

LYCOMING REPORTER

Vol. 35

March 23, 2018

No. 12

TABLE OF CONTENTS

BAR NEWS	LEGAL ADVERTISEMENTS
LLA Upcoming Events..... 3	Estate & Trust Notices..... 7
Continuing Legal Education 4	Name Change Notice 8
Court Opinions..... 5	
Notice to Profession..... 6	

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 © 2018, 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

Jennifer L. Heverly, President
Christian D. Frey, President-Elect
Donald F. Martino, Treasurer
Angela Lovecchio, Secretary

Ryan M. Tira,
Past President
Corey Mowrey
Yvonne H. Campbell
Elizabeth A. White
Jessica L. Harlow

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: *Jessica L. Harlow*

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*

Estate, Probate and Elder Law:
Elizabeth A. White

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.

- 4/3/2018** – **Community Outreach Committee Meeting:** *Brown bag lunch meeting.* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 4/7/2018** – **Wills for Heroes:** *Wills for Heroes—free estate planning clinic for military and first responders. 2 CLE credits for each attorney volunteer (1 substantive and 1 ethics).* **Time:** 9:00 AM to . **Location:** Old Lycoming Township Fire Hall
- 4/23/2018** – **Executive Committee Meeting:** *Regular meeting of the LLA Executive Committee.* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 4/24/2018** – **Criminal Law Committee Meeting:** *Criminal Law Committee Meeting.* **Time:** 12:00 PM to 1:00 PM. **Location:** Courtroom #1
- 4/27/2018** – **LLA Foundation Meeting:** *Quarterly meeting of the LLA Foundation.* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 5/11/2018** – **Memorial Service for Ron Travis:** *Memorial service for Ron Travis.* **Time:** 3:30 PM to 5:00 PM. **Location:** Courtroom #1
- 5/15/2018** – **Family Law Committee Meeting** *Regularly scheduled meeting of the Family Law Committee.* **Time:** 12:00 PM to 1:00 PM. **Location:** Courtroom #5

You can read the digital version of the Lycoming Reporter on any device at Lycolaw.org

Digital issues are archived back to April, 2010

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

3/29/2018 – Civil Practice in Magisterial District Court: *PBI Groupcast.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:15 PM. **Location:** Lycoming Law Association Office

4/5/2018 – QDROs, IRAs, Retirement Benefits & More: *PBI Video Replay.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:00 PM. **Location:** Lycoming Law Association Office

4/12/2018 – Dealing With the Problem Employee: *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:00 PM. **Location:** Lycoming Law Association Office

4/13/2018 – Solutions for Handling Depression and Addiction in the Legal Profession: *Eat & Earn Presented by: Brian S. Quinn, Esq., Coordinator at Lawyers Concerned for Lawyers, John E. Person, Esq. and Matt B. Welickovitch, Esq.* **CLE credits:** 1.5 Ethics **Time:** 12:00 PM to 1:30 PM. **Location:** Lycoming Law Association Office

4/17/2018 – Family Law Institute 2018 (Day 1): *PBI Groupcast.* **CLE credits:** TBA **Time:** 8:30 AM to 4:00 PM. **Location:** Lycoming Law Association Office

4/18/2018 – Family Law Institute 2018 (Day 2): *PBI Groupcast.* **CLE credits:** TBA **Time:** 8:30 AM to 11:45 AM. **Location:** Lycoming Law Association Office

4/24/2018 – Emerging Issues in Restrictive Covenants & Trade Secrets: *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:00 PM. **Location:** Lycoming Law Association Office

