

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

LINDSEY MARIE LONDON, an adult
individual,

Plaintiff, : No.: 07-716-CD
v.

NICOLE R. MITCHELL, an adult individual,
and MICHAEL B. ROY, an adult individual,
Defendants.

Type of Pleading:

**PRAECIPE FOR WRITS
OF SUMMONS**

Filed By:

Plaintiffs

Counsel of Record:

: Theron G. Noble, Esquire
Ferraraccio & Noble
: 301 East Pine Street
Clearfield, PA 16830
: (814)-375-2221
PA I.D.#: 55942

FILED pd \$85.00 Atty
0/11/45 cm 4cc & 2 wks
MAY 07 2007 issued to Atty
Noble

William A. Shaw
Prothonotary/Clerk of Courts

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff,) No.: 07-_____ -CD
v.)
NICOLE R. MITCHELL, an adult individual,)
and MICHAEL B. ROY, an adult individual,)
Defendants.)

PRAECIPE FOR WRITS OF SUMMONS

To: William A. Shaw, Prothonotary

Date May 7, 2007

Please issue WRITS OF SUMMONS in favor of LINDSEY MARIE LONDON, Plaintiff, and against Defendants Nicole Mitchell (1306 Treasure Lake, DuBois, PA 15801) and Michael Roy (290 Rural Avenue, DuBois, PA 15801).

Respectfully Submitted,



Theron G. Noble, Esquire
Attorney for Plaintiff
Ferraraccio & Noble
301 E. Pine Street
Clearfield, PA 16830
(814)-375-2221
PA I.D. No.: 55942

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

Copy

SUMMONS

Lindsey Marie London

Vs.

NO.: 2007-00716-CD

**Nicole R. Mitchell
Michael B. Roy**

TO: **NICOLE R. MITCHELL
MICHAEL B. ROY**

To the above named Defendant(s) you are hereby notified that the above named Plaintiff(s) has/have commenced a Civil Action against you.

Date: 5/7/2007

William A. Shaw

William A. Shaw
Prothonotary

Issuing Attorney:

Theron G. Noble
301 East Pine St.
Clearfield, PA 16830
(814) 375-2221

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

FILED *No 7/11/2007*
MAY 24 2007
(60)

William A. Shaw
Prothonotary/Clerk of Courts

LINDSEY MARIE LONDON,)
Plaintiff)
)
v.) No. 2007-00716-CD
)
NICOLE R. MITCHELL)
MICHAEL B. ROY,)
Defendants)

PRAECIPE FOR ENTRY FOR ENTRY OF APPEARANCE

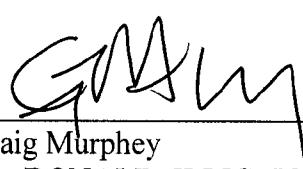
To: The Prothonotary of Clearfield County

Please enter our firm's Appearance on behalf of the defendant, Michael B. Roy only, in the above-referenced matter.

Respectfully submitted,

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document was served upon all other parties appearing of record by First-Class United States Mail sent on May 22, 2007.



Craig Murphey
MacDONALD, ILLIG, JONES & BRITTON LLP
100 State Street, Suite 700
Erie, Pennsylvania 16507-1459
(814) 870-7655

Attorneys for Defendant,
Michael B. Roy

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LINDSEY MARIE LONDON,
Plaintiff

vs.

NICOLE R. MITCHELL and
MICHAEL B. ROY,
Defendants

: Type of Case: Civil Action
:
: No. 2007-00716-CD
:
: Type of Pleading:
: Praeclipe for Entry of
: Appearance
:
: Filed on Behalf of:
: Defendant Mitchell
:
: Counsel of Record for This
: Party:
: Matthew B. Taladay, Esq.
: Supreme Court No. 49663
: Hanak, Guido and Taladay
: 3 S. Brady Street, Suite 300
: P.O. Box 487
: DuBois, PA 15801
: (814) 371-7768

FILED *EW*
JUN 07 2007
2007-00716-CD
William A. Shaw
Prothonotary/Clerk of Courts
1 CENT TO FILE

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

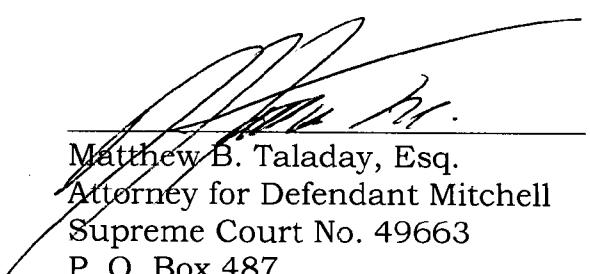
LINDSEY MARIE LONDON, :
Plaintiff :
: vs. : No. 2007-00716-CD
: :
NICOLE R. MITCHELL and :
MICHAEL B. ROY, :
Defendants :
:

ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Kindly enter my appearance on behalf of the Defendant
Nicole R. Mitchell in the above captioned matter.

Dated: 06/06/07


Matthew B. Taladay, Esq.
Attorney for Defendant Mitchell
Supreme Court No. 49663
P. O. Box 487
DuBois, PA 15801
(814) 371-7768

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

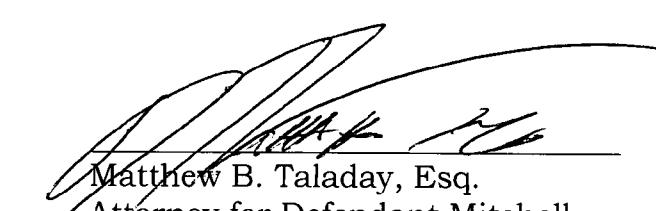
LINDSEY MARIE LONDON, :
Plaintiff :
vs. : No. 2007-00716-CD
NICOLE R. MITCHELL and :
MICHAEL B. ROY, :
Defendants :
:

CERTIFICATE OF SERVICE

I certify that on the 6th day of June, 2007, a true and correct copy of Defendant Mitchell's Praeclipe for Entry of Appearance was sent via first class mail, postage prepaid, to the following:

Theron G. Noble, Esq.
Attorney for Plaintiff
301 East Pine Street
Clearfield, PA 16830

Craig R. Murphey, Esq.
Attorney for Defendant Roy
MacDonald, Illig, Jones & Britton
100 State Street, Suite 700
Erie, PA 16507-1459


Matthew B. Taladay, Esq.
Attorney for Defendant Mitchell

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

LINDSEY MARIE LONDON, an adult
individual,

Plaintiff, : No.: 07-716-CD

v.

NICOLE R. MITCHELL, an adult individual,
and MICHAEL B. ROY, an adult individual,
Defendants.

Type of Pleading:

CIVIL COMPLAINT

Filed By:

Plaintiff

Counsel of Record:

: Theron G. Noble, Esquire
Ferraraccio & Noble
: 301 East Pine Street
: Clearfield, PA 16830
: (814)-375-2221
: PA I.D.#: 55942

FILED

JUN 13 2007

m/11:00/w

William A. Shaw
Prothonotary/Clerk of Courts

no 4C

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff,) No.: 07- 716 -CD
v.)
NICOLE R. MITCHELL, an adult individual,)
and MICHAEL B. ROY, an adult individual,)
Defendants.)

NOTICE TO DEFEND

YOU HAVE BEEN SUED IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIM 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 CLAIM IN THE COMPLAINT OR FOR ANY OTHER CLAIM OR RELIEF REQUESTED BY THE PLAINTIFF(S). 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 AN ATTORNEY, OR CANNOT FIND ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Court Administrator
c/o Clearfield County Courthouse
2nd and Market Streets
Clearfield, PA 16830
(814)-765-2641

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff,) No.: 07- 716 -CD
v.)
NICOLE R. MITCHELL, an adult individual,)
and MICHAEL B. ROY, an adult individual,)
Defendants.)

CIVIL COMPLAINT

NOW, comes the Plaintiff, Lindsey Marie London, by and through her counsel of record, Theron G. Noble Esquire, of Ferraraccio & Noble, who avers as follows in support of her CIVIL COMPLAINT:

The Parties

1. That Plaintiff is Lindsey Marie London, an adult individual, herein after "London", who does, and at all material times did reside at 59 Treasure Lake, DuBois, Clearfield County, Pennsylvania 15801.
2. That first Defendant is Nicole R. Mitchell, hereinafter "Mitchell", upon information and belief, an adult individual, who does, and at all material times did reside at 1306 Treasure Lake, DuBois, Clearfield County, Pennsylvania 15801.
3. That second Defendant is Michael B. Roy, hereinafter "Roy", upon information and belief, an adult individual, who does, and at all material times did reside at 290 Rural Avenue, DuBois, Clearfield County, Pennsylvania 15801.

Background

4. That on May 13, 2005, at approximately 10:20 P.M., London was a passenger in a Chevrolet automobile, best described as a pickup truck, being operated by Defendant Mitchell, traveling in a northerly direction on Liberty Boulevard in the City of DuBois, Clearfield County, Pennsylvania.
5. That at the same time, Defendant Roy was operating a Chevrolet vehicle, a MCL model, in a southerly direction also on Liberty Boulevard.
6. That Defendant Mitchell had placed her vehicle in the middle lane, being the center lane of Liberty Boulevard, a roadway with five (5) lanes, for the purpose of making a left hand turn onto Parkway Drive.
7. That as Defendant Mitchell attempted to make said left hand turn onto Parkway Drive, her vehicle was struck in the front passenger area by the vehicle being operated by Defendant Roy.
8. That as a result of the collision between the vehicles, Ms. London did suffer bodily injury which included a concussion and more significantly, injury to her right knee which was later diagnosed as a tear of the meniscus and posttraumatic chondromalacia.
9. That to the extent necessary, the injuries received by Ms. London are serious bodily injury.
10. That as a result of her injuries, Ms. London did receive medical treatment for emergency room purposes at DRMC and later followed with Dr. Mark Piasio and Dr. Thomas Ellis for purposes of orthopedic care of her knee and did undergo a battery of physical therapy.
11. That Ms. London had severe pain and suffering from her head injury which

diminished over time and is not problematic at this time.

12. That Ms. London had and still has severe pain and suffering as well as difficulty with her right knee which continues to have occasional spasms.

13. That as a result of her injuries, Ms. London missed time from her gainful employment as a hostess, losing income in an amount to be determined at time of trial for which she should be compensated

14. That as a result of her medical treatment, Ms. London should be compensated for her medical bills, past as well as any in the future relating to her injuries, in an amount to be determined at time of trial.

15. That as a result of her injuries, Ms. London has lost an ability to engage in activities that she would otherwise do, losing an ability to enjoy life for which she should be compensated for in an amount to be determined at time of trial.

16. That as a result of her injuries, Ms. London has incurred severe pain and suffering and to this day still suffers pain from her injuries for which she should be compensated in an amount to be determined at time of trial.

17. That in the event surgery is necessary, Ms. London will most likely suffer some scarring for which she should be compensated for in an amount to be determined at time of trial.

Count I: v. Defendant Mitchell:
Negligence

18. That the averments of paragraphs 1 - 17, inclusive, are hereby incorporated as if again fully set forth at length.

19. That Defendant Mitchell owed Ms. London a duty of care to safely and in a non-

negligent manner operate her vehicle.

20. That Defendant Mitchell was negligent in operating her vehicle in the aforementioned accidents as follows:

- (a) she failed to observe the Roy vehicle approaching in the opposite direction; and
- (b) she entered into a lane or lanes of travel for which she did not have the right of way as to a vehicle approaching in the direction so laned for travel;

21. That Ms. London suffered her injuries and damages as a direct and proximate result of Defendant Mitchell's aforementioned negligence.

WHEREFORE, Plaintiff requests that JUDGMENT be entered in her favor and against Defendant Mitchell in an amount to be determined at time of trial but in excess of Twenty Thousand Dollars (\$20,000), together with costs and interest.

**Count I: v. Defendant Roy;
Negligence**

22. That the averments of paragraphs 1 - 21, inclusive, are hereby incorporated as if again fully set forth at length.

23. That Defendant Roy owed Ms. London a duty of care to safely and in a non-negligent manner operate his vehicle.

24. That Defendant Roy was negligent in operating his vehicle in the aforementioned accidents as follows:

- (a) he was traveling at a speed which was above the posted speed limit;
- (b) he was traveling at a speed which was too fast for the conditions as they existed at the time;
- (c) he was not paying particular attention to the operation of his vehicle at the time;

and

(d) he failed to stop or otherwise slow down in order to altogether avoid if not lessen the impact of the collision.

25. That Ms. London suffered her injuries and damages as a direct and proximate result of Defendant Roy's aforementioned negligence.

WHEREFORE, Plaintiff requests that JUDGMENT be entered in her favor and against Defendant Roy in an amount to be determined at time of trial but in excess of Twenty Thousand Dollars (\$20,000), together with costs and interest.

Miscellaneous Averments

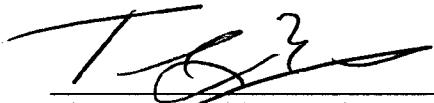
26. That the liability of Defendants is joint and several.

27. That jurisdiction is proper.

28. That venue is proper.

WHEREFORE, Plaintiff requests that JUDGMENT be entered in her favor and against Defendants, jointly and severally, in an amount to be determined at time of trial but in excess of Twenty Thousand Dollars (\$20,000), together with costs and interest.

Respectfully Submitted,



Theron G. Noble, Esquire
Attorney for Plaintiff
Ferraraccio & Noble
301 E. Pine Street
Clearfield, PA 16830
(814)-375-2221
PA I.D. No.: 55942

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff,) No.: 07- 716 -CD
v.)
NICOLE R. MITCHELL, an adult individual,)
and MICHAEL B. ROY, an adult individual,)
Defendants.)

VERIFICATION

I, Lindsey Marie London, Plaintiff, do hereby swear and affirm that I have read the foregoing CIVIL COMPLAINT and that the averments therein contained are true and correct to the best of my knowledge, information and belief. Furthermore, I am over the age of 18 years of age and give this unsworn statement knowing it is to authorities and subject to the penalties of 18 Pa.C.S.A. 4904.

So made this 17 day of May, 2007.
By,

Lindsey Marie London
Lindsey Marie London, Plaintiff

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff,) No.: 07-_____ -CD
v.)
NICOLE R. MITCHELL, an adult individual,)
and MICHAEL B. ROY, an adult individual,)
Defendants.)

CERTIFICATE OF SERVICE

I, Theron G. Noble, Esquire, of Ferraraccio & Noble, counsel for Plaintiff, does hereby certify that this 12th day of June, 2007, did serve upon the below listed individuals, at said addresses, being counsel of record for each defendant, a true and correct copy of the CIVIL COMPLAINT filed in this matter, as follows:

Craig Murphy, Esquire	Matthew B. Taladay, Esquire
MacDonald, Illig, et.al.	Hanak, Guido & Taladay
100 State Street, Suite 700	P.O. Box 487
Erie, PA 16507-1459	DuBois, PA 15801

Respectfully Submitted,



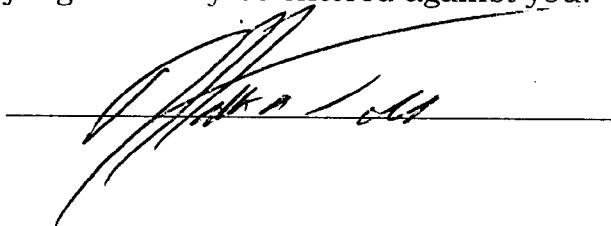
Theron G. Noble, Esquire
Attorney for Plaintiff
Ferraraccio & Noble
301 E. Pine Street
Clearfield, PA 16830
(814)-375-2221
PA I.D. No.: 55942

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LINDSEY MARIE LONDON, : Type of Case: Civil Action
Plaintiff :
: No. 2007-00716-CD
vs. :
: Type of Pleading:
NICOLE R. MITCHELL and : Answer and
MICHAEL B. ROY, : New Matter
Defendants :
: Filed on Behalf of:
: Defendant Mitchell
: Counsel of Record for This
: Party:
: Matthew B. Taladay, Esq.
: Supreme Court No. 49663
: Hanak, Guido and Taladay
: 3 S. Brady Street, Suite 300
: P.O. Box 487
: DuBois, PA 15801
: (814) 371-7768

Dated: July 5, 2007

You are hereby notified to plead
to the within pleading within twenty
(20) days of service thereof or default
judgment may be entered against you.



FILED
M 10:34 AM
JUL 06 2007
NO CC
B
William A. Shaw
Prothonotary/Clerk of Courts

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

LINDSEY MARIE LONDON,	:	
Plaintiff	:	
	:	
vs.	:	No. 2007-00716-CD
	:	
NICOLE R. MITCHELL and	:	
MICHAEL B. ROY,	:	
Defendants	:	

ANSWER

AND NOW, comes Defendant Nicole R. Mitchell by her attorneys, Hanak, Guido and Taladay, and hereby responds to Plaintiff's Complaint as follows:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.
5. Admitted.
6. Admitted.
7. Admitted.
8. After reasonable investigation, Defendant Nicole

Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 8 of Plaintiff's Complaint, and

therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

9. Paragraph 9 constitutes a conclusion of law to which no response is necessary. To the extent that a response may be required, these averments are denied.

10. After reasonable investigation, Defendant Nicole Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 10 of Plaintiff's Complaint, and therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

11. After reasonable investigation, Defendant Nicole Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 11 of Plaintiff's Complaint, and therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

12. After reasonable investigation, Defendant Nicole Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 12 of Plaintiff's Complaint, and therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

13. After reasonable investigation, Defendant Nicole Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 13 of Plaintiff's Complaint, and

therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

14. After reasonable investigation, Defendant Nicole Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 14 of Plaintiff's Complaint, and therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

15. After reasonable investigation, Defendant Nicole Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 15 of Plaintiff's Complaint, and therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

16. After reasonable investigation, Defendant Nicole Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 16 of Plaintiff's Complaint, and therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

17. After reasonable investigation, Defendant Nicole Mitchell is without information sufficient to form a belief as to the truth of the matters set forth in paragraph 17 of Plaintiff's Complaint, and therefore, these allegations are denied and strict proof thereof is demanded at the time of trial.

