

00-1164-CD
LVNV Funding vs Della R. Glace

LVNV Funding vs Della Glace
2006-1164-CD

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, L.L.C.,)	
)	
Plaintiff,)	NO.
)	
v.)	
)	
DELLA B GLACE ,)	
)	
Defendant.)	
)	

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 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, 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.

David S. Meholic
Court Administration
Clearfield County Courthouse
Clearfield, PA 16830
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, L.L.C.,
Plaintiff,
v.
DELLA B GLACE ,
Defendant(s).

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COMPLAINT IN CIVIL ACTION

AND NOW, comes Plaintiff, LVNV FUNDING, L.L.C., above named, the purchaser and assignee of the obligation under suit, by and through its attorney, GREGG L. MORRIS, ESQUIRE and the law offices of PATENAUDE & FELIX, A.P.C. and files the following **Complaint in Civil Action**, and in support thereof aver as follows:

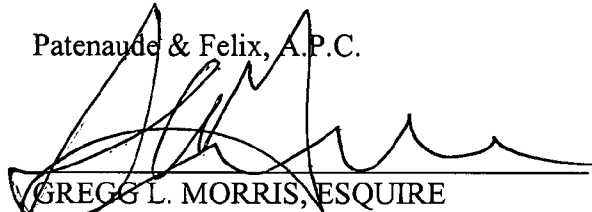
1. Plaintiff, LVNV FUNDING, L.L.C., (hereinafter LVNV) is a limited partnership and, for the purposes of this litigation, maintaining a place of business at 15 South Main Street, Greenville, SC 29601.
2. Defendant is DELLA B GLACE , an adult individual, believed to currently reside at 326 E PINE ST #A, CLEARFIELD, PA 16830-2519.
3. Defendant(s) owes the sum of \$5,894.44 for credit extended by SEARS ROEBUCK & COMPANY to Defendant at account number 4481270733411 .
4. Defendant(s) is in default for failing to make payments on the aforesaid account.
5. LVNV purchased and now owns the aforesaid account. A copy of an Affidavit from LVNV and the Bill of Sale or Assignment are collectively referred to and attached hereto as Plaintiff's Exhibit "A" and incorporated herein by reference.

6. Plaintiff has demanded payment but Defendant(s) has failed or otherwise refused to pay the aforesaid sum due.

WHEREFORE, Plaintiff demands Judgment in its favor, and against Defendant(s), in the amount of \$5,894.44 with continuing interest thereon at the legal rate from the date of Judgment plus costs. The aforesaid amount is within the jurisdictional amount requiring compulsory Arbitration.

Respectfully Submitted:

Patenaude & Felix, A.P.C.

A handwritten signature in black ink, appearing to read 'Gregg L. Morris', is written over a horizontal line.

GREGG L. MORRIS, ESQUIRE

213 E. Main Street

Carnegie, PA 15106

(412) 429-7675

2970. 2105
PA

AFFIDAVIT

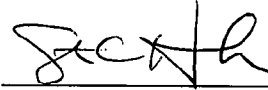
State of South Carolina

County of Greenville

I, Steve Hawkins, being first duly sworn on oath, depose and state as follows:

1. I am an Authorized Representative of LVNV Funding LLC and I am duly authorized to make this Affidavit.
2. That account number 4481270733411, DELLA B GLACE, ("Account") is owned by LVNV Funding LLC
3. The Account was acquired by LVNV Funding LLC from its affiliate, Sherman Originator LLC.
4. Upon the acquisition of the Account from Sherman Originator LLC, all of Sherman Originator LLC's interest in the Account was vested in LVNV Funding LLC

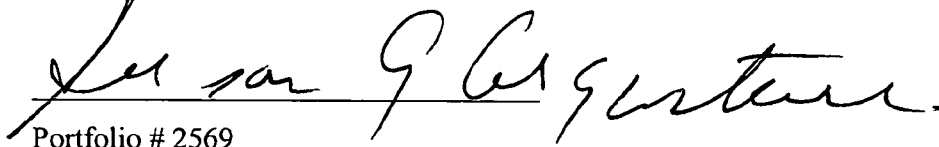
DATED this 18th day of April, 2006.



Signature

Subscribed and sworn to before me

This 18th day of April, 2006.



Portfolio # 2569

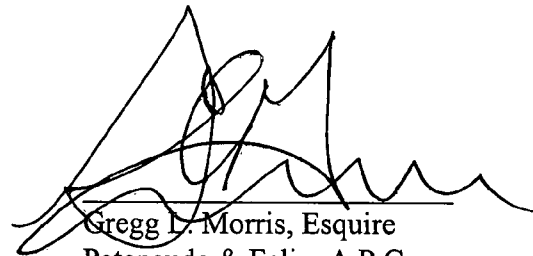
Susan G. Argentieri
Notary Public
State of South Carolina
My Comm. Exp. 8-15-2015

VERIFICATION

AND NOW, GREGG L. MORRIS, verifies the statements made in this Complaint that are true and correct to the best of his knowledge, information and belief. I understand that false statements herein are made subject to the penalties of Pa.C.S. Section 4904, relating to unsworn falsification to authorities.

