

06-578-CD
Cavalry Portfolio Ser. Vs J. Westover

2006-578-CD

Cavalry Portfolio et al vs James Westover

2018166

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

Cavalry Portfolio Services, LLC
as assignee of Cavalry
Investments, LLC, as assignee
of Providian
7 Skyline Drive
Hawthorne, NY 10532

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-578-CD

James Westover
3241 Spring Run Rd
La Jose PA 15753

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

FILED *iceShaw*
18.560
APR 17 2006 *Atty pd. 85.00*

William A. Shaw
Prothonotary/Clerk of Courts

COMPLAINT IN CIVIL-ACTION

1. At all times relevant hereto, the defendant was the holder of a credit card, which at the request of the defendant was issued to the defendant by the plaintiff under the terms of which the plaintiff agreed to extend to defendant the use of plaintiff's credit facilities.

2. Defendant accepted and used the aforesaid credit card so issued and by so doing agreed to perform the terms and conditions prescribed by the plaintiff for the use of said credit card.

3. The defendant received and accepted goods and merchandise and/or accepted services or cash advances through the use of the credit card issued by the plaintiff. A true and correct copy of the Statement of Account is attached hereto as Exhibit "A".

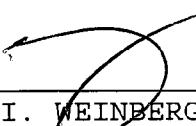
4. All the credits to which the defendant is entitled have been applied and there remains a balance due in the amount of \$3,554.99.

5. Plaintiff has made demand upon the defendant for payment of the balance due of \$3,554.99 but the defendant has failed and refused and still refuses to pay the same or any part thereof.

WHEREFORE, plaintiff claims of the defendant the sum of \$3,554.99 at the rate of 18.99% from the date of February 25, 2003,

together with costs and attorney fees.

GORDON & WEINBERG, P.C.

BY: 

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

P01E

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"



7 SKYLINE DRIVE HAWTHORNE NY 10532

(800) 724-1757

2/28/2005



JAMES WESTOVER
3241 OWENS RD
LA JOSE PA 15753

Statement of Account

Cavalry Reference Number: 02221691
Original Account Number: 436145270
Original Institution: PROVIDI

85.00
10.00

SOL 2/25/07

Current Statement Date 2/28/2005

Date of Charge Off 8/29/2003

Date of Purchase 9/29/2003

Last Payment Date 2/25/2003

Principal as of 2/28/2005 2776.41

Accumulated Interest \$778.58

Account Balance \$3554.99

Costs \$0

Other Charges \$0

Interest Rate 18.99%

Please be advised this communication is from a debt collector. This is an attempt to collect a debt and any information obtained will be used for that purpose.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101451
NO: 06-578-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: CAVALRY PORTFOLIO SERVICES, LLC
vs.
DEFENDANT: JAMES WESTOVER

SHERIFF RETURN

NOW, April 19, 2006 AT 10:41 AM SERVED THE WITHIN COMPLAINT ON JAMES WESTOVER DEFENDANT AT 3241 SPRING RUN ROAD, LAJOSE, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO RENEE WESTOVER, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

FILED

03-4661
MAY 11 2006

William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GORDON	17847	10.00
SHERIFF HAWKINS	GORDON	17847	42.03

Sworn to Before Me This

____ Day of _____ 2006

So Answers,

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

2018166

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

Cavalry Portfolio Services,
LLC as assignee of Cavalry
Investments, LLC, as assignee
of Providian

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-578-CD

James Westover

ORDER TO SETTLE, DISCONTINUE AND END

TO THE PROTHONOTARY:

Kindly mark the above-captioned matter settled, discontinued
and ended upon payment of your costs only.

GORDON & WEINBERG, P.C.

BY: _____

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

P003

FILED
m/10/47 cm issued to Atty
JUN 07 2008 Weinberg
ICC C/A.

William A. Shaw
Prothonotary

MARC R. GORDON
FREDERIC I. WEINBERG*
ROBERT M. SILVERMAN*
PAUL M. SCHOFIELD, Jr.*

*Also member NJ Bar



SAMUEL F. PEPPER
(1905-1992)

PAUL BREEN
(1931-1995)

21 SOUTH 21ST STREET
PHILADELPHIA, PA 19103

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

June 1, 2006

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

RE: Cavalry Portfolio Service s, LLC vs. James Westover
Our File No. : 2018166

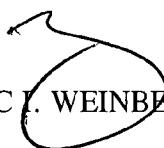
Dear Sir/Madam:

Enclosed for filing please find an original and one copy of the Order to Settle, Discontinue and End with regard to the above matter. Kindly file same with the Court and return a time-stamped copy in the enclosed self-addressed stamped envelope provided herein for your convenience.

Thank you for your attention to this matter.

Very truly yours,

GORDON & WEINBERG, P.C.


FREDERIC I. WEINBERG, ESQUIRE

FIW/DG
Enclosure
E008

P.O. BOX 1905,
BLUE BELL, PA 19422

1200 LAUREL OAK ROAD
SUITE 104
VOORHEES, NJ 08043

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

**Cavalry Portfolio Services, LLC
Cavalry Investments, LLC
Providian**

Vs.
James Westover

No. 2006-00578-CD

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 June 7, 2006, marked:

Settled, discontinued and ended

Record costs in the sum of \$85.00 have been paid in full by Frederic I. Weinberg Esq. .

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 7th day of June A.D. 2006.



William A. Shaw, Prothonotary