

08-1303-CD
Capital One vs Valerie Henry

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), NA

Plaintiff
vs.

VALERIE HENRY
AKA VALERIE E HENRY

Defendant

CLEARFIELD, PA 16830
430-2641
Civil Action No. 11-100
11-100-C-N-BIT-100

COMPLAINT AND 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 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 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
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext 1300-1301

COMPLAINT.

1. Plaintiff, CAPITAL ONE BANK (US A), NA is a corporation with offices at 15000 CAPITAL ONE DRIVE RICHMOND , VA 23238 .
2. Defendant is adult individual(s) residing at the address listed below:

VALERIE HENRY
311 POPLAR AVE
CLEARFIELD, PA 16830

3. Defendant applied for and received a credit card bearing the account number XXXXXXXXXXXXXXXXX7043 .

4. Defendant made use of said credit card and has a current balance due of \$3631.60 , as of May 13 , 2008 .

5. Defendant is in default by failing to make monthly payments when due. As such, the entire balance is immediately due and payable to Plaintiff.

6. Plaintiff is entitled to the addition of interest at the rate of 19.900% per annum on the unpaid balance from May 13 , 2008 . A copy of Plaintiff's STATEMENT is attached hereto, marked as Exhibit "1" and made a part hereof.

7. Although repeatedly requested to do so by Plaintiff, Defendant has willfully failed and/or refused to pay the balance due to Plaintiff.

Wherefore, the Plaintiff prays for judgment in its favor and for such other and further relief as the Court deems just and proper against Defendant, VALERIE HENRY, INDIVIDUALLY, in the amount of \$3631.60 with continuing interest thereon at the rate of 19.960% per annum from May 13, 2008 plus costs.

Matthey D. Urban
WEITMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955

FAX: 412-238-7230
06648908 C/N 515 691

This law firm is a debt collector attempting to collect this debt for our client and any information obtained will be used for that purpose.

Plaintiff, the Plaintiff, prays for judgment in its favor and for such other and further relief as the Court deems just and proper against Defendant, VALERIE HENRY, INDIVIDUALLY, in the amount of \$3631.60 with continuing interest thereon at the rate of 19.960% per annum from May 13, 2008 plus costs.

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<p>1. How to Avoid a Finance Charge.</p> <p>† 2. Grace Period. You will have a minimum grace period of 25 days without finance charge on new purchases, new balance transfers, new special purchases and new other charges if you pay your total "New Balance", in accordance with the Important Notice to payments below, and in time for it to be credited by your next statement closing date. There is no grace period on cash advances and special transfers. In addition, there is no grace period on any transaction if you do not pay the total "New Balance".</p> <p>b. Accruing Finance Charge. Transactions which are not subject to a grace period are assessed finance charge 1) from the date of the transaction or 2) from the date the transaction is processed to your Account or 3) from the first calendar day of the current billing period. Additionally, if you did not pay the "New Balance" from the previous billing period in full, finance charges continue to accrue to your unpaid balance until the unpaid balance is paid in full. This means that you may still owe finance charges, even if you pay the entire New Balance indicated on the front of your statement by the next statement closing date, but did not do so for the previous month. Unpaid finance charges are added to the applicable segment of your Account.</p> <p>† c. Minimum Finance Charge. For each billing period that your account is subject to a finance charge, a minimum total FINANCE CHARGE of \$0.50 will be imposed.</p> <p>† d. Temporary Reduction in Finance Charge. We reserve the right not to assess any or all finance charges for any given billing period.</p> <p>2. Average Daily Balance (Including New Purchases). Finance charge is calculated by multiplying the daily balance of each segment of your account (e.g., cash advance, purchase, special transfer, and special purchase) by the corresponding daily periodic rate(s) that has been previously disclosed to you. At the end of each day during the billing period, we apply the daily periodic rate for each segment of your account to the daily balance of each segment. Then at the end of the billing period, we add up the results from each segment to arrive at the total periodic finance charge for your account. To get the daily balance for each segment of your account, we take the beginning balance for each segment and add any new transactions and any periodic finance charge calculated on the previous day's balance for that segment. We then subtract any payments or credits posted as of that day that are allocated to that segment. This gives us the separate daily balance for each segment of your account. However, if you paid the New Balance shown on your previous statement in full (or if your new balance was zero or a credit amount) new transactions, which post to your purchase or special purchase segments, are not added to the daily balances. We calculate the average daily balance by adding all the daily balances together and dividing the sum by the number of the days in the current billing cycle. To calculate your total finance charge, multiply</p>	<p>your average daily balance by the daily periodic rate and by the number of days in the billing period. Due to rounding on a daily basis or due to minimum finance charge assessment, there may be a variance between this calculation and the amount of finance charge actually assessed.</p> <p>3. Annual Percentage Rates (APR).</p> <p>a. The term "Annual Percentage Rate" may appear as "APR" on the front of your statement.</p> <p>b. If the code P (Quarterly Prima), L (Quarterly LIBOR), C (Quarterly CD), or S (Bankcard Prime) appears on the front of this statement next to the periodic rate(s), the periodic rates and corresponding ANNUAL PERCENTAGE RATES may vary quarterly and may increase or decrease based on the stated indices, as found in The Wall Street Journal, plus the margin previously disclosed to you. These changes will be effective on the first day of your billing period covered by your periodic statement ending in the months of January, April, July and October.</p> <p>c. If the code D (Monthly Prime), F (Monthly LIBOR), or G (Treasury LIBOR) appears on the front of your statement next to the periodic rate(s), the periodic rates and corresponding ANNUAL PERCENTAGE RATES may vary monthly and may increase or decrease based on the stated Indices, as found in The Wall Street Journal, plus the margin previously disclosed to you. These changes will be effective on the first day of your billing period each month.</p> <p>4. Assessment of Late, Overlimit and Returned Payment Fees. Under the terms of your customer agreement, we reserve the right to waive or not to assess any fees without prior notification to you without waiving our right to assess these fees if you do not waive them.</p> <p>† 5. Renewing Your Account. If a membership fee appears on the front of your statement, you have 30 days from the date this statement was mailed to you to avoid paying the fee or to have such fee credited to you if you cancel your account without having to pay the membership fee. To cancel your account, you must notify us by calling our Customer Relations Department and pay your "New Balance" in full (excluding the membership fee) prior to the end of the thirty-day period.</p> <p>6. Close Your Account. You can request to close your account by calling our Customer Relations Department. You must destroy your credit card(s) and account access checks, cancel all unauthorized billing and cease using your account. After your request to close, if you continue to transact or do not cancel unauthorized billing arrangements, we will consider receipt of a charge your authorization to keep your account open. Additionally, your account will not be closed until you pay all amounts you owe us including, any transactions you have authorized, finance charges, past due fees, overlimit fees, returned fees, late fees, and any advanced fees and any other fees assessed to your account. You are responsible for these amounts whether they appear on your account at the time you request to close the account or they are incurred subsequent to your request to close the account. This may result in charges appearing on your account after you have requested the account to be closed.</p>	<p>7. Using Your Account. Your card or account cannot be used in connection with any internet gambling transactions.</p> <p>8. Notice About Electronic Check Conversion.</p> <p>When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your bank account or to process the payment as a check transaction. When we use information from your check to make an electronic fund transfer, funds may be withdrawn from your bank account as soon as the same day we receive your payment, and you will not receive your check back from your financial institution.</p> <p>BILLING RIGHTS SUMMARY (In Case of Errors or Questions about Your Bill)</p> <p>If you think your bill is wrong, or if you need more information on a transaction or bill, write to us on a separate sheet as soon as possible at the address for inquiries shown on the front of this statement. We must hear from you no later than 60 days after we sent you the first bill on which the error or problem occurred. You can call our Customer Relations number if doing so will not preserve your rights. In your letter, give us the following information: your name and account number, the dollar amount of the error, a brief description of the error and an explanation, if possible, of why you believe there is an error; or if you need more information, a description of the item you are unsure about. You do not have to pay any amount in question while we are investigating it, but you are still obligated to pay the parts of your bill that are not in question. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount you question.</p> <p>† 9. Special Rule for Credit Card Purchases If you have a problem with the quality of property or services that you purchased with a credit card and you have tried in good faith to correct the problem with the merchant, you may have the right not to pay the remaining amount due on the property or services. You have this protection only when the purchase price was more than \$50.00 and the purchase was made in your home state or within 100 miles of your mailing address. (If we own or operate the merchant, or if we mailed you the advertisement for the property or services, all purchases are covered regardless of amount or location of purchase.) Please remember to sign all correspondence.</p> <p>† Does not apply to consumer non-credit card accounts † Does not apply to business non-credit card accounts Capital One supports information privacy protection: see our website at www.capitalone.com. Capital One is a federally registered service mark of Capital One Financial Corporation. All rights reserved. © 2008 Capital One</p>
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Important Notice: Payments you mail to us will be credited to your account as of the business day we receive it, provided (1) you send the bottom portion of this statement and your check in a prepaid remittance envelope and (2) your payment is received in our processing center by 3 p.m. ET (12 noon PT). Please allow at least five (5) business days for postal delivery. Payments received by us at any other location or in any other form may not be credited as of the day we receive them. Our business days are Monday through Saturday, excluding holidays. Please do not use staples, paper clips, etc. when preparing your payment. When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction. When we use information from your check to make an electronic fund transfer, funds may be withdrawn from your account as soon as the same day we receive your payment, and you will not receive your check back from your financial institution.

VERIFICATION

CAPITAL ONE BANK (USA), N.A.

vs

HENRY, VALERIE

The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities, that he/she is, TRACY TAYLOR, Authorized Agent, of CAPITAL ONE BANK (USA), N.A., Plaintiff Herein, that he/she is duly authorized to make this Declaration, and that the facts set forth in the foregoing Complaint in Civil Action are true and correct to the best of his/her knowledge, information and belief.



TRACY TAYLOR



Notary Public

Uvonda S. Brooks
Notary Public
Douglas County, Georgia
My Commission Expires
February 29, 2012

4862362314247043
A049
WELTMAN, WEINBERG & REIS CO., L.P.A.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 08-1303-CD

CAPITAL ONE BANK (USA) NA

VS

VALERIE HENRY aka VALERIE E. HENRY
COMPLAINT

SERVICE # 1 OF 1

SERVE BY: 08/15/2008

HEARING:

PAGE: 104418

DEFENDANT: VALERIE HENRY aka VALERIE E. HENRY

ADDRESS: 311 POPLAR AVE.
CLEARFIELD, PA 16830

ALTERNATE ADDRESS

FILED

AUG 18 2008

08-356

William A. Shaw
Prothonotary/Clerk of Courts

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS:

VACANT

OCCUPIED

ATTEMPTS

7/31/08 Ltr
8/5/08

8/15/08
8/14/08

SHERIFF'S RETURN

NOW, _____ AT _____ AM / PM SERVED THE WITHIN

COMPLAINT ON VALERIE HENRY aka VALERIE E. HENRY, 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 VALERIE HENRY aka VALERIE E. HENRY

AT (ADDRESS) _____

NOW 8/18/08 AT 8:15 AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF NOT FOUND AS TO VALERIE HENRY aka VALERIE E. HENRY

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

Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104418
NO: 08-1303-CD
SERVICES 1
COMPLAINT

PLAINTIFF: CAPITAL ONE BANK (USA) NA
VS.
DEFENDANT: VALERIE HENRY aka VALERIE E. HENRY

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	3447689	10.00
SHERIFF HAWKINS	WELTMAN	3447689	18.00

S
FILED
12:30pm
DEC 26 2008

William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

____ Day of _____ 2008



Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), NA

Plaintiff No. 2008-1303-CD

vs. PRAEICE TO REINSTATE COMPLAINT

VALERIE HENRY

Defendant(s) FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, Esquire
PA ID #42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Buidling
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#6648908 CFR

610
FILED
7/11/2009
AUG 31 2009
Atty pd.
7.00
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1 Camp.
William A. Shaw
Prothonotary/Clerk of Courts
Reinstated
to Sheriff

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), NA

Plaintiff

vs.

Civil Action No. 2008-1303-CD

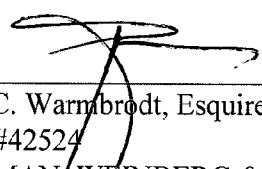
VALERIE HENRY

Defendant(s)

PRAECIPE TO REINSTATE COMPLAINT

Kindly reinstate the Complaint in the above captioned matter.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
James C. Warmbrodt, Esquire
PA ID #42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR #6648908

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

CAPITAL ONE BANK (US A), NA.

Plaintiff No.

vs.

COMPLAINT IN CIVIL ACTION

VALERIE HENRY
AKA VALERIE E HENRY

Defendant FILED ON BEHALF OF
Plaintiff

COUNSEL OR RECORD OF
THIS PARTY:

Matthew D. Urban
WEINSTEIN, WEINBERG & REIS CO., L.P.A.
426 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
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CLERK OF COURT
CLEARFIELD COUNTY

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APR 16 1997 7:45 PM 1997

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), NA

Plaintiff
vs.

VALÉRIE HENRY
AKA VALERIE E HENRY

Defendant

Clearfield, PA 16830
Civil Action No. 16-1000
Defendant C.H.B. 10/11/16

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COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
230 EAST MARKET ST., SUITE 228
CLEARFIELD, PA 16830
(814) 765-2641, ext 1300-1301

COMPLAINT

1. Plaintiff, CAPITAL ONE BANK (US, A), NA is a corporation with offices at 15000 CAPITAL ONE DRIVE RICHMOND, VA 23238 .
2. Defendant is adult individual(s) residing at the address listed below:

VALERIE HENRY
311 POPLAR AVE
CLEARFIELD, PA 16830

3. Defendant applied for and received a credit card bearing the account number XXXXXXXXXXXXXXX7043 .

4. Defendant made use of said credit card, and has a current balance due of \$3631.60, as of May 13, 2008 .

5. Defendant is in default by failing to make monthly payments when due. As such, the entire balance is immediately due and payable to Plaintiff.

6. Plaintiff is entitled to the addition of interest at the rate of 19.900% per annum on the unpaid balance from May 13, 2008 . A copy of Plaintiff's STATEMENT is attached hereto, marked as Exhibit "1" and made a part hereof.

7. Although repeatedly requested to do so, by Plaintiff, Defendant has wilfully failed and/or refused to pay the balance due to Plaintiff.

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Matthew D. Urban
WEITMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-339-7120
06648908 C/N Pitt SMI

This law firm is a debt collection attempting to collect this debt for our client and any information obtained will be used for that purpose.

Matthew D. Urban, Attorney for Plaintiff in the amount of
\$3631.60 with continuing interest thereon at the rate of 19.900% per
annum from May 13, 2008 plus costs.

Matthew D. Urban
WEITMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 1400
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06648908 C/N Pitt SMI

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You are responsible for these amounts whether they appear on your account at the time you request to close the account or they are incurred subsequent to your request to close the account. This may result in charges appearing on your account after you have requested the account to be closed.</p>	<p>7. Using Your Account. Your card or account cannot be used in connection with any internet gambling transactions.</p> <p>8. Notice About Electronic Check Conversions.</p> <p>When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your bank account or to process the payment as a check transaction. When we use information from your check to make an electronic fund transfer, funds may be withdrawn from your bank account as soon as the same day we receive your payment, and you will not receive your check back from your financial institution.</p> <p>BILLING RIGHTS SUMMARY (In Case of Errors or Questions about Your Bill)</p> <p>If you think your bill is wrong, or if you need more information on a transaction or bill, write to us on a separate sheet as soon as possible at the address for inquiries shown on the front of this statement. We must hear from you no later than 60 days after we sent you the first bill on which the error or problem appeared. You can call our Customer Relations number, but doing so will not preserve your rights. In your letter, give us the following information: your name and account number, the dollar amount of the suspected error, a description of the error and an explanation, if possible, of why you believe there is an error; or if you need more information, a description of the item you are unsure about. You do not have to pay any amount in question while we are investigating it, but you are still obligated to pay the parts of your bill that are not in question. While we investigate your question, we cannot report you as delinquent or take any action to collect the amount in question.</p> <p>t. 1 Special Rule for Credit Card Purchases</p> <p>If you have a problem with the quality of property or services that you purchased with a credit card and you have tried in good faith to correct the problem with the merchant, you may have the right not to pay the remaining amount due on the property or services. You have this protection only when the purchase was more than \$50.00 and the purchase was made in your home state or within 100 miles of your mailing address. (If we own or operate the merchant, or if we mailed you the advertisement for the property or services, all purchases are covered regardless of amount or location of purchase.) Please remember to sign all correspondence.</p> <p>t Does not apply to consumer non-credit card accounts t Does not apply to business non-credit card accounts</p> <p>Capital One supports information privacy protection: see our website at www.capitalone.com</p> <p>Capital One is a federally registered service mark of Capital One Financial Corporation. All rights reserved. © 2005 Capital One</p>
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Important Notice: Payments you mail to us will be credited to your account as of the business day we receive it, provided (1) you send the bottom portion of this statement and your check in the enclosed remittance envelope and (2) your payment is received in our processing center by 3 p.m. ET (12 noon PT). Please allow at least five (5) business days for postal delivery. Payments received by us at any other location or in any other form may not be credited as of the day we receive them. Our business days are Monday through Saturday, excluding holidays. Please do not use staples, paper clips, etc. when preparing your payment. When you provide a check as payment, you authorize us either to use information from your check to make a one-time electronic fund transfer from your account or to process the payment as a check transaction. When we use information from your check to make an electronic fund transfer, funds may be withdrawn from your account as soon as the same day we receive your payment, and you will not receive your check back from your financial institution.

TC-08

O1BC6056 - 6 - 12/21/06

VERIFICATION

CAPITAL ONE BANK (USA), N.A.

vs

HENRY, VALERIE

The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities, that he/she is, TRACY TAYLOR, Authorized Agent, of CAPITAL ONE BANK (USA), N.A., Plaintiff Herein, that he/she is duly authorized to make this Declaration, and that the facts set forth in the foregoing Complaint in Civil Action are true and correct to the best of his/her knowledge, information and belief.



TRACY TAYLOR



Notary Public

Uvonda S. Brooks
Notary Public
Douglas County, Georgia
My Commission Expires
February 29, 2012

4862362314247043
A049
WELTMAN, WEINBERG & REIS CO., L.P.A.

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-1303-CD

CAPITAL ONE BANK (USA), NA
vs
VALERIE HENRY

SERVICE # 1 OF 1

PRAECLPCE & & COMPLAINT

SERVE BY: 09/30/2009 HEARING: PAGE: 106114

DEFENDANT: VALERIE HENRY
ADDRESS: 8086 SHILOH RD
WOODLAND, PA 16881

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS 9-3-09-1:51-AM 9-8-09-1:56-PM 9-11-09-7:45-AM
9-8-09-9:38-AM 9-9-09-10:34-AM 9-16-09-10:05-AM
9-21-09-10:42-AM 9-30-09-9:15-AM

SHERIFF'S RETURN

FILED

9/30/09

SEP 30 2009

William A. Shaw
Prothonotary/Clerk of Courts

NOW, _____ AT _____ AM / PM SERVED THE WITHIN *certified*

PRAECLPCE & & COMPLAINT ON VALERIE HENRY, 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

PRAECLPCE & & COMPLAINT FOR VALERIE HENRY

AT (ADDRESS) _____

NOW 9-30-09 AT 9:15 AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF NOT FOUND AS TO VALERIE HENRY

REASON UNABLE TO LOCATE No Response with Notes or Contact

SWORN TO BEFORE ME THIS

DAY OF September 2009

So Answers: CHESTER A. HAWKINS, SHERIFF

BY: James E. Davis

Deputy Signature

James E. Davis

Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 106114
NO: 08-1303-CD
SERVICES 1
PRAECIPE & COMPLAINT

PLAINTIFF: CAPITAL ONE BANK (USA), NA
vs.
DEFENDANT: VALERIE HENRY

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	8916831	10.00
SHERIFF HAWKINS	WELTMAN	8916831	21.50

*FILED
OCT 17 2010
JAN 26 2011 (14)*
S William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

____ Day of _____ 2010

Chester A. Hawkins

Chester A. Hawkins
Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA) NA

Plaintiff No. 2008-1303-CD

vs.

MOTION FOR ALTERNATE SERVICE

VALERIE HENRY

Defendant FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

FILED NO cc
M 10:24 AM
MAR 26 2010
S (60)
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA) NA

Plaintiff

No. 2008-1303-CD

vs.

VALERIE HENRY

Defendant

PLAINTIFF'S MOTION FOR ALTERNATE SERVICE

AND NOW, comes Plaintiff, by counsel, Weltman, Weinberg & Reis Co., L.P.A. and requests this Honorable Court to enter an Order allowing the Plaintiff to make service upon Defendant, Valerie Henry, by certified U.S. Mail and Certificate of Mailing, addressed to 8086 Shiloh Road, Woodland, Pa 16881, averring in support thereof the following:

1. On or about July 16, 2008, Plaintiff filed a Complaint in Civil Action against Defendant to recover the unpaid balance due Plaintiff from Defendant in the amount of \$3,053.65.
2. When the Sheriff of Clearfield County, Pennsylvania, attempted to make service of Plaintiff's Complaint on Defendant, the Sheriff was unable to do so, as evidenced by the Sheriff's return, a true and correct copy of which is attached hereto, marked Exhibit "1", and made a part hereof.
3. Upon receipt of the Sheriff's return of no service, Plaintiff conducted an investigation with the United States Postal Service to confirm the physical address of the Defendant.

