

**Comm of Pa vs Andrew Sutika et al  
2006-1037-CD**



06-1037-CD

COURT OF COMMON PLEAS OF **CLEARFIELD** COUNTY, PENNSYLVANIA  
83189020

NAME AND ADDRESS: **ANDREW A SUTIKA JR INDIV  
AND AS V-PRESIDENT OF  
PASQUALES PIZZERIA OF DUBOIS INC  
1614 TREASURE LAKE  
DUBOIS PA 15801**

TO THE PROTHONOTARY OF SAID COURT:  
PURSUANT TO THE LAWS OF THE COMMONWEALTH OF PENNSYLVANIA  
THERE ISHERWITH TRANSMITTED A CERTIFIED COPY OF LIEN  
TO BE ENTERED OF RECORD IN YOUR COUNTY.

**CERTIFIED COPY OF LIEN**

CLASS OF TAX	TAX PERIOD (OR DUE DATE)	DATE OF ASSESSMENT DETERMINATION OR SETTLEMENT	IDENTIFYING NUMBER	TAX	TOTAL
S&U	07/01/05 to 03/31/06	05/02/06	CO88888	\$5,234.90	\$6,700.90
					<b>FILED</b> <i>10c Piff m 1/0:54/06 Piff pd 25.00 JUN 30 2006</i> William A. Shaw Prothonotary/Clerk of Courts
			TOTALS	\$5,234.90	\$6,700.90
			FILING FEE (S)		\$25.00
			ADDITIONAL INTEREST		
			SETTLEMENT TOTAL		

INTEREST COMPUTATION DATE 09/25/06

The undersigned, the Secretary of revenue (or his authorized delegate) of the Commonwealth of Pennsylvania, certifies this to be true and correct copy of a lien against the above named taxpayer for unpaid tax, interest, additions or penalties thereon due from such taxpayer and which, after demand for payment thereof, remains unpaid. The amount of such unpaid tax, interest, additions or penalties is a lien in favor of the commonwealth of Pennsylvania upon the taxpayer's property, real, personal, or both, as the case may be.

The handwritten signature of Keith J. Richardson, Secretary of Revenue.

SECRETARY OF REVENUE  
(OR AUTHORIZED DELEGATE)

JUN 28 2006

DATE

PART 1 – TO BE RETAINED BY RECORDING OFFICE

**LIEN FOR TAXES, PENALTIES AND INTEREST**

**General Information**

**COMMONWEALTH OF PENNSYLVANIA**

VS

**ANDREW A SUTIKA JR INDIV**

Corporation Tax Lien provided under the Fiscal Code arises at the time of settlement (assessment) and are liens upon the franchises and property, both real and personal, with no further notice. The filing of a Notice of Lien on a county Probateary is not a requisite, and the lien remains in full force and validity without filing or revival until paid.

Interest Tax Lien are liens on Real Estate which continue until the tax is paid.

Personal Income Tax, Employer Withholding Tax, Realty Trans-

fer Tax, Sales and Use Tax, Liquid Fuels Tax, Fuels Use Tax,

Motor Carriers Road Tax and Motorbus Road Tax, Oil Company Franchise Tax and Liquid Fuels and Fuels Tax liens are liens upon

the franchises as well as real and personal property of tax-

payers, but only after they have been entered and docketed of record by the Prothonotary of the county where such property is situated and shall not attach to stock of goods, wares, or mer-

chandise regularly sold in the ordinary course of business of the taxpayer. The lien has priority from the date of entry of record.

Filed this 9007 06 Nov day of

**DECEMBER**

**PLACE OF FILING NOTICE FORM**

Place of filing: The Notice of Lien shall be filed:

(a) In the case of Real Property, in the office of the Pro-

thonotary of the county in which the property subject to the

lien is situated and (b) in the case of Personal Property,

whether tangible or intangible in the office of the Prothonotary

of the county in which the property subject to lien is situated.

**AUTOMATIC REVIVAL OF NOTICE AND PRIORITY OF NOTICE**

**General Rule:** According to the Fiscal Code, the Notice of Lien is automatically revived and does not require refiling of the Notice by the Commonwealth. Any Notice of Lien filed by the Commonwealth shall have priority to, and be paid in full, before any other obligation, judgment, claim, lien, or estate is satisfied from a subsequent judicial sale or liability with which the property may be charged. **Exception:** The Commonwealth does not maintain priority of tax liens over any existing mortgages or liens which are properly recorded at the time that the tax lien is filed. See, Act of December 12, 1994, P.L. 1015, No. 138.

**RELEASE OF LIEN**

The Secretary or his delegate may issue a Certificate of Release of any lien imposed with respect to any tax if (1) the liability is satisfied, satisfaction consisting of payment of the amount assessed together with all interest and costs in respect thereof, or (2) the liability has become legally unenforceable.

Exception: Interest on Corporation Taxes is computed after the lien is paid.

**CLASSES OF TAX**

The "TOTAL" (column 6) for each type of tax listed on this Notice of Lien comprises the balance of tax due (column 5) plus assessed additions and/or penalties, and assessed and accrued interest to the interest computation date on the face of the Notice.

S.R.U.	State Sales and Use Tax
L.S.U.	Local Sales and Use Tax
R.T.T.	Realty Transfer Tax
L.F.T.	Inheritance and Estate Tax
F.U.T.	Liquid Fuels Tax (Gasoline)
H.C.R.T.	Fuels Use Tax (Diesel and Special Fuels)
O.F.T.	Motor Carriers Road Tax
H.I.T.	Oil Franchise Tax
BUS	Public Transportation Assistance Fund Taxes and Fees
L.F. & F.T.	Motorbus Road Tax
	Liquid Fuels and Fuels Tax

**SETTLEMENT OF ACCOUNT**

Interest is imposed at the following rates:

C.S., F.F., C.L., C.N.I.	- 6% per annum (due date to payment date)
C.I., G.R., C.A., S.T.	- 6% per annum (due date to payment date)
B.I., H.E., G.P.H.I.	- 6% per annum (due date to payment date)
P.U.R.	- 1% per month or fraction (due date to payment date)
P.I.T., E.H.T.	- 3/4 of 1% per month or fraction
S.S.U.	- 3/4 of 1% per month or fraction
R.T.T.	- 6% per annum
L.F.T., F.U.T., H.C.R.T.	- 1% per month or fraction
O.F.T.	- 18% per annum

For all taxes that are originally due and payable on and after January 1, 1982, the PA Department of Revenue will calculate daily interest on all tax deficiencies using an annual interest rate that will vary from calendar year to calendar year. The applicable interest rates are as follows:

INTEREST: Interest is calculated on a daily basis at the following rates:

Delinquent Date Interest Rate Daily Interest Factor

1/1/82 thru 12/31/82 20% - 0.00548

1/1/83 thru 12/31/83 16% - 0.004938

1/1/84 thru 12/31/84 11% - 0.003601

1/1/85 thru 12/31/85 13% - 0.00356

1/1/86 thru 12/31/86 10% - 0.002274

1/1/87 thru 12/31/87 9% - 0.00247

1/1/88 thru 12/31/89 11% - 0.00301

1/1/90 thru 12/31/92 9% - 0.00247

1/1/93 thru 12/31/94 7% - 0.00192

1/1/95 thru 12/31/98 9% - 0.00247

1/1/99 thru 12/31/99 7% - 0.00192

1/1/00 thru 12/31/00 8% - 0.00219

1/1/01 thru 12/31/01 9% - 0.00247

...Taxes that become delinquent on or before December 31, 1981 will retain a constant interest rate until the delinquent balance is paid in full.

...Interest is calculated as follows:

INTEREST = BALANCE OF TAX UNPAID X NUMBER OF DAYS DELINQUENT X DAILY INTEREST FACTOR.

Liens for Corporation Taxes arise under Section 1401 of the Fiscal Code, 72 P.S. Section 1401, as amended.

Liens for Personal Income Tax and Employer Withholding Taxes arise under Section 345 of the Tax Reform Code of 1971, 72 P.S. Section 7345, as amended.

Liens for Realty Transfer Tax arise under Section 1112-C of the Tax Reform Code of 1971, 72 P.S. Section 8112-C, as amended.

Liens for Liquid Fuels Tax arise under Section 13 of the Liquid Fuels Tax Act, 72 P.S. Section 2611-M, as amended.

Liens for Fuel Use Tax arise under Section 13 of the Fuel Use Tax Act, 72 P.S. Section 2614.13, as amended.

Liens for Motor Carriers Road Tax arise under Chapter 96 of the Vehicle Code, (75 Pa. C.S. 9615).

Liens for Inheritance Tax and Estate Tax arise under the Inheritance and Estate Tax of 1982, Act of December 13, 1982, P.L. 1886, No. 225 Section 1 et. seq., 72 Pa. C.S.A. Section 1701 et. seq. (For decedents with date of death prior to December 13, 1982, liens arise under the Inheritance and Estate Tax Act of 1961, 72 P.S. Section 2485 - 101 et. seq.).

Liens for State or State and Local Sales, Use and Hotel Occupancy Tax and Public Transportation Assistance Fund Taxes and Fees arise under Section 242, Act of March 4, 1971, No. 2 as amended, 72 P.S. Section 7242.

Liens for Motorbus Road Tax, and the tax imposed in section 9502 of the Vehicle Code (75 Pa. C.S. 9502) arise under Chapter 90 of the Vehicle Code, (75 Pa. C.S. 9013).

Liens for Motorbus Road Tax arise under Chapter 98 of the PA Vehicle Code, (75 Pa. C.S. 9815).

Liens for Liquid Fuels and Fuels Tax, and the tax imposed in section 9502 of the Vehicle Code (75 Pa. C.S. 9502) arise under Chapter 90 of the Vehicle Code, (75 Pa. C.S. 9013).

...Taxes that become delinquent on or after January 1, 1982 are subject to a variable interest rate that changes each calendar year.

BUREAU OF COMPLIANCE  
PO BOX 280948  
HARRISBURG PA 17128-0948

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF REVENUE



REV-300 CM DOCEXEC(M) (12-08)

AUTHORITY TO SATISFY

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF REVENUE  
V.

ANDREW A SUTIKA  
PASQUALES PIZZERIA OF DUBOIS I  
1614 TREASURE LAKE  
DU BOIS PA 15801

COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY,  
PENNSYLVANIA.

.	Docket No.	2006-1037-CD
.	Date Filed	JUN 30 2006
.	Account No.	20-1562424/000
.	Class of Tax	SALES/EMPLOYER/USE

FILED

NOV 30 2009  
m (8-30/2009  
William A. Shaw  
Prothonotary/Clerk of Courts

TO THE PROTHONOTARY OF SAID COURT:

The Commonwealth of Pennsylvania, Department of Revenue, the Plaintiff in the above action, acknowledges that the above captioned lien/judgment note should be removed from the court records.

You, the Prothonotary of said Court, upon receipt by you of your costs of satisfaction are hereby authorized and empowered, in the name and stead of the Plaintiff, to enter full satisfaction upon the record as fully and effectually, to all intents and purposes, as we could were we present in person to do so. For doing so, this shall be your sufficient warrant of authority.

IN TESTIMONY WHEREOF, there is hereunto affixed the seal of the Department of Revenue, Commonwealth of Pennsylvania, this 23rd day of November, 2009.



STEPHEN H. STETLER  
Secretary of Revenue



MARY HUBLER  
Director, Bureau of Compliance