

RECEIVED

SEP 11 2007

Ada County Clerk

NO. \_\_\_\_\_ FILED \_\_\_\_\_  
A.M. \_\_\_\_\_ P.M. 5

SEP 11 2007

J. DAVID NAVARRO, Clerk  
By L. AMES  
DEPUTY

Robert W. Talboy  
ELLSWORTH, KALLAS, TALBOY & DEFRANCO, P.L.L.C.  
1031 E. PARK BLVD.  
BOISE, IDAHO 83712  
Telephone: (208) 336-1843  
Idaho State Bar No. 3603  
Facsimile: (208) 345-8945

4937101 415

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA  
MAGISTRATE DIVISION

BONNEVILLE BILLING & COLLECTIONS, INC.  
An Idaho Corporation

Plaintiff

**CV 00 0716592**

vs.

COMPLAINT

Case No.

MARTIN PALASCH

CAROLYN PALASCH

Defendant(s)

Fee Category: A.1.1 \$88.00

COMES NOW the above-named Plaintiff and for cause of action against  
the above-named Defendant(s) MARTIN PALASCH

CAROLYN PALASCH

avers, alleges and states as follows:

I

That Plaintiff is a corporation doing business in the State of Idaho.

II

That Defendant(s) MARTIN PALASCH CAROLYN PALASCH

received certain goods or services from ROMAN SCHWARTSMAN MD and  
there is now a balance due and owing for such goods or services in the  
amount of \$2478.79. ROMAN SCHWARTSMAN MD has assigned this amount  
to Plaintiff for collection.

COMPLAINT

III

That by agreement, the Defendant(s) MARTIN PALASCH CAROLYN PALASCH authorized an interest charge of 12% per annum on the unpaid balance and there is interest due from 12-18-06.

IV

That due demand pursuant to Idaho Code 12-120 has been made upon Defendant(s) MARTIN PALASCH CAROLYN PALASCH more than 10 days prior to the filing of this action.

V

That Defendant(s) MARTIN PALASCH CAROLYN PALASCH refused or neglected to pay to Plaintiff the above-mentioned sum despite demands made by Plaintiff.

VI

That as a result of Defendant(s) MARTIN PALASCH CAROLYN PALASCH failure or refusal to pay said sum, Plaintiff has been required to retain an attorney for the collection of this outstanding amount and has and will incur attorney's fees and costs of suit, which Plaintiff is entitled to recover of and from said Defendant(s) MARTIN PALASCH CAROLYN PALASCH pursuant to Idaho Code 12-120 and 12-121.

Plaintiff is informed and therefore alleges that the sum of \$600.00 is a reasonable sum to be awarded to Plaintiff for attorney's fees herein, in the event the matter is uncontested and a greater sum if contested.

WHEREFORE, Plaintiff prays for judgment as and against Defendant (s) as follows:

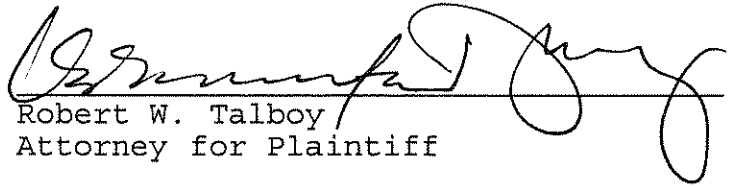
1. For the principal sum of \$2478.79 together with interest thereon in the amount of \$207.81.
2. For reasonable attorney's fees, pursuant to Idaho Code 12-120 and 12-121, in the sum of \$600.00 if uncontested and a greater sum if contested.

COMPLAINT

3. For costs of suit incurred herein.
4. For such other and further relief as the court deems just and equitable in the premises.

DATED this 4th day of September, 2007.

ELLSWORTH, KALLAS, TALBOY, & DEFRANCO P.L.L.C.

  
Robert W. Talboy  
Attorney for Plaintiff

ROBERT W. TALBOY  
ELLSWORTH, KALLAS, TALBOY & DEFRANCO, P.L.L.C  
1031 E. PARK BLVD.  
BOISE ID 83712  
TELEPHONE: 208-336-1843  
IDAHO STATE BAR NO. 3603  
Facsimile: (208) 345-8945  
E mail: rwt@greyhawklaw.com

4937101 415

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA  
MAGISTRATE DIVISION

BONNEVILLE BILLING & COLLECTIONS, INC.  
An Idaho Corporation

Plaintiff

vs.

Case No CVOC0716592

MARTIN PALASCH  
CAROLYN PALASCH

Defendant(s)

DEFAULT JUDGMENT

The Defendant(s) MARTIN PALASCH  
CAROLYN PALASCH

having been regularly served with process and having failed to appear and plead to Plaintiff's Complaint on file herein, and the time allowed by law for so pleading having expired and the default of said Defendant(s) having been duly entered, and it appearing that said Defendant(s) is/are not an infant or incompetent person(s) and an Affidavit of non-military service having been filed herein, and it appearing by the Affidavit of Robert W. Talboy, attorney for Plaintiff, that Plaintiff is entitled to a Judgment herein;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Plaintiff has and recovers from the Defendant(s) the sum of \$3390.60, said

DEFAULT JUDGMENT

amount being itemized as follows, to wit:

Principal	\$ 2478.79
Interest	\$ 207.81
Service charges	\$ 0.00
Attorney's fee	\$ 600.00
Court costs	\$ 104.00
Amount paid	\$ 0.00
TOTAL	\$ 3390.60

upon which sum interest shall accrue at the rate provided by law, and upon which judgment execution may issue.

DATED this \_\_\_\_ day of NOV 01 2007, \_\_\_\_.

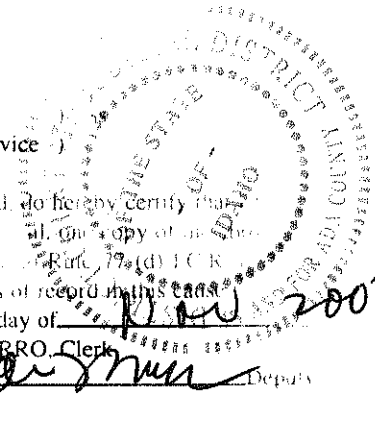
Patricia G. Young  
Judge

State of Idaho  
County of Ada  
Certificate of Service

I, the undersigned, do hereby certify that  
by U.S. Mail, all copies of this  
as noticed by Rule 17(d) F.R.C.P.  
attorneys of record in this cause.

Dated this 5 day of Nov 2007

J. DAVID NAVARRO, Clerk  
By: [Signature] Deputy



MAY 23 2003

J. DAVID NAVARRO, Clerk  
By *[Signature]*  
DEPUTY

MICHAEL B. HOWELL  
HOWELL & VAIL, LLP  
380 South Fourth Street, Suite 104  
Boise, Idaho 83702  
Telephone: (208) 336-~~5539~~  
ISB# 1799

RECEIVED

MAY 23 2003

Attorney for Plaintiff

Ada County Clerk

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

RISK MANAGEMENT ALTERNATIVES, )  
INC., )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
MARTIN PALASCH and CAROLYN )  
PALASCH, husband and wife, )  
 )  
Defendant(s). )

Case No  
**CV OC 0303984M**  
COMPLAINT  
Non-Classified Civil  
Fee Category: A-1  
Fee: \$77.00

Plaintiff, for its cause of action alleges:

I

Plaintiff is a Georgia corporation duly licensed to transact business under the laws of the State of Idaho and is a duly licensed collection agency thereunder.

II

The accounts hereinafter mentioned have been duly and regularly assigned to Plaintiff prior to the commencement of this action and unless otherwise indicated in said Count are either open accounts or accounts stated.

III

Plaintiff and Plaintiff's assignor have made repeated written and oral demands for payment of the amounts set forth herein more than 10 days prior to the institution of this action and Defendant has refused and continues to refuse to pay the same, and that prior to the institution of this action an amount at least equal to 95% of the amount claimed herein has not been tendered to Plaintiff.

JM

IV

Plaintiff has retained the services of the undersigned attorney to commence and prosecute this action and is entitled to recover a reasonable attorney's fee from Defendant as provided by I.C. § 12-120 in the amount of \$625.00 or such greater amount as the Court deems appropriate under the circumstances of this case.

V

Defendant(s) owe Plaintiff the sum of \$1,783.75, including credit for all payments received prior to the date hereof, together with interest at the maximum legal rate as provided by law or agreement for goods sold and delivered and/or services rendered to Defendant(s) by Plaintiff's assignor, THE WOMAN'S CLINIC, on 10-15-02, and accepted by Defendant(s) for which Defendant(s) expressly or impliedly promised to pay.

WHEREFORE, Plaintiff prays judgment against Defendant or Defendants, and each of them, as the case may be, on all counts, as follows:

1. For the sum of \$1,783.75, **PLUS INTEREST** at the maximum legal rate;
2. For reasonable attorney's fees in the minimum amount of \$625.00;
3. For Plaintiff's costs incurred herein;
4. For such other and further relief and Orders as the Court deems appropriate;

DATED: May 10, 2003.

HOWELL & VAIL, LLP

  
BY MICHAEL B. HOWELL  
Attorney for Plaintiff

NO. \_\_\_\_\_ FILED \_\_\_\_\_ PM. 4:30  
 JUN 27 2003  
 J. DAVID NAVARRO, CLERK  
 BY: [Signature] DEPUTY

MICHAEL B. HOWELL  
 HOWELL & VAIL, LLP  
 380 South Fourth Street, Suite 104  
 Boise, Idaho 83702  
 Telephone: (208) 336-3331  
 ISB# 1799  
 Attorney for Plaintiff

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
 STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

RISK MANAGEMENT ALTERNATIVES, )	
INC., )	Case No. CV-OC-03-03984M
)	
Plaintiff, )	ORDER FOR DEFAULT
)	and
vs. )	JUDGMENT
)	
MARTIN PALASCH and CAROLYN )	
PALASCH, husband and wife, )	
Defendant(s). )	

It appearing from affidavits filed and from records and files herein that the Defendant(s) are not incompetent, and are not in the military service of the United States of America as defined by that Act of Congress known as the Soldiers' and Sailors' Civil Relief Act of 1940, nor as defined in any other act of Congress or of the State Legislature duly adopted and approved;

The Defendant(s), having been served with process and failed to answer, their **default is hereby ordered.**

IT IS FURTHER ORDERED AND ADJUDGED that the Plaintiff have and receive from the Defendants as follows:

- |                        |    |                |
|------------------------|----|----------------|
| 1. Principal Sum of    | \$ | 1,783.75; plus |
| 2. Interest to 6-19-03 | \$ | 107.81;        |
| 3. Costs of suit of    | \$ | <u>106.71;</u> |
| SUBTOTAL               | \$ | 1,998.27; plus |
| 4. Attorney's fees of  | \$ | <u>500.00;</u> |

State of Idaho )  
 County of Ada ) ss  
 Certificate of Service )

Making a total Judgment of \$ 2,498.27; together with interest at the judgment rate from the date hereof until paid.

I, the undersigned, do hereby certify that I have mailed by United States Mail, one copy of the above docket as notice pursuant to Rule 77 (d) I.C.R. to each of the attorneys / parties of record in this cause.  
 DATED this 27 day of June, 2003.

Dated this 27 day of June, 2003.  
 J. DAVID NAVARRO, Clerk  
 By: [Signature] Deputy Clerk

[Signature] 6-27-03  
 JUDGE

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PLEASE TYPE OR USE BLACK INK

SMALL CLAIMS CASE NO. CV SC 0000384M  
Filing Fee: \$35.00  
Service: \$20.00  
Total: \$ 55.00

FILED 1/25/2000 RT. 1240  
J. DAVID NAVARRO  
CLERK OF THE DISTRICT COURT  
By [Signature], Deputy Clerk

**NOTICE OF CLAIM and NOTICE OF HEARING**  
IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT  
STATE OF IDAHO ADA COUNTY - MAGISTRATE DIVISION

I, the undersigned, do hereby certify as true and correct the following:

Plaintiff's Name	Address	City	State	Zip	Phone
<u>Rickard B. Callaway</u>	<u>2000 115 W. State</u>	<u>Boise</u>	<u>ID</u>	<u>83722</u>	<u>344-9054</u>
Defendant's Name	Address	City	State	Zip	Phone
<u>Caryn Palasch</u>	<u>1507 N. 11th St.</u>	<u>Boise</u>	<u>ID</u>	<u>83722</u>	<u>336-0856</u>
Defendant's Name	Address	City	State	Zip	Phone
<u>Martin Palasch</u>	<u>Same</u>			<u>Same</u>	

**IF YOU ARE SEEKING A MONEY JUDGMENT, FILL OUT THIS PORTION**

1. After all just credits, the above defendant(s) owes me \$ 495.61 for:

Dental Treatment

and this money became due on 12/13/98

**IF YOU ARE SEEKING THE RETURN OF PROPERTY, FILL OUT THIS PORTION**

2. A. I am the owner or entitled to possess the following property (Describe the property with particularity) which is being held by the defendant: (Attach a copy of Bill of Sale, Title or other written proof of ownership).

B. Where is the property? Give a specific address.

C. Why is the defendant wrongfully holding the property?

D. What is the value of the property? \_\_\_\_\_

E. Has the property been taken for tax, assessment, or fine, pursuant to statute or ordinance, or seized under execution against? \_\_\_\_\_ Yes \_\_\_\_\_ No

[Signature]  
Plaintiff or Corporate Agent (Signature Must be Notarized)

**NOTICE OF HEARING**

THE STATE OF IDAHO, TO THE ABOVE-NAMED DEFENDANT:

You are hereby directed to appear for trial in the Eagle Building at 223 No. 6th St., 3rd Floor, Boise, Idaho, on April 13, 2000 at 1:30 o'clock P.m., and to have with you all books, papers, and witnesses needed by you to establish your defense to the plaintiff's claim. You are further notified that if you do not appear, judgment may be entered against you for the amount stated in plaintiff's claim together with costs of filing and service.

J. David Navarro, Clerk  
[Signature]  
By Deputy Clerk, Magistrate Division

**DISMISSAL BY PLAINTIFF**

The Plaintiff hereby acknowledges full satisfaction of the within claim against the above-named defendant and requests the Court to dismiss this claim.

Plaintiff \_\_\_\_\_ Date \_\_\_\_\_

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA  
SMALL CLAIMS DIVISION

Richard B. Holloway, DMD  
Plaintiff

FILED 4-13-2000 11:30  
J. DAVID NAVARRO  
CLERK OF THE DISTRICT COURT  
By [Signature] Deputy Clerk

vs.

Carolyn E.  
Martin Galasch  
Defendant

JUDGMENT

Docket No. CV-SC-0000384M

THIS IS TO CERTIFY, that the following disposition was entered before the undersigned on this:

X Judgment entered in favor of the Plaintiff in the Amount of:  
\$ 495.61 , Principal sum and \$ 55 costs

DEFAULT

DISPUTED

ADMITTED

\_\_\_\_\_ Judgment entered in favor of the Defendant.

\_\_\_\_\_ Plaintiff's claim dismissed without prejudice.

\_\_\_\_\_ Plaintiff's claim dismissed with prejudice.

Dated this 4-13-00 day of \_\_\_\_\_, 20\_\_\_\_\_.

Patricia Yang  
Magistrate Judge

DISMISSAL BY PLAINTIFF

The Plaintiff hereby acknowledges full satisfaction of the within claim of judgment entered thereon against the above named defendant and requests the Court to dismiss his (its) claim.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Plaintiff

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA  
SMALL CLAIMS DIVISION

Richard B. Callaway  
Plaintiff,

vs.

Candyn & Martin Patrick  
Defendant.

WRIT OF EXECUTION

No. CV-50-000038171

TO: THE SHERIFF OF ADA COUNTY, STATE OF IDAHO, GREETINGS:

WHEREAS, On the 13 day of April, 192000, the Plaintiff above named recovered a Judgment in the above entitled court against the Defendant above named for the

TOTAL SUM OF	\$ <u>495.61</u> 550.61
Amount Paid by Defendant or by Execution:	\$ _____
Balance:	\$ <u>495.61</u> 550.61
Plus Accruing Costs:	\$ <u>55.00</u> 2.00
Amount now due and owing:	\$ <u>550.61</u> 552.61

NOW, YOU, THE SAID SHERIFF are hereby requested to satisfy said Judgment, with interest at the legal rate, plus accruing costs, and Sheriff's fees out of the personal property of said Defendant, or if sufficient personal property of said Defendant cannot be found, then out of the real property belonging to the said Defendant, and make return of this Writ within Sixty (60) days after receipt hereof with what you have done endorsed thereon.

WITNESS, the Honorable PATRICIA G. YOUNG, Magistrate of the said Fourth Judicial District of the State of Idaho, in and for the County of Ada, this 3 day of May 2000.

ATTEST my hand and the seal of the said Court, the day and year last above written.

J. DAVID NAVARRO, CLERK

By [Signature]  
Deputy Clerk

47

07/10/2000

NO. \_\_\_\_\_ FILED \_\_\_\_\_  
AM. \_\_\_\_\_ P.M. \_\_\_\_\_

RICHARD B GALLOWAY DMD  
-VS-  
CAROLYN PALASCH/MARTIN PALASCH

JUL 12 2000  
J. DAVID NAVARRO, Clerk  
BY \_\_\_\_\_ DEPUTY

ADA - 4TH JUDICIAL DIST

CVSC0000384M

SHERIFF'S RETURN ON WRIT OF EXECUTION - SHERIFF'S # 0004457

RECEIVED BY SHERIFF ON 05/04/2000

I CERTIFY THAT I ATTEMPTED TO MAKE TIMELY SERVICE ON THE  
DEFENDANT(S) NAMED IN WRIT, BUT AFTER DUE SEARCH AND DILIGENT  
INQUIRY, I WAS UNABLE TO LOCATE THE DEFENDANT(S) OR ANY ASSETS  
BELONGING TO THE DEFENDANT(S) IN ADA COUNTY, IDAHO.

DOES NOT LIVE ON NORTH 11TH-PHONED 336-0956-NO ANSWER\*\*

I RETURN THE WRIT OF EXECUTION, NOT SERVED AND UNSATISFIED, AND  
ASSESS MY FEES AT \$ 10.00

VAUGHN KILLEEN, SHERIFF  
ADA COUNTY, IDAHO

BY \_\_\_\_\_  
DEPUTY

RICHARD B. GALLOWAY, DMD  
115 W.STATE ST.  
BOISE, ID 83702

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