

08-2473-CD  
Sherwin-Williams Co vs William Moore

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THE SHERWIN-WILLIAMS COMPANY, ARBITRATION DIVISION

Plaintiff,

No.: 08-2473-CD

vs.

TYPE OF PLEADING:

WILLIAM M. MOORE i/d/b/a MOORE  
PRESSURE,

COMPLAINT IN CIVIL ACTION

Defendant.

FILED ON BEHALF OF:

The Sherwin-Williams Company, Plaintiff

COUNSEL OF RECORD FOR THIS PARTY:

Joseph R. Lawrence, Esquire  
Pa. ID No. 65709

Christopher J. Azzara, Esquire  
Pa. ID No. 204114

STRASSBURGER McKENNA  
GUTNICK & GEFSKY  
Firm No. 278

Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

Telephone: 412-281-5423  
Facsimile: 412-281-8264

5  
FILED *Att'y pd. 95.00*  
M 11/10/08  
DEC 3 1 2008 CC Sheriff  
William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THE SHERWIN-WILLIAMS COMPANY, ARBITRATION DIVISION

Plaintiff, No.:

vs.

WILLIAM M. MOORE i/d/b/a MOORE  
PRESSURE,

Defendant.

**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, 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

LAWYER REFERRAL SERVICE  
Pennsylvania Bar Association  
100 South Street  
Harrisburg, PA 17101  
800-932-0311

**HEARING NOTICE**

YOU HAVE BEEN SUED IN COURT. The above Notice to Defend explains what you must do to dispute the claims made against you. If you file the written response referred to in the Notice to Defend, a hearing before a board of arbitrators will take place on \_\_\_\_\_, 2008, at \_\_\_\_\_ a.m./p.m. IF YOU FAIL TO FILE THE RESPONSE DESCRIBED IN THE NOTICE TO DEFEND, A JUDGMENT FOR THE AMOUNT CLAIMED IN THE COMPLAINT MAY BE ENTERED AGAINST YOU BEFORE THE HEARING.

**DUTY TO APPEAR AT ARBITRATION HEARING**

If one or more of the parties is not present at the hearing, THE MATTER MAY BE HEARD AT THE SAME TIME AND DATE BEFORE A JUDGE OF THE COURT WITHOUT THE ABSENT PARTY OR PARTIES. THERE IS NO RIGHT TO A TRIAL DE NOVO ON APPEAL FROM A DECISION ENTERED BY A JUDGE.

NOTICE: YOU MUST RESPOND TO THIS COMPLAINT WITHIN TWENTY (20) DAYS OR A JUDGMENT FOR THE AMOUNT CLAIMED MAY BE ENTERED AGAINST YOU BEFORE THE HEARING.

IF ONE OR MORE OF THE PARTIES IS NOT PRESENT AT THE HEARING, THE MATTER MAY BE HEARD IMMEDIATELY BEFORE A JUDGE WITHOUT THE ABSENT PARTY OR PARTIES. THERE IS NO RIGHT TO A TRIAL DE NOVO ON APPEAL FROM A DECISION ENTERED BY A JUDGE.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
THE SHERWIN-WILLIAMS COMPANY, ARBITRATION DIVISION

Plaintiff, NO.

VS.

WILLIAM M. MOORE i/d/b/a MOORE  
PRESSURE,

Defendant.

**COMPLAINT IN CIVIL ACTION**

NOW COMES the Plaintiff, The Sherwin-Williams Company, by and through its attorneys, Joseph R. Lawrence, Esquire, Christopher J. Azzara, Esquire and Strassburger McKenna Gutnick & Gefsky, and files this Complaint in Civil Action and in support thereof states as follows:

1. The Sherwin-Williams Company ("Sherwin-Williams") is a corporation organized and existing under the laws of the State of Ohio, having an office located at 910 Sheraton Drive, Suite 400, Mars, Pennsylvania 16046 ("Plaintiff").
2. Defendant, William M. Moore i/d/b/a Moore Pressure ("Defendant") with a last known address at 1745 Treasure Lake, Dubois, Pennsylvania 15801-9046.
3. On or about April 3, 2008, Defendant signed a Commercial Credit Application with Sherwin-Williams, requesting Plaintiff to extend credit to Defendant, for the purchase of paint and related materials. A true and correct copy of the signed Commercial Credit Application is attached hereto, made apart hereof, and marked as **Exhibit "A"**.
4. Pursuant to the Commercial Credit Application, Defendant agreed to pay all costs, including attorney fees and court costs that Plaintiff incurs in the process of collecting said debt.

5. All paint and related materials were delivered to the Defendant in a satisfactory and workmanlike manner.

6. Plaintiff advanced paint and related materials and invoiced the Defendant for said materials in the amount \$2,662.61 (the "Invoice Amount"). A true and correct copy of the invoices and the statement as provided by Plaintiff to Defendant is attached hereto, made apart hereof, and marked as **Exhibit "B"**.

7. The last date that payment was due without default for any of the above referenced amounts was September 21, 2008.

8. Plaintiff has made demand on Defendant for payment of the outstanding balance. A true and correct copy of the demand letter sent by Plaintiff to Defendant is attached hereto, made apart hereof, and marked as **Exhibit "C"**.

9. Defendant defaulted on his payment obligations by failing or refusing to pay Plaintiff in full for the outstanding balance due and owing on the Invoice Amount.

10. Pursuant to the terms of the Commercial Credit Application, Plaintiff is entitled to collect interest on the past due balance at the rate of 1.5% per month totaling \$217.09 as of December 29, 2008 and continuing until judgment is entered.

11. Pursuant to the Defendant's default and the terms of the Commercial Credit Application, Plaintiff is also entitled to collect reasonable attorneys' fees which are estimated to be \$798.78 representing 30% of the unpaid balance.

12. As of December 29, 2008 the total amount due and owing Plaintiff is

|                        |                   |
|------------------------|-------------------|
| Invoice:               | \$2,662.61        |
| Interest to 12/29/08:  | \$ 217.09         |
| <u>Attorney's Fees</u> | <u>\$ 798.78</u>  |
| <b>Total:</b>          | <b>\$3,678.49</b> |

**COUNT I**

**Breach of Contract**

**The Sherwin-Williams Company v. William M. Moore i/d/b/a Moore Pressure**

13. Plaintiff incorporates Paragraphs 1 through 12 as if fully set forth herein.

14. Based on the foregoing allegations, Defendant has breached the Commercial Credit Application by failing to pay for the paint and materials advanced by the Plaintiff.

15. As a direct, proximate and foreseeable result of Defendant's breach of the Commercial Credit Application, Plaintiff has suffered damages in the form of lost profits from the loss of inventory.

WHEREFORE, the Plaintiff, The Sherwin-Williams Company, demands judgment against Defendant, William M. Moore i/d/b/a Moore Pressure in the amount of \$3,678.49 plus post-judgment interest and costs.

**COUNT II**

**Quantum Meruit**

**The Sherwin-Williams Company v. William M. Moore i/d/b/a Moore Pressure**

16. Plaintiff incorporates Paragraphs 1 through 15 as if fully set forth herein.

17. Defendant knowingly received the benefit of the Plaintiff's services in advancing paint and materials, under circumstances in which it was reasonable to expect Plaintiff to be compensated for said paint and materials.

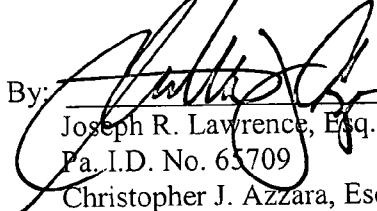
18. Under the doctrine of unjust enrichment, Plaintiff is entitled to be compensated for the reasonable value of the paint and materials it advanced Defendant.

WHEREFORE, the Plaintiff, The Sherwin-Williams Company, demands judgment against Defendant, William M. Moore i/d/b/a Moore Pressure in the amount of \$3,678.49 plus post-judgment interest and costs.

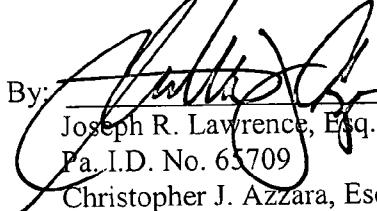
Respectfully Submitted,

STRASSBURGER McKENNA  
GUTNICK & GEFSKY

By:

  
Joseph R. Lawrence, Esq.

Pa. I.D. No. 65709

  
Christopher J. Azzara, Esq.

PA I.D. No. 204114

Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 281-5423  
(412) 281-8264 (Fax)  
Counsel for Plaintiff

4221-7890-5

| <b>SHERWIN WILLIAMS</b>  |                                      | <b>Commercial Credit Application</b>                       |  |   | Date: 4/30/08                              |                       |          |
|--|--------------------------------------|--|--|---|--|-----------------------|----------|
| Firms Full Name: <b>Moore Pressure</b>   |                                      | Type of Business: <b>Power Wash, Paint &amp; Stain</b>     |  |   |  |                       |          |
| Street Address: <b>1745 Treasure Lake</b>  |                                      | Phone: <b>814-603-0311</b> Cell Phone: <b>814-603-0311</b> |  |   |  |                       |          |
| Billing Address: <b>1745 Treasure Lake</b>   |                                      | Fax:   |  |   |  |                       |          |
| City: <b>Dubois</b>  |                                      | State: <b>PA</b> Zip: <b>15801</b>                         |  |   |  |                       |          |
| E-Mail Addresses (Optional): Purchasing Department:  |                                      | Accounts Payable:  |  |   |  |                       |          |
| Parent Company Name:   |                                      | City:  |  |   | State:                                     |                       |          |
| Date Business Started  | March 2007                           | Number Employed  | 1  | Estimated Annual Sales  | \$85,000 - 100,000                         | Contractor License No |          |
| PO Required:   | Yes <input checked="" type="radio"/> | Tax Exempt:  | Yes <input checked="" type="radio"/>                                     | If YES, Certificate must be attached to (or faxed with) application to qualify. |  | Federal I.D. #:       |          |
| Please Check One: <input checked="" type="radio"/> PROPRIETORSHIP <input type="radio"/> PARTNERSHIP <input type="radio"/> CORPORATION  |                                      | STATE INCORPORATED IN                                      |  |   | <input type="checkbox"/> LLC               |                       |          |
| For Proprietorship, Partnership or Corporation If Applicable   |                                      |  |  |   |  |                       |          |
| 1. Name of Owner(s): <b>William M. Moore</b>   |                                      | Home Address: <b>1745 Treasure LK.</b>                     |  |   |  |                       |          |
| City: <b>DUBOIS</b>  |                                      | State: <b>PA</b> Zip Code: <b>15801</b>                    |  |   | Social Security Number: <b>095-48-3601</b> |                       |          |
| 2. Name of Owner(s):   |                                      | Home Address:  |  |   |  |                       |          |
| City: <b></b>  |                                      | State: <b></b> Zip Code: <b></b>                           |  |   | Social Security Number: <b></b>            |                       |          |
| <b>THE INFORMATION IN THIS SECTION MAY BE USED TO OBTAIN A PERSONAL CREDIT REPORT FROM A CONSUMER REPORTING AGENCY</b>   |                                      |  |  |   |  |                       |          |
| CREDIT REFERENCES (If more space is needed, please use back of page.)  |                                      |  |  |   |  |                       |          |
| NAME   | ADDRESS                              | PHONE NUMBER   |  | ACCOUNT NUMBER  |  |                       |          |
|  |                                      |  |  |   |  |                       |          |
|  |                                      |  |  |   |  |                       |          |
|  |                                      |  |  |   |  |                       |          |
|  |                                      |  |  |   |  |                       |          |
| Bank Name  |                                      | Address  |  | Phone #   |  | Account #             |          |
| If credit is granted, I/We understand that the terms of the sale are not 20 <sup>th</sup> of the month following purchase. The Sherwin-Williams Company ("Sherwin-Williams") may charge interest on any past due balance at the maximum rate allowed by law with said interest being calculated from the date of default.  |                                      |  |  |   |  |                       |          |
| In consideration of Sherwin-Williams extending credit to the above business, I/We do hereby agree jointly and individually, to pay for all goods, wares and merchandise supplied to me or to any of us or the above business. In the event that the account is placed with a third party for collection, I/We agree to pay all costs including reasonable attorney fees, court costs and finance charges.  |                                      |  |  |   |  |                       |          |
| I/We authorize Sherwin-Williams to investigate our credit history (both business and personal), bank references and any information deemed necessary to extend credit. I/We agree to: (i) immediately notify Sherwin-Williams in writing, delivered in person or by certified mail return receipt requested, of any change in ownership, form of business, or address, or the termination of a person's authority to incur charges under the account on behalf of the applicant; and (ii) indemnify Sherwin-Williams for any loss incurred thereby as a result of our failure to provide said written notice. This agreement shall remain in full force and effect until written notice of revocation is received by Sherwin-Williams. |                                      |  |  |   |  |                       |          |
| Authorized Signature   |                                      | Date   | Authorized Signature:  |   | Date                                       |                       |          |
| Print Name Here: <b>Wm Moore</b>   |                                      |  | Print Name Here:   |   |  |                       |          |
| <b>INTERNAL USE ONLY</b>   |                                      |  |  |   |  |                       |          |
| Store #: <b>1174</b>   | Territory #: <b>0100</b>             | CAC Code: <b>1720</b>                                      | DCP. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | P.S. Volume: <b>5000.00</b>   |  |                       |          |
| Anticipated Credit Limit:  |                                      | Approved Credit Limit:                                     |  |   |  |                       |          |
| Account Number:  |                                      | Date:  | Approved By:   |   |  |                       |          |
| Creditor Name  | Selling Since                        | Date Last Chg. Sale  | Terms  | High Credit   | Balance                                    | Past Due              | Comments |
|  |                                      |  |  |   |  |                       |          |
|  |                                      |  |  |   |  |                       |          |
|  |                                      |  |  |   |  |                       |          |

THE SHERWIN-WILLIAMS CO.  
980 BEAVER DR.  
DU BOIS PA 15801 2514

REPRINTED  
DOCUMENT



SHERWIN-WILLIAMS.

ACCOUNT: 4221-7890-5

Visit [www.sherwin-williams.com](http://www.sherwin-williams.com)  
Store 1174  
(814) 371-7780

CHARGE  
INVOICE  
No. 3507-6

JOB 01 MOORE PRESSURE

PAGE 1 OF 1  
PO# FRAGLE

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

DATE: 07/17/2008  
TIME: 11:44 AM

2-0100  
E81/10902

(814) 603-0311

TERMS: NET PAYMENT DUE ON AUG. 20TH

| SALES NUMBER | SIZE   | PRODUCT   | DESCRIPTION        | QTY | PRICE | VALUE |
|--------------|--------|-----------|--------------------|-----|-------|-------|
| 6403-59949   | GALLON | 640359949 | DCKSCPESSTN&SLRRMV | 2   | 16.99 | 33.98 |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 33.98  
6.000% SALES TAX:1-391580102 2.04  
CHARGE \$36.02

MERCHANDISE RECEIVED IN GOOD ORDER BY:

BILL

EXHIBIT

B

THE SHERWIN-WILLIAMS CO.  
980 BEAVER DR.  
DU BOIS PA 15801 2514

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DOCUMENT



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Store 1174  
(814) 371-7780

ACCOUNT: 4221-7890-5

JOB 01 MOORE PRESSURE

CHARGE  
INVOICE  
No. 3498-8

PAGE 1 OF 1  
PO# FRAGEL

DATE: 07/17/2008  
TIME: 10:25 AM

2-0100  
E23/10902

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

(814) 603-0311

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON AUG. 20TH

| SALES NUMBER | SIZE   | PRODUCT | DESCRIPTION          | QTY | PRICE   | VALUE |
|--------------|--------|---------|----------------------|-----|---------|-------|
| 6403-59931   | GALLON |         | DCKSCPESREVIVE CLN   | 4   | 14.59 * | 58.36 |
| .....        |        |         | MFG NBR:0.01612068   |     |         |       |
| 165-1124     | EACH   | 463-000 | 3M463-000- SNDBLST S | 1   | 9.32    | 9.32  |
| 165-1090     | EACH   | 423-080 | 3M423-080- SNDBLST P | 1   | 8.49    | 8.49  |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 76.17  
6.000% SALES TAX:1-391580102 4.57  
CHARGE \$80.74

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BILL

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980 BEAVER DR.  
DU BOIS PA 15801 2514

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DOCUMENT



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(814) 371-7780

ACCOUNT: 4221-7890-5

JOB 01 MOORE PRESSURE

CHARGE  
INVOICE  
No. 3448-3

PAGE 1 OF 1  
PO# FRAGLE

DATE: 07/16/2008  
TIME: 9:09 AM

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

2-0100  
E81/10902

(814) 603-0311

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON AUG. 20TH

| SALES NUMBER | SIZE | PRODUCT | DESCRIPTION         | QTY | PRICE  | VALUE |
|--------------|------|---------|---------------------|-----|--------|-------|
| 821-8034     | EACH | 2090-2A | 2090 TAPE 2" SHR    | 1   | 6.95 * | 6.95  |
| 145-2424     | EACH | SHW002  | 9X12 2MIL DROP      | 1   | 3.79 * | 3.79  |
| 161-3413     | EACH | 24100M  | PROGRADE 6PK SPG MD | 1   | 14.38  | 14.38 |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 25.12  
6.000% SALES TAX: 1-391580102 1.51  
CHARGE \$26.63

MERCHANDISE RECEIVED IN GOOD ORDER BY:

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THE SHERWIN-WILLIAMS CO.  
980 BEAVER DR.  
DU BOIS PA 15801 2514

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DOCUMENT



SHERWIN-WILLIAMS.

ACCOUNT: 4221-7890-5

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JOB 01 MOORE PRESSURE

CHARGE  
INVOICE  
No. 5930-0

PAGE 1 OF 1  
PO# MEYERS

DATE: 07/10/2008  
TIME: 9:21 AM

2-0100  
E81/14942

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

(814) 603-0311

TERMS: NET PAYMENT DUE ON AUG. 20TH

| SALES NUMBER | SIZE  | PRODUCT | DESCRIPTION   | QTY | PRICE | VALUE  |
|--------------|-------|---------|---|-----|-------|--------|
| 6403-59279   | 5 GAL | A15T15  | DKSCPS WB STN TNT B<br>COLOR: SW3511 CEDAR BARK<br>BAC BLEND-A-COLOR OZ 32 64 128 | 5   | 26.38 | 131.90 |
|              |       |         | B1 BLACK - 30 - -   |     |       |        |
|              |       |         | R2 MAROON - 35 - -  |     |       |        |
|              |       |         | Y3 DEEP GOLD 4 17 - -   |     |       |        |
|              |       |         | FORMULA BOOK  |     |       |        |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 131.90  
6.000% SALES TAX: 1-391580102 7.92  
CHARGE \$139.82

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980 BEAVER DR  
DU BOIS PA 15801 2514

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DOCUMENT



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ACCOUNT: 4221-7890-5

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JOB 01 MOORE PRESSURE

CHARGE  
INVOICE  
No. 5905-2

PAGE 1 OF 1  
PO# FLAGEL

DATE: 07/08/2008  
TIME: 11:24 AM

2-0100  
E23/14942

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

(814) 603-0311

TERMS: NET PAYMENT DUE ON AUG. 20TH

| SALES NUMBER | SIZE   | PRODUCT   | DESCRIPTION        | QTY | PRICE | VALUE |
|--------------|--------|-----------|--------------------|-----|-------|-------|
| 6403-59949   | GALLON | 640359949 | DCKSCPESSTN&SLRRMV | 4   | 16.99 | 67.96 |
| 182-0588     | 3 INCH | 10774130  | ECONOMY BRUSH 3"   | 2   | 3.93  | 7.86  |
| 150-2384     | 5 QT   | 50SW      | PLS PL SW LOGO 5QT | 2   | 2.90  | 5.80  |

\_\_\_\_\_  
Thank You  
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SUBTOTAL 81.62  
6.000% SALES TAX: 1-391580102 4.90  
CHARGE \$86.52

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DU BOIS PA 15801 2514

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ACCOUNT: 4221-7890-5

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CHARGE  
INVOICE  
No. 3128-1

JOB 01 MOORE PRESSURE

PAGE 1 OF 1  
PO# FRAGLE

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

DATE: 07/08/2008  
TIME: 9:45 AM

2-0100  
E81/10902

(814) 603-0311

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON AUG. 20TH

| SALES NUMBER | SIZE   | PRODUCT   | DESCRIPTION        | QTY | PRICE   | VALUE |
|--------------|--------|-----------|--------------------|-----|---------|-------|
| 6403-59949   | GALLON | 640359949 | DCKSCPESSTN&SLRRMV | 2   | 17.99 * | 35.98 |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 35.98  
6.000% SALES TAX: 1-391580102 2.16  
CHARGE \$38.14

MERCHANDISE RECEIVED IN GOOD ORDER BY:

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ACCOUNT: 4221-7890-5

JOB 01 MOORE PRESSURE

CHARGE  
INVOICE  
No. 5743-7

PAGE 1 OF 1  
PO# CAYMON LANDING

DATE: 06/20/2008  
TIME: 9:16 AM

2-0100  
E81/14942

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

(814) 603-0311

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE   | PRODUCT  | DESCRIPTION  | QTY | PRICE  | VALUE  |
|--------------|--------|----------|--|-----|--------|--------|
| 6403-89185   | 5 GAL  | A82W151  | A100 LTX SA EXTRA<br>COLOR: SW6085 SIMPLIFY BEIGE<br>BAC BLEND-A-COLOR OZ 32 64 128<br>B1 BLACK - 31 - 1<br>R2 MAROON - 15 - -<br>Y3 DEEP GOLD 2 2 - 1<br>SHER-COLOR FORMULA | 5   | 25.26  | 126.30 |
| 588-3889     | EACH   | 243161   | GUARD RAC 5  | 1   | 24.21  | 24.21  |
| 181-0019     | 2 INCH | 99999    | PROVAL 2" A/S  | 2   | 5.99 * | 11.98  |
| 220-4394     | EACH   | 651-417  | PERFORMER REV TIP417   | 1   | 19.99  | 19.99  |
| 180-2578     | 4 INCH | 10257840 | 16" FRM/4" FAB COV   | 1   | 5.25   | 5.25   |
| 180-2503     | 4 INCH | 10250340 | 4" FAB CVR SM 2PK  | 1   | 3.79 * | 3.79   |

\_\_\_\_\_  
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SUBTOTAL 191.52  
6.000% SALES TAX: 1-391580102 11.50  
CHARGE \$203.02

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THE SHERWIN-WILLIAMS CO.  
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ACCOUNT: 4221-7890-5

JOB 01 MOORE PRESSURE

CHARGE  
INVOICE  
No. 2292-6

PAGE 1 OF 1  
PO# CAYMAN LANDING

DATE: 06/17/2008  
TIME: 9:03 AM

2-0100  
E41/10902

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE   | PRODUCT   | DESCRIPTION   | QTY | PRICE   | VALUE  |
|--------------|--------|-----------|---|-----|---------|--------|
| 6405-14915   | GALLON | A82W51    | A100 LTX SA EXTRA<br>COLOR: SW6085 SIMPLIFY BEIGE<br>BAC BLEND-A-COLOR OZ 32 64 128 | 5   | 26.76 * | 133.80 |
|              |        |           | B1 BLACK - 7 - -  |     |         |        |
|              |        |           | R2 MAROON - 2 1 1   |     |         |        |
|              |        |           | Y3 DEEP GOLD - 12 - 1   |     |         |        |
|              |        |           | SHER-COLOR FORMULA  |     |         |        |
|              |        |           | DISCOUNT (\$)   |     |         | -7.50  |
|              |        |           | REMEDY #5-35777-12089-2   |     |         |        |
| 6403-99747   | 5 GAL  | A82W153   | A100 LTX SA DEEP<br>COLOR: SW6088 NUTHATCH<br>BAC BLEND-A-COLOR OZ 32 64 128        | 20  | 25.26   | 505.20 |
|              |        |           | B1 BLACK 6 59 - 1   |     |         |        |
|              |        |           | N1 RAW UMBER 12 1 - -   |     |         |        |
|              |        |           | R2 MAROON 4 7 - -   |     |         |        |
|              |        |           | Y3 DEEP GOLD 14 58 - 1  |     |         |        |
|              |        |           | SHER-COLOR FORMULA  |     |         |        |
| 180-7023     | EACH   | 997023000 | SH WIRE BRUSH   | 1   | 3.66    | 3.66   |
| 906-0799     | EACH   | SB619     | WIRE BRUSH 6X19   | 1   | 3.89 *  | 3.89   |
| 173-4953     | 4 INCH | 10495340  | SPECIALTY COVER 4"  | 4   | 3.92 *  | 15.68  |

Thank You  
receipt required for refund

SUBTOTAL 654.73  
6.000% SALES TAX: 1-391580102 39.29  
CHARGE \$694.02

MERCHANDISE RECEIVED IN GOOD ORDER BY:

BILL

THE SHERWIN-WILLIAMS CO.  
980 BEAVER DR  
DU BOIS PA 15801 2514

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DOCUMENT



SHERWIN-WILLIAMS.

Visit [www.sherwin-williams.com](http://www.sherwin-williams.com)  
Store 1174  
(814) 371-7780

ACCOUNT: 4221-7890-5

JOB 01 MOORE PRESSURE

CASH  
INVOICE  
No. 2275-1

PAGE 1 OF 1  
PO# ULERİY

DATE: 06/16/2008  
TIME: 4:37 PM

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

2-0100  
E41/10902

(814) 603-0311

' INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE   | PRODUCT  | DESCRIPTION  | QTY | PRICE   | VALUE |
|--------------|--------|----------|--|-----|---------|-------|
| 6403-59261   | GALLON | A15T15   | DKSCPS WB STN TNT B<br>COLOR: SW3505 YANKEE BARN<br>BAC BLEND-A-COLOR OZ 32 64 128 | 2   | 26.99 ' | 53.98 |
|              |        |          | B1 BLACK - 14 - -  |     |         |       |
|              |        |          | L1 BLUE - 4 - -  |     |         |       |
|              |        |          | R2 MAROON - 14 - -   |     |         |       |
|              |        |          | FORMULA BOOK   |     |         |       |
| 180-4459     | 9 INCH | 10445990 | 1/2" KNIT 6PK RLR  | 1   | 9.99 '  | 9.99  |

\_\_\_\_\_  
Thank You  
receipt required for refund

|                               |         |
|-------------------------------|---------|
| SUBTOTAL                      | 63.97   |
| 6.000% SALES TAX: 1-391580102 | 3.84    |
| MASTERCARD                    | -67.81  |
| C/C# XXXX-XXXX-XXXX-5410      |         |
| AUTH # 03581B                 |         |
| TOTAL                         | \$67.81 |

THE SHERWIN-WILLIAMS CO.  
980 BEAVER DR.  
DU BOIS PA 15801 2514

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ACCOUNT: 4221-7890-5

JOB 01 MOORE PRESSURE

CHARGE  
INVOICE  
No. 2148-0

PAGE 1 OF 1  
PO#

DATE: 06/13/2008  
TIME: 8:44 AM

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

2-0100  
E81/10902

(814) 603-0311

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE  | PRODUCT | DESCRIPTION                         | QTY | PRICE | VALUE  |
|--------------|-------|---------|-------------------------------------|-----|-------|--------|
| 400-0733     | EACH  | 3953WH  | 36 WH PAINT SHORT<br>DISCOUNT (\$)  | 2   | 15.61 | 31.22N |
| .....        |       |         | REMEDY #5-35777-12089-2             |     |       | -9.24  |
| .....        |       |         | 10.99 ON ALL OTHER SIZES            |     |       |        |
| 6403-89185   | 5 GAL | A82W151 | A100 LTX SA EXTRA<br>SIMPLIFY BEIGE | 5   | 25.26 | 126.30 |
| .....        |       |         |                                     |     |       |        |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 148.28  
6.000% SALES TAX: 1-391580102 7.58  
CHARGE \$155.86

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DU BOIS PA 15801 2514

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SHERWIN-WILLIAMS.

ACCOUNT: 4221-7890-5

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CHARGE  
INVOICE  
No. 2113-4

JOB 01 MOORE PRESSURE

PAGE 1 OF 1  
PO# CAYMAN LANDING

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

DATE: 06/12/2008  
TIME: 12:59 PM

2-0100  
E41/10902

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE   | PRODUCT  | DESCRIPTION                                | QTY | PRICE | VALUE  |
|--------------|--------|----------|--|-----|-------|--------|
| 6403-99747   | 5 GAL  | A82W153  | A100 LTX SA DEEP<br>COLOR: SW6088 NUTHATCH | 5   | 25.26 | 126.30 |
|              |        |          | BAC BLEND-A-COLOR OZ 32 64 128             |     |       |        |
|              |        |          | B1 BLACK 6 59 - 1                          |     |       |        |
|              |        |          | N1 RAW UMBER 12 1 - -                      |     |       |        |
|              |        |          | R2 MAROON 4 7 - -                          |     |       |        |
|              |        |          | Y3 DEEP GOLD 14 58 - 1                     |     |       |        |
|              |        |          | SHER-COLOR FORMULA                         |     |       |        |
| 173-1785     | 9 INCH | 10178590 | CS SOFT WOVEN 1/2"                         | 2   | 3.25  | 6.50   |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 132.80  
6.000% SALES TAX: 1-391580102 7.97  
CHARGE \$140.77

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980 BEAVER DR  
DU BOIS PA 15801 2514

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SHERWIN-WILLIAMS.

ACCOUNT: 4221-7890-5

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(814) 371-7780

CHARGE  
INVOICE  
No. 2053-2

PAGE 1 OF 1  
PO# CAYMAN LANDING

DATE: 06/11/2008  
TIME: 11:35 AM

2-0100  
E41/10902

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

JOB 01 MOORE PRESSURE

(814) 603-0311

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE   | PRODUCT  | DESCRIPTION  | QTY | PRICE  | VALUE  |
|--------------|--------|----------|--|-----|--------|--------|
| 6403-99747   | 5 GAL  | A82W153  | A100 LTX SA DEEP<br>COLOR: SW6088 NUTHATCH<br>BAC BLEND-A-COLOR OZ 32 64 128 | 5   | 25.26  | 126.30 |
|              |        |          | B1 BLACK 6 59 - 1  |     |        |        |
|              |        |          | N1 RAW UMBER 12 1 - -  |     |        |        |
|              |        |          | R2 MAROON 4 7 - -  |     |        |        |
|              |        |          | Y3 DEEP GOLD 14 58 - 1   |     |        |        |
|              |        |          | SHER-COLOR FORMULA   |     |        |        |
| 180-1505     | 4 INCH | 99748540 | 4 WIRE CAGE FRAME  | 2   | 2.19 * | 4.38   |
| 280-2874     | EACH   | GSM-10   | MINI GLASS SCRAPR  | 1   | .81    | .81    |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 131.49  
6.000% SALES TAX: 1-391580102 7.89  
CHARGE \$139.38

MERCHANDISE RECEIVED IN GOOD ORDER BY:

BILL

THE SHERWIN-WILLIAMS CO.  
980 BEAVER DR  
DU BOIS PA 15801 2514

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SHERWIN-WILLIAMS.

ACCOUNT: 4221-7890-5

Visit [www.sherwin-williams.com](http://www.sherwin-williams.com)  
Store 1174  
(814) 371-7780

CHARGE  
INVOICE  
No. 5588-6

JOB 01 MOORE PRESSURE

PAGE 1 OF 1  
PO# CAYMON LANDING

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

DATE: 06/06/2008  
TIME: 8:48 AM

2-0100  
E81/14942

(814) 603-0311

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE  | PRODUCT | DESCRIPTION          | QTY | PRICE | VALUE |
|--------------|-------|---------|----------------------|-----|-------|-------|
| 220-2570     | EACH  | 782-220 | PERFMR FLTR100MSH    | 1   | 13.49 | 13.49 |
| 998-9864     | EACH  | 43430   | 5 GAL PAINT MIXER    | 1   | 9.74  | 9.74  |
| 966-3436     | EACH  | ANB-2   | DRPCLTH BTYL2 4X15   | 2   | 12.61 | 25.22 |
| 178-1699     | 11 OZ | WL1100A | 1100A PREM CAULK     | 1   | 1.89  | 1.89  |
| 153-0823     | EACH  | 66-0445 | WINDOW SCRPR & 5 BLD | 1   | 2.93  | 2.93  |
| 161-3017     | EACH  |         | CONTR BR-ROL CLEANER | 1   | 4.16  | 4.16  |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 57.43  
6.000% SALES TAX: 1-391580102 3.45  
CHARGE \$60.88

MERCHANDISE RECEIVED IN GOOD ORDER BY:

BILL

THE SHERWIN-WILLIAMS CO.  
980 BEAVER DR  
DU BOIS PA 15801 2514

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DOCUMENT



SHERWIN-WILLIAMS.

ACCOUNT: 4221-7890-5

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Store 1174  
(814) 371-7780

CHARGE  
INVOICE  
No. 1865-0

JOB 01 MOORE PRESSURE

PAGE 1 OF 1  
PO# LADDER

DATE: 06/06/2008  
TIME: 8:55 AM

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

2-0100  
E23/10902

(814) 603-0311

' INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE | PRODUCT | DESCRIPTION             | QTY | PRICE  | VALUE  |
|--------------|------|---------|-------------------------|-----|--------|--------|
| 400-2440     | EACH | 6212    | 12' FG STP T-IA 6212    | 1   | 286.84 | 286.84 |
| .....        |      |         | DISCOUNT (\$)           |     |        | -71.84 |
| .....        |      |         | REMEDY #5-35777-12091-5 |     |        |        |
| .....        |      |         | LADDER SALE             |     |        |        |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 215.00  
6.000% SALES TAX:1-391580102 12.90  
CHARGE \$227.90

MERCHANDISE RECEIVED IN GOOD ORDER BY:

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980 BEAVER DR  
DU BOIS PA 15801 2514

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SHERWIN-WILLIAMS.

ACCOUNT: 4221-7890-5

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(814) 371-7780

CHARGE  
INVOICE  
No. 5543-1

JOB 01 MOORE PRESSURE

PAGE 1 OF 1  
PO# HOSE

DATE: 06/03/2008  
TIME: 12:04 PM

2-0100  
E41/14942

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

(814) 603-0311

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE | PRODUCT | DESCRIPTION         | QTY | PRICE | VALUE |
|--------------|------|---------|---------------------|-----|-------|-------|
| 220-9229     | EACH | 826079  | FLEXPRO HOSE 1/4X50 | 1   | 50.65 | 50.65 |

\_\_\_\_\_  
Thank You  
receipt required for refund

SUBTOTAL 50.65  
6.000% SALES TAX:1-391580102 3.04  
CHARGE \$53.69

MERCHANDISE RECEIVED IN GOOD ORDER BY:

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THE SHERWIN-WILLIAMS CO.  
980 BEAVER DR  
DU BOIS PA 15801 2514

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(814) 371-7780

ACCOUNT: 4221-7890-5

JOB 01 MOORE PRESSURE

CHARGE  
INVOICE  
No. 1733-0

PAGE 1 OF 1  
PO# CAYMAN LANDING

DATE: 06/02/2008  
TIME: 7:02 PM

2-0100  
E11/10902

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

(814) 603-0311

\* INDICATES SALE PRICE

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE   | PRODUCT  | DESCRIPTION   | QTY | PRICE  | VALUE  |
|--------------|--------|----------|---|-----|--------|--------|
| 6403-33654   | 5 GAL  | A82W53   | A100 LTX SA DEEP<br>COLOR: SW6088 NUTHATCH<br>BAC BLEND-A-COLOR OZ 32 64 128                                  | 10  | 25.26  | 252.60 |
|              |        |          | W1 WHITE - 42 1 -<br>B1 BLACK 8 29 - -<br>N1 RAW UMBER - 7 1 -<br>R2 MAROON 4 7 - -<br>Y3 DEEP GCLD 14 40 1 1 |     |        |        |
|              |        |          | SHER-COLOR FORMULA  |     |        |        |
| 6405-14923   | 5 GAL  | A82W51   | A100 LTX SA EXTRA<br>COLOR: SW6085 SIMPLIFY BEIGE<br>BAC BLEND-A-COLOR OZ 32 64 128                           | 10  | 25.26  | 252.60 |
|              |        |          | B1 BLACK - 35 - -<br>R2 MAROON - 13 1 1<br>Y3 DEEP GOLD - 61 - 1  |     |        |        |
|              |        |          | SHER-COLOR FORMULA  |     |        |        |
| 151-8331     | 11 OZ  | WL0955A  | SIL AC LTX CLRC955A   | 4   | 3.81   | 15.24  |
| 180-4657     | 7 INCH | 10465770 | C.S. 7" KNIT RLR CVR  | 2   | 3.53   | 7.06   |
| 170-5938     | 4 INCH | 10593840 | 1/2" PRO VAL TRIM   | 4   | 3.79 * | 15.16  |

— Thank You —  
receipt required for refund

SUBTOTAL 542.66  
6.000% SALES TAX: 1-391580102 32.56  
CHARGE \$575.22

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980 BEAVER DR  
DU BOIS PA 15801 2514

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DOCUMENT



SHERWIN-WILLIAMS.

ACCOUNT: 4221-7890-5

Visit [www.sherwin-williams.com](http://www.sherwin-williams.com)  
Store 1174  
(814) 371-7780

CHARGE  
INVOICE  
No. 1685-2

JOB 01 MOORE PRESSURE

PAGE 1 OF 1  
PO# SKI LODGE

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS PA 15801 9046

DATE: 06/02/2008  
TIME: 8:51 AM

2-0100  
E81/10902

(814) 603-0311

TERMS: NET PAYMENT DUE ON JULY 20TH

| SALES NUMBER | SIZE   | PRODUCT  | DESCRIPTION         | QTY | PRICE | VALUE |
|--------------|--------|----------|---------------------|-----|-------|-------|
| 173-4300     | 9 INCH | 10430090 | CS RLR CVR-LTX 1/2" | 1   | 3.77  | 3.77  |

\_\_\_\_\_  
Thank You  
receipt required for refund

|                              |        |
|------------------------------|--------|
| SUBTOTAL                     | 3.77   |
| 6.000% SALES TAX:1-391580102 | 0.23   |
| CHARGE                       | \$4.00 |

MERCHANDISE RECEIVED IN GOOD ORDER BY:

BILL



# STATEMENT OF ACCOUNT

REPRINTED  
DOCUMENT

REMITTANCE ADVICE  
CUSTOMER NO. 4221-7890-5  
PAGE 1  
JOB NUMBER: 01 1174 / 00092

THE SHERWIN-WILLIAMS CO.  
ACCOUNTS RECEIVABLE DEPT.  
980 BEAVER DR  
DU BOIS, PA 15801-2514

JOB NUMBER: 01

JOB NAME: MOORE PRESSURE

PAYMENT TERMS: NET 20TH PROX

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS, PA 15801-9046

MOORE PRESSURE  
1745 TREASURE LK  
DU BOIS, PA 15801-9046

PLEASE RETURN THIS REMITTANCE ADVICE  
WITH YOUR PAYMENT IN THE ENCLOSED  
ENVELOPE.

THANK YOU FOR YOUR PAYMENT

**DUE DATE**  
10/20/2008  
**PLEASE PAY**  
\$2,662.61

**IF YOU HAVE ANY QUESTIONS CONCERNING YOUR ACCOUNT, PLEASE CALL 814-371-7780**

## ACCOUNT SUMMARY

## PAST DUE AMOUNTS MUST BE PAID IMMEDIATELY

|                              |            |                        |                   |
|------------------------------|------------|------------------------|-------------------|
| PREVIOUS BALANCE:            | \$2,662.61 | CURRENT DUE:           | \$0.00            |
| CURRENT MONTH CHARGES:       | \$0.00     | PAST DUE 1-30 DAYS:    | \$0.00            |
| CURRENT MONTH PAYMENTS:      | \$0.00     | PAST DUE 31-60 DAYS:   | \$407.87          |
| CURRENT MONTH STORE CREDITS: | \$0.00     | PAST DUE 61-90 DAYS:   | \$2,254.74        |
| CURRENT MONTH OTHER DEBITS:  | \$0.00     | PAST DUE OVER 90 DAYS: | \$0.00            |
| CURRENT MONTH OTHER CREDITS: | \$0.00     | <b>NET AMOUNT DUE:</b> | <b>\$2,662.61</b> |
| ACCOUNT BALANCE:             | \$2,662.61 |                        |                   |

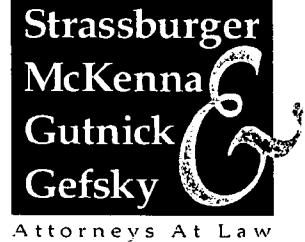
|             |  |
|-------------|--|
| AMOUNT PAID |  |
| CHECK NO.   |  |

PLEASE CHECKMARK  
ITEMS PAID IN FULL  
OR ENTER AMOUNT PAID

| ACCOUNT DETAIL    | DATE | TYPE  | STORE          | REF NO | P.O. NUMBER/JOB DESC | AMOUNT   | SUBTOTAL | REF NO | AMOUNT   | NET AMOUNT DUE: |
|-------------------|------|-------|----------------|--------|----------------------|----------|----------|--------|----------|-----------------|
| 06/02/2008 CHARGE | 1174 | 16852 | SKI LODGE      |        |                      | \$4.00   |          | 16852  | \$4.00   | \$2,662.61      |
| 06/02/2008 CHARGE | 1174 | 17330 | CAYMAN LANDING |        |                      | \$575.22 |          | 17330  | \$575.22 |                 |
| 06/03/2008 CHARGE | 1174 | 55431 | HOSE           |        |                      | \$53.69  |          | 55431  | \$53.69  |                 |
| 06/06/2008 CHARGE | 1174 | 55886 | CAYMON LANDING |        |                      | \$60.88  |          | 55886  | \$60.88  |                 |
| 06/06/2008 CHARGE | 1174 | 18650 | LADDER         |        |                      | \$227.90 |          | 18650  | \$227.90 |                 |
| 06/11/2008 CHARGE | 1174 | 20532 | CAYMAN LANDING |        |                      | \$139.38 |          | 20532  | \$139.38 |                 |
| 06/12/2008 CHARGE | 1174 | 21134 | CAYMAN LANDING |        |                      | \$140.77 |          | 21134  | \$140.77 |                 |
| 06/13/2008 CHARGE | 1174 | 21480 |                |        |                      | \$155.86 |          | 21480  | \$155.86 |                 |
| 06/17/2008 CHARGE | 1174 | 22926 | CAYMAN LANDING |        |                      | \$694.02 |          | 22926  | \$694.02 |                 |
| 06/20/2008 CHARGE | 1174 | 57437 | CAYMON LANDING |        |                      | \$203.02 |          | 57437  | \$203.02 |                 |
| 07/08/2008 CHARGE | 1174 | 59052 | FLAGEL         |        |                      | \$86.52  |          | 59052  | \$86.52  |                 |
| 07/10/2008 CHARGE | 1174 | 31281 | FRAGLE         |        |                      | \$38.14  |          | 31281  | \$38.14  |                 |
| 07/11/2008 CHARGE | 1174 | 59300 | MEYERS         |        |                      | \$139.82 |          | 59300  | \$139.82 |                 |
| 07/11/2008 CHARGE | 1174 | 34483 | FRAGLE         |        |                      | \$26.63  |          | 34483  | \$26.63  |                 |
| 07/11/2008 CHARGE | 1174 | 35076 | FRAGLE         |        |                      | \$36.02  |          | 35076  | \$36.02  |                 |
| 07/11/2008 CHARGE | 1174 | 34988 | FRAGEL         |        |                      | \$80.74  |          | 34988  | \$80.74  |                 |

\$2,662.61

cazzara@smgglaw.com



November 3, 2008

**VIA CERTIFIED MAIL – 7006 3450 0001 4740 3554**

William Moore  
i/d/b/a Moore Pressure  
1745 Treasure Lake  
Du bois, PA 15801-9046

Strassburger McKenna  
Gutnick & Gefsky

Four Gateway Center  
Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222  
412-281-5423 phone  
412-281-8264 fax  
[www.smgglaw.com](http://www.smgglaw.com)

**Re: The Sherwin-Williams Company**  
Account No.: 4221-7890-5  
Our File No.: 11091-56

Dear Mr. Moore:

This office has been retained to represent The Sherwin-Williams Company in connection with the collection of all the amounts due on the above-referenced account. According to our records, the outstanding balance of the account is \$2,662.61. This amount is exclusive of attorneys' fees and interest.

This letter shall serve as formal demand for payment of the above-referenced amount. All checks should be made payable to The Sherwin-Williams Company and sent to the address listed above. Both this office and The Sherwin-Williams Company desire to reach an amicable resolution of this matter. Therefore, please contact me immediately upon your receipt of this letter to discuss mutually acceptable arrangements for repayment of the amount due.

If an acceptable repayment agreement is not reached in the near future, an action will be commenced seeking recovery of these amounts as well as recoverable interest, attorney fees, and other costs of bringing the action.

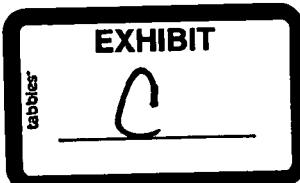
I look forward to hearing from you and working with you to quickly resolve the situation.

Very truly yours,

Christopher J. Azzara

CJA/rdl

Cc: Troy Danielson



**VERIFIED STATEMENT**

I, Troy Danielson, duly authorized representative of The Sherwin-Williams Company hereby verify that statements set forth in the foregoing Complaint in Civil Action are true and correct to the best of my knowledge, information and belief. I understand that false statements made herein are subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

THE SHERWIN-WILLIAMS COMPANY  
an Ohio Corporation

Date: 12/22/08

  
Troy Danielson

  
District Credit Manager

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
NO: 08-2473-CD

THE SHERWIN-WILLIAMS COMPANY

vs

WILLIAM M. MOORE i/d/b/a MOORE PRESSURE  
COMPLAINT

SERVICE # 1 OF 1

SERVE BY: 01/30/2009 HEARING: PAGE: 105106

**FILED**

DEFENDANT: WILLIAM M. MOORE i/d/b/a MOORE PRESSURE  
ADDRESS: 1745 TREASURE LAKE  
DUBOIS, PA 15801

603-0311

JAN 29 2009

S 0/9/10/w

William A. Shaw  
Prothonotary/Clerk of Courts

ALTERNATE ADDRESS 911 SAYS: SEC 14B LOT 495 & 496 IN NAME OF "GOOD"

SERVE AND LEAVE WITH: DEFENDANT/AAR/PIC

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS

**SHERIFF'S RETURN**

NOW, 01/26/09 AT 11:10 AM SERVED THE WITHIN

COMPLAINT ON WILLIAM M. MOORE i/d/b/a MOORE PRESSURE, DEFENDANT

BY HANDING TO William M. Moore Defendant

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

ADDRESS SERVED Dubois mall Parking lot. Dubois, PA 15801

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

COMPLAINT FOR WILLIAM M. MOORE i/d/b/a MOORE PRESSURE

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

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

I MAKE RETURN OF **NOT FOUND** AS TO WILLIAM M. MOORE i/d/b/a MOORE PRESSURE

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

SWORN TO BEFORE ME THIS

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

So Answers: CHESTER A. HAWKINS SHERIFF

BY: Mark A. Cawley

Deputy Signature

Mark A. Cawley

Print Deputy Name

William A. Shaw  
Prothonotary/Clerk of Courts

JAN 29 2009

FILED

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
THE SHERWIN-WILLIAMS COMPANY, ARBITRATION DIVISION

Plaintiff, No. 08-2473-CD

v.

WILLIAM M. MOORE, i/d/b/a MOORE  
PRESSURE,

**PRAECIPE TO ENTER DEFAULT  
JUDGMENT**

Defendant. Filed on Behalf of: Plaintiff  
The Sherwin-Williams Company

Counsel of Record for This  
Party:

Joseph R. Lawrence, Esquire  
Pa. I.D. No. 65709  
[jlawrence@smgglaw.com](mailto:jlawrence@smgglaw.com)

Christopher J. Azzara, Esquire  
Pa. I.D. No. 204114  
[cazzara@smgglaw.com](mailto:cazzara@smgglaw.com)

STRASSBURGER McKENNA  
GUTNICK & GEFSKY

Four Gateway Center  
Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

Firm No. 278

Telephone: (412) 281-5423  
Facsimile: (412) 281-8264

FILED Atty pd.  
20.00  
2011-3887  
MAR 03 2009 Notice to Def.  
S William A. Shaw  
Prothonotary/Clerk of Courts (61)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
THE SHERWIN-WILLIAMS COMPANY, ARBITRATION DIVISION

Plaintiff, No. 08-2473-CD

v.

WILLIAM M. MOORE, i/d/b/a MOORE  
PRESSURE,

Defendant.

**PRAECIPE TO ENTER DEFAULT JUDGMENT**

TO THE PROTHONOTARY:

Kindly enter a default judgment against Defendant, William M. Moore, i/d/b/a  
Moore Pressure, in the amount of:

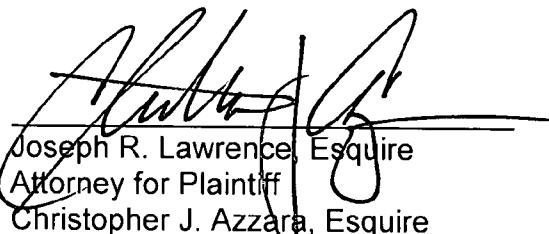
|                                |                   |
|--------------------------------|-------------------|
| Principal:                     | \$2,662.61        |
| Interest from 8/21/08–3/03/09: | \$ 307.05         |
| <u>Attorneys Fees:</u>         | <u>\$ 857.58</u>  |
| <b>Total:</b>                  | <b>\$3,827.24</b> |

The Notice of Intention to Enter Judgment by Default was sent to Defendant on  
February 19, 2009 by Certificate of Mailing, First Class Mail, postage prepaid and there  
has been no response filed since that date. A true and correct copy of the Notice is  
attached hereto, made a part hereof, and marked as Exhibit "A".

STRASSBURGER MCKENNA  
GUTNICK & GEFSKY

DATE: March 3, 2009

By



Joseph R. Lawrence, Esquire  
Attorney for Plaintiff  
Christopher J. Azzara, Esquire  
Attorney for Plaintiff

Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 281-5423

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THE SHERWIN-WILLIAMS COMPANY, ARBITRATION DIVISION

Plaintiff, No. 08-2473-CD

v.

WILLIAM M. MOORE, i/d/b/a MOORE  
PRESSURE,

Defendant.

**TEN DAY NOTICE**

Filed on Behalf of: Plaintiff  
The Sherwin-Williams Company

Counsel of Record for This  
Party:

Joseph R. Lawrence, Esquire  
Pa. I.D. No. 65709  
[jlawrence@smgqlaw.com](mailto:jlawrence@smgqlaw.com)

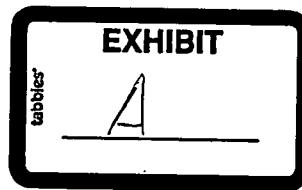
Christopher J. Azzara, Esquire  
Pa. I.D. No. 204114  
[cazzara@smgqlaw.com](mailto:cazzara@smgqlaw.com)

STRASSBURGER McKENNA  
GUTNICK & GEFSKY

Four Gateway Center  
Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

Firm No. 278

Telephone: (412) 281-5423  
Facsimile: (412) 281-8264



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THE SHERWIN-WILLIAMS COMPANY, ARBITRATION DIVISION

Plaintiff, No. 08-2473-CD

v.

WILLIAM M. MOORE, i/d/b/a MOORE  
PRESSURE,

Defendant.

Date of Notice: February 19, 2009

To: William M. Moore i/d/b/a Moore Pressure  
1745 Treasure Lake  
Dubois, PA 15801-9046

**TEN DAY NOTICE**

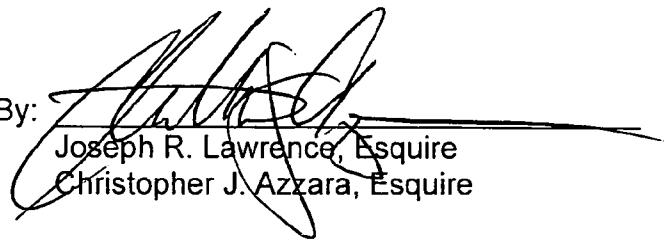
YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY AN ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, 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**  
The Pennsylvania Bar Association  
100 South Street  
Harrisburg, PA 17101  
(800) 932-0311

STRASSBURGER McKENNA  
GUTNICK & GEFSKY

By: 

Joseph R. Lawrence, Esquire  
Christopher J. Azzara, Esquire

Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 281-5423  
(412) 281-8264 (Fax)

Counsel for Plaintiff

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing  
**Ten Day Notice** was served by First Class Mail, U.S. Mail, postage prepaid, this 19th  
day of February, 2009, on the following:

William M. Moore i/d/b/a Moore Pressure  
1745 Treasure Lake  
Dubois, PA 15801-9046

STRASSBURGER McKENNA  
GUTNICK & GEFSKY

By:

Joseph R. Lawrence, Esquire  
Christopher J. Azzara, Esquire

Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222  
(412) 281-5423  
(412) 281-8264 (Fax)

**Counsel for Plaintiff**

UNITED STATES  
POSTAL SERVICE®

Certificate Of Mailin

This Certificate of Mailing provides evidence that mail has been presented to USPS® for mailin  
This form may be used for domestic and international mail.

From: STRASSBURGER MCKENNA GUTRICK & GETSKY  
Attn: Rebecca Lewis  
444 Liberty Ave Ste 2200  
Pittsburgh PA 15222

To: William M. Moore /d/b/a Moore Pictures  
1745 Treasure Lake  
Debois, PA 15801-9046

0000

UNITED STATES  
POSTAL SERVICE

U.S. POSTAGE  
PAID  
PITTSTON, PA  
FEB 15 2009  
AMOUNT  
\$1.10  
00009650-22

FEB 19 2009

NOTICE OF JUDGMENT

*Copy*

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

CIVIL DIVISION

Sherwin-Williams Company

Vs.

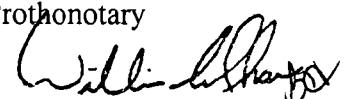
No. 2008-02473-CD

William M. Moore i/d/b/a Moore Pressure

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered  
against you in the amount of \$3,827.24 on March 3, 2009.

William A. Shaw  
Prothonotary



William A. Shaw

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THE SHERWIN WILLIAMS COMPANY,  
an Ohio corporation,

Plaintiff,

v.

WILLIAM M. MOORE i/d/b/a MOORE  
PRESSURE,

Defendant,

v.

TIMBERLAND FEDERAL CREDIT  
UNION,

Garnishee.

CIVIL DIVISION

Case No.: 08-2473-CD

TYPE OF PLEADING:

**PRAECIPE FOR WRIT OF EXECUTION  
AGAINST WILLIAM MOORE i/d/b/a  
MOORE PRESSURE and GARNISHEE  
TIMBERLAND FEDERAL CREDIT  
UNION**

FILED ON BEHALF OF:

THE SHERWIN-WILLIAMS COMPANY,  
Plaintiff

Counsel for this Party:

Joseph R. Lawrence, Esquire  
Pa. I.D. No. 65709

Christopher J. Azzara, Esquire  
Pa I.D. No. 204114

STRASSBURGER McKENNA  
GUTNICK & GEFSKY  
Four Gateway Center, Suite 2200  
444 Liberty Avenue  
Pittsburgh, PA 15222

jlawrence@smgglaw.com  
cazzara@smgglaw.com

TELEPHONE: (412) 281-5423  
FACSIMILE: (412) 281-8264

FILED 1CC@ewrits  
MNO 48/49  
MAR 26 2009 to Sheriff  
S William A. Shaw  
Prothonotary/Clerk of Courts Atty pd: \$20.00  
60

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THE SHERWIN WILLIAMS COMPANY,  
an Ohio corporation,

CIVIL DIVISION

Plaintiff,

Case No.: 08-2473-CD

v.

WILLIAM M. MOORE i/b/d/a MOORE  
PRESSURE,

Defendant,

v.

TIMBERLAND FEDERAL CREDIT  
UNION,

Garnishee.

**PRAECIPE FOR WRIT OF EXECUTION AGAINST WILLIAM MOORE i/d/b/a MOORE  
PRESSURE and GARNISHEE TIMBERLAND FEDERAL CREDIT UNION**

TO THE PROTHONOTARY:

Kindly issue a Writ of Execution in the above matter:

1. Directed to the Sheriff of Clearfield County;
2. Against William M. Moore i/d/b/a Moore Pressure;
3. Against Timberland Federal Credit Union;
4. Judgment Amount \$3,827.24

Plus Interest at a rate of 18.00% per annum  
From 03/04/09 to 03/25/09 \$ 36.62

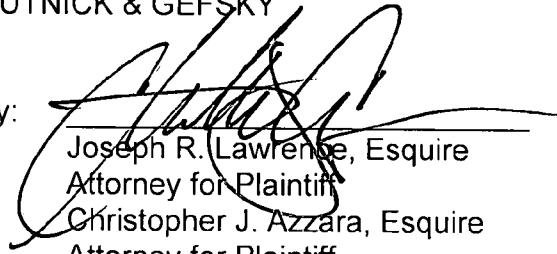
**SUBTOTAL:** \$3,863.86

Costs (to be added by Prothonotary): \$ 135.00 Prothonotary costs

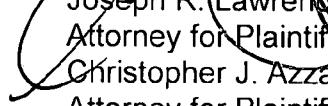
STRASSBURGER MCKENNA  
GUTNICK & GEFSKY

Dated: March 24, 2009

By:

  
Joseph R. Lawrence, Esquire

Attorney for Plaintiff

  
Christopher J. Azzara, Esquire

Attorney for Plaintiff

## WRIT OF EXECUTION NOTICE

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

The law provides that certain property cannot be taken and sold by the Sheriff to satisfy your debts. **SUCH PROPERTY IS SAID TO BE EXEMPT**. No matter what you may owe, there is a **DEBTOR'S EXEMPTION** established by law. This means that no matter what happens, the Sheriff must give you from the sale at least \$300.00 in cash or property. There are also other exemptions which may be applicable to you. Listed below is a summary of some of the major exemptions. You may have other exemptions or other rights. If you have an exemption, you should do the following promptly:

- (1) Complete the claim form on the opposite side, and demand a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court when and where you are told to appear ready to explain your exemption. **IF YOU DO NOT COME TO COURT AND PROVE YOUR EXEMPTION, YOU MAY LOSE SOME OF YOUR PROPERTY.**

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

**LAWYER REFERRAL SERVICE**  
**The Pennsylvania Bar Association**  
**100 South Street**  
**Harrisburg, PA 17101**  
**(800) 832-0311**

## **MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW**

1. \$300.00 exemptions set by law.
2. All wearing apparel used by yourself and all family members.
3. Bibles, school books, sewing machines, uniforms and equipment.
4. Tools of the trade, such as carpenter's tools.
5. Most wages and unemployment benefits.
6. Social Security benefits, certain retirement funds and accounts.
7. Certain veteran and armed forces benefits.
8. Certain insurance proceeds.
9. Such other exemptions as may be provided by law.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

THE SHERWIN WILLIAMS COMPANY, ARBITRATION DIVISION  
an Ohio corporation,

NO. 08-2473-CD

Plaintiff,

v.

WILLIAM M. MOORE i/b/d/a MOORE  
PRESSURE,

Defendant,

**CLAIM FOR EXEMPTION**

**TO THE SHERIFF:**

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

(1) FROM MY PERSONAL PROPERTY IN MY POSSESSION WHICH HAS BEEN  
LEVIED UPON,

(a) I desire that my statutory \$300.00 exemption be:

(1) set aside in kind (specify property, to be set aside in kind):  
\_\_\_\_\_  
\_\_\_\_\_

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

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

(2) FROM MY PROPERTY WHICH IS IN THE POSSESSION OF A THIRD PARTY,  
I CLAIM THE FOLLOWING EXEMPTIONS:

(a) my \$300.00 statutory exemption:  in cash  in kind  
(specify property): \_\_\_\_\_

(b) Social Security benefits on deposit in the amount of \$\_\_\_\_\_

(c) Other (specify amount & basis for exemption): \_\_\_\_\_

I request a prompt court hearing to determine the exemption. Notice of hearing should

be given to me at the following:

ADDRESS: \_\_\_\_\_ TELEPHONE NUMBER: \_\_\_\_\_

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

Date: \_\_\_\_\_ Defendant: \_\_\_\_\_

**THIS CLAIM TO BE FILED WITH:**  
**Office of the Sheriff of Clearfield County**  
**1 North Second Street**  
**Clearfield, PA 16830**  
**814-765-2641**

Note: Under paragraphs (1) and (2) of the Writ, a description of specific property to be levied upon or attached may be set forth in the Writ or included in a separate direction to the Sheriff. Under paragraph (2) of the Writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided. Under paragraph (3) of the Writ, the Sheriff may, as under prior practice, add as a garnishee any person not named in this Writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible personal property, see Rule 3108(a) (b). Each court shall, by local rule, designate the officer, organization or person to be named in the notice.

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

Sherwin-Williams Company

Vs.

NO.: 2008-02473-CD

William M. Moore i/d/b/a Moore Pressure

Timberland Federal Credit Union  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against SHERWIN-WILLIAMS COMPANY, Plaintiff(s) from WILLIAM M. MOORE i/d/b/a MOORE PRESSURE, Defendant(s):

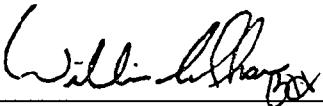
- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's interest(s) therein:  
Personal Property
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:  
Timberland Federal Credit Union as garnishee(s):  
and to notify the garnishee(s) that: (a) an attachment has been issued; (b) except as provided in paragraph (c), the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof; (c) the attachment shall not include any funds in an account of the defendant with a bank or other financial institution (i) in which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law, or (ii) that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. § 8123.
- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such other person that he or she has been added as a garnishee and is enjoined as above stated.
- (4) **If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.**

AMOUNT DUE/PRINCIPAL:.....\$3,827.24  
INTEREST at a rate of 18.00% per annum  
from 03/04/09 to 03/25/09:.....\$36.62  
ATTY'S COMM: \$  
DATE: 3/26/2009

PROTH. COSTS PAID:...\$135.00  
SHERIFF: \$  
OTHER COSTS: \$

Received this writ this \_\_\_\_\_ day  
of \_\_\_\_\_ A.D. \_\_\_\_\_  
At \_\_\_\_\_ A.M./P.M.

Sheriff

  
\_\_\_\_\_  
William A. Shaw  
Prothonotary/Clerk Civil Division

Requesting Party: Christopher J. Azzara, Esq.  
Four Gateway Center, Ste. 2200  
444 Liberty Ave.  
Pittsburgh, PA 15222  
(412) 281-5423

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 105106  
NO: 08-2473-CD  
SERVICES 1  
COMPLAINT

PLAINTIFF: THE SHERWIN-WILLIAMS COMPANY  
vs.  
DEFENDANT: WILLIAM M. MOORE i/d/b/a MOORE PRESSURE

SHERIFF RETURN

RETURN COSTS

| Description     | Paid By      | CHECK # | AMOUNT |
|-----------------|--------------|---------|--------|
| SURCHARGE       | STRASSBURGER | 2131    | 10.00  |
| SHERIFF HAWKINS | STRASSBURGER | 2131    | 39.32  |

S  
FILED  
07:07pm  
JUN -2 2009

William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

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



Chester A. Hawkins  
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20953  
NO: 08-2473-CD

PLAINTIFF: THE SHERIWIN WILLIAMS COMPANY, AN OHIO CORPORATION

vs.

DEFENDANT: WILLIAM M. MOORE I/D/B/A MOORE PRESSURE

Execution PERSONAL PROPERTY / INTERROGATORIES

**SHERIFF RETURN**

DATE RECEIVED WRIT: 3/26/2009

LEVY TAKEN @

POSTED @

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 3/26/2012

S FILED  
01/10:57pm  
MAR 26 2012

William A. Shaw  
Prothonotary/Clerk of Courts

**DETAILS**

4/9/2009 @ 12:45 PM SERVED WILLIAM M. MOORE I/D/B/A MOORE PRESSURE

SERVED WILLIAM M. MOORE I/D/B/A MOORE PRESSURE, DEFENDANT AT THE DUBOIS MALL PARKING LOT, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO WILLIAM M. MOORE

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

4/2/2009 @ 12:50 PM SERVED TIMERLAND FEDERAL CREDIT UNION

SERVED TIMERLAND FEDERAL CREDIT UNION, GARNISHEE, BY HANDING TO ALISHA COWDER, TELLER FOR TIMERLAND FEDERAL CREDIT UNION AT HER PLACE OF EMPLOYMENT TIMERLAND FEDERAL CREDIT UNION, 821 BEAVER DRIVE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE.

@ SERVED

NOW, MARCH 26, 2012 RETURN WRIT AS TIME EXPIRED.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20953  
NO: 08-2473-CD

PLAINTIFF: THE SHERIWIN WILLIAMS COMPANY, AN OHIO CORPORATION  
vs.

DEFENDANT: WILLIAM M. MOORE I/D/B/A MOORE PRESSURE

Execution PERSONAL PROPERTY / INTERROGATORIES

**SHERIFF RETURN**

---

SHERIFF HAWKINS \$111.38

SURCHARGE \$30.00 PAID BY ATTORNEY

So Answers,

*Chester A. Hawkins*  
by Cynthia Butler-Caufield  
Chester A. Hawkins  
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

Sherwin-Williams Company

Vs.

NO.: 2008-02473-CD

William M. Moore i/d/b/a Moore Pressure

Timberland Federal Credit Union  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against SHERWIN-WILLIAMS COMPANY, Plaintiff(s) from WILLIAM M. MOORE i/d/b/a MOORE PRESSURE, Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's interest(s) therein:  
Personal Property
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:  
Timberland Federal Credit Union as garnishee(s):  
and to notify the garnishee(s) that: (a) an attachment has been issued; (b) except as provided in paragraph (c), the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof; (c) the attachment shall not include any funds in an account of the defendant with a bank or other financial institution (i) in which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law, or (ii) that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. § 8123.
- (3) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such other person that he or she has been added as a garnishee and is enjoined as above stated.
- (4) **If Social Security or Supplemental Income funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.**

AMOUNT DUE/PRINCIPAL:.....\$3,827.24  
INTEREST at a rate of 18.00% per annum  
from 03/04/09 to 03/25/09:.....\$36.62  
ATTY'S COMM: \$  
DATE: 3/26/2009

PROTH. COSTS PAID:...\$135.00  
SHERIFF: \$  
OTHER COSTS: \$



William A. Shaw  
Prothonotary/Clerk Civil Division

Received this writ this 26<sup>th</sup> day  
of March A.D. 2009  
At 3:05 A.M./P.M.

Requesting Party: Christopher J. Azzara, Esq.  
Four Gateway Center, Ste. 2200  
444 Liberty Ave.  
Pittsburgh, PA 15222  
(412) 281-5423

Christopher J. Azzara  
Sheriff by Cynthia Butler-Clyburn

**PERSONAL PROPERTY SALE  
SCHEDULE OF DISTRIBUTION**

NAME WILLIAM M. MOORE I/D/B/A MOORE PRESSURE

NO. 08-2473-CD

NOW, March 26, 2012, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of William M. Moore I/D/B/A Moore Pressure to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

**SHERIFF COSTS:**

**PLAINTIFF COSTS, DEBT AND INTEREST:**

|                            |                 |                                |                   |
|----------------------------|-----------------|--------------------------------|-------------------|
| RDR                        | 9.00            | DEBT-AMOUNT DUE                | 3,827.24          |
| SERVICE                    | 9.00            | INTEREST @ %                   | 0.00              |
| MILEAGE                    | 20.90           | FROM TO                        |                   |
| LEVY                       |                 |                                |                   |
| MILEAGE                    | 20.90           | PROTH SATISFACTION             |                   |
| POSTING                    |                 | LATE CHARGES AND FEES          |                   |
| HANDBILLS                  |                 | COST OF SUIT-TO BE ADDED       |                   |
| COMMISSION                 | 0.00            | FORECLOSURE FEES               |                   |
| POSTAGE                    | 1.68            | ATTORNEY COMMISSION            |                   |
| HANDBILLS                  |                 | REFUND OF ADVANCE              |                   |
| DISTRIBUTION               |                 | REFUND OF SURCHARGE            | 30.00             |
| ADVERTISING                |                 | SATISFACTION FEE               |                   |
| ADD'L SERVICE              | 9.00            | ESCROW DEFICIENCY              |                   |
|                            |                 | PROPERTY INSPECTIONS           |                   |
| ADD'L POSTING              |                 | INTEREST                       | 36.62             |
| ADD'L MILEAGE              | 20.90           | MISCELLANEOUS                  |                   |
| ADD'L LEVY                 |                 |                                |                   |
| BID/ SETTLEMENT AMOUNT     |                 | <b>TOTAL DEBT AND INTEREST</b> | <b>\$4,140.24</b> |
| RETURNS/DEPUTIZE           |                 |                                |                   |
| COPIES                     | 15.00           | <b>COSTS:</b>                  |                   |
| BILLING/PHONE/FAX          | 5.00            | ADVERTISING                    | 0.00              |
| CONTINUED SALES            |                 | TAXES - COLLECTOR              |                   |
| MISCELLANEOUS              |                 | TAXES - TAX CLAIM              |                   |
| <b>TOTAL SHERIFF COSTS</b> | <b>\$111.38</b> | DUE                            |                   |
|                            |                 | LIEN SEARCH                    |                   |
|                            |                 | ACKNOWLEDGEMENT                |                   |
|                            |                 | SHERIFF COSTS                  | 111.38            |
|                            |                 | LEGAL JOURNAL COSTS            | 0.00              |
|                            |                 | PROTHONOTARY                   | 135.00            |
|                            |                 | MORTGAGE SEARCH                |                   |
|                            |                 | MUNICIPAL LIEN                 |                   |
|                            |                 | <b>TOTAL COSTS</b>             | <b>\$246.38</b>   |
|                            |                 | <b>TOTAL COSTS</b>             | <b>\$4,140.24</b> |

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

CHESTER A. HAWKINS, Sheriff

FILED

MAR 26 2012

William A. Shaw  
Prothonotary/Clerk of Courts