

07-397-CD
Discover Bank vs Anna Gresik

Discover Bank vs Ana Gresik
2007-397-CD

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

DISCOVER BANK

Plaintiff

vs.

ANNA B GRESAK

Defendant

No: 2007-397-CD

COMPLAINT IN CIVIL ACTION

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
323 W. Lakeside Ave 2nd Fl
Cleveland, Oh 44113
216-739-5080
FAX: 216-739-5115
05699150 C A Bro WLG

FILED at \$85.00 Atty
M/11:50 am • 1cc snf
MAR 14 2007
LM

William A. Shaw
Prothonotary/Clerk of Courts

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

DISCOVER BANK

Plaintiff

vs.

Civil Action No

ANNA B GRESAK

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, is a corporation with offices at 6500 NEW ALBANY ROAD
NEW ALBANY , OH 43054 .

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

ANNA B GRESAK
109 S FRANKLIN ST
DU BOIS, PA 15801

3. Defendant applied for and received a credit card issued by
Plaintiff bearing the account number 6011002210035648 . A copy of
Plaintiff's Statement of Account s attached hereto, marked as Exhibit
"A" and made a part hereof.

4. Defendant made use of said credit card and currently has a balance
due and owing to Plaintiff, as of February 02, 2007 , in the amount of
\$16979.83 .


5. Defendant is in default by failing to make payments when due.

6. Plaintiff avers that the Agreement between the parties provides
that Defendant will pay Plaintiff's attorneys' fees.

7. Plaintiff avers that such attorneys' fees will amount to \$1500.00

8. 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 , ANNA B GRESAK ,INDIVIDUALLY , in the amount of \$16979.83 with interest at the legal rate of 6.000% per annum from date of judgment plus attorneys' fees of \$1500.00 , and costs.



James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
323 W. Lakeside Ave 2nd Fl
Cleveland, Oh 44113
216-739-5080
FAX: 216-739-5115
05699150 C A Bro WLG

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.



New Balance
\$16,979.83

Minimum Payment Due
\$16,979.83

Account Number 6011 0022 1003 5648
Enter Amount Enclosed Below

Payment Due Date
December 14, 2006

\$

Please make check payable to Discover Platinum Card. Minimum payment due includes a past due amount of \$3,186.00.

15 SDSN6A01 0005349
ANNA GRESAK
109 S FRANKLIN ST
DU BOIS PA 15801-1803

5699150

Consolidate bills quickly and securely with a Balance Transfer to your Discover Card - Call 1-877-353-0989 or visit Discovercard.com/balancetransfer TODAY!

Address, e-mail or telephone change? Print change in space above, or go to Discovercard.com. Print your e-mail address to receive important Account information and special offers.

PO BOX 15251
WILMINGTON DE 19886-5251

000006011002210035648169798300000001697983

Discover Platinum Card Account Summary

Closing Date: November 15, 2006

page 1 of 1

Account Number 6011 0022 1003 5648
Payment Due Date December 14, 2006
Minimum Payment Due \$16,979.83
Credit Limit \$15,002.00
Credit Available \$0.00
Cash Credit Limit \$0.00
Cash Credit Available \$0.00

Previous Balance \$16,979.83
Payments And Credits - 0.00
Purchases + 0.00
Cash Advances + 0.00
Balance Transfers + 0.00
Finance Charges + 0.00
New Balance = \$16,979.83

EXHIBIT
A

Cashback Bonus®

Opening Cashback Bonus Balance \$ 0.00
New Cashback Bonus Earned + 0.00

Cashback Bonus Balance \$ 0.00
Available to Redeem \$ 0.00

Cashback Bonus® Anniversary
Date: August 15

How Can We Help You?

Please have your Discover Card available.
Manage your account online at Discovercard.com
Customer Service: 1-800-DISCOVER (1-800-347-2683)

For Account Inquiries, write to us at:
Discover Platinum Card, PO Box 30943
Salt Lake City, UT 84130
TDD (Telecommunications Device for the Deaf):
For assistance, see reverse side.

Transactions

\$0 Fraud Liability Guarantee Use your Discover Card with confidence.

Information For You


While we are permitted under the Cardmember Agreement to increase the APRs on your Account because your payment was late, we have chosen not to do so at this time. We have terminated, however, any introductory or promotional rate on purchases and any special balance transfer rate, and applied the standard APR for purchases to your outstanding balance of purchases and balance transfers. However, we reserve the right to increase the APRs on your Account if you fail to pay the minimum payment due by the payment due date. See the Default Rate Plan section of the Cardmember Agreement for details.

Finance Charge Summary

	Average Daily Balances	Daily Periodic Rates	Nominal ANNUAL PERCENTAGE RATES	ANNUAL PERCENTAGE RATES	Periodic FINANCE CHARGES	Transaction Fee FINANCE CHARGES
Current billing period: 31 days						
Purchases	\$0	0.05271%	19.24% V	19.24%	\$0	none
Cash Advances	\$0	0.05477%	19.99% F	19.99%	\$0	\$0

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA.C.S. §4904 relating to unsworn falsifications to authorities, that he is Robert Adkins,
(Name)
Accounts Manager of Discover Financial Services, LLC., plaintiff herein, that
(Title) (Company)
he is duly authorized to make this Verification, 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.


(Signature)

WWR # 5699150
ANNA B GRESAK
6011002210035648

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 1 Services

Sheriff Docket # **102557**

DISCOVER BANK

Case # **07-397-CD**

vs.

ANNA B. GRESAK

TYPE OF SERVICE COMPLAINT

SHERIFF RETURNS

NOW July 25, 2007 RETURNED THE WITHIN COMPLAINT "NOT SERVED, TIME EXPIRED" AS TO ANNA B. GRESAK, DEFENDANT. DEFENDANT IS ELDERLY & WON'T ANSWER DOOR

SERVED BY: /

Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	8409519	10.00
SHERIFF HAWKINS	WELTMAN	8409519	90.00

FILED
0/2:55 cm
JUL 25 2007
SM

William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before me This

_____ Day of _____ 2007

So Answers,


by Marilyn Hamr
Chester A. Hawkins
Sheriff

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

DISCOVER BANK

Plaintiff

vs.

ANNA B GRESAK

Defendant

No: 2007-397-CD

COMPLAINT IN CIVIL ACTION

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
323 W. Lakeside Ave 2nd Fl
Cleveland, Oh 44113
216-739-5080
FAX: 216-739-5115
05699150 C A Bro WLG

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

MAR 14 2007

Attest.

William D. Shaw
Prothonotary/
Clerk of Courts

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

DISCOVER BANK

Plaintiff

vs.

Civil Action No

ANNA B GRESAK

Defendant

COMPLAINT AND NOTICE TO DEFEND

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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.

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109 S FRANKLIN ST
DU BOIS, PA 15801

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Plaintiff bearing the account number 6011002210035648 . A copy of
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"A" and made a part hereof.

4. Defendant made use of said credit card and currently has a balance
due and owing to Plaintiff, as of February 02, 2007 , in the amount of
\$16979.83 .

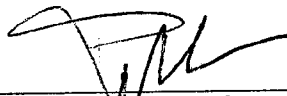
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that Defendant will pay Plaintiff's attorneys' fees.

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James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
323 W. Lakeside Ave 2nd Fl
Cleveland, Oh 44113
216-739-5080
FAX: 216-739-5115
05699150 C A Bro WLG

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.



New Balance
\$16,979.83

Minimum Payment Due
\$16,979.83

Account Number 6011 0022 1003 5648
Enter Amount Enclosed Below

Payment Due Date
December 14, 2006

\$

Please make check payable to Discover Platinum Card. Minimum payment due includes a past due amount of \$3,186.00.

15 SDSN6A01 0005349
ANNA GRESAK
109 S FRANKLIN ST
DU BOIS PA 15801-1803

5699150

Consolidate bills quickly and securely with a Balance Transfer to your Discover Card - Call 1-877-353-0989 or visit Discovercard.com/balancetransfer TODAY!

PO BOX 15251
WILMINGTON DE 19886-5251

Address, e-mail or telephone change? Print change in space above, or go to Discovercard.com. Print your e-mail address to receive important Account information and special offers.

