

Citibank vs Dana McGee
2004-1190-CD

2004-1190-CD
CITIBANK (SOUTH DAKOTA)

VS

DANA M MCGEE

BURTON NEIL & ASSOCIATES, P.C.

By: Burton Neil
Identification No. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120
Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA) N.A.
701 EAST 60th STREET NORTH
SIOUX FALLS, SD

Plaintiff

: IN THE COURT OF COMMON PLEAS

: CLEARFIELD COUNTY, PENNSYLVANIA

v.

DANA M MCGEE
415 EAST PARK AVENUE
DU BOIS, PA

Defendant

: NO. 04-1190-CD

: CIVIL ACTION - LAW

**COMPLAINT
NOTICE**

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claim set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

**LAWYER REFERENCE AND
INFORMATION SERVICE**

Court Administrator
Clearfield County Courthouse,
Clearfield, PA 16830
814-765-2641
10007.034.6181

Ferry
FILED *ICC Shff*
m/3/2004 *AUG 05 2004* *Atty pd 85.00*

William A. Shaw
Prothonotary/Clerk of Courts

BURTON NEIL & ASSOCIATES, P.C.

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CITIBANK (SOUTH DAKOTA) N.A.

701 EAST 60th STREET NORTH

SIOUX FALLS, SOUTH DAKOTA

Plaintiff

: IN THE COURT OF COMMON PLEAS

: CLEARFIELD COUNTY, PENNSYLVANIA

v.

: NO.

DANA M MCGEE

415 EAST PARK AVENUE

DU BOIS, PENNSYLVANIA

Defendant

: CIVIL ACTION - LAW

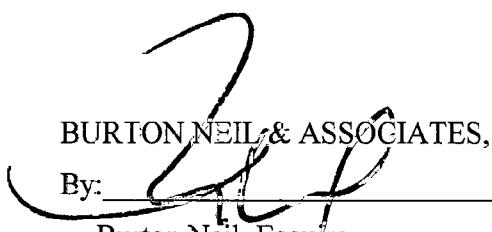
Complaint

1. The plaintiff is Citibank (South Dakota) N.A., with place of business located at 701 East 60th Street North, Sioux Falls, South Dakota.
2. The defendant is DANA M MCGEE, who resides at 415 EAST PARK AVENUE DU BOIS, CLEARFIELD County, Pennsylvania.
3. Plaintiff, a national banking association, engages in various types of banking business including consumer lending through the issuance of credit cards.
4. Plaintiff furnished consumer credit to the defendant by means of a credit card with an account number 5424180426863798 hereinafter referred to as the credit card account.
5. Plaintiff maintained an accurate and running record of all debits and credits to the credit card account in its books of account.
6. Plaintiff mailed defendant a written statement each month which accurately stated the debits and credits to the credit card account for the prior billing cycle.
7. Defendant received the monthly statements from plaintiff for the credit card account, including the statement attached as Exhibit A, without protest, dispute or objection.

8. Defendant, by not protesting, disputing, or objecting to the statements including the Exhibit A statement, thereby asserted and agreed to the correctness of the balance due on the credit card account so as to constitute an account stated.

9. The amount due plaintiff on the account stated less credits, if any issued subsequent to the Exhibit A statement, is \$3388.82

Wherefore, plaintiff demands judgment against the defendant for the sum of \$3388.82 and the costs of this action.


BURTON NEIL & ASSOCIATES, P.C.

By: _____

Burton Neil, Esquire

Attorney for Plaintiff

In making this communication, we advise our firm is a debt collector.

07/12/04 \$3388.82 \$9999.99 SITE:KC-CL TM:CO-5000 ACID:KCB7150
 PMT: DUE DATE NEW BALANCE MIN AMT DUE 07/13/04 19:38:21:

DANA M MCGEE
 ATTN: ACCOUNT-CODE=FN34
 DU BOIS PA
 15801-2243000

CITI CARDS
 P.O. BOX 8111
 S HACKENSACK, NJ
 07606-8111

Citi® Platinum Select® Card



Account Number
 5424 1804 2686 3798

Customer Service:

	Total Credit Line	Available Credit Line	Cash Advance Limit	Available Cash Limit	New Balance
1-800-950-5114	\$2500	\$0	\$800	\$0	\$3388.82
BOX 6500 SIOUX FALLS, SD 57117	Statement/ Closing Date 06/16/2004	Amount Over Credit Line \$888.82	Past Due \$1147.17	Purch/Adv Minimum Due \$75.00	Minimum Amount Due \$3388.82

Sale Date Post Date Reference Number Activity Since Last Statement Amount

Help is available! Please call the toll-free number shown above to learn about our special payment options. Call Monday - Friday, 7 am to 9 pm, or Saturday, 8 am to 5 pm, Central Time. Please give us the opportunity to assist you.

Our records show home phone 814-371-7728 and business phone 814-371-8111. Please update coupon if incorrect.

Account Summary	Previous Balance	(+) Purchases & Advances	(-) Payments & Credits	(+) FINANCE CHARGE	(=) New Balance
PURCHASES	\$2,536.40	\$0.00	\$0.00	\$0.00	\$2,536.40
ADVANCES	\$852.42	\$0.00	\$0.00	\$0.00	\$852.42
TOTAL	\$3,388.82	\$0.00	\$0.00	\$0.00	\$3,388.82

Days This Billing Period: 30

Rate Summary	Balance Subject to Finance Charge	Periodic Rate	Nominal APR	ANNUAL PERCENTAGE RATE
PURCHASES Standard Purch	\$0.00	0.07668%(D)	27.990%	27.990%
ADVANCES Standard Adv	\$861.97	0.07668%(D)	27.990%	27.990%

EXHIBIT

A

VERIFICATION

SUSAN CAREY is Attorney Management Specialist for Citibank (South Dakota) N.A. the within Plaintiff in this action, and that the statements of fact made in the foregoing Complaint are true and correct to the best of the undersigned verifier's knowledge and belief. The undersigned understands that the statements made herein are subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to authorities.

Date: 4/16/04

✓ Susan Carey

DANA M MCGEE
5424180426863798

FILED

AUG 05 2004

William A. Shaw
Prothonotary/Clerk of Courts

In The Court of Common Pleas of Clearfield County, Pennsylvania

CITIBANK
VS.
MCGEE, DANA M.
COMPLAINT

Sheriff Docket # 16073
04-1190-CD

SHERIFF RETURNS

NOW AUGUST 11, 2004 AT 10:50 AM SERVED THE WITHIN COMPLAINT ON DANA M. MCGEE, DEFENDANT AT RESIDENCE, 415 EAST PARK AVE., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA BY HANDING TO DANA M. MCGEE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN TO DANA M. MCGEE THE CONTENTS THEREOF.

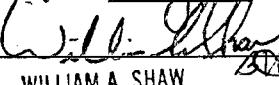
SERVED BY: MCCLEARY/COUDRIET

Return Costs

Cost	Description
32.62	SHERIFF HAWKINS PAID BY: ATTY CK# 20324
10.00	SURCHARGE PAID BY: ATTY CK# 20325

Sworn to Before Me This

17th Day Of Aug 2004


WILLIAM A. SHAW
Prothonotary
My Commission Expires
1st Monday in Jan. 2006
Clearfield Co., Clearfield, PA

So Answers,


Chester A. Hawkins
Sheriff

FILED
02:48pm 08
AUG 17 2004
EJS

William A. Shaw
Prothonotary

CITIBANK (SOUTH DAKOTA) N.A.
701 East 60th Street North
Sioux Falls, SD 57117
Plaintiff

: IN THE COURT OF COMMON PLEAS

VS.
DANA M MCGEE
415 East Park Avenue
Du Bois, PA 15801-2243
Defendant

: CLEARFIELD COUNTY, PENNSYLVANIA
: NO. 04-1190-CD
: CIVIL ACTION - LAW

FILED
M 2/06/04 Notice to Dif
Stut to Atty.
SEP 27 2004

Praecipe for Default Judgment

William A. Shaw
Prothonotary

To the Prothonotary:

Please enter judgment by default for want of an answer in the above case in favor of the plaintiff and against the defendant, and assess damages as follows:

Principal:	\$3,388.82
Credit:	-0.00
TOTAL	\$3,388.82

Understanding that false statements herein made are subject to penalty under 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities, I verify that:

1. The above are the precise last-known addresses of the judgment debtor and creditor.
2. The annexed notice of intention to file this praecipe was mailed to all parties against whom judgment is to be entered and to their record attorneys, if any, after the default occurred, and at least ten days prior to the date of the filing of this praecipe.
3. Pursuant to Section 201(b)(1)(A) of the Servicemembers Civil Relief Act of 2003 (SCRA), the defendant is not in the military service of the United States based on information received from the defendant and/or the Department of Defense website.

**JUDGMENT BY DEFAULT ENTERED
AND DAMAGES ASSESSED AS ABOVE.
NOTICE GIVEN UNDER PA.R.CIV.P. 236**

Pro Prothonotary

BURTON NEIL & ASSOCIATES, P.C.

BY:

Burton Neil, Esquire
Attorney for Plaintiff
I.D. #11348
1060 Andrew Drive, Suite 170
W. Chester, PA 19380

The law firm of Burton Neil & Associates is a debt collector.

BURTON NEIL & ASSOCIATES, P.C.
By: Burton Neil, Esquire
Identification No. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120
Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA) N.A.
701 EAST 60th STREET NORTH
SIOUX FALLS, SD 57117

: IN THE COURT OF COMMON PLEAS

: CLEARFIELD COUNTY, PENNSYLVANIA

Plaintiff
VS.

DANA M MCGEE
415 EAST PARK AVENUE
DU BOIS, PA 15801-2243

: NO. 04-1190-CD

Defendant

: CIVIL ACTION - LAW

RULE OF CIVIL PROCEDURE NO. 236 (REVISED)

Notice is given that a JUDGMENT in the above captioned matter has been entered against
you on _____.

Prothonotary

By: _____
Deputy

If you have any questions concerning the above, please contact:

Burton Neil, Esquire
Attorney for Party Filing
1060 Andrew Drive, Suite 170
West Chester, PA 19380
Phone: 610-696-2120

In making this communication, we advise that our firm is a debt collector.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Citibank (South Dakota) N.A.
Plaintiff(s)

No.: 2004-01190-CD

COPY

Real Debt: \$3,388.82

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Dana M. McGee
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: September 27, 2004

Expires: Septemer 27, 2009

Certified from the record this 27th day of September, 2004

William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment, Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney