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MEMORIAL SERVICE FOR  
THE HONORABLE THOMAS C. RAUP

HELD ON SEPTEMBER 30TH, 2016  
IN COURTROOM NUMBER 1 OF THE  
LYCOMING COUNTY COURTHOUSE

48 WEST THIRD STREET  
WILLIAMSPORT, PA 17701

BEGINNING AT 3:05 P.M.

PRESIDING OVER BY  
NANCY L. BUTTS, PRESIDENT JUDGE

COMMITTEE:

STEPHEN SHOLDER, ESQ. - CHAIRMAN

MEMBERS:

THE HON. DUDLEY N. ANDERSON

SENIOR JUDGE HON. KENNETH D. BROWN

MICHAEL COLLINS, ESQ.

MICHAEL WILEY, ESQ.

 COPY

1  
2 P.J. NANCY L. BUTTS: Good afternoon. I  
3 have the very sad responsibility today of  
4 holding this memorial service for Honorable  
5 Thomas C. Raup, of last the president judge  
6 here of Lycoming County. In fact, it was his  
7 position when he retired that I took to be  
8 elected back in 1996. So I appreciate everyone  
9 coming here today. I appreciate especially the  
10 family members who are in attendance from  
11 places far away, as far away as Seattle,  
12 Washington, and then I would also recognize the  
13 two senior judges that are with us here today,  
14 Senior Judge Brown, who's a member of the  
15 committee, and also Senior Judge William  
16 Kieser. We appreciate your participation here  
17 today. And I know that Judge Smith would have  
18 liked to have been here but Judge Brown will  
19 explain to you his absence here today as well.

20 Earlier this month I appointed a committee  
21 to prepare the appropriate resolutions. The  
22 chair would be Stephen Sholder, Judge Anderson,  
23 one of my colleagues here, and Judge Brown were  
24 selected, as well as Michael Collins and Mike  
25 Wiley to participate in that committee.

1 I would recognize Mr. Sholder now as the  
2 chair of that committee to report.

3 ATTY. STEPHEN SHOLDER: Thank you, Your  
4 Honor.

5 P.J. NANCY L. BUTTS: You're welcome.

6 ATTY. STEPHEN SHOLDER: May it please the  
7 Court, Judge Raup's family, Ethan, Tess, their  
8 sons, Jonah and Owen, son Joe and his family,  
9 Diane and Stephanie, Tess's sisters, Laura and  
10 Kathleen, the judge's nephew, Jay, and other  
11 family members, members of our family of Raup  
12 and Sholder, other friends and family, and the  
13 bar.

14 The following resolution:

15 On the 15th of September 2016, the  
16 Honorable Nancy Butts, President Judge of the  
17 29th Judicial District of the Commonwealth of  
18 Pennsylvania, appointed our committee to draft  
19 resolutions memorializing the life of Thomas C.  
20 Raup and to submit the same to the Court on  
21 today, Friday, September 30th, in this  
22 courtroom. The undersigned committee submits  
23 the following resolutions to this Honorable  
24 Court's consideration.

25 Thomas Charles Raup was born December 1st,

1 1938, in Jersey Shore, Pennsylvania, the second  
2 of three sons to William M. and Eileen Mary  
3 Kirby Raup. The Isaac Raup family came to  
4 Jersey Shore in the years following the Civil  
5 War from the Shamokin area. Tom and his  
6 brothers, Bill and John, grew up on the corner  
7 of Eden and Waterly Streets in Jersey Shore in  
8 the 40s and 50s. His father was nominal German  
9 Lutheran who worked as an electrician foreman  
10 for the New York Central Railroad, and his  
11 mother was a devout Catholic and first  
12 generation Irish American.

13 Tom graduated from the Jersey Shore High  
14 School class of 1956, being class president and  
15 winner of a county-wide essay contest his  
16 senior year. Upon graduation he won a U.S.  
17 Navy ROTC scholarship which enabled him to  
18 attend Columbia University. The scholarship  
19 paid most college expenses, obligating him to  
20 return to the Navy and to take science courses  
21 during his academic years and six- to  
22 eight-week cruises during the summer between  
23 those years. He was also committed to serve  
24 three years as an officer after graduation.

25 At Columbia Tom majored in psychology,

1 rode both heavy-weight and light-weight varsity  
2 crew, and captain of the light-weight crew that  
3 placed fourth in the nation his senior year.  
4 He belonged to Psi Upsilon fraternity and was  
5 president of that organization his senior year.

6 Upon graduation in June 1960 he was  
7 commissioned as an ensign and initially  
8 assigned to two months at the Navy Justice  
9 School in Newport, Rhode Island. The Navy  
10 assigned Tom to the aircraft carrier U.S.S.  
11 Saratoga, and because of his psychology major  
12 the carrier staff directed him to attend the  
13 Navy's military law school before boarding the  
14 ship. And subsequently he was assigned as  
15 assistant law officer and was assigned to serve  
16 as well as serve bridge watches when at sea.

17 Eventually during his three years he  
18 became the chief legal officer and also  
19 qualified as officer on deck. In his last year  
20 he was a designated battle station officer of  
21 the deck. In his last year the Cuban Missile  
22 Crisis arose and the Saratoga was assigned to  
23 stand off Cuba during the intense negotiations  
24 between Kennedy and Khrushchev.

25 On June 22nd, 1963, at the end of his

1 navel tour Tom married Barbara Jean Libby of  
2 Malibu, California, who he met while the ship  
3 was visiting Athens, Greece. Barbara had been  
4 staying with her parents in Greece where her  
5 father was spending a sabbatical from his  
6 position as a faculty member at the UCLA  
7 Medical School.

8 Tom received a scholarship to attend  
9 Columbia Law School from 1963 to 1966. During  
10 that time Barbara worked at the United Church  
11 Center in New York City to help support the  
12 family.

13 Dean R. Fisher of our bar, also a Jersey  
14 Shore native, agreed to act as Tom's preceptor  
15 preliminary to his admission to the bar.  
16 During summers of his law school years Tom  
17 clerked for Fisher, Rice and Perciballi. Upon  
18 his admission in November 1966 he joined the  
19 firm as an associate. He later became a  
20 partner in the firm of Fisher, Rice and Raup,  
21 and that period extended from January of 1969  
22 through March of 1974. Tom specialized in  
23 civil and criminal litigation. As a partner he  
24 mentored a young attorney, Carl Barlett.

