

07-1723-CD  
Deutsche Bank vs Larry Conklin

PHELAN HALLINAN & SCHMIEG, LLP  
LAWRENCE T. PHELAN, ESQ., Id. No. 32227  
FRANCIS S. HALLINAN, ESQ., Id. No. 62695  
DANIEL G. SCHMIEG, ESQ., Id. No. 62205  
ONE PENN CENTER PLAZA, SUITE 1400  
PHILADELPHIA, PA 19103  
(215) 563-7000

163979

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST  
2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

Plaintiff

v.

LARRY L. CONKLIN  
664 OLANTA ROAD  
OLANTA, PA 16863

Defendant

ATTORNEY FOR PLAINTIFF

COURT OF COMMON PLEAS

CIVIL DIVISION

TERM

NO. 07-1723-CD

CLEARFIELD COUNTY

**CIVIL ACTION - LAW**  
**COMPLAINT IN MORTGAGE FORECLOSURE**

**FILED** Atty pd.  
85.00  
OCT 24 2007 2cc Sheriff  
William A. Shaw  
Prothonotary/Clerk of Courts

## 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 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, 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.

Lawyer Referral Service:  
Pennsylvania Lawyer Referral Service  
Pennsylvania Bar Association  
100 South Street  
PO Box 186  
Harrisburg, PA 17108  
800-692-7375

Notice to Defend:  
David S. Meholick, Court Administrator  
Clearfield County Courthouse  
2<sup>nd</sup> and Market Streets  
Clearfield, PA 16830  
814-765-2641 x 5982

**IF THIS IS THE FIRST NOTICE THAT YOU HAVE  
RECEIVED FROM THIS OFFICE, BE ADVISED THAT:**

**PURSUANT TO THE FAIR DEBT COLLECTION  
PRACTICES ACT, 15 U.S.C. § 1692 et seq. (1977),  
DEFENDANT(S) MAY DISPUTE THE VALIDITY OF THE  
DEBT OR ANY PORTION THEREOF. IF DEFENDANT(S)  
DO SO IN WRITING WITHIN THIRTY (30) DAYS OF  
RECEIPT OF THIS PLEADING, COUNSEL FOR  
PLAINTIFF WILL OBTAIN AND PROVIDE  
DEFENDANT(S) WITH WRITTEN VERIFICATION  
THEREOF; OTHERWISE, THE DEBT WILL BE ASSUMED  
TO BE VALID. LIKEWISE, IF REQUESTED WITHIN  
THIRTY (30) DAYS OF RECEIPT OF THIS PLEADING,  
COUNSEL FOR PLAINTIFF WILL SEND DEFENDANT(S)  
THE NAME AND ADDRESS OF THE ORIGINAL  
CREDITOR, IF DIFFERENT FROM ABOVE.**

**THE LAW DOES NOT REQUIRE US TO WAIT UNTIL  
THE END OF THE THIRTY (30) DAY PERIOD  
FOLLOWING FIRST CONTACT WITH YOU BEFORE  
SUING YOU TO COLLECT THIS DEBT. EVEN THOUGH  
THE LAW PROVIDES THAT YOUR ANSWER TO THIS**

**COMPLAINT IS TO BE FILED IN THIS ACTION WITHIN  
TWENTY (20) DAYS, YOU MAY OBTAIN AN EXTENSION  
OF THAT TIME. FURTHERMORE, NO REQUEST WILL  
BE MADE TO THE COURT FOR A JUDGMENT UNTIL  
THE EXPIRATION OF THIRTY (30) DAYS AFTER YOU  
HAVE RECEIVED THIS COMPLAINT. HOWEVER, IF  
YOU REQUEST PROOF OF THE DEBT OR THE NAME  
AND ADDRESS OF THE ORIGINAL CREDITOR WITHIN  
THE THIRTY (30) DAY PERIOD THAT BEGINS UPON  
YOUR RECEIPT OF THIS COMPLAINT, THE LAW  
REQUIRES US TO CEASE OUR EFFORTS (THROUGH  
LITIGATION OR OTHERWISE) TO COLLECT THE DEBT  
UNTIL WE MAIL THE REQUESTED INFORMATION TO  
YOU. YOU SHOULD CONSULT AN ATTORNEY FOR  
ADVICE CONCERNING YOUR RIGHTS AND  
OBLIGATIONS IN THIS SUIT.**

**IF YOU HAVE FILED BANKRUPTCY AND RECEIVED A  
DISCHARGE, THIS IS NOT AN ATTEMPT TO COLLECT  
A DEBT. IT IS AN ACTION TO ENFORCE A LIEN ON  
REAL ESTATE.**

1. Plaintiff is

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST  
2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

2. The name(s) and last known address(es) of the Defendant(s) are:

LARRY L. CONKLIN  
664 OLANTA ROAD  
OLANTA, PA 16863

who is/are the mortgagor(s) and/or real owner(s) of the property hereinafter described.

3. On 07/07/2006 mortgagor(s) made, executed, and delivered a mortgage upon the premises hereinafter described to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., ACTING SOLELY AS A NOMINEE FOR DECISION ONE MORTGAGE COMPANY, LLC. which mortgage is recorded in the Office of the Recorder of CLEARFIELD County, in Instrument No: 200611881. PLAINTIFF is now the legal owner of the mortgage and is in the process of formalizing an assignment of same. The mortgage and assignment(s), if any, are matters of public record and are incorporated herein by reference in accordance with Pa.R.C.P. 1019(g); which Rule relieves the Plaintiff from its obligations to attach documents to pleadings if those documents are of public record.
4. The premises subject to said mortgage is described as attached.

5. The mortgage is in default because monthly payments of principal and interest upon said mortgage due 06/07/2007 and each month thereafter are due and unpaid, and by the terms of said mortgage, upon failure of mortgagor to make such payments after a date specified by written notice sent to Mortgagor, the entire principal balance and all interest due thereon are collectible forthwith.

6. The following amounts are due on the mortgage:

Principal Balance	\$49,652.99
Interest	\$1,768.00
05/07/2007 through 10/23/2007 (Per Diem \$10.40)	
Attorney's Fees	\$1,250.00
Cumulative Late Charges 07/07/2006 to 10/23/2007	\$87.80
Cost of Suit and Title Search	<u>\$750.00</u>
Subtotal	\$53,508.79
Escrow	
Credit	\$0.00
Deficit	\$88.06
Subtotal	<u>\$88.06</u>
<b>TOTAL</b>	<b>\$53,596.85</b>

7. If the mortgage is reinstated prior to a Sheriff's Sale, the attorney's fee set forth above may be less than the amount demanded based on work actually performed. The attorney's fees requested are in conformity with the mortgage and Pennsylvania law. Plaintiff reserves its right to collect attorney's fees up to 5% of the remaining principal balance in the event the property is sold to a third party purchaser at Sheriff's Sale, or if the complexity of the action requires additional fees in excess of the amount demanded in the Action.


8. Plaintiff is not seeking a judgment of personal liability (or an in personam judgment) against the Defendant(s) in the Action; however, Plaintiff reserves its right to bring a separate Action to establish that right, if such right exists. If Defendant(s) has/have received a discharge of personal liability in a bankruptcy proceeding, this Action of Mortgage Foreclosure is in no way an attempt to reestablish such personal liability discharged in bankruptcy, but only to foreclose the mortgage and sell the mortgaged premises pursuant to Pennsylvania Law.
9. Notice of Intention to Foreclose as set forth in Act 6 of 1974, Notice of Homeowner's Emergency Assistance Program pursuant to Act 91 of 1983, as amended in 1998, and/or Notice of Default as required by the mortgage document, as applicable, have been sent to the Defendant(s) on the date(s) set forth thereon, and the temporary stay as provided by said notice has terminated because Defendant(s) has/have failed to meet with the Plaintiff or an authorized consumer credit counseling agency, or has/have been denied assistance by the Pennsylvania Housing Finance Agency.
10. This action does not come under Act 6 of 1974 because the original mortgage amount exceeds \$50,000.



11. This action does not come under Act 91 of 1983 because the mortgage premises is not the principal residence of Defendant(s).

WHEREFORE, PLAINTIFF demands an in rem Judgment against the Defendant(s) in the sum of \$53,596.85, together with interest from 10/23/2007 at the rate of \$10.40 per diem to the date of Judgment, and other costs and charges collectible under the mortgage and for the foreclosure and sale of the mortgaged property.

PHELAN HALLINAN & SCHMIEG, LLP

  
By: /s/Francis S. Hallinan  
LAWRENCE T. PHELAN, ESQUIRE  
DANIEL G. SCHMIEG, ESQUIRE  
FRANCIS S. HALLINAN, ESQUIRE  
Attorneys for Plaintiff

## LEGAL DESCRIPTION

ALL THOSE TWO CERTAIN pieces or parcels of land, with improvements thereon, situate in the Village of Olanta, Township of Pike, County of Clearfield and State of Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on Main Street; thence along lot of John A. McKee one hundred eighty feet to an alley along railroad and thence along said alley fifty feet to a post; thence along lot of G. W. Lord, one hundred eighty feet to a post on Main Street; thence along Main Street, fifty feet to post and place of beginning. Being known as Lot No. 2 in E. H. Hoover's Addition to Olanta.

EXCEPTING AND RESERVING all the coal as heretofore deeded and conveyed to S. R. Peale, with the usual mining privileges.

THE SECOND THEREOF: BEGINNING at a post on Railroad Street; thence One hundred eighty (180) feet to a post on Main Street; thence along said Street, Fifty (50) feet to a post, corner of Lot No. "2"; thence, along same, One hundred eighty (180) feet to a post at Railroad Street; thence along same, Fifty (50) feet to a post and place of beginning.

