

# 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:* Michele S. Frey

Penn Tower  
25 West Third Street, Suite 803  
Williamsport, PA 17701

Telephone: (570) 323-8287  
Fax: (570) 323-9897  
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# LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

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

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## EXECUTIVE COMMITTEE

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Donald F. Martino  
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## EDITOR OF LYCOMING REPORTER

Gary L. Weber

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## EXECUTIVE DIRECTOR

Michele S. Frey

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## COMMITTEE CHAIRS

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Outreach: *Tammy Weber*

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Eric Ladley*

Real Estate: *Fred Holland*



### 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).

- 9/14/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting.*  
**Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 9/26/2015 – Knoebel's Grove:** *FREE rides, games, food – sponsored by the LLA and YLD.* **Time:** 1:00 PM to 5:00 PM. **Location:** Knoebel's Grove
- 10/1/2015 – Wills for Heroes:** *The Wills for Heroes program, sponsored by the Young Lawyers' Division of the PBA, provides basic estate planning documents for first responders at no cost. Volunteers are needed and welcome!*
- 10/2/2015 – Bench Bar Committee Meeting:** *Quarterly meeting of the committee.* **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.

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**UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES**

- 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** – **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
- 8/24/2015** – **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
- 8/26/2015** – **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
- 10/11/2015** – **Fundamentals of Oil and Gas Law:** *PBI Video Replay*. **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 10/6/2015** – **Probate & Trust Law – Guardianship of Incapacitated Persons:** *PBI Groupcast*. **CLE credits:** 1 Substantive / 1 Ethics **Time:** 12:30 PM to 2:30 PM. **Location:** Lycoming Law Association Office
- 10/7/2015** – **20 Hot Tips in Family Law:** *PBI Video Replay*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office
- 10/8/2015** – **Dead Man’s Rule:** *PBI Video Replay*. **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office
- 10/14/2015** – **The Changing Landscape: Issues Beyond Marriage for the LBG T Pennsylvanian:** *PBI Groupcast*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 8:30 AM to 11:45 AM. **Location:** Lycoming Law Association Office
- 10/15/2015** – **Lights, Camera, Evidence!:** *PBI Video Replay*. **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office

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- 10/22/2015 – Premarital Agreements:** *PBI Video Replay*. **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office
- 10/27/2015 – Nuts & Bolts of Medicaid Planning:** *PBI Groupcast*. **CLE credits:** 3 Substantive **Time:** 12:00 PM to 3:15 PM. **Location:** Lycoming Law Association Office
- 10/28/2015 – Lincoln and His Leadership:** *PBI Video Replay*. **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office
- 11/4/2015 – Estate Planning for Younger Couples:** *PBI Video Replay*. **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office
- 11/5/2015 – Hot Topics in Oil and Gas Law:** *PBI Video Replay*. **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 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](http://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](mailto:mfrey@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).

- ▶ **Commonwealth vs. Wilson** (08/07/2015)—Judge Marc F. Lovecchio  
Criminal: Appeal; claimed excessive sentence after revocation of intermediate punishment; absconding from supervision three times. (Wilson080715L)
- ▶ **CR Adoption** (08/03/2015)—Judge Joy Reynolds McCoy  
Adoption: Parents' petition to voluntarily relinquish parental rights to agency; dependent child who has been excluded from parent's home due to disciplinary and safety issues; agency opposition to relinquishment due to yet untried services that could be tried by the family; parents' belief that they are physically or mentally unable to raise child; relinquishment creating an unadoptable orphan; premature petition. (CR080315m)
- ▶ **Commonwealth vs. Robinson** (08/04/2015)—Judge Marc F. Lovecchio  
Criminal: Second Post Conviction Act petition; timeliness; jurisdiction of the court. (Robinson080415L)
- ▶ **Commonwealth vs. Walker** (08/04/2015)—Judge Marc F. Lovecchio  
Criminal: Second Post Conviction Relief Act petition; timeliness; jurisdiction of the court; issues previously litigated or waived; issue raising constitutionality of mandatory sentence where no mandatory sentence was imposed. (Walker080413L)
- ▶ **Commonwealth vs. Sowell** (08/04/2015)—Judge Marc F. Lovecchio  
Criminal: Post Conviction Relief Act petition; claims raised on direct appeal, which were rejected; ineffective counsel; merit of claims; self-representation; waiver; lack of prejudice; impact of counsel violating the Rules of Professional Conduct; excessive sentence; lack of fingerprinting as reason for dismissal of charges; frivolous procedural issues; jurisdiction of court. (Sowell080415L)

**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****Emig, Wilbur M., Jr.,** dec'd.

Late of 2911 McKinney Street, Williamsport.

Co-Executrices: Constance A. Rice and Linda E. Mankey c/o Peter Burchanowski, Esquire, 4 West Fourth St., Williamsport, PA 17701.

Attorney: Peter Burchanowski, Esquire, 4 West Fourth St., Williamsport, PA 17701.

**Engel, Mildred C.,** dec'd.

Late of the Township of Limestone. Executrix: Sandra Dana a/k/a Sandra Engel, 1010 Windemere Circle, Dalton, PA 18414.

Attorneys: Eric Ladley, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**Gold, Richard T., III,** dec'd.

Late of 2593 Cleman Hollow Rd., Unityville.

Co-Administrators: Richard T. Gold, Jr. and Dora M. Gold, 4829 St. Rt. 442, Muncy, PA 17756.

Attorney: John A. Smay, Esquire, 39 South Main Street, P.O. Box 35, Muncy, PA 17756.

**Stark, Barbara A.,** dec'd.

Late of the Borough of Montoursville.

Executrix: Amy J. McNamara, 111 Thanksgiving Lane, Montoursville, PA 17754.

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

**SECOND PUBLICATION****Engel, Herman F. a/k/a Herman Francis Engel a/k/a Herman Engel,** dec'd.

Late of the Township of Fairfield.

Executors: Rebecca S. Stroup, 270 Richland Road, Carlisle, PA 17013, H. Dennis Engel, 4009 Elmwood Drive, Alexandria, VA 22303, Michael H. Engel, 573 Little Plum Run Road, Lock Haven, PA 17745 and James W. Engel, 623 Williamson Road, Williamsport, PA 17701.

Attorneys: Eric Ladley, Esquire, Steinbacher, Stahl, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

**Engler, Suzanne G.,** dec'd.

Late of South Williamsport.

Co-Executrices: Amy Sue Pregent and Jodi Lynn Wolesslagle c/o Murphy, Butterfield & Holland, P.C., 442 William Street, Williamsport, PA 17701.

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

**Greene, Margaret A.,** dec'd.

Late of Jersey Shore.

Co-Executors: Robert L. Greene and Linda L. Greene, 1194 River Road, Williamsport, PA 17701.

Attorney: Leroy H. Keiler, III, Esquire, 110 Oliver Street, Ste. 2, P.O. Box 263, Jersey Shore, PA 17740, (570) 398-2750.

**Haswell, Lucille Marie a/k/a Lucille M. Haswell**, dec'd.

Late of Williamsport.

Co-Executors: Marianne Marzzacco, 506 Ramsey Drive, Jersey Shore, PA 17740 and Alfred B. Haswell, III, 1856 Hays Lane, Apt. B, Williamsport, PA 17701.

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

**Lamade, Howard J., Jr.**, dec'd.

Late of Loyalsock Township.

Executor: Richard Wienecke, 999 N. Loyalsock Avenue, Montoursville, PA 17754.

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

**Lowensten, Arthur R. a/k/a Arthur Robert Lowensten**, dec'd.

Late of Loyalsock Township.

Executrix: Cheryl L. Robol c/o James T. Baldwin, Esquire, Baldwin & Baldwin, 42 South Front Street, Milton, PA 17847.

Attorneys: James T. Baldwin, Esquire, Baldwin & Baldwin, 42 South Front Street, Milton, PA 17847.

**Marquardt, Alton C. a/k/a Alton Carl Marquardt**, dec'd.

Late of Muncy Creek Township.

Executor: Ernest E. Marquardt c/o James T. Baldwin, Esquire, Baldwin & Baldwin, 42 South Front Street, Milton, PA 17847.

Attorneys: James T. Baldwin, Esquire, Baldwin & Baldwin, 42 South Front Street, Milton, PA 17847.

**Phillips, Shirley M.**, dec'd.

Late of the City of Williamsport.

Administrator: Charles M. Phillips, 792 Steam Valley Road, Trout Run, PA 17771.

Attorney: Todd J. Leta, Esquire, 602 Pine Street, Williamsport, PA 17701.

**Saar, Richard J.**, dec'd.

Late of Nisbet.

The Richard J. Saar and Edith L. Saar Living Trust dated October 22, 2009. Settlor: Richard J. Saar.

Executor: Lee R. Saar, 45 Saar Drive, Nisbet, PA 17702.

Co-Trustees: Lee R. Saar and Edith L. Saar, 45 Saar Drive, Nisbet, PA 17702.

Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 270 West Third Street, Williamsport, PA 17701, (570) 321-0709.

**Schweiker, Margaret B. a/k/a Margaret E. Schweiker**, dec'd.

Late of Williamsport.

Executrix: Mary J. Liddic, 1137 Mosquito Valley Rd., Williamsport, PA 17702.

Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 270 West Third Street, Williamsport, PA 17701, (570) 321-0709.

**Sebring, C. Ruth**, dec'd.

Late of Cogan Station.

Co-Executors: Robert J. Sebring and Nancy S. Grimes.

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

**Shaner, Dale Z. a/k/a Dale Zane Shaner**, dec'd.

Late of Hughesville.

Executrix: Linda K. Wilson, 6421 Beaver Lake Road, Hughesville, PA 17737.

Attorneys: Scott T. Williams, Esquire, Law Offices of Perciballi & Williams, LLC, 429 Market Street, Williamsport, PA 17701.

**Shelley, Jean S.**, dec'd.

Late of the Township of Loyalsock.

Executrix: Donna J. Biehl, 317 Gram-  
pian Boulevard, Williamsport, PA  
17701.

Attorneys: Eric Ladley, Esquire,  
Steinbacher & Stahl, 413 Washington  
Boulevard, Williamsport, PA 17701.

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**Shutts, Steven M.,** dec'd.

Late of Jersey Shore.

Administratrix: Linda M. Shutts, 334  
Shady Brook Lane, Williamsport, PA  
17702.

Attorney: Leroy H. Keiler, III, Es-  
quire, 110 Oliver Street, Ste. 2, P.O.  
Box 263, Jersey Shore, PA 17740,  
(570) 398-2750.

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**Souter, Sharon A.,** dec'd.

Late of Upper Fairfield Township.

Executor: Clair C. Souter, 2203 Rt.  
87 Hwy., Montoursville, PA 17754.

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

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**Starr, Wilbur T., Jr. a/k/a Wilbur  
T. Starr,** dec'd.

Late of Woodward Township.

Executrix: Rita O'Brien 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.

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**Stover, Franklin B.,** dec'd.

Late of 207 Meadowbrook Road,  
Muncy.

Executrix: Holly E. Pentz, 210 Spring  
Lake Crest, Watsontown, PA 17777.

Attorney: J. Howard Langdon, Es-  
quire, 3 South Main Street, Muncy,  
PA 17756.

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**Waltz, Guy A.,** dec'd.

Late of Montoursville.

Co-Executors: James E. Waltz, John  
E. Waltz and Jeffrey E. Waltz.

Attorney: Charles F. Greevy, III, Es-  
quire, Lycoming Executive Plaza, 330  
Pine Street, Suite 403, Williamsport,  
PA 17701, (570) 320-7100.

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**THIRD PUBLICATION**

**Ardrey, Eleanor B.,** dec'd.

Late of Williamsport.

Administratrix: Janine K. Sheaffer,  
531 North Grier Street, Williams-  
port, PA 17701.

Attorneys: Stephen C. Sholder,  
Esquire, Raup & Sholder, P.C., 270  
West Third Street, Williamsport, PA  
17701, (570) 321-0709.

