

05-1658-CD  
Richard Reed et al vs Mary Ward

Richard Niven Reed et al vs Mary Ward  
2005-1658-CD

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

RICHARD NIVEN REED

1054 Jackson Street  
Reynoldsville, PA 15851

and

DEBRA ALICE REED

1054 Jackson Street  
Reynoldsville, PA 15851

H/W

-vs-

MARY WARD

514 S. Main St.  
DuBois, PA

05-1658-CD

Type of Action:  
Civil

Type of Pleading:  
Praecipe to Issue  
Writ of Summons

Filed on Behalf of:  
Plaintiffs

Counsel of Record for this Party:

Samuel Cohen, Esquire  
Supreme Court I.D. 27544  
Katz, Cohen & Price, P.C.  
117 South 17<sup>th</sup> Street - Suite 2010  
Philadelphia, PA 19103  
(215) 636-0400

FILED

1000 1wnt  
m/1:50/81  
OCT 26 2005

to Shff

Atty pd. 85.00

William A. Shaw  
Prothonotary/Clerk of Courts

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

RICHARD NIVEN REED  
1054 Jackson Street  
Reynoldsville, PA 15851

and

DEBRA ALICE REED  
1054 Jackson Street  
Reynoldsville, PA 15851

H/W

-vs-

MARY WARD  
514 S. Main St.  
DuBois, PA

**PRAECIPE TO ISSUE WRIT OF SUMMONS**

TO THE PROTHONOTARY:

Please issue the Writ of Summons in the captioned matter.

Date:

10/24/05

By:



SAMUEL COHEN, ESQUIRE  
Attorney for Plaintiffs

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



**COPY**

**SUMMONS**

**Richard Niven Reed  
Debra Alice Reed**

**Vs.**

**NO.: 2005-01658-CD**

**Mary Ward**

**TO: MARY WARD**

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: 10/26/2005

---

William A. Shaw  
Prothonotary

Issuing Attorney:

Samuel Cohen  
117 S. 17th St., Ste. 2010  
Philadelphia, PA 19103-5020

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

RICHARD NIVEN REED  
1054 Jackson Street  
Reynoldsville, PA 15851

and

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H/W

-vs-

MARY WARD  
514 S. Main St.  
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NO. 2005-1658-CD

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Filed on Behalf of:  
Plaintiffs

Counsel of Record for this Party:

Samuel Cohen, Esquire  
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117 South 17<sup>th</sup> Street - Suite 2010  
Philadelphia, PA 19103  
(215) 636-0400

FILED

JAN 09 2006

William A. Shaw  
Prothonotary/Clerk of Courts

1000 1 Reissued  
Writ to Sheriff

Any pd. 7.00

CR

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

**RICHARD NIVEN REED**  
1054 Jackson Street  
Reynoldsville, PA 15851

and

**DEBRA ALICE REED**  
1054 Jackson Street  
Reynoldsville, PA 15851

H/W

**NO. 2005-1658-CD**

-vs-

**MARY WARD**  
514 S. Main St.  
DuBois, PA

**PRAECIPE TO ISSUE WRIT OF SUMMONS**

**TO THE PROTHONOTARY:**

Please reissue the Writ of Summons in the captioned matter.

Date:

1/5/04

By



**SAMUEL COHEN, ESQUIRE**  
Attorney for Plaintiffs

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

COPY

SUMMONS

Richard Niven Reed  
Debra Alice Reed

Vs.

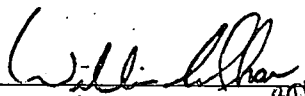
NO.: 2005-01658-CD

Mary Ward

TO: MARY WARD

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Date: 10/26/2005

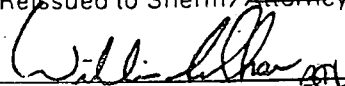
  
William A. Shaw

Prothonotary

1-4-06 Document  
~~Reinstated~~/Reissued to Sheriff/~~Attorney~~  
for service.

Issuing Attorney:

Samuel Cohen  
117 S. 17th St., Ste. 2010  
Philadelphia, PA 19103-5020

  
~~Deputy~~ Prothonotary

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Service # 1 of 1 Services

Sheriff Docket # **100941**

RICHARD NIVEN REED & DEBRA ALICE REED

Case # 05-1658-CD

vs.

MARY WARD

TYPE OF SERVICE SUMMONS

**SHERIFF RETURNS**

NOW January 10, 2006 RETURNED THE WITHIN SUMMONS "NOT SERVED, TIME EXPIRED AS TO MARY WARD, DEFENDANT. NO ATTEMPTS MADE

SERVED BY: /

**Return Costs**

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	KATZ	9321	10.00
SHERIFF HAWKINS	KATZ	9321	9.00

**FILED**  
018:5860  
JAN 11 2006  
William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2006

So Answers,

*Chester A. Hawkins*  
Chester A. Hawkins  
Sheriff

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

**SUMMONS**

**Richard Niven Reed  
Debra Alice Reed**

**Vs.**

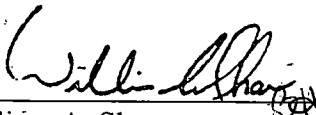
**NO.: 2005-01658-CD**

**Mary Ward**

**TO: MARY WARD**

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: 10/26/2005

  
\_\_\_\_\_  
William A. Shaw  
Prothonotary

Issuing Attorney:

Samuel Cohen  
117 S. 17th St., Ste. 2010  
Philadelphia, PA 19103-5020

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

**RICHARD NIVEN REED**  
1054 Jackson Street  
Reynoldsville, PA 15851

and

**DEBRA ALICE REED**  
1054 Jackson Street  
Reynoldsville, PA 15851

H/W

-vs-

**MARY WARD**  
514 S. Main St.  
DuBois, PA

**NO. 2005-1658-CD**

Type of Action:  
**Civil**

Type of Pleading:  
**Praecipe to Reissue  
Writ of Summons**

Filed on Behalf of:  
**Plaintiffs**

Counsel of Record for this Party:

**Samuel Cohen, Esquire  
Supreme Court I.D. 27544  
Katz, Cohen & Price, P.C.  
117 South 17<sup>th</sup> Street - Suite 2010  
Philadelphia, PA 19103  
(215) 636-0400**

**FILED** *Any pd. 7.00*  
*12:01 PM*  
**FEB 01 2006** *3cc 3 wnts*  
*Reissued to Shff*

William A. Shaw  
Prothonotary/Clerk of Courts *(62)*

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

RICHARD NIVEN REED  
1054 Jackson Street  
Reynoldsville, PA 15851

and

DEBRA ALICE REED  
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Reynoldsville, PA 15851

H/W

**NO. 2005-1658-CD**

-vs-

MARY WARD  
514 S. Main St.  
DuBois, PA

**PRAECIPE TO REISSUE WRIT OF SUMMONS**

TO THE PROTHONOTARY:

Please reissue the Writ of Summons in the captioned matter.

Date: 1/30/06

By: 

SAMUEL COHEN, ESQUIRE  
Attorney for Plaintiffs

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

COPY

SUMMONS

Richard Niven Reed  
Debra Alice Reed

Vs.

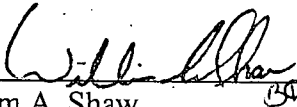
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Mary Ward

TO: MARY WARD

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Date: 10/26/2005

  
William A. Shaw  
Prothonotary

Issuing Attorney:

Samuel Cohen  
117 S. 17th St., Ste. 2010  
Philadelphia, PA 19103-5020

1-9-06 Document  
~~Reinstated~~/Reissued to Sheriff/Attorney  
for service.

  
~~Deputy~~ Prothonotary

2-1-06 Document  
~~Reinstated~~/Reissued to Sheriff/Attorney  
for service.

  
~~Deputy~~ Prothonotary

# In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 1 Services

Sheriff Docket # **101143**

RICHARD NIVEN REED and DEBRA ALICE REED

Case # 05-1658-CD

vs.

MARY WARD

TYPE OF SERVICE SUMMONS

## SHERIFF RETURNS

**FILED**

9110:49/51  
FEB 03 2006

William A. Shaw  
Prothonotary/Clerk of Courts

NOW February 02, 2006 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN SUMMONS "NOT FOUND" AS TO MARY WARD, DEFENDANT. 514 S. MAIN ST., DUBOIS, PA. "EMPTY".

SERVED BY: /

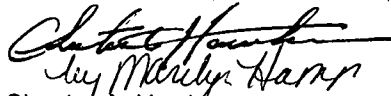
## Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	KATZ	9544	10.00
SHERIFF HAWKINS	KATZ	9544	23.43

Sworn to Before me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2006

So Answers,

  
Chester A. Hawkins  
Sheriff

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

SUMMONS

Richard Niven Reed  
Debra Alice Reed

Vs.

NO.: 2005-01658-CD

Mary Ward

TO: MARY WARD

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: 10/26/2005

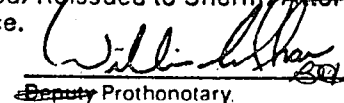


William A. Shaw  
Prothonotary

Issuing Attorney:

Samuel Cohen  
117 S. 17th St., Ste. 2010  
Philadelphia, PA 19103-5020

1-9-06 Document  
~~Reinstated/Reissued to Sheriff/Attorney~~  
for service.

  
~~Deputy~~ Prothonotary

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

**RICHARD NIVEN REED**  
1054 Jackson Street  
Reynoldsville, PA 15851

and

**DEBRA ALICE REED**  
1054 Jackson Street  
Reynoldsville, PA 15851

H/W

-vs-

**MARY WARD**  
514 S. Main St.  
DuBois, PA

**NO. 2005-1658-CD**

Type of Action:  
**Civil**

Type of Pleading:  
**Praecipe to Issue  
Writ of Summons**

Filed on Behalf of:  
**Plaintiffs**

Counsel of Record for this Party:

**Samuel Cohen, Esquire  
Supreme Court I.D. 27544  
Katz, Cohen & Price, P.C.  
117 South 17<sup>th</sup> Street - Suite 2010  
Philadelphia, PA 19103  
(215) 636-0400**

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

**JAN 09 2006**

Attest.

*William B. Price*  
Prothonotary/  
Clerk of Courts

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

RICHARD NIVEN REED  
1054 Jackson Street  
Reynoldsville, PA 15851

and

DEBRA ALICE REED  
1054 Jackson Street  
Reynoldsville, PA 15851

H/W

**NO. 2005-1658-CD**

-vs-

MARY WARD  
514 S. Main St.  
DuBois, PA

**PRAECIPE TO ISSUE WRIT OF SUMMONS**

TO THE PROTHONOTARY:

Please reissue the Writ of Summons in the captioned matter.

Date:

1/5/04

By:



**SAMUEL COHEN, ESQUIRE**  
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101223  
NO: 05-1658-CD  
SERVICE # 1 OF 2  
PRAECIPE & SUMMONS

PLAINTIFF: RICHARD NIVEN REED & DEBRA ALICE REED  
vs.  
DEFENDANT: MARY WARD

SHERIFF RETURN

NOW, February 02, 2006, SHERIFF OF JEFFERSON COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN PRAECIPE & SUMMONS ON MARY WARD.

NOW, February 23, 2006 AT 6:15 PM SERVED THE WITHIN PRAECIPE & SUMMONS ON MARY WARD, DEFENDANT. THE RETURN OF JEFFERSON COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN.

FILED

012:29B  
MAR 24 2006

William A. Shaw  
Prothonotary/Clerk of Courts

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

DOCKET # 101223  
NO: 05-1658-CD  
SERVICE # 2 OF 2  
PRAECIPE & SUMMONS

PLAINTIFF: RICHARD NIVEN REED & DEBRA ALICE REED  
vs.  
DEFENDANT: MARY WARD

**SHERIFF RETURN**

---

NOW, March 02, 2006 AT 11:20 AM SERVED THE WITHIN PRAECIPE & SUMMONS ON MARY WARD DEFENDANT AT 7 RUMBARGER AVE., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO ROBERT VINTOR, BOYFRIEND A TRUE AND ATTESTED COPY OF THE ORIGINAL PRAECIPE & SUMMONS AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101223  
NO: 05-1658-CD  
SERVICES 2  
PRAECIPE & SUMMONS

PLAINTIFF: RICHARD NIVEN REED & DEBRA ALICE REED

vs.

DEFENDANT: MARY WARD

SHERIFF RETURN

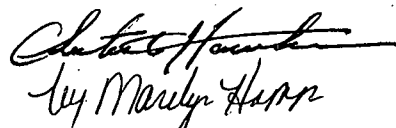
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	KATZ	9639	20.00
SHERIFF HAWKINS	KATZ	9639	58.82
JEFFERSON CO.	KATZ	9640	22.43

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2006

So Answers,



Chester A. Hawkins  
Sheriff

No. 2005-1658 C.D.

Personally appeared before me, Harry Dunkle, Deputy for Thomas A. Demko, Sheriff of Jefferson County, Pennsylvania, who according to law deposes and says that on February 23, 2006 at 6:15 o'clock P.M. served the Writ of Summons upon MARY WARD, Defendant, at the address of 16797 Route 28, Brookville, Township of Rose, County of Jefferson, State of Pennsylvania, by handing to the defendant personally, a true copy of the Writ and by making known to her the contents thereof.

Advance Costs Received:	\$125.00	
My Costs:	20.43	Paid.
Prothy:	2.00	
Total Costs:	22.43	
REFUNDED:	\$102.57	

Sworn and subscribed

to before me this 27th

day of Feb. 2006

By Leung X. Leung

my Commission Expires the  
27th Mon. Jan. 2010.

