

LYCOMING REPORTER

Vol. 33

September 30, 2016

No. 40

TABLE OF CONTENTS

BAR NEWS	LEGAL ADVERTISEMENTS
LLA Upcoming Events..... 3	Estate & Trust Notices..... 6
Continuing Legal Education 4	Confirmation of Accounts 8
Recent Lycoming County Court Opinions..... 5	

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: Michele S. Frey

Penn Tower
25 West Third Street, Suite 803
Williamsport, PA 17701

Telephone: (570) 323-8287
Fax: (570) 323-9897
Website: www.lycolaw.org

Copyright © 2016, Lycoming Law Association
Williamsport, Pennsylvania

LYCOMING REPORTER (ISSN 0884-187X) is published weekly for \$50 per annum by the Lycoming Law Association, Penn Tower, 25 West Third Street, Suite 803, Williamsport, PA 17701.

Legal Notices of less than 300 words in length must be received by 1:00 P.M. on the Tuesday preceding the date of publication; all other notices must be received by 4:00 P.M. on the Monday preceding the date of publication.

Periodical postage paid at Williamsport, PA 17701-9998 and additional mailing offices.

POSTMASTER: Send address changes to LYCOMING REPORTER, Penn Tower, 25 West Third Street, Suite 803, Williamsport, PA 17701.

Library of Congress Catalog Card Number 61 – 18866

LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

www.lycolaw.org

EXECUTIVE COMMITTEE

Robert Cronin, President
Ryan M. Tira, President-Elect
Christian D. Frey, Treasurer
Jennifer L. Heverly, Secretary

Tammy Avery Weber,
Past President
Angela Campana Lovecchio
Donald F. Martino
Corey Mowrey
Yvonne H. Campbell

EDITOR OF LYCOMING REPORTER

Gary L. Weber

EXECUTIVE DIRECTOR

Michele S. Frey

COMMITTEE CHAIRS

Bench Bar: *C. Edward Mitchell*
Customs and Rules: *Gary Weber*
Community Activities and
Outreach: *Tammy Weber*
Criminal Law: *Aaron Biichle*
Education: *John Pietrovito*
Social: *Schawanne K. Kilgus*
Young Lawyers Division:
Corey Mowrey
Fee Dispute: *Michael Collins*
Publicity: *Angela Campana Lovecchio*

Legal Services for the Indigent:
John Pietrovito
Bar History: *Charles Greevy, III*
Technology and LLA Web Site:
Gary Weber
Law Day: *Christian D. Frey*
Family Law: *Christina Dinges*
Elder Law: *Jennifer Linn and*
Eric Ladley
Real Estate: *Fred Holland*



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.

- 10/4/2016 – Community Activities and Outreach Committee Meeting:** *Meeting scheduled to consider pending grant requests. Time: 12:00 PM to 1:00 PM. Location: LLA Office*
- 10/6/2016 – Finance Committee Meeting:** *Budget meeting. Time: 12:00 PM to 1:00 PM. Location: LLA Office*
- 10/12/2016 – LLA Committee Chair Lunch:** *Meeting to review accomplishments of the past year and discuss goals and objectives. Time: 12:00 PM to 1:00 PM. Location: LLA Office*
- 10/18/2016 – Bar History Committee Meeting:** *Bar History Committee Meeting. Time: 12:00 PM to 1:00 PM. Location: LLA Office*
- 10/24/2016 – Executive Committee Meeting:** *Regular monthly meeting. Time: 12:00 PM to 1:00 PM. Location: LLA Office*

The mission of the Lycoming Law Association is to promote the practice of law using the highest ethical standards and to advance the public image of our profession. We accomplish this by communicating within our profession and throughout our community, providing continuing legal education, encouraging collegiality among attorneys and the Court, providing *pro bono* legal assistance, and through community involvement.

