

04-1057-CD  
GEORGE A GLAGOLICH, et al VS MARGARET RICHARDS, et al

George Glagolich et al vs Margaret Richards  
2004-1057-CD



Date: 08/16/2005

Clearfield County Court of Common Pleas

User: LBENDER

Time: 02:36 PM

ROA Report

Page 1 of 1

Case: 2004-01057-CD

Current Judge: Fredric Joseph Ammerman

George A. Glagolich, Janice L. Lavelly vs. Margaret Richards, Ronald C. Richards, Mary McCluskey, Dorsey Wilson

Civil Other

Date		Judge
07/13/2004	✓ Filing: Civil Complaint Paid by: King, David P. (attorney for Glagolich, George A.) Receipt number: 1882733 Dated: 07/13/2004 Amount: \$85.00 (Check) 6 CC Attorney King	No Judge
09/03/2004	✓ Affidavit of Service, Complaint in Equity - Partition, upon Margaret Richards, Ronald C. Richards, Mary McCluskey, and Dorsey Wilson, filed by s/David P. King No CC	No Judge
	✓ Motion for Order Directing Partition, filed by s/David P. King, Esq. Three CC Attorney King	No Judge
09/09/2004	✓ Order Directing Partition: AND NOW, this 7th day of September, 2004, in consideration of the Motion of Plaintiffs' Counsel, it is the Order of this Court, and hereby directed that a Partition of the subject matter real estate be made. Parties or their attorney shall appear for a Preliminary Conference Sept. 29, 2004 at 9:30 AM. S/FJA 5 CC to Atty. King.	Fredric Joseph Ammerman
10/25/2004	✓ Order NOW, this 22nd day of October, 2004, the Court noting that the preliminary conference in the above captioned partition action having been previously completed, it is the ORDER of this Court that Cynthia Stewart, Esq. be and is hereby appointed as Master in Partition. S/FJA 2 CC to Atty. Hanak, King. 1 CC to Mary McCluskey and Dorsey Wilson	Fredric Joseph Ammerman
08/12/2005	Order, dated August 12, 2005, filed. it is the ORDER of this court that action in this matter be and is hereby suspended until such time as any of the parties petition this Court for a status conference. BY THE COURT: /S/ Fredric J. Ammerman, P. Judge. CC to C/A, Atty C. Stewart, Atty D. King, and Atty R. Hanak.	Fredric Joseph Ammerman

not in  
file 008  
8/16/05



Current Judge: Fredric Joseph Ammerman

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

## Civil Other

Date		Judge
02/06/2004	Motion to Compel Answers to Writte Discovery Requests from Defendants DuBois Regional Medical Center and Russell E. Cameron, filed by Atty. Acheson no Cert. Copies.	John K. Reilly Jr.
02/11/2004	ORDER OF COURT, AND NOW, this 10th day of February, 2004, re: Plaintiffs' Motion to Compel. by the Court, s/FJA, P.J. 1 cc Atty Acheson	Fredric Joseph Ammerman
04/28/2004	Motion To Compel Plaintiffs To Answer Expert Interrogatories And/Or Produce Expert Reports. filed by, s/John WE\ Blasko, Esquire Certificate of Service no cc	Fredric Joseph Ammerman
05/03/2004	ORDER OF COURT, AND NOW, this 3rd day of May, 2004, re: Plaintiffs to produce and serve on the Defendant within 30 days from the date hereof full and complete Answers or expert Reports (medical and non-medical) to Defendant's Expert Interrogatories or be barred from producing expert (medical and non-medical) testimony at the time of trial. by the Court, s/FJA, P.J. 4 cc Atty Blasko	Fredric Joseph Ammerman
05/07/2004	Plaintiffs' Motion For Reconsideration. filed by, s/Amy Acheson, Esquire Certificate of Service no cc	Fredric Joseph Ammerman
05/10/2004	Motion To Compel Defendant Kruszewski To Answer Expert Interrogatories And/Or Produce Expert Reports. filed by, s/Amy Acheson, Esq. Certificate of Service no cc	Fredric Joseph Ammerman
	Motion To Compel Plaintiffs To Answer Expert Interrogatories And/Or Produce Expert Reports. filed by, s/David R. Johnson, Esquire Certificate of Service no cc	Fredric Joseph Ammerman
05/11/2004	ORDER OF COURT, AND NOW, to wit, this 11th day of May, 2004, re: Defendant Kruszewski shall produce and serve upon Plaintiffs, within 30 days after receipt of Plaitniffs' expert reports, full and complete Answers or Expert Reports (medical and non-medical) to Plaintiffs' expert interrogatories or be barred from producing expert (medical or non-medical) testimony at the time of trial. by the Court, s/FJA, P.J. 1 cc to Atty	Fredric Joseph Ammerman
	ORDER OF COURT, AND NOW, this 11th day of May, 2004, re: Plaintiffs, Michelle Herzing and Jeffrey A. Jarvis, shall produce and serve on the Defendant, within 30 days from the date hereof full and complete answers or expert reports (medical and non-medical) to Defendants' expert interrogatories or be barred from produce expert (medical and non-medical) testimony at the time of trial. by the Court, s/FJA, P.J. 1 cc to Atty	Fredric Joseph Ammerman
05/13/2004	ORDER, AND NOW, this 12th day of May, 2004, re: Plaintiffs' Motion For Reconsideration has been scheduled for the 14th day of June, 2004, at 10:30 a.m., in Courtroom No. 1. by the Court, s/FJA, P.J. 5 cc Atty Acheson	Fredric Joseph Ammerman
	ORDER OF COURT, AND NOW, to wit, this 12th day of May, 2004, re: Order of Court dated May 3, 2004 is STAYED until further Order of this Court. by the Court, s/FJA, P.J. 2 cc Atty Acheson	Fredric Joseph Ammerman
05/18/2004	Motion to Compel Defendants DuBois Regional Medical Center and Russell E. Cameron to Answer Expert Interrogatories and/or Produce Expert Reports. No cc.	Fredric Joseph Ammerman



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

GEORGE A. GLAGOLICH and JANICE L.  
LAVELY,

Plaintiffs

vs.

MARGARET RICHARDS, RONALD C.  
RICHARDS, MARY McCLUSKEY and  
DORSEY WILSON,

Defendants

NO. 04-1057-CD

Type of Case: Civil

Type of Pleading: Complaint in  
Equity - Partition

Filed on behalf of: Plaintiffs

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

**FILED**

**JUL 13 2004**

William A. Shaw  
Prothonotary/Clerk of Courts



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

GEORGE A. GLAGOLICH and JANICE L.	:	
LAVELY,	:	
	:	
Plaintiffs	:	
	:	
vs.	:	NO.
	:	
MARGARET RICHARDS, RONALD C.	:	
RICHARDS, MARY McCLUSKEY and	:	
DORSEY WILSON,	:	
	:	
Defendants	:	

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by Attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

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

Court Administrator  
Clearfield County Courthouse  
230 East Market Street, Suite 228  
Clearfield, PA 16830  
(814) 765-2641 Ext. 50-51



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

GEORGE A. GLAGOLICH and JANICE L.	:	
LAVELY,	:	
Plaintiffs	:	
	:	
vs.	:	NO. _____ C.D.
	:	
MARGARET RICHARDS, RONALD C.	:	
RICHARDS, MARY McCLUSKEY and	:	
DORSEY WILSON,	:	
Defendants	:	

COMPLAINT IN EQUITY - PARTITION

AND NOW, come the Plaintiffs, GEORGE A. GLAGOLICH and JANICE L. LAVELY, through their Attorney, David P. King, and brings the following Complaint on causes of action wherein the following is a statement:

1. The Plaintiff, GEORGE A. GLAGOLICH, is an adult individual residing at 793 West Calle Del Regalo, Green Valley, AZ 85614.
2. The Plaintiff, JANICE L. LAVELY, is an adult individual residing at 167 Westwood Drive, Clarion, PA 16214.
3. The Defendant, MARGARET RICHARDS, is an adult individual residing at Waterford Pike, R. D. 3, Brookville, PA 15825.
4. The Defendant, RONALD C. RICHARDS, is an adult individual residing at 202 Taft Road, St. Marys, PA 15857.
5. The Defendant, MARY McCLUSKEY, is an adult individual residing at 16095 Cynthia Drive, Brook Park, OH 44142.
6. The Defendant, DORSEY WILSON, is an adult individual residing at 525 South Cornell Avenue, Villa Park, IL 60181.



7. All of the parties hereto, that is Plaintiffs and Defendants, are the joint owners of a certain parcel, piece and tract of land situated in Goshen Township, Clearfield County, Pennsylvania, consisting of 1,100 acres, with a camp, and being further identified in the assessment records of Clearfield County by Map No. M02-000-00002. Being known as Warrant No. 5326.

