

Lycoming Reporter

Vol. 29

July 20, 2012

No. 29



LYCOMING REPORTER

(USPS 322-900)

THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

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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.

All other advertising unless done by special contract arrangement, \$1.75 per half-column line and \$3.50 per full column line. This shall entitle the advertiser to one (1) Proof of Publication at no additional cost.

Additional Proofs of Publication, \$4.00.

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 SUMMER/FALL/WINTER 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
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 fee 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
to confirm a scheduled seminar or replay.**

MONDAY, JULY 23, 2012—12:00 P.M. TO 2:00 P.M.

(2 Substantive) PENNSYLVANIA TAX EXEMPTIONS FOR
NONPROFITS—IS YOUR CHARITY PREPARED TO DE-
FEND ITS TAX EXEMPT STATUS?

TUESDAY, JULY 24, 2012—9:00 A.M. to 12:30 P.M.

(3 Substantive) SPOILS AND PRESERVATION OF EVI-
DENCE IN THE CIVIL CASE

TUESDAY, JULY 31, 2012—9:00 A.M. to 5:00 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 DIGI-
TAL EVIDENCE

FRIDAY, AUGUST 17, 2012—9:00 A.M. to 1:15 P.M.
(4 Substantive) ESTATE PLANNING FOR RETIREMENT ASSETS

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 12:15 P.M.
(2 Substantive, 1 Ethics) HOW MEDICARE HAS CHANGED THE LANDSCAPE OF LITIGATION IN PERSONAL INJURY AND WORKERS' COMPENSATION

THURSDAY, SEPTEMBER 6, 2012—9:00 A.M. TO 5:00 P.M.
(5 Substantive, 1 Ethics) REVISITING YOUNGER'S 10 COMMANDMENTS

FRIDAY, SEPTEMBER 21, 2012—8:30 A.M. to 5:00 P.M.
(5 Substantive, 1 Ethics) IMMIGRATION LAW FORUM—2012

TUESDAY, SEPTEMBER 25, 2012—9:00 A.M. TO 5:00 P.M.
(6 Substantive) THE TECHNOLOGY YOU NEED TO START A LAW PRACTICE OR TO OVERHAUL THE ONE YOU HAVE

TUESDAY, OCTOBER 2, 2012—9:00 A.M. TO 5:00 P.M.
(5 Substantive, 1.5 Ethics) FAMILY OF LAWS FOR THE FAMILY LAWYER

WEDNESDAY, OCTOBER 3, 2012—8:30 A.M. TO 12:45 P.M.
(4 Substantive) VETERANS' BENEFITS SYMPOSIUM

TUESDAY, OCTOBER 9, 2012—9:00 A.M. TO 12:30 P.M.
(3 Substantive) FAIR HEARINGS AND APPEALS IN ELDER LAW

MONDAY, OCTOBER 15, 2012—12:30 P.M. to 4:45 P.M.
(4 Substantive) EFFECTIVE USE OF SUPPRESSION MOTIONS

THURSDAY, OCTOBER 18, 2012—9:00 A.M. TO 1:30 P.M.
(4 Substantive) SPECIAL ISSUES RELATED TO THE TERMINATION OF PARENTAL RIGHTS

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

THURSDAY, OCTOBER 25, 2012—9:00 A.M. TO 5:00 P.M.
(5 Substantive, 1 Ethics) TRIAL EVIDENCE—ARTISTRY AND ADVOCACY IN THE COURTROOM

THURSDAY, NOVEMBER 1, 2012—9:00 A.M. TO 1:30 P.M.
(4 Substantive) FUNDAMENTALS OF CIVIL PRACTICE AND PROCEDURE

WEDNESDAY, NOVEMBER 7, 2012—9:00 A.M. to 1:15 P.M.
(4 Substantive) ENVIRONMENTAL ISSUES AFFECTING OIL AND GAS DEVELOPMENT

THURSDAY, NOVEMBER 8, 2012—9:00 A.M. TO 1:30 P.M.
(4 Substantive) YOUR FIRST DIVORCE CASE

TUESDAY, NOVEMBER 13, 2012—8:30 A.M. TO 3:45 P.M.
(5 Substantive, 1 Ethics) ABCs OF FORECLOSURE PROCEEDINGS

TUESDAY, NOVEMBER 20, 2012—9:00 A.M. TO 5:00 P.M.
(6 Substantive) HOW JURIES VIEW TRACTOR-TRAILER ACCIDENTS AFTER JOINT AND SEVERAL

