

**Bank of New York vs Jason Smeal et al  
2006-988-CD**

PHELAN HALLINAN & SCHMIEG, LLP  
LAWRENCE T. PHELAN, ESQ., Id. No. 32227  
FRANCIS S. HALLINAN, ESQ., Id. No. 62695  
ONE PENN CENTER PLAZA, SUITE 1400  
PHILADELPHIA, PA 19103  
(215) 563-7000 135100

BANK OF NEW YORK AS TRUSTEE FOR THE  
CERTIFICATEHOLDERS OF CWABS 2004-11  
7105 CORPORATE DRIVE  
PLANO, TX 75024

Plaintiff

v.

JASON M. SMEAL  
LESLIE A. SMEAL  
518 WEST LOCUST STREET  
CLEARFIELD, PA 16830

Defendants

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS

CIVIL DIVISION

TERM

NO. 06-488-CD

CLEARFIELD COUNTY

**CIVIL ACTION - LAW**  
**COMPLAINT IN MORTGAGE FORECLOSURE**

**NOTICE**

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YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

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Notice to Defend:  
David S. Meholic, Court Administrator  
Clearfield County Courthouse  
2<sup>nd</sup> and Market Streets  
Clearfield, PA 16830  
814-765-2641 x 5982

Aug 14, 2006 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.

Sept 6, 2006 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.

File #: 135100

Deputy Prothonotary

**FILED** Atty pd. 85.00  
m 1:54:61  
JUN 21 2006 cc Shff  
L

William A. Shaw  
Prothonotary/Clerk of Courts

**IF THIS IS THE FIRST NOTICE THAT YOU HAVE RECEIVED FROM THIS OFFICE, BE ADVISED THAT:**

**PURSUANT TO THE FAIR DEBT COLLECTION PRACTICES ACT, 15 U.S.C. § 1692 et seq. (1977), DEFENDANT(S) MAY DISPUTE THE VALIDITY OF THE DEBT OR ANY PORTION THEREOF. IF DEFENDANT(S) DO SO IN WRITING WITHIN THIRTY (30) DAYS OF RECEIPT OF THIS PLEADING, COUNSEL FOR PLAINTIFF WILL OBTAIN AND PROVIDE DEFENDANT(S) WITH WRITTEN VERIFICATION THEREOF; OTHERWISE, THE DEBT WILL BE ASSUMED TO BE VALID. LIKEWISE, IF REQUESTED WITHIN THIRTY (30) DAYS OF RECEIPT OF THIS PLEADING, COUNSEL FOR PLAINTIFF WILL SEND DEFENDANT(S) THE NAME AND ADDRESS OF THE ORIGINAL CREDITOR, IF DIFFERENT FROM ABOVE.**

**THE LAW DOES NOT REQUIRE US TO WAIT UNTIL THE END OF THE THIRTY (30) DAY PERIOD FOLLOWING FIRST CONTACT WITH YOU BEFORE SUING YOU TO COLLECT THIS DEBT. EVEN THOUGH THE LAW PROVIDES THAT YOUR ANSWER TO THIS COMPLAINT IS TO BE FILED IN THIS ACTION WITHIN TWENTY (20) DAYS, YOU MAY OBTAIN AN EXTENSION OF THAT TIME. FURTHERMORE, NO REQUEST WILL BE MADE TO THE COURT FOR A JUDGMENT UNTIL THE EXPIRATION OF THIRTY (30) DAYS AFTER YOU HAVE RECEIVED THIS COMPLAINT. HOWEVER, IF YOU REQUEST PROOF OF THE DEBT OR THE NAME AND ADDRESS OF THE ORIGINAL CREDITOR WITHIN THE THIRTY (30) DAY PERIOD THAT BEGINS UPON YOUR RECEIPT OF THIS COMPLAINT, THE LAW REQUIRES US TO CEASE OUR EFFORTS (THROUGH LITIGATION OR OTHERWISE) TO COLLECT THE DEBT UNTIL WE MAIL THE REQUESTED INFORMATION TO YOU. YOU SHOULD CONSULT AN ATTORNEY FOR ADVICE CONCERNING YOUR RIGHTS AND OBLIGATIONS IN THIS SUIT.**

**IF YOU HAVE FILED BANKRUPTCY AND RECEIVED A DISCHARGE, THIS IS NOT AN ATTEMPT TO COLLECT A DEBT. IT IS AN ACTION TO ENFORCE A LIEN ON REAL ESTATE.**

1. Plaintiff is

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2. The name(s) and last known address(es) of the Defendant(s) are:

JASON M. SMEAL  
LESLIE A. SMEAL  
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who is/are the mortgagor(s) and real owner(s) of the property hereinafter described.

3. On 10/31/2003 mortgagor(s) made, executed and delivered a mortgage upon the premises hereinafter described to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., AS NOMINEE FOR AMERICA'S WHOLESALE LENDER which mortgage is recorded in the Office of the Recorder of CLEARFIELD County, in Mortgage Instrument No: 200320319. PLAINTIFF is now the legal owner of the mortgage and is in the process of formalizing an assignment of same.
4. The premises subject to said mortgage is described as attached.
5. The mortgage is in default because monthly payments of principal and interest upon said mortgage due 01/01/2006 and each month thereafter are due and unpaid, and by the terms of said mortgage, upon failure of mortgagor to make such payments after a date specified by written notice sent to Mortgagor, the entire principal balance and all interest due thereon are collectible forthwith.

6. The following amounts are due on the mortgage:

Principal Balance	\$49,493.14
Interest	2,638.12
12/01/2005 through 06/20/2006	
(Per Diem \$13.06)	
Attorney's Fees	1,250.00
Cumulative Late Charges	84.36
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Cost of Suit and Title Search	<u>\$ 550.00</u>
Subtotal	\$ 54,015.62
Escrow	
Credit	0.00
Deficit	0.00
Subtotal	<u>\$ 0.00</u>
<b>TOTAL</b>	<b>\$ 54,015.62</b>

7. The attorney's fees set forth above are in conformity with the mortgage documents and Pennsylvania law, and will be collected in the event of a third party purchaser at Sheriff's Sale. If the Mortgage is reinstated prior to the Sale, reasonable attorney's fees will be charged.

8. Notice of Intention to Foreclose as set forth in Act 6 of 1974, Notice of Homeowner's Emergency Assistance Program pursuant to Act 91 of 1983, as amended in 1998, and/or Notice of Default as required by the mortgage document, as applicable, have been sent to the Defendant(s) on the date(s) set forth thereon, and the temporary stay as provided by said notice has terminated because Defendant(s) has/have failed to meet with the Plaintiff or an authorized consumer credit counseling agency, or has/have been denied assistance by the Pennsylvania Housing Finance Agency.

9. This action does not come under Act 6 of 1974 because the original mortgage amount exceeds \$50,000.

WHEREFORE, PLAINTIFF demands an in rem Judgment against the Defendant(s) in the sum of \$ 54,015.62, together with interest from 06/20/2006 at the rate of \$13.06 per diem to the date of Judgment, and other costs and charges collectible under the mortgage and for the foreclosure and sale of the mortgaged property.

PHELAN HALLINAN & SCHMIEG, LLP

By: *Lawrence T. Hallinan*  
\_\_\_\_\_  
/s/ Francis S. Hallinan  
LAWRENCE T. PHELAN, ESQUIRE  
FRANCIS S. HALLINAN, ESQUIRE  
Attorneys for Plaintiff

## **LEGAL DESCRIPTION**

ALL that certain piece or parcel of ground situate in the First Ward of the Borough of Clearfield, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at a corner of an alley and West Locust Street; thence in a westerly direction along West Locust Street to Log No. 4, a distance of forty-five (45) feet; thence in a southerly direction along line of Lot No. 4, one hundred and fifteen (115) feet to an alley; thence in an easterly direction along said alley, forty-five (45) feet to corner of alley first referred to; thence along line of said alley in a northerly direction, one hundred and fifteen (115) feet to West Locust Street and place of beginning. Being known as Lot No. 3 in the plan of lots of M. Thomas Bowman Addition to the Borough of Clearfield.

BEING known as 518 West Locust Street.

BEING identified in the Clearfield County Mapping and Assessment Office as Map No. K08-204-00008.

BEING the same premises which Ronald L. Matthew and Robin L. Matthew, husband and wife, by Deed dated April 17, 1998 and recorded April 17, 1998 in Clearfield County in Deed Book Volume 1924 at Page 533, granted and conveyed unto Robin L. Matthew, an adult individual.

**VERIFICATION**

FRANCIS S. HALLINAN, ESQUIRE hereby states that he is attorney for PLAINTIFF in this matter, that Plaintiff is outside the jurisdiction of the court and or the Verification could not be obtained within the time allowed for the filing on the pleading, that he is authorized to make this verification pursuant to Pa. R. C. P. 1024 ( c ) and that the statements made in the foregoing Civil Action in Mortgage Foreclosure are based upon information supplied by Plaintiff and are true and correct to the best of his knowledge, information and belief. Furthermore, it is counsel's intention to substitute a verification from Plaintiff as soon as it is received by counsel .

The undersigned understands that this statement is made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.



---

FRANCIS S. HALLINAN, ESQUIRE  
Attorney for Plaintiff

DATE: 6/20/08

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Service # 1 of 2 Services

Sheriff Docket #

**101656**

BANK OF NEW YORK AS TRUSTEE

Case # 06-988-CD

vs.

JASON M. SMEAL and LESLIE A. SMEAL

TYPE OF SERVICE COMPLAINT IN MORTGAGE FORECLOSURE

**SHERIFF RETURNS**

NOW July 28, 2006 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE "NOT FOUND" AS TO JASON M. SMEAL, DEFENDANT. ATTEMPTED, NOT HOME.

SERVED BY: /

**FILED**  
03:43 cm  
JUL 28 2006  
wm

William A. Shaw  
Prothonotary

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Service # 2 of 2 Services

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SERVED BY: /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101656  
NO: 06-988-CD  
SERVICES 2  
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: BANK OF NEW YORK AS TRUSTEE

vs.

DEFENDANT: JASON M. SMEAL and LESLIE A. SMEAL

**SHERIFF RETURN**

---

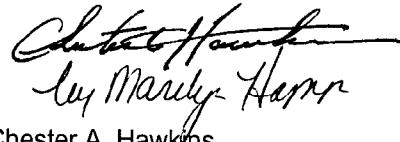
**RETURN COSTS**

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PHELAN	512772	20.00
SHERIFF HAWKINS	PHELAN	512772	23.00

Sworn to Before Me This

So Answers,

\_\_\_\_ Day of \_\_\_\_\_ 2006

  
Chester A. Hawkins  
Sheriff

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

JUN 21 2006

Attest.

*William L. Brown*  
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Deficit	0.00
Subtotal	<u>\$ 0.00</u>
<b>TOTAL</b>	<b>\$ 54,015.62</b>

7. The attorney's fees set forth above are in conformity with the mortgage documents and Pennsylvania law, and will be collected in the event of a third party purchaser at Sheriff's Sale. If the Mortgage is reinstated prior to the Sale, reasonable attorney's fees will be charged.

8. Notice of Intention to Foreclose as set forth in Act 6 of 1974, Notice of Homeowner's Emergency Assistance Program pursuant to Act 91 of 1983, as amended in 1998, and/or Notice of Default as required by the mortgage document, as applicable, have been sent to the Defendant(s) on the date(s) set forth thereon, and the temporary stay as provided by said notice has terminated because Defendant(s) has/have failed to meet with the Plaintiff or an authorized consumer credit counseling agency, or has/have been denied assistance by the Pennsylvania Housing Finance Agency.

