

04-499-CD
PROGRESSIVE CASUALTY INSURANCE vs. THOMAS W. RAAB

Progressive Casualty et al vs. Thomas Raab
2004-499-CD

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, as subrogee of
Lisa Lengen

Plaintiff,

v.

THOMAS W. RAAB

Defendant.

CASE NO: *04-499-CJ*

TYPE OF PLEADING:
COMPLAINT IN CIVIL ACTION

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

GERIANNE HANNIBAL, ESQUIRE
Pa. I.D. #66622
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR # 03272206

10/25/04
Reinstated/Reissued to Sheriff/Attorney
for service.
W. L. Shaw GK
Deputy Prothonotary

FILED

APR 12 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, as subrogee of
Lisa Lengen

CASE NO:

Plaintiff,

v.

TYPE OF PLEADING:
COMPLAINT IN CIVIL ACTION

THOMAS W. RAAB

Defendant.

NOTICE TO DEFEND

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, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NOR FEE.

LAWYER REFERRAL SERVICE
PA BAR ASSOCIATION
PO BOX 186
HARRISBURG PA 17108
1-800-692-7375

OFFICE OF THE COURT ADMINISTRATOR
230 E. MARKET ST
CLEARFIELD PA 16830
814 765 2641 x 5982

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PROGRESSIVE CASUALTY INSURANCE
COMPANY, as subrogee of
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THOMAS W. RAAB

Defendant.

COMPLAINT IN CIVIL ACTION

AND NOW COMES, Plaintiff by and through its counsel, WELTMAN, WEINBERG & REIS, CO., L.P.A., and hereby files this Complaint against Defendant. In support thereof, Plaintiff avers as follows:

1. Plaintiff, Progressive Casualty Insurance Company ("Progressive"), is a corporation with a registered office located at P.O. Box 89480, Cleveland OH 44101.
2. Defendant, Thomas W. Raab, is an adult individual with a last known address of Philip Place Apartments, #308, 2nd Street, Philipsburg PA 16866.
3. Progressive issued a policy of insurance where Progressive agreed to insure a vehicle ("Insured Vehicle"), owned by Plaintiff's insured.
4. At all times mentioned herein, Progressive's insured was the owner of said Insured Vehicle.
5. At all times mentioned herein, it is believed and therefore averred that Defendant ("Defendant Owner") was the operator of a vehicle owned by David Smeal.
6. At all times mentioned herein, it is believed and therefore averred that Defendant did not have valid automobile insurance coverage in violation of Pennsylvania's Motor Vehicle Financial Responsibility Law, 75 Pa.C.S.A. Section 1785.
7. On or about May 9, 2002 defendant negligently, recklessly and carelessly operated the Vehicle and caused a collision with the Progressive insured vehicle on Highway 322 West, Woodland PA

8. As a direct and proximate result of Defendant's negligence, the Progressive insured vehicle and its insured occupant sustained personal injuries and property damages of \$2,083.67 including insured deductible of \$500. Copies of the drafts are attached hereto as Exhibit "1".

9. Pursuant to the insurance policy issued by Progressive and as a result of said aforesaid payments, Progressive became subrogated to the claims of its Insured against Defendant.

10. Pursuant to Progressive's right of subrogation, Progressive is presently due and owed from Defendant the sum of \$2,083.67.

11. Repeated demands have been made upon Defendant for payment of the aforesaid sum; however, Defendant has willfully failed and refused to pay the sum due and owing to Progressive.

WHEREFORE, Plaintiff demands Judgment against Defendant in the amount of \$2,083.67 and costs.

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED SHALL BE USED FOR THAT PURPOSE.

Respectfully Submitted:

WELTMAN, WEINBERG & REIS, CO., L.P.A.

Gerianne Hannibal, Esquire
PA I.D. # 66622
Weltman, Weinberg & Reis, Co., L.P.A.
2718 Koppers Bldg.
436 7th Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#03272206

VOID IF NOT PRESENTED WITHIN 6 MONTHS AFTER DATE OF ISSUE					
Policy # 80593750-008	Insured LEGEN, LISA L	Date Issued 5/16/2002	Area Code 253	Draft Number 424692503	56-38 412
Claim # 028176443	Claimant LEGEN, LISA L	Date of Loss 5/9/2002	State Code PA	Office Issued At PA-STCOL-BRN-	PAC
				Dollars \$ *****1,269.67**	
PAY ONE THOUSAND TWO HUNDRED SIXTY NINE AND 67/100 In Payment of TOTAL LOSS PAYOUT ON ACCOUNT# 650187, LISA LENGEN				CDS CODE 12PCL	

Pay To CLEARFIELD CONSUMER DISCOUNT COMPANY (ONLY)*****
CLEARFIELD PA 16830 MOUNTAIN LAUREL ASSURANCE COMPANY
122 E MARKET STREET, P.O. BOX 432

REP ID :KLM0010
ORG CODE :30676

VOID IF NOT PRESENTED WITHIN 6 MONTHS AFTER DATE OF ISSUE					
Policy # 80593750-008	Insured LEGEN, LISA L	Date Issued 6/10/2002	Area Code 260	Draft Number 424961674	
Claim # 028176443	Claimant LEGEN, LISA L	Date of Loss 5/9/2002	State Code PA	Office Issued At PA-BRIDG-BRN-	PAC
			<u>Dollars \$ *****314.00**</u>		
			CDS CODE 12PCL		

PAY THREE HUNDRED FOURTEEN AND 00/100
 In Payment of
 #12717, IV SALV CHRGS

Pay
To

SALVAGEDIRECT.COM INC. ONLY*****
 MOUNTAIN LAUREL ASSURANCE COMPANY

**REP ID :MAI0003
 ORG CODE :30700**

Form # 27130 - 06/01

VOID IF NOT PRESENTED WITHIN 6 MONTHS AFTER DATE OF ISSUE

Policy # 80593750-008	Insured LENGEN, LISA L	Date Issued 7/15/2002	Area Code 253	Draft Number 425360620	56-389 412
Claim # 028176443	Claimant LENGEN, LISA L	Date of Loss 5/ 9/2002	State Code PA	Office Issued At PA-STCOL-BRN-	PAC

Dollars \$ *****60.00**

PAY SIXTY AND 00/100

In Payment Of FULL AND FINAL SETTLEMENT OF UNINSURED MOTORISTS CLAIM	CDS CODE 12PCL
---	----------------------

Pay LISA L LENGEN (ONLY)*****
To RR 1 BOX 361
MORRISDALE PA 16858

MOUNTAIN LAUREL ASSURANCE COMPANY

REP ID :KLM0010
ORG CODE :30676

SalvageDirect.com, Inc.

116 Caldwell Street
 Titusville, PA 16354
 Phone: (814) 827-0300
 Fax: (814) 827-9724
www.salvagedirect.com



Invoice Date: 6/4/2002
 SDA#: 12717

FIELD CHARGES STATEMENT

Claim #:	028176443	Supplier:	Mary Ann Miller
Loss Type:	Collision		Progressive Casualty Insurance Company
Insured:			State College Office
Owner:	Lisa Lengen		100 Scenery Drive Suite B
			State College, PA 16801
VIN #:	1MEPM6049MH625639	Location:	Burchfield Towing Service
Vehicle:	1991 Mercury Cougar	Pickup:	A J Ross Towing
Color:	Maroon		313 and a half Spruce Street
Mileage:	136,323		Clearfield, PA 16830
Loss Date:	05/09/2002	Pickup Deadline:	05/21/2002
Storage Start Date:	05/09/2002	Pickup Date:	05/21/2002
Assignment Date:	05/16/2002		

FIELD CHARGES PAID BY SALVAGE DIRECT

TOWING	\$89.00
STORAGE	\$130.00
OTHER	\$0.00
TOTAL FIELD CHARGES	\$219.00

SALVAGE DIRECT CHARGES

LOGISTICS -	Vehicle Pickup/Basic Preservation/Unlimited Storage	\$95.00
	None	\$0.00
VEHICLE SERVICES -	None	\$0.00
TOTAL SALVAGE DIRECT CHARGES		\$95.00

CURRENT BALANCE	PAYMENT DUE	\$314.00
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SALVAGE PENDING
REP: KLM
OFC: SC

05/13/2002 at 12:32 PM
66120

02-8176443-01

PROGRESSIVE INSURANCE COMPANIES
STATE COLLEGE CLAIMS OFFICE, SUITE B
100 SCENERY DRIVE
STATE COLLEGE, PA 16801
(814)861-2380 Fax: (814)235-1821

ESTIMATE OF RECORD

Written by: BETH LONG #150312 05/13/2002 12:32 PM
Adjuster: KLM0010 #

Insured: LISA LENGEN Claim #02-8176443-01
Owner: LISA LENGEN Policy #80593750-008
Address: RR 1 BOX 361 Date of Loss: 05/09/2002 at 09:40 PM
MORRISDALE, PA 16858 Type of Loss: Collision
Other: (814)345-6728x0000 Point of Impact: 12. Front
Business: (814)765-8089x0000

Inspect OTHER
Location:

