

05-1784-CD
Discover Bank vs Pamela Bracken
al

05-1784-CD
Discover Bank vs Pamela Bracken
al

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

No: 05-1784-CD

vs.

COMPLAINT IN CIVIL ACTION

PAMELA A BRACKEN
AKA PAMELA BRACKEN
LARRY J BRACKEN
AKA LARRY BRACKEN

Defendants

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 2718
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
04542430 C A Pit WLG

FILED accShff
m/2/2005 Atty pd. 85.00
NOV 14 2005
Clerk
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff
vs. Civil Action No

PAMELA A BRACKEN
AKA PAMELA BRACKEN
LARRY J BRACKEN
AKA LARRY BRACKEN

Defendants

COMPLAINT AND NOTICE TO DEFEND

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 an 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.

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.

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.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext 1300-1301

COMPLAINT

1. Plaintiff, is a corporation with offices at 3311 MILL MEADOW DR.
HILLIARD , OH 43026 .

2. Defendants are adult individual(s) residing at the address listed below:

PAMELA A BRACKEN
307 WILLIAMS ST
CLEARFIELD, PA 16830

LARRY J BRACKEN
307 WILLIAMS ST
CLEARFIELD, PA 16830

3. Defendants applied for and received a credit card issued by Plaintiff bearing the account number 6011002777517830 . A copy of Plaintiff's Statement of Account is attached hereto, marked as Exhibit "A" and made a part hereof.

4. Defendants made use of said credit card and currently has a balance due and owing to Plaintiff, as of November 07, 2005 , in the amount of \$17487.15 .

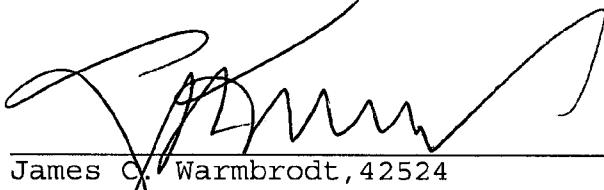
5. Defendants are in default by failing to make payments when due.

6. Plaintiff avers that the Agreement between the parties provides that Defendants will pay Plaintiff's attorneys' fees.

7. Plaintiff avers that such attorneys' fees will amount to \$1500.00

8. Although repeatedly requested to do so by Plaintiff, Defendants have willfully failed and/or refused to pay the balance due to Plaintiff.

Wherefore, the Plaintiff prays for Judgment in its favor and against Defendants , PAMELA A BRACKEN AND LARRY J BRACKEN ,JOINTLY AND SEVERALLY , in the amount of \$17487.15 with interest at the legal rate of 6.000% per annum from date of judgment plus attorneys' fees of \$1500.00 , and costs.



James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 2718
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
04542430 C A Pit WLG

This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

Verification

The undersigned does hereby verify subject to the penalties of 18 PA.C.S. §4904 relating
To unsworn falsifications to authorities, that he/she is Robert Adkins
Accounts Manger of Discover Bank, Plaintiff herein, that he/she is duly authorized to make
this verification, and that the facts set forth in the foregoing Complaint are true and correct to
the best of his/her knowledge, information and belief.



Signature

WWR# _____

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK,

Plaintiff,

Case No.: 05-1784-CD

vs.

TYPE OF PLEADING:
**EMERGENCY MOTION TO ENTER
PLAINTIFF'S DEFAULT JUDGMENT**

PAMELA A. BRACKEN – AKA
PAMELA BRACKEN AND
LARRY J BRACKEN – AKA
LARRY BRACKEN,

Defendants.

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Benjamin R Bibler, ESQUIRE
Pa. I.D. #93598
WELTMAN, WEINBERG & REIS CO., L.P.A.
2601 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR #04542430

FILED ^{no cc}
m 11/5/06
FEB 23 2006
©

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK,

Plaintiff,

Case No.: 05-1784-CD

vs.

PAMELA A. BRACKEN – AKA
PAMELA BRACKEN AND
LARRY J BRACKEN – AKA
LARRY BRACKEN,

Defendants.