PARCEL NO. 126-111-17

BEING THE SAME PREMISES which Florence R. Crisman, unmarried, by Indenture dated 06-29-81 and recorded 07-14-81 in the Office of the Recorder of Deeds in and for the County of Clearfield in Deed Book 815 Page 310, granted and conveyed unto Oliver Glenn Williams and Alice Jean Williams, his wife, as tenants by the entireties.

PARCEL NO: 126-111-000-00017

PROPERTY BEING: 684 OLANTA ROAD

VERIFICATION

FRANCIS S. HALLINAN, ESQUIRE hereby states that he is attorney for Plaintiff in this matter, that Plaintiff is outside the jurisdiction of the court and/or the verification could not be obtained within the time allowed for the filing of the pleading, that he is authorized to make this verification pursuant to Pa.R.C.P. 1024 (c), and that the statements made in the foregoing Civil Action in Mortgage Foreclosure are based upon information supplied by Plaintiff and are true and correct to the best of its knowledge, information and belief. Furthermore, counsel intends to substitute a verification from Plaintiff upon receipt.

The undersigned understands that this statement is made subject to the penalties of 18 Pa.C.S. Sec. 4904 relating to unsworn falsifications to authorities.



Francis S. Hallinan, Esquire  
Attorney for Plaintiff

DATE: 10/23/07

FILED

DEC 31 2007

W/12-356  
William A. Shaw  
Prothonotary/Clerk of Courts

PHELAN HALLINAN & SCHMIEG, LLP  
BY: Francis S. Hallinan, Esquire  
Identification No. 62695  
One Penn Center at Suburban Station  
Suite 1400  
Philadelphia, PA 19103  
(215) 563-7000

Attorney For Plaintiff

1 cent to

W/12-356

GP

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST  
2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8

COURT OF COMMON PLEAS  
CIVIL DIVISION

CLEARFIELD COUNTY

NO. 07-1723-CD

v.


LARRY L. CONKLIN

**PRAECIPE TO SUBSTITUTE VERIFICATION**  
**TO CIVIL ACTION COMPLAINT**  
**IN MORTGAGE FORECLOSURE**

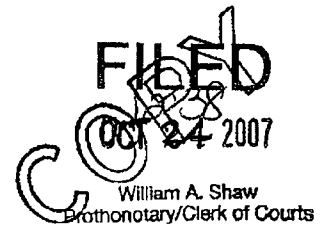
TO THE PROTHONOTARY:

Kindly substitute the attached verification for the verification originally filed with the  
complaint in the instant matter.

Phelan Hallinan and Schmieg, LLP

By:   
Francis S. Hallinan, Esquire  
Lawrence T. Phelan, Esquire  
Daniel G. Schmieg, Esquire

Dated: 12/31/07  
File #: 163979



PHELAN HALLINAN & SCHMIEG, LLP  
LAWRENCE T. PHELAN, ESQ., Id. No. 32227  
FRANCIS S. HALLINAN, ESQ., Id. No. 62695  
DANIEL G. SCHMIEG, ESQ., Id. No. 62205  
ONE PENN CENTER PLAZA, SUITE 1400  
PHILADELPHIA, PA 19103  
(215) 563-7000 163979

ATTORNEY FOR PLAINTIFF

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST  
2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

COURT OF COMMON PLEAS

CIVIL DIVISION

TERM

NO. 07-1723-CD

CLEARFIELD COUNTY

Plaintiff

v.  
LARRY L. CONKLIN  
664 OLANTA ROAD  
OLANTA, PA 16863

Defendant

**CIVIL ACTION - LAW**  
**COMPLAINT IN MORTGAGE FORECLOSURE**

**ATTORNEY FILE COPY**  
**PLEASE RETURN**

We hereby certify the  
within to be a true and  
correct copy of the  
original filed of record

PHELAN HALLINAN & SCHMIEG, LLP

BY: Michele M. Bradford, Esquire, ID No. 69849

Jenine R. Davey, Esquire, ID No. 87077

One Penn Center at Suburban Station

1617 JFK Boulevard, Suite 1400

Philadelphia, PA 19103-1814

(215) 563-7000

Deutsche Bank National Trust Company as Trustee :

for Morgan Stanley ABS Capital I Inc. Trust :

2006-HE8, Mortgage Pass-Through Certificates, :

Series 2006-HE8 :

7105 Corporate Drive :

Plano, TX 75024 :

Plaintiff :

vs. :

Larry L. Conklin :

664 Olanta Road :

Olanta, PA 16863 :

Defendant :

ATTORNEYS FOR PLAINTIFF

Court of Common Pleas

Civil Division

Clearfield County

No. 07-1723-CD

**FILED** No. 07-1723-CD  
m/12:10 cm  
JAN 24 2008  
(Signature)

William A. Shaw  
Prothonotary/Clerk of Courts

**CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of Plaintiff's Motion to Direct Sheriff to File

Affidavit of Service and Brief in Support thereof were served upon the following interested

parties via first class mail on the date indicated below:

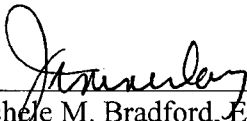
Chester A. Hawkins  
Sheriff of Clearfield County  
230 East Market Street  
Clearfield, Pennsylvania 16830

Peter F. Smith, Esquire  
30 South 2<sup>nd</sup> Street  
PO Box 130  
Clearfield, PA 16830-2347  
(Sheriff's Solicitor)

Larry L. Conklin  
664 Olanta Road  
Olanta, PA 16863

1/23/08  
Date

PHELAN HALLINAN & SCHMIEG, LLP

  
\_\_\_\_\_  
Michele M. Bradford, Esquire  
Jenine R. Davey, Esquire  
Attorneys for Plaintiff

UP

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

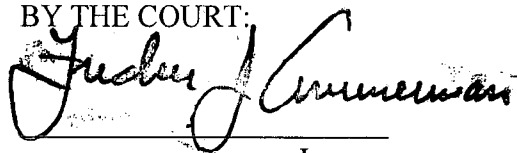
Deutsche Bank National Trust Company as Trustee :	Court of Common Pleas
for Morgan Stanley ABS Capital I Inc. Trust :	
2006-HE8, Mortgage Pass-Through Certificates, :	
Series 2006-HE8 :	Civil Division
7105 Corporate Drive :	
Plano, TX 75024 :	
Plaintiff :	Clearfield County
vs. :	
	No. 07-1723-CD
Larry L. Conklin :	
664 Olanta Road :	
Olanta, PA 16863 :	
Defendant :	

**ORDER**

AND NOW, this 25<sup>th</sup> day of January, 2008, upon consideration of Plaintiff's Motion to Direct Sheriff to File Affidavit of Service, and any response thereto, it is hereby:

ORDERED and DECREED that the Sheriff of Clearfield County is hereby directed to complete and file an Affidavit of Service of the foreclosure Complaint within seven days of the date of this Order.

BY THE COURT:

  
J.

FILED *2cc/ky*  
*0/10:07/201*  
JAN 28 2008 *Dawey*

William A. Shaw *100 Sheriff*  
Prothonotary/Clerk of Courts *(without memo)*



DATE: 12/10/08

☒ You are responsible for serving all appropriate parties.

\_\_\_\_ The Prothonotary's office has provided service to the following parties:

\_\_\_\_ Plaintiff(s)    \_\_\_\_ Plaintiff(s) Attorney    \_\_\_\_ Other

\_\_\_\_ Defendant(s)    \_\_\_\_ Defendant(s) Attorney

\_\_\_\_ Special Instructions:

**FILED**

**JAN 28 2008**

William A. Shaw  
Prothonotary/Clerk of Courts

FILED Nacc.

m/12:10um

JAN 24 2008

William A. Shaw  
Prothonotary/Clerk of Courts

PHELAN HALLINAN & SCHMIEG, LLP

BY: Michele M. Bradford, Esquire, ID No. 69849

Jenine R. Davey, Esquire, ID No. 87077

One Penn Center at Suburban Station

1617 JFK Boulevard, Suite 1400

Philadelphia, PA 19103-1814

(215) 563-7000

Deutsche Bank National Trust Company as Trustee :

for Morgan Stanley ABS Capital I Inc. Trust :

2006-HE8, Mortgage Pass-Through Certificates, :

Series 2006-HE8 :

7105 Corporate Drive :

Plano, TX 75024 :

Plaintiff :

vs. :

Larry L. Conklin :

664 Olanta Road :

Olanta, PA 16863 :

Defendant :

ATTORNEYS FOR PLAINTIFF

Court of Common Pleas

Civil Division

Clearfield County

No. 07-1723-CD

**MOTION TO DIRECT THE SHERIFF TO FILE AFFIDAVIT OF SERVICE**

1. Plaintiff commenced the instant mortgage foreclosure action by filing a Complaint on October 24, 2007. A true and correct copy of the Complaint is attached hereto, made part hereof, and marked as Exhibit "A".

2. The Sheriff of Clearfield County was requested to serve the Complaint upon the Defendant.

3. On January 4, 2008, the Sheriff's office verbally advised counsel for Plaintiff that Defendant's wife accepted service on October 30, 2007.

4. On January 8, 2008, Plaintiff sent the Defendant a ten day letter notifying him of its intention to file a default judgment.

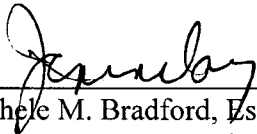
5. To date, the Clearfield County Sheriff's office has not filed the Affidavit of Service, which was made on October 30, 2007.

6. Plaintiff is unable to enter judgment and praecipe for a writ of execution until the Sheriff's office files the Affidavit of Service of the Complaint with the Prothonotary. Interest accrues at the rate of \$10.40 per day on this mortgage account. Additionally, the Plaintiff continues to advance funds for real estate taxes and hazard insurance at its own expense.

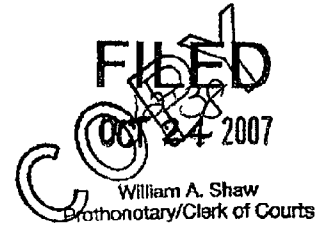
7. The Plaintiff is greatly prejudiced by the delay in the filing of the Sheriff's Affidavit of Service.

WHEREFORE, Plaintiff respectfully requests that the Court enter an Order directing the Sheriff of Clearfield County to file the Affidavit of Service of the Complaint with the Prothonotary within seven days.

1/23/08  
Date

  
\_\_\_\_\_  
Michele M. Bradford, Esquire  
Jenine R. Davey, Esquire  
Attorneys for Plaintiff

## **EXHIBIT A**



PHELAN HALLINAN & SCHMIEG, LLP  
LAWRENCE T. PHELAN, ESQ., Id. No. 32227  
FRANCIS S. HALLINAN, ESQ., Id. No. 62695  
DANIEL G. SCHMIEG, ESQ., Id. No. 62205  
ONE PENN CENTER PLAZA, SUITE 1400  
PHILADELPHIA, PA 19103  
(215) 563-7000 163979

ATTORNEY FOR PLAINTIFF

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST  
2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

COURT OF COMMON PLEAS

CIVIL DIVISION

TERM

NO. 07-1723-CD

CLEARFIELD COUNTY

Plaintiff

v.  
LARRY L. CONKLIN  
664 OLANTA ROAD  
OLANTA, PA 16863

Defendant

**CIVIL ACTION - LAW**  
**COMPLAINT IN MORTGAGE FORECLOSURE**

**ATTORNEY FILE COPY**  
**PLEASE RETURN**

We hereby certify the  
within to be a true and  
correct copy of the  
original filed of record

## 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 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, 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.

Lawyer Referral Service:  
Pennsylvania Lawyer Referral Service  
Pennsylvania Bar Association  
100 South Street  
PO Box 186  
Harrisburg, PA 17108  
800-692-7375

Notice to Defend:  
David S. Meholick, Court Administrator  
Clearfield County Courthouse  
2<sup>nd</sup> and Market Streets  
Clearfield, PA 16830  
814-765-2641 x 5982

**IF THIS IS THE FIRST NOTICE THAT YOU HAVE  
RECEIVED FROM THIS OFFICE, BE ADVISED THAT:**

**PURSUANT TO THE FAIR DEBT COLLECTION  
PRACTICES ACT, 15 U.S.C. § 1692 et seq. (1977),  
DEFENDANT(S) MAY DISPUTE THE VALIDITY OF THE  
DEBT OR ANY PORTION THEREOF. IF DEFENDANT(S)  
DO SO IN WRITING WITHIN THIRTY (30) DAYS OF  
RECEIPT OF THIS PLEADING, COUNSEL FOR  
PLAINTIFF WILL OBTAIN AND PROVIDE  
DEFENDANT(S) WITH WRITTEN VERIFICATION  
THEREOF; OTHERWISE, THE DEBT WILL BE ASSUMED  
TO BE VALID. LIKEWISE, IF REQUESTED WITHIN  
THIRTY (30) DAYS OF RECEIPT OF THIS PLEADING,  
COUNSEL FOR PLAINTIFF WILL SEND DEFENDANT(S)  
THE NAME AND ADDRESS OF THE ORIGINAL  
CREDITOR, IF DIFFERENT FROM ABOVE.**

**THE LAW DOES NOT REQUIRE US TO WAIT UNTIL  
THE END OF THE THIRTY (30) DAY PERIOD  
FOLLOWING FIRST CONTACT WITH YOU BEFORE  
SUING YOU TO COLLECT THIS DEBT. EVEN THOUGH  
THE LAW PROVIDES THAT YOUR ANSWER TO THIS**

COMPLAINT IS TO BE FILED IN THIS ACTION WITHIN TWENTY (20) DAYS, YOU MAY OBTAIN AN EXTENSION OF THAT TIME. FURTHERMORE, NO REQUEST WILL BE MADE TO THE COURT FOR A JUDGMENT UNTIL THE EXPIRATION OF THIRTY (30) DAYS AFTER YOU HAVE RECEIVED THIS COMPLAINT. HOWEVER, IF YOU REQUEST PROOF OF THE DEBT OR THE NAME AND ADDRESS OF THE ORIGINAL CREDITOR WITHIN THE THIRTY (30) DAY PERIOD THAT BEGINS UPON YOUR RECEIPT OF THIS COMPLAINT, THE LAW REQUIRES US TO CEASE OUR EFFORTS (THROUGH LITIGATION OR OTHERWISE) TO COLLECT THE DEBT UNTIL WE MAIL THE REQUESTED INFORMATION TO YOU. YOU SHOULD CONSULT AN ATTORNEY FOR ADVICE CONCERNING YOUR RIGHTS AND OBLIGATIONS IN THIS SUIT.

IF YOU HAVE FILED BANKRUPTCY AND RECEIVED A DISCHARGE, THIS IS NOT AN ATTEMPT TO COLLECT A DEBT. IT IS AN ACTION TO ENFORCE A LIEN ON REAL ESTATE.



1. Plaintiff is

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST  
2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

2. The name(s) and last known address(es) of the Defendant(s) are:

LARRY L. CONKLIN  
664 OLANTA ROAD  
OLANTA, PA 16863

who is/are the mortgagor(s) and/or real owner(s) of the property hereinafter described.

3. On 07/07/2006 mortgagor(s) made, executed, and delivered a mortgage upon the premises hereinafter described to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., ACTING SOLELY AS A NOMINEE FOR DECISION ONE MORTGAGE COMPANY, LLC. which mortgage is recorded in the Office of the Recorder of CLEARFIELD County, in Instrument No: 200611881. PLAINTIFF is now the legal owner of the mortgage and is in the process of formalizing an assignment of same. The mortgage and assignment(s), if any, are matters of public record and are incorporated herein by reference in accordance with Pa.R.C.P. 1019(g); which Rule relieves the Plaintiff from its obligations to attach documents to pleadings if those documents are of public record.
4. The premises subject to said mortgage is described as attached.

5. The mortgage is in default because monthly payments of principal and interest upon said mortgage due 06/07/2007 and each month thereafter are due and unpaid, and by the terms of said mortgage, upon failure of mortgagor to make such payments after a date specified by written notice sent to Mortgagor, the entire principal balance and all interest due thereon are collectible forthwith.

6. The following amounts are due on the mortgage:

Principal Balance	\$49,652.99
Interest	\$1,768.00
05/07/2007 through 10/23/2007 (Per Diem \$10.40)	
Attorney's Fees	\$1,250.00
Cumulative Late Charges	\$87.80
07/07/2006 to 10/23/2007	
Cost of Suit and Title Search	<u>\$750.00</u>
Subtotal	\$53,508.79
Escrow	
Credit	\$0.00
Deficit	\$88.06
Subtotal	<u>\$88.06</u>
<b>TOTAL</b>	<b>\$53,596.85</b>

7. If the mortgage is reinstated prior to a Sheriff's Sale, the attorney's fee set forth above may be less than the amount demanded based on work actually performed. The attorney's fees requested are in conformity with the mortgage and Pennsylvania law. Plaintiff reserves its right to collect attorney's fees up to 5% of the remaining principal balance in the event the property is sold to a third party purchaser at Sheriff's Sale, or if the complexity of the action requires additional fees in excess of the amount demanded in the Action.

8. Plaintiff is not seeking a judgment of personal liability (or an in personam judgment) against the Defendant(s) in the Action; however, Plaintiff reserves its right to bring a separate Action to establish that right, if such right exists. If Defendant(s) has/have received a discharge of personal liability in a bankruptcy proceeding, this Action of Mortgage Foreclosure is in no way an attempt to reestablish such personal liability discharged in bankruptcy, but only to foreclose the mortgage and sell the mortgaged premises pursuant to Pennsylvania Law.
9. Notice of Intention to Foreclose as set forth in Act 6 of 1974, Notice of Homeowner's Emergency Assistance Program pursuant to Act 91 of 1983, as amended in 1998, and/or Notice of Default as required by the mortgage document, as applicable, have been sent to the Defendant(s) on the date(s) set forth thereon, and the temporary stay as provided by said notice has terminated because Defendant(s) has/have failed to meet with the Plaintiff or an authorized consumer credit counseling agency, or has/have been denied assistance by the Pennsylvania Housing Finance Agency.
10. This action does not come under Act 6 of 1974 because the original mortgage amount exceeds \$50,000.

11. This action does not come under Act 91 of 1983 because the mortgage premises is not the principal residence of Defendant(s).

WHEREFORE, PLAINTIFF demands an in rem Judgment against the Defendant(s) in the sum of \$53,596.85, together with interest from 10/23/2007 at the rate of \$10.40 per diem to the date of Judgment, and other costs and charges collectible under the mortgage and for the foreclosure and sale of the mortgaged property.

