

06-1672-CD  
AIS Serv. LLC vs Nancy L. Gearhart

AIS Services vs Nancy Gearhart  
2006-1672-CD

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

AIS SERVICES, LLC

Plaintiff

vs.

NANCY L GEARHART

Defendant

No: 06-1072-CD

COMPLAINT IN CIVIL ACTION

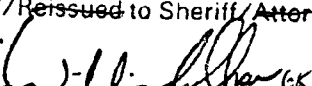
FILED ON BEHALF OF  
Plaintiff

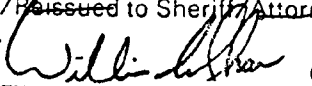
COUNSEL OF RECORD OF  
THIS PARTY:

James C. Warmbrodt, 42524  
WEITMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130  
05340936 C A Pit CXC

FILED 100 Sheriff  
m12:04/61  
OCT 12 2008 Any pd. 85.00

William A. Shaw  
Prothonotary/Clerk of Courts

May 12 2008 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.  
  
Deputy Prothonotary

Oct 10 2008 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.  
  
Deputy Prothonotary

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

AIS SERVICES, LLC

Plaintiff

vs.

Civil Action No

NANCY L GEARHART

Defendant

COMPLAINT AND 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 an 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

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.

COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
230 EAST MARKET ST., SUITE 228  
CLEARFIELD, PA 16830  
(814) 765-2641, ext 1300-1301

COMPLAINT

1. Plaintiff, AIS SERVICES, LLC is a corporation with offices at 6851 JERICHO TURNPIKE #190 SYOSSET , NY 11791 .

2. Defendant is adult individual(s) residing at the address listed below:

NANCY L GEARHART  
1822 BANION RD  
MADERA, PA 16661

3. Defendant applied for and received a credit card bearing the account number 5489555102425685 .

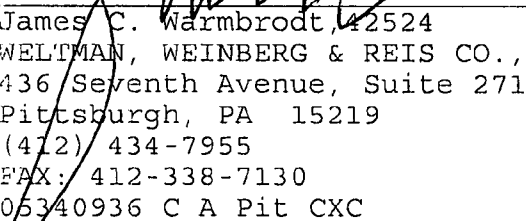
4. Defendant made use of said credit card and has a current balance due of \$2185.23 , as of September 15, 2006 .

5. Defendant is in default by failing to make monthly payments when due. As such, the entire balance is immediately due and payable to Plaintiff.

6. Plaintiff is entitled to the addition of interest at the rate of 9.990% per annum on the unpaid balance from September 15, 2006 . A copy of Plaintiff's STATEMENT is attached hereto, marked as Exhibit "1" and made a part hereof.

7. Although repeatedly requested to do so by Plaintiff, Defendant has willfully failed and/or refused to pay the balance due to Plaintiff.

Wherefore, the Plaintiff prays for judgment in its favor and against Defendant , NANCY L GEARHART , INDIVIDUALLY , in the amount of \$2135.23 with continuing interest thereon at the rate of 9.990% per annum from September 15, 2006 plus costs.



James C. Warmbrodt, 42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130  
05340936 C A Pit CXC

This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

Law Offices of  
Weltman, Weinberg & Reis Co., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955

September 15, 2006

RE: AIS SERVICES, LLC vs. NANCY L GEARHART

COURT #:

TO THE SHERIFF OF CLEARFIELD COUNTY:

PLEASE SERVE THE DEFENDANT(S) AT THE FOLLOWING ADDRESS(ES):

NANCY L GEARHART  
1822 BANION RD  
MADERA, PA 16661

Please confirm service by sending notice to:

WELTMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130

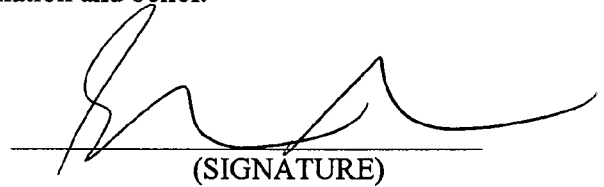
05340936 C A Pit CXC

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is Sara Rubin  
(NAME)

Agent of \_\_\_\_\_, plaintiff herein, that  
(TITLE) (COMPANY)

he/she is duly authorized to make this verification, and that the facts set forth in the foregoing Complaint are true and correct to the best of his/her knowledge, information and belief.

  
(SIGNATURE)

WWR# 125340936

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

Service # 1 of 1 Services

Sheriff Docket # **102031**

AIS SERVICES, LLC

Case # 06-1672-CD

vs.

