

DOCKET NO. 174

NUMBER	TERM	YEAR
692	May	1961

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Frank Sorocinsky,

Mary Sorocinsky

**VERSUS**

Frank Walk, Jr.

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

FRANK SOROCINSKY :  
MARY SOROCINSKY :  
v. : No. 692 May Term, 1961  
FRANK WALK, JR. : In Trespass

COMPLAINT

NOW, comes the Plaintiffs, by their Attorneys, Bell, Silberblatt & Swoope, and brings this action in trespass against the Defendants herein, upon a cause of action, whereof the following is a statement:

- (1). The Plaintiffs are adult individuals residing in Morris Township, Clearfield County, Pennsylvania, and were, at the time the events hereafter set forth occurred, the owners of a 1959 four-door Plymouth motor vehicle.
- (2). The Defendant is an adult individual, residing in the Village of West Decatur, Clearfield County, Pennsylvania, and was, at the time the events hereafter set forth occurred, the operator of a motor vehicle.
- (3). On November 8, 1959, the Plaintiffs' motor vehicle was parked in Plaintiffs' driveway off of Route 53 in Morris Township, Clearfield County, Pennsylvania.
- (4). On or about the date aforesaid, the Defendant was operating a motor vehicle on Route 53, near Plaintiffs' home, and so negligently operated his motor vehicle so as to cause it to go off the main-travelled portion of the highway and strike Plaintiffs' motor vehicle, which was legally parked in Plaintiffs' driveway and off of Route 53.
- (5). The Defendant was negligent in the following respects:
  - (a) in driving too fast for conditions;
  - (b) in failing to operate his motor vehicle on the main-travelled portion of the highway;
  - (c) in driving off the main-travelled portion of the highway and striking Plaintiffs' motor vehicle.

(6). As a result of the negligence of the Defendant, Plaintiffs were forced to expend the sum of \$967.20 for the repair of their vehicle as shown on the statement of I & M Body Shop, copy of which is attached hereto and made a part hereof.

(7). The amount in controversy is within the jurisdictional amount requiring arbitration, in Clearfield County, Pennsylvania.

WHEREFORE, the Plaintiffs demand judgment against the Defendant, in the liquidated amount of \$967.20 plus interest from November 8, 1959.

BELL, SILBERBLATT & SWOOP

by Paul Silberblatt  
Attorneys for Plaintiffs

STATE OF PENNSYLVANIA : SS:  
COUNTY OF CLEARFIELD :

FRANK SOROCINSKY and MARY SOROCINSKY, being duly sworn according to law, depose and state that the facts set forth in the within Complaint, are true and correct to the best of their knowledge, information and belief.

Sworn and subscribed to before  
me this 1st day of August,  
1961.

Frank Sorocinsky  
Frank Sorocinsky  
her  
Mary X Sorocinsky  
mark

Andrew J. Hart  
Harrisburg, Pa.

## I. & M. BOBBY SHOP

**Body and Fender Repairing, Painting  
Gas and Electric Welding**

PHONE DI 2-1710

**MEMORANDUM  
ESTIMATE OF REPAIR COSTS**

No. ....

Name FRANK & MARY SARACINSKY Date Mar 16, 1959  
Address Philipsburg 19 Phone Abell  
Below Is Our Estimate to Repair Your 1957 PLY. SED. Automobile

MODEL	LICENSE NO.	MOTOR NO.	SERIAL NO.	MILEAGE	
4 DOOR SAVOY	N43578		N1136104258		
PARTS NECESSARY AND ESTIMATE OF LABOR REQUIRED			PAINT COST ESTIMATE	PARTS COST ESTIMATE	LABOR COST ESTIMATE
LEFT Rear Door			77.75	77.75	1400
" " " MLDG			1.280	1.280	
" " " INSIDE GRANITE MLDG			1.850	1.850	
" " " Window Reg			1.675	1.675	
LEFT Fender " Paint Can			1.1950	1.1950	2800
" " " S. P. P.			1.240	1.240	
REPAIR RIGHT REAR DOOR					20.00
" ROOF Panel					80.00
LEFT CENTER Post				(2675)	18.00
" REAR QUARTER Panel					8.00
RIGID " " Panel			66.50	66.50	6.00
REPAIR REAR " " EX					6.00
RIGID REAR " " MLDG			425	425	
RIGID REAR " " NAME PLATE			1.75	1.75	
" REAR DOOR			77.75	77.75	1400
" REAR DOOR MLDG			2.90	2.90	
REPAIR R. FRONT DOOR "					12.00
" R. FRONT FENDER "					8.00
RIGID STONE DEF			1.90	1.90	
REAR FACE BAR			(24)	(27.35)	240
TAIL LAMP "				2.975	
" " EX				6.25	
REPAIR 2 WHEELS					9.00
		TOTALS			

