

07-1308-CD
Joseph Holes vs John Natalie

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

FILED ^{pd \$85.00}
9/3/15 ^{Copy to}
AUG 13 2007 ^{MDT}
^{Ireland}
^{deft}
William A. Shaw
Prothonotary/Clerk of Courts

Joseph Holes

(Plaintiff)

1628 Birch Ct

(Street Address)

State College PA 16801

(City, State ZIP)

CIVIL ACTION

No. 07-1308-CD

Type of Case: Civil

Type of Pleading: _____

vs.

John Natalie

(Defendant)

Filed on Behalf of:

Joseph Holes

(Plaintiff/Defendant)

1920 Henderson St

(Street Address)

Houtzdale PA 16651

(City, State ZIP)

Joseph Holes

(Filed by)

1628 Birch Ct

(Address)

(814) 238-0180

(Phone)

Joseph Holes

(Signature)

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

Judicial District, County Of Clearfield46th

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 07-1308-CD

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case referenced below.

NAME OF APPELLANT <u>Joseph Holes</u>		MAG. DIST. NO. <u>46-3-04</u>	NAME OF D.J. <u>Richard Ireland</u>	
ADDRESS OF APPELLANT <u>1628 Birch ct</u>		CITY <u>State College</u>	STATE <u>PA</u>	ZIP CODE <u>16801</u>
DATE OF JUDGMENT <u>CV-0000068-07</u>	IN THE CASE OF (Plaintiff) <u>Joseph Holes</u>		(Defendant) <u>John Natalie</u>	
DOCKET No. <u>7/13/07</u>	SIGNATURE OF APPELLANT OR ATTORNEY OR AGENT <u>Joseph Holes</u>			
This block will be signed ONLY when this notation is required under Pa. R.C.P.D.J. No. 1008B. This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.		If appellant was Claimant (see Pa. R.C.P.D.J. No. 1001(6) in action before a District Justice, A COMPLAINT MUST BE FILED within twenty (20) days after filing the NOTICE of APPEAL.		
_____ Signature of Prothonotary or Deputy		William A. Shaw Prothonotary/Clerk of Courts		

FILED

AUG 13 2007

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa.R.C.P.D.J. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee.

PRAECIPE: To Prothonotary

Enter rule upon _____ appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. _____) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Signature of appellant or attorney or agent

RULE: To _____, appellee(s)

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS MAY BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of the mailing.

Date: _____, 20

Signature of Prothonotary or Deputy

YOU MUST INCLUDE A COPY OF THE NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH THIS NOTICE OF APPEAL.

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing of the notice of appeal. Check applicable boxes.)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____ ; ss

AFFIDAVIT: I hereby (swear) (affirm) that I served

☐ a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on
(date of service) _____, 20____, ☐ by personal service ☐ by (certified) (registered) mail,
sender's receipt attached hereto, and upon the appellee, (name) _____, on
_____, 20____ ☐ by personal service ☐ by (certified) (registered) mail,
sender's receipt attached hereto.

(SWORN) (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS _____ DAY OF _____, 20____

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 20____.

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

Judicial District, County Of Clearfield

46th

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

072-1308-601

pd. 885.00

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case referenced below.

NAME OF APPELLANT Joseph Holes	MAG. DIST. NO. 46-3-04	NAME OF D.J. Richard Ireland
ADDRESS OF APPELLANT 1628 Birch ct	CITY State College	STATE PA
DATE OF JUDGMENT CV-0000068-07	IN THE CASE OF (Plaintiff) Joseph Holes	ZIP CODE 16801
DOCKET No. 7/13/07	SIGNATURE OF APPELLANT OR ATTORNEY OR AGENT Joseph Holes	
vs		(Defendant) John Natalie

This block will be signed ONLY when this notation is required under Pa. R.C.P.D.J. No. 1008B.
This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

If appellant was Claimant (see Pa. R.C.P.D.J. No. 1001(6) in action before a District Justice, A COMPLAINT MUST BE FILED within twenty (20) days after filing the NOTICE of APPEAL.

Signature of Prothonotary or Deputy

PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.D.J. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee.

PRAECIPE: To Prothonotary

Enter rule upon _____ appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. _____) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Signature of appellant or attorney or agent

RULE: To _____, appellee(s)

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS MAY BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of the mailing.

Date: _____, 20

Signature of Prothonotary or Deputy

YOU MUST INCLUDE A COPY OF THE NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH THIS NOTICE OF APPEAL.

PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing of the notice of appeal. Check applicable boxes.)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____; ss

AFFIDAVIT: I hereby (swear) (affirm) that I served

☐ a copy of the Notice of Appeal, Common Pleas No. _____, upon the District Justice designated therein on
(date of service) _____, 20____, ☐ by personal service ☐ by (certified) (registered) mail,
sender's receipt attached hereto, and upon the appellee, (name) _____, on
_____, 20____ ☐ by personal service ☐ by (certified) (registered) mail,
sender's receipt attached hereto.

