

05-41-CD
Sentry etal vs. James Bobby etal

vs. JAMES BOBBY, etal.

Sentry Select Inc. et al v James Bobby et al
2005-041-CD

Brian J. Walker, Esquire
Hennessy & Walker, Group
142 West Market Street, Suite 2
West Chester, PA 19382
610-431-2727
Attorney I.D. 71927

FILED *Any pd.*
m/11:55 *85.00*
JAN 10 2005 *2 cc Any*
William A. Shaw
Prothonotary/Clerk of Courts

Sentry Select Insurance Company
A/S/O Kevin Ryman Inc.
P.O. Box 8026
Stevens Point, WI 54481-0379
AND Kevin Ryman Inc.
P.O. Box 366
Berwick, PA 18603

: In The Court of Common Pleas
: Clearfield County, Pennsylvania
: Civil Action Law
: No: **05-41-CD**

vs.

James Bobby
650 North Meridian Road
Youngstown, OH 44509
AND Falcon Transport Co.
650 North Meridian Road
Youngstown, OH 44509

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

David S. Meholick, Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
814-765-2641

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta asentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademas, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

Lleva esta demanda a un abogado inmediatamente. Si no tiene abogado o si no tiene el dinero suficiente de pagar tal servicio. Vaya en persona o llame por telefono a la oficina cuya direccion se encuentra escrita abajo para averiguar donde se puede conseguir asistencia legal.

David S. Meholick, Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
814-765-2641

Brian J. Walker, Esquire
Hennessy & Walker Group, P.C.
142 W. Market Street
West Chester, PA 19382
610-431-2727
Attorney I.D. 71927

Attorney for Plaintiffs

Sentry Select Ins. Co.	: In The Court of Common Pleas
A/S/O Kevin Ryman Inc.	
PO Box 8026	: Clearfield County, Pennsylvania
Stevens Point, WI 54481-0379	
AND Kevin Ryman Inc	: Civil Action Law
PO Box 366	
Berwick, PA 18603	: No

VS

James Bobby
650 N Meridian Rd.
Youngstown, OH 44509
AND Falcon Transport Co.
650 N Meridian Rd
Youngstown, OH 44509

COMPLAINT

1. Plaintiff Sentry Select Ins. Co is an insurance company licensed and authorized to conduct business in the Commonwealth of Pennsylvania and having as one of its principal places of business the above captioned address.
2. Plaintiff Kevin Ryman, Inc. is a busy entity having as one of its principal places the above captioned address.
3. Defendant James Bobby is an adult individual residing at the above captioned address.
4. Defendant Falcon Transport Co. is a busy entity having as one of its principal places of business the above captioned address.

5. On or about 2/10/03, Plaintiff Sentry Select Ins. insured Plaintiff Kevin Ryman, Inc. Kevin Ryman Inc. with a commercial auto policy, policy number CTY357400034, said policy covering a 1998 Kenworth and carrying with same collision and rental coverages.

6. On or about 2/10/03, Defendant James Bobby was acting as agent, servant, employee and/or workman and/or for the common purpose of Defendant Falcon Transport Co. while he was operating a tractor trailer

7. On or about 2/10/03, at or near I-80 mile marker 115 in Pennsylvania Defendant Bobby operating the aforesaid tractor trailer did negligently, carelessly and/or recklessly, strike/collide into Plaintiff's 1998 Kenworth causing extensive damages to same.

8. The negligence of the Defendants consisted of:

- a) negligent entrustment;
- b) failing to exercise due care;
- c) being inattentive;
- d) failing to maintain proper lookout;
- e) failing to maintain control of said vehicle so as to be able to stop within the assured clear distances ahead;
- f) failing to yield right of way;
- g) being inattentive,
- h) improper backing on a public roadway;
- g) failing to make proper observation,
- h) failing to give due regard to the right, safety, point and position of plaintiffs property:

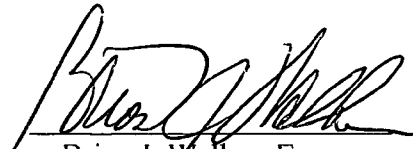
9. The aforesaid collision resulted solely from the negligent acts and/or failure to act on part of Defendants named herein and were due in no manner whatsoever to any act and/or failure to act on part of Plaintiffs.

10. As a result of the aforesaid collision, Plaintiff's vehicle sustained extensive damages to same.

11. Pursuant to the aforesaid policy of insurance, Plaintiff Sentry Select Ins. Co settled the collision and rental claims of Plaintiff Kevin Ryman Inc. in The amount of \$8337.13, (said figure includes Plaintiff's first party deductible) representing fair and reasonable reimbursement for the damages sustained.

12. Pursuant to the aforesaid policy of insurance, Plaintiff Sentry Select Ins. Co. is subrogated to Plaintiff Kevin Ryman Inc. for this loss.

WHEREFORE, Plaintiffs demand judgment against Defendants jointly and severally in the amount of \$8337.13 together plus costs, interest and such other relief this Court finds equitable and just.


Brian J. Walker, Esq.

SENT-1000

COMMONWEALTH OF PENNSYLVANIA :

COUNTY OF CHESTER

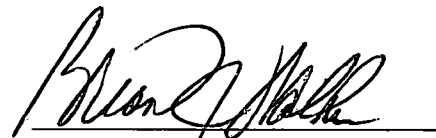
: ss

The undersigned verifies that the facts contained herein are true and correct.

The undersigned understands that false statements herein are made subject to the penalties of 19 Pa. C.S. Section 4904, relating to unsworn falsification to authorities.

If applicable, this affidavit is made on behalf of the Plaintiff(s); that the said Plaintiff(s) is/are unable and unavailable to make this verification on its/his/her own behalf within the time allotted for filing of this pleading, and the facts set forth in the foregoing pleading are true and correct to the best of counsel's knowledge, information and belief.

This verification is made pursuant to Pa. R.C.P. 1024 and is based on interviews, conferences, reports, records and other investigative material in the file


Brian J. Walker, Esquire

Dated: 1/4/05

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

SENTRY SELECT INS. CO.

Case No. 05-41-CD

KEVIN RYMAN, INC.

Plaintiffs

v.

**ANSWER AND NEW MATTER
JURY DEMAND ENDORSED HEREON**

JAMES BOBBY

Filed on behalf of Defendants
James Bobby and Falcon Transport Co.

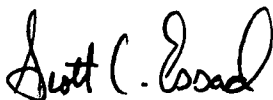
FALCON TRANSPORT CO.

Defendants

Counsel of Record for this Party:

Scott C. Essad, Esq.
Pa. I.D. No. 88749
Henderson, Covington, Messenger,
Newman & Thomas, Co., L.P.A.
213 East Main Street
Carnegie, Pennsylvania 15106
Telephone: (412) 279-7025
and
34 Federal Plaza West, Suite 600
Youngstown, Ohio 44503
Telephone: (330) 744-1148

YOU ARE HEREBY NOTIFIED TO FILE A WRITTEN
RESPONSE TO THE ENCLOSED ANSWER AND NEW
MATTER WITHIN 20 DAYS FROM SERVICE
HEREOF OR A JUDGMENT MAY BE ENTERED
AGAINST YOU.



Scott C. Essad
Pa. I.D. No. 88749

FILED⁶⁴
m/12:32/11 3cc
FEB 07 2005
Att'y Essad

William A. Shaw
Prothonotary/Clerk of Courts

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

SENTRY SELECT INS. CO., et al.

Plaintiffs

v.

JAMES BOBBY, et al.

