

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

TIMOTHY L. BAINEY, SR. and
DELORES BAINEY, his wife,

Plaintiffs

vs.

ERIE INSURANCE GROUP

Defendant

*
* No. 05-1325-CD
*

* TYPE OF CASE: Civil Action
*

* TYPE OF PLEADING: Praecipe
* For Issuance of Writ of
* Summons
*

* FILED ON BEHALF OF:
* Plaintiffs
*

* COUNSEL OF RECORD FOR THIS
* PARTY:
*

* David C. Mason, Esquire
* Supreme Court I.D. 39180
* Attorney at Law
* P. O. Box 28
* Philipsburg, PA 16866
* (814) 342-2240
*

FILED Aug 29 2005
013:0781
AUG 29 2005
William A. Shaw
Prothonotary/Clerk of Courts
Any pd. 85.00
1 cc + 1 writ to
Any Mason
to Shff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

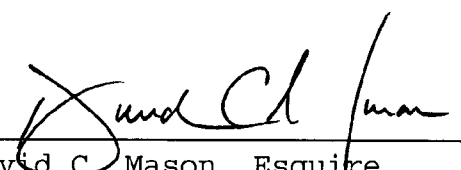
TIMOTHY L. BAINEY, SR. and	*
DELORES BAINEY, his wife.	* No.
	*
Plaintiffs	*
vs.	*
	*
ERIE INSURANCE GROUP	*
	*
Defendant	*

PRAECIPE FOR ISSUANCE OF

WRIT OF SUMMONS

TO THE PRCTHONOTARY:

Kindly issue a Writ of Summons in the above captioned matter
to the Defendant above named.



David C. Mason, Esquire
Attorney for Plaintiffs

FILED

AUG 29 2005

William A. Shaw
Prothonotary/Clerk of Courts

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

 **COPY**

SUMMONS

**Timothy L. Baine Sr. and
Delores Baine, his wife**

Vs.

NO.: 2005-01325-CD

Erie Insurance Group

TO: ERIE INSURANCE GROUP

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: 08/29/2005

William A. Shaw
Prothonotary

Issuing Attorney:

David C. Mason
P.O. Box 28
Philipsburg, PA 16866
(814) 342-2240

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 1 Services

Sheriff Docket # **100770**

TIMOTHY L. BAINEY S. AND DELORES BAINEY

Case # **05-1325-CD**

vs.

ERIE INSURANCE GROUP

TYPE OF SERVICE SUMMONS

SHERIFF RETURNS

NOW December 07, 2005 RETURNED THE WITHIN SUMMONS "NOT SERVED, TIME EXPIRED" AS TO ERIE INSURANCE GROUP, DEFENDANT. NEVER RECVD. ERIE CO. ADVANCE

SERVED BY: /

Return Costs


PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	MASON	2679	10.00
SHERIFF HAWKINS	MASON	2679	14.37

FILED
012:55:01
DEC 08 2005
William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before me This

_____ Day of _____ 2005

So Answers,


Chester A. Hawkins
Sheriff

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

SUMMONS

**Timothy L. Bainey Sr. and
Delores Bainey, his wife**

Vs.

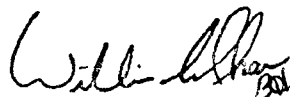
NO.: 2005-01325-CD

Erie Insurance Group

TO: ERIE INSURANCE GROUP

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: 08/29/2005



William A. Shaw
Prothonotary

Issuing Attorney:

David C. Mason
P.O. Box 28
Philipsburg, PA 16866
(814) 342-2240

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

TIMOTHY L. BAINEY, SR. and
DELORES BAINEY, his wife,
Plaintiffs

-vs-

ERIE INSURANCE GROUP,
Defendant

Type of Case: Civil Action

No. 05-1325-CD

Type of Pleading:

Praecipe for Entry of
Appearance

Filed on Behalf of:

Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

(814) 371-7768

Dated: December 7, 2005

FILED NO CC
DEC 08 2005

W. Ram A. Shaw
Prothonotary, Clerk of Courts

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

TIMOTHY L. BAINEY, SR. and
DELORES BAINEY, his wife,
Plaintiffs

-vs-

ERIE INSURANCE GROUP,
Defendant

No. 05-1325-CD

PRAECIPE FOR ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Please enter my appearance on behalf of the Defendant,
ERIE Insurance Group, in the above referenced matter.



Matthew B. Taladay, Esq.
Attorney for Defendant

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

TIMOTHY L. BAINEY, SR. and
DELORES BAINEY, his wife,
Plaintiffs

-vs-

ERIE INSURANCE GROUP,
Defendant

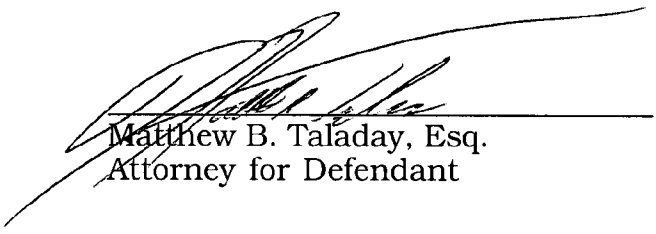
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No. 05-1325-CD

CERTIFICATE OF SERVICE

I certify that on the 7th day of December, 2005, a true and correct copy of the foregoing Praecipe for Entry of Apperance was sent via first class mail, postage prepaid, to the following:

David C. Mason, Esq.
Attorney for Plaintiffs
P.O. Box 28
Philipsburg, PA 16866



Matthew B. Taladay, Esq.
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

TIMOTHY L. BAINEY, SR. and
DELORES BAINEY, his wife,
Plaintiffs

-vs-

ERIE INSURANCE GROUP,
Defendant

Type of Case: Civil Action

No. 05-1325-CD

Type of Pleading:

Stipulation

Filed on Behalf of:

Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

(814) 371-7768

Date: January 23, 2006

FILED No cc
m10:55/BJ
JAN 24 2006 @

William A. Shaw
Prothonotary/Clerk of Courts

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

TIMOTHY L. BAINEY, SR. and
DELORES BAINEY, his wife,
Plaintiffs

-vs-

ERIE INSURANCE GROUP,
Defendant

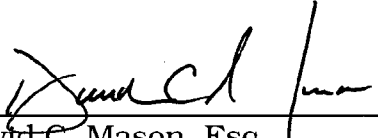
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No. 05-1325-CD

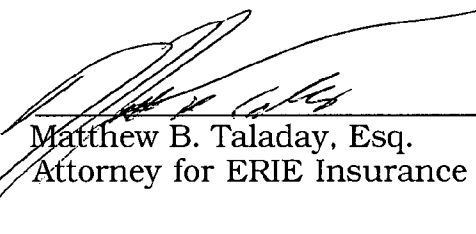
STIPULATION

The parties above captioned by their undersigned counsel
do hereby stipulate and agree as follows:

1. ERIE Insurance Group, by its appropriate member company or companies waive the applicable Statute of Limitations for institution of underinsured motorist claim(s) stated or contemplated in the matter above captioned through appropriate arbitration proceedings.
2. Plaintiffs will execute for filing an appropriate Praecipe for Discontinuance of the above captioned action. The parties will continue attempts to resolve pending underinsured motorist claim(s) through negotiations and/or appropriate arbitration proceedings as specified in the applicable policy/policies of insurance.



David C. Mason, Esq.
Attorney for Timothy L. Baine, Sr.
and Dolores Baine



Matthew B. Taladay, Esq.
Attorney for ERIE Insurance Group

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

TIMOTHY L. BAINEY, SR. and
DELORES BAINEY, his wife,
Plaintiffs

-vs-

ERIE INSURANCE GROUP,
Defendant

Type of Case: Civil Action

No. 05-1325-CD

Type of Pleading:

Praecipe to Discontinue

Filed on Behalf of:

Plaintiffs

Counsel of Record for This
Party:

David C. Mason, Esq.
Supreme Court No. 39180
P.O. Box 28
Philipsburg, PA 16866

(814) 342-2240

Dated: February 6, 2006

FILED
m/11:41 am
FEB 07 2006
No CC
Cert of disc issued to
Atty Mason &
Copy to C/A

William A. Shaw
Prothonotary

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

TIMOTHY L. BAINEY, SR. and
DELORES BAINEY, his wife,
Plaintiffs

-vs-

ERIE INSURANCE GROUP,
Defendant

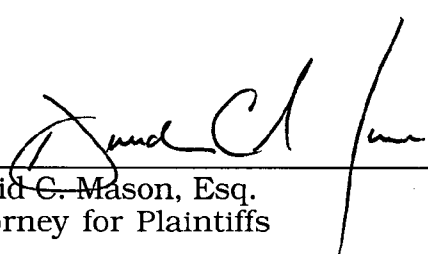
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No. 05-1325-CD

PRAECIPE TO DISCONTINUE

TO THE PROTHONOTARY:

Kindly mark the above referenced matter settled and
discontinued.



David C. Mason, Esq.
Attorney for Plaintiffs

FILED

FEB 07 2006

William A. Shaw
Prothonotary

HANAK, GUIDO and TALADAY
Attorneys at Law

Robert M. Hanak
Anthony S. Guido
Matthew B. Taladay

Telephone: (814) 371-7768
Fax: (814) 371-1974

498 Jeffers Street
P.O. Box 487
DuBois, PA 15801

Nicole Hanak Bankovich
S. Casey Bowers

mbtaladay@verizon.net

February 6, 2006

William A. Shaw
Prothonotary
P.O. Box 549
Clearfield, PA 16830

Re: Baineys vs. Erie Insurance Group
No. 2005-1325-CD

Dear Mr. Shaw:

Enclosed for filing is a Praecipe for Discontinuance in the above referenced matter. If you have any questions concerning the enclosed, please contact me.

Sincerely,



Matthew B. Taladay

MBT:kam

Enc.

cc: David C. Mason, Esq.
Steven Terry
Claim No. 010110406084 & 010110439237

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

COPY

CIVIL DIVISION

Timothy L. Baine Sr. and
Delores Baine, his wife

Vs.
Erie Insurance Group

No. 2005-01325-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 February 7, 2006, marked:

Settled and Discontinued

Record costs in the sum of \$85.00 have been paid in full by David C. Mason Esq. .

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 7th day of February A.D. 2006.

William A. Shaw, Prothonotary