

06-513-CD
Michael P Yeager et al vs. Jack

2006-513-CD
Michael Yeager et al vs. Jack Wallace

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

MICHAEL P. YEAGER, ADMINISTRATOR
OF THE ESTATE OF EUGENE FRANKLIN
MAINES,

Plaintiff

v.

JACK WALLACE TRUCKING, INC.,
A corporation,
Defendant.

* No. 06 - 513 - CD

* Type of Pleading:

* **PRAECIPE FOR WRIT**

* Filed on behalf of:
* Plaintiff

* Counsel of Record for
this party:

* James A. Naddeo, Esquire
* 207 East Market Street
* PO Box 552
* Clearfield, PA 16830
* (814) 765-1601

FILED ^{No CC}
01/10/2006 Atty PD 85.00
APR 03 2006 ^W Atty PD 85.00
1 Writ to Atty
William A. Shaw
Prothonotary/Clerk of Courts

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

MICHAEL P. YEAGER, ADMINISTRATOR
OF THE ESTATE OF EUGENE FRANKLIN
MAINES,

Plaintiff

*
*
*

v.

* No. 06 - - CD

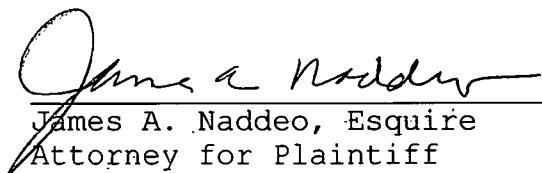
JACK WALLACE TRUCKING, INC.,
A corporation,
Defendant.

*
*
*

PRAECIPE TO ISSUE WRIT OF SUMMONS

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

Please issue a writ of summons against the Defendant,
Jack Wallace Trucking, Inc., whose address is 8667 Tyrone Pike,
Irvona, Pennsylvania 16656.



James A. Naddeo, Esquire
Attorney for Plaintiff

Dated: April 3, 2006

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

CCPA

SUMMONS

**Michael P. Yeager, Administrator of
the Estate of Eugene Franklin Maines**

Vs.

NO.: 2006-00513-CD

Jack Wallace Trucking, Inc.

TO: JACK WALLACE TRUCKING, INC.

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: 04/03/2006

William A. Shaw
William A. Shaw
Prothonotary

Issuing Attorney:

James A. Naddeo, Esq.
207 East Market Street
PO Box 552
Clearfield, PA 16830
(814) 765-1601

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101410
NO: 06-513-CD
SERVICE # 1 OF 1
SUMMONS

PLAINTIFF: MICHAEL P. YEAGER, Adm. of the Estate of Eugene Franklin Maines
vs.
DEFENDANT: JACK WALLACE TRUCKING, INC.

SHERIFF RETURN

NOW, April 18, 2006 AT 2:18 PM SERVED THE WITHIN SUMMONS ON JACK WALLACE TRUCKING INC. DEFENDANT AT 8667 TYRONE PIKE, IRVONA, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO PAULA WALLACE, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

FILED
12:45 PM
MAY 03 2006
William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	NADDEO	18078	10.00
SHERIFF HAWKINS	NADDEO	18078	42.42

Sworn to Before Me This

So Answers,

____ Day of _____ 2006

Chester A. Hawkins
by Marilyn Hauer
Chester A. Hawkins
Sheriff

Todd B. Narvol, Esquire
THOMAS, THOMAS & HAVER, LLP
Identification No.: 42136
tnarvol@tthlaw.com
305 N. Front Street
P.O. Box 999
Harrisburg, PA 17108-0999

(717) 237-7133 — direct dial
(717) 237-7105-fax
Attorney for Defendant Jack Wallace Trucking, Inc.

MICHAEL P. YEAGER, Administrator : IN THE COURT OF COMMON PLEAS OF
of the Estate of EUGENE FRANKLIN : CLEARFIELD COUNTY, PENNSYLVANIA
MAINES

Plaintiff, : DOCKET NO. 2006-00513-CD
:
vs. :
:
JACK WALLACE TRUCKING, INC. : JURY TRIAL DEMANDED
Defendant :
:

PRAECIPE FOR ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Please enter the appearance of Todd B. Narvol, Esquire and Thomas, Thomas & Hafer, LLP as counsel for Defendant Jack Wallace Trucking, Inc.

Respectfully submitted,

Thomas, Thomas & Hafer, LLP

by



Todd B. Narvol, I.D. No. 42136
305 N. Front Street
POB 999
Harrisburg, PA 17108-0999

Date: 6/16/06

FILED 
JUN 19 2006
11:15 AM
William A. Shaw
Prothonotary/Clerk of Courts
CBM TO ATT
copy to C/H

CERTIFICATE OF SERVICE

I do hereby certify that on this day I served a true and correct copy of the foregoing Praeclipe for Entry of Appearance by first class mail, postage prepaid, addressed to the following:

James A. Naddeo, Esquire
207 East Market Street
P.O. Box 552
Clearfield, PA 16830

Thomas, Thomas & Hafer, LLP
by



Todd B. Narvol, Esquire

Date: 6/16/06

Todd B. Narvol, Esquire
THOMAS, THOMAS & HAVER, LLP
Identification No.: 42136
tnarvol@tthlaw.com
305 N. Front Street
P.O. Box 999
Harrisburg, PA 17108-0999

(717) 237-7133 — direct dial
(717) 237-7105-fax
Attorney for Defendant Jack Wallace Trucking, Inc.

MICHAEL P. YEAGER, Administrator : IN THE COURT OF COMMON PLEAS OF
of the Estate of EUGENE FRANKLIN : CLEARFIELD COUNTY, PENNSYLVANIA
MAINES

Plaintiff : DOCKET NO. 2006-00513-CD
vs. :
JACK WALLACE TRUCKING, INC. : JURY TRIAL DEMANDED
Defendant :
:

**CERTIFICATE
PREREQUISITE TO SERVICE OF SUBPOENA
PURSUANT TO RULE 4009.22**

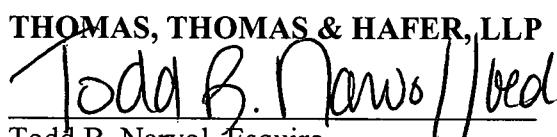
As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

1. A Notice of Intent to Serve a Subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party on or about June 16, 2006 to serve subpoena upon Plaintiff.
2. A true and correct file copy of the Notice of Intent, including a copy of the proposed subpoena, is attached to this Certificate.
3. The 20-day period for filing and serving objections to the subpoenas has expired without any objections being made.
4. The subpoena which will be served is identical to the subpoena attached to the Notice of Intent to Serve Subpoenas.

Respectfully submitted,

THOMAS, THOMAS & HAVER, LLP

by:


Todd B. Narvol, Esquire

I.D. No. 42136

305 North Front Street, 6th Floor

POB 999

Harrisburg, PA 17108-0999

(717) 441-7060

FILED

JUL 10 2006

11:55 AM
William A. Shaw
Prothonotary/Clerk of Courts
1 Cent to A+

Date: 7/10/06

MICHAEL P. YEAGER, Administrator : IN THE COURT OF COMMON PLEAS OF
of the Estate of EUGENE FRANKLIN : CLEARFIELD COUNTY, PENNSYLVANIA
MAINES

Plaintiff, : DOCKET NO. 2006-00513-CD

:
vs.
:

JACK WALLACE TRUCKING, INC. : JURY TRIAL DEMANDED
Defendant

NOTICE OF INTENT TO SERVE SUBPOENAS
TO PRODUCE DOCUMENTS AND THINGS FOR
DISCOVERY PURSUANT TO RULE 4009.21

Defendant intends to serve subpoenas identical to the ones that are attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made, the subpoenas will be served.

THOMAS, THOMAS & HAVER, LLP



Todd B. Narvol, Esquire
Attorney I.D. # 42136
305 North Front Street
P. O. Box 999
Harrisburg, PA 17108-0999
(717) 441-7060

Date: 6/16/06

MICHAEL P. YEAGER, Administrator : IN THE COURT OF COMMON PLEAS OF
of the Estate of EUGENE FRANKLIN : CLEARFIELD COUNTY, PENNSYLVANIA
MAINES

Plaintiff, : DOCKET NO. 2006-00513-CD

vs. :

JACK WALLACE TRUCKING, INC. : JURY TRIAL DEMANDED
Defendant :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: Clearfield County Coroner, R. Joel Heath, 906 Edwards Street, Phillipsburg, PA
16866

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: the complete coroner's report regarding Eugene Maines (DOB: 5/31/1943), Date of accident: 12/12/2005, including, but not limited to any and all reports, photographs, memorandums, coroner's reports, etc. at: Thomas, Thomas & Hafer, LLP, 305 N. Front St., P.O. Box 999, Harrisburg, PA 17108

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance, the reasonable cost of preparing the copies or producing the things sought. If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Todd B. Narvol, Esquire

ADDRESS: P.O. Box 999, Harrisburg, PA 17108-0999

TELEPHONE: (717) 237-7133

SUPREME COURT ID#: 42136

ATTORNEY FOR: Defendant

BY THE COURT:

DATE: _____

Seal of the Court

Prothonotary/Clerk, Civil Division

Deputy

MICHAEL P. YEAGER, Administrator : IN THE COURT OF COMMON PLEAS OF
of the Estate of EUGENE FRANKLIN : CLEARFIELD COUNTY, PENNSYLVANIA
MAINES

Plaintiff, : DOCKET NO. 2006-00513-CD

vs. :

JACK WALLACE TRUCKING, INC. : JURY TRIAL DEMANDED
Defendant :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: Commissioner, Jeffrey B. Miller, Custodian of Records, Pennsylvania State Police,
1800 Elmerton Avenue, Harrisburg, PA 17110

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: the complete state police file regarding incident no. C03-0848473, Crash No. P0903997, Date of accident: 12/12/2005 involving Eugene Maines (deceased) and Jack Wallace, including, but not limited to any and all reports, witness statements, photographs, memorandums, coroner's reports, etc. at: Thomas, Thomas & Hafer, LLP, 305 N. Front St., P.O. Box 999, Harrisburg, PA 17108

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance, the reasonable cost of preparing the copies or producing the things sought. If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Todd B. Narvol, Esquire

ADDRESS: P.O. Box 999, Harrisburg, PA 17108-0999

TELEPHONE: (717) 237-7133

SUPREME COURT ID#: 42136

ATTORNEY FOR: Defendant

BY THE COURT:

DATE: _____

Seal of the Court

Prothonotary/Clerk, Civil Division

Deputy

CERTIFICATE OF SERVICE

I do hereby certify that on this day I served a true and correct copy of the foregoing by first class mail, postage prepaid, addressed to the following:

James A. Naddeo, Esquire
207 East Market Street
P.O. Box 552
Clearfield, PA 16830

Thomas, Thomas & Hafer, LLP
by



Beth E. DePhillips, Paralegal

Date: 4/14/16

CERTIFICATE OF SERVICE

I, **BETH E. DEPHILLIPS, PARALEGAL** of the law firm of **THOMAS, THOMAS, & HAVER, LLP** do certify that I served the foregoing document on the following person(s), by depositing the same in the United States Mail, postage prepaid, at Harrisburg, Pennsylvania addressed as follows:

James A. Naddeo, Esquire
207 East Market Street
P.O. Box 552
Clearfield, PA 16830

THOMAS, THOMAS & HAVER, LLP

Date: 7/6/06



BETH E. DEPHILLIPS, PARALEGAL

Todd B. Narvol, Esquire
THOMAS, THOMAS & HAVER, LLP
Identification No.: 42136
tnarvol@tthlaw.com
305 N. Front Street
P.O. Box 999
Harrisburg, PA 17108-0999

(717) 237-7133 — direct dial
(717) 237-7105-fax
Attorney for Defendant Jack Wallace Trucking, Inc.

MICHAEL P. YEAGER, Administrator : IN THE COURT OF COMMON PLEAS OF
of the Estate of EUGENE FRANKLIN : CLEARFIELD COUNTY, PENNSYLVANIA
MAINES

Plaintiff, : DOCKET NO. 2006-00513-CD
vs. :
JACK WALLACE TRUCKING, INC. : JURY TRIAL DEMANDED
Defendant :
:

FILED *m 11/4/06* NOCC
AUG 31 2006

William A. Shaw
Prothonotary/Clerk of Courts

**CERTIFICATE
PREREQUISITE TO SERVICE OF SUBPOENA
PURSUANT TO RULE 4009.22**

As a prerequisite to service of subpoenas for documents and things pursuant to Rule 4009.22, Defendant certifies that:

1. A Notice of Intent to Serve a Subpoena with a copy of the subpoena attached thereto was mailed or delivered to each party on or about July 25, 2006 to serve subpoena upon Plaintiff.
2. A true and correct file copy of the Notice of Intent, including a copy of the proposed subpoena, is attached to this Certificate.
3. The 20-day period for filing and serving objections to the subpoenas has expired without any objections being made.
4. The subpoena which will be served is identical to the subpoena attached to the Notice of Intent to Serve Subpoenas.

Respectfully submitted,

by: *Todd B. Narvol // bed*
THOMAS, THOMAS & HAVER, LLP
Todd B. Narvol, Esquire
I.D. No. 42136
305 North Front Street, 6th Floor
POB 999
Harrisburg, PA 17108-0999
(717) 441-7060

Date: 8/29/06

MICHAEL P. YEAGER, Administrator : IN THE COURT OF COMMON PLEAS OF
of the Estate of EUGENE FRANKLIN : CLEARFIELD COUNTY, PENNSYLVANIA
MAINES :
Plaintiff, : DOCKET NO. 2006-00513-CD
vs. :
JACK WALLACE TRUCKING, INC. : JURY TRIAL DEMANDED
Defendant :
:

NOTICE OF INTENT TO SERVE SUBPOENAS
TO PRODUCE DOCUMENTS AND THINGS FOR
DISCOVERY PURSUANT TO RULE 4009.21

Defendant intends to serve subpoenas identical to the ones that are attached to this notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the subpoena. If no objection is made, the subpoenas will be served.

THOMAS, THOMAS & HAVER, LLP

Todd B. Narvol/b/bed

Todd B. Narvol, Esquire

Attorney I.D. # 42136

305 North Front Street

P. O. Box 999

Harrisburg, PA 17108-0999

(717) 441-7060

Date: 7/25/06

MICHAEL P. YEAGER, Administrator : IN THE COURT OF COMMON PLEAS OF
of the Estate of EUGENE FRANKLIN : CLEARFIELD COUNTY, PENNSYLVANIA
MAINES

Plaintiff, : DOCKET NO. 2006-00513-CD

vs. :

JACK WALLACE TRUCKING, INC. : JURY TRIAL DEMANDED
Defendant :

**SUBPOENA TO PRODUCE DOCUMENTS OR THINGS
FOR DISCOVERY PURSUANT TO RULE 4009.22**

TO: Clearfield Hospital, HIM Department, 809 Turnpike Avenue, Clearfield, PA16830

Within twenty (20) days after service of this subpoena, you are ordered by the court to produce the following documents or things: the complete medical file regarding Eugene Maines (DOB: 5/31/1943), from the Date of accident on 12/12/2005, including, but not limited to any and all reports, photographs, medical records, etc. at: Thomas, Thomas & Hafer, LLP, 305 N. Front St., P.O. Box 999, Harrisburg, PA 17108

(Address)

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed above. You have the right to seek in advance, the reasonable cost of preparing the copies or producing the things sought. If you fail to produce the documents or things required by this subpoena, within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Todd B. Narvol, Esquire

ADDRESS: P.O. Box 999, Harrisburg, PA 17108-0999

TELEPHONE: (717) 237-7133

SUPREME COURT ID#: 42136

ATTORNEY FOR: Defendant

BY THE COURT:

DATE: _____

Seal of the Court

Prothonotary/Clerk, Civil Division

Deputy

CERTIFICATE OF SERVICE

I do hereby certify that on this day I served a true and correct copy of the foregoing by first class mail, postage prepaid, addressed to the following:

James A. Naddeo, Esquire
207 East Market Street
P.O. Box 552
Clearfield, PA 16830

Thomas, Thomas & Hafer, LLP
by



Beth E. DePhillips, Paralegal

Date: 7/25/06

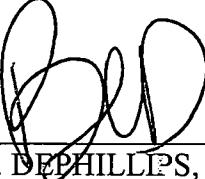
CERTIFICATE OF SERVICE

I, BETH E. DEPHILLIPS, PARALEGAL of the law firm of **THOMAS, THOMAS, & HAVER, LLP** do certify that I served the foregoing document on the following person(s), by depositing the same in the United States Mail, postage prepaid, at Harrisburg, Pennsylvania addressed as follows:

James A. Naddeo, Esquire
207 East Market Street
P.O. Box 552
Clearfield, PA 16830

THOMAS, THOMAS & HAVER, LLP

Date: 8/29/04


BETH E. DEPHILLIPS, PARALEGAL

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

MICHAEL P. YEAGER, ADMINISTRATOR
OF THE ESTATE OF EUGENE FRANKLIN
MAINES,

Plaintiff

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Type of Pleading:

**PRAECIPE TO SETTLE
AND DISCONTINUE**

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FILED

FEB 14 2007

013:40/

William A. Shaw

Prothonotary/Clerk of Courts

2 Cents to Mail

+ 2 Cents of Disc.

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

MICHAEL P. YEAGER, ADMINISTRATOR
OF THE ESTATE OF EUGENE FRANKLIN
MAINES,

Plaintiff

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*

v.

* No. 06 - 513 - CD

JACK WALLACE TRUCKING, INC.,
A corporation,

Defendant.

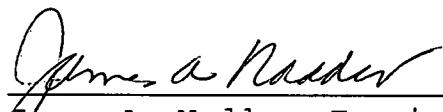
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*

PRAECIPE TO SETTLE AND DISCONTINUE

TO THE PROTHONOTARY:

Please mark the above-captioned case settled and discontinued.

Naddeo & Lewis, LLC



James A. Naddeo, Esquire
Attorney for Plaintiff

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

MICHAEL P. YEAGER, ADMINISTRATOR
OF THE ESTATE OF EUGENE FRANKLIN
MAINES,

Plaintiff

v.

No. 06 - 513 - CD

JACK WALLACE TRUCKING, INC.,
A corporation,

Defendant.

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CERTIFICATE OF SERVICE

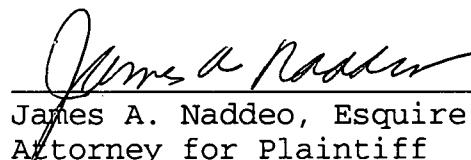
I, James A. Naddeo, Esquire, do hereby certify that a certified copy of Praeclipe to Settle and Discontinue was served on the following and in the following manner on the 14th day of February, 2007:

First-Class Mail, Postage Prepaid

Todd B. Narvol
Thomas, Thomas & Hafer LLP
305 North Front Street
P.O. Box 999
Harrisburg, PA 17101

Todd Berkey, Esquire
Edgar Snyder & Associates
US Steel Tower, 10th Floor
600 Grant Street
Pittsburgh, PA 15219-2705

NADDEO & LEWIS, LLC


James A. Naddeo, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Michael P. Yeager
Eugene Franklin Maines Estate

Vs. **No. 2006-00513-CD**
Jack Wallace Trucking, Inc.

CERTIFICATE OF DISCONTINUATION

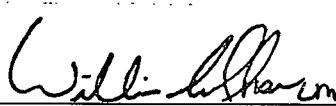
Commonwealth of PA
County of Clearfield

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 February 14, 2007, marked:

Settled and discontinued

Record costs in the sum of \$85.00 have been paid in full by James A. Naddeo Esq..

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 14th day of February A.D. 2007.



William A. Shaw, Prothonotary