

07-1916-CD

LVNV Funding vs James A. Wilson

102812

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

LVN Funding LLC  
(Plaintiff)

CIVIL ACTION

c/o 2417 Welsh Road Suite 21 #520  
(Street Address)

No. 07-1916-CD

Phila., PA 19114  
(City, State ZIP)

Type of Case: civil COMPLAINT

Type of Pleading: \_\_\_\_\_

VS.

Filed on Behalf of:

James A Wilson  
(Defendant)

(Plaintiff/Defendant)

20 Tower Ln Apt D  
(Street Address)

DuBois, PA 15801  
(City, State ZIP)

David J. Apotheker, Esquire  
(Filed by)

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

(Address)

215-634-8920

(Phone)

(Signature)

FILED Atty pd. \$5.00  
m/2/14 2007 ICE Sheriff  
NOV 26 2007

William A. Shaw  
Prothonotary/Clerk of Courts

Our File No.: 102812  
APOTHAKER & ASSOCIATES, P.C.  
BY: David J. Apothaker, Esq.  
Attorney I.D.#38423  
2417 Welsh Road, Suite 21 #520  
Philadelphia, PA 19114  
(215) 634-8920  
Attorneys for Plaintiff

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LVNV FUNDING, LLC ) COURT OF COMMON PLEAS  
c/o Apothaker & Associates, P.C. ) CLEARFIELD COUNTY  
2417 Welsh Road, Suite 21 #520 )  
Philadelphia, PA 19114 ) NO.:  
Plaintiff, )  
vs. )  
JAMES A WILSON )  
20 TOWER LN APT D )  
DU BOIS, PA 15801 )  
Defendant. )  
\_\_\_\_\_  
)

### NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

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

### **AVISO**

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

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

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

LVNV FUNDING, LLC  
c/o Apotheker & Associates, P.C.  
2417 Welsh Road, Suite 21 #520  
Philadelphia, PA 19114

Plaintiff,  
vs.

JAMES A WILSON  
20 TOWER LN APT D  
DU BOIS, PA 15801  
Defendant.

) COURT OF COMMON PLEAS  
 ) CLEARFIELD COUNTY  
 )  
 ) NO.:  
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**CIVIL ACTION COMPLAINT  
FIRST COUNT**

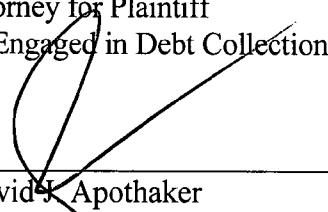
1. Plaintiff, LVNV FUNDING, LLC, is a company with its principal place of business located at c/o Apotheker & Associates, P.C., 2417 Welsh Road, Suite 21 #520, Philadelphia, PA 19114.
2. Defendant is JAMES A WILSON, an adult individual residing at 20 TOWER LN APT D DU BOIS, PA 15801.
3. At the special instance and request of Defendant, Plaintiff sold and delivered to Defendant goods and/or services at the times, of the kinds, in the quantities, and for the prices set forth in Plaintiff's records. A true and correct copy of which is attached hereto, incorporated herein by reference and designated Exhibit "A".
4. Defendant received and accepted the goods and/or services described in Exhibit "A".
5. The prices set forth in Exhibit "A" are the fair, reasonable and market prices for said goods and/or services, and the prices which Defendant agreed to pay.
6. All credits, if any, to which Defendant is entitled, are set forth in Exhibit "A".
7. In addition, Plaintiff avers that Defendant has failed and continues to fail to make any payments, leaving a balance due and owing of \$5,072.92.

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

9. The original creditor is SEARS.

WHEREFORE, Plaintiff demands judgment in favor of Plaintiff and against Defendant(s) for the sum of \$5,072.92 and requests this Court award Plaintiff attorney's fees and costs to the extent permitted by applicable law.

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

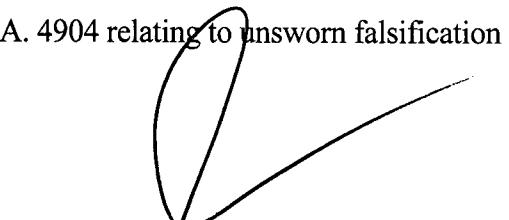
BY:   
David N. Apothaker

Dated: 11/12/2007

Our File No.: 102812

**VERIFICATION**

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



---

David J. Apothaker  
Attorney for Plaintiff

DATE: 11/12/2007

LVNV FUNDING, LLC  
c/o Apotheker & Associates, P.C.  
2417 Welsh Road, Suite 21 #520  
Philadelphia, PA 19114

JAMES A WILSON  
20 TOWER LN APT D  
DU BOIS, PA 15801

STATEMENT OF ACCOUNT

Debtor's Name: JAMES A WILSON

Account Number: 0554636145118

Original Creditor: SEARS

Balance Due: \$5,072.92

Our File No.: 102812

EXHIBIT "A"

**In The Court of Common Pleas of Clearfield County, Pennsylvania**

Service # 1 of 1 Services

Sheriff Docket # **103474**

LVNV FUNDING LLC

Case # 07-1916-CD

vs.

JAMES A. WILSON

TYPE OF SERVICE COMPLAINT

**SHERIFF RETURNS**

NOW April 11, 2008 RETURNED THE WITHIN COMPLAINT "NOT SERVED, TIME EXPIRED" AS TO JAMES A. WILSON, DEFENDANT. DOESN'T LIVE @ 20 TOWER LN. APT D or 212 S. MAIN ST., DUBOIS, PA.

DEFENDANT PHONE # 371-4296

SERVED BY: /

**Return Costs**

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	65520	10.00
SHERIFF HAWKINS	APOTHAKER	6520	50.86

**FILED**

01:35 pm  
APR 11 2008

William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before me This

So Answers,

*Chester A. Hawkins*  
*by Marilyn Harr*  
Chester A. Hawkins  
Sheriff

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

102812

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY  
PENNSYLVANIA

LVNFunding LLC

(Plaintiff)

CIVIL ACTION

c/o 2417 Welsh Road Suite 21 #520  
(Street Address)

No. 07-1916-CD

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(Defendant)

(Plaintiff/Defendant)

20 Tower Ln Apt 0  
(Street Address)

DuBois, PA 15801  
(City, State ZIP)

David J. Apothaker, Esquire  
(Filed by)

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

(Address)

215-634-8920

(Phone)

(Signature)

I hereby certify this to be a true  
and attested copy of the original  
statement filed in this case.

NOV 26 2007

Attest,

*William L. Bissell*  
Prothonotary/  
Clerk of Courts

Our File No.: 102812  
APOTHAKER & ASSOCIATES, P.C.  
BY: David J. Apothaker, Esq.  
Attorney I.D.#38423  
2417 Welsh Road, Suite 21 #520  
Philadelphia, PA 19114  
(215) 634-8920  
Attorneys for Plaintiff

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LVNV FUNDING, LLC	)	COURT OF COMMON PLEAS
c/o Apothaker & Associates, P.C.	)	CLEARFIELD COUNTY
2417 Welsh Road, Suite 21 #520	)	
Philadelphia, PA 19114	)	
Plaintiff,	)	NO.:
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JAMES A WILSON	)	
20 TOWER LN APT D	)	
DU BOIS, PA 15801	)	
Defendant.	)	
	)	

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Attorney I.D.#38423  
2417 Welsh Road, Suite 21 #520  
Philadelphia, PA 19114  
(215) 634-8920  
Attorneys for Plaintiff

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4. Defendant received and accepted the goods and/or services described in Exhibit "A".
5. The prices set forth in Exhibit "A" are the fair, reasonable and market prices for said goods and/or services, and the prices which Defendant agreed to pay.
6. All credits, if any, to which Defendant is entitled, are set forth in Exhibit "A".
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Attorney for Plaintiff  
A Law Firm Engaged in Debt Collection

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

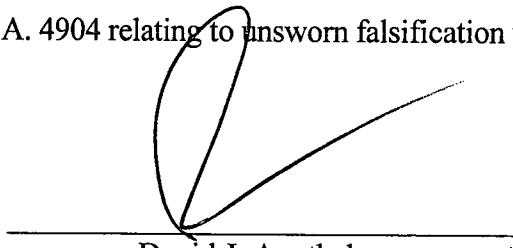
David J. Apothaker

Dated: 11/12/2007

Our File No.: 102812

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



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David J. Apothaker  
Attorney for Plaintiff

DATE: 11/12/2007

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2417 Welsh Road, Suite 21 #520  
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JAMES A WILSON  
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Balance Due: \$5,072.92

Our File No.: 102812

EXHIBIT "A"

Our File No.: 102812  
APOTHAKER & ASSOCIATES, P.C.  
BY: Benjamin J. Cavallaro, Esquire  
Attorney I.D.# 307949  
520 Fellowship Road C306  
Mount Laurel, NJ 08054  
(800) 672-0215  
Attorney for Plaintiff

FILED NOCC  
JUL 11 2011 10:56 AM  
S 6k

LVNV FUNDING, LLC ) COURT OF COMMON PLEAS William A. Shaw  
Plaintiff, ) Prothonotary/Clerk of Courts  
vs. )  
JAMES A WILSON )  
Defendant. )  
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 ) NO. 07-1916-CD  
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## **PRAEICE TO DISMISS WITHOUT PREJUDICE**

## TO THE PROTHONOTARY:

Kindly dismiss this action without prejudice.

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

By:   
Benjamin J. Cavallaro, Esquire

Dated: 6/29/2011



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