4. Pursuant to Plaintiff's request for information, the United States Postal Service confirmed Defendant's physical address of 8086 Shiloh Road, Woodland, Pa 16881, a true and correct copy of Plaintiff's Postal Request is attached hereto, marked as Exhibit "2", and made a part hereof.

5. Plaintiff conducted an online white pages search and was unable to confirm a current address for Defendant of 8086 Shiloh Road, Woodland, Pa 16881.

6. Plaintiff contacted the Clearfield County Tax Assessment office, a representative from which could not confirm the Defendant as being the registered owner of 8086 Shiloh Road, Woodland, PA 16881.

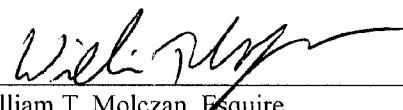
7. Upon receipt of the Sheriff's return of no service, Plaintiff conducted an investigation with the Accurint Total Research System to confirm the physical address of the Defendant.

8. Pursuant to Plaintiff's request for information, Accurint Total Research System could not confirm Defendant's physical address of 8086 Shiloh Road, Woodland, PA 16881.

9. Pursuant to Plaintiff's request for information, TransUnion Credit Report confirmed Defendant's physical address of 8086 Shiloh Road, Woodland, PA 16881. A true and correct copy of the TransUnion Credit Report is attached hereto as Exhibit "3" and made a part hereof.

10. Based upon the foregoing, Plaintiff believes and therefore avers that Defendant is attempting to avoid service of process in the above-captioned matter and Plaintiff therefore seeks an Order of Court, pursuant to Pennsylvania Rule of Civil Procedure 430, granting Plaintiff leave to serve its Complaint on Defendant by alternative means.

WHEREFORE, Plaintiff requests this Honorable Court to enter an Order pursuant to PA.R.C.P. 430(a), authorizing the Plaintiff to serve Defendant by Certified U.S. Mail and Certificate of Mailing sent to an address (8086 Shiloh Road, Woodland, Pa 16881) at which Defendant is presently receiving mail according to information obtained from the Post Office, or by allowing service by a competent adult.



William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA) NA

NO. 2008-1303-CD

Plaintiff

vs.

VALERIE HENRY

Defendant

AFFIDAVIT PURSUANT TO PA R.C.P. 430 (a)

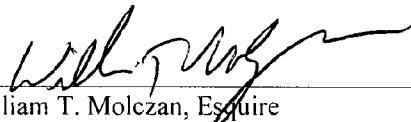
BEFORE ME, a Notary Public, in and for the foregoing County and Commonwealth, personally appeared William T. Molczan, Esquire, of Weltman, Weinberg & Reis, Co., L.P.A., attorneys for Plaintiff, and deposes and says that the following accurately reflects efforts made to ascertain the exact whereabouts of Defendant named in the above-captioned matter.

- a. Plaintiff requested current address information from the United States Postal Service, which request for information confirmed the current address for Defendant as being 8086 Shiloh Road, Woodland, Pa 16881. A true and correct copy of the Postal Service Return is marked Exhibit "2" attached hereto and made a part hereof.
- b. Plaintiff conducted an online what pages search that could not confirm the Defendant's address to be 8086 Shiloh Road, Woodland, PA 16881.
- c. Plaintiff requested current address information from the Accurint Total Research System, which request for information could not confirm the current address for Defendant as being 8086 Shiloh Road, Woodland, PA 16881.

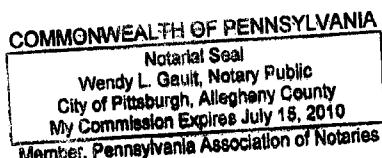
- d. Plaintiff contacted the Clearfield County Tax Assessment office which could not confirm the Defendant as being the registered owner of 8086 Shiloh Road, Woodland, PA 16881.
- e. Plaintiff requested current address information from the TransUnion Credit Report, which request for information confirmed the current address for Defendant as being 8086 Shiloh Road, Woodland, PA 16881. A true and correct copy of the credit report is attached hereto as Exhibit "3" and made a part hereof.

Finally, Affiant deposes and says that after the foregoing investigation, the exact whereabouts of the Defendant, Valerie Henry, is 8086 Shiloh Road, Woodland, Pa 16881.

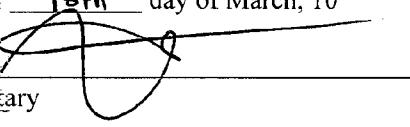
WELTMAN, WEINBERG & REIS, CO., L.P.A.



William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955



Sworn to and subscribed before me
this 18th day of March, 10



Notary

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-1303-CD

CAPITAL ONE BANK (USA), NA
vs
VALERIE HENRY

SERVICE # 1 OF 1

PRAEICE & & COMPLAINT

SERVE BY: 09/30/2009 HEARING: PAGE: 106114

COPY

DEFENDANT: VALERIE HENRY
ADDRESS: 8086 SHILOH RD
WOODLAND, PA 16881

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS 9-3-09-1:51 ^{AM} -W/H 9-8-09-1:56 ^{AM} -W/H 9-11-09-7:45 ^{AM} -W/H
9-8-09-9:35 ^{AM} -W/H 9-9-09-10:34 ^{AM} -W/H 9-16-09-10:05 ^{AM} -W/H
SHERIFF'S RETURN 9-21-09-10:42 ^{AM} -W/H
9-30-10-9:15 ^{AM} -W/H

NOW, _____ AT _____ AM / PM SERVED THE WITHIN CERTIFICATE

PRAEICE & & COMPLAINT ON VALERIE HENRY, 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

PRAEICE & & COMPLAINT FOR VALERIE HENRY

AT (ADDRESS) _____

NOW 9-30-09 AT 9:15 AM / PM AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF NOT FOUND AS TO VALERIE HENRY

REASON UNABLE TO LOCATE No Response with Notes or Contact

SWORN TO BEFORE ME THIS

DAY OF September 2009

So Answers: CHESTER A. HAWKINS, SHERIFF

BY: James E. Davis

Deputy Signature

James E. Davis
Print Deputy Name

EXHIBIT

6844908

**Postmaster
WOODLAND, PA 16881**

Date: November 10, 2009

REQUEST FOR CHANGE OF ADDRESS OR BOXHOLDER INFORMATION NEEDED FOR SERVICE OF LEGAL PROCESS

Please furnish the new address or the name and street address (if a boxholder) for the following:

Name: VALERIE HENRY
8086 SHILOH RD
Address: WOODLAND, PA 16881

Note: Only one request may be made per completed form. The name and last known address are required for change of address information. The name, if known, and Post Office box address are required for boxholder information.

The following information is provided in accordance with 39 CFR 265.6(d)(5)(ii). There is no fee for providing boxholder or change of address information.

1. Capacity of requester (e.g., process server, attorney, party representing self): **ATTORNEY**
2. Statute or regulation that empowers me to serve process (not required when requester is an attorney or a party acting pro se—except a corporation acting pro se must cite statute):
3. The names of all known parties to the litigation: VALERIE HENRY, CAPITAL ONE BANK (US A), N
4. The court in which the case has been or will be heard: PROTHONOTARY CLEARFIELD C
5. The docket or other identifying number (a or b must be filled out):
 a. Docket or other identifying number: #2008-1303-CD
 b. Docket or other identifying number has not been issued
6. The capacity in which this individual is to be served (e.g., defendant or witness): **DEFENDANT**

WARNING

THE SUBMISSION OF FALSE INFORMATION TO OBTAIN AND USE CHANGE OF ADDRESS INFORMATION OR BOXHOLDER INFORMATION FOR ANY PURPOSE OTHER THAN THE SERVICE OF LEGAL PROCESS IN CONNECTION WITH ACTUAL OR PROSPECTIVE LITIGATION COULD RESULT IN CRIMINAL PENALTIES INCLUDING A FINE OF UP TO \$10,000 OR IMPRISONMENT OF NOT MORE THAN 5 YEARS, OR BOTH (TITLE 18 U.S.C. SECTION 1001).

I certify that the above information is true and that the address information is needed and will be used solely for service of legal process in conjunction with actual or prospective litigation.

William T. Molczan

Signature

William T. Molczan, Esquire / PA ID# 47437
Attorney
Printed Name

WEITMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, 1400 Koppers Building
Pittsburgh, PA 15219

WWR File No. 6648908

User: CFR

FOR POST OFFICE USE ONLY

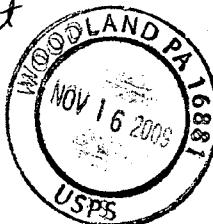
No change of address order on file:
Moved, left no forwarding address: _____
No such address: _____

NEW ADDRESS OR BOXHOLDER'S NAME POSTMARK
AND STREET ADDRESS

*8086 SHILOH RD) is the correct
WOODLAND, PA 16881) address*

EXHIBIT

2



User ID
ABR

Link Report

03/17/2010
2:21 pm

TRANSUNION CREDIT REPORT

6734092

13 PW 10/00 03/17/10 13:15CT

(I) Y CV0033772 WWRPITTS
HENRY, VALERIE E.

1576 3/81

577-1735

311 POPLAR AV., CLEARFIELD PA. 16830

10/06

8/08



8086 SHILOH RD., WOODLAND PA. 16881
3 RR 3 BOX 32, CLEARFIELD PA. 16830

EXHIBIT

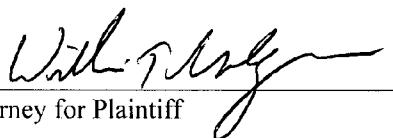
EXHIBIT

3

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the within Motion for Alternate Service was served on the 25th day of March, 2010, by first class, U.S. Mail, postage-prepaid, addressed as follows:

Valerie Henry
8086 Shiloh Road
Woodland, Pa 16881



Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

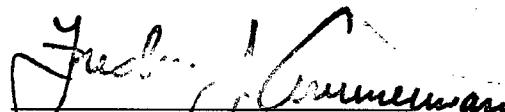
CAPTIAL ONE BANK (USA) NA * NO. 08-1303-CD
Plaintiff *
Vs *
VALERIE HENRY *
Defendant *

ORDER

NOW, this 25th day of March, 2010, upon consideration of the foregoing Motion for Service of the Complaint Pursuant to Special Order of Court and attached supporting affidavit; it is hereby ORDERED, ADJUDGED and DECREED, that the service of the Complaint in Civil Action may be made on Defendant, Valerie Henry, by permitting the Plaintiff to mail a copy of the Complaint to the Defendant at the last known address being 8086 Shiloh Road, Woodland, PA 16881 by 1) certified mail, return receipt requested, and 2) by first class mail.