NANCY L. GEARHART

TYPE OF SERVICE COMPLAINT

## SHERIFF RETURNS

NOW January 30, 2007 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT "NOT FOUND" AS TO NANCY L. GEARHART, DEFENDANT. 1822 BANION RD., MADERA, PA. "EMPTY". POSSIBLY RESIDING IN THE GRAMPAN AREA.  
SERVED BY: /

## Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	2612840	10.00
SHERIFF HAWKINS	WELTMAN	2612840	32.69

Sworn to Before me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2007

\_\_\_\_\_

So Answers,

  
Chester A. Hawkins  
Sheriff

FILED  
9/3:223H  
JAN 30 2007  
William A. Shaw  
Prothonotary/Clerk of Courts



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

AIS SERVICES, LLC

Plaintiff

vs.

NANCY L GEARHART

Defendant

No: 06-1672-CD

COMPLAINT IN CIVIL ACTION

FILED ON BEHALF OF  
Plaintiff


COUNSEL OF RECORD OF  
THIS PARTY:

James C. Warmbrodt, 42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130  
05340936 C A Pit CXC

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

OCT 12 2006

Attest.

  
Prothonotary/  
Clerk of Courts

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

AIS SERVICES, LLC

Plaintiff

vs.

Civil Action No

NANCY L GEARHART

Defendant

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COURT ADMINISTRATOR  
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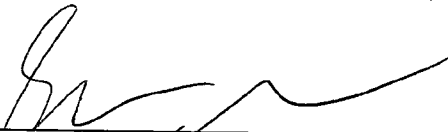
This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

VERIFICATION

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(NAME)

Agent of \_\_\_\_\_, plaintiff herein, that  
(TITLE) (COMPANY)

he/she is duly authorized to make this verification, and that the facts set forth in the foregoing Complaint are true and correct to the best of his/her knowledge, information and belief.

  
(SIGNATURE)

WWR#

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

AIS SERVICES, LLC

Plaintiff

No. 2006-1672-CD

vs.

**MOTION FOR ALTERNATE SERVICE**

NANCY L GEARHART

Defendant

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

William T. Molczan, Esquire  
PA I.D. #47437  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
2718 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

**FILED** No  
MT 11:45/61 cc  
APR 19 2007 (CR)

William A. Shaw  
Prothonotary/Clerk of Courts

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

AIS SERVICES, LLC

Plaintiff

No. 2006-1672-CD

vs.

NANCY L GEARHART

Defendant

**PLAINTIFF'S MOTION FOR ALTERNATE SERVICE**

AND NOW, comes Plaintiff, by counsel, Weltman, Weinberg & Reis Co., L.P.A. and requests this Honorable Court to enter an Order allowing the Plaintiff to make service upon Defendant, NANCY L GEARHART, by certified U.S. Mail and Certificate of Mailing, addressed to 1822 Banion Rd , Madera, Pa 16661, averring in support thereof the following:

1. On or about OCTOBER 12, 2006, Plaintiff filed a Complaint in Civil Action against Defendant to recover the unpaid balance due Plaintiff from Defendant in the amount of \$2185.23.
2. When the Sheriff of CLEARFIELD County, Pennsylvania, attempted to make service of Plaintiff's Complaint on Defendant, the Sheriff was unable to do so, as evidenced by the Sheriff's return, a true and correct copy of which is attached hereto, marked Exhibit "1", and made a part hereof.
3. Upon receipt of the Sheriff's return of no service, Plaintiff conducted an investigation with the United States Postal Service to confirm the physical address of the Defendant.

4. Pursuant to Plaintiff's request for information, the United States Postal Service confirmed Defendant's physical address of 1822 Banion Rd , Madera,Pa 16661, a true and correct copy of Plaintiff's Postal Request is attached hereto, marked as Exhibit "2", and made a part hereof.

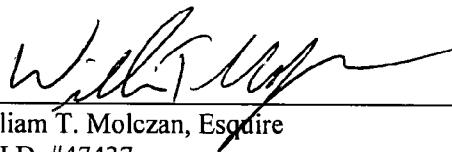
5. Plaintiff conducted an online white pages search and was unable to confirm a current address for Defendant of 1822 Banion Rd , Madera,Pa 16661.

6. Plaintiff contacted the CLEARFIELD County Tax Assessment office, a representative from which could not confirm the Defendant's current physical address as 1822 Banion Rd , Madera,Pa 16661.

7. Based upon the foregoing, Plaintiff believes and therefore avers that Defendant is attempting to avoid service of process in the above-captioned matter and Plaintiff therefore seeks an Order of Court, pursuant to Pennsylvania Rule of Civil Procedure 430, granting Plaintiff leave to serve its Complaint on Defendant by alternative means.



WHEREFORE, Plaintiff requests this Honorable Court to enter an Order pursuant to PA.R.C.P. 430(a), authorizing the Plaintiff to serve Defendant by Certified U.S. Mail and Certificate of Mailing sent to an address (1822 Banion Rd , Madera, Pa 16661) at which Defendant is presently receiving mail according to information obtained from the Post Office, or by allowing service by a competent adult.



---

William T. Molczan, Esquire  
PA I.D. #47437  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
2718 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

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

Service # 1 of 1 Services

Sheriff Docket # **102031**

**AIS SERVICES, LLC**

Case # **06-1672-CD**

vs.

**NANCY L. GEARHART**

CO

TYPE OF SERVICE COMPLAINT

**SHERIFF RETURNS**

NOW January 30, 2007 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT "NOT FOUND" AS TO NANCY L. GEARHART, DEFENDANT. 1822 BANION RD., MADERA, PA. "EMPTY". POSSIBLY RESIDING IN THE GRAMPAN AREA.  
SERVED BY: /

**Return Costs**

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	2612840	10.00
SHERIFF HAWKINS	WELTMAN	2612840	32.69

Sworn to Before me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2007

\_\_\_\_\_

So Answers, 1

EX-101

*Chester A. Hawkins*

Chester A. Hawkins  
Sheriff

05340936

# WELTMAN, WEINBERG & REIS CO., L.P.A.

ATTORNEYS AT LAW  
2718 Koppers Building  
436 Seventh Avenue  
Pittsburgh, Pennsylvania 15219  
412.434.7955  
www.weltman.com

BURLINGTON, NJ  
609.914.0437  
CHICAGO, IL  
847.940.9812  
CINCINNATI, OH  
513.723.2200  
CLEVELAND, OH  
216.685.1000  
COLUMBUS, OH  
614.228.7272  
DETROIT, MI  
248.362.6100  
PHILADELPHIA, PA  
215.599.1500

WILLIAM T. MOLCZAN  
Attorney at Law  
412.434.7955  
Fax 412.434.7959  
wmolczan@weltman.com



February 2, 2007

Postmaster  
MADERA, PA 16661

## Request for Change of Address or Boxholder Information Needed for Service of Legal Process

Please furnish the new address or the name and street address (if a boxholder) for the following:

Name: NANCY L GEARHART  
Address: 1822 BANION RD  
MADERA, PA 16661

NOTE: The name and last known address are required for change of address information. The name, if known, and post office box address are required for boxholder information.

The following information is provided in accordance with 39 CFR 265.6(d)(6)(ii). There is no fee for providing boxholder information. The fee for providing change of address information is waived in accordance with 39 CFR 265.6(d)(1) and (2) and corresponding Administrative Support Manual 352.44a and b.

1. Capacity of requester: William T. Molczan, Esquire, Attorney for Plaintiff, AIS SERVICES, LLC
  2. Statute or regulation that empowers me to serve process: N/A
  3. The names of all known parties to the litigation: AIS SERVICES, LLC vs. NANCY L GEARHART
  4. The Court in which the case has been or will be heard: Court of Common Pleas of CLEARFIELD COUNTY
  5. The docket or other identifying number if one has been issued: 2006-1672-CD
- The capacity in which this individual is to be served: Defendant

### WARNING

THE SUBMISSION OF FALSE INFORMATION TO OBTAIN AND USE CHANGE OF ADDRESS INFORMATION OR BOXHOLDER INFORMATION FOR ANY PURPOSE OTHER THAN THE SERVICE OF LEGAL PROCESS IN CONNECTION WITH ACTUAL OR PROSPECTIVE LITIGATION COULD RESULT IN CRIMINAL PENALTIES INCLUDING A FINE OF UP TO \$10,000 OR IMPRISONMENT OF (2) TO AVOID PAYMENT OF THE FEE FOR CHANGE OF ADDRESS INFORMATION OF NOT MORE THAN 5 YEARS, OR BOTH (TITLE 18 U.S.C. SECTION 1001).

I certify that the above information is true and that the address information is needed and will be used solely for service of legal process in connection with actual or prospective litigation.

Chad B Carlson

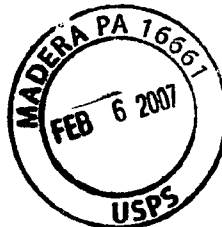
WELTMAN, WEINBERG & REIS CO., L.P.A.  
2718 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219

FOR POST OFFICE USE ONLY

### BOXHOLDER'S POSTMARK

- ☐ Not known at address given.  
☐ Moved, left no forward address.  
☐ No such address.  
☐ No change of address on file  
☒ Good as Addressed

XXX PLEASE INDICATE PHYSICAL ADDRESS



EXHIBIT

2

NEW ADDRESS or NAME and STREET ADDRESS

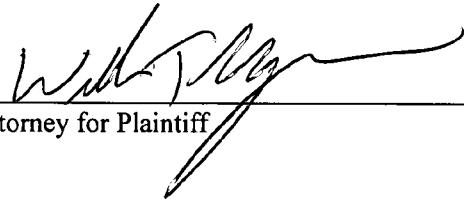
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

WWR#05340936

**CERTIFICATE OF SERVICE**

The undersigned certifies that a true and correct copy of the within Motion for Alternate Service was served on the 17 day of April, 2007, by first class, U.S. Mail, postage-prepaid, addressed as follows:

NANCY L GEARHART  
1822 Banion Rd  
Madera, Pa 16661

  
\_\_\_\_\_  
Attorney for Plaintiff

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

AIS SERVICES, LLC

NO. 2006-1672-CD

Plaintiff

vs.

NANCY L GEARHART

Defendant

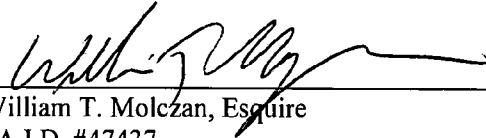
**AFFIDAVIT PURSUANT TO PA R.C.P. 430 (a)**

BEFORE ME, a Notary Public, in and for the foregoing County and Commonwealth, personally appeared William T. Molczan, Esquire, of Weltman, Weinberg & Reis, Co., L.P.A., attorneys for Plaintiff, and deposes and says that the following accurately reflects efforts made to ascertain the exact whereabouts of Defendant named in the above-captioned matter.

- a. Plaintiff requested current address information from the United States Postal Service, which request for information confirmed the current address for Defendant as being 1822 Banion Rd , Madera, Pa 16661. A true and correct copy of the Postal Service Return is marked Exhibit "2" attached hereto and made a part hereof.

Finally, Affiant deposes and says that after the foregoing investigation, the exact whereabouts of the Defendant, NANCY L GEARHART, is 1822 Banion Rd , Madera, Pa 16661.

WELTMAN, WEINBERG & REIS, CO., L.P.A.



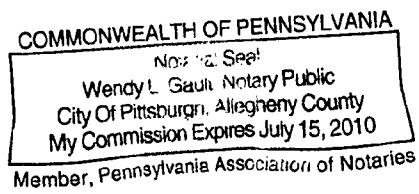
William T. Molczan, Esquire  
PA I.D. #47437

WELTMAN, WEINBERG & REIS CO., L.P.A.  
2718 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

Sworn to and subscribed before me  
this 9 day of April, 07



Notary



William A. Shaw  
Prothonotary/Clerk of Courts

FILED  
APR 19 2007

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

AIS SERVICES, LLC

Plaintiff

No. 2006-1672-CD

vs.

NANCY L GEARHART

**ORDER OF COURT**

AND NOW, to-wit, this \_\_\_\_\_ day of \_\_\_\_\_, 2007, upon consideration of the foregoing Motion for Service of the Complaint Pursuant to Special Order of Court and attached supporting affidavit, it is hereby ORDERED, ADJUDGED AND DECREED, that the service of the Complaint in Civil Action may be made on Defendant, NANCY L GEARHART, by permitting the Plaintiff to mail a copy of the Complaint to the Defendant the last known address being 1822 Banion Rd , Madera, Pa 16661 by Certified Mail and by Certificate of Mailing Postal Form 3817, postage prepaid. Service to be completed upon mailing.

BY THE COURT:

\_\_\_\_\_. J.



UA

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

AIS SERVICES, LLC,  
Plaintiff

VS.

NANCY L. GEARHART,  
Defendant

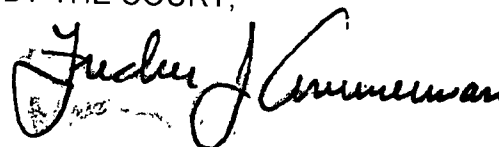
\*  
\*  
\*  
\*  
\*

NO. 06-1672-CD

ORDER

NOW, this 23<sup>rd</sup> day of April, 2007, after receipt and review of the Plaintiff's Motion for Alternate Service; the Court being advised that the Defendant's current physical address on file with the Adult Probation Office is 293 Main Street, Grampian, PA 16838 and her mailing address being P.O. Box 222, Grampian, PA 16838; it is the ORDER of this Court that Plaintiff use this information to again attempt service of the Complaint in Civil Action upon the Defendant.

BY THE COURT,



FREDRIC J. AMMERMAN  
President Judge

FILED

014:00/01  
APR 23 2007

William A. Shaw  
Prothonotary/Clerk of Courts

3cc

Molczan

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

CAPITAL ONE BANK

Plaintiff

vs.

NANCY L GEARHART

Defendant

No. 06-1672-CD

PRAECIPE TO REINSTATE COMPLAINT

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

JAMES C WARMBRODT, ESQ.  
PA I.D. #42524  
WELTMAN, WEINBERG & REIS, CO., L.P.A.  
2718 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR#05340936

**FILED** *Atty pd.*  
*m/12/08*  
**MAY 12 2008** *\$7.00*  
*1 cc and*  
William A. Shaw *1 Compl. Reinstated*  
Prothonotary/Clerk of Courts *to Sheriff*

*(310)*

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

CAPITAL ONE BANK

Plaintiff

vs.

Civil Action No. 06-1672-CD


NANCY L GEARHART

Defendant

**PRAECIPE TO REINSTATE COMPLAINT**

Kindly reinstate the Complaint in the above captioned matter.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By:   
JAMES C WARMBRODT, ESQ.  
PA I.D. #42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
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436 Seventh Avenue  
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WWR #05340936

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(5)

William A. Shaw  
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CIVIL DIVISION

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Plaintiff

vs.

Civil Action No

NANCY L GEARHART

Defendant

COMPLAINT AND 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 an 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

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.

COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
230 EAST MARKET ST., SUITE 228  
CLEARFIELD, PA 16830  
(814) 765-2641, ext 1300-1301

COMPLAINT

1. Plaintiff, AIS SERVICES, LLC is a corporation with offices at 6851 JERICHO TURNPIKE #190 SYOSSET , NY 11791 .

2. Defendant is adult individual(s) residing at the address listed below:

NANCY L GEARHART  
1822 BANION RD  
MADERA, PA 16661

3. Defendant applied for and received a credit card bearing the account number 5489555102425685 .

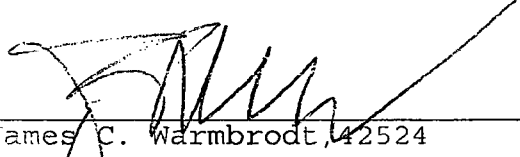
4. Defendant made use of said credit card and has a current balance due of \$2185.23 , as of September 15, 2006 .

5. Defendant is in default by failing to make monthly payments when due. As such, the entire balance is immediately due and payable to Plaintiff.

6. Plaintiff is entitled to the addition of interest at the rate of 9.990% per annum on the unpaid balance from September 15, 2006 . A copy of Plaintiff's STATEMENT is attached hereto, marked as Exhibit "1" and made a part hereof.

7. Although repeatedly requested to do so by Plaintiff, Defendant has willfully failed and/or refused to pay the balance due to Plaintiff.

Wherefore, the Plaintiff prays for judgment in its favor and against Defendant , NANCY L GEARHART , INDIVIDUALLY , in the amount of \$2185.23 with continuing interest thereon at the rate of 9.990% per annum from September 15, 2006 plus costs.



---

James C. Warmbrodt, 42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130  
05340936 C A Pit CXC


This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is Sara Rubin  
(NAME)

Agent of \_\_\_\_\_, plaintiff herein, that  
(TITLE) (COMPANY)

he/she is duly authorized to make this verification, and that the facts set forth in the foregoing Complaint are true and correct to the best of his/her knowledge, information and belief.

  
(SIGNATURE)

WWR# 05340936



FILED

JUN 13 2008

W/10:15/WW

William A. Shaw  
Prothonotary/Clerk of Courts

1 CENR TO AM

(612)

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

CAPITAL ONE BANK

Plaintiff

vs.

NANCY L GEARHART

Defendant

No. 06-1672-CD

AFFIDAVIT OF SERVICE OF COMPLAINT

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

JAMES C. WARMBRODT, Esquire  
PA I.D. #42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
2718 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

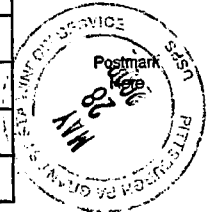
WWR#05340936

**U.S. Postal Service™**  
**CERTIFIED MAIL™ RECEIPT**  
 (Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

Postage	\$ 1.86
Certified Fee	2.70
Return Receipt Fee (Endorsement Required)	2.20
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.76



Sent To NANCY L GEORHART  
 Street, Apt. No.,  
 or PO Box No. 1822 BANION RD  
 City, State, ZIP+4 MADERA, PA 16661

PS Form 3800, August 2005 See Reverse for Instructions

7007 1490 0001 0928 4804

MAY BE USED FOR DOMESTIC AND INTERNATIONAL MAIL, DOES NOT  
 PROVIDE FOR INSURANCE-POSTMASTER

Received From:  
Woltman, Weinberg & Reis Co., L.P.A.  
2719 Koppers Bldg.  
436 7th Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

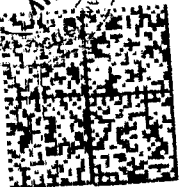
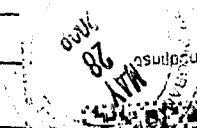
One piece of ordinary mail addressed to:

NANCY L GEORHART  
1822 BANION ROAD  
MADERA, PA 16661  
#5340936

049J82041982

\$01.100

Mailed From 15219  
 US POSTAGE



FIRST CLASS

PS Form 3817, January 2001

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

CAPITAL ONE BANK

Plaintiff  
vs.

No. 06-1672-CD

NANCY L GEARHART  
Defendant

**AFFIDAVIT OF SERVICE OF COMPLAINT**

Before me, the undersigned authority, personally appeared JAMES C. WARMBRODT, Esquire, who, being duly sworn according to law, deposes and says that on MAY 28, 2008, he did cause to be sent to Defendant, NANCY L GEARHART, Plaintiff's Complaint by Certificate of Mailing Postal Form 3817 and on MAY 28, 2008, he did cause to be sent to Defendant, NANCY L GEARHART, Plaintiff's Complaint by Certified Mail, Return Receipt requested, directed to the Defendant at her last known address of 1822 BANION RD MADERA, PA 16661. True and correct copy of Plaintiff's Certificate of Mailing PS Form 3817 is attached hereto, marked as Exhibit "1" and made a part hereof. Furthermore, true and correct copy of Plaintiff's Receipt for Certified Mail is attached hereto, marked as Exhibit "2" and made a part hereof.

As the Order of Court states, service is deemed to be perfected as of MAY 28, 2008, the date of mailing.

WELTMAN, WEINBERG & REIS CO., L.P.A.

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

JAMES C. WARMBRODT, Esquire

PA I.D. #42524

WELTMAN, WEINBERG & REIS CO., L.P.A.

2718 Koppers Building

436 Seventh Avenue

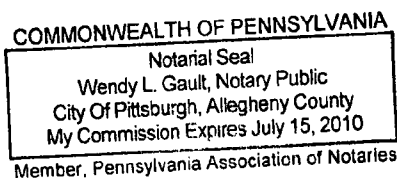
Pittsburgh, PA 15219

(412) 434-7955

WWR#05340936

Sworn to and subscribed  
before me this 4  
day of June, 2008.

\_\_\_\_\_  
NOTARY PUBLIC



FILED  
JUN 13 2009  
Prothonotary/Clerk of Courts  
William A. Shaw

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

CAPITAL ONE BANK

Plaintiff

vs.

NANCY L GEARHART

Defendant

No. 06-1672-CD

PRAECIPE TO REINSTATE COMPLAINT

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

JAMES C WARMBRODT, ESQ.  
PA I.D. #42524  
WELTMAN, WEINBERG & REIS, CO., L.P.A.  
1400 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR#05340936

FILED

OCT 20 2008

William A. Shaw  
Prothonotary/Clerk of Courts

Any pd. 7.00

1cc & 1 Compl.

Reinstated  
to Sheriff

(60)

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

CAPITAL ONE BANK

Plaintiff

vs.

Civil Action No. 06-1672-CD


NANCY L GEARHART

Defendant

**PRAECIPE TO REINSTATE COMPLAINT**

Kindly reinstate the Complaint in the above captioned matter.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By:   
JAMES C WARMBRODT, ESQ.  
PA I.D. #42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
2718 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR #05340936

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

AIS SERVICES, LLC

Plaintiff

vs.

NANCY L GEARHART

Defendant

No: 06-1072-CD

COMPLAINT IN CIVIL ACTION

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

James C. Warmbrodt, 42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130  
05340936 C A Pit CXC

FILED 100 Sheriff  
m12:04  
OCT 12 2006  
Att'y pd. 85.00  
William A. Shaw  
Prothonotary/Clerk of Courts

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

AIS SERVICES, LLC

Plaintiff

vs.

Civil Action No

NANCY L GEARHART

Defendant

---

COMPLAINT AND 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 an 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

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.

COURT ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
230 EAST MARKET ST., SUITE 228  
CLEARFIELD, PA 16830  
(814) 765-2641, ext 1300-1301



COMPLAINT

1. Plaintiff, AIS SERVICES, LLC is a corporation with offices at 6851 JERICHO TURNPIKE #190 SYOSSET , NY 11791 .

2. Defendant is adult individual(s) residing at the address listed below:

---

NANCY L GEARHART  
1822 BANION RD  
MADERA, PA 16661

3. Defendant applied for and received a credit card bearing the account number 5489555102425685 .

4. Defendant made use of said credit card and has a current balance due of \$2185.23 , as of September 15, 2006 .

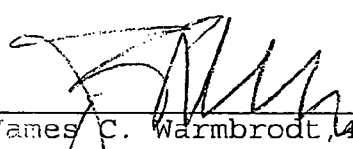
5. Defendant is in default by failing to make monthly payments when due. As such, the entire balance is immediately due and payable to Plaintiff.

6. Plaintiff is entitled to the addition of interest at the rate of 9.990% per annum on the unpaid balance from September 15, 2006 . A copy of Plaintiff's STATEMENT is attached hereto, marked as Exhibit "1" and made a part hereof.

7. Although repeatedly requested to do so by Plaintiff, Defendant has willfully failed and/or refused to pay the balance due to Plaintiff.

Wherefore, the Plaintiff prays for judgment in its favor and against Defendant , NANCY L GEARHART , INDIVIDUALLY , in the amount of \$2185.23 with continuing interest thereon at the rate of 9.990% per annum from September 15, 2006 plus costs.

---

  
James C. Warmbrodt, 42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130  
05340936 C A Pit CXC


This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is Sara Rubin  
(NAME)

Agent of \_\_\_\_\_, plaintiff herein, that  
(TITLE) (COMPANY)

he/she is duly authorized to make this verification, and that the facts set forth in the foregoing Complaint are true and correct to the best of his/her knowledge, information and belief.

  
(SIGNATURE)

WWR# 05340936

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 06-1672-CD

AIS SERVICES, LLC  
vs  
NANCY L. GEARHART

SERVICE # 1 OF 1

REINSTATED COMPLAINT

SERVE BY: 11/18/2008 HEARING: PAGE: 104806

DEFENDANT: NANCY L. GEARHART  
ADDRESS: 293 MAIN STREET, P.O. BOX 222  
GRAMPIAN, PA 16838

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/PIC

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS 11-5-08-9:48<sup>AM</sup> - N/H - Left Note

5  
**FILED**

9/8:30 AM  
DEC 11 2008

William A. Shaw  
Prothonotary/Clerk of Courts

**SHERIFF'S RETURN**

NOW, 11-5-08 AT 10:29 (AM) PM SERVED THE WITHIN

REINSTATED COMPLAINT ON NANCY L. GEARHART, DEFENDANT

BY HANDING TO NANCY L. GEARHART, Def.

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS THEREOF.

ADDRESS SERVED 239 MAIN ST.  
GRAMPIAN, Pa. 16838

NOW \_\_\_\_\_ AT \_\_\_\_\_ AM / PM POSTED THE WITHIN

REINSTATED COMPLAINT FOR NANCY L. GEARHART

AT (ADDRESS) \_\_\_\_\_

NOW \_\_\_\_\_ AT \_\_\_\_\_ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO NANCY L. GEARHART

REASON UNABLE TO LOCATE \_\_\_\_\_

SWORN TO BEFORE ME THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_ 2008

So Answers: CHESTER A. HAWKINS, SHERIFF

BY: James E. Davis

Deputy Signature

JAMES E. DAVIS

Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104806  
NO: 06-1672-CD  
SERVICES 1  
REINSTATED COMPLAINT

PLAINTIFF: AIS SERVICES, LLC  
vs.  
DEFENDANT: NANCY L. GEARHART

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	8792811	10.00
SHERIFF HAWKINS	WELTMAN	8792811	23.04

<sup>5</sup>  
FILED

01/31/08  
FEB 04 2008

William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2008  
\_\_\_\_\_

So Answers,



Chester A. Hawkins  
Sheriff

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

AIS SERVICES, LLC

Plaintiff

vs.

No. 06-1672-CD

PRAECIPE FOR DEFAULT JUDGMENT

NANCY L GEARHART

Defendant

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

JAMES C WARMBRODT, ESQUIRE  
PA I.D.#42524  
Weltman, Weinberg & Reis Co., L.P.A.  
1400 Koppers Bldg.  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR#05340936 LXR  
Judgment Amount \$ 2,732.46

**THIS LAW FIRM IS ATTEMPTING TO COLLECT THIS DEBT FOR ITS CLIENT AND ANY  
INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

**FILED** *Atty pd. 20.00*  
*MT 4230*  
**APR 22 2009** *ccs Notice*  
*to Def.*  
William A. Shaw  
Prothonotary/Clerk of Courts

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

AIS SERVICES, LLC

Plaintiff

vs.

Civil Action No. 06-1672-CD

NANCY L GEARHART

Defendant

**PRAECIPE FOR DEFAULT JUDGMENT**

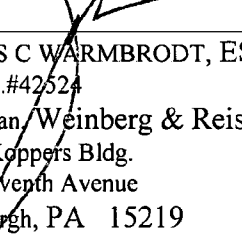
TO THE PROTHONOTARY:

Kindly enter Judgment against the Defendant, NANCY L GEARHART above named, in the default of an Answer, in the amount of \$2,732.46 computed as follows:

Amount claimed in Complaint	\$2185.23
Interest from SEPTEMBER 15, 2006 to APRIL 10, 2009 at the legal interest rate of 6% per annum	\$547.23
TOTAL	\$2,732.46

I hereby certify that appropriate Notices of Default, as attached have been mailed in accordance with PA R.C.P. 237.1 on the dates indicated on the Notices.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By:   
JAMES C WARMBRODT, ESQUIRE  
PA I.D.#42524  
Weltman, Weinberg & Reis Co., L.P.A.  
1400 Koppers Bldg.  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955  
WWR#05340936

Plaintiff's address is:

c/o Weltman, Weinberg & Reis Co., L.P.A., 1400 Koppers Building, 436 7<sup>th</sup> Avenue, Pittsburgh, PA 15219

And that the last known address of the Defendant is:

293 MAIN ST  
GRAMPIAN, PA 16838

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

COPY

AIS SERVICES, LLC

Plaintiff

vs.

Civil Action No. 06-1672-CD

NANCY L GEARHART

Defendant

NOTICE OF JUDGMENT OR ORDER

TO:    ☐ Plaintiff  
         ☒ Defendant  
         ☐ Garnishee

You are hereby notified that the following  
Order or Judgment was entered against you  
on 4/22/09

(xx)    Assumpsit Judgment in the amount  
         of \$2,732.46 plus costs.

(    )    Trespass Judgment in the amount  
         of \$\_\_\_\_\_ plus costs.

(    )    If not satisfied within sixty (60)  
days, your motor vehicle operator's license and/or registration  
will be suspended by the Department of Transportation, Bureau  
of Traffic Safety, Harrisburg, PA.

(xx)    Entry of Judgment of  
         ☐ Court Order  
         ☐ Non-Pros  
         ☐ Confession  
         (xx) Default  
         ☐ Verdict  
         ☐ Arbitration  
         Award

Prothonotary

By:   
PROTHONOTARY (OR DEPUTY)

NANCY L GEARHART  
293 MAIN ST  
GRAMPIAN, PA 16838

Plaintiff's address is:  
c/o Weltman, Weinberg & Reis Co., L.P.A., 1400 Koppers Building, 436 7<sup>th</sup> Avenue, Pittsburgh, PA 15219  
1-888-434-0085



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

AIS SERVICES, LLC

Case no: 06-1672-CD

Plaintiff

**NON-MILITARY AFFIDAVIT**

vs.

NANCY L GEARHART

Defendant

The undersigned, who first being duly sworn, according to law, deposes and states as follows:

That he/she is the duly authorized agent of the Plaintiff in the within matter.

Affiant further states that the within Affidavit is made pursuant to and in accordance with the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. App. § 521.

Affiant further states that based upon investigation it is the affiant's belief that the Defendant, NANCY L GEARHART is not in the military service.

Affiant further states that this belief is supported by the attached certificate from the Defense Manpower Data Center (DMDC), which states that the Defendant, NANCY L GEARHART is not in the military service.

Further Affiant sayeth naught.

  
\_\_\_\_\_  
AFFIANT

SWORN TO AND SUBSCRIBED in my presence this 13 day  
of April, 2009

  
\_\_\_\_\_  
NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal  
Wayne A. Jones, Notary Public  
City Of Pittsburgh, Allegheny County  
My Commission Expires June 29, 2010  
Member, Pennsylvania Association of Notaries

This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

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

AIS SERVICES, LLC

Plaintiff

Case No. 06-1672-CD

vs.

NANCY L GEARHART

Defendant

**IMPORTANT NOTICE**

TO:  
NANCY L GEARHART  
293 MAIN ST POB 222  
GRAMPIAN, PA 16838

Date of Notice: 3/26/09

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 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.

COURT ADMINISTRATOR  
CLEARFILED COUNTY COURTHOUSE  
SECOND & MARKET STREETS  
CLEARFIELD, PA. 16830  
(814) 765-2641, EXT 50-51

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 

Matthew Urban

P.A.I.D.# 90963

WELTMAN, WEINBERG & REIS CO., L.P.A.

436 Seventh Avenue, 1400 Koppers Building  
Pittsburgh, PA 15219

Phone: (412) 434-7955

5340936 A PIT LXR

Department of Defense Manpower Data Center

APR-10-2009 07:50:01



Military Status Report  
Pursuant to the Servicemembers Civil Relief Act

◀ Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
GEARHART	NANCY	Based on the information you have furnished, the DMDC does not possess any information indicating that the individual is currently on active duty.		

Upon searching the information data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the current status of the individual as to all branches of the Military.

*Mary M. Snavelly-Dixon*

Mary M. Snavelly-Dixon, Director  
Department of Defense - Manpower Data Center  
1600 Wilson Blvd., Suite 400  
Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The Department of Defense strongly supports the enforcement of the Servicemembers Civil Relief Act [50 USCS Appx. §§ 501 et seq] (SCRA) (formerly the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's active duty status by contacting that person's Military Service via the "defenseink.mil" URL provided below. If you have evidence the person is on active-duty and you fail to obtain this additional Military Service verification, provisions of the SCRA may be invoked against you.

If you obtain further information about the person ( e.g., an SSN, improved accuracy of DOB, a middle name), you can submit your request again at this Web site and we will provide a new certificate for that query.

This response reflects current active duty status only. For historical information, please contact the Military Service SCRA points-of-contact.

See: <http://www.defenselink.mil/faq/pis/PC09SLDR.html>

WARNING: This certificate was provided based on a name and Social Security number (SSN) provided by the requester. Providing an erroneous name or SSN will cause an erroneous certificate to be provided.

Report ID: CBSVGKUZNT