

07-1322-CD
Forsyth Drilling vs Bituminous Cas

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

FORSYTH DRILLING, INC.,

Plaintiff,

v.

BITUMINOUS CASUALTY CORPORATION
and MATSON INSURANCE AGENCY,

Defendants.

CIVIL DIVISION

CASE NO.

CODE: 07-1322-CD

TYPE OF PLEADING: PRAECIPE FOR
WRIT OF SUMMONS

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 11:12 AM
AUG 16 2007
Atty p.c.
85.00
Writs 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.

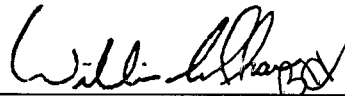
NO.: 2007-01322-CD

**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 COURTY OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION**

FORSYTH DRILLING,

Plaintiff,

v.

BITUMINOUS CASUALTY CORPORATION, and
MATSON INSURANCE AGENCY

Defendants.

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

PRAECIPE FOR APPEARANCE

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

FILED *NO CC*
m 10:41 (2)
SEP 07 2007 *(GR)*

William A. Shaw
Prothonotary/Clerk of Courts

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

FORSYTH DRILLING,

Plaintiff,

v.

BITUMINOUS CASUALTY CORPORATION, and
MATSON INSURANCE AGENCY

Defendants.

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

PRAECIPE FOR RULE TO FILE
COMPLAINT

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

FILED

SEP 07 2007

William A. Shaw
Prothonotary/Clerk of Courts

Noce
2 Rules to
Atty Levicoff
GR

**IN THE COURTY 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 COURTY 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.

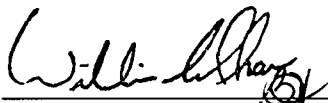
Case No. 2007-01322-CD

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 COURTY OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL ACTION**

FORSYTH DRILLING,

Plaintiff,

v.

BITUMINOUS CASUALTY CORPORATION, and
MATSON INSURANCE AGENCY

Defendants.

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

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

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

FILED No CC
m/10:16/07
SEP 14 2007
William A. Shaw
Prothonotary/Clerk of Courts

**IN THE COURTY 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

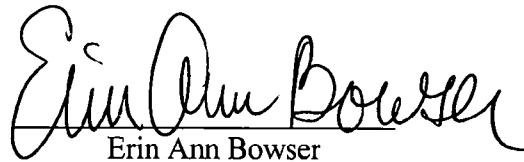
COMMONWEALTH OF PENNSYLVANIA)

) SS:

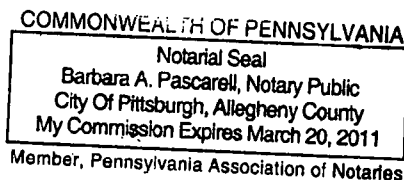
COUNTY OF ALLEGHENY)

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 10th 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 12th day
of September, 2007.


Erin Ann Bowser


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)

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *M.J. Fischer* ☐ Agent ☐ Addressee

B. Received by (Printed Name)

M.J. Fischer ☐ Date of Delivery

SEP 11 2001

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

- ☒ Certified Mail ☐ Express Mail
☐ Registered ☒ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

7002 0860 0006 5374 2846

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

Forsyth Drilling, Inc.

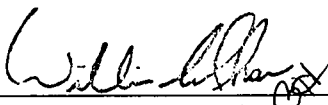
Vs.
Bituminous Casualty Corporation
Matson Insurance Agency

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 COURTY 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

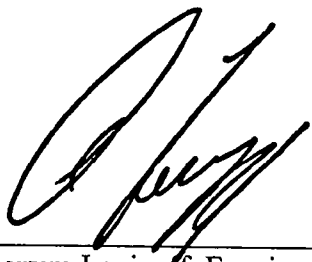
Defendants.

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 COURTY 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

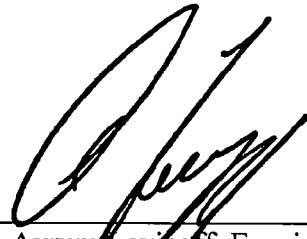
Defendants.

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*

FILED

SEP 14 2007

William A. Shaw
Prothonotary/Clerk of Courts

A handwritten signature in black ink, appearing to be 'W. A. Shaw', written in a cursive style.

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

FORSYTH DRILLING, INC.,

Plaintiff,

v.

BITUMINOUS CASUALTY CORPORATION
and MATSON INSURANCE AGENCY,

Defendants.

CIVIL DIVISION

CASE NO. 07-1322-CD

CODE:

TYPE OF PLEADING: STIPULATION
FOR EXTENSION OF TIME

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/jd/09/24
SEP 24 2007
NO CC
(GK)

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

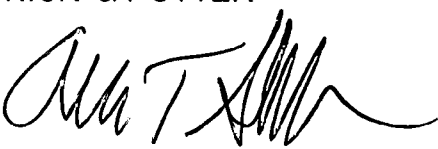
Forsyth Drilling, Inc. and Bituminous Casualty Corporation hereby stipulate that Forsyth Drilling, Inc. shall have until November 15, 2007 to file a Complaint in the above-captioned matter.

STIPULATED TO:

STRASSBURGER McKENNA
GUTNICK & POTTER

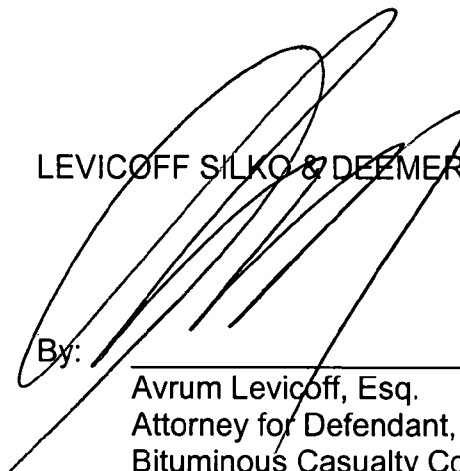
LEVICOFF SILKO & DEEMER

BY:



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

By:



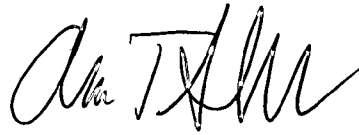
Avrum Levicoff, Esq.
Attorney for Defendant,
Bituminous Casualty Corporation

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



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

FORSYTH DRILLING, INC.,

Plaintiff,

v.

BITUMINOUS CASUALTY
CORPORATION and MATSON
INSURANCE AGENCY,

Defendants.

CASE NUMBER: 07-1322-CD

ISSUE NUMBER:

PLEADING:

PRAECIPE FOR APPEARANCE

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
11:05 AM
NO CC
OK

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. |) | |

PRAECIPE FOR APPEARANCE

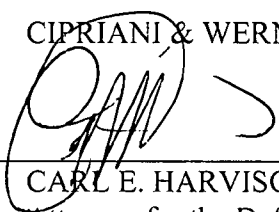
TO: PROTHONOTARY OF CLEARFIELD COUNTY

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
9/3:00AM
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

_____ Day of _____ 2006

So Answers,



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
 Prothy: 2.00
 Total Costs: 22.91
 REFUNDED: \$102.09

So Answers,

Sworn and subscribed
 to before me this 31st
 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 : Bitumious Casualty Corporation & Matson Insurance

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

GARNISHEE :

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 Mc Achred

☐ 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

Eda Woodward

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

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

Member, Pennsylvania Association Of Notaries

Richard J. Thon
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
m/8-30/cw (GP)
William A. Shaw
Prothonotary/Clerk of Courts
1 cert to Attc

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
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

William A. Shaw
Prothonotary/Clerk of Courts

CR21-15/1111

ATTY. SHUCKROW

WITH NOTICE

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

FORSYTH DRILLING,

Plaintiff,

v.

BITUMINOUS CASUALTY CORPORATION, and
MATSON INSURANCE AGENCY

Defendants.

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

PRAECIPE FOR JUDGMENT NON-PROS

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

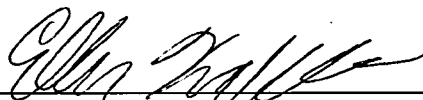
To: William A. Shaw, Prothonotary

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
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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 Praeipce 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

IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PENNSYLVANIA

FORSYTH DRILLING, INC.,

Plaintiff,

v.

BITUMINOUS CASUALTY CORPORATION
and MATSON INSURANCE AGENCY,

Defendants.

CIVIL DIVISION

CASE NO. 07-1322-CD

CODE:

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

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

FILED

OCT 05 2009

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.

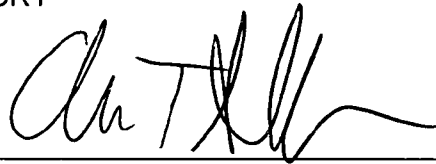
PRAECIPE TO SETTLE AND DISCONTINUE

TO: The Prothonotary,

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

STRASSBURGER McKENNA GUTNICK &
GEFSKY

BY:

A handwritten signature in black ink, appearing to read 'Alan T. Shuckrow', written over a horizontal line.

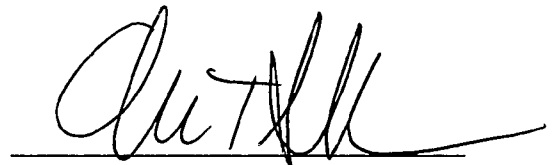
Alan T. Shuckrow, Esquire,
*Attorney for Plaintiff, Forsyth Drilling,
Inc.*

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 Road
Suite 700
Pittsburgh, PA 15228

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