

LYCOMING REPORTER

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LYCOMING REPORTER

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THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

PUBLISHED EVERY FRIDAY BY
LYCOMING LAW ASSOCIATION

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LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 803

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.

- 5/5/2014 – Bench Bar Committee Meeting:** *Regular Meeting of the Bench Bar Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** New LLA Offices, 25 West Third Street, Suite 803, Williamsport, PA 17701
- 5/9/2014 – Joseph Orso, Jr., Memorial Service:** *LLA Memorial Service for Joseph Orso, Jr.* **Time:** 4:00 PM to 5:00 PM. **Location:** Courtroom 1, Lycoming County Courthouse
- 5/12/2014 – LLA Executive Committee Meeting:** *Regular Meeting of the LLA Executive Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 5/16/2014 – John C. Youngman, Jr., Memorial Service:** *Memorial Service for John C. Youngman, Jr.* **Time:** 4:00 PM to 5:00 PM. **Location:** Courtroom 1, Lycoming County Courthouse
- 6/9/2014 – LLA Executive Committee Meeting:** *Regular Meeting of the LLA Executive Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 5/13/2014** – **PBA Pro Bono Seminar: Making a Difference:** *PBI Groupcast.*
CLE credits: 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:30 PM.
Location: LLA Office
- 5/21/2014** – **I'm Just a Bill on Capitol Hill: The Real Deal on the Legislative Process and the PBA Legislative Agenda:** *LLA Eat & Earn.*
CLE credits: 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 5/27/2014** – **The Strategic Negotiator:** *PBI Video Replay.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 5/30/2014** – **Working Through the Layers of Shale: Issues for the General Practitioner:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:15 PM. **Location:** LLA Office
- 6/3/2014** – **Basic Real Estate for Estate Planning Attorneys:** *PBI Video Replay.*
CLE credits: 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 6/4/2014** – **Valuing the Small Business in Divorce Cases:** *PBI Groupcast.*
CLE credits: 4 Substantive **Time:** 8:30 AM to 12:30 PM. **Location:** LLA Office
- 6/9/2014** – **Sheriff's Sales in Pennsylvania:** *PBI Groupcast.* **CLE credits:** 3 Substantive / 1 Integrated Ethics **Time:** 9:00 AM to 1:15 PM. **Location:** LLA Office
- 6/10/2014** – **Insurance Coverage & Conflicts: Duties of Insurer, Insured & Counsel in the Tripartite Relationship:** *PBI Groupcast.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 12:30 PM to 3:45 PM. **Location:** LLA Office
- 6/12/2014** – **Winning Numbers:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 6/13/2014** – **Evidence for Trial Lawyers:** *PBI Groupcast.* **CLE credits:** 6 Substantive **Time:** 8:30 AM to 3:30 PM. **Location:** LLA Office
- 6/18/2014** – **Common Abuses of Powers of Attorney & How to Deal With Them:** *PBI Groupcast.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:15 PM. **Location:** LLA Office
- 6/25/2014** – **General Practitioners' Update 2014:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Integrated Ethics **Time:** 8:30 AM to 3:45 PM. **Location:** LLA Office
- 7/1/2014** – **Civil Practice in Magisterial District Court:** *PBI Video Replay.*
CLE credits: 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM.
Location: LLA Office

