

06-1747-CD

Dutch Pantry vs Peters Electric et al

Dutch Pantry vs Peters Electric et al
2006-1747-CD

(14)

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

Dutch Pantry Restaurant

(Plaintiff)

1480 CLFD - SHAWVILLE Ht

(Street Address)

CLEARFIELD, PA. 16830

(City, State ZIP)

VS.

PETERS ELECTRIC DAVID PETERS

(Defendant)

500 E. MARKET ST

(Street Address)

CLEARFIELD, PA. 16830

(City, State ZIP)

CIVIL ACTION

06-1747-CD

No. V-0000105-06

Type of Case: CIVIL

Type of Pleading: objection Denied

Filed on Behalf of:

DAVID PETERS

(Plaintiff/Defendant)

DAVID PETERS

(Filed by)

500 E. MARKET ST

(Address)

814-765-6764

(Phone)

David Peters

(Signature)

FILED
0185761
OCT 26 2006

Copy to:
Plff.
Def.
Maj Ireland
Def.
pd. 85.00

William A. Shaw
Prothonotary/Clerk of Courts

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

JUDICIAL DISTRICT

40thSTATEMENT OF OBJECTION TO RULE 420
ORDERS AND DETERMINATIONS
OF DISTRICT JUSTICE

COMMON PLEAS NO.

06-1747-CD

STATEMENT OF OBJECTION

1. On Oct 26-06

(date)

Richard Ireland

(name of District Justice)

District Justice, in connection with execution proceedings on the judgment rendered in the case of

Dutch Pantryvs PETERS ELECTRIC

, Claim Number

TA

LT

CV-0000105-06, made

(an order) (a determination) concerning:

Check applicable
box or boxes

an appeal taken by

PETERS ELECTRIC DAVID PETERS

from an

(appraisal) (designation) of property made by the executing office.

an appeal taken by _____ from a
setting aside of property by the executing officer.a claim to all property levied upon filed by 5-10 TRUCK 2006 WORK TRUCK

a claim to the following property levied upon filed by _____

(brief description of property)

an exception to distribution filed by Richard Irelanda request made by DAVID PETERS to set aside the sale of
2006 5-10 TRUCK

(brief description of property)

2. The (order) or (determination) referred to above was

DENIED

(Brief description of order or determination)

3. DAVID PETERS PETERS ELECTRIC

(name of objecting party)

, an aggrieved party in interest,

objects to this (order) (determination) of the District Justice.

David Peters

(Signature of objecting party or his attorney or agent)

(This form must be filed with the
Prothonotary AND the District Justice
WITHIN TEN (10) DAYS from the date of the
order or determination to which objection is
made.)

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

MDJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD ST**
STE 113
CLEARFIELD, PA
Telephone: **(814) 765-5335** **16830**

**NOTICE OF DETERMINATION OF
PROPERTY CLAIMS AND DISPUTES**

PLAINTIFF:

DUTCH PANTRY RESTAURANT
1480 CLFD-SHAWVILLE HY
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT: VS.

PETERS ELECTRIC/DAVID PETERS, ET AL
500 EAST MARKET ST
CLEARFIELD, PA 16830

NAME and ADDRESS

Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**



PETERS ELECTRIC/DAVID PETERS
500 EAST MARKET ST
CLEARFIELD, PA 16830

THIS IS TO NOTIFY YOU THAT IN THE ABOVE CASE, THE FOLLOWING DECISION WAS MADE:

OBJECTION DENIED

You have the right to file a Statement of Objection within ten (10) days from 10-16-06

The Statement of Objection must be filed with the Court of Common Pleas of CLEARFIELD County,

on a form available from the Prothonotary at:

Courthouse Address

CLEARFIELD COUNTY COURTHOUSE
1 N SECOND STREET
CLEARFIELD PA 16830

10/16/06

A handwritten signature in black ink, appearing to read "Richard Ireland".

Date of Decision

Magisterial District Judge

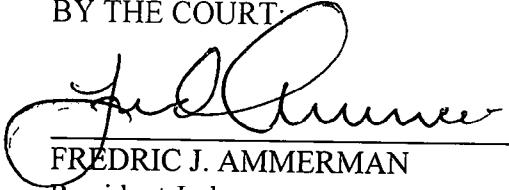
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
CIVIL DIVISION

DUTCH PANTRY RESTAURANT :
:
vs. : No. 06-1747-CD
:
PETERS ELECTRIC/DAVID PETERS :

ORDER

AND NOW, this 26th day of October 2006, it is the ORDER of the Court that Defendant's Statement of Objections to District Justice Determination filed in the above matter has been scheduled for the 9th day of November 2006, at 3:30 P.M. in Courtroom No. 1, Clearfield County Courthouse, Clearfield, PA.

BY THE COURT:


FREDRIC J. AMMERMAN

President Judge

FILED

OCT 30 2006

019-3014
William A. Shaw
Prothonotary/Clerk of Courts

CENT TO
PLFF.

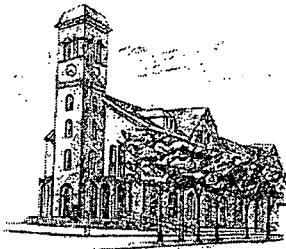
DEFT.

MOJ. Infum

DATE: 16-79-a

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: *no 13. 3/11/06*

FILED
OCT 30 2006
William A. Shaw
Prothonotary/Clerk of Courts



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

DATE: 10-30-06

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: no signature

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

MDJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD ST**
STE 113
CLEARFIELD, PA

Telephone: **(814) 765-5335** **16830**

RICHARD A. IRELAND
650 LEONARD ST
STE 113
CLEARFIELD, PA 16830

NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE

PLAINTIFF:

DUTCH PANTRY RESTAURANT
1480 CLFD-SHAWVILLE EY
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT:

PETERS ELECTRIC, ET AL.
500 EAST MARKET ST
CLEARFIELD, PA 16830

NAME and ADDRESS

Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**



THIS IS TO NOTIFY YOU THAT:

Judgment: FOR PLAINTIFF

Judgment was entered for: (Name) **DUTCH PANTRY RESTAURANT**

Judgment was entered against: (Name) **PETERS, DAVID**

in the amount of \$ **970.50** on: (Date of Judgment) **5/15/06**

Defendants are jointly and severally liable. (Date & Time) _____

Damages will be assessed on: _____

This case dismissed without prejudice. _____

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____

Portion of Judgment for physical damages arising out of residential lease \$ _____

FILED

6

OCT 31 2006
M 11:10 AM
William A. Shaw
Prothonotary/Clerk of Courts

Amount of Judgment	\$ 885.00
Judgment Costs	\$ 85.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 970.50
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR MAGISTERIAL DISTRICT JUDGES, IF THE JUDGEMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE MAGISTERIAL DISTRICT JUDGE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

MAY 15 2006 Date Richard Ireland, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.
OCT 30 2006 Date Rich Ireland, Magisterial District Judge

My commission expires first Monday of January, **2012**.

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

MDJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD ST**
STE 113
CLEARFIELD, PA

Telephone: **(814) 765-5335** **16830**

RICHARD A. IRELAND
650 LEONARD ST
STE 113
CLEARFIELD, PA 16830

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

DUTCH PANTRY RESTAURANT
1480 CLFD-SHANVILLE BY
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT:

PETERS ELECTRIC, ET AL.
500 EAST MARKET ST
CLEARFIELD, PA 16830

VS.

NAME and ADDRESS

Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**



THIS IS TO NOTIFY YOU THAT:

Judgment:

FOR PLAINTIFF

Judgment was entered for: (Name) **DUTCH PANTRY RESTAURANT**

Judgment was entered against: (Name) **PETERS ELECTRIC**

in the amount of \$ **970.50** on: (Date of Judgment) **5/15/06**

Defendants are jointly and severally liable.

(Date & Time) _____

Damages will be assessed on:

Amount of Judgment	\$ 885.00
Judgment Costs	\$ 85.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 970.50

This case dismissed without prejudice.

Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total \$ _____	

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____

Portion of Judgment for physical damages arising out of residential lease \$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR MAGISTERIAL DISTRICT JUDGES, IF THE JUDGEMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE MAGISTERIAL DISTRICT JUDGE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

MAY 15 2006

Date Richard Ireland, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

OCT 30 2006 Date Richard Ireland, Magisterial District Judge

My commission expires first Monday of January, **2012**

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

MDJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD ST
STE 113
CLEARFIELD, PA**

Telephone: **(814) 765-5335** **16830**

RICHARD A. IRELAND
650 LEONARD ST
STE 113
CLEARFIELD, PA 16830

NOTICE OF INTENT TO DEFEND

PLAINTIFF:

DUTCH PANTRY RESTAURANT
1480 CLFD-SHAWVILLE HY
CLEARFIELD, PA 16830

NAME and ADDRESS

VS.

DEFENDANT:

PETERS ELECTRIC, ET AL.
500 EAST MARKET ST
CLEARFIELD, PA 16630

NAME and ADDRESS

Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**



HEARING: CIVIL ACTION HEARING

Date: **05/15/06**

Place: **DISTRICT COURT 46-3-02**

Time: **1:30 PM**

650 LEONARD ST

STE 113

CLEARFIELD, PA 16830

PLAINTIFF: DUTCH PANTRY RESTAURANT

You are hereby notified that the defendant named below has given notice of his intent to present a defense at the hearing in the above case.

DEFENDANT: PETERS ELECTRIC

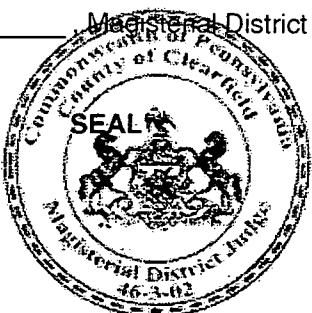
5/10/06

Date

R. A. Ireland

Magisterial District Judge

My commission expires first Monday of January, **2012**.



DATE PRINTED: 5/10/06 10:14:16 AM

AOPC 623-05

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

MDJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD ST**
STE 113
CLEARFIELD, PA

Telephone: **(814) 765-5335** 16830

RICHARD A. IRELAND
650 LEONARD ST
STE 113
CLEARFIELD, PA 16830

AMOUNT OF JUDGMENT \$	885.00
Court Clerk Fee	
	115.25
INTEREST ON JUDGMENT \$.00
JUDGMENT COSTS \$	85.50
ORDER OF EXECUTION \$	31.50
TOTAL \$	1117.25

ORDER OF EXECUTION /
NOTICE TO DEFENDANT

PLAINTIFF:

NAME and ADDRESS

DUTCH PANTRY RESTAURANT
1480 CLFD-SHAWVILLE EY
CLEARFIELD, PA 16830

VS.

DEFENDANT:

NAME and ADDRESS

PETERS ELECTRIC, ET AL.
500 EAST MARKET ST
CLEARFIELD, PA 16830



Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**

Judgment Date: **5/15/06**

Sheriff/Certified Constable:

LOUIS P RADZYMINSKI

Phone Number:

TO **RICHARD A. IRELAND**, MAGISTERIAL DISTRICT JUDGE:

The plaintiff, having obtained a judgment against defendant for payment of money in the above amount, requests you to issue an ORDER OF EXECUTION thereon. DATE REQUEST FILED **7/28/06**

TIME FILED **2:56PM**

(Signature on File)

(Plaintiff)

ORDER OF EXECUTION

TO **LOUIS P RADZYMINSKI**, SHERIFF/CERTIFIED CONSTABLE:

To satisfy the above judgment, interest and costs, you are directed to levy upon property of the defendant subject to levy under PA. R. C. P. D. J. No. 406 and to sell defendant's interest therein.

DATE **7/28/06**

Richard Ireland
MAGISTERIAL DISTRICT JUDGE

Received by

L. P. Radzynski

(Sheriff/Certified Constable)

, ON

7-31

(Date)

AT **11:00 A.M.**

(Time)

NOTICE TO DEFENDANT

PLEASE SEE ATTACHED PAGE FOR INFORMATION

REGARDING YOUR RIGHTS CONCERNING PERSONAL PROPERTY, EXEMPTIONS AND LEGAL ADVICE.

You may feel that you need the advice of a lawyer in this matter. If you do not have a lawyer and cannot afford one, go to or telephone the office set forth below to find where you can get legal help.

(Name)

(Address)

(Telephone)

Sep-01-06 14:16

From-CLEARFIELD EMERGENCY SVCS 911 CENTER

6147689920

T-875 P.01/02 F-360

RESPONSE FROM PENNSYLVANIA BUREAU OF MOTOR VEHICLES

OWNER INFORMATION

ETERS, DAVID J / MARY CROSWELL
10 E MARKET ST
CLEARFIELD, PA. 16830
COUNTY = CLEARFIELD

IRELAND

VEHICLE INFORMATION

IC: YNA1336. EXPIRES: 07-07.
MA: CHEVROLET VYR: 2000. VST: TK VIN: 1GCCS1945YK168204
SN: 54844566. REG GR WT: 04600. COMB GR WT: 00000.

