

07-220-CD
Target Nat'l Bank vs John Ewasko

Target National vs John Ewasko
2007-220-CD

GREGG L. MORRIS, ESQ.
PATENAUDA & 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

TARGET NATIONAL BANK

Plaintiff,

v.

JOHN J EWASKO JR ,

Defendant(s).

) NO. 2007-220-CJ

COMPLAINT IN CIVIL ACTION

Filed on behalf of:
TARGET NATIONAL BANK,
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 pd \$ 85.00 Atty
1/2:00 pm 1cc Shff
FEB 12 2007
WM

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

TARGET NATIONAL BANK,)	
)	
Plaintiff,)	NO.
)	
v.)	
)	
JOHN J EWASKO JR ,)	
)	
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. Meholick
Court Administration
Clearfield County Courthouse
Clearfield, PA 16830
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

TARGET NATIONAL BANK,)
Plaintiff) NO.
v.)
JOHN J EWASKO JR ,)
Defendant.)

COMPLAINT IN CIVIL ACTION

AND NOW, comes Plaintiff, TARGET NATIONAL BANK, 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, TARGET NATIONAL BANK, is a corporation and for the purpose of this litigation, maintaining a place of business c/o Patenaude and Felix, A.P.C., 213 East Main Street, Carnegie, Pennsylvania 15106.

2. Defendant is JOHN J EWASKO JR , an adult individual, believed to currently reside at 137 TREASURE LK , DU BOIS, PA 158019003.

3. Heretofore, the Defendant opened a TARGET NATIONAL BANK account with Plaintiff being Account No. 4352375042054165 , for the purchase of goods and services.

4. The Defendant has made or authorized a number of purchases and as of 12/15/06, Defendant owes \$8,348.25 on said account plus interest.

5. Plaintiff maintains accurate books of account recording all credits and debits for this account.

6. The Defendant has received monthly billing statements from Plaintiff setting forth the nature and amount of all charges made by Defendant, and the transactions between Plaintiff and Defendant give rise to an account stated, upon which Plaintiff has relied.

7. The Defendant made payments, but has refused to pay, and now refuses to pay the balance due and owing on the aforesaid account in the sum of \$8,348.25, plus interest and costs.

8. By failing to object or dispute to the statements including the statement attached hereto as Plaintiff's Exhibit "A", Defendant has assented to and agreed to the correctness of the balance due on the credit card account so as to constitute and account stated.

9. Despite repeated demands, Defendant has failed to make the required installment payments when due and therefore the full amount of the account is now due and payable.

WHEREFORE, Plaintiff demands Judgment in its favor, and against Defendant, in the amount of \$8,348.25, plus legal interest from the date of breach, with continuing interest at the legal rate thereon from the date of Judgment plus costs. The damages requested are less than the maximum amount for compulsory arbitration as set by the Court.

Respectfully Submitted:

Patenaude & Felix, A.P.C.

GREGG L. MORRIS, ESQUIRE

213 E. Main Street

Carnegie, PA 15106

(412) 429-7675



TARGET₀

2050.14058



000000

Account Number: 4352-3750-4205-4165
JOHN J EWASKO JR

Statement Closing Date: December 12, 2006
Page 1 of 1

Target Visa Account Summary

Total Credit Limit	\$0
Cash Limit	\$0
Available Credit	\$0
Portion Available for Cash	\$0

The Cash Limit is a portion of the Total Credit Limit.

Previous Balance	\$8,313.25
Payments & Credits	0.00
Purchases & Advances	0.00
Other Charges	35.00
FINANCE CHARGES	0.00
<hr/>	
New Balance	\$8,348.25
<hr/>	
Amount Past Due	\$1,851.20
<hr/>	
Minimum Payment Due	\$8,348.25
(includes any Amount Past Due)	
<hr/>	
Payment Due Date	January 6, 2007

Questions? Call Us:

Target Credit Services 1-888-755-5856
TDD/TDY 1-800-347-5842
Outside the U.S. 11-612-307-8622 (Call Collect)

Calling will not preserve your billing-error rights.

Payments & Credits

No payments or credits were received last month.

Other Charges

Dec. 7 LATE PAYMENT FEE \$35.00
Total Other Charges \$35.00

Finance Charges

Days in Billing Period: 30

Balance Type	Daily Periodic Rate	Corresponding Annual Percentage Rate	Average Daily Balance	Periodic FINANCE CHARGE	Transaction FINANCE CHARGE
Purchases	0.06821%	24.90%	\$0.00	\$0.00	\$0.00
Cash	0.06821%	24.90%	\$0.00	\$0.00	\$0.00
Total FINANCE CHARGES:				\$0.00	
Actual ANNUAL PERCENTAGE RATE:				0.00%	

Target National Bank, an affiliate of Target Stores

NOTICE: SEE REVERSE SIDE FOR IMPORTANT INFORMATION



NEW PHONE, HOME OR
E-MAIL ADDRESS?
PLEASE UPDATE ON
REVERSE SIDE.

OFFICE COPY

INCLUDE THIS PORTION WITH YOUR PAYMENT MADE

Account Number	4352-3750-4205-4165
New Balance	\$8,348.25
Minimum Payment Due	\$8,348.25
Payment Due Date	January 6, 2007

Amount
Enclosed

OFFICE COPY

TARGET NATIONAL BANK
P.O. BOX 59317
MINNEAPOLIS, MN 55459-0317

STATEMENT PAGE NOT PRINTED

JOHN J EWASKO JR
137 TREASURE LK
DU BOIS, PA 15801-9003

Exhibit "A"

4002700834825083482590435237504205416571

In _____ Court

_____ Judicial (Circuit/District)

Original Creditor Name: TARGET NATIONAL BANK

Debtor Name: EWASKO JR, JOHN J

Co-Debtor Name:

Account Number: 4352375042054165

AFFIDAVIT OF ACCOUNT

STATE OF MINNESOTA

COUNTY OF HENNEPIN

ss:

The undersigned, TIFFANY LEWIS states that:

1. I am a representative of TARGET NATIONAL BANK and am authorized to Verify current balances due and owing to TARGET NATIONAL BANK on credit card accounts.
2. As of the date of this affidavit I have reviewed the records of the above listed person and account, and that the amount due and owing to TARGET NATIONAL BANK on this account, over and above all known legal set offs is \$8348.25.
3. That reasonable inquiry has been made to determine if the defendant is in the military service of the United States of America, and to the best of my knowledge that defendant is not in such military service and is therefore not entitled to the rights and privileges provided under the Soldiers and Sailors Civil Relief Act of 1940, as amended.

That the above information is true to the best of my knowledge, information and belief, and based upon the books and business records of TARGET NATIONAL BANK.



Authorized Agent of TARGET NATIONAL BANK

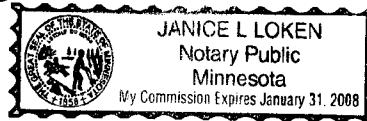
Subscribed and sworn to before
Me on 19th day of December, 2006



Notary public

My commission expires: 1-31-08

4352375042054165
A144 PATERNAUDE & FELIX, A.P.C.



The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities, that she is, Tiffany Lewis, Assistant Secretary, of Target National Bank, Plaintiff Herein, that she is duly authorized to make this Declaration, and hat the facts set forth in the foregoing Complaint in Civil Action are true and correct to the best of her knowledge, information and belief.



Tiffany Lewis
Authorized Agent of Target National Bank/Target Visa

4352375042054165
A144
PATENAUME & FELIX, A.P.C

FILED

FEB 12 2007

William A. Shaw
Prothonotary/Clerk of Courts

LAW OFFICES OF
PATENAUDE & FELIX, A.P.C.
A PROFESSIONAL LAW CORPORATION

4545 MURPHY CANYON RD, 3RD FL
SAN DIEGO, CALIFORNIA 92123
TEL (858) 244-7600 (800) 832-7675
FAX (858) 836-0318

213 EAST MAIN STREET
CARNEGIE, PENNSYLVANIA 15106
TEL (412) 429-7675 (866) 772-7675
FAX (412) 429-7679

PLEASE REPLY TO OFFICE INDICATED

February 01, 2007

Prothonotary of Clearfield County
230 E. Market Street
Clearfield, PA 16830

**Re.: TARGET NATIONAL BANK v.
JOHN J EWASKO JR
Our File Number: 2050.14058**

To Whom It May Concern:

Enclosed please find a Complaint for filing in the above captioned matter along with a check in the amount of \$ 85.00 representing the filing fee. Once the Complaint has been filed, kindly return a time stamped copy of the Cover Sheet in the enclosed, self-addressed, stamped envelope. Your cooperation in doing so is greatly appreciated.

I have also enclosed a letter and a check made payable to the Clearfield County Sheriff in the amount of \$ 100.00 representing their fees for service, as well as a self-addressed stamped envelope for the Sheriff's Return. Please forward the Complaint, letter and check to the Sheriff for service.

Please feel free to contact me should you have any questions or require additional information.

Sincerely yours,

Gregg L. Morris, Esquire

THIS COMMUNICATION IS FROM A DEBT COLLECTOR

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102446
NO: 07-220-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: TARGET NATIONAL BANK
vs.
DEFENDANT: JOHN J. EWASKO JR.

SHERIFF RETURN

NOW, February 21, 2007 AT 2:35 PM SERVED THE WITHIN COMPLAINT ON JOHN J. EWASKO JR. DEFENDANT AT SECTION 2 LOT 79, aka 137 TREASURE LAKE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO MIKE TAYLOR, ADULT AT RESIDENCE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: COUDRIET / NEVLING

FILED
03/13/07
MAY 09 2007
William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	PATENAUME	11327	10.00
SHERIFF HAWKINS	PATENAUME	11327	36.43

Sworn to Before Me This

____ Day of _____ 2007

So Answers,


Chester A. Hawkins
Sheriff

FILED

MAY 09 2007

William A. Shaw
Prothonotary/Clerk of Courts

GREGG L. MORRIS, ESQ.
PATENAUDA & 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

TARGET NATIONAL BANK)
Plaintiff,) NO. 2007-220-CD
v.)
JOHN J EWASKO JR ,)
Defendant(s).)

**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:
TARGET NATIONAL BANK,
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 Atty pd. 20.00
MAY 29 2007 1CC Notice
to Def.

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

TARGET NATIONAL BANK,)
Plaintiff) NO. 2007-220-CD
v.)
JOHN J EWASKO JR ,)
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	\$8,348.25
Interest from December 15, 2006	\$0.00
Attorney's fees	<u>\$0.00</u>
TOTAL	\$8,348.25

With continuing interest on the principal amount of \$8,348.25, 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.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

TARGET NATIONAL BANK,)
Plaintiff) NO. 2007-220-CD
v.)
JOHN J EWASKO JR ,)
Defendant(s))

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

COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF ALLEGHENY)

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), JOHN J EWASKO JR , 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.

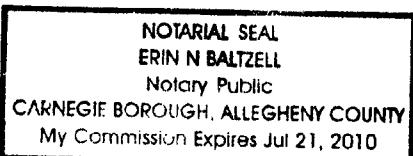
Patenaude & Felix, A.P.C.

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 25 day of May 2007,

Erin N. Baltzell
Notary Public



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

TARGET NATIONAL BANK,)
Plaintiff,) NO. 2007-220-CD
v.)
JOHN J EWASKO JR ,)
Defendant(s).)

IMPORTANT NOTICE

Filed on behalf of:
TARGET NATIONAL BANK,
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

TARGET NATIONAL BANK,)
Plaintiff) NO. 2007-220-CD
v.)
JOHN J EWASKO JR ,)
Defendant(s))

To: JOHN J EWASKO JR
137 TREASURE LK
DU BOIS, PA 158019003

Date of Notice: May 14, 2007

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

Patenauude & Felix, A.P.C.

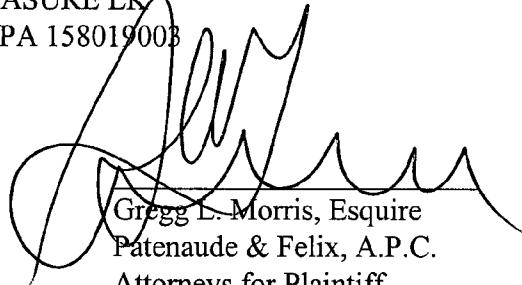
By:

GRIGG L. MORRIS, ESQUIRE
Patenauude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

I, GREGG L. MORRIS, attorney for Plaintiff, TARGET NATIONAL BANK, 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:

JOHN J EWASKO JR
137 TREASURE LK
DU BOIS, PA 158019003

Date: May 14, 2007



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

FILED

MAY 29 2007

William A. Shaw
Prothonotary/Clerk of Courts

GREGG L. MORRIS, ESQ.
PATENAUDA & FELIX, A.P.C.
213 E. MAIN STREET
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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

TARGET NATIONAL BANK)
Plaintiff,) NO. 2007-220-CD
v.)
JOHN J EWASKO JR ,)
Defendant(s).)

**NOTICE OF ORDER,
DECREE OR JUDGMENT**

Filed on behalf of:
TARGET NATIONAL BANK,
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

TARGET NATIONAL BANK,)
Plaintiff) NO. 2007-220-CD
v.)
JOHN J EWASKO JR ,)
Defendant(s))

COPY

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 May 29, 2007

(X) Judgment in the amount of \$8,348.25, 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 Chan GS-11
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

Target National Bank
Plaintiff(s)

No.: 2007-00220-CD

Real Debt: \$8,348.25

COPY

Atty's Comm: \$

Vs.

Costs: \$

John J. Ewasko Jr.
Defendant(s)

Int. From: \$

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: May 29, 2007

Expires: May 29, 2012

Certified from the record this 29th day of May, 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