

07-1187-CD
Discover Bank vs Loma Cochran

91475

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

Discover Bank

(Plaintiff)

CIVIL ACTION

c/o David J. Apothaker, Esq. No. 2007-1187-CV
(Street Address)

2417 Welsh Road Suite 21 #520 Type of Case: civil
Phila., PA 19114
(City, State ZIP)

Type of Pleading: complaint

vs.

Filed on Behalf of:

Lona Cochran

(Defendant)

(Plaintiff/Defendant)

405 Ida St

(Street Address)

Philipsburg, PA 16866

(City, State ZIP)

FILED

JUL 25 2007

11:12:40 AM

William A. Shaw
Prothonotary/Clerk of Courts

1 cent to Att'y

1 cent to Shfw

David J. Apothaker, Esquire

(Filed by)

2417 Welsh Rd Suite 21 #520
Phila., PA 19114

(Address)

215-634-8920

(Phone)

(Signature)

Our File No.: 91475
APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esq.
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff

DISCOVER BANK	)	COURT OF COMMON PLEAS
c/o Apothaker & Associates, P.C.	)	CLEARFIELD COUNTY
2417 Welsh Road, Suite 21 #520))
Philadelphia, PA 19114	)	) NO.: 2007-1187-C0
Plaintiff,))
vs.))
LONA M COCHRAN))
405 IDA ST))
PHILIPSBURG, PA 16866-2623))
Defendant.))
))

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 with 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 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 ONE. 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.

CLEARFIELD COUNTY BAR ASSOCIATION
Lawyer Referral and Information Service
814-765-2641

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las páginas siguientes, usted tiene veinte (20) días de plazo al partir de la fecha de la demanda y la notificación. Hace falta asentar una comparecencia escrita o con un abogado y entregar a la corte en forma escrita sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomará medidas y puede continuar la demanda en contra suya sin previo aviso o notificación. Además, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFFICIENTE DE PAGAR TAL SERVICIO. VAYA EN PERSONA O LLAME POR TELEFONO A LA OFICINA CUYA DIRECCION SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL.

CLEARFIELD COUNTY BAR ASSOCIATION
Lawyer Referral and Information Service
814-765-2641

APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esq.
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff

DISCOVER BANK) COURT OF COMMON PLEAS
c/o Apothaker & Associates, P.C.) CLEARFIELD COUNTY
2417 Welsh Road, Suite 21 #520)
Philadelphia, PA 19114) NO.:
Plaintiff,
vs.
LONA M COCHRAN)
405 IDA ST)
PHILIPSBURG, PA 16866-2623)
Defendant.)

**CIVIL ACTION COMPLAINT
FIRST COUNT**

1. Plaintiff, DISCOVER BANK, is a company with its principal place of business located at c/o Apothaker & Associates, P.C., 2417 Welsh Road, Suite 21 #520, Philadelphia, PA 19114.
2. Defendant is LONA M COCHRAN, an adult individual residing at 405 IDA ST PHILIPSBURG, PA 16866-2623.
3. At the special instance and request of Defendant, Plaintiff sold and delivered to Defendant goods and/or services at the times, of the kinds, in the quantities, and for the prices set forth in Plaintiff's records. A true and correct copy of which is attached hereto, incorporated herein by reference and designated Exhibit "A".
4. Defendant received and accepted the goods and/or services described in Exhibit "A".
5. The prices set forth in Exhibit "A" are the fair, reasonable and market prices for said goods and/or services, and the prices which Defendant agreed to pay.
6. All credits, if any, to which Defendant is entitled, are set forth in Exhibit "A".
7. In addition, Plaintiff avers that Defendant has failed and continues to fail to make any payments, leaving a balance due and owing of \$9,405.25.

Leaving a balance due and owing of \$9,405.25.

In addition, Plaintiff avers that Defendant has failed and continues to fail to make any payments,

6. All credits, if any, to which Defendant is entitled, are set forth in Exhibit "A".

services, and the prices which Defendant agreed to pay.

3. The prices set forth in Exhibit "A" are the fair, reasonable and market prices for said goods and/or

Delinquent received and accepted the goods and/or services described in Exhibit "A".

and correct copy of which is attached hereto, incorporated herein by reference and designated Exhibit "A".

and/or services at the times, or the kinds, in the quantities, and for the prices set forth in Plaintiff's records. A true

At the special instance and request of Defendant, Plaintiff sold and delivered to Defendant goods

PA 16866-2623.

