

07-1135-CD  
Citibank vs Moses C. Norris

Citibank vs Moses Norris et al  
2007-1135-CD

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff

No: 07-1135-CD

vs.

COMPLAINT IN CIVIL ACTION

MOSES C NORRIS

Defendant

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

James C. Warmbrodt, 42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130  
06029575 C J Pit KXW

FILED 1cc Sheriff  
M 11:46 AM  
JUL 19 2007  
Atty pd 85.00  
William A. Shaw  
Prothonotary/Clerk of Courts

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff  
vs. Civil Action No  
MOSES C NORRIS  
Defendant

COMPLAINT AND NOTICE TO DEFEND

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by an attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

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

COMPLAINT

1. Plaintiff is CITIBANK (SOUTH DAKOTA) NA with place of business located at 701 East 50th Street North, Sioux Falls, South Dakota, 57117.

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

MOSES C NORRIS  
913 SHORT CUT RD  
IRVONA, PA 16656

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

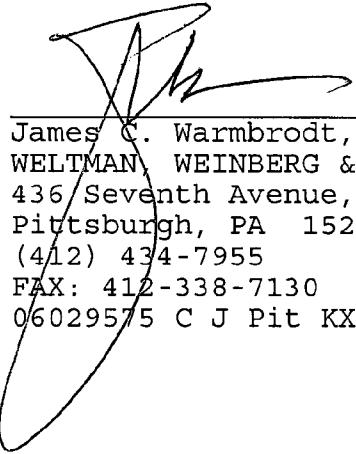
4. Pursuant to Defendant's request, Plaintiff furnished to the Defendant a credit card account (hereinafter account) bearing account number 5424180798359649 .

5. Plaintiff kept accurate running records of all debits and credits to the Account.

6. Plaintiff mailed to Defendant monthly statements for the account including the billing statement attached hereto as Exhibit A. The monthly statements accurately stated the previous balance, the debits and credits to the account for the prior billing period.

7. Defendant's actions as set forth above constituted an account stated between parties for the sum of \$9505.06 , which sum reflects the Exhibit A statement balance less credits, if any, which were applied subsequent to the date of Exhibit A.

Wherefore, the Plaintiff prays for judgment in its favor and against Defendant , MOSES C NORRIS , INDIVIDUALLY , in the amount of \$9505.06 with continuing interest thereon at the rate of 6.000% per annum from date of judgment plus costs.

  
James C. Warmbrodt, 42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
436 Seventh Avenue, Suite 2718  
Pittsburgh, PA 15219  
(412) 434-7955  
FAX: 412-338-7130  
06029575 C J Pit KXW

05/21/07 \$9505.06 \$347.06 SITE:KC-CL TM:CO-5000 ACID:KCB3104  
 PMT DUE DATE NEW BALANCE MIN AMT DUE 05/22/07 22:22:36:

MOSES C NORRIS  
 ATTN: ACCOUNT-CODE=UCBE  
 IRVONA PA  
 16656-9356000

CITI CARDS  
 PO BOX 183068  
 COLUMBUS, OH  
 43218-3068

## Citi® Platinum Select® Card



Account Number  
 5424 1807 9835 9649

**Customer Service:**

1-800-950-5114	Total Credit Line	Available Credit Line	Cash Advance Limit	Available Cash Limit	New Balance
BOX 6500 SIOUX FALLS, SD 57117	\$9300	\$0	\$3500	\$0	\$9505.06
	Statement/ Closing Date	Amount Over Credit Line	Past Due	Purch/Adv Minimum Due	Minimum Amount Due
	04/26/2007	\$205.06 +	\$0.00 +	\$142.00 =	\$347.06

Sale Date	Post Date	Reference Number	Activity Since Last Statement	Amount
4/04	C95SC126		Payments, Credits & Adjustments AGENCY PAYMENT 70 0000 0000	-1,000.00
				9999

Your account balance is over the credit line. Please send payment for the Minimum Amount Due shown. If you have already sent us this payment, thank you.

EXHIBIT

Account Summary	Previous Balance	(+) Purchases & Advances	(-) Payments & Credits	(+) FINANCE CHARGE	(=) New Balance
PURCHASES	\$9,618.26	\$0.00	\$851.22	\$0.00	\$8,767.04
ADVANCES	\$886.80	\$0.00	\$148.78	\$0.00	\$738.02
TOTAL	\$10,505.06	\$0.00	\$1,000.00	\$0.00	\$9,505.06

Days This Billing Period: 30

Rate Summary	Balance Subject to Finance Charge	Periodic Rate	Nominal APR	ANNUAL PERCENTAGE RATE
PURCHASES				
Standard Purch	\$0.00	0.08833%(D)	32.240%	32.240%
Offer 4	\$0.00	0.08833%(D)	32.240%	32.240%
Offer 5	\$0.00	0.08833%(D)	32.240%	32.240%
Offer 7	\$0.00	0.08833%(D)	32.240%	32.240%
ADVANCES				
Standard Adv	\$783.07	0.08833%(D)	32.240%	32.240%

## Verification

Shauna Houghton

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



Shauna Houghton

MOSES C NORRIS  
5424180798359649  
WWR#6029575

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103006  
NO. 07-1135-CD  
SERVICE # 1 OF 1  
COMPLAINT

PLAINTIFF: CITIBANK (SOUTH DAKOTA) NA  
vs.  
DEFENDANT: MOSES C. NORRIS

SHERIFF RETURN

FILED  
013,000 m  
DEC 05 2007  
Wm A. Shaw  
Prothonotary/Clerk  
Chester A. Hawkins

NOW, July 31, 2007 AT 9:35 AM SERVED THE WITHIN COMPLAINT ON MOSES C. NORRIS DEFENDANT AT 913 SHORT CUT RD, IRVONA, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO MELISA RABENSTEIN, ADULT AT RESIDENCE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: MORGILLO / DAVIS

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WELTMAN	2945977	10.00
SHERIFF HAWKINS	WELTMAN	2945977	90.00

Sworn to Before Me This

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

So Answers,

  
Chester A. Hawkins  
Sheriff

FILED

APR 10 2008

11:30 AM

William A. Shaw  
Prothonotary/Clerk of Courts  
CERT TO DEPT.

w/ notice

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff No. 07-1135-CD

vs. PRAECIPE FOR DEFAULT JUDGMENT

MOSES C NORRIS

Defendant

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

WILLIAM T. MOLCZAN, ESQUIRE  
PA I.D.#47437  
Weltman, Weinberg & Reis Co., L.P.A.  
2718 Koppers Bldg.  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR#06029575  
Judgment Amount \$ 9505.06

**THIS LAW FIRM IS ATTEMPTING TO COLLECT THIS DEBT FOR ITS CLIENT AND ANY  
INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff

vs.

Civil Action No. 07-1135-CD

MOSES C NORRIS

Defendant

NOTICE OF JUDGMENT OR ORDER

TO:  Plaintiff  
 Defendant  
 Garnishee

You are hereby notified that the following  
Order or Judgment was entered against you  
on 4-10-08

Assumpsit Judgment in the amount  
of \$9505.06 plus costs.

Trespass Judgment in the amount  
of \$\_\_\_\_\_ plus costs.

If not satisfied within sixty (60)  
days, your motor vehicle operator's license and/or registration  
will be suspended by the Department of Transportation, Bureau  
of Traffic Safety, Harrisburg, PA.

Entry of Judgment of  
 Court Order  
 Non-Pro  
 Confession  
 Default  
 Verdict  
 Arbitration  
Award

Prothonotary

By:   
PROTHONOTARY (OR DEPUTY)

MOSES C NORRIS  
913 SHORT CUT RD  
IRVONA, PA 16656

Plaintiff's address is:

c/o Weltman, Weinberg & Reis Co., L.P.A., 2718 Koppers Building, 436 7<sup>th</sup> Avenue, Pittsburgh, PA 15219  
1-888-434-0085

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff

vs.

Civil Action No. 07-1135-CD

MOSES C NORRIS

Defendant

**PRAECIPE FOR DEFAULT JUDGMENT**

TO THE PROTHONOTARY:

Kindly enter Judgment against the Defendant, MOSES C NORRIS above named, in the default of an Answer, in the amount of \$9505.06 computed as follows:

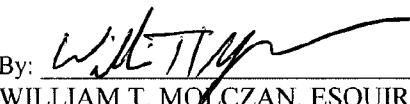
Amount claimed in Complaint	\$9505.06
-----------------------------	-----------

Interest from date of judgment at the legal interest rate of 6% per annum	
--	--

TOTAL	\$9505.06
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I hereby certify that appropriate Notices of Default, as attached have been mailed in accordance with PA R.C.P. 237.1 on the dates indicated on the Notices.

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

By:   
WILLIAM T. MOLCZAN, ESQUIRE  
PA I.D.#47437  
Weltman, Weinberg & Reis Co., L.P.A.  
2718 Koppers Bldg.  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR#06029575

Plaintiff's address is:

c/o Weltman, Weinberg & Reis Co., L.P.A., 2718 Koppers Building, 436 7<sup>th</sup> Avenue, Pittsburgh, PA 15219  
And that the last known address of the Defendant is: 913 SHORT CUT ROAD, IRVONA, PA 16656

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff

Case # 07-1135-CD

MOSES C NORRIS

Defendant(s)

IMPORTANT NOTICE

TO: MOSES C NORRIS  
913 SHORT CUT RD  
IRVONA, PA 16656

Date of Notice: 03/27/08  
WWR#: 06029575

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN 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 FOLLOWING 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.

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

BY: Patrick Thomas Woodman  
PATRICK THOMAS WOODMAN  
PA I.D. #34507  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
1400 KOPPERS BLDG, 436 7TH AVE.  
PITTSBURGH, PA 15219

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

CITIBANK (SOUTH DAKOTA) NA

Case no: 07-1135-CD

Plaintiff  
vs.

MOSES C NORRIS

Defendant

The undersigned, who first being duly sworn, according to law, deposes and states as follows:

That he/she is the duly authorized agent of the Plaintiff in the within matter.

Affiant further states that the within Affidavit is made pursuant to and in accordance with the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. App. § 521.

Affiant further states that based upon investigation it is the affiant's belief that the Defendant, MOSES C NORRIS is not in the military service.

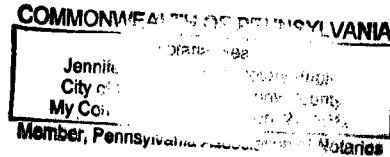
Affiant further states that this belief is supported by the attached certificate from the Defense Manpower Data Center (DMDC), which states that the Defendant, MOSES C NORRIS is not in the military service.

Further Affiant sayeth naught.

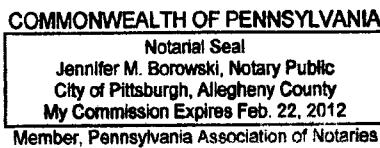
  
AFFIANT

SWORN TO AND SUBSCRIBED in my presence this 24<sup>th</sup> day  
of March, 2008

  
NOTARY PUBLIC



This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.



3127

Department of Defense Manpower Data Center

APR-04-2008 08:15:53



**Military Status Report**  
**Pursuant to the Servicemembers Civil Relief Act**

◀ Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
NORRIS	MOSES		Based on the information you have furnished, the DMDC does not possess any information indicating that the individual is currently on active duty.	

Upon searching the information data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the current status of the individual as to all branches of the Military.

*Mary M. Snavely-Dixon*

Mary M. Snavely-Dixon, Director  
 Department of Defense - Manpower Data Center  
 1600 Wilson Blvd., Suite 400  
 Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The Department of Defense strongly supports the enforcement of the Servicemembers Civil Relief Act [50 USCS Appx. §§ 501 et seq] (SCRA) (formerly the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's active duty status by contacting that person's Military Service via the "defenselink.mil" URL provided below. If you have evidence the person is on active-duty and you fail to obtain this additional Military Service verification, provisions of the SCRA may be invoked against you.

If you obtain further information about the person ( e.g., an SSN, improved accuracy of DOB, a middle name), you can submit your request again at this Web site and we will provide a new certificate for that query.

This response reflects current active duty status only. For historical information, please contact the Military Service SCRA points-of-contact.

See: <http://www.defenselink.mil/faq/pis/PC09SLDR.html>

WARNING: This certificate was provided based on a name and Social Security number (SSN) provided

by the requester. Providing an erroneous name or SSN will cause an erroneous certificate to be provided.

*Report ID: BQQHLJDNGAV*

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff No. 07-1135-CD

vs.

**PRAECIPE FOR WRIT OF EXECUTION  
(BANK ATTACHMENT and LEVY)**

MOSES C NORRIS

Defendant

NORTHWEST SAVINGS BANK,

Garnishee,

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

William T. Molczan, Esquire  
PA I.D. #47437  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
1400 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR#6029575

**FILED** *Atty pd.*  
*7/12/543PL \$20.00*  
**MAY 07 2008** *3CC@Lewin's*  
*to Sheriff*  
William A. Shaw  
Prothonotary/Clerk of Courts

(6)

**COPY**

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

CITIBANK (SOUTH DAKOTA) NA  
Plaintiff

vs.

Civil Action No. 07-1135-CD

MOSES C NORRIS  
Defendant

NORTHWEST SAVINGS BANK  
Garnishee

**WRIT OF EXECUTION**

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against: MOSES C NORRIS Defendant(s);

- (1) You are directed to levy upon the property of the defendant(s) and to sell his/her/their 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, 1200 S 2<sup>ND</sup> ST CLEARFIELD PA 16830 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
    - ii. 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 sated

Amount due ..... \$ 9719.43

Costs to be added..... \$ 125.00 **Prothonotary costs**

Prothonotary

*Willie L. Shan* PA 5/7/08

If Social Security or Supplemental Income Funds are directly deposited into an account of the defendant, the levy and attachment shall not include any funds that may be traced to Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff No. 07-1135-CD

vs.

MOSES C NORRIS

Defendant

NORTHWEST SAVINGS BANK,

Garnishee,

FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

William T. Molczan, Esquire  
PA I.D. #47437  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
1400 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR#6029575

FILED A44 pd.  
MAY 07 2008 10:20:00  
3CC@lownts  
William A. Shaw  
Prothonotary/Clerk of Courts  
to Sheriff  
(6)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA  
CIVIL DIVISION  
CITIBANK (SOUTH DAKOTA) NA

Plaintiff

vs.

Civil Action No. 07-1135-CD

MOSES C NORRIS

Defendant

NORTHWEST SAVINGS BANK,

Garnishee

**PRAECIPE FOR WRIT OF EXECUTION**

TO THE PROTHONOTARY:

Kindly issue a Writ of Execution in the above matter...

1. directed to the Sheriff of CLEARFIELD County:
2. against MOSES C NORRIS, Defendant
3. against NORTHWEST SAVINGS BANK, Garnishee
4. Judgment Amount \$ 9505.06

Interest \$ 9.37

Costs \$ 205.00

**SUBTOTAL:** \$ 9719.43

Costs (to be added by Prothonotary): **Prothonotary costs** \$ 125.00

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

By: William T. Molezan

William T. Molezan, Esquire

PA I.D. #47437

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

1400 Koppers Building

436 Seventh Avenue

Pittsburgh, PA 15219

(412) 434-7955

WWR#6029575

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF CLEARFIELD

CITIBANK (SOUTH DAKOTA) NA

Plaintiff

No. 07-1135-CD

vs.

MOSES C NORRIS

Defendant

NORTHWEST SAVINGS BANK

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. 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 and sold by the Sheriff to satisfy your debts. **SUCH PROPERTY IS SAID TO BE EXEMPT**. No matter what you may owe, there is a **DEBTOR'S EXEMPTION** established by law. This means that no matter what happens, the Sheriff must give you from the sale at least \$300.00 in cash or property. There are also other exemptions which may be applicable to you. Listed below 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) Complete the claim form on the opposite side and demand a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court when and where you are told to appear 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.**

LAWYER REFERRAL SERVICE  
PENNSYLVANIA BAR ASSOCIATION  
P.O. BOX 186  
HARRISBURG, PA 17108  
TELEPHONE NO.: 1-800-692-7375

**MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW**

1. \$300.00 exemptions set by law.
2. All wearing apparel used by yourself and all family members.
3. Bibles, school books, sewing machines, uniforms & equipment.
4. Tools of your trade such as carpenter's tools.
5. Most wages & unemployment benefits.
6. Social Security benefits, certain retirement funds and accounts.
7. Certain veteran & armed forces benefits.
8. Certain insurance proceeds.
9. Such other exemptions as may be provided by law.

**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 statutory \$300.00 exemption be:

(1) set aside in kind (specify property, to be set aside in kind):  
\_\_\_\_\_

(2) 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 & basis for exemption): \_\_\_\_\_  
\_\_\_\_\_

I request a prompt court hearing to determine the exemption.

Notice of hearing should be given me at the following:

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:**

Office of the Sheriff of Clearfield County  
1 N. Second Street, Suite 116, Clearfield County Courthouse  
Clearfield, Pennsylvania 16830  
Telephone Number: (814) 765-2641 ext. 5986

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.

**FILED**

JUN 11 2008

William A. Shaw  
Prothonotary/Clerk of Courts

ENSYLVANIA 1866

no 4/6 (6K)

WWR#6029575

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

CITIBANK (SOUTH DAKOTA) NA

**Plaintiff** No. 07-1135-CD

vs.

**INTERROGATORIES IN ATTACHMENT  
NORTHWEST SAVINGS BANK**

## MOSES C NORRIS

**Defendant**

and

## NORTHWEST SAVINGS BANK

## Garnishee

FILED ON BEHALF OF:  
Plaintiff

**COUNSEL OF RECORD OF  
THIS PARTY:**

William T. Molczan, Esquire  
PA I.D. #47437  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
1400 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955  
WWR#6029575

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff

vs.

Civil Action No.: 07-1135-CD

MOSES C NORRIS  
Defendant

and

NORTHWEST SAVINGS BANK  
Garnishee

TO: NORTHWEST SAVINGS BANK  
1200 S 2<sup>ND</sup> ST  
CLEARFIELD PA 16830

Suggested Reference No.: XXX-XX-5660

RE: MOSES C NORRIS  
913 SHORT CUT RD  
IRVONA PA 16656

**IMPORTANT NOTICES TO GARNISHEE!**

A. 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.

B. Herein, the word "defendant" means any one or more of the defendants against whom the writ of Execution is issued.

C. While service of Writ upon the Garnishee attaches all property of the Defendant subject to attachment which is then in the hands of the garnishee, it also attaches all property of the defendant which comes into the Garnishee's possession thereafter, until Judgment is entered against the Garnishee. For example, the resultant liability of a Garnishee-Bank would not be measured by the balance in the debtor's account, either at the time of service of the Writ or at the time of Judgment against the Garnishee, but rather by the amounts deposited and withdrawn during the intervening period.

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is LEE BARNEY  
(Name)  
a gent (Title) of Northwest Savings Bank, garnishee herein,  
(Company) that he/she is duly authorized to make this verification, and that the facts set forth in the foregoing Answers to Interrogatories are true and correct to the best of his/her knowledge, information and belief.

Lee Barney  
(SIGNATURE)  
NORTHWEST SAVINGS BANK  
P O BOX 128  
WARREN, PA 16365



Where people make the difference.

100 LIBERTY STREET

P. O. BOX 128

WARREN, PENNSYLVANIA 16365

RE: Citibank (South Dakota)  
Vs.  
Moses C Norris  
Commonwealth of Pennsylvania  
County of Clearfield  
Case No 07-1135-D

### **VERIFICATION**

The undersigned does hereby verify under penalty of perjury, that he/she is the legal representative of Northwest Savings Bank, Garnishee herein, that he/she is duly authorized to make this Verification and that the facts set forth in the foregoing INTERROGATORIES are true and correct to the best of his/her knowledge, information and belief.

A handwritten signature in cursive ink that reads "Lee Barney".

6-06-08

Please forward all future related documents from the above referenced case number to:

Northwest Savings Bank  
Attn: Lee Barney  
100 Liberty St  
PO Box 128  
Warren PA 16365  
PH: 814-728-7355

Thank you.

IN THE COURT OF COMMON PLEAS  
OF  
CLEARFIELD COUNTY, PENNSYLVANIA

Citibank (South Dakota)  
Plaintiff

vs.

Moses C Norris

Defendant

v.

NORTHWEST SAVINGS BANK,  
Garnishee

Case No 07-1135-D

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the within Answers to Interrogatories in Attachment was mailed by first class mail, postage prepaid, or hand delivered this 6th day of June 2008, to unrepresented parties in the above captioned matter as follows:

Moses C Norris  
913 Short Cut Rd  
Irvona, Pa 16656-9356

Weltman Weinberg & Reis Co LPA  
1400 Koppers Building  
436 Seventh Ave  
Pittsburgh, Pa 15219

By Lee Barney 6-6-08  
Lee Barney  
Northwest Savings Bank  
100 Liberty St  
PO Box 128  
Warren PA 16365  
(814) 728-7355

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff No. 07-1135-CD

vs.

**PRAECIPE TO SETTLE, DISCONTINUE  
& END AS TO THE GARNIShee  
NORTHWEST SAVINGS BANK ONLY**

MOSES C NORRIS

Defendant

NORTHWEST SAVINGS BANK

Garnishee FILED ON BEHALF OF  
Plaintiff

COUNSEL OF RECORD OF  
THIS PARTY:

James C. Warmbrodt  
PA I.D #42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
1400 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955

WWR#6029575

*FILED acc Atty  
M 11:55 am Warmbrodt  
JUL 11 2008  
cm pd \$7.00 Atty  
William A. Shaw  
Prothonotary/Clerk of Courts*

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

CITIBANK (SOUTH DAKOTA) NA

Plaintiff

vs.

Civil Action No. 07-1135-CD

MOSES C NORRIS

Defendant

NORTHWEST SAVINGS BANK

Garnishee

**PRAECIPE TO SETTLE DISCONTINUE AND END**  
**AS TO THE GARNISHEE , NORTHWEST SAVINGS BANK, ONLY**

TO THE PROTHONOTARY OF COUNTY:

Please kindly Settle Discontinue and End the above captioned matter as to Garnishee, NORTHWEST SAVINGS BANK, only, upon the records of the Court and mark the cost paid.

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

By:   
James C. Warmbrodt  
PA I.D #42524  
WELTMAN, WEINBERG & REIS CO., L.P.A.  
1400 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
(412) 434-7955  
WWR#6029575

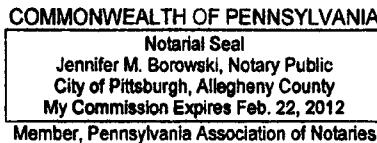
Sworn to and subscribed

Before me the 27

Day of JUNE

, 2008

  
\_\_\_\_\_  
NOTARY PUBLIC



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20777  
NO: 07-1135-CD

PLAINTIFF: CITIBANK (SOUTH DAKOTA) NA

vs.

DEFENDANT: MOSES C. NORRIS

Execution PERSONAL PROPERTY / INTERROGATORIES

**SHERIFF RETURN**

DATE RECEIVED WRIT: 5/7/2008

LEVY TAKEN 6/3/2008 @ 2:32 PM

POSTED 6/18/2008 @ 10:01 AM

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 2/12/2012

DATE DEED FILED

PROPERTY ADDRESS 913 SHORT CUT ROAD IRVONA , PA 16656

5  
**FILED**  
013.31.04  
FEB 02 2012  
William A. Shaw  
Prothonotary/Clerk of Courts

**SERVICES**

SEE ATTACHED SHEET(S) OF SERVICES

SHERIFF HAWKINS \$144.22

SURCHARGE \$30.00 PAID BY ATTORNEY

Sworn to Before Me This

So Answers,

\_\_\_\_ Day of 2012

*Chester A. Hawkins*  
I, Cynthia Bitter-Coughlin  
Chester A. Hawkins  
Sheriff

CITIBANK (SOUTH DAKOTA) NA

VS  
MOSES C. NORRIS

---

1 6/3/2008 @ 2:32 PM SERVED MOSES C. NORRIS

SERVED MOSES C. NORRIS, DEFENDANT, AT HIS RESIDENCE 913 SHORT CUT ROAD, IRVONA, CLEARFIELD COUNTY, PENNSYVANIA BY HANDING TO MOSES C. NORRIS

A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION, NOTICE OF SALE, AND COPY OF THE LEVY AND BY MAKING KNOW TO HIM / HER THE CONTENTS THEREOF.

---

2 5/30/2008 @ 9:10 AM SERVED NORTHWEST SAVINGS BANK

SERVED NORTHWEST SAVINGS BANK, GARNISHEE, BY HANDING TO ANNETTE LUMADUE, ASSISTANT MANAGER OF NORTHWEST SAVINGS BANK AT HER PLACE OF EMPLOYMENT, NORTHWEST SAVINGS BANK, 1200 S. SECOND A TURE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION AND INTERROGATORIES TO GARNISHEE.

---

3 6/18/2008 @ 10:01 AM SERVED MOSES C. NORRIS

SERVED MOSES C. NORRIS, DEFENDANT, AT HIS RESIDENCE 913 SHORT CUT ROAD, IRVONA, CLEARFIELD COUNTY, PENNSYLVANIA

A NOTICE OF SALE AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

---

@ SERVED

NOW, AUGUST 4, 2008 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO GENERALLY CONTINUE THE SHERIFF SALE SCHEDULED FOR AUGUST 8, 2008 UNTIL FURTHER NOTICE FROM ATTY OFFICE.

---

@ SERVED

NOW, FEBRURY 2, 2012 RETURN WRIT AS TIME EXPIRED.

---

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

CITIBANK (SOUTH DAKOTA) NA  
Plaintiff

vs.

Civil Action No. 07-1135-CD

MOSES C NORRIS  
Defendant

NORTHWEST SAVINGS BANK  
Garnishee

**WRIT OF EXECUTION**

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against: MOSES C NORRIS Defendant(s);

Received this writ this 7th day  
of May A.D. 2008  
At 3:00 P.M.

(1) You are directed to levy upon the property of the defendant(s) and to sell his/her/their interest therein;  
You are also directed to attach the property of the defendant not levied upon in the possession of  
NORTHWEST SAVINGS BANK, as garnishee, 1200 S 2<sup>ND</sup> ST CLEARFIELD PA 16830 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  
ii. 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 sated

Amount due ..... \$ 9719.43

Costs to be added ..... \$ 125.00

Prothonotary costs

Prothonotary

*Willie Shan* 5/7/08

If Social Security or Supplemental Income Funds are directly deposited into an  
account of the defendant, the levy and attachment shall not include any funds  
that may be traced to Social Security direct deposits. In addition, the levy  
and attachment shall not include \$300.00 in the account of the defendant.

## PERSONAL PROPERTY SALE SCHEDULE OF DISTRIBUTION

NAME MOSES C. NORRIS

NO. 07-1135-CD

NOW, February 02, 2012, by virtue of the Writ hereunto attached, after having given due and legal notice of time and place of sale by handbills posted on the premises setting forth the date, time and place of sale, I exposed the within described real estate of Moses C. Norris to public venue or outcry at which time and place I sold the same to he/she being the highest bidder, for the sum of and made the following appropriations, viz:

## **SHERIFF COSTS:**

## **PLAINTIFF COSTS, DEBT AND INTEREST:**

RDR SERVICE	9.00	DEBT-AMOUNT DUE	9,505.06
MILEAGE	9.00	INTEREST @ %	0.00
LEVY	27.27	FROM TO	
MILEAGE	27.27	PROTH SATISFACTION	
POSTING	9.00	LATE CHARGES AND FEES	
HANDBILLS		COST OF SUIT-TO BE ADDED	205.00
COMMISSION	0.00	FORECLOSURE FEES	
POSTAGE	1.68	ATTORNEY COMMISSION	
HANDBILLS	10.00	REFUND OF ADVANCE	
DISTRIBUTION		REFUND OF SURCHARGE	30.00
ADVERTISING		SATISFACTION FEE	
ADD'L SERVICE	9.00	ESCROW DEFICIENCY	
		PROPERTY INSPECTIONS	
ADD'L POSTING		INTEREST	9.73
ADD'L MILEAGE	2.00	MISCELLANEOUS	
ADD'L LEVY			
BID/ SETTLEMENT AMOUNT		<b>TOTAL DEBT AND INTEREST</b>	<b>\$10,019.01</b>
RETURNS/DEPUTIZE			
COPIES	15.00	<b>COSTS:</b>	
BILLING/PHONE/FAX	5.00	ADVERTISING	0.00
CONTINUED SALES		TAXES - COLLECTOR	
MISCELLANEOUS		TAXES - TAX CLAIM	
<b>TOTAL SHERIFF COSTS</b>	<b>\$144.22</b>	DUE	
		LIEN SEARCH	
		ACKNOWLEDGEMENT	
		SHERIFF COSTS	144.22
		LEGAL JOURNAL COSTS	0.00
		PROTHONOTARY	125.00
		MORTGAGE SEARCH	
		MUNICIPAL LIEN	
		<b>TOTAL COSTS</b>	<b>\$269.22</b>
		<b>TOTAL COSTS</b>	<b>\$10,019.01</b>

COMMISSION 2% ON THE FIRST \$ 100,000 AND 1/2% ON ALL OVER THAT. DISTRIBUTION WILL BE MADE IN ACCORDANCE WITH THE ABOVE SCHEDULE UNLESS EXCEPTIONS ARE FILED WITH THIS OFFICE **WITHIN TEN (10) DAYS FROM THIS DATE.**

CHESTER A. HAWKINS, Sheriff

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

ATTORNEYS AT LAW  
2718 Koppers Bldg., 436 7<sup>th</sup> Ave.  
Pittsburgh, PA 15219  
Main Phone: 412 434-7955  
Fax Number: 412 434-7959  
[www.weltman.com](http://www.weltman.com)

## Fax Transmittal

Date: 8/4/08	No. of Pages: 1
To: Clearfield County Sheriff	Fax Number: 814-765-5915
From: Jen Borowski	Direct Line: 412-434-7955

### Comments

RE: Citibank (South Dakota) NA vs. Moses C Norris Docket No.: 07-1135 CD Our File No.: 6029575

Please GENERALLY CONTINUE the sheriffs sale scheduled for 8/8/08 on the above matter until further notice from our office. If you should have any questions or concerns please contact me. Thanks.



Cincinnati, OH • Cleveland, OH • Columbus, OH • Detroit, MI • Mount Holly, NJ • Philadelphia, PA

**CONFIDENTIALITY NOTICE**

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TOTAL P.01