(SWORN) (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS _____ DAY OF _____, 20____.

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 20____.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

Mag. Dist. No.: **46-3-04**
MDJ Name: Hon.
JAMES L. HAWKINS
Address: **251 SPRING ST**
PO BOX 362
HOUTZDALE, PA
Telephone: **(814) 378-7160** **16651-0362**

PLAINTIFF: NAME and ADDRESS
HOLES, JOSEPH
1628 BIRCH CT
STATE COLLEGE, PA 16801

VS.
DEFENDANT: NAME and ADDRESS
NATALIE, JOHN
1920 HENDERSON ST
HOUTZDALE, PA 16651

JOSEPH HOLES
1628 BIRCH CT
STATE COLLEGE, PA 16801

Docket No.: **CV-0000068-07**
Date Filed: **6/07/07**



THIS IS TO NOTIFY YOU THAT:

Judgment: **FOR PLAINTIFF** (Date of Judgment) **7/13/07**

☒ Judgment was entered for: (Name) **HOLES, JOSEPH**

☒ Judgment was entered against: (Name) **NATALIE, JOHN**
in the amount of \$ **227.50**

☐ Defendants are jointly and severally liable.

☐ Damages will be assessed on Date & Time _____

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127
\$ _____

☐ Portion of Judgment for physical damages arising out of
residential lease \$ _____

Amount of Judgment	\$ 150.00
Judgment Costs	\$ 77.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 227.50
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR MAGISTERIAL DISTRICT JUDGES, IF THE JUDGEMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE MAGISTERIAL DISTRICT JUDGE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

7/13/07 Date *Richard A. Ireland*, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.
7-31-07 Date *Richard A. Ireland*, Magisterial District Judge

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

SEAL

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

Joseph Holes
(Plaintiff)

CIVIL ACTION

1628 Birch Ct
(Street Address)

No. 07-1308-CD

State College PA 16801
(City, State ZIP)

Type of Case: Civil

Type of Pleading: Statement

VS.

Filed on Behalf of:

John Natalie
(Defendant)

(Plaintiff/Defendant)

1920 Henderson st
(Street Address)

Houtzdale PA 16651
(City, State ZIP)

FILED NOCC.

9/3/15
AUG 13 2007

William A. Shaw
Prothonotary/Clerk of Courts

Joseph Holes
(Filed by)

1628 Birch Ct
(Address)

(814) 238-0180
(Phone)

Joseph Holes
(Signature)

To whom this may concern,

On or about August 15Th 2006 I received a phone call from Micheal Gee a friend of mine telling me about 2 of my vehicles being towed away from the property belonging to Micheal Gee which I was granted by him to park on. The 2 vehicle belonging to me had been parked there for about 10 months prior to this incident. My father Arnold Holes had 3 of his vehicles removed from the same property during the same time period as my 2 vehicles. I was told that a phone call had been placed to a Mr. Natalie of Natalie's Auto Recycling by a Mr. Jason Johnson a land lord of a bordering property owner from which the vehicles were parked. My father, and I were told by the punxatawny police department that this case was not a criminal one, but a civil matter. I personally called Mr. Natalie about the these vehicles being removed to see if in fact he was the responsible party on or about the 18Th, and the 20Th of August, and both times I only received an answering machine to which I left messages about my concerns. I never received a single reply from about this matter! My father, and I went to court to sue Mr. Jason Johnson for having these vehicles removed without permission. We were told that Mr. Jason Johnson was not the responsible party to seek compensation from. That same day My father, and I went to see Mr. Natalie about this matter, and met his wife, and talked to her in person to find out that she had no recollection of this matter, but that she would call her husband John Natalie about this. I spoke to him on the phone for the first time in regards to this, and at first he denied towing these vehicles, so I then told him that I was told by Mr. Johnson that he was the one that was contacted to pick these cars up. He then remembered about these vehicles. I asked him why he picked these vehicle up without permission or without the titles, and asked him who he thought the vehicles belonged to, he didn't know. I asked him if he received any phone messages from me in regards to this matter, and he said no. I told him that he didn't have any right to do what he did, and that it was illegal. I then asked him where my cars were, and he said that they had been crushed. My father, and I took Mr. Natalie to court to seek compensation for the property, and was awarded judgment. The amount I was seeking was \$1400.00 plus court cost, and tools that I had in the trunk of one of my vehicles. I was awarded a little over \$200.00 for compensation. This amount I find to be quite unfair for my property seeing that I had many valuable parts, and tools that exceeded well over the amount granted to me! The figures that I obtained for the value of my vehicle came from Kelly blue book. I think that the amount I was suing for was a fair one! I hope to be compensated fairly for my losses. Thank you!

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

Mag. Dist. No.: **46-3-04**
MDJ Name: Hon.
JAMES L. HAWKINS
Address: **251 SPRING ST**
PO BOX 362
HOUTZDALE, PA
Telephone: **(814) 378-7160** **16651-0362**

PLAINTIFF: NAME and ADDRESS
HOLES, JOSEPH
1628 BIRCH CT
STATE COLLEGE, PA 16801

VS.
DEFENDANT: NAME and ADDRESS
NATALIE, JOHN
1920 HENDERSON ST
HOUTZDALE, PA 16651

JAMES L. HAWKINS
251 SPRING ST
PO BOX 362
HOUTZDALE, PA 16651-0362

Docket No.: **CV-0000068-07**
Date Filed: **6/07/07**



THIS IS TO NOTIFY YOU THAT:

Judgment: **FOR PLAINTIFF** (Date of Judgment) **7/13/07**

☒ Judgment was entered for: (Name) **HOLES, JOSEPH**

☒ Judgment was entered against: (Name) **NATALIE, JOHN**
in the amount of \$ **227.50**

☐ Defendants are jointly and severally liable.

☐ Damages will be assessed on Date & Time _____

☐ This case dismissed without prejudice.

☐ Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127
\$ _____

☐ Portion of Judgment for physical damages arising out of
residential lease \$ _____

Amount of Judgment	\$ 150.00
Judgment Costs	\$ 77.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 227.50
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

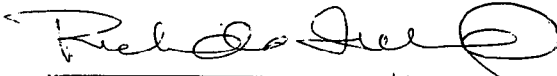
ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

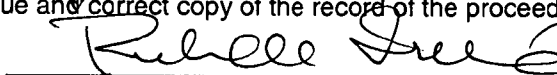
EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR MAGISTERIAL DISTRICT JUDGES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE MAGISTERIAL DISTRICT JUDGE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

FILED

AUG 23 2007

7-13-07 Date  , Magisterial District Judge
William A. Shaw
Prothonotary/Clerk of Courts

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.
8-22-07 Date  , Magisterial District Judge

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

SEAL

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

CIVIL COMPLAINT

Mag. Dist. No.: **46-3-04**

MDJ Name: Hon.
JAMES L. HAWKINS
Address: **251 SPRING ST**
PO BOX 362
HOUTZDALE, PA 16651-0362
Telephone: **(814) 378-7160**

PLAINTIFF: **Joseph Holes** NAME and ADDRESS
1628 Birch Ct
State College PA 16801
L (814) 238-0180

VS.
DEFENDANT: **John Natalie** NAME and ADDRESS
RR1 Box 538
Houtzdale P.A. 16651
L 378-6021

	AMOUNT	DATE PAID
FILING COSTS	\$ <u>77.50</u>	<u>6/7/07</u>
POSTAGE	\$ _____	<u> / / </u>
SERVICE COSTS	\$ _____	<u> / / </u>
CONSTABLE ED.	\$ _____	<u> / / </u>
 TOTAL	 \$ <u>77.50</u>	 <u> / / </u>

Docket No.: **CV-68-07**
Date Filed: **6-7-07**



Pa.R.C.P.D.J. No. 206 sets forth those costs recoverable by the prevailing party.

TO THE DEFENDANT: The above named plaintiff(s) asks judgment against you for \$ 1552.50 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

I am suing John Natalie for 2 vehicles that he unlawfully picked up and crushed without the title's or my permission.

I, Joseph Holes verify that the facts set forth in this complaint are true and correct to the best of my knowledge, information, and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C.S. § 4904) related to unsworn falsification to authorities.

Joseph Holes
(Signature of Plaintiff or Authorized Agent)

Plaintiff's Attorney: _____ Address: _____
Telephone: _____

IF YOU INTEND TO ENTER A DEFENSE TO THIS COMPLAINT, YOU SHOULD NOTIFY THIS OFFICE IMMEDIATELY AT THE ABOVE TELEPHONE NUMBER. YOU MUST APPEAR AT THE HEARING AND PRESENT YOUR DEFENSE. UNLESS YOU DO, JUDGMENT MAY BE ENTERED AGAINST YOU BY DEFAULT.

If you have a claim against the plaintiff which is within magisterial district judge jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five days before the date set for the hearing.

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

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

JOSEPH HOLES
Plaintiff

vs.

JOHN NATALIE
Defendant

* NO. 2007-1308-CD
*
*
*
*
*

ORDER

NOW, this 24th day of June, 2013, upon the Court's review of the docket and noting no activity for a period of over five years, it is the ORDER of this Court that the case be moved to inactive status. The Prothonotary shall code the case in Full Court as Z-INACTA.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

1cc Piff
01 8:30am 1cc doctt
5 06 2013
GL

ST. 2. 1. 1928
C. H. A. Smith
Community Unit of Church

Pitt
1628 Birch Ct
State College 1681

Left
1920 Henderson St
Houtzdale 16651