

07-1322-CD  
Forsyth Drilling vs Bituminous Cas

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

FORSYTH DRILLING, INC.,

CIVIL DIVISION

Plaintiff,

CASE NO.

v.

CODE: 07-1322-CD

BITUMINOUS CASUALTY CORPORATION  
and MATSON INSURANCE AGENCY,

TYPE OF PLEADING: PRAECIPE FOR  
WRIT OF SUMMONS

Defendants.

Filed on Behalf of Plaintiff  
FORSYTH DRILLING, INC.

COUNSEL OF RECORD FOR THIS  
PARTY:

STRASSBURGER McKENNA GUTNICK &  
POTTER, P.C.  
Firm #278

Alan T. Shuckrow, Esq.  
Pa. I.D. No. 74586

Four Gateway Center  
Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

(412) 281-5423 Phone  
(412) 281-8264 Fax

JURY TRIAL DEMANDED

FILED  
M 11:13 PM  
AUG 16 2007 85.00  
JW Bwrits to Sheriff  
William A. Shaw  
Prothonotary/Clerk of Courts

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA**

FORSYTH DRILLING, INC.,

CIVIL DIVISION

Plaintiff,

NO.

v.

BITUMINOUS CASUALTY  
CORPORATION and MATSON  
INSURANCE AGENCY,

Defendants.

**PRAECIPE FOR WRIT OF SUMMONS**

To the Prothonotary:

Please issue a Writ of Summons in the above-captioned matter.

Respectfully submitted,

STRASSBURGER McKENNA GUTNICK &  
POTTER

BY:



Alan T. Shuckrow, Esquire  
Attorney for Plaintiff,  
Forsyth Drilling, Inc.

Dated: August 14, 2007

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

COPY

**SUMMONS**

**Forsyth Drilling, Inc.**

**Vs.**

**NO.: 2007-01322-CD**

**Bituminous Casualty Corporation  
Matson Insurance Agency**

**TO: BITUMINOUS CASUALTY CORPCRATION  
MATSON INSURANCE AGENCY**

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

Date: 08/16/2007

  
\_\_\_\_\_  
William A. Shaw  
Prothonotary

Issuing Attorney:  
Alan T. Shuckrow, Esq.  
Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 281-5423

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

FORSYTH DRILLING,

C.A. No.: 2007-01322-CD

Plaintiff,

PRAECLPIE FOR APPEARANCE

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Filed on Behalf of the Defendant:  
Bituminous Casualty Corporation

Defendants.

Counsel of Record for this Party:

Avrum Levicoff, Esquire  
Pa. I.D. #: 26044

Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245

Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200 – Phone  
412-434-5203 – Facsimile

**JURY TRIAL DEMANDED**

FILED NO  
M 10:41 AM CC  
SEP 07 2007  
(6K)

William A. Shaw  
Prothonotary/Clerk of Courts

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

PRAECIPE FOR APPEARANCE

To: William A. Shaw, Prothonotary

Kindly enter the appearance of Avrum Levicoff, Esquire and the law firm of Levicoff, Silko & Deemer, P.C. on behalf of the defendant, Bituminous Casualty Corporation in the above-captioned matter.

By:

Avrum Levicoff, Esquire  
Pa. I.D. #: 26044  
Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245  
Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200

*Counsel for the Defendant,  
Bituminous Casualty Corporation*

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

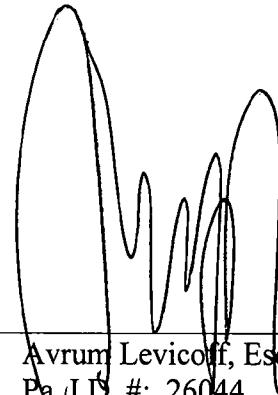
BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing PRAECIPE FOR APPEARANCE has been served upon the following counsel via first class, U.S. Mail on Tuesday, September 04, 2007:

Alan Shuckrow, Esquire  
Strassburger McKenna Gutnick & Potter  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

By:   
Avrum Levicoff, Esquire  
Pa. I.D. #: 26044  
Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245  
Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200

*Counsel for the Defendant,  
Bituminous Casualty Corporation*

**FILED**

**SEP 07 2007**

William A. Shaw  
Prothonotary/Clerk of Courts

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

FORSYTH DRILLING,

C.A. No.: 2007-01322-CD

Plaintiff,

PRAECLIPE FOR RULE TO FILE  
COMPLAINT

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Filed on Behalf of the Defendant:  
Bituminous Casualty Corporation

Defendants.

Counsel of Record for this Party:

Avrum Levicoff, Esquire  
Pa. I.D. #: 26044

Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245

Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200 – Phone  
412-434-5203 – Facsimile

**JURY TRIAL DEMANDED**

FILED *10:41 AM* NO<sup>o</sup>  
SEP 07 2007 2 Rules to  
William A. Shaw  
Prothonotary/Clerk of Courts  
Atty Levicoff  
GK

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

**PRAECIPE FOR RULE TO FILE COMPLAINT**

To: William A. Shaw, Prothonotary

Kindly issue a Rule upon the plaintiffs to file a Complaint within twenty (20) days from the date of service hereof or suffer a non pros sec. req. sec. leg.

By:

Avrum Levicoff, Esquire  
Pa. I.D. #: 26044  
Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245  
Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200

*Counsel for the Defendant,  
Bituminous Casualty Corporation*

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing PRAECIPE FOR RULE TO FILE COMPLAINT has been served upon the following counsel via first class, U.S. Mail on Tuesday, September 04, 2007:

Alan Shuckrow, Esquire  
Strassburger McKenna Gutnick & Potter  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

By: \_\_\_\_\_

Avrum Levicoff, Esquire  
Pa. I.D. #: 26044  
Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245  
Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200

*Counsel for the Defendant,  
Bituminous Casualty Corporation*

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

COPY

Forsyth Drilling, Inc.

Vs. Case No. 2007-01322-CD  
Bituminous Casualty Corporation  
Matson Insurance Agency

RULE TO FILE COMPLAINT

TO: Forsyth Drilling

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within twenty (20) days from service hereof, or a judgment of non pros may be entered against you.

  
\_\_\_\_\_  
William A. Shaw, Prothonotary

Dated: September 7, 2007

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

FORSYTH DRILLING,

C.A. No.: 2007-01322-CD

Plaintiff,

**AFFIDAVIT OF SERVICE OF RULE TO  
FILE COMPLAINT**

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Filed on Behalf of the Defendant:  
Bituminous Casualty Corporation

Defendants.

Counsel of Record for this Party:

Avrum Levicoff, Esquire  
Pa. I.D. #: 26044

Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245

Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200 – Phone  
412-434-5203 – Facsimile

**JURY TRIAL DEMANDED**

FILED NOCC  
M 10/16/2007  
SEP 14 2007  
WAS  
William A. Shaw  
Prothonotary/Clerk of Courts

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

**AFFIDAVIT OF SERVICE OF RULE TO FILE COMPLAINT**

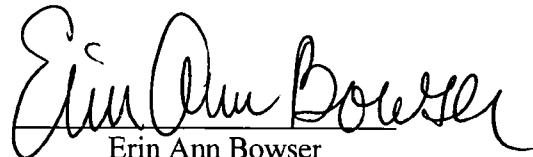
COMMONWEALTH OF PENNSYLVANIA)

) SS:

COUNTY OF ALLEGHENY )

I, Erin Bowser, Administrative Assistant to Avrum Levicoff, Esquire, counsel for the defendant, Bituminous Casualty Corporation, being duly sworn, deposes and says that on the 10<sup>th</sup> day of September, 2007, she sent by Certified Mail, Return Receipt Requested, postage prepaid, a true and correct copy of the Rule to File Complaint directed to the plaintiff's counsel, Alan Shuckrow, Esquire, at the last known address of Strassburger, McKenna, Gutnick & Potter, Four Gateway Center, Suite 2200, 444 Liberty Avenue, Pittsburgh, Pennsylvania 15222. The Return Receipt is attached hereto.

Sworn to and subscribed  
before me this 12<sup>th</sup> day  
of September, 2007.

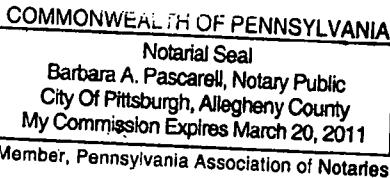


Erin Ann Bowser



Barbara A. Pascarell

Notary Public



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also, complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

**1. Article Addressed to:**

Alan Shuckrow, Esquire  
Strassburger, McKenna  
Gutnick & Potter  
Four Gateway Center, Ste 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

**2. Article Number**

(Transfer from service label)

7002 0860 0006 5374 2846

**COMPLETE THIS SECTION ON DELIVERY****A. Signature**

M.J. Fischer  Agent  
 Addressee

**B. Received by (Printed Name)**

M.J. Fischer  C. Date of Delivery  
SEP 11 2010

**D. Is delivery address different from item 1?**  Yes  
If YES, enter delivery address below:  No

**3. Service Type**

<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input checked="" type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.

