

06-1575-CD
Daniel Kalgren vs First Comm Bank

2006-1575-CD
Daniel Kalgren vs First Commonwealth

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA
(CIVIL DIVISION)

DANIEL M. KALGREN,
Plaintiff

vs.

FIRST COMMONWEALTH BANK,
Defendants

No. 06-1575-CD

Type of Pleading: Complaint

Filed on behalf of: Daniel M. Kalgren,
Plaintiff

Counsel of Record for this party:
HOPKINS HELTZEL LLP

DAVID J. HOPKINS, ESQUIRE
Attorney at Law
Supreme Court No. 42519

LEA ANN HELTZEL, ESQUIRE
Attorney at Law
Supreme Court No. 83998

100 Meadow Lane, Suite 5
DuBois, Pennsylvania 15801

(814) 375-0300

FILED 2cc
M 11/16/06 Atty Hopkins
SEP 28 2006
S Atty pd. 85.00
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA
(CIVIL DIVISION)

DANIEL M. KALGREN,
Plaintiff

vs. : No.

FIRST COMMONWEALTH BANK,
Defendant

TO: Defendant

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 Amended Complaint is 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Office of the 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 DIVISION)

DANIEL M. KALGREN,	:	
Plaintiff	:	
	:	
vs.	:	No.
	:	
FIRST COMMONWEALTH BANK,	:	
Defendant	:	

COMPLAINT

COUNT I – BREACH OF CONTRACT

AND NOW, comes Plaintiff, Daniel M. Kalgren, by and through its attorneys, Hopkins Heltzel, LLP, and says as follows:

1. Plaintiff is Daniel M. Kalgren, who maintains an address through his agent and father, Kelly Kalgren at 151 South Street, Rockton, Pennsylvania 15856.
2. Defendant is First Commonwealth Bank who maintains a business address at 654 Philadelphia Street, Indiana, Pennsylvania 15701.
3. On or about October 11, 2002, in Clearfield County, Plaintiff entered into an agreement with Defendant in which Defendant financed Plaintiff's purchase of a 1999 Honda Civic motor vehicle with Vehicle Identification No. 1HGEJ8148XL012927.
4. For the period September 1, 2003 through July 1, 2005, Plaintiff was a member of the United States Marine Corp.
5. First Commonwealth Bank loaned Plaintiff Eleven Thousand Six Hundred (\$11,600.00) Dollars at an interest rate of 8.12% with monthly payments of \$236.00 per month.

6. Plaintiff made payments from November 2001 through July 7, 2005. For the dates set forth below, Plaintiff paid \$236.00 per month that was deducted directly from his Marine Corp pay and forwarded to First Commonwealth Bank. September 1, 2003, October 1, 2003, October 31, 2003, December 1, 2003, December 30, 2003, January 30, 2004, March 1, 2004, April 1, 2004, April 30, 2004, June 1, 2004, July 1, 2004, July 30, 2004, September 1, 2004, October 1, 2004, November 1, 2004 and December 1, 2004. See Exhibit "A".

7. For the dates set forth below, Plaintiff paid \$472.00 per month that was deducted directly from his Marine Corp pay and forwarded to First Commonwealth Bank. December 31, 2004, February 1, 2005, March 1, 2005, April 1, 2005, April 29, 2005, June 1, 2005 and July 1, 2005. See Exhibit "A".

8. On July 1, 2005, Plaintiff was at least six (6) payments in advance of the amount due and owing under the loan agreement.

9. Without cause nor provocation, and while Plaintiff was an active member of the United States Marine Corp, First Commonwealth Bank seized the 1999 Honda Civic motor vehicle and exposed same to repossession. First Commonwealth Bank has now demanded \$9,120.07. See Exhibit "B".

10. At the time of repossession, Plaintiff was not in default under the terms of the bank loan.

11. Plaintiff has attempted to explain the improper actions of First Commonwealth Bank to the Defendant without success.

12. Defendant has turned Plaintiff's account over to a collection agency. See Exhibit "C".

13. The actions of the Defendant constitute a breach of the agreement between Plaintiff and Defendant.

14. The actions of the Defendant in repossessing a motor vehicle that was not in default from a member of the armed services is so wanton, willful and outrageous as to warrant the award of punitive damages.

