

08-2077-CD
GE Money Bank vs Kelly Shilala

2045037

THIS IS AN ARBITRATION MATTER. ASSESSMENT OF
DAMAGES HEARING REQUIRED.

GORDON & WEINBERG, P.C.

BY: FREDERIC I. WEINBERG, ESQUIRE

Identification No.: 41360

JOEL M. FLINK, ESQUIRE

Identification No.: 41200

1001 E. Hector Street, Ste 220

Conshohocken, PA 19428

484/351-0500

GE MONEY BANK D/B/A OLD NAVY
4125 Windward Plaza Drive
Alpharetta, GA 30005

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 08-2077-CD

Kelly Shilala
127 N Brady St
Du Bois PA 15801

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 JUDGEMENT 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.

David S. Meholic, Court Admin.
Clearfield County Courthouse
Clearfield, PA 16830
(814) 765-2641

S
FILED
M 11-02-01
OCT 30 2008
WM 'CC Atty
William A. Shaw
Prothonotary/Clerk of Courts | CC Sheriff

COMPLAINT IN CIVIL-ACTION

1. At all times relevant hereto, the defendant(s) was the holder of a credit card, which at the request of the defendant(s) was issued to the defendant(s) by the plaintiff under the terms of which the plaintiff agreed to extend to defendant(s) the use of plaintiff's credit facilities.

2. Defendant(s) accepted and used the aforesaid credit card so issued and by so doing agreed to perform the terms and conditions prescribed by the plaintiff for the use of said credit card.

3. The defendant(s) received and accepted goods and merchandise and/or accepted services or cash advances through the use of the credit card issued by the Plaintiff. A true and correct copy of the Statement of Account, if available, is attached hereto as Exhibit "A".

4. All the credits to which the defendant(s) is entitled have been applied and there remains a balance due in the amount of \$1,272.33.

5. Plaintiff has made demand upon the defendant(s) for payment of the balance due of \$1,272.33 but the defendant(s) has failed and refused and still refuses to pay the same or any part thereof.

6. Defendant's last payment on account was made on 8/20/07.

WHEREFORE, plaintiff claims of the defendant(s) the sum of \$1,272.33 plus applicable costs, interest and attorney's fees.

GORDON & WEINBERG, P.C.

BY: 

FREDERIC I. WEINBERG, ESQUIRE
JOEL M. FLINK, ESQUIRE
Attorney for Plaintiff

P01A

VERIFICATION

FREDERIC I. WEINBERG, ESQUIRE, hereby states that he is the attorney for the Plaintiff(s) 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.

The undersigned understands that the statements herein are made subject to the penalties of 18 Pa.C.S.A. Section 4904 relating to unsworn falsification to authorities.


FREDERIC I. WEINBERG, ESQUIRE

EXHIBIT "A"

Kelly Shilala

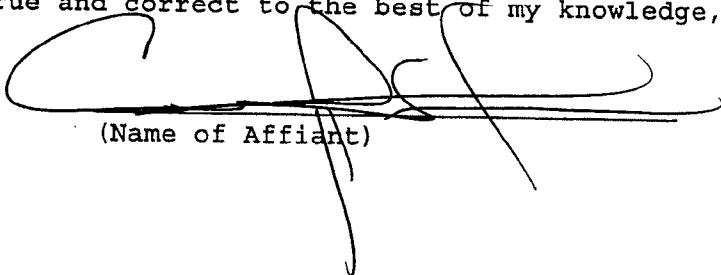
6018596094308917

AFFIDAVIT

I, CAROLYN WATSON, being duly served sworn according to law, depose and say that:

1. I am the agent for the Plaintiff herein and I have custody and control of the files relating to this account;
2. I have personal knowledge of the facts and circumstances in connection with this case;
3. Plaintiff's files are maintained in the usual and ordinary course of business;
4. This action is based on a claim for breach of contract and that damages are sought as a direct result of said breach;
5. After allowing for all offsets and credits, a balance remains on the subject account having account number 6018596094308917 in the amount of \$1,272.33; and
6. If called upon, affiant can testify at trial as to the facts pertaining to this matter.

The above facts are true and correct to the best of my knowledge, information and belief.


(Name of Affiant)

Sworn to and Subscribed

before me this _____ day

of _____

MAR 18 2008


Notary Public



Document Name: Helene Thomason

SHILALA, KELLY
127 N BRADY ST
DU BOIS, PA 15801
GE FINANCE

ACCT# 6018596094308917
REF DATE 09/30/07
NCI-ID 07274145155 REF AMT 1,272.33
BAL DUE 1,272.33

S T A T E M E N T O F A C C O U N T

TRANSACTION	DATE	AMOUNT	BALANCE
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***** LAST ACTIVITY *****

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

NO: 08-2077CD

08. 2077-CD

GE MONEY BANK D/B/A OLD NAVY
vs
KELLY SHILALA

SERVICE # 1 OF 1

COMPLAINT

SERVE BY: 11/29/2008 HEARING: PAGE: 104834

DEFENDANT: KELLY SHILALA
ADDRESS: 127 N. BRADY ST.
DUBOIS, PA 15801

ALTERNATE ADDRESS

SERVE AND LEAVE WITH: DEFENDANT/PIC

CIRCLE IF THIS HIGHLIGHTED ADDRESS IS: VACANT

ATTEMPTS

5
FILED

09:30AM
DEC 15 2008

William A. Shaw
OCCUPIED
Prothonotary/Clerk of Courts

SHERIFF'S RETURN

NOW, THIS 26th DAY OF November ²⁰⁰⁸ AT 10:15 AM PM SERVED THE WITHIN

COMPLAINT ON KELLY SHILALA, DEFENDANT

BY HANDING TO KELLY SHILALA DEFENDANT

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

ADDRESS SERVED 127 North Brady St. Dubois, PA. 15801

NOW _____ AT _____ AM / PM POSTED THE WITHIN

COMPLAINT FOR KELLY SHILALA

AT (ADDRESS) _____

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

I MAKE RETURN OF **NOT FOUND** AS TO KELLY SHILALA

REASON UNABLE TO LOCATE _____

SWORN TO BEFORE ME THIS

_____DAY OF 2008

So Answers: CHESTER A. HAWKINS, SHERIFF

BY:

Mark A. Condit

Deputy Signature

Mark A. Condit

Print Deputy Name

IN THE COURT OF COMMON PLEAS OF CLEARFIELD COUNTY, PENNSYLVANIA

DOCKET # 104834
NO: 08-2077-CD
SERVICES 1
COMPLAINT

PLAINTIFF: GE MONEY BANK D/B/A OLD NAVY

vs.

DEFENDANT: KELLY SHILALA

SHERIFF RETURN

RETURN COSTS

Description	Paid By	CHECK #	AMOUNT
SURCHARGE	GORDON	059016	10.00
SHERIFF HAWKINS	GORDON	059016	40.23

5
FILED
03:45 pm
FEB 11 2009
WM
William A. Shaw
Prothonotary/Clerk of Courts

Sworn to Before Me This

So Answers,

____ Day of _____ 2008



Chester A. Hawkins
Sheriff

2045037

GORDON & WEINBERG, P.C.
BY: FREDERIC I. WEINBERG, ESQUIRE
Identification No.: 41360
JOEL M. FLINK, ESQUIRE
Identification No.: 41200
1001 E. Hector Street, Ste 220
Conshohocken, PA 19428
484/351-0500

GE MONEY BANK D/B/A OLD NAVY

COURT OF COMMON PLEAS
CLEARFIELD COUNTY

vs.

DOCKET NO. : 08-2077-CD

Kelly Shilala

ORDER TO SETTLE, DISCONTINUE AND END

TO THE PROTHONOTARY:

Kindly mark the above-captioned matter settled, discontinued
and ended upon payment of your costs only.

GORDON & WEINBERG, P.C.

BY: 

FREDERIC I. WEINBERG, ESQUIRE
JOEL M. FLINK, ESQUIRE
Attorney for Plaintiff

P003

FILED NO CC
m 10/03/09
10/13/2009
S

William A. Shaw
Prothonotary/Clerk of Courts

MARC R. GORDON
FREDERIC I. WEINBERG*
JOEL M. FLINK*
CHRISTOPHER S. FROBA*

*Also member NJ Bar



1001 E. HECTOR STREET
SUITE 220
CONSHOHOCKEN, PA 19428

1200 LAUREL OAK ROAD
SUITE 104
VOORHEES, NJ 08043

December 31, 2008

PHONE: (484) 351-0500
FACSIMILE: (484) 351-0501

TOLL FREE: (866) 465-8087

Kelly Shilala
127 N Brady St
Du Bois PA 15801

RE: Creditor : GE MONEY BANK D/B/A OLD NAVY

(Reply to PA office)

Current Balance Due: 0.00 - My File No: 2045037

Kelly Shilala

Please be advised that we are in receipt of your final payment which serves as satisfaction of the debt owed. This debt is now paid in full and I am closing my file. I am enclosing an original Order to Settle, Discontinue and End which I have executed and which you must file with the Court in order to mark this matter settled on the court docket. There may be a fee to file the enclosed Order. You may take this document or mail it to the address listed below for filing. Please contact the court below to determine the amount of any fee.

Prothonotary of Clearfield County
P.O. Box 549
Clearfield, PA 16830
814/765-2641

Thank you.

Very truly yours,

GORDON & WEINBERG, P.C.

/s/ Frederic I. Weinberg

FREDERIC I. WEINBERG, ESQUIRE

FIW:dmg
Enclosures

THIS LETTER AND ANY FUTURE LETTERS FROM OUR FIRM ARE AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

D131