

06-1091-CD

Folcarelli Sheet Metal vs W. Beers et al

2006-1091-CD

Folcarelli Sheet vs William Beers et al

FOLCARELLI SHEET METAL, INC., t/d/b/a  
FOLCARELLI SUPPLY COMPANY,

Plaintiff

vs.

WILLIAM D. BEERS t/d/b/a BILL BEERS  
PLUMBING & HEATING,

Defendant

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2006 GN *06-1091-CD*

**COMPLAINT**

Filed on behalf of Plaintiff

Counsel of record for this party:

John W. Heslop, Jr., Esquire  
Attorney I.D. #32299

GOLDSTEIN, HESLOP, STEELE,  
CLAPPER & OSWALT  
414 N. Logan Boulevard  
Altoona, PA 16602

(814) 946-4391

JURY TRIAL DEMANDED

**FILED** *Att'y pd \$5.00*  
*m 19:20/51*  
JUL 10 2006 *ICC [initials]*  
*Shf [initials]*

William A. Shaw  
Prothonotary/Clerk of Courts

FOLCARELLI SHEET METAL, INC., t/d/b/a  
FOLCARELLI SUPPLY COMPANY,

Plaintiff

vs.

WILLIAM D. BEERS t/d/b/a BILL BEERS  
PLUMBING & HEATING,

Defendant

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

:  
: CIVIL ACTION - LAW

:  
: NO. 2006 GN

:  
: JURY TRIAL DEMANDED

**NOTICE**

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

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER 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. MEHOLICK, COURT ADMINISTRATOR

PHONE: (814) 765-2641, EXT. 5982

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CLEARFIELD COUNTY COURTHOUSE, CLEARFIELD, PA 16830

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GOLDSTEIN, HESLOP, STEELE,  
CLAPPER & OSWALT

By 

John W. Heslop, Jr., Esquire  
Attorney for Plaintiff  
Attorney I.D. #32299

414 N. Logan Boulevard  
Altoona, PA 16602  
(814) 946-4391

FOLCARELLI SHEET METAL, INC., t/d/b/a	:	IN THE COURT OF COMMON PLEAS OF
FOLCARELLI SUPPLY COMPANY,	:	CLEARFIELD COUNTY, PENNSYLVANIA
	:	
Plaintiff	:	CIVIL ACTION - LAW
	:	
vs.	:	NO. 2006 GN
	:	
WILLIAM D. BEERS t/d/b/a BILL BEERS	:	
PLUMBING & HEATING,	:	
	:	
Defendant	:	JURY TRIAL DEMANDED

**COMPLAINT**

**AND NOW**, comes the Plaintiff, **FOLCARELLI SHEET METAL, INC. t/d/b/a FOLCARELLI SUPPLY COMPANY**, by its attorneys, Goldstein, Heslop, Steele, Clapper & Oswalt, and files this Complaint against the Defendant whereof the following is a statement:

1. Plaintiff, **FOLCARELLI SHEET METAL, INC. t/d/b/a FOLCARELLI SUPPLY COMPANY**, is a Pennsylvania corporation having a principal place of business at 4141 Sixth Avenue, Altoona, Blair County, Pennsylvania 16603.
2. Defendant, **WILLIAM D. BEERS t/d/b/a BILL BEERS PLUMBING & HEATING**, is an adult individual residing at and/or having a place of business at 2734 Dillon Road, Coalport, Clearfield County, Pennsylvania 16627.
3. Beginning in September of 2005, Plaintiff and Defendant entered into a course of conduct where Defendant would order certain building products from the Plaintiff and Defendant would agree to pay the Plaintiff for said products.
4. Invoices documenting orders made by the Defendant beginning with an invoice date of September 12, 2005, and ending with an invoice date of November 21, 2005, are attached hereto, incorporated herein by reference as if fully set forth at length, and marked collectively as Exhibit "A".
5. Defendant ordered from the Plaintiff all products identified on the invoices consisting of Exhibit "A" and Defendant agreed to pay the prices set forth on Exhibit "A".

6. All prices set forth on the invoices attached hereto as Exhibit "A" are fair and reasonable charges for the product purchased.

7. All products identified on the invoices attached hereto as Exhibit "A" were delivered on the dates set forth on the invoices.

8. Defendant accepted delivery of all products set forth on the invoices attached hereto as Exhibit "A".

9. Defendant never complained or objected to any of the products delivered as set forth in Exhibit "A".

10. Payment for all items set forth on Exhibit "A" was due 30 days after delivery.

11. The total amount due for products identified on the past-due invoices attached hereto as Exhibit "A" is \$9,548.41.

12. Two credit memos due the Defendant total \$237.12. Deducting this amount from the amount set forth in the preceding paragraph leaves a balance of \$9,311.29.

13. Legal interest on the unpaid balance beginning January 1, 2006, through and including June 30, 2006, is \$279.33.

14. Demand has been made by Plaintiff on Defendant for all of the above amounts, but Defendant has failed to pay.

WHEREFORE, Plaintiff demands judgment against Defendant in the amount of \$9,590.62, plus continuing legal interest at 6 percent from July 1, 2006 forward, plus the costs of this action.

GOLDSTEIN, HESLOP, STEELE,  
CLAPPER & OSWALT

By 

John W. Heslop, Jr., Esquire  
Attorney for Plaintiff  
Attorney I.D. #32299

414 N. Logan Boulevard  
Altoona, PA 16602  
(814) 946-4391

Date: 

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
09/12/05	S1068874.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO 1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
BARRYM	PK PICK UP	Net 30 Days	09/12/05	09/12/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
P-WGO-4 GOLD OIL BOILER/WATER Serial#: CP 5148147	1	1	1442.914	1442.91
B8812 BURNER WGO-4/WTGO-4	1	1	250.253	250.25
104116 1 1/2 X 1 1/4 BLACK BUSH	1	1	1.913	1.91
104215 1 1/2 X 1 1/4 BLACK REDUCER	1	1	3.108	3.11
104373 1 1/4" BLACK 90	6	6	2.233	13.40
B-125TC 1 1/4" BLACK PIPE T&C	10	10	1.642	16.42
7-24-2 7" 24GA 2' PIPE	2	2	5.344	10.69
352-7 7" ROUND TEE NO CRIMP	1	1	9.687	9.69
7-24-90 7" 24GA 90	2	2	5.156	10.31
9-24-2 9" 24GA 2' PIPE	2	2	6.734	13.47
Prior Deposit on 10/24/05				-545.53
<div><div>tabbles</div><div>EXHIBIT</div><div>A</div></div>				
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 10/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
Electrical, special order & installed parts may not be returned.  
Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	1226.63
Freight	0.00
Sales Tax	106.33
Amount Due	1332.96

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
09/13/05	S1069188.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
BARRYM	PK PICK UP	Net 30 Days	09/13/05	09/13/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
1A-30 REPLACEMENT CARTRIDGE FOR	10	10	1.431	14.31
1A-25A				
85-70H OIL NOZZLE	4	4	2.899	11.59
100-80H OIL NOZZLE	4	4	2.899	11.59
75-80H OIL NOZZLE	4	4	2.899	11.59
85-80H OIL NOZZLE	2	2	2.899	5.80
60-80H OIL NOZZLE	2	2	3.391	6.78

**Invoice is due by 10/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	61.66
Freight	0.00
Sales Tax	3.70
Amount Due	65.36

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
10/03/05	S1071972.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
LARRYD	PK PICK UP	Net 30 Days	10/03/05	10/03/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
CLB-105DDRWB /85/120 DDRIVE REAR FLUE	2	2	1061.235	2122.47
Serial#: D080583824				
Serial#: D080583823				
6-26-2 6" 26GA 2' PIPE	4	4	3.284	13.13
6-26-90 6" 26GA 90	4	4	2.597	10.39
35515 1/2 GAL FURNACE/STOVE CEMENT	1	1	9.109	9.11
14161 SAT 8 X 3/4 SCREWS (1000)	1	1	20.090	20.09

**Invoice is due by 11/30/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	2175.19
Freight	0.00
Sales Tax	130.51
Amount Due	2305.70



**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
10/05/05	S1072011.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492		SHOP # 10348		
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
LARRYD	PK PICK UP	Net 30 Days	10/05/05	10/03/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
FABRICATION *Above Non-Returnable Please Int____ TAG SHOP #10348 (2) PLENUMS 18 1/4 X 17 1/2 X 24" HIGH W/TOP WARM AIR (1) PLENUM 18 1/4 X 15 1/4 X 30" HIGH W/TOP COLD AIR (1) PLENUM 18 1/4 X 15 1/4 X 30" HIGH NO TOP	1	1	134.000	134.00
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 11/30/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	134.00
Freight	0.00
Sales Tax	8.04
Amount Due	142.04

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
10/11/05	S1073356.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER		CUSTOMER ORDER NUMBER		RELEASE NUMBER		SALESPERSON			
492									
WRITER		SHIP VIA		TERMS		SHIP DATE		ORDER DATE	
GARYP		OT OUR TRUCK		Net 30 Days		10/11/05		10/11/05	
DESCRIPTION		ORDER QTY		SHIP QTY		Net Prc		Ext Prc	
T87F-2873 THERMOSTAT		1		1		19.205		19.20	
1A-30 REPLACEMENT CARTRIDGE FOR 1A-25A		10		10		1.431		14.31	
L4064B-2236 FAN LIMIT 8"		1		1		33.793		33.79	
100-80H OIL NOZZLE		4		4		2.899		11.59	
85-80H OIL NOZZLE		2		2		2.899		5.80	
85-70H OIL NOZZLE		2		2		2.899		5.80	
60-80H OIL NOZZLE		2		2		3.391		6.78	
75-80H OIL NOZZLE		2		2		2.899		5.80	
** Reprint ** Reprint ** Reprint **									

**Invoice is due by 11/30/05.**

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 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	103.07
Freight	0.00
Sales Tax	6.18
Amount Due	109.25

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
10/26/05	S1075380.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
BARRYM	OT OUR TRUCK	Net 30 Days	10/26/05	10/24/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
P-WTGO-4 GOLD OIL BOILER W/TANKLESS HEATER OPENING/WATER Serial#: CP 5106624	1	1	1581.780	1581.78
B8812 BURNER WGO-4/WTGO-4	1	1	250.253	250.25
352-7 7" ROUND TEE NO CRIMP	1	1	9.687	9.69
7-24-90 7" 24GA 90	1	1	5.156	5.16
7-26-2 7" 26GA 2' PIPE	2	2	4.328	8.66
104116 1 1/2 X 1 1/4 BLACK BUSH	1	1	1.913	1.91
104373 1 1/4" BLACK 90	2	2	2.233	4.47
104360 1 1/4" BLACK 45	1	1	3.337	3.34
104718 1-1/4 X 4 BLACK NIPPLE	4	4	1.300	5.20
B-125TC 1 1/4" BLACK PIPE T&C CUT PIPE	10	10	2.880	28.80
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 11/30/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	1899.26
Freight	0.00
Sales Tax	113.95
Amount Due	2013.21

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
10/29/05	S1076312.001
REMIT TO: POLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

BILL TO:  
BILL BEERS PLBG & HEATING  
2734 DILLION ROAD  
COALPORT, PA 16627

SHIP TO:  
BILL BEERS PLBG & HEATING  
2734 DILLION ROAD  
COALPORT, PA 16627

[illegible]

Invoice is due by 11/30/05.