WHEREFORE, Plaintiff respectfully requests this Honorable Court award Plaintiff compensatory damages, punitive damages, cost of suit and such other and further relief as the Court deems fair, just and equitable.

COUNT II – CONVERSION

15. Plaintiff incorporates the allegations set forth in Count I of his Complaint as if set forth at length herein.

16. The actions of the Defendant constitute the intentional tort of conversion entitling Plaintiff to an award of compensatory damages, punitive damages and cost of suit.

WHEREFORE, Plaintiff respectfully requests this Honorable Court award Plaintiff compensatory damages, punitive damages, cost of suit and such other and further relief as the Court deems fair, just and equitable.

COUNT III – BREACH OF CONSUMER FRAUD ACT

17. Plaintiff incorporates the allegations set forth in Counts I and II of his Complaint as if set forth at length herein.

18. The actions of the Defendant constitute a breach of the Consumer Fraud Act entitling Plaintiff to an award of compensatory damages, punitive damage, treble damages, attorney's fees and cost of suit.

WHEREFORE, Plaintiff respectfully requests this Honorable Court award Plaintiff compensatory damages, punitive damages, treble damages, attorney's fees, cost of suit and such other and further relief as the Court deems fair, just and equitable.

DEMAND FOR JURY TRIAL

Plaintiff, Daniel M. Kalgren, by his undersigned counsel, hereby demands a trial by jury of twelve people.

Respectfully submitted,

HOPKINS HELTZEL LLP



David J. Hopkins, Esquire
Attorney for Plaintiff

VERIFICATION

With full understanding that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to authorities, I verify that the statements made in this pleading are true and correct.



Kelly Kalgren
Kelly Kalgren, Agent for
Daniel M. Kalgren



UNITED STATES MARINE CORP
DFAS-KC

NAME: DANIEL KALGREN
SSN: 177680973

DATE SENT	AMOUNT	ROUTING NUMBER	ACCOUNT NUMBER	DATE RECEIVED
20030901	236.00	43306826	101210012400	20030903
20031001	236.00	43306826	101210012400	20031003
20031031	236.00	43306826	101210012400	20031104
20031201	236.00	43306826	101210012400	20031203
20031230	236.00	43306826	101210012400	20040105
20040130	236.00	43306826	101210012400	20040203
20040301	236.00	43306826	101210012400	20040303
20040401	236.00	43306826	101210012400	20040405
20040430	236.00	43306826	101210012400	20040504
20040601	236.00	43306826	101210012400	20040603
20040701	236.00	43306826	101210012400	20040706
20040730	236.00	43306826	101210012400	20040804
20040901	236.00	43306826	101210012400	20040903
20041001	236.00	43306826	101210012400	20041005
20041101	236.00	43306826	101210012400	20041103
20041201	236.00	43306826	101210012400	20041203
20041230	472.00	43306826	101210012400	20050104
20050201	472.00	43306826	101210012400	20050203
20050301	472.00	43306826	101210012400	20050303
20050401	472.00	43306826	101210012400	20050405
20050429	472.00	43306826	101210012400	20050503
20050601	472.00	43306826	101210012400	20050603
20050701	472.00	43306826	101210012400	20050705

FIRST COMMONWEALTH BANK
Special Assets - Retail - Department

654 PHILADELPHIA ST.
INDIANA, PA. 15701
PHONE 800-221-8605
FAX 724-463-5665

NOTICE OF REPOSSESSION AND SALE

KELLY D KALGREN
RD2 BOX 1A
ROCKTON, PA 15856

Date: 11/14/2005
Account Number: 9810012400
Banking Division: FC

Dear KELLY D KALGREN

The 1999 HONDA CIVIC 1HGEJ8148XL012927
which we are financing for you has been repossessed. The vehicle is being held in storage at:

INSURANCE AUTO AUCTIONS, OLD RTE 220S, DUNNINGS HWY, EAST FREEDOM, PA

where it will remain until 11/29/2005. You have the right to redeem the motor vehicle within fifteen (15) days after the mailing of this NOTICE OF REPOSSESSION AND SALE letter, by remitting a Cashier's Check payable to "First Commonwealth Bank" for the TOTAL BALANCE DUE (itemized below) to the following address:

FIRST COMMONWEALTH BANK, Special Assets Retail Dept., 654 PHILADELPHIA ST., INDIANA, PA. 15701

The amount required to redeem the vehicle is as follows:

	Current Principal Balance	\$8,175.07
	Interest Due as of 11/29/2005	\$0.00
	Late Charges Due	\$0.00
(+) Plus Expenses	Expenses of Retaking	\$470.00
	Expenses of Storage	\$375.00
	Expenses of Repairing	\$0.00
	Expenses of Other Charges	\$100.00
(-) Less Credits		(MOVE CAR TO AUCTION)
	Interest	\$0.00
	Insurance Rebates	\$0.00
	Other	\$0.00
	TOTAL BALANCE DUE *	\$9,120.07

* Plus unknown expenses to be itemized on the date the vehicle is reclaimed and/or sold.

You are hereby notified that the Bank intends to offer the vehicle for sale at the expiration of the fifteen (15) days after the date of mailing of this notice, and shall continue to be offered for sale thereafter until sold.

If the vehicle is sold and the proceeds of the sale are less than the amount necessary to close out the loan, the Bank will notify you of the deficiency balance which you are obligated to pay by the contract and by the law.

This is an attempt to collect a debt. Any information obtained will be used for that purpose.

Certified Mail No. 7005 1160 0002 2173 8425 FIRST COMMONWEALTH BANK

**** You have the right to redeem PERSONAL PROPERTY in the motor vehicle within thirty (30) days after the mailing of this notice of repossession and sale letter. The PERSONAL PROPERTY may be reclaimed at First Credit Resources. Please call 814-539-3999 to arrange a time to pick up the PERSONAL PROPERTY. If the PERSONAL PROPERTY is not redeemed at the expiration of the thirty (30) days, the property may be disposed of.



P.O. BOX 1892

BENSALEM PA 19020

TELEPHONE #215-244-9566

01 262430
KELLY KALGREN
151 SOUTH ST

BROCKTON, PA 15856

MASTER #: 262430
CREDITOR: FIRST COMMONWEALTH BANK
ACCT#: 9810012400
DATE: Apr 12, 2006 CURRENT BALANCE: \$6247.57

THE ABOVE ACCOUNT HAS BEEN TRANSFERRED TO OUR OFFICE FOR IMMEDIATE COLLECTION ACTION. YOUR FAILURE TO PAY THIS DEBT TO OUR CLIENT HAS NECESSITATED THIS STEP. WE EXPECT YOU TO PAY THIS DEBT ON A VOLUNTARY BASIS. IF THERE IS ANY REASON WHY THIS IS NOT POSSIBLE CALL OUR OFFICE RIGHT AWAY.

NOTE: FOR YOUR RECORDS MAKE YOUR CHECK OR MONEY ORDER PAYABLE TO THE ORIGINAL CREDITOR AND MAIL IT TO "UNITED REVENUE".

SINCERELY,
Michael Masters
MICHAEL MASTERS,
SR. COLLECTION AGENT

This is an attempt to collect a debt.
Any information obtained will be
used for that purpose.

IMPORTANT

THIS COMMUNICATION IS
FROM A DEBT COLLECTOR.

SEE REVERSE SIDE FOR IMPORTANT INFORMATION

MASTER #: 262430
CREDITOR: FIRST COMMONWEALTH BANK
ACCT#: 9810012400
DATE: Apr 12, 2006

CURRENT BALANCE: \$6247.57

MAIL TO:
UNITED REVENUE COLLECTION SVC
PO BOX 1892
BENSALEM PA 19020

262430
KELLY KALGREN
151 SOUTH ST

BROCKTON, PA 15856

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DANIEL M. KALGREN,

CIVIL DIVISION

Plaintiff,

No. 06 - 1575 - CD

vs.

