

08-66-CD

LVNV Funding vs Donna Ball

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS  
Plaintiff

No. 08-66-CD

VS

CIVIL ACTION - LAW

DONNA BALL  
Defendant(s)

PRAECIPE FOR JUDGMENT

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

(X)	Amount due	\$2,982.36
	TOTAL	\$2,982.36, plus interest and costs

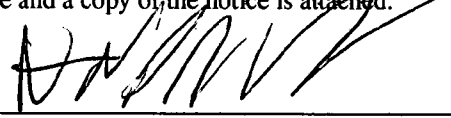
(X) I certify that the foregoing assessment of damages is for specified amounts alleged to be due in the complaint and is calculable as a sum certain from the complaint.

(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 16, 2008, JUDGMENT IS ENTERED AS ABOVE.

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

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

Deputy

FILED  
m/2:0030  
JAN 16 2008  
Att'y pd. 20.00  
ICC & Notice  
to Def.

William A. Shaw  
Prothonotary/Clerk of Courts

ICC & Statement  
to Att'y

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF: **CLEARFIELD**

12/3/7  
**NOTICE OF JUDGMENT/TRANSCRIPT  
CIVIL CASE**

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

PLAINTIFF: NAME and ADDRESS  
**LVNV FUNDING, LLC  
4660 TRINDLE ROAD APT/STE 300  
% WOLPOFF & ABRAMSON  
CAMP HILL, PA 17011**

VS.  
DEFENDANT: NAME and ADDRESS  
**BALL, DONNA  
3955 GLENDALE BLVD  
PO BOX 209  
COALPORT, PA 16627**

**LVNV FUNDING, LLC  
4660 TRINDLE ROAD APT/STE 300  
% WOLPOFF & ABRAMSON  
CAMP HILL, PA 17011**

Docket No.: **CV-0000507-07**  
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) **LVNV FUNDING, LLC**

☒ Judgment was entered against: (Name) **BALL, DONNA**  
in the amount of \$ **2,982.36**

☐ 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>2,890.86</b>
Judgment Costs	\$ <b>91.50</b>
Interest on Judgment	\$ <b>.00</b>
Attorney Fees	\$ <b>.00</b>
<b>Total</b>	\$ <b>2,982.36</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 - bnf, 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

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS  
Plaintiff

No.

VS

CIVIL ACTION - LAW

DONNA BALL  
Defendant(s)

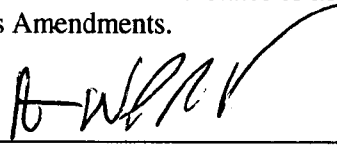
AFFIDAVIT OF NON-MILITARY SERVICE

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, Donna Ball, above-named, is over 21 years of age; is last known to reside at 3955 Glendale Blvd Coalport, 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.

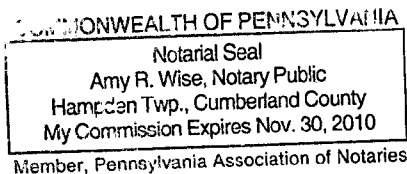
Date:

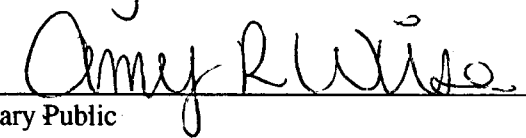
1-7-08

  
\_\_\_\_\_  
Amy F. Doyle #87062 / Daniel F. Wolfson #20617  
Philip C. Warholic #86341 / David R. Galloway #87326  
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✓ 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

1<sup>th</sup> day of January, 2008



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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS  
Plaintiff

No.

VS

CIVIL ACTION - LAW

DONNA BALL  
Defendant(s)

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

I hereby certify that the precise address of Plaintiff is:

Lvnv Funding, Llc  
15 South Main Street  
Greenville SC 29601

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

Donna Ball  
3955 Glendale Blvd  
Coalport PA 16627

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  
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4660 Trindle Road, Suite 300  
Camp Hill, PA 17011  
Telephone: (717) 303-6700  
Counsel for Plaintiff

COPY

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS  
Plaintiff

No. 08-666-CD

VS

CIVIL ACTION - LAW

DONNA BALL  
Defendant(s)

NOTICE OF ORDER, DECREE OR JUDGMENT

TO: DONNA BALL  
3955 GLENDALE BLVD  
  
COALPORT, PA 16627

You are hereby notified that the following ORDER, DECREE or JUDGMENT has been entered against you on January 16, 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 \$2,982.36, plus costs.  
(X) District Justice transcript of judgment in civil action in the amount of \$2,595.61, attorney's fees in the amount of \$0.00, interest in the amount of \$295.25, 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. 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

COPY

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

LVNV Funding, LLC  
Sherman Acquisition  
Sears  
Plaintiff(s)

No.: 2008-00066-CD

Real Debt: \$2,982.36

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Donna Ball  
Defendant(s)

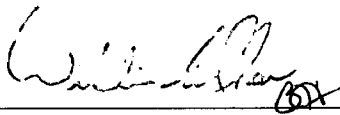
Entry: \$20.00

Instrument: DJ Judgment

Date of Entry: January 16, 2008

Expires: January 16, 2013

Certified from the record this 16th 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

PRAECIPE FOR WRIT OF EXECUTION (MONEY JUDGMENT)  
P.R.C.P. 3101 to 3149

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS

Plaintiff

vs.

DONNA BALL

Defendant(s)

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

JUDGMENT NO. 08-66-CD

PRAECIPE FOR WRIT OF EXECUTION  
(MONEY JUDGMENT)

To the Prothonotary: Please issue the Writ of Execution in the above-captioned matter, in the amount of \$2,982.36.

- (1) Directed to the Sheriff of CLEARFIELD County, Pennsylvania;
- (2) against, DONNA BALL located at 3955 GLENDALE BLVD, COALPORT, PA 16627, Defendant(s)
- (3) and against, CNB BANK located at 1 S SECOND ST, CLEARFIELD, PA 16830, Garnishee(s);
- (4) and index this writ
  - (a) against, DONNA BALL, Defendant(s) and
  - (b) against, CNB BANK, Garnishee(s),

as a lis pendens against the real property of the Defendant(s) in the name of the Garnishee(s) as follows:  
(Specifically describe property) \*\*\*GARNISH ONLY\*\*\*

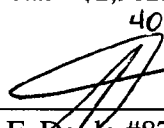
You are directed to attach the property of the Defendant(s) not levied upon in the possession of  
CNB BANK located at 1 S SECOND ST, CLEARFIELD, PA 16830, Garnishee(s).

All accounts including but not limited to all savings, checking and other accounts, certificates of deposit, notes  
receivables, collateral, pledges, documents of title, securities, coupons and safe deposit boxes.

Amount due \$2,982.36  
Interest from 01/16/2008 To Be Determined  
At an interest rate of 6% per year

Total \$2,982.36 Plus costs & interest  
40.00 Prothonotary costs

Date: 2/4/08

  
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  
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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

William A. Shaw  
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS  
Plaintiff

No. 08-66-CD

VS

CIVIL ACTION - LAW

DONNA BALL  
Defendant(s)

INTERROGATORIES TO GARNISHEE

TO: CNB BANK  
1 S SECOND ST  
CLEARFIELD, PA 16830

PURSUANT TO RULE 3253 OF THE RULES OF CIVIL PROCEDURE, THE FOLLOWING INTERROGATORIES HAVE BEEN SERVED UPON YOUR INSTITUTION. GARNISHEE IS HEREBY REQUIRED TO ANSWER EACH OF THE FOLLOWING INTERROGATORIES SEPARATELY AND FULLY. PLEASE COMPLETE THE FOLLOWING INTERROGATORIES TO ASSIST THE CREDITOR'S EFFORTS TO SATISFY THE LAWFUL OBLIGATION OF THE ABOVE REFERENCED DEBTOR(S).

IMPORTANT NOTICES AND INSTRUCTIONS TO GARNISHEE

- A. 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.
- B. The term "Defendant(s)" means the individual(s) or entity against whom the Writ of Execution was issued.
- C. "You" means the main office and all branch offices, representatives, employees, and agents of your organization.
- D. By service of the Writ of Execution upon you, all property of the Defendant(s) subject to attachment which is in your possession, custody or control is attached, including all property of the Defendant(s) which comes into your possession thereafter.
- E. These Interrogatories are considered to be continuing and therefore should be modified or supplemented as you receive further or additional information.
- F. Where exact information cannot be furnished, estimated information is to be supplied. When an estimate is to be used, it should be identified as such, and an explanation should be given as to the basis on which the estimate is made, and the reason the exact information cannot be furnished.
- G. Where knowledge or information in possession of a party is requested, such request includes knowledge of the party's agents, representatives, and attorneys.

INTERROGATORIES TO GARNISHEE  
DEFENDANT(S) - DONNA BALL

1. **DEPOSITORY ACCOUNTS:** At the time you were served or at any subsequent time, state whether or not the Defendant(s) maintains any checking, savings, lines of credit, certificate of deposit's or other depository accounts with your institution. If so, state the identification numbers of those accounts, and the amount or amounts the Defendant(s) has in each account. If the Defendant(s) maintains any of these jointly with any other person, or persons, give their name and address.

1A. **DIRECT DEPOSIT ACCOUNTS:** Are any of the accounts you have listed above direct deposit accounts? If yes, please state the identification numbers of those accounts.

2. 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.

3. 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 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.

4. **TRANSFER OF PROPERTY:** At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?

5. **SAFE DEPOSIT BOXES:** At the time you were served or at any subsequent time, state whether or not the Defendant(s) maintains any safe deposit box or boxes. If so, include the identification number or other designation of the box or boxes. Include a full description of the contents and also the amount of cash among those contents. If the Defendant(s) maintains any of these jointly with any other person or persons give their full name and address.

6. REAL OR PERSONAL PROPERTY: At the time you were served or at any subsequent time, state whether or not Defendant(s) owns any personal property that was in your possession and/or control. If so, include a full description of all personal property giving full value and present location. State also whether or not there are any encumbrances or liens holders, the present balance of the encumbrance. State where and when the encumbrances or liens was recorded. If the Defendant(s) owns any personal property jointly with any person or persons, give names and address.

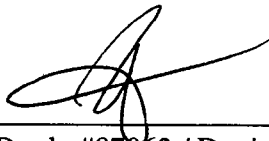
7. OTHER ASSETS: At the time you were served or at any subsequent time, did you know of the existence of any other asset(s) of the Defendant(s) which are not disclosed in the preceding Interrogatories. If so, please set forth all details concerning those asset.

8. PROPERTY HELD AS A FIDUCIARY: At the time you were served or at any subsequent time, did you hold as a fiduciary any property in which any Defendant(s) had an interest? If so, please describe for each Defendant(s) the nature of the property including its value and the interest of Defendant(s).

9. FEES OUTSTANDING TO GARNISHEE: Are there any attorneys fees or processing fees charged by you against the Defendant(s) or account(s) of the Defendant(s) for the completion of this Answer. If yes, outline the exact amount of any fees due and owing to the garnishee or the attorney for the garnishee for the preparation of the Answer.

Date:

2/4/08



Amy F. Doyle #87062 / Daniel F. Wolfson #20617  
Philip C. Warholc #86341 / David R. Galloway #87326  
Tonilyn M. Chippie #87853 / 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

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION - LAW**

COPIES

LVNV Funding, LLC, Assignee of  
Sherman Acquisition, Assignee of Sears

Vs.

NO.: 2008-00066-CD

Donna Ball

CNB Bank  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against LVNV FUNDING, LLC, Assignee of SHERMAN ACQUISITION, Assignee of SEARS, Plaintiff(s) from DONNA BALL, Defendant(s):

- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's interest(s) therein:  
Personal Property

You are also directed to attach the property of the defendant(s) not levied upon in the possession of: CNB Bank as garnishee(s): ALL ACCOUNTS INCLUDING BUT NOT LIMITED TO ALL SAVINGS, CHECKING AND OTHER ACCOUNTS, CERTIFICATES OF DEPOSIT, NOTES RECEIVABLES, COLLATERAL, PLEDGES, DOCUMENTS OF TITLE, SECURITIES, COUPONS AND SAFE DEPOSIT BOXES and to notify the garnishee(s) that: (a) an attachment has been issued; (b) except as provided in paragraph (c), the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof; (c) the attachment shall not include any 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 or less. If multiple accounts are attached, a total of \$300 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 42 Pa.C.S. § 8123.

- (2) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such other person that he or she has been added as a garnishee and is enjoined as above stated.
- (3) If Social Security or Supplemental 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 Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

AMOUNT DUE/PRINCIPAL: \$2,982.36  
INTEREST FROM 01/16/2008 at an  
interest rate of 6% per year:  
ATTY'S COMM: \$  
DATE: 02/08/2008

PROTH. COSTS PAID: \$40.00  
SHERIFF: \$  
OTHER COSTS: \$



William A. Shaw  
Prothonotary/Clerk Civil Division

Received this writ this \_\_\_\_\_ day  
of \_\_\_\_\_ A.D. \_\_\_\_\_  
At \_\_\_\_\_ A.M./P.M.

\_\_\_\_\_  
Sheriff

Requesting Party: Tonilyn M. Chippie, Esq.  
4660 Trindle Road, Ste. 300  
Camp Hill, PA 17011  
(717) 303-6700

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103741  
NO: 08-66-CD  
SERVICE # 1 OF 1  
WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

PLAINTIFF: LVNV FUNDING, LLC, Assignee  
vs.  
DEFENDANT: DONNA BALL  
TO: CNB BANK, GARNISHEE

SHERIFF RETURN

NOW, February 05, 2008 AT 2:09 PM SERVED THE WITHIN WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON CNB BANK, Garnishee DEFENDANT AT 1 S. SECOND ST., CLEARFIELD, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO CINDY PIERCE, SECRETARY A TRUE AND ATTESTED COPY OF THE ORIGINAL WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: HUNTER / DEHAVEN

FILED  
012-49351  
FEB 20 2008


William A. Shaw  
Prothonotary/Clerk of Courts

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	WOLPOFF	00261303	10.00
SHERIFF HAWKINS	WOLPOFF	00261303	20.41

Sworn to Before Me This

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

So Answers,

  
Chester A. Hawkins  
Sheriff

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

LVNV Funding, LLC, Assignee of  
Sherman Acquisition, Assignee of Sears

Vs.

NO.: 2008-00066-CD

Donna Ball

CNB Bank  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against LVNV FUNDING, LLC, Assignee of SHERMAN ACQUISITION, Assignee of SEARS, Plaintiff(s) from DONNA BALL, Defendant(s):

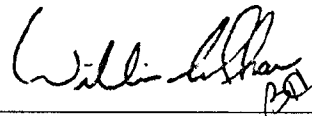
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Personal Property

You are also directed to attach the property of the defendant(s) not levied upon in the possession of: CNB Bank as garnishee(s): ALL ACCOUNTS INCLUDING BUT NOT LIMITED TO ALL SAVINGS, CHECKING AND OTHER ACCOUNTS, CERTIFICATES OF DEPOSIT, NOTES RECEIVABLES, COLLATERAL, PLEDGES, DOCUMENTS OF TITLE, SECURITIES, COUPONS AND SAFE DEPOSIT BOXES and to notify the garnishee(s) that: (a) an attachment has been issued; (b) except as provided in paragraph (c), the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof; (c) the attachment shall not include any 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 or less. If multiple accounts are attached, a total of \$300 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 42 Pa.C.S. § 8123.

- (2) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such other person that he or she has been added as a garnishee and is enjoined as above stated.
- (3) If Social Security or Supplemental 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 Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.

AMOUNT DUE/PRINCIPAL: \$2,982.36  
INTEREST FROM 01/16/2008 at an  
interest rate of 6% per year:  
ATTY'S COMM: \$  
DATE: 02/08/2008

PROTH. COSTS PAID: \$40.00  
SHERIFF: \$  
OTHER COSTS: \$



William A. Shaw  
Prothonotary/Clerk Civil Division

Received this writ this 8 day  
of FEB A.D. 2008  
At Pine A.M. P.M.

Clister A. Hawkins  
Sheriff My Maryn Hamer

Requesting Party: Tonilyn M. Chippie, Esq.  
4660 Trindle Road, Ste. 300  
Camp Hill, PA 17011  
(717) 303-6700

**WRIT OF EXECUTION and/or ATTACHMENT  
COMMONWEALTH OF PENNSYLVANIA, COUNTY OF CLEARFIELD  
CIVIL ACTION – LAW**

LVNV Funding, LLC, Assignee of  
Sherman Acquisition, Assignee of Sears

Vs.

NO.: 2008-00066-CD

Donna Ball

CNB Bank  
Garnishee

**TO THE SHERIFF OF CLEARFIELD COUNTY:**

To satisfy the judgment, interest and costs against LVNV FUNDING, LLC, Assignee of SHERMAN ACQUISITION, Assignee of SEARS, Plaintiff(s) from DONNA BALL, Defendant(s):

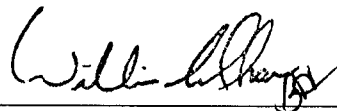
- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's interest(s) therein:  
Personal Property

You are also directed to attach the property of the defendant(s) not levied upon in the possession of: CNB Bank as garnishee(s): ALL ACCOUNTS INCLUDING BUT NOT LIMITED TO ALL SAVINGS, CHECKING AND OTHER ACCOUNTS, CERTIFICATES OF DEPOSIT, NOTES RECEIVABLES, COLLATERAL, PLEDGES, DOCUMENTS OF TITLE, SECURITIES, COUPONS AND SAFE DEPOSIT BOXES and to notify the garnishee(s) that: (a) an attachment has been issued; (b) except as provided in paragraph (c), the garnishee(s) is/are enjoined from paying any debt to or for the account of the defendant(s) and from delivering any property of the defendant(s) or otherwise disposing thereof; (c) the attachment shall not include any 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 or less. If multiple accounts are attached, a total of \$300 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 42 Pa.C.S. § 8123.

- (2) If property of the defendant(s) not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify such other person that he or she has been added as a garnishee and is enjoined as above stated.
- (3) **If Social Security or Supplemental 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 Social Security direct deposits. In addition, the levy and attachment shall not include \$300.00 in the account of the defendant.**

AMOUNT DUE/PRINCIPAL: \$2,982.36  
INTEREST FROM 01/16/2008 at an  
interest rate of 6% per year:  
ATTY'S COMM: \$  
DATE: 02/08/2008

PROTH. COSTS PAID: \$40.00  
SHERIFF: \$  
OTHER COSTS: \$



William A. Shaw  
Prothonotary/Clerk Civil Division

Received this writ this 8 day  
of FEB A.D. 2008  
At 3:00 A.M./P.M.

Chister A. Hawkins  
Sheriff  
by Marilyn Hamr

Requesting Party: Tonilyn M. Chippie, Esq.  
4660 Trindle Road, Ste. 300  
Camp Hill, PA 17011  
(717) 303-6700

PRAECIPE FOR WRIT OF EXECUTION (MONEY JUDGMENT)  
P.R.C.P. 3101 to 3149

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS

Plaintiff

vs.

DONNA BALL

Defendant(s)

IN THE COURT OF COMMON PLEAS OF  
CLEARFIELD COUNTY, PENNSYLVANIA

JUDGMENT NO. 08-66-CD

PRAECIPE FOR WRIT OF EXECUTION  
(MONEY JUDGMENT)

To the Prothonotary: Please issue the Writ of Execution in the above-captioned matter, in the amount of \$2,982.36.

- (1) Directed to the Sheriff of CLEARFIELD County, Pennsylvania;
- (2) against, DONNA BALL located at 3955 GLENDALE BLVD, COALPORT, PA 16627, Defendant(s)
- (3) and against, CNB BANK located at 1 S SECOND ST, CLEARFIELD, PA 16830, Garnishee(s);
- (4) and index this writ
  - (a) against, DONNA BALL, Defendant(s) and
  - (b) against, CNB BANK, Garnishee(s),

as a lis pendens against the real property of the Defendant(s) in the name of the Garnishee(s) as follows:  
(Specifically describe property) **\*\*\*GARNISH ONLY\*\*\***

You are directed to attach the property of the Defendant(s) not levied upon in the possession of  
CNB BANK located at 1 S SECOND ST, CLEARFIELD, PA 16830, Garnishee(s).

All accounts including but not limited to all savings, checking and other accounts, certificates of deposit, notes  
receivables, collateral, pledges, documents of title, securities, coupons and safe deposit boxes.

Amount due  
Interest from 01/16/2008  
At an interest rate of 6% per year

\$2,982.36  
To Be Determined

Total \$2,982.36 Plus costs & interest  
40.00 Prothonotary costs

Date:

2/4/08

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

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

FEB 08 2008

Attest.

William L. Brown  
Prothonotary/  
Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS  
Plaintiff

No. 08-66-CD

VS

CIVIL ACTION - LAW

DONNA BALL  
Defendant(s)

INTERROGATORIES TO GARNISHEE

TO: CNB BANK  
1 S SECOND ST  
CLEARFIELD, PA 16830

PURSUANT TO RULE 3253 OF THE RULES OF CIVIL PROCEDURE, THE FOLLOWING INTERROGATORIES HAVE BEEN SERVED UPON YOUR INSTITUTION. GARNISHEE IS HEREBY REQUIRED TO ANSWER EACH OF THE FOLLOWING INTERROGATORIES SEPARATELY AND FULLY. PLEASE COMPLETE THE FOLLOWING INTERROGATORIES TO ASSIST THE CREDITOR'S EFFORTS TO SATISFY THE LAWFUL OBLIGATION OF THE ABOVE REFERENCED DEBTOR(S).

IMPORTANT NOTICES AND INSTRUCTIONS TO GARNISHEE

- A. 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.
- B. The term "Defendant(s)" means the individual(s) or entity against whom the Writ of Execution was issued.
- C. "You" means the main office and all branch offices, representatives, employees, and agents of your organization.
- D. By service of the Writ of Execution upon you, all property of the Defendant(s) subject to attachment which is in your possession, custody or control is attached, including all property of the Defendant(s) which comes into your possession thereafter.
- E. These Interrogatories are considered to be continuing and therefore should be modified or supplemented as you receive further or additional information.
- F. Where exact information cannot be furnished, estimated information is to be supplied. When an estimate is to be used, it should be identified as such, and an explanation should be given as to the basis on which the estimate is made, and the reason the exact information cannot be furnished.
- G. Where knowledge or information in possession of a party is requested, such request includes knowledge of the party's agents, representatives, and attorneys.

INTERROGATORIES TO GARNISHEE  
DEFENDANT(S) - DONNA BALL

1. **DEPOSITORY ACCOUNTS:** At the time you were served or at any subsequent time, state whether or not the Defendant(s) maintains any checking, savings, lines of credit, certificate of deposit's or other depository accounts with your institution. If so, state the identification numbers of those accounts, and the amount or amounts the Defendant(s) has in each account. If the Defendant(s) maintains any of these jointly with any other person, or persons, give their name and address.
  
- 1A. **DIRECT DEPOSIT ACCOUNTS:** Are any of the accounts you have listed above direct deposit accounts? If yes, please state the identification numbers of those accounts.
  
2. 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.
  
3. 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 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.
  
4. **TRANSFER OF PROPERTY:** At any time after you were served did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?
  
5. **SAFE DEPOSIT BOXES:** At the time you were served or at any subsequent time, state whether or not the Defendant(s) maintains any safe deposit box or boxes. If so, include the identification number or other designation of the box or boxes. Include a full description of the contents and also the amount of cash among those contents. If the Defendant(s) maintains any of these jointly with any other person or persons give their full name and address.

6. **REAL OR PERSONAL PROPERTY:** At the time you were served or at any subsequent time, state whether or not Defendant(s) owns any personal property that was in your possession and/or control. If so, include a full description of all personal property giving full value and present location. State also whether or not there are any encumbrances or liens holders, the present balance of the encumbrance. State where and when the encumbrances or liens was recorded. If the Defendant(s) owns any personal property jointly with any person or persons, give names and address.

7. **OTHER ASSETS:** At the time you were served or at any subsequent time, did you know of the existence of any other asset(s) of the Defendant(s) which are not disclosed in the preceding Interrogatories. If so, please set forth all details concerning those asset.

8. **PROPERTY HELD AS A FIDUCIARY:** At the time you were served or at any subsequent time, did you hold as a fiduciary any property in which any Defendant(s) had an interest? If so, please describe for each Defendant(s) the nature of the property including its value and the interest of Defendant(s).

9. **FEES OUTSTANDING TO GARNISHEE:** Are there any attorneys fees or processing fees charged by you against the Defendant(s) or account(s) of the Defendant(s) for the completion of this Answer. If yes, outline the exact amount of any fees due and owing to the garnishee or the attorney for the garnishee for the preparation of the Answer.

Date:

2/4/08



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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC  
ASSIGNEE OF SHERMAN ACQUISITION  
ASSIGNEE OF SEARS  
Plaintiff

No. 08-66-CD

VS

CIVIL ACTION - LAW

DONNA BALL  
Defendant(s)


**PRAECIPE TO DISCONTINUE ATTACHMENT EXECUTION**

To the Prothonotary:

Kindly mark the attachment against the Garnishee, CNB BANK, discontinued, upon payment of your costs only.

Respectfully Submitted,

Date: 3/31/08

  
\_\_\_\_\_  
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

**FILED** 2cc Atty  
m/11:16am ICC CNB Bank  
JUL 03 2008  
(envelope provided)

William A. Shaw  
Prothonotary/Clerk of Courts

SHAPIRO LAW OFFICE, P.C.  
Kenneth S. Shapiro, Esq.  
Attorney I.D. #26850  
P.O. Box 1050  
33 Rock Hill Rd., Suite 150  
Bala Cynwyd, PA 19004-5050  
(610) 668-0707

No. of Pages 1

	:	Court Of Common Pleas
	:	Clearfield County, PA
LVNV Funding LLC	:	<b>FILED</b> ICC Atty my 11:20am JUN 25 2010 (610)
Plaintiff	:	
v.	:	
Donna Ball	:	William A. Shaw
Defendant(s)	:	Prothonotary/Clerk of Courts

CIVIL CASE NO. 2008-00066-CD

ENTRY OF APPEARANCE

TO THE PROTHONOTARY OF CLEARFIELD COUNTY, PENNSYLVANIA:

Kindly enter my appearance on behalf of LVNV Funding LLC, Plaintiff herein.

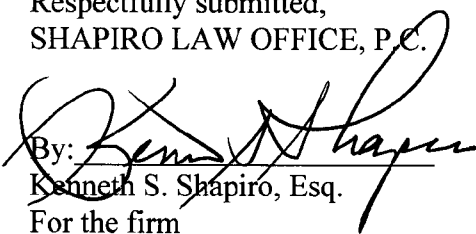
I hereby certify that this change is not intended to, nor will it, delay this proceeding to the best of my knowledge, information and belief.

Papers may be served at the address set forth below:

Kenneth S. Shapiro, Esq.  
Attorney ID # 26850  
Shapiro Law Office, PC  
P.O. Box 1050  
33 Rock Hill Road – Suite 150  
Bala Cynwyd, PA 19004-5050  
Telephone # 610-668-0707  
FAX # 610-668-1815

Respectfully submitted,  
SHAPIRO LAW OFFICE, P.C.

Dated: June 23, 2010

By:   
Kenneth S. Shapiro, Esq.  
For the firm