

08-1137-CD
ACC LLC vs Richard Spicher

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**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: **ACC, LLC**
PO BOX 264
TAYLOR, PA 18517-0264
NAME and ADDRESS

DEFENDANT: **SPICHER, RICHARD**
611 LOCUST STREET
DUBOIS, PA 15801
NAME and ADDRESS

vs. **2008-1137-CD**

Docket No.: **CV-0000124-08**
Date Filed: **3/07/08**



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

THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF** (Date of Judgment) **4/07/08**

☒ Judgment was entered for: (Name) **ACC, LLC**

☒ Judgment was entered against: (Name) **SPICHER, RICHARD**
in the amount of \$ **3,750.28**

☐ 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	\$ 3,656.78
Judgment Costs	\$ 93.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 3,750.28
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 *pd \$20.00 PHL*
icc notice to debt
icc statement
to PHL
JUN 23 2008

4-7-08 Date **Patrick N. Ford** **Prothonotary/Clerk of Courts**
Magisterial District Judge

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

5-14-08 Date **Patrick N. Ford** **Magisterial District Judge**

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

SEAL

FILED

JUN 23 2008

William A. Shaw
Prothonotary/Clerk of Courts

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

COPY

ACC, LLC

Vs.

No. 2008-01137-CD

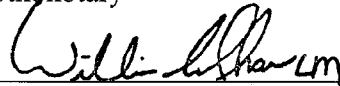
Richard Spicher

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$3,750.28 on June 23, 2008.

William A. Shaw

Prothonotary



William A. Shaw

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,
PENNSYLVANIA
STATEMENT OF JUDGMENT

COPY

ACC, LLC
Plaintiff(s)

No.: 2008-01137-CD

Real Debt: \$3,750.28

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Richard Spicher
Defendant(s)


Entry: \$20.00

Instrument: District Justice Judgment

Date of Entry: June 23, 2008

Expires: June 23, 2013

Certified from the record this June 23, 2008



William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

and

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Issue writ of execution on the above matter, directed to the Sheriff of Clearfield County

- (1) against Richard Spicher, Defendant; and
- (2) against First Commonwealth Bank, garnishee; and
- (3) and enter this writ in judgment index
 - (a) against Richard Spicher, Defendant, and
 - (b) against First Commonwealth Bank, as garnishee, as a lis pendens against real property of the defendant in the name of garnishee as follows:
n/a

JUDGMENT: \$3,750.28

Prothonotary costs 40.00

INTEREST: \$562.26

PROTHONOTARY: \$

SHERIFF: \$

TOTAL: \$

Dated 10/4/10

RESPECTFULLY SUBMITTED,

Robert M. Cohen

Robert M. Cohen, Esq.

P.O. Box 264

Taylor, PA 18517

PA ID # 44551

(866) 760-6205 ext. 235

Attorney for Plaintiff

FILED *PIA pd.*
m/11:35/04 *20.00*
OCT 07 2010 *2ccalewrits*
William A. Shaw *to Sheriff*
Prothonotary/Clerk of Courts
(611)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

WRIT OF EXECUTION NOTICE

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

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some exemptions. You may have other exemptions or other rights.

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

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

Court Administrator's Office

Clearfield County Courthouse

Clearfield, PA 16830

(814) 765-2641 ext. 51

IN THE COURT OFF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WRIT OF EXECUTION (MONEY JUDGMENTS) Rules P.R.C.P. 3101 to 3144

ACC, LLC
P.O. BOX
TAYLOR, PA 18517

:
:
:

Plaintiff

J.D. No.2008-1137-CD

vs.

:

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

:
:
:

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

:
:
:

Garnishee

GARNISHEE: FIRST COMMONWEALTH BANK

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs against Defendant, Richard Spicher

- (1) You are directed to levy upon the property of the defendant and sell his interest therein;
- (2) You are also directed to attach the property of the defendant not levied upon in the possession of First National Bank, 6 Garden Center Drive, Greensburg, PA 15601 as a Garnishee and notify Garnishee that
 - (a) An attachment has been issued;
 - (b) Except as provided in paragraph (c) , the garnishee is enjoined from paying and debt to or for the account of the defendant and from delivering and property of the defendant or otherwise disposing thereof;
 - (c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - (i) the first \$10,000.00 of each account of the Defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring

basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law;

- (ii) each account of the Defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.
- (iii) Any funds in an account of the Defendant with a bank or other financial institution that total \$300.00 or less. If multiple accounts are attached, a total of \$300.00 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the Defendant's general exemption provided in 42 Pa. C.S. § 8123.

- (3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such person that he or she has been assessed as a garnishee and is enjoined as above stated.

Amount due: \$3,750.28

Interest: \$562.26

Prothonotary costs

Protonotary: \$ 40.00

Sheriff: \$

Total: \$

Dated: 10/7/10
(seal)

Will. L. Shoop
Prothonotary Court Of Common Pleas of Clearfield County

By: _____
Deputy

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance and proceeds
8. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CLAIM FOR EXEMPTION

TO THE SHERIFF:

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

1. From personal property in my possession which has been levied upon,
 - a. I desire that my \$300.00 statutory exemption be
 - (i) Set aside in kind (specify property to be set aside in kind):
 - (ii) paid in cash following the sale of the property levied upon; or
 - b. I claim the following exemption (specify property and basis of exemption):
2. From my property which is in the possession of third party, I claim the following exemptions:
 - a. My \$300.00 statutory exemption () in cash; () in kind (specify property):
 - b. Social Security benefits on deposits in the amount of money
 - c. Other (specify amount and basis of exemption):

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

Name:

Address:

Telephone Number:

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

Date:

10/4/10

Robert M. Colm
Defendant

THIS CLAIM TO BE FILED WITH OFFICE OF SHERIFF
CLEARFIELD COUNTY SHERIFF'S OFFICE
230 EAST MARKET STREET
CLEARFIELD, PA 15601
814-765-2641

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

Defendant

and

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

J.D. No. 2008-1137-CD

E.D. _____

For all answers to this and the
foregoing Interrogatories, see
Exhibit "A" attached hereto and
made part of hereof.

PLAINTIFF'S INTERROGATORIES TO GARNISHEE

TO FIRST COMMONWEALTH BANK (Garnishee):

You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you:

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?
2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant?
3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest?

