

SUPREME COURT
COUNTY OF KINGS

STATE OF NEW YORK

DISCOVER BANK,
Plaintiff,

Index No: [REDACTED]

-against-
[REDACTED]
Defendant,

STIPULATION OF
SETTLEMENT

48%
5 PAYMENTS
LAWSUIT

It is hereby stipulated and agreed by and between the parties that the above case is settled for the sum of \$15,000.00 to be paid on the following terms:

1. Defendant agrees to pay Plaintiff \$12,000.00 by November 30, 2017.
2. Defendant is to pay the remaining balance of \$3,000.00 in 4 monthly payments of \$500.00 each due by the end of the month beginning December 30, 2017 until March 30, 2018 and 1 final payment of \$1000.00 on April 30, 2018 when the balance is settled in full.
3. Payments are to be applied initially to court costs and disbursements and then to the reduction of principal.
4. No interest is to accrue provided there is no default payment under the terms of this agreement.
5. All payments are to be made payable to Zwicker and Associates PC and sent to Zwicker & Associates PC, PO Box 9043, Andover, MA, 01810-9043
6. This stipulation of settlement shall be filed with the court. Defendant waives objections to service of process and consents to the jurisdiction of the court.
7. In the event of default, notice of such default will be mailed by ordinary mail to the Defendant at his last known address and if such default remains uncured for ten (10) days then Plaintiff shall be entitled, without further notice, to enter judgment against the Defendant in the amount listed within the complaint of \$30,737.78, plus costs if any, disbursements, and interest, less payments received.
8. Facsimile copies will be treated as originals with respect to this stipulation of settlement only.
9. If a creditor or debt collector receives a money judgment against you in court, state and federal laws may prevent the following types of income from being taken to pay the debt:
 1. Supplemental security income, (SSI);
 2. Social security;
 3. Public assistance (welfare);
 4. Spousal support, maintenance (alimony) or child support;
 5. Unemployment benefits;
 6. Disability benefits;
 7. Workers' compensation benefits;
 8. Public or private pensions;
 9. Veterans' benefits;
 10. Federal student loans, federal student grants, and federal work study funds; and
 11. Ninety percent of your wages or salary earned in the last sixty days.
10. Upon full payment by Defendant in accordance with the terms of this stipulation of settlement, Plaintiff shall file a notice of discontinuance with the court.

[REDACTED]
Date:
Sworn before me on _____, 2017

Notary Public

STEVEN P. BANN, Esq.
ANNA L. LOISELLE, Esq.
JASON VERHAGEN, Esq.
STEPHANIE M. WALLACE, Esq.
JEFFREY GERACE, Esq.
Zwicker & Associates PC
A law firm engaged in debt collection
Attorneys for Plaintiff
Date: