

04-1400-CD

SAMUEL DAVID RICHARDS VS. COMMONWEALTH OF PENNSYLVANIA

Samuel Richards vs Comm of PA
2004-1400-CD

Date: 09/22/2005

Time: 12:35 PM

Page 1 of 1

Clearfield County Court of Common Pleas

ROA Report

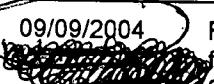
Case: 2004-01400-CD

User: LBENDER

Current Judge: John K. Reilly Jr.

Samuel David Richards vs. Commonwealth Of Pennsylvania

Civil Other

Date	Judge
09/09/2004 	Filing: License Suspension Appeal Paid by: Milgrub, Richard H. (attorney for Richards, Samuel David) Receipt number: 1886239 Dated: 09/09/2004 Amount: \$85.00 (Check) 1 CC to Atty.
10/15/2004	Order, AND NOW, this 15th day of October, 2004, it is the ORDER of the Court that hearing on Plaintiff's License Suspension Appeal in the above matter has been scheduled for Wednesday, November 10, 2004 at 11:30 a.m. before the Honorable John K. Reilly, Jr., Senior Judge, Specially Presiding in the Clfd. Co. Courthouse. Please report to the Court Administrator's Office. BY THE COURT: /s/ Fredric J. Ammerman, President Judge. 2 Cert. to C/A for service.
10/22/2004	Order AND NOW, this 25th day of October, 2004, upon consideration of Samuel David Richards Petition for Continuance it is hereby Ordered and Decreed that the License Suspension Hearing scheduled in the above matter for Nov. 10, 2004 is hereby rescheduled until the next regularly scheduled License Suspension Appeal Hearing date. S/ FJA 2 CC to Atty. Milgrub 1 CC to CA for Atty. Kuhar.
08/25/2005	Order AND NOW, this 25th day of August 2005, it is ORDER of the Court that hearing on Plaintiff's License Suspension Appeal in the above matter has been scheduled for Friday, September 23, 2005 at 3:00 p.m. before the Honorable John K. Reilly Jr., Senior Judge, Specially Presiding. BY THE COURT: Fredric J. Ammerman, P. J. 2CC C/A
09/16/2005	Praecipe To Withdraw, Please withdraw the above captioned Appeal on behalf of Samuel David Richards. Filed by s/ Richard H. Milgrub, Esquire. 2CC Atty. Milgrub
09/19/2005	Certificate of Service, filed. Certify that the Petition to Withdraw the Appeal was served upon William Kuhar Esq., on this 19th day of September 2005, filed by s/ Richard H. Milgrub Esq. NO CC. Certificate of Service, filed. Certify that the Petition to Withdraw the Appeal was served upon Samuel David Richards on this 19th day of September 2005, filed by s/ Richard H. Milgrub Esq. No CC.

