

04-1241-CD  
CITIBANK VS KELLY M. REIFER

Citibank vs Kelly Reifer  
2004-1241-CD

R. Reifer  
263 Birch St  
Harrisburg PA 16051

Court of Common Pleas  
Clearfield County Court House  
David S. McHollie  
Court Administrator  
Clearfield, PA 16830

Ref. Civil action law no 2004-1241 CD



**Certified Mail Provides:**

- A mailing receipt
- A unique identifier for your mailpiece
- A record of delivery kept by the Postal Service for two years

**Important Reminders:**

- Certified Mail may ONLY be combined with First-Class Mail® or Priority Mail®.
- Certified Mail is not available for any class of International mail.
- NO INSURANCE COVERAGE IS PROVIDED with Certified Mail. For valuables, please consider Insured or Registered Mail.
- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

**IMPORTANT: Save this receipt and present it when making an inquiry. Internet access to delivery information is not available on mail addressed to APOs and FPOs.**

<b>U.S. POSTAL SERVICE</b> <b>CERTIFIED MAIL RECEIPT</b> <i>(Domestic Mail Only; No Insurance Coverage Provided)</i>		
 For delivery information, visit our website at <a href="http://www.usps.com">www.usps.com</a> ®		
<b>OFFICIAL USE</b>		
Postage	\$	     Postmark Here
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	
<b>Sent To</b> <u>James L. Hawkins</u> <u>Street, Apt. No.:</u> <u>or PO Box No.:</u> <u>251 Spring Street PO 362</u> <u>City, State, ZIP+4:</u> <u>Huntingdale PA 16165-0362</u>		

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- A record of delivery kept by the Postal Service for two years

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- For an additional fee, a *Return Receipt* may be requested to provide proof of delivery. To obtain Return Receipt service, please complete and attach a Return Receipt (PS Form 3811) to the article and add applicable postage to cover the fee. Endorse mailpiece "Return Receipt Requested". To receive a fee waiver for a duplicate return receipt, a USPS® postmark on your Certified Mail receipt is required.
- For an additional fee, delivery may be restricted to the addressee or addressee's authorized agent. Advise the clerk or mark the mailpiece with the endorsement "*Restricted Delivery*".
- If a postmark on the Certified Mail receipt is desired, please present the article at the post office for postmarking. If a postmark on the Certified Mail receipt is not needed, detach and affix label with postage and mail.

**IMPORTANT: Save this receipt and present it when making an inquiry. Internet access to delivery information is not available on mail addressed to APOs and FPOs.**

ONWEALTH OF PENNSYLVANIA

COURT OF COMMON PLEAS

CLEARFIELD  
JUDICIAL DISTRICT

46-3-04

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 2004-1241-CO

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT

CITIBANK (SOUTH DAKOTA) NA

MAG. DIST. NO. OR NAME OF D.J.

46-3-04

ADDRESS OF APPELLANT

701 East 60th Street

CITY  
Sioux Falls

STATE  
SD

ZIP CODE

DATE OF JUDGMENT

7/16/04

IN THE CASE OF (Plaintiff)

Citibank (South Dakota) NA

(Defendant)

Kelly M. Reifer

CLAIM NO.

CV 20 04-75  
LT 20

SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT

Yale D. Wehskin # 99618

This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.

This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.

If appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.

Signature of Prothonotary or Deputy

**PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE**

(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).

**PRAECIPE: To Prothonotary**

Enter rule upon \_\_\_\_\_, appellee(s), to file a complaint in this appeal

Name of appellee(s)

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

**RULE: To \_\_\_\_\_, appellee(s)**

Signature of appellant or his attorney or agent

Name of appellee(s)

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: \_\_\_\_\_ 20 \_\_\_\_\_. *20*

**FILED**

Signature of Prothonotary or Deputy

AUG 13 2004

4/11/04  
William A. Shaw  
Prothonotary  
Copies to Atty

DO-IT-YOURSELF

**PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT**

*(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes.)*

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF \_\_\_\_\_ ss

**AFFIDAVIT:** I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_; upon the District Justice designated therein on (date of service) \_\_\_\_\_, 20\_\_\_\_\_.  by personal service  by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) \_\_\_\_\_, on \_\_\_\_\_, 20\_\_\_\_\_.  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on \_\_\_\_\_, 20\_\_\_\_\_.  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME

THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_\_

*Signature of affiant*

*Signature of official before whom affidavit was made*

*Title of official*

My commission expires on \_\_\_\_\_, 20\_\_\_\_\_

CLERK

#005 1350A

WSDA. A missive  
Vastation for



COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-04**

DJ Name: Hon.

