

LYCOMING REPORTER

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PUBLISHED EVERY FRIDAY BY
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LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 601

Williamsport, PA 17701

www.lycolaw.org

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Your online connection for:

- Court Calendar • Continuing Legal Education
- Conference Room Facilities • Legal Assistance
- Recent Court Decisions • Upcoming LLA & Public Events

www.lycolaw.org

SCHEDULED EVENTS

Additional information about any of these events is available on the Lycoming Law Association website at www.lycolaw.org.

2/10/2014 – LLA Executive Committee Meeting: *Regular Meeting of the LLA Executive Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office

2/26/2014 – Charles F. Greevy, Jr., American Inn of Court Meeting: *Group 4 presentation* **Time:** 5:45 PM to 8:00 PM. **Location:** TBA

3/10/2014 – LLA Executive Committee Meeting: *Regular Meeting of the LLA Executive Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office

3/26/2014 – Charles F. Greevy, Jr., American Inn of Court Meeting: *Group 5 presentation* **Time:** 5:45 PM to 8:00 PM. **Location:** TBA

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 2/11/2014** – **Drafting & Modifying Residential Agreements of Sale:** *PBI Groupcast.* **CLE credits:** 3 Substantive **Time:** 12:30 PM to 3:45 PM. **Location:** LLA Office
- 2/18/2014** – **What Drs Wish Lawyers Knew About Health Care Powers of Attorney:** *PBI Video Replay.* **CLE credits:** 1 Substantive / 1 Ethics **Time:** 9:00 AM to 11:00 AM. **Location:** LLA Office
- 2/19/2014** – **CLE: Literature as an Alternative Sentence:** *LLA Eat & Earn – Angela Lovecchio, presenter.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Holiday Inn, 100 Pine Street, Williamsport
- 2/26/2014** – **Charles F. Greevy, Jr., American Inn of Court Meeting:** *Group 4 presentation.* **CLE credits:** 1 **Time:** 5:45 PM to 8:00 PM. **Location:** TBA
- 2/27/2014** – **Facebook, Twitter and Blogging... Oh My:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 3/4/2014** – **Taking and Defending Depositions:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 3/6/2014** – **Handling the Workers' Comp Case:** *PBI Groupcast.* **CLE credits:** 5 Substantive/ 1 Integrated Ethics **Time:** 8:25 AM to 3:45 PM. **Location:** LLA Office
- 3/13/2014** – **Spoliation and Preservation of Evidence:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 3/19/2014** – **27th Annual Civil Litigation Update:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:30 PM. **Location:** LLA Office
- 3/19/2014** – **Annual Update of the Law 2014:** *LLA Eat & Earn, Cliff Rieders Presenting.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Holiday Inn, 100 Pine Street, Williamsport
- 3/25/2014** – **Elder Law Update:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 3/26/2014** – **Charles F. Greevy, Jr., American Inn of Court Meeting:** *Group 5 presentation.* **CLE credits:** 1 **Time:** 5:45 PM to 8:00 PM. **Location:** TBA
- 3/27/2014** – **Guardianship 101:** *PBI Groupcast.* **CLE credits:** 3 Substantive / 1 Integrated Ethics **Time:** 8:30 AM to 12:50 PM. **Location:** LLA Office
- 3/31/2014** – **What Every Municipal Solicitor Should Know About Labor and Employment Law:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Integrated Ethics **Time:** 9:00 AM to 4:45 PM. **Location:** LLA Office

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- 4/3/2014 – School Law: PBI Video Replay. CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 4/8/2014 – Restrictive Covenants and Computer Forensics: PBI Video Replay. CLE credits:** 2 Substantive / 1 Integrated Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 4/10/2014 – Powerful Witness Preparation: PBI Video Replay. CLE credits:** 5 Substantive / 1 Integrated Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 4/15/2014 – CLE Ethics Fun with Sean Carter – Legal Marketing Jeopardy/No Laughing Matter/Heal Thyself: PBI Video Replay. CLE credits:** 3 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 4/16/2014 – An Hour on Ethics: LLA Eat & Earn, Brian Bluth (and Panel?) Presenting. CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Holiday Inn, 100 Pine Street, Williamsport
- 4/17/2014 – Drafting Last Minute Estate Plan for a Sick or Dying Client: PBI Video Replay. CLE credits:** 3 Substantive / 1 Integrated Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 4/22/2014 – Ethics: Abe Lincoln, Sydney Carton and the Art of Aspiration: PBI Video Replay. CLE credits:** 1 Ethics **Time:** 9:00 AM to 10:00 AM. **Location:** LLA Office
- 4/23/2014 – Fundamentals of Estate Planning: PBI Groupcast. CLE credits:** 5 Substantive / 1 Integrated Ethics **Time:** 9:00 AM to 4:30 PM. **Location:** LLA Office
- 4/24/2014 – iPad for Legal Professionals: PBI Video Replay. CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 4/28/2014 – 15th Annual Legal Issues in an Age of Aging: PBI Groupcast. CLE credits:** 5 Substantive / 1 Integrated Ethics **Time:** 8:30 AM to 4:00 PM. **Location:** LLA Office
- 4/30/2014 – The Jury Process in Criminal Cases: PBI Groupcast. CLE credits:** 3 Substantive **Time:** 12:30 PM to 3:45 PM. **Location:** LLA Office

*PBI Seminar. For tuition, registration, and all other information, please contact PBI Customer Service at (800) 247-4724, or online at www.pbi.org. Unless otherwise noted, this seminar is being held at the Lycoming Law Association Offices at 25 West Third Street, Suite 601, Williamsport, PA. Additional fees may be assessed for registration at the door.

**LLA Seminar. For tuition, registration, location, and all other information, please contact Jessica Engel at the LLA Office at (570) 323-8287, by e-mail at jengel@lycolaw.org, or online at www.lycolaw.org.

The full text of the following Lycoming County Court opinions is reported at www.lycolaw.org/Cases/search.asp.

- ▶ **Commonwealth vs. Moore** (01/31/2014)—Judge Nancy L. Butts
Criminal: Appeal; excessive sentence; history of probation violations; abuse of discretion. (Moore013114bt)
- ▶ **Commonwealth vs. Ernst** (01/31/2014)—Judge Nancy L. Butts
Criminal: Appeal; motion to compel ARD; DUI case; juvenile record. (Ernst013114bt)
- ▶ **Edler Estate** (01/31/2014)—Judge Marc F. Lovecchio
Wills and Estates: Petition to restore noncharitable irrevocable trust after death of settlor; Department of Aging involvement; termination of trust and transfer back of assets during life of settlor; legal viability of establishment and subsequent termination of trust; extent of powers granted by power of attorney; claim barred by settlement. (Edler013114L)
- ▶ **Commonwealth vs. Newman** (01/30/2014)—Judge Marc F. Lovecchio
Criminal: Commonwealth's appeal of sentencing; statutory maximum for DUI and refusal to submit to blood alcohol test; precedent of appealed case. (Newman013014L)
- ▶ **JC vs. TK; TK vs. JC** (01/23/2014)—Judge Marc F. Lovecchio
Custody: Appeal; relocation request; consideration of stability of children's schooling and drug use of one of the parents. (jc012314L)
- ▶ **Commonwealth vs. Yaggie** (01/22/2014)—Judge Dudley N. Anderson
Criminal: Post-sentence motion; DUI; sufficiency of the evidence; after accident consumption of alcohol; proof of refusal to submit to chemical testing; weight of evidence; excessive sentence claim; 4th offense; insulting defense. (yaggie012214a)
- ▶ **Linde Corporation vs. Black Bear Property, LP; Black Bear Holdings, LLC; Dibble; Penn Central Corporation and Black Bear, LLC** (12/04/2013)—Judge Dudley N. Anderson
Civil: Preliminary objections; mechanic's lien; service of process; certified mail, restricted delivery; acceptance by authorized agent; actual notice where plaintiff never complies with the service rules. (linde120413a)

ESTATE AND TRUST NOTICES

Notice is hereby given that, in the estates of the decedents set forth below, the Register of Wills has granted letters testamentary or of administration to the persons named. Notice is also hereby given of the existence of the trusts of the deceased settlors set forth below for whom no personal representatives have been appointed within 90 days of death. All persons having claims or demands against said estates or trusts are requested to make known the same, and all persons indebted to said estates or trusts are requested to make payment, without delay, to the executors or administrators or trustees or to their attorneys named below.

FIRST PUBLICATION**Bierman, Robert C.,** dec'd.

Late of Williamsport.

Executrix: Lisa A. Thomas, 208 Dochter Street, Jersey Shore, PA 17740.

Attorney: Leroy H. Keiler, III, Esquire, 110 Oliver Street, Ste. 2, P.O. Box 263, Jersey Shore, PA 17740, (570) 398-2750.

Eiswerth, Beverly L., dec'd.

Late of Montoursville.

Executor: Eldercare Solutions, Inc., Deborah Berrigan, P.O. Box 755, Williamsport, PA 17701.

Attorneys: Lester L. Greevy, Jr., Esquire, Greevy & Associates, 5741 State Route 87, Williamsport, PA 17701.

Entz, Walter R., dec'd.

Late of 1515 Dutchtown Rd., Muncy. Executor: Larry W. Entz, 12 Bruner St., Muncy, PA 17756.

Attorneys: John A. Smay, Esquire, Williams and Smay, 39 S. Main St., P.O. Box 35, Muncy, PA 17756.

Falk, Gayle, dec'd.

Late of Montoursville.

Executor: David W. Falk, 347 W. 57th Street, Apt. 29A, New York, NY 10019.

Attorneys: Fred A. Holland, Esquire, Murphy, Butterfield & Holland, P.C., 442 William Street, Williamsport, PA 17701.

Hanner, Edith L., dec'd.

Late of the Township of Loyalsock. Executors: Theda L. Tallman, 5033 Inverness Drive, Mechanicsburg, PA 17050 and Timothy J. Hanner, 1304 Walnut Street, Williamsport, PA 17701.

Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

Houseknecht, June E., dec'd.

Late of 109 Park Place, Apt. 23, Muncy.

Executor: Richard B. Houseknecht, 271 South Allegheny Street, Lock Haven, PA 17745.

Attorney: J. Howard Langdon, Esquire, 3 South Main Street, Muncy, PA 17756.

Kinley, Thomas E., dec'd.

Late of Cogan Station.

Executor: Corby M. Kinley, 2789 Beautys Run Road, Cogan Station, PA 17728.

Attorneys: John R. Bonner, Esquire, Casale & Bonner, P.C., 33 West Third Street, Suite 202, Williamsport, PA 17701, (570) 326-7044.

Kreitz, Marian L., dec'd.

Late of Williamsport.

Executrix: Karen M. Chianelli.

Attorneys: Matthew J. Parker, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

Mix, Raymond A., dec'd.

Late of 1895 State Route 973 West, Cogan Station.

Executrix: Joyce E. Mix, 1895 State Route 973 West, Cogan Station, PA 17728.

Attorney: John P. Pietrovito, Esquire, 3 South Main Street, Muncy, PA 17756.

Murray, Evelyn F. a/k/a Evelyn Forney Murray a/k/a Evelyn I. Murray, dec'd.

Late of the Township of Loyalsock. The Evelyn F. Murray Income Only Protector Trust dated April 24, 2012.

The Evelyn F. Murray Real Estate Protector Trust, dated April 24, 2012.

The Evelyn F. Murray Gas Lease Protector Trust, dated April 24, 2012.

The Evelyn F. Murray Primary Residence Protector Trust, dated April 24, 2012.

Settlor: Evelyn F. Murray.

Executor/Trustee: Glenn A. Murray, 603 Seagaze Drive, #841, Oceanside, CA 92054.

Attorneys: Elizabeth A. White, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

Sheasley, Thomas B., dec'd.

Late of 118 Harvest Moon Park, Linden.

Executor: Tyrine R. Sheasley, 352 Lick Run Road, Williamsport, PA 17701.

Attorney: Andrea B. Bower, Esquire, 426 Broad Street, Montoursville, PA 17754.

Thompson, Martha L., dec'd.

Late of Williamsport.

Executor: Woodlands Bank.

Attorneys: Matthew J. Parker, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

SECOND PUBLICATION

Good, Susan V. a/k/a Amelia V. Good, dec'd.

Late of Williamsport.

Administrator: John M. Good, Jr., 64 Maple Ave., Williamsport, PA 17701. Attorneys: Mc Nerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17703.

Haines, Eric J., dec'd.

Late of Lycoming County.

Executor: Paul S. Dubendorf, 326 Manor Drive, Northumberland, PA 17857.

Attorney: Jeffrey J. Crossland, Esquire, 129 Market Street, P.O. Box 352, Lewisburg, PA 17837.

Lagana, Allison M., dec'd.

Late of Wolf Township.

Co-Administrators: Karen E. Swimley, 136 Zeisloft Avenue, Muncy, PA 17756, Scott E. Wertman, 109 Ryan Street, Lexington, NC 27295 and Gary L. Wertman, 407 Sherman Street Extension, Muncy, PA 17756.

Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

Nicolosi, Janet M., dec'd.

Late of 2381 Rt. 405 Hwy., Muncy. Executor: Christopher J. Nicolosi, 50 Mahoning Street, Milton Towers, Apt. 501, Milton, PA 17847.

Attorneys: John A. Smay, Esquire, Williams and Smay, 39 South Main Street, P.O. Box 35, Muncy, PA 17756.

Peck, Edna C. a/k/a Edna Claire Peck, dec'd.

Late of the Township of Loyalsock. The Edna Claire Peck Protector Trust dated March 31, 2008 as amended November 29, 2010.

The Peck Family Protector Trust dated October 9, 2012.

Settlor: Edna Claire Peck.
Co-Trustee: Anne E. Hayes, 212 Jerome Avenue, Williamsport, PA 17701.

Executor/Co-Trustee: Woodlands Bank, 2450 E. Third Street, Williamsport, PA 17701.

Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

Shelley, Jean S., dec'd.

Late of the Township of Loyalsock. The Donald E. and Jean S. Shelley Protector Trust, dated September 22, 2008.

Settlor: Jean S. Shelley.

Trustees: Donna J. Biehl f/k/a Donna J. Bobbs, 317 Grampian Blvd., Williamsport, PA 17701 and Stephen H. Shelley, 230 Brooklet Court, Huntsville, AL 35806.

Attorneys: Elizabeth A. White, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

Swank, Lois L. a/k/a Lois Louise Swank, dec'd.

Late of Hughesville.

Co-Executors: Robert Wayne Swank, 144 S. Broad Street, Hughesville, PA 17737 and Judith Ann Babb, 4186 Clarkstown Road, Muncy, PA 17756.

Attorney: Layne R. Oden, Esquire, Nine South Main Street, Muncy, PA 17756-1306.

THIRD PUBLICATION

Artley, Miles F., dec'd.

Late of the City of Williamsport. Executor: Thomas A. Eiswerth c/o James T. Baldwin, Esquire, Baldwin & Baldwin, 42 South Front Street, Milton, PA 17847.

Attorneys: James T. Baldwin, Esquire, Baldwin & Baldwin, 42 South Front Street, Milton, PA 17847.

Gilson, David L., dec'd.

Late of Williamsport.

Executrix: Wendy J. Walter, 1413 Briarwood Drive, Montoursville, PA 17754.

Attorneys: Mc Nerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17703.

Hamm, Thelma L., dec'd.

Late of Williamsport.

Executor: Robert K. Mowery c/o Lester L. Greevy, Jr., Esquire, Greevy & Associates, 5741 State Route 87, Williamsport, PA 17701.

Attorneys: Lester L. Greevy, Jr., Esquire, Greevy & Associates, 5741 State Route 87, Williamsport, PA 17701.

Haskins, Warren E., dec'd.

Late of Hughesville.

Executrix: Mindy B. Foresman, 325 Lehman Drive, Watsonstown, PA 17777.

Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

Martin, William H., dec'd.

Late of Jersey Shore.

Executrix: Susan E. Straub, P.O. Box 6, Jersey Shore, PA 17740.

Attorney: Leroy H. Keiler, III, Esquire, 110 Oliver Street, Ste. 2, P.O. Box 263, Jersey Shore, PA 17740, (570) 398-2750.

Triplett, Beletha June a/k/a Beletha P. Triplett, dec'd.

Late of Muncy.

Executrix: Mary R. Hockenbrock, 53 Heatherbrooke Estates, Muncy, PA 17756.

Attorneys: Mc Nerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17703.

FILING ARTICLES OF INCORPORATION

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg for the purpose of obtaining a Certificate of Incorporation for a domestic nonprofit corporation to be organized under the Pennsylvania Nonprofit Corporation Law of 1998, 15 Pa. C.S. §5101 et seq., as amended. The registered name of the said Corporation is:

HEALING WATERS RETREAT
AND SOUL'S JOURNEY HOME
HOSPICE CENTER, INC.

The purpose for which the corporation has been organized is: to have unlimited power to engage in and do any lawful act concerning any or all lawful business for which corporations may be incorporated under the Pennsylvania Nonprofit Corporation Law of 1998, as amended.

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed

with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on November 26, 2007, for the purpose of incorporating a nonprofit corporation to organize under the Nonprofit Corporation Law of the Commonwealth of Pennsylvania of 1988 (15 P.S. 5101-6145).

The name of the corporation is:

RAE-MILL LODGE, INC.

with its registered office being situate at: 884 State Route 442 Highway, Muncy, Pennsylvania 17756.

The primary purposes of the corporation are: to own, operate and maintain a recreational property and grounds exclusively for the pleasure, benefit and recreation of its members and exercise all the rights and powers conferred on nonprofit corporations under the Pennsylvania Nonprofit Corporation Law of 1988, as it is now in effect or may at any time be amended.

J. HOWARD LANGDON, ESQUIRE
Attorney for Rae-Mill Lodge, Inc.
3 South Main Street
Muncy, PA 17756
(570) 546-3104

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The Lycoming Law Association Foundation is a tax-exempt not-for-profit, 501(c)(3) corporation. The mission of the Foundation is to cultivate the science of jurisprudence, improve the legal and judicial system and facilitate the administration of justice for residents of Lycoming County.

The Foundation provides funding for worthwhile law-related community projects and activities, in addition to supporting the Williamsport Office of North Penn Legal Services, which has provided civil legal services on a wide range of high priority legal problems to poor people in Lycoming County since 1974.

The Foundation is funded through the support of the members of the Lycoming Law Association. This support comes in various forms: from member dues, income from the *Lycoming Reporter*; donations by individual lawyer members of the Lycoming County Bar; donations by other individuals, lawyer family members, and estates.

The Lycoming Law Association's Community Activities and Outreach Committee is responsible to advise and assist the Foundation in administering funds for community projects of merit. The Committee is actively involved in reviewing grant applications and in making recommendations to the Foundation and the Association's Executive Committee concerning the funding of worthwhile projects and activities.

For additional information regarding the Foundation and its procedures, contact Jessica Engel, Executive Director, at (570) 323-8287 or jengel@lycolaw.org.



PERIODICAL PUBLICATION

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