05/20/2004	Plaintiffs To Motion To Compel Defendants DuBois Regional Medical Center And Russell E. Cameron to Answer Expert Interrogatories And/or Produce Expert Reports. filed by, s/David R. Johnson, Esquire Certificated of Service no cc	Plaintiffs, Motion For Reconsideration has been RESCHEDULED from June 14, 2004 to Thursday, June 24, 2004, at 1:30 p.m. in Courtroom No. 1, by the Court, s/FJA, P.J. 1 cc Atty Johnson, Krier, Blasko, and Acheson
05/25/2004	Plaintiffs, Motion For Stay Of May 11, 2004 Order And For Reconsideration. filed by, s/Amy Acheson, Esquire Certificated of Service no cc	Plaintiffs, Motion to Compel Defendants DuBois Regional Medical Center And Russell E. Cameron to Answer Expert Interrogatories And/or Produce Expert Reports. filed by, s/David R. Johnson, Esquire Certificated of Service no cc
05/26/2004	Response Of Plaintiff Mary O. Kruszewski To Plaintiff's Motion For Reconsideration. filed by, s/John W. Blasko, Esquire Certificated of Service no cc	Plaintiffs, Motion For Reconsideration. filed by, s/John W. Blasko, Esquire Certificated of Service no cc
05/27/2004	Answer With New Matter To Plaintiff's Motion To Complete Answers To Service no cc	Plaintiffs, Motion To Complete Answers To Plaintiff's Motion To Complete Answers To Service no cc
06/01/2004	Motion To Complete Further Responses To Discovery. filed by, s/Alan R. Krier, Esquire Certificate of Service no cc	Plaintiffs, Motion for Stay of May 11, 2004 Order and for Reconsideration filed on May 25, 2004, scheduled for the 27th day of June, 2004, at 1:30 p.m., in Courtroom No. 1, by the Court, s/FJA, P.J. 4 cc Atty
06/07/2004	Motion To Complete Further Responses To Discovery. filed by, s/Alan R. Krier, Esquire Certificate of Service no cc	Plaintiffs, Motion for Stay of May 11, 2004 Order and for Reconsideration filed on May 25, 2004, scheduled for the 27th day of June, 2004, at 1:30 p.m., in Courtroom No. 1, by the Court, s/FJA, P.J. 4 cc Atty
06/25/2004	Order, NOW, this 24th day of June, 2004, parties stipulate and agree as follows:	Plaintiffs shall file their expert reports on or before October 31, 2004; Defendants shall file their expert reports on or before January 31, 2005; Plaintiff's shall have by no later than February 28, 2005, to file a rebuttal report. BY THE COURT: s/Fredric J. Ammerman, P.J. Two CC Atty's
01/31/2005	Expert Report and Curriculum Vitae of W. Scott Morse, M.D., filed by s/Alan R. Krier, Esq. No CC	Plaintiffs, Motion for Entitlement of Time in Which to Serve Rebuttal
02/04/2005	Plaintiffs, Motion for Entitlement of Time in Which to Serve Rebuttal Fredric Joseph Ammerman	Expert Reports, filed by Atty Acheson 1 Cert. to Atty

Date: 09/01/2005 User: LBEENDER
Cleartfield County Court of Common Pleas
Time: 08:44 AM
Page 4 of 6
Case: 2002-00169-CD
ROA Report
Current Judge: Frederic Joseph Ammerman
Michelle Herzling, Jeffrey A. Jarvis, Janell Herzling vs. Mary Kruszewski, DuBois Regional Medical Center, Patrick
Shiaila, Jerrie T. Alajaili, Russell E. Cameron MD
CIVIL Other

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

SAMUEL DAVID RICHARDS,
Petitioner

-vs-

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION,
Respondent

*
*
*
* No.
*
*
*

04-1400-CD

Type of Action:
License Suspension
Appeal

Type of Pleading:
Petition for Review of
Order of Department of
Transportation Suspending
Operating Privileges

Filed on Behalf of:
Samuel David Richards

Counsel of Record for this
Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED

SEP 09 2004

William A. Shaw
Prothonotary

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

SAMUEL DAVID RICHARDS, *
Petitioner *
*
-VS- * No.
*
COMMONWEALTH OF PENNSYLVANIA *
DEPARTMENT OF TRANSPORTATION, *
Respondent *

PETITION FOR REVIEW OF ORDER OF
DEPARTMENT OF TRANSPORTATION SUSPENDING OPERATING PRIVILEGES

AND NOW, comes Your Petitioner, Samuel David Richards, by the undersigned counsel, respectfully petitions the Court pursuant to 75 Pa.Cons.Stat.Ann. Section 1550 for a review of the Order of the Department of Transportation suspending Petitioner's operating privilege and in support thereof, represents as follows:

1. Your Petitioner, Samuel David Richards, is an adult individual residing at 21497 Shawville-Frenchville Highway, Clearfield, Clearfield County, Pennsylvania 16830.

2. Your Petitioner currently possesses a valid driver's license issued to him on February 21, 2004 which as not been heretofore suspended, canceled or revoked.

3. By letter dated August 13, 2004, Your Petitioner was notified in writing by the Department of Transportation of the entry of an order suspending his operating privileges for the following reasons as set forth in the notice: Accident involving death or injury (Section 3742). A copy of the notice is attached hereto as Exhibit "A".

