

05-1818-CD
Nat'l City Bank vs John Tartal al

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Nat'l City Bank vs John Tartal al

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

Plaintiff

vs.

Civil Action No. 05-1818-CD

JOHN TARTAL, JR. AND
REBECCA RUTH TARTAL AND
OCCUPANTS

COMPLAINT IN EJECTMENT

Defendants

FILED ON BEHALF OF
Plaintiff
COUNSEL OF RECORD OF
THIS PARTY:

LORI A. GIBSON, ESQ.
PA I.D. #68013
HEIDI A. KORDISH, ESQ.
PA I.D. #90512
Bernstein Law Firm, P.C.
Firm #718
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
412-456-8100

BERNSTEIN FILE NO. F0040761
DIRECT DIAL: (412) 456-8138

FILED Atty pd.
M 10.00 3rd 85.00
NOV 21 2005 3ccshf
William A. Shaw
Prothonotary/Clerk of Courts

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

NATIONAL CITY BANK OF
PENNSYLVANIA,

Plaintiff

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Civil Action No.

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OCCUPANTS

Defendants

NOTICE AND COMPLAINT IN EJECTMENT

NOTICE TO DEFEND

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 upon you, 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.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

LAWYER REFERRAL SERVICE
PA BAR ASSOCIATION
PO BOX 186
HARRISBURG, PA 17108

COMPLAINT IN EJECTMENT

1. Plaintiff is a corporation with offices located at 3232 Newmark Drive, Miamisburg, OH 45342.
2. Defendants are adult individuals residing at 203 N Fourth Street, Dubois, CLEARFIELD County, Pennsylvania 15801.
3. Plaintiff avers that it is the lawful owner of the property by virtue of a Sheriff Sale conducted by Clearfield Sheriff Office on October 7, 2005 at Civil Action No. 03-1675-CD more specifically described below as:

ALL that certain piece or parcel of land situate, lying and being in the City of Dubois, Clearfield County, Pennsylvania, bounded and described as follows, to wit:

On the North by Lot No. 10, on the East by North Fourth Street, on the South by South Park Place, on the West by a 16 foot alley. Being 104 feet wide on North Fourth Street and said Alley, and 142 feet along Lot No. 10 and South Park Place, Known as Lots No. 11 and 12 in the J.E. Dubois Plan of Lots.

BEING the same premises which Donald H. Flowers and Susan P. Flowers by their deed dated November 7, 1994 and recorded November 17, 1994 in the Office of the Clearfield County Recorder of Deeds, in Deed Book Volume 1644, page 271, granted and conveyed unto John Tartal Jr. and Rébecca Ruth Tartal.

4. Plaintiff avers that the Defendants have unlawfully remained on said property without right or authority.
5. Plaintiff avers that the Defendants have no rights which are superior to those of the Plaintiff.

6. Plaintiff has the right to immediate possession of the aforementioned lot or piece of ground together with the buildings and improvements thereon.

WHEREFORE, Plaintiff demands Judgment in Ejectment against Defendants, jointly and severally, for possession of the premises at 203 N Fourth Street, Dubois, Pennsylvania 15801.

BERNSTEIN LAW FIRM, P.C.

BY: 
Attorney for Plaintiff(s)
Suite 2200 Gulf Tower
Pittsburgh, PA 15219
BERNSTEIN FILE NO. F0040761
(412) 456-8111

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 3 Services

Sheriff Docket # **101026**

NATIONAL CITY BANK OF PENNSYLVANIA

Case # **05-1818-CD**

vs.

JOHN TARTAL JR. and REBECCA RUTH TARTAL and OCCUPANTS

TYPE OF SERVICE COMPLAINT IN EJECTMENT

SHERIFF RETURNS

NOW December 21, 2005 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO JOHN TARTAL JR., DEFENDANT. 203 N. FOURTH ST., DUBOIS, PA. "EMPTY".

SERVED BY: /

FILED
01/14/06
DEC 21 2005
LS

William A. Shaw
Prothonotary/Clerk of Courts

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 2 of 3 Services

Sheriff Docket # 101026

NATIONAL CITY BANK OF PENNSYLVANIA

Case # 05-1818-CD

VS.

JOHN TARTAL JR. and REBECCA RUTH TARTAL and OCCUPANTS

TYPE OF SERVICE COMPLAINT IN EJECTMENT

SHERIFF RETURNS

NOW December 21, 2005 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO REBECCA RUTH TARTAL, DEFENDANT. 203 N. FOURTH ST., DUBOIS, PA. "EMPTY".

SERVED BY: /

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 3 of 3 Services

Sheriff Docket # 101026

NATIONAL CITY BANK OF PENNSYLVANIA

Case # 05-1818-CD

VS.

JOHN TARTAL JR. and REBECCA RUTH TARTAL and OCCUPANTS

TYPE OF SERVICE COMPLAINT IN EJECTMENT

SHERIFF RETURNS

NOW December 21, 2005 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO OCCUPANTS (TARTAL PROPERTY), DEFENDANT. 203 N. FOURTH ST., DUBOIS, PA. "EMPTY".

SERVED BY: /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101026
NO: 05-1818-CD
SERVICES 3
COMPLAINT IN EJECTMENT

PLAINTIFF: NATIONAL CITY BANK OF PENNSYLVANIA

vs.

DEFENDANT: JOHN TARTAL JR. and REBECCA RUTH TARTAL and OCCUPANTS

SHERIFF RETURN

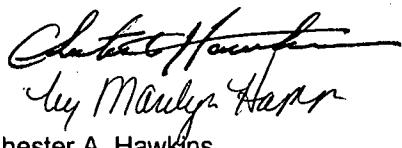
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	BERNSTEIN	99060	30.00
SHERIFF HAWKINS	BERNSTEIN	99060	42.43

Sworn to Before Me This

So Answers,

Day of _____ 2005


Chester A. Hawkins
Sheriff

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NATIONAL CITY BANK OF
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DIRECT DIAL: (412) 456-8138

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

NOV 21 2005

Attest.

W.C. L.R.
Prothonotary/
Clerk of Courts

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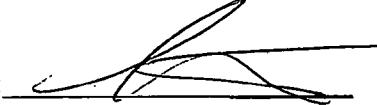
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