

08-1625-CD  
Amy Jo Hyde vs. J&D Auto Sales

## COMMONWEALTH OF PENNSYLVANIA

## COURT OF COMMON PLEAS

CLEARFIELD

Judicial District, County Of

46TH

## NOTICE OF APPEAL

FROM

MAGISTERIAL DISTRICT JUDGE JUDGMENT

COMMON PLEAS No. 2008-1625-CD

FILED

AUG 28 2008

0/3:45/12

William A. Shaw  
Prothonotary/Clerk of Courts  
CMR to MDJ.

## NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the Magisterial District Judge on the date and in the case referenced below.

NAME OF APPELLANT <u>Amy Jo Hyde</u>	MAG. DIST. NO. <u>46-3-01</u>	NAME OF MDJ. <u>Patrick M. Ford</u>
ADDRESS OF APPELLANT <u>101 1/2 Perry St. Punxsutawney</u>	CITY <u>Punxsutawney</u>	STATE <u>PA.</u>
DATE OF JUDGMENT <u>7/29/08</u>	IN THE CASE OF (Plaintiff) <u>Amy Jo Hyde</u>	(Defendant) <u>J &amp; D Auto Sales</u>
DOCKET NO. <u>CV-0000254-08</u>	SIGNATURE OF APPELLANT OR ATTORNEY OR AGENT <u>Amy Jo Hyde</u>	

This block will be signed ONLY when this notation is required under Pa. R.C.P.D. J. No. 1008B.

This Notice of Appeal, when received by the Magisterial District Judge, will operate as a SUPERSEDEAS to the judgment for possession in this case.

If appellant was Claimant (see Pa. R.C.P.D. J. No. 1001(6) in action before a Magisterial District Judge, A COMPLAINT MUST BE FILED

within twenty

(20) days after filing the NOTICE of APPEAL.

Signature of Prothonotary or Deputy

## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.D.J. No. 1001(7) in action before Magisterial District Judge. IF NOT USED, detach from copy of notice of appeal to be served upon appellee.

## PRAECIPE: To Prothonotary

Enter rule upon \_\_\_\_\_ appellee(s), to file a complaint in this appeal  
Name of appellee(s)

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Signature of appellant or attorney or agent

## RULE: To \_\_\_\_\_ appellee(s)

Name of appellee(s)

## OWNER

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time JUDGMENT OF NON PROS MAY BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of the mailing.

Date \_\_\_\_\_, 20\_\_\_\_

Signature of Prothonotary or Deputy

YOU MUST INCLUDE A COPY OF THE NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH THIS NOTICE OF APPEAL.

## PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service **MUST BE FILED WITHIN TEN (10) DAYS AFTER** filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_; SS

**AFFIDAVIT:** I hereby swear or affirm that I served

☐ a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_, upon the Magisterial District Judge designated therein on  
(date of service) \_\_\_\_\_, 20\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail,  
sender's receipt attached hereto, and upon the appellee, (name) \_\_\_\_\_ on  
\_\_\_\_\_, 20\_\_\_\_ ☐ by personal service ☒ by (certified) (registered) mail,  
sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Signature of official before whom affidavit was made

\_\_\_\_\_  
Signature of affiant

\_\_\_\_\_  
Title of official

My commission expires on \_\_\_\_\_, 20\_\_\_\_

## COMMONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

CLEARFIELD

Judicial District, County Of

46TH

## NOTICE OF APPEAL

FROM

0/3:45/14

MAGISTERIAL DISTRICT JUDGE JUDGMENT

COMMON PLEAS No. 2008-1625-CD

## NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the Magisterial District Judge on the date and in the case referenced below.

NAME OF APPELLANT <u>Amy Jo Hyde</u>	MAG. DIST. NO. <u>46-3-01</u>	NAME OF OP/ID <u>Patrick M. Ford</u>
ADDRESS OF APPELLANT <u>171 1/2 Perry St. Pittsboro, Pa.</u>	CITY <u>Pittsboro</u>	STATE <u>PA.</u>
DATE OF JUDGMENT <u>7/29/08</u>	IN THE CASE OF (Plaintiff) <u>Amy Jo Hyde</u>	(Defendant) <u>J &amp; D Auto Sales</u>
DOCKET NO. <u>CV-0000254-08</u>	SIGNATURE OF APPELLANT OR ATTORNEY OR AGENT <u>Amy J. Hyde</u>	

This block will be signed ONLY when this notation is required under Pa. R.C.P.D. J. No. 1008B.

This Notice of Appeal, when received by the Magisterial District Judge, will operate as a SUPERSEDEAS to the judgment for possession in this case.

If appellant was Claimant (see Pa. R.C.P.D. J. No. 1001(6) in action

before a Magisterial District Judge, A COMPLAINT MUST BE FILED within

twenty

(20) days after filing the NOTICE of APPEAL.

Signature of Prothonotary or Deputy

## PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE

This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.D.J. No. 1001(7) in action before Magisterial District Judge. IF NOT USED, detach from copy of notice of appeal to be served upon appellee.

PRAECIPE: To Prothonotary

Enter rule upon \_\_\_\_\_ appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

Signature of appellant or attorney or agent

RULE: To \_\_\_\_\_ appellee(s)

Name of appellee(s)

OWNER

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time JUDGMENT OF NON PROS MAY BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of the mailing.

Date \_\_\_\_\_, 20\_\_\_\_

Signature of Prothonotary or Deputy

YOU MUST INCLUDE A COPY OF THE NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH THIS NOTICE OF APPEAL.

## PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_; SS

**AFFIDAVIT:** I hereby swear or affirm that I served

☐ a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_, upon the Magisterial District Judge designated therein on

(date of service) \_\_\_\_\_, 20\_\_\_\_, ☐ by personal service ☐ by (certified) (registered) mail,

sender's receipt attached hereto, and upon the appellee, (name) \_\_\_\_\_ on

\_\_\_\_\_, 20\_\_\_\_, ☐ by personal service ☒ by (certified) (registered) mail,

sender's receipt attached hereto.

**FILED**  
AUG 28 2008

William A. Shaw  
Prothonotary/Clerk of Courts

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
Signature of official before whom affidavit was made

\_\_\_\_\_  
Signature of affiant

\_\_\_\_\_  
Title of official

My commission expires on \_\_\_\_\_, 20\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD****NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

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

PLAINTIFF: **HYDE, AMY JO**  
 NAME and ADDRESS  
**347 SNYDER HILL RD  
 PUNKSUTAWNEY, PA 15767**

VS.  
 DEFENDANT: **S&D AUTO SERVICE**  
 NAME and ADDRESS  
**349 DUBOIS STREET  
 DUBOIS, PA 15801**

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

Docket No.: **CV-0000254-08**  
 Date Filed: **6/04/08**

**THIS IS TO NOTIFY YOU THAT:**

Judgment: **FOR DEFENDANT** (Date of Judgment) **7/29/08**

☒ Judgment was entered for: (Name) **S&D AUTO SERVICE**

☒ Judgment was entered against: (Name) **HYDE, AMY JO**  
 in the amount of \$ **.00**

☐ 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	\$ <b>.00</b>
Judgment Costs	\$ <b>.00</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>.00</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total</b>	\$ _____

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.

**7-29-08** Date **Patrick N. Ford**, Magisterial District Judge

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

\_\_\_\_\_, Date \_\_\_\_\_, Magisterial District Judge

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

SEAL

AOPC 315-07

**DATE PRINTED: 7/29/08 9:36:00 AM**

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD****CIVIL COMPLAINT**

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

PLAINTIFF:	NAME and ADDRESS
<b>Amy Jo Hyde</b>	<b>938-8235</b>
<b>347 Snyder Hill Rd.</b>	
<b>Punksbury, PA 15767</b>	
VS.	
DEFENDANT:	NAME and ADDRESS
<b>SU-D Auto Service</b>	<b>372-3640</b>
<b>349 DuBois St.</b>	
<b>DuBois PA 15801</b>	

	AMOUNT	DATE PAID
FILING COSTS	\$ <u>130.00</u>	<u>6/4/08</u>
POSTAGE	\$ _____	<u>1/1</u>
SERVICE COSTS	\$ _____	<u>1/1</u>
CONSTABLE ED.	\$ _____	<u>1/1</u>
 TOTAL	\$ _____	<u>1/1</u>

Docket No.: **CV-25408**  
Date Filed: **6/4/08**

*Trooper Green*

Pa.R.C.P.D.J. No. 206 sets forth those costs recoverable by the prevailing party.

TO THE DEFENDANT: The above named plaintiff(s) asks judgment against you for \$ 4,500.00 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

*Amount I paid to have my 1998 Cad: worked on that he said he fixed, but I never even got it a 1/2 mile when I did get my car back from his place. Never did he fix it. I paid him total of 3,025.00 and then I took it to Rathmel Auto Service in Reynoldsburg to have it fixed there and they said it was in bad shape there was no work done on it at all. They had to pay them 500.00 or more for them to fix it.*

I, Amy Jo Hyde, verify that the facts set forth in this complaint are true and correct to the best of my knowledge, information, and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C.S. § 4904) related to unsworn falsification to authorities.

*had my car for 3 mos. wouldn't give it back till I paid him*

*Amy Jo Hyde*  
 (Signature of Plaintiff or Authorized Agent)

Plaintiff's Attorney: \_\_\_\_\_  
 Telephone: \_\_\_\_\_

Address: \_\_\_\_\_

IF YOU INTEND TO ENTER A DEFENSE TO THIS COMPLAINT, YOU SHOULD NOTIFY THIS OFFICE IMMEDIATELY AT THE ABOVE TELEPHONE NUMBER. YOU MUST APPEAR AT THE HEARING AND PRESENT YOUR DEFENSE. UNLESS YOU DO, JUDGMENT MAY BE ENTERED AGAINST YOU BY DEFAULT.

If you have a claim against the plaintiff which is within magisterial district judge jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five days before the date set for the hearing.

If you are disabled and require a reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

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

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

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF: **HYDE, AMY JO**  
NAME and ADDRESS  
**347 SNYDER HILL RD**  
**PUNXSUTAWNEY, PA 15767**

DEFENDANT: **S&D AUTO SERVICE**  
NAME and ADDRESS  
**349 DUBOIS STREET**  
**DUBOIS, PA 15801**

Docket No.: **CV-0000254-08**  
Date Filed: **6/04/08**



**THIS IS TO NOTIFY YOU THAT:**

Judgment: **FOR DEFENDANT** (Date of Judgment) **7/29/08**

☒ Judgment was entered for: (Name) **S&D AUTO SERVICE**

☒ Judgment was entered against: (Name) **HYDE, AMY JO**  
in the amount of \$ **.00**

☐ 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	\$	<b>.00</b>
Judgment Costs	\$	<b>.00</b>
Interest on Judgment	\$	<b>.00</b>
Attorney Fees	\$	<b>.00</b>
<b>Total</b>	\$	<b>.00</b>
Post Judgment Credits	\$	
Post Judgment Costs	\$	
<b>Certified Judgment Total</b>	\$	

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**FILED**  
**SEP 12 2008**

William A. Shaw  
Prothonotary/Clerk of Courts

**7-29-08** Date **Patrick N. Ford-WF**, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.  
\_\_\_\_\_, Date \_\_\_\_\_, Magisterial District Judge

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

AOPC 315-07

SEAL

DATE PRINTED: **7/29/08 9:36:00 AM**



COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

**CIVIL COMPLAINT**

Mag. Dist. No.: **46-3-01**

MDJ Name: Hon.  
**PATRICK N. FORD**  
Address: **309 MAPLE AVENUE**  
**PO BOX 452**  
**DUBOIS, PA 15801**  
Telephone: **(814) 371-5321**

PLAINTIFF: **Amey Jo Hyde** NAME and ADDRESS **938-8235**  
**347 Snyder Hill Rd.**  
**Punxsutawney, PA 15767**

DEFENDANT: **S-U-D Auto Service** NAME and ADDRESS **372-3640**  
**349 DuBois St.**  
**DuBois PA 15801**

Docket No.: **CV-25408**  
Date Filed: **6-4-08**



	AMOUNT	DATE PAID
FILING COSTS	\$ <b>130.00</b>	<b>6/4/08</b>
POSTAGE	\$	
SERVICE COSTS	\$	
CONSTABLE ED.	\$	
TOTAL	\$	

*Troppe Green*

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I, *Amey Jo Hyde* verify that the facts set forth in this complaint are true and correct to the best of my knowledge, information, and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C.S. § 4904) related to unsworn falsification to authorities.

*Amey Jo Hyde*  
(Signature of Plaintiff or Authorized Agent)

*had my car for 3 mos. wouldn't give it back till I paid the*

Plaintiff's Attorney: \_\_\_\_\_  
Telephone: \_\_\_\_\_

Address: \_\_\_\_\_

IF YOU INTEND TO ENTER A DEFENSE TO THIS COMPLAINT, YOU SHOULD NOTIFY THIS OFFICE IMMEDIATELY AT THE ABOVE TELEPHONE NUMBER. YOU MUST APPEAR AT THE HEARING AND PRESENT YOUR DEFENSE. UNLESS YOU DO, JUDGMENT MAY BE ENTERED AGAINST YOU BY DEFAULT.

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