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PUBLISHED EVERY FRIDAY BY
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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.

12/14/2015 – 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

- 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
- 12/9/2015 – A Look at the New Federal Rules:** *PBI Video Replay.* **CLE credits:** 1.5 Substantive **Time:** 9:00 AM to 10:30 AM. **Location:** Lycoming Law Association Office
- 12/16/2015 – Ethical Responsibilities of Agents and Guardians:** *Eat & Earn.* **CLE credits:** 1 Ethics **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 1/13/2016 – Municipal Law:** *PBI Groupcast.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:15 PM. **Location:** Lycoming Law Association Office
- 1/21/2016 – Personal Injury Litigation Basics:** *PBI Groupcast.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 4:30 PM. **Location:** Lycoming Law Association Office
- 1/26/2016 – Selecting and Influencing Your Jury:** *PBI Video Replay.* **CLE credits:** 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 2/2/2016 – QDROs, IRAs, Retirement Benefits and More: What Every Family Lawyer Needs to Know:** *PBI Groupcast.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 12:00 PM to 3:15 PM. **Location:** Lycoming Law Association Office
- 2/3/2016 – Mastering Medical Records in the 21st Century:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 2/5/2016 – Using Social Media in Your Law Practice:** *PBI Video Replay.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office
- 2/10/2016 – In the Cloud: How to Preserve Confidentiality:** *PBI Groupcast.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:15 PM. **Location:** Lycoming Law Association Office

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- 2/23/2016 – Unfair Labor Practices for the Non-Union Workplace:** *PBI Video Replay.* **CLE credits:** 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office
- 2/24/2016 – The Legal Issues Surrounding Pipeline & Rights-of-Way Agreements in the Marcellus Shale Region:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:15 PM. **Location:** Lycoming Law Association Office
- 2/25/2016 – Fundamentals of PA Business Corporation Practice:** *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. Williams** (12/01/2015)—Judge Marc F. Lovecchio
Criminal: Motion to amend information; defect in the description of the offense; prejudice; same factual scenario as crimes specified in original criminal complaint. (williams120115L)
- ▶ **Southwestern Energy Production Company vs. Forest Resources, LLC et al.** (11/24/2015)—Judge Dudley N. Anderson
Civil: Motions for leave to file amended pleadings; jurisdiction of the court after ordering the joinder of necessary parties and those parties not having been joined; futility of amendment to add count which simply puts the issue in a different form; prejudice; necessity of joining assignees who have a direct essential interest in the claim. (southwestern112415a)
- ▶ **Mahonski vs. Rider, Roman and the Law Offices of Joseph L. Rider et al.** (11/12/2015)—Judge Charles Saylor, Specially Presiding
Civil: Summary judgment motion; real estate transaction; existence of attorney client relationship; duty; proof of actual loss; speculative nature of these subsurface rights. (mahonski111215Saylor)
- ▶ **RSJ Enterprises, Inc. vs. Bognet, Inc. and Fidelity and Deposit Company of Maryland** (11/24/2015)—Judge Dudley N. Anderson
Civil: Non-jury trial; contract case; consideration of past practices between the parties; reliance; unjust enrichment; interest and attorney's fees; arbitrary or vexatious conduct. (RSJ112415a)
- ▶ **Commonwealth vs. Eiland** (11/19/2015)—Judge Nancy L. Butts
Criminal: Suppression motion on remand from reversal of previously ordered suppression; timeliness; waiver; determination of reasonable suspicion; objective test. (Eiland111915bt)
- ▶ **Commonwealth vs. Smith** (11/19/2015)—Judge Nancy L. Butts
Criminal: Post-sentence motion; sufficiency of evidence of possession of a firearm; constructive possession; weight of the evidence. (Smith111915bt)

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**Hager, Evelyn L.,** dec'd.

Late of the Borough of South Williamsport.

Executor: Keith G. Hager.

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

Maltby, A. Jane a/k/a Anna Jane Maltby, dec'd.

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

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

Moats, Donald R. a/k/a Donald Ray Moats, dec'd.

Late of the Township of Muncy.

Executor: Thomas C. Kubinsky.

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

Moore, Shirley J., dec'd.

Late of Muncy.

Administratrix: Eileen J. Spring, 136 New Street, Muncy, PA 17756.

Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

Morgan, Patricia J., dec'd.

Late of the City of South Williamsport.

Administrator: Mark E. Levan, 397 Hillside Drive, Williamsport, PA 17702.

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

Stuempfle, E. Louise, dec'd.

Late of the Township of Old Lycoming.

Executor: Robert R. Hubler.

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

SECOND PUBLICATION**Bennett, Walter H.,** dec'd.

Late of the Borough of Montoursville.

Executor: Robert A. Bennett, 776 Fairfield Church Road, Montoursville, PA 17754.

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

Harris, Margaret S. a/k/a Margaret L. Harris, dec'd.

Late of Hughesville.

Executor: Douglas S. Harris, 1116 Brushy Ridge Road, Montoursville, PA 17754.

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

Kerschner, Gene A., dec'd.

Late of Williamsport.

Executrix: Melissa J. Kerschner, 2206 Newberry Street, Williamsport, PA 17701.

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

Philbin, Linda L., dec'd.

Late of Loyalsock Township.

Personal Representative: Michael C. Philbin, 2105 Stopper Drive, Montoursville, PA 17754.

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

Twigg, Pearl, dec'd.

Late of Duboistown.

Executrix: Carol A. Jacobs, 14501 Three Oaks Terrace, Montpelier, VA 23192.

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

Walker, Thelma E., dec'd.

Late of the Borough of Montoursville.

Executor: Rickie T. Walker, 1612 Quaker State Road, Montoursville, PA 17754.

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

THIRD PUBLICATION**Crawford, Peter G. a/k/a Peter Gregory Crawford,** dec'd.

Late of Hughesville.

Executor: Dennis E. Gorg, 365 Linvic Drive, Muncy, PA 17756.

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

Engel, Brenda L. a/k/a Brenda Lea Engel, dec'd.

Late of the Township of Loyalsock.

Executor: Donald E. Waldman.

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

Hall, Carlene M., dec'd.

Late of Muncy.

Executrices: Sevilla Smith, 1698 Smith Road, Muncy, PA 17756 and Sara Boudman, 27 Heatherbrooke Estates, Muncy, PA 17756.

Attorney: Mary C. Kilgus, Esquire, 185 N. Main Street, Hughesville, PA 17737, PH.: (570) 312-0386, FAX: (570) 312-0387.

Holmes, Richard L., dec'd.

Late of Williamsport.

Executrix: Carol A. Beatty, 312 Railroad 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.

Keen, Beatrice K., dec'd.

Late of the City of Williamsport.

Executor: Cheri Y. Reagle.

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

Kiess, Eugene W. a/k/a Eugene Walter Kiess, dec'd.

Late of Hughesville Borough.

Executrix: Sharlene K. Crist, 4729 Mountainview Road, Harrisburg, PA 17110.

Attorney: Kenneth R. Levitzky, Esquire, P.O. Box 489, Dushore, PA 18614.

Ragano, Leona M., dec'd.

Late of Jersey Shore.

Executor: Toby Welker a/k/a Frederick Welker 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.

Robbins, Althea A., dec'd.

Late of the Borough of Picture
Rocks.

Executor: The Muncy Bank & Trust
Co.

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

Saar, Ryan A., dec'd.

Late of Williamsport.

Administratrix: Coleen M. Saar, 510
Cemetery Street, Williamsport, PA
17701.

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

Stiner, Raymond G., dec'd.

Late of Montoursville.

Executrix: Deborah K. Cillo, 1306
Spruce Street, Montoursville, PA
17754.

Attorneys: Christopher H. Kenyon,
Esquire, McCormick Law Firm, 835
West Fourth Street, Williamsport,
PA 17701.

SERVICE BY PUBLICATION

The Jersey Shore Area School
District Board of School Directors has

authorized the sale, by public auction, of
approximately 31.98 acres of property
owned by Jersey Shore Area School
District, being a portion of the prop-
erty commonly known as Nippenose
Elementary School, located at 7190
South Route 44 Highway, Limestone
Township, Lycoming County, Pennsyl-
vania, generally identified as a portion
of Lycoming County Tax Parcel No.
25-427-123.A. The resolution authoriz-
ing this sale by auction and the terms
and conditions of the sale are available
for inspection in the Jersey Shore Area
School District Administrative Offices
located at 175 A&P Drive, Jersey Shore,
Pennsylvania or by contacting Michael T.
Roan, Roan Inc., at (570) 494-0170 or
roaninc@comcast.net. Additional de-
tails of the property can also be viewed
at Roaninc.com.

This public auction is to be con-
ducted by Roan Inc. on Saturday,
December 12, 2015 at 2:00 P.M. at the
Nippenose Elementary School, located
at 7190 South Route 44 Highway, Lime-
stone Township, Lycoming County,
Pennsylvania.

The property will be made available
for inspection prior to the auction
and interested parties should contact
Michael T. Roan, Roan Inc., at (570)
419-0380 or e-mail: Michaeltroan@
yahoo.com to set up an appointment.

N-27; D-4, 11

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.

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.



PERIODICAL PUBLICATION

*** Dated Material. Do Not Delay. Please Deliver Before Monday, December 7, 2015**