

08-1796-CD
LVNV Funding vs Paul Whepley

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

LVNV FUNDING, LLC

(Plaintiff)

c/o Apothaker & Associates, P.C.

520 Fellowship Road C306

(Street Address)

Mount Laurel, NJ 08054

(City, State, ZIP)

CIVIL ACTION

No. 08-1796-CD

Type of Case: CIVIL

Type of Pleading: PLEADING

VS.

Filed on Behalf of:

PAUL WHELPLEY

(Defendant)

12023 BENNETTS VALLEY HWY

(Street Address)

PENFIELD, PA 15849

(City, State, ZIP)

LVNV FUNDING,

LLC

(Plaintiff)

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

(Filed by)

520 Fellowship Road C306

Mount Laurel, NJ 08054

(Address)

800-672-0215

(Phone)

(Signature)

FILED

SEP 22 2008

William A. Shaw

Prothonotary/Clerk of Courts

Att'y pd.
\$95.00

100 Att'y

100 Sheriff

Our File No.: 168797
APOTHAKE & ASSOCIATES, P.C.
BY: David J. Apothaker, Esquire, Esq.
Attorney I.D.#38423
520 Fellowship Road C306
Mount Laurel, NJ 08054
(800) 672-0215
Attorneys for Plaintiff

LVNV FUNDING, LLC)	COURT OF COMMON PLEAS
c/o Apothaker & Associates, P.C.)	CLEARFIELD COUNTY
520 Fellowship Road C306)	
Mount Laurel, NJ 08054)	NO.:
Plaintiff,)	
vs.)	
)	
PAUL WHELPLEY)	
12023 BENNETTS VALLEY HWY)	
PENFIELD, PA 15849)	
Defendant.)	
)	

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

Our File No.: 168797
APOTHAKE & ASSOCIATES, P.C.
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520 Fellowship Road C306
Mount Laurel, NJ 08054
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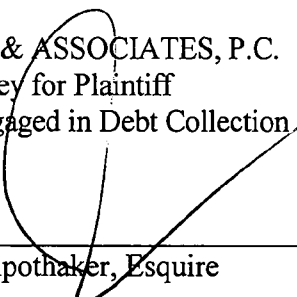
LVNV FUNDING, LLC)	COURT OF COMMON PLEAS
c/o Apothaker & Associates, P.C.)	CLEARFIELD COUNTY
520 Fellowship Road C306)	
Mount Laurel, NJ 08054)	NO.:
Plaintiff,)	
vs.)	
)	
PAUL WHELPLEY)	
12023 BENNETTS VALLEY HWY)	
PENFIELD, PA 15849)	
Defendant.)	
)	

CIVIL ACTION COMPLAINT
FIRST COUNT

1. Plaintiff is LVNV FUNDING, LLC c/o Apothaker & Associates, P.C., 520 Fellowship Road C306, Mount Laurel, NJ 08054.
2. Defendant(s) is/are PAUL WHELPLEY, an adult individual residing at 12023 BENNETTS VALLEY HWY PENFIELD, PA 15849.
3. Plaintiff, LVNV FUNDING, LLC, is the Assignee and Successor in Interest of Account #0222601102189369; and said account was issued to Defendant(s) by SUZUKI, 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 \$10,845.12. 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 \$10,845.12 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

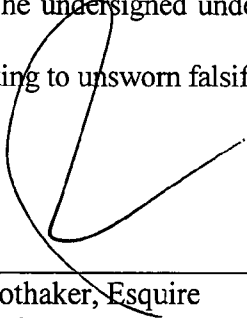
BY: 
David J. Apothaker, Esquire

Dated: 9/15/2008

Our File No.: 168797

VERIFICATION

David J. Apothaker, 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.



David J. Apothaker, Esquire
Attorney for Plaintiff

DATE: 9/15/2008

LVNV FUNDING, LLC

PAUL WHELPLEY
12023 BENNETTS VALLEY HWY
PENFIELD, PA 15849

STATEMENT OF ACCOUNT

Debtor's Name:	PAUL WHELPLEY
Account Number:	0222601102189369
Original Creditor:	SUZUKI
Balance Due:	\$10,845.12

Our File No.: 168797

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 08-1796-CD

LVNV FUNDING LLC

vs

PAUL WHELPLEY

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 10/22/2008

HEARING:

PAGE: 104698

DEFENDANT:

PAUL WHELPLEY

ADDRESS:

12023 BENNETTS VALLEY HWY.

PENFIELD, PA 15849

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS:

VACANT

OCCUPIED

ATTEMPTS

10-8-08 - 10:00 PM
N/A left notice

10/17/08 - 1:02 PM
N/A

10/21/08 - 2:18 PM
N/A

10/22/08 - 11:56 PM
N/A

SHERIFF'S RETURN

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

COMPLAINT ON PAUL WHELPLEY, 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 PAUL WHELPLEY

AT (ADDRESS) _____

NOW 11/6/08 AT 3:27 AM (PM) AFTER DILIGENT SEARCH IN MY BAILIWICK,

I MAKE RETURN OF **NOT FOUND** AS TO PAUL WHELPLEY

REASON UNABLE TO LOCATE NO ONE HOME DURING OFFICE HOURS.

SWORN TO BEFORE ME THIS

_____ DAY OF _____ 2008

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

Jerome M. Nevins
Deputy Signature

Jerome M. Nevins
Print Deputy Name

COURT OF COMMON PLEAS OF CLEARFIELD COUNTY
PENNSYLVANIA

LVNV FUNDING, LLC

(Plaintiff)

c/o Apothaker & Associates, P.C.

520 Fellowship Road C306

(Street Address)

Mount Laurel, NJ 08054

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(Defendant)

12023 BENNETTS VALLEY HWY

(Street Address)

PENFIELD, PA 15849

(City, State, ZIP)

LVNV FUNDING,

LLC

(Plaintiff)

David J. Apothaker, Esq.

Apothaker & Associates, P.C.

(Filed by)

520 Fellowship Road C306

Mount Laurel, NJ 08054

(Address)

800-672-0215

(Phone)

(Signature)

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

SEP 22 2008

Attest.

William A. Khan
Prothonotary/
Clerk of Courts

Our File No.: 168797
APOTHAKE & ASSOCIATES, P.C.
BY: David J. Apothaker, Esquire, Esq.
Attorney I.D.#38423
520 Fellowship Road C306
Mount Laurel, NJ 08054
(800) 672-0215
Attorneys for Plaintiff

LVNV FUNDING, LLC)	COURT OF COMMON PLEAS
c/o Apothaker & Associates, P.C.)	CLEARFIELD COUNTY
520 Fellowship Road C306)	
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PAUL WHELPLEY)	
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Attorney for Plaintiff
A Law Firm Engaged in Debt Collection

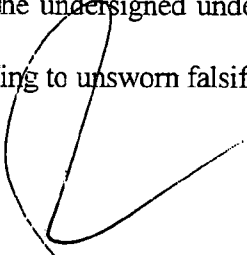
BY: _____
David J. Apothaker, Esquire

Dated: 9/15/2008

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David J. Apothaker, Esquire
Attorney for Plaintiff

DATE: 9/15/2008

LVNV FUNDING, LLC

PAUL WHELPLEY
12023 BENNETTS VALLEY HWY
PENFIELD, PA 15849

STATEMENT OF ACCOUNT

Debtor's Name:	PAUL WHELPLEY
Account Number:	0222601102189369
Original Creditor:	SUZUKI
Balance Due:	\$10,845.12

Our File No.: 168797

EXHIBIT "A"

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104698
NO: 08-1796-CD
SERVICES 1
COMPLAINT

PLAINTIFF: LVNV FUNDING LLC
vs.
DEFENDANT: PAUL WHELPLEY

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	APOTHAKE	105942	10.00
SHERIFF HAWKINS	APOTHAKE	105942	90.00

FILED
0/3:30cm
JAN 15 2008
William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

_____ Day of _____ 2008

So Answers,

Chester A. Hawkins

Chester A. Hawkins
Sheriff

Our File No.: 168797
APOTHAKE & ASSOCIATES, P.C.
BY: Benjamin J. Cavallaro, Esquire
Attorney I.D.# 307949
520 Fellowship Road C306
Mount Laurel, NJ 08054
(800) 672-0215
Attorney for Plaintiff

FILED NO
JUL 05 2011 CC
6K
William A. Shaw
Prothonotary/Clerk of Courts

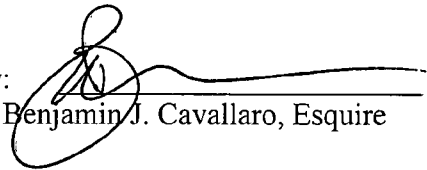
LVNV FUNDING, LLC)	COURT OF COMMON PLEAS
)	CLEARFIELD COUNTY
Plaintiff,)	
vs.)	
)	
PAUL WHELPLEY)	NO. 08-1796-CD
)	
Defendant.)	
)	

PRAECIPE TO DISMISS WITHOUT PREJUDICE

TO THE PROTHONOTARY:

Kindly dismiss this action without prejudice.

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

By: 
Benjamin J. Cavallaro, Esquire

Dated: 6/29/2011



* Q 1 6 8 7 9 7 D I S N 1 - *

FILED

JUL 05 2011

William A. Shay
Clerk of Court