

Huston Twp vs Bill Scanish  
2004-1855-CD

2004-1855-CD  
HUSTON TOWNSHP SEWER AUTH. VS BILL SCANTSH

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

Clearfield County  
JUDICIAL DISTRICT

46-3-01

46<sup>th</sup>

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS NO. 04-1855-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT

Bill Scanish

ADDRESS OF APPELLANT

134 Eddies Road

DATE OF JUDGMENT

11/08/04

CITY

Penfield

MAG. DIST. NO. OR NAME OF D.J.

46-3-01 Patrick N. Ford, D.J.

STATE

PA

15849

ZIP CODE

CLAIM NO.

CV 469-04

LT 19

IN THE CASE OF (Plaintiff)

Huston Township Sewer Authority

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

Bill Scanish

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

Signature of Prothonotary or Deputy

If appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Huston Township Sewer Authority, appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. 04-1855-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Signature of appellant or his attorney or agent

RULE: To Huston Township Sewer Authority, appellee(s)

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: Nov. 23, 2004

Signature of Prothonotary or Deputy

FILED

NOV 23 2004

019:00/

William A. Shaw  
Prothonotary

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### PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_ ; ss

**AFFIDAVIT:** I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_, upon the District Justice designated therein on (date of service) \_\_\_\_\_, 19\_\_\_\_\_,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) \_\_\_\_\_, on \_\_\_\_\_, 19\_\_\_\_\_,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

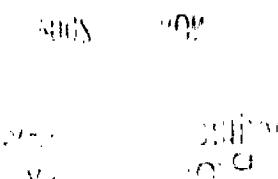
and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on \_\_\_\_\_, 19\_\_\_\_\_,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 19\_\_\_\_\_. \_\_\_\_\_  
*Signature of affiant*

*Signature of official before whom affidavit was made*

*Title of official*

My commission expires on \_\_\_\_\_, 19\_\_\_\_\_.  
  
  
  


COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**

Telephone: **(814) 371-5321**

**15801**

**BILL SCANISH**  
**134 EDDIES ROAD**  
**PENFIELD, PA 15849**

*fil  
Repet 1/6/1  
12/7/04*

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

FOR PLAINTIFF

Judgment was entered for: (Name) **HUSTON TOWNSHIP SEWER AUTHORITY**

Judgment was entered against: (Name) **SCANISH, BILL**

in the amount of \$ **1,213.00** on:

(Date of Judgment) **11/08/04**

Defendants are jointly and severally liable.

(Date & Time)

Damages will be assessed on:

This case dismissed without prejudice.

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ \_\_\_\_\_

Portion of Judgment for physical damages arising out of residential lease \$ \_\_\_\_\_

Amount of Judgment	\$ <b>1,140.50</b>
Judgment Costs	\$ <b>72.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>1,213.00</b>

Post Judgment Credits \$ \_\_\_\_\_

Post Judgment Costs \$ \_\_\_\_\_

=====

**Certified Judgment Total** \$ \_\_\_\_\_

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

11-8-04 Date Patrick N. Ford - PNF, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date \_\_\_\_\_, District Justice

My commission expires first Monday of January, **2006**.

SEAL

04-1855-CD

FILED

664  
NOV 29 2004

William A. Shaw  
Prothonotary/Clerk of Courts

h/8:30/c

**PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT**

(This proof of service **MUST BE FILED WITHIN TEN (10) DAYS AFTER** filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Clearfield ; ss

**AFFIDAVIT:** I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. 04-1855-CD, upon the District Justice designated therein on (date of service) November 24, 2004  by personal service  by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Huston Township Sewer Authority, on November 24, 2004  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on November 24, 2004  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME  
THIS 24th DAY OF November, 2004

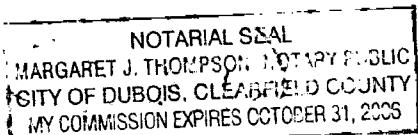
Margaret J. Thompson

*Signature of official before whom affidavit was made*

Notary Public

*Title of official*

My commission expires on 10/31/06, 2006.



*Signature of affiant*

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS  
Clearfield County  
JUDICIAL DISTRICT  
46-3-01

46<sup>th</sup>

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 04-1855-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT

Bill Scanish

ADDRESS OF APPELLANT

134 Eddies Road

DATE OF JUDGMENT

IN THE CASE OF (Plaintiff)

11/08/04

Huston Township Sewer Authority

CLAIM NO.

CV#-469-04

LT 19

CITY

Penfield

STATE

PA

15849

MAG. DIST. NO. OR NAME OF D.J.

46-3-01 Patrick N. Ford, D.J.

(Defendant)

Bill Scanish

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

*Don P. King*

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

Signature of Prothonotary or Deputy

If appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE OF APPEAL.

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

PRAECIPE: To Prothonotary

Enter rule upon Huston Township Sewer Authority, appellee(s), to file a complaint in this appeal  
(Name of appellee(s))

(Common Pleas No. 04-1855-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

*Don P. King*  
Signature of appellant or his attorney or agent

RULE: To Huston Township Sewer Authority, appellee(s)  
(Name of appellee(s))

- (1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.
- (2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.
- (3) The date of service of this rule if service was by mail is the date of mailing.

Date: Nov. 23, 2004

*William J. Shanahan*  
Signature of Prothonotary or Deputy

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-01**

DJ Name: Hon.

**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA**  
Telephone: **(814) 371-5321**

**15801**

**PATRICK N. FORD**  
**309 MAPLE AVENUE**  
**P.O. BOX 452**  
**DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT**  
**CIVIL CASE**

PLAINTIFF:

**HUSTON TOWNSHIP SEWER AUTHORITY**  
NAME and ADDRESS  
PO BOX 121  
PENFIELD, PA 15849

DEFENDANT:

**SCANISH, BILL**  
**134 EDDIES ROAD**  
**PENFIELD, PA 15849**

VS.

NAME and ADDRESS

Docket No.: **CV-0000469-04**  
Date Filed: **9/17/04**



**04-1855-CO**

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

Judgment was entered for: (Name) **HUSTON TOWNSHIP SEWER AUTHORITY**

Judgment was entered against: (Name) **SCANISH, BILL**

in the amount of \$ **1,213.00** on:

(Date of Judgment) **11/08/04**

Defendants are jointly and severally liable.

(Date & Time)

Damages will be assessed on:

This case dismissed without prejudice.

**FILED**  
m/11/43/04  
DEC 02 2004

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$

William A. Shaw

Prothonotary/Clerk of Courts

Portion of Judgment for physical damages arising out of residential lease \$

Amount of Judgment	\$ <b>1,140.50</b>
Judgment Costs	\$ <b>72.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
Total	\$ <b>1,213.00</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>=====</b>	
<b>Certified Judgment Total</b>	\$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL. EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE. UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

11-8-04 Date Patrick N. Ford, paF, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date \_\_\_\_\_, District Justice

My commission expires first Monday of January, **2006**.

SEAL

AOPC 315-03

DATE PRINTED: **11/08/04 3:45:47 PM**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: CLEARFIELD

Mag. Dist. No.:

46-3-01

DJ Name: Hon.

**PATRICK N. FORD**

Address: 309 MAPLE AVENUE  
P.O. BOX 452  
DUBOIS, PA

Telephone: (814) 371-5321

15801

**CIVIL COMPLAINT**

PLAINTIFF:

NAME and ADDRESS

HUSTON TOWNSHIP SEWER AUTHORITY  
P.O. BOX 121  
PENFIELD, PA 15849

DEFENDANT:

VS.

NAME and ADDRESS

BILL SCANISH  
134 EDDIES ROAD  
PENFIELD, PA 15849

Docket No.: CV-469-04  
Date Filed: 9-17-04

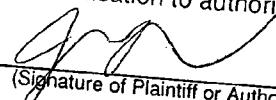


	AMOUNT	DATE PAID
FILING COSTS	\$ 72.50	9/17/04
POSTAGE	\$ _____	/ /
SERVICE COSTS	\$ _____	/ /
CONSTABLE ED.	\$ _____	/ /
TOTAL	\$ _____	/ /

TO THE DEFENDANT: The above named plaintiff(s) asks judgment against you for \$ 1,140.50 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

Non payment of monthly sewage bills

I, Jeffrey S. DuBois, Esquire verify that the facts set forth in this complaint are true and correct to the best of my knowledge, information, and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C.S. § 4904) related to unsworn falsification to authorities.

  
(Signature of Plaintiff or Authorized Agent)

Plaintiff's Attorney: Jeffrey S. DuBois

Telephone: (814) 375-5598

Address: 190 West Park Avenue, Suite #5

DuBois, PA 15801

IF YOU INTEND TO ENTER A DEFENSE TO THIS COMPLAINT, YOU SHOULD SO NOTIFY THIS OFFICE IMMEDIATELY AT THE ABOVE TELEPHONE NUMBER. YOU MUST APPEAR AT THE HEARING AND PRESENT YOUR DEFENSE. UNLESS YOU DO, JUDGMENT MAY BE ENTERED AGAINST YOU BY DEFAULT.

If you have a claim against the plaintiff which is within district justice jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five days before the date set for the hearing.

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.