

05-403-CD
W. Maines et al v. Douglas Perkins

Wade Maines et al v. Douglas Perkins
2005-403-CD

Civil Other

Date		Judge
3/22/2005	New Case Filed.	No Judge
	Filing: Praeipce for Writ of Summons Paid by: Naddeo, James A. (attorney for Maines, Wade A.) Receipt number: 1897858 Dated: 03/22/2005 Amount: \$85.00 (Check) No cert. copies. 1 Writ issued to Sherrif.	No Judge
4/19/2005	Sheriff Return, March 28, 2005 Served The Within Summons On Douglas S. Perkins. So Answers Chester A. Hawkins, Sheriff by s/Marilyn Hamm.	No Judge
4/22/2005	Praeipce For Rule to File Complaint, filed by s/ Stephen J. Magley, Esquire. No CC, 1rule to Atty Magley	No Judge
	Praeipce For Entry of Appearance, on behalf of Defendant, enter O'Malley & Magley, L.L.P. filed by s/ Stephen J. Magley, Esquire. No CC	No Judge
5/31/2005	Complaint, filed by s/ James A. Naddeo, Esquire. 1CC Atty Naddeo	No Judge
7/11/2005	Answer and New Matter filed by s/ Stephen J. Magley Esquire. No CC.	No Judge
8/10/2005	Notice of Service of Interrogatories and Request for Production of Documents Directed to the Plaintiff were served upon counsel for Plaintiff, James A. Naddeo Esquire on August 8, 2005 filed by s/ Stephen J. Magley Esquire. No CC.	No Judge
9/6/2005	Answer To New Matter, filed by s/ James A. Naddeo, Esquire. 1CC to Atty	No Judge
10/24/2005	Certificate of Service, filed. That a certified copy of Plaintiffs' Answers to Interrogatories and Answers to Request for Production served on Stephen J. Magley Esq. on October 24, 2005, filed by s/ James A. Naddeo Esq. 1CC Atty.	No Judge
3/16/2006	Certificate of Service, filed. That a certified copy of Interrogatories Addressed to Defendant was served on Stephen J. Magley Esq on the 16th day of March, 2006, filed by s/ James A. Naddeo Esq. 1CC Atty Naddeo	No Judge
7/17/2006	Notice of Service, filed. That Answers to Interrogatories were served upon counsel for Plaintiffs, James A. Naddeo Esq. on this 14th day of July 2006, filed by s/ Stephen J. Magley Esq. No CC.	No Judge
9/12/2007	Praeipce For Status Conference, filed by s/ James A. Naddeo, Esquire. No CC	No Judge
9/17/2007	Scheduling Order, NOW, this 14th day of Sept., 2007, it is Ordered that a Status Conference is scheuled for the for the 26th day of Oct., 2007, at 11:00 a.m. in Chambers. By The Court, /s/ Fredric J. Ammerman, Pres. Judge.	Fredric Joseph Ammerman
9/19/2007	Certificate of Service, filed. That a certified copy of Praeipce for Status Conference and Scheduling Order was served on Kevin R. O'Malley Esq., on the 19th day of September 2007, filed by s/ James A. Naddeo Esq. NO CC.	No Judge
10/31/2007	Order, this 31st day of Oct., following status conference with counsel for the Plaintiff, the Court hereby issues the following case management Order: (see original). By The court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Naddeo; 1CC Attys: Magley, O'Malley, and Carone Orig. to 05-402-CD	Fredric Joseph Ammerman
12/3/2007	Notice of Service of Defendant's Supplemental Request for Production of Documents Directed to James A. Naddeo on this 29th day of November 2007, filed by s/ Stephen J. Magley Esq. No CC.	Fredric Joseph Ammerman

Civil Other

Date		Judge
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12/3/2007	Notice of Service of Defendant's Supplemental Request for Production of Documents Directed to James A. Naddeo on this 29th day of November 2007, filed by s/ Stephen J. Magley Esq. No CC.	Fredric Joseph Ammerman

Date: 5/29/2008

Clearfield County Court of Common Pleas

User: LMILLER

Time: 11:41 AM

ROA Report

Page 2 of 2

Case: 2005-00403-CD

Current Judge: Fredric Joseph Ammerman

Wade A. Maines, Darlene A. Maines, Johnathan Maines vs. Douglas S. Perkins

Civil Other

Date	
12/19/2007	Certificate of Service, filed. That a copy of Plaintiff's Answers to Defendant's Supplemental Request for Production of Documents Dicted to Plaintiffs were served on the 19th day of December 2007 by first class mail to Kevin R. O'Malley Esq., filed by s/ James A. Naddeo Esq. No CC. (original filed to 05-402-CD)

Judge
Fredric Joseph Ammerman

Date: 4/1/2008

Time: 01:27 PM

Page 2 of 2

Clearfield County Court of Common Pleas

ROA Report

Case: 2005-00403-CD

Current Judge: Fredric Joseph Ammerman

Wade A. Maines, Darlene A. Maines, Johnathan Maines vs. Douglas S. Perkins

User: GLKNISLEY

Civil Other

Date

Judge

12/19/2007

Certificate of Service, filed. That a copy of Plaintiff's Answers to Defendant's Supplemental Request for Production of Documents Directed to Plaintiffs were served on the 19th day of December 2007 by first class mail to Kevin R. O'Malley Esq., filed by s/ James A. Naddeo Esq. No CC. (original filed to 05-402-CD)

Fredric Joseph Ammerman

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

No. 05 - 403 - CD

Type of Pleading:

**PRAECIPE FOR WRIT
OF SUMMONS**

Filed on behalf of:
Plaintiffs

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. 06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED No CC
0110-48-21 Atty pd. 85.00
MAR 22 2005 100 Sheriff
Writ

William A. Shaw
Prothonotary/Clerk of Courts

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

WADE A. MAINES and DARLENE *
A. MAINES, Husband and Wife, *
and Parents and Natural *
Guardians of JOHNATHAN *
MAINES, a minor, *
Plaintiffs, *

vs.

No. 05 - - CD

DOUGLAS S. PERKINS, *
Defendant. *

PRAECIPE TO ISSUE WRIT OF SUMMONS

To the Prothonotary:

Please issue a Writ of Summons against Douglas S.
Perkins, C/O OCLC, 6565 Frantz Road, Dublin, Ohio 43064.



James A. Naddeo, Esquire
Attorney for Plaintiffs

Dated: 3-22-05

**IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY PENNSYLVANIA
CIVIL ACTION**

COPY

SUMMONS

**Wade A. Maines
Darlene A. Maines
Johnathan Maines**

Vs.

NO.: 2005-00403-CD

Douglas S. Perkins

TO: DOUGLAS S. PERKINS

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 03/22/2005

William A. Shaw
Prothonotary

Issuing Attorney:

James A. Naddeo
P.O. Box 552
Clearfield, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 100327
NO: 05-403-CD
SERVICE # 1 OF 1
SUMMONS

PLAINTIFF: WADE A. MAINES, DARLENE A. MAINES, JOHNATHAN MAINES
vs.
DEFENDANT: DOUGLAS S PERKINS

SHERIFF RETURN

NOW, March 28, 2005 SERVED THE WITHIN SUMMONS ON DOUGLAS S. PERKINS DEFENDANT AT "ADDRESSEE ONLY" c/o OCLC, 6565 FRANTZ ROAD, DUBLIN, OH, 43064 BY CERTIFIED MAIL # 7003 3110 0001 9380 0589. THE RETURN RECEIPT IS HERETO ATTACHED ENDORSED BY AARON SMITH.

CF FILED
03:07 PM
APR 19 2005

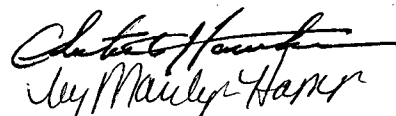
William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	NADDEO	17078	10.00
SHERIFF HAWKINS	NADDEO	17078	26.29



Sworn to Before Me This

_____ Day of _____ 2005

So Answers,



Chester A. Hawkins
Sheriff

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<input type="checkbox"/> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. <input type="checkbox"/> Print your name and address on the reverse so that we can return the card to you. <input type="checkbox"/> Attach this card to the back of the mailpiece, or on the front if space permits.	<div data-bbox="829 800 1356 877"> A. Signature  <div style="float: right;"> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee </div> </div> <div data-bbox="829 877 1356 961"> <div style="display: flex; justify-content: space-between;"> <div>B. Received by (Printed Name) Aaron Smith</div> <div>C. Date of Delivery</div> </div> </div>
1. Article Addressed to: DOUGLAS S. PERKINS c/o OCLC 6565 Frantz Road Dublin, OH 43064 <div data-bbox="578 1134 792 1281" style="text-align: center;">  </div>	<div data-bbox="829 961 1356 1039"> D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No </div> <div data-bbox="829 1134 1356 1249"> 3. Service Type <input 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. </div> <div data-bbox="829 1249 1356 1291"> 4. Restricted Delivery? (Extra Fee) <input checked="" type="checkbox"/> Yes </div>
2. Article Number <u>7003 3110 0001 9380 0589</u> (Transfer from service)	

UNITED STATES POSTAL SERVICE



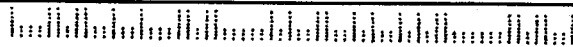
First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

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

CHESTER A. HAWKINS
SHERIFF OF CLEARFIELD COUNTY
1 N. 2nd St. Suite 116
CLEARFIELD, PA. 16830

100327

02



7003 3110 0001 9380 0589

U.S. Postal Service[™]
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OFFICIAL USE

Postage	\$ 10.37	Q830 07 Postmark Here
Certified Fee	\$2.30	
Return Receipt Fee (Endorsement Required)	\$1.75	
Restricted Delivery Fee (Endorsement Required)	\$3.50	
Total Postage & Fees	\$ 17.92	03/24/2005

Sent To DOUGLAS S. PERKINS
Street, Apt. No.,
or PO Box No. c/o OCLC, 6565 Frantz Road
City, State, ZIP+4 Dublin, OH 43064

PS Form 3800, June 2002

See Reverse for Instructions

Certified Mail Provides:

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

PS Form 3800, June 2002 (Reverse)

Important Reminders:

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- 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.

70001

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

CIVIL DIVISION

NO. 2005-00403-CD

PRAECIPE FOR RULE TO
FILE COMPLAINT

Filed on behalf of Defendant,
DOUGLAS S. PERKINS.

COUNSEL OF RECORD FOR
THIS
PARTY:

Kevin R. O'Malley, Esq.
Pa I.D. #65976

Stephen J. Magley, Esq.
Pa I.D. #59990

Annabelle L. Carone, Esq.
Pa I.D. #83178

O'Malley & Magley, L.L.P.
5280 Steubenville Pike
Pittsburgh, PA 15205

(412) 788-1200

FILED

APR 22 2005

William A. Shaw
Prothonotary/Clerk of Courts

6K
Notice
m12:40 PM
Rule 40
Atty Magley

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

CIVIL DIVISION

NO. 2005-00403-CD

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

PRAECIPE FOR RULE TO FILE COMPLAINT

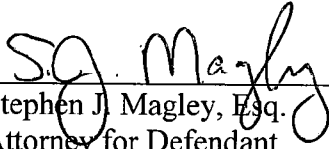
TO: Prothonotary

Kindly issue a Rule upon Plaintiff to file a Complaint in this action or suffer a
Judgment of Non Pros.