25 During the seven and-a-half years he was

1 in practice he was counsel in seven homicide  
2 cases. In 1968 he accepted employment as First  
3 Assistant District Attorney. In 1969 he became  
4 the first individual to hold the position of  
5 Chief Public Defender for Lycoming County, a  
6 position he held until mid 1971. When a  
7 vacancy occurred in the Court of Common Pleas  
8 bench here in 1974 Tom, then age 35, was one of  
9 the applicants. A merit selection committee  
10 was appointed by the governor made up of five  
11 state-wide and six local members. That  
12 committee submitted three names to the governor  
13 of conducting interviews and background  
14 studies. Tom was appointed and confirmed by  
15 the Senate on March 19th, 1974. In 1975 he was  
16 elected without opposition to a ten-year term.

17 During his first term Judge Raup handled  
18 his share of civil and criminal work, as well  
19 as all juvenile court work for the county. He  
20 also served as president of the Juvenile Court  
21 Section of the Pennsylvania Conference of Trial  
22 Judges. Also during his first term Judge Raup,  
23 together with Joseph Ryder, then President of  
24 the Lycoming Law Association, promoted the  
25 concept of the Bench Bar Committee, which was

1 approved by Judge Greevy and the Lycoming Law  
2 Association.

3 In 1973 Judge Raup and Judge Robert Kemp  
4 of Tioga County petitioned the Pennsylvania  
5 Supreme Court to form a regional judicial unit  
6 composed of the counties surrounding Lycoming.  
7 At first their proposal was turned down, but  
8 after repeated efforts by the judges the  
9 Supreme Court formed the first regional  
10 judicial unit. It included Bradford, Tioga,  
11 Potter, Clinton, Lycoming, Union, Snyder and  
12 Northumberland and Columbia counties comprising  
13 over 550,000 people and 14 judges. This  
14 regional concept allowed judges from any one of  
15 the counties to take jurisdiction over cases  
16 arising in other counties. The judges in  
17 smaller counties could obtain substitutes in  
18 the event of illness, vacation, attendance at  
19 seminars, or conflicts of interest. It further  
20 enabled the several judges to meet regularly to  
21 share experiences and work toward conformity  
22 and procedure. Judge Raup was designated  
23 administrative judge for that unit and  
24 continued to serve in that capacity.

25 Upon Judge Greevy's retirement in



1           January of 1982 Judge Raup became President  
2           Judge of Lycoming County, which in 1981 became  
3           a three-judge county after legislature approved  
4           a new judgeship. He took the initiative to  
5           provide adequate judicial manpower in Lycoming  
6           County. In 1983 he initiated and was  
7           successful in obtaining the creation of the  
8           sixth magisterial district in the county. In  
9           1985 Judge Raup chose to forego the yes-no  
10          retention system for judges and announced that  
11          he would seek conventional reelection. By this  
12          announcement he created the prospect of a  
13          vacancy for the following year. This allowed  
14          anyone interested in the position to seek it.  
15          The judge indicated that he would file  
16          nomination petitions in both parties. He had  
17          no competition and was reelected in November  
18          1985 to a second ten-year term.

19                 Judge Raup was a strong advocate of an  
20                 independent judiciary and on at least two  
21                 occasions during his tenure his advocacy  
22                 resulted in public disputes with the county  
23                 commissioners. During his first term he  
24                 engaged in a dispute with the commissioners  
25                 over the adequacy of funding programs for

1           troubled youth. In 1986 he, together with his  
2           two associate judges, brought a lawsuit against  
3           Lycoming County Commissioners alleging that  
4           they won reasonably refusing to provide  
5           adequate manpower for the Domestic Relations  
6           Office. Both of these disputes resulted in  
7           settlement and in each case a strong stand had  
8           been taken by the Court. In 1988 he appointed  
9           a task force to study the need for a fourth  
10          judgeship in Lycoming County, which culminated  
11          in a report in 1989 recommending the creation  
12          of a fourth judgeship.

13                 Judge Raup's intellect and leadership  
14                 qualities were well recognized throughout the  
15                 Commonwealth. In 1994 he was asked to chair  
16                 the Pennsylvania Supreme Court's Ad Hoc  
17                 Committee on Evidence. The work of the  
18                 committee culminated in 1998 with the adoption  
19                 by the Court of Pennsylvania's first Rules of  
20                 Evidence. Modeled in part upon the Federal  
21                 Rules of Evidence, the Rules of Evidence  
22                 condensed decades of Pennsylvania's court  
23                 decisions, rules and statutes so that  
24                 practitioners and members of the judiciary now  
25                 have rules governing the admissibility of

1 evidence available in the single reference.

2 Judge Raup served as a member of the  
3 Pennsylvania Supreme Court Criminal Rules  
4 Committee from 1983 to 1992, the Chair of the  
5 Subcommittee on Summary Case Rules, a member of  
6 the Pennsylvania Supreme Court Death Penalty  
7 Task Force, a member of the Education Committee  
8 of the Trial Judges Conference, a member of the  
9 Juvenile Court Judges Commission, Chair of the  
10 President Judges and Court Administrators  
11 Committee, and Chair of the State-Wide Court  
12 Automation Criminal Implementation Team.

13 Judge Raup did not seek a third term.  
14 After retiring in 1996 he served a short time  
15 as senior judge while also teaching legal  
16 studies as a professor at Lycoming College. He  
17 served as Coordinator of Trial Judge Education  
18 from 1996 to 2002. In the years after his  
19 judicial service he rekindled his interest in  
20 politics chairing several political committees  
21 of Democratic candidates for office and writing  
22 provocative commentary that occasionally  
23 appeared on the editorial page of the  
24 Williamsport Sun-Gazette. Judge Raup returned  
25 to private practice in 1997 focusing on

1 mediation and arbitration, being highly in  
2 demand for his services throughout northeastern  
3 and central Pennsylvania.

4 During his second venture of private  
5 practice he initially practiced with Lenore  
6 Urbano, and then starting in 2003 and for the  
7 next decade he and Mike Wiley practiced  
8 together initially as Raup and Wiley. John  
9 Mott joined the practice for several years and  
10 was added to the firm's name before departing  
11 to form his own practice. Steve Sholder joined  
12 the practice in 2009, and the firm became Raup,  
13 Wiley and Sholder. He last practiced with  
14 Steve Sholder as Raup and Sholder.

15 Tom and Barbara's son Ethan was born on  
16 March 1st, 1970. In 1981 Tom joined the Big  
17 Brother Program with a young man named Joe as  
18 his little brother. Their relationship  
19 blossomed with Joe first coming to live with  
20 Tom and his family as a foster child and then  
21 after high school being formally adopted into  
22 the family. Tom played a similar role with his  
23 nephew Jay, who lived with Tom and his family  
24 for a year while Jay obtained his high school  
25 diploma.

