

2004-1864-CD  
BARBIE DENOCHICK

VS

GARY WILSON

Barbie Denochick vs Gary Wilson  
2004-1864-CD

# NOTICE OF APPEAL

COMMONWEALTH OF PENNSYLVANIA  
COURT OF COMMON PLEAS

Clearfield County  
JUDICIAL DISTRICT  
46-3-03

46<sup>th</sup>

FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

04-1864-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 Gary Wilson		MAG. DIST. NO. OR NAME OF D.J. 46-3-03	
ADDRESS OF APPELLANT 125 Penn Five Road, Osceola Mills, PA 16666		STATE	ZIP CODE
DATE OF JUDGMENT 11/12/04	IN THE CASE OF (Plaintiff) Barbie Denochick	vs. Gary Wilson (Defendant)	
CLAIM NO. CV 15X 399-04 LT 19	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <i>James A. Raddler</i>		

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.

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.

Signature of Prothonotary or Deputy

## 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 Barbie Denochick, appellee(s), to file a complaint in this appeal

(Common Pleas No. 04-1864-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 Barbie Denochick, 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 24, 2004

Signature of Prothonotary or Deputy

FILED

Copies to  
01/10/4461  
NOV 24 2004  
Atty. Raddler  
Atty. pd. \$5.00

William A. Shaw  
Prothonotary/Clerk of Courts

COURT FILE TO BE FILED WITH PROTHONOTARY

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

(This proof of service MUST BE FILED WITHIN FIVE (5) 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) \_\_\_\_\_, 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 official before whom affidavit was made

Signature of affiant

Title of official

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

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-03**

DJ Name: Hon.

**MICHAEL A. RUDELLA**

Address: **131 ROLLING STONE ROAD**

**P.O. BOX 210**

**KYLERTOWN, PA**

Telephone: **(814) 345-6789**

**16847-0444**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

**DENOCHICK, BARBIE**

**224 HORSESHOE CURVE**

**OSCEOLA MILLS, PA 16666**

VS.

DEFENDANT:

NAME and ADDRESS

**WILSON, GARY**

**125 PENN FIVE ROAD**

**OSCEOLA MILLS, PA 16666**

**GARY WILSON**

**125 PENN FIVE ROAD**

**OSCEOLA MILLS, PA 16666**

Docket No.: **CV-0000399-04**

Date Filed: **10/12/04**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

☒ Judgment was entered for: (Name) **DENOCHICK, BARBIE**

☒ Judgment was entered against: (Name) **WILSON, GARY**

in the amount of \$ **1,349.30** on: (Date of Judgment) **11/12/04**

☐ 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>1,280.80</b>
Judgment Costs	\$ <b>68.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	<b>\$ 1,349.30</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.

11-12-04 Date *MA Rudella*, 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

PROOF OF SERVICE OF NOTICE ON AFFILIATE AND HUSBAND (SEE INSTRUCTIONS)

(This proof of service MUST BE FILED WITHIN FIVE (5) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF CLEARFIELD

AFFIDAVIT: I hereby swear or affirm that I served

☒ a copy of the Notice of Appeal, Common Pleas No. 04-1864-CD, upon the District Justice designated therein on (date of service) Nov. 29, 2004, ☒ by personal service; ☒ by (certified) ☒ (XXXXXX) mail, sender's receipt attached hereto, and upon the appellee, (name) Barbie Denochick, on Nov. 27, 2004, ☐ by personal service ☒ by (certified) ☒ (XXXXXX) mail, sender's receipt attached hereto.

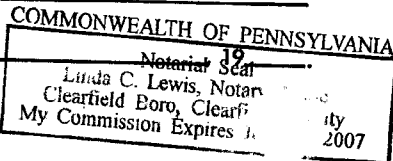
☒ and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on Nov. 27, 2004, ☒ by personal service ☒ by (certified) ☒ (XXXXXX) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME  
THIS 30th DAY OF Nov., 19xx2004

*Linda C. Lewis*  
Signature of official before whom affidavit was made

Title of official

My commission expires on



*James A. Naddor*  
Signature of affiant

FILED

034351  
NOV 30 2004

William A. Shaw  
Prothonotary/Clerk of Courts

## COURT OF COMMON PLEAS

Clearfield County  
JUDICIAL DISTRICT  
46-3-03

46<sup>th</sup>

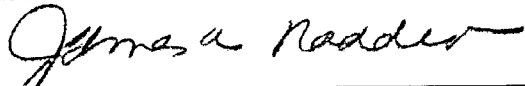
FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 04-1864-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 <b>Gary Wilson</b>		MAG. DIST. NO. OR NAME OF D.J. <b>46-3-03</b>	
ADDRESS OF APPELLANT <b>125 Penn Five Road, Osceola Mills, PA 16666</b>		CITY	STATE
DATE OF JUDGMENT <b>11/12/04</b>	IN THE CASE OF (Plaintiff) <b>Barbie Denochick</b> vs. <b>Gary Wilson</b> (Defendant)		
CLAIM NO. <b>CV 13X 399-04</b> <b>LT 19</b>	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 		

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.

