

06-2007-CD
First Nat'l Bank vs Priscilla Nemergut et al

First National et al vs Priscilla Nemergut et
2006-2007-CD

COURT OF COMMON PLEAS OF INDIANA COUNTY
CIVIL DIVISION

06-2007-CD

Page 1 of 5

Plaintiff(s)

FIRST NATIONAL BANK OF
PENNSYLVANIA F/K/A
PROMISTAR BANK AL
(vs)

Defendant(s)
NEMERGUT PRISCILLA P AL
ABRAMS PATRICIA K AL

Case No: 2005-31591

WRIT OF EXECUTION
NOTICE



CC

This paper is a WRIT OF EXECUTION. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly:

- (1) Fill out the attached claim form and demand for a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to the court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

FILED *Atty Abrams*
m12/19/06
DEC 01 2006 pd-2000

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.

William A. Shaw
Prothonotary/Clerk of Courts

COURT ADMINISTRATOR
4TH FLR COURTHOUSE
825 PHILADELPHIA ST
INDIANA PA 15701
724-465-3955

COURT OF COMMON PLEAS OF INDIANA COUNTY
CIVIL DIVISION

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FIRST NATIONAL BANK OF PA FKA (vs) PRISCILLA P NEMERGUT AL
Case No: 2005-31591

WRIT OF EXECUTION
(Money Judgments)
(Rule 3252)

Commonwealth of Pennsylvania
County of INDIANA
CLEARFIELD
To the Sheriff of ~~INNXXANXX~~ COUNTY

To satisfy the judgment, interest, attorney's commission and costs
against: NEMERGUT PRISCILLA P AL
ABRAMS PATRICIA K AL

- (1) You are directed to levy upon the property of the defendant(s)
and to sell his, her, or their, interest therein:
- (2) You are also directed to attach the property of the
defendant(s) not levied upon in the possession of
as Garnishee(s).

(Specifically describe Property)

COURT OF COMMON PLEAS OF INDIANA COUNTY
CIVIL DIVISION

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FIRST NATIONAL BANK OF PA FKA (vs) PRISCILLA P NEMERGUT AL
Case No: 2005-31591

and to notify the Garnishee(s) that

- (a) An attachment has been issued.
- (b) The garnishee(s) is enjoined from paying any debt to or the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof.
- (c) If property of the defendant(s) not levied upon and subject to attachment is found in possession of anyone other than the named garnishee(s), you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Linda Moore Mack
Prothonotary

11/16/2006
Date Sealed

Attorney for Plaintiff:

ABRAMS DAVID
SUITE 207 ALSTAN MALL
2526 MONROEVILLE BLVD
MONROEVILLE, PA 15146

COURT OF COMMON PLEAS OF INDIANA COUNTY
CIVIL DIVISION

Page 4 of 5

FIRST NATIONAL BANK OF PA FKA (vs) PRISCILLA P NEMERGUT AL
Case No: 2005-31591

CLAIM FOR EXEMPTION

To the Sheriff:

I, the above-named defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon,

(a) I desire that my \$300 statutory exemption to

(i) _____ set aside in kind (specify property to be set aside in kind); _____

(ii) _____ paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis for exemption): _____

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300 statutory exemption: _____ in cash
_____ in kind (specify property): _____

(b) Social Security benefits on deposit in the amount of:

(c) Other (specify amount and basis of exemption):

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

COURT OF COMMON PLEAS OF INDIANA COUNTY
CIVIL DIVISION

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FIRST NATIONAL BANK OF PA FKA (vs) PRISCILLA P NEMERGUT AL
Case No: 2005-31591

I request a prompt court hearing to determine the exemption.
Notice of the hearing should be given to me at:

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 PA C.S. 4909 relating to unsworn falsification to authorities.

Date

(Defendant)

THIS CLAIM TO BE FILED WITH THE OFFICE
OF THE SHERIFF OF INDIANA COUNTY

3RD FLR COURTHOUSE
825 PHILADELPHIA ST
INDIANA PA 15701
724-465-3930

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20485
NO: 06-2007-CD

PLAINTIFF: FIRST NATIONAL BANK OF PENNSYLVANIA F/K/A PROMISTAR BANK
vs.
DEFENDANT: PRISCILLA P. NEMERGUST AND PATRICIA ABRAMS

Execution PERSONAL PROPERTY

SHERIFF RETURN

DATE RECEIVED WRIT: 12/1/2006

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 1/7/2009

S FILED

*0/10/10 fm
JAN 09 2012*

William A. Shaw
Prothonotary/Clerk of Courts

DETAILS

@ SERVED PRISCILLA P. NEMERGUT

AFTER SEVERAL ATTEMPTS DEPUTIES UNABLE TO LOCATE PRISCILLA P. NEMERGUT, DEFENDANT, AT 1751 PATCHIN HIGHWAY, CHERRY TREE, PA 15724.

@ SERVED PATRICIA K. ABRAMS

AFTER SEVERAL ATTEMPTS DEPUTIES UNABLE TO LOCATE PATRICK A. ABRAMS, DEFENDANT, AT 1751 PATCHIN HIGHWAY, CHERRY TREE, PA 15724.

@ SERVED

NOW, JANUARY 9, 2012 RETURN WRIT AS TIME EXPIRED.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20485
NO: 06-2007-CD

PLAINTIFF: FIRST NATIONAL BANK OF PENNSYLVANIA F/K/A PROMISTAR BANK
VS.
DEFENDANT: PRISCILLA P. NEMERGUST AND PATRICIA ABRAMS

Execution PERSONAL PROPERTY

SHERIFF RETURN

SHERIFF HAWKINS \$160.00

SURCHARGE \$40.00 PAID BY ATTORNEY

So Answers,

Chester Hawkins
Deputy Sheriff Butch - Clearfield
Chester A. Hawkins
Sheriff

**PERSONAL PROPERTY SALE
SCHEDULE OF DISTRIBUTION**

NAME PRISCILLA P. NEMERGUT

NO. 06-2007-CD

NOW, January 07, 2012, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Priscilla P. Nemergust And Patricia Abrams to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

SHERIFF COSTS:

RDR SERVICE	9.00
MILEAGE	32.04
LEVY	20.00
MILEAGE POSTING	
HANDBILLS	
COMMISSION	0.00
POSTAGE	1.56
HANDBILLS	
DISTRIBUTION	
ADVERTISING	
ADD'L SERVICE	
ADD'L POSTING	
ADD'L MILEAGE	82.40
ADD'L LEVY	
BID/ SETTLEMENT AMOUNT	
RETURNS/DEPUTIZE	
COPIES	10.00
BILLING/PHONE/FAX	5.00
CONTINUED SALES	
MISCELLANEOUS	
TOTAL SHERIFF COSTS	\$160.00

PLAINTIFF COSTS, DEBT AND INTEREST:

DEBT-AMOUNT DUE	1,860.33
INTEREST @ %	0.00
FROM TO	
PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	65.50
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	40.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	
TOTAL DEBT AND INTEREST	\$2,125.83
COSTS:	
ADVERTISING	0.00
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	
ACKNOWLEDGEMENT	
SHERIFF COSTS	160.00
LEGAL JOURNAL COSTS	0.00
PROTHONOTARY	
MORTGAGE SEARCH	
MUNICIPAL LIEN	
TOTAL COSTS	\$160.00
TOTAL COSTS	\$2,125.83

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff

COURT OF COMMON PLEAS OF INDIANA COUNTY
CIVIL DIVISION

DL-2007-CD

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AMOUNT DUE	\$1,860.33
Interest FROM 9/12/2005 TO	
TOTAL	\$1,860.33
PRO (36.50 PD)	\$44.00
THIS WRIT PD	\$21.50
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.	
.	
.	

Linda Moore Mack
Prothonotary

Linda Moore Mack

11/16/2006
Date Sealed

Received December, 2006 @ 2:00 P.M.

Chester A. Hawkes
By Courtney Butch-Aufderheide

Attorney for Plaintiff:

ABRAMS DAVID
SUITE 207 ALSTAN MALL
2526 MONROEVILLE BLVD
MONROEVILLE, PA 15146

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