1           Tom was a devoted husband, father and  
2           grandfather, coaching soccer evenings and  
3           weekends for years. He treasured the family's  
4           annual trips out to Wyoming initially with  
5           their pop-up camper and later in their cabin,  
6           as well as family gatherings at the cabin on  
7           Pine Creek. He rarely missed weekly square  
8           dancing with his wife Barbara and later nearly  
9           weekly trips to Gettysburg to pursue Barb's  
10          interest in the Civil War. He was extremely  
11          proud of his sons' accomplishments, among them  
12          Ethan being an all-state soccer player at  
13          Williamsport High School and later playing  
14          division one soccer at Brown, as well as Joe  
15          becoming an accomplished electrician and  
16          instructor at Penn College.

17           Judge Raup was preceded in death by his  
18          wife, Barbara Jean Raup, who passed away in  
19          2010 after 47 years of marriage, by his  
20          parents, and by his brother John. He is  
21          survived by his son Ethan, daughter-in-law  
22          Tess, grandsons Jonah and Owen, his son Joe,  
23          Joe's partner Diane and granddaughter  
24          Stephanie, his brother Bill, his nephew Jay and  
25          his family, several cousins and many, many

1 friends.

2 Now, therefore, be it resolved that we,  
3 the undersigned, joined in by the Lycoming  
4 County Bar, do hereby recognize and mourn the  
5 passing of the Honorable Thomas C. Raup and  
6 remember him as an exemplary community servant  
7 and good friend, a man of conscience,  
8 commitment and quiet strength and honor his  
9 extensive and remarkable contributions to this  
10 community and beyond, a man who was loved,  
11 honored and respected by all who had the  
12 privilege to be part of his life. And be it  
13 further resolved that these resolutions and  
14 statements be spread at length upon the minutes  
15 of the Court, with a copy to Judge Raup's  
16 family, and be published in the Lycoming  
17 Reporter. And be it resolved finally that this  
18 Court and the Lycoming County Bar extend to  
19 Thomas C. Raup's surviving children and their  
20 spouses, his grandchildren, his brother, his  
21 nephews, and other family members, a deep and  
22 heartfelt expression of sympathy and respect  
23 for Thomas C. Raup.

24 Thank you, Your Honor.

25 P.J. NANCY L. BUTTS: Thank you.

1           ATTY. STEPHEN SHOLDER: And Your Honor, I  
2 have the resolution and the proposed order.

3           P.J. NANCY L. BUTTS: Thank you. Did you  
4 want to take a --

5           ATTY. STEPHEN SHOLDER: Yes, thank you. I  
6 spoke a lot so I'm not going to say much more  
7 and I don't know that I can.

8           I think it's so appropriate that we're  
9 here in this courtroom. This is where the  
10 judge practiced for most of his years.

11           As some of you know, I not only was his  
12 partner but I was his law clerk. About 33  
13 years ago right around this time of year is  
14 when I came on board. And I still remember our  
15 first conversation and he was so adamant about  
16 me expressing my views, my opinion. He said, I  
17 don't want a yes man. I don't want you to just  
18 agree with what I'm saying and putting  
19 something together. I want you to challenge  
20 me. I said, oh, this is great. You know, he  
21 really wants to hear what I have to say. So  
22 shortly after, I think it was just a few days,  
23 it might have been a week or so, and like I  
24 said, right around this time of year, I'm down  
25 in our office, and the law clerks at that time

1           were where Judge Lovecchio's offices are -- or  
2           where the courtroom is. And I got a call from  
3           Pat Brockway, the judge's secretary, saying,  
4           the judge needs you. He needs to see you. And  
5           he's in the middle of a civil trial at that  
6           point in time. I said, all right, here. I can  
7           really show him that I know something and I can  
8           come up with something. So I come in, come in  
9           these doors, I come up here and he, you know,  
10          halts the proceedings for a minute and calls me  
11          up to the bench and I -- right over here, right  
12          standing right there, he leans over and he  
13          goes, can you get me the score of the Phillies  
14          play-off game? I know what my position is,  
15          okay. And I'm a Yankees fan. So -- I mean,  
16          and again, I know so many people are going to  
17          contribute and tell stories and all that so I  
18          don't want to waste much more time with myself.  
19          But he was a great man and taught me so much.  
20          He showed respect for people at all times at  
21          all levels. He listened to people. He -- and  
22          he encouraged me and others to be true to  
23          ourselves and always stand up for what you  
24          believe in.

25                        You know, he started out as my boss. He



1 became my partner. But the best thing I always  
2 remember is that he was my friend. Thank you.

3 P.J. NANCY L. BUTTS: Thank you. Judge  
4 Brown.

5 SR. JUDGE KENNETH BROWN: The first thing  
6 I want to say, to make sure I don't neglect to  
7 do it, Clint Smith was going to come with me  
8 today, and I called him letting him know I was  
9 about to get in the car to come pick him up.  
10 And Clint indicated to me that he went into the  
11 shower and got dizzy and then got very sick to  
12 his stomach and couldn't make it and he feels  
13 very bad about that. He's hoping he's going to  
14 try and rally and he's hoping to be there  
15 tomorrow.

16 Judge Raup was a great man. I was talking  
17 for a few moments with Mike Wiley before coming  
18 in and we were each kind of worried about  
19 whether we could do him justice, so we'll try.

20 One of my first professional contacts with  
21 Judge Raup occurred in 1974 -- a long time  
22 ago -- when I was a newly hired assistant  
23 public defender, and one of my first trials I  
24 learned about Judge Raup's commitment to  
25 fairness and justice. I was assigned a case of

1 a man accused of assault and resisting arrest  
2 of two state troopers. To be honest, my  
3 defendant was a rough man with a long arrest  
4 record. He claimed to me that he didn't resist  
5 arrest but rather the two troopers were  
6 transporting him to the magistrate's office,  
7 stopped the cruiser in an isolated wooded area  
8 and beat him. In fact, I had heard some rumors  
9 that these two particular troopers had a  
10 reputation for doing this to other defendants.  
11 I didn't think the defendant would do well in  
12 front of a jury so we waived jury to be tried  
13 non-jury. Judge Raup was the trial judge.

14 The trial went predictably and the  
15 troopers testified that the defendant became  
16 rowdy in the cruiser and they were afraid he  
17 would cause some damage. They admitted they  
18 stopped and took him out of the cruiser near a  
19 wooded area where they claimed the defendant  
20 assaulted them. They had no injuries and there  
21 was no damage to the cruiser. The defendant  
22 testified that while he became mouthy to the  
23 troopers, he didn't assault them but rather  
24 they pulled him out of the cruiser and in  
25 essence beat him up.

