

06-2017-CD

Bank of America vs R. Johnson

Bank of America vs Robert Johnson
2006-2017-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

pd \$85.00
FILED
M/12/10 ICC Atty
DEC 04 2006
ICC Shff

Bank of America, N.A., USA
(Plaintiff)
c/o David Apothaker, Esquire
2417 Welsh Road, Suite 21 #520
(Street Address)
Philadelphia, PA 19114
(City, State ZIP)

CIVIL ACTION

William A. Shaw
Prothonotary/Clerk of Courts

No. 06-2017-C0

Type of Case: _____

Type of Pleading: _____

Filed on Behalf of:

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

vs.
Robert Johnson
(Defendant)
84 Breezewood Ave.
(Street Address)
Du Bois, PA 15801-1102
(City, State ZIP)

David J Apothaker, Esquire

(Filed by)

2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

(Address)

215-634-8920

(Phone)

(Signature)

APOTHAKER & ASSOCIATES, P.C.

BY: David J. Apotheker

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 Apotheker, Esquire
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

Plaintiff,
VS.
ROBERT JOHNSON
84 BREEZEWOOD AVE
DU BOIS, PA 15801-1102
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 paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta asentar una comparencia escrita o con un abogado y entregar a la corte en forma escrita sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademas, la corte puede decidir a favor del demandante y requiere que usted compla 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 SUFICIENTE DE PAGAR TAL SERVICIO. VAYA EN PERSONA O LLAME POR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL.

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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.

ROBERT JOHNSON
84 BREEZEWOOD AVE
DU BOIS, PA 15801-1102

Defendant.

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

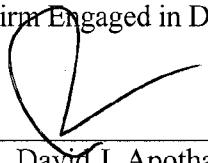
1. Plaintiff, BANK OF AMERICA, N.A., USA, is a company with its principal place of business located at c/o David J Apothaker, Esq. 2417 Welsh Road, Suite 21 #520, Philadelphia, PA 19114.
2. Defendant is ROBERT JOHNSON, an adult individual residing at 84 BREEZEWOOD AVE DU BOIS, PA 15801-1102.
3. At the 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 \$11,351.79 from February 23, 2006.

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 \$11,351.79 plus costs, and reasonable attorney's fees.

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

BY: _____

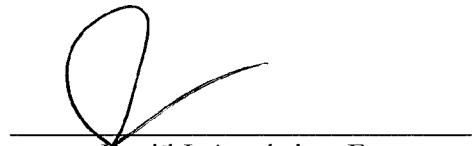

David J. Apothaker

Dated: 11/22/2006

Our File No.: 82267

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: 11/22/2006

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

ROBERT JOHNSON
84 BREEZEWOOD AVE
DU BOIS, PA 15801-1102

STATEMENT OF ACCOUNT

Debtor's Name: ROBERT JOHNSON
Account Number: 4071297000922839
Original Creditor: BANK OF AMERICA, N.A.,USA
Date of Debt: February 23, 2006
Balance Due: \$11,351.79

Our File No.: 82267

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102213
NO: 06-2017-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: BANK OF AMERICA, N.A., USA
vs.
DEFENDANT: ROBERT JOHNSON

SHERIFF RETURN

NOW, December 29, 2006 AT 1:15 PM SERVED THE WITHIN COMPLAINT ON ROBERT JOHNSON DEFENDANT AT 84 BREEZEWOD AV., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO HELEN BOWMAN, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET /

FILED
01/31/2007
MAR 08 2007

William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	38605G	10.00
SHERIFF HAWKINS	APOTHAKER	38605G	51.82

Sworn to Before Me This

____ Day of _____ 2007

So Answers,

*Chester A. Hawkins
by Marilyn Harr*
Chester A. Hawkins
Sheriff

Our File No.: 82267
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

Plaintiff,
vs.
ROBERT JOHNSON

Defendant.

) COURT OF COMMON PLEAS
) CLEARFIELD COUNTY
)
)
) NO. 06-2017
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)

PRAECIPE TO DISMISS WITHOUT PREJUDICE

TO THE PROTHONOTARY:

Kindly dismiss this action without prejudice.

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

By:

David J. Apothaker

Dated: 3/10/2008

FILED NO CC
m 11-08-08
MAR 24 2008
6P

William A. Shaw
Prothonotary/Clerk of Courts

FILED

MAR 24 2008

William A. Shaw
Prothonotary/Clerk of Courts