

# 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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## EXECUTIVE COMMITTEE

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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).

- 3/9/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting.*  
**Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 3/25/2015 – 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
- 4/13/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting.*  
**Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office

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.

**UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES**

- 3/3/2015** – **2014 Public Interest Law Day:** *PBI Video Replay.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 3/5/2015** – **The Medicaid Application Process:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Conference Center
- 3/10/2015** – **Preparing a Witness to Testify:** *PBI Groupcast.* **CLE credits:** 3 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 3/11/2015** – **The Intersection of Legal and Mental Health Issues in Custody Cases:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 3/18/2015** – **Defending Oil and Gas Enforcement Actions:** *Host: Attorney Glenn Parno.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Conference Center
- 3/19/2015** – **28th Annual Civil Litigation Update:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:15 PM. **Location:** LLA Conference Center
- 3/20/2015** – **Trial Practice & Advocacy in the Federal Middle District:** *PBI Groupcast.* **CLE credits:** 2 Substantive **Time:** 2:30 PM to 4:30 PM. **Location:** LLA Conference Center
- 3/24/2015** – **ABCs of Foreclosure Processing:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 3/25/2015** – **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
- 3/26/2015** – **Understanding the Basics of Elder Law:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:00 PM. **Location:** LLA Conference Center
- 4/2/2015** – **An Attorney's Guide to Going Paperless:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 4/7/2015** – **Due Diligence in Business Transactions:** *PBI Video Replay.* **CLE credits:** 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Conference Center
- 4/9/2015** – **Thorny Issues in Landlord Tenant Law:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Conference Center

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- 4/14/2015** – **Law of Arrest Search and Seizure:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 4:45 PM. **Location:** Lycoming Law Association Conference Center
- 4/16/2015** – **Tips and Techniques for the Trial of a Bad Faith Claim:** *PBI Video Replay.* **CLE credits:** 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Conference Center
- 4/21/2015** – **Ethics Potpourri – Fee Practices, Pointers & Traps of Fee Agreements:** *PBI Video Replay.* **CLE credits:** 1 Ethics **Time:** 9:00 AM to 10:00 AM. **Location:** LLA Conference Center
- 4/23/2015** – **Family Law Institute 2015 Day 1:** *PBI Groupcast.* **CLE credits:** 8 Substantive / 1 Ethics **Time:** 9:00 AM to 4:00 PM. **Location:** Lycoming Law Association Conference Center
- 4/24/2015** – **Family Law Institute 2015 Day 2:** *PBI Groupcast.* **CLE credits:** 8 Substantive / 1 Ethics **Time:** 8:30 AM to 11:45 AM. **Location:** Lycoming Law Association Conference Center
- 4/27/2015** – **Trial Tactics, Tips and Techniques:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:30 PM. **Location:** Lycoming Law Association Conference Center
- 5/11/2015** – **Estate Planning for Younger Couples:** **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:15 PM. **Location:** LLA Conference Center
- 5/12/2015** – **Slicing Up the Pie: Property Distribution in PA:** **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:15 PM. **Location:** LLA Conference Center
- 5/14/2015** – **Understanding Social Security Retirement:** **CLE credits:** 3 Substantive **Time:** 12:00 PM to 3:15 PM. **Location:** Lycoming Law Association Conference Center
- \*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 Michele Frey at the LLA Office at (570) 323-8287, by email at [mfrey@lycolaw.org](mailto:mfrey@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).

- ▶ **XWK Adoption** (02/23/2015)—Judge Nancy L. Butts  
Adoption: Petition for involuntary termination of parental rights; settled purpose to relinquish parental claim to a child for at least six months prior to the filing of the termination petition; incarcerated parent; use of available resources while in prison to maintain relationship with child; repeated incarceration as repeated and continued incapacity causing child to be without essential parental care; child receiving care from one parent; existing bond with parent; failure to meet statutory burden. (AdoptionofXWK022315m)
- ▶ **Commonwealth vs. Coleman** (02/20/2015)—Judge Nancy L. Butts  
Criminal: Suppression motion; vehicle stop; probable cause; stop sign violation; warrantless search under the automobile exception to the warrant requirement; prima facie case of possession with intent to deliver marijuana. (Coleman022015bt)
- ▶ **Commonwealth vs. Jackson** (02/19/2015)—Judge Nancy L. Butts  
Criminal: Post Conviction Relief Act petition; legality of sentence; failure to make direct appeal; timeliness of petition; jurisdiction of the court. (Jackson021915bt)
- ▶ **DLR Name Change** (02/20/2015)—Judge Richard A. Gray  
Family: Petition of father to change child's surname; dispute about whether child will bear paternal or maternal surname; best interests of the child; parent's relationship with child; stigma associated with name; child at all times bearing the surname of at least one parent. (DLR022015g)
- ▶ **Commonwealth vs. Faison** (02/18/2015)—Judge Marc F. Lovecchio  
Criminal: Motion to dismiss; pre-arrest delay; actual prejudice; due diligence in efforts to locate defendant after filing complaint; trial delay resulting from defense counsel's continuance requests. (faison021815L)