Repair Days to Repair
Facility: License #

1991 MERC COUGAR LS 6-3.8L-FI 2D MAROON Int:

VIN: 1MEPM6049MH625639 Lic: egr2229 PA Prod Date: Odometer: 136323
Air Conditioning Rear Defogger Cruise Control
Intermittent Wipers Tinted Glass Body Side Moldings
Dual Mirrors Clear Coat Paint Metallic Paint
Power Steering Power Brakes Power Windows
Power Locks Power Mirrors AM Radio
FM Radio Stereo Cloth Seats
Bucket Seats Recline/Lounge Seats Automatic Transmission
Deluxe Wheel Covers

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
1#		Unibody Set up & measure	1		2.0		
2#	Rpr	Unibody-			3.0	F	
3		FRONT BUMPER					
N 4*	Repl	USED bumper assy +25%	1	<u>312.50</u>	1.3		3.3
5		GRILLE					
6	Repl	Grille LS	1	137.92		Incl.	
7		FRONT LAMPS					
8**	Repl	A/M Mount panel	1	100.00	1.5		
9**	Repl	A/M RT Headlamp assy	1	177.00	0.6		
10**	Repl	A/M RT Park lamp	1	59.00	0.5		
11**	Repl	A/M LT Park lamp	1	59.00	0.5		
12**	Repl	A/M LT Headlamp assy	1	177.00	0.6		
13		Aim headlamps			0.5		
14		COOLING					
15	Repl	Support	1	156.27	s 6.4		1.0
16		Refrigerant recovery			m 0.3		

05/13/2002 at 12:32 PM
66120

02-8176443-01

ESTIMATE OF RECORD
1991 MERC COUGAR LS 6-3.8L-FI 2D MAROON Int:

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
17		Evacuate & recharge				m	1.4
18		Add for AC option					0.4
19**	Repl	A/M Radiator to 5/92	1	196.84		m Incl.	
20	Repl	Fan	1	44.35		m	0.5
21*	Repl	Shroud	1	<u>62.33</u>		m Incl.	
22		AIR CONDITIONER & HEATER					
23**	Repl	A/M Condenser	1	134.64		m	1.4
24		HOOD					
25**	Repl	A/M CAPA Hood	1	423.00		1.5	3.0
26		Overlap Major Adj. Panel					-0.4
27		Add for Underside(Complete)					1.5
28	Repl	Lock to 12/93	1	27.63		0.5	
29	Repl	Lock support	1	16.07		0.3	0.3
30		FENDER					
31*	Repl	USED RT fender assy +25%	1	<u>175.00</u>		2.5	2.8
32		Overlap Major Adj. Panel					-0.4
33		Add for antenna standard				0.5	
34		Refn edges					0.5
35		R&I molding side				0.2	
36		Deduct for Overlap				-0.5	
37*	Rpr	LT Fender				<u>2.0</u>	2.8
38		Overlap Major Adj. Panel					-0.4
39#	Subl	CAR COVER	1	5.00	T		
40#	Subl	HAZARDOUS WASTE DISPOSAL	1	3.00	T		
41#	Repl	SEAM SEALANT	1	12.00	T		
42#	Subl	Corrosion Protection	1	10.00	T		
43		Clear Coat					2.5
44		OTHER CHARGES					
45#		Towing	1	84.00			
46#		Storage	8	80.00			
Subtotals ==>				2452.55		27.9	16.5

Line 4 : LOCATED AT 250 AUTO WRECKER'S. S/W KEITH. 800/334-9811. M/U INC.

Parts		2258.55
Body Labor	24.9 hrs @ \$ 34.00/hr	846.60
Paint Labor	16.5 hrs @ \$ 34.00/hr	561.00
Frame Labor	3.0 hrs @ \$ 34.00/hr	102.00
Paint Supplies	16.8 hrs @ \$ 17.00/hr	285.60
Sublet/Misc.		30.00
Other Charges		164.00
SUBTOTAL		\$ 4247.75
Sales Tax	\$ 4083.75 @ 6.0000%	245.03
TOTAL COST OF REPAIRS		\$ 4492.78

05/13/2002 at 12:32 PM
66120

02-8176443-01

ESTIMATE OF RECORD
1991 MERC COUGAR LS 6-3.8L-FI 2D MAROON Int:

ADJUSTMENTS:	
Deductible	500.00

TOTAL ADJUSTMENTS	\$ 500.00
NET COST OF REPAIRS	\$ 3992.78

Our Promise

The replacement parts written on the estimate are intended to return the property to its pre-loss condition with proper installation. After repair, if any sheetmetal or plastic body part included in this estimate is defective or otherwise fails to meet industry standards for form, fit, finish, durability, functionality or safety, Progressive will arrange and pay for the replacement of the part, including associated repair costs and rental during these repairs, to the extent not covered by another warranty. This commitment applies as long as you own or lease the vehicle. If you have a problem with a replacement part, call Progressive at 1 (800) 274-4641.

KEY TO PARTS ABBREVIATIONS

OEM= A New, Original Equipment Manufacturer Part.

A/M= A New, After-Market; also known as a new, Non-OEM Part.

Used or LKQ= A used/recycled OEM Part.

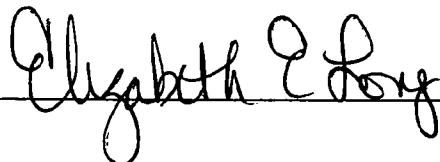
Recond pr Recore= A used OEM Part that has been reconditioned or remanufactured.

Recond = recondition, O/H = overhaul, Repl = Replace, Rpr = Repair,

Refn = Refinish, Sect = Section, R&I = remove and install, Align = Align,

Subl = Sublet, Blnd = Blend.

Appraiser
Signature



This estimate represents an AGREED PRICE based on all known damages at this time. The repairer agrees to complete and guarantee all listed repairs, and all towing and storage charges included in this estimate.

THIS IS NOT AN AUTHORIZATION OF REPAIR.

NO SUPPLEMENTS WITHOUT PRIOR AUTHORIZATION OR REINSPECTION.

Progressive will only be responsible for additional storage or misc. handling charges when warranted up to two days post this appraisal date in both repairable and total loss situations.

Repair Shop Manager's
Signature

028963122
www 03288813

VERIFICATION PAGE

The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities, that he/she is Jennifer Stephanik Collector of Progressive Insurance Companies, Plaintiff herein, and that he/she is duly authorized to make this Verification, and that the facts set forth in the foregoing Complaint are true and correct to the best of his/her knowledge, information and belief.

Jennifer Stephanik
(Signature)
Cathie McAdams



TOTAL P.07

FILED 1CC Staff
M/2/2004 8:01 AM
APR 12 2004 Atty pd. 85.00

William A. Shaw
Prothonotary/Clerk of Courts

In The Court of Common Pleas of Clearfield County, Pennsylvania

PROGRESSIVE CASUALTY INSURANCE COMPANY
VS.
RAAB, THOMAS W.
COMPLAINT

Sheriff Docket # 15432
04-499-CD

SHERIFF RETURNS

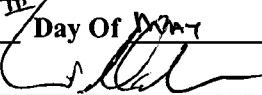
NOW APRIL 16, 2004 DENNY NAU, SHERIFF OF CENTRE COUNTY WAS DEPUTIZED BY CHESTER A .HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT ON THOMAS W. RAAB, DEFENDANT.

NOW MAY 7, 2004 ATTEMPTED TO SERVE THE WITHIN COMPLAINT ON THOMAS W. RAAB, DEFENDANT BY DEPUTIZING THE SHERIFF OF CENTRE COUNTY. THE RETURN OF SHERIFF NAU IS HERETO ATTACHED AND MADE A PART OF THIS RETURN MARKED "NOT FOUND" MOVED, NO FORWARDING ADDRESS.

Return Costs

Cost	Description
26.00	SHERIFF HAWKINS PAID BY: ATTY CK# 8129254
10.00	SURCHARGE PAID BY: ATTY CK# 8129251
61.00	CENTRE CO. SHFF. PAID BY: ATTY

Sworn to Before Me This

27th Day Of May 2004


WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan 2005
Clearfield Co., Clearfield, PA

So Answers,


Chester A. Hawkins

Sheriff

FILED

MAY 27 2004
6/3/04
William A. Shaw
Prothonotary/Clerk of Courts

457 SHERIFF'S OFFICE CENTRE COUNTY

15432
Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN				INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. Please type or print legibly. Do Not detach any copies.								
1. Plaintiff(s) <u>Progressive Casualty Ins Co.</u>				2. Case Number <u>04-499-CD</u>								
3. Defendant(s) <u>Thomas W Raab</u>				4. Type of Writ or Complaint: <u>Complaint</u>								
SERVE → AT { Thomas W Raab 216 N. 2nd Street #303, Philipsburg, Pa 16866				5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levyed, Attached or Sold. 6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code)								
7. Indicate unusual service: Reg Mail Certified Mail Deputy Post Other												
Now, <u>20</u> I SHERIFF OF CENTRE COUNTY, PA., do hereby depose the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff. <u>Sheriff of Centre County</u>												
8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE												
NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN – Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.												
9. Print/Type Name and Address of Attorney/Originator				10. Telephone Number			11. Date					
				12. Signature								
SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE												
13. I acknowledge receipt of the writ or complaint as indicated above.		14. Date Filed			15. Expiration/Hearing Date							
TO BE COMPLETED BY SHERIFF												
16. Served and made known to _____, on the _____ day of _____, _____, _____, at _____, County of Centre Commonwealth of Pennsylvania, in the manner described below:												
20 _____, at _____ o'clock, _____ m., at _____ Defendant(s) personally served. Adult family member with whom said Defendant(s) resides(s). Relationship is _____ Adult in charge of Defendant's residence. Manager/Clerk of place of lodging in which Defendant(s) resides(s). Agent or person in charge of Defendant's office or usual place of business. Other _____ and officer of said Defendant company.												
On the <u>7</u> day of <u>May</u> , 20 <u>04</u> , at <u>9:00</u> o'clock, <u>A</u> M. Defendant not found because: X Moved Unknown No Answer Vacant Other _____												
Remarks: <u>NO FORWARDING ADDRESS</u>												
Advance Costs <u>25.00</u>				Docket <u>9.00</u>	Service <u>5.00</u>	Sur Charge <u>—</u>	Affidavit <u>2.50</u>	Mileage <u>42.00</u>	Postage <u>.50</u>	Misc. <u>2.00</u>	Total Costs <u>61.00</u>	Costs Due or Refund <u>14.00</u>
17. AFFIRMED and subscribed to before me this <u>21</u>										So Answer.		
20. day of <u>May</u> 20 <u>04</u> 23. <u>Corinne Peters</u>										18. Signature of Dep. Sheriff <u>T. J. M.</u>		
										19. Date <u>5-7-04</u>		
21. Signature of Sheriff										22. Date		
SHERIFF OF CENTRE COUNTY												
Amount Pd. Page												
24. I ACKNOWLEDGE RECEIPT OF THIS SHERIFF'S RETURN SIGNATURE Member Pennsylvania Association of Notaries										25. Date Received		



CHESTER A. HAWKINS
SHERIFF

Sheriff's Office Clearfield County

457
OFFICE (814) 765-2641 EXT. 5986
AFTER 4:00 P.M. (814) 765-1533
FAX (814) 765-5915

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

ROBERT SNYDER
CHIEF DEPUTY

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

MARILYN HAMM
DEPT. CLERK

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
PAGE 15432

PROGRESSIVE CASULTY INSURANCE CO. TERM & NO. 04-499-CD

VS

DOCUMENT TO BE SERVED:

COMPLAINT

THOMAS W. RAAB

SERVE BY: 05/12/2004

MAKE REFUND PAYABLE TO:

WELTMAN, WEINBERG & REIS CO.

SERVE: THOMAS W. RAAB

ADDRESS: PHILIP PLACE APARTMENTS #308, 2ND ST., PHILIPSBURG, PA.

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF of CLEARFIELD COUNTY, State of Pennsylvania, do hereby deputize the SHERIFF OF CENTRE COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this 16th Day of APRIL 2004

Respectfully,

A handwritten signature in black ink, appearing to read "Chester A. Hawkins".

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY

PG 2692.1
2004

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, as subrogee of
Lisa Lengen

Plaintiff,

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THOMAS W. RAAB

Defendant.

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Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

GERIANNE HANNIBAL, ESQUIRE
Pa. I.D. #66622
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR # 03272206

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

APR 12 2004

Attest.

Lisa Lengen
Prothonotary/
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
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COMPLAINT IN CIVIL ACTION

AND NOW COMES, Plaintiff by and through its counsel, WELTMAN, WEINBERG & REIS, CO., L.P.A., and hereby files this Complaint against Defendant. In support thereof, Plaintiff avers as follows:

1. Plaintiff, Progressive Casualty Insurance Company ("Progressive"), is a corporation with a registered office located at P.O. Box 89480, Cleveland OH 44101.
2. Defendant, Thomas W. Raab, is an adult individual with a last known address of Philip Place Apartments, #308, 2nd Street, Philipsburg PA 16866.
3. Progressive issued a policy of insurance where Progressive agreed to insure a vehicle ("Insured Vehicle"), owned by Plaintiff's insured.
4. At all times mentioned herein, Progressive's insured was the owner of said Insured Vehicle.
5. At all times mentioned herein, it is believed and therefore averred that Defendant ("Defendant Owner") was the operator of a vehicle owned by David Smeal.
6. At all times mentioned herein, it is believed and therefore averred that Defendant did not have valid automobile insurance coverage in violation of Pennsylvania's Motor Vehicle Financial Responsibility Law, 75 Pa.C.S.A. Section 1785.
7. On or about May 9, 2002 defendant negligently, recklessly and carelessly operated the Vehicle and caused a collision with the Progressive insured vehicle on Highway 322 West, Woodland PA

8. As a direct and proximate result of Defendant's negligence, the Progressive insured vehicle and its insured occupant sustained personal injuries and property damages of \$2,083.67 including insured deductible of \$500. Copies of the drafts are attached hereto as Exhibit "1".

9. Pursuant to the insurance policy issued by Progressive and as a result of said aforesaid payments, Progressive became subrogated to the claims of its Insured against Defendant.

10. Pursuant to Progressive's right of subrogation, Progressive is presently due and owed from Defendant the sum of \$2,083.67.

11. Repeated demands have been made upon Defendant for payment of the aforesaid sum; however, Defendant has willfully failed and refused to pay the sum due and owing to Progressive.

WHEREFORE, Plaintiff demands Judgment against Defendant in the amount of \$2,083.67 and costs.

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED SHALL BE USED FOR THAT PURPOSE.

Respectfully Submitted:

WELTMAN, WEINBERG & REIS, CO., L.P.A.

Gerianne Hannibal, Esquire
PA I.D. # 66622
Weltman, Weinberg & Reis, Co., L.P.A.
2718 Koppers Bldg.
436 7th Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#03272206

VOID IF NOT PRESENTED WITHIN 6 MONTHS AFTER DATE OF ISSUE					
Policy # 80593750-008	Insured LEGEN, LISA L	Date Issued 5/16/2002	Area Code 253	Draft Number 424692503	56-35 412
Claim # 028176443	Claimant LEGEN, LISA L	Date of Loss 5/9/2002	State Code PA	Office Issued At PA-STCOL-BRN-	PAC
PAY ONE THOUSAND TWO HUNDRED SIXTY NINE AND 67/100 In Payment of TOTAL LOSS PAYOUT ON ACCOUNT# 650187, LISA LENGEN				Dollars \$ *****1,269.67**	
				CDS CODE 12PCL	

Pay To CLEARFIELD CONSUMER DISCOUNT COMPANY (ONLY)*****
122 E MARKET STREET, P.O. BOX 432
CLEARFIELD PA 16830 MOUNTAIN LAUREL ASSURANCE COMPANY

REP ID :KLM0010
ORG CODE :30676

VOID IF NOT PRESENTED WITHIN 6 MONTHS AFTER DATE OF ISSUE				
Policy # 80593750-008	Insured LEGEN, LISA L	Date Issued 6/10/2002	Area Code 260	Draft Number 424961674
Claim # 028176443	Claimant LEGEN, LISA L	Date of Loss 5/9/2002	State Code PA	Office Issued At PA-BRIDG-BRN- PAC
				Dollars \$ *****314.00**
				CDS CODE 12PCL

PAY THREE HUNDRED FOURTEEN AND 00/100

In Payment of
#12717, IV SALV CHRGS

Pay
To

SALVAGEDIRECT.COM INC. ONLY*****
MOUNTAIN LAUREL ASSURANCE COMPANY

REP ID :MAI0003
ORG CODE :30700

VOID IF NOT PRESENTED WITHIN 6 MONTHS AFTER DATE OF ISSUE

Policy # 80593750-008	Insured LENGEN, LISA L	Date Issued 7/15/2002	Area Code 253	Draft Number 425360620	56-389 412
Claim # 028176443	Claimant LENGEN, LISA L	Date of Loss 5/9/2002	State Code PA	Office Issued At PA-STCOL-BRN- PAC	

Dollars \$ *****60.00**

PAY SIXTY AND 00/100

In Payment Of FULL AND FINAL SETTLEMENT OF UNINSURED MOTORISTS CLAIM	CDS CODE 12PCL
---	----------------------

MOUNTAIN LAUREL ASSURANCE COMPANY

Pay LISA L LENGEN (ONLY)*****
To RR 1 BOX 361
MORRISDALE PA 16858

REP ID :KLM0010
ORG CODE :30676

SalvageDirect.com, Inc.

