

06-310-CD

Genesis Fin et al vs Tom Mckenrick
2006-310-CD

2019284

THIS IS AN ARBITRATION MATTER.
ASSESSMENT OF DAMAGES HEARING REQUIRED.

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
215/988-9600

Genesis Financial Solutions,
Inc. as Successor in Interest
to Conseco Finance
8405 Sw Nimbus Ave.
Beaverton, OR 97008--718

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

Tom L McKenrick
320 Laurel Run Rd.
Penfield PA 15849-4524

06-310-CD **FILED** *ICC Shft*
DOCKET NO. : *m/1:28 cm* *ICC Attywelds*
FEB 27 2006 *PA \$85.00* *Atty*

William A. Shaw
Prothonotary

COMPLAINT IN ASSUMPSIT
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 JUDGEMENT 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.

David S. Meholic, Court Admin.
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

1. The defendant, for valuable consideration received, executed and delivered to plaintiff a promissory note under the terms of which the defendant promised to pay to the plaintiff consecutive monthly payments under the terms and conditions set forth in the promissory note. A true and correct copy of the aforesaid promissory note is attached hereto, made a part of this complaint and marked Exhibit "A".

2. Contrary to the terms of the aforesaid promissory note, the defendant failed to make the required payments when due as a result of which the unpaid balance of \$1,697.77 became due and payable.

3. As a result of defendant's default, defendant is indebted to plaintiff in the amount of \$1,697.77 plus interest thereon and attorney's fees as provided for in the promissory note.

4. Plaintiff has made demand upon the defendant for payment of the amount due but the defendant has failed and refused and still refuses to pay the said sum or any part thereof.

WHEREFORE, plaintiff claims of the defendant the sum of \$1,697.77 plus interest and attorney's fees as provided for in the promissory note.

. GORDON & WEINBERG, P.C.

BY: 

FREDERIC I. WEINBERG, ESQUIRE
PAUL M. SCHOFIELD, JR., ESQUIRE
Attorney for Plaintiff

VERIFICATION

FREDERIC I. WEINBERG, ESQUIRE, hereby states that he is the attorney for the Plaintiff(s) in this action and verifies that the statements made in the foregoing pleading are true and correct to the best of his knowledge, information and belief.

The undersigned understands that the statements herein are made subject to the penalties of 18 Pa.C.S.A. Section 4904 relating to unsworn falsification to authorities.



FREDERIC I. WEINBERG, ESQUIRE

EXHIBIT "A"

Exhibit A

Genesis Financial Solutions, Inc.
P.O. Box 4865
Beaverton, OR 97076-4865

TOM L MCKENRICK
PO BOX 10305
STATE COLLEGE, PA 16805

Statement of Account

Current Statement Date: November 21, 2005

Original Creditor: 84 LUMBER

Original Creditor Account Number: #0006012501841282064

GFS Account Number: #2953410

Charge-off Date: 02/28/03

Principal Balance: \$1763.91

Interest Rate: N/A

2053410

2019284

Genesis Financial Solutions, Inc. as
Successor in Interest to Conseco Finance

Tom L McKenrick
0006012501841282064

Jerald F. Jensen

AFFIDAVIT

I, _____, being duly served
sworn according to law, depose and say that:

1. I am the agent for the Plaintiff herein and I have custody
and control of the files relating to this account;

2. I have personal knowledge of the facts and circumstances in
connection with this case;

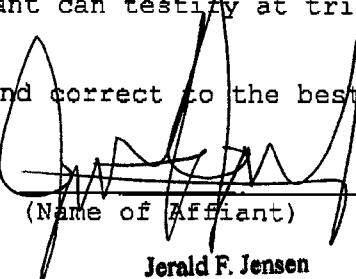
3. Plaintiff's files are maintained in the usual and ordinary
course of business;

4. This action is based on a claim for breach of contract and
that damages are sought as a direct result of said breach;

5. After allowing for all offsets and credits, a balance
remains on the subject account having account number
0006012501841282064 in the amount of \$1,697.77; and

6. If called upon, affiant can testify at trial as to the facts
pertaining to this matter.

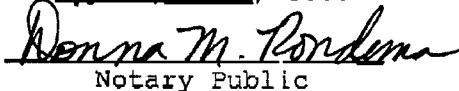
The above facts are true and correct to the best of my knowledge,
information and belief.

