

08-1436-CD  
W R Murdock vs Central Penn Rig Ser

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

W. R. MURDOCK & SONS,

Plaintiff,

vs.

CENTRAL PENN RIG SERVICES, LLC.,

Defendant.

No. 2008-1436-CD

COMPLAINT IN CIVIL ACTION

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF THIS PARTY:

NICHOLAS D. KRAWEC, ESQUIRE  
PA ID #38527

CHRISTOPHER M. BOBACK, ESQUIRE  
PA ID #91730

SHAWN P. MCCLURE, ESQUIRE  
PA ID #205951

Bernstein Law Firm, P.C.  
Firm #718  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219  
412-456-8100

**BERNSTEIN FILE NO. C0068274**

**FILED**  
m 2:07pm GK NO CC  
AUG 04 2008  
William A. Shaw (Signature)  
Prothonotary/Clerk of Courts  
1 Compl. TO  
SHFF.

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

W. R. MURDOCK & SONS,

Plaintiff,

vs.

Civil Action No.

CENTRAL PENN RIG SERVICE, LLC.,

Defendant

**NOTICE AND COMPLAINT**

**NOTICE TO DEFEND**

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served upon you, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a Judgment may be entered against you by the Court, without further notice, for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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  
PA Bar Association  
PO Box 186  
Harrisburg, PA 17108  
1-800-692-7375

## COMPLAINT

1. Plaintiff is a corporation having offices in Fayetteville, West Virginia.
2. Defendant is a limited liability company having its offices and place of business at 540 Summit Hill Road , Morrisdale, Clearfield County, Pennsylvania 16858.
3. At the special instance and request of Defendant, Plaintiff sold and delivered to Defendant certain goods, wares and merchandise, as is more specifically shown by Plaintiff's invoices, true and correct copies of which are attached hereto, marked Exhibit "1" collectively, and made a part hereof.
4. Plaintiff avers that Defendant received and accepted the aforementioned goods, wares and merchandise, as shown by the signed delivery receipts attached hereto, marked Exhibit "2" collectively, and made a part hereof.
5. The prices charged by Plaintiff were the fair, reasonable, and market prices that prevailed at the times of the transactions.
6. The prices charged by Plaintiff were the prices that Defendant agreed to pay.
7. An unpaid balance of \$7,142.31 remains due and owing on Defendant's account with Plaintiff, as is more specifically shown by Plaintiff's Transaction by Customer Inquiry Report, a copy of which is attached hereto, marked Exhibit "3," and made a part hereof.
8. Plaintiff claims finance charges as damages on the liquidated debt from October 12, 2007.
9. Plaintiff avers that finance charges amount to \$1,026.46 to July 29, 2008.
10. Although repeatedly requested to do so by Plaintiff, Defendant has willfully failed and refused to pay the aforesaid balance, finance charges, or any part thereof to Plaintiff.

WHEREFORE, Plaintiff demands Judgment against Defendant in the amount of \$8,168.77,  
with continuing finance charges thereon at the rate of 18% per annum and costs.

BERNSTEIN LAW FIRM, P.C.

BY: 

Attorney for Plaintiff

Suite 2200 Gulf Tower

Pittsburgh, PA 15219

**BERNSTEIN FILE NO. C0068274**

412-456-8100

# INVOICE

Remit To:  
W. R. Murdock & Sons, Inc.  
Route 3, Box 68A  
Fayetteville, WV 25840

Phone: 304-574-0600  
Fax: 304-574-3982

	38772
	9/12/2007
	1

**Bill To:**

Central Penn Rig Service, LLC  
540 Summit Hill Road  
Morgesdale PA 16858

**Ship To:**

Central Penn Rig Service, LLC  
540 Summit Hill Road  
Morgesdale PA 16858

		CENTRA55	22199	Net 30	11,214	
1	Exchanged: 1330-002 Pump Serial# 110106			Each	\$3,250.00	\$3,250.00
1	Core Charge			Each	\$1,000.00	\$1,000.00
1	Freight Charges			Each	\$95.99	\$95.99
<p><i>You still owe us a core for this unit</i> <i>Will give you credit on core charge when we receive core.</i></p> <p><i>Not Paid</i> <i>AW</i></p>						\$4,345.99
						\$0.00
						\$0.00
						\$0.00
						\$0.00
						\$4,345.99

A 1.5% Monthly FINANCE CHARGE which is AN ANNUAL RATE OF 18%  
will be made on all unpaid invoice after 30 days.