9. This action does not come under Act 6 of 1974 because the original mortgage amount exceeds \$50,000.

WHEREFORE, PLAINTIFF demands an in rem Judgment against the Defendant(s) in the sum of \$ 54,015.62, together with interest from 06/20/2006 at the rate of \$13.06 per diem to the date of Judgment, and other costs and charges collectible under the mortgage and for the foreclosure and sale of the mortgaged property.

PHELAN HALLINAN & SCHMIEG, LLP

By: *Lawrence T. Phelan*  
\_\_\_\_\_  
/s/ Francis S. Hallinan  
LAWRENCE T. PHELAN, ESQUIRE  
FRANCIS S. HALLINAN, ESQUIRE  
Attorneys for Plaintiff

## **LEGAL DESCRIPTION**

ALL that certain piece or parcel of ground situate in the First Ward of the Borough of Clearfield, County of Clearfield and State of Pennsylvania, bounded and described as follows:

BEGINNING at a corner of an alley and West Locust Street; thence in a westerly direction along West Locust Street to Log No. 4, a distance of forty-five (45) feet; thence in a southerly direction along line of Lot No. 4, one hundred and fifteen (115) feet to an alley; thence in an easterly direction along said alley, forty-five (45) feet to corner of alley first referred to; thence along line of said alley in a northerly direction, one hundred and fifteen (115) feet to West Locust Street and place of beginning. Being known as Lot No. 3 in the plan of lots of M. Thomas Bowman Addition to the Borough of Clearfield.

BEING known as 518 West Locust Street.

BEING identified in the Clearfield County Mapping and Assessment Office as Map No. K08-204-00008.

BEING the same premises which Ronald L. Matthew and Robin L. Matthew, husband and wife, by Deed dated April 17, 1998 and recorded April 17, 1998 in Clearfield County in Deed Book Volume 1924 at Page 533, granted and conveyed unto Robin L. Matthew, an adult individual.

**VERIFICATION**

FRANCIS S. HALLINAN, ESQUIRE hereby states that he is attorney for PLAINTIFF in this matter, that Plaintiff is outside the jurisdiction of the court and or the Verification could not be obtained within the time allowed for the filing on the pleading, that he is authorized to make this verification pursuant to Pa. R. C. P. 1024 ( c ) and that the statements made in the foregoing Civil Action in Mortgage Foreclosure are based upon information supplied by Plaintiff and are true and correct to the best of his knowledge, information and belief. Furthermore, it is counsel's intention to substitute a verification from Plaintiff as soon as it is received by counsel .

The undersigned understands that this statement is made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.

3/1/08

FRANCIS S. HALLINAN, ESQUIRE  
Attorney for Plaintiff

DATE: 6/20/08

PHELAN HALLINAN & SCHMIEG, LLP  
LAWRENCE T. PHELAN, ESQ., Id. No. 32227  
FRANCIS S. HALLINAN, ESQ., Id. No. 62695  
ONE PENN CENTER PLAZA, SUITE 1400  
PHILADELPHIA, PA 19103  
(215) 563-7000

BANK OF NEW YORK AS TRUSTEE FOR THE  
CERTIFICATEHOLDERS OF CWABS 2004-11

Plaintiff

vs.

JASON M. SMEAL  
LESLIE A. SMEAL

Defendants

ATTORNEY FOR PLAINTIFF

: COURT OF COMMON PLEAS  
: CIVIL DIVISION  
: CLEARFIELD COUNTY  
: No. 06-988-CD  
:  
:

**PRAECIPE TO REINSTATE CIVIL ACTION/MORTGAGE FORECLOSURE**

TO THE PROTHONOTARY:

Kindly reinstate the Civil Action in Mortgage Foreclosure with reference to the above captioned matter.

PHELAN HALLINAN & SCHMIEG, LLP

By: Francis S. Hallinan  
FRANCIS S. HALLINAN, ESQUIRE  
LAWRENCE T. PHELAN, ESQUIRE  
DANIEL G. SCHMIEG, ESQUIRE  
Attorneys for Plaintiff

Date: August 10, 2006

/jmr, Svc Dept.  
File# 135100

FILED Atty pd. 7.00  
M 110-441001  
AUG 14 2006 (Comp). Reinstated  
to Atty  
William A. Shaw  
Prothonotary/Clerk of Courts  
GK

IN THE COURT OF COMMON PLEAS  
CLEARFIELD COUNTY, PENNSYLVANIA

Bank of New York as Trustee for :  
the Certificateholders of CWABS  
2004-11

vs.

Jason M. Smeal  
Leslie A. Smeal

: CIVIL DIVISION  
NO. 06-988-CD

**ORDER**

**AND NOW**, this \_\_\_\_\_ day of \_\_\_\_\_, 2006, upon  
consideration of Plaintiff's Motion for Service Pursuant to Special Order of Court, it is hereby  
**ORDERED** and **DECREED** that said Motion is **GRANTED**.

It is further **ORDERED** and **DECREED** that Plaintiff may obtain service of the  
Complaint and all future pleadings on the above captioned Defendants, Jason M. Smeal and Leslie  
A. Smeal, by:

1. First class mail to Jason M. Smeal and Leslie A. Smeal at the mortgaged  
premises located at 518 West Locust Street, Clearfield, PA 16830; and
2. Certified mail to Jason M. Smeal and Leslie A. Smeal at the mortgaged premises  
located at 518 West Locust Street, Clearfield, PA 16830.

**BY THE COURT:**

---

J.

Phelan Hallinan & Schmieg, L.L.P.  
By: Daniel G. Schmieg, Esquire No. 62205  
One Penn Center at Suburban Station  
1617 John F. Kennedy Boulevard  
Suite 1400  
Philadelphia, PA 19103-1814  
(215) 563-7000

CA  
**FILED** *no cc*  
M 110:49 AM  
AUG 14 2006  
(CR)

William A. Shaw  
Prothonotary/Clerk of Courts

Attorney for Plaintiff

Bank of New York as Trustee for  
the Certificateholders of CWABS  
2004-11

COURT OF COMMON PLEAS

:

CIVIL DIVISION

vs.

:

CLEARFIELD COUNTY

Jason M. Smeal  
Leslie A. Smeal

:

NO. 06-988-CD

**MOTION FOR SERVICE PURSUANT TO**  
**SPECIAL ORDER OF COURT**

Plaintiff, by its counsel, Phelan Hallinan & Schmieg, L.L.P., moves this Honorable Court for an Order directing service of the Complaint upon the above-captioned Defendants, Jason M. Smeal and Leslie A. Smeal, by first class mail and certified mail to the mortgaged premises, 518 West Locust Street, Clearfield, PA 16830, and in support thereof avers the following:

1. Attempts to serve Defendants, Jason M. Smeal and Leslie A. Smeal, with the Complaint have been unsuccessful. The Sheriff of Clearfield County attempted to serve the Defendants at the mortgaged premises, 518 West Locust Street, Clearfield, PA 16830. As indicated by the Sheriff's Return of Service attached hereto as Exhibit "A", the Defendants were not home on all occasions.

2. Pursuant to Pa.R.C.P. 430, Plaintiff has made a good faith effort to locate the Defendants. An Affidavit of Reasonable Investigation setting forth the specific inquiries made and the results is attached hereto as Exhibit "B".

3. Plaintiff has reviewed its internal records and has not been contacted by the Defendants as of August 11, 2006 to bring loan current.

4. Plaintiff submits that it has made a good faith effort to locate the Defendants but has been unable to do so.

**WHEREFORE**, Plaintiff respectfully requests this Honorable Court enter an Order pursuant to Pa.R.C.P. 430 directing service of the Complaint by first class mail and certified mail.

Respectfully submitted,  
Phelan Hallinan & Schmieg, L.L.P.

By:   
\_\_\_\_\_  
Daniel G. Schmieg, Esquire  
Attorney for Plaintiff

Date: August 11, 2006



**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Service # 1 of 2 Services

Sheriff Docket #

**101656**

BANK OF NEW YORK AS TRUSTEE

Case #

06-988-CD

vs.

JASON M. SMEAL and LESLIE A. SMEAL

TYPE OF SERVICE COMPLAINT IN MORTGAGE FORECLOSURE

**COPY**

**SHERIFF RETURNS**

NOW July 28, 2006 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE "NOT FOUND" AS TO JASON M. SMEAL, DEFENDANT. ATTEMPTED, NOT HOME.

SERVED BY: /

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Service # 2 of 2 Services

Sheriff Docket #

**101656**

BANK OF NEW YORK AS TRUSTEE

Case # 06-988-CD

vs.

JASON M. SMEAL and LESLIE A. SMEAL

TYPE OF SERVICE COMPLAINT IN MORTGAGE FORECLOSURE

**SHERIFF RETURNS**

NOW July 28, 2006 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE "NOT FOUND" AS TO LESLIE A. SMEAL, DEFENDANT. ATTEMPTED, NOT HOME.

SERVED BY: /



**FULL SPECTRUM LEGAL SERVICES, INC.  
AFFIDAVIT OF GOOD FAITH INVESTIGATION**

File Number: 135100

Attorney Firm: **Phelan, Hallinan & Schmieg, LLP**

Subject: Jason M. Smeal

Property Address: 518 West Locust Street, Clearfield, PA 16830

**I, Brendan Booth, being duly sworn according to law, do hereby depose and state as follows, I have conducted an investigation into the whereabouts of the above-noted individual(s) and have discovered the following:**

**I. CREDIT INFORMATION**

**A. SOCIAL SECURITY NUMBER**

Our search verified the following information to be true and correct

Jason M. Smeal - 182-60-0966

**B. EMPLOYMENT SEARCH**

Jason M. Smeal - A review of the credit reporting agencies provided no employment information.

**C. INQUIRY OF CREDITORS**

Our inquiry of creditors indicated that Jason M. Smeal reside(s) at: 518 West Locust Street, Clearfield, PA 16830.

**II. INQUIRY OF TELEPHONE COMPANY**

**A. DIRECTORY ASSISTANCE SEARCH**

Our office contacted directory assistance, which indicated that Jason M. Smeal reside(s) at: 518 West Locust Street, Clearfield, PA 16830. On 05-11-06 our office made several telephone calls to the subject's phone number (814) 765-4367 and received the following information: no answer. On 05-11-06 our office made several telephone calls to the phone number (814) 345-6108 and received the following information: no answer.

**III. INQUIRY OF NEIGHBORS**

On 05-11-06 our office made several phone calls in an attempt to contact Michele M. Hale (814) 765-9482, 517 West Locust Street, Clearfield, PA 16830: no answer.

On 05-11-06 our office made several phone calls in an attempt to contact M. Soupart (814) 765-6547, 520 West Locust Street, Clearfield, PA 16830: answering machine.

On 05-11-06 our office made a phone call in an attempt to contact Woodrow L. Flood (814) 765-6015, 511 West Locust Street, Clearfield, PA 16830: spoke with an unidentified female who could not confirm that the subject reside(s) at 518 West Locust Street, Clearfield, PA 16830.

#### IV. ADDRESS INQUIRY

##### A. NATIONAL ADDRESS UPDATE

On 05-11-06 we reviewed the National Address database and found the following information: Jason M. Smeal - 518 West Locust Street, Clearfield, PA 16830.

##### B. ADDITIONAL ACTIVE MAILING ADDRESSES

Per our inquiry of creditors, the following is a possible mailing address: no addresses on file.

#### V. DRIVERS LICENSE INFORMATION

##### A. MOTOR VEHICLE & DMV OFFICE

Per the PA Department of Motor Vehicles, we were unable to obtain address information on Jason M. Smeal.

#### VI. OTHER INQUIRIES

##### A. DEATH RECORDS

As of 05-11-06 Vital Records and all public databases have no death record on file for Jason M. Smeal.

##### B. COUNTY VOTER REGISTRATION

The county voter registration was unable to confirm a registration for Jason M. Smeal residing at: last registered address.

#### VII. ADDITIONAL INFORMATION OF SUBJECT

##### A. DATE OF BIRTH

Jason M. Smeal - 01-18-1979

**\* Our accessible databases have been checked and cross-referenced for the above named individual(s).**

**\* Please be advised our database information indicates the subject resides at the current address.**

I certify that the foregoing statements made by me are true. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment.

I hereby verify that the statements made herein are true and correct to the best of my knowledge, information and belief and that this affidavit of investigation is made subject to the penalties of 18 Pa C.S. Sec. 4904 relating to unsworn falsification to authorities.

Brendan Booth

AFFIANT - Brendan Booth  
Full Spectrum Legal Services, Inc.

Sworn to and subscribed before me this 11<sup>th</sup> day of May, 2006.

**VERIFICATION**

Daniel G. Schmieg, Esquire, hereby states that he is the Attorney for the Plaintiff in this action, that he is authorized to make this Affidavit, and that the statements made in the foregoing MOTION FOR SERVICE PURSUANT TO SPECIAL ORDER OF COURT are true and correct to the best of his knowledge, information and belief.

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

Respectfully submitted,  
Phelan Hallinan & Schmieg, L.L.P.

By:

  
\_\_\_\_\_  
Daniel G. Schmieg, Esquire  
Attorney for Plaintiff

Date: August 11, 2006

Phelan Hallinan & Schmieg, L.L.P.  
By: Daniel G. Schmieg, Esquire No. 62205  
One Penn Center at Suburban Station  
1617 John F. Kennedy Boulevard  
Suite 1400  
Philadelphia, PA 19103-1814  
(215) 563-7000

Attorney for Plaintiff

Bank of New York as Trustee for the Certificateholders of CWABS 2004-11	:	COURT OF COMMON PLEAS
	:	CIVIL DIVISION
Vs.	:	CLEARFIELD COUNTY
Jason M. Smeal Leslie A. Smeal	:	NO. 06-988-CD

#### CERTIFICATION OF SERVICE

I, Daniel G. Schmieg, Esquire, hereby certify that a copy of the foregoing Motion for Service Pursuant to Special Order of Court, Memorandum of Law, Proposed Order and attached exhibits have been sent to the individuals as indicated below by first class mail, postage prepaid, on the date listed below.

Jason M. Smeal and Leslie A. Smeal at:

518 West Locust Street  
Clearfield, PA 16830

The undersigned understands that this statement is made subject to the penalties of 18 Pa. C.S. §4904 relating to unsworn falsification to authorities.

Respectfully submitted,  
Phelan Hallinan & Schmieg, L.L.P.

By:

  
Daniel G. Schmieg, Esquire  
Attorney for Plaintiff

Date: August 11, 2006

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

BANK OF NEW YORK as TRUSTEE for the \*  
CERTIFICATEHOLDERS OF CWABS 2004-11, \*  
Plaintiff \*  
\*  
vs. \* NO. 06-988-CD  
\*  
\*  
JASON M. SMEAL \*  
LESLIE A. SMEAL, \*  
Defendants \*

## ORDER

NOW, this 15th day of August, 2006, the Plaintiff is granted leave to serve the Complaint in Mortgage Foreclosure upon **Defendants, JASON M. SMEAL and LESLIE A. SMEAL**, by publication one time in The Progress (Clearfield) and the Clearfield County Legal Journal, by first class mail and by certified mail, return receipt requested, at the Defendants last known address, 518 West Locust Street, Clearfield, PA 16830 and by posting the mortgaged premises known in this herein action as 518 West Locust Street, Clearfield, PA 16830

All further service of legal papers, including but not limited to motions, petitions and rules, shall be made by certified, return receipt requested, and first class mail to Defendants, Jason M. Smeal and Leslie A. Smeal, at their last known address of 518 West Locust Street, Clearfield, PA 16830.

BY THE COURT

**FREDRIC J. AMMERMAN**  
President Judge

FILED 3cc  
07/02/06 AUG 16 2006 Atty Schmieg  
FEB

William A. Shaw  
Prothonotary/Clerk of Courts

PHELAN HALLINAN & SCHMIEG, LLP  
LAWRENCE T. PHELAN, ESQ., Id. No. 32227  
FRANCIS S. HALLINAN, ESQ., Id. No. 62695  
ONE PENN CENTER PLAZA, SUITE 1400  
PHILADELPHIA, PA 19103  
(215) 563-7000

BANK OF NEW YORK AS TRUSTEE FOR THE  
CERTIFICATEHOLDERS OF CWABS 2004-11

Plaintiff

vs.

JASON M. SMEAL  
LESLIE A. SMEAL

Defendants

ATTORNEY FOR PLAINTIFF

: COURT OF COMMON PLEAS  
: CIVIL DIVISION  
: CLEARFIELD COUNTY  
: No. 06-988-CD  
:  
:

**PRAECIPE TO REINSTATE CIVIL ACTION/MORTGAGE FORECLOSURE**

TO THE PROTHONOTARY:

Kindly reinstate the Civil Action in Mortgage Foreclosure with reference to the above captioned matter.

PHELAN HALLINAN & SCHMIEG, LLP

By: F. S. Hale  
FRANCIS S. HALLINAN, ESQUIRE  
LAWRENCE T. PHELAN, ESQUIRE  
DANIEL G. SCHMIEG, ESQUIRE  
Attorneys for Plaintiff

Date: September 5, 2006

/jmr, Svc Dept.  
File# 135100

FILED

SEP 06 2006  
m 13:30 *Frank Hallinan*  
William A. Shaw pd \$7.00  
Prothonotary/Clerk of Courts  
2 complaints to Sheriff

9/6/06 Document  
Reinstated/Reissued to Sheriff/Amerson  
for service.