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.

\_\_\_\_\_  
Signature of Prothonotary or Deputy

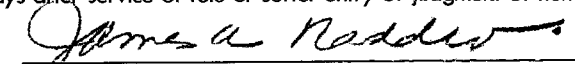
## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(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 **Barbie Denochick**, appellee(s), to file a complaint in this appeal  
Name of appellee(s)

(Common Pleas No. **04-1864-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

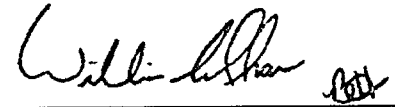
**RULE:** To **Barbie Denochick**, appellee(s).  
Name of appellee(s)

(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 24**, ~~19~~ 2004



Signature of Prothonotary or Deputy

**SENDER: COMPLETE THIS SECTION**

- ☐ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  
☐ Print your name and address on the reverse so that we can return the card to you.  
☒ Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Earbie Denochick  
224 Horseshoe Curve  
Osceola Mills, PA 16666

2. Article Number  
(Transfer from service label)

7002 3150 0000 7855 2434

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

## A. Signature

☐ Agent  
☒ Addressee

## B. Received by (Printed Name)

Boba Denochick

## C. Date of Delivery

11/27/04

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☒ No

## 3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

## 4. Restricted Delivery? (Extra Fee)

☐ Yes**SENDER: COMPLETE THIS SECTION**

- ☐ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  
☐ Print your name and address on the reverse so that we can return the card to you.  
☒ Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

Michael A. Rudella  
131 Rolling Stone Road  
PO Box 210  
Kylertown, PA 16847-0444

2. Article Number  
(Transfer from service label)

7002 3150 0000 7855 2427

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

## A. Signature

☐ Agent  
☒ Addressee

## B. Received by (Printed Name)

KAREN MODZEL

## C. Date of Delivery

11/29/04

D. Is delivery address different from item 1? ☐ YesIf YES, enter delivery address below: ☐ No

## 3. Service Type

- ☒ Certified Mail ☐ Express Mail  
☐ Registered ☐ Return Receipt for Merchandise  
☐ Insured Mail ☐ C.O.D.

## 4. Restricted Delivery? (Extra Fee)

☐ Yes

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: **46-3-03**  
DJ Name: Hon. **MICHAEL A. RUDELLA**  
Address: **131 ROLLING STONE ROAD**  
**P.O. BOX 210**  
**KYLERTOWN, PA**  
Telephone: **(814) 345-6789** **16847-0444**

**MICHAEL A. RUDELLA**  
**131 ROLLING STONE ROAD**  
**P.O. BOX 210**  
**KYLERTOWN, PA 16847-0444**

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

PLAINTIFF: **DENOCHICK, BARBIE**  
224 HORSESHOE CURVE  
OSCEOLA MILLS, PA 16666

VS.  
DEFENDANT: **WILSON, GARY**  
125 PENN FIVE ROAD  
OSCEOLA MILLS, PA 16666

Docket No.: **CV-0000399-04**  
Date Filed: **10/12/04**



**FILED**  
0/11:45 PM  
**DEC 08 2004**

**THIS IS TO NOTIFY YOU THAT:**

Judgment: **FOR PLAINTIFF**

- ☒ Judgment was entered for: (Name) **DENOCHICK, BARBIE** William A. Shaw  
☒ Judgment was entered against: (Name) **WILSON, GARY** Prothonotary/Clerk of Courts

in the amount of \$ **1,349.30** on: (Date of Judgment) **11/12/04**

☐ 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>1,280.80</b>
Judgment Costs	\$ <b>68.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	<b>\$ 1,349.30</b>

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total</b>	<b>\$ _____</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.

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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.

**11-12-04** Date **MA Rudella**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.  
**11/29/04** Date **MA Rudella**, District Justice

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

SEAL



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

BARBIE DENOCHICK,

Plaintiff

vs.

GARY WILSON,

Defendant

No. 04 – 1864 – C.D.

**COMPLAINT**

Filed on behalf of  
Plaintiff

Counsel of Record for  
this Party:

John R. Ryan  
Attorney-At-Law

Pa. I.D. 38739

BELIN & KUBISTA  
15 N. Front Street  
P.O. Box 1  
Clearfield, PA 16830  
(814) 765-8972

**FILED** *Q*

DEC 07 2004

*6/2:55C*  
William A. Shaw

Prothonotary/Clerk of Courts

*3* *sent to Att*

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

BARBIE DENOCHICK,

Plaintiff

vs.

GARY WILSON,

Defendant

No. 04 - 1864 - C.D.

NOTICE

You have been sued in Court. If you wish to defend against the claims 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 other 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, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR  
Clearfield County Courthouse  
Market & Second Street  
Clearfield, PA 16830  
(814) 765-2641, ext. 1300

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

BARBIE DENOCHICK,

Plaintiff

vs.

