

08-1537-CD
LVNV Funding vs Leslie Johnson

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

LVNV FUNDING, LLC

(Plaintiff)

c/o Apothaker & Associates, P.C.

2417 Welsh Road, Suite 21 #520

(Street Address)

Philadelphia, PA 19114

(City, State, ZIP)

CIVIL ACTION

No. 2008-1537-CD

Type of Case: CIVIL

Type of Pleading: PLEADING

VS.

Filed on Behalf of:

LESLIE P JOHNSON

(Defendant)

1390 LEE RUN RD

(Street Address)

MAHAFFEY, PA 15757-9433

(City, State, ZIP)

LVNV FUNDING,

LLC

(Plaintiff)

David J. Apothaker, Esq.

Apothaker & Associates, P.C.

(Filed by)

2417 Welsh Road, Suite 21 #520

Philadelphia, PA 19114

(Address)

215 634-8920

(Phone)

(Signature)

FILED

in 1:23 AM. 6K 1CC AMY
AUG 18 2008 1 COMPLAINT TO
William A. Shaw SHFF
Prothonotary/Clerk of Courts AMY FAID 95.00
LMT

Our File No.: 166387
APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esquire
Attorney I.D.#38423
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114
(215) 634-8920
Attorneys for Plaintiff

LVNV FUNDING, LLC
c/o Apotheker & Associates, P.C.
2417 Welsh Road, Suite 21 #520
Philadelphia, PA 19114

Plaintiff,
vs.

LESLIE P JOHNSON
1390 LEE RUN RD
MAHAFFEY, PA 15757-9433
Defendant.

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

NOTICE

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

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

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

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

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

LVNV FUNDING, LLC) COURT OF COMMON PLEAS
c/o Apothaker & Associates, P.C.) CLEARFIELD COUNTY
2417 Welsh Road, Suite 21 #520)
Philadelphia, PA 19114) NO.:
Plaintiff,)
vs.)
LESLIE P JOHNSON)
1390 LEE RUN RD)
MAHAFFEY, PA 15757-9433)
Defendant.)
)

**CIVIL ACTION COMPLAINT
FIRST COUNT**

1. Plaintiff is LVNV FUNDING, LLC c/o Apothaker & Associates, P.C., 2417 Welsh Read, Suite 21 #520, Philadelphia, PA 19114.
2. Defendant(s) is/are LESLIE P JOHNSON, an adult individual residing at 1390 LEE RUN RD MAHAFFEY, PA 15757-9433.
3. Plaintiff, LVNV FUNDING, LLC, is the Assignee and Successor in Interest of Account #5121075010508435; and said account was issued to Defendant(s) by SEARS, the Original creditor.
4. Defendant received, accepted and used the account to its benefit.
5. This account is in default and Defendant(s) has an unpaid balance of \$8,835.83. A true and correct copy of the total due and owing is attached hereto, made a part hereof and marked as Exhibit "A".
6. All credits, if any, to which Defendant(s) is entitled, have been applied to the account and are included in Exhibit "A".
7. Although demand has been made, Defendant(s) has failed to make payment of the amount due as above.

WHEREFORE, Plaintiff demands judgment in favor of Plaintiff and against Defendant(s) for the sum of \$8,835.83 and requests this Court award Plaintiff attorney's fees and costs to the extent permitted by applicable law.

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

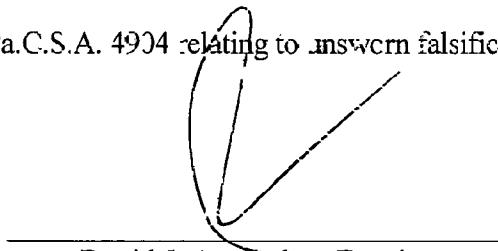
BY: _____
David J. Apotheker, Esquire

Dated: 8/8/2008

Our File No.: 166387

VERIFICATION

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

A handwritten signature in black ink, appearing to read "David J. Apotheker, Esquire", is written over a horizontal line. The signature is fluid and cursive, with a large, open loop on the left side.

David J. Apotheker, Esquire
Attorney for Plaintiff

DATE: 8/8/2008

LVNV FUNDING, LLC

LESLIE P JOHNSON
1390 LEE RUN RD
MAHAFFEY, PA 15757-9433

STATEMENT OF ACCOUNT

Debtor's Name: LESLIE P JOHNSON

Account Number: 51210750_0508435

Original Creditor: SEARS

Balance Due: \$8,835.83

Our File No.: 166387

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-1537-CD

LVNV FUNDING, LLC
vs
LESLIE P. JOHNSON

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 09/17/2008 HEARING: PAGE: 104549

FILED
01/13/2008
AUG 25 2008
S
William A. Shaw
Prothonotary/Clerk of Courts

DEFENDANT: LESLIE P. JOHNSON
ADDRESS: 1390 LEE RUN RD
MAHAFFEY, PA 15757

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS _____

SHERIFF'S RETURN

NOW, 8-20-08 AT 9:43 AM PM SERVED THE WITHIN

COMPLAINT ON LESLIE P. JOHNSON, DEFENDANT

BY HANDING TO Debbie Johnson, Wife

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

ADDRESS SERVED 1390 Lee Run Rd.
MAHAFFEY, PA. 15757

NOW _____ AT _____ AM / PM POSTED THE WITHIN

COMPLAINT FOR LESLIE P. JOHNSON

AT (ADDRESS) _____

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

I MAKE RETURN OF **NOT FOUND** AS TO LESLIE P. JOHNSON

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

_____DAY OF _____ 2008

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

James E. Davis
Deputy Signature

JAMES E. Davis
Print Deputy Name

Cur File No.: 166387
APOTHAKER & ASSOCIATES, P.C.
BY: David J. Apothaker, Esquire
Attorney I.D.# 38423
520 Fellowship Road C305
Mount Laurel, NJ 08054
(800) 672-0215
Attorney for Plaintiff

LVNV FUNDING, LLC) COURT OF COMMON PLEAS
vs. Plaintiff,) CLEARFIELD COUNTY
vs.)
LESLIE P JOHNSON) NO. 2008-1537-CD
vs.)
Defendant.)
)

PRAECLPTE TO DISMISS WITHOUT PREJUDICE

TO THE PROTHONOTARY:

Kindly dismiss this action without prejudice.

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

By: _____
David J. Apothaker, Esquire

Dated: December 15, 2008

S FILED ICC Atty
12:20pm Apothaker
DEC 22 2008
William A. Shaw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104549
NO. 08-1537-CD
SERVICES 1
COMPLAINT

PLAINTIFF: LVNV FUNDING, LLC
vs.
DEFENDANT: LESLIE P. JOHNSON

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	APOTHAKER	101818	10.00
SHERIFF HAWKINS	APOTHAKER	101818	43.74

S
FILED
JULY 10 2008
10:33 AM
CLERK OF COURTS
William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

____ Day of _____ 2008



Chester A. Hawkins
Sheriff