

LYCOMING REPORTER

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LYCOMING REPORTER

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THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

PUBLISHED EVERY FRIDAY BY
LYCOMING LAW ASSOCIATION

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LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

www.lycolaw.org

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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

SCHEDULED EVENTS

Additional information about any of these events is available on the Lycoming Law Association website at www.lycolaw.org.

- 6/8/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting.*
Time: 12:00 PM to 1:00 PM. **Location:** LLA Office
- 7/13/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting.*
Time: 12:00 PM to 1:00 PM. **Location:** LLA Office
- 7/15/2015 – LLA Summer Outing on the Hiawatha:** *Summer gathering for food and drink aboard the Hiawatha, cruising the Susquehanna River.* **Time:** 6:00 PM to 8:00 PM. **Location:** Hiawatha paddle boat

Lycoming Law Association Members are kindly asked to consider a donation to the Lycoming Law Association Foundation in memory of a deceased Member. The Foundation will notify the family of such Member that a gift was made by you.

Members of the Lycoming Law Association are reminded and urged to consider placing in your Wills a bequest to the Lycoming Law Association Foundation. As you probably know, your gift is tax deductible as the Foundation is a 501(c)(3) Organization.

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 6/10/2015** – **16th Estate & Elder Law Symposium:** *PBI Video Reply*. **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 6/12/2015** – **Best of the Oil and Gas Law Colloquium:** *PBI Video Replay*. **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 6/16/2015** – **Effective Nonprofits & Ethical Issues for Attorney Board Members:** *PBI Video Replay*. **CLE credits:** 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Conference Center
- 6/18/2015** – **Same Sex Marriage in PA – An Update:** *POSTPONED – PBI Video Replay*. **CLE credits:** 4 Substantive **Time:** 8:30 AM to 12:45 PM. **Location:** Lycoming Law Association Conference Center
- 6/19/2015** – **Powerful and Ethical Witness Preparation:** *PBI Video Replay*. **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 6/22/2015** – **Sentencing in PA State Courts:** *PBI Groupcast*. **CLE credits:** 4 Substantive **Time:** 12:00 PM to 4:15 PM. **Location:** LLA Conference Center
- 6/24/2015** – **General Practitioners Update:** **CLE credits:** 5 Substantive / 1 Ethics **Time:** 8:30 AM to 3:45 PM. **Location:** Lycoming Law Association Conference Center
- 6/26/2015** – **U.S. Supreme Court 2013/14 Term: Review of the Top Cases Argued and Preview Cases to Be Argued:** *PBI Video Replay*. **CLE credits:** 3 Substantive **Time:** 9:00 AM to 11:15 AM. **Location:** LLA Conference Center
- 7/1/2015** – **Evidence for Criminal Attorneys:** *PBI Video Replay*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Conference Center
- 7/8/2015** – **Medicare Set Asides & Structured Settlements:** *PBI Video Replay*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Conference Center
- 7/10/2015** – **The Nuts and Bolts of Contract Drafting:** *PBI Video Replay*. **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 7/13/2015** – **Title Insurance 101:** *PBI Groupcast*. **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:15 PM. **Location:** LLA Conference Center
- 7/14/2015** – **Smart Phone and Mobile Apps for Lawyers:** *PBI Video Replay*. **CLE credits:** 2 Substantive **Time:** 9:00 AM to 11:00 AM. **Location:** LLA Conference Center