1           At the end of the evidence and arguments  
2           Judge Raup seemed upset or angry. In all  
3           candor I was afraid I did something wrong. I  
4           was afraid he was about to come down on me for  
5           doing something wrong or maybe because I took  
6           the case to trial. My fears were quickly  
7           quelled. Judge Raup immediately amassed that  
8           while the defendant's conduct may have been  
9           disorderly, he was finding the defendant not  
10          guilty of all charges. He then told the  
11          troopers point blank it was clear to him that  
12          they removed him from the cruiser to physically  
13          teach him a lesson. He told them that he would  
14          not tolerate this behavior or mistreatment of  
15          any defendant and he told them if he heard of  
16          any similar conduct by them in the future he  
17          would take it up with their superiors. I must  
18          say I was really impressed with what he said  
19          and I was proud of the courts and felt pretty  
20          good about working in Lycoming County. As we  
21          left the courtroom the defendant said to me,  
22          hey, man, you're a great attorney. And I told  
23          him, no, you had a great judge.

24                 Tom Raup was a great judge. As an  
25                 assistant public defender, assistant DA and

1 District Attorney I had the pleasure of working  
2 with him for the next nine years. I always  
3 looked up to him and admired his integrity,  
4 fairness and honesty.

5 In 1988 I was appointed to the Lycoming  
6 County Bench and I now became part of a  
7 three-judge bench with Judge Raup as President  
8 Judge and Clint Smith as the other judge. I  
9 don't think a new judge could have two better  
10 men to serve as mentors. Both Judge Raup and  
11 Judge Smith were always supportive and helpful.  
12 I felt if I did things like they did I'd be  
13 doing all right.

14 Apart from being a great leader, Judge  
15 Raup was a great innovator. Constantly  
16 improving the courts, he molded our juvenile  
17 court system into one of the most innovative  
18 and effective systems in the state. He  
19 believed in the importance of quickly getting  
20 juveniles before the court so they could  
21 understand the lessons of their behavior. He  
22 worked closely with the school systems, and I  
23 believe today our low crime rate in the  
24 juvenile court is in large respect due to Judge  
25 Raup's innovations for the juvenile court.

1           In our adult, civil and criminal court  
2 system Judge Raup emphasized court management  
3 of our large caseloads by developing case flow  
4 systems, ensuring that cases would not linger  
5 in the system but would be monitored closely by  
6 an individual judge. Judge Raup pioneered  
7 settlement efforts of civil cases, skills he  
8 would continue to use as a private mediator  
9 after he left the bench. Judge Raup also  
10, championed a regional approach to our case  
11. loads by creating the first State Regional Unit  
12 allowing Lycoming County to share other judge  
13 resources with our neighboring counties.

14           I will tell you one final story. I think  
15 this story illustrates the professionalism and  
16 coolness in a difficult situation while  
17 maintaining the dignity in the courtroom. I  
18 was in the courtroom when Judge Raup was  
19 sentencing a serious offender for several  
20 rapes. And frankly I don't remember if I was  
21 the DA at the sentencing or if I was just a  
22 spectator in the courtroom, but I sure remember  
23 being there. The defendant had prior served  
24 time in the state correctional system. He was  
25 huge. He was about six feet, five inches tall,

1 all muscle. Looked like he had spent his days  
2 weight lifting in the state correctional  
3 system. And he was hostile and intimidating.

4 Now, defendants in Lycoming County when  
5 they are being sentenced stand rather close to  
6 the bench. They stand in front of the table  
7 with the court reporters, so when the judge  
8 speaks to them hopefully they're getting  
9 whatever lesson the judge is going to try to  
10 impart to 'em. Judge Raup in announcing the  
11 severe sentence told the defendant how  
12 deplorable his conduct had been. The defendant  
13 apparently became angry by this and he reared  
14 his head back and he spit in Judge Raup's face.  
15 Judge Raup looked unfazed and he continued to  
16 explain the lengthy sentence. And again, this  
17 is something that will stick in my mind  
18 forever. While he was continuing with the  
19 sentence he nonchalantly pulled out a  
20 handkerchief and wiped his face off. While  
21 doing this he said something akin to this in a  
22 very cool and calm manner: The Court notes for  
23 the record that the defendant has just expelled  
24 his saliva on the Court's person. The  
25 defendant is thus found in contempt and is

1 sentenced to six months incarceration to run  
2 consecutive to the sentence for rape. The  
3 defendant looked really disappointed. I think  
4 he was hoping to disrupt the proceedings and he  
5 looked a little bit chastened at the end of the  
6 proceedings.

7 I've been extremely lucky to have worked  
8 with Tom Raup and I'll always be thankful for  
9 his guidance and support. I'm also extremely  
10 grateful that when Judge Raup in 1989 -- by  
11 then he had retired from the bench -- chaired  
12 my committee to seek retention to the bench for  
13 my second ten-year term.

14 Now being retired I have had some  
15 occasions to socialize with Judge Raup. Every  
16 few months I would go to a breakfast with some  
17 of our bailiffs and retired law enforcement  
18 personnel and I invited Tom to join us and he  
19 came to several breakfasts. Since Tom wasn't  
20 driving I would get the chance to go out to his  
21 home where he lived with Joe and pick him up  
22 and then drive him home. It was kind of nice  
23 'cause it gave me a little bit more of a chance  
24 to socialize and talk with Tom.

25 In May we had a judges' lunch where the

1 current judges and the senior judges have a  
2 chance to have lunch together every few months,  
3 and I had the chance to pick up Tom and bring  
4 Tom to the judges' lunch. Driving with him was  
5 fun because he would tell some of his stories  
6 that you'll probably hear from some of the  
7 other speakers today, and it was apparent of  
8 course that he missed Barb greatly, but I was  
9 also impressed of how active and chipper he  
10 was. He was still doing hikes at Ryder's Park  
11 with his dog. In fact the last day I saw him  
12 coming back from the judge's luncheon somebody  
13 was waiting for him in a car when we came home  
14 and he was going to go out to take a hike on  
15 that occasion.

16 He talked a lot about his family in some  
17 of those talks with him. He talked about  
18 Ethan, Joe, Jay and the grandchildren. Talked  
19 about some things he was doing for his  
20 grandchildren as far as helping secure their  
21 college education.

22 In conclusion, it's a blow for all of us  
23 to realize Tom is gone. I mean I still am in a  
24 state of disbelief. I will miss him but will  
25 never forget him as a friend and a mentor.



1 Ethan and family, please accept my heartfelt  
2 condolences. Thank you. Thank you, Judge  
3 Butts.

4 P.J. NANCY L. BUTTS: You're welcome. Mr.  
5 Collins.

6 ATTY. MICHAEL COLLINS: May it please the  
7 Court, Ethan, Joe, Jay and family members,  
8 members of the bar and other guests.