Service of the aforementioned mailings is effective upon the date of mailing and is to be done by Plaintiff's attorney, who will file Affidavits of Service with the Prothonotary of Clearfield County.

BY THE COURT,


FREDRIC J. AMMERMAN
President Judge

FILED

03:54 PM 3CC
MAR 29 2010 Ally Molczan

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), N

Plaintiff No. 2008-1303-CD

vs. PRAECEIPE TO REINSTATE COMPLAINT

VALERIE HENRY

Defendant(s) FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Lyndsay E Rowland, Esquire
PA ID #205520
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Buidling
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#6648908 CFR

FILED Atty pd.
MAY 14 2010 \$1.00

S William A. Shaw
Prothonotary/Clerk of Courts
Compl. Reinstated
to Atty

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), N

Plaintiff

vs.

Civil Action No. 2008-1303-CD

VALERIE HENRY

Defendant(s)

PRAECIPE TO REINSTATE COMPLAINT

Kindly reinstate the Complaint in the above captioned matter.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: Lyndsay E Rowland
Lyndsay E Rowland, Esquire
PA ID #205520

WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Buidling
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR #6648908

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), NA

Plaintiff No. 08-1303-CD

vs.

VALERIE HENRY

AFFIDAVIT OF SERVICE OF COMPLAINT

Defendant FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, Esquire
PA I.D. #42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#6648908

FILED NO
M104764 CC
S JUN 11 2011
S

William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), NA

Plaintiff No. 08-1303-CD
vs.

VALERIE HENRY

Defendant

AFFIDAVIT OF SERVICE OF COMPLAINT

BEFORE ME, the undersigned authority, personally appeared James C. Warmbrodt, Esquire, who according to law deposes and says that a copy of the Complaint in Civil Action has been served on the Defendant, VALERIE HENRY.

1. On or about MARCH 25, 2010, Plaintiff received a signed Order of Court permitting service, on the Defendant, to be complete and valid upon mailing to the complaint by first class mail, certificate of mailing and by certified mail, return receipt requested. Said Order of Court is attached as Exhibit "1".

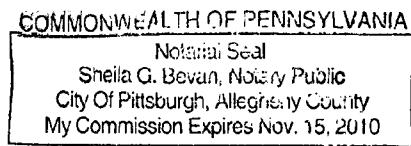
2. On or about MAY 24, 2010, Plaintiff mailed the complaint to VALERIE HENRY. Said certificate of mailing and certified mail receipts are attached as Exhibit "2".

WELTMAN, WEINBERG & REIS, CO., L.P.A.

James C. Warmbrodt, Esquire
PA I.D. #42624
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#6648908

Sworn to and subscribed
before me this 8
day of June, 2010.

NOTARY PUBLIC



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPTIAL ONE BANK (USA) NA * NO. 08-1303-CD
Plaintiff *
Vs *
VALERIE HENRY *
Defendant *

ORDER

NOW, this 25th day of March, 2010, upon consideration of the foregoing Motion for Service of the Complaint Pursuant to Special Order of Court and attached supporting affidavit; it is hereby ORDERED, ADJUDGED and DECREED, that the service of the Complaint in Civil Action may be made on Defendant, Valerie Henry, by permitting the Plaintiff to mail a copy of the Complaint to the Defendant at the last known address being 8086 Shiloh Road, Woodland, PA 16881 by 1) certified mail, return receipt requested, and 2) by first class mail.

Service of the aforementioned mailings is effective upon the date of mailing and is to be done by Plaintiff's attorney, who will file Affidavits of Service with the Prothonotary of Clearfield County.

BY THE COURT,

/S/ Fredric J Ammerman

FREDRIC J. AMMERMAN
President Judge

EXHIBIT

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

MAR 29 2010

Attest,



William J. Ammerman
Prothonotary/
Clerk of Courts

U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT (CFR
(Domestic Mail Only; No Insurance Coverage Provided))
6644908

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Postage	\$ 0.76
Certified Fee	2.80
Return Receipt Fee (Endorsement Required)	2.30
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 5.86

Postmark
Here

7010 0290 0001 4328 6788
Sent To Valerie Henry
Street, Apt. No.: 8086 Shiloh Rd
or PO Box No.
City, State, ZIP+4 Woodland, Pa 16841
PS Form 3800, August 2006
See Reverse for Instructions

CFR
6644908

UNITED STATES
POSTAL SERVICE Certificate
Mail
This Certificate of Mailing provides evidence that mail has been presented to USPS® for mail
This form may be used for domestic and international mail.

From: Weltman, Weinberg & RetsCo
1400 Koppers Bldg.

436 7th Ave.

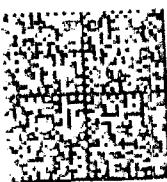
Pittsburgh, PA 15219

(412) 434-7955

To: Valerie Henry
8086 Shiloh Rd
Woodland, Pa 16841

PS Form 3817, April 2007 PSN 7530-02-000-9065

049J820426
\$01.00
US POSTAGE



FIRST CLASS

EXHIBIT

2

FILED *po \$20.00
A/H*
*m/11/14 cm
S AUG 06 2010 cc & notice
D to deft*
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), N

Plaintiff

NO: 2008-1303-CD

vs.

PRAECIPE FOR DEFAULT JUDGMENT

VALERIE HENRY
AKA VALERIE E HENRY

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

James C. Warmbrodt, 42524
WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-338-7130
06648908 C N Pit NPE
Judgment Amount \$3053.65

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), N

Plaintiff

vs.

Civil Action No. 2008-1303-CD

VALERIE HENRY
AKA VALERIE E HENRY

PRAECIPE FOR DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Kindly enter Judgment against the Defendant VALERIE HENRY AKA VALERIE E HENRY, above named, in the default of an Answer, in the amount of \$3053.65 computed as follows:

Amount claimed in Complaint	\$3053.65
Less payments / adjustments made	\$0.00
Interest on the remaining principal balance of \$2786.65 from August 14, 2008 to July 26, 2010 @ the interest rate of 0.000% per annum	\$0.00
Attorney's fees	\$0.00
TOTAL	\$3053.65

I hereby certify that appropriate Notices of Default, as attached have been mailed in accordance with PA R.C.P. 237.1 on the dates indicated on the Notices.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 
James C. Warmbrodt, 42524

06648908 C N Pit NPE

Plaintiff's address is:
c/o WELTMAN, WEINBERG & REIS CO., L.P.A.,
436 Seventh Avenue, Suite 1400 Pittsburgh, PA 15219

And that the last known address of the Defendant is :
VALERIE HENRY
AKA VALERIE E HENRY
8086 SHILOH RD
WOODLAND, PA 16881

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), N

Plaintiff

vs.

Civil Action No. 2008-1303-CD

VALERIE HENRY
AKA VALERIE E HENRY

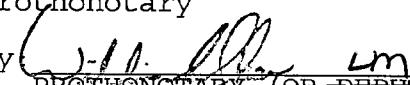
NOTICE OF JUDGMENT OR ORDER

TO: Plaintiff
 Defendant
 Garnishee

You are hereby notified that the following Order of Judgment
was entered against you on August 6, 2010.

Assumpsit Judgment in the amount of \$3053.65 plus costs.
 Trespass Judgment in the amount of \$_____ plus costs.
 If not satisfied within sixty (60) days, your motor vehicle
operator's license and/or registration will be suspended
by the Department of Transportation, Bureau of Traffic Safety,
Harrisburg, PA.
 Entry of Judgment of
 Court Order
 Non-Pros
 Confession
 Default
 Verdict
 Arbitration Award

Prothonotary

By 
PROTHONOTARY (OR DEPUTY)

VALERIE HENRY
AKA VALERIE E HENRY
8086 SHILOH RD
WOODLAND, PA 16881

Plaintiff's address is:

c/o WELTMAN, WEINBERG & REIS CO., L.P.A.,
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955

IN THE COURT OF COMMON PLEAS
CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), N

Plaintiff

vs.

Civil Action No. 2008-1303-CD

VALERIE HENRY

NON-MILITARY AFFIDAVIT

The undersigned, who first duly sworn, according to law, deposes and states as follows:

That he/she is the duly authorized agent of the Plaintiff in the within matter.

Affiant further states that the within Affidavit is made pursuant to and in accordance with the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. App. 521.

Affiant further states that based upon investigation it is the affiant's belief that the Defendant, VALERIE HENRY AKA VALERIE E HENRY, is not in military service.

Affiant further states that this belief is supported by the attached certificate from the Defense Manpower Data Center (DMDC), which states that the DMDC does not possess any information indicating the individual status.

VALERIE HENRY
AKA VALERIE E HENRY
8086 SHILOH RD
WOODLAND, PA 16881

is not in the military service. Further Affiant sayeth naught.



AFFIANT

Department of Defense Manpower Data Center

Aug-02-2010 05:47:22



Military Status Report
Pursuant to the Service Members Civil Relief Act

Last Name	First/Middle	Begin Date	Active Duty Status	Active Duty End Date	Service Agency
HENRY	VALERIE		Based on the information you have furnished, the DMDC does not possess any information indicating the individual status.		

Upon searching the information data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the current status of the individual as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard).

Mary M. Snavely-Dixon, Director
Department of Defense - Manpower Data Center
1600 Wilson Blvd., Suite 400
Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The DoD strongly supports the enforcement of the Service Members Civil Relief Act (50 USC App. §§ 501 et seq, as amended) (SCRA) (formerly known as the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's status by contacting that person's Service via the "defenselink.mil" URL <http://www.defenselink.mil/faq/pis/PC09SLDR.html>. If you have evidence the person is on active duty and you fail to obtain this additional Service verification, punitive provisions of the SCRA may be invoked against you. See 50 USC App. §521(c).

If you obtain additional information about the person (e.g., an SSN, improved accuracy of DOB, a middle name), you can submit your request again at this Web site and we will provide a new certificate for that query.

This response reflects **active duty status** including date the individual was last on active duty, if it was within the preceding 367 days. For historical information, please contact the Service SCRA points-of-contact.

More information on "Active Duty Status"

Active duty status as reported in this certificate is defined in accordance with 10 USC § 101(d)(1) for a period of more than 30 consecutive days. In the case of a member of the National Guard, includes service under a call to active service authorized by the President or the Secretary of Defense for a period of more than 30 consecutive days under 32 USC § 502(f) for purposes of responding to a national emergency declared by the President and supported by Federal funds. All Active Guard Reserve (AGR) members must be assigned against an authorized mobilization position in the unit they support. This includes Navy TARs, Marine Corps ARs and Coast Guard RPAs. Active Duty status also applies to a Uniformed Service member who is an active duty commissioned officer of the U.S. Public Health Service or the National Oceanic and Atmospheric Administration (NOAA Commissioned Corps) for a period of more than 30 consecutive days.

Coverage Under the SCRA is Broader in Some Cases

Coverage under the SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this certificate.

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this website certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of SCRA extend beyond the last dates of active duty.

Those who would rely on this certificate are urged to seek qualified legal counsel to ensure that all rights guaranteed to Service members under the SCRA are protected.

WARNING: This certificate was provided based on a name and SSN provided by the requester. Providing an erroneous name or SSN will cause an erroneous certificate to be provided.

Report ID:FOU4MDU4LM

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), N

Plaintiff

Case No. 2008-1303-CD

vs.

VALERIE HENRY
AKA VALERIE E HENRY

Defendant

IMPORTANT NOTICE

TO:

VALERIE HENRY
8086 SHILOH RD
WOODLAND, PA 16881

Date of Notice: 7/1/10

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN 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 PAPER TO YOUR LAWYER AT ONCE, IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

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

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
SECOND & MARKET STREETS
CLEARFIELD, PA. 16830
(814) 765-2641, EXT 50-51

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: _____
Matthew Urban
P.A.I.D.# 90963

WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, 1400 Koppers Building
Pittsburgh, PA 15219
Phone: (412) 434-7955
6648908 N PIT G4B

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA),NA

Plaintiff

Case No. 2008-1303-CD

vs.

MOTION TO AMEND JUDGMENT

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

William T. Molczan, Esquire
Pa. I.D. No. 47437
Weltman, Weinberg & Reis, Co, LLC
1400 Koppers Building
436 7th Avenue
Pittsburgh, PA 15219

wwr#06648908

FILED
M/12/54/01
SEP 13 2010
64
NO CC
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA),NA

Plaintiff

Case No. 2008-1303-CD

vs.

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

MOTION TO AMEND JUDGMENT

AND NOW COMES, Plaintiff, by and through its attorneys, Weltman, Weinberg & Reis Co., L.P.A. , files the following Motion to Amend Judgment.

1. On or about August 06, 2010, Plaintiff filed a Judgment against the Defendant in the amount of \$3,053.65.
2. Due to a clerical error, Plaintiff's interest at the contract rate of 19.90% per annum from May 13, 2008, was not added in the Praeclipe, and the Judgment was filed with an incorrect dollar amount.
3. The correct dollar amount is 5,298.76.
4. A copy of Plaintiff's proposed Amended Judgment is attached hereto, marked as Exhibit "1", and made a part hereof.

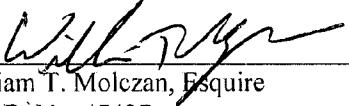
WHEREFORE, Plaintiff wishes to amend the Judgment filed against the Defendant to reflect the correct dollar amount of 5,298.76.



William T. Molczan, Esquire
Pa. I.D. No. 47437
Weltman, Weinberg & Reis, Co, LLC
1400 Koppers Building
436 7th Avenue
Pittsburgh, PA 15219

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 Pa.C.S. Section 4904 relating to unsworn falsification to authorities, he is an attorney for the Plaintiff herein; makes this Verification based upon the facts as supplied to him by the Plaintiff and/or its agents and that the facts set forth in the foregoing Motion to Amend are true and correct to the best of his knowledge, information and belief.



William T. Molczan, Esquire
Pa. I.D. No. 47437
Weltman, Weinberg & Reis, Co, LLC
1400 Koppers Building
436 7th Avenue
Pittsburgh, PA 15219

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA),NA

Plaintiff No. 2008-1303-CD
vs. "AMENDED" PRAECLP FOR DEFAULT JUDGMENT
IE HENRY
VALERIE E. HENRY
Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

WILLIAM T. MOLCZAN, ESQUIRE
PA I.D.#47437
Weltman, Weinberg & Reis Co., L.P.A.
1400 Koppers Bldg.
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#06648908
Judgment Amount \$ 5,298.76

EXHIBIT

21 1

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA),NA

Plaintiff

vs.

Civil Action No. 2008-1303-CD

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

"AMENDED" PRAECIPE FOR DEFAULT JUDGMENT

TO THE PROTHONOTARY:

Kindly Amend Judgment against the Defendant, VALERIE HENRY
A/K/A VALERIE E. HENRY above named, in the default of an Answer, in the amount of \$5,298.76
computed as follows:

Amount claimed in Complaint	\$3,631.60
Interest from May 13, 2008 through September 02, 2010 at the contract interest rate of 19.900% per annum	\$1,667.16
Attorney's fees	\$0.00
TOTAL	\$5,298.76

I hereby certify that appropriate Notices of Default, as attached have been mailed in accordance with PA
R.C.P. 237.1 on the dates indicated on the Notices.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: _____
WILLIAM T. MOLCZAN, ESQUIRE
PA I.D.#47437
Weltman, Weinberg & Reis Co., L.P.A.
1400 Koppers Bldg.
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#06648908

Plaintiff's address is:

c/o Weltman, Weinberg & Reis Co., L.P.A., 1400 Koppers Building, 436 7th Avenue, Pittsburgh, PA 15219
And that the last known address of the Defendant is: 8086 SHILOH RD., WOODLAND,PA 16881

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (US A), N

Plaintiff

Case No. 2008-1303-CD

vs.

VALERIE HENRY
AKA VALERIE E HENRY

Defendant

IMPORTANT NOTICE

TO:

VALERIE HENRY
8086 SHILOH RD
WOODLAND, PA 16881

Date of Notice: 7/1/10

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN 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.

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COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
SECOND & MARKET STREETS
CLEARFIELD, PA. 16830
(814) 765-2641, EXT 50-51

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: Matthew Urban

P.A.I.D.# 90963

WELTMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, 1400 Koppers Building
Pittsburgh, PA 15219
Phone: (412) 434-7955
6648908 N PIT G4B

IN THE COMMON PLEAS COURT OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), NA

Case no: 2008-1303-CD

Plaintiff
vs.

NON-MILITARY AFFIDAVIT

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

The undersigned, who first being duly sworn, according to law, deposes and states as follows:

That he/she is the duly authorized agent of the Plaintiff in the within matter.

Affiant further states that the within Affidavit is made pursuant to and in accordance with the Servicemembers' Civil Relief Act (SCRA), 50 U.S.C. App. § 521.

Affiant further states that based upon investigation it is the affiant's belief that the Defendant, VALERIE HENRY A/K/A VALERIE E. HENRY is not in the military service.

Affiant further states that this belief is supported by the attached certificate from the Defense Manpower Data Center (DMDC), which states that the Defendant, VALERIE HENRY A/K/A VALERIE E. HENRY is not in the military service.

Further Affiant saith naught.

AFFIANT

SWORN TO AND SUBSCRIBED in my presence this ____ day
of _____, 19____.

NOTARY PUBLIC

Department of Defense Manpower Data Center

Aug-02-2010 05:47:22



Military Status Report
Pursuant to the Service Members Civil Relief Act

Last Name	First/Middle	Begin Date	Active Duty Status	Active Duty End Date	Service Agency
HENRY	VALERIE		Based on the information you have furnished, the DMDC does not possess any information indicating the individual status.		

Upon searching the information data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the current status of the individual as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard).

Mary M. Snavely-Dixon

Mary M. Snavely-Dixon, Director
Department of Defense - Manpower Data Center
1600 Wilson Blvd., Suite 400
Arlington, VA 22209-2593

The Defense Manpower Data Center (DMDC) is an organization of the Department of Defense that maintains the Defense Enrollment and Eligibility Reporting System (DEERS) database which is the official source of data on eligibility for military medical care and other eligibility systems.

The DoD strongly supports the enforcement of the Service Members Civil Relief Act (50 USC App. §§ 501 et seq, as amended) (SCRA) (formerly known as the Soldiers' and Sailors' Civil Relief Act of 1940). DMDC has issued hundreds of thousands of "does not possess any information indicating that the individual is currently on active duty" responses, and has experienced a small error rate. In the event the individual referenced above, or any family member, friend, or representative asserts in any manner that the individual is on active duty, or is otherwise entitled to the protections of the SCRA, you are strongly encouraged to obtain further verification of the person's status by contacting that person's Service via the "defenselink.mil" URL <http://www.defenselink.mil/faq/pis/PC09SLDR.html>. If you have evidence the person is on active duty and you fail to obtain this additional Service verification, punitive provisions of the SCRA may be invoked against you. See 50 USC App. §521(c).

If you obtain additional information about the person (e.g., an SSN, improved accuracy of DOB, a middle name), you can submit your request again at this Web site and we will provide a new certificate for that query.

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More information on "Active Duty Status"

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Coverage Under the SCRA is Broader in Some Cases

Coverage under the SCRA is broader in some cases and includes some categories of persons on active duty for purposes of the SCRA who would not be reported as on Active Duty under this certificate.

Many times orders are amended to extend the period of active duty, which would extend SCRA protections. Persons seeking to rely on this website certification should check to make sure the orders on which SCRA protections are based have not been amended to extend the inclusive dates of service. Furthermore, some protections of the SCRA may extend to persons who have received orders to report for active duty or to be inducted, but who have not actually begun active duty or actually reported for induction. The Last Date on Active Duty entry is important because a number of protections of SCRA extend beyond the last dates of active duty.

Those who would rely on this certificate are urged to seek qualified legal counsel to ensure that all rights guaranteed to Service members under the SCRA are protected.

WARNING: This certificate was provided based on a name and SSN provided by the requester.

Providing an erroneous name or SSN will cause an erroneous certificate to be provided.

Report ID:FOU4MDU4LM

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA),NA

Plaintiff

vs.

Civil Action No. 2008-1303-CD

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

"AMENDED" NOTICE OF JUDGMENT OR ORDER

TO: Plaintiff
 Defendant
 Garnishee

You are hereby notified that the following
Order or Judgment was entered against you
on _____

Assumpsit Judgment in the amount
of \$5,298.76, plus interest and costs.

Trespass Judgment in the amount
of \$_____ plus costs.

If not satisfied within sixty (60)
days, your motor vehicle operator's license and/or registration
will be suspended by the Department of Transportation, Bureau
of Traffic Safety, Harrisburg, PA.

Entry of Judgment of
 Court Order
 Non-Pros
 Confession
 Default
 Verdict
 Arbitration
Award

Prothonotary

By: _____
PROTHONOTARY (OR DEPUTY)

VALERIE HENRY
AKA VALERIE E. HENRY
8086 SHILOH RD
WOODLAND,PA 16881

Plaintiff's address is:

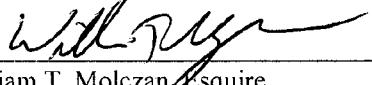
c/o Weltman, Weinberg & Reis Co., L.P.A., 1400 Koppers Building, 436 7th Avenue, Pittsburgh, PA 15219
1-888-434-0085

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the within pleading was served on the following on this 6th day of September, 20 10, by first class, U.S. Mail, postage pre-paid:

VALERIE HENRY
AKA VALERIE E. HENRY
8086 SHILOH RD
WOODLAND, PA 16881

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: 

William T. Molczan, Esquire
Pa. I.D. No. 47437
Weltman, Weinberg & Reis, Co, LLC
1400 Koppers Building
436 7th Avenue
Pittsburgh, PA 15219

N THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA),NA

Plaintiff

Case No. 2008-1303-CD

vs.

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

ORDER OF COURT

And now, this _____ day of _____, 20____, Plaintiff's Motion to Amend the Default Judgment is granted.

The Prothonotary of Clearfield County is directed to allow Plaintiff to file an Amended Judgment to reflect that the dollar amount of 5,298.76.

BY THE COURT:

J. _____

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff

No. 2008-1303-CD

vs.

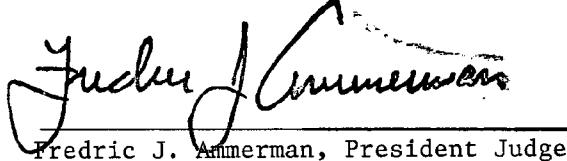
VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

ORDER OF COURT

AND NOW, to wit, this 15th day of September, 20 10, upon consideration of the record, it is HEREBY, ORDERED, ADJUDGED AND DECREED that the Motion to Amend Judgment on the above captioned matter is scheduled for Wednesday, October 13, 2010 at 11:30 a.m. in Courtroom #1.

BY THE COURT:



Fredric J. Ammerman, President Judge

FILED ICC
S 01/16/2011 Atty Molczan
SEP 15 2010
William A. Shaw
Prothonotary/Clerk of Courts (60)

FILED

SEP 15 2010

**William A. Shaw
Prothonotary/Clerk of Courts**

DATE: 9/15/10

X You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff No. 2008-1303-CD

vs.

**AFFIDAVIT OF SERVICE OF
ORDER OF COURT**

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Matthew D. Urban, Esquire
PA. I.D.#90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#06648908

5 **FILED**
MAY 10 2001 NO
SEP 24 2001 CC
William A. Shanahan
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff No. 2008-1303-CD
vs.

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

AFFIDAVIT OF SERVICE OF ORDER OF COURT

BEFORE ME, the undersigned authority, personally appeared Matthew D. Urban, Esquire, who according to law deposes and says that a copy of the Order of Court has been served on the following Defendant, Valerie Henry a/k/a Valerie E. Henry.

1. On or about September 16, 2010, Plaintiff received a signed Order of Court dated September 15, 2010, scheduling Plaintiff's Motion to Amend Judgment. Said Order of Court is attached as Exhibit "1".

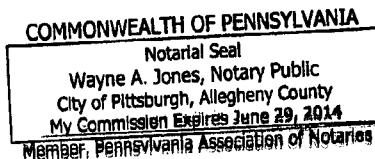
2. On or about September 20, 2010, Plaintiff mailed the Order of Court to 8086 Shiloh Road, Woodland, PA. 16881.

~~WELTMAN, WEINBERG & REIS, CO., L.P.A.~~

Matthew D. Urban, Esquire
PA I.D. #90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#06648908

Sworn to and subscribed
before me this 20
day of September 2010.

~~NOTARY PUBLIC~~



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff

No. 2008-1303-CD

vs.

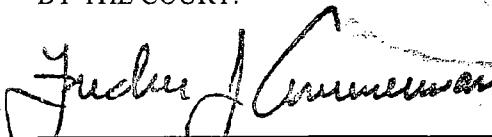
VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

ORDER OF COURT

AND NOW, to wit, this 15th day of September, 20 10, upon consideration of the record, it is HEREBY, ORDERED, ADJUDGED AND DECREED that the Motion to Amend Judgment on the above captioned matter is scheduled for Wednesday, October 13, 2010 at 11:30 a.m. in Courtroom #1.

BY THE COURT:



Fredric J. Ammerman, President Judge

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

SEP 15 2010

Attest.



William J. Ammerman
Prothonotary/
Clerk of Courts

EXHIBIT

WWR No. 06648908

"1"

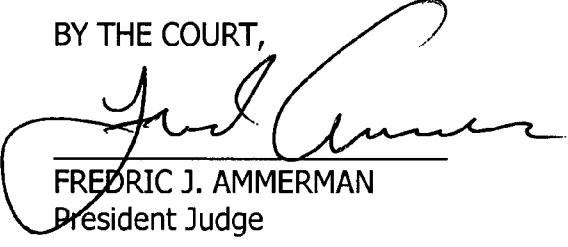
IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA) NA *
Plaintiff *
vs. * NO. 08-1303-CD
VALERIE HENRY, *
Defendant *
*

ORDER

NOW, this 13th day of October, 2010, this being the date set for argument on the Plaintiff's Motion to Amend Judgment and the Court notes that no representative or counsel for the Plaintiff appeared for said argument ; it is the ORDER of this Court that said Motion to Amend Judgment be and is hereby DENIED.

BY THE COURT,


FREDRIC J. AMMERMAN
President Judge

FILED
OCT 14 2010

William A. Shaw
Prothonotary/Clerk of Courts

(60)

1CC Atty Urban
1CC Def.-
311 Poplar Ave.
Clearfield, PA
16830

ORIGINAL

卷之三

057 1 4 2010

William A. Shaw
Prothonotary/Clerk of Courts

Digitized by srujanika@gmail.com

It is the duty of the President to see that the President is responsible for serving all appropriate parties.

_____ provided service to the following parties:

C. H. STICKERS

WILLIAM A. SHAW
PROTHONOTARY
and CLERK of COURTS
P.O. BOX 549
CLEARFIELD, PENNSYLVANIA 16830

FILED
1:32pm
OCT 21 2010

William A. Shaw
Prothonotary/Clerk of Courts

unable to
for work

W.A.S.

Valerie Henry
311 Poplar Ave.
Clearfield, PA 16820

NIXIE 165 SE 1 00 10/19/10
RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

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10/14/2010
Mailed From 16830
US POSTAGE

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

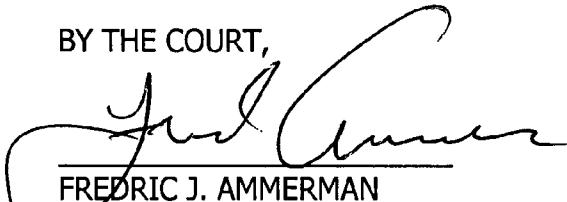
CAPITAL ONE BANK (USA) NA
Plaintiff
vs.
VALERIE HENRY,
Defendant

*
*
* NO. 08-1303-CD
*
*

ORDER

NOW, this 13th day of October, 2010, this being the date set for argument on the Plaintiff's Motion to Amend Judgment and the Court notes that no representative or counsel for the Plaintiff appeared for said argument ; it is the ORDER of this Court that said Motion to Amend Judgment be and is hereby DENIED.

BY THE COURT,



FREDRIC J. AMMERMAN
President Judge

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

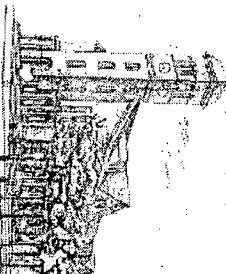
OCT 14 2010

Attest,



William H.
Prothonotary
Clerk of Courts

Clearfield County Office of the Prothonotary and Clerk of Courts



William A. Shaw
Prothonotary/Clerk of Courts

Jacki Kendrick
Deputy Prothonotary/Clerk of Courts

Bonnie Hudson
Administrative Assistant

David S. Amnerman
Solicitor

PO Box 549, Clearfield, PA 16830

■ Phone: (814) 765-2641 Ext. 1330

■ Fax: (814) 765-7659

■ www.clearfieldco.org

To: All Concerned Parties

It has come to my attention that there is some confusion on court orders over the issue of service. To attempt to clear up this question, from this date forward until further notice, this or a similar memo will be attached to each order, indicating responsibility for service on each order or rule. If you have any questions, please contact me at (814) 765-2641, ext. 1331. Thank you.

William A. Shaw, Prothonotary

DATE: 10/14/08

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff,

Case No.: 2008-1303-CD

vs.

TYPE OF PLEADING:

S **FILED**

NOV 02 2010

William A. Shaw
Prothonotary/Clerk of Courts

1 Court to Attn

VALERIE HENRY
A/K/A VALERIE E. HENRY,

Defendant.

PRAECIPE TO SCHEDULE

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

William T. Molczan, Esquire
PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff,

Case No.: 2008-1303-CD

vs.

VALERIE HENRY
A/K/A VALERIE E. HENRY,

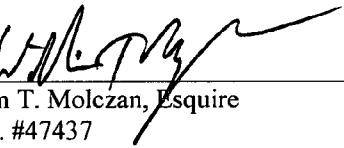
Defendant.

PRAECIPE TO SCHEDULE

TO THE PROTHONOTARY:

Please schedule Plaintiff's Motion to Amend Judgment before a Judge for decision.

WELTMAN, WEINBERG & REIS, CO., L.P.A.

By: 

William T. Molczan, Esquire
PA I.D. #47437

WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

CERTIFICATE OF SERVICE

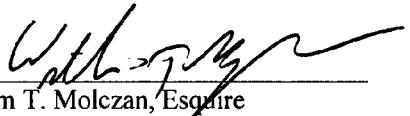
A true and correct copy of the Praecipe to Schedule has been served by First Class Mail, postage pre-paid, on 29 day of October, 2010 upon the following:

VALERIE HENRY

AKA VALERIE E. HENRY

8086 SHILOH RD

WOODLAND,PA 16881

By: 
William T. Molczan, Esquire

PA I.D. #47437
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

CA

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff

No. 2008-1303-CD

vs.

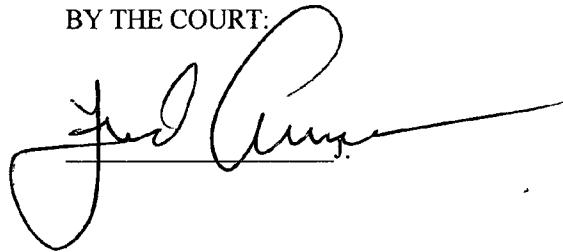
VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

ORDER OF COURT

AND NOW, to wit, this 2 day of Nov, 2010, upon consideration of the record, it is HEREBY, ORDERED, ADJUDGED AND DECREED that the Motion to Amend Judgment on the above captioned matter is scheduled for December 8, 2010 at 11:30 a.m./p.m.

BY THE COURT:



S **FILED** 3CC
09/30/2011 Atty Moleczan
NOV 03 2011
William A. Shaw
Prothonotary/Clerk of Courts

WWR No. 06648408

FILED

NOV 03 2010

William A. Shaw
Prothonotary/Clerk of Courts

DATE: 11/3/10

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney Other

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff No. 2008-1303-CD

vs.

AFFIDAVIT OF SERVICE OF
ORDER OF COURT

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Matthew D. Urban, Esquire
PA. I.D.#90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#06648908

FILED
NOV 10 2010
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff No. 2008-1303-CD
vs.

VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

AFFIDAVIT OF SERVICE OF ORDER OF COURT

BEFORE ME, the undersigned authority, personally appeared Matthew D. Urban, Esquire, who according to law deposes and says that a copy of the Order of Court has been served on the following Defendant, Valerie Henry A/K/A Valerie E. Henry.

1. On or about November 04, 2010, Plaintiff received a signed Order of Court dated November 02, 2010, scheduling Plaintiff's Motion to Amend Judgment for December 08, 2010. Said Order of Court is attached as Exhibit "1".

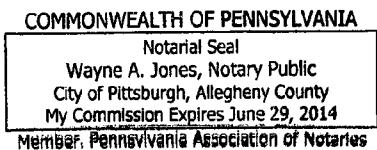
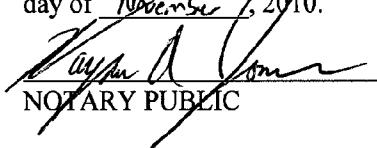
2. On or about November 05, 2010, Plaintiff mailed the Order of Court to 8086 Shiloh Road, Woodland, PA. 16881.

WELTMAN, WEINBERG & REIS, CO., L.P.A.

Matthew D. Urban, Esquire
PA I.D. #90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#06648908

Sworn to and subscribed
before me this 8th
day of November, 2010.

~~NOTARY PUBLIC~~



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA), N.A.,

Plaintiff

No. 2008-1303-CD

vs.

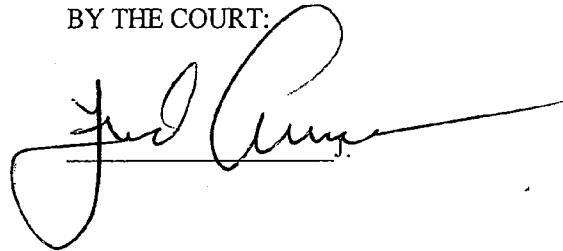
VALERIE HENRY
A/K/A VALERIE E. HENRY

Defendant

ORDER OF COURT

AND NOW, to wit, this 2 day of Nov, 2010, upon consideration of the record, it is HEREBY, ORDERED, ADJUDGED AND DECREED that the Motion to Amend Judgment on the above captioned matter is scheduled for December 8, 2010 at 11:30 a.m./p.m.

BY THE COURT:



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

NOV 03 2010

cc: [redacted]

William [Signature]
Prothonotary/
Clerk of Courts

EXHIBIT

WWR No. 06648908

"1"

CA

**IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION**

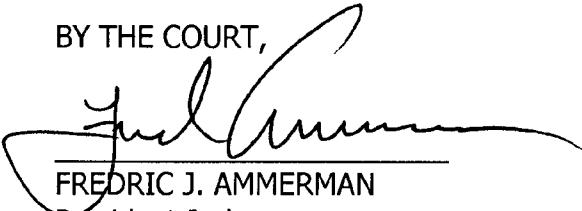
CAPITAL ONE BANK (USA) NA * NO. 08-1303-CD
Plaintiff *
VS *
VALERIE HENRY *
Defendant *

ORDER

NOW, this 8th day of December, 2010, this being the date set for argument on the Plaintiff's Motion to Amend Judgment and the Court noting that no representative or counsel for the Plaintiff appeared for said argument; it is the ORDER of this Court that said Motion to Amend Judgment be and is hereby DENIED, WITH PREJUDICE.

(Argument on the Motion to Amend Judgment was previously scheduled for October 13, 2010 and no counsel or representative for the Plaintiff appeared and the Court denied the Motion.)

BY THE COURT,


FREDRIC J. AMMERMAN
President Judge

FILED

01/11/2011
DEC 09 2010 100 Def.-

S William A. Shaw
Prothonotary/Clerk of Courts

808 Le Shiloh Rd.
Woodland, PA 16881

60

FILED

DEC 09 2010

**William A. Shaw
Prothonotary/Clerk of Courts**

DATE: 09/09/10

You are responsible for serving all appropriate parties.

The Prothonotary's office has provided service to the following parties:

Plaintiff(s) Plaintiff(s) Attorney Other

Defendant(s) Defendant(s) Attorney

Special Instructions:

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA) NA

Plaintiff No. 2008-1303-CD

vs.

**PRAECIPE FOR WRIT OF EXECUTION
(BANK ATTACHMENT ONLY)**

VALERIE HENRY

Defendant

CLEARFIELD BANK & TRUST CO.,

Garnishee,

FILED ON BEHALF OF
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Matthew D. Urban, Esquire
PA I.D. #90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

WWR#6648908

FILED Atty pd.
M 12/34/2011 \$80.00
S JUL 05 2011 3 CCO Lwunits
William A. Shaw
Prothonotary/Clerk of Courts to Sheriff
6K

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION
CAPITAL ONE BANK (USA) NA

Plaintiff

vs.

Civil Action No. 2008-1303-CD

VALERIE HENRY

Defendant

CLEARFIELD BANK & TRUST CO.,

Garnishee

PRAECIPE FOR WRIT OF EXECUTION

TO THE PROTHONOTARY:

Kindly issue a Writ of Execution in the above matter...

1. directed to the Sheriff of CLEARFIELD County:
2. against VALERIE HENRY, Defendant
3. against CLEARFIELD BANK & TRUST CO, Garnishee
4. Judgment Amount \$ 3053.65

Interest \$ 161.63

Costs \$

SUBTOTAL: \$ 3215.80

Costs (to be added by Prothonotary): **Prothonotary costs \$ 140.00**

WELTMAN, WEINBERG & REIS CO., L.P.A.

By: _____
Matthew D. Urban, Esquire

PA I.D. #90963

WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955

COMMONWEALTH OF PENNSYLVANIA
COUNTY OF CLEARFIELD

CAPITAL ONE BANK (USA) NA

Plaintiff

No. 2008-1303-CD

vs.

VALERIE HENRY

Defendant

CLEARFIELD BANK & TRUST CO

Garnishee

WRIT OF EXECUTION
NOTICE

This 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 law provides that certain property cannot be taken and sold by the Sheriff to satisfy your debts. **SUCH PROPERTY IS SAID TO BE EXEMPT**. No matter what you may owe, there is a **DEBTOR'S EXEMPTION** established by law. This means that no matter what happens, the Sheriff must give you from the sale at least \$300.00 in cash or property. There are also other exemptions which may be applicable to you. Listed below is a summary of some of the major exemptions. You may have other exemptions or other rights. If you have an exemption, you should do the following promptly:

- (1) Complete the claim form on the opposite side and demand a prompt hearing.
- (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court when and where you are told to appear 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.

COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
SECOND & MARKET STREETS
CLEARFIELD, PA 16830
(814) 765-2641, ext. 50-51

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

1. \$300.00 exemptions set by law.
2. All wearing apparel used by yourself and all family members.
3. Bibles, school books, sewing machines, uniforms & equipment.
4. Tools of your trade such as carpenter's tools.
5. Most wages & unemployment benefits.
6. Social Security benefits, certain retirement funds and accounts.
7. Certain veteran & armed forces benefits.
8. Certain insurance proceeds.
9. Such other exemptions as may be provided by law.

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 statutory \$300.00 exemption be:

(1) set aside in kind (specify property, to be set aside in kind):

(2) 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 amount & basis for exemption): _____

I request a prompt court hearing to determine the exemption.

Notice of hearing should be given me at the following:

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 made subject to the penalties of 18 PA. C.S. § 4904 relating to unsworn falsification to authorities:

Date: _____ Defendant: _____

THIS CLAIM TO BE FILED WITH:

Office of the Sheriff of Clearfield County
Courthouse
1 N Second Street
Clearfield, PA 16830
Telephone Number: (814) 765-2641 ext.

Note: Under paragraphs (1) and (2) of the Writ, a description of specific property to be levied upon or attached may be set forth in the Writ or included in a separate direction to the Sheriff.

Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided.

Under paragraph (3) of the writ, the Sheriff may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible personal property, see Rule 3108(a) (b). Each court shall, by local rule, designate the officer, organization or person to be named in the notice.

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA) NA
Plaintiff

vs.

Civil Action No. 2008-1303-CD

VALERIE HENRY
Defendant

CLEARFIELD BANK & TRUST CO
Garnishee

WRIT OF EXECUTION

TO THE SHERIFF OF CLEARFIELD COUNTY:

To satisfy the judgment, interest and costs against: VALERIE HENRY Defendant(s);

(1) You are also directed to attach the property of the defendant not levied upon in the possession of CLEARFIELD BANK & TRUST CO, as garnishee, 11 N SECOND ST, CLEARFIELD, PA 16830 and to notify the garnishee that:

- An attachment has been issued;
- Except as provided in paragraph (c), the garnishee is enjoined from paying any debt to or for the account of the defendant and from delivering any property of the defendant or otherwise disposing thereof;
- The attachment shall not include any funds in an account of the defendant with a bank or other financial institution
 - 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 (i) the first \$10,000.00 of each of the account of the defendant (s) with a bank or other financial institution containing any funds which 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
 - Each account of the defendant(s) with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all 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
 - Any funds in an account of the defendant (s) with a bank or other financial institution in which funds on deposit exceed \$10,000.00 at any time if all 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

(2) If property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than a named garnishee, you are directed to notify [him] such other person that he or she has been added as a garnishee and is enjoined as above stated

Amount due \$ 3215.80

Costs to be added..... \$

Prothonotary costs \$ 149.00
Prothonotary

Deputy

DATED: 7/5/11
WWR#6648908

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA) NA

Plaintiff No. 2008-1303-CD

vs.

**INTERROGATORIES IN ATTACHMENT
CLEARFIELD BANK & TRUST CO**

VALERIE HENRY

Defendant

and

CLEARFIELD BANK & TRUST CO

Garnishee

FILED ON BEHALF OF:
Plaintiff

COUNSEL OF RECORD OF
THIS PARTY:

Matthew D. Urban, Esquire
PA I.D. #90963
WELTMAN, WEINBERG & REIS CO., L.P.A.
1400 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
(412) 434-7955
WWR#6648908

FILED
7/12/2011
JUL 05 2011
S
William A. Shaw
Prothonotary/Clerk of Courts
No CC
6C

IN THE COURT OF COMMON PLEAS CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK (USA) NA

Plaintiff

vs.

Civil Action No.: 2008-1303-CD

VALERIE HENRY
Defendant

and

CLEARFIELD BANK & TRUST CO
Garnishee

TO: CLEARFIELD BANK & TRUST CO
11 N SECOND ST
CLEARFIELD, PA 16830

Suggested Reference No.: XXX-XX-1576

RE: VALERIE HENRY
8086 SHILOH RD
WOODLAND, PA 16881

IMPORTANT NOTICES 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. Herein, the word "defendant" means any one or more of the defendants against whom the writ of Execution is issued.

C. While service of Writ upon the Garnishee attaches all property of the Defendant subject to attachment which is then in the hands of the garnishee, it also attaches all property of the defendant which comes into the Garnishee's possession thereafter, until Judgment is entered against the Garnishee. For example, the resultant liability of a Garnishee-Bank would not be measured by the balance in the debtor's account, either at the time of service of the Writ or at the time of Judgment against the Garnishee, but rather by the amounts deposited and withdrawn during the intervening period.

INTERROGATORIES IN ATTACHMENT

1. At the time you were served or at any subsequent time did you owe the defendant any money or were you liable to him on any negotiable or other written instrument, or did he claim that you owed him any money or were liable to him for any reason (including funds on deposit for checking or savings accounts and certificates of deposit)?

1a. If the answer to Interrogatory 1 is in the affirmative, state the following: the amount of money you owe or owed to defendant, and, if such money is in the form of a fund, the present location thereof; the terms, face amount and amount you owe or owed to defendant on each of such negotiable or other written instruments and the present location of each of such instruments; the amount or amounts that defendant claims or claimed that you owe or owed to him; and the nature and amount of each of such liabilities.

2. At the time you were served or at any subsequent time was there in your possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant.

3. At the time you were served or at any subsequent time did you hold legal title to any property of any nature owned solely or part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time did you hold as fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your directions or consent and if so what was the consideration thereof?

6. 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 his direction or otherwise discharge any claim of the defendant against you?

7. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant 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 amount of funds in each account, and the entity electronically depositing those funds on a recurring basis.

8. If you are a bank or other financial institution, at the time you were served or at any subsequent time did the defendant have funds on deposit in an account in which the funds on deposit, not including any otherwise exempt funds, did not exceed the amount of the general monetary exemption under 42 Pa.C.S. § 8123? If so, identify each account.

9. If the answer to Interrogatory 1 is in the affirmative, state the date the sheriff served these interrogatories on this institution.

10. If the answer to Interrogatory 1 is in the affirmative, state the date the written instrument, checking or savings account, certificate of deposit, or other funds were frozen, restricted, or otherwise put on hold by this institution.

11. If the response to Interrogatory 7 is in the affirmative, are other funds comingled in the account which are not 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?

12. If the response to Interrogatory 11 is in the affirmative, state the amount of non-exempt funds on deposit in the account.

WELTMAN, WEINBERG & REIS CO., L.P.A.



By: _____

Matthew D. Urban, Esquire

PA I.D. #90963

WELTMAN, WEINBERG & REIS CO., L.P.A.

1400 Koppers Building

436 Seventh Avenue

Pittsburgh, PA 15219

(412) 434-7955

WWR#6648908

VERIFICATION

The undersigned does hereby verify subject to the penalties of 18 PA. C.S. 4904 relating to unsworn falsifications to authorities, that he/she is _____
(Name)

(Title) of _____, garnishee herein,
(Company)

that he/she is duly authorized to make this verification, and that the facts set forth in the foregoing
Answers to Interrogatories are true and correct to the best of his/her knowledge, information and belief.

(SIGNATURE)

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Dkt Pg. 108638

2 of 2

CAPITAL ONE BANK (USA) NA
-vs-
VALERIE HENRY
TO: CLEARFIELD BANK & TRUST CO., Garnishee

NO. 08-1303-CD
WRIT OF EXECUTION/
INTERROGATORIES TO
GARNISHEE

SHERIFF'S RETURN

NOW JULY 15, 2011 MAILED THE WITHIN:
PRAECIPE, WRIT, WRIT NOTICE, CLAIM FOR EXEMPTION & INTERROGATORIE
TO: VALERIE HENRY, DEFENDANT
AT: 8086 SHILOH RD., WOODLAND, PA. 16881
IN THE S.A.S.E.

FILED
S JUL 15 2011
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 108638
NO: 2008-1303-CD
SERVICES 2
WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE

PLAINTIFF: CAPITAL ONE BANK (USA), NA
vs.
DEFENDANT: VALERIE HENRY
TO: CLEARFIELD BANK & TRUST CO., GARNISHEE

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	WELTMAN	5252962	20.00
SHERIFF HAWKINS	WELTMAN	5252962	26.00

Sworn to Before Me This

____ Day of _____ 2011

So Answers,

Chester A. Hawkins
by Marilyn Henry

Chester A. Hawkins
Sheriff

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

CAPITAL ONE BANK, (USA), NA.

Plaintiff

WELTMAN, WEINBERG & REIS CO., LPA
MATTHEW D. URBAN, ESQUIRE
1400 KOPPERS BUILDING
436 SEVENTH AVENUE
PITTSBURGH, PA 15219

Attorney for Plaintiff

VS.

VALERIE HENRY

Defendant

AND
CLEARFIELD BANK & TRUST COMPANY
Garnishee(s)

CIVIL ACTION

Case No. 2008-1303-CD
Type Case: CIVIL

Type of Pleading: ANSWERS TO
INTERROGATORIES

Filed on Behalf of:
CLEARFIELD BANK & TRUST
COMPANY

Filed by:
Lori A. Kurtz
Asst. Vice President & Special
Assets Mgr.
11 N. 2nd St., P.O. Box 171
Clearfield, PA 16830
(Address)
814-765-7551 or 814-762-8325
(Phone)

Lori A. Kurtz
(Signature)

FILED 3CC
03/28/2011 CBOT
SEP 01 2011
S
William A. Shaw
Prothonotary/Clerk of Courts
616

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
CIVIL DIVISION

CAPITAL ONE BANK, (USA), NA :
PLAINTIFF :
Vs :
VALERIE HENRY : Case No. 2008-1303-CD
DEFENDANT :
:

To: The Prothonotary of Clearfield County

The Clearfield Bank & Trust Company files answers to plaintiff's interrogatories as follows:
The answer to the Plaintiff's interrogatories #1 is NO.

The answer to the Plaintiff's interrogatories #1a is N/A.

The answer to the Plaintiff's interrogatories #2 is NO.

The answer to the Plaintiff's interrogatories #3 is NO.

The answer to the Plaintiff's interrogatories #4 is NO.

The answer to the Plaintiff's interrogatories #5 is NO.

The answer to the Plaintiff's interrogatories #6 is NO

The answer to the Plaintiff's interrogatories #7 is NO

The answer to the Plaintiff's interrogatories #8 is NO

The answer to the Plaintiff's interrogatories #9 is N/A

The answer to the Plaintiff's interrogatories #10 is N/

The answer to the Plaintiff's interrogatories # 11 is N/A

The answer to the Plaintiff's interrogatories # 12 is N/A

hereby certify that the foregoing Answers to Interrogatories

my knowledge, information and belief, under penalty of 18 P.S. 4904, relating to unsworn falsification to authorities.

Dated: August 31, 201

Lori A. Kurtz

Asst. Vice President &

Special Assets Manager

Clearfield Bank & Trust Company

WELTMAN, WEINBERG & REIS CO., L.P.A.

BY: James C Warmbrodt, Esquire
I.D. No.42524
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
Phone: 412.434.7955
Fax: 412.434.7959
File # 6648908

Attorney for Plaintiff(s)

FILED NO
m7/23/2011 cc
SEP 19 2011
OK

CAPITAL ONE BANK (US A), N

William A. Shaw
Prothonotary/Clerk of Courts

Clearfield County
Court of Common Pleas

vs.

VALERIE HENRY

NO. 2008-1303-CD

and

CLEARFIELD BANK & TRUST CO

Garnishee(s)

PREAECIPE TO DISCONTINUE ATTACHMENT EXECUTION

TO THE PROTHONOTARY:

Kindly marked the above matter discontinued and ended as to Garnishee(s), CLEARFIELD BANK & TRUST CO, only.

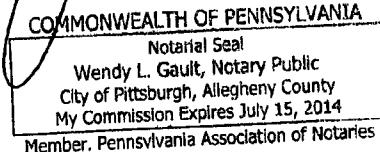
WELTMAN, WEINBERG & REIS CO., L.P.A.

By

James C Warmbrodt, Esquire
Attorney for Plaintiff

Sworn to and subscribed
Before me the 13 day of September, 2011


NOTARY PUBLIC



CA

WELTMAN, WEINBERG & REIS, CO., L.P.A.
BY: William T. Molczan, 47437
I.D. No. 47437
436 7th Ave Ste 2500
Pittsburgh PA 15219-1842
(412) 434-7955
FAX: 412-434-7959
File # 06648908 C N Pit AAT

Attorney for Plaintiff(s)

CAPITAL ONE BANK (US A), N

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY

vs.

VALERIE HENRY

CASE NO. 2008-1303-CD

PRAECIPE TO SATISFY

TO THE PROTHONOTARY:

Kindly mark the case and judgment entered against Defendant
VALERIE HENRY as satisfied.

WELTMAN, WEINBERG & REIS CO., L.P.A.

By 
William T. Molczan
Attorney for Plaintiff

CLERK OF COURTS
PROTHONOTARY &
BRIAN K. SPENCE
MAY 9 2016
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William A. Shaw
Prothonotary/Clerk of Courts

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IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

CAPITAL ONE BANK (US A), NA.

Plaintiff

No. 2008-1303-CD

vs.

COMPLAINT IN CIVIL ACTION

VALERIE HENRY
AKA VALERIE E HENRY

Defendant

FILED ON BEHALF OF
Plaintiff

COUNSEL OR RECORD OF
THIS PARTY:

Matthew D. Utzbar
WELLMAN, WEINBERG & REIS CO., L.P.A.
436 Seventh Avenue, Suite 1400
Pittsburgh, PA 15219
(412) 434-7955
FAX: 412-339-7130
06643968 C N Pit SMI

Plaintiff's Attorney

Defendant's Attorney

REINSTATEMENT OF ATTORNEY

Aug 31, 2009 Document
Reinstated/Reissued to Sheriff/Attorney
for service.

Aug 31, 2009 Document
Reinstated/Reissued to Sheriff/Attorney
for service.
Willie Shaw GK
Deputy Prothonotary

Aug 14, 2010 Document
Reinstated/Reissued to Sheriff/Attorney
for service.

Willie Shaw
Deputy Prothonotary