PHELAN, HALLINAN & SCHMIEG, LLP

By: \_\_\_\_\_

  
/s/Francis S. Hallinan

LAWRENCE T. PHELAN, ESQUIRE

DANIEL G. SCHMIEG, ESQUIRE

FRANCIS S. HALLINAN, ESQUIRE

Attorneys for Plaintiff

## LEGAL DESCRIPTION

ALL THOSE TWO CERTAIN pieces or parcels of land, with improvements thereon, situate in the Village of Olanta, Township of Pike, County of Clearfield and State of Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on Main Street; thence along lot of John A. Mckea one hundred eighty feet to an alley along railroad and thence along said alley fifty feet to a post; thence along lot of G. W. Lord, one hundred eighty feet to a post on Main Street; thence along Main Street, fifty feet to post and place of beginning. Being known as Lot No. 2 in E. H. Hoover's Addition to Olanta.

EXCEPTING AND RESERVING all the coal as heretofore deeded and conveyed to S. R. Peale, with the usual mining privileges.

THE SECOND THEREOF: BEGINNING at a post on Railroad Street; thence One hundred eighty (180) feet to a post on Main Street; thence along said Street, Fifty (50) feet to a post, corner of Lot No. "2"; thence, along same, One hundred eighty (180) feet to a post at Railroad Street; thence along same, Fifty (50) feet to a post and place of beginning.

PARCEL NO. 126-111-17

BEING THE SAME PREMISES which Florence R. Crisman, unmarried, by Indenture dated 06-29-81 and recorded 07-14-81 in the Office of the Recorder of Deeds in and for the County of Clearfield in Deed Book 815 Page 310, granted and conveyed unto Oliver Glenn Williams and Alice Jean Williams, his wife, as tenants by the entireties.

PARCEL NO: 126-111-000-00017

PROPERTY BEING: 684 OLANTA ROAD

VERIFICATION

FRANCIS S. HALLINAN, ESQUIRE hereby states that he is attorney for Plaintiff in this matter, that Plaintiff is outside the jurisdiction of the court and/or the verification could not be obtained within the time allowed for the filing of the pleading, that he is authorized to make this verification pursuant to Pa.R.C.P. 1024 (c), and that the statements made in the foregoing Civil Action in Mortgage Foreclosure are based upon information supplied by Plaintiff and are true and correct to the best of its knowledge, information and belief. Furthermore, counsel intends to substitute a verification from Plaintiff upon receipt.

The undersigned understands that this statement is made subject to the penalties of 18 Pa.C.S. Sec. 4904 relating to unsworn falsifications to authorities.



Francis S. Hallinan, Esquire  
Attorney for Plaintiff

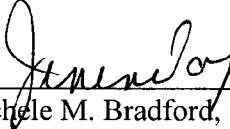
DATE: 10/23/07

VERIFICATION

The undersigned hereby state that they are the attorneys for the Plaintiff in this action, that they are authorized to make this Verification, and that the statements made in the foregoing Motion to Direct Sheriff to file Affidavit of Service and Brief in support thereof are true and correct to the best of their knowledge, information and belief. The undersigned understands that this statement herein is made subject to the penalties of 18 Pa. C.S. 4904 relating to unsworn falsification to authorities.

1/23/08  
Date

PHELAN HALLINAN & SCHMIEG, LLP

  
\_\_\_\_\_  
Michele M. Bradford, Esquire  
Jenine R. Davey, Esquire  
Attorneys for Plaintiff

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

DOCKET # 103345  
NO: 07-1723-CD  
SERVICE # 1 OF 2  
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: DEUTSCHE BANK NATIONAL TRUST COMPANY as Trustee  
vs.  
DEFENDANT: LARRY L. CONKLIN

**SHERIFF RETURN**

NOW, October 30, 2007 AT 9:44 AM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON LARRY L. CONKLIN DEFENDANT AT 684 OLANTA ROAD, OLANTA, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO JENNIFER CONKLIN, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO

**FILED**  
013:0964  
JAN 29 2008

William A. Shaw  
Prothonotary/Clerk of Courts



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

DOCKET # 103345  
NO: 07-1723-CD  
SERVICE # 2 OF 2  
COMPLAINT IN MORTGAGE FORECLOSURE

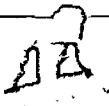
PLAINTIFF: DEUTSCHE BANK NATIONAL TRUST COMPANY as Trustee  
vs.  
DEFENDANT: LARRY L. CONKLIN

**SHERIFF RETURN**

---

NOW, October 30, 2007 AT 9:44 AM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON LARRY L. CONKLIN DEFENDANT AT 684 OLANTA ROAD, OLANTA, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO JENNIFER CONKLIN, WIFE A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: DAVIS / MORGILLO



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103345  
NO: 07-1723-CD  
SERVICES 2  
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: DEUTSCHE BANK NATIONAL TRUST COMPANY as Trustee  
vs.  
DEFENDANT: LARRY L. CONKLIN

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PHELAN	637663	20.00
SHERIFF HAWKINS	PHELAN	637663	34.67

Sworn to Before Me This

\_\_\_\_\_ Day of \_\_\_\_\_ 2008  
2007

So Answers,

Chester A. Hawkins  
Sheriff

FILED NO CC  
m/11:17/01  
FEB 04 2008

William A. Shaw  
Prothonotary/Clerk of Courts

PHELAN HALLINAN & SCHMIEG, LLP  
BY: Michele M. Bradford, Esquire, ID No. 69849  
Jenine R. Davey, Esquire, ID No. 87077  
One Penn Center at Suburban Station  
1617 JFK Boulevard, Suite 1400  
Philadelphia, PA 19103-1814  
(215) 563-7000

ATTORNEYS FOR PLAINTIFF

Deutsche Bank National Trust Company as Trustee :  
for Morgan Stanley ABS Capital I Inc. Trust :  
2006-HE8, Mortgage Pass-Through Certificates, :  
Series 2006-HE8 :  
7105 Corporate Drive :  
Plano, TX 75024 :  
Plaintiff :

Court of Common Pleas

Civil Division

Clearfield County

vs.

No. 07-1723-CD

Larry L. Conklin  
664 Olanta Road  
Olanta, PA 16863  
Defendant

**CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the January 25, 2008 Order granting  
Plaintiff's Motion to Direct Sheriff to File Affidavit of Service were served upon the following  
interested parties via first class mail on the date indicated below:

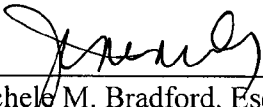
Chester A. Hawkins  
Sheriff of Clearfield County  
230 East Market Street  
Clearfield, Pennsylvania 16830

Peter F. Smith, Esquire  
30 South 2<sup>nd</sup> Street  
PO Box 130  
Clearfield, PA 16830-2347  
(Sheriff's Solicitor)

Larry L. Conklin  
664 Olanta Road  
Olanta, PA 16863

2/1/08  
Date

PHELAN HALLINAN & SCHMIEG, LLP

  
\_\_\_\_\_  
Michele M. Bradford, Esquire  
Jenine R. Davey, Esquire  
Attorneys for Plaintiff

PHELAN HALLINAN & SCHMIEG

By: DANIEL G. SCHMIEG

Identification No. 62205

One Penn Center at Suburban Station - Suite 1400

1617 John F. Kennedy Boulevard

Philadelphia, PA 19103-1814

(215) 563-7000

Attorney for Plaintiff

DEUTSCHE BANK NATIONAL TRUST COMPANY AS  
TRUSTEE FOR MORGAN STANLEY ABS CAPITAL I  
INC. TRUST 2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

Plaintiff,

v.

LARRY L. CONKLIN  
684 OLANTA ROAD  
OLANTA, PA 16863

Defendant(s).

CLEARFIELD COUNTY  
COURT OF COMMON PLEAS

CIVIL DIVISION

NO. 07-1723-CD

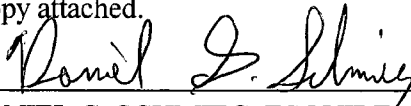
PRAECIPE FOR IN REM JUDGMENT FOR FAILURE TO  
ANSWER AND ASSESSMENT OF DAMAGES

TO THE OFFICE OF THE PROTHONOTARY:

Kindly enter an in rem judgment in favor of the Plaintiff and against **LARRY L. CONKLIN**, Defendant(s) for failure to file an Answer to Plaintiff's Complaint within 20 days from service thereof and for foreclosure and sale of the mortgaged premises, and assess Plaintiff's damages as follows:

As set forth in the Complaint	\$ 53,596.85
Interest - 10/24/07 TO 02/28/08	\$1,331.20
TOTAL	<u>\$ 54,928.05</u>

I hereby certify that (1) the addresses of the Plaintiff and Defendant(s) are as shown above, and (2) notice has been given in accordance with Rule 237.1, copy attached.

  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

DAMAGES ARE HEREBY ASSESSED AS INDICATED.

DATE: 3/3/08

  
PRO PROTHY

FILED  
MAR 03 2008  
William A. Shaw  
Prothonotary/Clerk of Courts  
Statement  
to Atty  
(GP)

PHELAN HALLINAN AND SCHMIEG

By: Lawrence T. Phelan, Esq., Id. No. 32227

Francis S. Hallinan, Esq., Id. No. 62695

Daniel G. Schmieg, Esq., Id. No. 62205

One Penn Center Plaza, Suite 1400

Philadelphia, PA 19103

(215) 563-7000

ATTORNEY FOR PLAINTIFF

DEUTSCHE BANK NATIONAL TRUST COMPANY : COURT OF COMMON PLEAS

AS TRUSTEE FOR MORGAN STANLEY ABS

CAPITAL I INC. TRUST 2006-HE8, MORTGAGE : CIVIL DIVISION

PASS-THROUGH CERTIFICATES, SERIES 2006-HE8

Plaintiff

: CLEARFIELD COUNTY

Vs.