0000060110022100356481697983000000001697983

Discover Platinum Card Account Summary

Closing Date: November 15, 2006 page 1 of 1

Previous Balance	\$16,979.83
Payments And Credits	0.00
Purchases	0.00
Cash Advances	0.00
Balance Transfers	0.00
Finance Charges	0.00
New Balance	\$16,979.83

Account Number	6011 0022 1003 5648
Payment Due Date	December 14, 2006
Minimum Payment Due	\$16,979.83
Credit Limit	\$15,002.00
Credit Available	\$0.00
Cash Credit Limit	\$0.00
Cash Credit Available	\$0.00

EXHIBIT
A

Cashback Bonus®

Opening Cashback Bonus Balance	\$ 0.00
New Cashback Bonus Earned	+ 0.00
Cashback Bonus Balance Available to Redeem	\$ 0.00

Cashback Bonus® Anniversary
Date: August 15

How Can We Help You?

Please have your Discover Card available.
Manage your account online at Discovercard.com
Customer Service: 1-800-DISCOVER (1-800-347-2683)

For Account Inquiries, write to us at:
Discover Platinum Card, PO Box 30943
Salt Lake City, UT 84130
TDD (Telecommunications Device for the Deaf):
For assistance, see reverse side.

Transactions

\$0 Fraud Liability Guarantee Use your Discover Card with confidence.

Information For You

While we are permitted under the Cardmember Agreement to increase the APRs on your Account because your payment was late, we have chosen not to do so at this time. We have terminated, however, any introductory or promotional rate on purchases and any special balance transfer rate, and applied the standard APR for purchases to your outstanding balance of purchases and balance transfers. However, we reserve the right to increase the APRs on your Account if you fail to pay the minimum payment due by the payment due date. See the Default Rate Plan section of the Cardmember Agreement for details.

Finance Charge Summary

Average Daily Balances	Daily Periodic Rates	Nominal ANNUAL PERCENTAGE RATES	ANNUAL PERCENTAGE RATES	Periodic FINANCE CHARGES	Transaction Fee FINANCE CHARGES
current billing period: 31 days		10.24% V	10.24%	\$0	none

3

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA.C.S. §4904 relating to unsworn falsifications to authorities, that he is Robert Adkins,
(Name)
Accounts Manager of Discover Financial Services, LLC., plaintiff herein, that
(Title) (Company)

he is duly authorized to make this Verification, 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.


(Signature)

WWR # 5699150
ANNA B GRESAK
6011002210035648

CA

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

DISCOVER BANK

Plaintiff

No. 2007-397-CD

vs.

MOTION FOR ALTERNATE SERVICE

ANNA B GRESAK

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

William T. Moleczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

FILED *no cc*
m/12:30/07
AUG. 29 2007 *(CA)*

William A. Shaw
Prothonotary/Clerk of Courts

WWR #5699150

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

DISCOVER BANK

Plaintiff

No. 2007-397-CD

vs.

ANNA B GRESAK

Defendant

PLAINTIFF'S MOTION FOR ALTERNATE SERVICE

AND NOW, comes Plaintiff, by counsel, Weltman, Weinberg & Reis Co., L.P.A. and requests this Honorable Court to enter an Order allowing the Plaintiff to make service upon Defendant, ANNA B GRESAK, by certified U.S. Mail and Certificate of Mailing, addressed to 109 S Franklin St, Du Bois, Pa 15801, averring in support thereof the following:

1. On or about MARCH 14, 2007, Plaintiff filed a Complaint in Civil Action against Defendant to recover the unpaid balance due Plaintiff from Defendant in the amount of \$16979.83.
2. When the Sheriff of CLEARFIELD County, Pennsylvania, attempted to make service of Plaintiff's Complaint on Defendant, the Sheriff was unable to do so, as evidenced by the Sheriff's return, a true and correct copy of which is attached hereto, marked Exhibit "1", and made a part hereof.
3. Upon receipt of the Sheriff's return of no service, Plaintiff conducted an investigation with the United States Postal Service to confirm the physical address of the Defendant.

4. Pursuant to Plaintiff's request for information, the United States Postal Service confirmed Defendant's physical address of 109 S Franklin St, Du Bois, Pa 15801, a true and correct copy of Plaintiff's Postal Request is attached hereto, marked as Exhibit "2", and made a part hereof.

5. Plaintiff conducted an online white pages search and was able to confirm a current address for Defendant of 109 S Franklin St, Du Bois, Pa 15801. A true and correct copy of the search results is attached hereto, marked as Exhibit "3", and made a part hereof.


6. Plaintiff contacted the CLEARFIELD County Tax Assessment office, a representative from which confirmed the Defendant's current physical address as 109 S Franklin St, Du Bois, Pa 15801.

7. Upon receipt of the Sheriff's return of no service, Plaintiff conducted an investigation with the LexisNexis Total Research System to confirm the physical address of the Defendant.

8. Pursuant to Plaintiff's request for information, LexisNexis Total Research System confirmed Defendant's physical address of 109 S FRANKLIN ST, DU BOIS, PA 15801, a true and correct copy of the LexisNexis search results is attached hereto, marked as Exhibit "4", and made a part hereof.

9. Based upon the foregoing, Plaintiff believes and therefore avers that Defendant is attempting to avoid service of process in the above-captioned matter and Plaintiff therefore seeks an Order of Court, pursuant to Pennsylvania Rule of Civil Procedure 430, granting Plaintiff leave to serve its Complaint on Defendant by alternative means.

WHEREFORE, Plaintiff requests this Honorable Court to enter an Order pursuant to PA.R.C.P. 430(a), authorizing the Plaintiff to serve Defendant by Certified U.S. Mail and Certificate of Mailing sent to an address (109 S Franklin St, Du Bois, Pa 15801) at which Defendant is presently receiving mail according to information obtained from the Post Office, or by allowing service by a competent adult.



William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 1 Services

Sheriff Docket # **102557**

DISCOVER BANK

Case # 07-397-CD

vs.

ANNA B. GRESAK

COPY

TYPE OF SERVICE COMPLAINT

SHERIFF RETURNS

NOW July 25, 2007 RETURNED THE WITHIN COMPLAINT "NOT SERVED, TIME EXPIRED" AS TO ANNA B. GRESAK, DEFENDANT. DEFENDANT IS ELDERLY & WON'T ANSWER DOOR

SERVED BY: /

5699150

Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	8409519	10.00
SHERIFF HAWKINS	WELTMAN	8409519	90.00

EXHIBIT

Sworn to Before me This

_____ Day of _____ 2007

So Answers,



Chester A. Hawkins
Sheriff

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

ATTORNEYS AT LAW
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, Pennsylvania 15219
412.434.7955
www.weltman.com

WILLIAM T. MOLCZAN
Attorney at Law
412.434.7955
Fax 412.434.7959
wmolczan@weltman.com



BURLINGTON, NJ
609.914.0437
CHICAGO, IL
847.940.9812
CINCINNATI, OH
513.723.2200
CLEVELAND, OH
216.685.1000
COLUMBUS, OH
614.228.7272
DETROIT, MI
248.362.6100
PHILADELPHIA, PA
215.599.1500

May 29, 2007

Postmaster
DU BOIS, PA 15801

Request for Change of Address or Boxholder Information Needed for Service of Legal Process

Please furnish the new address or the name and street address (if a boxholder) for the following:

Name: **ANNA B GRESAK**
Address: **109 S FRANKLIN ST**
DU BOIS, PA 15801

NOTE: The name and last known address are required for change of address information. The name, if known, and post office box address are required for boxholder information.


The following information is provided in accordance with 39 CFR 265.6(d)(6)(ii). There is no fee for providing boxholder information. The fee for providing change of address information is waived in accordance with 39 CFR 265.6(d)(1) and (2) and corresponding Administrative Support Manual 352.44a and b.

1. Capacity of requester: **William T. Molczan, Esquire, Attorney for Plaintiff, DISCOVER BANK**
 2. Statute or regulation that empowers me to serve process: **N/A**
 3. The names of all known parties to the litigation: **DISCOVER BANK vs. ANNA B GRESAK**
 4. The Court in which the case has been or will be heard: **Court of Common Pleas of CLEARFIELD COUNTY**
 5. The docket or other identifying number if one has been issued: **2007-397-CD**
- The capacity in which this individual is to be served: **Defendant**

WARNING

THE SUBMISSION OF FALSE INFORMATION TO OBTAIN AND USE CHANGE OF ADDRESS INFORMATION OR BOXHOLDER INFORMATION FOR ANY PURPOSE OTHER THAN THE SERVICE OF LEGAL PROCESS IN CONNECTION WITH ACTUAL OR PROSPECTIVE LITIGATION COULD RESULT IN CRIMINAL PENALTIES INCLUDING A FINE OF UP TO \$10,000 OR IMPRISONMENT OF (2) TO AVOID PAYMENT OF THE FEE FOR CHANGE OF ADDRESS INFORMATION OF NOT MORE THAN 5 YEARS, OR BOTH (TITLE 18 U.S.C. SECTION 1001).

I certify that the above information is true and that the address information is needed and will be used solely for service of legal process in connection with actual or prospective litigation.


Chad B Carlson

WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219

EXHIBIT
2

FOR POST OFFICE USE ONLY

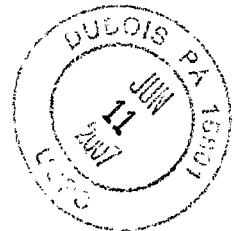
BOXHOLDER'S POSTMARK

- ☐ Not known at address given.
☐ Moved, left no forward address.
☐ No such address.
☐ No change of address on file
☒ Good as Addressed


XXX PLEASE INDICATE PHYSICAL ADDRESS

NEW ADDRESS or NAME and STREET ADDRESS

WWR#05699150



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NOW**

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Search Information

Displaying 1-1 of 1 result matching "109 S Franklin St, Du Bois, PA"

1 of 1 **GRESAK, A B**

109 S Franklin St
Du Bois, PA 15801-1803
(814) 371-8590


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EXHIBIT
3

Source: [Public Records > SmartLinx\(TM\) > SmartLinx\(TM\) - Person Summary Reports](#) Term:  ([Edit Search](#))Permissible Uses: [DPPA - 1. Litigation](#)
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[Licenses](#) | [Personal Property](#) | [Real Property \(1\)](#) | [Bankruptcies](#) | [Judgments & Liens](#)
[Relatives](#) | [Associated Entities](#) | [Neighbors \(11\)](#) | [Sources \(17\)](#)FOR INFORMATIONAL PURPOSES ONLY
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a division of Reed Elsevier Inc. All Rights Reserved

Full Name	Address	County	Phone
GRESAK, ANNA B	109 S FRANKLIN ST DU BOIS, PA 15801-1803 COUNTY: CLEARFIELD	CLEARFIELD	


ADDITIONAL PERSONAL INFORMATION

SSN	DOB	GENDER
 (PENNSYLVANIA: 1936-1951)	05/1921 (Age: 86)	

Subject Summary[Back To Top](#)
[Name Variations \(2\)](#) | [SSNs Summary \(1\)](#) | [DOBs \(1\)](#)**Name Variations**[View Name Variation Sources](#)

- 1: GRESAK, ANNA B
- 2: GRESAK, ANA B

SSNs Summary[View SSN Sources](#)

No.	SSN	State Iss.	Date Iss.	Warnings
1:		PENNSYLVANIA	1936-1951	

DOBs[View DOB Sources](#)

- 1: 05/1921

Address Summary[Back To Top](#)**Address Summary - 1 records found for subject:**[View Address Sources](#)

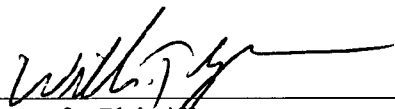
#	Address	Actions
1:	109 S FRANKLIN ST DU BOIS, PA 15801-1803 COUNTY: CLEARFIELD	Get Report View Details

EXHIBIT
4

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the within Motion for Alternate Service was served on the 24 day of August, 2007, by first class, U.S. Mail, postage-prepaid, addressed as follows:

ANNA B GRESAK
109 S Franklin St
Du Bois, Pa 15801



Attorney for Plaintiff

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

DISCOVER BANK

NO. 2007-397-CD

Plaintiff

vs.

ANNA B GRESAK

Defendant

AFFIDAVIT PURSUANT TO PA R.C.P. 430 (a)

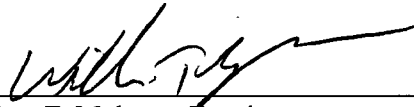
BEFORE ME, a Notary Public, in and for the foregoing County and Commonwealth, personally appeared William T. Molczan, Esquire, of Weltman, Weinberg & Reis, Co., L.P.A., attorneys for Plaintiff, and deposes and says that the following accurately reflects efforts made to ascertain the exact whereabouts of Defendant named in the above-captioned matter.

- a. Plaintiff requested current address information from the United States Postal Service, which request for information confirmed the current address for Defendant as being 109 S Franklin St, Du Bois, Pa 15801. A true and correct copy of the Postal Service Return is marked Exhibit "2" attached hereto and made a part hereof.
- b. Plaintiff conducted an online what pages search that confirmed the Defendant's address to be 109 S FRANKLIN ST, DU BOIS, PA 15801. A true and correct copy is attached hereto and marked as Exhibit "3."
- c. Plaintiff requested current address information from the LexisNexis Total Research System, which request for information confirmed the current address for Defendant as being 109 S FRANKLIN ST, DU BOIS, PA 15801. A true and correct copy of the LexisNexis search results is marked Exhibit "4" attached hereto and made a part hereof.

d. Plaintiff conducted an online tax-assessment search for the address of the Defendant that confirmed the address as being 109 S Franklin St, Du Bois, Pa 15801.

Finally, Affiant deposes and says that after the foregoing investigation, the exact whereabouts of the Defendant, ANNA B GRESAK, is 109 S Franklin St, Du Bois, Pa 15801.

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

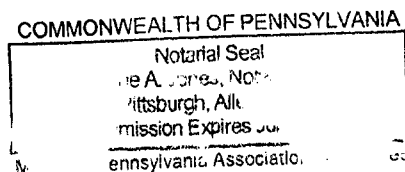


William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

Sworn to and subscribed before me
this 22 day of August, 07



Notary



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

DISCOVER BANK

Plaintiff

No. 2007-397-CD

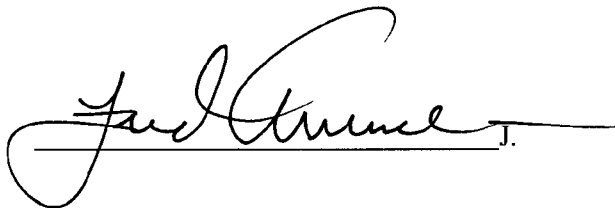
vs.

ANNA B GRESAK

ORDER OF COURT

AND NOW, to-wit, this 4 day of Sept, 2007, upon consideration of the foregoing Motion for Service of the Complaint Pursuant to Special Order of Court and attached supporting affidavit, it is hereby ORDERED, ADJUDGED AND DECREED, that the service of the Complaint in Civil Action may be made on Defendant, ANNA B GRESAK, by permitting the Plaintiff to mail a copy of the Complaint to the Defendant the last known address being 109 S Franklin St, Du Bois, Pa 15801 by Certified Mail and by Certificate of Mailing Postal Form 3817, postage prepaid. Service to be completed upon mailing.

BY THE COURT:



FILED ICC AHg
011:35 cm Molczan
SEP 04 2007 @

William A. Shaw
Prothonotary/Clerk of Courts

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

DISCOVER BANK

Plaintiff

vs.

ANNA B GRESAK

Defendant(s)

No. 2007-397-CD

PRAECIPE TO SETTLE, DISCONTINUE
AND END WITHOUT PREJUDICE TO REFILE

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Lyndsay E Rowland, Esquire
PA I.D. #205520
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#5699150 DIS

FILED 2cc
07/11/2010
2010
William A. Shaw
Prothonotary/Clerk of Courts

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

DISCOVER BANK

Plaintiff

vs.

Civil Action No. 2007-397-CD

ANNA B GRESAK

Defendant(s)

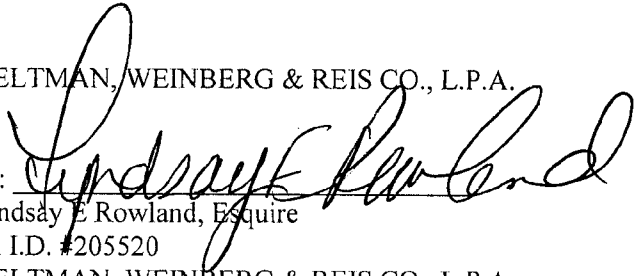
PRAECIPE TO SETTLE, DISCONTINUE
AND END WITHOUT PREJUDICE TO REFILE

TO THE PROTHONOTARY OF Clearfield COUNTY:

SIR:

Kindly settle, discontinue and end without prejudice to refile the above-captioned matter upon the records
of the Court and mark the costs paid.

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

By: 
Lyndsay E Rowland, Esquire
PA I.D. #205520

WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

SWORN TO AND SUBSCRIBED

before me this 7 day
of June, 2010


NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Wayne A. Jones, Notary Public
City of Pittsburgh, Allegheny County
My Commission Expires June 29, 2010
Member, Pennsylvania Association of Notaries