Defendants

Case No. 05-41-CD

ANSWER AND NEW MATTER

JURY DEMAND ENDORSED HEREON

Defendants James Bobby and Falcon Transport Co., by and through the undersigned counsel, file this Answer and New Matter and state, jointly, as follows:

ANSWER

1. Bobby and Falcon admit as to the allegations made in Paragraph 1 of Plaintiffs' Complaint.
2. Bobby and Falcon admit as to the allegations made in Paragraph 2 of Plaintiffs' Complaint.
3. Bobby and Falcon admit as to the allegations made in Paragraph 3 of Plaintiffs' Complaint.
4. Bobby and Falcon admit as to the allegations made in Paragraph 4 of Plaintiffs' Complaint.
5. As to the allegations set forth in Paragraph 5 of Plaintiffs' Complaint, after reasonable investigation these answering Defendants' are without knowledge or information sufficient to former belief as to the truth of the averments contained

therein, wherefore such averments are denied, and strict proof is demanded thereof.

6. Bobby and Falcon admit as to the allegations made in Paragraph 6 of Plaintiffs' Complaint.
7. Bobby and Falcon admit in part and deny in part the allegations made in Paragraph 7 of Plaintiffs' Complaint. It is admitted that Bobby was operating a tractor trailer truck, but it is denied that he was reckless, careless, or negligent in any way.
8. Paragraph 8, including subparagraphs (a) through (h), contain allegations of negligence and causation which are conclusions of law to which no response is required. To the extent that a response is required, those allegations are denied.
9. Bobby and Falcon deny each and every allegation set forth in Paragraph 9 of Plaintiffs' Complaint.
10. As to the allegations set forth in Paragraph 10 of Plaintiffs' Complaint, after reasonable investigation these answering Defendants' are without knowledge or information sufficient to former belief as to the truth of the averments contained therein, wherefore such averments are denied, and strict proof is demanded thereof.
11. As to the allegations set forth in Paragraph 11 of Plaintiffs' Complaint, after reasonable investigation these answering Defendants' are without knowledge or information sufficient to former belief as to the truth of the averments contained therein, wherefore such averments are denied, and strict proof is demanded

thereof.

12. As to the allegations set forth in Paragraph 12 of Plaintiffs' Complaint, after reasonable investigation these answering Defendants' are without knowledge or information sufficient to former belief as to the truth of the averments contained therein, wherefore such averments are denied, and strict proof is demanded thereof.

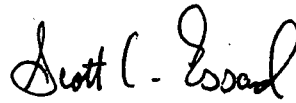
WHEREFORE, Defendants' James Bobby and Falcon Transport Co. request that Plaintiffs' receive nothing and that judgment be entered for these answering Defendants, including costs of this action and any other relief that this Court deem appropriate.

NEW MATTER

13. These answering Defendants hereby incorporate Paragraphs 1 through 12 of their Answer as if fully set forth herein.
14. Plaintiffs' Complaint fails to state a cause of action against these answering Defendants' upon which the relief demanded by Plaintiffs' can be granted.
15. The Plaintiffs' Complaint is barred due to the applicable statute of limitations.
16. The Plaintiffs' have failed to mitigate their damages.
17. The actions of the Plaintiffs are barred by the doctrine of assumption of risk.
18. Plaintiffs' claims are barred due to their own contributory negligence and/or the contributory negligence of others.
19. At the time of the accident, James Bobby was confronted by a sudden emergency.
20. All necessary and essential parties for a fair adjudication of the issues in this case have not been joined.

21. The venue of this actions is improper.
22. The Plaintiffs' claims are barred and/or limited according to the Pennsylvania Motor Vehicle Financial Responsibility Law.
23. At all relevant times, James Bobby acted in a reasonable and prudent manner, and no acts or omissions of James Bobby caused the accident or damages as alleged in Plaintiffs' Complaint.

Respectfully submitted,



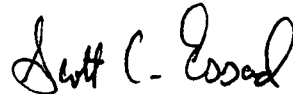
Scott C. Essad
Pa. I.D. No. 88749

HENDERSON, COVINGTON, MESSENGER
NEWMAN & THOMAS CO., L.P.A.
34 Federal Plaza West, Suite 600
Youngstown, Ohio 44503
Telephone: (330) 744-1148

JURY DEMAND

Pursuant to the Constitution of the Commonwealth of Pennsylvania and Pa.
Civ. R. 1007.1, the Defendants respectfully request a trial by jury on all issues in this
matter.

Respectfully submitted,

A handwritten signature in cursive script, reading "Scott C. Essad", positioned above a horizontal line.

Scott C. Essad
Pa. I.D. No. 88749

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

SENTRY SELECT INS. CO., et al.

Plaintiffs

v.

JAMES BOBBY, et al.

Defendants

Case No. 05-41-CD

VERIFICATION

The undersigned hereby depose and say that the facts set forth in the forgoing Answer and New Matter are true and correct to the best of their knowledge and understanding.

I understand that my statements are made subject to 18 PA. C.S. §4904 relating to criminal penalties for unsworn falsifications to authorities.

Date

2/02/05

Edward W. Hope

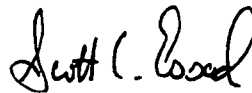
Risk Manager, Falcon Transport Co.

James Bobby

CERTIFICATE OF SERVICE

4 A copy of the foregoing Answer and New Matter was sent regular U.S. mail this day of February, 2005 to the following:

Brian J. Walker, Esq.
Hennessy and Walker Group
142 West Market Street, Suite 2
West Chester, PA 19382
Attorney for Plaintiffs



Scott C. Essad
Pa. I.D. No. 88749

Brian J. Walker, Esquire
Hennessy & Walker
142 W. Market Street
West Chester, PA 19382
610-431-2727
Attorney I.D. 71927

Attorney for Plaintiff

Sentry Select Insurance Company
A/S/O Kevin Ryman, Inc.
AND
Kevin Ryman, Inc.

: In The Court of Common Pleas
: Clearfield County, Pennsylvania
: Civil Action Law

vs.

: No: 05-41 CD

James Bobby
AND
Falcon Transport Co.

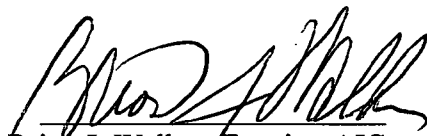
AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA:

COUNTY OF CHESTER

:
: ss.

Brian J. Walker, Esquire, AIC, being duly sworn according to law, deposes and says that he has served a true and correct copy of the Complaint filed in the above captioned action upon the Defendant, Falcon Transport Company by first class United States mail, certified, return receipt requested, and that Defendant, Falcon Transport Company did accept service of the same on, January 17, 2005, as evidenced by the attached sender's receipts.


Brian J. Walker, Esquire, AIC
Hennessy & Walker

Sworn to and subscribed
before me this 10TH day
of FEBRUARY, 2005.


NOTARY PUBLIC

NOTARIAL SEAL
THERESA B CHUPLIS Notary Public
West Chester Boro Chester County
My Commission Expires November 4, 2006

FILED

MAR 13 10 10 AM '05

MAR 01 2005

William A. Shaw
Prothonotary

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:

Falcon Transport Co.
650 N. Meridian Rd
Youngstown, OH 44509.

2. Article Number

(Transfer from service label)

7004 2510 0003 6565 3058

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent

☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

☐ Certified Mail

☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

U.S. Postal Service™

CERTIFIED MAIL™ RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage

\$

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees

\$ 4.42.

1-12-05

Postmark
Here

Sent To

Street, Apt. No.,
or PO Box No.

City, State, ZIP+4

PS Form 3800, June 2002

See Reverse for Instructions

Brian J. Walker, Esquire, AIC
Hennessy & Walker
142 West Market Street
West Chester, PA 19382
610-431-2727
Attorney I.D. 71927

Attorney for Plaintiffs

Sentry Select Insurance Company
A/S/O Kevin Ryman, Inc.
AND
Kevin Ryman, Inc.

