

DOCKET NO. 173

Number	Term	Year
--------	------	------

391	February	1961
-----	----------	------

---

United States of America

---

Versus

Headwaters Construction Co., Inc.

---

---

PLEASE REFER TO  
INITIALS AND NUMBER  
MGJ 75920 Civil

United States Department of Justice  
UNITED STATES ATTORNEY  
WESTERN DISTRICT OF PENNSYLVANIA

Pittsburgh 19, Pennsylvania  
June 26, 1961

Wm. T. Hagerty, Prothonotary  
Clearfield County  
Clearfield, Pennsylvania

Re: Mitchell v. Headwaters  
Construction Company, Inc.  
No. 391 February T. 1961

Dear Sir:

We are enclosing herewith, certified copy of Motion and Order entered in the above case, to correct the name of the plaintiff on the judgment, to show it correctly as Arthur J. Goldberg, Secretary of Labor, U. S. Department of Labor, rather than as United States of America as originally shown.

Yours very truly,

Joseph S. Ammerman  
United States Attorney

*Byron E. Kopp*  
Byron E. Kopp  
Assistant U. S. Attorney

Enc.

IN THE UNITED STATES COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

James P. Mitchell, Secretary of Labor, } Civil  
United States Department of Labor } Action  
vs. } No. 61-11  
Headwaters Construction Co., Inc. }

MOTION FOR SUBSTITUTION  
OF PARTY PLAINTIFF

It having been satisfactorily shown to this Court that Arthur J. Goldberg is the duly appointed and qualified Secretary of Labor, United States Department of Labor, and that as such Secretary he has succeeded to all of the rights, duties and prerogatives of James P. Mitchell, heretofore appearing as the Secretary of Labor of the United States Department of Labor, and the plaintiff in this cause, and it appearing that there is substantial need for continuing and maintaining the above-entitled action, it is hereby moved that Arthur J. Goldberg, Secretary of Labor, United States Department of Labor, be substituted as plaintiff herein, in the place and stead of James P. Mitchell, formerly Secretary of Labor, United States Department of Labor.

Further, it appearing that default judgment was entered of record in favor of The United States of America, plaintiff, it is hereby moved, pursuant to Rule 60 (a) of the Federal Rules of Civil Procedure, that said clerical mistake in the name of the plaintiff be corrected by substituting as plaintiff, the said Arthur J. Goldberg,

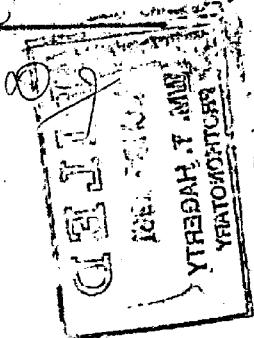
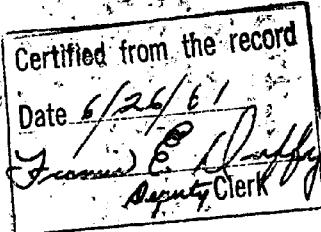
Secretary of Labor, United States Department of  
Labor.

Joseph S. Ammerman  
United States Attorney  
/S/ *Byron E. Kopp*  
Byron E. Kopp  
Assistant U. S. Attorney

O R D E R

And now, this 23rd day of June, 1961,  
the foregoing Motion having been presented, it is  
hereby ordered, adjudged and decreed that Arthur J.  
Goldberg, Secretary of Labor, United States Department  
of Labor, be and hereby is substituted as plaintiff in  
the within action, and that the clerical mistake in  
naming The United States of America as plaintiff in  
the default judgment entered herein be corrected by  
substituting the said Arthur J. Goldberg, Secretary of  
Labor, United States Department of Labor, as plaintiff.

/S/ *Rabe F. Marsh*



PLEASE REFER TO  
INITIALS AND NUMBER  
75920 BEK:bc

United States Department of Justice

UNITED STATES ATTORNEY

WESTERN DISTRICT OF PENNSYLVANIA  
Pittsburgh 19, Pennsylvania  
March 29, 1961

283 Zef 1961

William T. Hagerty, Prothonotary  
Clearfield County  
Clearfield, Pennsylvania

Re: United States of America  
vs. Headwaters Construction Co. Inc.  
Civil Action No. 61-11

Dear Sir:

Enclosed herewith please find Judgment Roll  
in the above case for entrance upon your records.

Will you please mail your bill to this office,  
showing thereon the section of law under which you are  
entitled to the fee.

The United States of America is not required  
to pay any tax.

Very truly yours,

HUBERT I. TEITELBAUM  
United States Attorney

*Byron E. Kopp*  
BYRON E. KOPP  
Assistant U.S. Attorney

Enclosure

## In the United States District Court

For the Western District of Pennsylvania

UNITED STATES OF AMERICA

vs.

No. 61-11 Civil Action

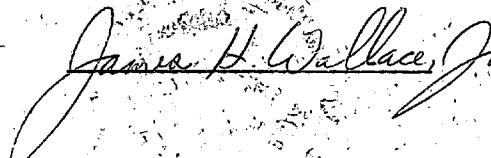
HEADWATERS CONSTRUCTION CO., INC.

JUDGMENT ROLL

AND NOW, this 28th day of March, upon filing of Praeclipe for Judgment and Affidavit of Amount Due on March 28, 1961, Judgment is hereby entered in favor of the plaintiff, United States of America, and against the defendant, Headwaters Construction Co., Inc., in the sum of \$591.11 together with interest and costs of suit.

JAMES H. WALLACE, JR.  
Clerk

Certified from the record this  
28th day of March, 1961.



RECEIVED GENERAL ORDER

2000 GENERAL ORDER

GENERAL ORDER

GENERAL ORDER

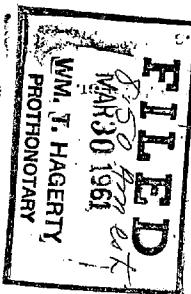
A

GENERAL ORDER

GENERAL ORDER

GENERAL ORDER

GENERAL ORDER



391 Feb 1961