

**COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA**

LVNV FUNDING, LLC ASSIGNEE OF SHERMAN
ACQUISITION ASSIGNEE OF SEARS

No. 08-982-CD

C/O WOLPOFF & ABRAMSON, L.L.P.
4660 TRINDLE ROAD, 3rd FLOOR
CAMP HILL, PA 17011
Plaintiff

Type of Case: Contract

Type of Pleading:

VS.

Filed on Behalf of: Plaintiff

WILLIAM A CARR
501 W LONG AVE
#"BILL
DU BOIS PA 15801

Defendant(s)

Date: 5/19/08

Philip C Warholis

Amy F. Doyle #87062 /
Philip C. Warholis #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 Att. pd. \$95.00
MAY 27 2008
William A. Shaw
Prothonotary/Clerk of Courts
ICC Atty
ICC Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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

vs

WILLIAM A CARR
Defendant(s)

:
: No.
:
:
: CIVIL ACTION - LAW
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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 an 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 or any other claim or relief requested by the Plaintiff. You may lose money or property rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET HELP. 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.

Clearfield County Courthouse
David S. Meholick, Court Administrator 230 East Market Street
Clearfield, PA 16830
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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

vs

WILLIAM A CARR
Defendant(s)

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: No.
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: CIVIL ACTION - LAW
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NOTICIA

USTED HA SIDO DEMANDADO/A EN LA CORTE. Si usted desea defender conta la demanda puestas en las siguientes paginas, usted tienen que tomar acción dentro veinte (20) días después que esta Demanda y Aviso es servido, con entrando por escrito una apariencia personalmente o por un abogado y archivando por escrito con la Corte sus defensas o objeciones a las demandas puestas en esta contra usted. Usted es advertido que si falla de hacerlo el caso puede proceder sin usted y un juzgamiento puede ser entrado conta usted por la Corte sin mas aviso por cualquier dinero reclamado en la Demanda o por cualquier otro reclamo o alivio solicitado por Demandante. Usted puede perder dinero o propiedad o otros derechos importante para usted.

USTED DEBE LLEVAR ESTE PAPEL A SU ABOGADO ENSEGUIDA. SI USTED NO TIENE UN ABOGADO, VAYA O LLAME POR TELEFONO LA OFICINA FIJADA AQUI ABAJO. ESTA OFICINA PUEDE PROVEERE CON INFORMACION DE COMO CONSEGUIR UN ABOGADO.

SI USTED NO PUEDE PAGARLE A UN ABOGADO, ESTA OFICINA PUEDE PROVEERE INFORMACION ACERCA AGENCIAS. QUE PUEDAN OFRECER SERVICIOS LEGAL A PERSONAS ELIGIBLE AQ UN HONORARIO REDUCIDO O GRATIS.

Clearfield County Courthouse
David S. Meholick, Court Administrator 230 East Market Street
Clearfield, PA 16830
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

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

vs.

WILLIAM A CARR
Defendant(s)

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: No.
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: CIVIL ACTION - LAW
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COMPLAINT

AND NOW, comes the Plaintiff, by and through its attorneys and the law firm of Wolpoff & Abramson, LLP, and files this Complaint and in support avers as follows:

1. Plaintiff is LVNV FUNDING, LLC ASSIGNEE OF SHERMAN ACQUISITION ASSIGNEE OF SEARS , located at 15 South Main Street Greenville, SC 29601.
2. Defendant, WILLIAM A CARR, is an adult individual with a last known address of 501 W Long Ave #Bill Du Bois, Clearfield County, PA 15801.
3. It is averred that Defendant was issued an open end credit account (hereinafter "Account").

4. At all relevant times material hereto, Defendant has been a regular user of said Account for the purchase of products, goods and/or for obtaining services.

5. Defendant was provided with copies of the Statement of Accounts showing all debits and credits for transactions on the aforementioned credit card account to which there was no bona fide objection by Defendant. A true and correct copy of the Statement of Account is attached hereto, incorporated herein and marked as Exhibit "A".

6. Defendant did not object to the above-mentioned statements submitted by Plaintiff and/or its assignors to Defendant.

7. As of the date of this Complaint, the remaining balance due, owing and unpaid on Defendant's credit card account as a result of the charges made by said Defendant and/or any authorized users is the sum of \$9,550.44.

8. Interest has accrued from the charge off date at a rate of 6 %.

9. As of the date of the filing of this Complaint, the amount of interest which has accrued is the sum of \$1,216.23.

10. Despite reasonable and repeated demands for payment, Defendant has refused and continues to refuse to pay all sums due and owing on the aforementioned account balance, all to the damage and detriment of the Plaintiff.

