

07-128-CD  
Comm of Pa vs \$18,000.00

Comm of PA vs \$18000.00 Us Currency et al  
2007-128-CD

Date: 7/10/2007

Time: 03:48 PM

Page 1 of 1

**Clearfield County Court of Common Pleas**

**ROA Report**

Case: 2007-00128-CD

User: DFOLMAR

Current Judge: Fredric Joseph Ammerman

Commonwealth of Pennsylvania vs. \$18,000.00 U.S. Currency

**Civil Other**

Date		Judge
7/2/2007	Commonwealth's Motion for Hearing Date, filed by s/Stevan Kip Portman One CC Attorney Portman	No Judge
4/27/2007	Certificate of Service, filed. Served a copy of the Foregoing Request for Production of Documents upon Marjorie S. Lyons, filed by s/ Stevan Kip Portman Esq. No CC.	No Judge
1/26/2007	Rule To Show Cause, NOW, this 25th day of Jan., 2007, a rule is issued upon Marjorie S. (Mio) Lyons, owner and/or possessor of the within defendant/property, to show cause why the prayer and order of the attached Petition of Forfeiture and Condemnation should not be granted. Rule returnable, for the purpose of filing an Answer only, within thirty days from the date of service of the attached Petition upon Marjorie S. (Mio) Lyons. Failure to answer this Petition within 30 days of service will result in an Order of Forfeiture being entered against said property. By the Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Portman.	Fredric Joseph Ammerman
1/25/2007	Filing: Petition for Forfeiture and Condemnation Paid by: Commonwealth of Pennsylvania (plaintiff) Receipt number: 1917372 Dated: 01/25/2007 Amount: \$85.00 (Check) 1CC Atty. New Case Filed.	No Judge No Judge

CM

**IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA**

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
: :  
V. : No. 07-128-CD  
: :  
\$18,000.00 U.S. CURRENCY, :  
Defendant :  
FORFEITURE ACTION

**RULE TO SHOW CAUSE**

AND NOW, this 25 day of Jan, 2006, a rule is issued upon Marjorie S. (Mio) Lyons, owner and/or possessor of the within defendant/property, to show cause why the prayer and order of the attached Petition of Forfeiture and Condemnation should not be granted.

Rule returnable, for the purpose of filing an Answer only, within thirty (30) days from the date of service of the attached Petition upon Marjorie S. (Mio) Lyons, owner and/or possessor.

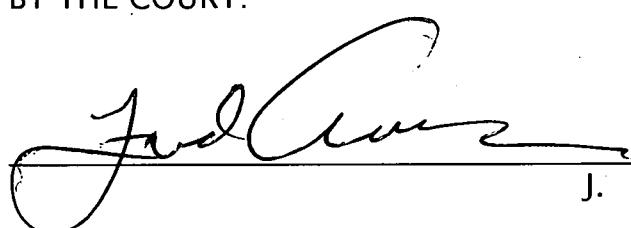
Failure to Answer this Petition within 30 days of service hereof will result in an Order of Forfeiture being entered against said property, any law or rule of Court to the contrary notwithstanding.

Notice shall be given in accordance with law.

**FILED** ICC Atty  
6/11/10 cm PoAtm  
JAN 26 2007  
GR

BY THE COURT:

William A. Shaw  
Prothonotary/Clerk of Courts

  
J.

DATE: 1-26-2007

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:

**FILED**

**JAN 26 2007**

William A. Shaw  
Prothonotary/Clerk of Courts

111

**IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA**

**COMMONWEALTH OF PENNSYLVANIA, :**  
**Plaintiff :**  
**V. :**  
**No. 07-128-CJ**  
**\$18,000.00 U.S. CURRENCY, :**  
**Defendant :**  
**FORFEITURE ACTION**

**To: Marjorie S. (Mio) Lyons  
50 Legion Street, 23B  
Brooklyn, New York 11212**

**NOTICE TO ANSWER PETITION FOR FORFEITURE AND CONDEMNATION**

TO THE CLAIMANT OF WITHIN DESCRIBED PROPERTY: YOU ARE REQUIRED  
TO FILE AN ANSWER TO THIS PETITION, SETTING FORTH YOUR TITLE IN, AND  
RIGHT TO POSSESSION OF, SAID PROPERTY WITHIN THIRTY (30) DAYS FROM  
THE SERVICE HEREOF, AND YOU ARE ALSO NOTIFIED THAT, IF YOU FAIL TO FILE  
SAID ANSWER, A DECREE OF FORFEITURE AND CONDEMNATION WILL BE  
ENTERED AGAINST SAID PROPERTY.

  
\_\_\_\_\_  
**Stevan Kip Portman**  
**Deputy Attorney General**

**FILED** Atty pd. 85.00  
M 11:46 AM  
JAN 25 2007 1CC Atty  


William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
V. :  
No. FORFEITURE ACTION  
\$18,000.00 U.S. CURRENCY, :  
Defendant :

## **PETITION FOR FORFEITURE AND CONDEMNATION**

COMES NOW, the Attorney General of the Commonwealth of Pennsylvania, Thomas W. Corbett, Jr. through Stevan Kip Portman, Deputy Attorney General, pursuant to and under authority of the provisions of the Judicial Code, Chapter 68, Controlled Substances Forfeitures Act, Sections 6801-6802, 42 Pa. C.S.A. 6801 et seq. (hereinafter referred to as "Act") and petitions this Honorable Court setting forth a right of possession in and requesting an Order of Forfeiture for \$18,000.00 U.S. currency, and in support thereof avers as follows:

1. Your Affiant is Trooper Dennis Regal of the Pennsylvania State Police.
2. The Commonwealth seized the defendant/property, \$18,000.00 U.S. currency (Property), pursuant to the Act.
3. The Commonwealth seized the Property at or about 9:00 PM, on or about Thursday, July 6, 2006.

4. The Commonwealth seized the Property at Interstate 80 Westbound at mile marker 120, Bradford Township, Clearfield County, Pennsylvania.

5. The owner of the Property, based upon all information currently available, is Marjorie S. (Mio) Lyons (Lyons), 50 Legion Street, 23B, Brooklyn, New York.

6. At the time of seizure, on the date and at the place of seizure, hereinbefore mentioned, the Property was in the possession of Lyons, 50 Legion Street, 23B, Brooklyn, New York.

7. The Property is subject to forfeiture and condemnation and no legal right, title or interest exists in it by any owners or possessors of it pursuant to Section 6801(a) of the Act, 42 Pa. C.S.A. Section 6801, (Relating to loss of property rights to the Commonwealth), based upon the following averment of material facts:

a. On July 6, 2006, Pennsylvania State Police Trooper Brett R. Hanlon (Trooper Hanlon) conducted a traffic stop on Interstate 80 westbound.

b. The driver of the vehicle was identified as Latrenda S. (Mio) Peebles and the passenger was identified as Marjorie S. (Mio) Lyons.

c. Trooper Hanlon interview both occupants of the vehicle who gave two conflicting stories on their travel destination.

d. Trooper Hanlon detected an odor of marijuana while he spoke with Lyons.

e. Upon completion of a warning notice, Trooper Hanlon asked Peebles to exit her vehicle.

f. Trooper Hanlon asked Peebles if she was in possession of any weapons and she replied she was not.

g. Trooper Hanlon obtained consent to search Peeble's vehicle at which time Trooper Reifer arrived on scene with narcotics dog "Brenda".

h. Brenda alerted on the rear seat of the vehicle to a tan colored purse and alerted on the front passenger floor area where a brown plastic shopping bag and a boom box were located.

i. A check of the brown plastic bag contained tobacco leaves from a cigar that was emptied.

j. The presence of tobacco leaves from a cigar is consistent with rolling blunts, marijuana cigarettes.

k. Trooper Hanlon detected the odor of marijuana on a couple of plastic bags located in the back seat.

l. A search of the tan purse yielded \$18,000.00 U.S. currency. The currency consisted of (88) \$100.00 bills, (56) \$50.00 bills and (320) \$20.00 bills.

m. On July 20, 2006, an Ionscan was performed on the U.S. currency and alerted for cocaine residue.

n. The denominations and numbers of each denomination of currency making up the \$18,000.00 U.S. currency are consistent with trafficking in narcotics.

8. The Property was furnished or intended to be furnished by any person in exchange for a controlled substance, in violation of the Act, or, is proceeds traceable to such an exchange, or is proceeds used or intended to be used to facilitate any violation of said Act, or was in close proximity to controlled substances in violation of the Act, or is otherwise subject to forfeiture under the Act.

WHEREFORE, the Commonwealth through the Attorney General prays this Honorable Court to issue an Order that the \$18,000.00 U.S. currency, defendant/property, be condemned and adjudged forfeited to the Commonwealth and that all right, title or interest in the defendant/property, except that vested in the Office of Attorney General, Commonwealth of Pennsylvania, be declared null and void and that the property be used or disposed of in accordance with law.

Respectfully submitted,

Thomas W. Corbett, Jr.  
Attorney General of the  
Commonwealth of Pennsylvania

BY:

  
Stevan Kip Portman  
Deputy Attorney General  
Attorney I.D. #38493  
Office of Attorney General  
106 Lowther Street  
Lemoyne, PA 17043  
(717) 712-1206

COMMONWEALTH OF PENNSYLVANIA

: SS:

COUNTY OF Butler

**AFFIDAVIT**

Personally appeared before me a Notary Public in and for the said Commonwealth and County, Dennis Regal, who being duly sworn according to law, deposes and says that he is a Trooper with the Pennsylvania State Police and states that the facts averred in the foregoing petition are true and correct to the best of his personal knowledge or information and belief.

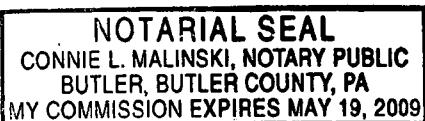
  
Trooper Dennis Regal

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 12<sup>th</sup>

DAY OF December, 2006

  
CONNIE L. MALINSKI  
NOTARY PUBLIC



IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
: No. 07-128-CJ  
V. :  
: FORFEITURE ACTION  
\$18,000.00 U.S. CURRENCY, :  
Defendant :

ORDER

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2007, upon consideration of the foregoing petition and after hearing, it is ORDERED and DECREED as follows:

The prayer of the Petition is granted.

All claims of right, title or interest of Marjorie S. Lyons and any other claimants in the defendant/property are hereby declared to be terminated, revoked and rendered null and void. The \$18,000.00 U.S. currency is hereby condemned and forfeited to the Commonwealth of Pennsylvania, Office of Attorney General, pursuant to the Judicial Code, Chapter 68, Controlled Substances Forfeiture, Sections 6801-6802, 42 Pa. C.S.A. Section 6801 et seq., for use or disposition in accordance with law.

BY THE COURT:

---

J.

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
V. : No. 07-128-CD  
\$18,000.00 U.S. CURRENCY, :  
Defendant : FORFEITURE ACTION

CERTIFICATE OF SERVICE

I hereby certify that this day I have served a copy of the foregoing Request for Production of Documents upon the following individual by first-class mail, postage prepaid, at the following address:

Marjorie S. Lyons  
50 Lebion Street, #23B  
Brooklyn, NY 11212

4/25/07  
DATE

  
Stevan Kip Portman  
Deputy Attorney General  
Attorney ID #: 38493  
Office of Attorney General  
106 Lowther Street  
Lemoyne, PA 17043  
(717) 712-1203

FILED *noc*  
APR 27 2007  
William A. Shaw  
Prothonotary/Clerk of Courts

VA

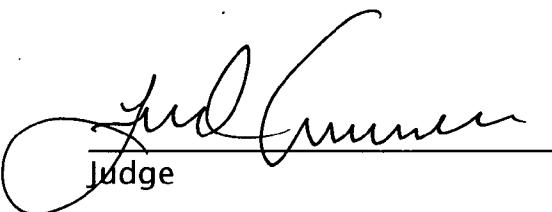
IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
V. : 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

ORDER

AND NOW, this 7 day of August, 2007, upon Motion, a hearing is scheduled on the Petition for Forfeiture and Condemnation of the above-captioned matter, for the 24<sup>th</sup> day of September, 2007, at 1:30 a.m./p.m. in Courtroom number 1, Clearfield County Courthouse, Clearfield, Pennsylvania.

BY THE COURT:

  
\_\_\_\_\_  
Judge

FILED  
07-27-07  
AUG 07 2007  
Atty Portman  
cc

William A. Shaw  
Prothonotary/Clerk of Courts

**FILED**

**AUG 07 2007**

William A. Shaw  
Prothonotary/Clerk of Courts

DATE: 8/7/07

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:

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
:  
V. : 07-128-CD  
:  
\$18,000.00 U.S. CURRENCY :  
Defendant :

FILED  
M 11/10/07 ICC  
JUL 02 2007 ATTY  
SAC

William A. Shaw  
Prothonotary/Clerk of Courts

COMMONWEALTH'S MOTION FOR HEARING DATE

AND NOW, this 28th day of June, 2007, comes the petitioner, the Commonwealth of Pennsylvania, Office of Attorney General, by Stevan Kip Portman, Deputy Attorney General, and moves the court to schedule a hearing on the issues raised by the instant action and, in support thereof, avers as follows:

1. On Thursday, July 6, 2006, the Pennsylvania State Police seized the above-captioned property at Interstate 80 Westbound, mile marker 120, Bradford Township, Clearfield County, Pennsylvania from Marjorie S. (Mio) Lyons.

2. A Petition for Forfeiture and Condemnation of the above-captioned matter, was filed by the Petitioner with this court on January 25, 2007 and received a signed rule dated January 25, 2007 by the Honorable Fredric J. Ammerman.

3. On March 22, 2007, Marjorie S. (Mio) Lyons was served with the Petition for Forfeiture and Condemnation by sheriff service at 50 Legion Street, Apt. #23B, Brooklyn, New York.

4. On April 16, 2007, Marjorie S. (Mio) Lyons, filed an Answer to the Petition for Forfeiture and Condemnation.

5. In accordance with the Controlled Substances Forfeitures Act, an Act of June 30, 1988, Act No. 1988-79, 42 Pa. C.S.A. Section 6801 et seq., the case is at issue and a time shall be fixed for a hearing.

WHEREFORE, the Petitioner prays for an Order fixing a date for a hearing to consider the issues remaining in the instant action.

Respectfully submitted,



Stevan Kip Portman  
Deputy Attorney General  
Attorney I.D. #38493  
Office of Attorney General  
106 Lowther Street  
Lemoyne, PA 17043  
(717) 712-1206

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

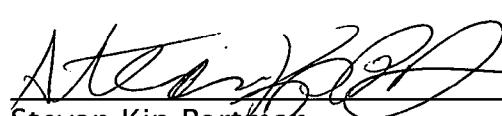
COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
V. : 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

**CERTIFICATION OF SERVICE**

I do hereby certify that this date I have served a copy of the foregoing  
*Commonwealth's Motion for Hearing Date* upon the following individual by first-  
class mail, postage prepaid, at the following address:

Marjorie S. (Mio) Lyons  
50 Legion Street, Apt. #23B  
Brooklyn, New York 11212

6/28/07  
DATE

  
\_\_\_\_\_  
Stevan Kip Portman  
Deputy Attorney General  
Attorney I.D. #38493  
Office of Attorney General  
106 Lowther Street  
Lemoyne, PA 17043  
(717) 712-1206

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :

V. : No. **07-128-CD**  
FORFEITURE ACTION  
\$18,000.00 U.S. CURRENCY, :  
Defendant :

CERTIFICATE OF SERVICE

I hereby certify that on the date first indicated below I caused the Order dated August 7, 2007 to be served by first class mail, postage prepaid, on the following:

Marjorie Lyons  
50 Legion Street, Apt. 23B  
Brooklyn, NY 11212  
Claimant

Date: August 10, 2007

  
\_\_\_\_\_  
Stevan Kip Portman  
Deputy Attorney General

FILED  
M 11:15 AM  
AUG 13 2007  
WCC  
JM  
William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
V. : 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

ORDER

AND NOW, this 7 day of August, 2007, upon Motion, a hearing is  
scheduled on the Petition for Forfeiture and Condemnation of the above-captioned  
matter, for the 24<sup>th</sup> day of September, 2007, at 1:30 a.m. (p.m.) in  
Courtroom number 1, Clearfield County Courthouse, Clearfield,  
Pennsylvania.

BY THE COURT:

/S/ Fredric J Ammerman

Judge

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

AUG 07 2007

Attest.

*William L. Ammerman*  
Prothonotary/  
Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
No. 07-128-CD  
V.  
\$18,000.00 U.S. CURRENCY :  
Defendant :

**MOTION TO STRIKE HEARING DATE**

AND NOW, this 28<sup>th</sup> day of August, 2007, comes the petitioner,  
the Commonwealth of Pennsylvania, Office of Attorney General, by Letty A. Kress,  
Chief Deputy Attorney General, and moves the court to strike the hearing scheduled for  
September 24, 2007, and, in support thereof, avers as follows:

1.

A Petition for Forfeiture and Condemnation of the above captioned matter was  
filed by the Commonwealth of Pennsylvania, Office of Attorney General, with this court  
on January 25, 2007, and received a signed Rule to Show Cause dated January 25,  
2007, by the Honorable Fredric J. Ammerman.

2.

Service of the Petition was initiated by the Commonwealth of Pennsylvania,  
Office of Attorney General, by certified restricted delivery and attempted personal  
service on the owner of the defendant/property, Marjorie S. (Mio) Lyons, however, said  
service was unsuccessful.

FILED *acc*  
*2118784 Atty*  
*AUG 30 2007*  
*(6P)*

William A. Shaw  
Prothonotary/Clerk of Courts

3.

An Answer to the Petition for Forfeiture has not been filed with the Prothonotary of Clearfield County as of the date of this Motion.

4.

On July 2, 2007, the Commonwealth of Pennsylvania, Office of Attorney General, filed a Motion for Hearing mistakenly averring that an Answer to the Petition was filed by Marjorie S. (Mio) Lyons. An Order was entered setting September 24, 2007, at 1:30 PM in courtroom #1, Clearfield County Courthouse as the time and place for the hearing (Exhibit 1).

5.

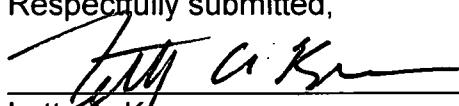
Your Petitioner requests that the hearing of September 24, 2007, be stricken in order to successfully complete service of the Petition for Forfeiture and allow time for an answer by the owner to be filed with the Clearfield County Court of Common Pleas.

6.

Upon filing of an answer by any claimant, either party may motion for a hearing pursuant to the Controlled Substances Forfeitures Act, 42 Pa. C.S.A. §6802(i).

WHEREFORE, the Petitioner requests the hearing of September 24, 2007, be stricken.

Respectfully submitted,

  
\_\_\_\_\_  
Letty A. Kress  
Chief Deputy Attorney General  
Attorney ID #: 44854  
Office of Attorney General  
16<sup>th</sup> Floor, Strawberry Square  
Harrisburg, PA 17120  
(717) 783-6289

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
:  
V. : 07-128-CD  
:  
\$18,000.00 U.S. CURRENCY :  
Defendant :

ORDER

AND NOW, this 7 day of August, 2007, upon Motion, a hearing is  
scheduled on the Petition for Forfeiture and Condemnation of the above-captioned  
matter, for the 24<sup>th</sup> day of September, 2007, at 1:30 a.m. (p.m.) in  
Courtroom number 1, Clearfield County Courthouse, Clearfield,  
Pennsylvania.

BY THE COURT:

/S/ Fredric J Ammerman

Judge

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

AUG 07 2007

Attest.

*William L. Ammerman*  
Prothonotary/  
Clerk of Courts

EXHIBIT 1

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
V. : No. 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

**CERTIFICATION OF SERVICE**

I do hereby certify that this date I have served a copy to the foregoing Motion to Strike Hearing Date upon the following individual by first-class mail, postage prepaid, at the following address:

Marjorie S. (Mio) Lyons  
50 Legion Street, 23-B  
Brooklyn, NY 11212

8/28/07  
DATE

  
\_\_\_\_\_  
Letty A. Kress  
Chief Deputy Attorney General  
Attorney ID #: 44854  
Office of Attorney General  
16<sup>th</sup> Floor, Strawberry Square  
Harrisburg, PA 17120  
(717) 783-6289

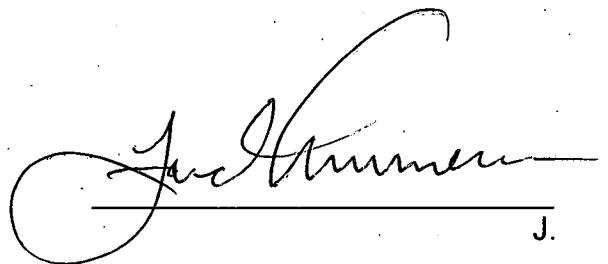
IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
V. : No. 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

ORDER

AND NOW, this 31<sup>ST</sup> day of August, 2007, upon Motion of the Commonwealth of Pennsylvania, Office of Attorney General, the hearing scheduled for September 24, 2007, at 1:30 PM, is hereby stricken. The Commonwealth of Pennsylvania, Office of Attorney General, shall complete service pursuant to the Controlled Substances Forfeitures Act, 42 Pa. C.S.A. §6802(d) and file an affidavit of service, once completed, with this court.

BY THE COURT:



J.

FILED  
01/4/2008  
AUG 31 2007  
2cc  
Atty Kress  
(GK)

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA

Plaintiff

No. 07-128-CD

v.

\$18,000.00 U.S. CURRENCY

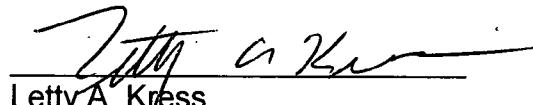
Defendant

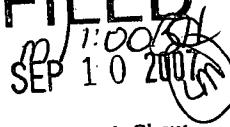
CERTIFICATION OF SERVICE

I do hereby certify that this date I have served a copy to the foregoing Order to Strike Hearing Date upon the following individual by first-class mail, postage prepaid, at the following address:

Marjorie S. (Mio) Lyons  
50 Legion Street, 23-B  
Brooklyn, NY 11212

9/5/07  
DATE

  
Letty A. Kress  
Chief Deputy Attorney General  
Attorney ID #: 44854  
Office of Attorney General  
16<sup>th</sup> Floor, Strawberry Square  
Harrisburg, PA 17120  
(717) 783-6289

FILED NO CC  
10/10/07  
SEP 10 2007  


William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
: No. 07-128-CD  
V. :  
:   
\$18,000.00 U.S. CURRENCY :  
Defendant :

ORDER

AND NOW, this 31<sup>st</sup> day of August, 2007, upon Motion of the Commonwealth of Pennsylvania, Office of Attorney General, the hearing scheduled for September 24, 2007, at 1:30 PM, is hereby stricken. The Commonwealth of Pennsylvania, Office of Attorney General, shall complete service pursuant to the Controlled Substances Forfeitures Act, 42 Pa. C.S.A. §6802(d) and file an affidavit of service, once completed, with this court.

BY THE COURT:

/S/ Fredric J Ammerman

\_\_\_\_\_  
J.

I hereby certify this to be a true and attested copy of the original statement filed in this case.

AUG 31 2007

Attest.

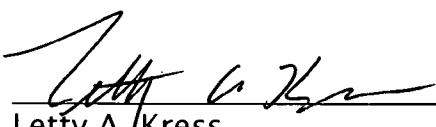
*William L. Bane*  
Prothonotary/  
Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
V. :  
: 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

AFFIDAVIT

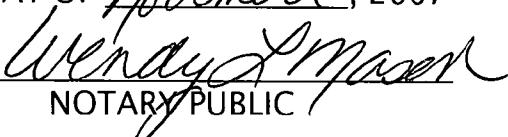
Letty A. Kress, Chief Deputy Attorney General, being duly sworn according to law, deposes and says that because notification by certified mail (Exhibit 1) and personal service (Exhibit 2) was unsuccessful, notification of the Petition for Forfeiture of the defendant/property and Notice to file a claim for the said defendant/property was made by publication in The Progress, a newspaper of general circulation in the County of Clearfield on September 12, 2007 and September 19, 2007, as shown on the copy of said publication (Exhibit 3), and that said notification properly conforms to 42 Pa. C.S.A. Section 6802.

  
Letty A. Kress  
Chief Deputy Attorney General

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 13

DAY OF November, 2007

  
WENDY L. MASON  
NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA  
NOTARIAL SEAL  
WENDY L. MASON, Notary Public  
City of Harrisburg, Dauphin County  
My Commission Expires Dec. 21, 2010

FILED NO. cc  
M 11/00/07  
NOV 26 2007  
WILLIAM A. SHAW  
Prothonotary/Clerk of Courts  


**EXHIBIT 1**



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Marjorie S. Lyons  
50 Legion Street, 23B  
Brooklyn, NY 11212

My Marjorie  
Lyons Campaign

2. Article Number:

PS Form 3800  
January 2001

3. Service Type

Certified Mail    Express Mail  
 Registered    Return Receipt for Merchandise  
 Insured Mail    C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X

B. Received by (Printed Name)  Agent  
 Addressee

C. Date of Delivery  
 Yes  
 No

D. Is delivery address different from item 1?  
 Yes  
 No

Domestic Return Receipt

102595-02-M-1540

**RECEIVED**

APR 10 2007

Office of Attorney General  
Asset Forfeiture Administration

**Exhibit 1**

7001	0005	9580	1970	1940										
Street, Apt. No., or P.O. Box No., City, State, Zip, 4														
<p>U.S. Postage <b>CERTIFIED</b> (Domestic)</p> <table border="1"> <tr> <td>Postage</td> <td>\$ 1.87</td> </tr> <tr> <td>Certified Fee</td> <td>\$ 2.40</td> </tr> <tr> <td>Return Receipt Fee (Endorsement Required)</td> <td>\$ 1.85</td> </tr> <tr> <td>Restricted Delivery Fee (Endorsement Required)</td> <td>\$ 3.70</td> </tr> <tr> <td colspan="2">Total Postage &amp; Fees \$ 8.82</td> </tr> </table> <p>Postmark Here 102595-02-M-1540</p>					Postage	\$ 1.87	Certified Fee	\$ 2.40	Return Receipt Fee (Endorsement Required)	\$ 1.85	Restricted Delivery Fee (Endorsement Required)	\$ 3.70	Total Postage & Fees \$ 8.82	
Postage	\$ 1.87													
Certified Fee	\$ 2.40													
Return Receipt Fee (Endorsement Required)	\$ 1.85													
Restricted Delivery Fee (Endorsement Required)	\$ 3.70													
Total Postage & Fees \$ 8.82														

1940	1970	9580	0005	7001
Street, Apt. No., or P.O. Box No., City, State, Zip, 4				
<p>Marjorie S. Lyons 50 Legion Street, 23B Brooklyn, NY 11212</p>				

PS Form 3800, January 2001.

See Reverse for Instructions.

**EXHIBIT 2**

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
VS. :  
No. 07-128-CD  
\$18,000.00 U.S. Currency :  
Defendant :

PERSONAL SERVICE CERTIFICATION

I. The undersigned certifies that he/she personally served Marjorie S. Lyons with a true and correct copy of the above-captioned Petition for Forfeiture and Condemnation with Notice to Answer the Petition and Rule to Show Cause at

on \_\_\_\_\_, 2007, at \_\_\_\_\_ a.m./p.m.

II. The undersigned certifies that he/she attempted to personally service Marjorie S. Lyons with a true and correct copy of the above-captioned Petition for Forfeiture and Condemnation with Notice to Answer the Petition and Rule to Show Cause at  
50 Legion ST, APT. #23B, Brooklyn, NY 11212  
on MAR 28 2007, 2007, at 8:20 a.m./p.m., that the claimant was not at this address at the time of attempted personal service, and that a copy of the Petition for Forfeiture and Condemnation was left at the claimant's last known address.

X Latrenda Peoples  
Signature of Person Served  
Latrenda Peoples

Refused to Sign

W. Murray  
NAME Deputy Sheriff  
W. Murray

TITLE

MAR 30 2007

DATE

SHERIFF'S RETURN  
CITY OF NEW YORK  
KINGS COUNTY

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 2

DAY OF April, 2007

Ronald Jones  
NOTARY PUBLIC

**EXHIBIT 3**

PUBLICATIONS AUTHORIZATION AND INVOICE

PUBLICATIONS AUTHORIZATION (To Be Completed by Agency):

TO: (Name and Address of Newspaper) The Progress 206 E. Locust Street, Second Floor P.O. Box 291 Clearfield, PA 16830	FEDERAL ID NO/SOC SEC NO 25-0408380	FROM: (Name and Address of Agency) CDAG Letty A. Kress Office of Attorney General 16th Floor, Strawberry Square Harrisburg, PA 17120	AGENCY TELEPHONE NO. (717) 783-6289
---	--	--	--

HEREWITH IS ENCLOSED COPY FOR PUBLICATION OF ADVERTISEMENT FOR PROPOSALS TO

TYPE OF AD  
 Classified  Legal Notice

Employ  Purchase  Contract  Sell

PUBLISH ADVERTISEMENT (NO. OF TIME)  
One (1) Time a Week for Two (2)  
Consecutive Weeks

MAXIMUM NO. OF LINES

DATE

ORDER NO.

9/6/07

DATE OF INSERTION

SIGNATURE FOR AGENCY:

September 12, 19, 2007

You, as vendor, are authorized to publish this advertisement in your newspaper, subject to the terms of this order, as follows: Advertisement to be published in regular advertising columns, no position specified; caption of two lines and signature to be in capitals and subject matter and title of officer to be set solid in type regularly used by your newspaper for public (legal) notice advertising; charge to be made at the rate charged to and paid by commercial advertisers for matter similarly set and occupying similar space; advertisement to be run in the editions specified above. Vendor agrees that, in the performance of any contract awarded to it hereunder, said vendor will not discriminate against any employee or other persons on account of race, color, sex, religious, creed, ancestry, age, or national origin and that the Commonwealth, upon receipt of satisfactory evidence of such discrimination, shall have the right to cancel said contract. Return this copy at once if you will not accept this advertisement under the terms set forth.

Proof of advertising in the form of a tear sheet must be included on Parts 1, 2 & 3. Return original and two copies (signed by the editor or publisher) to Agency listed above. Part 1 must be notarized. Part 4 is yours.

Commonwealth to be billed only for actual number of printed lines published.