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**Chaya, Stanley J.,** dec'd.

Late of Williamsport.

Administrators: Monica L. Chenault,  
16 Woodbryn Drive, Williamsport,  
PA 17701 and Stanley J. Chaya, Jr.,  
66 Walmet Lane, Muncy, PA 17756.

Attorney: Michael J. Zicoello, Es-  
quire, 333 Market Street, Williams-  
port, PA 17701, (570) 321-7554,  
FAX: (570) 321-7845, mike@sz-law.  
com.

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**Hilliard, Helen E.,** dec'd.

Late of Jersey Shore.

Executrix: Janet A. Jones.

Attorneys: Matthew J. Parker, Es-  
quire, Marshall, Parker & Weber,  
LLC, 49 E. Fourth Street, Williams-  
port, PA 17701.

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**Houseknecht, Leon E. a/k/a Amos  
Houseknecht,** dec'd.

Late of 538 Rabbittown Road, Apt.  
1, Hughesville.

Administratrix: Linda M. Haynes-Fry,  
322 Hessler Road, Pennsdale, PA  
17756.

Attorney: J. Howard Langdon, Es-  
quire, 3 South Main Street, Muncy,  
PA 17756.

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**Masden, Clyde E.,** dec'd.

Late of Mifflin Township, Jersey Shore.

Co-Executors: David L. Masden and Pamela J. Moriarity.  
Attorneys: Matthew J. Parker, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

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

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**INTENTION TO  
CHANGE NAME**

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**Meek, Richard L.,** dec'd.

Late of Duboistown.  
Meek Irrevocable Grantor Trust.  
Co-Executors and Co-Trustees: Edward A. Meek and James R. Meek c/o Tammy A. Weber, Esquire, Marshall, Parker & Weber, 303 Allegheny Street, Jersey Shore, PA 17740.  
Attorneys: Tammy A. Weber, Esquire, Marshall, Parker & Weber, 303 Allegheny Street, Jersey Shore, PA 17740.

In the Court of Common Pleas of  
Lycoming County, Pennsylvania

NO. 15-01,558

IN RE: NAME CHANGE OF  
LOREAL LYNN MCCARTHY,

Petitioner

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**NOTICE**

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**Shangraw, Robert L.,** dec'd.

Late of Williamsport.  
Co-Executors: Mark A. Gibbon and Nancy Desanto c/o Murphy, Butterfield & Holland, P.C., 442 William Street, Williamsport, PA 17701.  
Attorneys: Fred A. Holland, Esquire, Murphy, Butterfield & Holland, P.C., 442 William Street, Williamsport, PA 17701.

NOTICE IS HEREBY GIVEN that on July 1, 2015, the Petition of Loreal Lynn McCarthy was filed in the above named Court, praying for a decree to change her name from Loreal Lynn McCarthy to LOREAL LYNN LIBRINCA.

The Court has fixed August 28, 2015 at 2:30 p.m. in Courtroom No. 2 of the Lycoming County Courthouse, 48 West Third Street, Williamsport, Pennsylvania, as the time and place for the hearing on said petition, when and where all persons interested may appear and show cause, if any they have, why the prayer of the Petitioner should not be granted.

MELODY L. PROTASIO, ESQUIRE  
I.D. No. 201487

MIELE & RYMSZA, P.C.  
36 West Fourth Street  
Williamsport, PA 17701  
(570) 322-2113

**Wagner, Patricia A.,** dec'd.

Late of Hughesville.  
Executor: Robert E. Wagner, 10642 Mapleton Rd., Shippensburg, PA 17257.  
Attorneys: John A. Smay, Esquire, Williams and Smay, 39 S. Main St., P.O. Box 35, Muncy, PA 17756.

**Zulker, Marguerite C.,** dec'd.

Late of Loyalsock Township.  
Administrator: Woodlands Bank, 2450 E. Third Street, Williamsport, PA 17701.

Au-14

**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 Michele Frey, Executive Director, at (570) 323-8287 or [mfrey@lycolaw.org](mailto:mfrey@lycolaw.org).



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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, August 17, 2015