

07-926-CD
John Michael Kot vs Teresa Kot

John Kot vs Teresa Kot
2007-926-CD

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

FILED

JUN 11 2007

William A. Shaw
Prothonotary/Clerk of Courts
Piff pd. 85.00
2cc Piff

John Michael Kot

PLAINTIFF

FAMILY COURT DIVISION

vs.

CIVIL ACTION

Teresa M. Kot

DEFENDANT

D.R. NO.

07-926-CD

COMPLAINT FOR CUSTODY/PARTIAL CUSTODY/VISITATION

1. The plaintiff is (name) John Michael Kot
and resides at (street, city, state, zip) PO Box 9711 2025 South Manor Drive
Erie PA 16505
2. The defendant is (name) Teresa M. Kot
Residing at (street, city, state, zip) 127 East Weber Avenue
DuEois PA 15801
3. Plaintiff seeks legal custody, physical custody, partial custody, or visitation of the following child(ren):

Name: Matthew John Kot DOB: 26 Feb. 2004
Address: 127 East Weber Avenue DuBois PA 15801

Name: _____ DOB: _____
Address: _____

Name: _____ DOB: _____
Address: _____

Name: _____ DOB: _____
Address: _____
4. During the past five years, the child(ren) have resided with the following persons and at the following addresses:

John M. Kot and Teresa M. Kot 127 East Weber Avenue Dubois PA 15801(10/15/05 till now with T. Kot only

5. The parents of the child(ren) are :

Name: John Michael Kot

Address currently residing at PO Box 9711 2025 South Manor Drive Erie PA 16505

Name Teresa M. Kot 127 East Weber Avenue DuBois PA 15801

Address currently residing at _____

6. The relationship of plaintiff to the child(ren) is that of Father
7. The plaintiff currently resides with the following person/s: John J. and Carole A. Kot
8. The relationship of defendant to the child(ren) is that of Mother
9. The defendant currently resides with the following person/s: son Ryan J. Ball and son Matthew J. Kot
10. The plaintiff (circle one) **has or has not** participated as a party or witness or in another capacity in other litigation concerning the custody of the child(ren) or knows information of a custody proceeding concerning the child(ren) in this or another court. The court, term and number, and its relationship to this action is:
11. Plaintiff (circle one) **knows or does not know** of a person not a party to the proceedings who has physical custody of the child(ren) or claims to have custody or visitation rights with respect to the child(ren). The name and address of such person(s) is:

12. The best interest of the child(ren) will be served by granting the relief requested because
I am his father and want to be able to spend time with him

13. Plaintiff requests the court to grant plaintiff (circle all the types of custody requested) **legal custody, physical custody, partial custody, visitation** of the child(ren).

WHEREFORE, plaintiff requests the court to grant this petition.

Date 8 JUNE 2007

John Michael Koo
Plaintiff

I verify that the statements made in this complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 PA. C.S.A. § 4904 relating to unsworn falsification to authorities.

Date 8 JUNE 2007

John Koo
Plaintiff

7 June 2007

To whom it May Concern:

My name is John M. Kot and I reside in Erie County, PA.

I would like to file a petition for a complaint of custody for my son Matthew Kot.

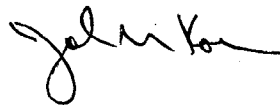
my address is PO Box 9711 Erie, PA 16505, phone # 814 450-8260. My son's

address is 127 East Weber Avenue, DuBois PA 15801. I hope the following forms are in order, and if not, would you please let me know what needs corrected.

I am not sure what a scheduling order is or how to obtain one, so I think I am in trouble there. Enclosed I am including three (3) copies of the custody complaint, a self addressed stamped envelope, \$85.00 check for the filing fee, and a request that the prothonotary mail back to me the complaints and scheduling order once they have been processed.

I am not sure if I am missing anything, and if I am, I would greatly appreciate it if you would let me know so I can fix the problem. I thank you for your time and patience.

Thank you,

A handwritten signature in black ink, appearing to read 'John M. Kot', with a stylized, cursive script.

John M. Kot

LA

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

JOHN MICHAEL KOT

vs.

TERESA M. KOT

:
:
: No. 2007-926-CD
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:

FILED

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JUN 15 2007 Pff

William A. Shaw
Prothonotary/Clerk of Courts

ORDER OF COURT

You, TERESA M. KOT, are hereby directed to appear in Court to determine custody, partial custody or visitation of the child/children, Matthew John Kot, d.o.b. 02/26/2004.

A Custody Conference has been scheduled for the 10th day of July, 2007 at 1:30 P.M. Please report to the Court Administrator's Office, 2nd floor, Clearfield County Courthouse, Clearfield, PA. You will be directed as to where the conference will be held.

If you fail to appear as provided by this Order, an Order for Custody, partial custody or visitation may be entered against you or the Court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

COURT ADMINISTRATOR
Clearfield County Courthouse
230 East Market Street, Suite 228
Clearfield, Pa 16830
(814) 765-2641, ext. 5982

Date: June 14, 2007

BY THE COURT:

Paul E. Cherry
Judge

FILED

JUN 15 2007

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 6/15/07

☒ You are responsible for serving all appropriate parties.

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

____ Plaintiff(s) ____ Plaintiff(s) Attorney ____ Other

____ Defendant(s) ____ Defendant(s) Attorney

____ Special Instructions:

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

FILED
0110:04/301
JUL 12 2007

JOHN MICHAEL KOT,
Plaintiff

vs.

TERESA M. KOT,
Defendant

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No. 07-926-CD

William A. Shaw
Prothonotary/Clerk of Courts

*Copies-see
Reverse pg.1*

ORDER FOR MEDIATION CONFERENCE and PAYMENT OF COSTS

NOW, this 11th day of July, 2007, it is ORDERED that a Custody Mediation Conference be held before Allen H. Ryen, Ph.D., Licensed Child Psychologist.

It is further ORDERED that **EACH PARTY** to this action shall forthwith complete a Child Custody Mediation Questionnaire and forward the same to Dr. Ryen (416 Knarr Street, DuBois, Pennsylvania 15801) within Ten (10) days of receipt of this ORDER.

It is also ORDERED that the cost of said Mediation Conference shall be borne equally by the Plaintiff(s) and Defendant(s).

Each party (or counsel for the parties) shall deposit One Hundred Seventy Five (\$175.00) Dollars (**money orders only**) made payable to the Clearfield County Treasurer and mailed to D. Peters, Judge's Chambers, 230 East Market Street, Clearfield, Pennsylvania 16830 within Twenty-Five (25) days of the date of this Order to proceed with the Mediation Conference "OR" submit a Custody Consent Order to the Court within Twenty-Five (25) days of the date of this Order foregoing the Mediation Conference.

2 Certified Copies & Questionnaire to Plaintiff, John Michael Kot @
P.O. Box 9711, 2025 South Manor Drive, Erie, PA. 16505
2 Certified Copies & Questionnaire to Defendant, Teresa M. Kot @
127 East Weber Avenue, DuBois, PA. 15801
1 Copy to Judge Cherry
1 Copy to Dr. Allen H. Ryen, Ph.D.

DATE: 7/12/07

☐ You are responsible for serving all appropriate parties.

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

☒ Plaintiff(s) ☐ Plaintiff(s) Attorney ☐ Other

☒ Defendant(s) ☐ Defendant(s) Attorney

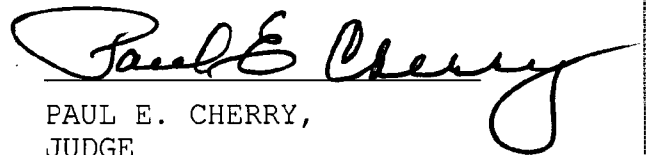
☐ Special Instructions:

This Court shall issue a further ORDER scheduling the Mediation Conference when the required deposit has been received from all parties participating in this action.

If a Custody Consent Order is received by the Court after the Twenty-Fifth day following this Order and no later than ***SEVEN (7)*** days before scheduled Mediation Conference, then each party or counsel for the parties shall include Twenty (\$20.00) Dollars (money order only) in order to defray administrative/processing expense. In this event the amount of One Hundred Seventy Five (\$175.00) Dollars previously deposited by each party shall be returned.

FAILURE OF A PARTY TO DEPOSIT THE REQUIRED FEE OF 'ONE HUNDRED SEVENTY FIVE (\$175.00) DOLLARS' SHALL RESULT IN THE OFFENDING PARTY BEING SUBJECT TO CONTEMPT PROCEEDINGS BEFORE THE COURT.

BY THE COURT,


PAUL E. CHERRY,
JUDGE

Attorney for the Plaintiff: Pro-Se
Attorney for the Defendant: Pro-Se

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

JOHN MICHAEL KOT,
Plaintiff

V.

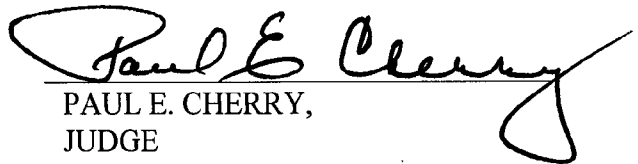
NO. 07-926-CD

TERESA KOT,
Defendant

ORDER

NOW, this 14th day of August, 2007, the above named Defendant, TERESA KOT, having failed to pay the Custody Mediation Fee pursuant to Order dated July 11, 2007, unless the above named Defendant pays the fee due the Clearfield County Treasurer in the amount of One Hundred Seventy Five Dollars (\$175.00); (by **MONEY ORDER ONLY**), it is the ORDER of this Court that a hearing to show cause why said Defendant shall not be held in contempt of Court for failure to comply with said previous Order is scheduled for the 27th day of August, 2007, at 9:00 o'clock A.M. in Court Room No. 2 of the Clearfield County Courthouse, Clearfield, Pennsylvania at which time the Defendant must be present or a Bench Warrant may be issued for her arrest.

BY THE COURT,


PAUL E. CHERRY,
JUDGE

FILED

01233/07
AUG 14 2007

William A. Shaw
Prothonotary/Clerk of Courts

2cc Piff

Po Box 9711

2025 South Manor Dr.

Erie, PA 16505

2cc Def. -

127 E. Weber Ave.

Deer Bois, PA 15801

(66)

FILED

AUG 14 2007

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 8/14/07

____ You are responsible for serving all appropriate parties.

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

☒ Plaintiff(s) _____ Plaintiff(s) Attorney _____ Other

☒ Defendant(s) _____ Defendant(s) Attorney

____ Special Instructions:

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

JOHN MICHAEL KOT,
Plaintiff

V.

TERESA KOT,
Defendant

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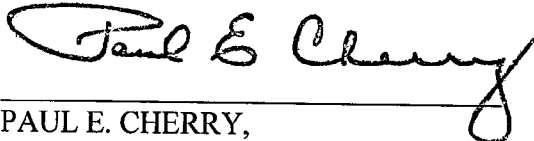
NO. 07-926-CD

ORDER

AND NOW, this 19th day of September, 2007 the Court having received payment of Mediation fee, it is the ORDER of this Court that Defendant, Teresa Kot, shall not be required to attend Contempt Hearing scheduled on September 24, 2007 at the Clearfield County Courthouse.

It is the further ORDER of this Court that this matter shall be scheduled for mediation before Dr. Allen H. Ryen, as soon as is convenient with his schedule.

BY THE COURT,



PAUL E. CHERRY,
JUDGE

FILED

019:22/37
SEP 20 2007

(60)
William A. Shaw
Prothonotary/Clerk of Courts
2CC Plff - Po Box 9711
2025 South Manor Dr.
Erie, PA 16505
2CC Def- 127 E. Weber Ave.
DuBois, PA 15801

FILED

SEP 20 2007

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 9/20/07

____ 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:

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

JOHN MICHAEL KOT

NO. 07-926-CD

V.

TERESA KOT

ORDER

NOW, this 25TH day of September, 2007, it is the ORDER of this Court that **Custody Mediation Conference** be held before Allen H. Ryen, Ph.D., Licensed Child Psychologist, on November 28, 2007, at 9:00 o'clock a.m. at the Clearfield County Courthouse.

Please report to the central lobby area on the second floor of the Courthouse. You will be instructed as to the location of the Custody Mediation Conference at that time. Both parents, their respective counsel and the child(ren) shall attend said conference. The present custodial parent shall provide someone to attend to the child(ren) while the parent is in private conference.

FAILURE OF A PARTY TO APPEAR FOR THE MEDIATION CONFERENCE WILL RESULT IN ASSESSMENT ON THAT OFFENDING PARTY OF ALL COSTS, UNLESS SAID PARTY HAS NOTIFIED THE CLEARFIELD COUNTY COURT ADMINISTRATOR (814) 765-2641, extension 5982 AT LEAST *** SEVEN (7) *** FULL BUSINESS DAYS IN ADVANCE OF THE SCHEDULED MEDIATION CONFERENCE AND THE COURT ADMINISTRATOR HAS AGREED TO A CONTINUANCE/RESCHEDULING.

BY THE COURT,


PAUL E. CHERRY
JUDGE

Attorney for Plaintiff: Pro-Se
Attorney for Defendant: Pro-Se

FILED ^{copies-}
0140081 ^{see reverse}
SEP 26 2007 (GK)

William A. Shaw
Prothonotary/Clerk of Courts

2 Certified Copies to Plaintiff, Pro-Se @
P.O. Box 9711, 2025 South Manor Drive, Erie, PA. 16505
2 Certified Copies to Defendant, Pro-Se @
127 East Weber Avenue, DuBois, PA. 15801
1 Copy to Judge Cherry
1 Copy to Dr. Allen H. Ryen, Ph.D.
1 Copy to Ronda Wisor, Deputy Court Administrator

FILED
SEP 26 2007

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 9/26/07
You are responsible for serving all appropriate parties.
☒ The Prothonotary's office has provided service to the following parties:
☒ Plaintiff(s) _____
☒ Defendant(s) _____
☒ Plaintiff(s) Attorney _____
☒ Defendant(s) Attorney _____
☒ Other _____
Special Instructions: _____

FILED 4cc
O'D:00061 Dr. Ryan
NOV 28 2007 (will serve)
(CR)

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

JOHN MICHAEL KOT :
VS. : NO. 07-926-CD
TERESA KOT, a/k/a TERESA BALL :

FINAL ORDER

AND NOW, this 28th day of November, 2007, following mediation conference and upon agreement of the parties, it is hereby ORDERED as follows:

1. Plaintiff, John Michael Kot (hereinafter "Father"), and Defendant, Teresa Kot (hereinafter "Mother"), shall share joint legal custody of the parties' minor child, namely, Matthew John Kot (d.o.b. 2/26/04).

Legal custody is defined as the legal right to make major decisions affecting the best interests of the minor child including, but not limited to, medical, religious and educational decisions and wherein each parent shall have equal access to any and all medical, dental, ocular, mental health, school and health records.

Medical, dental, ocular and mental health providers, as well as school administrators, shall accept a copy of this Order as authorization to release to either parent any

documentation and/or records as may be requested.

It is understood by both parents that they shall communicate fully with the other in an effort to ensure that all directives pertaining to the minor child from physicians, dentists and teachers are followed absolutely and that all information pertaining to any prescriptions the child may be on is exchanged between the parties.

2. Mother shall enjoy primary physical custody of their minor child subject to Father's periods of partial custody as follows:

a) One (1) weekend per month in accordance with Father's work schedule and availability. Father will give Mother as much advance notice as possible if he is unable to keep a particular scheduled visitation;

b) The parties shall share the major holidays equitably as they may mutually agree;

c) Father shall be entitled to two (2) nonconsecutive seven-day periods of summer vacation, with advance notice to Mother;

d) Other such times and places as the parties may agree.

3. Either party would have the right to reasonable telephone contact with the child when in the care and custody of the other parent.

4. The parties shall share transportation as they

may mutually agree.

5. Neither parent shall malign or speak in a derogatory fashion about the other parent in the presence of the child, nor shall they permit anyone else to do so. Each parent shall exercise his/her best efforts to promote a healthy relationship between the child and the other parent and the other parent's family.

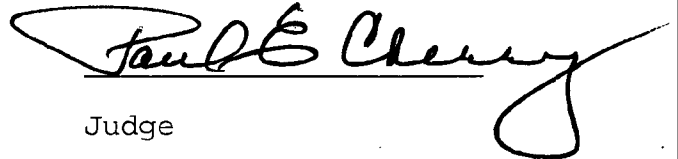
The parents are directed to conduct themselves in a reasonable and appropriate manner at all times during their interactions with each other and their family members concerning custody of the child and issues relating to the child's care and nurturance, including the duty to immediately contact the other parent should the minor child has a serious injury or illness which requires medical attention to either. In addition, both Mother and Father shall communicate with each other with regard to the well-being and best interests of their child and shall not communicate through the child.

In addition, each parent shall keep the other informed of the progress of the child's education and social activities.

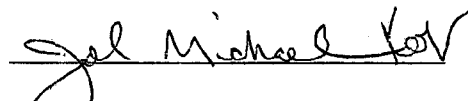
6. Neither party shall consume alcoholic beverages to excess during those periods when they have custody of the child, nor shall they operate any vehicle to pick up, return or generally transport the child after having consumed any alcoholic beverages.

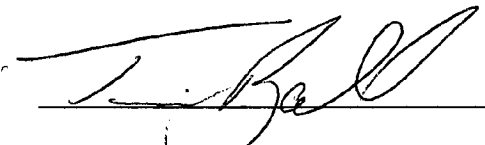
7. This Court will retain jurisdiction of this matter.

BY THE COURT,


Judge

We, the undersigned, do hereby agree and consent to the entry of the foregoing Order:


JOHN MICHAEL KOT
PLAINTIFF


TERESA BALL
DEFENDANT