

07-962-CD  
Cenco Grinding vs J&D Ind Supply

2007-962-CD  
CENCO Grinding vs Paul Herczen

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

CENCO GRINDING CORPORATION, :  
Plaintiff(s) : LEHIGH COUNTY NO: 2007-C-77  
vs. : CLEARFIELD COUNTY NO.: 2007-962-CD  
: \_\_\_\_\_  
J & D INDUSTRIAL SUPPLY, INC. :  
AND PAUL HORCHEN, :  
Defendant(s) :  
\_\_\_\_\_

**PRAECIPE FOR JUDGMENT**

Enter Judgment in favor of Plaintiff and against Defendant, PAUL HORCHEN ONLY,  
for want of: a Judgment entered in the Court of Common Pleas of Lehigh County, Pennsylvania on  
March 20, 2007.

(X) Assess damages as follows:

Debt	\$15,880.52
Interest from __	\$
Attorney's Commission	\$
Costs	\$ 20.00

**FILED**

JUN 18 2007  
m/2/30/07  
William A. Shaw  
Prothonotary/Clerk of Courts  
COURT OF COMMON PLEAS  
TO PAUL HORCHEN  
ATTY

(X) I certify that the foregoing assessment of damages is for specified amounts alleged to be due  
in the complaint and is calculable as a sum certain from the complaint.

(X) Pursuant to Pa. R.C.P. 237 (notice of praecipe for final judgment or decree), I certify that a  
copy of this praecipe has been mailed to each other party who has appeared in the action or to his/her  
Attorney of record.

( ) Pursuant to Pa. R.C.P. 237.1, I certify that written notice of the intention to file this praecipe  
was mailed or delivered to the party against whom judgment is to be entered and to his/her Attorney of  
Record, if any, after the default occurred and at least ten days prior to the date of filing of this praecipe and a  
copy of the notice is attached.

DATE: 6/14/2007

Signature: Lucas J. Repka  
Print Name: LUCAS J. REPKA, ESQUIRE  
Attorney for: Plaintiff  
Address: P.O. Box 4060  
Allentown, PA 18105-4060  
Telephone: (610) 820-5450  
Supreme Court ID No: 93509

NOW, June 18, 2007, 2007, JUDGMENT IS ENTERED AS ABOVE  
WILLIAM A. SHAW  
Prothonotary  
My Commission Expires  
1st Monday in Jan. 2010  
Clearfield Co., Clearfield, PA

Prothonotary/Clerk, Civil Division

by: W. A. Shaw  
Deputy

## ADDRESS CERTIFICATION

I hereby certify that the precise address of the Plaintiff is 411 Business Park Lane, Allentown, PA 18109. The precise address of the Defendant is 130 East Long Avenue, Dubois, PA 15801.

GROSS, MCGINLEY, LABARRE & EATON, LLP

BY: James J. Repka

LUCAS J. REPKA, ESQUIRE

Attorney for Plaintiff

33 South 7th Street

P.O. Box 4060

Allentown, PA 18105-4060

(610) 820-5450

I.D. #93509

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

Cenco Grinding Corporation

vs.

File No. 2007-C-77

J & D Industrial Supply Inc &  
Paul Horchen

**CERTIFICATION OF JUDGMENT**

Pursuant to applicable judgment acts,\* I, the undersigned Clerk of Courts of Lehigh County, Commonwealth of Pennsylvania, do hereby certify that the judgment in the above case was entered in favor of Cenco Grinding Corporation

(name/address)

411 Business Park Lane

Allentown PA 18109

and against Paul Horchen

(name/address)

130 E Long Ave

DuBois PA 15801

on the 20th day of March A.D., 2007, in said case in the amount of \$15,880.52.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the Court, on the 7th day of June A.D., 2007.

Andrea E. Naugle, Lehigh County Clerk of Courts

Cynthia J. Budraitis

Deputy

qmw  
3-21

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

CENCO GRINDING CORPORATION, : FILE NO: 2007-C-77  
Plaintiff(s) :  
vs. :  
J & D INDUSTRIAL SUPPLY, INC. :  
AND PAUL HORCHEN, :  
Defendant(s) :  
Lehigh County, PA

2007 MAR 20 PM 1:30  
COURTS  
LEHIGH COUNTY, PA

PRAECLPICE FOR JUDGMENT

Enter Judgment in favor of Plaintiff and against Defendant, **PAUL HORCHEN ONLY**, for want of: an Answer to Plaintiff's Complaint. Default Notice has not been secured against Defendant, J & D Industrial Supply, Inc.

Assess damages as follows:

Debt	\$15,864.52
Interest from	\$
Attorney's Commission	\$
Costs	\$ 16.00
TOTAL	\$15,880.52

I certify that the foregoing assessment of damages is for specified amounts alleged to be due in the complaint and is calculable as a sum certain from the complaint.

Pursuant to Pa. R.C.P. 237 (notice of praecipe for final judgment or decree), I certify that a copy of this praecipe has been mailed to each other party who has appeared in the action or to his/her Attorney of record.

Pursuant to Pa. R.C.P. 237.1, I certify that written notice of the intention to file this praecipe was mailed or delivered to the party against whom judgment is to be entered and to his/her Attorney of Record, if any, after the default occurred and at least ten days prior to the date of filing of this praecipe and a copy of the notice is attached.

DATE: 3/19/07

Signature: Lucas J. Repka  
Print Name: LUCAS J. REPKA, ESQUIRE  
Attorney for: Plaintiff  
Address: P.O. Box 4060  
Allentown, PA 18105-4060  
Telephone: (610) 820-5450  
Supreme Court ID No: 93509

NOW, March 20, 2007, JUDGMENT IS ENTERED AS ABOVE.

ANDREA E. NAUGLE  
Prothonotary/Clerk, Civil Division

by: is

Deputy

I, Andrea E. Naugle, Clerk of Courts of the Court of Common  
Pleas of Lehigh County, Allentown, PA do certify that this is a  
true and correct copy of the original record filed in said Court.

**Andrea E. Naugle, Clerk of Courts**

6-7-07 Andrea E. Naugle  
Date Deputy

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

CENCO GRINDING CORPORATION, )  
Plaintiff ) NO. 2007-C-77  
V. )  
J & D INDUSTRIAL SUPPLY, INC. and )  
PAUL HORCHEN, )  
Defendants )

TO: PAUL HORCHEN  
130 EAST LONG AVENUE  
DUBOIS, PA 15801

DATE OF NOTICE: March 1, 2007

**IMPORTANT NOTICE**

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

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. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE AN 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 OR NO FEE.

LEHIGH COUNTY BAR ASSOCIATION  
LEGAL REFERRAL SERVICE  
1114 WALNUT STREET  
ALLENTOWN, PA 18102  
(610) 433-7094

*Lucas J. Repka*  
\_\_\_\_\_  
LUCAS J. REPKA, ESQUIRE  
Attorney for Plaintiff  
I.D. # 93509

ADDRESS CERTIFICATION

I hereby certify that the precise address of the Plaintiff is 411 Business Park Lane, Allentown, PA 18109. The precise address of the Defendant is 130 East Long Avenue, Dubois, PA 15801.

GROSS, MCGINLEY, LABARRE & EATON, LLP

BY: Lucas J. Repka

LUCAS J. REPKA, ESQUIRE  
Attorney for Plaintiff

33 South 7th Street  
P.O. Box 4060  
Allentown, PA 18105-4060  
(610) 820-5450  
I.D. #93509

IN THE COURT OF COMMON PLEAS OF LEHIGH COUNTY, PENNSYLVANIA - CIVIL DIVISION

**CASE SUMMARY**

**CASE NO. 2007-C-0077**

**Cenco Grinding Corporation**  
VS  
**J & D Industrial Supply Inc, Paul Horchen**

§ Location: Civil  
§ Judicial Officer: **McGinley, Carol K.**  
§ Filed on: **01/09/2007**

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**CASE INFORMATION**

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**Statistical Closures**

04/16/2007 Judgment Entered Prior to Listing

Case Type: **Civil Action**  
Sub Type: **Civil Action Complaint**

Case Flags: **Arbitration**

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**PARTY INFORMATION**

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<b>Plaintiff</b>	<b>Cenco Grinding Corporation</b> 411 Business Park Lane Allentown, PA 18109	<i>Attorneys</i> <b>Gross, Malcolm J</b> 610-820-5450
<b>Defendant</b>	<b>Horchen, Paul</b> 130 E Long Ave DuBois, PA 15801	
	<b>J &amp; D Industrial Supply Inc</b> 130 E Long Ave DuBois, PA 15801	

DATE	EVENTS & ORDERS OF THE COURT	INDEX
03/20/2007 1:30 PM	<b>DISPOSITIONS</b> <b>JUDGMENT</b> Status: Active, Debtor: Paul Horchen, Creditor: Cenco Grinding Corporation, Amount: \$15,880.52	
04/16/2007 3:45 PM	<b>JUDGMENT</b> Status: Active, Debtor: J & D Industrial Supply Inc, Creditor: Cenco Grinding Corporation, Amount: \$16,001.52	
01/09/2007	<b>EVENTS</b> Complaint and Notice to Defend <i>Damages prayed in counts I-III in an amt of \$15,864.52 plus interests, costs &amp; reasonable atty's fees.</i>	
01/24/2007	Arbitration Discovery Order: <i>Discovery to be completed by 7/8/07. By the Court: /S/ C K McGinley, J. Copies mld 1/23/07 dktd 1/24/07.</i>	
02/07/2007	Sheriff's Return	
02/15/2007	Prae to Reinstate Complaint. Complaint Re-instated	
03/20/2007	Prae to enter Jdgt against <i>dft Paul Horchen only for failure to respond. Jdgt entered in the amount of \$15,880.52. Important notice, address certification attached. Notice mld 3/20/07. Filed @ 1:30 pm.</i>	
04/16/2007	Prae to enter Jdgt against	

## IN THE COURT OF COMMON PLEAS OF LEHIGH COUNTY, PENNSYLVANIA - CIVIL DIVISION

## CASE SUMMARY

CASE NO. 2007-C-0077

*dft J & D Industrial Supply Inc for failure to respond. Jdgtr entered in the amount of \$16,001.52. Important notice, address certification, exhibits attached. Notice mld 4/16/07. Filed @ 3:45 pm.*

05/01/2007	Sheriff's Return
06/07/2007	Certification of Judgment <i>to Clearfield County, PA Exit. (2 judgments)</i>

DATE	FINANCIAL INFORMATION		
	<b>Plaintiff</b>	Cenco Grinding Corporation	
	Total Charges		153.00
	Total Payments and Credits		153.00
	<b>Balance Due as of 6/7/2007</b>		<b>0.00</b>
01/09/2007	Charge	Plaintiff Cenco Grinding Corporation	121.00
01/09/2007	Payment	Plaintiff Cenco Grinding Corporation	(121.00)
03/20/2007	Charge	Plaintiff Cenco Grinding Corporation	16.00
03/20/2007	Counter Payment	Plaintiff Cenco Grinding Corporation	(16.00)
04/16/2007	Charge	Plaintiff Cenco Grinding Corporation	16.00
04/16/2007	Payment	Plaintiff Cenco Grinding Corporation	(16.00)

I, Andrea E. Naugle, Clerk of Courts of the Court of Common Pleas of Lehigh County, Allentown, PA do certify that this is a true and correct copy of the original record filed in said Court.  
Andrea E. Naugle, Clerk of Courts

6-7-07 Cynthia L Budraitis  
Date Deputy

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

CENCO GRINDING CORPORATION, :  
Plaintiff(s) : LEHIGH COUNTY NO: 2007-C-77  
vs. : CLEARFIELD COUNTY NO.: 2007- 962-cv  
: \_\_\_\_\_  
J & D INDUSTRIAL SUPPLY, INC. :  
AND PAUL HORCHEN, : **NOTICE OF FILING JUDGMENT**  
Defendant(s) :  
\_\_\_\_\_

( X ) Notice is hereby given that a DEFAULT JUDGMENT in the above-captioned matter has been entered against you, PAUL HORCHEN, in the amount of \$15,880.52 on June 18, 2007

( X ) A copy of all documents filed with the Prothonotary in support of the within judgment is/are enclosed.

WILLIAM A. SHAW,  
Prothonotary/Clerk, Civil Division

BY: 

If you have any questions regarding this **NOTICE**, please contact the filing party:

Name: LUCAS J. REPKA, ESQUIRE  
GROSS, McGINLEY, LaBARRE & EATON, LLP  
33 South Seventh Street  
P.O. Box 4060  
Allentown, PA 18105-4060  
(610) 820-5450  
(610) 820-6006 fax  
I.D. # 93509

(This Notice is given in accordance with Pa. R.C.P. 236)

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

CENCO GRINDING CORPORATION, :  
Plaintiff(s) : LEHIGH COUNTY NO: 2007-C-77  
vs. : CLEARFIELD COUNTY NO: 2007-962-C0  
J & D INDUSTRIAL SUPPLY, INC. :  
AND PAUL HORCHEN, :  
Defendant(s) : Amount Due: \_\_\_\_\_  
: Interest: \_\_\_\_\_  
: Atty's Comm. \_\_\_\_\_  
: Costs: \_\_\_\_\_

FILED

JUN 18 2007

W/3:00/1  
William A. Shaw

Cent to Batty &

Cent to Shaffer

w/6 wms

TO THE PROTHONOTARY-CIVIL DIVISION:

Prothonotary costs

46.00 Prothonotary/Clerk of Courts

The undersigned hereby certifies that the below does not arise out of a retail  
installment sale, contract, or account based on a confession of judgment, but if it does, it is based  
on the appropriate original proceeding filed pursuant to Act 7 of 1966 as amended; and for real  
property pursuant to Act 6 of 1974 as amended.

PRAECIPE FOR EXECUTION

Issue writ of execution in the above matter to the Sheriff of Clearfield County, for  
debt, interest and costs upon the following described property of the defendant(s): Any and all  
personal property of the Defendant, Paul Horchen, located at 130 East Long Avenue, Dubois,  
PA 15801.

PRAECIPE FOR ATTACHMENT EXECUTION

Issue writ of attachment to the Sheriff of \_\_\_\_\_ County, for debt, interest and  
costs, as above, directing attachment against the above-named garnishee(s) for the following  
property (if real estate, supply six copies of the description; supply four copies of lengthy  
personalty list):

and all other property of the defendant(s) in the possession, custody or control of the said  
garnishee(s).

\_\_\_\_ (Indicate) Index this writ against the garnishee(s) as a lis pendens against real estate of the  
defendant(s) described in the attached exhibit.

DATE: 6/15/07

GROSS, McGINLEY, LaBARRE & EATON, LLP

BY: Lucas J. Repka  
LUCAS J. REPKA, ESQUIRE - I.D. # 93509  
Attorney for Plaintiff  
33 South 7th Street, P.O. Box 4060  
Allentown, PA 18105-4060  
(610) 820-5450 / Fax (610) 820-6006

**WAIVER OF WATCHMAN/WAIVER OF INSURANCE** - Any Deputy Sheriff levying upon or attaching any property under which writ may leave same without a watchman, in custody of whoever is found in possession, after notifying such person of such levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof; and the Sheriff is hereby released from all liability to protect the property described in the above execution by insurance, which insurance is hereby waived.

*Lucas J. Repka*  
\_\_\_\_\_  
Attorney for Plaintiff  
LUCAS J. REPKA, ESQUIRE  
I.D. #93509

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

CENCO GRINDING CORPORATION,	:	
	)	LEHIGH COUNTY NO: 2007-C-77
Plaintiff(s)	:	
vs.	)	CLEARFIELD COUNTY NO.: _____
	:	
J & D INDUSTRIAL SUPPLY, INC.	)	
AND PAUL HORCHEN,	:	
Defendant(s)	)	Amount Due: <u>\$15,880.52</u>
	)	Interest: _____
	:	Atty's Comm. _____
	)	Costs: _____ \$ 20.00

**WRIT OF EXECUTION NOTICE**

This paper is a Writ of Execution. It has been issued because there is a Judgment against you. It may cause your property to be held or taken to pay the Judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

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

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

DAVID S. MEHOLICK  
COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641 EXT. 5982

**MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW**

1. \$300 STATUTORY EXEMPTION.
2. BIBLES, SCHOOL BOOKS, SEWING MACHINES, UNIFORMS AND EQUIPMENT.
3. MOST WAGES AND UNEMPLOYMENT COMPENSATION.
4. SOCIAL SECURITY BENEFITS.
5. CERTAIN RETIREMENT FUNDS AND ACCOUNTS.
6. CERTAIN VETERAN AND ARMED FORCES BENEFITS.
7. CERTAIN INSURANCE PROCEEDS.
8. SUCH OTHER EXEMPTIONS AS MAY BE PROVIDED BY LAW.

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

CENCO GRINDING CORPORATION, :  
Plaintiff(s) : LEHIGH COUNTY NO: 2007-C-77  
vs. : CLEARFIELD COUNTY NO.:  
: \_\_\_\_\_  
J & D INDUSTRIAL SUPPLY, INC. )  
AND PAUL HORCHEN, :  
Defendant(s) ) Amount Due: \$15,880.52  
: Interest: \_\_\_\_\_  
: Atty's Comm. \_\_\_\_\_  
: Costs: \$ 20.00

**CLAIM FOR EXEMPTION**

TO THE SHERIFF:

I, \_\_\_\_\_, the above-named Defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon.

(a) I desire that my \$300 statutory exemption be:  
(i) set aside in kind (specify property to be set aside in kind);  
(ii) paid in cash following the sale of the property levied upon;  
or  
(b) I claim the following exemption (specify property):

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300 statutory exemption: \_\_\_\_\_ in cash; \_\_\_\_\_ in kind (specify property);  
(b) Social Security benefits on deposit in the amount of \$ \_\_\_\_\_;  
(c) Other (specify amount and basis of exemption):

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to me at:

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(Telephone No.)

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities:

Date: \_\_\_\_\_

\_\_\_\_\_  
(Defendant)

**THIS CLAIM TO BE FILED WITH THE OFFICE OF THE SHERIFF OF CLEARFIELD  
COUNTY, CLEARFIELD COUNTY COURTHOUSE, 230 EAST MARKET STREET,  
CLEARFIELD, PA 16830 / PHONE: (814) 765-2641, EXT. 5986.**

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

CENCO GRINDING CORPORATION, :  
Plaintiff(s) : LEHIGH COUNTY NO: 2007-C-77  
vs. : CLEARFIELD COUNTY NO.:  
J & D INDUSTRIAL SUPPLY, INC. :  
AND PAUL HORCHEN, :  
Defendant(s) : Amount Due: \$15,880.52  
: Interest: \_\_\_\_\_  
: Atty's Comm. \_\_\_\_\_  
: Costs: \$ 20.00

WRIT OF EXECUTION

COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD :

To the Sheriff of CLEARFIELD County, Pennsylvania:

To satisfy the judgment, interest and costs against Defendant, PAUL HORCHEN,

(1) You are directed to levy upon the property of the Defendant and to sell his interest therein: Any and all personal property of the Defendant, Paul Horchen located at 130 East Long Avenue, Dubois, PA 15801 (Inquisition and exemption laws waived and condemnation agreed to)

(2) You are also directed to attach the property of the defendant not levied upon in the possession of \_\_\_\_\_, as garnishee.

and to notify the garnishee that

(A) An attachment has been issued:

(B) The garnishee is enjoined from paying any debt to or for the account of the Defendants and from delivering any property of the Defendants or otherwise disposing thereof.

3. If property of the Defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount Due \$15,880.52  
Interest From \$  
Costs to be added \$ 20.00

Plaintiff Paid \$  
Defendant Paid \$  
Due Proth/Clerk \$  
Other Costs \$

Date: \_\_\_\_\_

LUCAS J. REPKA, ESQUIRE  
Attorney I.D. # 93509  
Attorney for Plaintiff  
(610) 820-5450

Prothonotary costs 40.00

WILLIAM A. SHAW  
PROTHONOTARY  
By: W. A. Shaw  
DEPUTY

If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

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

CENCO GRINDING CORPORATION, :  
Plaintiff(s) : LEHIGH COUNTY NO: 2007-C-77  
vs. : CLEARFIELD COUNTY NO.:  
J & D INDUSTRIAL SUPPLY, INC. :  
AND PAUL HORCHEN, :  
Defendant(s) : Amount Due: \$15,880.52  
: Interest: \_\_\_\_\_  
: Atty's Comm. \_\_\_\_\_  
: Costs: \$ 20.00

WRIT OF EXECUTION

COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD :  
:

To the Sheriff of CLEARFIELD County, Pennsylvania:

To satisfy the judgment, interest and costs against Defendant, PAUL HORCHEN,

(1) You are directed to levy upon the property of the Defendant and to sell his interest therein: Any and all personal property of the Defendant, Paul Horchen located at 130 East Long Avenue, Dubois, PA 15801 (Inquisition and exemption laws waived and condemnation agreed to)

(2) You are also directed to attach the property of the defendant not levied upon in the possession of \_\_\_\_\_, as garnishee.

and to notify the garnishee that

(A) An attachment has been issued:

(B) The garnishee is enjoined from paying any debt to or for the account of the Defendants and from delivering any property of the Defendants or otherwise disposing thereof.

3. If property of the Defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount Due                    \$15,880.52  
Interest From                \$  
Costs to be added            \$ 20.00

Plaintiff Paid                \$  
Defendant Paid              \$  
Due Proth/Clerk             \$  
Other Costs                   \$

Prothonotary costs *40.00*

Date: 6-18-07

LUCAS J. REPKA, ESQUIRE  
Attorney I.D. # 93509  
Attorney for Plaintiff  
(610) 820-5450

WILLIAM A. SHAW  
PROTHONOTARY  
By: *W. A. Shaw*  
DEPUTY

If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20615  
NO: 07-962-CD

PLAINTIFF: CENCO GRINDING CORPORATION

vs.

DEFENDANT: J & D INDUSTRIAL SUPPLY, INC. AND PAUL HORCHEN

Execution PERSONAL PROPERTY

**SHERIFF RETURN**

DATE RECEIVED WRIT: 6/19/2007

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 2/21/2008

**FILED**  
09/02/07  
FEB 21 2008  
S

William A. Shaw  
Prothonotary/Clerk of Courts

**DETAILS**

8/1/2007 @ 2:30 PM SERVED J & D INDUSTRIAL SUPPLY, INC.

SERVED J&D INDUSTRIAL SUPPLY, INC., DEFENDANT, BY HANDING TO PAUL HORCHEN, PRESIDENT-OWNER OF J&D INDUSTRIAL SUPPLY, INC. AT HIS RESIDENCE 130 EAST LONG AVENUE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

8/1/2007 @ 2:30 PM SERVED PAUL HORCHEN

SERVED PAUL HORCHEN, DEFENDANT, AT HIS RESIDENCE 130 EAST LONG AVENUE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO PAUL HORCHEN

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND BY MAKING KNOWN TO HIM THE CONTENTS THEREOF.

@ SERVED

NOW, AUGUST 21, 2007 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO WITHDRAW THE WRIT OF EXECUTION; DUE TO THE RESULT OF THE PARTIES' AMICABLE SETTLEMENT OF THE DEBT.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20615  
NO: 07-962-CD

PLAINTIFF: CENCO GRINDING CORPORATION

vs.

DEFENDANT: J & D INDUSTRIAL SUPPLY, INC. AND PAUL HORCHEN

Execution PERSONAL PROPERTY

**SHERIFF RETURN**

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SHERIFF HAWKINS \$79.44

SURCHARGE \$40.00 PAID BY ATTORNEY

So Answers,

*Chester Hawkins*  
*By: Cynthia Butler Aphend*  
Chester A. Hawkins  
Sheriff

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

CENCO GRINDING CORPORATION, :  
Plaintiff(s) : LEHIGH COUNTY NO: 2007-C-77  
vs. : 2007-962-CV  
CLEARFIELD COUNTY NO.:  
J & D INDUSTRIAL SUPPLY, INC. :  
AND PAUL HORCHEN, :  
Defendant(s) : Amount Due: \$15,880.52  
: Interest: \_\_\_\_\_  
: Atty's Comm. \_\_\_\_\_  
: Costs: \$ 20.00

WRIT OF EXECUTION

COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD :  
:

To the Sheriff of CLEARFIELD County, Pennsylvania:

To satisfy the judgment, interest and costs against Defendant, PAUL HORCHEN,

(1) You are directed to levy upon the property of the Defendant and to sell his interest therein: Any and all personal property of the Defendant, Paul Horchen located at 130 East Long Avenue, Dubois, PA 15801 (Inquisition and exemption laws waived and condemnation agreed to)

(2) You are also directed to attach the property of the defendant not levied upon in the possession of \_\_\_\_\_, as garnishee.

and to notify the garnishee that

(A) An attachment has been issued:

(B) The garnishee is enjoined from paying any debt to or for the account of the Defendants and from delivering any property of the Defendants or otherwise disposing thereof.

3. If property of the Defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee, you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount Due \$15,880.52  
Interest From \$  
Costs to be added \$ 20.00

Plaintiff Paid \$  
Defendant Paid \$  
Due Proth/Clerk \$  
Other Costs \$

Date: 6-18-07

Prothonotary costs 40.00

LUCAS J. REPKA, ESQUIRE  
Attorney I.D. # 93509  
Attorney for Plaintiff  
(610) 820-5450

Received June 19, 2007 @ 3:00 P.M.

Gretchen A. Haenius

By: William A. Shaw  
DEPUTY  
Cynthia Butler-Coughenour

If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

**PERSONAL PROPERTY SALE  
SCHEDULE OF DISTRIBUTION**

NAME J & D INDUSTRIAL SUPPLY, INC.

NO. 07-962-CD

NOW, February 21, 2008, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of J & D Industrial Supply, Inc. And Paul Horchen to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

**SHERIFF COSTS:**

RDR	9.00
SERVICE	9.00
MILEAGE	18.43
LEVY	
MILEAGE	
POSTING	
HANDBILLS	
COMMISSION	0.00
POSTAGE	0.58
HANDBILLS	
DISTRIBUTION	
ADVERTISING	
ADD'L SERVICE	9.00
ADD'L POSTING	
ADD'L MILEAGE	18.43
ADD'L LEVY	
BID/ SETTLEMENT AMOUNT	
RETURNS/DEPUTIZE	
COPIES	10.00
BILLING/PHONE/FAX	5.00
CONTINUED SALES	
MISCELLANEOUS	
<b>TOTAL SHERIFF COSTS</b>	<b>\$79.44</b>