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- 7/8/2014** – **Internet Defamation:** *PBI Video Replay*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 7/10/2014** – **Looking Under the Hood: Drafting Better Trusts to Accomplish Your Clients' Estate Planning Goals:** *PBI Groupcast*. **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:15 PM. **Location:** LLA Office
- 7/16/2014** – **Basics of Wage & Hour Law:** *PBI Groupcast*. **CLE credits:** 4 Substantive **Time:** 8:30 AM to 12:45 PM. **Location:** LLA Office
- 7/21/2014** – **Real Estate Agent & Broker Liability:** *PBI Groupcast*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:15 PM. **Location:** LLA Office
- 7/22/2014** – **Recent Developments in Assessment Law in Pennsylvania:** *PBI Video Replay*. **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 7/24/2014** – **The Pain Puzzle: Putting the Pieces Together (Sam Hodge):** *PBI Groupcast*. **CLE credits:** 5 Substantive / 1 Ethics **Time:** 8:25 AM to 3:30 PM. **Location:** LLA Office
- 7/28/2014** – **The Nuts & Bolts of Adoption Practice in PA:** *PBI Groupcast*. **CLE credits:** 4 Substantive **Time:** 12:00 PM to 4:15 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 803, 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. Jackson** (04/24/2014)—Judge Marc F. Lovecchio
Criminal: Motion to suppress; search and seizure; standing to assert rights of another; personal privacy interest; automatic standing; reasonable expectation of privacy in place where he visited and frequently visited; ability of owner of property to consent to search a closed bag. (Jackson042414L)
- ▶ **TH vs. SM, WL and TL** (04/24/2014)—Judge Joy Reynolds McCoy
Custody: Grandparent’s petition to modify custody; incarcerated parent; unemployed and homeless parent; best interests of child; anger management and abuse issues; stability in child’s education and home life; physical and emotional needs; presumption of parental custody. (th042414m)
- ▶ **Hannibal vs. Frey** (04/23/2014)—Judge Kenneth D. Brown
Civil: Motion for a writ of seizure; landlord tenant case; personal property remaining after eviction; abandonment; obligation to pay storage costs; seizure bond; in forma pauperis status of plaintiff; purpose of bond provisions; landlord’s counterclaim for fees and damages. (hannibal042314br)
- ▶ **Commonwealth vs. Acosta** (04/22/2014)—Judge Marc F. Lovecchio
Criminal: Post-sentence motion; weight of the evidence; conflict of evidence. (Acosta042214L)
- ▶ **Commonwealth vs. Frederick** (04/22/2014)—Judge Marc F. Lovecchio
Criminal: Post-sentence motions; sufficiency and weight of the evidence; late filed newly discovered evidence claim; entitlement to a hearing. (Frederick042214L)
- ▶ **Turkey Run Properties, LP vs. Seneca Specialty Insurance Company, Gleason Agency, Inc. and Soccer Dome, LLC** (04/21/2014)—Judge Dudley N. Anderson
Civil: Motion to dismiss cross-claim; timeliness under scheduling order; claim for indemnification; lack of legal relationship; imputed or constructive fault; claim for contribution where parties cannot be joint tort-feasors. (turkeyrun042214a)

NOTICE OF RETIREMENT

John A. Felix announces that he will retire from the practice of law, effective August 1, 2014.

Past and current clients are encouraged to contact the Law Offices of John A. Felix, 322 Court Street, Williamsport, PA, telephone: (570) 327-5640 for an appointment to review the status of cases, retrieve files or discuss referrals to other counsel.

John A. Felix
608 Broadway Street
Milton, PA 17841

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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

Braunbeck, Bertha M., dec'd.

Late of the Township of Loyalsock. Executors: Judith M. Stryker, 112 N. Sixth Avenue, Royersford, PA 19468 and Paul E. Stryker, 740 Covered Bridge Road, Milton, PA 17847. Attorneys: Andrea B. Bower, Esquire, 426 Broad Street, Montoursville, PA 17554.

Cooper, Albert G., dec'd.

Late of Williamsport. Executrix: Marjory Diane Belzer, 6171 Pleasant Valley Road, Cogan Station, PA 17728. Attorneys: McNerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17703.

Dapp, Harold H., dec'd.

Late of the Township of Loyalsock. The Harold H. Dapp Real Estate Protector Trust, dated March 21, 2011. The Harold H. Dapp Protector Trust, dated March 21, 2011. Settlor: Harold H. Dapp.

Trustees: Andrew W. Dapp, 562 Ruben Kehrer Road, Muncy, PA 17756 and Michael C. Dapp, 1130 Ivone Avenue, Endwell, NY 13760. Attorneys: Elizabeth A. White, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

DeVito, Guido, dec'd.

Late of Williamsport. Co-Executrices: Alannah Gabriel and Vita L. Manno. Attorney: Richard G. Scheib, Esquire, 11 Reitz Blvd., Suite 102, Lewisburg, PA 17837-9293.

Dudek, John M. a/k/a John Michael Dudek, dec'd.

Late of the Township of Loyalsock. Executor: Timothy A. Dudek, 1760 Loyalsock Drive, Apt. 9, Williamsport, PA 17701. Attorneys: Elizabeth A. White, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

Knapp, Marsha J., dec'd.

Late of Williamsport. Administratrix: Renay J. Wright, 254 Charles Street, Montoursville, PA 17754. Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

Motter, Gordon C., dec'd.

Late of Montoursville. Executors: Gordon L. Motter and George W. Pepperman, 701 Duncan Avenue, Apt. 108, Pittsburgh, PA 15237. Attorney: Patricia L. Bowman, Esquire, The Arts Building, 353 Pine Street, Williamsport, PA 17701, (570) 322-5651.

Smaltz, Donna J., dec'd.

Late of Williamsport.

Executor: Clarence Ralph McErn, 2990 Northway Road Extension, Williamsport, PA 17701.

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

Tolomei, Mary a/k/a Mary D. Tolomei, dec'd.

Late of the City of Williamsport.

Executrix: Linda D. Adams, 449 Germania Street, Williamsport, PA 17701.

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

Waltz, Teresa, dec'd.

Late of Williamsport.

Executor: Tim Waltz, 1264 Colvin Road, Williamsport, PA 17701.

Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

SECOND PUBLICATION**Blair, William L.,** dec'd.

Late of the Township of Hepburn.

Administratrix: Donna S. Blair, 62 Norwood Drive, Williamsport, PA 17701.

Attorneys: Douglas C. Loviscky, Esquire c/o Anthony J. Grieco, II, Esquire, Elion, Wayne, Grieco, Carlucci & Shipman, P.C., 125 E. Third Street, Williamsport, PA 17701.

Leutze, Robert E., dec'd.

Late of the Borough of Montoursville.

The Leutze Protector Trust, dated August 31, 2006 and modified and restated on June 21, 2010.

Settlor: Robert E. Leutze.

Trustee: Laurie Ann Miller, 27 Walnut Lane, Muncy, PA 17756.

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

Lovett, Salairat S., dec'd.

Late of Williamsport.

Administrator: Kasanu Patthana-detrakul, 1325 North Sierra Bonita Avenue, Apartment 216, West Hollywood, CA 90046.

Attorneys: Joseph F. Orso, III, Esquire, Rudinski, Orso & Lynch, 339 Market Street, Williamsport, PA 17701.

Machmer, Thalia E., dec'd.

Late of the Township of Loyalsock.

Executor: Frederick S. Machmer, 2769 Pinewood Road, Jersey Shore, PA 17740.

Attorneys: Kristine L. Waltz, Esquire, Dinges, Dinges & Waltz, LLC, 1307 Sheridan Street, Williamsport, PA 17701.

O'Connors, Corinne L., dec'd.

Late of Trout Run.

Executor: David Holdren, 2911 Murray Run Road, Trout Run, PA 17771.

Attorneys: Campana, Hoffa, Morrone & Lovecchio, P.C., 602 Pine Street, Williamsport, PA 17701, (570) 326-2401.

Spong, Fred E., dec'd.

Late of 733 Diamond Street, Williamsport.

Co-Administrators: Keith E. Spong, 811 Diamond Street, Williamsport, PA 17701 and Kristine L. Spong, 1308 West Southern Ave., Williamsport, PA 17701.

Attorney: Malcolm S. Mussina, Esquire, 426 Broad Street, Montoursville, PA 17754.

Troisi, Robert L., dec'd.

Late of Williamsport.
 Executor: David F. Troisi, 2850
 Cochran Ave., South Williamsport,
 PA 17702.
 Attorneys: Stephen C. Sholder,
 Esquire, Raup & Sholder, P.C., 270
 West Third Street, Williamsport,
 PA 17701.

THIRD PUBLICATION**Powell, J. Ellen a/k/a Jessie Ellen Powell,** dec'd.

Late of Jersey Shore.
 Executrix: Sara Ambrose, 349 Oak
 Street, Jersey Shore, PA 17740.
 Attorneys: Scott T. Williams, Es-
 quire, Law Offices of Perciballi &
 Williams, LLC, 429 Market Street,
 Williamsport, PA 17701.

Robbins, Harriet H., dec'd.

Late of Penn Township.
 Executor: Rudolph G. Krause, II, 40
 Sweetbriar Court, Colchester, CT
 06415.
 Attorneys: Thomas D. Hess, Esquire,
 Hess and Hess, P.C., 30 South Main
 Street, Hughesville, PA 17737.

**INTENTION TO
CHANGE NAME**

In the Court of Common Pleas of
 Lycoming County, Pennsylvania

IN RE: CHANGE OF NAME OF
 AL-MUMTAHANAH
 AL-NISA WILLIAMS

NOTICE

NOTICE IS HEREBY GIVEN that on
 March 18, 2014, a Petition for Change
 of Name was filed requesting an order
 to change the name of Al-Mumtahanah
 Al-Nisa Williams to Mumtahanah Anissa
 Williams-Ansari. The Court has fixed
 June 23, 2014 at 1:30 p.m. in Courtroom
 2, of the Lycoming County Courthouse,
 Williamsport, Pennsylvania as the time
 and place for the hearing on said peti-
 tion, when and where all interested
 parties may appear and show cause, if
 any, why the request of the Petitioner
 should not be granted.
 Al Mumtahanah Al-Nisa Williams
 609 Cherry Street
 Williamsport, PA 17701

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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

*** Dated Material. Do Not Delay. Please Deliver Before Monday, May 5, 2014**