

DOCKET NO. 174

NUMBER	TERM	YEAR
542	May	1961

Motive Parts Co

VERSUS

Milford Carson Coal Co

Motive Parts Co.

VERSUS

Malford Carson

+ 12/13/4

Malford Carson Coal Company

To

Wm. T. Higney

Prothonotary.

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PA.

No. 542 Term May 1961

Sir: Enter

~~Indigent appearance for~~ against Malford
Carson - T/D/B/A Malford Carson
Coal Company for want of
answer filed

in above case.

Attorney for

Plaintiff

Indigent \$3448.65
Dkt from August 1 - 1960
Costs

Bill Suby & Son
Dallies in order

No. 542 Term May 1961

Notine Pilets.

VS.

Willard Carson

7/20/8/4

Willard Carson

Coal Company

APPEARANCE

Emery

For

Indemnity

20

Revised

FILED

AUG 24 1961

**WM. T. HAGERTY
PROTHONOTARY**

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PA.

MOTIVE PARTS CO. :

VS: :

NO. 542

Term, 1961

MILFORD CARSON, t/d/b/a :

IN ASSUMPSIT

MILFORD CARSON COAL CO. :

COMPLAINT

Now, comes the Plaintiff, Motive Parts Company, by its attorneys Bell, Silberblatt & Swoope, and files this complaint against the defendant.

1. The Plaintiff is Motive Parts Company, a corporation duly organized under the laws of the Commonwealth of Pennsylvania, with its principal place of business at 6389-99 Penn Avenue, Pittsburgh, Pennsylvania.

2. The Defendant is Milford Carson, t/d/b/a Milford Carson Coal Company, with its principal office and place of business at Osceola Mills, Clearfield County, Pennsylvania.

3. The Plaintiff Corporation at the special instance and request of the Defendant, sold and delivered to the Defendant, machinery, goods, wares, in the amounts of the kinds, and for the prices set forth in a true and correct copy of account taken from the Plaintiff's books of original entry, hereto attached and marked "Exhibit A".

4. That the goods and merchandise were the subject or contract between the plaintiff and the defendants.

5. That the prices charged for said goods, wares and merchandise are just and reasonable, and are the prices which the defendants promised to pay Plaintiff for the same.

6. The Plaintiff has demanded payment from the defendants of the amount due, but the defendants have refused and still refuse to pay the same, or any part thereof.

WHEREFORE, the Plaintiff demands judgment against the
Defendant for Three Thousand Four Hundred Forty Eight Dollars
and Sixty five cents (\$3,448.65), *with interest from August 1-1960*

BELL, SILBERBLATT & SWOOPE

By- *Walter M. Swoope*
Attorneys for Plaintiff

STATE OF PENNSYLVANIA:

: SS:

COUNTY OF ALLEGHENY :

Personally appeared before me, a Notary Public, in
and for the above county and state. Charles S. Bygate
who being duly sworn according to law, deposes and says that he
is the President of the Motive Parts Company, the Plaintiff
herein, and that the facts set forth in the foregoing complaint are
true and correct to the best of his knowledge, information and belief.

Charles S. Bygate
Pres.

Sworn to and subscribed

before me this 14th day
of July, 1961.

Agnes M. Keelan

AGNES M. KEELAN, Notary Public
Pittsburgh, Allegheny Co., Pa.
My Commission Expires
Feb. 10, 1965

HILAND 1-1000

STATEMENT

**MOTIVE PARTS COMPANY**

OF PENNSYLVANIA

6389-99 PENN AVENUE, EAST LIBERTY

PITTSBURGH 6, PA.

IN ACCOUNT WITH

Milford Carson Coal Co.

Osceola Mills, Pa.

.....DETACH AND RETURN THIS STUB WITH YOUR REMITTANCE.....

DATE	REFERENCE	CHARGES	CREDITS	BALANCE
			BAL. FORWARDED	
5/16/60	CL 23826	364.27		
5/20/60	24133	2,384.38		
5/20/60	24142	185.36		
6/1/60	24142	185.36		
8/15/60	42652	180.80		
9/10/60	43142	145.64		
7/19/60	24867	<u>10.93</u>		
		3,453.19		
On Account		<u>4.54</u>		
		3,448.65		
		<u>"EXHIBIT - A"</u>		

SETTLEMENTS REQUIRED ON OR BEFORE THE 10TH OF THE MONTH

**MOTIVE PARTS COMPANY**

OF PENNSYLVANIA

PITTSBURGH, PA.

 PAY LAST AMOUNT
 IN THIS COLUMN

INVOICE


MOTIVE PARTS COMPANY OF PA.


6389-99 PENN AVENUE - PITTSBURGH 6, PA. - EAST LIBERTY
 COMPLETE MACHINE SHOP - SERVICE PARTS FOR ALL CARS, TRUCKS, TRACTORS, BUSES AND INDUSTRIAL EQUIPMENT

SHIPPED TO

 SOLD
 TO

Milford Carson Coal Co.

Osceola Mills, Pa.

THIS INVOICE NUMBER MUST ACCOMPANY
 MATERIAL RETURNED FOR CREDIT.

YOUR ORDER NO.		REQUISITION NO.	VIA		INVOICE DATE 5/6/60	INVOICE NO. CL23826
QUANTITY	BACKORDERED	ARTICLE	SHIPPED	PRICE	TOTAL	
1		1500 DPW 2CA Fairbanks pump				260.51
1		120 Gal Pressure Tank				88.00
1		Fitting Kit & Control Valve				<u>15.76</u>
						364.27



PHONE
 HILAND 1-1000

"We certify that these goods were produced in compliance with all applicable requirements of section 6, 7 and 12 of the Fair Labor Standards Act, as amended, and regulations and orders of the U. S. Department of Labor under section 14.

NO GOODS RETURNED AFTER 30 DAYS.
 10% HANDLING CHARGE ON ALL NEW
 PARTS RETURNED FOR CREDIT.

INVOICE

MPC**MOTIVE PARTS COMPANY OF PA.****MPC**

6389-99 PENN AVENUE - PITTSBURGH 6, PA. - EAST LIBERTY

COMPLETE MACHINE SHOP - SERVICE PARTS FOR ALL CARS, TRUCKS, TRACTORS, BUSES AND INDUSTRIAL EQUIPMENT

SHIPPED TO

SOLD
TO

Milford Carson Coal Co.

Oseola Mills, Pa.

THIS INVOICE NUMBER MUST ACCOMPANY
MATERIAL RETURNED FOR CREDIT.

YOUR ORDER NO.		REQUISITION NO.	VIA	INVOICE DATE		INVOICE NO.
				5/21/61		CL24065
QUANTITY	BACKORDERED	ARTICLE	SHIPPED	PRICE		TOTAL
1		074481 Westrac roller				160.75
4		051919 " blocks		1.93		7.72
2		066692 " ends		5.85		11.70
4		3/4 x 4 $\frac{1}{2}$ SAE bolts		.41		<u>1.64</u>
						181.81

PHONE
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YOUR ORDER NO.		REQUISITION NO.	VIA		INVOICE DATE	INVOICE NO.
					5/26/60	CL24133
QUANTITY	BACKORDERED	ARTICLE	SHIPPED	PRICE	TOTAL	
1		Tap & Die set			150.00	
2		264-014 R91 Westrac Track links		1117.19	2,334.38	
					2,384.38	



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YOUR ORDER NO.		REQUISITION NO.	VIA		INVOICE DATE	INVOICE NO.
					5/27/60	CL24142
QUANTITY	BACKORDERED	ARTICLE	SHIPPED	PRICE	TOTAL	
1		1 x 7 USS bolt			4.31	
1		1" " nuts			.25	
160'		1 1/4" IWRC cable			180.80	
					185.36	

PHONE
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Osceola Mills, Pa.

THIS INVOICE NUMBER MUST ACCOMPANY
MATERIAL RETURNED FOR CREDIT.

YOUR ORDER NO.		REQUISITION NO.	VIA	INVOICE DATE 7/8/60		INVOICE NO. CL24867
QUANTITY	BACKORDERED	ARTICLE	SHIPPED	PRICE		TOTAL
3		PR 1-1 Purolator		3.06	2.13	6.39
2		EP 78 "		4.13	2.27	4.54
						10.93

PHONE
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COMPLETE MACHINE SHOP - SERVICE PARTS FOR ALL CARS, TRUCKS, TRACTORS, BUSES AND INDUSTRIAL EQUIPMENT

SHIPPED TO

SOLD
TO

Milford Carson

Oscalo Mills, Pa..

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MATERIAL RETURNED FOR CREDIT.

YOUR ORDER NO.		REQUISITION NO.	VIA		INVOICE DATE	INVOICE NO.
					8/5/60	CL42652
QUANTITY	BACKORDERED	ARTICLE		SHIPPED	PRICE	TOTAL
160'		1 $\frac{1}{4}$ 6 x 41 IWRC cable				180.80

PHONE
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 COMPLETE MACHINE SHOP - SERVICE PARTS FOR ALL CARS, TRUCKS, TRACTORS, BUSES AND INDUSTRIAL EQUIPMENT

SHIPPED TO

 SOLD
 TO

Milford Carson Coal Co.

Osceola Mills, Pa.

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 MATERIAL RETURNED FOR CREDIT.

YOUR ORDER NO.		REQUISITION NO.	VIA	INVOICE DATE		INVOICE NO.
				9/9/60		CI43142
QUANTITY	BACKORDERED	ARTICLE	SHIPPED	PRICE		TOTAL
1		6012 GE hd. lamp		2.75		1.66
1		C12FL Signal Stat.		.60		.30
52'		3/4" 6 x 25 R/S IWRC cable				25.01
4'		5 x 1/2 RIF Raybestos		24.35	9.74	38.96
58		rivits			.05	2.90
1/2 set		9119 Raybestos		53.08		21.24
35		rivets			.05	1.75
2		EP 78 Purolator		4.13	2.27	4.54
6'		4 x 1/2 RIF Raybestos		19.57	7.83	46.98
46		rivits			.05	2.30
						145.64


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IN THE COURT OF COMMON PLEAS
OF CLEARFIELD COUNTY, PA.
No. *54.2 May* Term, 1961.
In Assumpsit

MOTIVE PARTS CO.

VS:

MILFORD CARSON, t/d/b/a
MILFORD CARSON COAL CO.

COMPLAINT

To the within named Defendant:

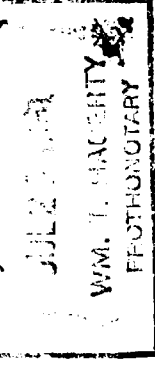
You are hereby required to file an
Answer to the within Complaint In
Assumpsit within twenty (20) days
from date of the service hereof.

Bell, Silberblatt & Swoope

By *Robert M. Swoope*
Attorneys for Plaintiff

BELL, SILBERBLATT & SWOOPE
ATTORNEYS AT LAW

Clearfield, Pennsylvania
1 Copy to dtd



In the Court of Common Pleas of Clearfield County, Pa.

Motive Parts Co.

No 542 May Term 1961

vs

Milford Carson t/d/b/a

Milford Carson Coal Co

Complaint In Assumpsit

(Sheriff's Return)

Now, July 26, 1961 at 2:30 O'Clock P.M. served the within Complaint In Assumpsit on Milford Carson at place of residence R.D. Osceola Mills, Pa. by handing to Milford Carson personally a true and attested copy of the original Complaint In Assumpsit and made known to him the Contents thereof,

Costs Sheriff Ammerman \$10.20
(Paid by Atty Swoope)

So Answers,

Charles G. Ammerman
Charles G. Ammerman
Sheriff

Sworn to before me this 28th
day of July 1961 A.D.

Prothonotary.