9 The first thing I'd like to mention, what  
10 Judge Brown said, was in 1974, I agree with  
11 you -- or I disagree with you. It's not that  
12 long ago. That's when I started my  
13 relationship with Judge Raup. And before I go  
14 into that I'm going to talk about those early  
15 years during that 18 months of being his law  
16 clerk, but first I'd like to say thanks to Joe  
17 Campagna and Mike Wiley because a few days  
18 before he left for Seattle they arranged a  
19 luncheon. We went out to Joe's house, met the  
20 judge. We were a little up in the air about  
21 whether or not we were going to go to lunch.  
22 We weren't sure. We were kind of playing it by  
23 ear. We stood outside the house about 15  
24 minutes shooting the breeze about a number of  
25 things and finally Judge Raup goes, well, are

1 we going to lunch or what? So we ended up  
2 going to Johnson's for a good hour and 20  
3 minutes and had a wonderful time with him.  
4 Obviously there was -- you know, there was  
5 times I wasn't sure if he did remember certain  
6 things, but what we were all doing too is just  
7 bringing up reminders to him about things that  
8 happened. And he carried it, you know, went  
9 ahead and carried the ball and started talking  
10 about those things so we had a good time and I  
11 really appreciate that you guys took the effort  
12 to arrange that.

13 So as I said, the early years he became --  
14 and he was sworn in as a judge back in March of  
15 1974, and I think Norm Lubin had been judge for  
16 Judge Tom Wood and so he stayed on and I got a  
17 call from a good friend from college, Rick  
18 Gahr, who was an attorney, a late attorney and  
19 a member of this bar, and said that there's  
20 this young judge, 35 years old, and he's  
21 looking to find a law clerk. And he says, I  
22 think you'd really like this guy, so I applied.

23 I came up some time in late May and sat  
24 down and interviewed with him and we sat in his  
25 office over here in Courtroom 2 for quite a bit

1 of time talking, and it was late in the day and  
2 he said, Michael Collins. He says, do you have  
3 some Irish in you? I said, Judge, as a matter  
4 of fact I do. He says, well, how about going  
5 over to the Wheel Club and we'll have a beer  
6 and continue this conversation. And I thought  
7 to myself, I'm going to like this guy. And we  
8 did do that and went over there and of course I  
9 ended up getting hired.

10 And then he went off to Reno -- when I  
11 came up to work he went off to Reno, Nevada,  
12 which was the judge's school back in the day,  
13 and you go out there for several weeks. And  
14 when I started I worked for some out-of-county  
15 judges. And when he returned he had a case  
16 down in Clinton County that Judge Brown down  
17 there at the time, not this Judge Brown, but  
18 Carson, and they recused and you had quite a  
19 litany of players and Lee Roberts to Mike  
20 Williamson to Bob Sarno and Bill Knecht, some  
21 attorney from Clearfield and John Youngman, Sr.  
22 And that was -- we were down there for about  
23 four and-a-half days and it was quite a complex  
24 civil case about an electrocution out in the  
25 hinterlands. But it was great knowing that he

1           just became a judge, you know, just a short  
2           time before and went to judge's school and was  
3           there running this courtroom with ease. And it  
4           was fascinating to watch it.

5           The only thing he did let a little get out  
6           of control was -- a lot of the younger  
7           attorneys -- unfortunately some of these  
8           attorneys I'm mentioning were really  
9           characters, and one of 'em was John Youngman,  
10          Sr. at the time and he represented Tri-Rural  
11          Electric, which was there was an electrocution  
12          on a crane and the farther you're out in the  
13          hinterland the less liability they would have.  
14          So the judge -- and we talked about it because  
15          he would mention it once in a while, and sure  
16          enough, whenever it would come up in testimony,  
17          and John, Sr. made sure he sat over by the jury  
18          box, and the testimony would be, well, it was  
19          way out in the woods where this happened, and  
20          John Youngman, Sr. would stand up and go,  
21          Judge, I'm sorry, I didn't hear that. And so  
22          Judge Raup let him get away with it once and  
23          then the second time then he said, okay, that's  
24          enough. But it was really interesting to watch  
25          that thing go back and forth. And being able

1 to drive back and forth and get to talk to him  
2 a bit too, because he was from Jersey Shore, as  
3 you mentioned, and we always stopped at Brown's  
4 Barbecue in Avis that he knew from growing up  
5 in that area. I think three days or four days  
6 of that week we stopped in the barbecue, and it  
7 was pretty good. And another good thing that  
8 happened. We stopped in Jersey Shore once or  
9 twice and met your grandparents at their house,  
10 so that was really a great week introduction to  
11 working for him.

12 There was -- as I said, I was his first  
13 law clerk he hired. There was a number  
14 followed and Steve mentioned a lot of  
15 interesting cases and it was really great to  
16 work for somebody that was 35 going on 36 and  
17 he was a judge and to watch what great command  
18 he had of both the civil and the criminal  
19 procedure and the rules of evidence.

20 In a short time he ended up compounding a  
21 lot of experience in those six, seven years of  
22 being a trial attorney. As you said, he had  
23 seven homicide cases in that short time too  
24 so -- and the other thing that struck me, of  
25 course, as I look back struck me even more, is

1           the way he treated counsel and the parties in  
2           the cases.  Whether you were an attorney from  
3           another county, which some counties they may  
4           not treat you so well if you happened to be --  
5           he was always treating the attorneys with  
6           respect.  And you know what?  It was returned,  
7           too, because the number of attorneys -- and  
8           they used to have a lot -- most of the oral  
9           argument always took place in the chambers, and  
10          some of the younger attorneys would get a kick  
11          out of this, that included not only sipping  
12          coffee but smoking cigarettes, and so you'd sit  
13          there and counsel would be having their  
14          arguments smoking.  So it was really kind of  
15          laid back.  But he was able to do that in a  
16          laid back way and really get to the heart of  
17          issues.  And those attorneys, whether they lost  
18          or won, they respected him too because they  
19          knew that he knew his stuff despite being a  
20          so-called youngster and they appreciated that,  
21          getting that kind of consideration from him.

22                 Steve had mentioned his thing with the  
23                 commissioners.  I remember that happening.  
24                 That was after my tenure.  But even during my  
25                 tenure as his law clerk for 18 months he had

1           some bumpy roads with the commissioners but he  
2           was able to smooth 'em out. Pretty good  
3           politician I guess you'd say.

4           He and Judge Greevy were the first to hire  
5           our first court administrator, Tony Warner, and  
6           brought him in, which really helped streamline  
7           things here in Lycoming County, a big help to  
8           our whole system and the way trials ran, the  
9           way they were scheduled. And as was mentioned,  
10          he revamped the local rules. If I remember, he  
11          had practiced in front of Judge Muir a number  
12          of times, and it may come as a surprise to you,  
13          but Judge Muir was pretty organized. And I  
14          know Judge Raup emulated that too, and he did  
15          that in his rules and his organizational  
16          ability and it was really nice to watch, and I  
17          think the attorneys appreciated it too.  
18          Despite being a little more strict, he ended  
19          up, I think, making attorneys a little more  
20          prepared for their clients, which benefited  
21          them too.

22          And then the juvenile law and the juvenile  
23          part. As you mentioned in the petition, that  
24          was really something near and dear to him  
25          because he always thought -- he used to comment

1           that he had a shot, or we had a shot, he would  
2           say, meaning the system, at the young kids that  
3           were in some trouble. We could do something  
4           and let's take advantage of it. And not only  
5           did he do it from sitting up here on the bench,  
6           but he did it the way he interacted with the  
7           people that worked in the system too, whether  
8           it be -- we had youth services back then  
9           with -- Dave McCorkle ran that. Then you had  
10          Children and Youth under them and you had  
11          Juvenile Probation under that umbrella. And he  
12          not only, like I said, did a good job from the  
13          bench, he would -- he ended up mingling with  
14          those people that were working in it. And by  
15          mingling I meant doing things with 'em, getting  
16          involved, and I think getting their trust to  
17          buy into what he was trying to do. And  
18          Waterdale was an example that they had for the  
19          juveniles. And he really did a great job at  
20          that. I know a lot of those people thought the  
21          world of him and working with him.

22                 Out of the courtroom, if I remember back  
23                 during that early days, he fancied himself  
24                 quite the gardener, and there was -- some of  
25                 you would realize, we had Obstfeld's



1           Delicatessen here on Market Street, which was a  
2           great place, and he became friends with them  
3           and he had a garden out there. I mean a huge  
4           garden. And he used to talk about it. I went  
5           out to see it and I just -- you know, trying to  
6           do something. And I told him that I had a  
7           garden over on -- a half double on Hawthorne  
8           Avenue where Danna and I lived and we invited  
9           he and Barb over for dinner one time and he  
10          came in and he goes, Mike, where's your garden?  
11          And I said, well, look out back. Open that  
12          back door -- it was in the kitchen -- and go  
13          out in the yard. And he's looking out there.  
14          He says, where is it? I says, look to your  
15          left. And he looked down and there was a  
16          two-foot by two-foot square with two tomato  
17          plants, I think. Oh, my God, did he laugh.

18                 And obviously, with regard to soccer,  
19          ended up getting into it and ended up being a  
20          coach and obviously a big fan. Ethan took off  
21          with that sport, as we know, and it's in the  
22          petition. Ended up being an all state at  
23          Williamsport High School, and I know he and  
24          Barb were -- they didn't miss much at all. And  
25          during the early years he coached a lot too,

1 and then at Brown. So he was really something.

2 Also he was a bicycle rider, because back  
3 when I was clerking for him he would ride his  
4 bike down. That was a little something new to  
5 see. I don't think Judge Greevy rode his bike  
6 back then. And he would ride his bike and  
7 then -- really active and physical. He was a  
8 heck of a racquet ball player too, and as his  
9 law clerk he got me into that and we'd go over  
10 and play racquet ball quite a bit and meet  
11 different people, which was very enjoyable.  
12 And I mentioned about his interaction with the  
13 staff and the different Juvenile and Children  
14 and Youth people.

15 And then a lot of you may know, he also  
16 outside the courtroom was a teacher. He taught  
17 at Penn College and he taught at Lycoming  
18 College. And at Lycoming College he taught  
19 legal research and writing, and one of the  
20 colleagues in my office, Phil DePasquale, got  
21 his bachelors there at Penn College, and he  
22 told me the other day that Judge Raup was  
23 one -- he was the best teacher he ever had, all  
24 summed. And I've heard that kind of praise  
25 from other people that had him, whether it be

1 at Penn College or Lycoming College.

2 As part of getting ready for this I called  
3 and spoke, and I hadn't in a long time, is Pat  
4 Brockway. And Pat was his secretary. She came  
5 from Fisher, Rice and Raup, where he had been,  
6 and she came and worked with him here in the  
7 courthouse for 22 years, so we had to reminisce  
8 a little about that. And it was heartfelt when  
9 we talked about it. But she also remembered,  
10 speaking of racquet ball, she reminded of the  
11 time that he and I went off to play racquet  
12 ball at noon at the old Y. We came back in and  
13 he walked into the office first and he had four  
14 stitches in his chin and she said, well, Judge,  
15 what happened? And then he just looked back at  
16 me. I had hit him right in the chin with my  
17 racquet. I took the blame for that.

18 Another time Pat was talking about when  
19 she was working for him. He was doing a jury  
20 trial -- I believe it was a civil jury trial --  
21 and she called in. She couldn't get to work on  
22 time and she called in and told him that her  
23 cat had got tangled up with a skunk and so it  
24 was trouble and she wasn't going to be able to  
25 get in early. So she said he thought that was

1           so funny. He went out into the courtroom to  
2           sit down with the jury and the first order of  
3           business was to tell the story to the jury,  
4           which they got a kick out of. And that was an  
5           example of him, I think, being quite down to  
6           earth. I mean, we've heard the praises about  
7           just how good he was both criminal and civilly  
8           and he really knew his stuff and his  
9           organizational ability, but he also had that  
10          Jersey Shore in him, that he was just down to  
11          earth.

12                 He was great -- like Pat said, he was in  
13          juvenile court; the kids, no matter what  
14          happened to 'em, they really obviously  
15          respected and liked the judge a lot. Very much  
16          liked him.

17                 But I got to tell you two stories here.  
18          One is one time, speaking of the six foot five  
19          defendant, we had a defendant come in and they  
20          ended -- that was before we had the security  
21          downstairs, and this -- he was brandishing a  
22          knife. So that stopped everything. And they  
23          decided to postpone it and then schedule it a  
24          few days later. So just before that hearing he  
25          says, Mike, let me ask you something. You know

1           what? I think -- how would you like to sit up  
2           on the bench right next to me? I said, Judge,  
3           that's okay. I can hear better from the back  
4           of the courtroom. He did it with a laugh too.  
5           There's no question.

