

06-2016-CD
Bank of America vs L. Hoffman

Bank of America vs Laurie Hoffman
2006-2016-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

PD \$85.00 AMY
FILED ICC AMY
M/12:00pm ICC Shfp
DEC 04 2006 \$

Bank of America, N.A., USA
c/o David Apothaker, Esquire

(Plaintiff)

2417 Welsh Road, Suite 21 #520

(Street Address)

Philadelphia, PA 19114

(City, State ZIP)

CIVIL ACTION

William A. Shaw
Prothonotary/Clerk of Courts

No. 06-2016-CD

Type of Case: _____

Type of Pleading: _____

Filed on Behalf of:

Bank of America, N.A., USA
(Plaintiff/Defendant)

VS.

Laurie Hoffman

(Defendant)

611 Keewaydin Rd

(Street Address)

Frenchville, PA 16836-9206

(City, State ZIP)

David Apothaker, Esquire
(Filed by)

Apothaker & Associates, P.C.
2417 Welsh Road
Suite 21 #520
Philadelphia, PA 19114

(Address)

215-634-8920

(Phone)

(Signature)

APOTHAKER & ASSOCIATES, P.C.

BY: David J. Apothaker

Attorney I.D.#38423

2417 Welsh Road, Suite 21 #520

Philadelphia, PA 19114

(215) 634-8920

Attorneys for Plaintiff

BANK OF AMERICA, N.A., USA
c/o David J Apothaker, Esquire
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

Plaintiff,

vs.

LAURIE HOFFMAN
611 KEEWAYDIN RD
FRENCHVILLE, PA 16836-9206
Defendant.

) COURT OF COMMON PLEAS
) CLEARFIELD COUNTY
)
) NO.:
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NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action with 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 ONE. 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.

CLEARFIELD COUNTY BAR ASSOCIATION
Lawyer Referral and Information Service
814-765-2641

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las páginas siguientes, usted tiene veinte (20) días de plazo al partir de la fecha de la demanda y la notificación. Hace falta asentir una comparecencia escrita o con un abogado y entregar a la corte en forma escrita sus objeciones a las demandas en contra de su persona. Se aconseja que si usted no se defiende, la corte tomará medidas y puede continuar la demanda en contra suya sin previo aviso o notificación. Además, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFFICIENTE DE PAGAR TAL SERVICIO. VAYA EN PERSONA O LLAME POR TELÉFONO A LA OFICINA CUYA DIRECCIÓN SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL.

CLEARFIELD COUNTY BAR ASSOCIATION
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APOTHAKER & ASSOCIATES, P.C.

BY: David J. Apothaker

Attorney I.D.#38423

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Attorneys for Plaintiff

BANK OF AMERICA, N.A., USA
c/o David J Apothaker, Esquire
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

Plaintiff,

vs.

LAURIE HOFFMAN
611 KEEWAYDIN RD
FRENCHVILLE, PA 16836-9206
Defendant.

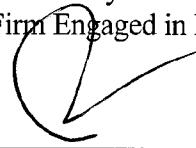
) COURT OF COMMON PLEAS
) CLEARFIELD COUNTY
)
) NO.:
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**CIVIL ACTION COMPLAINT
FIRST COUNT**

1. Plaintiff, BANK OF AMERICA, N.A., USA, is a company with its principal place of business located at c/o David J Apothaker, Esq. 2417 Welsh Road, Suite 21 #520, Philadelphia, PA 19114.
2. Defendant is LAURIE HOFFMAN, an adult individual residing at 611 KEEWAYDIN RD FRENCHVILLE, PA 16836-9206.
3. At the special instance and request of Defendant, Plaintiff sold and delivered to Defendant goods and/or services at the times, of the kinds, in the quantities, and for the prices set forth in Plaintiff's records. A true and correct copy of which is attached hereto, incorporated herein by reference and designated Exhibit "A".
4. Defendant received and accepted the goods and/or services described in Exhibit "A".
5. The prices set forth in Exhibit "A" are the fair, reasonable and market prices for said goods and/or services, and the prices which Defendant agreed to pay.
6. All credits, if any, to which Defendant is entitled, are set forth in Exhibit "A".
7. In addition, Plaintiff avers that Defendant has failed and continues to fail to make any payments, leaving a balance due and owing of \$10,834.40 from December 19, 2005.

8. Although demand has been made, Defendant has failed to make payment of the amount due as above.

WHEREFORE, Plaintiff demands judgment in favor of Plaintiff and against Defendant(s) for the sum of \$10,834.40 plus costs, and reasonable attorney's fees.

APOTHAKER & ASSOCIATES, P.C.
Attorney for Plaintiff
A Law Firm Engaged in Debt Collection
BY: 

David J. Apothaker

Dated: 11/27/2006

Our File No.: 79844

VERIFICATION

David J. Apothaker, Esq. hereby states that I am counsel for plaintiff in this action, and that I am authorized to take this Verification, and that the statements made in the foregoing Civil Action Complaint are true and correct to the best of my knowledge, information, and belief. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa.C.S.A. 4904 relating to unsworn falsification to authorities.



David J. Apothaker, Esq.
Attorney for Plaintiff

DATE: 11/27/2006

BANK OF AMERICA, N.A., USA
c/o David J Apothaker, Esquire
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

LAURIE HOFFMAN
611 KEEWAYDIN RD
FRENCHVILLE, PA 16836-9206

STATEMENT OF ACCOUNT

Debtor's Name: LAURIE HOFFMAN

Account Number: 4319041001719717

Original Creditor: BANK OF AMERICA, N.A., USA

Date of Debt: December 19, 2005

Balance Due: \$10,834.40

Our File No.: 79844

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102212
NO: 06-2016-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: BANK OF AMERICA, N.A., USA
vs.
DEFENDANT: LAURIE HOFFMAN

SHERIFF RETURN

NOW, December 20, 2006 AT 2:20 PM SERVED THE WITHIN COMPLAINT ON LAURIE HOFFMAN DEFENDANT AT 611 KEEWAYDIN RD, FRENCHVILLE, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO KEVIN HOFFMAN, HUSBAND A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DEHAVEN /

FILED
073:1361
MAR 08 2007
CR

William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	38769G	10.00
SHERIFF HAWKINS	APOTHAKER	38769G	46.48

Sworn to Before Me This

____ Day of _____ 2007

So Answers,

Chester A. Hawkins
by Marilyn Hamps
Chester A. Hawkins
Sheriff

APOTHAKER & ASSOCIATES, P.C.
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff
David J. Apothaker, Esquire
Attorney ID #38423

FILED Atty pd.
M 12/11/01 20:00
JUN 04 2007 CCO Notice
to Def.

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

BANK OF AMERICA, N.A., USA

Plaintiff,
vs.

LAURIE HOFFMAN

Defendant.

) COURT OF COMMON PLEAS OF
) CLEARFIELD COUNTY
)
)
)
) NO.: 06-2016-CD
)
) Civil Action
)

PRAECIPE TO ENTER DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Please enter a default judgment in favor of plaintiff, BANK OF AMERICA, N.A., USA and against Defendant, LAURIE HOFFMAN, for failure to answer or otherwise respond to the Complaint - Civil Action.

The Complaint was served upon the defendants on December 20, 2006 by the CLEARFIELD Sheriff's Department. Copies of the proofs of service are attached hereto as Exhibit "A".

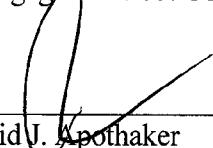
I certify, a copy of the Notice of Intention To Take Default was mailed on April 26, 2007, and also attached hereto.

Assess damages in the amount of:

(a) Balance:	\$10,834.40
(b) Interest from November 27, 2006	\$238.98
(c) Minus payments of	\$1,200.00
TOTAL	\$9,873.38

APOTHAKER & ASSOCIATES, P.C.
Attorneys for Plaintiff
A Law Firm Engaged in Debt Collection

By:


David J. Apothaker

Dated: 5/17/2007

Our File No.: 79844

APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorney for Plaintiff

BANK OF AMERICA, N.A., USA)	COURT OF COMMON PLEAS OF
)	CLEARFIELD COUNTY
Plaintiff,)	
vs.)	
)	
)	NO.: 06-2016-CD
LAURIE HOFFMAN)	
)	Civil Action
Defendant.)	
)	

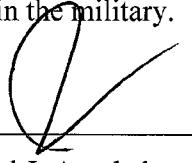
AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

David J. Apothaker, being duly sworn according to law, deposes and says that I am the attorney for Plaintiff, and authorized to make this affidavit; that Defendant(s) resides at 611 KEEWAYDIN RD FRENCHVILLE, PA 16836-9206.

We inquired with the web site of the Defense Manpower Data Center, located at 1600 Wilson Boulevard, Suite 400, Arlington, VA 22209-2593, if the Defendant(s) is/are in any branch of the military.

Mary M. Snavely-Dixon, Director of the Defense Manpower Data Center has sent back our inquiry indicated that the Defendant(s) is/are not in the military.



David J. Apothaker
Attorney for Plaintiff

The above signed understands that the statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

Department of Defense Manpower Data Center

MAY-17-2007 07:23:51



Military Status Report
Pursuant to the Servicemembers Civil Relief Act

Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
HOFFMAN	LAURIE		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. Snavely-Dixon

Mary M. Snavely-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. #167;#167; 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 "defenselink.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

APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorney for Plaintiff

BANK OF AMERICA, N.A., USA)	COURT OF COMMON PLEAS
)	CLEARFIELD COUNTY
Plaintiff,)	
vs.)	
)	
)	NO. 06-2016-CD
LAURIE HOFFMAN)	
611 KEEWAYDIN RD)	
FRENCHVILLE, PA 16836-9206)	
Defendant.)	
)	

**NOTICE OF INTENTION
TO TAKE DEFAULT**

TO: LAURIE HOFFMAN

DATE OF NOTICE: April 26, 2007

IMPORTANT NOTICE

You are in default because you have failed to enter a written appearance personally or by attorney and file in writing with the court your defenses or objections to the claims set forth against you. Unless you act within ten (10) days from the date of this notice as set forth above, 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 or cannot afford one, go to or telephone the following office to find out where you can get legal help:

CLEARFIELD COUNTY BAR ASSOCIATION
Lawyer Referral and Information Service
814-765-2641

15

DAVID J. APOTHAKER, ESQUIRE
A Law Firm Engaged in Debt Collection
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorney for Plaintiff
Attorney ID #38423

Our File No.: 79844

DEPUTY SHERIFF'S EDUCATION AND TRAINING ACCT.

CASE NO. 102212

COURT NO. 06-2016-CD

DATE	CHECK #	VENDOR	AMOUNT
December 06, 2006	38769G	APOTHAKER	<u>\$10.00</u>

BANK OF AMERICA, N.A., USA

VS

LAURIE HOFFMAN

FIRM: APOTHAKER & ASSOC., P.C.

CHESTER A. HAWKINS, SHERIFF
CLEARFIELD COUNTY, PENNSYLVANIA

NOW, December 20, 2006 AT 2:20 PM SERVED THE WITHIN COMPLAINT ON LAURIE HOFFMAN DEFENDANT AT 611 KEWAYDIN RD, FRENCHVILLE, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO KEVIN HOFFMAN, HUSBAND A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DEHAVEN /

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	38769G	10.00
SHERIFF HAWKINS	APOTHAKER	38769G	46.48

Sworn to Before Me This

Sn Answers

OFFICE OF THE PROTHONOTARY
COURT OF COMMON PLEAS

COPY

TO: LAURIE HOFFMAN
611 KEEWAYDIN RD
FRENCHVILLE, PA 16836-9206

BANK OF AMERICA, N.A., USA) COURT OF COMMON PLEAS OF
) CLEARFIELD COUNTY
)
Plaintiff,)
vs.)
)
LAURIE HOFFMAN) NO.: 06-2016-CD
)
) Civil Action
Defendant.)
)

NOTICE

Pursuant to Rule 236 of the Supreme Court of Pennsylvania, you are hereby notified that a Judgment has been entered against you in the above proceeding as indicated below.

XX JUDGMENT BY DEFAULT

 JUDGMENT IN REPLEVIN

 JUDGMENT BY CONFESSION

 JUDGMENT FOR POSSESSION

 JUDGMENT ON AWARD OF ARBITRATORS

 JUDGMENT ON VERDICT

 JUDGMENT ON COURT FINDINGS

 JUDGMENT ON WRIT OF REVIVAL

IF YOU HAVE ANY QUESTIONS CONCERNING THIS NOTICE, PLEASE CALL:

ATTORNEY David J. Apotheker, Esq. at this telephone number: 215-634-8920

Walter L. Shan 6/14/07
BH

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

COPY

Bank of America N.A.
Plaintiff(s)

No.: 2006-02016-CD

Real Debt: \$9,873.38

Atty's Comm: \$

Vs.

Costs: \$

Laurie Hoffman
Defendant(s)

Int. From: \$

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: June 4, 2007

Expires: June 4, 2012

Certified from the record this 4th day of June, 2007.



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

2172058

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
JOEL M. FLINK, ESQUIRE
Identification No.: 41200
1001 E. Hector Street, Ste 220
Conshohocken, PA 19428
484/351-0500

FILED *12:03 pm* DEC 19 2013 *SA*
mcc *Weinberg*
William A. Shaw
Prothonotary/Clerk of Courts *6K*

FIA CARD SERVICES, N.A.

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 06-2016-CD

LAURIE A HOFFMAN

ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Kindly enter my appearance on behalf of the plaintiff in the
above-captioned matter.

GORDON & WEINBERG, P.C.

BY: 

Frederic I. Weinberg
FREDERIC I. WEINBERG, ESQUIRE
JOEL M. FLINK, ESQUIRE
Attorney for Plaintiff

P012

CERTIFICATION OF SERVICE

I, **FREDERIC I. WEINBERG, ESQUIRE**, hereby certify that I, on the date below, served a copy of the Substitution of Attorney and Entry of Appearance Pursuant to Pa.R.C.P. 1028(c)(1), via First Class Mail, postage pre-paid, to all other parties or their counsel of record.


FREDERIC I. WEINBERG, ESQUIRE

Dated: 12/14/17