Jacqueline Kendrick  
Deputy Prothonotary

PHELAN HALLINAN & SCHMIEG LLP  
By: Lawrence T. Phelan, Esq., Id. No. 32227  
Francis S. Hallinan, Esq., Id. No. 62695  
Daniel G. Schmieg, Esq., Id. No. 62205  
One Penn Center Plaza, Suite 1400  
Philadelphia, PA 19103  
(215) 563-7000

Bank of New York, as Trustee for the  
Certificateholders of CWABS 2004-11  
Plaintiff

vs.

Jason M. Smeal  
Leslie A. Smeal

Defendant(s)

ATTORNEY FOR PLAINTIFF

: COURT OF COMMON PLEAS

: CIVIL DIVISION

: CLEARFIELD COUNTY

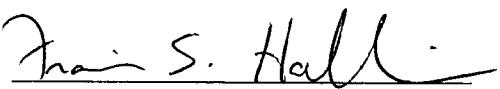
: NO. 06-988-CD

**AFFIDAVIT OF SERVICE OF COMPLAINT  
BY MAIL PURSUANT TO COURT ORDER**

I hereby certify that a true and correct copy of the Civil Action Complaint in Mortgage  
Foreclosure in the above captioned matter was sent by regular and certified mail, return receipt  
requested, to **Jason M. Smeal and Leslie A. Smeal at 518 West Locust Street, Clearfield, PA  
16830**, on September 5, 2006, in accordance with the Order of Court dated August 15, 2006.

The undersigned understands that this statement is made subject to the penalties of 18 Pa. C.S.  
§4904 relating to unsworn falsification to authorities.

Date: September 5, 2006

  
FRANCIS S. HALLINAN, ESQUIRE  
Attorney for Plaintiff

FILED NOCC  
M 11:00 AM  
SEP 20 2006  
S

William A. Shaw  
Prothonotary/Clerk of Courts

7160 3901 9849 6782 7553

**TO:** LESLIE A. SMEAL  
518 WEST LOCUST STREET  
CLEARFIELD, PA 16830

**SENDER:**  
JMR

**REFERENCE:**

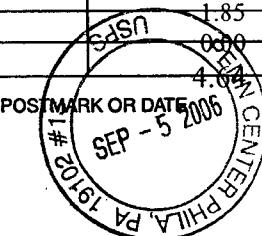
PS Form 3800, January 2005

RETURN RECEIPT SERVICE	Postage	.39
	Certified Fee	2.40
	Return Receipt Fee	1.85
	Restricted Delivery	0.00
	Total Postage & Fees	4.64

US Postal Service

**Receipt for  
Certified Mail**

No Insurance Coverage Provided  
Do Not Use for International Mail



7160 3901 9849 6782 7546

**TO:** JASON M. SMEAL  
518 WEST LOCUST STREET  
CLEARFIELD, PA 16830

**SENDER:**  
JMR

**REFERENCE:**

PS Form 3800, January 2005

RETURN RECEIPT SERVICE	Postage	.39
	Certified Fee	2.40
	Return Receipt Fee	1.85
	Restricted Delivery	0.00
	Total Postage & Fees	4.64

US Postal Service

**Receipt for  
Certified Mail**

No Insurance Coverage Provided  
Do Not Use for International Mail



Phelan Hallinan & Schmieg, LLP  
By: Lawrence T. Phelan, Esq., Id. No. 32227  
Francis S. Hallinan, Esq., Id. No. 62695  
Daniel G. Schmieg, Esq., Id. No. 62205  
One Penn Center Plaza, Suite 1400  
Philadelphia, PA 19103  
(215) 563-7000

ATTORNEY FOR PLAINTIFF

FILED NOCC  
OCT 12 2006  
3 11:11 AM  
S

William A. Shaw  
Prothonotary/Clerk of Courts

Bank of New York, as Trustee for the  
Certificateholders of CWABS 2004-11 : Court Of Common Pleas  
vs. : Civil Division  
Jason M. Smeal : Clearfield County  
Leslie A. Smeal : No. 06-988-CD

AFFIDAVIT OF SERVICE BY  
PUBLICATION IN ACCORDANCE WITH COURT ORDER

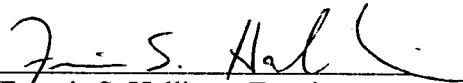
I hereby certify that service of the Civil Action Complaint in Mortgage Foreclosure was made in accordance with the Court Order dated August 15, 2006 as indicated below:

By publication as provided by Pa. R.C.P. Rule 430(b)(1)

in Clearfield County Legal Journal on September 8, 2006 and The Progress on September 18, 2006.

Proofs of the said publications are attached hereto.

The undersigned understands that this statement is made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

  
Francis S. Hallinan, Esquire

Date: October 11, 2006

Jason Ricco  
Service Dept.

NOTICE OF ACTION  
IN MORTGAGE FORECLOSURE  
IN THE COURT  
OF COMMON PLEAS  
OF CLEARFIELD COUNTY,  
PENNSYLVANIA  
CIVIL ACTION-LAW  
COURT OF  
COMMON PLEAS  
CIVIL DIVISION  
CLEARFIELD COUNTY  
NO. 06-988-CD

BANK OF NEW YORK,  
AS TRUSTEE FOR  
THE CERTIFICATEHOLDERS  
OFCWABS 2004-11

Vs.  
JASON M. SMEAL  
LESLIE A. SMEAL

NOTICE  
TO JASON M. SMEAL and LESLIE A. SMEAL:

You are hereby notified that on JUNE 21, 2006, Plaintiff, Bank Of New York, As Trustee For The Certificateholders Of CWABS 2004-11, filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of Clearfield County Pennsylvania, docketed to No. 06-988-CD. Wherein the Plaintiff seeks to foreclose on the mortgage secured on your property located at 518 West Locust Street, Clearfield, PA 16830 whereupon your property would be sold by the Sheriff of Clearfield County.

