

04-1805-CD
STONE & COMPANY VS. IMAGE BUILDERS, INC.

Stone & Company vs image Builders
2004-1805-CD

IN THE COURT OF COMMON PLEAS, WESTMORELAND COUNTY, PENNA.
CIVIL ACTION – LAW

STONE & COMPANY, a corporation,
Plaintiff(s)
Vs.

Case No. X5295 OF 2004

WRIT OF EXECUTION
(Money Judgment)

IMAGE BUILDERS, INC., a corporation
Defendant(s)

04-1805-4D

COMMONWEALTH OF PENNSYLVANIA }
COUNTY OF WESTMORELAND

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against IMAGE BUILDERS, INC., a corporation
Defendant(s);

- (1) you are directed to levy upon the property of the defendant(s) and to sell his interest therein;
- (2) you are also directed to attach the property of the defendant(s) not levied upon in the possession
of TIMBERLAND FEDERAL CREDIT UNION as Garnishee(s).
(Specifically described property)

and to notify the garnishee(s) that

- (a) an attachment has been issued;
- (b) the garnishee(s) is 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(s), you are directed to notify him that he has
been added as a garnishee(s) and is/are enjoined as above stated.

AMOUNT DUE	\$ 7,378.56
Interest	\$
(Cost to be added):	\$ 251.85

Date: NOVEMBER 5, 2004

Ron Steele
PROTHONOTARY
Charles Wolfe
DEPUTY

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

STONE & COMPANY,)	
a corporation,)	
Plaintiff,)	
)	
vs.)	No X5295 of 2004
)	
IMAGE BUILDERS, INC.,)	
a corporation)	
Defendant.)	

WRIT OF EXECUTION NOTICE

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The laws provide the certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Within is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's office at the address noted. You should refer to the Pennsylvania Rules of Civil Procedure, specifically Rule 3123 and Rule 3123.1, for the procedure to follow in filing your claims of exemption or immunity from levy or attachment.

You should come to court ready to explain and present evidence to support your claim of exemption. If you do not come to court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

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

LAWYER REFERRAL SERVICE
WESTMORELAND BAR ASSOCIATION
P.O. BOX 565
GREENSBURG, PA 15601
724-834-8490

Pennsylvania and Federal law provide numerous exemptions of property from execution, including the following:

Exemptions under Pennsylvania Law

1. General \$300. statutory exemption, 42 Pa. C.S. 8123
2. Particular personal property exemption - wearing apparel, bibles and school books, sewing machines, uniforms and equipment, 42 Pa. C.S. 8124(a)
3. Certain retirement funds and accounts, 42 Pa. C.S. 8124(b)
 - Public School Employees' Retirement Fund, 24 Pa. C.S. 8533 and 42 Pa. C.S. 8124 (b)(1)(I)
 - State Employees' Retirement Fund, 42 Pa. C.S. 8124(b)(1)(ii) and 71 Pa. C.S. 5953
 - Police Pension Funds, 42 Pa. C.S. 8124(b)(1)(iii)
 - Philadelphia Pension Fund, 42 Pa. C.S. 8124 (b)(1)(iv)
 - Pittsburgh Pension Fund, 42 Pa. C.S. 8124(b)(1)(v)
 - Pennsylvania Municipal Retirement Fund, 42 Pa. C.S. 8124(b)(1)(vii)
 - Private employees' pensions or annuity funds, 42 Pa. C.S. 8124 (b)(1)(vii)
 - Self-employed retirement or annuity funds, 42 Pa. C.S. 8124 (b)(1)(viii)
 - Retirement or annuity funds provided for under the Internal Revenue Code, 42 Pa. C.S. 8124 (b)(1)(ix)
4. Certain insurance proceeds, 42 Pa. C.S. 8124(c):
 - Fraternal society benefits, 42 Pa. C.S. 8124(c)(1), (8)
 - Workmen's Compensation, 42 Pa. C.S. 8124(c)(2)
 - Group insurance, 42 Pa. C.S. 8124(c)(5)
 - Life insurance and annuities, 42 Pa. C.S. 8124(c)(3), (4), (6)
 - Accident and disability insurance, 42 Pa. C.S. 8124(c)(7)
 - No-fault motor vehicle accident benefits, 42 Pa. C.S. 8124(c)(9)
 - Unemployment Compensation, 42 Pa. C.S. 8124(c)(10)
5. Personal earnings, subject to the exceptions under 23 Pa. C.S. Pt. IV relating to divorce and for support, board, certain damages arising from a residential lease, and student loan obligations, 42 Pa. C.S. 8127
6. Tangible personal property on international exhibition, 42 Pa. C.S. 8125
7. Common carrier, property in interstate transit, 42 Pa. C.S. 8126
8. Certain veteran benefits:
 - Veterans' litigation awards (Vietnam herbicide), 51 Pa. C.S. 7902(a)
 - Sums payable under:
 - The Veterans' Compensation Act, 51 P.S. 20012
 - The World War II Veterans Compensation Act, 51 P.S. 20048
 - The Korean Conflict Veterans Compensation Act, 51 P.S. 20098
 - The Vietnam Conflict Veterans' Compensation Act, 51 P.S. 20127

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20037
NO: 04-1805-CD

PLAINTIFF: STONE & COMPANY, A CORPORATION
vs.
DEFENDANT: IMAGE BUILDERS, INC., A CORPORATION

Execution INTERROGATORIES TO GARNISHEE

SHERIFF RETURN

DATE RECEIVED WRIT: 11/15/2004

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 03/06/2006

DATE DEED FILED

PROPERTY ADDRESS 17 PINE LANE PERRYOPOLIS , PA 15473

SERVICES

01/20/2005 @ 11:20 AM SERVED TIMBERLAND FEDERAL CREDIT UNION

SERVED TIMBERLAND FEDERAL CREDIT UNION, GARNISHEE, BY HANDING TO KATHY URBAN, RECEPTIONIST, OF TIMBERLAND FEDERAL CREDIT UNION, AT HER PLACE OF EMPLOYMENT TIMBERLAND FEDERAL CREDIT UNION 821 BEAVER DRIVE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE AND BY MAKING KNOWN TO HER THE CONTENTS THEREOF.

