

Case Information

Circuit Court of Maryland

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Court System: **Circuit Court for Allegany County - Civil System**
Case Number: **01C16043472**
Title: **Taccino vs Unger, et al**
Case Type: **Other Civil** Filing Date: **02/12/2016**
Case Status: **Open/Active**

Plaintiff/Petitioner Information*(Each Plaintiff/Petitioner is displayed below)*

Party Type: **Plaintiff** Party No.: **1**
Name: **Taccino, Carol**
Address: **402 Pine Ave**
City: **Cumberland** State: **MD** Zip Code: **21502**

Defendant/Respondent Information*(Each Defendant/Respondent is displayed below)*

Party Type: **Defendant** Party No.: **1**
Name: **Unger, Wayne**
Address: **355 Bedford Street**
City: **Cumberland** State: **MD** Zip Code: **21502**

Attorney(s) for the Defendant/Respondent

Name: **D'Atri, Esq, Seth B**
Appearance Date: **08/17/2016**
Practice Name: **Trozzo, Lowery, Weston & Rock**
Address: **323 Paca Street**
City: **Cumberland** State: **MD** Zip Code: **21502**

Party Type: **Defendant** Party No.: **2**
Name: **Unger, Judy**
Address: **355 Bedford Street**
City: **Cumberland** State: **MD** Zip Code: **21502**

Attorney(s) for the Defendant/Respondent

Name: **D'Atri, Esq, Seth B**
Appearance Date: **03/21/2016**
Practice Name: **Trozzo, Lowery, Weston & Rock**
Address: **323 Paca Street**
City: **Cumberland** State: **MD** Zip Code: **21502**

Party Type: **Defendant** Party No.: **3**
Name: **Collins, James**
Address: **2750 S Cranberry Blvd**
City: **North Port** State: **FL** Zip Code: **34286**

Court Scheduling Information

Event Type: **Motion Hearing (Civil)** Notice Date:
Event Date: **06/24/2016** Event Time: **09:30 AM**
Result: **Held/Concluded** Result Date: **06/24/2016**

Event Type: **Motion Hearing (Civil)** Notice Date:
Event Date: **08/12/2016** Event Time: **09:30 AM**
Result: **Held/Concluded** Result Date: **08/12/2016**

Event Type: **Civil Court Trial** Notice Date:
Event Date: **09/30/2016** Event Time: **09:30 AM**
Result: **Held/Concluded** Result Date: **09/30/2016**

Event Type: **Civil Court Trial** Notice Date:
Event Date: **12/02/2016** Event Time: **09:30 AM**
Result: **Held/Concluded** Result Date: **12/02/2016**

Event Type: **Civil Court Trial** Notice Date:
Event Date: **02/17/2017** Event Time: **09:30 AM**
Result: **Continued** Result Date: **02/21/2017**

Document Tracking

(Each Document listed. Documents are listed in Document No./Sequence No. order)

Doc No./Seq No.: **1/0**
File Date: **02/12/2016** Entered Date: **02/16/2016** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Complaint**
Exhibits.

Doc No./Seq No.: **1/1**
File Date: **03/18/2016** Entered Date: **03/21/2016** Decision:
Party Type: **Defendant** Party No.: **1**
Document Name: **Answer**
Filed by DEF001-Unger, DEF002-Unger

Doc No./Seq No.: **2/0**
File Date: **02/12/2016** Entered Date: **02/16/2016** Decision:
Party Type: **Defendant** Party No.: **1**
Document Name: **Writ of Summons - Civil Issued**

Doc No./Seq No.: **3/0**
File Date: **02/12/2016** Entered Date: **02/16/2016** Decision:
Party Type: **Defendant** Party No.: **2**
Document Name: **Writ of Summons - Civil Issued**

Doc No./Seq No.: **4/0**
File Date: **02/26/2016** Entered Date: **02/26/2016** Decision:

Party Type: **Defendant** Party No.: **1**
Document Name: **Return of Service - Served**
Writ of Summons/U422 served 02/19/16

Doc No./Seq No.: **5/0**
File Date: **02/26/2016** Entered Date: **02/26/2016** Decision:
Party Type: **Defendant** Party No.: **2**
Document Name: **Return of Service - Served**
Writ of Summons/U422 served 02/19/16

Doc No./Seq No.: **6/0**
File Date: **03/18/2016** Entered Date: **03/21/2016** Decision:
Party Type: **Defendant** Party No.: **1**
Document Name: **Counter Complaint**
Filed by DEF001-Unger, DEF002-Unger

Doc No./Seq No.: **6/1**
File Date: **04/04/2016** Entered Date: **04/05/2016** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Answer**

Doc No./Seq No.: **7/0**
File Date: **03/23/2016** Entered Date: **03/23/2016** Decision:
Document Name: **Scheduling Order Issued**
Court trial - (9/30/16 at 9:30 am)

Doc No./Seq No.: **8/0**
File Date: **04/04/2016** Entered Date: **04/05/2016** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Motion for Judgment Awarding Possession**

Doc No./Seq No.: **8/1**
File Date: **04/27/2016** Entered Date: **05/03/2016** Decision:
Party Type: **Defendant** Party No.: **1**
Document Name: **Answer**
Filed by DEF001-Unger, DEF002-Unger

Doc No./Seq No.: **9/0**
File Date: **04/04/2016** Entered Date: **04/05/2016** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Motion to Dismiss Counter Complaint**

Doc No./Seq No.: **9/1**
File Date: **04/27/2016** Entered Date: **05/03/2016** Decision:
Party Type: **Defendant** Party No.: **1**
Document Name: **Answer**
Filed by DEF001-Unger, DEF002-Unger

Doc No./Seq No.: **10/0**
File Date: **04/27/2016** Entered Date: **05/03/2016** Decision:
Party Type: **Defendant** Party No.: **1**

Document Name: **Motion for Summary Judgment**
Filed by **DEF001-Unger, DEF002-Unger**

Doc No./Seq No.: **10/1**
File Date: **05/12/2016** Entered Date: **05/13/2016** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Answer**

Doc No./Seq No.: **11/0**
File Date: **05/04/2016** Entered Date: **05/04/2016** Decision:
Document Name: **Confirmation of Trial Assignment Issued**
Motion hearing - (6/24/16 at 9:30 am)Court Trial - (9/30/16 at 9:30 am)

Doc No./Seq No.: **12/0**
File Date: **05/24/2016** Entered Date: **05/25/2016** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Amended Complaint**

Doc No./Seq No.: **12/1**
File Date: **12/12/2016** Entered Date: **12/13/2016** Decision:
Party Type: **Defendant** Party No.: **1**
Document Name: **Answer**
Filed by **DEF001-Unger, DEF002-Unger**

Doc No./Seq No.: **13/0**
File Date: **05/25/2016** Entered Date: **05/27/2016** Decision:
Party Type: **Defendant** Party No.: **1**
Document Name: **Amended Complaint to Join Necessary Parties**
Filed by **DEF001-Unger, DEF002-Unger**

Doc No./Seq No.: **13/1**
File Date: **06/08/2016** Entered Date: **06/09/2016** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Answer**

Doc No./Seq No.: **13/2**
File Date: **06/09/2016** Entered Date: **06/09/2016** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Additional Answer**

Doc No./Seq No.: **14/0**
File Date: **05/27/2016** Entered Date: **05/27/2016** Decision:
Party Type: **Defendant** Party No.: **3**
Document Name: **Writ of Summons - Civil Issued**

Doc No./Seq No.: **15/0**
File Date: **06/07/2016** Entered Date: **06/07/2016** Decision:
Party Type: **Defendant** Party No.: **3**
Document Name: **Return of Service - Served**

Writ of Summons/U422 served 05/31/16**Doc No./Seq No.: 16/0**

File Date: 06/09/2016 Entered Date: 06/09/2016 Decision:

Party Type: Plaintiff Party No.: 1

Document Name: Motion to Strike Amended Complaint

Doc No./Seq No.: 16/1

File Date: 06/16/2016 Entered Date: 06/17/2016 Decision:

Party Type: Defendant Party No.: 2

Document Name: Answer

Filed by DEF002-Unger, DEF001-Unger

Doc No./Seq No.: 17/0

File Date: 06/24/2016 Entered Date: 06/24/2016 Decision:

Document Name: Hearing Held

Plaintiff present without counsel; defendants present with counsel; Motion for Possession by plaintiff is dismissed as moot; defendant withdraws Motion for Summary Judgment; case to be reset mid August for remaining motions to allow Mr. Collins to respond.

Doc No./Seq No.: 18/0

File Date: 06/28/2016 Entered Date: 06/28/2016 Decision:

Document Name: Confirmation of Trial Assignment Issued

Motion hearing - (8/12/16 at 9:30 am)Court Trial - (9/30/16 at 9:30 am)

Doc No./Seq No.: 19/0

File Date: 08/12/2016 Entered Date: 08/12/2016 Decision:

Document Name: Hearing Held

Plaintiff present without Counsel. Defendant's present with Counsel. Statements placed on the record. Motin to strike is denied.

Doc No./Seq No.: 20/0

File Date: 08/16/2016 Entered Date: 08/17/2016 Decision: Granted

Party Type: Defendant Party No.: 1

Document Name: Motion for Default

Filed by DEF001-Unger, DEF002-Unger it is ordered this 22nd day of August 2016 that James R Collins be joined as a defendant in this matter. Copies mailed on 8/24/16

Doc No./Seq No.: 21/0

File Date: 08/16/2016 Entered Date: 08/17/2016 Decision:

Party Type: Defendant Party No.: 1

Document Name: Motion for Summary Judgment

Filed by DEF001-Unger, DEF002-Unger

Doc No./Seq No.: 21/1

File Date: 08/30/2016 Entered Date: 08/31/2016 Decision:

Party Type: Plaintiff Party No.: 1

Document Name: Answer

Request for a hearing.

