

06-949-CD

LVNV Funding vs Marty Collins

2006-949-CD

LVNV Funding et al vs Marty Collins

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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

No. 06-949-CD

VS

CIVIL ACTION - LAW

MARTY K COLLINS  
Defendant(s)

PRAECEIPE FOR JUDGMENT

Please enter Judgment in favor of Plaintiff and against Defendant(s), MARTY K COLLINS, for want of pursuant to the District Justice Transcript.

(X)	Amount due	\$6,743.92
	Less credits	\$
	<b>TOTAL</b>	\$6,743.92, plus interest and costs

(X) I certify that the foregoing assessment of damages is for specified amounts alleged to be due in the complaint and is calculable as a sum certain from the complaint.

(X) Pursuant to Pa.R.C.P. 237 (Notice of Praecepice for final judgment or decree), I certify that a copy of this praecipe has been mailed to each other party who has appeared in the action or to his/her Attorney of Record.

(X) Pursuant to Pa.R.C.P. 237.1, I certify that written notice of the intention to file this praecipe was mailed or delivered to the party against whom judgment is to be entered and to his/her Attorney of Record, if any, after the default occurred and at least ten days prior to the date of the filing of this praecipe and a copy of the notice is attached.

Date: 5/23/06

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

NOW, June 14, 2006, JUDGMENT IS ENTERED AS ABOVE.

William A. Shaw  
Prothonotary/Clerk, Civil Division

By: \_\_\_\_\_  
Deputy

FILED *Atty pd. 20.00*  
M 11 2006 *cces Notice*  
JUN 14 2006 *to Def.*

William A. Shaw  
Prothonotary/Clerk of Courts  
*Statement to Atty*

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

**46-3-02**

MDJ Name: Hon.

**RICHARD A. IRELAND**  
Address: **650 LEONARD ST**  
**STE 113**  
**CLEARFIELD, PA**  
Telephone: **(814) 765-5335**

**16830**

4-4-06

**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF:

**LVNV FUNDING, LLC**  
**4660 TRINDLE RD**  
**3RD FLOOR**  
**CAMP HILL, PA 17011**

NAME and ADDRESS

DEFENDANT:

**COLLINS, MARTY K**  
**725 HILL STREET**  
**CURWENSVILLE, PA 16833**

NAME and ADDRESS

**C/O WOLPOFF & ABRAMSON, LLP**  
**4660 TRINDLE RD**  
**3RD FLOOR**  
**CAMP HILL, PA 17011**

Docket No.: **CV-0000026-06**

Date Filed: **1/24/06**



**THIS IS TO NOTIFY YOU THAT:**

Judgment:

**DEFAULT JUDGMENT PLTF**

Judgment was entered for: (Name) **LVNV FUNDING, LLC**

Judgment was entered against: (Name) **COLLINS, MARTY K**

in the amount of \$ **6,743.92** on: (Date of Judgment) **2/27/06**

Defendants are jointly and severally liable. (Date & Time) \_\_\_\_\_

Damages will be assessed on: \_\_\_\_\_

This case dismissed without prejudice. \_\_\_\_\_

Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ \_\_\_\_\_

Portion of Judgment for physical damages arising out of residential lease \$ \_\_\_\_\_

Amount of Judgment	\$ <b>6,620.42</b>
Judgment Costs	\$ <b>123.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>6,743.92</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
=====	
<b>Certified Judgment Total</b> \$ _____	

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR MAGISTERIAL DISTRICT JUDGES, IF THE JUDGEMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE MAGISTERIAL DISTRICT JUDGE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

**FEB 27 2006**

Date Richard Ireland, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

5-1-06 Date Richard Ireland, Magisterial District Judge

My commission expires first Monday of January, **2012**.

SEAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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

No.

VS

CIVIL ACTION - LAW

MARTY K COLLINS  
Defendant(s)

AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA :  
: :  
COUNTY OF CUMBERLAND : :

The undersigned counsel, being duly sworn according to law, depose and say that I am the Attorney for the Plaintiff in the above-captioned matter, and that to the best of my knowledge, information and belief Defendant, Marty K Collins, above-named, is over 21 years of age; is last known to reside at 725 Hill St Curwensville, County of Clearfield, Pennsylvania; is not in the military service of the United States or its Allies, or otherwise within the provisions of the Servicemembers Civil Relief Act and its Amendments.

Date: 5/23/06

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

SWORN and SUBSCRIBED to before me this 23<sup>rd</sup> day of May, 2006

Cortney M. Fantom  
Notary Public

COMMONWEALTH OF PENNSYLVANIA	
Notarial Seal	
Cortney M. Fantom, Notary Public	
Hampden Twp., Cumberland County	
My Commission Expires Nov. 23, 2009	
Member, Pennsylvania Association of Notaries	

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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

No.

VS

CIVIL ACTION - LAW

MARTY K COLLINS  
Defendant(s)

CERTIFICATE OF RESIDENCE  
PA. R.C.P. 236

I, hereby certify that the precise residence of Plaintiff is:

Lvnv Funding, Llc  
15 South Main Street  
Greenville SC 29601

and certify that the last known address of the within Defendant(s) is:

Marty K Collins  
725 Hill St  
Curwensville PA 16833

Date: 5/23/06

*GL*  
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  
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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  
ASSIGNEE OF SHERMAN AQUISITION  
ASSIGNEE OF SEARS  
Plaintiff

No.

VS

CIVIL ACTION - LAW

MARTY K COLLINS  
Defendant(s)

CC: *[Handwritten stamp]*

NOTICE OF ORDER, DECREE OR JUDGMENT

TO: MARTY K COLLINS  
725 HILL ST  
CURWENSVILLE, PA 16833

You are hereby notified that the following ORDER, DECREE or JUDGMENT has been entered against you on  
June 14, 2006 in accordance with the provisions of Pa. R.C.P. 236.

( ) Decree Nisi in Equity  
( ) Final Decree in Equity  
( ) Judgment of ( ) Confession ( ) Verdict  
( ) Default ( ) Non-suit  
( ) Non-pros ( ) Arbitration Award  
(X) Judgment is in the amount of \$6,743.92, plus costs.  
(X) District Justice transcript of judgment in civil action in the amount of \$3,492.99, attorney's fees in the amount of \$698.60, interest in the amount of \$2,428.83, plus costs.  
( ) If not satisfied within sixty (60) days, your motor vehicle operator's license will be suspended by the Pennsylvania Department of Transportation.

By: *[Signature]*  
Prothonotary

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

Date: 5/23/06

*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  
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4660 Trindle Road, 3rd Floor  
Camp Hill, PA 17011  
Telephone: (717) 303-6700

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

LVNV Funding, Inc.  
Sherman Aquisition  
Sears  
Plaintiff(s)

copy

No.: 2006-00949-CD

Real Debt: \$6,743.92

Atty's Comm: \$

Vs. Costs: \$

Int. From: \$

Marty K. Collins Entry: \$20.00  
Defendant(s)

Instrument: DJ Judgment

Date of Entry: June 14, 2006

Expires: June 14, 2011

Certified from the record this 14th day of June, 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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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

No. 06-949-CD

VS

CIVIL ACTION - LAW

MARTY K COLLINS  
Defendant(s)

**PRAECIPE TO VACATE**

To the Prothonotary of said Court:

Please vacate the above captioned judgment entered on June 14, 2006.

By:

Date: 7/18/06

*G*  
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  
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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

Cc: ATTORNEY DENNING R GEARHART  
207 E MARKET ST  
CLEARFIELD, PA 16830

**FILED** *R*

JUL 21 2006  
m/12:40pm  
William A. Shaw  
Prothonotary/Clerk of Courts  
2 ENCL TO  
ATTY

Prothonotary/Clerk of Courts  
William A. Shadway

JUL 21 2006

FILED

CERTIFICATE OF SERVICE

I, Amy Wise, an authorized agent of WOLPOFF & ABRAMSON, LLP, hereby certify that a copy of the foregoing Praecipe was served this date by depositing same in the Post Office at Camp Hill, PA, first class mail, postage prepaid, addressed as follows:

DENNING R GEARHART  
207 E MARKET ST  
CLEARFIELD, PA 16830

WOLPOFF & ABRAMSON, LLP

By Amy R. Wise

4660 Trindle Rd., 3<sup>rd</sup> Fl.  
Camp Hill, PA 17011  
(717) 303-6700

Dated: 7-18-06