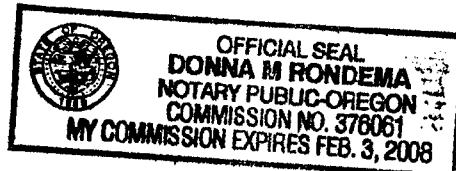

(Name of Affiant)

Jerald F. Jensen
Agency and Attorney Network Manager
Genesis Financial Solutions, Inc.

Sworn to and Subscribed
before me this 18th day

of November, 2005


Donna M. Rondema
Notary Public



MARC R. GORDON
FREDERIC I. WEINBERG*
DEAN I. ORLOFF*
PAUL M. SCHOFIELD, Jr.*

*Also member NJ Bar



SAMUEL F. PEPPER
(1905-1992)

PAUL BREEN
(1931-1995)

21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103

February 8, 2006

PHONE: (215) 988-9600
FACSIMILE: (215) 988-9601

Prothonotary of Clearfield County
P.O. Box 549
Clearfield, PA 16830

RE: Genesis vs. Tom L McKenrick
Our File No. : 2019284

Dear Sir/Madam:

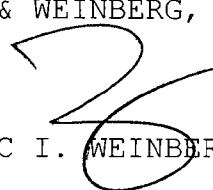
Enclosed for filing please find an original and two copies of the Complaint in Civil Action with regard to the above matter. I am also enclosing herewith this firm's check in the amount of \$85.00 to cover your fees. Kindly return a time-stamped copy in the enclosed self-addressed stamped envelope provided herein for your convenience.

Kindly forward a copy of the Complaint in Civil Action to the Sheriff for service. I have also enclosed this firm's check in the amount of \$100.00 to cover the Sheriff's fees for service and a self-addressed stamped envelope to return the completed Service Order.

Thank you for your attention to this matter.

Very truly yours,

GORDON & WEINBERG, P.C.


FREDERIC I. WEINBERG, ESQUIRE

FIW/EHC
E001

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101294
NO: 06-310-CD
SERVICE # 1 OF 1
COMPLAINT IN ASSUMPSIT

PLAINTIFF: GENESIS FINANCIAL SOLUTIONS INC
vs.
DEFENDANT: TOM L. MCKENRICK

SHERIFF RETURN

NOW, March 08, 2006 AT 11:25 AM SERVED THE WITHIN COMPLAINT IN ASSUMPSIT ON TOM L. MCKENRICK DEFENDANT AT 320 LAUREL RD RD., PENFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO MRS. MCKENRICK, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN ASSUMPSIT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET / DEHAVEN

FILED
019140501
APR 18 2006

William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GORDON	15947	10.00
SHERIFF HAWKINS	GORDON	15947	32.24

Sworn to Before Me This

____ Day of _____ 2006

So Answers,

Chester A. Hawkins
by Maury Hanr
Chester A. Hawkins
Sheriff

GORDON & WEINBERG, P.C.
 BY: FREDERIC I. WEINBERG, ESQUIRE
 Identification No.: 41360
 PAUL M. SCHOFIELD, JR., ESQUIRE
 Identification No.: 81894
 21 SOUTH 21ST STREET
 PHILADELPHIA, PA 19103
 215/988-9600

Genesis Financial Solutions,
 Inc. as Successor in Interest to
 Conseco Finance

COURT OF COMMON PLEAS
 CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick

NOTICE

PURSUANT TO RULE 236 OF THE SUPREME COURT OF PENNSYLVANIA, YOU ARE
 HEREBY NOTIFIED THAT A JUDGMENT BY DEFAULT HAS BEEN ENTERED AGAINST
 YOU IN THE ABOVE PROCEEDING IN THE AMOUNT OF \$1,874.43. IF YOU HAVE
 ANY QUESTIONS CONCERNING THIS NOTICE, PLEASE CALL GORDON & WEINBERG,
 P.C. AT 215/988-9600.

GORDON & WEINBERG, P.C.

BY: _____

FREDERIC I. WEINBERG, ESQUIRE
 PAUL M. SCHOFIELD, JR., ESQUIRE
 Attorney for Plaintiff

Dated: May 9, 2006

FILED Atty pd. 20.00
 m 10:45 AM 2006
 MAY 15 2006
 iccovance to
 Def.

William A. Shaw Statement
 Prothonotary/Clerk of Courts to Atty
 (CR)

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
215/988-9600

Genesis Financial Solutions,
Inc. as Successor in Interest to
Conseco Finance

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick

PRAECIPE FOR JUDGMENT

The Prothonotary will please enter Judgment in the above matter by default for want of an answer against the Defendant, Tom L McKenrick, and assesses the damages as per statement below.

FREDERIC I. WEINBERG, ESQUIRE
PAUL M. SCHOFIELD, JR., ESQUIRE
Attorney for Plaintiff

Principal	\$1,697.77
Interest from April 8, 2005	
@ 6%	\$176.66
Total:	\$1,874.43

I hereby certify that written notice of the intention to file this Praecipe was mailed or delivered to the parties against whom judgment is to be entered and to his attorney of record, if any, after the default occurred and at least ten (10) days prior to the date of the filing of this Praecipe.

FREDERIC I. WEINBERG, ESQUIRE
PAUL M. SCHOFIELD, JR., ESQUIRE
Attorney for Plaintiff

Filed:

By the Prothonotary:

AND NOW, this 15th day of May, 2006 Judgment is entered in favor of the plaintiff(s) and against defendant, for want of an answer and damages assessed at the sum of , \$1,874.43 as per the above certification.

William H. Chang
Prothonotary

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
215/988-9600

Genesis Financial Solutions,
Inc. as Successor in Interest to
Conseco Finance

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick

CERTIFICATION OF ADDRESS

I hereby certify that the precise residence of the holder of the
within judgment is; Genesis Financial Solutions, Inc. as Successor in
Interest to Conseco Finance and that the last known address of
defendant, Tom L McKenrick, 320 Laurel Run Rd., Penfield PA
15849-4524.

GORDON & WEINBERG, P.C.

BY: _____

FREDERIC I. WEINBERG, ESQUIRE
PAUL M. SCHOFIELD, JR., ESQUIRE
Attorney for Plaintiff

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
215/988-9600

Genesis Financial Solutions,
Inc. as Successor in Interest to
Conseco Finance

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick

AFFIDAVIT OF NON-MILITARY SERVICE

FREDERIC I. WEINBERG, ESQUIRE, being duly sworn according to law, deposes and says that he represents the plaintiff in the above-entitled case; that he is authorized to make this affidavit on behalf of the plaintiff; and that the above-named defendant is over twenty-one years of age; that the address of the defendant is, 320 Laurel Run Rd., Penfield PA 15849-4524; that the occupation of the defendant is unknown; and that the defendant is not in the Military Service of the United States, nor any State or Territory thereof or its allies as defined in the Soldiers' and Sailors' Civil Relief Act of 1940 and the amendments thereto.

Sworn to and Subscribed

Before me this 9th Day

of May, 2006.
Christine M. Colon
Notary Public

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
CHRISTINE M. COLON, Notary Public
City of Philadelphia, Phila. County
My Commission Expires November 18, 2009

FREDERIC I. WEINBERG, ESQUIRE
PAUL M. SCHOFIELD, JR. ESQUIRE
Attorney for Plaintiff

GORDON & WEINBERG, P.C.
 BY: FREDERIC I. WEINBERG, ESQUIRE
 Identification No.: 41360
 PAUL M. SCHOFIELD, JR., ESQUIRE
 Identification No.: 81894
 21 SOUTH 21ST STREET
 PHILADELPHIA, PA 19103
 215/988-9600

Genesis Financial Solutions, Inc.
 as Successor in Interest to Conseco
 Finance

COURT OF COMMON PLEAS
 CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick

NOTICE OF INTENTION TO TAKE DEFAULT

TO/ PARA :
 Tom L McKenrick
 320 Laurel Run Rd.
 Penfield PA 15849-4524

DATE OF NOTICE/FECHA DEL AVISO: April 25, 2006

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY AN 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 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.

David S. Meholic, Court Admin.
 Clearfield County Courthouse
 Clearfield, PA 16830
 (814) 765-2641

GORDON & WEINBERG, P.C.

BY: _____

FREDERIC I. WEINBERG, ESQUIRE
 PAUL M. SCHOFIELD, JR., ESQUIRE

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

Genesis Financial Solutions, Inc. Conseco Finance

Vs.

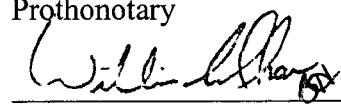
No. 2006-00310-CD

Tom L. McKenrick

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$1,874.43 on May 15, 2006.