**PLAINTIFF COSTS, DEBT AND INTEREST:**

DEBT-AMOUNT DUE	15,880.52
INTEREST @ %	0.00
FROM TO	
PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	20.00
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	40.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	
<b>TOTAL DEBT AND INTEREST</b>	<b>\$16,059.96</b>
<b>COSTS:</b>	
ADVERTISING	0.00
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	
ACKNOWLEDGEMENT	
SHERIFF COSTS	79.44
LEGAL JOURNAL COSTS	0.00
PROTHONOTARY	40.00
MORTGAGE SEARCH	
MUNICIPAL LIEN	
<b>TOTAL COSTS</b>	<b>\$119.44</b>
<b>TOTAL COSTS</b>	<b>\$16,059.96</b>

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff

## GROSS, MCGINLEY, LABARRE &amp; EATON, LLP

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OF COUNSEL  
DAVID C. KEEHN  
MICHAEL J. PIOSA

"Also admitted in NY

EASTON OFFICE:  
717 WASHINGTON ST  
EASTON PA 18042  
(610) 258-1506

August 21, 2007

VIA TELEFAX (814) 765-5915/ MAIL

Chester A. Hawkins  
Sheriff  
Clearfield County Courthouse  
230 East Market Street  
Clearfield, PA 16830

RE: Cenco Grinding Corporation v. J & D Industrial Supply, Inc. and Paul Horchen (Clearfield County No. 2007-962-CD)

Dear Sheriff Hawkins:

Please accept this letter as my formal request to withdraw my Writ of Execution to levy personal property at the premises located at 130 East Long Avenue, Dubois, PA 15801. Please note, the Writ was filed on or about June 18, 2007. This request is a result of the parties' amicable settlement of the relevant debt.

If you have any questions or concerns, please contact my office at your earliest convenience.

Very truly yours,



LUCAS J. REPKA

LJR:eab

cc. Steven Zimmerman, Cenco Grinding Corp.

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

CENCO GRINDING CORPORATION, )  
Plaintiff )  
V. )  
J & D INDUSTRIAL SUPPLY, INC. and )  
PAUL HORCHEN, )  
Defendants )

No. 2007-962-CD

FILED

APR 01 2013

William A. Shaw  
Prothonotary/Clerk of Courts

**PRAECIPE AND POWER OF ATTORNEY FOR SATISFACTION AND/OR TERMINATION**

To The Clerk of Judicial Records – Civil Division:

You are hereby authorized, empowered, and directed to enter, as indicated, the following on the records thereof:

A. 1.  The within suit is Settled, Discontinued, Ended and costs paid.  
2.  The within suit is Settled, Discontinued, Ended with Prejudice and costs paid.  
3.  The within suit is Settled, Discontinued, Ended without Prejudice and costs paid.

\* \* \* \* \*

B. 1.  Satisfaction of the Award in the within suit is acknowledged.  
2.  Satisfaction of Judgment, with interest and costs, in the within matter is acknowledged

\* \* \* \* \*

C.  Other:

Date: 3/15/13

  
Signature of authorizing party

**COST PAYMENT VERIFICATION**

I UNDERSTAND THAT THE ABOVE ACTION CANNOT BE FILED AND DOCKETED  
UNTIL ALL COSTS HAVE BEEN PAID, INCLUDING SHERIFF'S COSTS; AND HEREBY  
VERIFY THAT ALL COSTS HAVE BEEN PAID. I UNDERSTAND THAT FALSE  
STATEMENTS HEREIN ARE MADE SUBJECT TO THE PENALTIES OF 18 PA. C.S. §4904  
RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES.

Witness (if signer is other than a registered Attorney)

SAMUEL E. COHEN, ESQUIRE

Attorney or Notary