

07-537-CD
Dubrook Inc vs Walls R Us Inc.

Dubrook vs Walls R Us et al
2007-537-CD

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: **46-3-01**

MDJ Name: Hon. **PATRICK N. FORD**

Address: **309 MAPLE AVENUE
PO BOX 452
DUBOIS, PA**

Telephone: **(814) 371-5321 15801**

**DUBROOK, INC.
JEFF GANKOSKY
PO BOX 388
DUBOIS, PA 15801**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: **DUBROOK, INC.
JEFF GANKOSKY
PO BOX 388
DUBOIS, PA 15801**

VS.
NAME and ADDRESS

DEFENDANT: **WALLS R US, INC.
%WESLEY J SMITH
176 MERRIS AVENUE
DUBOIS, PA 15801**

Docket No.: **CV-0000544-06**
Date Filed: **11/16/06**



THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF** (Date of Judgment) **07-537-CD 1/08/07**

☒ Judgment was entered for: (Name) **DUBROOK, INC.**

☒ Judgment was entered against: (Name) **WALLS R US, INC.**
in the amount of \$ **2,901.23**

☐ Defendants are jointly and severally liable.

☐ Damages will be assessed on Date & Time _____

☐ 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 \$ _____

Amount of Judgment	\$ 2,787.28
Judgment Costs	\$ 113.95
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 2,901.23
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 JUDGMENT 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.

FILED

APR 05 2007

William A. Shaw
Prothonotary/Clerk of Courts

Any Parent
pd. 20.00
Notice to Def.
Statement to
Any

1-8-07 Date **Patrick N. Ford-PNF**, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.
3-12-07 Date **Patrick N. Ford**, Magisterial District Judge

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

SEAL

AOPC 315-06

DATE PRINTED: 1/08/07 8:09:00 AM

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

COPY

DuBrook, Inc.

Vs.

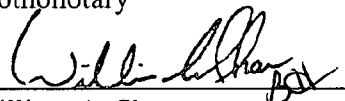
No. 2007-00537-CD

Walls R Us, Inc.

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$2,901.23 on April 5, 2007.

William A. Shaw
Prothonotary


William A. Shaw

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
STATEMENT OF JUDGMENT

COPY

DuBrook, Inc.
Plaintiff(s)

No.: 2007-00537-CD

Real Debt: \$2,901.23

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Walls R Us, Inc.
Defendant(s)

Entry: \$20.00

Instrument: DJ Judgment

Date of Entry: April 5, 2007

Expires: April 5, 2012

Certified from the record this 5th day of April, 2007.



William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC.,

Plaintiff,

vs

WALLS R US, INC.,

Defendant,

vs

FIRST COMMONWEALTH BANK,

Garnishee.

NO. 07-537-CD

PRAECIPE FOR WRIT OF EXECUTION

Filed on behalf of:

DuBrook, Inc.

Counsel of Record for this party:

Andrea C. Parenti, Esquire
PA I.D. No. 80483
DILLON McCANDLESS KING
COULTER & GRAHAM, L.L.P.
128 West Cunningham Street
Butler, PA 16001
(724) 283-2200

FILED *Any pd. 20.00*
m/12:38/01
APR 05 2007 *2cc & low nits*
to Sheriff

William A. Shaw
Prothonotary/Clerk of Courts

DuBROOK, INC., :

Plaintiff, :

vs : **NO.** _____

WALLS R US, INC., :

Defendant, :

vs :

FIRST COMMONWEALTH BANK, :

Garnishee. :

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC.,

Plaintiff,

vs

WALLS R US, INC.,

Defendant,

vs

FIRST COMMONWEALTH BANK,

Garnishee.

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NO. 07-537-CD

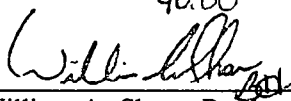
WRIT OF EXECUTION

TO: SHERIFF OF CLEARFIELD COUNTY

To satisfy the judgment, interests and costs against Walls R Us, Inc., Defendant:

1. You are hereby directed to levy upon the property of Defendant and to sell his interest therein;
2. You are also directed to attach the property of the Defendant not levied upon in the possession of FIRST COMMONWEALTH BANK, being any and all accounts of every nature and to notify the garnishee that:
 - a. An attachment has been issued;
 - b. The garnishee is enjoined from paying any debt to or for the account of the Defendant and from delivering any property of the Defendant or otherwise disposing thereof.
3. If the property of the Defendant is not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount Due \$ \$2,901.23 [costs to be added]
40.00 Prothonotary costs


William A. Shaw, Prothonotary

IF SOCIAL SECURITY OR SUPPLEMENTAL SECURITY INCOME FUNDS ARE DIRECTLY DEPOSITED INTO AN ACCOUNT OF THE DEFENDANT, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE ANY FUNDS THAT MAY BE TRACED TO SUCH DIRECT DEPOSITS. IN ADDITION, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE \$300.00 IN THE ACCOUNT OF THE DEFENDANT.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC.,

Plaintiff,

vs

WALLS R US, INC.,

Defendant.

