

**07-1318-CD**

**Bank of Am vs Robert Johnson**

2034579

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

BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
BREA, CA 92823

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON  
84 BREEZEWOOD AVE  
DU BOIS PA 15801-1102

**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** *icc Sheriff*  
*m/10/20/07*  
**AUG 16 2007** *Att. pd. 85.00*  
William A. Shaw  
Prothonotary/Clerk of Courts

COMPLAINT IN CIVIL-ACTION

1. 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.

2. 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.

3. 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".

4. All the credits to which the defendant is entitled have been applied and there remains a balance due in the amount of \$9,295.12.

5. Plaintiff has made demand upon the defendant for payment of the balance due of \$9,295.12 but the defendant has failed and refused and still refuses to pay the same or any part thereof.

6. Defendant's last payment on account was made on February 19, 2006.

WHEREFORE, plaintiff claims of the defendant the sum of

\$9,295.12 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

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"

2031579

STATE OF Georgia )  
COUNTY OF Cobb )  
BANK OF AMERICA, N.A. (USA)

AFFIDAVIT OF ACCOUNT

v.  
ROBERT H JOHNSON

COMES NOW, Nicole Gunnell, and after being duly sworn before the below person authorized to administer oaths states the following:

1. I am over 18 years old and sui juris.
2. I am agent for Bank of America, N.A. (USA).
3. I am familiar with the books and records of the Plaintiff.
4. These books and records are kept in the ordinary course of business.
5. The agreement attached hereto is true and correct.
6. The Defendant (s) owe (s) the principal sum of \$7,636.29.
7. The Defendant (s) owe (s) past due interest of \$1,658.83 through October 4, 2006.
8. I know no liability insurance, bond or other security which may be available to pay this debt.
9. The Defendant (s) account number for which he owes the debt is 4888936994793028.
10. The Defendant (s) is/are not a minor nor an incompetent person.
11. Affiant has no knowledge of whether the Defendant (s) is/are on active duty in the military.
12. The Defendant (s) is/are past due on this account and in breach of the contractual agreement to pay as agreed.

Nicole Gunnell  
Agent Nicole Gunnell  
Bank of America, N.A. (USA)

Sworn to and subscribed before me this 15 of Jan, 2007.

Sara J. Biel  
NOTARY PUBLIC

My Commission Expires: 6/12/2009  
GORDON & WEINBERG, P.C.  
06140071



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103104  
NO: 07-1318-CD  
SERVICE # 1 OF 1  
COMPLAINT

PLAINTIFF: BANK OF AMERICA, N.A.  
vs.  
DEFENDANT: ROBERT H. JOHNSON

SHERIFF RETURN

NOW, August 22, 2007 AT 11:21 AM SERVED THE WITHIN COMPLAINT ON ROBERT H. JOHNSON  
DEFENDANT AT 84 BREEZEWOOD AVE., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO  
ROBERT H. JOHNSON, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT AND  
MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: NEVLING / COUDRIET

FILED

JAN 14 2008

0/3:30 PM  
William A. Shaw

Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GORDON	37489	10.00
SHERIFF HAWKINS	GORDON	37489	36.43

Sworn to Before Me This

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

So Answers,

  
Chester A. Hawkins  
Sheriff



2034579

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**  
m/11:20/08  
FEB 28 2008

Atty pd.  
20.00

ICC Notice  
to Def.

William A. Shaw  
Prothonotary/Clerk of Courts

ICC Statement

to Atty  
(CK)

BANK OF AMERICA, N.A. (USA)

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON

**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	\$9,295.12
Costs (Complaint & Service)	\$131.43
<b>Total:</b>	<b>\$9,426.55</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:

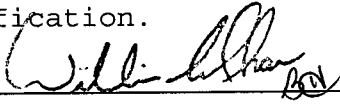
1. The last known addresses of the parties are: BANK OF AMERICA, N.A. (USA) and that the last known address of defendant, ROBERT H JOHNSON, 84 BREEZEWOOD AVE, DU BOIS PA 15801-1102.

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.

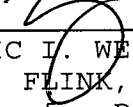
3. The said defendant(s) is (are) not in the military service of the United States or otherwise within the coverage of the Soldiers and Sailors Civil Relief Act and is (are) over 18 years of age.

AND NOW, this 28<sup>th</sup> day of February, 2008 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 ,

\$9,426.55 as per the above certification.

  
\_\_\_\_\_  
Prothonotary

GORDON & WEINBERG, P.C.

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

2034579

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

BANK OF AMERICA, N.A. (USA)

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON

NOTICE OF INTENTION TO TAKE DEFAULT

TO/PARA :

ROBERT H JOHNSON  
84 BREEZEWOOD AVE  
DU BOIS PA 15801-1102

DATE OF NOTICE/FECHA DEL AVISO: January 17, 2008

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

COPY

BANK OF AMERICA, N.A. (USA)

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON

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 \$9,426.55  
☐ 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

*William L. Han*  
*for*

2/28/08

PROTHONOTARY

COPY

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

Bank of America, N.A. (USA)  
Plaintiff(s)

No.: 2007-01318-CD

Real Debt: \$9,426.55

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Robert H. Johnson  
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: February 28, 2008

Expires: February 28, 2013

Certified from the record this 28th day of February, 2008.



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

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

BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
BREA, CA 92823

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON  
84 BREEZEWOOD AVE  
DU BOIS PA 15801-1102

and  
National City Bank  
690 Shaffer Rd  
Dubois, PA 51801

GARNISHEE

5  
**FILED** Atty pd. 20.00  
m 19:44 BN  
DEC 01 2008  
William A. Shaw  
Prothonotary/Clerk of Courts  
2cc @ 6 writs  
to Sheriff

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  
ROBERT H JOHNSON  
defendant(s) and
- (2) against  
National City Bank  
garnishee(s)
- (3) AMOUNT DUE \$9,426.55  
INTEREST  
from February 28, 2008 \$343.24  
COSTS  
Prothonotary fee \$20.00  
Sheriff fee \$100.00
- TOTAL \$9,889.79

Prothonotary costs-Add'l  
105.00

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  
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484/351-0500

BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
BREA, CA 92823

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON  
84 BREEZEWOOD AVE  
DU BOIS PA 15801-1102

and  
National City Bank  
690 Shaffer Rd  
Dubois, PA 51801

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 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.  
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84 BREEZEWOOD AVE  
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and  
National City Bank  
690 Shaffer Rd  
Dubois, PA 51801

**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  
P.O. Box 549  
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

GORDON & WEINBERG, P.C.  
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BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
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COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON  
84 BREEZEWOOD AVE  
DU BOIS PA 15801-1102

and  
National City Bank  
690 Shaffer Rd  
Dubois, PA 51801

**GARNISHEE**

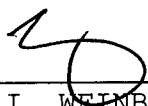
**INTERROGATORIES IN ATTACHMENT**

**TO: National City 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 what was the consideration thereof?
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 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 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 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: 11/23/08

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

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484/351-0500

COPY

BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
BREA, CA 92823

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON  
84 BREEZEWOOD AVE  
DU BOIS PA 15801-1102

and

National City Bank  
690 Shaffer Rd  
Dubois, PA 51801

**GARNISHEE**

Commonwealth of Pennsylvania )  
County of CLEARFIELD )

**WRIT OF EXECUTION**

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

ROBERT H JOHNSON

defendant(s)

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

National City Bank  
690 Shaffer Rd  
Dubois, PA 51801- **GARNISHEE**

(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 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 \$300.00 or less. If multiple accounts are attached, a total of \$300.00 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 42Pa.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.

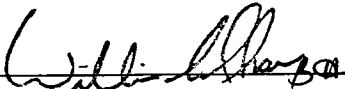
AMOUNT DUE	\$9,426.55
INTEREST	
from February 28, 2008	\$343.24
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$100.00</u>

TOTAL	\$9,889.79
	105.00

Prothonotary costs Add'l

Prothonotary

BY:

  
Clerk

DATE:

12/1/08

GORDON & WEINBERG, P.C.  
BY: FREDERIC I. WEINBERG, ESQUIRE  
Identification No.: 41360  
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GARNISHEE

WRIT OF EXECUTION

(3) AMOUNT DUE	\$9,426.55
INTEREST	
from February 28, 2008	\$343.24
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$100.00</u>
<b>TOTAL</b>	<b>\$9,889.79</b>

105.00

Prothonotary costs - Add'l

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 07-1318-CD

BANK OF AMERICA, N.A. (USA)

VS

ROBERT H. JOHNSON

TO: NATIONAL CITY BANK, Garnishee

SERVICE # 1 OF 1

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

SERVE BY: 12/09/2008 *As AP* HEARING: PAGE: 104994

DEFENDANT: NATIONAL CITY BANK, Garnishee  
ADDRESS: 690 SHAFFER RD  
DUBOIS, PA 15801

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT

OCCUPIED

ATTEMPTS

**FILED**

013:35cm  
DEC 03 2008

William A. Shaw  
Prothonotary/Clerk of Courts

**SHERIFF'S RETURN**

NOW, 12/3/2008 AT 11:32 (AM) PM **SERVED** THE WITHIN

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON NATIONAL CITY BANK, Garnishee, DEFENDANT  
BY HANDING TO Diane Smith, CSR.

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

ADDRESS SERVED 690 Shaffer RD. DuBois, PA 15801

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

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE FOR NATIONAL CITY BANK, Garnishee

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

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

I MAKE RETURN OF **NOT FOUND** AS TO NATIONAL CITY BANK, Garnishee

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

SWORN TO BEFORE ME THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_ 2008

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

*Jerome M. Newlin*  
Deputy Signature

Jerome M. Newlin  
Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104994  
NO: 07-1318-CD  
SERVICES 1  
WRIT OF EXECUTION; INTERROGATORIES TO

GARNISHEE

PLAINTIFF: BANK OF AMERICA, N.A. (USA)  
vs.  
DEFENDANT: ROBERT H. JOHNSON  
TO: NATONAL CITY BANK, Garnishee

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	GORDON	065768	10.00
SHERIFF HAWKINS	GORDON	065768	41.23

<sup>S</sup> FILED  
01:50 PM  
DEC 09 2008  
William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2008  
\_\_\_\_\_

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

BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
BREA, CA 92823

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON

84 BREEZEWOOD AVE

DU BOIS PA 15801-1102

and

National City Bank

690 Shaffer Rd

Dubois, PA 51801

**GARNISHEE**

Commonwealth of Pennsylvania )  
County of CLEARFIELD )

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

ROBERT H JOHNSON

defendant(s)

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

National City Bank  
690 Shaffer Rd  
Dubois, PA 51801- **GARNISHEE**

(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 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 \$300.00 or less. If multiple accounts are attached, a total of \$300.00 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 42Pa.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	\$9,426.55
INTEREST	
from February 28, 2008	\$343.24
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$100.00</u>
TOTAL	\$9,889.79
	105.00 Prothonotary costs Add'l

Prothonotary

BY:

Willie L. Hays

Clerk

DATE:

12.1.08

Received this writ this 1 day  
of Dec A.D. 2008  
At 3:00 A.M. P.M.

Chester A. Haudens  
Sheriff Lyn Mauden Hays

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

BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
BREA, CA 92823

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON

84 BREEZEWOOD AVE

DU BOIS PA 15801-1102

and

National City Bank

690 Shaffer Rd

Dubois, PA 51801

GARNISHEE

WRIT OF EXECUTION

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INTEREST	
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COSTS	
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Sheriff fee	<u>\$100.00</u>

TOTAL \$9,889.79

105.00 Prothonotary costs - Add 1/

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

BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
BREA, CA 92823

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON

84 BREEZEWOOD AVE

DU BOIS PA 15801-1102

and

National City Bank

690 Shaffer Rd

Dubois, PA 51801

**GARNISHEE**

Commonwealth of Pennsylvania )  
County of CLEARFIELD )

**WRIT OF EXECUTION**

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

ROBERT H JOHNSON

defendant(s)

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National City Bank  
690 Shaffer Rd  
Dubois, PA 51801- **GARNISHEE**

(specifically describe property)

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INTEREST	
from February 28, 2008	\$343.24
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$100.00</u>
TOTAL	\$9,889.79
	105.00 Prothonotary costs-Add'l

Prothonotary

BY:

Willie Albright  
Clerk

DATE:

12.1.08

Received this writ this 1 day  
of Dec A.D. 2008  
At Jew A.M. 12:00

Chester A. Hanks  
Sheriff  
by Mary Hanks

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

BANK OF AMERICA, N.A. (USA)  
275 S. VALENCIA AVE  
BREA, CA 92823

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON

84 BREEZEWOOD AVE

DU BOIS PA 15801-1102

and

National City Bank

690 Shaffer Rd

Dubois, PA 51801

GARNISHEE

WRIT OF EXECUTION

(3) AMOUNT DUE	\$9,426.55
INTEREST	
from February 28, 2008	\$343.24
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$100.00</u>

TOTAL \$9,889.79

105.00

Prothonotary costs - Add '1

FREDERIC I. WEINBERG, ESQUIRE &

JOEL M. FLINK, ESQUIRE

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

2034579

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

BANK OF AMERICA, N.A. (USA)

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1318-CD

ROBERT H JOHNSON

and  
National City Bank  
Garnishee

5 FILED pd \$7.00 Atty  
m/11:50 am 2cc Atty  
JAN 02 2009 Weinberg

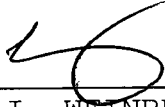
PRAECIPE TO DISSOLVE ATTACHMENT

William A. Shaw  
Prothonotary/Clerk of Courts

TO THE PROTHONOTARY:

Kindly dissolve the attachment of the defendant's bank  
account with National City 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

2034579

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

AUG 14 2009

William A. Shaw  
Prothonotary/Clerk of Courts  
NO COURT COPY

BANK OF AMERICA, N.A. (USA)

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

CHART OF SAT.  
TO DEPT

vs.

DOCKET NO. : \ 07-1318-CD

ROBERT H JOHNSON

ORDER TO SATISFY JUDGMENT

TO THE PROTHONOTARY:

Kindly mark the judgment entered February 28, 2008 in the  
above-captioned matter satisfied upon payment of your costs only.

GORDON & WEINBERG, P.C.

BY: 

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

P005



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

**CIVIL DIVISION**

**CERTIFICATE OF SATISFACTION OF JUDGMENT**

Bank of America, N.A. (USA)

No.: 2007-01318-CD

Vs.

Debt: \$9,426.55

Robert H. Johnson

Atty's Comm.:

National City Bank

Interest From:

Cost: \$7.00

NOW, Friday, August 14, 2009 , directions for satisfaction having been received, and all costs having been paid, SATISFACTION was entered of record.

Certified from the record this 14th day of August, A.D. 2009.

---

Prothonotary

2077567

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 CC Atty  
m/d: 14 km Weinberg  
APR - 1 2010 (60)

William A. Shaw  
Prothonotary/Clerk of Courts

FIA CARD SERVICES, N.A.

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 200701318

ROBERT H JOHNSON

**ENTRY OF APPEARANCE**

TO THE PROTHONOTARY:

Kindly enter my appearance on behalf of the plaintiff in the  
above-captioned matter.

GORDON & WEINBERG, P.C.

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

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

P012

**CERTIFICATION OF SERVICE**

I, **FREDERIC I. WEINBERG, ESQUIRE**, hereby certify that I, on the date below, served a copy of the Substitution of Attorney and Entry of Appearance Pursuant to Pa.R.C.P. 1028(c)(1), via First Class Mail, postage pre-paid, to all other parties or their counsel of record.



---

FREDERIC I. WEINBERG, ESQUIRE

Dated: 3/29/10