

06-424-CD
Capital One Bank vs Calvin W.
Fike

2006-424-CD
Capital One vs Calvin Fike

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

CAPITAL ONE BANK

Plaintiff

No: 06-424-CJ

vs.

COMPLAINT IN CIVIL ACTION

CALVIN W FIKE

Defendant

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
04966986 C A Pit KEB

FILED
M 3/18/06 Atty pd. 85.00
MAR 20 2006 1CC Shff
WM
William A. Shaw
Prothonotary/Clerk of Courts

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

CAPITAL ONE BANK

Plaintiff
vs. Civil Action No
CALVIN W FIKE
Defendant

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, CAPITAL ONE BANK is a corporation with offices at 6851 JERICHO TURNPIKE #190 SYOSSET , NY 11791 .

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

CALVIN W FIKE
3681 GOLDN YOKE RD PO 201
LUTHERSBURG, PA 15848

3. Defendant applied for and received a credit card bearing the account number 5291071487717140 .

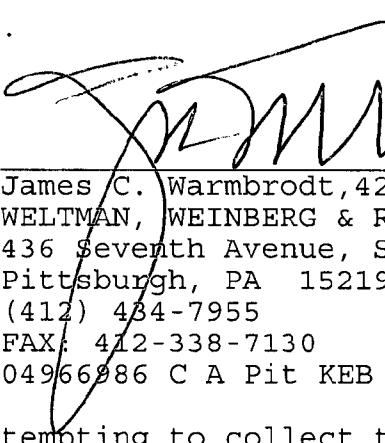
4. Defendant made use of said credit card and has a current balance due of \$2215.59 , as of March 09, 2006 .

5. Defendant is in default by failing to make monthly payments when due. As such, the entire balance is immediately due and payable to Plaintiff.

6. Plaintiff is entitled to the addition of interest at the rate of 21.150% per annum on the unpaid balance from March 09, 2006 . A copy of Plaintiff's Application is attached hereto, marked as Exhibit "1" and made a part hereof.

7. 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 , CALVIN W FIKE , INDIVIDUALLY , in the amount of \$2215.59 with continuing interest thereon at the rate of 21.150% per annum from March 09, 2006 plus costs.


James C. Warmbrodt, 42504
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 2718
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
04966986 C A Pit KEB

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.

GUARANTEED ACCEPTANCE CERTIFICATE

Would you like us to send you blank checks for an immediate cash advance?

CARDHOLDER INFORMATION

SOCIAL SECURITY #

DATE OF BIRTH (MM/DD/YY)

HOME PHONE

167 62 29 50 07 26 64 814 427 29773

Security Account Funds enclosed: \$ 49.00

Make check or money order payable to Capital One.

I have read and agree to the Agreement to Terms on the reverse. In addition, I have read and attest to the Taxpayer Identification Number Certification on the reverse. I understand that the Internal Revenue Service does not require my consent to any provision of this document other than the certifications required to avoid back-up withholding.


PRIMARY SIGNATURE

DATE 7/13/98

1507586670906 039 002

Calvin W. File
RR 3 Box 361
Punxsutawney, PA 15767-8847
(Please correct
name or address
if necessary)

Offer Expires: July 31, 1998

1507-2

2060

EXHIBIT

04900080
0110100

1152

CALVIN W. FIKE
RR 3, BOX 360 PH. 814-427-2973
PUNXSUTAWNEY, PA 15767

DATE July 13, 1998

PAY TO THE
ORDER OF
Capital One
Forty seven dollars and 00
Dollars

Security features
introduced on back.

National City.

National City Bank of Pennsylvania
Pittsburgh, Pennsylvania

FOR 1507586670906

1152

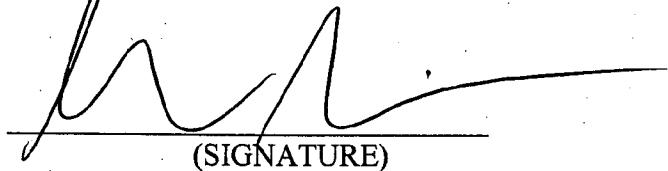
CHURCHILL

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 P.A. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is SARA RUBIN
(NAME)

Agent of Capital One, plaintiff herein, that
(TITLE) (COMPANY)

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# 0496698C

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

CAPITAL ONE BANK

Plaintiff No. 06-424-CD

vs. PRAECIPE TO SETTLE, DISCONTINUE
AND END

CALVIN W FIKE

Defendant

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#04966986

FILED

APR 24 2006

11:2:10 AM

William A. Shaw

Prothonotary/Clerk of Courts

ccma to Atty

ccma to C/A

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

CAPITAL ONE BANK

Plaintiff

vs.

Civil Action No. 06-424-CD

CALVIN W FIKE

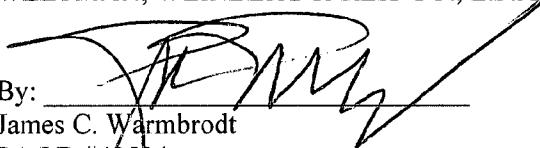
Defendant

PRAECIPE TO SETTLE DISCONTINUE AND END

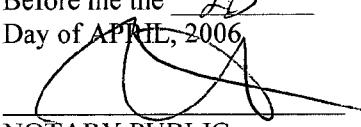
TO THE PROTHONOTARY OF COUNTY:

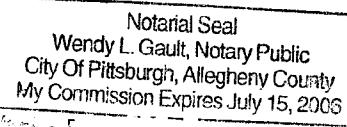
Settle, Discontinue and End the above-captioned matter upon the records of the Court and mark the costs paid.

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#04966986

Sworn to and subscribed
Before me the 20
Day of APRIL, 2006


NOTARY PUBLIC



IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Capital One Bank

Vs. No. 2006-00424-CD
Calvin W. Fike

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 24, 2006, marked:

Settled, Discontinued and Ended

Record costs in the sum of \$85.00 have been paid in full by Weltman, Weinberg & Reis.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 24th day of April A.D. 2006.

William A. Shaw, Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101364
NO: 06-424-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: CAPITAL ONE BANK
vs.
DEFENDANT: CALVIN W. FIKE

SHERIFF RETURN

NOW, April 03, 2006 AT 10:05 AM SERVED THE WITHIN COMPLAINT ON CALVIN W. FIKE DEFENDANT AT 3681 GOLDN YOKE RD., PO BOX 201, LUTHERSBURG, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO CALVIN FIKE, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET /

FILED
04/11/2006
APR 25 2006
CLW

William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	1992204	10.00
SHERIFF HAWKINS	WELTMAN	1992204	48.26

Sworn to Before Me This

____ Day of _____ 2006

So Answers,

Chester A. Hawkins
by Mandy Harp
Chester A. Hawkins
Sheriff