

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

BUTTERS'S ENTERPRISES, INC., : No. 00-01482  
and TIM BUTTERS, :  
Plaintiffs :  
 :  
vs. : CIVIL ACTION - LAW  
 :  
JOSEPH A. PRATO and :  
ANN C. PRATO, his wife, :  
KELLY PRATO t/d/b/a :  
JOEY PRATO'S PRODUCE, : Motion for Sanction Re:  
and JOEY PRATO, INC., : Production of  
Defendants : Documents

ORDER

AND NOW, this 31<sup>st</sup> day of December 2002, upon consideration of Defendant Cillo's Motion for Sanction with respect to her First Request for Production of Documents, the Court GRANTS Defendant Cillo's Motion. The Plaintiffs shall respond in writing to each numbered paragraph of Defendant Cillo's first Request for Production of Documents within forty-five (45) days of this Order. The Plaintiffs shall either provide copies of all the documents requested or identify the documents in their written response and make them available to defense counsel for inspection and copying within forty-five (45) days. In addition, the Court ORDERS the Plaintiffs to pay attorney fees in the amount of \$100 to Marc Lovecchio within forty-five (45) days for failing to fully comply with this Court's Order of May 13, 2002. If the Plaintiffs fail to file a written Answer and provide the documents or make them available as required by this Order,

the Court will impose further sanctions upon motion of Defendant Cillo which may include prohibiting the Plaintiffs from introducing such documents in support of their claim, striking their pleading or dismissing this law suit.

By The Court,

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Kenneth D. Brown, J.

cc: Timothy Butters  
R 613 E Third St  
Williamsport PA 17701  
Marc Lovecchio, Esquire  
Fred Holland, Esquire  
Work File  
Gary Weber, Esquire (Lycoming Reporter)