

FILED

m/12:32 60
APR 16 2007

William A. Shaw
Prothonotary/Clerk of Courts

Burton Neil & Associates, P.C.
By: Burton Neil, Esquire ID. NO. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
(610) 696-2120
Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA), N.A.
701 East 60th Street North, Sioux Falls, SD
Plaintiff

v.

SUSAN K FOLMAR
40 Locust Drive, Morrisdale PA 168587634
Defendant

: IN THE COURT OF COMMON PLEAS

: CLEARFIELD COUNTY, PENNSYLVANIA

: NO. 07-582-CD

: CIVIL ACTION - LAW

Complaint - Notice

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 (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 claim 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. 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.

LAWYER REFERENCE AND INFORMATION SERVICE

David S. Meholick
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
Telephone No. 814-765-2641 Ext. 5982

C-11252

Burton Neil & Associates, P.C.
By: Burton Neil, Esquire, I.D. NO. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120

Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA), N.A. : IN THE COURT OF COMMON PLEAS
701 East 60th Street North, Sioux Falls, SD
Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA

v.

: NO.

SUSAN K FOLMAR
40 Locust Drive, Morrisdale PA 168587634
Defendant : CIVIL ACTION - LAW

Complaint

1. Plaintiff is CITIBANK (SOUTH DAKOTA), N.A., with place of business located at 701 East 60th Street North, Sioux Falls, South Dakota.

2. Defendant is Susan K Folmar, who resides at 40 Locust Drive, Morrisdale, Clearfield County, Pennsylvania.

3. Plaintiff is a national banking association, engaged in various types of banking business including consumer lending through the issuance of credit cards.

4. Plaintiff furnished consumer credit to the defendant by means of a credit card with account number 5424180105785296 hereinafter referred to as the credit card account.

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. Before plaintiff mailed Exhibit A, defendant had for many months made payments on account of the billing statement or retained the statement without payment.

8. Defendant's actions as set forth above constituted an account stated between parties

for the sum of \$30,251.15 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 against defendant for the sum of \$30,251.15, and the costs of this action.

Burton Neil & Associates, P.C.

By: 

Burton Neil, Esquire

The law firm of Burton Neil & Associates, P.C. is a debt collector.

01/08/07 \$30251.15 \$30251.15

SITE:KC-CL TM:CO-5000 ACID:ROB0554
01/03/07 19:45:09:

PMT DUE DATE NEW BALANCE MIN AMT DUE

SUSAN K FOLMAR
40 LOCUST DR
MORRISDALE
16858-7634000

PA

CITI CARDS
PO BOX 183060
COLUMBUS, OH
43218-3060

C-11252

Citi® Driver's Edge®
Platinum Select® Card-Charter RbtsAccount Number
5424 1801 0578 5296

Customer Service:

1-800-925-8871

BOX 6500

SIOUX FALLS, SD

57117

Total Credit Line
\$25000Available Credit Line
\$0Cash Advance Limit
\$1100Available Cash Limit
\$0New Balance
\$30251.15Statement/
Closing Date

12/14/2006

Amount Over
Credit Line

\$5251.15

Past Due

\$6615.84

Purch/Adv
Minimum Due

\$1092.75

Minimum
Amount Due

\$30251.15

Sale Date	Post Date	Reference Number	Activity Since Last Statement	Amount
	12/14		Standard Purch PURCHASES*FINANCE CHARGE*PERIODIC RATE 84 0000	790.75 0000000000

Help is available! Please call the toll-free number shown above to learn about our special payment options. Call Monday - Friday, 7 am to 9 pm, or Saturday, 8 am to 5 pm, Central Time. Please give us the opportunity to assist you.

Account Summary	Previous Balance	(+) Purchases & Advances	(-) Payments & Credits	(+) FINANCE CHARGE	(=) New Balance
PURCHASES	\$29,460.40	\$0.00	\$0.00	\$790.75	\$30,251.15
ADVANCES	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL	\$29,460.40	\$0.00	\$0.00	\$790.75	\$30,251.15

Days This Billing Period: 30

Rate Summary	Balance Subject to Finance Charge	Periodic Rate	Nominal APR	ANNUAL PERCENTAGE RATE
PURCHASES				
Standard Purch	\$29,840.85	0.08833%(D)	32.240%	32.240%
ADVANCES				
Standard Adv	\$0.00	0.08833%(D)	32.240%	32.240%

EXHIBIT

A

Verification

I, KELLIE HARRINGTON 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 on its behalf. 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.


Signature

Susan K Folmar
5424180105785296

FILED

APR 16 2007

William A. Shaw
Prothonotary/Clerk of Courts

KETTIE HARRIS

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102702
NO: 07-582-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: CITIBANK (SOUTH DAKOTA), N.A.
vs.
DEFENDANT: SUSAN K. FOLMAR

FILED

SEP 24 2007

William A. Shaw
Prothonotary/Clerk of Courts

SHERIFF RETURN

NOW, April 22, 2007 AT 9:07 AM SERVED THE WITHIN COMPLAINT ON SUSAN K FOLMAR DEFENDANT AT 40 LOCUST DR, MORRISDALE, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO SUSAN K. FOLMAR, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.


SERVED BY: HUNTER / DEHAVEN

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	BURTON NEIL	30780	10.00
SHERIFF HAWKINS	BURTON NEIL	30780	30.61

Sworn to Before Me This

_____ Day of _____ 2007

So Answers,


Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CITIBANK (SOUTH DAKOTA), N.A.
701 East 60th Street N
Sioux Falls, SD 57117

Plaintiff(s)

v.

SUSAN K FOLMAR
40 Locust Drive
Morrisdale PA 16858-7634

Defendant(s)

CIVIL DIVISION, ARBITRATION
AND STATUTORY APPEALS ONLY

CASE NO. 07-582-CD

TYPE OF PLEADING: _____

Precipe for Default Judgment

CODE AND CLASSIFICATION:

FILED ON BEHALF OF: Plaintiff

CITIBANK (SOUTH DAKOTA), N.A.

(Name of Party, indicate plaintiff or defendant)

NAME, ADDRESS AND TELEPHONE OF:

X Counsel of Record
_____ Individual, if pro se

Burton Neil, Esquire
Burton Neil & Associates, P.C.
1060 Andrew Drive, Suite 170
West Chester, PA 19380
Telephone: 610-696-2120
email: litigation@burt-law.com

Attorney's State ID# 11348

Attorney's Firm ID# _____


(Signature)

FILED *Any pd. 20.00*
m/2:11:50
OCT 29 2007 *Notice to Def.*

William A. Shaw
Prothonotary/Clerk of Courts

Statement to

Any
(CK)

CITIBANK (SOUTH DAKOTA), N.A.
701 East 60th Street N, Sioux Falls, SD 57117
Plaintiff

: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PENNSYLVANIA

v.

: NO. 07-582-CD

SUSAN K FOLMAR
40 Locust Drive
Morrisdale PA 16858-7634
Defendant

: CIVIL ACTION - LAW

Praeceptum for Default Judgment

To the Prothonotary:

Please enter judgment by default for want of an answer in the above case in favor of the plaintiff and against the defendant, and assess damages as follows:

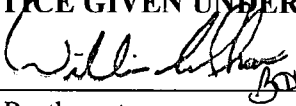
Principal: \$30,251.15

TOTAL \$30,251.15

Understanding that false statements herein made are subject to penalty under 18 Pa. C.S. § 4904 relating to unsworn falsification to authorities, I verify that:

1. The above are the precise last-known addresses of the judgment debtor and creditor.
2. The annexed notice of intention to file this praecipe was mailed to all parties against whom judgment is to be entered and to their record attorneys, if any, after the default occurred, and at least ten days prior to the date of the filing of this praecipe.
3. Pursuant to Section 201(b)(1)(A) of the Servicemembers Civil Relief Act of 2003 (SCRA), the defendant is not in the military service of the United States based on information received from the defendant and/or the Department of Defense website.

**JUDGMENT BY DEFAULT ENTERED
AND DAMAGES ASSESSED AS ABOVE.
NOTICE GIVEN UNDER P.A.R.CIV.P. 236**


Prothonotary

Burton Neil & Associates, P.C.

By: 

Burton Neil, Esquire
Attorney for Plaintiff
I.D. NO. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380

The law firm of Burton Neil & Associates is a debt collector.

C-11252



CITIBANK (SOUTH DAKOTA), N.A.

: IN THE COURT OF COMMON PLEAS

Plaintiff

: CLEARFIELD COUNTY, PENNSYLVANIA

v.

: NO. 07-582-CD

SUSAN K FOLMAR

Defendant

: CIVIL ACTION - LAW

Notice of Intention to File Praecipe for Default Judgment

TO: Susan K Folmar
40 Locust Drive
Morrisdale PA 16858-7634

IMPORTANT NOTICE

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 (10) 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 your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the following office to find out where you can get legal help. 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.

**LAWYER REFERENCE AND
INFORMATION SERVICE**

David S. Meholic
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
Telephone No. 814-765-2641 Ext. 5982

DATE OF NOTICE: October 9, 2007

Burton Neil & Associates, P.C.

By: 

Burton Neil, Esquire

Attorney for Plaintiff

Identification No. 11348

1060 Andrew Drive, Suite 170

West Chester, PA 19380

(610) 696-2120

In making this communication, we advise our office is a
debt collector.

cc: Ruther & Associates, LLC
P.O. Box 729
Columbia, MD 21045



COPY

Burton Neil & Associates, P.C.
By: Burton Neil, Esquire ID. NO. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120

Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA), N.A.

Plaintiff

v.

SUSAN K FOLMAR

Defendant

: IN THE COURT OF COMMON PLEAS

: CLEARFIELD COUNTY, PENNSYLVANIA

: NO. 07-582-CD

: CIVIL ACTION - LAW

Rule of Civil Procedure NO. 236 (Revised)

Notice is given that a JUDGMENT in the above captioned matter has been entered
against you on October 29, 2007.

Prothonotary

By: _____

Deputy

If you have any questions concerning the above, please contact:

Burton Neil, Esquire
Attorney for Party Filing
1060 Andrew Drive, Suite 170
West Chester, PA 19380
Phone: 610-696-2120

The law firm of Burton Neil & Associates is a debt collector.

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Citibank (South Dakota) N.A.
Plaintiff(s)

No.: 2007-00582-CD

Real Debt: \$30,251.15

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Susan K. Folmar
Defendant(s)

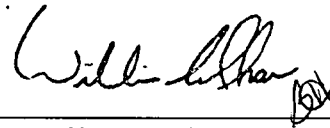
Entry: \$20.00

Instrument: Default Judgment

Date of Entry: October 29, 2007

Expires: October 29, 2012

Certified from the record this 29th day of October, 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

FILED

NOV 19 2007

12:45/W
William A. Shaw
Prothonotary/Clerk of Courts

Burton Neil & Associates, P.C.
By: Burton Neil, Esquire ID. NO. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120

Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA), N.A.
Plaintiff

: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PENNSYLVANIA

v.

SUSAN K FOLMAR

Defendant

: NO. 07-582-CD

: CIVIL ACTION - LAW

Praeceptum to Vacate

To the Prothonotary:

Kindly VACATE the judgment entered in the above-captioned action.

Burton Neil & Associates, P.C.

By: 

Burton Neil, Esquire
Attorney for Plaintiff



FILED

NOV 19 2007

William A. Shaw
Prothonotary/Clerk of Courts

No

Exhibit on

Return

Date: 11/19/2007

Clearfield County Court of Common Pleas

NO. 1921517

Time: 01:10 PM

Receipt

Page 1 of 1

Received of: Neil, Burton (attorney for Citibank (Sou \$ 7.00

Seven and 00/100 Dollars

Case: 2007-00582-CD Plaintiff: Citibank (South Dakota) N.A. v Amount

Satisfaction/Release 7.00

Total: 7.00

Check: 35346

Payment Method: Check

Amount Tendered: 7.00

Change Returned: 0.00

Clerk: BILLSHAW

William A. Shaw, Prothonotary/Clerk of Cou

By: _____
Deputy Clerk

Burton Neil & Associates, P.C.
By: Burton Neil, Esquire ID. NO. 11348
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120

Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA), N.A.

Plaintiff

v.

SUSAN K FOLMAR

Defendant

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

NOV 19 2007

: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PENNSYLVANIA

William A. Brown
Prothonotary/
Clerk of Courts

: NO. 07-582-CD

: CIVIL ACTION - LAW

Praecipe to Vacate

To the Prothonotary:

Kindly VACATE the judgment entered in the above-captioned action.

Burton Neil & Associates, P.C.

By: 

Burton Neil, Esquire
Attorney for Plaintiff

COPY



Burton Neil
Edward J. O'Brien
Yale D. Weinstein
Derek C. Blasker
Brit J. Suttell
Neil Sarker

LAW OFFICES
BURTON NEIL & ASSOCIATES, P.C.
1060 ANDREW DRIVE, SUITE 170
WEST CHESTER, PENNSYLVANIA 19380
610-696-2120
Facsimile 610-696-4111
Email: Burton.Neil@burt-law.com
October 29, 2007

Refer to File #
C-11252

Clearfield County Prothonotary
230 East Market Street
Clearfield, PA 16830

RE: Citibank South Dakota, NA v. Susan K Folmar
Docket No. 07-582-CD

Documents for Filing

Enclosed please find a Præcipe to Vacate for filing. Please file the original and return a copy to our office in the enclosed envelope. A check for your fees is enclosed.

missing

Burton Neil, Esquire
Burton Neil & Associates, P.C.

Enclosure
\$7.00

There is a \$7.00 fee to
file this

Thanks
Lynn