

08-1153-CD
Unifund CCR vs Tammy Bennett

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

Unifund CCR Partners,
10625 TECHWOODS CIRCLE
CINCINNATI, OH 45242

CIVIL DIVISION

Plaintiff,

ARBITRATION DIVISION

No. 2008-1153-CD

vs.

COMPLAINT IN CIVIL ACTION

TAMMY N BENNETT
63 N 5 ST
GRAMPIAN, PA 16838

Defendant.

Filed on Behalf of Plaintiff: Unifund CCR Partners

Counsel for Unifund CCR Partners

Jonathan S. McAnney, Esquire PA I.D. #50041
Danielle L. Hodnicki, Esquire PA I.D. #200767

TUCKER ARENSBERG, P.C.
Firm #287
1500 One PPG Place
Pittsburgh, PA 15222
(412) 566-1212

FILED
M 1:31 P.M. GK
JUN 23 2008
Plff paid 95.00
Att'd
I Comp to Shft.
William A. Shaw
Prothonotary/Clerk of Courts



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

| | | |
|-----------------------|---|----------------|
| UNIFUND CCR PARTNERS, |) | CIVIL DIVISION |
| |) | |
| |) | |
| Plaintiff, |) | No. |
| |) | |
| vs. |) | |
| |) | |
| TAMMY N BENNETT, |) | |
| |) | |
| Defendant. |) | |

NOTICE TO DEFEND

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

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

Pennsylvania Lawyer Referral Service
P.O. Box 186
Harrisburg, Pennsylvania 17108
(800) 692-7375



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

| | | |
|-----------------------|---|----------------|
| UNIFUND CCR PARTNERS, |) | CIVIL DIVISION |
| |) | |
| |) | |
| Plaintiff, |) | No. |
| |) | |
| vs. |) | |
| |) | |
| TAMMY N BENNETT, |) | |
| |) | |
| Defendant. |) | |

AVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las páginas siguientes, usted tiene veinte (20) días de plazo al partir de la fecha de la demanda y la notificación. Hace falta asentar una comparecencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea avisado que si usted no se defiende, la corte tomará medidas y pueda continua la demanda en contra suya sin previo aviso o notificación. Además, la corte puede decidir a favor el demandante y requerir que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO O SI NO TIENE EL DINERO SUFFICIENTE DE PAGAR TAL SERVICIO, VAYA EN PERSONA O LLAME POR TELÉFONO A LA OFICINA CUYA DIRECCIÓN SE ENCUENTRA ESCRITA ABAJO PARA AVERIGUAR DONDE SE PUEDE CONSEGUIR ASISTENCIA LEGAL.

Pennsylvania Lawyer Referral Service
P.O. Box 186
Harrisburg, Pennsylvania 17108
(800) 692-7375



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Unifund CCR Partners,)
Plaintiff,)
vs.)
TAMMY N BENNETT,) No.
Defendant.)
)

COMPLAINT IN CIVIL ACTION

AND NOW, comes the Plaintiff, Unifund CCR Partners, by its counsel, Tucker Arensberg, P.C. and files this Complaint stating as follows:

1. The Plaintiff is Unifund CCR Partners, with offices located at 10625 Techwoods Circle, Cincinnati, Ohio 45242.
2. The Plaintiff is a New York General Partnership.
3. The Defendant, TAMMY N BENNETT is an individual and a resident of 63 N 5 ST, GRAMPIAN, PA 16838.
4. On or about 12/04/2001, the Defendant applied for and was approved to receive a CITIBANK SOUTH DAKOTA NA ("hereinafter Account"). Such Account was issued as Account Number ending in 0080.
5. The Defendant utilized such Account and incurred a balance due and owing.
6. As of 05/23/2008, the Defendant had an outstanding balance of \$3,485.75 and \$2696.41 in interest accrued from the date of charge off. The total amount owed is \$6,182.16 on Account (0080). See the Affidavit of Indebtedness attached hereto as Exhibit "A" and incorporated by reference as if fully set forth at length herein.
7. The Account has been assigned to the Plaintiff including all rights to collect the amount due from the Defendant.



8. Despite written and oral demands for payment, the Defendant has failed and refused to pay the amount due and owing.

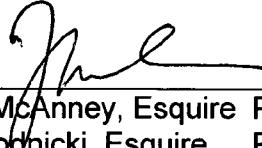
9. Reasonable attorneys' fees in the amount of 18% of the balance are due and owing.

10. The following amounts are currently due and owing from the Defendant:

| | |
|----------------------------------|-------------------|
| Balance Due | \$6,182.16 |
| Reasonable Attorney's Fees (18%) | <u>\$1,112.79</u> |
| TOTAL: | \$7,294.95 |

WHEREFORE, the Plaintiff, Unifund CCR Partners demands that judgment be entered in its behalf and against the Defendant, TAMMY N BENNETT, in the sum of \$7,294.95 plus costs and interest.

TUCKER ARENSBERG, P.C.

By: 

Jonathan S. McAnney, Esquire PA I.D. #50041
Danielle L. Hodnicki, Esquire PA I.D. #200767

Counsel for Unifund CCR Partners:

TUCKER ARENSBERG, P.C.
1500 One PPG Place
Pittsburgh, PA 15222
Attorneys for Plaintiff



AFFIDAVIT OF INDEBTEDNESS

State of Ohio)
County of Hamilton) ss.

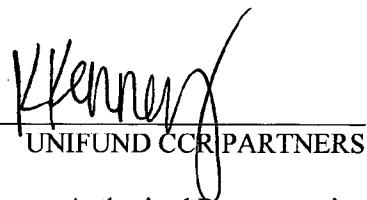
Kim Kenney, being sworn, deposes and says that she is an authorized representative of Unifund CCR Partners, servicer, which is doing business at 10625 Techwoods Circle, Cincinnati, Ohio 45242, and that she is authorized to make the following statements and representations which are within her personal knowledge, and that she competent to testify to the matters stated herein.

To the best of her knowledge the Defendant is not now in the Military Service as defined in the Soldier's and Sailor's Civil Relief Act of 1940 and amendments thereto.

There is due and payable from TAMMY N BENNETT, Account Number 5424180472410080, the amount of \$6182.16.

This account was issued under the name of Citi Bank. Said account has been forwarded to Tucker Arensberg, as attorney for Plaintiff Unifund CCR Partners, for the purpose of the commencement of a legal suit, with full power and authority to do and perform all acts necessary for the collection, adjustment, compromise or satisfaction of said claim as permitted by law.

I do solemnly declare and affirm under the penalties of perjury that the matters set forth above are true and correct to the best of my knowledge.



UNIFUND CCR PARTNERS

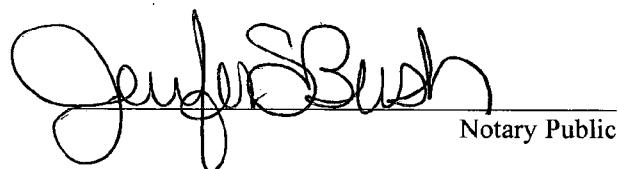
By: Kim Kenney, Authorized Representative
Title

10625 Techwoods Circle, Cincinnati, OH 45242
Address

I hereby certify that on the 13th day of June, 2008, before me, the subscriber, a Notary Public for the State/County aforesaid, personally appeared the above-stated affiant, and made oath in due form of law.



JENNIFER L. BUSH
NOTARY PUBLIC
STATE OF OHIO
Comm. Expires
October 14, 2009
Recorded In
Hamilton County



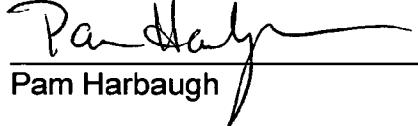
Notary Public

My commission Expires

Oct 14, 2009

VERIFICATION

I hereby state that I am an agent for the Plaintiff herein. The undersigned verifies that the statements made in the foregoing Complaint are true and correct to the best of her knowledge, information, and belief and understands the statements therein made are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.



Pam Harbaugh

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-1153-CD

UNIFUND CCR PARTNERS

VS

TAMMY N. BENNETT

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 07/23/2008

HEARING:

PAGE: 104329

DEFENDANT: TAMMY N. BENNETT
ADDRESS: 63 N. 5TH ST.
GRAMPIAN, PA 16838

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS 2-3-08-11:00 AM-N/H

SHERIFF'S RETURN

NOW, 7-7-08 AT 11:13 AM PM SERVED THE WITHIN

COMPLAINT ON TAMMY N. BENNETT, DEFENDANT

BY HANDING TO Kyle Westover , Son

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

ADDRESS SERVED 63 N. 5TH ST.
GRAMPIAN, PA. 16838

NOW _____ AT _____ AM / PM POSTED THE WITHIN

COMPLAINT FOR TAMMY N. BENNETT

AT (ADDRESS) _____

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

I MAKE RETURN OF **NOT FOUND** AS TO TAMMY N. BENNETT

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

DAY OF 2008

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

James E. Davis
Deputy Signature

James E. Davis
Print Deputy Name

FILED

07/07/2008

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Unifund CCR Partners assignee of
Palisades Collection, LLC,

Plaintiff,

CIVIL DIVISION
ARBITRATION DIVISION

No. 2008-1153 cd

**PRAECIPE FOR ENTRY OF DEFAULT
JUDGMENT**

vs.

TAMMY N. BENNETT,

Defendant.

Filed on Behalf of Unifund CCR Partners assignee
of Palisades Collection, LLC, Plaintiff

Counsel for Unifund CCR Partners assignee of
Palisades Collection, LLC

Jonathan S. McAnney, Esquire PA I.D. #50041
Danielle L. Hodnicki, Esquire PA I.D. #200767

TUCKER ARENSBERG, P.C.
Firm #287

1500 One PPG Place
Pittsburgh, PA 15222
(412) 566-1212

LIT:445378-1 023873-133272

612
FILED Atty pd \$20.00
M 10:48 AM
AUG 21 2008 ICC Notice
to Def.
William A. Shaw
Prothonotary/Clerk of Courts
Statement to
Atty

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

UNIFUND CCR PARTNERS ASSIGNEE OF)
PALISADES COLLECTION, LLC,)
Plaintiff,) No. 2008-1153 CD
vs)
TAMMY N. BENNETT,)
Defendant.)

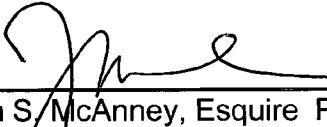
PRAECIPE FOR ENTRY OF DEFAULT JUDGMENT

To Prothonotary:

Please enter Judgment by Default in the above-captioned case for the Plaintiff and against Defendant, in the amount of \$7,294.95 plus costs and interest, for failure to answer or otherwise respond to the Complaint.

I hereby certify that the attached written Notice of Intention to take a Default Judgment was mailed to the Defendant ten days prior to the filing of the Praecipe for Entry of Default Judgment.

Date: 8-19-08

By: 

Jonathan S. McAnney, Esquire PA I.D. #50041
Danielle L. Hodnicki, Esquire PA I.D. #200767
Counsel for
UNIFUND CCR PARTNERS ASSIGNEE OF
PALISADES COLLECTION, LLC

TUCKER ARENSBERG, P.C.
Firm #287
1500 One PPG Place
Pittsburgh, PA 15222
(412) 566-1212

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Unifund CCR Partners
10625 Techwoods Circle
Cincinnati, OH 45242,

CIVIL DIVISION

No. 2008-1153-CD

Plaintiff,

vs.

TAMMY N. BENNETT
63 N. 5th Street
Grampian, PA, 16838,

TEN DAY NOTICE

Filed on Behalf of Plaintiff
Unifund CCR Partners

Defendant.

Counsel of Record for this Party:

Jonathan S. McAnney, Esquire
Pa. I.D. #50041

Danielle L. Hodnicki, Esquire
Pa. I.D. #200767

TUCKER ARENSBERG, P.C.
1500 One PPG Place
Pittsburgh, PA 15222
(412) 566-1212

LIT:444298-1 023873-133272

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Unifund CCR Partners
10625 Techwoods Circle
Cincinnati, OH 45242,

CIVIL DIVISION

No. 2008-1153-CD

Plaintiff,

vs.

TAMMY N. BENNETT
63 N. 5th Street
Grampian, PA, 16838,

Defendant.

TO: TAMMY N. BENNETT
63 N. 5th Street
Grampian, PA, 16838

DATE OF NOTICE: August 1, 2008

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO TAKE 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:

PENNSYLVANIA LAWYER REFERRAL SERVICE
PO Box 186
Harrisburg, PA 17108
(800) 692-7375

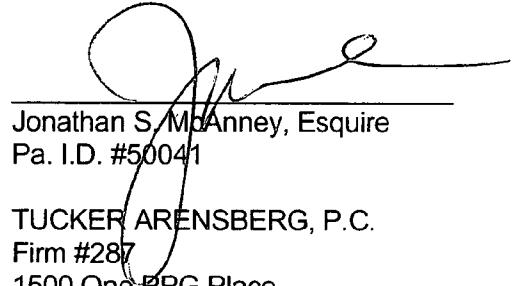


Jonathan S. McAnney, Esquire
Counsel for Unifund CCR Partners:
TUCKER ARENSBERG, P.C.
1500 One PPG Place
Pittsburgh, PA 15222

