

08-1397-CD
Citibank vs Marian Connolly

FILED

JUL 30 2008

m 12-15/2
William A. Shaw

Prothonotary/Clerk of Courts

I CERT TO STAFF.

Burton Neil & Associates, P.C.
By: Derek C. Blasker, Esquire ID. NO. 202150
1060 Andrew Drive, Suite 170
West Chester, PA 19380
(610) 696-2120
Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA), N.A.
701 East 60th Street N
Sioux Falls, SD 57117

: IN THE COURT OF COMMON PLEAS

Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA
v.

MARIAN E CONNOLLY
1036 Maple Avenue Apt 1, Du Bois PA 15801
Defendant

: NO. 2008-1397-CV
: CIVIL ACTION - LAW

Complaint - Notice

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claim 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. 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.

LAWYER REFERENCE AND INFORMATION SERVICE

David S. Meholic
Court Administrator
Clearfield County Courthouse
Clearfield, PA 16830
Telephone No. 814-765-2641 Ext. 5982

Burton Neil & Associates, P.C.
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West Chester, PA 19380
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Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA), N.A. : IN THE COURT OF COMMON PLEAS
701 East 60th Street N
Sioux Falls, SD 57117

Plaintiff : CLEARFIELD COUNTY, PENNSYLVANIA
v.

: NO.

MARIAN E CONNOLLY
1036 Maple Avenue Apt 1, Du Bois PA 15801
Defendant : CIVIL ACTION - LAW

Complaint

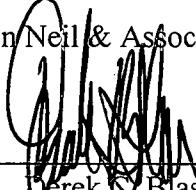
1. Plaintiff is CITIBANK (SOUTH DAKOTA), N.A., with place of business located at 701 East 60th Street North, Sioux Falls, South Dakota.
2. Defendant is Marian E Connolly, who resides at 1036 Maple Avenue Apt 1, Du Bois, Clearfield County, Pennsylvania.
3. Plaintiff is a national banking association, engaged in various types of banking business including consumer lending through the issuance of credit cards.
4. Plaintiff furnished consumer credit to the defendant by means of a(n) AT&T Universal credit card with account number ending in 3270 hereinafter referred to as the credit card account.
5. Plaintiff kept accurate running records of all debits and credits to the account.
6. Plaintiff mailed to defendant monthly statements for the account including the billing statement attached hereto as Exhibit A. The monthly statements accurately stated the previous balance, the debits and credits to the account for the prior billing period.
7. Before plaintiff mailed Exhibit A, defendant had for many months made payments on

account of the billing statement or retained the statement without payment.

8. Defendant's actions as set forth above constituted an account stated between parties for the sum of \$21,618.59 which sum reflects the Exhibit A statement balance less credits, if any, which were applied subsequent to the date of Exhibit A.

Wherefore, plaintiff demands judgment against defendant for the sum of \$21,618.59, and the costs of this action.

Burton Neil & Associates, P.C.

By: 

Derek Q. Blasker, Esquire
Attorney for Plaintiff

The law firm of Burton Neil & Associates, P.C. is a debt collector.



AT&T Universal Card

Page 1 of 3

AT&T Universal Platinum Card

Charter Member

MARIAN E CONNOLLY

Account **3270**

Calling Card + PIN

November 8 - December 10, 2007

How To Reach Us

Visit: www.universalcard.com

Customer Service: 1-800-423-4343 or write

Cardmember Services, PO Box 44167

Jacksonville, FL 32231-4167

C-16218

Quick Reference

Minimum Payment Due..... **\$5,618.81**
Due Date*..... **January 4, 2008**

*Payment must be received by 5:00 pm local time on the payment due date.

Amount Past Due..... **\$1,753.45**
Amount Over Limit..... **\$3,018.59**

Credit Line..... **\$18,600.00**
Available Credit..... **\$0.00**
Cash Advance Limit..... **\$10,100.00**
Available Cash Advance Limit..... **\$0.00**

Your late fee was based on your account balance as of the payment due date (12/03/07), which was \$20,987.82.

