

07-1913-CD
Citifinancial vs Clarence Fye

2040610

ASSESSMENT OF DAMAGES REQUIRED.

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

NOV 26 2007

William A. Shaw
Prothonotary/Clerk of Courts

Atty pd. 20.00
1cc9/Notice to
Def.
Statement to
Atty

CITIFINANCIAL
7 Skyline Drive
Hawthorne, NY 10532

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1913CD

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801

(TRANSFER OF JUDGMENT FROM MAGISTERIAL DISTRICT)
ENTRY OF APPEARANCE, ORDER FOR JUDGMENT
AND ASSESSMENT OF DAMAGES

TO THE PROTHONOTARY:

Kindly enter my appearance for the plaintiff in the above matter, enter judgment in favor of the plaintiff and against the Defendant on the judgment entered in Magisterial District No. 46-3-01 for the County of Clearfield for monetary damages, a duly authenticated copy of the judgment being filed herewith, and assess damages as follows:

Amount of Foreign Judgment	:	\$5,725.96
Costs	:	20.00
Attorney Fees	:	
Real Debt		\$5,745.96

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

Damages Assessed as Above

Pro-Prothonotary

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

CITIFINANCIAL
7 Skyline Drive
Hawthorne, NY 10532

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

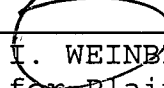
DOCKET NO. :

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801

AFFIDAVIT

FREDERIC I. WEINBERG, ESQUIRE, being duly sworn according to law, deposes and says that he is the Attorney for the Plaintiff in the above captioned matter; that the defendant and the last known address of the defendant is 1493 Treasure Lake, Du Bois PA 15801 and the plaintiff's last known address is CITIFINANCIAL, C/O Cavalry Portfolio Services, LLC, 7 Skyline Drive, Hawthorne, NY 10532; that the judgment entered by the plaintiff against the defendant in Magisterial District No. 46-3-01, Clearfield County, in the sum of \$5,725.96, no part of which has been paid, is valid, enforceable and unsatisfied.

GORDON & WEINBERG, P.C.

BY: 
FREDERIC I. WEINBERG, ESQUIRE
Attorney for Plaintiff

Sworn to and Subscribed
Before me this 9th day
of Nov, 2007


NOTARY PUBLIC

COMMONWEALTH OF PENNSYLVANIA
NOTARY PUBLIC
BARBARA A. PISANELLO, Notary Public
City of Philadelphia, Phila. County
My Commission Expires July 29, 2009

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

CITIFINANCIAL
7 Skyline Drive
Hawthorne, NY 10532

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. :

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801

TO : Clarence Fye
1493 Treasure Lake
Du Bois PA 15801

NOTICE

PURSUANT TO RULE 236 OF THE SUPREME COURT OF PENNSYLVANIA, YOU
ARE HEREBY NOTIFIED THAT A JUDGMENT HAS BEEN ENTERED AGAINST YOU
IN THE ABOVE PROCEEDING.

IF YOU HAVE ANY QUESTIONS CONCERNING THIS NOTICE, PLEASE CALL
GORDON & WEINBERG, P.C. AT 484/351-0500.

Mag. Dist. No.: **46-3-01**
DJ Name: Hon. **PATRICK N. FORD**
Address: **309 MAPLE AVENUE**
P.O. BOX 452
DUBOIS, PA
Telephone: **(814) 371-5321** **15801**

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF: **CITIFINANCIAL**
PO BOX 1044
DUBOIS, PA 15801
VS.
DEFENDANT: **FYE, CLARENCE, ET AL.**
1493 TREASURE LAKE
DUBOIS, PA 15801

PATRICK N. FORD
309 MAPLE AVENUE
P.O. BOX 452
DUBOIS, PA 15801

Docket No.: **CV-0000258-04**
Date Filed: **6/04/04**



THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF**

☒ Judgment was entered for: (Name) **CITIFINANCIAL**

☒ Judgment was entered against: (Name) **FYE, CLARENCE**

in the amount of \$ **5,725.96** on: (Date of Judgment) **7/12/04**

☐ Defendants are jointly and severally liable. (Date & Time) _____

☐ Damages will be assessed on: _____

☐ This case dismissed without prejudice. _____

☐ Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____

☐ Portion of Judgment for physical damages arising out of residential lease \$ _____

Amount of Judgment	\$ 5,597.46
Judgment Costs	\$ 128.50
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 5,725.96
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

ANY PARTY HAS THE RIGHT TO APPEAL WITHIN 30 DAYS AFTER THE ENTRY OF JUDGMENT BY FILING A NOTICE OF APPEAL WITH THE PROTHONOTARY/CLERK OF THE COURT OF COMMON PLEAS, CIVIL DIVISION. YOU MUST INCLUDE A COPY OF THIS NOTICE OF JUDGMENT/TRANSCRIPT FORM WITH YOUR NOTICE OF APPEAL.

EXCEPT AS OTHERWISE PROVIDED IN THE RULES OF CIVIL PROCEDURE FOR DISTRICT JUSTICES, IF THE JUDGMENT HOLDER ELECTS TO ENTER THE JUDGMENT IN THE COURT OF COMMON PLEAS, ALL FURTHER PROCESS MUST COME FROM THE COURT OF COMMON PLEAS AND NO FURTHER PROCESS MAY BE ISSUED BY THE DISTRICT JUSTICE.

UNLESS THE JUDGMENT IS ENTERED IN THE COURT OF COMMON PLEAS, ANYONE INTERESTED IN THE JUDGMENT MAY FILE A REQUEST FOR ENTRY OF SATISFACTION WITH THE DISTRICT JUSTICE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

7-12-04 Date **Patrick N. Ford - PNF**, District Justice

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.
11-1-07 Date **Patrick N. Ford**, District Justice

My commission expires first Monday of January, **2006**.

SEAL

NOTICE OF JUDGMENT

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CIVIL DIVISION

COPY

Citifinancial

Vs.

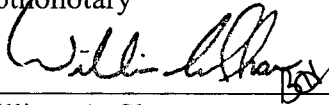
No. 2007-01913-CD

Clarence Fye

To: DEFENDANT(S)

NOTICE is given that a JUDGMENT in the above captioned matter has been entered against you in the amount of \$5,745.96 on November 26, 2007.

William A. Shaw
Prothonotary



William A. Shaw

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

COPY

Citifinancial
Plaintiff(s)

No.: 2007-01913-CD

Real Debt: \$5,745.96

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Clarence Fye
Defendant(s)

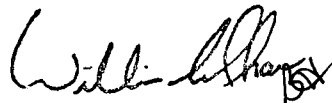
Entry: \$20.00

Instrument: DJ Judgment

Date of Entry: November 26, 2007

Expires: November 26, 2012

Certified from the record this 26th day of November, 2007.



William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, _____, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

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

JAN 29 2009

Any pd. 20.00
ICC clerks
to Sheriff
(60)

William A. Shaw
Prothonotary/Clerk of Courts

Cavalry Portfolio Services, LLC as
Assignee of Cavalry SPV I, LLC as
Assignee of CitiFinancial
7 Skyline Drive
Hawthorne, NY 10532

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801

and

S & T Bank
614 Liberty Boulevard
DuBois, PA 15801

GARNISHEE

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
Clarence Fye
defendant(s) and
- (2) against
S & T Bank
garnishee(s)
- (3) AMOUNT DUE \$5,745.96
INTEREST
from November 26, 2007 \$345.95
COSTS
Prothonotary fee \$20.00
Sheriff fee \$100.00
- TOTAL \$6,211.91**

Add Prothonotary costs

20.00

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
Identification No.: 41200
1001 E. Hector Street, Ste 220
Conshohocken, PA 19428
484/351-0500

Cavalry Portfolio Services, LLC as COURT OF COMMON PLEAS
Assignee of Cavalry SPV I, LLC as CLEARFIELD COUNTY
Assignee of CitiFinancial
7 Skyline Drive
Hawthorne, NY 10532

vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801
and
S & T Bank
614 Liberty Boulevard
DuBois, PA 15801

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 be applicable to you. Attached is a summary of some of the major exemptions. You may have other exemptions or other rights.

If you have an exemption, you should do the following promptly: (1) Fill out the attached 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.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
JOEL M. FLINK, ESQUIRE
Identification No.: 41200
1001 E. Hector Street, Ste 220
Conshohocken, PA 19428
484/351-0500

Cavalry Portfolio Services, LLC as	COURT OF COMMON PLEAS
Assignee of Cavalry SPV I, LLC as	CLEARFIELD COUNTY
Assignee of CitiFinancial	
7 Skyline Drive	
Hawthorne, NY 10532	

vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801
and
S & T Bank
614 Liberty Boulevard
DuBois, PA 15801

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.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
JOEL M. FLINK, ESQUIRE
Identification No.: 41200
1001 E. Hector Street, Ste 220
Conshohocken, PA 19428
484/351-0500

Cavalry Portfolio Services, LLC as	COURT OF COMMON PLEAS
Assignee of Cavalry SPV I, LLC as	CLEARFIELD COUNTY
Assignee of CitiFinancial	
7 Skyline Drive	
Hawthorne, NY 10532	

vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801

and

S & T Bank
614 Liberty Boulevard
DuBois, PA 15801

GARNISHEE

INTERROGATORIES IN ATTACHMENT

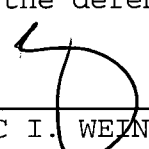
TO: S & T Bank - GARNISHEE

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: 1/21/09

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

Cavalry Portfolio Services, LLC
as Assignee of Cavalry SPV I,
LLC as Assignee of CitiFinancial

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

7 Skyline Drive
Hawthorne, NY 10532

vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801

and

S & T Bank
614 Liberty Boulevard
DuBois, PA 15801

GARNISHEE

Commonwealth of Pennsylvania)
County of CLEARFIELD)

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

Clarence Fye

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

S & T Bank
614 Liberty Boulevard
DuBois, PA 15801- **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	\$5,745.96
INTEREST	
from November 26, 2007	\$345.95
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$100.00</u>

TOTAL **\$6,211.91**

Add'l Prothonotary costs 20.00

BY: William L. Shaw, Prothonotary
Clerk

DATE: 11/29/09

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 41200

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

Cavalry Portfolio Services, LLC
as Assignee of Cavalry SPV I,
LLC as Assignee of CitiFinancial

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

7 Skyline Drive

Hawthorne, NY 10532

vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye

1493 Treasure Lake

Du Bois PA 15801

and

S & T Bank

614 Liberty Boulevard

DuBois, PA 15801

GARNISHEE

WRIT OF EXECUTION

(3) AMOUNT DUE	\$5,745.96
INTEREST	
from November 26, 2007	\$345.95
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$100.00</u>

TOTAL **\$6,211.91**

Add'l Prothonotary costs 20.00

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: 07-1913-CD

CAVALRY PORTFOLIO SERVICES, LLC as Assignee

SERVICE # 1 OF 1

vs

CLARENCE FYE

TO: S&T BANK, Garnishee

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

SERVE BY: 02/06/2009 ASAP HEARING: PAGE: 105193

DEFENDANT: S&T BANK, Garnishee
ADDRESS: 614 LIBERTY BLVD.
DUBOIS, PA 15801

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS

FILED

019:15801
FEB 04 2009

William A. Shaw
Prothonotary/Clerk of Courts

SHERIFF'S RETURN

NOW, 02-03-09 AT 12:10 AM (PM) SERVED THE WITHIN

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON S&T BANK, Garnishee, DEFENDANT

BY HANDING TO Bob Baronick Jr. / DEFENDANT / VICE PRESIDENT

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

ADDRESS SERVED 614 LIBERTY BLVD. DUBOIS, PA. 15801

NOW _____ AT _____ AM / PM POSTED THE WITHIN

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE FOR S&T BANK, Garnishee

AT (ADDRESS) _____

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

I MAKE RETURN OF NOT FOUND AS TO S&T BANK, Garnishee

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

_____ DAY OF _____ 2009

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

Mark A. Condriet
Deputy Signature

MARK A. CONDRIET

Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 105193
NO: 07-1913-CD
SERVICES 1
WRIT OF EXECUTION; INTERROGATORIES TO

GARNISHEE

PLAINTIFF: CAVALRY PORTFOLIO SERVICES, LLC as Assignee
vs.
DEFENDANT: CLARENCE FYE
TO: S&T BANK, Garnishee

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	GORDON	068452	10.00
SHERIFF HAWKINS	GORDON	068452	40.90

⁵ FILED
0/3:30pm
FEB 04 2009
William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

_____ Day of _____ 2009

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

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Cavalry Portfolio Services, LLC
as Assignee of Cavalry SPV I,
LLC as Assignee of CitiFinancial

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

7 Skyline Drive
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vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye
1493 Treasure Lake
Du Bois PA 15801

and

S & T Bank
614 Liberty Boulevard
DuBois, PA 15801

GARNISHEE

Commonwealth of Pennsylvania)
County of CLEARFIELD)

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against:

Clarence Fye

defendant(s)

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S & T Bank
614 Liberty Boulevard
DuBois, PA 15801- **GARNISHEE**

(specifically describe property)

and to notify the garnishee(s) that

(a) an attachment has been issued:

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(c) **the attachment shall not include funds in an account of the defendant with a bank or other financial institution.**

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(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.

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INTEREST	
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Sheriff fee	<u>\$100.00</u>
TOTAL	\$6,211.91

Add Prothonotary costs 20.00
Prothonotary

BY:

Will. L. Harper
Clerk

DATE:

1/29/09

Received this writ this 29 day
of Jan A.D. 2009
At 3:00 A.M./P.M.

Chester A. Hawkins
Sheriff

by Marly Hamon

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 41200

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

Cavalry Portfolio Services, LLC
as Assignee of Cavalry SPV I,
LLC as Assignee of CitiFinancial

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

7 Skyline Drive

Hawthorne, NY 10532

vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye

1493 Treasure Lake

Du Bois PA 15801

and

S & T Bank

614 Liberty Boulevard

DuBois, PA 15801

GARNISHEE

WRIT OF EXECUTION

(3) AMOUNT DUE	\$5,745.96
INTEREST	
from November 26, 2007	\$345.95
COSTS	
Prothonotary fee	\$20.00
Sheriff fee	<u>\$100.00</u>

TOTAL

\$6,211.91

Add Prothonotary costs *20.00*

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
CIVIL DIVISION

CAVALRY PORTFOLIO SERVICES, INC.,
AS ASSIGNEE OF CALVARY SPV I, LLC
AS ASSIGNEE OF CITIFINANCIAL,

Plaintiff

No. 2007-01913-CD

vs.

CLARENCE FYE,

Defendant

S & T BANK,

Garnishee

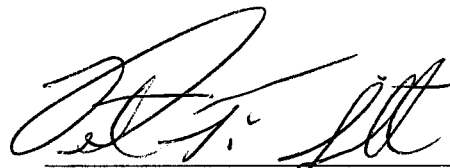
ANSWERS TO INTERROGATORIES BY S & T BANK, GARNISHEE

COMES NOW, S&T BANK, Garnishee in the above-captioned matter, by its attorney, Peter F. Smith, who answers the Interrogatories as follows:

1. Yes. Defendant maintained account Number 4001152901 at S&T Bank. The balance in this account on the date and time the Writ of Execution was served on S&T Bank was \$63.01. No hold was placed on this account because the balance is below the statutory minimum of \$300.
2. See Answer 1.
3. No.
4. No.
5. See Answer 1.
6. See Answer 1.
7. See Answer 1.
8. No. Not to S&T Banks knowledge.
9. See Answer 1.

Date:

2/11/09



Peter F. Smith, Esquire
Attorney for S & T Bank
30 South Second Street
P. O. Box 130
Clearfield, PA 16830
(814) 765-5595

VERIFICATION

5
FILED No CC.
01/10:124m
FEB 20 2009
William A. Shaw
Prothonotary/Clerk of Courts

I verify that the statements made in this Answer to Interrogatories are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

S & T BANK

Dated: 2-16-09

By: Wendy Pinchock
Wendy Pinchock, O.R.E.O Specialist

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

CAVALRY PORTFOLIO SERVICES, INC,
AS ASSIGNEE OF CALVARY SPV I, LLC
AS ASSIGNEE OF CITIFINANCIAL,

Plaintiff

No. 2007-01913-CD

vs.

CLARENCE FYE,

Defendant

S & T BANK,

Garnishee

CERTIFICATE OF SERVICE

I, Peter F. Smith, attorney for S & T Bank in the above-captioned matter, hereby certify that I served the original Answers to Interrogatories filed in this matter on the Attorney for the Plaintiff by U.S. First Class Mail and a true and correct copy of the Answers to Interrogatories on the Defendant by U.S. Certified Mail as follows:

Clarence Fye
1493 Treasure Lake
DuBois, PA 15801

Gordon & Weinberg, P.C.
Joel M. Flink, Esquire
1001 E. Hector Street, Ste 220
Conshohocken, PA 19428

Date:

2/1/09



Peter F. Smith, Esquire
Attorney for S & T Bank
30 South Second Street
P. O. Box 130
Clearfield, PA 16830
(814) 765-5595

2040610

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
JOEL M. FLINK, ESQUIRE
Identification No.: 41200
1001 E. Hector Street, Ste 220
Conshohocken, PA 19428
484/351-0500

Cavalry Portfolio Services,
LLC as Assignee of Cavalry SPV
I, LLC as Assignee of
CitiFinancial

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 2007-01913-CD

Clarence Fye

and
S&T Bank

Garnishee

FILED ^{at \$7.00 Atty}
m/11:00 am ^{acc Atty}
MAR - 9 2009 ^{Weinberg}


PRAECIPE TO DISSOLVE ATTACHMENT

TO THE PROTHONOTARY:

William A. Shaw
Prothonotary/Clerk of Courts

Kindly dissolve the attachment of the defendant's bank
account with S&T Bank, as Garnishee in the above entitled matter.

GORDON & WEINBERG, P.C.

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

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