

# Lycoming Reporter

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Vol. 28

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No. 45

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# LYCOMING REPORTER

(USPS 322-900)

THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

www.lycolaw.org

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PUBLISHED EVERY FRIDAY BY  
LYCOMING LAW ASSOCIATION

*Editor:* Gary L. Weber

*Business Manager:* Jessica A. Engel

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## ADVERTISING RATES

Annual subscription, \$50 per year.

Estate advertisement consisting of three (3) insertions, which shall include one (1) Proof of Publication at no additional cost, \$80.

Incorporation Notices, Fictitious Name Notices, LLC Notices, and similar business notices consisting of one (1) insertion, which shall include one (1) Proof of Publication at no additional cost: \$70.00.

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Additional Proofs of Publication, \$4.00.

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All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. Neither the Lycoming Reporter nor the printer will assume any responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes in content. The Lycoming Reporter makes no representation as to the quality of services offered by any advertiser in this publication.

**PBI SEMINARS FOR FALL 2011**

LYCOMING LAW ASSOCIATION  
25 WEST THIRD STREET, SUITE 601  
WILLIAMSPORT, PA

**CONTACT PBI TO REGISTER: (800) 247-4724**

**SIGN-IN FOR ALL SEMINARS IS ONE-HALF  
HOUR PRIOR TO THE PROGRAM.**

**ANYONE REQUIRING SPECIAL ARRANGEMENTS  
FOR A DISABILITY PLEASE CONTACT  
ZINA BARLUP (800) 932-4637 EXT. 2284  
TEN (10) DAYS PRIOR TO THE COURSE.**

**PBI may cancel replays when the registration is  
insufficient ten days prior to the replay.**

**Check with PBI for Tuition.**

**An additional \$25.00 charge is  
assessed for registration at the door.**

*If you plan to register at the door, please call  
the PBI Customer Service Department at  
(800) 247-4724 before the program.*

*If you are pre-registered and PBI elects to  
cancel the replay, you will be notified by PBI.*

**Please feel free to check [www.pbi.org](http://www.pbi.org)  
to confirm a scheduled seminar or replay.**

**THURSDAY, NOVEMBER 17, 2011—9:00 A.M. to 5:00  
P.M.** (5 Substantive, 1 Ethics) GENERAL PRACTITIONERS  
UPDATE 2011

**TUESDAY, NOVEMBER 29, 2011—9:00 A.M. to 1:30 P.M.**  
(4 Substantive) THE LAW OF ARREST SEARCH AND SEI-  
ZURE IN PENNSYLVANIA

**THURSDAY, DECEMBER 1, 2011—9:00 A.M. to 12:15 P.M.**  
(3 Substantive) ELDER LAW UPDATE

**TUESDAY, DECEMBER 6, 2011—9:00 A.M. to 10:00 A.M.**  
(1 Ethics) ETHICS POTPOURRI: LAW FIRM RESPONSIBILITIES & RECOVERY

**WEDNESDAY, DECEMBER 7, 2011—9:00 A.M. to 4:30 P.M.** (6 Substantive) IDEAL GAS LAW: A COMPARATIVE REVIEW OF PA GAS LAW WITH THE LAWS OF OTHER MAJOR OIL PRODUCING STATES

**THURSDAY, DECEMBER 15, 2011—9:00 A.M. to 1:30 P.M.**  
(4 Substantive) REAL ESTATE ISSUES IN ESTATES

**FRIDAY, DECEMBER 16, 2011—12:00 P.M. to 4:15 P.M.**  
(4 Substantive) CRIMINAL LAW UPDATE

**The full text of the following decisions of the Court of Common Pleas of Lycoming County have been posted to the Lycoming Law Association Web site. To read the decision, navigate to [www.lycolaw.org/Cases/search.asp](http://www.lycolaw.org/Cases/search.asp), and enter the name or Web citation or check “Recent Postings.”** [How to read the summaries: **Case Name**, *docket number* (Web citation—unique number assigned to opinion)—issuing judge (date of issuance) [category] Summary of legal concepts involved (Date posted to the Web site)]

