#### Arizona Corporation Commission - RECEIVED: 5/24/2022 Arizona Corporation Commission - FILED: 5/24/2022

COMMISSIONERS LEA MÁRQUEZ PETERSON – Chairwoman SANDRA D. KENNEDY JUSTIN OLSON ANNA TOVAR JIM O'CONNOR



MATTHEW NEUBERT Executive Director

220524144264884

TANYA GIBSON Director Corporations Division

ARIZONA CORPORATION COMMISSION

Date: 5/24/2022

NICHOLAS BUJAK MD PLLC

1118 W LYNWOOD ST PHOENIX AZ 85007 USA

Dear Sir or Madam:

Enclosed is a copy of the following document(s) that were served upon the Arizona Corporation Commission on 05/24/2022 as agent for: NICHOLAS BUJAK MD PLLC

C.A.G. ACCEPTANCE LLC VS MOLLY CHEAMA AND

JOHN/JANE DOE A MARRIED COUPLE

MARICOPA COUNTY ARCADIA BILTMORE

CC2017035410RC

Case caption:

Case Number: Court:

- Summons
- Complaint
- Subpoena
- Subpoena Duces Tecum
- Default Judgment
- Judgment
- Vit Of Garnishment
- Motion for Summary Judgment
- Motion for

✓ Other APPLICATION FOR WRIT OF GARNISHMENT, ANSWER OF GARNISHEE, SECOND NOTICE TO JUDGMENT DEBTOR, REQUEST FOR HEARING, NONEXEMPT EARNINGS STATEMENT

nderely. d

Lynda B. Griffin Custodian of Records

Initials: C P File number: P19791874

22052414426488

COMMISSIONERS LEA MÁRQUEZ PETERSON – Chairwoman SANDRA D. KENNEDY JUSTIN OLSON ANNA TOVAR JIM O'CONNOR



ARIZONA CORPORATION COMMISSION

Executive Director

TANYA GIBSON Director Corporations Division

#### CERTIFICATE OF MAILING

Date: 5/24/2022

The undersigned person certifies the following facts:

On 05/24/2022, CHASITY PULLIN, an employee of the Arizona Corporation Commission ("ACC"), received on behalf of the ACC Service of the following documents upon the ACC as agent for NICHOLAS BUJAK MD PLLC

Case caption:

**Case Number:** 

C.A.G. ACCEPTANCE LLC VS MOLLY CHEAMA AND JOHN/JANE DOE A MARRIED COUPLE CC2017035410RC MARICOPA COUNTY ARCADIA BILTMORE

Default Judgment

Writ Of Garnishment

Judgment

Summons

Court:

- Complaint
- Subpoena
- Subpoena Duces Tecum
- Motion for Summary Judgment
- Motion for

☞ Other APPLICATION FOR WRIT OF GARNISHMENT, ANSWER OF GARNISHEE, SECOND NOTICE TO JUDGMENT DEBTOR, REQUEST FOR HEARING, NONEXEMPT EARNINGS STATEMENT

On 05/24/2022, the undersigned person placed a copy of the above listed documents in the United States Mail, postage prepaid, addressed to the entity at its last known place of business address, as follows: 1118 W LYNWOOD ST, PHOENIX, AZ 85007

I declare and certify under penalty of perjury that the foregoing is true and correct.,

Printed name: CHASITY PULLIN

Signature: Chy Guller

Date: 5/24/2022

Division Director Tanya Gibson 1300 W.Washington Street, Phoenix, AZ 85007 | 602-542-3026 | azcc.gov

220	52414426488	

s.'		220524144	
	* G S * * 0 0 0 0 8 1 4 9 8 *	E. Co	
1	MARK A. KIRKORSKY, P.C.	Pres China	0
2	Attorneys at Law P.O. Box 25287	(?; 	
3	Tempe, AZ 85285 480-551-2173		
4	480-551-2175		
5	Mark A. Kirkorsky (#010029) Joseph L. Whipple (#021391)		
6	Jason D. Kirkorsky (#036920)		
7	azpostjmt@makpc.com Attorneys for Plaintiff		
8			
9		F THE STATE OF ARIZONA ARICOPA ARCADIA BILTMORE	
10 11	PREC 620 W. JACKSON ST	CINCT PHOENIX AZ 85003	
12	C.A.G. Acceptance, LLC	Case No. CC2017-035410RC	
13	Plaintiff/Judgment Creditor,	WRIT OF GARNISHMENT AND	
14	V.	SUMMONS	
15	MOLLY CHEAMA and JOHN/JANE DOE,	(EARNINGS)	
16	a married couple		
17	Defendant(s)/Judgment Debtor(s).		
18			
19	Nicholas Bujak MD PLLC,		
20	Garnishee.		
21			
22			
23		ERIFF, CONSTABLE OR ANY OTHER	
24		COUNTY OF MARICOPA, WHO IS	
25	AUTHORIZED TO		
26		A DEBT OF \$18,892.48 together with	
27	accruing interest and costs and other relief in	this action against the following Judgment	
28	Debtor:		

