

06-369-CD
LVNV Funding LLC et al vs Bruce
Lenz

2006-369-CD
LVNV Funding et al vs Bruce Lenz

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

LVNV FUNDING, LLC
ASSIGNEE OF SHERMAN AQUISITION
ASSIGNEE OF SEARS
Plaintiff

No. 06-369-CD

C/O WOLPOFF & ABRAMSON, L.L.P.
4660 TRINDLE ROAD, 3rd FLOOR
CAMP HILL, PA 17011

Type of Case: Contract

VS.

BRUCE LENZ
Defendant(s)

BRUCE LENZ
61 BETH LN
WOODLAND PA 16881

Type of Pleading:

Filed on Behalf of: Plaintiff

FILED pd \$85.00 AAtty
m/10:58am (u) ICC Atty
MAR 09 2006 ICC Staff

William A. Shaw
Prothonotary

Date: 3/2/06

C
Amy F. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholic #86341 / Andrew C. Spears #87737
David R. Galloway #87326 / Tonilyn M. Chippie #87852
Sarah E. Ehasz #86469 / Robert N. Polas, Jr. #201259
Bruce H. Cherkis #18837 / Ronald S. Canter #94000
Ronald M. Abramson #94266
WOLPOFF & ABRAMSON, L.L.P.
Attorneys in the Practice of Debt Collection
4660 Trindle Road, 3rd Floor
Camp Hill, PA 17011
Telephone: (717) 303-6700
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC	:No.
ASSIGNEE OF SHERMAN AQUISITION	:
ASSIGNEE OF SEARS	:
Plaintiff	:
VS	:CIVIL ACTION - LAW
BRUCE LENZ	:
Defendant(s)	:
	:

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 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 or any other claim or relief requested by the Plaintiff. You may lose money or property 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 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.

Clearfield County Courthouse
David S. Meholic, Court Administrator 230 East Market Street
Clearfield, PA 16830-
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC	:No.
ASSIGNEE OF SHERMAN AQUISITION	:
ASSIGNEE OF SEARS	:
Plaintiff	:
VS	:CIVIL ACTION - LAW
BRUCE LENZ	:
Defendant(s)	:

AVIOS PARA DEFENDER

USTED HA SIDO DEMANDADO/A EN LA CORTE. Si usted desea defender conta la demanda puestas en las siguientes paginas, usted tienen que tomar acción dentro veinte (20) dias después que esta Demanda y Aviso es servido, con entrando por escrito una apariencia personalmente o por un abogado y archivando por escrito con la Corte sus defensas o objeciones a las demandas puestas en esta contra usted. Usted es advertido que si falla de hacerlo el caso puede proceder sin usted y un juzgamiento puede ser entrado conta usted por la Corte sin mas aviso por cualquier dinero reclamado en la Demanda o por cualquier otro reclamo o alivio solicitado por Demandante. Usted puede perder dinero o propiedad o otros derechos importante para usted.

USTED DEBE LLEVAR ESTE PAPEL A SU ABOGADO ENSEGUIDA. SI USTED NO TIENE UN ABOGADO, VAYA O LLAME POR TELEFONO LA OFICINA FIJADA AQUI ABAJO. ESTA OFICINA PUEDE PROVEERE CON INFORMACION DE COMO CONSEGUIR UN ABOGADO.

SI USTED NO PUEDE PAGARLE A UN ABOGADO, ESTA OFICINA PUEDE PROVEERE INFORMACION ACERCA AGENCIAS. QUE PUEDAN OFRECER SERVICIOS LEGAL A PERSONAS ELIGIBLE AQ UN HONORARIO REDUCIDO O GRATIS.

Clearfield County Courthouse
David S. Meholick, Court Administrator 230 East Market Street
Clearfield, PA 16830-
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC	:	
ASSIGNEE OF SHERMAN AQUISITION	:	No.
ASSIGNEE OF SEARS	:	
Plaintiff	:	
VS	:	
BRUCE LENZ	:	CIVIL ACTION - LAW
Defendant(s)	:	
	:	

COMPLAINT

AND NOW, comes the Plaintiff, by and through its attorneys and the law firm of Wolpoff & Abramson, LLP, and files this Complaint and in support avers as follows:

1. Plaintiff, LVNV FUNDING, LLC ASSIGNEE OF SHERMAN AQUISITION ASSIGNEE OF SEARS , 15 South Main Street Greenville, SC 29601 is a business entity doing business within the Commonwealth of Pennsylvania and the other states of the United States.
2. Defendant, BRUCE LENZ, is an adult individual with a last known address of 61 Beth Ln Woodland, Clearfield County, PA 16881.
3. It is averred that Defendant was issued an open end credit account (hereinafter "Account").
4. At all relevant times material hereto, Defendant has been regular users of said Account for the purchase of products, goods and/or for obtaining services.
5. Defendant was provided with copies of the Statement of Accounts showing all debits and credits for transactions on the aforementioned credit card account to which there was no bona fide objection by Defendant. A true and correct copy of the Statement of Account is attached hereto, incorporated herein and marked as Exhibit "A".
6. Defendant did not object to the above-mentioned statement submitted by Plaintiff and/or its assignors to Defendant.

7. As of the date of this Complaint, the remaining balance due, owing and unpaid on Defendant's credit card account as a result of the charges made by said Defendant and/or any authorized users is the sum of \$6,918.12.

8. Interest has accrued from the charge off date at a rate of 18 %.

9. As of the date of the filing of this Complaint, the amount of interest which has accrued is the sum of \$4,022.36.

10. As of the filing of this Complaint, Plaintiff has incurred reasonable attorney's fees from the law office of Wolpoff & Abramson, LLP in the collection of the amounts due from Defendant incident to the within action based upon 20% of the principal amount due and owing, and Plaintiff shall continue to incur such attorney's fees through the conclusion of the proceedings.

11. The amount of attorney's fees which has accrued is the sum of \$1,383.62.

12. Despite reasonable and repeated demands for payment, Defendant has refused and continues to refuse to pay all sums due and owing on the aforementioned account balance, all to the damage and detriment of the Plaintiff.

13. Plaintiff performed any and all conditions precedent to the bringing of this action.

14. The amount in controversy is within the jurisdictional amount requiring compulsory arbitration.

WHEREFORE, Plaintiff respectfully requests this Honorable Court enter Judgment in favor of the Plaintiff and against Defendant in the amount of \$6,918.12, plus interest in the amount of \$4,022.36, plus attorney's fees in the amount of \$1,383.62, plus costs of this action and any other relief as this Court deems just and reasonable.

Respectfully Submitted,

Date: 3/2/06



Amy F. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholic #86341 / Andrew C. Spears #87737
David R. Galloway #87326 / Tonilyn M. Chippie #87852
Sarah E. Ehasz #86469 / Robert N. Polas, Jr. #201259
Bruce H. Cherkis #18837 / Ronald S. Canter #94000
Ronald M. Abramson #94266
WOLPOFF & ABRAMSON, L.L.P.
Attorneys in the Practice of Debt Collection
4660 Trindle Road, 3rd Floor
Camp Hill, PA 17011
Telephone: (717) 303-6700
Counsel for Plaintiff

VERIFICATION

The undersigned hereby states that they are the attorney for the Plaintiff who is located outside of this jurisdiction and in order to file the within document in an expedient and timely manner, they are authorized to take this verification on behalf of said Plaintiff in the within action and verifies that the statements made in the foregoing Pleading are true and correct to the best of their knowledge, information, and belief, based upon information provided by the Plaintiff.

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

Date: 3/2/06



Amy F. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholic #86341 / Andrew C. Spears #87737
David R. Galloway #87326 / Tonilyn M. Chippie #87852
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Attorneys in the Practice of Debt Collection
4660 Trindle Road, 3rd Floor
Camp Hill, PA 17011
Telephone: (717) 303-6700
Counsel for Plaintiff

Exhibit "A"

ACCT#5121071834077723 BAL 6918.12 C/O DT 09/07/03 LPYMT DT 11/30/02
NAME BRUCE LENZ
ADDR 61 BETH LN
CITY ST ZIP WOODLAND PA 16881
HMPH 8148577128 WKPH SSN XXX-XX-2079
*SFG-ACCTID *SFG-PORTF-ID*SFG-BATCH-ID*SFG-POOL *SFG-CARD-TYPE
77452139 2913 60306 SMC
*SFG-MERCHANT *SFG-ACCT-NO
SEARS 5121071834077723
*SFG-SSN *SFG-DOB *SFG-PREFIX*SFG-F-NAME
XXX-XX-2079 BRUCE
*SFG-L-NAME *SFG-SUFFIX
LENZ
*SFG-ADDR1
61 BETH LN
*SFG-ADDR2 *SFG-CITY *SFG-ST
WOODLAND PA
*SFG-ZIP *SFG-HOME-PH *SFG-WORK-PH *SFG-WIRELESS-PH
16881 8148577128
*SFG-OTHER-PH *SFG-POE
*SFG-POE-ADDR *SFG-CO-DEB-SSN*SFG-CO-DEB-DOB
XXX-XX-0000
*SFG-CO-DEB-PREFIX*SFG-CO-DEB-FRST-NAME
*SFG-CO-DEB-LST-NAME *SFG-CO-DEB-SUFFIX
*SFG-CO-DEB-ADDR
*SFG-CO-DEB-ADDR2 *SFG-CO-DEB-CITY
*SFG-CO-DEB-ST*SFG-CO-DEB-ZIP*SFG-CO-DEB-HM-PH *SFG-CO-DEB-WK-PH
*SFG-CO-DEB-WIRELESS-PH*SFG-CO-DEB-OTH-PH
*SFG-CO-DEB-POE
*SFG-CO-DEB-POE-ADDR1 *SFG-ORG-DT*SFG-ORG-AMT

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

LNU FUNDING, LLC
ASSIGNEE OF STERLING AQUISITION
ASSIGNEE OF SEARS
(Plaintiff)

CIVIL ACTION

No. 06-369-CD
Type of Case: CONTRACT
CIVIL ACTION

Type of Pleading: _____

VS.

Bruce Lenz
(Defendant)

Filed on Behalf of:

Defendant
(Plaintiff/Defendant)

61 BETH LAURE
(Street Address)
WOOLACOM, PA 16881
(City, State ZIP)

Bruce Lenz
(Filed by)

61 BETH LAURE, WOOLACOM, PA
(Address)

814-857-7128
(Phone)

Bruce L
(Signature)

FILED
04/06/06
APR 11 2006
(W)

William A. Shaw
Prothonotary/Clerk of Courts

To: Court of Common Pleas of Clearfield County
From: Bruce Lenz, Woodland PA

Concerning: Notice of Civil Action – Law, No. 06-369-CD

Clearfield County Courthouse
David S. Meholic, Court Administrator
230 East Market Street
Clearfield, PA 16830

Dear Mr. Meholic,

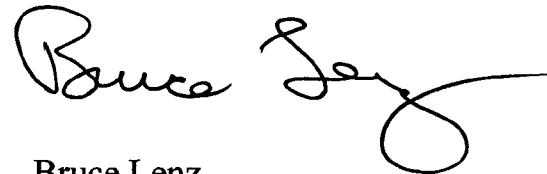
This is in response to the notice that I was served. I am not sure if this should be addressed to you or another person, but I wish to address the civil action being brought against me concerning a credit card balance that is unpaid.