No. 04 – 1864 – C.D.

GARY WILSON,

Defendant

**COMPLAINT**

NOW COMES, Barbie Denochick, Plaintiff above named, and by her Attorneys, Belin & Kubista, and files her complaint as follows:

1. Plaintiff is Barbie Denochick, an adult individual residing at 224 Horseshoe Curve Road, Osceola Mills, Pennsylvania, 16666.
2. Defendant is Gary Wilson, an adult individual residing at 125 Penn Five Road, Osceola Mills, Pennsylvania, 16666.
3. Plaintiff and Defendant are the parents of the minor children, Michael and Todd Wilson, who make their primary residence with Plaintiff.
4. On or about June 20, 2004, Plaintiff and Defendant entered into an agreement providing that Defendant would pay the sum of \$128.08 each week to Plaintiff, commencing July 5, 2004, for the support of the aforesaid two (2) minor children. A true and correct copy of the said agreement is attached hereto, marked Exhibit "A" and incorporated herein by reference as if set forth at length.

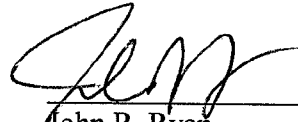
5. Based upon Defendant's agreement to pay support as set forth above, Plaintiff withdrew an existing action for support through the Domestic Relations Section of the Court of Common Pleas of Clearfield County, Pennsylvania.
6. Defendant breached the agreement in that he failed to make the payments as required. Defendant made only three (3) payments, on July 9, 2004, on July 16, 2004, and on August 24, 2004. As the result of Defendant's failure to make such payments, Plaintiff has reinstated her support action through the Domestic Relations Section.
7. There remains a balance due to Plaintiff of \$1,280.00, which Defendant has failed and refused to pay. Plaintiff obtained a judgment in that amount by filing an action in the District Court, which was appealed by Defendant and which led to the filing of this Complaint.
8. It is believed and therefore averred that Defendant has had the ability to pay, and that Defendant has acknowledged his obligation to pay. Under the circumstances, Defendant's actions are arbitrary, capricious and in bad faith and Plaintiff is entitled to an award of counsel fees expended in the filing and litigation of this appeal.

WHEREFORE, Plaintiff demands that judgment be entered in her favor and against the Defendant in the amount of \$1,280.00 together with costs, interest and counsel fees in an

amount to be determined by the Court.

Respectfully submitted,


BELIN & KUBISTA

A handwritten signature in black ink, appearing to read 'J. Ryan', is written over a horizontal line.

John R. Ryan

Attorney for Plaintiff

I verify that the statements made in this 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.

  
Barbie Denochick

June 20, 2004

I, Gary Wilson agree to pay Barbie Denochick the sum of \$128.08 every week starting July 5, 2004. This is for child support for Michael and Todd Wilson.

Gary Wilson

Barbie Denochick

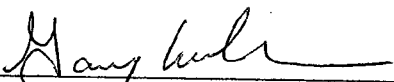
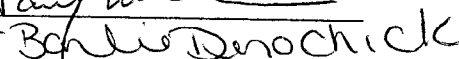
  


EXHIBIT "A"

**BELIN & KUBISTA**

ATTORNEYS AT LAW

15 NORTH FRONT STREET

P. O. BOX 1

CLEARFIELD, PENNSYLVANIA 16830

---



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

BARBIE DENOCHICK,

Plaintiff

vs.

GARY WILSON,

Defendant

NO. 04 - 1864 - C.D.

ACCEPTANCE OF SERVICE

Filed on Behalf of:  
Plaintiff, BARBIE DENOCHICK

Counsel of Record for  
This Party:

JOHN R. RYAN, ESQUIRE  
PA I.D. #38739

BELIN & KUBISTA  
15 North Front Street  
P.O. Box 1  
Clearfield, PA 16830  
(814) 765-8972

*EOK*  
**FILED**  
*12/3/04*  
**DEC 14 2004**

William A. Shaw  
Prothonotary/Clerk of Courts

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

BARBIE DENOCHICK,

Plaintiff

vs.

No. 04 - 1864 - CD

GARY WILSON,

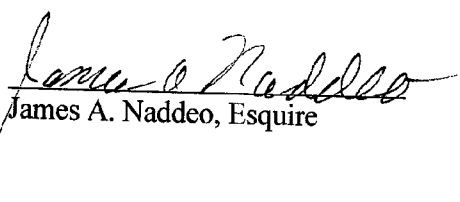
Defendant

ACCEPTANCE OF SERVICE

I accept service of the Complaint in the above referenced case on behalf of the  
Defendant, GARY WILSON.

Date:

12-13-04

  
James A. Naddeo, Esquire

**BELIN & KUBISTA**

ATTORNEYS AT LAW

15 NORTH FRONT STREET

P. O. BOX 1

CLEARFIELD, PENNSYLVANIA 16830

William A. Shaw  
Prothonotary

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

BARBIE DENOCHICK,  
Plaintiff

vs.

GARY WILSON,  
Defendant

\*  
\*  
\*  
\*  
\*  
\*  
\*

No. 04 - 1864 - CD

NOTICE TO PLEAD

TO THE PLAINTIFF:

You are hereby notified to file a written response to the enclosed New Matter and Counterclaim within twenty (20) days from service hereof or a judgment may be entered against you.



James A. Naddeo, Esquire  
Attorney for Defendant

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

BARBIE DENOCHICK,  
Plaintiff

vs.

GARY WILSON,  
Defendant

\*  
\*  
\*  
\*  
\*  
\*  
\*

No. 04 - 1864 - CD

**ANSWER, NEW MATTER AND COUNTERCLAIM**

ANSWER

NOW COMES Defendant by and through his attorney, James

A. Naddeo, Esquire, and sets forth the following:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.

6. Admitted but in further answer thereto, Defendant incorporates his New Matter hereinafter set forth by reference.

7. Denied for the reasons set forth in Defendant's New Matter which is incorporated herein by reference.

8. Admitted in so far as said allegation states that Defendant has the ability to pay and has acknowledged his obligation to pay. It is denied, however, that Defendant's actions are arbitrary, capricious and in bad faith for the

reasons set forth in Defendant's New Matter which is incorporated herein by reference.

NEW MATTER

9. That prior to July 5, 2004, Defendant paid support for his minor sons, Michael and Todd Wilson through PASCDU as required by Order of Court.

10. That on or about June 20, 2004, Plaintiff contacted Defendant because Plaintiff was unhappy with the dates and times upon which she was receiving her support payments through PASCDU.

11. That on or about June 20, 2004, the parties agreed that Defendant would commence direct payment of support to Plaintiff in the amount of \$128.08 per week commencing July 5, 2004, as appears from the agreement attached to Plaintiff's Complaint.

12. That on or about July 13, 2004, Defendant made a direct payment to Plaintiff of \$128.08 as appears from the copy of the cancelled check attached hereto as Exhibit "A".

13. That during the month of July 2004, Defendant's employer, SLS, Inc., continued to deduct from Defendant's check the sum of \$128.08 which was sent to PASCDU.

14. That as of June 23, 2004, Defendant's support obligation was overpaid to PASCDU in the amount of \$198.32.

proper amount due to her and to the contrary has instituted suit against Defendant for the sum of \$1,280.00.

WHEREFORE, Defendant respectfully requests that Plaintiff's Complaint be dismissed.

#### COUNTERCLAIM

21. That as a direct result of Plaintiff's suit to recover support in excess of the amount actually due to her, Defendant has been required to retain the services of counsel at the rate of \$150.00 per hour to perform services to the date of the preparation of this pleading as follows:

A. Perfecting an appeal from Judgment improvidently entered by District Justice Michael Rudella in the amount of \$1,280.80 with costs in the amount of \$68.50. A copy of said Judgment is attached hereto as Exhibit "E".

B. Office conference - James A. Naddeo, Esquire

C. Preparation of Answer, New Matter and Counterclaim to Plaintiff's Complaint.

22. That the total amount of legal services incurred by Defendant to date of his Answer, New Matter and Counterclaim is \$345.00 representing 2.3 hours at the rate of \$150.00 per hour.

23. That Defendant will continue to incur legal services to defend Plaintiff's suit although he remains ready,



willing and able to pay to Plaintiff the proper sum owed to her  
in the amount of \$954.40.

WHEREFORE, Defendant claims reasonable counsel fees  
from Plaintiff for defense of the instant suit.

Respectfully submitted,

A handwritten signature in cursive script, reading "James A. Naddeo". The signature is written in dark ink and is positioned above a horizontal line.

James A. Naddeo, Esquire  
Attorney for Defendant


Current Date: November 16, 2004

Account Number: 1701994

Posted Date: July 21, 2004

Amount: \$128.08

GARY M WILSON  
BRENDA M ADAMS  
125 PENN FIVE RD  
OSCEOLA MILLS PA 16666-1639

GARY M WILSON BRENDA M ADAMS 125 PENN FIVE ROAD OSCEOLA MILLS, PA 16666-1639 PH. 814-378-6084		509
		60-627/313
DATE <u>7-13-04</u>		
PAY TO THE ORDER OF <u>BARBIE DENECHICK</u>	\$ <u>128.08</u>	
<u>one Hundred Twenty Eight and 08/100</u>		DOLLARS
 COUNTY NATIONAL BANK HOUTZDALE OFFICE HOUTZDALE PA		
FOR <u>Support 7-16-04</u>	<u>Brenda M. Adams</u>	
⑆031306278⑆ ⑆70199⑆4⑆		0509 ⑆0000012808⑆

0717031441		
07212004		
0310000040	FRB-PHILA	
ENT=1189	TRC=1189	PK=15
JUL 20 04		
3414 04042		
3200135540		
NAT BANK 07200044		
2215766324 BUFFALO NY		
800-523-5496		
Barbie Denechick		