William A. Shaw
Prothonotary



William A. Shaw

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Genesis Financial Solutions, Inc.
Conseco Finance
Plaintiff(s)

No.: 2006-00310-CD

Real Debt: \$1,874.43

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Tom L. McKenrick
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: May 15, 2006

Expires: May 15, 2011

Certified from the record this 15th day of May, 2006.



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

FILED Atty pd.
M 19:50 AM JUL 09 2007 2007
Qwnts
William A. Shaw to
Prothonotary/Clerk of Courts
Sheriff
GK

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
215/988-9600

Genesis Financial Solutions,
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to Conseco Finance
8405 Sw Nimbus Ave.
Beaverton, OR 97008--718

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick
320 Laurel Run Rd.
Penfield PA 15849-4524
and
Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830

GARNISHEE

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Issue writ of execution in the above matter,
directed to the Sheriff of Clearfield County;

(1) against

Tom L McKenrick

defendant(s) and

(2) against

Clearfield Bank & Trust

garnishee(s)

(3) AMOUNT DUE

\$1,874.43

INTEREST

from May 15, 2006

\$98.92

COSTS

Prothonotary fee

\$20.00

Sheriff fee

\$75.00

TOTAL

\$2,068.35

105.00

Prothonotary costs

FREDERIC I. WEINBERG, ESQUIRE
PAUL M. SCHOFIELD, JR., ESQUIRE
Attorney for Plaintiff

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
215/988-9600

Genesis Financial Solutions,
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to Conseco Finance
8405 Sw Nimbus Ave.
Beaverton, OR 97008--718

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick
320 Laurel Run Rd.
Penfield PA 15849-4524

and
Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830
GARNISHEE

WRIT OF EXECUTION
NOTICE

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have Legal rights to prevent your property from being taken. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached exemption claim form and demand for a prompt hearing; (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.
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.

David S. Meholic, Court Admin.
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

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CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick
320 Laurel Run Rd.
Penfield PA 15849-4524

and
Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830
GARNISHEE

CLAIM FOR EXEMPTION

TO THE SHERIFF:

I, the above named defendant, claim exemption of property
from levy or attachment:

(1) From my personal property in my possession which has
been levied upon,

(a) I desire that my \$300.00 statutory exemption be

[] (i) set aside in kind (specify property to be set
aside in kind):

[] (ii) paid in cash following the sale of the
property levied upon; or

(b) I claim the following exemption (specify property

and basis of exemption):

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300.00 statutory exemption: [] in cash; [] in kind (specify property)

;

(b) Social Security benefits on deposit in the amount of \$ _____

(c) Other (specify amount and basis of exemption):

I request a prompt Court hearing to determine the exemption.

Notice of the hearing should be given to me at: (include address and telephone)

I verify that the statements made in this Claim for Exemption are true and correct. I Understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

DATE: _____ Defendant:

THIS CLAIM TO BE FILED WITH:

Sheriff of Clearfield County
P.O. Box 549
Clearfield, PA 16830
814/765-2641

Note: Under paragraphs (1) and (2) of the writ, a description of specific property to be levied upon or attached may be set forth in the writ or included in a separate direction to the sheriff. Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided. Under paragraph (3) of the writ, the sheriff may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible personal property, see Rule 3108(a).

(b) Each court shall by local rule designate the officer, organization or person to be named in the notice.

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds

GORDON & WEINBERG, P.C.
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320 Laurel Run Rd.
Penfield PA 15849-4524

and

Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830

GARNISHEE

INTERROGATORIES IN ATTACHMENT

TO: **Clearfield Bank & Trust - GARNISHEE**

1. You are required to file answers to the following Interrogatories within twenty (20) days after service upon you. Failure to do so my result in judgment against you.
2. At the time you were served or at any subsequent time did you owe the defendant(s) any money or were you liable to him (her, them) on any negotiable or other written instrument, or did he (she, they) claim that you owed him (her, them) any money or were liable to him (her, them) for any reason?
3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold a fiduciary any property in which the defendant(s) had any interest?
5. At any time before or after you were served did the defendant(s) transfer or deliver any property to you or to any person or place pursuant to your direction or consent and what was the consideration thereof?
6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant(s) or to any person or place pursuant to his(her, their) direction or otherwise discharge any claim of the defendant(s) against you?
7. How much is the value of any property in your possession belonging to the defendant(s)?


FREDERIC I. WEINBERG, ESQUIRE
PAUL M. SCHOFIELD, JR., ESQUIRE
Attorney for Plaintiff

DATED: 7/3/07

COPY

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
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11 N Second St, PO Box 171
Clearfield PA 16830

GARNISHEE

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

Tom L McKenrick and

defendant(s)

(1) You are directed to levy upon the property of the defendant(s) and to sell defendant's(s) interest therein:

You are also directed to attach the property of the defendant(s) not levied upon in the possession of

Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830- **GARNISHEE**

(specifically describe property)

and to notify the garnishee(s) that (a) an attachment has been issued: (b) the garnishee(s) is(are) enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof.

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AMOUNT DUE	\$1,874.43
INTEREST	
from May 15, 2006	\$98.92
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$75.00</u>
TOTAL	\$2,068.35

125.00 *Total Prothonotary costs*

Prothonotary

BY:

William H. B. Jr.

Clerk

DATE:

July 9, 2007

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GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
215/988-9600

Genesis Financial Solutions,
Inc. as Successor in Interest
to Conseco Finance
8405 Sw Nimbus Ave.
Beaverton, OR 97008--718

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick
320 Laurel Run Rd.
Penfield PA 15849-4524

and
Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830
GARNISHEE

WRIT OF EXECUTION

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125.00

Prothonotary costs

FREDERIC I. WEINBERG, ESQUIRE &
PAUL M. SCHOFIELD, JR., ESQUIRE
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
(215) 988-9600

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GARNISHEE

NOTICE TO CO-OWNER OF ATTACHMENT OF PROPERTY

Date: _____

The bank account or other property that you own with the defendant, has been attached by plaintiff, to satisfy a judgment obtained by the plaintiff against the defendant. Your money or property may soon be taken even though you own nothing to the plaintiff.

If some of the funds in the account or some of the property held by the garnishee belongs to you, you should contact the bank or garnishee to see if it is defending your funds or property against garnishment. If the bank or garnishee is not defending against garnishment of your property, you can prevent garnishment by filing a Petition with the Sheriff.

To protect your funds or property, you should complete the attached Petition to Intervene, Stay and Set Aside Writ of Execution as to Non-Judgment Debtor Property and file it in the Office of the Sheriff, 1321 Arch Street, 7th Floor, Philadelphia, PA 19107 within fifteen (15) day after the date of this Notice. For additional information, you may call the Sheriff's Office at 686-3530.

David S. Meholic, Court Admin.
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641
EXHIBIT "F"

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
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COURT OF COMMON PLEAS
CLEARFIELD COUNTY

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Penfield PA 15849-4524

and
Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830
GARNISHEE

**PETITION TO INTERVENE, STAY AND SET ASIDE
WRIT OF EXECUTION AS TO NON-JUDGMENT DEBTOR PROPERTY**

This Petition respectfully represents:

1. I, _____, the Petitioner, am a party in interest and hereby move to intervene in this garnishment proceeding pursuant to Pa. R. Civ. P. Nos. 3121 and 2326 et seq.

2. The plaintiff has attached personal property belonging to me currently in the possession of the garnishee.

3. This attached property consists of:
____ money held in a bank account held in common or
jointly with the defendant;
____ other (specify) _____

4. The Writ of Execution must be stayed and set aside as to my property because the plaintiff does not have the legal right to attach and or garnish property other than that belonging to the judgment debtor in this matter.

5. I verify that the foregoing statement of fact are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the

penalties of 18 Pa. C.S.A. Sec. 4904 relating to unsworn
falsifications to authorities.

Date: _____

Petitioner

EXHIBIT "G"

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
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Genesis Financial Solutions,
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COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

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Tom L McKenrick
320 Laurel Run Rd.
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and
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11 N Second St, PO Box 171
Clearfield PA 16830

GARNISHEE

**APPLICATION TO PROCEED IN FORMA PAUPERIS
(PROPERTY CLAIM PETITION TO INTERVENE,
STAY AND SET ASIDE WRIT OF EXECUTION)**

TO THE SHERIFF:

1. My personal property is subject to levy or attachment due to a judgment against another person.
2. Because of my financial condition, I am unable to pay the fees and costs of filing my Property Claim form Petition to Intervene, Stay and Set Aside Writ of Execution, and to defend my property interests.
3. I am unable to obtain funds from anyone, including my family and associates, to pay the costs of this litigation. I understand that I have a continuing obligation to inform the Court of improvements in my financial circumstances which would permit me to pay the costs incurred herein.
4. I verify that the information disclosed on this Application and the attached Financial Statement are true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to

penalties of 18 Pa. C.S.A. Sec. 4904 relating to unsworn
falsification to authorities.

Date: _____

APPLICANT

EXHIBIT "H"

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
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COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

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Penfield PA 15849-4524

and
Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830
GARNISHEE

FINANCIAL STATEMENT

(a) Name: _____
Address: _____

Social Security Number: _____

(b) Employment
If you are presently employed, state
Employer: _____
Address: _____

Salary or Wages per month: _____
Type of work: _____

(c) Other income within the past twelve months:
Business or profession: _____

Other self-employment: _____

Interest: _____ Dividends: _____

Pension and annuities: _____

Social Security benefits: _____ Support payments: _____

Disability payments: _____

Unemployment Compensation/

Workers Compensation_____

Public Assistance:_____ Other:_____

(d) Other Contributions to Household Support

(Wife) (Husband) Name:_____

If you (wife)(husband) is employed, state

Employer:_____

Salary or wages per month:_____

Type of work:_____

Contributions from Children:_____

Contributions from Parents:_____

Other Contributions:_____

(e) Property Owned

Cash:_____

Checking Account:_____ Savings Account:_____

Certificates of Deposit:_____

Real Estate (including home):_____

Motor Vehicle: Make _____ Year _____

Cost _____ Amount Owed:_____

Stocks, bonds:_____ Other:_____

(f) Debts and Obligations

Mortgage:_____ Rent:_____

Loans:_____ Other:_____

(g) Persons Dependant upon you for support

(Wife)(Husband) Name:_____

Children, if any:

Name:_____ Age:_____

Age:_____

Other persons:

Name:_____

Relationship:_____

EXHIBIT "H-1"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102985
NO: 06-310-CD
SERVICE # 1 OF 1
WRIT OF EXECUTION; INTERROGATORIES TO

GARNISHEE

PLAINTIFF: GENESIS FINANCIAL SOLUTIONS, INC.

vs.

DEFENDANT: TOM L. MCKENRICK

TO: CLEARFIELD BANK & TRUST, Garnishee

SHERIFF RETURN

NOW, July 12, 2007 AT 10:52 AM SERVED THE WITHIN WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON CLEARFIELD BANK & TRUST, Garnishee DEFENDANT AT 11 N SECOND ST. PO BOX 171, CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO KATHY JACOBSON, OFFICE MANAGER A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DEHAVEN /

FILED
07-13-07
JUL 13 2007
S
William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GORDON	35888	10.00
SHERIFF HAWKINS	GORDON	35888	28.50

Sworn to Before Me This

____ Day of _____ 2007

So Answers,

Chester A. Hawkins
by Marilyn H. Hause
Chester A. Hawkins
Sheriff

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
PAUL M. SCHOFIELD, JR., ESQUIRE
Identification No.: 81894
21 SOUTH 21ST STREET
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215/988-9600

Genesis Financial Solutions,
Inc. as Successor in Interest
to Conseco Finance
8405 Sw Nimbus Ave.
Beaverton, OR 97008--718

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick
320 Laurel Run Rd.
Penfield PA 15849-4524

and
Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830

GARNISHEE

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

Tom L McKenrick and

defendant(s)

(1) You are directed to levy upon the property of the defendant(s) and to sell defendant's(s) interest therein:

You are also directed to attach the property of the defendant(s) not levied upon in the possession of

Clearfield Bank & Trust
11 N Second St, PO Box 171
Clearfield PA 16830- **GARNISHEE**

(specifically describe property)

and to notify the garnishee(s) that (a) an attachment has been issued: (b) the garnishee(s) is(are) enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof.

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Sheriff fee	<u>\$75.00</u>
TOTAL	\$2,068.35

125.00 *Total Prothonotary costs*

Prothonotary

Received this writ this 9 day BY:
of July A.D. 2007
At 11:00 A.M. (P.M.)

Willie L. Har BO

Clerk

Sheriff *Chester A. Hawkins* DATE: July 9, 2007
by Marilyn Har

IF SOCIAL SECURITY OR SUPPLEMENTAL SECURITY INCOME FUNDS ARE DIRECTLY DEPOSITED INTO AN ACCOUNT OF THE DEFENDANT, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE ANY FUNDS THAT MAY BE TRACED TO SUCH DIRECT DEPOSITS. IN ADDITION, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE \$300.00 IN THE ACCOUNT OF THE DEFENDANT.

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125.00 *Total Prothonotary costs*

Prothonotary

Received this writ this 9 day BY:
of July A.D. 2007
At 3:00 A.M. (P.M.)

*Willie L. Hines
BO*

Clerk

Sheriff

*Clute A. Hauler
by Marilyn Hines*

DATE:

July 9, 2007

IF SOCIAL SECURITY OR SUPPLEMENTAL SECURITY INCOME FUNDS ARE DIRECTLY DEPOSITED INTO AN ACCOUNT OF THE DEFENDANT, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE ANY FUNDS THAT MAY BE TRACED TO SUCH DIRECT DEPOSITS. IN ADDITION, THE LEVY AND ATTACHMENT SHALL NOT INCLUDE \$300.00 IN THE ACCOUNT OF THE DEFENDANT.

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COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

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(specifically describe property)

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125.00 *Total Prothonotary costs*

Prothonotary
Received this writ this 9 day
of July A.D. 2007 BY:
At 3:00 A.M. P.M.

Willie L. Shar
BA

Clerk

Chester A. Hawkes
Sheriff *by Manly Hays* DATE: July 9, 2007

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PAUL M. SCHOFIELD, JR, ESQUIRE
21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103
(215) 988-9600

**COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA**

FILED

GENESIS FINANCIAL SOLUTIONS, INC
(Plaintiff)

CIVIL ACTION

AUG 15 2007
01/15/07
William A. Shaw
Prothonotary/Clerk of Courts

2 COPIES TO
C B&T

Frederic I. Weinberg, Esquire
Attorney for Plaintiff
(Street Address)
21 South 21st St.
Philadelphia, PA 19103
(City, State Zip)

No. 2006-310-CD

Type Case: CIVIL

Type of Pleading: Answers to
Interrogatories

VS.

Filed on Behalf of:
Clearfield Bank & Trust Company

(Garnishee)

TOM L. MCKENRICK
(Defendant)

Lori A. Kurtz
(Filed by)
11 N. 2nd St., P.O. Box 171
Clearfield, PA 16830
(Address)
814-765-7551 or 814-762-8825
(Phone)

Lori A. Kurtz
(Signature)

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

GENESIS FINANCIAL SOLUTIONS, INC. :
PLAINTIFF :
VS. : No.: 2006-310-CD
TOM L. MCKENRICK :
DEFENDANT(s) :
AND :
CLEARFIELD BANK & TRUST COMPANY :
GARNISHEE(s) :

To: The Prothonotary of Clearfield County

The Clearfield Bank & Trust Company, Garnishee, files answers to plaintiff's interrogatories as follows:

The answer to the Plaintiff's interrogatories #2 is NO.

The answer to the Plaintiff's interrogatories #3 is NO.

The answer to the Plaintiff's interrogatories #4 is NO.

The answer to the Plaintiff's interrogatories #5 is NO.

The answer to the Plaintiff's interrogatories #6 is NO.

The answer to the Plaintiff's interrogatories #7 is N/A.

Date August 15, 2007



Lori A. Kurtz
Collection Manager
Clearfield Bank & Trust Company

2019284

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
JOEL M. FLINK, ESQUIRE
Identification No.: 41200
1001 E. Hector Street, Ste 220
Conshohocken, PA 19428
484/351-0500

Genesis Financial Solutions,
Inc. as Successor in Interest
to Conseco Finance

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-310-CD

Tom L McKenrick

and
Clearfield Bank & Trust
Company
Garnishee

FILED *acc A/H*
m/11/35Um *Weinberg.*
OCT 01 2007 *rd \$7.00*
WAS

PRAECIPE TO DISSOLVE ATTACHMENT

William A. Shaw
Prothonotary/Clerk of Courts

TO THE PROTHONOTARY:

Kindly mark the attachment of the defendant's bank account
with Clearfield Bank & Trust Company, as Garnishee in the above
entitled matter satisfied and dissolve the attachment of the
defendant's bank account.

GORDON & WEINBERG, P.C.

BY: *[Signature]*

FREDERIC I. WEINBERG, ESQUIRE
JOEL M. FLINK, ESQUIRE
Attorney for Plaintiff

P011