

07-1011-CD  
Cavalry Portfolio vs D. Swauger

2007-1011-CD  
Cavalry Port et al vs Dennis Swauger

2036830

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

Atty pd  
m1/2:54pm 85.00  
JUN 27 2001  
S Ccc Sheriff  
William A. Shaw  
Prothonotary/Clerk of Courts

Cavalry Portfolio Services, LLC  
as assignee of Cavalry SPV I,  
LLC as assignee of Ford Credit  
US  
7 Skyline Drive  
Hawthorne, NY 10532

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1011-CD

DENNIS L SWAUGER  
984 MARKET STREET  
COALPORT PA 16627

COMPLAINT IN ASSUMPSIT  
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. Meholic, Court Admin.  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641

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

2. The defendant, for valuable consideration received, executed and delivered to plaintiff a promissory note under the terms of which the defendant promised to pay to the plaintiff consecutive monthly payments under the terms and conditions set forth in the promissory note.

3. Contrary to the terms of the aforesaid promissory note, the defendant failed to make the required payments when due as a result of which the unpaid balance of \$5,151.52 became due and payable.

4. As a result of defendant's default, defendant is indebted to plaintiff in the amount of \$5,151.52 plus interest thereon and attorney's fees as provided for in the promissory note.

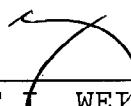
5. Plaintiff has made demand upon the defendant for payment of the amount due but the defendant has failed and refused and still refuses to pay the said sum or any part thereof.

6. Defendant's last payment on account was made on December 12, 2003.

WHEREFORE, plaintiff claims of the defendant the sum of

\$5,151.52 plus applicable costs, interest and attorney's fees.

GORDON & WEINBERG, P.C.

BY: 

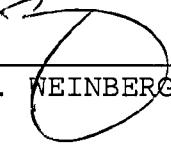
FREDERIC I. WEINBERG, ESQUIRE  
PAUL M. SCHOFIELD, JR., ESQUIRE  
Attorney for Plaintiff

P01C.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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 102949  
NO: 07-1011-CD  
SERVICE # 1 OF 1  
COMPLAINT IN ASSUMPSIT

PLAINTIFF: CAVALRY PORTFOLIO SERVICES, LLC  
vs.  
DEFENDANT: DENNIS L. SWAUGER

**SHERIFF RETURN**

---

NOW, July 02, 2007 AT 10:19 AM SERVED THE WITHIN COMPLAINT IN ASSUMPSIT ON DENNIS L. SWAUGER DEFENDANT AT 984 MARKET ST., COALPORT, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO VIRGINIA SWAUGER, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN ASSUMPSIT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

7/10/2007  
07-1011-CD  
NOV 13 2007  
US  
William A. Shaw  
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GORDON	35643	10.00
SHERIFF HAWKINS	GORDON	35643	45.16

Sworn to Before Me This

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

So Answers,

*Chester A. Hawkins  
by Marilyn Harris*  
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

Atty pd. 20.00  
 m19/39/03  
 DEC 31 2007 ICC & Notice  
 to Def.

William A. Shaw  
 Prothonotary/Clerk of Courts

Statement to

(GK)

Cavalry Portfolio Services, LLC  
 as assignee of Cavalry SPV I,  
 LLC as assignee of Ford Credit  
 US

COURT OF COMMON PLEAS  
 CLEARFIELD COUNTY

Atty

vs.

DOCKET NO. : 07-1011-CD

DENNIS L SWAUGER

PRAECIPE FOR ENTRY OF JUDGMENT FOR WANT OF AN ANSWER, ASSESSMENT  
 OF DAMAGES, VERIFICATION OF ADDRESS AND NON-MILITARY SERVICE

TO THE PROTHONOTARY:

Enter judgment for want of an answer for plaintiff and against defendant(s) above named only and assess damages certified to be calculable as a sum certain from the complaint, as follows:

Principal	\$5,127.64
Interest from 12/12/03	
@5%	\$1,027.64
Costs (Complaint & Service)	\$140.16
<b>Total:</b>	<b>\$6,295.44</b>

Understanding the false statements made herein are subject to penalty under 18 Pa.C.S.A. §4904, Unsworn Falsification to Authorities, I verify that:

1. The last known addresses of the parties are: Cavalry Portfolio Services, LLC as assignee of Cavalry SPV I, LLC as assignee of Ford Credit US and that the last known address of defendant, DENNIS L SWAUGER, 984 MARKET STREET, COALPORT PA 16627.

