

08-1436-CT  
W R Murdoch vs Central Penn Rig Ser

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

W. R. MURDOCK & SONS,

Plaintiff,

No. 2008-1436-CD

vs.

COMPLAINT IN CIVIL ACTION

CENTRAL PENN RIG SERVICES, LLC.,

Defendant.

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**

in 2:07 pm 6K No CC

AUG 04 2008

1 Compl. to  
Shff.

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.

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.

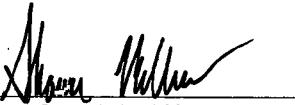
Lawyer Referral Service  
PA Bar Association  
PO Box 186  
Harrisburg, PA 17108  
1-800-692-7375

## 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  
Morresdale, PA 16882

**Ship To:**

Central Penn Rig Service, LLC  
540 Summit Hill Rd  
Montesdale PA 16858

	CENTRA55	22198	Net 30	11,214
1	Exchanged: 1330-002 Pump Serial# 110106		Each	\$3,250.00
1	Core Charge		Each	\$1,000.00
1	Freight Charges		Each	\$95.99
	<p>You still owe us a core for this unit            Will give you credit on core charge when we receive core.</p> <p><i>Not Paid JRW</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 V

\*\*\*HISTORICAL\*\*\*

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

38772
9/12/2007
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	22199	Net 30	11,214
1	Exchanged: 1330-002 Pump Serial# 110106		Each	\$3,250.00
1	Core Charge		Each	\$1,000.00
1	Freight Charges		Each	\$95.99

10

	\$4,345.99
	\$0.00
	\$0.00
	\$0.00
	\$4,345.99

# INVOICE

Remit To:  
**W. R. Murdock & Sons, Inc.**  
**Route 3, Box 68A**  
**Fayetteville, WV 25840**  
Phone: 304-574-0600  
Fax: 304-574-3982

38771
9/12/2007
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	23617	Net 30	8,415
1	Exchanged: 1329-001 Pump	SER#030207	Each	\$2,000.00
1	Core Charge		Each	\$700.00
1	Freight Charges		Each	\$96.32

You still owe us a core for this unit.  
Will give core credit if & when we receive a core.

*Not paid  
Open*

\$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.

\*\*\*HISTORICAL\*\*\*

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

	38771
	9/12/2007
	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

	CENTRASS	23617	Net 30	8,415
1	Exchanged: 1329-001 Pump	SER#030207	Each	\$2,000.00
1	Core Charge		Each	\$700.00
1	Freight Charges		Each	\$96.32
<i>2 Pcs</i>				

	\$2,796.32
	\$0.00
	\$0.00
	\$0.00
	\$2,796.32



## DELIVERY RECEIPT

Freight Bill 0993204494 RO

2200 FORWARD DRIVE  
HARRISON, AR 72601

fedex.com 1 866 393 4685

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

Trailer # K1871

Ship Date 11/01/2006 Bill of Lading

P.O. Shipper Reference

Origin CRW Destination SNO

Shipper

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

PIECES	HTD	PNB	DESCRIPTION	WT(LBS)	MRPC	PCP CLASS	RATE	TOTAL CHARGES
1			1-304-574-0600 SHIP PHONE # SKID USED HYD PUMP SKIDS FUEL SURCHG LTL SHPTG 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 <sup>AM</sup>	Depart 1206					
# of Skids 1		# of Pcs 5	OS&D #					
Shipment received in apparent good order with wrap intact unless otherwise noted								
Received by <u>Robert J. Fye</u>								
<input type="checkbox"/> Over <input type="checkbox"/> Damage      Exceptions <input type="checkbox"/> Short <input type="checkbox"/> Wrap Broken								
Customer Requirements/Appointment Instruction								
<u>Robert J. Fye</u>								

EXHIBIT 2



## DELIVERY RECEIPT

Freight Bill 1204888414 RD

2200 FORWARD DRIVE  
HARRISON, AR 72601

fedex.com 1 866 393 4585

Ship Date 03/01/2007 Bill of Lading

P O Shipper Reference

Origin CRW Destination SNO

Consignee

Trailer # X1071

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

Shipper

W R MURDOCK & SON  
LAUREL CREEK RD  
RT 3 BOX 68 A  
FAYETTEVILLE  
WV 25840 US

1967

PIECE	WT	HT	DESCRIPTION	WT(PCS)	SHIPC	POD CLASS	RATE	TOTAL CHARGE
1			HYDRAULIC PARTS SKIDS 1-304-574-0600 SHIP PHONE # FUEL SURCHG LTL SRPT16 404	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       UFT GATE       OTHERS

## WILL INVOICE RESPONSIBLE PARTY

Delivery Driver & # *T. Feal* 2010334  
Date 3-2-07 Arrive 1150 Depart 1200

Customer Requirements/Appointment Instruction

# of Skids 1 # of Pcs 05&amp;D #

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

Received by *Patrick Dunlap*  
 Over  Damage Exceptions  
 Short  Wrap Broken*Patrick 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 3/5/2007	SLS	36481 -Pd 36481		3/5/2007 \$0.00	SLSTE00001074 \$0.00	03-05-07-SS \$3,347.62	\$3,347.62
Open 4/9/2007	SLS	36876 -Pd 36876		4/9/2007 \$0.00	SLSTE00001124 \$0.00	04-09-07-SS \$3,250.00	\$3,250.00
Open 7/3/2007	SLS	37902 -Pd 37902		7/3/2007 \$0.00	SLSTE00001257 \$0.00	07-03-07-SS \$87.83	\$87.83
Open 7/3/2007	SLS	37903 -Pd 37903		7/3/2007 \$0.00	SLSTE00001257 \$0.00	07-03-07-SS \$97.62	\$97.62
Open 9/12/2007	SLS	38771 -OPEN 38771		9/12/2007 \$0.00	SLSTE00001381 \$0.00	09-12-07-SW \$2,796.32	\$2,796.32
Open 9/12/2007	SLS	38772 -OPEN 38772		9/12/2007 \$0.00	SLSTE00001381 \$0.00	09-12-07-SW \$4,345.99	\$4,345.99
Total Documents: 6				Totals:		\$13,925.38	\$13,925.38

EXHIBIT 11 3

05/06/2008 16:15 3

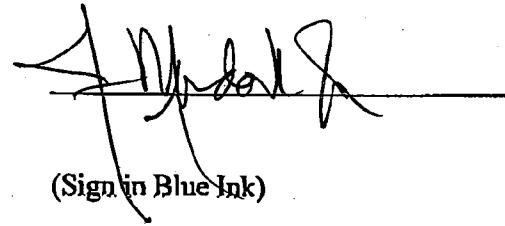
PAGE 05/05

May 06, 2008

Page 4

VERIFICATION

The undersigned does hereby verify under penalty of perjury, that he/she is W. R. Murdock Jr. of W. R. Murdock Jr. 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

CENTRAL PENN RIG SERVICES, LLC  
COMPLAINT

SERVICE # 1 OF 1

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

0/3:30

William A. Shaw  
Prothonotary/Clerk of Courts

**SHERIFF'S RETURN**

NOW, 8/13/08 AT 9:37 AM / PM SERVED THE WITHIN

COMPLAINT ON CENTRAL PENN RIG SERVICES, LLC, DEFENDANT

BY HANDING TO Robert Eye, 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. Hender  
Deputy Signature

S. Hender  
Print Deputy Name

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

W.R. MURDOCK & SONS : No. 2008-1436-CD  
Plaintiff :  
vs. : Type of Pleading:  
CENTRAL PENN RIG SERVICE, LLC : ANSWER & NEW MATTER  
Defendant : 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 1cc Atty  
0/11:15 cm wood  
AUG 29 2008  
WM  
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:

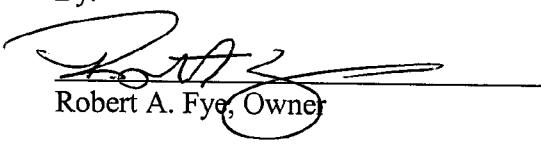
Ann B. Wood  
Ann B. Wood, Esquire  
Attorney for Defendant

#### 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 : No. 2008-1436-CD

Plaintiff :

:

vs. :

:

CENTRAL PENN RIG SERVICE, LLC :

Defendant :

:

**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  
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  
Atty Wood

William A. Shaw  
Prothonotary/Clerk of Courts  
(610)

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 : :  
: :

**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  
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 *ICC*  
*Oct 15 18 2008* *Angie Wood*  
OCT 22 2008

*S*  
William A. Shaw  
Prothonotary/Clerk of Courts  
*611*

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 :  
:

**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,

No. 2008-1436-CD

vs.

CENTRAL PENN RIG SERVICES, LLC.,

Defendant.

**FILED**

OCT 29 2008

10:30 AM  
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.

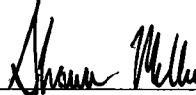
14. Paragraph 14 of Defendant's New Matter is specifically denied. Strict proof thereof is demanded at the trial hereof.

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**

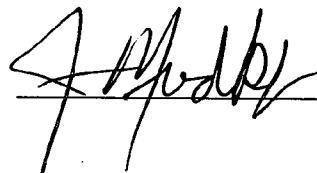
I, Shawn P. McClure, Esquire hereby certify that a true and correct copy of the foregoing REPLY TO NEW MATTER was served on the Defendant's attorney, by regular U. S. Mail, postage prepaid, this 21<sup>st</sup> day of October, 2008, addressed as follows:

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. Murdoch of W.R. Murdoch, 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.



(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**

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RETURN COSTS

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

S  
**FILED**  
019.000m  
JAN 06 2008  
William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

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



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.,

PRAEICE 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**

S  
**FILED** No cc & 1 Cert  
m 11:05 am 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.,

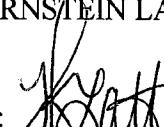
Defendant.

PRAECIPE TO SETTLE, DISCONTINUE AND END

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

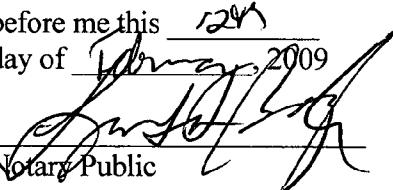
Settle, discontinue and end the above-captioned matter upon the records of the Court and mark the costs paid.

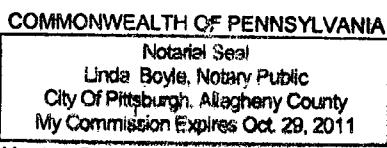
BERNSTEIN LAW FIRM, P.C.

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



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION  
W. R. MURDOCK & SONS,

Plaintiff,

vs.

Civil Action No. 2008-1436-CD

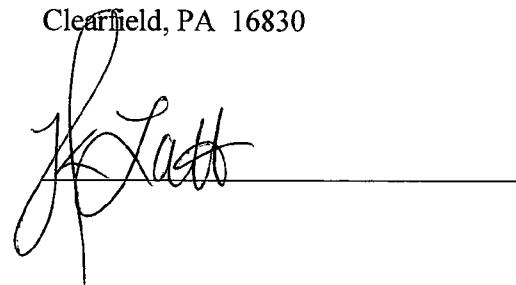
CENTRAL PENN RIG SERVICES, LLC.,

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



IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

CCW

**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