You are hereby notified to plead to the above referenced Complaint on or before 20 days from the date of this publication or a Judgment will be entered against you.

NOTICE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. 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  
DAVID S. MEHOLICK, COURT  
ADMINISTRATOR  
CLEARFIELD COUNTY COURT-  
HOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641 Ext. 5982

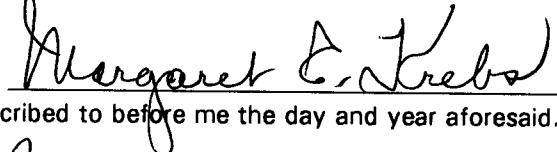
PENNSYLVANIA LAWYER  
REFERRAL SERVICE  
PENNSYLVANIA  
BAR ASSOCIATION  
100 SOUTH STREET  
P.O. BOX 186  
HARRISBURG, PA 17108  
800-692-7375

## PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :  
: SS:  
COUNTY OF CLEARFIELD :

On this 18th day of September, A.D. 2006, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Margaret E. Krebs, who being duly sworn according to law, deposes and says that she is the President of The Progressive Publishing Company, Inc., and Associate Publisher of The Progress, a daily newspaper published at Clearfield, in the County of Clearfield and State of Pennsylvania, and established April 5, 1913, and that the annexed is a true copy of a notice or advertisement published in said publication in

the regular issues of September 9, 2006. And that the affiant is not interested in the subject matter of the notice or advertising, and that all of the allegations of this statement as to the time, place, and character of publication are true.



Sworn and subscribed to before me the day and year aforesaid.



Notary Public Clearfield, Pa.

My Commission Expires  
October 31, 2007

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Cheryl J. Robison, Notary Public  
Clearfield Boro, Clearfield County  
My Commission Expires Oct. 31, 2007

Member, Pennsylvania Association of Notaries

choose from. \$275 to  
\$300. 592-3353 or 765-2548.

---

**CLEARFIELD:** 2 bedroom duplex with yard. \$275 plus deposit and utilities. No pets. 765-3290.

---

**CLEARFIELD:** 2 bedroom, 2nd floor. Overlooking river. Behind Choice. \$360 includes heat. No pets. 765-3540.

---

**CLEARFIELD:** 2 bedroom, 2nd floor. All utilities paid except electric. \$425 a month. 342-2640.

---

**CLEARFIELD:** Downtown. 2nd floor, 1 bedroom. Utilities furnished. \$400 per month plus security and references. 765-8888.

---

**CLEARFIELD:** Efficiency apartment. Off street parking. No pets. \$285 a month. Phone 762-8340.

---

**CLEARFIELD:** First

**NOTICE OF ACTION  
IN MORTGAGE FORECLOSURE  
IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW**

BANK OF NEW YORK, AS TRUSTEE  
FOR THE CERTIFICATEHOLDERS OF  
CWABS 2004-11 Vs. JASON M. SMEAL,  
LESLIE A. SMEAL

COURT OF COMMON PLEAS  
CIVIL DIVISION  
CLEARFIELD COUNTY  
NO. 06-988-CD

NOTICE  
TO JASON M. SMEAL and LESLIE A.  
SMEAL:

You are hereby notified that on JUNE 21, 2006, Plaintiff, Bank Of New York, As Trustee For The Certificateholders Of CWABS 2004-11, filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of Clearfield County Pennsylvania, docketed to No. 06-988-CD. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 518 West Locust Street, Clearfield, PA 16830 whereupon your property would be sold by the Sheriff of Clearfield County.

You are hereby notified to plead to the above referenced Complaint on or before 20 days from the date of this publication or a Judgment will be entered against you.

NOTICE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO  
YOUR LAWYER AT ONCE. IF YOU DO  
NOT HAVE A LAWYER, GO TO OR  
TELEPHONE THE OFFICE SET FORTH  
BELOW. 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 PER-  
SONS AT A REDUCED FEE OR NO FEE.

CLEARFIELD COUNTY  
DAVID S. MEHOLICK,  
COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER  
REFERRAL SERVICE  
PENNSYLVANIA BAR ASSOCIATION  
100 SOUTH STREET  
P.O. BOX 186  
HARRISBURG, PA 17108  
800-692-7375

CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER  
REFERRAL SERVICE  
PENNSYLVANIA BAR ASSOCIATION  
100 SOUTH STREET  
P.O. BOX 186  
HARRISBURG, PA 17108  
800-692-7375

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**NOTICE OF ACTION  
IN MORTGAGE FORECLOSURE  
IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW**

Wells Fargo Financial Pennsylvania,  
Inc. Vs. Floyd W. Walburn, Patricia A.  
Walburn

COURT OF COMMON PLEAS  
CIVIL DIVISION  
CLEARFIELD COUNTY  
NO. 2006-975-CD  
NOTICE

TO Floyd W. Walburn and Patricia A.  
Walburn:

You are hereby notified that on June 19,  
2006, Plaintiff, Wells Fargo Financial  
Pennsylvania, Inc., filed a Mortgage  
Foreclosure Complaint endorsed with a  
Notice to Defend, against you in the Court of  
Common Pleas of Clearfield County  
Pennsylvania, docketed to No. 2006-975-  
CD. Wherein Plaintiff seeks to foreclose on  
the mortgage secured on your property  
located at 813 Good Street, Houtzdale, PA  
16651 whereupon your property would be  
sold by the Sheriff of Clearfield County.