TUESDAY, NOVEMBER 27, 2012—9:00 A.M. TO 1:30 P.M.
(3 Substantive, 1 Ethics) DEFAMATION, LIBEL AND SLANDER

WEDNESDAY, NOVEMBER 28, 2012—9:00 A.M. TO 12:15 P.M.
(3 Substantive) ELDER LAW UPDATE

TUESDAY, DECEMBER 4, 2012—9:00 A.M. TO 10:00 A.M.
(1 Ethics) ETHICS POTPOURRI—DISCIPLINARY DIVERSION FOR LAWYERS AND JUDGES

THURSDAY, DECEMBER 6, 2012—9:00 A.M. TO 1:30 P.M.
(4 Substantive) HOW TO PROPERLY DOCUMENT A SETTLE-

MENT AGREEMENT (AFTER THE NEW JOINT AND SEVERAL LIABILITY LAW)

FRIDAY, DECEMBER 7, 2012—9:00 A.M. TO 12:30 P.M.
(3 Substantive) RESIDENTIAL REAL ESTATE CLOSING DOCUMENTS

TUESDAY, DECEMBER 11, 2012—9:00 A.M. TO 5:00 P.M.
(6 Substantive) TRYING A CASE IN STATE COURT (FROM START TO FINISH)

THURSDAY, DECEMBER 13, 2012—9:00 A.M. TO 12:30 P.M.
(3 Substantive) CELL PHONE FORENSICS: WHAT EVERY ATTORNEY SHOULD KNOW ABOUT RECOVERING DIGITAL EVIDENCE

THURSDAY, DECEMBER 27, 2012—9:00 A.M. TO 5:00 P.M.
(5 Substantive, 1 Ethics) EVALUATING THE DAI CASE

NOTICE TO THE PROFESSION

Please be advised that the
LLA Office will be **CLOSED**

Monday, August 6, 2012 through
Friday, August 17, 2012.

The Office will **REOPEN** on **Monday, August 20, 2012.**

Lycoming Reporter Notices will continue to be accepted by
U.S. MAIL, FAX, or COURTHOUSE MAIL. Please **DO NOT**
E-MAIL any *Lycoming Reporter* Notices during this time.

E-mail will not be checked.

**During the time that the office is closed, if you
have Law Association business that can't wait, please
contact J. Michael Wiley, LLA President, 570-321-0709,
or by e-mail at jmwiley@raupwileylaw.com.**

Ju-20, 27; Au-3, 10

The full text of the following decisions of the Court of Common Pleas of Lycoming County have been posted to the Lycoming Law Association website. 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**, (date of issuance)—issuing judge, category: Summary of legal concepts involved (Web citation—unique number assigned to opinion) (Date posted to the website)]

▶ **Commonwealth vs. CMG** (07/05/2012)—Judge Marc F. Lovecchio
Criminal: Petition for expungement of summary charges; factors to consider; recidivist offense; right to be free from harm attendant to the maintenance of a traffic summary record; otherwise clean record; impact on employment. (good070512L) (Posted: 07/06/2012)

▶ **In the matter of Lucille Ecker** (07/05/2012)—Judge Marc F. Lovecchio
Wills and Estates: Petition to certify of a case from the register of wills to the Orphans’ Court; issues relating to codicil to will which involves many intricate and difficult questions of evidence and law. (Ecker070512L) (Posted: 07/06/2012)

▶ **Commonwealth vs. Lemar** (07/05/2012)—Judge Nancy L. Butts
Criminal: Post-sentence motion; weight of the evidence; shoplifting; identification issue. (Lemar070512bt) (Posted: 07/06/2012)

▶ **Commonwealth vs. Hartsock** (07/03/2012)—Judge Joy Reynolds McCoy
Criminal: Appeal; sufficiency and weight of evidence; child pornography; access to computer; images saved on computer; continuance request; failure to timely examine information to prepare for trial; previous continuance request granted; mistrial motion based on reference to parole or probation officers; excessive sentence claim; considerations in sentencing; serious offenses; discretion of the court; factors considered in sexually violent predator finding. (Hartsock7312m) (Posted: 07/06/2012)

- ▶ **Commonwealth vs. Copenhaver** (06/01/2012)—Judge Nancy L. Butts
Criminal: Appeal; Post Conviction Relief Act petition denial; petition for appeal treated like a notice of appeal; no Rule 1925 statement filed. (Copenhaver060112bt) (Posted: 07/06/2012)
- ▶ **Commonwealth vs. Pophal** (07/02/2012)—Judge Marc F. Lovecchio
Criminal: Suppression motion; motor vehicle stop; probable cause; squealing tire ordinance violation; DUI arrest. (Pophal070212L) (Posted: 07/05/2012)
- ▶ **Commonwealth vs. Kilgus** (07/02/2012)—Judge Marc F. Lovecchio
Criminal: Post Conviction Relief Act; ineffective counsel; mental retardation; sex offenses; competence to plead guilty; rational understanding of the proceedings; waiver of *Miranda* rights. (kilgus070212L) (Posted: 07/03/2012)
- ▶ **Commonwealth vs. Easter** (07/02/2012)—Judge Marc F. Lovecchio
Criminal: Motion to suppress; warrantless entry into apartment; no consent; inevitable discovery; lack of probable cause. (Easter070212L) (Posted: 07/03/2012)

LYCOMING REPORTER

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

Eck, Mary L., dec'd.

Late of Old Lycoming Township.

Co-Executors: Stephen C. Eck, 1247 Rose Valley Road, Cogan Station, PA 17728 and Gary M. Eck, 6749 Route 973 W. Highway, Cogan Station, PA 17728.

Attorneys: Wilfred K. Knecht, Esquire, McCormick Law Firm, 835 West Fourth St., Williamsport, PA 17701.

Egli, Florence I., dec'd.

Late of Hughesville.

Executrix: Mary E. Phillips.

Attorneys: Gary T. Harris, Esquire, Rieders, Travis, Humphrey, Harris, Waters & Waffenschmidt, 161 West Third Street, Williamsport, PA 17701, (570) 323-8711.

Marquardt, Kathryn Eleanor Dawson a/k/a Kathryn D. Marquardt, dec'd.

Late of Williamsport.

The Kathryn D. Marquardt Irrevocable Trust dated April 15, 2008.

Settlor: Kathryn Eleanor Dawson Marquardt a/k/a Kathryn D. Marquardt.

Executor/Trustee: Monsignor Stephen McGough, 326 Washington Blvd., Williamsport, PA 17701.

Attorneys: Stephen C. Sholder, Esquire, Raup, Wiley & Sholder, 634 West Fourth Street, Williamsport, PA 17701.

Monness, Kathleen, dec'd.

Late of Montoursville.

Executor: Neil Monness, 2550 Four Mile Drive, Montoursville, PA 17754.

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

Peck, Carl F., dec'd.

Late of the Borough of South Williamsport.

Executrix: Cheri L. Peck-Saville a/k/a Cheri Lynn Peck, 2402 Airline Drive, Friendswood, TX 77546.

Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

Price, Gladys I., dec'd.

Late of the Borough of South Williamsport.

Executor: Virgil Price, Jr. 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.

Shearer, Marion H., dec'd.
Late of the City of Williamsport.
Executors: Carol E. Neidig a/k/a Carol Neidig Fry, 6984 Rt. 414, Liberty, PA 16930 and Lawrence F. Neidig, Jr., 2011 Chapel Court, Frederick, MD 21202.
Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

SECOND PUBLICATION

Antes, Watson N., dec'd.
Late of Liberty, Jackson Township.
Executor: Dean A. Bussler c/o Greevy & Associates, P.O. Box 328, Montoursville, PA 17754.
Attorneys: Greevy & Associates, P.O. Box 328, Montoursville, PA 17754.

Giles, Howard H., dec'd.
Late of Cogan Station.
Executor: Howard H. Giles, III, 68 Hanson Road, Charlton, MA 01507.
Attorney: Scott A. Williams, Esquire, 57 East Fourth Street, P.O. Box 3, Williamsport, PA 17703.

Kinney, Judith M., dec'd.
Late of Williamsport.
Co-Executors: LuAnn Reynolds, 231 Shed Road, Williamsport, PA 17701 and David A. Kinney, 2621 Grand Street, Williamsport, PA 17701.
Attorneys: James D. Casale, Esquire, Casale & Bonner, P.C., 33 West Third Street, Suite 202, Williamsport, PA 17701, (570) 326-7044.

London, Dorothy S. a/k/a Dorothy Shafer London a/k/a Dorothy London, dec'd.
Late of the Township of Loyalsock.

Executor: Joseph Harold London, 223 Seitzer Road, Williamsport, PA 17701.
Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

Rupert, Charles J., dec'd.
Late of 28 South Main Street, Muncy.
Administratrix: Jeannine M. Cohick, 7 Maple Lane, Muncy, PA 17756.
Attorneys: John A. Smay, Esquire, Williams and Smay, 39 South Main Street, P.O. Box 35, Muncy, PA 17756.

Sheriff, Stowe F. a/k/a S. Fredrick Sheriff, dec'd.
Late of Williamsport.
Administrator: George F. Sheriff c/o Greevy & Associates, P.O. Box 328, Montoursville, PA 17754.
Attorneys: Greevy & Associates, P.O. Box 328, Montoursville, PA 17754.

Spencer, Roger B. a/k/a Roger Brent Spencer, dec'd.
Late of Montgomery.
Executrix: Iris May-Spencer, 10 Baker Lane, Montgomery, PA 17752.
Attorneys: Fred A. Holland, Esquire, Murphy, Butterfield & Holland, P.C., 442 William Street, Williamsport, PA 17701.

THIRD PUBLICATION

DeArmitt, John M., dec'd.
Late of the Township of Porter.
Executrices: Carolyn Sue DeArmitt Sharkey Sweely, 104 West Hills Dr., Williamsport, PA 17701 and Deborah Gay DeArmitt Lomison, 1853 Pleasant Hill Rd., Cogan Station, PA 17728.

LYCOMING REPORTER

Attorney: Leroy H. Keiler, III, Esquire, P.O. Box 263, Jersey Shore, PA 17740.

Hill, Bernard L., dec'd.

Late of Muncy.

Executor: Michael G. Shipman, II, 106 Vera Road, Montoursville, PA 17754.

Attorney: Scott A. Williams, Esquire, 57 East Fourth Street, P.O. Box 3, Williamsport, PA 17703.

Orelli, Elizabeth N., dec'd.

Late of Williamsport.

Administrator: Joseph J. Orelli, 1248 Crestfield Drive, Williamsport, PA 17701.

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

Reaser, Helen E., dec'd.

Late of 215 E. Water Street, Muncy Creek.

Executors: James R. Reaser, 2707 Huyett Drive, Sinking Spring, PA 19608 and Franklin P. Reaser, 28 Greendale Road, Cedar Grove, NJ 07009.

Attorney: Eric C. Diggan, Esquire, 519 Walnut Street, Reading, PA 19601.

Smith, Janie M., dec'd.

Late of Linden, Woodward Township.

Executor: Richard L. Killinger, P.O. Box 905, Lock Haven, PA 17745.

Attorneys: Lugg and Lugg, 350 East Water Street, Lock Haven, PA 17745.

NOTICE

NOTICE IS HEREBY GIVEN, pursuant to the provisions of the Pennsylvania Fictitious Names

Act, 1982, Dec. 16, P.L. 1309, No. 295 of the filing in the Office of the Secretary of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, a Certificate for the conduct of a business in Lycoming County, Pennsylvania, under the assumed or fictitious name, style or designation of:

CHOATE FOREST PROS

with its principal place of business at: 2889 South Reach Road, Williamsport, Lycoming County, Pennsylvania 17701.

The entity owning and interested in said business is: Cascade Land Clearing, Inc., of 2889 South Reach Road, Williamsport, Lycoming County, Pennsylvania 17701.

ROBERT B. WAYNE, ESQUIRE
ELION, WAYNE, GRIECO,

CARLUCCI, SHIPMAN,
DINGES & DINGES, P.C.

125 East Third Street
Williamsport, PA 17701

Ju-20

NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on July 6, 2012.

The name of the Corporation is:

ALCHEMIZE, INC.

McNerney, Page, Vanderlin & Hall
433 Market Street

P.O. Box 7
Williamsport, PA 17703

Ju-20

NOTICE

NOTICE IS HEREBY GIVEN, pursuant to Section 311 of Act 1982-295 (54 Pa. C.S. §311), there was filed in the Office of the Secretary of the Commonwealth

LYCOMING REPORTER

of Pennsylvania, on July 6, 2012, a Certificate for the conduct of a business in Lycoming County, Pennsylvania, under the assumed or fictitious name, style or designation of:

ImpactsU

with its principal place of business at: 1316 Faxon Circle, Williamsport, PA 17701.

The name of the entity owning and interested in said business is:

Alchemize, Inc.

McNERNEY, PAGE,

VANDERLIN & HALL

433 Market Street

P.O. Box 7

Williamsport, PA 17703

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LYCOMING REPORTER

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PERIODICAL PUBLICATION

* Dated Material. Do Not Delay. Please Deliver Before Monday, July 23, 2012