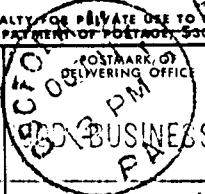
The above is an estimate based on our inspection and does not cover any additional parts or labor which may be required after the work has been opened up. Occasionally after the work has started damaged or broken parts are discovered which are not evident on the first inspection. Because of this the above prices are not guaranteed.

POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID  
PAYMENT OF POSTAGE, \$500

6 AM  
1951  
PA.

IT'S



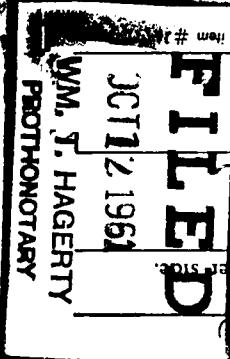
INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN  
TO

POD Form 3811 Jan. 1958

REGISTERED NO.	NAME OF SENDER Wm T. Hayerty
CERTIFIED NO. 233371	STREET AND NO. OR P. O. BOX Box 332
INSURED NO.	CITY, ZONE AND STATE Clayfield, Pa.

C55-16-71546-4

		DATE DELIVERED	ADDRESS WHERE DELIVERED (only if requested on item #1)
		12-11-61	
		SIGNATURE OF ADDRESSEE'S AGENT, IF ANY	
		<p>Received the numbered article described on other side.</p> <p>RETRURN RECEIPT</p> <p>(Additional charges required for these services)</p>	
<input type="checkbox"/> Deliver ONLY to <input type="checkbox"/> Show address where <input type="checkbox"/> addressee <input type="checkbox"/> delivered		<p># 1-INSTRUCTIONS TO DELIVERING EMPLOYEE</p>	

POST OFFICE DEPARTMENT OFFICIAL BUSINESS		PENALTY FOR PRIVATE USE TEN CENTS PAYMENT OF POSTAGE, FIVE CENTS	
 <b>FILED</b> 1-5 1961		POSTMARK CITY DELIVERING OFFICE 	
INSTRUCTIONS: Fill in items below and complete #1 on other side, where applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN ADDRESS IF REQUIRED.			
<b>REGISTERED NO.</b> <i>4015</i> <b>NAME OF SENDER</b> <i>Wm T. Hagerty</i>		<b>RETURN TO</b> 	
<b>CERTIFIED NO.</b> <i>886798</i> <b>STREET AND NO. OR P. O. BOX</b> <i>Box 332</i>		<b>INSURED NO.</b> <b>CITY, ZONE AND STATE</b> <i>Cleasell, Penna.</i>	

500-16-71546-4 GPO

**#1-INSTRUCTIONS TO DELIVERING EMPLOYEE**

**RECEIVED**

RECEIVED THE NUMBERED ARTICLE DESCRIBED ON OTHER SIDE.

SIGNATURE OR NAME OF ADDRESSEE (MUST ALWAYS BE FILLED IN)

ADDRESS WHERE DELIVERED (ONLY IF REQUESTED IN ITEM #1)

DATE DELIVERED

9-14-71

RECIPIENT  
(Additional charges required for these services)

Deliver ONLY to  Show address where delivered  
 Addressee

**RETURN RECEIPT**

RECEIVED THE NUMBERED ARTICLE DESCRIBED ON OTHER SIDE.

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

W. B. Wall

W. B. Wall

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNA.  
No. 692 May Term, 1961

FRANK SOROCINSKY  
MARY SOROCINSKY

v.

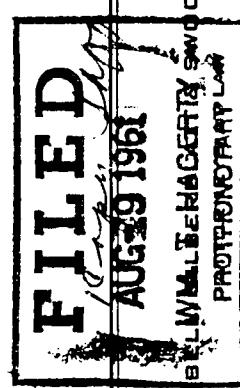
FRANK WALK, JR.

COMPLAINT

TO THE ABOVE NAMED DEFENDANT:

You are hereby notified  
to plead to the within  
Complaint within 20 days  
from the date of service  
hereof.

BELL, SILBERBLATT & SWOPE  
by *John J. Schaff*  
Attorneys for Plaintiffs.



COMMERCIAL PRINTING CO., CLEARFIELD, PA.

Sept. 9, 1961

Attorney for Plaintiff

By *John J. Slobodetz*  
BELL, SIEBERBLATT & SWOOPER

~~Exhibit 6~~

Complaint: damages to be determined sec 108.

File an answer within twenty (20) days from the date of service of the  
of the above Plaintiff and against the Defendant for failure to appear or  
Sir: ~~Exhibit 6~~ Kindly enter judgment in favor

Prothonotary.

To. William T. Haggerty

IN TRESPASS

No. 692 Term May 1961

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

VERSUS

FRANK SOROCINSKY

MARY SOROCINSKY

FRANK SOROCINSKY

No. 692 Term May 1961

FRANK SOROCINSKY

MARY SOROCINSKY

vs.

FRANK WALK, JR.

APPEARANCE

PRAECIPE

For



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

Frank Šorocinsky  
Mary Šorocinsky  
vs  
Frank Walk, Jr.

No 692 May Term 1961

Complaint In Trepess

Now, August 10, 1961 at 2:30 O'Clock P.M. served the within Complaint in Tresspass on Frank Walk, Jr. at place of residence Allport, Pa. by handing to Shirley Walk, an adult member of the family, being the wife of Frank Walk, Jr. a true and attested copy of the original Complaint In Tresspass and made known to her the contents thereof.

Costs Sheriff Ammerman \$13.80  
(Paid by Attys B.S.S.)

### So Answers,

Charles G. Ammerman  
Sheriff

Sworn to Before me this 11th  
day of August 1961 A.D.

## Prothonotary



692 May - 1961

**# 1-INSTRUCTIONS TO DELIVERING EMPLOYEE**

Deliver ONLY to addressee       Show address where delivered  
*(Additional charges required for these services)*

**RETURN RECEIPT**

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

**FILED**

DATE DELIVERED

10-21-61

ADDRESS WHERE DELIVERED (Only if requested by addressee #1)

**WM. T. HAGERTY  
PROTHOMAS**

OFFICE DEPARTMENT		POSTMASTER'S BUSINESS
PENALTY FOR PRIVATE USE TO ADVICE PAYMENT OF POSTAGE, \$300		
DELIVERING OFFICE		
STRUCTUREN. Fill in items below and com- e #1 on other side, when applicable. Motisen- hmed ends and attach to back of article. Print front of article RETURN RECEIPT REQUESTED.		
NAME OF SENDER		
FIELD NO. 6803		
STREET AND NO. OR P. O. BOX 1321 Hwy 332		
CITY, ZONE AND STATE Columbus, GA.		
FIELD NO.		

Frank Sorocinsky,

Mary Sorocinsky

vs.

Frank Walk, Jr.

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY

No. 692 May Term, 1956

## OATH OR AFFIRMATION OF ARBITRATORS

Now, this 18th day of October, 1956, we the undersigned, having been appointed arbitrators in the above case do hereby swear, or affirm, that we will hear the evidence and allegations of the parties and justly and equitably try all matters in variance submitted to us, determine the matters in controversy, make an award, and transmit the same to the Prothonotary within twenty (20) days of the date of hearing of the same.