ACCOUNT CODE	FUND	DEPT	APP	YEAR	LDG	ORG	COST FUNCTION	OBJ	AMOUNT

INVOICE (To Be Completed By Publisher)

	DATE OF INSERTION	ACTUAL NO. OF PRINTED LINES	COST PER LINE	AMOUNT
1 <sup>st</sup> Ad	Sept. 12, 2007	170 words	.22 per wd.	\$ 37 40
2 <sup>nd</sup> Ad	Sept. 19, 2007	170 words	.22 per wd.	\$ 37 40
GRAND TOTAL →				\$ 74 80

NOTICE  
IN THE COURT  
OF COMMON PLEAS  
CLEARFIELD COUNTY,  
PENNSYLVANIA  
COMMONWEALTH OF  
PENNSYLVANIA  
V. \$18,000.00  
U.S. CURRENCY  
PUBLIC NOTICE  
The Commonwealth of Pennsylvania did seize \$18,000.00 U.S. Currency, on Thursday, July 6, 2006, from Marjorie S. Lyons, at Interstate 80 Westbound at mile marker 120, Bradford Township, Clearfield County, Pennsylvania. Any claimants to the above are hereby directed to file a claim with the Clearfield County Court of Common Pleas, under Docket No. 07-157-CD, and send a copy of said claim to the Office of Attorney General, 16th Floor, Strawberry Square, Harrisburg, Pennsylvania 17120, Attention: Letty A. Kress, Chief Deputy Attorney General. If no claim is filed on or before thirty (30) days from the date of the second publication of this notice, the above mentioned item shall be summarily forfeited to the Commonwealth of Pennsylvania, Office of Attorney General.

This notice is published in accordance with the Controlled Substance Forfeiture Act, an Act of June 30, 1988, Act. No. 1988-79, 42 Pa. C.S.A. Section 6801, et seq. 9:12-19-b

ionally came Margaret E. Krebs  
blisher

at Clearfield, PA 16830 that the advertisement, of which tear sheet is attached hereto, was published in the regular advertising columns of said newspaper, in the editions of said newspaper, in all respects as ordered and invoiced above; and that the Commonwealth is not charged therefore at a rate higher than is charged any ordinary commercial advertiser for a similar amount of matter occupying similar space and set in a similar manner, in said newspaper.

Sworn and subscribed before me this 19th

day of September, 20 07

Chery J. Robison  
Notary Public

Margaret E. Krebs  
Signature of Affiant

My commission expires October 31, 2007

\*This affidavit must be made by the Owner, Publisher, or the designated agent of the owner or publisher.

Exhibit 3

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal  
Chery J. Robison, Notary Public  
Clearfield Boro, Clearfield County  
My Commission Expires Oct. 31, 2007

Member, Pennsylvania Association Of Notaries

ORIGINAL INVOICE RETAINED  
FOR COURT CASE FILE

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
V. :  
No. 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

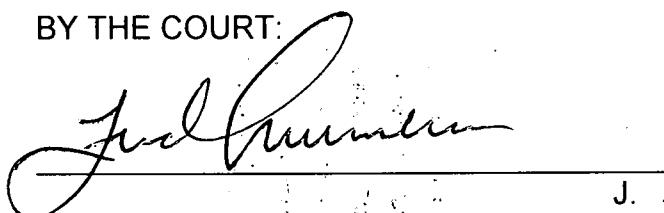
ORDER

AND NOW, this 11 day of December, 2007, upon consideration of the foregoing plaintiff's Petition for Forfeiture and after hearing, it is hereby ORDERED and DECREED as follows:

All claims of right, title and interest of Marjorie S. (Mio) Lyons, and any other claimant(s) in the above-captioned defendant/property is hereby declared to be terminated, revoked and rendered null and void. The \$18,000.00 U.S. Currency is hereby declared to be forfeited to the Office of Attorney General, Commonwealth of Pennsylvania, pursuant to the Controlled Substances Forfeitures Act, an Act of June 30, 1988, Act No. 1988-79, 42 Pa. C.S.A. Section 6801 et seq., for use in accordance with law.

Funds received from the sale of forfeited property and/or from forfeited cash shall be deposited into an interest-bearing account held by the Office of Attorney General and the interest generated therefrom shall be used in accordance with the Controlled Substances Forfeitures Act, 42 Pa C.S.A. 6801 et seq.

BY THE COURT:

  
J.

FILED  
13:53 PM  
DEC 11 2007  
1CC  
Atty Kress  
GR  
William A. Shaw  
Prothonotary/Clerk of Courts

DATE: 12/11/07

You are responsible for serving all appropriate parties.

The Probationary's office has provided service to the following parties:

Plaintiff(s)  Plaintiff(s) Attorney  Other

Defendant(s)  Defendant(s) Attorney

Special Instructions:

**FILED**

DEC 11 2007

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
: :  
V. : No. 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :  
:

FILED *cc*  
*M/12/37/07 Atty*  
DEC 10 2007 *Kress*

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

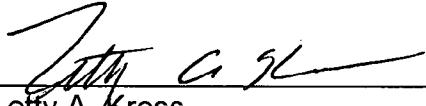
**MOTION FOR ORDER OF FORFEITURE**

AND NOW, this 7<sup>th</sup> day of December, 2007, comes the Petitioner to the instant action, the Commonwealth of Pennsylvania, Office of Attorney General, by and through Letty A. Kress, Chief Deputy Attorney General, and moves the Court for an Order of Forfeiture and Condemnation of \$18,000.00 U.S. Currency (hereinafter "defendant/property"), and in support thereof avers the following:

1. On or about Thursday, July 6, 2006, the Commonwealth seized the defendant/property, through the Pennsylvania State Police, as property subject to forfeiture under 42 Pa. C.S.A. Section 6801.
2. On or about January 26, 2007, the Commonwealth filed a Petition to Forfeit and Condemn the defendant/property.
3. All parties with an interest in the defendant/property were served pursuant to 42 Pa. C.S.A. Section 6802 as set forth in the appended Affidavit of Letty A. Kress, Chief Deputy Attorney General, which Affidavit is appended hereto as Exhibit A and incorporated herein by reference.
4. The time for answering the Notice and Rule to Show Cause has expired with no answer to the Petition having been made by any claimant.