- ▶ **Commonwealth vs. Hayduk**, *CR-1364-2009* (Hayduk101311L)—Judge Marc F. Lovecchio (10/13/2011)  
[Criminal] *Summary*: Competency of the victim to testify; tender years act; capacity to perceive the nature of the events about which testimony is being elicited; impact on child of conversations with mother; independent recollection; incompetency merely because of age. (Posted: 11/07/ 2011)
- ▶ **Monro vs. Eck**, *10-01032* (munro110411a)—Judge Dudley N. Anderson (11/04/2011)  
[Civil] *Summary*: Non-jury trial; replevin; claim of gift; clear and convincing evidence; credibility. (Posted: 11/06/2011)
- ▶ **Commonwealth vs. Burkhart**, *CR-923-2011* (Burkhart-103111bt)—Judge Nancy L. Butts (10/31/2011)  
[Criminal] *Summary*: Petition for habeas corpus; presence of a firearm at a residence of a probationer; constructive possession; intent to maintain a conscious dominion over the gun; firearm in plain view; credibility of testimony of lack of knowledge. (Posted: 11/03/2011)
- ▶ **Commonwealth vs. Tanner**, *CR-1322-2002* (Tanner102511bt)—Judge Nancy L. Butts (10/25/2011)  
[Criminal] *Summary*: Appeal; competency issue; waiver of *Miranda* rights. (Posted: 10/26/2011)
- ▶ **Commonwealth vs. Wyland**, *CR-1761-2009* (Wyland-102511bt)—Judge Nancy L. Butts (10/25/2011)  
[Criminal] *Summary*: Appeal; consecutive sentence to new criminal charges; discretionary aspects of the sentence; revocation of probation; crimes committed while on probation. (Posted: 10/26/2011)

**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**

**Collister, Frank E.,** dec'd.

Late of Williamsport.  
Executrix: Betty Lou Ohnmeiss, 3093 Woodward Avenue, Lot 45, P.O. Box 461, Avis, PA 17721-0461.  
Attorney: Scott A. Williams, Esquire, 57 East Fourth Street, P.O. Box 3, Williamsport, PA 17703.

**DiMarco, Anthony R. a/k/a Anthony DiMarco,** dec'd.

Late of the Township of Bassett.  
Executrices: Debbie Ann Grove, 539 Front Street, Antes Fort, PA 17720 and Joan Marie Crouse, 615 N. Lafayette Avenue, Apt. 3, Morrisville, PA 19067.  
Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**Engel, Doris J. a/k/a Doris Jean Engel a/k/a Doris Engel,** dec'd.

Late of the Township of Loyalsock.

The Doris J. Engel Protector Trust, dated July 2, 2009.

The Doris J. Engel Income Only Protector Trust, dated April 11, 2008.

Settlor: Doris J. Engel.  
Executrices/Trustees: Annette M. Moshgat, 2260 Canterbury Drive, Mechanicsburg, PA 17055, Sheila E. Chavey, 718 Alberta Avenue, Mechanicsburg, PA 17050 and Mary L. McCormick, 175 Hillside Drive, South Williamsport, PA 17702.

Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**Foust, Velma Betty,** dec'd.

Late of Muncy.  
Executor: Daniel W. Turner, P.O. Box 2, Montandon, PA 17850.  
Attorneys: Mary C. Kilgus, Esquire, Lepley, Engelman and Yaw, LLC, 17 S. Main St., Hughesville, PA 17737.

**Fox, Gordon L. a/k/a Gordon LaRue Fox a/k/a Gordon Fox,** dec'd.

Late of the Township of Old Lycoming.  
Executrices: Linda Fox, 2435 Riverside Drive, Apt. 1, South Williamsport, PA 17702 and Judy Boyer, 1267 Gap Road, Allenwood, PA 17810.  
Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**Gibbon, Carl E.,** dec'd.

Late of South Williamsport.  
Executrix: Marie Gottschall, 2077 Reservoir Drive, Middletown, PA 17057.

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

**Hileman, Barbara A.**, dec'd.

Late of Hughesville.  
Executor: Taylor G. Falk, 499 Dr. Poust Road, Hughesville, PA 17737.  
Attorneys: McNERNEY, Page, Vanderlin & Hall, 433 Market Street, P.O. Box 7, Williamsport, PA 17703.

**Irion, Ransom L.**, dec'd.

Late of Muncy.  
Executrix: Katherine E. Alberts, 3125 Pelham Street, Chesapeake, VA 23324.  
Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

**Meyer, Brett**, dec'd.

Late of Montoursville.  
Administratrix: Kathryn M. Meyer, 68 King Street, Turbotville, PA 17772.  
Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

**Rode, Jeanne M.**, dec'd.

Late of Jersey Shore.  
Executrix: Donna Maines, 33 Pine Lane, Jersey Shore, PA 17740.

**Roles, Olive B.**, dec'd.

Late of Montoursville.  
Executrices: Marie A. Jacoby, 9369 Rose Valley Road, Trout Run, PA 17771 and Margaret E. Phillips, 506 9th Avenue, Williamsport, PA 17701.

Attorneys: McNERNEY, Page, Vanderlin & Hall, 433 Market Street, P.O. Box 7, Williamsport, PA 17703.

**Sherwood, Frank L., Sr.**, dec'd.

Late of Muncy Creek Township.  
Executor: The Muncy Bank and Trust Company, Attention: Maggie Aderhold, Trust Officer, 2 North Main Street, Hughesville, PA 17737.  
Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

**Slaybaugh, Doreen M.**, dec'd.

Late of Williamsport.  
Executor: James Moff, III, 460 Market Street, Williamsport, PA 17701.  
Attorney: Richard G. Scheib, Esquire, 11 Reitz Blvd., Suite 102, Lewisburg, PA 17837-9293.

**SECOND PUBLICATION**

**Baier, Terrence L.**, dec'd.

Late of Jersey Shore.  
Executrix: Samantha Koser c/o Christian D. Frey, Esquire, 140 East Third Street, Williamsport, PA 17701.  
Attorneys: Christian D. Frey, Esquire, Lepley, Engelman & Yaw, LLC, 140 East Third Street, Williamsport, PA 17701.

**Bashnick, Viola D.**, dec'd.

Late of the Township of Loyalsock.  
Executrices: Mary Bashnick, 900 Nichols Place, Apt. 108, Williamsport, PA 17701 and Jean Simcox, 2538 S. West Dallas Street, Port Saint Lucie, FL 34953.

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Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**Christian, Emmaline A.**, dec'd.  
Late of Old Lycoming Township.

Executrix: Betty L. Martin 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.

**Clarke, Fannie K.**, dec'd.

Late of Williamsport.  
Executrix: Margaret Waltz, 918 Almond Street, Williamsport, PA 17701.

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

**Greiner, Doris M.**, dec'd.

Late of 2142 Central Ave., Williamsport.

Executor: David A. Greiner, 8293 Reagan Drive, King George, VA 22485.

Attorney: Malcolm S. Mussina, Esquire, 426 Broad Street, Montoursville, PA 17754.

**Jamack, William A.**, dec'd.

Late of Pennssdale.  
Executrix: Elizabeth Juna c/o Gregory T. Moro, Esquire, 348 East Second Street, Bloomsburg, PA 17815.

Attorney: Gregory T. Moro, Esquire, 348 East Second Street, Bloomsburg, PA 17815.

**Lawson, William R.**, dec'd.

Late of Montoursville.

Executor: Christopher W. Lawson, 125 Orvilla Road, Lansdale, PA 19446.

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

**Palmeter, Daniel J. a/k/a Daniel J. Palmeter, Sr.**, dec'd.

Late of 107 N. Market St., Muncy.

Executor: Daniel J. Palmeter, Jr., 915 Nicely Ave., Montoursville, PA 17754.

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

**Reeder, Anna M.**, dec'd.

Late of 104 N. Market St., Muncy.

Administratrix: Sherry L. Fruit, 385 Chippewa Rd., Pennssdale, PA 17756.

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

**Van Campen, Inez L.**, dec'd.

Late of Loyalsock.

Executor: William C. Van Campen, 826 Lafayette Parkway, Williamsport, PA 17701.

Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

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**THIRD PUBLICATION**

**Crissman, Esther Louise**, dec'd.

Late of Williamsport.

Executor: Gary L. Crissman, 6265 Rose Valley Road, Trout Run, PA 17771.

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

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**Herrman, Ellen M. a/k/a Ellen Mary Herrman**, dec'd.

Late of Wolf Township.  
Executrix: Donna M. Luff c/o Grim, Biehn & Thatcher, 104 South Sixth Street, P.O. Box 215, Perkaspie, PA 18944-0215.

Attorneys: Gregory E. Grim, Esquire, Grim, Biehn & Thatcher, 104 South Sixth Street, P.O. Box 215, Perkaspie, PA 18944-0215.

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**Lewis, Mary Ellen**, dec'd.

Late of 62 Abbey Lane, Montgomery.

Executrices: Virginia Gruver, 632 Pepper Street, Muncy, PA 17756 and Andrea B. Bower, 426 Broad Street, Montoursville, PA 17754.

Attorney: Andrea B. Bower, Esquire, 426 Broad Street, Montoursville, PA 17754.

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**Porter, D. Gary a/k/a Donald Gary Porter**, dec'd.

Late of Williamsport.  
Executrix: Bonnie B. Porter, 1850 Bloominggrove Road, Williamsport, PA 17701.

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

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**Staver, Janet M.**, dec'd.

Late of the City of Montoursville.

Executor: Matthew A. Staver, 1717 Northway Road, Williamsport, PA 17701.

Attorneys: W. Jeffrey Yates, Esq. P.C., 425 Market Street, Williamsport, PA 17701.

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**Winner, Paul K.**, dec'd.

Late of Eldred Township.  
Executrix: Paula J. Sager.  
Attorneys: Tammy A. Weber, Esquire, Marshall, Parker & Associates, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

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**Yoder, Anna L.**, dec'd.

Late of Lewis Township.  
Executrix: Diana L. Rovenolt 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.

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**NOTICE**

NOTICE IS HEREBY GIVEN that an Application for Registration of Fictitious Name was filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, PA on October 13, 2011 for the following:

PINEY RIDGE

HUNTING CLUB COMPANY located at: 30 Tayor Hill Rd., Hughesville, PA 17737. The names and addresses of the individuals interested in the business are: Dan Alexander, 40 N St., Watsontown, PA 17777; Richard Arthur, 309 S. Washington St., Muncy, PA 17756; Luke Barto, 2, 368 Barto Hollow Rd., Hughesville, PA 17737; Walter Baxter, 8638 Rte. 864 Hwy., Muncy, PA 17756; Donald Bre-

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neisen, 105 Carpenter St., Muncy, PA 17756; Leon Clayton, 54 Cookie Dr., Muncy, PA 17756; Leon Clayton, Jr., 536 Pepper St., Muncy, PA 17756; Mike Clayton, 225 Watson Rd., Muncy, PA 17756; Gary Crawford, 952 Bitler Hill Rd., Muncy, PA 17756; James Crawford, P.O. Box 175, Picture Rocks, PA 17762; Matt Crawford, 952 Bitler Hill Rd., Muncy, PA 17756; Alan Foust, 122 Pine Tree Ln., Montoursville, PA 17754; William Foust, 4818 Spring Dr., Center Valley, PA 18034; John Gutherie, 1139 Diggon Rd., Muncy, PA 17756; Robert Myers,

8 S. Washington St., Muncy, PA 17756; Greg Schell, 129 Carpenter St., Muncy, PA 17756; Glenn Schell, 407 Pepper St., Muncy, PA 17756; William Senseman, 67 N. 2nd St., Hughesville, PA 17737; Lester Shaffer, 1179 Ruben Kehrer Rd., Muncy, PA 17756; and Craig Wilson, 30 Taylor Hill Rd., Hughesville, PA 17737.  
MARY C. KILGUS, ESQUIRE  
LEPLEY, ENGELMAN  
AND YAW, LLC  
17 S. Main St.  
Hughesville, PA 17737

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## **PERIODICAL PUBLICATION**

**\* Dated Material. Do Not Delay. Please Deliver Before Monday, November 14, 2011**