERIFF COSTS:

PLAINTIFF COSTS, DEBT AND INTEREST:

RDR SERVICE	9.00
MILEAGE LEVY	4.50
MILEAGE POSTING	
HANDBILLS	
COMMISSION	0.00
POSTAGE HANDBILLS DISTRIBUTION	
ADVERTISING	
ADD'L SERVICE	
ADD'L POSTING	
ADD'L MILEAGE	4.50
ADD'L LEVY	
BID AMOUNT	
RETURNS/DEPUTIZE COPIES	15.00
BILLING/PHONE/FAX	
CONTINUED SALES	
MISCELLANEOUS	9.00
TOTAL SHERIFF COSTS	\$42.00

DEBT-AMOUNT DUE	6,594.27
INTEREST @ %	0.00
FROM TO	

PROTH SATISFACTION
LATE CHARGES AND FEES
COST OF SUIT-TO BE ADDED
FORECLOSURE FEES
ATTORNEY COMMISSION
REFUND OF ADVANCE
REFUND OF SURCHARGE
SATISFACTION FEE
ESCROW DEFICIENCY
PROPERTY INSPECTIONS
INTEREST
MISCELLANEOUS

TOTAL DEBT AND INTEREST	\$6,676.27
--------------------------------	-------------------

COSTS:

ADVERTISING	0.00
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	
ACKNOWLEDGEMENT	

SHERIFF COSTS	42.00
LEGAL JOURNAL COSTS	0.00
PROTHONOTARY	40.00
MORTGAGE SEARCH	
MUNICIPAL LIEN	

TOTAL COSTS	\$82.00
--------------------	----------------

TOTAL COSTS	\$6,676.27
--------------------	-------------------

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff