

Lycoming Reporter

Vol. 29

June 1, 2012

No. 22



LYCOMING REPORTER

(USPS 322-900)

THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

www.lycolaw.org

PUBLISHED EVERY FRIDAY BY
LYCOMING LAW ASSOCIATION

Editor: Gary L. Weber

Business Manager: Jessica A. Engel

“LYCOMING REPORTER (ISSN 0884-187X) is published weekly for \$50 per annum by the Lycoming Law Association, Penn Tower, 25 West Third Street, Suite 601, Williamsport, PA 17701. 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 601, Williamsport, PA 17701.”

General Office: Penn Tower, 25 West Third Street, Suite 601, Williamsport, Pennsylvania
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.

Library of Congress Catalog Card Number 61—18866

Printed by Clare Printing, 206 S. Keystone Avenue, Sayre, PA 18840

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PBI SEMINARS FOR SPRING/SUMMER/FALL 2012

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
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ZINA BARLUP (800) 932-4637 EXT. 2284
TEN (10) DAYS PRIOR TO THE COURSE.**

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cancel the replay, you will be notified by PBI.*

**Please feel free to check www.pbi.org
to confirm a scheduled seminar or replay.**

TUESDAY, JUNE 5, 2012—9:00 A.M. to 5:00 P.M.
(6 Substantive) BEST OF THE OIL AND GAS LAW COLLO-
QUIUM—CENTRAL PA

TUESDAY, JUNE 26, 2012—9:00 A.M. to 4:15 P.M.
(6 Substantive) REPRESENTING RESIDENTIAL LANDLORD
& TENANTS

WEDNESDAY, JUNE 27, 2012—8:30 A.M. to 3:40 P.M.
(5 Substantive, 1 Ethics) GENERAL PRACTITIONERS UP-
DATE 2012

TUESDAY, JULY 10, 2012—8:30 A.M. to 12:45 P.M.
(3 Substantive, 1 Ethics) DEFAMATION, LIBEL & SLANDER

TUESDAY, JULY 24, 2012—9:00 A.M. to 12:30 P.M.
(3 Substantive) SPOILATION AND PRESERVATION OF EVIDENCE IN THE CIVIL CASE

TUESDAY, JULY 31, 2012—9:00 A.M. to 1:00 P.M.
(6 Substantive) FUNDAMENTALS OF PERSONAL INJURY

THURSDAY, AUGUST 9, 2012—9:00 A.M. to 12:15 P.M.
(3 Substantive) CELL PHONE FORENSICS: WHAT EVERY ATTORNEY SHOULD KNOW ABOUT RECOVERING DIGITAL EVIDENCE

THURSDAY, AUGUST 23, 2012—9:00 A.M. to 10:00 A.M.
(1 Ethics) ETHICS TOOLBOX: AN UPDATE BY THE PBA LEGAL ETHICS AND PROFESSIONAL RESPONSIBILITY COMMITTEE

TUESDAY, AUGUST 28, 2012—9:00 A.M. to 1:15 P.M.
(4 Substantive) WHAT THE PERSONAL INJURY LAWYER NEEDS TO KNOW ABOUT MEDICARE SECONDARY PAYER STATUTE

TUESDAY, OCTOBER 23, 2012—8:30 A.M. to 4:30 P.M.
(5 Substantive, 1 Ethics) THE SECOND SEASON: ISSUES FOR DIVORCE OVER FIFTY

NOTICE TO PROFESSION

CARLTON W. SWETLAND

Court Reporter ♦ Notary Public

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M-18, 25; J-1

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, 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. Durrant** (05/10/2012)—Judge Nancy L. Butts
Criminal: Post Conviction Relief Act petition; murder case; guilty plea; waiver of issue related to search of vehicle; waiver of issue related to *Miranda* rights; coerced guilty plea; fear of death penalty; ineffective assistance of counsel. (Durrant051012bt) (Posted: 05/11/2012)
- ▶ **Commonwealth vs. Parker** (05/10/2012)—Judge Nancy L. Butts
Criminal: Appeal; excessive sentence; probation violation; improper legal advocacy of probation officers; mental health issues requiring medication; waiver of issues. (Parker051012bt) (Posted: 05/11/2012)
- ▶ **Commonwealth vs. Richardson** (05/10/2012)—Judge Marc F. Lovecchio
Criminal: Post-sentence motion; sufficiency and weight of evidence; patently unreliable witness; credibility of witnesses. (Richardson051012L) (Posted: 05/11/2012)
- ▶ **Road Knights Motorcycle Club, Inc. and Parsons vs. Dailey and Moore** (05/10/2012)—Judge Richard A. Gray
Civil: Non-jury trial verdict; injunction; right-of-way issue; scope of easement; unlimited reasonable use; reasonableness of use of easement for commercial purposes; increased burden on easement. (Road051012g) (Posted: 05/10/2012)
- ▶ **CM vs. KM** (05/10/2012)—Judge Richard A. Gray
Custody: Objection to court jurisdiction over custody complaint; Uniform Custody Act analysis; 5-month residence in Pennsylvania; significant contacts. (CM051012g) (Posted: 05/10/2012)

- ▶ **Commonwealth vs. Meixel** (05/08/2012)—Judge Marc F. Lovecchio
Criminal: Motion to sever; prejudice from trying offenses together; admissibility of offense in separate trial for the other; common scheme or plan; course of conduct. (meixel050912L) (Posted: 05/09/2012)
- ▶ **Commonwealth vs. Williams** (05/09/2012)—Judge Marc F. Lovecchio
Criminal: Appeal; sentencing issue; terms of the plea agreement; authority of court to reduce maximum sentence to less than double the minimum sentence. (williams050912L) (Posted: 05/09/2012)
- ▶ **Lewis Lumber Products, Inc. vs. Donald Dean & Sones, Inc. and Dean** (05/09/2012)—Judge Dudley N. Anderson
Civil: Motion for partial summary judgment; breach of contract and unjust enrichment; personal liability of shareholders based on written guarantee. (lewislumber050910a) (Posted: 05/09/2012)

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

Bair, Keith T., dec'd.

Late of Old Lycoming Twp.
Administratrix: Sandra L. Bair, 1932 Lacomie St., Williamsport, PA 17701.
Attorneys: John B. Zonarich, Esquire, SkarlatosZonarich LLC, 17 S. 2nd St., 6th Fl., Harrisburg, PA 17101-2039.

Bashista, William J., Sr., dec'd.

Late of the Borough of Montgomery.
Executor: Kenneth J. Bashista, 315 Green Pine Road, Montgomery, PA 17752.
Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

Hubbard, Martha J., dec'd.

Late of Williamsport.
Executrix: Gloria McDermott, 2729 Dove Street, Williamsport, PA 17701.
Attorneys: Jason K. Fetter, Esquire, Fetter McDermott Law Firm, Old City Hall, 454 Pine Street, Suite 2E, Williamsport, PA 17701.

Kennedy, Linde M., dec'd.

Late of Cogan Station.
Executor: Gary L. Kennedy, 7531 Pleasant Valley Road, Cogan Station, PA 17728.
Attorney: J. Howard Langdon, Esquire, 3 South Main Street, Muncy, PA 17756.

Sidler, Naomi L., dec'd.

Late of Muncy.
Executrix: Crista L. Dailey, 442 Cemetery Street, Muncy, PA 17756.
Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

SECOND PUBLICATION

Duchman, Audrey P. a/k/a Audrey D. Duchman a/k/a Audrey Dawn P. Duchman, dec'd.

Late of the Township of Clinton.
Executor: Charles W. Duchman, Jr., 156 West Hills Drive, Williamsport, PA 17701.
Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

Hoff, Samuel R., dec'd.

Late of the Township of Loyalsock.
Executor: Matthew J. Hoff, 91 Faircrest Road, Montoursville, PA 17754.
Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

Joy, Avis J., dec'd.

Late of Duboistown.
Executor: Stephen E. C. Dellinger, 16 Quail Run, Pequea, PA 17565.

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Attorney: Christian D. Frey,
Esquire, 140 East Third Street,
Williamsport, PA 17701.

LaForme, Alem L., dec'd.

Late of Montgomery.
Executor: Gregory L. LaForme.
Attorneys: Gary T. Harris,
Esquire, Rieders, Travis,
Humphrey, Harris, Waters
& Waffenschmidt, 161 West
Third Street, Williamsport, PA
17701, (570) 323-8711.

Sechrist, Dorothy J., dec'd.

Late of Cogan Station.
Executor: James D. Sechrist.
Attorneys: Gary T. Harris,
Esquire, Rieders, Travis,
Humphrey, Harris, Waters
& Waffenschmidt, 161 West
Third Street, Williamsport, PA
17701, (570) 323-8711.

THIRD PUBLICATION

Eddinger, Mary A., dec'd.

Late of South Williamsport.
Co-Executors: John R. Che-
valier, 931 Howard Lane, Van-
dalia, OH 45377 and Nancy
A. Long, 616 Park Avenue,
Williamsport, PA 17701.
Attorneys: Wilfred K. Knecht,
Esquire, McCormick Law
Firm, 835 West Fourth Street,
Williamsport, PA 17701.

English, Lewis K., dec'd.

Late of Montoursville.
Executor: Lee K. English, 250
Gordon Street, S. Williams-
port, PA 17702.
Attorneys: Wilfred K. Knecht,
Esquire, McCormick Law
Firm, 835 West Fourth St.,
Williamsport, PA 17701.

Mansel, James M., dec'd.

Late of Williamsport.

Executrix: Eleanor M. Alsted,
13579 State Route 87, Wil-
liamsport, PA 17701.

Attorneys: Henry P. Perci-
balli, Esquire, Law Offices of
Perciballi & Williams, LLC, a
division of Stevens & Lee, 429
Market Street, Williamsport,
PA 17701.

McNett, Dorothy M., dec'd.

Late of Williamsport.
Executor: Ronald K. McNett,
1904 Mill Hill Road, Roaring
Branch, PA 17765.
Attorney: Scott A. Williams,
Esquire, 57 East Fourth
Street, P.O. Box 3, Williams-
port, PA 17703.

NOTICE

NOTICE IS HEREBY GIVEN to
all parties interested that the fol-
lowing Accounts together with all
Statement of Proposed Distribu-
tion accompanying the same have
been filed in the Office of the Reg-
ister of Wills and Clerk of Orphans'
Court presented to the Orphans'
Court of Lycoming County for Con-
firmation Absolute June 5, 2012
unless exceptions are filed before
5:00 P.M. on that date.

1. Bartlow, Dorothy M.—Muncy
Bank and Trust Company, Execu-
tor.

2. Ecker, Herbert A., Sr.—Her-
bert A. Ecker, Jr., Robert A. Ecker
and John E. Ecker, Trustees.

3. Hoffman, Calvin D.—David
L. Hoffman, Executor.

4. Poust, Martha L.—Alice J.
Andrews, Executrix.

5. Tubbs, Cora L.—June M.
Ohnmeiss, Executrix.

6. Wagner, Arlene L.—Jean
Vleek, Administratrix.

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7. Zielewicz, Eugene C.—Deborah A. Owczarczak and Marietta A. Smith, Co-Executrices.
Annabel Miller
Register of Wills

M-25; J-1

**FICTITIOUS NAME
REGISTRATION**

NOTICE IS HEREBY GIVEN
that an Application for Registration
of Fictitious Name was filed

in the Commonwealth of Pennsylvania on February 17, 2012 for:

INTRINSIC FITNESS
located at: 1528 Randall Circle,
Williamsport, PA 17701. The name
and address of the individual interested
in the business is: Chelsea
Laurenson, 1528 Randall Circle,
Williamsport, PA 17701. This was
filed in accordance with 54 Pa.
C.S. 311.

J-1

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NOTES



PERIODICAL PUBLICATION

*** Dated Material. Do Not Delay. Please Deliver Before Monday, June 4, 2012**