So Answers,

Harry Dunkle Deputy

Thomas A. Demko Sheriff

JEFFERSON COUNTY, PENNSYLVANIA

COPY

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

RICHARD NIVEN REED  
1054 Jackson Street  
Reynoldsville, PA 15851

and

DEBRA ALICE REED  
1054 Jackson Street  
Reynoldsville, PA 15851

H/W

-vs-

MARY WARD  
514 S. Main St.  
DuBois, PA

NO. 2005-1658-CD

Type of Action:  
Civil

Type of Pleading:  
Praeipie to Reissue  
Writ of Summons

Filed on Behalf of:  
Plaintiffs

Counsel of Record for this Party:

Samuel Cohen, Esquire  
Supreme Court I.D. 27544  
Katz, Cohen & Price, P.C.  
117 South 17<sup>th</sup> Street - Suite 2010  
Philadelphia, PA 19103  
(215) 636-0400

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

FEB 01 2006

Attest.

*William B. Shaw*  
Prothonotary/  
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA  
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RICHARD NIVEN REED  
1054 Jackson Street  
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H/W

NO. 2005-1658-CD

-vs-


MARY WARD  
514 S. Main St.  
DuBois, PA

**PRAECIPE TO REISSUE WRIT OF SUMMONS**

TO THE PROTHONOTARY:

Please reissue the Writ of Summons in the captioned matter.

Date: 1/30/06

By:   
SAMUEL COHEN, ESQUIRE  
Attorney for Plaintiffs

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

SUMMONS

Richard Niven Reed  
Debra Alice Reed

Vs.

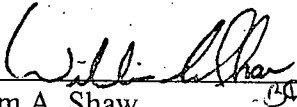
NO.: 2005-01658-CD

Mary Ward

TO: MARY WARD

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: 10/26/2005

  
William A. Shaw  
Prothonotary

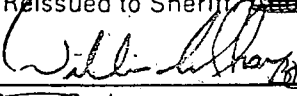
Issuing Attorney:

Samuel Cohen  
117 S. 17th St., Ste. 2010  
Philadelphia, PA 19103-5020

1-4-06 Document  
~~Reinstated~~/Reissued to Sheriff/~~Attorney~~  
for service.

  
~~Deputy~~ Prothonotary

2-1-06 Document  
~~Reinstated~~/Reissued to Sheriff/~~Attorney~~  
for service.

  
~~Deputy~~ Prothonotary

COPY

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

RICHARD NIVEN REED  
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Reynoldsville, PA 15851

and

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H/W

-vs-

MARY WARD  
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DuBois, PA

NO. 2005-1658-CD

Type of Action:  
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Writ of Summons

Filed on Behalf of:  
Plaintiffs

Counsel of Record for this Party:

Samuel Cohen, Esquire  
Supreme Court I.D. 27544  
Katz, Cohen & Price, P.C.  
117 South 17<sup>th</sup> Street - Suite 2010  
Philadelphia, PA 19103  
(215) 636-0400

I hereby certify this to be a true  
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FEB 01 2006

Attest.

*William L. Shaw*  
Prothonotary/  
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
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H/W

NO. 2005-1658-CD

-vs-

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Date:

1/30/06

By:



SAMUEL COHEN, ESQUIRE  
Attorney for Plaintiffs

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

SUMMONS

Richard Niven Reed  
Debra Alice Reed

Vs.

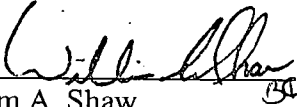
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Mary Ward

TO: MARY WARD

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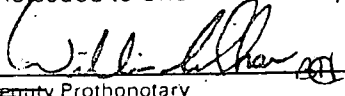
Date: 10/26/2005

  
William A. Shaw  
Prothonotary

Issuing Attorney:

Samuel Cohen  
117 S. 17th St., Ste. 2010  
Philadelphia, PA 19103-5020

1-9-06 Document  
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for service.

  
~~Deputy~~ Prothonotary

2-1-06 Document  
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~~Deputy~~ Prothonotary

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
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and

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H/W

-vs-

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514 S. Main St.  
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**NO. 2005-1658-CD**

Type of Action:  
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Type of Pleading:  
**Praeipe to Reissue  
Writ of Summons**

Filed on Behalf of:  
**Plaintiffs**

Counsel of Record for this Party:

**Samuel Cohen, Esquire  
Supreme Court I.D. 27544  
Katz, Cohen & Price, P.C.  
117 South 17<sup>th</sup> Street - Suite 2010  
Philadelphia, PA 19103  
(215) 636-0400**

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

**FEB 14 2006**

Attest.

*William A. Shaw*  
Prothonotary/  
Clerk of Courts

**FILED**  
FEB 01 2006

William A. Shaw  
Prothonotary/Clerk of Courts

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
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and

DEBRA ALICE REED  
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H/W

NO. 2005-1658-CD

-VS-

MARY WARD  
514 S. Main St.  
DuBois, PA

**PRAECIPE TO REISSUE WRIT OF SUMMONS**

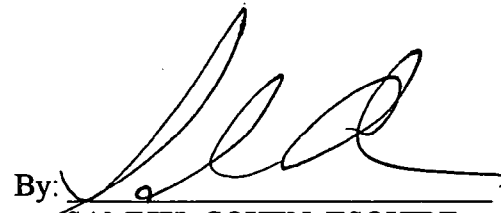
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Date:

1/30/06

By:



SAMUEL COHEN, ESQUIRE  
Attorney for Plaintiffs

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

SUMMONS

Richard Niven Reed  
Debra Alice Reed

Vs.

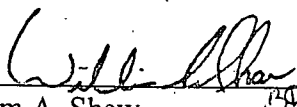
NO.: 2005-01658-CD

Mary Ward

TO: MARY WARD

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

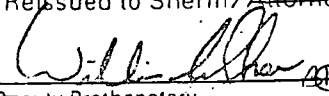
Date: 10/26/2005

  
William A. Shaw  
Prothonotary

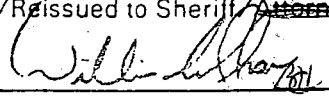
Issuing Attorney:

Samuel Cohen  
117 S. 17th St., Ste. 2010  
Philadelphia, PA 19103-5020

1-4-06 Document  
~~Reinstated~~/Reissued to Sheriff/~~Attorney~~  
for service.

  
~~Deputy~~ Prothonotary

2-1-06 Document  
~~Reinstated~~/Reissued to Sheriff/~~Attorney~~  
for service.

  
~~Deputy~~ Prothonotary

**JURY TRIAL DEMANDED**

**ATTORNEY FOR PLAINTIFFS**

**KATZ, COHEN & PRICE, P.C.**  
**By: SAMUEL COHEN**  
**ATTORNEY I.D. NO.: 27544**  
**117 SOUTH 17th STREET**  
**SUITE 2010**  
**PHILADELPHIA, PA 19103**  
**(215) 636-0400**

**FILED** *no cc*  
*m/12:44 PM*  
**APR 03 2006** *(SF)*

William A. Shaw  
Prothonotary/Clerk of Courts

**RICHARD NIVEN REED**  
**1054 JACKSON STREET**  
**REYNOLDSVILLE, PA 15851**  
**AND**  
**DEBRA ALICE REED**  
**1054 JACKSON STREET**  
**REYNOLDSVILLE, PA 15851**

**COURT OF COMMON PLEAS**

**CLEARFIELD COUNTY**

**H/W**

**NO.: 2005-1658-CD**

**VS**

**MARY WARD**  
**514 S. MAIN STREET**  
**DUBOIS, PA**

**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.*

**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.*

**LAWYER REFERRAL SERVICE**  
**Pennsylvania Bar Association**  
**P. O. Box 186**  
**Harrisburg, Pennsylvania 17108**  
**(800) 692 7375**

**JURY TRIAL DEMANDED**

**KATZ, COHEN & PRICE, P.C.**  
**By: SAMUEL COHEN**  
**ATTORNEY I.D. NO.: 27544**  
**117 SOUTH 17th STREET**  
**SUITE 2010**  
**PHILADELPHIA, PA 19103**  
**(215) 636-0400**

**ATTORNEY FOR PLAINTIFFS**

**RICHARD NIVEN REED**  
**1054 JACKSON STREET**  
**REYNOLDSVILLE, PA 15851**  
**AND**  
**DEBRA ALICE REED**  
**1054 JACKSON STREET**  
**REYNOLDSVILLE, PA 15851**

**: COURT OF COMMON PLEAS**

**: CLEARFIELD COUNTY**

**H/W**

**: NO.: 2005-1658-CD**

**VS**

**MARY WARD**  
**514 S. MAIN STREET**  
**DUBOIS, PA**

**CIVIL ACTION COMPLAINT**

COME NOW Plaintiffs Richard N. Reed and Deborah Alice Reed, husband and wife,  
by their counsel, Richard H. Milgrub, Esquire and Katz, Cohen & Price, P.C. by Samuel  
Cohen, Esquire and desiring to recover compensation for injuries, losses and damages  
sustained by them as a result of the negligence, carelessness and recklessness of Defendants  
aver in support thereof the following:

1. Plaintiffs Richard N. Reed and Debra A. Reed are an adult individuals

who are husband and wife and are citizens and residents of the Commonwealth of Pennsylvania residing therein at 1054 Jackson Street, Reynoldsville, Clearfield County.

2. Defendant Mary Ward is an adult individuals who is a citizen and resident of the Commonwealth of Pennsylvania who, upon information and belief, reside at 514 S. Main Street, Dubois, Clearfield County.

3. At all times material hereto, Defendant acted individually and by and through her authorized agents, servants, workmen and/or employees acting within the course and scope of their agency and/or employment with said Defendants.

4. At all times material hereto, Defendant leased, certain premises known as 514 S. Main Street in Dubois, Clearfield County.

5. On or about November 9, 2003, at or about 8:00a.m, Plaintiff Richard N. Reed was a pedestrian lawfully on foot on the sidewalk area of 514 S. Main Street, Dubois, Clearfield County (herein referred to as "the premises").

6. On or about the aforementioned date, at or about the aforementioned time, and for a long time prior thereto, there existed upon "the premises" a dangerous and defective condition, to wit, an accumulation of snow and ice which included hills and ridges (herein hereinafter referred to as "the dangerous and defective condition") which condition had existed for a long time prior to February 9, 2003.

7. As Plaintiff walked upon "the premises" he was caused to slip and fall as a result of "the dangerous and defective condition" which condition constituted a

substantial impediment to pedestrian travel.

8. The "the dangerous and defective condition" located upon "the premises" was caused as a result of the negligence, carelessness and recklessness of Defendant Ward together with Robert Edminston and Robin Learish, the owners of the property herein collectively referred to as "Defendants".

9. Prior to the filing of this law suit, Defendant Mary Ward denied she had resided at "the premises" thereby delaying the institution of suit against her because of her intentional and willful deception.

10. As a result of the negligence, carelessness and recklessness of "Defendants", Plaintiff sustained serious and painful injuries, losses and damages as more particularly set forth hereafter.

11. The injuries, losses and damages sustained by Plaintiffs were caused as a result of the conduct of "Defendants" and no act or failure to act on the parts of Plaintiffs caused or contributed to the happening of the incident or to the nature and/or extent of their injuries, losses and damages.

12. At the time of the incident described herein, Plaintiffs were business invitees lawfully upon "the premises."

13. The negligence, carelessness and recklessness of "Defendants" on the date and time set forth herein consisted of some or all of the following:

a. Allowing "the dangerous and defective condition" to exist

upon "the premises;"

b. Failing to discover the dangerous and defective condition of "the premises;"

c. Failing to clear the "the dangerous and defective condition" from "the premises;"

d. Inadequately clearing the dangerous and defective condition from "the premises";

e. Failing to warn Plaintiffs and others similarly situated of "the dangerous and defective condition" of "the premises";

f. Failing to properly inspect "the premises" to ascertain the existence of "the dangerous and defective condition";

g. Failing to take proper and adequate steps to remove the dangerous and defective condition from "the premises";

h. Failing to warn Plaintiffs of " the dangerous and defective condition" of "the premises";

i. Allowing a "dangerous and defective condition" to exist on "the premises" which "dangerous and defective condition" constituted a menace, snare, hazard and/or trap for pedestrians lawfully walking upon "the premises;"

j. Violation of applicable statutes of the Commonwealth of Pennsylvania and ordinances of the city of DuBois and the county of Clearfield;

k. Negligence, carelessness and recklessness as a matter of law;  
and

l. Being otherwise negligent, careless and reckless under the  
circumstances.

**COUNT I - PLAINTIFF RICHARD NIVEN REED V. DEFENDANTS**

14. Plaintiffs, Richard Niven Reed and Debra Alice Reed, incorporate herein by reference each and every averment contained in paragraphs 1 through 13 as though same were fully set forth herein at length.

15. By reason of the said wrongful acts of "Defendants" the Plaintiff has suffered various injuries, including, but not limited to, fracture of the left distal fibula with disruption of the left deltoid requiring open reduction and internal fixation, together with a severe shock to his nerves and nervous system, an aggravation and activation of preexisting and dormant conditions and he was otherwise injured some or all of which injuries are or may be serious and permanent in nature.

16. As a further result of the aforementioned negligence, carelessness and recklessness of "Defendants", the Plaintiff has sustained great physical pain, mental suffering and humiliation and will continue to endure said pain, suffering mental anguish and humiliation for an indefinite time in the future.

17. As a further result of the aforementioned negligence, carelessness and recklessness of Defendants, the Plaintiff has been obliged and will in the future be obliged to

expend various sums of money for medicine and medical expenses in and above endeavoring to treat and cure his injuries much to her financial damage and loss.

