

07-513-CD
Citibank vs S. Swatsworth

Citibank vs Shirley Swatsworth
2007-513-CD

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

CITIBANK (SOUTH DAKOTA) N.A.,

Plaintiff

No. 07-513-CD

vs.

COMPLAINT IN CIVIL ACTION

SHIRLEY A SWATSWORTH ,

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

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

WWR#05721973

FILED Atty pd.
mml/bs
APR 02 2007 85.00
ICCSheriff
William A. Shaw
Prothonotary/Clerk of Courts

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

CITIBANK (SOUTH DAKOTA) N.A.,

Plaintiff

vs.

Civil Action No.

SHIRLEY A SWATSWORTH ,

Defendant

COMPLAINT IN CIVIL ACTION 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.

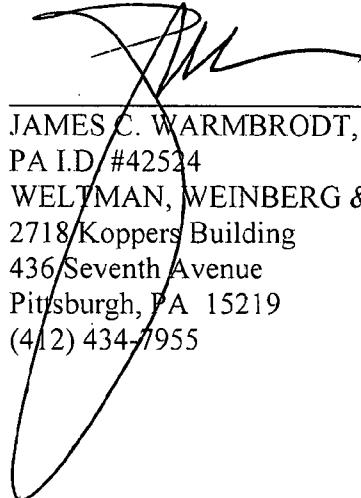
COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext. 1300-1301

COMPLAINT

1. Plaintiff is Citibank (South Dakota) N.A., with place of business located at 701 East 50th Street North, Sioux Falls, South Dakota, 57117.
2. Defendant is an adult individual residing at 710 ANN ST CURWENSVILLE, PA 16833 .
3. Plaintiff is a national banking association, engaged in consumer lending through the issuance of credit cards.
4. Pursuant to Defendant's request, Plaintiff furnished to the Defendant a credit card account (hereinafter account) bearing account number 5398420002193109 .
5. Plaintiff kept accurate running records of all debits and credits to the Account.
6. Plaintiff mailed to Defendant monthly statements for the account including the billing statement attached hereto as Exhibit A. The monthly statements accurately stated the previous balance, the debits and credits to the account for the prior billing period.
7. Defendant's actions as set forth above constituted an account stated between parties for the sum of \$ 1,033.09 , which sum reflects the Exhibit A statement balance less credits, if any, which were applied subsequent to the date of Exhibit A.

WHEREFORE, Plaintiff demands Judgment in its favor and against Defendant, SHIRLEY A SWATSWORTH , individually, in the amount of \$ 1,033.09 with interest at the statutory interest rate of 6% per annum from date of judgment plus costs.

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



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

Your AT&T Universal Card Statement

November 3 - December 5, 2006



AT&T Universal Card

0572 1973

Page 1 of 3

SHIRLEY A SWATSWORTH
Account 5398 4200 0219 3109
Calling Card + PIN

How To Reach Us

Visit: www.universalcard.com
Customer Service: 1-800-423-4343 or write
Cardmember Services, PO Box 44167
Jacksonville, FL 32231-4167

Quick Reference

Minimum Payment Due..... \$113.92
Due Date*..... January 1, 2007

*Payment must be received by 5:00 pm local time on the payment due date.

Amount Past Due..... \$80.14

Credit Line..... \$1,900.00
Available Credit..... \$0.00
Cash Advance Limit..... \$0.00
Available Cash Advance Limit..... \$0.00

Your account is past due. Please pay the Minimum Amount Due shown. Remember, regular monthly payments will help establish a good payment history with us. If you have already sent us this payment, thank you.

Account Summary

| | |
|--------------------------|-------------------|
| Previous Balance | 1,004.31 |
| Payments and Adjustments | 0.00 |
| MasterCard® Activity | 28.78 |
| Total AT&T Services | 0.00 |
| New Balance | \$1,033.09 |

Note: Detailed activity starts on page 3.

EXHIBIT

"A"

| date paid | amount paid | check # |
|-----------|-------------|---------|
| | | |
| | | |
| | | |

Please follow payment instructions outlined in the "Important Instructions for Making Payments" section of the statement.

05398420002193109103309113925216

Your Account Number

5398 4200 0219 3109

Please Enter Amount of Payment Enclosed

\$

Payment Due Date
JAN 01 2007

Your Total Balance
\$1033.09

Minimum Amount Due
\$113.92

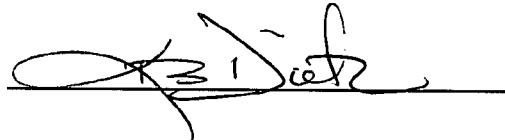
7975 MC 32 A 1 AR7051551

SHIRLEY A SWATSWORTH
710 ANN ST
CURWENSVILLE PA 16833-6859

AT&T UNIVERSAL CARD
PO BOX 183053
COLUMBUS, OH 43218-3053

Verification

I, Kris Dietz, am an employee of Citicorp Credit Services, Inc., (USA) which is by contract the service provider for plaintiff CITIBANK (SOUTH DAKOTA) N.A. retained to perform services including but not primarily limited to collecting delinquent debt. I am authorized to make this verification as attorney-in-fact for plaintiff under powers of attorney from plaintiff to Citicorp Credit Services, Inc., (USA) and to me. The foregoing averments of fact in the within pleading are true and correct to the best of my knowledge, information and belief. I understand that the statements made herein are subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to the authorities.



Defendant's name : SHIRLEY A SWATSWORTH

Client's acct number : 5398420002193109

WWR#05721973

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff No. 07-513-CD

vs. PRAECLPICE TO SETTLE, DISCONTINUE
SHIRLEY A SWATSWORTH AND END

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

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

WWR#5721973

FILED 1cc & 1 Cert
of disc issued
m/11/32 cm to Atty
JUL 19 2007 Molczan

William A. Shaw
Prothonotary/Clerk of Courts

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff

vs.

Civil Action No. 07-513-CD

SHIRLEY A SWATSWORTH

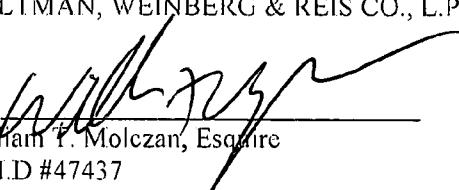
Defendant

PRAECIPE TO SETTLE DISCONTINUE AND END

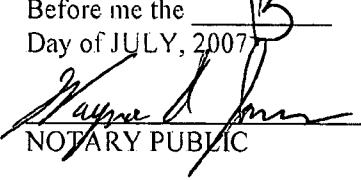
TO THE PROTHONOTARY OF COUNTY:

Settle, Discontinue and End the above-captioned matter upon the records of the Court and mark the costs paid.

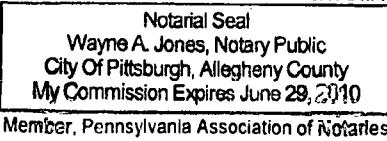
WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
William F. 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
WWR#5721973

Sworn to and subscribed
Before me the 13
Day of JULY, 2007


Wayne A. Jones
NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA



IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

COPY

Citibank (South Dakota) N.A.

Vs.
Shirley A. Swatsworth

No. 2007-00513-CD

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 July 19, 2007, marked:

Settled, discontinued and ended

Record costs in the sum of \$85.00 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 19th day of July A.D. 2007.



William A. Shaw, Prothonotary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102643
NO: 07-513-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: CITIBANK (SOUTH DAKOTA) N.A.
vs.
DEFENDANT: SHIRLEY A. SWATSWORTH

SHERIFF RETURN

NOW, April 17, 2007 AT 10:47 AM SERVED THE WITHIN COMPLAINT ON SHIRLEY A. SWATSWORTH DEFENDANT AT 710 ANN ST., CURWENSVILLE, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO SHIRLEY A. SWATSWORTH, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

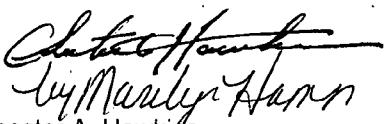
| PURPOSE | VENDOR | CHECK # | AMOUNT |
|-----------------|---------|---------|--------|
| SURCHARGE | WELTMAN | 8411807 | 10.00 |
| SHERIFF HAWKINS | WELTMAN | 8411807 | 23.82 |

FILED
03:15 LM
AUG 15 2007
W.A. Shaw
Sheriff/Clerk of Courts

Sworn to Before Me This

____ Day of _____ 2007

So Answers,


Chester A. Hawkins
Sheriff