

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division**

**ASHLEY TURNER,
on behalf of herself and others
similarly situated,**

Plaintiff,

v.

Civil Action No. 3:21cv30

**FABER & BRAND, LLC,
JARED L. BUCHANAN,
JEREMY FORREST,
PETERSBURG HOSPITAL COMPANY, LLC,
d/b/a SOUTHSIDE REGIONAL MEDICAL
CENTER,
and
PROFESSIONAL ACCOUNT SERVICES, INC.,**

Defendants.

AMENDED CLASS ACTION COMPLAINT AND DEMAND FOR JURY TRIAL

COME NOW, the Plaintiff, Ashley Turner (“Ms. Turner”) on behalf of herself and all others similarly situated, by counsel, and as for her Amended Complaint against Defendants she alleges as follows:

INTRODUCTION AND PRELIMINARY STATEMENT

1. Plaintiff Ashley Turner, on behalf of herself and all others similarly situated, brings this action for damages and declaratory relief against Defendants Faber & Brand LLC, Jared L. Buchanan, Jeremy Forrest (collectively “Faber & Brand”), along with Professional Account Services, Inc. (“PASI”), asserting that these Defendants violated the Fair Debt Collection Practices Act, 15 U.S.C. §§ 1692 *et seq.* (“FDCPA”). With the COVID-19 pandemic surging, these Defendants, through Faber & Brand, a Missouri collection mill law firm, for the purpose of collecting money, knowingly mailed, sent, or otherwise used or caused to be used writings

simulating or intended to simulate legal process, in the form of a Virginia Supreme Court form DC-412, DC-414, DC-428 Warrant in Debt, and thereby commanded Virginia consumers to appear in Virginia General District Courts on claims of alleged unpaid medical debt. For some, even when Defendants knew or should have known that these people had been sent Warrants in Debt for actions that were not going forward, Defendants took no steps to inform them the Warrants in Debt were of no effect.

2. This action is also brought against Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center (“SRMC”), for the hospital’s negligence in handling its medical services account billing, and its selection and retention of PASI to perform medical billing and collection services for it, and for its violations of the Virginia Consumer Protection Act, Va. Code § 59.1-196 *et seq.* (“VCPA”).

3. Finally, this action is brought against all Defendants for their fraud.

JURISDICTION AND VENUE

4. This Court has jurisdiction pursuant to 28 U.S.C. § 1331, and the FDCPA, 15 U.S.C. § 1692k(d), and has supplemental jurisdiction of the state law claims regarding the same transaction and events under § 28 U.S.C 1367(a).

5. Venue is proper in this Court under 28 U.S.C. § 1391(b)(2) as Defendants’ conduct alleged herein occurred in this Division of this Court. Plaintiff Ashley Turner is a resident of this Division.

PARTIES

6. Plaintiff Ashley Turner (“Ms. Turner”) is a natural person who resides in Virginia and in this District and Division. Ms. Turner is a consumer within the meaning of the FDCPA, as defined at 15 U.S.C. § 1692a(3).

7. Defendant Faber & Brand LLC is a collections law firm based in Columbia, Missouri. According to its website:

Faber and Brand LLC has been providing legal solutions to the collection industry since 1998. We have worked hard to develop excellent working relationships in each of the Jurisdictions where we practice.

<https://faberbrand.com/>. Last visited April 15, 2021.

The jurisdictions in which Faber & Brand practices as shown on its website include Virginia and eight other jurisdictions. <https://www.faberbrand.com/service-area-map> (April 15, 2021). Specifically with respect to the collection services that it provides in Virginia, Faber & Brand states the following on its website:

We represent many different types of creditors including Hospitals, credit card companies, Insurance companies, banks, and collection agencies.

<https://faberbrand.com/contact>. Last visited April 15, 2021.

8. Defendant Jared L. Buchanan (“Mr. Buchanan”) is an associate attorney at the law firm Faber & Brand, LLC. According to the firm’s website:

Jared is Licensed to practice in Missouri, Arizona, and Illinois. He started with Faber and Brand in 2014. Jared graduated from the University of Missouri-Kansas City School of Law.

<https://faberbrand.com/about>. Last visited April 15, 2021.

9. Jeremy Forrest (“Mr. Forrest”) is a licensed Virginia attorney.

10. Defendant Petersburg Hospital Company, LLC is a limited liability corporation, that owned and operated Southside Regional Medical Center, and has as its registered agent B. Page Gravely, Jr., Hancock, Daniel & Johnson, PC, 4701 Cox Road, Suite 400, Glen Allen, Virginia 23060.

11. Defendant Professional Account Services, Inc. (“PASI”) is a foreign corporation, the principal purpose of whose business is the collection of debts, operating a collection agency, with its principal place of business located at 4000 Meridian Blvd., Franklin, TN 37067, and has as its registered agent Justin Pitt, c/o Community Health Systems, 4000 Meridian Blvd., Franklin, TN 37067. According to its website:

PASI, was established in 1987 for the sole purpose of providing accounts receivable collection services.