Your account is now 3 MONTHS PAST DUE and currently closed. Please call the toll-free number shown above to learn about our special payment options.

Account Summary

Previous Balance	20,987.82
Payments and Adjustments	0.00
MasterCard® Activity	630.77
Total AT&T Services	0.00
New Balance	\$21,618.59

Note: Detailed activity starts on page 3.

date paid amount paid check #



AT&T and the AT&T globe design are trademarks of AT&T Knowledge Ventures, licensed to Citigroup Inc.

Please follow payment instructions outlined in the "Important Instructions for Making Payments" section of the statement.

Payment Due Date	Your Total Balance	Minimum Amount Due
JAN 04 2008	\$21618.59	\$5618.81

Your Account Number	3270
Please Enter Amount of Payment Enclosed	
\$	

215 PM 32 A 1 AR7052083

MARIAN E CONNOLLY
621 MAPLE AVE
DU BOIS PA 15801-2383

AT&T UNIVERSAL CARD
P.O. BOX 18256
COLUMBUS, OH 43218-2564

EXHIBIT

A

MARIAN E CONNOLLY
Account XXXXXXXXXX 3270
November 8 - December 10, 2007

AT&T Universal Card

Page 2 of 3

In the return envelope, please:

- 1 Make your check payable to AT&T Universal Card.**
- 2 Enclose your check or money order. Include your account number and name on the front of your check or money order. Please, no cash or foreign currency.**
- 3 Enclose your payment coupon. Do not staple or tape it to your payment. Insert the payment coupon so that the entire AT&T Universal Card address appears through the window of your remittance envelope.**

MARIAN E CONNOLLY
Account 3270
November 8 - December 10, 2007

AT&T Universal Card

Page 3 of 3

AT&T UNIVERSAL MASTERCARD ACTIVITY

Purchases.....	591.77
Cash Advances and Checks.....	0.00
Fees.....	39.00
Total MasterCard Activity.....	\$630.77

PURCHASES

Total MasterCard Purchases..... \$591.77

Standard Purch

Trans	Post	Description	Amount
	12/10	PURCHASES*FINANCE CHARGE*PERIOD	577.41
Total Standard Purch			\$577.41

Balance Transfer - Charged To Offer 4

Trans	Post	Description	Amount
	12/10	PURCHASES*FINANCE CHARGE*PERIOD	14.36
Total Balance Transfer - Charged To Offer 4			\$14.36

CASH ADVANCES

Cash Advance Limit..... \$10,100.00* *This represents a portion of your total credit line.

FINANCE CHARGE INFORMATION

	Nominal APR	Periodic Rate	x Days in Billing Period	x Balance Subject to Finance Charge	= Periodic FINANCE CHARGE	+ Transaction Fee/ FINANCE CHARGE	ANNUAL PERCENTAGE RATE
PURCHASES							
Standard Purch	31.730%	.08693%(D)	x 32	x \$20,756.98	= \$577.41	+ \$0.00	31.730%
Offer 4	31.730%	.08693%(D)	x 32	x \$516.11	= \$14.36	+ \$0.00	31.730%
CASH ADVANCES							
Standard Adv	31.730%	.08693%(D)	x 32	x \$0.00	= \$0.00	+ \$0.00	31.730%
					Total FINANCE CHARGE	= \$591.77	

FEES

Standard Purch

Trans	Post	Description	Amount
	12/10	LATE FEE - NOV PAYMENT PAST DUE	39.00
Total Fees			\$39.00

AT&T SERVICES SUMMARY

AT&T Universal Calling Card Calls..... \$0.00

Verification

Shauna Houghton

I, Shauna Houghton am an employee of Citicorp Credit Services, Inc., (USA) which is by contract the service provider for plaintiff CITIBANK (SOUTH DAKOTA), N.A. retained to perform services on its behalf. I am authorized to make this verification as attorney-in-fact for plaintiff under powers of attorney from plaintiff to Citicorp Credit Services, Inc. (USA) and to me. The foregoing averments of fact in the within pleading are true and correct to the best of my knowledge, information and belief. I understand that the statements made herein are subject to the penalties of 18 Pa. C.S. Section 4904, relating to unsworn falsification to the authorities.

✓ Shauna Houghton
Signature

Shauna Houghton

C-16218

Marian E Connolly
Account number ending in 3270

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

CITIBANK (SOUTH DAKOTA), N.A.
701 East 60th Street N
Sioux Falls, SD 57117

Plaintiff(s)

v.

MARIAN E CONNOLLY
1036 Maple Avenue Apt 1
Du Bois PA 15801

Defendant(s)

CIVIL DIVISION, ARBITRATION
AND STATUTORY APPEALS ONLY

CASE NO. 2008-1397-CJ

TYPE OF PLEADING: Praeclipe

CODE AND CLASSIFICATION:

FILED ON BEHALF OF: Plaintiff
CITIBANK (SOUTH DAKOTA), N.A.
(Name of Party, indicate plaintiff or defendant)

NAME, ADDRESS AND TELEPHONE OF:

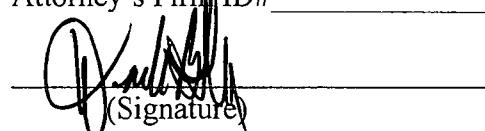
Counsel of Record
 Individual, if pro se

Derek C. Blasker, Esquire
Burton Neil & Associates, P.C.
1060 Andrew Drive, Suite 170
West Chester, PA 19380
Telephone: 610-696-2120

email: litigation@burt-law.com

Attorney's State ID# 202150

Attorney's Firm ID# _____


(Signature)

FILED ^{ICC & ICert}
m/2:15pm of disc issued
JUL 30 2008 to Atty Blasker
m

William A. Shaw
Prothonotary/Clerk of Courts

Burton Neil & Associates, P.C.
By: Derek C. Blasker, Esquire ID. NO. 202150
1060 Andrew Drive, Suite 170
West Chester, PA 19380
610-696-2120
Attorney for Plaintiff

CITIBANK (SOUTH DAKOTA), N.A.
Plaintiff

v.

MARIAN E CONNOLLY
Defendant

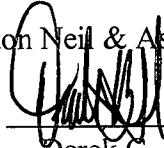
: IN THE COURT OF COMMON PLEAS
: CLEARFIELD COUNTY, PENNSYLVANIA
: NO.
: CIVIL ACTION - LAW

Praeclipe to Discontinue

To the Prothonotary:

Kindly discontinue the above-captioned action without prejudice.

Burton Neil & Associates, P.C.

By: 

Derek C. Blasker, Esquire
Attorney for Plaintiff

The law firm of Burton Neil & Associates is a debt collector.

C-16218

IN THE COURT OF COMMON PLEAS OF
CLEARFIELD COUNTY, PENNSYLVANIA

CIVIL DIVISION

Q
C
S
L

Citibank (South Dakota), N.A.

Vs. **No. 2008-01397-CD**
Marian E. Connolly

CERTIFICATE OF DISCONTINUATION

Commonwealth of PA
County of Clearfield

I, William A. Shaw, Prothonotary of the Court of Common Pleas in and for the County and Commonwealth aforesaid do hereby certify that the above case was on July 30, 2008, marked:

Discontinued without prejudice

Record costs in the sum of \$95.00 have been paid in full by Burton Neil & Associates.

IN WITNESS WHEREOF, I have hereunto affixed my hand and seal of this Court at Clearfield, Clearfield County, Pennsylvania this 30th day of July A.D. 2008.

William A. Shaw

cm

William A. Shaw, Prothonotary