FIRST COMMONWEALTH BANK,

ANSWER TO COMPLAINT

Defendant.

Filed on behalf of First Commonwealth
Bank, Defendant

Counsel of record for this party:

Thomas E. Reiber, Esquire
Pa. I.D. No. 41825
Angela S. Abreu, Esquire
Pa I.D. #90855

TUCKER ARENSBERG, P.C.
Firm #287
1500 One PPG Place
Pittsburgh, Pennsylvania 15222
(412) 566-1212

FILED NO CC
M 11/26/06
OCT 27 2006
S

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DANIEL M. KALGREN,) CIVIL DIVISION
)
 Plaintiff,) No. 06 - 1575 - CD
)
 vs.)
)
 FIRST COMMONWEALTH BANK,)
)
 Defendant.)

ANSWER TO COMPLAINT

AND NOW COMES the Defendant First Commonwealth Bank, by and through its counsel, Tucker Arensberg, P.C., and files the within Answer to Complaint ("Answer"), and hereby avers as follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Defendant is without sufficient information to form a belief as to the truth of the allegations contained in Paragraph 4. Accordingly, those allegations are denied.
5. Admitted.
6. Defendant is without sufficient information to form a belief as to the truth of the allegations contained in Paragraph 6. Accordingly, those allegations are denied.
7. Defendant is without sufficient information to form a belief as to the truth of the allegations contained in Paragraph 7. Accordingly, those allegations are denied.
8. Defendant is without sufficient information to form a belief as to the truth of the allegations contained in Paragraph 8. Accordingly, those allegations are denied.
9. Admitted in part and denied in part. It is admitted that Defendant repossessed the 1999 Honda Civic (the "Vehicle") for failure to make payments when due, and sold the Vehicle

creating a deficiency of \$9,120.07. It is denied that the Defendant did so without provocation or cause, as no payments had been received from the Plaintiff through the United States Marine Corp (the "USMC"), as alleged by the Plaintiff.

10. Defendant is without sufficient information to form a belief as to the truth of the allegations contained in Paragraph 10. Accordingly, those allegations are denied.

11. Defendant is without sufficient information to form a belief as to the truth of the allegations contained in Paragraph 11. Accordingly, those allegations are denied.

12. Admitted.

13. Defendant is without sufficient information to form a belief as to the truth of the allegations contained in Paragraph 13. Accordingly, those allegations are denied.

14. Denied. At the time of the filing of this Complaint the Defendant has no record of receipt of any payment from the USMC or any other party on behalf of the Plaintiff. Defendant took those steps permitted by the loan documents and law upon the default in payment on a Motor Vehicle Installment Loan.

WHEREFORE, Defendant respectfully request this Honorable Court find in favor of the Defendant and against the Plaintiff in a denial of the plea of the Plaintiff.

15. Paragraph 15 requires no admission or denial of fact.

16. Denied for those reasons more fully set forth herein.

WHEREFORE, Defendant respectfully request this Honorable Court find in favor of the Defendant and against the Plaintiff in a denial of the plea of the Plaintiff.

17. Paragraph 17 requires no admission or denial of fact.

18. Denied for those reasons more fully set forth herein. By way of further response, as of the date of the filing of this Answer, Defendant has searched it's records and is unable to verify that the USMC, or the Plaintiff, or any other third party on behalf of the Plaintiff, made any payment on the subject loan. As such, the Defendant acted in a reasonable way to take those steps

17

permitted by the Motor Vehicle Installment Loan contract, and state law, in the repossession and liquidation of the Vehicle.

WHEREFORE, Defendant respectfully request this Honorable Court find in favor of the Defendant and against the Plaintiff in a denial of the plea of the Plaintiff.

TUCKER ARENSBERG, P.C.



Thomas E. Réiber, Esquire
Pa. I.D. No. 41825
Angela S. Abreu, Esquire
Pa. I.D. No. 90855
1500 One PPG Place
Pittsburgh, Pennsylvania 15222
(412) 566-1212
Attorneys for First Commonwealth Bank,
Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DANIEL M. KALGREN,) CIVIL DIVISION
Plaintiff,) No. 06 - 1575 - CD
vs.)
FIRST COMMONWEALTH BANK,)
Defendant.)

ORDER OF COURT

AND NOW, this _____ day of _____, 2006, upon consideration of the Complaint and the Answer to the Complaint in the above-captioned action, it is hereby ORDERED, ADJUDGED and DECREED, said Complaint is **Dismissed with prejudice**.

BY THE COURT:

J.

CERTIFICATE OF SERVICE

I hereby certify that on the 26th day of October, 2006, I served or a true and correct copy of the foregoing Answer to Complaint, via Federal Express Overnight Mail, upon the following:

David J. Hopkins, Esq.
Hopkins Heltzel LLP
100 Meadow Lane
Suite 5
DuBois, Pennsylvania 15801



Thomas E. Reiber

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102006
NO: 06-1575-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: DANIEL M. KALGREN
vs.
DEFENDANT: FIRST COMMONWEALTH BANK

SHERIFF RETURN

NOW, October 09, 2006, SHERIFF OF INDIANA COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN COMPLAINT ON FIRST COMMONWEALTH BANK.

NOW, October 17, 2006 AT 1:33 PM SERVED THE WITHIN COMPLAINT ON FIRST COMMONWEALTH BANK, DEFENDANT. THE RETURN OF INDIANA COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN.

FILED

JAN 19 2006
0131010
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102006
NO: 06-1575-CD
SERVICES 1
COMPLAINT

PLAINTIFF: DANIEL M. KALGREN
vs.
DEFENDANT: FIRST COMMONWEALTH BANK

SHERIFF RETURN

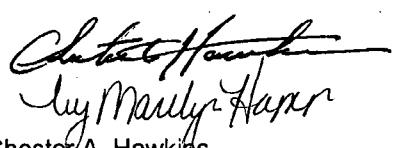
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	HOPKINS	16939	10.00
SHERIFF HAWKINS	HOPKINS	16939	21.00
INDIANA CO.	HOPKINS	16940	40.00

Sworn to Before Me This

____ Day of _____ 2007

So Answers,


Chester A. Hawkins
Sheriff

10/2006

INDIANA COUNTY SHERIFF'S OFFICE

PLAINTIFF

KALGREN

DANIEL M

date received: 9/28/2006

status: C

VS

DEFENDANT

FIRST COMMO

case number: CD061575

paper type: COMPLAINT

ATTORNEY'S NAME: HOPKINS HELTZEL

LAST DAY OF SERVICE:

ATTORNEY'S ADDRESS: 100 MEADOW LANE STE 5
DUBOIS PA 15801

of services: 1

ADVANCE CHARGED: \$100.00

RECEIVING DOCKETING: \$9.00 SURCHARGE: \$0.00

FOUND SERVICE: \$9.00 NOTARY FEE: \$5.00

NOT FOUND: \$0.00 MILEAGE: \$17.00

ADDITIONAL DEFENDANTS SERVED: \$0.00 POSTAGE: \$0.00

DEPUTIZATION: \$0.00

TOTAL COSTS: \$40.00

REFUND DUE: \$60.00

RETURN OF SERVICE:

NOW 10/17/06 AT 1:33PM SERVED FIRST COMMONWEALTH BANK

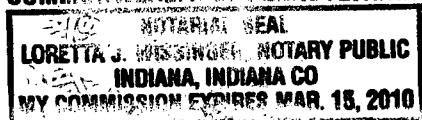
BY HIANDING TO VICKY BRAUN, RECEP AT 654 PHILA ST INDIANA PA

STIFFLER

SWORN AND SUBSCRIBED BEFORE ME
THIS 30 DAY OF OCT 2006

Loretta J. Wissinger

COMMONWEALTH OF PENNSYLVANIA



Robert E. Fyock
ROBERT E. FYOCK, SHERIFF
BY: *Zack Stiffler*
DEPUTY ZACK STIFFLER



CHESTER A. HAWKINS
SHERIFF

**Sheriff's Office
Clearfield County**

COURTHOUSE
1 NORTH SECOND STREET, SUITE 116
CLEARFIELD, PENNSYLVANIA 16830

OFFICE (814) 765-2641 EXT. 5986

FAX (814) 765-5915

ROBERT SNYDER
CHIEF DEPUTY

MARILYN HAMM
DEPT. CLERK

CYNTHIA AUGHENBAUGH
OFFICE MANAGER

KAREN BAUGHMAN
CLERK TYPIST

PETER F. SMITH
SOLICITOR

DEPUTATION

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 102006

TERM & NO. 06-1575-CD

DANIEL M. KALGREN

COMPLAINT

VS.

FIRST COMMONWEALTH BANK

SERVE BY: 10/28/06

MAKE REFUND PAYABLE TO HOPKINS HELTZEL LLP

SERVE: FIRST COMMONWEALTH BANK

ADDRESS: 654 PHILADELPHIA ST., INDIANA, PA 15701

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF OF CLEARFIELD COUNTY, State of Pennsylvania, do hereby deputize the SHERIFF OF INDIANA COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this day, October 09, 2006.

RESPECTFULLY,

A handwritten signature in black ink, appearing to read "Chester A. Hawkins".

CHESTER A. HAWKINS,
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA
(CIVIL DIVISION)

DANIEL M. KALGREN,
Plaintiff

vs.

FIRST COMMONWEALTH BANK,
Defendants

: No. 06-1575 C.D.

: Type of Pleading: Praeclipe to Discontinue

: Filed on behalf of: Daniel M. Kalgren,
Plaintiff

: Counsel of Record for this party:

: HOPKINS HELTZEL LLP

: DAVID J. HOPKINS, ESQUIRE
Attorney at Law
Supreme Court No. 42519

: LEA ANN HELTZEL, ESQUIRE
Attorney at Law
Supreme Court No. 83998

: 100 Meadow Lane, Suite 5
DuBois, Pennsylvania 15801

: (814) 375-0300

FILED 2008
01/15/2008 2 Certificates
DEC 11 2007 of Disc. to
William A. Shaw
Prothonotary/Clerk of Courts
Atty Hopkins
(GK)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA
(CIVIL DIVISION)

DANIEL M. KALGREN, :
Plaintiff :
: vs. : No. 06-1575 C.D.
: :
FIRST COMMONWEALTH BANK, :
Defendants :
:

PRAECIPE TO DISCONTINUE

TO THE PROTHONOTARY:

Kindly mark the above captioned civil action settled and discontinued.

HOPKINS HELTZEL LLP



David J. Hopkins, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY PENNSYLVANIA
(CIVIL DIVISION)

DANIEL M. KALGREN, :
Plaintiff :
: vs. : No. 06-1575 C.D.
: :
FIRST COMMONWEALTH BANK, :
Defendants :
:

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the Praeclipe to Discontinue was forwarded on the 11th day of December, 2007 by United States Mail, postage prepaid, addressed as follows:

Mr. Thomas Reiber, Esquire
Tucker Arensberg P.C.
1500 One PPG Place
Pittsburgh, PA 15222


David J. Hopkins, Esquire
Attorney for Plaintiffs
Supreme Court No. 42519

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Daniel M. Kalgren

Vs.
First Commonwealth Bank

No. 2006-01575-CD

COPY

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on December 11, 2007, marked:

Settled and Discontinued

Record costs in the sum of \$85.00 have been paid in full by David J. Hopkins, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 11th day of December A.D. 2007.

William A. Shaw

William A. Shaw, Prothonotary