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the within Ten Day Notice was served on the following by first class mail, postage pre-paid on this 1st day of August, 2008:

TAMMY N. BENNETT
63 N. Street
Grampian, PA, 16838



Jonathan S. McAnney, Esquire
Pa. I.D. #50041

TUCKER ARENSBERG, P.C.
Firm #287
1500 One PPG Place
Pittsburgh, PA 15222

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

COPY

UNIFUND CCR PARTNERS ASSIGNEE OF)
PALISADES COLLECTION, LLC,)
Plaintiff,) No. 2008-1153 CD
vs)
TAMMY N. BENNETT,)
Defendant.)

NOTICE OF JUDGMENT

To: TAMMY N. BENNETT
63 North Fifth Street
Grampian, PA 16838

You are hereby notified that a judgment was entered against you and in favor of Plaintiff in the above-captioned proceeding on August 21, 2008. The default judgment is in the amount of \$7,294.95 plus costs of suit.

Walt L. Lollar
Deputy

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

UNIFUND CCR PARTNERS Assignee
of Palisades Collection, LLC,

CIVIL DIVISION
No. 2008-1153 CD

Plaintiff,

v.

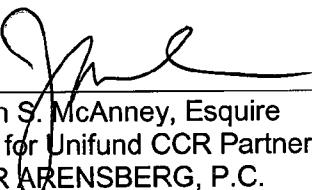
TAMMY N. BENNETT,

Defendant.

PLAINTIFF'S AFFIDAVIT OF NON-MILITARY SERVICE

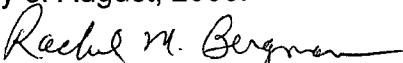
I, Jonathan S. McAnney, Esquire, counsel for the Plaintiff, aver that I have been advised and believe that the above named defendant is not currently in the active military service of the United States of America, and that they are not members of the Army of the United States, United States Navy, the Marine Corps, or the Coast Guard, and are not officers of the Public Health Service detailed by proper authority for duty with the Army or Navy: nor are they engaged in any active military service or active military duty with any military or naval units covered by the Soldiers' and Sailors' Civil Relief Act of 1940 and designated therein as military service, nor have they enlisted in military service covered by this act. This information is true and correct to the best of my knowledge, information and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsifications to authorities.

This affidavit is made pursuant to the provisions of the Soldiers' and Sailors' Civil Relief Act of 1940.



Jonathan S. McAnney, Esquire
Counsel for Unifund CCR Partners
TUCKER ARENSBERG, P.C.
Firm #287
1500 One PPG Place
Pittsburgh, PA 15222

Sworn to and subscribed this 19th
day of August, 2008.



NOTARY PUBLIC

LIT:445206-1 023873-133272

| | |
|--------------------------------------|--|
| COMMONWEALTH OF PENNSYLVANIA | |
| Notarial Seal | |
| Rachel M. Bergman, Notary Public | |
| City of Pittsburgh, Allegheny County | |
| My Commission Expires Oct. 27, 2008 | |

FILED

AUG 21 2008

William A. Shaw
Prothonotary/Clerk of Courts

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

CO/

Unifund CCR Partners
Plaintiff(s)

No.: 2008-01153-CD

Real Debt: \$7,294.95

Atty's Comm: \$

Vs.

Costs: \$

Tammy N. Bennett
Defendant(s)

Int. From: \$

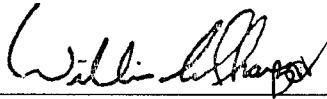
Entry: \$20.00

Instrument: Default Judgment

Date of Entry: August 21, 2008

Expires: August 21, 2013

Certified from the record this 21st day of August, 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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104329
NO: 08-1153-CD
SERVICES 1
COMPLAINT

PLAINTIFF: UNIFUND CCR PARTNERS
vs.
DEFENDANT: TAMMY N. BENNETT

SHERIFF RETURN

RETURN COSTS

| Description | Paid By | CHECK # | AMOUNT |
|-----------------|---------|---------|--------|
| SURCHARGE | UNIFUND | 012907 | 10.00 |
| SHERIFF HAWKINS | UNIFUND | 012907 | 46.08 |

S
FILED
03:30pm
OCT 10 2008
Clerk
William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

____ Day of _____ 2008



Chester A. Hawkins
Sheriff