Current Date: November 16, 2004

Account Number: 1701994

Posted Date: August 03, 2004

Amount: \$128.08

GARY M WILSON  
BRENDA M ADAMS  
125 PENN FIVE RD  
OSCEOLA MILLS PA 16666-1639

GARY M WILSON BRENDA M ADAMS 125 PENN FIVE ROAD OSCEOLA MILLS, PA 16666-1639 PH. 814-378-6084		519
7-31-04		60-627/313
DATE		
PAY TO THE ORDER OF	Bonnie Demochick	\$ 128.08
One Hundred Twenty Eight and 08/100		DOLLARS
CNB COUNTY NATIONAL BANK HOUTZDALE OFFICE, HOUTZDALE, PA		
FOR Child support		Brenda M. Adams
⑆03⑆306278⑆ 1⑆70199⑆4⑆		0519 ⑆0000012808⑆

0114552411	
06032004	
0310000040 FRB-PHILA	
ENT=1070 TRC=1091 PK=15	
	1427
	9754
	320059477
	MT BANK 6032004
	1221374624 BUFFALO NY
	604-522-7455
	1300

Current Date: November 16, 2004

Account Number: 1701994

Posted Date: August 11, 2004

Amount: \$128.08

GARY M WILSON  
BRENDA M ADAMS  
125 PENN FIVE RD  
OSCEOLA MILLS PA 16666-1639

GARY M WILSON BRENDA M ADAMS 125 PENN FIVE ROAD OSCEOLA MILLS, PA 16666-1639 PH. 814-378-6084		520 60-627/313
(15) 8-7-08 DATE		
PAY TO THE ORDER OF	BARBARA DEVOCHICK	\$ 128.08
ONE HUNDRED TWENTY EIGHT AND 08/100		DOLLARS
CNB COUNTY NATIONAL BANK HOUTZDALE OFFICE, HOUTZDALE, PA		
FOR	Child support	Gary Wilson
⑆031306278⑆ ⑆70199⑆		0520 ⑆0000012808⑆

612372446 08112004 031000040 FRB-PHILA NT=2081 TRC=2056 PK=15	ANS 10 04	3422 730 205	3100531420
NET BANK 08102004 ⑆221079632⑆ BUFFALO 800-323-9498		301 Decker	


Current Date: November 16, 2004

Account Number: 1701994

Posted Date: August 18, 2004

Amount: \$128.08

GARY M WILSON  
BRENDA M ADAMS  
125 PENN FIVE RD  
OSCEOLA MILLS PA 16666-1639

GARY M WILSON BRENDA M ADAMS 125 PENN FIVE ROAD OSCEOLA MILLS, PA 16666-1639 PH. 814-378-6084		523
		60-827/313
DATE <u>8-15-04</u>		
PAY TO THE ORDER OF <u>Barbie Demochick</u>	\$ <u>128.08</u>	
<u>One Hundred Twenty Eight and 08/100</u>		DOLLARS
 COUNTY NATIONAL BANK HOUTZDALE OFFICE, HOUTZDALE, PA		
FOR <u>Support</u>	<u>Brenda M. Adams</u>	
⑆031306278⑆ 1-70199-4⑆		0523 ⑆0000012808⑆

1115076489 09182004 091000040 FRB-PHILA ENT=1420 TRC=1440 FK=15	AS 17 04	3408 37725
		<u>Demochick</u>
		MAT BANK 60172064 P2212166324 BUFFALO NY 844-523-9458
		3200770096

Account Number: 1701994  
Posted Date: September 29, 2004  
Amount: \$128.08

GARY M WILSON  
BRENDA M ADAMS  
125 PENN FIVE RD  
OSCEOLA MILLS PA 16666-1639

8

GARY M WILSON  
BRENDA M ADAMS  
125 PENN FIVE ROAD  
OSCEOLA MILLS, PA 16666-1639  
PH. 814-378-6084

526  
80-627/313

Aug 24, 2007 DATE

PAY TO THE ORDER OF BARBEE DEVECHICK \$ 108.08

ONE HUNDRED TWENTY EIGHT DOLLARS 08/100 DOLLARS

CNB  
COUNTY NATIONAL BANK  
HOUTZDALE OFFICE, HOUTZDALE PA

FOR Child support

0526 00000012808

[illegible]

WACHOVIA

Account Amount Date Check #  
000002000002910277\$198.32 20040901 000034202381

THE BACKGROUND OF THIS DOCUMENT HAS A BLUE SHADED SECURITY PATTERN. THERE IS AN ARTIFICIAL WATERMARK ON BACK. HOLD AT AN ANGLE TO VIEW.