2. The annexed notice(s) of intention to file this praecipe was (were) mailed to all parties, defendant and to their record attorneys, if any, after default occurred, and at least ten days prior to the date of filing of this praecipe.

3. The said defendant(s) is (are) not in the military service of the United States or otherwise within the coverage of the Soldiers and Sailors Civil Relief Act and is (are) over 18 years of age.

AND NOW, this 31<sup>st</sup> day of December, 2007 Judgment  
is entered in favor of the plaintiff(s) and against defendant(s) by  
default for want of an answer and damages assessed at the sum of ,  
\$6,295.44 as per the above certification.

William H. Flink  
Prothonotary

GORDON & WEINBERG, P.C.

BY: J

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

2036830

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 Ford Credit US

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1011-CD

DENNIS L SWAUGER

TO/ PARA : **NOTICE OF INTENTION TO TAKE DEFAULT**  
DENNIS L SWAUGER  
984 MARKET STREET  
COALPORT PA 16627

DATE OF NOTICE/FECHA DEL AVISO: November 27, 2007

**IMPORTANT NOTICE**

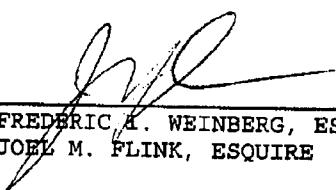
YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY AN ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU 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. Meholic, Court Admin.  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641

GORDON & WEINBERG, P.C.

BY: 

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

COPY

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 Ford Credit  
 US

COURT OF COMMON PLEAS  
 CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1011-CD

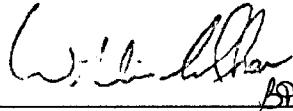
DENNIS L SWAUGER

NOTICE

Pursuant to Pa.R.Civ.P. 236 of the Supreme Court of Pennsylvania, you are hereby notified that a judgment has been entered against you in the above proceeding as indicated below.

- Judgment by Default \$6,295.44
- Money Judgment \$
- Judgment on Award of Arbitrators\$
- Judgment on Verdict\$

IF YOU HAVE ANY QUESTIONS CONCERNING THIS NOTICE, PLEASE CALL ATTORNEYS: FREDERIC I. WEINBERG OR JOEL M. FLINK, ESQUIRES AT THIS TELEPHONE NUMBER: 484/351-0500



12/31/07

PROTHONOTARY

CC

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

Cavalry Portfolio Services, LLC

Cavalry SPV I, LLC

Ford Credit US

Plaintiff(s)

No.: 2007-01011-CD

Real Debt: \$6,295.44

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Dennis L. Swauger

Entry: \$20.00

Defendant(s)

Instrument: Default Judgment

Date of Entry: December 31, 2007

Expires: December 31, 2012

Certified from the record this 31st day of December, 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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Cavalry Portfolio Services, LLC  
as assignee of Cavalry SPV I, LLC  
assignee of Ford Credit US

Plaintiff  
v.  
NO. 07-1011-CD  
CIVIL ACTION - LAW

DENNIS L SWAUGER

Defendant(s)

**ENTRY OF APPEARANCE**

TO THE PROTHONOTARY:

*S*  
M 13.29cm  
FEB 25 2014  
BRIAN K. SPENCER  
PROTHONOTARY & CLERK OF COURTS

Kindly enter the undersigned as counsel for Plaintiff in the captioned matter.

Respectfully Submitted,

By: \_\_\_\_\_  
Michael B. Volk, Esq. #885530  
Fulton, Friedman & Gullace LLP  
Counsel for Plaintiff  
6 Kacey Court, Suite 203  
Mechanicsburg, PA 17055  
Tel: (866) 563-0809 Fax: (585) 546-4241

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing Praeclipe was served this date by depositing same in the Post Office, first class mail, postage prepaid, addressed as follows:

DENNIS L SWAUGER  
984 MARKET ST 215  
COALPORT PA 16627  
Defendant(s)

*CC*  
Michael B. Volk, Esq.  
Attorney ID #885530

FFG File #: 376674



INTHE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Cavalry Portfolio Services, LLC  
as assignee of Cavalry SPV I, LLC  
assignee of Ford Credit US

Plaintiff

vs.

NO. 07-1011-CD  
CIVIL ACTION - LAW

DENNIS L SWAUGER  
Defendant(s)

**PRAECIPE FOR WRIT OF EXECUTION (MONEY JUDGMENT)**  
**P.R.C.P. 3101 TO 3149**

To the Prothonotary: Please issue the Writ of Execution in the above-captioned matter, in the amount of \$5127.64.

(1) Directed to the Sheriff of CLEARFIELD County, Pennsylvania;

(2) against, DENNIS L SWAUGER  
984 MARKET ST 215  
COALPORT PA 16627

Defendant (s);

(3) and against NORTHWEST SAVINGS BANK  
located at 1475 Main Street  
Coalport PA 16627  
Garnishee(s);

(4) and index this writ  
(A) against DENNIS L SWAUGER  
Defendant (s) and  
(B) against, NORTHWEST SAVINGS BANK

as a lis pendens against the real property of the Defendant(s) in the name of the Garnishee(s) as follows: (Specifically describe property) \*\*\*Garnish Only \*\*\*

You are directed to attach the property of the Defendant(s) not levied upon in the possession of NORTHWEST SAVINGS BANK, Garnishee(s)

All accounts including but not limited to all savings, checking and other accounts, certificates of deposit, notes receivables, collateral, pledges, documents of title, securities, and coupons.

Judgment Amount due: \$5127.64

Less Payments: \$(0.00)

Interest from Judgment Date: \$2903.93

**Total: \$8031.57**

Prothonotary Fee: \_\_\_\_\_

Sheriff Fee: \_\_\_\_\_

Costs to be added: \_\_\_\_\_

5  
5  
m/3.09cm  
FEB 25 2014  
6 wri<sup>t</sup>s to  
S Shf<sup>l</sup>  
BRIAN K. SPONCEA  
PROTHONOTARY & CLERK OF COURTS

Michael B. Volk, Esq. #885530  
Fulton, Friedman & Gullace LLP/Counsel for Plaintiff  
6 Kacey Court, Suite 203  
Mechanicsburg, PA 17055  
Tel #: (866) 563-0809 Fax: (585) 546-4241

FFG file # 376674



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Cavalry Portfolio Services, LLC as assignee of Cavalry SPV I, LLC  
assignee of Ford Credit US

Plaintiff  
v.  
NO. 07-1011-CD  
CIVIL ACTION - LAW

DENNIS L SWAUGER  
Defendant(s)

**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 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 statutory exemption:  in cash;  in kind (specify property):  
\_\_\_\_\_;

(b) 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 \_\_\_\_\_ (Address), \_\_\_\_\_ (Telephone Number).

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. § 4904 relating to unsworn falsification to authorities.

Date: \_\_\_\_\_  
(Defendant)

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

FFG File # 376674



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Cavalry Portfolio Services, LLC as assignee of Cavalry SPV I, LLC  
assignee of Ford Credit US

Plaintiff

v.

NO. 07-1011-CD  
CIVIL ACTION - LAW

DENNIS L SWAUGER

Defendant(s)

**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. A lawyer can advise you more specifically of these rights. 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. 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 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.

**MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW**

1. \$300 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

FFG file # 376674



**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

Cavalry Portfolio Services, LLC, Cavalry SPV I, LLC,  
Ford Credit US,

Vs.

No.: 2007-01011-CD

Dennis L. Swauger,

Northwest Savings Bank  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against Dennis L. Swauger, Defendant(s):

- (1) You are directed to levy upon the property of the defendant and to sell defendant's interest therein:
  
- (2) You are also directed to attach the property of the defendant not levied upon in the possession of: Northwest Savings Bank as garnishee(s):

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

AMOUNTDUE/PRINCIPAL: \$5127.64  
INTEREST FROM: \$2903.93 from Judgment date  
ATTY'S COMM: \$  
DATE: 2/25/2014

PROTH. COSTS PAID: \$140.00  
SHERIFF: \$  
OTHER COSTS: \$

*5/14/14  
14/14/14  
LM*

Brian K Spencer  
Prothonotary/Clerk Civil Division

Received this writ this \_\_\_\_\_ day  
of \_\_\_\_\_ A.D. \_\_\_\_\_  
at \_\_\_\_\_ A.M./P.M.

Sheriff

Requesting Party:  
Michael B Volk Esq  
6 Kacey Court, Suite 203  
Mechanicsburg PA 17055  
866-563-0809



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Dkt Pg. 111587

2 of 2

CAVALRY PORTFOLIO SERVICES, LLC as assignee

NO. 07-1011-CD

vs

DENNIS L. SWAUGER

WRIT OF EXECUTION/

TO: NORTHWEST SAVINGS BANK, Garnishee

INTERROGATORIES TO

GARNISHEE

**SHERIFF'S RETURN**

NOW MARCH 4, 2014 MAILED THE WITHIN:  
WRIT, WRIT NOTICE & CLAIM FOR EXEMPTION  
TO: DENNIS L. SWAUGER, DEFENDANT  
AT: 984 MARKET ST. 215, COALPORT, PA. 16627  
IN THE S.A.S.E.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 111587  
NO: 07-1011-CD  
SERVICES 2  
WRIT OF EXECUTION, INTERROGATORIES

PLAINTIFF: CAVALRY PORTFOLIO SERVICES, LLC as assignee of Cavalry SPV I, LLC assignee of Ford Credit US

vs.

DEFENDANT: DENNIS L. SWAUGER

TO: NORTHWEST SAVINGS BANK, Garnishee

**SHERIFF RETURN**

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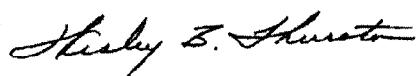
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	FULTON	209969	20.00
SHERIFF THURSTON	FULTON	209969	55.36

Sworn to Before Me This

So Answers,

\_\_\_\_ Day of \_\_\_\_\_ 2014



WESLEY B. THURSTON  
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

Cavalry Portfolio Services, LLC, Cavalry SPV I, LLC,  
Ford Credit US,

Vs.

No.: 2007-01011-CD

Dennis L. Swauger,

Northwest Savings Bank  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against Dennis L. Swauger, Defendant(s):

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

(5) You are also directed to attach the property of the defendant not levied upon in the possession of:  
Northwest Savings Bank as garnishee(s):

and to notify the garnishee 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 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.

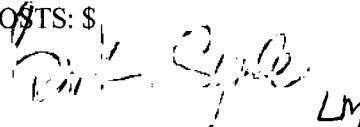
ii) each account of the defendant with a bank or other financial institution in which funds on deposit exceed \$10,000 at any time if all funds are deposited electronically on a recurring basis and are identified as being funds that upon deposit are exempt from execution, levy or attachment under Pennsylvania 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.

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

AMOUNTDUE/PRINCIPAL: \$5127.64  
INTEREST FROM: \$2903.93 from Judgment date  
ATTY'S COMM: \$  
DATE: 2/25/2014

PROTH. COSTS PAID: \$140.00  
SHERIFF: \$  
OTHER COSTS: \$

  
\_\_\_\_\_  
Brian K Spencer  
Prothonotary/Clerk Civil Division

Received this writ this 26<sup>th</sup> day  
of February A.D. 2014  
at 3:00 A.M./P.M.

Wesley B Thurston  
Sheriff by Maury Hamer

Requesting Party:  
Michael B Volk Esq  
6 Kacey Court, Suite 203  
Mechanicsburg PA 17055  
866-563-0809

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

Cavalry Portfolio Services, LLC, Cavalry SPV I, LLC,  
Ford Credit US,

Vs.

No.: 2007-01011-CD

Dennis L. Swauger,

Northwest Savings Bank  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against Dennis L. Swauger, Defendant(s):

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

(5) You are also directed to attach the property of the defendant not levied upon in the possession of:  
Northwest Savings Bank as garnishee(s):

and to notify the garnishee 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 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 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.

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

AMOUNTDUE/PRINCIPAL: \$5127.64  
INTEREST FROM: \$2903.93 from Judgment date  
ATTY'S COMM: \$  
DATE: 2/25/2014

PROTH. COSTS PAID: \$140.00

SHERIFF: \$

OTHER COSTS: \$

*Brian K. Spencer*  
\_\_\_\_\_  
L.M.

Brian K Spencer  
Prothonotary/Clerk Civil Division

Received this writ this 26<sup>th</sup> day  
of February A.D. 2014  
at 5:00 A.M.(P.M.)

Wesley B Thurston  
Sheriff By Marlyn Hamer

Requesting Party:  
Michael B Volk Esq  
6 Kacey Court, Suite 203  
Mechanicsburg PA 17055  
866-563-0809

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

Cavalry Portfolio Services, LLC, Cavalry SPV I, LLC,  
Ford Credit US,

Vs.

No.: 2007-01011-CD

Dennis L. Swauger,

## Northwest Savings Bank Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against Dennis L. Swauger, Defendant(s):

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

(5) You are also directed to attach the property of the defendant not levied upon in the possession of: Northwest Savings Bank as garnishee(s):

and to notify the garnishee 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 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 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. § 8

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

AMOUNT DUE/PRINCIPAL: \$5127.64  
INTEREST FROM: \$2903.93 from Judgment date  
ATTY'S COMM: \$  
DATE: 2/25/2014

PROTH. COSTS PAID: \$140.00

SHERIFF: \$

**OTHER COSTS: \$**

Costs: \$  
Birk. Spule LM

**Brian K Spencer**  
**Prothonotary/Clerk Civil Division**

Received this writ this 26 day  
of February A.D. 2014  
at 3:00 A.M./P.M.

Wesley B Thurston  
Sheriff My Marty Ham

Requesting Party:  
Michael B Volk Esq  
6 Kacey Court, Suite 203  
Mechanicsburg PA 17055  
866-563-0809

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Cavalry Portfolio Services, LLC as assignee of Cavalry SPV I, LLC  
assignee of Ford Credit US

Plaintiff  
v.

NO. 07-1011-CD  
CIVIL ACTION - LAW

DENNIS L SWAUGER

Defendant(s)

PRAECIPE TO DISCONTINUE ATTACHMENT

TO THE PROTHONOTARY:

Please discontinue the Writ of Execution filed against Garnishee NORTHWEST SAVINGS BANK in the referenced matter without prejudice.

Respectfully Submitted,

By:

Michael B. Volk, Esq. #885530  
Fulton, Friedman & Gullace LLP  
Counsel for Plaintiff  
6 Kacey Court, Suite 203  
Mechanicsburg, PA 17055  
(866) 563-0809

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Praeclipe was served this date by depositing same in the Post Office, first class mail, postage prepaid, addressed as follows:

DENNIS L SWAUGER  
984 MARKET ST 215  
COALPORT PA 16627

NORTHWEST SAVINGS BANK  
1475 Main Street  
Coalport PA 16627

FFG file #: 376674

Michael B. Volk, Esq.  
Attorney ID #885530



CA

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FILED

M 1 KD 10<sup>AM</sup>

DEC 12 2019

1cc Attn: Apothaker

BRIAN K. SPENCER

PROTHONOTARY & CLERK OF COURT

Our File No.: 449179  
Apothaker Scian P.C.  
By: David J. Apothaker, Esquire  
Attorney I.D. #38423  
520 Fellowship Road Suite C306, PO Box 5496  
Mt. Laurel, NJ 08054-5496  
(800) 672-0215  
Attorneys for Plaintiff

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CAVALRY PORTFOLIO SERVICES, ) COURT OF COMMON PLEAS OF  
LLC AS ASSIGNEE OF CAVALRY SPV ) CLEARFIELD COUNTY  
I, LLC AS ASSIGNEE OF FORD )  
CREDIT US ) NO.: 07-1011-CD  
Plaintiff )  
vs. ) Civil Action  
DENNIS L SWAUGER )  
Defendant )

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#### ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Kindly enter my appearance on behalf of the Plaintiff, CAVALRY PORTFOLIO SERVICES, LLC AS ASSIGNEE OF CAVALRY SPV I, LLC AS ASSIGNEE OF FORD CREDIT US.

Apothaker Scian P.C.  
Attorney for Plaintiff  
A Law Firm Engaged in Debt Collection

By:

\_\_\_\_\_  
David J. Apothaker, Esquire

#### CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by: Apothaker Scian PC

Signature: \_\_\_\_\_

Name: David J. Apothaker, Esquire  
Attorney No.: 38423