



2039043

THIS IS AN ARBITRATION MATTER. ASSESSMENT OF  
DAMAGES HEARING 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

CAPITAL ONE BANK  
4851 COX ROAD  
GLEN ALLEN, VA 23060

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 07-1960-CD

JAIME CONDON  
4282 Philisburg Bigler Hwy  
WEST DECATUR PA 16878

**NOTICE**

YOU HAVE BEEN SUED IN COURT. IF YOU WISH TO DEFEND AGAINST THE CLAIMS SET FORTH IN THE FOLLOWING PAGES, YOU MUST TAKE ACTION WITHIN TWENTY (20) DAYS AFTER THIS COMPLAINT AND NOTICE ARE SERVED, BY ENTERING A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILING IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGEMENT MAY BE ENTERED AGAINST YOU BY THE COURT WITHOUT FURTHER NOTICE FOR ANY MONEY CLAIMED IN THE COMPLAINT OR FOR ANY OTHER CLAIM OR RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

David S. Meholick, Court Admin.  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641

FILED  
m/19:42304  
DEC 03 2007  
William A. Shaw  
Prothonotary/Clerk of Courts  
Atty pd. 85.00  
ICC Sheriff

COMPLAINT IN CIVIL-ACTION

1. At all times relevant hereto, the defendant(s) was the holder of a credit card, which at the request of the defendant(s) was issued to the defendant(s) by the plaintiff under the terms of which the plaintiff agreed to extend to defendant(s) the use of plaintiff's credit facilities.

2. Defendant(s) accepted and used the aforesaid credit card so issued and by so doing agreed to perform the terms and conditions prescribed by the plaintiff for the use of said credit card.

3. The defendant(s) received and accepted goods and merchandise and/or accepted services or cash advances through the use of the credit card issued by the Plaintiff. A true and correct copy of the Affidavit of Account is attached hereto as Exhibit "A".


4. All the credits to which the defendant(s) is entitled have been applied and there remains a balance due in the amount of \$2,886.71.

5. Plaintiff has made demand upon the defendant(s) for payment of the balance due of \$2,886.71 but the defendant(s) has failed and refused and still refuses to pay the same or any part thereof.

6. Defendant's last payment on account was made on 3/17/04.

WHEREFORE, plaintiff claims of the defendant(s) the sum of  
\$2,886.71 plus applicable costs, interest and attorney's fees.

GORDON & WEINBERG, P.C.

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

P01A

**VERIFICATION**

FREDERIC I. WEINBERG, ESQUIRE, hereby states that he is the attorney for the Plaintiff(s) in this action and verifies that the statements made in the foregoing pleading are true and correct to the best of his knowledge, information and belief.

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

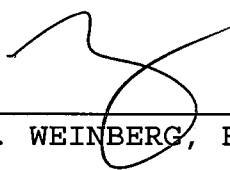
  
\_\_\_\_\_  
FREDERIC I. WEINBERG, ESQUIRE

EXHIBIT "A"

## Capital One Bank

JAIME CONDON

4305722116355994

AFFIDAVIT

I, SARA RUBIN, being duly served sworn according to law, depose and say that:

1. I am the agent for the Plaintiff herein and I have custody and control of the files relating to this account;

2. I have personal knowledge of the facts and circumstances in connection with this case;

3. Plaintiff's files are maintained in the usual and ordinary course of business;

4. This action is based on a claim for breach of contract and that damages are sought as a direct result of said breach;

5. After allowing for all offsets and credits, a balance remains on the subject account having account number 4305722116355994 in the amount of \$2,620.59; and

6. If called upon, affiant can testify at trial as to the facts pertaining to this matter.

The above facts are true and correct to the best of my knowledge, information and belief.

  
SARA RUBIN

Sworn to and Subscribed

before me this \_\_\_\_\_ day

of \_\_\_\_\_, 2007

  
Notary Public

JUL 17 2007

James J. Flood III  
Notary Public, State of New York  
Reg. #01FL6142574  
Qualified in Suffolk County  
My Commission Expires 03/20/2010

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

Service # 1 of 1 Services

Sheriff Docket # **103498**

CAPITAL ONE BANK

Case # 07-1960-CD

VS.

JAIME CONDON

TYPE OF SERVICE COMPLAINT

## SHERIFF RETURNS

NOW April 14, 2008 RETURNED THE WITHIN COMPLAINT "NOT SERVED, TIME EXPIRED" AS TO JAIME CONDON, DEFENDANT. ATTEMPTED, NO RESPONSE

DEPUTY STATED THIS ADDRESS IS A GARAGE.

SERVED BY: /

## Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GORDON	42740	10.00
SHERIFF HAWKINS	GORDON	42740	46.01

**FILED**  
975,5500  
APR 14 2008

William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before me This

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

So Answers,

  
Chester A. Hawkins  
Sheriff



2039043

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DAMAGES HEARING REQUIRED.

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

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JOEL M. FLINK, ESQUIRE

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David S. Meholick, Court Admin.  
Clearfield County Courthouse  
Clearfield, PA 16830  
(814) 765-2641

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

DEC 03 2007

Attest.

*William L. Shaw*  
Prothonotary/  
Clerk of Courts

COMPLAINT IN CIVIL-ACTION

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GORDON & WEINBERG, P.C.

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

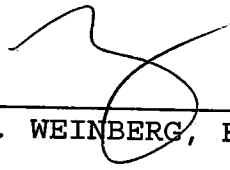
  
FREDERIC I. WEINBERG, ESQUIRE  
JOEL M. FLINK, ESQUIRE  
Attorney for Plaintiff

P01A

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Notary Public

JUL 17 2007

James J. Flood III  
Notary Public, State of New York  
Reg. #01FL6142574  
Qualified in Suffolk County  
My Commission Expires 03/20/2010

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

CAPITAL ONE BANK (USA)

Plaintiff

vs.

JAIME CONDON

Defendant

\* NO. 2007-1960-CD

\*

\*

\*

\*

**ORDER**

NOW, this 25<sup>th</sup> day of June, 2013, upon the Court's review of the docket and noting no activity for a period of over five years, it is the ORDER of this Court that the case be moved to inactive status. The Prothonotary shall code the case in Full Court as Z-INACTA.

BY THE COURT,



FREDRIC J. AMMERMAN

President Judge

10/9/13 NOCC  
9/9/13 docm  
Z JUN 28 2013

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William A. Shaw  
Prothonotary/Clerk of Courts

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