

05-1950-CD  
Jennifer Seaburn et al vs J.  
Dellantonio et al

Jennifer Seaburn et al vs Joseph Dellantonio  
2005-1950-CD

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JENNIFER J. SEABURN, Administratrix of  
the Estate of JO ELLEN McCracken,  
deceased,

PLAINTIFF

CIVIL DIVISION

NO. 05-1950-CD

CODE:

PRAECIPE TO ISSUE WRIT OF  
SUMMONS IN CIVIL ACTION

VS.

JOSEPH DELLANTONIO, individually and  
t/d/b/a CLEARFIELD PHARMACY,

DEFENDANTS

Filed on behalf of:  
PLAINTIFF

COUNSEL OF RECORD FOR THIS  
PARTY:

DAVID AINSMAN, ESQUIRE  
PA. I.D. # 25437

AINSMAN, LEVINE & DREXLER, LLC  
Firm #: 975

330 Grant Street, Suite 2201  
Pittsburgh, PA 15219

(412) 338-9030

**FILED** Att'y pd. 85.00  
m/11:19:30  
DEC 15 2005 I Writ to Att'y  
William A. Shaw  
Prothonotary/Clerk of Courts

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

JENNIFER J. SEABURN, Administratrix of the )  
Estate of JO ELLEN McCracken, deceased, )  
PLAINTIFF )  
VS. ) NO.:  
JOSEPH DELLANTONIO, individually and )  
t/d/b/a CLEARFIELD PHARMACY, )  
DEFENDANTS )

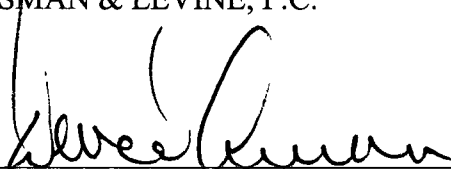
**PRAECIPE TO ISSUE WRIT OF SUMMONS IN CIVIL ACTION**

TO: PROTHONOTARY,


Kindly issue a Writ of Summons upon the Defendants with regard to the above-captioned matter. Thank you.

Respectfully submitted,

AINSMAN & LEVINE, P.C.

By:   
David Ainsman, Esquire  
Attorney for Plaintiff

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

 **COPY**

**SUMMONS**

**Jennifer J. Seaburn, Administratrix of  
the Estate of Jo Ellen McCracken, deceased**

**Vs.**

**NO.: 2005-01950-CD**

**Joseph Dellantonio, individually and  
t/d/b/a Clearfield Pharmacy**

TO: JOSEPH DELLANTONIO, individually  
and t/d/b/a CLEARFIELD PHARMACY

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: 12/15/2005

---

William A. Shaw  
Prothonotary

Issuing Attorney:

David Ainsman, Esq.  
330 Grant Street, Ste. 2201  
Pittsburgh, PA 15219  
(412) 338-9030

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101141  
NO: 05-1950-CD  
SERVICE # 1 OF 2  
SUMMONS;NOTICE OF DEPOSITION DUCES

TECUM;SUBPOENA

PLAINTIFF: JENNIFER J. SEABURN admx. of Estate of Jo Ellen McCracken, deceased  
vs.  
DEFENDANT: JOSEPH DELLANTONIO, Ind & t/d/b/a CLEARFIELD PHARMACY

**SHERIFF RETURN**

---

NOW, January 12, 2006 AT 12:08 PM SERVED THE WITHIN SUMMONS;NOTICE OF DEPOSITION DUCES  
TECUM;SUBPOENA ON JOSEPH DEALLANTONIO, Ind. DEFENDANT AT SHERIFF'S OFFICE, 1 N. 2nd ST.,  
SUITE 116, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO JOSEPH DELLANTONIO,  
DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS;NOTICE OF DEPOSITION DUCES  
TECUM;SUBPOENA AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: SNYDER /

**FILED**  
01/27/2006  
JAN 27 2006

William A. Shaw  
Prothonotary/Clerk of Courts

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

DOCKET # 101141

NO: 05-1950-CD

SERVICE # 2 OF 2

SUMMONS;NOTICE OF DEPOSITION DUCES

TECUM;SUBPOENA

PLAINTIFF: JENNIFER J. SEABURN admx. of Estate of Jo Ellen McCracken, deceased  
vs.

DEFENDANT: JOSEPH DELLANTONIO, Ind & t/d/b/a CLEARFIELD PHARMACY

**SHERIFF RETURN**

---

NOW, January 11, 2006 AT 2:19 PM SERVED THE WITHIN SUMMONS;NOTICE OF DEPOSITION DUCES TECUM;SUBPOENA ON CLEARFIELD PHARMACY DEFENDANT AT 307 E. MARKET ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO BRENDA WEBER, PHARMACIST A TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS;NOTICE OF DEPOSITION DUCES TECUM;SUBPOENA AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: HUNTER / NEVLING

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101141  
NO: 05-1950-CD  
SERVICES 2  
SUMMONS;NOTICE OF DEPOSITION DUCES

TECUM;SUBPOENA

PLAINTIFF: JENNIFER J. SEABURN admx. of Estate of Jo Ellen McCracken, deceased  
vs.

DEFENDANT: JOSEPH DELLANTONIO, Ind & t/d/b/a CLEARFIELD PHARMACY

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	AINSMAN	12219	20.00
SHERIFF HAWKINS	AINSMAN	12219	27.00

Sworn to Before Me This

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

So Answers,


Chester A. Hawkins  
Sheriff

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

JENNIFER J. SEABURN, Administratrix  
of the Estate of JO ELLEN McCRACKEN,  
Deceased,

Plaintiff,

vs.

JOSEPH DELLANTONIO, Individually and  
t/d/b/a CLEARFIELD PHARMACY,

Defendant.

CIVIL DIVISION

No. 2005-01950-CD

**PRAECIPE FOR APPEARANCE**

Filed on Behalf of Defendants.  
JOSEPH DELLANTONIO and  
CLEARFIELD PHARMACH

Counsel of Record for this Party:

GERALD J. HUTTON  
PA I.D. No. 23098

BASHLINE & HUTTON  
Suite 3500 One Oliver Plaza  
210 Sixth Avenue  
Pittsburgh, PA 15222  
(412) 434-0201

**JURY TRIAL DEMANDED**

**FILED** *no cc*  
*m/11:20/01*  
**FEB 09 2006** 

William A. Shaw  
Prothonotary/Clerk of Courts



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

JENNIFER J. SEABURN, Administratrix  
of the Estate of JO ELLEN McCracken,  
Deceased,

CIVIL DIVISION

No. 2005-01950-CD

Plaintiff,

vs.

JOSEPH DELLANTONIO, Individually and  
t/d/b/a CLEARFIELD PHARMACY,

Defendant.

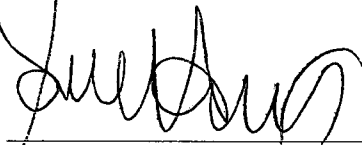
**PRAECIPE FOR APPEARANCE**

To the Prothonotary:

You are hereby directed to enter my appearance on behalf of CLEARFIELD PHARMACY and  
JOSEPH F DELLANTONIO, the Defendants in the afore-captioned case.

JURY TRIAL DEMANDED.

BASHLINE & HUTTON



GERALD J. HUTTON, ESQUIRE

Attorney for Defendant

Clearfield Pharmacy / Joseph F Dellantonio

**CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing PRAECIPE FOR  
APPEARANCE was served via U.S. First Class Mail, postage pre-paid, on this 6<sup>th</sup> day of  
Feb, 2006, upon the following counsel of record:

David Ainsman Esquire  
2201 Grant Building  
Pittsburgh, PA 15219

*(Attorney for Plaintiff)*

BASHLINE AND HUTTON

BY:

  
\_\_\_\_\_  
GERALD J. HUTTON, ESQUIRE  
Attorney for Defendants

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

JENNIFER J. SEABURN, Administratrix  
of the Estate of JO ELLEN McCracken,  
Deceased,

Plaintiff,

vs.

JOSEPH DELLANTONIO, Individually and  
t/d/b/a CLEARFIELD PHARMACY,

Defendant.

CIVIL DIVISION

No. 2005-01950-CD

ISSUE NO.:

**PRAECIPE FOR RULE TO FILE  
COMPLAINT**

Filed on Behalf of Defendant:  
CLEARFIELD PHARMACY AND  
JOSEPH F DELLANTONIO

Counsel of Record for this Party:

GERALD J. HUTTON  
PA I.D. No. 23098

BASHLINE & HUTTON  
Suite 3500 One Oliver Plaza  
210 Sixth Avenue  
Pittsburgh, PA 15222  
(412) 434.0201

Firm I.D. No.: 150

**JURY TRIAL DEMANDED**

**FILED**

APR 17 2006

W/12550/w  
William A. Shaw

Prothonotary/Clerk of Courts

NO CENT.

RULE ISSUED TO ATTY.

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

JENNIFER J. SEABURN, Administratrix  
of the Estate of JO ELLEN McCRACKEN,  
Deceased,

CIVIL DIVISION

No. 2005-01950-CD

Plaintiff,

vs.

JOSEPH DELLANTONIO, Individually and  
t/d/b/a CLEARFIELD PHARMACY,

Defendant.

**PRAECIPE FOR RULE TO FILE COMPLAINT**

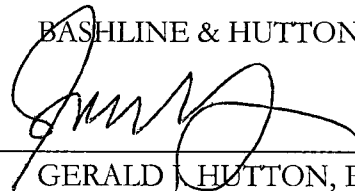
TO: William A. Shaw, Prothonotary  
Clearfield County Courthouse

Pursuant to the provisions of Rule No. 1037(a) of the Pennsylvania Rules of Civil Procedure,  
enter Rule on the Plaintiff, JENNIFER J. SEABURN, Administratrix of the Estate of JO ELLEN  
MCCRACKEN, DECEASED, to file her Complaint, sec. leg., or Judgment of Non Pros may be  
entered.

Date: 4/13/2006

BASHLINE & HUTTON

BY



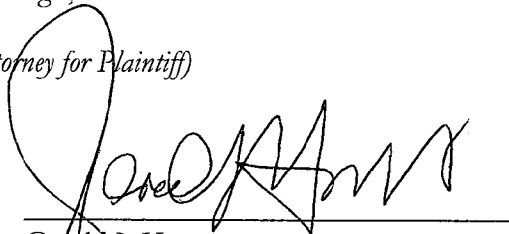
GERALD J. HUTTON, ESQUIRE  
Attorney for Defendants  
CLEARFIELD PHARMACY and  
JOSEPH F. DELLANTONIO

**CERTIFICATE OF SERVICE**

I do hereby certify that a true and correct copy of the foregoing PRAECIPE FOR RULE  
TO FILE COMPLAINT was served via U.S. First Class Mail, postage pre-paid, on this 13<sup>th</sup> day  
~~of February~~ <sup>April</sup>, 2006, upon the following counsel of record:

David Ainsman, Esquire  
2201 Grant Building  
Pittsburgh, PA 15219

*(Attorney for Plaintiff)*

A handwritten signature in black ink, appearing to read "Gerald J. Hutton", written over a horizontal line.

Gerald J. Hutton  
Attorney for Clearfield Pharmacy and Joseph F  
Dellantonio

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

Copy

Jennifer J. Seaburn, Administratrix of  
the Estate of Jo Ellen McCracken, Deceased

Vs.  
Joseph Dellantonio, Individually  
and t/d/b/a Clearfield Pharmacy

Case No. 2005-01950-CD

RULE TO FILE COMPLAINT

TO: Jennifer J. Seaburn, Administratrix of the Estate of Jo Ellen McCracken, Deceased

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 17, 2006

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

JENNIFER J. SEABURN, Administratrix of  
the Estate of JO ELLEN McCracken,  
deceased,

PLAINTIFF

VS.

JOSEPH DELLANTONIO, individually and  
t/d/b/a CLEARFIELD PHARMACY,

DEFENDANTS

CIVIL DIVISION

NO. 2005-01950-CD

CODE:

PRAECIPE TO SETTLE AND  
DISCONTINUE WITHOUT PREJUDICE

Filed on behalf of:  
PLAINTIFF

COUNSEL OF RECORD FOR THIS  
PARTY:

DAVID AINSMAN, ESQUIRE  
PA. I.D. # 25437

AINSMAN, LEVINE & DREXLER, LLC  
Firm #: 975

330 Grant Street, Suite 2201  
Pittsburgh, PA 15219

(412) 338-9030

FILED

JUL 21 2006

W/12:20/W  
William A. Shaw

Prothonotary/Clerk of Courts

to Clearfield County

CEAT OF DISC

TO ATTY +

C/A

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

JENNIFER J. SEABURN, Administratrix of the )  
Estate of JO ELLEN McCRACKEN, deceased, )  
PLAINTIFF )

VS. )

) NO.: 2005-01950-CD

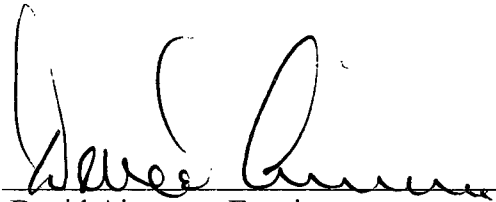
JOSEPH DELLANTONIO, individually and )  
t/d/b/a CLEARFIELD PHARMACY, )  
DEFENDANTS )

**PRAECIPE TO SETTLE AND DISCONTINUE WITHOUT PREJUDICE**

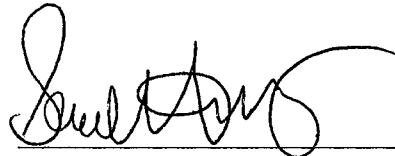
TO: PROTHONOTARY

SIR:

Kindly settle and discontinue the above captioned matter, **without prejudice**, and mark  
the docket to reflect the same.



David Ainsman, Esquire  
Attorney for Plaintiff



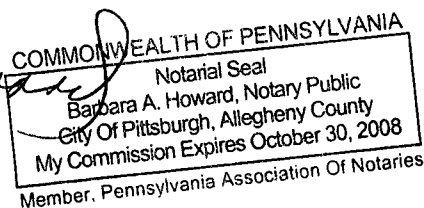
Gerald J. Hutton, Esquire  
Attorney for Defendants

We hereby certify that the foregoing is a true and correct statement of the above case.

This statement is made subject to the penalties of 18 PA. C.S. §4904 relating to  
unsworn falsifications to authorities.

*Sworn to and subscribed  
before me this 19th day of  
July, 2006*

*Barbara A. Howard*





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

**CIVIL DIVISION**

**Jennifer J. Seaburn, Administratrix of the  
Estate of Jo Ellen McCracken, deceased**

**Vs.**

**No. 2005-01950-CD**

**Joseph Dellantonio, individually and  
t/d/b/a Clearfield Pharmacy**

**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 July 21, 2006, marked:

Settled, Discontinued without prejudice.

Record costs in the sum of \$85.00 have been paid in full by Ainsman, Levine & Drexler, LLC.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 21st day of July A.D. 2006.

---

William A. Shaw, Prothonotary