

05-36-CD  
Richard Hughes vs. W. Selfridge

Richard Hughes v. William Selfridge  
2005-036-CD

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

Richard T. Hughes,  
Plaintiff

vs. : No. 05-36-CD

William Selfridge,  
Defendant

**PRAECIPE TO ENTER JUDGEMENT OF NON PROS**

To the Prothonotary:

Please enter a Judgement of Non Pros against the Plaintiff for failure to file a complaint in compliance with the Rule served on him on January 7, 2005. A copy of the attached Default Notice was served on the Plaintiff on February 10, 2005.



Robin Jean Foor, Esquire  
Attorney for William Selfridge  
MIDPENN LEGAL SERVICES  
211 1/2 East Locust Street  
Clearfield, PA 16830  
(814)765-9646

FILED *CC to Atty Foor*  
*01/10/11* *6A*  
MAR 03 2005 Notice to Def.

William A. Shaw  
Prothonotary/Clerk of Courts

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

Richard T. Hughes,  
Plaintiff

vs. : No.: 05-36-CD

William Selfridge,  
Defendant

TO: Richard T. Hughes  
Date: 2-10-05

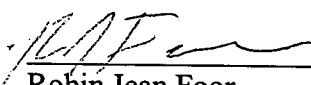
IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FILED TO FILE A COMPLAINT IN THIS CASE. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGEMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR RIGHT TO SUE THE DEFENDANT AND THEREBY LOSE PROPERTY OR OTHER IMPRTANT RIGHTS.

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

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

Court Administrator's Office  
Clearfield County Courthouse  
1 North Second Street  
Clearfield, PA 16830  
(814)765-2641

  
Robin Jean Foor  
PA ID # 41520  
MidPenn Legal Services Inc.  
211 1/2 East Locust Street  
Clearfield, PA 16803  
(814)765-9646

Office of the Prothonotary of Clearfield County  
Clearfield County Courthouse  
1 North Second Street  
Clearfield, Pa 16830

COPY

TO: Richard T. Hughes  
606 Krebs Avenue  
Clearfield, PA 16830

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

Richard T. Hughes,  
Plaintiff

vs. : No.: 05-36-CD

William Selfridge,  
Defendant

You are hereby notified that a judgment of non pros has been entered against you  
in the above proceeding on March 3, 2005.

---

Prothonotary

410<sup>th</sup>

## NOTICE OF APPEAL

FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS NO.

05-36-CD

## NOTICE OF APPEAL

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

NAME OF APPELLANT <b>William Selfridge</b>		MAG. DIST. NO. OR NAME OF D.J. <b>46-3-02</b>	
ADDRESS OF APPELLANT <b>67 Fernwood Road</b>		CITY <b>Houtzdale</b>	STATE <b>PA</b>
DATE OF JUDGMENT <b>12-8-04</b>	IN THE CASE OF (Plaintiff) <b>Richard T. Hughes</b>	(Defendant) <b>William Selfridge</b>	
CLAIM NO. CV <b>0000410-04</b> LT _____		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <i>RLA</i>	
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p>_____ Signature of Prothonotary or Deputy</p>			
<p>If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE OF APPEAL.</p>			

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

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

## PRAECIPE: To Prothonotary

Enter rule upon Richard T. Hughes, appellee(s), to file a complaint in this appeal  
(Name of appellee(s))

(Common Pleas No. 05-36-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

*RLA*

Signature of appellant or his attorney or agent

**RULE: To Richard T. Hughes**, appellee(s).  
(Name of appellee(s))

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

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

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

Date: January 7, 2005

*RLA*

Signature of Prothonotary or Deputy

FILED NO  
01/10/2005  
JAN 13 2005

William A. Shaw  
Prothonotary/Clerk of Courts

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

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

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Clearfield; ss

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

a copy of the Notice of Appeal, Common Pleas No. 05-36-CO, upon the District Justice designated therein on (date of service) January 7, 2005,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Richard T. Hughes, on January 7, 2005  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on January 7, 2005,  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS 13<sup>th</sup> DAY OF January, 2005



Signature of affiant

William A. Shaw  
Signature of official before whom affidavit was made

**WILLIAM A. SHAW**  
Prothonotary

Title of official

My Commission Expires  
1st Monday in Jan. 2006

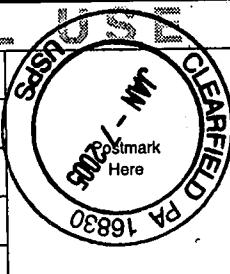
My commission expires on Clearfield Co., Clearfield, PA

### U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$



Sent To Richard Ireland, District Justice  
Street, Apt. No.;  
or PO Box No. 6510 Leonard St., Suite # 133  
City, State, ZIP+4 Clearfield, PA 16830

### U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$ .37
Certified Fee	\$ 2.30
Return Receipt Fee (Endorsement Required)	\$ 1.75
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$

Sent To

Richard T. Hughes  
Street, Apt. No.;  
or PO Box No. 606 Krebs Avenue  
City, State, ZIP+4 Clearfield, PA 16830

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

Richard Hughes,  
Plaintiff

vs.

William Selfridge,  
Defendant

\*  
\*  
\* NO.: 05-36-CJ  
\*  
\* Type of Case: Civil  
\*  
\* Type of Pleading: Petition to  
\* Proceed In Forma Pauperis  
\*  
\* Filed on Behalf of: William Selfridge  
\*  
\* Counsel of Record for this Party:  
\* Robin Jean Foor, Esquire  
\*  
\* Supreme Court No.: 41520  
\*  
\* MidPenn Legal Services  
\* 211 1/2 East Locust Street  
\* Clearfield, PA 16830  
\* (814)765-9646

FILED 100  
01/24/2005 Atty Foor  
JAN 07 2005

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA  
CIVIL ACTION LAW

Richard Hughes,  
Plaintiff

vs. No.: 05-36-CD

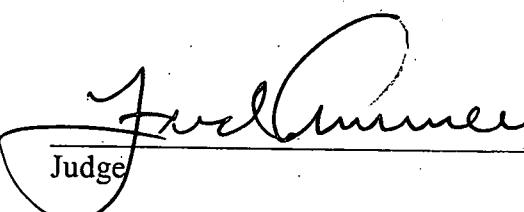
William Selfridge,  
Defendant

ORDER

AND NOW, this 7th day of January <sup>2005</sup>, upon  
consideration of the foregoing Affidavit in Support of Petition to Proceed In Forma  
Pauperis, it is the ORDER of this Court that said Petition is GRANTED/REDENIED  
*FJA*

If the Petition is GRANTED, Filing fee is hereby WAIVED.

By the Court

  
Judge

FILED  
1/7/2005  
JAN 07 2005  
10:45 AM  
Aly Foo

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA  
CIVIL ACTION LAW

Richard Hughes,

Plaintiff

No.:

vs.

William Selfridge,

Defendant

PRAECIPE TO PROCEED IN FORMA PAUPERIS

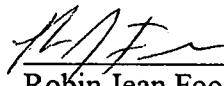
TO THE PROTHONOTARY:

Kindly allow defendant, William Selfridge, to proceed in forma pauperis and waive the filing fees.

I, Robin Jean Foor, attorney for the party proceeding in forma pauperis, certify that I believe the party is unable to pay the costs and that I am providing free legal service to the party. The party's affidavit showing inability to pay the costs of litigation is attached hereto.

MIDPENN LEGAL SERVICES

By:

  
\_\_\_\_\_  
Robin Jean Foor  
Attorney for Plaintiff/Defendant  
211 1/2 E. Locust Street  
Clearfield, Pennsylvania 16830  
(814) 765-9646

IN THE COURT OF COMMON PLEAS OF CLEARFIELD, PENNSYLVANIA  
CIVIL ACTION LAW

Richard Hughes,

Plaintiff

No.:

vs.

William Selfridge,

Defendant

PETITION TO PROCEED IN FORMA PAUPERIS

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

The Petition of William Selfridge respectfully represents:

1. I am the defendant in the above matter and because of my financial condition am unable to pay the fees and costs of prosecuting or defending the action or proceeding.

2. I am unable to obtain funds from anyone, including my family and associates, to pay the costs of litigation.

3. I represent that the information below relating to my ability to pay the fees and costs is true and correct:

(a) Name: William Selfridge

Address: 67 Fernwood Road, Houtzdale, Pa 16651

Soc. Sec. No.: 165-48-7187

(b) Employment: If you are presently employed, state

Employer: None

Address: None

Gross salary or wages per month: None

Type of work: None

If you are presently unemployed, state

Date of last employment: August 2003

Salary or wages per month: \$2000 gross

Type of work: Mechanic

(c) Other income within the past twelve months

Business or profession: None

Other self-employment: None

Interest: None

Dividends: None

Pension and annuities: None

Social Security benefits: None

Support payments: None

Disability payments: None

Unemployment Compensation and supplemental benefits: None

Workman's Compensation: None

Public Assistance: None

Other: Rental income - \$375.00

(d) Other contribution to household support (please circle)

Name of Spouse, Boyfriend/girlfriend, or Roommate/housemate: No

If employed, state

Employer: None

Salary or wages per month: None

Type of work: None

Contributions from children: None

Contributions from parents, family members or any other individuals: No

(e) Property owned:

Cash: \$2.00

Checking account: None

Savings account: None

Certificates of Deposit: None

Real Estate (including home): Home

Motor Vehicle: 1988 Ford Pickup

Cost: \$300 Amount owed: None

Stocks; bonds: None

Other: None

(f) Debts and obligations

Utilities:

Water \$ 50.00

Groceries \$ 50.00

Rent/Mortgage: I am currently living in a home that I am remodeling for my son-in-law so I pay no rent.

Loans: None

Auto Expense: None

Child care: None

Miscellaneous: Prescriptions - \$270.00 monthly

(g) Persons dependant upon you for support:  
None

4. I understand that I have a continuing obligation to inform the court of improvement in my financial circumstances which would permit me to pay the costs incurred herein.

5. I verify that the statements made in this affidavit 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.

Date: 1-07-05

William S. H. Jr.  
Defendant

4/10<sup>th</sup>

## NOTICE OF APPEAL

FROM

## DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

05-36-CD

## NOTICE OF APPEAL

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

NAME OF APPELLANT		MAG. DIST. NO. OR NAME OF D.J.	
William Selfridge		46-3-02	
ADDRESS OF APPELLANT		CITY	STATE
67 Fernwood Road		Houtzdale	PA
DATE OF JUDGMENT	IN THE CASE OF (Plaintiff)	ZIP CODE	
12-8-04	Richard T. Hughes	16651	
(Defendant)		William Selfridge	
CLAIM NO.		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT	
CV 0000419-04			
LT			
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p>			
Signature of Prothonotary or Deputy			
<p>If appellant was CLAIMANT (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.</p>			

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

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

## PRAECIPE: To Prothonotary

Enter rule upon Richard T. Hughes, appellee(s), to file a complaint in this appeal  
 Name of appellee(s)

(Common Pleas No. 05-36-CD) within twenty (20) days after service of rule or suffer entry of judgment of non pros.



Signature of appellant or his attorney or agent

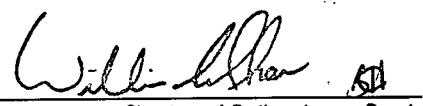
**RULE:** To Richard T. Hughes, appellee(s).  
 Name of appellee(s)

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

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

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

Date: January 7, 2005



Signature of Prothonotary or Deputy

**FILED** Copies to  
 012-4581 Att'y Foor  
 JAN 07 2005 No Fee

William A. Shaw  
 Prothonotary/Clerk of Courts

COURT FILE TO BE FILED WITH PROTHONOTARY

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

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

### COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_; SS

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

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

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

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_,

*Signature of affiant*

*Signature of official before whom affidavit was made*

*Title of official*

My commission expires on \_\_\_\_\_,

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-02**

DJ Name: Hon.

**RICHARD A. IRELAND**  
Address: **650 LEONARD STREET**  
**SUITE 133**  
**CLEARFIELD, PA**  
Telephone: **(814) 765-5335**

**16830**

**ATTORNEY DEF PRIVATE :**

**ROBIN FOOR**  
**MID PENN LEGAL**  
**211 1/2 E LOCUST ST**  
**CLEARFIELD, PA 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

**HUGHES, RICHARD T**  
**606 KREBS AVE**  
**CLEARFIELD, PA 16830**

NAME and ADDRESS

DEFENDANT:

**SELFRIIDGE, WILLIAM**  
**314 HIGH STREET**  
**CLEARFIELD, PA 16830**

VS.

NAME and ADDRESS

Docket No.: **CV-0000419-04**  
Date Filed: **10/26/04**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**FOR PLAINTIFF**

Judgment was entered for: (Name) **HUGHES, RICHARD T**

Judgment was entered against: (Name) **SELFRIIDGE, WILLIAM**

in the amount of \$ **1,497.50** on: (Date of Judgment) **12/08/04**

Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

Damages will be assessed on: \_\_\_\_\_

This case dismissed without prejudice. \_\_\_\_\_

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

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

Amount of Judgment	<b>\$ 1,425.00</b>
Judgment Costs	<b>\$ 72.50</b>
Interest on Judgment	<b>\$ .00</b>
Attorney Fees	<b>\$ .00</b>
Total	<b>\$ 1,497.50</b>
Post Judgment Credits	<b>\$ _____</b>
Post Judgment Costs	<b>\$ _____</b>
<b>Certified Judgment Total</b> \$ _____	

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

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

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

DEC 08 2004 Date **Richard Ireland**, District Justice

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

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