18. As a further result of the aforementioned negligence, carelessness and recklessness of "Defendants", the Plaintiff has been unable to follow his usual occupation and will be unable to follow same for an indefinite time in the future, has lost the emoluments which would have come to him through his employment and has suffered an impairment of his earning capacity and power, all of which losses are or may be serious and permanent in nature.

19. As a further result of the aforementioned negligence, carelessness and recklessness of "Defendants", the Plaintiff has suffered a loss of the enjoyment of his usual duties, life's pleasures and activities, all to his great detriment and loss and will continue to do so for an indefinite time in the future.

20. As a further result of the aforementioned negligence, carelessness and recklessness of "Defendants", the Plaintiff has or may hereinafter incur various other expenses or losses and may continue to incur same for an indefinite time in the future.

WHEREFORE, Plaintiff demands judgement in his favor and against "Defendants" for a sum in excess of \$20,000.00

**COUNT II- PLAINTIFF DEBRA ALICE REED VS DEFENDANTS**

21. Plaintiff, Debra Alice Reed, incorporates herein by reference each and

every averment contained in paragraphs 1 through 20 as though same were fully set forth herein at length.

22. As a result of the aforesaid occurrence, Plaintiff, Debra Alice Reed has been deprived of the aid, society, care and consortium of her husband, Richard Niven Reed much to her great detriment and loss.

23. As a result of the aforesaid occurrence, the Plaintiff has been obliged and will in the future be obliged to expend various sums of money for medicine and medical expenses in and above endeavoring to treat and cure the injuries to her husband, Richard Niven Reed much to her financial damage and loss.

24. As a further result of the aforesaid occurrence, Plaintiff, Debra Alice Reed, has or may incur various other damages and incur other expenses or losses for her husband and may continue to incur same for an indefinite time in the future much to her great financial damage and loss.

WHEREFORE, Plaintiff demands judgement in her favor and against "Defendants"

for a sum in excess of \$20,000.00.

KATZ, COHEN & PRICE

DATED: 3/31/06

BY

  
SAMUEL COHEN

RICHARD H. MILGRUB, ESQUIRE

DATED: 3/31/06

BY

  
RICHARD H. MILGRUB, ESQUIRE

**VERIFICATION**

We, Richard Niven Reed and Debra Alice Reed, verify that we are the Plaintiffs in this matter and that the averments of fact set forth in the foregoing **Civil Action Complaint** are true and correct to the best of our personal knowledge, information and belief. I understand that this Verification is made subject to the penalties of 18 Pa. C.S. § 4904, relating to unsworn falsification to authorities.

  
RICHARD NIVEN REED

  
DEBRA ALICE REED

DATED: 01/11/06

DATED: 01/11/06

**CERTIFICATION OF SERVICE**

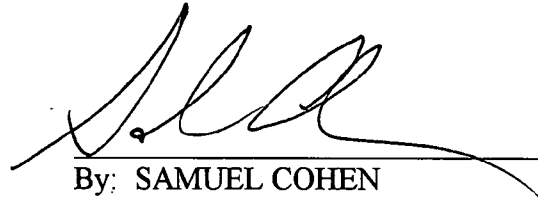
I, Samuel Cohen, and I, Richard H. Milgrub, Esquire certify that a true and correct copy of the within Plaintiff's Civil Action Complaint was forwarded via United States Postal Service on March 31, 2006 to:

Matthew B. Taladay, Esquire  
Hanak, Guido and Taladay  
498 Jeffers Street  
P. O. Box 487  
DuBois, PA 15801  
**REGULAR MAIL ONLY**

James W. Harvey, Esquire  
Rosslyn Commons Building  
333 Baldwin Road 5<sup>th</sup> Floor  
Pittsburgh, PA 15205  
**Certified Mail Receipt # 7004 0750 0001 6929 1052**  
**Return Receipt Requested**  
**cc: Regular Mail**

Mary Ward  
16797 Route 28  
Brookville, PA 15825  
**Certified Mail Receipt # 7004 0750 0001 6929 1809**  
**Return Receipt Requested**

KATZ, COHEN & PRICE, P.C.



By: SAMUEL COHEN

RICHARD H. MILGRUB, ESQUIRE

BY   
RICHARD H. MILGRUB, ESQUIRE

ATTORNEY FOR DEFENDANT

**FILED** No cc  
m 110.30/SH  
MAY 30 2006 copy to  
CIA  
William A. Shaw  
Notary Public  
Notary/Clerk of Courts

333 Baldwin Rd., 5<sup>th</sup> Floor  
Pittsburgh, PA 15205  
412-429-5842

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing PRAECIPE TO ENTER APPEARANCE was served by U.S. First Class Mail, postage prepaid, this 26<sup>th</sup> day of May, 2006, upon the following counsel of record:

Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103

Attorney for Plaintiffs

*James W. Harvey*  
for JAMES W. HARVEY, ESQUIRE

William A. Shaw  
Prothonotary/Clerk of Courts

YOU ARE HEREBY NOTIFIED to file a written response to the enclosed ANSWER, NEW MATTER AND NEW MATTER PURSUANT TO Pa. R.C.P. 2252(d) within TWENTY (20) days from service hereof or a judgment may be entered against you.

**JURY TRIAL DEMANDED**

JAMES W. HARVEY, ESQUIRE  
Pa. I.D. #33462  
333 BALDWIN RD., 5<sup>TH</sup> FLOOR  
PITTSBURGH, PA 15205  
412-429-5842

ATTORNEY FOR DEFENDANT

---

RICHARD NIVEN REED  
1054 Jackson St.  
Reynoldsville, PA 15851

and

DEBRA ALICE REED,  
1054 Jackson St.  
Reynoldsville, PA 15851

H/W

vs.

MARY WARD  
514 S. Main St.  
Dubois, PA

: COURT OF COMMON PLEAS

:

: CLEARFIELD COUNTY

:

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: NO. 2005-1658-CD

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**ANSWER AND NEW MATTER TO PLAINTIFFS' COMPLAINT**

AND NOW comes Defendant, MARY WARD, by and through her attorney,  
James W. Harvey, Esquire, and files the following Answer and New Matter averring as  
follows

1. Defendant is without knowledge or information sufficient to form a belief  
as to the truth of the allegations contained in Paragraph 1 of Plaintiffs' Complaint and,  
therefore, denies the same.

2. Paragraph 2 of Plaintiffs' Complaint is admitted.

3. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 3 of Plaintiffs' Complaint and, therefore, denies the same.

4. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 4 of Plaintiffs' Complaint and, therefore, denies the same.

5. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 5 of Plaintiffs' Complaint and, therefore, denies the same.

6. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 6 of Plaintiffs' Complaint and, therefore, denies the same.

7. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 7 of Plaintiffs' Complaint and, therefore, denies the same.

8. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 8 of Plaintiffs' Complaint and, therefore, denies the same.

9. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 9 of Plaintiffs' Complaint and, therefore, denies the same.

10. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 10 of Plaintiffs' Complaint and, therefore, denies the same.

11. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 11 of Plaintiffs' Complaint and, therefore, denies the same.

12. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 12 of Plaintiffs' Complaint and, therefore, denies the same.

13. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 13, including sub-paragraphs, of Plaintiffs' Complaint and, therefore, denies the same.

14. Defendant incorporates by reference its responses to Paragraphs 1-13 of Plaintiffs' Complaint.

15. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 15 of Plaintiffs' Complaint and, therefore, denies the same.

16. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 16 of Plaintiffs' Complaint and, therefore, denies the same.

17. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 17 of Plaintiffs' Complaint and, therefore, denies the same.

18. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 18 of Plaintiffs' Complaint and, therefore, denies the same.

19. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 19 of Plaintiffs Complaint and, therefore, denies the same.

20. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 20 of Plaintiffs' Complaint and, therefore, denies the same.

21. Defendant incorporates by reference its responses to Paragraphs 1-20 of Plaintiffs' Complaint.

22. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 22 of Plaintiffs' Complaint and, therefore, denies the same.

23. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 23 of Plaintiffs' Complaint and, therefore, denies the same.

24. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 24 of Plaintiffs Complaint and therefore, denies the same.

WHEREFORE, Defendant, MARY WARD, demands that Plaintiffs' Complaint be dismissed with prejudice and with costs on original defendant.

#### NEW MATTER

25. Plaintiffs' Complaint fails to state a cause of action upon which relief can be granted.

26. Some or all of the injuries/damages alleged by the Plaintiffs are unrelated to the incident(s) in question and were caused by events/occurrences which took place either prior to or subsequent to the underlying incident(s).

27. The fall giving rise to this action occurred on February 9, 2003.

28. The Plaintiffs were aware of the fall as of February 9, 2003.

29. The Plaintiffs were aware that persons other than the Plaintiff-husband caused or contributed to his alleged injuries as the Plaintiffs filed a suit on January 17, 2005 against Robert Edminston and Robin Learish in the Court of Common Pleas of Clearfield County, Pennsylvania, at docket number 2005-78-CD.

30. The Praecipe for Writ of Summons was filed in this action on October 26, 2005.

31. The Praecipe was filed two years and seven months after the accident that gives rise to this action.

32. This action is barred by the applicable statute of limitations.

33. The damages alleged to have been suffered by the plaintiffs were caused solely by the negligence of persons or entities other than Defendant.


34. If it is proven at trial that Defendant was negligent in any way, which she specifically denies, then the acts or omissions of persons or entities other than Defendant constituted superseding and/or intervening causes of plaintiffs' alleged damages.

35. The plaintiffs' claims are barred, in whole or in part, by the principles of contributory and/or comparative negligence.

36. The cause in fact of the plaintiffs' alleged damages was the direct and proximate result of the acts or omissions of persons other than Defendant.

WHEREFORE, Defendant MARY WARD denies any and all liability whatsoever and requests a judgment in her favor.

**JURY TRIAL DEMANDED**

*For*   
JAMES W. HARVEY, ESQUIRE  
Attorney for MARY WARD, Defendant

Rosslyn Commons  
333 Baldwin Rd., 5<sup>th</sup> Floor  
Pittsburgh, PA 15205  
412-429-5842

5/26/06

VERIFIED STATEMENT

I, William C. Gallishen, Esquire, on behalf of James W. Harvey, Esquire, the attorney for MARY WARD, Defendant in the within action, am duly authorized to make this Verified Statement on her behalf and make this Verified Statement due to the fact that the Verified Statement of another authorized party cannot be obtained within the time limits necessary for filing this pleading, and I hereby verify that the statements set forth in the foregoing ANSWER AND NEW MATTER TO PLAINTIFFS' COMPLAINT are true and correct to the best of my information and belief based upon knowledge obtained from the defendant.

I understand that false statements made herein are subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsifications to authorities.

  
WILLIAM C. GALLISHEN, ESQUIRE

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing ANSWER AND NEW MATTER was served by U.S. First Class Mail, postage prepaid, this 26<sup>th</sup> day of May, 2006, upon the following counsel of record:

Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103

Attorney for Plaintiffs

  
for JAMES W. HARVEY, ESQUIRE

ATTORNEY FOR DEFENDANT

William A. Shaw  
Prothonotary/Clerk of Courts

VERIFICATION

MARY WARD hereby states that she is the defendant in this action and that the statements of fact made in the foregoing ANSWER AND NEW MATTER are true and correct to the best of her information and belief. The undersigned understands that the statements herein are made subject to the penalties of 18 Pa. Cons. Stat. Section 4904 relating to unsworn falsification to authorities.

05-26-06  
Date

Mary A. Ward  
MARY WARD

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing VERIFICATION TO ANSWER AND NEW MATTER was served by U.S. First Class Mail, postage prepaid, this 12<sup>th</sup> day of June, 2006, upon the following counsel of record:

Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103

Attorney for Plaintiffs



---

JAMES W. HARVEY, ESQUIRE

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

**RICHARD NIVEN REED**

1054 Jackson Street  
Reynoldsville, PA 15851

and

**DEBRA ALICE REED**

1054 Jackson Street  
Reynoldsville, PA 15851

H/W

**NO. 2005-1658-CD**

**Jury Trial Demanded**

-vs-

**MARY WARD**

514 S. Main St.  
DuBois, PA

**REPLY TO NEW MATTER OF DEFENDANT MARY WARD**

25.-26.            Denied. The averments contained in these paragraphs constitute conclusions of law for which no response is required under and pursuant to the Pennsylvania Rules of Civil Procedure.

27.-31.            Admitted.

32.-36.            Denied. The averments contained in these paragraphs constitute conclusions of law for which no response is required under and pursuant to the Pennsylvania Rules of Civil Procedure.

**FILED**

**JUN 19 2008**

*W.A. Shaw*  
William A. Shaw

Prothonotary/Clerk of Courts

*1 copy to Amy*

WHEREFORE, Plaintiffs pray this Honorable Court deny the New Matter of  
Defendants and enter judgment in their favor and against Defendant.

KATZ, COHEN & PRICE

BY: 

SAMUEL COHEN

DATED: 6/16/06

**CERTIFICATION OF SERVICE**

I, Samuel Cohen, certify that a true and correct copy of the within Plaintiff's Reply to New Matter was forwarded via regular mail through the United States Postal Service on June 16, 2006 to:

James W. Harvey, Esquire  
Rosslyn Commons Building  
333 Baldwin Road 5<sup>th</sup> Floor  
Pittsburgh, PA 15205

Matthew B. Taladay, Esquire  
Hanak, Guido and Taladay  
498 Jeffers Street  
P. O. Box 487  
DuBois, PA 15801

KATZ, COHEN & PRICE, P.C.

