

05-1997-CD

W. Satterlee et al vs Larry A. Kitchen

William G Satterlee vs Larry Kitchen et al
2005-1997-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

William G Satterlee & Sons Inc CIVIL ACTION
(Plaintiff)

12475 Route 119 North No. 2005-1997-C.D.
(Street Address)

Rochester Mills PA 15771 Type of Case: _____
(City, State ZIP)

vs. Lam A. Kitchen
Pauline B. Kitchen
(Defendant)

P.O. Box 97
(Street Address)

Westover PA 16692
(City, State ZIP)

Filed on Behalf of:

(Plaintiff/Defendant)

FILED

DEC 23 2005 *ws*
0110:30 AM
William A. Shaw
Prothonotary/Clerk of Courts
NOTICE TO DEFENDANT
STATEMENT TO
PLF#

William G Satterlee & Sons Inc
(Filed by)

12475 Route 119 North
(Address)
Rochester Mills, PA 15771
724-3972400
(Phone)

Ramill R. Hayes
(Signature)

GUARANTEE

William G Satterlee & Sons, Inc.
RD 1 Box 173
Rochester Mills, Pennsylvania 15771

Gentlemen:

The undersigned, intending to be legally bound hereby, and in order to induce William G Satterlee & Sons, Inc. and its affiliates (collectively, "you") to sell, or to continue to sell, petroleum products to:

*Larry A Kitchen and
Pauline B Kitchen*

("Customer"),

and to extend, or to continue to extend, credit to Customer does hereby unconditionally guarantee the prompt and punctual payment to you of:

- (a) any and all present and future indebtedness, absolute or contingent, however arising and however evidenced, of Customer to you (collectively "indebtedness");
- (b) all interest thereon ("Interest"); and
- (c) all costs, including reasonable attorneys' fees, paid or incurred by you in endeavoring to collect from Customer or the undersigned, and part of the Indebtedness and/or Interest (collectively "Cost"), up to a maximum dollar amount of \$ 48000.00.

The undersigned waives notice of any sale of petroleum products to Customer or the incurring of any Indebtedness and consents to any extensions, renewals and forbearances granted by you with respect to any Indebtedness and to your release thereto, and agrees that you may grant such extensions, renewals, forbearances and releases without further authority from the undersigned and without affecting or impairing this Guarantee.

The undersigned waives any requirement that you take any action or exhaust any right against Customer. The undersigned agrees that its liability to you shall be primary, and that with respect to any right of action which may accrue to you hereunder, you may, at your option, proceed against the undersigned and Customer jointly and/or severally, or proceed immediately against the undersigned without having commenced any action against or having obtained any judgement against Customer.

This guarantee may be terminated only by written notice to you from the undersigned to make no further sales to and accept no further Indebtedness of Customer in reliance hereon. After receipt of such notice, this Guarantee shall continue as to all Indebtedness then in existence (including all extensions and renewals thereof), all Interest and all Costs, but shall not extend to other Indebtedness of Customer thereafter incurred.

The undersigned warrants and represents that he has the lawful power and authority to make and deliver this Guarantee and that this Guarantee is its valid and legally binding obligation.

THE UNDERSIGNED HEREBY EMPOWERS THE PROTHONOTARY OR ANY ATTORNEY OF ANY COURT OF RECORDS WITHIN THE UNITED STATES OR ELSEWHERE TO APPEAR FOR UNDERSIGNED AND TO CONFESS JUDGMENT AS OFTEN AS NECESSARY AGAINST UNDERSIGNED IN FAVOR OF THE HOLDER OF THIS GUARANTEE, FOR THE ABOVE SUM PLUS INTEREST, TOGETHER WITH COSTS OF SUIT AND REASONABLE ATTORNEY'S FEES. WITH RELEASE OF ALL ERRORS, UNDERSIGNED HEREBY WAIVES ALL LAWS EXEMPTING REAL OR PERSONAL PROPERTY FROM EXECUTION.

This Guarantee shall be governed as to its validity, interpretation and effect by the laws of the Commonwealth of Pennsylvania.

If this Guarantee is signed by more than one party, all references to the "undersigned" herein shall be deemed to refer to each of the undersigned and in that case, all obligations and liabilities hereunder shall be the joint and several obligations and liabilities of the undersigned.

Very truly yours,

Witness
ATTEST:

BY

James L Hall

BY

Lay Kite
By Patline B. Kitchen

Dated 6-24-08

FILED
DEC 23 2005

William A. Shaw
Prothonotary/Clerk of Courts

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

William G. Satterlee & Sons, Inc.

Vs.

No. 2005-01997-CD

Larry A. Kitchen Pauline B. Kitchen

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$48,000.00 on the Guarantee.

William A. Shaw
Prothonotary

William A. Shaw

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
STATEMENT OF JUDGMENT

William G. Satterlee & Sons, Inc.
Plaintiff(s)

No.: 2005-01997-CD

Real Debt: \$48,000.00

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Larry A. Kitchen
Pauline B. Kitchen
Defendant(s)

Entry: \$20.00

Instrument: Guarantee

Date of Entry: December 23, 2005

Expires: December 23, 2010

Certified from the record this

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

**WILLIAM G. SATTERLEE
& SONS, INC.,**

Plaintiff :

NO. 2005 - 01997 - CD

vs.

**LARRY A. KITCHEN and
PAULINE B. KITCHEN,**

Defendants.

ORIGIN

TYPE OF PLEADING: Praeclipe
for Writ of Execution on Money
Judgment

FILED ON BEHALF OF: Plaintiff

COUNSEL OF RECORD FOR
THIS PARTY:

Stanley P. DeGory
PA ID. # 34440
Bonya Gazza & DeGory, LLP
134 South Sixth Street
Indiana, PA 15701
Ph. (724) 465-5535

COUNSEL OF RECORD FOR
ADVERSE PARTY:

Ann B. Wood, Esquire

FILED Atypd.20.00
m112.56621
AUG 14 2006 *accwrits*
to Shff

William A. Shaw
Prothonotary/Clerk of Courts

(60)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WILLIAM G. SATTERLEE) No. 2005 - 01197 - CD
& SONS, INC.,)
Plaintiff)
vs.)) PRAECIPE FOR WRIT OF
LARRY A. KITCHEN and) EXECUTION ON MONEY JUDGMENT
PAULINE B. KITCHEN,)
Defendants.)
0

PRAECIPE FOR WRIT OF EXECUTION ON MONEY JUDGMENT

TO THE PROTHONOTARY:

Please issue a Writ of Execution in the above matter

- (1) Directed to the Sheriff of Clearfield County, Pennsylvania;
- (2) Against LARRY A. KITCHEN and PAULINE B. KITCHEN as husband and wife;
- (3) And index this Writ

a. Against LARRY A KITCHEN and PAULINE B. KITCHEN as husband and wife,

as a levy against all personal property of defendants including but not limited to that described in "Exhibit A."

| | |
|--------------------------|--------------|
| (4) Judgment amount due | \$ 48,000.00 |
| Interest from 12/23/2005 | \$ _____ |
| Costs to be added | \$ _____ |
| Total amount due | \$ _____ |
| Prothonotary costs | 40.00 |

BONYA, GAZZA & DeGORY, LLP

August 11, 2006
Date

By: Stanley P. DeGory
Stanley P. DeGory
Attorney for Plaintiff

“EXHIBIT A”

**LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL
OTHER PERSONAL PROPERTY OF DEFENDANTS**

1. One used Caterpillar 951 loader, VIN #951 86J05369
2. One used Case 580 backhoe, VIN #JJG0007864
3. One used New Holland skid steer, VIN #728772
4. One used Tonko twenty-ton trailer, VIN #A20HS1180704

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

| | |
|--|-------------------------------|
| WILLIAM G. SATTERLEE & SONS, INC., |) No. 2005 - 01997 - CD |
| Plaintiff |) |
| |) PRAECIPE FOR WRIT OF |
| |) EXECUTION ON MONEY JUDGMENT |
| vs. |) |
| |) |
| LARRY A. KITCHEN and PAULINE B. KITCHEN, Defendants. |) |
| |) |

ORIGINAL

WRIT OF EXECUTION NOTICE

This paper is a "Writ of Execution." It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. If social security or supplemental security income funds are directly deposited into your account, the levy and attachment shall not include any funds that may be traced to such direct deposits. In addition, the levy and attachment shall not include \$300 in the account of the defendant. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly:

- (1) Fill out the attached claim form and demand for a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

**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.**

Court Administrator
Clearfield County Courthouse
230 East Market Street
Clearfield PA 16830
(814) 765-2641

CLAIM FOR EXEMPTION

To the Sheriff:

I, the above-named defendant, claim exemption of property from the levy or attachment:

1. From my personal property in my possession which has been levied upon,

(a) I desire that my \$300 statutory exemption be:

(_____) (1) set aside in kind (specific property to be set aside in kind):

(_____) (2) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specific property and basis for exemption):

2. From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300 statutory exemption: (_____) in cash; (_____) in kind (specific property):

(b) Social security benefits on deposit in the amount of \$ _____

(c) Other (specify amount and basis of exemption):

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to be at: _____

(Address)

(Telephone Number)

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____ Defendant: _____

THIS CLAIM TO BE FILED WITH:
The Office of the Sheriff of Clearfield County
Clearfield County Courthouse
230 East Market Street
Clearfield PA 16830

MAJOR EXEMPTIONS UNDER PENNSLVANIA AND FEDERAL LAW

1. \$300 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW

William G. Satterlee & Sons, Inc.

Vs.

NO.: 2005-01997-CD

Larry A. Kitchen and Pauline B. Kitchen

 COPY

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WILLIAM G. SATTERLEE & SONS, INC., Plaintiff(s) from LARRY A. KITCHEN and PAULINE B. KITCHEN, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached "Exhibit A"

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

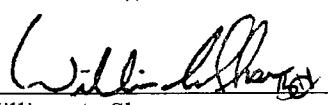
and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

(4) **If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.**

AMOUNT DUE/PRINCIPAL: \$48,000.00
INTEREST from 12/23/2005
ATTY'S COMM: \$
DATE: 08/14/2006

PROTHONOTARY'S COSTS PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Sheriff

Requesting Party: Stanley P. DeGory
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

“EXHIBIT A”

**LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL
OTHER PERSONAL PROPERTY OF DEFENDANTS**

1. One used Caterpillar 951 loader, VIN #951 86J05369
2. One used Case 580 backhoe, VIN #JJG0007864
3. One used New Holland skid steer, VIN #728772
4. One used Tonko twenty-ton trailer, VIN #A20HS1180704

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WILLIAM G. SATTERLEE :
& SONS, INC., :
Plaintiff : **NO. 2005 - 01997 - CD**
vs. :
LARRY A. KITCHEN and :
PAULINE B. KITCHEN, :
Defendants. :
: **TYPE OF PLEADING: Praeclipe to**
: **Reissue Writ of Execution on Money**
: **Judgment**
: **FILED ON BEHALF OF: Plaintiff**
: **COUNSEL OF RECORD FOR**
: **THIS PARTY:**
: **Stanley P. DeGory**
: **PA ID. # 34440**
: **Bonya Gazza & DeGory, LLP**
: **134 South Sixth Street**
: **Indiana, PA 15701**
: **Ph. (724) 465-5535**
: **COUNSEL OF RECORD FOR**
: **ADVERSE PARTY:**
: **Ann B. Wood, Esquire**

FILED Atty pd.7.00
NOV 17 2006 1CC96wnts
to Shaff
12:01 PM

William A. Shaw
Prothonotary/Clerk of Courts

(60)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

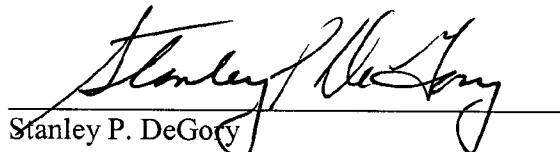
WILLIAM G. SATTERLEE) No. 2005 – 01197 – CD
& SONS, INC.,)
Plaintiff)
vs.) Praecipe to Reissue Writ of Execution
LARRY A. KITCHEN and) on Money Judgment
PAULINE B. KITCHEN,)
Defendants.)