Respectfully submitted,

O'Malley and Magley, L.L.P.

By:


Stephen J. Magley, Esq.
Attorney for Defendant.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

CIVIL DIVISION

NO. 2005-00403-CD

PRAECIPE FOR APPEARANCE

Filed on behalf of Defendant,
DOUGLAS S. PERKINS.

COUNSEL OF RECORD FOR THIS
PARTY:

Kevin R. O'Malley, Esq.
Pa I.D. #65976

Stephen J. Magley, Esq.
Pa I.D. #59990

Annabelle L. Carone, Esq.
Pa I.D. #83178

O'Malley & Magley, L.L.P.
5280 Steubenville Pike
Pittsburgh, PA 15205

(412) 788-1200

FILED^{No cc}
m/2:40 PM
APR 22 2005 (6k)

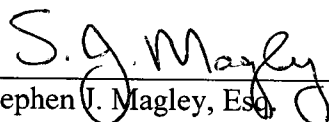
William A. Shaw
Prothonotary/Clerk of Courts

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within documents were served this 20TH day of April, 2005, by United States first class mail, postage prepaid upon the following:

James A. Naddeo, Esquire
P.O. Box 552
Clearfield, PA 16830

O'MALLEY & MAGLEY, L.L.P.



Stephen J. Magley, Esq.
Attorney for Defendant

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

copy

Wade A. Maines
Darlene A. Maines
Johnathan Maines

Vs.
Douglas S. Perkins

Case No. 2005-00403-CD

RULE TO FILE COMPLAINT

TO: Wade A. Maines, Darlene A. Maines, and Johnathan Maines

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within twenty (20) days from service hereof, or a judgment of non pros may be entered against you.

William A. Shaw, Prothonotary

Dated: April 22, 2005

William A. Shaw
Prothonotary/Clerk of Courts

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN MAINES,
a minor,

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

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No. 05 - 403 - CD

NOTICE

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

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
Clearfield County Courthouse
Market and Second Streets
Clearfield, PA 16830

(814) 765-2641, ext. 5982

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

WADE A. MAINES, and
DARLENE A. MAINES,
husband and wife,
and Parents and Natural
Guardians of JOHNATHAN MAINES,
a minor,

Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

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No. 05 - 403 - CD

COMPLAINT

NOW COME the Plaintiffs, Wade A. Maines and Darlene A. Maines, parents and natural guardians of Johnathan Maines, and by their attorney, James A. Naddeo, Esquire, set forth the following:

1. That the Plaintiffs, Wade A. Maines and Darlene A. Maines, are husband and wife who reside at 18 Bills Road, Clearfield, Pennsylvania 16830.

2. That the Plaintiff, Johnathan Maines, is a minor, age 11, who resides at 18 Bills Road, Clearfield, Pennsylvania 16830.

3. That the Plaintiffs, Wade A. Maines and Darlene A. Maines, are the parents and natural guardians of the minor Plaintiff, Johnathan Maines.

4. That the Defendant is Douglas S. Perkins, an adult individual, who resides at c/o OCLO, 6565 Frantz Road, Dublin, Ohio 43064.

FIRST COUNT

Johnathan Maines, a minor, by his parents
And natural guardians, Wade A. Maines and Darlene A. Maines
v. Douglas S. Perkins

5. That on or about August 10, 2003 and at or about 5:30 p.m., the minor Plaintiff, Johnathan Maines, was a passenger in second rear seats in a car seat of a 1985 Ford Econoline Van bearing Pennsylvania Registration Plate No. DYZ1708 which vehicle was owned and operated by Darlene A. Maines.

6. That on or about the said day and at or about the said time, the Defendant, Douglas S. Perkins, was the operator of a 1994 Honda Civic bearing Ohio registration plates.

7. That Pennsylvania Route 879 is a two-lane macadam highway.

8. That Pennsylvania Route 870 intersects with Interstate 80 Off Ramp Exit No. 120 which is controlled by a stop sign at a point approximately one mile east of the Borough of Clearfield, Clearfield County, Pennsylvania.

9. That on or about the said day and at or about the said time, the weather was clear and the roadway was dry.

10. That on or about the said day and at or about the said time, the vehicle in which the minor Plaintiff, Johnathan Maines, was a passenger was proceeding East on Pennsylvania Route 879 where it had reached a point adjacent to Interstate 80 Off Ramp Exit 120.

11. That on or about the said day and at or about the said time, the vehicle in which the minor Plaintiff, Johnathan Maines, was a passenger slowed to permit a third automobile to exit Interstate 80 and enter upon Route 879.

12. That on or about the said day and at or about the said time, the Defendant, Douglas S. Perkins, was existing Interstate 80 when he suddenly and without warning struck the right mid-section of the vehicle in which the minor Plaintiff, Johnathan Maines, was a passenger with the left front of the vehicle which he was operating.

13. That as a result of the collision described herein, the minor Plaintiff, Johnathan Maines, was thrown generally sideways and backwards within the vehicle which he was a passenger causing the numerous and serious injuries hereinafter set forth.

14. That the Defendant, Douglas S. Perkins, was guilty of the following negligence, recklessness and carelessness which was the proximate cause of the accident and the injuries to the minor Plaintiff, Johnathan Maines, as follows:

A. That the Defendant failed to have his vehicle under proper control;

B. That the Defendant failed to maintain a proper lookout;

C. That the Defendant violated the Motor Vehicle Code of 1976, June 17, P.L. 162, Section 3714, 75 Pa. C.S.A. Section 3174 and supplements thereto in that he operated his vehicle upon State Route 879 with careless disregard for the safety of the Plaintiff, Johnathan Maines.

