

97-726-CD  
NCO Portfolio vs L. Nicholls et al

NCO Portfolio et al vs Leslie Nicholls et al  
2007-726-CD

NCO22093

THIS IS AN ARBITRATION MATTER. ASSESSMENT OF  
DAMAGES HEARING REQUIRED.

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

PAUL M. SCHOFIELD, JR., ESQUIRE

Identification No.: 81894

21 SOUTH 21ST STREET

PHILADELPHIA, PA 19103

215/988-9600

NCO PORTFOLIO MANAGEMENT, AS  
ASSIGNEE OF CITIBANK  
1804 Washington Blvd.  
Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS, a/k/a  
LESLIE S SHORTS  
118 HILL ST  
DU BOIS PA 15801-3522

**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 TWENTY (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 CLAIMS SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGEMENT 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.

David S. Meholick, Court Admin.  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641

**FILED** Att'y pd.  
m/10:58/ 85.00  
MAY 09 2007  
William A. Shaw  
Prothonotary/Clerk of Courts  
ICC Sheriff

COMPLAINT IN CIVIL-ACTION

1. Plaintiff is a debt buyer and successor in interest to the original creditor as set forth in the caption of this Complaint.

2. At all times relevant hereto, the defendant was the holder of a credit card, which at the request of the defendant was issued to the defendant by the plaintiff under the terms of which the plaintiff agreed to extend to defendant the use of plaintiff's credit facilities.

3. Defendant accepted and used the aforesaid credit card so issued and by so doing agreed to perform the terms and conditions prescribed by the plaintiff for the use of said credit card.

4. The defendant received and accepted goods and merchandise and/or accepted services or cash advances through the use of the credit card issued by the Plaintiff. A true and correct copy of an Affidavit of Account is attached hereto as Exhibit "A".

5. All the credits to which the defendant is entitled have been applied and there remains a balance due in the amount of \$3,939.10.

6. Plaintiff has made demand upon the defendant for payment of the balance due of \$3,939.10 but the defendant has failed and refused and still refuses to pay the same or any part thereof.

7. Defendant's last payment on account was made on June 1, 2003.

WHEREFORE, plaintiff claims of the defendant the sum of  
\$3,939.10 plus applicable costs, interest and attorney's fees.

GORDON & WEINBERG, P.C.

BY: 

FREDERIC I. WEINBERG, ESQUIRE  
PAUL M. SCHOFIELD, JR., ESQUIRE  
Attorney for Plaintiff

P01A.DB

VERIFICATION

FREDERIC I. WEINBERG, ESQUIRE, hereby states that he is the attorney for the Plaintiff in this action and verifies that the statements made in the foregoing pleading are true and correct to the best of his knowledge, information and belief.

The undersigned understands that the statements herein are made subject to the penalties of 18 Pa.C.S.A. Section 4904 relating to unsworn falsification to authorities.

  
\_\_\_\_\_  
FREDERIC I. WEINBERG, ESQUIRE

EXHIBIT "A"

1888

NCO22093

NCOP-PURCHASER FROM CITIBANK

LESLIE S NICHOLLS

5424180529166941

*Tracy Ellis*

**AFFIDAVIT**

I, CRYSTAL HECKSTALL, being duly served sworn according to law, depose and say that:

1. I am the agent for the Plaintiff herein and I have custody and control of the files relating to this account;

2. I have personal knowledge of the facts and circumstances in connection with this case;

3. Plaintiff's files are maintained in the usual and ordinary course of business;

4. This action is based on a claim for breach of contract and that damages are sought as a direct result of said breach;

5. After allowing for all offsets and credits, a balance remains on the subject account having account number 5424180529166941 in the amount of \$1,981.82; and

6. If called upon, affiant can testify at trial as to the facts pertaining to this matter.

The above facts are true and correct to the best of my knowledge, information and belief.

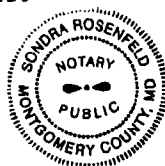
*Tracy Ellis Agent*  
CRYSTAL HECKSTALL

Sworn to and Subscribed

before me this 8 day

of Feb, 2007

*Sandra Rosenfeld*  
Notary Public



Sondra Rosenfeld  
NOTARY PUBLIC  
Montgomery County  
State of Maryland  
My Commission Expires  
June 1, 2010

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102776  
NO: 07-726-CD  
SERVICE # 1 OF 1  
COMPLAINT

PLAINTIFF: NCO PORTFOLIO MANAGEMENT, As assignee  
vs.  
DEFENDANT: LESLIE S. NICHOLLS aka LESLIE S. SHORTS

SHERIFF RETURN

NOW, May 30, 2007 AT 12:34 PM SERVED THE WITHIN COMPLAINT ON LESLIE S. NICHOLLS aka LESLIE S. SHORTS DEFENDANT AT 118 HILL ST., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO VIOLET NICHOLS, MOTHER A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: NEVLING /

**FILED**  
0/3:02/07  
OCT 05 2007  
William A. Shaw  
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GORDON	33796	10.00
SHERIFF HAWKINS	GORDON	33796	54.86

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2007

\_\_\_\_\_

So Answers,

  
by Marilyn Hamer  
Chester A. Hawkins  
Sheriff



GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 81894  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

FILED Atty pd-20.00  
m112:50/30  
NOV 28 2007  
1CC Notice to Def.  
Statement to  
William A. Shaw  
Prothonotary/Clerk of Courts  
Atty  
(6K)

NCO PORTFOLIO MANAGEMENT, AS  
ASSIGNEE OF CITIBANK

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS, a/k/a  
LESLIE S SHORTS

PRAECIPE FOR JUDGMENT

The Prothonotary will please enter Judgment in the above matter by default for want of an answer against the Defendant, LESLIE S NICHOLLS, a/k/a LESLIE S SHORTS, and assesses the damages as per statement below.

FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

Principal	\$1,981.82
Interest from 6/1/03	
@29.99%	\$2,646.07
Costs (Complaint & Service)	\$185.00
<b>Total:</b>	<b>\$4,812.89</b>

I hereby certify that written notice of the intention to file this Praecipe was mailed or delivered to the parties against whom judgment is to be entered and to his attorney of record, if any, after the default occurred and at least ten (10) days prior to the date of the filing of this Praecipe.

FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

Filed:  
By the Prothonotary:

AND NOW, this 28<sup>th</sup> day of November, 2007 Judgment is entered in favor of the plaintiff and against defendant, for want of an answer and damages assessed at the sum of , \$4,812.89 as per the above certification.

William A. Shaw  
Prothonotary

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 81894

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

NCO PORTFOLIO MANAGEMENT, AS  
ASSIGNEE OF CITIBANK

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS, a/k/a

LESLIE S SHORTS

CERTIFICATION OF ADDRESS

I hereby certify that the precise residence of the holder of the  
within judgment is; NCO PORTFOLIO MANAGEMENT, ASASSIGNEE OF CITIBANK  
and that the last known address of defendant, LESLIE S NICHOLLS, a/k/a  
LESLIE S SHORTS, 118 HILL ST, DU BOIS PA 15801-3522.

GORDON & WEINBERG, P.C.

BY: 

FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 81894

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

NCO PORTFOLIO MANAGEMENT, AS  
ASSIGNEE OF CITIBANK

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS, a/k/a  
LESLIE S SHORTS

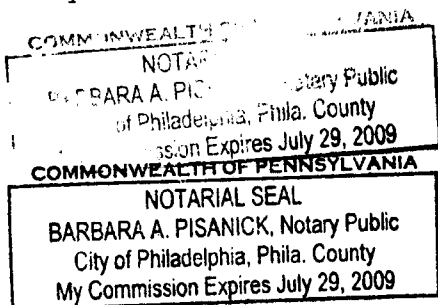
**AFFIDAVIT OF NON-MILITARY SERVICE**

FREDERIC I. WEINBERG, ESQUIRE, being duly sworn according to law, deposes and says that he represents the plaintiff in the above-entitled case; that he is authorized to make this affidavit on behalf of the plaintiff; and that the above-named defendant is over twenty-one years of age; that the address of the defendant is, 118 HILL ST, DU BOIS PA 15801-3522; that the occupation of the defendant is unknown; and that the defendant is not in the Military Service of the United States, nor any State or Territory thereof or its allies as defined in the Soldiers' and Sailors' Civil Relief Act of 1940 and the amendments thereto.

Sworn to and Subscribed

Before me this 12<sup>th</sup> Day  
of Nov., 2007.

*Barbara A. Pisanick*  
Notary Public



*[Signature]*  
FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

NCO22093

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

NCO PORTFOLIO MANAGEMENT, AS  
ASSIGNEE OF CITIBANK

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS, a/k/a  
LESLIE S SHORTS

NOTICE OF INTENTION TO TAKE DEFAULT

TO/PARA :

LESLIE S NICHOLLS, a/k/a  
LESLIE S SHORTS  
118 HILL ST  
DU BOIS PA 15801-3522

DATE OF NOTICE/FECHA DEL AVISO: October 30, 2007

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY AN ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN 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 PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. 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.

David S. Meholick, Court Admin.  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641

GORDON & WEINBERG, P.C.

BY: 

FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE

P10D-2

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

NCO PORTFOLIO MANAGEMENT, AS  
ASSIGNEE OF CITIBANK

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

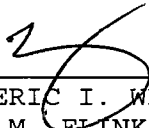
DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS, a/k/a  
LESLIE S SHORTS

NOTICE

PURSUANT TO RULE 236 OF THE SUPREME COURT OF PENNSYLVANIA, YOU ARE  
HEREBY NOTIFIED THAT A JUDGMENT BY DEFAULT HAS BEEN ENTERED AGAINST  
YOU IN THE ABOVE PROCEEDING IN THE AMOUNT OF \$4,812.89. IF YOU HAVE  
ANY QUESTIONS CONCERNING THIS NOTICE, PLEASE CALL GORDON & WEINBERG,  
P.C. AT 215/988-9600.

GORDON & WEINBERG, P.C.

BY:   
FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

Dated: November 12, 2007

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,  
PENNSYLVANIA

CIVIL DIVISION

COPY

NCO Portfolio Management Citibank

Vs.

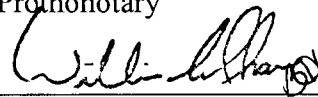
No. 2007-00726-CD

Leslie S. Nicholls

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$4,812.89 on November 28, 2007.

William A. Shaw  
Prothonotary



William A. Shaw

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

COPY

NCO Portfolio Management  
Citibank  
Plaintiff(s)

No.: 2007-00726-CD

Real Debt: \$4,812.89

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Leslie S. Nicholls  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: November 28, 2007

Expires: November 28, 2012

Certified from the record this 28th day of November, 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

NCO22093

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

FEB 28 2014  
m/3:25  
William A. Shaw  
Prothonotary/Clerk of Courts

CAVALRY PORTFOLIO SERVICES, LLC  
AS ASSIGNEE OF CAVALRY SPV I,  
LLC AS ASSIGNEE OF NCO  
PORTFOLIO MANAGEMENT, AS  
ASSIGNEE OF CITIBANK

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS

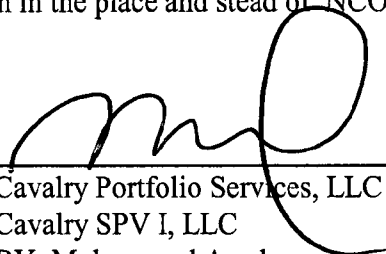
**Praeipie for Voluntary Substitution of Cavalry Portfolio  
Services, LLC as Assignee of Cavalry SPV I, as Party Plaintiff**

1. Cavalry Portfolio Services, LLC as Assignee of Cavalry SPV I, LLC is the successor in interest to NCO Portfolio Management, which is the plaintiff herein, and desires to substitute itself for NCO Portfolio Management as plaintiff herein.

2. The material facts on which my right of succession and substitution is based are as follows:

Cavalry Portfolio Services, LLC as Assignee of Cavalry SPV I, LLC purchased the judgment from and was assigned all rights by NCO Portfolio Management pursuant to the Bill of Sale and Assignment attached hereto as Exhibit "A".

3. Cavalry Portfolio Services, LLC as Assignee of Cavalry SPV I, LLC does hereby voluntarily substitute itself as a plaintiff herein in the place and stead of NCO Portfolio Management.

  
Cavalry Portfolio Services, LLC as Assignee of  
Cavalry SPV I, LLC  
BY: Mohammad Azad

SCANNED



**BILL OF SALE**

**Closing Date:** December 15, 2010

NCO Portfolio Management, Inc ("Seller"), for valuable consideration, the receipt of which is hereby acknowledged, hereby sells, assigns and transfers all right, title and interest in the Accounts identified in the Sale File specified in Exhibit 1 of the Agreement (as defined below) entitled Cavalry\_dj24to36.xlsx (which may be in electronic form) to Cavalry SPV I, LLC ("Buyer"), without recourse or representation except as expressly provided herein or on the terms, and subject to the conditions, set forth in the Agreement.

This Bill of Sale is delivered pursuant to that certain Receivable Sale Agreement, dated as of December 15, 2010, by and between Seller and Buyer (the "Agreement"). All capitalized terms used, but not defined, in this Bill of Sale shall have the meanings assigned to such terms in the Agreement.

**NCO Portfolio Management, Inc.**

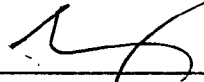
By: 

Name: Al Zechinski

Title: President

**CERTIFICATE OF SERVICE**

I, FREDERIC I. WEINBERG, ESQUIRE, hereby certify that I, on the date below, served a copy of Plaintiff's Praecipe for Voluntary Substitution of as a party plaintiff, via First Class Mail, postage pre-paid, to all other parties or their counsel of record.



---

FREDERIC I. WEINBERG, ESQUIRE

Dated:

2/18/11



GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

CAVALRY PORTFOLIO SERVICES, LLC AS  
ASSIGNEE OF CAVALRY SPV I, LLC AS  
ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK  
1804 Washington Blvd.  
Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522  
and

S&T Bank  
614 Liberty Blvd  
DuBois, PA 15801

**GARNISHEE**

**WRIT OF EXECUTION**

**NOTICE**

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have Legal rights to prevent your property from being taken. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached exemption claim form and demand for a prompt hearing; (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. 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.

**David S. Meholick, Court Admin.**  
**Clearfield County Courthouse**  
**Clearfield, PA 16830**  
**(814) 765-2641**

(b) Social Security benefits on deposit in the amount of \$\_\_\_\_\_

(c) Other (specify amount and basis of exemption):  
\_\_\_\_\_  
\_\_\_\_\_

I request a prompt Court hearing to determine the exemption.

Notice of the hearing should be given to me at: (include address and telephone)  
  
\_\_\_\_\_  
\_\_\_\_\_

I verify that the statements made in this Claim for Exemption are true and correct. I Understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

DATE: \_\_\_\_\_ Defendant: \_\_\_\_\_

**THIS CLAIM TO BE FILED WITH THE  
OFFICE OF THE SHERIFF OF CLEARFIELD COUNTY:**

Sheriff of Clearfield County  
1 N. 2ND ST., STE. 116  
Clearfield, PA 16830  
814/765-2641

Note: Under paragraphs (1) and (2) of the writ, a description of specific property to be levied upon or attached may be set forth in the writ or included in a separate direction to the sheriff.

Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided. Under paragraph (3) of the writ, the sheriff may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible personal property, see Rule 3108(a).

(b) Each court shall by local rule designate the officer, organization or person to be named in the notice.

**MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW**

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

**EXHIBIT "A"**

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

CAVALRY PORTFOLIO SERVICES, LLC AS  
ASSIGNEE OF CAVALRY SPV I, LLC AS  
ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK  
1804 Washington Blvd.  
Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522  
and  
S&T Bank  
614 Liberty Blvd  
DuBois, PA 15801

**GARNISHEE**

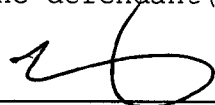
**INTERROGATORIES IN ATTACHMENT**

**TO: S&T Bank - GARNISHEE**

You are required to file answers to the following Interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you.

1. At the time you were served or at any subsequent time did you owe the defendant(s) any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?
2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.
3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest.
4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant(s) had an interest?