**JAMES L. HAWKINS**  
Address: **251 SPRING STREET**  
**P.O. BOX 362**  
**HOUTZDALE, PA**

Telephone: **(814) 378-7160**

**16651-0362**

**C/O BURTON NEIL & ASSOC. P.C.**  
**1060 ANDREW DRIVE APT/STE 170**  
**WEST CHESTER, PA 19380**

**C-887**  
**NOTICE OF JUDGMENT/TRANSCRIPT**  
**CIVIL CASE**

PLAINTIFF: **CITIBANK (SOUTH DAKOTA) N.A.**  
NAME and ADDRESS  
**1060 ANDREW DRIVE APT/STE 170**  
**WEST CHESTER, PA 19380**

VS.

DEFENDANT: **REIFER, KELLY M**  
NAME and ADDRESS  
**606 BRISBIN ST**  
**HOUTZDALE, PA 16651**

Docket No.: **CV-0000075-04**  
Date Filed: **6/14/04**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**DEFAULT JUDGMENT DEE.**

Judgment was entered for: (Name) **REIFER, KELLY M**

Judgment was entered against: (Name) **CITIBANK (SOUTH DAKOTA) N.A.**

in the amount of \$ **.00** on: (Date of Judgment) **7/16/04**

Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

Damages will be assessed on: \_\_\_\_\_

This case dismissed without prejudice. \_\_\_\_\_

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ \_\_\_\_\_

Portion of Judgment for physical damages arising out of residential lease \$ \_\_\_\_\_

Amount of Judgment	\$ <b>.00</b>
Judgment Costs	\$ <b>.00</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>.00</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total</b> \$ _____	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

7/16/04 Date James L. Hawkins, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

Date \_\_\_\_\_, District Justice

My commission expires first Monday of January, **2006**.

SEAL

COMMONWEALTH OF PENNSYLVANIA,

COURT OF COMMON PLEAS

CLEARFIELD  
JUDICIAL DISTRICT

46-3-04

NOTICE OF APPEAL

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No. 2004-1241-0

NOTICE OF APPEAL

Notice is given that the appellant has filed in the above Court of Common Pleas an appeal from the judgment rendered by the District Justice on the date and in the case mentioned below.

NAME OF APPELLANT <b>CITIBANK (SOUTH DAKOTA)NA</b>		MAG. DIST. NO. OR NAME OF D.J. <b>46-3-04</b>		
ADDRESS OF APPELLANT <b>701 East 60th Street</b>		CITY <b>Sioux Falls</b>	STATE <b>SD</b>	ZIP CODE
DATE OF JUDGMENT <b>7/16/04</b>	IN THE CASE OF (Plaintiff) <b>Citibank (South Dakota)NA</b>	vs. <b>Kelly M. Reifer</b> (Defendant)		
CLAIM NO. <b>CV 20 04-75</b>	LT 20	SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT <i>Yale D. Weinstein # P9618</i>		
<p>This block will be signed ONLY when this notation is required under Pa. R.C.P.J.P. No. 1008B.</p> <p>This Notice of Appeal, when received by the District Justice, will operate as a SUPERSEDEAS to the judgment for possession in this case.</p> <p><i>Signature of Prothonotary or Deputy</i></p> <p>If Appellant was Claimant (see Pa. R.C.P.J.P. No. 1001(6) in action before District Justice, he MUST FILE A COMPLAINT within twenty (20) days after filing his NOTICE of APPEAL.</p>				

**PRAECIPE TO ENTER RULE TO FILE COMPLAINT AND RULE TO FILE**

*(This section of form to be used ONLY when appellant was DEFENDANT (see Pa. R.C.P.J.P. No. 1001(7) in action before District Justice. IF NOT USED, detach from copy of notice of appeal to be served upon appellee).*

**PRAECIPE: To Prothonotary**

Enter rule upon \_\_\_\_\_, appellee(s), to file a complaint in this appeal

*Name of appellee(s)*

(Common Pleas No. \_\_\_\_\_) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

*Signature of appellant or his attorney or agent*

**RULE: To** \_\_\_\_\_, appellee(s)

*Name of appellee(s)*

(1) You are notified that a rule is hereby entered upon you to file a complaint in this appeal within twenty (20) days after the date of service of this rule upon you by personal service or by certified or registered mail.

(2) If you do not file a complaint within this time, a JUDGMENT OF NON PROS WILL BE ENTERED AGAINST YOU.

(3) The date of service of this rule if service was by mail is the date of mailing.

Date: \_\_\_\_\_ 20 \_\_\_\_\_. *(Handwritten date: 8/13/04)*

I hereby certify this to be a true and attested copy of the original statement filed in this case.

*Signature of Prothonotary or Deputy*

AUG 13 2004

Attest.

*W. L. Brown*  
Prothonotary/  
Clerk of Courts

## PROOF OF SERVICE OF NOTICE OF APPEAL AND RULE TO FILE COMPLAINT

(This proof of service MUST BE FILED WITHIN TEN (10) DAYS AFTER filing the notice of appeal. Check applicable boxes.)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Clearfield ss

**AFFIDAVIT:** I hereby swear or affirm that I served

a copy of the Notice of Appeal, Common Pleas No. \_\_\_\_\_, upon the District Justice designated therein on  
(date of service) August 17, 2004.  by personal service  by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Kelly Reifer, on  
August 17, 2004.  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

and further that I served the Rule to File a Complaint accompanying the above Notice of Appeal upon the appellee(s) to whom the Rule was addressed on \_\_\_\_\_, 20\_\_\_\_\_.  by personal service  by (certified) (registered) mail, sender's receipt attached hereto.

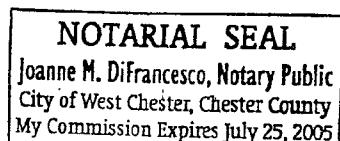
SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME  
THIS 17 DAY OF August 2004

*[Signature]*  
Signature of official before whom affidavit was made

Title of official

My commission expires on 7/25/ 2005

*[Signature]*  
Signature of affiant



FILED *(m) 11/21/04* NOCC  
AUG 20 2004

William A. Shaw  
Prothonotary/Clerk of Courts

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-04**

DJ Name: Hon.

**JAMES L. HAWKINS**  
Address: **251 SPRING STREET**  
**P.O. BOX 362**  
**HOUTZDALE, PA**  
Telephone: **(814) 378-7160**

**16651-0362**

**NOTICE OF JUDGMENT/TRANSCRIPT**

PLAINTIFF:

**CITIBANK (SOUTH DAKOTA) N.A.**  
**1060 ANDREW DRIVE APT/STE 170**  
**WEST CHESTER, PA 19380**

NAME and ADDRESS

DEFENDANT:

**REIFER, KELLY M**  
**606 BRISBIN ST**  
**HOUTZDALE, PA 16651**

VS.

NAME and ADDRESS

Docket No.: **CV-0000075-04**  
Date Filed: **6/14/04**



**2004-1241-C0**

**JAMES L. HAWKINS**  
**251 SPRING STREET**  
**P.O. BOX 362**  
**HOUTZDALE, PA 16651-0362**

**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**DEFAULT JUDGMENT DEF.**

Judgment was entered for: (Name) **REIFER, KELLY M**

Judgment was entered against: (Name) **CITIBANK (SOUTH DAKOTA) N.A.**

in the amount of \$ .00 on: (Date of Judgment) **7/16/04**

Defendants are jointly and severally liable. (Date & Time) 7/16/04

Damages will be assessed on:

This case dismissed without prejudice.

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$

Portion of Judgment for physical damages arising out of residential lease \$

**FILED**

*7/16/04*

Amount of Judgment	\$ .00
Judgment Costs	\$ .00
Interest on Judgment	\$ .00
Attorney Fees	\$ .00
<b>Total</b>	<b>\$ .00</b>
Prothonotary/Clerk of Courts	
Post Judgment Credits	\$ .00
Post Judgment Costs	\$ .00
<hr/>	
<b>Certified Judgment Total</b>	<b>\$ .00</b>

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

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7-16-04 Date James L. Hawkins, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

7-16-04 Date James L. Hawkins, District Justice

My commission expires first Monday of January, 2006 .

SEAL

## COMMONWEALTH OF PENNSYLVANIA

COUNTY OF: ClearfieldMag. Dist. No.:  
**46-3-04**DJ Name: Hon.  
**James L. Hawkins**Address: **430 Spring Street, Suite 3**  
**Houtzdale, PA 16651**Telephone: **814-378-7160**

## CIVIL COMPLAINT

PLAINTIFF: **CITIBANK (SOUTH DAKOTA) N.A.**  
c/o Burton Neil & Associates, P.C.  
**1060 Andrew Drive, Ste. 170**  
**West Chester, PA 19380**

VS.

DEFENDANT: **KELLY M REIFER**  
606 Brisbin Street  
**Houtzdale PA 166511209**Docket No.: **CV-75-04**  
Date Filed: **6-14-04**

	AMOUNT	DATE PAID
FILING COSTS	\$ <u>72.50</u>	<u>6/14/04</u>
POSTAGE	\$ <u>      </u>	<u>      </u>
SERVING COSTS	\$ <u>      </u>	<u>      </u>
CONSTABLE ED.	\$ <u>      </u>	<u>      </u>
TOTAL	\$ <u>      </u>	<u>      </u>

**TO THE DEFENDANT:** The above named plaintiff(s) asks judgment against you for \$1,771.97 together with costs upon the following claim (Civil fines must include citation of the statute or ordinance violated):

For past due balance on a credit card issued by plaintiff to defendant which balance includes purchases and/or cash advances, finance charges, late and/or, over limit charges, plus attorneys fees per terms and conditions of account.

\$1,489.05	Principal
\$0.00	Interest
\$282.92	Attorneys Fees
\$0.00	Credit
<b>\$1,771.97</b>	Balance

I, Burton Neil, Esquire, Atty for Plaintiff, verify that the facts set forth in this complaint are true and correct to the best of my knowledge, information and belief. This statement is made subject to the penalties of Section 4904 of the Crimes Code (18 PA. C. S. § 4904) related to unsworn falsification to authorities.

*[Signature]* (Signature of Plaintiff or Authorized Agent)

Plaintiff's  
Attorney: **Burton Neil**  
Telephone: **610-696-2120**

Address: **PO Box 356**  
**West Chester, PA 19381-0356**

**IF YOU INTEND TO ENTER A DEFENSE TO THIS COMPLAINT, NOTIFY THIS OFFICE IMMEDIATELY AT THE ABOVE TELEPHONE NUMBER. YOU MUST APPEAR AT THE HEARING AND PRESENT YOUR DEFENSE. UNLESS YOU DO, JUDGMENT MAY BE ENTERED AGAINST YOU BY DEFAULT.**

If you have a claim against the plaintiff which is within district justice jurisdiction and which you intend to assert at the hearing, you must file it on a complaint form at this office at least five (5) days before the date set for the hearing.

If you are disabled and require reasonable accommodation to gain access to the Magisterial District Court and its services, please contact the Magisterial District Court at the above address or telephone number. We are unable to provide transportation.

AOPC 308A-02

BURTON NEIL & ASSOCIATES, P.C.  
By: Yale D. Weinstein, Esquire  
Identification No. 89678  
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  
v.

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

KELLY M REIFER  
606 Brisbin Street, Houtzdale PA 16651-1209  
Defendant

: NO.2004-1241-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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. 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**

David S. Meholick  
Court Administrator  
Clearfield County Courthouse  
Clearfield, PA 16830  
Telephone No. 814-765-2641 Ext. 5982

C-887

*3/11/96*  
*SEP 02 2004*  
**FILED** *ECK NO CC*

William A. Shaw  
Prothonotary/Clerk of Courts

BURTON NEIL & ASSOCIATES, P.C.  
By: Yale D. Weinstein, Esquire  
Identification No. 89678  
1060 Andrew Drive, Suite 170  
West Chester, PA 19380  
610-696-2120  
Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA) N.A. : IN THE COURT OF COMMON PLEAS  
701 East 60th Street North, Sioux Falls, SD  
Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA  
v. : NO. 2004-1241-CD  
KELLY M REIFER : CIVIL ACTION - LAW  
606 Brisbin Street, Houtzdale, PA  
Defendant

### **Complaint**

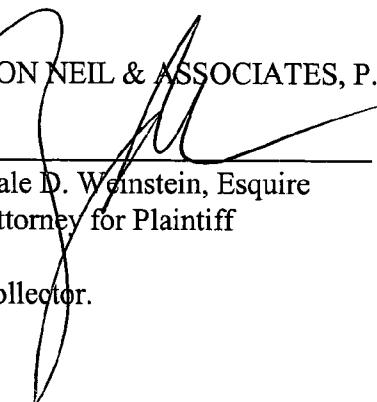
1. The plaintiff is Citibank (South Dakota) N.A., with place of business located at 701 East 60th Street North, Sioux Falls, South Dakota.
2. The defendant is Kelly M. Reifer, who resides at 606 Brisbin Street, Houtzdale, Clearfield County, Pennsylvania.
3. Plaintiff, a national banking association, 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 account number 5424180818815299 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 period.
7. Defendant received the monthly statements from plaintiff for the credit card account including the statement attached hereto as Exhibit A statement without protest, dispute or objection.
8. Defendant is not protesting, disputing or objecting to the statements including the Exhibit A statement thereby assented 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 \$1,489.05.

Wherefore, plaintiff demands judgment against defendant for the sum of \$1,489.05, and the costs of this action.

BURTON NEIL & ASSOCIATES, P.C.

By: \_\_\_\_\_

  
Yale D. Weinstein, Esquire  
Attorney for Plaintiff

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

08/13/04 \$1489.05 \$9999.99 SITE:KC-CL TM:CO-5000 ACID:KCB7150  
 PMT:00000000 NEW BALANCE 07/30/04 19:19:04:

KELLY M REIFER  
 ATTN: ACCOUNT-CODE=LB34  
 HOUTZDALE  
 16651-1209000 PA

CITI CARDS  
 P.O. BOX 8113  
 S HACKENSACK, NJ  
 07606-8113

## Citi® Platinum Select® Card



Account Number  
 5424 1808 1881 5299

Customer Service:

1-800-950-5114	Total Credit Line	Available Credit Line	Cash Advance Limit	Available Cash Limit	New Balance
BOX 6500 SIOUX FALLS, SD 57117	\$1000	\$0	\$250	\$0	\$1489.05
	Statement/ Closing Date	Amount Over Credit Line	Past Due	Purch/Adv Minimum Due	Minimum Amount Due
	07/20/2004	\$489.05	\$303.60	\$31.00	\$1489.05

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.

Please see the enclosed privacy notice for important information.

Account Summary	Previous Balance	(+) Purchases & Advances	(-) Payments & Credits	(+) FINANCE CHARGE	(-) New Balance
PURCHASES	\$1,489.05	\$0.00	\$0.00	\$0.00	\$1,489.05
ADVANCES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL	\$1,489.05	\$0.00	\$0.00	\$0.00	\$1,489.05

Days This Billing Period: 32

Rate Summary	Balance Subject to Finance Charge	Periodic Rate	Nominal APR	ANNUAL PERCENTAGE RATE
PURCHASES				
Standard Purch	\$0.00	0.06847%(D)	24.990%	24.990%
Purch/Adv thru 07/22/2003	\$0.00	0.06847%(D)	24.990%	24.990%
ADVANCES				
Standard Adv	\$0.00	0.06847%(D)	24.990%	24.990%

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:

8/27/04

✓ Susan Carey

Kelly M. Reifer  
5424180818815299

CITIBANK (SOUTH DAKOTA) N.A. : IN THE COURT OF COMMON PLEAS  
Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA  
VS. : NO. 2004-1241-CD  
KELLY M REIFER  
Defendant : CIVIL ACTION - LAW

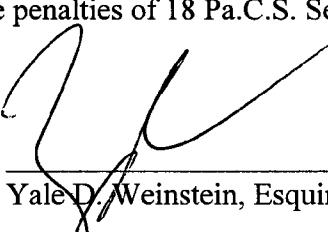
AFFIDAVIT OF SERVICE

COMMONWEALTH OF PENNSYLVANIA :  
SS  
COUNTY OF CHESTER :

YALE D. WEINSTEIN, ESQUIRE, being duly sworn according to law, deposes and says:

1. That he is attorney for Plaintiff in the above captioned action in the Clearfield County Court of Common Pleas;
2. That on August 30, 2004 he served Plaintiff's complaint on Defendant by certified mail, return receipt requested;
3. That attached hereto marked Exhibit 1 and incorporated herein by reference is a true and correct copy of the return receipt card;
4. That this Affidavit is made subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities.