BY:

  
\_\_\_\_\_  
SAMUEL COHEN

ATTORNEY FOR DEFENDANT

and

H/W

**VS.**

: COURT OF COMMON PLEAS  
:  
: CLEARFIELD COUNTY

NO. 2005-1658-CD

CIVIL DIVISION

No. 2005-1658-CD

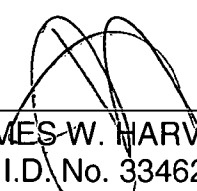
**FILED** *NO CC*  
JUL 19 28 2011  
31 2011  
William A. Shaw  
Notary Public  
Notary/Clerk of Courts

NOTICE OF SERVICE

The undersigned hereby certifies that an original and one true and correct copy of INTERROGATORIES DIRECTED TO PLAINTIFF and an original and one true and correct copy of REQUEST FOR PRODUCTION OF DOCUMENTS DIRECTED TO PLAINTIFF was served by U.S. First Class Mail, postage prepaid, this 27<sup>th</sup> day of July, 2006, upon the following counsel of record:

Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103

Matthew B. Taladay, Esquire  
Hanak, Guido and Taladay  
498 Jeffers St.  
P.O. Box 487  
DuBois, PA 15801



---

JAMES W. HARVEY, ESQUIRE  
PA I.D. No. 33462  
333 Baldwin Rd., 5<sup>th</sup> Floor  
Pittsburgh, PA 15205  
412-429-5842

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

**RICHARD NIVEN REED**  
1054 Jackson Street  
Reynoldsville, PA 15851

and

**DEBRA ALICE REED**  
1054 Jackson Street  
Reynoldsville, PA 15851

H/W

**NO. 2005-1658-CD**

**Jury Trial Demanded**

-vs-

**MARY WARD**  
514 S. Main St.  
DuBois, PA

**CERTIFICATION OF SERVICE**

I, Samuel Cohen, certify that a true and correct copy of the within Plaintiff's Notice of Oral Deposition, of Defendant Mary Ward was forwarded on August 2, 2006 via First

**FILED**  
m/1:55Lm  
AUG - 4 2006  
ICC Atty Cohen

**William A. Shaw**  
Prothonotary

Class United States Mail to:

**TO:** James W. Harvey, Esquire  
Rosslyn Commons Building  
333 Baldwin Road 5<sup>th</sup> Floor  
Pittsburgh, PA 15205

**CC:** Matthew B. Taladay, Esquire  
Hanak, Guido and Taladay  
498 Jeffers Street  
P. O. Box 487  
DuBois, PA 15801

KATZ, COHEN & PRICE, P.C.

  
SAMUEL COHEN

**JURY TRIAL DEMANDED**

JAMES W. HARVEY, ESQUIRE  
Pa. I.D. #33462  
333 BALDWIN RD., 5<sup>TH</sup> FLOOR  
PITTSBURGH, PA 15205  
412-429-5842

ATTORNEY FOR DEFENDANT

RICHARD NIVEN REED  
1054 Jackson St.  
Reynoldsville, PA 15851

and

DEBRA ALICE REED,  
1054 Jackson St.  
Reynoldsville, PA 15851

H/W

vs.

MARY WARD  
514 S. Main St.  
Dubois, PA

: COURT OF COMMON PLEAS

: CLEARFIELD COUNTY

: NO. 2005-1658-CD

**MOTION TO COMPEL DISCOVERY**

AND NOW comes the defendant, MARY WARD, by and through her attorney, Terrance R. Henne, Esquire, and files this Motion to Compel plaintiffs, RICHARD NIVEN REED and DEBRA ALICE REED, to produce Answers to Interrogatories and Responses to Request for Production of Documents and Materials and in support thereof aver the following:

1. On July 24, 2006, defendant, MARY WARD, served on plaintiffs, RICHARD NIVEN REED and DEBRA ALICE REED, a set of Interrogatories and a

**FILED**  
OCT 09 2006  
m/4200/1002  
William A. Shaw  
Prothonotary/Clerk of Courts  
No 9/c

Request for Production of Documents and Materials Directed to Plaintiffs. A copy of the Notice/Certificate of Service of Discovery Requests is attached hereto as Exhibit "A".

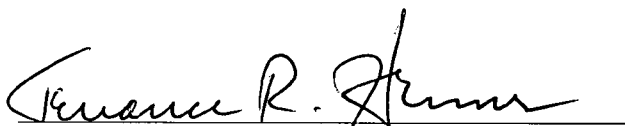
2. On August 30, 2006 and September 21, 2006, correspondence was sent to counsel for plaintiffs, Samuel Cohen, Esquire, requesting that plaintiffs respond to the discovery within a two week time frame. A copy of the correspondence is attached hereto as Exhibit "B" and "C".

3. To date, plaintiffs have failed to produce Answers to Interrogatories and Responses to Request for Production of Documents and Materials.

WHEREFORE, defendant, MARY WARD, requests this court to enter an Order compelling plaintiffs, RICHARD NIVEN REED and DEBRA ALICE REED, her husband, to answer defendant's Interrogatories and respond to Defendant's Request for Production of Documents.

Date: \_\_\_\_\_

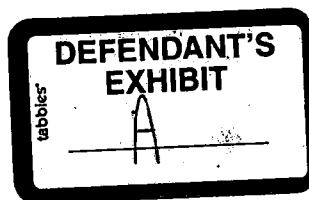
10/4/06



TERRANCE R. HENNE, ESQUIRE  
Attorney for MARY WARD, Defendant


333 Baldwin Rd., 5<sup>th</sup> Floor  
Pittsburgh, PA 15205  
412-429-5842

ATTORNEY FOR DEFENDANT



Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103

Matthew B. Taladay, Esquire  
Hanak, Guido and Taladay  
498 Jeffers St.  
P.O. Box 487  
DuBois, PA 15801



---

JAMES W. HARVEY, ESQUIRE  
PA I.D. No. 33462  
333 Baldwin Rd., 5<sup>th</sup> Floor  
Pittsburgh, PA 15205  
412-429-5842

## ***Law Offices***

*James W. Harvey - Managing Attorney*

*Rosslyn Commons Building*

*333 Baldwin Rd., Fifth Floor*

*Pittsburgh, PA 15205*

Employees of the SAFECO P & C Insurance Companies

*James W. Harvey\**

*Tracey A. Wilson*

*Terrance R. Henne*

*Phone (412)429-5842*

*Fax 1-800-830-1822*

*\*Also admitted in West Virginia*

*Writer's Direct Dial (412)429-5848*

*e-mail: [terhen@safeco.com](mailto:terhen@safeco.com)*

August 30, 2006

Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103


RE: Reed v. Edminston - No. 2005-78-CD

Dear Mr. Cohen:

Please be advised that I have not yet received your client's Answers to Interrogatories and Responses to Request for Production of Documents which were sent to you on July 24, 2006. May I please have the discovery responses within the next 2 weeks.

Thank you for your courtesy and attention to the above.

Sincerely,

  
Terrance R. Henne, Esquire  
TRH/dm

Encls.

cc: Matthew B. Taladay, Esquire  
Diane Travis, Esquire - 142872992015



***Law Offices***

*James W. Harvey - Managing Attorney  
Rosslyn Commons Building  
333 Baldwin Rd., Fifth Floor  
Pittsburgh, PA 15205*

Employees of the SAFECO P & C Insurance Companies

*James W. Harvey\*  
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Terrance R. Henne*

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*\*Also admitted in West Virginia*

*Writer's Direct Dial (412)429-5848  
e--mail: [terhen@safeco.com](mailto:terhen@safeco.com)*

September 21, 2006

Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103

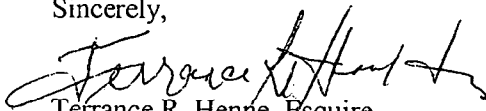
RE: Reed v. Edminston - No. 2005-78-CD

Dear Mr. Cohen:

I have not yet received your client's Answers to Interrogatories and Responses to Request for Production of Documents which were sent to you on July 24, 2006, nor have I received a response to my August 30, 2006 correspondence. Unless I receive the answers before September 30, 2006, I will have no alternative other than to file a Motion to Compel.

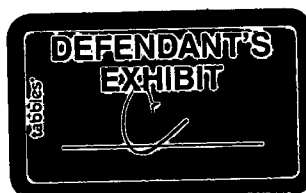
Thank you for your courtesy and attention to the above.

Sincerely,

  
Terrance R. Henne, Esquire

TRH/dm

cc: Matthew B. Taladay, Esquire  
Diane Travis, Esquire - 142872992015



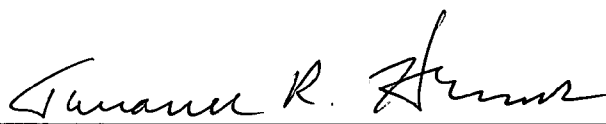
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing  
MOTION TO COMPEL was served by U.S. First Class Mail, postage prepaid, this 4th  
day of October, 2006, upon the following counsel of record:

Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103

Attorney for Plaintiffs

Matthew B. Taladay, Esquire  
Hanak, Guido and Taladay  
498 Jeffers St.  
P.O. Box 487  
DuBois, PA 15801

  
\_\_\_\_\_  
TERRANCE R. HENNE, ESQUIRE



**FILED**

OCT 11 2006

William A. Shaw  
Prothonotary/Clerk of Courts

DATE: 10/18/06

☒ 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:

CA

ATTORNEY FOR DEFENDANT

**FILED** *no cc*  
*110:35/84*  
**OCT 12 2006**  
*for file*

William A. Shaw  
Prothonotary/Clerk of Courts

RICHARD NIVEN REED  
1054 Jackson St.  
Reynoldsville, PA 15851

: COURT OF COMMON PLEAS

: CLEARFIELD COUNTY

and

DEBRA ALICE REED,  
1054 Jackson St.  
Reynoldsville, PA 15851

H/W

: NO. 2005-1658-CD

VS.


MARY WARD  
514 S. Main St.  
Dubois, PA

## PRAECIPE TO WITHDRAWAL MOTION TO COMPEL

To the Prothonotary:

Please withdrawal the Motion to Compel filed by MARY WARD,  
Defendant in the above-captioned matter.

Date: 10/9/2006

  
TERRANCE R. HENNE, ESQUIRE  
Attorney for MARY WARD, Defendant

333 Baldwin Rd., 5<sup>th</sup> Floor  
Pittsburgh, PA 15205  
412-429-5842

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing PRAECIPE TO WITHDRAWAL MOTION TO COMPEL was served by U.S. First Class Mail, postage prepaid, this 9<sup>th</sup> day of October, 2006, upon the following counsel of record:

Samuel Cohen, Esquire  
KATZ, COHEN & PRICE, P.C.  
117 South 17<sup>th</sup> St., Suite 2010  
Philadelphia, PA 19103

Attorney for Plaintiffs

Matthew B. Taladay, Esquire  
Hanak, Guido and Taladay  
498 Jeffers St.  
P.O. Box 487  
DuBois, PA 15801

  
\_\_\_\_\_  
TERRANCE R. HENNE, ESQUIRE

**JURY TRIAL DEMANDED**

**KATZ, COHEN & PRICE, P.C.**  
**By: SAMUEL COHEN**  
**ATTORNEY I.D. NO.: 27544**  
**117 SOUTH 17th STREET**  
**SUITE 2010**  
**PHILADELPHIA, PA 19103**  
**(215) 636-0400**

**ATTORNEY FOR PLAINTIFFS**

**RICHARD NIVEN REED**  
**1054 JACKSON STREET**  
**REYNOLDSVILLE, PA 15851**  
**AND**  
**DEBRA ALICE REED**  
**1054 JACKSON STREET**  
**REYNOLDSVILLE, PA 15851**

**: COURT OF COMMON PLEAS**  
**: CLEARFIELD COUNTY**

**H/W**

**: NO.: 2005-1658-CD**

**VS**


**MARY WARD**  
**514 S. MAIN STREET**  
**DUBOIS, PA**

**ORDER TO DISCONTINUE AND END**

**TO THE PROTHONOTARY:**

Please mark the above matter Discontinued and Ended upon payment of your costs.

**KATZ, COHEN & PRICE, P.C.**

BY:   
\_\_\_\_\_  
SAMUEL COHEN

**FILED** ICCd 1 Cert of  
disc issued  
m/12:20Lm to Atty Cohen  
MAY 14 2007  
ICC to C/F.

William A. Shaw  
Prothonotary/Clerk of Courts

**CERTIFICATION OF SERVICE**

I, Samuel Cohen, certify that a true and correct copy of the within **ORDER TO DISCONTINUE AND END** was forwarded on May 20, 2007 via First Class United

States Mail to:

**TO:** Terrence R. Henne, Esquire  
Rosslyn Commons Building  
333 Baldwin Road 5<sup>th</sup> Floor  
Pittsburgh, PA 15205

Matthew B. Taladay, Esquire  
Hanak, Guido and Taladay  
498 Jeffers Street  
P. O. Box 487  
DuBois, PA 15801

KATZ, COHEN & PRICE, P.C.



SAMUEL COHEN

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

**CIVIL DIVISION**

COPY

**Richard Niven Reed  
Debra Alice Reed**

**Vs.  
Mary Ward**

**No. 2005-01658-CD**

**CERTIFICATE OF DISCONTINUATION**

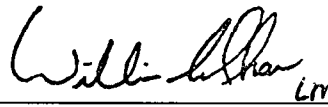
Commonwealth of PA  
County of Clearfield

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 May 14, 2007, marked:

Discontinued and ended

Record costs in the sum of \$99.00 have been paid in full by Samuel Cohen Esq. .

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 14th day of May A.D. 2007.



\_\_\_\_\_  
William A. Shaw, Prothonotary