WHEREFORE, the Commonwealth asserts the truth of the averments in the petition filed in this matter and moves for an Order of Forfeiture to be entered condemning the defendant/property and forfeiting it to the Commonwealth of Pennsylvania, Office of Attorney General, for use as prescribed by law, 42 Pa. C.S.A. Section 6801.

Respectfully submitted,



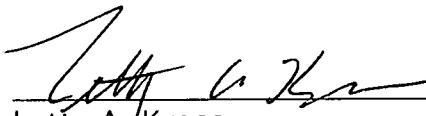
\_\_\_\_\_  
Letty A. Kress  
Chief Deputy Attorney General  
Attorney ID# 44854  
Office of Attorney General  
2515 Green Tech Drive, Ste. D  
State College, PA 16803  
(814) 863-6503

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
V. : 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

AFFIDAVIT

Letty A. Kress, Chief Deputy Attorney General, being duly sworn according to law, deposes and says that because notification by certified mail (Exhibit 1) and personal service (Exhibit 2) was unsuccessful, notification of the Petition for Forfeiture of the defendant/property and Notice to file a claim for the said defendant/property was made by publication in The Progress, a newspaper of general circulation in the County of Clearfield on September 12, 2007 and September 19, 2007, as shown on the copy of said publication (Exhibit 3), and that said notification properly conforms to 42 Pa. C.S.A. Section 6802.

  
\_\_\_\_\_  
Letty A. Kress

Chief Deputy Attorney General

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 13

DAY OF November, 2007

Wendy L. Mason  
NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA	
NOTARIAL SEAL	
WENDY L. MASON, Notary Public	
City of Harrisburg, Dauphin County	
My Commission Expires Dec. 21, 2010	

FILED  
NOV 26 2007  
William A. Shaw  
Prothonotary/Clerk of Courts

**EXHIBIT 1**

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Marjorie S. Lyons  
50 Legion Street, 23B  
Brooklyn, NY 11212

My Man  
Lyons Cart/Sign

2. Article Number:

PS Form 3800, January 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

Signature:

X

Agent

X

Recipient

X

Yes

No

D. Is delivery address different from item 1?

Yes

No

C. Date of Delivery

Yes

No

E. Restricted Delivery (Extra Fee)

Yes

No

F. Insured Mail

Yes

No

G. C.O.D.

Yes

No

H. Express Mail

Yes

No

I. Return Receipt for Merchandise

Yes

No

**RERICTED DELIVERY**

1940	1970	9580
7001	0005	
Postage	\$ 4.89	
Certified Fee	\$ 2.40	
Return Receipt Fee	\$ 1.85	Postmark Here /
(Endorsement Required)	\$ 3.70	
Restricted Delivery Fee (Endorsement Required)	\$ 8.82	
Total Postage & Fees		
Sent To		
Marjorie S. Lyons 50 Legion Street, 23B Brooklyn, NY 11212		

**RECEIVED**

APR 10 2007

Office of Attorney General  
Asset Forfeiture Administration

**EXHIBIT 2**

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA :  
Plaintiff :  
vs. :  
No. 07-128-CD  
\$18,000.00 U.S. Currency :  
Defendant :

PERSONAL SERVICE CERTIFICATION

I. The undersigned certifies that he/she personally served Marjorie S. Lyons with a true and correct copy of the above-captioned Petition for Forfeiture and Condemnation with Notice to Answer the Petition and Rule to Show Cause at

on \_\_\_\_\_, 2007, at \_\_\_\_\_ a.m./p.m.

II. The undersigned certifies that he/she attempted to personally service Marjorie S. Lyons with a true and correct copy of the above-captioned Petition for Forfeiture and Condemnation with Notice to Answer the Petition and Rule to Show Cause at  
50 Legion ST, APT. #23B, Brooklyn, NY 11212  
on MAR 28 2007, 2007, at 8:20 a.m./p.m., that the claimant was not at this address at the time of attempted personal service, and that a copy of the Petition for Forfeiture and Condemnation was left at the claimant's last known address.

Latrenda Peoples  
Signature of Person Served

Refused to Sign

W. Murray  
NAME W. Murray  
Deputy Sheriff

TITLE

MAR 30 2007

DATE

**SHERIFF'S RETURN**  
**CITY OF NEW YORK**  
**KINGS COUNTY**

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 2

DAY OF April, 2007

Regal J. Lucas  
NOTARY PUBLIC

**EXHIBIT 3**

PUBLICATIONS AUTHORIZATION AND INVOICE

PUBLICATIONS AUTHORIZATION (To Be Completed by Agency):

TO: (Name and Address of Newspaper) The Progress 206 E. Locust Street, Second Floor P.O. Box 291 Clearfield, PA 16830	FEDERAL ID NO/SOC SEC NO 25-0408380	FROM: (Name and Address of Agency) CDAG Letty A. Kress Office of Attorney General 16 <sup>th</sup> Floor, Strawberry Square Harrisburg, PA 17120	AGENCY TELEPHONE NO. (717) 783-6289
---	--	--	--

HEREWITH IS ENCLOSED COPY FOR PUBLICATION OF ADVERTISEMENT FOR PROPOSALS TO

Employ  Purchase  Contract  Sell

TYPE OF AD  
 Classified  Legal Notice

PUBLISH ADVERTISEMENT (NO. OF TIME)

One (1) Time a Week for Two (2)  
Consecutive Weeks

MAXIMUM NO. OF LINES

DATE

ORDER NO.

9/6/07

DATE OF INSERTION

SIGNATURE FOR AGENCY:

September 12, 19, 2007

You, as vendor, are authorized to publish this advertisement in your newspaper, subject to the terms of this order, as follows: Advertisement to be published in regular advertising columns, no position specified; caption of two lines and signature to be in capitals and subject matter and title of officer to be set solid in type regularly used by your newspaper for public (legal) notice advertising; charge to be made at the rate charged to and paid by commercial advertisers for matter similarly set and occupying similar space; advertisement to be run in the editions specified above. Vendor agrees that, in the performance of any contract awarded to it hereunder, said vendor will not discriminate against any employee or other persons on account of race, color, sex, religious, creed, ancestry, age, or national origin and that the Commonwealth, upon receipt of satisfactory evidence of such discrimination, shall have the right to cancel said contract. Return this copy at once if you will not accept this advertisement under the terms set forth.

Proof of advertising in the form of a tear sheet must be included on Parts 1, 2 & 3. Return original and two copies (signed by the editor or publisher) to Agency listed above. Part 1 must be notarized. Part 4 is yours.

Commonwealth to be billed only for actual number of printed lines published.

ACCOUNT CODE	FUND	DEPT	APP	YEAR	LDG	ORG	COST FUNCTION	OBJ	AMOUNT

INVOICE (To Be Completed By Publisher)

	DATE OF INSERTION	ACTUAL NO. OF PRINTED LINES	COST PER LINE	AMOUNT
1 <sup>st</sup> Ad	Sept. 12, 2007	170 words	.22 per wd.	\$ 37 40
2 <sup>nd</sup> Ad	Sept. 19, 2007	170 words	.22 per wd.	\$ 37 40
9/12-19-b		GRAND TOTAL →		\$ 74 80

NOTICE  
IN THE COURT  
OF COMMON PLEAS,  
PENNSYLVANIA  
COMMONWEALTH OF  
PENNSYLVANIA  
U.S. CURRENCY  
U.S. CURRENCY  
PUBLIC NOTICE  
The Commonwealth of Pennsylvania did seize \$18,000.00 U.S. Currency, on Thursday, July 6, 2006, from Marjorie S. Lyons, at Interstate 80 Westbound at mile marker 120, Bradford Township, Clearfield County, Pennsylvania. Any claimants to the above are hereby directed to file a claim with the Clearfield County Court of Common Pleas, under Docket No. 07-157-CD, and send a copy of said claim to the Office of Attorney General, 16<sup>th</sup> Floor, Strawberry Square, Harrisburg, Pennsylvania 17120, Attention: Letty A. Kress, Chief Deputy Attorney General.

If no claim is filed on or before thirty (30) days from the date of the second publication of this notice, the above mentioned item shall be summarily forfeited to the Commonwealth of Pennsylvania, Office of Attorney General.

This notice is published in accordance with the Controlled Substance Forfeiture Act, an Act of June 30, 1988, Act. No. 1988-79, 42 Pa. C.S.A. Section 6801, et seq.

ionally came Margaret E. Krebs  
blisher

that at Clearfield, PA 16830 that the advertisement, of which tear sheet is attached hereto, was published in the regular advertising columns of said newspaper, in the editions of said newspaper, in all respects as ordered and invoiced above; and that the Commonwealth is not charged therefore at a rate higher than is charged any ordinary commercial advertiser for a similar amount of matter occupying similar space and set in a similar manner, in said newspaper.

Sworn and subscribed before me this 19th

day of September 20 07

Cheryl J. Robison  
Notary Public

Margaret E. Krebs  
Signature of Affiant

My commission expires October 31, 2007

\*This affidavit must be made by the Owner, Publisher, or the designated agent of the owner or publisher.

Exhibit 3

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal  
Cheryl J. Robison, Notary Public  
Clearfield Born, Clearfield County  
My Commission Expires Oct. 31, 2007

Member, Pennsylvania Association Of Notaries

ORIGINAL INVOICE RETAINED  
FOR COURT CASE FILE

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

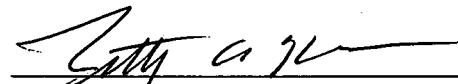
COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
V. : No. 07-128-CD  
\$18,000.00 U.S. CURRENCY, :  
Defendant :  
:

**CERTIFICATE OF SERVICE**

I hereby certify that this day I have served a copy of the foregoing Motion for Order of Forfeiture upon the following individual by first-class mail, postage prepaid, at the following address:

Marjorie S. (Mio) Lyons  
50 Legion Street, 23-B  
Brooklyn, NY 11212

12/7/07  
DATE

  
\_\_\_\_\_  
Letty A. Kress  
Chief Deputy Attorney General  
Attorney ID #: 44854  
Office of Attorney General  
2515 Green Tech Drive, Ste. D  
State College, PA 16803  
(814) 863-6503

**IN THE COURT OF COMMON PLEAS**  
**CLEARFIELD COUNTY, PENNSYLVANIA**

**COMMONWEALTH OF PENNSYLVANIA :**  
**Plaintiff :**  
:  
**V. :** **NO. 07-128-CD**  
:  
**\$18,000.00 U.S. CURRENCY :**  
**Defendant :**

**CERTIFICATE OF SERVICE**

I hereby certify that this day I have served a copy of the foregoing Order of Forfeiture upon the following individual by first-class mail, postage prepaid, at the following address:

Marjorie S. (Mio) Lyons  
50 Legion Street, 23-B  
Brooklyn, New York 11212

01-28-2008

DATE

  
\_\_\_\_\_  
Robert B. Stewart, III  
Senior Deputy Attorney General  
Attorney ID # 19319  
Office of Attorney General  
2515 Green Tech Drive  
State College, Pennsylvania 16803  
(814) 863-6503

**FILED** *no cc*  
M 12/27/08  
JAN 30 2008  
WAN

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA, :  
Plaintiff :  
V. :  
No. 07-128-CD  
\$18,000.00 U.S. CURRENCY :  
Defendant :

ORDER

AND NOW, this 11 day of December, 2007, upon consideration of the foregoing plaintiff's Petition for Forfeiture and after hearing, it is hereby ORDERED and DECREED as follows:

All claims of right, title and interest of Marjorie S. (Mio) Lyons, and any other claimant(s) in the above-captioned defendant/property is hereby declared to be terminated, revoked and rendered null and void. The \$18,000.00 U.S. Currency is hereby declared to be forfeited to the Office of Attorney General, Commonwealth of Pennsylvania, pursuant to the Controlled Substances Forfeitures Act, an Act of June 30, 1988, Act No. 1988-79, 42 Pa. C.S.A. Section 6801 et seq., for use in accordance with law.

Funds received from the sale of forfeited property and/or from forfeited cash shall be deposited into an interest-bearing account held by the Office of Attorney General and the interest generated therefrom shall be used in accordance with the Controlled Substances Forfeitures Act, 42 Pa C.S.A. 6801 et seq.

BY THE COURT:

/S/ Fredric J Ammerman

J.

I hereby certify this to be a true and attested copy of the original statement filed in this case.

DEC 11 2007

Attest.



William J. Ammerman  
Prothonotary/  
Clerk of Courts