

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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Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

www.lycolaw.org

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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.

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 Replay*. **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
- 6/17/2015** – **Eat & Earn: Expungements:** “*Expungements and the Lifelong Consequences of a Criminal Record*” Presented by: David K. Trevaskis, Esq. **CLE credits:** 1 Ethics **Time:** 12:00 PM to 1:00 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 Replay.* **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

***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.

- ▶ **Alexander Nissan, Inc. vs. Maritz, LLC and Northwoods Auto, Inc. d/b/a Northwoods Nissan** (05/29/2015)—Judge Richard A. Gray
Civil: Preliminary objections to complaint; breach of fiduciary duty; existence of confidential relationship; entrusting confidential proprietary information alone; disclosure of confidential customer list; intentional interference with dealer agreement; no allegation that dealership contract was modified or terminated. (Nisson052915g)
- ▶ **Bair vs. Charney and Saar's Tree Service** (05/22/2015)—Judge Richard A. Gray
Civil: Preliminary objections; complaint and motion for preliminary injunction; legal sufficiency or insufficiency of complaint; interpretation of an easement; trespass; latent ambiguity in easement; parol evidence; scope of the easement; civil conspiracy; conversion of trees; negligent breach of duty to exercise due care with respect to exercising rights under easement agreement; breach of contract claim; quiet title claim for forfeited rights as result of the unlawful infringement of rights of plaintiffs; injunction to enjoin a nuisance; applicability of release; objections raised as to another party; specificity of averment of damage claims that are known and easily ascertainable; punitive damages; objective appreciation of the risk of harm. (Bair052215g)
- ▶ **Commonwealth vs. Carl** (05/27/2015)—Judge Nancy L. Butts
Criminal: Suppression motion; vehicle stop; probable cause; brake light malfunction; request to exit vehicle during traffic stop; reasonable suspicion that Defendant was committing a crime; sufficient articulable basis supporting pat-down search; reasonable suspicion that Defendant was armed and dangerous; plain feel doctrine; syringe in Defendant's pocket; warrantless search of motor vehicle; probable cause to believe that drugs or drug paraphernalia were in Defendant's vehicle; totality of the circumstances. (Carl052715bt)
- ▶ **In re: Involuntary Commitment of Y.H.** (05/27/2015)—Judge Marc F. Lovecchio
Administrative Appeal: Petition for involuntary treatment of convicted murderer filed by SCI—Muncy; severe mental disability; appeal; clear and convincing evidence; danger to herself or others; refusal to take medication. (yh052715L)

CONFLICT ATTORNEY

Lycoming County Government is seeking to establish a professional service agreement with a contractor (individual attorney or law firm) to serve as a part-time CONFLICT ATTORNEY, to represent clients who are found to be in conflict with representation by the Public Defender's Office, as assigned by the Court Administrator. Successful candidates will have a law degree and be a member of the Pennsylvania Bar. The position will assume responsibility for approximately 65 cases, and will be reimbursed in the amount of \$35,000 per year. This contract would be effective July 1, 2015 and run through June 30, 2016.

Interested candidates should forward a letter of interest and resume prior to June 15, 2015, addressed to the Court Administrator's Office, Lycoming County Courthouse, 48 West Third Street, Williamsport, PA 17701.

EOE/AA.

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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**Harris, Betty L. a/k/a Betty Lou Harris, dec'd.**

Late of Fairfield Township.
 Executor: William L. Harris, 461 Mall Road, Montoursville, PA 17754.
 Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

Miller, Lillian M., dec'd.

Late of the Township of Loyalsock.
 Executors: Jack W. Miller, 70 Woodward Drive, York, PA 17406 and Woodlands Bank, 2450 E. Third Street, Williamsport, PA 17701.
 Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

Miller, Roseltha Lydia, dec'd.

Late of McHenry Township.
 Co-Executors: Ernest L. Miller, 2900 Rt. 414 Highway, Jersey Mills, PA 17739 and Dale D. Miller, 5868 N. Rt. 44 Highway, Jersey Shore, PA 17740.
 Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 270 West Third Street, Williamsport, PA 17701, (570) 321-0709.

Saxton, Patricia L., dec'd.

Late of Montoursville.
 Executrix: Dana Jean Mack, 323 Sydney Street, Montoursville, PA 17754.
 Attorneys: Ann S. Pepperman, Esquire, McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

Steppe, Lewis F., Sr., dec'd.

Late of the Township of Bastress.
 Executrix: Nicole L. Confair, 7880 S. Route 44, Williamsport, PA 17702.
 Attorney: Joseph L. Rider, Esquire, 143 West Fourth Street, Williamsport, PA 17701.

Surfield, Barbara Ann, dec'd.

Late of Williamsport.
 Executrix: Vicki L. Cowher, 2122 Lincoln St., Williamsport, PA 17701.
 Attorneys: Christopher H. Kenyon, Esquire, McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

SECOND PUBLICATION**Bish, Helen R., dec'd.**

Late of Hepburn Township.
 Administratrix: Deborah Berrigan, Eldercare Solutions, Inc., P.O. Box 355, Williamsport, PA 17701.
 Attorneys: Lester L. Greevy, Jr., Esquire, Greevy & Associates, 5741 State Route 87, Williamsport, PA 17701, (570) 435-2233.

Vassallo, Rudolph B., dec'd.

Late of the City of Williamsport.
 Executrix: Carla A. Vassallo, 5733 Thunder Hill Road, Columbia, MD 21045.
 Attorneys: Adrienne J. Stahl, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

THIRD 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.

**REGISTRATION OF
FICTITIOUS NAMES**

NOTICE IS HEREBY GIVEN, pursuant to 54 Pa. C.S.A. §311(g), there was filed in the Office of Secretary of the Commonwealth of Pennsylvania on May 24, 2015 a Certificate for the conduct of business in Lycoming County, Pennsylvania, under the assumed or fictitious name, style or designation of:

BRIGHT BANNERS

with its principal place of business at: 216 Market Street, South Williamsport, Pennsylvania 17702.

The name and address of the individual owning and interested in said business is: Kathryn M. Marcello, 216 Market Street, South Williamsport, Pennsylvania 17702.

ELLIOTT B. WEISS & ASSOCIATES

416 Pine Street
Suite 203
Williamsport, PA 17701

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NOTICE IS HEREBY GIVEN, pursuant to the provisions of Section 311 of Act 1982-295 (54 Pa. C.S. §311), that an Application for Registration of Fictitious Name for the conduct of a business in Lycoming County, Pennsylvania, under the assumed or fictitious name, style or designation of:

**STEINBACHER, STAHL,
GOODALL & YURCHAK**

with principal place of business at: 413 Washington Boulevard, Williamsport,

Lycoming County, Pennsylvania 17701 was filed in the Office of the Secretary of the Commonwealth of Pennsylvania on May 21, 2015. The name and address of the entity owning or interested in said business is Steinbacher Law, P.C., 413 Washington Boulevard, Williamsport, Pennsylvania 17701.

JULIEANNE E. STEINBACHER, ESQUIRE
ADRIANNE J. STAHL, ESQUIRE
STEINBACHER LAW, P.C.
413 Washington Boulevard
Williamsport, PA 17701

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INTENTION TO CHANGE NAME

BE IT KNOWN, that a hearing will be held in front of the Honorable Richard A. Gray of the Court of Common Pleas of Lycoming County in courtroom number 3 on June 26, 2015 at 9:30 a.m. to address a Petition for Judicial Name Change by STEPHEN MATTHEW SHOPE, seeking to change his legal name to STEPHEN MURPHY SHOPE. Any person having lawful objection to the change of name may appear and be heard. After the hearing, and upon proof of publication of this notice, if the court is satisfied that there is no lawful objection, the court shall enter a Final Order making absolute the name change of STEPHEN MATTHEW SHOPE to STEPHEN MURPHY SHOPE.

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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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The 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 Michele Frey, Executive Director, at (570) 323-8287 or mfrey@lycolaw.org.



PERIODICAL PUBLICATION

*** Dated Material. Do Not Delay. Please Deliver Before Monday, June 8, 2015**