4/30/2018 – Dealing With Financial Institutions in Estates & Elder Law: *PBI Groupcast.* **CLE credits:** 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:15 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. Miller** (03/20/2018)—Judge Nancy L. Butts
Criminal: Motion for modification of sentence; unauthorized restitution order; responsibility for damage to property caused during execution of search warrant where no crimes charged due to the search. (Miller032018bt)
- ▶ **Commonwealth vs. Castro** (03/20/2018)—Judge Marc F. Lovecchio
Criminal: Second suppression motion; timeliness; waiver; interests of justice; fairness of delay in trial to victim; obviousness of the merits of the motion. (Castro032018L)
- ▶ **Commonwealth vs. Beiler** (03/15/2018) Judge Marc F. Lovecchio
Criminal: Habeas corpus petition; duty to provide veterinary care to pet dog; prima facie evidence; clear and unambiguous statutory language; criminal liability through an omission; failure to provide necessary veterinary care causing continued substantial pain. (Beiler031518L)

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.

**LONG-TERM CARE, ESTATE PLANNING AND
ESTATE ADMINISTRATION CASE MANAGER**

The law firm of Marshall, Parker & Weber is recruiting for a full-time Long-Term Care, Estate Planning and Estate Administration Case Manager in our Williamsport location. Position involves estate planning, Medicaid planning and Estate Administration case management. This individual must possess a passion to work with families and the aging adult population; possess a strong understanding of finances; ability to work independently; exceptional organizational skills; and strong computer knowledge on Word and Excel. The knowledge of Lackner 6 in 1 is a plus but not a requirement. No healthcare benefits are provided with this position. Kindly submit resume and salary requirements by e-mail to: lhillyard@paelderlaw.com.

M-2, 9, 16, 23

STAFF ATTORNEY—IMMEDIATE OPENING

North Penn Legal Services is hiring a third attorney for its Williamsport office. Please find details at: www.northpennlegal.org/about/careers.

M-23, 30

Confidential Lawyers Helpline

Alcohol, Drugs, Gambling
Stress, Depression, Anxiety

1-888-999-1941

7 days a week – 24 hours a day – Holidays
www.lclpa.org

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**Hatalsky, Charles E., Jr.,** dec'd.

Late of Jersey Shore.

Administrator: Andrew M. Hatalsky, 113 Country Lane, Pittsburgh, PA 15229.

Attorney: Tiffani M. Kase, Esquire, 800 W. 4th Street, Suite 108, Williamsport, PA 17701.

Myers, Patricia A., dec'd.

Late of the Township of Lycoming. Executor: Aaron Ohnmeiss.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Reeder, Shirley A., dec'd.

Late of Lycoming.

The Shirley A. Reeder Protector Trust, dated September 26, 2013. Settlor: Shirley A. Reeder.

Trustee: Gloria Ferguson.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Venema, Raymond E., Jr., dec'd.

Late of Hughesville.

Administratrix: Lori A. Venema, 715 Foust Hill Road, Hughesville, PA 17737.

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

SECOND PUBLICATION**Carey, Martha L.,** dec'd.

Late of Williamsport.

Executrix: Frances B. Graham, 520 Belmont Avenue, Williamsport, PA 17701.

Attorney: None.

Crider, Larry N., dec'd.

Late of Lycoming County.

Executrix: Rebecca Brown, 535 Liberty Valley Road, Danville, PA 17821.

Attorneys: Robert L. Dluge, Jr., Esquire, Diehl, Dluge, Michetti & Michetti, P.O. Box 304, Elysburg, PA 17824.

DeWald, Marguerite M., dec'd.

Late of Lycoming.

The Marguerite M. DeWald Real Estate Protector Trust dated June 2, 2012.

The Marguerite M. DeWald Protector Trust dated June 2, 2012.

Settlor: Marguerite M. DeWald.

Trustees: Gary P. DeWald, Lisa DeWald and Deborah D. Staley.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Myers, Terry Nelson a/k/a Terry N. Myers, dec'd.

Late of Jersey Mills.

Executrix: Dorian E. Myers c/o Denise L. Dieter, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.

Attorney: Denise L. Dieter, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.

Roush, Barbara A., dec'd.
Late of Hughesville.
Co-Executors: Kenneth E. Roush, 51 Wyndmere Drive, Williamsport, PA 17701 and Sally D. O'Shea, 569 Sheffield Drive, Springfield, PA 19064.
Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

THIRD PUBLICATION

Bergen, Shirley A., dec'd.
Late of Lycoming.
The Shirley A. Bergen Protector Trust, dated March 24, 2016.
The Shirley A. Bergen Primary Residence Protector Trust, dated March 24, 2016.
Settlor: Shirley A. Bergen.
Trustee: James L. Bergen.
Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Bierman, Priscilla M., dec'd.
Late of Loyalsock Township.
Executor: George E. Bierman c/o Ann S. Pepperman, Esquire, 835 West Fourth Street, Williamsport, PA 17701.
Attorney: Ann S. Pepperman, Esquire, 835 West Fourth Street, Williamsport, PA 17701.

Czap, Shirley A., dec'd.
Late of Williamsport.
Executors: Mary Kay Czap, 1422 Pebblewood Lane, Williamsport, PA 17701 and John P. Czap, 1218 Hillsdale Drive, Williamsport, PA 17701.
Attorneys: Scott T. Williams, Esquire, Law Offices of Perciballi & Williams, LLC, 429 Market Street, Williamsport, PA 17701.

Fenstermacher, Ralph S., dec'd.
Late of 740 Fairmont Avenue, South Williamsport.
Administratrix: Bonnie J. Fenstermacher.

Attorney: G. Scott Gardner, Esquire, 2117 West Fourth Street, Williamsport, PA 17701, (570) 322-7653.

Hauke, Charlotte E., dec'd.
Late of Williamsport.
Administrator D.B.N.C.T.A.: Scott A. Williams, 668 Lake Road, Laporte, PA 18626.
Attorneys: Williams & Smay, 57 East Fourth Street, P.O. Box 3, Williamsport, PA 17703.

Meier, Eleanor G. a/k/a M. Eleanor Meier, dec'd.
Late of the Township of Loyalsock.
Executor: BB&T Wealth, 1570 Manheim Pike, Lancaster, PA 17604-3300.
Attorney: Joseph L. Rider, Esquire, 1700 Four Mile Drive, Williamsport, PA 17701.

Reed, Ellen L., dec'd.
Late of Montoursville.
Executor: Earl L. Mowrey, Sr., 1105 Cedar St., Montoursville, PA 17754.
Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 270 West Third Street, Williamsport, PA 17701, (570) 321-0709.

INTENTION TO CHANGE NAME

In the Court of Common Pleas of
Lycoming County, Pennsylvania
Civil Action

DOCKET 18-0252

NOTICE IS HEREBY GIVEN that the Petition of Aaron Matthew Buck was filed in the said Court, praying for a Decree to change his name to Aaron Matthew Runkle. The Court has fixed April 10, 2018 at 10:30 a.m., Courtroom #3, Judge Gray, Lycoming County Courthouse, Williamsport, for

the hearing of said Petition, at which time anyone having objections to the Petition may be heard.

LORI A. REXROTH, ESQUIRE

I.D. #66308

SUSQUEHANNA LAWGROUP, INC.

Attorneys for Petitioner

1 West Third Street

Suite 200

Williamsport, PA 17701

(570) 323-3400

M-23, 30

The Lycoming Law Association office conference room is available for rental by both members and non-members. The office has a large conference table and additional area for chairs. Coffee and food services are available.

The space is ideal for depositions or small presentations. Equipment, including a projector and screen, DVD and VHS players and television, is available for use.

The cost for non-LLA members is \$100 per day. Members may use the conference room at no cost.

Scheduling arrangements may be made with Michele Frey, (570) 323-8287 or mfrey@lycolaw.org.

**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 \$75,700.00 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 nine 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

Granted \$2,500.00 to the Montoursville Area Mock Trial Team for their attendance at Harvard University's high school mock trial workshop

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.



PERIODICAL PUBLICATION

* Dated Material. Do Not Delay. Please Deliver Before Monday, March 26, 2018