EMERGENCY MOTION TO ENTER PLAINTIFF'S DEFAULT JUDGMENT

AND NOW COMES, Plaintiff, by and through its counsel, Weltman, Weinberg & Reis, Co., L.P.A., and hereby files this Emergency Motion to Enter Plaintiff's Default Judgment and in support thereof, Plaintiff avers as follows:

1. On or about November 14, 2005, Plaintiff brought this action against Defendant for payment of a credit card debt. Exhibit A attached hereto.
2. On or about November 29, 2005, the Sheriff's Office of Clearfield County served Defendant Pamela A. Bracken with a copy of the Complaint.
3. On or about December 19, 2005, Plaintiff mailed an important notice to the Defendants.
4. On or about January 5, 2006, Plaintiff prepared a Praecept for Default Judgment.
5. On or about January 12, 2006, Plaintiff was informed that the Clearfield County Sheriff's Office has failed to forward a copy of the Sheriff's return evidencing service upon Defendant Pamela Bracken. See letter attached as Exhibit "A."

6. Plaintiff contacted the Clearfield County Sheriff's Office and was informed by Sheriff Hawkins that although Defendant Pamela Bracken was served on November 29, 2005, he does not expect a copy of the Sheriff's return evidencing service to be forwarded at least until the end of February.

7. No responsive pleading has been filed to the Complaint.

8. Plaintiff cannot enter judgment by default until the "Return" evidencing service is filed of record.

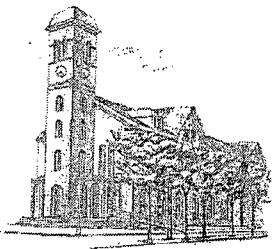
9. Plaintiff will be greatly prejudiced by the continuing delay of the Sheriff's office.

WHEREFORE, Plaintiff respectfully requests that this Honorable Court require the Sheriff's Office to forward a copy of the Sheriff's return evidencing service to the Prothonotary within 3 days of this order.

Respectfully Submitted:



Benjamin R Bibler, Esquire
Pa. I.D. #93598
WELTMAN, WEINBERG & REIS CO., L.P.A.
2601 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR # 04542430



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All concerned parties

We are returning the enclosed document(s) due to the lack of a sheriff's return being filed.

Please contact the Clearfield County Sheriff's Office to confirm the filing of a sheriff's return prior to resubmitting the documents(s).

Sincerely,

William A. Shaw
Prothonotary/Clerk of Courts

Enclosures

WAS/brh
cc: Clearfield County Sheriff

EXHIBIT

1

CERTIFICATE OF SERVICE

A true and correct copy of Emergency Motion to Enter Plaintiff's Default Judgment has been served by U.S. Mail, on the 21st day of February, 2006, upon the following:

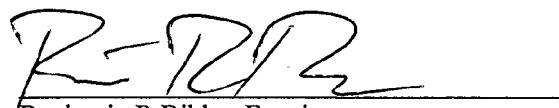
Pamela and Larry Bracken
307 WILLIAMS ST
CLEARFIELD, PA 16830

By: 
Benjamin R Bibler, Esquire

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities, he is an attorney for the Plaintiff herein; makes this Verification based upon the facts as supplied to him by the Plaintiff and/or its agents and because the Plaintiff is outside the jurisdiction of the court and the Plaintiff's Verification cannot be obtained within the time allowed for filing of this pleading, and that the facts set forth in the foregoing pleading are true and correct to the best of his knowledge, information and belief.

2/20/06
Date



Benjamin R Bibler, Esquire

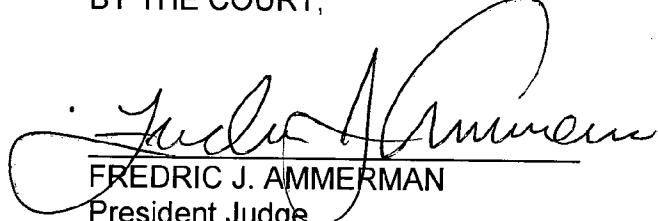
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK, *
Plaintiff *
vs. * NO. 05-1784-CD
PAMELA A. BRACKEN a/k/a *
PAMELA BRACKEN and LARRY *
J. BRACKEN a/k/a LARRY BRACKEN, *
Defendants *

ORDER

NOW, this 24th day of February, 2006, the Court noting the difficulties caused relative no Sheriff's Return having yet been filed with the Prothonotary, and in consideration of Pa. R.C.P. 405(a) and the Plaintiff's Emergency Motion to Enter Default Judgment, it is the ORDER of this Court that the Sheriff cause a Return of Service to be filed with the Prothonotary by no later than 3:30 p.m. on Tuesday, February 28, 2006.

BY THE COURT,


FREDRIC J. AMMERMAN
President Judge

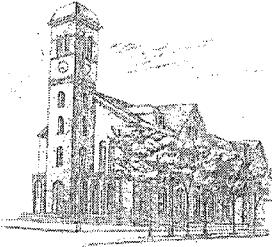
FILED 1cc Shaff
01/31/2006 3cc Atty
FEB 24 2006 Bibler
William A. Shaw
Prothonotary/Clerk of Courts
CR

FILED

FEB 24 2006

William A. Shaw
Prothonotary/Clerk of Courts

1CC Sheriff - hand-delivered by Doris F.
3CC Atty Bibler only per WAS



Clearfield County Office of the Prothonotary and Clerk of Courts

William A. Shaw
Prothonotary/Clerk of Courts

David S. Ammerman
Solicitor

Jacki Kendrick
Deputy Prothonotary

Bonnie Hudson
Administrative Assistant

To: All Concerned Parties

From: William A. Shaw, Prothonotary

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

Sincerely,

William A. Shaw
Prothonotary

DATE: 2124106

You are responsible for serving all appropriate parties. *The Sheriff was given a copy.*

The Prothonotary's office has provided service to the following parties:

Plaintiff(s)/Attorney(s)

Defendant(s)/Attorney(s)

Other

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101003
NO: 05-1784-CD
SERVICE # 1 OF 2
COMPLAINT

PLAINTIFF: DISCOVER BANK

VS.

DEFENDANT: PAMELA A. BRACKEN a/k/a PAMELA BRACKEN and LARRY J. BRACKEN a/k/a LARRY
BRACKEN

SHERIFF RETURN

NOW, November 29, 2005 AT 8:45 AM SERVED THE WITHIN COMPLAINT ON PAMELA A. BRACKEN aka
PAMELA BRACKEN DEFENDANT AT 307 WILLIAMS ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA,
BY HANDING TO PAMELA A. BRACKEN, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL
COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: HUNTER / NEVLING

FILED
01/12/2006
FEB 27 2006
WM

William A. Shaw
Prothonotary/Clerk of Courts

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 2 of 2 Services

Sheriff Docket # 101003

DISCOVER BANK

Case # 05-1784-CD

vs.

PAMELA A. BRACKEN a/k/a PAMELA BRACKEN and LARRY J. BRACKEN
a/k/a LARRY BRACKEN

TYPE OF SERVICE COMPLAINT

SHERIFF RETURNS

NOW February 27, 2006 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT
"NOT FOUND" AS TO LARRY J. BRACKEN AKA LARRY LARRY BRACKEN, DEFENDANT. (DECEASED).

SERVED BY: /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101003
NO: 05-1784-CD
SERVICES 2
COMPLAINT

PLAINTIFF: DISCOVER BANK

vs.

DEFENDANT: PAMELA A. BRACKEN a/k/a PAMELA BRACKEN and LARRY J. BRACKEN a/k/a LARRY BRACKEN

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	8263332	20.00
SHERIFF HAWKINS	WELTMAN	8263332	27.00

Sworn to Before Me This

____ Day of _____ 2006

So Answers,



Sgt. Cynthia Butler - Deputies

Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff No: 05-1784-CD
vs. COMPLAINT IN CIVIL ACTION

PAMELA A BRACKEN
AKA PAMELA BRACKEN
LARRY J BRACKEN
AKA LARRY BRACKEN

Defendants FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 2718
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
04542430 C A Pit WLG

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

NOV 14 2005

Attest.

William L. Brown
Prothonotary/
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff
vs. Civil Action No

PAMELA A BRACKEN
AKA PAMELA BRACKEN
LARRY J BRACKEN
AKA LARRY BRACKEN

Defendants

COMPLAINT AND NOTICE TO DEFEND

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 an 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.

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.

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.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext 1300-1301

COMPLAINT

1. Plaintiff, is a corporation with offices at 3311 MILL MEADOW DR.
HILLIARD , OH 43026 .

2. Defendants are adult individual(s) residing at the address listed below:

PAMELA A BRACKEN
307 WILLIAMS ST
CLEARFIELD, PA 16830

LARRY J BRACKEN
307 WILLIAMS ST
CLEARFIELD, PA 16830

3. Defendants applied for and received a credit card issued by Plaintiff bearing the account number 6011002777517830 . A copy of Plaintiff's Statement of Account is attached hereto, marked as Exhibit "A" and made a part hereof.

4. Defendants made use of said credit card and currently has a balance due and owing to Plaintiff, as of November 07, 2005 , in the amount of \$17487.15 .

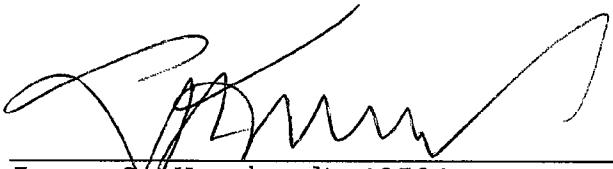
5. Defendants are in default by failing to make payments when due.

6. Plaintiff avers that the Agreement between the parties provides that Defendants will pay Plaintiff's attorneys' fees.

7. Plaintiff avers that such attorneys' fees will amount to \$1500.00

8. Although repeatedly requested to do so by Plaintiff, Defendants have willfully failed and/or refused to pay the balance due to Plaintiff.

Wherefore, the Plaintiff prays for Judgment in its favor and against Defendants , PAMELA A BRACKEN AND LARRY J BRACKEN ,JOINTLY AND SEVERALLY , in the amount of \$17487.15 with interest at the legal rate of 6.000% per annum from date of judgment plus attorneys' fees of \$1500.00 , and costs.



James C. Warmbrodt, 42524
WELTMAN WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 2718
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
04542430 C A Pit WLG

This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

Verification

The undersigned does hereby verify subject to the penalties of 18 PA.C.S. §4904 relating
To unsworn falsifications to authorities, that he/she is Robert Adkins
Accounts Manger of Discover Bank, Plaintiff herein, that he/she is duly authorized to make
this verification, and that the facts set forth in the foregoing Complaint are true and correct to
the best of his/her knowledge, information and belief.



Signature

WWR# _____

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff No. 05-1784-CD

vs. PRAECIPE FOR DEFAULT JUDGMENT

PAMELA A BRACKEN - AKA
PAMELA A BRACKEN AND
LARRY J BRACKEN - AKA
LARRY J BRACKEN

Defendants

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

WILLIAM T. MOLCZAN, ESQUIRE
PA I.D.#47437
Weltman, Weinberg & Reis Co., L.P.A.
2718 Koppers Bldg.
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#04542430
Judgment Amount \$ 18987.15

FILED

MAR 03 2006

3:15 PM

William A. Shaw

Prothonotary/Clerk of Courts

1 CEN w/notice To ATTY

1 CEN w/notice To PAMELA

1 CEN w/notice To LARRY

1 CEN w/notice To BRACKEN

Bracken

Bracken

Bracken

Bracken

Bracken

Bracken

THIS LAW FIRM IS ATTEMPTING TO COLLECT THIS DEBT FOR ITS CLIENT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 05-1784-CD

PAMELA A BRACKEN - AKA
PAMELA A BRACKEN AND
LARRY J BRACKEN - AKA
LARRY J BRACKEN

Defendants

PRAECIPE FOR DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Kindly enter Judgment against the Defendant, PAMELA A BRACKEN - AKA
PAMELA A BRACKEN AND
LARRY J BRACKEN - AKA

LARRY J BRACKEN above named, in the default of an Answer, in the amount of \$18987.15 computed as follows:

Amount claimed in Complaint	\$17487.15
-----------------------------	------------

Interest from date of judgment at the legal interest rate of 6% per annum	
--	--

Attorney's fees	\$1500.00
-----------------	-----------

TOTAL	\$18987.15
-------	------------

I hereby certify that appropriate Notices of Default, as attached have been mailed in accordance with PA R.C.P. 237.1 on the dates indicated on the Notices.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
WILLIAM T. MOLCZAN, ESQUIRE
PA I.D.#47437
Weltman, Weinberg & Reis Co., L.P.A.
2718 Koppers Bldg.
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#04542430

Plaintiff's address is:

c/o Weltman, Weinberg & Reis Co., L.P.A., 2718 Koppers Building, 436 7th Avenue, Pittsburgh, PA 15219
And that the last known address of the Defendant is: 307 WILLIAMS ST
CLEARFIELD,PA 16830

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

Case # 05-1784-CD

LARRY J BRACKEN

Defendant(s)

IMPORTANT NOTICE

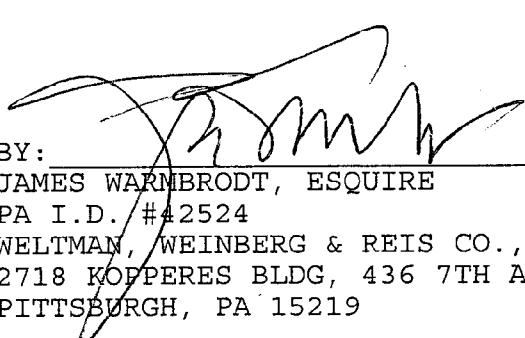
TO: LARRY J BRACKEN
307 WILLIAMS ST
CLEARFIELD, PA 16830

Date of Notice: 12/19/05
WWR#: 04542430

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 OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN 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 PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE FOLLOWING 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.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext. 1300-1301

BY: 
JAMES WARNEBRODT, ESQUIRE
PA I.D. #42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 KOPPERES BLDG, 436 7TH AVE.
PITTSBURGH, PA 15219

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

Case # 05-1784-CD

PAMELA A BRACKEN

Defendant (s)

IMPORTANT NOTICE

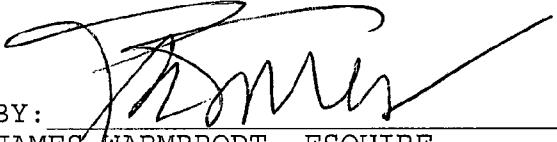
TO: PAMELA A BRACKEN
307 WILLIAMS ST
CLEARFIELD, PA 16830

Date of Notice: 12/19/05
WWR#: 04542430

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 OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN 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 PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE FOLLOWING 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.

COURT ADMINSTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext. 1300-1301

BY: 
JAMES WARMBRODT, ESQUIRE
PA I.D. #42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 KOPPERES BLDG, 436 7TH AVE.
PITTSBURGH, PA 15219

IN THE COMMON PLEAS COURT OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Case no: 05-1784-CD

Plaintiff **NON-MILITARY AFFIDAVIT**
vs.

PAMELA A BRACKEN - AKA
PAMELA A BRACKEN AND
LARRY J BRACKEN - AKA
LARRY J BRACKEN

Defendant

The undersigned, who first being duly sworn, according to law, deposes and states as follows:

That he/she is the duly authorized agent of the Plaintiff in the within matter.

Affiant further states that the within Affidavit is made pursuant to and in accordance with the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. App. § 521.

Affiant further states that based upon investigation it is the affiant's belief that the Defendant, PAMELA A BRACKEN - AKA
PAMELA A BRACKEN AND
LARRY J BRACKEN - AKA
LARRY J BRACKEN is not in the military service.

Affiant further states that this belief is supported by the attached certificate from the Defense Manpower Data Center (DMDC), which states that the Defendant, PAMELA A BRACKEN - AKA
PAMELA A BRACKEN AND
LARRY J BRACKEN - AKA
LARRY J BRACKEN is not in the military service.

Further Affiant sayeth naught.

Heidi J. Kelly
AFFIANT

John

SWORN TO AND SUBSCRIBED in my presence this 10 day

of January 2006

Heidi J. Kelly
NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA	
Notarial Seal	
Heidi J. Kelly, Notary Public	
City Of Pittsburgh, Allegheny County	
My Commission Expires Nov. 4, 2008	
Member, Pennsylvania Association of Notaries	

Department of Defense Manpower Data Center

JAN-05-2006 11:24:45



Military Status Report
Pursuant to the Service Members' Civil Relief Act

Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
BRACKEN			Based on the information you have furnished, the DMDC does not possess any information indicating that the individual is currently on active duty.	

Upon searching the information data banks of the Department of Defense Manpower Data Center, the above is the current status of the individual, per the Information provided, as to all branches of the Military.

Robert J. Brandewie, Director
Department of Defense - Manpower Data Center
1600 Wilson Blvd., Suite 400
Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The Department of Defense strongly supports the enforcement of the Service Members Civil Relief Act [50 USCS Appx. §§ 501 et seq] (SCRA) (formerly the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are most strongly encouraged to contact us by phone at (703-696-6762). We will then conduct further research. Your failure to re-contact DMDC may cause provisions of the SCRA to be invoked against you.

This response reflects current active duty status only. For historical information, please contact the military services SCRA point of contact.

See: <http://www.defenselink.mil/faq/pis/PC09SLDR.html>.

Report ID: **BUCQSZKTVDK**

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 05-1784-CD

PAMELA A BRACKEN - AKA
PAMELA A BRACKEN AND
LARRY J BRACKEN - AKA
LARRY J BRACKEN

Defendants

NOTICE OF JUDGMENT OR ORDER

TO: Plaintiff
 Defendant
 Garnishee

You are hereby notified that the following
Order or Judgment was entered against you
on Mar. 3, 2006

Assumpsit Judgment in the amount
of \$18987.15 plus costs.

Trespass Judgment in the amount
of \$_____ plus costs.

If not satisfied within sixty (60)
days, your motor vehicle operator's license and/or registration
will be suspended by the Department of Transportation, Bureau
of Traffic Safety, Harrisburg, PA.

Entry of Judgment of
 Court Order
 Non-Pro
 Confession
 Default
 Verdict
 Arbitration
Award

Prothonotary

By:

PROTHONOTARY (OR DEPUTY)

LARRY JBRACKEN
307 WILLIAMS ST
CLEARFIELD,PA 16830

Plaintiff's address is:

c/o Weltman, Weinberg & Reis Co., L.P.A., 2718 Koppers Building, 436 7th Avenue, Pittsburgh, PA 15219
1-888-434-0085

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 05-1784-CD

PAMELA A BRACKEN - AKA
PAMELA A BRACKEN AND
LARRY J BRACKEN - AKA
LARRY J BRACKEN

Defendants

NOTICE OF JUDGMENT OR ORDER

TO: Plaintiff
 Defendant
 Garnishee

You are hereby notified that the following
Order or Judgment was entered against you
on Mar. 3, 2006

Assumpsit Judgment in the amount
of \$18987.15 plus costs.

Trespass Judgment in the amount
of \$_____ plus costs.

If not satisfied within sixty (60)
days, your motor vehicle operator's license and/or registration
will be suspended by the Department of Transportation, Bureau
of Traffic Safety, Harrisburg, PA.

Entry of Judgment of
 Court Order
 Non-Pros
 Confession
 Default
 Verdict
 Arbitration
Award

Prothonotary

By:

PROTHONOTARY (OR DEPUTY)

PAMELA A BRACKEN
307 WILLIAMS ST
CLEARFIELD, PA 16830

Plaintiff's address is:

c/o Weltman, Weinberg & Reis Co., L.P.A., 2718 Koppers Building, 436 7th Avenue, Pittsburgh, PA 15219
1-888-434-0085

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK,	*	
Plaintiff	*	
vs.	*	NO. 05-1784-CD
PAMELA A. BRACKEN a/k/a	*	
PAMELA BRACKEN and LARRY	*	
J. BRACKEN a/k/a LARRY BRACKEN,	*	
Defendants	*	

ORDER

NOW, this 24th day of February, 2006, the Court noting the difficulties caused relative no Sheriff's Return having yet been filed with the Prothonotary, and in consideration of Pa. R.C.P. 405(a) and the Plaintiff's Emergency Motion to Enter Default Judgment, it is the ORDER of this Court that the Sheriff cause a Return of Service to be filed with the Prothonotary by no later than 3:30 p.m. on Tuesday, February 28, 2006.

BY THE COURT,

/s/ Fredric J. Ammerman

FREDRIC J. AMMERMAN
President Judge

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

FEB 24 2006

Attest

[Signature]
Prothonotary/
Clerk of Courts



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff No. 05-1784-CD

vs.

**PRAECLPICE FOR SATISFACTION OF
JUDGMENT**

PAMELA A BRACKEN - AKA
PAMELA BRACKEN AND
LARRY J BRACKEN - AKA
LARRY BRACKEN

Defendants FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt
PA I.D #42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#04542430

FILED *(Signature)*

APR 13 2006
0/11:25 PM
William A. Shaw
Prothonotary/Clerk of Courts
No C/L



IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 05-1784-CD

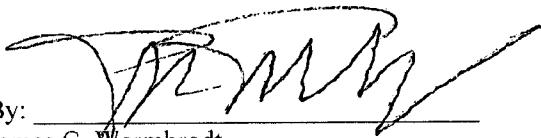
PAMELA A BRACKEN - AKA
PAMELA BRACKEN AND
LARRY J BRACKEN - AKA
LARRY BRACKEN

Defendants

PRAECIPE FOR SATISFACTION OF JUDGMENT

At the request of the undersigned attorneys for the Plaintiff, you are directed to satisfy the above-captioned
Judgment.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
James C. Warmbrodt
PA I.D #42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR #04542430

Sworn to and subscribed
before me this 6
day of April, 06

NOTARY PUBLIC

