

HARRY A. ROADARMEL, JR.



SHERIFF OF COLUMBIA COUNTY

COURT HOUSE - P.O. BOX 380

BLOOMSBURG, PA 17815

FAX: (717) 784-0257

PHONE
(717) 389-5622

24 HOUR PHONE
(717) 784-6300

AMERICAN BUSINESS CREDIT, INC.

98- SMF-000058

VS

GARNISHMENT & INTERROGATORIES

NORTHERN CENTRAL BANK

SHERIFF'S COST\$

NOW, I, HON. HARRY A. ROADARMEL JR.
HIGH SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA, DO HEREBY DEPUTIZE THE
SHERIFF OF PENNSYLVANIA, TO EXECUTE
THIS WRIT DEPUTATION BEING MADE AT THE REQUEST AND RISK OF THE
PLAINTIFF. DEFENDANT'S ADDRESS

SHERIFF, COLUMBIA COUNTY, PENNSYLVANIA

AFFIDAVIT OF SERVICE

NOW, THURSDAY AUGUST 6, 1998, AT 11 : 10 O'CLOCK A M, SERVED
THE WITHIN GARNISHMENT & INTERROGATORIES UPON
NORTHERN CENTRAL BANK AT 225 COLUMBIA MALL DRIVE
BLOOMSBURG, PA

BY HANDING TO TANIA MICHAEL, MANAGER A TRUE AND ATTESTED COPY
OF THE ORIGINAL WRIT AND MADE KNOWN TO HER THE CONTENTS THEREOF.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME
THIS 14TH DAY OF AUGUST 1998

SHERIFF HARRY A. ROADARMEL JR.
COLUMBIA COUNTY SHERIFF

Sarah Hower
NOTARY PUBLIC
SARAH HOWER

Timothy T. Chamberlain
CHIEF DEPUTY SHERIFF
TIMOTHY T. CHAMBERLAIN

NOTARIAL SEAL
SARAH HOWER, Notary Public
Bloomsburg, Columbia County PA
My Commission Expires June 21, 1999

HARRY A. ROADARMEL, JR.



SHERIFF OF COLUMBIA COUNTY

COURT HOUSE - P.O. BOX 380

BLOOMSBURG, PA 17815

FAX: (717) 784-0257

PHONE
(717) 389-5622

24 HOUR PHONE
(717) 784-6300

AMERICAN BUSINESS CREDIT, INC.

98- SMF-000058

VS

WRIT OF EXECUTION

DERK, CLAYTON

SHERIFF'S COST\$

NOW, I, HON. HARRY A. ROADARMEL JR.
HIGH SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA, DO HEREBY DEPUTIZE THE
SHERIFF OF PENNSYLVANIA, TO EXECUTE
THIS WRIT DEPUTATION BEING MADE AT THE REQUEST AND RISK OF THE
PLAINTIFF. DEFENDANT'S ADDRESS

SHERIFF, COLUMBIA COUNTY, PENNSYLVANIA

AFFIDAVIT OF SERVICE

NOW, THURSDAY AUGUST 6, 1998, AT 07 : 15 O'CLOCK A M, SERVED
THE WITHIN WRIT OF EXECUTION UPON
CLAYTON DERK AT WEST MAIN STREET
BLOOMSBURG, PA
BY HANDING TO CLAYTON DERK A TRUE AND ATTESTED COPY
OF THE ORIGINAL WRIT AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME
THIS 14TH DAY OF AUGUST 1998

SHERIFF HARRY A. ROADARMEL JR.
COLUMBIA COUNTY SHERIFF

Sarah Hower
NOTARY PUBLIC
SARAH HOWER

Timothy T. Chamberlain
CHIEF DEPUTY SHERIFF
TIMOTHY T. CHAMBERLAIN

NOTARIAL SEAL
SARAH HOWER, Notary Public
Bloomsburg, Columbia County PA
My Commission Expires June 21, 1999

HARRY A. ROADARMEL, JR.



SHERIFF OF COLUMBIA COUNTY

COURT HOUSE - P.O. BOX 380

BLOOMSBURG, PA 17815

FAX: (717) 784-0257

PHONE
(717) 389-5622

24 HOUR PHONE
(717) 784-6300

AMERICAN BUSINESS CREDIT, INC.

98- SMF-000058

VS

WRIT OF EXECUTION

YOST, JAMES

SHERIFF'S COST\$

NOW, I, HON. HARRY A. ROADARMEL JR.
HIGH SHERIFF OF COLUMBIA COUNTY, PENNSYLVANIA, DO HEREBY DEPUTIZE THE
SHERIFF OF PENNSYLVANIA, TO EXECUTE
THIS WRIT DEPUTATION BEING MADE AT THE REQUEST AND RISK OF THE
PLAINTIFF. DEFENDANT'S ADDRESS

SHERIFF, COLUMBIA COUNTY, PENNSYLVANIA

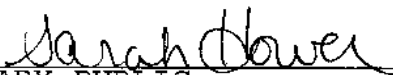
AFFIDAVIT OF SERVICE

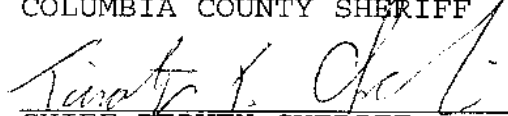
NOW, THURSDAY AUGUST 6, 1998, AT 03 : 30 O'CLOCK P M, SERVED
THE WITHIN WRIT OF EXECUTION UPON
JAMES YOST AT RR#1 BOX 33A
CATAWISSA, PA
BY HANDING TO JAMES YOST A TRUE AND ATTESTED COPY
OF THE ORIGINAL WRIT AND MADE KNOWN TO HIM THE CONTENTS THEREOF.

SO ANSWERS,

SWORN AND SUBSCRIBED BEFORE ME
THIS 14TH DAY OF AUGUST 1998

SHERIFF HARRY A. ROADARMEL JR.
COLUMBIA COUNTY SHERIFF


NOTARY PUBLIC
SARAH HOWER


CHIEF DEPUTY SHERIFF
TIMOTHY T. CHAMBERLAIN

NOTARIAL SEAL
SARAH HOWER, Notary Public
Bloomsburg, Columbia County PA
My Commission Expires June 21, 1999

AMERICAN BUSINESS CREDIT, INC.

By: Benjamin Reich, Esquire - Attorney No. 54439

111 Presidential Boulevard - Suite 215

Bala Cynwyd, PA 19004

(610) 668-2440

(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.

Bala Pointe Office Centre

111 Presidential Blvd.,

Suite 215

Bala Cynwyd, PA 19004,

Plaintiff,

v.

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania

General Partnership

RR 3 Box 456C Route 487

Catawissa, PA 17820,

and

JAMES C. YOST, individually

R#1 Box 33A

Catawissa, PA 17820,

and

CLAYTON DERK, individually

RR 2 Box 265

Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK

12 West Valley Avenue

Elysburg, PA 17824,

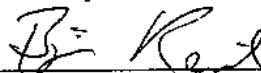
Garnishee.

**PRAECIPE TO DISSOLVE WRIT GARNISHING
CORESTATES BANK**

TO THE PROTHONOTARY:

Kindly dissolve the Writ of Execution issued in the above-referenced matter naming Corestates Bank as Garnishee.

Respectfully submitted,



Benjamin Reich, Esquire
AMERICAN BUSINESS CREDIT, INC.
BalaPointe Office Centre
111 Presidential Boulevard, Suite 215
Bala Cynwyd, PA 19004

Attorney for American Business Credit, Inc.

Aug 6 11 00 AM '98

CLERK OF COURT

EXHIBIT "A"

Attach all deposit accounts, checking accounts, money market accounts, certificates of deposit, mutual fund accounts, brokerage accounts, trading accounts, investment accounts, or other accounts of any kind or nature whatsoever, held in the name of or for the benefit of Clayton Derk, Social Security No. 174-52-3962.

F:\shared\legal\abc\j.c._auto\pleadplead\writ.pkg\personal\exhibitA_to_writ

AMERICAN BUSINESS CREDIT, INC.

By: Benjamin Reich, Esquire - Attorney No. 54439

111 Presidential Boulevard - Suite 215

Bala Cynwyd, PA 19004

(610) 668-2440

(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.

Bala Pointe Office Centre

111 Presidential Blvd.,

Suite 215

Bala Cynwyd, PA 19004,

Plaintiff,

v.

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania

General Partnership

RR 3 Box 456C Route 487

Catawissa, PA 17820,

and

JAMES C. YOST, individually

R#1 Box 33A

Catawissa, PA 17820,

and

CLAYTON DERK, individually

RR 2 Box 265

Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK

12 West Valley Avenue

Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK

225 Columbia Mall Drive

Bloomsburg, PA 17815,

Garnishees.

Notice Under Rule 2958.3 of Judgment and Execution Thereon

Notice of Defendant's Rights

TO: CLAYTON DERK
SSN - 174-52-3962

A judgment in the amount of \$34,886.52 has been entered against you and in favor of the plaintiff without any prior notice or hearing based on a confession of judgment contained in a written agreement or other paper allegedly signed by you. The court has issued a writ of execution which directs the sheriff to take your money or other property owned by you to pay the judgment.

If your money or property has been taken, you have the right to get the money or property back if you did not voluntarily, intelligently and knowingly give up your constitutional right to notice and hearing prior to the entry of judgment or if you have defenses or other valid objections to the judgment.

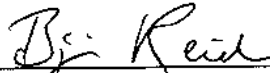
You have a right to a prompt court hearing if you claim that you did not voluntarily, intelligently and knowingly give up your rights to notice and hearing prior to the entry of the judgment. If you wish to exercise this right, you must immediately fill out and sign the petition to strike the judgment which accompanies the writ of execution and deliver it to the Sheriff of Columbia County at 105 Courthouse, Mercer, PA 16137.

IT IS IMPORTANT THAT YOU ACT PROMPTLY. IT WILL BE TOO LATE TO REGAIN YOUR PROPERTY IF YOU WAIT UNTIL AFTER THE PROPERTY HAS BEEN SOLD BY THE SHERIFF OR TURNED OVER TO THE PLAINTIFF.

YOU MUST FILE A PETITION SEEKING RELIEF FROM THE JUDGMENT AND PRESENT IT TO A JUDGE WITHIN THIRTY (30) DAYS AFTER THE DATE ON WHICH THIS NOTICE IS SERVED ON YOU OR YOU MAY LOSE YOUR RIGHTS.

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:

SUSQUEHANNA LEGAL SERVICES
168 EAST 5TH STREET
BLOOMSBURG, PA 17815
(717) 784-8760


Benjamin Reich, Esquire
Attorney for Plaintiff,
BalaPointe Office Centre
111 Presidential Boulevard, Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440

AMERICAN BUSINESS CREDIT C.
By: Benjamin Reich, Esquire - Attorney No. 54439
111 Presidential Boulevard - Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.
Bala Pointe Office Centre
111 Presidential Blvd.,
Suite 215
Bala Cynwyd, PA 19004,

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

Plaintiff,

v.

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania
General Partnership
RR 3 Box 456C Route 487
Catawissa, PA 17820,

and

JAMES C. YOST, individually
R#1 Box 33A
Catawissa, PA 17820,

and

CLAYTON DERK, individually
RR 2 Box 265
Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK
12 West Valley Avenue
Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815,

Garnishees.

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 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: ☐ in cash; ☐ in kind (specify property):

(b) Social Security benefits on deposit in the amount of: \$ _____;

(c) other (specify amount and basis of exemption):

I request a prompt court hearing to determine the exemption.

Notice of the hearing should be given to me at:

(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. §4904 relating to unsworn falsification to authorities.

Date: _____ Defendant: _____

THIS CLAIM TO BE FILED WITH:

Office of the Sheriff of Columbia County
105 Courthouse
Mercer, PA 16137
(724) 662-3800

Note: Under paragraphs (1) and (2) of the writ, a description of specific property to be levied upon or attached may be set forth in the writ or included in a separate direction to the sheriff.

Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided.

Under paragraph (3) of the writ, the sheriff may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible property, see Rule 3108 (a).

(b) Each court shall by local rule designate officer, organization or person to be named in the notice.

MAJOR EXEMPTIONS UNIT PENNSYLVANIA AND FEDERAL AW

- (1) \$300.00 statutory exemption
- (2) Bibles, school books, sewing machines, uniforms
and equipment
- (3) Most wages and unemployment compensation
- (4) Social Security benefits
- (5) Certain retirement funds
- (6) Certain veteran and armed forces benefits
- (7) Certain insurance proceeds
- (8) Such other exemptions as may be provided by law

AMERICAN BUSINESS CREDIT, INC.

By: Benjamin Reich, Esquire - Attorney No. 54439

111 Presidential Boulevard - Suite 215

Bala Cynwyd, PA 19004

(610) 668-2440

(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.

Bala Pointe Office Centre

111 Presidential Blvd.,

Suite 215

Bala Cynwyd, PA 19004,

Plaintiff,

v.

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania

General Partnership

RR 3 Box 456C Route 487

Catawissa, PA 17820,

and

JAMES C. YOST, individually

R#1 Box 33A

Catawissa, PA 17820,

and

CLAYTON DERK, individually

RR 2 Box 265

Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK

12 West Valley Avenue

Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK

225 Columbia Mall Drive

Bloomsburg, PA 17815,

Garnishees.

PETITION TO STRIKE JUDGMENT

REQUEST FOR PROMPT HEARING

I hereby certify that I did not voluntarily, intelligently and knowingly give up my right to notice and hearing prior to the entry of judgment. I petition the court to strike the judgment on this ground and request a prompt hearing on this issue.

I verify that the statements made in this Request for Hearing are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

Notice of the hearing should be given to me at

Street Address

City, State

Telephone Number

Dated: _____

Defendant(s)

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NORTHUMBERLAND COUNTY
PLAINTIFF: AMERICAN BUSINESS CREDIT INC.

VS

DEFENDANT: CORESTATES BANK
DEFENDANT: 12 W. VALLEY AVE. ELYSBURG, PA.
ACTION: WRIT OF EXECUTION

CASE #: 98 SMF 58
ISSUED: 98/07/21
RETURNABLE: ASAP
ATTORNEY: REICH
REFUNDED TO: REICH

DEPUTIZATION

NOW: 19: I CHARLES S. BERKOSKI. SHERIFF OF NORTH'D
COUNTY. PENNA., DO HEREBY DEPUTIZE THE SHERIFF OF;
COUNTY. PENNA., TO EXECUTE THIS WRIT. THIS DEPUTATION BEING MADE AT THE
REQUEST AND RISK OF THE PLAINTIFF.

PLEASE SERVE;

AT:

SHERIFF: CHARLES S. BERKOSKI

AFFIDAVIT OF SERVICE

: RAYMOND KEARNEY CHIEF DEPUTY SHERIFF FOR: CHARLES S. BERKOSKI SHERIFF
OF SAID COUNTY. BEING DULY SWORN ACCORDING TO LAW DEPOSES & SAYS THAT HE/SHE ON
THE: 29TH DAY OF: JULY 19: 98 AT: 10:00 A.M./P.M., SERVED THE
WITHIN: WRIT OF EXEC, INTERROGATORIES UPON THE WITHIN NAMED DEFENDANT.

BY HANDING TO: EILEEN M. GUARNA, SV. PERSONAL BANKER
PERSONALLY AT: CORESTATES BANK 12 W. VALLEY AVE. ELYSBURG, PA
IN THE COUNTY OF: NORTHUMBERLAND STATE OF PENNA., A TRUE AND ATTESTED
COPY OF THE WITHIN WRIT, AND MAKING KNOWN TO: HER THE CONTENTS THEREOF.

SWORN TO AND SUBSCRIBED BEFORE ME
THIS: DAY OF: 19:
PROTHONOTARY OF:
COUNTY, PENNA.

Raymond Kearney
DEPUTY SHERIFF:
: NORTHUMBERLAND COUNTY, PENNA.
SHERIFF: *Charles S. Berkoski*
: NORTHUMBERLAND COUNTY, PENNA.

NOW: 19: AFTER DILIGENT SEARCH AND INQUIRY FAILED TO FIND
THE WITHIN:
WITHIN MY BALLIWICK. REASON UNABLE TO LOCATE:

SWORN TO AND SUBSCRIBED BEFORE ME SO ANSWERS:
THIS: DAY OF: SHERIFF OF: COUNTY
PROTHONOTARY OF:
COUNTY, PENNA.

Sworn to and subscribed before
me this 29 day of July
A. D. 1998

Stephen Ventresca
PROTHONOTARY
My Comm. Exp. 1st Mon. Jan. 2002

FOR NORTHUMBERLAND COUNTY RETURN OF SERVICE
SEE THE RETURN ENDORSED HERON BY THE SHERIFF
OF:
AND MADE A PART OF THIS RETURN.

SO ANSWERS:
SHERIFF OF NORTHUMBERLAND COUNTY

PLEASE RETURN ENTIRE FORM TO NORTHUMBERLAND COUNTY SHERIFF
WITH YOUR RETURN OF SERVICE.

RECEIPT #:

DOCKET PAGE:

PLAINTIFF: AMERICAN BUSINESS CREDIT INC.
P:

VS
DEFENDANT: CORESTATES BANK
D: 12 WEST VALLEY AVE ELYSBURG, PA
D: GARNISHEE FOR J.C.'S AUTO SALES, ET AL
D:
D:

CASE #: 98 SMF 58
COUNTY FILED: COLUMBIA
FILED DATE: 98/06/25
DATE RECEIVED: 98/07/21
ASSIGNED TO:
ATTY: SHERIFF KLINE
EXPIRES:ASAP

SHERIFF'S RETURN

I HEREBY CERTIFY AND RETURN I SERVED: CORESTATES BANK

BY HANDING A TRUE AND ATTESTED COPY OF THE WITHIN: WRIT OF EXECUTION,
INTERROGATORIE

PERSON SERVED: EILEEN M. GUARNA

DATE SERVED: 98/07/29 CAPACITY: SV. PERSONAL BANKER

TIME: 10:00A.M.

PLACE SERVED: CORESTATES BANK 12 W. VALLEY AVE. ELYSBURG, PA.

COUNTY OF NORTHUMBERLAND AND STATE OF PENNA.. MAKING KNOWN UNTO : THE
CONTENTS THEREOF.

SO ANSWERS; CHARLES S. BERKOSKI, SHERIFF
BY DEPUTY: KEARNEY, RAYMOND CHIEF DEPUTY

SHERIFF'S RETURN

I HEREBY CERTIFY AND RETURN THAT I SERVED:

BY HANDING A TRUE AND ATTESTED COPY OF THE WITHIN:

PERSON SERVED:

DATE SERVED: CAPACITY:

TIME:

PLACE SERVED:

COUNTY OF NORTHUMBERLAND AND STATE OF PENNA.. MAKING KNOWN UNTO: THE
CONTENTS THEREOF.

SO ANSWERS: CHARLES S. BERKOSKI, SHERIFF
BY DEPUTY:
POSTING DATE:
POSTING DEPUTY:

INSTRUCTIONS: PLEASE SERVE CORESTATES SHERIFF'S COSTS:
; AT ABOVE ADDRESS WITH ATTACHED PAPERS

RECEIPT # : 13980
NO OF ATTEMPTS:

American Business Credit, Inc.

BalaPointe Office Centre
111 Presidential Boulevard, Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
1-800-537-1162

June 24, 1998

VIA FEDERAL EXPRESS

Sheriff of Columbia County
35 West Main Street
Bloomsburg, PA 17815

Attention: Sarah

**Re: American Business Credit, Inc. vs.
vs. J.C.'s Auto Sales, James C. Yost and Clayton Derk
CCP, Columbia County
Case No. 98-CV-783**

Dear Sir/Madam:

Enclosed please find a Writ of Execution package along with five (5) copies. I have also enclosed four (4) copies of the Interrogatories in Attachment. Please serve the Writ package on the Garnishee, Northern Central Bank at 225 Columbia Mall Drive, Bloomsburg, PA 17815. Please deputize the Sheriff of Northumberland County so that they may serve a copy of the Writ Package and Interrogatories in Attachment on the Garnishee, Corestates Bank at 12 West Valley Avenue, Elysburg, PA 17824. I have also enclosed self-addressed stamped envelopes addressed to each defendant.

Our company check in the amount of \$100.00, payable to the Sheriff of Columbia County is enclosed to cover the cost of serving the Writ and the attachments. A check in the amount of \$75.00 payable to the Sheriff of Northumberland County is also enclosed. Please return a copy of the Sheriff's Return of Service form and a copy of the file stamped Execution package to us in the enclosed self-addressed stamped envelope.

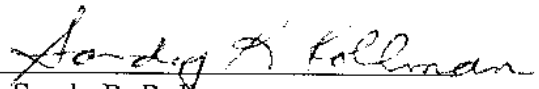
Sheriff of Columbia County

June 24, 1998

Page 2

If you have any questions or require anything further, please do not hesitate to contact me at (610) 668-2440, extension 5571..

Sincerely,
AMERICAN BUSINESS CREDIT, INC.

BY: 
Sandy R. Rollman,
Legal Assistant to
Benjamin Reich, Associate Counsel

/srr

cc (w/o encls): Marcy C. Panzer, Vice President - Legal Affairs
Benjamin Reich, Associate Counsel
Lease File

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AMERICAN BUSINESS CREDIT, INC.
By: Benjamin Reich, Esquire - Attorney No. 54439
111 Presidential Boulevard - Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.
Bala Pointe Office Centre
111 Presidential Blvd.,
Suite 215
Bala Cynwyd, PA 19004,

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

Plaintiff,

v.

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania
General Partnership
RR 3 Box 456C Route 487
Catawissa, PA 17820,

and

JAMES C. YOST, individually
R#1 Box 33A
Catawissa, PA 17820,

and

CLAYTON DERK, individually
RR 2 Box 265
Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK
12 West Valley Avenue
Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815,

Garnishees.

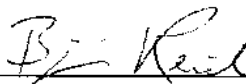
INTERROGATORIES IN ATTACHMENT

TO: NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815
(Garnishee)

RE: Clayton Derk, SS# 174-52-3962

You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in a default judgment against you.

1. At the time you were served or at any subsequent time, did you owe the defendant any money or were you liable to him on any negotiable or other written instrument, or did he claim that you owed him any money or were liable to him for any reason?
2. At the time you were served or at any subsequent time, was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant?
3. At the time you were served or at any subsequent time, did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest?
4. At the time you were served or at any subsequent time, did you hold as fiduciary any property in which the defendant had an interest?
5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefor?
6. At any time after you were served, did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?
7. At the time you were served or at any subsequent time, did you have any safe deposit boxes, pledges, documents of title, securities, notes, coupons, receivables, collateral, checking, savings, tax or other accounts or deposits in which defendant has an interest?



Benjamin Reich, Esquire
Attorneys for Plaintiff,
AMERICAN BUSINESS CREDIT, INC.

AMERICAN BUSINESS CREDIT, INC.
By: Benjamin Reich, Esquire - Attorney No. 54439
111 Presidential Boulevard - Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.
Bala Pointe Office Centre
111 Presidential Blvd.,
Suite 215
Bala Cynwyd, PA 19004,

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

Plaintiff,

v.

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania
General Partnership
RR 3 Box 456C Route 487
Catawissa, PA 17820,

and

JAMES C. YOST, individually
R#1 Box 33A
Catawissa, PA 17820,

and

CLAYTON DERK, individually
RR 2 Box 265
Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK
12 West Valley Avenue
Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815,

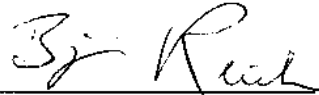
Garnishees.

CERTIFICATION IN SUPPORT OF PRAECIPE FOR WRIT OF EXECUTION
PURSUANT TO RULE 2957

BENJAMIN REICH, ESQUIRE, counsel for American Business Credit, Inc., plaintiff herein, hereby certifies as follows:

1. The Praecipe for Writ of Execution is based upon a confessed judgment entered in the above-captioned matter.

2. The Prothonotary of Columbia County is authorized to issue the Praecipe for Writ of Execution because notice will be served pursuant to Rule 2958.3 because the property to be levied upon consists of personal property.

A handwritten signature in cursive script, appearing to read "Bj Reich", written in black ink.

Benjamin Reich, Esquire
Attorney for American Business Credit, Inc.

AMERICAN BUSINESS CREDIT, INC.

By: Benjamin Reich, Esquire - Attorney No. 54439
111 Presidential Boulevard - Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.

Bala Pointe Office Centre
111 Presidential Blvd.,
Suite 215
Bala Cynwyd, PA 19004,

Plaintiff,

v.

J.C.'s AUTO SALES, a Pennsylvania
General Partnership
RR 3 Box 456C Route 487
Catawissa, PA 17820,

and

JAMES C. YOST, individually
R#1 Box 33A
Catawissa, PA 17820,

and

CLAYTON DERK, individually
RR 2 Box 265
Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK
12 West Valley Avenue
Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815,

Garnishees.

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

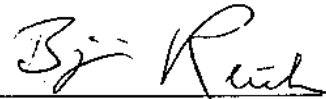
No. 98-CV-783

CERTIFICATION IN SUPPORT OF PRAECIPE FOR WRIT OF EXECUTION
PURSUANT TO RULE 2957

BENJAMIN REICH, ESQUIRE, counsel for American Business Credit, Inc., plaintiff herein, hereby certifies as follows:

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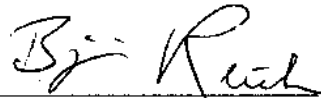
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CERTIFICATION IN SUPPORT OF PRAECIPE FOR WRIT OF EXECUTION
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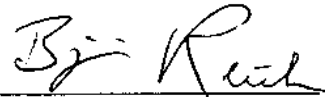
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CERTIFICATION IN SUPPORT OF PRAECIPE FOR WRIT OF EXECUTION
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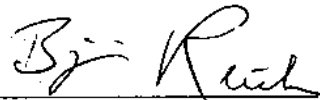
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INTERROGATORIES IN ATTACHMENT

TO: NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815
(Garnishee)

RE: Clayton Derk, SS# 174-52-3962

You are required to file answers to the following interrogatories within twenty (20) days after service upon you. Failure to do so may result in a default judgment against you.

1. At the time you were served or at any subsequent time, did you owe the defendant any money or were you liable to him on any negotiable or other written instrument, or did he claim that you owed him any money or were liable to him for any reason?

2. At the time you were served or at any subsequent time, was there in your possession, custody or control or in the joint possession, custody or control of yourself and one or more other persons any property of any nature owned solely or in part by the defendant?


3. At the time you were served or at any subsequent time, did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest?

4. At the time you were served or at any subsequent time, did you hold as fiduciary any property in which the defendant had an interest?

5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefor?

6. At any time after you were served, did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?

7. At the time you were served or at any subsequent time, did you have any safe deposit boxes, pledges, documents of title, securities, notes, coupons, receivables, collateral, checking, savings, tax or other accounts or deposits in which defendant has an interest?



Benjamin Reich, Esquire
Attorneys for Plaintiff,
AMERICAN BUSINESS CREDIT, INC.

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COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

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Attorney for Plaintiff

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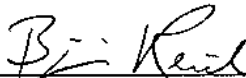
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Attorney for Plaintiff

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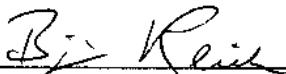
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Attorney for Plaintiff

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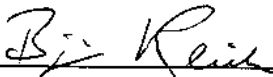
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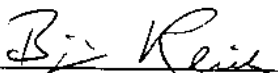
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3. At the time you were served or at any subsequent time, did you hold legal title to any property of any nature owned solely or in part by the defendant or in which defendant held or claimed any interest?
4. At the time you were served or at any subsequent time, did you hold as fiduciary any property in which the defendant had an interest?
5. At any time before or after you were served, did the defendant transfer or deliver any property to you or to any person or place pursuant to your direction or consent and if so what was the consideration therefor?
6. At any time after you were served, did you pay, transfer or deliver any money or property to the defendant or to any person or place pursuant to the defendant's direction or otherwise discharge any claim of the defendant against you?
7. At the time you were served or at any subsequent time, did you have any safe deposit boxes, pledges, documents of title, securities, notes, coupons, receivables, collateral, checking, savings, tax or other accounts or deposits in which defendant has an interest?


Benjamin Reich, Esquire
Attorneys for Plaintiff,
AMERICAN BUSINESS CREDIT, INC.

AMERICAN BUSINESS CREDIT, INC.
By: Benjamin Reich, Esquire - Attorney No. 54439
111 Presidential Boulevard - Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.
Bala Pointe Office Centre
111 Presidential Blvd.,
Suite 215
Bala Cynwyd, PA 19004,

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

Plaintiff,

v.

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania
General Partnership
RR 3 Box 456C Route 487
Catawissa, PA 17820,

and

JAMES C. YOST, individually
R#1 Box 33A
Catawissa, PA 17820,

and

CLAYTON DERK, individually
RR 2 Box 265
Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK
12 West Valley Avenue
Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815,

Garnishees.

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 _____ kind (specify 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: ☐ in cash; ☐ in kind (specify property):

(b) Social Security benefits on deposit in the amount of: \$ _____;

(c) other (specify amount and basis of exemption):

I request a prompt court hearing to determine the exemption.

Notice of the hearing should be given to me at:

(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. §4904 relating to unsworn falsification to authorities.

Date: _____ Defendant: _____

THIS CLAIM TO BE FILED WITH:

Office of the Sheriff of Columbia County
105 Courthouse
Mercer, PA 16137
(724) 662-3800

Note: Under paragraphs (1) and (2) of the writ, a description of specific property to be levied upon or attached may be set forth in the writ or included in a separate direction to the sheriff.

Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided.

Under paragraph (3) of the writ, the sheriff may, as under prior practice, add as a garnishee any person not named in this writ who may be found in possession of property of the defendant. See Rule 3111(a). For limitations on the power to attach tangible property, see Rule 3108 (a).

(b) Each court shall by local rule designate officer, organization or person to be named in the notice.

MAJOR EXEMPTIONS UNDER PENNSYLVANIA AND FEDERAL LAW

- (1) \$300.00 statutory exemption
- (2) Bibles, school books, sewing machines, uniforms
and equipment
- (3) Most wages and unemployment compensation
- (4) Social Security benefits
- (5) Certain retirement funds
- (6) Certain veteran and armed forces benefits
- (7) Certain insurance proceeds
- (8) Such other exemptions as may be provided by law

AMERICAN BUSINESS CREDIT, INC.
By: Benjamin Reich, Esquire - Attorney No. 54439
111 Presidential Boulevard - Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.
Bala Pointe Office Centre
111 Presidential Blvd.,
Suite 215
Bala Cynwyd, PA 19004,

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

Plaintiff,

v.

No. 98-CV-783

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General Partnership
RR 3 Box 456C Route 487
Catawissa, PA 17820,

and

JAMES C. YOST, individually
R#1 Box 33A
Catawissa, PA 17820,

and

CLAYTON DERK, individually
RR 2 Box 265
Elysburg, PA 17824,

Defendants,

and

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12 West Valley Avenue
Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815,

Garnishces.

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☐ (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: ☐ **in cash**; ☐ in kind (specify property):

(b) Social Security benefits on deposit in the amount of: \$ _____;

(c) other (specify amount and basis of exemption):

I request a prompt court hearing to determine the exemption.

Notice of the hearing should be given to me at:

(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. §4904 relating to unsworn falsification to authorities.

Date: _____ Defendant: _____

THIS CLAIM TO BE FILED WITH:

Office of the Sheriff of Columbia County
105 Courthouse
Mercer, PA 16137
(724) 662-3800

Note: Under paragraphs (1) and (2) of the writ, a description of specific property to be levied upon or attached may be set forth in the writ or included in a separate direction to the sheriff.

Under paragraph (2) of the writ, if attachment of a named garnishee is desired, his name should be set forth in the space provided.

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- (4) Social Security benefits
- (5) Certain retirement funds
- (6) Certain veteran and armed forces benefits
- (7) Certain insurance proceeds
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AMERICAN BUSINESS CREDIT, INC.

By: Benjamin Reich, Esquire - Attorney No. 54439

111 Presidential Boulevard - Suite 215

Bala Cynwyd, PA 19004

(610) 668-2440

(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.

Bala Pointe Office Centre

111 Presidential Blvd.,

Suite 215

Bala Cynwyd, PA 19004,

Plaintiff,

v.

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania

General Partnership

RR 3 Box 456C Route 487

Catawissa, PA 17820,

and

JAMES C. YOST, individually

R#1 Box 33A

Catawissa, PA 17820,

and

CLAYTON DERK, individually

RR 2 Box 265

Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK

12 West Valley Avenue

Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK

225 Columbia Mall Drive

Bloomsburg, PA 17815,

Garnishees.

Notice Under Rule 2958.3 of Judgment and Execution Thereon

Notice of Defendant's Rights

TO: CLAYTON DERK
SSN - 174-52-3962

A judgment in the amount of \$34,886.52 has been entered against you and in favor of the plaintiff without any prior notice or hearing based on a confession of judgment contained in a written agreement or other paper allegedly signed by you. The court has issued a writ of execution which directs the sheriff to take your money or other property owned by you to pay the judgment.

If your money or property has been taken, you have the right to get the money or property back if you did not voluntarily, intelligently and knowingly give up your constitutional right to notice and hearing prior to the entry of judgment or if you have defenses or other valid objections to the judgment.


You have a right to a prompt court hearing if you claim that you did not voluntarily, intelligently and knowingly give up your rights to notice and hearing prior to the entry of the judgment. If you wish to exercise this right, you must immediately fill out and sign the petition to strike the judgment which accompanies the writ of execution and deliver it to the Sheriff of Columbia County at 105 Courthouse, Mercer, PA 16137.

IT IS IMPORTANT THAT YOU ACT PROMPTLY. IT WILL BE TOO LATE TO REGAIN YOUR PROPERTY IF YOU WAIT UNTIL AFTER THE PROPERTY HAS BEEN SOLD BY THE SHERIFF OR TURNED OVER TO THE PLAINTIFF.

YOU MUST FILE A PETITION SEEKING RELIEF FROM THE JUDGMENT AND PRESENT IT TO A JUDGE WITHIN THIRTY (30) DAYS AFTER THE DATE ON WHICH THIS NOTICE IS SERVED ON YOU OR YOU MAY LOSE YOUR RIGHTS.

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:

SUSQUEHANNA LEGAL SERVICES
168 EAST 5TH STREET
BLOOMSBURG, PA 17815
(717) 784-8760


Benjamin Reich, Esquire
Attorney for Plaintiff,
BalaPointe Office Centre
111 Presidential Boulevard, Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440

AMERICAN BUSINESS CREDIT, INC.

By: Benjamin Reich, Esquire - Attorney No. 54439

111 Presidential Boulevard - Suite 215

Bala Cynwyd, PA 19004

(610) 668-2440

(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.

Bala Pointe Office Centre

111 Presidential Blvd.,

Suite 215

Bala Cynwyd, PA 19004,

Plaintiff,

v.

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania

General Partnership

RR 3 Box 456C Route 487

Catawissa, PA 17820,

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12 West Valley Avenue

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225 Columbia Mall Drive

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If your money or property has been taken, you have the right to get the money or property back if you did not voluntarily, intelligently and knowingly give up your constitutional right to notice and hearing prior to the entry of judgment or if you have defenses or other valid objections to the judgment.


You have a right to a prompt court hearing if you claim that you did not voluntarily, intelligently and knowingly give up your rights to notice and hearing prior to the entry of the judgment. If you wish to exercise this right, you must immediately fill out and sign the petition to strike the judgment which accompanies the writ of execution and deliver it to the Sheriff of Columbia County at 105 Courthouse, Mercer, PA 16137.

IT IS IMPORTANT THAT YOU ACT PROMPTLY. IT WILL BE TOO LATE TO REGAIN YOUR PROPERTY IF YOU WAIT UNTIL AFTER THE PROPERTY HAS BEEN SOLD BY THE SHERIFF OR TURNED OVER TO THE PLAINTIFF.

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Benjamin Reich, Esquire
Attorney for Plaintiff,
BalaPointe Office Centre
111 Presidential Boulevard, Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440

AMERICAN BUSINESS CREDIT, INC.
By: Benjamin Reich, Esquire - Attorney No. 54439
111 Presidential Boulevard - Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.
Bala Pointe Office Centre
111 Presidential Blvd.,
Suite 215
Bala Cynwyd, PA 19004,

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

Plaintiff,

v.

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania
General Partnership
RR 3 Box 456C Route 487
Catawissa, PA 17820,

and

JAMES C. YOST, individually
R#1 Box 33A
Catawissa, PA 17820,

and

CLAYTON DERK, individually
RR 2 Box 265
Elysburg, PA 17824,

Defendants,

and

CORESTATES BANK
12 West Valley Avenue
Elysburg, PA 17824,

and

NORTHERN CENTRAL BANK
225 Columbia Mall Drive
Bloomsburg, PA 17815,

Garnishees.

PETITION TO STRIKE JUDGMENT

REQUEST FOR PROMPT HEARING

I hereby certify that I did not voluntarily, intelligently and knowingly give up my right to notice and hearing prior to the entry of judgment. I petition the court to strike the judgment on this ground and request a prompt hearing on this issue.

I verify that the statements made in this Request for Hearing are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904 relating to unsworn falsification to authorities.

Notice of the hearing should be given to me at

Street Address

City, State

Telephone Number

Dated: _____

Defendant(s)

f:\shared\legal\abc\j.c._auto\plead\writ.pkg\strkjmt.doc

AMERICAN BUSINESS CREDIT, INC.
By: Benjamin Reich, Esquire - Attorney No. 54439
111 Presidential Boulevard - Suite 215
Bala Cynwyd, PA 19004
(610) 668-2440
(610) 668-4164 (Telecopy)

Attorney for Plaintiff

AMERICAN BUSINESS CREDIT, INC.
Bala Pointe Office Centre
111 Presidential Blvd.,
Suite 215
Bala Cynwyd, PA 19004,

COLUMBIA COUNTY
COURT OF COMMON PLEAS
TRIAL DIVISION

Plaintiff,

v.

No. 98-CV-783

J.C.'s AUTO SALES, a Pennsylvania
General Partnership
RR 3 Box 456C Route 487
Catawissa, PA 17820,

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JAMES C. YOST, individually
R#1 Box 33A
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CLAYTON DERK, individually
RR 2 Box 265
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Defendants,

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12 West Valley Avenue
Elysburg, PA 17824,

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Dated: _____

Defendant(s)

AMERICAN BUSINESS CREDIT, INC.

BARAPOINTE OFFICE CENTRE

141 PRESIDENTIAL BLVD., SUITE 215

BALA CYNWYD, PA 19004

CORESTATES BA.
PHILADELPHIA, PA 19101

3-1/310

013904

REFERENCE: P0000037952

CHECK DATE: 06/23/98

\$ *****75.00

SEVENTY-FIVE AND 00/100*****

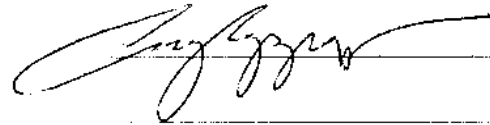
Dollars

PAY TO THE ORDER OF

MEMO: 1770/JC AUTO

AMERICAN BUSINESS CREDIT, INC.
NOT VALID AFTER 6 MONTHS

SHERIFF OF NORTHUMBERLAND CTY



AUTHORIZED SIGNATURE

⑈013904⑈ ⑆031000011⑆ 1950⑈7084⑈

SUNBURY, PA 17801

**Re: American Business Credit, Inc. vs.
vs. J.C.'s Auto Sales, James C. Yost and Clayton Derk
CCP, Columbia County
Case No. 98-CV-783**

Dear Sir/Madam:

Enclosed please find a Writ of Execution package along with Interrogatories in Attachment which we have asked the Sheriff of Columbia County to forward to your attention. Please serve the Writ package on the Garnishee, Corestates Bank, located at 12 West Valley Avenue, Elysburg, PA 17824.

Our company check in the amount of \$75.00 payable to the Sheriff of Northumberland County is enclosed to cover the cost of serving the Writ. Please return a copy of the Sheriff's Return of Service form to our office in the enclosed self-addressed stamped envelope.

2950"7084."

WRIT OF EXECUTION – (MONEY JUDGEMENTS) Rules P.R.C.P. 3101 to 3149

American Business Credit, Inc.,
Plaintiff,

vs

J.C.'s Auto Sales, et al.,
Defendants,

Corestates Bank, and
Northern Central Bank,
Garnishees.

No. 98-CV-783..... June.... Term 19.98..E.D.

No. Term 19.....J.D.

No. 98ED58..... Term 19.....

WRIT OF EXECUTION
(MONEY JUDGEMENTS)

COMMONWEALTH OF PENNSYLVANIA, COUNTY OF ...COLUMBIA.....

TO THE SHERIFF OF ...COLUMBIA..... COUNTY, PENNA.

To satisfy the judgement, interest and costs against Clayton Derk, RR2, Box 265 Elysburg, PA...

17824

Defendant (s);

(1) You are directed to levy upon the property of the defendant (s) and to sell his, her (or their) interest therein; (Inquisition and Exemption Laws waived and Condemnation agreed to)

(2) You are also directed to attach the property of the defendant not levied upon in the possession of Corestates Bank, 12 West Valley Avenue, Elysburg, PA 17824 and Northern Central Bank, 225 Columbia Mall Drive, Bloomsburg, PA 17815..... as Garnishee (s)
(Specifically describe property)

and to notify the Garnishee (s) that

(a) an attachment has been issued;

(b) the garnishee (s) is enjoined from paying any debt to or for the account of the defendant (s) and from delivering any property of the defendant (s) or otherwise disposing thereof.

(3) If the property of the defendant not levied upon and subject to attachment is found in the possession of anyone other than the named garnishee (s), you are directed to notify him that he has been added as a garnishee and is enjoined as above stated.

Amount due \$..34,886.52...

Interest from 6/17/98
@ 24% (\$22.94 per diem)
Total

Plus costs as per endorsement hereon.

Prothonotary, Court of Common Pleas of
Columbia County, Penna.

By: Elizabeth A. ...
Deputy

Dated 6/25/1998
(SEAL)

PRAECIPE FOR WRIT OF EXECUTION — (MONEY JUDGMENTS)
P.R.C.P. 3101 to 3149

American Business Credit, Inc.,
Plaintiff,

vs

J.C.'s Auto Sales, et al.,
Defendants,
Corestates Bank, and
Northern Central Bank,
Garnishees.

IN THE COURT OF COMMON PLEAS OF
COLUMBIA COUNTY, PENNSYLVANIA

No. 98-CV-783 June .. Term 19.98... E.D.

No. Term 19..... J.D.

No. 98ED58 Term 19.....

PRAECIPE FOR WRIT OF EXECUTION
(MONEY JUDGMENT)

CONFESSED JUDGMENT

To the Prothonotary: ISSUE WRIT OF EXECUTION IN THE ABOVE MATTER.

(1) Directed to the Sheriff of ... Columbia County, Penna.;

(2) against ... Clayton Derk, RR2, Box 265, Elysburg, PA 17824

Defendant(s);

Corestates Bank, 12 West Valley Avenue, Elysburg, PA 17824

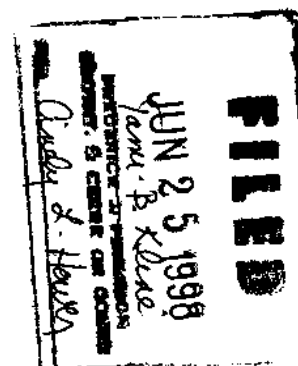
(3) and against .. Northern Central Bank, 225 Columbia Mall Drive, Garnishee(s);
Bloomsburg, PA 17815

(4) and index this writ

(a) against Defendant(s) and

(b) against Garnishee(s),

as a lis pendens against the real property of the defendant(s) in the name of the Garnishee(s) as follows:
(Specifically describe property)



(5) Amount due \$ 34,886.52 ...

Interest from 6/17/98 @ 24%
(\$22.94 per diem)
Att'y. Comm.

Total Plus costs.

Dated ... 6/24/98

Ben Reich
Attorney for Plaintiff(s)
Benjamin Reich, Esquire

NOTE

Under paragraph (1) when the writ is directed to the sheriff of another county as authorized by Rule 3103(b), the county should be indicated.

Under Rule 3103(c) a writ issued on a transferred judgment may be directed only to the sheriff of the county in which issued.

Paragraph (3) above should be completed only if a named garnishee is to be included in the writ.

Paragraph (4) (a) should be completed only if indexing of the execution in the county of issuance, is desired as authorized by Rule 3104(a). When the writ issues to another county indexing is required as of course in that county by the prothonotary. See Rule 3104(b).

Paragraph (4) (b) should be completed only if real property in the name of a garnishee is attached and indexing as a lis pendens is desired. See Rule 3104(c).

PRAECIPE FOR WRIT OF EXECUTION — (MONEY JUDGMENTS)
P.R.C.P. 3101 to 3149

American Business Credit, Inc.,
Plaintiff,

vs

J.C.'s Auto Sales, et al.,
Defendants,
Corestates Bank, and
Northern Central Bank,
Garnishees.

IN THE COURT OF COMMON PLEAS OF
COLUMBIA COUNTY, PENNSYLVANIA

No. 98-CV-783 June Term 1998 E.D.

No. Term 19 J.D.

No. 98ED-58 Term 19

PRAECIPE FOR WRIT OF EXECUTION
(MONEY JUDGMENT)

CONFESSED JUDGMENT

To the Prothonotary: ISSUE WRIT OF EXECUTION IN THE ABOVE MATTER.

(1) Directed to the Sheriff of Columbia County, Penna.:

(2) against Clayton Derk, RR2, Box 265, Elysburg, PA 17824

Corestates Bank, 12 West Valley Avenue, Elysburg, PA 17824 Defendant(s);

(3) and against Northern Central Bank, 225 Columbia Mall Drive, Bloomsburg, PA 17815 Garnishee(s);

(4) and index this writ

(a) against Defendant(s) and

(b) against Garnishee(s),

as a lis pendens against the real property of the defendant(s) in the name of the Garnishee(s) as follows:
(Specifically describe property)

(5) Amount due \$34,886.52...

Interest from 6/17/98 @ 24%
(\$22.94 per diem)
Att'y. Comm.

Total Plus costs.

Dated 6/24/98

Ben Reich
Attorney for Plaintiff(s)
Benjamin Reich, Esquire

NOTE

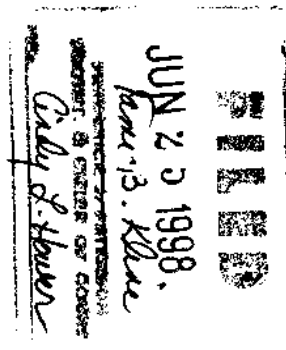
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PRAECIPE FOR WRIT OF EXECUTION — (MONEY JUDGMENTS)
P.R.C.P. 3101 to 3149

American Business Credit, Inc.,
Plaintiff,

vs

J.C.'s Auto Sales, et al.,
Defendants,
Corestates Bank, and
Northern Central Bank,
Garnishees.

IN THE COURT OF COMMON PLEAS OF
COLUMBIA COUNTY, PENNSYLVANIA

No. 98-CV-783 June Term 1998 E.D.

No. Term 19 J.D.

No. 98 E.D. 58 Term 19

PRAECIPE FOR WRIT OF EXECUTION
(MONEY JUDGMENT)

CONFESSED JUDGMENT

To the Prothonotary: ISSUE WRIT OF EXECUTION IN THE ABOVE MATTER.

(1) Directed to the Sheriff of Columbia County, Penna.;

(2) against Clayton Derk, RR2, Box 265, Elysburg, PA 17824

Corestates Bank, 12 West Valley Avenue, Elysburg, PA 17824 Defendant(s);
(3) and against Northern Central Bank, 225 Columbia Mall Drive, Bloomsburg, PA 17815 Garnishee(s);

(4) and index this writ

(a) against Defendant(s) and

(b) against Garnishee(s),

as a lis pendens against the real property of the defendant(s) in the name of the Garnishee(s) as follows:
(Specifically describe property)

(5) Amount due \$ 34,886.52

Interest from 6/17/98 @ 24%
(\$22.94 per diem)
Att'y. Comm.

Total Plus costs.

Dated 6/24/98

Ben Reich
Attorney for Plaintiff(s)
Benjamin Reich, Esquire

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Under Rule 3103(c) a writ issued on a transferred judgment may be directed only to the sheriff of the county in which issued.

Paragraph (3) above should be completed only if a named garnishee is to be included in the writ.

Paragraph (4) (a) should be completed only if indexing of the execution in the county of issuance, is desired as authorized by Rule 3104(a). When the writ issues to another county indexing is required as of course in that county by the prothonotary. See Rule 3104(b).

Paragraph (4) (b) should be completed only if real property in the name of a garnishee is attached and indexing as a lis pendens is desired. See Rule 3104(c).