PA SCDU  
P.O. BOX 69111  
Harrisburg, PA 17106-9111


Wachovia Bank, N.A.  
Middletown, PA 17057

034202381 3-50  
310

DATE	AMOUNT
08/27/2004	\$*****198.32

Void After 180 Days

*John E. Dopa*  
Project Director - PA SCDU

PAY EXACTLY  CTSCIS

PAY TO THE ORDER OF GARY M. WILSON  
125 PENN FIVE RD  
OSCEOLA MILLS PA 16666-1639

CaDe240 1-07091

⑈034202381⑈ ⑆031000503⑆ 2000002910277⑈ ⑆0000019832⑆

CHECK THE AMOUNT LINE - CHARACTERS SHOULD BE OF VARYING SIZE AND SHAPE WITH THE NAME OF THE NUMBER CONTAINED INSIDE THE NUMBER IMAGE

55042991

AC 71 04

031000011  
COLLECTING BANK 3696T  
SVC-752 09012004 11PK  
0420240912

M&T BANK 08312004  
>2213706324 BUFFALO NY  
0000-023-9490  
003400515440

3426 7-7-11-0  
DO NOT WRITE / SIGN / STAMP BELOW THIS LINE  
DEPOSITION BANK ENDORSEMENT

ENDORSE CHECK HERE  
*Gary M. Wilson*  
BANK OF AMERICA

Verify check. This logo should change from red to blue when exposed to heat. Touch, briskly rub or breathe on it.

Listed below are the security features provided on this document which may assist in detecting counterfeit documents.  
Security Features: Results of check alterations:  
• Micro-printing - "MP"  
• Small type on back under environment area appears blurred / copied or scanned  
• Void Penetrations  
• Void appears in penmanship when color copied  
• Artificial Watermark  
• Hold check at an angle to view

FEDERAL RESERVE BOARD OF GOVERNORS REG. CC

Wachovia Corporation certifies that the above image is a true and exact copy of the original item issued by the named customer, and was produced from original data stored in the archives of Wachovia Corporation or its predecessors.

In the Court of Common Pleas of CLEARFIELD  
DOMESTIC RELATIONS SECTION

County, Pennsylvania

BARBIE J. DENOCHICK  
Plaintiff

vs.

GARY M. WILSON  
Defendant

) Order Number 96-186-SD  
)  
) PACSES Case Number 204000646  
) Docket Number 96-186-SD  
) Other State ID Number

EX D

ORDER OF COURT

☐ Final ☒ Interim ☐ Modified

AND NOW, 8TH DAY OF NOVEMBER, 2004, based upon the Court's  
determination that the Payee's monthly net income is \$ 1864.72 and the Payor's  
monthly net income is \$ 2,355.01, it is hereby ordered that the Payor pay to the  
Pennsylvania State Collection and Disbursement Unit

NINE HUNDRED

Dollars (\$ 900.00 ) a month payable WEEKLY as follows: first payment due  
IMMEDIATELY.

The effective date of the order is 09/24/04.

Arrears set at \$ 1640.00 as of NOVEMBER 8, 2004 are due in full  
IMMEDIATELY. All terms of this Order are subject to collection and/or enforcement by  
contempt proceedings, credit bureau reporting, tax refund offset certification, driver's license  
revocation, and the freeze and seize of financial assets. These enforcement/collection  
mechanisms will not be initiated as long as obligor does not owe overdue support. Failure to  
make each payment on time and in full will cause all arrears to become subject to immediate  
collection by all the means listed above.

For the Support of:

Name  
MICHAEL LEE WILSON  
TODD ALLEN WILSON

Birth Date  
12/11/95  
03/23/97

Service Type M

Form OE-518  
Worker ID 17200

EXHIBIT "C"



DENOCHICK

V. WILSON

PACSES Case Number: 204000646

The defendant owes a total of \$ 900.00 per month payable WEEKLY ;  
 \$ 820.00 for current support and \$ 80.00 for arrears. The defendant must  
 also pay fees/costs as indicated below. This order is allocated and monies are to be applied as

follows:

Frequency Codes:	1 = One Time S = Semi-Annually	B = BiWeekly S = Semi-Monthly	2 = Bi-Monthly A = Annually	M = Monthly W = Weekly	Q = Quarterly
Payment Amount/ Frequency	Debt Type Description		Beneficiary		
\$ 410.00 /M	CHILD SPT ALLOC		MICHAEL LEE WILSON		
\$ 410.00 /M	CHILD SPT ALLOC		TODD ALLEN WILSON		
\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					
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\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					
\$ 0.00 /					

Said money to be turned over by the Pa SCDU to:

BARBIE JO DENOCHICK

Payments must be made by check or

money order. All checks and money orders must be made payable to Pa SCDU and mailed to:

Pa SCDU  
 P.O. Box 69110  
 Harrisburg, Pa 17106-9110

Payments must include the defendant's PACSES Member Number or Social Security Number  
 in order to be processed. Do not send cash by mail.

