

08-81-CD

Capital One vs Robin Kiehlmeier

135057
COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

CAPITAL ONE BANK
(Plaintiff)

CIVIL ACTION

c/o 2417 Welsh Road Suite 21 #520

(Street Address)

Phila., PA 19114

(City, State ZIP)

No. 08-81-CD

Type of Case: CIVIL

Type of Pleading: COMPLAINT

VS.

Filed on Behalf of:

ROBIN KIEHLMEIER
(Defendant)

CAPITAL ONE BANK
(Plaintiff/Defendant)

31 Kelly Ct
(Street Address)

DuBois PA 15801
(City, State ZIP)

David J. Apothaker, Esquire

(Filed by)

2417 Welsh Road Suite 21 #520

(Address) Phila., PA 19114

215-634-8920

(Phone)

FILED

JAN 17 2009

William A. Shaw
Prothonotary/Clerk of Courts

(Signature)

Attorneys for Plaintiff

Defendant.

NO.:

814-765-2641

APOTHAKE & ASSOCIATES, P.C.

BY: David J. Apothaker, Esq.

Attorney I.D.#38423

2417 Welsh Road, Suite 21 #520

Philadelphia, PA 19114

(215) 634-8920

Attorneys for Plaintiff

CAPITAL ONE BANK

c/o Apothaker & Associates, P.C.

2417 Welsh Road, Suite 21 #520

Philadelphia, PA 19114

Plaintiff,

vs.

ROBIN KIEHLMEIER

31 KELLY CT

DU BOIS, PA 15801-1222

Defendant.

) COURT OF COMMON PLEAS

) CLEARFIELD COUNTY

)

) NO.:

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CIVIL ACTION COMPLAINT
FIRST COUNT

1. Plaintiff, CAPITAL ONE BANK, is a company with its principal place of business located at c/o Apothaker & Associates, P.C., 2417 Welsh Road, Suite 21 #520, Philadelphia, PA 19114.

2. Defendant is ROBIN KIEHLMEIER, an adult individual residing at 31 KELLY CT DU BOIS, PA 15801-1222.

3. At the special instance and request of Defendant, Plaintiff sold and delivered to Defendant goods and/or services at the times, of the kinds, in the quantities, and for the prices set forth in Plaintiff's records. A true and correct copy of which is attached hereto, incorporated herein by reference and designated Exhibit "A".

4. Defendant received and accepted the goods and/or services described in Exhibit "A".

5. The prices set forth in Exhibit "A" are the fair, reasonable and market prices for said goods and/or services, and the prices which Defendant agreed to pay.

6. All credits, if any, to which Defendant is entitled, are set forth in Exhibit "A".

7. In addition, Plaintiff avers that Defendant has failed and continues to fail to make any payments, leaving a balance due and owing of \$2,711.36.

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

WHEREFORE, Plaintiff demands judgment in favor of Plaintiff and against Defendant(s) for the sum of \$2,711.36 and requests this Court award Plaintiff attorney's fees and costs to the extent permitted by applicable law.

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

BY: _____

David J. Apothaker

Dated: 1/8/2008

Our File No.: 135057

VERIFICATION

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

Andy Kelling

DATE:

CAPITAL ONE BANK
c/o Apcthaker & Associates, P.C.
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

ROBIN KIEHLMEIER
31 KELLY CT
DU BOIS, PA 15801-1222

STATEMENT OF ACCOUNT

Debtor's Name:	ROBIN KIEHLMEIER
Account Number:	4862362385370625
Balance Due:	\$2,711.36

Our File No.: 135057

EXHIBIT "A"

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 1 Services

Sheriff Docket # **103654**

CAPITAL ONE BANK

Case # 08-81-CD

VS.

ROBIN KIEHLMEIER

TYPE OF SERVICE COMPLAINT

SHERIFF RETURNS

NOW May 14, 2008 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT "NOT FOUND" AS TO ROBIN KIEHLMEIER, DEFENDANT. NO SUCH ADDRESS AS 31 KELLY CT., DUBOIS, PA..

NOT ENOUGH TIME TO TRY 1007 BEERS ROAD, DUBOIS, PA.

SERVED BY: /

Return Costs

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	APOTHAKE	71393	10.00
SHERIFF HAWKINS	APOTHAKE	71393	33.19

FILED

012:40 LM

MAY 14 2008

LM

Sworn to Before me This

_____ Day of _____ 2008

So Answers,

William A. Shaw
Prothonotary/Clerk of Courts

Chester A. Hawkins
by Marilyn Harris

Chester A. Hawkins
Sheriff

135057
COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

CAPITAL ONE BANK
(Plaintiff)

CIVIL ACTION

c/o 2417 Welsh Road Suite 21 #520

(Street Address)

Phila., PA 19114

(City, State ZIP)

No. 08-81-CD

Type of Case: CIVIL

Type of Pleading: COMPLAINT

VS.

Filed on Behalf of:

ROBIN KIEHLMEIER
(Defendant)

CAPITAL ONE BANK
(Plaintiff/Defendant)

31 Kelly Ct
(Street Address)

DuBois PA 15801
(City, State ZIP)

David J. Apothaker, Esquire

(Filed by)

2417. Welsh Road Suite 21 #520

(Address) Phila., PA 19114

215-634-8920

(Phone)

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

(Signature)

JAN 17 2008

Attest.

William L. Brown
Prothonotary/
Clerk of Courts

APOTHAKE & ASSOCIATES, P.C.

BY: David J. Apothaker, Esq.

Attorney I.D.#38423

2417 Welsh Road, Suite 21 #520

Philadelphia, PA 19114

(215) 634-8920

Attorneys for Plaintiff

CAPITAL ONE BANK

c/o Apothaker & Associates, P.C.

2417 Welsh Road, Suite 21 #520

Philadelphia, PA 19114

Plaintiff,

vs.

ROBIN KIEHLMEIER

31 KELLY CT

DU BOIS, PA 15801-1222

Defendant.

) COURT OF COMMON PLEAS

) CLEARFIELD COUNTY

)

) NO.:

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CIVIL ACTION COMPLAINT
FIRST COUNT

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2. Defendant is ROBIN KIEHLMEIER, an adult individual residing at 31 KELLY CT DU BOIS, PA 15801-1222.

3. At the special instance and request of Defendant, Plaintiff sold and delivered to Defendant goods and/or services at the times, of the kinds, in the quantities, and for the prices set forth in Plaintiff's records. A true and correct copy of which is attached hereto, incorporated herein by reference and designated Exhibit "A".

4. Defendant received and accepted the goods and/or services described in Exhibit "A".

5. The prices set forth in Exhibit "A" are the fair, reasonable and market prices for said goods and/or services, and the prices which Defendant agreed to pay.

6. All credits, if any, to which Defendant is entitled, are set forth in Exhibit "A".

7. In addition, Plaintiff avers that Defendant has failed and continues to fail to make any payments, leaving a balance due and owing of \$2,711.36.

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

WHEREFORE, Plaintiff demands judgment in favor of Plaintiff and against Defendant(s) for the sum of \$2,711.36 and requests this Court award Plaintiff attorney's fees and costs to the extent permitted by applicable law.

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

BY: _____

David J. Apothaker

Dated: 1/8/2008

Our File No.: 135057

VERIFICATION

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

Amby Kelly

DATE:

CAPITAL ONE BANK
c/o Apothaker & Associates, P.C.
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

ROBIN KIEHLMEIER
31 KELLY CT
DU BOIS, PA 15801-1222

STATEMENT OF ACCOUNT

Debtor's Name:	ROBIN KIEHLMEIER
Account Number:	4862362385370625
Balance Due:	\$2,711.36

Our File No.: 135057

EXHIBIT "A"

Our File No.: 135057
APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esquire
Attorney I.D.# 38423
520 Fellowship Road C306
Mount Laurel, NJ 08054
(800) 672-0215
Attorney for Plaintiff

CAPITAL ONE BANK)	COURT OF COMMON PLEAS
)	CLEARFIELD COUNTY
Plaintiff,)	
vs.)	
)	
ROBIN KIEHLMEIER)	NO. 08-81-CD
)	
)	
Defendant.)	
)	

PRAECIPE TO DISMISS WITHOUT PREJUDICE

TO THE PROTHONOTARY:

Kindly dismiss this action without prejudice.

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

By: _____
David J. Apothaker, Esquire

Dated: 1/29/2010

FILED NO CC
FEB 09 2010
William A. Shaw
Prothonotary/Clerk of Courts