EXHIBIT

1/1

**W. R. Murdock & Sons, Inc.**  
**Rt. 3, Box 68A**  
**Fayetteville WV 25840**

INVESTIGATION	38772
DATE	9/12/2007
PAGE	1

Central Penn Rig Service, LLC  
540 Summit Hill Road  
Morresdale PA 16858

**Central Penn Rig Service, LLC**  
540 Summit Hill Road  
Morresdale PA 16858

[illegible]

# INVOICE

**Remit To:**

W. R. Murdock & Sons, Inc.

Route 3, Box 68A

Fayetteville, WV 25840

Phone: 304-574-0600

Fax: 304-574-3982

	38771
	8/12/2007
	1

**Bill To:**

Central Penn Rig Service, LLC  
540 Summit Hill Road  
Morresdale PA 16858

**Ship To:**

Central Penn Rig Service, LLC  
540 Summit Hill Road  
Morresdale PA 16858

		CENTRA55	23817	Net 30	8,415	
1	Exchanged: 1329-001 Pump	SER#030207		Each	\$2,000.00	\$2,000.00
1	Core Charge			Each	\$700.00	\$700.00
1	Freight Charges			Each	\$96.32	\$96.32
<p><i>You still owe us a core for this unit.</i></p> <p><i>Will give core credit if &amp; when we receive a core.</i></p> <p><i>Not Paid</i> <i>OPOL</i></p>						
					\$2,796.32	
					\$0.00	
					\$0.00	
					\$0.00	
					\$0.00	
					\$2,796.32	

A 1.5% Monthly FINANCE CHARGE which is AN ANNUAL RATE OF 18%

will be made on all unpaid invoice after 30 days.



PROB	38771
DATE	9/12/2007
PAGE	1

**Bill To:**

**Ship To:**

**Central Penn Rig Service, LLC**  
540 Summit Hill Road  
Morresdale PA 16858

[illegible]



## DELIVERY RECEIPT



Freight Bill 0993204494 RO

2200 FORWARD DRIVE  
HARRISON, AR 72801

fedex.com 1 866 393 4685

Ship Date 11/01/2006

Bill of Lading

P O

Shipper Reference

Origin CRW

Destination SNO

## Consignee

Trailer # K1871

CENTRAL PENN & RIG SVC  
540 SUMMIT HILL RD  
MORRISDALE  
PA 16858-7536 US

## Shipper

W R MURDOCK & SONS INC  
RTE 19 LAUREL CREEK RD  
RT 3 BOX 68 A  
FAYETTEVILLE  
WV 25840 US

DRIVER COPY

PIECES	WT	MM	DESCRIPTION	WT(LBS)	MMFC	PCP CLASS	RATE	TOTAL CHARGES
1			1-304-574-0600 SHIP PHONE # SKID USED HYD PUMP SKIDS FUEL SURCHG LTL SHPT16 004	250		050		
** ANY ADDITIONAL SERVICES MAY RESULT IN ADDITIONAL CHARGES **								
1			PREPAID - WILL INVOICE SHIPPER	250				
ACCESSORIAL SERVICES PERFORMED				WILL INVOICE RESPONSIBLE PARTY				
<input type="checkbox"/> INSIDE DELIVERY <input type="checkbox"/> SORT & SEGREGATE <input type="checkbox"/> DETENTION <input type="checkbox"/> RESIDENTIAL LIMITED ACCESS <input type="checkbox"/> LIFT GATE <input type="checkbox"/> OTHERS								
Delv Driver & # T. Fye 2010334								
Date 11-2-06		Arrive 1157		Depart 1206				
# of Skids 1		# of Pcs 5		OS&D #				
Shipment received in apparent good order with wrap intact unless otherwise noted								
Received by Robert J Fye				Customer Requirements/Appointment Instruction				
<input type="checkbox"/> Over <input type="checkbox"/> Damage    Exceptions <input type="checkbox"/> Short <input type="checkbox"/> Wrap Broken				Robert J. Fye				

EXHIBIT '2'



# DELIVERY RECEIPT



Freight Bill 1204888414 R0

2200 FORWARD DRIVE  
HARRISON, AR 72601

fedex.com 1 866 393 4585

Ship Date 03/01/2007	Bill of Lading
P O	Shopper Reference
Origin CRW	Destination SNO

<b>Consignee</b> CENTRAL PENN & RIG SVC 540 SUMMIT HILL RD MORRISDALE PA 16858-7536 US	Trailer # X1871	<b>Shipper</b> W R MURDOCK & SON LAUREL CREEK RD RT 3 BOX 68 A FAYETTEVILLE WV 25840 US
--	-----------------	--

DRIVER COPY

PIECES	HAZ	HAZ	DESCRIPTION	WT(LBS)	RMTC	POF CLASS	RATE	TOTAL CHARGE
1			HYDRAULIC PARTS 1 SKIDS 1-304-574-0600 SHIP PHONE # FUEL SURCHG LTL SMT16 40%	150	125820-00	077		
** ANY ADDITIONAL SERVICES MAY RESULT IN ADDITIONAL CHARGES **								
2			PREPAID - WILL INVOICE SHIPPER	150				

ACCESSORIAL SERVICES PERFORMED

☐ INSIDE DELIVERY    ☐ SORT & SEGREGATE    ☐ DETENTION  
☐ RESIDENTIAL LIMITED ACCESS    ☐ LIFT GATE    ☐ OTHERS

Delv Driver & # T.E. 2010334

Date 3-2-07    Arrive 1150    Depart 1200

# of Skids 1    # of Pcs    OS&D #

Shipment received in apparent good order with wrap intact unless otherwise noted

Received by *[Signature]*

☐ Over    ☐ Damage    Exceptions  
☐ Short    ☐ Wrap Broken

WILL INVOICE RESPONSIBLE PARTY

Customer Requirements/Appointment Instruction

*[Signature: PATRICIA DUNLAP]*

System: 11/9/2007 5:26:02 PM  
User Date: 11/9/2007

W. R. Murdock & Sons, Inc.  
TRANSACTION BY CUSTOMER INQUIRY REPORT  
Receivables Management

Page: 1  
User ID: Beth

Customer ID: CENTRA55

Central Penn Rig Service, LLC

Ranges: From: To:  
Document Number First Last  
Document Date First Last

Sorted By: Document Number

Include: Open

\* Voided

Origin	Type	Document Number	Check Number	Due Date	Audit Trail Code	Batch ID	Currency ID
Open	SLS	36481	-Pd	3/5/2007	SLSTE00001074	03-05-07-SS	
		36481		\$0.00	\$0.00	\$3,347.62	\$3,347.62
Open	SLS	36876	-Pd	4/9/2007	SLSTE00001124	04-09-07-SS	
		36876		\$0.00	\$0.00	\$3,250.00	\$3,250.00
Open	SLS	37902	-Pd	7/3/2007	SLSTE00001257	07-03-07-SS	
		37902		\$0.00	\$0.00	\$87.83	\$87.83
Open	SLS	37903	-Pd	7/3/2007	SLSTE00001257	07-03-07-SS	
		37903		\$0.00	\$0.00	\$97.62	\$97.62
Open	SLS	38771	-OPEN	9/12/2007	SLSTE00001381	09-12-07-SW	
		38771		\$0.00	\$0.00	\$2,796.32	\$2,796.32
Open	SLS	38772	-OPEN	9/12/2007	SLSTE00001381	09-12-07-SW	
		38772		\$0.00	\$0.00	\$4,345.99	\$4,345.99
Total Documents: 6						Totals:	\$13,925.38
							\$13,925.38

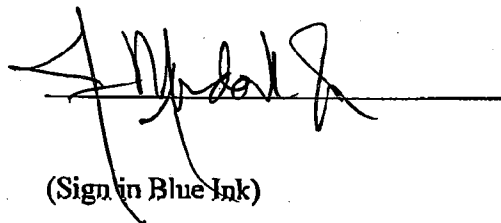
EXHIBIT "3"

05/06/2008 16:15 3

PAGE 05/05

May 06, 2008  
Page 4VERIFICATION

The undersigned does hereby verify under penalty of perjury, that he/she is Jim Murdock Sr  
of W. R. Murdock & Sons Plaintiff herein, that he/she is duly authorized to make this Verification and that  
the facts set forth in the foregoing COMPLAINT are true and correct to the best of his/her knowledge,  
information and belief.



(Sign in Blue Ink)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 08-1436-CD

W.R. MURDOCK & SONS

VS

SERVICE # 1 OF 1

CENTRAL PENN RIG SERVICES, LLC

COMPLAINT

SERVE BY: 09/03/2008

HEARING:

PAGE: 104504

DEFENDANT: CENTRAL PENN RIG SERVICES, LLC

ADDRESS: 540 SUMMIT HILL ROAD  
MORRISDALE, PA 16858

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/PIC

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS:

VACANT

OCCUPIED

ATTEMPTS

FILED

AUG 13 2008

0/3130  
William A. Shaw  
Prothonotary/Clerk of Courts

SHERIFF'S RETURN

NOW, 8/13/08 AT 937 AM/PM SERVED THE WITHIN

COMPLAINT ON CENTRAL PENN RIG SERVICES, LLC, DEFENDANT

BY HANDING TO Robert Ege, Owner

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

ADDRESS SERVED 540 Summit Hill rd Morrisdale Pa

NOW \_\_\_\_\_ AT \_\_\_\_\_ AM / PM POSTED THE WITHIN

COMPLAINT FOR CENTRAL PENN RIG SERVICES, LLC

AT (ADDRESS) \_\_\_\_\_

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

I MAKE RETURN OF NOT FOUND AS TO CENTRAL PENN RIG SERVICES, LLC

REASON UNABLE TO LOCATE \_\_\_\_\_

SWORN TO BEFORE ME THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_ 2008

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

*Deputy S. Henderson*  
Deputy Signature

S. Henderson  
Print Deputy Name

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

W.R. MURDOCK & SONS  
Plaintiff

vs.

CENTRAL PENN RIG SERVICE, LLC  
Defendant

No. 2008-1436-CD

Type of Pleading:  
ANSWER & NEW MATTER

Filed on Behalf of:  
DEFENDANT

Counsel for this Party:

Ann B. Wood, Esquire  
Supreme Court No. 23364  
Bell, Silberblatt & Wood  
318 East Locust Street  
P.O. Box 670  
Clearfield, PA 16830  
(814) 765-5537

Counsel for Plaintiff:

Shawn P. McClure, Esquire  
Supreme Court No. 205951  
Bernstein Law Firm, P.C.  
Firm #718  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219  
(412) 456-8100

FILED 1 CC Atty  
0/11:15 Lm wood  
AUG 29 2008

William A. Shaw  
Prothonotary/Clerk of Courts

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

W.R. MURDOCK & SONS	:	No. 2008-1436-CD
Plaintiff	:	
	:	
vs.	:	
CENTRAL PENN RIG SERVICE, LLC	:	
Defendant	:	
	:	
	:	
	:	

**NOTICE TO PLEAD**

TO: W.R. MURDOCK & SONS , Plaintiff

You are hereby notified to file a written response to the enclosed New Matter within  
twenty (20) days from service hereof or a judgment may be entered against you.

BELL, SILBERBLATT & WOOD  
BY:

Ann B. Wood  
Ann B. Wood, Esquire  
Attorney for Defendant



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

W.R. MURDOCK & SONS	:	No. 2008-1436-CD
Plaintiff	:	
	:	
vs.	:	
	:	
CENTRAL PENN RIG SERVICE, LLC	:	
Defendant	:	

**ANSWER & NEW MATTER**

NOW COMES, Central Penn Rig Service, LLC, Defendant, by and through its attorney, Ann B. Wood, Esquire, and sets forth its Answer to the Complaint as follows:

1. Paragraph 1 of the Complaint is admitted.

2. Paragraph 2 of the Complaint is admitted.

3. Paragraph 3 of the Complaint is denied as stated and, on the contrary, it is averred that while the Defendant did purchase certain goods, wares and merchandise from the Plaintiff, the Defendant, after reasonable investigation, is unable to determine whether it ordered and received the items identified on Exhibit "1", and said information being within the particular knowledge of the Plaintiff, strict proof thereof is demanded at trial.

4. Paragraph 4 of the Complaint is denied as stated and, on the contrary, it is averred that the Defendant, after reasonable investigation, is unable to determine that the delivery receipts attached as Exhibit "2" are the receipts for the specific goods alleged in the invoices to have been received by the Defendant and, strict proof thereof is demanded at trial.

5. Paragraph 5 of the Complaint is admitted.

6. Paragraph 6 of the Complaint is denied as stated and, on the contrary, it is averred that the Defendant did not agree to pay the prices shown for the items shown on the invoices attached as Exhibit "1".

7. Paragraph 7 of the Complaint is denied as stated and, on the contrary, it is averred that there is not an outstanding balance in the amount of \$7,142.31 due and owing on the Defendant's account with the Plaintiff. It is further averred that the Customer Inquiry Report attached as Exhibit "3" is an incomplete document and strict proof of the Defendant's full account with the Plaintiff is demanded at trial.

8. Paragraph 8 of the Complaint is denied as stated and, on the contrary, it is averred that the Defendant does not owe a finance charge on its account and the amount outstanding as claimed is in error.

9. Paragraph 9 of the Complaint is denied as stated and, on the contrary, it is averred that the Defendant does not owe the Plaintiff any finance charges.

10. Paragraph 10 of the Complaint is denied as stated and, on the contrary, it is averred that the Defendant has not willfully refused to pay its account but, on the contrary, it is averred that the Defendant has made repeated attempts to secure documentation from the Plaintiff as to the full account of the Defendant to determine proper invoicing, delivery and credit for returns and payments.

WHEREFORE, the Defendant requests judgment against the Plaintiff and in its favor.

**NEW MATTER**

NOW COMES the Defendant, Central Penn Rig Service, LLC, by its attorney, Ann B. Wood, Esquire, and sets forth its New Matter to the Complaint as follows:

11. Paragraphs 1 through 10 of Defendant's Answer to the Complaint are incorporated herein by reference as though the same were set forth in full.

12. The Plaintiff has purportedly sent items to the Defendant which were delivered to other third-party sites and have failed to properly identify those on the Defendant's account.

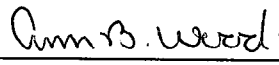
13. The Defendant has returned items to the Plaintiff for repairs which were paid for but never received credit for those items returned.

14. The Defendant has made payments on its account for which it has not been properly credited.

15. The Defendant has turned over pumps to the salesman for the Plaintiff but Defendant has not received proper credit for said pumps.

WHEREFORE, the Defendant requests judgment against the Plaintiff and in its favor.

Respectfully submitted,  
BELL, SILBERBLATT & WOOD  
By:

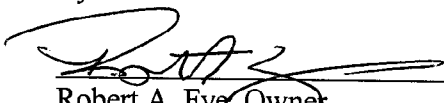
  
Ann B. Wood, Esquire  
Attorney for Defendant

#### VERIFICATION

I verify that the statements made in this Answer & New Matter are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. §4904, relating to unsworn falsification to authorities.

Central Penn Rig Service, LLC, Defendant  
By:

Date: 8-29-08

  
Robert A. Fye, Owner

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

W.R. MURDOCK & SONS  
Plaintiff

vs.

CENTRAL PENN RIG SERVICE, LLC  
Defendant

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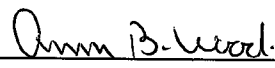
No. 2008-1436-CD

**CERTIFICATE OF SERVICE**

I hereby certify that certified copies of the Answer & New Matter as filed on behalf of Defendant with reference to the above matter has been served upon the following attorney for Plaintiff by mailing the same to him by United States First Class Mail, postage prepaid, addressed as follows on August 29, 2008:

Shawn P. McClure, Esquire  
Bernstein Law Firm, P.C.  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219

BELL, SILBERBLATT & WOOD  
By:

  
\_\_\_\_\_  
Ann B. Wood, Esquire  
Attorney for Defendant

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

W.R. MURDOCK & SONS  
Plaintiff

vs.

CENTRAL PENN RIG SERVICE, LLC  
Defendant

No. 2008-1436-CD

Type of Pleading:  
CERTIFICATE OF SERVICE

Filed on Behalf of:  
DEFENDANT

Counsel for this Party:

Ann B. Wood, Esquire  
Supreme Court No. 23364  
Bell, Silberblatt & Wood  
318 East Locust Street  
P.O. Box 670  
Clearfield, PA 16830  
(814) 765-5537

Counsel for Plaintiff:

Shawn P. McClure, Esquire  
Supreme Court No. 205951  
Bernstein Law Firm, P.C.  
Firm #718  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219  
(412) 456-8100

**FILED**

01/11/18/301  
OCT 22 2008

William A. Shaw  
Prothonotary/Clerk of Courts

ICC  
Amy Wood

(610)

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

W.R. MURDOCK & SONS  
Plaintiff

vs.

CENTRAL PENN RIG SERVICE, LLC  
Defendant

: No. 2008-1436-CD  
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**CERTIFICATE OF SERVICE**

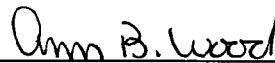
I, Ann B. Wood, Esquire, do hereby certify that an Important Notice (of Default) was served on the following and in the following manner on the 22<sup>nd</sup> day of October, 2008.

**First-Class Mail, Postage Prepaid**

W.R. Murdock & Sons  
Rt. 3 Box 68 A  
Fayetteville, WV 25804

Shawn P. McClure, Esquire  
Bernstein Law Firm, P.C.  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219

BELL, SILBERBLATT & WOOD  
By:



Ann B. Wood, Esquire  
Attorney for Defendant

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

W.R. MURDOCK & SONS

Plaintiff

vs.

CENTRAL PENN RIG SERVICE, LLC

Defendant

No. 2008-1436-CD

Type of Pleading:

CERTIFICATE OF SERVICE

Filed on Behalf of:

DEFENDANT

Counsel for this Party:

Ann B. Wood, Esquire  
Supreme Court No. 23364  
Bell, Silberblatt & Wood  
318 East Locust Street  
P.O. Box 670  
Clearfield, PA 16830  
(814) 765-5537

Counsel for Plaintiff:

Shawn P. McClure, Esquire  
Supreme Court No. 205951  
Bernstein Law Firm, P.C.  
Firm #718  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219  
(412) 456-8100

FILED

OCT 22 2008

William A. Shaw  
Prothonotary/Clerk of Courts

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

W.R. MURDOCK & SONS

Plaintiff

vs.

CENTRAL PENN RIG SERVICE, LLC

Defendant

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:  
:

No. 2008-1436-CD

**CERTIFICATE OF SERVICE**

I hereby certify that I served Defendant's Request for Production of Documents, on behalf of the Defendant, by mailing said Request by first class mail to the following attorney for Plaintiff on October 22, 2008, as follows:

Shawn P. McClure, Esquire  
Bernstein Law Firm, P.C.  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219

BELL, SILBERBLATT & WOOD  
By:

Ann B. Wood  
Ann B. Wood, Esquire  
Attorney for Defendant



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

W. R. MURDOCK & SONS,

Plaintiff,

vs.

CENTRAL PENN RIG SERVICES, LLC.,

Defendant.

No. 2008-1436-CD

**FILED**

OCT 29 2008

W/ 10:30/c  
William A. Shaw  
Prothonotary/Clerk of Courts

no c/c

(610)

**PLAINTIFF'S REPLY TO NEW  
MATTER**

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF THIS  
PARTY:

NICHOLAS D. KRAWEC, ESQUIRE  
PA ID #38527

CHRISTOPHER M. BOBACK, ESQUIRE  
PA ID #91730

SHAWN P. MCCLURE, ESQUIRE  
PA ID #205951

Bernstein Law Firm, P.C.  
Firm #718  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219  
412-456-8100

**BERNSTEIN FILE NO. C0068274**

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

W. R. MURDOCK & SONS,

Plaintiff,

No. 2008-1436-CD

vs.

CENTRAL PENN RIG SERVICES, LLC.,

Defendant.

**PLAINTIFF'S REPLY TO NEW MATTER**

AND NOW comes Plaintiff, W.R. Murdock & Sons, by counsel, Bernstein Law Firm, P.C., and files the following Reply to New Matter of Defendant, Central Penn Rig Services, LLC., averring in support thereof the following:

11. The multiple allegations of paragraph 11 of Defendant's New Matter are specifically denied to the extent that they contradict the averments of Plaintiff's Complaint, which are incorporated herein by reference thereto.

12. Paragraph 12 of Defendant's New Matter is specifically denied. Strict proof thereof is demanded at the trial hereof.

13. Paragraph 13 of Defendant's New Matter is specifically denied. Strict proof thereof is demanded at the trial hereof.

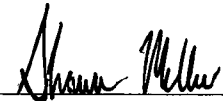
14. Paragraph 14 of Defendant's New Matter is specifically denied. Strict proof thereof is demanded at the trial hereof.

15. Paragraph 15 of Defendant's New Matter is specifically denied. Strict proof thereof is demanded at the trial hereof.

WHEREFORE, Plaintiff, W.R. Murdock & Sons, respectfully requests that Defendant's New Matter be dismissed with prejudice, and that Judgment is entered in favor of Plaintiff pursuant to the averments set forth in Plaintiff's Complaint.

Respectfully submitted,

BERNSTEIN LAW FIRM, P.C.

By: 

Shawn P. McClure, Esquire

Attorney for Plaintiff

PA I.D. #205951

Suite 2200 - Gulf Tower

707 Grant Street

Pittsburgh, PA 15219

(412) 456-8110

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

W. R. MURDOCK & SONS,

Plaintiff,

No. 2008-1436-CD

vs.

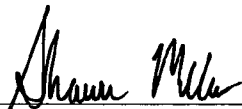
CENTRAL PENN RIG SERVICES, LLC.,

Defendant.

**CERTIFICATE OF SERVICE**

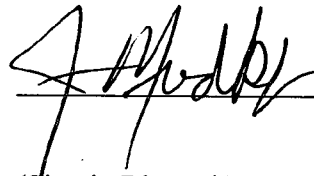
I, Shawn P. McClure, Esquire hereby certify that a true and correct copy of the foregoing  
REPLY TO NEW MATTER was served on the Defendant's attorney, by regular U. S. Mail,  
postage prepaid, this 21<sup>st</sup> day of October, 2008, addressed as follows:

Bell, Silberblatt & Wood  
Attn: Ann B. Wood, Esquire  
318 Locust Street  
P.O. Box 670  
Clearfield, PA 16830

  
\_\_\_\_\_  
Shawn P. McClure, Esq.

**VERIFICATION**

The undersigned does hereby verify under penalty of perjury, that he/she is JAMES A. MURDOCKSON  
of W.R. MURDOCKSON Plaintiff herein, that he/she is duly authorized to make this Verification and that  
the facts set forth in the foregoing REPLY TO NEW MATTER are true and correct to the best of his/her  
knowledge, information and belief.

A handwritten signature in blue ink, appearing to read "J. Murdockson", is written over a horizontal line.

(Sign in Blue Ink)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104504  
NO: 08-1436-CD  
SERVICES 1  
COMPLAINT

PLAINTIFF: W.R. MURDOCK & SONS  
VS.  
DEFENDANT: CENTRAL PENN RIG SERVICES, LLC

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	BERNSTEIN	107456	10.00
SHERIFF HAWKINS	BERNSTEIN	107456	33.21

*S*  
**FILED**  
*0/9:00AM*  
**JAN 06 2008**  
William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2008

So Answers,



Chester A. Hawkins  
Sheriff

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

W. R. MURDOCK & SONS,

Plaintiff,

vs.

No. 2008-1436-CD

CENTRAL PENN RIG SERVICES, LLC.,

PRAECIPE TO SETTLE DISCONTINUE  
AND END

Defendant.

FILED ON BEHALF OF  
Plaintiff(s)

COUNSEL OF RECORD OF  
THIS PARTY:

NICHOLAS D. KRAWEC, ESQUIRE  
PA ID #38527

SHAWN P. MCCLURE, ESQUIRE  
PA ID #205951

HOLLY K. LATTANZI, ESQUIRE  
PA ID #209094

Bernstein Law Firm, P.C.  
Firm #718  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219  
412-456-8100

**BERNSTEIN FILE NO. C0068274**

<sup>5</sup>  
**FILED** No. 1436-CD  
m/11:05am of disc Issued  
FEB 19 2009 to Atty Lattanzi

William A. Shaw  
Prothonotary/Clerk of Courts

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

W. R. MURDOCK & SONS,

Plaintiff,

vs.

Civil Action No. 2008-1436-CD

CENTRAL PENN RIG SERVICES, LLC.,

Defendant.

PRAECIPE TO SETTLE, DISCONTINUE AND END

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

Settle, discontinue and end the above-captioned matter upon the records of the Court and  
mark the costs paid.

BERNSTEIN LAW FIRM, P.C.

By: 

Attorneys for Plaintiff  
Suite 2200 Gulf Tower  
Pittsburgh, PA 15219  
(412) 456-8100

**BERNSTEIN FILE NO: C0068274**

Sworn to and subscribed  
before me this 12th

day of January, 2009

  
Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Linda Boyle, Notary Public  
City Of Pittsburgh, Allegheny County  
My Commission Expires Oct. 29, 2011

Member, Pennsylvania Association of Notaries



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

W. R. MURDOCK & SONS,

Plaintiff,

vs.

Civil Action No. 2008-1436-CD


CENTRAL PENN RIG SERVICES, LLC.,

Defendant.

**CERTIFICATE OF SERVICE**

I, Holly K. Lattanzi, Esquire, hereby certify that a true and correct copy of the foregoing  
Praecipe to Settle Discontinue and End was served on the Defendant's attorney by regular U. S.  
Mail, postage prepaid, this 12 day of feb, 2009, addressed as follows:

CENTRAL PENN RIG SERVICES, LLC  
c/o Ann B. Wood, Esquire  
Bell, Silberblatt & Wood  
318 E. Locust Street  
Clearfield, PA 16830



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IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

W. R. Murdock & Sons, Inc.

Vs.

No. 2008-01436-CD

Central Penn Rig Services, LLC

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA  
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on February 19, 2009, marked:

Settled, discontinued and ended

Record costs in the sum of \$95.00 have been paid in full by Shawn P. McClure Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 19th day of February A.D. 2009.



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