116 Caldwell Street
 Titusville, PA 16354
 Phone: (814) 827-0300
 Fax: (814) 827-9724
www.salvagedirect.com

Invoice Date: 6/4/2002
 SDA#: 12717



FIELD CHARGES STATEMENT

Claim #:	028176443	Supplier:	Mary Ann Miller
Loss Type:	Collision		Progressive Casualty Insurance Company
Insured:			State College Office
Owner:	Lisa Lengen		100 Scenery Drive Suite B
			State College, PA 16801
VIN #:	1MEPM6049MH625639	Location:	Burchfield Towing Service
Vehicle:	1991 Mercury Cougar	Pickup:	A J Ross Towing
Color:	Maroon		313 and a half Spruce Street
Mileage:	136,323		Clearfield, PA 16830
Loss Date:	05/09/2002	Pickup Deadline:	05/21/2002
Storage Start Date:	05/09/2002	Pickup Date:	05/21/2002
Assignment Date:	05/16/2002		

FIELD CHARGES PAID BY SALVAGE DIRECT

TOWING	\$89.00
STORAGE	\$130.00
OTHER	\$0.00
TOTAL FIELD CHARGES	\$219.00

SALVAGE DIRECT CHARGES

LOGISTICS -	Vehicle Pickup/Basic Preservation/Unlimited Storage	\$95.00
	None	\$0.00
VEHICLE SERVICES -	None	\$0.00
TOTAL SALVAGE DIRECT CHARGES		\$95.00

CURRENT BALANCE	PAYMENT DUE	\$314.00
------------------------	--------------------	-----------------

SALVAGE PENDING
REP: RLM
OFC: SC

05/13/2002 at 12:32 PM
66120

02-8176443-01

PROGRESSIVE INSURANCE COMPANIES
STATE COLLEGE CLAIMS OFFICE, SUITE B
100 SCENERY DRIVE
STATE COLLEGE, PA 16801
(814) 861-2380 Fax: (814) 235-1821

ESTIMATE OF RECORD

Written by: BETH LONG #150312 05/13/2002 12:32 PM
Adjuster: KLM0010 #

Insured: LISA LENGEN Claim #02-8176443-01
Owner: LISA LENGEN Policy #80593750-008
Address: RR 1 BOX 361 Date of Loss: 05/09/2002 at 09:40 PM
MORRISDALE, PA 16858 Type of Loss: Collision
Other: (814) 345-6728x0000 Point of Impact: 12. Front
Business: (814) 765-8089x0000

Inspect OTHER
Location:

Repair Days to Repair
Facility: License #

1991 MERC COUGAR LS 6-3.8L-FI 2D MAROON Int:
VIN: 1MEPM6049MH625639 Lic: egr2229 PA Prod Date: Odometer: 136323
Air Conditioning Rear Defogger Cruise Control
Intermittent Wipers Tinted Glass Body Side Moldings
Dual Mirrors Clear Coat Paint Metallic Paint
Power Steering Power Brakes Power Windows
Power Locks Power Mirrors AM Radio
FM Radio Stereo Cloth Seats
Bucket Seats Recline/Lounge Seats Automatic Transmission
Deluxe Wheel Covers

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
1#		Unibody Set up & measure	1		2.0		
2#	Rpr	Unibody-			3.0	F	
3		FRONT BUMPER					
N 4*	Repl	USED bumper assy +25%	1	<u>312.50</u>	1.3		3.3
5		GRILLE					
6	Repl	Grille LS	1	137.92		Incl.	
7		FRONT LAMPS					
8**	Repl	A/M Mount panel	1	100.00	1.5		
9**	Repl	A/M RT Headlamp assy	1	177.00	0.6		
10**	Repl	A/M RT Park lamp	1	59.00	0.5		
11**	Repl	A/M LT Park lamp	1	59.00	0.5		
12**	Repl	A/M LT Headlamp assy	1	177.00	0.6		
13		Aim headlamps			0.5		
14		COOLING					
15	Repl	Support	1	156.27	s 6.4	1.0	
16		Refrigerant recovery			m 0.3		

05/13/2002 at 12:32 PM
66120

02-8176443-01

ESTIMATE OF RECORD
1991 MERC COUGAR LS 6-3.8L-FI 2D MAROON Int:

NO.	OP.	DESCRIPTION	QTY	EXT.	PRICE	LABOR	PAINT
17		Evacuate & recharge				m 1.4	
18		Add for AC option				0.4	
19**	Repl	A/M Radiator to 5/92	1	196.84		m Incl.	
20	Repl	Fan	1	44.35		m 0.5	
21*	Repl	Shroud	1	<u>62.33</u>		m Incl.	
22		AIR CONDITIONER & HEATER					
23**	Repl	A/M Condenser	1	134.64		m 1.4	
24		HOOD					
25**	Repl	A/M CAPA Hood	1	423.00		1.5	3.0
26		Overlap Major Adj. Panel					-0.4
27		Add for Underside(Complete)					1.5
28	Repl	Lock to 12/93	1	27.63		0.5	
29	Repl	Lock support	1	16.07		0.3	0.3
30		FENDER					
31*	Repl	USED RT fender assy +25%	1	<u>175.00</u>		2.5	2.8
32		Overlap Major Adj. Panel					-0.4
33		Add for antenna standard				0.5	
34		Refn edges					0.5
35		R&I molding side				0.2	
36		Deduct for Overlap				-0.5	
37*	Rpr	LT Fender				<u>2.0</u>	2.8
38		Overlap Major Adj. Panel					-0.4
39#	Subl	CAR COVER	1	5.00	T		
40#	Subl	HAZARDOUS WASTE DISPOSAL	1	3.00	T		
41#	Repl	SEAM SEALANT	1	12.00	T		
42#	Subl	Corrosion Protection	1	10.00	T		
43		Clear Coat					2.5
44		OTHER CHARGES					
45#		Towing	1	84.00			
46#		Storage	8	80.00			

Subtotals ==> 2452.55 27.9 16.5

Line 4 : LOCATED AT 250 AUTO WRECKER'S. S/W KEITH. 800/334-9811. M/U INC.

Parts		2258.55
Body Labor	24.9 hrs @ \$ 34.00/hr	846.60
Paint Labor	16.5 hrs @ \$ 34.00/hr	561.00
Frame Labor	3.0 hrs @ \$ 34.00/hr	102.00
Paint Supplies	16.8 hrs @ \$ 17.00/hr	285.60
Sublet/Misc.		30.00
Other Charges		164.00
SUBTOTAL		\$ 4247.75
Sales Tax	\$ 4083.75 @ 6.0000%	245.03
TOTAL COST OF REPAIRS		\$ 4492.78

05/13/2002 at 12:32 PM
66120

02-8176443-01

ESTIMATE OF RECORD
1991 MERC COUGAR LS 6-3.8L-FI 2D MAROON Int:

ADJUSTMENTS:	
Deductible	500.00

TOTAL ADJUSTMENTS	\$ 500.00
NET COST OF REPAIRS	\$ 3992.78

Our Promise

The replacement parts written on the estimate are intended to return the property to its pre-loss condition with proper installation. After repair, if any sheetmetal or plastic body part included in this estimate is defective or otherwise fails to meet industry standards for form, fit, finish, durability, functionality or safety, Progressive will arrange and pay for the replacement of the part, including associated repair costs and rental during these repairs, to the extent not covered by another warranty. This commitment applies as long as you own or lease the vehicle. If you have a problem with a replacement part, call Progressive at 1 (800) 274-4641.

KEY TO PARTS ABBREVIATIONS

OEM= A New, Original Equipment Manufacturer Part.

A/M= A New, After-Market; also known as a new, Non-OEM Part.

Used or LKQ= A used/recycled OEM Part.

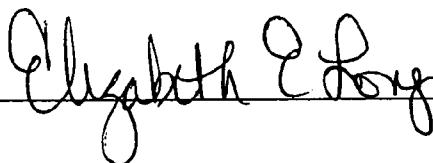
Recond pr Recore= A used OEM Part that has been reconditioned or remanufactured.

Recond = recondition, O/H = overhaul, Repl = Replace, Rpr = Repair,

Refn = Refinish, Sect = Section, R&I = remove and install, Align = Align,

Subl = Sublet, Blnd = Blend.

Appraiser
Signature



This estimate represents an AGREED PRICE based on all known damages at this time. The repairer agrees to complete and guarantee all listed repairs, and all towing and storage charges included in this estimate.

THIS IS NOT AN AUTHORIZATION OF REPAIR.

NO SUPPLEMENTS WITHOUT PRIOR AUTHORIZATION OR REINSPECTION.

Progressive will only be responsible for additional storage or misc. handling charges when warranted up to two days post this appraisal date in both repairable and total loss situations.

Repair Shop Manager's
Signature

028963122
www.03288813

VERIFICATION PAGE

The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities, that he/she is Jennifer Stefanich Subrogation Collector of Progressive Insurance Companies, Plaintiff herein, and that he/she is duly authorized to make this Verification, and that the facts set forth in the foregoing Complaint are true and correct to the best of his/her knowledge, information and belief.

Jennifer Stefanich
(Signature)
Cathie McAdams



TOTAL P.07

CR

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF
LISA LENGEN

Plaintiff

No. 04-499-CD

vs.

PETITION FOR ALTERNATE SERVICE

THOMAS W. RAAB

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Gerianne Hannibal, Esquire
PA I.D. # 66622
William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#03272206

E6K
cc
re/ J. 40 L/ Hannibal
AUG 30 2004

BSA
William A. Shaw
Prothonotary/Clerk of Courts

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the within Petition for Alternate Service was served on the 11 day of August, 2004, by first class, U.S. Mail, postage-prepaid, addressed as follows:

Thomas W Rabb
216 N 2nd Street #308
Phillipsburg, PA 16866



Attorney for Plaintiff

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF
LISA LENGEN

Plaintiff No. 04-499-CD

vs.

