

# 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

*EDITOR:* Gary L. Weber • *BUSINESS MANAGER:* Jessica A. Engel

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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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## EXECUTIVE COMMITTEE

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Gary L. Weber

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*Eric Ladley*

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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).

- 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
- 11/19/2014 – 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

**UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES**

- 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
- 10/29/2014 – 18th Annual Family Law Update:** *PBI Groupcast.* **CLE credits:** 3 Substantive / 1 of which may be applied to Ethics **Time:** 8:45 AM to 12:00 PM. **Location:** LLA Office
- 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
- 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

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- 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
- 11/19/2014 – Learning Casemaker:** *LLA Eat & Earn.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 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
- 12/16/2014 – Financial Aspects of Divorce: Maximizing Settlements and Trial Outcomes:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Office
- 12/18/2014 – A Primer on Collecting & Enforcing Judgments:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:15 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](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 email at [jengel@lycolaw.org](mailto:jengel@lycolaw.org), or online at [www.lycolaw.org](http://www.lycolaw.org).

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**NOTICE OF PROPOSED TERMINATION  
OF DIVORCE CASES**

The Court intends to terminate the following cases without further notice because the docket shows no activity for at least two (2) years. An official notice under Rule 1901 was previously mailed to all respective parties, but same was returned for at least one of the parties in each of the cases. Therefore, this advertisement will serve as the official notice to those unserved parties.

To stop the termination, a Statement of Intention to Proceed must be filed with the Prothonotary at 48 West Third Street, Williamsport, PA 17701, on or before Monday, October 27, 2014.

Suzanne M. Fedele  
Lycoming County Prothonotary

**DIVORCE CASES**

The cases are listed with term and number, principals, Plaintiff's and Defendant's counsel.

1.	Lori A. Finck	94-21286	Pro Se
	vs.		
	Earl Eugene Finck		Pro Se
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2.	Clayton Eugene Wood	05-20253	Pro Se
	vs.		
	Teresa Ann Wood		Pro Se
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3.	Daniel Paul Burkhart	05-21704	Pro Se
	vs.		
	Iwona Burkhart		Pro Se

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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).

- ▶ **Merryman vs. PennDOT vs. Kremer** (09/17/2014)—Judge Dudley N. Anderson  
Civil: Summary judgment motion; sovereign immunity; real estate exception; injury facilitated by dangerous condition of real estate and not caused by it. (Merryman091714a)
- ▶ **Commonwealth vs. Caudell** (09/14/2014)—Judge Nancy L. Butts  
Criminal: Suppression motion; search of a home for a person with a gun; exigent circumstances; probable cause to make an arrest; protective sweep; independent source doctrine; inevitable discovery. (Caudell091614bt)
- ▶ **Niklaus and O'Dell vs. Wild** (09/16/2014)—Judge Dudley N. Anderson  
Civil: Motion for new trial; zero verdict; admitted negligence; causation issue; admissibility of Social Security disability determination; preexisting conditions; cumulative evidence; prejudicial impact; weight of evidence; un rebutted expert testimony; factual basis of expert's opinion attacked on cross-examination. (Niklaus091614a)

**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****Heincelman, Jean L.,** dec'd.

Late of 235 South Second Street, Hughesville.

Executor: Jeffrey L. Houseknecht, 73 Boak Avenue, Hughesville, PA 17737.

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

**Scampone, Mary Jane,** dec'd.

Late of Williamsport.

Executor: James D. Casale, 33 West Third Street, Suite 202, Williamsport, PA 17701.

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

**Swisher, William D., Jr.,** dec'd.

Late of Old Lycoming Township.

Executrix: Charlotte R. Swisher, 21 Ridgedale Avenue, Williamsport, PA 17701.

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

**Walters, Kathleen I.,** dec'd.

Late of Picture Rocks Borough.

Executors: Ronald H. Walters and Marian K. Moore c/o J. Chad Moore, Esquire, 91 N. Main St., Ste. 100, Hughesville, PA 17737.

Attorney: J. Chad Moore, Esquire, 91 N. Main St., Ste. 100, Hughesville, PA 17737.

**SECOND 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. Loviscky, 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 McCoy**, 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.

### THIRD 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, Es-  
quire, 426 Broad Street, Montours-  
ville, PA 17754.

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**Whiting, Eleanor L.**, dec'd.

Late of Williamsport.

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

Attorneys: McNerney, Page, Vander-  
lin & Hall, 433 Market Street, Wil-  
liamsport, PA 17701.

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**REGISTER OF WILLS  
CONFIRMATION OF  
ACCOUNTS**

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 October 7,  
2014 unless exceptions are filed before  
5:00 P.M. on that date.

1. Franzen, Edith Norma Burkhardt—  
Norma Louise Losch and Ragnar Walden  
Franzen, Jr., Executors.

2. Lehman, Harold D., II—Carol E.  
Dailey, Executrix.

3. Rothrock, E. Lorraine a/k/a Roth-  
rock, Ethel Lorraine—Gregory Starr,  
Executor.

4. Schick, Mary Lou—Wayne P.  
Urbine, Administrator.

5. Smith, Greg R.—Wayne P. Urbine,  
Administrator.

Annabel Miller  
Register of Wills

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**FILING OF CERTIFICATE OF  
ORGANIZATION OF LLC**

NOTICE IS HEREBY GIVEN that  
a Certificate of Organization was filed  
on or about August 27, 2014, with the  
Department of State of the Common-  
wealth of Pennsylvania, at Harrisburg,  
Pennsylvania, for the purpose of ob-  
taining a Certification of Organization  
for a domestic business corporation,  
organized under the Business Corpora-  
tion Law of 1988; December 21, 1988  
(P.L. 1444, No. 177), as amended. The  
name of the limited liability company is:

ICHI-ONE, LLC  
1800 East Third Street, Williamsport,  
PA 17701.

The purpose for which the company  
was organized is: To own, manage, de-  
velop, sell, rent or otherwise engage in  
any activity involving real property. To  
otherwise engage in any and all business  
activities for which limited liability com-  
panies may be formed and organized.

HENRY P. PERCIBALLI, ESQUIRE  
PERCIBALLI & WILLIAMS, LLC  
429 Market Street  
Williamsport, PA 17701

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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.



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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, September 29, 2014