		2205
	Molly Cheama, S	SSN: ***-**-2866
THE	REFORE, you are commanded to	o summon and appear before this Court the
Garnishee w	whose name and address appears	below and who is believed to be within your
county:		-
	Employer Name: Statutory Agent/Attn: Address:	Nicholas Bujak MD PLLC Nicholas Bujak 1118 W Lynwood St Phoenix AZ 85007
The	Judgment Creditor states as fo	llows:
1.	The Judgment Creditor has a Ju	udgment against the above-described
	Judgment Debtor in the amoun	t of \$18,892.48 as of the date of issuance of
	this Writ of Garnishment.	
2.	The name and address of the G Employer Name: Statutory Agent/Attn: Address:	arnishee is: Nicholas Bujak MD PLLC Nicholas Bujak 1118 W Lynwood St Phoenix AZ 85007
3.	The name and last known mail <b>Molly Cheama</b> 2107 W Broadway Rd #130 Mesa AZ 85202	ing address of the Judgment Debtor is:

 The Judgment Creditor's name and address is: C.A.G. Acceptance, LLC c/o Mark A. Kirkorsky, P.C. PO Box 25287 Tempe, Arizona 85285

 The attorneys for Judgment Creditor are: Mark A. Kirkorsky, P.C. PO Box 25287 Tempe, Arizona 85285

#### TO THE ABOVE-NAMED GARNISHEE:

GARNISHEE SHALL answer in writing, under oath, within ten (10) days after the service of the Writ of Garnishment upon you, all of the following questions:

3		1 , , ,	
4	1.	Whether the Judgment Debtor(s) was employed by the Garnishee on the	
5		date the Writ was served.	
6	2.	Whether the Garnishee anticipates owning earnings within sixty (60) days	
7		after the date of service of the Writ.	
8	3.	If the Garnishee is unable to determine the identity of the Judgment	
9		Debtor(s) after making a good faith effort to do so, a statement of the effort	
10		made and reasons for such inability.	
11	4.	The dates of the next two (2) paydays occurring after the date of service of	
12		the Writ.	
13	5.	The pay period of the Judgment Debtor(s), whether weekly, biweekly,	
14		semimonthly, monthly or another specified period.	
15	6.	The amount of the outstanding Judgment now due and owing as stated in	
16		the Writ.	
17	7.	Whether the Judgment Debtor(s) is subject to an existing wage assignment,	
18		garnishment or levy, and if so, the name, address and telephone number of	
19		that Judgment Creditor.	
20	8.	The name, address and telephone number of the Garnishee.	
21	9.	The date and manner of delivery of a copy of the Answer to the Judgment	
22		Debtor(s) and Judgment Creditor.	
23	FROM	MAND AFTER SERVICE OF THE WRIT OF GARNISHMENT, the	
24	Garnishee shall not pay to the Judgment Debtor(s) any earnings, which are not exempt.		
25	IF IT	APPEARS FROM THE ANSWER OF THE GARNISHEE that the	
26	Garnishee w	as indebted to the Judgment Debtor(s) for disposable earnings when the writ	
27	was served,	the garnishment shall be continuous in nature as a lien against nonexempt	
28	earnings, A.I	R.S. § 12-1598.05.	

AS TO DISPOSABLE EARNINGS, as defined in A.R.S. § 33-1131, a garnishment is continuing in nature, subject to the following conditions:

1.	The garnishment constitutes a lien against nonexempt earnings.
2.	The garnishment is the equivalent of a court ordered assignment,
	compelling the garnishee to remit the nonexempt earnings to the
	Plaintiff/Judgment Creditor, as they are earned, A.R.S. § 12-1598.10.
3.	The garnishment shall survive until any of the following occurs:
	a. The underlying judgment is satisfied in full, is vacated, or expires.
	b. The Judgment Debtor(s) leaves the Garnishee's employ for more
	than sixty (60) days.
	c. The Judgment Creditor releases the garnishment.
	d. The proceedings are stayed by a court of competent jurisdiction,
	including the United States Bankruptcy Court.
	e. The Judgment Debtor(s) has not earned any nonexempt earnings for
	at least sixty (60) days.
	f. The Court orders that the garnishment be quashed.
4.	Garnishment, levies and wage assignments that are not for the support of a
	person are inferior to wage assignments for the support of a person.
	Garnishments, which are not for the support of a person and levies, are
	inferior to garnishments for the support of a person.
5.	If a Judgment Debtor's earnings become subject to more than one Writ of
	Garnishment, and because of the application of the priorities, a Judgment
	Creditor recovers no nonexempt earnings for two (2) consecutive paydays,
	the lien on earnings of such Judgment Creditor is invalid and of no force
	and effect, and the Garnishee shall notify the Judgment Creditor
	accordingly.

...

•

#### **SUMMONS**

In obedience to the attached and foregoing Writ of Garnishment, I DO HEREBY SUMMON AND REQUIRE YOU TO APPEAR and answer the foregoing writ and in the 2 manner prescribed by law within the times prescribed in said Writ. You are hereby 3 notified that in case you fail to so answer, the Court may issue an order requiring you to appear in person before it to answer the Writ or to file and serve, at least five (5) days before the appearance date, a copy of the answer on the party for which the Writ has been 6 issued, or on his attorney if the party is represented by counsel. If you fail to appear or to file and serve the answer as specified in the order, judgment by default may be rendered 8 against you for the full amount of the relief demanded in the Complaint of the Plaintiff and not merely for the amount you may owe to the Defendant, and that such judgment may be so rendered in addition to any other matters which may be adjudged against you as prescribed by law.

Requests for reasonable accommodation for persons with disabilities must be made to the court by parties at least 3 working days in advance of a scheduled court proceeding

SIGNED AND SEALED this date:

1

4

5

7

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

By:

Clerk Deputy ELEOPA COUNTY F

· ·			22052414426488
v	* W A * * 0 0 0 0 0 8 <sup>,</sup> 1 4 9 8 *	and the second s	2000 - 20
1 2 3 4 5 6 7 8 9 10 11 11 12 13	IN AND FOR THE COUNTY OF M PREC	F THE STATE OF ARIZONA ARICOPA ARCADIA BILTMORE INCT PHOENIX AZ 85003 Case No. CC2017-035410RC APPLICATION FOR	
14 15 16 17 18 19 20	v. MOLLY CHEAMA and JOHN/JANE DOE, a married couple Defendant(s)/Judgment Debtor(s). <u>Nicholas Bujak MD PLLC,</u> Garnishee.	WRIT OF GARNISHMENT (EARNINGS)	
21 22 23 24 25 26 27 28	Applicant states:         1.       Applicant is a party to this activation awarded (See Exhibit "A"; Jud         2.       Applicant has made demand or	on to whom a money Judgment has been gment). In the Judgment Debtor for payment of the fudgment Debtor has not paid that amount	
		1	

Nor has the Judgment Debtor agreed and continued to pay the nonexempt portion of their wages until the Judgment is satisfied.

- On the date of Application, Judgment Debtor owes \$18,892.48 (See Exhibit "B"; Statement of Account) together with accruing interest as of the date of this notice outstanding on the Judgment.
- 4. The Garnishee is believed to be an employer of the Judgment Debtor or otherwise owe or will owe to the Judgment Debtor disposable earnings.
- 5. The name and address of the Garnishee or its authorized agent is: Employer Name: Nicholas Bujak MD PLLC Statutory Agent/Attn: Nicholas Bujak
   Address: 1118 W Lynwood St Phoenix AZ 85007

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

6. Applicant has not received notice of the Judgment Debtor's intent to enter into an agreement for debt scheduling with a qualified Consumer Credit Counseling Service; or of Applicant received such notice, Applicant made a written, timely objection to the Judgment Debtor participating in such an agreement; or, Applicant has been notified that an agreement for debt scheduling is no longer in effect.

DATED this  $\int_{-\infty}^{S^+}$  day of April, 2022.

MARK A. KIRKORSKY, P.C.

By:

Mark A Karkorsky Joseph J. Whipple Jason D. Kirkorsky Attorneys for Plaintiff

22052414426488

# Exhibit "A"

г	MARK A. KIRKORSKY, P.C.		
2	Attorneys at Law P.O. Box 25287		
3	Tempe, Arizona 85285 (480) 551-2173		
4			
5	Mark A. Kirkorsky (#010029) Joseph L. Whipple (#021391)		
6	Tara K. Miller (#024742)		
7	info@makpc.com Attorneys for Plaintiff		
8	IN THE JUSTICE COURT OF		
9	IN AND FOR THE COUNTY OF MARICO 620 W. JACKSON STREE		
10			
11	C.A.G. ACCEPTANCE, L.L.C., an Arizona limited liability company,	Case No. CC2017-035410RC	
12		DEFAULT JUDGMENT	
13			
14	V.		
15	MOLLY CHEAMA and JOHN/JANE DOE, a married couple,		
16	Defendant(s).		
17			
18			
19	This cause comes before the Court on Plai	intiff's Motion and Affidavit, pursuant to Rule	
20	140, JCRCP, for Entry of Judgment by Default or	Plaintiff's Complaint. The Court finds that the	
21	Defendant, Molly Cheama was duly served by pu	ublication with the Summons and a statement as	
22	to how Defendant may obtain a copy of the Com	plaint. The Court finds that said Defendant's	
23	time to answer or otherwise respond has expired,		
24		and that their default was regularly encired and	
25	that Plaintiff is entitled to Judgment therefore,		
26			
27			
28	· · ·		