You are hereby notified to plead to the  
above referenced Complaint on or before 20

**NOTICE**

A Certificate of Organization for a  
Limited Liability Company has been filed  
with the Pennsylvania Department of State  
for MAYSON PROPERTIES, L.L.C. The  
Company's registered office is 71 Dairy  
Lane, Clearfield, PA 16830. It is organized  
to acquire, develop and manage rental real  
estate together with all other forms of  
business now or hereafter lawful in the  
Commonwealth.

Peter F. Smith, Attorney, P.O. Box 130,  
30 South Second Street, Clearfield, PA  
16830.

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**NOTICE OF ACTION  
IN MORTGAGE FORECLOSURE  
IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL ACTION - LAW**

BANK OF NEW YORK, AS TRUSTEE  
FOR THE CERTIFICATEHOLDERS OF  
CWABS 2004-11 Vs. JASON M. SMEAL,  
LEONIE A. SMEAL

NOTICE OF ACTION  
IN MORTGAGE FORECLOSURE  
IN THE COURT  
OF COMMON PLEAS  
OF CLEARFIELD COUNTY,  
PENNSYLVANIA  
CIVIL ACTION-LAW  
COURT OF  
COMMON PLEAS  
CIVIL DIVISION  
CLEARFIELD COUNTY  
NO. 06-988-CD

BANK OF NEW YORK,  
AS TRUSTEE FOR  
THE CERTIFICATEHOLDERS  
OF CWABS 2004-11

Vs.

JASON M. SMEAL  
LESLIE A. SMEAL  
NOTICE

TO JASON M. SMEAL and LESLIE A. SMEAL:

You are hereby notified that on JUNE 21, 2006, Plaintiff, Bank Of New York, As Trustee For The Certificateholders Of CWABS 2004-11, filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of Clearfield County Pennsylvania, docketed to No. 06-988-CD. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 518 West Locust Street, Clearfield, PA 16830 whereupon your property would be sold by the Sheriff of Clearfield County.

You are hereby notified to plead to the above referenced Complaint on or before 20 days from the date of this publication or a Judgment will be entered against you.

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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  
DAVID S. MEHOLICK, COURT  
ADMINISTRATOR  
CLEARFIELD COUNTY COURT-  
HOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641 Ext. 5982

PENNSYLVANIA LAWYER  
REFERRAL SERVICE  
PENNSYLVANIA  
BAR ASSOCIATION  
100 SOUTH STREET  
P.O. BOX 186  
HARRISBURG, PA 17108  
800-692-7375

PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD : SS:

On this 18th day of September, A.D. 20 06, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Margaret E. Krebs, who being duly sworn according to law, deposes and says that she is the President of The Progressive Publishing Company, Inc., and Associate Publisher of The Progress, a daily newspaper published at Clearfield, in the County of Clearfield and State of Pennsylvania, and established April 5, 1913, and that the annexed is a true copy of a notice or advertisement published in said publication in

the regular issues of September 9, 2006. And that the affiant is not interested in the subject matter of the notice or advertising, and that all of the allegations of this statement as to the time, place, and character of publication are true.

Margaret E. Krebs

Sworn and subscribed to before me the day and year aforesaid.

Cheryl J. Robison  
Notary Public  
Clearfield, Pa.

My Commission Expires  
October 31, 2007

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal  
Cheryl J. Robison, Notary Public  
Clearfield Boro, Clearfield County  
My Commission Expires Oct. 31, 2007

Member, Pennsylvania Association Of Notaries

## PROOF OF PUBLICATION

STATE OF PENNSYLVANIA :  
:  
COUNTY OF CLEARFIELD :

On this 8th day of September AD 2006, before me, the subscriber, a Notary Public in and for said County and State, personally appeared Gary A. Knaresboro editor of the Clearfield County Legal Journal of the Courts of Clearfield County, and that the annexed is a true copy of the notice or advertisement published in said publication in the regular issues of Week of September 15, 2006, Vol. 18 No. 37. And that all of the allegations of this statement as to the time, place, and character of the publication are true.



Gary A. Knaresboro, Esquire  
Editor

Sworn and subscribed to before me the day and year aforesaid.

Sharon J. Pusey  
Notary Public  
My Commission Expires

NOTARIAL SEAL
SHARON J. PUSEY, Notary Public
Clearfield, Clearfield County, PA
My Commission Expires APRIL 7, 2007

Full Spectrum Legal Services

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101898  
NO: 06-988-CD  
SERVICE # 1 OF 2  
COMPLAINT IN MORTGAGE FORECLOSURE &

ORDER

PLAINTIFF: BANK OF NEW YORK  
vs.  
DEFENDANT: JASON M. SMEAL and LESLIE A. SMEAL

**SHERIFF RETURN**

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NOW, September 14, 2006 AT 8:30 AM POSTED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE & ORDER AT 518 WEST LOCUST ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

**FILED**

NOV 13 2006

0/2-39

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101898  
NO: 06-988-CD  
SERVICE # 2 OF 2  
COMPLAINT IN MORTGAGE FORECLOSURE &

ORDER

PLAINTIFF: BANK OF NEW YORK

vs.

DEFENDANT: JASON M. SMEAL and LESLIE A. SMEAL

**SHERIFF RETURN**

---

NOW, September 14, 2006 AT 8:30 AM POSTED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE & ORDER AT 518 WEST LOCUST ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA.

SERVED BY: HUNTER / DEHAVEN

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101898  
NO: 06-988-CD  
SERVICES 2  
COMPLAINT IN MORTGAGE FORECLOSURE &

ORDER

PLAINTIFF: BANK OF NEW YORK

vs.

DEFENDANT: JASON M. SMEAL and LESLIE A. SMEAL

**SHERIFF RETURN**

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RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PHELAN	532873	20.00
SHERIFF HAWKINS	PHELAN	532873	17.00

Sworn to Before Me This

So Answers,

\_\_\_\_ Day of \_\_\_\_\_ 2006

  
Chester A. Hawkins  
Sheriff