- 7/17/2015** – **Estate Planning: Beyond Basics:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 7/22/2015** – **Law of Arrest Search and Seizure:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** LLA Conference Center
- 7/30/2015** – **Internet Legal Research:** *PBI Groupcast.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 12:30 PM to 3:45 PM. **Location:** LLA Conference Center
- 7/31/2015** – **Winning at Trial:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 8/4/2015** – **Do Lawyers Still Need Wisdom in an Information Age?:** *PBI Video Replay.* **CLE credits:** 1 Ethics **Time:** 9:00 AM to 10:00 AM. **Location:** LLA Conference Center
- 8/6/2015** – **Estate and Family Planning for the 21st Century Family:** *PBI Video Reply.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Conference Center
- 8/7/2015** – **Solving Drivers' Licensing Problems:** *PBI Video Replay.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 8/12/2015** – **The Ethics of Pro Bono: Doing Good the Right Way:** *PBI Video Replay.* **CLE credits:** 1 Ethics **Time:** 9:00 AM to 10:00 AM. **Location:** LLA Conference Center
- 8/14/2015** – **Litigating in Orphans' Court:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center
- 8/18/2015** – **Understanding the Basics of Elder Law:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** LLA Conference Center

***PBI Seminar.** For tuition, registration, and all other information, please contact PBI Customer Service at (800) 247-4724, or online at www.pbi.org. Unless otherwise noted, this seminar is being held at the Lycoming Law Association Offices at 25 West Third Street, Suite 803, Williamsport, PA. Additional fees may be assessed for registration at the door.

****LLA Seminar.** For tuition, registration, location, and all other information, please contact Michele Frey at the LLA Office at (570) 323-8287, by email at mfrey@lycolaw.org, or online at www.lycolaw.org.

The full text of the following Lycoming County Court opinions is reported at www.lycolaw.org/Cases/search.asp.

- ▶ **AW vs. CW** (05/15/2015)—Judge Joy Reynolds McCoy
Custody: Petition for special relief; question of attending Williamsport or Loyalsock schools; children’s need for stability and continuity; child care cost savings; behavioral issues. (aw051515m)
- ▶ **Commonwealth vs. Reeder** (05/18/2015)—Judge Marc F. Lovecchio
Criminal: Appeal; re-sentence of total confinement in a state correctional institution for technical probation violations; discretion of court; likelihood that defendant will commit another crime; substance abuse and personality disorders; self-medicating with illegal drugs; possibility of involuntary mental health commitment; unsuccessful efforts to help defendant through Drug Court and intermediate punishment programs. (Reeder051815L)
- ▶ **Commonwealth vs. Sheldon** (05/12/2015)—Judge Richard A. Gray
Criminal: Post Conviction Relief Act petition; timeliness. (Sheldon051215g)
- ▶ **Pennsylvania Dept. of Corrections vs. Young** (05/12/2015)—Judge Richard A. Gray
Civil: Permanent injunction hearing; refusal of prison inmate to accept life saving medical treatment; interest of Commonwealth in maintaining prison order and security; duty under the 8th Amendment to protect health and welfare of persons in custody; case where prisoner wants to dictate the details of her medical care and choose the provider. (young051215g)
- ▶ **Arthur vs. Bosque Disposal Systems, LLC and Waste Management, Inc. and Lexon Insurance Company and Waste Management of Pennsylvania, Inc.** (05/14/2015)—Judge Richard A. Gray
Civil: Preliminary objections; demurrer to legal conclusions; asserting breach of implied in fact contract and claim for unjust enrichment in the alternative to breach of express contract claim. (arthur051415g)

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- ▶ **Commonwealth vs. Alford** (05/08/2015)—Judge Nancy L. Butts
Criminal: Appeal; admissibility of lay opinion identification testimony; surveillance photograph; foundation for testimony; introduction of recorded prison phone calls; prior inconsistent statements; excited utterance exception to the hearsay rule. (Alford050815bt)
 - ▶ **Commonwealth vs. White** (05/13/2015)—Judge Marc F. Lovecchio
Criminal: Post Conviction Relief Act petition; guilty plea and waiver of eligibility for recidivism risk reduction incentive; request for reconsideration of sentence; timeliness. (White051315L)
 - ▶ **Commonwealth vs. McDowell** (05/11/2015)—Judge Marc F. Lovecchio
Criminal: Motion to dismiss under Rule 600; calculation of excludable time periods; actions of counsel imputed to defendant. (McDowell051115L)

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**Bartron, I. Arlene, dec'd.**

Late of Duboistown.
 Executrix: Jacque Beamer, 1930 Beauty Avenue, Cogan Station, PA 17728.
 Attorney: Andrea B. Bower, Esquire, 426 Broad Street, Montoursville, PA 17754.

Chaapel, Kathryn E., dec'd.

Late of Loyalsock Township.
 Kathryn Chaapel Irrevocable Grant-or Trust.
 Executrix/Trustee: Jane R. Reynolds c/o Matthew J. Parker, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.
 Attorneys: Matthew J. Parker, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

Costill, June L., dec'd.

Late of the Township of Washington.
 Executor: Rodney B. Costill, 21 Circle J Road, Allenwood, PA 17810.
 Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

Hamilton, Mary Lou Buffington, dec'd.

Late of 101 Leader Dr., Williamsport.
 Administratrix: Violet Shadle, 6117 Evelyn St., Harrisburg, PA 17111.

Reed, John A., dec'd.

Late of Montoursville.
 Executrix: Kathy S. Richards, 125 Crawley Street, Hughesville, PA 17737.
 Attorneys: Anthony J. Grieco, Esquire, Elion, Wayne, Grieco, Carlucci & Shipman, P.C., 125 East Third Street, Williamsport, PA 17701.

Schuck, Ruth C., dec'd.

Late of Fairfield Township.
 Co-Executrices: Judith E. Bower, 2533 Panther Valley Road, Pottsville, PA 17901 and Nancy L. Montez, 4112 E. Vista Drive, Phoenix, AZ 85032.
 Attorneys: Anthony J. Grieco, Esquire, Elion, Wayne, Grieco, Carlucci & Shipman, P.C., 125 East Third St., Williamsport, PA 17701.

SECOND PUBLICATION**Fladd, Irvin D. a/k/a Irvin Fladd, Sr., dec'd.**

Late of the Township of McIntyre.
 Administratrix: Corrina L. Whitehill, P.O. Box 291, Fayetteville, OH 45118.
 Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

Gleyze, Janet S., dec'd.

Late of Loyalsock Township.
 Executor: Ronald Gleyze.
 Attorneys: Matthew J. Parker, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

Mazzante, Joanne L., dec'd.

Late of the City of Williamsport.

Executors: Deborah L. Mazzante Leta, Rick Mazzante and Thomas E. Mazzante 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.

Nau, Joan B., dec'd.

Late of the Borough of Montoursville.

Executor: Richard A. Logue, 1714 Locust Hill Way, Dillsburg, PA 17019.

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

Paulhamus, Verna M., dec'd.

Late of the City of Williamsport.

Executrix: Donna O. Pongrat, 437 Cherry Street, Montoursville, PA 17754.

Attorneys: Martin A. Flayhart, Esquire, Carpenter, Harris & Flayhart, 128 S. Main St., P.O. Box 505, Jersey Shore, PA 17740.

Schuman, Virginia Louise, dec'd.

Late of the Township of Woodward.

Executor: Todd M. Schuman, 108 Jamison Street, Linden, PA 17744.

Attorneys: Paul A. Roman, Esquire, Law Office of Joseph L. Rider, 143 West Fourth Street, Williamsport, PA 17701.

THIRD PUBLICATION

Emick, Marcia M., dec'd.

Late of the Township of Loyalsock, Montoursville.

Executrices: Carole M. Cardone, 566 Old Cement Road, Montoursville, PA 17754 and Joyce A. Murphy, 13188 Wallis Run Road, Williamsport, PA 17701.

Attorneys: Kristine L. Waltz, Esquire, Dinges, Dinges & Waltz, LLC, 1307 Sheridan Street, Williamsport, PA 17701.

Hill, Maxine P., dec'd.

Late of Williamsport.

The Maxine P. Hill Real Estate Protector Trust, dated December 17, 2014.

Settlor: Maxine P. Hill.