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**LYCOMING COUNTY DEPARTMENT OF CHILDREN  
AND YOUTH GUARDIANSHIP CONTRACT**

The Lycoming County Department of Children and Youth is seeking to enter into a Professional Service Agreement with an attorney to act as a guardian ad litem for all children involved in the dependency process. This is a year-to-year contract and would require the appointed guardian ad litem to appear at all Children and Youth scheduled hearings to represent the children. The guardian ad litem would be expected to meet with the children prior to the court hearing, which may require arranging meetings both during business hours and during non-business hours. It will also require participation in Children and Youth meetings and activities consistent with the processing of cases for dependent children.

The contract will commence on or about March 23, 2015 for a one-year period. Parties should submit a letter of interest and resume by Monday, March 9, 2015 to:

Mark Egly, Administrator  
Department of Children and Youth  
Sharwell Building  
200 East Street  
Williamsport, PA 17701

**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****Fry, Virginia E. a/k/a Virginia Ruth Eck Fry, dec'd.**

Late of Muncy.

Executors: Kenneth L. Eck, 7745 Armstrong Road, Muncy, PA 17756 and Patricia E. Rushoe, 150 2nd Avenue, Muncy, PA 17756.

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

**Miller, Mary C., dec'd.**

Late of Williamsport.

Executrix: Jeanne Vittorio, 2224 Mahaffey Lane, Williamsport, PA 17701.

Attorneys: Christopher H. Kenyon, Esquire, McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

**Park, Douglas S., dec'd.**

Late of Old Lycoming Township.

Administratrix: Christine J. Park 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.

**Stroup, William B., dec'd.**

Late of Muncy.

Executor: Douglas W. Stroup, 1505 North Market Street, Berwick, PA 18603.

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

**Young, Allan N., Jr., dec'd.**

Late of Williamsport.

Executrix: Margaret A. T. Young, 952 Hollywood Circle, Williamsport, PA 17701.

Attorneys: Christopher H. Kenyon, Esquire, McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

**SECOND PUBLICATION****Bubb, James G., dec'd.**

Late of Williamsport.

Executrix: Ruth E. Sedlock, 86 Allen Farm Lane, Concord, MA 01742.

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

**Chesney, Fay L., dec'd.**

Late of Jersey Shore.

Executrix: Laura Winkelman, 10 Hillside Drive, 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.

**Koser, Orvis A., dec'd.**

Late of Williamsport.

Administratrix: Mattie L. Koser, 1600 Alvin Avenue, Williamsport, PA 17701.

Attorney: Michael J. Zicolello, Esquire, 333 Market Street, Williamsport, PA 17701, (570) 321-7554, Fax: (570) 321-7845, mike@sz-law.com.



**Speck, Raymond E.,** dec'd.  
Late of the Borough of Jersey Shore.  
Administratrix: Jill M. Speck, 12 Bru-  
beck Circle, Marysville, PA 17053.

### THIRD PUBLICATION

**Mitchell, June E.,** dec'd.  
Late of Montoursville.  
Executor: Lynne D. Mitchell, 2 S.  
Market St., Duncannon, PA 17020.  
Attorneys: Stephen C. Sholder,  
Esquire, Raup & Sholder, P.C., 270  
West Third Street, Williamsport,  
PA 17701.

**Nancarrow, Brooks E.,** dec'd.  
Late of the Township of Loyalsock.  
The Brooks E. and Lucille C. Nancar-  
row Living Trust, dated July 2, 2013.  
Settlor: Brooks E. Nancarrow.  
Trustee: Lucille C. Nancarrow, 1931  
Konkle Road, Montoursville, PA  
17754.  
Attorneys: Jonathan L. DeWald,  
Esquire, Steinbacher & Stahl, 413  
Washington Boulevard, Williams-  
port, PA 17701.