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
Electrical, special order & installed parts may not be returned.  
Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	16.46
Freight	0.00
Sales Tax	0.99
Amount Due	17.45

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
11/01/05	S1076583.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO:  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
BARRYM	OT OUR TRUCK	Net 30 Days	11/01/05	10/31/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
P-WTGO-3 GOLD OIL BOILER W/TANKLESS HEATER OPENING/WATER Serial#: CP 5079366	1	1	1377.372	1377.37
B8811 BURNER WGO-3/WTGO-3	1	1	257.036	257.04
352-7 *24GA* 7" ROUND TEE	1	1	3.482	3.48
7-24-90 7" 24GA 90	1	1	5.156	5.16
104215 1 1/2 X 1 1/4 BLACK REDUCER	1	1	3.377	3.38
104116 1 1/2 X 1 1/4 BLACK BUSH	1	1	2.080	2.08
104373 1 1/4" BLACK 90	2	2	2.427	4.85
050-LH 1/2" "L" HARD CPR TUBING	10	10	0.754	7.54
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 12/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	1660.90
Freight	0.00
Sales Tax	99.65
Amount Due	1760.55

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
11/01/05	S1076838.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
MIKEM	OT OUR TRUCK	Net 30 Days	11/01/05	11/01/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
15-420 1/2 PT PRO DOPE THREAD SEALANT	1	1	3.000	3.00

**Invoice is due by 12/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	3.00
Freight	0.00
Sales Tax	0.18
Amount Due	3.18

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
11/08/05	S1077921.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
BOBM	OT OUR TRUCK	Net 30 Days	11/08/05	11/08/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
1056-44 FERNCO 4X4" CI/PL	2	2	5.222	10.44
71040 4" PVC DWV WYE	1	1	5.757	5.76
70630 3" PVC DWV 45	1	1	1.539	1.54
70830 3" PVC DWV 22 1/2	1	1	3.087	3.09
75146 DWV 4X3 SPIG CLOSET FLANGE	1	1	7.696	7.70
71131 3 X 3 X 1 1/2 PVC DWV TEE	2	2	2.343	4.69
SANITARY				
040009 3" SCH 40 PIPE	20	20	1.284	25.68
040005 1 1/2" SCH 40 PIPE	10	10	0.469	4.69
72815 1 1/2" PVC DWV 90	4	4	0.427	1.71
73615 1-1/2" PVC DWV 45	4	4	0.544	2.18
12123 QT PVC CEMENT	1	1	7.039	7.04
10209 QUART *CLEAR* PRIMER	1	1	9.659	9.66
546810 1/2"CXC BALL VALVE YEL	2	2	2.973	5.95
050-LH 1/2" "L" HARD CPR TUBING	40	40	0.754	30.15
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 12/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	120.28
Freight	0.00
Sales Tax	7.22
Amount Due	127.50

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
11/09/05	S1077942.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
LARRYD	OT OUR TRUCK	Net 30 Days	11/09/05	11/09/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
6-24-90 6" 24GA 90	3	3	4.136	12.41
6-24-2 6" 24GA 2' PIPE	1	1	4.478	4.48
104360 1 1/4" BLACK 45	1	1	3.627	3.63
104269 3/4" BLACK TEE	1	1	1.413	1.41
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 12/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	21.93
Freight	0.00
Sales Tax	1.32
Amount Due	23.25



**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
11/09/05	S1078071.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
LARRYD	PK PICK UP	Net 30 Days	11/09/05	11/09/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
B74-1R BEARING ASSY ===PLEASE UPS TODAY=====	1	1	63.573	63.58

**Invoice is due by 12/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
Electrical, special order & installed parts may not be returned.  
Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	63.58
Freight	5.45
Sales Tax	4.11
Amount Due	73.14

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
11/16/05	S1078990.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
LARRYD	OT OUR TRUCK	Net 30 Days	11/16/05	11/16/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
CLB-140DDRBW /REAR FLU/DDRIVE 120-148 Serial#: D110302036	1	1	1167.404	1167.40
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 12/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	1167.40
Freight	0.00
Sales Tax	70.04
Amount Due	1237.44

