



IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

FirstEnergy Corporation,  
t/d/b/a Pennsylvania Electric Company,

Plaintiffs

Civil Action

In Law

Docket #: 2006 - 1307-CD

vs.

Rick Powers Contracting, Inc., and  
Fred Whelpley, individually, and  
t/d/b/a Fred Whelpley Excavation,

Defendants

Type of Pleading:

PRAECIPE FOR  
WRIT OF SUMMONS

Jury Trial Demanded

Attorney for Plaintiffs:  
Randy M. Wisnouse, Esq.  
Highland Commons  
351 Budfield St., 2<sup>nd</sup> Fl.  
Johnstown, PA 15904-3213  
(814) 266-6300  
PA ID Number: 27944

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William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY

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t/d/b/a Pennsylvania Electric Company  
Plaintiffs

vs.

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Defendants

Civil Division

In Law

Docket # 2006 - \_\_\_\_\_

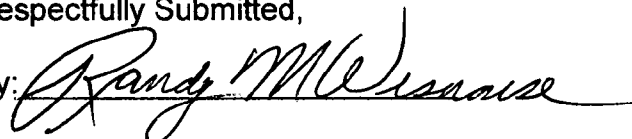
Praecipe for Writ of Summons

To the Prothonotary:

Please issue a Writ of Summons against the Defendants Rick Powers Contracting, Inc., and Fred Whelpley individually and t/d/b/a Fred Whelpley Excavation, in the above captioned matter. The amount in controversy is not in excess of the arbitration limits.

Respectfully Submitted,

By:



Randy M. Wisnouse, Esq.  
Attorney for Plaintiffs  
351 Budfield St., 2<sup>nd</sup> Fl.  
Johnstown, PA 15904-3213  
Telephone: (814) 539-2426  
PA ID #27944

FILED

AUG 15 2008

William A. Shaw  
Prothonotary/Clerk of Courts

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

CC 1

SUMMONS

**FirstEnergy Corporation**

**Vs.**

**NO.: 2006-01307-CD**

**Rick Powers Contracting, Inc., and  
Fred Whelpley, individually and  
t/d/b/a Fred Whelpley Excavation**

TO: RICK POWERS CONTRACTING, INC. and  
FRED WHELPLEY, individually and  
t/d/b/a FRED WHELPLEY EXCAVATION

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: 08/15/2006



William A. Shaw  
Prothonotary

Issuing Attorney:  
Randy M. Wisnouse, Esq.  
Highland Commons  
351 Budfield St., 2nd Floor  
Johnstown, PA 15904-3213  
(814) 266-6300

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Service # 1 of 2 Services

Sheriff Docket # **101826**

FIRSTENERGY CORPORATION

Case # 06-1307-CD

vs.

RICK POWERS CONTRACTING, INC. and FRED WHELPLEY, Inc & t/d/b/a  
FRED WHELPLEY EXCAVATION

TYPE OF SERVICE SUMMONS

**SHERIFF RETURNS**

NOW September 22, 2006 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN SUMMONS  
"NOT FOUND" AS TO RICK POWERS CONTRACTING, INC., DEFENDANT. ATTEMPTED NOT FOUND.

SERVED BY: /

**FILED**

0/3:40 am  
SEP 25 2006

William A. Shaw  
Prothonotary/Clerk of Courts

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

DOCKET # 101826  
NO: 06-1307-CD  
SERVICE # 2 OF 2  
SUMMONS

PLAINTIFF: FIRSTENERGY CORPORATION

vs.

DEFENDANT: RICK POWERS CONTRACTING, INC. and FRED WHELPLEY, Ind & t/d/b/a  
FRED WHELPLEY EXCAVATION

**SHERIFF RETURN**

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NOW, August 16, 2006, SHERIFF OF JEFFERSON COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON FRED WHELPLEY ind & t/d/b/a FRED WHELPLEY EXCAVATION.

NOW, August 18, 2006 AT 3:35 PM SERVED THE WITHIN SUMMONS ON FRED WHELPLEY ind & t/d/b/a FRED WHELPLEY EXCAVATION, DEFENDANT. THE RETURN OF JEFFERSON COUNTY IS HERETO **ATTACHED** AND MADE PART OF THIS RETURN.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101826  
NO: 06-1307-CD  
SERVICES 2  
SUMMONS

PLAINTIFF: FIRSTENERGY CORPORATION

vs.

DEFENDANT: RICK POWERS CONTRACTING, INC. and FRED WHELPLEY, Ind & t/d/b/a  
FRED WHELPLEY EXCAVATION

SHERIFF RETURN

RETURN COSTS

| Description     | Paid By  | CHECK # | AMOUNT |
|-----------------|----------|---------|--------|
| SURCHARGE       | WISNOUSE | 2938    | 20.00  |
| SHERIFF HAWKINS | WISNOUSE | 2938    | 40.30  |
| JEFFERSON CO.   | WISNOUSE | 2939    | 34.58  |

Sworn to Before Me This

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

So Answers,



Chester A. Hawkins  
Sheriff



No. 06-1307 C.D.

Personally appeared before me, Harry Dunkle, Deputy for Thomas A. Demko, Sheriff of Jefferson County, Pennsylvania, who according to law deposes and says that on August 18, 2006 at 3:35 o'clock P.M. served the Writ of Summons upon FRED WHELPLEY, t/d/b/a FRED WHELPLEY EXCAVATION, defendant, at the address of 2599 Horizon Drive, Brockway, Township of Snyder, County of Jefferson, State of Pennsylvania, by handing to Jo Whelpley, mother of the defendant and adult person in charge at time of service, a true copy of the Writ of Summons and by making known to her the contents thereof.

Advance Costs Received: \$125.00  
 My Costs: 32.58 Paid  
 Frothy: 2.00  
 Total Costs: 34.58  
 REFUNDED: \$ 90.42

Sworn and subscribed

to before me this

25<sup>th</sup>

day of

August 2006

By

Thomas A. Demko  
 my Commission expires  
 the 1st Mon. Jan. 2010.

So Answers,

Harry Dunkle

Deputy

Thomas A. Demko

Sheriff

JEFFERSON COUNTY, PENNSYLVANIA

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

SUMMONS

FirstEnergy Corporation

Vs.

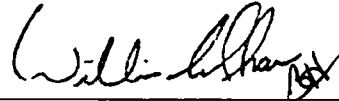
NO.: 2006-01307-CD

Rick Powers Contracting, Inc., and  
Fred Whelpley, individually and  
t/d/b/a Fred Whelpley Excavation

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Date: 08/15/2006



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William A. Shaw  
Prothonotary

Issuing Attorney:  
Randy M. Wisnouse, Esq.  
Highland Commons  
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Johnstown, PA 15904-3213  
(814) 266-6300

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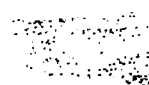
Jury Trial Demanded

Attorney for Plaintiffs:  
Randy M. Wisnouse, Esq.  
Highland Commons  
351 Budfield St., 2<sup>nd</sup> Fl.  
Johnstown, PA 15904-3213  
(814) 266-6300  
PA ID Number: 27944

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

AUG 15 2006

Attest.



*William L. Brown*  
Prothonotary/  
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF  
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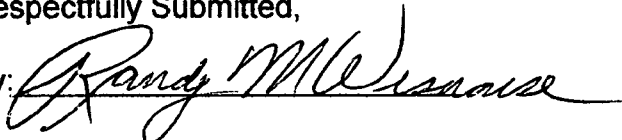
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PA ID #27944

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

FIRST ENERGY CORPORATION  
Plaintiff

vs.

RICK POWERS CONTRACTING, INC.,  
FRED WHELPLEY  
FRED WHELPLEY EXCAVATION  
Defendants

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NO. 2006-1307-CD

FILED  
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MAR 2013

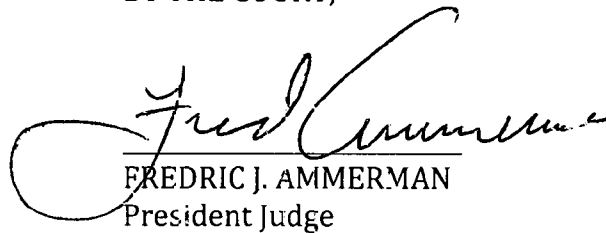
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William A. Shaw KIC  
Prothonotary/Clerk of Courts

**ORDER**

NOW, this 15<sup>th</sup> day of March, 2013, upon the Court's review of the docket and noting that there has been no activity for a period of over six years, it is the ORDER of this Court that the case be moved to inactive status. The Prothonotary shall code the case in Full Court as Z-INACTA.

BY THE COURT,

  
FREDRIC J. AMMERMAN  
President Judge