E. That the Defendant violated the Motor Vehicle Code of 1976, June 17, P.L. 162, Section 3736, 75 Pa. C.S.A. Section 3736, and supplements thereto, in that he operated his vehicle upon State Route 879 in willful or wanton disregard for the safety of the person or property of the minor Plaintiff, Johnathan Maines.

F. That the Defendant violated the Motor Vehicle Code of 1976, June 17, P.L. 162, Section 3323, 75 Pa. C.S.A. Section 3323, and supplements thereto, in that he failed to stop at an intersection controlled by a stop sign.

G. That the Defendant violated the Motor Vehicle Code of 1976, June 17, P.L. 162, Section 3321

(b)(1) 75 Pa. C.S.A. Section 3321 (b)(1), and supplements thereto, in that the Defendant failed to yield the right of way to the vehicle in which the minor Plaintiff, Johnathan Maines, was a passenger.

H. That the Defendant, Douglas S. Perkins, was negligent, careless and reckless in that he failed to use due care under all circumstances of the case.

15. That as a result of the collision described in Paragraph 12 hereof, the minor Plaintiff, Johnathan Maines, suffered the following injuries which may and probably will be permanent:

- A. Hyperextension/Hyperflexion injury;
- B. Sprain/Strain - Thoracic Spine;
- C. Sprain/Strain - Cervical Spine.

16. That as a result of the injuries referred to in Paragraph 15 hereof, the minor Plaintiff, Johnathan Maines, has been unable to engage in his hobbies since the time of the accident up to and including the filing of this complaint and will be unable to do so for an indefinite period of time in the future.

17. That as a result of the injuries referred to in Paragraph 15 hereof, the minor Plaintiff, Johnathan Maines, has incurred expenses for the treatment of his injuries in excess of his available first party medical benefits.

18. That the minor Plaintiff, Johnathan Maines, continues to incur medical expenses for treatment of the injuries referred to in Paragraph 15 hereof up to and including the date of this Complaint and will most likely continue to incur medical expenses for an indefinite period of time in the future.

19. That the minor Plaintiff, Johnathan Maines, claims a reasonable amount for the following:

A. Pain and suffering: past, present and future;

B. Privation and inconvenience: past, present and future;

C. Future medical expenses;

D. Lost wages;

E. Impairment of earning power;

F. All other damages allowable by law.

WHEREFORE, the minor Plaintiff, Johnathan Maines, claims damages from the Defendant, Douglas S. Perkins, in excess of Twenty Five Thousand (\$25,000.00) Dollars. Jury Trial Demanded.

SECOND COUNT

Wade A. Maines and Darlene A. Maines v. Douglas S. Perkins

20. That the Plaintiffs, Wade A. Maines and Darlene A. Maines, incorporate Paragraphs 1 through 19 of the First Count of this Complaint by reference and makes them a part hereof.

21. That as a direct result of the automobile accident referred to in Paragraph 12 of the First Count of this Complaint, the Plaintiffs, Wade A. Maines and Darlene A. Maines, have incurred the following expenses on behalf of their minor son, Johnathan Maines:


A. Medical expenses;

B. Cost of transporting said child to and from the doctor;

C. Cost to replace car seat - \$89.64;

D. Cost to replace clothing - \$282.50.

WHEREFORE, the Plaintiffs, Wade A. Maines and Darlene A. Maines, claim damages for expenditures incurred on behalf of the minor Plaintiff, Johnathan Maines.


James A. Naddeo
Attorney for Plaintiff

COMMONWEALTH OF PENNSYLVANIA)

SS.

COUNTY OF CLEARFIELD)

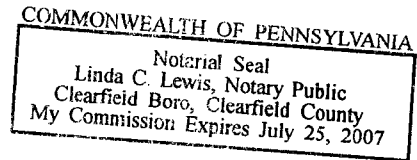
Before me, the undersigned officer, personally appeared DARLENE A. MAINES, parent and natural guardian of JOHNATHAN MAINES being duly sworn according to law, deposes and states that the facts set forth in the foregoing Complaint are true and correct to the best of her knowledge, information and belief.

Darlene amores

Darlene A. Maines, parent and
Natural guardian of Johnathan
Maines

SWORN and SUBSCRIBED before me this 23rd day of May, 2005.

76
Linda L. Lewis



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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

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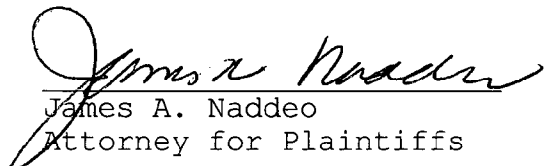
No. 05 - 403 - CD

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a
certified copy of Complaint was served on the following and in the
following manner on the 31st day of May, 2005:

First-Class Mail, Postage Prepaid

Stephen J. Magley, Esquire
O'Malley and Magley, LLP
5280 Steubenville Pike
Pittsburgh, PA 15205


James A. Naddeo
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

CIVIL DIVISION

NO. 2005-00403-CD

ANSWER AND NEW MATTER

Filed on behalf of Defendant,
DOUGLAS S. PERKINS.

COUNSEL OF RECORD FOR
THIS
PARTY:

Kevin R. O'Malley, Esq.
Pa I.D. #65976

Stephen J. Magley, Esq.
Pa I.D. #59990

Annabelle L. Carone, Esq.
Pa I.D. #83178

O'Malley & Magley, L.L.P.
5280 Steubenville Pike
Pittsburgh, PA 15205

(412) 788-1200

FILED
m/11:48
JUL 11 2005
cc

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

CIVIL DIVISION
NO. 2005-00403-CD

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

ANSWER AND NEW MATTER

AND NOW, comes the Defendant, DOUGLAS S. PERKINS, by and through his attorneys, O'Malley and Magley, L.L.P. and files the following Answer and New Matter and in support thereof avers as follows:

1. The averments of Paragraphs one through three are denied according to Pa. R.C.P. 1029 (e).
2. The averments of Paragraph four are denied as stated. To the contrary, the proper address for Douglas S. Perkins is 489 Piedmont Road, Columbus, Ohio.
3. The averments of Paragraph five are denied according to Pa. R.C.P. 1029 (e).
4. The averments of paragraph four are admitted in part and denied in part. It is admitted that Defendant was driving a 1994 Honda vehicle with Ohio registration

plates at the time mentioned, however, the vehicle was a Honda Accord not a Honda Civic as indicated in Plaintiff's Complaint.

5. After reasonable investigation, the Defendant is without knowledge or information sufficient to form a belief as to the truth of the averments contained in Paragraphs seven and eight of Plaintiff's Complaint.
6. The averments of Paragraphs nine through thirteen are denied according to Pa. R.C.P. 1029 (e).
7. Defendant is advised and therefore avers that the averments of Paragraph fourteen, including subparagraphs (a) through (h), contain conclusions of law to which no response is required. If a response were required, the averments of this paragraph are denied according to Pa. R.C.P. 1029 (e).
8. Defendant is advised and therefore avers that the averments of Paragraph fifteen, contain conclusions of law to which no response is required. If a response were required, the averments of this paragraph are denied according to Pa. R.C.P. 1029 (e).
9. The averments of Paragraphs sixteen through nineteen are denied according to Pa. R.C.P. 1029 (e).
10. No response to the allegations contained in Paragraph twenty of Plaintiff's Complaint is required; however, if response is deemed necessary, Plaintiff specifically denies the allegations of Paragraphs one through nineteen of Defendant's Answer and New Matter to the extent that they imply liability on the part of the Defendant and incorporate by reference herein paragraphs one through nine of Defendant's Answer and New Matter as though set forth at length again.

11. The averments of paragraph twenty one are denied according to Pa. R.C.P. 1029 (e).

WHEREFORE, Defendant, DOUGLAS S. PERKINS, denies any and all liability to Plaintiff and demand judgment in his favor together with costs and fees as this Court deems just and proper.

NEW MATTER

12. If applicable based upon facts developed through discovery or at the time of trial, this Defendant hereby avers that the Causes of Action and injuries Plaintiff claims, occurred more than 2 years before this action was filed and are precluded by the provisions of 42 Pa. R.C.P. Section 5524, et seq., as amended and other applicable Statutes of Limitation.
13. This Defendant is advised and therefore avers that Plaintiff selected or is bound by limited tort option of the applicable insurance policies and is precluded from maintaining any action according to the provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law set forth at 75 Pa. C.S.A. Section 1701, et seq., as amended and the applicable insurance policies.
14. This Defendant hereby sets forth the provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law set forth at 75 Pa. C.S.A., Section 1701, et seq., as amended as an affirmative defense to any and all claims of the Plaintiff in this action.

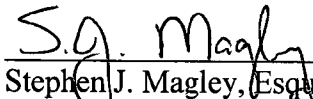
WHEREFORE, Defendant, DOUGLAS S. PERKINS, requests judgment in his

favor together with costs and fees as this Court deems just and proper.

Respectfully submitted,

O'Malley & Magley, L.L.P.

By:



Stephen J. Magley, Esquire
Attorneys for Defendant

VERIFICATION

I, DOUGLAS S. PERKINS, have read the foregoing ANSWER AND NEW MATTER. The statements of fact contained therein are true and correct to the best of my personal knowledge, information and belief.

This statement and verification is made subject to the penalties of 18 PA. C.S. Section 4904 relating to unsworn falsification to authorities which provides that if I make knowingly false averments, I may be subject to criminal penalties.

Date: 2025 11 22



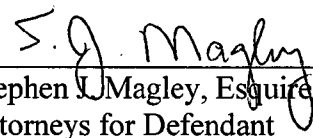
DOUGLAS S. PERKINS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within documents were served this 7th day of July, 2005, by United States first class mail, postage prepaid upon the following:

James A. Naddeo, Esquire
P.O. Box 552
Clearfield, PA 16830

O'MALLEY & MAGLEY, L.L.P.



Stephen J. Magley, Esquire
Attorneys for Defendant
5280 Steubenville Pike
Pittsburgh, PA 15205
412-788-1200

FILED *no cc*
m1122/61
AUG 10 2005 *5*

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

CIVIL DIVISION

NO. 2005-00403-CD

NOTICE OF SERVICE OF
INTERROGATORIES AND
REQUEST FOR PRODUCTION
OF DOCUMENTS DIRECTED
TO THE PLAINTIFFS

Filed on behalf of Defendant,
DOUGLAS S. PERKINS.

COUNSEL OF RECORD FOR
THIS
PARTY:

Kevin R. O'Malley, Esq.
Pa I.D. #65976

Stephen J. Magley, Esq.
Pa I.D. #59990

Annabelle L. Carone, Esq.
Pa I.D. #83178

O'Malley & Magley, L.L.P.
5280 Steubenville Pike
Pittsburgh, PA 15205

(412) 788-1200

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

CIVIL DIVISION

NO. 2005-00403-CD

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

NOTICE OF SERVICE OF INTERROGATORIES
AND REQUEST FOR PRODUCTION OF DOCUMENTS
DIRECTED TO THE PLAINTIFFS

TO: PROTHONOTARY

AND NOW, comes the Defendant, DOUGLAS S. PERKINS, by and through his attorneys, O'MALLEY and MAGLEY, LLP and certifies that Interrogatories and Requests for Production of Documents Directed to the Plaintiffs were served upon counsel for Plaintiff, James A. Naddeo, Esquire, P.O. Box 552, Clearfield, PA 16830, by United States mail, postage pre-paid this 8TH day of August, 2005.

O'MALLEY AND MAGLEY, L.L.P.

By: _____


Stephen J. Magley, Esq.
Attorney for Defendant

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

No. 05 - 403 - CD

Type of Pleading:

ANSWER TO NEW MATTER

Filed on behalf of:
Plaintiffs

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. 06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED

SEP 06 2005
07/11:01
William A. Shaw
Prothonotary/Clerk of Courts
1 CENT TO ADD

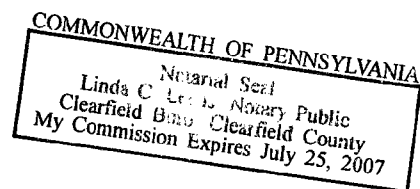
COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF CLEARFIELD)

Before me, the undersigned officer, personally appeared DARLENE A. MAINES, who being duly sworn according to law, depose and state that the facts set forth in the foregoing Answer to New Matter are true and correct to the best of her knowledge, information and belief.

Darlene A. Maines
Darlene A. Maines

SWORN and SUBSCRIBED before me this 16th day of August, 2005.

Linda C. Lewis



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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

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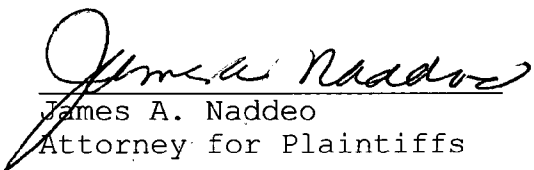
No. 05 - 403 - CD

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a
certified copy of Plaintiffs' Answer to New Matter was served on
the following and in the following manner on the 6th day of
September, 2005:

First-Class Mail, Postage Prepaid

Stephen J. Magley, Esquire
O'Malley and Magley, LLP
5280 Steubenville Pike
Pittsburgh, PA 15205


James A. Naddeo
Attorney for Plaintiffs

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

No. 05 - 403 - CD

Type of Pleading:

CERTIFICATE OF SERVICE

Filed on behalf of:
Plaintiffs

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. 06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED 112
0110:39/371 Aug
OCT 24 2006

William A. Shaw
Prothonotary/Clerk of Courts

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

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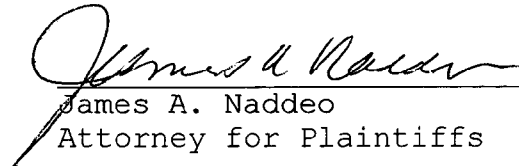
No. 05 - 403 - CD

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a
certified copy of Plaintiffs' Answers to Interrogatories and
Answers to Request for Production of Documents served on the
following and in the following manner on the 24th day of October,
2005:

First-Class Mail, Postage Prepaid

Stephen J. Magley, Esquire
O'Malley and Magley, LLP
5280 Steubenville Pike
Pittsburgh, PA 15205


James A. Naddeo
Attorney for Plaintiffs

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

No. 05 - 403 - CD

Type of Pleading:

CERTIFICATE OF SERVICE

Filed on behalf of:
Plaintiffs

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. 06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED ^{icc}
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MAR 16 2006
William A. Shaw
Prothonotary/Clerk of Courts
Any Naddeo
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

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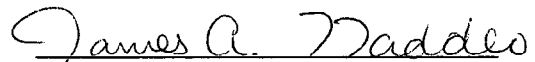
No. 05 - 403 - CD

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a
certified copy of Interrogatories Addressed to Defendant was
served on the following and in the following manner on the 16th
day of March, 2006:

First-Class Mail, Postage Prepaid

Stephen J. Magley, Esquire
O'Malley and Magley, LLP
5280 Steubenville Pike
Pittsburgh, PA 15205


James A. Naddeo
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

FILED
JUL 17 2006
William A. Shaw
Prothonotary/Clerk of Courts

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

CIVIL DIVISION

NO. 2005-00403-CD

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

NOTICE OF SERVICE OF ANSWERS TO INTERROGATORIES

TO: PROTHONOTARY

AND NOW, comes the Defendant, DOUGLAS S. PERKINS, by and through his attorneys, O'MALLEY and MAGLEY, LLP and certifies that Answers to Interrogatories were served upon counsel for Plaintiffs, James A. Naddeo, Esquire, P.O. Box 552, Clearfield, PA 16830, by United States mail, postage pre-paid this 14th day of July, 2006.

O'MALLEY AND MAGLEY, L.L.P.

By: Stephen J. Magley
Stephen J. Magley, Esquire
Attorney for Defendant

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

No. 05 - 403 - CD

Type of Pleading:

PRAECIPE FOR STATUS
CONFERENCE

Filed on behalf of:
Plaintiffs

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. 06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

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

SEP 12 2007

Attest.

William A. Shaw
Prothonotary/
Clerk of Courts

FILED ^{NO CC}
07/3:39/01
SEP 12 2007

William A. Shaw
Prothonotary/Clerk of Courts

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

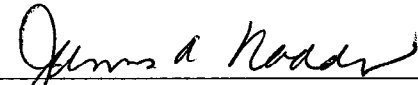
DOUGLAS S. PERKINS,
Defendant.

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No. 05 - 403 - CD

PRAECIPE FOR STATUS CONFERENCE

Please schedule a status conference in the above-captioned case.



James A. Naddeo
Attorney for Plaintiffs

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

No. 05 - 403 - CD

Type of Pleading:

SCHEDULING ORDER

Filed on behalf of:
Plaintiffs

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. 06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED ^{rec}
9/10/07
SEP 17 2007
Atty Naddeo
@

William A. Shaw
Prothonotary/Clerk of Courts

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

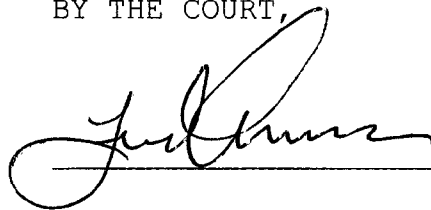
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No. 05 - 403 - CD

O R D E R

AND NOW, this 14 day of Sept, 2007, it is the
ORDER of this Court that a Status Conference is scheduled for
the 26th day of October, 2007, at 11:00 A.m. in Chambers
Clearfield County Courthouse, Clearfield,
Pennsylvania.

BY THE COURT,



FILED

SEP 17 2007

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 9/17/07

☒ 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:

FILED
CD
SEP 19 2001
0/11-001
William A. Shaw
Prothonotary/Clerk of Courts
No C/C

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

WADE A. MAINES and DARLENE
A. MAINES, Husband and Wife,
and Parents and Natural
Guardians of JOHNATHAN
MAINES, a minor,
Plaintiffs,

vs.

DOUGLAS S. PERKINS,
Defendant.

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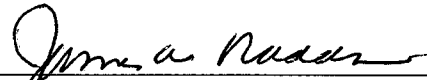
No. 05 - 403 - CD

CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a
certified copy of Praecept for Status Conference and Scheduling
Order was served on the following and in the following manner on
the 19th day of September, 2007:

First-Class Mail, Postage Prepaid

Kevin R. O'Malley, Esquire
O'Malley and Magley, LLP
5280 Steubenville Pike
Pittsburgh, PA 15205


James A. Naddeo
Attorney for Plaintiffs

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

HEATHER L. MAINES, an individual,
Plaintiff

vs.

DOUGLAS S. PERKINS,
Defendant

NO. 05-402-CD

Consolidated with

WADE A. MAINES and DARLENE A. MAINES,
Husband and Wife, and Parents and Natural
Guardians of JONATHAN MAINES, a minor,
Plaintiffs

vs.

DOUGLAS S. PERKINS,
Defendant

NO. 05-403-CD

Consolidated with

WADE A. MAINES and DARLENE A. MAINES,
Husband and Wife, and Parents and Natural
Guardians of HARLEY MAINES, a minor,
Plaintiffs

vs.

DOUGLAS S. PERKINS,
Defendant

NO. 05-404-CD

Consolidated with

WADE A. MAINES and DARLENE A. MAINES,
Husband and Wife, and Parents and Natural
Plaintiffs

vs.

DOUGLAS S. PERKINS,
Defendant

NO. 05-405-CD

ORDER

NOW, this 31st day of October, 2007, following status conference with counsel for the Plaintiff, the Court hereby issues the following case management ORDER:

1. The Defendant, Douglas S. Perkins, shall make himself available for a deposition within no more than sixty (60) days from this date. The date, time and place of the deposition shall be determined by counsel for the Plaintiff;
2. The Defense shall advise the Plaintiffs within no more than thirty (30) days from this date if the Defense wishes to conduct an independent medical examination on the Plaintiff. Failure to properly advise, in writing, within the said thirty (30)

William A. Shaw
Prothonotary/Clerk of Courts

cc Amy Naddo

cc Argy Magley,
O'Malley, and
Carone

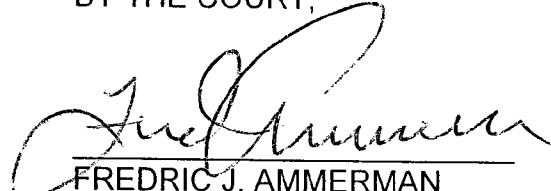
(GK)

FILED
7 OCT 31 2007
Orig. to
05-402-CD

days shall result in the Defendant waiving any right to an independent medical examination;

3. All other discovery shall be completed by no later than March 1, 2008;
4. This case shall be listed for Jury Trial for the Spring Term of Civil Court, 2008;
5. Jury selection shall be on April 3, 2008 at 9:00 a.m. in Courtroom No. 1 of the Clearfield County Courthouse, Clearfield, Pennsylvania;
6. The above-captioned cases filed against the Defendant are hereby consolidated.
7. The Court notes that counsel for the Defendant failed to appear for the status conference.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

CIVIL DIVISION

NO. 2005-00403-CD

NOTICE OF SERVICE OF
SUPPLEMENTAL REQUEST
FOR PRODUCTION OF
DOCUMENTS DIRECTED
TO PLAINTIFFS

Filed on behalf of Defendant,
DOUGLAS S. PERKINS.

COUNSEL OF RECORD FOR
THIS
PARTY:

Kevin R. O'Malley, Esq.
Pa I.D. #65976

Stephen J. Magley, Esq.
Pa I.D. #59990

Annabelle L. Carone, Esq.
Pa I.D. #83178

O'Malley & Magley, L.L.P.
5280 Steubenville Pike
Pittsburgh, PA 15205

(412) 788-1200

FILED *no cc*
7/10:56 AM
DEC 03 2007
US

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

WADE A. MAINES
DARLENE A. MAINES
JOHNATHAN MAINES,

CIVIL DIVISION

NO. 2005-00403-CD

Plaintiffs,

vs.

DOUGLAS S. PERKINS,

Defendant.

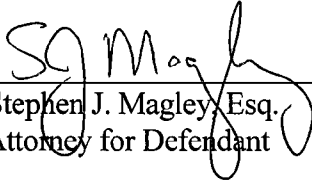
NOTICE OF SERVICE OF DEFENDANT'S SUPPLEMENTAL REQUEST
FOR PRODUCTION OF DOCUMENTS DIRECTED TO THE PLAINTIFFS

TO: PROTHONOTARY

AND NOW, comes the Defendant, DOUGLAS S. PERKINS, by and through his attorneys, O'MALLEY and MAGLEY, LLP and certifies that Defendant's Supplemental Requests for Production of Documents Directed to the Plaintiffs were served upon counsel for Plaintiff, James A. Naddeo, Esquire, P.O. Box 552, Clearfield, PA 16830, by United States mail, postage pre-paid this 29th day of November, 2007.

O'MALLEY AND MAGLEY, L.L.P.

By: _____


Stephen J. Magley, Esq.
Attorney for Defendant

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

HEATHER L. MAINES, an individual, *
Plaintiff, *
vs. * No. 05 - 402 - CD
DOUGLAS S. PERKINS, *
Defendant * Consolidated with

WADE A. MAINES and DARLENE A. MAINES, *
Husband and Wife, and Parents and *
Natural Guardians of JONATHAN MAINES, *
a minor, *
Plaintiffs *
vs. * No. 05 - 403 - CD
DOUGLAS S. PERKINS, *
Defendant * Consolidated with

WADE A. MAINES and DARLENE A. MAINES, *
Husband and Wife, and Parents and *
Natural Guardians of HARLEY MAINES, *
a minor, *
Plaintiffs *
vs. * No. 05 - 404 - CD
DOUGLAS S. PERKINS, *
Defendant * Consolidated with

WADE A. MAINES and DARLENE A. MAINES, *
Husband and Wife, *
Plaintiffs *
vs. * No. 05 - 405 - CD
DOUGLAS S. PERKINS, *
Defendant *

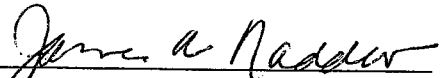
CERTIFICATE OF SERVICE

I, James A. Naddeo, Esquire, do hereby certify that a
copy of Plaintiff's Answers to Defendant's Supplemental Request
for Production of Documents Directed to Plaintiffs were served on
the following and in the following manner on the 19th day of
December, 2007:

COPY FILED
DEC 19 2007
William A. Shaw
Prothonotary/Clerk of Courts
10cc
Orig. to
05-402-CD

First-Class Mail, Postage Prepaid

Kevin R. O'Malley, Esquire
O'Malley and Magley, LLP
5280 Steubenville Pike
Pittsburgh, PA 15205


James A. Naddeo
Attorney for Plaintiffs

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

HEATHER L. MAINES, an individual,
Plaintiff,

vs.

DOUGLAS S. PERKINS,
Defendant

*
*
*
*
*

No. 05 - 402 - CD

Consolidated with

WADE A. MAINES and DARLENE A. MAINES,
Husband and Wife, and Parents and
Natural Guardians of JONATHAN MAINES,
a minor,

Plaintiffs

vs.

DOUGLAS S. PERKINS,
Defendant

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No. 05 - 403 - CD

Consolidated with

WADE A. MAINES and DARLENE A. MAINES,
Husband and Wife, and Parents and
Natural Guardians of HARLEY MAINES,
a minor,

Plaintiffs

vs.

DOUGLAS S. PERKINS,
Defendant

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No. 05 - 404 - CD

Consolidated with

WADE A. MAINES and DARLENE A. MAINES,
Husband and Wife,
Plaintiffs

vs.

DOUGLAS S. PERKINS,
Defendant

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*

No. 05 - 405 - CD

**PRAECIPE TO SETTLE AND
DISCONTINUE**

Filed on behalf of:
Plaintiffs

Counsel of Record for
this party:

James A. Naddeo, Esq.
Pa I.D. 06820

207 East Market Street
P.O. Box 552
Clearfield, PA 16830
(814) 765-1601

FILED

01 10:46 AM
JUN 02 2008

William A. Shaw
Prothonotary/Clerk of Courts

ICC & 2 Cert.
of Disc. to
Amy Naddeo

CR

Dated: June 2, 2008

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

HEATHER L. MAINES, an individual,	*	
Plaintiff,	*	
vs.	*	No. 05 - 402 - CD
DOUGLAS S. PERKINS,	*	
Defendant	*	Consolidated with

WADE A. MAINES and DARLENE A. MAINES,	*	
Husband and Wife, and Parents and	*	
Natural Guardians of JONATHAN MAINES,	*	
a minor,	*	
Plaintiffs	*	
vs.	*	No. 05 - 403 - CD
DOUGLAS S. PERKINS,	*	
Defendant	*	Consolidated with

WADE A. MAINES and DARLENE A. MAINES,	*	
Husband and Wife, and Parents and	*	
Natural Guardians of HARLEY MAINES,	*	
a minor,	*	
Plaintiffs	*	
vs.	*	No. 05 - 404 - CD
DOUGLAS S. PERKINS,	*	
Defendant	*	Consolidated with

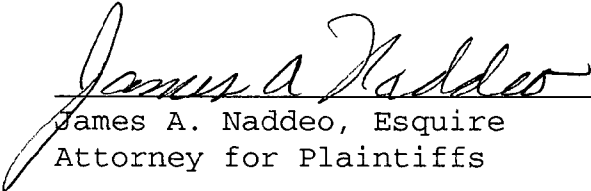
WADE A. MAINES and DARLENE A. MAINES,	*	
Husband and Wife,	*	
Plaintiffs	*	
vs.	*	No. 05 - 405 - CD
DOUGLAS S. PERKINS,	*	
Defendant	*	

PRAECIPE TO SETTLE AND DISCONTINUE

TO THE PROTHONOTARY:

Dear Sir:

Please mark the above-captioned cases settled and
discontinued.


James A. Naddeo, Esquire
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Wade A. Maines and Darlene A. Maines,
Husband and Wife, and Parents and Natural
Guardians of Jonathan Maines, a minor

Vs.
Douglas S. Perkins

No. 2005-00403-CD

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County
and Commonwealth aforesaid do hereby certify that the above case was on June 2, 2008,
marked:

Settled and Discontinued

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

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at
Clearfield, Clearfield County, Pennsylvania this 2nd day of June A.D. 2008.



William A. Shaw, Prothonotary

COPY