

*Law Offices*  
**Doran & Nowalis**

69 PUBLIC SQUARE STE 700  
WILKES-BARRE, PENNSYLVANIA 18701

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WM. N. REYNOLDS (1817 - 1936)  
WM. N. REYNOLDS, JR. (1874 - 1957)  
ROBERT J. DORAN (1895 - 1960)

JOHN H. DORAN  
ROBERT C. NOWALIS  
LISAN M. DORAN

---  
BRIAN E. MANNING

***Via Facsimile 389\*5625***

March 16, 2004

Sheriff, Columbia County  
Columbia County Courthouse  
Bloomsburg, Pennsylvania 17815

RE: Hobbico, Inc. v. Con's Supply, Inc. and Gabriel Penles  
Case No. 280CV2003 (JD); No. 2004-ED-19 (Columbia County)

Dear Sheriff:

As per my secretary's call to your office today, please be advised that we wish to cancel the Sheriff Sale set for March 18, 2004 at 11:00 a.m. regarding the above captioned matter. The Defendant has advised us that he is in the process of selling certain real property and will take care of the debt when the sale is completed.

Very truly yours,



Robert C. Nowalis

etc

HARRY A. ROADARMEL, JR.



SHERIFF OF COLUMBIA COUNTY  
COURT HOUSE - P.O. BOX 380  
BLOOMSBURG, PA 17815  
FAX: (570) 389-5625

PHONE  
(570) 389-5622

24 HOUR PHONE  
(570) 784-6300

IN THE COURT OF COMMON PLEAS OF  
COLUMBIA COUNTY, COMMONWEALTH  
OF PENNSYLVANIA.

HOBBICO, INC.

VS.


CON'S SUPPLY INC.,  
GABRIEL PENLES

WRIT OF EXECUTION #19 OF 2004 ED

POSTING OF PROPERTY

MARCH 3, 2004 POSTED A COPY OF THE SHERIFF'S SALE BILL ON THE  
PROPERTY OF CON'S SUPPLY INC., GABRIEL PENLES AT 733 W. FRONT ST. BERWICK  
COLUMBIA COUNTY PENNSYLVANIA. SAID POSTING PERFORMED BY COLUMBIA COUNTY  
DEPUTY SHERIFF P. D'ANGELO.

SO ANSWERS:

  
DEPUTY SHERIFF

  
TIMOTHY T. CHAMBERLAIN  
ACTING SHERIFF

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 4TH DAY OF MARCH 2004



NOTARIAL SEAL  
WENDY WESTOVER, NOTARY PUBLIC  
BLOOMSBURG, COLUMBIA CO., PA  
MY COMMISSION EXPIRES NOVEMBER 07, 2005



SHERIFF OF COLUMBIA COUNTY  
 COURT HOUSE - P.O. BOX 380  
 BLOOMSBURG, PA 17815  
 FAX: (570) 784-0257

PHONE  
 (570) 369-3622

24 HOUR PHONE  
 (570) 784-6300

HOBBICO, INC. DOING BUSINESS AS  
 GREAT PLANES MODEL DISTRIBUTORS  
 VS

Docket # 19ED2004  
 EXECUTION

CON'S SUPPLY, INC.  
 GABRIEL P. PENLES

AFFIDAVIT OF SERVICE

NOW, THIS THURSDAY, JANUARY 29, 2004, AT 10:30 AM, SERVED THE WITHIN EXECUTION UPON CON'S SUPPLY, INC. AT 733 W. FRONT ST., BERWICK BY HANDING TO GABRIEL PENLES, OWNER, A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT AND MADE KNOWN TO THEM THE CONTENTS THEREOF.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME  
 THIS MONDAY, FEBRUARY 02, 2004

*Wendy Westover*  
 NOTARY PUBLIC

NOTARIAL SEAL  
 WENDY WESTOVER, NOTARY PUBLIC  
 BLOOMSBURG, COLUMBIA CO., PA  
 MY COMMISSION EXPIRES NOVEMBER 07, 2005

