

# LYCOMING REPORTER

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## LYCOMING REPORTER

(USPS 322-900)

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](http://www.lycolaw.org)

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Gary L. Weber

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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](http://www.lycolaw.org)

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### SCHEDULED EVENTS

Additional information about any of these events is available on the Lycoming Law Association website at [www.lycolaw.org](http://www.lycolaw.org).

**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

**7/14/2014 – 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**

- 5/27/2014 – 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
- 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
- 7/15/2014 – Low Cost Google Tech Tools & Cloud Apps:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 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
- 7/31/2014** – **Technical Revolution – Ethical Evolution and Taking Charge of Your Life (Cynthia Sharp):** *PBI Video Replay.* **CLE credits:** 4 Substantive / 2 Integrated Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 8/7/2014** – **Androids for Lawyers:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 8/11/2014** – **The Impact of the Affordable Care Act on Medicare:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 12:30 PM to 4:45 PM. **Location:** LLA Office
- 8/12/2014** – **How to Handle an Insolvent Estate:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 8/14/2014** – **Ethics Potpourri: Being Tech Savvy Is the New Rule:** *PBI Video Replay.* **CLE credits:** 1 Ethics **Time:** 9:30 AM to 10:30 AM. **Location:** LLA Office
- 8/18/2014** – **Anatomy for Lawyers: The Back & Knee:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 8:25 AM to 3:30 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](http://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](mailto:jengel@lycolaw.org), or online at [www.lycolaw.org](http://www.lycolaw.org).

The full text of the following Lycoming County Court opinions is reported at [www.lycolaw.org/Cases/search.asp](http://www.lycolaw.org/Cases/search.asp).

- ▶ **Commonwealth vs. Garcia** (05/19/2014)—Judge Nancy L. Butts  
Criminal: Appeal. (Garcia051914bt)
- ▶ **Commonwealth vs. Ricks** (05/19/2014)—Judge Nancy L. Butts  
Criminal: Post Conviction Relief Act petition; timeliness; waiver of issues. (Ricks051914bt)
- ▶ **Commonwealth vs. Jackson** (05/16/2014)—Judge Marc F. Lovecchio  
Criminal: Suppression motion; warrantless search and seizure; legitimate expectation of privacy in storage area that was not locked and open for use of many individuals; abandoned property; voluntary consent of person with control over storage area that was searched. (jackson051614L)
- ▶ **Fidler and Brown vs. Reidell and Pizza to Go, LLC** (05/13/2014)—  
Judge Dudley N. Anderson  
Civil: Petition to open judgment; timeliness of filing; meritorious defense; general denial of allegations in a boiler-plate fashion. (Fidler051314a)
- ▶ **Commonwealth vs. Bodle** (05/13/2014)—Judge Marc F. Lovecchio  
Criminal: Post Conviction Relief Act petition; ineffective assistance of counsel claim; character witnesses; evidence of a “pertinent” character trait; reputation for truthfulness; witness certification; failing to obtain evidence; fishing expedition; significance of evidence not obtained; admissibility of victim’s disciplinary records to impeach credibility; failure to call expert to refute victim age testimony; effective cross examination of prosecution expert. (Bodle051314L)

**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****Atherton, Louisa M.,** dec'd.

Late of the Borough of Jersey Shore.  
Executrix: Kathleen W. Bohart, 1820 Nices Hollow Road, Jersey Shore, PA 17740.

Attorneys: L. Craig Harris, Esquire, Carpenter, Harris & Flayhart, 128 S. Main St., P.O. Box 505, Jersey Shore, PA 17740.

**Childs, Loleta F.,** dec'd.

Late of 174 Harvest Moon Park, Linden.

Administrator: Edward M. Childs, II.  
Attorney: G. Scott Gardner, Esquire, 2117 West Fourth Street, Williamsport, PA 17701, (570) 322-7653.

**Cooley, Francis M.,** dec'd.

Late of Allenwood.

Executrix: Beth Ann Cooley, 527 S. Washington St., Muncy, PA 17756.

Attorneys: Robert B. Wayne, Esquire, Elion, Wayne, Grieco, Carlucci & Shipman, P.C., 125 East Third St., Williamsport, PA 17701.

**Day, Susan E.,** dec'd.

Late of Loyalsock Township.

Executrix: Martha H. Kern, 95 Hockanum Blvd., Unit 6613, Vernon, CT 06066.

Attorneys: Wilfred K. Knecht, Esquire, McCormick Law Firm, 835 West Fourth St., Williamsport, PA 17701.

**Fuqua, Barbara C.,** dec'd.

Late of Williamsport.

Administrator: Charles E. Fuqua, Jr., 6281 Challis Road, Brighton, MI 48116.

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

**Good, Morris F.,** dec'd.

Late of Montoursville.

Executor: Muncy Bank & Trust Company, Two North Main Street, Muncy, PA 17756.

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

**Hepburn, Oscar J., Jr.,** dec'd.

Late of South Williamsport.

Administrators: Oscar J. Hepburn, Sr. and Willamee A. Hepburn, 340 Russell Avenue, Williamsport, PA 17701.

Attorneys: Wilfred K. Knecht, Esquire, McCormick Law Firm, 835 West Fourth St., Williamsport, PA 17701.

**Kennedy, Marjorie T.,** dec'd.

Late of 510 State Street, Jersey Shore.

Executor: Gary L. Kennedy, 7531 Pleasant Valley Road, Cogan Station, PA 17728.

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

**Moore, Samuel H.,** dec'd.

Late of South Williamsport.

Executrix: Leigh Tioseco, 9800 Sailfish Terrace, Montgomery Village, MD 20886.

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

\_\_\_\_\_  
**Person, Albert J.,** dec'd.

Late of Pine Township.

Administrator: Albert G. Person, 5 Main Street, Mount Carmel, PA 17851.

Attorney: Stephen S. Slaton, Esquire, 100 East Seventh Street, Mount Carmel, PA 17851.

\_\_\_\_\_  
**Scarborough, Donna M. a/k/a Donna Mae Scarborough,** dec'd.

Late of 325 Bennett Street, Montoursville.

Administrator c.t.a.: Joseph F. Farley, 730 Nicely Avenue, Montoursville, PA 17754.

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

\_\_\_\_\_  
**Welteroth, Richard J.,** dec'd.

Late of Williamsport.

Executor: James R. Welteroth, 300 Chinquapin Orchard, Yorktown, VA 23693.

Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 270 West Third Street, Williamsport, PA 17701.

\_\_\_\_\_  
**Zinck, Nancy L.,** dec'd.

Late of Jersey Shore.

Executrix: Susan Mae Eck, 11617 W. Rte. 973 Highway, 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.

**SECOND PUBLICATION**

**Adams, Linda G.,** dec'd.

Late of the Township of Plunketts Creek.

Administratrix: Terri L. Funk, 187 S. Third Street, Hughesville, PA 17737. Attorney: Andrea B. Bower, Esquire, 426 Broad Street, Montoursville, PA 17754.

\_\_\_\_\_  
**Ault, Kathryn F.,** dec'd.

Late of the Township of Loyalsock. The Kathryn F. Ault Income Only Trust, dated November 1, 2005.

Settlor: Kathryn F. Ault.

Executrix/Trustee: Susan K. Steward. Attorneys: Elizabeth A. White, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

\_\_\_\_\_  
**Bacchieri, Rebecca E.,** dec'd.

Late of Williamsport.

Executrix: Linda Y. Ungard, 91 Fink Lane, Linden, PA 17744.

Attorneys: Wilfred K. Knecht, Esquire, McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

\_\_\_\_\_  
**Beardsley, Gerard J. a/k/a Gerard Joseph Beardsley a/k/a Jerry Beardsley,** dec'd.

Late of Montoursville.

Executrix: Susan M. Berber, 310 N. Arch Street, Montoursville, PA 17754.

Attorney: John A. Felix, Esquire, 322 Court Street, Williamsport, PA 17701.

\_\_\_\_\_  
**Black, Wilfrid T.,** dec'd.

Late of Loyalsock Township.

Executrix: Marjorie A. Black, 1736 Clarion Drive, Williamsport, PA 17701.

Attorneys: Ann S. Pepperman, Esquire, McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.



**Clark, Theodore S.,** dec'd.  
Late of the Township of Limestone.  
The Clark Family Trust, dated November 24, 2003.  
Settlor: Theodore S. Clark.  
Trustee: Rose C. Kopelcheck, 2732 Mexico Road, Milton, PA 17847.  
Attorneys: Elizabeth A. White, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**Elder, Mary D.,** dec'd.  
Late of Williamsport.  
Co-Executors: Stephen D. Elder, 1181 Cork Road, Victor, NY 14564 and Marilyn E. Hodil, 840 Hollow Tree Ridge Road, Darien, CT 06820.  
Attorneys: McNerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17703.

**Maurey, Barbara L. a/k/a Barbara Louise Maurey,** dec'd.  
Late of Jersey Shore.  
Executrices: Pamela J. Welshans, 1268 N. Rte. 44 Highway, Jersey Shore, PA 17740 and Cynthia J. Waltz, 50 Phelps Chapel Road, 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.

**Milton, Linda R. a/k/a Linda Rose Milton,** dec'd.  
Late of Loyalsock Township.  
Administratrix: Sharon M. Heckman c/o Grim, Biehn & Thatcher, 104 S. 6th Street, P.O. Box 215, Perkaspie, PA 18944-0215.  
Attorneys: Joel Steinman, Esquire, Grim Biehn & Thatcher, 104 S. 6th Street, P.O. Box 215, Perkaspie, PA 18944-0215.

**Rich, John P.,** dec'd.  
Late of the Township of Loyalsock.

Executor: David R. Craig, 1930 El-don Road, Montoursville, PA 17754.  
Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

**Royer, John E. a/k/a John Edward Royer,** dec'd.  
Late of Porter Township.  
Administrators c.t.a.: David P. Royer and Marsha F. Bierly c/o 100 Tenth Street, Jersey Shore, PA 17740.  
Attorneys: L. Craig Harris, Esquire, Carpenter, Harris & Flayhart, 128 S. Main St., P.O. Box 505, Jersey Shore, PA 17740.

### THIRD PUBLICATION

**Noviello, Ernest A.,** dec'd.  
Late of the City of Williamsport.  
Executrix: Anne N. Day c/o Elion Wayne Grieco Carlucci & Shipman, P.C., 125 East Third Street, Williamsport, PA 17701.  
Attorneys: Anthony J. Grieco, Esquire, Elion, Wayne, Grieco, Carlucci & Shipman, P.C., 125 East Third Street, Williamsport, PA 17701.

**Shroyer, Marian B.,** dec'd.  
Late of Salladasburg.  
The Shroyer Family Trust dated February 5, 2001.  
Settlor: Marian B. Shroyer.  
Trustees: William J. Shroyer and Kenneth L. Shroyer.  
Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

**Smith, Carl J.,** dec'd.  
Late of 215 Reservoir Road, Hughesville.  
Executrix: Denise L. Lyons, 215 Reservoir Road, Hughesville, PA 17737.  
Attorney: J. Howard Langdon, Esquire, 3 South Main Street, Muncy, PA 17756.

**Wentzel, Melvin E., Sr.,** dec'd.

Late of Montgomery.

Executor: Mark Lockcuff, 384 Shaffer Path Extension, Montgomery, PA 17752.

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

4. Hughes, Vera P.—Terry W. Hughes, Executor.

Annabel Miller  
Register of Wills

M-23, 30

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**REGISTRATION OF  
FICTITIOUS NAME**

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**REGISTER OF WILLS  
CONFIRMATION OF  
ACCOUNTS**

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NOTICE IS HEREBY GIVEN to all parties interested that the following Accounts together with all Statement of Proposed Distribution accompanying the same have been filed in the Office of the Register of Wills and Clerk of Orphans' Court are presented to the Orphans' Court of Lycoming County for Confirmation Absolute June 3, 2014 unless exceptions are filed before 5:00 P.M. on that date.

1. Carman, William H.—Peter G. Facey, Executor.

2. Dingler, Albert C.—Leona D. Maines, Administratrix.

3. Gilbert, Bruce H.—Richard Gilbert, Executor.

NOTICE IS HEREBY GIVEN that an Application for Registration of Fictitious Name has been filed in the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania on April 30, 2014, under the Fictitious Name Act.

The fictitious name registered is:

**MEDICAL PVC SUPPLY**

The fictitious name is registered to Duralife, Inc., with a registered address of: 195 Phillips Park Drive, South Williamsport, PA 17702.

WILFRED K. KNECHT, ESQUIRE  
McCORMICK LAW FIRM  
835 West Fourth Street  
Williamsport, PA 17701  
(570) 326-5131

M-23

**T**he 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](mailto:jengel@lycolaw.org).



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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, May 26, 2014