

08-356-CD

Collins Fin. Vs Teresa DeGrasse

2041244

THIS IS AN ARBITRATION MATTER. ASSESSMENT OF  
DAMAGES HEARING REQUIRED.

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 41200

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

COLLINS FINANCIAL SERVICES,  
INC. ASSIGNEE OF PROVIDIAN  
BANK

2101 WEST BEN WHITE BLVD

AUSTIN, TX 78704

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 08-356-CD

TERESA DEGRASSE

79 LAMB DRIVE

MORRISDALE, PA 16858

**NOTICE**

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

10-10-08 Document  
Reinstated/Reissued to Sheriff/Attorney  
for service.

*William A. Shae*  
Deputy Prothonotary

**FILED**  
m71:2981  
FEB 29 2008  
Att'y pd. 95.00  
ICC Att'y  
William A. Shae  
Prothonotary/Clerk of Courts ICC Sheriff

COMPLAINT IN CIVIL-ACTION

1. Plaintiff is a debt buyer and successor in interest to the original creditor as set forth in the caption of this Complaint.

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

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

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

5. All the credits to which the defendant(s) is entitled have been applied and there remains a balance due in the amount of \$6,653.65.


6. Plaintiff has made demand upon the defendant(s) for payment of the balance due of \$6,653.65 but the defendant(s) has failed and refused and still refuses to pay the same or any part

thereof.

7. Defendant's last payment on account was made on March 22, 2004.

WHEREFORE, plaintiff claims of the defendant(s) the sum of \$6,653.65 plus applicable costs, interest and attorney's fees.

GORDON & WEINBERG, P.C.

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

P01A.DB

**VERIFICATION**

I hereby state that I am the agent for the plaintiff herein, and that the facts set forth in the attached Affidavit which is incorporated by reference in the foregoing Complaint in Civil Action are true and correct to the best of my knowledge, information and belief and is based upon information which plaintiff has furnished to counsel. The language in the Complaint is that of counsel and not of plaintiff. To the extent that the contents of the Complaint are that of counsel, plaintiff has relied upon counsel in making this verification. This verification is made subject to 18 Pa.C.S. §4904 which provides for certain penalties for making false statements

  
\_\_\_\_\_  
Name

COLLINS FINANCIAL SERVICES, INC. AS ASSIGNEE OF PROVIDIAN BANK  
PLAINTIFF

vs.

Teresa Degrasse

DEFENDANT

State of Texas

§  
§  
§

County of Travis

AFFIDAVIT

The undersigned, being duly sworn, states the following:

1. I am a custodian of the records for the plaintiff and in that capacity I make this affidavit.
2. I am familiar with the books and records of the plaintiff, and the books and records pertaining to the account which is subject matter of this action are maintained under my supervision and control, are kept in the ordinary course of business, and the entries made in those records are made at or near the time that the transactions reflected in those records occur.
3. Plaintiff purchased/was assigned this account from the original creditor and/or its assigns, in the name of Teresa Degrasse with account number 4428480700700099, originally issued by the original creditor.
4. At the time of purchase/assignment of the subject account, the data from the records of the original creditor were loaded into the plaintiff's computer system. Following the initial entry of data, all subsequent entries into the the plaintiff's system were made at or near the time of the events that they describe.
5. The books and records of the plaintiff indicate that there is justly due and owing by the Teresa Degrasse as of October 24, 2007, the sum of \$6,653.65.
6. To the best of my information and belief, Teresa Degrasse is a resident of MORRISDALE PA 16858 and is neither an infant nor incompetent.

The foregoing matters are, to the best of my information and belief, true and correct.

AFFIANT

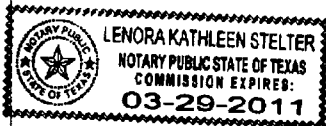
Ken Mueller

Sworn to and subscribed before me this 6 Day of November, 2007.

Lenora Kathleen Stelter  
Notary Public, State of Texas

My Commission Expires:

3-29-2011



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

Service # 1 of 1 Services

Sheriff Docket #

**103823**

COLLINS FINANCIAL SERVICES, INC. assignee

Case #

08-356-CD

vs.

TERESA DEGRASSE

TYPE OF SERVICE COMPLAINT

**SHERIFF RETURNS**

NOW June 23, 2008 AFTER DILIGENT SEARCH IN MY BAILIWICK I RETURNED THE WITHIN COMPLAINT "NOT FOUND" AS TO TERESA DEGRASSE, DEFENDANT. WHEREABOUTS UNKNOWN.

SERVED BY: /

**Return Costs**

PURPOSE	VENDOR	CHECK #	AMOUNT
SURCHARGE	GORDON	048871	10.00
SHERIFF HAWKINS	GORDON	048871	27.13

**FILED**  
JUN 23 2008  
0/2:45  
William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before me This

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

So Answers,

*Chester A. Hawkins*  
*by Marilyn Harris*  
Chester A. Hawkins  
Sheriff

2041244

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Clearfield, PA 16830  
(814) 765-2641

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

FEB 29 2008

Attest.

*William L. Brown*  
Prothonotary/  
Clerk of Courts



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WHEREFORE, plaintiff claims of the defendant(s) the sum of \$6,653.65 plus applicable costs, interest and attorney's fees.

GORDON & WEINBERG, P.C.

BY: 

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

P01A.DB

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PLAINTIFF

vs.

Teresa Degrasse

DEFENDANT

State of Texas

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County of Travis

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AFFIANT

Ken Mueller

Sworn to and subscribed before me this 6 Day of November, 2007.

Lenora Kathleen Stelter  
Notary Public, State of Texas

My Commission Expires:

3-29-2011



2041244

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Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 41200

1001 E. Hector Street, Ste 220

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COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 08-356-CD

Teresa Degrasse

79 Lamb Drive

MORRISDALE PA 16858

PRAECIPE TO REINSTATE COMPLAINT

TO THE PROTHONOTARY:

Kindly reinstate the Plaintiffs' Complaint in Civil Action in  
the above-captioned matter for an additional thirty (30) days.

GORDON & WEINBERG, P.C.

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

FREDERIC I. WEINBERG, ESQUIRE

JOEL M. FLINK, ESQUIRE

Attorney for Plaintiff(s)

5 FILED

m) 1:28 PM  
OCT 10 2008

1cc@1 Compl.

William A. Shaw  
Prothonotary/Clerk of Courts

Reinstated to Atty

1cc@1 Compl.

Reinstated to Sheriff

(610)

2041244

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*William A. Khan*  
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BY: 

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

P01A.DB

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County of Travis

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AFFIANT

Ken MuellerSworn to and subscribed before me this 6 Day of November, 2007.Lenora Kathleen Stelter  
Notary Public, State of TexasMy Commission Expires: 3-29-2011

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 08-356-CD

COLLINS FINANCIAL SERVICE S, INC.

VS

TERESA DEGRASSE

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 11/09/2008

HEARING:

PAGE: 104768

DEFENDANT: TERESA DEGRASSE  
ADDRESS: 79 LAMB DRIVE  
MORRISDALE, PA 16858

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT

OCCUPIED

ATTEMPTS

*no longer lives @ that  
address per new tenants  
10/30/08*

**SHERIFF'S RETURN**

NOW, \_\_\_\_\_ AT \_\_\_\_\_ AM / PM **SERVED** THE WITHIN

COMPLAINT ON TERESA DEGRASSE, DEFENDANT

BY HANDING TO \_\_\_\_\_ / \_\_\_\_\_

A TRUE AND ATTESTED COPY OF THE ORIGINAL DOCUMENT AND MADE KNOW TO HIM / HER THE CONTENTS THEREOF.

ADDRESS SERVED \_\_\_\_\_

NOW \_\_\_\_\_ AT \_\_\_\_\_ AM / PM **POSTED** THE WITHIN

COMPLAINT FOR TERESA DEGRASSE

AT (ADDRESS) \_\_\_\_\_

NOW *this 17th day of Nov 2008* AT *8:20* *AM* / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO TERESA DEGRASSE

REASON UNABLE TO LOCATE *DOESNT LIVE AT ABOVE ADDRESS*

SWORN TO BEFORE ME THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_ 2008

So Answered CHESTER A. HAWKINS, SHERIFF

BY:

*George F. DeHaven*  
Deputy Signature

*GEORGE F. DeHAVEN*

Print Deputy Name

*S*  
**FILED**  
NOV 17 2008  
*0/8:30/c*  
William A. Shaw  
Prothonotary/Clerk of Courts  
*no 1/c*

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thereof.

7. Defendant's last payment on account was made on March 22, 2004.

WHEREFORE, plaintiff claims of the defendant(s) the sum of \$6,653.65 plus applicable costs, interest and attorney's fees.

GORDON & WEINBERG, P.C.

BY: 

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

P01A.DB



VERIFICATION

I hereby state that I am the agent for the plaintiff herein, and that the facts set forth in the attached Affidavit which is incorporated by reference in the foregoing Complaint in Civil Action are true and correct to the best of my knowledge, information and belief and is based upon information which plaintiff has furnished to counsel. The language in the Complaint is that of counsel and not of plaintiff. To the extent that the contents of the Complaint are that of counsel, plaintiff has relied upon counsel in making this verification. This verification is made subject to 18 Pa.C.S. §4904 which provides for certain penalties for making false statements

Stath Clark  
Name

COLLINS FINANCIAL SERVICES, INC. AS ASSIGNEE OF PROVIDIAN BANK  
PLAINTIFF

vs.

Teresa Degrasse

DEFENDANT

State of Texas

County of Travis

§  
§  
§

AFFIDAVIT

The undersigned, being duly sworn, states the following:

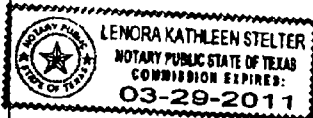
1. I am a custodian of the records for the plaintiff and in that capacity I make this affidavit.
2. I am familiar with the books and records of the plaintiff, and the books and records pertaining to the account which is subject matter of this action are maintained under my supervision and control, are kept in the ordinary course of business, and the entries made in those records are made at or near the time that the transactions reflected in those records occur.
3. Plaintiff purchased/was assigned this account from the original creditor and/or its assigns, in the name of Teresa Degrasse with account number 4428480700700099, originally issued by the original creditor.
4. At the time of purchase/assignment of the subject account, the data from the records of the original creditor were loaded into the plaintiff's computer system. Following the initial entry of data, all subsequent entries into the the plaintiff's system were made at or near the time of the events that they describe.
5. The books and records of the plaintiff indicate that there is justly due and owing by the Teresa Degrasse as of October 24, 2007, the sum of \$6,653.65.
6. To the best of my information and belief, Teresa Degrasse is a resident of MORRISDALE PA 16858 and is neither an infant nor incompetent.

The foregoing matters are, to the best of my information and belief, true and correct.

AFFIANT

Ken Mueller

Sworn to and subscribed before me this 6 Day of November, 2007.



Lenora Kathleen Stelter  
Notary Public, State of Texas

My Commission Expires: 3-29-2011

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104768  
NO: 08-356-CD  
SERVICES 1  
COMPLAINT

PLAINTIFF: COLLINS FINANCIAL SERVICE S, INC.  
vs.  
DEFENDANT: TERESA DEGRASSE

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	GORDON	060158	10.00
SHERIFF HAWKINS	GORDON	060158	29.21

<sup>S</sup> FILED

0/3:30 am  
FEB 04 2009

William A. Shaw  
Prothonotary/Clerk of Courts

Sworn to Before Me This

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

So Answers,



Chester A. Hawkins  
Sheriff

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

COLLINS FINANCIAL SERVICES, INC.,  
PROVIDIAN BANK  
Plaintiffs

vs.

TERESA DEGRASSE  
Defendant

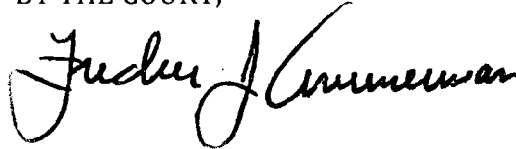
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\*

NO. 2008-356-CD

**ORDER**

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

BY THE COURT,



FREDRIC J. AMMERMAN  
President Judge

2 0/9:08cm  
JUL 28 2013 NoCC 66  
4 William A. Shaw  
Prothonotary/Clerk of Courts

2041244

**The Law Offices of Frederic I Weinberg  
& Associates, P.C.**

BY: Frederic I. Weinberg, Esquire  
Identification No.: 41360  
Joel M. Flink, Esquire  
Identification No.: 41200  
375 E. Elm Street, Suite 210  
Conshohocken, PA 19428  
484/351-0500

**FILED**

S APR 06 2015  
M/900 SM  
BRIAN K. SPENCER  
PROTHONOTARY & CLERK OF COURTS

1 CC Weinberg,

Gu

Collins Financial Service s,  
Inc. PROVIDIAN BANK CARD

COURT OF COMMON PLEAS  
CLEARFIELD COUNTY

vs.

DOCKET NO. : 08-356-CD

Teresa Degrasse

**PRAECIPE TO WITHDRAW COMPLAINT**

TO THE PROTHONOTARY:

Kindly withdraw the above-captioned action, without  
prejudice.

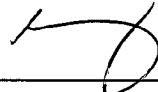
The Law Offices of Frederic I. Weinberg  
& Associates, P.C.

BY: \_\_\_\_\_  
Frederic I. Weinberg, Esquire  
Joel M. Flink, Esquire  
Attorney for Plaintiff

P006

CERTIFICATION OF SERVICE

I, **FREDERIC I. WEINBERG, ESQUIRE**, hereby certify that I, on the date below, served a copy of the Praecipe to Withdraw Complaint to Pa.R.C.P. 1028(c)(1), via First Class Mail, postage pre-paid, to all other parties or their counsel of record.



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FREDERIC I. WEINBERG, ESQUIRE

Dated 3/21/15