

# 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: Michele S. Frey

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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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## EXECUTIVE DIRECTOR

Michele S. Frey

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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).

**2/28/2017 – Criminal Law Committee Meeting: Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming County Courthouse

**3/21/2017 – Family Law Committee Meeting:** *Regular meeting of the Family Law Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** Courtroom #5

**3/22/2017 – Bar History Committee Meeting: Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office

**4/7/2017 – Memorial Service—Judge Smith: Time:** 3:30 PM to 5:00 PM. **Location:** Courtroom #1

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**

- 3/3/2017 – Writing and Speaking to Win:** *PBI Video Replay*. **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 3/7/2017 – Big Changes Coming for LLCs, LLPs, LPs and GPs:** *PBI Groupcast*. **CLE credits:** 6 Substantive **Time:** 9:00 AM to 4:00 PM. **Location:** Lycoming Law Association Office
- 3/8/2017 – Is It or Is It Not Hearsay?:** *Eat & Earn CLE—Speaker: Hon. Marc Lovecchio*. **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 3/14/2017 – Dragonetti and Litigation Torts:** *PBI Video Replay*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:00 PM. **Location:** Lycoming Law Association Office
- 3/15/2017 – Adoption Issues: Who Can Adopt? A discussion about the case, In Re: Adoption of M. R. D. and T. M. D. and the Adoption Statute.** *Eat & Earn CLE—Speaker: Melody Protasio, Esquire*. **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 3/22/2017 – 30th Annual Civil Litigation Update:** *PBI Groupcast*. **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:15 PM. **Location:** Lycoming Law Association Office
- 3/23/2017 – Selecting and Influencing Your Jury:** *PBI Groupcast*. **CLE credits:** 6 Substantive **Time:** 8:30 AM to 3:30 PM. **Location:** Lycoming Law Association Office
- 3/29/2017 – Trust Protection Planning for the Middle Class:** *PBI Video Replay*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:00 PM. **Location:** Lycoming Law Association Office
- 4/5/2017 – Using Social Media Effectively and Ethically in Your Practice:** *PBI Video Replay*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:00 PM. **Location:** Lycoming Law Association Office
- 4/5/2017 – Valuations:** *Eat & Earn CLE—Speaker: Judith H. O'Dell*. **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 4/10/2017 – Estates and Litigation Proceeds:** *PBI Groupcast*. **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:15 PM. **Location:** Lycoming Law Association Office
- 4/10/2017 – The Intersection of Estates and Civil Litigation:** *PBI Groupcast*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:15 PM. **Location:** Lycoming Law Association Office

- 4/13/2017 – Ethics Potpourri—The Race for Clients: Is Attorney Marketing Outpacing the Ethics Rules:** *PBI Video Replay.* **CLE credits:** 1 Ethics **Time:** 9:00 AM to 10:00 AM. **Location:** Lycoming Law Association Office
- 4/19/2017 – You Just Received a Notice of Removal to Federal Court—Now What?:** *Eat & Earn CLE—Hosts: Attorneys Pam Shipman and Sasha B. Coffiner.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM **Location:** Lycoming Law Association Office
- 4/20/2017 – Litigating an Employment Discrimination Case:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:00 PM. **Location:** Lycoming Law Association Office
- 4/26/2017 – Real Estate 101: Buying and Selling Residential Real Property:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 3:30 PM. **Location:** Lycoming Law Association Office
- 5/17/2017 – Intellectual Property:** *Eat & Earn CLE—Speaker: Austin White, Esquire.* **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](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 <http://www.lycolaw.org/Cases/postings.asp>

- ▶ **Lapp Estate** (02/21/2017)—Judge Nancy L. Butts  
Wills and Estates: Appeal from Register of Wills' grant of letters of administration; abuse of discretion standard of review; cause shown to grant letters to one intestate heir over another who has threatened to destroy the property to which he would be a fiduciary if granted letters. (Lapp022117bt)
- ▶ **In the Interest of S.J., a Juvenile** (02/13/2017)—Judge Richard A. Gray  
Criminal: Suppression motion; confession of 16-year-old juvenile after questioning of principal in his office with police officer present; no *Miranda* warning given; consideration of attending facts and circumstances. (InreSJ021317g)
- ▶ **Commonwealth vs. Nottingham** (02/15/2017)—Judge Richard A. Gray  
Criminal: Appeal before sentencing; premature appeal; failure to file a concise statement pursuant to Pa. R.A.P. 1925. (Nottingham021517g)
- ▶ **Commonwealth vs. Parker** (02/08/2017)—Judge Nancy L. Butts  
Criminal: Defense motion to admit evidence of victim's past sexual behavior; inappropriate use of a computer as evidence of past sexual behavior; motion in limine to preclude Commonwealth expert testimony concerning victim responses to sexual assaults; statutory authority for expert testimony; duty to provide exculpatory evidence extending to Commonwealth duty to find such evidence; privilege for confidential communications to psychiatrists or psychologists. (Parker020817bt)

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**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**

**Bundz, Donna J.,** dec'd.

Late of Old Lycoming Township.  
Executrix: Marilyn DiStaso Evans c/o Daniel K. Mathers, Esquire, Mathers Law Firm, PC, 416 Pine St., Ste. 308, Williamsport, PA 17701.

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

**Bush, Alvin C.,** dec'd.

Late of Williamsport.  
Executor: Michael W. Bush, 1500 Ashwood Court, Williamsport, PA 17701.

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

**Gunter, Anita L.,** dec'd.

Late of Williamsport.  
Co-Administrators: Melissa M. Hiller, 843 High St., Williamsport, PA 17701 and Robert A. Bacon, 722 Krouse Ave., Williamsport, PA 17701.

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

**Heberling, Elsie K.,** dec'd.

Late of 45 Heberling Road, Muncy. Executrices: Catherine A. Brooks, 1771 Caldwell Road, Trout Run, PA 17771 and Judith C. Stabler, 3289 Woodley Hollow Road, Montoursville, PA 17754.

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

**Lucas, Grace E.,** dec'd.

Late of Duboistown.  
Executrix: Nancy E. Lucas, 2836 Euclid Avenue, Duboistown, PA 17702.

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

**Paulhamus, Bettie H. a/k/a Betty Mae Phillips, dec'd.**

Late of Fairfield Township.  
 Executrix: Carol R. Aldinger, 134 Gemini Lane, P.O. Box 115, Montoursville, PA 17754.  
 Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

**Payne, Ruth J., dec'd.**

Late of Williamsport.  
 Executrix: JoAnn L. Cooper, 76 School House Drive, Troy, PA 16947.  
 Attorney: Scott A. Williams, Esquire, 57 East Fourth Street, P.O. Box 3, Williamsport, PA 17703.

**Roupp, Adam J., dec'd.**

Late of the Township of Linden.  
 Administratrix: Tasmin J. Roupp.  
 Attorneys: Elizabeth A. White, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

**SECOND PUBLICATION**

**Godfrey, Helen J., dec'd.**

Late of Williamsport.  
 Executor: Keith A. Godfrey, 1020 Packer Street, Williamsport, PA 17701.  
 Attorneys: Scott T. Williams, Esquire, Law Offices of Perciballi & Williams, LLC, 429 Market Street, Williamsport, PA 17701.

**Stein, Vincent R., dec'd.**

Late of 528 South Market Street, Muncy.  
 Executrix: Judy A. Fitzpatrick, 46 Linda Lane, Ocean View, NJ 08230.

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

**Whitenight, Marian R., dec'd.**

Late of Montoursville.  
 Administratrix: Gwen Bower, 356 Beech Street, South Williamsport, PA 17702.  
 Attorneys: Joseph F. Orso, III, Esquire, Rudinski, Orso and Lynch, 339 Market Street, Williamsport, PA 17701.

**THIRD PUBLICATION**

**Hill, Beverly M., dec'd.**

Late of Williamsport.  
 Executrix: Deeann L. Freezer, 1814 Field Station Rd., Trout Run, PA 17771.  
 Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 270 West Third Street, Williamsport, PA 17701, (570) 321-0709.

**Killard, Joyce Mary a/k/a Joyce M. Killard, dec'd.**

Late of Muncy.  
 Executrix: Candace Meyer n/k/a Candace L. Metzger c/o Elizabeth A. White, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.  
 Attorneys: Elizabeth A. White, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

**Kuntz, Carol J., dec'd.**

Late of Linden.  
 Executor: Gordon L. Eck, 222 Shawnee Dr., Muncy, PA 17756.  
 Attorneys: John A. Smay, Esquire, Williams and Smay, 39 S. Main St., P.O. Box 35, Muncy, PA 17756.

**Pryor, James L., dec'd.**

Late of Hepburn Township.



Executor: Rantz L. Pryor, Sr., 29 Round Hill Road, Williamsport, PA 17701.

Attorneys: Anthony J. Grieco, Esquire, Elion, Grieco, Carlucci & Shipman, P.C., 125 East Third St., Williamsport, PA 17701.

**Schechterly, Duane A.,** dec'd.

Late of Williamsport.

Administrator: Edward E. Schechterly, 823 Tucker Street, Williamsport, PA 17701.

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

**Williams, Benson R., Sr. a/k/a Benson R. Williams,** dec'd.

Late of Williamsport.

Administratrix: Eugena B. Cowen c/o Anthony J. Grieco, Esquire, 125 East Third Street, Williamsport, PA 17701.

Attorneys: Anthony J. Grieco, Esquire, Elion, Grieco, Carlucci & Shipman, P.C., 125 East Third Street, Williamsport, PA 17701.

**Zondorak, Michael J.,** dec'd.

Late of Muncy.

Executrix: Shirely A. Tabatneck, 34 Pondside Dr., Ledgewood, NJ 07852.

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

**FILING ARTICLES OF INCORPORATION**

NOTICE IS HEREBY GIVEN that Articles of Incorporation, having an effective date of January 31, 2017, were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on January 31, 2017, for the purpose of incorporating a nonprofit corporation organized under the Nonprofit Corporation Law of 1988 of the Commonwealth of Pennsylvania. The name of the Corporation is:

MEAN MACHINE

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**ANNUAL MEETING NOTICE**

The Annual Meeting of the Members of West Branch Mutual Insurance Company will be held at the Company's Office, 32 South Main Street, Muncy, PA on Tuesday, April 25, 2017 from 10:00 A.M. to 12 o'clock P.M. E.S.T. Meeting is for the election of directors and to transact any other business which may come before the meeting.

Darlene H. Webb  
Secretary/Treasurer

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**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 \$9,000.00** 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

**Donated \$8,240.00** to North Penn Legal.

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.



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**PERIODICAL PUBLICATION**

**\* Dated Material. Do Not Delay. Please Deliver Before Monday, February 27, 2017**