

06-1102-CD
Andrew Slogosky vs Ryan Williams

2006-1102-CD
Andrew Slogosky vs Ryan Williams

Date: 4/9/2008

Time: 09:51 AM

Page 1 of 1

Clearfield County Court of Common Pleas

ROA Report

Case: 2006-01102-CD

User: LMILLER

Current Judge: Fredric Joseph Ammerman

Andrew J. Slogoskyvs.Ryan Williams

Civil Other-COUNT

Date	Judge
7/11/2006	New Case Filed.
	Filing: Praeclipe for Issuance of Writ of Summons Paid by: Mason, David C. (attorney for Slogosky, Andrew J.) Receipt number: 1914650 Dated: 07/11/2006 Amount: \$85.00 (Check) 3CC & 3 Writs to Atty.
12/20/2007	Motion For Judgment, filed by s/ Matthew B. Taladay, Esquire. 1CC Atty. Taladay
12/24/2007	✓ Order, this 21st day of Dec., 2007, a rule is issued upon the respondent. Argument shall be held on Feb. 4, 2008, in Courtroom 1 at 11:00 a.m. By the court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC to Atty.
1/4/2008	✓ Certificate of Service, filed. That on the 3rd day of January 2008, a Court certified copy of the Defendant's Motion for Judgment Non Pros and Order of Court was sent via first class mail to David C. Mason Esq., filed by s/ Matthew B. Taladay Esq. NO CC.
1/28/2008	✓ Order, this 28th day of Jan., 2008, it is Ordered that the argument on the Defendant's Motion for Judgment Non Pros is rescheduled from Feb. 4, 2008 at 11:00 a.m. to Feb. 5, 2008 at 1:30 p.m. in Courtroom 1. by The court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys: Mason, Taladay
2/8/2008	✓ Order, this 5th day of Feb., 2008, following argument on the Motion for Judgment of Non Pros, it is Ordered that counsel for both parties have no more than 30 days from this date in which to submit appropriate letter brief. by The Court, /s/ Fredric J. Ammerman, Pres. Judge. 2CC Attys: Mason, Taladay
2/29/2008	✓ Certificate of Service, filed. That on the 28th day of February 2008, a true and correct copy of Defendant's Brief in Support of Motion for Judgment Non Pros was sent by first class mail to David C. Mason Esq., filed by s/ Matthew B. Taladay Esq. NO CC.
4/8/2008	✓ Order, this 4th day of April, 2008, upon consideration of the Defendant's Motion for Judgment of Non Pros and with the Court making the determination that the applicable statute of limitations expired on March 8, 2007, it is Ordered that the Judgment of Non Pros is Granted. The above-captioned matter is dismissed with prejudice. by the Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys: Mason, Taladay

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

ANDREW J. SLOGOSKY

Plaintiff

VS.

RYAN WILLIAMS

Defendant

*
* No.

06-1102-CD

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* TYPE OF CASE: Civil Action

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*
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* TYPE OF PLEADING: Praeclipe
* For Issuance of Writ of
* Summons

* FILED ON BEHALF OF:
* Plaintiff

*
*
*

* COUNSEL OF RECORD FOR THIS
* PARTY:

*
* David C. Mason, Esquire
* Supreme Court I.D. 39180
* Attorney at Law
* P. O. Box 28
* Philipsburg, PA 16866
* (814) 342-2240

*

FILED 3ccs3wnts
01/31/2006 to Atty
JUL 11 2006
Atty pd. 85.00
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

CIVIL ACTION - LAW

ANDREW J. SLOGOSKY

*

* No.

Plaintiff

*

*

VS.

*

*

RYAN WILLIAMS

*

*

Defendant

*

PRAECIPE FOR ISSUANCE OF

WRIT OF SUMMONS

TO THE PROTHONOTARY:

Kindly issue a Writ of Summons in the above captioned matter
to the Defendant above named.



David C. Mason, Esquire

Attorney for Plaintiff

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

CC
R

SUMMONS

Andrew J. Slogosky

Vs.

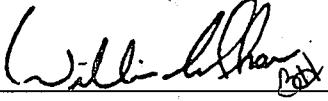
NO.: 2006-01102-CD

Ryan Williams

TO: RYAN WILLIAMS

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 07/11/2006



William A. Shaw
Prothonotary

Issuing Attorney:

David C. Mason
P.O. Box 28
Philipsburg, PA 16866
(814) 342-2240

CA

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

ANDREW J. SLOGOSKY : Type of Case: Civil Action
Plaintiff :
: No. 2006-01102-CD
vs. :
RYAN WILLIAMS, : Type of Pleading:
Defendant : Motion for Judgment
: Non Pros
: Filed on Behalf of:
: Defendant
: Counsel of Record for This
: Party:
: Matthew B. Taladay, Esq.
: Supreme Court No. 49663
: Hanak, Guido and Taladay
: 528 Liberty Boulevard
: P.O. Box 487
: DuBois, PA 15801
: (814) 371-7768

Date: December 19, 2007

FILED ^{rec}
M 11/15/07 Atty Taladay
DEC 20 2007
(6K)

William A. Shaw
Prothonotary/Clerk of Courts

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

ANDREW J. SLOGOSKY,	:	
Plaintiff	:	
	:	
vs.	:	No. 2006-01102-CD
	:	
RYAN WILLIAMS,	:	
Defendant	:	

MOTION FOR JUDGMENT NON PROS

AND NOW, comes the Defendant, Ryan Williams, by his attorneys, Hanak, Guido and Taladay, and hereby files the within Motion for Judgment of Non Pros pursuant to Pa.R.C.P. Rule 1037(c):

1. The above referenced civil action was instituted by Praecipe for Writ of Summons filed July 11, 2006.
2. At the time of filing the Praecipe for Writ of Summons, no request was apparently presented to the Prothonotary to forward the Writs to the Sheriff for service. A certified copy of the docket entries are attached hereto as Exhibit "A", which apparently indicates that three Writs were forwarded to counsel for Plaintiff.
3. Your undersigned counsel for Petitioner has recently reviewed the docket in the above referenced matter and has found no further activity.

4. It is verily believed and therefore averred that the above referenced civil action arises out of an automobile accident which occurred on July 11, 2004.

5. The Plaintiff, Andrew J. Slogosky, was born on March 8, 1987 and attained his 18th birthday on March 8, 2005.

6. The applicable Statute of Limitations on Plaintiff's claim expired on March 8, 2007, two years after the Plaintiff's 18th birthday.

7. It is believed and therefore averred that Plaintiff has taken no action to effectuate the Writ of Summons by deputized service, publication, or any other applicable means of service.

8. The Writ of Summons has not been re-issued.

9. The Plaintiff has shown a lack of due diligence in failing to serve or re-issue the Writ of Summons or filing a Complaint.

10. There is no compelling reason for the delay in prosecution of this case.

11. Plaintiff is barred by the applicable Statute of Limitations from re-issuing the Writ of Summons or filing a Complaint in this matter.

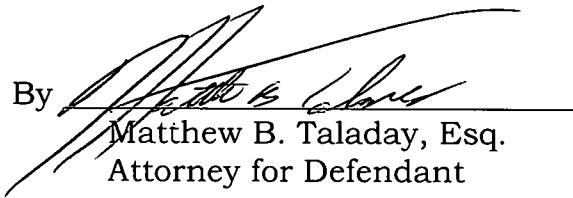
12. Based on the pleadings and docket filings, Plaintiff's lack of diligence in prosecuting the case, as well as the bar by the application of the Statute of Limitations in this matter entitles Defendant to judgment by default as a matter of law.

WHEREFORE, it is respectfully requested that this Motion
for Judgment of Non Pros be granted.

Respectfully submitted,

HANK, GUIDO and TALADAY

By



Matthew B. Taladay, Esq.
Attorney for Defendant

Date: 11/20/2007
Time: 11:01 AM
Page 1 of 1

Cuyahoga County Court of Common Pleas

User: BHUDSON

ROA Report

Case: 2006-01102-CD

Current Judge: No Judge

Andrew J. Slogosky vs. Ryan Williams

Civil Other

Date		Judge
07/11/2006	New Case Filed.	No Judge
	Filing: Praecipe for Issuance of Writ of Summons Paid by: Mason, David C. (attorney for Slogosky, Andrew J.) Receipt number: 1914650 Dated: 07/11/2006 Amount: \$85.00 (Check) 3CC & 3 Writs to Atty.	No Judge

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

NOV 20 2007

Attest.

William L. Hause
Prothonotary/
Clerk of Courts

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

ANDREW J. SLOGOSKY, :
Plaintiff :
vs. :
RYAN WILLIAMS, :
Defendant :
No. 2006-01102-CD

FILED

DEC 24 2007
0/10/08
William A. Shaw
Prothonotary/Clerk of Courts
1 CEN- TO HAG (612)

ORDER OF COURT

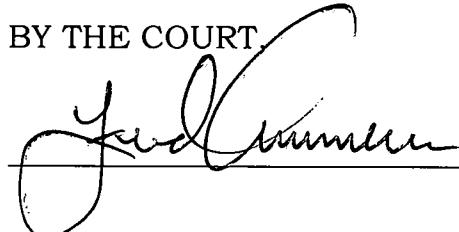
AND NOW, this 21 day of December, 2007,
upon consideration of the foregoing motion,

IT IS HEREBY ORDERED:

- (1) a rule is issued upon the respondent to show cause why the moving party is not entitled to the relief requested;
- (2) the respondent shall file an answer to the motion within _____ days of this date;
- (3) the motion shall be decided under Pa.R.C.P. 206.7;
- (4) Argument shall be held on February 4, 2008, in Courtroom No. 1 of the Clearfield County Courthouse; and
at 11:00 A.M.

(5) notice of the entry of this order shall be provided to all parties by the moving party.

BY THE COURT



J.

FILED

DEC 24 2007

William A. Shaw
Prothonotary/Clerk of Courts

(2-24-07)

DATE: _____

At

the Prothonotary's office 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:

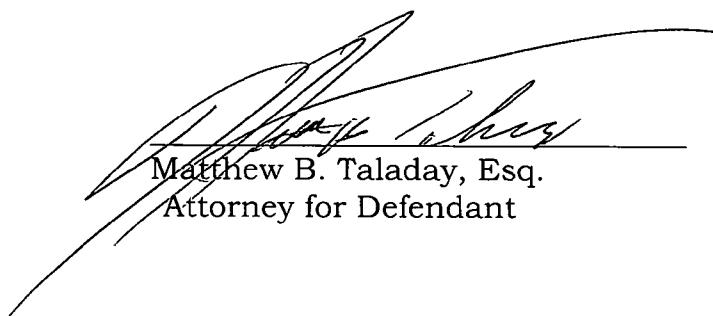
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

ANDREW J. SLOGOSKY, :
Plaintiff :
vs. : No. 2006-01102-CD
RYAN WILLIAMS, :
Defendant :
:

CERTIFICATE OF SERVICE

I certify that on the 19th day of December, 2007, a copy of the foregoing Motion for Judgment Non Pros was sent via first class mail, postage prepaid, to the following:

David C. Mason, Esq.
Attorney for Plaintiff
P.O. Box 28
Philipsburg, PA 16866


Matthew B. Taladay, Esq.
Attorney for Defendant

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

ANDREW J. SLOGOSKY
Plaintiff

vs.

RYAN WILLIAMS,
Defendant

Type of Case: Civil Action

No. 2006-01102-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
528 Liberty Boulevard
P.O. Box 487
DuBois, PA 15801
(814) 371-7768

Date: January 3, 2008

FILED ^{no cc}
JAN 04 2008
SJS

William A. Shaw
Prothonotary/Clerk of Courts

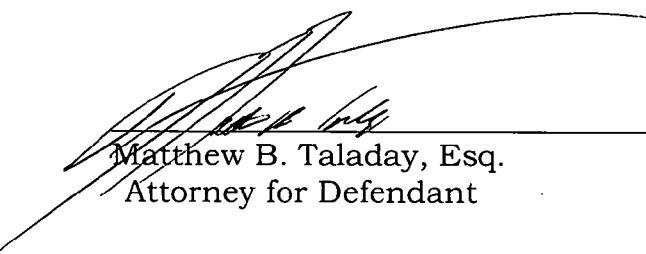
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

ANDREW J. SLOGOSKY, :
Plaintiff :
vs. :
RYAN WILLIAMS, :
Defendant :
No. 2006-01102-CD

CERTIFICATE OF SERVICE

I certify that on the 3rd day of January, 2008, a Court certified copy of the Defendant's Motion for Judgment Non Pros and Order of Court was sent via first class mail, postage prepaid, to the following:

David C. Mason, Esq.
Attorney for Plaintiff
P.O. Box 28
Philipsburg, PA 16866


Matthew B. Taladay, Esq.
Attorney for Defendant

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

ANDREW SLOGOSKY,
Plaintiff

vs.

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RYAN WILLIAMS,
Defendant

NO. 06-1102-CD

ORDER

NOW, this 28th day of January, 2008, it is the ORDER of this Court that the argument on the Defendant's Motion for Judgment Non Pros be and is hereby rescheduled from February 4, 2008 at 11:00 a.m. to February 5, 2008 at 1:30 p.m. in Courtroom No. 1 of the Clearfield County Courthouse, Clearfield, Pennsylvania.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

FILED
01/28/2008
JAN 28 2008

William A. Shaw
Prothonotary/Clerk of Courts

1CC Affys:
Mason
Taladay
④

FILED

JAN 28 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 1/28/08

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

ANDREW J. SLOGOSKY

:

VS.

: NO. 06-1102-CD

RYAN WILLIAMS

:

O R D E R

AND NOW, this 5th day of February, 2008, following argument on the Motion for Judgment of Non Pros, it is the ORDER of this Court that counsel for both parties have no more than thirty (30) days from this date in which to submit appropriate letter brief.

BY THE COURT,



President Judge

FILED acc Atts:
0/2/10am Mason
FEB 08 2008 Taladay
6K

William A. Shaw
Prothonotary/Clerk of Courts

FILED

FEB 08 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 2-8-2008

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

ANDREW J. SLOGOSKY
Plaintiff
vs.
RYAN WILLIAMS,
Defendant

Type of Case: Civil Action
No. 2006-01102-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
528 Liberty Boulevard
P.O. Box 487
DuBois, PA 15801
(814) 371-7768

Date: February 28, 2008

FILED NO CC
MILLIARD
FEB 29 2008
W.A. Shaw
Prothonotary/Clerk of Courts

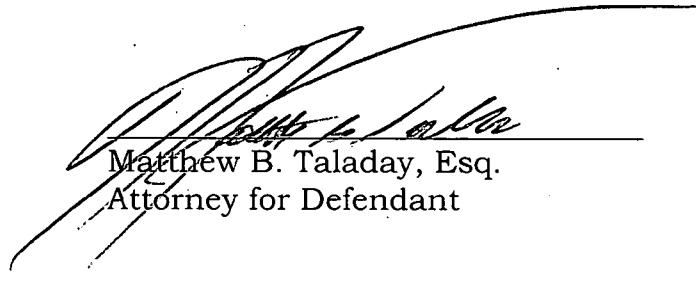
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

ANDREW J. SLOGOSKY, :
Plaintiff :
vs. : No. 2006-01102-CD
RYAN WILLIAMS, :
Defendant :
:

CERTIFICATE OF SERVICE

I certify that on the 28th day of February, 2008, a true and correct copy of Defendant's Brief in Support of Motion for Judgment Non Pros was sent via first class mail, postage prepaid, to the following:

David C. Mason, Esq.
Attorney for Plaintiff
P.O. Box 28
Philipsburg, PA 16866


Matthew B. Taladay, Esq.
Attorney for Defendant

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

ANDREW J. SLOGOSKY,
Plaintiff

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vs.

No. 06-1102-CD

RYAN WILLIAMS,
Defendant

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ORDER

NOW, this 4th day of April, 2008, upon consideration of the Defendant's Motion for Judgment of Non Pros and with the Court herein making the determination that the applicable statute of limitations expired on March 8, 2007, it is the ORDER of this Court that the Judgment of Non Pros be and is hereby GRANTED. The above-captioned matter is hereby dismissed with prejudice.

BY THE COURT,


FREDRIC J. AMMERMAN
President Judge

FILED

04/08/08
APR 08 2008

ATTYS: MASON
Talackey
GK

William A. Shaw
Prothonotary/Clerk of Courts

FILED

APR 08 2008

**William A. Shaw
Prothonotary/Clerk of Courts**

4/8/08

DATE: 4/8/08
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: