

COURT OF COMMON PLEAS
CLEARFIELD PA
JUDICIAL DISTRICT

FROM

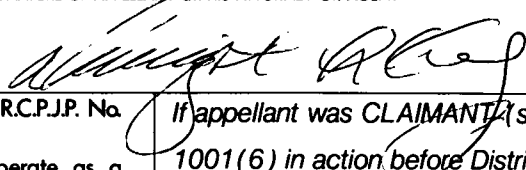
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

04-628-CD

NOTICE OF APPEAL

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

NAME OF APPELLANT Kephart Trucking Co.		MAG. DIST. NO. OR NAME OF D.J. 46-3-03 D.J. Rudella	
ADDRESS OF APPELLANT P. O. Box 386		CITY Bigler	STATE PA
		ZIP CODE 16825	
DATE OF JUDGMENT 04/12/04	IN THE CASE OF (Plaintiff) Coco Trucking/Peter C. Tangredi		
		(Defendant) Kephart Trucking Co., et al.	
CLAIM NO. CV 0000101-04 LT		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 	
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p>_____ Signature of Prothonotary or Deputy</p>		<p>If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.</p>	


PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

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

PRAECIPE: To Prothonotary

Enter rule upon Coco Trucking/Peter C. Tangredi, appellee(s), to file a complaint in this appeal
Name of appellee(s)

(Common Pleas No. 04-628-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.


Signature of appellant or his attorney or agent

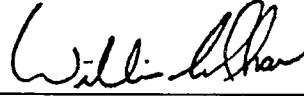
RULE: To Coco Trucking/Peter C. Tangredi, appellee(s).
Name of appellee(s)

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

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

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

Date: 5-5 2004



Signature of Prothonotary or Deputy

6 3:08 PM Pd 851.00
copy to atty
MAY 05 2004

William J. Shaw
Prothonotary
COURT FILE TO BE FILED WITH PROTHONOTARY

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

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____; SS

AFFIDAVIT: I hereby swear or affirm that I served

- ☐ a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on
(date of service) _____, ☐ by personal service ☐ by (certified) (registered) mail, sender's
receipt attached hereto, and upon the appellee, (name) _____, on
_____, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.
- ☐ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom
the Rule was addressed on _____, ☐ by personal service ☐ by (certified) (registered)
mail, sender's receipt attached hereto.

SWORN (AFFIRMED), AND SUBSCRIBED BEFORE ME

THIS _____ DAY OF _____

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

Mag. Dist. No. **46-3-03**
Do Name: Hon. **MICHAEL A. RUDELLA**
Address: **131 ROLLING STONE ROAD**
P.O. BOX 210
KYLERTOWN, PA
Telephone: **(814) 345-6789** **16847-0444**

PLAINTIFF: **COCO TRUCKING/ PETER C. TANGREDI**
NAME and ADDRESS
5189 BUSINESS RT.220
BEDFORD, PA 15522

VS.
DEFENDANT: **KEPHART TRUCKING CO, ET AL.**
NAME and ADDRESS
P O BOX 386
BIGLER, PA 16825

KEPHART TRUCKING CO
P O BOX 386
BIGLER, PA 16825

Docket No.: **CV-0000101-04**
Date Filed: **3/22/04**



04-628-LD

THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF**

☒ Judgment was entered for: (Name) **COCO TRUCKING/ PETER C. TANGRE**

☒ Judgment was entered against: (Name) **KEPHART TRUCKING CO**

in the amount of \$ **4,064.00** on: (Date of Judgment) **4/12/04**

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

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

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

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

Amount of Judgment	\$ <u>3,976.00</u>
Judgment Costs	\$ <u>88.00</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ <u>4,064.00</u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
	=====
Certified Judgment Total	\$ _____

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

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

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

4-12-04 Date *MA Rudella* District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.
____ Date _____ District Justice

My commission expires first Monday of January, 2006.

SEAL

COURT OF COMMON PLEAS

FROM

JUDICIAL DISTRICT

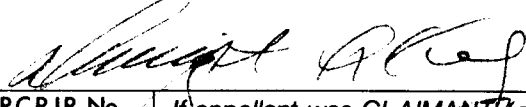
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

04-628-CD

NOTICE OF APPEAL

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

NAME OF APPELLANT Kephart Trucking Co.		MAG. DIST. NO. OR NAME OF D.J. 46-3-03 D.J. Rudella	
ADDRESS OF APPELLANT P. O. Box 386		CITY Bigler	STATE PA
		ZIP CODE 16825	
DATE OF JUDGMENT 04/12/04	IN THE CASE OF (Plaintiff) Coco Trucking/Peter C. Tangredi		
		(Defendant) Kephart Trucking Co., et al.	
CLAIM NO. CV 0000101-04 LT	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 		
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p>_____ Signature of Prothonotary or Deputy</p>		<p>If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.</p>	

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

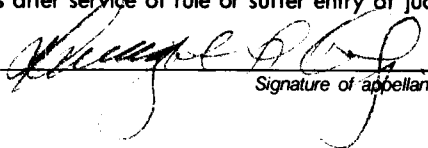
(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Coco Trucking/Peter C. Tangredi, appellee(s), to file a complaint in this appeal
Name of appellee(s)

(Common Pleas No. 04-628-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

RULE: To Coco Trucking/Peter C. Tangredi, appellee(s).
Name of appellee(s)

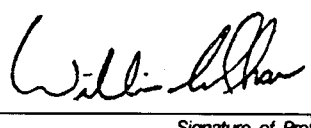

Signature of appellant or his attorney or agent

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

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

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

Date: 5-5 2004


Signature of Prothonotary or Deputy

FILED


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

MAY 05 2004

MAY 05 2004

Attest.

William A. Shaw
Prothonotary
COURT FILE


Prothonotary/
Clerk of Courts

FILED

013:1581
MAY 06 2004

William A. Shaw
Prothonotary/Clerk of Courts

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

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CLEARFIELD; SS

AFFIDAVIT: I hereby swear or affirm that I served

- ☒ a copy of the Notice of Appeal, Common Pleas No. 04-628-CD, upon the District Justice designated therein on (date of service) May 5, 2004, ☐ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Coco Trucking/Peter C. Tangredi, on May 5, 2004, ☐ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto.
- ☒ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on May 5, 2004, ☐ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto.

FORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

I, 6th DAY OF May, 2004

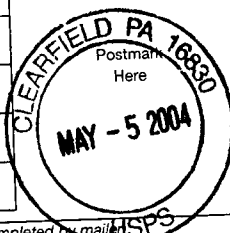
Joyce S. Rodkey
Signature of official before whom affidavit was made

Michael A. Rudella
Signature of affiant

Notarial Seal
Joyce S. Rodkey, Notary Public
Clearfield Boro, Clearfield County
My Commission Expires Oct. 21, 2005
Member, Pennsylvania Association of Notaries

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

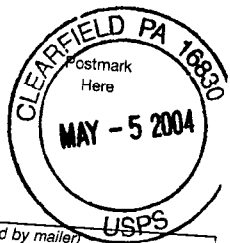
Postage	\$.37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42



Recipient's Name (Please Print Clearly) (to be completed by mailer)
Coco Trucking/Peter C. Tangredi
Street, Apt. No., or PO Box No.
5189 Business Rt. 220
City, State, ZIP+4
Bedford PA 15522
PS Form 3800, February 2000 See Reverse for Instructions

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

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



Recipient's Name (Please Print Clearly) (to be completed by mailer)
D.J. Michael A. Rudella
Street, Apt. No., or PO Box No.
131 Rolling Stone Rd., P.O. Box 210
City, State, ZIP+4
Kylertown, PA 16847-0444
PS Form 3800, February 2000 See Reverse for Instructions

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: **46-3-03**
DJ Name: Hon. **MICHAEL A. RUDELLA**
Address: **131 ROLLING STONE ROAD**
P.O. BOX 210
KYLERTOWN, PA
Telephone: **(814) 345-6789** **16847-0444**

MICHAEL A. RUDELLA
131 ROLLING STONE ROAD
P.O. BOX 210
KYLERTOWN, PA 16847-0444

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS
COCO TRUCKING/ PETER C. TANGREDI
5189 BUSINESS RT.220
BEDFORD, PA 15522
VS.
DEFENDANT: NAME and ADDRESS
KEPHART TRUCKING CO, ET AL.
P O BOX 386
BIGLER, PA 16825

Docket No.: **CV-0000101-04**
Date Filed: **3/22/04**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

☒ Judgment was entered for: (Name) **COCO TRUCKING/ PETER C. TANGRE**

☒ Judgment was entered against: (Name) **KEPHART TRUCKING CO**

in the amount of \$ **4,064.00** on: (Date of Judgment) **4/12/04**

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

☐ Damages will be assessed on:

☐ This case dismissed without prejudice.

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

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

FILED

MAY 12 2004

William A. Shaw
Prothonotary/Clerk of Courts

Amount of Judgment	\$ 3,976.00
Judgment Costs	\$ 88.00
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 4,064.00
Post Judgment Credits	\$ —
Post Judgment Costs	\$ —
Certified Judgment Total	\$ 4064.00

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

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4-12-04 Date **MA Rudella**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.
SK/04 Date **MA Rudella**, District Justice

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

SEAL

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

COCO TRUCKING/
PETER C. TANGREDI,
Plaintiff

-vs-

KEPHART TRUCKING CO.,
Defendant

*
*
*
*
*

Docket No. 04-628-CD

Type of document:
CERTIFICATE OF SERVICE

Filed on behalf of:
KEPHART TRUCKING CO.,
Defendant


Counsel of record for
this party:

Dwight L. Koerber, Jr.,
Esquire
PA I.D. No. 16332

110 North Second Street
P. O. Box 1320
Clearfield, PA 16830
(814) 765-9611

FILED

MAY 12 2004
01 3:20 PM
William A. Shaw
Prothonotary/Clerk of Courts

NO C/C


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

COCO TRUCKING/
PETER C. TANGREDI,
Plaintiff

*

*

-vs-

*

Docket No. 04-628-CD

KEPHART TRUCKING CO.,
Defendant

*

*


CERTIFICATE OF SERVICE

I certify that on 6th day of May, 2004, a copy of the Notice
of Appeal filed in this matter by Defendant Kephart Trucking Co.
was served upon the following:

Michael A. Rudella, District Justice
Magisterial District 46-3-03
131 Rolling Stone Road
P. O. Box 210
Kylertown, PA 16847-0444

Coco Trucking/Peter C. Tangredi
5189 Business Rt. 220
Bedford, PA 15522

The United States Postal Receipt, PS Form 3811, for each party
served is attached hereto.


Dwight L. Koerber, Jr., Esquire
Attorney for Defendant
KEPHART TRUCKING CO.
DATE: 5/11/04

SENDER: COMPLETE THIS SECTION

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

1. Article Addressed to:
D. J. Michael A. Rudella
Mag. Dist. 46-3-03
131 Rolling Stone Road
P. O. Box 210
Kylertown, PA 16847-0444

2. Article Number (Copy from service label) 7099-3400-0016-7881-1738

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) *M. Rudella* B. Date of Delivery *5/15/07*
C. Signature *M. Rudella* ☐ Agent ☒ Addressee
☒ Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☒ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

SENDER: COMPLETE THIS SECTION

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

1. Article Addressed to:
Coco Trucking/Peter C. Tangredi
5189 Business Rt. 220
Bedford, PA 15522

2. Article Number (Copy from service label) 7099-3400-0016-7881-1745

PS Form 3811, July 1999

Domestic Return Receipt

102595-00-M-0952

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) *Peter C. Tangredi* B. Date of Delivery *5/16/07*
C. Signature *Peter C. Tangredi* ☐ Agent ☒ Addressee
☒ Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☒ No

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
Docket No. 04-628-CD

CB&CO TRUCKING/PETER C. TANGREDI,
Plaintiff

-vs-

KEPHART TRUCKING CO.,
Defendant

CERTIFICATE OF SERVICE

FILED

MAY 12 2004

William A. Shaw
Prothonotary/Clerk of Courts

Law Office

DWIGHT L. KOEBBER, JR.

ATTORNEY-AT-LAW

110 NORTH SECOND STREET

P. O. Box 1320

CITADEL PENNSYLVANIA 16830

CERTIFIED COPY

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

CoCo Trucking/
Peter C. Tangredi,
Plaintiff

*

*

*

-vs-

Docket No. 04-628-CD

*

Kephart Trucking Co.,
Defendant

*

Type of Pleading:
PRAECIPE TO DISCONTINUE

Filed on Behalf of:
Defendant:
Kephart Trucking Co.

Counsel of Record for
This Party:

Dwight L. Koerber, Jr.,
Esquire
PA I.D. No. 16332

110 North Second Street
P.O. Box 1320
Clearfield, PA 16830
(814) 765-9611

FILED 2008-02-02
0/3-25/04 of Disc. to
JUL 03 2008
William A. Shaw
Prothonotary/Clerk of Courts

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

CoCo Trucking/
Peter C. Tangredi,
Plaintiff

*

*

*

-VS-

*

Docket No. 04-628-CD

Kephart Trucking Co.,
Defendant

*

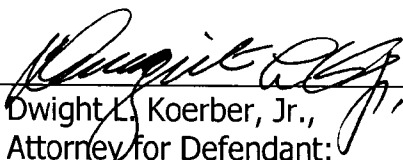
PRAECIPE TO DISCONTINUE

TO: William A. Shaw, Prothonotary
OFFICE OF THE PROTHONOTARY
CLEARFIELD COUNTY COURTHOUSE
230 East Market Street
Clearfield, PA 16830

Please mark this case as discontinued for failure of Plaintiff to file a
Complaint following of the issuance of a Rule that it do so as entered on May 5, 2004.

Respectfully submitted,

By: _____


Dwight L. Koerber, Jr.,
Attorney for Defendant:
Kephart Trucking Co.

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

CoCo Trucking/
Peter C. Tangredi,
Plaintiff

*

*

*

-VS-

Docket No. 04-628-CD

*

Kephart Trucking Co.,
Defendant

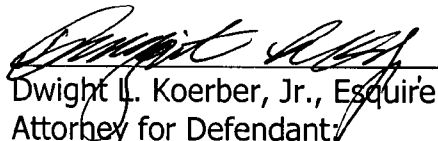
*

CERTIFICATE OF SERVICE

This is to certify that on the 2nd day of July 2007, the undersigned served
the foregoing Praeipie to Discontinue in the above-captioned matter upon Plaintiff.

Such documents were served via United States First Class Mail upon the following:

Coco Trucking/Peter C. Tangredi
5189 Business Rt. 220
Bedford, PA 15522


Dwight L. Koerber, Jr., Esquire
Attorney for Defendant:
Kephart Trucking Co.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Coco Trucking/Peter C. Tangredi

Vs.

No. 2004-00628-CD

Kephart Trucking Co.

CERTIFICATE OF DISCONTINUATION

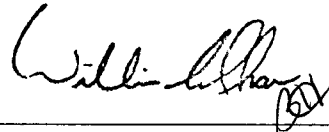
Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on July 3, 2007, marked:

Discontinued

Record costs in the sum of \$85.00 have been paid in full by Dwight L. Koerber, Jr., Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 3rd day of July A.D. 2007.



William A. Shaw, Prothonotary