

05-268-CD
Direct Merchant vs. Rose Stratton

SE M. STRATTON

Direct Merch. Credit Card v. Rose Strath
2005-268-CD

COURT OF COMMON PLEAS
Clearfield
JUDICIAL DISTRICT

FROM

DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

05-268-CD

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 Direct Merchants Credit Card Bank N.A.		MAG. DIST. NO. OR NAME OF D.J. 46-3-02	
ADDRESS OF APPELLANT 16430 North Scottsdale Avenue, Scottsdale, AZ		CITY	STATE AZ
DATE OF JUDGMENT 2/7/05	IN THE CASE OF (Plaintiff) Direct Merchants Credit Card Bank		
CLAIM NO. TA 19 CV-470-04 LT 19		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT Rose M Stratton	
<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>_____ Signature of Prothonotary or Deputy</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: _____, 19____

Signature of Prothonotary or Deputy

FILED Copies to Atty Gen
10/4/0001 Atty pd. 85.00
FEB 28 2005

William A Shaw
Prothonotary/Clerk of Courts

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

(This proof of service MUST BE FILED WITHIN FIVE (5) 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) _____, 19____, ☐ by personal service ☐ by (certified) (registered) mail, sender's
receipt attached hereto, and upon the appellee, (name) _____, on
_____, 19____ ☐ 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 _____, 19____, ☐ by personal service ☐ by (certified) (registered)
mail, sender's receipt attached hereto.

SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS _____ DAY OF _____, 19____.

Signature of affiant

Signature of official before whom affidavit was made

Title of official

My commission expires on _____, 19____.

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: 46-3-02
MDJ Name: Hon. RICHARD A. IRELAND
Address: 650 LEONARD ST SUITE 133 CLEARFIELD, PA
Telephone: (814) 765-5335 16830

NOTICE OF JUDGMENT/TRANSCRIPT CIVIL CASE

PLAINTIFF: NAME and ADDRESS
DIRECT MERCHANT CREDIT CARD BANK
1060 ANDREW DR APT/STE 170
WEST CHESTER, PA 19380

VS.
DEFENDANT: NAME and ADDRESS
STRATTON, ROSE M
119 1/2 WEAVER ST.
CLEARFIELD, PA 16830

C/O BURTON NEIL & ASSOCIATES, P.C.
1060 ANDREW DR APT/STE 170
WEST CHESTER, PA 19380

Docket No.: **CV-0000470-04**
Date Filed: **11/23/04**



THIS IS TO NOTIFY YOU THAT:

Judgment: **FOR DEFENDANT**

☒ Judgment was entered for: (Name) **STRATTON, ROSE M**

☒ Judgment was entered against: (Name) **DIRECT MERCHANT CRED, IT CARD**

in the amount of \$ **.00** on: (Date of Judgment) **2/07/05**

☐ 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	\$ <u>.00</u>
Judgment Costs	\$ <u>.00</u>
Interest on Judgment	\$ <u>.00</u>
Attorney Fees	\$ <u>.00</u>
Total	\$ <u>.00</u>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
	=====
Certified Judgment Total	\$ _____

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 MAGISTERIAL DISTRICT JUDGES, IF THE JUDGEMENT 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 MAGISTERIAL DISTRICT JUDGE.

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 MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

FEB 07 2005 Date **Richard A. Ireland**, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.
_____, Date _____, Magisterial District Judge

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

SEAL

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

DIRECT MERCHANTS CREDIT CARD BANK N.A. : IN THE COURT OF COMMON PLEAS
Kierland 1, Suite 300, 16430 N. Scottsdale Road,
Scottsdale, AZ

Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA

v.

: NO. 05-268-CD

ROSE STRATTON
119 1/2 Weaver Street, Clearfield, PA
Defendant

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

FILED No CC
m/4:0001
FEB 28 2005

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

DIRECT MERCHANTS CREDIT CARD BANK N.A. : IN THE COURT OF COMMON PLEAS
Kierland 1, Suite 300, 16430 N. Scottsdale Road,
Scottsdale, AZ

Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA

v.

: NO.

ROSE STRATTON
119 1/2 Weaver Street, Clearfield, PA
Defendant

: CIVIL ACTION - LAW

Complaint

1. The plaintiff is Direct Merchants Credit Card Bank N.A., with place of business located at Kierland 1, Suite 300, 16430 N. Scottsdale Road, Scottsdale, Arizona.

2. The defendant is Rose Stratton, who resides at 119 1/2 Weaver Street, Clearfield, Clearfield County, Pennsylvania.

3. Plaintiff furnished consumer credit to defendant by means of a credit card with account number 5458001109264584 hereinafter referred to as the credit card account.

4. The defendant accepted and used the credit card account by making purchases, balance transfers and/or for cash advances.

5. Monthly statements were sent to defendant each month by plaintiff which detailed the charges and credits made to the credit card account for the prior month.

6. The balance due on the credit card account is \$1,297.72.

7. Defendant did not pay the balance due on the credit card account in full upon receipt of the monthly billing statements and also did not make the required minimum monthly payment set forth in the monthly billing statement. As such, defendant is in default on the credit card account.

8. Although demand has been made by plaintiff upon defendant to pay the sum of \$1,297.72, the defendant failed and refused to pay all or any part thereof.

Wherefore, plaintiff demands judgment against the defendant in the sum of \$1,297.72 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.

VERIFICATION

Yale D. Weinstein, Esquire, attorney for plaintiff, Direct Merchants Credit Card Bank, N.A, makes this statement on its behalf as to the truthfulness of the facts set forth in the foregoing Complaint subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to authorities. Counsel, rather than an officer or other representative of plaintiff is verifying the foregoing Complaint because plaintiff's officers and/or representatives are outside the jurisdiction of the court and the verification of none of them could be obtained within the time required to file this pleading. Plaintiff's counsel is verifying plaintiff's Complaint based upon his review of the Complaint, plaintiff's records made available to him heretofore, and his conversations with plaintiff's officers.

Date: _____

2/23/08

Yale D. Weinstein, Esquire

COURT OF COMMON PLEAS
Clearfield

JUDICIAL DISTRICT

FROM

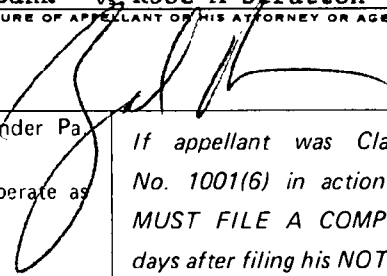
DISTRICT JUSTICE JUDGMENT

COMMON PLEAS No.

05-268-CD

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 Direct Merchants Credit Card Bank N.A.		MAG. DIST. NO. OR NAME OF D.J. 46-3-02	
ADDRESS OF APPELLANT 16430 North Scottsdale Avenue, Scottsdale, AZ		CITY	STATE ZIP CODE
DATE OF JUDGMENT 2/7/05	IN THE CASE OF (Plaintiff) Direct Merchants Credit Card Bank vs. Rose M Stratton (Defendant)		
CLAIM NO. TA 19 CV-470-04 LT 19 _____		SIGNATURE OF APPELLANT OR HIS ATTORNEY OR AGENT 	
<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>_____ Signature of Prothonotary or Deputy</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

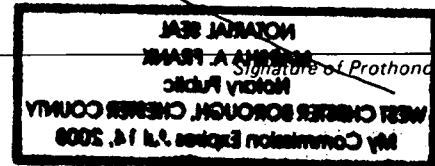
Enter rule upon _____, appellee(s), to file a complaint in this appeal
(Common Pleas No. _____) within twenty (20) days after service of rule or suffer entry of judgment of non pros.

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: _____, 19____.



FEB 28 2005

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

(This proof of service MUST BE FILED WITHIN FIVE (5) DAYS AFTER filing the notice of appeal. Check applicable boxes)

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Chester ; ss

AFFIDAVIT: I hereby swear or affirm that I served

- ☐ a copy of the Notice of Appeal, Common Pleas No. 05-248-CD, upon the District Justice designated therein on (date of service) March 4, 2005. ☐ by personal service ☒ by (certified) (registered) mail, sender's receipt attached hereto, and upon the appellee, (name) Eric Stratton on March 4, 2005. ☐ 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 _____, 19____, ☐ by personal service ☐ by (certified) (registered) mail, sender's receipt attached hereto.

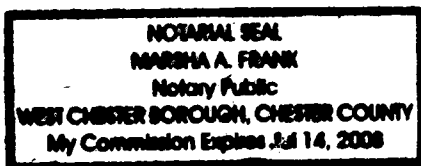
SWORN (AFFIRMED) AND SUBSCRIBED BEFORE ME
THIS 4th DAY OF March, 2005

Marsha A. Frank
Signature of official before whom affidavit was made

Notary Public
Title of official

My commission expires on July 14, 2008

[Signature]
Signature of affiant



FILED ^{no cc}
3/10/05
MAR 07 2005
William A. Snow
Prothonotary/Clerk of Courts

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PS Form 3800, June 2002 (Reverse)

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- 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.

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage \$	Postmark Here
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees \$	
Sent To <u>Rate Stratton</u> Street, Apt. No. or PO Box No. <u>19 12 Waver St</u> City, State, ZIP+4 <u>Warfield PA 16837</u>	

7004 1160 0006 0330 6499

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.: **46-3-02**
MDJ Name: Hon.
RICHARD A. IRELAND
Address: **650 LEONARD ST**
SUITE 133
CLEARFIELD, PA
Telephone: **(814) 765-5335** **16830**

RICHARD A. IRELAND
650 LEONARD ST
SUITE 133
CLEARFIELD, PA 16830

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: **DIRECT MERCHANT CREDIT CARD BANK**
NAME and ADDRESS
1060 ANDREW DR APT/STE 170
WEST CHESTER, PA 19380

VS.
DEFENDANT: **STRATTON, ROSE M**
NAME and ADDRESS
119 1/2 WEAVER ST.
CLEARFIELD, PA 16830

Docket No.: **CV-0000470-04**
Date Filed: **11/23/04**



THIS IS TO NOTIFY YOU THAT:
Judgment:

FOR DEFENDANT

☒ Judgment was entered for: (Name) **STRATTON, ROSE M**
☒ Judgment was entered against: (Name) **DIRECT MERCHANT CRED, IT CARD**
in the amount of \$ **.00** on: (Date of Judgment) **2/07/05**

☐ Defendants are jointly and severally liable. (Date & Time) _____

☐ Damages will be assessed on:

☐ This case dismissed without prejudice. **FILED NO CC**
m/112481
MAR 08 2005 **6X**

☐ Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____
☐ Portion of Judgment for physical damages arising out of residential lease \$ _____
William A Shaw
Prothonotary/Clerk of Courts

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

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 MAGISTERIAL DISTRICT JUDGES, 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 MAGISTERIAL DISTRICT JUDGE.

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 MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

FEB 07 2005

Date **Richard Ireland**, Magisterial District Judge

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

3/7/05 Date **Richard Ireland**, Magisterial District Judge

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

SEAL

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

DIRECT MERCHANTS CREDIT CARD BANK, N.A. : IN THE COURT OF COMMON PLEAS

Plaintiff

: CLEARFIELD COUNTY, PENNSYLVANIA

VS.

: NO. 05-268-CD

ROSE STRATTON

Defendant

: CIVIL ACTION - LAW

Praecipe to Substitute Verification

To the Prothonotary:

Kindly substitute the attached verification for the attorney verification filed with the Complaint.

BURTON NEIL & ASSOCIATES, P.C.

BY: 

Yale D. Weinstein, Esquire
Attorney for Plaintiff

FILED NO CC
m12:00
MAR 11 2005 (6)

William A. Shaw
Prothonotary/Clerk of Courts

7004 1160 0006 0238 6482

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Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	

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Street, Apt. No., or PO Box No.	1050 Lemay Street
City, State, Zip+4	Cleveland OH 44118-3102

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- 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.

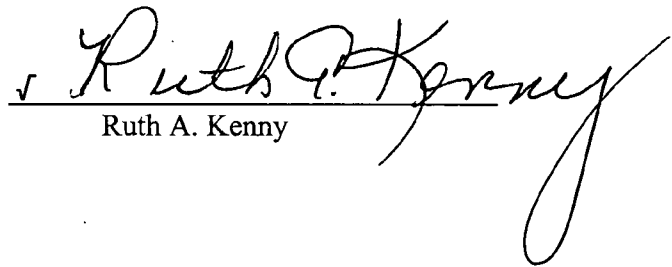
IMPORTANT: Save this receipt and present it when making an inquiry.
Internet access to delivery information is not available on mail addressed to APOs and FPOs.

PS Form 3800, June 2002 (Reverse)

VERIFICATION

Ruth A. Kenny is Agency Assistant for Direct Merchants Credit Card Bank 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: 2-23-05


Ruth A. Kenny

Rose Stratton
5458001109264584

DIRECT MERCHANTS CREDIT CARD
BANK, N.A.
16430 N. Scottsdale Road, Scottsdale, AZ 85254
Plaintiff

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

VS.

: NO. 05-268-CD

ROSE STRATTON
119 1/2 Weaver Street
Clearfield PA 16830-6200
Defendant

: CIVIL ACTION - LAW

Praecipe for Default Judgment

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:	\$1,297.72
	\$.00
TOTAL	\$1,297.72

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: 

Yale D. Weinstein, Esquire
Attorney for Plaintiff
J.D. #89678
1060 Andrew Drive, Suite 170
W. Chester, PA 19380

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

FILED

APR 22 2005

William A. Shaw
Prothonotary

NOTICE TO DEEL

STATEMENT OF
ATTY

DIRECT MERCHANTS CREDIT CARD
BANK, N.A

Plaintiff
vs.

ROSE STRATTON
Defendant

: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PENNSYLVANIA
: NO. 05-268-CD
: CIVIL ACTION - LAW

Notice of Intention to File Praecipe for Default Judgment

TO: Rose Stratton
119 1/2 Weaver Street
Clearfield PA 16830-6200

DATE OF NOTICE: April 4, 2005

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

BURTON NEIL & ASSOCIATES, P.C.

BY: 

Edward J. O'Brien, Esquire
Attorney for Plaintiff
Identification No. 32985
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.

04-291

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

DIRECT MERCHANTS CREDIT CARD
BANK, N.A

Plaintiff

VS.

ROSE STRATTON

Defendant

: IN THE COURT OF COMMON PLEAS

: CLEARFIELD COUNTY, PENNSYLVANIA

: NO. 05-268-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

Prothonotary

By: _____

Deputy

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

Yale D. Weinstein, 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

Direct Merchant Credit Card Bank
Plaintiff(s)

No.: 2005-00268-CD

Real Debt: \$1,297.72

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Rose M. Stratton
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: April 22, 2005

Expires: April 22, 2010

Certified from the record this April 22, 2005

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