6                        But then one of the best stories I always  
7           liked, he might have told this at Walt Rice,  
8           his former partner, but he -- one of the guys  
9           that he was close with in the system was the  
10          alternative prison program we had, and this was  
11          a -- name was George Coe, and he was a graduate  
12          of Lycoming College. He was a fly fisherman.  
13          And as we know, Judge Raup really liked to fly  
14          fish. So they became friends and they would go  
15          fly fishing. And then when George left the  
16          county to go down to Bucknell to get his  
17          master's, he also played racquet ball, so the  
18          judge and I would go down there on and off. We  
19          played racquet ball with George. And he was in  
20          charge of the girls' dorm down there, which we  
21          thought was a big mistake, but we laughed about  
22          that. One time we were playing; we get done  
23          and George says, you know what, Judge? I've  
24          got a problem. He says, I've been using George  
25          Coe and that's my stepfather's name. He said,

1 my real name is George Ambrosio. And he said,  
2 I tried to look into a federal job in  
3 corrections and the FBI, gotta get a background  
4 check. And I said, I lost you in Parsippany,  
5 New Jersey. I don't have your name on the  
6 records. He said, I gotta change my name. And  
7 the judge -- and I don't have any money. He  
8 says, I know a young attorney that will take  
9 care of it. And of course he looked at me. By  
10 that time I was in practice. So we filed the  
11 name change and I get the notice of the hearing  
12 for this. And it's on a Friday and it's about  
13 4:15 it's scheduled for and that didn't get me.  
14 So I walk into the courtroom. The Judge is up  
15 there in Courtroom 2 and George Coe and I --  
16 and I have the fingerprint stuff and I have the  
17 certification. There's no judgments against  
18 George Coe. And as I'm saying this to the  
19 judge the back door of the courtroom swings  
20 open, it bangs open, and here is Walt Rice.  
21 Walt Rice was Judge Raup's partner, along with  
22 Dean Fisher. What a guy he was and what a  
23 prankster. As soon as I saw him come in, sure  
24 enough, I knew something was up. And he's  
25 waving a sheet of paper saying, I have a

1 judgment against Morristown Sporting Goods for  
2 \$4500 against George Coe. Judge, I think this  
3 is awful. I think you gotta interrupt the  
4 proceedings. So I said, can we approach the  
5 bench? And I go up to the bench and I lean  
6 over and Judge Raup is biting his lip to stop  
7 smiling. And Walt Rice is not smiling. He's a  
8 pro. And I go, okay, I understand. I'm in.  
9 We go back down and Walt and I start arguing  
10 some more, and as we are arguing my client,  
11 George, is sitting in the chair and he tugs at  
12 my sport coat and I lean down and he says, you  
13 know what? Two years ago I was in Jersey and I  
14 was pulled over by a state trooper. His name  
15 was George Coe. I'll bet you that judgment's  
16 against him. I go, oh, my God. So I get up.  
17 I start throwing that out and I start arguing  
18 to the judge and with Walt and finally the  
19 judge says, okay, this is enough. We've got to  
20 do -- I want everybody to approach the bench.  
21 And he says, you know, we're going to take care  
22 of this but for today I'm going to cut this  
23 order. And now, this blank day of October,  
24 1975, in the matter of George Frank Ambrosio,  
25 also in the matter of George F. Coe, but better

1 known as Gullable George. George Coe just  
2 melted into the ground. And I talked with him  
3 this week about that, and not only did he  
4 recall that, he still has the court order  
5 signed by Judge Raup. But I mean that was the  
6 kind of thing at 4:15 on a Friday he would do  
7 with the help of his great friend Walt Rice.  
8 It was just wonderful.

9 And back to Pat Brockway, she wrapped up  
10 our conversation and she said she was so  
11 thankful to be able to work for him. She  
12 couldn't think of a nicer person ever to have  
13 worked with and she was extremely fond of him.  
14 And as Pat says too, we were all fortunate, the  
15 number of the law clerks here I see, that we  
16 were able to be his law clerk. We were able to  
17 practice in front of him. He was a fine  
18 attorney. He was even a better judge. And he  
19 was a great husband and a great father and  
20 grandfather and we're going to miss him.

21 P.J. NANCY L. BUTTS: Mr. Wiley.

22 ATTY. MICHAEL WILEY: May it please the  
23 Court, members of the bar, family. And I look  
24 out and I see Ethan and Joe and Jay and I just  
25 think to myself how happy he would be to see



1           you and your families here. It was so very  
2           important to him that the three of you bonded  
3           and he always told stories about your  
4           adventures together, both as young kids and now  
5           as adults, and that you're carrying that  
6           forward would make him smile.

7           I don't know how I was lucky enough to  
8           draw the straw to follow one of the bards of  
9           the bar, Michael Collins, so I'm going to try  
10          my best here to share a couple of stories. And  
11          I have three in number I'd like to share: One  
12          about me and Tom, one about Tom, and then one  
13          that's ours.

14          When I came to town I started at a law  
15          firm down the street which was then known as  
16          Rieders, Travis, Humphrey, Harris and Mussina.  
17          I believe that's correct, is it not, Jack? And  
18          I was a young attorney and Cliff had a case  
19          involving Gail Mamolen. And Gail Mamolen had  
20          taken a fall in the Williamsport Hospital  
21          parking lot and Cliff, being the good advocate  
22          that he was, always looking to push the  
23          envelope of plaintiffs practice, had filed a  
24          count for punitive damages. And he came down  
25          and he said, Mike, there's an argument on a

1 demurrer and I think you're ready for it, and  
2 he handed me a file. In the file was a  
3 complaint, the demurrer, and a short brief, and  
4 he psyched me up and sent me off. So I came  
5 over here and Dave Ball was here and I  
6 introduced myself to him and he didn't express  
7 completely disappointment but I think he was  
8 hoping that someone would have been there other  
9 than me. But he was a gentleman about it and  
10 he introduced me to the judge and we went back  
11 to his chambers here and started the argument.  
12 And as it was Dave's argument, he turns to Dave  
13 and says, Mr. Ball, what do you have to say?  
14 And I remember one of the largest litigation  
15 guides that I've ever seen being taken up and  
16 put on the chair next to Dave. I've actually  
17 since joined in McCormick have looked for this  
18 litigation packet. Never seen one quite as  
19 large. But Dave goes into an argument, very  
20 well framed, very authoritative, and each time  
21 he cited a case he would reach into his  
22 litigation bag and pull out, not the printed  
23 out case but the actual case book that it was  
24 from. Still haven't figured out how he got  
25 that many case books into that litigation bag.