By virtue of the fact that the Plaintiff is outside the jurisdiction of the Court and the verification cannot be obtained within the time allowed for the filing of this pleading, the pleading is submitted by counsel having sufficient knowledge, information and belief based upon the information provided to him by the Plaintiff. The verification of the party will be provided if requested.

Date: June 23, 2006

A handwritten signature in black ink, appearing to read 'Gregg L. Morris', is written over a horizontal line.

Gregg L. Morris, Esquire
Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 101740
NO: 06-1164-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: LVNV FUNDING, LLC
vs.
DEFENDANT: DELLA B. GLACE

SHERIFF RETURN

NOW, July 27, 2006 AT 2:03 PM SERVED THE WITHIN COMPLAINT ON DELLA B. GLACE DEFENDANT AT MT. LAUREL NURSING HOME, 700 LEONARD ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO DELLA B. GLACE, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: HUNTER / DEHAVEN

FILED
07/27/06
AUG - 8 2006

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	PATENAUDE	7807	10.00
SHERIFF HAWKINS	PATENAUDE	7807	20.00

Sworn to Before Me This

_____ Day of _____ 2006

So Answers,


Chester A. Hawkins
Sheriff

GREGG L. MORRIS, ESQ.
PATENAUDE & FELIX, A.P.C.
213 E. MAIN STREET
CARNEGIE, PA 15106
(412) 429-7675
FACSIMILE (412) 429-7679
PA ID#69006

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, LLC

Plaintiff,

v.

DELLA B GLACE ,

Defendant(s).

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) NO. 2006-1164-CD
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**P R A E C I P E F O R
D E F A U L T J U D G M E N T**

Filed on behalf of:
LVNV FUNDING, LLC,
Plaintiff

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 East Main Street
Carnegie, PA 15106
(412) 429-7675

FILED *Attg pd. 20.00*
m/1:52/01
SEP 01 2006 *ICC & Notice to Def.*

William A. Shaw
Prothonotary/Clerk of Courts

Statement to
Attg
(GK)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, LLC,)	
)	
Plaintiff)	NO. 2006-1164-CD
)	
v.)	
)	
DELLA B GLACE ,)	
)	
Defendant(s))	
)	

PLAINTIFF'S PRAECIPE FOR DEFAULT JUDGMENT

TO: PROTHONOTARY

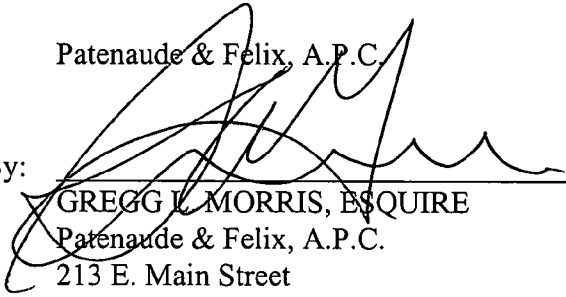
Please enter a judgment against the Defendant(s), above named, for failure to file an Answer to Plaintiff's complaint.

Amount claimed in Complaint	\$5,894.44
Interest from March 10, 2006	\$0.00
Attorney's fees	\$0.00
TOTAL	\$5,894.44

With continuing interest on the principal amount of \$5,894.44, with interest at the legal rate, plus costs of suit.

I hereby certify that a written notice of intention to file this praecipe was mailed to the Defendant(s) and Defendant(s) counsel (if known), after the default had occurred and at least ten (10) days prior to the date of the filing of this praecipe. A copy of the Notice is attached.

Patenaude & Felix, A.P.C.

By: 
GREGG L. MORRIS, ESQUIRE
Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, LLC,

Plaintiff

v.

DELLA B GLACE ,

Defendant(s)

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NO. 2006-1164-CD

**PLAINTIFF'S AFFIDAVIT OF NON-MILITARY SERVICE AND MAILING OF
NOTICE PURSUANT TO PA.R.C.P. 1037(b)**

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF ALLEGHENY

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Before me, the undersigned authority, a Notary Public in and for said County and State, Personally appeared Gregg L. Morris, Attorney for and authorized representative of Plaintiff, who being duly sworn according to law, deposes and states that the Defendant(s), DELLA B GLACE , is not in the military service of the United States of America to the best of his knowledge, information and belief and certifies that Notice of Intent to take Default Judgment was mailed in accordance with Pa.R.C.P. 237.1, as evidenced by the attached copy.

Patenaude & Felix, A.P.C.

By:

GREGG L. MORRIS, ESQUIRE

Patenaude & Felix, A.P.C.

213 E. Main Street

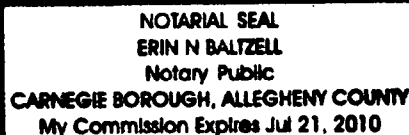
Carnegie, PA 15106

(412) 429-7675

Sworn to and subscribed before me
this 30 day of August 2006.

Erin N. Baltzell

Notary Public



My Commission Expires Jul 21, 2010
CARNEGIE BOROUGH, ALLEGHENY COUNTY
NOTARY PUBLIC
ERIN N. BALTZELL
NOTARIAL SEAL

GREGG L. MORRIS, ESQ.
PATENAUE & FELIX, A.P.C.
213 E. MAIN STREET
CARNEGIE, PA 15106
(412) 429-7675
FACSIMILE (412) 429-7679
PA ID#69006

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, LLC

Plaintiff,

V.

DELLA B GLACE,

Defendant(s).

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) NO. 2006-1164-CD
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IMPORTANT NOTICE

Filed on behalf of:
LVNV FUNDING, LLC,
Plaintiff

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 East Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, LLC,

Plaintiff

v.

DELLA B GLACE ,

Defendant(s)

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) NO. 2006-1164-CD
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To: DELLA B GLACE
MT. LAUREL NURSING HOME 700 LEONARD STREET
CLEARFIELD, PA 16830-2519

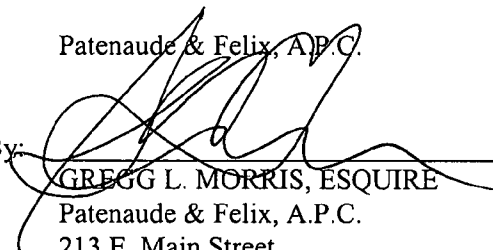
Date of Notice: August 17, 2006

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 OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN 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 A 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.

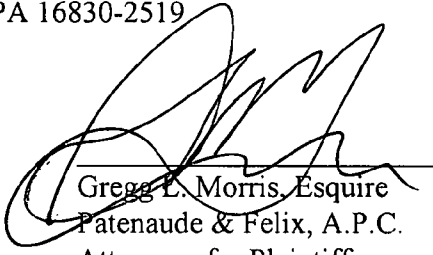
David S. Meholick
Court Administration
Clearfield County Courthouse
Clearfield, PA 16830
814-765-2641

Patenaude & Felix, A.P.C.
By: 
GREGG L. MORRIS, ESQUIRE
Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

I, GREGG L. MORRIS, attorney for Plaintiff, LVNV FUNDING, LLC, hereby
certify that a true and correct copy of the foregoing document was served this day by US
First Class Mail, postage prepaid upon the following:

DELLA B GLACE
MT. LAUREL NURSING HOME 700 LEONARD STREET
CLEARFIELD, PA 16830-2519

Date: August 17, 2006



Gregg L. Morris, Esquire
Paternaude & Felix, A.P.C.
Attorneys for Plaintiff
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

GREGG L. MORRIS, ESQ.
PATENAUE & FELIX, A.P.C.
213 E. MAIN STREET
CARNEGIE, PA 15106
(412) 429-7675
FACSIMILE (412) 429-7679
PA ID#69006

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

LVNV FUNDING, LLC

Plaintiff,

V.

DELLA B GLACE,

Defendant(s).

)
)
) NO. 2006-1164-CD
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**NOTICE OF ORDER,
DECREE OR JUDGMENT**

Filed on behalf of:
LVNV FUNDING, LLC,
Plaintiff

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 East Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

COPY

LVNV FUNDING, LLC,)
)
Plaintiff) NO. 2006-1164-CD
)
v.)
)
DELLA B GLACE,)
)
Defendant(s))
)

NOTICE OF ORDER, DECREE OR JUDGMENT

TO: () Plaintiff (X) Defendant () Garnishee () Additional Defendant

You are hereby notified that the following Order, Decree, or Judgment has been entered
against you on September 1, 2006

- () Decree Nisi in Equity
() Final Decree in Equity
(X) Judgment of () Confession () Verdict () Court Order
(X) Default () Non-suit
() Non-Pros () Arbitration Award

- (X) Judgment in the amount of \$5,894.44, plus cost.
() District Justice Transcript of Judgment in the amount of \$ _____,
plus costs.
() If not satisfied within sixty (60) days, your motor vehicle operator's license will be
suspended by the Department of Transportation.

Prothonotary

By William L. Harris
Deputy

If you have questions concerning the above, please contact:

Name of Attorney: GREGG L. MORRIS, ESQUIRE
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

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

CC:Y

LVNV Funding LLC
Plaintiff(s)

No.: 2006-01164-CD

Real Debt: \$5,894.44

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Della B. Glace
Defendant(s)

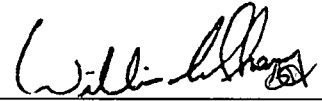
Entry: \$20.00

Instrument: Default Judgment

Date of Entry: September 1, 2006

Expires: September 1, 2011

Certified from the record this 1st day of September, 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