

08-40-CD

Midland Credit vs R. M. Frank

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MIDLAND CREDIT MANAGEMENT, INC.  
AS SERVICER FOR MIDLAND FUNDING LLC  
ASSIGNEE OF BENEFICIAL  
Plaintiff

No. 08-40-CD

VS

CIVIL ACTION - LAW

RICHARD M FRANK  
Defendant(s)

PRAECIPE FOR JUDGMENT

Please enter Judgment in favor of Plaintiff and against Defendant(s), RICHARD M FRANK , for want of pursuant to the District Justice Transcript.

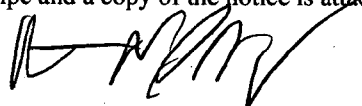
( X )	Amount due	\$4,047.61
	TOTAL	\$4,047.61, plus interest and costs

( X ) I certify that the foregoing assessment of damages is for specified amounts alleged to be due in the complaint and is calculable as a sum certain from the complaint.

( X ) Pursuant to Pa.R.C.P. 237 (Notice of Praecipe for final judgment or decree), I certify that a copy of this praecipe has been mailed to each other party who has appeared in the action or to his/her Attorney of Record.

( ) Pursuant to Pa.R.C.P. 237.1, I certify that written notice of the intention to file this praecipe was mailed or delivered to the party against whom judgment is to be entered and to his/her Attorney of Record, if any, after the default occurred and at least ten days prior to the date of the filing of this praecipe and a copy of the notice is attached.

Date: 1-7-08

  
\_\_\_\_\_  
Amy F. Doyle #87062 / Daniel F. Wolfson #20617  
Philip C. Warholic #86341 / David R. Galloway #87326  
Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469  
Robert N. Polas, Jr. #201259  
Wolpoff & Abramson, L.L.P.  
Attorneys in the Practice of Debt Collection  
4660 Trindle Road, Suite 300  
Camp Hill, PA 17011  
Telephone: (717) 303-6700  
Counsel for Plaintiff

NOW, January 14, 2008, JUDGMENT IS ENTERED AS ABOVE.

  
\_\_\_\_\_  
Prothonotary/Clerk, Civil Division

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

FILED  
JAN 14 2008  
William A. Shaw  
Prothonotary/Clerk of Courts  
Attg pd. 20.00  
ICC & Notice to Def.  
ICC & Statement to Attg

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**

12/31/7  
**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

PLAINTIFF: NAME and ADDRESS  
**MIDLAND CREDIT MANAGEMENT INC**  
**4660 TRINDLE ROAD APT/STE 300**  
**% WOLPOFF & ABRAMSON**  
**CAMP HILL, PA 17011**

VS.  
DEFENDANT: NAME and ADDRESS  
**FRANK, RICHARD M**  
**181 RAILROAD STREET**  
**PHILIPSBURG, PA 16866**

**MIDLAND CREDIT MANAGEMENT INC**  
**4660 TRINDLE ROAD APT/STE 300**  
**% WOLPOFF & ABRAMSON**  
**CAMP HILL, PA 17011**

Docket No.: **CV-0000508-07**  
Date Filed: **9/20/07**



**THIS IS TO NOTIFY YOU THAT:**

Judgment: **DEFAULT JUDGMENT PLTF** (Date of Judgment) **10/29/07**

☒ Judgment was entered for: (Name) **MIDLAND CREDIT MANAGEMENT INC**

☒ Judgment was entered against: (Name) **FRANK, RICHARD M**  
in the amount of \$ **4,047.61**

☐ Defendants are jointly and severally liable.

☐ Damages will be assessed on Date & Time \_\_\_\_\_

☐ 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	\$ <b>3,956.11</b>
Judgment Costs	\$ <b>91.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>4,047.61</b>
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
<b>Certified Judgment Total</b>	\$ _____

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.

10-29-07 Date Patrick N. Ford - PNF, Magisterial District Judge

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

12-20-07 Date Patrick N. Ford, Magisterial District Judge

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

SEAL

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MIDLAND CREDIT MANAGEMENT, INC.  
AS SERVICER FOR MIDLAND FUNDING LLC  
ASSIGNEE OF BENEFICIAL  
Plaintiff

No.

VS

CIVIL ACTION - LAW

RICHARD M FRANK  
Defendant(s)

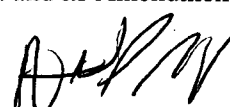
AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA :  
COUNTY OF CLEARFIELD :

The undersigned counsel, being duly sworn according to law, depose and say that I am the Attorney for the Plaintiff in the above-captioned matter, and that to the best of my knowledge, information and belief Defendant, Richard M Frank, above-named, is over 21 years of age; is last known to reside at 181 Railroad St Philipsburg, County of Clearfield, Pennsylvania; is not in the military service of the United States or its Allies, or otherwise within the provisions of the Servicemembers Civil Relief Act and its Amendments.

Date:

1-7-08

  
\_\_\_\_\_  
Amy F. Doyle #87062 / Daniel F. Wolfson #20617  
Philip C. Warholc #86341 / David R. Galloway #87326  
Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469  
✓ Robert N. Polas, Jr. #201259  
Wolpoff & Abramson, L.L.P.  
Attorneys in the Practice of Debt Collection  
4660 Trindle Road, Suite 300  
Camp Hill, PA 17011  
Telephone: (717) 303-6700  
Counsel for Plaintiff

SWORN and SUBSCRIBED to before me this 7<sup>th</sup> day of January, 2008.

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Brandi M. Moody, Notary Public  
Hampden Twp., Cumberland County  
My Commission Expires Nov. 30, 2010  
Member, Pennsylvania Association of Notaries

  
\_\_\_\_\_  
Notary Public

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MIDLAND CREDIT MANAGEMENT, INC.  
AS SERVICER FOR MIDLAND FUNDING LLC  
ASSIGNEE OF BENEFICIAL  
Plaintiff

No.

VS

CIVIL ACTION - LAW

RICHARD M FRANK  
Defendant(s)

CERTIFICATE OF RESIDENCE  
PA. R.C.P. 236

I hereby certify that the precise address of Plaintiff is:

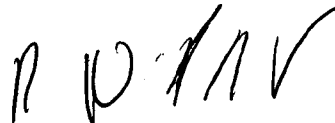
Midland Credit Management, Inc.  
5775 Roscoe Court  
San Diego CA 92123

and certify that the last known address of the within Defendant(s) is:

Richard M Frank  
181 Railroad St  
Philipsburg PA 16866

Date:

1-7-08



Amy F. Doyle #87062 / Daniel F. Wolfson #20617  
Philip C. Warholc #86341 / David R. Galloway #87326  
Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469  
✓ Robert N. Polas, Jr. #201259  
Wolpoff & Abramson, L.L.P.  
Attorneys in the Practice of Debt Collection  
4660 Trindle Road, Suite 300  
Camp Hill, PA 17011  
Telephone: (717) 303-6700  
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

MIDLAND CREDIT MANAGEMENT, INC.  
AS SERVICER FOR MIDLAND FUNDING LLC  
ASSIGNEE OF BENEFICIAL  
Plaintiff

No. 08-40-CD

COPY

VS

CIVIL ACTION - LAW

RICHARD M FRANK  
Defendant(s)

NOTICE OF ORDER, DECREE OR JUDGMENT

TO: RICHARD M FRANK  
181 RAILROAD ST  
  
PHILIPSBURG, PA 16866

You are hereby notified that the following ORDER, DECREE or JUDGMENT has been entered against you on January 14, 2008, in accordance with the provisions of Pa. R.C.P. 236.

- |   |                                     |  |
|---|-------------------------------------|--|
| <input type="checkbox"/> Decree Nisi in Equity  | <input type="checkbox"/> Confession | <input type="checkbox"/> Verdict           |
| <input type="checkbox"/> Final Decree in Equity | <input type="checkbox"/> Default    | <input type="checkbox"/> Non-suit          |
| <input type="checkbox"/> Judgment of            | <input type="checkbox"/> Non-pros   | <input type="checkbox"/> Arbitration Award |
- (X) Judgment is in the amount of \$4,047.61, plus costs.  
(X) District Justice transcript of judgment in civil action in the amount of \$3,366.83, attorney's fees in the amount of \$0.00, interest in the amount of \$589.28, plus costs.  
( ) If not satisfied within sixty (60) days, your motor vehicle operator's license will be suspended by the Pennsylvania Department of Transportation.

By: [Signature]

Prothonotary

If you have any questions regarding this Notice, please contact the filing party.

Date: 1-17-08

[Signature]

Amy F. Doyle #87062 / Daniel F. Wolfson #20617  
Philip C. Warholc #86341 / David R. Galloway #87326  
Tonilyn M. Chippie #87852 / Sarah E. Ehasz #86469  
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Attorneys in the Practice of Debt Collection  
4660 Trindle Road, Suite 300  
Camp Hill, PA 17011  
Telephone: (717) 303-6700  
Counsel for Plaintiff

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

COPY

Midland Credit Management, Inc.  
Midland Funding, LLC  
Beneficial  
Plaintiff(s)

No.: 2008-00040-CD

Real Debt: \$4,047.61

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Richard M. Frank  
Defendant(s)

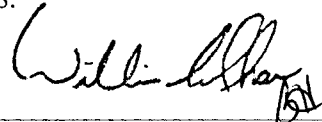
Entry: \$20.00

Instrument: DJ Judgment

Date of Entry: January 14, 2008

Expires: January 14, 2013

Certified from the record this 14th 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

Midland Funding LLC  
assignee of BENEFICIAL

Plaintiff

v.

NO. 08-40-CD  
CIVIL ACTION - LAW

RICHARD M FRANK

Defendant(s)

ENTRY OF APPEARANCE

TO THE PROTHONOTARY:

Kindly enter the undersigned as counsel for Plaintiff in the captioned matter.

Respectfully Submitted,


By: 

David R. Galloway #87326  
Fulton Friedman & Gullace, LLP  
Counsel for Plaintiff  
Attorneys in the Practice of Debt Collection  
130B Gettysburg Pike  
Mechanicsburg, PA 17055  
Tel: (866) 563-0809 Fax: (585) 546-4241

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Praecipe was served this date by depositing same in the Post Office, first class mail, postage prepaid, addressed as follows:

RICHARD M FRANK  
RR 1 BOX 233A  
HOUTZDALE PA 16651

  
\_\_\_\_\_  
David R. Galloway  
Attorney ID #87326

Date

4-15-10

FFG File #: 149367



**FILED**  
M 11:30 A.M. GK  
4 APR 19 2010 NO CL  
William A. Shaw (14)  
Prothonotary/Clerk of Courts