

08-1461-CD
Capital One vs Kristen E. Pritchard

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

CIVIL ACTION -- (LAW) (EQUITY)

No. 2008-1461-CD

Type of Case: Civil

Type of Pleading: Complaint in Civil Action

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

Filed on Behalf of: Plaintiff

v.

Counsel of Record for this Party:

KRISTEN E PRITCHARD
Defendant(s)

Paul J. Klemm, Esquire
Nudelman, Nudelman, & Ziering, P.C.
425 Eagle Rock Avenue
Roseland, NJ 07068
973-618-0000 tel
973-618-0647 fax
Attorney ID # 92125

Dated: August 5, 2008

FILED Atty PAID 95.00
M 12:19 p.m. 6K 1CC ATTY
AUG 08 2008 1Compl.

William A. Shaw
Prothonotary/Clerk of Courts

**PAUL J. KLEMM, ESQUIRE
NUDELMAN, NUDELMAN, & ZIERING, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID # 92125**

ATTORNEY FOR PLAINTIFF

CAPITAL ONE BANK (USA), N.A.

CLEARFIELD COUNTY

Plaintiff(s)

v.

KRISTEN E PRITCHARD

Defendant(s)

:
:
:
:

COMPLAINT IN CIVIL ACTION

NOTICE

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

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

DANIEL J. NELSON, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830

AVISO

Le han demandado a usted en la carta. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta asentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. See avisado que si usted no se defiende, la corte tomara medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Ademas, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades u otros derechos importantes para usted.

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

DANIEL J. NELSON, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830

**PAUL J. KLEMM, ESQUIRE
NUDELMAN, NUDELMAN, & ZIERING, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID #92125**

ATTORNEY FOR PLAINTIFF

CAPITAL ONE BANK (USA), N.A., : CLEARFIELD COUNTY

Plaintiff(s) : :

v. : :

KRISTEN E PRITCHARD : :

Defendant(s) : :

COMPLAINT IN CIVIL ACTION

AND NOW, comes Plaintiff, CAPITAL ONE BANK (USA), N.A., by and through its attorney, Paul J. Klemm and the law offices of Nudelman, Nudelman & Ziering, P.C., and files the following **Complaint in Civil Action** and in support thereof aver as follows:

1. Plaintiff, CAPITAL ONE BANK (USA), N.A., is a corporation licensed to do business in the State of Pennsylvania.
2. Defendant, KRISTEN E PRITCHARD, is an individual and citizen of the Commonwealth of Pennsylvania, who is believed to currently reside at, 611 BIGLER AVE, CLEARFIELD PA 16830-2628.
3. At the special insistence and request of the Defendant, Defendant was issued a credit card by CAPITAL ONE BANK (USA), N.A., account number 4862362587982045.

4. The Defendant is responsible for an unpaid balance in the amount of \$4,041.47 and interest in the amount of \$1,374.80.

5. Plaintiff has made demand to Defendant for \$5,415.27, but Defendant has willfully failed and/or refused to reimburse Plaintiff for the aforesaid sum due.

Wherefore, Plaintiff demands Judgment in its favor and against the Defendant in the amount of \$5,416.27, plus attorney fees of \$889.12 and interest from the date of breach, with continuing interest thereon at the legal rate from the date of Judgment plus anticipated court costs. The damages requested are less than the maximum amount for compulsory arbitration as set by the Court.

Respectfully Submitted:

NUDELMAN, NUDELMAN & ZIERING, P.C.



Paul J. Klemm, Esquire
425 Eagle Rock Avenue
Roseland, NJ 07068
(973) 618-0000

VERIFICATION

The undersigned, Paul J. Klemm, Esquire, hereby states that he is the attorney for Plaintiff in this action and verifies that the statements made in the foregoing pleading are true and correct to the best of his knowledge, information and belief. Counsel has signed this verification at the request of Plaintiff as a matter of time and convenience. Plaintiff has represented to counsel that there is a debt due and owing from Defendant to Plaintiff in the amount as set forth within the foregoing pleading. Plaintiff has provided counsel with all relevant information in order to allow counsel to sign this verification. Plaintiff agrees to provide a verification signed by Plaintiff upon request by Defendant. The undersigned understands that the statements herein are made subject to the penalties of 19 Pa.C.S.A Section 4904 relating to unsworn falsification to authorities.



Date: July 22, 2008

Paul J. Klemm, Esquire
Nudelman, Nudelman & Ziering, P.C.
425 Eagle Rock Avenue
Roseland, NJ 07068
(973) 618-0000

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-1461-CD

CAPITAL ONE BANK (USA) N.A.

vs

KRISTEN E. PRITCHARD

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 09/07/2008

HEARING:

PAGE: 104518

FILED

DEFENDANT: KRISTEN E. PRITCHARD
ADDRESS: 611 BIGLER AVE.
CLEARFIELD, PA 16830

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS

AUG 13 2008
6/3/08
William A. Shaw
Prothonotary/Clerk of Courts

SHERIFF'S RETURN

NOW, 8/13/08 AT 1109 AM SERVED THE WITHIN

COMPLAINT ON KRISTEN E. PRITCHARD, DEFENDANT

BY HANDING TO Kristen Pritchard, self

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

ADDRESS SERVED 611 Bigler Ave Clarfield Pa

NOW _____ AT _____ AM / PM POSTED THE WITHIN

COMPLAINT FOR KRISTEN E. PRITCHARD

AT (ADDRESS) _____

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

I MAKE RETURN OF **NOT FOUND** AS TO KRISTEN E. PRITCHARD

REASON UNABLE TO LOCATE _____

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 # 104518
NO: 08-1461-CD
SERVICES 1
COMPLAINT

PLAINTIFF: CAPITAL ONE BANK (USA) N.A.

vs.

DEFENDANT: KRISTEN E. PRITCHARD

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	NUDELMAN	024072	10.00
SHERIFF HAWKINS	NUDELMAN	024072	20.00

S
FILED
019-5061
JAN 10 2008
WAS
William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

____ Day of _____ 2008



Chester A. Hawkins
Sheriff

**PAUL J. KLEMM, ESQUIRE
NUDELMAN, NUDELMAN, & ZIERING, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID #92125**

ATTORNEY FOR PLAINTIFF

CAPITAL ONE BANK (USA), N.A.	:	CLEARFIELD COUNTY
	:	COURT OF COMMON PLEAS
	:	
v.	:	
	:	
KRISTEN E PRITCHARD	:	NO. 2008-01461-CD

PRAECIPE TO ENTER JUDGMENT

TO THE PROTHONOTARY:

Kindly enter Judgment in favor of Plaintiff(s), CAPITAL ONE BANK (USA), N.A. and against Defendant(s), KRISTEN E PRITCHARD, in the above- captioned matter, in the amount of \$6,430.39, for failure to answer the Complaint in twenty (20) days as required by Pennsylvania Rules of Civil Procedure.



**PAUL J. KLEMM, ESQUIRE
Attorney for Plaintiff**

NN24030

FILED *pa 20.00 Atty
m 11:02 am 1/15/2010 ICC & notice to
JAN 15 2010 deft +
S Atty,
William A. Shaw
Prothonotary/Clerk of Courts*

**PAUL J. KLEMM, ESQUIRE
NUDELMAN, NUDELMAN, & ZIERING, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID #92125**

ATTORNEY FOR PLAINTIFF

CAPITAL ONE BANK (USA), N.A.	:	CLEARFIELD COUNTY
	:	COURT OF COMMON PLEAS
	:	
v.	:	
	:	
KRISTEN E PRITCHARD	:	NO. 2008-01461-CD

ASSESSMENT OF DAMAGES

TO THE CLERK:

Please assess damages against Defendant(s) as follows:

Real Debt	\$4,041.47
Interest	\$1,374.80
Attorney Fees	\$889.12
Costs	\$125.00
TOTAL	\$6,430.39

Damages are assessed as above in the sum of \$6,430.39.



Kristen E. Pritchard
PRO CLERK

PAUL J. KLEMM, ESQUIRE
NUDELMAN, NUDELMAN, & ZIERING, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID #92125

ATTORNEY FOR PLAINTIFF

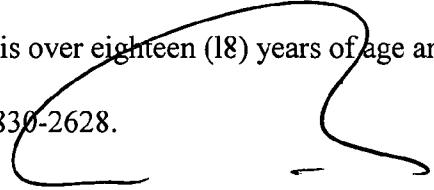
CAPITAL ONE BANK (USA), N.A. : CLEARFIELD COUNTY
: COURT OF COMMON PLEAS
:
v. :
:
KRISTEN E PRITCHARD : NO. 2008-01461-CD

AFFIDAVIT OF NON-MILITARY SERVICE

COMMONWEALTH OF PENNSYLVANIA :
COUNTY OF CLEARFIELD :
:

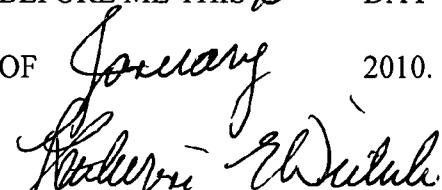
The undersigned, being duly sworn according to law, deposes and says that the Defendant is not in the Military or Naval Service of the United States or its Allies, or otherwise within the provisions of the Soldiers' and Sailors' Civil Relief Act of Congress of 1940 as amended;

That Defendant, KRISTEN E PRITCHARD, is over eighteen (18) years of age and resides at 611 BIGLER AVE, CLEARFIELD PA 16830-2628.

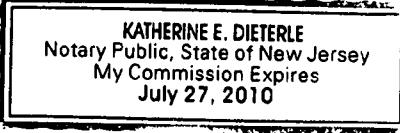

PAUL J. KLEMM, ESQUIRE
Attorney for Plaintiff

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 27th DAY
OF January 2010.


NOTARY

NN24030



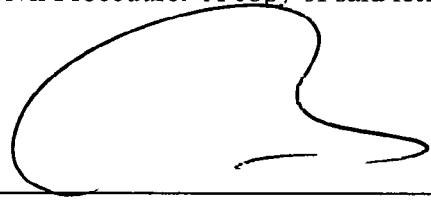
**PAUL J. KLEMM, ESQUIRE
NUDELMAN, NUDELMAN, & ZIERING, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID #92125**

ATTORNEY FOR PLAINTIFF

CAPITAL ONE BANK (USA), N.A.	:	CLEARFIELD COUNTY
	:	COURT OF COMMON PLEAS
	:	
v.	:	
	:	
KRISTEN E PRITCHARD	:	NO. 2008-01461-CD

CERTIFICATION

I, Paul J. Klemm, Esquire, Attorney for Plaintiff, being duly sworn according to law, deposes and says that he deposited in the United States mail a letter notifying the Defendant(s) that Judgment would be entered against them after ten (10) days from the date of said letter in accordance with Rule 237.1 of Pennsylvania Rules of Civil Procedure. A copy of said letter is attached hereto and marked Exhibit "A".



**PAUL J. KLEMM, ESQUIRE
Attorney for Plaintiff**

SWORN TO AND SUBSCRIBED

BEFORE ME THIS 6th DAY

OF January 2010.

Katherine E. Dieterle
NOTARY

KATHERINE E. DIETERLE Notary Public, State of New Jersey My Commission Expires July 27, 2010

NN24030

EXHIBIT "A"

PAUL J. KLEMM, ESQUIRE
NUDELMAN, NUDELMAN, & ZIERING, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID #92125

ATTORNEY FOR PLAINTIFF

CAPITAL ONE BANK (USA), N.A.	:	CLEARFIELD COUNTY
		COURT OF COMMON PLEAS
Plaintiff(s)	:	
v.	:	
KRISTEN E PRITCHARD	:	
Defendant(s)	:	NO. 2008-01461-CD

To:

KRISTEN E PRITCHARD
611 BIGLER AVE
CLEARFIELD PA 16830-2628

Date of Notice : NOV 17 2009

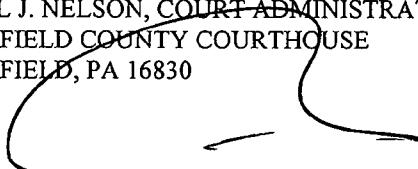
YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

YOU SHOULD TAKE THIS NOTICE TO A 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.

DANIEL J. NELSON, COURT ADMINISTRATOR
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830

DANIEL J. NELSON, ~~COURT ADMINISTRATOR~~
CLEARFIELD COUNTY COURTHOUSE
CLEARFIELD, PA 16830



Paul J. Klemm, Esq.
Nudelman, Nudelman & Ziering, P.C.
425 Eagle Rock Avenue
Roseland, NJ 07068
(973)618-0000

NN24030

OFFICE OF THE PROTHONOTARY
COURT OF COMMON PLEAS
CLEARFIELD COUNTY

PROTHONOTARY



TO: KRISTEN E PRITCHARD
611 BIGLER AVE
CLEARFIELD PA 16830-2628

CAPITAL ONE BANK (USA), N.A. : CLEARFIELD COUNTY
: COURT OF COMMON PLEAS
: :
v. : :
: :
KRISTEN E PRITCHARD : NO. 2008-01461-CD

NOTICE

Pursuant to Rule 236, you are hereby notified that a JUDGMENT has been entered in the above proceeding as indicated below.



PROTHONOTARY

JUDGMENT BY DEFAULT
 MONEY JUDGMENT
 JUDGMENT IN REPLEVIN
 JUDGMENT FOR POSSESSION

If you have any questions concerning this Judgment, please call Paul J. Klemm, Esquire at 973-618-0000.

PAUL J. KLEMM, ESQUIRE
NUDELMAN, KLEMM & GOLUB, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID #92125

ATTORNEY FOR PLAINTIFF

CAPITAL ONE BANK (USA), N.A. : CLEARFIELD COUNTY
: COURT OF COMMON PLEAS
v. :
: NO. 2008-01461-CD
KRISTEN E PRITCHARD :
:

PRAECIPE TO SATISFY JUDGMENT

TO THE PROTHONOTARY:

Kindly mark the Money Judgment in the above matter as satisfied against the above-captioned Defendant upon payment of your costs only.

JUN 03 2014

Date: _____

Respectfully Submitted:

NUDELMAN, KLEMM & GOLUB, P.C.

Paul J. Klemm, Esquire
425 Eagle Rock Avenue
Roseland, NJ 07068
(973) 618-0000

S
FILED

S
JUN 06 2014

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

M/854/B/S 7.00 pd
luc Atty Klemm

NN24030

PAUL J. KLEMM, ESQUIRE
NUDELMAN, KLEMM & GOLUB, P.C.
425 EAGLE ROCK AVENUE
ROSELAND, NJ 07068
973-618-0000
ID #92125

ATTORNEY FOR PLAINTIFF

CAPITAL ONE BANK (USA), N.A.	:	CLEARFIELD COUNTY
	:	COURT OF COMMON PLEAS
Plaintiff(s)	:	
v.	:	
	:	
KRISTEN E PRITCHARD	:	
Defendant(s)	:	NO. 2008-01461-CD

CERTIFICATE OF SERVICE

I, Katherine Dieterle, hereby certify that a true and correct copy of the Plaintiff's Praeclipe to Satisfy Judgment was served this date by first class U.S. Mail, postage prepaid, upon the following:

KRISTEN E PRITCHARD
7 Ingle Side Ct
Rockville MD 20850

Date: 6/3/14

Respectfully Submitted:

NUDELMAN, KLEMM & GOLUB, P.C.



Katherine Dieterle, Legal Assistant
425 Eagle Rock Avenue
Roseland, NJ 07068
(973) 618-0000

NN24030