*Thomas F. Kilby* Thomas F. Kilby  
Chairman  
*Eugene G. Kitke* Eugene G. Kitke  
*Joseph A. Dague* Joseph A. Dague

Sworn to and subscribed before me

this 18th day of October,

1956

*Wm T. Hayerty*

Prothonotary

PROTHONOTARY  
My Commission Expires  
Wednesday, Jan. 1, 1952

## AWARD OF ARBITRATORS

Now, this 18th day of October, 1956, we, the undersigned arbitrators appointed in this case, after having been duly sworn, and having heard the evidence and allegations of the parties, do award and find as follows:

*In favor of the Plaintiffs, Frank Sorocinsky and Mary Sorocinsky, in the principal amount of Nine hundred sixty seven and 70/100 Dollars (\$967.20) with interest from November 8, 1955 amounting to One hundred twelve and 86/100 Dollars (\$112.86).*

*Thomas F. Kilby* Chairman  
*Eugene G. Kitke*  
*Joseph A. Dague*

## ENTRY OF AWARD

Now, this day of 1956, I hereby certify that the above award was entered of record this date in the proper dockets and notice by mail of the return and entry of said award duly given to the parties or their attorneys.

## WITNESS MY HAND AND THE SEAL OF THE COURT

Prothonotary

Frank Sorocinsky  
Mary Sorocinsky

Frank Walk, Jr. <sup>vs.</sup>

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY

No. 692 May Term, 1961.

## **PRAEICE FOR APPOINTMENT OF ARBITRATORS (1)**

TO THE PROTHONOTARY OF SAID COURT:

The undersigned, pursuant to the Act of June 16, 1836, P. L. 715, as amended by the Act of June 14, 1952 (1951-52) P. L. 2087 and further amended July 22, 1955, Laws 1955, Act No. 91 and Clearfield County Court Rule....., requests you to appoint a **BOARD OF ARBITRATORS** and certifies that:

( ) The amount in controversy is \$1,000 or less.  
( ) The case is at issue.  
( ) An agreement of reference has been filed of record.  
 Judgment has been entered for want of an appearance.

RECORD APPEARANCES HAVE BEEN ENTERED FOR:-

Plaintiff Saul Silberfath for Defendant .....

Bell Silberfath, Swartz

Date Sept. 9, 1961.

Bell Silberfath, Swartz  
By Saul Silberfath  
Attorney for Plaintiff

TEN DAY PERIOD FOR APPOINTMENT OF ARBITRATORS IS WAIVED (2)

PAUL SELLAR, ATTORNEY FOR PLAINTIFF IS WAIVED (2)

*Paul Sellar, Esq.*.....  
Attorney for Plaintiff.....

.....  
Attorney for.....

.....  
Attorney for.....

**TIME AND PLACE OF HEARING and APPOINTMENT OF BOARD**

TIME AND PLACE OF HEARING and APPOINTMENT OF BOARD  
Now, Oct 7, 1961, hearing of the above case is fixed for Wednesday,  
Oct 18, 1961, in #2 Ct. Room, Clearfield County Court House, Clearfield,  
Pa., and the following Clearfield County Bar members:

Chairman

are appointed as the **BOARD OF ARBITRATORS** to hear testimony, make report, and render their award within twenty (20) days from date of hearing.

I hereby certify that notice by mail was duly given to said Arbitrators, Attorneys, and/or parties of record of said appointment, time, and place of hearing.

WITNESS MY HAND AND THE SEAL OF THE COURT

## Prothonotary

by.....  
Deputy

(1) See Court Rule 27

(2) Waiver requires signatures of counsel for all parties.

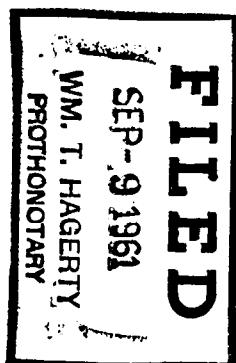
In the Court of Common Pleas  
of Clearfield County

No.

Term, 195

vs.

PRAECIPE FOR APPOINTMENT OF  
ARBITRATORS



SIR:

The following three persons have been appointed Arbitrators  
in the case of Frank Sorocinsky & Mary Sorocinsky

vs. Frank Walk, Jr.

No. 692 May Term, 1961

the first named being the Chairman of the Board:

Thomas F. Kilroe, Eugene G. Kitko,

& Joseph A. Dague

Hearing of the case has been fixed for Wednesday,

October 18, 1961 at 1:30 P.M.

in Court Room # 2

Very truly yours,

William T. Hagerty,  
Prothonotary

WTH/jb