**Ricci, Eugene A., Sr.,** dec'd.  
Late of South Williamsport.  
Co-Executors: Eugene A. Ricci, Jr.  
and Linda M. Kopschinsky c/o Robert  
B. Wayne, Esquire, Elion, Wayne,  
Grieco, Carlucci & Shipman, P.C.,  
125 East Third St., Williamsport, PA  
17701.  
Attorneys: Robert B. Wayne, Es-  
quire, Elion, Wayne, Grieco, Car-  
lucci & Shipman, P.C., 125 East Third  
St., Williamsport, PA 17701.

**Robbins, Donald L.,** dec'd.  
Late of the Borough of Montours-  
ville.  
Executrix: Connie J. Turner, 30 N.  
Montour Street, Montoursville, PA  
17754.  
Attorneys: Kristine L. Waltz, Es-  
quire, Dinges, Dinges & Waltz, LLC,  
1307 Sheridan Street, Williamsport,  
PA 17701.

### 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 March 3, 2015 unless exceptions are filed before 5:00 P.M. on that date.

1. Bierman, Robert C.—Lisa A. Thomas, Executrix.

2. Edge-Wood Cemetery Com-  
pany a/k/a Edgewood Cemetery—Wells  
Fargo Bank N.A., Trustee.

3. Kurtz, Hazel M.—Patricia Messner  
and Nancy Michel, Co-Executrices.  
Annabel Miller  
Register of Wills

F-20, 27

### FILING OF CERTIFICATE OF ORGANIZATION OF LLC

NOTICE IS HEREBY GIVEN that a Certificate of Organization for a Do-  
mestic Limited Liability Company was  
filed with the Department of State of the  
Commonwealth of Pennsylvania, Har-  
risburg, Pennsylvania, for the purpose of  
obtaining a Certificate of Organization  
for a Limited Liability Company to be  
organized under the Pennsylvania Busi-  
ness Corporation Law of 1988 (P.L.  
1444, No. 177), as amended. The name  
of the Limited Liability Company is:

#### INTERSTATE AUCTION SERVICES, LLC

92 Industrial Park Road, P.O. Box 466,  
Muncy, Pennsylvania 17756. The pur-  
pose 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 a limited liability company may be organized under the Pennsylvania Business Corporation Law of 1988, as amended.

LAYNE R. ODEN, ESQUIRE  
 Nine South Main Street  
 Muncy, PA 17756  
 (570) 546-5188

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**SHERIFF'S SALE**

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In the Court of Common Pleas of  
 Lycoming County, Pennsylvania

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NO. 13-01049

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CHRISTIANA TRUST, A DIVISION  
 OF WILMINGTON SAVINGS FUND  
 SOCIETY, FSB, AS TRUSTEE FOR  
 NORMANDY MORTGAGE LOAN  
 TRUST, SERIES 2013-18

vs.

CLAYTON M. STEWARD, SR.

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NOTICE OF SHERIFF'S SALE  
 OF REAL PROPERTY

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NOTICE TO: CLAYTON M. STEW-  
 ARD, SR.

Being Premises: 172 PENNYWOOD  
 AVENUE, MONTGOMERY, PA 17752-  
 9452.

Being in CLINTON TOWNSHIP,  
 County of LYCOMING, Common-  
 wealth of Pennsylvania, 07+,411.0-  
 0143.05-000+.

Improvements consist of residential  
 property.

Sold as the property of CLAYTON  
 M. STEWARD, SR.

Your house (real estate) at 172  
 PENNYWOOD AVENUE, MONT-  
 GOMERY, PA 17752-9452 is scheduled  
 to be sold at the Sheriff's Sale on May  
 1, 2015 at 10:30 A.M. at the LYCOM-  
 ING County Courthouse, 48 West  
 3rd Street, Williamsport, PA 17701,  
 to enforce the Court Judgment of  
 \$175,480.95 obtained by, CHRISTIANA  
 TRUST, A DIVISION OF WILMING-  
 TON SAVINGS FUND SOCIETY,  
 FSB, AS TRUSTEE FOR NORMANDY  
 MORTGAGE LOAN TRUST, SERIES  
 2013-18 (the mortgagee), against the  
 above premises.

PHELAN HALLINAN  
 DIAMOND & JONES, LLP  
 Attorneys for Plaintiff

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**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 Michele Frey, Executive Director, at (570) 323-8287 or [mfrey@lycolaw.org](mailto:mfrey@lycolaw.org).



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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, March 2, 2015