RECEIVED
OCT 15 2010

FILED

OCT 20 2010

William A. Shaw
Notary Public/Clerk of Courts

no 9c (60)

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?
5. At any time before or after you were served did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent, and, if so, what was the consideration therefore?
6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?
7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.
8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

DATE: 10-5-10

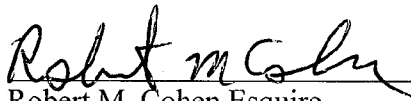

Robert M. Cohen Esquire
P.O. Box 264
Taylor, PA 18517
PA ID # 44551
(866) 760-6205 ext. 235
Attorney for Plaintiff

EXHIBIT "A"


ANSWERS TO INTERROGATORIES

1. No
2. Yes, checking account number 1232533485 into Richard T. Spicher with a current balance of zero.
3. No
4. No
5. No
6. No
7. No
8. See #2 above

VERIFICATION

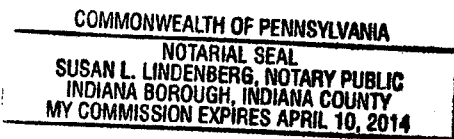
COMMONWEALTH OF PENNSYLVANIA)
)
COUNTY OF INDIANA)

On this 15th day of October 2010 before me, the undersigned officer, a Notary Public in and for said Commonwealth and County, personally appeared JANICE YATSKO, who being duly sworn according to law, acknowledged that she is Assistant Operations Manager of First Commonwealth Bank, and that the facts set forth in the foregoing Interrogatories are true and correct to the best of her knowledge and belief.


Janice Yatsko, Assistant Operations Manager
First Commonwealth Bank

Sworn and subscribed to before me
This 18th day of October 2010

Susan Lindenberg
Notary Public



CERTIFICATE OF SERVICE

I hereby certify that on October 19, 2010 I have this day caused to be served a true and correct copy of this ANSWERS TO INTERROGATORIES upon the following parties:

VIA CERTIFIED U.S. MAIL

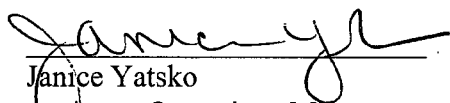
*Richard T. Spicher
210 ½ Olive Ave.
DuBois, PA 15801-1926*

As Defendant

VIA REGULAR U.S. MAIL

*Robert M. Cohen, Esquire
ACC LLC
PO Box 264
Taylor, PA 18517*

As Plaintiff


Janice Yatsko
Assistant Operations Manager
First Commonwealth Bank

FILED

OCT 20 2010

**William A. Shaw
Notary Public/Clerk of Courts**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Dkt Pg. 107722

2 of 2

ACC, LLC

-vs-

RICHARD SPICHER

TO: FIRST COMMONWEALTH BANK, Garnishees


NO. 08-1137-CD

WRIT OF EXECUTION/
INTERROGATORIES TO
GARNISHEE

SHERIFF'S RETURN

NOW OCTOBER 22, 2010 MAILED THE WITHIN:
WRIT, WRIT NOTICE, CLAIM FOR EXEMPTION
TO RICHARD SPICHER, DEFENDANT
AT: 611 LOCUST STREET, DUBOIS, PA. 15801
IN THE S.A.S.E.

⁵ FILED
9/21/40Lm
OCT 22 2010

William A. Shaw 
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 107722
NO: 08-1137-CD
SERVICES 2

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE

PLAINTIFF: ACC, LLC
vs.
DEFENDANT: RICHARD SPICHER
TO: FIRST COMMONWEALTH BANK, Garnishee

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	ACC,LLC	25261	20.00
SHERIFF HAWKINS	ACC,LLC	25261	43.44

Sworn to Before Me This

_____ Day of _____ 2010

So Answers,



Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

and

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Issue writ of execution on the above matter, directed to the Sheriff of Clearfield County

- (1) against Richard Spicher, Defendant; and
- (2) against First Commonwealth Bank, garnishee; and
- (3) and enter this writ in judgment index
 - (a) against Richard Spicher, Defendant, and
 - (b) against First Commonwealth Bank, as garnishee, as a lis pendens against real property of the defendant in the name of garnishee as follows:

n/a

JUDGMENT: \$3,750.28

Prothonotary costs 40.00

INTEREST: \$562.26

PROTHONOTARY: \$

SHERIFF: \$

TOTAL: \$

Dated

10/4/10

RESPECTFULLY SUBMITTED,

Robert M. Cohen

Robert M. Cohen, Esq.

P.O. Box 264

Taylor, PA 18517

PA ID # 44551

(866) 760-6205 ext. 235

Attorney for Plaintiff

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

OCT 07 2010

Attest.

William A. Brown
Prothonotary/
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

and

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

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n/a

JUDGMENT: \$3,750.28

Prothonotary costs 40.00

INTEREST: \$562.26

PROTHONOTARY: \$

SHERIFF: \$

TOTAL: \$

Dated 10/4/10

RESPECTFULLY SUBMITTED,

Robert M. Cohen

Robert M. Cohen, Esq.

P.O. Box 264

Taylor, PA 18517

PA ID # 44551

(866) 760-6205 ext. 235

Attorney for Plaintiff

**I hereby certify this to be a true
and attested copy of the original
statement filed in this case.**

OCT 07 2010

Attest.

William L. Shaw
Prothonotary
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

Defendant

and

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

J.D. No. 2008-1137-CD

E.D. _____

PLAINTIFF'S INTERROGATORIES TO GARNISHEE

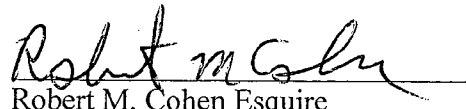
TO FIRST COMMONWEALTH BANK (Garnishee):

You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you:

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?
2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant?
3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?
5. At any time before or after you were served did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent, and, if so, what was the consideration therefore?
6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?
7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.
8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

DATE: 10-5-10


Robert M. Cohen Esquire
P.O. Box 264
Taylor, PA 18517
PA ID # 44551
(866) 760-6205 ext. 235
Attorney for Plaintiff

VERIFICATION

Understanding that false statements herein are made subject to the penalties of 18 PA.C.S. §4904, Unsworn Falsification to Authorities, I verify that I am _____ of Garnishee in the above matter and that, after inquiry, the facts set forth in the foregoing Answers to Interrogatories are true, correct, and complete to the best of my knowledge, information, and belief.

DATE: _____

Signature

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

Defendant

and

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

J.D. No. 2008-1137-CD

E.D. _____

PLAINTIFF'S INTERROGATORIES TO GARNISHEE


TO FIRST COMMONWEALTH BANK (Garnishee):

You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you:

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?
2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant?
3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?
5. At any time before or after you were served did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent, and, if so, what was the consideration therefore?
6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?
7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.
8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

DATE: 10-5-10


Robert M. Cohen Esquire
P.O. Box 264
Taylor, PA 18517
PA ID # 44551
(866) 760-6205 ext. 235
Attorney for Plaintiff

VERIFICATION

Understanding that false statements herein are made subject to the penalties of 18 PA.C.S. §4904, Unsworn Falsification to Authorities, I verify that I am _____ of Garnishee in the above matter and that, after inquiry, the facts set forth in the foregoing Answers to Interrogatories are true, correct, and complete to the best of my knowledge, information, and belief.

DATE: _____

Signature

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

Defendant

and

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

J.D. No. 2008-1137-CD

E.D. _____

PLAINTIFF'S INTERROGATORIES TO GARNISHEE


TO FIRST COMMONWEALTH BANK (Garnishee):

You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you:

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?
2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant?
3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?
5. At any time before or after you were served did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent, and, if so, what was the consideration therefore?
6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?
7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.
8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

DATE: 10-5-10


Robert M. Cohen Esquire
P.O. Box 264
Taylor, PA 18517
PA ID # 44551
(866) 760-6205 ext. 235
Attorney for Plaintiff

VERIFICATION

Understanding that false statements herein are made subject to the penalties of 18 PA.C.S. §4904, Unsworn Falsification to Authorities, I verify that I am _____ of Garnishee in the above matter and that, after inquiry, the facts set forth in the foregoing Answers to Interrogatories are true, correct, and complete to the best of my knowledge, information, and belief.

DATE: _____

Signature

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

WRIT OF EXECUTION NOTICE

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

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some exemptions. You may have other exemptions or other rights.

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

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

Court Administrator's Office

Clearfield County Courthouse

Clearfield, PA 16830

(814) 765-2641 ext. 51

IN THE COURT OFF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WRIT OF EXECUTION (MONEY JUDGMENTS) Rules P.R.C.P. 3101 to 3144

ACC, LLC :
P.O. BOX :
TAYLOR, PA 18517 :

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER :
611 LOCUST STREET :
DUBOIS, PA 15801 :

E.D. _____

Defendant

FIRST COMMONWEALTH BANK :
690 SHAFFER ROAD :
DUBOIS, PA 15801 :

Garnishee

GARNISHEE: FIRST COMMONWEALTH BANK

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs against Defendant, Richard Spicher

- (1) You are directed to levy upon the property of the defendant and sell his interest therein;
- (2) You are also directed to attach the property of the defendant not levied upon in the possession of First National Bank, 6 Garden Center Drive, Greensburg, PA 15601 as a Garnishee and notify Garnishee that
 - (a) An attachment has been issued;
 - (b) Except as provided in paragraph (c) , the garnishee is enjoined from paying and debt to or for the account of the defendant and from delivering and property of the defendant or otherwise disposing thereof;
 - (c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - (i) the first \$10,000.00 of each account of the Defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring

basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law;

- (ii) each account of the Defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.
- (iii) Any funds in an account of the Defendant with a bank or other financial institution that total \$300.00 or less. If multiple accounts are attached, a total of \$300.00 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the Defendant's general exemption provided in 42 Pa. C.S. § 8123.
- (3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such person that he or she has been assessed as a garnishee and is enjoined as above stated.

Amount due: \$3,750.28

Interest: \$562.26

Prothonotary costs

Prothonotary: \$ 4000

Sheriff: \$

Total: \$

Dated: 10/7/10
(seal)

Will [Signature]
Prothonotary Court Of Common Pleas of Clearfield County

By: _____
Deputy

Received this writ this 7 day
of OCT A.D. 2010
At 3:00 A.M./P.M.

Chester A. Hawkins
Sheriff by Maury Harris

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance and proceeds
8. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CLAIM FOR EXEMPTION

TO THE SHERIFF:

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

1. From personal property in my possession which has been levied upon,
 - a. I desire that my \$300.00 statutory exemption be
 - (i) Set aside in kind (specify property to be set aside in kind):
 - (ii) paid in cash following the sale of the property levied upon; or
 - b. I claim the following exemption (specify property and basis of exemption):
2. From my property which is in the possession of third party, I claim the following exemptions:
 - a. My \$300.00 statutory exemption () in cash; () in kind (specify property):
 - b. Social Security benefits on deposits in the amount of money
 - c. Other (specify amount and basis of exemption):

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

Name:

Address:

Telephone Number:

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

Date:

10/4/10

Robert M. Colm
Defendant

THIS CLAIM TO BE FILED WITH OFFICE OF SHERIFF
CLEARFIELD COUNTY SHERIFF'S OFFICE
230 EAST MARKET STREET
CLEARFIELD, PA 15601
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

WRIT OF EXECUTION NOTICE

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

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some exemptions. You may have other exemptions or other rights.

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

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Court Administrator's Office

Clearfield County Courthouse

Clearfield, PA 16830

(814) 765-2641 ext. 51

IN THE COURT OFF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WRIT OF EXECUTION (MONEY JUDGMENTS) Rules P.R.C.P. 3101 to 3144

ACC, LLC
P.O. BOX
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

GARNISHEE: FIRST COMMONWEALTH BANK

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs against Defendant, Richard Spicher

- (1) You are directed to levy upon the property of the defendant and sell his interest therein;
- (2) You are also directed to attach the property of the defendant not levied upon in the possession of First National Bank, 6 Garden Center Drive, Greensburg, PA 15601 as a Garnishee and notify Garnishee that
 - (a) An attachment has been issued;
 - (b) Except as provided in paragraph (c) , the garnishee is enjoined from paying and debt to or for the account of the defendant and from delivering and property of the defendant or otherwise disposing thereof;
 - (c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - (i) the first \$10,000.00 of each account of the Defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring

basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law;

- (ii) each account of the Defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.
 - (iii) Any funds in an account of the Defendant with a bank or other financial institution that total \$300.00 or less. If multiple accounts are attached, a total of \$300.00 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the Defendant's general exemption provided in 42 Pa. C.S. § 8123.
- (3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such person that he or she has been assessed as a garnishee and is enjoined as above stated.

Amount due: \$3,750.28

Interest: \$562.26

Prothonotary costs

Prothonotary: \$ 40.00

Sheriff: \$

Total: \$

Dated: 10/7/10
(seal)

Will [Signature]
Prothonotary Court Of Common Pleas of Clearfield County

By: _____
Deputy

Received this writ this 7 day
of Oct A.D. 2010
At 3:00 A.M. (P.M.)

Chester A. Hawkins
Sheriff by Mary Ann Harris

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance and proceeds
8. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CLAIM FOR EXEMPTION

TO THE SHERIFF:

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

1. From personal property in my possession which has been levied upon,
 - a. I desire that my \$300.00 statutory exemption be
 - (i) Set aside in kind (specify property to be set aside in kind):
 - (ii) paid in cash following the sale of the property levied upon; or
 - b. I claim the following exemption (specify property and basis of exemption):
2. From my property which is in the possession of third party, I claim the following exemptions:
 - a. My \$300.00 statutory exemption () in cash; () in kind (specify property):
 - b. Social Security benefits on deposits in the amount of money
 - c. Other (specify amount and basis of exemption):

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

Name:

Address:

Telephone Number:

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

Date:

10/4/10

Robert M. Cohen
Defendant

THIS CLAIM TO BE FILED WITH OFFICE OF SHERIFF
CLEARFIELD COUNTY SHERIFF'S OFFICE
230 EAST MARKET STREET
CLEARFIELD, PA 15601
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

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Court Administrator's Office

Clearfield County Courthouse

Clearfield, PA 16830

(814) 765-2641 ext. 51

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WRIT OF EXECUTION (MONEY JUDGMENTS) Rules P.R.C.P. 3101 to 3144

ACC, LLC
P.O. BOX
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

GARNISHEE: FIRST COMMONWEALTH BANK

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs against Defendant, Richard Spicher

- (1) You are directed to levy upon the property of the defendant and sell his interest therein;
- (2) You are also directed to attach the property of the defendant not levied upon in the possession of First National Bank, 6 Garden Center Drive, Greensburg, PA 15601 as a Garnishee and notify Garnishee that:
 - (a) An attachment has been issued;
 - (b) Except as provided in paragraph (c) , the garnishee is enjoined from paying and debt to or for the account of the defendant and from delivering and property of the defendant or otherwise disposing thereof;
 - (c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - (i) the first \$10,000.00 of each account of the Defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring

basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law;

- (ii) each account of the Defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.
- (iii) Any funds in an account of the Defendant with a bank or other financial institution that total \$300.00 or less. If multiple accounts are attached, a total of \$300.00 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the Defendant's general exemption provided in 42 Pa. C.S. § 8123.
- (3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such person that he or she has been assessed as a garnishee and is enjoined as above stated.

Amount due: \$3,750.28

Interest: \$562.26

Prothonotary costs

Prothonotary: \$ 40.00

Sheriff: \$

Total: \$

Dated: 10/7/10
(seal)

Will [Signature]
Prothonotary Court Of Common Pleas of Clearfield County

By: _____
Deputy

Received this writ this 7 day
of OCT A.D. 2010
At 3:00 A.M./P.M.

Charles A. Hawkins
Sheriff Myron [Signature]

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
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3. Most wages and unemployment compensation
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6. Certain veteran and armed forces benefits
7. Certain insurance and proceeds
8. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CLAIM FOR EXEMPTION

TO THE SHERIFF:

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

1. From personal property in my possession which has been levied upon,
 - a. I desire that my \$300.00 statutory exemption be
 - (i) Set aside in kind (specify property to be set aside in kind):
 - (ii) paid in cash following the sale of the property levied upon; or
 - b. I claim the following exemption (specify property and basis of exemption):
2. From my property which is in the possession of third party, I claim the following exemptions:
 - a. My \$300.00 statutory exemption () in cash; () in kind (specify property):
 - b. Social Security benefits on deposits in the amount of money
 - c. Other (specify amount and basis of exemption):

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

Name:

Address:

Telephone Number:

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

Date:

10/4/10

Robert M. Coln
Defendant

THIS CLAIM TO BE FILED WITH OFFICE OF SHERIFF
CLEARFIELD COUNTY SHERIFF'S OFFICE
230 EAST MARKET STREET
CLEARFIELD, PA 15601
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

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Court Administrator's Office

Clearfield County Courthouse

Clearfield, PA 16830

(814) 765-2641 ext. 51

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WRIT OF EXECUTION (MONEY JUDGMENTS) Rules P.R.C.P. 3101 to 3144

ACC, LLC
P.O. BOX
TAYLOR, PA 18517

Plaintiff

J.D. No.2008-1137-CD

vs.

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

E.D. _____

Defendant

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

Garnishee

GARNISHEE: FIRST COMMONWEALTH BANK

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs against Defendant, Richard Spicher

- (1) You are directed to levy upon the property of the defendant and sell his interest therein;
- (2) You are also directed to attach the property of the defendant not levied upon in the possession of First National Bank, 6 Garden Center Drive, Greensburg, PA 15601 as a Garnishee and notify Garnishee that
 - (a) An attachment has been issued;
 - (b) Except as provided in paragraph (c) , the garnishee is enjoined from paying and debt to or for the account of the defendant and from delivering and property of the defendant or otherwise disposing thereof;
 - (c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - (i) the first \$10,000.00 of each account of the Defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring

basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law;

- (ii) each account of the Defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.
 - (iii) Any funds in an account of the Defendant with a bank or other financial institution that total \$300.00 or less. If multiple accounts are attached, a total of \$300.00 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the Defendant's general exemption provided in 42 Pa. C.S. § 8123.
- (3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such person that he or she has been assessed as a garnishee and is enjoined as above stated.

Amount due: \$3,750.28

Interest: \$562.26

Prothonotary costs

Protonotary: \$ 4000

Sheriff: \$

Total: \$

Dated: 10/7/10
(seal)

Will [Signature]
Prothonotary Court Of Common Pleas of Clearfield County

By: _____
Deputy

Received this writ this 7 day
of OCT A.D. 2010
At 3:00 A.M. (P.M.)

Chester A. Hawkins
Sheriff by Mandy Harris

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
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3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance and proceeds
8. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CLAIM FOR EXEMPTION

TO THE SHERIFF:

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

1. From personal property in my possession which has been levied upon,
 - a. I desire that my \$300.00 statutory exemption be
 - (i) Set aside in kind (specify property to be set aside in kind):
 - (ii) paid in cash following the sale of the property levied upon; or
 - b. I claim the following exemption (specify property and basis of exemption):
2. From my property which is in the possession of third party, I claim the following exemptions:
 - a. My \$300.00 statutory exemption () in cash; () in kind (specify property):
 - b. Social Security benefits on deposits in the amount of money
 - c. Other (specify amount and basis of exemption):

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

Name:

Address:

Telephone Number:

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

Date:

10/4/10

Robert M. Cohen
Defendant

THIS CLAIM TO BE FILED WITH OFFICE OF SHERIFF
CLEARFIELD COUNTY SHERIFF'S OFFICE
230 EAST MARKET STREET
CLEARFIELD, PA 15601
814-765-2641

To Deputy 10/13/10

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-1137-CD

AAC, LLC

vs

RICHARD SPICHER

TO: FIRST COMMONWEALTH BANK, Garnishee

SERVICE # 1 OF 2

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE

SERVE BY: 01/04/2011

RUSH

HEARING:

PAGE: 107722

DEFENDANT:

FIRST COMMONWEALTH BANK, Garnishee

ADDRESS:

690 SHAFFER ROAD

DUBOIS, PA 15801

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS:

VACANT

OCCUPIED

ATTEMPTS

SHERIFF'S RETURN

NOW, 10-14-2010 AT 1:10 AM/PM **SERVED** THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE ON FIRST COMMONWEALTH BANK, Garnishee,
DEFENDANT

BY HANDING TO JOSH HILES / TELLER SERVICES.

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS
THEREOF.

ADDRESS SERVED 690 SHAFFER ROAD, DUBOIS, PA. 15801

NOW _____ AT _____ AM / PM **POSTED** THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE FOR FIRST COMMONWEALTH BANK, Garnishee

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO FIRST COMMONWEALTH BANK, Garnishee

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

_____ DAY OF _____ 2010

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

[Signature]
Deputy Signature

MARK A. CONDRIET

Print Deputy Name

FILED
OCT 20 2010
William A. Shaw
Prothonotary/Clerk of Courts

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

PLAINTIFF

ACC, LLC
P O BOX 264
TAYLOR, PA 18517

vs.

DEFENDANT

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

GARNISHEE

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

CIVIL ACTION

NO.: 2008-1137-CD

FILED

MAY 02 2013
2:10 PM
Atty. Mulligan
William A. Shaw
Prothonotary/Clerk of Courts
mulligan to Dgs.

**PRAECIPE TO SATISFY JUDGMENT AGAINST GARNISHEE AND DISCONTINUE
ATTACHMENT EXECUTION**

TO THE PROTHONOTARY:

PLEASE SATISFY THE HEREIN JUDGMENT AND DISCONTINUE
ATTACHMENT AS IT HAS BEEN SATISFIED. PLEASE SEND NOTICE TO ALL
PARTIES PURSUANT TO Pa R.C.P. 236.

Date:

4/29/13

James T. Mulligan, Jr.

James T. Mulligan, Jr., Esq.
P.O. Box 264
Taylor, PA 18517
(570) 207-3383 ext. 235
PA ID # 51794
Attorney for Plaintiff

SATISFACTION OF JUDGMENT AND ATTACHMENT DISCONTINUED

NOW, THIS 2nd DAY OF May, 2013, THE JUDGMENT HEREIN IS MARKED
SATISFIED AND DISCONTINUE ATTACHMENT. NOTICE GIVEN TO ALL PARTIES
PURSUANT TO Pa..R.C.P. 236.

FILED
RECEIVED

PROTHONOTARY

DATE: 5/2/13

J. Kendrick
BY: DEPUTY

FILED

MAY 02 2013

William A. Shaw
Prothonotary/Clerk of Courts

136777-03/03A

"DLH"

Prothonotary
P.O. Box 549
Clearfield, PA 16830
Acct. No.:

FILED

9 MAY 20 2013
W.A. Shaw
William A. Shaw
Prothonotary/Clerk of Courts

Richard Spicher
611 Locust
Dubois, PA

152 EE 1 02 05/15/13
RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

16830054949 801 16830054949 *1019-00285-02-41

Hasler
04/25/2013
US POSTAGE
\$00.46
Place Stamp
FIRST CLASS MAIL
ZIP 18508
011D10613450

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

PLAINTIFF

ACC, LLC
P O BOX 264
TAYLOR, PA 18517

vs.

DEFENDANT

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

GARNISHEE

FIRST COMMONWEALTH BANK
690 SHAFFER ROAD
DUBOIS, PA 15801

CIVIL ACTION

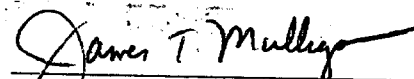
NO.: 2008-1137-CD

**PRAECIPE TO SATISFY JUDGMENT AGAINST GARNISHEE AND DISCONTINUE
ATTACHMENT EXECUTION**

TO THE PROTHONOTARY:

PLEASE SATISFY THE HEREIN JUDGMENT AND DISCONTINUE ATTACHMENT AS IT HAS BEEN SATISFIED. PLEASE SEND NOTICE TO ALL PARTIES PURSUANT TO Pa R.C.P. 236.

Date: 4/29/13



James T. Mulligan, Jr., Esq.
P.O. Box 264
Taylor, PA 18517
(570) 207-3383 ext. 235
PA ID # 51794
Attorney for Plaintiff

SATISFACTION OF JUDGMENT AND ATTACHMENT DISCONTINUED

NOW, THIS 2nd DAY OF May, 2013, THE JUDGMENT HEREIN IS MARKED SATISFIED AND DISCONTINUE ATTACHMENT. NOTICE GIVEN TO ALL PARTIES PURSUANT TO Pa. R.C.P. 236.

DATE: 5/2/13

PROTHONOTARY


BY: DEPUTY

MAY 02 2013

Attest.


Prothonotary/
Clerk of Courts

**In the Court of Common Pleas of
CLEARFIELD County, PA**

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

FILED

4 MAY 24 2013
11:36
William A. Shaw
Prothonotary/Clerk of Courts
Case 4 wait

Vs.

No. 2008-1137-CD

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

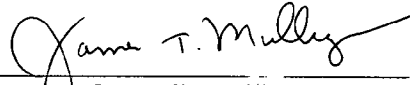
PRAECIPE FOR WRIT OF REVIVAL

To the Prothonotary of Said Court:

ISSUE a Writ of Revival of Judgment entered to No. 2008-1137-CD and index it in
the Judgment Index against RICHARD SPICHER Defendant,
and N/A Terre-Tenants, in the amount of
\$3,750.28 with interest from JUNE 23, 2008

Dated: _____

5/15/13


James T. Mullihan, Jr., Esq.
Attorney ID #: 51794

In House Attorney for Plaintiff
P.O. Box 264
Taylor PA 18517

In the Court of Common Pleas of CLEARFIELD County PA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Vs.

NO: 2008-01137-CD

RICHARD SPICHER
611 LOCUST STREET
DUBOIS, PA 15801

WRIT OF REVIVAL

To: RICHARD SPICHER

(Name of Defendant(s) and Terre Tenant(s))

1. You are notified that the plaintiff has commenced a proceeding to revive and continue the lien of the judgment entered to **No. 2008-01137-CD**
 2. The plaintiff claims that the amount due and unpaid is: \$3,750.28 with interest from APRIL 7, 2008
 3. You are required within twenty (20) days after service of this writ to file an answer or otherwise plead to the writ. If you fail to do so judgment of revival will be entered and the amount claimed by the Plaintiff may be entered without a hearing and you may lose your property or other important rights.
- YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.
- IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral Service:
Clearfield County Courthouse
Clearfield, PA 16830

WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan, 2014
Clearfield Co., Clearfield, PA

Dated: May 24, 2017

Prothonotary

By Deputy

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.: 2008-1137-CD

vs.

E.D. _____

RICHARD SPICHER
210 1/2 OLIVE AVENUE
DUBOIS, PA 15801

Defendant

FILED^{RC}

5 JUL 05 2013
11:45
William A. Shaw
Prothonotary/Clerk of Courts
6 cert w/ writ
TO SHB

PRAECIPE FOR WRIT OF EXECUTION (LEVY - PERSONAL PROPERTY)

TO THE PROTHONOTARY:

Issue writ of execution on the above matter, directed to the Sheriff of Clearfield County

- (1) You are directed to levy upon the property of the Defendant and sell his interest therein, against Richard Spicher Defendant; and
- (2) You are further directed to **levy upon and sell all other real and personal property** belonging to the Defendant, Richard Spicher;
 - (a) and enter this writ in judgment index against Richard Spicher, Defendant

JUDGMENT: \$3,750.28

INTEREST: \$1,125.10

PROTHONOTARY: \$ 8700

SHERIFF: \$ 0

TOTAL: \$

7/1/13
Dated

RESPECTFULLY SUBMITTED,

James T. Mulligan
James T. Mulligan, Jr., Esq.

P.O. Box 264

Taylor, PA 18517

PA ID # 51794

(866) 760-6205 ext. 235

In-House Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.: 2008-1137-CD

vs.

RICHARD SPICHER
210 ½ OLIVE AVENUE
DUBOIS, PA 15801

E.D. _____

Defendant

WRIT OF EXECUTION NOTICE

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

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some exemptions. You may have other exemptions or other rights.

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

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

Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

IN THE COURT OFF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WRIT OF EXECUTION (MONEY JUDGMENTS) Rules P.R.C.P. 3101 to 3144

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.: 2008-1137-CD

vs.

RICHARD SPICHER
210 ½ OLIVE AVENUE
DUBOIS, PA 15801

E.D. _____

Defendant

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs against Defendant, Richard Spicher

- (1) You are directed to levy upon the property of the defendant and sell his interest therein;
- (2) You are also directed levy upon and sell all other real and personal property belonging to the defendant and situate within this jurisdiction
 - (a) An attachment has been issued;
 - (b) Except as provided in paragraph (c) , the garnishee is enjoined from paying and debt to or for the account of the defendant and from delivering and property of the defendant or otherwise disposing thereof;
 - (c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - (i) the first \$10,000.00 of each account of the Defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law;
 - (ii) each account of the Defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.
 - (iii) Any funds in an account of the Defendant with a bank or other financial institution that total \$300.00 or less. If multiple accounts are attached, a total of \$300.00 in all accounts shall not be subject to levy and attachment as determined by the executing

officer. The funds shall be set aside pursuant to the Defendant's general exemption provided in 42 Pa. C.S. § 8123.

- (3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such person that he or she has been assessed as a garnishee and is enjoined as above stated.

Amount due: \$3,750.28


Interest: \$1,125.10

Prothonotary: \$ 87.00

Sheriff: \$

Total: \$

Dated: 7-5-13
(seal)


Prothonotary Court Of Common Pleas of Clearfield County

By: _____
~~Deputy~~

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance and proceeds
8. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CLAIM FOR EXEMPTION

TO THE SHERIFF:

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

1. From personal property in my possession which has been levied upon,
 - a. I desire that my \$300.00 statutory exemption be
 - (i) Set aside in kind (specify property to be set aside in kind):
 - (ii) paid in cash following the sale of the property levied upon; or
 - b. I claim the following exemption (specify property and basis of exemption):
2. From my property which is in the possession of third party, I claim the following exemptions:
 - a. My \$300.00 statutory exemption () in cash; () in kind (specify property):
 - b. Social Security benefits on deposits in the amount of money
 - c. Other (specify amount and basis of exemption):

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

Name:

Address:

Telephone Number:

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

Date:

Defendant

THIS CLAIM TO BE FILED WITH OFFICE OF SHERIFF
CLEARFIELD COUNTY SHERIFF'S OFFICE
230 EAST MARKET STREET
CLEARFIELD, PA 16830
814-765-2641 X5015

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 21629
NO: 08-1137-CD

PLAINTIFF: AAC, LLC
vs.
DEFENDANT: RICHARD SPICHER
Execution PERSONAL PROPERTY

SHERIFF RETURN

DATE RECEIVED WRIT: 7/5/2013

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 11/19/2013

16 3
FILED NoCC
6/11/47 am
NOV 19 2013

William A. Shaw
Prothonotary/Clerk of Courts

DETAILS

8/16/2013 @ 12:15 PM SERVED RICHARD SPICHER

SERVED RICHARD SPICHER, DEFENDANT, AT HIS RESIDENCE 210 1/2 OLIVE AVENUE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO RICHARD SPICHER

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

@ SERVED

AFTER SEVERAL ATTEMPTS THE DEPUTY FOUND NOTHING OF VALUE TO LEVY.

@ SERVED

NOW, AUGUST 28, 2013 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO STAY THE PERSONAL PROPERTY LEVY.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 21629
NO: 08-1137-CD

PLAINTIFF: AAC, LLC

vs.

DEFENDANT: RICHARD SPICHER


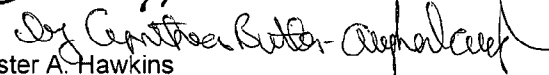
Execution PERSONAL PROPERTY

SHERIFF RETURN

SHERIFF HAWKINS \$129.72

SURCHARGE \$20.00 PAID BY ATTORNEY

So Answers,



Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.: 2008-1137-CD

vs.

RICHARD SPICHER
210 1/2 OLIVE AVENUE
DUBOIS, PA 15801

E.D. _____

Defendant

PRAECIPE FOR WRIT OF EXECUTION (LEVY - PERSONAL PROPERTY)

TO THE PROTHONOTARY:

Issue writ of execution on the above matter, directed to the Sheriff of Clearfield County

- (1) You are directed to levy upon the property of the Defendant and sell his interest therein, against Richard Spicher Defendant; and
- (2) You are further directed to **levy upon and sell all other real and personal property** belonging to the Defendant, Richard Spicher;
 - (a) and enter this writ in judgment index against Richard Spicher, Defendant

JUDGMENT: \$3,750.28

INTEREST: \$1,125.10

PROTHONOTARY: \$ 87.00

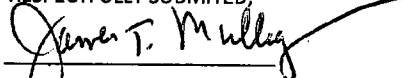
SHERIFF: \$

TOTAL: \$

Dated

7/1/13

RESPECTFULLY SUBMITTED,



James T. Mulligan, Jr., Esq.

P.O. Box 264

Taylor, PA 18517

PA ID # 51794

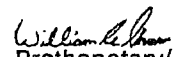
(866) 760-6205 ext. 235

In-House Counsel for Plaintiff

I hereby certify this to be a true
and attested copy of the original
statement filed in this case.

JUL 05 2013

Attest.


Prothonotary/
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.: 2008-1137-CD

vs.

RICHARD SPICHER
210 ½ OLIVE AVENUE
DUBOIS, PA 15801

E.D. _____

Defendant

WRIT OF EXECUTION NOTICE

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

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some exemptions. You may have other exemptions or other rights.

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

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

Court Administrator

Clearfield County Courthouse

Clearfield, PA 16830

(814) 765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

WRIT OF EXECUTION (MONEY JUDGMENTS) Rules P.R.C.P. 3101 to 3144

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

Plaintiff

J.D. No.: 2008-1137-CD

vs.

RICHARD SPICHER
210 ½ OLIVE AVENUE
DUBOIS, PA 15801

E.D. _____

Defendant

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

To satisfy the judgment, interest and costs against Defendant, Richard Spicher

- (1) You are directed to levy upon the property of the defendant and sell his interest therein;
- (2) You are also directed levy upon and sell all other real and personal property belonging to the defendant and situate within this jurisdiction
 - (a) An attachment has been issued;
 - (b) Except as provided in paragraph (c) , the garnishee is enjoined from paying and debt to or for the account of the defendant and from delivering and property of the defendant or otherwise disposing thereof;
 - (c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - (i) the first \$10,000.00 of each account of the Defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law;
 - (ii) each account of the Defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.
 - (iii) Any funds in an account of the Defendant with a bank or other financial institution that total \$300.00 or less. If multiple accounts are attached, a total of \$300.00 in all accounts shall not be subject to levy and attachment as determined by the executing

officer. The funds shall be set aside pursuant to the Defendant's general exemption provided in 42 Pa. C.S. § 8123.

- (3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such person that he or she has been assessed as a garnishee and is enjoined as above stated.

Amount due: \$3,750.28

Interest: \$1,125.10

Prothonotary: \$ 87.00

Sheriff: \$

Total: \$

Dated: 7-5-13
(seal)



Prothonotary Court Of Common Pleas of Clearfield County

By: _____

~~Deputy~~

Received this writ this 5th day
of July A.D. 2013
At 3:00 A.M. (P.M.)

Charles A. Hawkins
Sheriff Dry Centre Box - Clearfield

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance and proceeds
8. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CLAIM FOR EXEMPTION

TO THE SHERIFF:

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

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

a. I desire that my \$300.00 statutory exemption be

(i) Set aside in kind (specify property to be set aside in kind):

(ii) paid in cash following the sale of the property levied upon; or

b. I claim the following exemption (specify property and basis of exemption):

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

a. My \$300.00 statutory exemption () in cash; () in kind (specify property):

b. Social Security benefits on deposits in the amount of money

c. Other (specify amount and basis of exemption):

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

Name:

Address:

Telephone Number:

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

Date:

Defendant

THIS CLAIM TO BE FILED WITH OFFICE OF SHERIFF
CLEARFIELD COUNTY SHERIFF'S OFFICE
230 EAST MARKET STREET
CLEARFIELD, PA 16830
814-765-2641 X5015

**PERSONAL PROPERTY SALE
SCHEDULE OF DISTRIBUTION**

NAME RICHARD SPICHER

NO. 08-1137-CD

NOW, November 19, 2013, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Richard Spicher to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

SHERIFF COSTS:

PLAINTIFF COSTS, DEBT AND INTEREST:

RDR	9.00
SERVICE	9.00
MILEAGE	21.47
LEVY	
MILEAGE	21.47
POSTING	
COMMISSION	0.00
POSTAGE	1.84
HANDBILLS	
DISTRIBUTION	
ADVERTISING	
ADD'L SERVICE	
ADD'L POSTING	
ADD'L MILEAGE	42.94
ADD'L LEVY	
BID/ SETTLEMENT AMOUNT	
RETURNS/DEPUTIZE	9.00
COPIES	10.00
BILLING/PHONE/FAX	5.00
CONTINUED SALES	
MISCELLANEOUS	
TOTAL SHERIFF COSTS	\$129.72

DEBT-AMOUNT DUE	3,750.28
INTEREST @ %	0.00
FROM TO	
PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	20.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	1,125.10
MISCELLANEOUS	
TOTAL DEBT AND INTEREST	\$5,112.10

COSTS:

ADVERTISING	0.00
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	
ACKNOWLEDGEMENT	
SHERIFF COSTS	129.72
LEGAL JOURNAL COSTS	0.00
PROTHONOTARY	87.00
MORTGAGE SEARCH	
MUNICIPAL LIEN	

TOTAL COSTS \$216.72

TOTAL COSTS \$5,112.10

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

CHESTER A. HAWKINS, Sheriff

Ability Recovery Services, LLC
P.O. Box 4031
Wyoming, PA 18644
855-207-1892 (x263)

Fax

To: Clearfield Cty Sheriff From: Maurice Napoleone
Fax: (814) 765-5915 Pages: Including coversheet
Phone: _____ Date: 8/21/13
Re: Richard Spicker CC: _____
☐ Urgent ☒ For Review ☐ Please Comment ☒ Please Reply ☐ Please Recycle
2008-1137-CD

• Comments:

Please cease and desist (stay)
on Personal Property Levy.

T/g

M

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY PENNSYLVANIA
CIVIL DIVISION

PLAINTIFF

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

DEFENDANT

RICHARD SPICHER
210 1/2 OLIVE AVENUE
DUBOIS, PA 15801

NO.: 2008-1137-CD

FILED

OCT 08 2014

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

M/905/6/5
Jc Atty. Mulligan

NOTICE OF DEPOSITION IN AID OF EXECUTION

Pursuant to Pennsylvania Rules of Civil Procedure 3117 and 4007.1, notice is hereby given that on December 11, 2014, at 2:00 PM, at the law offices of James T. Mulligan, Jr.,

1 Montage Mountain Road, Suite A, Moosic, PA 18507, your oral deposition will be taken for the purposes of discovery in aid of execution.

You are directed to attend the deposition.

You are also directed to bring with you all documents in your possession, or to which you have access, relating to the following:

1. Deeds for each property in which you have an interest if any kind (individually or jointly with someone else).
2. All mortgages on all real estate in which you have an interest of any kind (individually or jointly with someone else).
3. All amortization statements (schedule of mortgage payments) for each mortgage.
4. Bank statements from the last six months for all checking accounts, savings accounts, certificate of deposits and statements or mailings from any brokerage firm, in which you

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY PENNSYLVANIA
CIVIL DIVISION

FILED 

PLAINTIFF

ACC, LLC
P.O. BOX 264
TAYLOR, PA 18517

NO.: 2008-1137-CD

OCT 08 2014

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

DEFENDANT

RICHARD SPICHER
210 1/2 OLIVE AVENUE
DUBOIS, PA 15801

M/905/6/5
Jw Atty. Mulligan

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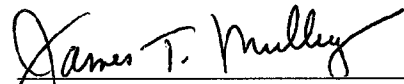
have an interest of any kind (individually or jointly with someone else).

5. All titles to vehicles in which you have an interest of any kind (individually or jointly with someone else).
6. All documents of title for any assets you or your spouse own, including any mobile home.
7. Your federal income tax returns for the last three (3) years.
8. All documents that show that money is owed to you by someone else.
9. All lists and documents showing inventory or stock in trade in any business that you may operate, have operated, or intend to operate, whether individually or jointly with someone else.
10. All documents showing or referring to any interest you have in any partnerships, giving the name and address of your partners, the business of the partnership, and its business address.
11. All receipts and documents showing all deposits of money with any escrow agent, credit union, public utility company, landlord, or others.
12. All lists and documents showing machinery, fixtures, equipment, tools, and supplies used in any business in which you have an interest of any kind (individually or jointly with someone else).
13. All documents related to patents, copyrights, franchises, and other general intangibles in which you have an interest of any kind (individually or jointly with someone else).
14. All lists and documents relating to government and corporate bonds and other negotiable and non-negotiable instruments in which you have an interest of any kind (individually or jointly with someone else).

15. All documents showing any debts owed to you or to any business in which you have any interest.
16. All bills of exchange or promissory notes or obligations owed to you by others.
17. All annuities and insurance policies in which you have an interest of any kind (individually or jointly with someone else).
18. All certificates or records of ownership of all bonds and stocks or any interest in incorporated or unincorporated companies in which you may have an interest.

Dated: 10/3/14

Respectfully Submitted,



James T. Mulligan, Jr., Esq.

PaId # 51794

In-House Counsel for Plaintiff

570-207-3383 (ext. 235)

FILED

OCT 08 2014

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

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

ACC, LLC

Plaintiff,

vs.

RICHARD SPICHER,

Defendant.

No. 2008-1137 C.D.

Type of Pleading: Suggestion of
Bankruptcy

Filed on behalf of: Richard Spicher,
Defendant

Counsel of Record for this party:

HOPKINS HELTZEL LLP

DAVID J. HOPKINS, ESQUIRE
Supreme Court No. 42519

LEA ANN HELTZEL, ESQUIRE
Supreme Court No. 83998

100 Meadow Lane, Suite 5
DuBois, Pennsylvania 15801

(814) 375-0300



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ICC

Atty

Hopkins

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BRIAN K. SPENCER

PROTHONOTARY & CLERK OF COURTS

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

ACC, LLC

Plaintiff,

vs.

RICHARD SPICHER,

Defendant.

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No. 2008-1137 C.D.

SUGGESTION OF BANKRUPTCY

AND NOW, comes the Defendant, Richard Spicher, through his undersigned attorney, and would show the Court:

1. Richard Spicher has filed a petition for relief under Title 11, United States Code, in the United States Bankruptcy Court for the Western District of Pennsylvania, which bears the case number 14-70860.

2. The Petition was filed on December 8, 2014.

3. This action is founded on a claim from which a discharge would be a release or that seeks to impose a charge on the property of the estate.

4. This is for informational purposes only and does not constitute a notice of appearance by the undersigned.

WHEREFORE, the Defendant suggests that this action has been stayed by the operation of 11 U.S.C. §362.

HOPKINS HELTZEL LLP



David J. Hopkins, Esquire
Attorney for Defendant

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

ACC, LLC

Plaintiff,

vs.

RICHARD SPICHER,

Defendant.

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:
:
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No. 2008-1137 C.D.

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that a true and correct copy of the foregoing Suggestion of Bankruptcy, filed on behalf of the Defendant, Richard Spicher, was forwarded on the 12th day of December 2014, by United States Mail, first class, postage prepaid, to all counsel of record, addressed as follows:

James T. Mulligan, Jr., Esquire
ACC, LLC
P.O. Box 264
Taylor, PA 18517

HOPKINS HELTZEL LLP

BY: 

David J. Hopkins, Esquire
Attorney for Defendant
Supreme Court No. 42519
100 Meadow Lane, Suite 5
DuBois, PA 15801
(814) 375-0300