

2006-360-CD
Kathleen Kuntz vs Berrena's Refrigeration et

06-360-CD
Kathleen Kuntz vs Berrena's

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

KATHLEEN L. KUNTZ,

Plaintiff,

vs.

BERRENA'S REFRIGERATION, INC.;
BERRENA'S MECHANICAL SERVICES,
LLC; JOSEPH T. BERRENA
MECHANICALS, INC.; and RAJEL
CORPORATION,

Defendants.

CIVIL DIVISION

Docket No. : *06-360-CD*

**PRAECIPE TO ISSUE WRIT OF
SUMMONS**

Filed on Behalf of Plaintiff:
Kathy L. Kuntz

Counsel of Record for this Party:
Robert B. Woomer, Esquire
Pa. I.D. # 59030

Woomer & Friday LLP
3220 West Liberty Avenue
Suite 200
Pittsburgh, PA 15216
(412) 563-7980

JURY TRIAL DEMANDED

FILED *Att'd 8500*
02-4734 *No CC*
MAR 08 2006 *cm* *5 wks to Sheriff*
William A. Shaw
Prothonotary/Clerk of Courts

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

KATHLEEN L. KUNTZ,

CIVIL DIVISION

Plaintiff,

Docket No. :

vs.

BERRENA'S REFRIGERATION, INC.;
BERRENA'S MECHANICAL SERVICES,
LLC; JOSEPH T. BERRENA
MECHANICALS, INC.; and RAJEL
CORPORATION,

Defendants.

PRAECIPE TO ISSUE WRIT OF SUMMONS

TO THE PROTHONOTARY:

Kindly issue a Writ of Summons in Civil Action against the above-named
defendant.

Respectfully submitted March 6, 2006.

Woomer & Friday LLP



Robert B. Woomer, Esquire
Pa I.D. # 59030
Attorney for Plaintiff

Woomer & Friday LLP
3220 West Liberty Avenue, Suite 200
Pittsburgh, PA 15216-2320
(412) 563-7980

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

CC-2

SUMMONS

Kathleen L. Kuntz

Vs.

NO.: 2006-00360-CD

**Berrena's Refrigeration, Inc.
Berrena's Mechanical Services, LLC
Joseph T. Berrena Mechanicals, Inc.
Rajel Corporation**

TO: **BERRENA'S REFRIGERATION, INC.
BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.
RAJEL CORPORATION**

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

Date: 03/08/2006



William A. Shaw
Prothonotary

Issuing Attorney:

Robert B. Woomer Esq
3220 West Liberty Ave.
Pittsburgh, PA 15216
(412) 563-7980

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101324
NO: 06-360-CD
SERVICE # 1 OF 4
SUMMONS

PLAINTIFF: KATHLEEN L. KUNTZ

vs.

DEFENDANT: BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SHERIFF RETURN

NOW, March 10, 2006, SHERIFF OF CENTRE COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON BERRENA'S REFRIGERATION, INC..

NOW, March 17, 2006 AT 1:30 PM SERVED THE WITHIN SUMMONS ON BERRENA'S REFRIGERATION, INC.,
DEFENDANT. THE RETURN OF CENTRE COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN.

FILED
014031
APR 25 2006
WAS

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101324
NO: 06-360-CD
SERVICE # 2 OF 4
SUMMONS

PLAINTIFF: KATHLEEN L. KUNTZ

vs.

DEFENDANT: BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SHERIFF RETURN

NOW, March 10, 2006, SHERIFF OF CENTRE COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON BERRENA'S MECHANICAL SERVICES, LLC.

NOW, March 17, 2006 AT 1:30 PM SERVED THE WITHIN SUMMONS ON BERRENA'S MECHANICAL SERVICES, LLC, DEFENDANT. THE RETURN OF CENTRE COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101324
NO: 06-360-CD
SERVICE # 3 OF 4
SUMMONS

PLAINTIFF: KATHLEEN L. KUNTZ

vs.

DEFENDANT: BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SHERIFF RETURN

NOW, March 10, 2006, SHERIFF OF HUNTINGDON COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON JOSEPH T. BERRENA
MECHANICALS, INC..

NOW, March 20, 2006 AT 3:18 PM SERVED THE WITHIN SUMMONS ON JOSEPH T. BERRENA MECHANICALS,
INC., DEFENDANT. THE RETURN OF HUNTINGDON COUNTY IS HERETO ATTACHED AND MADE PART OF THIS
RETURN.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101324
NO: 06-360-CD
SERVICE # 4 OF 4
SUMMONS

PLAINTIFF: KATHLEEN L. KUNTZ

vs.

DEFENDANT: BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SHERIFF RETURN

NOW, March 10, 2006, SHERIFF OF CLINTON COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON RAJEL CORPORATION.

NOW, March 17, 2006 AT 2:10 PM SERVED THE WITHIN SUMMONS ON RAJEL CORPORATION, DEFENDANT. THE RETURN OF CLINTON COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101324
NO: 06-360-CD
SERVICES 4
SUMMONS

PLAINTIFF: KATHLEEN L. KUNTZ

vs.

DEFENDANT: BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SHERIFF RETURN

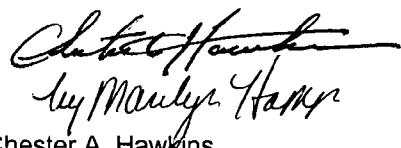
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WOOMER	32983	40.00
SHERIFF HAWKINS	WOOMER	32983	55.20
CENTRE CO.	WOOMER	32986	58.00
CLINTON CO.	WOOMER	32985	37.80
HUNTINGDON CO.	WOOMER	32984	33.30

Sworn to Before Me This

So Answers,

____ Day of _____ 2006


Chester A. Hawkins
Sheriff

SHERIFF'S OFFICE

CENTRE COUNTY

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

10/30/06

SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN

INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. Please type or print legibly. Do not detach any copies.

1. Plaintiff(s)

Kathleen Kuntz

2. Case Number

06-360

3. Defendant(s)

Berrenas Refrigeration

4. Type of Writ or Complaint:

Summons

SERVE

→
AT

5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levied, Attached or Sold.

3570 W College Ave S.C. PA

6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code)

7. Indicate unusual service:

Reg Mail

Certified Mail

Deputize

Post

Other

Now, 20 I SHERIFF OF CENTRE COUNTY, PA., do hereby deputize the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff. Sheriff of Centre County

8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE

NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN – Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.

9. Print/Type Name and Address of Attorney/Originator

10. Telephone Number

11. Date

12. Signature

SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE

13. I acknowledge receipt of the writ or complaint as indicated above.	SIGNATURE of Authorized CCSD Deputy of Clerk and Title	14. Date Filed	15. Expiration/Hearing Date
--	--	----------------	-----------------------------

TO BE COMPLETED BY SHERIFF

16. Served and made known to Frank Savino, on the 17 day of 3,
2006, at 13:30 o'clock, p m., at 3570 W College Ave, County of Centre

Commonwealth of Pennsylvania, in the manner described below:

Defendant(s) personally served.

Adult family member with whom said Defendant(s) resides(s). Relationship is _____

Adult in charge of Defendant's residence.

Manager/Clerk of place of lodging in which Defendant(s) resides(s).

Agent or person in charge of Defendant's office or usual place of business.

and officer of said Defendant company.

Other _____

On the _____ day of _____, 20____, at _____ o'clock, _____ M.

Defendant not found because:

Moved Unknown No Answer Vacant Other _____

Remarks:

Advance Costs	Docket	Service	Sur Charge	Affidavit	Mileage	Postage	Misc.	Total Costs	Costs Due or Refund
<u>75.</u>	<u>9.00</u>	<u>15.00</u>	<u>20.00</u>	<u>2.50</u>	<u>10.00</u>	<u>5.00</u>	<u>1.00</u>	<u>58.00</u>	<u>17.00</u>

17. AFFIRMED and subscribed to before me this 21

20 day of March 2006

Carenne Peters
Notary Seal
Peters, Notary Public
My Commission Expires
2006 Centre County

So Answer.

18. Signature of Dep. Sheriff

21. Signature of Sheriff

19. Date

3/17/06

22. Date

SHERIFF OF CENTRE COUNTY

Amount Pd. Page

24. I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE
OF AUTHORIZED AUTHORITY AND TITLE.

Am. Association of Notaries

25. Date Received

SHERIFF'S OFFICE

CENTRE COUNTY

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN

INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. Please type or print legibly. Do Not detach any copies.

1. Plaintiff(s)	2. Case Number								
<u>Kathleen Kuntz</u>	<u>06-360</u>								
3. Defendant(s)	4. Type of Writ or Complaint:								
<u>Berrene's Mechanical Service</u>	<u>Summons</u>								
SERVE → 5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levied, Attached or Sold.									
AT 6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code)									
2141 Sandy Dr. S.C. PA									
7. Indicate unusual service:	Reg Mail Certified Mail Deputy Post Other								
Now, <u>20</u> I SHERIFF OF CENTRE COUNTY, PA., do hereby depose the Sheriff of _____ County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff. _____ Sheriff of Centre County									
8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE									
<p>NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN – Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.</p>									
9. Print/Type Name and Address of Attorney/Originator	10. Telephone Number	11. Date							
12. Signature									
<p>SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE</p>									
13. I acknowledge receipt of the writ or complaint as indicated above.	SIGNATURE of Authorized CCSD Deputy of Clerk and Title	14. Date Filed							
TO BE COMPLETED BY SHERIFF									
16. Served and made known to <u>Frank Savino</u> , on the <u>17</u> day of <u>3</u> , 2006, at <u>13:30</u> o'clock, <u>10</u> m., at <u>3510 W college ave</u> , County of Centre									
Commonwealth of Pennsylvania, in the manner described below:									
<ul style="list-style-type: none"> <input type="checkbox"/> Defendant(s) personally served. <input type="checkbox"/> Adult family member with whom said Defendant(s) resides(s). Relationship is _____ <input type="checkbox"/> Adult in charge of Defendant's residence. <input checked="" type="checkbox"/> Manager/Clerk of place of lodging in which Defendant(s) resides(s). <input checked="" type="checkbox"/> Agent or person in charge of Defendant's office or usual place of business. _____ and officer of said Defendant company. <input type="checkbox"/> Other _____ 									
On the _____ day of _____, 20_____, at _____ o'clock, _____ M.									
Defendant not found because:									
<input type="checkbox"/> Moved <input type="checkbox"/> Unknown <input type="checkbox"/> No Answer <input type="checkbox"/> Vacant <input type="checkbox"/> Other _____									
Remarks:									
Advance Costs	Docket	Service	Sur Charge	Affidavit	Mileage	Postage	Misc.	Total Costs	Costs Due or Refund
17. AFFIRMED and subscribed to before me this <u>21</u>				So Answer.					
20. day of <u>March</u> 20 <u>06</u>				18. Signature of Dep. Sheriff <u>[Signature]</u> 19. Date <u>3/17/06</u>					
23. <u>COMMONWEALTH OF PENNSYLVANIA</u> Notary Public Corinne M. Peters, Notary Public Bellefonte Boro, Centre County My Commission Expires Sept. 5, 2009				21. Signature of Sheriff <u>[Signature]</u> 22. Date					
SHERIFF OF CENTRE COUNTY									
Amount Pd. Page									
24. I ACKNOWLEDGE RECEIPT OF THE SHERIFF'S RETURN SIGNATURE OF AUTHORIZED AUTHORITY AND TITLE.									
25. Date Received									



CHESTER A. HAWKINS
SHERIFF

Sheriff's Office Clearfield County

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

OFFICE (814) 765-2641 EXT. 5986
AFTER 4:00 P.M. (814) 765-1533
FAX (814) 765-5915

ROBERT SNYDER
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 101324

TERM & NO. 06-360-CD

KATHLEEN L. KUNTZ

SUMMONS

vs.

BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SERVE BY: 04/07/06

MAKE REFUND PAYABLE TO WOOMER & FRIDAY

SERVE: BERRENA'S REFRIGERATION, INC.

ADDRESS: 3510 WEST COLLEGE AVE., STATE COLLEGE, PA 16801

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF OF CLEARFIELD COUNTY, State of Pennsylvania, do hereby deputize the SHERIFF OF CENTRE COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this day, March 10, 2006.

RESPECTFULLY,

A handwritten signature in black ink, appearing to read "Chester A. Hawkins".

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA



CHESTER A. HAWKINS
SHERIFF

Sheriff's Office Clearfield County

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

OFFICE (814) 765-2641 EXT. 5986
AFTER 4:00 P.M. (814) 765-1533
FAX (814) 765-5915

ROBERT SNYDER
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 101324

TERM & NO. 06-360-CD

KATHLEEN L. KUNTZ

SUMMONS

VS.

BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SERVE BY: 04/07/06

MAKE REFUND PAYABLE TO WOOMER & FRIDAY

SERVE: BERRENA'S MECHANICAL SERVICES, LLC

ADDRESS: 2141 SANDY DRIVE, STATE COLLEGE, PA., PA 16803

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF OF CLEARFIELD COUNTY, State of Pennsylvania, do hereby deputize the SHERIFF OF CENTRE COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this day, March 10, 2006.

RESPECTFULLY,

A handwritten signature in black ink, appearing to read "Chester A. Hawkins".

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

DIRECTIONS TO CENTRE COUNTY SHERIFF

TO: Denny Nau, Sheriff of Centre County:

Re: Kathy Kuntz _____
 vs. _____
 Case No. _____
Berrena's Refrigeration, Inc., et al. _____

Sir: -- There will be placed in your hands for service a Writ of Summons styled in the above-mentioned matter.

Service shall be made on the following Defendant at the specified address:

Berrena's Refrigeration, Inc.
3510 West College Avenue
State College, PA 16801

Date: 03/06/2006
 Phone: (412)563-7980

Robert B. Woomer /ms, Attorney for Plaintiff
 Robert B. Woomer, Esquire
 Woomer & Friday LLP
 3220 West Liberty Avenue, Ste. 200
 Pittsburgh, PA 15216-2320

REPORT OF DEPUTY SHERIFF

Deputy:

How Served: _____

Date and Time of Service _____

Place Served _____

If Residence Service, State Relationship of Party Served to Defendant

ATTEMPTS

If served at place of business, state Relationship of Party Served to Defendant, and if Individual Defendant, efforts made to get Residence Service. _____

Date of Report: _____

Deputy Sheriff

PC34012

DIRECTIONS TO CENTRE COUNTY SHERIFF

TO: Denny Nau, Sheriff of Centre County:

Re: Kathy Kuntz _____
vs. _____
Berrena's Refrigeration, Inc., et al. _____
Case No. _____

Sir: -- There will be placed in your hands for service a Writ of Summons styled in the above-mentioned matter.

Service shall be made on the following Defendant at the specified address:

Berrena's Mechanical Services, LLC
2141 Sandy Drive
State College, PA 16803

Date: 03/06/2006
Phone: (412)563-7980

Robert B. Woomer / MHS, Attorney for Plaintiff
Robert B. Woomer, Esquire
Woomer & Friday LLP
3220 West Liberty Avenue, Ste. 200
Pittsburgh, PA 15216-2320

REPORT OF DEPUTY SHERIFF

Deputy:

How Served: _____

Date and Time of Service _____

Place Served _____

If Residence Service, State Relationship of Party Served to Defendant _____

ATTEMPTS

If served at place of business, state Relationship of Party Served to Defendant, and if Individual Defendant, efforts made to get Residence Service. _____

Date of Report: _____

Deputy Sheriff



SHERIFF'S OFFICE

HUNTINGDON COUNTY, PENNSYLVANIA

11721
241 Mifflin Street
Huntingdon, PA 16652
Telephone: 814-643-0880
William G. Walters, Sheriff

Kathleen L. Kuntz

No. 360-CD

Term: 2006

Vs.

Joseph T. Berrena Mechanicals, Inc.

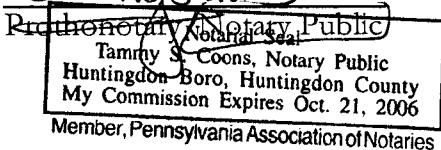
Now, this 20th day of March, 2006, at 1518 A.M./P.M. I served the within Summons upon Joseph T. Berrena Mechanicals, Inc. at Rr 2 Box 253, Petersburg, PA 16669 by handing to Matthew Berrena, General Manager one true and correct copy/copies of the within Summons and made known to Matthew the contents thereof.

So Answers,

William G. Walters
William G. Walters, Sheriff
Dan McCartney
Deputy Daniel B. McCartney, Jr.
Chief Deputy/Deputy

Costs:

Rec. & Doc.	\$9.00
Service	\$9.00
Mileage/Postage	\$10.30
Surcharge	---
Affidavit	\$5.00
Miscellaneous	---
Total Costs	\$33.30 Paid





Sheriff's Office Clearfield County

CHESTER A. HAWKINS
SHERIFF

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

OFFICE (814) 765-2641 EXT. 5986
AFTER 4:00 P.M. (814) 765-1533
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ROBERT SNYDER
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

CYNTHIA AUGHENBAUGH
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SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 101324

TERM & NO. 06-360-CD

KATHLEEN L. KUNTZ

SUMMONS

VS.

BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SERVE BY: 04/07/06

MAKE REFUND PAYABLE TO WOOMER & FRIDAY

SERVE: JOSEPH T. BERRENA MECHANICALS, INC.

ADDRESS: RR#2 BOX 253, PETERSBURG, PA 16669

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 HUNTINGDON COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this day, March 10, 2006.

RESPECTFULLY,

A handwritten signature in black ink, appearing to read "Chester A. Hawkins".

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

DATE RECEIVED

DATE PROCESSED

10/324

SHERIFF'S DEPARTMENT

CLINTON COUNTY, PENNSYLVANIA
COURTHOUSE, BASEMENT, LOCK HAVEN, PA 17745

SHERIFF SERVICE PROCESS RECEIPT, and AFFIDAVIT OF RETURN								INSTRUCTIONS: Print legibly, insuring readability of all copies. Do not detach any copies. CCSD ENV.# 210-06																	
1. PLAINTIFF / S / Kuntz, Kathleen L.								2. COURT NUMBER 06-360-CD																	
3. DEFENDANT / S / Rajel Corporation								4. TYPE OF WRIT OR COMPLAINT Summons																	
5. NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVICE OR DESCRIPTION OF PROPERTY TO BE LEVIED, ATTACHED OR SOLD. RAJEL CORPORATION								6. ADDRESS (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code) 300 HOGAN BLVD. MILL HALL, PA 17751																	
7. INDICATE UNUSUAL SERVICE: <input type="checkbox"/> PERSONAL <input type="checkbox"/> PERSON IN CHARGE <input type="checkbox"/> DEPUTIZE <input type="checkbox"/> CERT. MAIL <input type="checkbox"/> REGISTERED MAIL <input type="checkbox"/> POSTED <input type="checkbox"/> OTHER								NOW, 20 , I, SHERIFF OF CLINTON COUNTY, PA., do hereby depose the Sheriff of County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff.																	
8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE:								SHERIFF OF CLINTON COUNTY																	
NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN — Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomsoever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriffs' sale thereof.																									
9. SIGNATURE of ATTORNEY or other ORIGINATOR requesting service on behalf of: ROBERT B. WOOMER								<input type="checkbox"/> PLAINTIFF				<input type="checkbox"/> DEFENDANT				10. TELEPHONE NUMBER				11. DATE 3/17/06					
SPACE BELOW FOR USE OF SHERIFF ONLY — DO NOT WRITE BELOW THIS LINE																									
12. I acknowledge receipt of the writ or complaint as indicated above.								SIGNATURE of Authorized CCSD Deputy or Clerk and Title CHRISTINA M. BILBY SECRETARY				13. Date Received 3/17/06				14. Expiration/Hearing date 4/07/06									
15. I hereby CERTIFY and RETURN that I <input type="checkbox"/> have personally served, <input checked="" type="checkbox"/> have served person in charge, <input type="checkbox"/> have legal evidence of service as shown in "Remarks" (on reverse) <input type="checkbox"/> have posted the above described property with the writ or complaint described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., at the address inserted below by handling or posting a TRUE and ATTESTED COPY thereof.																									
16. <input type="checkbox"/> I hereby certify and return a NOT FOUND because I am unable to locate the individual, company, corporation, etc., named above. (See remarks below)																									
17. Name and title of individual served Joan Marshall Manager								18. A person of suitable age and discretion then residing in the defendant's usual place of abode. <input type="checkbox"/>								Read Order <input type="checkbox"/>									
19. Address of where served (complete only if different than shown above) (Street or RFD, Apartment No., City, Boro, Twp., State and ZIP Code)								20. Date of Service				21. Time 3-17-06 2:10 pm													
22. ATTEMPTS		Date		Miles		Dep. Int.		Date		Miles		Dep. Int.		Date		Miles		Dep. Int.		Date		Miles		Dep. Int.	
23. Advance Costs		24.		25.		26.		27. Total Costs		28. COST DUE OR REFUND															
AFFIRMED and subscribed to before me this 31st day of March 2006 by Christina M. Bilby , NOTARY PUBLIC								SO ANSWER. By (Sheriff/Dep. Sheriff) (Please Print or Type) Charles R. Ankney Signature of Sheriff								Date 3/21/06									
MY COMMISSION EXPIRES March 20, 2007 NOTARY PUBLIC Christina M. Bilby, NOTARY PUBLIC								39. Date Received																	
I ACKNOWLEDGE RECEIPT OF THIS WRIT AND RETURN SIGNATURE OF AUTHORIZED ISSUING AUTHORITY AND DATE Christina M. Bilby, NOTARY PUBLIC																									

SHERIFF'S RETURN OF SERVICE

() (1) The within
upon
defendant by mailing to
by _____, the within named
prepaid,
a true and attested copy thereof at
on the mail, return receipt requested, postage

The return receipt signed by
defendant on the _____ is hereto attached and
made a part of this return.

() (2) Outside the Commonwealth, pursuant to Pa. RCP 405 (c) (1) (2) by mailing a true and
attested copy thereof at

in the following manner:

() (a) To the defendant by () registered () certified mail, return receipt requested,
postage prepaid, addressee only on the
said receipt being returned NOT signed by defendant, but with a notation by the
Postal Authorities that Defendant refused to accept the same. The returned
receipt and envelope is attached hereto and made part of this return
And thereafter
() (b) To the defendant by ordinary mail addressed to defendant at same address, with
the return address of the Sheriff appearing thereon, on the

I further certify that after fifteen (15) days from the mailing date, I have not
received said envelope back from the Postal Authorities. A certificate of mailing
is hereto attached as a proof of mailing.

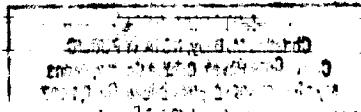
() (3) By publication in the Lock Haven Express, a weekly publication of general circulation
in the County of Clinton, Commonwealth of Pennsylvania, one time with publication
appearing

The affidavit from said Lock Haven Express is hereto attached.

() (4) By mailing to
by _____ mail, return receipt requested, postage prepaid,
on the
a true and attested copy thereof at

The
Authorities marked _____ returned by the Postal
is hereto attached.

() (5) Other





CHESTER A. HAWKINS
SHERIFF

Sheriff's Office Clearfield County

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

OFFICE (814) 765-2641 EXT. 5986
AFTER 4:00 P.M. (814) 765-1533

FAX (814) 765-5915

ROBERT SNYDER
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 101324

TERM & NO. 06-360-CD

KATHLEEN L. KUNTZ

SUMMONS

VS.

BERRENA'S REFRIGERATION, INC.; BERRENA'S MECHANICAL SERVICES, LLC
JOSEPH T. BERRENA MECHANICALS, INC.; RAJEL CORPORATION

SERVE BY: 04/07/06

MAKE REFUND PAYABLE TO WOOMER & FRIDAY

SERVE: RAJEL CORPORATION

ADDRESS: 300 HOGAN BOULEVARD, MILL HALL, PA 17751

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 CLINTON COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this day, March 10, 2006.

RESPECTFULLY,

A handwritten signature in black ink, appearing to read "Chester A. Hawkins".

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

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

COPY

SUMMONS

Kathleen L. Kuntz

Vs.

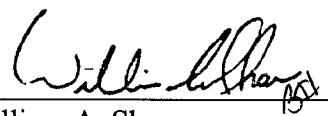
NO.: 2006-00360-CD

**Berrena's Refrigeration, Inc.
Berrena's Mechanical Services, LLC
Joseph T. Berrena Mechanicals, Inc.
Rajel Corporation**

TO: BERRENA'S REFRIGERATION, INC.
 BERRENA'S MECHANICAL SERVICES, LLC
 JOSEPH T. BERRENA MECHANICALS, INC.
 RAJEL CORPORATION

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

Date: 03/08/2006



William A. Shaw
Prothonotary

Issuing Attorney:

Robert B. Woomer Esq
3220 West Liberty Ave.
Pittsburgh, PA 15216
(412) 563-7980

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

KATHLEEN L. KUNTZ,

CIVIL DIVISION

Plaintiff,

Docket No. : 06-360-CD

vs.

BERRENA'S REFRIGERATION, INC.;
BERRENA'S MECHANICAL SERVICES,
LLC; JOSEPH T. BERRENA
MECHANICALS, INC.; and RAJEL
CORPORATION,

**PRAECIPE TO SETTLE AND
DISCONTINUE**

Defendants.

Filed on behalf of Plaintiff:
Kathleen L. Kuntz

Counsel of Record for this Party:
Robert B. Woomer, Esquire
Pa I.D. # 59030

Woomer & Friday LLP
3220 West Liberty Avenue, Ste. 200
Pittsburgh, PA 15216-2320
Tele # (412)563-7980
Fax # (412)563-0120

JURY TRIAL DEMANDED

FILED NOV 17 2006
M/J:ASLm (cert of disc
NOV 17 2006 issued to
Atty. Woomer
W. A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

KATHLEEN L. KUNTZ,

CIVIL DIVISION

Plaintiff,

Docket No. : 06-360-CD

vs.

BERRENA'S REFRIGERATION, INC.;
BERRENA'S MECHANICAL SERVICES,
LLC; JOSEPH T. BERRENA
MECHANICALS, INC.; and RAJEL
CORPORATION,

Defendants.

PRAECIPE TO SETTLE AND DISCONTINUE

TO THE PROTHONOTARY:

Kindly mark the above-captioned case settled and discontinued.

Woomer & Friday LLP

Robert B. Woomer, Esq.
Pa I.D. # 59030
Attorney for Plaintiff

Woomer & Friday LLP
3220 West Liberty Avenue, Ste. 200
Pittsburgh, PA 15216-2320
(412)563-7980

CERTIFICATE OF SERVICE

I hereby certify that on the 15 day of November, 2006, a true and correct copy of the foregoing *Praecipe to Settle and Discontinue* was served by First Class U.S. Mail, postage prepaid, upon the following:

Vicki Nightingale
Berkley Mid Atlantic
4813 Jonestown Road, Suite 205
Harrisburg, PA 17109
Carrier for Berrena's Mechanical Services, LLC

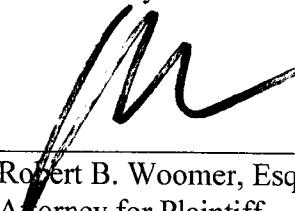
Kris Pappano-Stibitz
Selective Insurance
P.O. Box 25333
Lehigh Valley, PA 18002-5333
Carrier for Rajel Corporation

Berrena Refrigeration, Inc.
3510 West College Avenue
State College, PA 16801

Joseph T. Berrena Mechanicals, Inc.
R.R. 2, Box 253
Petersburg, PA 16669

Woomer & Friday LLP

By:



Robert B. Woomer, Esq.
Attorney for Plaintiff

Woomer & Friday, LLP

ATTORNEYS AT LAW

Robert B. Woomer
Peter D. Friday*
Thomas D. Hall*
Cynthia M. Porta-Clark*
Brian D. Cox
James C. Ward
Richard G. Talarico
Michele L. Zerr
*Also admitted in West Virginia

3220 West Liberty Avenue
Suite 200
Pittsburgh, PA 15216
412-563-7980
Fax 412-563-0120
TOLL FREE 1-800-563-7980
woomerandfriday.com

November 15, 2006

William Shaw, Prothonotary
Common Pleas Court
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830

Re: Kathleen L. Kuntz v. Berrena's Refrigeration, Inc.
Clearfield County Court of Common Pleas Case No. 06-360-CD

Dear Prothonotary:

Enclosed please find an original Praecept To Settle And Discontinue in the above-captioned matter, together with one (1) additional coversheet to the same. If you would please file the original, conform the coversheet with the Court's filing stamp and return said coversheet to me in the self-addressed, stamped envelope enclosed herewith, it would be greatly appreciated.

Thank you for your attention and cooperation in this matter.

Very truly yours,

Patricia S. Litonenko
Case Manager
e-mail: plitonenko@woomerandfriday.com

RBW/psl
Enclosure
cc: Robert B. Woomer, *Esquire*

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

COPY

CIVIL DIVISION

Kathleen L. Kuntz

Vs.

Berrena's Refrigeration, Inc.
Berrena's Mechanical Services, LLC
Joseph T. Berrena Mechanicals, Inc.
Rajel Corporation

No. 2006-00360-CD

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on November 17, 2006, marked:

Settled and Discontinued

Record costs in the sum of \$85.00 have been paid in full by Robert B. Woomer Esq. .

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 17th day of November A.D. 2006.



William A. Shaw, Prothonotary