DATED: 9/7/04

  
Yale D. Weinstein, Esquire, Affiant

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

FILED  
m/13/04  
SEP 10 2004  
NO CC  
*Run*

William A. Shaw  
Prothonotary/Clerk of Courts

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

## 1. Article Addressed to:

*Kelly M. Reiter*  
606 Brisbin Street  
Hutzdale, PA 16651-1209

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature <b>X</b> <i>John D.</i>	<input type="checkbox"/> Agent
<input checked="" type="checkbox"/> Received by (Printed Name) <i>Kelly Reiter</i>	<input type="checkbox"/> Addressee
C. Date of Delivery <i>8-24-01</i>	
D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If YES, enter delivery address below:	

1. Article Number (Trans.) <b>7003 3110 0004 6908 7881</b>	3. Service Type <input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.
2. Article Number (Trans.)	4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes

9-20-04

DEAR SIR

In Reference to no. 2004-1241CD  
Civil action - Law. I am currently going  
through PA state police with IdentifX  
theft charges against whom ever charged  
this account. The investigating Trooper  
is Trooper Daniel out of Woodland

Thank you for your time SIR

KQQmRJ

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

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

VS.

KELLY M REIFER  
606 Brisbin Street  
Houtzdale PA 16651-1209

Defendant : CIVIL ACTION - LAW

: NO. 2004-1241-CD

**FILED**

14-20 PA rec 20.00  
Notice to Default to attorney  
OCT 20 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:	\$1,489.05
	\$ .00
<b>TOTAL</b>	<b>\$1,489.05</b>

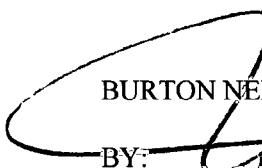
Understanding that false statements herein made are subject to penalty under 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities, I verify that:

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.

CITIBANK (SOUTH DAKOTA) N.A.

Plaintiff

: IN THE COURT OF COMMON PLEAS

: CLEARFIELD COUNTY, PENNSYLVANIA

vs.

: NO. 2004-1241-CD

KELLY M REIFER

Defendant

: CIVIL ACTION - LAW

**Notice of Intention to File Praecipe for Default Judgment**

TO: Kelly M. Reifer  
606 Brisbin Street  
Houtzdale PA 16651-1209

DATE OF NOTICE: September 27, 2004

**IMPORTANT NOTICE**

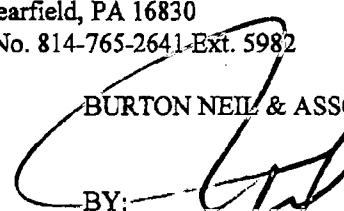
You are in default because you have failed to enter a written appearance personally or by attorney and file in writing with the court your defenses or obligations to the claims set forth against you. Unless you act within ten (10) days from the date of this notice, a judgment may be entered against you without a hearing and you may lose your property or other important rights. You should take this notice to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the following office to find out where you can get legal help. 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**

David S. Meholic  
Court Administrator  
Clearfield County Courthouse  
Clearfield, PA 16830  
Telephone No. 814-765-2641 Ext. 5982

**BURTON NEIL & ASSOCIATES, P.C.**

BY: 

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

The firm of Burton Neil & Associates, P.C. is attempting to collect a debt.

C-887

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.

Plaintiff

: IN THE COURT OF COMMON PLEAS

VS.

: CLEARFIELD COUNTY, PENNSYLVANIA

KELLY M REIFER

Defendant

: NO. 2004-1241-CD

: 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

10/20/04

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

The law firm of Burton Neil & Associates 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.: 2004-01241-CD

Real Debt: \$1,489.05

Atty's Comm: \$

Vs. Costs: \$

Int. From: \$

Kelly M. Reifer  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: October 20, 2004

Expires: October 20, 2009

Certified from the record this 20th day of October, 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.

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Plaintiff/Attorney