

05-1309-CD
Federal Natl Mort vs M. Fleming

Fed. National Mortgage vs. Melanie Fleming
2005-1309-CD

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
(215) 653-7450
Attorneys for Plaintiff

FEDERAL NATIONAL
MORTGAGE ASSOCIATION,
Plaintiff,

v.

MELANIE A. FLEMING
and OCCUPANT(S) OF
516 Railroad Street a/k/a
P.O. Box 450 Railroad Street,
Coalport, PA 16627,
Defendants.

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

NO. 2005-1309-C0

FILED

AUG 26 2005

m/12-20/w

William A. Shaw
Prothonotary/Clerk of Courts

2 CENTS TO SHAW

CIVIL ACTION EJECTMENT

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 TWENTY (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 CLAIMS 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.

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Lawyer Referral Service
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P.O. Box 186
Harrisburg, PA 17108
(800) 692-7375

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CIVIL ACTION -- EJECTMENT

1. The Plaintiff, Federal National Mortgage Association, is a corporation authorized to do business within the Commonwealth of Pennsylvania, having its principal place of business at International Plaza II, 14221 Dallas Parkway, Suite 1000, Dallas, TX 75254-2916.

2. (a) The Defendant(s), Melanie A. Fleming, is an individual whom Plaintiff believes and therefore avers is residing at the property address, that being 516 Railroad Street a/k/a P.O. Box 450 Railroad Street, Coalport, PA 16627, hereinafter referred to as the "Foreclosed Premises".

(b) The Defendant (Unknown) Occupant(s) is/are individuals whom Plaintiff believes and therefore avers are residing at the Foreclosed Premises.

3. The Foreclosed Premises which are described at Exhibit "A" attached hereto and incorporated herein by reference, were sold at the Clearfield County Sheriff's Sale conducted on August 5, 2005, after due advertisement and according to law, under and by virtue of a Writ of Execution issued to satisfy a Judgment entered in the Court of Common Pleas for Clearfield County at the suit of Wells Fargo Bank, N.A., S/B/M to Wells Fargo Home Mortgage, Inc. v. Melanie A. Fleming, as Court Docket Number 2005-277-CD .

4. The Foreclosed Premises were purchased by the Plaintiff at the Sheriff's Sale, said sale results being a matter of public record. The successful bid was assigned to this plaintiff.

5. The Plaintiff acquired title to the Foreclosed Premises on the date of and by virtue of said Sheriff's Sale, and is the real and current entitled owner of said Foreclosed Premises by virtue of a Clearfield County Sheriff's Deed Poll, to be recorded in the Clearfield County Recorder of Deeds' Office at the earliest possible date.

6. The persons in possession of the Foreclosed Premises are believed to be the Defendant(s) in this action and are occupying the Foreclosed Premises without right and without claim to title.

7. The Defendant(s) herein named were duly served with Notices of the Sheriff's Sale held on August 5, 2005.

8. Plaintiff has demanded possession of the Foreclosed Premises from the Defendant(s) who have refused to deliver up the possession thereof.

WHEREFORE, the Plaintiff, Federal National Mortgage Association, respectfully requests entry of judgment for immediate possession of the Foreclosed Premises, issuance of a Writ of Possession and a judgment of its costs and disbursements in this action.

Respectfully Submitted,

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY:

Barbara A. Fein
Barbara A. Fein, Esquire
Attorney for Plaintiff
Attorney I.D. No. 53002

DESCRIPTION

ALL THAT CERTAIN piece or parcel of land situated in the Borough of Coalport, Clearfield County, Pennsylvania, bounded and described as follows:

BEGINNING at a post on the corner of Railroad Street and Beaver Alley; thence in a Northerly direction by the right-of-way of Railroad Street fifty (50') feet to a post; thence in an Easterly direction by line of Lot No. 24, one hundred fifty (150') feet to a post on Lumber Alley; thence in a Southerly direction by the right-of-way of Lumber Alley, fifty (50') feet to a post on Beaver Alley; thence in a Westerly direction by the right-of-way of Beaver Alley, one hundred fifty (150') feet to the post and place of beginning.

BEING Lot No. 25 as marked and numbered on the general Plan of Coalport Borough.

Tax Parcel -H17-347-38

PREMISES BEING: 516 RAILROAD STREET A/K/A
P.O. BOX 450 RAILROAD STREET
COALPORT, PA 16627

EXHIBIT

A

ALL-STATE LEGAL®

VERIFICATION

The undersigned, an officer of Federal National Mortgage Association, the instant Plaintiff, being authorized to make this Verification on behalf of Plaintiff, hereby verifies that the facts set forth in the foregoing "Civil Action -- Ejectment" are taken from the records maintained by persons supervised by the undersigned who maintains the Plaintiff's business records in the ordinary course of business and that those facts are true and correct to the best of her knowledge, information and belief of the undersigned.