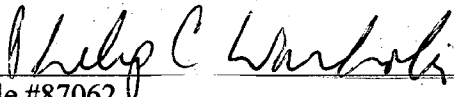
11. Plaintiff performed any and all conditions precedent to the bringing of this action.

12. The amount in controversy is within the jurisdictional amount requiring compulsory arbitration.

WHEREFORE, Plaintiff respectfully requests this Honorable Court enter Judgment in favor of the Plaintiff and against Defendant in the amount of \$9,550.44, plus interest in the amount of \$1,216.23, plus costs of this action and any other relief as this Court deems just and reasonable.

Respectfully Submitted,

Date: 5/19/08



Amy F. Doyle #87062

Philip C. Warholik #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

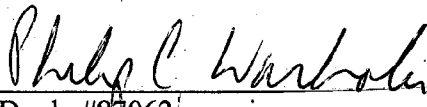
Counsel for Plaintiff

VERIFICATION

The undersigned hereby states that they are the attorney for the Plaintiff who is located outside of this jurisdiction and in order to file the within document in an expedient and timely manner, they are authorized to take this verification on behalf of said Plaintiff in the within action and verifies that the statements made in the foregoing Pleading are true and correct to the best of their knowledge, information, and belief, based upon information provided by the Plaintiff.

The undersigned understands that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsification to authorities.

Date: _____



Amy F. Doyle #87062

Philip C. Warholik #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

Exhibit "A"

••FICHINFO1•• Date 02/19/08 Account 4284 Mode L ••Nxt + •
ACCT 4284 BAL 9550.44 LPYMT DT 03/05/2006

*ABL-ACCT-ID*ABL-ACCT-NO *ABL-EFF-DATE*ABL-CUR-BALANCE
02/15/2008 9550.44
*ABL-PRIN-COLLECTED*ABL-PRIN-OWING*ABL-PRIN-BAL*ABL-ATTYFEE-COLLECTED
0.00 9550.44 9550.44 0.00
*ABL-ATTYFEE-OWING*ABL-FEE-BAL*ABL-INT-COLLECTED*ABL-INT-OWING*ABL-INT-BAL
0.00 0.00 0.00 0.00 0.00
*ABL-COST-COLLECTED*ABL-COST-OWING*ABL-COST-BAL*ABL-CUR-INT-RATE*ABL-INT-ACCRUAL
0.00 0.00 0.00 0.060 1.57
*ABL-SUSPEND-INT*ABL-LAST-PYMT-DT*ABL-LAST-PYMT-AMT*ABL-LAST-NSF-DT
0.00 03/05/2006 40.00
*ABL-LAST-NSF-AMT*ABL-ACCRUAL-METHOD*PLA-ACCT-ID*PLA-ACCT-NO

2

--
*ADL-ACCT-NO *ADL-MERCHANT *ADL-CBR
Y
*ADL-CHGOFF-BAL*ADL-CHGOFF-DT*ADL-ORG-NAME
9550.44 06/29/2006 LVNV FUNDING LLC
*ADL-LAST-PURCH-AMT*ADL-MISC1
227.00
*ADL-MISC2
05121071788354284

•MODE L=LFT R=RG T W=WRP Next File •

••FICHINFO1•• Date 02/19/08 Account 5121071788354284 Mode L ••Nxt + •
*ADL-MISC3 *ADL-ORG-DT*ADL-PORTFOLIO-ID
SHMC 05/01/1992 7633
*ADL-SELLER-NAME *ADL-TELECOMM-PHONE*ALT-ACCT-ID
SEARS

--
*BWR-TYPE*BWR-SSN *BWR-FIR-NAME
01 XXXXX8789 WILLIAM A
*BWR-LAST-NAME
CARR JR
*BWR-ADDR
501 W LONG AVE
*BWR-ADDR2 *BWR-CITY *BWR-ST*BWR-ZIP
"BILL" DU BOIS PA 158011709
*BWR-DOB *BWR-HMPHONE*BWR-WKPHONE*BWR-OTPHONE*BWR-LANG-CODE
8143719508 8145906001 0
*BWR-BANK-NAME *BWR-EMPLOYED*BWR-HOME-OWNER
N

--
*PLA-COMM-RATE*PLA-BATCH-ID*PLA-TRUST-ACCTID*PLA-DEADLINE*PLA-SIF*BKY-ACCT-ID
0.2700 115944 1

•MODE L=LFT R=RG T W=WRP Next File •

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 08-982-CD

LVNV FUNDING, LLC Assignee
vs
WILLIAM A. CARR

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 06/26/2008 HEARING: PAGE: 104218

DEFENDANT: WILLIAM A. CARR
ADDRESS: 501 W. LONG AVE. #BILL
DUBOIS, PA 15801

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS

05-30-08 N/A (N)
6-2-08 - w/h
1:51 PM

SHERIFF'S RETURN

FILED

0/10:45am
JUN 03 2008

William A. Shaw
Prothonotary/Clerk of Courts

NOW, 06/03/2008 AT 10:50 (AM) PM **SERVED** THE WITHIN

COMPLAINT ON WILLIAM A. CARR, DEFENDANT

BY HANDING TO PAM PRICE /

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

ADDRESS SERVED CLEARFIELD COUNTY SHERIFFS OFFICE

NOW _____ AT _____ AM / PM **POSTED** THE WITHIN

COMPLAINT FOR WILLIAM A. CARR

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO WILLIAM A. CARR

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

_____ DAY OF _____ 2008

~~So Answers.~~ CHESTER A. HAWKINS, SHERIFF

BY: [Signature]
Deputy Signature

Robert Snyder
Print Deputy Name

NO. 08-982-CD

ACCEPTANCE OF SERVICE

I accept service of the CIVIL PROCESS (on behalf of) WILLIAM A. CARR

and certify that I am authorized to do so.

(Date)

x Pam Price

(Authorized Agent)

501 W. Long Ave Delos, Pa 15801
(Mailing Address)

CLEARFIELD COUNTY SHERIFF
(Address where served)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104218
NO: 08-982-CD
SERVICES 1
COMPLAINT

PLAINTIFF: LVNV FUNDING, LLC Assignee
vs.
DEFENDANT: WILLIAM A. CARR

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WOLPOFF	00277293	10.00
SHERIFF HAWKINS	WOLPOFF	0027793	57.80

FILED
013:07/BA
SEP 25 2008
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

LVNV FUNDING, LLC

Assignee of *Shawman* Acquisition : NO. 08-982-CDASSIGNEE OF SEARS
15 SOUTH MAIN STREETGREENVILLE SC 29601
Plaintiff

vs.

WILLIAM A CARR JR

Defendant(s)

CIVIL ACTION - LAW

PRAECIPE FOR JUDGMENT

5
FILED *pd \$20.00 Atty*
10/12/15 cm
NOV 07 2008 *1004 notice to*
deft
cc statement
to Atty
Warholick

William A. Shaw
 Prothonotary/Clerk of Courts

Please enter Judgment in favor of Plaintiff and against Defendant(s),
 WILLIAM A CARR JR and
 for failure to answer the Complaint.

(X) Amount due \$ 10766.67
 TOTAL \$ 10766.67 , 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.

(X) 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: 10/27/08 Signature:

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 LLC / 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: (717) 303-6700 Fax: (717) 737-9051

NOW, November 7, 2008, JUDGMENT IS ENTERED AS ABOVE

William A. Shaw *cm*
 Prothonotary/Clerk, Civil Division

By: _____

~~Deputy~~

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC

*Assignee of**Acquisition*

ASSIGNEE OF SEARS

15 SOUTH MAIN STREET

GREENVILLE SC 29601

Plaintiff

vs.

WILLIAM A CARR JR

Defendant(s)

: No. 08-982-CD

:

:

:

:

:

:

CIVIL ACTION - LAW

AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA

:

:

COUNTY OF CUMBERLAND

:

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, WILLIAM A CARR JR, above-named, is over 21 years of age; is last known to reside at 501 W LONG AVE DU BOIS PA 15801

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.

Philip C. Warholick

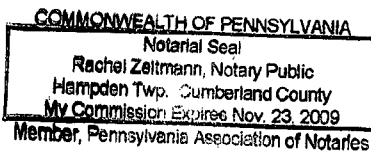
David R. Galloway #87326 / Philip C. Warholick #86341
 Sarah E. Ehasz #86469 / Robert N. Polas, Jr. #201259
 Amy F. Doyle #87062

Mann Bracken LLC / 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: (717) 303-6700 Fax: (717) 737-9051



SWORN and SUBSCRIBED to before me this 27th day of October, 2008.

Rachel Zeitmann
 Notary Public

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC

Assignee of Harman Acquisition

No. 08-982-CD

ASSIGNEE OF SEARS
15 SOUTH MAIN STREET

: CIVIL ACTION - LAW

GREENVILLE SC 29601
Plaintiff

vs.