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 10/5/2016 – Vehicle Stops and Searches in Pennsylvania:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:15 PM. **Location:** Lycoming Law Association Office
- 10/13/2016 – A Day on Real Estate:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 10/19/2016 – Eat & Earn—Robert A. Graci:** *An Hour With Judge Robert A. Graci, Chief Counsel of the Judicial Conduct Board.* **CLE credits:** 1 Ethics **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 11/2/2016 – A Day on Employment Law:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 11/9/2016 – Lawyer’s Guide to Appraisals & Appraisers:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:15 PM. **Location:** Lycoming Law Association Office
- 11/16/2016 – Understanding the New Expungement Law:** *Speaker: Hon. Nancy L. Butts.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 12/5/2016 – PA Attorney-Client Privilege and Work Product Doctrine:** *PBI Groupcast.* **CLE credits:** 3 Ethics **Time:** 9:00 AM to 12:15 PM. **Location:** Lycoming Law Association Office
- 12/7/2016 – Federal Appellate Advocacy:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:15 PM. **Location:** Lycoming Law Association Office
- 12/14/2016 – Appellate Advocacy in State Courts:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:15 PM. **Location:** Lycoming Law Association Office
- 12/15/2016 – Ethics Potpourri—The Race for Clients:** *PBI Video Replay.* **CLE credits:** 1 Ethics **Time:** 9:00 AM to 10:00 AM. **Location:** Lycoming Law Association Office
- 12/21/2016 – Juvenile Criminal Matters:** *Speakers: Attorneys Jeff Yates and Don Martino.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association 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 Michele Frey at the LLA Office at (570) 323-8287, by email at mfrey@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. AP and TP (09/26/2016)**—Judge Nancy L. Butts
Criminal: Habeas corpus petition; endangering the welfare of child; failure of health care providers to report child abuse where abuser and victim are in providers' household; sufficiency of evidence. (tp092616bt)
- ▶ **Renard vs. Stea, Adams, Williamsport Regional Medical Center, the Williamsport Hospital and Susquehanna Regional Healthcare Alliance (09/26/2016)**—Judge Dudley N. Anderson
Civil: Motion for summary judgment; need for expert testimony in complex medical malpractice case; timeliness of production of expert report after expiration of deadline; significant, unexplained delay in expert report production; prejudice to defendants and waste of court's time; significance of case management deadlines. (Renard092616a)
- ▶ **Commonwealth vs. Carter (09/20/2016)**—Judge Richard A. Gray
Criminal: Appeal; appropriateness of sentence; consideration of relevant factors; consideration of demeanor and lack of remorse; sufficiency of evidence constructive possession of a firearm by person not to possess. (carter092016g)
- ▶ **Commonwealth vs. Reddick (09/21/2016)**—Judge Marc F. Lovecchio
Criminal: Suppression motion; vehicle stop; right to ask occupants of vehicle to exit for the duration of the traffic stop; determination of when traffic stop has concluded; reasonable suspicion of criminal activity; nervous and fidgety vehicle occupants. (Reddick092116L)

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

Dalberth, Iris S., dec'd.

Late of Jersey Shore.
Executrix: Nicole Steinbacher, 2112 Trout Run Mountain Road, Trout Run, PA 17771.

Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 270 West Third Street, Williamsport, PA 17701, (570) 321-0709.

Greene, Richard B., dec'd.

Late of the Township of Loyalsock.
Executrix: Carol J. Greene.

Attorneys: Julieanne E. Steinbacher, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Hamm, Nita S., dec'd.

Late of South Williamsport.
Executrix: Debra A. Walton, 46 Overlook Drive, Bridgeport, WV 26330.

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

Holmes, Michele L., dec'd.

Late of Williamsport.

Administratrix: Kristy L. Beam.
Attorneys: Charles F. Greevy, III, Esquire, Greevy & Taylor Law Offices, Lycoming Executive Plaza, 330 Pine Street, Suite 403, Williamsport, PA 17701, (570) 320-7100.

LaForme, James F., dec'd.

Late of Clinton Township.

Executor: David J. LaForme.

Attorneys: Cara A. Boyanowski, Esquire, Obermayer Rebmann Maxwell & Hoppel LLP, 200 Locust Street, Suite 400, Harrisburg, PA 17101.

Logue, Molly M., dec'd.

Late of Trout Run.

Executor: George E. Logue, 454 Mosteller Road, Trout Run, PA 17771.

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

SECOND PUBLICATION

Archer, Eva M., dec'd.

Late of Williamsport, Township of Loyalsock.

Executors: Katherine A. Shipe, 79 Grimesville Road, Williamsport, PA 17701 and John H. Archer, III, 1602 Almond Street, Williamsport, PA 17701.

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

Carnevale, Achille A., dec'd.

Late of Williamsport.

Executors: Tait M. Carnevale, 1513 Walnut Street, Williamsport, PA 17701 and Ross E. Carnevale, 1807 Princeton Ave., Williamsport, PA 17701.

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

Dannemann, Christine M., dec'd.

Late of Muncy Township.
 Executrix: Marie C. Vincenzes, 1056
 Louisa St., Williamsport, PA 17701.
 Attorney: Jonathan F. Bach, Esquire,
 416 Pine St., Suite 309, Williamsport,
 PA 17701, (272) 202-4114.

Gardner, Glenna J., dec'd.

Late of Franklin Township.
 Executrix: Shirley M. Campbell, 2609
 German Road, Muncy, PA 17756.
 Attorneys: James G. Malee, Esquire,
 Malee Law Firm, P.C., 310 East Third
 Street, Williamsport, PA 17701,
 (570) 321-6112.

Messura, Joanne E., dec'd.

Late of 210 Echo Valley Road,
 Hughesville.
 Executor: Richard M. Messura, 1533
 Hamilton Lane, Escondido, CA 92029.
 Attorney: J. Howard Langdon, Es-
 quire, 3 South Main Street, Muncy,
 PA 17756.

Thompson, Richard G., dec'd.

Late of Montoursville Borough.
 Co-Executors: Richard J. Thompson,
 212 Back Street, Montoursville, PA
 17754, Dawn E. Harting, 21 Hill
 Top Lane, Muncy Valley, PA 17758
 and Michael D. Thompson, 16842
 Pembroke Road, Lewes, DE 19958.
 Attorneys: Anthony J. Grieco,
 Esquire, Elion, Wayne, Grieco,
 Carlucci & Shipman, P.C., 125 East
 Third St., Williamsport, PA 17701.

Wilson, Dorothy W., dec'd.

Late of Hughesville.
 Executrix: D. Sharlene Hain, 105
 Warren Street, Montoursville, PA
 17754.
 Attorneys: Anthony J. Grieco,
 Esquire, Elion, Wayne, Grieco,
 Carlucci & Shipman, P.C., 125 East
 Third St., Williamsport, PA 17701.

THIRD PUBLICATION**Bair, Lawrence O.,** dec'd.

Late of Loyalsock Township.
 Executor: David L. Bair, 515 Oakland
 Avenue, Williamsport, PA 17701.
 Attorneys: Fred A. Holland, Esquire,
 Murphy, Butterfield & Holland, P.C.,
 442 William Street, Williamsport,
 PA 17701.

Bair, Lawrence O., dec'd.

Late of Loyalsock Township.
 Lawrence O. Bair Protector Trust.
 Co-Trustees: Cynthia L. Huff, 1711
 Pentridge Cove, Williamsport,
 PA 17701, Nadine E. Wolfe, 2332
 Corinna Court, State College,
 PA 16803 and David L. Bair, 515
 Oakland Avenue, Williamsport, PA
 17701.
 Attorneys: Fred A. Holland, Esquire,
 Murphy, Butterfield & Holland, P.C.,
 442 William Street, Williamsport,
 PA 17701.

Betts, Arnold J., Sr., dec'd.

Late of Montoursville.
 Executor: Arnold J. Betts, Jr., 1300
 Mahaffey Hollow Road, Linden, PA
 17744.
 Attorney: None.

Bower, John I., Sr., dec'd.

Late of 829 Fourth St., Williamsport.
 Administratrix: Anna Bower, 829
 Fourth St., Williamsport, PA 17701.
 Attorneys: Mary C. Kilgus, Esquire,
 Kilgus Law Offices, LLC, 185 N. Main
 St., Hughesville, PA 17737.

Dagitz, Sandra L., dec'd.

Late of Montgomery.
 Executrix: Diana L. Price, 296 Deer
 Lake Road, Hughesville, PA 17737.
 Attorneys: Thomas D. Hess, Esquire,
 Hess and Hess, P.C., 30 South Main
 Street, Hughesville, PA 17737.

Hager, Paul S., dec'd.

Late of Hughesville.

Executor: Robert P. Hager, 231 Conrad Hill Road, Hughesville, PA 17737.

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

MacGill, Shirley J., dec'd.

Late of Williamsport.

Co-Executors: Creighton W. MacGill, 1281 Winfield Drive, Williamsport, PA 17701 and Gregory L. MacGill, 426 South 23rd Street, Allentown, PA 18104.

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

Mayer, Carolyn B., dec'd.

Late of 1011 Miller Hill Road, Loyalsock Township.

Co-Executors: Deanna L. Eldredge and Douglas E. Mayer, 1011 Miller Hill Road, Williamsport, PA 17701.

Attorneys: Lester L. Greevy, Jr., Esquire, Greevy and Shoemaker, 5741 State Route 87, Williamsport, PA 17701, (570) 435-2233.

Sechrist, Louis T., dec'd.

Late of Trout Run.

Executrix: Virginia L. Wolfe, 604 E. Emerys Church Road, Linden, PA 17744.

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

Spring, Mary, dec'd.

Late of the City of Williamsport.

Executors: Susan S. Heil and Stephen W. Heil.

Attorneys: Eric Ladley, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, 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 October 4, 2016 unless exceptions are filed before 5:00 P.M. on that date.

1. Sechrist, Margaret M.—Laura J. Roupp and Sylvia J. Todd, Executrices.

2. Hendershot, Joshua D.—Heath E. Hendershot, Administrator.

3. Rutt, Jamie L.—Jason Rutt, Administrator.

4. Engel, Ruth L.—Edward C. Ulrich and James D. Ulrich, Executors.

5. Poust, Kenneth D., Jr.—Rudy Stackhouse, Executor.

6. Ostrhoff, Sarah B.—Elliott B. Weiss, Executor.

7. Herbst, Phyllis C.—Paul L. Herbst, Executor.

8. Horn, Virginia M. Protector Trust—Iris E. Kunzer and Edna Neyhart, Trustees.

Kathy Rinehart
Register of Wills

S-23, 30

**Do you know what your
LYCOMING LAW ASSOCIATION
FOUNDATION**

has done to improve the delivery of legal services in our community, facilitate learning about the legal system, and enhance the image of the organized Bar?

Assigned over \$59,000.00 in Arbitration Fees to North Penn Legal Services to promote and facilitate the delivery of legal services to indigent persons in Lycoming County over the last eight years

Granted \$500.00 to the Changing Lives Through Literature Program to assist in the purchase of books

Granted \$3,000.00 to West Branch School to assist in funding a trip for students to travel to Washington, DC and visit the Supreme Court and the Houses of Congress

Granted \$6,000.00 to North Penn Legal Services to assist in funding an AmeriCorp position

Granted \$2,000.00 to CASA to assist in developing the CCAP curriculum and train program staff and volunteers

Granted \$1,245.00 to North Penn Legal Services so that one of their Staff Attorneys could attend a Fair Debt Collection Act Boot Camp Seminar in San Francisco

Granted \$1,489.00 to North Penn Legal Services so that one of their Staff Attorneys could attend a Consumer Rights Litigation Conference in Philadelphia

Granted \$2,952.00 to the Law Library at the JV Brown Library for the initial digitization of its current collection of 140 local ordinances

Granted \$1,000.00 to the Curtin PTO toward their Ben Carson Reading Room Project

Granted \$2,945.00 to CASA of Lycoming County, so that the CASA Director and the CASA Coordinator of Early Education could attend at a three day national conference on Children and the Law held at Harvard Law School

Granted \$2,625.00 to North Penn Legal Services to fund the costs of a law student's employment at NPLS for ten weeks during a summer

Granted \$250.00 to Susquehanna Home Care & Hospice for the Nurse Family Partnership to purchase reference books for nurses to use with low income families

Granted \$1,250.00 to CASA for the purchase of a computer system and necessary software

Granted \$2,200.00 to North Penn Legal Services for the development of a customized Lycoming County Child Custody Video

Granted \$1,500.00 to Wise Options (on behalf of the Domestic Violence Task Force) for the preparation, printing and distribution of a county protocol for domestic violence calls

Granted \$1,000.00 to North Penn Legal Services to assist in funding a Medicare Part D Provider Education Training

Granted \$7,500.00 to the Lycoming County Historical Society for the interpretation, archiving and digitalization of historical legal documents owned by the Taber Museum

Granted \$2,750.00 to Lycoming County for training necessary to establish a Domestic Fatality Review Team

Established a Pro Bono Litigation Costs Reimbursement Fund

Request for Grant Funding should be directed to the LLA Community Activities and Outreach and Committee. Information is available on the LLA website at <http://www.lycolaw.org/Committees/LLAfoundation.htm>

Please consider the Lycoming Law
Association Foundation when making planned gifts.

Donations to the Lycoming Law Association
Foundation are tax deductible.

The Lycoming Law Association Foundation is a tax-exempt, not-for-profit, 501(c)(3) corporation.

Its mission is to cultivate the science of jurisprudence, improve the legal and judicial system,
and facilitate the administration of justice for residents of Lycoming County.

Order Form

LLA Directory

Name: _____

Telephone Number: _____

Number of Copies: _____
(\$8.00 each)

Amount Enclosed: _____

Please return this completed form and your payment to:
Lycoming Law Association
25 West Third Street, Suite #803
Williamsport, PA 17701

If you have any questions, please contact Michele Frey
at (570) 323-8287 or MFrey@lycolaw.org.



PERIODICAL PUBLICATION

*** Dated Material. Do Not Delay. Please Deliver Before Monday, October 3, 2016**