: NO. 07-1723-CD

LARRY L. CONKLIN

Defendants

TO: LARRY L. CONKLIN

684 OLANTA ROAD

OLANTA, PA 16863

FILE COPY

DATE OF NOTICE: JANUARY 8, 2008

THIS FIRM IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. THIS NOTICE IS SENT TO YOU IN AN ATTEMPT TO COLLECT THE INDEBTEDNESS REFERRED TO HEREIN, AND ANY INFORMATION OBTAINED FROM YOU WILL BE USED FOR THAT PURPOSE. IF YOU HAVE PREVIOUSLY RECEIVED A DISCHARGE IN BANKRUPTCY, THIS CORRESPONDENCE IS NOT AND SHOULD NOT BE CONSTRUED TO BE AN ATTEMPT TO COLLECT A DEBT, BUT ONLY AS ENFORCEMENT OF LIEN AGAINST PROPERTY.

#### 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 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.

CLEARFIELD COUNTY  
DAVID S. MEHOLICK, COURT  
ADMINISTRATOR  
CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD, PA 16830  
(814) 765-2641 x 5982

PENNSYLVANIA LAWYER REFERRAL  
SERVICE  
PENNSYLVANIA BAR ASSOCIATION  
100 SOUTH STREET  
P.O. BOX 186  
HARRISBURG, PA 17108  
800-692-7375

FRANCIS S. HALLINAN, ESQUIRE  
Attorneys for Plaintiff

(Rule of Civil Procedure No. 236 - Revised)

IN THE COURT OF COMMON PLEAS  
CLEARFIELD PENNSYLVANIA

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST 2006-  
HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

Plaintiff,

v.

LARRY L. CONKLIN  
684 OLANTA ROAD  
OLANTA, PA 16863

Defendant(s).

CLEARFIELD COUNTY  
COURT OF COMMON PLEAS  
CIVIL DIVISION  
NO. 07-1723-CD

Notice is given that a Judgment in the above captioned matter has been entered against you  
on March 3, 2008.

BY [Signature] ~~3H~~ DEPUTY

If you have any questions concerning this matter, please contact:

DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff  
One Penn Center at Suburban Station, Suite 1400  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103-1814  
(215) 563-7000

This firm is a debt collector attempting to collect a debt. Any information we obtain will be used for that purpose. If you have previously received a discharge in bankruptcy, this correspondence is not and should not be construed to be an attempt to collect a debt, but only enforcement of a lien against property.

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

COPY

Deutsche Bank National Trust Company  
Morgan Stanley ABS Capital I Inc.  
Plaintiff(s)

No.: 2007-01723-CD

Real Debt: \$54,928.05

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Larry L. Conklin  
Defendant(s)

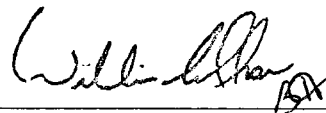
Entry: \$20.00

Instrument: In Rem Judgment

Date of Entry: March 3, 2008

Expires: March 3, 2013

Certified from the record this 3rd day of March, 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



**PRAECIPE FOR WRIT OF EXECUTION – (MORTGAGE FORECLOSURE)**  
**P.R.C.P. 3180-3183**

DEUTSCHE BANK NATIONAL  
TRUST COMPANY AS TRUSTEE  
FOR MORGAN STANLEY ABS  
CAPITAL I INC. TRUST 2006-HE8,  
MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

No. 07-1723-CD Term 20.....

PRAECIPE FOR WRIT OF EXECUTION  
(Mortgage Foreclosure)

vs.

LARRY L. CONKLIN

To the Director of the Office of Judicial Support

Issue writ of execution in the above matter:

Amount Due	\$54,928.05
------------	-------------

Interest from 02/29/08 to Sale	\$ _____
--------------------------------	----------

Per diem \$9.03

Add'l Costs

\$2,810.00

Writ Total

\$

Prothonotary costs

125.00

*Daniel L. Schmier*  
\_\_\_\_\_  
Attorney for the Plaintiff(s)

Note: Please attach description of Property.

163979

**FILED** Any pd. 20.00  
MAR 10 4 00 PM 2008 1cc to b w r t s  
William A. Shaw w/prop. desc.  
Prothonotary/Clerk of Courts to Sheriff  
(62)

No. 07-1723-CD ..... Term 20 ..... A.D.

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

DEUTSCHE BANK NATIONAL TRUST COMPANY  
AS TRUSTEE FOR MORGAN STANLEY ABS  
CAPITAL I INC. TRUST 2006-HE8, MORTGAGE  
PASS-THROUGH CERTIFICATES, SERIES 2006-  
HE8

vs.

LARRY L. CONKLIN

PRAECIPE FOR WRIT OF EXECUTION  
(Mortgage Foreclosure)

Filed:

*Randall S. Lehman*  
.....  
Attorney for Plaintiff(s)

Address: LARRY L. CONKLIN  
684 OLANTA ROAD  
OLANTA, PA 16863

William A. Shaw  
Prothonotary/Clerk of Courts

MAR 03 2008

**FILED**

**PHELAN HALLINAN & SCHMIEG**

**By: DANIEL G. SCHMIEG**

**Identification No. 62205**

**Suite 1400**

**One Penn Center at Suburban Station**

**1617 John F. Kennedy Boulevard**

**Philadelphia, PA 19103-1814**

**(215) 563-7000**

**ATTORNEY FOR PLAINTIFF**

**DEUTSCHE BANK NATIONAL TRUST**

**COMPANY AS TRUSTEE FOR MORGAN**

**STANLEY ABS CAPITAL I INC. TRUST 2006-**

**HE8, MORTGAGE PASS-THROUGH**

**CERTIFICATES, SERIES 2006-HE8**

**7105 CORPORATE DRIVE**

**PLANO, TX 75024**

**Plaintiff,**

**v.**

**LARRY L. CONKLIN**

**684 OLANTA ROAD**

**OLANTA, PA 16863**

**Defendant(s).**

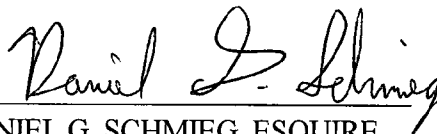
**:  
:  
: CLEARFIELD COUNTY  
: COURT OF COMMON PLEAS  
:  
: CIVIL DIVISION  
:  
: NO. 07-1723-CD  
:  
:  
:  
:  
:**

**CERTIFICATION**

DANIEL G. SCHMIEG, ESQUIRE, hereby states that he is the attorney for the Plaintiff in the above captioned matter and that the premises are not subject to the provisions of Act 91 because it is:

- ☐ an FHA Mortgage
- ☐ non-owner occupied
- ☐ vacant
- ☒ Act 91 procedures have been fulfilled

This certification is made subject to the penalties of 18 Pa. C.S. sec.4904 relating to unsworn falsification to authorities.



**DANIEL G. SCHMIEG, ESQUIRE**  
**Attorney for Plaintiff**

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST 2006-  
HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

Plaintiff,

v.

LARRY L. CONKLIN  
684 OLANTA ROAD  
OLANTA, PA 16863

Defendant(s).

CLEARFIELD COUNTY  
COURT OF COMMON PLEAS  
  
CIVIL DIVISION  
  
NO. 07-1723-CD

**AFFIDAVIT PURSUANT TO RULE 3129**  
**(Affidavit No.1)**

DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST 2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8, Plaintiff in the above action, by its attorney, DANIEL G. SCHMIEG,  
ESQUIRE, sets forth as of the date the Praecipe for the Writ of Execution was filed, the following information  
concerning the real property located at **684 OLANTA ROAD, OLANTA, PA 16863.**

1. Name and address of Owner(s) or reputed Owner(s):

NAME

LAST KNOWN ADDRESS (If address cannot be  
reasonably ascertained, please so indicate.)

LARRY L. CONKLIN

684 OLANTA ROAD  
OLANTA, PA 16863

684 OLANTA ROAD  
OLANTA, PA 16863

2. Name and address of Defendant(s) in the judgment:

NAME

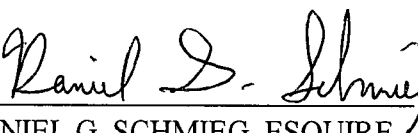
LAST KNOWN ADDRESS (If address cannot be  
reasonably ascertained, please so indicate.)

Same as Above

I verify that the statements made in this Affidavit are true and correct to the best of my  
knowledge, information or belief. I understand that false statements herein are made subject to the penalties of  
18 Pa. C.S. '4904 relating to unsworn falsification to authorities.

02/28/08

Date

  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

DEUTSCHE BANK NATIONAL TRUST	:	
COMPANY AS TRUSTEE FOR MORGAN	:	
STANLEY ABS CAPITAL I INC. TRUST 2006-	:	CLEARFIELD COUNTY
HE8, MORTGAGE PASS-THROUGH	:	COURT OF COMMON PLEAS
CERTIFICATES, SERIES 2006-HE8	:	
7105 CORPORATE DRIVE	:	CIVIL DIVISION
PLANO, TX 75024	:	
	:	NO. 07-1723-CD

Plaintiff,

v.

LARRY L. CONKLIN  
684 OLANTA ROAD  
OLANTA, PA 16863

Defendant(s).

AFFIDAVIT PURSUANT TO RULE 3129

DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE FOR MORGAN STANLEY ABS CAPITAL I INC. TRUST 2006-HE8, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2006-HE8, Plaintiff in the above action, by its attorney, DANIEL G. SCHMIEG, ESQUIRE, sets forth as of the date the Praecipe for the Writ of Execution was filed, the following information concerning the real property located at **684 OLANTA ROAD, OLANTA, PA 16863**.

3. Name and address of every judgment creditor whose judgment is a record lien on the real property to be sold:

NAME	LAST KNOWN ADDRESS (If address cannot be reasonably ascertained, please so indicate.)
------	---

None

4. Name and address of the last recorded holder of every mortgage of record:

NAME	LAST KNOWN ADDRESS (If address cannot be reasonably ascertained, please so indicate.)
------	---

Mortgage Electronic Registration Systems, Inc. as a nominee for Decision One Mortgage Company, LLC	P.O. Box 2026, Flint, MI 48501-2026
--	-------------------------------------

Mortgage Electronic Registration Systems, Inc. as a nominee for Decision One Mortgage Company, LLC	200 Gibraltar Road, Suite 350, Horsham, PA 19044
--	--

Mortgage Electronic Registration Systems, Inc. as a nominee for Decision One Mortgage Company, LLC	3300 SW 34 <sup>th</sup> Avenue, Suite 101, Ocala, FL 34474
--	---

5. Name and address of every other person who has any record lien on the property:

NAME LAST KNOWN ADDRESS (If address cannot be reasonably ascertained, please so indicate.)

None

6. Name and address of every other person who has any record interest in the property and whose interest may be affected by the Sale:

NAME LAST KNOWN ADDRESS (If address cannot be reasonably ascertained, please so indicate.)

None

7. Name and address of every other person whom the Plaintiff has knowledge who has any interest in the property which may be affected by the Sale:

NAME LAST KNOWN ADDRESS (If address cannot be reasonably ascertained, please so indicate.)

TENANT/OCCUPANT 684 OLANTA ROAD  
OLANTA, PA 16863

DOMESTIC RELATIONS CLEARFIELD COUNTY COURTHOUSE  
CLEARFIELD COUNTY 230 EAST MARKET STREET  
CLEARFIELD, PA 16830

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF WELFARE  
PO BOX 2675  
HARRISBURG, PA 17105

Commonwealth of Pennsylvania 6<sup>th</sup> Floor, Strawberry Sq., Dept 28061  
Bureau of Individual Tax Harrisburg, PA 17128  
Inheritance Tax Division


Internal Revenue Service 13<sup>TH</sup> Floor, Suite 1300  
Federated Investors Tower 1001 Liberty Avenue  
Pittsburgh, PA 15222

Department of Public Welfare P.O. Box 8486  
TPL Casualty Unit Willow Oak Building  
Estate Recovery Program Harrisburg, PA 17105

I verify that the statements made in this Affidavit are true and correct to the best of my knowledge, information or belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. '4904 relating to unsworn falsification to authorities.

02/28/08

Date

  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

WRIT OF EXECUTION – (MORTGAGE FORECLOSURE)  
P.R.C.P. 3180-3183 and Rule 3257

COPY

DEUTSCHE BANK NATIONAL  
TRUST COMPANY AS TRUSTEE  
FOR MORGAN STANLEY ABS  
CAPITAL I INC. TRUST 2006-HE8,  
MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

No. .... Term 20  
No. 07-1723-CD ..... Term 20  
No. .... Term 20

WRIT OF EXECUTION  
(Mortgage Foreclosure)

vs.

LARRY L. CONKLIN

Commonwealth of Pennsylvania:

County of Clearfield

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs in the above matter you are directed to levy upon and sell the following property  
(specifically described property below):

PREMISES: 684 OLANTA ROAD, OLANTA, PA 16863  
(See Legal Description attached)

Amount Due	\$54,928.05
Interest from 02/29/08 to Sale	\$ _____
Per diem \$9.03	
Add'l Costs	\$2,810.00
Writ Total	

Prothonotary costs

*Willie L. Hays* 125.00

(Clerk) Office of the Prothy Support, Common Pleas Court  
of CLEARFIELD County, Penna.

Dated 3/3/08  
(SEAL)

No. 07-1723-CD ..... Term 20 ... A.D.

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

DEUTSCHE BANK NATIONAL TRUST COMPANY  
AS TRUSTEE FOR MORGAN STANLEY ABS  
CAPITAL I INC. TRUST 2006-HE8, MORTGAGE  
PASS-THROUGH CERTIFICATES, SERIES 2006-  
HE8

vs.

LARRY L. CONKLIN

---

WRIT OF EXECUTION  
(Mortgage Foreclosure)

---

Costs

Real Debt                      \$54,928.05

Int. from 02/29/08

To Date of Sale (\$9.03 per diem)

Costs

Prothy Pd.

125.00

Sheriff

*David L. Selway*

Attorney for Plaintiff(s)

Address: LARRY L. CONKLIN  
684 OLANTA ROAD  
OLANTA, PA 16863



## **LEGAL DESCRIPTION**

ALL THOSE TWO CERTAIN pieces or parcels of land, with improvements thereon, situate in the Village of Olanta, Township of Pike, County of Clearfield and State of Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on Main Street; thence along lot of John A. Mckee one hundred eighty feet to an alley along railroad and thence along said alley fifty feet to a post; thence along lot of G. W. Lord, one hundred eighty feet to a post on Main Street; thence along Main Street, fifty feet to post and place of beginning. Being known as Lot No. 2 in E. H. Hoover's Addition to Olanta.

EXCEPTING AND RESERVING all the coal as heretofore deeded and conveyed to S. R. Peale, with the usual mining privileges.

THE SECOND THEREOF: BEGINNING at a post on Railroad Street; thence One hundred eighty (180) feet to a post on Main Street; thence along said Street, Fifty (50) feet to a post, corner of Lot No. "2"; thence, along same, One hundred eighty (180) feet to a post at Railroad Street; thence along same, Fifty (50) feet to a post and place of beginning.

PARCEL NO. 126-I11-17

## **RECORD OWNER**

Vested by Deed, dated 7/7/2006, given by Alice Jean Williams, Widow to Larry L. Conklin, an adult individual and recorded 7/18/2006 Instrument # 200611880.

Premises being: **684 OLANTA ROAD**  
**OLANTA, PA 16863**

Tax Parcel No. **126-I11-000-00017**

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST 2006-  
HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8  
7105 CORPORATE DRIVE  
PLANO, TX 75024

Plaintiff,

v.

LARRY L. CONKLIN  
684 OLANTA ROAD  
OLANTA, PA 16863

Defendant(s).

CLEARFIELD COUNTY  
COURT OF COMMON PLEAS  
  
CIVIL DIVISION  
  
NO. 07-1723-CD

**FILED** Not.  
m/10:40am  
MAR 28 2008

William A. Shaw  
Prothonotary/Clerk of Courts

**AMENDED  
AFFIDAVIT PURSUANT TO RULE 3129**

**DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE FOR MORGAN  
STANLEY ABS CAPITAL I INC. TRUST 2006-HE8, MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8**, Plaintiff in the above action, by its attorney, DANIEL G. SCHMIEG,  
ESQUIRE, sets forth as of the date the Praecipe for the Writ of Execution was filed, the following information  
concerning the real property located at **684 OLANTA ROAD, OLANTA, PA 16863**.

1. Name and address of every judgment creditor whose judgment is a record lien on the real property to be sold:

NAME	LAST KNOWN ADDRESS (If address cannot be reasonably ascertained, please so indicate.)
------	---

<b>Citimortgage Inc.</b>	<b>1000 Technology Drive MS 730 O'Fallon, MO 63368-5540</b>
--------------------------	---

2. Name and address of every other person whom the Plaintiff has knowledge who has any interest in the property which may be affected by the Sale:

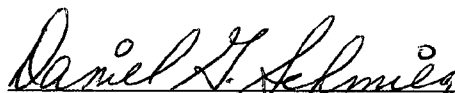
NAME	LAST KNOWN ADDRESS (If address cannot be reasonably ascertained, please so indicate.)
------	---

<b>GOLDBECK, MCCAGGERTY &amp; MCKEEVER</b>	<b>5000 Mellon Independence Center 701 Market Street Philadelphia, PA 19106-1532</b>
--	--

I verify that the statements made in this Affidavit are true and correct to the best of my knowledge, information or belief. I understand that false statements herein are made subject to the penalties of 18 Pa. C.S. '4904 relating to unsworn falsification to authorities.

March 25, 2008

Date

  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS  
OF CLEARFIELD COUNTY, PENNSYLVANIA

DEUTSCHE BANK NATIONAL TRUST COMPANY AS	:	CLEARFIELD COUNTY
TRUSTEE FOR MORGAN STANLEY ABS CAPITAL I	:	COURT OF COMMON PLEAS
INC. TRUST 2006-HE8, MORTGAGE PASS-THROUGH	:	
CERTIFICATES, SERIES 2006-HE8	:	CIVIL DIVISION
Plaintiff,	:	
v.	:	NO. 07-1723-CD
	:	
LARRY L. CONKLIN	:	
Defendant(s)	:	

AFFIDAVIT OF SERVICE PURSUANT TO RULE 3129

COMMONWEALTH OF PENNSYLVANIA       )  
COUNTY OF CLEARFIELD                )       SS:

Plaintiff in the above action sets forth as of the date the Praecipe for the Writ of Execution was filed the following information concerning the real property located at: 684 OLANTA ROAD, OLANTA, PA 16863.

As required by Pa. R.C.P. 3129.2(a) Notice of Sale has been given to Lienholders in the manner required by Pa. R.C.P. 3129.2(c) on each of the persons or parties named, at that address set forth on the Affidavit No. 2 (previously filed) and/or Amended Affidavit No. 2 on the date indicated. A copy of the Certificate of Mailing (Form 3817) and/or Certified Mail Return Receipt stamped by the U.S. Postal Service is attached for each notice.

  
DANIEL G. SCHMIEG, ESQUIRE  
Attorney for Plaintiff

Date: March 25, 2008

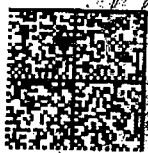
**IMPORTANT NOTICE:** This property is sold at the direction of the plaintiff. It may not be sold in the absence of a representative of the plaintiff at the Sheriff's Sale. The sale must be postponed or stayed in the event that a representative of the plaintiff is not present at the sale.

Name and  
Address  
of Sender

PHILAN HALLINAN & SCHMIEG  
One Penn Center at Suburban Station, Suite 1400  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103-1814  
AZK

Line	Article Number	Name of Addressee, Street, and Post Office Address	Fee
1		TENANT/OCCUPANT 684 OLANTA ROAD OLANTA, PA 16863	
2		DOMESTIC RELATIONS CLEARFIELD COUNTY CLEARFIELD COUNTY COURTHOUSE 230 EAST MARKET STREET CLEARFIELD, PA 16830	
3		COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF WELFARE PO BOX 2675 HARRISBURG, PA 17105	
4		Commonwealth of Pennsylvania, Bureau of Individual Tax, Inheritance Tax Division, 6 <sup>th</sup> Floor, Strawberry Sq., Dept 28061, Harrisburg, PA 17128	
5		Internal Revenue Service, Federated Investors Tower, 13 <sup>TH</sup> Floor, Suite 1300, 1001 Liberty Ave Pittsburgh, PA 15222	
6		Department of Public Welfare, TPL Casualty Unit, Estate Recovery Program, P.O. Box 8486, Willow Oak Building, Harrisburg, PA 17105	
7		Mortgage Electronic Registration Systems, Inc. as a nominee for Decision One Mortgage Company, LLC, P.O. Box 2026, Flint, MI 48501-2026	
8		Mortgage Electronic Registration Systems, Inc. as a nominee for Decision One Mortgage Company, LLC, 200 Gibraltar Road, Suite 350, Horsham, PA 19044	
9		Mortgage Electronic Registration Systems, Inc. as a nominee for Decision One Mortgage Company, LLC, 3300 SW 34 <sup>th</sup> Avenue, Suite 101, Ocala, FL 34474	
10		GOLDBECK, MCCAFFERTY & MCKEEVER 5000 Mellon Independence Center 701 Market Street Philadelphia, PA 19106-1532	
11			
12			
Total Number of Pieces Listed by Sender		Re: LARRY L. CONKLIN	
Total Number of Pieces Received at Post Office		163979 TEAM 4	
		Postmaster, Per (Name of Receiving Employee)	
		The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for the reconstruction of nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000 per piece subject to a limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise is \$500. The maximum indemnity payable is \$25,000 for registered mail, sent with optional insurance. See Domestic Mail Manual R900, S913 and S921 for limitations of coverage.	

UNITED STATES POSTAGE  
\$ 03.50  
02 1M  
0004218010 MAR 12 2008  
MAILED FROM ZIP CODE 19103



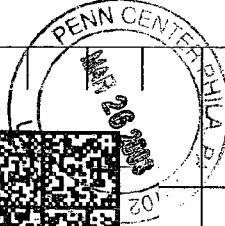
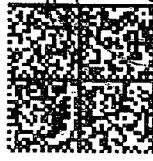
Name and  
Address  
of Sender



PHELAN HALLINAN & SCHMIEG  
One Penn Center at Suburban Station, Suite 1400  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103-1814

Line	Article Number	Name of Addressee, Street, and Post Office Address	Po
1		<b>Citimortgage, Inc.</b> <b>1000 Technology Drive</b> <b>MS 730</b> <b>O'Fallon, MO 63368-2240</b>	
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12		<b>Re: LARRY L. CONKLIN</b>	<b>SXF TEAM 4</b>
Total Number of Pieces Listed by Sender		Total Number of Pieces Received at Post Office	Postmaster, Per (Name of Receiving Employee)
			The full declaration of value is required on all domestic and international registered mail. The maximum indemnity payable for the reconstruction of nonnegotiable documents under Express Mail document reconstruction insurance is \$50,000 per piece subject to a limit of \$500,000 per occurrence. The maximum indemnity payable on Express Mail merchandise is \$500. The maximum indemnity payable is \$25,000 for registered mail, sent with optional insurance. See Domestic Mail Manual R900, S913 and S921 for limitations of coverage.

UNITED STATES POSTAGE  
\$01.050  
02 1M  
0004218010  
MAR 26 2008  
MAILED FROM ZIP CODE 19103  
PITNEY BOWES



PHELAN HALLINAN & SCHMIEG, LLP  
LAWRENCE T. PHELAN, ESQ., Id. No. 32227  
FRANCIS S. HALLINAN, ESQ., Id. No. 62695  
ONE PENN CENTER PLAZA, SUITE 1400  
PLAINTIFF  
PHILADELPHIA, PA 19103  
(215) 563-7000

ATTORNEY FOR

DEUTSCHE BANK NATIONAL TRUST : COURT OF COMMON PLEAS  
COMPANY AS TRUSTEE FOR MORGAN :  
STANLEY ABS CAPITAL I INC. TRUST : CIVIL DIVISION  
2006-HE8, MORTGAGE PASS-THROUGH :  
CERTIFICATES, SERIES 2006-HE8 : CLEARFIELD COUNTY  
Plaintiff

vs.

LARRY L. CONKLIN  
Defendants

: No. 07-1723-CD  
:  
:  
:  
:

**PRAECIPE TO FILE AFFIDAVIT OF SERVICE**

TO THE PROTHONOTARY:

Kindly file the attached Affidavits of Service with reference to the above captioned  
matter.

PHELAN HALLINAN & SCHMIEG, LLP

By: *Daniel G. Schmieg*  
DANIEL G. SCHMIEG, ESQUIRE  
Attorneys for Plaintiff

Date: April 3, 2008

PAW.  
PHS # 163979

FILED <sup>ND CC</sup>  
m/j: 38/01  
APR 04 2008  
William A. Shaw  
Prothonotary/Clerk of Courts

# AFFIDAVIT OF SERVICE

PLAINTIFF

DEUTSCHE BANK NATIONAL TRUST  
COMPANY AS TRUSTEE ET AL...

CLEARFIELD County  
No. 07-1723-CD  
Our File #: 163979

DEFENDANT(S)

LARRY L. CONKLIN

Please serve upon:

LARRY L. CONKLIN

Type of Action  
- Notice of Sheriff's Sale

SERVE AT:

684 OLANTA ROAD  
OLANTA, PA 16863

Sale Date: MAY 2<sup>ND</sup>, 2008

## SERVED

Served and made known to LARRY L. CONKLIN, Defendant, on the 27<sup>th</sup> day of MARCH, 2008, at 11:35 o'clock A.m., at 684 OLANTA RD, OLANTA, PA 16863

Commonwealth of Pennsylvania, in the manner described below:

- ☐ Defendant personally served.  
☒ Adult family member with whom Defendant(s) reside(s). Relationship is daughter, Jennifer.  
☐ Adult in charge of Defendant(s)'s residence who refused to give name or relationship.  
☐ Manager/Clerk of place of lodging in which Defendant(s) reside(s).  
☐ Agent or person in charge of Defendant(s)'s office or usual place of business.  
☐ an officer of said Defendant(s)'s company.  
☐ Other: \_\_\_\_\_

Description: Age 28 Height 5'8 Weight 150 Race Cauc Sex F Other \_\_\_\_\_

I, D.M. ELLIS, a competent adult, being duly sworn according to law, depose and state that I personally handed a true and correct copy of the Notice of Sheriff's Sale in the manner as set forth herein, issued in the captioned case on the date and at the address indicated above.

Sworn to and subscribed  
before me this 27<sup>th</sup> day  
of MARCH, 2008

Notary:

By:

D.M. Ellis

Marilyn A. Campbell

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Marilyn A. Campbell, Notary Public  
City Of Altoona, Blair County  
My Commission Expires Dec. 6, 2011

Member, Pennsylvania Association of Notaries

## NOT SERVED

\*\*\*ATTEMPT SERVICE NLT THREE (3) TIMES\*\*\*

On the \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_, at \_\_\_\_\_ o'clock \_\_\_\_m., Defendant NOT FOUND because:

\_\_\_\_ Moved \_\_\_\_ Unknown \_\_\_\_ No Answer \_\_\_\_ Vacant

1st attempt Date: \_\_\_\_\_ Time: \_\_\_\_\_, 2nd attempt Date: \_\_\_\_\_ Time: \_\_\_\_\_, 3rd attempt Date: \_\_\_\_\_ Time: \_\_\_\_\_

Other: \_\_\_\_\_

Sworn to and subscribed  
before me this \_\_\_\_\_ day  
of \_\_\_\_\_, 200\_\_.

Notary:

By:

Attorney for Plaintiff

DANIEL G. SCHMIEG, Esquire - I.D. No. 62205  
One Penn Center at Suburban Station, Suite 1400  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103-1814  
(215) 563-7000

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20740

NO: 07-1723-CD

PLAINTIFF: DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE FOR MORGAN STANLEY ABS  
CAPITAL, I INC. TRUST 2006-HE8, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2996-HE8

vs.

DEFENDANT: LARRY L. CONKLIN

Execution REAL ESTATE

SHERIFF RETURN

DATE RECEIVED WRIT: 3/3/2008

LEVY TAKEN 3/12/2008 @ 10:52 AM

POSTED 3/12/2008 @ 10:52 AM

SALE HELD

SOLD TO

SOLD FOR AMOUNT PLUS COSTS

WRIT RETURNED 7/10/2008

DATE DEED FILED **NOT SOLD**

DETAILS

3/28/2008 @ 9:09 AM SERVED LARRY L. CONKLIN

SERVED LARRY L. CONKLIN, DEFENDANT, AT HIS RESIDENCE 684 OLANTA ROAD, OLANTA, CLEARFIELD COUNTY, PENNSYLVANIA  
BY HANDING TO JENNIFER CONKLIN, WIFE/ADULT AT RESIDENCE.

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.

@

SERVED

NOW, MAY 2, 2008 RECEIVED A FAX LETTER FROM THE PLAINTIFF'S ATTORNEY TO STAY THE SHERIFF SALE SCHEDULED FOR MAY  
2, 2008 AND RETURN THE WRIT TO THE PROTHONOTARY.

FILED

018:5754  
JUL 10 2008

William A. Shaw  
Prothonotary/Clerk of Courts



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 20740

NO: 07-1723-CD

PLAINTIFF: DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE FOR MORGAN STANLEY ABS  
CAPITAL, I INC. TRUST 2006-HE8, MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2996-HE8  
vs.

DEFENDANT: LARRY L. CONKLIN

Execution REAL ESTATE

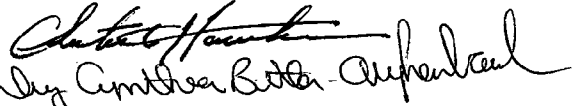
SHERIFF RETURN

---

SHERIFF HAWKINS \$199.36

SURCHARGE \$40.00 PAID BY ATTORNEY

So Answers,

  
Chester A. Hawkins  
Sheriff

WRIT OF EXECUTION - (MORTGAGE FORECLOSURE)  
P.R.C.P. 3180-3183 and Rule 3257

DEUTSCHE BANK NATIONAL  
TRUST COMPANY AS TRUSTEE  
FOR MORGAN STANLEY ABS  
CAPITAL INC. TRUST 2006-HE8,  
MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2006-HE8

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

No. .... Term 20  
No. 07-1723-CD ..... Term 20  
No. .... Term 20

WRIT OF EXECUTION  
(Mortgage Foreclosure)

vs.

LARRY L. CONKLIN

Commonwealth of Pennsylvania:

County of Clearfield

TO THE SHERIFF OF CLEARFIELD COUNTY, PENNSYLVANIA:

To satisfy the judgment, interest and costs in the above matter you are directed to levy upon and sell the following property  
(specifically described property below):

PREMISES: 684 OLANTA ROAD, OLANTA, PA 16863  
(See Legal Description attached)

Amount Due	\$54,928.05
Interest from 02/29/08 to Sale	\$
Per diem \$9.03	
Add'l Costs	\$2,810.00
Writ Total	\$

Prothonotary costs \$ 125.00

(Clerk) Office of the Prothy Support, Common Pleas Court  
of CLEARFIELD County, Penna.

Dated 3/3/08  
(SEAL)

163979

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

Clinton A. Hankins  
Sheriff by Anthony Butler

No. 07-1723-CD..... Term 20 .....A.D.

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

DEUTSCHE BANK NATIONAL TRUST COMPANY  
AS TRUSTEE FOR MORGAN STANLEY ABS  
CAPITAL I INC. TRUST 2006-HE8, MORTGAGE  
PASS-THROUGH CERTIFICATES, SERIES 2006-  
HE8

vs.

LARRY L. CONKLIN

WRIT OF EXECUTION  
(Mortgage Foreclosure)

Costs

Real Debt \$54,928.05

Int. from 02/29/08

To Date of Sale (\$9.03 per diem)

Costs

Prothy Pd.

125.00

Sheriff

*David L. Lehner*

Attorney for Plaintiff(s)

Address: LARRY L. CONKLIN  
684 OLANTA ROAD  
OLANTA, PA 16863

Received this writ this \_\_\_\_\_  
A.D. \_\_\_\_\_  
P.M. \_\_\_\_\_

**LEGAL DESCRIPTION**

ALL THOSE TWO CERTAIN pieces or parcels of land, with improvements thereon, situate in the Village of Olanta, Township of Pike, County of Clearfield and State of Pennsylvania, bounded and described as follows:

THE FIRST THEREOF: BEGINNING at a post on Main Street; thence along lot of John A. McKee one hundred eighty feet to an alley along railroad and thence along said alley fifty feet to a post; thence along lot of G. W. Lord, one hundred eighty feet to a post on Main Street; thence along Main Street, fifty feet to post and place of beginning. Being known as Lot No. 2 in E. H. Hoover's Addition to Olanta.

EXCEPTING AND RESERVING all the coal as heretofore deeded and conveyed to S. R. Peale, with the usual mining privileges.

THE SECOND THEREOF: BEGINNING at a post on Railroad Street; thence One hundred eighty (180) feet to a post on Main Street; thence along said Street, Fifty (50) feet to a post, corner of Lot No. "2"; thence, along same, One hundred eighty (180) feet to a post at Railroad Street; thence along same, Fifty (50) feet to a post and place of beginning.

PARCEL NO. 126-I11-17

**RECORD OWNER**

Vested by Deed, dated 7/7/2006, given by Alice Jean Williams, Widow to Larry L. Conklin, an adult individual and recorded 7/18/2006 Instrument # 200611880.

Premises being: 684 OLANTA ROAD  
OLANTA, PA 16863

Tax Parcel No. 126-I11-000-00017

**REAL ESTATE SALE  
SCHEDULE OF DISTRIBUTION**

NAME LARRY L. CONKLIN

NO. 07-1723-CD

NOW, July 09, 2008, by virtue of the Writ of Execution hereunto attached, after having given due and legal notice of time and place of sale by publication in a newspaper published in this County and by handbills posted on the premises setting for the date, time and place of sale at the Court House in Clearfield on , I exposed the within described real estate of Larry L. Conklin 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:**

RDR	15.00
SERVICE	15.00
MILEAGE	11.11
LEVY	15.00
MILEAGE	11.11
POSTING	15.00
CSDS	10.00
COMMISSION	0.00
POSTAGE	4.92
HANDBILLS	15.00
DISTRIBUTION	25.00
ADVERTISING	15.00
ADD'L SERVICE	
DEED	
ADD'L POSTING	
ADD'L MILEAGE	22.22
ADD'L LEVY	
BID/SETTLEMENT AMOUNT	
RETURNS/DEPUTIZE	
COPIES	15.00
	5.00
BILLING/PHONE/FAX	5.00
CONTINUED SALES	
MISCELLANEOUS	
<b>TOTAL SHERIFF COSTS</b>	<b>\$199.36</b>

**DEED COSTS:**

ACKNOWLEDGEMENT	
REGISTER & RECORDER	
TRANSFER TAX 2%	0.00
<b>TOTAL DEED COSTS</b>	<b>\$0.00</b>

**PLAINTIFF COSTS, DEBT AND INTEREST:**

DEBT-AMOUNT DUE	54,928.05
INTEREST @ 9.0300	(6,619,902.0
FROM 02/29/2008 TO	
ATTORNEY FEES	
PROTH SATISFACTION	
LATE CHARGES AND FEES	
COST OF SUIT-TO BE ADDED	
FORECLOSURE FEES	
ATTORNEY COMMISSION	
REFUND OF ADVANCE	
REFUND OF SURCHARGE	40.00
SATISFACTION FEE	
ESCROW DEFICIENCY	
PROPERTY INSPECTIONS	
INTEREST	
MISCELLANEOUS	2,810.00
<b>TOTAL DEBT AND INTEREST</b>	<b>(\$6,562,123.98)</b>

**COSTS:**

ADVERTISING	389.86
TAXES - COLLECTOR	
TAXES - TAX CLAIM	
DUE	
LIEN SEARCH	100.00
ACKNOWLEDGEMENT	
DEED COSTS	0.00
SHERIFF COSTS	199.36
LEGAL JOURNAL COSTS	90.00
PROTHONOTARY	125.00
MORTGAGE SEARCH	40.00
MUNICIPAL LIEN	
<b>TOTAL COSTS</b>	<b>\$944.22</b>

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

**Phelan Hallinan & Schmieg, L.L.P.**  
**One Penn Center at Suburban Station**  
**1617 John F. Kennedy Boulevard**  
**Suite 1400**  
**Philadelphia, PA 19103-1814**  
**(215) 563-7000**  
**Fax: (215) 563-7009**

Stephen Ames, Ext.1244  
Foreclosure Manager

Representing Lenders in  
Pennsylvania and New Jersey

May 2, 2008

Office of the Sheriff  
Clearfield County Courthouse  
1 North Second Street  
Clearfield, PA 16830

Attn: Real Estate Department

Fax Number: 814-765-5915

Re: DEUTSCHE BANK NATIONAL TRUST COMPANY AS TRUSTEE FOR  
MORGAN STANLEY ABS CAPITAL I INC. TRUST 2006-HE8, MORTGAGE  
PASS-THROUGH CERTIFICATES, SERIES 2006-HE8 v.  
LARRY L. CONKLIN  
684 OLANTA ROAD OLANTA, PA 16863  
Court No. 07-1723-CDD

Dear Sir/Madam:

Please STAY the Sheriff's Sale of the above referenced property, which is  
scheduled for May 2, 2008 due to the following: Loan Modification.

Please be advised that no funds were reported to be received.

You are hereby directed to immediate discontinue the advertising of the sale and  
processing or posting of the Notice of Sale.

Please return the original Writ of Execution to the Prothonotary as soon as  
possible..

Thank you for your correspondence in this matters.

Very Truly Yours,  
CHRISTINE SCHOFFLER for  
Phelan Hallinan & Schmieg, LLP