

07-1573-CD

Charles Williams vs Pat Shea

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

CLEARFIELD Co
Judicial District, County of

46th

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 2007-1573-CO

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 PAT SHEA	MAG. DIST. NO. 46-3-01	NAME OF D.J. PATRICK N. FORD
ADDRESS OF APPELLANT 715 Carlisle St.	CITY New Castle	STATE PA
DATE OF JUDGMENT 08-27-07	IN THE CASE OF (Plaintiff) CHARLES F. WILLIAMS	ZIP CODE 16101
DOCKET NO. CV-0000287-07	vs PAT SHEA (Defendant)	
SIGNATURE OF APPELLANT OR ATTORNEY OR AGENT <i>Pat Shea</i>		
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.
<i>Signature of Prothonotary or Deputy</i>		FILED <i>SEP 25 2007</i>

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. NOT USED, detach from copy of notice of appeal to be served upon appellee.

PRAECIPE: To Prothonotary

Enter rule upon CHARLES F. WILLIAMS

Name of appellee(s)

appellee(s), to file a complaint in this appeal *ms.*(Common Pleas No. 2007-1573-CO) within twenty (20) days after service of rule or suffer entry of judgment of non pros.RULE: To CHARLES F. WILLIAMS, appellee(s)

Name of appellee(s)

Pat Shea Signature of appellant or attorney or agent

(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: Sept. 25, 2007*Watler* 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**

Mag. Dist. No.:

46-3-01

MDJ Name: Hon.

PATRICK N. FORD

Address: **309 MAPLE AVENUE
PO BOX 452
DUBOIS, PA**

Telephone: **(814) 371-5321 15801**

1523 - C1

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

**WILLIAMS, CHARLES F
202 NORTH STREET
ROCKTON, PA 15856**

NAME and ADDRESS

DEFENDANT:

**SHEA, PAT
715 CARLISLE STREET
NEW CASTLE, PA 16101**

NAME and ADDRESS

VS.

Docket No.: **CV-0000287-07**
Date Filed: **5/29/07**



**PAT SHEA
715 CARLISLE STREET
NEW CASTLE, PA 16101**

THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF** (Date of Judgment) **8/27/07**

<input checked="" type="checkbox"/> Judgment was entered for: (Name) WILLIAMS, CHARLES F	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;">Amount of Judgment</td> <td style="padding: 5px; text-align: right;">\$ 7,000.00</td> </tr> <tr> <td style="padding: 5px;">Judgment Costs</td> <td style="padding: 5px; text-align: right;">\$ 127.50</td> </tr> <tr> <td style="padding: 5px;">Interest on Judgment</td> <td style="padding: 5px; text-align: right;">.00</td> </tr> <tr> <td style="padding: 5px;">Attorney Fees</td> <td style="padding: 5px; text-align: right;">.00</td> </tr> <tr> <td colspan="2" style="padding: 5px; text-align: right;">Total \$ 7,127.50</td> </tr> <tr> <td colspan="2" style="padding: 5px;">Post Judgment Credits</td> </tr> <tr> <td colspan="2" style="padding: 5px;">Post Judgment Costs</td> </tr> <tr> <td colspan="2" style="padding: 5px; text-align: right;">Certified Judgment Total \$</td> </tr> </table>	Amount of Judgment	\$ 7,000.00	Judgment Costs	\$ 127.50	Interest on Judgment	.00	Attorney Fees	.00	Total \$ 7,127.50		Post Judgment Credits		Post Judgment Costs		Certified Judgment Total \$	
Amount of Judgment		\$ 7,000.00															
Judgment Costs	\$ 127.50																
Interest on Judgment	.00																
Attorney Fees	.00																
Total \$ 7,127.50																	
Post Judgment Credits																	
Post Judgment Costs																	
Certified Judgment Total \$																	
<input checked="" type="checkbox"/> Judgment was entered against: (Name) SHEA, PAT in the amount of \$ 7,127.50																	
<input type="checkbox"/> Defendants are jointly and severally liable.																	
<input type="checkbox"/> Damages will be assessed on Date & Time _____																	
<input type="checkbox"/> This case dismissed without prejudice.																	
<input type="checkbox"/> Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____																	
<input type="checkbox"/> Portion of Judgment for physical damages arising out of residential lease \$ _____																	

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.

8-27-07 Date Patrick N. Ford - PNF, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date _____, Magisterial District Judge

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

SEAL

AOPC 315-06

DATE PRINTED: **8/27/07 11:04:00 AM**

COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

CLEARFIELD Co
Judicial District, County Of46th

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 2007-1573-CO

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 PAT SHEA	MAG. DIST. NO. 46-3-01	NAME OF D.J. PATRICK N. FORD
ADDRESS OF APPELLANT 715 Carlisle St.	CITY New Castle	STATE PA
DATE OF JUDGMENT 08-27-07	IN THE CASE OF (Plaintiff) CHARLES F. WILLIAMS	(Defendant) PAT SHEA
DOCKET No. CV-0000287-07	SIGNATURE OF APPELLANT OR ATTORNEY OR AGENT <i>Pat Shea</i>	
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 CHARLES F. WILLIAMS appellee(s), to file a complaint in this appeal
(Name of appellee(s))

(Common Pleas No. 2007-1573-CO) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Pat Shea
Signature of appellant or attorney or agent

RULE: To CHARLES F. WILLIAMS, 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: SEPT. 25, 2007

Waller
Signature of Prothonotary or Deputy

YOU MUST INCLUDE A COPY OF THE NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH THIS NOTICE OF APPEAL.
I hereby certify this to be a true statement filed in this case.

SEP 25 2007

AOPC 312-02

COURT FILE

Attest.

Waller
Prothonotary/
Clerk of Courts

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**

Mag. Dist. No.:

46-3-01

MDJ Name: Hon.

PATRICK N. FORD
Address: **309 MAPLE AVENUE**
PO BOX 452
DUBOIS, PA

Telephone: **(814) 371-5321** **15801**

PATRICK N. FORD
309 MAPLE AVENUE
PO BOX 452
DUBOIS, PA 15801

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

WILLIAMS, CHARLES F
202 NORTH STREET
ROCKTON, PA 15856

NAME and ADDRESS

DEFENDANT:

SHEA, PAT
715 CARLISLE STREET
NEW CASTLE, PA 16101

NAME and ADDRESS

Docket No.: **CV-0000287-07**
Date Filed: **5/29/07**



THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF**

(Date of Judgment) **8/27/07**

Judgment was entered for: (Name) **WILLIAMS, CHARLES F**

Judgment was entered against: (Name) **SHEA, PAT**
in the amount of \$ **7,127.50**

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	\$ 7,000.00
Judgment Costs	\$ 127.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 7,127.50
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.

FILED
8/27/07 *NOCC*
SEP 28 2007 *6*

William A. Shaw
Prothonotary/Clerk of Courts

8-27-07 Date *Patrick N. Ford-PWF*, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date _____, Magisterial District Judge

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

SEAL

AOPC 315-06

DATE PRINTED: **8/27/07 11:04:00 AM**

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

CIVIL COMPLAINT

Mag. Dist. No.:	46-3-01
MDJ Name: Hon.	
PATRICK N. FORD	
Address: 309 MAPLE AVENUE	
PO BOX 452	
DUBOIS, PA	15801
Telephone: (814) 371-5321	

PLAINTIFF: **Charles F. Williams** NAME and ADDRESS
212 North St.
Rockwood, PA. 15856
vs. NAME and ADDRESS
DEFENDANT: **PAT SHEA**
CARLISLE ST.
New Castle, PA. 16101
PHONE 724-730-1994

	AMOUNT	DATE PAID
FILING COSTS	\$ <u>427.50</u>	<u>5/15/07</u>
POSTAGE	\$ <u> </u>	<u> / </u>
SERVICE COSTS	\$ <u>25.35</u>	<u>7/11/07</u>
CONSTABLE ED.	\$ <u> </u>	<u> / </u>
 TOTAL	\$ <u> </u>	<u> / </u>

Docket No.: **CV-287-07**
Date Filed: **5/30/07**



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 \$ 7,000.00 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

I Lent PAT SHEA \$5,000 To Fix up A House on Washington Ave, Dubois, PA, on 6-6-2000. He Said He Would Pay Me \$6,000 The Next Year 2001. I Thought He Was Going To Sell The House But No, He Was Renting It. Then PAT Asked Me IF I Could Go Another Year For \$7,000 2002. I Said okay. Then He Said He Lent The Money To Another Person But Would Pay ME The \$7,000.00 He owed Me. Now I Here PAT Filed BANKRupt. Now PAT WONT EVEN RETURN MY CALLS.

I, Charles F. Williams 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.

Charles F. Williams
(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.