

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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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
- 8/3/2015 – Bench Bar Committee Meeting:** *Quarterly meeting of the committee.*
Time: 12:00 PM to 1:00 PM. **Location:** LLA Office
- 8/10/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting.*
Time: 12:00 PM to 1:00 PM. **Location:** LLA Office

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

- 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
- 7/15/2015 – New Developments in Pennsylvania’s Child Protection Law:**
LLA Eat & Earn. **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 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
- 7/20/2015 – Premarital Agreements:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 12:30 PM to 4:45 PM. **Location:** Lycoming Law Association Office
- 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
- 7/29/2015 – Pennsylvania’s Right to Know Law: Six Years and Still Evolving:** *PBI Groupcast.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 1:30 PM to 4:45 PM. **Location:** Lycoming Law Association Office
- 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

- 8/11/2015 – Fear Factor – How Good Lawyers Get into Bad Ethical Trouble:** *PBI Video Replay.* **CLE credits:** 3 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office
- 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
- 8/13/2015 – SORNA Update:** *PBI Groupcast.* **CLE credits:** 3 Substantive **Time:** 1:00 PM to 4:15 PM. **Location:** Lycoming Law Association Office
- 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
- 8/20/2015 – Hot Topics in Capital Cases – Part II:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 12:00 PM to 4:15 PM. **Location:** LLA Conference Center
- 8/24/2015 – Microsoft Excel, Adobe & PDF Files for Lawyers:** *PBI Groupcast.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 4:15 PM. **Location:** Lycoming Law Association Office
- 8/24/2015 – Bridge the Gap:** *In May of 2002, the Supreme Court of Pennsylvania passed a rule requiring newly admitted attorneys to complete the Bridge the Gap program as a condition of compliance prior to the first CLE deadline on which CLE credits are due.* **CLE credits:** 4 Ethics **Time:** 1:00 PM to 5:00 PM. **Location:** LLA Office
- 8/26/2015 – Who’s on First? Lien Priority in PA:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** LLA Conference Center
- 9/25/2015 – 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:** Lycoming Law Association 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. 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.

- ▶ **Commonwealth vs. Villanueva** (05/22/2013)—Judge Marc F. Lovecchio
Criminal: Motion to suppress; seizure of hair and blood samples; probable cause for search warrant; motion for funds for an expert; DNA evidence; particularized need for expert, specifically set forth in writing; need for investigator; motion to dismiss; delay in charging offenses; bald allegations of prejudice. (villanueva052113L)
- ▶ **West vs. Wood vs. Williamsport Automotive, Inc. and Cardone Industries, Inc.** (06/25/2015)—Judge Dudley N. Anderson
Civil: Motion in limine; arbitration limits case; admission of invoices for repair issued by unidentified, out-of-state party, who is not with in the subpoena power of the court; applicability of Pa. R.C.P. 1305. (west062515a)
- ▶ **Commonwealth of Pennsylvania Department of Transportation vs. Lopez** (06/23/2015)—Judge Joy Reynolds McCoy
Administrative Appeal: License suspension appeal; refusal to submit to a chemical blood test; reasonable grounds to request blood testing; materiality of determination of legality of arrest in civil license suspension case; knowing or conscious refusal; lack of evidence of language barrier; authority for requiring reasonable accommodations for language issues. (Lopez062315m)
- ▶ **DH-W Adoption** (06/21/2015)—Judge Joy Reynolds McCoy
Adoption: Agency petition for involuntary termination of parental rights; incarcerated mother with 4 previous terminations due to inability to care for children; father's ability to care for child on his own; father with intellectual limitation and low I.Q.; no settled purpose to relinquish parental claim; refusal as well as incapacity to perform parental duties; intellectual deficiency; clear and convincing evidence that Father's lack of parenting skills cannot or will not be remedied; permanency for the child; needs and welfare of the child; extended removal of child from custody with conditions which led to removal of the child still continuing to exist; bond with the Child. (AdoptionofDHW062115m)

► **TEB vs. SLB** (06/23/2015)—Judge Joy Reynolds McCoy

Divorce: Petitions for contempt or to enforce property settlement agreement; interpretation of marital settlement agreement as it applies to qualified domestic relations orders; unambiguous language; benefit to which coverture fraction is applied; post-separation enhancements; utilization of Husband's pay years post-separation to calculate marital property; claim that husband's post-separation monetary contributions were awarded; standards to find contempt; lack of wrongful intent. (teb062315m)

► **Commonwealth vs. Villanueva** (06/24/2015)—Judge Marc F. Lovecchio

Criminal: Appeal; post-sentence motion; suppression issue; probable cause for search warrant for hair and blood samples; motion in limine; evidence of conviction for a prior robbery; important link in chain of evidence to show identity; prejudicial effect; non-jury trial; sufficiency of evidence of identity of robber; weight of the evidence. (Villanueva062415L)

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**Dyer, Henry H. a/k/a Henry Hopper Dyer, dec'd.**

Late of the Borough of South Williamsport.

Executor: Wells Fargo Bank, NA, 123 South Broad Street, 6th Floor, Philadelphia, PA 19109.

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

Engel, Ruth L., dec'd.

Late of the City of Williamsport.

Executors: Edward C. Ulrich, 3229 Elimsport Rd., Montgomery, PA 17752 and James D. Ulrich, 434 Waring Rd., Allenwood, PA 17810.

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

Fowler, Harold L., dec'd.

Late of Muncy Creek Township.

Executrix: Charlene M. Zellers, 653 Black Hollow Road, Pennsdale, PA 17756.

Attorney: Layne R. Oden, Esquire, Nine South Main Street, Muncy, PA 17756-1306.

Fry, Annabell B., dec'd.

Late of Muncy.

Administrator: Ralph R. Fry, 400 Village Road, Muncy, PA 17756.

Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

Patterson, Dale L., dec'd.

Late of the Borough of South Williamsport.

Executors: Steven L. Patterson, 220 North Second Street, Sunbury, PA 17801 and Shari L. Jones, 836 Susquehanna Avenue, Sunbury, PA 17801.

Attorneys: Robert E. Diehl, Jr., Esquire, Diehl, Dluge, Jones & Michetti, 1070 Market Street, Sunbury, PA 17801.

Smith, Paul E., Sr., dec'd.

Late of Hepburn Township.

Executor: Mark E. Smith c/o Patricia L. Bowman, Esquire, Bowman Law Office, 1530 Sherman Street, Williamsport, PA 17701.

Attorneys: Patricia L. Bowman, Esquire, Bowman Law Office, 1530 Sherman Street, Williamsport, PA 17701.

SECOND PUBLICATION**Breen, Cheryl L., dec'd.**

Late of Williamsport.

Executrix: Wahneeta A. Welter, 503 Hawthorne Avenue, Williamsport, PA 17701.

Attorney: Charles A. Szybist, Esquire, 423 Mulberry Street, Williamsport, PA 17701.

Fryer, Lloyd B., Jr., dec'd.

Late of 1115 Broad Street, Montoursville.

Administratrix: Michele R. Fryer. Attorney: G. Scott Gardner, Esquire, Attorney At Law, 2117 West Fourth Street, Williamsport, PA 17701, (570) 322-7653.

Grimes, Virginia M., dec'd.

Late of Cogan House Township.
 Executrix: Virginia T. Walters c/o
 Daniel K. Mathers, Esquire, Mathers
 & Stapp PC, 416 Pine St., Ste. 308,
 Williamsport, PA 17701.

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

Lundy, Muriel A., dec'd.

Late of Williamsport.
 Executor: Kirt C. Lundy, 1048 S.
 Main Street, Unit 27, Plantsville, CT
 06479.

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

THIRD PUBLICATION**Fenderson, Margaret A.,** dec'd.

Late of the Borough of Montours-
 ville.

Executrix: Gloria J. Bower, 529 N.
 Montour Street, Montoursville, PA
 17754.

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

Johnson, Martha J., dec'd.

Late of the Borough of Jersey Shore.
 Executrix: Julie L. Borgemenke, 6211
 Blue Bird Avenue, Harrisburg, PA
 17112.

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

Orr, Mary L., dec'd.

Late of McIntyre Township.
 Co-Executors: John P. Orr, 11114
 Route 14 Hwy., P.O. Box 93,
 Ralston, PA 17763, David M. Orr,
 1302 St. Lawrence Rd., Patton, PA
 16668, William B. Orr, 4500 Via
 Marina #118V, Marina Del Rey, CA
 90292 and Kathleen J. Morse, 100
 Pendelton Street, Cortland, NY
 13045.

Attorneys: Brann, Williams, Caldwell
 & Sheetz, Attorneys at Law, 1090 W.
 Main Street, Troy, PA 16947.

Parker, Helen, dec'd.

Late of Williamsport.

Executor: Wayne A. Matthews,
 330 Park Avenue, Williamsport, PA
 17701.

Attorneys: John R. Bonner, Esquire,
 Casale & Bonner, P.C., 33 West
 Third Street, Suite 202, Williams-
 port, PA 17701, (570) 326-7044.

Payne, Arch A., dec'd.

Late of Williamsport.

Executor: John N. Miller, 158 Bran-
 don Place, Williamsport, PA 17701.

Attorneys: John R. Bonner, Esquire,
 Casale & Bonner, P.C., 33 West
 Third Street, Suite 202, Williams-
 port, PA 17701, (570) 326-7044.

Schreckengast, Thomas L., dec'd.

Late of the City of Williamsport.

Executor: Gerald A. Brown, 35 Cliff-
 side Dr., Williamsport, PA 17701.

Attorney: Joseph L. Rider, Esquire,
 143 West Fourth Street, Williams-
 port, PA 17701.

Stum, James K., dec'd.

Late of Montoursville.

Co-Executrices: Debra Ann Mc-
 Mahon, 37 Dove Lane, Millville, PA
 17846 and Barbara L. Wodrig, 420
 N. Washington Street, Montours-
 ville, PA 17754.

Attorneys: McNerney, Page, Vander-
 lin & Hall, 433 Market Street, Wil-
 liamsport, PA 17703.

Wease, Ralph A., dec'd.

Late of Williamsport.

Executor: Kurt R. Wease.

Attorney: Richard G. Scheib, Es-
 quire, 11 Reitz Blvd., Suite 102,
 Lewisburg, PA 17837-9293.

**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 July 7, 2015 unless exceptions are filed before 5:00 P.M. on that date.

1. Boatman, Jean A. a/k/a Jean E. Boatman a/k/a Jean Elizabeth Boatman—Gary D. Allen, Executor.

2. Buck, Mary E. a/k/a Mary Elizabeth Buck—John Garrison and Kristin Garrison, Executors.

3. Klinefelter, William S. a/k/a William Steve Klinefelter a/k/a W. Steve Klinefelter a/k/a Steven Klinefelter—

Nathan E. Grenoble, Vice President of Grenoble Funeral Home Inc., Administrator C.T.A.

4. Temple, Donald E.—Dana L. Temple, Administrator C.T.A.
Annabel Miller
Register of Wills

J-26; Ju-3

**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 June 10, 2015 for:

WHITE HORSE GRAPHICS
located at: 1000 Bartlow Road, Muncy, PA 17756. The name and address of the individual interested in the business is Bryan I. Charles, 1000 Bartlow Road, Muncy, PA 17756. This was filed in accordance with 54 Pa. C.S.A. 311(g).

Ju-3

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, July 6, 2015**