

08-1847-CD

Capital One vs Karen A. Hilliard

FILED

SEP 29 2008

12:40 PM

William A. Shaw
Prothonotary/Clerk of Courts

1 year to sue

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.

Plaintiff

) NO. 2008-1847-CV

v.

KAREN A. HILLIARD

Defendant(s)

**COMPLAINT IN CIVIL
ACTION**

Filed on behalf of:

CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

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.

Usted ha sido demandado en corte. Si usted desea defenderse de las demandas que se presentan mas adelante en las siguientes paginas, debe tomar accion dentro de los proximos veinte (20) dias despues de la notificacion de esta Demanda y Aviso radicando personalmente o por medio de un abogado una comparecencia escrita y radicando en la Corte por escrito sus defensas de, y objeciones a, las demandas presentadas aqui en contra suya. Se le advierte de que si usted fall de tomar accion como se describe anteriormente, el caso pude proceder sin usted y un fallo por cualquier suma de dinero reclamada en la demanda o cualquier reclamacion o remedio solicitado por el demandante puede ser dictado en contra suya.

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 USTED DEBE LLEVAR ESTE DOCUMENTO A SU ABOGADO INMEDIATAMENTE. SI USTED NO TIENE UN ABOGADO, LLAME O VAYA A LA SIGUIENTE OFICINA. ESTA OFICINA PUEDE PROVEERLE INFORMACION A CERCA DE COMO CONSEGUIR UN

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. SI USTED NO PUEDE PAGAR POR LOS SERVICIOS DE UN ABOGADO, ES POSIBLE QUE ESTA OFICINA LE PUEDA PROVEER INFORMACION SOBRE AGENCIAS QUE OFREZCAN SERVICIOS LEGALES SIN CARGO O BAJO COSTO A PERSONAS QUE CALIFICAN.

REDUCED FEE OR NO FEE.
CLEARFIELD COUNTY COURTHOUSE
DAVID S. MEHOLICK, COURT
ADMINISTRATOR
230 EAST MARKET STREET
CLEARFIELD, PA 16830
814-765-2641

CLEARFIELD COUNTY COURTHOUSE
DAVID S. MEHOLICK, COURT
ADMINISTRATOR
230 EAST MARKET STREET
CLEARFIELD, PA 16830
814-765-2641

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)	
)	
Plaintiff)	NO.
)	
)	
v.)	
)	
KAREN A HILLIARD)	
)	
Defendant(s))	
)	

COMPLAINT IN CIVIL ACTION

AND NOW, comes Plaintiff, CAPITAL ONE BANK (U.S.A.), N.A. , by and through its attorney, GREGG MORRIS, ESQUIRE and the law offices of PATENAUDE & FELIX, A.P.C. and files the following **Complaint in Civil Action**, and in support thereof aver as follows:

1. Plaintiff, CAPITAL ONE BANK (U.S.A.), N.A. , is a corporation and for the purpose of this litigation, maintaining a place of business c/o PATENAUDE AND FELIX, A.P.C., 213 East Main St Carnegie, Pennsylvania 15106.
2. Defendant is KAREN A HILLIARD, an adult individual, believed to currently reside at 3184 PUNKIN RIDGE RD LA JOSE, PA 15753-7321.
3. Heretofore, the Defendant(s) opened a account with Plaintiff being Account No. 4862362575350825, for the purchase of good and services.
4. The Defendant(s) has/have made or authorized a number of purchases and as of January 03, 2007, Defendant(s) owes \$861.50 on said account plus interest at 28.10 %.
5. Plaintiff maintains accurate books of account recording all credits and debits for this account.

6. The Defendant(s) have/has received monthly billing statements from Plaintiff setting forth the nature and amount of all charges made by Defendant(s), and the transactions between Plaintiff and Defendant(s) give rise to an account stated, upon which Plaintiff has relied.

7. The Defendant(s) made payments, but have/has refused to pay, and now refuses to pay the balance due and owing on the aforesaid account in the sum of \$861.50, plus interest and costs.

8. By failing to object or dispute the statements, Defendant(s) have/has assented to and agreed to the correctness of the balance due on the credit card account so as to constitute and account stated.

9. Despite repeated demands, Defendant(s) have/has failed to make the required installment payments when due and therefore the full amount of the account is now due and payable.

WHEREFORE, Plaintiff demands Judgment in its favor, and against Defendant(s), in the amount of \$861.50, plus interest as set forth herein from the date of breach, with continuing interest at the legal rate thereon from the date of Judgment plus costs. The damages requested are less than the maximum amount for compulsory arbitration as set by the Court.

Respectfully submitted:
Paterno & Felix, A.P.C.

Date: July 15, 2008

Gregg L. Morris, Esquire
213 E. Main Street
Carnegie, PA 15105
(412) 429-7675

VERIFICATION

The undersigned, Gregg L. Morris, 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 the 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 statements are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsification to authorities.

Date: July 15, 2008

Gregg L. Morris, Esquire
Paterno & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA
NO: 08-1847-CD

CAPITAL ONE BANK (U.S.A.) N.A.
vs
KAREN A. HILLIARD

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 10/29/2008 HEARING: PAGE: 104719

DEFENDANT: KAREN A. HILLIARD
ADDRESS: 3184 PUNKIN RIDGE RD
LAJOSE, PA 15753

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/AAR

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS

FILED

07/20/2008

OCT 07 2008

William A. Shaw
Prothonotary/Clerk of Courts

SHERIFF'S RETURN

NOW, 10-7-08 AT 9:36 AM / PM SERVED THE WITHIN

COMPLAINT ON KAREN A. HILLIARD, DEFENDANT
BY HANDING TO John Hilliard, Son

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

ADDRESS SERVED 3184 Punkin Ridge Rd.
LAJOS, PA. 15753

NOW _____ AT _____ AM / PM POSTED THE WITHIN

COMPLAINT FOR KAREN A. HILLIARD

AT (ADDRESS) _____

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

I MAKE RETURN OF **NOT FOUND** AS TO KAREN A. HILLIARD

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

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104719
NO: 08-1847-CD
SERVICES 1
COMPLAINT

PLAINTIFF: CAPITAL ONE BANK (U.S.A.) N.A.
vs.
DEFENDANT: KAREN A. HILLIARD

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PATENAUME	26639	10.00
SHERIFF HAWKINS	PATENAUME	26639	49.59

FILED
013:40pm
JAN 15 2009

W 
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

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant(s))

PRAEICE FOR DEFAULT JUDGMENT

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Félix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

FILED
10/21/2009
FEB 06 2009
Satty pd. 20.00
10CC Notice
to Def.
Statement to Atty
William A. Shaw
Prothonotary/Clerk of Courts
60

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant(s))

PLAINTIFF'S PRAECIPE FOR DEFAULT JUDGMENT

TO: PROTHONOTARY

Please enter a judgment against the defendant, above named, for failure to file an Answer to Plaintiff's complaint.

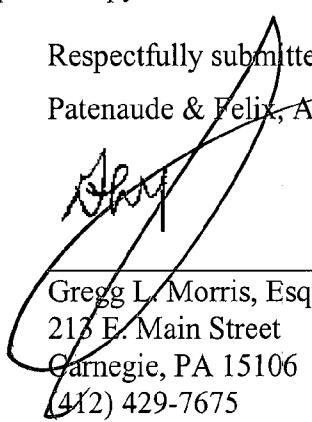
Amount claimed in Complaint	\$861.50
Interest from January 03, 2007	\$494.83
Less payments received	\$0.00
Attorney's fees	\$0.00
TOTAL	\$1,356.33

With continuing interest on the principal amount of \$1,356.33, with interest at the legal rate, plus costs of suit.

I hereby certify that a written notice of intention to file this praecipe was mailed to the defendants and defendants' counsel (if known), after the default had occurred and at least ten (10) days prior to the date of the filing of this praecipe. A copy of the Notice is attached.

Respectfully submitted:
Patenaude & Felix, A.P.C.

Date: February 02, 2009



Gregg L. Morris, Esquire
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

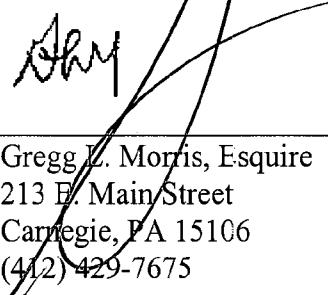
CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant(s))

PLAINTIFF'S AFFIDAVIT OF NON-MILITARY SERVICE AND MAILING OF
NOTICE PURSUANT TO Pa.R.C.P. 1037(b)

COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF CLEARFIELD) SS.

Before me, the undersigned authority, a Notary Public in and for said County and State, personally appeared GREGG MORRIS, attorney for and authorized representative of Plaintiff, who being duly sworn according to law, deposes and states that the defendant(s), KAREN A HILLIARD, is not in the military service of the United States of America to the best of his knowledge, information and belief and certifies that Notice of Intent to take Default Judgment was mailed in accordance with Pa.R.C.P.237.1, as evidenced by the attached copy.

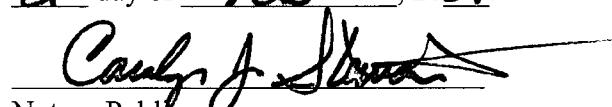
Respectfully submitted:
Patenaude & Felix, A.P.C.



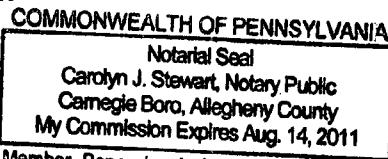
Gregg L. Morris, Esquire
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

Date: February 02, 2009

Sworn to and subscribed before me this
2 day of Feb., 2009.



Notary Public



PA_120 Aff of Non Mil

P&F File No. 08-11534

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)	
)	
Plaintiff)	NO. 2008-1847
)	
)	
v.)	
)	
KAREN A HILLIARD)	
)	
Defendant(s))	
)	

IMPORTANT NOTICE

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.), N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)	
)	
Plaintiff)	NO. 2008-1847
)	
v.)	
)	
KAREN A HILLIARD)	
)	
Defendant(s))	
)	

To: KAREN A HILLIARD
3184 PUNKIN RIDGE RD
LA JOSE PA 15753-7321

Date of Notice: January 21, 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.

Clearfield County Courthouse
David S. Meholic, Court Administrator 230 East Market Street
Clearfield PA 16830
814-765-2641
Respectfully submitted
Paterno & Felix, A.P.C.

ISI

Date: January 21, 2009

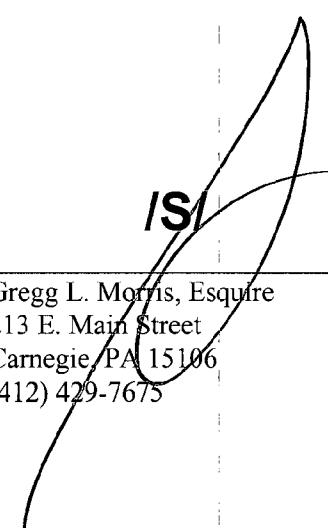
Gregg L. Morris, Esquire
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

I, GREGG MORRIS, attorney for Plaintiff, CAPITAL ONE BANK (U.S.A.), N.A. , hereby certify that a true and correct copy of foregoing document was served this date by ordinary mail upon the following:

Karen A Hilliard
3184 Punkin Ridge Rd
La Jose PA 15753-7321

Date: January 21, 2009

Gregg L. Morris, Esquire
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675



IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant(s))

**NOTICE OF ORDER, DECREE
OR JUDGMENT**

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A. HILLIARD)
Defendant(s))

NOTICE OF ORDER, DECREE OR JUDGMENT
AGAINST KAREN A. HILLIARD ONLY

TO: () Plaintiff (x) Defendant () Garnishee () Additional Defendant

You are hereby notified that the following Order, Decree, or Judgment has been entered against you on February 1, 2009.

() Decree Nisi in Equity
() Final Decree in Equity
(X) Judgment of () Confession () Verdict () Court Order
(X) Default () Non-suit
() Non-Pros () Arbitration Award

(X) Judgment in the amount of \$1,356.33, plus costs.
() District Justice Transcript of Judgment in the amount of \$ _____, plus costs.
() If not satisfied within sixty (60) days, your motor vehicle operator's license will be suspended by the Department of Transportation.

Prothonotary
By Willie L. Blair
Deputy

If you have questions concerning the above, please Contact:

Name of Attorney: GREGG MORRIS, Esquire
213 East Main St
Carnegie PA 15106
(412)-429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY ,
PENNSYLVANIA
STATEMENT OF JUDGMENT

Capital One Bank (USA), N.A.
Plaintiff(s)

No.: 2008-01847-CD

Real Debt: \$1,356.33

Atty's Comm: \$

Vs. Costs: \$

Int. From: \$

Karen A. Hilliard Entry: \$20.00
Defendant(s)

Instrument: Default Judgment

Date of Entry: February 6, 2009

Expires: February 6, 2014

Certified from the record this 6th day of February, 2009.



William A. Shaw, Prothonotary

SIGN BELOW FOR SATISFACTION

Received on _____, ____, of defendant full satisfaction of this Judgment,
Debt, Interest and Costs and Prothonotary is authorized to enter Satisfaction on the same.

Plaintiff/Attorney

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant(s))
NW SVGS BK)
Garnishee)

**PRAECIPE FOR WRIT OF
EXECUTION**

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Félix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

FILED *Atty pd.*
APR 18 2011 *\$20.00*
APR 24 2011
2000 Writs
William A. Shaw
Prothonotary/Clerk of Courts
to Sheriff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A. HILLIARD)
Defendant(s))
NW SVGS BK)
Garnishee)

PRAECIPE FOR WRIT OF EXECUTION

To The Prothonotary:

Issue writ of execution in the above matter,

- (1) directed to the Sheriff of Clearfield County;
- (2) against, KAREN A. HILLIARD Defendant(s);
- (3) against, NW SVGS BK, Garnishee;
- (4) and index this writ
 - (a) against, Defendant(s) KAREN A. HILLIARD, Defendant(s); and
 - (b) against NW SVGS BK, Garnishee;

as a *lis pendens* against real property of the Defendant(s) in the name of the garnishee as follows:

(5) Amount due	\$1,356.33
Interest from February 06, 2009	
At 6.00 % per annum	\$137.86
Court Cost	\$154.59
Less: Payment	\$0.00
Total	\$1,648.16

135.00 Prothonotary costs

Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant(s))
NW SVGS BK)
Garnishee)

WRIT OF EXECUTION NOTICE

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)	
)	
Plaintiff)	NO. 2008-1847
)	
)	
v.)	
)	
KAREN A HILLIARD)	
)	
Defendant(s))	
)	
)	
NW SVGS BK)	
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. Such property is said to be exempt. There is a debtor's exemption of \$300. There are other exemptions which may be applicable to you. Attached 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) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court 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.

CLEARFIELD COUNTY COURTHOUSE
DAVID S. MEHOLICK, COURT ADMINISTRATOR 230 EAST MARKET STREET
CLEARFIELD PA 16830
814-765-2641

MAJOR EXEMPTIONS UNDER
PENNSYLVANIA AND
FEDERAL LAW

- A. \$300 statutory exemption
- B. Bibles, school books, sewing machines, uniforms and equipment
- C. Most wages and unemployment compensation
- D. Social Security Benefits
- E. Certain retirement funds and accounts
- F. Certain veteran and armed forces benefits
- G. Certain insurance proceeds
- H. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant(s))
NW SVGS BK)
Garnishee)

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 \$300 statutory exemption be
____(i) set aside in kind (specify the property to be set aside in kind): _____

____(ii) 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 statutory exemption be ____ in cash; ____ in kind (specify the property to be set aside in kind): _____
(b) other (specify the amount and the basis of the exemption):

I request a prompt hearing to determine the exemption. Notice of the hearing should be given to 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. Section 4904 relating to unsworn falsification to authorities.

Date: _____

Defendant

THIS CLAIM TO BE FILED WITH
THE OFFICE OF THE SHERIFF
OF CLEARFIELD COUNTY COURT OF COMMON PLEAS
CLEARFIELD, PA 16830

(814)-76-5-26

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.

Plaintiff

) NO. 2008-1847

v.

KAREN A HILLIARD

Defendant(s)

NW SVGS BK

Garnishee

**INTERROGATORIES IN
ATTACHMENT EXECUTION**

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant(s))
NW SVGS BK)
Garnishee)

**OFFICES OF PATENAUME & FELIX
BY: GREGG MORRIS, ESQUIRE
213 East Main St
Carnegie PA 15106
858-244-7675**

**You are hereby notified to
plead to the enclosed
Interrogatories within 20
days from the date of
hereof or a default
judgment may be entered
against you.**

Gregg Morris, Esquire
Attorney for Plaintiff

INTERROGATORIES IN ATTACHMENT EXECUTION

You are required to answer the following interrogatories about Defendant(s) whose address is 3184 PUNKIN RIDGE RD , LA JOSE PA 15753-7321. You must file with the Court answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in a default judgment being entered against you. A copy of said answers must be served on the undersigned. If your answer to any of the following interrogatories is affirmative, specify the amount, value and/or nature of the subject property.

1. At the time you were served or at any subsequent time, did you owe the defendant(s) any money or were you liable to defendant(s) on any negotiable or other written instrument, or did defendant(s) claim that you owed them any money or were you liable to them for any reason? If yes, please specify as set forth herein.

2. At the time you were served, or at any subsequent time, was there in your possession, custody or control, or in joint possession, custody or control of yourself or others, any property of any nature owned solely or in party by the Defendant(s)? If yes, please list and describe the property.

3. At the time you were served, or at any subsequent time, did you hold legal title to any property or any nature owned solely or in part by the Defendant(s)? If yes please list and describe the property.

4. At the time you were served, or at any subsequent time, did you hold as fiduciary any property in which the Defendant(s) had an interest? If yes, please list and describe the property.

5. At any time before or after you were served, did the Defendant(s) transfer or deliver any property to you, or to any person, or place pursuant to your directions or consent? If yes, what was the consideration therefore?

6. At any time after you were served, did you pay, transfer, or deliver any money or property to the Defendant(s) or to any person or place pursuant to their direction, or otherwise discharge any claim of the Defendant(s) 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 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.

Respectfully submitted:
Patenaude & Felix, A.P.C.

Date: April 12, 2011

Gregg L. Morris, Esquire
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

FILED

APR 18 2011

William A. Straw
Prothonotary/Clerk of Courts

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)	
)	
Plaintiff)	NO. 2008-1847
)	
)	
v.)	
)	
KAREN A HILLIARD)	
)	
Defendant(s))	
)	
)	
NW SVGS BK)	
Garnishee)	

WRIT OF EXECUTION

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)	
)	
Plaintiff)	NO. 2008-1847
)	
v.)	
)	
KAREN A HILLIARD)	
)	
Defendant(s))	
)	
)	
NW SVGS BK)	
Garnishee)	

WRIT OF EXECUTION

To the Sheriff of Clearfield County:

To satisfy the judgment, interest and costs against KAREN A HILLIARD, Defendant(s),

(1) You are directed to levy upon the property of the defendant(s) and to sell his interest therein;

(2) You are also directed to attach the property of the defendant(s) not levied upon in the possession of NW SVGS BK as Garnishee, and to notify garnishee that

(a) an attachment has issued;

(b) 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;

(c) the attachment shall not include [any funds in an account of the defendant with a bank or other financial institution

(i) 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 of each account of the defendant in 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.

(ii) each account of the defendant with a bank or other financial institution in which funds on deposit exceed \$10,000 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.

(iii) any funds in an account of the defendant with a bank or other financial institution that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. 8123.

(3) 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 such person that he/she has been added as a garnishee and is enjoined as above stated.

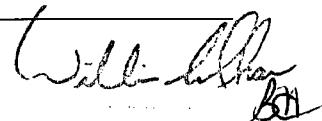
Amount due	<u>\$1,356.33</u>
Interest from February 06, 2009	<u>\$137.86</u>
At 6.00 % per annum	<u>\$154.59</u>
Court Cost	<u>\$0.00</u>
Less: Payment	<u>\$1,648.16</u>
Total	

Seal

BY 4/18/11

135.00 Prothonotary costs

Prothonotary



To Deputy 4/20/11

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 08-1847-CD

CAPITAL ONE BANK (U.S.A.), N.A.

vs

KAREN A. HILLIARD

TO: NW SVGS BK, Garnishee

SERVICE # 1 OF 2

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE

SERVE BY: 07/17/2011

RUSH

HEARING:

PAGE: 108401

DEFENDANT: NW SVGS BK, GARNISHEE

ADDRESS: 1900 RIVER ROAD

CLEARFIELD, PA 16830

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: GARNISHEE

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT OCCUPIED

ATTEMPTS

FILED

0/250cm

APR 25 2011

4 William A. Shaw
Notary/Clerk of Courts

SHERIFF'S RETURN

NOW, 4-25-11 AT 9:27 AM SERVED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE ON NW SVGS BK, GARNISHEE, DEFENDANT

BY HANDING TO Michael T. Ryan, Office Manager

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

ADDRESS SERVED 1900 River Road Clearfield, Pa. 16830

NOW _____ AT _____ AM / PM POSTED THE WITHIN

WRIT OF EXECUTION, INTERROGATORIES TO GARNISHEE FOR NW SVGS BK, GARNISHEE

AT (ADDRESS) _____

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

I MAKE RETURN OF **NOT FOUND** AS TO NW SVGS BK, GARNISHEE

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

Jerome M. Nevin
Deputy Signature

Jerome M. Nevin
Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

Dkt Pg. 108401

2 of 2

CAPITAL ONE BANK (U.S.A.), N.A.

NO. 08-1847-CD

-vs-

KAREN A. HILLIARD

WRIT OF EXECUTION/
INTERROGATORIES TO
GARNISHEE

TO: NW SVGS BK, Garnishee

SHERIFF'S RETURN

NOW APRIL 28, 2011 MAILED THE WITHIN:

PRAECIPE, WRIT, WRIT NOTICE & CLAIM FOR EXEMPTION, INTERROGATORIE

TO: KAREN HILLIARD, DEFENDANT

AT: 3184 PUNKIN RIDGE ROAD, LAJOSE, PA. 15753

IN THE S.A.S.E.

FILED

APR 28 2011
03:40 PM
William A. Shaw
Clerk
Commonwealth Court

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 108401
NO. 08-1847-CD
SERVICES 2

WRT OF EXECUTION, INTERROGATORIES TO GARNISHEE

PLAINTIFF: CAPITAL ONE BANK (U.S.A.), N.A.

vs.

DEFENDANT: KAREN A. HILLIARD

TO: NW SVGS BK, Garnishee

SHERIFF RETURN

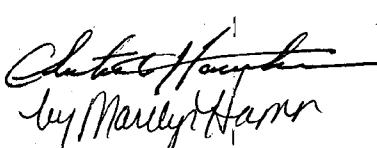
RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	PATENAUME	53022	20.00
SHERIFF HAWKINS	PATENAUME	53022	28.44

Sworn to Before Me This

So Answers,

____ Day of _____ 2011


by *Marley Fann*
Chester A. Hawkins
Sheriff

FILED
MAY 28 2011
William A. Shaw
Probate/Juvenile Court Clerks
U.S. Courthouse

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff)
) NO. 2008-1847
v.)
)
KAREN A. HILLIARD)
3184 Punkin Ridge Rd La Jose Pa 15753-7321)
Defendant)
)
NORTHWEST SAVINGS BANK)
5066 Shaffer Rd Dubois Pa 15801)
Garnishee)

**PRAECIPE FOR WRIT OF
EXECUTION**

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

FILED

S

NOV 30 2015
M 101318 NT
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS
200d NOC Atty Morris
3cc & 3wn'ts & check Shrt

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff)
) NO. 2008-1847
v.)
)
KAREN A HILLIARD)
3184 Punkin Ridge Rd La Jose Pa 15753-7321)
Defendant)
)
NORTHWEST SAVINGS BANK)
5066 Shaffer Rd Dubois Pa 15801)
Garnishee)

PRAECIPE FOR WRIT OF EXECUTION

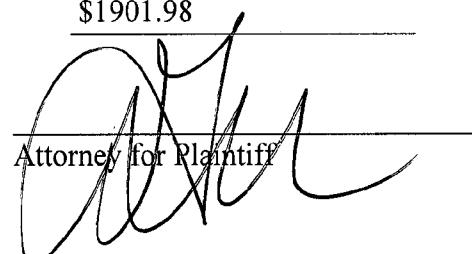
To The Prothonotary:

Issue writ of execution in the above matter.,

- (1) directed to the Sheriff of Clearfield County;
- (2) against, KAREN A HILLIARD Defendant;
- (3) against, NORTHWEST SAVINGS BANK, Garnishee;
- (4) and index this writ
 - (a) against, Defendant KAREN A HILLIARD, Defendant; and
 - (b) against NORTHWEST SAVINGS BANK, Garnishee;

as a *lis pendens* against personal property of the Defendant in the name of the garnishee as follows:

(5) Amount due	<u>\$1535.58</u>
Interest from February 06, 2009	
At 6.00 % per annum on \$1535.58	<u>\$366.40</u>
Court Cost	<u>\$0.00</u>
Less: Payment	<u>\$0.00</u>
Total	<u>\$1901.98</u>


Attorney for Plaintiff

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff)
) NO. 2008-1847
v.)
)
KAREN A. HILLIARD)
3184 Punkin Ridge Rd La Jose Pa 15753-7321)
Defendant)
)
NORTHWEST SAVINGS BANK)
5066 Shaffer Rd Dubois Pa 15801)
Garnishee)

WRIT OF EXECUTION

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff)
) NO. 2008-1847
v.)
)
KAREN A HILLIARD)
3184 Punkin Ridge Rd La Jose Pa 15753-7321)
Defendant)
)
NORTHWEST SAVINGS BANK)
5066 Shaffer Rd Dubois Pa 15801)
Garnishee)

WRIT OF EXECUTION

To the Sheriff of Clearfield County:

To satisfy the judgment, interest and costs against KAREN A HILLIARD, Defendant,

(1) You are directed to levy upon the property of the defendant and to sell his interest therein;

(2) You are also directed to attach the property of the defendant not levied upon in the possession of NORTHWEST SAVINGS BANK as Garnishee, and to notify garnishee that

(a) an attachment has issued;

(b) 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;

(c) the attachment shall not include [any funds in an account of the defendant with a bank or other financial institution

(i) 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 of each account of the defendant in 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.

(ii) each account of the defendant with a bank or other financial institution in which funds on deposit exceed \$10,000 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.

(iii) any funds in an account of the defendant with a bank or other financial institution that total \$300 or less. If multiple accounts are attached, a total of \$300 in all accounts shall not be subject to levy and attachment as determined by the executing officer. The funds shall be set aside pursuant to the defendant's general exemption provided in 42 Pa.C.S. 8123.

(3) 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 such person that he/she has been added as a garnishee and is enjoined as above stated.

Amount due	\$1535.58
Interest from February 06, 2009	
At 6.00 % per annum on \$1535.58	\$366.40
Court Cost	\$0.00
Less: Payment	\$0.00
Total Due	\$1901.98

Seal
BY _____

Mark. Spud BNT
Prothonotary
11/30/2015

Prothonotary costs \$155.00

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff)
) NO. 2008-1847
v.)
)
KAREN A HILLIARD)
3184 Punkin Ridge Rd La Jose Pa 15753-7321)
Defendant)
)
NORTHWEST SAVINGS BANK)
5066 Shaffer Rd Dubois Pa 15801)
Garnishee)

WRIT OF EXECUTION NOTICE

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)	
Plaintiff)	
)	NO. 2008-1847
v.)	
)	
KAREN A HILLIARD)	
3184 Punkin Ridge Rd La Jose Pa 15753-7321)	
Defendant)	
)	
NORTHWEST SAVINGS BANK)	
5066 Shaffer Rd Dubois Pa 15801)	
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. Such property is said to be exempt. There is a debtor's exemption of \$300. There are other exemptions which may be applicable to you. Attached 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) Fill out the attached claim form and demand for a prompt hearing. (2) Deliver the form or mail it to the Sheriff's Office at the address noted.

You should come to court 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.

CLEARFIELD COUNTY COURTHOUSE
DAVID S. MEHOLICK, COURT ADMINISTRATOR 230 EAST MARKET STREET
CLEARFIELD PA 16830
814-765-2641

MAJOR EXEMPTIONS UNDER
PENNSYLVANIA AND
FEDERAL LAW

- A. \$300 statutory exemption
- B. Bibles, school books, sewing machines, uniforms and equipment
- C. Most wages and unemployment compensation
- D. Social Security Benefits
- E. Certain retirement funds and accounts
- F. Certain veteran and armed forces benefits
- G. Certain insurance proceeds
- H. Such other exemptions as may be provided by law

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff)
) NO. 2008-1847
v.)
)
KAREN A HILLIARD)
3184 Punkin Ridge Rd La Jose Pa 15753-7321)
Defendant)
)
NORTHWEST SAVINGS BANK)
5066 Shaffer Rd Dubois Pa 15801)
Garnishee)

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 \$300 statutory exemption be
____ (i) set aside in kind (specify the property to be set aside in kind): _____

____ (ii) 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 statutory exemption be ____ in cash; ____ in kind (specify the property to be set aside in kind): _____
(b) other (specify the amount and the basis of the exemption): _____

I request a prompt hearing to determine the exemption. Notice of the hearing should be given to 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. Section 4904 relating to unsworn falsification to authorities.

Date: _____

Defendant

THIS CLAIM TO BE FILED WITH
THE OFFICE OF THE SHERIFF
OF CLEARFIELD COUNTY COURT OF COMMON PLEAS
CLEARFIELD, PA 16830

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff)
) NO. 2008-1847
v.)
)
KAREN A HILLIARD)
3184 Punkin Ridge Rd La Jose Pa 15753-7321)
Defendant)
)
NORTHWEST SAVINGS BANK)
5066 Shaffer Rd Dubois Pa 15801)
Garnishee)

**INTERROGATORIES IN
ATTACHMENT EXECUTION**

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

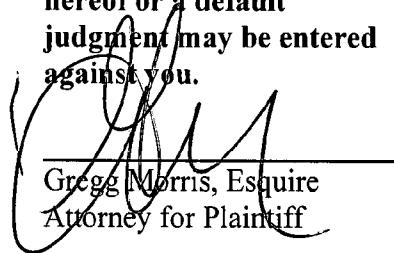
Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff)
) NO. 2008-1847
v.)
)
KAREN A HILLIARD)
3184 Punkin Ridge Rd La Jose Pa 15753-7321)
Defendant)
)
NORTHWEST SAVINGS BANK)
5066 Shaffer Rd Dubois Pa 15801)
Garnishee)

OFFICES OF PATERNAUDE & FELIX
BY: GREGG MORRIS, ESQUIRE
213 East Main St
Carnegie PA 15106
858-244-7675

**You are hereby notified to
plead to the enclosed
Interrogatories within 20
days from the date of
hereof or a default
judgment may be entered
against you.**



Gregg Morris, Esquire
Attorney for Plaintiff

INTERROGATORIES IN ATTACHMENT EXECUTION

You are required to answer the following interrogatories about Defendant(s) whose address is 3184 PUNKIN RIDGE RD , LA JOSE PA 15753-7321. You must file with the Court answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in a default judgment being entered against you. A copy of said answers must be served on the undersigned. If your answer to any of the following interrogatories is affirmative, specify the amount, value and/or nature of the subject property.

1. At the time you were served or at any subsequent time, did you owe the defendant(s) any money or were you liable to defendant(s) on any negotiable or other written instrument, or did defendant(s) claim that you owed them any money or were you liable to them for any reason? If yes, please specify as set forth herein.

2. At the time you were served, or at any subsequent time, was there in your possession, custody or control, or in joint possession, custody or control of yourself or others, any property of any nature owned solely or in party by the Defendant(s)? If yes, please list and describe the property.

3. At the time you were served, or at any subsequent time, did you hold legal title to any property or any nature owned solely or in part by the Defendant(s)? If yes please list and describe the property.

4. At the time you were served, or at any subsequent time, did you hold as fiduciary any property in which the Defendant(s) had an interest? If yes, please list and describe the property.

5. At any time before or after you were served, did the Defendant(s) transfer or deliver any property to you, or to any person, or place pursuant to your directions or consent? If yes, what was the consideration therefore?

6. At any time after you were served, did you pay, transfer, or deliver any money or property to the Defendant(s) or to any person or place pursuant to their direction, or otherwise discharge any claim of the Defendant(s) 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 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.

Respectfully submitted:
Paterno & Felix, A.P.C.

Date: November 17, 2015

Gregg L. Morris, Esquire
213 E Main Street
Carnegie, PA 15106
(412) 429-7675

SHERIFF'S OFFICE OF CLEARFIELD COUNTY

Wesley B Thurston
Sheriff



Gary A Knaresboro
Solicitor

Michael Churner
Chief Deputy

Cynthia Butler-Aughenbaugh
Office Manager

CAPITAL ONE BANK (U.S.A.), N.A.
vs.
KAREN A. HILLIARD

Case Number
2008-1847-CD

SHERIFF'S RETURN OF SERVICE

12/04/2015 11:06 AM - DEPUTY MARK COUDRIET, BEING DULY SWORN ACCORDING TO LAW, DEPOSES AND SAYS, THAT THE REQUESTED PRAECIPE, WRIT, WRIT NOTICE, CLAIM FOR EXEMPTION & INTERROGATORIE WAS SERVED BY "PERSONALLY" HANDING A TRUE AND ATTESTED COPY TO A PERSON REPRESENTING THEMSELVES TO BE ERIN AMMERMAN, MANAGER, WHO ACCEPTED AS "ADULT PERSON IN CHARGE" FOR THE WITHIN NAMED GARNISHEE, NORTHWEST SAVINGS BANK, AT 5066 SHAFFER RD., DUBOIS, PA 15801 AND ATTACHED AS DIRECTED.

12/11/2015 SHERIFF WESLEY B THURSTON, BEING DULY SWORN ACCORDING TO LAW, DEPOSES AND SAYS, THAT THE WRIT OF EXECUTION WAS SERVED UPON KAREN A. HILLIARD AT 3184 PUNKIN RIDGE RD, LAJOSE, PA 15753 BY U.S. REGULAR MAIL.

SHERIFF COST: \$65.85

SO ANSWERS,

Wesley B. Thurston

December 11, 2015

WESLEY B THURSTON, SHERIFF

COSTS					
DATE	CATEGORY	MEMO	CHK #	DEBIT	CREDIT
12/01/2015	Advance Fee	Advance Fee	84373	\$0.00	\$200.00
12/01/2015	RDR			\$9.00	\$0.00
12/11/2015	Service			\$9.00	\$0.00
12/11/2015	Service (Additional Defendant)			\$6.00	\$0.00
12/11/2015	Surcharge			\$20.00	\$0.00
12/11/2015	Mileage			\$21.85	\$0.00
12/11/2015	Refund			\$134.15	\$0.00
				\$200.00	\$200.00
			BALANCE:	\$0.00	

FILED *BNT*

S DEC 11 2015
012371BNT
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS
NOCC

Plaintiff Attorney: PATENAUME & FELIX, 213 E. MAIN ST., CARNEGIE, PA 15106

(c) CountySuite Sheriff, Teleosoft, Inc.

FILED

DEC 11 2015

BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

CAPITAL ONE BANK (U.S.A.), N.A.

)

Plaintiff

)

NO. 2008-1847

v.

KAREN A HILLIARD

)

Defendant

)

NORTHWEST SAVINGS BANK

)

Garnishee

)

5 FILED
m/05/2015
DEC 24 2015
BRIAN K. SPENCER
PROTHONOTARY & CLERK OF COURTS

**PRAECIPE TO SETTLE
AND DISCONTINUE WITHOUT
PREJUDICE AS TO
GARNISHEE ONLY**

Filed on behalf of:
CAPITAL ONE BANK (U.S.A.),
N.A.

Counsel of Record for This Party:

Gregg L. Morris, Esquire
Pa I.D. #69006

Patenaude & Felix, A.P.C.
213 E. Main Street
Carnegie, PA 15106
(412) 429-7675

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY,
PENNSYLVANIA

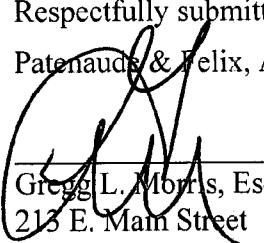
CAPITAL ONE BANK (U.S.A.), N.A.)
Plaintiff) NO. 2008-1847
v.)
KAREN A HILLIARD)
Defendant)

PRAECIPE TO SETTLE AND DISCONTINUE WITHOUT PREJUDICE AS TO
GARNISHEE ONLY

TO: Prothonotary

Please settle and discontinue the matter captioned above without prejudice as to
Garnishee only. Thank you.

Respectfully submitted:
Paterno & Felix, A.P.C.



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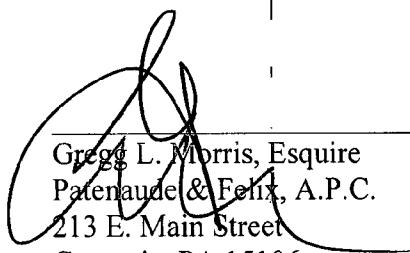
Date: December 22, 2015

I, GREGG MORRIS, attorney for Plaintiff, CAPITAL ONE BANK (U.S.A.), N.A. ,
hereby certify that a true and correct of the foregoing document was served this date by US First
Class Mail, postage prepaid upon the following:

NORTHWEST SAVINGS BANK
5066 SHAFFER RD
DUBOIS PA 15801

KAREN A HILLIARD
3184 PUNKIN RIDGE RD
LAJOSE PA 15753

Date: December 22, 2015



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