

07-776-CD
D. Kauffman vs Joseph Ruby

Donald Kauffman et al vs Joseph Ruby
2015-776-CD

Date: 4/1/2014

Time: 10:22 AM

Page 1 of 3

Clearfield County Court of Common Pleas

ROA Report

Case: 2007-00776-CD

Current Judge: Fredric Joseph Ammerman

Donald W. Kauffman, et alvs. Joseph A. Ruby

User: LMILLER

CIVIL ACTION

Date		Judge
5/17/2007	New Case Filed.	No Judge
✓	Filing: Praecipe for Writ of Summons Paid by: Schlesinger & Kerstetter, LLP Receipt number: 1919046 Dated: 05/17/2007 Amount: \$85.00 (Check) 2 writs to Atty.	No Judge
	Case Filed.	No Judge
7/9/2007	Acceptance of Service, filed. I accept service of the Writ of Summon in the above matter, signed by s/ Joseph A. Ruby-def. 1CC Atty.	No Judge
7/12/2007 ✓	Praecipe For Entry of Appearance, filed on behalf of Defendant, enter appearance of Troy J. Harper, Esquire. No CC	No Judge
8/10/2007 ✓	Praecipe to Enter Rule to File Complaint within 20 days after date of service issued. Rule Dated: August 10, 2007, filed by Atty. Harper 1 Cert. with Rule to Atty.	No Judge
8/24/2007 ✓	Certificate of Service, filed. That a true and correct copy of a Praecipe for Rule to File Complaint and Rule in regard to the above captioned action was served on the Plaintiffs, Donald W. Kauffman and Betsy F. Kauffman on the 23rd day of August 2007 to their attorney Todd P. Kerstetter Esq., filed by s/ Troy J. Harper Esq. No CC.	No Judge
9/21/2007 ✓	Complaint, filed by s/ Todd P. Kerstetter, Esquire. No CC	No Judge
9/27/2007 ✓	Certificate of Service, filed. That an original and two certified copies of the First Set of Interrogatories Directed to the Plaintiffs and an original and two certified copies of the First Set of Request for Production of Documents Directed to the Plaintiffs were served on the 26th day of September 2007 to Todd P. Kerstetter Esq., filed by s/ Troy J. Harper Esq. NO CC.	No Judge
10/4/2007 ✓	Answer and New Matter filed. By s/ Troy J. Harper, Esquire. No CC	No Judge
10/31/2007 ✓	Plaintiffs' Answer to New Matter of Defendant, filed by s/ Todd P. Kerstetter, Esquire. No CC	No Judge
2/8/2008	Miscellaneous Payment: Subpoena Paid by: Dennison Dennison & Harper Receipt number: 1922603 Dated: 2/8/2008 Amount: \$12.00 (Check)	No Judge
2/26/2008 ✓	Motion to Compel, filed by s/ Troy J. Harper, Esquire. No CC	No Judge
2/27/2008 ✓	Notice of Intent to Serve Subpoena to Produce Documents and Things for Discovery Pursuant to Pa.R.C.P. 4009.21, To: Dr. Robert Meloy, filed by s/ Troy J. Harper, Esquire. No CC	No Judge
	Notice of Intent to Serve Subpoena to Produce Documents and Things for Discovery Pursuant to Pa.R.C.P. 4009.21, To: Kieffer Physical Therapy, filed by s/ Troy J. Harper, Esquire. No CC	No Judge
	Notice of Intent to Serve Subpoena to Produce Documents and Things for Discovery Pursuant to Pa.R.C.P. 4009.21. To: Dr. Hani J. Tuffaha, filed by s/ Troy J. Harper, Esquire. No CC	No Judge
	Notice of Intent to Serve Subpoena to Produce Documents and Things for Discovery Pursuant to Pa.R.C.P. 4009.21 To: Sentry Insurance, filed by s/ Troy J. Harper, Esquire. No CC	No Judge
2/28/2008 ✓	Order, NOW, Feb. 28, 2008, the Def., Joseph A. Ruby, having filed a Motion to Compel, it is Ordered that the Plaintiffs are directed to file and serve full and complete answers to the Defendant, Joseph A. Ruby's, First Set of Interrogatories and First Set of Request for Production of Documents within 30 days from the date of service of this Order. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Atty. Harper	Fredric Joseph Ammerman

Date: 4/1/2014

Clearfield County Court of Common Pleas

User: LMILLER

Time: 10:22 AM

ROA Report

Page 2 of 3

Case: 2007-00776-CD

Current Judge: Fredric Joseph Ammerman

Donald W. Kauffman, et alvs. Joseph A. Ruby

CIVIL ACTION

Date		Judge
3/5/2008	✓ Certificate of Service, filed. That a certified copy of the Court Order dated February 28, 2008 was served upon Todd P. Kerstetter Esq., on the 4th day of March 2008 by first class mail, filed by s/ Troy J. Harper Esq. No CC.	No Judge
3/24/2008	✓ Notice of Deposition for the Purpose of Copying Records Only, in re: Sentry Insurance, filed by s/ Troy J. Harper Esq. No CC.	No Judge
	✓ Notice of Deposition for the Purpose of Copying Records Only, in re: Dr. Hani J. Tuffaha, filed by s/ Troy J. Harper Esq. No CC.	No Judge
	✓ Notice of Deposition for the Purpose of Copying Records Only, in re: Kieffer Physical Therapy, filed by s/ Troy J. Harper Esq. No CC.	No Judge
	✓ Notice of Deposition for the Purpose of Copying Records Only, in re: Dr. Robert Meloy, filed by s/ Troy J. Harper Esq. No CC.	No Judge
	Certificate Prerequisite to Service of a Subpoena Pursuant to Pa.R.C.P. 4009.22, in re: Keiffer Physical Therapy, filed by s/ Troy J. Harper Esq. No CC.	No Judge
	✓ Certificate Prerequisite to Service of a Subpoena Pursuant to Pa.R.C.P. 4009.22, in re: Dr. Hani J. Tuffaha, filed by s/ Troy J. Harper Esq. No cc.	No Judge
	✓ Certificate Prerequisite to Service of a Subpoena Pursuant to Pa.R.C.P. 4009.22, in re: Dr. Robert Meloy, filed by s/ Troy J. Harper Esq. No CC.	No Judge
	✓ Certificate Prerequisite to Service of a Subpoena Pursuant to Pa.R.C.P. 4009.22, in re: Sentry Insurance, filed by s/ Troy J. Harper Esq. No CC.	No Judge
3/8/2010	✓ Notice of Deposition of Plaintiff, Donald W. Kauffman, filed by s/ Troy J. Harper, Esquire. No CC	No Judge
	✓ Notice of Deposition of Plaintiff, Betsy S. Kauffman, filed by s/ Troy J. Harper, Esquire. No CC	No Judge
7/21/2010	✓ Notice of Intent to Serve Subpoena to Produce Documents and Things for Discovery Pursuant to Pa.R.C.P. 4009.21, filed by s/ Troy J. Harper Esq. No CC.	No Judge
8/11/2010	✓ Certificate Prerequisite to Service of a Subpoena Pursuant to Pa.R.C.P. 4009.22, filed by s/ Troy J. Harper, Esquire. No CC	No Judge
	✓ Notice of Deposition for the Purpose of Copying Records Only. Deposition of the Records Custodian for Geisinger Health Plan. Filed by s/ Troy J. Harper, Esquire. No CC	No Judge
11/20/2012	✓ Notice of Intent to Serve Subpoena to Produce Documents and Things for Discovery Pursuant to Pa.R.C.P. 4009.21, To Geisinger Bloomsburg Hospital, Imaging Dept., filed by s/ Troy J. Harper, Esq. No CC	No Judge
	✓ Notice of Intent to Serve Subpoena to Produce Documents and Things for Discovery Pursuant to Pa.R.C.P. 4009.21, To: Dr. Robert Meloy. Filed by s/ Troy J. Harper, esq. No CC	No Judge
12/7/2012	✓ Notice of Deposition for the Purpose of Copying Records Only, To: records Custodian, Geisinger Bloomsburg Hospital, filed by s/ Troy J. Harper, Esq. No CC	No Judge
	✓ Notice of Deposition for the Purpose of Copying Records Only, To Dr. Robert Meloy, filed by s/ Troy J. Harper, Esq. No CC	No Judge
	✓ Certificate Prerequisite to Service of a Subpoena Pursuant to Pa.R.C.P. 4009.22, filed by s/ Troy J. Harper, Esq. No CC	No Judge

Date: 4/1/2014

Time: 10:22 AM

Page 3 of 3

Clearfield County Court of Common Pleas

ROA Report

Case: 2007-00776-CD

Current Judge: Fredric Joseph Ammerman

Donald W. Kauffman, et alvs. Joseph A. Ruby

User: LMILLER

CIVIL ACTION

Date		Judge
12/7/2012	Certificate Prerequisite to Service of a Subpoena Pursuant to Pa.R.C.P. 4009.22, To Geisinger Bloomsburg Hospital, filed by s/ Troy J. Harper, Esq. No CC	No Judge
	Certificate Prerequisite to Service of a Subpoena Pursuant to Pa.R.C.P. 4009.22, To Dr. Robert Meloy, filed by s/ Troy J. Harper, Esq. No CC	No Judge
5/15/2013	NOW, 5/15/13, ORDER of Court that a status conference be and is hereby scheduled for 6/27/13 at 1:30 p.m. in Courtroom No. 1, Clearfield County Courthouse, Clearfield, PA. If this case has been concluded, the moving party is directed to file the appropriate Praecipe with the Prothonotary of Clearfield County to finalize that a status of the case. BY THE COURT/S/FJA cc: T. Kerstetter, Esq. T. Harper, Esq.	Fredric Joseph Ammerman
7/2/2013	Order, NOW, this 27th of June, 2013, it is Ordered that this matter is scheduled for Pretrial Conference at 1:30 p.m. on Sept. 26, 2013, in chambers. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys: T. Kerstetter, T. Harper	Fredric Joseph Ammerman
10/1/2013	Order, this 26th of Sept., 2013, it is Ordered: Jury Selection will be held on March 4, 2014 at 9:00 a.m. Jury Trial is scheduled for March 31 and April 1, 2014, at 9:00 a.m. (see original). By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys: T. Kerstetter, J. Dennison	Fredric Joseph Ammerman
10/25/2013	Notice of taking depositions on oral examination pursuant to PA.R.C.P. 4007.1 filed. On October 23rd, 2013, notice was given that the discovery deposition of Joseph A. Ruby will be taken on Oral Examination on Wednesday, November 20th, 2013 at 10:00AM. Filed by s/Todd P. Kerstetter, Esq. NoCC.	Fredric Joseph Ammerman
2/7/2014	Praecipe for Entry of Appearance/Praecipe for Withdrawal of Appearance, filed. Enter Thomas A McDonnell, Esq. for Defendant. No cc.	Fredric Joseph Ammerman
2/10/2014	Praecipe, filed. Please withdraw Appearance of Joseph A Ruby, deft, filed by s/ John C Dennison II Esq. No CC.	Fredric Joseph Ammerman
2/12/2014	Praecipe for Entry of Appearance/Praecipe for Withdrawal of Appearance, filed by John C. Dennison, II, No cc. / copy to C/A.	Fredric Joseph Ammerman
3/24/2014	Order, this 19th of March, 2014, the parties having reached a settlement, it is Ordered that the jury trial is Canceled. By The Court, /s/ Fredric J. Ammerman, Pres. Judge. 1CC Attys:Kerstetter, T. McDonnell	Fredric Joseph Ammerman
3/31/2014	Praecipe for Discontinuance filed. Praecipe for Discontinuance, filed by Atty. Kerstetter, 2 cc Atty. Kerstetter.	Fredric Joseph Ammerman
	ROA for statistical purposes only.	Fredric Joseph Ammerman

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

No: 07-776-CD

Type of Case: Personal Injury

Type of Pleading: Praecipe for Writ of Summons

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN, husband
and wife,

Plaintiffs

v.

JOSEPH A. RUBY,

Defendant

Filed on Behalf of: Donald W. Kauffman and Betsy S. Kauffman,
husband and wife, Plaintiffs

Counsel of Record for this Party: Todd P. Kerstetter, Esquire
Supreme Court No.: 78178
Firm Name: Schlesinger & Kerstetter, LLP
Address: 545 North Second Street
Shamokin, PA 17872
Phone: 570-648-6861

FILED
MAY 17 2007
Att'y pd. 85.00
2 writs to Atty
William A. Shaley
Prothonotary/Clerk of Courts

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872
Phone: (570) 648-6621
Fax: (570) 648-4170
ATTORNEY FOR PLAINTIFFS

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN, husband
and wife,

Plaintiffs

v.

JOSEPH A. RUBY,

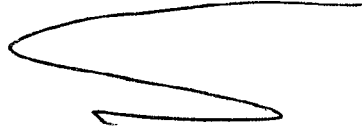
Defendant

NO. 07-776-CD

PRAECIPE FOR WRIT OF SUMMONS

TO THE PROTHONOTARY:

Please issue a writ of summons in the captioned matter.



Todd P. Kerstetter, Esquire
Attorney for Plaintiffs

Dated: May 15, 2007

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

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,
Plaintiffs

v.

JOSEPH A. RUBY,
Defendant

PRAECIPE FOR
WRIT OF SUMMONS

FILED

MAY 17 2007

William A. Shaw
Prothonotary/Clerk of Courts

LAW OFFICES
SCHLESINGER & KERSTETTER, LLP
545 NORTH SECOND STREET
SHAMOKIN, PA 17872
(570) 648-6861

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872
Phone: (570) 648-6621
Fax: (570) 648-4170
ATTORNEY FOR PLAINTIFFS

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN, husband
and wife,

Plaintiffs

V.

JOSEPH A. RUBY,

Defendant

NO. 07-776-CD

TO: JOSEPH A. RUBY
6255 Terrapin Drive
Manassas, VA 20112

WRIT OF SUMMONS

You are hereby notified that Plaintiffs Donald W. Kauffman and Betsy S. Kauffman, husband and wife, of 736 Duke Street, Northumberland, PA 17857, have commenced an action against you.

Date: May 17, 2007

Prothonotary

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

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,
Plaintiffs

v.

JOSEPH A. RUBY,
Defendant

WRIT OF SUMMONS

LAW OFFICES
SCHLESINGER & KERSTETTER, LLP
545 NORTH SECOND STREET
SHAMOKIN, PA 17872
(570) 648-6861

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872
Phone: (570) 648-6621
Fax: (570) 648-4170
ATTORNEY FOR PLAINTIFFS

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN, husband
and wife,

Plaintiffs

v.

JOSEPH A. RUBY,

Defendant

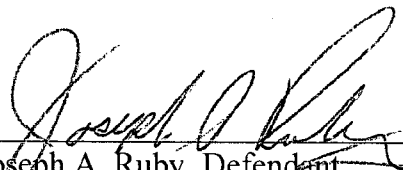
NO. 07-776-CD

FILED ICC Atty
m/11:25am
JUL 09 2007

William A. Shaw
Prothonotary/Clerk of Courts

ACCEPTANCE OF SERVICE

I accept service of the Writ of Summons in the above matter.



Joseph A. Ruby, Defendant

Dated: July 1, 2007

June, 2007

PLEASE Note;
THIS WAS FAXED TO MY INSURANCE CO.
July 2, 2007.

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

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,
Plaintiffs

v.

JOSEPH A. RUBY,
Defendant

ACCEPTANCE OF SERVICE

LAW OFFICES
SCHLESINGER & KERSTETTER, LLP
545 NORTH SECOND STREET
SHAMOKIN, PA 17872
(570) 648-6861

THE PLANKENHORN CO., WILLIAMSPORT, PA.

FILED

JUL 09 2007

William A. Shaw
Prothonotary/Clerk of Courts

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN, husband and wife,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

CIVIL ACTION - LAW

Number 776 of 2007, C. D.

Type of Case: Civil Division

Type of Pleading: Appearance

Filed on Behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED *NO CC*
M 11:04/07
JUL 12 2007 *GR*

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN, husband and wife,
Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
* Civil Action - Law

*

*

*

*

*

* Number 2007 - 776 C. D.

APPEARANCE

TO WILLIAM SHAW, PROTHONOTARY:

Enter our Appearance on behalf of Joseph A. Ruby, the Defendant in the above
captioned matter.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

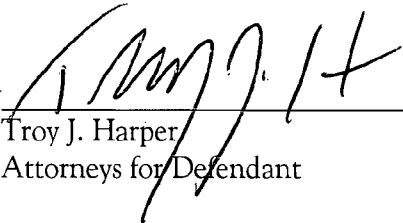
Attorneys for Defendant

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Appearance was served on the 11th day of July, 2007, by United States Mail, First Class, postage prepared, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By 
Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN, husband and wife,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: Praecept for Rule to
File Complaint

Filed on behalf of: Defendant

Counsel of Record for this Party:

Troy J. Harper

Supreme Court Number: 74753

John C. Dennison, II

Supreme Court Number: 29408

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED

AUG 10 2007

M/12:10/w

William A. Shaw
Prothonotary/Clerk of Courts

1 sent to Amy

w/pwr

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN, husband and wife,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
* Civil Action - Law
*
*
*
*
*
*
* Number 776 - 2007 C.D.

PRAECIPE FOR RULE TO FILE COMPLAINT

TO: THE PROTHONOTARY OF CLEARFIELD COUNTY:

Enter a Rule upon the Plaintiffs to file a Complaint within twenty (20) days after service
of the Rule, or judgment of non pros will be entered.

DENNISON, DENNISON & HARPER

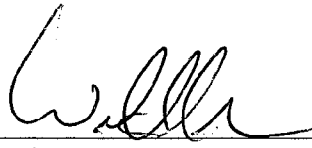
By


Troy J. Harper
Attorneys for the Defendant

RULE:

TO THE PLAINTIFFS:

You are Ruled to file a Complaint within twenty (20) days after the service hereof or a
judgment of non pros will be entered against you.


Prothonotary

Dated: August 10, 2007

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan. 2010
Clearfield Co., Clearfield, PA

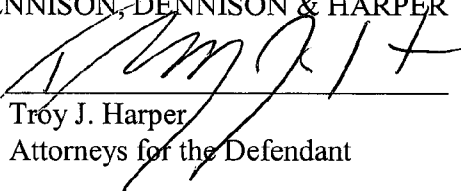
CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Praecipe for Rule to File Complaint and was served on the 7th day of August, 2007, by United States Mail, First Class, Postage Prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for the Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
F. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 of 2007, C. D.

Type of Case: Civil Division

Type of Pleading: Certificate of Service

Filed on Behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC.

m/10:28 am
AUG 24 2007
(LSM)

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
F. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
* Civil Action - Law
*
*
*
*
* Number 776 - 2007 C. D.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of a Praecept for Rule to File Complaint and Rule in regard to the above captioned action was served on the Plaintiffs, Donald W. Kauffman and Betsy F. Kauffman, on the 23rd day of August, 2007, by United States Mail, First Class, postage prepared, addressed to their attorney, Todd P. Kerstetter, Esq., of Schlesinger & Kerstetter, LLP, 545 North Second Street, Shamokin, PA 17872.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

No: 07-776-CD
Type of Case: Personal Injury
Type of Pleading: Complaint

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN, husband
and wife,

Plaintiffs

v.

JOSEPH A. RUBY,

Defendant

FILED *no cc*
m/10:43/07
SEP 21 2007 *(GK)*

William A. Shaw
Prothonotary/Clerk of Courts

Filed on Behalf of: Donald W. Kauffman and Betsy S. Kauffman,
husband and wife, Plaintiffs

Counsel of Record for this Party: Todd P. Kerstetter, Esquire
Supreme Court No.: 78178
Firm Name: Schlesinger & Kerstetter, LLP
Address: 545 North Second Street
Shamokin, PA 17872
Phone: 570-648-6861

Counsel of Record for Defendant: Troy J. Harper, Esquire
Firm Name: Dennison, Dennison & Harper
Address: 293 Main Street
Brookville, PA 15825-1291
Phone: 814-849-8316

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street, Shamokin, PA 17872
Phone: (570) 648-6861 Fax: (570) 648-4170
ATTORNEY FOR PLAINTIFFS

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	JURY TRIAL DEMANDED

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served by entering a written appearance personally, or by an attorney, and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you, and a judgment may be entered against you by the court without further notice for any money claimed in the Complaint, or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW.

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

David S. Meholic, Court Administrator
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830
(814) 765-2641, ext 5982

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872
Phone: (570) 648-6621
Fax: (570) 648-4170
ATTORNEY FOR PLAINTIFFS

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	JURY TRIAL DEMANDED

COMPLAINT

Donald W. Kauffman and Betsy S. Kauffman, Plaintiffs, through their attorney, Todd P. Kerstetter, Esquire, aver the following as their causes of action against the Defendant:

1. Plaintiffs Donald W. Kauffman and Betsy S. Kauffman are adult individuals, husband and wife, residing at 736 Duke Street, Northumberland, Northumberland County, Pennsylvania 17857.

2. Defendant Joseph A. Ruby is an adult individual residing at 6255 Terrapin Drive, Manassas, Virginia 20112.

3. The facts and occurrences hereinafter related took place on or about May 27, 2005, at approximately 11:35 a.m., in Bradford Township, Clearfield County, Pennsylvania.

4. At that time and place, Plaintiff Donald W. Kauffman was operating a 1999 Isuzu Truck owned by his employer, Eureka Saw Co., Inc.

5. At that time and place Defendant was operating his 1993 Ford F-250 Truck which was towing another loaded vehicle as a trailer.

6. At that time and place, Plaintiff was stopped on Route 322 to make a left-hand turn onto Tipple Road, when Defendant suddenly and without warning crashed into the vehicle being operated by Plaintiff.

7. The foregoing accident and all of the injuries and damages set forth hereinafter sustained by Plaintiffs are the direct and proximate result of the negligent, careless, wanton and reckless manner in which Defendant operated his motor vehicle as follows:

(a) Failing to avoid hitting Plaintiff's vehicle when Defendant saw or should have seen that Plaintiff's vehicle was on the road in full view of the Defendant; and

(b) Failure to travel at a safe speed;

(c) Failure to have his vehicle under such control as to be able to stop

within the assured clear distance ahead;

(d) Failure to apply his brakes in sufficient time to avoid striking Plaintiff's vehicle;

(e) Failure to keep alert and maintain a proper watch for the presence of other vehicles on the highway;

(f) Failure to keep proper watch for traffic on the highway and avoid striking Plaintiff's vehicle through evasive action;

(g) Failure to drive his vehicle with due regard for the highway and traffic conditions which were existing and of which he was or should have been aware;

(h) Failure to keep proper and adequate control over his vehicle;

(i) Failure to properly and safely tow and load a vehicle or trailer;

(j) Driving and operating his vehicle upon the highway in a manner endangering persons and property in a reckless manner with careless disregard for the rights and safety of others and in violation of the Motor Vehicle Code of the Commonwealth of Pennsylvania, as more fully set forth in paragraphs three through six and seven (a) through (i) which are incorporated herein by reference.

COUNT I

PLAINTIFF, DONALD W. KAUFFMAN v. JOSEPH A. RUBY

8. Paragraphs one through seven are incorporated herein by reference.

9. Solely as the result of the negligence of the Defendant as aforesaid, Plaintiff, Donald W. Kauffman, sustained the following injuries, all of which are or may be of a serious and permanent nature: injury to the bones, muscles, tissues and ligaments of his neck, shoulder, arm, spine and back; intractable unrelenting cervical and left arm pain and parathesias; disc herniation; disc bulging; degenerative arthritic changes; lacerations and bruising; internal injuries; injury to the brain; injury to internal organs; shock and injury to the nerves and nervous system and other related severe and serious injuries.

10. By reason of the aforesaid injuries sustained by Plaintiff Donald W. Kauffman, he was forced to incur liability for medical treatment, medications, therapy, hospitalizations and similar miscellaneous expenses in an effort to restore himself to health and claim is made therefore.

11. Because of the nature of his injuries, Plaintiff, Donald W. Kauffman, has been advised and therefore avers, that he may be forced to incur similar expenses in the future and claim is made therefore.

12. As a result of the aforementioned injuries, Plaintiff has undergone and will

in the future undergo great physical and mental suffering, great inconvenience in carrying out his daily activities, loss of life's pleasures and enjoyment and claim is made therefore.

13. As a result of the aforesaid injuries, Plaintiff has and in the future will be subject to great humiliation and embarrassment and claim is made therefore.

14. Plaintiff continues to be plagued by persistent pain and limitation and, therefore, avers that his injuries may be of a permanent nature, causing residual problems for the remainder of his lifetime, and claim is made therefore.

15. As a result of the aforesaid injuries, Plaintiff, Donald W. Kauffman, has sustained work loss and may have sustained a permanent diminution of his earning power capacity and claim is made therefore.

WHEREFORE, Plaintiff, Donald W. Kauffman, demands judgment against Defendant, Joseph A. Ruby, in an amount in excess of any jurisdictional amount requiring compulsory arbitration, together with interest and costs of suit.

COUNT II

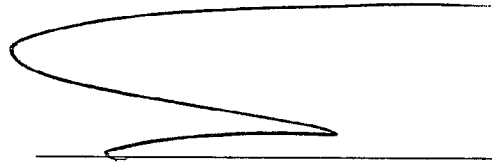
PLAINTIFF, BETSY S. KAUFFMAN v. JOSEPH A. RUBY

16. Paragraphs one through fifteen are incorporated herein by reference.

17. As a result of the injuries sustained by her husband, Plaintiff, Betsy S. Kauffman, has been and will be deprived of the assistance, companionship, consortium and

society of her husband, all of which have been and will be to her great damage and loss.

WHEREFORE, Plaintiff, Betsy S. Kauffman, demands judgment against Defendant in an amount in excess of any jurisdictional amount requiring compulsory arbitration, together with interest and costs of suit.

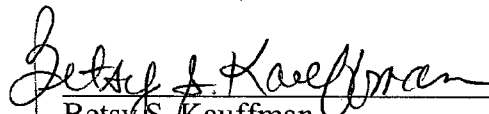
A handwritten signature in black ink, appearing to read 'Todd P. Kerstetter', is written over a horizontal line.

Todd P. Kerstetter, Esquire
Attorneys for Plaintiffs

VERIFICATION

The language of the foregoing document is that of counsel and not necessarily my own; however, we have read the foregoing document and to the extent that it is based upon information that we have given to counsel, it is true and correct to the best of our knowledge, information and belief. To the extent that the content of the foregoing document is that of counsel, we have relied upon counsel in making this Verification.

We understand that any false statements made herein are made subject to the penalties of 18 Pa. C.S.A. § 4904, relating to unsworn falsification to authorities.


Donald W. Kauffman
Betsy S. Kauffman

Dated: September 14, 2007

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street, Shamokin, PA 17872
Phone: (570) 648-6861 Fax: (570) 648-4170
ATTORNEY FOR PLAINTIFFS

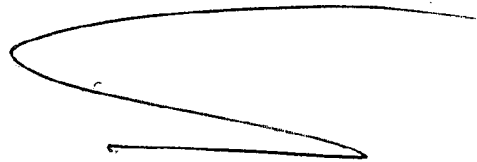
IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	JURY TRIAL DEMANDED

CERTIFICATE OF SERVICE

Todd P. Kerstetter, Esquire, hereby certifies that on the 14th day of September, 2007, a true and correct copy of Plaintiffs' Complaint, were sent by First Class mail by depositing the same in the United States Post Office at Shamokin, Pennsylvania, addressed to:

Troy J. Harper, Esquire
Dennison, Dennison & Harper
293 Main Street
Brookville, PA 15825-1291
Attorney for Defendant



Todd P. Kerstetter, Esquire
Attorney for Plaintiffs

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

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,
Plaintiffs

v.

JOSEPH A. RUBY,
Defendant

COMPLAINT

Prothonotary/Clerk of Courts
William A. Shaw

2002 12 DES

DE 11

LAW OFFICES
SCHLESINGER & KERSTETTER, LLP
545 NORTH SECOND STREET
SHAMOKIN, PA 17872
(570) 648-6861

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: Certificate of Service

Filed on behalf of: Defendant,
Joseph A. Ruby

Counsel of Record for this Party:

Troy J. Harper
Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED *McC*
3/12/2008
SEP 27 2007
(S)
William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
* Civil Division
*
*
*
*
* Number 776 - 2007 C.D.

CERTIFICATE OF SERVICE

I certify that an original and two certified copies of the First Set of Interrogatories
Directed to the Plaintiffs and an original and two certified copies of the First Set of Request for
Production of Documents Directed to the Plaintiffs were served on the 26th day of September,
2007, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esquire
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By 

Troy J. Harper
Attorneys for the Defendant,
Joseph A. Ruby

FILED

SEP 27 2007

William A. Shaw
Prothonotary/Clerk of Courts

RECEIVED
CLERK OF COURTS
JAN 11 2008

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY S.
KAUFFMAN, husband and wife,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: Answer and New Matter

Filed on behalf of: Defendant

Counsel of Record for this Party:

Troy J. Harper
Supreme Court Number: 74753

John C. Dennison, II
Supreme Court Number: 29408

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED NO
m 11:10 AM CC
OCT 04 2007 (CR)

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY S.
KAUFFMAN, husband and wife,
Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 C.D.

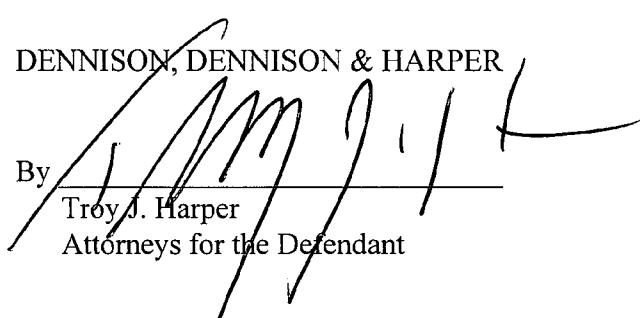
NOTICE TO PLEAD

TO: DONALD W. KAUFFMAN and BETSY S. KAUFFMAN, PLAINTIFFS:

You are hereby notified to plead to the within New Matter within twenty (20) days from service hereof or a default judgment may be entered against you.

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for the Defendant

DONALD W. KAUFFMAN and BETSY S.
KAUFFMAN, husband and wife,
Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 C.D.

ANSWER AND NEW MATTER

AND NOW, comes the Defendant, JOSEPH A. RUBY, by and through his attorneys,
Dennison, Dennison & Harper, who file the following Answer and New Matter in response to the
Plaintiffs' Complaint:

1. After reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient
knowledge and information to form a belief as to the truth of the averments of Paragraph 1 of the
Plaintiffs' Complaint, and said averments are therefore denied.

2. Admitted.

3. The averments of Paragraph 3 of the Plaintiffs' Complaint are denied pursuant to
Pa.R.C.P. 1029(e), and no further response is required.

4. The averments of Paragraph 4 of the Plaintiffs' Complaint are admitted only insofar as
on or about May 27, 2005, the Plaintiff was operating a vehicle. With respect to the remaining
averments of Paragraph 4 of the Plaintiffs' Complaint, said averments are denied pursuant to
Pa.R.C.P. 1029(e), and no further response is required.

5. The averments of Paragraph 5 of the Plaintiffs' Complaint are admitted only insofar as on or about May 27, 2005, the Defendant, Joseph A. Ruby, was operating a 1993 Ford F250 with a trailer. With respect to the remaining averments of Paragraph 5 of the Plaintiffs' Complaint, said averments are denied pursuant to Pa.R.C.P. 1029(e), and no further response is required.

6. The averments of Paragraph 6 of the Plaintiffs' Complaint are admitted only insofar as on or about May 27, 2005, the Plaintiff and the Defendant, Joseph A. Ruby, were both operating vehicles. With respect to the remaining averments of Paragraph 6 of the Plaintiffs' Complaint, said averments are denied pursuant to Pa.R.C.P. 1029(e), and no further response is required.

7. With respect to the averments of Paragraph 7 of the Plaintiffs' Complaint alleging any injuries and damages, after reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments, and said averments are therefore denied. With respect to the remaining averments of Paragraph 7 of the Plaintiffs' Complaint and subparagraphs (a) through (j) thereof, said averments are denied pursuant to Pa.R.C.P. 1029(e), and no further response is required.

COUNT I

PLAINTIFF, DONALD W. KAUFFMAN V. JOSEPH A. RUBY

8. Paragraph 8 of the Plaintiffs' Complaint fails to contain any specific averments of fact and is merely an incorporation clause to which no response is deemed required. To the extent any further response would be deemed required, the averments of Paragraphs 1 through 7 of this Answer are incorporated herein by reference thereto.

9. The averments of Paragraph 9 of the Plaintiffs' Complaint alleging any negligence of the Defendant, Joseph A. Ruby, are denied pursuant to Pa.R.C.P. 1029(e), and no further response is required. With respect to the remaining averments of Paragraph 9 of the Plaintiffs' Complaint, after reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments, and said averments are therefore denied.

10. After reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 10 of the Plaintiffs' Complaint, and said averments are therefore denied.

11. After reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 11 of the Plaintiffs' Complaint, and said averments are therefore denied.

12. After reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 12 of the Plaintiffs' Complaint, and said averments are therefore denied.

13. After reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 13 of the Plaintiffs' Complaint, and said averments are therefore denied.

14. After reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 14 of

the Plaintiffs' Complaint, and said averments are therefore denied.

15. After reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 15 of the Plaintiffs' Complaint, and said averments are therefore denied.

WHEREFORE, the Defendant, Joseph A. Ruby, demands judgment in his favor and against the Plaintiffs. **JURY TRIAL DEMANDED.**

COUNT II

PLAINTIFF, BETSY S. KAUFFMAN V. JOSEPH A. RUBY

16. Paragraph 16 of the Plaintiffs' Complaint fails to contain any specific averments of fact and is merely an incorporation clause to which no response is deemed required. To the extent any further response would be deemed required, the averments of Paragraphs 1 through 15 of this Answer are incorporated herein by reference thereto.

17. After reasonable investigation, the Defendant, Joseph A. Ruby, is without sufficient knowledge and information to form a belief as to the truth of the averments of Paragraph 17 of the Plaintiffs' Complaint, and said averments are therefore denied.

WHEREFORE, the Defendant, Joseph A. Ruby, demands judgment in his favor and against the Plaintiffs. **JURY TRIAL DEMANDED.**

NEW MATTER

18. The terms and conditions of the Pennsylvania Motor Vehicle Financial Responsibility Law, as amended, 75 Pa.C.S.A. §1701 et seq., are hereby incorporated herein by

reference thereto as fully as the same bar and/or diminish any claim or cause of action of the Plaintiffs.

19. At the time of the accident complained of in the Plaintiffs' Complaint, and at all times material hereto, the Plaintiffs were subject to the limited tort option under the Pennsylvania Motor Vehicle Financial Responsibility Law, as amended, 75 Pa.C.S.A. §1701 et seq.

20. The Plaintiff, Donald W. Kauffman, did not sustain serious injuries, as defined by the Pennsylvania Motor Vehicle Financial Responsibility Law, as amended, 75 Pa.C.S.A. §1701 et seq., as a result of the accident described in the Plaintiffs' Complaint and, therefore, all claims for noneconomic damages are barred.

21. All of the Plaintiffs' claims are, or may be, barred by the applicable statute of limitations.

22. The Plaintiffs have failed to state a cause of action against the Defendant, Joseph A. Ruby, upon which relief can be granted.

WHEREFORE, the Defendant, Joseph A. Ruby, demands judgment in his favor and against the Plaintiffs. **JURY TRIAL DEMANDED.**

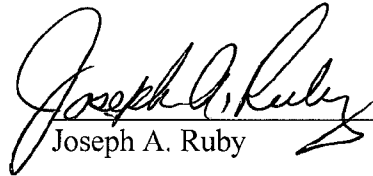
DENNISON, DENNISON & HARPER

By 

Troy J. Harper
Attorneys for Defendant

VERIFICATION

I verify that the averments made in the foregoing Answer and New Matter are true and correct to the best of my knowledge, information and belief. I understand that false statements herein made are subject to the penalties of 18 Pa.C.S.A. Section 4904, relating to unsworn falsification to authorities.


Joseph A. Ruby

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Answer and New Matter was served on the 3rd day of October, 2007, by United States Mail, First Class,

Postage Prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, Pennsylvania 17872

DENNISON DENNISON & HARPER

By 

Troy J. Harper

Attorneys for the Defendant

COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW

No: 07-776-CD
Type of Case: Personal Injury
Type of Pleading: Plaintiffs' Answer to New Matter of Defendant

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN, husband
and wife,
Plaintiffs

v.

JOSEPH A. RUBY,
Defendant

Filed on Behalf of: Donald W. Kauffman and
Betsy S. Kauffman, husband and
wife, Plaintiffs

Counsel of Record for this Party: Todd P. Kerstetter, Esquire
Supreme Court No.: 78178
Firm Name: Schlesinger & Kerstetter, LLP
Address: 545 North Second Street
Shamokin, PA 17872
Phone: 570-648-6861

Counsel of Record for Defendant: Troy J. Harper, Esquire
Firm Name: Dennison, Dennison & Harper
Address: 293 Main Street
Brookville, PA 15825-1291
Phone: 814-849-8316

FILED NO CC
OCT 31 2007 (GK)
William A. Shaw
Prothonotary/Clerk of Courts

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872
Phone: (570) 648-6621
Fax: (570) 648-4170
ATTORNEY FOR PLAINTIFFS

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	JURY TRIAL DEMANDED

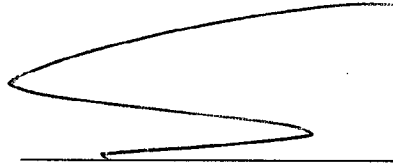
**PLAINTIFFS' ANSWER TO
NEW MATTER OF DEFENDANT**

Donald W. Kauffman and Betsy S. Kauffman, Plaintiffs, through their attorney, Todd P. Kerstetter, Esquire, aver the following as their Answer to Defendant's New Matter:

18 - 22. Paragraphs eighteen through twenty-two contain legal conclusions and defenses to which no response is required. In further answer, Plaintiffs incorporate their Complaint.

WHEREFORE, Plaintiffs demands judgment against Defendant in an amount in excess of any jurisdictional amount requiring compulsory arbitration, together with interest

and costs of suit.

A handwritten signature in black ink, appearing to read "Todd P. Kerstetter". The signature is stylized with a large, sweeping initial "T" and a long, horizontal stroke extending to the right.

Todd P. Kerstetter, Esquire
Attorneys for Plaintiffs

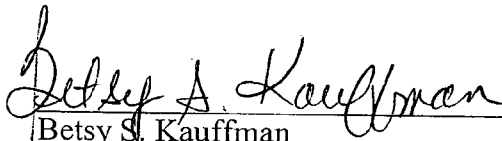
VERIFICATION

The language of the foregoing document is that of counsel and not necessarily my own; however, we have read the foregoing document and to the extent that it is based upon information that we have given to counsel, it is true and correct to the best of our knowledge, information and belief. To the extent that the content of the foregoing document is that of counsel, we have relied upon counsel in making this Verification.

We understand that any false statements made herein are made subject to the penalties of 18 Pa. C.S.A. § 4904, relating to unsworn falsification to authorities.



Donald W. Kauffman



Betsy S. Kauffman

Dated: October 26, 2007

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street, Shamokin, PA 17872
Phone: (570) 648-6861 Fax: (570) 648-4170
ATTORNEY FOR PLAINTIFFS

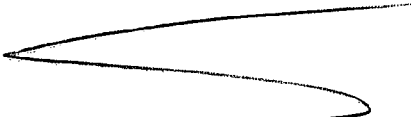
IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	JURY TRIAL DEMANDED

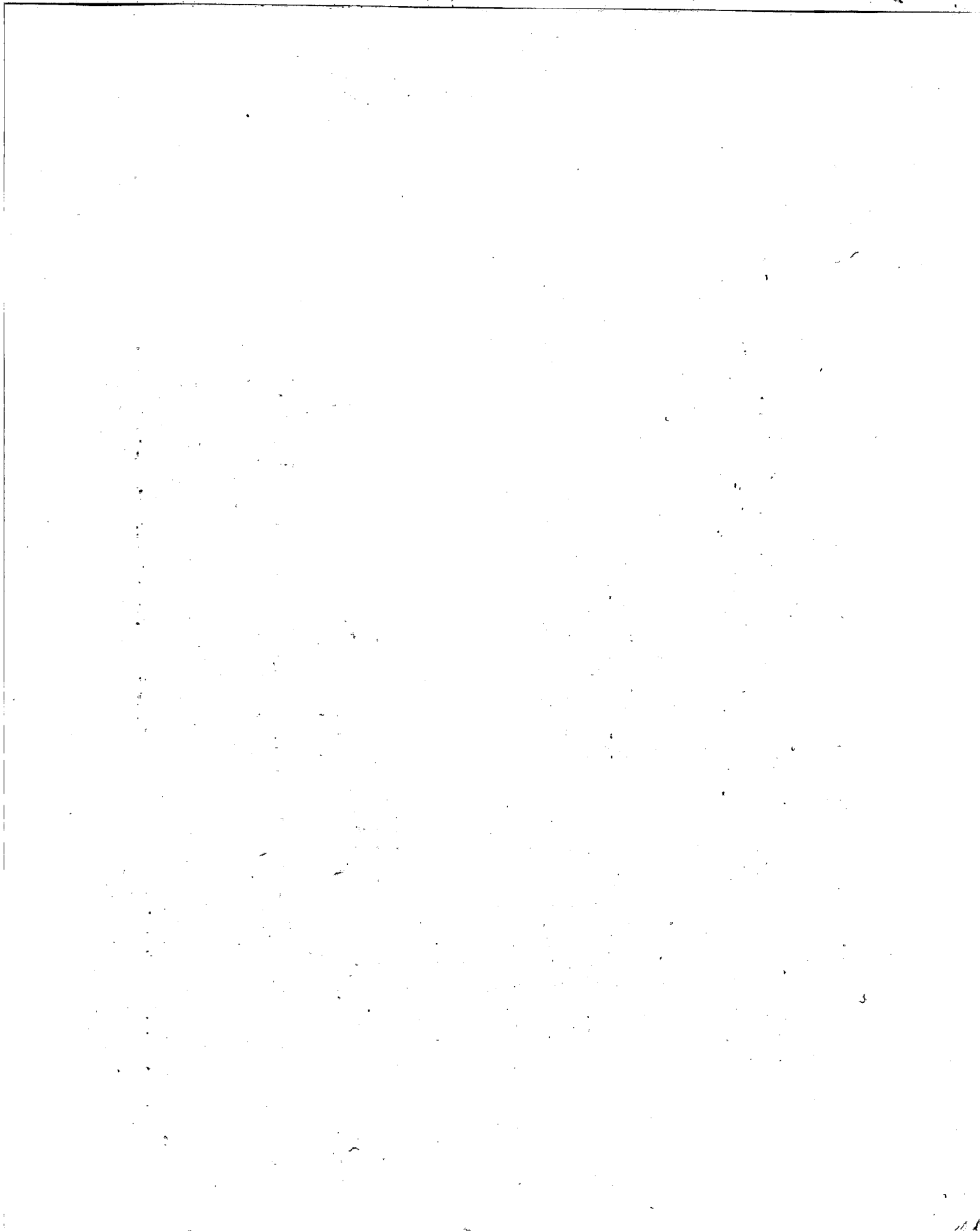
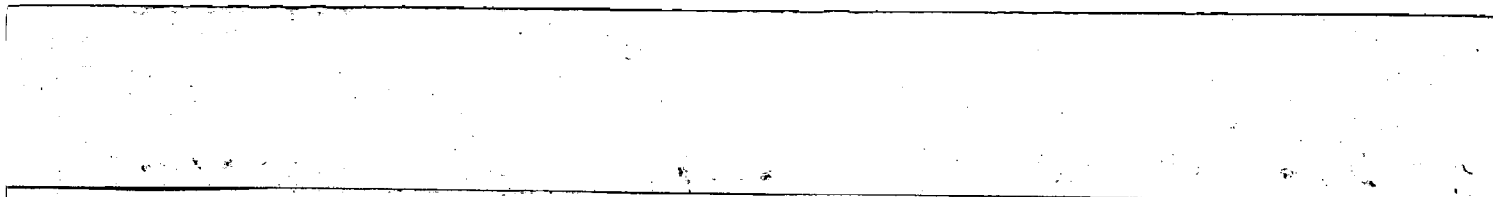
CERTIFICATE OF SERVICE

Todd P. Kerstetter, Esquire, hereby certifies that on the 26th day of October, 2007, a true and correct copy of Plaintiffs' Answer to Defendant's New Matter, were sent by First Class mail by depositing the same in the United States Post Office at Shamokin, Pennsylvania, addressed to:

Troy J. Harper, Esquire
Dennison, Dennison & Harper
293 Main Street
Brookville, PA 15825-1291
Attorney for Defendant



Todd P. Kerstetter, Esquire
Attorney for Plaintiffs



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

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,
Plaintiffs

v.
JOSEPH A. RUBY,
Defendant

PLAINTIFFS' ANSWER TO
NEW MATTER OF DEFENDANT

LAW OFFICES
SCHLESINGER & KERSTETTER, LLP
545 NORTH SECOND STREET
SHAMOKIN, PA 17872
(570) 648-6861

THE PLANNING CO., WILLIAMSPORT, PA.

FILED

OCT 31 2007

William A. Shaw
Prothonotary/Clerk of Courts

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: Motion to Compel

Filed on behalf of: Defendant

Counsel of Record for this Party:

Troy J. Harper

Supreme Court Number: 74753

John C. Dennison, II

Supreme Court Number: 29408

DENNISON, DENNISON & HARPER

293 Main Street

Brookville, Pennsylvania 15825

(814) 849-8316

FILED
m/11/25/07
FEB 26 2008

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
* Civil Action - Law
*
*
*
*
*
* Number 776 - 2007 C.D.

MOTION TO COMPEL

AND NOW, comes the Defendant, JOSEPH A. RUBY, by his attorneys, Dennison, Dennison & Harper, who file the following Motion to Compel pursuant to Pa.R.C.P. 4019:

1. The above-captioned action was instituted by a Writ of Summons filed by the Plaintiffs on or about May 17, 2007.
2. On August 10, 2007, the Defendant, Joseph A. Ruby, filed a Praecipe for Rule to File Complaint.
3. On August 10, 2007, the Prothonotary issued a Rule to File Complaint against the Plaintiffs.
4. On or about September 14, 2007, the Plaintiffs filed a Complaint alleging that the Defendant, Donald W. Kauffman, was injured on May 27, 2005, in an automobile accident while stopped on United States Highway Route 322 in Bradford Township, Clearfield County, when the Defendant, Joseph A. Ruby's, vehicle allegedly struck the vehicle which the Plaintiff, Donald W. Kauffman, was driving.

5. On or about September 25, 2007, the Defendant, Joseph A. Ruby, served a First Set of Interrogatories and a First Set of Request for Production of Documents Directed to the Plaintiffs upon counsel for the Plaintiffs. A true and correct copy of the Interrogatories, Request for Production of Documents and the Certificate of Service are attached hereto as Exhibit "A" and made part hereof.

6. Pursuant to Pa.R.C.P. 4006 (a)(2) and 4009.12, the Plaintiffs' Answers to the Interrogatories and Request for Production of Documents were due on or before October 25, 2007.

7. The Plaintiffs failed to answer the Interrogatories and Request for Production of Documents by October 25, 2007.

8. By letter dated February 6, 2008, directed to counsel for the Plaintiffs, counsel for the Defendant, Joseph A. Ruby, requested that the Plaintiffs respond to the Interrogatories and Request for Production of Documents. A true and correct copy of Defendant's counsel's file copy of the letter dated February 6, 2008, is attached hereto as Exhibit "B" and made part hereof.

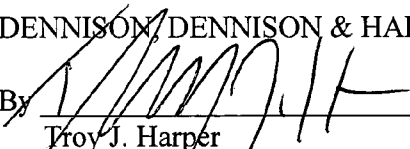
9. To date, the Plaintiffs have failed to respond to the Interrogatories and Request for Production of Documents.

WHEREFORE, the Defendant, Joseph A. Ruby, requests this Honorable Court to enter an Order directing the Plaintiffs to file full and complete answers to the Interrogatories and responses to the Request for Production of Documents within twenty (20) days, and, if the

Plaintiffs fail to file full and complete answers within the allotted time, to impose appropriate sanctions and such other relief the Court deems appropriate.

DENNISON/DENNISON & HARPER

By


Troy J. Harper

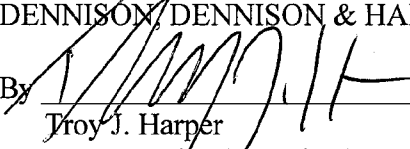
Attorneys for the Defendant,

Joseph A. Ruby

Plaintiffs fail to file full and complete answers within the allotted time, to impose appropriate sanctions and such other relief the Court deems appropriate.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for the Defendant,

Joseph A. Ruby

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: First Set of Interrogatories
Directed to Plaintiffs

Filed on behalf of: Defendant,
Joseph A. Ruby

Counsel of Record for this Party:

Troy J. Harper
Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

EXHIBIT
"A"

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*
* Civil Division

*

*

*

*

*

* Number 776 - 2007 C.D.

FIRST SET OF INTERROGATORIES DIRECTED TO PLAINTIFFS

TO : DONALD W. KAUFFMAN AND BETSY S. KAUFFMAN

You are hereby required to answer the following Interrogatories under oath, pursuant to the Pennsylvania Rules of Civil Procedure, within thirty (30) days after service hereof. These Interrogatories shall be deemed continuing so as to require supplemental answers if further information not contained in the answers to the following Interrogatories is obtained between the time the answers hereto are filed and the time of the trial.

**YOU ARE HEREBY REQUESTED TO ANSWER EACH OF THE FOLLOWING
INTERROGATORIES WITH RESPECT TO THE PLAINTIFF, DONALD W.
KAUFFMAN, UNLESS INDICATED OTHERWISE.**

1. Please provide the full name, current address, date of birth, social security number, and marital status including the date of any marriages and divorces for each Plaintiff.
2. Please provide a list of all alias names and/or identities ever used by each Plaintiff.
3. Please provide the address where each Plaintiff was residing at the time of the incident alleged in your Complaint and provide the names, ages and relationships to you of every other person residing at said address at that time.

4. Please list the names, addresses and telephone numbers of all physicians and medical care providers seen by you for the injuries which you allege to have sustained in the incident described in your Complaint and the dates on which you were treated by that person.

5. Please list the names and addresses of all hospitals, clinics and convalescent homes wherein you received medical attention for the injuries you allege were caused by the incident described in your Complaint and list the dates on which you were treated at each of the institutions listed.

4. Please list the names, addresses and telephone numbers of all physicians and medical care providers seen by you for the injuries which you allege to have sustained in the incident described in your Complaint and the dates on which you were treated by that person.

5. Please list the names and addresses of all hospitals, clinics and convalescent homes wherein you received medical attention for the injuries you allege were caused by the incident described in your Complaint and list the dates on which you were treated at each of the institutions listed.

6. Please set forth an itemized list of all charges made by all those medical care providers listed in the answers to Interrogatories 4 and 5 and attach copies of all bills presented to you by the same.

7. If you have ever in your lifetime suffered from any injuries, illnesses, diseases, sicknesses, or abnormalities which required any type of medical treatment involving those portions of your body which you allege were injured in the incident described in your Complaint, including but not limited to your neck; back; left shoulder, arm, hand and fingers, set forth the following:

- a. the names and addresses of all doctors or hospitals that rendered service in connection therewith and the nature of the service or treatment rendered;

b. the type and/or nature of the injuries, illnesses, diseases, sicknesses, or abnormalities;

c. whether the injuries, illnesses, diseases, sicknesses, or abnormalities were the result of any type of accident;

(1) If the answer to subparagraph c. is yes, please provide the following information:

(a) the date, time, location and nature of the accident; and

(b) whether any lawsuit was filed as the result of the accident, and if so, the name and docket number of the Court where the lawsuit was filed.

8. Please state whether you suffered from any emotional, mental, psychological and/or nervous condition prior to or subsequent to the date of the incident described in your Complaint. If yes, please provide the name, address and telephone number of any medical care provider including any doctor, therapist, psychologist or psychiatrist who provided any treatment for such condition.

9. Please provide the names, addresses and telephone numbers of any and all physicians, doctors or medical care providers who have treated you:

- a. as your family physician in the last ten years; and
- b. for any injury, sickness or disease in the last ten years.

10. Please identify in detail to the following for each person whom you expect to call as an expert witness at trial:

- a. full name, home address, business address;

b. the subject matter on which the expert is expected to testify;

c. the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

11. For the ten (10) years immediately proceeding the date of the incident described in your Complaint, state the following:

a. the name and address of each of your employers or, if you were self-employed during that period, each of your business addresses and the name and nature of your business while self-employed;

b. the dates of commencement and termination of each of your periods of employment or self-employment;

c. a detailed description of the nature of your occupation in each employment or self-employment;

d. the amount of income, wages or salary you earned from such employment or self-employment.

12. Are you making a claim for past, present or future lost wages as a result of the incident described in the Complaint? If so, state the following:

a. the following information as of the time of the incident described in your Complaint:

(1) the name and address of your employer at the time of the incident;

(2) the date you started your employment with the employer;

(3) the date you last worked for your employer prior to the accident;

c. a detailed description of the nature of your occupation in each employment or self-employment;

d. the amount of income, wages or salary you earned from such employment or self-employment.

12. Are you making a claim for past, present or future lost wages as a result of the incident described in the Complaint? If so, state the following:

a. the following information as of the time of the incident described in your Complaint:

(1) the name and address of your employer at the time of the incident;

(2) the date you started your employment with the employer;

(3) the date you last worked for your employer prior to the accident;

- (4) the nature of your work;
- (5) your hourly wage or salary;
- (6) the number of hours you worked on average per week;
- (7) the number of work days lost as a result of the accident and injuries described in the Complaint and the dates of those lost days; and
- (8) the amount of any wages or income lost and describe in detail how the loss was calculated.
- (9) whether you received any type of loss income benefits or disability benefits from any source for said lost wages and, if so, state the name and address of the entity providing said benefits and provide the policy number or claim number assigned to said benefits claim.

b. the following information at the present time;

(1) the name and address of your employer;

(2) the date you started your employment with your current employer;

(3) your hourly wage or salary; and

(4) the number of hours you work on average per week.

c. Please attach copies of your Federal Income Tax Returns for years 2003 through 2006.

13. At the time of the accident described in your Complaint, state whether or not you were acting within the scope of your employment for any person or entity or otherwise performing acts or duties associated with any employment, including but not limited to errands, deliveries, drop-offs, pick-ups or travel between job sites or locations. If your answer is in the affirmative, state the following:

a. the name, address and telephone number of your employer or any person or entity for whom you were performing the act or duty; and

b. the precise act or duty you were performing at the time of the incident described in the Complaint.

14. As a result of the incident described in your Complaint, did you make a claim for Workman's Compensation Benefits or like benefits? If the answer is the affirmative, state the following:

a. the name, address and telephone number of the entity and/or insurance carrier providing said benefits;

b. the policy number under which said benefits were payable;

- c. the claim number assigned to said benefits claim;
- d. the name, address and telephone number of any claim representative or like person assigned to administer said claim; and
- e. whether or not you have been notified of any lien for said benefits and if so, provide the total amount of said lien being claimed.

15. Have you ever made application or claim for any other Workmen's Compensation Benefits in the last ten (10) years? If yes, please state the following for each application:

- a. the name and address of your employer at the time of the application or claim;
- b. the date on which you made any application or claim for such benefits;
- c. the nature and extent of the injury or condition which was the basis for any such application or claim; and

- d. the date on which the injury or condition began which was the basis for any such application or claim.

16. Are you now receiving or have you ever received any income or benefits under any disability, pension or income insurance policy or any Workmen's Compensation from any agency, company, person, corporation, state or governmental agency for any disability, condition, disease, ailment or injury?

If yes, please state the following:

- a. under what program or policy you received any payment;
- b. the dates you received such payments and the amounts of such payments;
- c. the injuries or disability for which you received any payment and when such injuries or disability arose;
- d. the name of the company, person, corporation or agency which made any payments;

e. whether you now have any permanent disability as a result of such injuries or disability for which you received any payments, and if so, the nature and extent of the disability;

f. whether you had a disability at the time of the incident referred to in your Complaint, and if so, the nature and extent of the disability.

17. Please provide the name, home address, business address (if any), and your relationship to any person known to you, your agents, representatives or attorney who witnessed the events: (1) for the five-minute period prior to the incident described in your Complaint; (2) at the time of the incident described in your Complaint; and (3) the two-hour period after the incident described in your Complaint.

e. whether you now have any permanent disability as a result of such injuries or disability for which you received any payments, and if so, the nature and extent of the disability;

f. whether you had a disability at the time of the incident referred to in your Complaint, and if so, the nature and extent of the disability.

17. Please provide the name, home address, business address (if any), and your relationship to any person known to you, your agents, representatives or attorney who witnessed the events: (1) for the five-minute period prior to the incident described in your Complaint; (2) at the time of the incident described in your Complaint; and (3) the two-hour period after the incident described in your Complaint.

18. Please state the name, home address, business address (if any) and job classification of all persons whom you intend to call as nonexpert witnesses on your behalf at the trial of this case and the substance on which you expect them to testify.

19. In regard to the date of the incident described in the Complaint, please state in detail your activities and whereabouts for the 12-hour period preceding the incident including, but not limited to your place of origin, your destination, and the nature and length of any stops you made.

20. Please state whether or not you had taken any prescription or nonprescription medication within the 24-hour period preceding the incident. If yes, please provide the name of the medication and the time it was taken.

21. Please state in detail without reference to your Complaint and in your own words how the incident described in your Complaint occurred.

22. Have you ever been involved in any other accident involving a motor vehicle including but not limited to as an operator, passenger or pedestrian?

If the answer to this Interrogatory is yes, please provide the following information for each accident:

- a. the date and location of the accident;
- b. the names and addresses of any other persons involved in the accident;

- c. a description in detail of the events of the accident;
- d. the nature of any injuries you received in the accident;
- e. the names and addresses of any medical care providers who treated you for any injuries;
- f. whether any lawsuit was filed as the result of the accident, and if so, the name and docket number of the Court where the lawsuit was filed and the name and address of the attorney or law firm which represented you; and
- g. Attach a copy of any police report issued as a result of the accident.

23. Identify each automobile policy by insurance company, named insured and policy number in existence within your residence on the date of the incident described in the Complaint and attach copies of the declaration page for each policy.

24. List the tort option(s) by or under which you were covered on any automobile policy(ies) on which you are a named insured or were insured on the date of the incident described in the Complaint.

25. Please state whether any claim for First Party Benefits or like benefits was opened by any insurance company identified in your answer to Interrogatory 23 or any other insurance company as a result of the incident described in your Complaint. If yes, please provide the following information:

- a. the address of the claims office handling the claim;
- b. the name of the adjuster assigned to handle the claim; and

- c. the claim number assigned to the claim.

26. Please state whether or not you owned a motor vehicle/automobile on the date of the accident. If so, please state the following for each motor vehicle/automobile:

- a. the make, model and vehicle identification number;
- b. whether the vehicle had a current registration as of the date of the accident described in the Complaint;
- c. whether or not the vehicle was insured under a policy of automobile insurance as of the date of the accident described in the Complaint, and, if so, the name of the insurance carrier and policy number.

27. Have you ever been charged with or convicted of any crime other than a traffic citation within the last ten years; if yes, please provide the following information:

- a. the date, state and county where the criminal offense took place;

- c. the claim number assigned to the claim.

26. Please state whether or not you owned a motor vehicle/automobile on the date of the accident. If so, please state the following for each motor vehicle/automobile:

- a. the make, model and vehicle identification number;
- b. whether the vehicle had a current registration as of the date of the accident described in the Complaint;
- c. whether or not the vehicle was insured under a policy of automobile insurance as of the date of the accident described in the Complaint, and, if so, the name of the insurance carrier and policy number.

27. Have you ever been charged with or convicted of any crime other than a traffic citation within the last ten years; if yes, please provide the following information:

- a. the date, state and county where the criminal offense took place;

b. the name and address of the issuing authority, i.e. police department; and

c. the final disposition of the criminal charge.

28. Please provide a detailed list of any incidental or out-of-pocket expenses you allege you incurred as a result of the accident described in your Complaint, including the following information for each of the expenses:

- a. the amount of the expense;
- b. the date of the expense;
- c. a description of what the expense was for;
- d. the name of the person, agency or company to whom the expense was paid; and
- e. Attach copies of any records in your possession supporting the expenses.

29. Please state whether you were covered under any type of health insurance plan, HMO, or group health insurance plan for the period from two years prior to the accident

described in the Complaint until the present. If so, please provide the name and address of the plan provider, the group number, the identification number, the plan number and dates of coverage for each such plan.

30. With regard to any medical bills you have incurred as a result of the incident described in your Complaint, please state the following:

- a. the name of any insurance company, group program, HMO or other agency which has provided payment for said bills;
- b. whether or not you have been notified of any lien and/or subrogation claim in regard to any payments made by any insurance company, group program, HMO, or other agency, and if so, the amount of any such lien and/or subrogation claim. Also, please provide copies of any documents identifying the notice and amount of the lien.

31. Please state whether or not you have been notified by any company, entity or agency of a lien and/or subrogation claim in regard to the payment of any costs or damages related to the accident and your injuries, and if so, please state the following:

- a. the name of any company, entity or agency which has provided payment for said bills;
- b. the amount of any such lien and/or subrogation claim. Also, please provide copies of any documents identifying the notice and amount of the lien.

32. Please state whether any representative, investigator, employee of yours or of your attorney has conducted any investigation on your behalf relating to your claims in this matter.

If yes, please provide the following information:

- a. the name, address, employer, job title, position or capacity of each such person; and
- b. whether any such person has prepared any notes, memoranda or summaries in connection with any such investigation, and if yes, provide copies of the same.

33. In regard to the vehicle in which you were present at the time of the incident described in your Complaint, please state your location within the vehicle, and the names, addresses, and locations within the vehicle of any other persons.

34. Please state whether or not you have entered into any settlement with any other person, entity, agency or insurance carrier for any claim arising from the accident described in your Complaint including, but not limited to, claims for first party benefits, under-insurance coverage, workman's compensation claims, medical expense claims and/or lost wage claims. If so, please provide the name of the person or entity with whom the settlement was made and attach a copy of all releases that were executed.

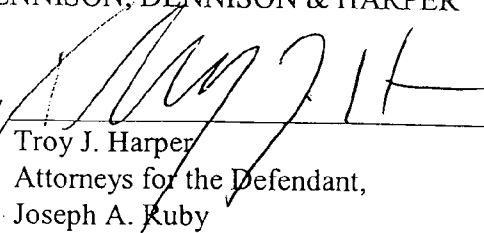
35. State whether, as a result of the accident described in your Complaint, you have been unable to perform or had to modify how you perform any of your customary occupational duties or social or other activities as compared to prior to the accident, stating with particularity:

- a. the duties and/or activities you have been unable to perform or have had to modify and state how you have had to modify the same;
- b. the periods of time you have been unable to perform any said activities;
- c. the names, addresses and telephone numbers of all persons having knowledge thereof.

36. If you have not fully recovered from the injuries alleged in your Complaint, said in detail in what respect you have not fully recovered.

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for the Defendant,
Joseph A. Ruby

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: First Set of Request for
Production of Documents Directed to
Plaintiffs

Filed on behalf of: Defendant,
Joseph A. Ruby

Counsel of Record for this Party:

Troy J. Harper
Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

* Civil Division

*

*

*

*

*

* Number 776 - 2007 C.D.

**FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS
DIRECTED TO PLAINTIFFS**

TO: DONALD W. KAUFFMAN AND BETSY S. KAUFFMAN

You are hereby required to answer the following Request for Production of Documents under oath, pursuant to the Pennsylvania Rules of Civil Procedure, within thirty (30) days after service hereof. This Request for Production of Documents shall be deemed continuing so as to require supplemental answers if further information not contained in the Answers to the following Request for Production of Documents is obtained between the time the Answers hereto are filed and the time of the trial.

**PROVIDE COPIES OF THE FOLLOWING REQUESTED INFORMATION
REGARDING THE ALLEGED INCIDENT AND ALLEGED INJURIES DESCRIBED IN
YOUR COMPLAINT:**

1. All medical and hospital records, reports, bills and invoices relating to any injuries or damages alleged to have been caused by the occurrence described in your Complaint.
2. All medical and hospital records, bills and invoices relating to prior or subsequent injuries to the same parts of the body claimed to have been injured as a result of the occurrence described in your Complaint.
3. All statements; whether written, recorded, signed and/or unsigned, by you or by the Defendant.
4. All statements; whether written, recorded, signed and/or unsigned, of all witnesses or potential witnesses.
5. All expert/nonexpert written reports.
6. All photographs, videotapes or other graphic representations relating to the place of the incident or the persons or other things involved.
7. Maps, drawings, charts and sketches relating to the place of the incident or the persons or things involved.
8. Any reports, notes, summaries or memoranda made by you or any person performing any investigation on your behalf or on behalf of your counsel.

9. Any appraisals, estimates, bills or orders for repair, towing or storage of any vehicle involved in the incident described in your Complaint.

10. A complete copy of the entire First Party Benefits File and/or Workman's Compensation Claim File for any claims you made to any insurance company as a result of the incident, including any and all Peer Review Reports.

11. All police reports.

12. Copies of any settlement releases you have entered into for any claim related to the accident described in your Complaint.

13. Copies of explanation of benefits forms, claim forms, invoices, notices or correspondences from any insurance company, HMO, group program, Department of Public Welfare, government agency or other provider relating to any medical expenses for treatment related to the injuries set forth in the Plaintiffs' Complaint.

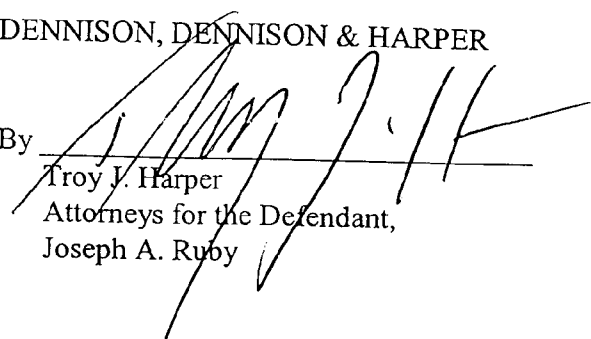
14. Copies of all correspondences, notices, documents or agreements concerning any lien or subrogation claim being made by, assigned by or waived by any entity for the payment of any costs, damages, or bills related to the accident and injuries described in your Complaint.

15. All accident reports prepared by the Plaintiffs, including but not limited to accident reports submitted to the Plaintiff's employer, or on behalf of the same concerning the incident alleged in the Complaint.

16. All exhibits you intend to produce at the trial of this action.
17. A copy of the Plaintiff's driver's license.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for the Defendant,
Joseph A. Ruby

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: Certificate of Service

Filed on behalf of: Defendant,
Joseph A. Ruby

Counsel of Record for this Party:

Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER

293 Main Street

Brookville, Pennsylvania 15825

(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
* Civil Division
*
*
*
*
* Number 776 - 2007 C.D.

CERTIFICATE OF SERVICE

I certify that an original and two certified copies of the First Set of Interrogatories
Directed to the Plaintiffs and an original and two certified copies of the First Set of Request for
Production of Documents Directed to the Plaintiffs were served on the 26th day of September,
2007, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esquire
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By 

Troy J. Harper
Attorneys for the Defendant,
Joseph A. Ruby

February 6, 2008

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, Pennsylvania 17872

RE: Kauffman v. Ruby
No. 776 - 2007 C.D. (Clearfield County)

Dear Mr. Kerstetter:

In reviewing my file, I found that I have not yet received your clients' responses to the discovery requests which I served on you on September 25, 2007. These responses are now very overdue. I request that you please provide me with responses within the next fifteen (15) days or I will move forward with a Motion to Compel.

Thank you for your cooperation.

Very truly yours,

DENNISON, DENNISON & HARPER

Troy J. Harper

EXHIBIT
"B"

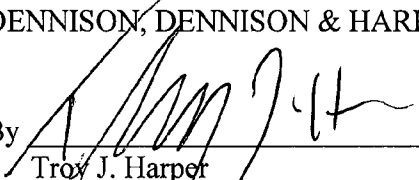
CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Motion to Compel was served on the 25th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esquire
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By



Troy J. Harper
Attorneys for the Defendant,
Joseph A. Ruby

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED *no cc*
m/10/38/07
FEB 27 2008 *@*

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
PA.R.C.P. 4009.21**

TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: February 26, 2007

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Dr. Robert Meloy, 447 East First Street, Bloomsburg, PA 17815
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

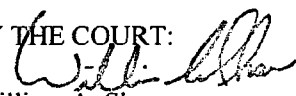
You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw *LM*
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

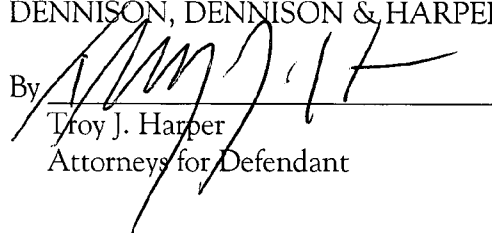
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 26th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED *no cc*
MT/23861
FEB 27 2008 *GP*

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
PA.R.C.P. 4009.21**

TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: February 26, 2007

DENNISON, DENNISON & HARPER

By 

Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Kieffer Physical Therapy, Attention: Records Custodian, 16 Courtyard
Offices, Suite 250, (Name of Person or Entity)
Routes 11 and 15, Selingsgrove, PA 17870

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:
See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, therapy records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

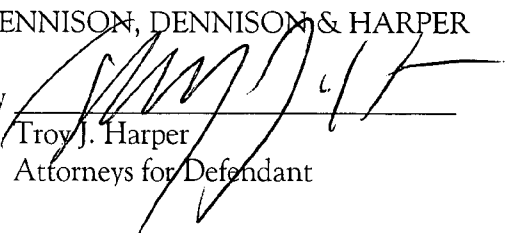
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 26th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED *no cc*
0712:3884
FEB 27 2008 *GP*

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
P.A.R.C.P. 4009.21**

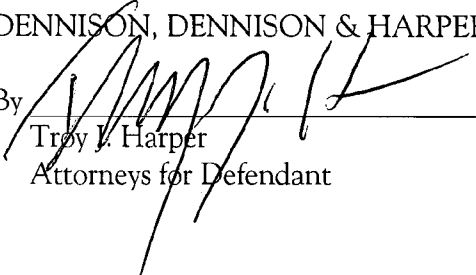
TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: February 26, 2007

DENNISON, DENNISON & HARPER

By


Troy L. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Dr. Hani J. Tuffaha, 904 Campbell Street, Williamsport, PA 17701
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached
to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

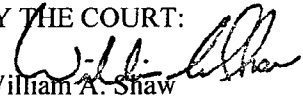
You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 26th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED *MT* *cc*
12:38 PM
FEB 27 2008 *GO*

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
PA.R.C.P. 4009.21**

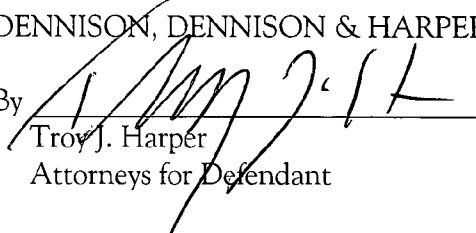
TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: February 26, 2007

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Sentry Insurance, Attention: Records Custodian, P. O. Box 26363,
Richmond, VA 23260 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:
See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)


You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Complete copies of any and all worker's compensation claim files and records involving Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, with Employer/Insured: Eureka Saws Company, Inc.; Date of Loss: 5/27/2005; and Sentry Insurance Claim No. 51C496999-632, including but not limited to all documents, correspondences, payment logs, wag logs, wage verifications, medical records, independent medical examination reports, record reviews, photographs, recorded statements, claim forms, benefit requests, loss notices, status reports and claim logs, including all electronic entries.

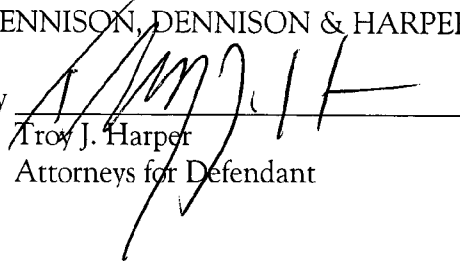
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 26th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
* Civil Action - Law
*
*
*
*
*
* Number 776 - 2007 C.D.

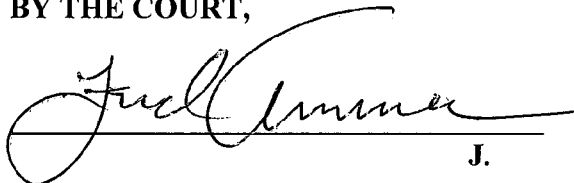
ORDER

AND NOW, February 28, 2008, the

Defendant, Joseph A. Ruby, having filed a Motion to Compel;

IT IS HEREBY ORDERED that the Plaintiffs are directed to file and serve full and complete answers to the Defendant, Joseph A. Ruby's, First Set of Interrogatories and First Set of Request for Production of Documents within ^{thirty (30) days} ~~twenty (20)~~ days from the date of service of this Order. If full and complete answers to the Interrogatories and Request for Production of Documents are not filed and served within said time, the Court will impose appropriate sanctions.

BY THE COURT,


J.

FILED ^{1cc}
014:0031
FEB 28 2008

William A. Shaw
Prothonotary/Clerk of Courts

FILED

FEB 28 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 2/28/08

☒ 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 OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 CD

Type of Case: Civil Division

Type of Pleading: Certificate of Service

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court ID Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, PA 15825
(814)849-8316

FILED *no cc*
m 11/29/07
MAR 05 2008 *W*

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
* Civil Action - Law
*
*
*
*
*
* 776 - 2007 C.D.

CERTIFICATE OF SERVICE

I certify that a certified copy of the Court Order dated February 28, 2008, was served upon the following on the 4th day of March, 2008, by mailing the same, by United States Mail, First Class, Postage Prepaid, addressed to the following:

Todd P. Kerstetter, Esquire
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for the Defendant

FILED

MAR 05 2008

William A. Shaw
Prothonotary/Clerk of Courts

NOTICE OF THE COURT OF COMMONS

IN THE COURT OF COMMONS
IN THE COUNTY OF MIDDLESEX
IN THE MATTER OF THE
Estate of JAMES H. HARRIS, deceased

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Notice of Deposition for
the Purpose of Copying Records Only

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC.
m/11:25cm
MAR 24 2008
LCM

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

NOTICE OF DEPOSITION FOR THE PURPOSE
OF COPYING RECORDS ONLY

TO: Sentry Insurance
Attention: Records Custodian
P. O. Box 26363
Richmond, VA 23260

PLEASE TAKE NOTE that the Defendant, Joseph A. Ruby, will take the deposition of the Records Custodian for Sentry Insurance, twenty (20) days from the service of this Notice and attached Subpoena upon the same, at the law offices of Dennison, Dennison & Harper, 293 Main Street, Brookville, Pennsylvania 15825.

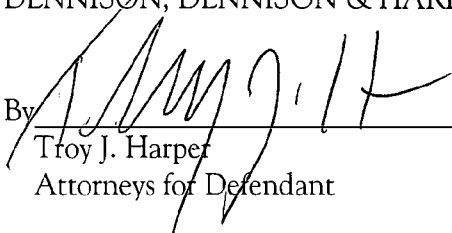
There will be no interrogation of the witness at this deposition since the deposition is for the purpose of copying records only. No attorneys are expected to be present. Deponent is directed to bring to this deposition copies of any and all documents as set forth on the attached Subpoena.

**DEPONENT IS ADVISED THAT IT IS SUFFICIENT TO PROVIDE THE
MATERIAL REQUESTED BY MAIL OR HAND DELIVERY IN LIEU OF APPEARING**

IN PERSON FOR THIS DEPOSITION, PROVIDED THAT THE DEPONENT
CERTIFIES THAT THE RECORDS WHICH HE SENDS ARE TRUE, ACCURATE
AND COMPLETE COPIES OF ALL OF THE RECORDS REQUESTED BY THE
ATTACHED SUBPOENA AND BY SIGNING THE CERTIFICATE OF COMPLIANCE
ATTACHED HERETO AND RETURNING THE SAME WITH THE RECORDS.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Sentry Insurance, Attention: Records Custodian, P. O. Box 26363,
Richmond, VA 23260 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:
See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)


You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw *LM*
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Complete copies of any and all worker's compensation claim files and records involving Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, with Employer/Insured: Eureka Saws Company, Inc.; Date of Loss: 5/27/2005; and Sentry Insurance Claim No. 51C496999-632, including but not limited to all documents, correspondences, payment logs, wag logs, wage verifications, medical records, independent medical examination reports, record reviews, photographs, recorded statements, claim forms, benefit requests, loss notices, status reports and claim logs, including all electronic entries.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Deposition was served on the 20th day of March, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

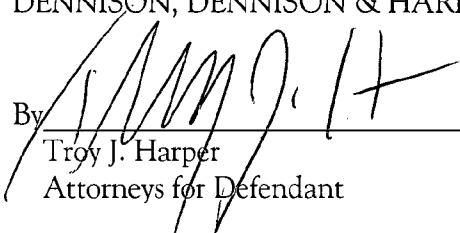
Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

and by Certified Mail, Return Receipt Requested, on the following:

Sentry Insurance
Attention: Records Custodian
P. O. Box 26363
Richmond, VA 23260

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Notice of Deposition for
the Purpose of Copying Records Only

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No. 11.

m/11:25cm

MAR 24 2008

(LM)

William A. Shaw
Prothonotary Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
* Number 776 - 2007 CD

NOTICE OF DEPOSITION FOR THE PURPOSE
OF COPYING RECORDS ONLY

TO: Dr. Hani J. Tuffaha
904 Campbell Street
Williamsport, PA 17701

PLEASE TAKE NOTE that the Defendant, Joseph A. Ruby, will take the deposition of Dr. Hani J. Tuffaha, twenty (20) days from the service of this Notice and attached Subpoena upon the same, at the law offices of Dennison, Dennison & Harper, 293 Main Street, Brookville, Pennsylvania 15825.

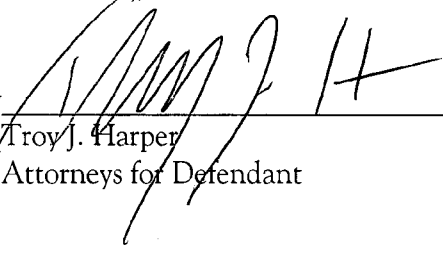
There will be no interrogation of the witness at this deposition since the deposition is for the purpose of copying records only. No attorneys are expected to be present. Deponent is directed to bring to this deposition copies of any and all documents as set forth on the attached Subpoena.

DEPONENT IS ADVISED THAT IT IS SUFFICIENT TO PROVIDE THE MATERIAL REQUESTED BY MAIL OR HAND DELIVERY IN LIEU OF APPEARING IN PERSON FOR THIS DEPOSITION, PROVIDED THAT THE DEPONENT

CERTIFIES THAT THE RECORDS WHICH HE SENDS ARE TRUE, ACCURATE
AND COMPLETE COPIES OF ALL OF THE RECORDS REQUESTED BY THE
ATTACHED SUBPOENA AND BY SIGNING THE CERTIFICATE OF COMPLIANCE
ATTACHED HERETO AND RETURNING THE SAME WITH THE RECORDS.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Dr. Hani J. Tuffaha, 904 Campbell Street, Williamsport, PA 17701
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Deposition was served on the 20th day of March, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

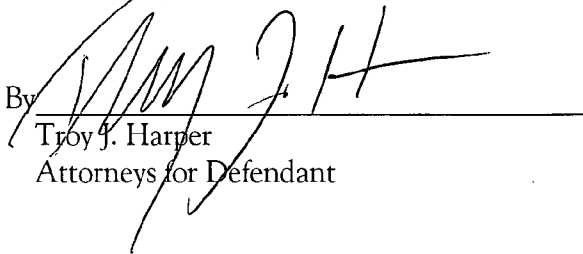
Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

and by Certified Mail, Return Receipt Requested, on the following:

Dr. Hani J. Tuffaha
904 Campbell Street
Williamsport, PA 17701

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Notice of Deposition for
the Purpose of Copying Records Only

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC.

m/ll: 25 cm
MAR 24 2008

(S)

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
* Number 776 - 2007 CD

NOTICE OF DEPOSITION FOR THE PURPOSE
OF COPYING RECORDS ONLY

TO: Dr. Robert Meloy
447 East First Street
Bloomsburg, PA 17815

PLEASE TAKE NOTE that the Defendant, Joseph A. Ruby, will take the deposition of Dr. Robert Meloy, twenty (20) days from the service of this Notice and attached Subpoena upon the same, at the law offices of Dennison, Dennison & Harper, 293 Main Street, Brookville, Pennsylvania 15825.

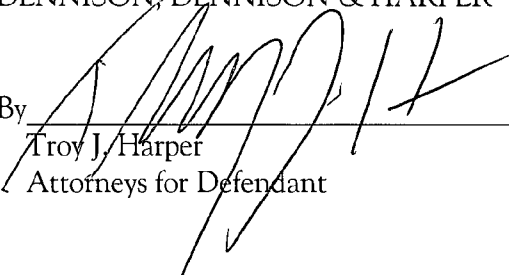
There will be no interrogation of the witness at this deposition since the deposition is for the purpose of copying records only. No attorneys are expected to be present. Deponent is directed to bring to this deposition copies of any and all documents as set forth on the attached Subpoena.

DEPONENT IS ADVISED THAT IT IS SUFFICIENT TO PROVIDE THE MATERIAL REQUESTED BY MAIL OR HAND DELIVERY IN LIEU OF APPEARING IN PERSON FOR THIS DEPOSITION, PROVIDED THAT THE DEPONENT

CERTIFIES THAT THE RECORDS WHICH HE SENDS ARE TRUE, ACCURATE
AND COMPLETE COPIES OF ALL OF THE RECORDS REQUESTED BY THE
ATTACHED SUBPOENA AND BY SIGNING THE CERTIFICATE OF COMPLIANCE
ATTACHED HERETO AND RETURNING THE SAME WITH THE RECORDS.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Dr. Robert Meloy, 447 East First Street, Bloomsburg, PA 17815
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)


You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw LM
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Deposition was served on the 20th day of March, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

and by Certified Mail, Return Receipt Requested, on the following:

Dr. Robert Meloy
447 East First Street
Bloomsburg, PA 17815

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Certificate Prerequisite
to Service of a Subpoena Pursuant to
Pa.R.C.P. 4009.22

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC.
m/11:25 am
MAR 24 2008

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
* Number 776 - 2007 CD

CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO PA.R.C.P. 4009.22

As a prerequisite to the Service of a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21, the Defendant, Joseph A. Ruby, through his counsel,
Dennison, Dennison & Harper, certifies the following pursuant to Pa.R.C.P. 4009.22:

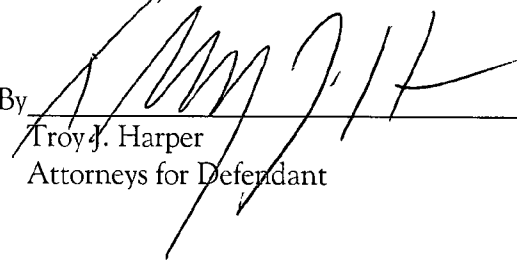
1. A Notice of Intent to Serve a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21 with a copy of the Subpoena attached thereto was
mailed or delivered to each party at least twenty (20) days prior to the date on which the
Subpoena is sought to be served;
2. A copy of the aforementioned Notice, including the proposed Subpoena, is attached to
this Certificate;
3. No objection to the Subpoena has been received;

4. The Subpoena which will be served is identical to the Subpoena which is attached to the aforementioned Notice.

DENNISON, DENNISON & HARPER

Dated: March 20, 2008

By

A handwritten signature in black ink, appearing to read "Troy J. Harper", is written over a horizontal line.

Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*

* Civil Action - Law
*

* Number 776 - 2007 CD

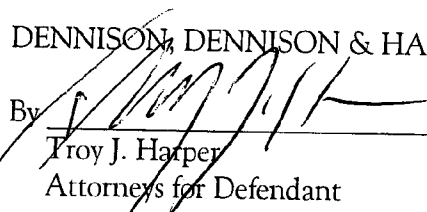
**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
P.A.R.C.P. 4009.21**

TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: February 26, 2007

DENNISON, DENNISON & HARPER

By 
Troy J. Harper
Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Kieffer Physical Therapy, Attention: Records Custodian, 16 Courtyard
Offices, Suite 250, (Name of Person or Entity)
Routes 11 and 15, Selingsgrove, PA 17870

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:
See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, therapy records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

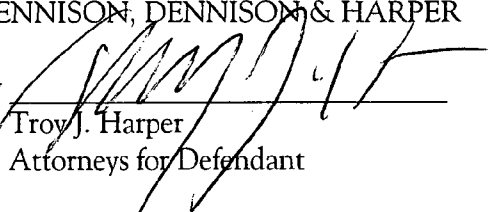
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 26th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

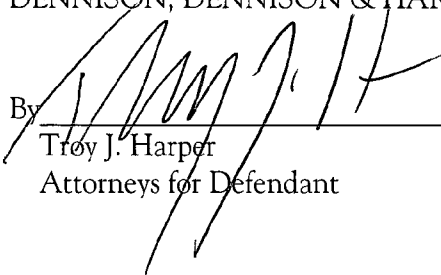
CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Certificate Pursuant to Pa.R.C.P.
4009.22 was served on the 20th day of March, 2008, by United States Mail, First Class, postage
prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Certificate Prerequisite
to Service of a Subpoena Pursuant to
Pa.R.C.P. 4009.22

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC.

m/ll: 25 cm

MAR 24 2008

LCM

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
* Number 776 - 2007 CD

CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO PA.R.C.P. 4009.22

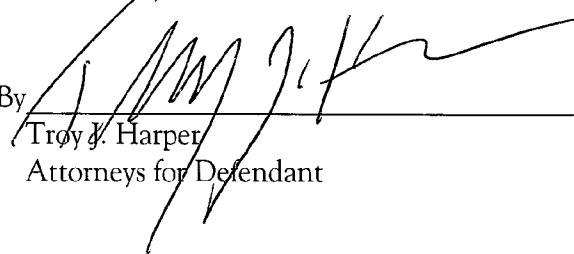
As a prerequisite to the Service of a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21, the Defendant, Joseph A. Ruby, through his counsel,
Dennison, Dennison & Harper, certifies the following pursuant to Pa.R.C.P. 4009.22:

1. A Notice of Intent to Serve a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21 with a copy of the Subpoena attached thereto was
mailed or delivered to each party at least twenty (20) days prior to the date on which the
Subpoena is sought to be served;
2. A copy of the aforementioned Notice, including the proposed Subpoena, is attached to
this Certificate;
3. No objection to the Subpoena has been received;

4. The Subpoena which will be served is identical to the Subpoena which is attached to the aforementioned Notice.

DENNISON, DENNISON & HARPER

By

A handwritten signature in black ink, appearing to read "Troy J. Harper", is written over a horizontal line.

Troy J. Harper

Attorneys for Defendant

Dated: March 20, 2008

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
PA.R.C.P. 4009.21**

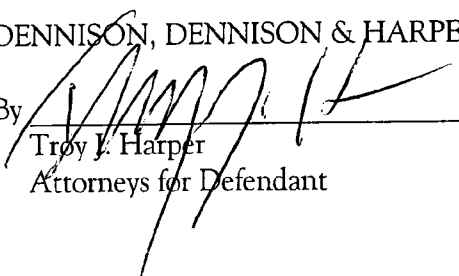
TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: February 26, 2007

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Dr. Hani J. Tuffaha, 904 Campbell Street, Williamsport, PA 17701
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

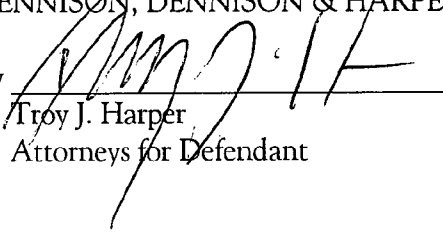
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 26th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

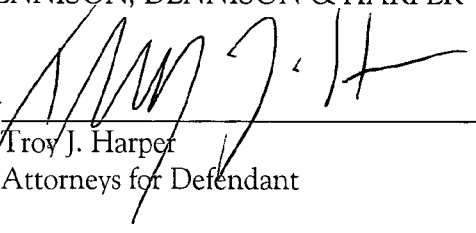
CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Certificate Pursuant to Pa.R.C.P.
4009.22 was served on the 20th day of March, 2008, by United States Mail, First Class, postage
prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Certificate Prerequisite
to Service of a Subpoena Pursuant to
Pa.R.C.P. 4009.22

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC.

m/11:25cm

MAR 24 2008

LM

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO PA.R.C.P. 4009.22

As a prerequisite to the Service of a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21, the Defendant, Joseph A. Ruby, through his counsel,
Dennison, Dennison & Harper, certifies the following pursuant to Pa.R.C.P. 4009.22:

1. A Notice of Intent to Serve a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21 with a copy of the Subpoena attached thereto was
mailed or delivered to each party at least twenty (20) days prior to the date on which the
Subpoena is sought to be served;
2. A copy of the aforementioned Notice, including the proposed Subpoena, is attached to
this Certificate;
3. No objection to the Subpoena has been received;

4. The Subpoena which will be served is identical to the Subpoena which is attached to the aforementioned Notice.

DENNISON, DENNISON & HARPER

Dated: March 20, 2008

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*
* Civil Action - Law

*
* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
P.A.R.C.P. 4009.21**

TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: February 26, 2007

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Dr. Robert Meloy, 447 East First Street, Bloomsburg, PA 17815
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)


You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw *LN*
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

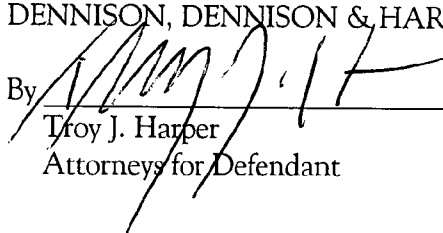
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 26th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

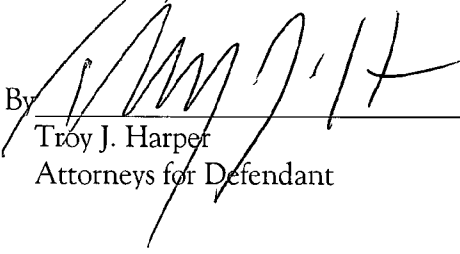
CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Certificate Pursuant to Pa.R.C.P.
4009.22 was served on the 20th day of March, 2008, by United States Mail, First Class, postage
prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By



Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Certificate Prerequisite
to Service of a Subpoena Pursuant to
Pa.R.C.P. 4009.22

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC,

m/11:25 am
MAR 24 2008

William A. Shaw

Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
* Number 776 - 2007 CD

CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO PA.R.C.P. 4009.22

As a prerequisite to the Service of a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21, the Defendant, Joseph A. Ruby, through his counsel,
Dennison, Dennison & Harper, certifies the following pursuant to Pa.R.C.P. 4009.22:

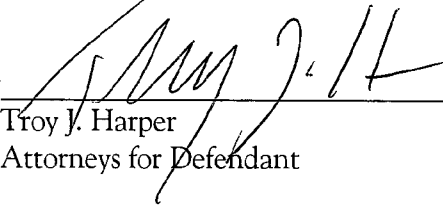
1. A Notice of Intent to Serve a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21 with a copy of the Subpoena attached thereto was
mailed or delivered to each party at least twenty (20) days prior to the date on which the
Subpoena is sought to be served;
2. A copy of the aforementioned Notice, including the proposed Subpoena, is attached to
this Certificate;
3. No objection to the Subpoena has been received;

4. The Subpoena which will be served is identical to the Subpoena which is attached to the aforementioned Notice.

DENNISON, DENNISON & HARPER

Dated: March 20, 2008

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
PA.R.C.P. 4009.21**

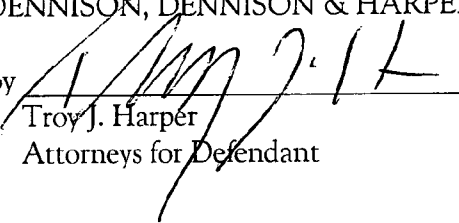
TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: February 26, 2007

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Sentry Insurance, Attention: Records Custodian, P. O. Box 26363,
Richmond, VA 23260 (Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:
See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

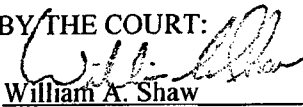
You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw *lm*
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Complete copies of any and all worker's compensation claim files and records involving Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, with Employer/Insured: Eureka Saws Company, Inc.; Date of Loss: 5/27/2005; and Sentry Insurance Claim No. 51C496999-632, including but not limited to all documents, correspondences, payment logs, wag logs, wage verifications, medical records, independent medical examination reports, record reviews, photographs, recorded statements, claim forms, benefit requests, loss notices, status reports and claim logs, including all electronic entries.

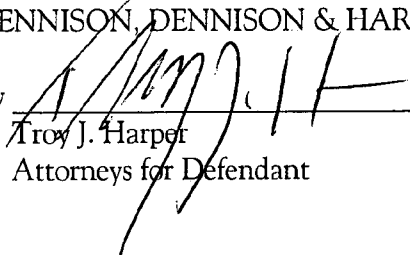
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 26th day of February, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Certificate Pursuant to Pa.R.C.P. 4009.22 was served on the 20th day of March, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By 

Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Notice of Deposition for
the Purpose of Copying Records Only

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC.

m/11:25cm

MAR 24 2008

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

NOTICE OF DEPOSITION FOR THE PURPOSE
OF COPYING RECORDS ONLY

TO: Kieffer Physical Therapy
Attention: Records Custodian
16 Courtyard Offices, Suite 250
Routes 11 and 15
Selingsgrove, PA 17870

PLEASE TAKE NOTE that the Defendant, Joseph A. Ruby, will take the deposition of the Records Custodian for Kieffer Physical Therapy, twenty (20) days from the service of this Notice and attached Subpoena upon the same, at the law offices of Dennison, Dennison & Harper, 293 Main Street, Brookville, Pennsylvania 15825.

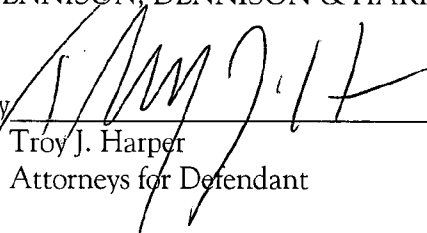
There will be no interrogation of the witness at this deposition since the deposition is for the purpose of copying records only. No attorneys are expected to be present. Deponent is directed to bring to this deposition copies of any and all documents as set forth on the attached Subpoena.

**DEPONENT IS ADVISED THAT IT IS SUFFICIENT TO PROVIDE THE
MATERIAL REQUESTED BY MAIL OR HAND DELIVERY IN LIEU OF APPEARING**

IN PERSON FOR THIS DEPOSITION, PROVIDED THAT THE DEPONENT
CERTIFIES THAT THE RECORDS WHICH HE SENDS ARE TRUE, ACCURATE
AND COMPLETE COPIES OF ALL OF THE RECORDS REQUESTED BY THE
ATTACHED SUBPOENA AND BY SIGNING THE CERTIFICATE OF COMPLIANCE
ATTACHED HERETO AND RETURNING THE SAME WITH THE RECORDS.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Kieffer Physical Therapy, Attention: Records Custodian, 16 Courtyard
Offices, Suite 250, (Name of Person or Entity)
Routes 11 and 15, Selingsgrove, PA 17870

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, February 08, 2008
Seal of the Court

Deputy

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, therapy records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Deposition was served on the 20th day of March, 2008, by United States Mail, First Class, postage prepaid, addressed to the following:

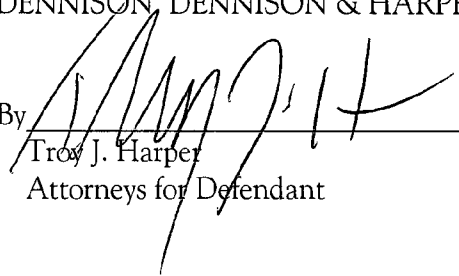
Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

and by Certified Mail, Return Receipt Requested, on the following:

Kieffer Physical Therapy
Attention: Records Custodian
16 Courtyard Offices, Suite 250
Routes 11 and 15
Selingsgrove, PA 17870

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: Notice of
Deposition of Plaintiff, Donald W.
Kauffman

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED
m7900/01 cc
MAR 08 2010

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
* Civil Action - Law

*

*

*

*

*

*

* No. 776 - 2007 C.D.

NOTICE OF DEPOSITION

TO: DONALD W. KAUFFMAN
c/o Todd P. Kerstetter, Esquire
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

Take notice that the deposition of **DONALD W. KAUFFMAN** will be taken pursuant to the Pennsylvania Rules of Civil Procedure, as amended, before a Notary Public duly authorized by law to administer oaths, on Friday, March 26, 2010, at 10:00 a.m., at the law offices of Lee, Green and Reiter, Inc., 115 East High Street, Bellefonte, Pennsylvania 16823-3001. The deposition will be taken upon oral examination for all purposes provided for and allowed by the Pennsylvania Rules of Civil Procedure.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of March, 2010, a true and correct copy of the foregoing Notice of Deposition for Donald W. Kauffman, Plaintiff, was mailed by United States mail, first class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esquire
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By: 

Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C.D.

Type of Case: Civil Division

Type of Pleading: Notice of
Deposition of Plaintiff, Betsy S.
Kauffman

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED

MAR 08 2010

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
* Civil Action - Law

*

*

*

*

*

*

* No. 776 - 2007 C.D.

NOTICE OF DEPOSITION

TO: BETSY S. KAUFFMAN
c/o Todd P. Kerstetter, Esquire
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

Take notice that the deposition of **BETSY S. KAUFFMAN** will be taken pursuant to the Pennsylvania Rules of Civil Procedure, as amended, before a Notary Public duly authorized by law to administer oaths, on Friday, March 26, 2010, at 11:00 a.m., at the law offices of Lee, Green and Reiter, Inc., 115 East High Street, Bellefonte, Pennsylvania 16823-3001. The deposition will be taken upon oral examination for all purposes provided for and allowed by the Pennsylvania Rules of Civil Procedure.

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of March, 2010, a true and correct copy of the foregoing Notice of Deposition for Betsy S. Kauffman, Plaintiff, was mailed by United States mail, first class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esquire
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By: 

Troy J. Harper
Attorneys for Defendant

FILED No CC.
m/ 11:25 am
JUL 21 2010
William A. Shaw
Prothonotary/Clerk of Courts

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
P.A.R.C.P. 4009.21**

TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: July 19, 2010

DENNISON, DENNISON & HARPER

By

Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman and
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Records Custodian, Geisinger Health Plan, 100 North Academy Avenue, Danville,
PA 17822
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached Exhibit A

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.

ADDRESS: 293 Main Street

Brookville, PA 15825

TELEPHONE: (814) 849-8316

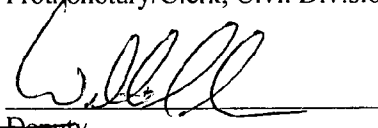
SUPREME COURT ID # 74753

ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Wednesday, June 09, 2010
Seal of the Court


Deputy

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan, 2014
Clearfield Co., Clearfield, PA

EXHIBIT A

Complete copies of any and all documents, including but not limited to all claim forms, payment logs, explanation of benefits forms, payment notices, or any other documents showing any claim for policy benefits and payments made for such claims for the period from May 1, 2003, through May 27, 2005, for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, who was insured by the Geisinger Health Plan under Group #101671, Member I.D. #00020500102.

CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 19th day of July, 2010, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By 

Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Certificate Prerequisite
to Service of a Subpoena Pursuant to
Pa.R.C.P. 4009.22

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED *no cc*
3/11/2010
AUG 11 2010
William A. Shaw
Prothonotary/Clerk of Courts *(60)*

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO PA.R.C.P. 4009.22

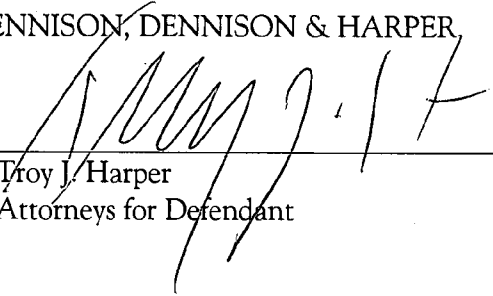
As a prerequisite to the Service of a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21, the Defendant, Joseph A. Ruby, through his counsel,
Dennison, Dennison & Harper, certifies the following pursuant to Pa.R.C.P. 4009.22:

1. A Notice of Intent to Serve a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21 with a copy of the Subpoena attached thereto was
mailed or delivered to each party at least twenty (20) days prior to the date on which the
Subpoena is sought to be served;
2. A copy of the aforementioned Notice, including the proposed Subpoena, is attached to
this Certificate;
3. No objection to the Subpoena has been received;

4. The Subpoena which will be served is identical to the Subpoena which is attached to the aforementioned Notice.

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

Dated: August 10, 2010

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
P.A.R.C.P. 4009.21**

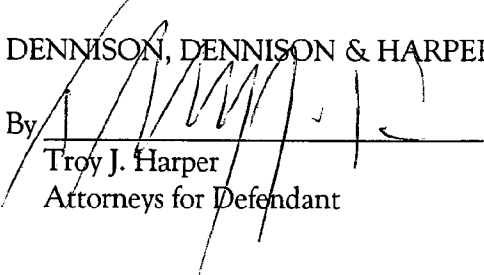
TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: July 19, 2010

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman and
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Records Custodian, Geisinger Health Plan, 100 North Academy Avenue, Danville,
PA 17822
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached Exhibit A

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.

ADDRESS: 293 Main Street

Brookville, PA 15825

TELEPHONE: (814) 849-8316

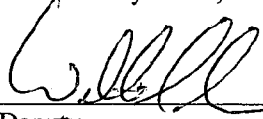
SUPREME COURT ID # 74753

ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division


Deputy

DATE: Wednesday, June 09, 2010
Seal of the Court

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan, 2014
Clearfield Co., Clearfield, PA

EXHIBIT A

Complete copies of any and all documents, including but not limited to all claim forms, payment logs, explanation of benefits forms, payment notices, or any other documents showing any claim for policy benefits and payments made for such claims for the period from May 1, 2003, through May 27, 2005, for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, who was insured by the Geisinger Health Plan under Group #101671, Member I.D. #00020500102.

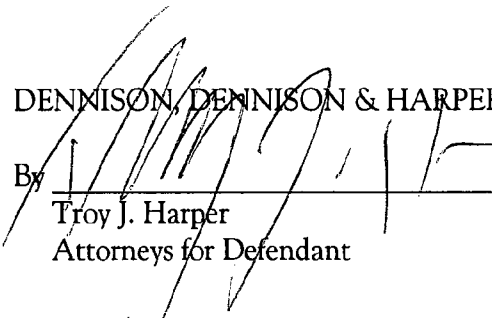
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 19th day of July, 2010, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

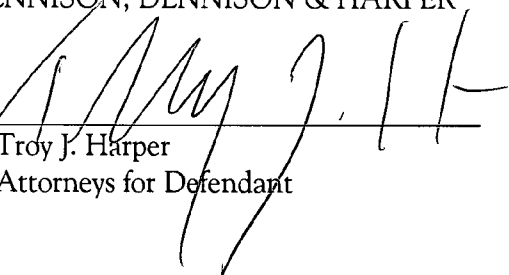
CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Certificate Pursuant to Pa.R.C.P.
4009.22 was served on the 10th day of August, 2010, by United States Mail, First Class, postage
prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Notice of Deposition for
the Purpose of Copying Records Only

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED
AUG 11 2010
William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

NOTICE OF DEPOSITION FOR THE PURPOSE
OF COPYING RECORDS ONLY

TO: Records Custodian
Geisinger Health Plan
100 North Academy Avenue
Danville, PA 17822

PLEASE TAKE NOTE that the Defendant, Joseph A. Ruby, will take the deposition of the Records Custodian for Geisinger Health Plan, twenty (20) days from the service of this Notice and attached Subpoena upon the same, at the law offices of Dennison, Dennison & Harper, 293 Main Street, Brookville, Pennsylvania 15825.

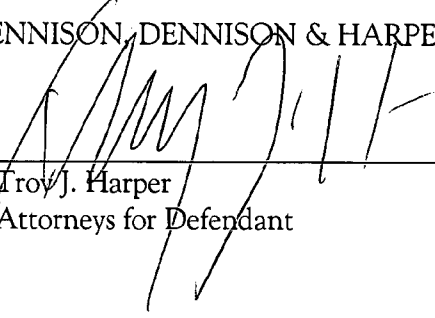
There will be no interrogation of the witness at this deposition since the deposition is for the purpose of copying records only. No attorneys are expected to be present. Deponent is directed to bring to this deposition copies of any and all documents as set forth on the attached Subpoena.

**DEPONENT IS ADVISED THAT IT IS SUFFICIENT TO PROVIDE THE
MATERIAL REQUESTED BY MAIL OR HAND DELIVERY IN LIEU OF APPEARING**

IN PERSON FOR THIS DEPOSITION, PROVIDED THAT THE DEPONENT
CERTIFIES THAT THE RECORDS WHICH HE SENDS ARE TRUE, ACCURATE
AND COMPLETE COPIES OF ALL OF THE RECORDS REQUESTED BY THE
ATTACHED SUBPOENA AND BY SIGNING THE CERTIFICATE OF COMPLIANCE
ATTACHED HERETO AND RETURNING THE SAME WITH THE RECORDS.

DENNISON DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman and
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

*

*

*

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO
RULE 4009.22

TO: Records Custodian, Geisinger Health Plan, 100 North Academy Avenue, Danville,
PA 17822
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to
produce the following documents or things:

See attached Exhibit A

to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825
(Address)

You may deliver or mail legible copies of the documents or produce things requested by
this subpoena, together with the certificate of compliance, to the party making this request at the
address listed above. You have the right to seek in advance the reasonable cost of preparing the
copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty
(20) days after its service, the party serving this subpoena may seek a court order compelling you
to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.

ADDRESS: 293 Main Street

Brookville, PA 15825

TELEPHONE: (814) 849-8316

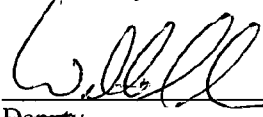
SUPREME COURT ID # 74753

ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw

Prothonotary/Clerk, Civil Division


Deputy

DATE: Wednesday, June 09, 2010

Seal of the Court

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan, 2014
Clearfield Co., Clearfield, PA

EXHIBIT A

Complete copies of any and all documents, including but not limited to all claim forms, payment logs, explanation of benefits forms, payment notices, or any other documents showing any claim for policy benefits and payments made for such claims for the period from May 1, 2003, through May 27, 2005, for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, who was insured by the Geisinger Health Plan under Group #101671, Member I.D. #00020500102.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Deposition was served on the 10th day of August, 2010, by United States Mail, First Class, postage prepaid, addressed to the following:

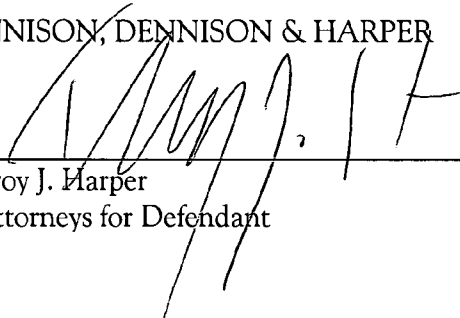
Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

and by Certified Mail, Return Receipt Requested, on the following:

Records Custodian
Geisinger Health Plan
100 North Academy Avenue
Danville, PA 17822

DENNISON, DENNISON & HARPER

By



Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED NOCC.

m/w/llam
NOV 20 2012

4

Col

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
PA.R.C.P. 4009.21**

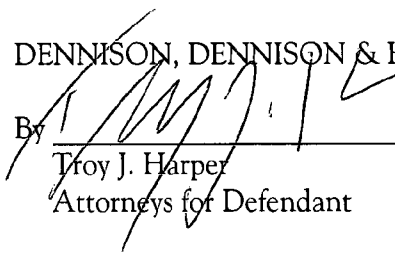
TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: November 19, 2012

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE
4009.22

TO: Geisinger Bloomsburg Hospital, Imaging Department, 549 Fair Street,
(Name of Person or Entity) Bloomsburg, PA 17815

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: Copies of the following imaging films/studies and any corresponding reports for the patient, Donald W. Kauffman, DOB: 1/5/58, SSN: 188-52-4193: (1) MRI of the cervical spine completed 5/21/2007; (2) X-Rays of the cervical spine completed on 5/21/2007; (3) MRI of the cervical spine completed on 7/29/2005; (4) MRI of the thoracic spine completed on 7/29/2005; (5) X-rays of the cervical spine completed on 6/10/2005; and deliver them to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825.

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, November 02, 2012
Seal of the Court

Deputy

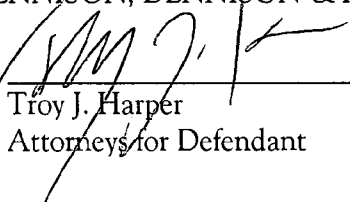
CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 19th day of November, 2012, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED No CC.

m/11:16am
NOV 20 2012

66

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
P.A.R.C.P. 4009.21**

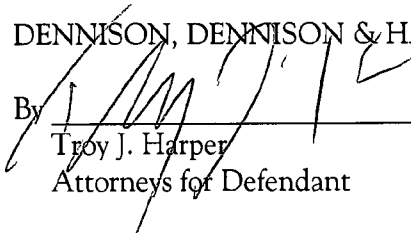
TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: November 19, 2012

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE
4009.22

TO: Dr. Robert Meloy, 410 Glenn Avenue, Suite 304, Bloomsburg, PA 17815
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce
the following documents or things:

see attached Exhibit A

and deliver them to Dennison, Dennison & Harper, 293 Main Street, Brookville,
PA 15825.

You may deliver or mail legible copies of the documents or produce things requested by this
subpoena, together with the certificate of compliance, to the party making this request at the address
listed. You have the right to seek in advance the reasonable cost of preparing the copies or producing the
things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days
after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, November 02, 2012
Seal of the Court

Deputy

EXHIBIT A

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 19th day of November, 2012, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By 

Troy J. Harper

Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Notice of Deposition for
the Purpose of Copying Records Only

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED

DEC 07 2012

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

NOTICE OF DEPOSITION FOR THE PURPOSE
OF COPYING RECORDS ONLY

TO: Records Custodian
Geisinger Bloomsburg Hospital
Imaging Department
549 Fair Street
Bloomsburg, PA 17815

PLEASE TAKE NOTE that the Defendant, Joseph A. Ruby, will take the deposition of the Records Custodian for Geisinger Bloomsburg Hospital, Imaging Department, twenty (20) days from the service of this Notice and attached Subpoena upon the same, at the law offices of Dennison, Dennison & Harper, 293 Main Street, Brookville, Pennsylvania 15825.

There will be no interrogation of the witness at this deposition since the deposition is for the purpose of copying records only. No attorneys are expected to be present. Deponent is directed to bring to this deposition copies of any and all documents as set forth on the attached Subpoena.

**DEPONENT IS ADVISED THAT IT IS SUFFICIENT TO PROVIDE THE
MATERIAL REQUESTED BY MAIL OR HAND DELIVERY IN LIEU OF APPEARING**

IN PERSON FOR THIS DEPOSITION, PROVIDED THAT THE DEPONENT
CERTIFIES THAT THE RECORDS WHICH HE SENDS ARE TRUE, ACCURATE
AND COMPLETE COPIES OF ALL OF THE RECORDS REQUESTED BY THE
ATTACHED SUBPOENA AND BY SIGNING THE CERTIFICATE OF COMPLIANCE
ATTACHED HERETO AND RETURNING THE SAME WITH THE RECORDS.

DENNISON, DENNISON & HARPER

By 

Troy J. Harper
Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE
4009.22

TO: Geisinger Bloomsburg Hospital, Imaging Department, 549 Fair Street,
(Name of Person or Entity) Bloomsburg, PA 17815

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: Copies of the following imaging films/studies and any corresponding reports for the patient, Donald W. Kauffman, DOB: 1/5/58, SSN: 188-52-4193: (1) MRI of the cervical spine completed 5/21/2007; (2) X-Rays of the cervical spine completed on 5/21/2007; (3) MRI of the cervical spine completed on 7/29/2005; (4) MRI of the thoracic spine completed on 7/29/2005; (5) X-rays of the cervical spine completed on 6/10/2005; and deliver them to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825.

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, November 02, 2012
Seal of the Court

Deputy

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Deposition was served on the 6th day of ~~August~~^{December}, 2012, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

and by Certified Mail, Return Receipt Requested, on the following:

Records Custodian
Geisinger Bloomsburg Hospital
Imaging Department
549 Fair Street
Bloomsburg, PA 17815

DENNISON, DENNISON & HARPER

By 

Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Notice of Deposition for
the Purpose of Copying Records Only

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED *wo*
3/11/01 *ce*
S DEC 07 2012
William A. Shaw
Prothonotary/Clerk of Courts *WAS*

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

NOTICE OF DEPOSITION FOR THE PURPOSE
OF COPYING RECORDS ONLY

TO: Dr. Robert Meloy
410 Glenn Avenue
Suite 304
Bloomsburg, PA 17815

PLEASE TAKE NOTE that the Defendant, Joseph A. Ruby, will take the deposition of Dr. Robert Meloy, twenty (20) days from the service of this Notice and attached Subpoena upon the same, at the law offices of Dennison, Dennison & Harper, 293 Main Street, Brookville, Pennsylvania 15825.

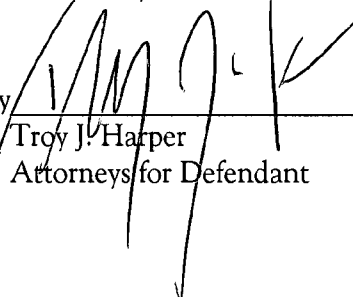
There will be no interrogation of the witness at this deposition since the deposition is for the purpose of copying records only. No attorneys are expected to be present. Deponent is directed to bring to this deposition copies of any and all documents as set forth on the attached Subpoena.

**DEPONENT IS ADVISED THAT IT IS SUFFICIENT TO PROVIDE THE
MATERIAL REQUESTED BY MAIL OR HAND DELIVERY IN LIEU OF APPEARING**

IN PERSON FOR THIS DEPOSITION, PROVIDED THAT THE DEPONENT
CERTIFIES THAT THE RECORDS WHICH HE SENDS ARE TRUE, ACCURATE
AND COMPLETE COPIES OF ALL OF THE RECORDS REQUESTED BY THE
ATTACHED SUBPOENA AND BY SIGNING THE CERTIFICATE OF COMPLIANCE
ATTACHED HERETO AND RETURNING THE SAME WITH THE RECORDS.

DENNISON, DENNISON & HARPER

By



Troy J. Harper
Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE
4009.22

TO: Dr. Robert Meloy, 410 Glenn Avenue, Suite 304, Bloomsburg, PA 17815
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce
the following documents or things:

see attached Exhibit A

and deliver them to Dennison, Dennison & Harper, 293 Main Street, Brookville,
PA 15825.

You may deliver or mail legible copies of the documents or produce things requested by this
subpoena, together with the certificate of compliance, to the party making this request at the address
listed. You have the right to seek in advance the reasonable cost of preparing the copies or producing the
things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days
after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, November 02, 2012
Seal of the Court

Deputy

EXHIBIT A

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Notice of Deposition was served on the 6th day of ~~August~~ ^{December}, 2012, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

and by Certified Mail, Return Receipt Requested, on the following:

Dr. Robert Meloy
410 Glenn Avenue
Suite 304
Bloomsburg, PA 17815

DENNISON, DENNISON & HARPER

By 

Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Certificate Prerequisite
to Service of a Subpoena Pursuant to
Pa.R.C.P. 4009.22

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED
DEC 07 2012
William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO PA.R.C.P. 4009.22

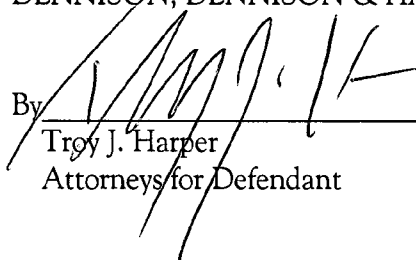
As a prerequisite to the Service of a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21, the Defendant, Joseph A. Ruby, through his counsel,
Dennison, Dennison & Harper, certifies the following pursuant to Pa.R.C.P. 4009.22:

1. A Notice of Intent to Serve a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21 with a copy of the Subpoena attached thereto was
mailed or delivered to each party at least twenty (20) days prior to the date on which the
Subpoena is sought to be served;
2. A copy of the aforementioned Notice, including the proposed Subpoena, is attached to
this Certificate;
3. A copy of the Consent to Service of a Subpoena and Waiver of Time Period signed by
Plaintiffs' attorney is attached hereto.

4. The Subpoena which will be served is identical to the Subpoena which is attached to the aforementioned Notice.

DENNISON, DENNISON & HARPER

By

A handwritten signature in black ink, appearing to read 'TJH', is written over a horizontal line.

Troy J. Harper
Attorneys for Defendant

Dated: December 4, 2012

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*
* Civil Action - Law

*
* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
PA.R.C.P. 4009.21**

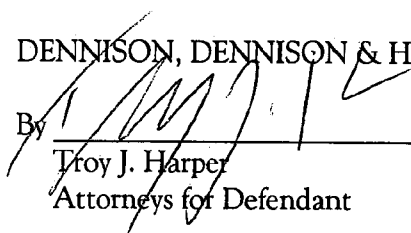
TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: November 19, 2012

DENNISON, DENNISON & HARPER

By


Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE
4009.22

TO: Geisinger Bloomsburg Hospital, Imaging Department, 549 Fair Street,
(Name of Person or Entity) Bloomsburg, PA 17815

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce the following documents or things: Copies of the following imaging films/studies and any corresponding reports for the patient, Donald W. Kauffman, DOB: 1/5/58, SSN: 188-52-4193: (1) MRI of the cervical spine completed 5/21/2007; (2) X-Rays of the cervical spine completed on 5/21/2007; (3) MRI of the cervical spine completed on 7/29/2005; (4) MRI of the thoracic spine completed on 7/29/2005; (5) X-rays of the cervical spine completed on 6/10/2005; and deliver them to Dennison, Dennison & Harper, 293 Main Street, Brookville, PA 15825.

You may deliver or mail legible copies of the documents or produce things requested by this subpoena, together with the certificate of compliance, to the party making this request at the address listed. You have the right to seek in advance the reasonable cost of preparing the copies or producing the things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:


William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, November 02, 2012
Seal of the Court

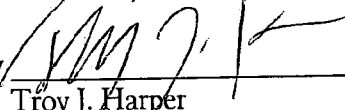
Deputy

CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 19th day of November, 2012, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By 
Troy J. Harper
Attorneys for Defendant

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

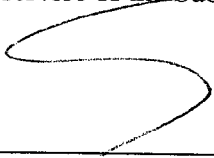
JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
* Number 776 - 2007 CD

**CONSENT TO SERVICE OF A SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO P.A.R.C.P. 4009.21,
ET SEQ., AND WAIVER OF TIME PERIOD**

Todd P. Kerstetter, Esq., counsel for the Plaintiffs, Donald W. Kauffman and Betsy S. Kauffman, acknowledges receipt of the Notices of Intent to Serve Subpoena identical to the one attached hereto. The Plaintiffs have no objection to service of the Subpoenas and waive the twenty (20) day waiting period.

Date: 11/26/12



Todd P. Kerstetter
Counsel for the Plaintiffs

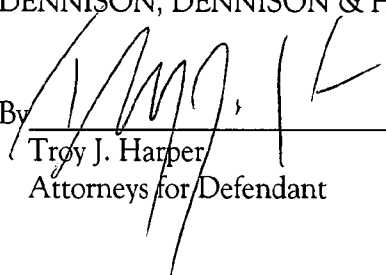
CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Certificate Pursuant to Pa.R.C.P.
4009.22 was served on the 6th day of December, 2012, by United States Mail, First Class,
postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By



Troy J. Harper
Attorneys for Defendant

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776 C. D.

Type of Case: Civil Division

Type of Pleading: Certificate Prerequisite
to Service of a Subpoena Pursuant to
Pa.R.C.P. 4009.22

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

FILED

DEC 07 2012

William A. Shaw
Prothonotary/Clerk of Courts

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

CERTIFICATE PREREQUISITE TO SERVICE OF
A SUBPOENA PURSUANT TO PA.R.C.P. 4009.22

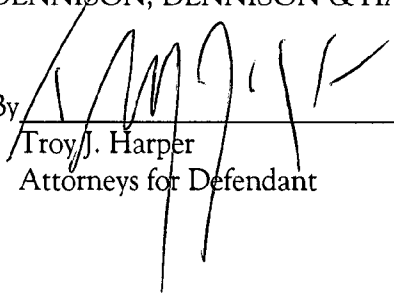
As a prerequisite to the Service of a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21, the Defendant, Joseph A. Ruby, through his counsel,
Dennison, Dennison & Harper, certifies the following pursuant to Pa.R.C.P. 4009.22:

1. A Notice of Intent to Serve a Subpoena to Produce Documents and Things for
Discovery Pursuant to Pa.R.C.P. 4009.21 with a copy of the Subpoena attached thereto was
mailed or delivered to each party at least twenty (20) days prior to the date on which the
Subpoena is sought to be served;
2. A copy of the aforementioned Notice, including the proposed Subpoena, is attached to
this Certificate;
3. A copy of the Consent to Service of a Subpoena and Waiver of Time Period signed by
Plaintiffs' attorney is attached hereto.

4. The Subpoena which will be served is identical to the Subpoena which is attached to the aforementioned Notice.

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

Dated: December 4, 2012

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

CIVIL ACTION - LAW

Number 2007 - 00776- CD

Type of Case: Civil Division

Type of Pleading: Notice of Intent
to Serve Subpoena to Produce Documents
and Things for Discovery Pursuant to
Pa.R.C.P. 4009.21

Filed on behalf of: Defendant

Counsel of Record for this Party:
Troy J. Harper

Supreme Court Number: 74753

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,

Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania

*

*

* Civil Action - Law

*

*

*

* Number 776 - 2007 CD

**NOTICE OF INTENT TO SERVE A SUBPOENA TO PRODUCE
DOCUMENTS AND THINGS FOR DISCOVERY PURSUANT TO
PA.R.C.P. 4009.21**

TO : DONALD W. KAUFFMAN, Plaintiff

Joseph A. Ruby, and through his attorneys, Dennison, Dennison & Harper, intends to serve a Subpoena identical to the one that is attached to this Notice. You have twenty (20) days from the date listed below in which to file of record and serve upon the undersigned an objection to the Subpoena. If no objection is made, the Subpoena may be served.

Dated: November 19, 2012

DENNISON, DENNISON & HARPER

By

Troy J. Harper

Attorneys for Defendant

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

Donald W. Kauffman
Betsy S. Kauffman
Plaintiff(s)

Vs.

Joseph A. Ruby
Defendant(s)

No. 2007-00776-CD

SUBPOENA TO PRODUCE DOCUMENTS OR THINGS FOR DISCOVERY PURSUANT TO RULE
4009.22

TO: Dr. Robert Meloy, 410 Glenn Avenue, Suite 304, Bloomsburg, PA 17815
(Name of Person or Entity)

Within twenty (20) days after service of this subpoena, you are ordered by the Court to produce
the following documents or things:

see attached Exhibit A

and deliver them to Dennison, Dennison & Harper, 293 Main Street, Brookville,
PA 15825.

You may deliver or mail legible copies of the documents or produce things requested by this
subpoena, together with the certificate of compliance, to the party making this request at the address
listed. You have the right to seek in advance the reasonable cost of preparing the copies or producing the
things sought.

If you fail to produce the documents or things required by this subpoena within twenty (20) days
after its service, the party serving this subpoena may seek a court order compelling you to comply with it.

THIS SUBPOENA WAS ISSUED AT THE REQUEST OF THE FOLLOWING PERSON:

NAME: Troy J. Harper, Esq.
ADDRESS: 293 Main Street
Brookville, PA 15825
TELEPHONE: (814) 849-8316
SUPREME COURT ID # 74753
ATTORNEY FOR: Defendant

BY THE COURT:

William A. Shaw
Prothonotary/Clerk, Civil Division

DATE: Friday, November 02, 2012
Seal of the Court

Deputy

EXHIBIT A

Any and all medical records in your possession for Donald W. Kauffman, DOB: 1/5/1958, SSN: 188-52-4193, including but not limited to physician's notes, nurse's notes, office notes, patient questionnaires, reports, evaluations, consultations, lab reports, patient charts, operative reports, therapy records, admission records, discharge records, correspondences, billing statements, and all imaging and x-ray reports and films for any care and/or treatment.

CERTIFICATE OF SERVICE

I certify that a certified copy of the foregoing Notice of Intent to Serve a Subpoena to Produce Documents and Things for Discovery Pursuant to Rule 4009.21 was served on the 19th day of November, 2012, by United States Mail, First Class, postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By 

Troy J. Harper

Attorneys for Defendant

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN,
Plaintiffs,

vs.

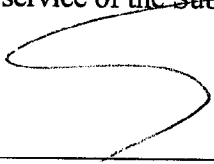
JOSEPH A. RUBY,
Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
*
*
* Civil Action - Law
*
*
*
* Number 776 - 2007 CD

**CONSENT TO SERVICE OF A SUBPOENA TO PRODUCE DOCUMENTS
AND THINGS FOR DISCOVERY PURSUANT TO P.A.R.C.P. 4009.21,
ET SEQ., AND WAIVER OF TIME PERIOD**

Todd P. Kerstetter, Esq., counsel for the Plaintiffs, Donald W. Kauffman and Betsy S. Kauffman, acknowledges receipt of the Notices of Intent to Serve Subpoena identical to the one attached hereto. The Plaintiffs have no objection to service of the Subpoenas and waive the twenty (20) day waiting period.

Date: 11/26/12



Todd P. Kerstetter
Counsel for the Plaintiffs

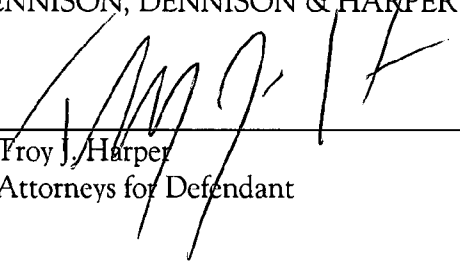
CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Certificate Pursuant to Pa.R.C.P.
4009.22 was served on the 6th day of December, 2012, by United States Mail, First Class,
postage prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

DENNISON, DENNISON & HARPER

By


Troy J. Harper
Attorneys for Defendant

CA

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

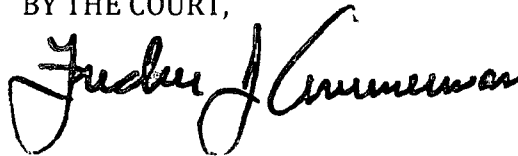
DONALD W. KAUFFMAN and BETSY KAUFFMAN	*	NO. 2007-776-CD
Plaintiffs	*	
	*	
vs.	*	
	*	
JOSEPH A. RUBY	*	
Defendant	*	

ORDER

NOW, this 15th day of May, 2013, it is the ORDER of this Court that a **status conference** be and is hereby scheduled for the **27th day of June, 2013 at 1:30 p.m.** in Courtroom No. 1, Clearfield County Courthouse, Clearfield, Pennsylvania.

If this case has been concluded, the moving party is directed to file the appropriate Praecipe with the Prothonotary of Clearfield County to finalize that status of the case.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

4 (P) **FILED** ICC Attys:
01:25pm T. Kerstetter
MAY 15 2013 T. Harper
William A. Shaw
Prothonotary/Clerk of Courts

FILED

MAY 15 2013

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

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

DONALD W. KAUFFMAN and
BETSY KAUFFMAN

VS.

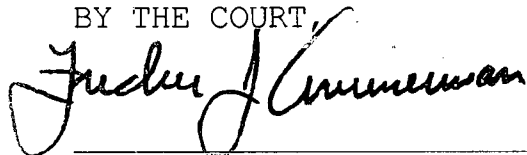
JOSEPH A. RUBY

)
)
)
)
) NO. 2007-776-CD
)
)

ORDER

NOW this 27th day of June, 2013, this being the date set for call of List of Inactive Cases; counsel being present; it is the ORDER of this Court that this matter is hereby scheduled for Pretrial Conference at 1:30 p.m. on Thursday, September 26, 2013, in chambers, with thirty (30) minutes being allotted for said conference.

BY THE COURT,



President Judge

FILED

of 3:55pm

JUL 02 2013

S

William A. Shaw
Prothonotary/Clerk of Courts

ICC Attys:

T. Kerstetter

T. Harper

W

DATE: 7.2.13

☐ 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

JUL 02 2013

William A. Shaw
Prothonotary/Clerk of Courts

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

DONALD W. KAUFFMAN and BETSY S. KAUFFMAN,
husband and wife,
Plaintiffs
vs.
JOSEPH A. RUBY
Defendant

No. 2007-776-CD

FILED KC Arts:
* 018:30um T. Kers letter
* OCT 01 2013 J. Dennison
6K

ORDER

William A. Shaw
Prothonotary/Clerk of Courts

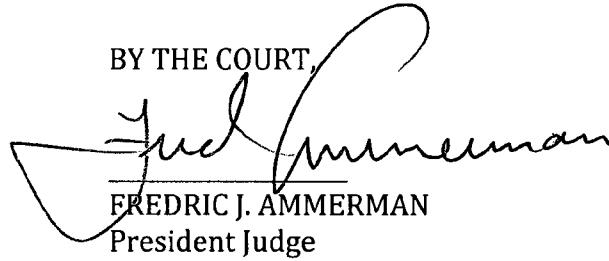
NOW, this 26th day of September, 2013, following pre-trial conference with counsel

for the parties as set forth above, it is the ORDER of this Court as follows:

1. Jury Selection will be held on **March 4, 2014** commencing at 9:00 a.m. in Courtroom No. 1 of the Clearfield County Courthouse, Clearfield, Pennsylvania.
2. Jury Trial is hereby scheduled for **March 31 and April 1, 2014**, commencing at 9:00 a.m. each day in Courtroom No. 1 of the Clearfield County Courthouse.
3. Any party making objections relative the testimony to be provided by any witness in the form of a deposition at the time of trial shall submit said objections to the Court, in writing, no later than forty-five (45) days prior to the commencement of trial. All objections shall reference specific page and line numbers within the deposition(s) in question along with that party's brief relative same. The opposing party shall file an Answer thereto and submit its brief in opposition to said objections no later than thirty (30) days prior to the commencement of trial.
4. Any party filing any Motion or Petition regarding limitation or exclusion of evidence or testimony to be presented at time of trial, including but not limited to Motions in Limine, shall file the same no more than forty-five (45) days prior to the trial date. The party's Petition or Motion shall be accompanied by an appropriate brief. The

responding party thereto shall file its Answer and submit appropriate response
brief no later than thirty (30) days prior to trial.

BY THE COURT,

A handwritten signature in cursive script, appearing to read "Fred Ammerman", is written over a horizontal line. The signature is fluid and extends to the right of the line.

FREDRIC J. AMMERMAN
President Judge

DATE: 10-1-13

☐ 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

OCT 01 2013

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH

DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	CIVIL ACTION - LAW

Type of Pleading:	Notice of Deposition of Defendant Joseph A. Ruby
Filed on Behalf of:	Plaintiffs
Counsel of Record for this Party:	Todd P. Kerstetter, Esquire
Supreme Court No.:	78178
Contact Information:	Schlesinger & Kerstetter, LLP 545 North Second Street Shamokin, PA 17872 570-648-6861 sandklawoffice@verizon.net

16
5
FILED NoCC-
m/12107km
OCT 25 2013

William A. Shaw
Prothonotary/Clerk of Courts

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street, Shamokin, PA 17872
Phone: 570-648-6861 Fax: 570-648-4170
ATTORNEY FOR PLAINTIFFS

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

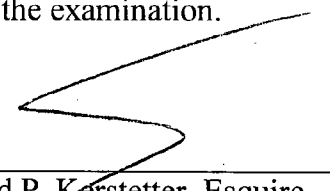
DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	

**NOTICE OF TAKING DEPOSITIONS
ON ORAL EXAMINATION
PURSUANT TO PA. R.C.P. 4007.1**

TO: JOSEPH A. RUBY
c/o JOHN DENNISON, II, ESQUIRE
Attorney for Defendant

Notice is given herewith that, pursuant to Pennsylvania Rules of Civil Procedure 4007.1, the discovery deposition of **JOSEPH A. RUBY** will be taken on oral examination at the Law Offices of Lee, Green and Reiter, Inc., 115 East High Street, Bellefonte, Pennsylvania, on **WEDNESDAY, NOVEMBER 20, 2013, at 10:00 A.M.**, before an officer authorized by the laws of the Commonwealth of Pennsylvania to administer oaths.

You are asked to notify your client to be present at the time and place aforesaid, and you are privileged to attend and participate in the examination.



Todd P. Kerstetter, Esquire
Attorney for Plaintiffs

Dated: October 23, 2013

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street, Shamokin, PA 17872
Phone: 570-648-6861 Fax: 570-648-4170
ATTORNEY FOR PLAINTIFFS

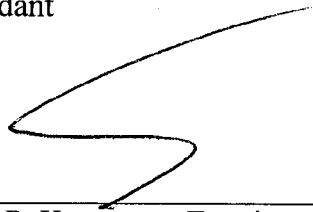
IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	

CERTIFICATE OF SERVICE

Todd P. Kerstetter, Esquire, hereby certifies that on the 22nd day of October, 2013, a true and correct copy of Plaintiffs' Notice of Taking Depositions, were sent by First Class mail by depositing the same in the United States Post Office at Shamokin, Pennsylvania, addressed to:

John C. Dennison, Esquire
Dennison, Dennison & Harper
293 Main Street
Brookville, PA 15825-1291
Attorney for Defendant



Todd P. Kerstetter, Esquire
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

v.

JOSEPH RUBY,

Defendant.

CIVIL DIVISION

NO.: 776 of 2007

PRAECIPE FOR APPEARANCE

(JURY TRIAL DEMANDED)

Filed on Behalf of Defendant,
Joseph Ruby.

Counsel of Record for this Party:

Thomas A. McDonnell
PA I.D. #52711

SUMMERS, MCDONNELL, HUDOCK
& GUTHRIE, P.C.
Firm #911

707 Grant Street
Suite 2400, Gulf Tower
Pittsburgh, PA 15219

(412) 261-3232

#20386

^S
FILED

FEB 07 2014 ^{AB}

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

M/12:25pm/AB

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN,

Plaintiffs,

v.

JOSEPH RUBY,

Defendant.

CIVIL DIVISION

NO.: 776 of 2007

PRAECIPE FOR APPEARANCE

TO: THE PROTHONOTARY

Kindly enter the Appearance of the undersigned, Thomas A. McDonnell, Esquire, of the law firm of Summers, McDonnell, Hudock & Guthrie, PC, on behalf of Defendant, Joseph Ruby, in the above case.

JURY TRIAL DEMANDED

Respectfully submitted,

**SUMMERS, McDONNELL, HUDOCK
& GUTHRIE, P.C.**



Thomas A. McDonnell
Counsel for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Praecipe for Appearance has been served via first-class U.S. mail, postage prepaid, this 5th day of February 2014, addressed as follows:

Todd Kerstetter, Esquire
Schlesinger & Kerstetter LLP
545 N 2nd Street
Shamokin, PA 17872

SUMMERS, McDONNELL, HUDOCK
& GUTHRIE, P.C.



Thomas A. McDonnell
Counsel for Defendant

RECEIVED
FEB 11 2014
CLERK OF COURT
JUDICIAL DISTRICT OF JEFFERSON COUNTY
PA

FILED

FEB 07 2014

**BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS**

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
KAUFFMAN, husband and wife,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C. D.

Type of Case: Civil Division

Type of Pleading: Withdrawal of
Appearance

Filed on behalf of: Defendant

Counsel of Record for this Party:
John C. Dennison, II

Supreme Court Number: 29408

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

AS
S
FILED
m/11:36am copy to C/A
FEB 10 2014

(LM)
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

DONALD W. KAUFFMAN and BETSY
KAUFFMAN, husband and wife,
Plaintiffs,

vs.

JOSEPH A. RUBY,
Defendant.

CIVIL ACTION - LAW

Number 776 - 2007 C. D.

Type of Case: Civil Division

Type of Pleading: Withdrawal of
Appearance

Filed on behalf of: Defendant

Counsel of Record for this Party:
John C. Dennison, II

Supreme Court Number: 29408

DENNISON, DENNISON & HARPER
293 Main Street
Brookville, Pennsylvania 15825
(814) 849-8316

5
FILED
m/11:36am
FEB 10 2014

No CC
copy to C/A

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

DONALD W. KAUFFMAN and BETSY
S. KAUFFMAN, husband and wife,
Plaintiffs,

vs.

JOSEPH A. RUBY,

Defendant.

* In the Court of Common Pleas of
* Clearfield County, Pennsylvania
* Civil Action - Law

*

*

*

*

*

* Number 776 - 2007 - CD

WITHDRAWAL OF APPEARANCE

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

Please withdraw our Appearance on behalf of Joseph A. Ruby, the Defendant in regard to
the above captioned matter.

DENNISON, DENNISON & HARPER

By 

John C. Dennison, II

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing Withdrawal of Appearance and Entry of Appearance was served on the 7th day of February, 2014, by United States Mail, First Class, Postage Prepaid, addressed to the following:

Todd P. Kerstetter, Esq.
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872

Thomas A. McDonnell, Esq.
Summers, McDonnell, Hudock & Guthrie, P.C.
708 Grant Street, Suite 2400
Pittsburgh, PA 15219

DENNISON, DENNISON & HARPER

By 

John C. Dennison, II

V

CA

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

DONALD W. KAUFFMAN and BETSY S. KAUFFMAN,
husband and wife,
Plaintiffs

vs.

JOSEPH A. RUBY
Defendant

* NO. 2007-776-CD
*
*
*
*
*
*

ORDER

NOW, this 19th day of March, 2014, Court being in receipt of a letter (attached) from Todd P. Kerstetter, Esquire, counsel for the Plaintiffs, advising that the parties have reached a settlement in the above-captioned case; it is the ORDER of this Court that the jury trial scheduled for March 31 and April 1, 2014 be and is hereby CANCELED.

Upon completion of the settlement documents, counsel for the Plaintiff is directed to file a Praecipe to Settle/Discontinue with the Prothonotary.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

FILED 1 CC Attys:
01 2:55pm T. Kerstetter
MAR 24 2014 T. McDonnell
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

SCHLESINGER & KERSTETTER, LLP

ATTORNEYS AT LAW

GUY W. SCHLESINGER
TODD P. KERSTETTER

PHONE: (570) 648-6861
FAX: (570) 648-4170
EMAIL: SandKlawoffice@verizon.net

February 28, 2014

Attention: Sharon
Court Administrator's Office
Clearfield County Courthouse
230 East Market Street
Clearfield, PA 16830

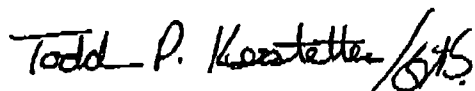
Re: Donald W. Kauffman, et al. v. Joseph A. Ruby
No. 07-776-CD

Dear Sharon:

I represent the Plaintiffs in the above-referenced case. Please be advised the parties have reached a settlement in the above matter.

Jury selection is scheduled for Tuesday, March 4, 2014, with the trial to take place on March 31 and April 1, 2014. Would you kindly cancel those dates on the Court's calendar, as they will no longer be necessary.

Yours very truly,



Todd P. Kerstetter

TPK:sas
#4027

pc: Mr. and Mrs. Donald W. Kauffman
Thomas A. McDonnell, Esquire

DATE: 3.24.14

 You are responsible for serving all appropriate parties.

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

 Plaintiff(s) X Plaintiff(s) Attorney Other

 Defendant(s) X Defendant(s) Attorney

 Special Instructions:

FILED

MAR 24 2014

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

2-
5
FILED *dp*

5 **MAR 31 2014**

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872
Phone: 570-648-6861
Fax: 570-648-4170
ATTORNEY FOR PLAINTIFFS

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

M/1:17pm/3/14
2cc Atty Kerstetter

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN, husband
and wife,

Plaintiffs

v.

JOSEPH A. RUBY,


Defendant

NO. 07-776-CD

PRAECIPE FOR DISCONTINUANCE

TO: WILLIAM A. SHAW, PROTHONOTARY

Please marked the captioned case satisfied, settled and discontinued with prejudice
to the Plaintiff.



Todd P. Kerstetter, Esquire
Attorney for Plaintiffs

Dated: March 28, 2014

TODD P. KERSTETTER ESQUIRE
IDENTIFICATION NO. 78178
Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872
Phone: 570-648-6861
Fax: 570-648-4170
ATTORNEY FOR PLAINTIFFS

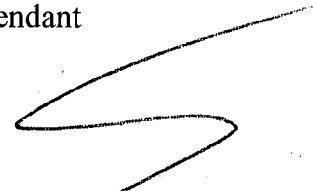
IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH
CIVIL ACTION - LAW

DONALD W. KAUFFMAN and	:	NO. 07-776-CD
BETSY S. KAUFFMAN, husband	:	
and wife,	:	
	:	
Plaintiffs	:	
	:	
v.	:	
	:	
JOSEPH A. RUBY,	:	
	:	
Defendant	:	

CERTIFICATE OF SERVICE

Todd P. Kerstetter, Esquire, hereby certifies that on the 28th day of March, 2014, a true and correct copy of Plaintiffs' Praecipe for Discontinuance, was sent by First Class mail by depositing the same in the United States Post Office at Shamokin, Pennsylvania, addressed to:

Thomas A. McDonnell, Esquire
Summers, McDonnell, Hudock & Guthrie, P.C.
708 Grant Street, Suite 2400
Pittsburgh, PA 15219
Attorney for Defendant



Todd P. Kerstetter, Esquire
Attorney for Plaintiffs

IN THE COURT OF COMMON PLEAS
OF THE 46TH JUDICIAL DISTRICT OF PENNSYLVANIA
CLEARFIELD COUNTY BRANCH

DONALD W. KAUFFMAN and
BETSY S. KAUFFMAN, husband
and wife,

Plaintiffs

v.

JOSEPH A. RUBY,

Defendant

NO. 07-776-CD

CIVIL ACTION - LAW

Type of Pleading: Plaintiffs' Praecipe for Discontinuance

Filed on Behalf of: Plaintiffs

Counsel of Record for this Party: Todd P. Kerstetter, Esquire

Supreme Court No.: 78178

Contact Information: Schlesinger & Kerstetter, LLP
545 North Second Street
Shamokin, PA 17872
570-648-6861
sandklawoffice@verizon.net