

08-488-CD
US Bank vs Timothy Robertson

PHELAN HALLINAN & SCHMIEG, LLP
FRANCIS S. HALLINAN, ESQ., Id. No. 62695
DANIEL G. SCHMIEG, ESQ., Id. No. 62205
MICHELE M. BRADFORD, ESQ., Id. No. 69849
SHEETAL SHAH-JANI, ESQ., Id. No. 81760
JUDITH T. ROMANO, ESQ., Id. No. 58745
JENINE R. DAVEY, ESQ., Id. No. 87077
MICHAEL E. CARLETON, ESQ., Id. No. 203009
ONE PENN CENTER PLAZA, SUITE 1400
PHILADELPHIA, PA 19103
(215) 563-7000 173001

ATTORNEY FOR PLAINTIFF

U.S. BANK NATIONAL ASSOCIATION AS
TRUSTEE
1100 VIRGINIA DRIVE
P.O. BOX 8300
FORT WASHINGTON, PA 19034

COURT OF COMMON PLEAS

Plaintiff

CIVIL DIVISION

v.

TERM

TIMOTHY A. ROBERTSON
194 LINCOLN DRIVE
DU BOIS, PA 15801

NO. 08-488-CD

CLEARFIELD COUNTY

Defendant

CIVIL ACTION - LAW
COMPLAINT IN MORTGAGE FORECLOSURE

File #: 173001

S
FILED Atty pd. 95.00
M 11:00 AM MAR 18 2008
2008
2cc Sheriff
William A. Shaw
Prothonotary/Clerk of Courts

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you, and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral Service:
Pennsylvania Lawyer Referral Service
Pennsylvania Bar Association
100 South Street
PO Box 186
Harrisburg, PA 17108
800-692-7375

Notice to Defend:
Daniel J. Nelson, Court Administrator
Clearfield County Courthouse
2nd and Market Streets
Clearfield, PA 16830
814-765-2641 x 5982

**IF THIS IS THE FIRST NOTICE THAT YOU HAVE
RECEIVED FROM THIS OFFICE, BE ADVISED THAT:**

**PURSUANT TO THE FAIR DEBT COLLECTION
PRACTICES ACT, 15 U.S.C. § 1692 et seq. (1977),
DEFENDANT(S) MAY DISPUTE THE VALIDITY OF THE
DEBT OR ANY PORTION THEREOF. IF DEFENDANT(S)
DO SO IN WRITING WITHIN THIRTY (30) DAYS OF
RECEIPT OF THIS PLEADING, COUNSEL FOR
PLAINTIFF WILL OBTAIN AND PROVIDE
DEFENDANT(S) WITH WRITTEN VERIFICATION
THEREOF; OTHERWISE, THE DEBT WILL BE ASSUMED
TO BE VALID. LIKEWISE, IF REQUESTED WITHIN
THIRTY (30) DAYS OF RECEIPT OF THIS PLEADING,
COUNSEL FOR PLAINTIFF WILL SEND DEFENDANT(S)
THE NAME AND ADDRESS OF THE ORIGINAL
CREDITOR, IF DIFFERENT FROM ABOVE.**

**THE LAW DOES NOT REQUIRE US TO WAIT UNTIL
THE END OF THE THIRTY (30) DAY PERIOD
FOLLOWING FIRST CONTACT WITH YOU BEFORE
SUING YOU TO COLLECT THIS DEBT. EVEN THOUGH
THE LAW PROVIDES THAT YOUR ANSWER TO THIS**

