

# 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

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Williamsport, PA 17701

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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)

## EXECUTIVE COMMITTEE

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Ryan M. Tira, President  
Jennifer L. Heverly, President-Elect  
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Angela Lovecchio, Secretary

Robert Cronin,  
Past President  
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Yvonne H. Campbell  
Elizabeth A. White

## EDITOR OF LYCOMING REPORTER

Gary L. Weber

## EXECUTIVE DIRECTOR

Michele S. Frey

## COMMITTEE CHAIRS

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Bench Bar: *C. Edward Mitchell*

Customs and Rules: *Gary Weber*

Community Activities and  
Outreach: *Tammy Weber*

Criminal Law: *Aaron Biichle*

Education: *John Pietrovito*

Social: *Jessica L. Harlow*

Young Lawyers Division:

*Corey Mowrey*

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Legal Services for the Indigent:

*John Pietrovito*

Bar History: *Charles Greevy, III*

Technology and LLA Web Site:

*Gary Weber*

Law Day: *Christian D. Frey*

Family Law: *Christina Dinges*

Elder Law: *Elizabeth A. White*

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)**

## 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).

- 10/6/2017 – LLA/PSU Law Happy Hour:** *The LLA is sponsoring a Happy Hour event with PSU Law students. Dinner to follow* **Time:** 4:30 PM to 8:00 PM. **Location:** The Brickyard
- 10/10/2017 – Probate, Estate and Elder Law Committee Meeting:** *Regular meeting of the Elder Law Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 10/12/2017 – 150th Anniversary Committee Meeting:** *Planning events for the LLA's 150th anniversary* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 10/24/2017 – Bar History Committee Meeting:** *Meeting of the Bar History Committee* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 10/25/2017 – LLA Committee Chair Lunch:** *Meeting to review accomplishments of the past year and discuss goals and objectives* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 10/27/2017 – LLA Foundation Meeting:** *Quarterly meeting of the LLAF* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 10/31/2017 – Criminal Law Committee Meeting:** **Time:** 12:00 PM to 1:00 PM. **Location:** Courtroom #1
- 11/6/2017 – Bench Bar Meeting:** *Regular meeting of the committee to discuss matters of concern in Bench and Bar relations* **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 11/21/2017 – Family Law Committee Meeting:** **Time:** 12:00 PM to 1:00 PM. **Location:** Courtroom #5

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.

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**UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES**

- 10/4/2017 – Fundamentals of Corporate Criminal Liability for Environmental Law Violations:** *Eat and Earn CLE Presented by: Christopher Carusone, Esquire. CLE credits:* 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 10/11/2017 – Driving Under the Influence: Strategies That Win Cases:** *PBI Video Replay. CLE credits:* 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:00 PM. **Location:** Lycoming Law Association Office
- 10/18/2017 – The Bankruptcy Cure:** *Eat and Earn Speaker: Jennifer Heverly, Esquire. This CLE is designed for non-bankruptcy attorneys who advise clients in a number of areas where bankruptcy might be a remedy. CLE credits:* 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 10/19/2017 – 21st Annual Family Law Update:** *PBI Groupcast. CLE credits:* 3 Substantive **Time:** 8:45 AM to 12:00 PM. **Location:** Lycoming Law Association Office
- 10/26/2017 – 24th Annual Auto Law Update:** *PBI Groupcast. CLE credits:* 3 Substantive / 1 Ethics **Time:** 12:15 PM to 4:30 PM. **Location:** Lycoming Law Association Office
- 11/1/2017 – Nuts and Bolts of Interlock:** *Eat & Earn Speaker: Justin McCord (Smart Start). CLE credits:* 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 11/15/2017 – Annual Civil Update:** *Eat & Earn Speaker: Clifford A. Rieders, Esq. CLE credits:* 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 12/1/2017 – The General Practitioners' Year in Review:** *PBI Groupcast. CLE credits:* 5 Substantive / 1 Ethics **Time:** 8:30 AM to 3:45 PM. **Location:** Lycoming Law Association Office
- 12/7/2017 – 2017 Criminal Law Update:** *PBI Groupcast. CLE credits:* 3 Substantive / 1 Ethics **Time:** 12:00 PM to 4:15 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](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 <http://www.lycolaw.org/cases/postings.asp>

- ▶ **Commonwealth vs. Gordon** (09/26/2017)—Judge Nancy L. Butts  
Criminal: Suppression motion; DUI arrest; voluntariness of consent for blood draw; duty to make defendant aware of all consequences of his consent; intoxication as affecting voluntariness of consent; right to speak to an attorney before consent decision; duty to advise of constitutional right to refuse blood test; coercion. (Gordon092617bt)
- ▶ **Commonwealth vs. Gibbs** (09/25/2017)—Judge Marc F. Lovecchio  
Criminal: Suppression motion; reasonable suspicion that drug deal was afoot; production of criminal histories of its witnesses and any promises of leniency, immunity, or preferential treatment; disclosure any other crimes, wrongs or bad acts; reservation of right to make additional pretrial motions. (gibbs092517L)
- ▶ **Commonwealth vs. Garms** (09/25/2017)—Judge Marc F. Lovecchio  
Criminal: Suppression motion; warrantless blood test; voluntary consent for blood test; right to be advised a decision to allow blood draw; duty of police officer to inform arrestee of rights to refuse or that the results of the test may be used against them in a criminal prosecution; credibility issues. (Garms092517L)
- ▶ **Commonwealth vs. Shires** (09/25/2017)—Judge Dudley N. Anderson  
Criminal: Appeal; revocation of special probation; claimed unawareness that the conditions allegedly violated were in effect at the time; credibility. (Shires092517a)
- ▶ **Commonwealth vs. Love** (09/22/2017)—Judge Nancy L. Butts  
Criminal: Waiver of right to challenge prima facie case by waiving preliminary hearing; suppression motion; custodial interrogation; requirement for police officers to advise defendant of existence of criminal complaint prior to obtaining waiver of *Miranda* rights; misstatement of fact in affidavit of probable cause; materiality; Rule 600 motion; excludable time. (Love092217bt)
- ▶ **Commonwealth vs. Springer** (09/21/2017)—Judge Marc F. Lovecchio  
Criminal: Post-sentence motion to withdraw guilty plea; dissatisfaction with the court's sentence; credibility of claim that defendant did not understand the nature of an open plea. (Springer092117L)

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.

The Lycoming Law Association office conference room is available for rental by both members and non-members. The office has a large conference table and additional area for chairs. Coffee and food services are available.

The space is ideal for depositions or small presentations. Equipment, including a projector and screen, DVD and VHS players and television, is available for use.

The cost for non-LLA members is \$100 per day. Members may use the conference room at no cost.

Scheduling arrangements may be made with Michele Frey, (570) 323-8287 or [mfrey@lycolaw.org](mailto:mfrey@lycolaw.org).

**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****Knepley, Margaret R., dec'd.**

Late of the Township of Old Lycoming.

Executor: Woodlands Bank, 2450 E. Third Street, Williamsport, PA 17701.

Attorney: Joseph L. Rider, Esquire, 1700 Four Mile Drive, Williamsport, PA 17701.

**Swendrowski, Eric, dec'd.**

Late of Morris.

Executrix: Karon J. Swendrowski 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.

**Thompson, Mildred I., dec'd.**

Late of the City of Williamsport.

Co-Executors: Cathy Rush and Newell I. Thompson, III c/o Fred A. Holland, Esquire, 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.

**Winner, Martha H., dec'd.**

Late of Loyalsock Township.

Executor: John A. Winner c/o George F. Douglas, III, Esquire, Salzmann Hughes PC, 354 Alexander Spring Road, Suite 1, Carlisle, PA 17015.

Attorneys: Salzmann Hughes, P.C.

**SECOND PUBLICATION****Dochter, Audrey L., dec'd.**

Late of Montoursville.

Executor: Richard G. Dochter c/o Marc S. Drier, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.

Attorney: Marc S. Drier, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.

**Fritz, Robert L. a/k/a Robert Lee Fritz, dec'd.**

Late of the Township of Muncy Creek.

Executrix: Doris F. Fritz c/o Tammy A. Weber, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

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

**Kremser, Howard W., dec'd.**

Late of Montoursville.

Executor: H. Michael Kremser, 1068 Elm Street, Montoursville, PA 17754.

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

**Leonard, Clarence Lester a/k/a Clarence L. Leonard, dec'd.**

Late of Jersey Shore.

Executrix: Kathryn D. Segraves c/o Marc S. Drier, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.

Attorney: Marc S. Drier, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.

**Slegle, Sara M.,** dec'd.

Late of Jersey Shore.  
 Executor: Judd L. Welshans c/o  
 Denise L. Dieter, Esquire, 227 Al-  
 legheny Street, Jersey Shore, PA  
 17740.

Attorney: Denise L. Dieter, Esquire,  
 227 Allegheny Street, Jersey Shore,  
 PA 17740.

**THIRD PUBLICATION****Biblehimer, John F.,** dec'd.

Late of Eldred Township.  
 The John F. and Margaret A. Bible-  
 himer Living Trust, dated October  
 15, 2012, and any Amendments  
 thereto.

Settlor: John F. Biblehimer.  
 Executrix/Trustee: Margaret A.  
 Biblehimer.

Attorneys: Kristine L. Waltz, Es-  
 quire, Dinges, Dinges & Waltz, LLC,  
 1307 Sheridan Street, Williamsport,  
 PA 17701.

**Ludwig, Idell,** dec'd.

Late of Fairfield Township.  
 The Idell Ludwig Irrevocable Life  
 Insurance Trust.  
 Trustee: Scott A. Williams, 57  
 East Fourth Street, P.O. Box 3,  
 Williamsport, PA 17703.  
 Attorneys: Williams & Smay, 57 East  
 Fourth Street, P.O. Box 3, Williams-  
 port, PA 17703.

**McErn, Clarence R.,** dec'd.

Late of Williamsport.  
 Executrix: Mary C. Watt, 45 Aztec  
 Lane, Williamsport, PA 17701.  
 Attorneys: James C. Casale, Esquire,  
 Casale & Bonner, P.C., 33 West  
 Third Street, Suite 202, Williams-  
 port, PA 17701, (570) 326-7044.

**Miller, Dale E.,** dec'd.

Late of Jersey Shore.  
 Executors: Jack N. Miller, 1120 Wal-  
 ters Road, Pennsburg, PA 18073 and  
 Shannon L. Cosentine, 11664 Rose  
 Valley Road, Trout Run, PA 17771.

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

**Ulmer, Helen L.,** dec'd.

Late of Trout Run.  
 The Helen L. Ulmer Income Only  
 Protector Trust, dated September  
 16, 2008 and the Helen L. Ulmer Gas  
 Lease Protector Trust, dated June 1,  
 2010.

Settlor: Helen L. Ulmer.  
 Executors/Trustees: Randall I. Ul-  
 mer, Carol E. Ulmer and Jeanetta  
 A. Ulmer.

Attorneys: Samantha K. Wolfe,  
 Esquire, Steinbacher, Goodall & Yur-  
 chak, 413 Washington Boulevard,  
 Williamsport, PA 17701.

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**REGISTER OF WILLS  
 CONFIRMATION OF  
 ACCOUNTS**


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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 October 3,  
 2017 unless exceptions are filed before  
 5:00 P.M. on that date.

Griggs, Robert W. Residual Trust—  
 Branch Banking & Trust Co., Trustee.  
 Kathy Rinehart  
 Register of Wills

S-8, 15, 22, 29

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**DISSOLUTION OF  
 CORPORATION**


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NOTICE IS HEREBY GIVEN by Tu-  
 tors of Literacy in the Commonwealth, a  
 Pennsylvania nonprofit corporation, that



said corporation is winding up its affairs in the manner prescribed by section 5975 of the Nonprofit Corporation Law of 1988, so that its corporate existence shall cease upon the filing of Articles of Dissolution in the Department of State of the Commonwealth of Pennsylvania. Any claims should be sent to Amanda L. Bernier, Esquire, 919 University Drive, State College, Pennsylvania 16801.

S-29; O-6

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**SERVICE BY PUBLICATION**

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Court of Common Pleas  
Lycoming County

No.: 10830-2016

Bayview Loan Servicing, LLC, a  
Delaware Limited Liability Company,  
Plaintiff

vs.

Debra L. Dennes, Co-Executor for  
the Estate of Morgan T. Williams, Jr.  
a/k/a Morgan Williams, Deceased  
Debra L. Dennes, heir of Winifred L.  
Williams, Deceased  
Morgan T. Williams, III,  
Co-Executor for the Estate of  
Morgan T. Williams, Jr., Deceased  
Morgan T. Williams, III, heir of  
Winifred L. Williams, Deceased  
Unknown heirs, successors, assigns  
and all persons, firms or associations  
claiming right, title or  
interest from or under  
Winifred L. Williams, Deceased,  
Defendants

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TYPE OF ACTION:  
CIVIL ACTION/COMPLAINT IN  
MORTGAGE FORECLOSURE

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TO: Unknown heirs, successors, assigns  
and all persons, firms or associations  
claiming right, title or interest from or  
under Winifred L. Williams, Deceased  
PREMISES SUBJECT TO FORE-

CLOSURE: 362 Willowbrook Road,  
Williamsport, PA 17701.

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**NOTICE**

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If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing to the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral Service of the  
Pennsylvania Bar Association  
P.O. Box 186  
Harrisburg, PA 17108  
(800) 692-7375

BERNADETTE IRACE, ESQUIRE  
Attorney ID #3130081  
MILSTEAD & ASSOCIATES, LLC  
Attorneys for Plaintiff  
1 E. Stow Road  
Marlton, NJ 08053  
(856) 482-1400

S-29

**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 \$67,000.00** 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 nine 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 \$9,000.00** 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

**Granted \$2,500.00** to the Montoursville Area Mock Trial Team for their attendance at Harvard University's high school mock trial workshop

**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.



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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, October 2, 2017