

08-1266-CD
Capital One vs Brent D. Amon

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

CAPITAL ONE BANK (USA), N.A.

(Plaintiff)

c/o Apotheker & Associates, P.C.

2417 Welsh Road, Suite 21 #520

(Street Address)

Philadelphia, PA 19114

(City, State, ZIP)

CIVIL ACTION

No. 2008-1266-CD

Type of Case: CIVIL

Type of Pleading: PLEADING

VS.

Filed on Behalf of:

BRENT D AMON

(Defendant)

405 E MARKET ST APT 3

(Street Address)

CLEARFIELD, PA 16830-2469

(City, State, ZIP)

CAPITAL ONE BANK (USA),

N.A.

(Plaintiff)

David J. Apotheker, Esq.

Apotheker & Associates, P.C.

(Filed by)

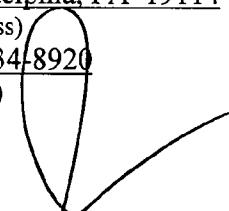
2417 Welsh Road, Suite 21 #520

Philadelphia, PA 19114

(Address)

215 634-8920

(Phone)


(Signature)

FILED AMY PAID 25.00
in 11:08 a.m. GK 1 CL A/C Y
JUL 11 2008 1 COMP. STAFF.


William A. Shaw
Prothonotary/Clerk of Courts

Our File No.: 151098
APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esq.
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff

CAPITAL ONE BANK (USA), N.A.
c/o Apothaker & Associates, P.C.
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

Plaintiff,

vs.

BRENT D AMON
405 E MARKET ST APT 3
CLEARFIELD, PA 16830-2469

Defendant.

) COURT OF COMMON PLEAS
) CLEARFIELD COUNTY
)
) NO.:
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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 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.

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.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
SECOND & MARKET STREETS
CLEARFIELD, PA 16830
814-765-2641

APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esq.
Attorney I.D.# 38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff

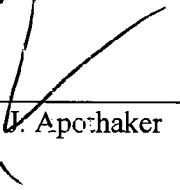
CAPITAL ONE BANK (USA), N.A.) COURT OF COMMON PLEAS
c/o Apotheker & Associates, P.C.) CLEARFIELD COUNTY
2417 Welsh Road, Suite 21 #520)
Philadelphia, PA 19114) NO.:
Plaintiff,)
vs.)
BRENT D AMON)
405 E MARKET ST APT 3)
CLEARFIELD, PA 16830-2469)
Defendant.)

**CIVIL ACTION COMPLAINT
FIRST COUNT**

1. Plaintiff is CAPITAL ONE BANK (USA), N.A. c/o Apothaker & Associates, P.C., 2417 Welsh Road, Suite 21 #520, Philadelphia, PA 19114.
 2. Defendant(s) is/are BRENT D AMON, an adult individual residing at 405 E MARKET ST APT 3 CLEARFIELD, PA 16830-2469.
 3. At the special instance and request of Defendant, Plaintiff, CAPITAL ONE BANK (USA), N.A., issued to Defendant(s), Account #5178052303741587.
 4. Defendant received, accepted and used the account to its benefit.
 5. This account is in default and Defendant(s) has an unpaid balance of \$1,233.42. A true and correct copy of the total due and owing is attached hereto, made a part hereof and marked as Exhibit "A".
 6. All credits, if any, to which Defendant(s) is entitled, have been applied to the account and are included in Exhibit "A".
 7. Although demand has been made, Defendant(s) has failed to make payment of the amount due as above.

WHEREFORE, Plaintiff demands judgment in favor of Plaintiff and against Defendant(s) for the sum of \$1,233.42 and requests this Court award Plaintiff attorney's fees and costs to the extent permitted by applicable law.

APOTHAKER & ASSOCIATES, P.C.
Attorney for Plaintiff
A Law Firm Engaged in Debt Collection

BY: 
David J. Apotheker

Dated: 7/1/2008

Our File No.: 151093

VERIFICATION

Kenly Fabij, hereby states that I am Atty. for plaintiff in this action, and that I am authorized to take this Verification, and that the statements made in the foregoing Civil Action Complaint are true and correct to the best of my knowledge, information, and belief. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa.C.S.A. 4904 relating to unsworn falsification to authorities.

Kenly Fabij

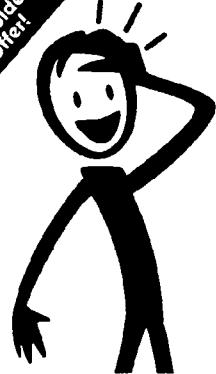
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a month;
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- Smart Dialer
- Phisher Security
- Internet Call Waiting

CapitalOne

PLATINUM MASTERCARD ACCOUNT

JUN 23 - JUL 22, 2005

5178-0523-0374-1587

Page 1 of 1

Account Summary

Previous Balance	\$662.46
Payments, Credits and Adjustments	\$0.00
Transactions	\$29.00
Finance Charges	\$14.25
 New Balance	 \$705.71
Minimum Amount Due	\$705.71
Payment Due Date	August 22, 2005
 Total Credit Line	 \$300
Total Available Credit	\$0.00
Credit Line for Cash	\$300
Available Credit for Cash	\$0.00

Payments, Credits and Adjustments

Transactions

1	22 JUL	PAST DUE FEE	\$29.00
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You were assessed a past due fee of \$29.00 on 07/22/2005 because your minimum payment was not received by the due date of 07/22/2005. To avoid this fee in the future, we recommend that you allow at least 7 business days for your payment to reach Capital One.

At your service

To call Customer Relations or to report a lost or stolen card:
1-800-903-3637

For free online account service and special customer offers, log on to:
www.capitalone.com

Send payments to: Send inquiries to:
Attn: Remittance Processing Capital One
Capital One Bank Capital One
P.O. Box 60024 P.O. Box 30285
City Indust CA 91716-0024 SLC, UT 84130-0285

28084

Finance Charges

Please see reverse side for important information

	Balance rate applied to	Periodic rate	Corresponding APR	FINANCE CHARGE
PURCHASES	\$669.32	.07096%	25.90%	\$14.25
CASH	\$0.00	.07096%	25.90%	\$0.00

ANNUAL PERCENTAGE RATE applied this period

25.90%

▼ PLEASE RETURN PORTION BELOW WITH PAYMENT ▼

CapitalOne

0000000 0 5178052303741587 22 0705710186950705716

New Balance	\$705.71
Minimum Amount Due	\$705.71
Payment Due Date	August 22, 2005
Total enclosed	\$ <input type="text"/>
Account Number:	5178-0523-0374-1587

Please print mailing address and/or e-mail changes below using blue or black ink.

Street	Apn #	
City	State	ZIP
Home Phone	Alternate Phone	*
Email Address		



#9020476860132496# MAIL ID NUMBER

BRENT D AMON
PO BOX 262
BYERS CO 80103-0262

Please write your account number on your check or money order made payable to Capital One Bank and mail in the enclosed envelope.

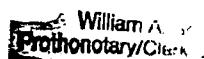
FILED

JUL 11 2003

 William A. Shaw
Prothonotary/Clerk of Court

FILE

JUL 11 2003

 William A. Shaw
Prothonotary/Clerk of Court

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-1266-CD

CAPITAL ONE BANK (USA) N.A.

vs

BRENT D. AMON

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 08/10/2008

HEARING:

PAGE: 104403

FILED

DEFENDANT: BRENT D. AMON
ADDRESS: 405 E. MARKET ST. APT #3
CLEARFIELD, PA 16830

ALTERNATE ADDRESS

AUG 18 2008

• 18:40 AM

William A. Shaw

Prothonotary/Clerk of Courts

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS:

ATTEMPTS

7/18/08 LK 7/31/08 says Washburn on mailbox

SHERIFF'S RETURN

NOW, _____ AT _____ AM / PM SERVED THE WITHIN

COMPLAINT ON BRENT D. AMON, DEFENDANT

BY HANDING TO _____ / _____

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

ADDRESS SERVED _____

NOW _____ AT _____ AM / PM POSTED THE WITHIN

COMPLAINT FOR BRENT D. AMON

AT (ADDRESS) _____

NOW 8/18/08 AT 815 AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF NOT FOUND AS TO BRENT D. AMON

REASON UNABLE TO LOCATE expired

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

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

CAPITAL ONE BANK (USA), N.A.

(Plaintiff)

c/o Apothaker & Associates, P.C.
2417 Welsh Road, Suite 21 #520
(Street Address)
Philadelphia, PA 19114
(City, State, ZIP)

CIVIL ACTION

No. 2008-1266-CD

Type of Case: CIVIL

Type of Pleading: PLEADING

VS.

Filed on Behalf of:

BRENT D AMON

(Defendant)

405 E MARKET ST APT 3
(Street Address)
CLEARFIELD, PA 16830-2469
(City, State, ZIP)

CAPITAL ONE BANK (USA),

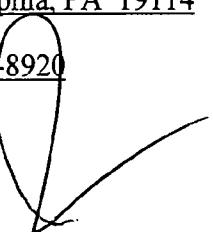
N.A.

(Plaintiff)

David J. Apothaker, Esq.
Apothaker & Associates, P.C.

(Filed by)

2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(Address)
215 634-8920
(Phone)


(Signature)

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

JUL 11 2008

Attest.


William L. Apothaker
Prothonotary/
Clerk of Courts

Our File No.: 151098
APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esq.
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff

CAPITAL ONE BANK (USA), N.A.
c/o Apothaker & Associates, P.C.
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

Plaintiff,

vs.

BRENT D AMON
405 E MARKET ST APT 3
CLEARFIELD, PA 16830-2469
Defendant.

) COURT OF COMMON PLEAS
) CLEARFIELD COUNTY
)
) NO.:
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COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
SECOND & MARKET STREETS
CLEARFIELD, PA 16830
814-765-2641

APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esq.
Attorney I.D.# 38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff

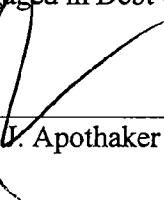
CAPITAL ONE BANK (USA), N.A.) COURT OF COMMON PLEAS
c/o Apotheker & Associates, P.C.) CLEARFIELD COUNTY
2417 Welsh Road, Suite 21 #520)
Philadelphia, PA 19114) NO.:
Plaintiff,)
vs.)
BRENT D AMON)
405 E MARKET ST APT 3)
CLEARFIELD, PA 16830-2469)
Defendant.)

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FIRST COUNT**

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APOTHAKER & ASSOCIATES, P.C.
Attorney for Plaintiff
A Law Firm Engaged in Debt Collection

BY: 
David J. Apothaker

Dated: 7/1/2008

Our File No.: 151098

VERIFICATION

Henry Fabij, hereby states that I am Agent for plaintiff in this action, and that I am authorized to take this Verification, and that the statements made in the foregoing Civil Action Complaint are true and correct to the best of my knowledge, information, and belief. The undersigned understands that the statements therein are made subject to the penalties of 18 Pa.C.S.A. 4904 relating to unsworn falsification to authorities.

Henry Fabij

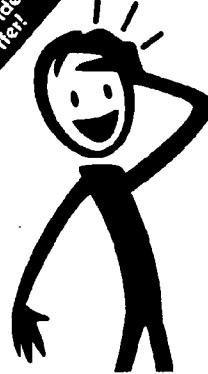
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CapitalOne®

PLATINUM MASTERCARD ACCOUNT

JUN 23 - JUL 22, 2005

Page 1 of 1

Account Summary

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Available Credit for Cash	\$0.00

Payments, Credits and Adjustments

Transactions

1	22 JUL	PAST DUE FEE	\$29.00
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You were assessed a past due fee of \$29.00 on 07/22/2005 because your minimum payment was not received by the due date of 07/22/2005. To avoid this fee in the future, we recommend that you allow at least 7 business days for your payment to reach Capital One.

At your service

To call Customer Relations or to report a lost or stolen card:
1-800-903-3637

For free online account service and special customer offers, log on to:
www.capitalone.com

Send payments to: Send inquiries to:
Attn: Remittance Processing
Capital One Bank Capital One
P.O. Box 60024 P.O. Box 30285
City Indust CA 91716-0024 SLC, UT 84130-0285

28064

Finance Charges

Please see reverse side for important information

	Balance rate applied to	Periodic rate	Corresponding APR	FINANCE CHARGE
PURCHASES	\$669.32	.07096%	25.90%	\$14.25
CASH	\$0.00	.07096%	25.90%	\$0.00

ANNUAL PERCENTAGE RATE applied this period

25.90%

▼ PLEASE RETURN PORTION BELOW WITH PAYMENT ▼

CapitalOne®

0000000 0 5178052303741587 22 0705710186950705716

New Balance	\$705.71
Minimum Amount Due	\$705.71
Payment Due Date	August 22, 2005
Total enclosed	\$ <input type="text"/>
Account Number:	5178-0523-0374-1587

Please print mailing address and/or e-mail changes below using blue or black ink.

Street	Apt #	
City	State	ZIP
Home Phone	Alternate Phone	
Email Address: <input type="text"/>		

Capital One Bank
P.O. Box 60024
City Indust CA 91716-0024

028064

#9020476860132496# MAIL ID NUMBER

BRENT D AMON
PO BOX 262
BYERS CO 80103-0262

Please write your account number on your check or money order made payable to Capital One Bank and mail in the enclosed envelope.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104403
NO. 08-1266-CD
SERVICES 1
COMPLAINT

PLAINTIFF: CAPITAL ONE BANK (USA) N.A.
VS.
DEFENDANT: BRENT D. AMON

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	96744	10.00
SHERIFF HAWKINS	APOTHAKER	96744	16.00

S
FILED
01/21/2008
DEC 26 2008
William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

Day of _____ 2008



Chester A. Hawkins
Sheriff

Our File No.: 151098
APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esquire
Attorney I.D.# 38423
520 Fellowship Road C306
Mount Laurel, NJ 08054
(800) 672-0215
Attorney for Plaintiff

CAPITAL ONE BANK (USA), N.A.) COURT OF COMMON PLEAS
Plaintiff,) CLEARFIELD COUNTY
vs.)
BRENT D AMON) NO. 2008-1266-CD
Defendant.)

)

PRAECIPE TO DISMISS WITHOUT PREJUDICE

TO THE PROTHONOTARY:

Kindly dismiss this action without prejudice.

APOTHAKER & ASSOCIATES, P.C.
Attorneys for Plaintiff
A Law Firm Engaged in Debt Collection

By: _____
David J. Apothaker, Esquire

Dated: 2/23/2010

FILED NO CC
MARCH 13 2010
MAR 04 2010
S
William A. Shaw
Prothonotary/Clerk of Courts
⑥W

FILED

MAR 04 2010

William A. Shaw
Prothonotary/Clerk of Courts