

07-208-CD  
Elite Recovery Serv. Vs James Beggs

Elite Recovery Serv vs James Beggs  
2007-208-CD

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

ELITE RECOVERY SERVICES INC

CIVIL ACTION

clo DAVID APOTHAKER  
(Plaintiff)  
Apothaker & Associates, P.C.  
2417 Welsh Road  
Suite 21 #520 (Address)  
Philadelphia, PA 19114

(City, State ZIP)

No. 2007-208-CD

Type of Case: CIVIL COMP

Type of Pleading: \_\_\_\_\_

vs.

JAMES BEGGS  
(Defendant)

222 MULIER ST  
(Street Address)

CURWENSVILLE, PA 16833  
(city, state ZIP)

Filed on Behalf of:

ELITE RECOVERY SERVICES INC  
(Plaintiff/Defendant)

DAVID APOTHAKER, ESQ  
(Filed by)

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

215-634-8920  
(Phone)

L  
(Signature)

FILED pd \$85.00 Att'y  
M 2.15cm ICC Shft.  
FEB 09 2007  
(S)

William A. Shaw  
Prothonotary/Clerk of Courts

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

ELITE RECOVERY SERVICES INC ) COURT OF COMMON PLEAS  
c/o David J Apothaker, Esquire ) CLEARFIELD COUNTY  
2417 Welsh Road, Suite 21 #520 )  
Philadelphia, PA 19114 ) NO.:  
Plaintiff, )  
vs. )  
JAMES BEGGS )  
222 MULLER ST )  
CURWENSVILLE, PA 16833 )  
Defendant. )  
\_\_\_\_\_  
)

### 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 asentar 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 avisa 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  
Lawyer Referral and Information Service  
814-765-2641

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

ELITE RECOVERY SERVICES INC c/o David J Apothaker, Esquire 2417 Welsh Road, Suite 21 #520 Philadelphia, PA 19114 Plaintiff,	)	COURT OF COMMON PLEAS
	)	CLEARFIELD COUNTY
vs.	)	)
	)	)
JAMES BEGGS 222 MULLER ST CURWENSVILLE, PA 16833 Defendant.	)	)
	)	)

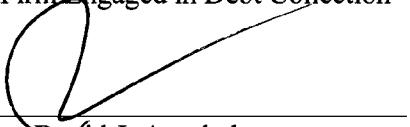
**CIVIL ACTION COMPLAINT  
FIRST COUNT**

1. Plaintiff, ELITE RECOVERY SERVICES INC, 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 JAMES BEGGS, an adult individual residing at 222 MULLER ST CURWENSVILLE, PA 16833.
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 \$5,354.78 from March 24, 2006.

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

9. The original creditor is HOUSEHOLD BANK.

WHEREFORE, Plaintiff demands judgment in favor of Plaintiff and against Defendant(s) for the sum of \$5,354.78 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: 1/26/2007

Our File No.: 87107

**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: 1/26/2007

ELITE RECOVERY SERVICES INC  
c/o David J Apothaker, Esquire  
2417 Welsh Road, Suite 21 #520  
Philadelphia, PA 19114

JAMES BEGGS  
222 MULLER ST  
CURWENSVILLE, PA 16833

STATEMENT OF ACCOUNT

Debtor's Name: JAMES BEGGS  
Account Number: 5432350001000575  
Original Creditor: HOUSEHOLD BANK  
Date of Debt: March 24, 2006  
Balance Due: \$5,354.78

Our File No.: 87107

EXHIBIT "A"

**FILED**

**FEB 09 2007**

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102438  
NO: 07-208-CD  
SERVICE # 1 OF 1  
COMPLAINT

PLAINTIFF: ELITE RECOVERY SERVICES, INC.  
vs.  
DEFENDANT: JAMES BEGGS

**SHERIFF RETURN**

NOW, February 20, 2007 AT 9:57 AM SERVED THE WITHIN COMPLAINT ON JAMES BEGGS DEFENDANT AT 222 MULLER ST., CURWENSVILLE, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO JAMES BEGGS, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

**FILED**  
01/31/2007  
MAY 09 2007  
Clerk  
William A. Shaw  
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	41196G	10.00
SHERIFF HAWKINS	APOTHAKER	41196G	23.82

Sworn to Before Me This

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

So Answers,

*Chester A. Hawkins  
Sgt. Marilyn Harker*  
Chester A. Hawkins  
Sheriff

**FILED**

**MAY 09 2007**

William A. Shaw  
Prothonotary/Clerk of Courts

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

Ad \$20.00  
FILED A/H  
10/2/2007 ICC on the  
JUN 18 2007 to deft  
William A. Shaw to Atty  
ICCD Statement  
Prothonotary/Clerk of Courts

ELITE RECOVERY SERVICES INC	)	COURT OF COMMON PLEAS OF
	)	CLEARFIELD COUNTY
Plaintiff,	)	
vs.	)	
JAMES BEGGS	)	
	)	NO.: 07-208-CD
Defendant.	)	Civil Action
	)	

**PRAECIPE TO ENTER DEFAULT JUDGMENT**

TO THE PROTHONOTARY:

Please enter a default judgment in favor of plaintiff, ELITE RECOVERY SERVICES INC and against Defendant, JAMES BEGGS, for failure to answer or otherwise respond to the Complaint - Civil Action.

The Complaint was served upon the defendants on February 20, 2007 by the CLEARFIELD Sheriff's Department. Copies of the proofs of service are attached hereto as Exhibit "A".

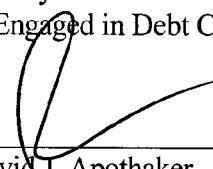
I certify, a copy of the Notice of Intention To Take Default was mailed on May 25, 2007, and also attached hereto.

Assess damages in the amount of:

(a) Balance:	\$5,354.78
(b) Interest from January 26, 2007	\$115.34
<b>TOTAL</b>	<b>\$5,470.12</b>

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

By:

  
\_\_\_\_\_  
David J. Apothaker

Dated: 6/7/2007

Our File No.: 87107

OFFICE OF THE PROTHONOTARY  
COURT OF COMMON PLEAS

TO: JAMES BEGGS  
855 OLD ROUTE 8  
KENNERDELL, PA 16374-1122

ELITE RECOVERY SERVICES INC	)	COURT OF COMMON PLEAS OF
	)	CLEARFIELD COUNTY
	)	
Plaintiff,	)	
vs.	)	
	)	NO.: 07-208-CD
JAMES BEGGS	)	
	)	
Defendant.	)	Civil Action
	)	

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

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

ELITE RECOVERY SERVICES INC	)	COURT OF COMMON PLEAS OF
	)	CLEARFIELD COUNTY
Plaintiff,	)	
vs.	)	
	)	
	)	NO.: 07-208-CD
JAMES BEGGS	)	
	)	Civil Action
Defendant.	)	
	)	

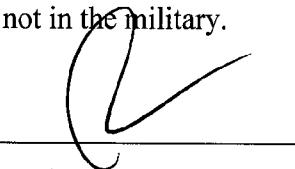
**AFFIDAVIT OF NON-MILITARY SERVICE**

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 855 OLD ROUTE 8 KENNERDELL, PA 16374-1122.

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

JUN-07-2007 10:10:41



## Military Status Report

Pursuant to the Servicemembers Civil Relief Act

Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
BEGGS	JAMES		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

ELITE RECOVERY SERVICES INC	)	COURT OF COMMON PLEAS
	)	CLEARFIELD COUNTY
Plaintiff,	)	
vs.	)	
	)	
	)	NO. 07-208-CD
JAMES BEGGS	)	
855 OLD ROUTE 8	)	
KENNERDELL, PA 16374-1122	)	
Defendant.	)	
	)	

**NOTICE OF INTENTION  
TO TAKE DEFAULT**

TO: JAMES BEGGS

DATE OF NOTICE: May 25, 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

/S/

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.: 87107

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102438  
NO: 07-208-CD  
SERVICE # 1 OF 1  
COMPLAINT

PLAINTIFF: ELITE RECOVERY SERVICES, INC.  
VS.  
DEFENDANT: JAMES BEGGS

COPY

SHERIFF RETURN

NOW, February 20, 2007 AT 9:57 AM SERVED THE WITHIN COMPLAINT ON JAMES BEGGS DEFENDANT AT 222 MULLER ST., CURWENSVILLE, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO JAMES BEGGS, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

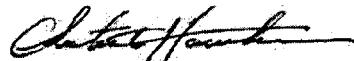
SERVED BY: DAVIS / MORGILLO

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	41196G	10.00
SHERIFF HAWKINS	APOTHAKER	41196G	23.82

Sworn to Before Me This

Day of 2007

So Answers,



Chester A. Hawkins  
Sheriff

NOTICE OF JUDGMENT

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

CIVIL DIVISION

Elite Recovery Services Inc.

Vs.

No. 2007-00208-CD

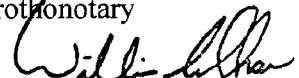
James C. Beggs

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered  
against you in the amount of \$5470.12 on June 18, 2007.

William A. Shaw

Prothonotary



\_\_\_\_\_  
William A. Shaw

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

*COPY*

Elite Recovery Services Inc.  
Plaintiff(s)

No.: 2007-00208-CD

Real Debt: \$5470.12

Atty's Comm: \$

Vs. Costs: \$

Int. From: \$

James C. Beggs  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: June 18, 2007

Expires: June 18, 2012

Certified from the record this June 18, 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