

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

SHERMAN ACQUISITION LP
as assignee and purchaser from
SEARS, ROEBUCK AND CO.

No. 04-886-CD

Plaintiff

vs.

DIANE M BURNS

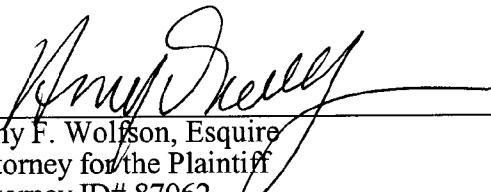
Defendant

AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF YORK

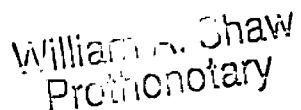
I, Amy F. Wolfson, Esquire, being duly sworn according to law, depose and say that I am the Attorney for the Plaintiff in the above-captioned matter, and that to the best of my knowledge, information and belief Defendant, DIANE M BURNS, above named, is over 21 years of age; is last known to reside at 1023 W LONG AVE, DU BOIS PA 15801, CLEARFIELD County, Pennsylvania; is not in the military service of the United States or its Allies, or otherwise within the provisions of the Soldiers' and Sailors' Civil Relief Act of Congress of 1940 and its Amendments.


Amy F. Wolfson, Esquire
Attorney for the Plaintiff
Attorney ID# 87062
Wolpoff & Abramson, LLP
267 East Market Street
York, PA 17403

SWORN and SUBSCRIBED
to before me this 27 day
of May, 2004.


Tara A. Smith
Notary Public

JUN 16 2004


William A. Shaw
Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

SHERMAN ACQUISITION LP
as assignee and purchaser from
SEARS, ROEBUCK AND CO.

No.

Plaintiff

vs.

DIANE M BURNS

Defendant

NOTICE OF ORDER, DECREE OR JUDGMENT

TO: DIANE M BURNS
1023 W LONG AVE
DU BOIS PA 15801

You are hereby notified that the following ORDER, DECREE or JUDGMENT has been entered against you on _____ in accordance with the provisions of Pa. R.C.P. 236.

By:

Prothonotary

If you have any questions regarding this Notice, please contact the filing party.

Amy F. Wolfson, Esquire
267 East Market Street
York, PA 17403
(717) 846-1252

(This Notice is given in accordance with Pa.R.C.P. 236.)

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

SHERMAN ACQUISITION LP
as assignee and purchaser from
SEARS, ROEBUCK AND CO.

: No.

VS

DIANE M BURNS

Defendant

CERTIFICATE OF RESIDENCE

I, Amy F. Wolfson, Esquire, due hereby certify that the last known address of the above referenced Defendant is as follows:

DIANE M BURNS
1023 W LONG AVE
DU BOIS PA 15801

Respectfully submitted,

Date: 5/27/09

Amy F. Wolson, Esquire
WOLPOFF & ABRAMSON, LLP
267 East Market Street
York, PA 17403
(717) 846-1252
ID No. 87062
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

PATRICK N. FORD
Address: **309 MAPLE AVENUE**
P.O. BOX 452
DUBOIS, PA

Telephone: **(814) 371-5321** **15801**

SHERMAN ACQUISITION LMTD PARTNERSHP
267 EAST MARKET STR
WOLPOFF & ABRAMSON, LLP
YORK, PA 17403

119643700
NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

PLAINTIFF: NAME and ADDRESS

SHERMAN ACQUISITION LMTD PARTNERSHP
267 EAST MARKET STR
WOLPOFF & ABRAMSON, LLP
YORK, PA 17403

VS.

NAME and ADDRESS

BURNS, DIANE M
1023 WEST LONG AVE.
DUBOIS, PA 15801

Docket No.: **CV-0000107-04**
Date Filed: **2/24/04**



THIS IS TO NOTIFY YOU THAT:

Judgment:

DEFAULT JUDGMENT PLTF

Judgment was entered for: (Name) **SHERMAN ACQUISITION LMTD PARTN**

Judgment was entered against: (Name) **BURNS, DIANE M**

in the amount of \$ **3,953.94** on: (Date of Judgment) **3/29/04**

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 | \$ 3,867.94 |
| Judgment Costs | \$ 86.00 |
| Interest on Judgment | \$.00 |
| Attorney Fees | \$.00 |
| Total | \$ 3,953.94 |
| 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.

3-29-04 Date Patrick N. Ford - PNF, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

5-8-04 Date Patrick N. Ford, District Justice

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

SEAL

DEPARTMENT
JUN 3 1 2004
REGISTRATION

REGISTRATION
JUN 12 2004
REGISTRATION

William A. Shaw
Promotions

MC 1.28 ^{not per} ~~not per~~
Protect. Rights ~~not per~~
JUN 16 2004

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

Sherman Acquisition
Plaintiff(s)

No.: 2004-00886-CD

Real Debt: \$3,953.94

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Diane M. Burns
Defendant(s)

Entry: \$20.00

Instrument: DJ Judgment

Date of Entry: June 16, 2004

Expires: June 16, 2009

Certified from the record this 16th day of June, 2004

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

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

Plaintiff/Attorney

Date: 11/13/2001

Time: 08:41 AM

Page 2 of 4

Clearfield County Court of Common Pleas

User: BHUDSON

ROA Report

Case: 1998-00051-CD

Current Judge: John K. Reilly Jr.

Civil Other

| Date | Selected Items | Judge |
|-------------|---|--------------------|
| 10/15/2001 | Rule to Show Cause, AND NOW, TO WIT, this 15th day of October, 2001, upon consideration of Plaintiffs' Application to Amend Court Order dated September 25, 2001. Rule returnable 24th day of October, 2001, at 10:00 a.m. in Courtroom No. 1. BY THE COURT: /s/John K. Reilly, Jr., P.J. One CC Attorney Monteverde | John K. Reilly Jr. |
| 10/19/2001 | Defendant CSXT'S Motion To Compel Payment of Counsel Fees and Costs, or in the Alternative, Motion to Reduce Order Awarding Counsel Fees and Costs to Monetary Judgment In Favor of CSXT. Filed by s/Paige Macdonald-Matthes, Esq. no cc | John K. Reilly Jr. |
| | Appeal Docket Sheet from Superior Court, filed Superior Court Docket # 1761 WDA 2001 | John K. Reilly Jr. |
| 10/22/2001 | Answer with New matter to Plaintiffs' Application to Amend Court Order dated September 25, 2001, to Include Language Prescribed by 42 Pa. C.S. 702 (b), and Motion for Supersedeas on Minimal Bond, filed by Atty. Blasko No CC | John K. Reilly Jr. |
| | Answer to Plaintiffs' Motion to Enjoin Merger, filed by Atty. Blasko No CC | John K. Reilly Jr. |
| | Joint Motion to Bifurcate Proceeding Filed by Buffalo, Rochester & Pittsburgh Railway Co., CSX Transportation, Inc., Buffalo & Pittsburgh Rail Line, and Consolidated Rail Corporation, filed by Atty. Macdonald-Matthes 1 cert to Atty. | John K. Reilly Jr. |
| 10/23/2001 | Defendant, David R. Irvin's Responses to Plaintiffs' Exceptions to the Report of the Special Panel. Filed by s/Walter Fredrick Wall, Esq. Cert of Svc no cc | John K. Reilly Jr. |
| | Defendants' Reply Exceptions to Plaintiffs' Exceptions to the Report of the Special Panel. Filed by s/ John W. Blasko, Esq. Cert of Svc no cc | John K. Reilly Jr. |
| 10/24/2001 | Plaintiffs' Reply to New Matter of Corman Defendants in Their Answer to Plaintiffs' Application to Amend Court Order Dated September 25, 2001. Filed by s/Tom P. Monteverde, Esq. Verification. s/Tom P. Monteverde Cert of Svc 1 cc to Atty | John K. Reilly Jr. |
| | ORDER, NOW, this 24th day of October, 2001, re: Plaintiffs' Application to Amend Court Order Dated Sept. 25, 2001, to Include Language Prescribed by 42 Pa. C.S. 702(b), and Motion For Supersedeas on Minimal Bond, it is the ORDER of this Court that said Application be and is hereby DENIED for the reason that the provisions of said Order have already been met thereby making this Application moot. by the Court, s/JKR,JR.,P.J. cc to Atty's of Record | John K. Reilly Jr. |
| | ORDER, NOW, this 24th day of October, 2001, re: Plaintiffs' Motion to Enjoin Merger Between the Clearfield & Mahoning Railroad Company and R. J. Corman Railway Company/Pennsylvania Lines, and aargument and briefs thereon, it is the ORDER of this Court said Motion be and is hereby DISMISSED etc. By the Court. s/JKR.JR.,P.J. cc to Atty's of Record | John K. Reilly Jr. |