Count I

Lindsey Marie London vs. Nicole R. Mitchell

Negligence

18. Defendant Mitchell incorporates by reference her responses to paragraphs 1 through 17 above as if set forth in full.

19. This paragraph sets forth a conclusion of law to which no response is required.

20. Defendant Mitchell denies all allegations of negligence in accordance with Pa.R.C.P. Rule 1029(e).

21. Denied. On the contrary, any injuries which Plaintiff may have sustained were the result of the negligence of other parties to this matter and are not attributable to any act of omission of Defendant Mitchell.

WHEREFORE, Defendant Mitchell demands judgment in her favor.

Count I [sic]

Lindsey Marie London vs. Michael B. Roy

Negligence

22. - 25. These averments are directed at a party other than the Responding Defendant, and therefore no response is required.

Miscellaneous Averments

26. - 28. These averments constitute a conclusion of law to which no response is required.

NEW MATTER

29. Plaintiff's injuries, if any, are the direct and proximate result of the acts or omissions of parties other than Defendant Mitchell.

30. Plaintiff's claims for economic damages are barred or limited by application of the Pennsylvania Motor Vehicle Financial Responsibility Law.

31. Plaintiff's claims for non-economic damages are barred or limited by application of the provisions of the Pennsylvania Motor Vehicle Financial Responsibility Law regarding limited tort insurance coverage.

WHEREFORE, Defendant Mitchell demands judgment in her favor.

Respectfully submitted,

HANAK, GUIDO and TALADAY

By

Matthew B. Taladay, Esq.
Attorney for Defendant Mitchell

VERIFICATION

I, **Nicole R. Mitchell**, do hereby verify that I have read the foregoing Answer and New Matter. The statements therein are correct to the best of my personal knowledge or information and belief.

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

Date: 7/5/07

Nicole R. Mitchell
Nicole R. Mitchell

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

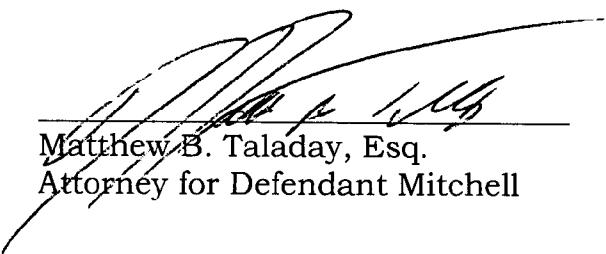
LINDSEY MARIE LONDON,	:	
Plaintiff	:	
	:	
vs.	:	No. 2007-00716-CD
	:	
NICOLE R. MITCHELL and	:	
MICHAEL B. ROY,	:	
Defendants	:	

CERTIFICATE OF SERVICE

I certify that on the 5th day of July, 2007, a true and correct copy of Defendant Mitchell's Answer and New Matter was sent via first class mail, postage prepaid, to the following:

Theron G. Noble, Esq.
Attorney for Plaintiff
301 East Pine Street
Clearfield, PA 16830

Craig R. Murphey, Esq.
Attorney for Defendant Roy
MacDonald, Illig, Jones & Britton, L.L.P.
100 State Street, Suite 700
Erie, PA 16507-1459


Matthew B. Taladay, Esq.
Attorney for Defendant Mitchell

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LINDSEY MARIE LONDON,
Plaintiff

vs.

NICOLE R. MITCHELL and
MICHAEL B. ROY,
Defendants

: Type of Case: Civil Action
:
: No. 2007-00716-CD
:
: Type of Pleading:
: Notice of
: Service
:
: Filed on Behalf of:
: Defendant Mitchell
:
: Counsel of Record for This
: Party:
:
: Matthew B. Taladay, Esq.
: Supreme Court No. 49663
: Hanak, Guido and Taladay
: 3 S. Brady Street, Suite 300
: P.O. Box 487
: DuBois, PA 15801
: (814) 371-7768

FILED No cc.
m/11.45 cm
JUL 10 2007
(lm)

William A. Shaw
Prothonotary/Clerk of Courts

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

LINDSEY MARIE LONDON,	:	
Plaintiff	:	
	:	
vs.	:	No. 2007-00716-CD
	:	
NICOLE R. MITCHELL and	:	
MICHAEL B. ROY,	:	
Defendants	:	

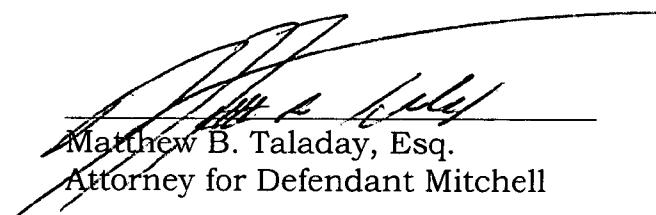
NOTICE OF SERVICE

I, Matthew B. Taladay, of Hanak, Guido and Taladay, being counsel of record for Defendant Nicole R. Mitchell, do hereby certify that I propounded on Plaintiff, via United States mail, first class, postage prepaid, this 9th day of July, 2007, Defendant Mitchell's FIRST SET OF DISCOVERY MATERIALS to the below indicated person, at said address, being counsel of record for the Plaintiff:

Theron G. Noble, Esq.
Attorney for Plaintiff
301 East Pine Street
Clearfield, PA 16830

With a copy to:

Craig R. Murphey, Esq.
Attorney for Defendant Roy
MacDonald, Illig, Jones & Britton, L.L.P.
100 State Street, Suite 700
Erie, PA 16507-1459



Matthew B. Taladay, Esq.
Attorney for Defendant Mitchell

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

LINDSEY MARIE LONDON, an adult individual, Plaintiff v. NICOLE R. MITCHELL, an adult individual, and MICHAEL B. ROY, an adult individual, Defendants) NO. 2007-00716-CD)) TYPE OF PLEADING:) Answer and New Matter)) FILED BY:) Defendant Michael B. Roy)) COUNSEL OF RECORD:) Craig Murphey, Esq.) PA 53324) MacDonald, Illig, Jones & Britton LLP) 100 State Street, Suite 700) Erie, Pennsylvania 16507-1459) (814) 870-7655

FILED No. CL.
m 11:47 am
JUL 16 2007 *LS*

William A. Shaw
Prothonotary/Clerk of Courts

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff)
)
v.) NO. 2007-00716-CD
)
NICOLE R. MITCHELL, an adult)
individual, and MICHAEL B. ROY, an adult)
individual,)
Defendants)

ANSWER AND NEW MATTER
FILED ON BEHALF OF DEFENDANT MICHAEL B. ROY

Defendant MICHAEL B. ROY, by and through his attorneys, MacDonald, Illig, Jones & Britton LLP, files the following response to the plaintiff's Civil Complaint:

ANSWER

1-3. Admitted.

4. After reasonable investigation, this defendant is without knowledge or information sufficient to form a belief as to the truth of these allegations and, therefore, they are deemed to be denied.

5. Admitted.

6-7. Mr. Roy admits that a collision occurred at approximately the time and place alleged. With respect to the other circumstances of the accident, these allegations are denied in accordance with Rule 1029(e) of the Pennsylvania Rules of Civil Procedure.

8. Mr. Roy admits that a collision occurred. With regard to the plaintiff's allegations of injury, Mr. Roy is without knowledge or information sufficient to form a belief as to their truth and, therefore, they are deemed to be denied.

9. This allegation is a conclusion of law to which no response is required. To the extent a response may be required, Mr. Roy is without knowledge or information sufficient to form a belief as to the truth of this allegation and, therefore, it is deemed to be denied.

10-17. These allegations are conclusions of law to which no response is required. To the extent a response may be required, Mr. Roy is without knowledge or information sufficient to form a belief as to the truth of plaintiff's allegations regarding injury, damages, and losses and, therefore, they are deemed to be denied.

COUNT I: v. Defendant Mitchell;

Negligence

18. Paragraphs 1-17 above are hereby incorporated by reference.

19-21. These allegations are directed to another defendant and, therefore, no response is required from Mr. Roy.

WHEREFORE, defendant Michael B. Roy requests judgment in his favor and against the plaintiff, plus costs of suit.

COUNT I: v. Defendant Roy;

Negligence

22. Paragraphs 1-21 above are hereby incorporated by reference.
23. This allegation is a conclusion of law to which no response is required. To the extent a response may be required, the allegation is denied in accordance with Rule 1029(e) of the Pennsylvania Rules of Civil Procedure.

24-25. Mr. Roy denies all allegations of negligence directed against him, pursuant to Rule 1029(e) of the Pennsylvania Rules of Civil Procedure. With respect to the plaintiff's allegations of injury and damage, Mr. Roy is without knowledge or information sufficient to form a belief as to their truth and, therefore, they are deemed to be denied.

WHEREFORE, defendant Michael B. Roy requests judgment in his favor and against the plaintiff, plus costs of suit.

MISCELLANEOUS AVERMENTS

26-28. These allegations are conclusions of law to which no response is required. To the extent a response may be required, Mr. Roy denies liability to the plaintiff, pursuant to Rule 1029(e) of the Pennsylvania Rules of Civil Procedure. Mr. Roy admits that this Honorable Court has jurisdiction over this matter and that venue is proper.

WHEREFORE, defendant Michael B. Roy requests judgment in his favor and against the plaintiff, plus costs of suit.

NEW MATTER

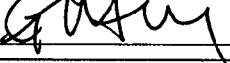
29. Paragraphs 1 through 28 above are incorporated herein by reference.

30. The accident was not caused by the negligence of Mr. Roy but instead occurred either in the absence of negligence or due to the negligence of other parties or persons.

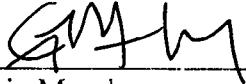
31. Plaintiff's claims for non-economic damages are barred because the plaintiff is subject to the limited tort election as set forth in 75 Pa. C.S.A. § 1705, and the plaintiff did not suffer a "serious injury" in the subject accident.

32. Plaintiff's claims for economic damages are barred and/or limited by the cost containment provisions of Pennsylvania's Motor Vehicle Responsibility Law.

WHEREFORE, defendant Michael B. Roy requests judgment in his favor and against the plaintiff, plus costs of suit.

CERTIFICATE OF SERVICE	
I hereby certify that a copy of this document was served upon all other parties appearing of record by First-Class United States Mail sent on <u>July 12</u> , 2007. 	
NOTICE TO PLEAD	
TO: Lindsey Marie London You are hereby notified to file a written response to the enclosed New Matter within twenty (20) days from service hereof or a judgment may be entered against you.	

Respectfully submitted,



Craig Murphrey
PA 53324
MacDONALD, ILLIG, JONES & BRITTON LLP
100 State Street, Suite 700
Erie, Pennsylvania 16507-1459
(814) 870-7655

Attorneys for Defendant
Michael B. Roy

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff)
)
v.) NO. 2007-00716-CD
)
NICOLE R. MITCHELL, an adult)
individual, and MICHAEL B. ROY, an adult)
individual,)
Defendants)

VERIFICATION

I, Craig Murphey, being the attorney for Michael B. Roy, co-defendant in the above-referenced matter do hereby state that the facts set forth in the foregoing Answer and New Matter are true and correct, based upon facts supplied to me by the client, and not upon personal information. This statement is made subject to the penalties of Pa. C.S.A. § 4904 relating to unsworn falsification to authorities.



Craig Murphey

Dated: 7/11/07

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

LINDSEY MARIE LONDON, an adult
individual,

Plaintiff, : No.: 07-716-CD

v.

NICOLE R. MITCHELL, an adult individual,
and MICHAEL B. ROY, an adult individual,
Defendants.

Type of Pleading:

REPLY TO NEW MATTER
(as to each Defendant)

Filed By:

Plaintiff

Counsel of Record:

: Theron G. Noble, Esquire
Ferraraccio & Noble
: 301 East Pine Street
: Clearfield, PA 16830
: (814)-375-2221
: PA I.D.#: 55942

FILED No cc.
m/11/50 cm
JUL 23 2008
WAS

William A. Shaw
Prothonotary/Clerk of Courts

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff,) No.: 07- 716 -CD
v.)
NICOLE R. MITCHELL, an adult individual,)
and MICHAEL B. ROY, an adult individual,)
Defendants.)

REPLY TO NEW MATTER
(as to each Defendant)

NOW, comes the Plaintiff, Lindsey Marie London, by and through her counsel of record, Theron G. Noble Esquire, of Ferraraccio & Noble, who avers as follows in support of her REPLY TO NEW MATTER (as to each Defendant):

As to Defendant Mitchell:

1. The NEW MATTER raised by Defendant Mitchell, in her averments of paragraphs 29 - 31, inclusive, are conclusions of law to which no response is deemed necessary. To the extent such a response might be deemed necessary, the same are DENIED and strict proof is demanded at time of trial.

As to Defendant Roy:

2. Plaintiff incorporates her averments of paragraphs 1 - 28, inclusive as if the same were again stated at length.

3. The NEW MATTER raised by Defendant Roy, in his averments of paragraphs 30 - 32, inclusive, are conclusions of law to which no response is deemed necessary. To the

extent such a response might be deemed necessary, the same are DENIED and strict proof is demanded at time of trial.

WHEREFORE, Plaintiff requests that JUDGMENT be entered in her favor and against Defendants, jointly and severally, in an amount to be determined at time of trial but in excess of Twenty Thousand Dollars (\$20,000), together with costs and interest.

Respectfully Submitted,



Theron G. Noble, Esquire
Attorney for Plaintiff
Ferraraccio & Noble
301 E. Pine Street
Clearfield, PA 16830
(814)-375-2221
PA I.D. No.: 55942

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff,) No.: 07- 716 -CD
v.)
NICOLE R. MITCHELL, an adult individual,)
and MICHAEL B. ROY, an adult individual,)
Defendants.)

CERTIFICATE OF SERVICE

I, Theron G. Noble, Esquire, of Ferraraccio & Noble, counsel for Plaintiff, does hereby certify that this 20th day of July, 2007, did serve upon the below listed individuals, at said addresses, being counsel of record for each defendant, a true and correct copy of Plaintiff's REPLY TO NEW MATTER (as to each Defendant) filed in this matter, as follows:

Craig Murphy, Esquire
MacDonald, Illig, et.al.
100 State Street, Suite 700
Erie, PA 16507-1459

Matthew B. Taladay, Esquire
Hanak, Guido & Taladay
P.O. Box 487
DuBois, PA 15801

Respectfully Submitted,



Theron G. Noble, Esquire
Attorney for Plaintiff
Ferraraccio & Noble
301 E. Pine Street
Clearfield, PA 16830
(814)-375-2221
PA I.D. No.: 55942

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff)
)
v.) NO. 2007-00716-CD
)
NICOLE R. MITCHELL, an adult)
individual, and MICHAEL B. ROY, an adult)
individual,)
Defendants)

FILED No cl.
m 11:45 am
JUL 23 2007
WM

William A. Shaw
Prothonotary/Clerk of Courts

PRAECIPE TO SUBSTITUTE VERIFICATION

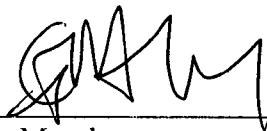
To: Prothonotary of Clearfield County

Kindly substitute the attached Verification of defendant Michael B. Roy to the Attorney's
Verification attached Answer and New Matter filed by Mr. Roy in this action.

CERTIFICATE OF SERVICE

I hereby certify that a copy of this document
was served upon all other parties appearing
of record by First-Class United States Mail
sent on July 19, 2007.

Respectfully submitted,



Craig Murphrey
MacDONALD, ILLIG, JONES & BRITTON LLP
100 State Street, Suite 700
Erie, Pennsylvania 16507-1459
(814) 870-7655

1028595

Attorneys for Defendant
Michael B. Roy

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

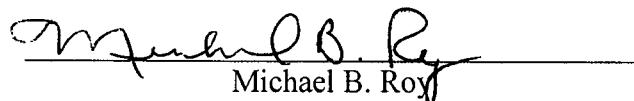
LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff)
)
v.) NO. 2007-00716-CD
)
NICOLE R. MITCHELL, an adult)
individual, and MICHAEL B. ROY, an adult)
individual,)
Defendants)

VERIFICATION

I, Michael B. Roy, hereby verify that the statements made in the foregoing Answer and New Matter Pursuant to Rule 2252(d) are true and correct based on my personal knowledge or information and belief. To the extent that the foregoing contains averments which are inconsistent in fact, I verify that my knowledge or information is sufficient to form a belief that one or more of them is true, although I am currently unable, after reasonable investigation, to ascertain which of the inconsistent averments are true.

To the extent that the foregoing contains legal conclusions or opinions, I hereby state that my Verification is made upon the advice of counsel, upon whom I have relied in the filing of this document.

This Verification is made subject to the penalties of 18 Pa.C.S.A. § 4904 relating to unsworn falsification to authorities.



Michael B. Roy

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

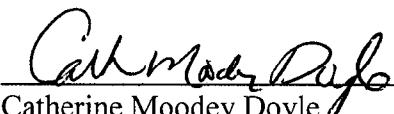
LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff)
)
v.) NO. 2007-00716-CD
)
NICOLE R. MITCHELL, an adult)
individual, and MICHAEL B. ROY, an adult)
individual,)
Defendants)

PRAECIPE FOR SUBSTITUTION OF APPEARANCE

To: Prothonotary of Clearfield County

Please substitute the appearance of Catherine Moodey Doyle, Esquire, for that of Craig R. Murphey, Esquire, on behalf of defendant MICHAEL B. ROY in the above-referenced matter.