8. The parties hereto, that is the Plaintiffs and Defendants, acquired co-ownership of the subject matter premises by Order of this Honorable Court at No. 98-1269-C. D. which inter alia confirmed that GEORGE A. GLAGOLICH owns a 1/4th interest; JANICE L. LAVELY owns a 1/8th interest; MARGARET RICHARDS owns a 1/8th interest; RONALD C. RICHARDS owns a 1/8th interest; MARY McCLUSKEY owns a 1/8th interest; and DORSEY WILSON owns a 1/4th interest.

9. No persons other than the parties to this suit have any interest in the said property which is presently in the possession of the Defendants.

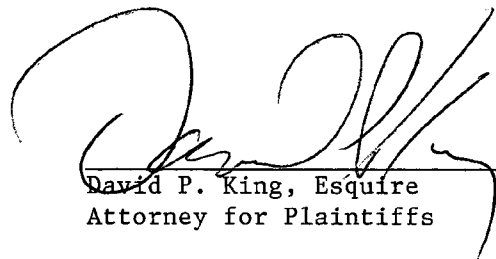
10. No partition or division of the above described property has ever been made.

WHEREFORE, the Plaintiffs request your Honorable Court as follows:

- (a) That the Court decree partition of the said real estate;
- (b) That the share or shares to which the respective parties are entitled be set out to them in severalty, and that all proper and necessary conveyances and assurances be executed for carrying said partition into effect;
- (c) If the said real estate cannot be divided without prejudice and spoiling the value of the whole, then a proper and necessary



sale of the subject matter premises may be made by such person and in such manner as the Court may direct; and  
(d) Such other relief that the Court deems just and proper in accordance with the laws of the Commonwealth.

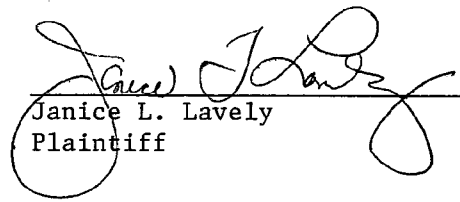


David P. King, Esquire  
Attorney for Plaintiffs



I verify that the statements made in this Complaint in Equity -  
Partition are true and correct. I understand that false statements herein  
are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn  
falsification to authorities.

Date: June 29, 2004




Janice L. Lovely  
Plaintiff



I verify that the statements made in this Complaint in Equity -  
Partition are true and correct. I understand that false statements herein  
are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn  
falsification to authorities.

Date: July 1, 2004

  
George A. Glagolich  
Plaintiff



FILED  
JUL 13 2004  
William A. Shaw  
Prothonotary/Clerk of Courts  
Att'y King  
Att'y pd. \$5.00



William A. Shaw  
Prothonotary/Clerk of Courts

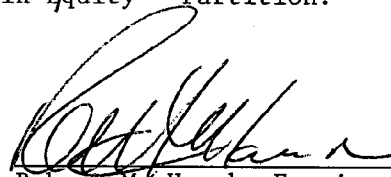


IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION

GEORGE A. GLAGOLICH and JANICE L.	:	
LAVELY,	:	
Plaintiffs	:	
	:	
vs.	:	NO. 04-1057-C.D.
	:	
MARGARET RICHARDS, RONALD C.	:	
RICHARDS, MARY McCLUSKEY and	:	
DORSEY WILSON,	:	
Defendants	:	

ACCEPTANCE OF SERVICE

Service accepted this 26 day of July, 2004, on behalf of  
Margaret Richards, Defendant, of the Complaint in Equity - Partition.

  
Robert M. Hanak, Esquire



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

GEORGE A. GLAGOLICH and JANICE L.  
LAVELY,

Plaintiffs

vs.

MARGARET RICHARDS, RONALD C.  
RICHARDS, MARY McCLUSKEY and  
DORSEY WILSON,

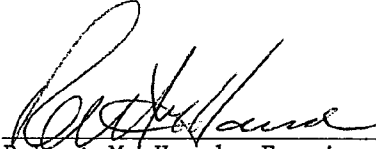
Defendants

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NO. 04-1057-C.D.

ACCEPTANCE OF SERVICE

Service accepted this 26th day of July, 2004, on behalf  
of Ronald C. Richards, Defendant, of the Complaint in Equity - Partition.

  
Robert M. Hanak, Esquire



Law Offices  
DAVID P. KING  
P.O. Box 1016  
23 Beaver Drive  
DuBois, PA 15801

COPY

David P. King, Esq.

