

LYCOMING REPORTER

Vol. 32

September 18, 2015

No. 38

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LYCOMING REPORTER

(USPS 322-900)

THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

PUBLISHED EVERY FRIDAY BY
LYCOMING LAW ASSOCIATION

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Williamsport, Pennsylvania

LYCOMING REPORTER (ISSN 0884-187X) is published weekly for \$50 per annum by the Lycoming Law Association, Penn Tower, 25 West Third Street, Suite 803, Williamsport, PA 17701.

Legal Notices of less than 300 words in length must be received by 1:00 P.M. on the Tuesday preceding the date of publication; all other notices must be received by 4:00 P.M. on the Monday preceding the date of publication.

Periodical postage paid at Williamsport, PA 17701-9998 and additional mailing offices.

POSTMASTER: Send address changes to LYCOMING REPORTER, Penn Tower, 25 West Third Street, Suite 803, Williamsport, PA 17701.

Library of Congress Catalog Card Number 61 – 18866

LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

www.lycolaw.org

EXECUTIVE COMMITTEE

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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

SCHEDULED EVENTS

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

- 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*
- 10/12/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting. Time: 12:00 PM to 1:00 PM. Location: LLA Office*
- 10/17/2015 – 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. The session will be operated by LLA lawyer volunteers. Time: 8:45 AM to 5:00 PM. Location: Old Lycoming Township Volunteer Fire Company*
- 11/2/2015 – Bench Bar Committee Meeting:** *Quarterly meeting of the committee. Time: 12:00 PM to 1:00 PM. Location: LLA Office*
- 11/9/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting. 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

- 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
- 10/1/2015 – 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 LGBT 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
- 10/21/2015 – In the Know Series – Elder Law (Host: Tammy Avery Weber, Esq.):** *Eat and Earn.* **CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 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

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- 11/10/2015 – Family Law 101: PBI Video Replay. CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 11/17/2015 – Representing a Client With Diminished Capacity in Estate & Elder Law: PBI Video Replay. CLE credits:** 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office
- 11/18/2015 – Understanding Pennsylvania’s Protection From Sexual Violence and Intimidation Act (Host: Jenna Neidig, Esq.): Eat & Earn. CLE credits:** 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 11/19/2015 – Fire at Will in Pennsylvania: PBI Video Replay. CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office
- 11/23/2015 – School Law: PBI Groupcast. CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:15 PM. **Location:** Lycoming Law Association Office
- 12/1/2015 – Hot Topics in Capital Cases – Part II: PBI Video Replay. CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office
- 12/2/2015 – A Day on Ethics w/Sean Carter: PBI Groupcast. CLE credits:** 6 Ethics **Time:** 9:00 AM to 4:15 PM. **Location:** Lycoming Law Association Office
- 12/3/2015 – Seven Steps to Becoming an Extraordinary Trial Lawyer: PBI Video Replay. CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 12/4/2015 – Special Needs Trusts: PBI Video Replay. CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office
- 12/7/2015 – Basics of UM/UIM and Limited Tort: PBI Video Replay. CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office
- 12/8/2015 – The Emerging Retiree – Maximizing Social Security & Retirement Plans: PBI Groupcast. CLE credits:** 3 Substantive **Time:** 12:00 PM to 3:15 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. Laubach** (09/14/2015)—Judge Marc F. Lovecchio
Criminal: Post Conviction Relief Act petition; Megan’s Law registration for luring charge; timeliness; court’s jurisdiction to act; waiver. (Laubach091415L)
- ▶ **Commonwealth vs. Jones** (09/10/2015)—Judge Marc F. Lovecchio
Criminal: Appeal. (Jones091015L)
- ▶ **In re Stuart** (09/09/2015)—Judge Marc F. Lovecchio
Wills and Estates: Exceptions to denial of petition to set aside real estate conveyance; timeliness under Orphans’ Court Rules; oral motion to proceed nunc pro tunc; equities argument; counsel’s negligence; extraordinary circumstances involving fraud or some breakdown in the court’s operation; abuse of discretion. (stuart090915L)
- ▶ **Commonwealth vs. Monroe** (09/09/2015)—Judge Marc F. Lovecchio
Criminal: Appeal; timeliness of Post Conviction Relief Act petition; waiver of claims by failure to raise them during proceedings; arrest without warrant based on officer’s observations of felony; search incident to arrest; retroactive effect of *Alleyne* case. (Monroe090915L)
- ▶ **Commonwealth vs. Sowell** (09/08/2015)—Judge Marc F. Lovecchio
Criminal: Post Conviction Relief Act petition response to notice of intent to dismiss; excessive sentence claim; waiver; self-representation; consideration of extensive criminal history not reflected in prior record score; felony grading of conviction for fleeing and eluding charge when police are endangered; need to protect the public. (Sowell090815L)

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**Allen, Harley E. a/k/a Harley Allen, dec'd.**

Late of Wolf Township.

Administrator: Kenny Allen, 2004 Pine Run Road, Hughesville, PA 17737.

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

Hall, Thomas Michael, dec'd.

Late of South Williamsport.

Co-Executors: Rachel E. Hall, 444 Bayard Street, South Williamsport, PA 17702 and T. Max Hall, III, 525 Alexis Drive, Williamsport, PA 17701.

Attorneys: McNerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17701.

Shaffer, Charles Stewart, dec'd.

Late of Muncy.

Administratrix: Brenda K. Shaffer, 2794 Quaker Church Road, Muncy, PA 17756.

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

White, Harry L., Sr. a/k/a Harry Lee White, Sr. a/k/a Harry Le White, Sr. a/k/a Harry L. White, dec'd.

Late of Clinton Township.

Co-Executors: John A. Haught, 111 North Second Street, Hughesville, PA 17737, Jeffrey C. George, 43 Michael Avenue, Hughesville, PA 17737 and Deborah P. White, 3323 Beaver Lake Road, Hughesville, PA 17737.

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

Wolyniec, Frank P., Jr., dec'd.

Late of Loyalsock Township.

Personal Representative: Hubert A. Valencik, 151 Kendall Avenue, Jersey Shore, PA 17740.

Attorney: Douglas C. Loviscky, Esquire, 1500 West College Avenue, State College, PA 16801.

SECOND PUBLICATION**Haas, Richard C., dec'd.**

Late of Montoursville.

Executor: Marc A. Haas, 200 Primrose Lane, Montoursville, PA 17754.

Attorneys: McNerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17701.

Langdon, Wanda A., dec'd.

Late of 875 Oxbow Road, Muncy.

Executor: J. Howard Langdon, Esquire, 3 South Main Street, Muncy, PA 17756.

Attorney: J. Howard Langdon, Esquire, 3 South Main Street, Muncy, PA 17756.

Lehman, Howard F., dec'd.

Late of Jersey Shore.

Executor: David R. Palski, 328 Oak Street, Jersey Shore, PA 17740.

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

Light, Wendell E., dec'd.

Late of South Williamsport.
 Executrix: Kathleen Nogle, 24621 US
 Highway 27, Leesburg, FL 34748.
 Attorneys: Joseph F. Orso, III, Es-
 quire, Rudinski, Orso and Lynch,
 339 Market Street, Williamsport,
 PA 17701.

Markley, Arlene R., dec'd.

Late of Williamsport.
 Executrix: Kimberly M. Lipinski,
 1445 Dutchtown Road, Muncy, PA
 17756.
 Attorney: Scott A. Williams, Esquire,
 57 East Fourth Street, P.O. Box 3,
 Williamsport, PA 17703.

McWilliams, Gary L., dec'd.

Late of Cogan House Township.
 Executrix: Clare Q. McWilliams 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.

Shultz, Doris J., dec'd.

Late of Muncy.
 Administratrix: Susan S. Everett, 527
 South Main St., Muncy, PA 17756.
 Attorneys: Ann S. Pepperman, Es-
 quire, McCormick Law Firm, 835
 West Fourth Street, Williamsport,
 PA 17701.

Williams, Dana K., dec'd.

Late of the Township of Loyalsock.
 Executor: Woodlands Bank.

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

THIRD PUBLICATION**Balum, Ruby Mary a/k/a Ruby M.
Balum a/k/a Ruby Balum,** dec'd.

Late of Wolf Township.
 Administratrix C.T.A.: Lori R. Hay-
 hurst, 208 Rabbittown Road, Penns-
 dale, PA 17756.
 Attorney: Layne R. Oden, Esquire,
 Nine South Main Street, Muncy, PA
 17756-1306.

Grove, Lois H., dec'd.

Late of the City of Williamsport.
 Administrator c.t.a.: John Paul
 Grove, 1821 Ravine Road, Williams-
 port, PA 17701.
 Attorneys: Martin A. Flayhart, Es-
 quire, Carpenter, Harris & Flayhart,
 128 S. Main St., P.O. Box 505, Jersey
 Shore, PA 17740.

Maneval, Raymond A., dec'd.

Late of Williamsport.
 Executrix: Karen C. Fischer, One Ridge
 Street, Williamsport, PA 17701.
 Attorneys: James D. Casale, Esquire,
 Casale & Bonner, P.C., 33 West
 Third Street, Suite 202, Williams-
 port, PA 17701, (570) 326-7044.

Wurster, Amanda L., dec'd.

Late of Williamsport.
 Executrix: Abigail A. Walker, 1132
 Meade Street, Williamsport, PA
 17701.
 Attorneys: Stephen C. Sholder,
 Esquire, Raup & Sholder, P.C., 270
 West Third Street, Williamsport, PA
 17701, (570) 321-0709.

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.

**Do you know what your
LYCOMING LAW ASSOCIATION
FOUNDATION**

has done to improve the delivery of legal services in our community, facilitate learning about the legal system, and enhance the image of the organized Bar?

Assigned over \$47,500.00 in Arbitration Fees to North Penn Legal Services to promote and facilitate the delivery of legal services to indigent persons in Lycoming County over the last six years

Granted \$500.00 to the Changing Lives Through Literature Program to assist in the purchase of books.

Granted \$3,000.00 to West Branch School to assist in funding a trip for students to travel to Washington, DC and visit the Supreme Court and the Houses of Congress

Granted \$6,000.00 to North Penn Legal Services to assist in funding an AmeriCorp position

Granted \$2,000.00 to CASA to assist in developing the CCAP curriculum and train program staff and volunteers

Granted \$1,245.00 to North Penn Legal Services so that one of their Staff Attorneys could attend a Fair Debt Collection Act Boot Camp Seminar in San Francisco

Granted \$1,489.00 to North Penn Legal Services so that one of their Staff Attorneys could attend a Consumer Rights Litigation Conference in Philadelphia

Granted \$2,952.00 to the Law Library at the JV Brown Library for the initial digitization of its current collection of 140 local ordinances

Granted \$1,000.00 to the Curtin PTO toward their Ben Carson Reading Room Project

Granted \$2,945.00 to CASA of Lycoming County, so that the CASA Director and the CASA Coordinator of Early Education could attend at a three day national conference on Children and the Law held at Harvard Law School

Granted \$2,625.00 to North Penn Legal Services to fund the costs of a law student's employment at NPLS for ten weeks during a summer

Granted \$250.00 to Susquehanna Home Care & Hospice for the Nurse Family Partnership to purchase reference books for nurses to use with low income families

Granted \$1,250.00 to CASA for the purchase of a computer system and necessary software

Granted \$2,200.00 to North Penn Legal Services for the development of a customized Lycoming County Child Custody Video

Granted \$1,500.00 to Wise Options (on behalf of the Domestic Violence Task Force) for the preparation, printing and distribution of a county protocol for domestic violence calls

Granted \$1,000.00 to North Penn Legal Services to assist in funding a Medicare Part D Provider Education Training

Granted \$7,500.00 to the Lycoming County Historical Society for the interpretation, archiving and digitalization of historical legal documents owned by the Taber Museum

Granted \$2,750.00 to Lycoming County for training necessary to establish a Domestic Fatality Review Team

Established a Pro Bono Litigation Costs Reimbursement Fund

Request for Grant Funding should be directed to the LLA Community Activities and Outreach and Committee. Information is available on the LLA website at <http://www.lycolaw.org/Committees/LLAfoundation.htm>

Please consider the Lycoming Law
Association Foundation when making planned gifts.

Donations to the Lycoming Law Association
Foundation are tax deductible.

The Lycoming Law Association Foundation is a tax-exempt, not-for-profit, 501(c)(3) corporation.

Its mission is to cultivate the science of jurisprudence, improve the legal and judicial system,
and facilitate the administration of justice for residents of Lycoming County.



PERIODICAL PUBLICATION

* Dated Material. Do Not Delay. Please Deliver Before Monday, September 21, 2015