Respectfully submitted,



Catherine Moodey Doyle
MacDONALD, ILLIG, JONES & BRITTON LLP
100 State Street, Suite 700
Erie, Pennsylvania 16507-1459
(814) 870-7662

Attorneys for Defendant
Michael B. Roy

FILED NO cc
mjl:25/01
SEP 17 2007
(6)

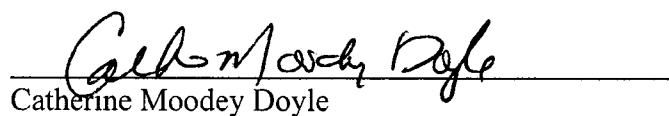
William A. Shaw
Prothonotary/Clerk of Courts

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Praeclipe for Substitution of Appearance was served this 12th day of September, 2007, via First-Class United States Mail, upon the following counsel of record:

Theron G. Noble, Esquire
Ferraraccio & Noble
301 East Pine Street
Clearfield, PA 16830

Matthew B. Taladay, Esquire
Hanak, Guido & Taladay
P.O. Box 487
DuBois, PA 15801



Catherine Moodey Doyle

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102767
NO: 07-716-CD
SERVICE # 1 OF 2
SUMMONS

PLAINTIFF: LINDSEY MARIE LONDON
vs.
DEFENDANT: NICOLE R. MITCHELL and MICHAEL B. ROY

SHERIFF RETURN

NOW, May 23, 2007 AT 2:15 PM SERVED THE WITHIN SUMMONS ON NICOLE R. MITCHELL DEFENDANT AT 1306 TREASURE LAKE, SEC. 16 LOT 350, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO RICHARD MITCHELL, FATHER A TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET / NEVLING

FILED
93:20cm
OCT 03 2007
WAS
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102767
NO: 07-716-CD
SERVICE # 2 OF 2
SUMMONS

PLAINTIFF: LINDSEY MARIE LONDON
vs.
DEFENDANT: NICOLE R. MITCHELL and MICHAEL B. ROY

SHERIFF RETURN

NOW, May 15, 2007 AT 11:45 AM SERVED THE WITHIN SUMMONS ON MICHAEL B. ROY DEFENDANT AT Meeting Place: 90 BEAVER DRIVE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO MICHAEL B. ROY, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL SUMMONS AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102767
NO: 07-716-CD
SERVICES 2
SUMMONS

PLAINTIFF: LINDSEY MARIE LONDON
vs.
DEFENDANT: NICOLE R. MITCHELL and MICHAEL B. ROY

SHERIFF RETURN

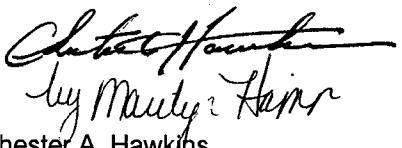
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	NOBLE	2780	20.00
SHERIFF HAWKINS	NOBLE	2780	80.00

Sworn to Before Me This

____ Day of _____ 2007

So Answers,


Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LINDSEY MARIE LONDON, : Type of Case: Civil Action
Plaintiff :
vs. : No. 2007-00716-CD
NICOLE R. MITCHELL and : Type of Pleading:
MICHAEL B. ROY, : Certificate of
Defendants : Service
: Filed on Behalf of:
: Defendant Mitchell
: Counsel of Record for This
: Party:
: Matthew B. Taladay, Esq.
: Supreme Court No. 49663
: Hanak, Guido and Taladay
: 3 S. Brady Street, Suite 300
: P.O. Box 487
: DuBois, PA 15801
: (814) 371-7768

Dated: October 3, 2007

FILED
OCT 11 2007 NO CC
OCT 05 2007
WAS
William A. Shaw
Prothonotary/Clerk of Courts

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

LINDSEY MARIE LONDON, :
Plaintiff :
vs. : No. 2007-00716-CD
NICOLE R. MITCHELL and :
MICHAEL B. ROY, :
Defendants :

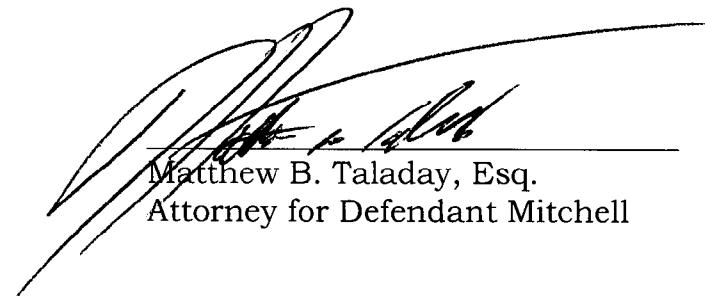
CERTIFICATE OF SERVICE

I certify that on the 3rd day of October, 2007, an original Notice of Deposition, copy of which is attached hereto, was sent via first class mail, postage prepaid, to the following:

Theron G. Noble, Esq.
Attorney for Plaintiff
301 East Pine Street
Clearfield, PA 16830

With a copy to:

Catherine Moodey Doyle, Esq.
Attorney for Defendant Roy
MacDonald, Illig, Jones & Britton, L.L.P.
100 State Street, Suite 700
Erie, PA 16507-1459


Matthew B. Taladay, Esq.
Attorney for Defendant Mitchell

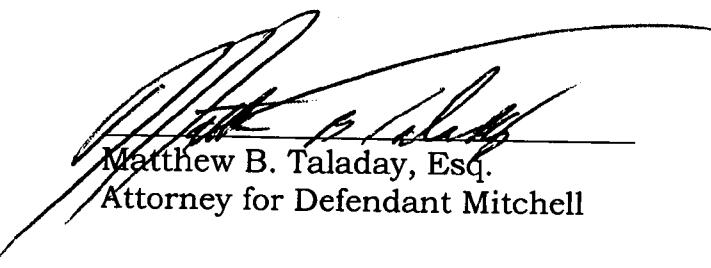
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

LINDSEY MARIE LONDON,	:	
Plaintiff	:	
	:	
vs.	:	No. 2007-00716-CD
	:	
NICOLE R. MITCHELL and	:	
MICHAEL B. ROY,	:	
Defendants	:	

NOTICE OF DEPOSITION

TO: LINDSEY MARIE LONDON, Plaintiff
c/o Theron G. Noble, Esq.

TAKE NOTICE that your deposition by oral examination will be taken on **Friday, November 9, 2007 at 10:00 a.m.** at the law office of Hanak, Guido and Taladay, 528 Liberty Boulevard, DuBois, Pennsylvania. This deposition is being taken for the purpose of discovery and for use at trial, pursuant to the Pennsylvania Rules of Civil Procedure regarding Discovery.