Phone (814) 371-3760  
Telecopier (814) 371-4874

July 15, 2004

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
DELIVER TO ADDRESSEE ONLY

Mrs. Mary McCluskey  
16095 Cynthia Drive  
Brook Park, OH 44142

Re: "Orchard Club Property"

Dear Mrs. McCluskey:

On behalf of George Glagolich and Jan Lavelly, we have filed a Partition action with the Court of Common Pleas of Clearfield County, Pennsylvania. A certified copy of the Complaint is enclosed.

Basically, Mr. Glagolich and Mrs. Lavelly wish to divest themselves of their fractional interests in the former Orchard Club property. An action in Partition is one way to do this.

Basically, in the normal course of events of a Partition action, if none of the other owners wish to buy out the shares of Mr. Glagolich and Mrs. Lavelly, then the property will be put on the open market for sale.

While my clients have no problem selling to the other owners in interest at an appropriate price, we are not sure how long it would take to negotiate the same without some sort of Court proceeding moving the parties along.

In any event, I am sending a copy of this letter to Attorney Robert Hanak in the event that you wish to retain him to represent you in this matter. You may want to speak to him about this for legal advice and guidance. That of course is your choice.

We do hope, however, that all parties can cooperate without this going through the full Partition process. That would only be very costly to all of the parties involved.

Very truly yours,

David P. King

DPK:pp  
Enclosure  
cc: Robert M. Hanak, Esquire



**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
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**OFFICIAL USE**

BROOK PARK OH 44142

Postage	\$ 10.50
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	3.50
<b>Total Postage &amp; Fees</b>	<b>\$ 18.15</b>

Postmark Here  
 JUL 16 2004

Sent To  
 Mrs. Mary McCluskey

Street, Apt. No., or PO Box No.  
 16095 Cynthia Drive

City, State, ZIP+4  
 Brook Park, OH 44142

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p>Mrs. Mary McCluskey            16095 Cynthia Drive            Brook Park, OH 44142</p>		<p>A. Signature            X <i>Mary B McCluskey</i> Addressee</p> <p>B. Received by (Printed Name)  <i>Mary B McCluskey</i></p> <p>C. Date of Delivery            JUL 16 2004</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes            If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p>	
<p>2. Article Number            (Transfer from service label)</p> <p>7002 3150 0005 3231 5476</p>		<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes</p>	

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-1540



Law Offices  
DAVID P. KING  
P.O. Box 1016  
23 Beaver Drive  
DuBois, PA 15801

COPY

David P. King, Esq.

July 15, 2004

Phone (814) 371-3760  
Telecopier (814) 371-4874

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
DELIVER TO ADDRESSEE ONLY

Mr. Dorsey Wilson  
525 South Cornell Avenue  
Villa Park, IL 60181

Re: "Orchard Club Property"

Dear Mr. Wilson:

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In any event, I am sending a copy of this letter to Attorney Robert Hanak in the event that you wish to retain him to represent you in this matter. You may want to speak to him about this for legal advice and guidance. That of course is your choice.

We do hope, however, that all parties can cooperate without this going through the full Partition process. That would only be very costly to all of the parties involved.

Very truly yours,

David P. King

DPK:pp  
Enclosure  
cc: Robert M. Hanak, Esquire



7003 2260 0000 1515 2831

U.S. Postal Service <b>CERTIFIED MAIL RECEIPT</b> (Domestic Mail Only, No Insurance Coverage Provided)	
For delivery information visit our website at <a href="http://www.usps.com">www.usps.com</a>	
<b>OFFICIAL USE</b>	
Postage	\$ 0.60
Certified Fee	\$2.30
Return Receipt Fee (Endorsement Required)	\$1.75
Restricted Delivery Fee (Endorsement Required)	\$3.50
<b>Total Postage &amp; Fees</b>	<b>\$ 8.15</b>

Postmark Here  
JUL 1 2004  
07/16/2004

Sent To: Mr. Dorsey Wilson  
Street, Apt. No., or P.O. Box No. 525 South Cornell Avenue  
City, State, ZIP+4 Villa Park, IL 60181

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature <input checked="" type="checkbox"/> Addressee</p> <p>X</p> <p>B. Received by (Printed Name) C. Date of Delivery 7/19/04</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.         </p> <p>4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes</p>
<p>1. Article Addressed to:</p> <p>Mr. Dorsey Wilson 525 South Cornell Avenue Villa Park, IL 60181</p>	<p>2. Article Number (Transfer from service label) 7003 2260 0000 1515 2831</p>

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540



**FILED**

**SEP 03 2004**

William A. Shaw  
Prothonotary/Clerk of Courts



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

GEORGE A. GLAGOLICH and JANICE L. NO. 04-1057-C.D.  
LAVELY,

Plaintiffs

Type of Case: Civil

vs.

