

Discover Bank vs Ruth Marien
2006-83-CD

06-83-CD
Discover Bank vs Ruth I. Marien al

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

DISCOVER BANK

Plaintiff

vs.

RUTH ILENE MARIEN
AKA RUTH MARIEN

Defendant

No: 06-83-CD

COMPLAINT IN CIVIL ACTION

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
04833252 C A Pit WLG

FILED Any pd. 8500
m13:38/01
JAN 17 2006 ICC Shsf
William A. Shaw
Prothonotary/Clerk of Courts

COMPLAINT

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

2. Defendant is adult individual(s) residing at the address listed
below:

RUTH ILENE MARIEN
3258 SANBORN RD
HOUTZDALE, PA 16651

3. Defendant applied for and received a credit card issued by
Plaintiff bearing the account number 6011002340137850 . A copy of
Plaintiff's Statement of Account s attached hereto, marked as Exhibit
"A" and made a part hereof.

4. Defendant made use of said credit card and currently has a balance
due and owing to Plaintiff, as of January 06, 2006 , in the amount of
\$12054.68 .

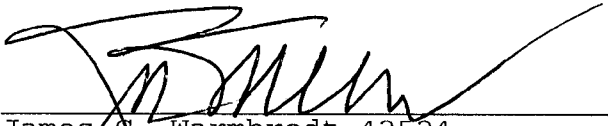
5. Defendant is in default by failing to make payments when due.

6. Plaintiff avers that the Agreement between the parties provides
that Defendant 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, Defendant has willfully failed and/or refused to pay the balance due to Plaintiff.

Wherefore, the Plaintiff prays for Judgment in its favor and against Defendant , RUTH ILENE MARIEN , INDIVIDUALLY , in the amount of \$12054.68 with interest at the legal rate of 6.000% per annum from date of judgment plus attorneys' fees of \$1500.00 , and costs.



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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.

04833252

31 SDSN6A01 0006024
RUTH MARIEN
3258 SANBORN RD
HOUTZDALE PA 16651-8253

To order Cash Access Checks, select
your P.I.N., or to find cash locations call
1-800-DISCOVER (1-800-347-2683) or
visit Discovercard.com.

PO BOX 15251
WILMINGTON DE 19886-5251

Address or telephone change? Please print change in the space above,
or go to Discovercard.com.

000006011002340137850000000000000000000222500

Discover Platinum Card Account Summary

Closing Date: October 31, 2005

page 1 of 1

account number 6011 0023 4013 7850
payment due date November 29, 2005
minimum payment due \$2,225.00
credit limit \$10,000.00
credit available \$0.00
cash credit limit \$5,000.00
cash credit available \$0.00

previous balance	\$12,054.68
payments and credits	- 12,054.68
purchases	+ 0.00
cash advances	+ 0.00
balance transfers	+ 0.00
FINANCE CHARGES	+ 0.00
new balance	= \$0.00

Cashback Bonus®

Cashback Bonus® Anniversary
Date: July 16

Opening Cashback Bonus Balance	\$ 0.00
New Cashback Bonus Earned	+ 0.00
Cashback Bonus Balance	\$ 0.00
Available to Redeem	\$ 0.00

Transactions

	trans. date	post date		
Payments and Credits	Oct 31	Oct 31	INTERNAL CHARGE-OFF	\$-12,054.68


EXHIBIT

A

	Average Daily Balances	Daily Periodic Rates	Nominal ANNUAL PERCENTAGE RATES	ANNUAL PERCENTAGE RATES	Periodic FINANCE CHARGES	Transaction Fee FINANCE CHARGES
current billing period: 15 days						
Purchases	\$0	0.07052%	25.74% V	25.74%	\$0	none
Cash Advances	\$0	0.05477%	19.99% F	19.99%	\$0	\$0

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# 04833252

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101180
NO: 06-83-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: DISCOVER BANK

vs.

DEFENDANT: RUTH ILENE MARIEN aka RUTH MARIEN

SHERIFF RETURN

NOW, February 06, 2006 AT 11:22 AM SERVED THE WITHIN COMPLAINT ON RUTH ILENE MARIEN aka RUTH MARIEN DEFENDANT AT 3258 SANBORN RD., HOUTZDALE, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO ALAN ROBINSON, NEPHEW A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

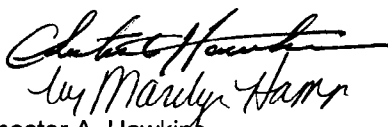
0110584
LM
CLEARFIELD COUNTY
CLERK OF COURTS

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	8251307	10.00
SHERIFF HAWKINS	WELTMAN	8251307	15.00
SHERIFF HAWKINS	WELTMAN	2379331	29.41

Sworn to Before Me This

_____ Day of _____ 2006

So Answers,


Chester A. Hawkins
Sheriff

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

DISCOVER BANK

Plaintiff

vs.

RUTH ILENE MARIEN

Defendant

No. 06-83-CD

PRAECIPE TO SETTLE, DISCONTINUE
AND END WITHOUT PREJUDICE TO REFILE

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 Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#04833252

FILED
m/2:192m (u)
APR 17 2006
NOCE
1 Cert of disc
to Atty Molczan

William A. Shaw
Prothonotary

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

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 06-83-CD

RUTH ILENE MARIEN

Defendant


PRAECIPE TO SETTLE, DISCONTINUE
AND END WITHOUT PREJUDICE TO REFILE

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

SIR:

Settle, Discontinue and End the above-captioned matter upon the records of the Court without prejudice to refile and mark the costs paid.

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

By: 
Attorney for Plaintiff
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#04833252

SWORN TO AND SUBSCRIBED

before me this 12 day

of April, 2006


NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Heidi J. Kelly, Notary Public
City Of Pittsburgh, Allegheny County
My Commission Expires Nov 4, 2009

Member, Pennsylvania Association of Notaries

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

CIVIL DIVISION

Discover Bank

Vs.

Ruth Ilene Marien

No. 2006-00083-CD

COPY

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 April 17, 2006, marked:

Settled, Discontinued and ended without prejudice to refile

Record costs in the sum of \$85.00 have been paid in full by James C. Warmbrodt Esq. .

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 17th day of April A.D. 2006.



William A. Shaw, Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DKT PG. 101180

DISCOVER BANK

NO. 06-83-CD

-VS-

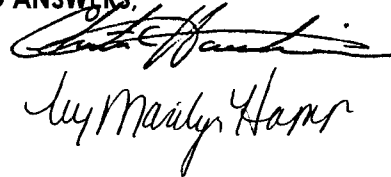
RUTH ILENE MARIEN aka RUTH MARIEN

COMPLAINT

AMENDED
SHERIFF'S RETURN

NOW APRIL 26, 2006 AMEND RETURN CHANGING SHERIFF COSTS FROM \$29.41 to \$19.41.

SO ANSWERS.



CHESTER A. HAWKINS
SHERIFF

SWORN TO BEFORE ME THIS
____ DAY OF _____ 2006

FILED
9:36 PM
APR 26 2006

William A. Shaw
Prothonotary/Clerk of Courts