

08-502-CD
LVNV Funding vs J. Durandetta

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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

VS

JASON DURANDETTA
Defendant(s)

No. 08-502-CD

CIVIL ACTION - LAW

FILED

M/11:25am

MAR 20 2008

William A. Shaw
Prothonotary/Clerk of Courts

pd \$20.00 Atty
1cc notice
to debt
1cc + statement
to Atty
Warholick

PRAECIPE FOR JUDGMENT

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

(X)	Amount due	\$3,959.67
	TOTAL	\$3,959.67, 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:

3/12/08


Amy F. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholick #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, March 20, 2008, JUDGMENT IS ENTERED AS ABOVE.


Prothonotary/Clerk, Civil Division

By:

Deputy

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF: **CLEARFIELD**

211818
**NOTICE OF JUDGMENT/TRANSCRIPT
CIVIL CASE**

Mag. Dist. No.: **46-3-02**
MDJ Name: Hon.
RICHARD A. IRELAND
Address: **650 LEONARD ST
STE 113
CLEARFIELD, PA**
Telephone: **(814) 765-5335 16830**

PLAINTIFF: NAME and ADDRESS
LVNV FUNDING, LLC
4660 TRINDLE RD APT/STE 300
CAMP HILL, PA 17011

VS.
DEFENDANT: NAME and ADDRESS
DURANDETTA, JASON
313 REED STREET APT/STE 10
CLEARFIELD, PA 16830

C/O WOLPOFF & ABRAMSON, LLP
4660 TRINDLE RD APT/STE 300
CAMP HILL, PA 17011

Docket No.: **CV-0000441-07**
Date Filed: **10/25/07**



THIS IS TO NOTIFY YOU THAT:

Judgment: **DEFAULT JUDGMENT PLTF** (Date of Judgment) **1/14/08**

☒ Judgment was entered for: (Name) **LVNV FUNDING, LLC,**

☒ Judgment was entered against: (Name) **DURANDETTA, JASON**
in the amount of \$ **3,959.67**

☐ 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	\$ 3,842.82
Judgment Costs	\$ 116.85
Interest on Judgment	\$.00
Attorney Fees	\$.00
Total	\$ 3,959.67
Post Judgment Credits	\$ _____
Post Judgment Costs	\$ _____
Certified Judgment Total	\$ _____

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.

JAN 1 2008 Date *Richard Ireland*, Magisterial District Judge

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

2-25-08 Date *[Signature]*, 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

JASON DURANDETTA
Defendant(s)

NOTICE OF ORDER, DECREE OR JUDGMENT

TO: JASON DURANDETTA
313 REED ST
#10
CLEARFIELD, PA 16830

You are hereby notified that the following ORDER, DECREE or JUDGMENT has been entered against you on March 20, 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 \$3,959.67, plus costs.
(X) District Justice transcript of judgment in civil action in the amount of \$3,842.82, attorney's fees in the amount of \$0.00, interest in the amount of \$0.00, 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:

William L. Shaw, Jr.
Prothonotary

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

Date:

3/18/08

Philip C. Warholick
Amy E. Doyle #87062 / Daniel F. Wolfson #20617
Philip C. Warholick #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.

VS

CIVIL ACTION - LAW

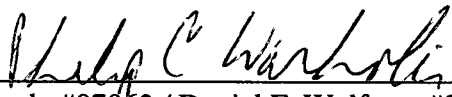
JASON DURANDETTA
Defendant(s)

AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA :
:
COUNTY OF CLEARFIELD :

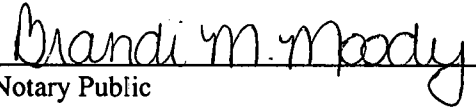
The undersigned counsel, being duly sworn according to law, depose and say that I am the Attorney for the Plaintiff in the above-captioned matter, and that to the best of my knowledge, information and belief Defendant, Jason Durandetta, above-named, is over 21 years of age; is last known to reside at 313 Reed St #10 Clearfield, 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: 3/12/08



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 12th day of March, 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

JASON DURANDETTA
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:

Jason Durandetta
313 Reed St
#10
Clearfield PA 16830

Date: 3/12/08



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
STATEMENT OF JUDGMENT

LVNV Funding, LLC
Sherman Acquisition
Sears
Plaintiff(s)

No.: 2008-00502-CD

Real Debt: \$3,959.67

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

Jason Durandetta
Defendant(s)

Entry: \$20.00

Instrument: District Justice Judgment

Date of Entry: March 20, 2008

Expires: March 20, 2013

Certified from the record this March 20, 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

COPY

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.

JASON DURANDETTA
Defendant(s)

: IN THE COURT OF COMMON PLEAS OF
: CLEARFIELD COUNTY, PENNSYLVANIA
:

:
:
: JUDGMENT NO. 08-502-CD
:
:
: PRAECIPE FOR WRIT OF EXECUTION

To the Prothonotary: Please issue the Writ of Execution in the above-captioned matter, in the amount of \$ 3959.67.

(1) Directed to the Sheriff of CLEARFIELD County, Pennsylvania; *5*

(2) against, JASON DURANDETTA
523 TEMPLE AVE
CLEARFIELD PA 16830-2567

Defendant(s);

(3) and against NORTHWEST SAVINGS BANK
located at 1200 S 2ND ST

CLEARFIELD PA 16830-3396 Garnishee(s);

(4) And index this writ

(A) against JASON DURANDETTA
Defendant(s) and

(B) against, NORTHWEST SAVINGS 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 NORTHWEST SAVINGS BANK , 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: \$ 3959.67

Interest From: 03/20/2008

To Be Determined

At an interest rate of 6% per year

Total: \$ 3959.67 Plus costs & interest

Prothonotary costs 40.00

Philip C. Warholick

David R. Galloway #87326/Philip C. Warholick #86341
Sarah E. Ehasz #86469/Robert N. Polas, Jr. #201259
Amy F. Doyle #87062
Mann Bracken LLP / Counsel for Plaintiff
The Successor by Merger to Wolpoff & Abramson, LLP
and Eskanos & Adler, P. C.
4660 Trindle Road, Suite 300, Camp Hill, PA 17011
Telephone: 866-253-0128 Fax: (717) 737-9051

PABGAR/PABANK FILE # 178324845

FILED *Atty. pd.*
MT: 4/20/09
APR 27 2009 *20.00*
4000
William A. Shaw
Prothonotary/Clerk of Courts
to Sheriff

IN THE COURT OF COMMON PLEAS CLEARFIELD

COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC

ASSIGNEE OF SHERMAN ACQUISITION

No. 08-502-CD

ASSIGNEE OF SEARS

Plaintiff

CIVIL ACTION - LAW

VS

JASON DURANDETTA

Defendant(s)

INTERROGATORIES TO GARNISHEE

TO: NORTHWEST SAVINGS BANK
1200 S 2ND ST

CLEARFIELD PA 16830-3396

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 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, 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.

SS# XXX-XX- 8732

INTERROGATORIES TO GARNISHEE
DEFENDANT(S) - JASON DURANDETTA

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(s) 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(s) have funds on deposit in an account in which funds on deposit, not including any otherwise exempt funds, did not exceed the amount of 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(s) against you?
5. SAFE DEPOSIT BOX: 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 the Defendant(s) own 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 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(s).

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.

Philip C. Warholick

David R. Galloway #87326/Philip C. Warholick #86341
 Sarah E. Ehasz #86469/Robert N. Polas, Jr. #201259
 Amy F. Doyle #87062
 Mann Bracken LLP / Counsel for Plaintiff
 The Successor by Merger to Welpoff & Abramson, LLP
 and Eskanos & Adler, P. C.
 4660 Trindle Road, Suite 300, Camp Hill, PA 17011
 Telephone: 866-253-0128 Fax: (717) 737-9051

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

COPY

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

Vs.

NO.: 2008-00502-CD

Jason Durandetta

Northwest Savings 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 JASON DURANDETTA, 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
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
Northwest Savings 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.
- (3) 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.
- (4) 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: \$3,959.67
INTEREST FROM 03/20/2008 at an
interest rate of 6% per year
ATTY'S COMM: \$
DATE: 4/27/2009

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: Philip C. Warholic, Esq.
4660 Trindle Road, Ste. 300
Camp Hill, PA 17011
(866) 253-0128

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of Services

Sheriff Docket # **105594**

LVNV FUNDING, LLC, Assignee

Case # 08-502-CD

vs.

JASON DURANDETTA
TO: NORTHWEST SAVINGS BANK, Garnishee

TYPE OF SERVICE WRIT OF EXECUTION; INTERROGATORIES TO GARNISH

SHERIFF RETURNS

NOW July 29, 2009 RETURNED THE WITHIN WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE
"NOT SERVED, TIME EXPIRED" AS TO NORTHWEST SAVINGS BANK, GARNISHEE, DEFENDANT. NEVER
RECEIVED INSTRUCTIONS FROM ATTY.

SERVED BY: /

FILED
JUL 30 2009
William A. Shaw
Prothonotary/Clerk of Courts

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 2 of Services

Sheriff Docket # **105594**

LVNV FUNDING, LLC, Assignee

Case # 08-502-CD

vs.

JASON DURANDETTA
TO: NORTHWEST SAVINGS BANK, Garnishee

TYPE OF SERVICE WRIT OF EXECUTION; INTERROGATORIES TO GARNISH

SHERIFF RETURNS

NOW July 29, 2009 RETURNED THE WITHIN WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE
"NOT SERVED, TIME EXPIRED" AS TO JASON DURANDETTA, DEFENDANT. NEVER RECEIVED
INSTRUCTIONS FROM ATTY.

SERVED BY: /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 105594
NO: 08-502-CD
SERVICES

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

PLAINTIFF: LVNV FUNDING, LLC, Assignee
vs.
DEFENDANT: JASON DURANDETTA
TO: NORTHWEST SAVINGS BANK, Garnishee

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	MANN	00260937	20.00
SHERIFF HAWKINS	MANN	00260937	14.00

Sworn to Before Me This

_____ Day of _____ 2009

So Answers,



Chester A. Hawkins
Sheriff

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.

JASON DURANDETTA

Defendant(s)

: IN THE COURT OF COMMON PLEAS OF
: CLEARFIELD COUNTY, PENNSYLVANIA

:

:

:

: JUDGMENT NO. 08-502-CD

:

:

:

: PRAECIPE FOR WRIT OF EXECUTION

To the Prothonotary: Please issue the Writ of Execution in the above-captioned matter, in the amount of \$ 3959.67.

(1) Directed to the Sheriff of CLEARFIELD County, Pennsylvania;

(2) against, JASON DURANDETTA
523 TEMPLE AVE
CLEARFIELD PA 16830-2567

Defendant(s);

(3) and against NORTHWEST SAVINGS BANK
located at 1200 S 2ND ST

CLEARFIELD PA 16830-3396 Garnishee(s);

(4) And index this writ

(A) against JASON DURANDETTA
Defendant(s) and

(B) against, NORTHWEST SAVINGS 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 NORTHWEST SAVINGS BANK , 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: \$ 3959.67

Interest From: 03/20/2008

To Be Determined

At an interest rate of 6% per year

Total: \$ 3959.67 Plus costs & interest.

Prothonotary costs 60.00

FILED *Att'y pd, 20.00*
7/11/02/21
SEP 08 2009
4CC & 6
William A. Shaw
Prothonotary/Clerk of Courts *Writs to Sheriff*
(60)

David R. Galloway #87326/Philip C. Warholc #86341
Sarah E. Ehasz #86469/Robert N. Polas, Jr. #201259
Amy F. Doyle #87062
Mann Bracken LLP / Counsel for Plaintiff
Attorneys in the Practice of Debt Collection
4660 Trindle Road, Suite 300, Camp Hill, PA 17011
Telephone: 866-253-0128 Fax: (717) 737-9051

IN THE COURT OF COMMON PLEAS CLEARFIELD

COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC

No. 08-502-CD

Assignee of Sherman Acquisition

ASSIGNEE OF SEARS

Plaintiff

CIVIL ACTION - LAW

VS

JASON DURANDETTA

Defendant(s)

INTERROGATORIES TO GARNISHEE

TO: NORTHWEST SAVINGS BANK
1200 S 2ND ST

CLEARFIELD PA 16830-3396

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 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, 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) - JASON DURANDETTA

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 an 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(s) 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(s) have funds on deposit in an account in which funds on deposit, not including any otherwise exempt funds, did not exceed the amount of 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(s) against you?

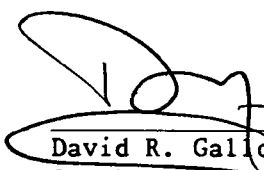
5. SAFE DEPOSIT BOX: At the time you were served or at any subsequent time, state whether or not the Defendant(s) maintains any safe deposit box or boxes. If so, include the identification number or other designation of the box or boxes. Include a full description of the contents and also the amount 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 the Defendant(s) own 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 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(s).

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.



David R. Galloway #87326 / Philip C. Warholic #86341
 Sarah E. Ehasz #86469 / Robert N. Polas, Jr. #201259
 Amy F. Doyle #87062
 Mann Bracken LLP / Counsel for Plaintiff
 Attorneys in the Practice of Debt Collection
 4660 Trindle Road, Suite 300, Camp Hill, PA 17011
 Telephone: 866-253-0128 Fax: (717) 737-9051

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

COPY

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

Vs.

NO.: 2008-00502-CD

Jason Durandetta

Northwest Savings Bank
Garnishee

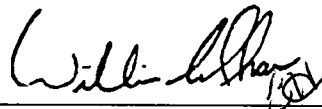
TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against LVNV FUNDING, LLC, Assignee of SHERMAN ACQUISITION, Assignee of SEARS, Plaintiff(s) from JASON DURANDETTA, 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
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
Northwest Savings 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.
- (3) 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.
- (4) 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: \$3,959.67
INTEREST FROM 03/20/2008 at an
interest rate of 6% per year
ATTY'S COMM: \$
DATE: 9/8/2009

PROTH. COSTS PAID: \$60.00
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: David R. Galloway, Esq.
4660 Trindle Road, Ste. 300
Camp Hill, PA 17011
(866) 253-0128

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 1 of 2 Services

Sheriff Docket # **106140**

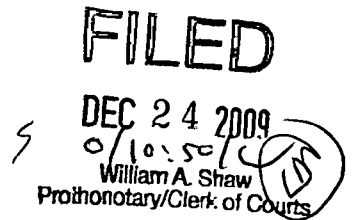
LVNV FUNDING, LLC Assignee of Sherman Acquisition

Case # 08-502-CD

vs.

JASON DURANDETTA
TO: NORTHWEST SAVINGS BANK, Garnishee

TYPE OF SERVICE WRIT OF EXECUTION; INTERROGATORIES TO GARNISH



SHERIFF RETURNS

NOW December 23, 2009 RETURNED THE WITHIN WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE "NOT SERVED, TIME EXPIRED" AS TO NORTHWEST SAVINGS BANK, GARNISHEE, DEFENDANT. NEVER RECVD INSTRUCTIONS FROM ATTY.

SERVED BY: /

In The Court of Common Pleas of Clearfield County, Pennsylvania

Service # 2 of 2 Services

Sheriff Docket # **106140**

LVNV FUNDING, LLC Assignee of Sherman Acquisition

Case # 08-502-CD

vs.

JASON DURANDETTA
TO: NORTHWEST SAVINGS BANK, Garnishee

TYPE OF SERVICE WRIT OF EXECUTION; INTERROGATORIES TO GARNISH

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SERVED BY: /

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 106140
NO: 08-502-CD
SERVICES 2

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

PLAINTIFF: LVNV FUNDING, LLC Assignee of Sherman Acquisition

VS.

DEFENDANT: JASON DURANDETTA

TO: NORTHWEST SAVINGS BANK, Garnishee

SHERIFF RETURN


RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	MANN	00403080	20.00
SHERIFF HAWKINS	MANN	00403080	14.00

Sworn to Before Me This

_____ Day of _____ 2009

So Answers,


by Marilee Harris

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.: 2008-00502-CD

Jason Durandetta

Northwest Savings Bank
Garnishee

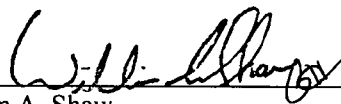
TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against LVNV FUNDING, LLC, Assignee of SHERMAN ACQUISITION, Assignee of SEARS, Plaintiff(s) from JASON DURANDETTA, 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
- (2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of:
Northwest Savings 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.
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INTEREST FROM 03/20/2008 at an
interest rate of 6% per year
ATTY'S COMM: \$
DATE: 9/8/2009

PROTH. COSTS PAID: \$60.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 8 day
of Sept A.D. 2009
At 3:00 A.M./P.M.

Chister A. Hawkins
Sheriff
by Marilyn Harris

Requesting Party: David R. Galloway, Esq.
4660 Trindle Road, Ste. 300
Camp Hill, PA 17011
(866) 253-0128

COUNTY COURT
COUNTY OF CLEARFIELD
STATE OF PENNSYLVANIA

FILE #: 4057M2030
ORIGINAL CREDITOR: CITIBANK

LVNV FUNDING LLC

CASE NO: 2008-502-CD

PLAINTIFF(S)

-AGAINST-

SATISFACTION OF JUDGMENT

JASON DURANDETTA

DEFENDANT(S)

THIS IS TO CERTIFY that the Judgment entered on 03/20/2008 in the amount of \$3,459.67 in favor of LVNV FUNDING LLC against Jason Durandetta in the above entitled matter has been paid and satisfied as of 4/19/2013.


LVNV Funding LLC Plaintiff/Plaintiff's Assignee
By: 
Title: Authorized Rep
Address: 625 Pilot Road, Suite 3,
Las Vegas, NV 89119
Tel: (888) 665-0374

FILED *pd \$7.00*
014:00am ICC PISL
AUG 26 2013
66
William A. Shaw
Prothonotary/Clerk of Courts

STATE OF South Carolina)
COUNTY OF Greenville) ss.:

On 6/17/13 before me, the undersigned, personally appeared Jason Good, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.


Notary Public

R. Scott Batson
Notary Public
State of South Carolina
My Comm. Exp. 4-25-2021

FILED
AUG 26 2013
William A. Shaw
Prothonotary, Clerk of Courts