

04-1975-CD
COMMONWEALTH OF PENNSYLVANIA, et al. vs. PAULINE F. PELTON

Comm of PA) et al vs Pauline Pelton et al
2004-1975-CD

Date: 06/16/2006

Time: 12:19 PM

Page 1 of 3

Clearfield County Court of Common Pleas

User: LMILLER

ROA Report

Case: 2004-01975-CD

Current Judge: Fredric Joseph Ammerman

Commonwealth of Pennsylvania, Thomas W. Corbett Jr. vs. Pauline E. Pelton, Brides and Blossoms

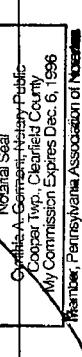
Civil Other

Date	Judge
12/14/2004	Filing: Civil Complaint Paid by: Commonwealth of PA Receipt number: 1892143 Dated: 12/14/2004 Amount: \$85.00 (Combination) 5 CC to Atty. No Judge
12/17/2004	Petition for a permanent injunction filed by Commonwealth. No Judge
12/17/2004	Affidavit of Service: copy of Complaint in Equity and a Petition for a Permanent Injunction upon Pauline E. Pelton on Dec. 14, 2004. Filed by s/ Timothy B. Shirey, Consumer Protection Agent. No CC No Judge
02/08/2005	Statement Regarding Substitution Of Successor Pursuant to Pennsylvania Rule Of Civil Procedure, filed by s/ E. Barry Creany. No CC No Judge
02/11/2005	Filing: Judgment Paid by: Creany, E. Barry (attorney for Commonwealth of Pennsylvania) Receipt number: 1895670 Dated: 02/11/2005 Amount: \$20.00 (Check) Judgment entered against the Defendants in the amount of unspecified amount. Notice to Defendant. No Judge
03/02/2005	Motion For Hearing For Adjudication and Framing of Decree, filed by Atty. Creany no cert. copies. No Judge
03/08/2005	Order, AND NOW, this 7th day of March, 2005, upon Motion filed by the Commonwealth, a hearing is set for 1:30 p.m. on the 31st day of March, 2005, in Courtroom No. 1. BY THE COURT, /s/ Fredric J. Ammerman, Judge. 1CC w/Memo re:service to Atty Creany Fredric Joseph Ammerman
03/14/2005	Affidavit Of Service, copy of the Order of March 7, 2005, upon Pauline E. Pelton, filed by s/ E. Barry Creany, Senior Deputy Atty General. Dated March 11, 2005, no CC Fredric Joseph Ammerman
03/31/2005	Certified Mail/ Return Receipt Requested and Regular Mail, letter sent to Pauline Pelton, Filed by s/ E. Barry Creany, Senior Deputy Attorney General Fredric Joseph Ammerman
	Order, NOW, this 31st day of March, 2005, following the entry of default judgment against Defendant, (see original). BY THE COURT: /s/ Fredric J. Ammerman, Judge. 2CC Atty. Creany, will serve Fredric Joseph Ammerman
04/05/2005	Order, AND NOW, this 5th day of April, 2005, paragraph 4 of this Court's Order of March 31, 2005 is amended as follows: (see original). BY THE COURT: /s/ Fredric J. Ammerman, President Judge. 2CC Atty Creany Fredric Joseph Ammerman
04/18/2005	Affidavit of Service, Order and Amended Order upon Pauline E. Pelton on March 31, 2005. filed by s/ Timothy B. Shirey, No CC Fredric Joseph Ammerman
04/25/2005	Petition, filed by s/ Pauline E. Pelton. 1CC Atty Carfley Fredric Joseph Ammerman
04/29/2005	Rule To Show Cause: AND NOW, this 28th day of April, 2004, upon consideration of the Petition filed by Defendant, Pauline E. Pelton, a rule is issued upon Plaintiff. Rule returnable the 18th day of May, 2005 at 1:30 p.m. in Courtroom Number 1. BY THE COURT: /s/ Fredric J. Ammerman, President Judge. 1CC Atty Carfley Fredric Joseph Ammerman
05/04/2005	Certificate of Service, Forgoing Petition and Rule to Show Cause served upon Thomas W. Corbett, Jr. Office of Atty. General. Filed by John R. Carfley, Esq. No CC Fredric Joseph Ammerman
05/13/2005	Motion For Continuance, filed by s/ E. Barry Creany, Senior Deputy Attorney General, no CC Fredric Joseph Ammerman

COMMONWEALTH OF PENNSYLVANIA) SS
COUNTY OF CLEARFIELD)

On this the 30th day of August, 1995, before me,
the undersigned officer, personally appeared LOUISE E. HERTLEIN
KIRKWOOD, known to me (or satisfactorily proved) to be the person
whose name is subscribed to the within instrument, and acknowledged
that she executed the same for the purposes contained therein.
IN WITNESS WHEREOF, I hereunto set my hand and official
seal.

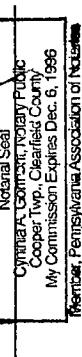
Cynthia A. Gamm



COMMONWEALTH OF PENNSYLVANIA) SS
COUNTY OF CLEARFIELD)

On this the 20th day of August, 1995, before me,
the undersigned officer, personally appeared EVA JANE HERTLEIN,
known to me (or satisfactorily proved) to be the person whose name
is subscribed to the within instrument, and acknowledged that she
executed the same for the purposes contained therein.
IN WITNESS WHEREOF, I hereunto set my hand and official
seal.

Cynthia A. Gamm



Date: 06/16/2006

Clearfield County Court of Common Pleas

User: LMILLER

Time: 12:19 PM

ROA Report

Page 2 of 3

Case: 2004-01975-CD

Current Judge: Fredric Joseph Ammerman

Commonwealth of Pennsylvania, Thomas W. Corbett Jr. vs. Pauline E. Pelton, Brides and Blossoms

Civil Other

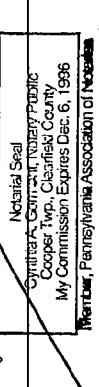
Date	Judge	
05/16/2005	Order, AND NOW, this 16th day of May, 2005, upon consideration of the Motion filed by the Commonwealth and upon the consent of counsel for Def, the Rule Returnable Hearing scheduled for Thurs., May 18, 2005 is continued. Further, the Rule Returnable Hearing on the petition filed by Defendant Pauline E. Pelton is scheduled for monday, June 6, 2005 at 10:00 a.m. in Courtroom No. 1. BY THE COURT, /s/ Fredric J. Ammerman, President Judge. 2CC Atty Creary	Fredric Joseph Ammerman
06/03/2005	Stipulations, filed. by Atty. Carfley 2 cert. to Atty.	Fredric Joseph Ammerman
06/06/2005	Order, AND NOW, this 6th day of June, 2005, upon consideration of the Stipulation filed by the Def. and the Commonwealth, it is ORDERED: (see orginal). By The Court: /s/Fredric J. Ammerman, Pres. Judge. 2CC Atty. Carfley	Fredric Joseph Ammerman
06/22/2005	Petition to Withdraw as Counsel, filed by s/John R. Carfley, Esq. Two CC Attorney Carfley	Fredric Joseph Ammerman
06/24/2005	Rule Returnable, NOW, this 23rd day of June, 2005, upon consideration of Fredric Joseph Ammerman the Praecipe to Withdraw, it is Ordered that a rule returnable is set for the 4th day of August, 2005 at 3:00 p.m. in Courtroom No. 1. /s/Fredric J. Ammerman, Pres. Judge. 2CC Atty Carfley	Fredric Joseph Ammerman
06/28/2005	Certificate of Service of Petition to Withdraw as Counsel on Pauline Pelton and E Barry Creany Esq on June 27, 2005, filed, by John R Carfley Esquire. NO CC	Fredric Joseph Ammerman
08/09/2005	Order Of Court, this 4th day of August, 2005, Ordered that John R. Carfley, Esquire, be granted leave to withdraw as counsel for Pauline Pelton. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 3CC Atty. Carfley	Fredric Joseph Ammerman
10/28/2005	Petition For Contempt, filed by s/ Margie A. Anderson, Deputy Attorney General. 3CC Atty. Anderson	Fredric Joseph Ammerman
11/02/2005	Order, NOW, this 31st day of October, 2005, upon consideration of the Petition for Sanctions filed by the Commonwealth of Pa., Ordered that: Rule is issued upon Respondent Pauline E. Pelton, argument to be held on Dec. 20, 2005 in Courtroom 1 at 11:30 a.m. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 3CC Atty M. Anderson	Fredric Joseph Ammerman
11/07/2005	Certificate of Service, filed. That on the 4th day of November 2005, I mailed a time-stamped copy of the Petition for Contempt along with a copy of the Court's Order dated 31, 2005 to Pauline Pelton, filed by s/ Margie A. Anderson Esq. NO CC.	Fredric Joseph Ammerman
11/14/2005	Affidavit of Service filed. Served a time-stamped copy of the Petition for Contempt along with a copy of the Court's Order dated October 31, 2005, upon the respondent, Pauline Pelton on November 8, 2005 filed by s/ Timothy B. Shirey, Consumer Protection Agent II. No CC.	Fredric Joseph Ammerman
12/21/2005	Order, NOW, this 20th day of Dec., 2005, following discussion on the Petition for Contempt, Ordered: (see original). By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Creany, 1CC Def.	Fredric Joseph Ammerman
01/24/2006	Order, NOW, this 23rd day of Jan., 2006, the continuation of the hearing on the Commonwealth's Petition for Contempt is scheduled for the 24th day of Feb., 2006 at 2:30 p.m. in Courtroom No. 1. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Creany	Fredric Joseph Ammerman

COMMONWEALTH OF PENNSYLVANIA) SS
COUNTY OF CLEARFIELD)

On this the 20th day of August, 1995, before me,
the undersigned officer, personally appeared EDITH M. HERTLEIN
Edith M. HERTLEIN, known to me (or satisfactorily proved) to be the person
whose name is subscribed to the within instrument, and acknowledged
that she executed the same for the purposes contained therein.

IN WITNESS WHEREOF, I hereunto set my hand and official
seal.

Janice H. Yarmont



COMMONWEALTH OF PENNSYLVANIA) SS
COUNTY OF CLEARFIELD)

On this the 20th day of August, 1995, before me,
the undersigned officer, personally appeared PATSY L. HERTLEIN
Patsy L. HERTLEIN, known to me (or satisfactorily proved) to be the person
whose name is subscribed to the within instrument, and acknowledged
that she executed the same for the purposes contained therein.

IN WITNESS WHEREOF, I hereunto set my hand and official
seal.

Janice H. Yarmont



Date: 06/16/2006

Time: 12:19 PM

Page 3 of 3

Clearfield County Court of Common Pleas

User: LMILLER

ROA Report

Case: 2004-01975-CD

Current Judge: Fredric Joseph Ammerman

Commonwealth of Pennsylvania, Thomas W. Corbett Jr. vs. Pauline E. Pelton, Brides and Blossoms

Civil Other

Date	Judge
01/27/2006	Certificate of Service, filed. That a true and attested copy of the Order of The Honorable Fredric J. Ammerman, dated January 23, 2006, scheduling a continuation hearing on the Commonwealth's Petition for Contempt was forwarded on this 26th day of January 2006 to Ms. Pauline E. Pelton, filed by s/ E. Barry Creany Esq. No CC. Fredric Joseph Ammerman
02/24/2006	Order, NOW, this 24th day of Feb., 2006, Ordered that Def. Pauline E. Pelton is found to be in contempt, and may purge herself of contempt by paying to the Commonwealth the sum of \$10,158.96. In the event that Def. fails to make aforementioned payment by March 24, 2006, upon motion of the Commonwealth and following hearing thereon, a bench warrant may issue and she may be incarcerated until such time as she purges herself of contempt by payment of such amount as the Court would deem appropriate. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Creany, 1CC Def. Fredric Joseph Ammerman
03/07/2006	Affidavit of Service filed. Served a true and correct copy of the Order entered February 24, 2006, upon Pauline E. Pelton filed by s/ Timothy B. Shirey. No CC. Fredric Joseph Ammerman
03/27/2006	Motion For Bench Warrant, filed by s/ E. Barry Creany, Senior Deputy Attorney General. no CC Fredric Joseph Ammerman
03/30/2006	Order, NOW, this 29th day of March, 2006, Ordered that a hearing is scheduled for the 26th day of April, 2006 at 10:00 a.m. in Courtroom No. 1. Defendant, Pauline E. Pelton, is ordered to appear before the Court at this time to show cause why she should not be incarcerated, and remain incarcerated, until such time as she purges herself of contempt by paying the amounts ordered by this Court on Feb. 24, 2006. At the time of the hearing, Defendant, Pauline E. Pelton is to bring with her the following: (see original). By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Atty. Creany, 1CC Def. - 1744 Old Turnpike Road, Allport, PA 16821 Fredric Joseph Ammerman
04/27/2006	Bench Warrant Order, NOW, this 26th day of April, 2006, payment has not been paid, and that the said Defendant has failed in all respects to comply with provisions of Court Orders and that she has failed in all respects to comply with Provisions of Court Orders and that she has failed to appear before the Court this date, it is the Order of this Court that Bench Warrant issue forthwith. By the Court /s/ Fredric J. Ammerman, Pres. Judge 2CC Atty. Creany, 1CC Pelton-1744 Old Turnpike Rd., Allport, PA 16821, 1CC Brides & Blossoms 1545 Troy-hawk Run Hwy. Philipsburg, PA 16866 Fredric Joseph Ammerman
05/03/2006	Returned mail, Order, dated April 26, 2006 to Brides & Blossoms at 1545 Troy-Hawk Run Hwy. Philipsburg, PA 16866, no further address in file. Fredric Joseph Ammerman
06/15/2006	Civil Bench Warrant, Clfd. Co. Sheriff, to Bring Pauline Pelton before Judge Fredric Joseph Ammerman for Contempt of Court. Fredric Joseph Ammerman

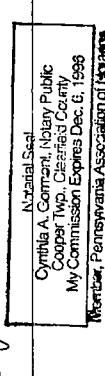
COMMONWEALTH OF PENNSYLVANIA) SS
COUNTY OF CLEARFIELD)

On this the 20th day of August, 1995, before me,
the undersigned officer, personally appeared FRANK P. HERTLEIN,
JR., known to me (or satisfactorily proved) to be the person whose
name is subscribed to the within instrument, and acknowledged that
he executed the same for the purposes contained therein.

IN WITNESS WHEREOF, I hereunto set my hand and official

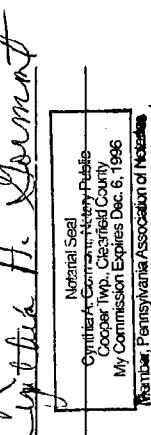
seal.

COMMONWEALTH OF PENNSYLVANIA) SS
COUNTY OF CLEARFIELD)



On this the 20th day of August, 1995, before me,
the undersigned officer, personally appeared GLENN R. HERTLEIN,
known to me (or satisfactorily proved) to be the person whose name
is subscribed to the within instrument, and acknowledged that he
executed the same for the purposes contained therein.

IN WITNESS WHEREOF, I hereunto set my hand and official
seal.



1
2
3

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

5
6 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
7 BY ATTORNEY GENERAL :
GERALD J. PAPPERT

8 **PLAINTIFF** : NO. 2004 - 1975-C

9 v.

10 PAULINE E. PELTON, d/b/a : **COMPLAINT IN EQUITY AND**
BRIDES AND BLOSSOMS : **AND PETITION FOR A**
11 : **PERMANENT INJUNCTION**

12 **DEFENDANT** :

13
14
15
16
17
18
19
20
21
22

23 **COUNSEL FOR PLAINTIFF**

24 E. BARRY CREAMY
25 SENIOR DEPUTY ATTORNEY GENERAL
ATTORNEY I.D. NO. 39543
26 BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
27 171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
28 (814) 471-1831

FILED 5CC
01/9/2005 Atty Creamy
DEC 14 2004 Atty pd 85.00
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

COMMONWEALTH OF PENNSYLVANIA
BY ATTORNEY GENERAL
GERALD J. PAPPERT

CIVIL ACTION - EQUITY

PLAINTIFF

NO. 2004 -

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

DEFENDANT

NOTICE

13 You have been sued in court. If you wish to defend against the claims set forth in the
14 following pages, you must take action within twenty (20) days after this complaint and
15 notice are served, by entering a written appearance personally or by an attorney and filing
16 in writing with the court your defenses or objections to the claims set forth against you.

17 You are warned that if you fail to do so the case may proceed without you and judgment
18 may be entered against you by the court without further notice for any money claimed in
19 the complaint or for any other claim or relief requested by the plaintiff. You may lose
20 money or property or other rights important to you.

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

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

1
2
3 KEYSTONE LEGAL SERVICES, INC.
4 211 1/2 EAST LOCUST STREET
5 CLEARFIELD, PA 16830
6 (814) 765-9646
7
8
9

10 Office of Attorney General
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

E. Barry Creary
E. Barry Creary
Senior Deputy Attorney General

1

2

3 | IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

4 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
BY ATTORNEY GENERAL
5 GERALD J. PAPPERT

6 | PLAINTIFF : NO. 2004 -

7

8 PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

DEFENDANT

12 **COMPLAINT IN EQUITY AND PETITION
FOR A PERMANENT INJUNCTION**

14 AND NOW, this 14th day of December, 2004, comes the Commonwealth of
15 Pennsylvania by Attorney General Gerald J. Pappert, through the Bureau of Consumer
16 Protection, and brings this action pursuant to the Unfair Trade Practices and Consumer
17 Protection Law, Act of December 17, 1968, P.L. 1224, as amended and re-enacted by the
18 Act of November 24, 1976, P.L. 1166, No. 260, the Act of December 3, 1996, 73 P.S.
19 §201-1, et seq., (hereinafter referred to as the "Consumer Protection Law"). The
20 Consumer Protection Law authorizes the Attorney General to bring an action in the name
21 of the Commonwealth of Pennsylvania to restrain by temporary and/or permanent
22 injunction, unfair methods of competition or unfair or deceptive acts or practices in the
23 conduct of any trade or commerce declared unlawful by §201-3 of the Consumer
24 Protection Law. In support of this action the Commonwealth respectfully represents the
25 following:

26

27 | JURISDICTION AND VENUE

28 1. This Court has jurisdiction in this matter pursuant to 42 Pa.C.S. §931(a).