: In The Court of Common Pleas
: Clearfield County, Pennsylvania
: Civil Action Law

vs.

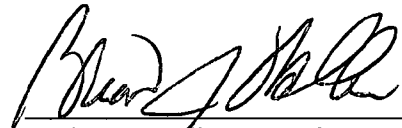
: No: 05-41-CD

James Bobby
AND
Falcon Transport Co.

Plaintiffs' Reply to Defendants'
New Matter

14-23. Denied as conclusions of law.

WHEREFORE, Plaintiff seeks judgment against Defendant as set forth
in original complaint.


Brian J. Walker, Esquire, AIC
Hennessy & Walker

FILED

(3K)

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MAR 01 2005

William A. Shaw
Prothonotary

COMMONWEALTH OF PENNSYLVANIA :

COUNTY OF CHESTER

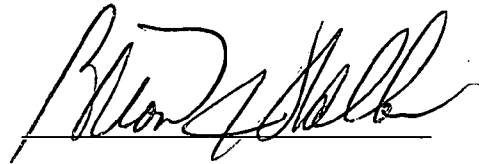
: ss

The undersigned verifies that the facts contained herein are true and correct.

The undersigned understands that false statements herein are made subject to the penalties of 19 Pa. C.S. Section 4904, relating to unsworn falsification to authorities.

If applicable, this affidavit is made on behalf of the Plaintiff(s); that the said Plaintiff(s) is/are unable and unavailable to make this verification on its/his/her own behalf within the time allotted for filing of this pleading, and the facts set forth in the foregoing pleading are true and correct to the best of counsel's knowledge, information and belief.

This verification is made pursuant to Pa. R.C.P. 1024 and is based on interviews, conferences, reports, records and other investigative material in the file



Dated: 2-23-05

Brian J. Walker, Esquire, AIC
Hennessy & Walker
142 West Market Street
West Chester, PA 19382
610-431-2727
Attorney I.D. 71927

Attorney for Plaintiffs

Sentry Select Insurance Company
A/S/O Kevin Ryman, Inc.
AND
Kevin Ryman, Inc.

: In The Court of Common Pleas
: Clearfield County, Pennsylvania
: Civil Action Law
: No: 05-41-CD

vs.


James Bobby
AND
Falcon Transport Company

PRAECIPE

To the Prothonotary:

Please schedule an arbitration in the above matter. We anticipate it will take
½ day to present our case. The attorney for the defendants is:

Scott C. Essad, Esquire
Henderson, Covington, Messenger
213 East Main Street
Carnegie, PA 15106
412-279-7075



Brian J. Walker, Esquire, AIC
Hennessy & Walker

FILED *Att. pd.*
m/14:0001 20.00
SEP 22 2005 *2cc*

William A. Shaw
Prothonotary/Clerk of Courts

OK

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

SENTRY SELECT INS. CO.)

KEVIN RYMAN, INC.)

Plaintiffs)

v.)

Case No. 05-41-CD

JAMES BOBBY)

FALCON TRANSPORT CO.)

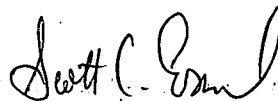
Defendants)

NOTICE OF CHANGE OF ADDRESS

PLEASE TAKE NOTICE that Scott C. Essad, attorney in the above captioned case, has a new address effective immediately. All notices or pleadings given in these proceedings should be served upon him at the following address:

Scott C. Essad, Esq.
HENDERSON, COVINGTON, MESSENGER,
NEWMAN & THOMAS CO., L. P. A.
6 Federal Plaza Central, Suite 1300
Youngstown, Ohio 44503

Respectfully submitted.



Scott C. Essad, Esq. (6667352)
HENDERSON, COVINGTON, MESSENGER,
NEWMAN & THOMAS CO., L. P. A.
6 Federal Plaza Central, Suite 1300
Youngstown, Ohio 44503
Telephone: (330) 744-1148
Facsimile: (330) 744-3807

FILED

7/12/52
JAN 20 2006

William A. Shaw
Prothonotary/Clerk of Courts

copy to CIA

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

SENTRY SELECT INSURANCE
COMPANY a/s/o KEVIN RYMAN INC.,
and KEVIN RYMAN, INC.

vs.

JAMES BOBBY and FALCON
TRANSPORT COMPANY

No. 05-041-CD

FILED
01/10/18/06
FEB 28 2006

William A. Shaw
Prothonotary/Clerk of Courts
6 cc. CIA

ORDER

NOW, this 27 day of February, 2006, it is the ORDER of the Court that the above-captioned matter is scheduled for Arbitration on **Thursday, April 20, 2006 at 9:00 A.M.** in the Conference/Hearing Room No. 3, 2nd Floor, Clearfield County Courthouse, Clearfield, PA. The following have been appointed as Arbitrators:

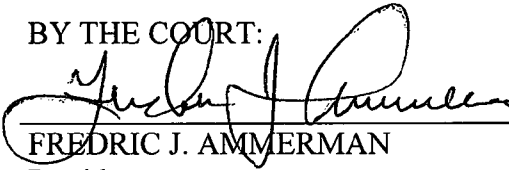
Michael P. Yeager, Chairman

Theron G. Noble, Esquire

Paul Colavecchi, Esquire

Pursuant to Local Rule 1306A, you must submit your Pre-Trial Statement seven (7) days prior to the scheduled Arbitration. **The original should be forwarded to the Court Administrator's Office and copies to opposing counsel and each member of the Board of Arbitrators.** For your convenience, a Pre-Trial (Arbitration) Memorandum Instruction Form is enclosed as well as a copy of said Local Rule of Court.

BY THE COURT:


FREDRIC J. AMMERMAN
President

Judge

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

Sentry Select Insurance Company a/s/o
Kevin Ryman, Inc. and Kevin Ryman, Inc.

vs.

No. 2005-00041-CD

James Bobby and Falcon Transport Company

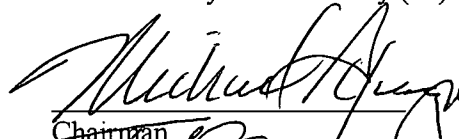
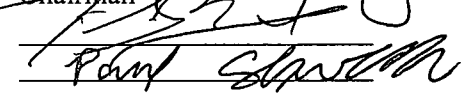
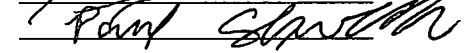
OATH OR AFFIRMATION OF ARBITRATORS

Now, this 20th day of April, 2006, we the undersigned, having been appointed arbitrators in the above case do hereby swear, or affirm, that we will hear the evidence and allegations of the parties and justly and equitably try all matters in variance submitted to us, determine the matters in controversy, make an award, and transmit the same to the Prothonotary within twenty (20) days of the date of hearing of the same.

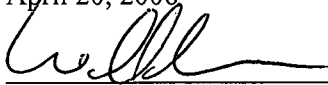
Michael P. Yeager, Esq.

Theron G. Noble, Esq.

Paul Colavecchi, Esq.


Chairman



Sworn to and subscribed before me this
April 20, 2006

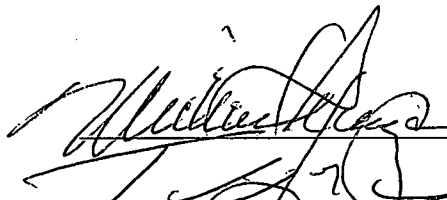




Prothonotary

AWARD OF ARBITRATORS

Now, this 20th day of April, 2006, we the undersigned arbitrators appointed in this case, after being duly sworn, and having heard the evidence and allegations of the parties, do award and find as follows:

For the Defendant, as all parties failed to appear.



Chairman



(Continue if needed on reverse.)

ENTRY OF AWARD

Now, this 20th day of April, 2006, I hereby certify that the above award was entered of record this date in the proper dockets and notice by mail of the return and entry of said award duly given to the parties or their attorneys.

WITNESS MY HAND AND THE SEAL OF THE COURT


Prothonotary
By _____

FILED

APR 20 2006

William A. Shaw
Prothonotary/Clerk of Courts

Notice of
Award to Attys:
Walker
Essad

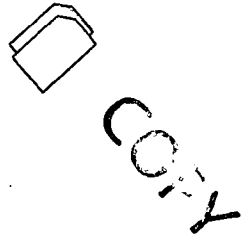
Sentry Select Insurance Company a/s/o
Kevin Ryman, Inc. and Kevin Ryman, Inc.

: IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY

Vs.

: No. 2005-00041-CD

James Bobby and Falcon Transport Company

COPY

NOTICE OF AWARD

TO: BRIAN J. WALKER ESQ.

You are herewith notified that the Arbitrators appointed in the above case have filed their award in this office on April 20, 2006 and have awarded:

For the Defendant, as all parties failed to appear.

William A. Shaw

Prothonotary

By 

April 20, 2006

Date

In the event of an Appeal from Award of Arbitration within thirty (30) days of date of award.

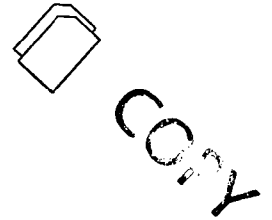
Sentry Select Insurance Company a/s/o
Kevin Ryman, Inc. and Kevin Ryman, Inc.

: IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY

Vs.

: No. 2005-00041-CD

James Bobby and Falcon Transport Company .

COPY

NOTICE OF AWARD

TO: SCOTT C. ESSAD, ESQ.

You are herewith notified that the Arbitrators appointed in the above case have filed their award in this office on April 20, 2006 and have awarded:

For the Defendant, as all parties failed to appear.

William A. Shaw

Prothonotary

By 

April 20, 2006

Date

In the event of an Appeal from Award of Arbitration within thirty (30) days of date of award.

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

SENTRY SELECT INSURANCE
COMPANY, a/s/o RYMAN, KEVIN,
AND KEVIN RYMAN, INC.

vs.

JAMES BOBBY AND FALCON
TRANSPORT COMPANY

:
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:
:
No. 05-041-CD
:
:
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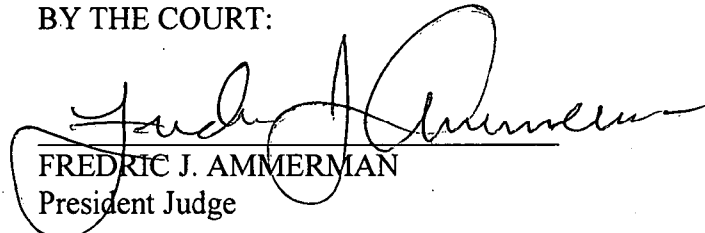
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O'D:3764
MAY 05 2006
ICC Alys
B. Walker
S. Essad
William A. Shaw
Prothonotary/Clerk of Courts

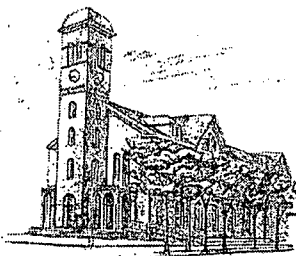
ORDER

AND NOW, this 4th day of May, 2006, the Court noting the Board of Arbitrators having been present and prepared to proceed in the above-captioned case on April 20, 2006 and the Parties and their Counsel having failed to appear and having failed to notify the Court of a settlement; it is the ORDER of this Court that the Parties shall equally bear the cost of the Arbitration fees in the amount of \$450. The Court notes that \$450 is the minimum payment required under local rule 1305.

Payment shall be made in no more than thirty (30) days of the date of this Order and shall be made payable, and delivered to, The Clearfield County Prothonotary, mailing address being Clearfield County Courthouse, 230 E. Market Street, Clearfield, PA 16830. Plaintiff and Defendant shall each pay the amount of \$225.

BY THE COURT:


FREDRIC 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: 5/5/06

_____ You are responsible for serving all appropriate parties.

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

X Plaintiff(s)/Attorney(s)

X Defendant(s)/Attorney(s)

_____ Other

_____ Special Instructions:

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

SENTRY SELECT INSURANCE COMPANY, et al,
Plaintiffs

vs.

JAMES BOBBY, et al,
Defendants

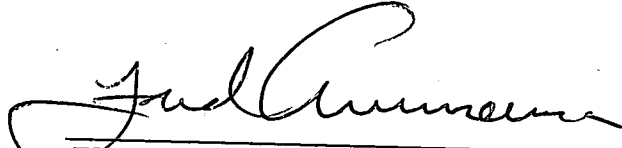
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No. 05-41-C.D.

ORDER

NOW, this 27th day of June, 2006, the Court being advised that the Plaintiffs have failed to comply with this Court's Order of May 4, 2006, it is therefore the ORDER of this Court that a hearing to show cause why the Plaintiffs shall not be held in contempt of Court for failure to comply with said Order is scheduled for the **13th day of July, 2006 at 3:30 p.m. in Court Room No. 1** of the Clearfield County Courthouse, Clearfield, Pennsylvania at which time a corporate representative from Sentry Select Insurance Company as well as Brian J. Walker, Esquire must be present.

BY THE COURT,


FREDRIC J. AMMERMAN
PRESIDENT JUDGE

FILED
9/12/52/81
JUN 28 2006

100: Alys Walker
Essqd

(CR)
William A. Shaw
Prothonotary/Clerk of Courts

DATE: Teleside

 You are responsible for serving all appropriate parties.

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

 Plaintiff(s) X Plaintiff(s) Attorney Other

 Defendant(s) X Defendant(s) Attorney

 Special Instructions:

FILED

JUN 28 2006

William A. Shaw
Prothonotary/Clerk of Courts

Date: 07/03/2006
Time: 11:53 AM

Clearfield County Court of Common Pleas
Receipt

NO. 1914544
Page 1 of 1

Received of: Hennessy & Walker Group, P.C. \$ 225.00

Two Hundred Twenty-Five and 00/100 Dollars

Case	Litigant type	Amount
2005-00041-CD	Plaintiff	
Civil Contempt Fine/Fee		225.00
Total:		225.00
Balance due:		0.00

PAID
7/3/06

Check: 32870

Payment Method: Check.
Amount Tendered: 225.00
Change Returned: 0.00
Clerk: BHUDSON

William A. Shaw, Prothonotary/Clerk of Cou
By: _____
Deputy Clerk

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

SENTRY SELECT INSURANCE COMPANY, et al, *
Plaintiffs *
vs. *
JAMES BOBBY, et al, *
Defendants *

NO. 05-41-CD

ORDER

NOW, this 11th day of July, 2006, the Court noting the Plaintiffs submission of payment in the amount of \$225.00 in compliance with this Court's Order of May 4, 2006, it is the ORDER of this Court that the Contempt Hearing scheduled for the 13th day of June, 2006 at 3:30 p.m. be and is hereby canceled.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

FILED

07/12/2006
JUL 13 2006

ccAtty:
B. Walker
S. Essad

William A. Shaw
Prothonotary/Clerk of Courts

CR

FILED

JUL 13 2006

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 7/13/06

___ 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

___ Special Instructions: