

06-750-CD
Lynn Felix vs Stacy L. Snedden

2006-750-CD
Lynn Felix vs Stacy Snedden

CIVIL ACTION

Date	Judge
5/12/2006	New Case Filed.
	Filing: Complaint and Demand for Trial by Jury Paid by: Joseph Buckley Jr No Judge Esq Receipt number: 1913764 Dated: 05/12/2006 Amount: \$85.00 (Check) 5CC Atty Buckley
	Case Filed.
6/8/2006	Filing: Reinstate Complaint Paid by: Buckley, Joseph E. Jr. (attorney for Felix, Lynn) Receipt number: 1914181 Dated: 06/08/2006 Amount: \$7.00 (Cash) Filed by s/ Joseph E. Buckley, Esquire. 3CC to Atty., 2 Complaints Reinstated to Sheriff, given to Atty.
6/14/2006	✓ Sheriff Return, June 8, 2006 at 9:24 am served the within Complaint on Stacy L. Snedden So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm Shff Hawkins costs pd by Buckley \$63.21
6/30/2006	✓ Notice of Intent to Enter Default Judgment, filed by s/ Joseph E. Buckley, Jr., Esquire. 1CC to Atty
7/13/2006	✓ Answer and New Matter filed by s/ Matthew B. Taladay Esq. No CC.
7/14/2006	✓ Notice of Service, filed. This 13th day of July 2006, Defendant's First Set of Discovery Materials to Joseph E. Buckley Jr Esq., filed by s/ Matthew B. Taladay Esq. No CC.
7/24/2006	✓ Answer to New Matter, filed by s/ Joseph E. Buckley Jr. Esq. No CC.
12/29/2006	✓ Petition for Case Management Conference, filed by s/ Matthew B. Taladay, Esq. One CC Attorney Taladay
1/3/2007	Order, filed 1 cert. to Atty. Taladay ✓ NOW, this 2nd day of January, 2007, Case management Conferenc is scheduled for the 17th of Jan., 2007
1/11/2007	✓ Certificate of Service, filed. That on the 10th day of January 2007, a Court certified copy of Order of Court dated January 2, 2007 scheduling Case Management Conference was sent to Joseph E. Buckley Jr. Esq., filed by s/ Matthew B. Taladay Esq. NO CC.
1/31/2007	✓ Praecipe for Substitution of Counsel, filed. Please withdraw my appearance Fredric Joseph Ammerman on behalf of the Defendant in the above captioned case, filed by s/ Matthew B. Taladay Esq. and Kindly enter my name as counsel of record for the defendant in the matters above captioned, filed by s/ Jeffrey M. Gordon Esq. NO CC., copy to C/A.
4/16/2007	✓ Motion To Compel, filed by s/ Jeffrey M. Gordon, Esquire. 2CC Atty. Gordon
4/17/2007	✓ Order, this 16th day of April, 2007, upon consideration of the Motion to Compel filed on behalf of the Defendant, it is Ordered that Plaintiff shall submit full and complete responses to the Interrogatories and Request for Production of Documents on or before the 7th day of May, 2007. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Atty. Gordon
7/16/2007	✓ Certificate of Service, filed. That on this 13th day of July 2007 an original of Fredric Joseph Ammerman Defendant's Second Set of Interrogatories Directed to Plaintiff was sent to Joseph E. Buckley Jr Esq., filed by / Jeffrey M. Gordon Esq. 1CC Atty Gordon.

Date: 10/21/2010

Clearfield County Court of Common Pleas

User: LMILLER

Time: 09:06 AM

ROA Report

Page 1 of 4

Case: 2006-00556-CD

Current Judge: Fredric Joseph Ammerman

Cheryl A. Taylor vs. Reliable Construction, LLC

Civil Other-COUNT

Date	Judge	
4/10/2006	New Case Filed. Filing: Civil Complaint Paid by: Lavelle, Patrick (attorney for Taylor, Cheryl A.) Receipt number: 1913290 Dated: 04/10/2006 Amount: \$85.00 (Check) 1CC shff.	No Judge
5/5/2006	Sheriff Return, April 20, 2006 at 12:08 pm served the within Complaint on Reliable Construction LLC./ So Answers, Chester A. Hawkins, Sheriff by s/Marilyn Hamm Shff Hawkins costs pd by Lavelle \$45.30	No Judge
6/12/2006	Important Notice, dated June 9, 2006, filed. (Ten day notice) No CC.	No Judge
6/30/2006	Preliminary Objections, filed by Atty. Buckley. 1 Cert. to Atty. Cert. of Service to Atty. Lavelle.	No Judge
7/3/2006	Order, AND NOW, this 30 day of June, 2006 Court having received Defendant's Preliminary Objections, Ordered that hearing on said Motion shall be conducted on the 23rd day of August, 2006, at 2:30 p.m. in Court Room No. 1. BY THE COURT: /s/Fredric J. Ammerman, P.J. One CC Attorney Buckley	Fredric Joseph Ammerman
7/24/2006	Motion For Continuance, filed by s/ Joseph E. Buckley, Jr., Esquire. 1CC to Fredric Joseph Ammerman Atty	
7/27/2006	Order AND NOW, on this 27th day of July 2006, upon consideration of the Motion for Continuance filed by Joseph E. Buckley Jr. counsel for the defendant, and for good cause having been shown, it is the ORDER of this Court that the Motion for Continuance is granted and the hearing scheduled on Defendant's Preliminary Objections is continuued from August 23, 2006 at 2:30 p.m. to the 18th day of September 2006 at 9:00 a.m. in Courtroom 1. BY THE COURT: /s/ Fredric J. Ammerman, P. Judge. 1CC Atty Buckley.	Fredric Joseph Ammerman
9/21/2006	Order, NOW, this 18th day of Sept., 2006, following argument on the Defendant's Preliminary Objections, Ordered: (see original). By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Atty: Lavelle, Buckley	Fredric Joseph Ammerman
10/10/2006	Amended Complaint, filed by s/ Patrick Lavelle, Esquire. 1CC to Atty.	Fredric Joseph Ammerman
11/6/2006	Answer to Amended Complaint, New Matter and Counterclaim, filed by s/ Joseph E. Buckley Jr. Esq. 4 CC deft.	Fredric Joseph Ammerman
11/22/2006	Response to New Matter, and Answer to Counterclaim, filed by s/ Patrick Lavelle Esq. 1CC atty.	Fredric Joseph Ammerman
7/5/2007	Certificate of Readiness for Trial, Re: Jury Trial, filed by s/ Patrick Lavelle, Esq. One CC Attorney Lavelle	Fredric Joseph Ammerman
7/18/2007	Objection to Certificate of Readiness, filed by s/ Joseph E. Buckley, Jr., Esquire. 1CC Atty. Buckley	Fredric Joseph Ammerman
7/20/2007	Order, this 20th day of July, 2007, Ordered that case be removed from trial list. Defendant is directed to determine as soon as possible if it will be required to obtain new counsel or, in the alternative, when Attorney Joseph E. Buckley, Jr., may be available. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty: Lavelle, Buckley	Fredric Joseph Ammerman
9/19/2007	Praecipe For Entry of Appearance, filed on behalf of Defendant, enter appearance of Jeffrey S. DuBois, Esquire. 2CC Atty. DuBois	Fredric Joseph Ammerman
10/11/2007	Order, this 11th day of Oct. 2007, pre-trial conference has been scheduled for Dec. 3, 2007 at 9:00 a.m. in Judges Chambers. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty: Lavelle, DuBois, Buckley	Fredric Joseph Ammerman

CIVIL ACTION

Date	Judge
1/24/2008	Fredric Joseph Ammerman
	X Order, this 24th day of Jan., 2008, upon consideration of the Motion to Compel filed on behalf of the Defendant, it is Ordered that Plaintiff shall retain counsel and/or make herself available for the taking of her deposition on or before the 1st day of April, 2008. The Plaintiff's failure to do so may result in the imposition of sanctions. By the Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Atty. Gordon (will serve)
	X Motion to Compel, filed by s/ Jeffrey M. Gordon Esq. 2CC Atty Gordon.
1/25/2008	Fredric Joseph Ammerman
	X Certificate of Service, filed. That on this 24th day of January 2008, a certified copy of Defendant's Motion to Compel and Order was sent to the Plaintiff, Ms. Lynn Felix by first class mail, filed by s/ Jeffrey M. Gordon Esq. No CC.
2/8/2008	Fredric Joseph Ammerman
	X Certificate of Service, filed. That on this 6th day of February 2008 an original of Defendant's Notice of Deposition was sent to Lynn Felix by via first class mail, filed by s/ Jeffrey M. Gordon Esq. NO CC.
4/1/2008	Fredric Joseph Ammerman
	X Motion to Compel, filed by s/ Jeffrey M. Gordon Esq. 1CC Atty Gordon.
	X Rule to Show Cause, NOW, this 1st day of April 2008, upon receipt and review of the Motion to Compel; it is the ORDER of this Court that argument on said Motion shall be held on the 10th day of April 2008 at 3:30 in Courtroom No. 1. The Plaintiff, Lynn Felix is ordered to appear, in person, to show cause why the Defendant's Motion to Compel should not be granted. BY THE COURT: /s/ Fredric J. Ammerman, P. Judge. 3CC Atty Gordon-will serve
4/3/2008	Fredric Joseph Ammerman
	X Certificate of Service, filed. That on this 2nd day of April 2008 a certified copy of Defendant's Motion to Compel and Rule to Show Cause was sent to Ms. Lynn Felix, filed by s/ Jeffrey M. Gordon Esq. No CC.
4/10/2008	Fredric Joseph Ammerman
	X Entry of Appearance, on behalf of Lynn Felix, Plaintiff, enter appearance of Loralee A. Choman, Esquire. 2CC Atty. Choman
4/15/2008	Fredric Joseph Ammerman
	X Order, this 10th day of April, 2008, following discussion on the Defendant's Motion to Compel, it is Ordered that said Motion is granted. by the Court /s/ Fredric J. Ammerman, Pres. Judge. 2CC Attys: Choman, Gordon
4/21/2008	Fredric Joseph Ammerman
	X Certificate of Service, filed. That on this 18th day of April 2008, an Original Notice of Deposition was sent to Lorrie Choman Esq via first class mail, filed by s/ Jeffrey M. Gordon Esq. NO CC.
6/5/2008	Fredric Joseph Ammerman
	X Motion to Compel and Request for the Imposition of Sanctions Under Pa. R.C.P. 4019, filed by s/ Jeffrey M. Gordon, Esq. Three CC Attorney Gordon
	X Order And Rule, this 5th day of June, 2008, upon consideration of the Motion to Compel and Request for the Imposition of Sanctions Under Pa R. C. P. 4019, it is Ordered that a rule is directed to the Plaintiff. Said Rule Returnable on the 8th day of July, 2008 at 1:30 p.m. in Room 1. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Atty. Gordon (will serve)
7/11/2008	Fredric Joseph Ammerman
	X Order, filed cert. to Atty. Choman & Gordon NOW, this 8th day of July, 2008, RE: Defendant's Motion to Compel.
7/14/2008	Fredric Joseph Ammerman
	X Certificate of Service, filed by Atty. Gordon Served copy of Defendant's Motion to Compel and Request for Imposition of Sanctions.
7/17/2008	Fredric Joseph Ammerman
	X Certificate of Service, on the 16th day of July, 2008, a certified copy of an Order dated July 8, 2008 was sent to Lorrie Choman, Esquire, by Certified Mail. Filed by s/ Jeffrey M. Gordon, Esquire. No CC

Civil Other-COUNT

Date	Judge	
12/3/2007	Order, this 3rd day of Dec., 2007, it is Ordered: Jury Section will be held on Jan. 3, 2008 at 11:00 a.m. in Courtroom 1. Jury Trial is scheduled for March 4 and 5, 2008 at 9:00 a.m. in Courtroom 1. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys: Lavelle, DuBois, Buckley	Fredric Joseph Ammerman
12/28/2007	Motion to Withdraw Demand for Jury Trial, filed by s/ Patirck Lavelle, Esquire. 1CC Atty. Lavelle	Fredric Joseph Ammerman
1/2/2008	Order, 1. Motion to Withdraw Demand for Jury Trial is Granted. This case will be removed from the list for Jury Selection on Jan. 3, 2008; and 2. A one-day bench trial in this matter will be held on March 4, 2008 commencing at 9:00 a.m. in Courtroom 1. by The court, /s/ Fredric J. ammerman, Pres. judge. 1CC Attys: Lavelle, DuBois, Buckley	Fredric Joseph Ammerman
3/3/2008	Motion in Limine, filed by s/Jeffrey S. DuBois, Esq. Three CC Attorney DuBois Order, NOW, this 3rd day of March, 2008, upon review of Motion in Limine filed on behalf of Defendant; Order that argument on said Motion shall be heard March 4, 2008, at 9:00 a.m. in Courtroom No. 1. BY THE COURT: /s/Fredric J. Ammerman, P.J. One CC Attorneys Lavelle and DuBois	Fredric Joseph Ammerman
3/6/2008	Order, this 4th day of March, 2008, it is Ordered that this matter is rescheduled to be completed at 9:00 a.m. on April 11, 2008. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Attys: Lavelle, DuBois	Fredric Joseph Ammerman
3/28/2008	Motion for Continuance, filed by Atty. DuBois 3/Cert. to Atty.	Fredric Joseph Ammerman
4/1/2008	Order AND NOW, this 1st day of April 2008, in consideration of Defendant's Motion for Continuance, IT IS HEREBY ORDERED AND DECREED that the Trial scheduled for April 11, 2008, be rescheduled for the 2nd day of June 2008 at 9:00 a.m. at the Clearfield County Courthouse, Courtroom No. 1. BY THE COURT: /s/ Fredric J. Ammerman, P. Judge. 3CC Atty DuBois.	Fredric Joseph Ammerman
5/1/2008	Notice of Entry Upon Property, filed by s/ Jeffrey S. DuBois, Esquire. 3CC Atty. DuBois	Fredric Joseph Ammerman
6/3/2008	Order, this 2nd day of June, 2008, upon the conclusion of nonjury trial and agreement upon of counsel, it is Ordered that counsel have no more than 40 days from this date in which to submit appropriate brief to the Court. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. CC to Attys: Lavelle, DuBois	Fredric Joseph Ammerman
8/25/2008	Order, this 22nd day of August, 2008, following non-jury trial and subsequent receipt of the parties briefs, the Court hereby finds in favor of the Plaintiff and awards her the sum of \$69,978.00. As the evidence showed the Defendant was already paid the amount of \$151,980.00, the Defendant's Counterclaim is hereby Dismissed. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys; Lavelle, DuBois	Fredric Joseph Ammerman
9/2/2008	Motion For Post Trial Relief, filed by s/ Jeffrey S. DuBois, Esquire. 3CC Atty. DuBois	Fredric Joseph Ammerman
9/4/2008	Order, this 4th day of Sept., 2008, argument on the Defendant's Motion for Post Trial Relief is scheduled for the 8th day of Oct., 2008 at 10:00 A.M. in Courtroom No. 1. By The Court /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys: Lavelle, DuBois	Fredric Joseph Ammerman
9/8/2008	Response to Defendant's Motion for Post Trial Relief, filed by s/Patrick Lavelle, Esquire. 1CC Atty. Lavelle	Fredric Joseph Ammerman

CIVIL ACTION

Date	Judge
7/28/2008	Petition for Special Relief, filed by Atty. Choman 1 Cert. to Atty. Fredric Joseph Ammerman
8/4/2008	Rule to Show Cause, this 4th day of August, 2008, upon consideration of the Plaintiff's Petition for Special Relief, it is Ordered that: a Rule is issued upon the Respondent. Rule returnable and a hearing thereon on the 25th day of August, 2008, at 2:00 p.m. Courtroom 1. by The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Choman Fredric Joseph Ammerman
8/26/2008	Order, this 25th day of August, 2008, following argument on the Plaintiff's Petition for Special Relief, it is Ordered that the parties have until Sept. 2, 2008 in which to supply the Court with a letter setting forth references to precedent in support of their position concerning HIPAA restrictions. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Attys; Choman, Gordon Fredric Joseph Ammerman
10/6/2008	Order, this 2nd day of Oct., 2008, Petition for Special Relief is granted as follows: (see original). By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys: Choman, Gordon Fredric Joseph Ammerman
1/20/2010	Motion for Leave to Withdraw, filed by L. Choman 1 Cert. to L. Choman Fredric Joseph Ammerman
1/21/2010	Order, this 21st of Jan., 2010, Counsel is granted Motion for Leave to Withdraw. By The Court, /s/ Fredric J. Ammerman, pres. Judge. 1CC L. Choman Fredric Joseph Ammerman
3/4/2010	Entry of Appearance, on behalf of the Plaintiff, enter appearance of Loralee A. Choman, Esquire. No CC Fredric Joseph Ammerman
10/6/2010	Petition for Case Management Conference, filed by Atty. Gordon 1 Cert. to Atty. Fredric Joseph Ammerman
10/11/2010	Order, this 8th of Oct., 2010, a Case Management Conference is scheduled for the 26th of Oct., 2010 at 3:30 p.m. in Chambers. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Gordon Fredric Joseph Ammerman
5-27-11	Petition to Enforce Settlement & to Impose Sanctions
6-1-11	Rule to show cause 5-31-11
6-9-11	Certificate of Service
6-14-11	Motion for Continuance
6-14-11	Order 6-14-11
6-14-11	

Civil Other-COUNT

Date	Judge
10/23/2008	Order, this 22nd day of Oct., 2008, it is Ordered that the Defendant's Motion for Post Trial Relief is DISMISSED. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty: Lavelle, DuBois
11/18/2008	Filing: Appeal to High Court Paid by: DuBois, Jeffrey S. (attorney for Reliable Construction, LLC) Receipt number: 1926851 Dated: 11/18/2008 Amount: \$50.00 (Check) For: Reliable Construction, LLC (defendant) 1 Cert. to Superior Court with \$60.00, Check and 6 cert. copies to Atty.
11/21/2008	Order, this 21st day of Nov., 2008, it is Ordered that Reliable Construction, LLC, file a concise statement of the matters complained of on Appeal no later than 21 days herefrom. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty: Lavelle, DuBois
11/24/2008	Filing: Praeclipe to Enter Judgment on Verdict Paid by: Lavelle, Patrick (attorney for Taylor, Cheryl A.) Receipt number: 1926947 Dated: 11/24/2008 Amount: \$20.00 (Check) For: Taylor, Cheryl A. (plaintiff) filed by s/Patrick Lavelle, Esq. Judgment is entered in favor of Plaintiff and against Defendant in the amount of \$69,978.00, as set forth in the Order of Court dated August 22, 2008, and entered of record on August 25, 2008. One CC and Statement to Attorney Lavelle Notice to Attorney DuBois
12/5/2008	Appeal Docket Sheet, filed. 1925 WDA 2008. No CC
12/10/2008	Defendant's Statement of Errors Complained of on Appeal, filed by s/ Jeffrey S. DuBois, Esquire. 4CC Atty. DuBois
2/19/2009	Transcript of Proceedings, filed. Civil Nonjury Trial, Day I and II, held before the Honorable Fredric J. Ammerman, Pres. Judge, on March 4, 2008.
	Transcript of Proceedings, filed. Civil Nonjury Trial, Day II of II, held before the Honorable Fredric J. Ammerman, Pres. Judge, on Monday, June 2, 2008.
3/18/2009	Opinion, March 18, 2009, (See Original for Details) BY THE COURT: /s/Fredric J. Ammerman, P.J. Three CC Attorneys Lavelle and DuBois One CC D. Mikesell and Law Library
3/19/2009	March 19, 2009, Mailed Appeal to Superior Court. March 19, 2009, Letters, Re: Notification of mailing appeal mailed to Patrick Lavelle, Esq. and Jeffrey S. DuBois, Esq. with certified copies of docket sheet and Document listing required by Pa.R.A.P. 1931(c).
	March 19, 2009, Letter to Superior Court, Re: Appeal Mailed to Superior Court.
3/23/2009	Certificate of Contents, record sent to Superior Court on March 19, 2009, and received by Superior Court on March 20, 2009.
4/6/2010	Memorandum, Superior Court: Feb. 19, 2010, Judgment Affirmed. Certificate of Remittal/Remand of Record, date of Remand/Remittal: 4/05/2010.
8/24/2010	Motion to Enforce Settlement Agreement, Motion for Attorney Fees, filed by s/ Patrick Lavelle, Esq. 1CC Atty. Lavelle
8/25/2010	Order this 24 day of August 2010 upon consideration of the Motion of the Plaintiff, it is hereby ORDERED that a hearing on the matter shall be held on the 15th day of September 2010 at 1:30 pm. BY THE COURT: /s/ Fredric J. Ammerman, P. Judge. 1CC Atty Lavelle.



IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff,

: No: 750 -2006, C.D.

: vs.

STACY L. SNEDDEN,
Defendant.

: Type of Pleading:
COMPLAINT AND DEMAND
FOR TRIAL BY JURY

: Counsel of Record for This Party:
Joseph E. Buckley, Jr., Esq.
I. D. No: 49827

: Law Offices of Joseph E. Buckley, Jr.
100 Main Street
Brookville, PA 15825
(814) 849-2828

FILED *pd 85.00 Atty*
0/8/50 cm SCC Atty Buckley
MAY 12 2006

William A. Shaw
Prothonotary

June 8, 2006 Document
Reinstated/Reissued to Sheriff/Attorney
for service.

[Signature]
Deputy Prothonotary

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

LYNN FELIX,	:	No: _____-2006, C.D.
Plaintiff,	:	
	:	
	:	
vs.	:	Type of Pleading:
	:	COMPLAINT AND DEMAND
	:	FOR TRIAL BY JURY
STACY L. SNEDDEN,	:	
Defendant.	:	

NOTICE TO DEFEND AND CLAIM RIGHTS

TO: STACY L. SNEDDEN

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take prompt action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney 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 any money claimed in the Complaint for any other claim or relief requested by the Plaintiffs. 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.**

David S. Meholick, Court Administrator
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830
(814) 765-2641 ext. 5982

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW

LYNN FELIX, Plaintiff,	:	No: ____-2006, C.D.
	:	
	:	
	:	
vs.	:	Type of Pleading:
	:	COMPLAINT AND DEMAND
	:	FOR TRIAL BY JURY
STACY L. SNEDDEN, Defendant.	:	
	:	

COMPLAINT AND DEMAND FOR TRIAL BY JURY

AND NOW, comes your Plaintiff, Lynn Felix, by and through her attorney, Joseph E. Buckley, Jr., Attorney at Law, by way of Complaint and does aver the following:

COUNT 1

1. The Plaintiff is Lynn Felix, and she is *sui juris*, and resides at 619 West Weber Avenue, DuBois, Clearfield County, Pennsylvania 15801.
2. The Defendant is Stacy L. Snedden, and she is *sui juris*, and resides at 1382 Treasure Lake, DuBois, Clearfield County, Pennsylvania 15801.
3. This complaint concerns an automobile accident, which occurred in Treasure Lake, Clearfield County, Pennsylvania.
4. The Defendant, Stacy L. Snedden's operator's number is 24-269-591 and is issued by the Commonwealth of Pennsylvania.

5. On May 13, 2004, Stacy L. Snedden was driving a 1997 Ford Escort that was red in color on private property and more particularly known and described as Treasure Lake, a private living community and more particularly in Clearfield County, Pennsylvania. At the same time that Stacy L. Snedden was operating her vehicle, another individual by the name of Adam Aughenbaugh of 619 West Weber Avenue, DuBois, Pennsylvania 15801, was driving a vehicle owned by his father, James Aughenbaugh (of the same address), which was a Toyota Celica, 1991, also red in color.
6. Present in the Aughenbaugh vehicle was your Plaintiff, Lynn Felix, who was a passenger. Adam Aughenbaugh, during all times relevant, was operating his father's vehicle in a prudent and careful manner and consistent with the rules of the road and was free of neglect or wrong doing.
7. Adam Aughenbaugh was driving his vehicle along Bay Road on May 13, 2004 at approximately 15:43 hours (3:43 p.m.). His intent was to turn left off of Club House Hill (Bay Road) into the Country Club. As Mr. Aughenbaugh approached the Country Club, he had to slow down and stop to allow another vehicle to leave the Country Club before he could turn in. When he began to slow down, he put on his left turn signal, came to a stop and while he was waiting for the other car to depart, another vehicle, that is the vehicle driven by the Defendant, Stacy L. Snedden, which was also traveling on Bay Road, carelessly and negligently slammed her vehicle into the rear of the vehicle in which Lynn Felix was a passenger. Stacy L. Snedden drove her vehicle in a negligent and wrongful manner. Her neglect consisted as follows:

- a. By failing to maintain a safe speed to assure that she could stop her vehicle within a safe distance to avoid collision with vehicles in front of her.
 - b. By failing to maintain a safe distance between her vehicle and the vehicle in front (the Aughenbaugh vehicle) of her so as to avoid a collision with said vehicle.
 - c. By driving her vehicle in a careless and reckless manner and in an unsafe manner and allowing her attention to be distracted from her driving duties so as to avoid any accidents with vehicles that were lawfully in front of her and making turns and slowing down.
 - d. By failing to drive her vehicle in a safe and prudent manner by not following too closely.
 - e. By such other neglectful ways that discovery shall reveal.
8. The Defendant had a duty of care to operate her vehicle in a safe and prudent manner and a non-negligent manner, which she failed to do. As a direct and proximate result of the negligence and failures of the Defendant as aforesaid, the Plaintiff, Lynn Felix, suffered the following injuries:
 - a. Severe and persistent pain and suffering which was both intense and prolonged. She is suffering permanently from pain.
 - b. Severe and chronic pain of her neck
 - c. Headaches.
 - d. Numbness in left side of head.
 - e. Cervical radiculopathy.

- f. Loss of enjoyment of life.
- g. Limited range of motion for the turning of her head.
- h. Numbness in the shoulders and tightness in her muscles and arms.
- i. Cervical sprain and strain.
- j. Herniation of disc in neck.
- k. Nausea, vomiting, and blurred vision.
- l. Three fractured teeth and surgery to repair teeth.
- m. Exacerbation of previous injuries causing permanent injury and damage.

9. Plaintiff has had to expend large sums of money and will continue to expend large sums of money for her care and treatment in the past, present and future.

10. The Plaintiff is covered under "full tort" coverage and is allowed to maintain the instant lawsuit. The Plaintiff has complied with all conditions precedent to bringing this lawsuit.

WHEREFORE, the Plaintiff prays that this Honorable Court enter judgment against the Defendant:

- 1. In an amount exceeding \$25,000.00.
- 2. For costs, interest and attorney's fees.
- 3. Such other continuing further relief as is deemed equitable under the circumstances.

Date: 5.11.06

Respectfully submitted,

Joseph E. Buckley, Jr., Esquire
Attorney for Plaintiff

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

Demand is hereby made for a Trial by Jury as to all issues.

Joseph E. Buckley, Jr., Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW

LYNN FELIX, : No: _____-2006, C.D.
Plaintiff, :
: :
: :
vs. : Type of Pleading:
: COMPLAINT AND DEMAND
: FOR TRIAL BY JURY
STACY L. SNEDDEN, :
Defendant. :
: :

VERIFICATION

I, Lynn Felix, the Plaintiff in the above-captioned action, do verify that the statements made in the within Complaint are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.

Dated: 5-11-06



Lynn Felix

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA
CIVIL ACTION – LAW

LYNN FELIX	:	No: 750-2006 CD
Plaintiff	:	
	:	
vs.	:	Type of Document:
	:	Praecipe to Reinstate
	:	Complaint
	:	
	:	
STACY L. SNEDDEN,	:	
Defendant	:	
	:	
	:	Filed on behalf of:
	:	PLAINTIFF
	:	
	:	
	:	Law Offices Of Joseph
	:	E. Buckley, Jr.
	:	100 Main Street
	:	Brookville PA 15825
	:	(814) 849-2828
	:	JOSEPH E. BUCKLEY,
	:	Jr.
	:	ID # 49827

FILED Atty pd. 7.00
OJ:OJS/JY JUN 08 2006 3CC to Atty

William A. Shaw & Complaints
Prothonotary/Clerk of Courts Reinstated to
Sheriff, given
to Atty
(GK)

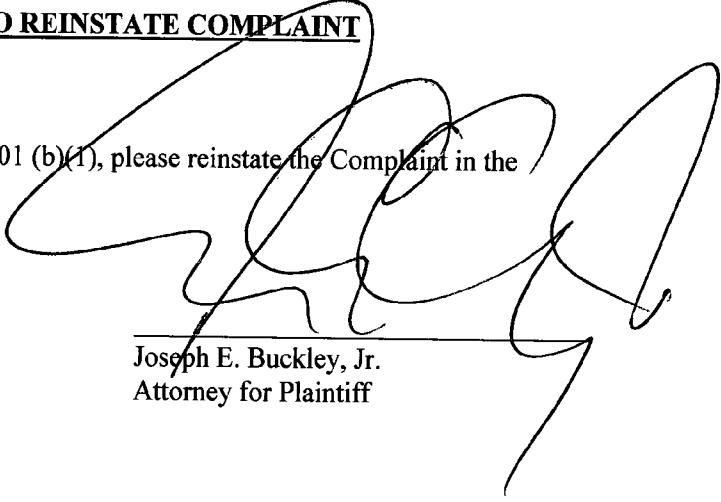
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW

LYNN FELIX, : No. 750-2006 CD
Plaintiff :
: :
: :
Vs. :
: :
: :
STACY L. SNEDDEN, :
Defendant :
: :
: :

PRAECIPE TO REINSTATE COMPLAINT

To the Prothonotary:

Pursuant to Pa.R.C.P. No. 401 (b)(1), please reinstate the Complaint in the
above-captioned matter.


Joseph E. Buckley, Jr.
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101527
NO: 06-750-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: LYNN FELIX
vs.
DEFENDANT: STACY L. SNEDDEN

SHERIFF RETURN

NOW, June 08, 2006 AT 9:24 AM SERVED THE WITHIN COMPLAINT ON STACY L. SNEDDEN DEFENDANT AT SHERIFF'S OFFICE, 1 N. 2ND ST., SUITE 116, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO STACY L. SNEDDEN, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: SNYDER /

FILED
03-16-06
JUN 14 2006
WAS
William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	BUCKLEY	17516	10.00
SHERIFF HAWKINS	BUCKLEY	17516	53.21

Sworn to Before Me This

____ Day of _____ 2006

So Answers,

Chester A. Hawkins
by Marilyn Hays
Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA
CIVIL DIVISION - LAW

LYNN FELIX, : No: 750-2006, C.D.
Plaintiff, :
vs. :
STACY L. SNEDDEN, : Type of Pleading: TEN DAY
Defendant. : NOTICE OF INTENT TO
: ENTER DEFAULT
: JUDGMENT
: Filed on behalf of:
: Plaintiff
: Counsel of Record for this Party:
: Law Offices of Joseph E. Buckley, Jr.
: 100 Main Street
: Brookville, PA 15825-1213
: (814) 849-2828
: JOSEPH E. BUCKLEY, JR.
: I. D. No: 49827
: Tina M. Hesse
: I.D. No: 50322

FILED

JUN 30 2006
W/2306
William A. Shaw
Prothonotary/Clerk of Courts
I CERT TO APP

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA
CIVIL DIVISION - LAW

LYNN FELIX, :
Plaintiff, : No: 750-2006, C.D.
: :
vs. : :
: :
STACY L. SNEDDEN, :
Defendant. : :

TEN DAY NOTICE OF INTENT TO ENTER DEFAULT JUDGMENT

TO: STACY L. SNEDDEN

DATE OF NOTICE: June 29, 2006

IMPORTANT NOTICE

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.

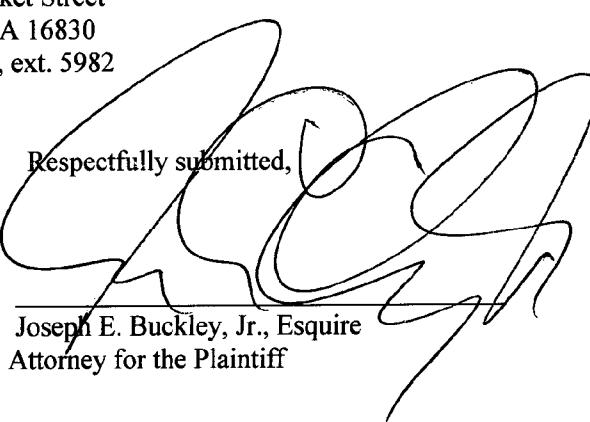
YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

David S. Meholic, Court Administrator
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830
814-765-2641, ext. 5982

Respectfully submitted,

Joseph E. Buckley, Jr., Esquire
Attorney for the Plaintiff



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA
CIVIL DIVISION - LAW

LYNN FELIX, :
Plaintiff, : No: 750-2006, C.D.
: :
vs. : :
: :
STACY L. SNEDDEN, :
Defendant. : :

CERTIFICATE OF SERVICE

I, JOSEPH E. BUCKLEY, JR., by my signature appearing below, do hereby certify that on the 29th day of June, 2006, I served a copy of the foregoing Ten Day Notice of Intent to Enter Default Judgment, by mailing a copy of the same via first class mail and certified mail, postage prepaid to the following:

Stacy L. Sneden
1382 Treasure Lake
DuBois, PA 15801

Respectfully submitted,

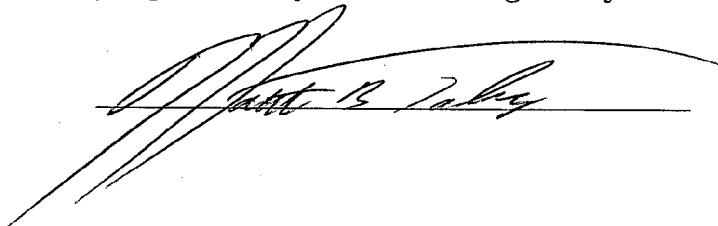
Joseph E. Buckley, Jr., Esquire

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LYNN FELIX, : Type of Case: Civil Action
Plaintiff :
vs. : No. 06-750 CD
STACY L. SNEDDEN, : Type of Pleading:
Defendant : Answer and
: New Matter
: Filed on Behalf of:
: Defendant
: Counsel of Record for This
: Party:
: Matthew B. Taladay, Esq.
: Supreme Court No. 49663
: Hanak, Guido and Taladay
: 498 Jeffers Street
: P.O. Box 487
: DuBois, PA 15801
: (814) 371-7768

Dated: July 12, 2006

You are hereby notified to plead
to the within pleading within twenty
(20) days of service thereof or default
judgment may be entered against you.



FILED NOCC
M 11:00 AM
JUL 13 2006
WM

William A. Shaw
Prothonotary/Clerk of Courts

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

LYNN FELIX, :
Plaintiff :
vs. : No. 06-750 CD
: :
STACY L. SNEDDEN, :
Defendant :
:

ANSWER

AND NOW, comes the Defendant, Stacy L. Snedden, by her attorneys, Hanak, Guido and Taladay, and hereby responds to Plaintiff's Complaint as follows:

1. Admitted.
2. Admitted in part and denied in part. It is admitted that Stacy L. Snedden is *sui juris*, however, the correct current address of Stacy L. Snedden is 7 Brown Street, Reynoldsville, Pennsylvania 15851.
3. Admitted.
4. Admitted.
5. Admitted.
6. It is admitted that Lynn Felix was a passenger in the vehicle operated by Adam Aughenbaugh. With regard to the remaining allegations, after reasonable investigation, Defendant is without information sufficient to form a belief as to the truth of the averments of

paragraph 6 of Plaintiff's Complaint, therefore, they are denied and strict proof thereof is demanded at the time of trial.

7. Denied as stated and in accordance with Pa.R.C.P. Rule 1029(d). It is admitted that the 1997 Ford Escort operated by Stacy L. Snedden collided with the rear of the 1991 Toyota Celica operated by Mr. Aughenbaugh and in which the Plaintiff was a passenger. Defendant admits liability for the collision.

8. Defendant denies allegations of negligence generally pursuant to Pa.R.C.P. Rule 1029(e), however, admits responsibility for the collision as set forth above. With regard to the remaining allegations, after reasonable investigation, Defendant is without information sufficient to form a belief as to the truth of these averments, therefore, they are denied and strict proof thereof is demanded at the time of trial.

9. After reasonable investigation, Defendant is without information sufficient to form a belief as to the truth of the averments of paragraph 9 of Plaintiff's Complaint, therefore, they are denied and strict proof thereof is demanded at the time of trial.