Matthew B. Taladay, Esq.
Attorney for Defendant Mitchell

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LINDSEY MARIE LONDON,
Plaintiff
vs.
NICOLE R. MITCHELL and
MICHAEL B. ROY,
Defendants

: Type of Case: Civil Action
: No. 2007-00716-CD
: Type of Pleading:
: Notice of
: Service
: Filed on Behalf of:
: Defendant Mitchell
: Counsel of Record for This
: Party:
: Matthew B. Taladay, Esq.
: Supreme Court No. 49663
: Hanak, Guido and Taladay
: 3 S. Brady Street, Suite 300
: P.O. Box 487
: DuBois, PA 15801
: (814) 371-7768

FILED NO
MAY 10 2007
CLERK
William A. Shaw
Municipal/Clerk of Courts

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

LINDSEY MARIE LONDON,	:	
Plaintiff	:	
	:	
vs.	:	No. 2007-00716-CD
	:	
NICOLE R. MITCHELL and	:	
MICHAEL B. ROY,	:	
Defendants	:	

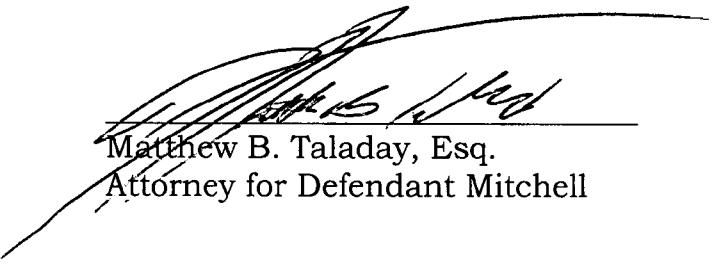
NOTICE OF SERVICE

I, Matthew B. Taladay, of Hanak, Guido and Taladay, being counsel of record for Defendant Nicole R. Mitchell, do hereby certify that I propounded on Plaintiff, via United States mail, first class, postage prepaid, this 19th day of November, 2007, Defendant Mitchell's SUPPLEMENTAL REQUEST FOR PRODUCTION OF DOCUMENTS to the below indicated person, at said address, being counsel of record for the Plaintiff:

Theron G. Noble, Esq.
Attorney for Plaintiff
301 East Pine Street
Clearfield, PA 16830

With a copy to:

Catherine Moodey Doyle, Esq.
Attorney for Defendant Roy
MacDonald, Illig, Jones & Britton, L.L.P.
100 State Street, Suite 700
Erie, PA 16507-1459


Matthew B. Taladay, Esq.
Attorney for Defendant Mitchell

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

LINDSEY MARIE LONDON, an adult
individual,

Plaintiff, : No.: 07-716-CD

v.

NICOLE R. MITCHELL, an adult individual,
and MICHAEL B. ROY, an adult individual,
Defendants.

: Type of Pleading:

NOTICE OF SERVICE

: Filed By:

: Plaintiff

: Counsel of Record:

: Theron G. Noble, Esquire
Ferraraccio & Noble
: 301 East Pine Street
: Clearfield, PA 16830
: (814)-375-2221
: PA I.D.#: 55942

FILED NOCC
M 10 37 2011
FEB 15 2011
WAS
William A. Shaw
Prothonotary/Clerk of Courts

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

LINDSEY MARIE LONDON, an adult)
individual,)
Plaintiff,) No.: 07- 716 -CD
v.)
NICOLE R. MITCHELL, an adult individual,)
and MICHAEL B. ROY, an adult individual,)
Defendants.)

CERTIFICATE OF SERVICE

I, Theron G. Noble, Esquire, of Ferraraccio & Noble, counsel for Plaintiff, does hereby certify that this 13th day of February, 2008, did serve upon the below listed individuals, at said addresses, being counsel of record for each defendant, a true and correct copy of Plaintiff's NOTICEs OF DEPOSITIONS (as to each Defendant) filed in this matter, as follows:

Catherine Moody Doyle, Esquire
MacDonald, Illig, et.al.
100 State Street, Suite 700
Erie, PA 16507-1459

Matthew B. Taladay, Esquire
Hanak, Guido & Taladay
P.O. Box 487
DuBois, PA 15801

Respectfully Submitted,



Theron G. Noble, Esquire
Attorney for Plaintiff
Ferraraccio & Noble
301 E. Pine Street
Clearfield, PA 16830
(814)-375-2221
PA I.D. No.: 55942

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

LINDSEY MARIE LONDON,
Plaintiff

vs.

NICOLE R. MITCHELL and
MICHAEL B. ROY,
Defendants

Type of Case: Civil Action

No. 2007-00716-CD

Type of Pleading:
Praecipe for
Discontinuance

Filed on Behalf of:
Plaintiff

Counsel of Record for This
Party:
THERON G. NOBLE, Esq.
Supreme Court No. 55942
FERRARACCIO & NOBLE
301 East Pine Street
Clearfield, PA 16830

(814) 375-2221

Cart of disc to
FILED 2~~08~~ Atty
m 11:42 am MAY 14 2008 Taladay
MAY 14 2008 (Envelope enclosed)
LM
William A. Shaw
Prothonotary/Clerk of Courts

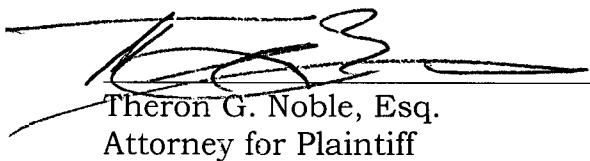
IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION

LINDSEY MARIE LONDON, :
Plaintiff :
: :
vs. : No. 2007-00716-CD
: :
NICOLE R. MITCHELL and :
MICHAEL B. ROY, :
Defendants :
:

PRAECIPE FOR DISCONTINUANCE

TO THE PROTHONOTARY:

Please mark the above case settled and discontinued.



Theron G. Noble, Esq.
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Lindsey Marie London

Vs.

No. 2007-00716-CD

Nicole R. Mitchell
Michael B. Roy

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on May 14, 2008, marked:

Settled and Discontinued

Record costs in the sum of \$85.00 have been paid in full by Theron G. Noble Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 14th day of May A.D. 2008.



im

William A. Shaw, Prothonotary