

2006-408-CD
Progressive et al vs Kenneth Kocher et al

06-408-CD
Progressive Northern Ins. Vs
Kenneth Kocher et al

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

PROGRESSIVE NORTHERN INS. CO.
AS SUBROGEE OF ALBERT MARTIN

Plaintiff,

v.

CASE NO: 2006-408-C0

TYPE OF PLEADING:
COMPLAINT IN CIVIL ACTION

KENNETH KOCHER AND
SILVERLINE, INC.

Defendants.

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

MICHAEL J. DOUGHERTY, ESQUIRE
Pa. I.D. #76046
WELTMAN, WEINBERG & REIS CO., L.P.A.
325 Chestnut Street
Suite 1120
Philadelphia, PA 19106
(215) 599-1500
WWR #04944241

FILED

MAR 17 2006

WILLIAM A. SHAW
Prothonotary

2 Cents ~~10~~ + SHAW

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

PROGRESSIVE NORTHERN INS. CO.
AS SUBROGEE OF ALBERT MARTIN

CASE NO:

Plaintiff,

v.

TYPE OF PLEADING:
COMPLAINT IN CIVIL ACTION

KENNETH KOCHER AND
SILVERLINE, INC.

Defendants.

NOTICE TO DEFEND

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claim set forth in the following pages, you must take action within twenty (20) days after this complaint and Notice are served, by entering a written appearance personally or by an attorney in filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for money claimed in the Complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

AVISO

LE HAN DEMANDADO A USTED EN LA CORTE. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha dela demanda y la notificacion. Hace falta asentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademas, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. usted puede perder dinero o sus propiedades u otros drechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTA. SI NO TIENE ABOGADO O SINO TIENE EL DINERO SUFFICIENTE DE PAGAR TAL SERVICO, VAYA EN PERSONA O LLAME FOR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ADAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL.

COURT ADMINISTRATOR

CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext. 1300-1301

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

PROGRESSIVE NORTHERN INS. CO.
AS SUBROGEE OF ALBERT MARTIN

CASE NO:

Plaintiff,

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TYPE OF PLEADING:
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KENNETH KOCHER AND
SILVERLINE, INC.
Defendants.

COMPLAINT IN CIVIL ACTION

AND NOW COMES, Plaintiff by and through its counsel, WELTMAN, WEINBERG & REIS, CO., L.P.A., and hereby files this Complaint against Defendants, jointly and severally. In support thereof, Plaintiff avers as follows:

1. Plaintiff, Progressive Northern Insurance Company ("Progressive"), is a corporation with a registered office located at P.O. Box 43258, Richmond Heights, Ohio.
2. Defendant, Kenneth Kocher, is an adult individual with a last known address of 2054-1 Westfield Terrace, Bethlehem, Pennsylvania 18107.
3. Defendant, Silverline, Inc., is a business organization licensed and authorized to conduct business in the Commonwealth of Pennsylvania and having as one of its places of business Box 205, Penn Gap Exchange, Windgap, Pennsylvania 18091.
4. Progressive issued a policy of insurance where Progressive agreed to insure a 1996 International ("Insured Vehicle"), owned by Plaintiff's insured.
5. On or about May 17, 2004 the motor vehicle owned by Defendant, Silverline, Inc., and operated by Defendant, Kenneth Kocher, did negligently, carelessly and/or recklessly collide with the Progressive Insured's vehicle at or near Interstate 80 near mile marker 111, Penfield, Clearfield County, Pennsylvania.

6. At all times material hereto Defendant, Kenneth Kocher, was acting individually and/or as the agent, servant, workman and/or employee of Defendant, Silverline, Inc., within the course and scope of his agency and/or with the express and/or implied consent of Defendant, Silverline, Inc. orated.

7. As a direct and proximate result of Defendants' negligence, the Progressive's Insured vehicle sustained property damage in the amount of \$15,645.45.

8. Pursuant to the terms and conditions of the insurance policy, Progressive paid the sum of \$14,645.45. A true and correct copy of the payment and damage documentation is attached hereto and marked as Exhibit "1".

9. The insured also sustained damages of \$1,000.00 representing his deductible.

10. Pursuant to the insurance policy issued by Progressive and as a result of said aforesaid payment, Progressive became subrogated to the claim of its Insured against Defendants.

11. Pursuant to Progressive's right of subrogation, Progressive is presently due and owed from Defendants the sum of \$15,645.45.

12. Repeated demands have been made upon Defendants for payment of the aforesaid sum; however, Defendants have willfully failed and refused to pay the sum due and owing to Progressive.

WHEREFORE, Plaintiff demands Judgment against Defendants jointly and severally the amount of \$15,645.45 and costs.

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED SHALL BE USED FOR THAT PURPOSE.

Respectfully Submitted:

WELTMAN, WEINBERG & REIS, CO., L.P.A.

Michael J. Dougherty, Esquire
PA I.D. # 76046
325 Chestnut Street
Suite 1120
Philadelphia, PA 19106
(215) 599-1500
WWR#04944241

EXHIBIT 1

Progressive Commercial Insurance

po box 2378
Stow, OH, 44224
Tel: 440-603-4367 Fax: 330-688-2105
jim_deangelo@progressive.com

Estimate

Estimate Prepared by: J DEANGELO

Accident Date: 5/17/04

Date of Loss: 5/17/04

Arrival Date: 5/20/04

Type of Loss: Collision

Policy Number:

Claim Number: 042886965

Appraised for: PROGRESSIVE
ADJ BILL BARNES

Date: 6/7/04

Estimate#:

Insured:

Contact: ALBERT MARTIN

Address: 81 BROWNIE RD

City, State, Zip Code: SHIPPENVILLE, PA 16254

Telephone, Fax: 814-782-3720

Appraised for:

Company: PROGRESSIVE

Contact: ADJ BILL BARNES

Address: 100 SCENERY DR, SUITE B

City, State, Zip Code: STATE COLLEGE, PA 16801

Telephone, Fax: 814-861-2351

Body Shop:

Company: LEADBETTER AUTO BODY

Contact: OWNER DAVE LEADBETTER

Address: PO BOX 285

City, State, Zip Code: CORSICA, PA 15829

Telephone, Fax: 814-379-3241

Notes: HUNTERS TRUCK CENTER
800-859-2249. PARTS

Insurance Company:

Company: PROGRESSIVE INSURANCE

Year	Make			Model			Color		Trim
1996	INTERNATIONAL			9300			BLUE		
Unit Number			License Plate #		Mileage		Serial#/VIN#		
			AF05002 PA		898,888		2HSFBASROTC053954		
Sup	Seq	Qty	Labor Type	Labor Op	Description		Part Type	Part Number	List Price
	1	1	Body	Rem/Rep	FRONT BUMPER	Aftermarket New			\$439.08
	2	1	Body	Rem/Rep	LIGHT POLES	New			\$98.04
	3	1	Body	Rem/Rep	HOOD SHELL	New			\$3,638.74
									\$3,638.74
									8.0*

Sup	Seq	Qty	Labor Type	Labor Op	Description	Part Type	Part Number	List Price	Extended Price	Labor Units
	4	1	Body	Rem/Rep	L/H/LAMP UPPER	New		\$62.16	\$62.16	*
	5	1	Body	Rem/Rep	L/H/LAMP LOWER	New		\$62.16	\$62.16	*
	6	1	Body	Rem/Rep	SPRINGS, SCREWS H/L	New		\$5.22	\$5.22	*
	7	1	Body	Rem/Rep	TURN SIGNALS R/L	New		\$132.02	\$132.02	*
	8	1	Body	Rem/Rep	H/L BEZEL	New		\$96.41	\$96.41	*
	9	1	Body	Rem/Rep	RETAINER HOOD	New		\$5.46	\$5.46	*
	10	1	Body	Rem/Rep	STRAP	New		\$32.37	\$32.37	*
	11	1	Body	Rem/Rep	HANDLE	New		\$10.21	\$10.21	*
	12	1	Body	Rem/Rep	HARWARE HOOD LOCKS	New		\$5.31	\$5.31	*
	13	1	Body	Rem/Rep	INSULATOR	New		\$265.64	\$265.64	*
	14	1	Body	Rem/Rep	GRILLE R/L 222.76 TRIM	New		\$445.52	\$445.52	*
	15	1	Body	Rem/Rep	GRILLE UPPER	New		\$271.02	\$271.02	*
	16	1	Body	Rem/Rep	GRILLE LOWER	New		\$275.36	\$275.36	*
	17	1	Body	Rem/Rep	GRILLE	New		\$418.51	\$418.51	*
	18	1	Body	Rem/Rep	HOOD CABLE	New		\$33.87	\$33.87	*
	19	1	Ref	Ref	HOOD REF	Exist				8.0*
	20	1	Body	Rem/Rep	W/S COWL PANEL	New		\$420.01	\$420.01	8.0*
	21	1	Body	Rem/Ins	R/I W/S	Exist				*
	22	1	Body	Rem/Rep	SEAL COWL	New		\$24.24	\$24.24	*
	23	1	Body	Rem/Rep	L/COWL PANEL	New		\$100.14	\$100.14	3.0*
	24	1	Body	Rem/Rep	L/DRIP EDGE	New		\$118.26	\$118.26	2.0*
	25	1	Body	Rem/Rep	SIDE LAMP	New		\$46.11	\$46.11	.3*
	26	1	Body	Rem/Rep	L/HOOD SPLASH SHIELD	New		\$201.31	\$201.31	1.0*
	27	1	Body	Rem/Rep	BRKT FRAME	New		\$33.41	\$33.41	*
	28	1	Body	Rem/Rep	HOOD STUD & NUT	New		\$12.38	\$12.38	*
	29	1	Body	Rem/Rep	L/ROCKER PANEL	New		\$100.14	\$100.14	2.0*
	30	1	Body	Rem/Rep	L/LOWER PANEL	New		\$206.31	\$206.31	1.0*
	31	1	Body	Rem/Rep	L/FRT PANEL EXT	New		\$86.41	\$86.41	1.0*
	32	1	Ref	Ref	REF. COWL, SIDE, DRIP RAIL, ROCKER	Exist				4.5*
	33	1	Body	Rem/Rep	DOOR ASSY	New		\$1,341.42	\$1,341.42	1.5*
	34	1	Ref	Ref	DOOR REF	Exist				2.4*
	35	1	Body	Rem/Rep	MIRROR ASSY	New		\$143.55	\$143.55	*
	36	1	Body	Repair	SLEEPER SIDE PANEL	Exist				5.0*
	37	1	Ref	Ref	SIDE PANEL SLEEPER	Exist				4.0*

1996 INTERNATIONAL 9300 CONV

Sup	Seq	Qty	Labor Type	Labor Op	Description	Part Type	Part Number	List Price	Extended Price	Labor Units
	38	1	Body	Repair	L/COWL INNER STRUCTURE REP	Exist				8.0*
	39	1	Body	Repair	LOWER FLOOR STRUCTURE	Exist				4.0*
	40	1	Body	Rem/Rep	HINGE PILLAR REP	New				4.0*
	41	1	Ref	Ref	HINGE PILLAR AND FIREWALL REF	Exist				2.5*
	42	1	Body	Rem/Rep	L/STEER TIRE CONTINENTAL 17/32	New		\$389.90	\$389.90	1.0*
	43				Betterment: Parts Only			5.00%		*
	44	1	Body	Rem/Rep	ALIGN FRONT END	New		\$150.00	\$150.00	*
	45	1	Body	Rem/Rep	PIN STRIP LETTERING	Sublet		\$250.00	\$250.00	*
	46				Paint Materials			\$225.00	\$225.00	*
	47				Shop Materials			\$135.00	\$135.00	*
	48				Towing			\$560.00	\$560.00	*

* - Judgement Item

- Labor Note Applies

Labor

Body	52.3	Hrs @	\$54.00	\$2,824.20
Refinish	21.4	Hrs @	\$54.00	\$1,155.60
Labor Total				<u>\$3,979.80</u>

Parts

Parts Subtotal	\$9,920.69
Less Adjustments	(\$19.50)
Parts Total	<u>\$9,901.19</u>

Additional Costs

Addl. Costs/Ops Total	\$920.00
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Tax

Totals

Sub Total:	\$14,820.49
Customer Resp.	\$1,019.50
Net Total	\$13,800.99

The above is an estimate based on our inspection and does not cover any additional parts or labor which may be required after the work has started. Occasionally, worn or damaged parts are discovered which may not be evident on the first inspection. Because of this, the above prices are not guaranteed. Quotations on parts and labor are current and subject to change.

1996 INTERNATIONAL 9300 CONV

• (A) PRODUC~1.ZWS - PASSPORT

December 06, 2005, 10:04:54

CMSD2340 /CMSSM2340 P A C M A N DEC 06 05 - 10:04
OPID: KXG0031 CLAIM PAYMENT INQUIRY TERMID: VT680256
INSD: MARTIN, ALBERT POL: 02435542-0
DOL : MAY 17 04 PA-STCOLL-BRN- CLM: 042886965 ACTIVE REP: W BARNES

PAY TO THE ORDER OF: TOTAL DRAFT AMOUNT: 14,645.45

LINE 1: ALBERT MARTIN, BRIAN STEINMAN AND LEADBETTERS A/B, (ONLY)

LINE 2: *****

LINE 3: *****

ADDRESS: PO BOX 285

CITY: CORSICA ST/PR* PA ZIP/CPC: 15829 CNTRY* USA

IN PAYMENT OF: COLL LESS DEDUCT/BETTERMENT 96 INTERNATIONAL

1099 ? Y FEDERAL TAX ID: 20654501 LAST UPDT REP: KWB0001
CDS CODE * 12 PCL EFT TRACE #: ISSUING REP: K BIXBY
BANK CODE* AS2 ISSUE DATE : JUN 14 04 APPROVED BY:
STATE * PA AREA * 256 REVIEW DATE: 00 00
STOP RSN * DRAFT #: 434659542 REVIEWED BY:

COMMAND:

VERIFICATION

I, Michael J. Dougherty, Esquire, attorney for the Plaintiff(s) do hereby swear and affirm that the averments in the attached Complaint are true and correct to the best of my knowledge, information and/or belief. These averments are made subject to the penalties of 18 Pa.C.S.A. §4904 relating to unsworn falsification to authorities.

Michael J. Dougherty

Date 3/9/06

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101354
NO: 06-408-CD
SERVICE # 1 OF 2
COMPLAINT

PLAINTIFF: PROGRESSIVE NORTHERN INS. CO. as Subrogee of Albert Martin
vs.
DEFENDANT: KENNETH KOCHER and SILVERLINE, INC.

SHERIFF RETURN

NOW, March 20, 2006, SHERIFF OF LEHIGH COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT ON KENNETH KOCHER.

NOW, March 30, 2006 AT 9:45 AM SERVED THE WITHIN COMPLAINT ON KENNETH KOCHER, DEFENDANT. THE RETURN OF LEHIGH COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN.

FILED
APR 24 2006
11:42 AM

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101354
NO: 06-408-CD
SERVICE # 2 OF 2
COMPLAINT

PLAINTIFF: PROGRESSIVE NORTHERN INS. CO. as Subrogee of Albert Martin
vs.
DEFENDANT: KENNETH KOCHER and SILVERLINE, INC.

SHERIFF RETURN

NOW, March 20, 2006, SHERIFF OF NORTHAMPTON COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT ON SILVERLINE, INC..

NOW, March 27, 2006 ATTEMPTED TO SERVE THE WITHIN COMPLAINT ON SILVERLINE, INC., DEFENDANT.
THE RETURN OF NORTHAMPTON COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN MARKED
"NOT FOUND".

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101354
NO: 06-408-CD
SERVICES 2
COMPLAINT

PLAINTIFF: PROGRESSIVE NORTHERN INS. CO. as Subrogee of Albert Martin
vs.

DEFENDANT: KENNETH KOCHER and SILVERLINE, INC.

SHERIFF RETURN

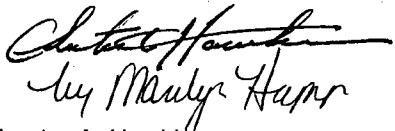
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	8189547	20.00
SHERIFF HAWKINS	WELTMAN	8189547	48.00
LEHIGH CO.	WELTMAN	8189549	30.00
NORTHAMPTON CO.	WELTMAN	8189548	58.00

Sworn to Before Me This

So Answers,

____ Day of _____ 2006



Chester A. Hawkins
Sheriff

3-30A

SHERIFF OFFICE COURTHOUSE - 5TH & HAMILTON STREETS
455 W HAMILTON ST
ROOM 106 ALLENTOWN PA 18101-1614

PAID

PROGRESSIVE NORTHERN INSURANCE CO
AS SUBORGE OF ALBERT MARTIN
VS
KENNETH KOCHER; ET AL
(CLEARFIELD CO--2006-408-CD)
WRIT : COMPLAINT IN CIVIL ACTION
AND NOTICE
SERVE: KENNETH KOCHER
AT : 2054-1 WESTFIELD TERRACE BETHLEHEM, PA 18107

DOC#: 2006-CV-1289
CASE: 2006-NC-0982
EXPIR: 16-Apr-2006
DEPOSIT: 30.00
ENTRY: 29-Mar-2006

RETURN OF SERVICE

1. NAME OF INDIVIDUAL SERVED: Personally

2. RELATIONSHIP TO DEFENDANT:

3. DATE: 3-30 2006 TIME: 0945 HOURS:

4. LOCATION OF SERVICE: 2054-1 Westfield Terrace Beth., PA

5. UNABLE TO LOCATE:

() NUMBER OF ATTEMPTS TO LOCATE DEFENDANT AT LAST KNOWN ADDRESS:

1. DATE & TIME _____ 2. DATE & TIME _____

3. DATE & TIME _____ 4. DATE & TIME _____

5. DATE & TIME _____ 6. DATE & TIME _____

ACCEPTANCE OF SERVICE

I HEREBY ACCEPT SERVICE OF THE LEGAL PROCESS AS OUTLINED ON THE FRONT OF THE DOCUMENT. THIS SERVICE IS ACCEPTED ON BEHALF OF THE LISTED DEFENDANT(S) AND I HEREBY CERTIFY THAT I AM AUTHORIZED TO DO SO.

PRINTED NAME OF AUTHORIZED AGENT

SIGNATURE OF AUTHORIZED AGENT

DATE: _____

TIME: _____

PRINT NAME OF DEPUTY SHERIFF

SO ANSWERS

DEPUTY SHERIFF



SHERIFF OF LEHIGH COUNTY



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 101354

TERM & NO. 06-408-CD

PROGRESSIVE NORTHERN INS. CO. as Subrogee of Albert Martin

COMPLAINT

VS.

KENNETH KOCHER and SILVERLINE, INC.

SERVE BY: 04/16/06

MAKE REFUND PAYABLE TO WELTMAN, WEINBERG & REIS CO., L.P.A.

SERVE: KENNETH KOCHER

ADDRESS: 2054-1 WESTFIELD TERRACE, BETHLEHEM, PA 18107

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF OF CLEARFIELD COUNTY, State of Pennsylvania, do hereby depose the SHERIFF OF LEHIGH COUNTY, Pennsylvania to execute this writ. This Deposition being made at the request and risk of the Plaintiff this day, March 20, 2006.

RESPECTFULLY,

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

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

ORDER FOR SERVICE REQUEST

TO BE COMPLETED BY THE REQUESTING ATTORNEY

7 3-22-06
sec 6

101354

1. All information from the attorney must be filled-in before service can be made.
2. Prepare a separate Order for Service form for each defendant to be served by the Sheriff.
- 3. When completing location for service, be certain to have a valid address or directions. Do not use P.O. Boxes or R.D. - ADDRESSES ONLY. Provide the township, if applicable.**

PLAINTIFF:

Progressive Northern Ins. Co.

DEFENDANT:

Kenneth Kocher and Silverline, Inc.

SERVE UPON:

Silverline, Inc.

TYPE OF WRIT:

Complaint

ATTORNEY (NAME, ADDRESS, PHONE)

Weltman, Weinberg & Reis Co
325 Chestnut Street

Suite 1120 FOR PROTHONOTARY USE ONLY

DOCKET NUMBER: Philadelphia, PA 19106
06-408-CD (215) 599-1500

LAST DAY FOR SERVICE:)

FEES PAID:

52.00

RETURN OF SERVICE (To be completed by Sheriff)

INDIVIDUAL SERVED:

DATE:

TIME:

03. 27. 2006

10 30

LOCATION: (IF DIFFERENT FROM ABOVE)

() BOROUGH OF: () CITY OF () TOWNSHIP OF:

Served in the following manner:

- () Defendant personally served
- () Adult family member with whom said defendant resides
- () Adult in charge of defendant's residence
- () Manager/Clerk of place of lodging in which defendant resides
- () Agent or person in charge of defendant's office or usual place of business
- () Officer of said defendant company
- () Posted property
- () Levy on property

() Other:

() Not Found () Moved () No Answer () Vacant () Unknown

✓ OF POST OFFICES (none on map)
SILVERLINE MOVED - P.O. BOX
CLOSED ABOUT 10 YEARS AGO.

(Comments)

SO ANSWERS: JEFFREY K HAWBECKER
SHERIFF OF NORTHAMPTON COUNTY

BY:

Mark E. Hawcker Jr.

Deputy Sheriff

Badge #

Sheriff of Northampton County

Date

ACCEPTANCE OF SERVICE

I accept service of the _____ on behalf of _____ and certify that I am authorized to do so.

(Defendant or Authorized Agent)

(Mailing Address)

NORTHAMPTON COUNTY SHERIFF'S DEPARTMENT

669 WASHINGTON STREET

EASTON, PA 18042-7483

(610) 559-3084

(610) 559-3781 (REAL ESTATE)

www#04944241



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
FAX (814) 765-5915

ROBERT SNYDER
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

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SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 101354

TERM & NO. 06-408-CD

PROGRESSIVE NORTHERN INS. CO. as Subrogee of Albert Martin
COMPLAINT

VS.

KENNETH KOCHER and SILVERLINE, INC.

SERVE BY: 04/16/06

MAKE REFUND PAYABLE TO WELTMAN, WEINBERG & REIS CO., L.P.A.

SERVE: SILVERLINE, INC.

ADDRESS: BOX 205, PENN GAP EXCHANGE, WINDGAP, PA 18091

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 NORTHAMPTON COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this day, March 20, 2006.

RESPECTFULLY,

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

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

RECEIVED
SHERIFF'S OFFICE
NORTHAMPTON COUNTY, PA.
MAR 22 2006
128 PM '06

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

PROGRESSIVE NORTHERN INS. CO.
AS SUBROGEE OF ALBERT MARTIN

Plaintiff,

v.

CASE NO: 2004-408-C0

TYPE OF PLEADING:
COMPLAINT IN CIVIL ACTION

KENNETH KOCHER AND
SILVERLINE, INC.

Defendants.

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

MICHAEL J. DOUGHERTY, ESQUIRE
Pa. I.D. #76046
WELTMAN, WEINBERG & REIS CO., L.P.A.
325 Chestnut Street
Suite 1120
Philadelphia, PA 19106
(215) 599-1500
WWR #04944241

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

MAR 17 2006

Attest.

William C. Shan
Prothonotary/
Clerk of Courts

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

PROGRESSIVE NORTHERN INS. CO.
AS SUBROGEE OF ALBERT MARTIN

Plaintiff,

v.

CASE NO:

TYPE OF PLEADING:
COMPLAINT IN CIVIL ACTION

KENNETH KOCHER AND
SILVERLINE, INC.

Defendants.

NOTICE TO DEFEND

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claim set forth in the following pages, you must take action within twenty (20) days after this complaint and Notice are served, by entering a written appearance personally or by an attorney in filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for money claimed in the Complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP:

AVISO

LE HAN DEMANDADO A USTED EN LA CORTE. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta asentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademas, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SINO TIENE EL DINERO SUFFICIENTE DE PAGAR TAL SERVICO, VAYA EN PERSONA O LLAME POR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ADAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL.

COURT ADMINISTRATOR

CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext. 1300-1301

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

PROGRESSIVE NORTHERN INS. CO.
AS SUBROGEE OF ALBERT MARTIN

CASE NO:

Plaintiff,

v.

TYPE OF PLEADING:
COMPLAINT IN CIVIL ACTION

KENNETH KOCHER AND
SILVERLINE, INC.

Defendants.

COMPLAINT IN CIVIL ACTION

AND NOW COMES, Plaintiff by and through its counsel, WELTMAN, WEINBERG & REIS, CO., L.P.A., and hereby files this Complaint against Defendants, jointly and severally. In support thereof, Plaintiff avers as follows:

1. Plaintiff, Progressive Northern Insurance Company ("Progressive"), is a corporation with a registered office located at P.O. Box 43258, Richmond Heights, Ohio.
2. Defendant, Kenneth Kocher, is an adult individual with a last known address of 2054-1 Westfield Terrace, Bethlehem, Pennsylvania 18107.
3. Defendant, Silverline, Inc., is a business organization licensed and authorized to conduct business in the Commonwealth of Pennsylvania and having as one of its places of business Box 205, Penn Gap Exchange, Windgap, Pennsylvania 18091.
4. Progressive issued a policy of insurance where Progressive agreed to insure a 1996 International ("Insured Vehicle"), owned by Plaintiff's insured.
5. On or about May 17, 2004 the motor vehicle owned by Defendant, Silverline, Inc., and operated by Defendant, Kenneth Kocher, did negligently, carelessly and/or recklessly collide with the Progressive Insured's vehicle at or near Interstate 80 near mile marker 111, Penfield, Clearfield County, Pennsylvania.

6. At all times material hereto Defendant, Kenneth Kocher, was acting individually and/or as the agent, servant, workman and/or employee of Defendant, Silverline, Inc., within the course and scope of his agency and/or with the express and/or implied consent of Defendant, Silverline, Inc.

7. As a direct and proximate result of Defendants' negligence, the Progressive's Insured vehicle sustained property damage in the amount of \$15,645.45.

8. Pursuant to the terms and conditions of the insurance policy, Progressive paid the sum of \$14,645.45. A true and correct copy of the payment and damage documentation is attached hereto and marked as Exhibit "1".

9. The insured also sustained damages of \$1,000.00 representing his deductible.

10. Pursuant to the insurance policy issued by Progressive and as a result of said aforesaid payment, Progressive became subrogated to the claim of its Insured against Defendants.

11. Pursuant to Progressive's right of subrogation, Progressive is presently due and owed from Defendants the sum of \$15,645.45.

12. Repeated demands have been made upon Defendants for payment of the aforesaid sum; however, Defendants have willfully failed and refused to pay the sum due and owing to Progressive.

WHEREFORE, Plaintiff demands Judgment against Defendants jointly and severally the amount of \$15,645.45 and costs.

THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED SHALL BE USED FOR THAT PURPOSE.

Respectfully Submitted:

WELTMAN, WEINBERG & REIS, CO., L.P.A.

Michael J. Dougherty, Esquire
PA I.D. # 76046
325 Chestnut Street
Suite 1120
Philadelphia, PA 19106
(215) 599-1500
WWR#04944241

EXHIBIT 1

Progressive Commercial Insurance

po box 2378
 Stow, OH, 44224
 Tel: 440-603-4367 Fax: 330-688-2105
 jim_deangelo@progressive.com

Estimate

Estimate Prepared by: J DEANGELO

Accident Date: 5/17/04

Date of Loss: 5/17/04

Arrival Date: 5/20/04

Type of Loss: Collision

Policy Number:

Claim Number: 042886965

Appraised for: PROGRESSIVE
 ADJ BILL BARNES

Date: 6/7/04

Estimate#:

Insured:

Contact: ALBERT MARTIN

Address: 81 BROWNIE RD

City, State, Zip Code: SHIPPENVILLE, PA 16254

Telephone, Fax: 814-782-3720

Appraised for:

Company: PROGRESSIVE

Contact: ADJ BILL BARNES

Address: 100 SCENERY DR, SUITE B

City, State, Zip Code: STATE COLLEGE, PA 16801

Telephone, Fax: 814-861-2351

Body Shop:

Company: LEADBETTER AUTO BODY

Contact: OWNER DAVE LEADBETTER

Address: PO BOX 285

City, State, Zip Code: CORSICA, PA 15829

Telephone, Fax: 814-379-3241

Notes: HUNTERS TRUCK CENTER

800-859-2249. PARTS

Insurance Company:

Company: PROGRESSIVE INSURANCE

Year	Make			Model			Color		Trim		
1996	INTERNATIONAL			9300			BLUE				
Unit Number			License Plate #		Mileage		Serial#/VIN#				
				AF05002 PA		898,888		2HSFBASROTC053954			
Sup	Seq	Qty	Labor Type	Labor Op	Description		Part Type	Part Number	List Price	Extended Price	Labor Units
	1	1	Body	Rem/Rep	FRONT BUMPER		Aftermarket New		\$439.08	\$439.08	1.5*
	2	1	Body	Rem/Rep	LIGHT POLES		New		\$98.04	\$98.04	1.0*
	3	1	Body	Rem/Rep	HOOD SHELL		New		\$3,638.74	\$3,638.74	8.0*

Sup	Seq	Qty	Labor Type	Labor Op	Description	Part Type	Part Number	List Price	Extended Price	Labor Units
	4	1	Body	Rem/Rep	L/H/LAMP UPPER	New		\$62.16	\$62.16	*
	5	1	Body	Rem/Rep	L/H/LAMP LOWER	New		\$62.16	\$62.16	*
	6	1	Body	Rem/Rep	SPRINGS, SCREWS H/L	New		\$5.22	\$5.22	*
	7	1	Body	Rem/Rep	TURN SIGNALS R/L	New		\$132.02	\$132.02	*
	8	1	Body	Rem/Rep	H/L BEZEL	New		\$96.41	\$96.41	*
	9	1	Body	Rem/Rep	RETAINER HOOD	New		\$5.46	\$5.46	*
	10	1	Body	Rem/Rep	STRAP	New		\$32.37	\$32.37	*
	11	1	Body	Rem/Rep	HANDLE	New		\$10.21	\$10.21	*
	12	1	Body	Rem/Rep	HARWARE HOOD LOCKS	New		\$5.31	\$5.31	*
	13	1	Body	Rem/Rep	INSULATOR	New		\$265.64	\$265.64	*
	14	1	Body	Rem/Rep	GRILLE R/L 222.76 TRIM	New		\$445.52	\$445.52	*
	15	1	Body	Rem/Rep	GRILLE UPPER	New		\$271.02	\$271.02	*
	16	1	Body	Rem/Rep	GRILLE LOWER	New		\$275.36	\$275.36	*
	17	1	Body	Rem/Rep	GRILLE	New		\$418.51	\$418.51	*
	18	1	Body	Rem/Rep	HOOD CABLE	New		\$33.87	\$33.87	*
	19	1	Ref	Ref	HOOD REF	Exist				8.0*
	20	1	Body	Rem/Rep	W/S COWL PANEL	New		\$420.01	\$420.01	8.0*
	21	1	Body	Rem/Ins	R/I W/S	Exist				*
	22	1	Body	Rem/Rep	SEAL COWL	New		\$24.24	\$24.24	*
	23	1	Body	Rem/Rep	L/COWL PANEL	New		\$100.14	\$100.14	3.0*
	24	1	Body	Rem/Rep	L/DRIP EDGE	New		\$118.26	\$118.26	2.0*
	25	1	Body	Rem/Rep	SIDE LAMP	New		\$46.11	\$46.11	.3*
	26	1	Body	Rem/Rep	L/HOOD SPLASH SHIELD	New		\$201.31	\$201.31	1.0*
	27	1	Body	Rem/Rep	BRKT FRAME	New		\$33.41	\$33.41	*
	28	1	Body	Rem/Rep	HOOD STUD & NUT	New		\$12.38	\$12.38	*
	29	1	Body	Rem/Rep	L/ROCKER PANEL	New		\$100.14	\$100.14	2.0*
	30	1	Body	Rem/Rep	L/LOWER PANEL	New		\$206.31	\$206.31	1.0*
	31	1	Body	Rem/Rep	L/FRT PANEL EXT	New		\$86.41	\$86.41	1.0*
	32	1	Ref	Ref	REF. COWL, SIDE, DRIP RAIL, ROCKER	Exist				4.5*
	33	1	Body	Rem/Rep	DOOR ASSY	New		\$1,341.42	\$1,341.42	1.5*
	34	1	Ref	Ref	DOOR REF	Exist				2.4*
	35	1	Body	Rem/Rep	MIRROR ASSY	New		\$143.55	\$143.55	*
	36	1	Body	Repair	SLEEPER SIDE PANEL	Exist				5.0*
	37	1	Ref	Ref	SIDE PANEL SLEEPER	Exist				4.0*

1996 INTERNATIONAL 9300 CONV

Sup	Seq	Qty	Labor Type	Labor Op	Description	Part Type	Part Number	List Price	Extended Price	Labor Units
	38	1	Body	Repair	L/COWL INNER STRUCTURE REP	Exist				8.0*
	39	1	Body	Repair	LOWER FLOOR STRUCTURE	Exist				4.0*
	40	1	Body	Rem/Rep	HINGE PILLAR REP	New				4.0*
	41	1	Ref	Ref	HINGE PILLAR AND FIREWALL REF	Exist				2.5*
	42	1	Body	Rem/Rep	L/STEER TIRE CONTINENTAL 17/32	New		\$389.90	\$389.90	1.0*
	43				Betterment: Parts Only			5.00%		*
	44	1	Body	Rem/Rep	ALIGN FRONT END	New		\$150.00	\$150.00	*
	45	1	Body	Rem/Rep	PIN STRIP LETTERING	Sublet		\$250.00	\$250.00	*
	46				Paint Materials			\$225.00	\$225.00	*
	47				Shop Materials			\$135.00	\$135.00	*
	48				Towing			\$560.00	\$560.00	*

* - Judgement Item

- Labor Note Applies

Labor

Body	52.3	Hrs @	\$54.00	\$2,824.20
Refinish	21.4	Hrs @	\$54.00	\$1,155.60
Labor Total				\$3,979.80

Parts

Parts Subtotal	\$9,920.69
Less Adjustments	(\$19.50)
Parts Total	\$9,901.19

Additional Costs

Addl. Costs/Ops Total	\$920.00
-----------------------	----------

Tax

Totals

Sub Total:	\$14,820.49
Customer Resp.	\$1,019.50
Net Total	\$13,800.99

The above is an estimate based on our inspection and does not cover any additional parts or labor which may be required after the work has started. Occasionally, worn or damaged parts are discovered which may not be evident on the first inspection. Because of this, the above prices are not guaranteed. Quotations on parts and labor are current and subject to change.

1996 INTERNATIONAL 9300 CONV

(A) PRODUC~1.ZWS - PASSPORT

December 06, 2005, 10:04:54

CMSD2340 /CMSP2340 P A C M A N DEC 06 05 - 10:04
OPID: KXG0031 CLAIM PAYMENT INQUIRY TERMID: VT680256
INSD: MARTIN, ALBERT POL: 02435542-0
DOL : MAY 17 04 PA-STCOLL-BRN- CLM: 042886965 ACTIVE REP: W BARNES

PAY TO THE ORDER OF: TOTAL DRAFT AMOUNT: 14,645.45

LINE 1: ALBERT MARTIN, BRIAN STEINMAN AND LEADBETTERS A/B, (ONLY)
LINE 2: *****
LINE 3: *****

ADDRESS: PO BOX 285

CITY: CORSICA ST/PR* PA ZIP/CPC: 15829 CNTRY* USA

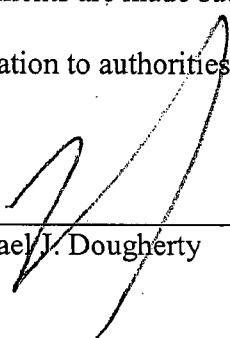
IN PAYMENT OF: COLL LESS DEDUCT/BETTERMENT 96 INTERNATIONAL

1099 ? Y FEDERAL TAX ID: 20654501 LAST UPDT REP: KWB0001
CDS CODE * 12 PCL EFT TRACE #: ISSUING REP: K BIXBY
BANK CODE* AS2 ISSUE DATE : JUN 14 04 APPROVED BY:
STATE * PA AREA * 256 REVIEW DATE: 00 00
STOP RSN * DRAFT #: 434659542 REVIEWED BY:

COMMAND:

VERIFICATION

I, Michael J. Dougherty, Esquire, attorney for the Plaintiff(s) do hereby swear and affirm that the averments in the attached Complaint are true and correct to the best of my knowledge, information and/or belief. These averments are made subject to the penalties of 18 Pa.C.S.A. §4904 relating to unsworn falsification to authorities.



Michael J. Dougherty

Date 3/9/06

RECEIVED
SHERIFF'S OFFICE
NORTHAMPTON COUNTY, PA
MAR 22 1 28 PM '06

FILED

APR 24 2006

William A. Shaw
Prothonotary/Clerk of Courts

WELTMAN, WEINBERG & REIS CO., L.P.A.
BY: Michael J. Dougherty, Esquire
I.D. No. 76046
325 Chestnut Street, Suite 1120
Philadelphia, PA 19106
Phone: 215.599.1500
Fax: 215.599.1505
WWR # 04944241

Attorney for Plaintiff(s)

PROGRESSIVE NORTHERN INSURANCE COMPANY
Subrogee of Albert Martin,

CLEARFIELD County
Court of Common Pleas

vs.

KENNETH A KOCHER and
SILVERLINE INC.,

NO. 2006-408-CD

PRAECIPE FOR DEFAULT JUDGMENT

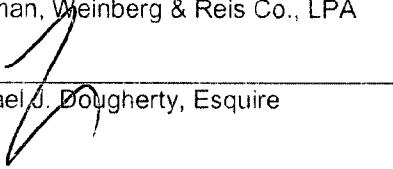
TO THE PROTHONOTARY:

Kindly enter judgment against Defendant, Kenneth Kocher, in the amount of \$15,645.45 plus interest and costs for failing to file an answer to Plaintiff's Complaint which amount has been pled as a sum certain in Plaintiff's Complaint.

I hereby certify that appropriate Notices of Default, as attached have been mailed in accordance with Pa.R.Civ.P. 237.1 on the dates indicated on the Notices.

I certify Plaintiff's address as, c/o Weltman, Weinberg & Reis Co., LPA, 325 Chestnut Street, Suite 1120, Philadelphia, Pennsylvania 19106 and that Defendant's last known address is 2054-1 Westfield Terrace, Bethlehem, Pennsylvania 18017.

Weltman, Weinberg & Reis Co., LPA

By 
Michael J. Dougherty, Esquire

FILED 

MAY 30 2006
11:35 AM
William A. Shaw
Prothonotary/Clerk of Courts
Notice to DEF.

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

PROGRESSIVE NORTHERN INSURANCE COMPANY
Subrogee of Albert Martin

Plaintiff

vs.

NO. 2006-408-CD

KENNETH A KOCHER and
SILVERLINE INC

Defendants

NOTICE OF JUDGMENT OR ORDER AS TO KENNETH A KOCHER ONLY

TO: Plaintiff
 Defendant
 Garnishee

You are hereby notified that the
following Order or Judgment was
entered against you on May 230, 2008

Assumpsit Judgment in the amount of \$ plus interest and
costs.

Trespass Judgment in the amount of \$15,645.45 plus interest and
costs.

If not satisfied within sixty (60)
days, your motor vehicle operator's license and/or registration will be
suspended by the Department of Transportation, Bureau of Traffic Safety,
Harrisburg, PA.

Entry of Judgment of
 Court Order
 Non-Pros
 Confession
 Default
 Verdict
 Arbitration
 Award

Prothonotary

By:


PROTHONOTARY (OR DEPUTY)

KENNETH A KOCHER
2054-1 WESTFIELD TER
BETHLEHEM, PA 18017

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

PROGRESSIVE NORTHERN INS

Plaintiff

Case # 2006-408-CD

KENNETH A KOCHER

Defendant (s)

IMPORTANT NOTICE

TO: KENNETH A KOCHER
2054-1 WESTFIELD TER
BETHLEHEM, PA 18017

Date of Notice: May 5, 2006
WWR#: 04944241

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE FOLLOWING 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 ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext. 1300-1301

BY: 
MICHAEL J. DOUGHERTY, ESQUIRE
PA I.D. #76046
WELTMAN, WEINBERG & REIS CO., L.P.A.
325 CHESTNUT STREET, SUITE 1120
PHILADELPHIA, PA 19106
(215) 599-1500

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

PROGRESSIVE NORTHERN INSURANCE COMPANY
Subrogee of Albert Martin

Case no: 2006-408-CD

Plaintiff
vs.

KENNETH A KOCHER and
SILVERLINE INC

NON-MILITARY AFFIDAVIT

Defendant

The undersigned, Michael J. Dougherty, attorney for the Plaintiff, who first being duly sworn, according to law, deposes and states as follows:

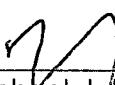
That he/she is the duly authorized agent of the Plaintiff in the within matter.

That the within Affidavit is made pursuant to and in accordance with the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. App. § 521.

That based upon investigation it is the undersigned's belief that the Defendant, Kenneth Kocher is not in the military service; and

That this belief is supported by the attached certification of Robert J. Brandewie, Director of the Department of Defense – Manpower Data Center.

Weltman, Weinberg & Reis Co., LPA

By 

Michael J. Dougherty, Esquire

This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

Department of Defense Manpower Data Center

MAY-22-2006 11:37:50



Military Status Report
Pursuant to the Servicemembers Civil Relief Act

◀ Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
KOCHER	Kenneth A		Based on the information you have furnished, the DMDC does not possess any information indicating that the individual is currently on active duty.	

Upon searching the information data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the current status of the individual as to all branches of the Military.

Robert J. Brandewie, Director
Department of Defense - Manpower Data Center
1600 Wilson Blvd., Suite 400
Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The Department of Defense strongly supports the enforcement of the Servicemembers Civil Relief Act [50 USCS Appx. §§ 501 et seq] (SCRA) (formerly the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's active duty status by contacting that person's Military Service via the "defenselink.mil" URL provided below. If you have evidence the person is on active-duty and you fail to obtain this additional Military Service verification, provisions of the SCRA may be invoked against you.

If you obtain further information about the person (e.g., an SSN, improved accuracy of DOB, a middle name), you can submit your request again at this Web site and we will provide a new certificate for that query.

This response reflects current active duty status only. For historical information, please contact the Military Service SCRA points-of-contact.

See: <http://www.defenselink.mil/faq/pis/PC09SLDR.html>

WARNING: This certificate was provided based on a name and Social Security number (SSN) provided

by the requester. Providing an erroneous name or SSN will cause an erroneous certificate to be provided.

Report ID: DHCNSASBHD

WELTMAN, WEINBERG & REIS CO., L.P.A.

BY: Samantha T. Estevez, Esquire
I.D. No. 89204
325 Chestnut Street, Suite 1120
Philadelphia, PA 19106
Phone: 215.599.1500
Fax: 215.599.1505
File # 04944241

Attorney for Plaintiff(s)

PROGRESSIVE INSURANCE COMPANY
Subrogee of Albert Martin

Clearfield County
Court of Common Pleas

vs.

KENNETH A KOCHER and
SILVERLINE INC

NO. 2006-408-CD

PRAECIPE TO SATISFY

TO THE PROTHONOTARY:

Kindly mark the judgment entered against Defendant, Kenneth Kocher and Silverline, Inc., as SATISFIED.

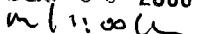
WELTMAN, WEINBERG & REIS CO., L.P.A.

By _____


Samantha T. Estevez, Esquire
Attorney for Plaintiff

FILED

DEC 06 2006



William A. Shaw
Prothonotary/Clerk of Courts

1 cent + 1 cent +
SAR. TO ATT.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

CERTIFICATE OF SATISFACTION OF JUDGMENT

No.: 2006-00408-CD

Progressive Northern Ins. Co.
Albert Martin

Debt: \$15,645.45

Vs.

Atty's Comm.:

Kenneth Kocher
Silverline, Inc.

Interest From:

Cost: \$7.00

NOW, Wednesday, December 06, 2006 , directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 6th day of December, A.D. 2006.

Prothonotary