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
11/16/05	S1078993.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492		SHOP# 10549		
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
GARYP	OT OUR TRUCK	Net 30 Days	11/16/05	11/16/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
FABRICATION *Above Non-Returnable Please Int SHOP# 10549 - FAB (2) PLENUMS W/TOPS (1) 22 3/4 X 21 1/4 X 36" H (1) 22 3/4 X 13 1/2 X 36" H	1	1	114.000	114.00
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 12/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

Subtotal	114.00
Freight	0.00
Sales Tax	6.84
Amount Due	120.84

**FOLCARELLI SUPPLY CO.**  
**4141 6TH AVENUE**  
**PO BOX 393**  
**ALTOONA PA 16603-0393**  
**814-943-0287 Fax 814-943-1701**

**\*\* INVOICE \*\***

INVOICE DATE	INVOICE NUMBER
11/21/05	S1079911.001
REMIT TO: FOLCARELLI SUPPLY CO. PO BOX 393 ALTOONA PA 16603-0393	PAGE NO.  1

**BILL TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

**SHIP TO:**  
**BILL BEERS PLBG & HEATING**  
**2734 DILLION ROAD**  
**COALPORT, PA 16627**

CUSTOMER NUMBER	CUSTOMER ORDER NUMBER	RELEASE NUMBER	SALESPERSON	
492				
WRITER	SHIP VIA	TERMS	SHIP DATE	ORDER DATE
CHRISKRA	OT OUR TRUCK	Net 30 Days	11/21/05	11/21/05
DESCRIPTION	ORDER QTY	SHIP QTY	Net Prc	Ext Prc
35-284 5GAL CRYO-TEK-100 ANTIFREEZE	3	3	68.094	204.28
** Reprint ** Reprint ** Reprint **				

**Invoice is due by 12/31/05.**

No returns w/o authorization. Authorized returns maybe subject to a restocking charge.  
 Electrical, special order & installed parts may not be returned.  
 Past due accounts may be subject to 1.5% per month finance charge.

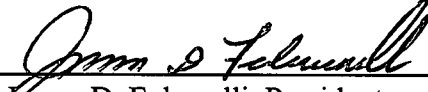
Subtotal	204.28
Freight	0.00
Sales Tax	12.26
Amount Due	216.54

VERIFICATION OF CORPORATE PARTY

I, **JAMES D. FOLCARELLI**, hereby certify that I have read the foregoing Complaint. The averments of fact made therein are true and correct to the best of my knowledge, information and belief. I am authorized to sign this verification on behalf of Folcarelli Sheet Metal, Inc. t/d/b/a Folcarelli Supply Company because of my position as President.

I understand that false statements herein are made subject to penalty of 18 Pa. C.S.A. §4904 relating to unsworn falsification to authorities.

FOLCARELLI SHEET METAL, INC. t/d/b/a  
FOLCARELLI SUPPLY COMPANY

By   
James D. Folcarelli, President

Dated: June 30, 2006

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101702  
NO: 06-1091-CD  
SERVICE # 1 OF 1  
COMPLAINT

PLAINTIFF: FOLCARELLI SHEET METAL, INC. t/d/b/a  
FOLCARELLI SUPPLY COMPANY

vs.

DEFENDANT: WILLIAM D. BEERS t/d/b/a BILL BEERS PLUMBING & HEATING

SHERIFF RETURN

NOW, August 07, 2006 AT 3:54 PM SERVED THE WITHIN COMPLAINT ON WILLIAM D. BEERS t/d/b/a BILL BEERS PLUMBING & HEATING DEFENDANT AT SHERIFF'S OFFICE 1 N. 2ND ST., SUITE 116, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO WILLIAM D. BEERS, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: SNYDER /

FILED  
8/31/06  
AUG 15 2006

William A. Shaw  
Prothonotary

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GOLDSTEIN	6275	10.00
SHERIFF HAWKINS	GOLDSTEIN	6275	90.00
SHERIFF HAWKINS	"	6545	29.07

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2006

So Answers,

*Chester A. Hawkins*  
*by Mark A. Harris*

Chester A. Hawkins  
Sheriff

FOLCARELLI SHEET METAL, INC., t/d/b/a  
FOLCARELLI SUPPLY COMPANY,

Plaintiff

vs.

WILLIAM D. BEERS t/d/b/a BILL BEERS,  
PLUMBING & HEATING,

Defendant

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

: CIVIL ACTION - LAW  
:

: NO. 2006-1091 CD  
:

: **PRAECIPE FOR ENTRY OF DEFAULT  
JUDGMENT**

Filed on behalf of Plaintiff

Counsel of record for this party:

John W. Heslop, Esquire  
Attorney I.D. #32299

GOLDSTEIN, HESLOP, STEELE,  
CLAPPER & OSWALT  
414 N. Logan Boulevard  
Altoona, PA 16602

(814) 946-4391

**FILED**

SEP 29 2006

William A. Shaw  
Prothonotary/Clerk of Courts

1 SENT TO ATTY  
NOTICE TO DEB

FOLCARELLI SHEET METAL, INC., t/d/b/a  
FOLCARELLI SUPPLY COMPANY,

Plaintiff

vs.

WILLIAM D. BEERS t/d/b/a BILL BEERS,  
PLUMBING & HEATING,

Defendant

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

:  
: CIVIL ACTION - LAW

:  
: NO. 2006-1091 CD  
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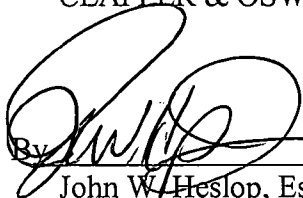
**PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT**

TO THE PROTHONOTARY:

Please enter judgment in favor of the above-named Plaintiff and against **WILLIAM D. BEERS t/d/b/a BILL BEERS PLUMBING & HEATING**, the above-named Defendant, for failure to file a responsive pleading to the Complaint filed by the Plaintiff, which Complaint contained a Notice to Plead and assess damages as follows:

Principal	\$9,311.29
Interest to be added	\$
Costs of Suit	\$ <u>234.07</u>
Total	\$ 9,545.36 plus interest

GOLDSTEIN, HESLOP, STEELE,  
CLAPPER & OSWALT



John W. Heslop, Esquire  
Attorney for Plaintiff  
I.D. No. 32299

414 N. Logan Boulevard  
Altoona, PA 16602  
(814) 946-4391

DATED 9/28/06



TO: WILLIAM D. BEERS t/d/b/a BILL BEERS  
PLUMBING & HEATING  
2734 Dillon Road  
Coalport, PA 16627

THE COMMONWEALTH OF PENNSYLVANIA NOW REQUIRES THAT NOTICE OF THE ENTRY OF ANY MONEY JUDGMENT BE GIVEN TO THE PARTY AGAINST WHOM THE JUDGMENT IS ENTERED. THEREFORE, PURSUANT TO PENNSYLVANIA RULES OF CIVIL PROCEDURE NO. 236, YOU ARE HEREBY NOTIFIED OF THE ENTRY OF JUDGMENT, FINAL ORDER OR DECREE AS INDICATED BELOW IN THE OFFICE OF THE PROTHONOTARY OF CLEARFIELD COUNTY, PENNSYLVANIA.

FOLCARELLI SHEET METAL, INC., t/d/b/a	:	IN THE COURT OF COMMON PLEAS OF
FOLCARELLI SUPPLY COMPANY,	:	CLEARFIELD COUNTY, PENNSYLVANIA
	:	
Plaintiff	:	CIVIL ACTION - LAW
	:	
vs.	:	NO. 2006-1091 CD
	:	
WILLIAM D. BEERS t/d/b/a BILL BEERS,	:	
PLUMBING & HEATING,	:	
	:	
Defendant	:	JUDGMENT IN THE AMOUNT OF \$9.545.36
	:	plus interest
	:	
	:	FILED:

FOLCARELLI SHEET METAL, INC., t/d/b/a  
FOLCARELLI SUPPLY COMPANY,

Plaintiff

vs.