DENOCHICK

V. WILSON

PACSES Case Number: 204000646

Unreimbursed medical expenses that exceed \$250.00 annually per child and/or spouse are to be paid as follows: 56 % by defendant and 44 % by plaintiff. The plaintiff is responsible to pay the first \$250.00 annually (per child and/or spouse) in unreimbursed medical expenses. ☐ Defendant ☐ Plaintiff ☒ Neither party to provide medical insurance coverage. Within thirty (30) days after the entry of this order, the ☐ Plaintiff ☐ Defendant shall submit to the person having custody of the child(ren) written proof that medical insurance coverage has been obtained or that application for coverage has been made. Proof of coverage shall consist, at a minimum, of : 1) the name of the health care coverage provider(s); 2) any applicable identification numbers; 3) any cards evidencing coverage; 4) the address to which claims should be made; 5) a description of any restrictions on usage, such as prior approval for hospital admissions, and the manner of obtaining approval; 6) a copy of the benefit booklet or coverage contract; 7) a description of all deductibles and co-payments; and 8) five copies of any claim forms.

## Other Conditions:

1. SUPPORT ORDER INCLUDES A PORTION FOR DEFENDANT'S SHARE OF CHILD CARE EXPENSES, IN THE AMOUNT OF \$160.00 PER MONTH.
2. PLAINTIFF IS TO NOTIFY THE DOMESTIC RELATIONS SECTION AND THE OTHER PARTY IMMEDIATELY UPON ANY CHANGE IN CHILD CARE EXPENSES, AND PROVIDE DOCUMENTATION OF SAID CHANGE, AT WHICH TIME EITHER PARTY MAY REQUEST A PETITION FOR MODIFICATION FOR REVIEW.
3. DEFENDANT IS DIRECTED ON EVERY OCCASION THAT HE IS NOT EMPLOYED TO SEEK WORK FROM, AT LEAST, THREE (3) RESPONSIBLE EMPLOYERS EACH WEEK AND REPORT THE RESULTS THEREOF TO THE DOMESTIC RELATIONS SECTION ON OR BEFORE 4:00 PM, THURSDAY, THE FOLLOWING WEEK.

Defendant shall pay the following fees:

<u>Fee Total</u>	<u>Fee Description</u>	<u>Payment Frequency</u>
\$ 0.00	for MODIFICATION FEE	Payable at \$ 0.00 per ONE TIME
\$ 0.00	for CONTEMPT PETITION FEE	Payable at \$ 0.00 per ONE TIME
\$ 0.00	for COURT COSTS	Payable at \$ 0.00 per MONTH
\$ 0.00	for BENCH WARRANT FEE	Payable at \$ 0.00 per ONE TIME
\$ 0.00	for	Payable at \$ 0.00 per

DENOCHICK

v. WILSON

PACSL Case Number: 204000646

**IMPORTANT LEGAL NOTICE**

PARTIES MUST WITHIN SEVEN DAYS INFORM THE DOMESTIC RELATIONS SECTION AND THE OTHER PARTIES, IN WRITING, OF ANY MATERIAL CHANGE IN CIRCUMSTANCES RELEVANT TO THE LEVEL OF SUPPORT OR THE ADMINISTRATION OF THE SUPPORT ORDER, INCLUDING, BUT NOT LIMITED TO, LOSS OR CHANGE OF INCOME OR EMPLOYMENT AND CHANGE OF PERSONAL ADDRESS OR CHANGE OF ADDRESS OF ANY CHILD RECEIVING SUPPORT. A PARTY WHO WILLFULLY FAILS TO REPORT A MATERIAL CHANGE IN CIRCUMSTANCES MAY BE ADJUDGED IN CONTEMPT OF COURT, AND MAY BE FINED OR IMPRISONED.

PENNSYLVANIA LAW PROVIDES THAT ALL SUPPORT ORDERS SHALL BE REVIEWED AT LEAST ONCE EVERY THREE (3) YEARS IF SUCH REVIEW IS REQUESTED BY ONE OF THE PARTIES. IF YOU WISH TO REQUEST A REVIEW AND ADJUSTMENT OF YOUR ORDER, YOU MUST DO THE FOLLOWING: CALL YOUR ATTORNEY. AN UNREPRESENTED PERSON WHO WANTS TO MODIFY (ADJUST) A SUPPORT ORDER SHOULD CONTACT THE DOMESTIC RELATIONS SECTION.

ALL CHARGING ORDERS FOR SPOUSAL SUPPORT AND ALIMONY PENDENTE LITE, INCLUDING UNALLOCATED ORDERS FOR CHILD AND SPOUSAL SUPPORT OR CHILD SUPPORT AND ALIMONY PENDENTE LITE, SHALL TERMINATE UPON DEATH OF THE PAYEE.

A MANDATORY INCOME ATTACHMENT WILL ISSUE UNLESS THE DEFENDANT IS NOT IN ARREARS IN PAYMENT IN AN AMOUNT EQUAL TO OR GREATER THAN ONE MONTH'S SUPPORT OBLIGATION AND (1) THE COURT FINDS THAT THERE IS GOOD CAUSE NOT TO REQUIRE IMMEDIATE INCOME WITHHOLDING; OR (2) A WRITTEN AGREEMENT IS REACHED BETWEEN THE PARTIES WHICH PROVIDES FOR AN ALTERNATE ARRANGEMENT.

UNPAID ARREARAGE BALANCES MAY BE REPORTED TO CREDIT AGENCIES. ON AND AFTER THE DATE IT IS DUE, EACH UNPAID SUPPORT PAYMENT SHALL CONSTITUTE, BY OPERATION OF LAW, A JUDGMENT AGAINST YOU, AS WELL AS A LIEN AGAINST REAL PROPERTY.

IT IS FURTHER ORDERED that, upon payor's failure to comply with this order, payor may be arrested and brought before the Court for a Contempt hearing; payor's wages, salary, commissions, and/or income may be attached in accordance with law; this Order will be increased without further hearing by 25 % a month until all arrearages are paid in full. Payor is responsible for court costs and fees.

Copies delivered to parties November 9, 2004  
Date

Consented:

\_\_\_\_\_  
Plaintiff

\_\_\_\_\_  
Plaintiff's Attorney

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Defendant's Attorney

**BY THE COURT:**

/s/PAUL E. CLARY

Judge

In the Court of Common Pleas of **CLEARFIELD** County, Pennsylvania  
DOMESTIC RELATIONS SECTION

BARBIE J. DENOCHICK

Plaintiff

vs.

GARY M. WILSON

Defendant

) Docket Number 96-186-SD

)

) PACSES Case Number 204000546

)

) Other State ID Number

**Order**

AND NOW to wit, this

NOVEMBER 8, 2004

it is hereby Ordered

that:

The RECOMMENDED ORDER has been reviewed and is hereby approved by the Court.

**BY THE COURT:**

/s/ Paul E. Cherry

**JUDGE**

Service Type M

Form OE-001  
Worker ID 17200

In the Court of Common Pleas of **CLEARFIELD** County, Pennsylvania  
DOMESTIC RELATIONS SECTION

BARBIE J. DENOCHICK

Plaintiff

vs.

GARY M. WILSON

Defendant

) Docket Number 96-186-SD

)

) PACSES Case Number 204000646

)

) Other State ID Number

**NOTICE OF RIGHT TO REQUEST A HEARING**

The parties are hereby advised that they have until NOVEMBER 18, 2004 to request a hearing de novo before the Court. File requests in person at:

DOMESTIC RELATIONS SECTION  
230 E MARKET ST STE 300  
CLEARFIELD PA 16830

or mail to: DOMESTIC RELATIONS SECTION  
230 E MARKET ST STE 300  
CLEARFIELD PA 16830

Mag. Dist. No.:

**46-3-03**

DJ Name: Hon.

**MICHAEL A. RUDELLA**

Address: **131 ROLLING STONE ROAD  
P.O. BOX 210**

**KYLERTOWN, PA**

Telephone: **(814) 345-6789 16847-0444**

PLAINTIFF:

NAME and ADDRESS

**DENOCHICK, BARBIE  
224 HORSESHOE CURVE  
OSCEOLA MILLS, PA 16666**

VS.

DEFENDANT:

NAME and ADDRESS

**WILSON, GARY  
125 PENN FIVE ROAD  
OSCEOLA MILLS, PA 16666**

**GARY WILSON  
125 PENN FIVE ROAD  
OSCEOLA MILLS, PA 16666**

Docket No.: **CV-0000399-04**  
Date Filed: **10/12/04**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

☒ Judgment was entered for: (Name) **DENOCHICK, BARBIE**

☒ Judgment was entered against: (Name) **WILSON, GARY**

in the amount of \$ **1,349.30** on: (Date of Judgment) **11/12/04**

☐ 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	\$ <u><b>1,280.80</b></u>
Judgment Costs	\$ <u><b>68.50</b></u>
Interest on Judgment	\$ <u><b>.00</b></u>
Attorney Fees	\$ <u><b>.00</b></u>
<b>Total</b>	<b>\$ <u><b>1,349.30</b></u></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.

**11-12-04** Date **MA Rudella**, 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

**JAMES A. NADDEO**

ATTORNEY AT LAW

P.O. BOX 552

CLEARFIELD, PENNSYLVANIA 16830

---

FILED no cc  
13:43 PM  
FEB 24 2005 2 Cert. of Disc.  
William A. Shaw to Atty  
Prothonotary/Clerk of Courts copy to cl.4



**JAMES A. NADDEO**

ATTORNEY AT LAW

207 EAST MARKET STREET

P.O. BOX 552

CLEARFIELD, PENNSYLVANIA 16830

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

**CIVIL DIVISION**

COPY

**Barbie Denochick**

**Vs.**

**No. 2004-01864-CD**

**Gary Wilson**

**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 February 24, 2005, marked:

Settled and Discontinued

Record costs in the sum of \$85.00 have been paid in full by James A. Naddeo, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 24th day of February A.D. 2005.

---

William A. Shaw, Prothonotary