

08-09-CD
Comm Fin. System vs Darlene Faught

Commonwealth Financial Systems, Inc.
120 North Keyser Avenue
Scranton, PA 18504

Plaintiff

In the Court of Common Pleas of
Clearfield County, Pennsylvania
Civil Division

DARLENE FAUGHT
402 KUNTZ ST.
DUBOIS, PA 15801

No 08-09-CD

PRAEICE FOR ENTRY OF JUDGMENT

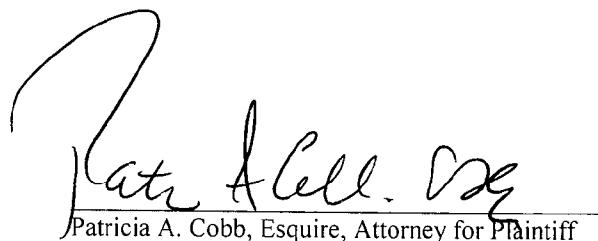
Defendant(s)

To the Prothonotary of Clearfield County:

- 1) Enter Judgment on the attached Certified copy of Judgment from a District Justice.
 - A) Date of Instrument: 11/13/07
 - B) Amount of Judgment: \$4,477.46
 - C) Interest From: 11/13/07
- 2) Enter the judgment in favor or the original holder, or (unless expressly forbidden in the instrument) in favor of the assignee or other transferee;
- 3) I hereby certify that the address of the plaintiff is:

Commonwealth Financial Systems, Incorporated
120 North Keyser Avenue
Scranton, PA 18504
- 4) I hereby certify that the address of the defendant is:

DARLENE FAUGHT
402 KUNTZ ST.
DUBOIS, PA 15801



Patricia A. Cobb, Esquire, Attorney for Plaintiff

Patricia A Cobb, Esquire
120 North Keyser Avenue
Scranton, PA 18504
570-342-1600 Ext. 202
Attorney ID 39688

FILED 1/7/2008 20.00
m/j/08
JAN 07 2008
1CC Notice
to Def.
William A. Shaw
Prothonotary/Clerk of Courts
Statement
to Piff

Commonwealth Financial Systems, Inc. : In the Court of Common Pleas of
120 North Keyser Avenue : Clearfield County, Pennsylvania
Scranton, PA 18504 : Civil Division

Plaintiff :
vs. :
DARLENE FAUGHT : No.
402 KUNTZ ST. :
DUBOIS, PA 15801 : Affidavit under Soldiers and Sailors Relief
: Civil Relief Act of 1940 as amended.

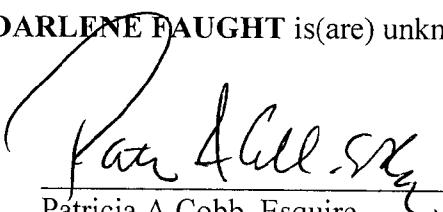
Defendant(s) :
:

State of Pennsylvania
County of Clearfield} SS:

Patricia A. Cobb, Esquire being duly sworn according to law deposes and says that the above named defendant(s): **DARLENE FAUGHT** the Soldiers' and Sailors' Civil Relief Act of 1940 as amended;

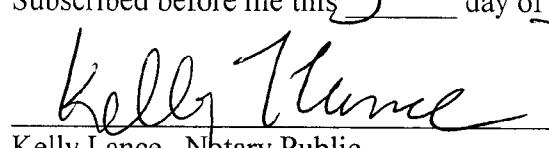
That the defendant(s): **DARLENE FAUGHT** is(are) older than eighteen years of age;

That the employment status of the defendant(s): **DARLENE FAUGHT** is(are) unknown.

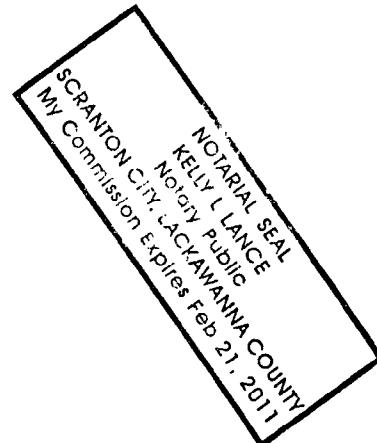


Patricia A Cobb, Esquire

Subscribed before me this 3rd day of January 20 08



Kelly Lance—Notary Public



COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

Mag. Dist. No.:

46-3-01

MDJ Name: Hon.

PATRICK N. FORD
Address: **309 MAPLE AVENUE**
PO BOX 452
DUBOIS, PA

Telephone: **(814) 371-5321** **15801**

COMMONWEALTH FINANCIAL SYSTEMS, INC
120 NORTH KEYSER AVENUE
SCRANTON, PA 18504

**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

PLAINTIFF:

NAME and ADDRESS

COMMONWEALTH FINANCIAL SYSTEMS, INC
120 NORTH KEYSER AVENUE
SCRANTON, PA 18504

VS.

NAME and ADDRESS

FAUGHT, DARLENE
402 KUNTZ STREET
DUBOIS, PA 15801

Docket No.: **CV-0000552-07**
Date Filed: **10/10/07**



THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF**

(Date of Judgment) **11/13/07**

| | | | | | | | | | | | | | | | | | |
|--|--|--------------------|--------------------|----------------|------------------|----------------------|---------------|---------------|---------------|--------------|--------------------|-----------------------|----------|---------------------|----------|--|--|
| <input checked="" type="checkbox"/> Judgment was entered for: (Name) COMMONWEALTH FINANCIAL SYSTEMS | <table border="1"><tr><td>Amount of Judgment</td><td>\$ 4,349.96</td></tr><tr><td>Judgment Costs</td><td>\$ 127.50</td></tr><tr><td>Interest on Judgment</td><td>\$.00</td></tr><tr><td>Attorney Fees</td><td>\$.00</td></tr><tr><td>Total</td><td>\$ 4,477.46</td></tr><tr><td>Post Judgment Credits</td><td>\$ _____</td></tr><tr><td>Post Judgment Costs</td><td>\$ _____</td></tr><tr><td colspan="2">Certified Judgment Total \$ _____</td></tr></table> | Amount of Judgment | \$ 4,349.96 | Judgment Costs | \$ 127.50 | Interest on Judgment | \$.00 | Attorney Fees | \$.00 | Total | \$ 4,477.46 | Post Judgment Credits | \$ _____ | Post Judgment Costs | \$ _____ | Certified Judgment Total \$ _____ | |
| Amount of Judgment | | \$ 4,349.96 | | | | | | | | | | | | | | | |
| Judgment Costs | | \$ 127.50 | | | | | | | | | | | | | | | |
| Interest on Judgment | | \$.00 | | | | | | | | | | | | | | | |
| Attorney Fees | | \$.00 | | | | | | | | | | | | | | | |
| Total | | \$ 4,477.46 | | | | | | | | | | | | | | | |
| Post Judgment Credits | | \$ _____ | | | | | | | | | | | | | | | |
| Post Judgment Costs | | \$ _____ | | | | | | | | | | | | | | | |
| Certified Judgment Total \$ _____ | | | | | | | | | | | | | | | | | |
| <input type="checkbox"/> Defendants are jointly and severally liable. | | | | | | | | | | | | | | | | | |
| <input type="checkbox"/> Damages will be assessed on Date & Time _____ | | | | | | | | | | | | | | | | | |
| <input type="checkbox"/> This case dismissed without prejudice. | | | | | | | | | | | | | | | | | |
| <input type="checkbox"/> Amount of Judgment Subject to Attachment/42 Pa.C.S. § 8127 \$ _____ | | | | | | | | | | | | | | | | | |
| <input type="checkbox"/> Portion of Judgment for physical damages arising out of residential lease \$ _____ | | | | | | | | | | | | | | | | | |

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 MAGISTERIAL DISTRICT JUDGES, 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 MAGISTERIAL DISTRICT JUDGE.

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 MAGISTERIAL DISTRICT JUDGE IF THE JUDGMENT DEBTOR PAYS IN FULL, SETTLES, OR OTHERWISE COMPLIES WITH THE JUDGMENT.

11/13/07 Date Patrick N. Ford-Law, Magisterial District Judge

I certify that this is a true and correct copy of the record of the proceedings containing the judgment.

12-26-07 Date Patrick N. Ford, Magisterial District Judge

My commission expires first Monday of January, **2012**

SEAL

AOPC 315-07

DATE PRINTED: **11/13/07** **9:46:00 AM**

Commonwealth Financial Systems, Inc
120 North Keyser Avenue
Scranton, PA 18504

In the Court of Common Pleas of
Clearfield County, Pennsylvania
Civil Division

Plaintiff(s)

File / Index No. 08-09-cd

vs.

DARLENE FAUGHT
402 KUNTZ ST.
DUBOIS, PA 15801

NOTICE OF FILING JUDGMENT

Defendant(s)

Notice is hereby given that a money judgment in the above-captioned matter has been entered against you in the

Amount of \$ 4477.46 on January 7, 2008.

By: William J. Hagan

If you have any questions regarding this notice, please contact the filing party:

Commonwealth Financial Systems, Inc.
120 North Keyser Avenue
Scranton, PA 18504
Telephone: 570-347-1115

(Notice is given in accordance with PA Supreme Court Rule of Civil Procedure No. 236)

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

COPY

Commonwealth Financial Systems, Inc.
Plaintiff(s)

No.: 2008-00009-CD

Real Debt: \$4,477.46

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Darlene Faught
Defendant(s)

Entry: \$20.00

Instrument: DJ Judgment

Date of Entry: January 7, 2008

Expires: January 7, 2013.

Certified from the record this 7th day of January, 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

In the Court of Common Pleas of Clearfield, County Pennsylvania

Civil Division

Commonwealth Financial Systems, Inc.
120 N. Keyser Avenue
Scranton, PA 18504

Plaintiff

File No: 08-09-CD

Vs.

Darlene Faught
402 Kuntz St.
Du Bois, PA 15801

Defendant

Vs.

S & T Bank
35 W Scriber Ave
Du Bois, PA 15801

Garnishee

Praecept for Entry of Appearance

Kindly enter my appearance on behalf of Commonwealth Financial Systems, Inc. in the above-captioned matter.

Date: 2-26-08

FILED
m)20451
MAR 03 2008
68

William A. Shaw
Prothonotary/Clerk of Courts

Signature: Patricia A. All. Esq.
Print Name: Patricia A. All. Esq.
Address: 120 N. Keyser Avenue
Scranton, PA 18504
Telephone No: (570) 347-1115 ext. 202
Supreme Court ID No: 39688

PA Supreme Court Rule of Civil Procedure 3101 to 3149

Commonwealth Financial Systems, Inc. Plaintiff : In the Court of Common Pleas of CLEARFIELD
County, Pennsylvania, Civil Division
Vs. :
DARLENE FAUGHT :
402 KUNTZ ST. :
DUBOIS, PA 15801-1845 :
Defendant(s) :
vs :
S & T Bank :
35 W Scriber Ave :
Dubois, PA 15801 :
PRAECIPIE FOR WRIT OF EXECUTION AND
ATTACHMENT (MONEY JUDGMENT) :
Garnishee :
No 08-09-CD

To the Prothonotary: **TO SATISFY THE JUDGMENT, ISSUE WRIT OF EXECUTION IN THE ABOVE MATTER**

(1) Directed to the Sheriff of CLEARFIELD County, Pennsylvania;
(2) Against DARLENE FAUGHT, 402 KUNTZ ST.. DUBOIS, PA 15801-1845

Defendant(s)

(3) And against S & T Bank
35 W Scriber Ave
Dubois, PA 15801

Garnishee(s);

(4) and index this writ

(a) against _____
Defendant(s)

(b) against _____
Garnishee(s),

as a lis pendens against the real property of the defendant(s) in the name of the Garnishee(s), **any and all accounts of the defendant(s), in the possession of Garnishee, including but not limited to savings account balances; checking account balances; Certificates of Deposit; Money Market Accounts; contents of Safety Deposit Boxes. Defendant's SSN(s): 206-40-9119;**

(5) Judgment Amount \$ 4,477.44
Interest 67.14
Clerks Fee 40.00
Sheriff _____
Poundage _____
Total _____

Prothonotary costs

Dated 2-26-08

FILED plff pd \$20.00
MAY 2 2008 2cc 6wnts
MAR 03 2008 to Sheriff

William A. Shaw
Prothonotary/Clerk of Courts

6P

Patricia A. Cobb, Esq.
Patricia A. Cobb, Esq., #39688
Attorney for Plaintiff

120 N Keyser Ave
Scranton, PA 18504
570-347-1115

| | | |
|---|--------------|--|
| Commonwealth Financial Systems, Inc. 120 North Keyser Avenue Scranton, PA 18504 | : | In the Court of Common Pleas of CLEARFIELD County, Pennsylvania Civil Division |
| | Plaintiff | |
| Vs. | : | |
| DARLENE FAUGHT 402 KUNTZ ST. DUBOIS, PA 15801-1845 | : | |
| | : | |
| | : | |
| | Defendant(s) | |
| Vs. | : | |
| S & T Bank 35 W Scriber Ave Dubois, PA 15801 | : | |
| | : | |
| | : | |
| Garnishee | : | |

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. A lawyer can advise you more specifically of these rights. 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. 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 rights.

If you have claimed an exemption, you should do the following promptly: (1) fill out the attached 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Name

Address

Telephone Number

Writ of Execution – (Money Judgment)
PA RCP 3101 to 3149

| | | |
|--------------------------------------|---|------------------------------------|
| Commonwealth Financial Systems, Inc. | : | In the Court of Common Pleas of |
| 120 North Keyser Avenue | : | Clearfield County Pennsylvania |
| Scranton, PA 18504 | : | Civil Division |
| Plaintiff | | : |
| Vs. | : | NO. 08-09-CD |
| Darlene Faught | : | |
| 402 Kuntz St. | : | |
| Du Bois, PA 15801 | : | Writ of Execution (Money Judgment) |
| Vs. | : | |
| S & T Bank | : | |
| 35 W Scriber Ave | : | |
| Du Bois, PA 15801 | : | |
| Garnishee | | : |

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300 statutory exemption
2. Bibles, School books, sewing machines, uniforms and equipment
3. Most wages and unemployment benefits
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

THIS CLAIM TO BE FILED WITH THE OFFICE OF THE SHERIFF OF Clearfield County:

To the Sheriff of **CLEARFIELD** County, Pennsylvania:

I, the 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
[] (1) Set aside in kind (specify property to be set aside in kind):

[] (2) paid in cash following the sale of the property levied upon; or
b. I claim the following exemption (specify property and basis for exemption)

(2) From my property which is in the possession of a third party, I claim the following exemptions:

a. My 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 court hearing to determine the exemption. Notice of hearing should be given to me at:

(Address)

(Telephone Number)

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. § 4904 relating to unsworn falsification to authorities.

Date: _____

(Defendant)

THIS CLAIM TO BE FILED WITH THE OFFICE
OF THE SHERIFF OF **CLEARFIELD COUNTY**

| | | |
|--------------------------------------|---|---------------------------------|
| Commonwealth Financial Systems, Inc. | : | In the Court of Common Pleas of |
| 120 North Keyser Avenue | : | Clearfield County, Pennsylvania |
| Scranton, PA 18504 | : | Civil Division |
| | : | |
| | : | No: 08-09-CD |
| Vs | : | |
| | : | |
| Darlene Faught | : | |
| 402 Kuntz St. | : | |
| Du Bois, PA 15801 | : | |
| | : | |
| | : | |
| | : | Interrogatories in Attachment |
| Defendant(s) | : | |
| | : | |
| Vs | : | |
| | : | |
| S & T Bank | : | |
| 35 W Scriber Ave | : | |
| Du Bois, PA 15801 | : | |
| | : | |
| | : | |
| Garnishee | : | |

RE: Execution of Judgment against your depositor Darlene Faught SSN#206-40-9119.

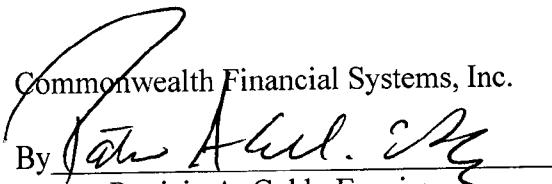
You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in judgment against you:

- 1) At the time you were served or at any subsequent time, did the Defendant possess any bank accounts, joint or individual, that were in your custody or control? Please specify joint or individual account. Please list the legal title of any such account(s) and the primary account holder and if known whether joint account is entireties property.

- 2) At the time you were served or at any subsequent time, what was the balance and account number of the bank account(s) identified in Interrogatory #1?

- 3) At the time you were served or at any subsequent time, please list the average daily balance in the past five (5) months for each such account identified in your answer to Interrogatories number one (1) and two (2) above.

- 4) At the time you were served or at any subsequent time, did the bank account(s) that the Defendant possessed contain funds derived solely from social security funds and/or disability funds?
- 5) At any time before or after you were served, did the Defendant(s) transfer or deliver any property or money to you or to any person or place pursuant to your direction or consent, and if so, what was the consideration therefore?
- 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 the Depositor's direction or otherwise discharge any claim of the Depositor against you?
- 7) At the time you were served or at any subsequent time, did you have, share, or utilize any safe-deposit boxes, pledges, documents of title, securities, notes, coupons, receivable, license, or collateral in which there was an interest claimed by Defendant(s)?
- 8) Identify every other account (not previously noted) titled in the name of Defendant(s) in which you believe Defendant(s) have an interest in whole or part, whether or not styled as a payroll account, individual retirement account, tax account, lottery account, partnership account, joint or tenants by entirety account, insurance account, trust or escrow account, attorney's account, or otherwise.
- 9) To the extent that you're above answers depend in whole or part on documents, account records, or other papers or electronic data, describe each in exact detail (or attach a copy of the same).

Commonwealth Financial Systems, Inc.
By 
Patricia A. Cobb, Esquire
120 N Keyser Ave
Scranton, PA 18504
570-347-1115 Ext. 202

120 North Keyser Avenue
Scranton, PA 18504

Plaintiff

Vs.

DARLENE FAUGHT
402 KUNTZ ST.
DUBOIS, PA 15801-1845

CLEARFIELD County, PA
Civil Division

No: 08-09-CO

Defendant

Vs.

S & T Bank
35 W Scriber Ave
Dubois, PA 15801

Garnishee

Return Of Service of Process

Service Attempts:

Date: _____

Time: _____

Date: _____

Date: _____

Person Served: _____

Date: _____

Relation: _____

Date: _____

Place of Service: _____

Date: _____

Deputy: _____

Additional Defendant _____

Additional Defendant _____

Garnishee _____

Special Instructions:

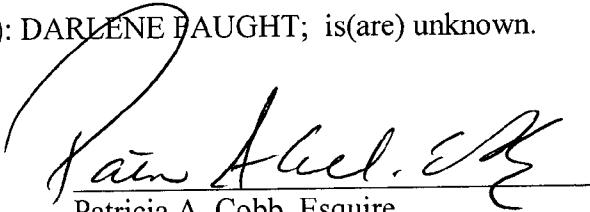
120 North Keyser Avenue : CLEARFIELD County, Pennsylvania
Scranton, PA 18504 : Civil Division
Plaintiff :
vs. : No. 08-09-CD
DARLENE FAUGHT :
402 KUNTZ ST. :
DUBOIS, PA 15801-1845 : Affidavit under Soldiers and Sailors Relief
Civil Relief Act of 1940 as amended.
Defendant(s) :

State of Pennsylvania
County of CLEARFIELD } SS:

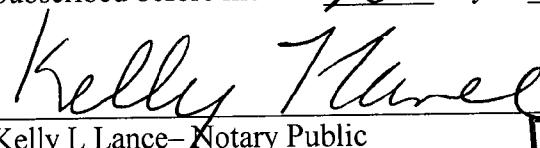
Patricia A. Cobb, Esquire being duly sworn according to law deposes and says that the above named defendant(s): DARLENE FAUGHT; is(are) not in the military service of the United States of America as defined by the Soldiers' and Sailors' Civil Relief Act of 1940 as amended;

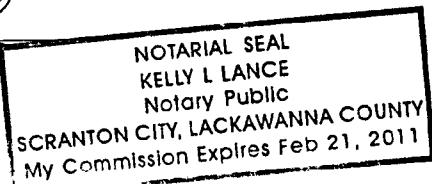
That the defendant(s): DARLENE FAUGHT; is(are) older than eighteen years of age;

That the employment status of the defendant(s): DARLENE FAUGHT; is(are) unknown.


Patricia A. Cobb, Esquire

Subscribed before me this 20th day of February 2008


Kelly L Lance - Notary Public



Commonwealth Financial Systems, Inc.

Plaintiff :

Vs.

DARLENE FAUGHT
402 KUNTZ ST.
DUBOIS, PA 15801-1845

In the Court of Common Pleas of
CLEARFIELD County, Pennsylvania
Civil Division

No. 08-09-CO

CO
F

WRIT OF EXECUTION AND ATTACHMENT

Defendant(s) :

Vs.

S & T Bank
35 W Scriber Ave
Dubois, PA 15801

(MONEY JUDGMENT)

Garnishee :

Commonwealth of Pennsylvania, County of CLEARFIELD,
TO THE SHERIFF OF CLEARFIELD County, Pennsylvania:

To satisfy the judgment, interest and costs against :

DARLENE FAUGHT, 402 KUNTZ ST., DUBOIS, PA 15801-1845, Defendant(s)

Please Serve Garnishee as soon as possible
Any and all accounts of the defendant(s), in the possession of Garnishee(s), including but not limited to savings account balances, checking account balances, Certificates of Deposit, Money Market Accounts, contents of Safety Deposit Boxes.
Defendant's Social Security Number(s) is/are 206-40-9119

(1) You are also directed to attach the property of the defendant not levied upon in the possession of

S & T Bank
35 W Scriber Ave
Dubois, PA 15801 Garnishee(s) per property description.

Confessed Judgment by Complaint:

1. Date of Entry _____ filed.
2. Notice of mailing on _____ filed.

And to notify the Garnishee(s) that

- (a) An attachment has been issued;
- (b) The garnishee(s) is enjoined from paying any debt to or for the account of the defendant(s) and from delivery any property of the defendant(s) or otherwise disposing thereof.

3. If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee(s), you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Dated 2-26-08
(Seal)

Patricia A. Cobb, Esquire PA Bar ID 39688
120 North Keyser Avenue
Scranton, PA 18504
570-347-1115 Ext. 202

IF SOCIAL SECURITY OR SUPPLEMENTAL SECURITY INCOME FUNDS ARE
DIRECTLY DEPOSITED INTO AN ACCOUNT OF THE DEFENDANT, THE LEVY
AND ATTACHMENT SHALL NOT INCLUDE ANY FUNDS THAT MAY BE TRACED
TO SUCH DIRECT DEPOSITS. IN ADDITION, THE LEVY AND ATTACHMENT
SHALL NOT INCLUDE \$300.00 IN THE ACCOUNT OF THE DEFENDANT.

| | |
|-----------------|--------------------|
| Judgment Amount | <u>\$ 4,477.46</u> |
| Interest | <u>07.14</u> |
| Clerk's Fee | <u>40.00</u> |
| Sheriff | |
| Poundage 2% | |
| Total | |

Will return 3/3/08

Clerk of Judicial Records

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103833
NO: 08-09-CD
SERVICE # 1 OF 1
WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

PLAINTIFF: COMMONWEALTH FINANCIAL SYSTEMS, INC.

vs.

DEFENDANT: DARLENE FAUGHT

TO: S & T BANK, Garnishee

SHERIFF RETURN

NOW, March 24, 2008 AT 10:35 AM SERVED THE WITHIN WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON S & T BANK, Garnishee DEFENDANT AT 614 LIBERTY BLVD., DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO ROBERT M. BARONICK JR., VICE PRESIDENT A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: NEVLING / COUDRIET

03/24/08
03/24/08
W.A. Shaw
Prothonotary Clerk of Courts

| PURPOSE | VENDOR | CHECK # | AMOUNT |
|-----------------|---------------|---------|--------|
| SURCHARGE | COMMON.FINAN. | 35216 | 10.00 |
| SHERIFF HAWKINS | COMMON.FINAN. | 35216 | |

Sworn to Before Me This

____ Day of _____ 2008

So Answers,

*Chester A. Hawkins
by Marly Hantz*
Chester A. Hawkins
Sheriff

Commonwealth Financial Systems, Inc.

Plaintiff :

Vs.

DARLENE FAUGHT
402 KUNTZ ST.
DUBOIS, PA 15801-1845

In the Court of Common Pleas of
CLEARFIELD County, Pennsylvania
Civil Division

No. 08-09-CO

WRIT OF EXECUTION AND ATTACHMENT

Defendant(s) :

Vs.

S & T Bank
35 W Scriber Ave
Dubois, PA 15801

(MONEY JUDGMENT)

Garnishee :

Commonwealth of Pennsylvania, County of CLEARFIELD,

TO THE SHERIFF OF CLEARFIELD County, Pennsylvania:

To satisfy the judgment, interest and costs against :

DARLENE FAUGHT, 402 KUNTZ ST., DUBOIS, PA 15801-1845, Defendant(s)

Please Serve Garnishee as soon as possible
Any and all accounts of the defendant(s), in the possession of Garnishee(s), including but not limited to savings account balances, checking account balances, Certificates of Deposit, Money Market Accounts, contents of Safety Deposit Boxes.

Defendant's Social Security Number(s) is/are 206-40-9119

(1) You are also directed to attach the property of the defendant not levied upon in the possession of

S & T Bank
35 W Scriber Ave
Dubois, PA 15801 Garnishee(s) per property description.

Received this writ this 3 day
of March A.D. 2008
At 5:00 A.M.

Confessed Judgment by Complaint:

1. Date of Entry _____ filed.
2. Notice of mailing on _____ filed.

Chetra N. Hawkins
Sheriff *by Marilynn Harris*

And to notify the Garnishee(s) that

- (a) An attachment has been issued;
- (b) The garnishee(s) is enjoined from paying any debt to or for the account of the defendant(s) and from delivery any property of the defendant(s) or otherwise disposing thereof.
3. If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee(s), you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Dated 2-26-08
(Seal)

Patricia A. Cobb, Esquire PA Bar ID 39688

120 North Keyser Avenue

Scranton, PA 18504

570-347-1115 Ext. 202

IF SOCIAL SECURITY OR SUPPLEMENTAL SECURITY INCOME FUNDS ARE
DIRECTLY DEPOSITED INTO AN ACCOUNT OF THE DEFENDANT, THE LEVY
AND ATTACHMENT SHALL NOT INCLUDE ANY FUNDS THAT MAY BE TRACED
TO SUCH DIRECT DEPOSITS. IN ADDITION, THE LEVY AND ATTACHMENT
SHALL NOT INCLUDE \$300.00 IN THE ACCOUNT OF THE DEFENDANT.

| | |
|-----------------|--------------------|
| Judgment Amount | \$ <u>4,477.46</u> |
| Interest | <u>07.14</u> |
| Clerk's Fee | <u>40.00</u> |
| Sheriff | |
| Poundage 2% | |
| Total | |

Walt L. Hansen 3/3/08
Clerk of Judicial Records

Commonwealth Financial Systems, Inc. Plaintiff : In the Court of Common Pleas of
 Vs. : CLEARFIELD County, Pennsylvania
 DARLENE FAUGHT Civil Division
 402 KUNTZ ST. No. 08-09-CO
 DUBOIS, PA 15801-1845
 Defendant(s) WRIT OF EXECUTION AND ATTACHMENT
 Vs. (MONEY JUDGMENT)
 S & T Bank
 35 W Scriber Ave
 Dubois, PA 15801
 Garnishee

Commonwealth of Pennsylvania, County of CLEARFIELD,
 TO THE SHERIFF OF CLEARFIELD County, Pennsylvania:
 To satisfy the judgment, interest and costs against :

DARLENE FAUGHT, 402 KUNTZ ST., DUBOIS, PA 15801-1845, Defendant(s)

Please Serve Garnishee as soon as possible
 Any and all accounts of the defendant(s), in the possession of Garnishee(s), including but not limited to savings account balances, checking account balances, Certificates of Deposit, Money Market Accounts, contents of Safety Deposit Boxes.

Defendant's Social Security Number(s) is/are 206-40-9119

(1) You are also directed to attach the property of the defendant not levied upon in the possession of

S & T Bank
 35 W Scriber Ave
 Dubois, PA 15801 Garnishee(s) per property description.

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

Chester A. Hartman
 Sheriff by Marilyn Hump

Confessed Judgment by Complaint:

1. Date of Entry _____ filed.
 2. Notice of mailing on _____ filed.

And to notify the Garnishee(s) that

(a) An attachment has been issued;
 (b) The garnishee(s) is enjoined from paying any debt to or for the account of the defendant(s) and from delivery any property of the defendant(s) or otherwise disposing thereof.

3. If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee(s), you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Dated 2-26-08
 (Seal)

Patricia A. Cobb, Esquire PA Bar ID 39688
 120 North Keyser Avenue
 Scranton, PA 18504
 570-347-1115 Ext. 202

IF SOCIAL SECURITY OR SUPPLEMENTAL SECURITY INCOME FUNDS ARE
 DIRECTLY DEPOSITED INTO AN ACCOUNT OF THE DEFENDANT, THE LEVY
 AND ATTACHMENT SHALL NOT INCLUDE ANY FUNDS THAT MAY BE TRACED
 TO SUCH DIRECT DEPOSITS. IN ADDITION, THE LEVY AND ATTACHMENT
 SHALL NOT INCLUDE \$300.00 IN THE ACCOUNT OF THE DEFENDANT.

| | |
|-----------------|--------------------|
| Judgment Amount | <u>\$ 4,477.46</u> |
| Interest | <u>67.14</u> |
| Clerk's Fee | <u>40.00</u> |
| Sheriff | |
| Poundage 2% | |
| Total | |

Willie Hump 3/3/08
 Clerk of Judicial Records

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Civil Division - Law

FILED

COMMONWEALTH FINANCIAL :
SYSTEMS, INC., :
Plaintiff :
:

v. :
:

DARLENE FAUGHT, :
Defendant :
:

and :
:

S & T BANK, :
: :
Garnishee :
:

No. 09 C.D. 2008

APR 04 2008
M/12/05/wm
William A. Shaw
Prothonotary/Clerk of Courts
1 copy to Atty
(GR)

Type of Pleading:
Answers to Interrogatories

Filed on Behalf of:
S & T Bank, Garnishee

Counsel of Record for this Party:
H. John Drayer, Esquire
I.D. No.: 32149
POPE, DRAAYER AND ASSOCIATES
10 Grant Street
Clarion, PA 16214
(814) 226-5700

| | | |
|--------------------------------------|---|---------------------------------|
| Commonwealth Financial Systems, Inc. | : | In the Court of Common Pleas of |
| 120 North Keyser Avenue | : | Clearfield County, Pennsylvania |
| Scranton, PA 18504 | : | Civil Division |
| | : | |
| | : | No: 08-09-CD |
| Vs | : | |
| Darlene Faught | : | |
| 402 Kuntz St. | : | |
| Du Bois, PA 15801 | : | |
| | : | |
| | : | |
| | : | Interrogatories in Attachment |
| Defendant(s) | : | |
| | : | |
| Vs | : | |
| S & T Bank | : | |
| 35 W Scriber Ave | : | |
| Du Bois, PA 15801 | : | |
| | : | |
| | : | |
| Garnishee | : | |

RE: Execution of Judgment against your depositor Darlene Faught SSN#206-40-9119.

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 the Defendant possess any bank accounts, joint or individual, that were in your custody or control? Please specify joint or individual account. Please list the legal title of any such account(s) and the primary account holder and if known whether joint account is entireties property. **NO.**
- 2) At the time you were served or at any subsequent time, what was the balance and account number of the bank account(s) identified in Interrogatory #1?
The Defendant has no deposit account at S & T Bank.
- 3) At the time you were served or at any subsequent time, please list the average daily balance in the past five (5) months for each such account identified in your answer to Interrogatories number one (1) and two (2) above.
See answer to Interrogatory Number 1 and 2.

4) At the time you were served or at any subsequent time, did the bank account(s) that the Defendant possessed contain funds derived solely from social security funds and/or disability funds?

See answer to Interrogatory Number 1 and 2.

5) At any time before or after you were served, did the Defendant(s) transfer or deliver any property or money to you or to any person or place pursuant to your direction or consent, and if so, what was the consideration therefore?

No.

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 the Depositor's direction or otherwise discharge any claim of the Depositor against you?

No.

7) At the time you were served or at any subsequent time, did you have, share, or utilize any safe-deposit boxes, pledges, documents of title, securities, notes, coupons, receivable, license, or collateral in which there was an interest claimed by Defendant(s)?

No.

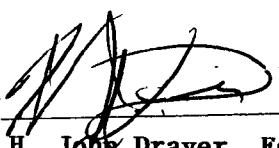
8) Identify every other account (not previously noted) titled in the name of Defendant(s) in which you believe Defendant(s) have an interest in whole or part, whether or not styled as a payroll account, individual retirement account, tax account, lottery account, partnership account, joint or tenants by entirety account, insurance account, trust or escrow account, attorney's account, or otherwise.

No. See answer to Interrogatory Number 1 and 2.

9) To the extent that you're above answers depend in whole or part on documents, account records, or other papers or electronic data, describe each in exact detail (or attach a copy of the same).

N/A

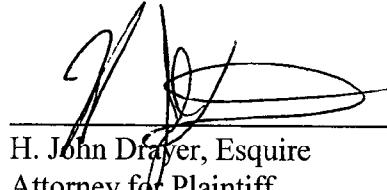
By


H. John Drayer, Esquire
I.D. No. 32149
Pope, Drayer and Associates
10 Grant Street
Clarion, PA 16214

VERIFICATION

I, H. John Drayer, Esquire, hereby make this Verification, and verify that I am the attorney for S & T Bank, that I am authorized to make this verification on its behalf, and that the averments of facts contained in the foregoing "Answers To Interrogatories", are true and correct based on knowledge and information supplied to me. I understand that the averments of fact in said document are made subject to the penalties of 18 Pa. C.S.A. Section 4904 relating to unsworn falsification to authorities. Original Verification of Petitioner is available upon request.

Date: 4/2/08


H. John Drayer, Esquire
Attorney for Plaintiff

Commonwealth Financial Systems, Inc.
Scranton, PA 18504
120 North Keyser Avenue
Plaintiff

Vs.

Darlene Faught
402 Kuntz St.
Du Bois, PA 15801

Defendant

Vs.

S & T Bank
35 W Scriber Ave
Du Bois, PA 15801

Garnishee

: In the Court of Common Pleas of
: Clearfield County, Pennsylvania Civil
: Division

:

: No: 08-09-CD

:

: **Praeclipe to Dissolve the Attachment
Against the Garnishee.**

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FILED *pd \$7.00*
m/142 cm *ICG Atty Cobb*
APR 11 2008 *W.A.S.*

William A. Shaw
Prothonotary/Clerk of Courts

To the Prothonotary of Clearfield County Pennsylvania:

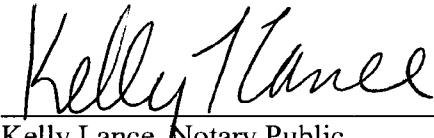
Please enter the above Praeclipe to Dissolve the Attachment Against the Garnishee.

Thank you,

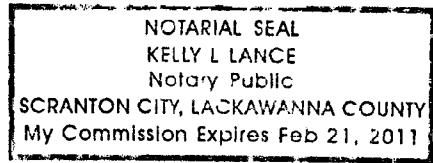


Patricia A. Cobb, Esquire
Lawyer ID # 39688
Commonwealth of Pennsylvania
Lackawanna County

Sworn and subscribed before me on this 5th day of April 2008



Kelly Lance, Notary Public



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Civil Division - Law

| | | |
|--|---|-------------------------|
| COMMONWEALTH FINANCIAL SYSTEMS, INC., | : | |
| | : | |
| Plaintiff | : | |
| | : | |
| v. | : | No. 09 C.D. 2008 |
| | : | |
| DARLENE FAUGHT, | : | |
| | : | |
| Defendant | : | |
| | : | |
| and | : | |
| | : | |
| S & T BANK, | : | |
| | : | |
| Garnishee | : | |
| | : | |

CERTIFICATE OF SERVICE

I hereby certify that I did on April 2, 2008, serve a copy of Answers to Interrogatories by certified and first class mail on the following people as evidenced by the attached.

Darlene Faught - Certified Mail & regular First Class Mail
402 Kuntz Street evidence attached hereto
DuBois, PA 15801-1845

Patricia A. Cobb, Esquire - regular U.S. First Class Mail
120 N. Keyser Avenue
Scranton, PA 18504

S & T Bank - regular U.S. First Class Mail
ATTN: Wendy Pinchock, O.R.E.O. Specialist
456 Main Street
P.O. Box D
Brockway, PA 15824

FILED NOCC
MTO:44(BY)
APR 15 2008
SAC
William A. Shaw
Prothonotary/Clerk of Courts

IN WITNESS WHEREOF, I have signed this 14 day of April,
2008.



H. John Drayer, Esquire
Pope, Drayer and Associates
I.D. #32149
10 Grant Street
Clarion, Pennsylvania 16214
(814) 226-5700

| U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT (Domestic Mail Only; No Insurance Coverage Provided) | |
|--|----------------|
| For delivery information visit our website at www.usps.com ® | |
| OFFICIAL USE | |
| Postage | \$ <i>1.15</i> |
| Certified Fee | <i>2.65</i> |
| Return Receipt Fee (Endorsement Required) | <i>2.15</i> |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ <i>5.94</i> |
| Sent To <i>Darlene Faught</i> <input type="checkbox"/> Street, Apt. No.; <input type="checkbox"/> or PO Box No. <i>402 Kuntz Street</i> <input type="checkbox"/> City, State, ZIP+4 <i>Dubois, PA 15801</i> | |

Postmark
Here
2/2/02

| | | | |
|--|--|--|--|
| SENDER: COMPLETE THIS SECTION | | COMPLETE THIS SECTION ON DELIVERY | |
| <ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. | | <p>A. Signature <i>Darlene Faught</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X <i>Darlene Faught</i></p> <p>B. Received by (Printed Name) <i>DARlene FAUGHT</i> C. Date of Delivery <i>4-7-08</i></p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No</p> <p>1. Article Addressed to:</p> <p><i>Darlene Faught 402 Kuntz Street DuBois, PA 15801</i></p> <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D. </p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> <p>2. Article Number <i>Transfer from service label</i> <i>7006 2760 0000 5636 3953</i></p> | |

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DKT PG. 103833

service 1 OF 1

COMMONWEALTH FINANCIAL SYSTEMS INC

NO . 08-09-CD

-VS-

DARLENE FAUGHT
TO: S&T BANK, Garnishee

WRIT OF EXECUTION, INTERROGATORIES TO
GARNISHEE

AMENDED
SHERIFF'S RETURN

NOW JULY 17, 2008 ADD SHERIFF COSTS OF \$39.19.

So answers,

*Chester A. Hawkins
by Maelyn Harris*

SWORN TO BEFORE ME THIS

____ DAY OF _____ 2008

CHESTER A. HAWKINS,
SHERIFF

FILED
03:00pm
JUL 18 2008
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY

COMMONWEALTH OF PENNSYLVANIA

COMMONWEALTH FINANCIAL SYSTEMS INC.,
Plaintiff

VS.

DARLENE FAUGHT,
Defendant

:

:

:

:

:

:

CIVIL ACTION - LAW

DOCKET NO.: CD-2008-00009

13:13-01
William A. Shaw
Prothonotary/Clerk of Courts

No CC

JAN 14 2011

7.00

PRAECIPE TO MARK JUDGMENT TO USE OF ASSIGNEE

TO: PROTHONOTARY:

Please mark the Judgment entered in the above captioned case against the Defendant(s) to and for the use of Capital Asset Recovery Fund, LP, PO Box 1630, Cary, NC 27512, Assignee, as per Assignment of Judgment, a copy of which is attached hereto and made a part hereof as Exhibit A.

DATED: 11/26/12

BY: 

Raymond W. Kessler, Esquire
Attorney for Assignee

JUDGMENT MARKED TO USE OF ASSIGNEE

AND NOW, to wit, this _____ day of _____, _____, the
Judgment entered in the above captioned case against the Defendant (s) is hereby marked to and
for the use of Capital Asset Recovery Fund, LP

Prothonotary

ASSIGNMENT OF JUDGMENTS

Commonwealth Financial Systems, Inc. (the "Assignor") hereby assigns all the Assignor's right, title and interest in and to the judgments and accounts listed on Exhibit A, attached hereto (The Judgments) to Capital Asset Recovery Fund, LP (the "Assignee").

Assignor specifically assigns all title, right and interest in the court judgments obtained on the accounts specified in Exhibit A, together with all the benefits and advantages that may be obtained thereby, and grants full power to enforce and recover the Judgments to Assignee's own use. Assignor has assigned the accounts specified in exchange for good and valuable consideration the receipt and sufficiency of which is acknowledged. Assignor further authorizes and empowers any court or any attorney on behalf of the Assignee to mark said Judgments to the Assignee's use and to transfer the Judgments into the Assignee's name as Plaintiff on the Judgments.

The Assignor, intending to be legally bound hereunder, hereby grants conveys transfer, assigns and delivers to the Assignee, its successors and permitted assigns, each of the Judgments and accounts listed on Exhibit A, to and for Assignee's own use and benefit forever.

The Assignee may collect or receive any monies due on the Judgments and accounts and any part thereof, or release or discharge said Judgment and accounts.

This Assignment shall be governed by and construed in accordance with the law of the Commonwealth of Pennsylvania.

In Witness whereof, the undersigned has duly executed this Assignment of Judgments as of the 2nd day of MARCH, 2012.

Commonwealth Financial Systems

By: Matthew Healey
(Signature)

Name: MATTHEW HEALEY
(Printed)

Title: LEGAL MANAGER

Commonwealth of Pennsylvania : :

County of Lackawanna : ss.

Matt Healey, The undersigned, a notary public in the Commonwealth of Pennsylvania, does hereby acknowledge that s/he being voluntarily informed of the contents, voluntarily executed the foregoing instrument for the on behalf of such entity.

WITNESS my hand and official seal, this 2nd day of March, 2012.

Stephanie Kulick
Notary

My commission expires: 6/21/12