My wife and I moved to Pennsylvania in 2000. Before that we were living in the Midwest and I was employed in the electrical field and had very good credit. Since moving here, several circumstances have happened that have put myself in somewhat financial difficulty. My wife was employed immediately when moving here for about \$6.00 per hour, but I was unable to find employment in the electrical field in this area. I found a job driving tri-axle truck, but was then laid off approximately 4 months later. I was then unemployed for a period of time before finding another job driving truck. Finally in 2002, I found a job as an electrical instructor in Dubois. Unfortunately, less than a year later, my wife became disabled and is longer able to work. She filed for disability, but was denied so for the past two years approximately have had no monthly income from her. During this time period starting in 2000, my house in the Midwest was for sale, but could not find a buyer for it. We were living with family at the time, but have since have had to get a place of our own. When we first moved here, we both had vehicle payments and after a period of time was forced to use my retirement from my previous job to pay off the vehicles as the strain was too much. During this whole time, some bills we managed to keep paying, but others we simply could not afford to.

At the current time, we are attempting and have started to pay off some of our debt, but it has been difficult without a monthly income from my wife. I am still employed as an electrical instructor and my wife babysits our grandson about two days a week. One of our vehicles is used for my transportation to work and the other for my wife to go to babysit our grandson.

We are attempting to pay off our debt as we believe that all debt should be paid. However, I am requesting that a judgement not be brought against myself concerning this matter. I am not totally sure of all the laws concerning this matter, but believe that a judgement against me would hinder our attempts to pay off our debt. We are slowly getting back on our feet so to speak and making progress in paying our debt. Thank you for your consideration in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Bruce Lenz". The signature is fluid and cursive, with "Bruce" on the left and "Lenz" on the right, connected by a flourish.

Bruce Lenz

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101332
NO: 06-369-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: LVNV FUNDING, LLC ASSIGNEE OF SHERMAN AQUISITION ASSIGNEE OF SEARS
vs.
DEFENDANT: BRUCE LENZ

SHERIFF RETURN

NOW, March 20, 2006 AT 11:29 AM SERVED THE WITHIN COMPLAINT ON BRUCE LENZ DEFENDANT AT 61 BETH LN, WOODLAND, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO VICKI LENZ, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: HUNTER / NEVLING

FILED
03-24-06
APR 20 2006
LS

William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WOLPOFF	11678	10.00
SHERIFF HAWKINS	WOLPOFF	11678	22.45

Sworn to Before Me This

So Answers,

____ Day of _____ 2006

Chester A. Hawkins
by Maury Harr
Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC,
ASSIGNEE OF SHERMAN ACQUISITION
ASSIGNEE OF SEARS

Plaintiff

NO. 06-369-CD

v.

BRUCE LENZ

Defendant

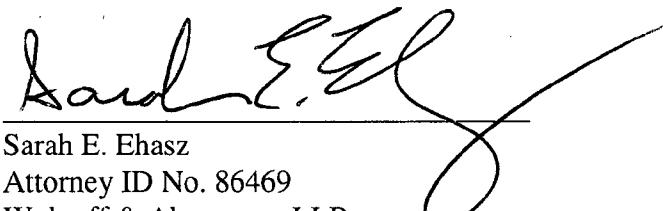
CIVIL ACTION - LAW

PRAECIPE FOR JUDGE ASSIGNMENT

To the Prothonotary:

Kindly assign the above-referenced matter to a judge, in order to schedule
an argument date for consideration of Plaintiff's Motion for Judgment on the
Pleadings.

Respectfully submitted,



Sarah E. Ehasz
Attorney ID No. 86469
Wolpoff & Abramson, LLP
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
(717) 303-6700
Counsel for Plaintiff

LAW OFFICES
WOLPOFF & ABRAMSON, L.L.P.
ATTORNEYS IN THE PRACTICE
OF DEBT COLLECTION
4660 TRINDLE ROAD
THIRD FLOOR
CAMP HILL, PA 17011
717-303-6700

FILED
M 11/03/07 2007
AUG 20 2007 Atty
GK

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC,
ASSIGNEE OF SHERMAN ACQUISITION
ASSIGNEE OF SEARS
Plaintiff : NO. 06-369-CD

v.
CIVIL ACTION - LAW
BRUCE LENZ
Defendant

CERTIFICATE OF SERVICE

The undersigned does hereby certify that I served a copy of the foregoing
Praecipe for Judge Assignment, Postage Pre-Paid, on this 17th day of
August, 2007.

Bruce Lenz
61 Beth Lane
Woodland, PA 16881



Sarah E. Ehasz, Esquire ID No. 86469
Wolpoff & Abramson, LLP
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
(717) 303-6700
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC,
ASSIGNEE OF SHERMAN ACQUISITION
ASSIGNEE OF SEARS
Plaintiff : NO. 06-369-CD

v.
BRUCE LENZ
Defendant : CIVIL ACTION - LAW

PLAINTIFF'S MOTION FOR JUDGMENT ON THE PLEADINGS

AND NOW, comes Plaintiff LVNV FUNDING, LLC, by and through its attorneys, Wolpoff & Abramson, L.L.P., and files the within Motion for Judgment on the Pleadings, of which the following is a statement:

1. Plaintiff is LVNV FUNDING, LLC, Assignee of Sherman Acquisition, Assignee of Sears, located at 15 South Main Street Greenville, SC 29601.
2. Defendant BRUCE LENZ is an adult individual with a last known address of 61 Beth Lane, Woodland, Clearfield County, PA 16881.
3. On or about February 21, 2006, Plaintiff filed a Complaint against Defendant seeking to recover monies due Plaintiff for charges incurred on an open end credit card account issued to Defendant by Plaintiff's assignor.
4. On or about April 11, 2006, Defendant filed an Answer in response to said Complaint. A true and correct copy of said Answer is attached hereto, incorporated herein and marked as Plaintiff's Exhibit "A."

LAW OFFICES
WOLPOFF & ABRAMSON, L.L.P.
ATTORNEYS IN THE PRACTICE
OF DEBT COLLECTION
4660 TRINDE ROAD
THIRD FLOOR
CAMP HILL, PA 17011
717-303-6700

FILED 2cc
M 11/03/07
AUG 20 2007 Atty
6K
William A. Shaw
Prothonotary/Clerk of Courts

5. That Defendant's answer to Complaint did not contain New Matter to which Plaintiff needed to respond.

6. Defendant did not respond to any numbered paragraph of the Complaint. Instead, Defendant included several paragraphs that had no correlation with the numbered paragraphs contained in the Complaint. In said Paragraphs, Defendant does not deny owing the amount alleged, but instead indicates in pertinent part that "At the current time, we are attempting and have started to pay off some of our debt, but it has been difficult without a monthly income from my wife . . . We are attempting to pay off our debt as we believe that all debt should be paid." See Exhibit "A" as previously identified and incorporated herein.

7. Pennsylvania Rule of Civil Procedure 1029(b) states, "A responsive pleading shall admit or deny each averment of fact in the preceding pleading or any part thereof to which it is responsive."

8. Pennsylvania Rule of Civil Procedure 1029(b) states, "averments in a pleading to which a responsive pleading is required are admitted when not denied specifically or by necessary implication."

9. Pennsylvania Rule of Civil Procedure 1029(b) further states, "a general denial or a demand for proof, except as provided by subdivisions (c) and (e) of this rule, shall have the effect of an admission." Neither 1029 (c) or 1029 (e) are applicable to this matter.

10. The pleadings are closed and time exists within which to dispose of this motion without delaying trial.

11. The pleadings filed of record show that no genuine issue of material fact exists to be tried. Furthermore, it would appear that the Defendant has specifically admitted to the allegations in Plaintiff's Complaint.

12. Plaintiff is entitled to judgment on the pleadings as a matter of law.

WHEREFORE, Plaintiff, LVNV FUNDING, LLC, respectfully asks that this Honorable Court enter judgment in favor of Plaintiff and against Defendant BRUCE LENZ in the amount of \$6,918.12, plus interest in the amount of \$4,022.36, plus attorney's fees in the amount of \$1,383.62, plus costs of this action and any other relief as this Court deems proper and just.

Respectfully submitted,



Sarah E. Ehasz
Attorney ID No. 86469
Wolpoff & Abramson, LLP
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
(717) 303-6700
Counsel for Plaintiff

LAW OFFICES
WOLPOFF & ABRAMSON, L.L.P.
*ATTORNEYS IN THE PRACTICE
OF DEBT COLLECTION*
4660 TRINDE ROAD
THIRD FLOOR
CAMP HILL, PA 17011
717-303-6700

EXHIBIT "A"

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

LNU FUNDING, LLC
ASSIGNOR OF SHERMAN AQUITION

ASSIGNEE OF SEARS
(Plaintiff)

CIVIL ACTION

(Street Address)

(City, State ZIP)

No. 06-369-CD

Type of Case: CONTRACT ~~CIVIL ACTION~~

Type of Pleading: _____

Filed on Behalf of:

Bruce Lenz
(Plaintiff/Defendant)

vs.

Bruce Lenz
(Defendant)

61 Bnk Lne
(Street Address)

WOOLACOM PA 16881
(City, State ZIP)

Bruce Lenz
(Filed by)

61 Bnk Lne, WOOLACOM
(Address)

814-857-7128
(Phone)

Bruce L
(Signature)

FILED
APR 11 2006
1400 PM
COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

William A. Shaw
Prothonotary/Clerk of Courts

152724545

To: Court of Common Pleas of Clearfield County
From: Bruce Lenz, Woodland PA

Concerning: Notice of Civil Action – Law, No. 06-369-CD

Clearfield County Courthouse
David S. Meholick, Court Administrator
230 East Market Street
Clearfield, PA 16830

Dear Mr. Meholick,

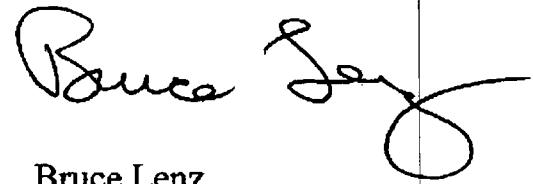
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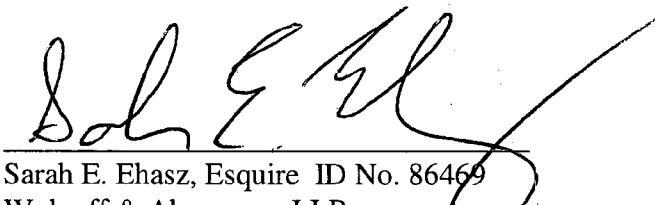
Sincerely,

A handwritten signature in black ink, appearing to read "Bruce Lenz". The signature is fluid and cursive, with "Bruce" on the left and "Lenz" on the right, connected by a flourish.

Bruce Lenz

VERIFICATION

The undersigned hereby states that she is the attorney for Plaintiff LVNV FUNDING, LLC, who is located outside of this jurisdiction and in order to file the within document in an expedient and timely manner, he is authorized to make this verification on behalf of said Plaintiff in the within action and verifies that the statements made in the foregoing Motion are true and correct to the best of his knowledge, information, and belief, based upon information provided by Plaintiff. The undersigned understands that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.



Sarah E. Ehasz, Esquire ID No. 86469
Wolpoff & Abramson, LLP
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
(717) 303-6700
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

FILED
0140061
AUG 29 2007

William A. Shaw
Prothonotary/Clerk of Courts
2cc Atty Ehasz

LVNV FUNDING, LLC, :
ASSIGNEE OF SHERMAN ACQUISITION :
ASSIGNEE OF SEARS :
Plaintiff : NO. 06-369-CD

v. : CIVIL ACTION - LAW

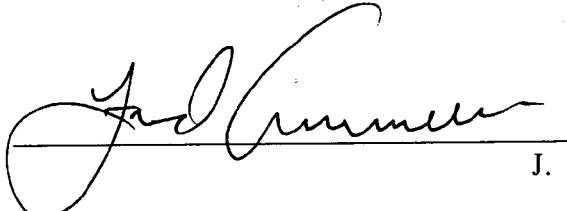
BRUCE LENZ :
Defendant :

ORDER

AND NOW, this 28 day of August, 2007, upon consideration of the foregoing motion, it is hereby ordered that:

- (1) a rule is issued upon the respondent to show cause why the moving party is not entitled to the relief requested;
- (2) the respondent shall file an answer to the motion within 20 days of this date;
- (3) the motion shall be decided under Pa.R.C.P. 206.7;
- (4) depositions and any other discovery shall be completed within _____ days of this date;
- (5) an evidentiary hearing on disputed issues of material fact shall be held on _____, in the Clearfield County Courthouse, Clearfield, Pennsylvania, in Courtroom No. _____;
- (6) argument shall be held on October 5, 2007 in Courtroom No. 1 of the Clearfield County courthouse; and 1:30 P.M.
- (7) notice of the entry of this order shall be provided to all parties by the moving party.

BY THE COURT:


J. A. Lummus

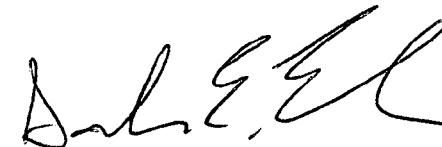
IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDLING, LLC, :
ASSIGNEE OF SHERMAN ACQUISITION :
ASSIGNEE OF SEARS :
Plaintiff : NO. 06-369-CD
v. :
BRUCE LENZ : CIVIL ACTION - LAW
Defendant :
:

CERTIFICATE OF SERVICE

The undersigned does hereby certify that I served a copy of the foregoing
Motion for Judgment on the Pleadings by Regular Mail, Postage Pre-Paid, on
this 7th day of August, 2007.

Bruce Lenz
61 Beth Lane
Woodland, PA 16881



Sarah E. Ehasz, Esquire ID No. 86469
Wolpoff & Abramson, LLP
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
(717) 303-6700
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

FILED *ICC*
10/12/2007 Atty
OCT 04 2007 *Ehasz*

William A. Shaw
Prothonotary/Clerk of Courts *(64)*

LVNV FUNDING, LLC,
ASSIGNEE OF SHERMAN ACQUISITION :
ASSIGNEE OF SEARS :
Plaintiff : NO. 06-369-CD

v.

CIVIL ACTION - LAW

BRUCE LENZ
Defendant

PLAINTIFF'S MOTION FOR CONTINUANCE OF ARGUMENT DATE

AND NOW, comes Plaintiff LVNV FUNDING, LLC, by and through its attorneys, Wolpoff & Abramson, L.L.P., and files the within Motion for Continuance of Argument Date, of which the following is a statement:

1. Plaintiff is LVNV FUNDING, LLC, Assignee of Sherman Acquisition, Assignee of Sears, located at 15 South Main Street Greenville, SC 29601.

2. Defendant BRUCE LENZ is an adult individual with a last known address of 61 Beth Lane, Woodland, Clearfield County, PA 16881.

3. Plaintiff filed a Motion for Judgment on the Pleadings with this Honorable Court in August of 2007.

4. On August 28, 2007, the Honorable Fredric J. Ammerman issued an Order scheduling the Motion for argument on October 5, 2007 at 1:30 p.m. in Courtroom number 1. A copy of said Order is attached as Plaintiff's Exhibit "A."

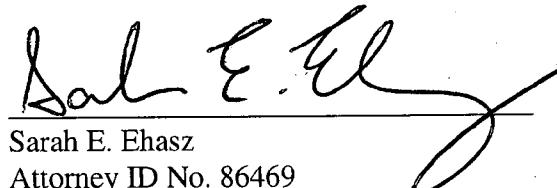
5. Plaintiff's counsel called the Court Administrator's office for additional information today and was notified that it was Plaintiff's obligation to serve a copy of the scheduling Order on Defendant.

6. Plaintiff's counsel was unaware of this requirement and believed that the Defendant would have been notified of the argument date by the Court.

7. Plaintiff would request a continuance of the currently scheduled argument so that Plaintiff can properly serve the Defendant with notice of the argument date.

WHEREFORE, Plaintiff, LVNV FUNDING, LLC, respectfully asks that this Honorable Court re-schedule the argument date for Plaintiff's Motion for Judgment on the Pleadings.

Respectfully submitted,



Sarah E. Ehasz
Attorney ID No. 86469
Wolpoff & Abramson, LLP
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
(717) 303-6700
Counsel for Plaintiff

VERIFICATION

The undersigned hereby states that she is the attorney for Plaintiff L V N V FUNDING, LLC, who is located outside of this jurisdiction and in order to file the within document in an expedient and timely manner, he is authorized to make this verification on behalf of said Plaintiff in the within action and verifies that the statements made in the foregoing Motion are true and correct to the best of his knowledge, information, and belief, based upon information provided by Plaintiff. The undersigned understands that false statements herein are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.



Sarah E. Ehasz, Esquire ID No. 86469
Wolpoff & Abramson, LLP
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
(717) 303-6700
Counsel for Plaintiff

LAW OFFICES
WOLPOFF & ABRAMSON, L.L.P.
ATTORNEYS IN THE PRACTICE
OF DEBT COLLECTION
4660 TRINDE ROAD
THIRD FLOOR
CAMP HILL, PA 17011
717-303-6700

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC, :
ASSIGNEE OF SHERMAN ACQUISITION :
ASSIGNEE OF SEARS :
Plaintiff : NO. 06-369-CD
v. :
CIVIL ACTION - LAW
BRUCE LENZ :
Defendant :

ORDER

AND NOW, this 28 day of August, 2007, upon consideration of
the foregoing motion, it is hereby ordered that:

- (1) a rule is issued upon the respondent to show cause why the moving party is not entitled to the relief requested;
- (2) the respondent shall file an answer to the motion within 20 days of this date;
- (3) the motion shall be decided under Pa.R.C.P. 206.7;
- (4) depositions and any other discovery shall be completed within _____ days of this date;
- (5) an evidentiary hearing on disputed issues of material fact shall be held on _____, in the Clearfield County Courthouse, Clearfield, Pennsylvania, in Courtroom No. _____;
- (6) argument shall be held on October 5, 2007, in Courtroom No. 1 of the Clearfield County courthouse; and @1:30 P.M.
- (7) notice of the entry of this order shall be provided to all parties by the moving party.

BY THE COURT:

/S/ Fredric J Ammerman

I hereby certify that to the best of my knowledge and belief, a true and correct copy of the original
LAW OFFICES OF OFF & ABRAMSON, LLP, Case No. 06-369-CD,
WNEYS IN THE PRACTICE OF DEBT COLLECTION

4660 TRINOLE ROAD
THIRD FLOOR

CAMP HILL, PA 17011

717-303-6700 Attest

AUG 26 2007

WILLIAM E. HARRIS
Prothonotary/
Clerk of Courts

J.

153224545

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDLING, LLC,
ASSIGNEE OF SHERMAN ACQUISITION :
ASSIGNEE OF SEARS :
Plaintiff : NO. 06-369-CD

v.

BRUCE LENZ
Defendant

ORDER

AND NOW, this 4th day of October, 2007, upon consideration of the foregoing motion, it is hereby ordered that the argument on Plaintiff's Motion for Judgment on the Pleadings which is currently scheduled for October 5, 2007 at 1:30 p.m. in Courtroom 1 is re-scheduled for:

November 26, 2007, at 3:00 (a.m. p.m.) in Courtroom 1 of the Clearfield County Courthouse.

BY THE COURT:



LAW OFFICES
WOLPOFF & ABRAMSON, L.L.P.
ATTORNEYS IN THE PRACTICE
OF DEBT COLLECTION
4660 TRINDE ROAD
THIRD FLOOR
CAMP HILL, PA 17011
717-303-6700

FILED ¹⁰⁰
OCT 05 2007
William A. Shaw
Prothonotary/Clerk of Courts

DATE: 10/5/07

X

You are responsible for serving all appropriate parties.

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

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

FILED

OCT 05 2007

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDLING, LLC,
ASSIGNEE OF SHERMAN ACQUISITION
ASSIGNEE OF SEARS
Plaintiff : NO. 06-369-CD

v.

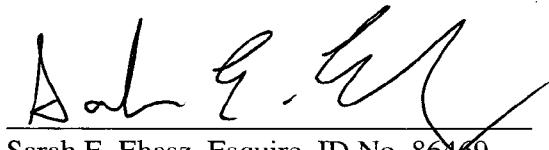
BRUCE LENZ
Defendant

CIVIL ACTION - LAW

CERTIFICATE OF SERVICE

The undersigned does hereby certify that I served a copy of the foregoing
Motion for Continuance of Argument Date by Regular Mail, Postage Pre-Paid, on
this 3rd day of October, 2007.

Bruce Lenz
61 Beth Lane
Woodland, PA 16881


Sarah E. Ehasz, Esquire ID No. 86469
Wolpoff & Abramson, LLP
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
(717) 303-6700
Counsel for Plaintiff

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

LVNV FUNDING, LLC ASSIGNEE OF SHERMAN
ACQUISITION ASSIGNEE OF SEARS

No. 06-369-CD

C/O WOLPOFF & ABRAMSON, L.L.P.
4660 TRINDLE ROAD, 3rd FLOOR
CAMP HILL, PA 17011

Plaintiff

Type of Case: Contract

VS.

BRUCE LENZ
61 BETHLN
WOODLAND PA 16881

Type of Pleading: Certificate of Service

Filed on Behalf of: Plaintiff

Defendant(s)

Date: 10/17/07


Amy F. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholic #86341 / David R. Galloway #87326
Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469
Robert N. Polas, Jr. #201259 / Ronald S. Canter #94000
Wolpoff & Abramson, L.L.P.
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
Telephone: (717) 303-6700
Counsel for Plaintiff

FILED *No cc*
m 11/2/350 AM
OCT 29 2007
LS

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, LLC :
ASSIGNEE OF SHERMAN ACQUISITION : No. 06-369-CD
ASSIGNEE OF SEARS :
Plaintiff :

VS : CIVIL ACTION - LAW

BRUCE LENZ :
Defendant(s) :
18th

CERTIFICATE OF SERVICE

The undersigned does hereby certify that a true and correct copy of the court
order was served upon the individual(s) listed below by Regular Mail, Postage Pre-Paid
on this 17th day of October, 2007.

BRUCE LENZ
61 BETHLN
WOODLAND, PA 16881


Amy F. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholic #86341 / David R. Galloway #87326
Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469
Robert N. Polas, Jr. #201259 / Ronald S. Canter #94000
WOLPOFF & ABRAMSON, L.L.P.
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
Telephone: (717) 303-6700
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDLING, LLC,
ASSIGNEE OF SHERMAN ACQUISITION
ASSIGNEE OF SEARS
Plaintiff : NO. 06-369-CD

v.

CIVIL ACTION - LAW

BRUCE LENZ
Defendant

ORDER

AND NOW, this 4th day of October, 2007, upon consideration of the foregoing motion, it is hereby ordered that the argument on Plaintiff's Motion for Judgment on the Pleadings which is currently scheduled for October 5, 2007 at 1:30 p.m. in Courtroom 1 is re-scheduled for:

November 26, 2007, at 3:00 (a.m./p.m.) in Courtroom 1
of the Clearfield County Courthouse.

BY THE COURT:

/S/ Fredric J Ammerman

J.

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

OCT 05 2007

Attest.

William L. Ammerman
Prothonotary/
Clerk of Courts

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

LVNV FUNDING, LLC,
ASSIGNEE OF SHERMAN
ACQUISITION, ASSIGNEE OF
SEARS

-vs-

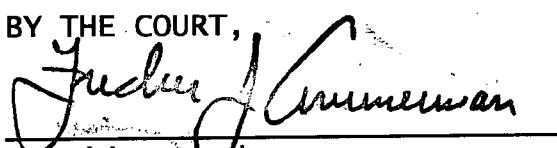
No. 06-369-CD

BRUCE LENZ

O R D E R

AND NOW, this 26th day of November, 2007, this being the date set for hearing on Plaintiff's Motion for Judgment on the Pleadings, with the Court noting that counsel for the Plaintiff has appeared but that the Defendant, who is unrepresented, has not appeared. Upon the Court's hearing of argument and review of the Complaint and the Defendant's pro se Answer, it is the ORDER of this Court that the Motion for Judgment on the Pleadings be and is hereby granted. The Prothonotary shall enter judgment in favor of the Plaintiff, LVNV Funding, LLC, and against the Defendant, Bruce Lenz, in the amount of \$6,918.12, plus interest in the amount of \$4,022.36, and attorney's fees in the amount of \$1,383.62, plus costs of suit.

BY THE COURT,


President Judge

FILED

013:44 PM
NOV 28 2007

2cc Atlys
Erasz & Spears

2cc Def.

61 Beth Lane
Woodland, PA 16881

William A. Shaw
Prothonotary/Clerk of Courts

FILED

NOV 28 2007

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 11/28/07

You are responsible for serving all appropriate parties.

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

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney Other

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC
ASSIGNEE OF SHERMAN ACQUISITION
ASSIGNEE OF SEARS

Plaintiff

NO. 06-369-CD

CIVIL ACTION - LAW

vs.

BRUCE LENZ

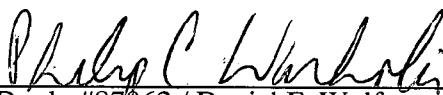
Defendant(s)

PLAINTIFF'S PRAECIPE TO ENTER JUDGMENT

TO THE PROTHONOTARY:

Please enter a judgment for \$12,324.10 in Plaintiff's favor and against Defendant in accordance with the attached Order of Court entered in these proceedings.

Respectfully Submitted,



Amy F. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholic #86341 / David R. Galloway #87326
Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469
Robert N. Polas, Jr. #201259
WOLPOFF & ABRAMSON, L.L.P.
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
Telephone: (717) 303-6700
Counsel for Plaintiff

FILED pd \$20.00 Atty
3/11/00 LM ICC+notice to
MAR 20 2008 deft
WAN
William A. Shaw
Prothonotary/Clerk of Courts
ICC+Statement to
Atty Warholic

W&A FILE NO. 153224545

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC
ASSIGNEE OF SHERMAN ACQUISITION
ASSIGNEE OF SEARS
Plaintiff

No. 06-369-CD

vs.

BRUCE LENZ
Defendant(s)

CIVIL ACTION - LAW

COPY

NOTICE OF JUDGMENT

(x) Notice is hereby given that a Judgment in the above-captioned matter has been entered against you in the amount of \$12,324.10, plus interest, on March 20, 2008.

(x) A copy of all documents filed with the Prothonotary in support of the within judgment is/are attached.

By: William J. Lenz

If you have any questions regarding this Notice, please contact the filing party.

Date: 3/12/08

Amy F. Doyle #87062 / Daniel F. Wolfson #20617

Philip C. Warholic #86341 / David R. Galloway #87326

Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469

Robert N. Polas, Jr. #201259

Wolpoff & Abramson, L.L.P.