<http://www.collectivelydifferent.com/index.htm>. Last visited January 19, 2021.

12. Defendants Faber & Brand, Buchanan, Forrest, and PASI regularly collect or attempt to collect debts owed or due or asserted to be owed or due another, and are “debt collectors” within the meaning of the FDCPA, as defined at 15 U.S.C. § 1692a(6).

STATEMENT OF FACTS

13. SRMC retains PASI to collect medical debts for it.

14. PASI retains Faber & Brand to help it collect defaulted medical debts for SRMC.

15. Faber & Brand uses its attorneys like Buchanan and Forrest when it seeks to collect medical debts for SRMC.

16. Faber & Brand, Buchanan, and Forest are agents of SRMC and PASI.

17. As agents for SRMC and PASI, the actions of Faber & Brand, Buchanan, and Forest were taken for the benefit of SRMC and PASI.

18. As agents for SRMC and PASI, the knowledge of Faber & Brand, Buchanan, and Forest is imputed to SRMC and PASI.

19. SRMC and PASI are responsible for the conduct of their agents.

20. Exhibit A is a copy of a purported Warrant in Debt listing Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center ("SRMC") as Plaintiff and Ms. Turner as Defendant.

21. The first page of Exhibit A bears a date of "April 3, 2020."

22. The first page of Exhibit A contains the following typewritten signature, specified as that of "PLAINTIFF'S ATTORNEY": "/s/ Jared L. Buchanan."

23. The first page of Exhibit A sets forth as "ATTORNEY FOR PLAINTIFF(S)": "Jared Lee Buchanan VA#95100, Jeremy Forrest VA#89170 Faber and Brand, LLC PO Box 10110 Columbia, MO 65205."

24. The second page of Exhibit A contains among other things the following:

I certify that I mailed a copy of this document to the defendants named therein at the address shown therein on	
<u>4/6/20</u>	<u>/s/ Jared L. Buchanan</u>
DATE	<input type="checkbox"/> Plaintiff
	<input checked="" type="checkbox"/> Plaintiff's Atty.
	<input type="checkbox"/> Plaintiff's Agent

25. Faber & Brand is a collection mill law firm based in Missouri.

26. The third page of Exhibit A, entitled AFFIDAVIT, purports to have been executed on May 29, 2019, by an "Authorized agent/custodian of Patient Accounts" whose signature, shown below, is illegible and whose name is not otherwise set forth in the Affidavit, in the presence of Judy Dobrotka, a Notary Public located in Northampton County, Pennsylvania.

BY: 
Authorized agent/custodian of Patient Accounts

27. The first page of Exhibit A contains the following:

WARRANT IN DEBT (CIVIL CLAIM FOR MONEY)

Commonwealth of Virginia VA. CODE § 16.1-79

DINWIDDIE

General District Court

CITY OR COUNTY

P.O. BOX 280, DINWIDDIE COURTHOUSE, DINWIDDIE, VA 23841-0280

STREET ADDRESS OF COURT

TO ANY AUTHORIZED OFFICER: You are hereby commanded to summons the Defendant(s).

TO THE DEFENDANT(S): You are summoned to appear before this Court at the above address on

06/02/2020 01:00PM

to answer the Plaintiff(s)' civil claim (see below)

RETURN DATE AND TIME

28. Upon receipt of Exhibit A, by mail, Ms. Turner sought the assistance of an attorney.
29. The undersigned, Dale W. Pittman, appeared on Ms. Turner's behalf in Dinwiddie General District Court on June 2, 2020 at 1:00 PM.
30. Defendant Jeremy Forrest was in the Dinwiddie General District Court on June 2, 2020 at 1:00 PM for the 1:00 PM docket.
31. The Deputy Clerk of Dinwiddie General District Court called several Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center cases that were actually on the docket that day.
32. Defendant Jeremy Forrest rose and appeared on behalf of Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center for each of the cases that were actually listed and called on the Court's docket on June 2, 2020.
33. The cases showing on the docket for Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center, were the last matters scheduled to be heard on the Dinwiddie General District Court docket on June 2, 2020, and they were called and then administered by the Court.
34. The purported action against Ms. Turner was not listed on the docket.
35. The purported action against Ms. Turner was not called.

36. Despite the Court's docket having been concluded for the day, many people were still sitting in the courtroom.

37. While Defendant Jeremy Forrest was present in the courtroom, Dale W. Pittman approached the bench and addressed the Court.

38. Mr. Pittman advised the Court that he was there on behalf of Ashley Turner.

39. Mr. Pittman advised the Court that Ashley Turner had received a Warrant in Debt summoning her to appear before the Court on June 2, 2020 at 1:00 PM.

40. The Court inquired as to whether any of the people remaining in the courtroom were there for matters involving Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center.

41. Every person remaining in the courtroom, who was not a lawyer and not a member of the Court's personnel, stood up.

42. The Court asked the remaining people why they had come to Court that day.

43. The people remaining in the courtroom told the Court that they were there because they had received, by mail, copies of Warrants in Debt indicating that they had been sued by Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center, and summoning them to appear before the Court on that day.

44. Defendant Jeremy Forrest was present in the courtroom during this inquiry by the judge of the Dinwiddie General District.

45. Outside of the court that day, Jeremy Forrest spoke with Dale W. Pittman about these events.

46. Similar to what took place in the Dinwiddie General District Court on June 2, 2020, on June 15, 2020, the docket of the Colonial Heights General District Court included at least nine cases filed by Petersburg Hospital Company, LLC.

47. Defendant Jeremy Forrest was present in the courtroom.

48. Mr. Forrest was present in the courtroom as counsel for Petersburg Hospital Company, LLC.

49. Mr. Forrest rose and appeared as the attorney on behalf of Petersburg Hospital Company, LLC in each of the Petersburg Hospital Company, LLC cases that were called on that day.

50. Mr. Forrest then left the courtroom.

51. After his departure, a number of people remained who were in Court because they thought they had been sued by Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center.

52. These people were in the courtroom because, just like Plaintiff and the other people in Dinwiddie General District Court on June 2, 2020, they had received, by mail, copies of Warrants in Debt indicating that they had been sued by Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center.

53. The Warrants in Debt, like the one received by Ms. Turner, stated “(Y)ou are summoned to appear before this Court ... on 06/15/2020.”

54. Any ordinary Virginia resident receiving a document like Exhibit A would necessarily think they were summoned to appear before the Court on the date indicated.

55. Defendants knew that in Plaintiff’s case and in numerous other cases, the Dinwiddie General District Court had rejected the Warrants in Debt that Defendants attempted to file.

56. Defendants knew these had been rejected because the Dinwiddie General District Court sent them back with a cover letter in the form attached here as Exhibit B.

57. These rejections also happened in more than one jurisdiction, including for example Colonial Heights.

58. The result of each rejection was that the consumers were not actually sued nor was any hearing scheduled.

59. Consequently, the effect was that the warrant forms were merely simulated legal process representing that there was a legal proceeding when one did not exist.

60. Each time this happened, Defendants knew that a Virginia consumer had been sent a Warrant in Debt summoning them to appear in Court at a date and time certain or suffer a default judgment.

61. Each time this happened, Defendants ensured that they did not prepare any attorney to appear in the rejected action.

62. Each time it happened, Defendants took no step to inform the impacted Virginia consumer that no action had been instituted.

63. Instead, Defendants simply left people to believe that they had been sued and had to appear in Court or suffer a default judgment.

64. Consequently, Plaintiff reasonably believed that she or her lawyer had to appear in Court on the date summoned or have default judgment entered against her.

65. Defendants could have easily notified Plaintiff and all other people like her that any attempted court filing had been rejected and that no court case was pending.

66. Defendants did not notify any of the people to whom Warrants in Debt had been sent that no court case had been filed against them.

67. For their own benefit, Defendants chose not to notify Plaintiff or others that what they had sent was not true.

CLASS ACTION ALLEGATIONS CLASS

68. Pursuant to Rule 23 of the Federal Rules of Civil Procedure, Plaintiff brings this action for herself and on behalf of a class initially defined as follows:

All Virginia residents who received by U.S. Mail a purported Warrant in Debt, Virginia Supreme Court form DC-412, DC-414, DC-428, in the form of Exhibit A, listing as Plaintiff Petersburg Hospital Company, LLC, d/b/a Southside Regional Medical Center, represented by Faber and Brand, that asserted a matter would be heard on a date certain, when no hearing on that matter was set by the General District Court, during the one-year period prior to the filing of the Complaint in this matter.

69. **Numerosity. Fed. R. Civ. P. 23(a)(1)** Upon information and belief, Plaintiff alleges that the class members are so numerous that joinder of all is impractical. The names and addresses of the class members are identifiable through the internal business records maintained by Defendants, and the class members may be notified of the pendency of this action by published and/or mailed notice.

70. **Predominance of Common Questions of Law and Fact. Fed. R. Civ. P. 23(a)(2)** Common questions of law and fact exist as to all members of the putative class, and there are no factual or legal issues that differ between the putative class members. These questions predominate over the questions affecting only individual class members. The principal issues are:

- A. Whether Faber & Brand, LLC, Jared L. Buchanan, Jeremy Forrest, and PASI are each debt collectors.
- B. Whether Defendants' conduct in the form of mailing simulated Warrants in Debt to persons who were not actually sued violated the FDCPA.

C. Whether each of these alleged debt collectors participated in the mailing of simulated Warrants in Debt to persons who were not actually sued violated the FDCPA.

D. Whether SRMC was negligent in hiring the entities it did to collect on its debts.

E. Whether SRMC's conduct violated the VCPA.

F. Whether the failure to inform people that the no hearing would be held was concealment of a material fact and equivalent to a material misrepresentation?

G. Whether material misrepresentations were made such that Defendants committed actual fraud.

H. The amount of punitive damages to be assessed.

71. **Typicality.** Fed. R. Civ. P. 23(a)(3) Plaintiff's claims are typical of the claims of each putative class member. In addition, Plaintiff is entitled to relief under the same causes of action as the other members of the putative class. All are based on the same facts and legal theories.

72. **Adequacy of Representation.** Fed. R. Civ. P. 23(a)(4) Plaintiff is an adequate representative of the putative class, because her interests coincide with, and are not antagonistic to, the interests of the members of the Class she seeks to represent; she has retained counsel competent and experienced in such litigation; and she has and intends to continue to prosecute the action vigorously. Plaintiff and her counsel will fairly and adequately protect the interests of the members of the Class. Neither Plaintiff nor her counsel have any interests which might cause her not to vigorously pursue this action.

73. **Superiority.** Fed. R. Civ. P. 23(b)(3) Questions of law and fact common to the Class members predominate over questions affecting only individual members, and a class action is superior to other available methods for fair and efficient adjudication of the controversy. The damages sought by each member are such that individual prosecution would prove burdensome

and expensive. It would be virtually impossible for members of the Class individually to effectively redress the wrongs done to them. Even if the members of the Class themselves could afford such individual litigation, it would be an unnecessary burden on the Courts. Furthermore, individualized litigation presents a potential for inconsistent or contradictory judgments and increases the delay and expense to all parties and to the court system presented by the legal and factual issues raised by Defendants' conduct. By contrast, the class action device will result in substantial benefits to the litigants and the Court by allowing the Court to resolve numerous individual claims based upon a single set of proof in a case.

74. Injunctive Relief Appropriate for the Class. Fed. R. Civ. P. 23(b)(2). Class certification is appropriate because Defendants have acted on grounds generally applicable to the Class, making appropriate equitable injunctive relief with respect to Plaintiff and the Class members.

COUNT ONE:

**VIOLATIONS OF THE FDCPA AGAINST DEFENDANTS FABER & BRAND,
JARED L. BUCHANAN, JEREMY FORREST, AND PASI, 15 U.S.C. § 1692e**

75. Plaintiff restates each of the allegations in the preceding paragraphs as if set forth at length herein.

76. Defendants used false, deceptive, or misleading representations or means in connection with the collection of the purported debt, in violation of 15 U.S.C. § 1692e, including, among other things, violations of § 1692e(2)(A), by the use of false representations as to the character, amount, or legal status of the purported debt; violations of § 1692e(9), by use or distribution of any written communication which simulates or is falsely represented to be a document authorized or issued by a Virginia General District Court, or which creates a false impression as to its source, authorization or approval; violations of § 1692e(13), by the false

representation or implication that documents are legal process; and more generally of § 1692e(10), by the use of false or misleading representations or deceptive means to collect or attempt to collect the alleged medical services debt.

77. These violations caused concrete harm to Plaintiff and each of the class members.

78. The concrete harm includes that Plaintiff and each of the class members received an official looking court document that commanded them to appear in Court when that was not true, and falsely telling someone they are being sued is necessarily causing concern over something that is not true. Furthermore, Plaintiff and others actually took time from their lives and appeared in Court, or retained a lawyer to appear for them, even though no case had been filed against them. Others, under the false threat of this lawsuit will have called one or more of the Defendants. Each of these are concrete harms.

79. Plaintiff and the putative class members are therefore entitled to actual and statutory damages against Defendants, as well as their reasonable attorney's fees and costs, pursuant to 15 U.S.C. § 1692k.

COUNT TWO:

VIOLATION OF THE VIRGINIA CONSUMER PROTECTION ACT, AGAINST PETERSBURG HOSPITAL COMPANY, LLC, Va. Code § 59.1-196 *et seq.*

80. Plaintiff restates each of the allegations in the preceding paragraphs as if set forth at length herein.

81. The transactions and course of dealing between SRMC and Ms. Turner and the other class members were covered by and subject to the provisions of the Virginia Consumer Protection Act, Va. Code § 59.1-196 *et seq.*

82. The VCPA applies to “. . . fraudulent acts or practices committed by a supplier in connection with a consumer transaction . . .” Va. Code § 59.1-200.

83. Defendant is a “supplier” under the VCPA, defined at § 59.1-198(6) as “a seller . . . or professional who engages in consumer transactions”

84. The transactions in question were “consumer transactions” under the VCPA, defined at § 59.1-198(1) as “the sale . . . of . . . services to be used primarily for personal, family or household purposes . . .”, i.e. healthcare services.

85. The VCPA “shall be applied as remedial legislation to promote the fair and ethical standards of dealings between suppliers and the consuming public.” Va. Code § 59.1-197.

86. In this action, through its chosen agents’ misrepresentations with respect to the actual filing of Warrants in Debt and concealment that these had been rejected, SRMC violated the prohibition contained in Va. Code § 59.1-200(A)(14) against using any deception, fraud, false pretense, false promise, or misrepresentation in connection with a consumer transaction.

87. As a result of the VCPA violations, Plaintiff and others similarly situated suffered concrete harm in the form of actual damages, including but not limited to expenses, lost time, inconvenience, and distress.

88. Defendants’ actions were willful violations of the VCPA. To the extent Defendants’ actions were not willful, they were negligent and not the result of a bona fide error.

89. Plaintiff and the putative class members are entitled to recover actual damages, statutory damages, costs, and attorneys’ fees from the Defendant in an amount to be determined by the Court pursuant to Va. Code § 59.1-204.

COUNT THREE:

NEGLIGENCE – AGAINST PETERSBURG HOSPITAL COMPANY, LLC

90. Plaintiff restates each of the allegations in the preceding paragraphs as if set forth at length herein.

91. SRMC was negligent in:

- A. handling its medical services billing accounts;
- B. selecting and instructing PASI to perform its collections work;
- C. allowing PASI to retain the remaining Defendants to send and mail the simulated Warrants in Debt; and
- D. not requiring PASI and the other Defendants to inform people that no court case had actually been started and no hearing would be held.

92. As a direct and proximate result of SRMC's negligence, Plaintiff and the putative class members have suffered concrete harm and actual damages and injury, including but not limited to, loss of peace of mind, distress and suffering, humiliation, and lost time.

COUNT FOUR:

FRAUD – AGAINST ALL DEFENDANTS

93. Plaintiff restates each of the allegations in the preceding paragraphs as if set forth at length herein.

94. The law of fraud in Virginia states that a “party’s willful nondisclosure of a material fact that he knows is unknown to the other party may evince an intent to practice actual fraud” by concealment. *Norris v. Mitchell*, 255 Va. 235, 240 (1998)(citing *Van Deusen v. Snead*, 247 Va. 324, 328 (1994)).

95. Be sending the Warrants in Debt and then concealing that no such actions were actually filed Defendants falsely represented that Plaintiff and the putative class members had been sued, when in fact no such legal actions had been instituted.

96. By mailing the Warrants in Debt to persons and then not informing them that the no case was actually started, Defendants falsely and materially misrepresented that Plaintiff and the putative class members had been commanded to appear in a Virginia General District Court.

97. Defendants knowingly and intentionally mailed the Warrants in Debt and then did not inform Plaintiff and other class members that they had been rejected with the intent that Plaintiff and the other class members would rely on them, intending that they would think that an action had been filed against them, and then be concerned about that action.

98. Plaintiff and the other class members reasonably relied on these false representations and suffered harm as a result.

99. Ms. Turner and the putative class suffered concrete injury as result of this fraud, including but not limited to, lost time, loss of peace of mind, humiliation and other emotional distress and suffering.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff Ashley Turner requests that the Court enter judgment on behalf of herself and the class she seeks to represent against Defendants for:

- A. Certification for this matter to proceed as a class action;
- B. Declaratory relief that the use of Exhibit A without informing the consumer that no action had been instituted violates the FDCPA as alleged;
- C. Statutory damages pursuant to 15 U.S.C. §1692k(a)(2)(B);
- D. One non-duplicative award of actual damages;
- E. Statutory damages pursuant to Va. Code § 59.1-204 in the minimum amount of \$1,000.00 per violation, or treble actual damages, but, for any non-willful violation, actual damages or a minimum of \$500.00;

- F. Punitive damages in an amount not to exceed \$350,000.00;
- G. Attorney's fees, litigation expenses and costs of suit pursuant to 15 U.S.C. § 1692k(a)(3) and Va. Code § 59.1-204(b);
- H. Such other or further relief as the Court deems proper.

Respectfully submitted,
ASHLEY TURNER.
By Counsel

/s/
By: Dale W. Pittman, VSB#15673
THE LAW OFFICE OF DALE W. PITTMAN, P.C.
The Eliza Spotswood House
112-A West Tabb Street
Petersburg, VA 23803
(804) 861-6000
(804) 861-3368 Facsimile
dale@pittmanlawoffice.com

Thomas D. Domonoske, VSB #35434
CONSUMER LITIGATION ASSOCIATES, P.C.
763 J. Clyde Morris Blvd., Suite 1A
Newport News, VA 23606
(540) 442-7706
tom@clalegal.com

Counsel for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of April, 2021, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to all parties.

/s/

By: Dale W. Pittman, VSB#15673
Counsel for Plaintiff
THE LAW OFFICE OF DALE W. PITTMAN, P.C.
The Eliza Spotswood House
112-A West Tabb Street
Petersburg, VA 23803
(804) 861-6000
(804) 861-3368 (Fax)
dale@pittmanlawoffice.com

WARRANT IN DEBT (CIVIL CLAIM FOR MONEY)

Commonwealth of Virginia VA. CODE § 16.1-79

DINWIDDIE

General District Court

CITY OR COUNTY

P.O. BOX 280, DINWIDDIE COURTHOUSE, DINWIDDIE, VA 23841-0280

STREET ADDRESS OF COURT

TO ANY AUTHORIZED OFFICER: You are hereby commanded to summons the Defendant(s).

TO THE DEFENDANT(S): You are summoned to appear before this Court at the above address on

06/02/2020 01:00PM

RETURN DATE AND TIME

to answer the Plaintiff(s)' civil claim (see below)

DATE ISSUED

☐ CLERK☐ DEPUTY CLERK☐ MAGISTRATE**CLAIM:** Plaintiff(s) claim that Defendant(s) owe Plaintiff(s) a debt in the sum of

\$ 8025.77 net of any credits, with interest at 6.000 % from date of 02/16/2019 until paid,

\$ 56.00 costs and \$ 0.00 attorney's fees with the basis of this claim being

☒ Open Account ☐ Contract ☐ Note ☐ Other (EXPLAIN)HOMESTEAD EXEMPTION WAIVED? ☐ YES ☒ NO ☐ cannot be demanded4/3/20
DATE

/s/ Jared L. Buchanan

☐ PLAINTIFF ☒ PLAINTIFF'S ATTORNEY ☐ PLAINTIFF'S EMPLOYEE/AGENT**CASE DISPOSITION**JUDGMENT against ☐ named Defendant(s) ☐

for \$ net of any credits, with interest at % from date

of until paid, \$ costs and \$ attorney's fees

☐ and \$ costs for Servicemember Civil Relief Act counsel feesHOMESTEAD EXEMPTION WAIVED? ☐ YES ☐ NO ☐ CAN NOT BE DEMANDED☐ JUDGMENT FOR ☐ NAMED DEFENDANT(S) ☐☐ NON-SUIT ☐ DISMISSEDDefendant(s) Present: ☐ NO ☐ YES

DATE

JUDGE

CASE NO.

PLAINTIFF(S) (LAST NAME, FIRST NAME, MIDDLE INITIAL)

PETERSBURG HOSPITAL COMPANY, LLC

D/B/A SOUTHSIDE REGIONAL MEDICAL

CENTER

V.

DEFENDANT(S) (LAST NAME, FIRST NAME, MIDDLE INITIAL)

ASHLEY TURNER

WARRANT IN DEBT

TO DEFENDANT: You are not required to appear; however, if you fail to appear, judgment may be entered against you. See the additional notice of the reverse about requesting a change of trial location.

☐ To dispute this claim, you must appear on the return date to try this case.☒ To dispute this claim, you must appear on the return date for the judge to set another date for trial.

Bill of Particulars

ORDERED

DUE

Grounds of Defense

ORDERED

DUE

ATTORNEY FOR PLAINTIFF(S)

Jared Lee Buchanan VA#95100, Jeremy Forrest VA#89170

Faber and Brand, LLC, PO Box 10110 Columbia, MO 65205

ATTORNEY FOR DEFENDANT(S)

HEARING DATE AND TIME

06/02/2020

01:00PM

JUDGMENT PAID OR
SATISFIED PURSUANT
TO ATTACHED NOTICE
OF SATISFACTION.

DATE

CLERK

**DISABILITY
ACCOMMODATIONS**for loss of hearing,
vision, mobility, etc.,
contact the court ahead
of time.**EXHIBIT A**

RETURNS: Each defendant was served according to law, as indicated below, unless not found.

NAME	
ADDRESS	
<input type="checkbox"/> PERSONAL SERVICE	Tel. No.
Being unable to make personal service, a copy was delivered in the following manner:	
<input type="checkbox"/> Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above.	
<input type="checkbox"/> Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)	
<input type="checkbox"/> Served on Secretary of the Commonwealth	
<input type="checkbox"/> NOT FOUND	SERVING OFFICER
..... for	
DATE	

NAME	
ADDRESS	
<input type="checkbox"/> PERSONAL SERVICE	Tel. No.
Being unable to make personal service, a copy was delivered in the following manner:	
<input type="checkbox"/> Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above.	
<input type="checkbox"/> Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)	
<input type="checkbox"/> Served on Secretary of the Commonwealth	
<input type="checkbox"/> NOT FOUND	SERVING OFFICER
..... for	
DATE	

NAME	
ADDRESS	
<input type="checkbox"/> PERSONAL SERVICE	Tel. No.
Being unable to make personal service, a copy was delivered in the following manner:	
<input type="checkbox"/> Delivered to family member (not temporary sojourner or guest) age 16 or older at usual place of abode of party named above after giving information of its purport. List name, age of recipient, and relation of recipient to party named above.	
<input type="checkbox"/> Posted on front door or such other door as appears to be the main entrance of usual place of abode, address listed above. (Other authorized recipient not found.)	
<input type="checkbox"/> Served on Secretary of the Commonwealth	
<input type="checkbox"/> NOT FOUND	SERVING OFFICER
..... for	
DATE	

OBJECTION TO VENUE:

To the Defendant(s): If you believe that Plaintiff(s) should have filed this suit in a different city or county, you may file a written request to have the case moved for trial to the general district court of that city or county. To do so, you must do the following:

1. Prepare a written request which contains (a) this court's name, (b) the case number and the "return date" as shown on the other side of this form in the right corner, (c) Plaintiff(s)' name(s) and Defendant(s)' name(s), (d) the phrase "I move to object to venue of this case in this court because" and state the reasons for your objection and also state in which city or county the case should be tried, and (e) your signature and mailing address.
2. File the written request in the clerk's office before the trial date (use the mail at your own risk) or give it to the judge when your case is called on the return date. Also send or deliver a copy to plaintiff.
3. If you mail this request to the court, you will be notified of the judge's decision.

I certify that I mailed a copy of this document to the defendants named therein at the address shown therein on	
4/6/20 DATE	/s/ Jared L. Buchanan <input type="checkbox"/> Plaintiff <input checked="" type="checkbox"/> Plaintiff's Atty. <input type="checkbox"/> Plaintiff's Agent
Fi. Fa. issued on	
Interrogatories issued on:	
Garnishment issued on	

351025

AFFIDAVIT

Petersburg Hospital Company, LLC d/b/a Southside Regional, Medical Center
Plaintiff

ASHLEY TURNER
Defendant(s)

State of PA
County of Northampton

The undersigned, being an adult of sound mind duly sworn, states the following:

1. I am a custodian or the agent for the custodian of the books and records of Petersburg Hospital Company, LLC d/b/a Southside Regional, Medical Center (Hospital herein).
2. I am familiar with the books and records of the said Hospital to which I have authorized access and which are controlled by me, or the custodian to whom I report, and are produced and kept in the ordinary course of business.
3. The books and records (including electronic records) indicate that after application of any and all credits, adjustments and lawful set offs the Defendant(s) noted above is/are justly indebted to the Hospital in the amount of 8025.77 as of May 28, 2019 for the below listed account(s).

	06/23/18	7664.72
	01/16/19	361.05

4. That to the best of my knowledge and belief the above listed Defendant is a resident(s) of VA and is neither an infant nor incompetent, and is not a member of the active armed forces of the United States of America.
5. That the charges were reasonable and the services rendered were necessary.

The foregoing matters are, to the best of my knowledge and belief, true and correct.

Petersburg Hospital Company, LLC d/b/a Southside Regional, Medical Center

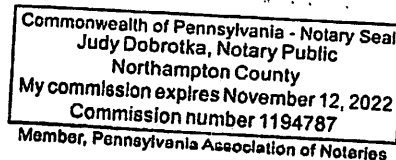
BY: [Signature]
Authorized agent/custodian of Patient Accounts

Subscribed and sworn to before me this 29th day of May 2019.

Judy Dobrotka
Notary Public Judy Dobrotka

My commission expires on :

November 12, 2022



* REPRINT *

351025

SOUTHSIDE REGIONAL MED CT
 200 MEDICAL PARK BLVD
 PETERSBURG VA 23805-9274
 804-765-5000

PATIENT NAME ACCOUNT NO. ROOM/BED ADMIT DATE DIS. DATE PAGE
 TURNER ASHLEY N [REDACTED] 6/23/18 6/23/18 1

GUARANTOR NAME/ADDR.
 TURNER ASHLEY N
 [REDACTED]

F/C PAYORS BILLING DATE
 [REDACTED] 12/18/18

FINAL BILL

PAT. AGE DR. NAME
 [REDACTED]

CHRG CODE	REV	DESCRIPTION	QTY	UNIT	PRICE	AMOUNT	CPT CODE
6/26	0000001	0005 ADJUSTMENT	1		2536.32	2536.32CR	
6/26	0000001	0005 ADJUSTMENT	1		2536.32	2536.32	
12/18	0000001	0005 ADJUSTMENT	1		6271.13	6271.13CR	
6/23		[REDACTED]	4		4.90	19.60	[REDACTED]
6/23		[REDACTED]	1		37.00	37.00	[REDACTED]
6/23		[REDACTED]	1		37.00	37.00	[REDACTED]
6/23		[REDACTED]	1		329.50	329.50	[REDACTED]
6/23		[REDACTED]	1		511.50	511.50	[REDACTED]
6/23		[REDACTED]	1		327.75	327.75	[REDACTED]
6/23		[REDACTED]	1		69.25	69.25	[REDACTED]
6/23		[REDACTED]	1		490.00	490.00	[REDACTED]
6/23		[REDACTED]	1		6665.00	6665.00	[REDACTED]
6/23		[REDACTED]	1		3477.25	3477.25	[REDACTED]
6/23		[REDACTED]	1		442.00	442.00	[REDACTED]
6/23		[REDACTED]	1		446.50	446.50	[REDACTED]
6/23		[REDACTED]	3		243.25	729.75	[REDACTED]
6/23		[REDACTED]	1		353.75	353.75	[REDACTED]

AMOUNT FOR THIS BILL
 PAYMENT AMOUNT
 TOTAL PATIENT BALANCE

13935.85
 6271.13CR
 7664.72

* REPRINT *

SOUTHSIDE REGIONAL MED CT
 200 MEDICAL PARK BLVD
 PETERSBURG VA 23805-9274
 804-765-5000

PATIENT NAME	ACCOUNT NO.	ROOM/BED	ADMIT DATE	DIS. DATE	PAGE
TURNER ASHLEY N	[REDACTED]		6/23/18	6/23/18	2

GUARANTOR NAME/ADDR.	F/C	PAYORS	BILLING DATE
TURNER ASHLEY N	[REDACTED]	[REDACTED]	12/18/18

FINAL BILL

PAT AGE DR NAME

CHRG CODE	REV	DESCRIPTION	QTY	UNIT	PRICE	AMOUNT	CPT CODE
-----------	-----	-------------	-----	------	-------	--------	----------

SUMMARY OF CHARGES

ADJUSTMENT

6271.13CR
 93.60
 819.50
 511.50
 327.75
 69.25
 6665.00
 5449.25

TOTAL CHARGES
 TOTAL PAYMENTS
 TOTAL PATIENT BALANCE

\$13935.85
 \$6271.13CR
 \$7664.72

* REPRINT *

SOUTHSIDE REGIONAL MED CT
 200 MEDICAL PARK BLVD
 PETERSBURG VA 23805-9274
 804-765-5000

PATIENT NAME	ACCOUNT NO.	ROOM/BED	ADMIT DATE	DIS. DATE	PAGE
TURNER ASHLEY N	[REDACTED]		1/16/19	1/16/19	1

GUARANTOR NAME/ADDR.	F/C	PAYORS	BILLING DATE
TURNER ASHLEY N [REDACTED]	[REDACTED]	[REDACTED]	1/18/19

FINAL BILL

PAT. AGE	DR. NAME
[REDACTED]	[REDACTED]

CHRG CODE	REV	DESCRIPTION	QTY	UNIT	PRICE	AMOUNT	CPT CODE
1/18	0000001	0005 ADJUSTMENT	1		3798.89	3798.89	CR
1/16		[REDACTED]	2		18.50	37.00	J1885
1/16		[REDACTED]	1		18.50	18.50	J2765
1/16		[REDACTED]	1		377.75	377.75	85027
1/16		[REDACTED]	1		69.25	69.25	36415
1/16		[REDACTED]	1-		69.25	69.25	CR36415
1/16		[REDACTED]	1		490.00	490.00	80048
1/16		[REDACTED]	1		2282.25	2282.25	99283
1/16		[REDACTED]	1		446.50	446.50	96374
1/16		[REDACTED]	1		243.25	243.25	96361
1/16		[REDACTED]	1		353.75	353.75	96375

AMOUNT FOR THIS BILL	4249.00
PAYMENT AMOUNT	3798.89
TOTAL PATIENT BALANCE	450.11

* REPRINT *

SOUTHSIDE REGIONAL MED CT
200 MEDICAL PARK BLVD
PETERSBURG VA 23805-9274
804-765-5000

PATIENT NAME	ACCOUNT NO.	ROOM/BED	ADMIT DATE	DIS. DATE	PAGE
TURNER ASHLEY N	[REDACTED]		1/16/19	1/16/19	2

GUARANTOR NAME/ADDR.	F/C	PAYORS	BILLING DATE
TURNER ASHLEY N [REDACTED]	[REDACTED]	[REDACTED]	1/18/19

FINAL BILL	PAT. AGE	DR. NAME
	[REDACTED]	[REDACTED]

CHRG CODE	REV	DESCRIPTION	QTY	UNIT	PRICE	AMOUNT	CPT CODE
-----------	-----	-------------	-----	------	-------	--------	----------

SUMMARY OF CHARGES

ADJUSTMENT

[REDACTED]	3798.89CR
[REDACTED]	55.50
[REDACTED]	377.75
[REDACTED]	.00
[REDACTED]	490.00
[REDACTED]	3325.75

TOTAL CHARGES
TOTAL PAYMENTS
TOTAL PATIENT BALANCE

\$4249.00
\$3798.89CR
\$450.11

EXHIBIT B



COMMONWEALTH of VIRGINIA

Dinwiddie Combined District Court

11th JUDICIAL DISTRICT

P.O. BOX 280

DINWIDDIE, VIRGINIA 23841

Tel. (804) 469-4533

Fax (804) 469-5383

RAY P. LUPOLD, II, JUDGE
GENERAL DISTRICT COURT

THOMAS STARK, IV, JUDGE
GENERAL DISTRICT COURT

VALENTINE W. SOUTHWALL, JR., JUDGE
JUVENILE AND DOMESTIC RELATIONS
DISTRICT COURT

LISA O. COLEMAN
CLERK

Date: 4-20-2020

To Whom It May Concern:

Due to the recent outbreak of the coronavirus this office has had to continue several cases to another docket. At this time all dockets for the month of June, 2020 is closed. Please select another Tuesday at 1:00 pm beyond the month listed above. It may be in your best interest to contact the court to see what date cases are being schedule for before submitting to the Court

Sincerely,

Dinwiddie Combined District Court