

04-1475-CD  
AMANDA PHIPPIN vs. HOWARD BLOOM


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

Amanda Phippin,  
Plaintiff

vs.

Howard Bloom,  
Defendant

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\*  
\* NO.: 2004-1475-CD  
\*  
\* Type of Case: Replevin  
\*  
\* Type of Pleading: Petition to  
\* Proceed In Forma Pauperis  
\*  
\* Filed on Behalf of:  
\*  
\* Counsel of Record for this Party:  
\* Robin Jean Foor, Esquire  
\*  
\* Supreme Court No.: 41520  
\*  
\* MidPenn Legal Services  
\* 211 1/2 East Locust Street  
\* Clearfield, PA 16830  
\* (814)765-9646

*Original  
to C/A* **FILED**   
SEP 27 2004  
01/12/55/12  
William A. Shaw  
Prothonotary/Clerk of Courts  
*1 C/P to Att*

**William A. Shaw**  
**Prothonotary**

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

Amanda Phippin,  
Plaintiff

vs.

Howard Bloom,  
Defendant

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COMPLAINT-CIVIL ACTION  
REPLEVIN

Pursuant to Pa.R.C.P. 1071, Plaintiff brings this action in replevin against the Defendant, and support thereof avers as follows:

1. Plaintiff is an adult individual who resides at 227 Clark Street, Clearfield, PA.
2. Defendant is an adult individual who resides at RR #1, Box 70, Rockton, Pa.
3. Plaintiff leased an apartment from the defendant located at 612 Dorey Street, Apt #7, Clearfield, PA.
4. Plaintiff did fall behind in her rent.
5. Defendant did give plaintiff a written eviction notice around the end of July.
6. Defendant has never filed any action in eviction or ejectment.
7. On September 20 2004, plaintiff returned to the residence on Dorey Street after an absence of approximately one week.
8. Plaintiff found that the residence had been padlocked.
9. Plaintiff contacted the manager of the building and requested to have access to remove her furniture and other personal belongings.

10. Plaintiff's father also contacted defendant and requested information on how plaintiff could gain access to her personal property.

11. Defendant has refused to give plaintiff access to her personal property or information on when she can remove her property from the Dorey Street residence.

#### COUNT I-REPLEVIN

12. Plaintiff incorporates by references the preceding paragraphs of the Complaint as if set forth in full herein.

13. Defendant is in wrongful possession of plaintiff's personal property.

14. The furniture and personal items that were located in Apt #7 at 612 Dorey Street are the property of the Plaintiff.

15. Plaintiff has the immediate right to possession of the personal property.

16. Defendant's continuing wrongful possession of plaintiff's personal property has prevented plaintiff from using the same, all to the Plaintiff's damage in excess of \$

WHEREFORE, Plaintiff prays for judgment against Defendant:

17. For recovery of her personal property or for damages in excess of \$1000 for the value of the personal property in the event Plaintiff cannot obtain recovery of the same;

18. For damages in excess of \$50 for loss of use of the property during defendant's detention of the same;

19. For such other and further relief as the court deems just and equitable.

#### COUNT II- ALTERNATE RELIEF-DAMAGES

20. Plaintiff incorporates by reference the preceding paragraphs of her Complaint as if set forth herein.

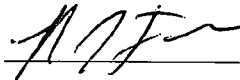
21. In the event, plaintiff's personal property cannot be located or in the event that the Defendant has sold or otherwise disposed of the personal property, Plaintiff seeks damages in an amount in excess of \$1000 against defendant, plus interest and costs.

WHEREFORE, Plaintiff prays for judgment against Defendant:

22. For recovery of her personal property or for damages in excess of \$1000 for the value of the personal property in the event Plaintiff cannot obtain recovery of the same;

23. For damages in excess of \$50 for loss of use of the property during defendant's detention of the same;

24. For such other and further relief as the court deems just and equitable.




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Robin Jean Foor  
PA ID # 41520  
MidPenn Legal Services Inc.  
211 1/2 East Locust Street  
Clearfield, PA 16803  
(814)765-9646

# VERIFICATION

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

  
Amanda Phippin

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
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Amanda Phippin,  
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\* (814)765-9646

FILED (m)

SEP 27 2004

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William A. Shaw

Prothonotary/Clerk of Courts

1 Cmt to App

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

Amanda Phippin,	: No.04-
Plaintiff	:
	:
v.	:
	:
Howard Bloom,	:
Defendant	:

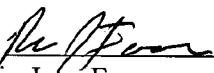
PRAECIPE TO PROCEED IN FORMA PAUPERIS

TO THE PROTHONOTARY:

Kindly allow plaintiff, Amanda Phippin, to proceed in forma pauperis and waive the filing fees.

I, Robin Jean Foor, attorney for the party proceeding in forma pauperis, certify that I believe the party is unable to pay the costs and that I am providing free legal service to the party. The party's affidavit showing inability to pay the costs of litigation is attached hereto.

MIDPENN LEGAL SERVICES,

By:   
Robin Jean Foor  
Attorney for Amanda Phippin  
211 ½ East Locust Street  
Clearfield, PA 16830  
(814) 765-9646

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

Amanda Phippin,		: NO. 04-
	Plaintiff	:
		:
v.		:
		:
Howard Bloom,		:
	Defendant	:

PETITION TO PROCEED IN FORMA PAUPERIS

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

The Petition of Amanda Phippin respectfully represents:

1. I am the plaintiff in the above matter and because of my financial condition am unable to pay the fees and costs of prosecuting or defending the action or proceeding.

2. I am unable to obtain funds from anyone, including my family and associates, to pay the costs of litigation.

3. I represent that the information below relating to my ability to pay the fees and costs is true and correct:

(a) Name: Amanda Phippin

Address: 227 Clark Street, Clearfield, PA

Soc. Sec. No.: 520-90-7032

(b) Employment--If you are presently employed, state

Employer: Domino's

Address: Clearfield, PA

Salary or wages per month: \$800 (gross)

Type of work: Shift manager

--If you are presently unemployed, state

Date of last employment:

Salary or wages per month:

Type of work:

(c) Other income within the past twelve months

Business or profession: None

Other self-employment: None

Interest: None

Dividends: None

Pension and annuities: None

Social security benefits: None

Support payments: None

Disability payments: None

Unemployment compensation and supplemental benefits: None

Workman's compensation: None

Public assistance: None

Other: Foodstamps: \$144

(d) Other contributions to household support(please circle)

Name of Spouse, Boyfriend/girlfriend, or Roommate/housemate:

If employed, state

Employer:

Salary or wages per month:

Type of work:

Contributions from children: None

Contributions from parents, family members or  
any other individuals: None

(e) Property owned

Cash: None

Checking account: None

Savings account: None

Certificates of deposit: None

Real estate (including home): None

Motor vehicle: Model, Make/Year: 1987 Chevy Spectrum

Cost:\$700 ; Amount owed: None

Stocks; bonds: None

Other: None

(f) Debts and obligations

Utilities: \$600 gas and light bills

\$ 60 phone bill

\$

\$

Groceries \$ 200-250

Rent/Mortgage\$ 900- back rent

Loans:

Auto expense: \$88/month- car insurance

Child support: \$ 270/ month

Miscellaneous: Medical bill: \$500

(g) Persons dependent upon you for support

Spouse's Name: N/A

Children, if any (names/ages):

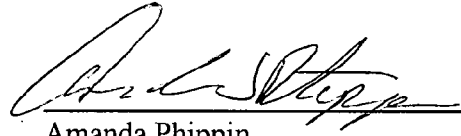
Other persons: Name: None

Relationship: N/A

4. I understand that I have a continuing obligation to inform the court of improvement in my financial circumstances which would permit me to pay the costs incurred herein.

5. I verify that the statements made in this affidavit 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: 9/23/04

  
Amanda Phippin

FILED

SEP 27 2004

William A. Shaw  
Prothonotary/Clerk of Courts

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

Amanda Phippin,  
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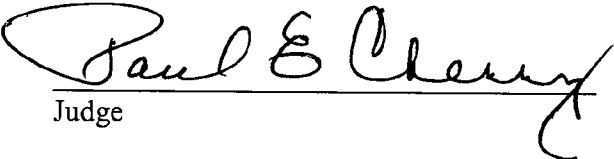
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ORDER

AND NOW, this 27<sup>th</sup> day of September, 2004, upon consideration  
of the foregoing Affidavit in support of Petition to Proceed In Forma Pauperis, it is the ORDER  
of this Court that said Petition is GRANTED/DENIED.

If the Petition is GRANTED, Filing fee is hereby WAIVED.

By the Court

  
Judge

**FILED**

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SEP 28 2004

William A. Shaw  
Prothonotary  
1 cert to App

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vs.

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: 04-1475-CD  
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PRAECIPE TO DISCONTINUE

TO THE PROTHONOTARY:

Please discontinue the above captioned matter.



Robin Jean Foor  
PA ID # 41520  
MidPenn Legal Services Inc.  
211 1/2 East Locust Street  
Clearfield, PA 16803  
(814)765-9646

EVK  
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to Atty Foor  
6/2:16/04  
JUL 15 2004  
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**IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA**

**CIVIL DIVISION**

**Amanda Phippin**

**Vs.**

**No. 2004-01475-CD**

**Howard Bloom**

**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 October 18, 2004, marked:

Discontinued

No Record costs required.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 18th day of October A.D. 2004.

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William A. Shaw, Prothonotary