7/12/2022 3:05 PM FILED IN OFFICE OF TIFFANY M. RUSSELL CLERK OF THE CIRCUIT COURT ORANGE COUNTY FLORIDA

IN THE SMALL CLAIMS DIVISION OF THE 9th JUDICIAL CIRCUIT
IN AND FOR Orange COUNTY, FLORIDA

Ivanna Ortiz
Plaintiff(s)

Case No.: 2022-SC-28150

vs. Defendant 1:
T-Mobile
Defendant(s)

Defendant 2:

Address:
4 Sylvan Way, Parsippany-Troy Hills, NJ 07054

Address:

STATEMENT OF CLAIM

Plaintiff(s) sue(s) the Defendant(s) for damages which do not exceed $8,000.00 exclusive of costs and interest for (check one category below):

☐ **Auto Accident** occurring on or about_____ in the vicinity of _____, in____ _____ County, Florida caused by the negligent operation of a vehicle operated by __ _____ and owned by _____resulting in damages, described below.

☐ **Goods sold** by Plaintiff; goods and prices and credits listed below.

☐ **Work done** and materials furnished; time and materials, showing charges and credits, listed below.

☐ **Money lent** to defendant on _____ with interest owed since _____.

☐ **Promissory Note** executed on _____, copy attached; defendant failed to either pay the note or an installment payment, and interest is owed since _____, plus attorney's fees.

☐ **Account Stated** for an agreed balance owed on business transactions between the parties, the defendant did not object to the statement of account presented, a copy of which is attached.

☑ **Other claim** – Please specify: Business Transation Dispute.

Explain below the details (what happened, dates, times, place, etc.) of your claim. This section must be completed. Attach additional pages if needed.

On July 15, 2021. T-Mobile charged my bank account with no authorization in the amount of $2363.60.

One year was spent on phone calls and writing mail to T-Mobile demanding a return of the monies of the unauthorized charge.

☐ Attached is a copy of any written document(s) that is that basis of this claim.

WHEREFORE, the Plaintiff(s) demand judgment in the principal sum of $ 3363.60
Plus costs, if known, (summons, service) in the amount of $ 300.00
Plus interest in the amount of $ NA
TOTAL $ 3663.60

Ivanna Ortiz
Signature of Plaintiff(s)

Ivanna Ortiz
Print name of Plaintiff(s)

Title (if applicable)



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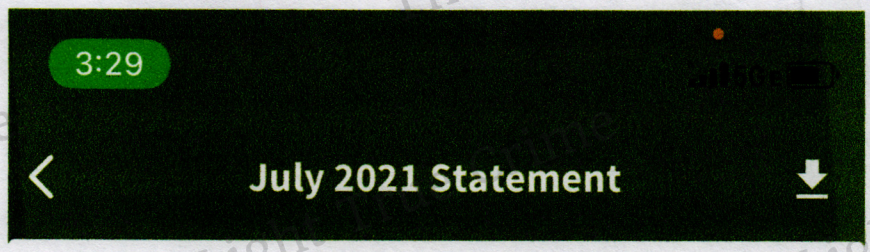

REGIONS

Regions Bank
Beverly Hills 3719 N Lecanto H
3719 N Lecanto Hwy
Beverly Hills, FL 34465

ACCOUNT # [redacted]

092
Cycle 26
Enclosures 0
Page 2 of 4

WITHDRAWALS (CONTINUED)

07/08	Card Purchase Sq *Frat Am T 5899 Orlando FL 32899 4448		79.87
07/08	Card Purchase Sq *Tnt Firewor 5999 Orlando FL 32809 4448		23.47
07/08	PIN Purchase 7-Eleven 5541 Minneola FL 4448		46.00
07/08	Card Purchase McDonald S F337 5814 Minneola FL 34715 4448		12.90
07/06	Capital One Creardpmt Ivanna L Ortiz 9g75c9r1tghxh		70.00
07/06	Synchrony Bank Payment Ortiz,Ivanna L		104.00
07/07	Card Purchase Cvs/Pharmacy #8 5912 Orlando FL 32804 4448		8.51
07/07	Card Purchase Cvs/Pharmacy #8 5912 Orlando FL 32804 4448		5.00
07/07	Card Purchase Dollar Tree 3331 Orlando FL 32804 4448		4.26
07/07	Card Purchase [redacted] FL 32804 4448		15.33
07/07	Geico Prem Coll Ivanna Ortiz		33.62
07/07	Synchrony Bank Cc Pymt Ivanna L Ortiz 601918234929641		279.00
07/07	The Princeton at Web Pmts Ivanna Ortiz T58rp7		1,739.97
07/06	Card Purchase McDonald S F113 5814 Orlando FL 32810 4448		8.71
07/06	Card Purchase Orange County T 9311 888 8916064 FL 32834 4448		2.00
07/06	Card Purchase Orange County T 9311 888 8916064 FL 32834 4448		69.25
07/06	Card Purchase Meson Sandwiche 5814 Orlando FL 32822 4448		6.81
07/06	Card Purchase Tropical Smooth 5814 Orlando FL 32804 4448		7.02
07/06	Card Purchase Tropical Smooth 5814 Orlando FL 32804 4448		1.27
07/06	Capital One Mobile Pmt Ivanna L Ortiz 3g7eic4cb2k43ut		400.00
07/06	Card Purchase Citibank, N.A./ 8012 800 3932343 SD 57104 4448		65.22
07/06	Card Purchase Chipotle 0684 5814 Altamonte Spr FL 32714 4448		20.26
07/12	Card Purchase [redacted] 5993 Winter Park FL 32789 4448		23.42
07/12	Card Purchase Clx E-Pass A/ 4784 407 690 5000 FL 32807 4448		20.00
07/12	Card Purchase Racetrac667 0 5541 Kissimmee FL 34744 4448		42.88
07/12	Card Purchase Target 0 5411 Orlando FL 32839 4448		159.70
07/12	Card Purchase Plaza One Caf 7692 Orlando FL 32801 4448		26.02
07/12	Capital One Crcardpmt Ivanna Ortiz 3g7zsawslmv4jo		73.00
07/14	PIN Purchase 7-Eleven 5541 Orlando FL 4448		36.00
07/14	Recurring Card Transaction Applecare Mnthl 5732 Minneapolis MN 55423 4448		9.72
07/15	Card Purchase Clx E-Pass A/ 4784 407 690 5000 FL 32807 4448		20.00
07/15	Card Purchase Cvs/Pharmacy #8 5912 Orlando FL 32804 4448		31.92
07/15	Recurring Card Transaction Tmobile*auto PA 4814 [redacted] 97 WA 98006 4448		2,363.60
07/15	Card Purchase [redacted] Orlando FL 32804 4448		21.08
07/16	Card Purchase McDonald S M068 5814 Orlando FL 32807 4448		13.18
07/16	Card Purchase Shell Oil 57542 5541 Altamonte Spr FL 32714 4448		2.55
07/16	Card Purchase Waffle House 21 5812 Orlando FL 32807 4448		2.75
07/16	Card Purchase Apna Andaaz 5651 Orlando FL 32837 4448		13.50
07/16	Card Purchase Lids 6351 5655 Orlando FL 32809 4448		34.07
07/16	Card Purchase McDonald S F106 5814 Orlando FL 32805 4448		9.98
07/16	PIN Purchase Stm363 5541 Orlando FL 4448		41.48
07/19	Card Purchase Taqueria Ameca 5812 Orlando FL 32839 4448		7.54
07/19	Card Purchase Champs - 14940 5661 Orlando FL 32809 4448		117.14
07/19	Card Purchase All Star Sports 5691 Orlando FL 32809 4448		137.80
07/19	Card Purchase KFC Y300039 1 5814 ST Cloud FL 34772 4448		6.63
07/19	Card Purchase McDonalds F289 5814 Orlando FL 32809 4448		16.19
07/19	Card Purchase Clx E-Pass A/ 4784 407 690 5000 FL 32807 4448		20.00
07/19	Card Purchase Steak-N-Shake#8 5814 Orlando FL 32837 4448		14.77
07/19	Zelle Debit to Mayra Gonzalez Ref# 1 [redacted] le		25.00
07/19	MaeVe Auto Pymt Ivanna L Ortiz 7204612711530708		29.90
07/20	Recurring Card Transaction Gmb Sppt.Com 5566 855 8508222 FL 32819 4448		39.99
07/22	Card Purchase Clx E-Pass A/ 4784 407 690 5000 FL 32807 4448		20.00
07/22	Paypal Inst Xfer Ivanna Ortiz Apple.Com Bill		4.49
07/22	Paypal Inst Xfer Ivanna Ortiz Apple.Com Bill		14.99

REGIONS

Regions Bank
Beverly Hills 3719 N Lecanto H
3719 N Lecanto Hwy
Beverly Hills, FL 34465

ACCOUNT # [redacted]

092
Cycle 26
Enclosures 0
Page 3 of 4

WITHDRAWALS (CONTINUED)

07/25	Card Purchase Seaworld Parks E 7005 407 545 5550 FL 32821 4448		35.14
07/26	PIN Purchase 7-Eleven 5541 Orlando FL 4448		48.29
07/26	PIN Purchase SSA Central FL 5947 Sanford FL 4448		37.25
07/26	PIN Purchase SSA Central FL 5947 Sanford FL 4448		34.16
07/26	Card Purchase Cvs/Pharmacy #8 5912 Orlando FL 32804 4448		4.24
07/26	Card Purchase Cvs/Pharmacy #8 5912 Orlando FL 32804 4448		88.67
07/26	Paypal Inst Xfer Ivanna Ortiz Wish		4.24
07/27	Card Purchase Racetrac2357 0 5541 Orlando FL 32837 4448		4.25
07/27	Card Purchase McDonald S F456 5814 Orlando FL 32839 4448		2.55

[redacted]



7/12/2022 3:10 PM FILED IN OFFICE OF TIFFANY M. RUSSELL CLERK OF THE CIRCUIT COURT ORANGE COUNTY FLORIDA

IN THE COUNTY COURT OF THE
NINTH JUDICIAL CIRCUIT IN AND FOR
ORANGE COUNTY, FLORIDA

Case No.: 2022-SC-028150-O

IVANNA ORTIZ

Plaintiff

vs.

T-MOBILE

Defendant

NOTICE TO APPEAR FOR PRETRIAL CONFERENCE/ MEDIATION

STATE OF FLORIDA -NOTICE TO PLAINTIFF (S) AND DEFENDANT (S)

T-MOBILE
4 SYLVAN WAY
PARSIPPANY-TROY HILLS NJ 07054

YOU ARE HEREBY NOTIFIED that you are required to appear VIRTUALLY (yourself or through your attorney) on **8/26/2022** at **9:15 AM**. for a PRETRIAL CONFERENCE by accessing the following link or QR code:

https://zoom.us/my/orangesmallclaimsptc

SCAN ME

Or you may join by calling 1-301-715-8592 with meeting ID 555 199 8420.

DO NOT COME TO THE COURTHOUSE. THE PRETRIAL CONFERENCE IS VIRTUAL.
THE CASE WILL NOT BE TRIED AT THE PRETRIAL CONFERENCE. DO NOT HAVE WITNESSES APPEAR VIRTUALLY. YOU MUST APPEAR VIRTUALLY YOURSELF OR BY AN ATTORNEY. IF YOU DO NOT SPEAK OR UNDERSTAND ENGLISH, YOU MUST PROVIDE YOUR OWN INTERPRETER FOR THE VIRTUAL PRETRIAL CONFERENCE.

Defendant(s) must appear virtually on the date specified in order to avoid a default judgment. Plaintiff(s) must appear on the date specified in order to avoid having the case dismissed for lack of prosecution. A written MOTION or ANSWER to the court by the plaintiff(s) or defendant(s) shall not excuse the appearance of a party or its attorney in the

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PRETRIAL CONFERENCE/MEDIATION. The date and time of the pretrial conference CANNOT be rescheduled without good cause and prior court approval.

Any business entity recognized under Florida law may be represented at any stage of the trial court proceedings by any principal of the business entity who has legal authority to bind the business entity or any employee authorized in writing by a principal of the business entity. A principal is defined as being an officer, member, managing member, or partner of the business entity. Written authorization must brought to the Pretrial Conference.

The purpose of the pretrial conference is to record your appearance, to determine if you admit all or part of the claim, to enable the court to determine the nature of the case, and to set the case for trial if the case cannot be resolved at the pretrial conference. You or your attorney should be prepared to confer with the court and to explain briefly the nature of your dispute, state what efforts have been made to settle the dispute, exhibit any documents necessary to prove the case, state the names and addresses of your witnesses, stipulate to the facts that will require no proof and will expedite the trial, and estimate how long it will take to try the case.

Mediation may take place at the pretrial conference. Whoever appears for a party must have full authority to settle. Failure to have full authority to settle at this pretrial conference may result in the imposition of costs and attorney fees incurred by the opposing party.

If you admit the claim, but desire additional time to pay, you must state the circumstances to the court. The court may or may not approve a payment plan and withhold judgment or execution or levy.

RIGHT TO VENUE: The law gives the person or company who has sued you the right to file suit in any one of several places as listed below. However, if you have been sued in any place other than one of these places, you, as the defendant(s), have the right to request that the case be moved to a proper location or venue. A proper location or venue may be one of the following:

1. Where the contract was entered into;
2. If the suit is on unsecured promissory note, where the note is signed or where the maker resides;
3. If the suit is to recover property or to foreclose a lien, where the property is located;
4. Where the event giving rise to the suit occurred;
5. Where any one or more of the defendant(s) sued resides;
6. Any location agreed to in a contract;
7. In an action for money due, if there is no agreement as to where suit may be filed, where payment is to be made.

If you, as the defendant(s), believe the plaintiff(s) has/have not sued in one of these correct places, you must appear virtually on your court date and orally request a transfer, or you may file a WRITTEN request for transfer, in affidavit form (sworn to under oath) with the court 7 days prior to your first court date and send a copy to the plaintiff(s) or the plaintiff(s) attorney, if any.

If the party serving summons has designated e-mail address(es) for service or is represented by an attorney, you may designate e-mail address(es) for service by you through the Florida E-filing Portal found at https://www.myflcourtaccess.com/ For more information about the E-Filing portal, visit https://www.floridasupremecourt.org/Practice-Procedures/About-E-Filing-Portal#use



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You may review your complete case file by visiting https://myeclerk.myorangeclerk.com.

You must keep the Clerk of Court's office notified of your current address and email address, especially if the address for this summons was different from where you were actually served. Future papers in this lawsuit will be served at the address on record at the clerk's office. The failure to update your correct address with the Clerk of Court may result in actions taken against you without your knowledge.

A copy of the Statement of Claim shall be served with this summons.

Dated: 7/12/2022

Tiffany Moore Russell
Clerk of the Court

By: /s/ Amy Cornell
Deputy Clerk
(SEAL)

REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH DISABILITIES

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Human Resources, Orange County Courthouse, 425 N. Orange Avenue, Suite 510, Orlando, Florida, (407) 836-2303, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

Rev. 6/14/2021

The Light True Crime

Filing # 156330899 E-Filed 08/29/2022 03:14:48 PM

IN THE COUNTY COURT OF THE
NINTH JUDICIAL CIRCUIT, IN AND
FOR ORANGE COUNTY, FLORIDA

2022-SC-028150-O
DIVISION 75

IVANNA ORTIZ

Plaintiff(s),
vs.

T-MOBILE

Defendant(s).
_____/

ORDER FOLLOWING PRETRIAL CONFERENCE

This cause came before the Court on August 26, 2022 for a small claims pretrial conference. The following was ordered:

_____ Plaintiff failed to appear and the case is dismissed. The Clerk of Court shall close the case.

_____ Service of process has not been completed. Court grants Plaintiff an additional 120 days from the date of the pretrial conference to complete service of process or the case will be dismissed without further notice or opportunity to be heard.

_____ Service of process remains incomplete. The case will be dismissed if not served within the 120 day extension given by the Court on .

__XX__ Defendant failed to appear. The Court entered a default and awarded Plaintiff principal and court costs and such other relief as requested. Plaintiff must submit any required affidavits and proposed final judgment within 180 days of the pretrial conference or the case will be dismissed. If the affidavit of service has not been docketed at the time of the PTC, Plaintiff must attach a copy to the proposed final judgment.

_____ The parties reached a stipulation for payment during the status conference or the Court ordered the Defendant to make periodic payments. Defendant shall pay $ per month until the principal of $ and court costs of $ are paid in full. While Defendant is making such payments, the Plaintiff does/does not waive court costs. If Defendant defaults in payments, Plaintiff may file an affidavit of default and will be entitled to a final judgment in the amount of principal, plus court costs, minus any payment made prior to the default. This case is DISMISSED and the Court retains jurisdiction to enforce the stipulation/court order. Plaintiff provided Defendant information on how to make the

payments or where to call for such information. The Plaintiff will/ will not send Defendant a stipulation that must be signed and returned to the Plaintiff. As long as Defendant is making payments, the signed stipulation is not a default condition. First payment is due on or before and on the of each month thereafter. Any other conditions of the stipulation/court order:

_____ Defendant failed to appear. The Court entered a default. Damages were not liquidated in the statement of claim. The case will be set for trial on damages.

_____ The parties were referred to mediation.

_____ All parties are represented by counsel who will let the Court know when cause is at issue. However, the case will be dismissed if no activity within 120 days from this Order without further notice or opportunity to be heard.

_____ Defendant has filed a suggestion of bankruptcy. Plaintiff shall provide a status update every 90 days from the date of this Order regarding the status of the bankruptcy proceedings and whether this lawsuit will continue. If Plaintiff fails to provide the status update the case will be dismissed without further notice or opportunity to be heard.

_____ The parties consent to this case being referred to the General Magistrate.

_____ The Court finds the Notice to Appear was served less than five (5) days from the date of the pretrial conference. Defendant failed to appear. The Court finds the less than five (5) days notice does not provide Defendant due process. The pretrial conference shall be reset by the assigned division.

_____ The Defendant has not been served, but voluntarily consented to the jurisdiction of the Court and the PTC proceeded. Plaintiff shall notify its process server to cease service attempts.

_____ The parties resolved the case prior to the pretrial conference. Plaintiff has 60 days to file the settlement agreement and provide an order to the Court. Otherwise, the Court will enter its own order dismissing the case and retaining jurisdiction to enforce the settlement. If the Court enters the order, any subsequent enforcement action will require the filing of the settlement agreement.

_____ Other.

The Light True Crime

DONE AND ORDERED in Orlando, Florida on this 29th day of August, 2022

eSigned by Andrew Bain 08/29/2022 15:13:51 pWYISLwY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy was delivered to the below parties on this 29th day of August, 2022 Parties participating in electronic filing served via e-filing portal only.

IVANNA ORTIZ 558

T-MOBILE
4 SYLVAN WAY
PARSIPPANY-TROY HILLS,
NJ 07054
Via Portal

Judicial Assistant to Judge Andrew Bain

The Light True Crime

11/4/2022 10:13 AM FILED IN OFFICE TIFFANY MOORE RUSSELL CLERK OF THE CIRCUIT COURT ORANGE CO FL

IN THE COUNTY COURT OF THE
NINTH JUDICIAL CIRCUIT OF FLORIDA
ORANGE COUNTY, FLORIDA

Ivanna Ortiz

CASE NUMBER 2022-SC-028150-O

Plaintiff(s)

vs.

T-Mobile

Defendant(s)

AFFIDAVIT AS TO MILITARY SERVICE, PROPER VENUE AND INDEBTEDNESS

Before me, the undersigned authority appeared Ivanna Lisette Ortiz physical in the above styled cause; that the above named Ivanna Lisette Ortiz is/are not now in the military service of the United States of America and that this action is brought in the county of proper venue.

The defendant owes plaintiff the following amount $ 3163.60

Ivanna Ortiz
Plaintiff/Agent for Plaintiff

Sworn to and subscribed before me this 9/26/2022 (Date) by Ivanna Lisette Ortiz (Name)

who ___personally known to me/ ✓ produced DL Liz PL (Document)

as identification, and who ____ did/ ____did not take an oath.

Deputy Clerk / Notary Public

NOTARY PUBLIC STATE OF FLORIDA
MAGUEDALA ST LOUIS
MY COMMISSION # HH 198286
EXPIRES: November 14, 2025

11/4/2022 10:13 AM FILED IN OFFICE TIFFANY MOORE RUSSELL CLERK OF THE CIRCUIT COURT ORANGE CO FL

MOTION FOR CLERK'S DEFAULT

Plaintiff hereby moves the Clerk to enter default against T-Mobile for failure to appear for the pre-trial as required by law.

Ivanna Ortiz
Plaintiff/Agent for Plaintiff

ENTRY OF DEFAULT

A default is entered in this action against the above named defendant for failure to appear as required by law.

Clerk of the County Court, Orange County, Florida

_____
Deputy Clerk