*Timothy T. Chamberlain*  
 X  
 TIMOTHY T. CHAMBERLAIN  
 ACTING SHERIFF

*P. D'Angelo*  
 X  
 P. D'ANGELO  
 DEPUTY SHERIFF



SHERIFF OF COLUMBIA COUNTY  
 COURT HOUSE - P.O. BOX 380  
 BLOOMSBURG, PA 17813  
 FAX: (570) 784-0257

PHONE  
 (570) 389-5622

24 HOUR PHONE  
 (570) 784-6300

HOBBICO, INC. DOING BUSINESS AS  
 GREAT PLANES MODEL DISTRIBUTORS  
 VS

Docket # 19ED2004  
 EXECUTION

CON'S SUPPLY, INC.  
 GABRIEL P. PENLES

AFFIDAVIT OF SERVICE

NOW, THIS THURSDAY, JANUARY 29, 2004, AT 10:30 AM, SERVED THE WITHIN EXECUTION UPON GABRIEL PENLES AT 733 W. FRONT ST. BERWICK, BY HANDING TO GABRIEL PENLES A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT AND MADE KNOWN TO THEM THE CONTENTS THEREOF.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME  
 THIS MONDAY, FEBRUARY 02, 2004

*Wendy Westover*  
 \_\_\_\_\_  
 NOTARY PUBLIC

NOTARIAL SEAL  
 WENDY WESTOVER, NOTARY PUBLIC  
 BLOOMSBURG, COLUMBIA CO., PA  
 MY COMMISSION EXPIRES NOVEMBER 07, 2005

*Timothy T. Chamberlain*

X \_\_\_\_\_  
 TIMOTHY T. CHAMBERLAIN  
 ACTING SHERIFF

X *P. D'Angelo*  
 \_\_\_\_\_  
 P. D'ANGELO  
 DEPUTY SHERIFF

# COLUMBIA COUNTY SHERIFF'S OFFICE PROCESS SERVICE ORDER

OFFICER: T. CHAMBERLAIN  
DATE RECEIVED 1/26/2004

SERVICE# 1 - OF - 2 SERVICES  
DOCKET # 19ED2004

PLAINTIFF HOBICO, INC. DOING BUSINESS AS GREAT PLANES  
MODEL DISTRIBUTORS

DEFENDANT CON'S SUPPLY, INC.  
GABRIEL P. PENLES

<b>PERSON/CORP TO SERVED</b>
CON'S SUPPLY, INC.
733 W. FRONT ST.
BERWICK

**PAPERS TO SERVED**  
EXECUTION

SERVED UPON GABRIEL PENLES

RELATIONSHIP OWNER IDENTIFICATION \_\_\_\_\_

DATE 01/29/04 TIME 1030 MILEAGE \_\_\_\_\_ OTHER \_\_\_\_\_

Race \_\_\_ Sex \_\_\_ Height \_\_\_ Weight \_\_\_ Eyes \_\_\_ Hair \_\_\_ Age \_\_\_ Military \_\_\_

- TYPE OF SERVICE: A. PERSONAL SERVICE AT POA  POB \_\_\_ POE \_\_\_ CCSO \_\_\_  
 B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA  
 C. CORPORATION MANAGING AGENT  
 D. REGISTERED AGENT  
 E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE

F. OTHER (SPECIFY) \_\_\_\_\_

ATTEMPTS DATE	TIME	OFFICER	REMARKS
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

DEPUTY *[Signature]* DATE 01/29/04

3-3-04  
18 1/00

# COLUMBIA COUNTY SHERIFF'S OFFICE PROCESS SERVICE ORDER

OFFICER: T. CHAMBERLAIN  
DATE RECEIVED 1/26/2004

SERVICE# 2 - OF - 2 SERVICES  
DOCKET # 19ED2004

PLAINTIFF HOBIBCO, INC. DOING BUSINESS AS GREAT PLANES  
MODEL DISTRIBUTORS

DEFENDANT CON'S SUPPLY, INC.  
GABRIEL P. PENLES

<b>PERSON/CORP TO SERVED</b>
GABRIEL PENLES
119 IRON ST.
BERWICK

**PAPERS TO SERVED**  
EXECUTION

SERVED UPON GABRIEL PENLES

RELATIONSHIP \_\_\_\_\_ IDENTIFICATION \_\_\_\_\_

DATE 01/29/04 TIME 1030 MILEAGE \_\_\_\_\_ OTHER \_\_\_\_\_

Race \_\_\_ Sex \_\_\_ Height \_\_\_ Weight \_\_\_ Eyes \_\_\_ Hair \_\_\_ Age \_\_\_ Military \_\_\_

- TYPE OF SERVICE:
- A. PERSONAL SERVICE AT POA  POB \_\_\_ POE \_\_\_ CCSO \_\_\_
  - B. HOUSEHOLD MEMBER: 18+ YEARS OF AGE AT POA
  - C. CORPORATION MANAGING AGENT
  - D. REGISTERED AGENT
  - E. NOT FOUND AT PLACE OF ATTEMPTED SERVICE

F. OTHER (SPECIFY) \_\_\_\_\_

ATTEMPTS  
DATE

TIME

OFFICER

REMARKS


DEPUTY

*T. Chamberlain*

DATE

01/29/04

# EXECUTION LEVY SHEET

PERSONAL PROPERTY LEVIED UPON

\$3,905.33

- 1 ATLAS SNOWBLOWER
- 1 NCR CASH REG/POSTING MACHINE
- 1 NCR CASH REGISTER
- 1 SEARS ELECTRIC TYPEWRITER
- 1 ELECTROLUX CANNISTER VACUUM
- PAINT COLOR MACHINE - (HARBILL)
- 35 GAL. PAINT (BRUNING)
- 56 QUARTS PAINT (BRUNING)
- (ASSORTED BICYCLE PARTS)

# SHERIFF'S SALE

---

BY VIRTUE OF WRIT OF EXECUTION 19ED2004 TO ME DIRECTED BY THE COURTS, THERE WILL BE SOLD AT PUBLIC SALE, ON **3/18/2004 11:00:00 AM** AT THE **733 W. FRONT ST.** IN THE BOROUGH OF **BERWICK** COUNTY OF COLUMBIA AND STATE OF PENNSYLVANIA, THE FOLLOWING ARTICLES OF PERSONAL PROPERTY, TO WIT:

---

<b>Property Description</b>	<b>Property Value</b>
ATLAS SNOWBLOWER	\$0.00
NCR CASH REGISTER/ POSTING MACHINE	\$0.00
SEARS ELECTRIC TYPEWRITER	\$0.00
ELECTROLUX CANNISTER VACCUM	\$0.00
PAINT COLOR MACHINE (HARBILL)	\$0.00
35 GALLONS OF PAINT (BRUNING)	\$0.00
56 QUARTS OF PAINT (BRUNING)	\$0.00
ASSORTED BICYCLE PARTS	\$0.00

---

TOGETHER WITH ALL OTHER ARTICLES FOUND AND BELONGING TO THE DEFENDANT(S) AND NOT ENUMERATED :

SEIZED AND TAKEN INTO EXECUTION AS THE PROPERTY OF CON'S SUPPLY, INC. AND GABRIEL P. PENLES AT 733 W. FRONT ST., BERWICK, PA AND TO BE SOLD BY TIMOTHY T. CHAMBERLAIN, ACTING SHERIFF OF COLUMBIA COUNTY, BLOOMSBURG, PA 17815 (570-389-5622).



Hobbico, Inc. doing business as  
Great Planes Model Distributors,

Plaintiff,

v.

Con's Supply, Inc. and  
Gabriel P. Penles,

Defendant.

In the Court of Common Pleas

of Columbia County

Civil Action - Law

No. 280CV2003

WRIT OF EXECUTION  
NOTICE

*2004-ED-19*

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 provided that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached 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) Fill out the attached claim form and demand for a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court 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.**

**Susquehanna Legal Services  
RD #4  
Bloomsburg, Pennsylvania 17815  
(570) 784-8760**

WRIT OF EXECUTION - (MONEY JUDGEMENTS) Rules r.R.C.P. 3101 to 3149

Hobbico, Inc. doing business as  
Great Planes Model Distributors,

No. 280CV2003 Term J.D.

No. 2004-ED-19 Term E.D.

vs

Con's Supply, Inc. and Gabriel P. Penles

WRIT OF EXECUTION  
(MONEY JUDGMENTS)

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF Columbia

TO THE SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA.

To satisfy the judgment, interest and costs against CON'S SUPPLY, INC. and GABRIEL P. PENLES,

Defendant(s);

(1) You are directed to levy upon the property of the defendant(s) and to sell his, her (or their) interest therein;

(2) You are also directed to attach the property of the defendant not levied upon in the possession of

as Garnishee(s)  
(Specifically describe property)

Levy upon all machinery, equipment, inventory, works in progress, furniture, computers, fixtures, televisions, stereos, cd systems, appliances, automobiles and all other personal property of the Defendants located at 733 W Front Street, Berwick, PA 18603 and 119 Iron Street, Berwick, PA 18603.

and to notify the Garnishee(s) that

(a) an attachment has been issued;

(b) the garnishee(s) is 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.

(3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee(s), you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount due \$ 3,222.57  
5-16-2002 to (interest accrues at  
Interest from 1-20-2004 325.26 the rate of \$.54  
per day thereafter)

Total 3,547.83

Plus costs as per endorsement hereon.

Dated 1-26-2004  
(SEAL)

Tami B. Kolie  
Prothonotary, Court of Common Pleas of

Columbia County, Pennsylvania

By: Elizabeth A. Brennan  
Deputy

Hobbico, Inc. doing business as  
Great Planes Model Distributors,  
  
Plaintiff  
  
v.  
  
Con's Supply, Inc. and Gabriel P. Penles  
  
Defendants

IN THE COURT OF COMMON PLEAS  
  
OF COLUMBIA COUNTY  
  
CIVIL ACTION -- LAW  
  
NO. 280CV2003  
NO. 2004-ED 19  
J. D.  
E. D.

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 \$300.00 statutory exemption be  
— (i) set aside in kind (specify property to be set aside in kind  
\_\_\_\_\_
  - (ii) 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 on the amount of \$\_\_\_\_\_  
\_\_\_\_\_
  - (c) other (specify amount and basis of exemption):  
\_\_\_\_\_

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to me at

Street Address \_\_\_\_\_ City \_\_\_\_\_ State & Zip Code \_\_\_\_\_  
( ) \_\_\_\_\_

Telephone No. \_\_\_\_\_

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 THE OFFICE OF  
THE SHERIFF OF LUZERNE COUNTY;  
Luzerne County Courthouse, North River Street, Wilkes-Barre, Pa. 18711

Deputy:

MAJOR EXEMPTIONS  
UNDER PENNSYLVANIA  
AND FEDERAL LAW

1. \$300.00 statutory exemption.
  2. Bibles, school books, sewing machines, uniforms and equipment.
  3. Most wages and unemployment compensation.
  4. Social Security benefits.
  5. Certain retirement funds and accounts.
  6. Certain veteran and armed forces benefits.
  7. Certain insurance proceeds.
  8. Such other exemptions as may be provided by law.
-

Hobbico, Inc. doing business as  
Great Planes Model Distributors,

Plaintiff,

v.

Con's Supply, Inc. and  
Gabriel P. Penles,

Defendant.

In the Court of Common Pleas

of Columbia County

Civil Action - Law

No. 280CV2003

*2004-ED-19*

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Great Planes Model Distributors,

No. 280CV2003 Term J.D.

No. 2004-ED-19 Term E.D.

vs

Con's Supply, Inc. and Gabriel P.  
Penles

WRIT OF EXECUTION  
(MONEY JUDGMENTS)

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF Columbia

TO THE SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA.

To satisfy the judgment, interest and costs against CON'S SUPPLY, INC. and GABRIEL P. PENLES.