10. After reasonable investigation, Defendant is without information sufficient to form a belief as to the truth of the averments of paragraph 10 of Plaintiff's Complaint, therefore, they are denied and strict proof thereof is demanded at the time of trial.

NEW MATTER

11. Plaintiff's claims are barred or limited by application of
the Pennsylvania Motor Vehicle Financial Responsibility Law.

Respectfully submitted,

HANAK, GUIDO and TALADAY

By

Matthew B. Taladay, Esq.
Attorney for Defendant

VERIFICATION

I, **Stacy L. Snedden**, do hereby verify that I have read the foregoing Answer and New Matter. The statements therein are correct to the best of my personal knowledge or information and belief.

This statement and verification are made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn fabrication to authorities, which provides that if I make knowingly false averments I may be subject to criminal penalties.

Date: 7/10/06

Stacy L. Snedden
Stacy L. Snedden

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

LYNN FELIX,

Plaintiff

vs.

No. 06-750 CD

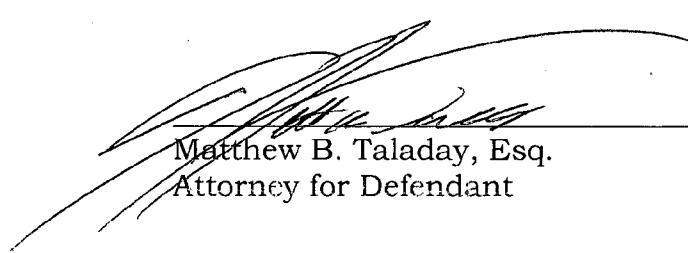
STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I certify that on the 12th day of July, 2006, a true and correct copy of Defendant's Answer and New Matter was sent via first class mail, postage prepaid, to the following:

Joseph E. Buckley, Jr., Esq.
Attorney for Plaintiff
Law Offices of Joseph E. Buckley, Jr.
100 Main Street
Brookville, PA 15825


Matthew B. Taladay, Esq.
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LYNN FELIX,

Plaintiff

vs.

STACY L. SNEDDEN,

Defendant

Type of Case: Civil Action

No. 06-750 CD

Type of Pleading:

Notice of
Service

Filed on Behalf of:
Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801
(814) 371-7768

Dated: July 13, 2006

FILED *NO CC*
M 110:34/61
JUL 14 2006

William A. Shaw
Prothonotary/Clerk of Courts

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

LYNN FELIX,

Plaintiff

vs.

No. 06-750 CD

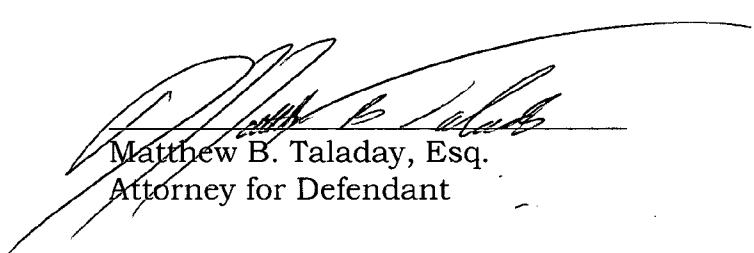
STACY L. SNEDDEN,

Defendant

NOTICE OF SERVICE

I, Matthew B. Taladay, of Hanak, Guido and Taladay, being counsel of record for Defendant, do hereby certify that I propounded on Plaintiff, via United States mail, first class, postage pre-paid, this 13th day of July, 2006, Defendant's FIRST SET OF DISCOVERY MATERIALS to the below indicated person, at said address, being counsel of record for the Plaintiff:

Joseph E. Buckley, Jr., Esq.
Attorney for Plaintiff
Law Offices of Joseph E. Buckley, Jr.
100 Main Street
Brookville, PA 15825


Matthew B. Taladay, Esq.
Attorney for Defendant

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

FILED
M 12 44 PM
JUL 24 1978
NOCC

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,	:	No: 750-2006, C.D.
Plaintiff,	:	
	:	
	:	
vs.	:	
	:	
STACY L. SNEDDEN,	:	
Defendant.	:	

ANSWER TO NEW MATTER

AND NOW, comes your Plaintiff, Lynn Felix, by and through her attorney, Joseph E. Buckley, Jr., Attorney at Law, by way of Answer to New Matter and does aver the following:

1-10. The prior Paragraphs of this Complaint are incorporated herein by reference thereto.

11. Denied.

Date: 7-21-06

Respectfully submitted,

Joseph E. Buckley, Jr., Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

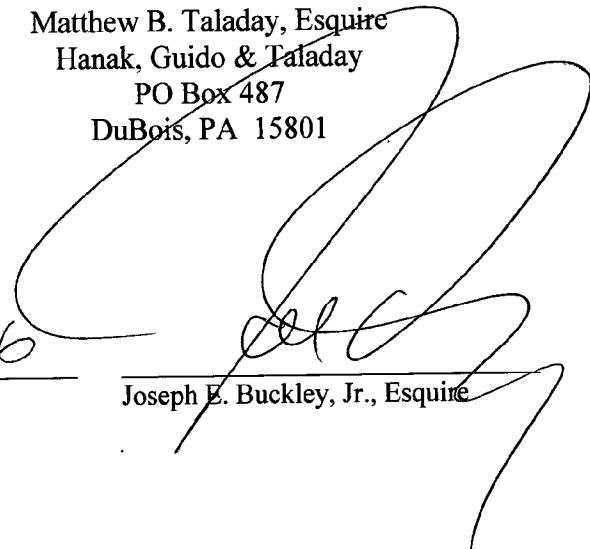
LYNN FELIX, : No: 750-2006, C.D.
Plaintiff, :
: :
: :
vs. :
: :
STACY L. SNEDDEN, :
Defendant. :
:

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Answer to New Matter submitted to the Prothonotary in the above-entitled action was served on the following via First-Class, United States Mail, postage prepaid, on the date set forth below unless otherwise indicated:

Matthew B. Taladay, Esquire
Hanak, Guido & Taladay
PO Box 487
DuBois, PA 15801

Dated: 7-21-06


Joseph E. Buckley, Jr., Esquire

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LYNN FELIX, : Type of Case: Civil Action
Plaintiff :
vs. : No. 06-750 CD
STACY L. SNEDDEN, : Type of Pleading:
Defendant : Petition for Case
: Management Conference
: Filed on Behalf of:
: Defendant
: Counsel of Record for This
: Party:
: Matthew B. Taladay, Esq.
: Supreme Court No. 49663
: Hanak, Guido and Taladay
: 498 Jeffers Street
: P.O. Box 487
: DuBois, PA 15801
: (814) 371-7768

Dated: December 28, 2006

FILED *Att Taladay*
m 11:00 AM
DEC 29 2006

BS
William A. Shaw
Prothonotary/Clerk of Courts

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

LYNN FELIX,	:	
	:	Plaintiff
	:	
vs.	:	No. 06-750 CD
	:	
STACY L. SNEDDEN,	:	
	:	Defendant
	:	

PETITION FOR CASE MANAGEMENT CONFERENCE

AND NOW, comes the Defendant, Stacy L. Snedden, by her attorneys, Hanak, Guido and Taladay, and hereby petitions this Honorable Court to schedule a Case Management Conference averring as follows:

1. Plaintiff's Complaint was filed on or about May 12, 2006.
2. Plaintiff seeks damages for injuries allegedly sustained in an automobile accident of May 13, 2004.
3. Defendant, Stacy L. Snedden, admitted liability for the accident. The only matter for determination pertains to damages.
4. On July 13, 2006, Defendant served Plaintiff with Interrogatories and Request for Production of Documents. To date, no response has been received.
5. In correspondence, Plaintiff's counsel has raised the possibility of a conflict of interest regarding a possible representation of

the Plaintiff, Lynn Felix, of a member of defense counsel's firm in the past.

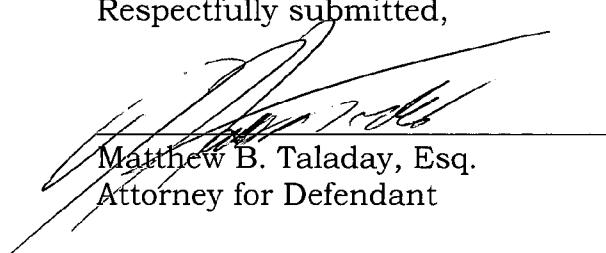
6. Your undersigned defense counsel has no recollection of prior representation of the Plaintiff and can locate no file documents relating to this representation. Nevertheless, defense counsel has represented to Plaintiff's counsel that in the event that a conflict becomes apparent, defense counsel will withdraw from further representation and refer the defense to another firm.

7. Defense counsel submits this Petition for the scheduling of a status conference in that it is believed that your assistance would be helpful in:

- (a) Establishing a case management order;
- (b) Resolving any potential conflict issues; and
- (c) Assisting the parties in the expeditious resolution of this matter.

WHEREFORE, it is respectfully requested that this Court issue an Order scheduling a Case Management Conference at a date and time convenient to the Court.

Respectfully submitted,


Matthew B. Taladay, Esq.
Attorney for Defendant

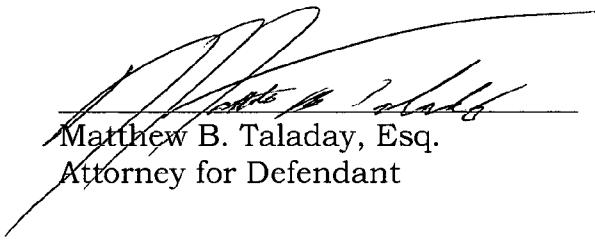
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

LYNN FELIX,	:	
	:	
Plaintiff	:	
	:	
vs.	:	No. 06-750 CD
	:	
STACY L. SNEDDEN,	:	
	:	
Defendant	:	

CERTIFICATE OF SERVICE

I certify that on the 28th day of December, 2006, a true and correct copy of the foregoing Petition for Case Management Conference was sent via first class mail, postage prepaid, to the following:

Joseph E. Buckley, Jr., Esq.
Attorney for Plaintiff
Law Offices of Joseph E. Buckley, Jr.
100 Main Street
Brookville, PA 15825


Matthew B. Taladay, Esq.
Attorney for Defendant

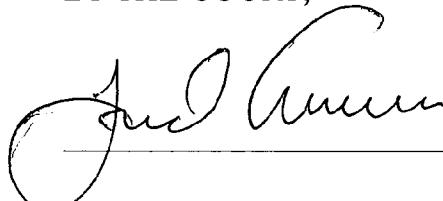
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

LYNN FELIX, :
Plaintiff :
vs. : No. 06-750 CD
STACY L. SNEDDEN, :
Defendant :
:

ORDER OF COURT

AND NOW, this 2 day of Jan, 2007,
IT IS HEREBY ORDERED AND DECREED that a Case
Management Conference is scheduled for the 17th day of
January, 2007, at 10:00 A.m. in Room 1 of the Clearfield
County Courthouse, 230 E. Market Street, Clearfield, Pennsylvania.

BY THE COURT,



J.

FILED *Par*
01/11/2007 cc
JAN 03 2007 Atty Taladay

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 1/3/07

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

FILED

JAN 03 2007

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LYNN FELIX,

Plaintiff

vs.

STACY L. SNEDDEN,

Defendant

Type of Case: Civil Action

No. 06-750 CD

Type of Pleading:

Certificate of
Service

Filed on Behalf of:

Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801
(814) 371-7768

Dated: January 10, 2007

FILED NOCC
JAN 10 2007
JAN 11 2007

William A. Shaw
Prothonotary/Clerk of Courts

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

LYNN FELIX,

Plaintiff

vs.

No. 06-750 CD

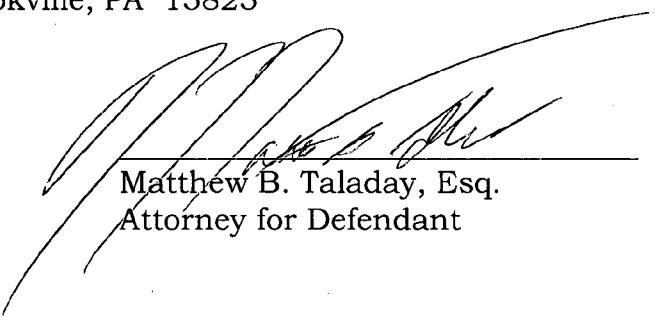
STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I certify that on the 10th day of January, 2007, a Court certified copy of Order of Court dated January 2, 2007 scheduling Case Management Conference was sent via first class mail, postage prepaid, to the following:

Joseph E. Buckley, Jr., Esq.
Attorney for Plaintiff
Law Offices of Joseph E. Buckley, Jr.
100 Main Street
Brookville, PA 15825


Matthew B. Taladay, Esq.
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LYNN FELIX,
Plaintiff
vs.

STACY L. SNEDDEN,
Defendant

Type of Case: Civil Action

No. 06-750 CD

Type of Pleading:
Praecipe for
Substitution of
Counsel

Filed on Behalf of:
Defendant

Counsel of Record for This
Party:

Matthew B. Taladay, Esq.
Supreme Court No. 49663
Hanak, Guido and Taladay
498 Jeffers Street
P.O. Box 487
DuBois, PA 15801
(814) 371-7768

Dated: January 30, 2007

FILED
JAN 31 2007
No cc
Copy to
William A. Shaw
Prothonotary/Clerk of Courts
CIA

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

LYNN FELIX,
Plaintiff

vs. No. 06-750 CD

STACY L. SNEDDEN,
Defendant

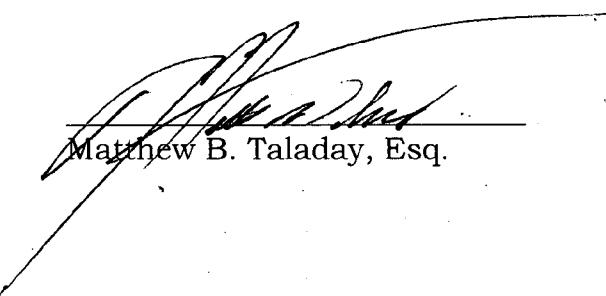
PRAECIPE FOR SUBSTITUTION OF COUNSEL

TO THE PROTHONOTARY:

Please withdraw my appearance on behalf of the Defendant
in the above captioned cases.

January 30, 2007

Date


Matthew B. Taladay, Esq.

Kindly enter my name as counsel of record for the Defendant
in the matters above captioned.

January 30, 2007

Date


Jeffrey M. Gordon, Esq.
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
(814) 849-6800

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

LYNN FELIX,
Plaintiff

vs. : No. 06-750 CD

STACY L. SNEDDEN,
Defendant

CERTIFICATE OF SERVICE

I certify that on the 30th day of January, 2007, a true and correct copy of the foregoing Praeclipe for Substitution of Counsel was sent via first class mail, postage prepaid, to the following:

Joseph E. Buckley, Jr., Esq.
Attorney for Plaintiff
Law Offices of Joseph E. Buckley, Jr.
100 Main Street
Brookville, PA 15825


Jeffrey M. Gordon, Esq.
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Motion to Compel

Filed on Behalf of:
Defendant

Counsel for Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED ^{acc}
APR 16 2007 Atty Gordon
610

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

MOTION TO COMPEL

AND NOW, comes the Defendant, Stacy L. Snedden, through her attorney, Jeffrey M. Gordon, Esquire, and files the following Motion to Compel:

1. On May 12, 2006, a Complaint was filed on behalf of Plaintiff, Lynn Felix, by Joseph E. Buckley, Jr., Esquire.
2. On July 13, 2006, an Answer and New Matter to Plaintiff's Complaint was filed on behalf of Defendant, Stacy L. Snedden, by Matthew B. Taladay, Esquire.
3. On July 24, 2006, an Answer to New Matter was filed on by counsel for Plaintiff.
4. On July 13, 2006, Request for Production of Documents and Interrogatories were served upon counsel for Plaintiff with notice to answer within thirty (30) days.
5. On October 27, 2006 and December 8, 2006, correspondence was sent to counsel for Plaintiff by Counsel for Defendant inquiring as to the status of discovery responses.
6. On December 29, 2006, a Petition for Case Management was filed by counsel for Defendant. A Case Conference was held on January 17, 2007.
7. On January 31, 2007, a Praecept for Substitution of Counsel was filed by Matthew B. Taladay, Esquire. Jeffrey M Gordon, Esquire is now counsel of record for the Defendant.

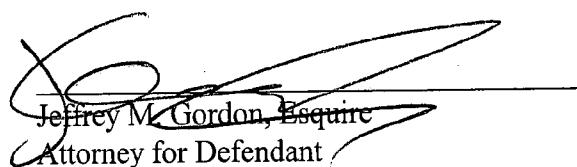
Defendant.

8. On February 23, 2007 and April 9, 2007, correspondence was sent to Plaintiff's counsel by Jeffrey M. Gordon, Esquire inquiring as to the status of the discovery responses.

9. The discovery is necessary and relevant with regard to obtaining all information necessary to proceed with the defense of this case.

10. Defendant, Stacy L. Snedden, is entitled to an Order compelling Plaintiff to respond to the Interrogatories and Request for Production of Documents pursuant to Pennsylvania Rules of Civil Procedure 4006 and 4019.

WHEREFORE, Defendant, Stacy L. Snedden, requests this Court to compel Plaintiff to answer said discovery as requested or to suffer such sanctions as the Court shall impose.



Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

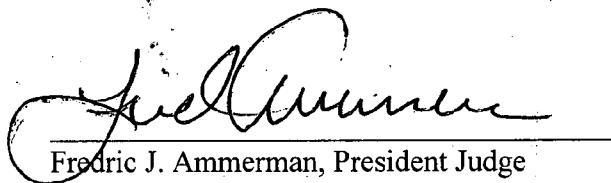
ORDER

AND NOW, this 16th day of April, 2007, upon consideration of the

Motion to Compel filed on behalf of the Defendant, Stacy L. Snedden,

IT IS ORDERED AND DECREED that Plaintiff shall submit full and complete responses to the Interrogatories and Request for Production of Documents on or before the 7th day of May, 2007. The Plaintiff's failure to do so may result in the imposition of sanctions in accordance with Pa. R.C.P. Rule 4019.

BY THE COURT:


Fredric J. Ammerman, President Judge

FILED
04/17/2007 2:00 PM
APR 17 2007 Atty Gordon
60
William A. Shaw
Prothonotary/Clerk of Courts

DATE 4/17/07

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

FILED
APR 17 2007

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Defendant

Counsel for Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED 1CC AM
m/11/55 LM
JUL 16 2007
Gordon
(JM)

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

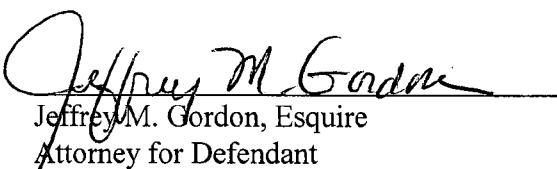
STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I, Jeffrey M. Gordon, Esquire, hereby certify that on this 13th day of July, 2007, an original of Defendant's Second Set of Interrogatories Directed to Plaintiff was sent to Joseph E. Buckley, Jr., Esquire, counsel for Plaintiff, by mailing the same via United States First Class Mail, postage prepaid, by depositing the same in the United States Post Office at Brookville, Pennsylvania, addressed as follows:

Joseph E. Buckley, Jr., Esquire
The Buckley Law Firm
100 Main Street
Brookville, PA 15825


Jeffrey M. Gordon, Esquire

Attorney for Defendant

Dated: July 13, 2007

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Motion to Compel and Order

Filed on Behalf of:
Defendant

Counsel for Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED
01-40-2008 2cc
JAN 24 2008 Atty Gordon

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

MOTION TO COMPEL

AND NOW, comes the Defendant, Stacy L. Snedden, through her attorney, Jeffrey M. Gordon, Esquire, and files the following Motion to Compel:

1. A Notice scheduling the Plaintiff's deposition for December 18, 2007 was sent to the Plaintiff on November 28, 2007.

2. On December 17, 2007, Plaintiff contacted counsel for Defendant and indicated she was not represented by counsel and requested a continuance. Plaintiff also indicated she had sought new counsel. The deposition was cancelled.

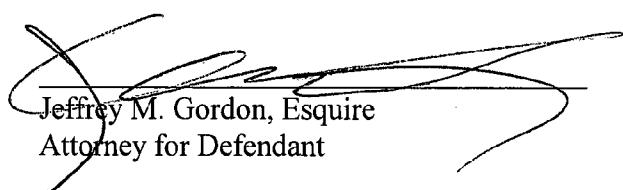
3. Counsel for Defendant left several telephone messages with the Plaintiff seeking the name of Plaintiff's new counsel in order to schedule a deposition.

4. On January 4, 2008, Plaintiff informed counsel for Defendant that Lori Kohman, Esquire was her new counsel.

5. On January 7, 2008, counsel for Defendant spoke with Attorney Kohman. Attorney Kohman indicated she had not received the file from the Plaintiff, although she had requested the same on several occasions. Attorney Kohman also stated that if she did not receive the file from the Plaintiff by January 17, 2008, she would decline representation.

6. Attorney Kohman has not entered her appearance on behalf of the Plaintiff.
7. The discovery is necessary and relevant with regard to obtaining all information necessary to proceed with the defense of this case.
8. Defendant, Stacy L. Snedden, is entitled to an Order compelling Plaintiff to make herself available for deposition pursuant to Pennsylvania Rules of Civil Procedure 4007.1 and 4019.

WHEREFORE, Defendant, Stacy L. Snedden, requests this Court to compel Plaintiff to retain counsel within a reasonable period of time and to also make herself available for the taking of her deposition, or suffer such sanctions as the Court shall impose.



Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

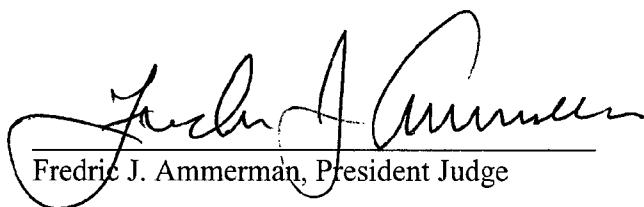
Defendant

ORDER

AND NOW, this 24th day of January, 2008, upon consideration of the Motion to Compel filed on behalf of the Defendant, Stacy L. Snedden,

IT IS ORDERED AND DECREED that Plaintiff shall retain counsel and/or make herself available for the taking of her deposition on or before the 1st day of April, 2008. The Plaintiff's failure to do so may result in the imposition of sanctions in accordance with Pa. R.C.P. Rules 4007.1 and 4019.

BY THE COURT:



Fredric J. Ammerman, President Judge

FILED
01/24/2008 2CC
JAN 24 2008 Atty Gordon
William A. Shaw (will serve)
Prothonotary/Clerk of Courts
(GK)

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Defendant

Counsel fo Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED
MIO:SMR
JAN 25 2006
2006
100-1000

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

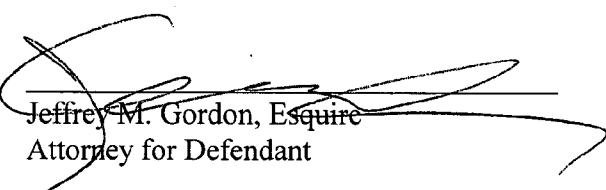
STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I, Jeffrey M. Gordon, Esquire, hereby certify that on this 24th day of January, 2008, a certified copy of Defendant's Motion to Compel and Order was sent to the Plaintiff, Lynn Felix, by mailing the same via United States First Class Mail, postage prepaid, by depositing the same in the United States Post Office at Brookville, Pennsylvania, addressed as follows:

Ms. Lynn Felix
619 West Weber Avenue
DuBois, PA 15801


Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Defendant

Counsel fo Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED
M 12:27 PM
FEB 08 2011
S

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

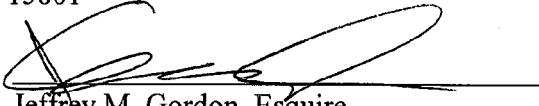
STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I, Jeffrey M. Gordon, Esquire, hereby certify that on this 6th day of February, 2008, an original of Defendant's Notice of Deposition was sent to the Plaintiff, Lynn Felix, by mailing the same via United States First Class Mail, postage prepaid, by depositing the same in the United States Post Office at Brookville, Pennsylvania, addressed as follows:

Ms. Lynn Felix
619 West Weber Avenue
DuBois, PA 15801


Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,

Defendant

Type of Pleading:
Motion to Compel and Order

Filed on Behalf of:
Defendant

Counsel for Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED *rec*
04/01/2011 Atty Gordon
APR 01 2011
WAS
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX, :
Plaintiff :
: :
v. : No. 750 - 2006 C.D.
: :
STACY L. SNEDDEN, :
Defendant :
:

MOTION TO COMPEL

AND NOW, comes the Defendant, Stacy L. Snedden, through her attorney, Jeffrey M. Gordon, Esquire, and files the following Motion to Compel:

1. A Notice scheduling the Plaintiff's deposition for December 18, 2007 was sent to the Plaintiff on November 28, 2007.
2. On December 17, 2007, Plaintiff contacted counsel for Defendant and indicated she was not represented by counsel and requested a continuance. Plaintiff also indicated she had sought new counsel. The deposition was cancelled.
3. Counsel for Defendant left several telephone messages with the Plaintiff seeking the name of Plaintiff's new counsel in order to schedule a deposition.
4. On January 4, 2008, Plaintiff informed counsel for Defendant that Lori Choman, Esquire was her new counsel.
5. On January 7, 2008, counsel for Defendant spoke with Attorney Choman. Attorney Choman indicated she had not received the file from the Plaintiff, although she had requested the same on several occasions. Attorney Choman also stated that if she did not receive the file from the Plaintiff by January 17, 2008, she would decline representation.

6. As of this date, Attorney Choman has not entered her appearance on behalf of the Plaintiff.

7. On January 24, 2008, Defendant filed a Motion to Compel requesting this Honorable Court issue an Order compelling the Plaintiff to make herself available for the taking of a deposition on or before April 1, 2008. A copy of that Order is attached hereto as Exhibit "A."

8. On January 24, 2008, a letter to the Plaintiff was sent, along with a copy of the Motion to Compel and this Honorable Court's Order indicating that her deposition had been scheduled for April 1, 2008. Copy of said correspondence is attached hereto as Exhibit "B."

9. On February 6, 2008, a letter was sent to Plaintiff, along with a Notice scheduling her deposition for Tuesday, April 1, 2008 at 10:00 a.m. at the law office of Jeffrey M. Gordon, Esquire, 152 Jefferson Street, Brookville, Pennsylvania. Copy of said correspondence is attached hereto as Exhibit "C."

10. After scheduling the subject deposition for April 1, 2008 and providing the Plaintiff with Notice of same, on March 26, 2008, counsel for Defendant received a telephone call from Attorney Lorrie Choman indicating she was going to be representing the Plaintiff and requested information from Defendant's file prior to the April 1, 2008 deposition.

11. Counsel for Defendant photocopied and provided all discoverable information to Attorney Choman and enclosed the same with a letter dated March 27, 2008, copy of which is attached hereto as Exhibit "D."

12. On March 31, 2008, counsel for Defendant received a telephone call from Attorney Choman, at which time she indicated she would not be attending the deposition on

behalf of Ms. Felix, the plaintiff.

13. Counsel for Defendant asked Attorney Choman if she had entered her appearance on behalf of Ms. Felix, and Attorney Choman indicated that she had not.

14. Counsel for Defendant informed Attorney Choman that since she was not officially representing the Plaintiff and could not assure Counsel for Defendant whether or not Plaintiff would be present the next day for the deposition, counsel for Defendant would contact Plaintiff directly

15. Counsel for Defendant contacted the Plaintiff by telephone and was told that she had not heard from her attorney and she did not intend to appear at the deposition without counsel. This conversation occurred at 5:10 p.m. on March 31, 2008.

16. Currently, there is a Second Set of Interrogatories that were served upon Plaintiff and have been outstanding since July 13, 2007.

17. The aforementioned interrogatories, as well as Plaintiff's deposition is necessary and relevant with regard to obtaining all information to proceed with the defense of this case.

18. Defendant, Stacy L. Snedden, is entitled to an Order compelling Plaintiff to make herself available for deposition pursuant to Pennsylvania Rules of Civil Procedure 4007.1 and 4019, and also compelling the Plaintiff to respond to the Defendant's Second Set of Interrogatories.

WHEREFORE, Defendant, Stacy L. Snedden, requests this Honorable Court to compel Plaintiff to retain counsel within a reasonable period of time, make herself available for the

taking of her deposition, and also respond to the outstanding Second Set of Interrogatories or suffer such sanctions as the Court shall impose.



Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

ORDER

AND NOW, this 24th day of January, 2008, upon consideration of the Motion to Compel filed on behalf of the Defendant, Stacy L. Snedden,

IT IS ORDERED AND DECREED that Plaintiff shall retain counsel and/or make herself available for the taking of her deposition on or before the 1st day of April, 2008. The Plaintiff's failure to do so may result in the imposition of sanctions in accordance with Pa. R.C.P. Rules 4007.1 and 4019.

BY THE COURT:

/S/ Fredric J Ammerman

Fredric J. Ammerman, President Judge

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

JAN 24 2008

Attest.

William J. Ammerman
Prothonotary/
Clerk of Courts

EXHIBIT

tabbed

A

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

January 24, 2008

Ms. Lynn Felix
619 West Weber Avenue
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

Dear Ms. Felix:

Enclosed please find a Motion to Compel that was filed with the Court on this date.

Please note the Order requires you either retain counsel and/or make yourself available for the taking of your deposition on or before April 1, 2008.

Sincerely,



Jeffrey M. Gordon

JMG/kjs

Enclosure

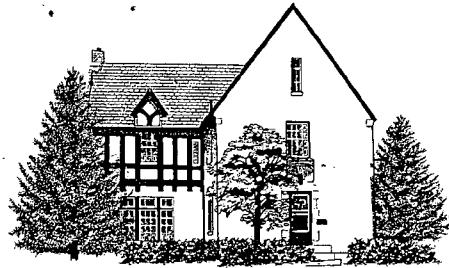
EXHIBIT

B

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 ♦ Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

February 6, 2008

Ms. Lynn Felix
619 West Weber Avenue
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

Dear Ms. Felix:

Enclosed please find a Notice scheduling your deposition for **Tuesday, April 1, 2008 at 10:00 a.m.**, at my office located at 152 Jefferson Street, Brookville, Pennsylvania.

As you know, the Court issued an Order on January 24, 2008, ordering that you shall either retain counsel and/or make yourself available for the taking of your deposition on or before April 1, 2008.

Should you retain counsel, please have them contact me immediately.

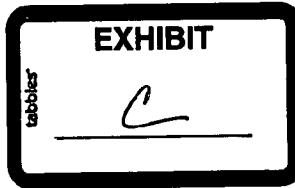
Sincerely,



Jeffrey M. Gordon
JMG/kjs

Enclosure

cc: Ms. Jennifer Murphy-Reichert w/enclosure
Claim No. 010110517556



Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 ♦ Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

March 27, 2008

Lorrie Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

Re: Lynn Felix v. Stacy L. Snedden

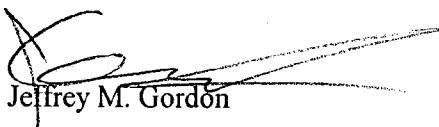
Dear Lorrie:

Enclosed please find the information we discussed regarding the above-referenced matter.

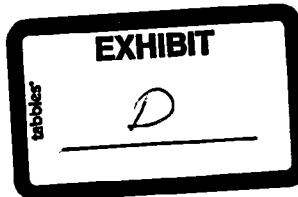
You are correct that there was a second set of interrogatories sent to Mr. Buckley, which were not answered. They are enclosed herewith.

As you know, the deposition is scheduled for April 1, 2008, at 10:00 a.m. at my office. I look forward to seeing you then.

Sincerely,


Jeffrey M. Gordon
JMG/kjs

Enclosures



IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Defendant

Counsel for Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED
M 11 25 2011
APR 03 2011
NOCC
WAS
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

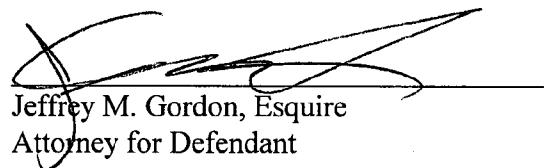
STACY L. SNEDDEN,

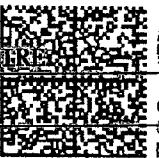
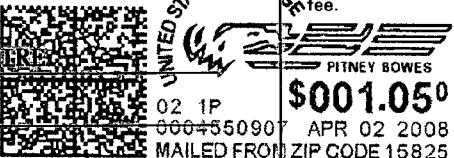
Defendant

CERTIFICATE OF SERVICE

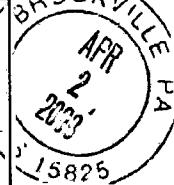
I, Jeffrey M. Gordon, Esquire, hereby certify that on this 2nd day of April, 2008, a certified copy of Defendant's Motion to Compel and Rule to Show Cause was sent to the Plaintiff, Lynn Felix, by mailing the same via United States First Class Mail, postage prepaid (see Exhibit "A"), by depositing the same in the United States Post Office at Brookville, Pennsylvania, addressed as follows:

Ms. Lynn Felix
619 West Weber Avenue
DuBois, PA 15801

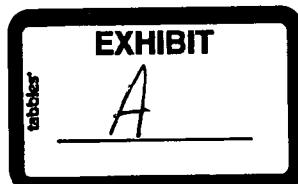

Jeffrey M. Gordon, Esquire
Attorney for Defendant

CERTIFICATE OF MAILING	
U.S. POSTAL SERVICE	
MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT	
PROVIDE FOR INSURANCE—POSTMASTER	
Received From: JEFFREY M GORDON ESQ 152 JEFFERSON STREET BROOKVILLE PA 15825	
 	
One piece of ordinary mail addressed to: MS LYNN FELIX 619 WEST WEBER AVENUE DUBOIS PA 15801	

Affix fee here in stamps
or meter postage and
post mark. Inquire of
Postmaster for current
fee.



PS Form 3817, Mar. 1989



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX,
Plaintiff

No. 06-750 C.D.

-vs-

STACY L. SNEDDEN
Defendant

Type of Pleading:
ENTRY OF APPEARANCE

Filed on Behalf of:
LYNN FELIX, Plaintiff

Counsel of Record for this Party:
Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210

(814) 375-0228
Email: chomanlaw@verizon.net

FILED *2cc*
04/10/2008
APR 10 2008 *Loralee Choman*

William A. Shaw
Prothonotary/Clerk of Courts

Copy to CIA

(6K)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX, Plaintiff	:	No. 06-750 C.D.
-vs-	:	Type of Pleading: ENTRY OF APPEARANCE
STACY L. SNEDDEN Defendant	:	Filed on Behalf of: LYNN FELIX, Plaintiff

ENTRY OF APPEARANCE

Please enter my appearance this date on behalf of the Plaintiff, Lynn Felix, in
the above-captioned matter.


Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210
(814) 375-0228
Email: chomanlaw@verizon.net

Dated: April 10, 2008

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

LYNN FELIX :
-VS- : No. 06-750-CD
STACY L. SNEDDEN :

ORDER

AND NOW, this 10th day of April, 2008, following discussion on the Defendant's Motion to Compel, it is the ORDER of this Court that said Motion is hereby granted. It is the ORDER of this Court that the Plaintiff shall complete full and correct answers to the second set of interrogatories pending and provide the Defendant with the same by no later than May 12, 2008. In addition, the Plaintiff shall appear for a deposition at the Office of Jeffrey Gordon, Esquire, by no later than May 12, 2008.

BY THE COURT,

President Judge

FILED
09:25 AM 2008 cc:Atlys:
APR 15 2008 Chaman
Gordon
William A. Shaw
Prothonotary/Clerk of Courts

FILED

APR 15 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 4/15/08

You are responsible for serving all appropriate parties.

The Prothonotary's Office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Defendant

Counsel for Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED NO CC
M 10:57 AM
APR 21 2008
WPA

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I, Jeffrey M. Gordon, Esquire, hereby certify that on this 18th day of April, 2008, an original Notice of Deposition was sent to Lorrie Choman, Esquire, counsel for Plaintiff, by mailing the same via United States First Class Mail, postage prepaid, by depositing the same in the United States Post Office at Brookville, Pennsylvania, addressed as follows:

Lorrie Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801



Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
**Motion to Compel and Request
for the Imposition of Sanctions
Under Pa. R.C.P 4019**

Filed on Behalf of:
Defendant

Counsel for Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

~~FILED~~
JUN 05 2008
William A. Shaw
Prothonotary/Clerk of Courts

~~FILED~~ 3cc
06/05/2008 Atty Gordon
JUN 05 2008
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX, :
Plaintiff :
: :
v. : No. 750 - 2006 C.D.
: :
STACY L. SNEDDEN, :
Defendant :
:

MOTION TO COMPEL AND REQUEST FOR THE
IMPOSITION OF SANCTIONS UNDER RULE Pa. R.C.P. 4019

AND NOW, comes the Defendant, Stacy L. Snedden, through her attorney, Jeffrey M. Gordon, Esquire, and files the following Motion to Compel and Request for the Imposition of Sanctions:

1. This is the third Motion to Compel that has been filed in this case.
2. The plaintiff was deposed on Monday, May 12, 2008, pursuant to a Court Order dated April 15, 2008, which compelled the plaintiff to appear for the taking of her deposition.
3. In addition to appearing for her deposition, she was also compelled by the same above-referenced Court Order to provide answers to the second set of interrogatories, which were provided at the time of the taking of her deposition.
4. The plaintiff has a long history of physical problems and at the time of the subject accident was considered disabled by the Social Security Administration.
5. The subject interrogatories requested the names of all doctors that the plaintiff has treated with over the past ten years.
6. The plaintiff provided the names of various health care professionals in response

to the subject interrogatories and also in response to deposition questions. At the time of the deposition, defendant's counsel presented to plaintiff's counsel ten medical releases, which plaintiff's counsel advised her client not to sign.

7. It was defense counsel's intention to fill in the names of all physicians listed on the plaintiff's response to interrogatories as well as any additional responses elicited at the time of the deposition.

8. It is believed there were ten physicians named between the answer to interrogatories and responses to deposition questions.

9. Plaintiff's counsel insisted that the names of all the physicians be typed on the medical releases and sent to her for review before she would allow her client to sign the same.

10. Although defense counsel has never had to do this in 20 years of practice, he complied with Attorney Choman's request and provided her with ten separate medical releases containing the names of all physicians named in either responses to interrogatories or answers to discovery questions.

11. Seven of the ten releases were returned.

12. The releases for Dr. Ott, Dr. Lundgren and Dr. Lunsford were not signed, the reason given by plaintiff's counsel was that these doctors had nothing to do with the treatment of the plaintiff's condition for which she is now complaining.

13. A letter was written to plaintiff's counsel on May 23, 2008, indicating that if the medical releases for Dr. Ott, Dr. Lundgren and Dr. Lunsford were not signed and returned by June 2, 2008, that a motion to compel would be filed and sanctions would be sought.

14. Plaintiff's physical condition prior to, during and after the subject accident is

relevant and an area which the defendant is entitled to discover.

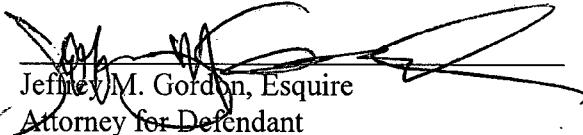
15. The Plaintiff does not choose which doctors or health care professionals are relevant.

16. The Plaintiff's long history of physical problems calls for a close review of her medical history.

17. This discovery is necessary and relevant with regard to obtaining all information necessary to proceed with the defense of this case.

18. Defendant, Stacy L. Snedden, is entitled to an Order compelling Plaintiff to execute the aforementioned medical releases and is also entitled to the imposition of sanctions against plaintiff's counsel pursuant to Pa. R.C.P. 4019.

WHEREFORE, Defendant, Stacy L. Snedden, requests this Court to compel Plaintiff to execute the aforementioned medical releases and impose sanctions to the extent that the Court deems reasonable.


Jeffrey M. Gordon, Esquire
Attorney for Defendant

WA

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

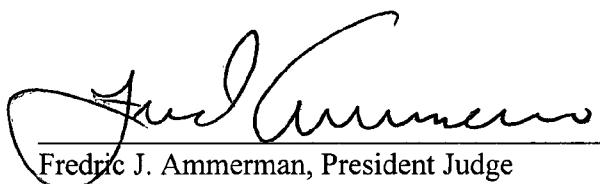
Defendant

ORDER AND RULE

AND NOW, this 5th day of June, 2008, upon consideration of the Motion to Compel and Request for the Imposition of Sanctions Under Pa. R.C.P. 4019, filed on behalf of the Defendant, Stacy L. Snedden, it is the ORDER of the Court that a Rule is directed to the Plaintiff, Lynn Felix, to appear and show cause why the prayer of said Motion should not be granted.

Said Rule Returnable on the 8th day of July, 2008 at 1:30 o'clock 8.m., in Room 1 of the Clearfield County Courthouse, 230 East Market Street, Clearfield, Pennsylvania, 16830.

BY THE COURT:


Fredric J. Ammerman, President Judge

FILED

09/24/08 GK

JUN 05 2008

cc Atty Gordon
(will serve)

William A. Shaw
Prothonotary/Clerk of Courts

610

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

LYNN FELIX,

Plaintiff

*

*

*

*

NO. 06-750-CD

STACY L. SNEDDEN,

Defendant

*

*

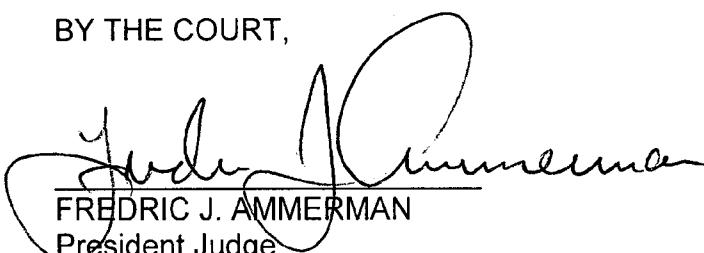
*

RULE TO SHOW CAUSE

NOW, this 1st day of April, 2008, upon receipt and review of the Motion to Compel filed on behalf of the Defendant; it is the ORDER of this Court that argument on said Motion shall be held on the **10th day of April, 2008 at 3:30 p.m. in Courtroom No. 1** of the Clearfield County Courthouse, Clearfield, Pennsylvania.

The Plaintiff, Lynn Felix is ordered to appear, in person, to show cause why the Defendant's Motion to Compel should not be granted and why she did not comply with the provisions of this Court's Order of January 24, 2008. At the time of the hearing the Plaintiff may be represented by an attorney as long as the attorney has appropriately previously entered his or her appearance as required by the Rules of Civil Procedure.

BY THE COURT,


FREDRIC J. AMMERMAN
President Judge

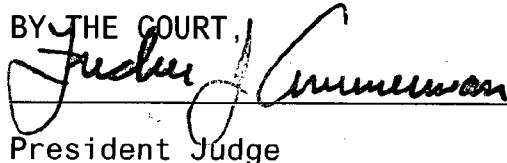
FILED 3CC Atty
02/04/08 Gordon-will
AFK 01 2008
Serge
William A. Shaw
Prothonotary/Clerk of Courts

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

LYNN FELIX }
VS } NO. 06-750-CD
STACY L. SNEDDEN }

O R D E R

NOW, this 8th day of July, 2008, this being the date set for argument on the Defendant's Motion to Compel and Request for Sanctions, the Court noting that neither the Plaintiff, Lynn Felix, or the Plaintiff's counsel has appeared; counsel for the Defendant having certified on the record that he made service of notice of hearing on said motion; upon consideration of the issues, it is the ORDER of this Court that the Motion to Compel and Request for Sanctions be and is hereby GRANTED. It is the ORDER of this Court that the Plaintiff have no more than Fifteen (15) Days in which to supply defense counsel with appropriate medical release in order that defense counsel may obtain medical documents from Dr. Gary Ott, Dr. Lundgren and Dr. Lunsford. In addition, the Plaintiffs shall have no more than Thirty (30) Days from this date in which to pay, through counsel, attorney's fees in the amount of Six Hundred Sixty Dollars (\$660.00).

BY THE COURT,

President Judge

FILED
014:00 AM
JUL 11 2008

2cc Attns:
Choman
Gordon

FILED

JUL 11 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 7/11/08

You are responsible for serving all appropriate parties:

The Prothonotary's office has provided service in the following parties:
____ Plaintiff(s) Plaintiff(s) Attorney _____ Other
____ Defendant(s) Defendant(s) Attorney _____

Special Instructions:

FILED

JUL 14 2008

12:55 PM
William A. Shaw
Prothonotary/Clerk of Courts

1 cent to A/c

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Defendant

Counsel fo Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

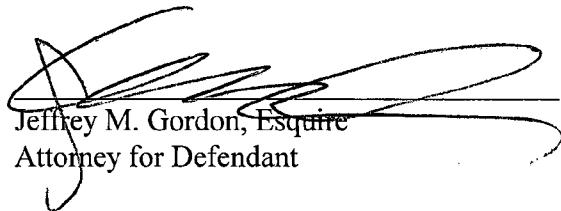
STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I, Jeffrey M. Gordon, Esquire, attorney for Defendant, hereby certify that on the 5th day of June, 2008, a true and correct copy of the Defendant's Motion to Compel and Request for the Imposition of Sanctions Under Pa. R.C.P. 4019, with accompanying Order, was forwarded by first-class mail, postage prepaid, to counsel of record for Plaintiff:

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801


Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
Certificate of Service

Filed on Behalf of:
Defendant

Counsel fo Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED *7/17/08* NOCC
JUL 17 2008
W.A.S.

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I, Jeffrey M. Gordon, Esquire, hereby certify that on this 16th day of July, 2008, a certified copy of an Order dated July 8th, 2008, by Fredric J. Ammerman, President Judge, and filed on July 11, 2008, was sent to Lorrie Choman, Esquire, counsel for Plaintiff, by mailing the same via United States Certified Mail, Article No. 7004 2510 0002 1139 9963, postage prepaid, by depositing the same in the United States Post Office at Brookville, Pennsylvania, addressed as follows:

Lorrie Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801



Jeffrey M. Gordon, Esquire
Attorney for Defendant

WA

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

CIVIL DIVISION

LYNN FELIX,
Plaintiff

-vs-

STACY L. SNEDDEN
Defendant

No. 06-750 C.D.

Type of Pleading:
RULE TO SHOW CAUSE

Filed on Behalf of:
LYNN FELIX, Plaintiff

Counsel of Record for this Party:
Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210

(814) 375-0228
Email: chomanlaw@verizon.net

FILED
JUL 28 2008

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX,
Plaintiff

No. 06-750 C.D.

-vs-

Type of Pleading:
RULE TO SHOW CAUSE

STACY L. SNEDDEN
Defendant

Filed on Behalf of:
LYNN FELIX, Plaintiff

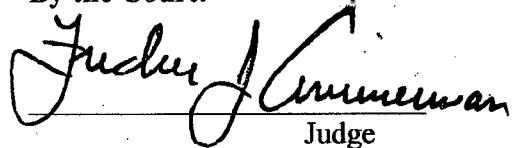
RULE TO SHOW CAUSE

AND NOW, this 4th day of August, 2008, upon consideration of the Plaintiff's Petition for Special Relief, it is hereby ordered that:

(1) a Rule is issued upon the Respondent to show cause why the Petitioner is not entitled to the relief requested;

(2) Rule returnable and a hearing thereon on the 25th day of August, 2008, at 2:00 pm in the Clearfield County Courthouse, courtroom number 1 with 1 hr. allotted for hearing on the matter

By the Court:


Judge J. Zimmerman
Judge

FILED
04/08/08
AUG 04 2008
GL

William A. Shaw
Prothonotary/Clerk of Courts
1CC Atty Choman

FILED

AUG 04 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 8/4/08

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX,
Plaintiff

-vs-

STACY L. SNEDDEN
Defendant

No. 06-750 C.D.

Type of Pleading:
Petition for Special Relief

Filed on Behalf of:
LYNN FELIX, Plaintiff

Counsel of Record for this Party:
Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210

(814) 375-0228
Email: chomanlaw@verizon.net

FILED

JUL 28 2008

1919:30 (wrs)

William A. Shaw
Prothonotary/Clerk of Courts

1 cent to Atty

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

CIVIL DIVISION

LYNN FELIX,	:	No. 06-750 C.D.
Plaintiff	:	
 -vs-		
STACY L. SNEEDEN	:	Type of Pleading:
Defendant	:	Petition for Special Relief
 :		
 :		Filed on Behalf of:
 :		LYNN FELIX, Plaintiff
 :		

PETITION FOR SPECIAL RELIEF

Plaintiff, by and through her counsel, Loralee A. Choman, Esquire, hereby petitions this Honorable Court to set aside its Order dated July 8, 2008, and in support thereof avers as follows:

1. Plaintiff had no notice of any date set for hearing on Defendant's Motion to Compel and Request for Sanctions, nor did Plaintiff have any notice of the conduct of such hearing. If counsel had such notice, she certainly would have attended on behalf of her client.
2. This Honorable Court's Order of July 8, 2008, a copy of which is attached hereto as Exhibit "A", allows fifteen days for Plaintiff's response.
2. Said Order relates to Defendant's Motion to Compel and Request for Sanctions.

2. By letter dated 20 May 2008, Plaintiff's counsel had advised Defendant's counsel that the physician's from whom Defense counsel sought plaintiff's personal medical records had no relationship to any treatment sought by Plaintiff in connection with the underlying accident. A copy of counsel's letter is attached hereto as Exhibit "B".
3. This Honorable Court's Order of July 8, 2008, a copy of which is attached hereto as Exhibit "A", allows fifteen days for Plaintiff's response.
4. Defense counsel's correspondence enclosing said Order is dated July 16, 2008, **already half the time for response.**
5. Plaintiff's counsel picked up the "Certified Mail, Article no. 7004 2510 0002 1139 9963" at her Treasure Lake Box, on July 23, 2008.
6. As such, counsel obtained the order on the day the signed releases were due, yet had no notice or opportunity to be heard on the Motion.
7. Counsel therefore requests that this Honorable Court hold in abeyance its Order of July 8, 2008, until Plaintiff has a proper opportunity to be heard on the matter.
8. It is believed that Defendant's requests violate The Health Insurance Portability and Accountability Act ("HIPAA") significantly the Privacy Rule, as contained in Title II of HIPPA, which contains the regulations regarding the use and disclosure of Protected Health Information.
9. Counsel also therefore respectfully requests that sanctions imposed by said order be lifted until such time as Plaintiff has had a proper opportunity to be heard on the matter.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court hold in abeyance its Order of July 8, 2008, until such time as a hearing may be scheduled on the matter.

Respectfully submitted,



Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210
(814) 375-0228
Email: chomanlaw@verizon.net

Dated: July 25, 2008

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

LYNN FELIX }
VS } NO. 06-750-CD
STACY L. SNEDDEN }

O R D E R

NOW, this 8th day of July, 2008, this being the date set for argument on the Defendant's Motion to Compel and Request for Sanctions, the Court noting that neither the Plaintiff, Lynn Felix, or the Plaintiff's counsel has appeared; counsel for the Defendant having certified on the record that he made service of notice of hearing on said motion; upon consideration of the issues, it is the ORDER of this Court that the Motion to Compel and Request for Sanctions be and is hereby GRANTED. It is the ORDER of this Court that the Plaintiff have no more than Fifteen (15) Days in which to supply defense counsel with appropriate medical release in order that defense counsel may obtain medical documents from Dr. Gary Ott, Dr. Lundgren and Dr. Lunsford. In addition, the Plaintiffs shall have no more than Thirty (30) Days from this date in which to pay, through counsel, attorney's fees in the amount of Six Hundred Sixty Dollars (\$660.00).

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

BY THE COURT,
/S/ Fredric J Ammerman

JUL 11 2008

President Judge

Attest.

William L. Ammerman
Prothonotary/
Clerk of Courts

EXHIBIT "A"

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

July 16, 2008

Via U.S. Certified Mail
Article No. 7004 2510 0002 1139 9963

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

Dear Lorrie:

Please find enclosed a certified copy of the Court's Order requiring your client's signature on the enclosed medical releases within fifteen (15) days of such Order.

In addition, sanctions have been imposed in the amount of \$660.00 which I ask you make payable to my office.

I thank you for your attention to this matter. Should you have any questions, please feel free to contact me.

Sincerely,



Jeffrey M. Gordon

JMG/kjs

Enclosure

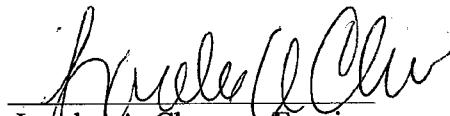
EXHIBIT "B"

Certificate of Service

I certify that I have this day served, via certified United States Mail, postage pre-paid, a copy of the Petition for Special Relief, on behalf of Plaintiff in the above matter upon the following:

Jeffrey M. Gordon, Esquire
(Attorney for Respondent/Defendant)
152 Jefferson Street
Brookville, PA 15825

July 25, 2008


Loralee A. Choman, Esquire
PA ID No. 52210
1303 Treasure Lake
Du Bois, PA 15801
Telephone: (814) 375-0228
Attorney for Petitioner/Plaintiff
chomanlaw@verizon.net

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

LYNN FELIX :
-vs- : No. 06-750-CD
STACY L. SNEDDEN :

O R D E R

AND NOW, this 25th day of August, 2008, following argument on the Plaintiff's Petition for Special Relief, it is the ORDER of this Court that the parties have until Tuesday, September 2, 2008, in which to supply the Court with a letter setting forth references to precedent in support of their position concerning HIPAA restrictions.

BY THE COURT,



President Judge

FILED 2CC
01410061
AUG 26 2008
Attn: Choman
Gordon

William A. Shaw
Prothonotary/Clerk of Courts
©0

FILED

AUG 26 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 8/26/08

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other
 Defendant(s) Defendant(s) Attorney
 Other

Special Instructions:



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

LYNN FELIX,
Plaintiff

vs.

STACY L. SNEEDEN,
Defendant

* NO. 06-750-CD

*
*
*
*

FILED
OCT 06 2008

cc: Atty's:
Chowan
Gordon

ORDER

William A. Shaw
Prothonotary/Clerk of Courts

NOW, this 2nd day of October, 2008, in consideration of the Plaintiff's Petition for Special Relief filed on July 28, 2008 requesting that the Court reconsider its' Order of July 8, 2008, it is the ORDER of this Court that the said Petition for Special Relief be and is hereby granted as follows:

1. The issue involves the extent to which the Plaintiff's medical history is discoverable relative her personal injury action and claim for damages filed above;
2. This Court notes that a party's right of access to medical records is not unlimited and must be confined within the area covered by the Plaintiff's claim. Although a Plaintiff waives the patient-physician privilege to the extent that the patient relies upon her medical condition as a basis for recovery of damages, the Plaintiff is not required to sign a medical authorization directing any physician, surgeon or hospital that has attended, examined or treated the patient to furnish the Defendant with any and all information and records or copies of records relating to attendance, examination or treatment rendered to that treatment. See 7 Standard Pennsylvania Practice 2nd, § 36:9;
3. The Defendant is only entitled to the Plaintiff's medical history in so far as that medical history would have any bearing upon the specific injuries for which the Plaintiff's claim is made in the Complaint, as the release of prior medical history

information is controlled by the claim made by the Plaintiff in the Complaint, the breadth of the claim determines the breadth and depth of the investigation permitted into the Plaintiff's medical history by the Defendant. Hoffman v. Gearhart, 64 Pa. DNC 2nd 749 (Monroe 1974). The Court notes that the Hoffman case as cited contains suggested language for appropriate preparation of a medical release document;

4. Therefore, the Court hereby Orders the Defendant to proceed with preparation of medical release documents in the form as noted above and that the Defendant is not permitted to receive complete details of the Plaintiff's medical history.
5. The provisions of this Court's Order of July 8, 2008 awarding attorney's fees in the amount of \$660.00 are hereby rescinded.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

FILED

OCT 06 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 10/06/2008
X You are hereby notified that the above instrument is filed in the office of the Clerk of Courts, Prothonotary, and Sheriff of the Commonwealth of Massachusetts, Boston, Massachusetts, on the day of October, 2008, in the year of two thousand eight.
X Special Commissioner:
X Plaintiff(s), Attorney:
X Defendant(s), Attorney:
X Clerk

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

FILED

LYNN FELIX,
Plaintiff

No. 06-750 C.D.

JAN 20 2010
W/12:35/2
William A. Shaw
Prothonotary/Clerk of Courts

-VS-

Type of Pleading:
MOTION FOR LEAVE TO WITHDRAW

1400 TO
L. Chamm

STACY L. SNEDDEN
Defendant

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

CIVIL DIVISION

LYNN FELIX,
Plaintiff

No. 06-750 C.D.

-vs-

Type of Pleading:
MOTION FOR LEAVE TO WITHDRAW

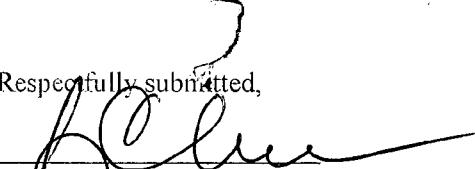
STACY L. SNEDDEN
Defendant

MOTION FOR LEAVE TO WITHDRAW

1. Having been notified of administrative suspension and "inactive" status pursuant to the Order of the Pennsylvania Supreme Court (a copy of which is attached hereto as Exhibit "A"), I hereby move this Honorable Court to grant my request to withdraw as counsel for Plaintiff *Jeffrey Pfaff - Felix*
2. I have supplied Plaintiff and Counsel for Defendant with the requisite Notice under Supreme Court Rule 217, Form 24, with a copy of said Notice attached hereto as Exhibit "B."

WHEREFORE, I request that this Honorable Court grant leave to Withdraw as counsel for Plaintiff in accordance with the proposed Order attached hereto.

Respectfully submitted,


Loralee A. Choman
1303 Treasure Lake
Du Bois, PA 15801
Telephone: (814) 375-0228

LITIGATION NOTICE OF
ADMINISTRATIVE SUSPENSION

Registered or Certified Mail
Return Receipt Requested

To: Ms. Lynn Felix
619 West Weber Avenue
DuBois, PA 15801

Pursuant to Rule 217(b) of the Pennsylvania Rules of Disciplinary Enforcement, you are hereby advised that by Order of the Supreme Court of Pennsylvania, I have been [] Disbarred, [x] Suspended, [] transferred to disability inactive status. Said Order is effective December 31, 2009.

By this notice, you are advised that you should immediately obtain another attorney to substitute in my place in representing you in litigation currently before the Courts. In the event that you do not obtain substitute counsel before the effective date of the disbarment, suspension or transfer to inactive status as indicated above, it is my responsibility to move in the Court of agency in which the proceeding is pending for leave to withdraw.

January 15, 2009.



Loralee A. Choman

7473 0419 0002 0000 1640 2009

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT <small>(Domestic Mail Only. No Insurance Coverage Provided)</small>	
<small>For delivery information visit our website at www.usps.com</small>	
OFFICIAL USE	
Postage	\$.44
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.54
Postmark Here	
Sent To Ms. LYNN FELIX	
Street, Apt. No., or PO Box No. 619 WEST WEBER AVE.	
City, State, ZIP+4 DU BOIS PA 15801	
PS Form 3800, August 2006	
See Reverse for Instructions	

DATE: 12/01/2009
TIME: 07:02:48
raltland

PENNSYLVANIA CONTINUING LEGAL EDUCATION
NON-COMPLIANT LAWYERS

PAGE: 25
USER ID:

ACTIVE

REPORT:

ctrk_crt

SORT BY : COUNTY CODE, LAWYER LAST NAME

CRITERIA: COMPLIANCE YEAR END DATE = 043009 GROUP 1, REINST FEE ASSESSED

Clearfield

52210 Choman, Loralee Anne

Certificate of Service

I hereby certify that I have served a true and correct copy of the foregoing Motion for Leave to Withdraw upon the following, by postage paid first class U.S. mail, return receipt requested:

Ms. Lynn Felix
619 West Weber Avenue
Du Bois, PA 15801

Jeffrey M. Gordon, Esquire
152 Jefferson Street
Brookville, PA 15825



Loralee A. Choman
1303 Treasure Lake
Du Bois, PA 15801
Telephone: (814) 375-0228

Date: 19 January 2010

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX,
Plaintiff

: No. 06-750 C.D.

-vs-

: Type of Pleading:
MOTION FOR LEAVE TO WITHDRAW

STACY L. SNEDDEN
Defendant

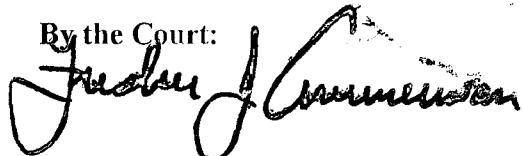
PROPOSED ORDER

MOTION FOR LEAVE TO WITHDRAW

AND NOW, this 21 day of January, 2010, upon consideration of the foregoing Motion, it is hereby ordered that:

Counsel is granted said Motion for Leave to Withdraw, with the Court being satisfied that Movant has supplied appropriate Notice under Supreme Court Rule 217 to opposing counsel of record and to Plaintiff.

By the Court:



Judge

FILED
OCT 4 2010
JAN 21 2010 L. Choman

William A. Shaw
Prothonotary/Clerk of Courts

FILED

JAN 21 2010

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 1/21/10

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX,
Plaintiff

: No. 06-750 C.D.

-vs-

STACY L. SNEDDEN
Defendant

: Type of Pleading:
ENTRY OF APPEARANCE

: Filed on Behalf of:
LYNN FELIX, Plaintiff

Counsel of Record for this Party:
Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210

(814) 375-0228
Email: chomanlaw@verizon.net

FILED
MAR 04 2010
S
William A. Shaw
Prothonotary/Clerk of Courts
COPY TO CIA
6W

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX,
Plaintiff

: No. 06-750 C.D.

-vs-

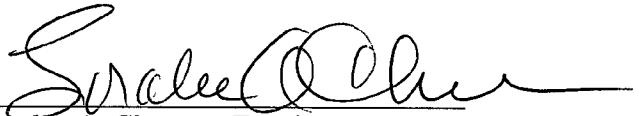
STACY L. SNEDDEN
Defendant

: Type of Pleading:
ENTRY OF APPEARANCE

: Filed on Behalf of:
LYNN FELIX, Plaintiff

ENTRY OF APPEARANCE

Please enter my appearance this date on behalf of the Plaintiff, Lynn Felix, in
the above-captioned matter.



Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210
(814) 375-0228
Email: chomanlaw@verizon.net

Dated: 3 March 2010

Certificate of Service

I certify that I have this day served, via United States Mail, postage pre-paid, a copy of my
Entry of Appearance on behalf of Plaintiff in the above matter upon the following:

Jeffrey M. Gordon, Esquire
152 Jefferson Street
Brookville, PA 15825

3 March 2010



Loralee A. Choman, Esquire
PA ID No. 52210
1303 Treasure Lake
Du Bois, PA 15801
Telephone: (814) 375-0228
Attorney for Petitioner/Plaintiff
chomanlaw@verizon.net

6

FILED
OCT 06 2010
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
**Petition for Case Management
Conference**

Filed on Behalf of:
Defendant

Counsel fo Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

PETITION FOR CASE MANAGEMENT CONFERENCE

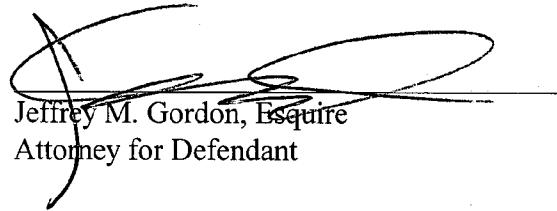
AND NOW, comes the defendant, Stacy L. Snedden, by and through her counsel, Jeffrey M. Gordon, Esquire and hereby petitions this Honorable Court to schedule a Case Management Conference averring as follows:

1. Plaintiff's Complaint was filed on or about May 12, 2006.
2. The pleadings in this matter have been closed.
3. The discovery in this matter has been completed.
4. Defendant has made an offer to pay policy limits of Twenty-five Thousand and 00/100ths (\$25,000.00) Dollars to the Plaintiff, contingent upon receiving documentation from Plaintiff that there are no existing liens, or that satisfactory arrangements have been made with lien holders as to the satisfaction of such liens.
5. Despite Defendant's requests from January 28, 2009 to provide such lien documentation, the Plaintiff has not supplied the same.
6. The Defendant would like to resolve this case, but cannot do so until the lien documentation is presented.

7. Defense counsel submits this Petition for the scheduling of a status conference believing that the Court's assistance is imperative to establish a Case Management Order and move this case towards resolution.

WHEREFORE, it is respectfully requested Your Honorable Court issue an Order scheduling a Case Management Conference at a date and time convenient to the Court.

Respectfully submitted,



Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

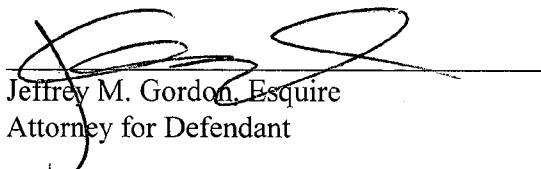
STACY L. SNEDDEN,

Defendant

CERTIFICATE OF SERVICE

I certify that on this 6th day of October, 2010, a true and correct copy of the foregoing Petition for Case Management Conference was sent via first class mail, postage prepaid, to the following:

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801


Jeffrey M. Gordon, Esquire
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

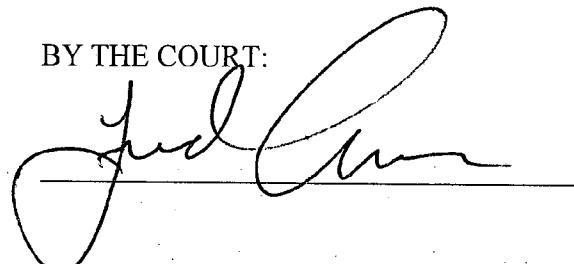
Defendant

ORDER

AND NOW, this 8 day of October, 2010, upon consideration of Defendant's Petition for Case Management Conference,

IT IS HEREBY ORDERED AND DECREED that a Case Management Conference is scheduled for the 26th day of October, 2010, at 3:30 o'clock, P.m., in Room Chambers of the Clearfield County Courthouse, 230 East Market Street, Clearfield, Pennsylvania.

BY THE COURT:



FILED *1cc*
OCT 11 2010 *Atty Gordon*
S
William A. Shaw
Prothonotary/Clerk of Courts
GK

FILED

OCT 11 2010

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 10/11/10

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

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

CA

No. 06-750 C.D.

LYNN FELIX,
Plaintiff

-vs-

STACY L. SNEDDEN.,
Defendant

Type of Filing:
**Petition to Enforce Settlement and
to Impose Sanctions**

Filed on Behalf of:
Plaintiff

Counsel of Record for this Party
Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210
610.360.6099/814.375.0228
chomanlaw@verizon.net

FILED
MAY 29 2011 Atty
William A. Shaw
Prothonotary/Clerk of Courts
Loralee Choman

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

:
:
LYNN FELIX, : No. 06-750 C.D.
Plaintiff :
-vs- :
STACY L. SNEDDEN, : Type of Filing:
Defendant : **Petition to Enforce Settlement and**
 : **to Impose Sanctions**
:
:

**PETITION TO ENFORCE SETTLEMENT AGREEMENT AND TO IMPOSE
SANCTIONS UPON DEFENDANT AND DEFENSE COUNSEL**

Plaintiff, by and through her counsel, Loralee A. Choman, hereby moves this Honorable Court to enforce the settlement agreement entered into between counsel and in support thereof avers as follows:

A. Petition to Enforce Settlement

1. This matter was subject to status conference before this President Judge on October 26, 2010, at which time Defendant's counsel advised the court that Defendant had offered to tender her policy limits in connection with the underlying auto accident pending receipt of plaintiff's lien status with the Pennsylvania Department of Public Welfare ("PDPW"). (See correspondence of counsel dated January 7, 2010 and August 23, 2010, attached here as Exhibits A and B.)
2. As noted at the settlement conference, Plaintiff's counsel had great difficulty receiving confirmation from the DPDW that they had no matter to subrogate, despite reassurances from the Department's personnel; finally, on December 22, 2010, counsel received the confirmation of the same, which she immediately forwarded to Defense counsel. (See correspondence, attached here as Exhibit C.)

3. Despite having received the PDPW correspondence, Defense counsel advised that he “[had] to check on one more matter,” which appears to have been release of Plaintiff’s first party file from State Farm, with counsel stating, “Once I receive State Farm’s file and confirm that no Medicare payments were made, I will thereafter provide you with Erie’s release.” (See correspondence dated December 30, 2010 attached here as Exhibit D.)
4. Plaintiff immediately signed the release forwarded to her and thereafter, upon the January 13, 2011, request of Defense counsel, provided her State Farm’s claim number. (See release dated January 1, 2011 and correspondence dated January 4, 2011, attached as Exhibit E.)
5. Despite her compliance with Defendant’s request and Defense counsel’s reassurances of settlement, on April 4, 2011, Defense counsel forwarded a letter to Plaintiff’s counsel (dated April 4, 2010) requesting that she sign yet a third release, noting that “Unfortunately, both local litigation specialist and myself [sic] were ready to settle this case. This process requires the main office to sign off. However, they have a question regarding a potential Medicare lien. Although I do not believe such a lien exists in this case, they will not release the settlement check until I obtain that final lien letter from Medicare.” (See correspondence attached here as Exhibit F.)
6. Counsel also noted in that correspondence that “Often it takes several weeks, even months, for Medicare to process this request.”
7. Plaintiff respectfully submits that Defendant had years to obtain this information and certainly never discussed the same at the settlement conference before this court in October. In fact, on March 24, 2009, counsel noted that he **“inadvertently requested Medicare lien information [of Plaintiff], rather than DPW lien information.”** I believe the information comes from the same department, but technically, this is not a Medicare case, but rather a Department of Public Welfare case.” (emphasis added) (See correspondence attached here as Exhibit G.)
8. Defendant thus had several years to request the information that “the main office” now seeks, and given the prospect that, as Defense counsel points out, “Often it takes several weeks, or even months, for Medicare to process this request,” Plaintiff respectfully submits that she is entitled to settlement.

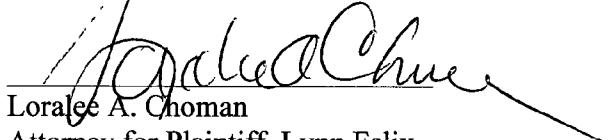
WHEREFORE, Plaintiff respectfully requests that this respectfully requests that this Honorable Court enforce the settlement between the parties and order Defendant to forward to her the release and subsequent draft necessary to settle this matter without further delay.

B. Petition to Impose Sanctions

9. Based upon the foregoing, Plaintiff respectfully submits that she is entitled to sanctions in an amount to compensate her eight hundred and seventy-five dollars for the time and expense in preparation and presentation of the present petition, which would not have been necessary if Defendant, her insurer and/or her counsel had reviewed the file in a timely fashion and not represented to this court in October and to counsel that the matter would be settled upon receipt of the specific lien information that she sought.
10. Moreover, Plaintiff's counsel, by courteous correspondence dated May 17, 2011, offered to withdraw this Petition if Defendant forwarded a release and settlement without further delay. Nonetheless, on May 18, 2011, Defense counsel wrote a threatening letter to counsel, which speaks for itself, but decidedly refused to comply with settlement. (See correspondence attached here as Exhibit H and J.)
11. Plaintiff's counsel is especially puzzled by counsel's "guarantee" that "the Judge will not require us to settle until" Plaintiff signs the latest release.

WHEREFORE, Plaintiff requests that this court award payment of the costs associated with the preparation and presentation of this Petition, and such other sanctions as the court deems appropriate.

Respectfully submitted,

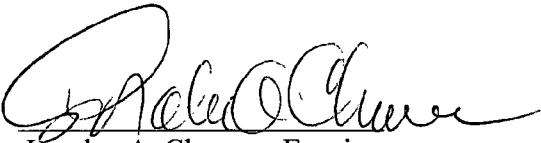

Loralee A. Choman
Attorney for Plaintiff, Lynn Felix

Certificate of Service

I certify that on behalf of Petitioner/Plaintiff I have this day served upon the following, USPS, postage pre-paid, a copy of the foregoing Petition to Enforce Settlement and to Impose Sanctions in the above matter:

Jeffrey M. Gordon, Esquire (Attorney for Respondent/Defendant)
152 Jefferson Street
Brookville, PA 15825

26 May 2011



Loralee A. Choman, Esquire
PA ID No. 52210
1303 Treasure Lake
Du Bois, PA 15801
Telephone (Cell): 610.360.6099
Attorney for Petitioner/Plaintiff
chomanlaw@verizon.net

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

January 7, 2010

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

Dear Lorrie:

Thank you for your December 21, 2009 correspondence regarding the above-referenced matter.

As soon as you have confirmation from the Department of Welfare regarding your client's lien status, please let me know. Once this information is confirmed, we will be happy to enter into negotiations in an attempt to resolve this case.

I thank you for your attention to this matter. Should you have any questions, please do not hesitate to contact me.

Sincerely,



Jeffrey M. Gordon
JMG/kjs

A

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

August 23, 2010

Via Facsimile (814-375-9141) & U.S. Regular Mail

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

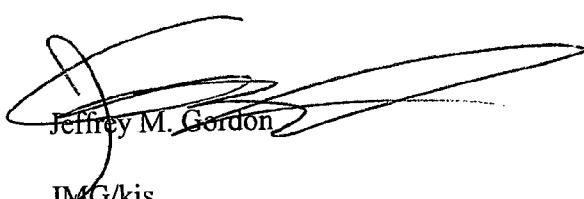
Dear Lorrie:

Please be advised my client has authorized me to offer policy limits of \$25,000.00 to bring this matter to a conclusion.

Once I receive confirmation from you of the subrogation lien amounts, and agreements for payment are in place, I will forward you a Release.

Should you have any questions, please do not hesitate to contact me.

Sincerely,



Jeffrey M. Gordon

JMG/kjs

cc: Ms. Jennifer Murphy-Reichert
Erie Insurance
Claim No. 010110517556

B



FACSIMILE TRANSMITTAL SHEET

LORALEE A. CHOMAN
Attorney

1303 TREASURE LAKE
DUBOIS, PA 15801
PHONE: 814.375.0228 **CELL: 610.360.6099**
CHOMANLAW@VERIZON.NET

TO:	FROM:
Jeffrey M. Gordon, Esq.	Lorrie Choman
YOUR CLIENT/FILE	DATE:
S. Snedden	12/22/2010
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
814.849.6363	three

NOTES/COMMENTS:

Please see attached correspondence.

Thank you.

This message is confidential. It may contain information that is privileged or otherwise legally protected from disclosure. If you are not the intended addressee, you are not authorized to read, print, retain, copy or disseminate this message or any part of it. If you have received this message in error, please accept my apology, notify me immediately by e-mail, discard any paper copies and delete all electronic files of the message. Thank you.

C -1

 COPY

Loralee A. Choman
Attorney

1303 Treasure Lake • DuBois, PA 15801

814.375.0228 • Cell 610.360.6099
e-mail: chomanlaw@verizon.net

Via fax and first class U.S.P.S.

22 December 2010

Jeffrey M. Gordon, Esquire
152 Jefferson Street
Brookville, PA 15825

RE: *Felix v. Snedden*

Dear Jeff:

Enclosed please find correspondence from Ms. Karin L. Tyler, Claims Investigation Agent, division of Third Party Liability, Department of Public Welfare ("DPW"), confirming that the DPW has no medical or cash assistance claim related to Ms. Felix for the accident of May 13, 2004. I believe this is all that you have requested in order to process settlement of this case against Ms. Snedden.

Thank you kindly for your patience throughout this matter. I look forward to receiving a release, which I assume will be limited to your client and her insurer only. Please call me if you need anything further.

Very truly yours,


Lorrie Choman

Enclosure

LAC/cam
Ms. Lynn Felix ✓
Ms. Karin L. Tyler

C-2



COPY

Pennsylvania Department of Public Welfare
Bureau of Financial Operations
Division of Third Party Liability

FACSIMILE COVER FORM

Note: This information contains Protected Health Information that is strictly confidential and legally privileged. It is to be delivered promptly to the Addressee and read by that person only.

We are faxing you _____ pages, including this cover sheet.

NAME: Shirley Chapman

DEPARTMENT: _____

FAX NUMBER: 814 375 9141

If you do not receive all of the pages, or if other problems occur, please contact us as soon as possible.

SENT BY: Karin Tyler - Claims Investigation Agent

DATE: 12/22/10 TELEPHONE: 717-772-6614 FAX: 717-705-8150

COMMENTS: _____

CIS-370 13 9047

No meds

The documents accompanying this FAX transmission contain information that is private, confidential or legally privileged. The information is intended only for the use of the individual or entity named on this FAX sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this FAXED information is strictly prohibited.

PLEASE NOTE: THE HIPAA PRIVACY RULE CREATES STRINGENT PENALTIES FOR COVERED ENTITIES THAT VIOLATE THE PRIVACY RULE.

C-3



COPY



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE
BUREAU OF FINANCIAL OPERATIONS
DIVISION OF THIRD PARTY LIABILITY
CASUALTY UNIT
P.O.BOX 6486
HARRISBURG, PA 17105-6486

December 22, 2010

LORALEE A CHOMAN
1303 TREASURE LAKE
DUBOIS PA 15801

Re: Lynn Felix
CIS #: 370139047
Incident Date: 05/13/2004

Dear Loralee A. Choman:

Pursuant to your request for a statement of claim, the Department of Public Welfare, Third Party Liability, Casualty Unit, has reviewed the information you provided regarding the above-referenced incident.

It has been determined that DPW has no medical and/or cash assistance claim for this incident.

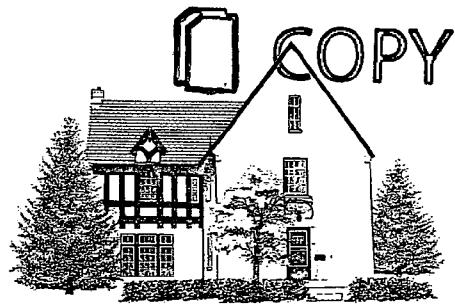
If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink that reads "Karin L. Tyler".

Karin L. Tyler
Claims Investigation Agent
717-772-6614
717-772-6553 FAX

C-4



Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363

152 Jefferson Street, Brookville, PA 15825

December 30, 2010

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

Dear Lorrie:

Thank you for your correspondence of December 22, 2010, along with the information from the Department of Public Welfare confirming there is no lien.

We are almost there – I have to check on one more matter, but I think it will be relatively simple. I want to make sure that Medicare did not pay any of your client's bills. It is my recollection there were not a whole lot of bills that were a result of this accident, and it is likely that your client's first-party auto carrier paid all those bills.

Therefore, I am providing you with a release so I can obtain your client's State Farm first-party benefit file so I can confirm the medical bills were in fact paid by State Farm and Medicare did not pay anything.

Please have Ms. Felix sign the enclosed release and return the same to my office as soon as possible. Also, would you please witness your client's signature? Once I receive State Farm's file and confirm that no Medicare payments were made, I will thereafter provide you with Erie's release. I am hoping this will only take a few weeks.

Should you have any questions, please do not hesitate to contact me.

Sincerely,


Jeffrey M. Gordon

JMG/kjs

Enclosure

D



Loralee A. Choman
Attorney

1303 Treasure Lake • DuBois, PA 15801

814.375.0228 • Cell 610.360.6099
e-mail: chomanlaw@verizon.net

4 January 2011

Jeffrey M. Gordon, Esquire
152 Jefferson Street
Brookville, PA 15825

RE: *Felix v. Snedden*

file
A logo consisting of a small icon of a document or envelope followed by the word "COPY" in a stylized, bold font, with a handwritten "file" written above it.

Dear Jeff:

Enclosed please find the release you have requested of my client. Please call me if you have any questions on this matter.

Very truly yours,

Lorrie Choman

LAC/cam
c: Ms. Lynn Felix

PS: Lynn: please save this letter for your file and enclose the signed original along with your signed release in the postage-paid envelope to Attorney Gordon. Thank you.

A logo consisting of a small icon of a document or envelope followed by the word "COPY" in a stylized, bold font.

E

Jeffrey M. Gordon

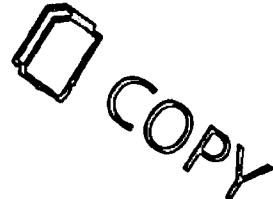
Attorney at Law

(814) 849-6800 ♦ Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

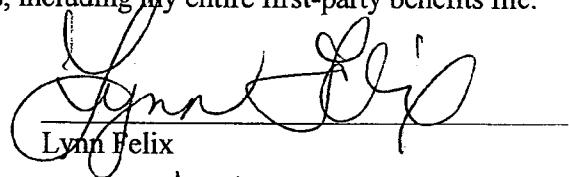
AUTHORIZATION FOR RELEASE OF FIRST-PARTY INFORMATION



This is to authorize you to furnish the law firm of Jeffrey M. Gordon, Esquire, 152 Jefferson Street, Brookville, Pennsylvania, 15825 or any representative thereof, any and all information which they may request pertaining to first-party benefits, including my entire first-party benefits file.



Witness



Lynn Felix

Date: 1/1/11

E-1

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

January 13, 2011

Via U.S. Regular Mail and E-mail (chomanlaw@verizon.net)

 COPY

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

Dear Lorrie:

Thank you for providing the signed Release.

Would you be so kind as to provide me with a claim number from State Farm? You probably have this in your file somewhere when a claim was opened for property damage, medical payments, etc.

I thank you for your anticipated assistance

Sincerely,



Jeff M. Gordon

JMG/kjs

E2

FACSIMILE TRANSMITTAL SHEET

 COPY

LORALEE A. CHOMAN

Attorney

1303 TREASURE LAKE

DUBOIS, PA 15801

PHONE: 814.375.0228 CELL: 610.360.6099

CHOMANLAW@VERIZON.NET

TO: Jeffrey M. Gordon, Esq. **FROM:** Lorrie Choman

YOUR CLIENT/FILE

S. Snedden

DATE:

1/28/2011

FAX NUMBER:

814.849.6363

TOTAL NO. OF PAGES INCLUDING COVER:

two

NOTES/COMMENTS:

Please see requested information below.

Thank you.

Loralee A. Choman
Attorney

1303 Treasure Lake • DuBois, PA 15801

814.375.0228 • Cell 610.360.6099

e-mail: chomanlaw@verizon.net

29 December 2010

State Farm Insurance Companies
Claims/Concordville Operations Center
P.O. Box 41
Concordville, PA 19331

RE: Insured: James Aughenbaugh/ Lynn Felix
Claim No. 38.K437.819
Date of Loss: May 13, 2004

This message is confidential. It may contain information that is privileged or otherwise legally protected from disclosure. If you are not the intended addressee, you are not authorized to read, print, retain, copy or disseminate this message or any part of it. If you have received this message in error, please accept my apology, notify me immediately by e-mail, discard any paper copies and delete all electronic files of the message. Thank you.

E-3

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

January 31, 2011

State Farm Insurance Companies
Claims/Concordville Operations Center
PO Box 41
Concordville, PA 19331

Re: *Insured: James Aughenbaugh/Lynn Felix*
Claim No.: 38.K437.819
Date of Loss: May 13, 2004
Case Name: Lynn Felix v. Stacy L. Snedden - Clearfield County,
No. 750 - 2006 C.D.

Dear Sir or Madam:

Please be advised I represent the Defendant, Stacy L. Snedden, regarding the above-referenced matter.

I have enclosed a signed Authorization for Release from your insured, Lynn Felix, requesting her first-party benefit information be released to my office. Specifically, I am looking for first-party benefit medical payment records as a result of the accident which occurred on May 13, 2004.

I thank you for your attention to this matter. Should you have any questions, please do not hesitate to contact me.

Sincerely,



Jeffrey M. Gordon

JMG/kjs

cc: Loralee A. Choman, Esquire
Counsel for Plaintiff

E-4

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

April 4, 2010

COPY

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

Dear Lorrie:

Unfortunately, both local litigation specialist and myself were ready to settle this case. This process requires the main office to sign off. However, they have a question regarding a potential Medicare lien. Although I do not believe such a lien exists in this case, they will not release the settlement check until I obtain that final lien letter from Medicare.

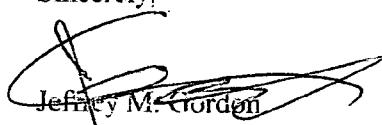
Therefore, I am including Medicare's Consent to Release for completion and your client's signature. (1) Please print or type your client's name in the second paragraph as it appears on her Medicare card; and (2) Under Medicare Beneficiary Information and Signature, please have Ms. Felix sign and date the document (exactly as it appears on her card), and complete the Medicare Health Insurance Claim Number.

Often it takes several weeks, or even months, for Medicare to process this request. However, as soon as I do receive this information, if it has no lien attached, we will bring this case to a final conclusion.

I have enclosed a self-addressed, stamped envelope so you may return the completed form to my office. I thank you for your patience.

Should you have any questions, please do not hesitate to contact me.

Sincerely,


Jeffrey M. Gordon
JMC/kjs

Enclosures

F

CONSENT TO RELEASE

The language below should be used when you, a Medicare beneficiary, want to authorize someone other than your attorney or other representative to receive information, including identifiable health information, from the Centers for Medicare & Medicaid Services (CMS) related to your liability insurance (including self-insurance), no-fault insurance or workers' compensation claim.

I, _____ (print your name exactly as shown on your Medicare card) hereby authorize the CMS, its agents and/or contractors to release, upon request, information related to my injury/illness and/or settlement for the specified date of injury/illness to the individual and/or entity listed below:

CHECK ONLY ONE OF THE FOLLOWING TO INDICATE WHO MAY RECEIVE INFORMATION AND THEN PRINT THE REQUESTED INFORMATION:

(If you intend to have your information released to more than one individual or entity, you must complete a separate release for each one.)

Insurance Company Workers' Compensation Carrier Other defendant in personal (Explain) injury claim

Jeffrey M. Gordon, Esquire
Counsel for Erie Insurance
Exchange, representing

Name of entity: Jeffrey M. Gordon, Esquire

Contact for above entity: same

Address: 152 Jefferson Street

Brookville, PA 15825

Telephone: 814-849-6800

CHECK ONE OF THE FOLLOWING TO INDICATE HOW LONG CMS MAY RELEASE YOUR INFORMATION (The period you check will run from when you sign and date below.):

One Year Two Years Other May 13, 2004 to present
(Provide a specific period of time)

I understand that I may revoke this "consent to release information" at any time, in writing.

MEDICARE BENEFICIARY INFORMATION AND SIGNATURE:

Beneficiary Signature: _____ Date signed: _____

Note: If the beneficiary is incapacitated, the submitter of this document will need to include documentation establishing the authority of the individual signing on the beneficiary's behalf. Please visit www.msprc.info for further instructions.

Medicare Health Insurance claim Number (The number on your Medicare card.): _____

Date of Injury/Illness: May 13, 2004

F-1

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 • Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

March 24, 2009

 COPY

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

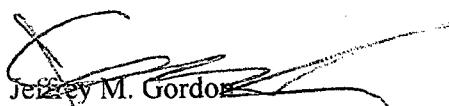
Dear Lorrie:

Upon review of my file, I realize I inadvertently requested Medicare lien information, rather than DPW lien information. I believe the information comes from the same department, but technically, this is not a Medicare case, but rather a Department of Public Welfare case.

In any event, have you requested or secured any of this information? Please let me know if you have made any efforts to obtain the lien information.

I thank you for your attention to this matter.

Sincerely,


Jeffrey M. Gordon
JMG/kjs

G

Loralee A. Choman
Attorney

1303 Treasure Lake • DuBois, PA 15801

814.375.0228 • Cell 610.360.6099

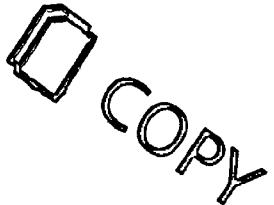
e-mail: chomanlaw@verizon.net

Via fax and regular U.S. Mail

17 May 2011

Jeffrey M. Gordon, Esquire
152 Jefferson Street
Brookville, PA 15825

RE: *Felix v. Snedden*



Dear Jeff:

I will be forwarding to you shortly a Petition to Enforce Settlement, as my client is not inclined to wait yet another unknown period of time for Ms. Snedden to confirm the absence of a lien. As you know, we waited through personnel changes and much red tape to confirm that the DPW imposed no lien. There was never any mention at the Case Management Conference before Judge Ammerman in October that the carrier would be requiring additional lien information. Nonetheless, Ms. Felix promptly complied on January 1, 2011, per your request for additional confirmation of lien status. To now impose the burden of yet another authorization is both unfair and unprofessional. Certainly, Erie had the option for many years now to determine the types of authorizations they required of Ms. Felix. Therefore, I am returning the release you have forwarded to me for my client's signature.

Please understand that I do not fault you personally or your decision-making for this latest dilemma, as you have made it clear that this a "main office" decision. However, my client has jumped through every hoop they have set before her, and she is entitled to settlement on this claim, without further delay. As you know, Ms. Felix will also have to wait for approval of the release before she can proceed with her underinsured claim.

As a courtesy to you, I will withdraw this Petition before the scheduling date, but I am requesting reimbursement of costs and sanctions, if settlement is not forthcoming before that time. Please call me if you have any questions on this matter.

Very truly yours,

Lorrie Choman

LAC/cam
c: Ms. Lynn Felix

END.

H

Jeffrey M. Gordon

Attorney at Law

(814) 849-6800 ♦ Fax (814) 849-6363



152 Jefferson Street, Brookville, PA 15825

May 18, 2011

*Via U.S. Regular Mail; Facsimile (814-375-0228)
& e-mail (choman@verizon.net)*

 COPY

Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801

*Re: Lynn Felix v. Stacy L. Snedden
Clearfield County, No. 750 - 2006 C.D.*

Dear Lorrie:

I am in receipt of your May 17, 2011 correspondence. In my earlier days, I would have snapped back a letter to you that would have curled your toes. However, now that I am much wiser and mature, I can see these things for what they are and am responding accordingly.

First of all, the delays in getting your client's case settled have been caused by your failure to obtain the lien information I asked for at the beginning. It wasn't until recently that you finally did provide me the DPW information. Once that information was supplied to my client, I was requested to obtain a lien letter from Medicare, and I promptly sent you a release requesting that your client sign the same. Why at this point you would refuse to comply, is beyond me. We are very close to settling this case and I can guarantee you this case will not settle, and the Judge will not require us to settle until you provide to us the information requested. At best, the Court would only require us to pay settlement proceeds into court pending receipt of the lien letter.

Therefore, I would strongly advise you to comply with my request so we may bring his matter to a final conclusion. It should only take a few weeks to get a lien letter from Medicare. I will ask for attorney's fees if you force us to attend a ridiculous hearing because of your failure to provide a release. In fact, in every case that I handle, and I've been handling these cases for more than 21 years, the plaintiff's attorney provides me with this information and I do not have to seek it myself.

You should reconsider your position, because I can almost guarantee you that you are going to have to have your client sign the release and you will be paying for my attorney's fees.

5

Loralee A. Choman, Esquire
May 18, 2011
Page two

 COPY

And, if I have to travel over the mountain to argue this ridiculous thing, I am also going to ask for sanctions.

Should you have any questions, please do not hesitate to contact me.

Sincerely,


Jeffrey M. Gordon
JMG/kjs

cc: Ms. Jennifer Murphy Reichert
Erie Insurance

OA

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

LYNN FELIX, : No. 06-750 C.D.
Plaintiff :
-vs- : Type of Filing:
STACY L. SNEDDEN : Proposed Order
Defendant :
: :
: :
: :

ORDER

AND NOW, this _____ day of _____, 2011, it is ordered that defendant's Petition to Enforce Settlement and to Impose Sanctions is hereby granted, and Defendant is ordered to comply herewith by:

- (1) forwarding to Plaintiff without delay a release of liability sufficient for her to proceed with her underinsured motorist's claim;
- (2) payment of \$875.00 made payable to Plaintiff's counsel, representing the costs associated with the present motion; and
- (3) it is further ordered that that defendant and attorney for defendant shall be subject to the following sanctions:

By the Court:

Ammerman, J.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

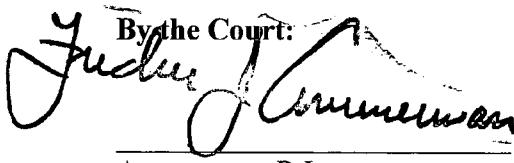
LYNN FELIX, : No. 06-750 C.D.
Plaintiff :
-vs- : Type of Pleading:
STACY L. SNEDDEN : RULE TO SHOW CAUSE
Defendant :
: Filed on Behalf of:
: LYNN FELIX, Plaintiff

RULE TO SHOW CAUSE

AND NOW, this 31st day of May, 2011, upon consideration of the Plaintiff's Petition to Enforce Settlement and to Impose, it is hereby ordered that a Rule is issued upon the Respondent to show cause why the Petitioner is not entitled to the relief requested.

Rule returnable and a hearing thereon on the 1st day of July, 2011, at 9:00 a m. in the Clearfield County Courthouse, courtroom number 1 with 1/2 hr. allotted for hearing on the matter

By the Court:


Ammerman, P.J.

FILED *1cc*
P 11/16/2011 Amy
S JUN 01 2011 Choman
William A. Shaw
Prothonotary/Clerk of Courts

卷之三

JUN 01 2011

William A. Shaw
Prothonotary/Clerk of Courts

DATE

You are responsible for serving all papers on the other party. The Probationary's office has provided service to the following parties:

Plaintiff(s) _____ Plaintiff(s) Attorney _____ Other _____
Defendant(s) _____ Defendant(s) Attorney _____

Instructions:

FILED No CC

110:36am

JUN 09 2011

William A. Shaw
Prothonotary/Clerk of Courts

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

No. 06-750 C.D.

LYNN FELIX,
Plaintiff

-vs-

STACY L. SNEDDEN.,
Defendant

Type of Filing:

**Certificate of Service: Rule
Returnable on Petition to Enforce
Settlement and to Impose Sanctions**

Filed on Behalf of:
Plaintiff

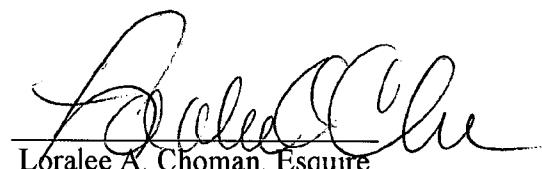
Counsel of Record for this Party
Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210
610.360.6099/814.375.0228
chomanlaw@verizon.net

Certificate of Service

I certify that on behalf of Plaintiff I have this day served upon the following, via fax and United States Mail, postage pre-paid, a certified copy of Rule Returnable scheduling hearing on Plaintiff's Petition to Enforce Settlement and to Impose Sanctions in the above matter:

Jeffrey M. Gordon, Esquire
(Attorney for Respondent/Defendant)
152 Jefferson Street
Brookville, PA 15825

7 June 2011


Loralee A. Choman, Esquire
PA ID No. 52210
1303 Treasure Lake
Du Bois, PA 15801
Telephone (Cell): 610.360.6099
Attorney for Petitioner/Plaintiff
chomanlaw@verizon.net

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,
Plaintiff

No. 750 - 2006 C.D.

v.

STACY L. SNEDDEN,
Defendant

Type of Pleading:
**Motion for Continuance and
Order**

Filed on Behalf of:
Defendant

Counsel for Record for this Party:
Jeffrey M. Gordon, Esquire
Supreme Court No. 55835
152 Jefferson Street
Brookville, PA 15825
814-849-6800

FILED *ice*
JUN 14 2011 *Atty*
William A. Shaw
Prothonotary/Clerk of Courts
Gordon

612

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

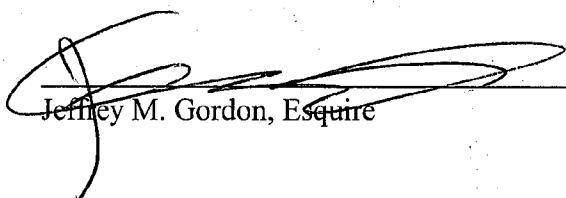
MOTION FOR CONTINUANCE

AND NOW, come the Defendant, Stacy L. Snedden, by and through her attorney, Jeffrey M. Gordon, Esquire, and respectfully requests a continuance of the Rule Returnable Hearing scheduled on July 1, 2011 and offers the following in support thereof:

1. A Rule Returnable Hearing in this matter is scheduled for July 1, 2011 at 9:00 a.m.
2. Counsel for the Defendant, Jeffrey M. Gordon, Esquire, requests this continuance due to the fact he is scheduled to be out of the country on a prepaid vacation from July 1, 2011 through July 12, 2011.
3. Counsel for Plaintiff does not object to this continuance.

WHEREFORE, it is respectfully requested that Your Honorable Court continue said Pre-trial Conference.

Respectfully submitted,



Jeffrey M. Gordon, Esquire

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

CA
FILED

LYNN FELIX,

Plaintiff

v.

No. 750 - 2006 C.D.

STACY L. SNEDDEN,

Defendant

JUN 14 2011
012400
William A. Shaw
Prothonotary/Clerk of Courts

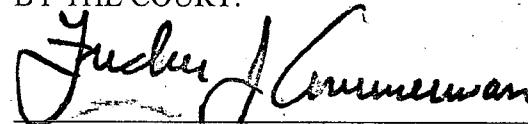
1 cent to

ATT

ORDER

AND NOW, this 14th day of June, 2011, upon consideration of the within Motion for Continuance in the above matter, it is the Order of the Court that the rule returnable hearing thereon scheduled for July 1, 2011, at 9:00 a.m., has been rescheduled on the 15th day of July, 2011, at 10:30 A.M. in Courtroom No. 1, Clearfield County Courthouse, Clearfield, Pennsylvania.

BY THE COURT:



Frederick J. Ammerman P.J.

~~FILED~~

JUN 14 2011

William A. Shaw
Prothonotary/Clerk of Courts

~~FILED~~

JUN 14 2011

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX,
Plaintiff

-vs-

STACY L. SNEDDEN
Defendant

No. 06-750 C.D.

Type of Pleading:
Praecipe to Settle, Discontinue and End

Filed on Behalf of:
LYNN FELIX, Plaintiff

5 FILED
2 SEP 23 2011
013:15 (C)
William A. Shaw
Prothonotary/Clerk of Courts
2 WEN
+
M+

Counsel of Record for this Party:
Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210

(814) 375-0228
Email: chomanlaw@verizon.net

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

LYNN FELIX,
Plaintiff

: No. 06-750 C.D.

-vs-

: Type of Pleading:
Praecipe to Settle, Discontinue and End

STACY L. SNEDDEN
Defendant

: Filed on Behalf of:
LYNN FELIX, Plaintiff

PRAECIPE TO SETTLE, DISCONTINUE AND END

THE PROTHONOTARY:

Kindly mark the above case settled, discontinued and ended

Respectfully submitted,


Loralee A. Choman, Esquire
1303 Treasure Lake
DuBois, PA 15801
PA Atty. ID No. 52210
(814) 375-0228
Email: chomanlaw@verizon.net

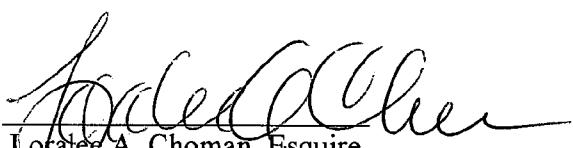
Dated: 23 September 2011

Certificate of Service

I certify that I have this day served, via certified United States Mail, postage pre-paid, a copy of the Praeclipe to Settle, Discontinue and End on behalf of Plaintiff in the above matter upon the following:

Jeffrey M. Gordon, Esquire
(Attorney for Defendant)
152 Jefferson Street
Brookville, PA 15825

23 September 2011


Loralee A. Choman, Esquire
PA ID No. 52210
1303 Treasure Lake
Du Bois, PA 15801
Telephone: (814) 375-0228
Attorney for Petitioner/Plaintiff
chomanlaw@verizon.net

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

CIVIL DIVISION

LYNN FELIX,	:	No. 06-750 C.D.
Plaintiff	:	
	:	
	:	Case Management Memorandum
-vs-	:	
	:	
	:	
STACY L. SNEDDEN	:	
Defendant	:	
	:	
	:	Filed on Behalf of:
	:	LYNN FELIX, Plaintiff

CASE MANAGEMENT MEMORANDUM

DATE: 26 October 2010

TO: Fredric J. Ammerman, President Judge
Clearfield County Court of Common Pleas

FROM: Loralee A. Choman,
Attorney for Lynn Felix, Plaintiff

This matter comes before you today as a result of a Petition for Case Management conference requested by Defendant. As noted therein, the pleadings have been closed, discovery completed, with Defendant having made an offer to tender policy limits of twenty-five thousand dollars to Plaintiff, contingent upon receiving reassurance that no liens are pending from the Department of Public Welfare, or otherwise.

Although I have had ongoing conversations and correspondence with the Department, in particular Ms. Karin Tyler, Claims Investigative Agent, I have received no notice that the Department is asserting a lien in connection with Ms. Felix's treatment.

Attached are copies of my most recent correspondence with Ms. Tyler. In preparation for our conference today, and as follow up to my previous correspondence, I spoke with Ms. Tyler today about this claim. She stated that from her perspective, and after extensive review of Ms.

Fredric J. Ammerman, President Judge/Memorandum/ No. 06-750 C.D.

Page 2

26 October 2010

Felix' file, no liens will be asserted. I requested that she forward to me in writing the Department's confirmation that no lien is pending. She agreed that after a final review and approval, which should occur by the end of the day on October 27, 2010, she would be in a position to have a letter sent to me confirming our conversation. I will notify Mr. Gordon promptly upon receipt of that correspondence so that we close this matter.

Attached are copies of recent relevant correspondence. Thank you kindly for your time and consideration on this matter.

c: Jeffrey Gordon, Esq.
Attorney for Defendant

Loralee A. Choman
Attorney

1303 Treasure Lake • DuBois, PA 15801

814.375.0228 • Cell 610.360.6099

e-mail: chomanlaw@verizon.net

4 August 2010

Ms. Karin L. Tyler, Claims Investigation Agent
Commonwealth of Pennsylvania
Department of Public Welfare
Bureau of Program Integrity
Division of Third Party Liability
Casualty Unit
P.O. Box 8486
Harrisburg, PA, 17105-8496

 COPY

Re: Lynn Felix
CIS #: 370139047
Incident Date: 05/13/2004

Dear Ms. Tyler:

Thank you for discussing the above- referenced case with me. Enclosed you will find the completed form you forwarded to me, indicating that the Commonwealth's claim, if any, will be protected in the underlying litigation and also indicating the identities of applicable insurance policies and claim numbers.

As you can see from the enclosed correspondence, on which I have copied you, I am having difficulty discerning the claim's status with regard to lien information. I will attempt to determine whether Ms. Felix's prior counsel, the late Joseph Buckley, Esq., had filed the appropriate notice with the court.

Thank you kindly for your patience and understanding during the course of this matter. Please feel welcome to call me with any questions

Sincerely,


Lorrie Choman

Enclosures
LAC/cam

Ms. Lynn Felix



COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE
BUREAU OF PROGRAM INTEGRITY
DIVISION OF THIRD PARTY LIABILITY
CASUALTY UNIT
P.O. BOX 8486
HARRISBURG, PA 17105-8486



COPY

April 2, 2010

LORALEE A CHOMAN
1303 TREASURE LAKE
DUBOIS PA 15801

Re: Lynn Felix
CIS #: 370139047
Incident Date: 05/13/2004

Dear Loralee A. Choman, Esquire:

Previously, we advised you of our interest in the personal injury claim involving the above-referenced individual.

We would appreciate if you would inform us of the current status of the case by checking the appropriate block(s), supplying the fill-in information, and returning the form to this office. Please return this completed form or amended form by April 20, 2010.

briefly ✓ I do acknowledge we have spoken briefly regarding this case, considering the situation and the number of phone calls back and forth, I felt this mode of communicating may prove more effective. Please include 1st and/or 3rd party insurance information.

Case scheduled for trial on _____; pretrial conference on _____

Please supply the name, address, and claim number of the applicable motor vehicle insurance carrier. If motor vehicle insurance is not applicable, please supply any other relevant insurance information. SEE ENCLOSED CORRESPONDENCE

Settlement completed. The Third Party Liability Section may expect payment by approximately _____

The Commonwealth's claim will be protected.

No longer handling the case.

Client's new attorney is _____

Address _____

Other (Please explain) _____



COPY

If you have any further questions, please contact me. Thank you
for your cooperation in this matter.

Sincerely,

Karin L. Tyler
Claims Investigation Agent
717-772-6614
717-772-6553 FAX

Enclosure

Loralee A. Choman
Attorney

1303 Treasure Lake • DuBois, PA 15801

814.375.0228 • Cell 610.360.6099

e-mail: chomanlaw@verizon.net



4 August 2010

Jeffrey M. Gordon, Esquire
152 Jefferson Street
Brookville, PA 15825

RE: *Felix v. Snedden*

Dear Jeff:

Please accept this correspondence as authorization, on behalf of Ms. Felix, in response to your recent inquiry to address my efforts to pursue lien information in order to assist in settling the underlying matter. I have been unsuccessful in obtaining information to the extent that some of the providers have had difficulty in determining whether their treatment of Ms. Felix was related to the accident of May 13, 2004. In order to resolve this, I have asked Ms. Felix to review her personal records with me. And as I may have mentioned to you earlier, my understanding is that her condition has worsened, and she has had to attend several appointments. However, in order to respond to your request, please note the following contact information. Ms. Karin L. Tyler, claims Investigation Agent/recovery specialist in the Division of Third Party Liability, Pennsylvania Department of Welfare, is handling this file. Ms. Felix's CIS number is 370139047.

Again, my understanding is that Ms. Felix exhausted her State Farm benefits and that M.A. may have paid for some of the remaining bills.

Thank you kindly for your inquiry. Please let me know if you have any questions on the matter.

Very truly yours,

Lorrie Choman

LAC/cam
Ms. Lynn Felix
Ms. Karin L. Tyler

Loralee A. Choman

Attorney

1303 Treasure Lake • DuBois, PA 15801

(814) 375-0228 • Fax: (814) 375-9141

chomanlaw@verizon.net

7 August 2008

RECEIVED
PROTHONOTARY'S OFFICE
8/8/08

WILLIAM A. SHAW
PROTHONOTARY/CLERK OF COURTS

Jeffrey M. Gordon, Esquire
152 Jefferson Street
Brookville, PA 15825

RE: **Felix v. Snedden**
Clearfield County, No. 750 – 2006 C.D.

Dear Mr. Gordon:

Enclosed please find a certified copy of the Court's Order of August 4, 2008, scheduling hearing on Plaintiff's Petition for Special Relief on the date and time stated therein.

Also attached is a corrected copy of Exhibit "B" to that Petition; I inadvertently attached your correspondence rather than mine. By copy of this letter, I have this day sent to the Court a corrected copy of the Exhibit.

Please let me know if you need anything further.

Very truly yours,

Lorrie Choman

lac
Enclosures

✓ Honorable Fredric Ammerman, President Judge
Ms. Lynn Felix

Loralee A. Choman

Attorney

1303 Treasure Lake • DuBois, PA 15801

(814) 375-0228 • Fax: (814) 375-9141

chomanlaw@verizon.net

20 May 2008

Jeffrey M. Gordon, Esquire
152 Jefferson Street
Brookville, PA 15825

RE: *Felix v. Snedden*

Dear Mr. Gordon:

Enclosed please find my client's signed authorizations for the following physicians: Drs. Scerbo, Bejjani, Kunkle, Kratz, El-Kassas, J. Rice, and Flick. Drs. Lundgren, Ott and Lunsford had no involvement in the present matter. Please let me know if you need anything further.

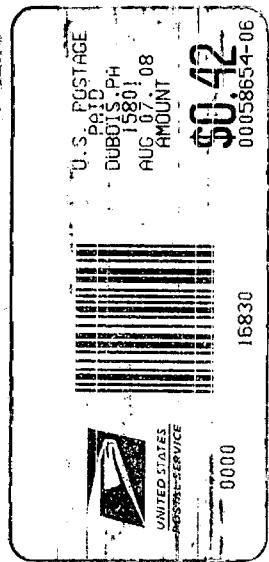
Very truly yours,

Lorrie Choman

lac
Enclosures
Ms. Lynn Felix

Corrected Exhibit "B" to Petition for Special Relief

1303 Treasure Lake
Du Bois PA 15801



Frederic J. Ammerman, President Judge
Judge's Chambers
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830

四百一