PRAECIPE TO REISSUE WRIT OF EXECUTION ON MONEY JUDGMENT

TO THE PROTHONOTARY:

Please reissue the Writ of Execution in the above-referenced matter. A copy of the original Writ of Execution issued on August 14, 2006 is attached hereto as Exhibit "A."

Date: November 16, 2006



Stanley P. DeGory
Attorney for Plaintiff

WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW

William G. Satterlee & Sons, Inc.

Vs.

NO.: 2005-01997-CD

Larry A. Kitchen and Pauline B. Kitchen

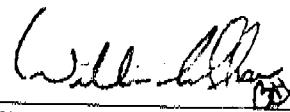
TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WILLIAM G. SATTERLEE & SONS, INC., Plaintiff(s) from LARRY A. KITCHEN and PAULINE B. KITCHEN, Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached "Exhibit A"
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
Garnishee(s) as follows:
and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;
- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.
- (4) If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

AMOUNT DUE/PRINCIPAL: \$48,000.00
INTEREST from 12/23/2005
ATTY'S COMM: \$
DATE: 08/14/2006

PROTHONOTARY'S COSTS PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 14th day
of August A.D. 2006
At 8:30 A.M./P.M.

Chester A. Shaw
Sheriff of Armstrong Butler Clearfield Co.

EXHIBIT

A

“EXHIBIT A”

**LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL
OTHER PERSONAL PROPERTY OF DEFENDANTS**

1. One used Caterpillar 951 loader, VIN #951 86J05369
2. One used Case 580 backhoe, VIN #JJG0007864
3. One used New Holland skid steer, VIN #728772
4. One used Tonko twenty-ton trailer, VIN #A20HS1180704

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

| | |
|--|-------------------------------|
| WILLIAM G. SATTERLEE & SONS, INC., |) No. 2005 - 01997 - CD |
| Plaintiff |) |
| |) PRAECIPE FOR WRIT OF |
| |) EXECUTION ON MONEY JUDGMENT |
| vs. |) |
| |) |
| LARRY A. KITCHEN and PAULINE B. KITCHEN, Defendants. |) |

WRIT OF EXECUTION NOTICE

This paper is a "Writ of Execution." It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. If social security or supplemental security income funds are directly deposited into your account, the levy and attachment shall not include any funds that may be traced to such direct deposits. In addition, the levy and attachment shall not include \$300 in the account of the defendant. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly:

- (1) Fill out the attached claim form and demand for a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

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.

Court Administrator
Clearfield County Courthouse
230 East Market Street
Clearfield PA 16830
(814) 765-2641

CLAIM FOR EXEMPTION

To the Sheriff:

I, the above-named defendant, claim exemption of property from the levy or attachment:

1. From my personal property in my possession which has been levied upon,

(a) I desire that my \$300 statutory exemption be:

(_____) (1) set aside in kind (specific property to be set aside in kind):

(_____) (2) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specific property and basis for exemption):

2. From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300 statutory exemption: (_____) in cash; (_____) in kind (specific property):

(b) Social security benefits on deposit in the amount of \$ _____

(c) Other (specify amount and basis of exemption):

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to be at: _____

(Address)

(Telephone Number)

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____ Defendant: _____

THIS CLAIM TO BE FILED WITH:

The Office of the Sheriff of Clearfield County
Clearfield County Courthouse
230 East Market Street
Clearfield PA 16830

MAJOR EXEMPTIONS UNDER PENNSLVANIA AND FEDERAL LAW

1. \$300 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW**

William G. Satterlee & Sons, Inc.

Vs.

NO.: 2005-01997-CD

Larry A. Kitchen and Pauline B. Kitchen

CC

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WILLIAM G. SATTERLEE & SONS, INC., Plaintiff(s) from LARRY A. KITCHEN and PAULINE B. KITCHEN, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:

See Attached "Exhibit A"

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

(4) **If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.**

AMOUNT DUE/PRINCIPAL: \$48,000.00
INTEREST from 12/23/2005
ATTY'S COMM: \$
DATE: 08/14/2006

PROTHONOTARY'S COSTS PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$
Additional Prothonotary Costs Paid: \$7.00



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Requesting Party: Stanley P. DeGory
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

Sheriff

11-17-00 Document
Re-issued/Re-issued to Sheriff _____
for service.

____ Prothonotary

“EXHIBIT A”

**LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL
OTHER PERSONAL PROPERTY OF DEFENDANTS**

1. One used Caterpillar 951 loader, VIN #951 86J05369
2. One used Case 580 backhoe, VIN #JJG0007864
3. One used New Holland skid steer, VIN #728772
4. One used Tonko twenty-ton trailer, VIN #A20HS1180704

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20435
NO: 05-1997-CD

PLAINTIFF: WILLIAM G. SATTERLEE & SONS, INC.

vs.

DEFENDANT: LARRY A. KITCHEN AND PAULINE B. KITCHEN

Execution PERSONAL PROPERTY

SHERIFF RETURN

DATE RECEIVED WRIT: 08/14/2006

LEVY TAKEN 11/29/2006 @ 11:00 AM

POSTED 12/26/2006 @ 2:23 PM

SALE HELD 06/22/2007

SOLD TO
OLDAKER SELVAGE

SOLD FOR AMOUNT \$459.93 PLUS COSTS

WRIT RETURNED 07/11/2007

DATE DEED FILED

PROPERTY ADDRESS 150 WESTOVER ROAD WESTOVER , PA 16692

FILED
010:54PM
JUL 11 2007
William A. Shaw
Prothonotary/Clerk of Courts

SERVICES

11/29/2006 @ 11:00 AM SERVED LARRY A. KITCHEN

See page 2

SERVED LARRY A. KITCHEN, DEFENDANT, AT HIS RESIDENCE 150 WESTOVER ROAD, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LARRY KITCHEN

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND COPY OF THE LEVY AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

11/29/2006 @ 11:00 AM SERVED PAULINE B. KITCHEN

SERVED PAULINE B. KITCHEN, DEFENDANT, AT HER RESIDENCE 150 WESTOVER ROAD, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LARRY KITCHEN, HUSBAND/CO-DEFENDANT

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND COPY OF THE LEVY AND BY MAKING KNOWN TO HER THE CONTENTS THEREOF.

12/26/2006 @ 2:23 PM SERVED LARRY A. KITCHEN

SERVED LARRY A. KITCHEN, DEFENDANT, AT HIS RESIDENCE 150 WESTOVER ROAD, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LARRY KITCHEN A

A NOTICE OF SALE AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

@ SERVED PAULINE B. KITCHEN

SERVED LARRY A. KITCHEN, DEFENDANT, AT HER RESIDENCE 150 WESTOVER ROAD, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO PAULINE B. KITCHEN

A NOTICE OF SALE AND BY MAKING KNOWN TO HER THE CONTENTS THEREOF.

05/04/2007 @ 10:15 AM SERVED

REPOSTED 5/4/07 FOR NEW SALE DATE JUNE 22, 2007 AT 10:00 AM.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20435
NO: 05-1997-CD

PLAINTIFF: WILLIAM G. SATTERLEE & SONS, INC.
vs.

DEFENDANT: LARRY A. KITCHEN AND PAULINE B. KITCHEN

Execution PERSONAL PROPERTY

SHERIFF RETURN

SERVICES

11/29/2006 @ 11:00 AM SERVED LARRY A. KITCHEN
SERVED LARRY A. KITCHEN, DEFENDANT, AT HIS RESIDENCE 150 WESTOVER ROAD, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LARRY KITCHEN

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND COPY OF THE LEVY AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

11/29/2006 @ 11:00 AM SERVED PAULINE B. KITCHEN
SERVED PAULINE B. KITCHEN, DEFENDANT, AT HER RESIDENCE 150 WESTOVER ROAD, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LARRY KITCHEN, HUSBAND/CO-DEFENDANT

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND COPY OF THE LEVY AND BY MAKING KNOWN TO HER THE CONTENTS THEREOF.

12/26/2006 @ 2:23 PM SERVED LARRY A. KITCHEN
SERVED LARRY A. KITCHEN, DEFENDANT, AT HIS RESIDENCE 150 WESTOVER ROAD, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LARRY KITCHEN

A NOTICE OF SALE AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

@ SERVED PAULINE B. KITCHEN
SERVED LARRY A. KITCHEN, DEFENDANT, AT HER RESIDENCE 150 WESTOVER ROAD, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO PAULINE B. KITCHEN

A NOTICE OF SALE AND BY MAKING KNOWN TO HER THE CONTENTS THEREOF.

05/04/2007 @ 10:15 AM SERVED
REPOSTED 5/4/07 FOR NEW SALE DATE JUNE 22, 2007 AT 10:00 AM.

05/09/2007 @ 1:48 PM SERVED LARRY A. KITCHEN
SERVED LARRY A. KITCHEN, DEFENDANT, AT HIS RESIDENCE 113 EAST BRIDGE, WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO LARRY A. KITCHEN

A NOTICE OF SALE AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

05/07/2007 @ 10:15 AM SERVED PAULINE B. KITCHEN
SERVED PAULINE B. KITCHEN, DEFENDANT, AT HER RESIDENCE 150 WESTOVER ROAD, CLEARFIELD COUNTY, WESTOVER, PENNSYLVANIA BY HANDING TO PAULINE B. KITCHEN

A NOTICE OF SALE AND BY MAKING KNOWN TO HER THE CONTENTS THEREOF.

@ SERVED
JUNE 21, 2007 SHERIFF RECEIVED A LETTER FROM BERTHA KITCHEN MOTHER OF LARRY KITCHEN STATING SHE HAD LEGAL RIGHT TO THE LOADER AND BACKHOE THAT WAS LEVIED. THE SHERIFF MADE A DETERMINATION THAT THOSE ITEMS WOULD NOT GO TO SALE.

@ SERVED
JUNE 22, 2007 A SALE WAS HELD ON THE 1985 MACK (TANDUM). THE MACK WAS SOLD TO OLDAKER SELVAGE, 220 HILL STREET, WESTOVER, PA FOR \$459.93 + COSTS OF \$260.07.

NOW, JULY 11, 2007 RETURNING AUGUST 14, 2006 WRIT THAT WAS NOT SERVED AND THE NOVEMBER 17, 2006 WRIT.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20435
NO: 05-1997-CD

PLAINTIFF: WILLIAM G. SATTERLEE & SONS, INC.

VS.

DEFENDANT: LARRY A. KITCHEN AND PAULINE B. KITCHEN

Execution PERSONAL PROPERTY

SHERIFF RETURN

SHERIFF HAWKINS \$220.07

SURCHARGE \$40.00 PAID BY ATTORNEY

Sworn to Before Me This

____ Day of _____ 2007

So Answers,



By *Amber Bitter-DeFulio*
Chester A. Hawkins
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW**

William G. Satterlee & Sons, Inc.

Vs.

NO.: 2005-01997-CD

Larry A. Kitchen and Pauline B. Kitchen

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WILLIAM G. SATTERLEE & SONS, INC., Plaintiff(s) from LARRY A. KITCHEN and PAULINE B. KITCHEN, Defendant(s):

(1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached "Exhibit A"

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

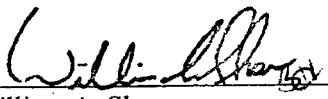
and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

(3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.

(4) **If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.**

AMOUNT DUE/PRINCIPAL: \$48,000.00
INTEREST from 12/23/2005
ATTY'S COMM: \$
DATE: 08/14/2006

PROTHONOTARY'S COSTS PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$
Additional Prothonotary Costs Paid: \$7.00



William A. Shaw
Prothonotary/Clerk Civil Division

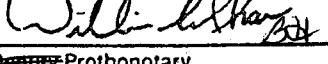
Received this writ this 17th day
of November A.D. 2006
At 3:00 A.M./P.M.

Chesler A. Hawkins

Sheriff by Captiva Better-DeGory

Requesting Party: Stanley P. DeGory
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

11-17-06 Document
Reinstated/Reissued to Sheriff Attorney
for service.



Prothonotary

“EXHIBIT A”

**LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL
OTHER PERSONAL PROPERTY OF DEFENDANTS**

1. One used Caterpillar 951 loader, VIN #951 86J05369
2. One used Case 580 backhoe, VIN #JJG0007864
3. One used New Holland skid steer, VIN #728772
4. One used Tonko twenty-ton trailer, VIN #A20HS1180704

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION - LAW**

William G. Satterlee & Sons, Inc.

Vs.

NO.: 2005-01997-CD

Larry A. Kitchen and Pauline B. Kitchen

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the debt, interest and costs due WILLIAM G. SATTERLEE & SONS, INC., Plaintiff(s) from LARRY A. KITCHEN and PAULINE B. KITCHEN, Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell interest(s) therein:
See Attached "Exhibit A"
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:

Garnishee(s) as follows:

and to notify the garnishee(s) that: (a) an attachment has been issued; (b) the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof;

- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him/her that he/she has been added as a garnishee and is enjoined as above stated.
- (4) **If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.**

AMOUNT DUE/PRINCIPAL: \$48,000.00
INTEREST from 12/23/2005
ATTY'S COMM: \$
DATE: 08/14/2006

PROTHONOTARY'S COSTS PAID: \$40.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 14th day
of August A.D. 2006
At 3:30 A.M./P.M.

Chester A. Hauseis
Sheriff By Cynthia Beller Aughenbaugh

Requesting Party: Stanley P. DeGory
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

“EXHIBIT A”

**LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL
OTHER PERSONAL PROPERTY OF DEFENDANTS**

1. One used Caterpillar 951 loader, VIN #951 86J05369
2. One used Case 580 backhoe, VIN #JJG0007864
3. One used New Holland skid steer, VIN #728772
4. One used Tonko twenty-ton trailer, VIN #A20HS1180704

**PERSONAL PROPERTY SALE
SCHEDULE OF DISTRIBUTION**

NAME LARRY A. KITCHEN NO. 05-1997-CD

NOW, July 11, 2007, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Larry A. Kitchen And Pauline B. Kitchen to public venue or outcry at which time and place I sold the same to OLDAKER SELVAGE he/she being the highest bidder, for the sum of \$459.93 and made the following appropriations, viz:

SHERIFF COSTS:

PLAINTIFF COSTS, DEBT AND INTEREST:

| | | | |
|---------------------|----------|--------------------------|-------------|
| RDR | 9.00 | DEBT-AMOUNT DUE | 48,000.00 |
| SERVICE | 9.00 | INTEREST @ % | 0.00 |
| MILEAGE | 29.37 | FROM TO 06/22/2007 | |
| LEVY | 20.00 | | |
| MILEAGE | 29.37 | PROTH SATISFACTION | |
| POSTING | 9.00 | LATE CHARGES AND FEES | |
| HANDBILLS | | COST OF SUIT-TO BE ADDED | |
| COMMISSION | 9.20 | FORECLOSURE FEES | |
| POSTAGE | 1.56 | ATTORNEY COMMISSION | |
| HANDBILLS | 10.00 | REFUND OF ADVANCE | |
| DISTRIBUTION | | REFUND OF SURCHARGE | 40.00 |
| ADVERTISING | | SATISFACTION FEE | |
| ADD'L SERVICE | 9.00 | ESCROW DEFICIENCY | |
| | | PROPERTY INSPECTIONS | |
| ADD'L POSTING | | INTEREST | |
| ADD'L MILEAGE | 29.37 | MISCELLANEOUS | |
| ADD'L LEVY | | | |
| BID AMOUNT | 459.93 | TOTAL DEBT AND INTEREST | \$48,300.07 |
| RETURNS/DEPUTIZE | | | |
| COPIES | 5.00 | COSTS: | |
| BILLING/PHONE/FAX | 5.00 | ADVERTISING | 0.00 |
| CONTINUED SALES | | TAXES - COLLECTOR | |
| MISCELLANEOUS | 45.20 | TAXES - TAX CLAIM | |
| TOTAL SHERIFF COSTS | \$220.07 | DUE | |
| | | LIEN SEARCH | |
| | | ACKNOWLEDGEMENT | |
| | | SHERIFF COSTS | 220.07 |
| | | LEGAL JOURNAL COSTS | 0.00 |
| | | PROTHONOTARY | 40.00 |
| | | MORTGAGE SEARCH | |
| | | MUNICIPAL LIEN | |
| | | TOTAL COSTS | \$260.07 |
| | | TOTAL COSTS | \$48,300.07 |

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE WITHIN TEN (10) DAYS FROM THIS DATE.

CHESTER A. HAWKINS, Sheriff

William G. Satterlee & Sons, Inc.

12475 Route 119 HWY North
Rochester Mills, PA 15771

Phone : (724) 397-2400

FAX: (724) 397-4943
(724) 397-2770FAX TRANSMISSION

DATE: October 26, 2006
TO: Clayfield County Sheriff Department
ATTN: Cindy
RE: Satterlee v Kitchen No 06-371-CD
FROM: William G Satterlee & Sons Inc.
CONTACT: Don Hayes
NUMBER OF PAGES(including this one): 1
MESSAGE: Please delay service to Mr. Kitchen until further notice. Mr. Kitchen contacted Satterlee and payment is to be made October 30, 2006. Thank you.

William G. Satterlee & Sons, Inc.

12475 Route 119 HWY North
Rochester Mills, PA 15771

Phone : (724) 397-2400

FAX: (724) 397-4943
(724) 397-2770FAX TRANSMISSIONDATE: January 26, 2007TO: Clarkfield County Sheriff DepartmentATTN: CindyRE: Satterlee v Kitchen No 06-371-CD

FROM: William G Satterlee & Sons Inc.

CONTACT: Don HauserNUMBER OF PAGES(including this one): 1MESSAGE: Please continue the Sheriff's Sale
scheduled for 10 am this morning Mr.
Kitchen has requested Satterlee grant him
a 4 to 6 week period to satisfy this debt.
Thank you.

Satterlee's will call to reschedule !!

TOTAL P.01

William G. Satterlee & Sons, Inc.

12475 Route 119 HWY North
Rochester Mills, PA 15771

Phone : (724) 397-2400

FAX: (724) 397-4943
(724) 397-2770FAX TRANSMISSIONDATE: APRIL 5, 2007TO: Cleffield County Sheriff DepartmentATTN: CINDYRE: SATTERLEE v. KITCHEN No 06-371-CD

FROM: William G Satterlee & Sons Inc.

CONTACT: DAN HAUGERNUMBER OF PAGES(including this one): 1MESSAGE: PLEASE RESCHEDULE THE SHERIFF'S
SALE ORIGINALLY SCHEDULED FOR JANUARY 26, 2007
AND CONTINUED THAT SAME DATE.THANK YOU FOR YOUR ASSISTANCE
IN THIS MATTER.

BERTHA D. KITCHEN
113 EAST BRIDGE STREET
WESTOVER, PA 16692
(814) 247-6374

JUNE 21, 2007

TO CLEARFIELD COUNTY SHERIFF:

I, BERTHA D. KITCHEN, STILL HAVE LEGAL
RIGHT TO ONE OLD 931 CAT LOADER, ONE
OLD 580 K BACKHOE, AND OTHER PIECES OF
EQUIPMENT, TRACTORS, AND TOOLS WHICH
IS WILLED TO MY SON, LARRY A. KITCHEN. IT
IS NOT HIS UNTIL I AM DECEASED.

SINCERELY YOURS,

BERTHA D. KITCHEN

Bertha D. Kitchen

Pauline B. Kitchen

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Pauline B. Kitchen, Notary Public
Chest Twp., Clearfield County.
My Commission Expires Oct. 17, 2010

Member, Pennsylvania Association of Notaries

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WILLIAM G. SATTERLEE :
& SONS, INC., :
Plaintiff : NO. 2005 - 01997 - CD
vs. :
LARRY A. KITCHEN and :
PAULINE B. KITCHEN, :
Defendants, :
vs. :
FIRST COMMONWEALTH :
BANK, RNS SERVICES, INC. :
and COUGAR TRUCKING, INC. , :
Garnishees, :
TYPE OF PLEADING: Praeclipe
for Writ of Execution Upon a
Judgment Entered by Confession
FILED ON BEHALF OF: Plaintiff
COUNSEL OF RECORD FOR
THIS PARTY:
Stanley P. DeGory
PA ID. # 34440
Bonya Gazza & DeGory, LLP
134 South Sixth Street
Indiana, PA 15701
Ph. (724) 465-5535

FILED Atty pd.
m 11:02/04 20.00
AUG 22 2007 1cc & 12 wnts
to Sheriff
William A. Shaw
Prothonotary/Clerk of Courts
1 wnt to Atty
⑥

ORIGINAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

| | |
|---|-----------------------------|
| WILLIAM G. SATTERLEE & SONS, INC., |) No. 2005 - 01997 - CD |
| |) |
| |) |
| Plaintiff |) PRAECIPE FOR WRIT OF |
| |) EXECUTION UPON A JUDGMENT |
| vs. |) ENTERED BY CONFESSION |
| |) |
| LARRY A. KITCHEN and PAULINE B. KITCHEN, |) |
| |) |
| |) |
| Defendants, |) |
| |) |
| vs. |) |
| |) |
| FIRST COMMONWEALTH BANK; RNS SERVICES, INC. and COUGAR TRUCKING, INC. |) |
| |) |
| |) |
| Garnishees. |) |

**PRAECIPE FOR WRIT OF EXECUTION
UPON A JUDGMENT ENTERED BY CONFESSION**

TO THE PROTHONOTARY:

Please issue a writ of execution upon a judgment entered by confession in the above matter:

- (1) directed to the Sheriff of Clearfield County, Pennsylvania;
- (2) against LARRY A. KITCHEN and PAULINE B. KITCHEN as husband and wife, defendants;
- (3) against FIRST COMMONWEALTH BANK, RNS SERVICES, INC. and COUGAR TRUCKING, INC. garnishees;
- (4) and index this Writ in the judgment index
 - a. against LARRY A KITCHEN and PAULINE B. KITCHEN as husband and wife, defendants, and
 - b. against FIRST COMMONWEALTH BANK, RNS SERVICES, INC. and COUGAR TRUCKING, INC., garnishees;

as an attachment of all bank accounts of LARRY A. KITCHEN and/or PAULINE B KITCHEN, including but not limited to the bank account located at First Commonwealth Bank and identified by account number 0880058134;

as a levy against all personal property of LARRY A. KITCHEN located at (i) 150 Westover Road, Westover, Pennsylvania 16692; (ii) 113 East Bridge Street, Westover, Pennsylvania 16692 and (iii) 491 East Bridge Street, Westover, Pennsylvania 16692, including but not limited to that described in Exhibit "A,"

as an attachment of all accounts receivable in the name of LARRY A. KITCHEN held by RNS Services, Inc. and

as an attachment of all accounts receivable in the name of LARRY A. KITCHEN held by Cougar Trucking, Inc.

(4) Judgment amount due \$ 48,000.00

Interest on \$48,000.00
at 6% from 12/23/05 through
6/22/07 \$ 4,307.94

Less amount received
from property sold
at Sheriff's Sale on 6/22/07 \$ (459.93)

Interest on remaining balance
of \$47,540.07 at 6% from
6/22/07 through 8/21/07 \$ 468.60

Costs incurred up to
and including 8/21/07:

Prothonotary filing fee
for initial writ \$ 20.00

Fee for initial service by
Clearfield County Sheriff \$ 250.00

Less reimbursement
from Sheriff's office \$ (250.00)

Prothonotary filing fee
for second writ \$ 20.00

Fee for service by
Clearfield County Sheriff
on Commonwealth Bank
and for levying personal
property \$ 250.00

Fee for service by Tioga
County Sheriff on RNS
Services \$ 100.00

Total amount due on confessed
judgment \$ 52,706.61

Plus interest from 8/22/07 at
\$8.66 per day and additional
costs \$ _____

TOTAL: \$ _____

*27.00 Prothonotary costs not listed above
(Both. Costs total \$67.00)*

BONYA, GAZZA & DeGORY, LLP

By:

Stanley P. DeGory
Stanley P. DeGory
Attorney for Plaintiff

August 21, 2007
Date

EXHIBIT A

**LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL
OTHER PERSONAL PROPERTY OF LARRY A. KITCHEN**

1. 1969 Chevrolet Camaro, VIN 124379N600887
2. 1976 Chevrolet Camaro, VIN 1Q87L6N584785
3. 1967 Pontiac Firebird, VIN 223677U123315
4. Case 580 Super L Backhoe, VIN JJG0269383
5. All vehicles of any kind whatsoever, including but not limited to, any commercial trucks
6. All heavy equipment of any kind whatsoever, including but not limited to, excavators, backhoes, tractors, bulldozers, etc.

CERTIFICATION

I certify that:

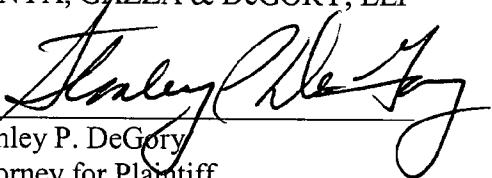
- (a) This Praeclipe is based upon a judgment entered by confession and
- (b) Notice has been served pursuant to Rule 2958.1 at least thirty (30) days prior to the filing of this Praeclipe as evidenced by the Affidavit of Service filed of record.

August 21, 2007
Date

BONYA, GAZZA & DeGORY, LLP

By:

Stanley P. DeGory
Attorney for Plaintiff



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

| | |
|---|-------------------------|
| WILLIAM G. SATTERLEE & SONS, INC., |) No. 2005 - 01997 - CD |
| Plaintiff |) |
| vs. |) |
| LARRY A. KITCHEN and PAULINE B. KITCHEN, |) |
| Defendants. |) |
| vs. |) |
| FIRST COMMONWEALTH BANK, RNS SERVICES, INC., and COUGAR TRUCKING, INC., |) |
| Garnishees. |) |

WRIT OF EXECUTION NOTICE

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly:

- (1) Fill out the attached claim form and demand for a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

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.

Court Administrator
Clearfield County Courthouse
230 East Market Street
Clearfield PA 16830
(814) 765-2641

MAJOR EXEMPTIONS UNDER PENNSLVANIA AND FEDERAL LAW

1. \$300 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

CLAIM FOR EXEMPTION

To the Sheriff:

I, the above-named defendant, claim exemption of property from the levy or attachment:

1. From my personal property in my possession which has been levied upon,

(a) I desire that my \$300 statutory exemption be:

(_____) (1) set aside in kind (specific property to be set aside in kind):

(_____) (2) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specific property and basis for exemption):

2. From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300 statutory exemption: (_____) in cash; (_____) in kind (specific property):

(b) Other (specify amount and basis of exemption):

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to be at: _____

(Address)

(Telephone Number)

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: _____

Defendant: _____

THIS CLAIM TO BE FILED WITH:
The Office of the Sheriff of Clearfield County
Clearfield County Courthouse
230 East Market Street
Clearfield PA 16830

COPY

05-1997-CD
Satterlee vs. Kitchen
Page 1 of 2

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW**

William G. Satterlee & Sons, Inc.

Vs.

NO.: 05-1997-CD

Larry A. Kitchen and Pauline B. Kitchen

First Commonwealth Bank; RNS Services, Inc. and
Cougar Trucking, Inc., Garnishees

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against William G. Satterlee & Sons, Inc., Plaintiff from Larry A. Kitchen and Pauline B. Kitchen, Defendants:

- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's interest(s) therein:
as a levy against all personal property of Larry A. Kitchen located at (i) 150 Westover Road, Westover, Pennsylvania 16692; (ii) 113 East Bridge Street, Westover, Pennsylvania 16692 and (iii) 491 East Bridge Street, Westover, Pennsylvania 16692, including but not limited to that described in Exhibit "A"
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
First Commonwealth Bank; RNS Services, Inc.; and Cougar Trucking as garnishee(s): as an attachment of all bank accounts of Larry A. Kitchen and/or Pauline B. Kitchen, including but not limited to the bank account located at First Commonwealth Bank and identified by account number 0880058134 AND as an attachment of all accounts receivable in the name of Larry A. Kitchen held by RNS Services, Inc. AND as an attachment of all accounts receivable in the name of Larry A. Kitchen held by Cougar Trucking, Inc. and to notify the garnishee(s) that: (a) an attachment has been issued; (b) except as provided in paragraph (c), the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof; (c) the attachment shall not include any funds in an account of the defendant with a bank or other financial institution (i) in which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law, or (ii) that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. § 8123.
- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such other person that he or she has been added as a garnishee and is enjoined as above stated.

(4) If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

| | |
|--|-------------|
| Judgment amount due: | \$48,000.00 |
| Interest on \$48,000.00 at 6% from 12/23/05 through 6/22/07: | 4,307.94 |
| Less amount received from property sold at Sheriff's Sale on 6/22/07: | (459.93) |
| Interest on remaining balance of \$47,540.07 at 6% from 6/22/07 through 8/21/07: | 468.60 |
| Costs incurred up to and including 8/21/07: | |
| Prothonotary filing fee for initial writ | 20.00 |
| Fee for initial service by Clearfield County Sheriff | 250.00 |
| Less reimbursement from Sheriff's office | (250.00) |
| Prothonotary filing fee for second writ | 20.00 |
| Fee for service by Clearfield County Sheriff on Commonwealth Bank and for levying personal property | 250.00 |
| Fee for service by Tioga County Sheriff on RNS Services | 100.00 |
| Total amount due on confessed judgment: | \$52,706.61 |
| Plus interest from 8/22/07 at \$8.66 per day and additional costs: | |
| Prothonotary costs not listed above (Prothonotary costs total \$67.00) | 27.00 |
| Sheriff Costs: | |
| Other Costs: | |

DATE: August 22, 2007



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this _____ day
of _____ A.D. _____
At _____ A.M./P.M.

Requesting Party: Stanley P. DeGory, Esq.
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

Sheriff

EXHIBIT A

LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL OTHER PERSONAL PROPERTY OF LARRY A. KITCHEN

1. 1969 Chevrolet Camaro, VIN 124379N600887
2. 1976 Chevrolet Camaro, VIN 1Q87L6N584785
3. 1967 Pontiac Firebird, VIN 223677U123315
4. Case 580 Super L Backhoe, VIN JJG0269383
5. All vehicles of any kind whatsoever, including but not limited to, any commercial trucks
6. All heavy equipment of any kind whatsoever, including but not limited to, excavators, backhoes, tractors, bulldozers, etc.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

**WILLIAM G. SATTERLEE
& SONS, INC.,**

Plaintiff : NO. 2005 - 01997 - CD

vs.

**LARRY A. KITCHEN and
PAULINE B. KITCHEN,**

Defendants,

vs.

**FIRST COMMONWEALTH
BANK, RNS SERVICES, INC.
and COUGAR TRUCKING, INC.,**

Garnishees.

TYPE OF PLEADING:

Interrogatories in Aid of
Execution - Directed to Garnishee
RNS Services, Inc.