Defendant(s):

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(Specifically describe property) as Garnishee(s)

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(a) an attachment has been issued;  
(b) the garnishee(s) is 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.

(3) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee(s), you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

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per day thereafter)

Total 3,547.83

Plus costs as per endorsement hereon.

Dated 1/26/2004

(SEAL)

Tami B. Kline  
Prothonotary, Court of Common Pleas of  
Columbia County, Pennsylvania

By: Elizabeth A. Breven  
Deputy

Hobbico, Inc. doing business as  
Great Planes Model Distributors,  
  
Plaintiff  
  
v.  
  
Con's Supply, Inc. and Gabriel P. Penles  
  
Defendants

IN THE COURT OF COMMON PLEAS  
  
OF COLUMBIA COUNTY  
  
CIVIL ACTION -- LAW  
  
NO. 280CV2003  
NO. 2004-ED-19 J. D.  
E. D.

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    - \_\_\_ (i) set aside in kind (specify property to be set aside in kind
    - \_\_\_ (ii) 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 on the amount of \$
  - (c) other (specify amount and basis of exemption):

I request a prompt court hearing to determine the exemption. Notice of the hearing should be given to me at

Street Address \_\_\_\_\_ City \_\_\_\_\_ State & Zip Code \_\_\_\_\_  
( )  
Telephone No. \_\_\_\_\_

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 THE OFFICE OF  
THE SHERIFF OF LUZERNE COUNTY;**  
Luzerne County Courthouse, North River Street, Wilkes-Barre, Pa. 18711

Deputy:

MAJOR EXEMPTIONS  
UNDER PENNSYLVANIA  
AND FEDERAL LAW

1. \$300.00 statutory exemption.
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  6. Certain veteran and armed forces benefits.
  7. Certain insurance proceeds.
  8. Such other exemptions as may be provided by law.
-



*Law Offices*  
**Doran & Nowalis**

SUITE 700  
69 PUBLIC SQUARE  
WILKES-BARRE, PENNSYLVANIA 18701-2588  
(570) 823-9111  
Fax (570) 829-3222  
dnlaw@cpix.net

John H. Doran  
Robert C. Nowalis  
Lisa M. Doran  
—  
Brian E. Manning

January 20, 2004

Sheriff of Columbia County  
Columbia County Courthouse  
P O Box 380  
Bloomsburg, Pennsylvania 17815

RE: Iobbico, Inc. d/b/a Great Planes Model Distributors v.  
Con's Supply, Inc. and Gabriel P. Penles  
No. 280CV2003 JD (Columbia County)

Dear Sheriff:

Please file the enclosed Writ of Execution and have the same served on the Defendants regarding the above captioned matter.

The addresses for the Defendants are as follows:


Con's Supply, Inc.  
733 West Front Street  
Berwick, PA 18603

Gabriel P. Penles  
119 Iron Street  
Berwick, PA 18603

I have enclosed a check in the amount of \$200.00 to cover your fee.

I ask that you return the receipt to me in the self-addressed, envelope provided. Thank you.

Very truly yours,



ROBERT C. NOWALIS

RCN/ete

THIS CHECK IS IN FULL PAYMENT OF THE FOLLOWING ACCOUNT

5353

**DORAN & NOWALIS  
LAW OFFICES**  
SPECIAL ACCOUNT  
69 PUBLIC SQ., STE. 700  
WILKES-BARRIE, PA 18701

**HOBBICO, INC.**

CON'S SUPPLY/PENLES

AMOUNT COLLECTED	_____
COSTS RETURNED	_____
INTEREST	_____
LESS	_____
COMMISSION	_____
SUIT FEE	_____
EXPENSES	_____
BALANCE HERWITH	_____

DATE JANUARY 20, 2004


60-1228/3:3

\$ 200.00

ORDER OF COLUMBIA COUNTY SHERIFF

TWO HUNDRED AND 00/100

DOLLARS




⑆005353⑆ ⑆034342288⑆ 001506284⑆