THOMAS W. RAAB

Defendant

PLAINTIFF'S PETITION FOR ALTERNATE SERVICE

AND NOW, comes Plaintiff, by counsel, Weltman, Weinberg & Reis Co., L.P.A. and petitions this honorable court to enter an Order allowing service upon Defendant, Thomas W. Rabb , by Certified Mail and by Certificate of Mailing Postal Form 3817, postage prepaid, addressed to 216 N 2nd Street #308, Philipsburg, PA 16866, averring in support of the following:

1. On or about April 12, 2004, Plaintiff filed a Complaint in Civil Action against Defendant to recover the unpaid balance due Plaintiff from Defendant in the amount of \$2,083.67

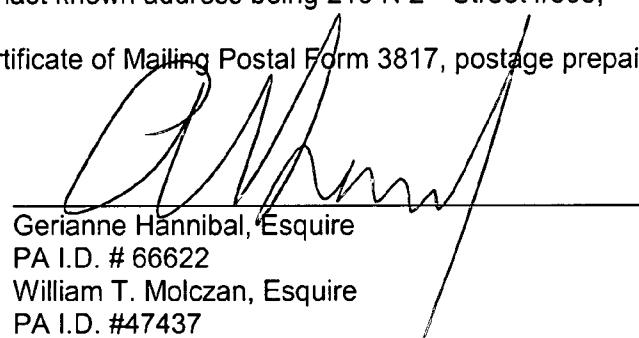
2. When the Sheriff of Centre County, Pennsylvania, attempted to make several attempts of service of Plaintiff's Complaint on Defendant, the Sheriff was unable to do so, indicating that defendant has "no response", as evidenced by the Sheriff's return, a true and correct copy of which is attached hereto, marked Exhibit "1", and made a part hereof.

3. Plaintiff has obtained a copy of the police report indicating that the defendant is residing at 216 N 2nd Street Apt #308, Phillipsburg, PA 16866. Please find a true and correct copy of the police report attached hereto and marked as exhibit "2" .

4. Plaintiff has also obtained correspondence from the defendant's insurance company mailed to the defendant at 216 N 2nd Street #308 Phillipsburg, PA 16866. Please find a true and correct copy of the correspondence attached hereto and marked as Exhibit "3".

5. Based upon the foregoing, Plaintiff believes and therefore avers that Defendant, Thomas W. Rabb , is attempting to avoid service of process in the above-captioned matter and Plaintiff therefore seeks an Order of Court, pursuant to Pennsylvania Rule of Civil Procedure 430, granting Plaintiff leave to serve its Complaint on Defendant by alternative means.

WHEREFORE, Plaintiff respectfully requests this Honorable Court permit Plaintiff to serve Defendant, Thomas W. Rabb , with the Complaint in Civil Action by permitting the Plaintiff to mail a copy of the Complaint in Civil Action to Defendant at his last known address being 216 N 2nd Street #308, Phillipsburg, PA 16866 by Certified Mail and by Certificate of Mailing Postal Form 3817, postage prepaid.



Gerianne Hannibal, Esquire
PA I.D. # 66622
William T. Molczan, Esquire
PA I.D. #47437
Weltman, Weinberg & Reis Co., L.P.A.
2718 Koppers Building
436 7th Avenue
Pittsburgh, PA 15219
(412) 434-7955

SHERIFF'S OFFICE

CENTRE COUNTY

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

457

10/32

OPY

SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN

INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. Please type or print legibly. Do not detach any copies.

1. Plaintiff(s)

Progressive Casualty, Inc Co.

2. Case Number

04-499-CD

3. Defendant(s)

Thomas W Raab

4. Type of Writ or Complaint:

Complaint

SERVE

→
AT

5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levyed, Attached or Sold.

Thomas W Raab

6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code)

216 N. 2nd Street #308 Philipsburg, PA 16866

7. Indicate unusual service: Reg Mail Certified Mail Deputy Post Other

Now, 20 I SHERIFF OF CENTRE COUNTY, PA., do hereby depose the Sheriff of County to execute this Writ and make return thereof according to law. This deputation

being made at the request and risk of the plaintiff.

Sheriff of Centre County

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE

NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN – Any deputy sheriff levying upon or attaching any property under writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.

9. Print/Type Name and Address of Attorney/Originator

10. Telephone Number

11. Date

12. Signature

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE

13. I acknowledge receipt of the writ or complaint as indicated above.

SIGNATURE of Authorized CCSD Deputy of Clerk and Title

14. Date Filed

15. Expiration/Hearing Date

TO BE COMPLETED BY SHERIFF

16. Served and made known to _____, on the _____ day of _____,

20 _____, at _____ o'clock, _____ m., at _____, County of Centre

Commonwealth of Pennsylvania, in the manner described below:

Defendant(s) personally served.

Adult family member with whom said Defendant(s) resides(s). Relationship is _____

Adult in charge of Defendant's residence.

Manager/Clerk of place of lodging in which Defendant(s) resides(s).

Agent or person in charge of Defendant's office or usual place of business.

_____ and officer of said Defendant company.

Other _____

On the 7 day of May, 2004, at 9:00 o'clock, AM.

Defendant not found because:

Moved Unknown No Answer Vacant Other _____

Remarks: NO FORWARDING ADDRESS

Advance Costs	Docket	Service	Sur Charge	Affidavit	Mileage	Postage	Misc.	Total Costs	Costs Due or Refund
<u>75.00</u>	<u>9.00</u>	<u>5.00</u>	<u>—</u>	<u>2.50</u>	<u>42.00</u>	<u>.50</u>	<u>2.00</u>	<u>61.00</u>	<u>14.00</u>

17. AFFIRMED and subscribed to before me this 21

So Answer.

18. Signature of Dep. Sheriff

19. Date

5-7-04

20. day of July 2004

21. Signature of Sheriff

22. Date

23. Corinne Peters

SHERIFF OF CENTRE COUNTY

Notary Public
Notarial Seal
Corinne Peters, Notary Public
Bellefonte Boro, Centre County
My Commission Expires Sept. 5, 2005

EXHIBIT

Amount Pd.

Page

24. I acknowledge receipt of the Sheriff's RETURN SIGNATURE
OF AUTHORIZED ATTORNEY OR NOTARY

25. Date Received

**COMMONWEALTH OF PENNSYLVANIA
POLICE CRASH REPORTING FORM**

AA 45 3 1

Page: 003

Cash Number

P0329894

**POLICE
CRIMINAL COMPLAINT
CRIMINAL COMPLAINT
COMMONWEALTH OF PENNSYLVANIA**

DEFENDANT'S NAME		NAME AND ADDRESS	
Thomas William RAAB		2nd St., Phillips Place, Apt 308 Philipsburg, PA 16866 (814) 343-4993	
Defendant's Social Security Number		Defendant's S/S#	
205-64-8593		Defendant's Driver's License Number	
REGISTRATION STICKER MMTTT 05/02	STATE	NONE	
		LICENCISS CODE 260	

District Attorney's Office Approved Disapproved because:
(The district attorney may require that the complaint, arrest warrant affidavit, or both be approved by the attorney for the Commonwealth prior to filing.
Pa.R.C.P. 107) A

1. Tpr. Jeffery L. FENTON / 4004 (Name of Affiant - Please Print Name) (Officer Designate Name) _____
 of _____
 to _____
 do hereby state: (Check the appropriate box)
 1. I accuse the above named defendant who lives at the address set forth above
 I accuse the defendant whose name is unknown to me but who is described as
 I accuse the defendant whose name and popular designation or nickname is unknown to me but whom I have
 therefore designated as John Doe
 with violating the penal laws of the Commonwealth of Pennsylvania at _____ Yet., _____
 SR 0322: Approx. 20 East of Zimmerman Road: Bradford Twp., Village of Mineral Springs,
 in CLEARFIELD County on or about 05/09/02 at approx 2137hrs.

Participants: If there were participants, place their names here, repeating the name of the above defendant)

Thomas William RAABE, the defendant, is charged with the offense of attempting to commit a robbery and/or to obtain a weapon of mass to threaten the life of a person, and the offense of attempting to commit a robbery and/or to obtain a weapon of mass to threaten the life of a person.

2. The acts committed by the accused were:
(Set forth a summary of the facts sufficient to advise the defendant of the nature of the offense charged. A citation to the statute allegedly violated, without more, is not sufficient; in a summary case, you must cite the specific section and subsection of the statute or ordinance allegedly violated.)

1. ACCIDENTS INVOLVING DEATH OR PERSONAL INJURY WHILE NOT PROPERLY LICENSED: PA VEHICLE CODE 3742.1 (a) In that the above named defendant did on or about the above mentioned date, time and location, being the driver of a vehicle involved in an accident resulting in injury or death of any person, is required to immediately stop the vehicle at the scene of the accident or as close thereto as possible but shall then forthwith return to and in every event shall remain at the scene of the accident until he/she has fulfilled the requirements of section 3744. The defendant did the above mentioned acts while not currently having a valid operator's license. (M2)

State Farm Insurance Companies®



State College Service Center
363 Rolling Ridge Drive
State College, PA 16801-7676

May 22, 2002

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

MR THOMAS RAAB
PHILIPS PLACE APT 308
SECOND ST
PHILIPSBURG PA 16866

RE: Our Claim #: 38-J935-101
Date of Loss: May 9, 2002
Our Insured: David Smeal



38-J935-101 1F

Dear Mr. Raab:

Please be advised that State Farm Mutual Automobile Insurance Company denies coverage to you under policy number 6436-733-38P for an accident which occurred on May 9, 2002, in which you were operating the described 1977 Chevrolet Nova, owned by David and Nancy Smeal.

This disclaimer and denial of coverage to you is asserted because our company investigation reveals that you were operating the 1977 Chevrolet Nova without the implied or expressed permission of our insureds, Nancy and David Smeal. According to our policy, an insured is defined under **SECTION I - LIABILITY • COVERAGE A** as:

When we refer to your car... an insured means:

1. you;
2. your spouse;
3. the relatives of the first person named in the Declarations; and
4. any other person while using such a car if its use is within the scope of consent of you or your spouse...

EXHIBIT

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF
LISA LENGEN
Plaintiff

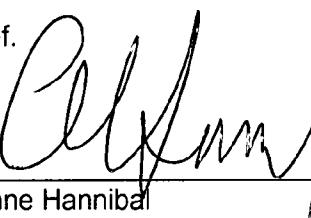
No. 04-499-CD

vs.

THOMAS W. RAAB
Defendant

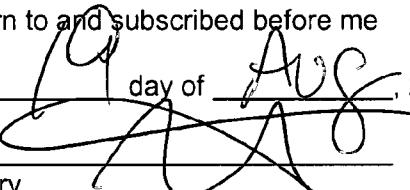
AFFIDAVIT

Before me, the undersigned authority, personally appeared Gerianne Hannibal being duly sworn according to law deposes and says that she is an attorney for the Plaintiff, authorized to make this Affidavit; that she, and not the Plaintiff makes this affidavit because she and not the Plaintiff has first hand knowledge of the facts set forth in the foregoing Petition for Alternate Service which are true and correct to the best of her knowledge, information and belief.



Gerianne Hannibal
Attorney for Plaintiff

Sworn to and subscribed before me
this 10 day of Aug, 2004.



Notary



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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF
LISA LENGEN

Plaintiff

No. 04-499-CD

vs.

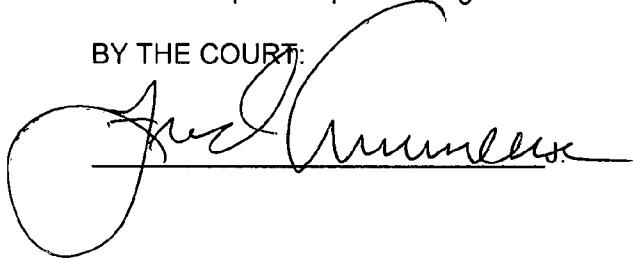
THOMAS W. RAAB
Defendant

ORDER OF COURT

AND NOW, to-wit, this 31st day of August, 2004, upon

consideration of the foregoing Motion for Service of the Complaint in Civil Action Pursuant to Special Order of Court and attached supporting affidavit, it is hereby ORDERED, ADJUDGED AND DECREED, that the service of the Complaint in Civil Action may be made on Defendant, Thomas W. Rabb , by permitting the Plaintiff to mail a copy of the Complaint in Civil Action to the Defendant at his last known address being 216 N 2nd Street #308, Philipsburg, PA 16866 by Certified Mail and by Certificate of Mailing Postal Form 3817, postage prepaid. Service to be completed upon mailing.

BY THE COURT:



WWR#03272206

FILED
012:47 AM
AUG 31 2004

William A. Shaw
Prothonotary/Clerk of Courts
1 CC Atty Hannibal

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF
LISA LENGEN

Plaintiff

No. 04-499-CD

vs.

PRAECLPICE TO REINSTATE COMPLAINT

THOMAS W. RAAB

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, Esquire

PA. I.D. # 42542

William T. Molczan, Esquire

PA I.D. #47437

WELTMAN, WEINBERG & REIS, CO., L.P.A.

2718 Koppers Building

436 Seventh Avenue

Pittsburgh, PA 15219

(412) 434-7955

WWR#03272206

FILED Atty pd. 7:00
m/2/2004 i Compl. Reinstated
OCT 25 2004 to Atty

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF
LISA LENGEN

Plaintiff

vs.

Civil Action No. 04-499-CD

THOMAS W. RAAB

Defendant

PRAECIPE TO REINSTATE COMPLAINT

Kindly reinstate the Complaint. in the above captioned matter.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: _____
James C. Warmbrodt, Esquire

PA I.D. #42542

WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR #03272206

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF LISA LENGEN

Plaintiff No. 04-499 CD

vs.

AFFIDAVIT OF SERVICE OF COMPLAINT

THOMAS W. RAAB

Defendant FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C Warmbrodt, Esquire
PA I.D # 42542

William T. Molczan, Esquire
PA. I.D.#47437

WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#03272206

FILED *ewk*
M 1-4-08 BY *ice tolley*.

NOV 15 2008

WARMAN
Progressive

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF LISA LENGEN

Plaintiff No. 04-499 CD

vs.

THOMAS W. RAAB

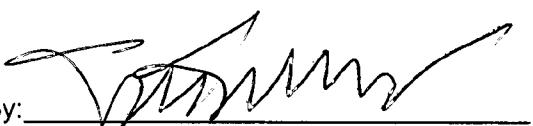
Defendant

AFFIDAVIT OF SERVICE OF COMPLAINT

Before me, the undersigned authority, personally appeared James C Warmbrodt, Esquire, who, being duly sworn according to law, deposes and says that on November 3, 2004, he did cause to be sent to Defendant, Thomas Raab, Plaintiff's Complaint by Certificate of Mailing Postal Form 3817 and on November 3, 2004, he did cause to be sent to Defendant, Thomas Raab, Plaintiff's Complaint by Certified Mail, Return Receipt requested, directed to the Defendant at his last known address of 1017 Hall Street Apt D , Philipsburg, PA 16866. True and correct copy of Plaintiff's Certificate of Mailing PS Form 3817 is attached hereto, marked as Exhibit "1" and made a part hereof. Furthermore, true and correct copy of Plaintiff's Receipt for Certified Mail is attached hereto, marked also as Exhibit "1" and made a part hereof.

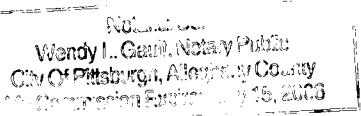
As the Order of Court states, service is deemed to be perfected as of November 3, 2004, the date of mailing.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
James C. Warmbrodt, Esquire
PA I.D. #42524
William T. Molczan, Esquire
PA. I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#03272206

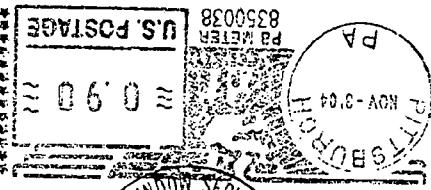
Sworn to and subscribed
before me this 11
day of Nov, 2004.



U.S. POSTAL SERVICE		CERTIFICATE OF MAILING	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT PROVIDE FOR INSURANCE. POSTMASTER			
Received by William, Whilberg & Fields Co., Inc. 2710 Koppers Bldg. 696 1/2 Avenue Pittsburgh, PA 15219 (412) 232-7755		1017 Grant St. St. J.A. NOV 3 PITTSBURGH 2004 USPS	
One piece of ordinary mail addressed to: <u>Thomas Radl</u> <u>1017 Grant St. St. J.A.</u> <u>Pittsburgh, PA 15219</u>			

One piece of ordinary mail addressed to:

Thomas Radl
1017 Grant St. St. J.A.
Pittsburgh, PA 15219



EXHIBIT

2002 3250 0000 3646 9646 3646 0000 2002

U.S. Postal Service™		CERTIFIED MAIL™ RECEIPT	
(Domestic Mail Only; No Insurance Coverage Provided)			
For delivery information visit our website at www.usps.com			
OFFICIAL USE			

Postage	\$.83
Certified Fee	2.30
Return Recipient Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.88

Sent To

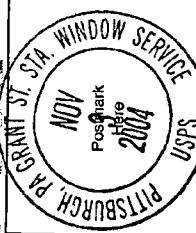
Thomas Radl
1017 Grant St. St. J.A.
Pittsburgh, PA 15219

Side B

PS Form 3800, June 2002

Side A

Reverse for Instructions



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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, SUBROGEE OF LISA LENGEN,

Plaintiff

vs.

Civil Action No. 04-499 CD

THOMAS W. RAAB,

Defendant

NOTICE OF JUDGMENT OR ORDER

TO: Plaintiff
 Defendant
 Garnishee

You are hereby notified that the
following Order or Judgment was
entered against you on

12-21-04

Judgment in the amount
of \$2,083.67 plus costs.

Trespass Judgment in the amount
of \$_____ plus costs.

If not satisfied within sixty (60) days, your motor vehicle
operator's license and/or registration will be suspended by the
Department of Transportation, Bureau of Traffic Safety,
Harrisburg, PA.

Entry of Judgment of
 Court Order
 Non-Pros
 Confession
 Default
 Verdict
 Arbitration
Award

Prothonotary

By: Curry

PROTHONOTARY (OR DEPUTY)

THOMAS RAAB
1017 HALL STREET APT D
PHILIPSBURG, PA 16866

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED SHALL BE
USED FOR THAT PURPOSE.

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, SUBROGEE OF LISA LENGEN,

Plaintiff No. 04-499 CD

vs. PRAECIPE FOR DEFAULT JUDGMENT

THOMAS W. RAAB,

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

WILLIAM T. MOLCZAN, ESQUIRE
PA I.D.#47437
Weltman, Weinberg & Reis Co., L.P.A.
2718 Koppers Bldg.
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#03272206
Judgment Amount 2,083.67

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED SHALL BE
USED FOR THAT PURPOSE.

FILED

DEC 21 2004
m/ 8: 40/ m *(Fw)*
William A. Shaw
Prothonotary
CERT & NOTICE TO DEF.
STATEMENT TO ATTY.

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION
PROGRESSIVE CASUALTY INSURANCE
COMPANY, SUBROGEE OF LISA LENGEN,

Plaintiff

vs.

Civil Action No. 04-499 CD

THOMAS W. RAAB,

Defendant

PRAECIPE FOR DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Kindly enter Judgment against the Defendant, Thomas W. Raab, above named, in the default of an Answer, in the amount of \$2,083.67, plus costs, computed as follows:

Amount claimed in Complaint	\$2,083.67
Interest from the date of Judgment at the legal interest rate of 6% per annum	
TOTAL	\$2,083.67
Plus Court Costs	

I hereby certify that appropriate Notice of Default, as attached has been mailed in accordance with PA R.C.P. 237.1 on the date indicated on the Notice.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
WILLIAM T. MOLCZAN, ESQUIRE
PA I.D.#47437
Weltman, Weinberg & Reis Co., L.P.A.
2718 Koppers Bldg.
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#03272206

Plaintiff's address is:

c/o Weltman, Weinberg & Reis Co., L.P.A., 2718 Koppers Building, 436 7th Avenue, Pittsburgh, PA 15219
And that the last known address of the Defendant is: 1017 HALL STREET APT D, PHILIPSBURG, PA
16866

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, AS SUBROGEE OF LISA LENGEN

Plaintiff

vs.

Civil Action No. 04-499 CD

THOMAS W. RAAB

Defendant

IMPORTANT NOTICE

TO: Thomas W. Raab
1017 Hall Street Apt D
Philipsburg, PA 16866

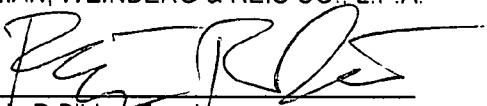
Date of Notice: Nov 29, 2004

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

CLEARFIELD COUNTY

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext. 1300-1301

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
Benjamin R. Bible, Esquire
PA I.D. #93598

WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR #03272206

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

PROGRESSIVE CASUALTY INSURANCE
COMPANY, SUBROGEE OF LISA LENGEN,

Case no: 04-499 CD

Plaintiff
vs.
NON-MILITARY AFFIDAVIT

THOMAS W. RAAB,

Defendant

The undersigned, who first being duly sworn, according to law, deposes and states as follows:

That he/she is the duly authorized agent of the Plaintiff in the
within matter.

Affiant further states that the within Affidavit is made pursuant to and in accordance with the
Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. App. § 521.

Affiant further states that based upon investigation it is the affiant's belief that the Defendant,
THOMAS W. RAAB, is not in the military service.

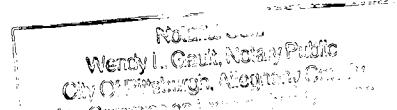
Affiant further states that this belief is supported by the attached certificate from the Defense
Manpower Data Center (DMDC), which states that the Defendant, THOMAS W. RAAB, is not in the
military service.

Further Affiant sayeth naught.

Wendy L. Gault
AFFIANT

SWORN TO AND SUBSCRIBED in my presence this 15 day
of Dec 01

Wendy L. Gault
NOTARY PUBLIC



This law firm is a debt collector attempting to collect this debt for our client and any information obtained
will be used for that purpose.

William A. Shaw
Prothonotary
DEC 21 2004
FILED

FILED

Jul 14 2006

William A. Shaw
Prothonotary/Clerk of Courts

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

PROGRESSIVE INSURANCE CO.

Plaintiff

No. 0000004-499CD

vs.

**PRAECIPE FOR WRIT OF EXECUTION
(BANK ATTACHMENT ONLY)**

THOMAS RAAB

Defendant(s)

MANUFACTURERS AND TRADERS TRUST CO

Garnishee(s)

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James P. Valecko, Esquire
PA I.D. #79596
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 7th Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955

FILED 02/14/2014
M 10:15AM
FEB 14 2014
6CC & Lownes
to Shff
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

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

PROGRESSIVE INSURANCE CO.
Plaintiff

vs.

Civil Action No. 0000004-499CD

THOMAS RAAB
Defendant(s)

MANUFACTURERS AND TRADERS TRUST CO
Garnishee(s)

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Kindly issue a Writ of Execution in the above matter...

1.	directed to the Sheriff of CLEARFIELD County:
2.	against THOMAS RAAB , Defendant
3.	against MANUFACTURERS AND TRADERS TRUST CO, , , Garnishee
4.	Judgment Amount \$ \$2,083.67

Less payments/credits received	\$	\$63.00
--------------------------------	----	---------

Interest	\$	\$1,137.17
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Costs	\$	
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SUBTOTAL:	\$	\$3,157.84
------------------	----	-------------------

Costs (to be added by Prothonotary):	\$	_____
--------------------------------------	----	-------

WELTMAN, WEINBERG & REIS CO., L.P.A.

By:  _____

James P. Valecko, Esquire

PA I.D. #79596

WELTMAN, WEINBERG & REIS CO., L.P.A.

436 7th Avenue, Suite 1400

Pittsburgh, PA 15219

(412) 434-7955

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

PROGRESSIVE INSURANCE CO.

Plaintiff

vs.

Civil Action No. 0000004-499CD

THOMAS RAAB

Defendant(s)

MANUFACTURERS AND TRADERS TRUST CO

Garnishee(s)

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against: THOMAS RAAB Defendant(s); You are also directed to attach the property of the defendant not levied upon in the possession of MANUFACTURERS AND TRADERS TRUST CO; , AS GARNISHEE, 146 SPRING ST HOUTZDALE, PA 16651; ; and to notify the garnishee that:

- a. An attachment has been issued;
- b. Except as provided in paragraph (c), the garnishee is enjoined from paying any debt to or for the account of the defendant and from delivering any property of the defendant or otherwise disposing thereof;
- c. The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - i. In which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law, or (i) the first \$10,000.00 of each of the account of the defendant (s) with a bank or other financial institution containing any funds which are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law
 - ii. Each account of the defendant(s) with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law
 - iii. Any funds in an account of the defendant (s) with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law

(2) If property of the defendant 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] such other person that he or she has been added as a garnishee and is enjoined as above stated

Amount due \$ \$3,157.84

Costs to be added..... \$ _____

Prothonotary costs \$135.00

Prothonotary

Dirk. Spale

DATED: February 14, 2014

Deputy

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

PROGRESSIVE INSURANCE CO.

Plaintiff

vs.

Civil Action No. 0000004-499CD

THOMAS RAAB
Defendant(s)

MANUFACTURERS AND TRADERS TRUST CO
Garnishee(s)

WRIT OF EXECUTION
NOTICE

This paper is a "Writ of Execution". It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken and sold by the Sheriff to satisfy your debts. **SUCH PROPERTY IS SAID TO BE EXEMPT**. No matter what you may owe, there is a **DEBTOR'S EXEMPTION** established by law. This means that no matter what happens, the Sheriff must give you from the sale at least \$300.00 in cash or property. There are also other exemptions which may be applicable to you. Listed below is a summary of some of the major exemptions. You may have other exemptions or other rights. If you have an exemption, you should do the following promptly:

- (1) Complete the claim form on the opposite side and demand a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court when and where you are told to appear ready to explain your exemption. **IF YOU DO NOT COME TO COURT AND PROVE YOUR EXEMPTION, YOU MAY LOSE SOME OF YOUR PROPERTY.**

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
SECOND & MARKET STREETS
CLEARFIELD, PA 16830
(814) 765-2641, ext. 50-51

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 exemptions set by law.
2. All wearing apparel used by yourself and all family members.
3. Bibles, school books, sewing machines, uniforms & equipment.
4. Tools of your trade such as carpenter's tools.
5. Most wages & unemployment benefits.
6. Social Security benefits, certain retirement funds and accounts.
7. Certain veteran & armed forces benefits.
8. Certain insurance proceeds.
9. Such other exemptions as may be provided by law.

CLAIM FOR EXEMPTION

TO THE SHERIFF:

I, the above-named defendant, claim exemption of property from levy or attachment:

(1) FROM MY PERSONAL PROPERTY IN MY POSSESSION WHICH HAS BEEN LEVIED UPON,

(a) I desire that my statutory \$300.00 exemption be:
 (1) set aside in kind (specify property, to be set aside in kind):

(b) (2) paid in cash following the sale of the property levied upon; or
I claim the following exemption: (specify property and basis of exemption):

(2) FROM MY PROPERTY WHICH IS IN THE POSSESSION OF A THIRD PARTY, I CLAIM THE FOLLOWING EXEMPTIONS:

(a) my \$300.00 statutory exemption: in cash in kind
(specify property):

(b) Social Security benefits on deposit in the amount of \$
(c) Other (specify amount & basis for exemption):

I request a prompt court hearing to determine the exemption.

Notice of hearing should be given me at the following:

ADDRESS: _____ TELEPHONE NUMBER: _____

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 P.A. C.S. § 4904 relating to unsworn falsification to authorities:

Date: _____ Defendant: _____

THIS CLAIM TO BE FILED WITH:

Office of the Sheriff of Clearfield County
Courthouse
1 N Second Street
Clearfield, PA 16830
Telephone Number: (814) 765-2641 ext

Note: Under paragraphs (1) and (2) of the Writ, a description of specific property to be levied upon or attached may be set forth in the Writ or included in a separate direction to the Sheriff.

Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided.

Under paragraph (3) of the writ, the Sheriff may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible personal property, see Rule 3108(a) (b). Each court shall, by local rule, designate the officer, organization or person to be named in the notice.

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

PROGRESSIVE INSURANCE CO.

Plaintiff

vs.

Civil Action No. 0000004-499CD

THOMAS RAAB

Defendant(s)

MANUFACTURERS AND TRADERS TRUST CO

Garnishee(s)

INTERROGATORIES IN ATTACHMENT

FILED ON BEHALF OF:

Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James P. Valecko, Esquire
PA I.D. #79596
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 7th Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955

3cc Shff.
m/10/5cm
S FEB 14 2014
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

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

PROGRESSIVE INSURANCE CO.

Plaintiff

vs.

Civil Action No. 0000004-499CD

THOMAS RAAB

Defendant(s)

MANUFACTURERS AND TRADERS TRUST CO

Garnishee(s)

TO: MANUFACTURERS AND TRADERS TRUST CO, 146 SPRING ST, HOUTZDALE, PA 16651

RE: THOMAS RAAB, 1017 HALL STREET APT D, PHILIPSBURG, PA 16866

Suggested Reference No.: XXX-XX-9593
 XXX-XX-

IMPORTANT NOTICES TO GARNISHEE!

A. You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in Judgment against you.

B. Herein, the word "defendant" means any one or more of the defendants against whom the writ of Execution is issued.

C. While service of Writ upon the Garnishee attaches all property of the Defendant subject to attachment which is then in the hands of the garnishee, it also attaches all property of the defendant which comes into the Garnishee's possession thereafter, until Judgment is entered against the Garnishee. For example, the resultant liability of a Garnishee-Bank would not be measured by the balance in the debtor's account, either at the time of service of the Writ or at the time of Judgment against the Garnishee, but rather by the amounts deposited and withdrawn during the intervening period.

INTERROGATORIES IN ATTACHMENT

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to him on any negotiable or other written instrument, or did he claim that you owed him any money or were liable to him for any reason (including funds on deposit for checking or savings accounts and certificates of deposit)?

1a. If the answer to Interrogatory 1 is in the affirmative, state the following: the amount of money you owe or owed to defendant, and, if such money is in the form of a fund, the present location thereof; the terms, face amount and amount you owe or owed to defendant on each of such negotiable or other written instruments and the present location of each of such instruments; the amount or amounts that defendant claims or claimed that you owe or owed to him; and the nature and amount of each of such liabilities.

2. At the time you were served or at any subsequent time was there in your possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your directions or consent and if so what was the consideration thereof?

6. At any time after you were served did you pay, transfer, or deliver any money or property to the defendant or to any person or place pursuant to his direction or otherwise discharge any claim of the defendant against you?

7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, Identify each account and state the reason for the exemption, the amount being withheld under each exemption and the amount of funds in each account, and the entity electronically depositing those funds on a recurring basis.

8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

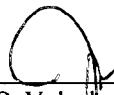
9. If the answer to Interrogatory 1 is in the affirmative, state the date the sheriff served these interrogatories on this institution.

10. If the answer to Interrogatory 1 is in the affirmative, state the date the written instrument, checking or savings account, certificate of deposit, or other funds were frozen, restricted, or otherwise put on hold by this institution.

11. If the response to Interrogatory 7 is in the affirmative, are other funds comingled in the account which are not deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law?

12. If the response to Interrogatory 11 is in the affirmative, state the amount of non-exempt funds on deposit in the account.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 

James P. Valecko, Esquire

PA I.D. #79596

WELTMAN, WEINBERG & REIS CO., L.P.A.

436 7th Avenue, Suite 1400

Pittsburgh, PA 15219

(412) 434-7955

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is _____
(Name)

_____ of _____, garnishee herein,
(Title) (Company)

that he/she is duly authorized to make this verification, and that the facts set forth in the foregoing

Answers to Interrogatories are true and correct to the best of his/her knowledge, information and belief.

(SIGNATURE)

To Deputy 2/18/14

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 2004-499-CD

PROGRESSIVE INSURANCE CO.

vs

THOMAS RAAB

TO: MANUFACTURERS AND TRADERS TRUST CO., Garnishee
WRIT OF EXECUTION, INTERROGATORIES

RUSH

SERVE BY: 05/15/2014

HEARING:

PAGE: 111541

SERVICE # 1 OF 2

(LG)

FILED

FEB 25 2014
01/10:47/16

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

DEFENDANT: MANUFACTURERS AND TRADERS TRUST CO., Garnishee
ADDRESS: 146 SPRING ST.
HOOTZDALE, PA 16651

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

SHERIFF'S RETURN

NOW 2-21-14 AT 11:05 AM / PM SERVED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES ON MANUFACTURERS AND TRADERS TRUST CO., Garnishee,
DEFENDANT

BY HANDING TO CARRISSA TRUMP TELLER

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS
THEREOF.

ADDRESS SERVED

() Residence

146 SPRING ST Hootzdale

(X) Employment () Sheriff's Office () Other

NOW _____ AT _____ AM / PM POSTED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES FOR MANUFACTURERS AND TRADERS TRUST CO., Garnishee

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO MANUFACTURERS AND TRADERS TRUST CO., Garnishee

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

DAY OF _____ 2014

So Answers: WESLEY B THURSTON, SHERIFF

BY:

George F. Detham
Deputy Signature

GEORGE F. DETHAM
Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Dkt Pg. 111541

2 of 2

PROGRESSIVE INSURANCE CO.

NO. 2004-499-CD

vs

THOMAS RAAB

WRIT OF EXECUTION/
INTERROGATORIES TO
GARNISHEE

TO: MANUFACTURERS AND TRADERS TRUST CO.,
Garnishee

SHERIFF'S RETURN

NOW FEBRUARY 24, 2014 MAILED THE WITHIN:

PRAECIPE, WRIT, WRIT NOTICE, CLAIM FOR EXEMPTION & INTERROGATORIES

TO: THOMAS RAAB, DEFENDANT

AT: 1017 HALL STREET, APT D, PHILIPSBURG, PA 16866

IN THE S.A.S.E.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 111541
NO: 2004-499-CD
SERVICES 2
WRIT OF EXECUTION, INTERROGATORIES

PLAINTIFF: PROGRESSIVE INSURANCE CO.

vs.

DEFENDANT: THOMAS RAAB
TO: MANUFACTURERS AND TRADERS TRUST CO., Garnishee

SHERIFF RETURN

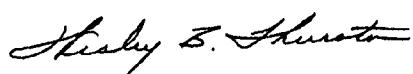
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	11478182	20.00
SHERIFF THURSTON	WELTMAN	11478182	44.16

Sworn to Before Me This

____ Day of _____ 2014

So Answers,



WESLEY B. THURSTON
Sheriff

WELTMAN, WEINBERG & REIS CO., L.P.A.

BY: Matthew D. Urban, Esquire
I.D. No.90963
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
Phone: 412.434.7955
Fax: 412.434.7959
File # 3272206

Attorney for Plaintiff(s)

PROGRESSIVE INSURANCE CO

**CLEARFIELD County
Court of Common Pleas**

vs.

THOMAS RAAB

2004
NO. 4-499 CD

and

MANUFACTURERS AND TRADERS TRUST CO

Garnishee(s)

PRAECIPE TO DISCONTINUE ATTACHMENT EXECUTION

TO THE PROTHONOTARY:

Kindly mark the above matter discontinued and ended as to Garnishee(s),

MANUFACTURERS AND TRADERS TRUST CO, only.

WELTMAN, WEINBERG & REIS CO., L.P.A

By 

Matthew D. Urban, Esquire
Attorney for Plaintiff

FILED 1CC Atty
M 18.30m Urban
S MAR 07 2014
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS


WELTMAN, WEINBERG & REIS, CO., L.P.A.
BY: Michael J. Dougherty, 76046
I.D. No. 76046
436 7th Ave Ste 2500
Pittsburgh PA 15219-1842
(412) 434-7955
FAX: 412-434-7959
File # 03272206 C Y Pit LMS

Attorney for Plaintiff(s)

ct

PROGRESSIVE INSURANCE CO.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY

vs.

THOMAS RAAB

CASE NO. 2004-499-CD

PRAECIPE TO SATISFY

FILED ICC
m110:40am1AR ATTY
NOV 16 2017 Dougherty
S BRIAN K. SPENCER AP
PROTHONOTARY, CLERK OF COURT

TO THE PROTHONOTARY:

Kindly mark the case and judgment entered against Defendant
THOMAS RAAB as satisfied.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By _____
Michael J. Dougherty
Attorney for Plaintiff