WILLIAM A CARR JR

Defendant(s)

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

I hereby certify that the precise residence of Plaintiff is:

LVNV FUNDING, LLC

ASSIGNEE OF SEARS
15 SOUTH MAIN STREET

GREENVILLE SC 29601

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

WILLIAM A CARR JR
501 W LONG AVE
DU BOIS PA 15801*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 LLC / 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: (717) 303-6700 Fax: (717) 737-9051

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC

Assignee of Therman Acquisition
Assignee of Sears
Plaintiff

NO. 08-982-CD

vs.

CIVIL ACTION - LAW

WILLIAM A CARR JR

Defendant(s)

NOTICE OF JUDGMENT

(x) Notice is hereby given that a Judgment in the above-captioned matter has been entered against you in the amount of \$ 10766.67, plus interest, on November 7, 2008.

(x) A copy of all documents filed with the Prothonotary in support of the within judgment is/are attached.

By: *William A Carr Jr* *cm*

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

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 LLC / 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: (717) 303-6700 Fax: (717) 737-9051

(This Notice is given in accordance with Pa.R.C.P. 236.)

NOTICE SENT TO:

WILLIAM A CARR JR

501 W LONG AVE
DU BOIS PA 15801

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC : NO. 08-982-CD
ASSIGNEE OF SHERMAN ACQUISITION :
ASSIGNEE OF SEARS :
15 SOUTH MAIN STREET :
GREENVILLE S.C. 29601 :

Plaintiff :

vs. :

WILLIAM A CARR JR :

Defendant(s) :

TO: WILLIAM A CARR JR
501 W LONG AVE
"BILL
DU BOIS PA 15801

DATE OF NOTICE: 10-8-08

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU FAILED TO TAKE THE ACTION REQUIRED OF YOU IN THIS CASE. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

YOU SHOULD TAKE THIS NOTICE TO A LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE FOLLOWING OFFICE TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

PA Lawyer Referral Service
Clearfield County Courthouse
David S. Meholick, Court Administrator
230 East Market Street
Clearfield PA 16830
814-765-2641

By

David R. Galloway #87326/Philip C. Warholic #86341
Sarah E. Ehasz #86469/Robert N. Polas, Jr. #201259
Amy F. Doyle #87062
Mann Bracken LLC / 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: (717) 303-6700 Fax: (717) 737-9051

REGIONAL OFFICES

TEMPE, AZ
 AGOURA HILLS, CA
 CONCORD, CA
 DENVER, CO
 WILMINGTON, DE
 BOCA RATON, FL
 ATLANTA, GA
 ROCKVILLE, MD
 NOVI, MI
 CHAMPLIN, MN
 CHARLOTTE, NC
 CARSON CITY, NV
 ROCHESTER, NY

LAW OFFICES

MANN BRACKEN LLC
Attorneys in the Practice of Debt Collection
 (A National Collection Attorney Network Firm)
 4660 TRINDLE ROAD
 SUITE 300
 CAMP HILL, PA 17011
 THE SUCCESSOR BY MERGER TO WOLPOFF & ABRAMSON, LLP AND ESKANOS & ADLER, P.C.
 (TOLL FREE)
 1-800-830-2793
 FACSIMILE (866) 281-9028

REGIONAL OFFICES

INDEPENDENCE, OH
 PORTLAND, OR
 CAMP HILL, PA
 PITTSBURGH, PA
 CLINTON, TN
 NASHVILLE, TN
 HOUSTON, TX
 IRVING, TX
 SAN ANTONIO, TX
 FAIRFAX, VA
 RICHMOND, VA
 VIENNA, VA
 VIRGINIA BEACH, VA

PLEASE DIRECT CORRESPONDENCE TO CAMP HILL OFFICE

OCTOBER 08, 2008

180602968
 WILLIAM A CARR JR

501 W LONG AVE
 #7BILL
 DU BOIS PA 15801

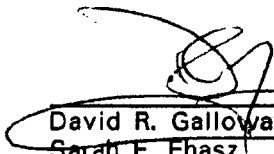
File No. 180602968

Re: LVNV FUNDING, LLC ASSIGNEE OF SEARS
 vs. WILLIAM A CARR JR
 Docket No. 08-982-CD

Dear WILLIAM A CARR JR

Enclosed herein please find a 10-Day Notice pursuant to Rule 237.1 of the
 Pennsylvania Rules of Civil Procedure.

Sincerely,


 David R. Galloway #87326/Philip C. Warholc #86341
 Sarah E. Ehasz #86469/Robert N. Polas, Jr. #201259
 Amy F. Doyle #87062
 Mann Bracken LLC / 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: (717) 303-6700 Fax: (717) 737-9051

Enclosure

CC: WILLIAM A CARR JR

COPY

This is an attempt by a debt collector to collect a debt and any information obtained
 will be used for that purpose.

NOT10D/PANOTC

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

LVNV Funding, LLC
Sherman Acquisition
Sears
Plaintiff(s)

COPY

No.: 2008-00982-CD

Real Debt: \$10,766.67

Atty's Comm: \$

Vs.

Costs: \$

Int. From: \$

William A. Carr
Defendant(s)

Entry: \$20.00

Instrument: Default Judgment

Date of Entry: November 7, 2008

Expires: November 7, 2013

Certified from the record this November 7, 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

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

ASSIGNEE OF SEARS
Plaintiff

:

:

vs.

: JUDGMENT NO. 08-982-CD

:

WILLIAM A CARR JR
Defendant(s)

:

: PRAECIPE FOR WRIT OF EXECUTION

To the Prothonotary: Please issue the Writ of Execution in the above-captioned matter, in the amount of \$10,766.67.

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

(2) against, WILLIAM A CARR JR
501 W LONG AVE
DU BOIS PA 15801

Defendant(s);

(3) and against FIRST COMMON WEALTH BANK
located at 14303 CLEARFIELD SHAWVILLE HWY

CLEARFIELD PA 16830

Garnishee(s);

(4) And index this writ

(A) against WILLIAM A CARR JR
Defendant(s) and

(B) against, FIRST COMMON WEALTH 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 FIRST COMMON WEALTH 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: \$10,766.67

Interest From: 11/07/2008

To Be Determined

At an interest rate of 6% per year

Total: \$10,766.67 Plus costs & interest (total includes post judgment credits).

Prothonotary costs

135.00

Amy Doyle
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
The Successor by Merger to Wolpoff & Abramson, LLP
and Eskanos & Adler, P. C.
4660 Trindle Road, Suite 300, Camp Hill, PA 17011
Telephone: (717) 303-6700 Fax: (717) 737-9051

PABGAR/PABANK FILE # 180602968

FILED Any pd. 20.00
m12:14/21
DEC 22 2008 3ccolewrits
to Sheriff

William A. Shaw
Prothonotary/Clerk of Courts

©

IN THE COURT OF COMMON PLEAS CLEARFIELD

COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC

No. 08-982-CD

ASSIGNEE OF SEARS
Plaintiff

CIVIL ACTION - LAW

VS

WILLIAM A CARR JR

Defendant(s)

INTERROGATORIES TO GARNISHEE

TO: FIRST COMMON WEALTH BANK
14303 CLEARFIELD SHAWVILLE HWY

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 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) - WILLIAM A CARR JR

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?

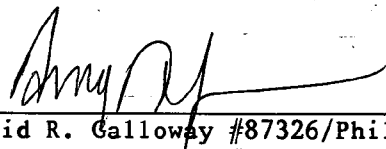
5. SAFE DEPOSIT BOX: At the time you were served or at any subsequent time, state whether or not the Defendant(s) maintains any safe deposit box or boxes. If so, include the identification number or other designation of the box or boxes. Include a full description of the contents and also the amount 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
 The Successor by Merger to Wolpoff & Abramson, LLP
 and Eskanos & Adler, P. C.
 4660 Trindle Road, Suite 300, Camp Hill, PA 17011
 Telephone: (717) 303-6700 Fax: (717) 737-9051

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC

ASSIGNEE OF SEARS
Plaintiff

No. 08-982-CD

vs.

CIVIL ACTION - LAW

WILLIAM A CARR JR

Defendant(s)

WRIT OF EXECUTION NOTICE

THIS ATTACHED PAPER IS A WRIT OF EXECUTION. IT HAS BEEN ISSUED BECAUSE THERE IS A JUDGMENT AGAINST YOU. IT MAY CAUSE YOUR PROPERTY TO BE HELD OR TAKEN TO PAY THE JUDGMENT. YOU MAY HAVE LEGAL RIGHTS TO PREVENT YOUR PROPERTY FROM BEING TAKEN. A LAWYER CAN ADVISE YOU MORE SPECIFICALLY OF THESE RIGHTS. IF YOU WISH TO EXERCISE YOUR RIGHTS, YOU MUST ACT PROMPTLY.

THE LAWS PROVIDE THAT CERTAIN PROPERTY CANNOT BE TAKEN. SUCH PROPERTY IS SAID TO BE EXEMPT. THERE IS A DEBTOR'S EXEMPTION OF \$300.00. THERE ARE OTHER EXEMPTIONS WHICH MAY BE APPLICABLE TO YOU. A SUMMARY OF SOME OF THE MAJOR EXEMPTIONS ARE LISTED BELOW. YOU MAY HAVE OTHER EXEMPTIONS OR OTHER RIGHTS.

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 STATUTORY EXEMPTION
2. BIBLES, SCHOOL BOOKS, SEWING MACHINES, UNIFORMS, AND EQUIPMENT.
3. MOST WAGES AND UNEMPLOYMENT COMPENSATION.
4. SOCIAL SECURITY BENEFITS.
5. CERTAIN RETIREMENT FUNDS AND ACCOUNTS.
6. CERTAIN VETERAN AND ARMED FORCES BENEFITS.
7. CERTAIN INSURANCE PROCEEDS.
8. SUCH OTHER EXEMPTIONS AS MAY BE PROVIDED BY LAW.

IF YOU HAVE AN EXEMPTION, YOU SHOULD DO THE FOLLOWING PROMPTLY:

- (1) FILL OUT THE ATTACHED CLAIM FORM AND DEMAND FOR A PROMPT HEARING.
- (2) DELIVER THE FORM OR MAIL IT TO THE SHERIFF'S OFFICE AT THE ADDRESS NOTED.

YOU SHOULD COME TO COURT READY TO EXPLAIN YOUR EXEMPTION. IF YOU DO NOT COME TO COURT AND PROVE YOUR EXEMPTION, YOU MAY LOSE SOME OF YOUR PROPERTY.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

LAWYER REFERENCE SERVICE
409 CHERRY STREET
NORRISTOWN, PA 19401
(610) 279-9660

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, LLC

ASSIGNEE OF SEARS

Plaintiff

NO. 08-982-CD

CIVIL ACTION - LAW

VS

WILLIAM A CARR JR

Defendant(s)

WRIT OF EXECUTION - CLAIM FOR EXEMPTION

TO THE SHERIFF:

I, the above-named Defendant, claim exemption of property from levy or attachment:

- (1) From my personal property in my possession which has been levied upon,
 (a) I desire that my \$300.00 statutory exemption be
 _____(i) set aside in kind (specify property to be set aside in kind);

 _____(ii) paid in cash following the sale of the property levied upon, or
 (b) I claim the following exemption (specify property and basis of exemption);

- (2) From my property which is in the possession of a third party, I claim the following exemptions:
 (a) My \$300.00 statutory exemption: _____in cash; _____in kind (specify property);

 (b) Social Security benefits on deposit in the amount of \$ _____
 (c) Other (specify the amount and basis of exemption):

I request a prompt Court hearing to determine the exemption. Notice of the hearing should be given to me at _____
 (Address) (Telephone Number)

I verify that the statements made in this Claim for Exemption are true and correct. I understand that false statements herein are subject to the penalties of 18 Pa.C.S., Section 4904 relating to unsworn falsification to authorities.

DATE: _____

Defendant

THIS CLAIM TO BE FILED WITH THE OFFICE OF THE SHERIFF IN THE ABOVE CAPTIONED COUNTY.
 CLEARFIELD COUNTY SHERIFF'S OFFICE

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

COPY

LVNV Funding, LLC, Assignee of Sears

Vs.

NO.: 2008-00982-CD

William A. Carr

First Commonwealth Bank
Garnishee

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against LVNV FUNDING, LLC, Assignee of SEARS, Plaintiff(s) from WILLIAM A. CARR, Defendant(s):

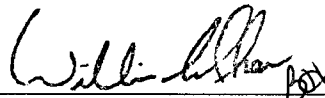
- (1) You are directed to levy upon the property of the defendant(s) and to sell defendant's interest(s) therein:
Personal Property

You are also directed to attach the property of the defendant(s) not levied upon in the possession of: First Commonwealth 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: \$10,766.67
INTEREST FROM 11/07/2008 at an interest
rate of 6% per year: To Be Determined
ATTY'S COMM: \$
DATE: 12/22/2008

PROTH. COSTS PAID: \$135.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

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

Requesting Party: Amy F. Doyle, Esq.
4660 Trindle Road, Ste. 300
Camp Hill, PA 17011
(717) 303-6700

Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 08-982-CD

LVNV FUNDING, Assignee

vs

WILLIAM A. CARR

TO: FIRST COMMONWEALTH BANK, Garnishee

SERVICE # 1 OF 1

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE

SERVE BY: 12/31/2008 ASAP HEARING: PAGE: 105082

DEFENDANT: FIRST COMMONWEALTH BANK, Garnishee

ADDRESS: 14303 CLEARFIELD SHAWVILLE HWY.
CLEARFIELD, PA 16830

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS

SHERIFF'S RETURN

NOW, 12-29-08 AT 1:20 AM / PM **SERVED** THE WITHIN

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE ON FIRST COMMONWEALTH BANK, Garnishee,
DEFENDANT

BY HANDING TO Terr; Harvath, backup-head teller

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

ADDRESS SERVED 14303 Clearfield Shawville Hwy Cld. Pa

NOW _____ AT _____ AM / PM **POSTED** THE WITHIN

WRIT OF EXECUTION; INTERROGATORIES TO GARNISHEE FOR FIRST COMMONWEALTH BANK, Garnishee

AT (ADDRESS) _____

NOW _____ AT _____ AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO FIRST COMMONWEALTH BANK, Garnishee

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

_____ DAY OF _____ 2008

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

Deputy S. Hunter
Deputy Signature
S. Hunter
Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 105082
NO: 08-982-CD
SERVICES 1
WRIT OF EXECUTION; INTERROGATORIES TO

GARNISHEE

PLAINTIFF: LVNV FUNDING, Assignee
VS.
DEFENDANT: WILLIAM A. CARR
TO: FIRST COMMONWEALTH BANK, Garnishee

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	MANN	00099525	10.00
SHERIFF HAWKINS	MANN	00099525	22.00

^S
FILED
079,05/01
DEC 31 2008
William A. Shaw
Prothonotary/Clerk of Courts

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 Sears

Vs.

NO.: 2008-00982-CD

William A. Carr

First Commonwealth Bank
Garnishee

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against LVNV FUNDING, LLC, Assignee of SEARS, Plaintiff(s) from WILLIAM A. CARR, 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: First Commonwealth 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: \$10,766.67
INTEREST FROM 11/07/2008 at an interest
rate of 6% per year: To Be Determined
ATTY'S COMM: \$
DATE: 12/22/2008

PROTH. COSTS PAID: \$135.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 22 day
of Dec A.D. 2008
At J.W. A.M. (P.M.)
Chester A. Hawley
Sheriff by Mark H. Harn

Requesting Party: Amy F. Doyle, 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 Sears

Vs.

NO.: 2008-00982-CD

William A. Carr

First Commonwealth Bank
Garnishee

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against LVNV FUNDING, LLC, Assignee of SEARS, Plaintiff(s) from WILLIAM A. CARR, Defendant(s):

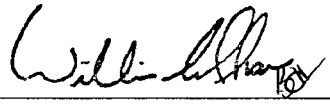
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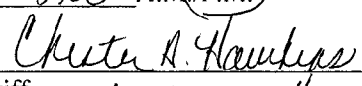
AMOUNT DUE/PRINCIPAL: \$10,766.67
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DATE: 12/22/2008

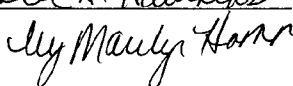
PROTH. COSTS PAID: \$135.00
SHERIFF: \$
OTHER COSTS: \$



William A. Shaw
Prothonotary/Clerk Civil Division

Received this writ this 22 day
of Dec A.D. 2008
At 3:00 A.M./P.M.



Sheriff 

Requesting Party: Amy F. Doyle, Esq.
4660 Trindle Road, Ste. 300
Camp Hill, PA 17011
(717) 303-6700

LVNV FUNDING, LLC

No. 08-982-CD

ASSIGNEE OF SEARS
Plaintiff**FILED** *NO CC*
3110:4730
JAN 05 2009 *CA*

CIVIL ACTION - LAW

VS

WILLIAM A CARR JR

William A. Shaw
Prothonotary/Clerk of Courts

Defendant(s)

RECEIVED
DEC 30 2008

INTERROGATORIES TO GARNISHEE

TO: FIRST COMMON WEALTH BANK
14303 CLEARFIELD SHAWVILLE HWY
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).

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- 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) - WILLIAM A CARR JR

For all answers to this and the foregoing Interrogatories, see Exhibit "A" attached hereto and made part of hereof.

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.

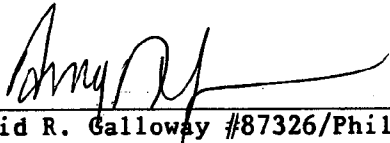


David R. Galloway #87326/Philip C. Warholic #86341
Sarah E. Ehasz #86469/Robert N. Polas, Jr. #201259
✓ Amy F. Doyle #87062
Mann Bracken LLP / Counsel for Plaintiff
The Successor by Merger to Wolpoff & Abramson, LLP
and Eskanos & Adler, P. C.
4660 Trindle Road, Suite 300, Camp Hill, PA 17011
Telephone: (717) 303-6700 Fax: (717) 737-9051

EXHIBIT "A"

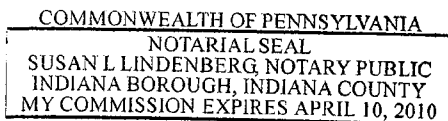
ANSWERS TO INTERROGATORIES

1. Yes, checking account number 0622542062 into William A. Carr, Jr. with a current balance of zero; and an unsecured line of credit.
 - a. Yes, checking account receives recurring deposits but do not know if exempt.
2. See #1a above
3. See #1 above
4. No
5. No
6. Yes, installment loan secured by title to property owned by William A. Carr, Jr.
7. No
8. No
9. First Commonwealth Bank charges a \$200.00 processing fee.

COMMONWEALTH OF PENNSYLVANIA)
)
COUNTY OF INDIANA)


James Boyle, Vice President
First Commonwealth Bank

Susan Lindenberg
Notary Public



FILED

JAN 05 2009

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

LVNV FUNDING, L.L.C.
SHERMAN ACQUISITION
SEARS

Plaintiff

NO: 08-982-CD

vs.

CIVIL ACTION - LAW

WILLIAM A CARR
Defendant.

PRAECIPE TO DISCONTINUE ATTACHMENT EXECUTION

To the Prothonotary:

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

Respectfully Submitted,

Dated: 1/26/09

Philip C. Warhol
Amy F. Doyle #87062

Philip C. Warhol #86341

David R. Galloway #87326

Sarah E. Ehasz #86469

Robert N. Polas, Jr. #201259

MANN BRACKEN LLP

The Successor by Merger to Wolpoff & Abramson, LLP
and Eskanos & Adler, PC

Attorneys in the Practice of Debt Collection

4660 Trindle Rd., Suite 300

Camp Hill, PA 17011

(717) 303-6700

MB File No. 180602968

FILED 3CC AAA
m/a: 206m Warhol
MAR 19 2009
LON

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

LVNV Funding LLC : Court Of Common Pleas
Plaintiff : Clearfield County, PA
v. :
William A. Carr :
Defendant(s) :
William A. Shaw
Prothonotary/Clerk of Courts
CIVIL CASE NO. 2008-00982-CD

FILED
JUN 25 2010
11:20 AM
ICC Att
Shapiro
Ⓢ

ENTRY OF APPEARANCE

TO THE PROTHONOTARY OF CLEARFIELD COUNTY, PENNSYLVANIA:

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

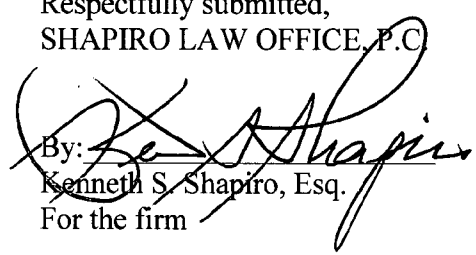
I hereby certify that this change is not intended to, nor will it, delay this proceeding to the best of my knowledge, information and belief.

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

LVNV FUNDING, LLC ASSIGNEE
OF SHERMAN ACQUISITION
ASSIGNEE OF SEARS

VS.

NO. 08-982-CD

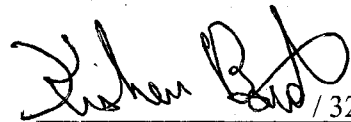
WILLIAM A CARR JR.

PRAECIPE FOR APPEARANCE

TO THE PROTHONOTARY: LVNV FUNDING, LLC ASSIGNEE OF SHERMAN
ACQUISITION ASSIGNEE OF SEARS

Please enter my appearance for _____

in the above case.

 / 322038

Signature/ID Number

Date: July 7, 2017

Kishen Y. Barot, Esq.

Print Name

Eltman Law, PC

Firm

101 Hudson Street, Suite 2702

Address

Jersey City, NJ 07302

 **FILED**

S M 11:07a.m. 66
JUL 17 2017

NO CC

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS