

NYSCEF DOC. NO. 5

RECEIVED NYSCEF: 12/18/2023

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF CHEMUNG

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CAPITAL ONE, N.A. STIPULATION OF SETTLEMENT
AND RIGHT TO ENTER
JUDGMENT UPON DEFAULT

-against-
CHRISTINA RODRIGUEZ

Defendant (s)

Index No.2023-5745
File#: 0808M 416622 ja

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IT IS AGREED that the above matter is settled on the following terms:
FIRST: The undersigned appear(s) in this action and hereby waives the service of a summons and complaint and in the event payments are not made as provided herein, consents to the entry of judgment as described below.
SECOND: If an answer has been interposed, the undersigned defendant(s) or legal representative withdraws the answer and counterclaims, if any, and consent(s) to a judgment being entered according to the terms of this agreement unless payments are made as provided hereunder.
THIRD: If an answer has not been interposed, the undersigned defendant(s) or legal representative consent(s) that judgment may be entered according to the terms of this agreement unless payments are made as provided hereunder.
FOURTH: Plaintiff's claim settled for of: \$3363.50.

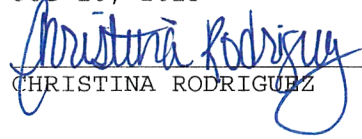
\$ 3363.50Balance
\$.00No Interest
\$Attorney's Fees
\$ 3363.50 "Amount of Settlement" which defendant(s)
or legal representative agrees to pay upon the following terms:
\$ 125.00on or before 10/26/23 and continuing in installments of
\$ 125.00due on or before the 26th day of each month thereafter.
Installments to continue until the full settlement amount is paid. All checks shall be made payable and sent to:


MALEN & ASSOCIATES, p.c., as attorneys,
123 Frost Street, Westbury, NY 11590 (516) 334-3500 Ext: 5926

YOU MAY ALSO MAKE YOUR PAYMENT ONLINE AT www.malenpay.com. FILE NUMBER: 416622
FIFTH: Failure to make any payment(s) when due hereunder shall constitute an immediate event of default. In the event that any default continues for a period of more than ten (10) days after written notice to cure, then Plaintiff may enter judgment for the Amount of Settlement with applicable interest, costs and disbursements, giving credit for payments made hereunder.
SIXTH: Plaintiff reserves all rights against any other person not a party to this stipulation. When the final payment is made pursuant to paragraph fourth, plaintiff shall deliver to the undersigned a Stipulation of Discontinuance with prejudice.

This is an attempt to collect a debt, any information obtained will be used for that purpose. We are a Debt Collector.

This Stipulation may be signed in counterparts and an executed facsimile copy shall be deemed to have the same force and effect as a signed original.

Oct 10, 2023

CHRISTINA RODRIGUEZ

MALEN & ASSOCIATES, P.C.
Attorneys for Plaintiff

Adam Hughes, Nicholas Templeton, Dana Arrick

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