

# LYCOMING REPORTER

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## 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:* Jessica A. Engel

Penn Tower  
25 West Third Street, Suite 601  
Williamsport, PA 17701

Telephone: (570) 323-8287  
Fax: (570) 323-9897  
Website: [www.lycolaw.org](http://www.lycolaw.org)

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# LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 601

Williamsport, PA 17701

[www.lycolaw.org](http://www.lycolaw.org)

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## EXECUTIVE COMMITTEE

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Gary L. Weber

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Jessica A. Engel

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*Eric Ladley*  
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### Your online connection for:

- Court Calendar • Continuing Legal Education
- Conference Room Facilities • Legal Assistance
- Recent Court Decisions • Upcoming LLA & Public Events

[www.lycolaw.org](http://www.lycolaw.org)

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## SCHEDULED EVENTS

Additional information about any of these events is available on the Lycoming Law Association website at [www.lycolaw.org](http://www.lycolaw.org).

- 9/9/2013 – LLA Executive Committee Meeting:** *Regular Meeting of the LLA Executive Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 9/25/2013 – Inn of Court Meeting:** *Regular Charles F. Greevy, Jr., American Inn of Court Meeting* **Time:** 5:45 PM to 8:00 PM. **Location:** TBA
- 9/27/2013 – LLA Foundation Board Meeting:** *Regular Meeting of the Foundation Board* **Time:** 12:00 PM to 1:00 PM. **Location:** Ross Club, 201 West Fourth Street, Williamsport
- 10/14/2013 – LLA Executive Committee Meeting:** *Regular Meeting of the LLA Executive Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office

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.

**UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES**

- 8/27/2013 – Family and Medical Leave Act Update:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 8:30 AM to 12:45 PM. **Location:** LLA Office
- 8/29/2013 – From File to Trial: 8 Keys to Success in Court and Beyond:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 9/4/2013 – Legal Issues Affecting Military Personnel: Drawdown and Homecoming:** *PBI Video Replay.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 9/11/2013 – Fee Agreements:** *PBI Video Replay.* **CLE credits:** 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 9/18/2013 – Environmental Law:** *LLA Eat & Earn, Presenter: Todd Kantorczyk, Esq.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Holiday Inn, 100 Pine Street, Williamsport
- 9/24/2013 – Pretrial Practice Series: Session 1 – Setting the Stage:** *PBI Groupcast.* **CLE credits:** 3 Substantive **Time:** 12:30 PM to 3:45 PM. **Location:** LLA Office
- 9/25/2013 – Fundamentals of Estate Administration:** *PBI Groupcast.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 4:30 PM. **Location:** LLA Office
- 10/2/2013 – Driving Under the Influence: Skills That Win Cases:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:15 PM. **Location:** LLA Office
- 10/4/2013 – The Nuts and Bolts of Medicaid Planning:** *PBI Groupcast.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:15 PM. **Location:** LLA Office
- 10/8/2013 – Mortgage Modification Program:** *PBI Video Replay.* **CLE credits:** 2 Substantive **Time:** 9:00 AM to 11:00 AM. **Location:** LLA Office
- 10/10/2013 – Sentencing in Pennsylvania State Courts:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office
- 10/15/2013 – Long Term Care Planning for Seniors:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Office
- 10/16/2013 – Family Law/Domestic Relations:** *LLA Eat & Earn, Presenter: Heather Willis.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Holiday Inn, 100 Pine Street, Williamsport
- 10/17/2013 – Estate Planning for Interests in Mineral Rights:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Office

