

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW

CORA A. RIEG,

Plaintiff

Vs.

KENNETH C. CALIARI,

Defendant

No. 2006-2149-CD

Type of Pleading:

CIVIL ACTION

Filed on Behalf of:
PLAINTIFF

Counsel of Record for This Party:

Jeffrey S. DuBois, Esquire
Supreme Court No. 62074
190 West Park Avenue, Suite #5
DuBois, PA 15801
(814) 375-5598

FILED

011:30 a.m. 6K

DEC 28 2006

3cc to Atty

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW

CORA A. RIEG,	:	No. _____
	:	
Plaintiff	:	
	:	
Vs.	:	
	:	
KENNETH C. CALIARI,	:	
	:	
Defendant	:	

NOTICE

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, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. 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.

Clearfield County Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

Jeffrey S. DuBois, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW

CORA A. RIEG,	:	No. <u>2006-2149-CD</u>
Plaintiff	:	
	:	
Vs.	:	
	:	
KENNETH C. CALIARI,	:	
Defendant	:	

COMPLAINT

AND NOW, comes the Plaintiff, CORA A. RIEG, by and through her attorney, Jeffrey S. DuBois, Esquire, who files this Civil Action, and in support thereof avers the following:

1. Plaintiff, Cora A. Rieg, is an adult individual with an address of 153 Hemlock Road, DuBois, Clearfield County, Pennsylvania, 15801.
2. Defendant, Kenneth C. Caliari, is an adult individual with an address of 573 Parrish Road, DuBois, Clearfield County, Pennsylvania, 15801.
3. Jurisdiction and venue is proper with this Honorable Court, as both parties reside in Clearfield County and all transactions herein occurred in Clearfield County.
4. On or about October 2002, Plaintiff lent Defendant Thirty Thousand and 00/100 (\$30,000.00) Dollars for use in his business, Caliari Concrete.
5. Of the Thirty Thousand and 00/100 (\$30,000.00) Dollars Plaintiff loaned to Defendant, part was in one (1) check totaling Twenty Thousand and 00/100 (\$20,000.00) Dollars, and the remaining Ten Thousand and 00/100 (\$10,000.00) Dollars was given in

various cash deposits to Defendant. A copy of said Twenty Thousand and 00/100 (\$20,000.00) Dollars check is attached hereto and made a part hereof as Exhibit "A".

6. It was always the understanding between the parties that Defendant would reimburse and pay back the loan to Plaintiff as soon as possible.

7. Recently, Plaintiff requested the return of said monies from Defendant.

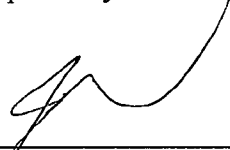
8. Despite repeated requests by Plaintiff to Defendant for the repayment of said loan, Defendant has failed to repay said loan to Plaintiff.

9. Defendant has breached the agreement with Plaintiff in not paying back the said Thirty Thousand and 00/100 (\$30,000.00) Dollars plus interest, and as a consequence of Defendant's breach, Plaintiff has been harmed.

10. Defendant would be unjustly enriched if he were allowed to retain said Thirty Thousand and 00/100 (\$30,000.00) Dollars and not repay said monies to Plaintiff.

WHEREFORE, Plaintiff respectfully request this Honorable Court to award her Judgment in her favor in the amount of Thirty Thousand and 00/100 (\$30,000.00) Dollars, plus interest and costs, against Defendant, and such other relief as this Honorable Court would deem just and equitable.

Respectfully submitted,



Jeffrey S. DuBois, Esquire
Attorney for Plaintiff

CORA ANN RIEG
P.O. BOX 170 814-371-1339
DUBOIS, PA 15801


90-0857433
30787500

141

DATE Oct 11, 2002

PAY TO THE ORDER OF Caliani Concrete Construction 20,000.00

Twenty thousand dollars 00/100 DOLLARS

 **S&T Bank**
1000 125 BANK BLDG W. 1000 W. 1000

MEMO Cora A. Rieg


⑆043306855⑆ 3000875504⑆ 0141 ⑆0002000000⑆

EXHIBIT "A"

VERIFICATION

I, CORA RIEG, verify that the statements in the foregoing Pleading are true and correct to the best of my knowledge, information and belief.

This statement and verification is made subject to the penalties of 18 Pa.C.S. 4904 relating to unsworn falsification to authorities, which provides that if I make knowingly false averments, I may be subject to criminal penalties.


Cora Rieg

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102292
NO: 06-2149-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: CORA A. RIEG
vs.
DEFENDANT: KENNETH C. CALIARI

SHERIFF RETURN

NOW, January 11, 2007 AT 11:43 AM SERVED THE WITHIN COMPLAINT ON KENNETH C. CALIARI DEFENDANT AT ONE CALIARI LANE, S.R. 153, PENFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO KENNETH C. CALIARI, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: NEVLING / COUDRIET

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	DUBOIS	2501	10.00
SHERIFF HAWKINS	DUBOIS	2501	33.91

FILED
9:35 am
MAR 21 2007
UM

William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

_____ Day of _____ 2007

So Answers,

Chester A. Hawkins
My Maulyr Hawk

Chester A. Hawkins
Sheriff

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

CORA A. RIEG,

Plaintiff

Vs.

KENNETH C. CALIARI,

Defendant

No. 2006-2149-CD

Type of Pleading:

IMPORTANT NOTICE

Filed on Behalf of:
PLAINTIFF

Counsel of Record for This Party:

Jeffrey S. DuBois, Esquire
Supreme Court No. 62074
190 West Park Avenue, Suite #5
DuBois, PA 15801
(814) 375-5598

FILED

MAR 26 2007

William A. Shaw
Prothonotary/Clerk of Courts

QCC
W.A. Shaw
Jeff DuBois
@

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

CORA A. RIEG,	:	No. 2006-2149-CD
Plaintiff	:	
	:	
Vs.	:	
	:	
	:	
KENNETH C. CALIARI,	:	
Defendant	:	


TO: Kenneth C. Caliari
c/o Richard H. Milgrub, Esquire
211 N. Second Street
Clearfield, PA 16830

Date of Notice: March 26, 2007

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

William A. Shaw, Prothonotary
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830
(814) 765-2641



Jeffrey S. DuBois, Esquire
Attorney for Plaintiffs
190 West Park Avenue, Suite #5
DuBois, PA 15801
(814) 375-5598

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

CORA A. RIEG,	:	No. 2006-2149-CD
	:	
Plaintiff	:	
	:	
Vs.	:	
	:	
	:	
KENNETH C. CALIARI,	:	
	:	
Defendant	:	

CERTIFICATE OF SERVICE

I do hereby certify that on the 21st day of March, 2007, I served a true and correct copy of the within Important Notice by first class mail, postage prepaid, on the following:

Kenneth C. Caliari
c/o Richard H. Milgrub, Esquire
211 N. Second Street
Clearfield, PA 16830



Jeffrey S. DuBois, Esquire

Notice of Proposed Termination of Court Case

March 2, 2012

RE: 2006-02149-CD

Cora A. Rieg

Vs.

Kenneth C. Caliri

FILED
MAR 02 2012
William A. Stone
Prothonotary/Clerk of Court
6K

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 **May 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. Cortez Bell, III
F. Cortez Bell, III, Esq.
Court Administrator

William A. Shaw
Prothonotary/Clerk of Courts
PO Box 549
Clearfield, PA 16830

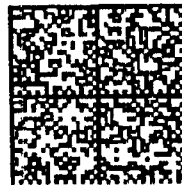
FILED

019:04801
MAR 12 2012

William A. Shaw
Prothonotary/Clerk of Courts

Handwritten signature

Kenneth C. Calari
573 Parrish Road
DuBois, Pa 15801



Hasler

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Mailed From 16830
US POSTAGE

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NOT DELIVERABLE TO SENDER
RETURN TO SENDER
UNABLE TO FORWARD

BC: 16830054949 *1179-12147-02-39

158010549

|||||

Notice of Proposed Termination of Court Case

March 2, 2012

RE: 2006-02149-CD

Cora A. Rieg

Vs.

Kenneth C. Caliri

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.

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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,

A handwritten signature in black ink, appearing to read "F. Cortez Bell, III".

F. Cortez Bell, III, Esq.
Court Administrator

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

CORA A. RIEG
Plaintiff
vs.
KENNETH C. CALIARI,
Defendant

* NO. 2006-2149-CD
*
*
*
*
*


FILED

MAR 21 2013
6:45 PM
William A. Shaw
Prothonotary/Clerk of Courts
Clerk to Dugan
D.F.M.

ORDER

NOW, this 20th day of March, 2013, upon the Court's review of the record, with the Court noting from the docket there has been no activity in the case since March 26, 2007, and that a Notice of Proposed Termination of Court Case had been mailed to the parties March 2, 2012 with no response having been received, pursuant to the provisions of Rule of Judicial Administration 1901 the case is hereby DISMISSED for inactivity. The Prothonotary shall code the case in Full Court as Z-1901A.

BY THE COURT,


FREDRICK J. AMMERMAN
President Judge

FILED
MAR 21 2013
Prothonotary/Clerk of Courts
William A. Straw

Ann
Atty DuBay

Def. 573 PARRISH ROSS
DuBay