2. Detenendam is LONA M COCHRAN, an adult individual residing at 405 11DA ST PHILIPSBURG,

Appelbeker & Associates, P.C., 2417 Welsh Road, Suite 21 #520, Philadelphia, PA 19114.

Platinum, DISCOVER BANK, is a company with its principal place of business located at c/o

CIVIL ACTION COMPLAINT

•SA

LONA M COCHRAN
405 IDA ST
PHILIPSBURG, PA 16866-26
Defenda

Plaintiff,
Philadelphia, PA 19114
2417 Welsh Road, Suite 21 #520
c/o Apportioned & Associates, LLC.

Attorneys for Plaintiff

2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920

ABOUTAKER & ASSOCIATES, P.C.

Our File No.: 91475

Dated: 7/17/2007

APOTHAKEER & ASSOCIATES, P.C.
Attorneys for Plaintiff
A Law Firm Engaged in Debt Collection
BY: 
David J. Apotheker

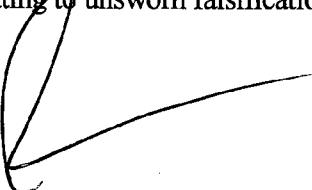
\$9,405.25 plus costs, and reasonable attorney's fees.

WHEREFORE, Plaintiff demands judgment in favor of Plaintiff and against Defendant(s) for the sum of

8. Although demand has been made, Defendant has failed to make payment of the amount due as above.

VERIFICATION

David J. Apothaker, Esq. hereby states that I am counsel for plaintiff in this action, and that I am authorized to take this Verification, and that the statements made in the foregoing Civil Action Complaint are true and correct to the best of my knowledge, information, and belief. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa.C.S.A. 4904 relating to unsworn falsification to authorities.



David J. Apothaker
Attorney for Plaintiff

DATE: 7/17/2007

DISCOVER BANK
c/o Apothaker & Associates, P.C.
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

LONA M COCHRAN
405 IDA ST
PHILIPSBURG, PA 16866-2623

STATEMENT OF ACCOUNT

Debtor's Name: LONA M COCHRAN
Account Number: 6011002690755137
Balance Due: \$9,405.25

Our File No.: 91475

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103029
NO: 07-1187-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: DISCOVER BANK
VS.
DEFENDANT: LONA M. COCHRAN

SHERIFF RETURN

NOW, August 06, 2007 AT 10:54 AM SERVED THE WITHIN COMPLAINT ON LONA M. COCHRAN DEFENDANT AT 405 IDA ST., PHILIPSBURG, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO JACK COCHRAN, HUSBAND A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: HUNTER / DEHAVEN

FILED
10/07/07
DEC 18 2007
William A. Shaw
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	53686G	10.00
SHERIFF HAWKINS	APOTHAKER	53686G	33.52

Sworn to Before Me This

____ Day of _____ 2007

So Answers,

*Chester A. Hawkins
by Marilyn Harris*

Chester A. Hawkins
Sheriff

Our File No.: 91475
APOTHAKER & ASSOCIATES, P.C.
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff
David J. Apotheker, Esquire
Attorney ID #38423

FILED

FEB 15 2008

2008-12-20 14:00
William A. Shaw
Prothonotary/Clerk of Courts

Cent. W. Northern Pa.
DEPT 2
ATTY

DISCOVER BANK

) COURT OF COMMON PLEAS OF
) CLEARFIELD COUNTY

Plaintiff,

)

vs.

)

LONA M COCHRAN

) NO.: 2007-1187-CD

Defendant.

)

Civil Action

)

PRAECLPICE TO ENTER DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Please enter a default judgment in favor of plaintiff, DISCOVER BANK and against Defendant, LONA M COCHRAN, for failure to answer or otherwise respond to the Complaint - Civil Action.

The Complaint was served upon the defendants on August 06, 2007 by the CLEARFIELD Sheriff's Department. Copies of the proofs of service are attached hereto as Exhibit "A".

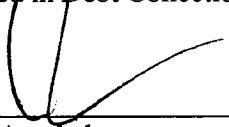
I certify, a copy of the Notice of Intention To Take Default was mailed on January 7, 2008, and also attached hereto.

Assess damages in the amount of:

(a)	Balance:	\$9,405.25
(b)	Interest from July 17, 2007	\$0.00
(c)	Costs	\$157.52
TOTAL		\$9,562.77

APOTHAKER & ASSOCIATES, P.C.
Attorneys for Plaintiff
A Law Firm Engaged in Debt Collection

By:


David J. Apothaker

Dated: February 8, 2008

OFFICE OF THE PROTHONOTARY
COURT OF COMMON PLEAS

TO: LONA M COCHRAN
405 IDA ST
PHILIPSBURG, PA 16866-2623

DISCOVER BANK) COURT OF COMMON PLEAS OF
) CLEARFIELD COUNTY
Plaintiff,)
vs.)
) NO.: 2007-1187-CD
LONA M COCHRAN)
) Civil Action
Defendant.)

NOTICE

Pursuant to Rule 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.

XX JUDGMENT BY DEFAULT

 JUDGMENT IN REPLEVIN

 JUDGMENT BY CONFESSION

 JUDGMENT FOR POSSESSION

 JUDGMENT ON AWARD OF ARBITRATORS

 JUDGMENT ON VERDICT

 JUDGMENT ON COURT FINDINGS

 JUDGMENT ON WRIT OF REVIVAL

IF YOU HAVE ANY QUESTIONS CONCERNING THIS NOTICE, PLEASE CALL:

ATTORNEY David J. Apotheker, Esq. at this telephone number: 215-634-8920

APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorney for Plaintiff

DISCOVER BANK	)	COURT OF COMMON PLEAS OF
	)	CLEARFIELD COUNTY
Plaintiff,)	
vs.)	
	)	NO.: 2007-1187-CD
)	
LONA M COCHRAN	)	Civil Action
)	
Defendant.)	
)	

AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA :
: SS.
COUNTY OF CLEARFIELD :

David J. Apothaker, being duly sworn according to law, deposes and says that I am the attorney for Plaintiff, and authorized to make this affidavit; that Defendant(s) resides at 405 IDA ST PHILIPSBURG, PA 16866-2623.

We inquired with the web site of the Defense Manpower Data Center, located at 1600 Wilson Boulevard, Suite 400, Arlington, VA 22209-2593, if the Defendant(s) is/are in any branch of the military.

Mary M. Snavely-Dixon, Director of the Defense Manpower Data Center has sent back our inquiry indicated that the Defendant(s) is/are not in the military.

David J. Apothaker
Attorney for Plaintiff

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103029
NO. 07-1187-CD
SERVICE # 1 OF 1
COMPLAINT

PLAINTIFF: DISCOVER BANK
vs.
DEFENDANT: LONA M. COCHRAN

COP

SHERIFF RETURN

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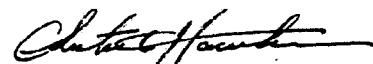
SERVED BY: HUNTER / DEHAVEN

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	53686G	10.00
SHERIFF HAWKINS	APOTHAKER	53686G	33.52

Sworn to Before Me This

____ Day of _____ 2007

So Answers,



Chester A. Hawkins
Sheriff

Our File No.: 91475
APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorney for Plaintiff

DISCOVER BANK	)	COURT OF COMMON PLEAS
	)	CLEARFIELD COUNTY
Plaintiff,)	
vs.)	
)	
	)	NC. 2007-1187-CD
LONA M COCHRAN)	
405 IDA ST)	
PHILIPSBURG, PA 16866-2623)	
Defendant.)	
)	

**NOTICE OF INTENTION
TO TAKE DEFAULT**

TO: LONA M COCHRAN

DATE OF NOTICE: January 07, 2008

IMPORTANT NOTICE

You are in default because you have failed to enter a written appearance personally or by attorney and file in writing with the court your defenses or objections to the claims set forth against you. Unless you act within ten (10) days from the date of this notice as set forth above, a judgment may be entered against you without a hearing and you may lose your property or other important rights. You should take this notice to a lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the following office to find out where you can get legal help:

CLEARFIELD COUNTY BAR ASSOCIATION
Lawyer Referral and Information Service
814-765-2641

151
DAVID J. APOTHAKER, ESQUIRE
A Law Firm Engaged in Debt Collection
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorney for Plaintiff
Attorney ID #38423

Department of Defense Manpower Data Center

JAN-31-2008 10:36:36



Military Status Report
Pursuant to the Servicemembers Civil Relief Act

◀ Last Name	First/Middle	Begin Date	Active Duty Status	Service/Agency
COCHRAN	LONA M		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