5. At any time before or after you were served did the defendant(s) transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefore?
6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant(s) or to any person or place pursuant to his(her, their) direction or otherwise discharge any claim of the defendant(s) against you?
7. If you are a bank or other financial institution, at the time you were served or at any subsequent time, did the defendant(s) have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount of funds in each account, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.
8. If you are a bank or other financial institution, at the time you were served or any subsequent time did the defendant(s) have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. §8123? If so, identify each account.
9. How much is the value of any property in your possession belonging to the defendant(s)?



---

FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

DATED: 12/22/11

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

CAVALRY PORTFOLIO SERVICES, LLC AS  
ASSIGNEE OF CAVALRY SPV I, LLC AS  
ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK  
1804 Washington Blvd.  
Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522  
and  
S&T Bank  
614 Liberty Blvd  
DuBois, PA 15801

**GARNISHEE**

**CLAIM FOR EXEMPTION**

TO THE SHERIFF:

I, the above named defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon,

(a) I desire that my \$300.00 statutory exemption be

[ ] (i) set aside in kind (specify property to be set aside in kind):

[ ] (ii) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis of exemption):

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300.00 statutory exemption: [ ] in cash; [ ] in kind (specify property)



GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

---

CAVALRY PORTFOLIO SERVICES, LLC	COURT OF COMMON PLEAS
AS ASSIGNEE OF CAVALRY SPV I, LLC	CLEARFIELD COUNTY
AS ASSIGNEE OF NCO PORTFOLIO	
MANAGEMENT, AS ASSIGNEE OF	
CITIBANK	
1804 Washington Blvd.	
Baltimore MD 21230	

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522  
and  
S&T Bank  
614 Liberty Blvd  
DuBois, PA 15801

**GARNISHEE**

**WRIT OF EXECUTION**

(3) AMOUNT DUE	\$4,812.89
INTEREST	
from November 28, 2007	\$1,165.53
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$200.00</u>
Less: Payment on Account	( \$.00)
<b>TOTAL</b>	<b>\$6,198.42</b>

FREDERIC I. WEINBERG, ESQUIRE &  
JOEL M. FLINK, ESQUIRE  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

---

CAVALRY PORTFOLIO SERVICES, LLC	COURT OF COMMON PLEAS
AS ASSIGNEE OF CAVALRY SPV I, LLC	CLEARFIELD COUNTY
AS ASSIGNEE OF NCO PORTFOLIO	
MANAGEMENT, AS ASSIGNEE OF	
CITIBANK	
1804 Washington Blvd.	
Baltimore MD 21230	

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522  
and

S&T Bank  
614 Liberty Blvd  
DuBois, PA 15801

**GARNISHEE**

Commonwealth of Pennsylvania )  
County of CLEARFIELD )

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

**LESLIE S NICHOLLS**

defendant(s)

- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's('s) interest therein:

**NO LEVY OTHER THAN BANK ACCOUNT**

- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of

S&T Bank  
614 Liberty Blvd  
DuBois, PA 15801- **GARNISHEE - SERVE ONLY**

(specifically describe property)

and to notify the garnishee(s) that

- (a) an attachment has been issued:

(b) **except as provided in paragraph (c)** the garnishee is enjoined from paying any debt to or for the account of the defendant and from delivering any property of the defendant or otherwise disposing thereof;

(c) **The attachment shall not include any funds in an account of the defendant with a bank or other financial institution**

(i) **in which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law or (i) the first \$10,000.00 of each account of the defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.**

(ii) **each account of the defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.**

(iii) **any funds in an account of the defendant with a bank or other financial institution that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. §8123.**

(3) if property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify (him) such other person that he or she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE	\$4,812.89
INTEREST	
from November 28, 2007	\$1,165.53
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$200.00</u>

Less: Payment on Account ( \$.00)

**TOTAL \$6,198.42**

PROTHONOTARY COSTS 125.00

Prothonotary

BY:

Clerk

DATE:

12-27-11

To Deputy 12/29/11

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 07-726-CD

CAVALRY PORTFOLIO SERVICES, LLC as Assignee of Cavalry SPV I, LLC as assignee of NCO PORTFOLIO  
MANAGEMENT as assignee of CITIBANK

vs  
LESLIE S. NICHOLLS  
TO: S&T BANK, Garnishee

SERVICE # 1 OF 2

WRIT OF EXECUTION, INTERROGATORIES

SERVE BY: 03/25/2012 HEARING: PAGE: 109190

DEFENDANT: S&T BANK, Garnishee  
ADDRESS: 614 LIBERTY BLVD  
DUBOIS, PA 15801  
ALTERNATE ADDRESS

5 FILED  
01/20/2012  
JAN 04 2012

William A. Shaw  
Prothonotary Clerk of Court

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED  
Date Time Results Date Time Results  
ATTEMPTS: \_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

**SHERIFF'S RETURN**

NOW, 12/30/2011 AT 10:37 AM/PM **SERVED** THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES ON S&T BANK, Garnishee, DEFENDANT

BY HANDING TO KAREN GEREW Admin Specialist

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS  
THEREOF.

ADDRESS SERVED 614 LIBERTY BLVD Dubois Pa (S&T BANK)  
( ) Residence (X) Employment ( ) Sheriff's Office ( ) Other

NOW \_\_\_\_\_ AT \_\_\_\_\_ AM / PM **POSTED** THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES FOR S&T BANK, Garnishee

AT (ADDRESS) \_\_\_\_\_

NOW \_\_\_\_\_ AT \_\_\_\_\_ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO S&T BANK, Garnishee

REASON UNABLE TO LOCATE \_\_\_\_\_

SWORN TO BEFORE ME THIS  
\_\_\_\_ DAY OF \_\_\_\_\_ 2011

So Answers: CHESTER A. HAWKINS, SHERIFF

BY: Deputy Signature

Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Dkt Pg. 109190

2 of 2

CAVALRY PORTFOLIO SERVICES, LLC

NO. 07-726-CD

-vs-

LESLIE S. NICHOLLS

WRIT OF EXECUTION/  
INTERROGATORIES TO  
GARNISHEE

TO: S&T BANK, Garnishee

**SHERIFF'S RETURN**

NOW DECEMBER 30, 2011 MAILED THE WITHIN:  
PRAECIPE, WRIT, WRIT NOTICE & CLAIM FOR EXEMPTION & INTERROGATORIE  
TO: LESLIE S. NICHOLLS, DEFENDANT  
AT: 118 HILL ST., DUBOIS, PA. 15801-3522  
IN THE S.A.S.E.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 109190  
NO: 07-726-CD  
SERVICES 2

WRIT OF EXECUTION, INTERROGATORIES

PLAINTIFF: CAVALRY PORTFLIO SERVICES, LLC as Assignee of Cavalry SPV I, LLC as assignee of NCO  
PORTFOLIO MANAGEMENET as assignee of CITIBANK

vs.

DEFENDANT: LESLIE S. NICHOLLS  
TO: S&T BANK, Garnishee

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	GORDON	158172	20.00
SHERIFF HAWKINS	GORDON	158172	45.59

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2011

So Answers,



Chester A. Hawkins  
Sheriff

NCO22093

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

FILED

9 JAN 27 2012  
m/10:50/W  
William A. Shaw  
Prothonotary/Clerk of Courts

CAVALRY PORTFOLIO SERVICES, LLC  
AS ASSIGNEE OF CAVALRY SPV I,  
LLC AS ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

1 sent to  
Att

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS

and

S&T Bank

Garnishee

**PRAECIPE TO DISSOLVE ATTACHMENT**

TO THE PROTHONOTARY:

Kindly dissolve the attachment of the defendant's bank account  
with S&T Bank, as Garnishee in the above entitled matter.

GORDON & WEINBERG, P.C.

BY: \_\_\_\_\_

FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

P011

NCO22093

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 41200

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

**FILED**

Att'y pd. \$20.00  
m/19:37/BD  
NOV 27 2012  
William A. Shaw  
Prothonotary/Clerk of Courts  
1cc Att'y  
2cc @ Lewrits  
to Sheriff  
OK

CAVALRY PORTFOLIO SERVICES, LLC AS  
ASSIGNEE OF CAVALRY SPV I, LLC AS  
ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK

1804 Washington Blvd.

Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS

118 HILL ST

DU BOIS PA 15801-3522

and

First Commonwealth Bank

14303 Clearfield Shawville Highway

Clearfield, PA 16830

**GARNISHEE**

**PRAECIPE FOR WRIT OF EXECUTION**

TO THE PROTHONOTARY:

Issue writ of execution in the above matter,  
directed to the Sheriff of Clearfield County;

(1) against

**LESLIE S NICHOLLS**

defendant(s) and

(2) against

**First Commonwealth Bank**

garnishee(s)

(3) AMOUNT DUE

\$4,812.89

INTEREST

from November 28, 2007

\$1,462.22

COSTS

Prothonotary fee

\$20.00

Sheriff fee

\$200.00

(4) Less: Payments on Account

( \$0.00)

**TOTAL**

**\$6,495.11**

132.00 Additional Prothonotary costs

FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff



GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

CAVALRY PORTFOLIO SERVICES, LLC AS  
ASSIGNEE OF CAVALRY SPV I, LLC AS  
ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK  
1804 Washington Blvd.  
Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522

and

First Commonwealth Bank  
14303 Clearfield Shawville Highway  
Clearfield, PA 16830

**GARNISHEE**

**WRIT OF EXECUTION**

**NOTICE**

This paper is a Writ of Execution. It has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have Legal rights to prevent your property from being taken. If you wish to exercise your rights, you must act promptly.

The law provides that certain property cannot be taken. Such property is said to be exempt. There is a debtor's exemption of \$300.00. There are other exemptions which may be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached exemption claim form and demand for a prompt hearing; (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court ready to explain your exemption. If you do not come to court and prove your exemption, you may lose some of your property.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. 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.

**David S. Meholick, Court Admin.**  
**Clearfield County Courthouse**  
**Clearfield, PA 16830**  
**(814) 765-2641**

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

CAVALRY PORTFOLIO SERVICES, LLC AS  
ASSIGNEE OF CAVALRY SPV I, LLC AS  
ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK  
1804 Washington Blvd.  
Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522

and

First Commonwealth Bank  
14303 Clearfield Shawville Highway  
Clearfield, PA 16830

**GARNISHEE**

**CLAIM FOR EXEMPTION**

TO THE SHERIFF:

I, the above named defendant, claim exemption of property from levy or attachment:

(1) From my personal property in my possession which has been levied upon,

(a) I desire that my \$300.00 statutory exemption be

[ ] (i) set aside in kind (specify property to be set aside in kind):

---

[ ] (ii) paid in cash following the sale of the property levied upon; or

(b) I claim the following exemption (specify property and basis of exemption):

---

(2) From my property which is in the possession of a third party, I claim the following exemptions:

(a) My \$300.00 statutory exemption: [ ] in cash; [ ] in kind  
(specify property)

\_\_\_\_\_;

(b) Social Security benefits on deposit in the amount of \$\_\_\_\_  
\_\_\_\_\_

(c) Other (specify amount and basis of exemption):  
\_\_\_\_\_

I request a prompt Court hearing to determine the exemption.

