

06-847-CD
Citibank vs Robert V. Dubler

Citibank vs Robert Dubler
2006-847-CD

BURTON NEIL & ASSOCIATES, P.C.
By: Burton Neil, Esquire
Identification No. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
(610) 696-2120
Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA) N.A. : IN THE COURT OF COMMON PLEAS
701 East 60th Street North, Sioux Falls, SD
Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA
v. : NO. 06-847-CD
ROBERT V DUBLER : CIVIL ACTION - LAW
2828 Glen Hope Boulevard, Irvona PA 16656
Defendant

**COMPLAINT
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 (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 claim 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. 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.

LAWYER REFERENCE AND
INFORMATION SERVICE

David S. Meholick

Court Administrator

Clearfield County Courthouse

Clearfield, PA 16830

Telephone No. 814-765-2641 Ext. 5982

William A. Shaw
Prothonotary

FILED *pd \$5.00 Atty*
MAY 26 2006 *12:03 pm* No CL
ICL Shff *UN*

C-9562



BURTON NEIL & ASSOCIATES, P.C.
By: Burton Neil, Esquire, I.D. No. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120
Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA) N.A.
701 East 60th Street North, Sioux Falls, SD
Plaintiff

: IN THE COURT OF COMMON PLEAS

: CLEARFIELD COUNTY, PENNSYLVANIA

v.

: NO.

ROBERT V DUBLER
2828 Glen Hope Boulevard, Irvona PA 16656-8205
Defendant

: CIVIL ACTION - LAW

Complaint

1. Plaintiff is Citibank (South Dakota) N.A., with place of business located at 701 East 60th Street North, Sioux Falls, South Dakota.
2. Defendant is Robert V Dubler, who resides at 2828 Glen Hope Boulevard, Irvona, Clearfield County, Pennsylvania.
3. Plaintiff is a national banking association, engaged in various types of banking business including consumer lending through the issuance of credit cards.
4. Plaintiff furnished consumer credit to the defendant by means of a credit card with account number 5466160003060009 hereinafter referred to as the credit card account.
5. Plaintiff kept accurate running records of all debits and credits to the account.
6. Plaintiff mailed to defendant monthly statements for the account including the billing statement attached hereto as Exhibit A. The monthly statements accurately stated the previous balance, the debits and credits to the account for the prior billing period.
7. Before plaintiff mailed Exhibit A, defendant had for many months made payments on account of the billing statement or retained the statement without payment.
8. Defendant's actions as set forth above constituted an account stated between parties for the sum of \$11,586.74 which sum reflects the Exhibit A statement balance less credits, if any, which were applied subsequent to the date of Exhibit A.

Wherefore, plaintiff demands judgment against defendant for the sum of \$11,586.74, and the costs of this action.

BURTON NEIL & ASSOCIATES, P.C.

By:

Burton Neil, Esquire

The law firm of Burton Neil & Associates, P.C. is a debt collector.

04/12/06 \$11586.74 \$1512.08 SITE:KC-CL TM:CO-5000 ACID:KCB3104
 05/04/06 21:53:41

ROBERT V DUBLER
 2828 GLEN HOPE BLVD
 IRVONA
 16656-8205000

PA

CITI CARDS
 PO BOX 183062
 COLUMBUS, OH
 43218-3062

Citi PremierPass™ Card



Account Number
 5466 1600 0306 0009

Customer Service:

1-800-967-9800	Revolving Credit Line	Available Revolving Credit Line	Cash Advance Limit	Available Cash Limit	New Balance
BOX 6062 SIOUX FALLS, SD 57117	\$12000	\$413	\$3600	\$0	\$11586.74
	Statement/Closing Date	Amount Over Revolving Credit Line	Past Due	Purch/Adv Minimum Due	Minimum Amount Due
	03/20/2006	\$0.00	\$1043.78 +	\$468.30 =	\$1512.08

Sale Date	Post Date	Reference Number	Activity Since Last Statement	Amount
3/20			Standard Purch LATE FEE - FEB PAYMENT PAST DUE 66 0000	39.00 0000000000
3/20			PURCHASES*FINANCE CHARGE*PERIODIC RATE 84 0000	210.71 0000000000
3/20			Standard Adv ADVANCES*FINANCE CHARGE*PERIODIC RATE 84 0000	103.59 0000000000

Thank You Flight Points will appear on your billing statement approximately 6 to 8 weeks following the initial departure date of travel.

Remember, with a no-preset spending limit you now have more financial flexibility. But you MUST PAY IN FULL any charges over the revolving credit line indicated.

Your late fee was based on your account balance as of the payment due date (03/13/06), which was \$11,233.44.

Your account is seriously past due and your credit privileges have been suspended. Please call the toll-free number shown above to learn about our special payment options. Call Monday - Friday, 7 am - 9 pm, or Saturday, 8 am - 5 pm, Central Time.

EXHIBIT A

Account Summary	Previous Balance	(+) Purchases & Advances	(-) Payments & Credits	(+) FINANCE CHARGE	(-) New Balance
PURCHASES	\$7,531.00	\$39.00	\$0.00	\$210.71	\$7,780.71
ADVANCES	\$3,702.44	\$0.00	\$0.00	\$103.59	\$3,806.03
TOTAL	\$11,233.44	\$39.00	\$0.00	\$314.30	\$11,586.74

Rate Summary	Balance Subject to Finance Charge	Periodic Rate	Nominal APR	ANNUAL PERCENTAGE RATE	Days This Billing Period: 32
PURCHASES Standard Purch	\$7,632.58	0.08627%(D)	31.490%	31.490%	
ADVANCES Standard Adv	\$3,752.38	0.08627%(D)	31.490%	31.490%	

Verification

I, Kris Dietz am an employee of Citicorp Credit Services, Inc., (USA) which is by contract the service provider for plaintiff Citibank (South Dakota) N.A. retained to perform services including but not primarily limited to collecting delinquent debt. I am authorized to make this verification as attorney-in-fact for plaintiff under powers of attorney from plaintiff to Citicorp Credit Services, Inc. (USA) and to me. The foregoing averments of fact in the within pleading are true and correct to the best of my knowledge, information and belief. I understand that the statements made herein are subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to the authorities.

Date: 05-09-06

Signature: 

Khe Dials

FILED

MAY 26 2006

William A. Shaw
Prothonotary

DOCUMENTS FOR FILING

OUR FILE: C-9562
DATE: May 22, 2006

TO: Clearfield County Prothonotary
1 North Second Street
Clearfield, PA 16830

RE: CITIBANK (SOUTH DAKOTA) N.A. v. Robert V Dubler

The following is enclosed for filing: Complaint

- Please file the original
- Return a time-stamped copy to us in the envelope provided
- Forward all remaining documents to the Sheriff for processing.

Our check for your fee is enclosed.

Thank you,

BURTON NEIL & ASSOCIATES, P.C.
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120

P \$85.00
S \$100.00

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101583
NO: 06-847-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: CITIBANK (SOUTH DAKOTA) N.A.
VS.
DEFENDANT: ROBERT V. DUBLER

SHERIFF RETURN

NOW, June 05, 2006 AT 11:59 AM SERVED THE WITHIN COMPLAINT ON ROBERT V. DUBLER DEFENDANT AT WORK: 214 LEAVY AVE., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO ROBERT V. DUBLER, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

FILED
9/10/42 LM
JUN 16 2006 USM

William A. Shaw
Prothonotary

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	NEIL	22872	10.00
SHERIFF HAWKINS	NEIL	22872	20.00

Sworn to Before Me This

____ Day of _____ 2006

So Answers,

Chester A. Hawkins
by Marilyn Harris
Chester A. Hawkins
Sheriff

CITIBANK (SOUTH DAKOTA) N.A.
701 East 60th Street N, Sioux Falls, SD 57117
Plaintiff

: IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA

VS.

ROBERT V DUBLER
2828 Glen Hope Boulevard
Irving PA 16656-8205

Defendant : CIVIL ACTION - LAW

: NO. 06-847-CD

Praeclipe for Default Judgment

To the Prothonotary:

Please enter judgment by default for want of an answer in the above case in favor of the plaintiff and against the defendant, and assess damages as follows:

Principal:	\$11,586.74
TOTAL	\$11,586.74

Understanding that false statements herein made are subject to penalty under 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities, I verify that:

1. The above are the precise last-known addresses of the judgment debtor and creditor.
2. The annexed notice of intention to file this praecipe was mailed to all parties against whom judgment is to be entered and to their record attorneys, if any, after the default occurred, and at least ten days prior to the date of the filing of this praecipe.
3. Pursuant to Section 201(b)(1)(A) of the Servicemembers Civil Relief Act of 2003 (SCRA), the defendant is not in the military service of the United States based on information received from the defendant and/or the Department of Defense website.