LICENSE STATUS

SUSPENSION/REVOCATION: NO

TYPE CODE: A = RETURN CHECK, C = CAT FUND STOP
F = INSURANCE CANCELLATION, I = REVOCATION

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

NOTICE OF HEARING

Mag. Dist. No.:

46-3-02

MDJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD ST**
STE 113
CLEARFIELD, PA
Telephone: **(814) 765-5335**

16830

RICHARD A. IRELAND
650 LEONARD ST
STE 113
CLEARFIELD, PA 16830

PLAINTIFF:

DUTCH PANTRY RESTAURANT
1480 CLFD-SHAWVILLE BY
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT:

PETERS ELECTRIC/DAVID PETERS, ET AL
500 EAST MARKET ST
CLEARFIELD, PA 16830

VS.

NAME and ADDRESS

Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**



Charges(s):

A hearing has been scheduled for the above captioned case for the following purpose:

OBJECTION TO LEVY HEARING

The hearing will be held at the following date and time:

Date:

10/09/06

Place:

DISTRICT COURT 46-3-02
650 LEONARD ST
STE 113
CLEARFIELD, PA 16830
814-765-5335

Time:

9:30 AM

Please contact this office immediately if you have any questions.

10/03/06 Date Richard Ireland

Magisterial District Judge

My commission expires first Monday of January, **2012**

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

ALL COPIES PRINTED

AOPC 612-05

DATE PRINTED: **10/03/06** 9:27:31 AM



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: CLEARFIELD

Mag. Dist. No.:

46-3-02

MDJ Name: Hoh.

RICHARD A. IRELAND
Address: **650 LEONARD ST**
STE 113
CLEARFIELD, PA

Telephone: **(814) 765-5335** **16830**

RICHARD A. IRELAND
650 LEONARD ST
STE 113
CLEARFIELD, PA 16830

**OBJECTION TO LEVY
PROPERTY CLAIM**

PLAINTIFF:

DUTCH PANTRY RESTAURANT
1480 CLEF-SHANVILLE RD
CLEARFIELD, PA 16830

NAME and ADDRESS

VS.

DEFENDANT:

PETERS ELECTRIC/DAVID PETERS, ET AL
500 EAST MARKET ST
CLEARFIELD, PA 16830

NAME and ADDRESS

Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**



DATE FEE PAID: 10/03/06

I hereby object to the levy/claim to the property, concerning:

Check applicable box(es):

an appeal taken by _____ from an appraisal of property made by the executing officer.

an appeal by designation or setting aside of property by the executing officer.

objection to levy because it is (excessive) or (illegal).

a claim to ALL property levied upon filed by _____

a claim to the following property levied upon:

(Brief Description of Property)

other reason: I OWN THE TRUCK not The
Defendant

Mary Crosswell

(Signature of Objecting Party or his Attorney or Agent)

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: CLEARFIELD

Mag. Dist. No.:

46-3-02

MDJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD ST**
STE 113
CLEARFIELD, PA

Telephone: **(814) 765-5335** **16830**

RICHARD A. IRELAND
650 LEONARD ST
STE 113
CLEARFIELD, PA 16830

**NOTICE OF DETERMINATION OF
PROPERTY CLAIMS AND DISPUTES**

PLAINTIFF:

DUTCH PANTRY RESTAURANT
1480 CLFD-SHAWVILLE HY
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT:

PETERS ELECTRIC/DAVID PETERS, ET AL
500 EAST MARKET ST
CLEARFIELD, PA 16830

VS.

NAME and ADDRESS

Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**



THIS IS TO NOTIFY YOU THAT IN THE ABOVE CASE, THE FOLLOWING DECISION WAS MADE:

OBJECTION DENIED

You have the right to file a Statement of Objection within ten (10) days from 10-16-06

The Statement of Objection must be filed with the Court of Common Pleas of CLEARFIELD County,
on a form available from the Prothonotary at:

Courthouse Address

CLEARFIELD COUNTY COURTHOUSE
1 N SECOND STREET
CLEARFIELD PA 16830

10/16/06

A handwritten signature in black ink, appearing to read "Richard Ireland".

Date of Decision

Magisterial District Judge

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-02

MDJ Name: Hon.

RICHARD A. IRELAND
Address: **650 LEONARD ST**
STE 113
CLEARFIELD, PA

Telephone: **(814) 765-5335** **16830**

**COMMON PLEAS NOTIFICATION
REQUEST FORM**

PLAINTIFF:

DUTCH PANTRY RESTAURANT
1480 CLFD-SHAWVILLE HY
CLEARFIELD, PA 16830

NAME and ADDRESS

DEFENDANT:

PETERS ELECTRIC/DAVID PETERS, ET AL
500 EAST MARKET ST
CLEARFIELD, PA 16830

VS.

NAME and ADDRESS

Docket No.: **CV-0000105-06**
Date Filed: **4/10/06**



Disposition Date: 5/15/06

Please be advised that an appeal has been filed in the above captioned case. Kindly use this form to indicate the results in this case, and return to the issuing authority (listed above).

RESULT OF APPEAL

Common Pleas Judge

CIVIL-LANDLORD/TENANT APPEAL

- APPEAL STRICKEN - appeal has been disallowed.
- APPEAL DISCONTINUED - appeal has been discontinued by appellant.
- MAGISTERIAL DISTRICT JUDGE DECISION UPHELD - court has reached the same decision as the magisterial district judge judgement.
- MAGISTERIAL DISTRICT JUDGE DECISION DISMISSED - court has reached a decision that does not concur with the district justice decision.

WRIT OF CERTIORARI

- WRIT STRICKEN - appeal has been disallowed.
- WRIT DISCONTINUED - writ has been discontinued by appellant.
- MAGISTERIAL DISTRICT JUDGE DECISION SET ASIDE - the case will be reheard due to irregularity, lack of jurisdiction, or improper venue.
- WRIT DISMISSED - magisterial district judge decision was not found to be flawed, lacking jurisdiction, or having improper venue.

STATEMENT OF OBJECTION (Please give a general summary of the results)

- OBJECTION DISCONTINUED - objection has been discontinued by the appellant.
- OBJECTION DENIED - objection has been denied by the Court of Common Pleas.
- OBJECTION UPHELD - appellant's objection has been upheld by the Court of Common Pleas.

NOTICE OF EXECUTION SALE

By virtue of certain ORDER(S) of EXECUTION, directed to me, I will expose to PUBLIC SALE

on: Thursday the 9th day of November, 06, at 5 o'clock

at the following location: (address) 500 E. Market St. Clearfield PA 16830

the following articles, property of DAVID Peters / Peters Electric

1- 2000 Chevy S-10 w/ Leer Cap Pn Plte YNA-1336

1- 10' Aluminum Ladder

1- 20' Aluminum Extension Ladder

1. All claims to the property must be filed before this sale in the office of: RICHARD A IRELAND, Mag. Dist. Judge
Address: 650 LEONARD ST STE 113 CLEARFIELD, PA 16830
2. All claims to the proceeds must be filed in the above magisterial district judge office before distribution.
3. A schedule of distribution will be filed in the above magisterial district judge office on (Date): 10-13-06 and distribution will be made in accordance therewith unless exceptions are filed within ten (10) days thereafter.

Date: 9-11-06 by: Louis P Radyminski Sheriff or Certified Constable
Order of Execution No.: CV-105-06 Claim No.: _____
from: Richard A Ireland, issuing Magisterial District Judge Magisterial District No.: 46-3-02
from: _____, Magisterial District Judge Magisterial District No.: _____

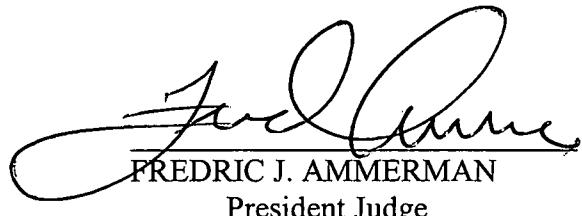
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DUTCH PANTRY RESTAURANT :
Plaintiff, : No. 06-1747-C.D.
v. :
PETERS ELECTRIC/ DAVID PETERS, :
Defendant. :
:

ORDER

NOW, this 17 day of November 2006, following argument relative Defendant's Statement of Objections to Magisterial District Judge's Determination, it is the ORDER of this Court that Defendant's requested relief be and is hereby GRANTED. The 2000 Chevrolet Pickup Truck, VIN 1GCCS1945YK168204, registered in the joint names of David J. Peters and Mary Croswell, is not subject to execution in satisfaction of Plaintiff's judgment, and is hereby released from levy.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

FILED ICC Aff.
01/00/06 1480 C1fd-Shawville Hwy.
NOV 17 2006 Clearfield, PA 16830

William A. Shaw
Prothonotary/Clerk of Courts ICC Def.-
500 E. Market St.
Clearfield, PA 16830

ICCmt Ireland
(without memo)

60

FILED

NOV 17 2006

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

DATE: 11/17/06

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: