

04-1584-CD  
SAFECO INSURANCE COMPANY  
vs. TRI-WOODS, INC.

2004-1584-CD  
SAFECO INSURANCE CO vs TRI-WOODS

**Safeco Insurance Company vs. Tri-Woods, Inc. - Complaint p. 1**

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

SAFECO INSURANCE COMPANY

Plaintiff,

vs.

TRI-WOODS, INC.,

Defendant.

CIVIL ACTION - LAW

No. 04-1584-C

**COMPLAINT IN CIVIL ACTION**

Filed on Behalf of Plaintiff,  
SAFECO INSURANCE COMPANY

**COUNSEL OF RECORD FOR THIS  
PARTY:**

John R. Keating, Esquire  
PA I.D. No. 52779

VOLLMER RULONG & KEATING, P.C.  
Suite 1212, Grant Building  
330 Grant Street  
Pittsburgh, PA 15219  
(412) 391-2121  
(412) 391-3578 Fax  
Firm I.D. No. 916

**FILED** E6K  
10/12/04 10:00 AM  
OCT 12 2004

William A. Shaw  
Prothonotary

Safeco Insurance Company vs. Tri-Woods, Inc. - Complaint p. 2

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

SAFECO INSURANCE COMPANY	)	CIVIL ACTION - LAW
Plaintiff,	)	No.
vs.	)	
TRI-WOODS, INC.,	)	
Defendant.	)	

**NOTICE TO DEFEND**

You have been sued in court. If you wish to defend against the claim 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 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, THEN YOU SHOULD GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:**

**IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ON AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.**

NOTICE TO DEFEND:

David S. Meholic, Court Administrator  
CLEARFIELD COUNTY COURTHOUSE  
Clearfield, PA 16830  
(814) 765-2641 Ext. 32

LAWYER REFERRAL SERVICE:

Pennsylvania Bar Association  
P.O. Box 186  
Harrisburg, PA 17108  
(800) 692-7375

Safeco Insurance Company vs. Tri-Woods, Inc. - Complaint p. 3

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

SAFECO INSURANCE COMPANY ) CIVIL ACTION - LAW  
Plaintiff, )  
vs. ) No.  
TRI-WOODS, INC., )  
Defendant. )

COMPLAINT IN CIVIL ACTION

1. Plaintiff, SAFECO INSURANCE COMPANY (hereinafter "Plaintiff") is an insurance company licensed with the Department of Insurance to sell insurance in this Commonwealth with offices at 500 N. Meridian Street, Indianapolis, IN 46204.

2. Defendant, TRI-WOODS, INC. (hereinafter "Defendant") is a corporation organized and doing business under the laws of the Commonwealth of Pennsylvania with its registered office address at 305 Aspen Way, Du Bois, Clearfield County, Pennsylvania 15801 and a mailing address of P.O. Box 275, Du Bois, PA 15801.

3. Before on or about December 4, 2001, upon an application submitted to Plaintiff by Defendant or it's agent, Service Unlimited, a request was made for the issuance of insurance coverage for the Policy period of September 4, 2001 to September 4, 2002.

4. Plaintiff accepted the application and issued Workers Compensation Insurance to the Defendant for the policy period of September 4, 2001 to September 4, 2002 through policy number 02-WC-513925-20.

5. A true and correct copy the Workers Compensation Policy, declarations pages and endorsements thereto were provided to the Defendant when issued and have not been reproduced here because of its volume.

**Safeco Insurance Company vs. Tri-Woods, Inc. - Complaint p. 4**

6. The Workers Compensation policy was issued based on an estimated premium subject to an end term audit to be completed by Plaintiff.

7. Where the estimate premium is based on projected payroll, the end term audit is the means by which the policy premium is adjusted in accordance with the actual payroll records of the insured/Defendant to reflect the actual risk exposure during the policy period.

8. On or about December 4, 2002, Plaintiff cancelled the Defendant's insurance coverage for reasons of non-payment of the scheduled premium.

9. The total earned premium for the policy period of September 4, 2001 to September 4, 2002, based on the Workers Compensation policy was \$19,488.92.

10. The premium charged was the fair, reasonable and market price for type of coverage provided at the time it was sold to the Defendant, and further are the prices that it agreed to pay.

11. Plaintiff applied the premium balance on the Workers Compensation coverage to the Defendant's account number 026-5579-345-02.

12. In addition to the Worker's Compensation Coverage referenced above, Defendant also secured its Commercial Liability coverage from Plaintiff for the policy period of December 4, 2001 to December 4, 2002.

13. A true and correct copy the Commercial Liability Policy, declarations pages and endorsements thereto were provided to the Defendant when issued and have not been reproduced here because of its volume.

14. Defendant agreed to pay a premium for the Commercial Liability policy when it made application for the coverage.

15. On or about December 4, 2002, Plaintiff cancelled the Defendant's insurance coverage for reasons of non-payment of the scheduled premium.

**Safeco Insurance Company vs. Tri-Woods, Inc. - Complaint p. 5**

16. The total earned premium for the policy period of December 4, 2001 to December 4, 2002, based on the Commercial Liability policy was \$4,902.58.

17. The premium charged was the fair, reasonable and market price for type of coverage provided at the time it was sold to the Defendant, and further are the prices that it agreed to pay.

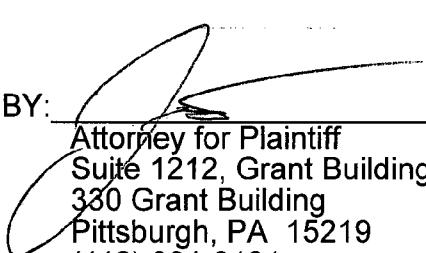
18. Plaintiff applied the premium balance on the Commercial Liability coverage to the Defendant's account number 026-5579-345-02.

19. Plaintiff has demanded payment of the combined premium balance due on the policies of \$24,391.50, but the Defendant has failed or refused to pay the same or any part thereof.

20. Plaintiff demands interest at the legal rate of 6% from an average due date of January 4, 2003.

WHEREFORE, Plaintiff requests judgment in its favor and against the Defendant, TRI-WOODS, INC. in the amount of \$24,391.50 plus interest at a rate of 6%, thereon from an average due date of January 4, 2003 plus costs.

**VOLLMER RULONG & KEATING, P.C.**

BY: 

Attorney for Plaintiff  
Suite 1212, Grant Building  
330 Grant Building  
Pittsburgh, PA 15219  
(412) 391-2121  
(412) 391-3578 Fax

S

**UNSWORN VERIFICATION**

I, Sheila Cain, state that I am the Collections Coordinator of **SAFECO INSURANCE COMPANY** the Plaintiff herein. I have reviewed the annexed pleading and believe the facts contained therein are true and correct to the best of my knowledge, information and belief. I believe that the corporation will be able to prove these facts at trial. This declaration is made by me with the knowledge that it is subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

**SAFECO INSURANCE COMPANY**

BY: Sheila Cain  
TITLE: Collections Coordinator

In The Court of Common Pleas of Clearfield County, Pennsylvania

SAFECO INSURANCE COMPANY

VS.

TRI-WOODS, INC.

COMPLAINT

Sheriff Docket # 16425

04-1584-CD

**SHERIFF RETURNS**

---

NOW OCTOBER 18, 2004 AT 10:20 AM SERVED THE WITHIN COMPLAINT ON TRI-WOODS, INC., DEFENDANT AT EMPLOYMENT, 30 ASPEN WAY, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DUSTIN HORCHEN, OWNER A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SERVED BY: COUDRIET/DEHAVEN

---

Return Costs

Cost	Description
32.25	SHERIFF HAWKINS PAID BY: ATTY CK# 31342
10.00	SURCHARGE PAID BY: ATTY CK# 31343

---

Sworn to Before Me This

2 Day Of November 2004  
William A. Shaw

So Answers,

*Chester A. Hawkins*  
*by Mailey Harry*  
Chester A. Hawkins  
Sheriff

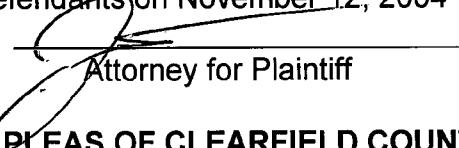
FILED

E612

NOV 02 2004

William A. Shaw  
Prothonotary

I hereby certify that Rule 237.1 has  
been complied with and that notice  
of intention to file Praeclipe for  
Default Judgment was mailed to  
Defendants on November 12, 2004

  
\_\_\_\_\_  
Attorney for Plaintiff

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

**CIVIL ACTION - LAW**

**SAFECO INSURANCE COMPANY**

Plaintiff,  
vs.

**TRI-WOODS INC.**

Defendant

**PRAECLYPE FOR DEFAULT  
JUDGMENT**

Filed on behalf of plaintiff

**CERTIFICATE OF ADDRESS**

I hereby certify that the last  
known address of the Plaintiff  
and the Defendant are as follows:

Plaintiff:

500 N. Meridian Street  
Indianapolis, IN 46204

Defendant

30 Aspen Way  
DuBois, PA 15801

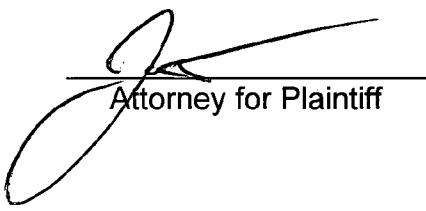
**SAFECO INSURANCE COMPANY**

**COUNSEL OF RECORD FOR  
THIS PARTY:**

John R. Keating, Esquire

PA ID No. 52779

**VOLLMER RULONG & KEATING, P.C.**  
Suite 1212, Grant Building  
330 Grant Street  
Pittsburgh, PA 15219  
(412) 391-2121  
(412)391-3578 fax  
Firm I.D. No. 916

  
\_\_\_\_\_  
Attorney for Plaintiff

**FILED**  
M 1:35pm Notice to Def  
Served to Atty  
DEC 08 2004

William A. Shaw  
Prothonotary

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

SAFECO INSURANCE COMPANY ) CIVIL ACTION - LAW  
vs. )  
TRI-WOODS INC. )  
Defendant )  
Plaintiff, )  
No: 2004-1584 CD

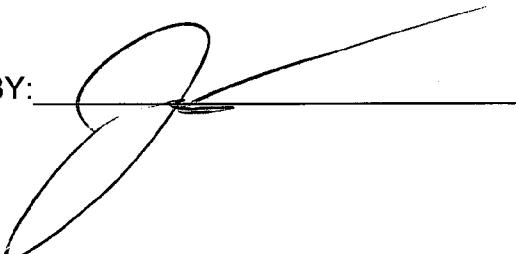
**PRAECIPE FOR DEFAULT JUDGMENT**

TO THE PROTHONOTARY:

Please enter judgment in favor of the plaintiff and against the defendant for failure of the defendant to file an Answer within the prescribed period time.

Amount	\$24,391.50
6% Interest from 1/4/03	<u>\$ 2,762.59</u>
<b>TOTAL</b>	<b>\$27,154.09 plus costs</b>

VOLLMER RULONG & KEATING, P.C.

BY: 

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

SAFECO INSURANCE COMPANY ) CIVIL ACTION - LAW  
 )  
 Plaintiff, ) No. 2004-1584 CD  
 )  
 vs. )  
 )  
 TRI-WOODS, INC. )  
 )  
 Defendant. )

**NOTICE OF PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT**

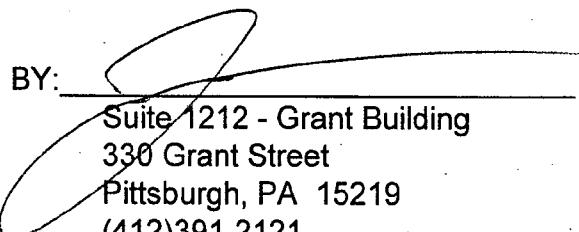
TO: TRI-WOODS INC.  
30 ASPEN WAY  
DUBOIS, PA 15801  
DATE: NOVEMBER 12, 2004

**IMPORTANT NOTICE**

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO TAKE ACTION  
REQUIRED OF YOU IN THIS CASE. UNLESS YOU ACT WITHIN TEN DAYS FROM  
THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU  
WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER  
IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE.  
IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR  
TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET  
LEGAL HELP.

DAVID S. MEHOLICK, COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814)765-2641 EXT. 32

VOLLMER RULONG & KEATING, P.C.

BY: 

Suite 1212 - Grant Building  
330 Grant Street  
Pittsburgh, PA 15219  
(412)391-2121  
(412)391-3578 fax

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA**

SAFECO INSURANCE COMPANY ) CIVIL ACTION - LAW  
vs. )  
Plaintiff, )  
vs. ) No: 2004-1584 CD  
TRI-WOODS, INC. )  
Defendant )

## **NOTICE OF ORDER, DECREE OF JUDGMENT**

To: TRI-WOODS INC.  
30 ASPEN WAY  
DUBOIS, PA 15801

( ) Plaintiff  
(xx) Defendant  
( ) Additional Defendant

You are hereby noticed that an Order, Decree or Judgment was entered in the  
above captioned matter proceeding on *December 8, 2004*

( ) A copy of the Order of Decree is enclosed; or  
( ) The judgment is as follows \$27,154.09 plus costs

William H. Chase  
Deputy

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

Safeco Insurance Company  
Plaintiff(s)

No.: 2004-01584-CD

Real Debt: \$27,154.09

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Tri-Woods, Inc.  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: December 8, 2004

Expires: December 8, 2009

Certified from the record this 8th day of December, 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

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

**SAFECO INSURANCE COMPANY**

**CIVIL ACTION - LAW**

**Plaintiff,**

**No. 2004-1584 CD  
MONEY JUDGMENT  
PRAECIPE FOR  
WRIT OF EXECUTION**

**vs.**

**TRI-WOODS, INC.**

**Defendant**

**Filed on Behalf of Plaintiff  
SAFECO INSURANCE COMPANY**

**COUNSEL OF RECORD FOR THIS  
PARTY**

**John R. Keating, Esquire  
PA I.D. No. 52779**

**VOLLMER RULONG & KEATING, P.C.  
Suite 1212, Grant Building  
330 Grant Street  
Pittsburgh, PA 15219  
(412) 391-2121**

**Firm I.D. No. 916**

**FILED** 1008  
2/14/2005 1:31 PM  
FEB 14 2005  
Levante to Shaf  
Atypd.  
William A. Shaw  
Prothonotary/Clerk of Courts  
20.00

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

SAFECO INSURANCE COMPANY ) CIVIL ACTION - LAW  
                                  )  
                                  Plaintiff, ) No. 2004-1584 CD  
                                  vs. )  
                                  )  
                                  ) TRI-WOODS INC. )  
                                  )  
                                  Defendant )

**PRAECIPE FOR WRIT OF EXECUTION**

TO THE PROTHONOTARY:

Issue Writ of Execution in the above matter:

(1) Directed to the Sheriff of CLEARFIELD County

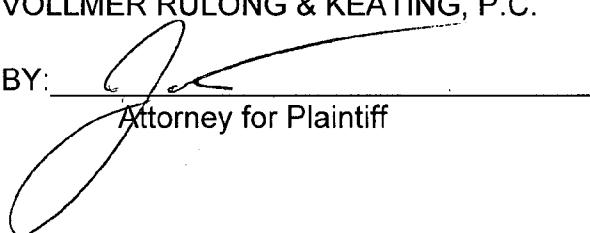
(2) Against Defendant TRI-WOODS INC.

(3) Amount due:                                   \$27,154.09  
                                  6% Interest from 12/8/04                   \$ 229.31

TOTAL   \$27,383.40 PLUS COSTS

125.00   **Prothonotary costs**

Respectfully submitted,  
VOLLMER RULONG & KEATING, P.C.

BY: 

Attorney for Plaintiff

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

Safeco Insurance Company

Vs.

NO.: 2004-01584-CD

Tri-Woods, Inc.

**COPY**

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the debt, interest and costs due SAFECO INSURANCE COMPANY, Plaintiff(s) from TRI-WOODS, INC., Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:  
Personal Property
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$27,383.40

PAID: \$125.00

6% Interest from 12/8/04: \$229.31

SHERIFF: \$

PROTH. COSTS: \$

OTHER COSTS: \$

ATTY'S COMM: \$

DATE: 02/14/2005

Received this writ this \_\_\_\_\_ day  
of \_\_\_\_\_ A.D. \_\_\_\_\_  
At \_\_\_\_\_ A.M./P.M.

\_\_\_\_\_  
Sheriff

---

William A. Shaw  
Prothonotary/Clerk Civil Division

Requesting Party: John R. Keating, Esq.  
Ste. 1212 Grant Building  
330 Grant Building  
Pittsburgh, PA 15219  
(412) 391-2121

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20109  
NO: 04-1584-CD

PLAINTIFF: SAFECO INSURANCE COMPANY

vs.

DEFENDANT: TRI-WOODS, INC.

Execution PERSONAL PROPERTY

**SHERIFF RETURN**

DATE RECEIVED WRIT: 2/14/2005

LEVY TAKEN 4/22/2005 @ 11:25 AM

POSTED 5/2/2005 @ 12:00 PM

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 9/27/2011

DATE DEED FILED

PROPERTY ADDRESS 30 ASPEN WAY DUBOIS , PA 15801

FILED

01/10/2011  
SEP 27 2011  
(LM)

William A. Shaw  
Prothonotary/Clerk of Courts

**SERVICES**

SEE ATTACHED SHEET(S) OF SERVICES

SHERIFF HAWKINS \$134.65

SURCHARGE \$20.00 PAID BY ATTORNEY

Sworn to Before Me This

So Answers,

\_\_\_\_ Day of \_\_\_\_\_ 2011

*Chester A. Hawkins*  
by Cynthia Beller, Deputy  
Chester A. Hawkins  
Sheriff

SAFECO INSURANCE COMPANY  
vs  
TRI-WOODS, INC.

---

1 4/22/2005 @ 11:25 AM SERVED TRI-WOODS, INC.

SERVED TRI-WOODS, INC. DEFENDANT, BY SERVING DUSTIN HORCHEN, DEFENDANT/OWNER AT HIS PLACE OF EMPLOYMENT 30 ASPEN WAY, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DUSTIN HORCHEN A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND COPY OF THE LEVY AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

---

2 5/2/2005 @ 12:00 PM SERVED TRI-WOODS, INC.

SERVED TRI-WOODS, INC. DEFENDANT, BY SERVING DUSTIN HORCHEN, DEFENDANT/OWNER AT HIS PLACE OF EMPLOYMENT 30 ASPEN WAY, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DUSTIN HORCHEN THE NOTICE OF SALE AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

---

@ SERVED

NOW, MAY 25, 2005 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO CONTINUE THE SHERIFF SALE SCHEDULED FOR MAY 27, 2005 FOR 30 DAYS TO ALLOW TIME FOR A SETTLEMENT.

---

@ SERVED

NOW, JULY 15, 2005 RECEIVED A LETTER FROM THE PLAINTIFF'S ATTORNEY TO RESCHEDULE THE SHERIFF SALE THE DEFENDANT HAS NOT MADE SETTLEMENT ARRAINGMENTS.

---

3 7/19/2005 @ 3:10 PM SERVED TRI-WOODS, INC.

SERVED TRI-WOODS, INC., DEFENDNT, AT 30 ASPEN WAY, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DUSTIN HORCHEN, DEFENDANT/OWNER  
A NOTICE OF SALE AND BY MAKING KNOWN TO HIM THE CONTENTE THEREOF.

---

7/19/2005 @ 3:10 PM SERVED

POSTED NOTICE OF SALE.

---

@ SERVED

NOW, AUGUST 17, 2005 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO CANCELL THE SHERIFF SALE SCHEDULED FOR AUGUST 19, 2005 TO CHECK ON ASSETS.

20109

04-1584-CD

SAFECO INSURANCE COMPANY

vs

TRI-WOODS, INC.

---

@ SERVED

NOW, SEPTEMBER 2011 RETURN WRIT AS TIME EXPIRED.

---

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

Safeco Insurance Company

Vs.

NO.: 2004-01584-CD

Tri-Woods, Inc.

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the debt, interest and costs due SAFECO INSURANCE COMPANY, Plaintiff(s) from TRI-WOODS, INC., Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:  
Personal Property
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE: \$27,383.40

PAID: \$125.00

6% Interest from 12/8/04: \$229.31

SHERIFF: \$

PROTH. COSTS: \$

OTHER COSTS: \$

ATTY'S COMM: \$

DATE: 02/14/2005



William A. Shaw  
Prothonotary/Clerk Civil Division

Received this writ this 14<sup>th</sup> day  
of February A.D. 2005  
At 3:30 A.M./P.M.

Requesting Party: John R. Keating, Esq.  
Ste. 1212 Grant Building  
330 Grant Building  
Pittsburgh, PA 15219  
(412) 391-2121

Chesler A. Hawkins  
Sheriff by Cynthia Bitter-Deighenbaugh

**PERSONAL PROPERTY SALE  
SCHEDULE OF DISTRIBUTION**

NAME TRI-WOODS, INC.

NO. 04-1584-CD

NOW, September 27, 2011, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Tri-Woods, Inc. to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

**SHERIFF COSTS:**

**PLAINTIFF COSTS, DEBT AND INTEREST:**

RDR	9.00	DEBT-AMOUNT DUE	27,154.09
SERVICE	9.00	INTEREST @ 4.4600 %	1,132.84
MILEAGE	15.39	FROM 12/08/2004 TO 08/19/2005	
LEVY	15.00		
MILEAGE	15.39	PROTH SATISFACTION	
POSTING	9.00	LATE CHARGES AND FEES	
HANDBILLS		COST OF SUIT-TO BE ADDED	
COMMISSION	0.00	FORECLOSURE FEES	
POSTAGE	1.48	ATTORNEY COMMISSION	
HANDBILLS	10.00	REFUND OF ADVANCE	
DISTRIBUTION		REFUND OF SURCHARGE	20.00
ADVERTISING		SATISFACTION FEE	
ADD'L SERVICE		ESCROW DEFICIENCY	
ADD'L POSTING		PROPERTY INSPECTIONS	
ADD'L MILEAGE	15.39	INTEREST	
ADD'L LEVY		MISCELLANEOUS	
BID/ SETTLEMENT AMOUNT		<b>TOTAL DEBT AND INTEREST</b>	<b>\$28,566.58</b>
RETURNS/DEPUTIZE			
COPIES	15.00	<b>COSTS:</b>	
BILLING/PHONE/FAX		ADVERTISING	0.00
CONTINUED SALES	20.00	TAXES - COLLECTOR	
MISCELLANEOUS		TAXES - TAX CLAIM	
<b>TOTAL SHERIFF COSTS</b>	<b>\$134.65</b>	DUE	
		LIEN SEARCH	
		ACKNOWLEDGEMENT	
		SHERIFF COSTS	134.65
		LEGAL JOURNAL COSTS	0.00
		PROTHONOTARY	125.00
		MORTGAGE SEARCH	
		MUNICIPAL LIEN	
		<b>TOTAL COSTS</b>	<b>\$259.65</b>
		<b>TOTAL COSTS</b>	<b>\$28,566.58</b>

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff

Telephone: (412) 391-2121  
Facsimile: (412) 391-3578  
[www.vollmerlaw.com](http://www.vollmerlaw.com)

*Charles J. Vollmer  
Roger G. Rulon, Jr.  
John R. Keating \*  
Pamela J. Wilson*

*\* Also admitted in West Virginia*

May 25, 2005

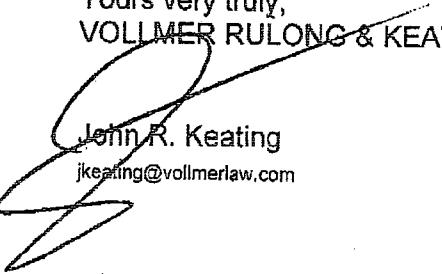
**VIA FAX 814-765-5915**  
Office of the Sheriff  
Attn: Cindy  
**CLEARFIELD COUNTY COURTHOUSE**  
One North Second Street  
Clearfield, PA 16830

**In re:** **Safeco Insurance Company**  
**Vs:** **Tri Wood, Inc.**  
**No:** **2004-1584 CD**

Dear Cindy:

Per our conversation of this morning, the Defendant has contacted me reporting that it will need until next week to come up with a settlement proposal for our client's consideration. Assuming that an offer is received, it will take some time for the parties to document the settlement it is hoped that we will be able to reach. I respectfully request that you postpone the May 27, 2005 Sheriff's sale scheduled in the above matter for a period of thirty days to allow us time to try to coordinate and perhaps negotiate a settlement. If we are not able to do so within that amount of time, we will want to move forward with the Sheriff's sale proceeding. Thank you for your time and cooperation.

Yours very truly,  
**VOLLMER RULON & KEATING, P.C.**

  
John R. Keating  
[jkeating@vollmerlaw.com](mailto:jkeating@vollmerlaw.com)

JRK/lb

# VOLLMER KEATING, P.C.

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*Charles J. Vollmer  
John R. Keating \**  
*Pamela J. Wilson*

*\* Also admitted in West Virginia*

July 15, 2005

Office of the Sheriff  
Attn: Cindy  
CLEARFIELD COUNTY COURTHOUSE  
One North Second Street  
Clearfield, PA 16830

In re:           Safeco Insurance Company  
Vs:            Tri Wood, Inc.  
No:            2004-1584 CD

Dear Cindy:

On May 25, 2005 I had written you asking that a May 27, 2005 Sheriff's sale in the above matter be postponed to allow the defendant an opportunity to satisfy our client's judgment on an amicable basis. Unfortunately I have had no further contact from the defendant's representative and have concluded it will be necessary for the Sheriff's sale proceeding to take place. Please reschedule the sale on the next available date. I have advanced my file awaiting your reply.

Yours very truly,  
VOLLMER KEATING, P.C.

John R. Keating  
[jkeating@vollmerlaw.com](mailto:jkeating@vollmerlaw.com)

JRK/lb