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- 10/22/2013 – Basics of Employment Law: PBI Video Replay. CLE credits: 6 Substantive Time: 9:00 AM to 5:00 PM. Location: LLA Office**
- 10/23/2013 – Autism: Fitting the Pieces Together: PBI Video Replay. CLE credits: 6 Substantive Time: 9:00 AM to 5:00 PM. Location: LLA Office**
- 10/25/2013 – Trial Evidence: Artistry & Advocacy in the Courtroom: PBI Groupcast. CLE credits: 5 Substantive / 1 Ethics Time: 8:30 AM to 3:30 PM. Location: LLA Office**
- 10/28/2013 – Pretrial Practice Series: Session 2 – Discovery Strategy: PBI Groupcast. CLE credits: 3 Substantive Time: 12:30 PM to 3:45 PM. Location: LLA Office**
- 10/29/2013 – General Practitioners' Update 2013: PBI Video Replay. CLE credits: 5 Substantive / 1 Ethics Time: 9:00 AM to 5:00 PM. Location: LLA Office**
- 11/5/2013 – Pretrial Practice Series: Session 3 – Preparing for Trial: PBI Groupcast. CLE credits: 3 Substantive Time: 12:30 PM to 3:45 PM. Location: LLA Office**
- 11/8/2013 – Selecting & Influencing Your Jury: PBI Groupcast. CLE credits: 6 Substantive Time: 8:30 AM to 3:30 PM. Location: LLA Office**
- 11/12/2013 – The Best Retirement and Estate Plans for Attorneys: PBI Groupcast. CLE credits: 5 Substantive / 1 Ethics Time: 8:30 AM to 4:15 PM. Location: LLA Office**
- 11/13/2013 – Primer on the Fair Debt Collection Practices Act: PBI Video Replay. CLE credits: 4 Substantive Time: 9:00 AM to 1:30 PM. Location: LLA Office**
- 11/14/2013 – Working with Titles in Oil and Gas Law: PBI Groupcast. CLE credits: 3 Substantive Time: 9:00 AM to 1:15 PM. Location: LLA 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](http://www.pbi.org). Unless otherwise noted, this seminar is being held at the Lycoming Law Association Offices at 25 West Third Street, Suite 601, Williamsport, PA. Additional fees may be assessed for registration at the door.

**\*\*LLA Seminar.** For tuition, registration, location, and all other information, please contact Jessica Engel at the LLA Office at (570) 323-8287, by e-mail at [jengel@lycolaw.org](mailto:jengel@lycolaw.org), or online at [www.lycolaw.org](http://www.lycolaw.org).

The full text of the following Lycoming County Court opinions is reported at [www.lycolaw.org/Cases/search.asp](http://www.lycolaw.org/Cases/search.asp).

- ▶ **In re: MRD and TD** (08/19/2013)—Judge Joy Reynolds McCoy  
Adoption: Petition for involuntary termination of parental rights; proposed adoption by grandfather; involvement by grandfather in lives of children; de facto parent; settled purpose to relinquish parental claim to a child; determination of whether a bond exists between parent and child. (AdoptionofMDandTD081913m)
- ▶ **CU vs. DU** (08/15/2013)—Judge Joy Reynolds McCoy  
Custody: Petition for special relief; question of whether child will attend kindergarten in upcoming school year; readiness assessment; best interests of the child. (CU081513m)
- ▶ **In re TJ and AJ** (08/12/2013)—Judge Joy Reynolds McCoy  
Adoption: Petition for involuntary termination of parental rights; failure to perform parental duties for at least six months; lack of a bond between the child and parent. (AJ081213m)
- ▶ **In re LB and IB** (08/12/2013)—Judge Joy Reynolds McCoy  
Adoption: Petition for involuntary termination of parental rights; dependent children; failure to perform parental duties; stability of living arrangements; repeated incapacity and/or refusal to act resulting in the children being without essential parental care; lack of existing, necessary and beneficial relationship. (LB081213m)
- ▶ **Hepburn Township vs. Bausinger** (08/13/2013)—Judge Richard A. Gray  
Civil: Preliminary injunction; property unfit for human habitation; danger to residents and neighbors. (Hepburn081313a)
- ▶ **Commonwealth vs. Newton** (8/13/2013)—Judge Nancy L. Butts  
Criminal: Appeal. (Newton081313bt)

**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****Deckard, Alice B. a/k/a Mary Alice Deckard, dec'd.**

Late of the Township of Loyalsock. The Alice B. Deckard Protector Trust, dated December 2, 2010. The Alice B. Deckard Real Estate Protector Trust, dated December 2, 2010.

Settlor: Alice B. Deckard.

Executor/Trustee: John A. Deckard, 228 Lance Lane, Montoursville, PA 17754.

Attorneys: Julieanne E. Steinbacher, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**Holtzman, Donald G. a/k/a Donald Gene Holtzman, dec'd.**

Late of South Williamsport. Executor: David L. Holtzman, 464 Huling Lane, Williamsport, PA 17702.

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

**Rothrock, E. Lorraine, dec'd.**

Late of Plunketts Creek Township. Executor: Gregory Starr c/o Greevy & Associates, P.O. Box 328, Montoursville, PA 17754.

Attorneys: Greevy & Associates, P.O. Box 328, Montoursville, PA 17754.

**Williams, Philip J., dec'd.**

Late of Cogan Station.

Executor: David A. Williams.

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

**Zercoe, Agnes Millis a/k/a Agnes Millis a/k/a Agnes Zercoe, dec'd.**

Late of the Township of Loyalsock. Agnes Millis Zercoe Revocable Living Trust, dated February 15, 1999.

The Millis Family Irrevocable Trust, dated August 31, 2005.

Settlor: Agnes Millis Zercoe a/k/a Agnes Millis a/k/a Agnes Zercoe. Trustee: Woodlands Bank c/o Thomas B. Burkholder, Vice President and Trust Officer, 2450 East Third Street, Williamsport, PA 17701.

Attorneys: Julieanne E. Steinbacher, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**SECOND PUBLICATION****Crouse, Sarah R., dec'd.**

Late of Williamsport.

Executrix: Elizabeth Rohrbach, 6110 Blue Stone Ave., Harrisburg, PA 17112.

Attorneys: Robert B. Wayne, Esquire, Elion, Wayne, Grieco, Carlucci & Shipman, P.C., 125 East Third St., Williamsport, PA 17701.

**Fink, James T.,** dec'd.

Late of Williamsport.  
 Executrix: Jeanine D. Bell-Fink, 1719  
 Lycoming Creek Road, Williams-  
 port, PA 17701.  
 Attorneys: Campana, Hoffa, Mor-  
 rone & Lovecchio, P.C., 602 Pine  
 Street, Williamsport, PA 17701,  
 (570) 326-2401.

**Kessler, Stella V.,** dec'd.

Late of Jordan Township.  
 Executor: Joseph Steinruck, 758  
 Bottom Road, Millville, PA 17846.  
 Attorneys: Thomas D. Hess, Esquire,  
 Hess and Hess, P.C., 30 South Main  
 Street, Hughesville, PA 17737.

**Metzger, Sarah E.,** dec'd.

Late of Williamsport.  
 Co-Executors: Cynthia A. Duck,  
 1113 Franklin Street, Montoursville,  
 PA 17754 and Brian A. Evelhair, 702  
 Hewling Road, Linden, PA 17744.  
 Attorneys: McNerney, Page, Vander-  
 lin & Hall, 433 Market Street, P.O.  
 Box 7, Williamsport, PA 17703.

**Shirey, Oscar E.,** dec'd.

Late of Jersey Shore.  
 Executrix: Andrea P. Shirey, 199  
 Marion Street, Williamsport, PA  
 17701.  
 Attorney: Leroy H. Keiler, III, Es-  
 quire, 110 Oliver Street, Ste. 2, P.O.  
 Box 263, Jersey Shore, PA 17740,  
 (570) 398-2750.

**Winner, William E., Sr.,** dec'd.

Late of 1900 Ravine Road, Williams-  
 port.  
 Co-Executors: William E. Winner,  
 Jr., 1091 Winner Road, Williams-  
 port, PA 17701 and Carolyn E.  
 Thomas, 411 Tule Street, Montours-  
 ville, PA 17754.  
 Attorney: Malcolm S. Mussina, Es-  
 quire, 426 Broad Street, Montours-  
 ville, PA 17754.

**THIRD PUBLICATION****Baumer, Janice C.,** dec'd.

Late of 201 West Penn Street,  
 Muncy.  
 Administratrix: Kathleen L. Bau-  
 munk, 142 South Minnequa Ave.,  
 Canton, PA 17724.

**Hubbard, Joan M.,** dec'd.

Late of Williamsport.  
 Executor: David L. Hubbard, 2150  
 Roosevelt Avenue, Williamsport, PA  
 17701.  
 Attorney: David C. Raker, Esquire,  
 322 Court Street, Williamsport,  
 PA 17701.

**REGISTER OF WILLS  
 CONFIRMATION OF  
 ACCOUNTS**

NOTICE IS HEREBY GIVEN to all  
 parties interested that the following  
 Accounts together with all Statement  
 of Proposed Distribution accompanying  
 the same have been filed in the Office  
 of the Register of Wills and Clerk of  
 Orphans' Court are presented to the  
 Orphans' Court of Lycoming County for  
 Confirmation Absolute September 3,  
 2013 unless exceptions are filed before  
 5:00 P.M. on that date.

1. Fitzsimmons, Margaret A.—John  
 F. Fitzsimmons, II, Executor.
2. Himes, Christine H.—Joyce A.  
 Shaffer, Executrix.
3. Miller, Joseph—Paul L. Feldman,  
 Trustee.
4. Mitchell, Jane S.—C. Edward S.  
 Mitchell, Executor.
5. Sechrist, Laura A.—First Citizens  
 Community Bank, Executor.
6. Ward, Lenore A.—Cheri L. Graw,  
 Administratrix.  
 Annabel Miller  
 Register of Wills



**SERVICE BY PUBLICATION**

Lycoming County

Docket Number 08-20,918

Charity R. Trump

v.

Michael R. Wright

NOTICE IS HEREBY GIVEN to MICHAEL R. WRIGHT that CHARITY R. TRUMP intends to seek Modification of Custody of L.O.W., their minor child. You have failed to accept service of the Motion to Modify through mail and service upon your attorney and we have been unable to locate you for personal service of the Motion to Modify and Order scheduling a custody conference on September 6, 2013 at 9:00 a.m. in the Lycoming County Family Court, 48 W. Third Street, Room 310, Williamsport, Pennsylvania.

**NOTICE**

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses

or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

North Penn Legal Services  
329 Market Street  
Williamsport, PA 17701  
(570) 323-8741

LORI A. REXROTH, ESQ.  
CARPENTER, HARRIS & FLAYHART  
Attorneys for Charity R. Trump  
128 South Main Street  
Jersey Shore, PA 17740

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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 for 4 hours or less; \$150 for more than 4 hours. Members may use the conference room at no cost.

Scheduling arrangements may be made with Jessica Engel, (570) 323-8287 or [jengel@lycolaw.org](mailto:jengel@lycolaw.org).

**T**he Lycoming Law Association Foundation is a tax-exempt not-for-profit, 501(c)(3) corporation. The mission of the Foundation is to cultivate the science of jurisprudence, improve the legal and judicial system and facilitate the administration of justice for residents of Lycoming County.

The Foundation provides funding for worthwhile law-related community projects and activities, in addition to supporting the Williamsport Office of North Penn Legal Services, which has provided civil legal services on a wide range of high priority legal problems to poor people in Lycoming County since 1974.

The Foundation is funded through the support of the members of the Lycoming Law Association. This support comes in various forms: from member dues, income from the *Lycoming Reporter*; donations by individual lawyer members of the Lycoming County Bar; donations by other individuals, lawyer family members, and estates.

The Lycoming Law Association's Community Activities and Outreach Committee is responsible to advise and assist the Foundation in administering funds for community projects of merit. The Committee is actively involved in reviewing grant applications and in making recommendations to the Foundation and the Association's Executive Committee concerning the funding of worthwhile projects and activities.

For additional information regarding the Foundation and its procedures, contact Jessica Engel, Executive Director, at (570) 323-8287 or [jengel@lycolaw.org](mailto:jengel@lycolaw.org).



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## **PERIODICAL PUBLICATION**

**\* Dated Material. Do Not Delay. Please Deliver Before Monday, August 26, 2013**