**4. Restricted Delivery? (Extra Fee)**

Yes

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-08

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

Forsyth Drilling, Inc.

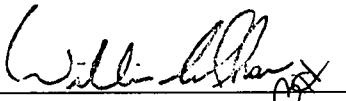
Vs.  
Bituminous Casualty Corporation  
Matson Insurance Agency

Case No. 2007-01322-CD

RULE TO FILE COMPLAINT

TO: Forsyth Drilling

YOU ARE HEREBY RULED to file a Complaint in the above-captioned matter within twenty (20) days from service hereof, or a judgment of non pros may be entered against you.



\_\_\_\_\_  
William A. Shaw, Prothonotary

Dated: September 7, 2007

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

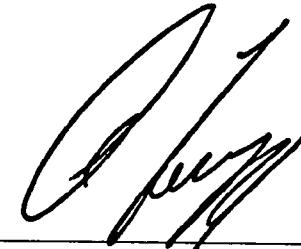
Defendants.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing RULE TO FILE COMPLAINT has been served upon the following counsel via U.S. certified mail, return receipt requested on Monday, September 10, 2007:

Alan Shuckrow, Esquire  
Strassburger McKenna Gutnick & Potter  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

By: \_\_\_\_\_



Avrum Levicoff, Esquire  
Pa. I.D. #: 26044  
Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245  
Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200

*Counsel for the Defendant,  
Bituminous Casualty Corporation*

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

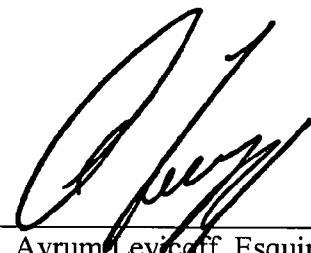
BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing AFFIDAVIT OF SERVICE OF RULE TO FILE COMPLAINT has been served upon the following counsel via first class, U.S. mail, on Wednesday, September 12, 2007:

Alan Shuckrow, Esquire  
Strassburger McKenna Gutnick & Potter  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

By: 

Avrum Levicoff, Esquire  
Pa. I.D. #: 26044  
Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245  
Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200

*Counsel for the Defendant,  
Bituminous Casualty Corporation*

A handwritten signature in black ink, appearing to read "William A. Shaw".

**FILED**

SEP 14 2007

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

FORSYTH DRILLING, INC.,

CIVIL DIVISION

Plaintiff,

CASE NO. 07-1322-CD

v.

CODE:

BITUMINOUS CASUALTY CORPORATION  
and MATSON INSURANCE AGENCY,

TYPE OF PLEADING: STIPULATION  
FOR EXTENSION OF TIME

Defendants.

Filed on Behalf of Plaintiff  
FORSYTH DRILLING, INC.

COUNSEL OF RECORD FOR THIS  
PARTY:

STRASSBURGER McKENNA GUTNICK &  
POTTER, P.C.  
Firm #278

Alan T. Shuckrow, Esq.  
Pa. I.D. No. 74586

Four Gateway Center  
Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

(412) 281-5423 Phone  
(412) 281-8264 Fax

JURY TRIAL DEMANDED

FILED  
M 12/09/2011 NO CC  
SEP 24 2007  
(6K)

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

FORSYTH DRILLING, INC.,

CIVIL DIVISION

Plaintiff,

CASE NO. 07-1322-CD

v.

BITUMINOUS CASUALTY  
CORPORATION and MATSON  
INSURANCE AGENCY,

Defendants.

**STIPULATION FOR EXTENSION OF TIME TO FILE COMPLAINT**

Forsyth Drilling, Inc. and Bituminous Casualty Corporation hereby stipulate that  
Forsyth Drilling, Inc. shall have until November 15, 2007 to file a Complaint in the  
above-captioned matter.

STIPULATED TO:

STRASSBURGER McKENNA  
GUTNICK & POTTER

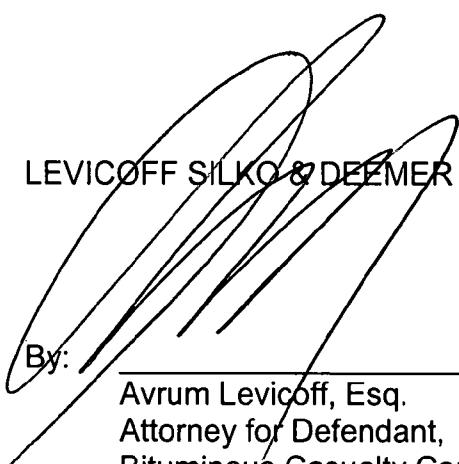
BY:



Alan T. Shuckrow, Esq.,  
Attorney for Plaintiff,  
Forsyth Drilling, Inc.

LEVICOFF SILKO & DEEMER

By:

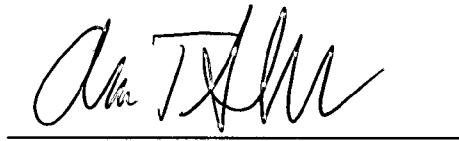
  
Avrum Levicoff, Esq.  
Attorney for Defendant,  
Bituminous Casualty Corporation

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing STIPULATION FOR EXTENSION OF TIME was served on parties/counsel of record, as set forth below, by first class mail, postage pre-paid, on the 21st day of September, 2007:

Matson Insurance Agency  
132 Main Street  
Brookville, PA 15825

Avrum Levicoff, Esq.  
Levicoff Silko & Deemer, PC  
1900 Centre City Tower  
650 Smithfield Street  
Pittsburgh, PA 15222-3911



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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

FORSYTH DRILLING, INC.,

CASE NUMBER: 07-1322-CD

Plaintiff,

ISSUE NUMBER:

v.

PLEADING:

BITUMINOUS CASUALTY  
CORPORATION and MATSON  
INSURANCE AGENCY,

**PRAECIPE FOR APPEARANCE**

Defendants.

CODE AND CLASSIFICATION:

---

FILED ON BEHALF OF:

MATSON INSURANCE AGENCY,  
Defendant.

COUNSEL OF RECORD:

CARL E. HARVISON, ESQUIRE  
Pa. ID# 27681

CIPRIANI & WERNER, P.C.  
650 Washington Road, Suite 700  
Pittsburgh, PA 15228  
(412) 563-2500

FILED  
OCT 04 2007  
NO CC  
6K

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

FORSYTH DRILLING, INC., ) CASE NO: 07-1322-CD  
Plaintiff, )  
 )  
v. )  
 )  
BITUMINOUS CASUALTY )  
CORPORATION and MATSON )  
INSURANCE AGENCY, )  
Defendants. )

**PRAECLPICE FOR APPEARANCE**

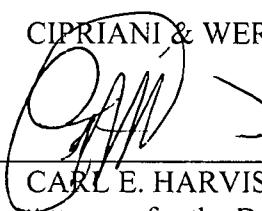
TO: PROTHONOTARY OF CLEARFIELD COUNTY

Kindly enter my appearance on behalf of the defendant, MATSON INSURANCE  
AGENCY, in the above-captioned matter.

Respectfully submitted,

CIPRIANI & WERNER, P.C.

BY:

  
CARL E. HARVISON, ESQUIRE  
Attorney for the Defendant  
MATSON INSURANCE AGENCY

A JURY TRIAL IS DEMANDED

**CERTIFICATE OF SERVICE**

That counsel for the defendant, MATSON INSURANCE AGENCY, hereby certifies that a true and correct copy of its **PRAECIPE FOR APPEARANCE** has been served on all counsel of record, by first class mail, postage pre-paid, according to the Pennsylvania Rules of Civil Procedure, on the 2nd day of October, 2007.

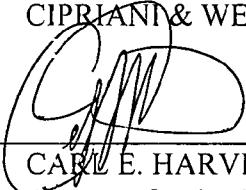
Alan T. Shuckrow, Esquire  
Strassburger, McKenna, Gutnick & Potter  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

Avrum Levicoff, Esquire  
Levicoff, Silko & Deemer, P.C.  
Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911

Respectfully submitted,

CIPRIANI & WERNER, P.C.

BY:

  
CARL E. HARVISON, ESQUIRE  
Attorney for the Defendant  
MATSON INSURANCE AGENCY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103107  
NO: 07-1322-CD  
SERVICE # 1 OF 2  
SUMMONS

PLAINTIFF: FORSYTH DRILLING, INC.

VS.

DEFENDANT: BITUMINOUS CASUALTY CORPORATION, MATSON INSURANCE AGENCY

**SHERIFF RETURN**

---

NOW, August 21, 2007, SHERIFF OF JEFFERSON COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON MATSON INSURANCE AGENCY.

NOW, August 24, 2007 AT 2:15 PM SERVED THE WITHIN SUMMONS ON MATSON INSURANCE AGENCY, DEFENDANT. THE RETURN OF JEFFERSON COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN.

**FILED**  
03:00 PM  
DEC 14 2007

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103107  
NO: 07-1322-CD  
SERVICE # 2 OF 2  
SUMMONS

PLAINTIFF: FORSYTH DRILLING, INC.

VS.

DEFENDANT: BITUMINOUS CASUALTY CORPORATION, MATSON INSURANCE AGENCY

**SHERIFF RETURN**

---

NOW, August 21, 2007, SHERIFF OF ALLEGHENY COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN SUMMONS ON BITUMINOUS INSURANCE COMPANIES.

NOW, August 30, 2007 AT 10:25 AM SERVED THE WITHIN SUMMONS ON BITUMINOUS INSURANCE COMPANIES, DEFENDANT. THE RETURN OF ALLEGHENY COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103107  
NO: 07-1322-CD  
SERVICES 2  
SUMMONS

PLAINTIFF: FORSYTH DRILLING, INC.

vs.

DEFENDANT: BITUMINOUS CASUALTY CORPORATION, MATSON INSURANCE AGENCY

**SHERIFF RETURN**

---

**RETURN COSTS**

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	STRASSBURGER	68750	20.00
SHERIFF HAWKINS	STRASSBURGER	68750	28.00
JEFFERSON CO.	STRASSBURGER	68751	22.91
ALLEGHENY CO.	STRASSBURGER	68752	50.00

Sworn to Before Me This

So Answers,

\_\_\_\_ Day of \_\_\_\_\_ 2006

  
Chester A. Hawkins  
Sheriff

No. 2007-01322 C.D.

Personally appeared before me, Harry Dunkle, Deputy for Thomas A. Demko, Sheriff of Jefferson County, Pennsylvania, who according to law deposes and says that on August 24, 2007 at 2:15 o'clock P.M. served the Summons upon MATSON INSURANCE AGENCY, Defendant, at the address of 132 Main Street, Borough of Brookville, County of Jefferson, State of Pennsylvania, by handing to Pat Kifer, Receptionist and adult person in charge at time of service, a true copy of the Summons and by making known to her the contents thereof.

Advance Costs Received:	\$125.00	
My Costs:	20.91	Paid
Prothys:	2.00	
Total Costs:	22.91	
REFUNDED:	\$102.09	

So Answers,

Sworn and subscribed  
to before me this 31<sup>st</sup>  
day of August 2007  
By Kristen J. Hoffman  
DEPUTY CLERK OF COURTS

My Commission Expires the  
1st Monday, January 2010

Harry Dunkle Deputy  
Thomas A. Demko Sheriff  
JEFFERSON COUNTY, PENNSYLVANIA

William P Mullen  
Acting Sheriff

ALLEGHENY COUNTY SHERIFF'S DEPARTMENT  
436 GRANT STREET  
PITTSBURGH, PA 15219-2496  
PHONE (412) 350-4700  
FAX (412) 350-6388

Joseph A.Rizzo  
Acting Chief Deputy

PLAINTIFF : Forsyth Drilling

CASE # : 2007-01322-CD

DEFT : Bituminous Casualty Corporation &amp; Matson Insurance

EXPIRES : 9/15/2007 11:59:59 PM

GARNIShee :

SUMMONS/PRAECIPE  
 SEIZURE OR POSSESSION  
 NOTICE AND COMPLAINT  
 REVIVAL OR SCI FA  
 INTERROGATORIES  
 EXECUTION – LEVY OR GARNIShee  
 OTHER

DISTRICT : District 2

ADDRESS : 651 Holiday Drive  
pittsburgh, PA 15220

MUNICIPALITY/CITY WARD: Greentree Boro /

Originating County : Clearfield

ATTY Name/ADDRESS :

ATTY PHONE :

TYPE OF SERVICE :

Personal  Person In charge  Deputize  Mail  Posted  Other  Seize & Stored  First Class Mail  Publication

Service Address Direction :

Now I, the SHERIFF OF ALLEGHENY COUNTY, PA do hereby deputize the Sheriff of \_\_\_\_\_  
County to execute this Writ and make return thereof according to law

--Is the Sheriff instructed to take manual possession of the property? \_\_\_\_\_ If "yes" bond in the amount of \$ \_\_\_\_\_ must be posted prior to levy."

Seize, levy, advertise and sell all the personal property of the defendant on the premises located at:  
MAKE MODEL MOTOR NUMBER SERIAL NUMBER LICENSE NUMBER

I hereby CERTIFY and RETURN that on the 30 day of August 2007 at 10:25 o'clock, AM/PM. Address Above/Address Below,  
County of Allegheny, Pennsylvania

I have served in the manner Described below:

*Bob Woodward*

Defendant(s) personally served  
 Adult in charge of Defendant's residence who refused to give name or relationship  
 Adult family member with whom said Defendant(s) reside(s). Name & Relationship  
 Manager/Other person authorized to accept deliveries of U.S Mail  Agent or person in charge of Defendant(s) office or usual place of business.  
 Other \_\_\_\_\_  Property Posted \_\_\_\_\_

Defendant not found because:  Moved  Unknown  No Answer  Vacant  Other

Certified Mail  Receipt \_\_\_\_\_  Envelope Returned \_\_\_\_\_  Neither Receipt or envelope; writ expired \_\_\_\_\_

Regular Mail Why: \_\_\_\_\_

You are hereby notified that on \_\_\_\_\_, 20\_\_\_\_, levy was made in the case of \_\_\_\_\_  
Possession/Sale has been set for \_\_\_\_\_ 20\_\_\_\_ at \_\_\_\_\_ o'clock

YOU MUST CALL DEPUTY ON THE MORNING OF SALE/POSSESSION BETWEEN 8:30-9:30 A.M.

ATTEMPTS \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_ / \_\_\_\_\_

Additional Costs Due \$, \_\_\_\_\_ This is placed On Writ when returned to Prothonotary. Please check before Satisfying Case

*affirmed and subscribed before  
me this 17th day of October 2007*

*Bob Woodward*

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Eda Woodward, Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires May 28, 2008

*Richard J. Thompson*  
A2

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

COPY

SUMMONS

**Forsyth Drilling, Inc.**

Vs.

NO.: 2007-01322-CD

**Bituminous Casualty Corporation  
Matson Insurance Agency**

TO: BITUMINOUS CASUALTY CORPORATION  
MATSON INSURANCE AGENCY

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

Date: 08/16/2007

  
\_\_\_\_\_  
William A. Shaw  
Prothonotary

Issuing Attorney:

Alan T. Shuckrow, Esq.  
Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 281-5423

FILED

MAR 17 2008

3/8/2008

William A Shaw

Prothonotary/Clerk of Courts

(6P)

1 copy to Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

FORSYTH DRILLING COMPANY,

CIVIL DIVISION

Plaintiff,

CASE NO. 2007-1322 C.D.

vs.

BITUMINOUS CASUALTY  
CORPORATION and MATSON  
INSURANCE AGENCY,

Defendants.

**NOTICE OF PRAECIPE TO ENTER  
JUDGMENT NON-PROS**

Filed on Behalf of: Bituminous Casualty  
Corporation

Counsel of Record for this Party:

Avrum Levicoff, Esquire  
PA I.D. No. 26044

LEVICOFF, SILKO & DEEMER, P.C.