WILLIAM D. BEERS t/d/b/a BILL BEERS,  
PLUMBING & HEATING,

Defendant

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

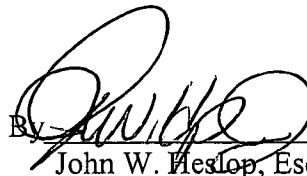
: CIVIL ACTION - LAW  
:

: NO. 2006-1091 CD  
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**CERTIFICATE OF MAILING**

The undersigned hereby certifies that the attached Notice of Intention to File Praeipce for Entry of Default Judgment was mailed to the party against whom judgment is to be entered by default after the default occurred and at least 10 days prior to the date of the filing of the within Praeipce for Entry of Default Judgment.

GOLDSTEIN, HESLOP, STEELE,  
CLAPPER & OSWALT

By 

John W. Heslop, Esquire  
Attorney for Plaintiff  
I.D. No. 32299

414 N. Logan Boulevard  
Altoona, PA 16602  
(814) 946-4391

DATED 9/28/06

FOLCARELLI SHEET METAL, INC., t/d/b/a  
FOLCARELLI SUPPLY COMPANY,

Plaintiff

vs.

WILLIAM D. BEERS t/d/b/a BILL BEERS  
PLUMBING & HEATING,

Defendant

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL ACTION - LAW

NO. 2006 - 1091 CD

JURY TRIAL DEMANDED

**NOTICE OF INTENTION TO FILE  
PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT**

TO: WILLIAM D. BEERS. t/d/b/a BILL BEERS PLUMBING & HEATING

DATE OF NOTICE: AUGUST 31, 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 (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE 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. Meholick, Court Administrator  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641 Ext. 5982

GOLDSTEIN, HESLOP, STEELE,  
CLAPPER & OSWALT

By

  
John W. Heslop, Jr., Esquire

Attorney for Plaintiff

I.D. No. 32299

414 N. Logan Boulevard

Altoona, PA 16602

(814) 946-4391

DATED

Aug 31, 2006

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

CIVIL DIVISION

Folcarelli Sheet Metal, Inc.

Vs.

No. 2006-01091-CD

William D. Beers Bill Beers Plumbing & Heating

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$9,545.36 on September 29, 2006.

William A. Shaw  
Prothonotary

---

William A. Shaw

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

FOLCARELLI SHEET METAL, INC.,  
Plaintiff

vs.

WILLIAM D. BEERS,  
Defendant

No. 2006-1091-CD

**FILED**

JUN 19 2009

William A. Shaw  
Prothonotary/Clerk of Courts

2 sent to  
Amy

Type of Pleading:  
Praecipe Requesting Entry of a  
Certified Copy of a Default Order  
on Motion to Avoid Judicial Lien  
Issued by the United States  
Bankruptcy Court for the  
Western District of Pennsylvania

Filed on Behalf of:  
WILLIAM D. BEERS, DEFENDANT

Counsel of Record for  
this Party:

John R. Lhota,  
Attorney at Law  
John R. Lhota, P.C.  
110 North Second Street  
Clearfield, PA 16830  
PA ID No. 22492  
814-765-9611

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

FOLCARELLI SHEET METAL, INC.,  
Plaintiff

vs.

WILLIAM D. BEERS,  
Defendant

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\*

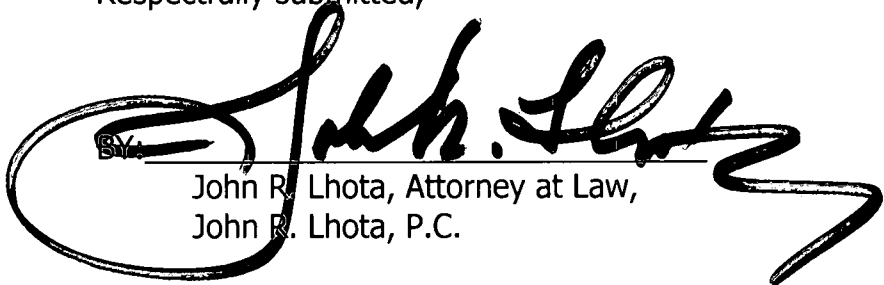
No. 2006-1091-CD

PRAECIPE REQUESTING ENTRY OF CERTIFIED COPY OF DEFAULT  
ORDER ON MOTION TO AVOID JUDICIAL LIEN ISSUED BY THE UNITED  
STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

TO: WILLIAM A. SHAW, PROTHONOTARY

Please file the attached certified copy of a default order on motion to avoid judicial lien issued by the United States Bankruptcy Court for the Western District of Pennsylvania, of record in the above-captioned matter, and mark the subject judgment lien "AVOIDED".

Respectfully submitted,

  
John R. Lhota, Attorney at Law,  
John R. Lhota, P.C.

Date: June 18, 2009

c:\CLIENTS\BANKRUPT\BEERSPRAECIPEAVOID.JUDICIALLIEN.wpd

IN THE UNITED STATES BANKRUPTCY COURT FOR THE  
WESTERN DISTRICT OF PENNSYLVANIA  
PITTSBURGH DIVISION

In Re: WILLIAM D. BEERS, JR. and  
MARYANN K. BEERS,

Debtors

:  
:  
: Bankruptcy No. 07-70038-BM  
: Chapter 7

WILLIAM D. BEERS, JR. a/k/a  
WILLIAM D. BEERS,

Movant

vs.

FOLCARELLI SHEET METAL, INC.,  
Respondent

:  
:  
: In The United States Bankruptcy Court For The Western District  
: of Pennsylvania I, the undersigned Deputy Clerk, U.S. Bankruptcy  
: Court in and for said District, DO HEREBY CERTIFY that this  
: copy has been compared with the original thereof and that it is  
: a complete and correct copy of such original as it appears of  
: record and on file in my office.

: IN TESTIMONY WHEREOF I have hereunto set my hand at  
: Pittsburgh in said District, this 26<sup>th</sup> day of May, 2008  
: Document No. 32  
: Deputy Clerk, U.S. Bankruptcy Court

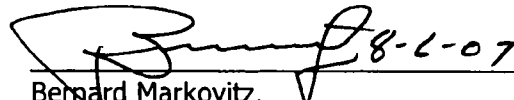
: Related Document No. 32  
:

**DEFAULT ORDER ON**  
**MOTION TO AVOID JUDICIAL LIEN**

AND NOW, this 6<sup>th</sup> day of August, 2007, upon default, no response  
objecting to the motion to avoid judicial lien having been timely filed by an interested  
party, and upon Movant's certification of service of the motion, the applicable scheduling  
order, and certification of default, IT IS ORDERED that the above-mentioned motion is  
hereby granted and that the real property of Movant, more fully described in that certain  
deed dated May 28, 2005 from Julie M. Igou, formerly known as Julie M. Beers, an  
individual, to Movant and his wife, Mary Ann K. Beers, which is recorded in the Office of  
the Recorder of Deeds in and for Clearfield County, Pennsylvania, at Instrument No.  
200508426, and is incorporated herein by reference, is hereby released from the judicial

lien of Respondent entered in the Court of Common Pleas of Clearfield County, Pennsylvania, Civil Division, in the case of Folcarelli Sheet Metal, Inc., Plaintiff, vs. William D. Beers, Defendant, of record in the above-mentioned Court at No. 2006-1091-CD and the said judicial lien is hereby extinguished and avoided.

Movant shall, within five (5) days hereof, serve a true and correct copy of the within Order on parties in interest and file a certificate of service.

  
Bernard Markovitz,  
United States Bankruptcy Judge

cc: John R. Lhota, Attorney at Law  
John R. Lhota, P.C.  
110 North Second Street  
Clearfield, PA 16830

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**FILED**

**AUG 6 2007**

CLERK, U.S. BANKRUPTCY COURT  
WEST. DIST. OF PENNSYLVANIA