4. The suspension is improper and unlawful for the following reasons:

a. the Department of Transportation failed to give timely notice of the suspension; and

b. the Department of Transportation has taken summary action without an administrative hearing.

WHEREFORE, Your Petitioner respectfully requests that the Court set this matter down forthwith for a De Novo Hearing pursuant to 75 Pa.Cons.Stat.Ann. Section 1550 and that the Order of the Department of Transportation be set aside.

By



Richard H. Milgrub, Esquire
Attorney for Petitioner

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

—
109 NORTH BRADY STREET
DUBOIS, PA 15801

OCT 24th

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION
Bureau of Driver Licensing
Mail Date: AUGUST 13, 2004

SAMUEL DAVID RICHARDS
21497 SHAWVILLE
FRENCHVILLE HIGHWAY
CLEARFIELD PA 16830

WID # 042196122301480 001
PROCESSING DATE 08/06/2004
DRIVER LICENSE # 19729016
DATE OF BIRTH 03/15/1962

Dear MR. RICHARDS:

This is an Official Notice of the Suspension of your Driving Privilege as authorized by Section 1532A of the Pennsylvania Vehicle Code. As a result of your 06/08/2004 conviction of violating Section 3742 of the Vehicle Code ACCID INV DEATH OR INJURY on 06/28/2003:

- Your driving privilege is SUSPENDED for a period of 1 YEAR(S) effective 09/17/2004 at 12:01 a.m.

Before PennDOT can restore your driving privilege, you must follow the instructions in this letter for COMPLYING WITH THIS SUSPENSION, PAYING THE RESTORATION FEE and PROVIDING PROOF OF INSURANCE. You should follow ALL instructions very carefully. Even if you have served all the time on the suspension/revocation, we cannot restore your driving privilege until all the requirements are satisfied.

COMPLYING WITH THIS SUSPENSION

You must return all current Pennsylvania driver's licenses, learner's permits, temporary driver's licenses (camera cards) in your possession on or before 09/17/2004. You may surrender these items before, 09/17/2004, for earlier credit; however, you may not drive after these items are surrendered.

YOU MAY NOT RETAIN YOUR DRIVER'S LICENSE FOR IDENTIFICATION PURPOSES. However, you may apply for and obtain a photo identification card at any Driver License Center for a cost of \$10.00. You must present two (2) forms of proper identification (e.g., birth certificate, valid U.S. passport, marriage certificate, etc.) in order to obtain your photo identification card.

You will not receive credit toward serving any suspension until we receive your license(s). Complete the following steps to acknowledge this suspension.

1. Return all current Pennsylvania driver's licenses, learner's permits and/or camera cards to PennDOT. If you do not have any of these items, send a sworn notarized letter stating you are aware of the suspension of your driving privilege. You must specify in your letter why you are unable to return your driver's license. Remember: You may not retain your driver's license for identification purposes. Please send these items to:
Pennsylvania Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693
2. Upon receipt, review and acceptance of your Pennsylvania driver's license(s), learner's permit(s), and/or a sworn notarized letter, PennDOT will send you a receipt confirming the date that credit began. If you do not receive a receipt from us within 3 weeks, please contact our office. Otherwise, you will not be given credit toward serving this suspension. PennDOT phone numbers are listed at the end of this letter.
3. If you do not return all current driver license products, we must refer this matter to the Pennsylvania State Police for prosecution under SECTION 1571(a)(4) of the Pennsylvania Vehicle Code.

PAYING THE RESTORATION FEE

You must pay a restoration fee to PennDOT to be restored from a suspension/revocation of your driving privilege. To pay your restoration fee, complete the following steps:

1. Return the enclosed Application for Restoration. The amount due is listed on the application.
2. Write your driver's license number (listed on the first page) on the check or money order to ensure proper credit.
3. Follow the payment and mailing instructions on the back of the application.

042196122301480

PROVIDING PROOF OF INSURANCE

Within the last 30 days of your suspension/revocation, we will send you a letter asking that you provide proof of insurance at that time. This letter will list acceptable documents and what will be needed if you do not own a vehicle registered in Pennsylvania.

IMPORTANT: Please make sure that PennDOT is notified if you move from your current address. You may notify PennDOT of your address change by calling any of the phone numbers listed at the end of this letter.

APPEAL

You have the right to appeal this action to the Court of Common Pleas (Civil Division) within 30 days of the mail date, AUGUST 13, 2004, of this letter. If you file an appeal in the County Court, the Court will give you a time-stamped certified copy of the appeal. In order for your appeal to be valid, you must send this time-stamped certified copy of the appeal by certified mail to:

Pennsylvania Department of Transportation
Office of Chief Counsel
Third Floor, Riverfront Office Center
Harrisburg, PA 17104-2516

Remember, this is an **OFFICIAL NOTICE OF SUSPENSION**. You must return all current Pennsylvania driver license products to PennDOT by 09/17/2004.

Sincerely,

Rebecca L. Bickley

Rebecca L. Bickley, Director
Bureau of Driver Licensing

SEND FEE/LICENSE/DL-16LC/T0:
Department of Transportation
Bureau of Driver Licensing
P.O. Box 68693
Harrisburg, PA 17106-8693

INFORMATION (7:00 AM TO 9:00 PM)
IN STATE 1-800-932-4600
OUT-OF-STATE 717-391-6190
TDD IN STATE 1-800-228-0676
TDD OUT-OF-STATE 717-391-6191

*File appeal
Sep 17, 2004*
*File FRI,
The 10th*

I, Samuel David Richards, verify that the statements made in the Petition are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities.

Date: 9/9/04

Sam Richards

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

SAMUEL DAVID RICHARDS, *
Petitioner *
*
-vs- * No. 04-1400-
*
COMMONWEALTH OF PENNSYLVANIA *
DEPARTMENT OF TRANSPORTATION, *
Respondent *

ORDER FOR HEARING

AND NOW, the ____ day of _____, 2004, upon
consideration of the Petition of Samuel David Richards, for a
review of an Order of the Department of Transportation suspending
Petitioner's operating privileges, a Hearing De Novo is granted
to determine whether the action of the Department of
Transportation in suspending operator's driving privileges should
be set aside.

Hearing on the above-captioned matter is set for the
____ day of _____, 2004 at ____:_____.m. in
Courtroom ____ of the Clearfield County Courthouse, Clearfield,
Pennsylvania.

The Prothonotary is directed forthwith to notify the
Department of Transportation of the appeal and the hearing date,
or the Petitioner is directed forthwith to serve a notice of the
appeal and copies of the Petition for Review and Order for
Hearing on the Department of Transportation at the address shown
in the Department's Notice of Entry of Order, by certified mail,
return receipt requested.

BY THE COURT:

Judge

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

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

SAMUEL DAVID RICHARDS :
:
vs. : No. 04-1400-CD
:
COMMONWEALTH OF PENNSYLVANIA :
DEPARTMENT OF TRANSPORTATION :

ORDER

AND NOW, this 15th day of October, 2004, it is the ORDER of the Court that hearing on Plaintiff's License Suspension Appeal in the above matter has been scheduled for Wednesday, November 10, 2004 at 11:30 A.M. before the Honorable John K. Reilly, Jr., Senior Judge, Specially Presiding, in the Clearfield County Courthouse, Clearfield, PA. Please report to the Court Administrator's Office. You will be directed from there where these hearing will be heard.

BY THE COURT:



FREDRIC J. AMMERMAN
President Judge

FILED

OCT 15 2004 E6K
013:00 AM

William A. Shaw
Prothonotary/Clerk of Courts

2 Went to C/A for Seal

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

SAMUEL DAVID RICHARDS, *
Petitioner *
*
-vs- * No. 04-1400-CD
*
COMMONWEALTH OF PENNSYLVANIA *
DEPARTMENT OF TRANSPORTATION, *
Respondent *

Type of Action:
License Suspension

Type of Pleading:
Petition for Continuance

Filed on Behalf of:
Samuel David Richards

Counsel of Record for this
Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED 1CC
01/3/2004 ATT/ML/rgwbs
OCT 22 2004

Private Duty Work College

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

SAMUEL DAVID RICHARDS, *
Petitioner *
*
-vs- * No. 04-1400-CD
*
COMMONWEALTH OF PENNSYLVANIA *
DEPARTMENT OF TRANSPORTATION, *
Respondent *

PETITION FOR CONTINUANCE

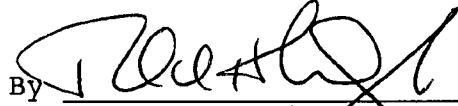
AND NOW, comes Your Petitioner, Samuel David Richards, by and through his attorney, Richard H. Milgrub, Esquire, who files the following Petition for Continuance:

1. Your Petitioner is presently represented by Attorney Richard H. Milgrub.

2. A License Suspension Hearing is scheduled for Wednesday, November 10, 2004 at 11:30 a.m.

3. Attorney Richard H. Milgrub is unavailable that day to attend said hearing due to prior commitments.

WHEREFORE, Your Petitioner respectfully requests that the Hearing be continued until the next scheduled License Suspension Appeal hearing date.

By 
Richard H. Milgrub, Esquire
Attorney for Petitioner

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

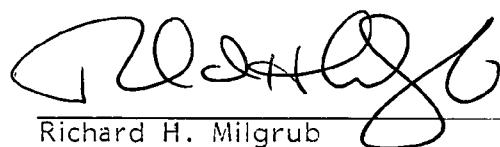
VERIFICATION

I, Richard H. Milgrub, have read the foregoing
Petition

The statements therein are correct to the best of my personal knowledge
or information and belief.

This statement and verification is made subject to penalties of 18
Pa. C.S. §4904 relating to unsworn falsification to authorities, which provides
that if I make knowingly false averments, I may be subject to criminal
penalties.

I am authorized to make this verification on behalf of
Samuel David Richards
because of my position as counsel of record.



Richard H. Milgrub

Dated: 10/21/04

RICHARD H. MILGRUB
ATTORNEY & COUNSELOR
AT LAW
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

111 NORTH BRADY STREET
DUBOIS, PA 15801

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

SAMUEL DAVID RICHARDS, *
Petitioner *
*
-vs- * No. 04-1400-CD
*
COMMONWEALTH OF PENNSYLVANIA *
DEPARTMENT OF TRANSPORTATION, *
Respondent *

ORDER

AND NOW, this 25th day of October, 2004, upon
consideration of Samuel David Richards Petition for Continuance,
it is hereby ORDERED and DECREED that the License Suspension
Hearing scheduled in the above matter for November 10, 2004 at
11:30 a.m. is hereby rescheduled until the next regularly
scheduled License Suspension Appeal Hearing date.

BY THE COURT:



Judge

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED 2cc Atty Milgrub
10/25/04 10:51 AM
OCT 25 2004
Kuhar
PROSECUTOR'S OFFICE
CLEARFIELD COUNTY, PA

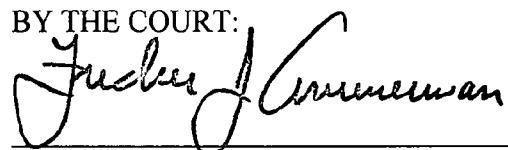
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

SAMUEL DAVID RICHARDS :
vs. : No. 04-1400-CD
COMMONWEALTH OF PENNSYLVANIA :

ORDER

AND NOW, this 25th day of August, 2005, it is the ORDER of the Court that hearing on Plaintiff's License Suspension Appeal in the above matter has been scheduled for Friday, September 23, 2005 at 3:00 P.M. before the Honorable John K. Reilly, Jr., Senior Judge, Specially Presiding, in the Clearfield County Courthouse, Clearfield, PA. Please report to the Court Administrator's Office. You will be directed from there where this hearing will be heard.

BY THE COURT:



FREDRIC J. AMMERMAN
President Judge

FILED

02.2005

AUG 25 2005



William A. Shaw
Prothonotary

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

SAMUEL DAVID RICHARDS,

*

-VS-

*

NO. 04-1400-CD

COMMONWEALTH OF PENNSYLVANIA

*

Type of Pleading:
Praeclipe to Withdraw

Filed on Behalf of:
Plaintiff

Counsel of Record for this
Party:

Richard H. Milgrub
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED
01/24/05
SEP 16 2005

William A. Shaw
Prothonotary/Clerk of Courts
2005-01-24
64

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

SAMUEL DAVID RICHARDS,

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-vs-

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No. 04-1400-CD

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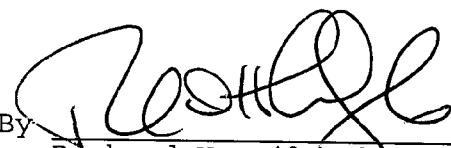
COMMONWEALTH OF PENNSYLVANIA *

TO THE PROTHONOTARY,

Please withdraw the above captioned Appeal on behalf
of Samuel David Richards.

Date: 9/15/05

By


Richard H. Milgrub
Attorney at Law

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

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

SAMUEL DAVID RICHARDS,

*

-vs-

*

No. 04-1400-CD

*

COMMONWEALTH OF PENNSYLVANIA *

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Plaintiff

Counsel of Record for this
Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED ^{No} _{cc}
01/19/2005
CLERK 19 2005

CLERK OF COURTS

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

SAMUEL DAVID RICHARDS,

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-vs-

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No. 04-1400-CD

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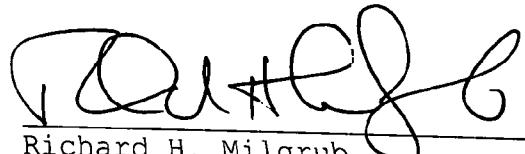
COMMONWEALTH OF PENNSYLVANIA

*

CERTIFICATE OF SERVICE

I, Richard H. Milgrub, Esquire, do hereby certify that the Petition to Withdraw the Appeal was served upon William Kuhar, Esquire at PA Dept. of Transportation, Chief of Counsel, 3rd Floor, River Front Office Center, Harrisburg, Pennsylvania this 19th day of September, 2005 by first class U.S. mail postage prepaid.

Date: 9/19/05



Richard H. Milgrub
Attorney for Plaintiff

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

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

SAMUEL DAVID RICHARDS,

*

-vs-

*

No. 04-1400-CD

*

COMMONWEALTH OF PENNSYLVANIA *

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Plaintiff

Counsel of Record for this
Party:

Richard H. Milgrub, Esquire
Supreme Court I.D. 19865

211 North Second Street
Clearfield, PA 16830
(814) 765-1717

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

109 NORTH BRADY STREET
DUBOIS, PA 15801

FILED NO
09-4601
SEP 19 2005
S

V. Maria Shaw
Prothonotary/Clerk of Courts

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

SAMUEL DAVID RICHARDS,

*

*

-vs-

*

No. 04-1400-CD

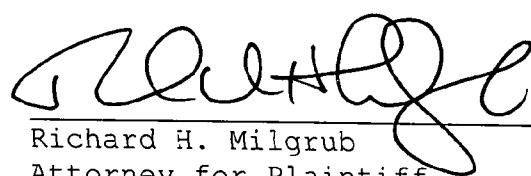
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COMMONWEALTH OF PENNSYLVANIA *

CERTIFICATE OF SERVICE

I, Richard H. Milgrub, Esquire, do hereby certify that the Petition to Withdraw the Appeal was served upon Samuel David Richards at RR 2, Box 185, Clearfield, Pennsylvania this 19th day of September, 2005 by first class U.S. mail postage prepaid.

Date: 9/19/05



Richard H. Milgrub
Attorney for Plaintiff

THE LAW OFFICES OF
RICHARD H. MILGRUB
211 NORTH SECOND STREET
CLEARFIELD, PA 16830

—
109 NORTH BRADY STREET
DUBOIS, PA 15801