Firm I.D. No. 245

1900 Centre City Tower

650 Smithfield Street

Pittsburgh, PA 15222

(412) 434-5200

JURY TRIAL DEMANDED

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

FORSYTH DRILLING COMPANY, )  
Plaintiff, ) CIVIL DIVISION  
vs. ) CASE NO. 2007-1322 C.D.  
BITUMINOUS CASUALTY )  
CORPORATION and MATSON )  
INSURANCE AGENCY, )  
Defendants. )

**NOTICE OF PRAECIPE TO ENTER JUDGMENT NON-PROS**

TO: Alan Shuckrow, Esquire  
Strassburger McKenna Gutnick & Potter  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO FILE A COMPLAINT  
IN THIS CASE. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS  
NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING  
AND YOU MAY LOSE YOUR RIGHT TO SUE THE DEFENDANT AND THEREBY LOSE  
PROPERTY OR OTHER IMPORTANT RIGHTS. YOU SHOULD TAKE THIS NOTICE TO  
A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD  
ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU  
CAN GET LEGAL HELP:

Pennsylvania Lawyer Referral Service  
100 South Street  
Harrisburg, PA 17101  
Telephone: (800) 692-7375

Respectfully submitted,

LEVICOFF, SILKO & DEEMER, P.C.

By

Avrum Levicoff, Esquire  
PA I.D. No. 26044

Firm I.D. No. 245  
1900 Centre City Tower  
650 Smithfield Street  
Pittsburgh, PA 15222  
(412) 434-5200

Attorneys for Bituminous Casualty  
Corporation

FILED

MAY 21 2008

M 12-15/2008

William A. Shaw  
Prothonotary/Clerk of Courts

Grant to Attorney

ATTY. SHUCK ROW

WITH NOTICE

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

FORSYTH DRILLING,

C.A. No.: 2007-01322-CD

Plaintiff,

PRAECEIPE FOR JUDGMENT NON-PROS

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

Filed on Behalf of the Defendant:

Bituminous Casualty Corporation

Counsel of Record for this Party:

Avrum Levicoff, Esquire  
Pa. I.D. #: 26044

Levicoff, Silko & Deemer, P.C.  
Firm I.D. #: 245

Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200 – Phone  
412-434-5203 – Facsimile

**JURY TRIAL DEMANDED**

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

**PRAECIPE TO ENTER JUDGMENT NON-PROS**

To: William A. Shaw, Prothonotary

Please enter a judgment of non pros, against the plaintiff, Forsyth Drilling Company, in favor of Bituminous Casualty Corporation.

A copy of the Notice of Praecipe for Judgment of Non Pros is attached hereto.

Respectfully submitted,

LEVICOFF, SILKO & DEEMER, P.C.

By



Avrum Levicoff, Esquire  
Pa. I.D. #: 26044  
Ellen L. Kapalko, Esquire  
Pa. I.D. #: 202290  
1900 Centre City Tower  
650 Smithfield Street  
Pittsburgh, PA 15222  
(412) 434-5200

*Counsel for the Defendant,  
Bituminous Casualty Corporation*

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

FORSYTH DRILLING COMPANY,

CIVIL DIVISION

Plaintiff,

CASE NO. 2007-1322 C.D.

vs.

BITUMINOUS CASUALTY  
CORPORATION and MATSON  
INSURANCE AGENCY,

**NOTICE OF PRAECIPE TO ENTER  
JUDGMENT NON-PROS**

Filed on Behalf of: Bituminous Casualty  
Corporation

Defendants.

Counsel of Record for this Party:

Avrum Levicoff, Esquire  
PA I.D. No. 26044

LEVICOFF, SILKO & DEEMER, P.C.  
Firm I.D. No. 245  
1900 Centre City Tower  
650 Smithfield Street  
Pittsburgh, PA 15222  
(412) 434-5200

JURY TRIAL DEMANDED

IN THE COURT OF COMMON PLEAS OF ALLEGHENY COUNTY, PENNSYLVANIA

FORSYTH DRILLING COMPANY,	)	
	)	CIVIL DIVISION
Plaintiff,	)	
	)	CASE NO. 2007-1322 C.D.
vs.	)	
	)	
BITUMINOUS CASUALTY	)	
CORPORATION and MATSON	)	
INSURANCE AGENCY,	)	
	)	
Defendants.	)	

**NOTICE OF PRAECIPE TO ENTER JUDGMENT NON-PROS**

TO: Alan Shuckrow, Esquire  
Strassburger McKenna Gutnick & Potter  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO FILE A COMPLAINT  
IN THIS CASE. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS  
NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING  
AND YOU MAY LOSE YOUR RIGHT TO SUE THE DEFENDANT AND THEREBY LOSE  
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Pennsylvania Lawyer Referral Service  
100 South Street  
Harrisburg, PA 17101  
Telephone: (800) 692-7375

Respectfully submitted,

LEVICOFF, SILKO & DEEMER, P.C.

By

Avrum Levicoff, Esquire  
PA I.D. No. 26044

Firm I.D. No. 245  
1900 Centre City Tower  
650 Smithfield Street  
Pittsburgh, PA 15222  
(412) 434-5200

Attorneys for Bituminous Casualty  
Corporation

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

FORSYTH DRILLING,

Plaintiff,

C.A. No.: 2007-01322-CD

v.

BITUMINOUS CASUALTY CORPORATION, and  
MATSON INSURANCE AGENCY

Defendants.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing PRAECIPE TO ENTER JUDGMENT NON PROS has been served upon the following counsel via first class, U.S. mail, on Tuesday, May 20, 2008:

Alan Shuckrow, Esquire  
Strassburger McKenna Gutnick & Potter  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

Jamie Lenzi, Esquire  
Cipriani & Werner  
650 Washington Road, Suite 700  
Pittsburgh, PA 15228

By:

  
Avrum Levicoff, Esquire  
Pa. I.D. #: 26044  
Ellen L. Kapalko, Esquire  
Pa. I.D. #: 202290  
Levicoff, Silko & Deemer, P.C.  
Centre City Tower, Suite 1900  
650 Smithfield Street  
Pittsburgh, PA 15222-3911  
412-434-5200

*Counsel for the Defendant,  
Bituminous Casualty Corporation*

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA  
NON PROS

Forsyth Drilling, Inc.

Plaintiff

Vs.

No. 2007-01322-CD

Bituminous Casualty Corporation  
Matson Insurance Agency

Defendant

TO: Forsyth Drilling :

Notice is hereby given that a judgment of non-pros has been entered, against the Plaintiff and in favor of Bituminous Casualty Corporation, in the above captioned matter pursuant to Praeclipe dated May 21, 2008. A copy of said document is hereto attached.

Judgment entered of record May 21, 2008.

Sincerely,



William A. Shaw  
Prothonotary

Enclosures

FILED

OCT 05 2009

William A. Shaw  
Prothonotary/Clerk of Courts

No 4/1

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA

FORSYTH DRILLING, INC.,

CIVIL DIVISION

Plaintiff,

CASE NO. 07-1322-CD

v.

CODE:

BITUMINOUS CASUALTY CORPORATION  
and MATSON INSURANCE AGENCY,

TYPE OF PLEADING: **PRAECIPE TO  
SETTLE AND DISCONTINUE**

Defendants.

Filed on Behalf of Plaintiff  
FORSYTH DRILLING, INC.

COUNSEL OF RECORD FOR THIS  
PARTY:

STRASSBURGER McKENNA GUTNICK &  
GEFSKY  
Firm #278

Alan T. Shuckrow, Esq.  
Pa. I.D. No. 74586

Four Gateway Center  
444 Liberty Avenue, Suite 2200  
Pittsburgh, PA 15222

(412) 281-5423 Phone  
(412) 281-8264 Fax

**JURY TRIAL DEMANDED**

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA

FORSYTH DRILLING, INC.,

CIVIL DIVISION

Plaintiff,

CASE NO. 07-1322-CD

v.

BITUMINOUS CASUALTY  
CORPORATION and MATSON  
INSURANCE AGENCY,

Defendants.

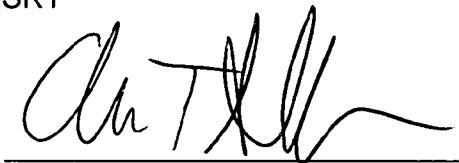
**PRAECIPE TO SETTLE AND DISCONTINUE**

TO: The Prothonotary,

Kindly mark the within action settled and discontinued as to all claims.

STRASSBURGER McKENNA GUTNICK &  
GEFSKY

BY:



Alan T. Shuckrow, Esquire,  
Attorney for Plaintiff, Forsyth Drilling,  
Inc.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing  
PRAECIPE TO SETTLE AND DISCONTINUE was served on counsel of record, as set  
forth below, by first class mail, postage pre-paid, on the 1st day of October,  
2009:

Avrum Levicoff, Esq.  
Levicoff Silko & Deemer, PC  
1900 Centre City Tower  
650 Smithfield Street  
Pittsburgh, PA 15222-3911

Carl E. Harvison, Esq.  
Cipriani & Werner, PC  
650 Washington Rdad  
Suite 700  
Pittsburgh, PA 15228