FILED ON BEHALF OF:

Plaintiff

**COUNSEL OF RECORD FOR
THIS PARTY:**

Stanley P. DeGory
PA ID. # 34440
Bonya Gazza & DeGory, LLP
134 South Sixth Street
Indiana, PA 15701
Ph. (724) 465-5535

FILED
11:02 AM
AUG 22 2007
3cc
Sheriff (Cifd.)
KA

ORIGINAL

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

| | | |
|-----------------------------------|---|--|
| WILLIAM G. SATTERLEE | : | |
| & SONS, INC., | : | |
| | : | |
| Plaintiff | : | NO. 2005 - 01997 - CD |
| | : | |
| vs. | : | |
| | : | |
| LARRY A. KITCHEN and | : | |
| PAULINE B. KITCHEN, | : | |
| | : | |
| Defendants, | : | |
| | : | |
| vs. | : | TYPE OF PLEADING: |
| | : | |
| FIRST COMMONWEALTH | : | Interrogatories in Aid of |
| BANK, RNS SERVICES, INC. | : | Execution – Directed to Garnishee |
| and COUGAR TRUCKING, INC., | : | RNS Services, Inc. |
| | : | |
| Garnishees. | : | FILED ON BEHALF OF: |
| | : | |
| | : | Plaintiff |
| | : | |
| | : | COUNSEL OF RECORD FOR |
| | : | THIS PARTY: |
| | : | |
| | : | Stanley P. DeGory |
| | : | PA ID. # 34440 |
| | : | Bonya Gazza & DeGory, LLP |
| | : | 134 South Sixth Street |
| | : | Indiana, PA 15701 |
| | : | Ph. (724) 465-5535 |

FILED
M 1:02/01
AUG 22 2007
3cc Sheriff (clf.d.)
©

ORIGINAL

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

| | |
|--|-------------------------|
| WILLIAM G. SATTERLEE & SONS, INC., |) No. 2005 - 01997 - CD |
| |) |
| Plaintiff |) |
| |) |
| vs. |) |
| |) |
| LARRY A. KITCHEN and PAULINE B. KITCHEN, |) |
| |) |
| |) |
| Defendants, |) |
| |) |
| |) |
| vs. |) |
| |) |
| FIRST COMMONWEALTH BANK, RNS SERVICES, INC. and COUGAR TRUCKING, INC., |) |
| |) |
| |) |
| Garnishees. |) |

**INTERROGATORIES IN AID OF EXECUTION -
DIRECTED TO GARNISHEE RNS SERVICES, INC.**

TO: RNS SERVICES, INC.
7 RIVERSIDE PLAZA
BLOSSBURG, PA 16912

SERVICE UPON YOU OF THESE INTERROGATORIES AND THE WRIT OF EXECUTION EFFECTIVELY ATTACHES ANY FUNDS OF LARRY A. KITCHEN and PAULINE B. KITCHEN WHICH YOU CURRENTLY HAVE IN YOUR POSSESSION, CUSTODY OR CONTROL, OR WHICH IN THE FUTURE COME INTO YOUR POSSESSION, CUSTODY OR CONTROL. AS TO ANY SUCH FUNDS, YOU ARE REQUIRED TO REFRAIN FROM PAYING THEM TO LARRY A. KITCHEN and PAULINE B. KITCHEN AND MUST MAKE THEM AVAILABLE TO THE PLAINTIFF IN ACCORDANCE WITH THE LAW.

YOU SHOULD SEND COPIES OF THE WRIT OF EXECUTION AND YOUR ANSWERS TO THESE INTERROGATORIES TO DEFENDANT LARRY A. KITCHEN AT HIS MAILING ADDRESS OF P.O. BOX 97, WESTOVER, PA 16692 AND DEFENDANT PAULINE B. KITCHEN AT HER RESIDENCE OF 491 EAST BRIDGE STREET, WESTOVER, PENNSYLVANIA 16692, PURSUANT TO PA. R.C.P. 3140 AND 3141(a).

YOU ARE REQUIRED TO SEND TO PLAINTIFF'S COUNSEL VERIFIED ANSWERS TO THE FOLLOWING INTERROGATORIES WITHIN TWENTY DAYS AFTER SERVICE UPON YOU. FAILURE TO DO SO MAY RESULT IN JUDGMENT AGAINST YOU.

INTERROGATORIES

1. At the time you were served or at any subsequent time, did you owe the defendants any money or were you liable to the defendants on any negotiable or other written instrument, or did the defendants claim that you owed the defendants any money or were liable to the defendants for any reason?

ANSWER:

2. At the time you were served or at any subsequent time, was there in your possession, custody or control any accounts receivable in the name of the defendants? If so, please:

- a. Identify the type of account;
- b. State the account number, if any;
- c. Set forth the full names and addresses of each person or entity on the account;
- d. For each account, state the amount in the account as of December 23, 2005, the amount in the account as of the date you were served with these Interrogatories, and the amount in the account as of the date of your responses to these Interrogatories; and
- e. For each account, provide copies of all monthly or other periodic account statements pertaining to each account from December 23, 2005 through the date of your responses to these Interrogatories.

ANSWER:

3. At any time before or after you were served did the defendants transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so, please identify:

- a. The consideration for the transfer or delivery;
- b. The property transferred or delivered and the date it was transferred or delivered;
- c. The amount of money or value of property transferred or delivered; and
- d. The name and address of the person or entity to whom the property was transferred or delivered.

ANSWER:

4. At any time after you were served did you pay, transfer or deliver any money or property to the defendants or to any person or place pursuant to the defendants' direction or otherwise discharge any claim of the defendants against you? If so, please identify:

- a. The consideration for the transfer or delivery;
- b. The property transferred or delivered and the date it was transferred or delivered;
- c. The amount of money or value of property transferred or delivered; and
- d. The name and address of the person or entity to whom the property was transferred or delivered.

ANSWER:

5. If you are a bank or other financial institution, at the time you were served or at any subsequent time, did the defendants have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.

ANSWER:

6. If you are a bank or other financial institution at the time you were served or at any subsequent time, did the defendants have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa. C.S. § 8123? If so, identify each account.

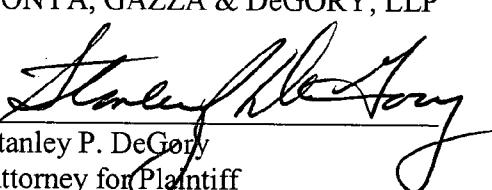
ANSWER:

BONYA, GAZZA & DeGORY, LLP

Date:

August 21, 2007

By:


Stanley P. DeGory
Attorney for Plaintiff
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

VERIFICATION:

I the undersigned, on behalf of RNS Services, Inc., verify that the facts set forth in the foregoing Answers to Interrogatories are true and correct. I understand that false statements herein are made subject to penalties of 18 Pa. C.S.A. § 4904 relating to unsworn falsification to authorities.

ATTEST:

RNS SERVICES, INC.

Secretary

By: _____
(Sign name)

(Print name)

Date: _____ 2007

(Print position with RNS
Services, Inc.)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

**WILLIAM G. SATTERLEE
& SONS, INC.,**

Plaintiff : NO. 2005 - 01997 - CD

vs.

**LARRY A. KITCHEN and
PAULINE B. KITCHEN,**

Defendants,

vs.

**FIRST COMMONWEALTH
BANK, RNS SERVICES, INC.,
and COUGAR TRUCKING, INC.,**

Garnishees.

TYPE OF PLEADING:

Interrogatories in Aid of
Execution - Directed to Garnishee
First Commonwealth Bank

FILED ON BEHALF OF:

Plaintiff

**COUNSEL OF RECORD FOR
THIS PARTY:**

Stanley P. DeGory
PA ID. # 34440
Bonya Gazza & DeGory, LLP
134 South Sixth Street
Indiana, PA 15701
Ph. (724) 465-5535

FILED 3cc
m 11/02/07 Sheriff (clfd.)
AUG 22 2007
(6K)

William A. Shaw
Prothonotary/Clerk of Courts

ORIGINAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

| | |
|--|-------------------------------------|
| WILLIAM G. SATTERLEE & SONS, INC., |) No. 2005 - 01997 - CD |
| |) |
| Plaintiff |) INTERROGATORIES IN AID OF |
| |) EXECUTION - DIRECTED TO GARNISHEE |
| vs. |) FIRST COMMONWEALTH BANK |
| |) |
| LARRY A. KITCHEN and PAULINE B. KITCHEN, |) |
| |) |
| Defendants, |) |
| |) |
| vs. |) |
| |) |
| FIRST COMMONWEALTH BANK, RNS SERVICES, INC. and COUGAR TRUCKING, INC., |) |
| |) |
| Garnishees. |) |

**INTERROGATORIES IN AID OF EXECUTION -
DIRECTED TO GARNISHEE FIRST COMMONWEALTH BANK**

TO: FIRST COMMONWEALTH BANK
14303 CLEARFIELD-SHAWVILLE HWY
CLEARFIELD, PA 16830

SERVICE UPON YOU OF THESE INTERROGATORIES AND THE WRIT OF EXECUTION EFFECTIVELY ATTACHES ANY FUNDS OF LARRY A. KITCHEN and PAULINE B. KITCHEN WHICH YOU CURRENTLY HAVE IN YOUR POSSESSION, CUSTODY OR CONTROL, OR WHICH IN THE FUTURE COME INTO YOUR POSSESSION, CUSTODY OR CONTROL. AS TO ANY SUCH FUNDS, YOU ARE REQUIRED TO REFRAIN FROM PAYING THEM TO LARRY A. KITCHEN and PAULINE B. KITCHEN AND MUST MAKE THEM AVAILABLE TO THE PLAINTIFF IN ACCORDANCE WITH THE LAW.

YOU SHOULD SEND COPIES OF THE WRIT OF EXECUTION AND YOUR ANSWERS TO THESE INTERROGATORIES TO DEFENDANT LARRY A. KITCHEN AT HIS MAILING ADDRESS OF P.O. BOX 97, WESTOVER, PA 16692 AND PAULINE B. KITCHEN AT HER RESIDENCE OF 491 EAST BRIDGE STREET, WESTOVER, PENNSYLVANIA 16692, PURSUANT TO PA. R.C.P. 3140 AND 3141(a).

YOU ARE REQUIRED TO SEND TO PLAINTIFF'S COUNSEL VERIFIED ANSWERS TO THE FOLLOWING INTERROGATORIES WITHIN TWENTY DAYS AFTER SERVICE UPON YOU. FAILURE TO DO SO MAY RESULT IN JUDGMENT AGAINST YOU.

INTERROGATORIES

1. At the time you were served or at any subsequent time, did you owe the defendants any money or were you liable to the defendants on any negotiable or other written instrument, or did the defendants claim that you owed the defendants any money or were liable to the defendants for any reason?

ANSWER:

2. At the time you were served or at any subsequent time, was there in your possession, custody or control any savings accounts, checking accounts and money market accounts, owned in the name of the defendants, including, but not limited to, a bank account identified by account number 0880058134? If so, please:

- a. Identify the type of account, such as savings, checking, money market, etc.:
- b. State the account number;
- c. Set forth the date upon which the account was opened and the original balance in the account;
- d. Set forth the full names and addresses of each person or entity on the account;
- e. If more than one person or entity was on the account, indicate what type of joint account it was, such as joint tenancy, joint tenancy with right of survivorship, etc...
- f. For each account, state the amount in the account as of the date it was opened, the amount in the account as of December 23, 2005, the amount in the account as of

the date you were served with these Interrogatories, and the amount in the account as of the date of your responses to these Interrogatories; and

g. For each account, state the amounts and dates of fund deposits into the account and fund payments for the account and, if known, identify the person or entity to whom each fund payment was made, for the time period between December 23, 2005 and the present; (in the alternative, provide copies of all monthly or other periodic account statements pertaining to each account as to such time period).

ANSWER:

3. At any time before or after you were served did the defendants transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so, please identify:

- a. The consideration for the transfer or delivery;
- b. The property transferred or delivered and the date it was transferred or delivered;
- c. The amount of money or value of property transferred or delivered; and
- d. The name and address of the person or entity to whom the property was transferred or delivered.

ANSWER:

4. At any time after you were served did you pay, transfer or deliver any money or property to the defendants or to any person or place pursuant to the defendants' direction or otherwise discharge any claim of the defendants against you? If so, please identify:

- a. The consideration for the transfer or delivery;
- b. The property transferred or delivered and the date it was transferred or delivered;
- c. The amount of money or value of property transferred or delivered; and
- d. The name and address of the person or entity to whom the property was transferred or delivered.

ANSWER:

5. If you are a bank or other financial institution, at the time you were served or at any subsequent time, did the defendants have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.

ANSWER:

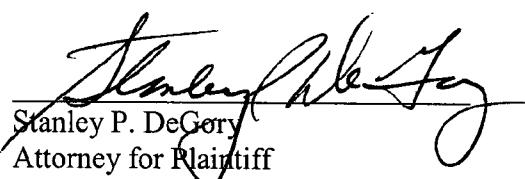
6. If you are a bank or other financial institution at the time you were served or at any subsequent time, did the defendants have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa. C.S. § 8123? If so, identify each account.

ANSWER:

August 21, 2007
Date

BONYA, GAZZA & DeGORY, LLP

By:


Stanley P. DeGory
Attorney for Plaintiff
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

VERIFICATION:

I the undersigned, on behalf of First Commonwealth Bank, verify that the facts set forth in the foregoing Answers to Interrogatories are true and correct. I understand that false statements herein are made subject to penalties of 18 Pa. C.S.A. § 4904 relating to unsworn falsification to authorities.

ATTEST:

FIRST COMMONWEALTH BANK

Secretary

By: _____
(Sign name)

(Print name)

Date: _____ 2007

(Print position with First
Commonwealth Bank)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WILLIAM G. SATTERLEE
& SONS, INC.,

Plaintiff : NO. 2005 - 01997 - CD

vs.

LARRY A. KITCHEN and
PAULINE B. KITCHEN,

Defendants,

vs.

FIRST COMMONWEALTH
BANK, RNS SERVICES, INC.
and COUGAR TRUCKING, INC.,

Garnishees.

DOCUMENT FILED:

Affidavit of Service of Notice
Pursuant to Pa. R.C.P. 2958.1

FILED ON BEHALF OF:

Plaintiff

**COUNSEL OF RECORD FOR
THIS PARTY:**

Stanley P. DeGory
PA ID. # 34440
Bonya Gazza & DeGory, LLP
134 South Sixth Street
Indiana, PA 15701
Ph. (724) 465-5535

ORIGINAL

FILED NO_{cc}
M 11 2001
AUG 22 2001
GK

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

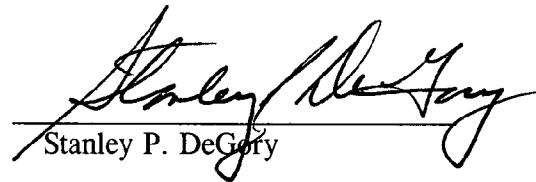
| | |
|--|-------------------------|
| WILLIAM G. SATTERLEE & SONS, INC., |) No. 2005 - 01997 - CD |
| |) |
| |) |
| Plaintiff |) |
| |) |
| |) |
| vs. |) |
| |) AFFIDAVIT OF SERVICE |
| LARRY A. KITCHEN and PAULINE B. KITCHEN, |) |
| |) |
| |) |
| Defendants, |) |
| |) |
| |) |
| vs. |) |
| |) |
| |) |
| FIRST COMMONWEALTH BANK, RNS SERVICES, INC. and COUGAR TRUCKING, INC., |) |
| |) |
| |) |
| Garnishees. |) |

**AFFIDAVIT OF SERVICE OF
NOTICE PURSUANT TO Pa. R.C.P. 2958.1**

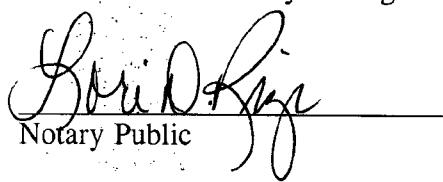
COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF INDIANA :

Before me, the undersigned authority, a notary public in and for the aforesaid Commonwealth and County, personally appeared Stanley P. DeGory, Attorney, who, being duly sworn according to law, deposes and says the following:

1. I am the attorney representing the Plaintiff William G. Satterlee & Sons, Inc. in the above-referenced matter.
2. On or about July 19, 2007, I gave notice to Defendants Larry A. Kitchen and Pauline B. Kitchen pursuant to Rule 2958.1 of the Pennsylvania Rules of Civil Procedure at their last known mailing address of P.O. Box 97, Westover, PA 16692. A copy of the notice is attached to this Affidavit as Exhibit "A." Notice was given by certified mail, return-receipt requested and with restricted delivery. A copy of the certificates of mailing are attached to this Affidavit as Exhibit "B."

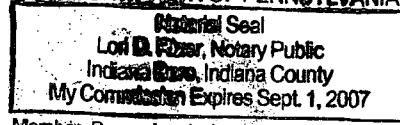

Stanley P. DeGory

SWORN TO and subscribed
before me this 21st day of August 2007.



Lori D. Rizer
Notary Public

COMMONWEALTH OF PENNSYLVANIA



Member Pennsylvania Association Of Notaries



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WILLIAM G. SATTERLEE) No. 2005 - 01997 - CD
& SONS, INC.,)
Plaintiff)
vs.)
LARRY A. KITCHEN and)
PAULINE B. KITCHEN,)
Defendants,)
)

**NOTICE UNDER RULE 2958.1 OF JUDGMENT AND EXECUTION THEREON
NOTICE OF DEFENDANTS' RIGHTS**

TO: LARRY A. KITCHEN and PAULINE B. KITCHEN:

A judgment in the amount of \$48,000.00 has been entered against you and in favor of the plaintiff without any prior notice or hearing based on a confession of judgment contained in a written agreement or other paper allegedly signed by you. The sheriff may take your money or other property to pay the judgment at any time after thirty (30) days after the date on which this notice is served on you.

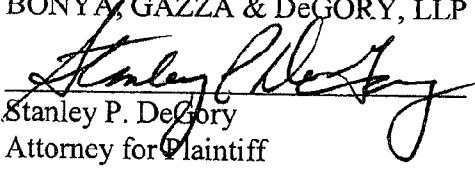
You may have legal rights to defeat the judgment or to prevent your money or property from being taken. **YOU MUST FILE A PETITION SEEKING RELIEF FROM THE JUDGMENT AND PRESENT IT TO A JUDGE WITHIN THIRTY (30) DAYS AFTER THE DATE ON WHICH THIS NOTICE IS SERVED ON YOU OR YOU MAY LOSE YOUR RIGHTS.**

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. 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.

Clearfield County Court Administrator
230 East Market Street
Clearfield, PA 16830
814-765-2641

BONYA, GAZZA & DeGORY, LLP

By:


Stanley P. DeGory
Attorney for Plaintiff
134 South Sixth Street
Indiana, PA 15701
Ph. (724) 465-5535



7007 0220 0003 9366 9468

CERTIFIED MAIL RECEIPT
(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

| | |
|---|---------|
| Postage | \$.41 |
| Certified Fee | \$ 2.65 |
| Return Receipt Fee (Endorsement Required) | \$ 2.15 |
| Restricted Delivery Fee (Endorsement Required) | \$ 4.10 |
| Total Postage & Fees | \$ 9.31 |

INDIANA PA
POSTAGE PAID
JUL 13 2007
USPS

Sent To
Larry A. Kitchen
P.O. Box 97
Westover, PA 16692
Street, Apt. No.:
a/c PO Box No.:
City, State, ZIP+4:
Westover, PA 16692

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Larry A. Kitchen
P.O. Box 97
Westover, PA 16692

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Larry Kitchen*

Agent
 Addressee

B. Received by (Printed Name)

Larry Kitchen

C. Date of Delivery
7-19-07

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

7007 0220 0003 9366 9468

154

7007 0220 0003 9366 9475

CERTIFIED MAIL RECEIPT
(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

| | |
|---|---------|
| Postage | \$.41 |
| Certified Fee | \$ 2.65 |
| Return Receipt Fee (Endorsement Required) | \$ 2.15 |
| Restricted Delivery Fee (Endorsement Required) | \$ 4.10 |
| Total Postage & Fees | \$ 9.31 |

INDIANA PA
POSTAGE PAID
JUL 13 2007
USPS

Sent To
Pauline B. Kitchen
P.O. Box 97
Westover, PA 16692
Street, Apt. No.:
a/c PO Box No.:
City, State, ZIP+4:
Westover, PA 16692

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Pauline B. Kitchen
P.O. Box 97
Westover, PA 16692

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Pauline Kitchen*

Agent
 Addressee

B. Received by (Printed Name)

Pauline Kitchen

C. Date of Delivery
7-19-07

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

7007 0220 0003 9366 9475

154

EXHIBIT

B

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

WILLIAM G. SATTERLEE :
& SONS, INC., :
Plaintiff : NO. 2005 - 01997 - CD
vs. :
LARRY A. KITCHEN and :
PAULINE B. KITCHEN, :
Defendants, :
vs. :
FIRST COMMONWEALTH :
BANK, RNS SERVICES, INC. :
and COUGAR TRUCKING, INC., :
Garnishees, :
TYPE OF PLEADING: Praecipe
to Satisfy the Judgment and Settle
and Discontinue
FILED ON BEHALF OF: Plaintiff
COUNSEL OF RECORD FOR
THIS PARTY:
Stanley P. DeGory
PA ID. # 34440
Bonya Gazza & DeGory, LLP
134 South Sixth Street
Indiana, PA 15701
Ph. (724) 465-5535

pd \$7.00
FILED 1CL, 1 Cert of disc
M/11/15 LM OCT 03 2007 1 Cert of sat
issued to AKY
DeGory
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

WILLIAM G. SATTERLEE) No. 2005 - 01997 - CD
& SONS, INC.,)
Plaintiff)
vs.)
LARRY A. KITCHEN and)
PAULINE B. KITCHEN,)
Defendants,)
vs.)
FIRST COMMONWEALTH)
BANK; RNS SERVICES, INC.)
and COUGAR TRUCKING, INC.,)
Garnishees.)

**PRAECIPE TO SATISFY THE
JUDGMENT AND SETTLE AND DISCONTINUE**

TO THE PROTHONOTARY:

Please satisfy the judgment entered in the above-referenced matter and settle and discontinue this case only.

October 2, 2007
Date

BONYA, GAZZA & DeGORY, LLP
By: Stanley DeGory
Stanley P. DeGory
Attorney for Plaintiff

CERTIFICATE OF SERVICE

I, Blair H. Ellis, hereby certify that a true and correct copy of the within Praeclipe to Satisfy the Judgment and Settle and Discontinue was mailed by United States First Class Mail, postage prepaid, to the following this 2nd day of October 2007:

Larry Kitchen
P.O. Box 97
Westover, PA 16692

Pauline Kitchen
P.O. Box 97
Westover, PA 16692

First Commonwealth Bank
14303 Clearfield-Shawville Hwy
Clearfield, PA 16830

RNS Services, Inc.
7 Riverside Plaza
Blossburg, PA 16912

Suzanna Pawlowski, Esq.
575 School Bus Road
Hastings, PA 16646
(courtesy copy)

BONYA, GAZZA & DeGORY, LLP

October 2, 2007
Date

By: Blair H. Ellis
Blair H. Ellis
Attorneys for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

COPY

CIVIL DIVISION

William G. Satterlee & Sons, Inc.

Vs. No. 2005-01997-CD
Larry A. Kitchen
Pauline B. Kitchen

CERTIFICATE OF DISCONTINUATION

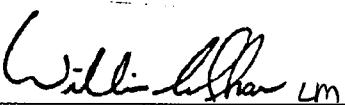
Commonwealth of PA
County of Clearfield

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 October 3, 2007, marked:

Settled and Discontinued

Record costs in the sum of \$74.00 have been paid in full by Bonya Gazza & Degory LLP.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 3rd day of October A.D. 2007.



William A. Shaw, Prothonotary

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

CERTIFICATE OF SATISFACTION OF JUDGMENT

No.: 2005-01997-CD

William G. Satterlee & Sons, Inc.

Debt: \$48,000.00

Vs.

Atty's Comm.:

Larry A. Kitchen

Pauline B. Kitchen

Interest From:

First Commonwealth Bank

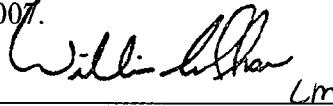
RNS Services

Cougar Trucking, Inc.

Cost: \$7.00

NOW, Wednesday, October 03, 2007, directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 3rd day of October, A.D. 2007.



Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

WILLIAM G. SATTERLEE
& SONS, INC.,

Plaintiff

vs.

LARRY A. KITCHEN and
PAULINE B. KITCHEN,

Defendants,

vs.

FIRST COMMONWEALTH
BANK, RNS SERVICES, INC.,
and COUGAR TRUCKING, INC.,

Garnishees.

NO. 2005 - 01997 - CD

FILED
M 10 5 3 04
OCT 03 2007 NO
CC

William A. Shaw
Prothonotary/Clerk of Courts

RECEIVED

SEP 21 2007

TYPE OF PLEADING:

Interrogatories in Aid of
Execution - Directed to Garnishee
First Commonwealth Bank

FILED ON BEHALF OF:

Plaintiff

COUNSEL OF RECORD FOR
THIS PARTY:

Stanley P. DeGory
PA ID. # 34440
Bonya Gazza & DeGory, LLP
134 South Sixth Street
Indiana, PA 15701
Ph. (724) 465-5535

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

AUG 22 2007

Attest.

William A. Shaw
Prothonotary/
Clerk of Courts

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA

| | |
|--|-------------------------------------|
| WILLIAM G. SATTERLEE & SONS, INC., |) No. 2005 - 01997 - CD |
| |) |
| |) |
| Plaintiff |) INTERROGATORIES IN AID OF |
| |) EXECUTION - DIRECTED TO GARNISHEE |
| vs. |) FIRST COMMONWEALTH BANK |
| |) |
| LARRY A. KITCHEN and PAULINE B. KITCHEN, |) |
| |) |
| Defendants, |) |
| |) |
| vs. |) |
| |) |
| FIRST COMMONWEALTH BANK, RNS SERVICES, INC. and COUGAR TRUCKING, INC., |) |
| |) |
| Garnishees. |) |

**INTERROGATORIES IN AID OF EXECUTION -
DIRECTED TO GARNISHEE FIRST COMMONWEALTH BANK**

TO: FIRST COMMONWEALTH BANK
14303 CLEARFIELD-SHAWVILLE HWY
CLEARFIELD, PA 16830

SERVICE UPON YOU OF THESE INTERROGATORIES AND THE WRIT OF EXECUTION EFFECTIVELY ATTACHES ANY FUNDS OF LARRY A. KITCHEN and PAULINE B. KITCHEN WHICH YOU CURRENTLY HAVE IN YOUR POSSESSION, CUSTODY OR CONTROL, OR WHICH IN THE FUTURE COME INTO YOUR POSSESSION, CUSTODY OR CONTROL. AS TO ANY SUCH FUNDS, YOU ARE REQUIRED TO REFRAIN FROM PAYING THEM TO LARRY A. KITCHEN and PAULINE B. KITCHEN AND MUST MAKE THEM AVAILABLE TO THE PLAINTIFF IN ACCORDANCE WITH THE LAW.

YOU SHOULD SEND COPIES OF THE WRIT OF EXECUTION AND YOUR ANSWERS TO THESE INTERROGATORIES TO DEFENDANT LARRY A. KITCHEN AT HIS MAILING ADDRESS OF P.O. BOX 97, WESTOVER, PA 16692 AND PAULINE B. KITCHEN AT HER RESIDENCE OF 491 EAST BRIDGE STREET, WESTOVER, PENNSYLVANIA 16692, PURSUANT TO PA. R.C.P. 3140 AND 3141(a).

YOU ARE REQUIRED TO SEND TO PLAINTIFF'S COUNSEL VERIFIED ANSWERS TO THE FOLLOWING INTERROGATORIES WITHIN TWENTY DAYS AFTER SERVICE UPON YOU. FAILURE TO DO SO MAY RESULT IN JUDGMENT AGAINST YOU.

INTERROGATORIES

1. At the time you were served or at any subsequent time, did you owe the defendants any money or were you liable to the defendants on any negotiable or other written instrument, or did the defendants claim that you owed the defendants any money or were liable to the defendants for any reason?

ANSWER:

For all answers to this and the foregoing Interrogatories, see Exhibit "A" attached hereto and made part of hereof.

2. At the time you were served or at any subsequent time, was there in your possession, custody or control any savings accounts, checking accounts and money market accounts, owned in the name of the defendants, including, but not limited to, a bank account identified by account number 0880058134? If so, please:

- a. Identify the type of account, such as savings, checking, money market, etc.:
- b. State the account number;
- c. Set forth the date upon which the account was opened and the original balance in the account;
- d. Set forth the full names and addresses of each person or entity on the account;
- e. If more than one person or entity was on the account, indicate what type of joint account it was, such as joint tenancy, joint tenancy with right of survivorship, etc...
- f. For each account, state the amount in the account as of the date it was opened, the amount in the account as of December 23, 2005, the amount in the account as of

the date you were served with these Interrogatories, and the amount in the account as of the date of your responses to these Interrogatories; and

g. For each account, state the amounts and dates of fund deposits into the account and fund payments for the account and, if known, identify the person or entity to whom each fund payment was made, for the time period between December 23, 2005 and the present; (in the alternative, provide copies of all monthly or other periodic account statements pertaining to each account as to such time period).

ANSWER:

3. At any time before or after you were served did the defendants transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so, please identify:

- a. The consideration for the transfer or delivery;
- b. The property transferred or delivered and the date it was transferred or delivered;
- c. The amount of money or value of property transferred or delivered; and
- d. The name and address of the person or entity to whom the property was transferred or delivered.

ANSWER:

4. At any time after you were served did you pay, transfer or deliver any money or property to the defendants or to any person or place pursuant to the defendants' direction or otherwise discharge any claim of the defendants against you? If so, please identify:

- a. The consideration for the transfer or delivery;
- b. The property transferred or delivered and the date it was transferred or delivered;
- c. The amount of money or value of property transferred or delivered; and
- d. The name and address of the person or entity to whom the property was transferred or delivered.

ANSWER:

5. If you are a bank or other financial institution, at the time you were served or at any subsequent time, did the defendants have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.

ANSWER:

6. If you are a bank or other financial institution at the time you were served or at any subsequent time, did the defendants have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa. C.S. § 8123? If so, identify each account.

ANSWER:

August 21, 2007
Date

BONYA, GAZZA & DeGORY, LLP

By:

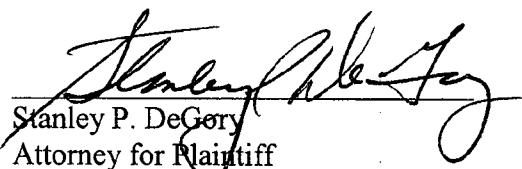

Stanley P. DeGory
Attorney for Plaintiff
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

EXHIBIT "A"
ANSWERS TO INTERROGATORIES

1. No
2. No; account number 0880058134 was closed on 6-27-2007.
3. Commercial Loan secured by title to vehicles owned by Larry Kitchen.
4. No
5. No
6. No

VERIFICATION

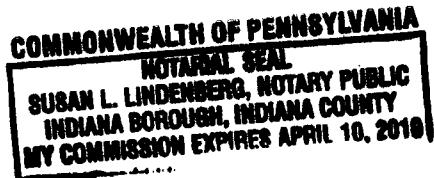
COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF INDIANA)
)

On this 25th day of September 2007 before me, the undersigned officer, a Notary Public in and for said Commonwealth and County, personally appeared JAMES BOYLE, who being duly sworn according to law, acknowledged that he is Vice President of First Commonwealth Bank, and that the facts set forth in the foregoing Interrogatories are true and correct to the best of his knowledge and belief.

James Boyle, Vice President
First Commonwealth Bank

Sworn and subscribed to before me
This 25th day of September 2007

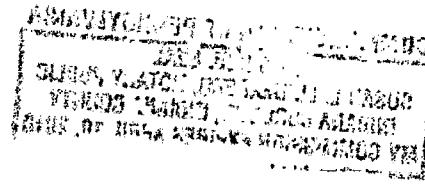
Season L. Lindenbrey
Notary Public



FILED

OCT 03 2007

William A. Shaw
Prothonotary/Clerk of Courts



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20650
NO: 05-1997-CD

PLAINTIFF: WILLIAM G. SATTERLEE & SONS, INC.

vs.