NO. 07-537-CD

PRAECIPE FOR APPEARANCE

Filed on behalf of Plaintiff:

DuBrook, Inc.

Counsel of Record for said party:

**Andrea C. Parenti, Esquire
PA I.D. No. 80483
DILLON McCANDLESS KING
COULTER & GRAHAM, LLP
128 West Cunningham Street
Butler, Pennsylvania 16001
(724) 283-2200**

FILED *NO CC*
m/12:38 PM
APR 05 2007 *(S)*

William A. Shaw
Prothonotary/Clerk of Courts


IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC., :
Plaintiff, :
vs : NO. _____
WALLS R US, INC., :
Defendant. :

PRAECIPE FOR APPEARANCE

TO THE PROTHONOTARY:

Enter my appearance for the Plaintiff, DuBrook, Inc., in the above-captioned proceedings.



Andrea C. Parenti, Esquire
Attorney for Plaintiff
DILLON McCANDLESS KING
COULTER & GRAHAM, LLP
128 West Cunningham Street
Butler, Pennsylvania 16001
(724) 283-2200

Dated: 4-3-07

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC.,

Plaintiff,

vs

WALLS R US, INC.,

Defendant.

:
:
:
:
:
:

NO. _____

CERTIFICATE OF SERVICE

I hereby certify that I have caused to be served, by regular United States Mail, a true and correct copy of the foregoing **PRAECIPE FOR APPEARANCE** upon:

WALLS R US, INC.
C/O WESLEY J. SMITH
176 MERRIS AVENUE
DUBOIS, PA 15801

4.3.07

Date

Andrea C. Parenti

Andrea C. Parenti, Esquire
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102667
NO: 07-537-CD
SERVICE # 1 OF 2
WRIT OF EXECUTION; INTERROGATORIES TO

GARNISHEE

PLAINTIFF: DuBROOK, INC.

vs.

DEFENDANT: WALLS R US, INC. and FIRST COMMONWEALTH BANK, Garnishee

SHERIFF RETURN

NOW, April 24, 2007 AT 11:10 AM SERVED THE WITHIN WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON FIRST COMMONWELATH BANK, Garnishee DEFENDANT AT 2 EAST LONG AVE., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO LORETTA BIGNEY, OFFICE MANAGER A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET / NEVLING

FILED
012:34/84
APR 25 2007
William A. Shaw
Prothonotary/Clerk of Courts

DuBROOK, INC.

NO. 07-537-CD

-VS-

WALLS R. US, INC.

WRIT OF EXECUTION

SHERIFF'S RETURN

NOW APRIL 25, 2007 MAILED PRAECIPE; WRIT OF EXECUTION, NOTICE & CLAIM FOR EXEMPTION TO WALLS R US, INC., DEFENDANT AT c/o Wesley J. Smith, 176 MERRIS AVE., DUBOIS, PA. 15801 BY REGULAR MAIL.

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

DOCKET # 102667
NO: 07-537-CD
SERVICES 2
WRIT OF EXECUTION; INTERROGATORIES TO

GARNISHEE

PLAINTIFF: DuBROOK, INC.

vs.

DEFENDANT: WALLS R US, INC. and FIRST COMMONWEALTH BANK, Garnishee

SHERIFF RETURN

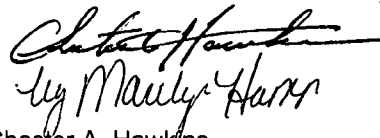
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	DILLON	41265	20.00
SHERIFF HAWKINS	DILLON	41265	43.21

Sworn to Before Me This

_____ Day of _____ 2007

So Answers,



Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC., :
 :
Plaintiff, :
 :
vs : NO. 07-537-CD
 :
WALLS R US, INC., :
 :
Defendant, :
 :
vs :
 :
FIRST COMMONWEALTH BANK, :
 :
Garnishee. :

WRIT OF EXECUTION

TO: SHERIFF OF CLEARFIELD COUNTY

To satisfy the judgment, interests and costs against Walls R Us, Inc., Defendant:

1. You are hereby directed to levy upon the property of Defendant and to sell his interest therein;
2. You are also directed to attach the property of the Defendant not levied upon in the possession of FIRST COMMONWEALTH BANK, being any and all accounts of every nature and to notify the garnishee that:
 - a. An attachment has been issued;
 - b. The garnishee is enjoined from paying any debt to or for the account of the Defendant and from delivering any property of the Defendant or otherwise disposing thereof.
3. If the property of the Defendant is not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount Due \$ \$2,901.23 [costs to be added]
40.00 Prothonotary costs

William A. Shaw
William A. Shaw, Prothonotary

IF SOCIAL SECURITY OR SUPPLEMENTAL SECURITY INCOME FUNDS ARE DIRECTLY DEPOSITED INTO AN ACCOUNT OF THE DEFENDANT, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE ANY FUNDS THAT MAY BE TRACED TO SUCH DIRECT DEPOSITS. IN ADDITION, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE \$300.00 IN THE ACCOUNT OF THE DEFENDANT.

Rec'd 4-5-07 @ 3:00 pm
Chester A. Hawkins Sheriff
by Marilyn Harris

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

DuBROOK, INC.,

Plaintiff,

vs

NO. _____

WALLS R US, INC.,

Defendant,

vs

FIRST COMMONWEALTH BANK,

Garnishee.

WRIT OF EXECUTION NOTICE

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 \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of the some of the major exemptions. You may have other exemptions or other rights.

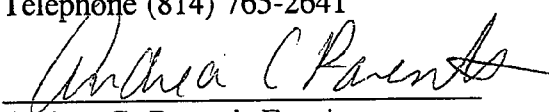
If you have an exemption, you should do the following promptly:

1. Fill out the attached claim form and demand for a prompt hearing.
2. Delivery the form or mail it to the Sheriff's office at the address noted.

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

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.

Office of the Prothonotary
Clearfield County Courthouse
Clearfield, Pennsylvania
Telephone (814) 765-2641



Andrea C. Parenti, Esquire
**DILLON McCANDLESS KING
COULTER & GRAHAM, L.L.P.**
128 West Cunningham Street
Butler, Pennsylvania 16001
(724) 283-2200

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

DuBROOK, INC.,

Plaintiff,

vs

WALLS R US, INC.,

Defendant,

vs

FIRST COMMONWEALTH BANK,

Garnishee.

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:

NO. _____

CLAIM FOR EXEMPTION

TO: SHERIFF OF CLEARFIELD COUNTY

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 \$300.00 statutory exemption be:

_____ (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 \$300.00 statutory exemption

_____ in cash;

_____ in kind (specify property): _____

b. Social Security benefits on deposit in the amount of \$_____.

c. Other (specify amount and basis for exemption):_____.

I request a prompt Court hearing to determine the exemption. The 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. §4904 relating to unsworn falsification to authorities.

WALLS R US, INC.

Date

This claim to be filed with the Office of the Sheriff of Clearfield County:

Sheriff of Clearfield County
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC.,

Plaintiff,

vs

WALLS R US, INC.,

Defendant,

vs

FIRST COMMONWEALTH BANK,

Garnishee.

NO. 07-537-CD

FILED ^{NO CC}
MAY 09 2007

William A. Shaw
Prothonotary/Clerk of Courts

INTERROGATORIES TO GARNISHEE

TO: **FIRST COMMONWEALTH BANK**
2 EAST LONG AVENUE
DUBOIS, PA 15801

A. You are required to file answers to the following Interrogatories within twenty 20 days after service upon you. Failure to do so may result in judgment against you.

B. While service of Writ upon the Garnishee attaches all property of the Defendant subject to attachment which is then in the hand of the Garnishee, it also attaches all property of the Defendant which comes into the Garnishee's possession thereafter, until Judgment is entered against the Garnishee. For example, the resultant liability of a Garnishee-Bank would not be measured by the balance of the debtor's account, either at the time of service of the Writ or at the time of Judgment against the Garnishee, but rather by the amounts deposited and withdrawn during the intervening period.

C. These Interrogatories are of a continuing nature, therefore, you shall be required to file supplemental Answers to Interrogatories in the event that there is any subsequent change in the information set forth in your Answers.

1. At the time you were served, did the Defendant in its name or the name of Walls R US, Inc., or Wesley J. Smith, individually, maintain any savings, checking or any other type of account with you or with regard to which the Defendant were a signator:

ANSWER:

2. In the event that the answer to Interrogatory No. 1 is in the affirmative, set forth separately for each such account the following:
 - a. The name or names in which the account is maintained;
 - b. The balance in the account as of the date of service;
 - c. The name and address of each signatory to the account;
 - d. The date the account was first opened;
 - e. The date and amount of the last withdrawal from said account; and,
 - f. The account number.

ANSWER:

3. At the time you were served or at any subsequent time was there in your possession, custody or control or in joint possession, custody or control of yourself and one or more other person, any property, certificates, choses in action, or security of any kind or nature owned solely or in part by the Defendant:

ANSWER:

4. If the answer to Interrogatory No. 3 is in the affirmative, set forth separately with regard to each property, certificate, chose in action or security owned solely or in part by the Defendant the following:

- a. A description;
- b. The date it came into your possession;
- c. The name and address of all persons or entities having any interest therein; and,
- d. The value thereof.

ANSWER:

5. At the time you were served, or at any subsequent time, did you owe the Defendants any money or were you liable to the Defendant on any negotiable or other written instruments?

ANSWER:

6. In the event that the answer to Interrogatory No. 5 is in the affirmative, set forth separately with regard to each obligation due and owing to the Defendant the following:

- a. The amount for which you are liable;
- b. The name and address of each person, in addition to the Defendant, to whom you are also liable on the same obligation;
- c. The date the obligation was incurred; and,
- d. In the event that any payment has been made on the obligation, the dates and amounts of all such payments and the name of the payee or payees.

ANSWER:

7. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the Defendant or in which the Defendant held or claimed any interest?

ANSWER:

8. In the event that the answer to Interrogatory No. 7 is in the affirmative, set forth separately with regard to each item of property the following:
- a. A description;
 - b. The value;
 - c. The date it came into your possession;
 - d. In the event that there are any other persons having any interest in the property, set forth the names and addresses of such persons; and,
 - e. In the event that any portion of the property was released to the Defendant or anyone acting on behalf of the Defendant, set forth the date upon which the property was released, a description thereof, and the value of that which was released.

ANSWER:

9. At the time you were served or at any subsequent time did you hold as fiduciary, any property in which the Defendant had an interest?

ANSWER:

10. In the event that the answer to Interrogatory No. 9 is in the affirmative, set forth separately with regard to each item of property held by you as fiduciary the following:

- a. A description;
- b. The value;
- c. The name and address of every person having an interest therein; and
- d. The date it came into your possession.

ANSWER:

11. At any time before or after you were served, did the Defendant transfer or deliver any property to you or to any person or place pursuant to your directions or consent?

ANSWER:

12. In the event that the answer to Interrogatory No. 11 is in the affirmative, set forth separately with regard to each payment, transfer or delivery the following:

- a. A description as to the property paid, transferred or delivered;
- b. The dollar amount of the money paid, transferred or delivered;

- c. The name and address of the person who paid, transferred, or delivered the same to you;
- d. The date of the payment, transfer or delivery;
- e. The reason for the payment, transfer or delivery;
- f. At whose direction the payment, transfer or delivery was made.

ANSWER:

13. At any time after you were served did you pay, transfer or deliver any money or property to the Defendants or to any person or place pursuant to the Defendant's direction or otherwise discharge any claim of the Defendant against you?

ANSWER:

14. In the event that the answer to Interrogatory No. 13 is in the affirmative, set forth separately with regard to each payment, transfer or delivery the following:
- a. A description as to the property paid, transferred or delivered;
 - b. The dollar amount of the money paid, transferred or delivered;
 - c. The name and address of the person to whom same was paid, transferred or delivered;
 - d. The date same was paid, transferred or delivered;
 - e. The reason for the payment, transfer or delivery; and,
 - f. At whose direction the payment, transfer or delivery was made.

ANSWER:

15. At any time during the period from the moment of service of the Writ of Execution to the date of filing of the Answers to these Interrogatories, did any one or all of the Defendants maintain, deposit or assign with you or to you any Certificates of Deposit, Letters of Credit, Mortgage, Note, negotiable instrument, Lease or chose in action?

ANSWER:

16. In the event that the answer to Interrogatory No. 15 is in the affirmative, set forth separately with regard to each instrument the following:

- a. A description;
- b. The date and circumstances under which it came into your possession;
- c. The date it was released by you (if applicable);
- d. Where appropriate, the account number thereof; and,
- e. The term, fact value or amount set forth thereon.

ANSWER:

DILLON McCANDLESS KING COULTER & GRAHAM, L.L.P.

By: 

Andrea C. Parenti


Attorneys for Plaintiff

128 West Cunningham Street

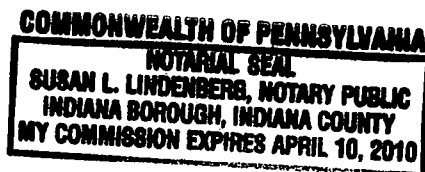
Butler, Pennsylvania 16001

(724) 283-2200

COMMONWEALTH OF PENNSYLVANIA)
)
COUNTY OF INDIANA)


James Boyle, Vice President
First Commonwealth Bank

Susan L. Lundenberg
Notary Public



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC.,

Plaintiff,

vs

WALLS R US, INC.,

Defendant,

vs

FIRST COMMONWEALTH BANK,

Garnishee.

NO. 07-537-CD

RECEIVED

APR 26 2007

WRIT OF EXECUTION

SHERIFF OF CLEARFIELD COUNTY

To satisfy the judgment, interests and costs against Walls R Us, Inc., Defendant:

1. You are hereby directed to levy upon the property of Defendant and to sell his interest therein;
2. You are also directed to attach the property of the Defendant not levied upon in the possession of FIRST COMMONWEALTH BANK, being any and all accounts of every nature and to notify the garnishee that:
 - a. An attachment has been issued;
 - b. The garnishee is enjoined from paying any debt to or for the account of the Defendant and from delivering any property of the Defendant or otherwise disposing thereof.
3. If the property of the Defendant is not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount Due \$ \$2,901.23 [costs to be added]
40.00 **Prothonotary costs**

William A. Shaw
William A. Shaw, Prothonotary

IF SOCIAL SECURITY OR SUPPLEMENTAL SECURITY INCOME FUNDS ARE DIRECTLY DEPOSITED INTO AN ACCOUNT OF THE DEFENDANT, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE ANY FUNDS THAT MAY BE TRACED TO SUCH DIRECT DEPOSITS. IN ADDITION, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE \$300.00 IN THE ACCOUNT OF THE DEFENDANT.

Rec'd 4-5-07 @ 3:10pm
Chester A. Hampers
by Marlynn Hays

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC.,

Plaintiff,

VS

WALLS R US, INC.,

Defendant,

VS

FIRST COMMONWEALTH BANK,

Garnishee.

NO. 07-537-CD

PRAECIPE TO DISCONTINUE
AGAINST GARNISHEE ONLY

Filed on behalf of Plaintiff:

DuBrook, Inc.

Counsel of Record for Plaintiff:

Andrea C. Parenti, Esquire
PA. I.D. No. 80483
DILLON McCANDLESS KING
COULTER & GRAHAM, L.L.P.
128 West Cunningham Street
Butler, PA 16001
(724) 283-2200

S
FILED
m/10:40am
NOV 18 2008
cc Atty Parenti
lim
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DuBROOK, INC.,	:	
	:	
Plaintiff,	:	
	:	
VS	:	NO. 07-537-CD
	:	
WALLS R US, INC.,	:	
	:	
Defendant,	:	
	:	
VS	:	
	:	
FIRST COMMONWEALTH BANK,	:	
	:	
Garnishee.	:	

PRAECIPE TO DISCONTINUE
AGAINST GARNISHEE, FIRST COMMONWEALTH BANK, ONLY

TO THE PROTHONOTARY:

Kindly mark the above-entitled action discontinued against garnishee, First Commonwealth Bank, only.

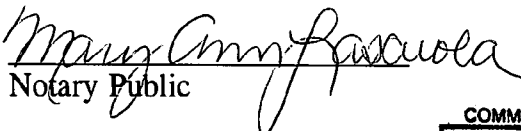
Respectfully submitted,

DILLON McCANDLESS KING
COULTER & GRAHAM, L.L.P.

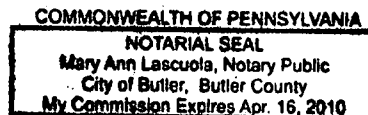


Andrea C. Parenti, Esquire

SWORN to and SUBSCRIBED
before me this 13th day of
Nov., 2008.


Notary Public

My Commission Expires:



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

DuBROOK, INC.,	:	
	:	
vs	:	NO. 07-537-CD
	:	
WALLS R US, INC.,	:	
	:	
vs	:	
	:	
FIRST COMMONWEALTH BANK,	:	
	:	
Garnishee.	:	

CERTIFICATE OF SERVICE

I hereby certify that I have caused to be served, by regular United States Mail, a true and correct copy of the foregoing document upon:

**JAMES A. BOYLE, VICE PRESIDENT
FIRST COMMONWEALTH BANK
CENTRAL OFFICES
PHILADELPHIA AND 6TH STREETS
P.O. BOX 400
INDIANA, PA 15701-0400**

11-13-08

Date

Andrea C Parenti

Andrea C. Parenti, Esquire
Attorney for Plaintiff