**JUDGMENT BY DEFAULT ENTERED
AND DAMAGES ASSESSED AS ABOVE.
NOTICE GIVEN UNDER PA.R.CIV.P. 236**

William A. Shaw 7/13/06
Pro Prothonotary

FILED *12:10 AM* *JUL 13 2006* *Atty pd.*
to Def. *00:00*
William A. Shaw
Prothonotary/Clerk of Courts *OK*

BURTON NEIL & ASSOCIATES, P.C.

BY: Burton Neil, Esquire

Burton Neil, Esquire
Attorney for Plaintiff
I.D. #11348

1060 Andrew Drive, Suite 170
W. Chester, PA 19380

The law firm of Burton Neil & Associates is a debt collector.

C-9562



CITIBANK (SOUTH DAKOTA) N.A.
701 East 60th Street N, Sioux Falls, SD 57117
Plaintiff

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

VS.

ROBERT V DUBLER
2828 Glen Hope Boulevard
Irving PA 16656-8205

Defendant : CIVIL ACTION - LAW

: NO. 06-847-CD

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2. The annexed notice of intention to file this praecipe was mailed to all parties against whom judgment is to be entered and to their record attorneys, if any, after the default occurred, and at least ten days prior to the date of the filing of this praecipe.
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**JUDGMENT BY DEFAULT ENTERED
AND DAMAGES ASSESSED AS ABOVE.
NOTICE GIVEN UNDER PA.R.CIV.P. 236**

William A. Shaw 7/13/06
Pro Prothonotary


BURTON NEIL & ASSOCIATES, P.C.

BY: 

Burton Neil, Esquire
Attorney for Plaintiff
I.D. #11348
1060 Andrew Drive, Suite 170
W. Chester, PA 19380

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C-9562



CITIBANK (SOUTH DAKOTA) N.A.

: IN THE COURT OF COMMON PLEAS

Plaintiff

: CLEARFIELD COUNTY, PENNSYLVANIA

vs.

: NO. 06-847-CD

ROBERT V DUBLER

Defendant

: CIVIL ACTION - LAW

Notice of Intention to File Praecipe for Default Judgment

TO: Robert V Dubler
 2828 Glen Hope Boulevard
 Irvona PA 16656-8205

IMPORTANT NOTICE

You are in default because you have failed to enter a written appearance personally or by attorney and file in writing with the court your defenses or obligations to the claims set forth against you. Unless you act within ten (10) 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 notice to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the following office to find out where you can get legal 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.

**LAWYER REFERENCE AND
 INFORMATION SERVICE**

David S. Meholic
 Court Administrator
 Clearfield County Courthouse
 Clearfield, PA 16830
 Telephone No. 814-765-2641 Ext. 5982

DATE OF NOTICE: June 27, 2006

BURTON NEIL & ASSOCIATES, P.C.

By:

Burton Neil, Esquire
 Attorney for Plaintiff
 Identification No. 11348
 1060 Andrew Drive, Suite 170
 West Chester, PA 19380
 (610) 696-2120

In making this communication, we advise our office is a
 debt collector.



BURTON NEIL & ASSOCIATES, P.C.
BY: Burton Neil, Esquire
Identification No. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120
ATTORNEY FOR: Plaintiff

CC: *CC: [Signature]*

CITIBANK (SOUTH DAKOTA) N.A. : IN THE COURT OF COMMON PLEAS
Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA
VS. : NO. 06-847-CD
ROBERT V DUBLER : CIVIL ACTION - LAW
Defendant

RULE OF CIVIL PROCEDURE NO. 236 (REVISED)

Notice is given that a JUDGMENT in the above captioned matter has been entered against you on

July 13, 2006

Prothonotary

By: *William H. Chan*
Deputy

If you have any questions concerning the above, please contact:

Burton Neil, Esquire
Attorney for Party Filing
1060 Andrew Drive, Suite 170
West Chester, PA 19380
Phone: 610-696-2120

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

 COPY

Citibank (South Dakota) N.A.

Plaintiff(s)

No.: 2006-00847-CD

Real Debt: \$11,586.74

Atty's Comm: \$

Vs.

Costs: \$

Robert V. Dubler

Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: July 13, 2006

Expires: July 13, 2011

Certified from the record this 13th day of July, 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