FILED
018573N
MAR 06 2006 W

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20037
NO: 04-1805-CD

PLAINTIFF: STONE & COMPANY, A CORPORATION

vs.

DEFENDANT: IMAGE BUILDERS, INC., A CORPORATION

Execution INTERROGATORIES TO GARINISHEE

SHERIFF RETURN

SHERIFF HAWKINS \$33.78

SURCHARGE \$10.00 PAID BY ATTORNEY

Sworn to Before Me This

So Answers,

____ Day of _____ 2006

Chester A. Hawkins
by Cynthia Beller-Clephant
Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS, WESTMORELAND COUNTY, PENNA.
CIVIL ACTION – LAW

STONE & COMPANY, a corporation,
Plaintiff(s)

Vs.

IMAGE BUILDERS, INC., a corporation
Defendant(s)

Case No. X5295 OF 2004

WRIT OF EXECUTION
(Money Judgment)

04-1805-CD

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COUNTY OF WESTMORELAND

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AMOUNT DUE	
Interest	\$ 7,378.56
(Cost to be added):	\$
	\$ 251.85

Date: NOVEMBER 5, 2004

Roxie Steele
PROTHONOTARY
Charles Hause
DEPUTY

Received November 15, 2004 @ 3:00 P.M.
Chestn A. Hawkins
by Cynthia Better-Alphonse

Case No. X 5295 OF 2004

COMMON PLEAS

STONE & COMPANY, a corporation,
Plaintiff(s)

Vs.

IMAGE BUILDERS, INC., a corporation
Defendant(s)
And

TIMBERLAND FEDERAL CREDIT UNION
Garnishee

**WRIT OF EXECUTION
(MONEY JUDGMENT)**

TO THE SHERIFF OF CLEARFIELD COUNTY

AMOUNT DUE	\$ 7,378.56
Interest	\$
Attorney Com	\$
Attorney	\$ 251.85
Plaintiff	\$
Defendant	\$
Prothonotary	\$
Other	\$
Sheriff	\$
Deputy Sheriff	\$

STEWART, McARDLE, SORICE, WHALEN,
FARRELL, FINOLI & CAVANAUGH, LLC
By BERNARD T. McARDLE, ESQUIRE

DATE JUDGMENT ENTERED: NOVEMBER 5, 2004

IN THE COURT OF COMMON PLEAS OF WESTMORELAND COUNTY, PENNSYLVANIA

CIVIL DIVISION

STONE & COMPANY,)
a corporation,)
Plaintiff,)
vs.) No~~x~~5295 of 2004
IMAGE BUILDERS, INC.,)
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Defendant.)

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P.O. BOX 565
GREENSBURG, PA 15601
724-834-8490

CLAIM FOR EXEMPTION

To the Sheriff:

I, the within-named Defendant, claim exemption of property from levy or attachment:

1.) From my personal property in my possession which has been levied upon,
a.) I desire that my \$300.00 Statutory exemption be
I.) Set aside in kind (specify property to be set aside in kind):

II.) paid in cash following the sale of the property levied upon;
or

b.) I claim the following exemption (specify property and basis of exemption):

2.) From my property which is in the position of a third party, I claim the exemptions:

a.) My \$300.00 Statutory exemption _____ in cash or _____ in kind
(specify property):

b.) Social Security benefits on deposit in the amount of \$_____;
c.) Other (specify amount and basis of exemption):

I request a prompt court hearing to determine that exemption, Notice of the hearing should be given to me at:

Address

Telephone Number

I verify that the statements made in this Claim for Exemptions 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 falsifications to authorities.

Date

Defendant

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 - The Korean Conflict Veterans Compensation Act, 51 P.S. 20098
 - The Vietnam Conflict Veterans' Compensation Act, 51 P.S. 20127

Exemptions under Federal Law

1. Certain wages and compensation:
Longshoreman's and harborworkers' compensation, 33 U.S.C. 916
Injury or death resulting from war-risk hazard, 42 U.S.C. 1717
2. Social Security benefits, 42 U.S.C. 407
3. Certain retirement funds and accounts:
Civil Service, 5 U.S.C. 8346(a)
Foreign Service, 22 U.S.C. 4060(c)
Railroad Retirement, 45 U.S.C. 231(m)
Judges' widows' annuities, 28 U.S.C. 376(c)
4. Certain veteran and armed forces benefits:
Laws administered by the Veterans Administration, 38 U.S.C. 1970 and 5301
Armed Forces Survivor Benefit Plan, 10 U.S.C. 1450(I)
Savings deposited with armed forces, 10 U.S.C. 1035(d)
Medal of honor Roll Special Pension, 38 U.S.C. 1562(c)
5. Miscellaneous:
Property of a Foreign State, 28 U.S.C. 1609, 1611
Rail Fund, 45 U.S.C. 822(e)

THIS CLAIM TO BE FILED WITH THE OFFICE
OF THE SHERIFF OF WESTMORELAND COUNTY

Sheriff of Westmoreland County
Westmoreland County Courthouse
Greensburg, PA 15601

724-830-3457
1-800-442-6926 ext. 3457