I UNDERSTAND THAT FALSE STATEMENTS HEREIN ARE MADE SUBJECT TO THE PENALTIES OF 18 PA.C.S. §4904 RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES.

FEDERAL NATIONAL
MORTGAGE ASSOCIATION

BY: Mary C. Newman
Mary C. Newman, Vice-President

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
Kristen D. Little, Esquire / I.D. No. 79992
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
(215) 653-7450
Attorneys for Plaintiff

FEDERAL NATIONAL
MORTGAGE ASSOCIATION,
Plaintiff,

v.

MELANIE A. FLEMING
and OCCUPANT(S) OF
516 Railroad Street a/k/a
P.O. Box 450 Railroad Street,
Coalport, PA 16627,
Defendants.

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

NO. 2005-1309-CD

PRAECIPE TO SETTLE, DISCONTINUE, AND END

TO THE PROTHONOTARY:

Kindly mark the above referenced matter settled,
discontinued and ended without prejudice to Plaintiff.

THE LAW OFFICES OF BARBARA A. FEIN, P.C.

BY: 

Kristen D. Little, Esquire
Attorney for Plaintiff
Attorney I.D. No. 79992

Dated: October 6, 2005

FILED NO cc
10/12/05 Cert. of Disc.
OCT 11 2005 to Atty
William A. Shaw Copy to CIA
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

 COPY

CIVIL DIVISION

Federal National Mortgage Association

Vs.
**Melanie A. Fleming and
Occupants**

No. 2005-01309-CD

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on October 11, 2005, marked:

Settled, Discontinued and Ended without Prejudice

Record costs in the sum of \$85.00 have been paid in full by Kristen D. Little, Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 11th day of October A.D. 2005.

William A. Shaw, Prothonotary

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 2 Services

Sheriff Docket # 100764

FEDERAL NATIONAL MORTGAGE ASSOCIATION

Case # 05-1309-CD

vs.

MELANIE A. FLEMING and OCCUPANTS(S)

SHERIFF RETURNS

NOW October 21, 2005 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO MELANIE A. FLEMING, DEFENDANT. 516 RAILROAD ST., COALPORT, PA. "EMPTY".

SERVED BY: /

FILED

OCT 21 2005

William A. Shaw
Prothonotary/Clerk of Courts

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 2 of 2 Services

Sheriff Docket # 100764

FEDERAL NATIONAL MORTGAGE ASSOCIATION

Case # 05-1309-CD

vs.

MELANIE A. FLEMING and OCCUPANTS(S)

SHERIFF RETURNS

NOW October 21, 2005 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN EJECTMENT "NOT FOUND" AS TO OCCUPANT(S) (FLEMING PROPERTY), DEFENDANT. 516 RAILROAD ST., COALPORT, PA. "EMPTY".

SERVED BY: /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 100764
NO: 05-1309-CD
SERVICES 2
COMPLAINT IN EJECTMENT

PLAINTIFF: FEDERAL NATIONAL MORTGAGE ASSOCIATION

vs.

DEFENDANT: MELANIE A. FLEMING and OCCUPANTS(S)

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	FEIN	46109	20.00
SHERIFF HAWKINS	FEIN	46109	46.16

Sworn to Before Me This

So Answers,

____ Day of _____ 2005


Chester A. Hawkins
Sheriff

THE LAW OFFICES OF BARBARA A. FEIN, P.C.
Barbara A. Fein, Esquire / I.D. No. 53002
425 Commerce Drive, Suite 100
Fort Washington, PA 19034
(215) 653-7450
Attorneys for Plaintiff

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

AUG 26 2005

Attest.

William B. Brown
Prothonotary/
Clerk of Courts

FEDERAL NATIONAL
MORTGAGE ASSOCIATION,
Plaintiff,

v.

MELANIE A. FLEMING
and OCCUPANT(S) OF
516 Railroad Street a/k/a
P.O. Box 450 Railroad Street,
Coalport, PA 16627,
Defendants.

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

NO. 2005-1309-CO

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Tax Parcel -H17-347-38

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P.O. BOX 450 RAILROAD STREET

COALPORT, PA 16627

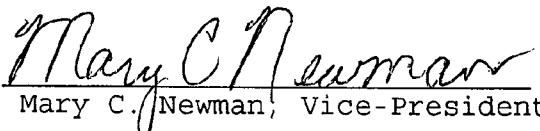


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05-12774 / P051687

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BY: Mary C. Newman
Mary C. Newman, Vice-President