

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

VS

RICHARD E. GROUT

: IN THE COURT OF COMMON PLEAS
: OF CLEARFIELD COUNTY, PENNSYLVANIA
:
:
: NO. 06-2091-CJ

TO: **RICHARD E. GROUT**

N O T I C E

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 complaint and notice are 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).
THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Court Administrator
2nd floor, Court House
Clearfield, Pennsylvania 16830
814-765-2641 (ext 5982)

FILED Atty pd. 85.00
20119701
DEC 15 2006 ICC Shff

William A. Shaw
Prothonotary/Clerk of Courts

NATIONAL FUEL GAS
DISTRIBUTION CORPORATION

VS

RICHARD E. GROUT

: IN THE COURT OF COMMON PLEAS
: OF CLEARFIELD COUNTY, PENNSYLVANIA
:
: NO.
:

PURSUANT TO PROVISIONS OF THE FEDERAL FAIR DEBT
COLLECTION PRACTICE ACT, YOU ARE ADVISED AND WARNED THAT
THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION
OBTAINED WILL BE USED FOR THAT PURPOSE.
SEE 15 U.S.C. §1692(e)(11).

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS OF
DISTRIBUTION CORPORATION, : CLEARFIELD COUNTY, PENNSYLVANIA
Plaintiff :
v. :
RICHARD E. GROUT : NO.
Defendant :
:

CIVIL ACTION

AND NOW, comes the Plaintiff, National Fuel Gas Distribution Corporation, by and through its attorneys, Quinn, Buseck, Leemhuis, Toohey, and Kroto, Inc., and files this Civil Action Complaint of which the following is a statement:

1. The Plaintiff, National Fuel Gas Distribution Corporation, is a New York corporation with a place of business located at 1100 State Street, Erie, Pennsylvania.
2. The Defendant, Richard E. Grout, is an individual with a mailing address located at Box 273, DuBois, Pennsylvania.
3. Pursuant to the provisions of the Federal Fair Debt Collection Practices Act [15 U.S.C. Section 1692(g)], attached hereto as Exhibit "A" is a **DEBT VALIDATION STATEMENT.**
4. At the Defendant's request, the Plaintiff supplied gas service to the Defendant up to and including October 6, 2006 (the "gas service").
5. The gas service was supplied to the Defendant at 327 West Long Avenue, DuBois, Pennsylvania (the "premises") all in accordance with the rules and regulations of the Pennsylvania Public Utility Commission.
6. In regard to this gas service, the Plaintiff opened an account for the Defendant and

assigned the Defendant Account Number 614999011 (the "Defendant's Account").

7. For and in consideration of the Plaintiff supplying the gas service as stated, the Defendant expressly or implicitly promised to pay the Plaintiff the amount charged to the Defendant's account for the gas service.

8. The Plaintiff has kept accurate records of the amount of gas consumed by the Defendant under the aforementioned account, as well as all debits and credits to that account, and the Plaintiff has sent the Defendant statements of the account on a regular basis which summarize this information (the "statement of account"). A true and correct copy of some of the Plaintiff's records of the Defendant's account is attached hereto, made a part hereof and marked as Exhibit "B."

9. The Defendant has never disputed the Plaintiff's statement of account.

10. As of the date of the last statement of account, the Defendant owed the Plaintiff Two Thousand Nine Hundred Seventy-Five and 13/100 (\$2,975.13) Dollars for gas service on this account.

11. The Plaintiff has demanded that the Defendant pay the Plaintiff the aforementioned amount, but the Defendant is either unable or unwilling to pay the amount due.

WHEREFORE, the Plaintiff demands judgment against the Defendant, above-captioned, in the amount of Two Thousand Nine Hundred Seventy-Five and 13/100 (\$2,975.13) Dollars, plus interest, plus the costs incurred as a result of this action.

COUNT II

National Fuel Gas Distribution Corporation
v.
Richard E. Grout

12. The Plaintiff hereby incorporates paragraphs one (1) through eleven (11) above as if

fully set forth.

13. The Defendant, Richard E. Grout, is the owner of and/or resides at the premises to which the Plaintiff supplied gas service. As such, the Defendant received the benefit of the gas service.

14. It would be inequitable and unconscionable, and the Defendant would thereby be unjustly enriched, if he/she is permitted to retain the benefits of the gas service without paying for the same.

WHEREFORE, the Plaintiff demands judgment against the Defendant, above-captioned, in the amount of Two Thousand Nine Hundred Seventy-Five and 13/100 (\$2,975.13) Dollars, plus interest, plus the costs incurred as a result of this action.

COUNT III -- QUANTUM MERUIT

National Fuel Gas Distribution Corporation
v.
Richard E. Grout

15. The Plaintiff hereby incorporates paragraph one (1) through fourteen (14) above as if fully set forth.

16. The Plaintiff, at the request of the Defendant and with the Defendant's knowledge and acquiescence, supplied gas service to the Defendant at his/her premises.

17. In the course of supplying such gas service, the Plaintiff was required to and did furnish natural gas as set forth in Exhibit "B."

18. The fair market value of the said materials and services at the time they were furnished was Two Thousand Nine Hundred Seventy-Five and 13/100 (\$2,975.13) Dollars.

19. Defendant has refused to pay Plaintiff the fair market value of the materials and services furnished, although the same is due.

WHEREFORE, the Plaintiff demands judgment against the Defendant above captioned in the amount of Two Thousand Nine Hundred Seventy-Five and 13/100 (\$2,975.13) Dollars plus interest and costs incurred as a result of this action.

Respectfully submitted,

QUINN, BUSECK, LEEMHUIS, TOOHEY & KROTO, INC.

By 

Lawrence C. Bolla, Esquire
Pa. ID. No. 19679
2222 West Grandview Boulevard
Erie, PA 16506-4508
(814) 833-2222
Attorneys for Plaintiff,
National Fuel Gas Distribution Corporation

Document #324226, v1

EXHIBIT "A"

NATIONAL FUEL GAS : IN THE COURT OF COMMON PLEAS
DISTRIBUTION CORPORATION : OF CLEARFIELD COUNTY, PENNSYLVANIA
VS :
RICHARD E. GROUT :
: NO.

DEBT VALIDATION STATEMENT

1. The amount of the debt is \$2,975.13.
2. The name of the creditor to whom the debt is owed is
NATIONAL FUEL GAS DISTRIBUTION CORPORATION.
3. Unless Defendant(s), RICHARD E. GROUT, within thirty days
after receipt of this Notice, disputes the debt validity, or any
portion thereof, the attorney signing this Complaint will assume
the debt to be valid.
4. If Defendant(s), RICHARD E. GROUT, notifies the attorney
signing this Complaint in writing within the thirty day period that
the debt or any portion thereof is disputed, the attorney will
obtain verification of the debt or a copy of a judgment against
RICHARD E. GROUT, and the attorney will mail a copy of such
verification or judgment to RICHARD E. GROUT; and if appropriate,
5. A statement that, upon RICHARD E. GROUT written request
within the thirty-day period, the attorney will provide RICHARD E.
GROUT with the original creditor's name and address if different
from the current creditor.

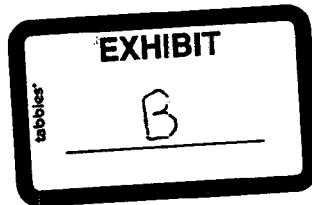
KGLNUC15-1

NATIONAL FUEL GAS DISTRIBUTION CORPORATION
ACCOUNTS RECEIVABLE PRINT

DATE: 11/22/06

RBA NUM : 6149990 - 11
 NAME : GROUT, RICHARD E
 PREM ADDR : 327 W LONG AVE DUBOIS PA
 MAIL ADDR : PO BOX 273 DUBOIS PA 15801-0273
 RBA STATUS : INACTIVE CAC : OC

TRANS DATE	EMP ID	TRANSACTION TYPE	TRANS AMOUNT	BALANCE
100906		TOTAL BILLED CHARGES	168.04	2975.13
092906		SEC DEP INT REF	-70.79	2807.05
091806	50517	ADJ NET EFFECT	-367.93	2877.88
091406		TOTAL BILLED CHARGES	191.57	3245.81
091206	32164	RATEPAYER PYMT	-134.63	3054.24
081506		TOTAL BILLED CHARGES	159.14	3188.87
080806	00924	CHARGEBACK	450.00	3029.73
072406	50558	RATEPAYER PYMT	-450.00	2579.73
071806		TOTAL BILLED CHARGES	177.41	3029.73
061606		TOTAL BILLED CHARGES	426.65	2852.32
051706		TOTAL BILLED CHARGES	628.45	2425.67
041806		TOTAL BILLED CHARGES	1151.81	1797.22
031706		TOTAL BILLED CHARGES	645.41	645.41



VERIFICATION

I, Mary C. Muroskey, Assistant Manager, Consumer Business Division, Pennsylvania, of National Fuel Gas Distribution Corporation, depose and say that the facts set forth in the foregoing document are true and correct to the best of my knowledge, information and belief. This statement is made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities.

Mary C. Muroskey

DATED: December 13, 2006

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102252
NO. 06-2091-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: NATIONAL FUEL GAS DISTRIBUTION CORPORATION
vs.
DEFENDANT: RICHARD E. GROUT

SHERIFF RETURN

NOW, December 28, 2006 AT 2:15 PM SERVED THE WITHIN COMPLAINT ON RICHARD E. GROUT
DEFENDANT AT WORK: D.R.M.C. EAST, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO
RICHARD E. GROUT, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE
KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET /

FILED
01/30/2007
MAR 13 2007
WM
William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	QUINN	279133	10.00
SHERIFF HAWKINS	QUINN	279133	35.30

Sworn to Before Me This
____ Day of _____ 2007

So Answers,

*Chester A. Hawkins
by Marley Hamer*
Chester A. Hawkins
Sheriff

Notice of Proposed Termination of Court Case

February 1, 2012

RE: 2006-02091-CD

National Fuel Gas Distribution Corporation

Vs.

Richard E. Grout

FILED

S
80 FEB 01 2012
Bo William A. Shaw
Prothonotary/Clerk of Courts

To All Parties and Counsel:

Please be advised that the Court intends to terminate the above captioned case without notice, because the Court records show no activity in the case for a period of at least two years.

You may stop the Court terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the Prothonotary of Clearfield County, PO Box 549, Clearfield, Pennsylvania 16830. The Statement of Intention to Proceed must be filed on or before April 2, 2012.

If you fail to file the required statement of intention to proceed within the required time period, the case will be terminated.

By the Court,

F.C. Bell III
F. Cortez Bell, III, Esq.
Court Administrator

Court of Common Pleas of Clearfield County, Pennsylvania
Civil Division

National Fuel Gas Distribution Corporation

Vs.

2006-02091-CD

Richard E. Grout

FILED

WAS JUL 27 2012

WAS William A. Shaw
Prothonotary/Clerk of Courts

GK

Termination of Inactive Case

This case is hereby terminated with prejudice this July 27, 2012, as per Rule 230.2



William A. Shaw
Prothonotary