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TABLE OF CONTENTS

BAR NEWS	LEGAL ADVERTISEMENTS
LLA Upcoming Events..... 3	Estate & Trust Notices..... 7
Continuing Legal Education 4	Incorporation Notice..... 9
Recent Lycoming County Court Opinions 6	Sheriff's Sale Notices 9

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.

- 9/24/2014 – Inns of Court Meeting:** *Judge Butts' team will give a presentation*
Time: 5:45 PM to 8:30 PM. **Location:** Tag's Vista, 610 Antlers Lane, Williamsport, PA 17701
- 10/13/2014 – LLA Executive Committee Meeting:** *Regular Meeting of the LLA Executive Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 10/29/2014 – Inns of Court Meeting:** *Regular meeting of the Charles F. Greevy, Jr. American Inn of Court* **Time:** 5:45 PM to 8:30 PM. **Location:** TBA
- 11/3/2014 – Bench Bar Committee Meeting:** *Regular Meeting of the Bench Bar Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 9/23/2014 – The Nine Principles of Litigation:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 9/24/2014 – Inns of Court Meeting:** *Judge Butts' team will give a presentation.* **CLE credits:** 1 **Time:** 5:45 PM to 8:30 PM. **Location:** Tag's Vista, 610 Antlers Lane, Williamsport, PA 17701
- 10/2/2014 – Claims Made & Professional Liability Insurance Coverage:** *PBI Video Replay.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 10/7/2014 – Fundamentals of Personal Injury:** *PBI Video Replay.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 10/9/2014 – Trying a Case in State Court:** *PBI Video Replay.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 10/15/2014 – Changes in POA Laws:** *LLA Eat & Earn.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 10/16/2014 – Practice Before the DVA:** *PBI Groupcast.* **CLE credits:** 3 Substantive / 1 Ethics **Time:** 8:30 AM to 12:45 PM. **Location:** LLA Office
- 10/21/2014 – Circular 230 (TITLE Subject to Change):** *PBI Groupcast.* **CLE credits:** 2 Ethics **Time:** 12:30 PM to 2:30 PM. **Location:** LLA Office
- 10/22/2014 – The Medicaid Application Process:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 8:30 AM to 12:45 PM. **Location:** LLA Office
- 10/23/2014 – Fair Credit Reporting Act: A Primer:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 10/27/2014 – The Intersection of Legal and Mental Health Issues in Custody Cases:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:30 PM. **Location:** LLA Office
- 10/29/2014 – Inns of Court Meeting:** *Regular meeting of the Charles F. Greevy, Jr. American Inn of Court.* **CLE credits:** 1 **Time:** 5:45 PM to 8:30 PM. **Location:** TBA
- 11/4/2014 – Common Abuses of Powers of Attorney & How to Deal With Them:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 11/11/2014 – Attacking Your Adversary's Expert:** *PBI Groupcast.* **CLE credits:** 6 Substantive **Time:** 8:30 AM to 4:15 PM. **Location:** LLA Office
- 11/13/2014 – Snapshots of Special Education Law:** *PBI Video Replay.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office

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- 11/17/2014 – Retaining Your Clients/Building Your Practice:** *PBI Groupcast.* **CLE credits:** 6 Ethics **Time:** 9:00 AM to 4:30 PM. **Location:** LLA Office
- 11/19/2014 – Learning Casemaker:** *LLA Eat & Earn.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 11/19/2014 – Inns of Court Meeting:** *Regular meeting of the Charles F. Greevy, Jr. American Inn of Court.* **CLE credits:** 1 **Time:** 5:45 PM to 8:30 PM. **Location:** TBA
- 11/19/2014 – Inns of Court Meeting:** *Regular Inns of Court Meeting.* **CLE credits:** TBD **Time:** 5:45 PM to 8:00 PM. **Location:** TBA
- 12/2/2014 – Distracted Driving:** *PBI Video Replay.* **CLE credits:** 3.5 Substantive / .5 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 12/3/2014 – Trial Evidence:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 8:30 AM to 3:30 PM. **Location:** LLA Office
- 12/4/2014 – Social Media: Do Employers “Like” What Their Employees Are Doing Online?:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 12/9/2014 – Retirement Planning for Attorneys:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 12/10/2014 – Criminal Law Update 2014:** *PBI Groupcast.* **CLE credits:** 3 Substantive / 1 Ethics **Time:** 12:00 PM to 4:15 PM. **Location:** LLA Office
- 12/11/2014 – The Impact of the Affordable Care Act on Medicare:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 12/15/2014 – UM/UIM – Limited Tort: How to Handle or Defend a Limited Tort Case:** *PBI Groupcast.* **CLE credits:** 6 Substantive **Time:** 9:00 AM 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 email 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. \$34,077.00 U.S. Currency and Two Cell Phones and One Digital Scale** (09/12/2014)—Judge Richard A. Gray
Civil: Non-jury verdict; forfeiture; convicted drug dealer; seized cash; claimed settlement from work injury and from bingo winnings; nexus between money and property, and illegal drug activity; shifting burden of establishing that funds came from legitimate source; credibility of explanation for source of cash. (\$34077USCurrency091214g)
- ▶ **Commonwealth vs. Washington** (09/11/2014)—Judge Nancy L. Butts
Criminal: Habeas corpus opinion; attempted murder charges; evidence of intent to kill; presumption of specific intent to kill from use of gun on vital part of victim's body. (Washington091114bt)
- ▶ **Commonwealth vs. Smith** (09/11/2014)—Judge Nancy L. Butts
Criminal: Suppression motion; vehicle stop of driver in mistaken belief that she was another person, whose license was suspended; DUI arrest; good faith exception; objectively reasonable mistake. (Smith091114bt)
- ▶ **Commonwealth vs. Beatty** (09/11/2014)—Judge Nancy L. Butts
Criminal: Appeal; authority of court to modify sentence more than 30 days after imposition; appealability of challenge to legality of sentence; credit against more than one sentence for same time served. (Beatty091114bt)
- ▶ **Commonwealth vs. McHenry** (09/08/2014)—Judge Marc F. Lovecchio
Criminal: Habeas corpus petition; failure of sexual offender to register new address; occasional sleeping over with girlfriend; established domicile; status as transient; registration of temporary lodging. (McHenry090814L)
- ▶ **In re: SP** (09/08/2014) Judge Marc F. Lovecchio
Administrative Appeal: Petition for review of involuntary commitment; compliance with procedures of Mental Health Act; determination of whether petitioner is severely mentally disabled and in need of treatment in that he presents a danger to himself or others. (sp090814L)

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**Bilby, Albert L.,** dec'd.

Late of Williamsport.

Administratrix: Mary M. Winters, 17364 State Rte. 287, Waterville, PA 17776.

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

Davis, William D. a/k/a William D. Davis, Sr., dec'd.

Late of the Township of Loyalsock. Personal Representative: Joyce E. Davis, 1500 Ritchey Street, Williamsport, PA 17701.

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

Eck, Thelma M., dec'd.

Late of 97 Mt. Equity Rd., Pennsdale. Executrices: Susan M. Seybert, 48 Heatherbrooke Est., Muncy, PA 17756 and Barbara L. Reese, 219 Yetter Rd., Pennsdale, PA 17756.

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

Foust, Stanley C., Sr., dec'd.

Late of Shrewsbury Township.

Co-Administrators: Kathy L. Foust, 699 Birchstill Road, Hughesville, PA 17737 and Steven J. Foust, 336 Birchstill Road, Hughesville, PA 17737.

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

Fox, Diane M., No. 41-14-0524, dec'd.

Late of Linden.

Executrix: Patty White, 489 Vongunden Road, Lock Haven, PA 17745.

Attorneys: Lee H. Roberts, Esquire, Roberts, Miceli & Boileau, 146 East Water Street, Lock Haven, PA 17745.

McCoy, Carl E. a/k/a Carl Eugene McCoy a/k/a Carl McCoy a/k/a Carl Mc Coy, dec'd.

Late of the Township of Limestone. Executors: Timothy C. McCoy, 1595 Chapel Hill Road, Linden, PA 17744 and Steven K. McCoy, 2812 Woodward Avenue, Lock Haven, PA 17745.

Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

Puderbach, Arley J., dec'd.

Late of 305 N. Main Street, Picture Rocks.

Executrix: Gail Eakin, P.O. Box 61, Picture Rocks, PA 17762.

Attorneys: Mary C. Kilgus, Esquire, Kilgus Law Offices, LLC, 185 N. Main St., Hughesville, PA 17737.

Yost, Donald A., dec'd.

Late of Old Lycoming Township.

Executor: Joseph Yost c/o Daniel K. Mathers, Esquire, Mathers & Stapp PC, 416 Pine St., Ste. 308, Williamsport, PA 17701.

Attorneys: Daniel K. Mathers, Esquire, Mathers & Stapp PC, 416 Pine St., Ste. 308, Williamsport, PA 17701.

SECOND PUBLICATION

Grieco, James J., dec'd.

Late of Cogan Station.

Executor: Anthony J. Grieco c/o Robert B. Wayne, Esquire, 125 East Third Street, Williamsport, PA 17701.

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

Hummer, James K., dec'd.

Late of Williamsport.

Executor: Paul Hummer.

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

Johnston, John Edward a/k/a John E. Johnston, dec'd.

Late of Pine Township.

Executrix: Shelly K. Johnston, 1898 Oregon Hill Road, Morris, PA 16938.

Attorneys: Scott T. Williams, Esquire, Law Offices of Perciballi & Williams, LLC, 429 Market Street, Williamsport, PA 17701.

Lauchle, Clyde E., dec'd.

Late of the Borough of Montoursville.

Executor: John C. Lauchle c/o Daniel K. Mathers, Esquire, Mathers & Stapp PC, 416 Pine St., Ste. 308, Williamsport, PA 17701.

Attorneys: Daniel K. Mathers, Esquire, Mathers & Stapp PC, 416 Pine St., Ste. 308, Williamsport, PA 17701.

Matter, Lucille J. Jolin, dec'd.

Late of Williamsport.

Executor: Joseph L. Jolin, 2311 Grimesville Road, Williamsport, PA 17701.

Attorneys: McNerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17701.

Skeebey, Lillian A., dec'd.

Late of 1715 East Third Street, Williamsport.

Executrix: Michelle Skeebey Reeder, 1321 Locust Street, Williamsport, PA 17701.

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

Whiting, Eleanor L., dec'd.

Late of Williamsport.

Executor: W. Herbert Poff, III, 1410 Walnut Street, Williamsport, PA 17701.

Attorneys: McNerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17701.

THIRD PUBLICATION

Edwards, Beverly T., dec'd.

Late of Montgomery.

Executor: Kenneth W. McClintock, 180 W. Houston Avenue, Montgomery, PA 17752-9096.

Attorney: Charles F. Greevy, III, Esquire, Lycoming Executive Plaza, 330 Pine Street, Suite 403, Williamsport, PA 17701, (570) 320-7100.

Shatley, Shirlee Y., dec'd.

Late of Montoursville.

Co-Administratrices: Ashley N. Morris, 1634 Catherine Street, Williamsport, PA 17701 and Shara D. Shatley, 104 South Main Street, Muncy, PA 17756.

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

FILING ARTICLES OF INCORPORATION

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed on November 15, 2013, with the Department of State of the Commonwealth of Pennsylvania, Harrisburg, Pennsylvania, for the purpose of obtaining a Certificate of Incorporation for a business corporation to be organized under the Pennsylvania Business Corporation Law of 1988 (P.L. 1444, No. 177), as amended. The name of the corporation is:

WILLIAMSPORT FLUTE CHOIR
2915 Euclid Ave., Duboistown, PA 17702. The purpose for which the business has been organized is: to engage in and to do any lawful act concerning any or all lawful business for which corporations may be incorporated under the Pennsylvania Business Corporation Law of 1988, as amended.

S-19

SHERIFF'S SALE

In the Court of Common Pleas of
Lycoming County, Pennsylvania

NO. 14-00076

WELLS FARGO BANK, NATIONAL ASSOCIATION, SUCCESSOR BY MERGER TO WELLS FARGO BANK MINNESOTA, NATIONAL ASSOCIATION f/k/a NORWEST BANK MINNESOTA, NATIONAL ASSOCIATION AS TRUSTEE FOR FIRST UNION HOME EQUITY LOAN TRUST 1997-3, HOME EQUITY LOAN ASSET-BACKED CERTIFICATES, SERIES 1997-3

v.

UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST

FROM OR UNDER LYNETTE J. LAUDENSLAGER, DECEASED and UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER ELMER OLIVER LAUDENSLAGER, III, DECEASED

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

NOTICE TO: UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER LYNETTE J. LAUDENSLAGER, DECEASED and UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER ELMER OLIVER LAUDENSLAGER, III, DECEASED

Being Premises: 237 HUGHES STREET, WILLIAMSPORT, PA 17701-3457.

Being in WILLIAMSPORT CITY, County of LYCOMING, Commonwealth of Pennsylvania, 68-007-709.

Improvements consist of residential property.

Sold as the property of UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER LYNETTE J. LAUDENSLAGER, DECEASED and UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER ELMER OLIVER LAUDENSLAGER, III, DECEASED.

Your house (real estate) at 237 HUGHES STREET, WILLIAMSPORT, PA 17701-3457 is scheduled to be sold at the Sheriff's Sale on February

6, 2015 at 10:30 A.M. at the LYCOMING County Courthouse, 48 West 3rd Street, Williamsport, PA 17701, to enforce the Court Judgment of \$50,416.49 obtained by, WELLS FARGO BANK, NATIONAL ASSOCIATION, SUCCESSOR BY MERGER TO WELLS FARGO BANK MINNESOTA, NATIONAL ASSOCIATION f/k/a NORWEST BANK MINNESOTA, NATIONAL ASSOCIATION AS TRUSTEE FOR FIRST UNION HOME EQUITY LOAN TRUST 1997-3, HOME EQUITY LOAN ASSET-BACKED CERTIFICATES, SERIES 1997-3 (the mortgagee), against the above premises.
 PHELAN HALLINAN, LLP
 Attorneys for Plaintiff

S-19

SHERIFF'S SALE

In the Court of Common Pleas of
 Lycoming County, Pennsylvania

NO. 2013-02721

WELLS FARGO BANK, N.A.

v.

GARY M. COXE, IN HIS CAPACITY AS ADMINISTRATOR OF THE ESTATE OF KIMBERLY M. COXE, ANN T. COXE, IN HER CAPACITY AS HEIR OF THE ESTATE OF KIMBERLY M. COXE and UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER KIMBERLY M. COXE, DECEASED

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

NOTICE TO: UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER KIMBERLY M. COXE, DECEASED

Being Premises: 520 FAIRMONT AVENUE, SOUTH WILLIAMSPORT, PA 17702-7720.

Being in SOUTH WILLIAMSPORT BOROUGH, County of LYCOMING, Commonwealth of Pennsylvania, 51-004-106.

Improvements consist of residential property.

Sold as the property of GARY M. COXE, IN HIS CAPACITY AS ADMINISTRATOR OF THE ESTATE OF KIMBERLY M. COXE, ANN T. COXE, IN HER CAPACITY AS HEIR OF THE ESTATE OF KIMBERLY M. COXE and UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER KIMBERLY M. COXE, DECEASED.

Your house (real estate) at 520 FAIRMONT AVENUE, SOUTH WILLIAMSPORT, PA 17702-7720 is scheduled to be sold at the Sheriff's Sale on February 6, 2015 at 10:30 A.M. at the LYCOMING County Courthouse, 48 West 3rd Street, Williamsport, PA 17701, to enforce the Court Judgment of \$89,530.50 obtained by, WELLS FARGO BANK, N.A. (the mortgagee), against the above premises.

PHELAN HALLINAN, LLP
 Attorneys for Plaintiff

S-19

Lycoming Law Association Members are kindly asked to consider a donation to the Lycoming Law Association Foundation in memory of a deceased Member. The Foundation will notify the family of such Member that a gift was made by you.

Members of the Lycoming Law Association are reminded and urged to consider placing in your Wills a bequest to the Lycoming Law Association Foundation. As you probably know, your gift is tax deductible as the Foundation is a 501(c)(3) Organization.



PERIODICAL PUBLICATION

* Dated Material. Do Not Delay. Please Deliver Before Monday, September 22, 2014