

05-1179-CD
Laura Moyer et al vs. Mike Graham et al

Laura J. Moyer et al vs Mike Graham et al
2005-1179-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

Laura J. Moyer
Donald R. Moyer
(Plaintiff)
1272 Pifer Rd
(Street Address)
CLEARFIELD PA 16830
(City, State ZIP)

vs. Mille Graham
Penny Bowser
(Defendant)
603 Dorey St
(Street Address)
CLEARFIELD, PA 16830
(City, State ZIP)

CIVIL ACTION

No. 05-1179-CD
6660059-05

Type of Case: Civil

Type of Pleading: Appeal

Filed on Behalf of:

Plaintiff
(Plaintiff/Defendant)

DONALD R. & LAURA J. MOYER
(Filed by)

1272 PIFER RD CLEARFIELD, PA 16830
(Address)

(814) 765-4108
(Phone)

Donald R. Moyer Laura J. Moyer
(Signature)

FILED ^{Diff}
01942801 pd. 85.00
AUG 10 2005 Copies ^{mailed to:}
Def ^{um} Hawkins
William A. Shaw
Prothonotary/Clerk of Courts
Copy to Pif

46th

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 05-1179-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.

Donald R + LAURA J Mayer

46-3-04

NAME OF APPELLANT

1272 Pifer Rd Clearfield

MAG. DIST. NO. OR NAME OF D.J.

PA

16830

ZIP CODE

ADDRESS OF APPELLANT

8-1-05

CITY

DATE OF JUDGMENT

IN THE CASE OF (Plaintiff)

(Defendant)

CLAIM NO.

CV 0000059-05
LT

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

Laura J Mayer. Donald R Mayer

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

Signature of Prothonotary or Deputy

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.

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 _____, appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. _____) 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 _____, 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: August 10, 2005.



Signature of Prothonotary or Deputy

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 _____

46th

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS NO. 05-1179-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.

Donald R. & LAURA J. Moyer

46-3-04

NAME OF APPELLANT

1272 Pifer Rd Clearfield

MAG. DIST. NO. OR NAME OF D.J.

PA

16830

ZIP CODE

ADDRESS OF APPELLANT

8-1-05

CITY

DATE OF JUDGMENT

IN THE CASE OF (Plaintiff)

(Defendant)

DONALD R. & LAURA J. MOYER vs. MIKE GRAHAM & PENNY BOWSER

CLAIM NO.

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

CV

0000059-05

LT

Laura J. Moyer. Donald R. Moyer

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

Signature of Prothonotary or Deputy

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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

Name of appellee(s)

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

(Common Pleas No.) 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

Name of appellee(s)

, appellee(s).

DONALD R. & LAURA J. MOYER

(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: Aug. 10, 2005.

1814-765-4108

Signature of Prothonotary or Deputy

315-4230
w..

(1814-765-4108) (1814-765-4108)

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)

OMMONWEALTH OF PENNSYLVANIA

OUNTY OF _____; SS _____,

FFIDAVIT: 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.

ORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

HIS _____ DAY OF _____,

Signature of affiant

Signature of official before whom affidavit was made

Title of official

ly commission expires on _____,

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-04

MDJ Name: Hon.

JAMES L. HAWKINS

Address: **251 SPRING ST
PO BOX 362
HOOTZDALE, PA**

Telephone: **(814) 378-7160**

16651-0362

**LAURA J. MOYER
1272 PIFER RD
CLEARFIELD, PA 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

MOYER, DONALD R, ET AL.

NAME and ADDRESS

**1272 PIFER RD
CLEARFIELD, PA 16830**

VS.

DEFENDANT:

GRAHAM, MIKE, ET AL.

NAME and ADDRESS

**603 DOREY ST
CLEARFIELD, PA 16830**

Docket No.: **CV-0000059-05**

Date Filed: **6/02/05**



THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR DEFENDANT

Judgment was entered for: (Name) **BOWSER, PENNY**

Judgment was entered against: (Name) **MOYER, DONALD R, ET AL.**

in the amount of \$ **.00** on: (Date of Judgment) **8/01/05**

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	\$.00
Judgment Costs	\$.00
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$.00
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

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

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR MAGISTERIAL DISTRICT JUDGES, IF THE JUDGEMENT 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 MAGISTERIAL DISTRICT JUDGE.

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 MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

8-1-05 Date James L. Hawkins, Magisterial District Judge

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

Date _____, Magisterial District Judge

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

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-04

MDJ Name: Hon.

JAMES L. HAWKINS

Address: **251 SPRING ST
PO BOX 362
HOUTZDALE, PA**

Telephone: **(814) 378-7160**

16651-0362

**LAURA J. MOYER
1272 PIFER RD
CLEARFIELD, PA 16830**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

MOYER, DONALD R, ET AL.

NAME and ADDRESS

**1272 PIFER RD
CLEARFIELD, PA 16830**

VS.

DEFENDANT:

GRAHAM, MIKE, ET AL.

NAME and ADDRESS

**603 DOREY ST
CLEARFIELD, PA 16830**

Docket No.: **CV-0000059-05**
Date Filed: **6/02/05**



THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR DEFENDANT

Judgment was entered for: (Name) **GRAHAM, MIKE**

Judgment was entered against: (Name) **MOYER, DONALD R, ET AL.**

in the amount of \$ **00** on: (Date of Judgment) **8/01/05**

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	\$.00
Judgment Costs	\$.00
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$.00
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

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46-3-04

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16651-0362

**JAMES L. HAWKINS
251 SPRING ST
PO BOX 362
HOUTZDALE, PA 16651-0362**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

**MOYER, DONALD R, ET AL.
1272 PIFER RD
CLEARFIELD, PA 16830**

NAME and ADDRESS

DEFENDANT:

**GRAHAM, MIKE, ET AL.
603 DOREY ST
CLEARFIELD, PA 16830**

NAME and ADDRESS

Docket No.: **CV-0000059-05**
Date Filed: **6/02/05**



2005-1179-CO

THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR DEFENDANT

Judgment was entered for: (Name) **BOWSER, PENNY**

Judgment was entered against: (Name) **MOYER, DONALD R, ET AL.**

in the amount of \$ **.00** on: (Date of Judgment) **8/01/05**

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 \$ _____

FILED	Amount of Judgment \$.00
	Judgment Costs \$.00
	Interest on Judgment \$.00
	Attorney Fees \$.00
AUG 12 2005	Total \$.00
W/ 111.00	W/ Post Judgment Credits \$ _____
	Prothonotary/Clerk of Courts Post Judgment Costs \$ _____
	=====
	Certified Judgment Total \$ _____

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James L. Hawkins

, Magisterial District Judge

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8-1-05

Date

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

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PLAINTIFF:

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NAME and ADDRESS

**1272 PIFER RD
CLEARFIELD, PA 16830**

VS.

DEFENDANT:

GRAHAM, MIKE, ET AL.

NAME and ADDRESS

**603 DOREY ST
CLEARFIELD, PA 16830**

Docket No.: **CV-0000059-05**
Date Filed: **6/02/05**



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Judgment:

FOR DEFENDANT

Judgment was entered for: (Name) **GRAHAM, MIKE**

Judgment was entered against: (Name) **MOYER, DONALD R, ET AL.**

in the amount of \$ **.00** on: (Date of Judgment) **8/01/05**

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

Damages will be assessed on: _____

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

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SEAL