Attorneys in the Practice of Debt Collection

4660 Trindle Road, Suite 300

Camp Hill, PA 17011

Telephone: (717) 303-6700

Counsel for Plaintiff

This Notice is given in accordance with Pa.R.C.P. 236.)

NOTICE SENT TO: Bruce Lenz
61 Bethln
Woodland PA 16881

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, LLC

ASSIGNEE OF SHERMAN ACQUISITION

ASSIGNEE OF SEARS

Plaintiff

: No. 06-369-CD

VS

: CIVIL ACTION - LAW

BRUCE LENZ

Defendant(s)

CERTIFICATE OF SERVICE

The undersigned does hereby certify that a copy of the foregoing Order and Praeclipe for Judgment was served this _____ day of _____, 2008, by depositing same in the Post Office at Camp Hill, PA, first class mail, postage prepaid, addressed as follows:

BRUCE LENZ
61 BETHLN
WOODLAND, PA 16881



Amy F. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholic #86841 / David R. Galloway #87326
Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469
Robert N. Polas, Jr. #201259
WOLPOFF & ABRAMSON, L.L.P.
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300
Camp Hill, PA 17011
Telephone: (717) 303-6700
Counsel for Plaintiff

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

LVNV FUNDING, LLC,
ASSIGNEE OF SHERMAN
ACQUISITION, ASSIGNEE OF
SEARS

-vs-

No. 06-369-CD

BRUCE LENZ

O R D E R

AND NOW, this 26th day of November, 2007, this being the date set for hearing on Plaintiff's Motion for Judgment on the Pleadings, with the Court noting that counsel for the Plaintiff has appeared but that the Defendant, who is unrepresented, has not appeared. Upon the Court's hearing of argument and review of the Complaint and the Defendant's pro se Answer, it is the ORDER of this Court that the Motion for Judgment on the Pleadings be and is hereby granted. The Prothonotary shall enter judgment in favor of the Plaintiff, LVNV Funding, LLC, and against the Defendant, Bruce Lenz, in the amount of \$6,918.12, plus interest in the amount of \$4,022.36, and attorney's fees in the amount of \$1,383.62, plus costs of suit.

BY THE COURT,

/S/ Fredric J Ammerman

President Judge

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

NOV 28 2007

Attest.

William L. Lenz
Prothonotary/
Clerk of Courts

153224545

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

COPY

LVNV Funding LLC
Sherman Aquisition
Sears
Plaintiff(s)

No.: 2006-00369-CD

Real Debt: \$12,324.10

Atty's Comm: \$

Vs.

Costs: \$

Bruce Lenz
Defendant(s)

Int. From: \$

Entry: \$

Instrument: Judgment per Court Order

Date of Entry: March 20, 2008

Expires: March 20, 2013

Certified from the record this March 20, 2008



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

On behalf of Plaintiff:

CenterPoint Legal Solutions, LLC

2700 Snelling Avenue N, Suite 250

Roseville, MN 55113

(651) 621-2834

18
FILED

MAR 17 2017
S 011155/LZ

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

1CC + 1 Cent. of
Docket entries
& Judgment

S. Favreau
1CC of Praecepce
for Judgment

S. Favreau

IN THE PROTHONOTARY OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUND ING, LLC

ASSIGNEE OF SHERMAN ACQUISITION ASSIGNEE OF SEARS

vs.

No. 06-369-CD CIVIL ACTION LAW

BRUCE LENZ

PRAECEIPE TO EXEMPLIFY

TO THE PROTHONOTARY:

Please allow this praecipe to serve as a request for a certified copy of the judgment entered against the Defendant in order to transfer the judgment.

By: Sarah Favreau

Sarah Favreau, Representative for Plaintiff

Centerpoint Legal Solutions, LLC
2700 Snelling Avenue N
Suite 250
Roseville, MN 55113

March 14, 2017

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

Sent via U.S. Mail

RE: Case No.: 06-369-CD
Parties: LVNV Funding, LLC vs. Bruce Lenz

Dear Sir or Madam:

Enclosed please find our Praeclipe to Exemplify the above case. Postage was sent with my 3/9/2017 letter.

CenterPoint Legal Solutions is making this request on behalf of the plaintiff in this action. This case is being filed in Pembina County, ND as a foreign judgment and proper documentation is necessary.

Please contact me directly at (651) 621-2834 or by email at sfavreau@centerpointls.com if there are issues with this request. Thank you for your attention and cooperation in this matter.

Sincerely,



Sarah Favreau
Legal Support Analyst
CenterPoint Legal Solutions, LLC

1684550572

Enclosures



(651) 621-2800 • Toll Free: (877) 409-5045 • Fax: (877) 764-2765

Hours of Operation: Monday-Friday 7AM-9PM • Saturday 8AM-12PM • Sunday 1PM-8PM

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

**LVNV Funding LLC, Assignee of
Sherman Acquisition, Asignee of
Sears**

Vs.

NO. 2006-00369-CD

Bruce Lenz

CERTIFICATION OF DOCKET ENTRIES AND JUDGMENT

I, Brian K. Spencer, Prothonotary of the Court of Common Pleas of Clearfield County, Pennsylvania, do hereby certify that the attached is a certified and full copy of the docket entries in the above captioned case.

I further certify that a Judgment was entered in the above captioned matter in favor of Plaintiff and against Defendant(s) on March 20, 2008, in the amount of \$12,324.10.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the said Court, on the 17th day of March, A.D., 2017.

Brian K. Spencer LR
Brian K. Spencer
Prothonotary

BY: _____
Deputy