Trustees: Sandra L. Vlahos, 9 Winding Oak Drive, Arden, NC 28704 and Christina Kehler-Phillips, 1500 Alvin Avenue, Williamsport, PA 17701.

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

McCloskey, Gregory A., dec'd.

Late of Limestone Township.

Executor: Gregory A. McCloskey, II.

Attorneys: Elizabeth A. White, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

Miller, Steven J. a/k/a Steve J. Miller, dec'd.

Late of Woodward Township.

Executrix: Stephenie Brostrom 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.

Taber, Barbara W., dec'd.

Late of Muncy.

Executor: Thomas Townsend Taber, III, 504 S. Main Street, Muncy, PA 17756.

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

Taylor, Donald A., dec'd.

Late of the Borough of Montoursville.

Administrator: Woodlands Bank,
2450 E. Third Street, Williamsport,
PA 17701.

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

the business is Cheryl Lynn Gallagher,
440 Reynolds Street, South Williams-
port, PA 17702. This was filed in ac-
cordance with 54 Pa. C.S. 311.

M-22

**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 June 2, 2015 unless exceptions are filed before 5:00 P.M. on that date.

1. Bryington, Erma I.—Scott T. Williams, Esq., Court Appointed Estate Executor.

2. Farrar, Sara Faye a/k/a Farrar, Sara F. a/k/a Farrar, Sallie F.—Stacie B. Keen, Executrix.

3. Ireland, Ardis E.—Michael M. Ireland, Executor.
Annabel Miller
Register of Wills

M-22, 29

**REGISTRATION OF
FICTITIOUS NAME**

NOTICE IS HEREBY GIVEN that an Application for Registration of Fictitious Name was filed in the Department of State of the Commonwealth of Pennsylvania on March 31, 2015 for:

CHERYL GALLAGHER SERVICES
located at: 440 Reynolds Street, South Williamsport, PA 17702. The name and address of the individual interested in

SERVICE BY PUBLICATION

Court of Common Pleas
of Lycoming County
Civil Action—Law

No. 2014-00407

FLEETMATICS USA, LLC, 70
WALNUT STREET, 2ND FLOOR,
WELLESLEY HILLS, MA 02481-2102
Plaintiff

vs.

CLARK TRUCKING AND
EXCAVATION LLC, NORTHEAST
DIVISION, 657 INDUSTRIAL
PARKWAY, MUNCY, PA 17756
Defendant

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by an attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or 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 OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

IF YOU DO NOT HAVE A LAWYER, CONTACT:

Pennsylvania Bar Association
Lawyer Referral Service
100 South Street
P.O. Box 186
Harrisburg, PA 17108-0186
Telephone (800) 692-7375

IF YOU CANNOT AFFORD A LAWYER, YOU MAY BE ELIGIBLE FOR LEGAL AID THROUGH:

Legal Services Office
329 Market Street
Williamsport, PA 17701
Telephone (570) 323-8741

RICHARD W. KEIFER, III, ESQUIRE
I.D. # 84924

KEIFER LAW FIRM
8 Gershom Place
Kingston, PA 18704
(570) 371-3851

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SERVICE BY PUBLICATION

Lycoming County Court
of Common Pleas

Number 15-00472

Lycoming County Water
and Sewer Authority,
Plaintiff

v.

Kelley Sees
Defendant

TO: Kelley Sees, 2967 Cochran Avenue,
South Williamsport, PA 17702

NATURE OF ACTION: NOTICE IS HEREBY GIVEN that a writ of scire facias has been filed against you and your property at 2967 Cochran Avenue, South Williamsport, Pennsylvania 17702, Tax Parcel No. 10-01-554, for unpaid sewer fees and lateral surcharges. You must file an affidavit of defense within 15 days or judgment will be entered against you.

AUSTIN WHITE, ESQUIRE
McCORMICK LAW FIRM
835 West Fourth Street
Williamsport, PA 17701
(570) 326-5131

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PERIODICAL PUBLICATION

* Dated Material. Do Not Delay. Please Deliver Before Monday, May 25, 2015