COMPLAINT IS TO BE FILED IN THIS ACTION WITHIN TWENTY (20) DAYS, YOU MAY OBTAIN AN EXTENSION OF THAT TIME. FURTHERMORE, NO REQUEST WILL BE MADE TO THE COURT FOR A JUDGMENT UNTIL THE EXPIRATION OF THIRTY (30) DAYS AFTER YOU HAVE RECEIVED THIS COMPLAINT. HOWEVER, IF YOU REQUEST PROOF OF THE DEBT OR THE NAME AND ADDRESS OF THE ORIGINAL CREDITOR WITHIN THE THIRTY (30) DAY PERIOD THAT BEGINS UPON YOUR RECEIPT OF THIS COMPLAINT, THE LAW REQUIRES US TO CEASE OUR EFFORTS (THROUGH LITIGATION OR OTHERWISE) TO COLLECT THE DEBT UNTIL WE MAIL THE REQUESTED INFORMATION TO YOU. YOU SHOULD CONSULT AN ATTORNEY FOR ADVICE CONCERNING YOUR RIGHTS AND OBLIGATIONS IN THIS SUIT.

IF YOU HAVE FILED BANKRUPTCY AND RECEIVED A DISCHARGE, THIS IS NOT AN ATTEMPT TO COLLECT A DEBT. IT IS AN ACTION TO ENFORCE A LIEN ON REAL ESTATE.

1. Plaintiff is

U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE
1100 VIRGINIA DRIVE
P.O. BOX 8300
FORT WASHINGTON, PA 19034

2. The name(s) and last known address(es) of the Defendant(s) are:

TIMOTHY A. ROBERTSON
194 LINCOLN DRIVE
DU BOIS, PA 15801

who is/are the mortgagor(s) and/or real owner(s) of the property hereinafter described.

3. On 06/12/2006 mortgagor(s) made, executed, and delivered a mortgage upon the premises hereinafter described to MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. AS A NOMINEE FOR OWNIT MORTGAGE SOLUTIONS, INC. which mortgage is recorded in the Office of the Recorder of CLEARFIELD County, in Instrument No: 200610097. PLAINTIFF is now the legal owner of the mortgage and is in the process of formalizing an assignment of same. The mortgage and assignment(s), if any, are matters of public record and are incorporated herein by reference in accordance with Pa.R.C.P. 1019(g); which Rule relieves the Plaintiff from its obligations to attach documents to pleadings if those documents are of public record.

4. The premises subject to said mortgage is described as attached.
5. The mortgage is in default because monthly payments of principal and interest upon said mortgage due 11/01/2007 and each month thereafter are due and unpaid, and by the terms of said mortgage, upon failure of mortgagor to make such payments after a date specified by written notice sent to Mortgagor, the entire principal balance and all interest due thereon are collectible forthwith.

6. The following amounts are due on the mortgage:

Principal Balance	\$48,381.55
Interest 10/01/2007 through 03/14/2008 (Per Diem \$13.59)	\$2,255.94
Attorney's Fees	\$1,250.00
Cumulative Late Charges 06/12/2006 to 03/14/2008	\$62.70
Cost of Suit and Title Search	<u>\$550.00</u>
Subtotal	\$52,500.19
Escrow	
Credit	\$0.00
Deficit	\$1,285.30
Subtotal	<u>\$1,285.30</u>
TOTAL	\$53,785.49

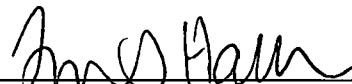
7. If the mortgage is reinstated prior to a Sheriff's Sale, the attorney's fee set forth above may be less than the amount demanded based on work actually performed. The attorney's fees requested are in conformity with the mortgage and Pennsylvania law. Plaintiff reserves its right to collect attorney's fees up to 5% of the remaining principal balance in the event the property is sold to a third party purchaser at Sheriff's Sale, or if the complexity of the action requires additional fees in excess of the amount demanded in the Action.

8. Plaintiff is not seeking a judgment of personal liability (or an in personam judgment) against the Defendant(s) in the Action; however, Plaintiff reserves its right to bring a separate Action to establish that right, if such right exists. If Defendant(s) has/have received a discharge of personal liability in a bankruptcy proceeding, this Action of Mortgage Foreclosure is in no way an attempt to reestablish such personal liability discharged in bankruptcy, but only to foreclose the mortgage and sell the mortgaged premises pursuant to Pennsylvania Law.

9. Notice of Intention to Foreclose as set forth in Act 6 of 1974, Notice of Homeowner's Emergency Assistance Program pursuant to Act 91 of 1983, as amended in 1998, and/or Notice of Default as required by the mortgage document, as applicable, have been sent to the Defendant(s) on the date(s) set forth thereon, and the temporary stay as provided by said notice has terminated because Defendant(s) has/have failed to meet with the Plaintiff or an authorized consumer credit counseling agency, or has/have been denied assistance by the Pennsylvania Housing Finance Agency.

WHEREFORE, PLAINTIFF demands an in rem Judgment against the Defendant(s) in the sum of \$53,785.49, together with interest from 03/14/2008 at the rate of \$13.59 per diem to the date of Judgment, and other costs and charges collectible under the mortgage and for the foreclosure and sale of the mortgaged property.

PHELAN HALLINAN & SCHMIEG, LLP

By: 

FRANCIS S. HALLINAN, ESQUIRE 62695
DANIEL G. SCHMIEG, ESQUIRE
MICHELE M. BRADFORD, ESQUIRE
SHEETAL R. SHAH-JANI, ESQUIRE
JUDITH T. ROMANO, ESQUIRE
JENINE R. DAVEY, ESQUIRE
MICHAEL E. CARLETON, ESQUIRE
Attorneys for Plaintiff

LEGAL DESCRIPTION

ALL that certain piece or parcel of land situated in Sandy Township, Clearfield County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING at the intersection of a 40 foot Street lying between land now or formerly of Elead Reitz, formerly City Motor Company land and the land herein conveyed and State Highway, U.S. Route 119, leading from DuBois to Sykesville; thence along U. S. Route 119, a distance of 104 feet to a point in Lot No. 50 at land now or formerly of Bedell; thence Westerly along land now or formerly of Bedell, 160 feet more or less to newly located Alida Avenue; thence Northerly along Alida Avenue, 150 feet, more or less, to the 40 Foot Street aforementioned; thence along said 40 Foot Street Southeasterly, 45 feet, more or less, to the Northern Boundary of Lot No. 52 as per the M. I. McCreight Plan of Lots; thence Easterly, still along the 40 foot Street and Northern boundary of Lot No. 52, a distance of 155 feet more or less, to State Highway, U. S. Route No. 119, and the place of beginning. Being all of Lots No. 51 and 52 and part of Lot No. 50 according to a plan of lots of M. I. McCreights, surveyed by O. P. Hess, and revised by Simpson and Madison the 24th day of January, 1990.

BEING the same premises conveyed from Timothy A. Robertson and Janet L. Roberston, formerly husband and wife, to Timothy A. Robertson, individually, by deed dated May 26, 1994 and recorded May 27, 1994, in the Clearfield County Recorder of Deeds Office in Deed Book Volume 1608, page 07.

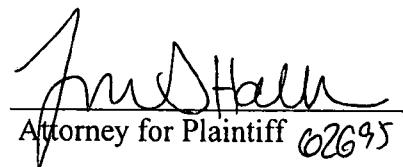
PREMISES: 194 LJNCOLN DRIVE

PARCEL: B04-651-00011

VERIFICATION

I hereby state that I am the attorney for Plaintiff in this matter, that Plaintiff is outside the jurisdiction of the Court and/or the verification could not be obtained within the time allowed for the filing of the pleading, that I am authorized to make this verification pursuant to Pa.R.C.P. 1024 (c), and that the statements made in the foregoing Civil Action in Mortgage Foreclosure are based upon information supplied by Plaintiff and are true and correct to the best of my knowledge, information and belief. Furthermore, counsel intends to substitute a verification from Plaintiff upon receipt.

The undersigned understands that this statement is made subject to the penalties of 18 Pa.C.S. Sec. 4904 relating to unsworn falsifications to authorities.



Attorney for Plaintiff 02695

DATE: 3/17/08

S

FILED NO CC
MAY 14 2008 (60)
MAY 14 2008 (60)

William A. Shaw
Prothonotary/Clerk of Courts

PHELAN HALLINAN & SCHMIEG, LLP
FRANCIS S. HALLINAN, ESQ., Id. No. 62695
ONE PENN CENTER PLAZA, SUITE 1400
PHILADELPHIA, PA 19103
(215) 563-7000

ATTORNEY FOR PLAINTIFF

**U.S. BANK NATIONAL
ASSOCIATION AS TRUSTEE**

Plaintiff

vs.

TIMOTHY A. ROBERTSON

Defendant(s)

: **COURT OF COMMON PLEAS**
: **CIVIL DIVISION**
: **NO. 08-488-CD**
: **CLEARFIELD COUNTY**
:
:
:
:
:

PRAECLYPE TO SUBSTITUTE VERIFICATION
TO CIVIL ACTION COMPLAINT
IN MORTGAGE FORECLOSURE

TO THE PROTHONOTARY:

Kindly substitute the attached verification for the verification originally filed with the complaint in the instant matter.

Phelan Hallinan & Schmieg, LLP
Attorney for Plaintiff

By: Francis S. Hallinan
Francis S. Hallinan, Esquire

Date: 5/9/08

VERIFICATION

Jeffrey Stephan hereby states that he/she is

L.S.O. of U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE, servicing agent for Plaintiff in this matter, that he/she is authorized to take this Verification, and that the statements made in the foregoing Civil Action in Mortgage Foreclosure are true and correct to the best of his/her knowledge, information and belief. The undersigned understands that this statement is made subject to the penalties of 18 Pa. C.S. Sec. 4904 relating to unsworn falsification to authorities.

DATE: 3/18/08


Name: Jeffrey Stephan
Title: Limited Signing Officer

Company: U.S. BANK NATIONAL
ASSOCIATION AS TRUSTEE

Loan: 7441819687

File #: 173001

PHELAN HALLINAN & SCHMIEG, LLP
LAWRENCE T. PHELAN, ESQ., Id. No. 32227
FRANCIS S. HALLINAN, ESQ., Id. No. 62695
ONE PENN CENTER PLAZA, SUITE 1400
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(215) 563-7000

ATTORNEY FOR PLAINTIFF

**U.S. BANK NATIONAL
ASSOCIATION AS TRUSTEE**

Plaintiff

vs.

TIMOTHY A. ROBERTSON

Defendant(s)

: **COURT OF COMMON PLEAS**
: **CIVIL DIVISION**
: **NO. 08-488-CD**
: **CLEARFIELD COUNTY**
:
:
:

CERTIFICATE OF SERVICE

I hereby certify that a strue and correct copy of Plaintiff's Praecipe to attach Verification of Complaint was sent via first class mail to the following on the date listed below:

**TIMOTHY A. ROBERTSON
194 LINCOLN DRIVE
DU BOIS, PA 15801**

Phelan Hallinan & Schmieg, LLP
Attorney for Plaintiff

By: Francis S. Hallinan
Francis S. Hallinan, Esquire

Date: 5/9/08

S
FILED *mc*
3/11/3/08
JUN 05 2008
BS William A. Shaw
 Prothonotary/Clerk of Courts

PHELAN HALLINAN & SCHMIEG, LLP
 BY: Michele M. Bradford, Esquire, ID No. 69849
 Jenine R. Davey, Esquire, ID No. 87077
 One Penn Center at Suburban Station
 1617 JFK Boulevard, Suite 1400
 Philadelphia, PA 19103-1814
(215) 563-7000

US Bank National Association as Trustee :
 1100 Virginia Drive :
 PO BOX 8300 :
 Fort Washington, PA 19034 :
 Plaintiff :

vs. :

Timothy A. Robertson :
 194 Lincoln Drive :
 DuBois, PA 15801 :
 Defendant :

ATTORNEYS FOR PLAINTIFF

Court of Common Pleas
 Civil Division
 Clearfield County
 No. 08-0488-CD

MOTION TO DIRECT THE SHERIFF TO FILE AFFIDAVIT OF SERVICE

1. Plaintiff commenced the instant mortgage foreclosure action by filing a Complaint on March 18, 2008. A true and correct copy of the Complaint is attached hereto, made part hereof, and marked as Exhibit "A".
2. The Sheriff of Clearfield County was requested to serve the Complaint upon the Defendant.
3. On May 29, 2008, the Sheriff's office verbally advised counsel for Plaintiff that Timothy Robertson was served on April 4, 2008.

4. On May 30, 2008, Plaintiff sent the Defendant a ten day letter notifying him of its intention to file a default judgment.

5. To date, the Clearfield County Sheriff's office has not filed the Affidavit of Service, which was made on April 4, 2008.

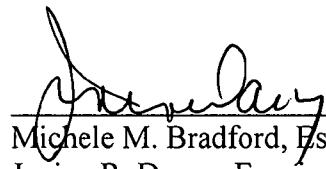
6. Plaintiff is unable to enter judgment and praecipe for a writ of execution until the Sheriff's office files the Affidavit of Service of the Complaint with the Prothonotary. Interest accrues at the rate of \$13.59 per day on this mortgage account. Additionally, the Plaintiff continues to advance funds for real estate taxes and hazard insurance at its own expense.

7. The Plaintiff is greatly prejudiced by the delay in the filing of the Sheriff's Affidavit of Service.

WHEREFORE, Plaintiff respectfully requests that the Court enter an Order directing the Sheriff of Clearfield County to file the Affidavit of Service of the Complaint with the Prothonotary within seven days.

Respectfully submitted,
PHELAN HALLINAN & SCHMIEG, LLP

6/4/08
Date



Michele M. Bradford, Esquire
Jenine R. Davey, Esquire
Attorneys for Plaintiff

EXHIBIT A

PHELAN HALLINAN & SCHMIEG, LLP
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173001

ATTORNEY FOR PLAINTIFF

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P.O. BOX 8300
FORT WASHINGTON, PA 19034

COURT OF COMMON PLEAS

CIVIL DIVISION

TERM

NO. 08-488-CD

CLEARFIELD COUNTY
ATTORNEY FILE COPY
PLEASE RETURN

Defendant

CIVIL ACTION - LAW
COMPLAINT IN MORTGAGE FORECLOSURE

We hereby certify the
within, to be a true and
correct copy of the
original filed of record

FILED
COURT
MAR 18 2008

William A. Shaw
Prothonotary/Clerk of Courts

File #: 173001

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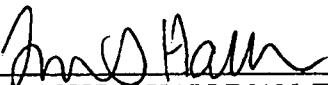
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By: 

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MICHAEL E. CARLETON, ESQUIRE
Attorneys for Plaintiff

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BEGINNING at the intersection of a 40 foot Street lying between land now or formerly of Elead Reitz, formerly City Motor Company land and the land herein conveyed and State Highway, U.S. Route 119, leading from DuBois to Sykesville; thence along U. S. Route 119, a distance of 104 feet to a point in Lot No. 50 at land now or formerly of Bedell; thence Westerly along land now or formerly of Bedell, 160 feet more or less to newly located Alida Avenue; thence Northerly along Alida Avenue, 150 feet, more or less, to the 40 Foot Street aforementioned; thence along said 40 Foot Street Southeasterly, 45 feet, more or less, to the Northern Boundary of Lot No. 52 as per the M. I. McCreight Plan of Lots; thence Easterly, still along the 40 foot Street and Northern boundary of Lot No. 52, a distance of 155 feet more or less, to State Highway, U. S. Route No. 119, and the place of beginning. Being all of Lots No. 51 and 52 and part of Lot No. 50 according to a plan of lots of M. I. McCreights, surveyed by O. P. Hess, and revised by Simpson and Madison the 24th day of January, 1990.

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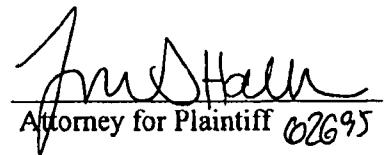
PREMISES: 194 LJNCOLN DRIVE

PARCEL: B04-651-00011

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The undersigned understands that this statement is made subject to the penalties of 18 Pa.C.S. Sec. 4904 relating to unsworn falsifications to authorities.



Attorney for Plaintiff 02695

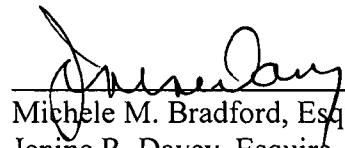
DATE: 3/17/08

VERIFICATION

The undersigned hereby state that they are the attorneys for the Plaintiff in this action, that they are authorized to make this Verification, and that the statements made in the foregoing Motion to Direct Sheriff to file Affidavit of Service and Brief in support thereof are true and correct to the best of their knowledge, information and belief. The undersigned understands that this statement herein is made subject to the penalties of 18 Pa.C.S. 4904 relating to unsworn falsification to authorities.

PHELAN HALLINAN & SCHMIEG, LLP

6/4/08
Date



Michele M. Bradford, Esquire
Jenine R. Davey, Esquire
Attorneys for Plaintiff

PHELAN HALLINAN & SCHMIEG, LLP
BY: Michele M. Bradford, Esquire, ID No. 69849
Jenine R. Davey, Esquire, ID No. 87077
One Penn Center at Suburban Station
1617 JFK Boulevard, Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

ATTORNEYS FOR PLAINTIFF

US Bank National Association as Trustee	:	Court of Common Pleas
1100 Virginia Drive	:	
PO BOX 8300	:	
Fort Washington, PA 19034	:	Civil Division
Plaintiff	:	
vs.	:	Clearfield County
Timothy A. Robertson	:	
194 Lincoln Drive	:	No. 08-0488-CD
DuBois, PA 15801	:	
Defendant	:	

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of Plaintiff's Motion to Direct Sheriff to File
Affidavit of Service and Brief in Support thereof were served upon the following interested
parties via first class mail on the date indicated below:

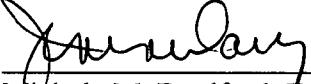
Chester A. Hawkins
Sheriff of Clearfield County
230 East Market Street
Clearfield, PA 16830

Peter F. Smith, Esquire
30 South 2nd Street
PO Box 130
Clearfield, PA 16830-2347
(Sheriff's Solicitor)

Timothy A. Robertson
194 Lincoln Drive
DuBois, PA 15801

PHELAN HALLINAN & SCHMIEG, LLP

6/4/08
Date



Michele M. Bradford, Esquire
Jenine R. Davey, Esquire
Attorneys for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103908
NO. 08-488-CD
SERVICE # 1 OF 2
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE

vs.

DEFENDANT: TIMOTHY A. ROBERTSON

SHERIFF RETURN

NOW, April 07, 2008 AT 11:20 AM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON TIMOTHY A. ROBERTSON DEFENDANT AT 194 LINCOLN DRIVE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO TIMOTHY ROBERTSON, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: NEVLING / COUDRIET

S

FILED

0135701
JUN 11 2008

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103908
NO. 08-488-CD
SERVICE # 2 OF 2
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE
vs.
DEFENDANT: TIMOTHY A. ROBERTSON

SHERIFF RETURN

NOW, April 07, 2008 AT 11:20 AM SERVED THE WITHIN COMPLAINT IN MORTGAGE FORECLOSURE ON TIMOTHY A. ROBERTSON DEFENDANT AT 194 LINCOLN DRIVE, DUBOIS, CLEARFIELD COUNTY, PENNSYLVANIA, BY HANDING TO TIMOTHY ROBERTSON, DEFENDANT A TRUE AND ATTESTED COPY OF THE ORIGINAL COMPLAINT IN MORTGAGE FORECLOSURE AND MADE KNOWN THE CONTENTS THEREOF.

SERVED BY: NEVLING / COUDRIET

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 103908
NO: 08-488-CD
SERVICES 2
COMPLAINT IN MORTGAGE FORECLOSURE

PLAINTIFF: U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE
vs.
DEFENDANT: TIMOTHY A. ROBERTSON

SHERIFF RETURN

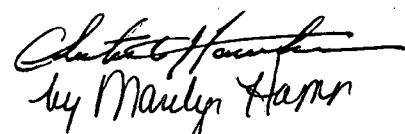
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PHELAN	677808	20.00
SHERIFF HAWKINS	PHELAN	677808	80.00

Sworn to Before Me This

____ Day of _____ 2008

So Answers,



Chester A. Hawkins
Sheriff

S

FILED *ICC Atty Davey*
0/3/08
JUN 09 2008

William A. Shaw
 Prothonotary/Clerk of Courts
(w/out memo)

(60)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

US Bank National Association as Trustee	:	Court of Common Pleas
1100 Virginia Drive	:	
PO BOX 8300	:	
Fort Washington, PA 19034	:	Civil Division
Plaintiff	:	
vs.	:	Clearfield County
Timothy A. Robertson	:	
194 Lincoln Drive	:	No. 08-0488-CD
DuBois, PA 15801	:	
Defendant	:	

ORDER

AND NOW, this 6 day of June, 2008, upon consideration of Plaintiff's Motion to Direct Sheriff to File Affidavit of Service, and any response thereto, it is hereby:

ORDERED and DECREED that the Sheriff of Clearfield County is hereby directed to complete and file an Affidavit of Service of the foreclosure Complaint within seven days of the date of this Order.

BY THE COURT:

Paul Currier
 J.

FILED

JUN 09 2008

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 10/9/08

You are responsible for serving all appropriate parties.
 The Prothonotary's office has provided service to the following parties:
 Plaintiff(s) Plaintiff(s) Attorney Other
 Defendant(s) Defendant(s) Attorney
 Special Instructions:

S

FILED

JUN 18 2008

10:30 AM
William A. Shaw
Prothonotary/Clerk of Courts

(6)

~~10:30 AM~~
10:30 AM to After

PHELAN HALLINAN & SCHMIEG, LLP
BY: Michele M. Bradford, Esquire, ID No. 69849
Jenine R. Davey, Esquire, ID No. 87077
One Penn Center at Suburban Station
1617 JFK Boulevard, Suite 1400
Philadelphia, PA 19103-1814
(215) 563-7000

ATTORNEYS FOR PLAINTIFF

US Bank National Association as Trustee
1100 Virginia Drive
PO BOX 8300
Fort Washington, PA 19034
Plaintiff

: Court of Common Pleas

vs.
Timothy A. Robertson
194 Lincoln Drive
DuBois, PA 15801
Defendant

: Civil Division

: Clearfield County

: No. 08-0488-CD

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the Order granting Plaintiff's Motion to Direct Sheriff to File Affidavit of Service were served upon the following interested parties via first class mail on the date indicated below:

Chester A. Hawkins
Sheriff of Clearfield County
230 East Market Street
Clearfield, PA 16830

Peter F. Smith, Esquire
30 South 2nd Street
PO Box 130
Clearfield, PA 16830-2347
(Sheriff's Solicitor)

Timothy A. Robertson
194 Lincoln Drive
DuBois, PA 15801

PHELAN HALLINAN & SCHMIEG, LLP

11/16/08
Date



Michele M. Bradford, Esquire
Jenine R. Davey, Esquire
Attorneys for Plaintiff