

06-1602-CD

David Kairys et al vs Picker International et al

2006-1602-CD

David Kairys et al vs Picker International et al

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA

David J. Kairys and Colleen M. Kairys,
Husband and Wife,

Plaintiffs,

vs.

Picker International and Philips Medical
Systems, N.A.,

Defendants.

Civil Action – Medical Professional
Liability Action

CIVIL DIVISION

No. 2006- 11002 -CD

JURY TRIAL DEMANDED

TYPE OF PLEADING:
Praeclipe for Writ of Summons

FILED ON BEHALF OF:
Plaintiffs

COUNSEL OF RECORD:

William J. Schenck
PA I.D. # 42156

Sheryle L. Long
PA I.D. # 52030

Schenck & Long
610 North Main Street
Butler, PA 16001

(724) 283-7359

FILED Atty pd.85.00
OCT 02 2006 1CC & 2wnts
to Atty
UN
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA

David J. Kairys and Colleen M. Kairys,
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Civil Action – Medical Professional
Liability Action

CIVIL DIVISION

No. 2006-_____ -CD

JURY TRIAL DEMANDED

PRAECIPE FOR WRIT OF SUMMONS

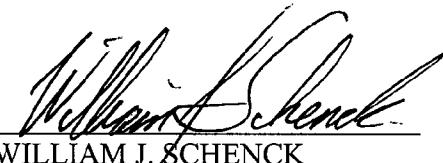
TO THE PROTHONOTARY:

Kindly Enter a Writ of Summons in Civil Action in the above case, damages in excess of
arbitration limits on the following:

Picker International
c/o Philips Medical Systems, N.A.
22100 Bothell Everett Highway
P.O. Box 3003
Bothell, WA 98041-3003

Philips Medical Systems, N.A.
22100 Bothell Everett Highway
P.O. Box 3003
Bothell, WA 98041-3003

Jury Trial Demanded


WILLIAM J. SCHENCK

SCHENCK & LONG
610 North Main Street
Butler, PA 16001

(724) 283-7359

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

CC: *[Handwritten signature]*

SUMMONS

**David J. Kairys
Colleen M. Kairys**

Vs.

NO.: 2006-01602-CD

**Picker International
Philips Medical Systems, N.A.**

**TO: PICKER INTERNATIONAL
PHILIPS MEDICAL SYSTEMS, N.A.**

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: 10/02/2006

William A. Shaw

**William A. Shaw
Prothonotary**

Issuing Attorney:

William J. Schenck
610 N. Main Street
Butler, PA 16001

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA

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vs.

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Systems, N.A.,

Defendants.

Civil Action – Medical Professional
Liability Action

CIVIL DIVISION

No. 2006-1602-CD

JURY TRIAL DEMANDED

TYPE OF PLEADING:
Affidavit of Service of Writ of Summons
On Defendants Picker International and
Philips Medical Systems, N.A.

FILED ON BEHALF OF:
Plaintiffs

COUNSEL OF RECORD:

William J. Schenck
PA I.D. # 42156

Sheryle L. Long
PA I.D. # 52030

Schenck & Long
610 North Main Street
Butler, PA 16001

(724) 283-7359

FILED
NOV 12 2006
OCT 25 2006
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA

David J. Kairys and Colleen M. Kairys,
Husband and Wife,

Plaintiffs,

vs.

Picker International and Philips Medical
Systems, N.A.,

Defendants.

Civil Action – Medical Professional
Liability Action

CIVIL DIVISION

No. 2006-1602-CD

JURY TRIAL DEMANDED

**AFFIDAVIT OF SERVICE OF WRIT OF SUMMONS ON DEFENDANTS PICKER
INTERNATIONAL AND PHILIPS MEDICAL SYSTEMS, N.A.**

COMMONWEALTH OF PENNSYLVANIA

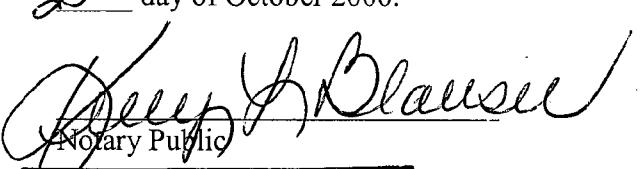
SS:

COUNTY OF BUTLER

Before me, the undersigned authority, personally appeared William J. Schenck, who,
being duly sworn, deposes and says that the Writ of Summons was served upon Defendants
Picker International and Philips Medical Systems, N.A., by certified mail, return receipt
requested on October 9, 2006. Attached hereto and marked as Exhibit "A" are the certified mail
return receipts signed by representatives of Picker International and Philips Medical Systems,
N.A.

Sworn and subscribed before me this
23rd day of October 2006.


William J. Schenck


October 23, 2006
Date

Notarial Seal

Kelly L. Blauser, Notary Public
City Of Butler, Butler County

My Commission Expires Feb. 24, 2007

Member, Pennsylvania Association Of Notaries

| | | | |
|---|--|---|--|
| SENDER: COMPLETE THIS SECTION | | COMPLETE THIS SECTION ON DELIVERY | |
| <p>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p> | | | |
| <p>1. Article Addressed to:</p> <p>Picker International c/o Philips Medical Systems NA 22100 Bothell Everett Highway PO Box 3003 Bothell, WA 98041-3003</p> | | <p>A. Signature <i>DR Kristmanon</i></p> <p>B. Received by (Print Name) ROBB KRISTMANON</p> <p>C. Date of Delivery 10-09-06</p> | |
| <p>2. Article Number (Transfer from service label)</p> | | <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> | |
| <p>PS Form 3811, August 2001, Domestic Return Receipt 102595-02-M-1540</p> | | | |

| | | | |
|---|--|---|--|
| SENDER: COMPLETE THIS SECTION | | COMPLETE THIS SECTION ON DELIVERY | |
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| <p>1. Article Addressed to:</p> <p>Philips Medical Systems NA 22100 Bothell Everett Highway PO Box 3003 Bothell, WA 98041-3003</p> | | <p>A. Signature <i>DR Kristmanon</i></p> <p>B. Received by (Print Name) ROBB KRISTMANON</p> <p>C. Date of Delivery 10-09-06</p> | |
| <p>2. Article Number (Transfer from service label)</p> | | <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> | |
| <p>PS Form 3811, August 2001 Domestic Return Receipt 102595-02-M-1540</p> | | | |

EXHIBIT "A"

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vs.

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Defendants.

Civil Action – Medical Professional
Liability Action

CIVIL DIVISION

No. 2006-1602-CD

JURY TRIAL DEMANDED

TYPE OF PLEADING:
Praecipe to Discontinue

FILED ON BEHALF OF:
Plaintiffs

COUNSEL OF RECORD:

William J. Schenck
PA I.D. # 42156

Sheryle L. Long
PA I.D. # 52030

Schenck & Long
610 North Main Street
Butler, PA 16001

(724) 283-7359

FILED *1CCd 1 Cert*
3/12/2008 *of disc issued*
APR 24 2008 *to Atty Schenck*

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
COMMONWEALTH OF PENNSYLVANIA

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CIVIL DIVISION

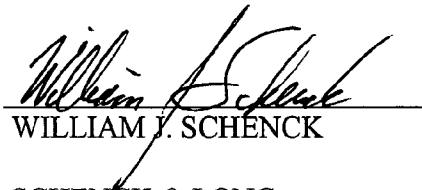
No. 2006-1602-CD

JURY TRIAL DEMANDED

PRAECIPE TO SETTLE, DISCONTINUE AND SATISFY

TO THE PROTHONOTARY:

Kindly Settle, Discontinue and Satisfy the above captioned case.



WILLIAM J. SCHENCK

SCHENCK & LONG
610 North Main Street
Butler, PA 16001

(724) 283-7359

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CIVIL DIVISION

No. 2006-1602-CD

JURY TRIAL DEMANDED

CERTIFICATE OF SERVICE

A true and correct service copy of the within Praeclipe to Discontinue was sent via
First Class United States mail on this 21st day of April 2008, to the
following individual(s):

Timm A. Miller, Esquire
Philips Electronics North America
1251 Avenue of the Americas
20th Floor
New York, New York 10020-1104


Daniele Lee Hall, Paralegal

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

David J. Kairys
Colleen M. Kairys

Vs. No. 2006-01602-CD
Picker International
Philips Medical Systems, N.A.

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 April 24, 2008, marked:

Settled, discontinued and satisfied

Record costs in the sum of \$85.00 have been paid in full by William Schenck Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 24th day of April A.D. 2008.



William A. Shaw, Prothonotary