Notice of the hearing should be given to me at: (include address  
and telephone)

\_\_\_\_\_  
\_\_\_\_\_

I verify that the statements made in this Claim for Exemption are true and correct. I Understand that false statements herein are made subject to the penalties of 18 Pa. C.S. Section 4904 relating to unsworn falsification to authorities.

DATE: \_\_\_\_\_ Defendant: \_\_\_\_\_

**THIS CLAIM TO BE FILED WITH THE**  
**OFFICE OF THE SHERIFF OF CLEARFIELD COUNTY:**

Sheriff of Clearfield County  
1 N. 2ND ST., STE. 116  
Clearfield, PA 16830  
814/765-2641

Note: Under paragraphs (1) and (2) of the writ, a description of specific property to be levied upon or attached may be set forth in the writ or included in a separate direction to the sheriff.

Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided. Under paragraph (3) of the writ, the sheriff may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible personal property, see Rule 3108(a).

(b) Each court shall by local rule designate the officer, organization or person to be named in the notice.

**MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW**

1. \$300.00 statutory exemption
2. Bibles, school books, sewing machines, uniforms and equipment
3. Most wages and unemployment compensation
4. Social Security benefits
5. Certain retirement funds and accounts
6. Certain veteran and armed forces benefits
7. Certain insurance proceeds
8. Such other exemptions as may be provided by law

**EXHIBIT "A"**

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 41200

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

CAVALRY PORTFOLIO SERVICES, LLC AS  
ASSIGNEE OF CAVALRY SPV I, LLC AS  
ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK

1804 Washington Blvd.

Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS

118 HILL ST

DU BOIS PA 15801-3522

and

First Commonwealth Bank

14303 Clearfield Shawville Highway

Clearfield, PA 16830

**GARNISHEE**

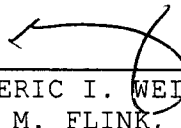
**INTERROGATORIES IN ATTACHMENT**

**TO: First Commonwealth Bank - GARNISHEE**

You are required to file answers to the following Interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you.

1. At the time you were served or at any subsequent time did you owe the defendant(s) any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?
2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.
3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest.
4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant(s) had an interest?

5. At any time before or after you were served did the defendant(s) transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefore?
6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant(s) or to any person or place pursuant to his(her, their) direction or otherwise discharge any claim of the defendant(s) against you?
7. If you are a bank or other financial institution, at the time you were served or at any subsequent time, did the defendant(s) have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount of funds in each account, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.
8. If you are a bank or other financial institution, at the time you were served or any subsequent time did the defendant(s) have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. §8123? If so, identify each account.
9. How much is the value of any property in your possession belonging to the defendant(s)?

  
\_\_\_\_\_  
FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

DATED: 11/20/12

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

---

CAVALRY PORTFOLIO SERVICES, LLC	COURT OF COMMON PLEAS
AS ASSIGNEE OF CAVALRY SPV I,	CLEARFIELD COUNTY
LLC AS ASSIGNEE OF NCO PORTFOLIO	
MANAGEMENT, AS ASSIGNEE OF	
CITIBANK	
1804 Washington Blvd.	
Baltimore MD 21230	

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522  
and  
First Commonwealth Bank  
14303 Clearfield Shawville  
Highway  
Clearfield, PA 16830

**GARNISHEE**

Commonwealth of Pennsylvania     )  
County of CLEARFIELD            )

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

**LESLIE S NICHOLLS**

defendant(s)

- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's('s) interest therein:

**NO LEVY OTHER THAN BANK ACCOUNT**

- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of

First Commonwealth Bank  
14303 Clearfield Shawville Highway  
Clearfield, PA 16830- **GARNISHEE - SERVE ONLY**

(specifically describe property)

and to notify the garnishee(s) that

(a) an attachment has been issued:

(b) except as provided in paragraph (c) the garnishee is enjoined from paying any debt to or for the account of the defendant and from delivering any property of the defendant or otherwise disposing thereof;

(c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution

(i) in which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law or (i) the first \$10,000.00 of each account of the defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.

(ii) each account of the defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.

(iii) any funds in an account of the defendant with a bank or other financial institution that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. §8123.

(3) if property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify (him) such other person that he or she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE	\$4,812.89
INTEREST	
from November 28, 2007	\$1,462.22
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$200.00</u>

Less: Payment on Account	( \$ .00)
<b>TOTAL</b>	<b>\$6,495.11</b>

132.00 Additional Prothonotary costs

Prothonotary

BY:

Clerk

DATE:

11/21/12

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

CAVALRY PORTFOLIO SERVICES, LLC  
AS ASSIGNEE OF CAVALRY SPV I,  
LLC AS ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK  
1804 Washington Blvd.  
Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
118 HILL ST  
DU BOIS PA 15801-3522  
and  
First Commonwealth Bank  
14303 Clearfield Shawville  
Highway  
Clearfield, PA 16830

**GARNISHEE**

**WRIT OF EXECUTION**

(3) AMOUNT DUE	\$4,812.89
INTEREST	
from November 28, 2007	\$1,462.22
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$200.00</u>
Less: Payment on Account	( \$ .00)

**TOTAL** **\$6,495.11**

**132.00**  
FREDERIC I. WEINBERG, ESQUIRE &  
JOEL M. FLINK, ESQUIRE  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

*Additional*  
**Prothonotary costs**



To Deputy 11/27/12

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
NO: 07-726-CD

CAVALRY PORTFOLIO SERVICES, LLC as assignee  
vs

SERVICE # 1 OF 1

LESLIE S. NICHOLS

TO: FIRST COMMONWEALTH BANK, Garnishee

WRIT OF EXECUTION, INTERROGATORIES

SERVE BY: 02/22/2012

HEARING:

PAGE: 110198

DEFENDANT: FIRST COMMONWEALTH BANK, Garnishee

ADDRESS: 14303 CLEARFIELD SHAWVILLE HWY

CLEARFIELD, PA 16830

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS:

VACANT

OCCUPIED

FILED  
9 12:00 PM  
NOV 29 2012

William A. Shaw  
Prothonotary/Clerk of Courts

**SHERIFF'S RETURN**

NOW, 11-28-12 AT 12:53 AM / PM SERVED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES ON FIRST COMMONWEALTH BANK, Garnishee, DEFENDANT

BY HANDING TO CHRISTINA TAYLOR, MGR.

2 TRUE AND ATTESTED COPIES OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS THEREOF.

ADDRESS SERVED 14303 CLFD SHAWVILLE HWY CLEARFIELD  
( ) Residence (X) Employment ( ) Sheriff's Office ( ) Other

NOW \_\_\_\_\_ AT \_\_\_\_\_ AM / PM POSTED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES FOR FIRST COMMONWEALTH BANK, Garnishee

AT (ADDRESS) \_\_\_\_\_

NOW \_\_\_\_\_ AT \_\_\_\_\_ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO FIRST COMMONWEALTH BANK, Garnishee

REASON UNABLE TO LOCATE \_\_\_\_\_

SWORN TO BEFORE ME THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_ 2012

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

Deena F. DeHaven  
Deputy Signature  
George F. DeHaven  
Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 110198  
NO: 07-726-CD  
SERVICES 1

WRIT OF EXECUTION, INTERROGATORIES

PLAINTIFF: CAVALRY PORTFOLIO SERVICES, LLC as assignee

vs.

DEFENDANT: LESLIE S. NICHOLS

TO: FIRST COMMONWEALTH BANK, Garnishee

SHERIFF RETURN

---

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	GORDON	176853	10.00
SHERIFF HAWKINS	GORDON	176853	22.50

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2012

\_\_\_\_\_

So Answers,



Chester A. Hawkins  
Sheriff

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

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AS ASSIGNEE OF CAVALRY SPV I,  
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vs.

DOCKET NO. : 07-726-CD

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and  
First Commonwealth Bank  
14303 Clearfield Shawville  
Highway  
Clearfield, PA 16830

**GARNISHEE**

Commonwealth of Pennsylvania )  
County of CLEARFIELD )

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

**LESLIE S NICHOLLS**

defendant(s)

- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's('s) interest therein:

**NO LEVY OTHER THAN BANK ACCOUNT**

- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of

First Commonwealth Bank  
14303 Clearfield Shawville Highway  
Clearfield, PA 16830- **GARNISHEE - SERVE ONLY**

(specifically describe property)

and to notify the garnishee(s) that

(a) an attachment has been issued:

(b) except as provided in paragraph (c) the garnishee is enjoined from paying any debt to or for the account of the defendant and from delivering any property of the defendant or otherwise disposing thereof;

(c) The attachment shall not include any funds in an account of the defendant with a bank or other financial institution

(i) in which funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law or (i) the first \$10,000.00 of each account of the defendant with a bank or other financial institution containing any funds which are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.

(ii) each account of the defendant with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law.

(iii) any funds in an account of the defendant with a bank or other financial institution that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. §8123.

(3) if property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify (him) such other person that he or she has been added as a garnishee and is enjoined as above stated.

AMOUNT DUE	\$4,812.89
INTEREST	
from November 28, 2007	\$1,462.22
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	\$200.00

Less: Payment on Account ( \$ .00)

**TOTAL** \$6,495.11

132.00

Additional  
Prothonotary costs

Prothonotary

Received this writ this 26<sup>th</sup> day BY: Will [Signature]  
of November A.D. 2012  
At 10:00 (1)

Clerk

Charles A. Haeffner DATE: 11/26/12  
S by Marilyn Harris

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

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MANAGEMENT, AS ASSIGNEE OF  
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COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

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and  
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14303 Clearfield Shawville  
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**GARNISHEE**

**WRIT OF EXECUTION**

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*Additional*  
Prothonotary costs

*132.00*  
FREDERIC I. WEINBERG, ESQUIRE &  
JOEL M. FLINK, ESQUIRE  
1001 E. Hector Street, Ste 220  
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and

First Commonwealth Bank  
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**GARNISHEE**

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County of CLEARFIELD )

TO THE SHERIFF OF CLEARFIELD COUNTY:

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(specifically describe property)

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Less: Payment on Account	( \$ .00)
<b>TOTAL</b>	<b>\$6,495.11</b>

132.00 Additional Prothonotary costs

Prothonotary

Received this writ this 26<sup>th</sup> day  
November A.D. 2012  
10:00 A.M. MA

Chester A. Hawks  
by Marilyn Harris

BY:

William L. Harris  
BA

Clerk

DATE:

11/26/12

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
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CAVALRY PORTFOLIO SERVICES, LLC  
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COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS  
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and  
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**GARNISHEE**

WRIT OF EXECUTION

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**132.00**  
FREDERIC I. WEINBERG, ESQUIRE &  
JOEL M. FLINK, ESQUIRE  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

*Additional*  
Prothonotary costs



GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 41200

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

RECEIVED  
NOV 29 2012

CAVALRY PORTFOLIO SERVICES, LLC AS  
ASSIGNEE OF CAVALRY SPV I, LLC AS  
ASSIGNEE OF NCO PORTFOLIO  
MANAGEMENT, AS ASSIGNEE OF  
CITIBANK

1804 Washington Blvd.

Baltimore MD 21230

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

FILED NO  
MTT:08/04 CC  
4 DEC 06 2012

William A. Shaw  
Prothonotary/Clerk of Courts

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS

118 HILL ST

DU BOIS PA 15801-3522

and

First Commonwealth Bank

14303 Clearfield Shawville Highway

Clearfield, PA 16830

**GARNISHEE**

For all answers to this and the  
foregoing Interrogatories, see  
Exhibit "A" attached hereto and  
made part of hereof.

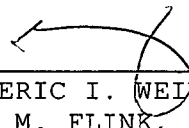
**INTERROGATORIES IN ATTACHMENT**

TO: **First Commonwealth Bank - GARNISHEE**

You are required to file answers to the following Interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you.

1. At the time you were served or at any subsequent time did you owe the defendant(s) any money or were you liable to the defendant on any negotiable or other written instrument, or did the defendant claim that you owed the defendant any money or were liable to the defendant for any reason?
2. At the time you were served or at any subsequent time was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.
3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest.
4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant(s) had an interest?

5. At any time before or after you were served did the defendant(s) transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefore?
6. At any time after you were served did you pay, transfer or deliver any money or property to the defendant(s) or to any person or place pursuant to his(her, their) direction or otherwise discharge any claim of the defendant(s) against you?
7. If you are a bank or other financial institution, at the time you were served or at any subsequent time, did the defendant(s) have funds on deposit in an account in which funds are deposited electronically on a recurring basis and which are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania or federal law? If so, identify each account and state the reason for the exemption, the amount of funds in each account, the amount being withheld under each exemption and the entity electronically depositing those funds on a recurring basis.
8. If you are a bank or other financial institution, at the time you were served or any subsequent time did the defendant(s) have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. §8123? If so, identify each account.
9. How much is the value of any property in your possession belonging to the defendant(s)?

  
\_\_\_\_\_  
FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

DATED: 11/20/12

EXHIBIT "A"

ANSWERS TO INTERROGATORIES

1. No
2. No
3. No
4. No
5. No
6. No
7. N/A
8. N/A
9. N/A


## VERIFICATION

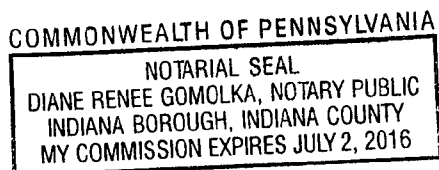
COMMONWEALTH OF PENNSYLVANIA )  
 )  
COUNTY OF INDIANA )

On this 4th day of December 2012 before me, the undersigned officer, a Notary Public in and for said Commonwealth and County, personally appeared LEDA E MCCracken, who being duly sworn according to law, acknowledged that she is Assistant Vice President of First Commonwealth Bank, and that the facts set forth in the foregoing Interrogatories are true and correct to the best of her knowledge and belief.

Leda E. McCracken  
Leda E. McCracken, Asst. Vice President  
First Commonwealth Bank

Sworn and subscribed to before me  
This 4<sup>th</sup> day of December 2012

  
Notary Public



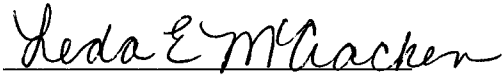
**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2012 I have this day caused to be served a true and correct copy of this ANSWERS TO INTERROGATORIES upon the following parties:

**VIA REGULAR U.S. MAIL**

*Gordon & Weinberg, PC  
Frederic I. Weinberg, Esquire  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428*

*As Plaintiff*



Leda E. McCracken  
Assistant Vice President  
First Commonwealth Bank

NCO22093

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
JOEL M. FLINK, ESQUIRE  
Identification No.: 41200  
1001 E. Hector Street, Ste 220  
Conshohocken, PA 19428  
484/351-0500

FILED NO CC  
MT 2008  
DEC 1, 2012  
Att. pd.  
William A. Shaw  
Prothonotary/Clerk of Courts  
7.00  
6K

CAVALRY PORTFOLIO SERVICES,  
LLC AS ASSIGNEE OF CAVALRY SPV  
I, LLC AS ASSIGNEE OF NCO  
PORTFOLIO MANAGEMENT, AS  
ASSIGNEE OF CITIBANK

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-726-CD

LESLIE S NICHOLLS

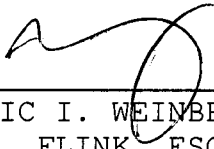
and  
First Commonwealth Bank  
Garnishee

**PRAECIPE TO DISSOLVE ATTACHMENT**

TO THE PROTHONOTARY:

Kindly dissolve the attachment of the defendant's bank  
account with First Commonwealth Bank, as Garnishee in the above  
entitled matter.

GORDON & WEINBERG, P.C.

BY:   
FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

P011