

STATE OF MICHIGAN
IN THE 48th JUDICIAL District COURT

Midland Funding LLC,
assignee of, CREDIT ONE BANK, N.A.
Plaintiff,

vs.

2017

GC

Ind.,

Defendant(s).

STILLMAN LAW OFFICE
By: MICHAEL R. STILLMAN (P42765)
Attorneys for Plaintiff
30057 Orchard Lake Road Suite 200
Farmington Hills, MI 48334
(248) 851-6000

COMPLAINT

NOW COMES Plaintiff, Midland Funding LLC, by and through its attorneys, STILLMAN LAW OFFICE, and for its Complaint against the Defendant, states as follows:

1. That the Defendant herein is indebted to the plaintiff upon open account or pursuant to contract, and defendant accepted same.
2. Midland Funding LLC assignee of, CREDIT ONE BANK, N.A. has completed performance and defendant agreed to pay the account, copy attached.
3. There is presently due and owing, over and above all legal counter claims, the sum of \$877.04.
4. Plaintiff requests judgment for \$877.04, plus costs.

I declare the statements above are true to the best of my information, knowledge and belief.

Respectfully submitted,

STILLMAN LAW OFFICE



- | | |
|---|---|
| <input type="checkbox"/> Michael R. Stillman (P42765) | <input type="checkbox"/> Mimi D. Kalish (P52383) |
| <input type="checkbox"/> Monica Hunt (P68838) | <input type="checkbox"/> Ronald M. Anstandig (P30277) |
| <input checked="" type="checkbox"/> Michael P. Arnhold (P78178) | <input type="checkbox"/> Dawn Blaine (P62601) |
| <input type="checkbox"/> Karin Hicks (P67015) | |

Dated: October 27, 2017

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STATE OF MICHIGAN

MIDLAND FUNDING LLC,

Plaintiff

-vs-

AFFIDAVIT OF TYA CLEMETSON

Defendant(s).

Tya Clemetson, whose business address is 16 McI.cland Road Suite 101, St. Cloud, MN 56303, certifies and says:

1. I am employed as a Legal Specialist and have access to pertinent account records for Midland Credit Management, Inc. ("MCM"), servicer of this account on behalf of Plaintiff. I am a competent person over eighteen years of age, and make the statements herein based upon personal knowledge of those account records maintained on Plaintiff's behalf. Plaintiff is the current owner of, and/or successor to, the obligation sued upon, and was assigned all the rights, title and interest to Defendant's CREDIT ONE BANK, N.A. account XXXXXXXXXXXXXXXX (hereinafter "the account"). I have access to and have reviewed the electronic records pertaining to the account maintained by MCM and am authorized to make this affidavit on Plaintiff's behalf. The electronic records reviewed consist of data acquired from the seller when Plaintiff purchased the account, together with records generated by MCM in connection with servicing the account since the date the account was purchased by Plaintiff.
2. I am familiar with and trained on the manner and method by which MCM creates and maintains its business records pertaining to this account. The records are kept in the regular course of business. It was in the regular course of business for a person with knowledge of the act or event recorded to make the record or data compilation, or for a person with knowledge to transmit information thereof to be included in such record. In the regular course of business, the record or compilation is made at or near the time of the act or event.
3. MCM's records show that Defendant(s) owed a balance of \$877.04 as of 2017-10-12.

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AFFIDAVIT OF TYA CLEMETSON - 1



4. On or about 2016-11-25, the account was sold from CREDIT ONE BANK, N.A. to MHC Receivables, LLC. The account was then sold to the following debt buyers in order of occurrence on or about:

1. 2016-12-13, Sherman Originator III LLC
2. 2016-12-21, MIDLAND FUNDING LLC

I certify under penalty of perjury that the foregoing statements are true and correct.

OCT 19 2017

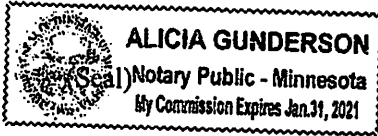
Date

Tya Clemetson

STATE OF MINNESOTA

COUNTY OF STEARNS

Signed and sworn to (or affirmed) before me on OCT 19 2017 by Tya Clemetson.



Notary Public

MI133
Stillman Law Office

AFFIDAVIT OF TYA CLEMETSON - 2



Portfolio # : 2903

MCM Account # : [REDACTED] 9703

Document Types : billofsale, chainoftitle, chrgoff, ordhidragmt, sellerdata, stmt