

07-319-CD
Capital One vs Beth M. Maines

Capital One Bank vs Beth Maines
2007-319-CD

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

CAPITAL ONE BANK

Plaintiff

No: 2007-319-CD

vs.

COMPLAINT IN CIVIL ACTION

BETH M MAINES

Defendant

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
05615889 C N Pit KMJ

Aug 27, 2007 Document
Reinstated/Reissued to Sheriff/Attorney
for service.
Will A. Shaw GK
Deputy Prothonotary

FILED pd \$85.00 Atty
11210am ICCShft
MAR 02 2007
WM

William A. Shaw
Prothonotary/Clerk of Courts

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

CAPITAL ONE BANK

Plaintiff
vs. Civil Action No
BETH M MAINES
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, CAPITAL ONE BANK is a corporation with offices at 140 EAST SHORE DR GLEN ALLEN , VA 23059 .

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

BETH M MAINES
967 ASHLAND RD
OSCEOLA MILLS, PA 16666

3. Defendant applied for and received a credit card bearing the account number 5178052475923708 .

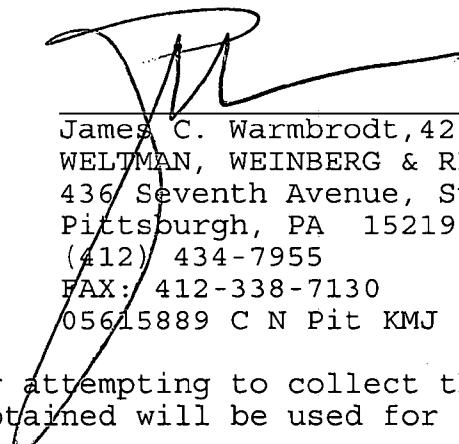
4. Defendant made use of said credit card and has a current balance due of \$1359.22 , as of February 09, 2007 .

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 27.740% per annum on the unpaid balance from February 09, 2007 . A copy of Plaintiff's Statement of Account 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 , BETH M MAINES , individually , in the amount of \$1359.22 with continuing interest thereon at the rate of 27.740% per annum from February 09, 2007 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
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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.

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003

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ACT NOW
Limited Time Offer
for Capital One®
Cardholders

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PLATINUM MASTERCARD ACCOUNT
5178-0524-7592-3708

SEP 08 - OCT 07, 2005
Page 1 of 1

Account Summary

Previous Balance	\$882.62
Payments, Credits and Adjustments	\$0.00
Transactions	\$88.00
Finance Charges	\$20.39
 New Balance	 \$991.01
Minimum Amount Due	\$991.01
Payment Due Date	November 07, 2005
 Total Credit Line	 \$500
Total Available Credit	\$0.00
Credit Line for Cash	\$500
Available Credit for Cash	\$0.00

Payments, Credits and Adjustments

Transactions

1	07 OCT	CAPITAL ONE MEMBER FEE	\$59.00
2	07 OCT	PAST DUE FEE	29.00

We appreciate your business and you deserve great benefits. We'd like you to know that your Platinum card benefits have been updated. For details, visit www.capitalone.com/creditcards and click on the Guide to Benefits link. Thanks for choosing Capital One.

You were assessed a past due fee of \$29.00 on 10/07/2005 because your minimum payment was not received by the due date of 10/07/2005. To avoid this fee in the future, we recommend that you allow at least 7 business days for your payment to reach Capital One.

At your service

To call Customer Relations or to report a lost or stolen card:
1-800-903-3637

Send payment to:
Attn: Remittance Processing
Capital One Bank
P.O. Box 790216
St. Louis, MO 63179-0216

Send inquiries to:

CapitalOne
P.O. Box 30285
SLC, UT 84130-0285

Important Account Information

Twelve unsung heroes of college athletics are competing for the honor of Capital One National Mascot of the Year - and you can help decide who wins! Each week, the mascots go head-to-head in competition, but only one will win the coveted title and \$10,000 for their school. Go to capitalone.com where you can vote daily for your favorite mascot - and don't forget to tune in to the Capital One Bowl on ABC on Monday, January 2, 2006, to see who wins!

Finance Charges		Please see reverse side for important information		
		Balance applied	Periodic rate	Corresponding APR
PURCHASES		\$894.38	.07600% ²⁸	27.74%
CASH		\$0.00	.07600% ²⁸	\$20.39 \$0.00

ANNUAL PERCENTAGE RATE applied this period 27.74%

▼ PLEASE RETURN PORTION BELOW WITH PAYMENT ▼

CapitalOne®

0000000 0 5178052475923708 07 0991010025000991011

New Balance \$991.01
Minimum Amount Due \$991.01
Payment Due Date November 07, 2005
Total enclosed \$
Account Number: 5178-0524-7592-3708

Please print mailing address and/or mailing address below using blue or black ink.

Street _____ Apt# _____
City _____ State _____ ZIP _____
Home Phone _____ Alterna Phone _____
Email Address _____

007328


#9028181326437636# MAIL ID NUMBER
BETH M MAINES
967 ASHLAND RD
OSCEOLA MILLS PA 16666-8809

Please write your account number on your check or money order made payable to Capital One Bank and mail in the enclosed envelope.

Capital One Bank
P.O. Box 790216
St. Louis, MO 63179-0216


EX-11817

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- >No Roaming Charges
- >Rollover Unused Anytime Minutes

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01LGLBAK

Important Notice: Payments you make to us will be credited to your accounts of the business day we receive it, provided (1) you sign the bottom portion of this statement and your check is enclosed, and (2) you pay us before 3 P.M. ET/12 noon CT. Please allow 3-5 business days for your payment to post to your account. Every payment received by us at any other time or day may not be credited to your account as of the day we receive them. Our business days are Monday through Friday, excluding holidays. Please do not use staples, paper clips, etc., when preparing your payment. When you send us a check, you are authorizing us to make one or more electronic transfers to your account for the amount of the check. This authority will apply to all checks received during the billing cycle, even if sent by someone else. If we cannot process the transfer, you authorize us to make a charge against your bank account using the check, paper draft or other item.

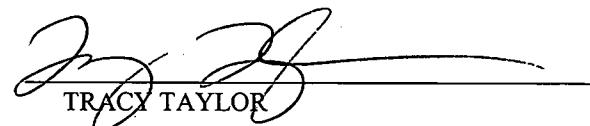
VERIFICATION

CAPITAL ONE BANK

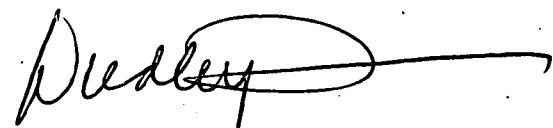
vs

MAINES, BETH M

The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities, that he/she is, TRACY TAYLOR, Authorized Agent, of CAPITAL ONE BANK, Plaintiff Herein, that he/she is duly authorized to make this Declaration, and that the facts set forth in the foregoing Complaint in Civil Action are true and correct to the best of his/her knowledge, information and belief.



TRACY TAYLOR



Dudley

Dudley Turner
Notary Public, Dekalb County, Georgia
My Commission Expires January 19, 2009

5178052475923708
A049
WELTMAN, WEINBERG & REIS CO., L.P.A.

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 1 Services

Sheriff Docket #

102510

CAPITAL ONE BANK

Case # 07-319-CD

VS.

BETH M. MAINES

TYPE OF SERVICE COMPLAINT

SHERIFF RETURNS

FILED

07/25/07
JUN 25 2007
CS

William A. Shaw
Prothonotary/Clerk of Courts

NOW June 25, 2007 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT "NOT FOUND" AS TO BETH M. MAINES, DEFENDANT. 967 ASHLAND RD., OSCEOLA MILLS, "EMPTY".

SERVED BY: /

Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	2691394	10.00
SHERIFF HAWKINS	WELTMAN	2691394	52.80

Sworn to Before me This

____ Day of _____ 2007

So Answers,

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

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

CAPITAL ONE BANK

Plaintiff

No: 2007-319-CD

vs.

COMPLAINT IN CIVIL ACTION

BETH M MAINES

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

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WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 2718
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
05615889 C N Pit KMJ

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

MAR 02 2007

Attest.

William L. Brown
Prothonotary/
Clerk of Courts

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

CAPITAL ONE BANK

Plaintiff

vs.

Civil Action No

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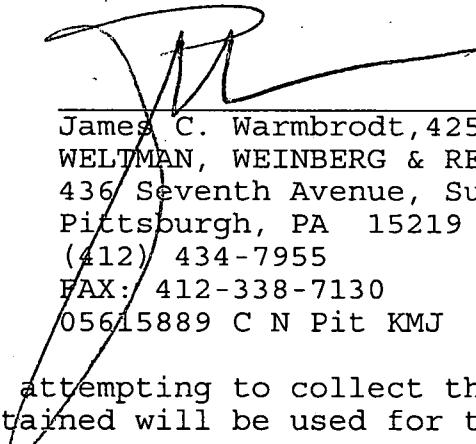
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436 Seventh Avenue, Suite 2718
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
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This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

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- >FREE* Wireless Camera Phone
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- >FREE Shipping & Handling

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raising the bar.SM

 WIREFLY.
The Wireless Superstore

ACT NOW
Limited Time Offer
for Capital One®
Cardholders

CapitalOne®

PLATINUM MASTERCARD ACCOUNT
5178-0524-7592-3708

SEP 08 - OCT 07, 2005
Page 1 of 1

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2	07 OCT	PAST DUE FEE	29.00

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At your service

To call Customer Relations or to report a lost or stolen card:
1-800-903-3637

Send payment to:
Attn: Remittance Processing
Capital One Bank
P.O. Box 790216
St. Louis MO 63179-0216
Send inquires to:
Capital One
P.O. Box 30285
SLC, UT 84130-0285

Important Account Information

Twelve unsung heroes of college athletics are competing for the honor of Capital One National Mascot of the Year - and you can help decide who wins! Each week, the mascots go head-to-head in competition, but only one will win the coveted title and \$10,000 for their school. Go to capitalone.com where you can vote daily for your favorite mascot - and don't forget to tune in to the Capital One Bowl on ABC on Monday, January 2, 2006, to see who wins! [

Finance Charges

	Please see reverse side for important information			
	Balancate applied	Periodic rate	Corresponding APR	FINANCE CHARGE
PURCHASES	\$694.38	.07600%	27.74%	\$20.39
CASH	\$0.00	.07600%	27.74%	\$0.00

ANNUAL PERCENTAGE RATE applied this period

27.74%

▼ PLEASE RETURN PORTION BELOW WITH PAYMENT ▼

CapitalOne®

0000000 0 5178052475923708 07 0991010025000991011

New Balance	\$991.01
Minimum Amount Due	\$991.01
Payment Due Date	November 07, 2005
Total enclosed	\$ <input type="text"/>
Account Number:	5178-0524-7592-3708

Please print mailing address and/or mailing address using blue or black ink.

Street	Apt#	
City	State	ZIP
Home Phone	Alternate phone	
Email Address		@

Capital One Bank
P.O. Box 790216
St. Louis, MO 63179-0216




#9028181326437636# MAIL ID NUMBER

BETH M MAINES
967 ASHLAND RD
OSCEOLA MILLS PA 16666-8809

Please write your account number on your check or money order made payable to Capital One Bank and mail in the enclosed envelope.

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after 1-month and 2-year service agreement

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- > Bluetooth Capability
- > Built-in Speakerphone
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- > FREE Nationwide Long Distance
- > No Roaming Charges
- > Rollover Unused Anytime Minutes

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01LGLBAK

Important Notice Payments to our account will be credited to your account on the business day we receive them, provided (1) you send the post office copy of this statement and you check the enclosed envelope (2) your payment is received by 3 p.m. ET (12 noon PT). Please allow at least five (5) business days for postal delivery. Payments received by us at any other location or in any other form may be credited at the day we receive them. Our business days are Monday through Saturday, excluding holidays. Please do not use staples, paperclips, etc. when preparing your payment. When you send us a check(s) you authorize us to make one-time electronic transfers from your bank account (or the amount) of the check. It is your responsibility to make all checks received during the billing cycle even if sent by someone else. If we cannot process the transfer you authorize us to make a charge against your bank account using the check, a paper draft or otherwise.

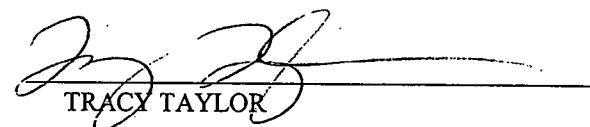
VERIFICATION

CAPITAL ONE BANK

vs

MAINES, BETH M

The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities, that he/she is, TRACY TAYLOR, Authorized Agent, of CAPITAL ONE BANK, Plaintiff Herein, that he/she is duly authorized to make this Declaration, and that the facts set forth in the foregoing Complaint in Civil Action are true and correct to the best of his/her knowledge, information and belief.



TRACY TAYLOR



Dudley

Dudley Turner
Notary Public, Dekalb County, Georgia
My Commission Expires January 19, 2009

5178052475923708
A049
WELTMAN, WEINBERG & REIS CO., L.P.A.

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

CAPITAL ONE BANK

Plaintiff No. 2007-319-CD

vs. PRAEICE TO REINSTATE COMPLAINT

BETH M MAINES

Defendants FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

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

WWR#05615889

FILED *M/15/07* Atty pd. 7.00
AUG 27 2007 ICC & 1 Compl.
William A. Shaw
Prothonotary/Clerk of Courts
Reinstated to Sheriff
(GK)

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

CAPITAL ONE BANK

Plaintiff

vs.

Civil Action No. 2007-319-CD

BETH M MAINES

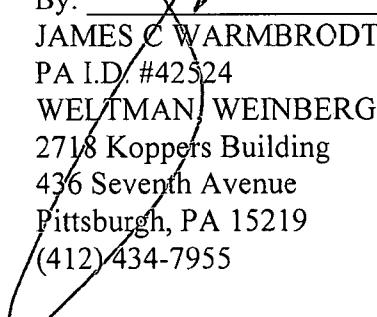
Defendants

PRAECIPE TO REINSTATE COMPLAINT

Kindly reinstate the Complaint in the above captioned matter.

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

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


WWR #05615889

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

CAPITAL ONE BANK

Plaintiff

No. 2007-319-CD

vs.

BETH M MAINES

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

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

WWR#05615889

FILED ICC & I cert
12:35pm of disc
OCT 29 2007 issued to
Atty Warmbrodt
William A. Shaw
Prothonotary/Clerk of Courts

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

CAPITAL ONE BANK

Plaintiff

vs.

Civil Action No. 2007-319-CD

BETH M MAINES

Defendant

PRAECIPE TO SETTLE, DISCONTINUE
AND END WITHOUT PREJUDICE TO REFILE

TO THE PROTHONOTARY OF CLEARFIELD COUNTY:

SIR:

Settle, Discontinue and End the above-captioned matter upon the records of the Court without
prejudice to refile and mark the costs paid.

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

By: 
Attorney for Plaintiff
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#05615889

SWORN TO AND SUBSCRIBED

before me this 17th day

of October, 2007


NOTARY PUBLIC

Notary Public
Kelli J. Kelly, Notary Public
City of Pittsburgh, Allegheny County
My Commission Expires Nov. 1, 2009
Member, Pennsylvania Association of Notaries

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Capital One Bank

Vs. **No. 2007-00319-CD**
Beth M. Maines

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on October 29, 2007, marked:

Settled, discontinued and ended without prejudice

Record costs in the sum of \$92.00 have been paid in full by James C. Warmbrodt Esq.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 29th day of October A.D. 2007.



William A. Shaw, Prothonotary