2. Venue in this judicial district is proper under 42 Pa.C.S. §931(c) and Pa.R.C.P. No. 1503.

THE PARTIES

3. Plaintiff is the Commonwealth of Pennsylvania, by Attorney General Gerald J. Pappert, through the Bureau of Consumer Protection, Ebensburg Regional Office, 171 Lovell Avenue, Suite 202, Ebensburg, Cambria County, Pennsylvania 15931.
4. Defendant Pauline E. Pelton is an adult individual and resident of the Commonwealth of Pennsylvania who resides in Allport, Clearfield County, Pennsylvania.
5. Defendant Pelton trades and does business as Brides and Blossoms from a principal place of business at 1545 Troy-Hawk Run Highway, Philipsburg, Clearfield County, Pennsylvania.
6. Defendant Pelton has engaged in trade and commerce within the Commonwealth of Pennsylvania by advertising for sale, offering for sale, selling flowers and formal wear apparel including, without limitation, wedding dresses, bridesmaids dresses, shoes, prom gowns and other such formal wear from her principal place of business.
7. The Commonwealth has reason to believe that the defendant has used methods, acts or practices declared unlawful by §201-3 of the Consumer Protection Law.
8. The Commonwealth believes that the public interest is served by seeking before this Honorable Court a permanent injunction to restrain the methods, acts and practices of defendant as hereinafter set forth. Further, the Commonwealth requests restitution, civil penalties and costs and other appropriate equitable relief as redress for violations of the Consumer Protection Law.

DEFENDANT'S BUSINESS ACTIVITIES

5 10. Defendant has accepted partial payment, and in some instances full
6 payment, from consumers for their purchase of merchandise including,
7 without limitation, special purchase items such as bridal gowns, bridesmaids
8 dresses, shoes, etc. (hereinafter "bridal merchandise").

9 11. Consumers who entered into contracts with the defendant for bridal
10 merchandise have ordered the same for a wedding and, therefore, time was
11 of the essence in said contracts. Further, defendant agreed to provide the
12 bridal merchandise within a reasonable period of time prior to the wedding.

13 12. After accepting payments from consumers, defendant failed to provide bridal
14 merchandise within a reasonable period of time prior to the date of the
15 wedding for which such bridal merchandise was ordered.

16 13. Consumers who entered into contracts with the defendant have ordered
17 dresses that were to be of a specific style, color and, in some instances,
18 from a specific manufacturer and, therefore, the style and manufacturer for
19 such dresses are material terms of these contracts. Further, defendant
20 agreed to provide dresses that were to be of a specific style, color and from
21 a specific manufacturer for the consumers' weddings.

22 14. After accepting payments from consumers, defendant failed to provide
23 consumers with dresses of a particular style, color or from the specific
24 manufacturer called for in the contract.

25 15. Consumers who entered into contracts with the defendant for bridal
26 merchandise, which was to be new, first quality merchandise. Defendant
27 agreed to provide said consumers with new, first quality bridal merchandise.

28 16. After accepting payments from consumers, defendant provided consumers

with bridal merchandise which was not new, first quality merchandise.

CONSUMER PROTECTION LAW VIOLATIONS

17. Defendant misrepresented to consumers the availability of bridal merchandise ordered, or in the alternative has failed to disclose the fact that such bridal merchandise was not available at the time of entering into the contract with the consumer.
18. Defendant misrepresented to consumers her ability to provide bridal merchandise in a timely manner, or in the alternative failed to disclose her inability to deliver the same within a reasonable period of time before the wedding for which the merchandise was ordered.
19. Defendant misrepresented to consumers the reason for delays in her receipt of bridal merchandise.
20. Defendant misrepresented to consumers the source of bridal merchandise delivered, or in the alternative failed to disclose the source for such bridal merchandise was not the same as had been agreed upon in contracts with the consumers.
21. Defendant misrepresented to consumers the quality of bridal merchandise, or in the alternative failed to disclose to consumers that bridal merchandise delivered was not new, first quality merchandise as had been agreed upon in contracts with the consumers.
22. Defendant has supplied non-conforming bridal merchandise in breach of her contracts with consumers.
23. The acts, practices and methods of competition set forth above are unlawful and in violation of the Consumer Protection Law in that they constitute unfair methods of competition and unfair or deceptive acts or practices in the conduct of trade or commerce as defined by §201-2(4)(i), (ii), (iii), (v), (vii), (xvi) and (xxi) of the Consumer Protection Law, 73 P.S. §201-2(4)(i), (ii), (iii),

1 (v), (vii), (xvi) and (xxi).

2 24. Defendant has caused irreparable harm by violating the Consumer
3 Protection Law and, therefore, the Commonwealth requests the relief set
4 forth in the Prayer for Relief below.

5

6 **PRAYER FOR RELIEF**

7 WHEREFORE, the Commonwealth respectfully requests this Honorable Court to
8 issue an Order:

9 A. Permanently enjoining the defendant from engaging in the aforementioned
10 acts, practices, methods of competition or any other practice violative of the
11 Consumer Protection Law;

12 B. Directing the defendant to make full restitution to all consumers who suffered
13 losses as the result of defendant's business practices as alleged in this
14 complaint;

15 C. Directing the defendant to pay civil penalties in the amount of One Thousand
16 and 00/100 Dollars (\$1,000.00) for each and every violation of the Consumer
17 Protection Law, which shall increase to Three Thousand and 00/100 Dollars
18 (\$3,000.00) for each violation involving a consumer victim age sixty (60) or
19 older;

20 D. Directing the defendant to pay the Commonwealth for the costs of its
21 investigation and prosecution of this action; and,

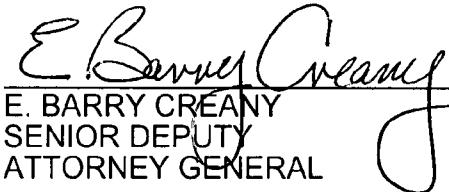
22 E. Providing such other equitable relief as the Court may deem necessary and
23 appropriate.

1 DATE: December 14, 2004

2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
RESPECTFULLY SUBMITTED,

GERALD J. PAPPERT
ATTORNEY GENERAL

FRANK T. DONAGHUE
CHIEF DEPUTY ATTORNEY GENERAL


E. BARRY CREAMY
SENIOR DEPUTY
ATTORNEY GENERAL

1
2
3
4 **VERIFICATION**

5 Timothy B. Shirey, states that he is in excess of eighteen (18) years of age and is
6 an Agent for the Commonwealth of Pennsylvania, Office of Attorney General, Bureau of
7 Consumer Protection, the Plaintiff in this action. He verifies that the statements made in
8 the foregoing Complaint in Equity and Petition for a Permanent Injunction are true and
9 correct to the best of his knowledge, information and belief. The undersigned understands
10 that the statements therein are made subject to the penalties of 18 Pa.C.S. §4904, relating
11 to unsworn falsification to authorities.

12

13 Dated: December 13, 2004

T.B.S.

14 _____
15 Timothy B. Shirey
16 Consumer Protection Agent
17
18
19
20
21
22
23
24
25
26
27
28

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

3 COMMONWEALTH OF PENNSYLVANIA
BY ATTORNEY GENERAL
4 GERALD J. PAPPERT

CIVIL ACTION - EQUITY

5 | PLAINTIFF

NO. 2004 - 1975 - C.D.

6 | v.

7 PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

DEFENDANT

AFFIDAVIT OF SERVICE

13 I, Timothy B. Shirey, an adult citizen of the United States and agent for the
14 Commonwealth of Pennsylvania, Office of Attorney General, Bureau of Consumer
15 Protection, do hereby state and affirm that I served a true and correct copy of the
16 Complaint in Equity and a Petition for a Permanent Injunction dated December 14, 2004,
17 upon Pauline E. Pelton by hand delivering a copy to her at 1545 Troy-Hawk Run Highway,
18 Philipsburg, Clearfield County, Pennsylvania, at 10:25 AM, on Tuesday, December 14,
19 2004.

FILED NO
m 10:48 AM cc
DEC 17 2004 664

Tris S

Timothy B. Shirey
Consumer Protection Agent

William A. Shaw
Prothonotary/Clerk of Courts

This statement is made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

28

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

2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY

4 BY ATTORNEY GENERAL :
THOMAS W. CORBETT, JR. :
5 PLAINTIFF :
6 vs. :
7 PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
8 DEFENDANT :
9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

FILED
61K 1/10/33(6) NO
FEB 08 2005 cc
William A. Shaw COPY TO
Prothonotary/Clerk of Courts CIA

COUNSEL FOR PLAINTIFF

E. BARRY CREAMY
SENIOR DEPUTY ATTORNEY GENERAL
ATTORNEY I.D. NO. 39543
OFFICE OF ATTORNEY GENERAL
BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
(814) 471-1831

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2
3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT, JR. :
6 : No. 2004-1975-CD
7 PLAINTIFF :
8 :
9 vs. :
10 :
11 PAULINE E. PELTON, d/b/a :
12 BRIDES AND BLOSSOMS :
13 :
14 DEFENDANT :
15
16
17

11 **STATEMENT REGARDING SUBSTITUTION OF SUCCESSOR**
12 **PURSUANT TO PENNSYLVANIA RULE OF CIVIL PROCEDURE 2352(a)**

13 AND NOW, this 7th day of February, 2005, comes the Commonwealth of Pennsylvania,
14 by Attorney General Thomas W. Corbett, Jr., through the Bureau of Consumer Protection and
15 files this statement of material facts regarding the substitution of Attorney General Thomas W.
16 Corbett, Jr. in this action and in support thereof states the following:

17 1. In the General Election conducted on November 2, 2004, Thomas W. Corbett, Jr.,
18 was elected to serve as the Attorney General of the Commonwealth of Pennsylvania. Returns of
19 said election were certified as official on January 5, 2005.

20 2. On January 18, 2005, Attorney General Thomas W. Corbett, Jr., took the oath of
21 office thereby succeeding prior elected and appointed Attorneys General.

22 3. The Unfair Trade Practices and Consumer Protection Law authorizes the Attorney
23 General to bring actions in the name of the Commonwealth against any person to restrain by
24 temporary or permanent injunction the use of any methods, acts or practices declared unlawful
25 by §201-3 of said Act.

26 4. The above-captioned action was initiated pursuant to the powers granted the
27 Attorney General by §201-4 of the Consumer Protection Law at a time when Attorney General
28 Corbett's predecessor held office as the Pennsylvania Attorney General.

1 5. Attorney General Thomas W. Corbett, Jr., is currently representing the
2 Commonwealth of Pennsylvania in this action and, therefore, by operation of law should be
3 substituted and identified in the caption of this case as the party representing the Commonwealth
4 in this action.

5

6

RESPECTFULLY SUBMITTED,

7

8

THOMAS W. CORBETT, JR.
ATTORNEY GENERAL

9

10

FRANK T. DONAGHUE
CHIEF DEPUTY
ATTORNEY GENERAL

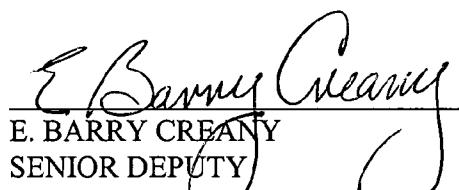
11

12

13

14

15


E. BARRY CREAMY
SENIOR DEPUTY
ATTORNEY GENERAL

16

17

18

Office of Attorney General
Bureau of Consumer Protection
171 Lovell Avenue, Suite 202
Ebensburg, PA 15931
(814) 471-1831

19

20

21

22

23

24

25

26

27

28

VERIFICATION

4 I, E. Barry Creany, state that I am a Deputy Attorney General for the Commonwealth of
5 Pennsylvania, Office of Attorney General, Bureau of Consumer Protection and that I am
6 authorized to make this Verification and that the statements made in the foregoing Statement
7 Regarding Substitution of Successor Pursuant to Pennsylvania Rule of Civil Procedure 2352(a)
8 are true and correct to the best of my knowledge, information and belief. I understand that the
9 statements made therein are made subject to the penalties of 18 Pa.C.S. §4904, relating to
10 unsworn falsification to authorities.

Dated: February 7, 2005

E. Barry Creany
E. Barry Creany
Senior Deputy Attorney General

1

2 **CERTIFICATE OF SERVICE**

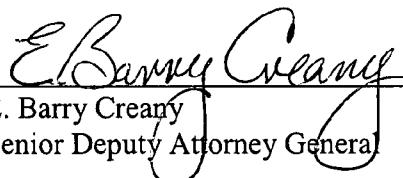
3

4 I, the undersigned, hereby certify that a true and correct copy of the foregoing Statement
5 of Substitution being filed on behalf of the Plaintiff was forwarded on the 7th day of February,
6 2005, pursuant to Pennsylvania Rule of Civil Procedure 2352(a) by First Class U.S. Mail,
7 postage prepaid, to all counsel of record addressed as follows:

8

9 Brides and Blossoms
10 ATTN: Ms. Pauline Pelton
11 213 Front Street
12 Philipsburg, PA 16866

13

14 
15 E. Barry Creary
16 Senior Deputy Attorney General

17

18

19

20

21

22

23

24

25

26

27

28

1
2

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

4

5 COMMONWEALTH OF PENNSYLVANIA
6 BY ATTORNEY GENERAL
THOMAS W. CORBETT

CIVIL DIVISION

7

PLAINTIFF

NO. 2004-1975-CD

8

v.

PRAECIPE FOR ENTRY OF
DEFAULT JUDGMENT WITH
WRITTEN CERTIFICATION

9

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

10

DEFENDANT

11

12

13

14

15

16

17

18

19

20

21

22

COUNSEL FOR PLAINTIFF

23

24 E. BARRY CREAMY
25 SENIOR DEPUTY ATTORNEY GENERAL
ATTORNEY NUMBER 39543
26 OFFICE OF ATTORNEY GENERAL
BUREAU OF CONSUMER PROTECTION
171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
27 (814) 471-1831

FILED

FEB 11 2005

M 1:25 AM

William A. Shaw

Prothonotary/Clerk of Courts

NOTICE DEP. 2

STATEMENT TO APP

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2 COMMONWEALTH OF PENNSYLVANIA : CIVIL DIVISION
3 BY ATTORNEY GENERAL :
3 THOMAS W. CORBETT :
4 PLAINTIFF : NO. 2004-1975-CD
5 v. :
6 PAULINE E. PELTON, d/b/a :
6 BRIDES AND BLOSSOMS :
7 DEFENDANT :
7

PRAEICE FOR ENTRY OF DEFAULT JUDGMENT
WITH CERTIFICATION OF WRITTEN NOTICE

13 | TO: William A. Shaw, Jr., Prothonotary

14 Please enter judgment by default against Defendant Pauline E. Pelton, d/b/a Brides and
15 Blossoms, pursuant to Pennsylvania Rule of Civil Procedure No. 1511. Certification of Written
16 Notice is attached to this Praeclipe.

18 | DATE: February 8, 2005

Respectfully submitted,

E. Barry Creany
Senior Deputy Attorney General

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2
3 COMMONWEALTH OF PENNSYLVANIA : CIVIL DIVISION
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT :
6
7 PLAINTIFF : NO. 2004-1975-CD
8
9 v. :
10
11 PAULINE E. PELTON, d/b/a :
12 BRIDES AND BLOSSOMS :
13
14 DEFENDANT :
15

CERTIFICATION OF WRITTEN NOTICE

13 I, Janet M. Mulraney, being an adult citizen of the United States and an employee of the
14 Pennsylvania Office of Attorney General, Bureau of Consumer Protection, certify, swear or
15 affirm that true and correct copies of the Commonwealth's Notice of Intent to Take Default
16 Judgment were mailed by Certified Mail, Return Receipt Requested to Defendant Brides and
17 Blossoms, ATTN: Pauline Pelton, 213 Front Street, Philipsburg, Pennsylvania 16866, on
18 January 5, 2005. Copies of said notice, cover letter, postal receipt and acknowledgment are
19 attached hereto and labeled Group Exhibit "A".

22 DATE: February 8, 2005

Janet M. Mulraney
Janet M. Mulraney

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
<i>Office of Attorney General</i>	
Postage	\$ 37
Certified Fee	2.30
Return Receipt Fee (Endorsement Required)	1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 4.42
 EBENSBURG PA Postmark Here	
JAN 05 2005	
SEN To Drides and Blossoms <i>1050x</i> Street, Apt. No. <i>1050x</i> or PO Box No. <i>1050x</i> 213 Front Street City, State, ZIP+4 Philipsburg, PA 16866	

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ 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. 		<p>A. Received by (Please Print Clearly) B. Date of Delivery</p> <p><i>Pauline Pelton</i> <i>7/11/85</i></p> <p>C. Signature</p> <p><i>*Pauline Pelton</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p> </p> <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>1. Article Addressed to:</p> <p><i>Brides and Blossoms ATTN: Pauline Pelton 213 Front Street Philipsburg, PA 16866</i></p>		<p>11111111111111111111 7002 2030 0005 7608 9166</p>	
<p>2. Article Number (Copy from service label)</p> <p>11111111111111111111</p> <p>PS Form 3811 July 1999</p>		<p>Domestic Return Receipt</p> <p>102595-99-M-1799</p>	

Group Exhibit "A"

COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL



GERALD J. PAPPERT
ATTORNEY GENERAL

Bureau of Consumer Protection
Ebensburg Regional Office
171 Lovell Ave., Suite 202
Ebensburg, PA 15931
(814) 471-1831
FAX (814) 471-1840

VIA: CERTIFIED MAIL/RETURN RECEIPT REQUESTED

January 5, 2005

Brides and Blossoms
ATTN: Pauline Pelton
213 Front Street
Philipsburg, PA 16866

RE: Brides and Blossoms
Investigation #04-010TBS/EBC

Dear Ms. Pelton:

I am forwarding with this letter an Important Notice relating to the above-captioned case. Please give this matter your immediate attention.

Please give me a call if you would like to discuss this matter.

Sincerely,

E. Barry Creany
E. Barry Creany
Senior Deputy Attorney General

Enclosure

1
2
3
4 **IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY**

5
6 COMMONWEALTH OF PENNSYLVANIA
7 BY ATTORNEY GENERAL
GERALD J. PAPPERT

CIVIL ACTION - EQUITY

8 **PLAINTIFF**
9 v.
10 PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

NO. 2004-1975-CD

11 **DEFENDANT**
12
13
14
15
16
17
18
19
20
21
22
23

**NOTICE OF INTENT TO
TAKE DEFAULT JUDGMENT**

COUNSEL FOR PLAINTIFF

24 E. BARRY CREAMY
25 SENIOR DEPUTY ATTORNEY GENERAL
ATTORNEY I.D. NO. 39543
26 BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
27 171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
28 (814) 471-1831

1
2 **IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY**
3

4 COMMONWEALTH OF PENNSYLVANIA
5 BY ATTORNEY GENERAL
6 GERALD J. PAPPERT

CIVIL ACTION - EQUITY

7 **PLAINTIFF**

8 NO. 2004-1975-CD

9 v.

10 PAULINE E. PELTON, d/b/a
11 BRIDES AND BLOSSOMS

12 **DEFENDANT**

13 **TO: PAULINE E. PELTON**

14 DATE: January 5, 2004

15
16 **IMPORTANT NOTICE**

17
18 YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN
19 APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE
20 COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST
21 YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A
22 JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY
23 LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS
24 NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A

25

26

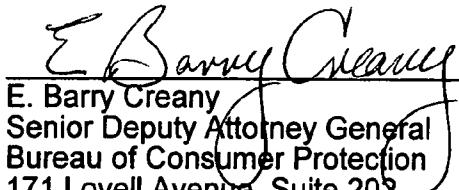
27

28

1 LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING
2 OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

3
4 KEYSTONE LEGAL SERVICES, INC.
211 1/2 EAST LOCUST STREET
CLEARFIELD, PA 16830
5 (814) 765-9646
6
7

8 OFFICE OF ATTORNEY GENERAL
9

10 
11 E. Barry Creany
12 Senior Deputy Attorney General
13 Bureau of Consumer Protection
14 171 Lovell Avenue, Suite 202
15 Ebensburg, PA 15931
16 (814) 471-1831
17
18
19
20
21
22
23
24
25
26
27
28

1
2

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

4

5 COMMONWEALTH OF PENNSYLVANIA
6 BY ATTORNEY GENERAL
THOMAS W. CORBETT

CIVIL DIVISION

7

PLAINTIFF

NO. 2004-1975-CD

8

v.

**NOTICE OF ENTRY
OF JUDGMENT**

9

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

10

DEFENDANT

11

12

13

TO: Pauline E. Pelton d/b/a
Brides and Blosooms, Defendant

14

15

You are hereby notified that on February 11, 2005, judgment by default in an unspecified amount was entered against you in the above-captioned case.

16

17

18

DATE: February ,2005

19 William A. Shaw, ~~████████~~, Prothonotary

20

21

22

23

24

25

26

27

28

✓

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

Commonwealth of Pennsylvania
Thomas W. Corbett
Plaintiff(s)

No.: 2004-01975-CD

Real Debt: \$Unspecified Amount

Atty's Comm: \$

Vs.

Costs: \$

Pauline E. Pelton
Brides and Blossoms
Defendant(s)

Entry: \$

Int. From: \$

Instrument: Default Judgment

Date of Entry: February 11, 2005

Expires: February 11, 2010

Certified from the record this February 11, 2005

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

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

2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY

4 BY ATTORNEY GENERAL :
THOMAS W. CORBETT, JR. :

5 PLAINTIFF : No. 2004-1975-CD

6 vs. : MOTION FOR HEARING FOR

7 PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS : ADJUDICATION AND

8

9 DEFENDANT : FRAMING OF DECREE

21 FOR THE PLAINTIFF

22

23 E. BARRY CREAMY
24 SENIOR DEPUTY ATTORNEY GENERAL
25 ATTORNEY I.D. NO. 39543
26 OFFICE OF ATTORNEY GENERAL
27 BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
28 (814) 471-1831

21 FOR THE DEFENDANT

PAULINE E. PELTON, PRO SE
213 FRONT STREET
PHILIPSBURG, PA 16866

FILED *ms*

MAR 02 2005

3/12/05

William A. Shaw

Prothonotary/Clerk of Courts

No C/C

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
3 BY ATTORNEY GENERAL :
4 THOMAS W. CORBETT, JR. :
5 PLAINTIFF :
6 vs. :
7 PAULINE E. PELTON, d/b/a :
8 BRIDES AND BLOSSOMS :
9 DEFENDANT :
10
11

MOTION FOR HEARING FOR ADJUDICATION
AND FRAMING OF DECREE

14 NOW COMES the Commonwealth of Pennsylvania by Attorney General Thomas W.
15 Corbett, Jr., and files the following Motion for a hearing and in support thereof sets forth the
16 following:

- 17 1. The immediate action was brought pursuant to the Pennsylvania Unfair Trade
18 Practices and Consumer Protection Law (hereinafter the "Consumer Protection
19 Law").
- 20 2. In this action the Commonwealth has requested equitable relief including, without
21 limitation, the entry of a permanent injunction to prevent future violations of the
22 Consumer Protection Law, restitution for consumers and the payment of civil
23 penalties and costs.
- 24 3. Pursuant to the Plaintiff's Praeclipe for Entry of Default Judgment with
25 Certification of Written Notice, the Clearfield County Prothonotary entered
26 Judgment by Default against the Defendants on February 11, 2005.

1 4. The Judgment by Default entered in this action does not address all the claims for
2 equitable relief requested and specifically does not provide any of the injunctive
3 relief prayed for.

4 5. The Commonwealth believes that it can present testimony and additional evidence
5 which will assist the Court in its adjudication and framing of a final decree.

6 WHEREFORE, the Commonwealth respectfully requests this Honorable Court to
7 schedule a hearing in the above-captioned action in order to assist the Court in its adjudication
8 and framing of a final decree pursuant to Pennsylvania Rule of Civil Procedure No. 1037(d).

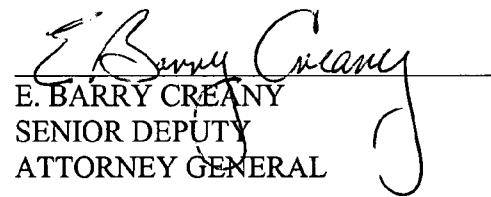
9
10 DATE: March 1, 2005

Respectfully submitted,

11
12 THOMAS W. CORBETT, JR.
13 ATTORNEY GENERAL

14
15 FRANK T. DONAGHUE
16 CHIEF DEPUTY
17 ATTORNEY GENERAL

18
19 E. BARRY CREAMY
20 SENIOR DEPUTY
21 ATTORNEY GENERAL



E. BARRY CREAMY

1

2 **CERTIFICATE OF SERVICE**

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

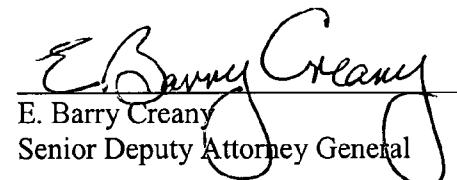
26

27

28

The undersigned hereby certifies that a true and correct copy of the foregoing Motion for
Hearing for Adjudication and Framing of Decree is being forwarded via First Class Mail,
postage prepaid this 1st day of March, 2005, to the following:

Brides and Blossoms
ATTN: Pauline E. Pelton
213 Front Street
Philipsburg, PA 16866

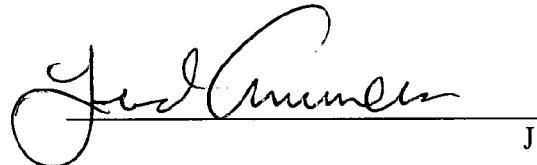

E. Barry Creany
Senior Deputy Attorney General

FILED
MAR 02 2005
William A. Shaw
Prothonotary/Clerk of Courts

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
3 BY ATTORNEY GENERAL :
4 THOMAS W. CORBETT, JR. :
5 PLAINTIFF :
6 VS. :
7 PAULINE E. PELTON, d/b/a :
8 BRIDES AND BLOSSOMS :
9 DEFENDANT :
10
11

ORDER

12 AND NOW, this 7 day of March, 2005, upon Motion filed by the Commonwealth, a
13 hearing for the purpose of receiving testimony and evidence to assist this Court in its
14 adjudication and framing of a final decree pursuant to Pa.R.C.P. 1037(d) is hereby set for ~~10:30~~
15 A.M. on the 21 day of March, 2005, in Courtroom No. 1.



J.

23
24 FILED ⁽⁶⁾ 1CC w/
25 01/14/05 memo/re-service
26 MAR 08 2005 to Atty
27 William A. Shaw ⁽⁶⁾ Creary
28 Prothonotary/Clerk of Courts



OFFICE OF COURT ADMINISTRATOR
FORTY-SIXTH JUDICIAL DISTRICT OF PENNSYLVANIA

CLEARFIELD COUNTY COURTHOUSE
SUITE 228, 230 EAST MARKET STREET
CLEARFIELD, PENNSYLVANIA 16830

DAVID S. MEHOLICK
COURT ADMINISTRATOR

PHONE: (814) 765-2641
FAX: 1-814-765-7649

MARCY KELLEY
DEPUTY COURT ADMINISTRATOR

MEMO: To all parties filing Petitions/Motions in Clearfield County:

Please make note of the following:

Rule 206(f) The party who has obtained the issuance of a Rule to Show Cause shall forthwith serve a true and correct copy of both the Court Order entering the Rule and specifying a return date, and the underlying Petition or Motion, upon every other party to the proceeding in the manner prescribed by the Pennsylvania Rules of Civil Procedure (see PA. R.C.P. 440) and upon the Court Administrator.

Rule 206(g) The party who has obtained the issuance of a Rule to Show Cause shall file with the Prothonotary, within seven (7) days of the issuance of the Rule, an Affidavit of Service indicating the time, place and manner of service. Failure to comply with this provision may constitute sufficient basis for the Court to deny the prayer of the Petition or Motion.

***** Please note: This also includes service of scheduling orders obtained as the result of the filing of any pleading.**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

3 COMMONWEALTH OF PENNSYLVANIA
4 BY ATTORNEY GENERAL
4 GERALD J. PAPPERT

CIVIL ACTION - EQUITY

5 PLAINTIFF

NO. 2004 - 1975 - C.D.

6 | Page

7 PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

DEFENDANT

FILED NO
10:29 AM cc
MAR 14 2005 (6)

W. Van A. St. L.
Prothonotary, Circuit Court

AFFIDAVIT OF SERVICE

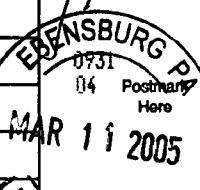
13 I, hereby certify that on March 11, 2005, I served upon Defendant Pauline E. Pelton
14 d/b/a Brides and Blossoms, a true and correct copy of the Order of The Honorable Fredric
15 J. Ammerman dated March 7, 2005, scheduling a hearing on this matter for March 31,
16 2005 by mailing a copy to said defendant by regular mail through the U.S. Postal Service,
17 First Class, postage prepaid and also by Certified Mail, Return Receipt Requested to the
18 following address:

Pauline E. Pelton
Brides and Blossoms
213 Front Street
Phillipsburg, PA 16866.

23 Dated: March 11, 2005

E. Barry Creany
E. Barry Creany
Senior Deputy Attorney General

27 This statement is made subject to the penalties of 18 Pa. C.S. §4904 relating to
28 unsworn falsification to authorities.

CERTIFIED MAIL RECEIPT	
(Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
 OFFICIAL MAIL KEY USE	
Postage	\$ 37
Certified Fee	\$ 23.80
Return Receipt Fee (Endorsement Required)	\$ 1.75
Restricted Delivery Fee (Endorsement Required)	\$ 0.00
Total Postage & Fees	\$ 44.22
 EBENSBURG PA 114 Postmark Here MAR 11 2005	
Send To Pauline E. Yelton/Bridas and Blossoms Street, Apt. No.; or PO Box No. 213 Front Street City, State ZIP+4 Philipsburg PA 16866	

Certified Mail Provides:

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

Important Reminders:

- Certified Mail may ONLY be combined with First-Class Mail® or Priority Mail®.
- Certified Mail is not available for any class of international mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "Restricted Delivery".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

**IMPORTANT: Save this receipt and present it when making an inquiry.
Internet access to delivery information is not available on mail
addressed to APOs and FPOs.**

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:

1. Article Addressed to: *Pauline E. Petton*
Brides and Blossoms
213 Front Street
Philipsburg, PA 16866

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly)

A. Received by (Please Print Clearly) B. Date of Delivery

C. Signature

Agent
 Addressee

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below

1545 tray hawk runb

1684

3. Service Type

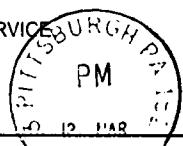
- Certified Mail
- Registered
- Insured Mail
- Express Mail
- Return Receipt for Merchandise
- C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

2. Article Number (Copy from service label)

PS Form 3811, July 1999 | Domestic Return Receipt | 102595-99-M-1789

UNITED STATES POSTAL SERVICE



First-Class Mail
Postage & Fees Paid
USPS
Permit No: G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Office of Attorney General
Bureau of Consumer Protection
171 Lovell Avenue, Suite 202
Ebensburg, PA 15931

03





COMMONWEALTH OF PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL

TOM CORBETT
ATTORNEY GENERAL

Bureau of Consumer Protection
Ebensburg Regional Office
171 Lovell Ave., Suite 202
Ebensburg, PA 15931
(814) 471-1831
FAX (814) 471-1840

**VIA: CERTIFIED MAIL/RETURN RECEIPT
REQUESTED AND REGULAR MAIL**

March 11, 2005

Pauline E. Pelton
Brides and Blossoms
213 Front Street
Philipsburg, PA 16866

FILED ^{No}
0/15/05 ^{cc}
MAR 31 2005 ^(6K)

William A. Shaw
Prothonotary/Clerk of Courts

RE: Commonwealth v. Pauline E. Pelton d/b/a Brides and Blossoms
No. 2004-01975-CD
Clearfield County

Dear Ms. Pelton:

Enclosed with this letter is an Order scheduling a hearing in the above-captioned matter for **Thursday, March 31, 2005, at 1:30 p.m. in Courtroom #1 of the Clearfield County Courthouse.**

Thanks for your attention to this matter.

Sincerely,

E. Barry Creany
E. Barry Creany
Senior Deputy Attorney General

Enclosure

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

2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY

4 BY ATTORNEY GENERAL :

5 THOMAS W. CORBETT, JR. :

6 No. 2004-1975-CD

7 PLAINTIFF :

8 PAULINE E. PELTON, d/b/a :
9 BRIDES AND BLOSSOMS :

10 DEFENDANT :

11 **FILED** 2cc
03/04/05 Atty
MAR 3 1 2005 Creary -
will serv. 60
12 William A. Shaw
Prothonotary/Clerk of Courts

13 **ORDER**

14

15 AND NOW, this 31st day of March, 2005, following the entry of default judgment against
16 Defendant Pauline E. Pelton, doing business as Brides and Blossoms ("defendant"), and a
17 hearing conducted pursuant to Pa. R.C.P. 1037(d), it is ORDERED, ADJUDGED AND
18 DECREED as follows:

19 1. Judgment is entered against defendant in the amount of One Thousand Three
20 Hundred Ninety-one and 28/100 Dollars (\$1,391.28) for restitution due those two
21 (2) individuals identified in the attached Schedule of Restitution pursuant to §4.1
22 of the Consumer Protection Law. 73 P.S. §201-4.1.

23 2. Judgment is entered against the defendant in the amount of Seven Thousand and
24 00/100 Dollars (\$7,000.00) as a civil penalty pursuant to §8(b) of the Consumer
25 Protection Law. 73 P.S. §201-8(b).

26 3. The Clearfield County Prothonotary shall record judgment against the defendant
27 in favor of the Commonwealth in the amount of Eight Thousand Three Hundred
28 Ninety-One and 28/100 Dollars (\$8,391.28) and shall issue a statement of
judgment incorporating said amount.

1 4. Pursuant to §9 of the Consumer Protection Law, defendant is enjoined from
2 engaging in any trade and commerce within the Commonwealth of Pennsylvania
3 until such time as the defendant pays the amount due consumers for restitution as
4 set forth in paragraph 1 above. 73 P.S. §201-9.

5 5. Defendant is ordered to begin making payments toward satisfaction of the
6 judgment entered pursuant to paragraph 3 of this Order by way of monthly
7 installment payments to the Commonwealth of Pennsylvania in the amount equal
8 to the greater of fifteen percent (15%) of the defendant's monthly net income or
9 One Hundred and 00/100 Dollars (\$100.00). Said monthly installment payments
10 shall be due on or before the 1st day of each month with the first monthly
11 installment payment due on or before May 1, 2005. On or before the 15th day of
12 each month, defendant shall provide the Commonwealth with a financial
13 statement setting forth defendant's income and expenses for the preceding month
14 upon which defendant's monthly net income shall be calculated. Further,
15 defendant shall provide the Commonwealth with annual financial statements in
16 the format provided by the Commonwealth setting forth the defendants income,
17 expenses, assets and liabilities. The first such annual financial statement shall be
18 due on or before July 31, 2005. Defendant shall be in contempt of this Court's
19 Order if defendant fails to make any monthly installment payment or submit any
20 financial statement in a timely manner.

21 6. Upon satisfaction of the judgment for restitution due consumers as set forth in
22 paragraph 1 above, defendant may resume engaging in trade and commerce
23 within the Commonwealth of Pennsylvania subject to the following restrictions:
24 A. Defendant shall not misrepresent the following:
25 i. the availability of any merchandise being offered for sale;
26 ii. the make, manufacturer or source of any merchandise being
27 offered for sale;
28

BY THE COURT,

Ammerman, P.J.

1

2

3

4

5 **SCHEDULE OF RESTITUTION**

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

CONSUMER	RESTITUTION
Nikki Chutko	\$ 188.68
Debbie Swatsworth	\$1,202.60
TOTAL	\$1,391.28

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT, JR. :
6

7 PLAINTIFF : No. 2004-1975-CD
8

9 PAULINE E. PELTON, d/b/a :
10 BRIDES AND BLOSSOMS :
11

12 DEFENDANT :
13

14 **FILED** 2CC
15 of 10: 58/81 Atty
16 APR 05 2005 Creary

17 William A. Shaw
18 Prothonotary/Clerk of Courts
19

20 **ORDER**

21
22 AND NOW, this 5th day of April, 2005, paragraph 4 of this Court's Order of March 31,
23 2005, is amended as follows:

24 4. Pursuant to §9 of the Consumer Protection Law, defendant is enjoined from
25 engaging in trade and commerce within the Commonwealth of Pennsylvania as
26 the owner or operator of any company that engages in the sale of goods or
27 services to consumers until such time as the defendant pays the amount due
28 consumers for restitution as set forth in paragraph 1 of this Court's Order of
March 31, 2005. This prohibition shall apply to the defendant whether she is
acting directly on her own behalf, or acting through any corporate or other
business entity. The defendant is not prohibited from serving as an employee for
any company in which she had no financial interest other than her employment
income (i.e., salary or wages). 73 P.S. §201-9.

29 This Court's Order of March 31, 2005, shall otherwise remain in full force and effect.

30 BY THE COURT,

31 
32

33 Ammerman, P.J.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

3 COMMONWEALTH OF PENNSYLVANIA
BY ATTORNEY GENERAL
4 GERALD J. PAPPERT

CIVIL ACTION - EQUITY

5 PLAINTIFF

NO. 2004 - 1975 - C.D.

6

7 PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

DEFENDANT

FILED
m10:59 AM
APR 18 2005
NO CC

William A. Shaw
Prothonotary/Clerk of Courts

AFFIDAVIT OF SERVICE

I, Timothy B. Shirey, an adult citizen of the United States and agent for the Commonwealth of Pennsylvania, Office of Attorney General, Bureau of Consumer Protection, do hereby state and affirm that I served a true and correct copy of the Order entered March 31, 2005, and a true and correct copy of the amended Order entered April 5, 2005, upon Pauline E. Pelton by hand delivering copies to her at her place of business located at 1545 Troy-Hawk Run Highway, Philipsburg, Clearfield County, Pennsylvania, at 1:23 PM, on Thursday, April 7, 2005.

21 Dated: April 7, 2005

Re: S
Timothy B. Shirey
Consumer Protection Agent

26 This statement is made subject to the penalties of 18 Pa. C.S. §4904 relating to
27 unsworn falsification to authorities.

CR

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

COMMONWEALTH OF PENNSYLVANIA :
BY ATTORNEY GENERAL THOMAS W. :
CORBETT, JR., :
Plaintiff :
vs. : No. 2004-1975-CD
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
Defendant :
:

RULE TO SHOW CAUSE

AND NOW, this 28 day of April, 2004, upon consideration of the
Petition filed by Defendant, Pauline E. Pelton, a rule is hereby issued upon Plaintiff to
Show Cause why the Petition should not be granted. Rule returnable the 18th day of
May, 2005, at 1:30 PM in Courtroom Number 1, Clearfield,
Pennsylvania, for hearing thereon.



J. Curran

FILED ⁶⁰
RECEIVED
04/10/2005 Atty Castley
APR 29 2005

William A. Shaw
Prothonotary/Clerk of Courts

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

FILED 100
1300 AM
APR 25 2005 Casfley
William A. Shaw
Prothonotary/Clerk of Courts

COMMONWEALTH OF PENNSYLVANIA :
BY ATTORNEY GENERAL THOMAS W. :
CORBETT, JR., :
Plaintiff :
vs. : No. 2004-1975-CD
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
Defendant :

PETITION

AND NOW comes your Petitioner, Pauline E. Pelton, who moves this Court for an Order permitting the liquidation of assets and in support thereof, avers as follows:

1. Petitioner is Pauline E. Pelton, who it is alleged previously engaged in business under the name of Brides and Blossoms, which individual and business entity was the subject of a Complaint filed by the Commonwealth of Pennsylvania to the above term and number and the further object of an Order of Court dated March 31, 2005 entered by default upon Defendant's failure to appear at the date and time specified by this Court. This Order and the subsequent Order of Modification dated April 5, 2005 are attached hereto as Exhibit "A."

2. The Defendant herein named, for all intents and purposes, has decided to terminate all business interests and to liquidate the inventory within the business premises and apply the net value to satisfy outstanding obligations, including the judgment for restitution due those individuals set forth in this Court's Order and the civil penalties assessed under the Consumer Protection Law.

3. At the present time, the Defendant is prohibited from engaging in any activity at or about the business premises by virtue of this Court's Order so that it is impossible for her to liquidate these assets in the normal course of business.

4. Defendant would request this Court to consider issuance of an Order permitting the Defendant to operate under the existing trade name, subject to the Court's control in a manner of liquidation with the proceeds to be applied as aforesaid.

5. Defendant further stands committed to provide the Court with a bi-weekly accounting of the business activity conducted by the Defendant individually and under the trade name of Brides and Blossoms, subject to the supervision and control of this Court until such time as the debts specified in this Court's Order of March 31, 2005, as amended, or until the liquidation of all assets has occurred, whichever shall occur last.

6. Under the current circumstances, the Defendant would be unable to satisfy the judgments entered by the Court since she has no other means of income and has no other assets from which to draw funds for the purpose of paying these debts, nor can she liquidate any other individual or business assets for those purposes.

WHEREFORE, Petitioner requests this Honorable Court to enter an Order directed to the Commonwealth of Pennsylvania to appear and show cause why the said Defendant should not be permitted to liquidate the assets of this business, subject to the supervision and control of the Court for purposes of satisfying the judgments entered and to make restitution as required under this Court's Order.

Respectfully submitted,

s/ Pauline E. Pelton

VERIFICATION

I hereby verify that the statements made in this instrument are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Pauline Tolton

Dated: 4-25-05

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA
BY ATTORNEY GENERAL
THOMAS W. CORBETT, JR.

CIVIL ACTION - EQUITY

No. 2004-1975-CD

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

PLAINTIFF

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

DEFENDANT

I hereby certify this to be a true and attested copy of the original statement filed in this case.

MAR 31 2005

ORDER

Attest.

William L. Brown
Prothonotary/
Clark of Courts

AND NOW, this 31st day of March, 2005, following the entry of default judgment against Defendant Pauline E. Pelton, doing business as Brides and Blossoms ("defendant"), and a hearing conducted pursuant to Pa. R.C.P. 1037(d), it is ORDERED, ADJUDGED AND DECREED as follows:

1. Judgment is entered against defendant in the amount of One Thousand Three Hundred Ninety-one and 28/100 Dollars (\$1,391.28) for restitution due those two (2) individuals identified in the attached Schedule of Restitution pursuant to §4.1 of the Consumer Protection Law. 73 P.S. §201-4.1.
2. Judgment is entered against the defendant in the amount of Seven Thousand and 00/100 Dollars (\$7,000.00) as a civil penalty pursuant to §8(b) of the Consumer Protection Law. 73 P.S. §201-8(b).
3. The Clearfield County Prothonotary shall record judgment against the defendant in favor of the Commonwealth in the amount of Eight Thousand Three Hundred Ninety-One and 28/100 Dollars (\$8,391.28) and shall issue a statement of judgment incorporating said amount.

1 4. Pursuant to §9 of the Consumer Protection Law, defendant is enjoined from
2 engaging in any trade and commerce within the Commonwealth of Pennsylvania
3 until such time as the defendant pays the amount due consumers for restitution as
4 set forth in paragraph 1 above. 73 P.S. §201-9.

5 5. Defendant is ordered to begin making payments toward satisfaction of the
6 judgment entered pursuant to paragraph 3 of this Order by way of monthly
7 installment payments to the Commonwealth of Pennsylvania in the amount equal
8 to the greater of fifteen percent (15%) of the defendant's monthly net income or
9 One Hundred and 00/100 Dollars (\$100.00). Said monthly installment payments
10 shall be due on or before the 1st day of each month with the first monthly
11 installment payment due on or before May 1, 2005. On or before the 15th day of
12 each month, defendant shall provide the Commonwealth with a financial
13 statement setting forth defendant's income and expenses for the preceding month
14 upon which defendant's monthly net income shall be calculated. Further,
15 defendant shall provide the Commonwealth with annual financial statements in
16 the format provided by the Commonwealth setting forth the defendants income,
17 expenses, assets and liabilities. The first such annual financial statement shall be
18 due on or before July 31, 2005. Defendant shall be in contempt of this Court's
19 Order if defendant fails to make any monthly installment payment or submit any
20 financial statement in a timely manner.

21 6. Upon satisfaction of the judgment for restitution due consumers as set forth in
22 paragraph 1 above, defendant may resume engaging in trade and commerce
23 within the Commonwealth of Pennsylvania subject to the following restrictions:
24 A. Defendant shall not misrepresent the following:
25 i. the availability of any merchandise being offered for sale;
26 ii. the make, manufacturer or source of any merchandise being
27 offered for sale;

- iii. the existence of, or cause for any delay in supplying any merchandise; and,
- iv. the quality or nature of any merchandise, including, without limitation, that the merchandise is new, first quality merchandise.

B. Defendant shall not deliver merchandise that is of a quality inferior to new, first quality merchandise, unless the defendant and consumer have agreed in writing to a lesser quality. Further, defendant shall supply merchandise that conforms with the particular style, model, quality or other characteristics provided for in the consumer's order.

C. Defendant shall supply a consumer with all merchandise ordered for a specific event (e.g., a prom or wedding) by the date for delivery set forth in the consumer's order or, when no such date is provided for in the consumer's order, within a reasonable period of time prior to said event. Provided, however, in the event that after placing a consumer's order the defendant discovers that any merchandise becomes unavailable, or such merchandise cannot be delivered in time for the specific event for which it was ordered, then the defendant shall notify the consumer immediately upon discovery of such information and shall provide the consumer with the opportunity to cancel the order and receive a full refund.

D. Defendant shall provide full refunds within seven (7) days of a cancellation request from a consumer who cancels because the merchandise will not be available or cannot be delivered in time for the specific event for which it was ordered.

BY THE COURT,

Ammerman, P.J.

1
2
3
4
SCHEDULE OF RESTITUTION
5
6
7
8
9
10

CONSUMER	RESTITUTION
Nikki Chutko	\$ 188.68
Debbie Swatsworth	\$1,202.60
TOTAL	\$1,391.28

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA
BY ATTORNEY GENERAL
THOMAS W. CORBETT, JR.

CIVIL ACTION - EQUITY

No. 2004-1975-CD

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

DEFENDANT

ORDER

AND NOW, this day of April, 2005, paragraph 4 of this Court's Order of March 31,
2005, is amended as follows:

4. Pursuant to §9 of the Consumer Protection Law, defendant is enjoined from engaging in trade and commerce within the Commonwealth of Pennsylvania as the owner or operator of any company that engages in the sale of goods or services to consumers until such time as the defendant pays the amount due consumers for restitution as set forth in paragraph 1 of this Court's Order of March 31, 2005. This prohibition shall apply to the defendant whether she is acting directly on her own behalf, or acting through any corporate or other business entity. The defendant is not prohibited from serving as an employee for any company in which she had no financial interest other than her employment income (i.e., salary or wages). 73 P.S. §201-9.

This Court's Order of March 31, 2005, shall otherwise remain in full force and effect.

BY THE COURT.

I hereby certify this to be a true and attested copy of the original statement filed in this case.

APR 05 2005

/s/ Fredric J. Ammerman

Attesti.

William
Prothonotary/
Clerk of Courts

Ammerman, P.J.

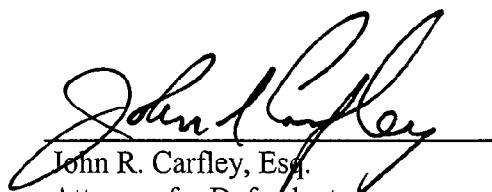
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION – IN EQUITY

COMMONWEALTH OF PENNSYLVANIA :
BY ATTORNEY GENERAL THOMAS W. :
CORBETT, JR., :
Plaintiff :
vs. : No. 2004-1975-CD :
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
Defendant :
:

CERTIFICATE OF SERVICE

I hereby certify that I forwarded a copy of the foregoing Petition and Rule to Show Cause, by regular mail, postage prepaid to the following attorneys and/or parties of record, on this 2nd day of May, 2005:

Commonwealth of Pennsylvania
Office of Attorney General
Thomas W. Corbett, Jr.
Bureau of Consumer Protection
171 Lovell Avenue, Suite 202
Ebensburg, PA 15931



John R. Carfley, Esq.
Attorney for Defendant,
ID# 17621
P. O. Box 249
Philipsburg, PA 16866
(814) 342-5581

CF FILED NO
MAY 10 2005 CC
MAY 04 2005

William A. Shaw
Prothonotary/Clerk of Courts

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2
3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL :
4 THOMAS W. CORBETT, JR. :
5 PLAINTIFF : No. 2004-1975-CD
6
7 vs. : MOTION FOR CONTINUANCE
8 PAULINE E. PELTON, d/b/a :
8 BRIDES AND BLOSSOMS :
9
10 DEFENDANT :
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

FILED
MAY 13 2005
NO CC
m/10/42/05
William A. S. BY
Prothonotary/Clerk of Courts

FOR THE PLAINTIFF

E. BARRY CREAMY
SENIOR DEPUTY ATTORNEY GENERAL
ATTORNEY I.D. NO. 39543
OFFICE OF ATTORNEY GENERAL
BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
(814) 471-1831

FOR THE DEFENDANT

JOHN R. CARFLEY, ESQUIRE
222 PRESQUEISLE STREET
P.O. BOX 249
PHILIPSBURG, PA 16866
(814) 342-5581

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2
3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT, JR. :
6 PLAINTIFF : No. 2004-1975-CD
7
8 VS. :
9 PAULINE E. PELTON, d/b/a :
10 BRIDES AND BLOSSOMS :
11 DEFENDANT :

MOTION FOR CONTINUANCE

NOW COMES the Commonwealth of Pennsylvania by Attorney General Thomas W. Corbett, Jr., and files this Motion for Continuance and in support thereof sets forth the following:

1. Upon petition filed on behalf of Defendant Pauline E. Pelton, a Rule Returnable Hearing was scheduled for Thursday, May 18, 2005, at 1:30 p.m., before President Judge Ammerman.
2. Counsel for the Commonwealth will not be available to appear at the Rule Returnable Hearing due to a conflict involving a previously scheduled matter that he will be attending in Harrisburg on May 18 and May 19.
3. Counsel for the Commonwealth contacted John R. Carfley, Esquire, and requested an agreement to continue the Rule Returnable Hearing scheduled for May 18, 2005.
4. Attorney Carfley has agreed to a continuance of the hearing scheduled for May 18, 2005, and indicated that he was not available to attend the hearing on that date.

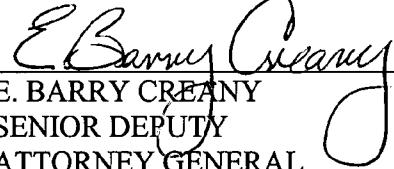
1 WHEREFORE, the Commonwealth, with the consent of counsel for Defendant Pauline
2 E. Pelton, respectfully requests this Honorable Court to enter an order continuing the hearing
3 scheduled for May 18, 2005, until sometime after June 3, 2005.

4 DATE: May 12, 2005

5 Respectfully submitted,

6 THOMAS W. CORBETT, JR.
7 ATTORNEY GENERAL

8 FRANK T. DONAGHUE
9 CHIEF DEPUTY
10 ATTORNEY GENERAL

11 
12 E. BARRY CREAMY
13 SENIOR DEPUTY
14 ATTORNEY GENERAL

15
16
17
18
19
20
21
22
23
24
25
26
27
28

1

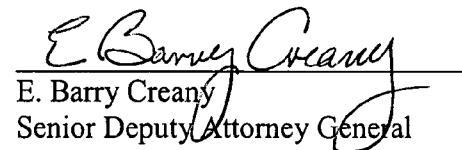
2 **CERTIFICATE OF SERVICE**

3

4 The undersigned hereby certifies that a true and correct copy of the foregoing Motion for
5 Continuance is being forwarded via First Class Mail, postage prepaid this 12th day of May, 2005,
6 to the following:

7

8 John R. Carfley, Esquire
9 222 Presqueisle Street
10 P.O. Box 249
11 Philipsburg, PA 16866

12 
13 E. Barry Creany
14 Senior Deputy Attorney General

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
3 BY ATTORNEY GENERAL :
4 THOMAS W. CORBETT, JR. :
5 PLAINTIFF :
6 vs. :
7 PAULINE E. PELTON, d/b/a :
8 BRIDES AND BLOSSOMS :
9 DEFENDANT :
10

11 **ORDER**

12 AND NOW, this *16th* day of May, 2005, upon consideration of the Motion filed by the
13 Commonwealth and upon the consent of counsel for Defendant Pauline E. Pelton, the Rule
14 Returnable Hearing scheduled for Thursday, May 18, 2005, is continued.

15 FURTHER, the Rule Returnable Hearing on the petition filed by Defendant Pauline E.
16 Pelton is scheduled for *Monday* , June *16*, 2005, at *10:00A.M.*, in Courtroom No. 1
17

18 BY THE COURT,

19
20 
21 _____ J.
22
23
24

25 **FILED** 2cc
26 *9/3/2005* *Any Creary*
27 *MAY 16 2005* *②*
28

William A. Shaw
Prothonotary/Clerk of Courts

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

2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT, JR. :
6

7 PLAINTIFF :
8

9 VS. :
10

11 PAULINE E. PELTON, d/b/a :
12 BRIDES AND BLOSSOMS :
13

14 DEFENDANT :
15

16 FILED
17

18 JUN 03 2005
19 0123516

20 William A. Shaw

21 Prothonotary/Clerk of Courts

22 *2 Cents to Attm*

23 FOR THE PLAINTIFF

24 FOR THE DEFENDANT

25 E. BARRY CREAMY
26 SENIOR DEPUTY ATTORNEY GENERAL
27 ATTORNEY I.D. NO. 39543
28 OFFICE OF ATTORNEY GENERAL
BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
(814) 471-1831

29 JOHN R. CARFLEY, ESQUIRE
30 222 PRESQUEISLE STREET
31 P.O. BOX 249
32 PHILIPSBURG, PA 16866
33 (814) 342-5581

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2
3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT, JR. :
6
7 PLAINTIFF :
8
9 vs. :
10
11 PAULINE E. PELTON, d/b/a :
12 BRIDES AND BLOSSOMS :
13
14 DEFENDANT :
15
16
17

18 **STIPULATION**

19 WHEREAS, the Plaintiff, the Commonwealth of Pennsylvania by Attorney General
20 Thomas W. Corbett, Jr. (hereinafter "Commonwealth"), and Defendant Pauline E. Pelton, d/b/a
21 Brides and Blossoms (hereinafter "Defendant") are before this Court on the Rule issued upon the
22 Commonwealth to Show Cause why the Defendant should not be permitted to conduct a
23 liquidation sale of her business, Brides and Blossoms.

24 WHEREAS, the Commonwealth and Defendant have entered this Stipulation for the
25 purposes of requesting this Honorable Court to enter an Order granting the relief requested in the
26 Petition filed by the Defendant and, in support thereof, stipulate to the following facts:

27 1. Orders were entered on March 31, 2005, and April 5, 2005, by this Court entering
28 judgments for restitution and civil penalties against the Defendant and providing
1 injunctive relief including, without limitation, paragraph 4 of said Order which
2 prohibited Defendant from engaging in trade and commerce until such time as she
3 satisfied the judgment for restitution due consumers whose claims had been
4 included in the action brought by the Commonwealth.

5 2. On April 25, 2005, Defendant filed a Petition requesting this Honorable Court's
6 permission for her to liquidate the assets of her business for the purpose of

satisfying the judgments that had been entered against her and to make restitution as required by the Court's Order.

3. On or about April 29, 2005, Defendant transferred to the Commonwealth the sum of One Thousand Four Hundred Ninety-One and 28/100 Dollars (\$1,491.28) representing the payment in full of the judgment for restitution due consumers of One Thousand Three Hundred Ninety-One and 28/100 Dollars (\$1,391.28) and, the first payment on the civil penalties owed the Commonwealth of One Hundred and 00/100 Dollars (\$100.00).

4. Although the Defendant has satisfied the consumer complaints that had been received by the Commonwealth prior to March 31, 2005, the Commonwealth has received several additional complaints from consumers alleging that the Defendant failed to fill obligations due consumers under the terms of contracts between said consumers and the Defendant. A list setting forth the names of those consumers who recently have filed complaints with the Commonwealth has been attached hereto and labeled Exhibit "A".

WHEREFORE, the Commonwealth and the Defendant stipulate to the entry of an Order providing the following relief:

A. Defendant is permitted to conduct a sale liquidating all of the assets of her business, Brides and Blossoms, (hereinafter "Going Out of Business Sale") pursuant to the provisions of the Closing-Out, Damaged Goods, Defunct Business Sale Law, 53 P.S. §4471-1, and the provisions of the Court's Order.

B. Defendant shall establish a special depository account and shall deposit into said account all of the proceeds from the sale of any assets sold in the course of her Going Out of Business Sale.

C. Defendant shall maintain an accounting of all business activity occurring during the course of her Going Out of Business Sale and shall provide the Commonwealth a copy of the accounting on a weekly basis until her Going Out of Business Sale has been concluded. Said accounting shall identify each asset sold,

the amount received for the asset and, for any assets valued over Twenty and 00/100 Dollars (\$20.00), the name of the purchaser of said asset.

D. Upon conclusion of the Defendant's Going Out of Business Sale, the funds in the Defendant's account shall be distributed first to satisfy the claims of consumers who filed complaints with the Commonwealth which remain unsatisfied; then, fifteen percent (15%) of any balance remaining shall be paid to the Commonwealth toward satisfaction of the judgment for civil penalties entered on March 31, 2005; then, any balance remaining shall be released to the Defendant.

E. Defendant shall provide the Commonwealth with information relating to any unsatisfied consumer complaints to enable the Commonwealth to identify the amount that any consumer paid the Defendant and to identify the supplier of any merchandise that Defendant has ordered.

F. Notwithstanding the above, paragraphs 2, 3, 5, and 6 of the Court's Order of March 31, 2005, shall remain in full force and effect.

WHEREFORE, the Commonwealth and the Defendant respectfully submit this Stipulation and request this Honorable Court to enter an Order granting the Defendant's Petition by incorporating the relief requested above.

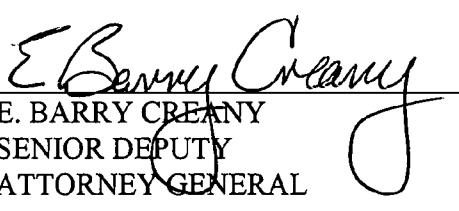
1

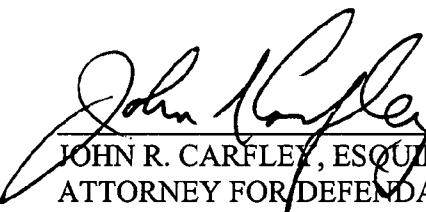
2 WITNESS, the following signatures this 6th day of June, 2005.

3

4 THOMAS W. CORBETT, JR.
5 ATTORNEY GENERAL

6 FRANK T. DONAGHUE
7 CHIEF DEPUTY
ATTORNEY GENERAL

8 
9 E. BARRY CREAMY
10 SENIOR DEPUTY
11 ATTORNEY GENERAL


12 JOHN R. CARFLEY, ESQUIRE
13 ATTORNEY FOR DEFENDANT

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

LIST OF CONSUMERS

CONSUMER	FILE NO.
Jessica Allen	F05-1282
Michelle Allen	F05-1434
Hedi Swatsworth	F05-1283
Dale Kerlin	F05-1339
Lorie Natoli	F05-1280
Renee Alexander	F05-1341
Francene O'Brien	F05-1281,F05-1484

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

2 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY

3 BY ATTORNEY GENERAL :

4 THOMAS W. CORBETT, JR. :

5 : No. 2004-1975-CD

6 PLAINTIFF :

7 vs. :

8 PAULINE E. PELTON, d/b/a :
9 BRIDES AND BLOSSOMS :

10 DEFENDANT :

11 **FILED** *2005*
for 12:56pm *Att'y*
JUN 06 2005 *Carley*
GR

12 William A. Shaw
13 Prothonotary/Clerk of Courts

14 **ORDER**

15 AND NOW, this 6th day of June, 2005, upon consideration of the Stipulation filed by the
16 Defendant and the Commonwealth, it is ORDERED, ADJUDGED AND DECREED as follows:

1. Defendant is permitted to conduct a sale liquidating all of the assets of her
2. business, Brides and Blossoms, (hereinafter "Going Out of Business Sale")
3. pursuant to the provisions of the Closing-Out, Damaged Goods, Defunct Business
4. Sale Law, 53 P.S. §4471-1, and pursuant to the following provisions of this Order.
1. Defendant shall establish a special depository account and shall deposit into said
2. account of all the proceeds from the sale of any assets sold in the course of her
3. Going Out of Business Sale.
1. Defendant shall maintain an accounting of all business activity occurring during
2. the course of her Going Out of Business Sale and shall provide the
3. Commonwealth a copy of the accounting on a weekly basis until her Going Out of
4. Business Sale has been concluded. Said accounting shall identify each asset sold,
5. the amount received for the asset and, for any assets valued over Twenty and
6. 00/100 Dollars (\$20.00), the name of the purchaser of said asset.
1. Upon conclusion of the Defendant's Going Out of Business Sale, the funds in the
2. Defendant's account shall be distributed first to satisfy the claims of consumers
3. who filed complaints with the Commonwealth which remain unsatisfied; then,

1 fifteen percent (15%) of any balance remaining shall be paid to the
2 Commonwealth toward satisfaction of the judgment for civil penalties entered on
3 March 31, 2005; then, any balance remaining shall be released to the Defendant.

4 5. Defendant shall provide the Commonwealth with information relating to any
5 unsatisfied consumer complaints to enable the Commonwealth to identify the
6 amount that any consumer paid the Defendant and to identify the supplier of any
7 merchandise that Defendant has ordered.

8 6. Notwithstanding the above, paragraphs 2, 3, 5, and 6 of the Court's Order of
9 March 31, 2005, shall remain in full force and effect.

10
11 BY THE COURT,

12
13 
14 J.

15
16
17
18
19
20
21
22
23
24
25
26
27
28

FILED

JUN 06 2005

William A. Shaw
Prothonotary/Clerk of Courts

FILED

JUN 03 2005

William A. Shaw
Prothonotary/Clerk of Courts

A

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA
(Plaintiff)

CIVIL ACTION

(Street Address)
Ebensburg, PA
(City, State ZIP)

No. 2004-1975-CD

Type of Case: Civil

Type of Pleading: Petition to
Withdraw as Counsel

VS.

PAULINE E. PELTON, d/b/a
(Defendant)
BRIDES & BLOSSOMS
1545 Troy-Hawk Run Highway
(Street Address)

Philipsburg, PA 16866
(City, State ZIP)

Filed on Behalf of:

Defendant
(Plaintiff/Defendant)

John R. Carfley
(Filed by)

P. O. Box 249
Philipsburg, PA 16866

(Address)

814-342-5581
(Phone)

(Signature)

FILED acc
01/35/05 *John Carfley*
JUN 22 2005
William A. Shaw
Prothonotary/Clerk of Courts

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

COMMONWEALTH OF PENNSYLVANIA : No.: 2004-1975-CD
BY ATTORNEY GENERAL THOMAS W. :
CORBETT, JR., :
Plaintiff : Type of Case: Civil
vs. : Type of Pleading:
PAULINE E. PELTON, d/b/a : Petition to Withdraw
BRIDES AND BLOSSOMS :
Defendant : Filed on behalf of:
: Defendant
: Counsel of record for
: this party:
: John R. Carfley, Esq.
: P. O. Box 249
: Philipsburg, PA 16866

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

COMMONWEALTH OF PENNSYLVANIA :
BY ATTORNEY GENERAL THOMAS W. :
CORBETT, JR., :
Plaintiff :
vs. : No. 2004-1975-CD
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
Defendant :

PRAECIPE TO WITHDRAW AS COUNSEL

The undersigned counsel for Pauline Pelton, Defendant herein, respectfully requests as follows:

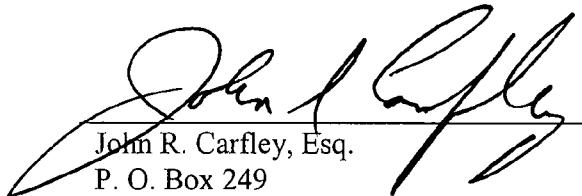
1. In March, 2005, the undersigned counsel was retained to represent Pauline Pelton in the above matter, and was paid a retainer of \$750.00 for said representation.
2. At the time counsel was retained to represent the Defendant, the only matter in which counsel was to be involved was the issue involving the payment of fines and civil penalties to the Commonwealth and certain customers of the Defendant who were to be compensated for the Defendant's alleged civil and criminal violations of the Commonwealth's consumer protection laws and regulations.
3. It was expected that at that time the Defendant would be required to pay fines/costs to the Commonwealth for violations of certain statutes and regulations and would be further required to make restitution to former

clients for representations allegedly made by the Defendant to the clients in the course of their business dealings.

4. Prior to counsel's engagement, this Court entered an Order directing the Defendant to pay certain fines to the Commonwealth and restitution to various customers, all of which is specified in this Court's Order of March 31, 2005, a copy of which is affixed hereto as Exhibit "A."
5. Counsel then petitioned this Court requesting leave to liquidate the business and apply the proceeds to the payment of fines and costs.
6. Counsel acting on behalf of the Defendant was able to enter into a Stipulation with counsel for the Commonwealth under which the Defendant would liquidate her business interests and utilize the proceeds of said liquidation in the payment of restitution still owed the various individuals.
7. Said Agreement and the terms of the liquidation are specified in the Stipulation signed by counsel and presented to this Court for approval and administration.
8. The matters now involving the Defendant are beyond the scope of employment for which counsel was engaged, as a result of which counsel now asks leave of Court to withdraw as counsel so as to permit the Defendant to engage individuals qualified in the liquidation of her assets throughout the course of ordinary business transactions.
9. It is believed and therefore averred, that in the interest of fairness, counsel should be permitted to withdraw at this stage of litigation so that the

Defendant can secure alternate counsel or other qualified professionals or proceed pro se.

WHEREFORE, the undersigned counsel respectfully requests permission to withdraw as counsel for Defendant, Pauline Pelton in the above matter.



John R. Carfley, Esq.
P. O. Box 249
Philipsburg, Pa., 16866
Attorney for Defendant
Pauline Pelton

Dated: June 22, 2005

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

COMMONWEALTH OF PENNSYLVANIA :
BY ATTORNEY GENERAL THOMAS W. :
CORBETT, JR., :
Plaintiff :
vs. : No. 2004-1975-CD
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
Defendant :
:

RULE RETURNABLE

AND NOW, this 23rd day of JUNE, 2005, upon consideration of
the Praeclipe to Withdraw, it is hereby Ordered that a rule returnable is set for the
4th day of August, 2005, at 3:00 o'clock P m. in Courtroom No. 1
of the Clearfield County Courthouse.



J.

FILED ^{2cc}
019-21-001 Atty Casfley
JUN 24 2005 ⁽⁶⁴⁾

William A. Shaw
Prothonotary/Clerk of Courts

EXHIBIT "A"

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

3 COMMONWEALTH OF PENNSYLVANIA CIVIL ACTION - EQUITY

BY ATTORNEY GENERAL

4 | THOMAS W. CORBETT, JR.

CIVIL ACTION - EQUITY

No. 2004-1975-CD

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

Final Sessions

DEFENDANT

I hereby certify this to be a true and attested copy of the original statement filed in this case.

MAR 31 2005

ORDER

Attest.

William L. Brown
Prothonotary/
Clerk of Courts

13 AND NOW, this 31st day of March, 2005, following the entry of default judgment against
14 Defendant Pauline E. Pelton, doing business as Brides and Blossoms ("defendant"), and a
15 hearing conducted pursuant to Pa. R.C.P. 1037(d), it is ORDERED, ADJUDGED AND
16 DECREED as follows:

17 1. Judgment is entered against defendant in the amount of One Thousand Three
18 Hundred Ninety-one and 28/100 Dollars (\$1,391.28) for restitution due those two
19 (2) individuals identified in the attached Schedule of Restitution pursuant to §4.1
20 of the Consumer Protection Law. 73 P.S. §201-4.1.

21 2. Judgment is entered against the defendant in the amount of Seven Thousand and
22 00/100 Dollars (\$7,000.00) as a civil penalty pursuant to §8(b) of the Consumer
23 Protection Law. 73 P.S. §201-8(b).

24 3. The Clearfield County Prothonotary shall record judgment against the defendant
25 in favor of the Commonwealth in the amount of Eight Thousand Three Hundred
26 Ninety-One and 28/100 Dollars (\$8,391.28) and shall issue a statement of
27 judgment incorporating said amount.

1 4. Pursuant to §9 of the Consumer Protection Law, defendant is enjoined from
2 engaging in any trade and commerce within the Commonwealth of Pennsylvania
3 until such time as the defendant pays the amount due consumers for restitution as
4 set forth in paragraph 1 above. 73 P.S. §201-9.

5 5. Defendant is ordered to begin making payments toward satisfaction of the
6 judgment entered pursuant to paragraph 3 of this Order by way of monthly
7 installment payments to the Commonwealth of Pennsylvania in the amount equal
8 to the greater of fifteen percent (15%) of the defendant's monthly net income or
9 One Hundred and 00/100 Dollars (\$100.00). Said monthly installment payments
10 shall be due on or before the 1st day of each month with the first monthly
11 installment payment due on or before May 1, 2005. On or before the 15th day of
12 each month, defendant shall provide the Commonwealth with a financial
13 statement setting forth defendant's income and expenses for the preceding month
14 upon which defendant's monthly net income shall be calculated. Further,
15 defendant shall provide the Commonwealth with annual financial statements in
16 the format provided by the Commonwealth setting forth the defendants income,
17 expenses, assets and liabilities. The first such annual financial statement shall be
18 due on or before July 31, 2005. Defendant shall be in contempt of this Court's
19 Order if defendant fails to make any monthly installment payment or submit any
20 financial statement in a timely manner.

21 6. Upon satisfaction of the judgment for restitution due consumers as set forth in
22 paragraph 1 above, defendant may resume engaging in trade and commerce
23 within the Commonwealth of Pennsylvania subject to the following restrictions:

24 A. Defendant shall not misrepresent the following:
25 i. the availability of any merchandise being offered for sale;
26 ii. the make, manufacturer or source of any merchandise being
27 offered for sale;

28

- iii. the existence of, or cause for any delay in supplying any merchandise; and,
- iv. the quality or nature of any merchandise, including, without limitation, that the merchandise is new, first quality merchandise.

B. Defendant shall not deliver merchandise that is of a quality inferior to new, first quality merchandise, unless the defendant and consumer have agreed in writing to a lesser quality. Further, defendant shall supply merchandise that conforms with the particular style, model, quality or other characteristics provided for in the consumer's order.

C. Defendant shall supply a consumer with all merchandise ordered for a specific event (e.g., a prom or wedding) by the date for delivery set forth in the consumer's order or, when no such date is provided for in the consumer's order, within a reasonable period of time prior to said event. Provided, however, in the event that after placing a consumer's order the defendant discovers that any merchandise becomes unavailable, or such merchandise cannot be delivered in time for the specific event for which it was ordered, then the defendant shall notify the consumer immediately upon discovery of such information and shall provide the consumer with the opportunity to cancel the order and receive a full refund.

D. Defendant shall provide full refunds within seven (7) days of a cancellation request from a consumer who cancels because the merchandise will not be available or cannot be delivered in time for the specific event for which it was ordered.

BY THE COURT.

Ammerman, P.J.

1

2

3

4

5 **SCHEDULE OF RESTITUTION**

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

CONSUMER	RESTITUTION
Nikki Chutko	\$ 188.68
Debbie Swatsworth	\$1,202.60
TOTAL	\$1,391.28

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
BY ATTORNEY GENERAL :
THOMAS W. CORBETT, JR. :

PLAINTIFF

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

DEFENDANT

ORDER

AND NOW, this day of April, 2005, paragraph 4 of this Court's Order of March 31, 2005, is amended as follows:

4. Pursuant to §9 of the Consumer Protection Law, defendant is enjoined from engaging in trade and commerce within the Commonwealth of Pennsylvania as the owner or operator of any company that engages in the sale of goods or services to consumers until such time as the defendant pays the amount due consumers for restitution as set forth in paragraph 1 of this Court's Order of March 31, 2005. This prohibition shall apply to the defendant whether she is acting directly on her own behalf, or acting through any corporate or other business entity. The defendant is not prohibited from serving as an employee for any company in which she had no financial interest other than her employment income (i.e., salary or wages). 73 P.S. §201-9.

This Court's Order of March 31, 2005, shall otherwise remain in full force and effect.

BY THE COURT.

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

APR 05 2005

/s/ Fredric J. Ammerman

Attesti.

William A. Ritter
Prothonotary/
Clerk of Courts

Ammerman, P.J.

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

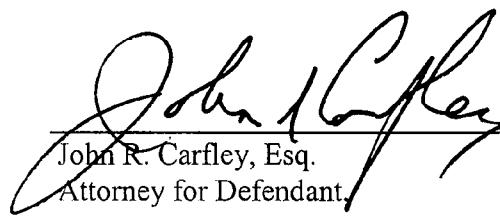
COMMONWEALTH OF PENNSYLVANIA :
BY ATTORNEY GENERAL THOMAS W. :
CORBETT, JR., :
Plaintiff :
vs. : No. 2004-1975-CD
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
Defendant :
:

CERTIFICATE OF SERVICE

I hereby certify that I forwarded a copy of the foregoing Petition to Withdraw as
Counsel, by regular mail, postage prepaid to the following parties of record, on this
27th day of June, 2005:

Pauline Pelton
P. O. Box 125
Allport, PA 16821

E. Barry Creany, Esq.
Attorney General's Office
Commonwealth of Pennsylvania
171 Lovell Avenue, Suite 202
Ebensburg, PA 15931


John R. Carfley, Esq.
Attorney for Defendant
ID# 17621

P. O. Box 249
Philipsburg, PA 16866
(814) 342-5581

FILED ^{NO} _{CC}
m/2/11/05
JUN 28 2005

William A. Shaw
Prothonotary/Clerk of Courts

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

COMMONWEALTH OF PENNSYLVANIA : No.: 2004-1975-CD
BY ATTORNEY GENERAL THOMAS W. :
CORBETT, JR., :
Plaintiff : Type of Case: Civil
vs. : Type of Pleading:
PAULINE E. PELTON, d/b/a : Order
BRIDES AND BLOSSOMS : Filed on behalf of:
Defendant : Defendant
: Counsel of record for
: this party:
: John R. Carfley, Esq.
: P. O. Box 249
: Philipsburg, PA 16866

ORDER OF COURT

AND NOW this 4th day of August, 2005, there being no exceptions filed to the
Petition to Withdraw of John R. Carfley, Esquire, IT IS HEREBY ORDERED that John
R. Carfley, Esquire, be granted leave to withdraw as counsel for Pauline Pelton.

BY THE COURT:



P.J.

FILED ^{6K}
012-5904 3CC
AUG 09 2005
Atty Carfley

William A. Shaw
Prothonotary/Clerk of Courts

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

2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT, JR. :

6 PETITIONER :

7 v : PETITION FOR CONTEMPT

8 PAULINE E. PELTON, d/b/a :
9 BRIDES AND BLOSSOMS :

10 RESPONDENT :

11

12

13

14

15

16

17

18

19

20

21

22 COUNSEL FOR PETITIONER

23 MARGIE A. ANDERSON
24 DEPUTY ATTORNEY GENERAL
25 ATTORNEY I.D. NO. 79513
26 E. BARRY CREAMY
27 SENIOR DEPUTY ATTORNEY GENERAL
28 ATTORNEY I.D. NO. 39543
BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
(814) 471-1831

FILED 3cc
m112:30/6/05 Atty
OCT 28 2005 Anderson
(6K)
William A. Shaw
Prothonotary/Clerk of Courts

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

2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY

4 BY ATTORNEY GENERAL
THOMAS W. CORBETT, JR.

5 PETITIONER : NO. 2004-1975-CD

6 v :
7 PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

8 RESPONDENT :
9

10

11 **PETITION FOR CONTEMPT**

12 **AND NOW**, this 27th day of October, 2005, comes the Petitioner, the Commonwealth of
13 Pennsylvania, by Attorney General Thomas W. Corbett, Jr., and brings this Petition for
14 Contempt against Respondent Pauline E. Pelton, d/b/a Brides and Blossoms pursuant to §201-8
15 and §201-9 of the Act of December 17, 1968, P.L. 1224, No. 387, as amended and reenacted by
16 the Act of November 24, 1976, P.L. 1166, No. 260, and the Act of December 3, 1996, P.L. 906,
17 No. 146, 73 P.S. §201-1 *et seq.* (hereinafter “Consumer Protection Law”) and in support thereof
18 respectfully represents the following:

19 1. Petitioner is the Commonwealth of Pennsylvania, by Attorney General Thomas W.
20 Corbett, Jr. through the Bureau of Consumer Protection, Ebensburg Regional Office,
21 171 Lovell Avenue, Suite 202, Ebensburg, Pennsylvania (hereinafter
22 “Commonwealth”).

23 2. Respondent Pauline E. Pelton is an adult individual whose current or last known
24 address is P.O. Box 125, Allport, Pennsylvania.

25 3. At all times material hereto the Respondent Pauline E. Pelton personally participated
26 in all of the actions alleged herein.

27 4. On October 14, 2004, the Commonwealth filed a Complaint in Equity and Petition
28 for a Permanent Injunction against Respondent Pauline E. Pelton alleging violations

1 of the Unfair Trade Practices and Consumer Protection Law (hereinafter "Consumer
2 Protection Law").

3 5. On February 11, 2005, Default Judgment was entered against Respondent Pauline E.
4 Pelton.

5 6. On March 31, 2005, a hearing was conducted pursuant to Pa. R.C.P. 1037(d) and this
6 Court entered an Order providing, *inter alia*, for: the entry of a judgment in the
7 amount of One Thousand Three Hundred Ninety-one and 28/100 Dollars (\$1,391.28)
8 for restitution to two (2) consumers, the entry of a judgment in the amount of Seven
9 Thousand and 00/100 Dollars (\$7,000.00) for a civil penalty and injunctive relief to
10 prevent future violations of the Consumer Protection Law. In addition, this Order
11 provided that Respondent Pauline E. Pelton was to begin making monthly
12 installment payments toward satisfaction of the judgment amounts, was to provide
13 periodic financial information to the Commonwealth and was enjoined from
14 engaging in trade and commerce within the Commonwealth of Pennsylvania until
15 she paid the amount due consumers for restitution.

16 7. On April 25, 2005, Respondent Pauline E. Pelton filed a Petition requesting this
17 Honorable Court's permission to conduct a liquidation sale of her business Brides
18 and Blossoms for the purpose of satisfying the judgments entered against her and to
19 make restitution as required by this Court's March 31, 2005, Order.

20 8. On or about April 29, 2005, Respondent Pauline E. Pelton paid the Commonwealth
21 the sum of One Thousand Four Hundred Ninety-one and 28/100 dollars (\$1,491.28)
22 representing payment in full of the judgment for restitution due the two (2)
23 consumers identified in this Court's March 31, 2005, Order and, her first monthly
24 installment payment of One Hundred and 00/100 Dollars (\$100.00) toward the
25 amount owed for the civil penalty.

26 9. After this Court entered its initial Order of March 31, 2005, providing for restitution
27 to two (2) consumers, the Commonwealth received several additional complaints
28 from consumers alleging that Respondent Pauline E. Pelton failed to fill obligations

due consumers under the terms of contracts between said consumers and the Respondent.

10. On June 3, 2005, Respondent Pauline E. Pelton and the Commonwealth entered a Stipulation for the purposes of requesting this Honorable Court to enter an order granting the relief requested in Respondent Pauline E. Pelton's April 25, 2005, Petition and to provide for restitution to those consumers who filed complaints with the Commonwealth which remained unsatisfied.
11. On June 6, 2005, this Court entered the Order stipulated to by Respondent Pauline E. Pelton and the Commonwealth providing, *inter alia*, that:
 - A. Respondent Pauline E. Pelton is permitted to conduct a sale liquidating all of the assets of her business, Brides and Blossoms, (hereinafter "Going Out of Business Sale") pursuant to the provisions of the Closing-Out, Damaged Goods, Defunct Business Sale Law, 53 P.S. §4471-1, and pursuant to the provisions of the Court's Order.
 - B. Respondent Pauline E. Pelton shall establish a special depository account and shall deposit into said account all of the proceeds from the sale of any assets sold in the course of her Going Out of Business Sale.
 - C. Respondent Pauline E. Pelton shall maintain an accounting of all business activity occurring during the course of her Going Out of Business Sale and shall provide the Commonwealth with a copy of the accounting on a weekly basis until her Going Out of Business Sale has been concluded.
 - D. Upon conclusion of the Respondent's Going Out of Business Sale, the funds in the Respondent's account shall be distributed first to satisfy the claims of consumers who filed complaints with the Commonwealth which remain unsatisfied; then, fifteen percent (15%) of any balance remaining shall be paid to the Commonwealth toward satisfaction of the judgment for civil penalties entered on March 31, 2005.
 - E. Respondent Pauline E. Pelton shall provide the Commonwealth with

information relating to any unsatisfied consumer complaints to enable the Commonwealth to identify the amount that any consumer paid the Defendant and to identify the supplier of any merchandise the Defendant has ordered.

F. Paragraphs 2, 3, 5, and 6 of the Court's Order of March 31, 2005, shall remain in full force and effect.

12. Paragraph 5 of this Court's Order of March 31, 2005, provides that Respondent Pauline E. Pelton: (a) is to begin making payments toward satisfaction of the judgments entered by way of monthly installment payments with the first monthly installment payment due on or before May 1, 2005, (b) shall provide the Commonwealth with financial statements on or before the 15th day of each month; and, (c) shall provide annual financial statements beginning on or before July 31, 2005.
13. Since March 31, 2005, the Commonwealth has received only two (2) monthly installment payments totaling Two Hundred and 00/100 Dollars (\$200.00) from Respondent Pauline E. Pelton representing her payments for the months of May and June.
14. Since March 31, 2005, the Commonwealth has received only three (3) monthly financial statements from Respondent Pauline E. Pelton representing her income and expenses for the months of April, May and June.
15. Respondent Pauline E. Pelton failed to provide the Commonwealth with her annual financial statement by July 31, 2005.
16. Respondent Pauline E. Pelton has willfully violated this Court's Order of June 6, 2005, by failing to make her monthly installment payments and submit her monthly and annual financial information to the Commonwealth as required by paragraph 6.
17. On September 7, 2005, after not receiving any information regarding Respondent Pauline E. Pelton's Going Out of Business Sale, the Commonwealth sent her a letter by certified mail, return receipt requested notifying her that she has violated paragraphs 3 and 4 of the June 6, 2005, Order and requesting a full and complete

1 accounting of all activity that took place during the Going Out of Business Sale and
2 information as to the specific bank and account into which the sale proceeds were
3 deposited. This letter was received by Respondent Pauline E. Pelton on September
4 23, 2005, as evidenced by her signature on the certified mail receipt.

5 18. On October 13, 2005, the Commonwealth received a consumer complaint from Mary
6 A. Horsey, who paid Respondent Pauline E. Pelton for a wedding dress on June 25,
7 2005, but has been unable to confirm that Respondent Pauline E. Pelton will be able
8 to deliver the dress to her by the date promised. A copy of this consumer complaint
9 is attached hereto and labeled Exhibit "A".

10 19. On October 18, 2005, the Commonwealth sent Respondent Pauline E. Pelton a letter
11 by regular mail and by certified mail, return receipt requested providing her with a
12 copy of Ms. Horsey's consumer complaint and asking that she contact the
13 Commonwealth by October 26, 2005, if she was interested in discussing a resolution
14 of this matter.

15 20. Respondent Pauline E. Pelton has not provided the Commonwealth with any of the
16 information requested in the Commonwealth's September 7, 2005, letter nor has she
17 contacted the Commonwealth to discuss this matter.

18 21. Respondent Pauline E. Pelton has not provided the Commonwealth with information
19 relating to all unsatisfied consumer complaints to enable the Commonwealth to
20 identify the amount that the consumer paid her and to identify the supplier of any
21 merchandise that she ordered as required by paragraph 5 of this Court's June 6,
22 2005, Order. Attached hereto and labeled Exhibit "B" is a list setting forth the
23 names of those consumers with unresolved complaints.

24 22. Respondent Pauline E. Pelton has willfully violated this Court's Order of June 6,
25 2005, by failing to: provide the Commonwealth with an accounting of all business
26 activity occurring during the course of her Going Out of Business Sale, distribute to
27 the Commonwealth the funds from the Going Out of Business Sale and provide the
28 Commonwealth with information relating to any unsatisfied consumer complaints as

1 required by paragraphs 3, 4 and 5.

2 **WHEREFORE**, the Commonwealth respectfully prays this Honorable Court to issue a
3 Rule upon Respondent Pauline E. Pelton: (a) to show cause why she should not be held in
4 contempt of court and why the Commonwealth is not entitled to the relief requested; (b) to direct
5 her to file a written answer to this Petition within twenty (20) days of service of the same, (c) to
6 provide the Commonwealth with an accounting as to all activity that took place during her Going
7 Out of Business Sale and to identify the specific bank and account into which she deposited the
8 sale proceeds, (d) to provide the Commonwealth with information relating to any unsatisfied
9 consumer complaints to enable the Commonwealth to identify the amount that any consumer
10 paid her and to identify the supplier of any merchandise that she ordered; and, (e) to schedule a
11 hearing for argument on the issues raised herein. Further, after a hearing on said Rule, the
12 Commonwealth respectfully prays this Honorable Court to enter an Order:

13 A. Citing Respondent Pauline E. Pelton for contempt of court for failure to
14 comply with this Court's Order of June 6, 2005; and, directing that she be
15 incarcerated until such time as she purges herself of contempt by:

16 i. providing the Commonwealth with an accounting of her income and
17 expenses from July 1, 2005, to the date of the Court's Order; and,
18 directing Respondent Pauline E. Pelton to immediately pay the greater
19 of fifteen percent (15%) of her monthly net income from April 1,
20 2005, to the date of the Court's Order or One Hundred and 00/100
21 Dollars (\$100.00) per month less any amounts previously submitted;

22 ii. making full restitution to all consumers who suffered losses as the
23 result of her business practices and directing that the Clearfield
24 County Prothonotary enter judgment against Respondent Pauline E.
25 Pelton and in favor of the Commonwealth of Pennsylvania in the
26 amount of any additional consumer restitution; and,

27 iii. paying the proceeds from the Going Out of Business Sale to the
28 Commonwealth for distribution as set forth in paragraph 4 of this

Court's June 6, 2005, Order.

- B. Assessing an additional civil penalty against Respondent Pauline E. Pelton in an amount that this Court deems appropriate for her willful violations of this Court's Order, as authorized by §201-8 of the Consumer Protection Law and directing that the Clearfield County Prothonotary enter judgment against Respondent Pauline E. Pelton and in favor of the Commonwealth of Pennsylvania in the amount of any additional civil penalty.
- C. Permanently enjoining Respondent Pauline E. Pelton from engaging in trade and commerce within the Commonwealth of Pennsylvania as the owner or operator of a company that engages in the sale of any consumer goods or services.
- D. Granting any other relief as the Court may deem necessary and appropriate.

1 DATE: October 27, 2005

RESPECTFULLY SUBMITTED,

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

THOMAS W. CORBETT, JR.
ATTORNEY GENERAL

FRANK T. DONAGHUE
CHIEF DEPUTY ATTORNEY GENERAL

E. BARRY CREAMY
SENIOR DEPUTY ATTORNEY GENERAL

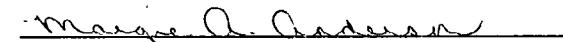
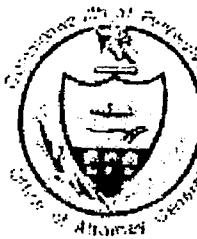

MARGIE A. ANDERSON
DEPUTY ATTORNEY GENERAL

EXHIBIT "A"

PENNSYLVANIA
OFFICE OF ATTORNEY GENERAL

TOM CORBETT
ATTORNEY GENERAL



CONSUMER COMPLAINT FORM

RECEIVED

www.attorneygeneral.gov

OCT 13 2005

Office Use Only Investigator:
Complaint #

Code 1

196

Code 2

802

F05-2967 TRS

OFFICE OF
ATTORNEY GENERAL
Bureau of Consumer Protection
171 Loven Avenue
Suite 202
Ebensburg, PA 15931
(814) 471-1831

MARY A. HURSEY
YOUR NAME

ADDRESS

STATE COLLEGE

CITY

PA
STATE

16801
ZIP CODE

CENTER
COUNTY

HOME PHONE NUMBER

BEST NUMBER TO CALL DURING THE DAY

BRIDES & BLOSSOMS BRIDAL & FLORAL SHOPPE
NAME OF BUSINESS COMPLAINT IS AGAINST

PAULINE PENTAL (sp?)

NAME OF OWNER OR OTHER INDIVIDUAL TO WHOM YOU COMPLAINED

1545 TROY HAWK RUN HIGHWAY RT 53 N.

ADDRESS

PHILIPSBURG PA

STATE

16806
ZIP CODE

COUNTY

814-342-3834 (HAS BEEN DISCONNECTED)

PRODUCT(S) OR SERVICE(S) PURCHASED

WEDDING DRESS (CALIFORNIA SIZE 12)
white

DATE OF PURCHASE	PURCHASED PRICE
5-7-05 downpayment	\$212.00
6-25-05 full	\$212.00
Total	\$424.00

Do what other agencies have you complained?

\$424.00

What action was taken?

Have you retained an attorney? Yes No

If yes, please provide your attorney's name, address and telephone number

Have you filed a court action? Yes No

If yes, please state WHEN, WHERE and WHAT decision was made?

(This information
will be used for
Statistical &
Enforcement
Purposes Only)

1-800-442-2555
666-4425

PLEASE COMPLETE THE REVERSE SIDE OF THE COMPLAINT FORM

Please explain your complaint. You may use additional sheets if necessary. Please print or type clearly. Try to be brief, but be sure to tell **WHAT** happened, **WHEN** it happened and **WHERE** it happened. Be specific about any oral statements the business made to you, **ESPECIALLY** those that influenced you to deal with the company. Describe events in the order in which they happened. Attach **COPIES** of all contracts, letters, receipts, canceled checks (front & back), advertisements or any other papers that relate to your complaint.

I had purchased a wedding dress through Brides & Blossoms. The order date was 5/7/05 when I made a down payment for \$212.00 (CK # 573). On 6/25/05 the dress arrived & I paid the balance (another \$212.00) in cash. The dress was to be kept at the business until the wedding (4/18/06). Alterations, which were included in the price of the dress, were being done the last time I talked to her (Pauline). Recently I stopped by the store to find blinds, drapes & boxes sitting in the middle of the floor. The business phone line was disconnected. I mailed a request for contact with her to the business address as well as dropping off a duplicate letter to the building on 9/28/05. I have no way of contacting her to resolve our business (just pick up my dress). I have not heard from her, but I'm sure if I could contact her things could be easily rectified. I am enclosing the receipts (copies) for purchase. I would like this to be resolved ASAP (w/i 2 mos) if possible otherwise I will have to start looking for another dress to be ordered & altered into

WHAT WOULD YOU LIKE THE BUSINESS TO DO TO SETTLE YOUR COMPLAINT?

let me pick up my dress (or receive monitory amount if not reconciled by end of November) so another wedding dress can be found.

PLEASE READ CAREFULLY

The Attorney General cannot act as your private attorney. As a law enforcement agency, the primary function of the Office of Attorney General is to represent the public at large by enforcing laws prohibiting fraudulent or deceptive trade practices.

The information you provide will be used in an attempt to resolve your complaint and will be shared with the party complained against.

Through the Bureau of Consumer Protection, the Attorney General does provide as a service to consumers the Consumer Mediation Unit, where an attempt may be made to mediate individual consumer complaints. Your complaint will remain on file with our office and the information contained in it may be used to establish violations of Pennsylvania Law.

I certify that the information provided is true and correct to the best of my knowledge, information and belief.

Mary A. Obsey
YOUR SIGNATURE

10/5/05
DATE

SOLD BY:

B
BM
O



Brides and Blossoms

Date: 5-7-05

SO STK

G

HP

*Bridal and Floral Shoppe
1545 Troy - Hawk Run Highway
Rt. 53 N., Philipsburg, PA 16866
Phone - (814) 342-3834*

Bride: *Mary A. Forsey*

Wedding Date: *4/8/06* # In Party:

Sold To: *Same*

Address:

Phone: [REDACTED]

City:

State:

Zip:

Style

Size

Price

Payment

Date

Bal.

Gown: *Waltz B 1604 12. White 400.00*

Headpiece:

Thank you
for your
order!

Sub-Total \$

400.00

Tax \$

24.00

Total \$

424.00

Deposit \$

212.00

Balance Due \$

212.00

*Check
phabts*

THERE ARE NO CANCELLATIONS, REFUNDS, CREDITS, EXCHANGES, OR RETURNS. DUE TO THE SPECIAL NATURE OF OUR APPAREL, ALL SALES ARE FINAL. ALL PAYMENTS AND DEPOSITS ARE NON-REFUNDABLE AND NON-TRANSFERABLE ON IN STOCK AND SPECIAL ORDERS. SHIPPING DELAYS OR DYE LOT VARIATIONS ARE BEYOND THE CONTROL OF OUR STORE. EXTRA LENGTH, EXTRA SIZE, CUSTOM ORDERS, AND ALL SPECIAL ALTERATIONS ARE AN ADDITIONAL CHARGE. MEASUREMENT CHANGES AFTER THE DATE OF SALE RESULTING IN GARMENT NOT FITTING, ARE THE SOLE RESPONSIBILITY OF THE CUSTOMER. ALL MERCHANDISE MUST BE PAID IN FULL PRIOR TO THE FIRST FITTING. ALL SPECIAL ORDERS MUST BE PAID IN FULL 15 DAYS AFTER ARRIVING IN OUR STORE. PLEASE READ! ALL FINAL PAYMENTS MUST BE CASH ONLY. CREDIT CARDS WILL ONLY BE ACCEPTED IF CUSTOMER AGREES TO NO CHARGE BACK AFTER SALE DATE SIGNATURE.

SORRY, PERSONAL CHECKS CANNOT BE ACCEPTED FOR FINAL PAYMENTS. RETURNED CHECK FEE IS \$30.00. I HAVE READ AND UNDERSTAND THE ABOVE POLICIES AND AGREE TO COMPLETE THE ABOVE TRANSACTION.

CUSTOMER VERIFICATION: *Mary A. Forsey*

SOLED BY:

B
BM
O



Brides and Blossoms

*Bridal and Floral Shoppe
1545 Troy - Hawk Run Highway
Rt. 53 N., Philipsburg, PA 16866
Phone-(814)342-3834*

Date: 6/25/05

SO STK

G

HP

Bride: *Mary Horsey*

Wedding Date: 4/06 # In Party:

Sold To:

Address:

Phone:

City:

State:

Zip:

Style	Size	Price	Payment	Date	Balance
Gown: <i>CB 7604</i>	<i>12</i>	<i>212.00</i>	<i>On Sale</i>		

Headpiece:

Thank you
for your
order!

Sub-Total \$

Tax \$

Total \$

Deposit \$

Balance Due \$

THERE ARE NO CANCELLATIONS, REFUNDS, CREDITS, EXCHANGES, OR RETURNS. DUE TO THE SPECIAL NATURE OF OUR APPAREL, ALL SALES ARE FINAL. ALL PAYMENTS AND DEPOSITS ARE NON-REFUNDABLE AND NON-TRANSFERABLE ON IN STOCK AND SPECIAL ORDERS. SHIPPING DELAYS OR DYE LOT VARIATIONS ARE BEYOND THE CONTROL OF OUR STORE. EXTRA LENGTH, EXTRA SIZE, CUSTOM ORDERS, AND ALL SPECIAL ALTERATIONS ARE AN ADDITIONAL CHARGE. MEASUREMENT CHANGES AFTER THE DATE OF SALE RESULTING IN GARMENT NOT FITTING, ARE THE SOLE RESPONSIBILITY OF THE CUSTOMER. ALL MERCHANDISE MUST BE PAID IN FULL PRIOR TO THE FIRST FITTING. ALL SPECIAL ORDERS MUST BE PAID IN FULL 15 DAYS AFTER ARRIVING IN OUR STORE. PLEASE READ! ALL FINAL PAYMENTS MUST BE CASH ONLY. CREDIT CARDS WILL ONLY BE ACCEPTED IF CUSTOMER AGREES TO NO CHARGE BACK AFTER SALE DATE SIGNATURE.

SORRY, PERSONAL CHECKS CANNOT BE ACCEPTED FOR FINAL PAYMENTS. RETURNED CHECK FEE IS \$30.00. I HAVE READ AND UNDERSTAND THE ABOVE POLICIES AND AGREE TO COMPLETE THE ABOVE TRANSACTION.

CUSTOMER VERIFICATION:

1

2 **CONSUMER COMPLAINTS**

3

4	Consumer Name	File Number(s)
5	Alexander, Renee	F05-1341
6	Allen, Jesica	F05-1282
7	Allen, Michelle	F05-1434
8	Horsey, Mary A.	F05-2967
9	Jones, Dyan L. and Kathy L.	F05-1685
10	Natoli, Lorie	F05-1280
11	O'Brien, Francene	F05-1281, F05-1484
12	Swatsworth, Hydi	F05-1282

VERIFICATION

I, Margie A. Anderson, state that I am a Deputy Attorney General for the Commonwealth of Pennsylvania, Office of Attorney General, Bureau of Consumer Protection and that I am authorized to make this Verification and that the statements made in the foregoing Petition for Contempt are true and correct to the best of my knowledge, information and belief. I understand that the statements made therein are made subject to the penalties of 18 Pa.C.S. 4904, relating to unsworn falsification to authorities.

Dated: October 27, 2005

Margie A. Anderson
Margie A. Anderson
Deputy Attorney General

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL
5 THOMAS W. CORBETT, JR.

6 PETITIONER

7 NO. 2004-1975-CD

8 PAULINE E. PELTON, d/b/a :
9 BRIDES AND BLOSSOMS :
10 RESPONDENT :
11

12 *FBI - FBI - FBI*
13 *PAULINE E. PELTON* 3CC
14 *11/25/05* Atty. M. Anderson
15 *NOV 02 2005* ER
16 *PAULINE E. PELTON*
17 *11/25/05*
18 *PAULINE E. PELTON*

19 **ORDER**

20 AND NOW, this 31st day of October, 2005, upon consideration of
21 the Petition for Sanctions filed by the Commonwealth of Pennsylvania, it is hereby ordered that:

22 1. a Rule is issued upon Respondent Pauline E. Pelton to show cause why she should
23 not be held in contempt of court and why the petitioner is not entitled to the relief
24 requested;

25 2. Respondent Pauline E. Pelton shall file an answer to the petition within twenty (20)
26 days of this date;

27 3. Respondent Pauline E. Pelton shall provide the Commonwealth within twenty (20)
28 days of this date with an accounting as to all activity that took place during her
Going Out of Business Sale and to identify the specific bank and account into which
she deposited the sale proceeds;

29 4. Respondent Pauline E. Pelton shall provide the Commonwealth within twenty (20)
30 days of this date with information relating to any unsatisfied consumer complaints to
enable the Commonwealth to identify the amount that any consumer paid her and to
identify the supplier of any merchandise that she ordered;

31 5. the petition shall be decided under Pa.R.C.P. No. 206.7;

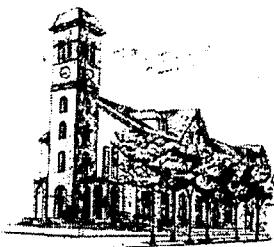
32 6. depositions shall be completed within 45 days of this date;

33 7. argument shall be held on December 20, 2005 in Courtroom 1 of the
34 Clearfield County Courthouse; and, @ 11:30 a.m.

35 8. notice of the entry of this Order shall be provided to all parties by the petitioner.

36 BY THE COURT
37

38 *Paul L. Lamm*, J.



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

Date: September 19, 2005

Over the past several weeks, it has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

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

2

3 COMMONWEALTH OF PENNSYLVANIA
4 BY ATTORNEY GENERAL
4 THOMAS W. CORBETT, JR.

CIVIL ACTION - EQUITY

5

PETITIONER

NO. 2004-1975-CD

6

v

CERTIFICATE OF SERVICE

7

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

8

RESPONDENT

9

10

11

12

13

14

15

16

17

18

19

20

21

22 COUNSEL FOR PETITIONER

23 MARGIE A. ANDERSON
24 DEPUTY ATTORNEY GENERAL
ATTORNEY I.D. NO. 79513
25 E. BARRY CREAMY
SENIOR DEPUTY ATTORNEY GENERAL
ATTORNEY I.D. NO. 39543
26 BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
(814) 471-1831

FILED NO CC
m 10:04 AM
NOV 07 2004
S

William A. Shaw
Prothonotary/Clerk of Courts

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

2

3 COMMONWEALTH OF PENNSYLVANIA
4 BY ATTORNEY GENERAL
4 THOMAS W. CORBETT, JR.

CIVIL ACTION - EQUITY

5

PETITIONER

NO. 2004-1975-CD

6

v

7

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

8

RESPONDENT

9

10

CERTIFICATE OF SERVICE

11

I hereby certify that on the 4th day of November, 2005, I mailed a time-stamped copy of
the Petition for Contempt along with a copy of the Court's Order dated October 31, 2005, to the
following by regular first class mail and by certified mail return receipt requested:

12

13

Pauline Pelton
P.O. Box 125
Allport, PA 16821

14

15

16

Margie A. Anderson
Margie A. Anderson
Deputy Attorney General
Office of Attorney General
Bureau of Consumer Protection
171 Lovell Avenue, Suite 202
Ebensburg, PA 15931
(814) 471-1831

17

18

19

20

21

22

23

24

25

26

27

28

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

2

3 COMMONWEALTH OF PENNSYLVANIA
4 BY ATTORNEY GENERAL
THOMAS W. CORBETT, JR.

CIVIL ACTION - EQUITY

5 PETITIONER

NO. 2004-1975-CD

6 v
7 PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

AFFIDAVIT OF SERVICE

8 RESPONDENT

9
10
11
12
13
14
15
16
17
18
19
20
21

22 COUNSEL FOR PETITIONER

23 MARGIE A. ANDERSON
24 DEPUTY ATTORNEY GENERAL
ATTORNEY I.D. NO. 79513
25 E. BARRY CREAMY
SENIOR DEPUTY ATTORNEY GENERAL
ATTORNEY I.D. NO. 39543
26 BUREAU OF CONSUMER PROTECTION
EBENSBURG REGIONAL OFFICE
27 171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
28 (814) 471-1831

FILED ^{NO CC}
M 18:56 AM
NOV 14 2005
3

William A. Shaw
Prothonotary/Clerk of Courts

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

2

3 COMMONWEALTH OF PENNSYLVANIA
4 BY ATTORNEY GENERAL
THOMAS W. CORBETT, JR.

CIVIL ACTION - EQUITY

5

PETITIONER

NO. 2004-1975-CD

6

v

7

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

8

RESPONDENT

9

10

AFFIDAVIT OF SERVICE

11

I, Timothy B. Shirey, an adult citizen of the United States and an agent for the Commonwealth of Pennsylvania, Office of Attorney General, Bureau of Consumer Protection, do hereby state and affirm that I served a time-stamped copy of the Petition for Contempt along with a copy of the Court's Order dated October 31, 2005, upon the respondent by hand delivering the same to Pauline Pelton at her residence located in Allport, Pennsylvania, on Tuesday, November 8, 2005, at approximately 1:30 P.M.

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

Date: November 9, 2005



Timothy B. Shirey
Consumer Protection Agent II

29

30

31

32

33

34

35

36

37

38

39

40

41

42

43

44

45

46

47

48

49

50

51

52

53

54

55

56

57

58

59

60

61

62

63

64

65

66

67

68

69

70

71

72

73

74

75

76

77

78

79

80

81

82

83

84

85

86

87

88

89

90

91

92

93

94

95

96

97

98

99

100

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALT OF PENNSYLVANIA :
BY ATTORNEY GENERAL THOMAS :
W. CORBETT, JR., :
Plaintiff :
vs. :
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS, :
Defendant :
:

NO. 2004 - 1975 - CD

FILED *1cc*
0/10/05 Atty Creary
DEC 21 2005, cc def.
William A. Shaw PO Box 125
Prothonotary Clerk of Courts Airport, PA
10621
GR

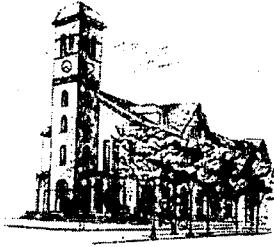
ORDER OF COURT

AND NOW, this 20th day of December, 2005, following discussion on the Petition for Contempt filed on behalf of the Attorney General's Office/Bureau of Consumer Protection; with the Court noting that the Respondent, Pauline E. Pelton, has appeared pro se; in consideration of the issues, IT IS THE ORDER of this Court as follows:

1. That the hearing on the Petition for Contempt be continued for approximately sixty (60) days from this date. The Court Administrator shall prepare a scheduling order for the Court which sets forth the rescheduled date and time for execution;
2. Within no more than twenty (20) days from this date, the Respondent, Pauline E. Pelton, shall supply the Attorney General's Office with a list of the names and addresses of all individuals to whom she returned a dress or gown that she held on consignment;
3. The Respondent shall cooperate fully with any further requests for information from the Attorney General's Office;
4. The amount of \$300.00 has been paid by the Respondent this date to the Attorney General's Office to be applied toward restitution due.

BY THE COURT:


THE HONORABLE FREDERIC J. AMMERMAN
President Judge



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

DATE: 12/21/05

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

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

2 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
3 BY ATTORNEY GENERAL :
4 THOMAS W. CORBETT, JR. :
5

6 : No. 2004-1975-CD

7 PLAINTIFF :
8

9 PAULINE E. PELTON, d/b/a :
10 BRIDES AND BLOSSOMS :
11

12 DEFENDANT :
13

14 **ORDER**

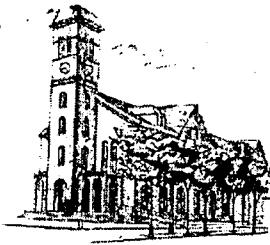
15 **AND NOW**, this 23 day of January, 2006, the continuation of the hearing on the
16 Commonwealth's Petition for Contempt is hereby scheduled for the 24th day of February,
17 2006, at 2:30 P.M., in Courtroom No. 1 in the Clearfield County Courthouse, Clearfield,
18 Pennsylvania.

19 BY THE COURT:

20 
21 J.

22
23
24
25
26
27 FILED 1cc
28 01/11/06 by Atty Creary
JAN 24 2006
cc

William A. Shaw
Prothonotary/Clerk of Courts



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

DATE: 1/24/06

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

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

2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY

4 BY ATTORNEY GENERAL

5 THOMAS W. CORBETT, JR.

6

7 CIVIL ACTION - EQUITY

8

9 PLAINTIFF

10

11 VS.

12

13 PAULINE E. PELTON, d/b/a
14 BRIDES AND BLOSSOMS

15 DEFENDANT

16

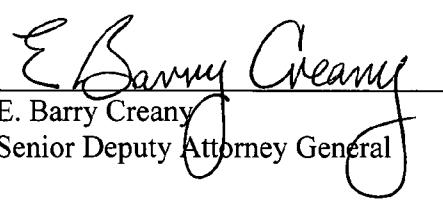
17 **FILED**
m 10:41 6/24
JAN 27 2006
cc
18

19 William A. Shaw
20 Prothonotary/Clerk of Courts

21 **CERTIFICATE OF SERVICE**

22
23 The undersigned hereby certifies that a true and attested copy of the Order of The
24 Honorable Fredric J. Ammerman, dated January 23, 2006, scheduling a continuation hearing on
25 the Commonwealth's Petition for Contempt is being forwarded via First Class Certified
26 Mail/Return Receipt Requested, postage prepaid, this 26th day of January, 2006, the following:
27

28
29 Ms. Pauline E. Pelton
30 1744 Old Turnpike Road
31 Allport, PA 16821

32
33 
34 E. Barry Creany
35 Senior Deputy Attorney General

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COMMONWEALTH OF
PENNSYLVANIA BY ATTORNEY
GENERAL THOMAS W. CORBETT,
JR.

-vs-

No. 04-1975-CD

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

FILED
03/06/06
FEB 24 2006

1cc Atty Creary
ICC Def.
William A. Shaw
Prothonotary/Clerk of Courts

16821
PoBox 125
Allport, PA

16821

(G)

O R D E R

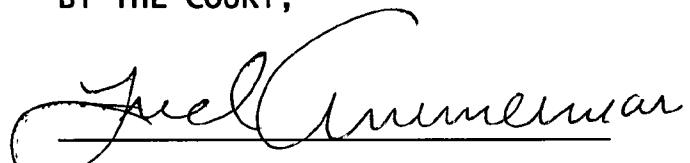
NOW, this 24th day of February, 2006, this being
the time and date set for hearing on the Commonwealth's
Petition for Contempt; Defendant Pauline E. Pelton
having failed to appear at said hearing, it is the ORDER of
this Court as follows:

1. Defendant Pauline E. Pelton is hereby found
to be in contempt of court and may purge herself of
contempt by paying to the Commonwealth the sum of Ten
Thousand One Hundred Fifty-Eight Dollars and Ninety-Six
(\$10,158.96) Cents in satisfaction of the judgment for
civil penalties and the restitution due consumers
identified as Attachment A to this Order;

2. In the event Defendant Pauline E. Pelton
fails to make the aforementioned payment by March 24, 2006,
upon motion of the Commonwealth and following hearing
thereon, a bench warrant may issue and she may be

incarcerated and remain incarcerated until such time as she purges herself of contempt by payment of such amount as the Court would deem appropriate.

BY THE COURT,



Freel Zimmerman
President Judge

**Consumers Due Restitution from
Pauline E. Pelton, d/b/a Brides and Blossoms**

Consumer Name	File Number	Restitution Amount
Alexander, Renee	F05-1341	\$ 20.00
Allen, Jessica S.	F05-1282	\$ 527.88
Allen, Michelle Marie	F05-1434	\$ 556.50
Jones, Dyan L. and Kathy L.	F05-1685	\$ 650.00
Natoli (Fenton), Lorie	F05-1280	\$ 583.84
O'Brien, Francene	F05-1281	\$ 366.74
Swatsworth, Hydi	F05-1283	\$ 954.00
TOTAL		\$ 3,658.96

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2
3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION - EQUITY
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT, JR. :
6 PLAINTIFF : No. 2004-1975-CD
7
8 PAULINE E. PELTON, d/b/a :
9 BRIDES AND BLOSSOMS :
10 DEFENDANT :
11

AFFIDAVIT OF SERVICE

12 I, Timothy B. Shirey, an adult citizen of the United States and agent for the
13 Commonwealth of Pennsylvania, Office of Attorney General, Bureau of Consumer Protection,
14 do hereby state and affirm that I served a true and correct copy of the Order entered February 24
15 2006, upon Pauline E. Pelton by hand delivering the Order to her residence at 1744 Old Turnpike
16 Road, Allport, Pennsylvania 16821, at 12:10 PM, on Thursday, February 28, 2006.
17

19 | Dated: March 2, 2006

Tim Shirey
Timothy B. Shirey
Consumer Protection Agent

25 This statement is made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn
26 falsification to authorities. EUL/EP

FILED

MAR 07 2006
M/11-
W.M.D. A.S. Law Jr.
Prothonotary/Clerk of Courts
No. 81C

FILED
MAR 07 2006
WILSON, CLARK
PROBATE CLERK OF COURTS

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2

3 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION
4 BY ATTORNEY GENERAL :
5 THOMAS W. CORBETT, JR. :
6 PLAINTIFF : No. 2004-1975-CD
7 VS. :
8 PAULINE E. PELTON, d/b/a :
9 BRIDES AND BLOSSOMS :
10 DEFENDANT :
11

**MOTION FOR
BENCH WARRANT**

FILED ^{no}
m 10:06 AM
MAR 27 2006 ^{cc}
62

William A. Shaw
Prothonotary/Clerk of Courts

21 FOR THE PLAINTIFF

22
23 E. BARRY CREAMY
24 SENIOR DEPUTY ATTORNEY GENERAL
25 ATTORNEY I.D. NO. 39543
26 OFFICE OF ATTORNEY GENERAL
27 BUREAU OF CONSUMER PROTECTION
28 EBENSBURG REGIONAL OFFICE
171 LOVELL AVENUE, SUITE 202
EBENSBURG, PA 15931
(814) 471-1831

FOR THE DEFENDANT

PAULINE E. PELTON, PRO SE
1744 OLD TURNPIKE ROAD
ALLPORT, PA 16821

1 IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
2 COMMONWEALTH OF PENNSYLVANIA : CIVIL ACTION
3 BY ATTORNEY GENERAL :
4 THOMAS W. CORBETT, JR. :
5 PLAINTIFF :
6 vs. :
7 PAULINE E. PELTON, d/b/a :
8 BRIDES AND BLOSSOMS :
9 DEFENDANT :
10
11
12

MOTION FOR BENCH WARRANT

14 NOW, this 24th day of March, 2006, comes the Plaintiff, the Commonwealth of
15 Pennsylvania by Attorney General Thomas W. Corbett, Jr., and files this Motion for the issuance
16 of a bench warrant against Defendant and in support thereof represents the following:

- 17 1. Plaintiff filed a Petition for Contempt on October 27, 2005.
- 18 2. On October 31, 2005, the Honorable Frederic J. Ammerman entered an Order
19 issuing a rule upon Defendant to show cause why she should not be held in
20 contempt of court and scheduled a hearing on the matter for December 20, 2005.
- 21 3. On December 20, 2005, after discussing the matter with the parties, the Court
22 continued the hearing on contempt for sixty (60) days and ordered Defendant to
23 provide the Plaintiff with the names and addresses of all consumers who returned
24 any merchandise she had on consignment. In addition, Defendant was directed to
25 fully cooperate with the Attorney General's Office.
- 26 4. Following the December 20, 2005, hearing the Defendant failed to provide the
27 Attorney General's Office with the names and addresses of individuals to whom
28

she returned any merchandise that had been held on consignment and failed to cooperate fully with the Attorney General's Office.

5. The hearing on the petition for contempt was rescheduled for February 24, 2006, however, the Defendant failed to attend the hearing and, therefore, an Order was entered finding Defendant in contempt of court and providing her the opportunity to purge herself of contempt by paying the Commonwealth the sum of Ten Thousand One Hundred Fifty-Eight and 96/100 Dollars (\$10,158.96) by March 24, 2006.
6. Defendant was personally served with a true and correct copy of the Order of President Judge Frederic J. Ammerman on Thursday, February 28, 2006, and an Affidavit of Service evidencing the same has been filed with the Prothonotary.
7. Since December 21, 2005, the Defendant has not paid any money to the Plaintiff toward the debt she owes for the judgment that has been entered for restitution to consumers and civil penalties.
8. At no time has the Defendant provided Plaintiff with the names and addresses of any individual to whom she returned any merchandise that was being held on consignment; nor has the Defendant cooperated with the Attorney General's Office by providing any documentation or information regarding her assets or income.
9. The Defendant has not contacted the Plaintiff and has not had any other form of communication with the Plaintiff at any time since December 21, 2005.

WHEREFORE, the Plaintiff moves this Honorable Court to issue a bench warrant to have Defendant Pauline E. Pelton brought before the Court and show cause why she should not be incarcerated and remain incarcerated until such time as she purges herself of contempt.

1
2 DATE: March 24, 2006
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Respectfully submitted,

THOMAS W. CORBETT, JR.
ATTORNEY GENERAL

ALEXIS L. BARBIERI
EXECUTIVE DEPUTY
ATTORNEY GENERAL

E. Barry Creany
E. BARRY CREAMY
SENIOR DEPUTY
ATTORNEY GENERAL

1
2
3
4 **VERIFICATION**
5

6 I, E. Barry Creany, state that I am a Deputy Attorney General for the Commonwealth of
7 Pennsylvania, Office of Attorney General, Bureau of Consumer Protection and that I am
8 authorized to make this Verification and that the statements made in the foregoing Motion for
9 Bench Warrant pursuant to Pennsylvania Rule of Civil Procedure 2352(a) are true and correct to
10 the best of my knowledge, information and belief. I understand that the statements made therein
11 are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to
12 authorities.

13

14

15 Dated: March 24, 2006
16

17

18

19

20

21

22

23

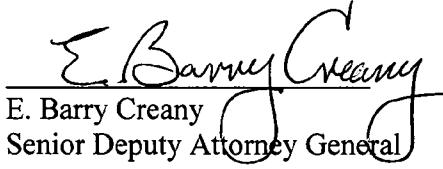
24

25

26

27

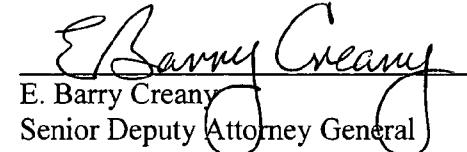
28


E. Barry Creany
Senior Deputy Attorney General

1
2
3
4
5 **CERTIFICATE OF SERVICE**
6

7 The undersigned hereby certifies that a true and correct copy of the foregoing Motion for
8 Bench Warrant is being forwarded via First Class Mail, postage prepaid this 24th day of March,
9 2006, to the following:

10
11 Pauline E. Pelton
12 1744 Old Turnpike Road
13 Allport, PA 16821
14
15

16 
17 E. Barry Creamy
Senior Deputy Attorney General
18
19
20
21
22
23
24
25
26
27
28

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

COMMONWEALTH OF PENNSYLVANIA *
BY ATTORNEY GENERAL THOMAS W. CORBETT, JR., *
Plaintiff *
vs *
PAULINE E. PELTON, d/b/a BRIDES AND BLOSSOMS, *
Defendant *

NO. 04-1975-CD

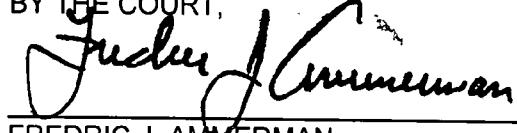
ORDER

NOW, this 29th day of March, 2006, it is the ORDER of this Court that a hearing is scheduled for the 26th day of April, 2006 at 10:00 AM in Courtroom No. 1, Clearfield County Courthouse. Defendant, Pauline E. Pelton, is ordered to appear before the Court at this time to show cause why she should not be incarcerated, and remain incarcerated, until such time as she purges herself of contempt by paying the amounts ordered by this Court on February 24, 2006. At the time of the hearing, Defendant, Pauline E. Pelton is to bring with her the following:

1. All documents and information identifying the names and addresses of any individuals to whom she may have returned any merchandise that had been held on consignment for sale at her store, Brides and Blossoms.
2. An accurate copy of her most recent federal income tax return, and all schedules and attachments thereto.
3. Documentation and all information regarding any assets she owns or has any financial interest in.
4. Documentation and all information regarding any assets which she has transferred to any individuals for less than the fair market value of said assets including, but not limited to, her home.
5. Documentation and all information regarding all of her current sources of income.

Defendant must be present or a Bench Warrant may be issued for her arrest.

BY THE COURT,

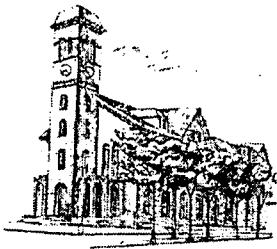

FREDRIC J. AMMERMAN
President Judge

FILED
03/10/2006
MAR 30 2006 1CC Def.
2004 Atty Creary

William A. Shaw
Prothonotary/Clerk of Courts

174401d Turnpike Road
Allport, PA 16821

(6)



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

DATE: 3/30/06

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COMMONWEALTH OF PENNSYLVANIA :
By ATTORNEY GENERAL :
THOMAS W. CORBETT, JR. :
VS. : NO. 04-1975-CD
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
:

CA
FILED ^{6K}
01/10/45/SL ^{JCC}
APR 27 2006 ^{Atty creamy.}
1744/01d ^{1CC Pelton}
William A. Shaw ^{Turnpike}
Prothonotary/Clerk of Courts ^{PA Rd.}
16821 ^{1CC Brides & Blossoms}
1545 Troy Hawx ^{Rutway}
Philipsburg ^{PA}
16826

BENCH WARRANT

O R D E R

AND NOW, this 26th day of April, 2006, this being the date set for hearing and for the Defendant to appear and provide certain information that she has been ordered to provide on a number of occasions; representative of the Attorney General's Office having certified to the Court that payment required by prior Orders has not been paid; that no documentation as required by prior Orders has been provided and that the said Defendant has failed in all respects to comply with provisions of Court Orders and that she has failed to appear before the Court this date, it is the ORDER of this Court that Bench Warrant issue forthwith.

Upon the Sheriff of Clearfield County placing the Defendant under arrest and, following her incarceration in the Clearfield County Jail, the Sheriff's Office shall notify the Court Administrator's Office. The Court Administrator shall

then forthwith schedule her for detention hearing before the Court. The Attorney General's Office shall also be notified in advance as to the scheduling of the detention hearing.

BY THE COURT,

A handwritten signature in black ink, appearing to read "Freder J. Zimmerman". The signature is fluid and cursive, with "Freder" on the top line and "J. Zimmerman" on the bottom line.

President Judge



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

DATE: 4/27/06

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

FILED

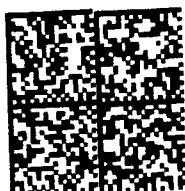
m/11/06

MAY - 3 2006

no further
address
in file

William A. Shaw, *in file*
Prothonotary

WILLIAM A. SHA
PROTHONOTARY
and CLERK of COURTS
P.O. BOX 549
CLEARFIELD, PENNSYLVANIA 16830



Hasler

06H16505405
\$00.390
04/27/2006
Mailed From 16830
US POSTAGE

Brides & Blossoms
1545 Troy-Hawk Hwy.
Philipsburg, PA 16866

BRIDES & BLOSSOMS RETURNED TO SENDER 04/27/06
: BRIDES & BLOSSOMS MOVED LEFT NO ADDRESS
UNABLE TO FORWARD
RETURN TO SENDER

1686647328-45 R004

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

COMMONWEALTH OF PENNSYLVANIA :
By ATTORNEY GENERAL :
THOMAS W. CORBETT, JR. :
VS. : NO. 04-1975-CD
PAULINE E. PELTON, d/b/a :
BRIDES AND BLOSSOMS :
:

BENCH WARRANT

O R D E R

AND NOW, this 26th day of April, 2006, this being the date set for hearing and for the Defendant to appear and provide certain information that she has been ordered to provide on a number of occasions; representative of the Attorney General's Office having certified to the Court that payment required by prior Orders has not been paid; that no documentation as required by prior Orders has been provided and that the said Defendant has failed in all respects to comply with provisions of Court Orders and that she has failed to appear before the Court this date, it is the ORDER of this Court that Bench Warrant issue forthwith.

Upon the Sheriff of Clearfield County placing the Defendant under arrest and, following her incarceration in the Clearfield County Jail, the Sheriff's Office shall notify the Court Administrator's Office. The Court Administrator shall

then forthwith schedule her for detention hearing before the Court. The Attorney General's Office shall also be notified in advance as to the scheduling of the detention hearing.

BY THE COURT,

/s/ Fredric J. Ammerman

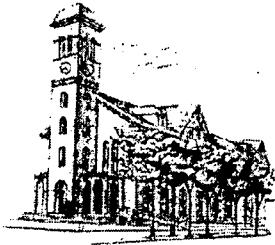
President Judge

I hereby certify this to be a true and attested copy of the original statement filed in this case.

APR 27 2006

Attest.

William E. Shanahan
Prothonotary/
Clerk of Courts



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

DATE: 4/27/06

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

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

CIVIL BENCH WARRANT

Commonwealth of Pennsylvania,
Thomas W. Corbett Jr.,

Vs.
Pauline E. Pelton, d/b/a
Brides and Blossoms,

No.: 2004-01975-CD

COMMONWEALTH OF PENNSYLVANIA
CLEARFIELD COUNTY, SS

To: Clearfield County Sheriff's Office

You are hereby commanded by the Court of Common Pleas of Clearfield County, Civil Division, to take **Pauline E. Pelton, d/b/a Brides and Blossoms** who stands charged in said Court for Contempt of Court and forthwith bring the said person before the Court, or one of the Judges thereof to be dealt with according to Law.

Witness this 15th day of June, 2006, A.D.



Prothonotary/Clerk of Courts
Civil Division

Issuing Judge: Fredric J. Ammerman

Pauline E. Pelton, d/b/a Brides and
Blossoms
1744 Old Turnpike Road
Allport, PA 16821

Costs: \$

Additional Costs: \$
BW Costs: \$
Total: \$

SSN: 200-26-4325
DOB: March 25, 1935

Service Date:
Served By:

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

COMMONWEALTH OF
PENNSYLVANIA BY ATTORNEY
GENERAL THOMAS W. CORBETT,
JR.

-vs-

No. 04-1975-CD

PAULINE E. PELTON, d/b/a
BRIDES AND BLOSSOMS

FILED

013-36784
JUL 03 2006

bad boy
William A. Shaw
Prothonotary/Clerk of Courts

2CC Atts: Creary
P. Cartfley

O R D E R

NOW, this 30th day of June, 2006, this being the date set for Detention Hearing; the Defendant being present and being represented by counsel, it is the FINDING AND ORDER of this Court as follows:

1. The Court hereby finds the Defendant in contempt for failing to make required payment as set forth in prior Court Orders. She is hereby sentenced to a period of incarceration in the Clearfield County Jail of thirty (30) days. She shall be able to purge herself of contempt and be released from incarceration upon her payment of Three Thousand Six Hundred (\$3,600.00) Dollars;

2. Effective with the month of August 2006 and continuing thereafter until all amounts are paid in full, she shall pay no less than Two Hundred (\$200.00) Dollars

each month. Payments shall be due on the first day of each month for which said payment is due. Any failure to make required payment, upon an affidavit being filed by the Office of Attorney General with the record, shall result in automatic issuance of Bench warrant without further notice being provided thereof;

3. All payments shall be made payable to the Office of Attorney General and sent to the Ebensburg Regional Office, Bureau of Consumer Protection, at the address of 171 Lovell Avenue, Suite 202, Ebensburg, PA 15931. Payments shall be in the form of either a money order or a certified or treasurer's bank check;

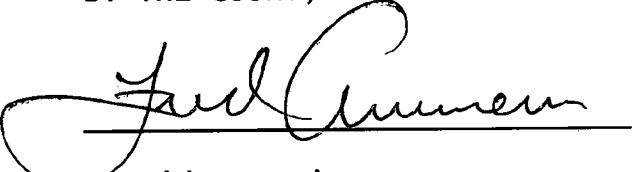
4. In addition, the Defendant shall complete a financial statement, in such form as provided by the Attorney General's Office, this date. She shall also supply an annual financial statement to the Office of Attorney General, at the address as noted above, on an annual basis until such time as all amounts of money are paid in full. The next financial statement shall be provided to the Attorney General's Office by no later than July 1, 2007. Each year thereafter, by no later than July 1st, an additional financial statement shall be provided;

5. Bench warrant previously issued is hereby lifted;

6. The Prothonotary is directed to enter the

appearance of Peter Carfley, Esquire, as counsel for the
Defendant.

BY THE COURT,



Fred Gummere
President Judge

FILED

JUL 03 2006

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 7/3/06

 You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

 Plaintiff(s) Plaintiff(s) Attorney Other
 Defendant(s) Defendant(s) Attorney
 Defendant(s) Defendant(s) Attorney

 Special Instructions:

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

CIVIL BENCH WARRANT

Commonwealth of Pennsylvania,
Thomas W. Corbett Jr.,

Vs.
Pauline E. Pelton, d/b/a
Brides and Blossoms,

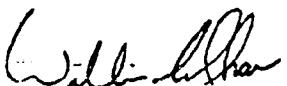
No.: 2004-01975-CD

COMMONWEALTH OF PENNSYLVANIA
CLEARFIELD COUNTY, SS

To: Clearfield County Sheriff's Office

You are hereby commanded by the Court of Common Pleas of Clearfield County, Civil Division, to take **Pauline E. Pelton, d/b/a Brides and Blossoms** who stands charged in said Court for Contempt of Court and forthwith bring the said person before the Court, or one of the Judges thereof to be dealt with according to Law.

Witness this 15th day of June, 2006, A.D.



Prothonotary/Clerk of Courts
Civil Division

Issuing Judge: Fredric J. Ammerman

Pauline E. Pelton, d/b/a Brides and
Blossoms
1744 Old Turnpike Road
Port, PA 16821

Costs: \$
Additional Costs: \$
BW Costs: \$ 60.00
Total: \$

26-4325
h 25, 1935

Service Date: June 29, 2006
Served By: Deputy Hunter

04-1975-CD

SHERIFF RETURN

NOW June 29, 2006 CAUSED THE ARREST OF PAULINE E. PELTON
AND LODGED DEFENDANT IN THE CLEARFIELD COUNTY JAIL.
SERVED BY: HUNTER /

FILED
01/11/13 BY
JUL 10 2006 (K)

Return Costs	Description	Check #	William A. Shaw Prothonotary/Clerk of Courts
\$60.00	SHFF. HAWKINS		

Sworn and subscribed to before me this _____
day of _____ 2006.

Chester A. Hawkins
Sheriff

So Answers

Chester Hawkins

by Karen Baughman

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

CIVIL BENCH WARRANT

Commonwealth of Pennsylvania,
Thomas W. Corbett Jr.,

Vs.
Pauline E. Pelton, d/b/a
Brides and Blossoms,

No.: 2004-01975-CD

COMMONWEALTH OF PENNSYLVANIA
CLEARFIELD COUNTY, SS

To: Clearfield County Sheriff's Office

You are hereby commanded by the Court of Common Pleas of Clearfield County, Civil Division, to take **Pauline E. Pelton, d/b/a Brides and Blossoms** who stands charged in said Court for Contempt of Court and forthwith bring the said person before the Court, or one of the Judges thereof to be dealt with according to Law.

Witness this 15th day of June, 2006, A.D.



Prothonotary/Clerk of Courts
Civil Division

Issuing Judge: Fredric J. Ammerman

Pauline E. Pelton, d/b/a Brides and
Blossoms

1744 Old Turnpike Road
Allport, PA 16821

Costs: \$

Additional Costs: \$

BW Costs: \$ 60.00

Total: \$

SSN: 200-26-4325

DOB: March 25, 1935

Service Date: June 29, 2006

Served By: Deputy Hunter