

07-405-CD
Capital One vs T. Sheesley

Capital One Bank vs Tracie Sheesley
2007-405-CD

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

CAPITAL ONE BANK

Plaintiff

No: 07-405-CD

vs.

COMPLAINT IN CIVIL ACTION

TRACIE D SHEESLEY

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
05467594 C A Pit SGM

F I L E D Atty pd.
MTO:03/07/2011 \$5.00
MAR 15 2011 100 Sheriff
B
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
TRACIE D SHEESLEY
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 6851 JERICHO TURNPIKE #190 SYOSSET , NY 11791 .

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

TRACIE D SHEESLEY
135 CHURCH ST POB 153
WESTOVER, PA 16692

3. Defendant applied for and received a credit card bearing the account number 5291151628981043 .

4. Defendant made use of said credit card and has a current balance due of \$3695.55 , as of February 28, 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 25.900% per annum on the unpaid balance from February 28, 2007 . A copy of Plaintiff's STATEMENT 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 , TRACIE D SHEESLEY , INDIVIDUALLY , in the amount of \$3695.55 with continuing interest thereon at the rate of 25.900% per annum from February 28, 2007 plus costs.


James C. Warmbrodt, 42524
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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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PeoplePC Online offers the features you would expect from higher-priced Internet Service Providers, including:

- Virus Protection powered by Symantec™
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- Spam Controls
- Smarter Smart Dialer Technology
- TRACIE D SHEESLEY
- More Email Addresses
- PO BOX 153
- WESTOVER PA 16692-0153

SPECIAL LIMITED-TIME OFFER FOR CAPITAL ONE® CARDHOLDERS!

CapitalOne®

GOLD MASTERCARD ACCOUNT
5291-1516-2898-1043

DEC 24, 2003 - JAN 23, 2004
Page 1 of 1

Account Summary

Previous Balance	\$1,811.08
Payments, Credits and Adjustments	\$0.00
Transactions	\$123.00
Finance Charges	\$40.95
New Balance	\$1,975.03
Minimum Amount Due	\$1,975.03
Payment Due Date	February 23, 2004
Total Credit Line	\$1,200
Total Available Credit	\$0.00
Credit Line for Cash	\$1,200
Available Credit for Cash	\$0.00

Payments, Credits and Adjustments

Transactions

1	24 DEC	OVERLIMIT FEE	\$29.00
2	23 JAN	CAPITAL ONE MEMBER FEE	59.00
3	23 JAN	PAST DUE FEE	35.00

You were assessed a past due fee of \$35.00 on 01/23/2004 because your minimum payment was not received by the due date of 01/23/2004. 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

For free online account service and special customer offers, log on to:
www.capitalone.com

Send payments to:	Send inquiries to:
Attn: Remittance Processing	Capital One Services
Capital One Services	P.O. Box 85015
P.O. Box 85147	Richmond, VA 23285-5015
Richmond, VA 23276	

Finance Charges

Please see reverse side for important information

	Balance rate applied to	Periodic rate	Corresponding APR	FINANCE CHARGE
PURCHASES	\$1,861.70	.07096%	25.90%	\$40.95
CASH	\$0.00	.07096%	25.90%	\$0.00

ANNUAL PERCENTAGE RATE applied this period

25.90%

▼ PLEASE RETURN PORTION BELOW WITH PAYMENT. ▼

CapitalOne®

0000000 0 5291151628981043 23 1975030036001975030

New Balance	\$1,975.03
Minimum Amount Due	\$1,975.03
Payment Due Date	February 23, 2004
Total enclosed	\$ <input type="text"/>
Account Number:	5291-1516-2898-1043

Please print mailing address and/or e-mail changes below using blue or black ink.

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

Capital One Bank
P.O. Box 85147
Richmond, VA 23276



062044

#9002487257318954# MAIL ID NUMBER
TRACIE D SHEESLEY
PO BOX 153
WESTOVER PA 16692-0153

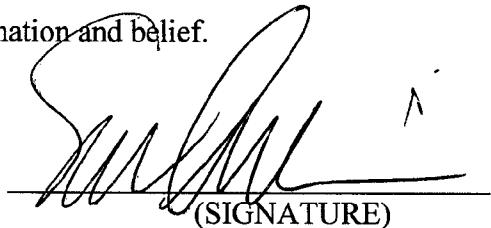
Please write your account number on your check or money order made payable to Capital One Bank and mail in the enclosed envelope.

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is Sara Rubin
(NAME)

Agent _____ of Capital One Bank, plaintiff herein, that
(TITLE) (COMPANY)

he/she is duly authorized to make this verification, and that the facts set forth in the foregoing Complaint are true and correct to the best of his/her knowledge, information and belief.



(SIGNATURE)

WWR# 15467594

FILED *(Handwritten)*

MAY 14 2007

5/14/2007
William A. Shaw
Prothonotary/Clerk of Courts
W.C. 4C

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

CAPITAL ONE BANK

Plaintiff No. 07-405-CD

vs.

PRAECIPE TO SETTLE, DISCONTINUE
AND END WITHOUT PREJUDICE TO REFILE

TRACIE D SHEESLEY

Defendant FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

PATRICK THOMAS WOODMAN, ESQUIRE
PA I.D #34507
WELTMAN, WEINBERG & REIS CO., L.P.A.
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#05467594

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

CAPITAL ONE BANK

Plaintiff

vs.

Civil Action No. 07-405-CD

TRACIE D SHEESLEY

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.

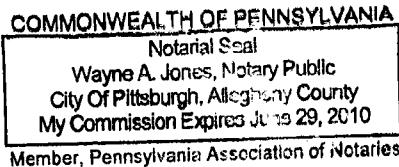
By: Patrick Thomas Crooman
Attorney for Plaintiff
2718 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#05467594

SWORN TO AND SUBSCRIBED

before me this 9 day

of May, 2007

Wayne A. Jones
NOTARY PUBLIC



Member, Pennsylvania Association of Notaries

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102568
NO: 07-405-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: CAPITAL ONE BANK
vs.
DEFENDANT: TRACIE D. SHEESLEY

SHERIFF RETURN

NOW, March 21, 2007 AT 10:03 AM SERVED THE WITHIN COMPLAINT ON TRACIE D. SHEESLEY DEFENDANT AT 135 CHURCH ST., WESTOVER, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO BRIAN SHEESLEY, HUSBAND A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	2849124	10.00
SHERIFF HAWKINS	WELTMAN	2849124	50.01

FILED
03/20/07
JUL 12 2007
WASH
SHERIFF

William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

____ Day of _____ 2007

Chester A. Hawkins
by Marilyn Hamps
Chester A. Hawkins
Sheriff