1	IT IS ORDERED, ADJUDGED AND DECREED granting Judgment in favor of Plaintiff
2	and against Defendant,
3	MOLLY CHEAMA
4	
5	on the Plaintiff's Complaint for the principal amount of \$8,246.91, plus accrued interest in the
6	amount of \$686.69, plus accruing interest at the Contract rate of 22.90% per annum from
7	December 13, 2016, reasonable attorney's fees in the amount of \$400.00 and costs in the amount
8	of \$356.00. Interest after Judgment shall accrue on the principal amount at 22.90% per annum,
9 10	and on the attorney's fees and costs at the statutory rate of 5.25% per annum. Plaintiff is also
11	allowed its after accruing costs as may be taxed by the Court.
12	IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court
13	enter this Judgment as a final Judgment pursuant to 139(b), JCRCP, there being no just reason for
14	further delay.
15	
16	DATED this 8 day of Sept_, 2017.
17	
19	Justice of the Peace PT
20	
21	
22	
23	
24	
25	
26	
27	
28	

## Exhibit "B"

### MARK A. KIRKORSKY, P.C. Attorneys at Law

P.O. Box 25287 Tempe, AZ 85285 480-551-2173

. .'

Mark A. Kirkorsky (#010029) Joseph L. Whipple (#021391) Jason D. Kirkorsky (#036920) azpostjmt@makpc.com Attorneys for Plaintiff

#### STATEMENT OF ACCOUNT

Account No(s)	Principal	<u>Interest</u>	Interest Rate	Interest Start Dt
Claim 1: XX5227	\$8,246.91	\$686.69	22.90%	12/13/2016
Court Costs	\$356.00		5.25%	09/08/2017
Attorney Fees	\$400.00		5.25%	09/08/2017

Total Judgment Amount Awarded: \$9,689.60

Since the entry of Judgment, further sums have accrued and payments/offsets might have been applied:

 Accrued Interest:
 \$10,264.88

 Accrued Costs:
 \$555.95

 Payment and Offsets:
 \$1,617.95

 Balance Due:
 \$18,892.48

L		
í	1	
	MARY & PIRPOREV RO	
Г	MARK A. KIRKORSKY, P.C. Attorneys at Law	
2	P.O. Box 25287	
3	Tempe, Arizona 85285 (480) 551-2173	
4	Mark A. Kirkorsky (#010029)	
5	Joseph L. Whipple (#021391) Tara K. Miller (#024742)	
6	info@makpc.com	
7	Attorneys for Plaintiff	
8 9	IN AND FOR THE COUNTY OF MARIC	F THE STATE OF ARIZONA OPA, ARCADIA BILTMORE PRECINCT ET, PHOENIX, AZ 85003
10		
11	C.A.G. ACCEPTANCE, L.L.C., an Arizona limited liability company,	Case No. CC2017-035410RC
12	Plaintiff,	DEFAULT JUDGMENT
13	v.	
14	۷.	
15	MOLLY CHEAMA and JOHN/JANE DOE, a married couple,	
16	Defendant(s).	
17	·	
18		
19	This cause comes before the Court on Pla	aintiff's Motion and Affidavit, pursuant to Rule
20	140, JCRCP, for Entry of Judgment by Default of	n Plaintiff's Complaint. The Court finds that the
21	Defendant, Molly Cheama was duly served by p	ublication with the Summons and a statement as
22	to how Defendant may obtain a copy of the Con	aplaint. The Court finds that said Defendant's
23		
24	time to answer or otherwise respond has expired	, and that their default was regularly entered and
25	that Plaintiff is entitled to Judgment therefore,	
26		
27		
28	· · · ·	
20		

1	IT IS ORDERED, ADJUDGED AND DECREED granting Judgment in favor of Plaintiff
2	and against Defendant,
3	MOLLY CHEAMA
4	
5	on the Plaintiff's Complaint for the principal amount of \$8,246.91, plus accrued interest in the
6	amount of \$686.69, plus accruing interest at the Contract rate of 22.90% per annum from
7	December 13, 2016, reasonable attorney's fees in the amount of \$400.00 and costs in the amount
8	of \$356.00. Interest after Judgment shall accrue on the principal amount at 22.90% per annum,
10	and on the attorney's fees and costs at the statutory rate of 5.25% per annum. Plaintiff is also
11	allowed its after accruing costs as may be taxed by the Court.
12	IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court
13	enter this Judgment as a final Judgment pursuant to 139(b), JCRCP, there being no just reason for
14 15	further delay.
16	
17	DATED this 8 day of <u>Sept</u> , 2017. <u>Incharle W. Orcutt</u> Justice of the Peace T
18	muchael W. Qranto
19	Justice of the Peace ZT
20	
21	
22	
23	
24	
25	
26	
27	
28	

1.1



٦

ll

ł

1 2 3 4	MARK A. KIRKORSKY, P.C. Attorneys at Law P.O. Box 25287 Tempe, AZ 85285 480-551-2173 Mark A. Kirkorsky (#010029)	<b>Court Copy</b> <b>Mail this document to below Court:</b> Arcadia Biltmore Precinct 620 W. Jackson StPhoenix AZ 85003
5 6 7	Joseph L. Whipple (#021391) Jason D. Kirkorsky (#036920) azpostjmt@makpc.com Attorneys for Plaintiff	
8 9 10	IN THE JUSTICE COURT O IN AND FOR THE COUNTY OF M PREC 620 W. JACKSON ST	ARICOPA ARCADIA BILTMORE
11	C.A.G. Acceptance, LLC	Case No. CC2017-035410RC
12 13	Plaintiff/Judgment Creditor,	ANSWER OF GARNISHEE
14	v.	(EARNINGS)
15	MOLLY CHEAMA and JOHN/JANE DOE, a married couple	
16 17	Defendant(s)/Judgment Debtor(s).	
18 19	Nicholas Bujak MD PLLC,	
20	Garnishee.	
21		
22 23		<u>E COMPLETE IN BLACK INK</u> WER / DATE / NOTARIZE
24		tioned Garnishee and authorized to make this
25		g the Writ of Garnishment served on , and my NAME is:
26		
27	Address:	
28	City/State/Zip:	

		2205
	2.	The Judgment Debtor, Molly Cheama (check ALL boxes which apply),
1 2 3 4 5 6		<ol> <li>WAS employed by Garnishee on the date the Writ/Summons were delivered to Garnishee.</li> <li>Garnishee WILL owe Judgment Debtor earnings within 60 days after service of the Writ/Summons.</li> <li>The Judgment Debtor WAS NOT employed by Garnishee on the date the Writ/Summons were delivered. The Judgment Debtor's last work day was:</li> <li>Garnishee WILL NOT owe Judgment Debtor earnings within 60 days after service of Writ/Summons.</li> </ol>
7	3.	The Judgment Debtor's next two paydays are:
9 10 11	4.	The Judgment Debtor is paid (check box which applies):          [] Daily       [] Weekly       [] Bi-Weekly         [] Monthly       [] Semi-Monthly       [] Other:
12 13 14 15	5.	If the Garnishee is unable to determine the identity of the Judgment Debtor after making a good faith effort to do so, the following is a statement of the Garnishee's effort made and the reasons for that inability:
16 17 18		
19	6.	According to the Writ and Summons, the total amount due, subject to the Judgment, is: \$
20 21 22	7.	Is the Judgment Debtor subject to an existing Wage Assignment, Garnishment or Levy?
23		Yes No
24		If yes, please state the name, address and telephone number of that Judgment Creditor(s):
25		Judgment Creditor(s):
26		
27		
28		

•

"

• •		2205
	8.	The Garnishee has <u>delivered</u> :
		8(a). Copies of Garnishee's Answer, 2 <sup>nd</sup> Notice to Judgment Debtor & Request for Hearing forms to the <u>Judgment Debtor</u> on:
	3	[DATE], by: [ ] Mail, or [ ] Hand Delivery
	1	8(b). Copy of Garnishee's Answer was provided to <u>Judgment Creditor</u> on:
	5	
	5	[DATE], by: [ ] Mail, or [ ] Hand Delivery
	7 9.	Garnishee requests an answer fee in the amount of \$, as reasonable compensation for preparation and filing of this Answer.
	10.	I have read the foregoing document and know of my own knowledge that the facts stated therein are true and correct.
1		MUST BE NOTARIZED (REQUIRED)
1		
1		Garnishee or Authorized Agent
1		Name (Sign & Print)
1		
1	STATE OF	) ) ss.
1	$_{7}$ County of	)
1	8 SUBSCRIE	BED AND SWORN to before me this day of, 20
1	9	
2	0 Notary Pub	blic My Commission Expires:
2		
2		
2		
2		
2		
2		
2	8	
		3

1	MARK A. KIRKORSKY, P.C.	
2	Attorneys at Law P.O. Box 25287	
	Tempe, AZ 85285	
3	480-551-2173	
4	Mark A. Kirkorsky (#010029)	
5	Joseph L. Whipple (#021391)	
6	Jason D. Kirkorsky (#036920)	
7	azpostjmt@makpc.com Attorneys for Plaintiff	
8		
		F THE STATE OF ARIZONA ARICOPA ARCADIA BILTMORE
9	PREC	CINCT
10	620 W. JACKSON ST	PHOENIX AZ 85003
11 12	C.A.G. Acceptance, LLC	Case No. CC2017-035410RC
12	Plaintiff/Judgment Creditor,	SECOND NOTICE TO JUDGMENT
14	v.	DEBTOR
15	MOLLY CHEAMA and JOHN/JANE DOE, a married couple	(EARNINGS)
16 17	Defendant(s)/Judgment Debtor(s).	
18 19	Nicholas Bujak MD PLLC,	
20	Garnishee.	
21		
22		
23	AV	ISO
24	El tribunal ha ordenado que su emplea	ador tome una parte de su salario o sueldo y
25	que pague a su acreedor hasta terminado el p	roceso en contra suya y este pagada la
26	dueda. En conformidad con la ley, su acreed	or tiene derecho a "solo una parte" de su
27	salario. A continuacion figura una explicacio	on de sus derechos. Se puede obtener una

•

28

traduccion espanola del tribunal.

This is your second notice that a Writ of Garnishment has been issued in this case. The Writ is a court order requiring the garnishee to withhold a certain amount from your earnings and to continue to withhold a portion of your earnings until the Judgment is satisfied or the Writ is quashed.

The law provides that a certain amount of each paycheck or other periodic earnings is exempt from collection by a Writ of Garnishment. In some cases of very low income no amount can be garnished except for an Order for Support of a Person.

If you believe that too much of your earnings have been withheld from your paycheck or that no amount should be withheld you may request a hearing before this court. Among the reasons for requesting a hearing are:

 The Judgment Creditor does not have a valid judgment against you or the judgment has been paid in full.

2. The garnishee's answer is incorrect.

 Your earnings are already subject to a writ of Garnishment or are subject to a court ordered assignment for payment of support.

 The Judgment Creditor's debt is subject to an effective agreement for debt scheduling between you and a qualified Consumer Credit Counseling Service.

To request a hearing, deliver the request for hearing form attached to the Clerk of this Court. You must mail or deliver a copy of the Request for Hearing to the Garnishee and to the Judgment Creditor or his attorney at the address on the Writ of Garnishment.

////

If you do not deliver the Request for Hearing form to this Court within ten (10) days after the date you receive this notice and the Answer of the Garnishee, your Request for Hearing will be denied, unless good cause for the delay is shown. You must check a box or state your reasons for disputing the claim in the space provided on the form.

If you request a hearing, it will be conducted no later than ten (10) days after your request is received by the Court. The Court will you notice of the date, time and place.

The nonexempt portion of you earnings will continue to be withheld by the garnishee and delivered to the Judgment Creditor until the Judgment is paid in full, or the garnishment is ordered to stop. Whether or not you request a hearing at this time, if you believe too much money is withheld from your earnings pursuant to this garnishment at some time in the future, you will have the same opportunity to request a hearing at that time.



•

,

1	* G R * * 0 0 0 0 0 8 1 4 9 8 *	
2	(1)Person Filing:	
	Mailing Address:	
3	City, State, Zip Code:	
4	Telephone Number(s):	
5	Email Address: Representing [ ] Self [ ] Attorney [ ] Other	
6	State Bar No. (if applicable):	
7	(2) [X ] JUSTICE COURT ARCADIA BIL MARICOPA	TMORE PRECINCT, COUNTY OF
	(3) [ ] MUNICIPAL COURT	, COUNTY OF MARICOPA
9	(4) [] ARIZONA SUPERIOR COURT, CO	UNTY OF MARICOPA
10	(5) Petitioner/Plaintiff	(8) Case No. CC2017-035410RC
11	[X] Judgment Creditor [ ] Judgment Debtor	
12	C.A.G. Acceptance, LLC	
13	c/o Mark A. Kirkorsky, P.C.	<b>REQUEST FOR HEARING ON</b>
14	PO Box 25287	GARNISHMENT (EARNINGS)
15	Tempe, AZ 85285	
16	(480) 551-2173	
17	(6) Respondent/Defendant	
18	[ ] Judgment Debtor [ ] Judgment Creditor	
	Name:	
19	Address:	
20	City, State, Zip Code:	
21	Phone(s):	
22	(7) Garnishee	
23	Name: <u>Nicholas Bujak MD PLLC</u>	
24	Address:	
25	City, State, Zip Code:	
26	Phone(s):	
27	Attorney:	
28	ATTENTION: DEFENDANT A/K/A JUDG	MENT DEBTOR: YOU WILL NOT BE
	ABLE TO CHALLENGE THE FACUTAL B	ASIS FOR THE JUDGMENT AT THE
	GARNISHMENT HEARING. For example,	if you believe that the evidence was
	1	

insufficient, or if you believe that the service was not done correctly, then, you should me an appropriate motion with the Court that entered the judgment. (ARCP Rule 60 and JCRP Rule 141)

I am the judgment debtor (Defendant) or I represent the judgment debtor in this action. I want a hearing on this garnishment of earnings from this garnishee because:

(9) Check all that apply

[] The amount being withheld from my pay is causing an extreme financial hardship for me or my family.

Attention Judgment Creditor: If the Judgment Debtor has requested a hearing on the Garnishment (Earnings) on the claim of financial hardship AND if the Judgment Creditor has no objection to a reduction to 15% of the non-exempt disposable earnings, which is the minimum garnishment permitted by A.R.S. § 12-1598.10(F), please provide a revised proposed form of Order of Continuing lien at the 15% rate and the Court will vacate the hearing.

[] The amount claimed in the Writ of Garnishment is incorrect.

[] The judgment creditor does not have a valid judgment against me because this

garnishment has been filed against the wrong person or because (A)

[] The Judgment has been paid in full.

[] On my normal payday, I received no earnings (paycheck).

[] I did not get a copy of the nonexempt earnings statement with my paycheck.

[] My employer did not deliver to me, within 15 days of when my employer was served

with the Writ of Garnishment, one or more of the following documents:

[] Notice to Judgment Debtor

[] Garnishee's Answer

[] Request for Hearing

	220	15
[]]	My debt to this judgment creditor (Plaintiff) is subject to a qualified debt scheduling	
<sup>1</sup> agre	ement with: (If you checked this box, enter the name of the debt counseling	
<sup>2</sup> orga	anization that set up your debt scheduling agreement)	
(	B)	
[](	Other: (C)	
(10)	Copy provided to judgment creditor on:	
Date	2:	
	[] Mail	
	[] Hand delivery	
(11)	Copy provided to garnishee on:	
Date	e:	
By:	[] Mail	
	[] Hand delivery	
(12)	Copy provided to judicial officer on:	
Date	e:	
By:	[] Mail	
	[] Hand delivery	
The	Court can call me at (13) (phone) between 8 a.m. and 5 p.m.	
rega	rding the hearing, if necessary.	
(14)		
	Date Judgment Debtor or Authorized Agent	
WA	RNING TO JUDGMENT DEBTOR: To request a hearing, this document or	
	similar must be received by the Court within 10 business days after your receipt	
of tl	he Garnishee's Answer unless you show good reason for the delay.	
8		



MARK A. KIRKORSKY, P.C. Attorneys at Law P.O. Box 25287 Tempe, AZ 85285 480-551-2173

Mark A. Kirkorsky (#010029) Joseph L. Whipple (#021391) Jason D. Kirkorsky (#036920) azpostjmt@makpc.com Attorneys for Plaintiff

#### NONEXEMPT EARNINGS STATEMENT

#### **JUDGMENT DEBTOR:**

#### Molly Cheama, SSN: \*\*\*-\*\*-2866

#### JUDGMENT CREDITOR: C.A.G. Acceptance, LLC

#### GARNISHEE: NICHOLAS BUJAK MD PLLC

COURT CASE NO.: CC2017-035410RC

PAY PERIOD: TO

(Beginning Date)

(Ending Date)

#### ANSWER ALL PERTINENT QUESTIONS

1. The Judgment Debtor is an employee or is otherwise owed earnings: Yes No

	If the	e answer is "NO", enter the Judgment	
	Debt	or's last date of employment by your firm	
	or th	e last date for which earnings are owed.	1. \$
2.	For t	he earnings of the Judgment Debtor for	
		pay period enter all of the following:	
	a.	Gross Earnings.	2a. \$
	b.	Disposable Earnings	
		(Gross earnings less deductions	
		required by law).	2b. \$
	c.	Enter twenty-five percent (25%) of line 2b.	2c. \$
3.	The	current federal minimum wage is \$7.25	
		our. Enter one of the following using an	
	-	opriate pay period: weekly (thirty times	
	mini	mum wage), bi-weekly (sixty times	
	mini	mum wage), semimonthly (sixty-five	
	time	s minimum wage), monthly (one hundred	
	thirty	y times minimum wage).	3. \$
4.	Subt	ract line 3 from line 2b and enter.	4. \$

. ·

- Enter the amount from line 2c or line 4, 5. 5. \$ \_\_\_\_\_ whichever is smaller.
- Enter the amount withheld from the Judgment 6. Debtor's earnings because of a court ordered Assignment for Support of a Person or a Garnishment or Levy for the collection of taxes.

6. \$ \_\_\_\_\_

7. Subtract line 6 from line 5 and enter here. THIS IS THE AMOUNT OF NONEXEMPT EARNINGS YOU ARE TO WITHHOLD AND FORWARD TO THE JUDGMENT CREDITOR'S ATTORNEY 7. \$\_\_\_\_\_ ALONG WITH STATEMENT.

Tag Process Service Inc. 637 S 48th St, 101 Tempe, AZ 85281 (602) 254-3900

#### **Arcadia Biltmore Justice Court** 620 W. Jackson Street, Phoenix, AZ 85003

C.A.G. Acceptance, LLC., an Arizona limited liability company,

#### CASE #: CC2017-035410RC

**CERTIFICATE OF NON-SERVICE** 



vs.

Molly Cheama and John/Jane Doe, a married couple,

Defendant,

The undersigned certifies under penalty of perjury:

I received Application for Writ of Garnishment; (2) Writ of Garnishment & Summons (Earnings); (2) Instructions to Garnishee (Earnings); (4) Garnishee's Answer (Earnings); (4) Notice of Hearing on Garnishment (Earnings); (2) Notice to Judgment Debtor of Garnishment (Earnings); (2) Request for Hearing on Garnishment (Earnings); (4) Garnishee's Nonexempt Earnings Statement; (4) Request for Hearing on Nonexempt Earnings Statement; (1) Judgment from Mark A Kirkorsky, P.C. and after my attempts, I have been unable to effect service upon:

#### Nicholas Bujak MD PLLC

The following attempts at service were made at 1118 W Lynwood St, Phoenix, AZ 85007:

Thursday 04/21/2022-4:02 PM (Attempt)

Notes: Residential property. No answer at the front door of the home. Dogs seen inside. Noise heard (door closing) coming from inside. Shouted for the Statutory Agent and got no response. No answer with the neighbor.

Thursday 05/05/2022-2:46 PM (Attempt) Notes: No answer at the front door of the home. There is a package addressed to Jessica Glover. Dog heard barking.

Saturday 05/07/2022-11:11 AM (Attempt)

Notes: This address is residential. There was no answer at the property nor the neighbor left. There was a car out front with the plate CKZ3952.

Monday 05/09/2022-11:13 AM (Attempt)

Notes: Per the current renter named Jessica, the statutory agent is unknown. They have been there about 4 years now. There was a different car present with plate VLA2LA.

#### Comments: Invalid/Subject not known here; Unable to serve Statutory Agent/NICHOLAS BUJAK at address provided by the ACC;

I declare under penalty of perjury that the foregoing is true and correct. Executed on the 10 day of \_\_\_\_\_, 2022

х Jim Ortma

Maricopa Co. 7548 Date Served: 05/09/2022 Court Case# CC2017-035410RC Our Job#: 798223 Client/Atty File#: F25227

#### Fees: \$55.00 Service Fee \$55.00 TOTAL:

#### 

This address was skip traced by Tag Process using a combination of the following and believe it to be the most current: TLO TransUnion, Lexis Nexis Accurint, idiCORE, MVD records, County Assessor records, whitepages.com, and social media.



#### QUICK RECEIPT

Arizona Corporation Commission Receipt Number:202205241730190 Receipt Date: 05/24/2022 02:42PM User: CHASITY PULLIN

Date Printed: 05/24/2022

,

The following details your transaction(s):

#### **Payment Submitted:**

Payment Type	Check/Ref No.	Amount
Check	534266	\$ 25.00
	Total Amount:	\$ 25.00

#### Transactions posted to this receipt:

Entity Name	Document Type	Transaction Amount	Expedite Amount	Waived Document Amount	Waived Expedite Amount	Total Transaction Amount
NICHOLAS BUJAK MD PLLC	Service of Process	\$ 25.00	\$ 0.00	\$ 0.00	\$ 0.00	\$ 25.00
					Total Amount:	\$ 25.00
					Total Waived Amount:	\$ 0.00

1300 West Washington, Phoenix, Arizona, AZ 85007 www.ecorp.azcc.gov

Tuuuu, mu, 27, 2022

CHASITY PULLIN

# ACC

#### ENTITY INFORMATION

ENTITY DETAILS			
Entity Name:	NICHOLAS BUJAK MD PLLC	Entity ID:	P19791874
Entity Type:	Domestic Professional LLC	Entity Status:	Active
Formation Date:	1/22/2015	Reason for Status:	In Good Standing
Original Incorporation Date:	1/22/2015	Status Date:	
Approval Date:	2/13/2015	Life Period:	Perpetual
Business Type:		Last Annual Report Filed:	
Domicile State:	Arizona	Annual Report/COD Due Date:	
		Fees Due:	\$0
Original Publish Date:		Years Due:	

#### STATUTORY AGENT INFORMATION

Type:	Individual	Appointed Status:	Active
Name:	NICHOLAS BUJAK	Agent Last Updated:	2/13/2015
Attention:		Address:	1118 W LYNWOOD ST , PHOENIX, AZ 85007, USA
Attention:		Mailing Address:	1118 W LYNWOOD ST , PHOENIX, AZ 85007, USA
E-mail:		County:	

Title	Name	Attention	Address	Email	Date of Taking Office	Last Updated
Member	NICHOLAS BUJAK		1118 W LYNWOOD ST, PHOENIX, AZ, 85007, USA		1/22/2015	2/13/2015

/22, 2:41 PM			Arizona Corpora	tions Commission		22052414426
ADDRESS	0					
Attention:	Address:	1118 W JSA	LYNWOOD ST, PHOENIX, AZ, 85007,	County: Ma	<sup>ricopa</sup> U	Last pdated: 1/26/2015
ENTITY PR	INCIPAL OFI					
	Attentior	า:	Address:	County:		Last Updated:
Back			Microfilm History	Corresponde	nce History	Comment History
Return	n to Searc	ch	Docum	nent History	Service Histo	ory Name History
Return	n to Resu	Its				Payment History