

# Lycoming Reporter

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Vol. 30

May 24, 2013

No. 21

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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

“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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## 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.

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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 SPRING/SUMMER 2013**

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](http://www.pbi.org)  
to confirm a scheduled seminar or replay.**

**WEDNESDAY, MAY 29, 2013—9:00 A.M. to 12:30 P.M.**  
(3 Ethics) LEADING LIKE LINCOLN

**THURSDAY, JUNE 6, 2013—8:30 A.M. to 4:45 P.M.**  
(7 Substantive) USE OF TRUSTS AS BUILDING BLOCKS  
FOR YOUR CLIENT'S ESTATE PLAN—BASIC TRUSTS AND  
SOPHISTICATED TRUSTS

**TUESDAY, JUNE 11, 2013—9:00 A.M. to 12:30 P.M.**  
(3 Substantive) FIRE-AT-WILL IN PENNSYLVANIA

**THURSDAY, JUNE 13, 2013—8:30 A.M. to 12:45 P.M.**  
(3 Substantive, 1 Ethics) FAMILY LAWYER'S DISCOVERY  
TOOLKIT

**TUESDAY, JUNE 18, 2013—9:00 A.M. to 12:30 P.M.**  
(3 Substantive) HIDDEN CASES: THIRD PARTY CLAIMS IN  
WORKPLACE INJURIES

**THURSDAY, JUNE 20, 2013—9:00 A.M. to 1:30 P.M.**  
(4 Substantive) THE LAW OF ARREST, SEARCH AND SEIZURE IN PENNSYLVANIA

**TUESDAY, JUNE 25, 2013—9:00 A.M. to 5:00 P.M.**  
(6 Substantive) BEST OF THE OIL & GAS COLLOQUIUM—CENTRAL PA

**WEDNESDAY, JUNE 26, 2013—9:00 A.M. to 12:30 P.M.**  
(3 Ethics) INTEGRITY: GOOD PEOPLE, BAD CHOICES & LIFE LESSONS FROM THE WHITE HOUSE

**THURSDAY, JUNE 27, 2013—9:00 A.M. to 1:30 P.M.**  
(4 Substantive) ENVIRONMENTAL IMPACTS OF HYDRAULIC FRACTURING: DISPELLING THE MYTHS

**TUESDAY, JULY 2, 2013—9:00 A.M. to 1:30 P.M.**  
(4 Substantive) PREMARITAL AGREEMENTS

**THURSDAY, JULY 11, 2013—9:00 A.M. to 1:30 P.M.**  
(3 Substantive, 1 Ethics) eDISCOVERY, COMPUTER FORENSICS AND THE CLOUD

**MONDAY, JULY 15, 2013—8:30 A.M. to 3:45 P.M.**  
(6 Substantive) SNAPSHOTS OF SPECIAL EDUCATION LAW

**TUESDAY, JULY 16, 2013—9:00 A.M. to 1:15 P.M.**  
(3 Substantive, 1 Ethics) FEE AGREEMENTS

**TUESDAY, JULY 23, 2013—8:30 A.M. to 4:00 P.M.**  
(5 Substantive, 1 Ethics) FAMILY LAW 101

**WEDNESDAY, JULY 24, 2013—9:00 A.M. to 5:00 P.M.**  
(5 Substantive, 1 Ethics) UNDERSTANDING THE BASICS OF ELDER LAW

**THURSDAY, JULY 25, 2013—8:30 A.M. to 3:30 P.M.**  
(5 Substantive, 1 Ethics) OHLBAUM ON EVIDENCE ADVOCACY: USING THE RULES OF EVIDENCE TO PERSUADE

**MONDAY, JULY 29, 2013—9:00 A.M. to 5:00 P.M.**  
(6 Substantive) GOOGLE APPLICATIONS (A) INTERNET RESEARCH (B)

**TUESDAY, JULY 30, 2013—9:00 A.M. to 1:15 P.M.**  
(3 Substantive, 1 Ethics) TITLE INSURANCE 101

**WEDNESDAY, JULY 31, 2013—9:00 A.M. to 1:30 P.M.**

(4 Substantive) MAKING SENSE OF MEDICARE

**TUESDAY, AUGUST 6, 2013—9:00 A.M. to 12:30 P.M.**

(2 Substantive, 1 Ethics) INTERNET LEGAL RESEARCH

**WEDNESDAY, AUGUST 7, 2013—12:00 P.M. to 3:15 P.M.** (3 Substantive) UM/UIM

**THURSDAY, AUGUST 8, 2013—9:00 A.M. to 12:30 P.M.**

(3 Substantive) JOINT AND SEVERAL LIABILITY A YEAR LATER

**TUESDAY, AUGUST 13, 2013—9:00 A.M. to 10:00 A.M.**

(1 Ethics) ETHICS POTPOURRI: FEE PRACTICES, POINTERS & TRAPS OF FEE AGREEMENTS

**TUESDAY, AUGUST 13, 2013—12:30 P.M. to 4:45 P.M.**

(4 Substantive) COORDINATING MEDICARE AND MEDICAID BENEFITS

**THURSDAY, AUGUST 15, 2013—9:00 A.M. to 1:15 P.M.**

(3 Substantive, 1 Ethics) ADVANCED ISSUES IN CIVIL PRACTICE AND PROCEDURE

**TUESDAY, AUGUST 20, 2013—9:00 A.M. to 5:00 P.M.**

(6 Substantive) SOLVING DRIVERS LICENSING PROBLEMS

**TUESDAY, AUGUST 27, 2013—8:30 A.M. to 12:45 P.M.**

(4 Substantive) FAMILY AND MEDICAL LEAVE UPDATE

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**LIVE SEMINARS BEING HELD AT THE  
PROFESSIONAL DEVELOPMENT CENTER  
PENN COLLEGE  
ONE COLLEGE AVENUE  
WILLIAMSPORT, PA**

**TUESDAY, JUNE 25, 2013—9:00 A.M. to 1:15 P.M.**

(4 Substantive) ESTATE PLANNING FOR MINERAL INTERESTS

**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](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**, (date of issuance)—issuing judge, category: Summary of legal concepts involved (Web citation—unique number assigned to opinion) (Date posted to the website)]

- ▶ **Fagnano vs. Loyalsock Township School District** (05/16/2013)—Judge Richard A. Gray  
Civil: Non-jury verdict; injunction case; student drug testing policy applicable to students participating in extracurricular activity or who wish to obtain a parking permit; required consent to drug testing; claimed violation of Pennsylvania Constitution; actual showing of the specific need for the policy due to documented drug problem. (Fagnano051613g) (Posted: 05/16/2013)
- ▶ **Commonwealth vs. Fields** (05/16/2013)—Judge Richard A. Gray  
Criminal: Appeal. (Fields051613g) (Posted: 05/16/2013)
- ▶ **AF vs. RD** (05/15/2013)—Judge Joy Reynolds McCoy  
Support: Preliminary objections to support complaint filed against father by sister of 18-year-old child; child refusing to follow parental rules; child voluntarily moving from parental home to move in with sister; parental home remains open to child; emancipation. (AF051513m) (Posted: 05/16/2013)
- ▶ **Commonwealth vs. Bryant** (05/09/2013)—Judge Joy Reynolds McCoy  
Civil: Appeal; sufficiency of evidence to prove possession of a controlled substance; constructive possession; ability to exercise conscious dominion over an illegal substance. (Bryant5913m) (Posted: 05/13/2013)

- ▶ **Commonwealth vs. One Black Chevrolet Corvette** (05/06/2013)—Judge Richard A. Gray  
Civil: Forfeiture petition; use of vehicle to transport a rape victim to location where rape was committed; divorce; property included in the definition of marital property; waiver of marital property claim; standing to raise marital property claim where spouse raises none. (Forfeiture050613g) (Posted: 05/13/2013)
- ▶ **Commonwealth vs. Adjei-Frimpong** (05/10/2013)—Judge Marc F. Lovecchio  
Criminal: Omnibus pre-trial motion; case barred by former prosecution; prosecution based on same criminal conduct or from same criminal episode; de minimis duplication of facts; suppression of evidence; burden of proof; insufficient record to establish that the police had reasonable suspicion or probable cause to believe that Defendant committed an offense. (Adjei-Frimpong051013L) (Posted: 05/10/2013)
- ▶ **Commonwealth vs. Hines** (05/09/2013)—Judge Nancy L. Butts  
Criminal: Appeal. (Hines050913bt) (Posted: 05/10/2013)
- ▶ **KW vs. KH** (05/09/2013)—Judge Joy Reynolds McCoy  
Custody: Hearing related to child's public or Catholic school attendance; best interest of the child; ability of schools to meet educational needs. (kw050913m) (Posted: 05/10/2013)
- ▶ **JM vs. MH** (05/08/2013)—Judge Joy Reynolds McCoy  
Custody: Petition for special relief; dispute about where child will attend school; best interests of the child; both school districts meeting child's needs; stronger stability of parent in a district as a deciding factor. (jm050813m) (Posted: 05/10/2013)
- ▶ **Stewart vs. Jersey Shore School District and Jay R. Reynolds, Inc.** (05/09/2013)—Judge Richard A. Gray  
Civil: Preliminary injunction hearing; award of plumbing contract; taxpayer standing; straw party for losing bidder for contract; standard for mandatory injunctive relief; irreparable harm; withdrawal of bids; applicability of section 1603 of the Trade and Commerce Code; disqualification of withdrawing bidder; materially altered project. (Stewart050913g) (Posted: 05/09/2013)

**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**

**Alsted, June L.,** dec'd.

Late of Loyalsock Township.  
Executor: H. William Alsted,  
13579 State Route 87, Williamsport, PA 17701.

**Eck, William B., Jr.,** dec'd.

Late of Trout Run.  
Executrix: Toni M. Eck c/o Patricia L. Bowman, Esquire, Bowman Law Office, 353 Pine Street, Williamsport, PA 17701.  
Attorneys: Patricia L. Bowman, Esquire, Bowman Law Office, 353 Pine Street, Williamsport, PA 17701.

**Eckman, Elsie E.,** dec'd.

Late of 327 Ross Street, Williamsport.  
Administrator: Patrick A. Eckman, 845 Susquehanna Trail Rd., Muncy, PA 17756.

**Finicle, Frances M.,** dec'd.

Late of the Township of Upper Fairfield.

Executrix: Elaine M. Kepner, 5947 State Route 973 East Highway, Cogan Station, PA 17728.

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

**Hays, Franklin L., III,** dec'd.

Late of Millville.  
Administratrix: Heather M. Sones c/o C. Cleveland Hummel, Esquire, 3 East Fifth Street, Bloomsburg, PA 17815.  
Attorney: C. Cleveland Hummel, Esquire, 3 East Fifth Street, Bloomsburg, PA 17815.

**Peterson, Arnold D.,** dec'd.

Late of Williamsport.  
Administrator: Wayne P. Urbine, 2207 Nices Hollow Road, Jersey Shore, PA 17740.  
Attorney: Leroy H. Keiler, III, Esquire, 110 Oliver Street, Ste. 2, P.O. Box 263, Jersey Shore, PA 17740, (570) 398-2750.

**Shuck, Patty L.,** dec'd.

Late of Wolf Township.  
Executor: James D. Shuck, 11800 Simon Fox Road, Huntingdon, PA 16652.  
Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

**SECOND PUBLICATION**

**Beach, Lois D.,** dec'd.

Late of Hepburn Township.  
Executor: William P. Beach c/o Daniel K. Mathers, Esquire, Mathers & Stapp PC, 416 Pine St., Ste. 308, Williamsport, PA 17701.



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

**Chrapek, Jean E.**, dec'd.  
Late of Fairfield Township.  
Executor: Ronald E. Chrapek c/o Greevy & Associates, P.O. Box 328, Montoursville, PA 17754.  
Attorneys: Greevy & Associates, P.O. Box 328, Montoursville, PA 17754.

**Doane, Pamela R.**, dec'd.  
Late of Cogan Station.  
Executor: Cayce F. Doane, 1119 Rock Run Road, Cogan Station, PA 17728.  
Attorneys: Mc Nerney, Page, Vanderlin & Hall, 433 Market Street, P.O. Box 7, Williamsport, PA 17703.

**Myers, Karen A.**, dec'd.  
Late of Jersey Shore.  
Executrix: Kathleen H. Myers, 1425 Little Pine Road, Jersey Shore, PA 17740.  
Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

**Stumpf, Judith A.**, dec'd.  
Late of Lewis Township.  
Executrix: Patricia Klinger c/o The Law Office of John M. Glace, 1 East Main Street, Shiremanstown, PA 17011.  
Attorneys: The Law Office of John M. Glace, 1 East Main Street, Shiremanstown, PA 17011.

**Swank, Alvin J., Jr.**, dec'd.  
Late of Williamsport.

Administrator: John E. Springman, 2418 Fairview Terrace, Williamsport, PA 17701.  
Attorneys: Wilfred K. Knecht, Esquire, McCormick Law Firm, 835 W. Fourth St., Williamsport, PA 17701.

**Ulmer, Merrill E.**, dec'd.  
Late of Jersey Shore.  
Executor: Bruce E. Ulmer, P.O. Box 66, Hall, NY 14463.  
Attorneys: James D. Casale, Esquire, Casale & Bonner, P.C., 33 West Third Street, Suite 202, Williamsport, PA 17701, (570) 326-7044.

**Wilkinson, Elizabeth**, dec'd.  
Late of Williamsport.  
Executrix: Nancy Bishop, 541 Clark Street, Williamsport, PA 17702.  
Attorneys: Robert B. Wayne, Esquire, Elion, Wayne, Grieco, Carlucci, Shipman, Dinges & Dinges, P.C., 125 East Third Street, Williamsport, PA 17701.

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**THIRD PUBLICATION**

**Bower, Craig A.**, dec'd.  
Late of Jersey Shore.  
Executrix: Denise C. Bower c/o Marc S. Drier, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.  
Attorney: Marc S. Drier, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.

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**NOTICE**

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania on April 8, 2013, for

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the purpose of forming a business corporation under the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania, 15 Pa. C.S.A. 1101 et seq., as amended.

The name of the corporation is:  
UPPER DESK, INC.

The registered office of said corporation is: 42 S. Third Street, Hughesville, PA 17737.  
DANIEL K. MATHERS, ESQUIRE  
MATHERS & STAPP, P.C.  
416 Pine Street  
Suite 308  
Williamsport, PA 17701  
Telephone: (570) 326-5171

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**NOTICE OF HEARING**

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TO: Cindy Hoyer  
RE: Adoption of S.H., Adoption No. 7891, Luzerne County Court of Common Pleas, Wilkes-Barre, Pennsylvania

A petition has been filed asking the Court to put an end to all rights you have to your child, S.H. The Court has set a hearing to consider ending your rights to your child. That hearing will be held as set forth below:

PLACE: Luzerne County Courthouse, Bernard C. Brominski Building, Orphans' Courtroom, 113 West North Street, 3rd Floor, Wilkes-Barre, Pennsylvania

DATE: June 20, 2013

TIME: 9:30 A.M.

You are warned that even if you fail to appear at the scheduled hearing the hearing will go on without you and your rights to your child(ren) may be ended by the Court without you being present. You have a right to be represented at the hearing by a lawyer. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF

YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE ONE OF THE OFFICES SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Legal Services of  
Northeastern PA, Inc.  
410 Bicentennial Building  
15 Public Square  
Wilkes-Barre, PA 18701  
(570) 825-8567  
or  
Luzerne County  
Public Defender's Office  
Luzerne County Courthouse  
Wilkes-Barre, PA 18711  
(570) 825-1754

NICOLE F. BEDNAREK, ESQUIRE  
Luzerne County Children  
and Youth Services  
111 North Pennsylvania Avenue  
Wilkes-Barre, PA 18701  
Telephone No.: (570) 826-8700  
x: 5258

M-24, 31; J-7

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**NOTICE**

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

NO. 13-00261

PAUL E. CARSON and JANE B.  
CARSON, NEAL W. CARSON  
and CAROL A. CARSON,  
EARL A. CARSON and KATHY  
J. CARSON, CHRISTOPHER  
CARSON, CHARLES A. CARSON  
and CHAD E. CARSON,

Plaintiffs

vs.

JOHN LIMBAUGH, MAME C.  
LIMBAUGH, R.G. PEPPERMAN  
and R.A. RUPERT,

Defendants

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ACTION TO QUIET TITLE

NOTICE OF ENTRY  
OF JUDGMENT

TO: John Limbaugh and Mame  
C. Limbaugh, R.G. Pepperman  
and R.A. Rupert, Defendants

On May 5, 2013, the Court of  
Common Pleas of Lycoming Coun-  
ty entered a judgment in which it  
gave you 30 days from said date  
on which to bring an Action in  
Ejectment against the Plaintiffs  
for the recovery of the land de-  
scribed in paragraph 3 of Plaintiffs'  
Complaint and failing that you  
are forever barred from asserting  
any right, lien, title or interest in  
Plaintiffs' land inconsistent with  
the ownership of Plaintiffs.

PAUL A. ROMAN, ESQUIRE  
LAW OFFICES OF  
JOSEPH L. RIDER  
143 West Fourth Street  
Williamsport, PA 17701

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**NOTICE OF HEARING**

TO: Dave Derr, Williamsport,  
Pennsylvania  
RE: Adoption of LRS, Lackawanna  
County Court of Common Pleas,  
Orphans' Court Division, No.  
A-23-2013

A petition has been filed ask-  
ing the Court to put an end to all  
rights you have to your child LRS,  
born August 17, 2012, biological  
child of Candy Marie Snyder. The  
Court has set a hearing to con-  
sider ending your rights to your  
child. That hearing will be held  
on June 11, 2013 at 1:30 p.m.,  
Courtroom 6 of the Lackawanna  
County Courthouse, Third Floor,  
200 North Washington Avenue,  
Scranton, PA 18503. You are  
warned that even if you fail to ap-  
pear at the scheduled hearing, the  
hearing will go on without you and  
your rights to your child may be  
ended by the Court without your  
being present. You have a right to  
be represented at the hearing by a  
lawyer. You should take this paper  
to your lawyer at once. If you do  
not have a lawyer or cannot afford  
one, go to or telephone the office  
set forth below to find out where  
you can get legal help.

Northern Pennsylvania  
Legal Services, Inc.  
507 Linden Street  
Suite 300  
Scranton, PA 18503  
(570) 342-0184

M-10, 17, 24



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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, May 27, 2013