Doc No./Seq No.: 22/0

File Date: 08/19/2016 Entered Date: 08/19/2016 Decision:

Party Type: Plaintiff Party No.: 1

Document Name: **Line - Copy of Exhibit A to Motion for Default**

Doc No./Seq No.: **23/0**

File Date: **08/30/2016** Entered Date: **08/31/2016** Decision:

Party Type: **Plaintiff** Party No.: **1**

Document Name: **Motion to Strike Defendants/Counter Plaintiffs' Motion for Summary Judgment**

Doc No./Seq No.: **24/0**

File Date: **08/30/2016** Entered Date: **08/31/2016** Decision: **Granted**

Party Type: **Plaintiff** Party No.: **1**

Document Name: **Motion for Default Judgment**

Copies mailed on **9/2/16**

Doc No./Seq No.: **25/0**

File Date: **09/01/2016** Entered Date: **09/02/2016** Decision:

Document Name: **Order**

it is ordered this 1st day of September 2016 that all outstanding motions are denied and this matter shall continue in the normal course. Copies mailed on 9/2/16

Doc No./Seq No.: **26/0**

File Date: **09/30/2016** Entered Date: **09/30/2016** Decision:

Document Name: **Hearing Held**

Plaintiff's Request for Continuance to be able to obtain counsel is granted. Matter to be re set in sixty (60) days.

Doc No./Seq No.: **27/0**

File Date: **09/30/2016** Entered Date: **09/30/2016** Decision:

Document Name: **Notice of Default Order Issued**

Copies mailed on **9/30/16**

Doc No./Seq No.: **28/0**

File Date: **10/03/2016** Entered Date: **10/03/2016** Decision:

Document Name: **Confirmation of Trial Assignment Issued**

Court Trial - (12/2/16 at 9:30 am)

Doc No./Seq No.: **29/0**

File Date: **10/24/2016** Entered Date: **10/24/2016** Decision:

Party Type: **Plaintiff** Party No.: **1**

Document Name: **Request for Jury Trial**

Doc No./Seq No.: **29/1**

File Date: **11/04/2016** Entered Date: **11/07/2016** Decision:

Party Type: **Defendant** Party No.: **1**

Document Name: **Answer**

Filed by DEF001-Unger, DEF002-Unger

Doc No./Seq No.: **30/0**

File Date: **11/09/2016** Entered Date: **11/10/2016** Decision:

Document Name: **Order**

it is ordered this 9th day of November 2016 that plaintiff/counter defendant's request for jury trial is hereby denied per rule 2-325. Copies mailed on 11/10/16

Doc No./Seq No.: **31/0**

File Date: **12/02/2016** Entered Date: **12/02/2016** Decision:
Document Name: **Hearing Held**

Issue joined - Judge Finan Matter continued for sixty (60) days to allow the defendants, Wayne and Judy Under to file answers to the amended complaint and to allow the plaintiff, Carol Taccino, to file a motion to reconsider her motion for jury trial.

Doc No./Seq No.: **32/0**

File Date: **12/05/2016** Entered Date: **12/05/2016** Decision:
Document Name: **Confirmation of Trial Assignment Issued**

Doc No./Seq No.: **33/0**

File Date: **12/05/2016** Entered Date: **12/05/2016** Decision:
Document Name: **Confirmation of Trial Assignment Issued**

Doc No./Seq No.: **34/0**

File Date: **12/05/2016** Entered Date: **12/05/2016** Decision:
Document Name: **Confirmation of Trial Assignment Issued**
Court Trial - (2/17/17 at 9:30 am)

Doc No./Seq No.: **35/0**

File Date: **01/11/2017** Entered Date: **01/12/2017** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Second Motion/Request for Jury Trial**

Doc No./Seq No.: **36/0**

File Date: **02/02/2017** Entered Date: **02/02/2017** Decision:
Party Type: **Plaintiff** Party No.: **1**
Document Name: **Plaintiff's/Counter Defendants Motion for Summary Judgment**

Doc No./Seq No.: **36/1**

File Date: **02/15/2017** Entered Date: **02/16/2017** Decision:
Party Type: **Defendant** Party No.: **2**
Document Name: **Answer**
Filed by **DEF002-Unger, DEF001-Unger**

Doc No./Seq No.: **37/0**

File Date: **02/17/2017** Entered Date: **02/21/2017** Decision:
Document Name: **Hearing Held**

Plaintiff present without Counsel. Defendant's present with Counsel. Opening statements placed on the record. Testimony taken. Court to reschedule to conclude hearing within 30-60 days.

Doc No./Seq No.: **38/0**

File Date: **02/21/2017** Entered Date: **02/21/2017** Decision:
Document Name: **Exhibits Filed**

Doc No./Seq No.: **39/0**

File Date: **02/21/2017** Entered Date: **02/21/2017** Decision:

Document Name: **Exhibits Filed**

Doc No./Seq No.: **40/0**

File Date: **02/21/2017** Entered Date: **02/21/2017** Decision:

Document Name: **Exhibits Filed**

Doc No./Seq No.: **41/0**

File Date: **02/21/2017** Entered Date: **02/21/2017** Decision:

Document Name: **Exhibits Filed**

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