

08-2006-CD  
Kenneth Luchini vs Steven Jarrett Esq.

KENNETH A. LUCHINI  
Plaintiff  
v.

STEVEN B. JARRETT, ESQ.  
Defendant

:IN THE COURT OF COMMON PLEAS  
:CLEARFIELD COUNTY, PENNSYLVANIA  
:  
: CIVIL ACTION  
:  
: CASE No: 08-2006-CJ

REQUEST FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Pursuant to Pa.R.Civ.P. 240, petitioner requests this Honorable Court for leave to proceed in forma pauperis.

As certified in the accompanying Verified Statement, petitioner is unable to retain counsel or to pay the costs of the proceeding.

Respectfully submitted,



Kenneth A. Luchini  
Plaintiff, pro se  
5706 Glades Pike, HK9529  
Somerset, PA 15501-0631

S  
FILED NO<sup>o</sup>C  
010:36 64  
OCT 20 2008  
WAS  
William A. Shaw  
Prothonotary/Clerk of Courts

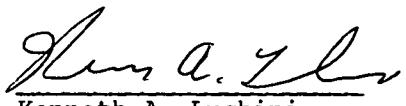
KENNETH A. LUCHINI  
Plaintiff  
v.  
STEVEN B. JARRETT, ESQ.  
Defendant

:IN THE COURT OF COMMON PLEAS  
:CLEARFIELD COUNTY, PENNSYLVANIA  
:  
: CIVIL ACTION  
:  
: CASE No:

AFFIDAVIT IN IN SUPPORT OF  
A PETITION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

Kenneth Luchini states under penalties provided by 18 Pa.C.S. 4904 that:

1. I am the petitioner in the above action and because of my financial condition am unable to pay the fees and costs including; filing fees and costs of reproducing records and briefs.
2. My responses to the questions below relating to my ability to pay the fees and costs of prosecuting or defending the action are true and correct.
  - (a) I was last employed 11/06 earning about \$2400 per month.
  - (b) I am incarcerated and other than prison pay of about \$25 per month, I have received within the past nine months, no income.
  - (c) Other than my prison commissary account of about \$95, I do not own any cash or checking or savings account.
  - (d) I own no home, a Jeep Cherokee valued at about \$4,000, a 2001 Kawasaki Motorcycle valued at about \$1,500. I own no other applicable personal property.
  - (e) Chelsea & Joseph, minor daughter & son, reside at 337 Atlantic St. St. Marys, PA 15857
  - (f) Debts and obligations: Fines and costs: \$ 1,200;  
Various household debts: \$8,000.
3. I understand that a false statement or answer to any question in this affidavit will subject me to the penalties provided by law.

  
Kenneth A. Luchini

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

KENNETH A. LUCHINI,  
Plaintiff

vs.

STEVEN B. JARRETT, ESQ.,  
Defendants

\*  
\*  
\*  
\*

NO. 08-2006-CD

ORDER

NOW, this 20<sup>th</sup> day of October, 2008, the Court having received and reviewed the Plaintiff's *pro se* Petition for Leave to Proceed in *Forma Pauperis*, it is the ORDER of this Court that the Plaintiff's Petition for Leave to Proceed *in forma pauperis* be and is hereby GRANTED.

BY THE COURT,

  
FREDRIC J. AMMERMAN  
President Judge

S  
FILED  
OCT 20 2008  
4CC  
PAFF  
0110146301

William A. Shaw  
Prothonotary/Clerk of Courts

KENNETH A. LUCHINI  
Plaintiff

v.

STEVEN B. JARRETT, ESQ.  
Defendant

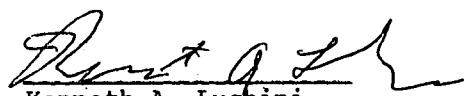
:IN THE COURT OF COMMON PLEAS  
:CLEARFIELD COUNTY, PENNSYLVANIA  
:  
: CIVIL ACTION  
:  
: CASE No: 08-2006-CD

PRAECIPE FOR SUMMONS

To the Prothonotary of said county:

ISSUE Summons directed to above named defendant.

Damages exceed \$25,000.00



Kenneth A. Luchini  
Plaintiff, pro se  
5706 Glades Pike, HK9529  
Somerset, PA 15501-0631

*S*  
**FILED**  
Oct 4 2008  
OCT 20 2008  
william a. shaw  
cc & lwt  
Sheriff

William A. Shaw  
Prothonotary/Clerk of Courts

KENNETH A. LUCHINI  
Plaintiff  
v.

STEVEN B. JARRETT, ESQ.  
Defendant

:IN THE COURT OF COMMON PLEAS  
:CLEARFIELD COUNTY, PENNSYLVANIA  
:  
: CIVIL ACTION  
:  
: CASE No: 08-2006-CD

WRIT OF SUMMONS

TO: Steven B. Jarrett, Esq. 32 NW 4th Ave, Clearfield, PA 16830

You are hereby notified that Kenneth A. Luchini has commenced an action  
against you.

Date: 10/20/08

Willie L. Shar  
(Name of Prothonotary or Clerk)

BY: \_\_\_\_\_  
(Deputy)

March 24, 2009 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.

Willie L. Shar  
Deputy Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
NO: 08-2006-CD

KENNETH A. LUCHINI

vs

STEVEN B. JARRETT, ESQ.

SERVICE # 1 OF 1

WRIT OF SUMMONS

SERVE BY: 11/19/2008

HEARING:

PAGE: 104873

DEFENDANT: STEVEN B. JARRETT, ESQ.  
ADDRESS: 32 NW 4TH AVE.  
CLEARFIELD, PA 16830

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS:  VACANT  OCCUPIED

ATTEMPTS He lives in Philadelphia 11/19/08

*S*  
**FILED**  
*01/31/08*  
**DEC 03 2008**

William A. Shaw  
Prothonotary/Clerk of Courts

**SHERIFF'S RETURN**

NOW, 12-3-08 AT \_\_\_\_\_ AM / PM SERVED THE WITHIN

WRIT OF SUMMONS ON STEVEN B. JARRETT, ESQ., DEFENDANT

BY HANDING TO \_\_\_\_\_ / \_\_\_\_\_

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

ADDRESS SERVED \_\_\_\_\_

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

WRIT OF SUMMONS FOR STEVEN B. JARRETT, ESQ.

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

NOW 12-3-08 AT 3:30 AM PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO STEVEN B. JARRETT, ESQ.

REASON UNABLE TO LOCATE NOT FOUND

SWORN TO BEFORE ME THIS

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

So Answers: CHESTER A. HAWKINS, SHERIFF

BY: Deputy S. Hunter

Deputy Signature

S. Hunter

Print Deputy Name

KENNETH A. LUCHINI  
Plaintiff  
v.

STEVEN B. JARRETT, ESQ.  
Defendant

:IN THE COURT OF COMMON PLEAS  
:CLEARFIELD COUNTY, PENNSYLVANIA  
:  
: CIVIL ACTION  
:  
: CASE NO: 08-2006-CD

WRIT OF SUMMONS

TO: Steven B. Jarrett, Esq. 32 NW 4th Ave, Clearfield, PA 16830

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against you.

Date: 10/20/08

*Will Lishan*  
(Name of Prothonotary or Clerk)

BY: \_\_\_\_\_  
(Deputy)

KENNETH A. LUCHINI  
Plaintiff  
v.

STEVEN B. JARRETT, ESQ.  
Defendant

: IN THE COURT OF COMMON PLEAS  
: CLEARFIELD COUNTY, PENNSYLVANIA  
:  
: CIVIL ACTION  
:  
: CASE No. 08-2006-CD

PRAECIPE TO REISSUE WRIT OF SUMMONS

To the Prothonotary of said county:

REISSUE Summons directed to above named defendant.

Damages exceed \$25,000.00

Date: 3-20-09

*Kenneth A. Luchini*  
Kenneth A. Luchini  
Plaintiff, pro se  
5706 Glades Pike, HK9529  
Somerset, PA 15501-0631

FILED  
F-4  
MAR 24 2009  
M/11:00/2009  
William A. Shaw  
Prothonotary/Clerk of Courts  
No CERT. COPIES  
REISSUED WRIT TO  
SHERIFF.

KENNETH A. LUCHINI  
Plaintiff  
v.

STEVEN B. JARRETT, ESQ.  
Defendant

:IN THE COURT OF COMMON PLEAS  
:CLEARFIELD COUNTY, PENNSYLVANIA  
:  
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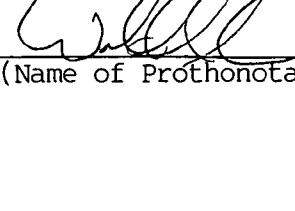
WRIT OF SUMMONS

To: Steven B. Jarrett, Esq. 32 NW 4th Ave. Clearfield, PA 16830, or  
486 Nimitz Ave. State College, PA 16801

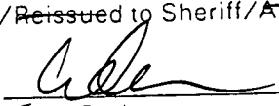
You are hereby notified that Kenneth A. Luchini has commenced an action  
against you.

Date: 10/20/08

  
(Name of Prothonotary or Clerk)

  
(Deputy)

March 24, 2009 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.

  
Deputy Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 105465  
NO: 08-2006-CD  
SERVICE # 1 OF 1  
WRIT OF SUMMONS

PLAINTIFF: KENNETH A. LUCHINI  
VS.  
DEFENDANT: STEVEN B. JARRETT, ESQ.

**SHERIFF RETURN**

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NOW, March 25, 2009, SHERIFF OF CENTRE COUNTY WAS DEPUTIZED BY CHESTER A. HAWKINS, SHERIFF OF CLEARFIELD COUNTY TO SERVE THE WITHIN WRIT OF SUMMONS ON STEVEN B. JARRETT, ESQ..

NOW, March 30, 2009 ATTEMPTED TO SERVE THE WITHIN WRIT OF SUMMONS ON STEVEN B. JARRETT, ESQ., DEFENDANT. THE RETURN OF CENTRE COUNTY IS HERETO ATTACHED AND MADE PART OF THIS RETURN MARKED "NOT FOUND".

5  
**FILED**  
03:09 pm  
**MAY 15 2009**

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 105465  
NO. 08-2006-CD  
SERVICES 1

WRIT OF SUMMONS

PLAINTIFF: KENNETH A. LUCHINI  
VS.  
DEFENDANT: STEVEN B. JARRETT, ESQ.

**SHERIFF RETURN**

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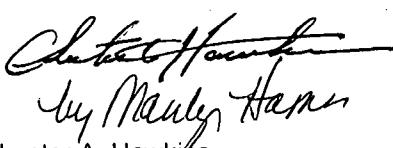
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
	IFP	NO COSTS	

Sworn to Before Me This

\_\_\_\_ Day of \_\_\_\_\_ 2009

So Answers,

  
by Maelyn Hamer  
Chester A. Hawkins  
Sheriff

# SHERIFF'S OFFICE

## CENTRE COUNTY

Clearfield County Sheriff

Rm 101 Court House, Bellefonte, Pennsylvania, 16823 (814) 355-6803

QB

### SHERIFF SERVICE PROCESS RECEIPT, AND AFFIDAVIT OF RETURN

INSTRUCTIONS FOR SERVICE OF PROCESS: You must file one instruction sheet for each defendant. Please type or print legibly. Do not detach any copies.

1. Plaintiff(s) Kenneth A Luchini	2. Case Number 08-2006-CD
3. Defendant(s) Steven B Jarrett Esq.	4. Type of Writ or Complaint: Writ of Summons 503751

SERVE → AT	5. Name of Individual, Company, Corporation, Etc., to Serve or Description of Property to be Levied, Attached or Sold. Steven B Jarrett Esq.
	6. Address (Street or RFD, Apartment No., City, Boro, Twp., State and Zip Code) 486 Nimitz Ave., State College, PA 16801

7. Indicate unusual service: <input type="checkbox"/> Reg Mail <input type="checkbox"/> Certified Mail <input type="checkbox"/> Deputize <input type="checkbox"/> Post <input type="checkbox"/> Other
---

Now, 20 I SHERIFF OF CENTRE COUNTY, PA., do hereby depose the Sheriff of \_\_\_\_\_ County to execute this Writ and make return thereof according to law. This deputation being made at the request and risk of the plaintiff. \_\_\_\_\_ Sheriff of Centre County

### 8. SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE

**NOTE ONLY APPLICABLE ON WRIT OF EXECUTION: N.B. WAIVER OF WATCHMAN** - Any deputy sheriff levying upon or attaching any property under within writ may leave same without a watchman, in custody of whomever is found in possession, after notifying person of levy or attachment, without liability on the part of such deputy or the sheriff to any plaintiff herein for any loss, destruction or removal of any such property before sheriff's sale thereof.

9. Print/Type Name and Address of Attorney/Originator Clearfield County Sheriff 1 NORTH SECOND STREET AUTE 116	10. Telephone Number (814) 765-2641	11. Date
12. Signature		

CLEARFIELD PA 16830

<b>SPACE BELOW FOR USE OF SHERIFF ONLY - DO NOT WRITE BELOW THIS LINE</b>		
13. I acknowledge receipt of the writ or complaint as indicated above.	SIGNATURE of Authorized CCSD Deputy of Clerk and Title	14. Date Filed
15. Expiration/Hearing Date		

### TO BE COMPLETED BY SHERIFF

16. Served and made known to \_\_\_\_\_, on the \_\_\_\_\_ day of \_\_\_\_\_, 2009, at \_\_\_\_\_ o'clock, \_\_\_\_\_ m., at 486 Nimitz Ave., State College, PA 16801, County of Centre

Commonwealth of Pennsylvania, in the manner described below:

Defendant(s) personally served.  
 Adult family member with whom said Defendant(s) resides(s). Relationship is \_\_\_\_\_  
 Adult in charge of Defendant's residence.  
 Manager/Clerk of place of lodging in which Defendant(s) resides(s).  
 Agent or person in charge of Defendant's office or usual place of business.  
 \_\_\_\_\_ and officer of said Defendant company.

Other \_\_\_\_\_

On the \_\_\_\_\_ day of \_\_\_\_\_, 2009, at \_\_\_\_\_ o'clock, \_\_\_\_\_ M.

Defendant not found because:

Moved  Unknown  No Answer  Vacant  Other Not found

Remarks: 03-30-09 Moved to Philadelphia

Advance Costs 0.00	Docket	Service	Sur Charge 0.00	Affidavit	Mileage 0.00	Postage	Misc.	Total Costs 0.00	Costs Due or Refund 0.00
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17. AFFIRMED and subscribed to before me this 1

20. day of <u>April</u> 2009	So Answer.
------------------------------	------------

21. Signature of Sheriff	19. Date <u>4/1</u>
--------------------------	------------------------

SHERIFF OF CENTRE COUNTY	
--------------------------	--

Amount Pd. _____	Page _____
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25. Date Received	
-------------------	--

24. I ACKNOWLEDGE RECEIPT OF THIS SHERIFF'S RETURN SIGNATURE OF AUTHORIZED ATTORNEY Member, Pennsylvania Association of Notaries	
--	--



CHESTER A. HAWKINS  
SHERIFF

# Sheriff's Office Clearfield County

COURTHOUSE  
1 NORTH SECOND STREET, SUITE 116  
CLEARFIELD, PENNSYLVANIA 16830

OFFICE (814) 765-2641  
FAX (814) 765-5915  
ROBERT SNYDER  
CHIEF DEPUTY  
MARILYN HAMM  
DEPT. CLERK  
CYNTHIA AUGHENBAUGH  
OFFICE MANAGER  
KAREN BAUGHMAN  
CLERK TYPIST  
PETER F. SMITH  
SOLICITOR

## DEPUTATION

### IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

PAGE 105465

TERM & NO. 08-296-CD

KENNETH A. LUCHINI

WRIT OF SUMMONS

VS.

STEVEN B. JARRETT, ESQ.

SERVE BY: 04/23/09  
COURT DATE:

### MAKE REFUND PAYABLE TO IFP ORDER ATTACHED

SERVE: STEVEN B. JARRETT, ESQ.

ADDRESS: 486 NIMITZ AVE., STATE COLLEGE, PA 16801

Know all men by these presents, that I, CHESTER A. HAWKINS, HIGH SHERIFF OF CLEARFIELD COUNTY, State of Pennsylvania, do hereby depelize the SHERIFF OF CENTRE COUNTY, Pennsylvania to execute this writ. This Deputation being made at the request and risk of the Plaintiff this day, March 25, 2009.

RESPECTFULLY,

CHESTER A. HAWKINS,  
SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA

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

KENNETH A. LUCHINI,  
Plaintiff

vs.

STEVEN B. JARRETT, ESQ.,  
Defendants

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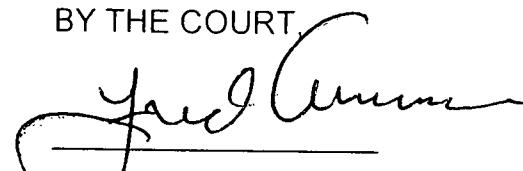
NO. 08-2006-CD

**COPY**

ORDER

NOW, this 20<sup>th</sup> day of October, 2008, the Court having received and reviewed the Plaintiff's *pro se* Petition for Leave to Proceed in Forma Pauperis, it is the ORDER of this Court that the Plaintiff's Petition for Leave to Proceed *in forma pauperis* be and is hereby GRANTED.

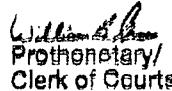
BY THE COURT

  
FREDRIC J. AMMERMAN  
President Judge

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

NOV 18 2008

Attest.

  
William A. Shaw  
Prothonotary/  
Clerk of Courts

S  
FILED  
OCT 20 2008  
4CC  
PAFF  
William A. Shaw  
Prothonotary/Clerk of Courts

KENNETH A. LUCHINI  
Plaintiff  
v.

STEVEN B. JARRETT, ESQ.  
Defendant

:IN THE COURT OF COMMON PLEAS  
:CLEARFIELD COUNTY, PENNSYLVANIA  
:  
: CIVIL ACTION  
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: CASE No. 08-2006-CD

WRIT OF SUMMONS

To: Steven B. Jarrett, Esq. 32 NW 4th Ave. Clearfield, PA 16830, or  
486 Nimitz Ave. State College, PA 16801

You are hereby notified that Kenneth A. Luchini has commenced an action against you.

Date: 10/20/08

(Name of Prothonotary or Clerk)

←(Deputy)

MARCH 24, 2009 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.

Deputy Prothonotary

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

KENNETH A. LUCHINI

Plaintiff

vs.

STEVEN B. JARRETT, ESQUIRE

Defendant

\* NO. 2008-2006-CD

\*

\*

\*

\*

\*

**ORDER**

NOW, this 26<sup>th</sup> day of June, 2013, upon the Court's review of the docket and noting no activity for a period of over four years, it is the ORDER of this Court that the case be moved to inactive status. The Prothonotary shall code the case in Full Court as Z-INACTA.

BY THE COURT,



FREDRIC J. AMMERMAN  
President Judge

FILED NOCC

6/9/16cm

2 JUN 28 2013

611V

William A. Shaw  
Prothonotary/Clerk of Courts