DEFENDANT: LARRY A. KITCHEN AND PAULINE B. KITCHEN

Execution PERSONAL PROPERTY / INTERROGATORIES

SHERIFF RETURN

DATE RECEIVED WRIT: 8/22/2007

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 2/25/2008

DATE DEED FILED NOT SOLD

FILED

08:45 AM
FEB 25 2008

William A. Shaw
Prothonotary/Clerk of Courts

DETAILS

@ SERVED LARRY A. KITCHEN

@ SERVED PAULINE B. KITCHEN

9/20/2006 @ 2:54 PM SERVED FIRST COMMONWEALTH BANK

SERVED FIRST COMMONWEALTH BANK, GARNIShee BY HANDING TO MIKE SCHEPIS SUPERVISOR OF FIRST COMMONWEALTH BANK
AT HIS PLACE OF EMPLOYMENT FIRST COMMONWEALTH BANK, 14303 CLEARFIELD-SHAWVILLE HIGHWAY, CLEARFIELD, PA

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND INTERROGATORIES TO
GARNIShee AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

@ SERVED RNS SERVICES, INC.

NOW, SEPTEMBER 17, 2007 DEPUTIZED TIOGA COUNTY TO SERVE RNS SERVICES, INC. DID NOT RECEIVED SERVICE INFORMATION
FROM TIOGA COUNTY.

@ SERVED

NOW, OCTOBER 2, 2007 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO STOP ALL EFFORTS TO EXECUTE ON
JUDGMENT. THE JUDGMENT HAS BEEN SATISFIED, SETTLED AND DISCONTINUED.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20650
NO: 05-1997-CD

PLAINTIFF: WILLIAM G. SATTERLEE & SONS, INC.

vs.

DEFENDANT: LARRY A. KITCHEN AND PAULINE B. KITCHEN

Execution PERSONAL PROPERTY / INTERROGATORIES

SHERIFF RETURN

SHERIFF HAWKINS \$73.64

SURCHARGE \$50.00 PAID BY ATTORNEY

So Answers,


Chester A. Hawkins
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD
CIVIL ACTION – LAW**

William G. Satterlee & Sons, Inc.

Vs.

NO.: 05-1997-CD

Larry A. Kitchen and Pauline B. Kitchen

First Commonwealth Bank; RNS Services, Inc. and
Cougar Trucking, Inc., Garnishees

TO THE SHERIFF OF CLEARFIELD COUNTY:

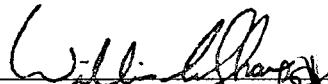
To satisfy the judgment, interest and costs against William G. Satterlee & Sons, Inc., Plaintiff from Larry A. Kitchen and Pauline B. Kitchen, Defendants:

- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's interest(s) therein:
as a levy against all personal property of Larry A. Kitchen located at (i) 150 Westover Road, Westover, Pennsylvania 16692; (ii) 113 East Bridge Street, Westover, Pennsylvania 16692 and (iii) 491 East Bridge Street, Westover, Pennsylvania 16692, including but not limited to that described in Exhibit "A"
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
First Commonwealth Bank; RNS Services, Inc.; and Cougar Trucking as garnishee(s): as an attachment of all bank accounts of Larry A. Kitchen and/or Pauline B. Kitchen, including but not limited to the bank account located at First Commonwealth Bank and identified by account number 0880058134 AND as an attachment of all accounts receivable in the name of Larry A. Kitchen held by RNS Services, Inc. AND as an attachment of all accounts receivable in the name of Larry A. Kitchen held by Cougar Trucking, Inc. and to notify the garnishee(s) that: (a) an attachment has been issued; (b) except as provided in paragraph (c), the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof; (c) the attachment shall not include any funds in an account of the defendant with a bank or other financial institution (i) in which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law, or (ii) that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. § 8123.
- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such other person that he or she has been added as a garnishee and is enjoined as above stated.

(4) If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

| | |
|--|-------------|
| Judgment amount due: | \$48,000.00 |
| Interest on \$48,000.00 at 6% from 12/23/05 through 6/22/07: | 4,307.94 |
| Less amount received from property sold at Sheriff's Sale on 6/22/07: | (459.93) |
| Interest on remaining balance of \$47,540.07 at 6% from 6/22/07 through 8/21/07: | 468.60 |
| Costs incurred up to and including 8/21/07: | |
| Prothonotary filing fee for initial writ | 20.00 |
| Fee for initial service by Clearfield County Sheriff | 250.00 |
| Less reimbursement from Sheriff's office | (250.00) |
| Prothonotary filing fee for second writ | 20.00 |
| Fee for service by Clearfield County Sheriff on Commonwealth Bank and for levying personal property | 250.00 |
| Fee for service by Tioga County Sheriff on RNS Services | 100.00 |
| Total amount due on confessed judgment: | \$52,706.61 |
| Plus interest from 8/22/07 at \$8.66 per day and additional costs: | |
| Prothonotary costs not listed above (Prothonotary costs total \$67.00) | 27.00 |
| Sheriff Costs: | |
| Other Costs: | |

DATE: August 22, 2007


William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 22nd day
of August A.D. 2007
At 3:30 A.M./P.M.

Requesting Party: Stanley P. DeGory, Esq.
134 South Sixth Street
Indiana, PA 15701
(724) 465-5535

Charles A. Newlands
Sheriff Deputy Cynthia Better Augherton

EXHIBIT A

**LIST OF SPECIFIC PERSONAL PROPERTY TO BE LEVIED IN ADDITION TO ALL
OTHER PERSONAL PROPERTY OF LARRY A. KITCHEN**

1. 1969 Chevrolet Camaro, VIN 124379N600887
2. 1976 Chevrolet Camaro, VIN 1Q87L6N584785
3. 1967 Pontiac Firebird, VIN 223677U123315
4. Case 580 Super L Backhoe, VIN JJG0269383
5. All vehicles of any kind whatsoever, including but not limited to, any commercial trucks
6. All heavy equipment of any kind whatsoever, including but not limited to, excavators, backhoes, tractors, bulldozers, etc.

**PERSONAL PROPERTY SALE
SCHEDULE OF DISTRIBUTION**

NAME LARRY A. KITCHEN

NO. 05-1997-CD

NOW, February 23, 2008, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Larry A. Kitchen And Pauline B. Kitchen to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

SHERIFF COSTS:

| | |
|----------------------------|----------------|
| RDR. | 9.00 |
| SERVICE | 9.00 |
| MILEAGE | 2.00 |
| LEVY | |
| MILEAGE | |
| POSTING | |
| HANDBILLS | |
| COMMISSION | 0.00 |
| POSTAGE | 1.64 |
| HANDBILLS | |
| DISTRIBUTION | |
| ADVERTISING | |
| ADD'L SERVICE | 18.00 |
| ADD'L POSTING | |
| ADD'L MILEAGE | |
| ADD'L LEVY | |
| BID/ SETTLEMENT AMOUNT | |
| RETURNS/DEPUTIZE | 9.00 |
| COPIES | 15.00 |
| | 5.00 |
| BILLING/PHONE/FAX | 5.00 |
| CONTINUED SALES | |
| MISCELLANEOUS | |
| TOTAL SHERIFF COSTS | \$73.64 |

PLAINTIFF COSTS, DEBT AND INTEREST:

| | DEBT-AMOUNT DUE | 48,000.00 |
|--------------------------------|-----------------|--------------------|
| | INTEREST @ % | 0.00 |
| | FROM TO | |
| PROTH SATISFACTION | | |
| LATE CHARGES AND FEES | | |
| COST OF SUIT-TO BE ADDED | | 390.00 |
| FORECLOSURE FEES | | |
| ATTORNEY COMMISSION | | |
| REFUND OF ADVANCE | | |
| REFUND OF SURCHARGE | | 50.00 |
| SATISFACTION FEE | | |
| ESCROW DEFICIENCY | | |
| PROPERTY INSPECTIONS | | |
| INTEREST | | 4,316.61 |
| MISCELLANEOUS | | |
| TOTAL DEBT AND INTEREST | | \$52,857.25 |
| COSTS: | | |
| ADVERTISING | | 0.00 |
| TAXES - COLLECTOR | | |
| TAXES - TAX CLAIM | | |
| DUE | | |
| LIEN SEARCH | | |
| ACKNOWLEDGEMENT | | |
| SHERIFF COSTS | | 73.64 |
| LEGAL JOURNAL COSTS | | 0.00 |
| PROTHONOTARY | | 27.00 |
| MORTGAGE SEARCH | | |
| MUNICIPAL LIEN | | |
| TOTAL COSTS | | \$100.64 |
| TOTAL COSTS | | \$52,857.25 |

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 20650

TERM & NO. 05-1997-CD

WILLIAM G. SATTERLEE & SONS, INC.

vs.

LARRY A. KITCHEN AND PAULINE B. KITCHEN

DOCUMENTS TO BE SERVED:

~~NOTICE OF SALE~~

~~WRIT OF EXECUTION~~

~~COPY OF LEVY~~

~~Interrogatories~~

Notice of Exemptions

SERVE BY: OCT. 31, 2007

MAKE REFUND PAYABLE TO RETURN TO BE SENT TO THIS OFFICE

SERVE: RNS SERVICES, INC.

ADDRESS: 7 RIVERSIDE PLAZA
BLOSSBURG, PA 16912

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF OF CLEARFIELD COUNTY, State of Pennsylvania, do hereby depelize the SHERIFF OF TIOGA COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this day, Monday, September 17, 2007.

RESPECTFULLY,



CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

BONYA GAZZA & DEGORY, LLP
ATTORNEYS AT LAW
134 SOUTH SIXTH STREET
INDIANA, PENNSYLVANIA 15701

JOHN A. BONYA
BEVERLY A. GAZZA
STANLEY P. DEGORY
NICHOLAS J. MIKESIC
DAVID M. ZIMMERMAN

TELEPHONE
(724) 465-5505
TELECOPIER
(724) 465-9685
E-MAIL
cc@bdlawfirm.com

October 2, 2007

VIA FACSIMILE # 814-765-5915

Chester A. Hawkins, Sheriff
Clearfield County Sheriff
1 North Second Street
Clearfield, PA 16830

RE: *William G. Satterlee & Sons, Inc. v. Larry A. Kitchen and Pauline B. Kitchen*
Clearfield County Docket No. 2005-01997 CD

Dear Sheriff:

The judgment entered in the above-referenced matter has been satisfied and the matter has been settled and discontinued.

Please stop all efforts to execute on this judgment. Please refund all execution fees we paid to you that have not yet been used.

Very truly yours,



Stanley P. DeGory

SPD:bhe

cc: Tioga County Sheriff's Office (via fax only)
Mr. Daniel Hauger