Type of Pleading: Motion for Order  
Directing Partition

MARGARET RICHARDS, RONALD C.  
RICHARDS, MARY McCLUSKEY and  
DORSEY WILSON,

Defendants

Filed on behalf of: Plaintiffs

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

FILED 3cc

10/11/04  
SEP 03 2004

Any King

Good

William A. Shaw  
Prothonotary/Clerk of Courts



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

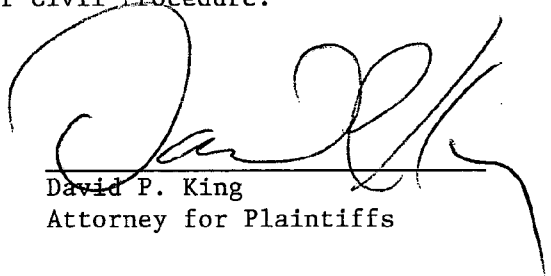
GEORGE A. GLAGOLICH and JANICE L. LAVELY,	:	
	:	
Plaintiffs	:	
	:	
vs.	:	NO. 04-1057-C.D.
	:	
MARGARET RICHARDS, RONALD C. RICHARDS, MARY McCLUSKEY and DORSEY WILSON,	:	
	:	
Defendants	:	

MOTION FOR ORDER DIRECTING PARTITION

AND NOW, comes David P. King, Attorney of Record for the Plaintiffs  
above mentioned, and moves your Honorable Court to enter an Order directing  
Partition, and avers and states as follows:

1. A Complaint to Partition realty in this matter was filed on July 13,  
2004.
2. All Defendants have been duly served, in accordance with an Affidavit  
of Service filed of record, copy enclosed.
3. Twenty days have elapsed since service was accomplished.
4. No Objections or Response has been filed by any of said Defendants  
in this case.

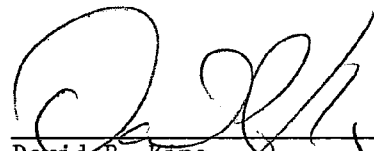
WHEREFORE, Counsel for Plaintiffs moves your Honorable Court to enter the  
appropriate Order in accordance with the Rules of Civil Procedure.

  
\_\_\_\_\_  
David P. King  
Attorney for Plaintiffs



I verify that the statements made in this Motion for Order Directing Partition are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

Date: August 17, 2004

  
\_\_\_\_\_  
David P. King  
Attorney for Plaintiffs



NOTARIAL SEAL  
MARGARET J. THOMPSON, NOTARY PUBLIC  
CITY OF CLIPPOIS, CLEARFIELD COUNTY  
MY COMMISSION EXPIRES OCTOBER 31, 2006



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

GEORGE A. GLAGOLICH and JANICE L.  
LAVELY,

Plaintiffs

vs.

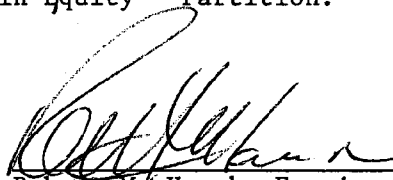
MARGARET RICHARDS, RONALD C.  
RICHARDS, MARY McCLUSKEY and  
DORSEY WILSON,

Defendants

NO. 04-1057-C.D.

ACCEPTANCE OF SERVICE

Service accepted this 26 day of July, 2004, on behalf of  
Margaret Richards, Defendant, of the Complaint in Equity - Partition.

  
Robert M. Hanak, Esquire



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

GEORGE A. GLAGOLICH and JANICE L.  
LAVELY,

Plaintiffs

vs.

MARGARET RICHARDS, RONALD C.  
RICHARDS, MARY McCLUSKEY and  
DORSEY WILSON,

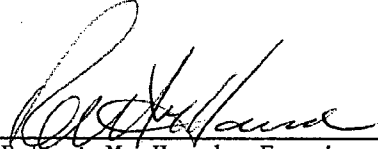
Defendants

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NO. 04-1057-C.D.

ACCEPTANCE OF SERVICE

Service accepted this 26th day of July, 2004, on behalf  
of Ronald C. Richards, Defendant, of the Complaint in Equity - Partition.

  
Robert M. Hanak, Esquire



Law Offices  
**DAVID P. KING**  
P.O. Box 1016  
23 Beaver Drive  
DuBois, PA 15801

David P. King, Esq.

Phone (814) 371-3760  
Telecopier (814) 371-4874

July 15, 2004

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
DELIVER TO ADDRESSEE ONLY

Mrs. Mary McCluskey  
16095 Cynthia Drive  
Brook Park, OH 44142

Re: "Orchard Club Property"

Dear Mrs. McCluskey:

On behalf of George Glagolich and Jan Lavelly, we have filed a Partition action with the Court of Common Pleas of Clearfield County, Pennsylvania. A certified copy of the Complaint is enclosed.

Basically, Mr. Glagolich and Mrs. Lavelly wish to divest themselves of their fractional interests in the former Orchard Club property. An action in Partition is one way to do this.

Basically, in the normal course of events of a Partition action, if none of the other owners wish to buy out the shares of Mr. Glagolich and Mrs. Lavelly, then the property will be put on the open market for sale.

While my clients have no problem selling to the other owners in interest at an appropriate price, we are not sure how long it would take to negotiate the same without some sort of Court proceeding moving the parties along.

In any event, I am sending a copy of this letter to Attorney Robert Hanak in the event that you wish to retain him to represent you in this matter. You may want to speak to him about this for legal advice and guidance. That of course is your choice.

We do hope, however, that all parties can cooperate without this going through the full Partition process. That would only be very costly to all of the parties involved.

Very truly yours,

David P. King

DPK:pp  
Enclosure  
cc: Robert M. Hanak, Esquire



7002 3150 0005 3231 5476

<b>U.S. Postal Service™</b> <b>CERTIFIED MAIL™ RECEIPT</b> (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a>	
<b>OFFICIAL USE</b>	
BROOK PARK OH 44142	
Postage	\$ <del>16.50</del>
Certified Fee	\$ <del>2.30</del>
Return Receipt Fee (Endorsement Required)	\$ <del>1.75</del>
Restricted Delivery Fee (Endorsement Required)	\$ <del>3.50</del>
Total Postage & Fees	\$ <del>82.15</del>

ROCKWAY PA 15824  
JUL 16 2004  
U.S. POSTAL SERVICE

Sent To  
**Mrs. Mary McCluskey**  
 Street, Apt. No. or PO Box No. **16095 Cynthia Drive**  
 City, State, ZIP+4 **Brook Park, OH 44142**

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>Print your name and address on the reverse so that we can return the card to you.</p> <p>Attach this card to the back of the mailpiece, or on the front if space permits.</p> <p>1. Article Addressed to:</p> <p><b>Mrs. Mary McCluskey</b>  <b>16095 Cynthia Drive</b>  <b>Brook Park, OH 44142</b></p> <p>2. Article Number          (Transfer from service label) <b>7002 3150 0005 3231 5476</b></p>	<p>A. Signature  <b>X Mary B McCluskey</b> Addressee</p> <p>B. Received by (Printed Name)  <b>Mary B McCluskey</b></p> <p>C. Date of Delivery  <b>JUL 26 2004</b></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes          If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes</p>

PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-1540



Law Offices  
DAVID P. KING  
P.O. Box 1016  
23 Beaver Drive  
DuBois, PA 15801

COPY

David P. King, Esq.

July 15, 2004

Phone (814) 371-3760  
Telecopier (814) 371-4874

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
DELIVER TO ADDRESSEE ONLY

Mr. Dorsey Wilson  
525 South Cornell Avenue  
Villa Park, IL 60181

Re: "Orchard Club Property"

Dear Mr. Wilson:

On behalf of George Glagolich and Jan Lavelly, we have filed a Partition action with the Court of Common Pleas of Clearfield County, Pennsylvania. A certified copy of the Complaint is enclosed.

Basically, Mr. Glagolich and Mrs. Lavelly wish to divest themselves of their fractional interests in the former Orchard Club property. An action in Partition is one way to do this.

Basically, in the normal course of events of a Partition action, if none of the other owners wish to buy out the shares of Mr. Glagolich and Mrs. Lavelly, then the property will be put on the open market for sale.

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Very truly yours,

David P. King

DPK:pp  
Enclosure  
cc: Robert M. Hanak, Esquire



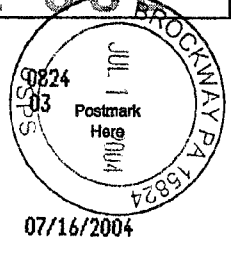
7003 2260 0000 1515 2831

U.S. Postal Service™  
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VILLA PARK IL 60181 **OFFICIAL USE**

Postage	\$ 10.60
Certified Fee	\$ 2.30
Return Receipt Fee (Endorsement Required)	\$ 1.75
Restricted Delivery Fee (Endorsement Required)	\$ 3.50
Total Postage & Fees	\$ 18.15



Sent to Mr. Dorsey Wilson  
Street, Apt. No., or PO Box No. 525 South Cornell Avenue  
City, State, ZIP+4 Villa Park, IL 60181

PS Form 3800, June 2002 See Reverse for Instructions

**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:  
  
Mr. Dorsey Wilson  
525 South Cornell Avenue  
Villa Park, IL 60181

2. Article Number  
(Transfer from service label)

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature ☒ Addressee

B. Received by (Printed Name) C. Date of Delivery  
7-19-04

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☒ No

*[Signature]*

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

4. Restricted Delivery? (Extra Fee) ☒ Yes

7003 2260 0000 1515 2831



**FILED**

**SEP 03 2004**

William A. Shaw  
Prothonotary/Clerk of Courts



CA

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

GEORGE A. GLAGOLICH and JANICE L. LAVELY,	:	
	:	
Plaintiffs	:	
	:	
vs.	:	NO. 04-1057-C.D.
	:	
MARGARET RICHARDS, RONALD C. RICHARDS, MARY McCLUSKEY and DORSEY WILSON,	:	
	:	
Defendants	:	

ORDER DIRECTING PARTITION

AND NOW, this 7 day of September, 2004, in consideration of the Motion of Plaintiffs' Counsel, it is the Order of this Court, and hereby directed that a Partition of the subject matter real estate be made.

It is further determined by this Court that the names of all of the co-owners, and the nature and extent of their interest is as follows:

GEORGE A. GLAGOLICH, an undivided one fourth interest;  
JANICE L. LAVELY, an undivided one eighth interest;  
MARGARET RICHARDS, an undivided one eighth interest;  
RONALD C. RICHARDS, an undivided one eighth interest;  
MARY McCLUSKEY, an undivided one eighth interest; and  
DORSEY WILSON, an undivided one fourth interest.

The nature of the undivided interests as set forth above among said parties in interest, and their respective fractional interests are as tenants in common.

In accordance with the Rules of Procedure, it is the further Order of this Court that the parties, or their Attorneys shall appear for a Preliminary Conference to consider:

- (1) Whether the parties can agree upon a plan of partition or sale;
- (2) The simplification of the issues;

**FILED**  
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William A. Shaw  
Prothonotary



h

(3) Whether any issues or matters relating to carrying out the Order of Partition shall be referred to a Master; and

(4) Such other matters as may aid in the disposition of the action.

Such Conference to be held on the 29 day of September, 2004, at 9:30 o'clock A.M. in the Clearfield County Courthouse, Clearfield, Pennsylvania. The parties or their Attorneys shall report to the Court Administrator's office for proper direction as to the room assigned for said Conference.

BY THE COURT:

Jack Grimmer



CA

MARGARET RICHARDS, RONALD  
C. RICHARDS, MARY MCCLUSKEY  
and DORSEY WILSON

## ORDER

NOW, this 22nd day of October, 2004, the Court noting that the preliminary conference in the above captioned partition action having been previously completed, it is the ORDER of this Court that, pursuant to Rule of Civil Procedure 1558(b), that Cynthia Stewart, Esquire, be and is hereby appointed as Master in Partition. The Master shall proceed in accordance with Rule 1559, et seq.

The Master is also authorized to request deposit of advance fees and costs in such reasonable manner as the Master deems to be necessary.

**BY THE COURT,**

FILED

0110313A ZEC Otter Ranch  
ZEC Otter King  
100 Marky McCusker  
100 Bailey Wilson  
OCT 25 2004

**President Judge**

William A. Shaw  
Prothonotary



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

GEORGE A. GLAGOLICH and  
JANICE L. LAVELY,  
Plaintiffs

vs.

MARGARET RICHARDS, RONALD C.  
RICHARDS, MARY McCLUSKEY and  
DORSEY WILSON,  
Defendants

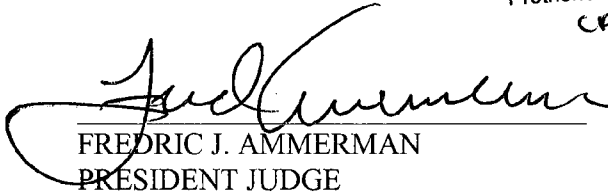
No. 04-1057-CD

**ORDER**

NOW, this 12<sup>th</sup> day of August 2005, the Court having been advised that the Plaintiffs and the Defendants are in agreement that no action be taken in this matter at this time as set forth in the attached correspondence, and that this matter has been previously pending upon the agreement of the parties, it is the ORDER of this Court that action in this matter be and is hereby suspended until such time as any of the parties petition this Court for a status conference.

**FILED**

BY THE COURT:

  
FREDRIC J. AMMERMAN  
PRESIDENT JUDGE

AUG 12 2005  
37320/C  
William A. Shaw  
Prothonotary/Clerk of Courts

C/A  
C. STEWART  
D. KING  
R. HARRIS



**HANAK, GUIDO and TALADAY**  
**Attorneys at Law**

Robert M. Hanak  
Anthony S. Guido  
Matthew B. Taladay

Telephone: (814) 371-7768  
Fax: (814) 371-1974

498 Jeffers Street  
P.O. Box 487  
DuBois, PA 15801

Nicole Hanak Bankovich  
S. Casey Bowers

June 29, 2005

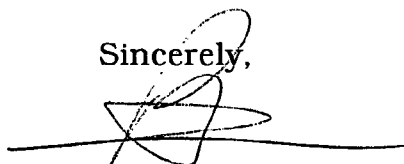
Cynthia Stewart, Esq.  
Clearfield County Courthouse  
%Court Administrator's Office  
230 East Market St., Suite 228  
Clearfield, PA 16830

Re: George A. Glagolich and Janice L. Lavelly  
vs. Margaret Richards, et al  
No. 04-1057-CD (Partition)

Dear Cynthia:

Thank you for your letter of June 28th. I am sure Dave King will respond by his own letter, however, I believe it is our intention that we continue this matter to pursue a private sale of the land. There are negotiations under way at this time. Pending Dave's concurrence, and Mike Yeager's concurrence, I would request that you pend this matter for at least four months.

Sincerely,



Robert M. Hanak

RMH/eh

cc: David P. King, Esq.  
Michael P. Yeager, Esq.



CA

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

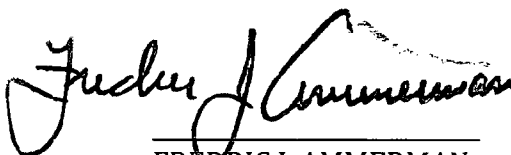
GEORGE A. GLAGOLICH and JANICE L. LAVELY,	*	NO. 2004-1057-CD
Plaintiffs	*	
	*	
vs.	*	
MARGARET RICHARDS, RONALD C. RICHARDS,	*	
MARY MCCLUSKEY and DORSEY WILSON,	*	
Defendants	*	

**ORDER**

NOW, this 29<sup>th</sup> day of April, 2013, following a review of the docket, due to the case's extended period of time in pending status; it is the ORDER of this Court that a **status conference** be and is hereby scheduled for the **27<sup>th</sup> day of June, 2013 at 1:30 p.m.** in Courtroom No. 1, Clearfield County Courthouse, Clearfield, Pennsylvania.

If this case has been concluded, the moving party is directed to file the appropriate Praecipe with the Prothonctary of Clearfield County to finalize that status of the case.

BY THE COURT,



FREDRIC J. AMMERMAN  
President Judge

FILED <sup>icc</sup> Attys: King  
013:34  
APR 30 2013 Hanak  
William A. Shaw  
Prothonotary/Clerk of Courts  
icc m. mccluskey  
dett  
icc dett D. Wilson



FILED

APR 30 2013

William A. Shaw  
Prothonotary/Clerk of Courts

deft  
m. mcCluskey  
16095 Cynthia Drive  
Brook Park OH 44142

deft  
D. Wilson  
525 South Cornell Ave.  
Villa Park IL 60181



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

GEORGE A. GLAGOLICH and  
JANICE L. LAVELY,  
Plaintiffs

vs.

MARGARET RICHARDS, RONALD C.  
RICHARDS, MARY McCLUSKEY and  
DORSEY WILSON,  
Defendants

NO. 2004-1057-CD

Type of Case: Partition

Type of Pleading: Praecipe to  
Discontinue

Filed on behalf of: Plaintiffs

Counsel of Record for this Party:  
David P. King, Esquire  
23 Beaver Drive  
P. O. Box 1016  
DuBois, PA 15801  
(814) 371-3760

Supreme Court No. 22980

S FILED NOCC  
01/21/04m  
Z MAY 07 2013 GW

William A. Shaw  
Prothonotary/Clerk of Courts



NO. 2004-1057-CD

PRAECIPE TO DISCONTINUE

TO THE PROTHONOTARY:

Please mark the above captioned case Discontinued by the Plaintiffs.

David P. King  
Attorney for Plaintiffs



**FILED**

**MAY 07 2013**

William A. Shaw  
Prothonotary/Clerk of Courts