1 But by the time he was done he kind of had a  
2 little wall of case books next to him, and I  
3 was sitting there holding my folder and, I  
4 suspect, sinking quickly into my seat. The  
5 judge turned to me and goes, well, Mr. Wiley,  
6 what do you have to say? I collected my  
7 thoughts and I managed to spit out, well, Your  
8 Honor, for purposes of preliminary objections I  
9 believe we've met our burden. I had no idea  
10 what I was going to say after that. I didn't  
11 have anything left in my folder. The judge  
12 stood up and he walked over to his desk, he  
13 looked out the window, he turned to me and he  
14 goes, Mr. Wiley, you're absolutely right, but  
15 when you go back to the office you let Mr.  
16 Rieders know that if he wants to survive  
17 summary judgment he'll have to come up with a  
18 little bit more than that. So here I am,  
19 perhaps a little bit of a sacrificial lamb,  
20 maybe not. Maybe Cliff saw some potential in  
21 my, Your Honor, I think we've survived our  
22 burden for preliminary objections, fantastic  
23 argument. I went back to the office and Cliff  
24 calls down and says, well, how did we do? And  
25 I go, well, we prevailed. And I hear, really?

1 But in the grand scheme of things, I mean, I  
2 think in fairness to Dave he was expecting  
3 Cliff. He had come loaded for bear, but in  
4 that moment I recognized that, you know, here's  
5 someone who saw a young attorney who perhaps  
6 was out of his element, recognized the lay of  
7 the land, knew what Dave needed to get  
8 accomplished that day, knew handling it in the  
9 way that he did would be okay, and allowed me a  
10 victory instead of being sent away with my tail  
11 between my legs. And that was my first  
12 encounter with Judge Raup.

13 The second story is a story that -- and  
14 you know, this may come as a surprise to some  
15 people. He did like to tell stories. And when  
16 you practiced with him for ten years you may  
17 have heard a couple more than once but they  
18 were always very good and they were always very  
19 meaningful and they were always either to get  
20 you to laugh and smile or to make a point. And  
21 the story that he told, at least to me, more  
22 often than not, involved riding a bike, as he  
23 did, to come to work and where he would put his  
24 bike and how he would lock it up. And I know  
25 there may be some others who can tell this

1 story better than I, but the nuts and the bolts  
2 of is, he would lock his bike up down there on  
3 a post and feel that his bike was secure. And  
4 he was standing there, having locked his bike  
5 on the post one day, and then Commissioner  
6 Henry Fry walked by and he looked at the bike  
7 and he looked at the lock and he picked the  
8 lock off the post and said, well, this isn't  
9 going to work, is it? And the judge confided  
10 to me that he was terrified that this was  
11 something that the commissioner had been  
12 waiting to do for some while, but Henry Fry  
13 never said anything about it. Never said it  
14 was a joke or anything like that.

15 And a couple of days later there was a  
16 bike rack. And I think the story's purpose and  
17 why he told it the way that he did and as often  
18 as he did was, you identify a problem and you  
19 find a solution. And I think that's how he  
20 approached life. I think that's how he  
21 approached the practice. I mean, he had a  
22 tremendous intellect. I mean, he was a real  
23 student of the law. But, I mean, I think some  
24 of the things that he accomplished best was  
25 when he balanced that with his sense of what

1 was just just and right. And I think he just  
2 did that in a way that was very gifted and very  
3 special and just an example to us all.

4 My third story involves how we started to  
5 practice together. I still haven't quite  
6 figured how it came to be but it certainly was  
7 something very special to me. We had worked on  
8 a case together and he was actually my client  
9 and it involved a townhouse development that  
10 was in a field that would have been next to  
11 their house across the run, across Mill Run, I  
12 believe is what it's called. And he and some  
13 of his friends and others were concerned about  
14 this township development and somehow I got  
15 hired at the time. I guess I had a little bit  
16 of a reputation for at least being able to stop  
17 things. And so we got engaged in the case and  
18 we got to work together on it quite a bit and  
19 we had a successful outcome and ultimately the  
20 townhouse development wasn't there. And it  
21 must have been a week or two later I get this  
22 email and it was from Judge Raup and he said  
23 that he appreciated the work that we did  
24 together and that it would be fun to practice  
25 law together. And I'm just sitting there

1 reading this email. At the time I'm practicing  
2 by myself. My office was over there on Pine  
3 Street. And I blinked. I read it. I printed  
4 it out. I wanted to know whether or not he was  
5 serious. I mean, what's Judge Raup doing  
6 wanting to put something like that out to me?  
7 And I finally mustered the courage and said,  
8 you just let me know when. And it was a couple  
9 phone calls later, a couple meetings and a  
10 handshake and we were off and running. And we  
11 got to practice together for nearly a decade  
12 and, you know, I can't say that the practice of  
13 law is always fun but it was always fun when he  
14 was in the office. He would always come in,  
15 warm handshake with a story. Wanted to share  
16 what was going on. It's his day. At that time  
17 in the beginning he was traveling very broadly.  
18 His practice took him to Scranton, to Hazelton,  
19 Wilkes-Barre, down to Harrisburg. He had a  
20 large region and had a lot of cases. But any  
21 time he came into the office it just kind of  
22 stopped and everybody wanted to spend a little  
23 time with him. And he wanted to know what was  
24 going on with you and wanted to know how things  
25 were going as well. And there was something

1 special about that and maybe something to be  
2 learned about that as well in the high paced  
3 practice, that you take a little time and you  
4 get to know what's going on with the people  
5 that matter to you and that you care about and  
6 you get to know 'em, and he did that for me.

7 One funny little story, I always thought,  
8 when we started together we hadn't yet even  
9 gotten our computer checks and so we had a  
10 checkbook that we wrote the checks out by hand  
11 and we had a distribution, and at the time he  
12 made me responsible for the checkbook. So he  
13 had written the checks and I signed one of the  
14 checks, put it in an envelope and stuck it on  
15 his desk. And he comes bouncing into my office  
16 and he goes, Mike, this is the largest check  
17 that I've ever received as a practitioner of  
18 the law. And the check was rather meager and  
19 I'm just sitting there thinking to myself, wait  
20 a minute. I mean, you were this very important  
21 judge. You had this big practice. You had  
22 these important cases. You know, surely you,  
23 Walt Rice and Dean Fisher had larger  
24 distributions than that. And then it dawned on  
25 me. Tom being the businessman that he was and



1 the businessman that I am, he simply hadn't  
2 adjusted for inflation and so the last check  
3 that he had received at the practice in terms  
4 of a distribution that way went back to the  
5 70s.

6 I think the only argument that we ever  
7 had -- and it wasn't an argument, it was just  
8 kind of a back and forth -- was I could never  
9 call him Tom. He was always the Judge or  
10 Judge. And we went back and forth about it for  
11 a while and he would say, come on, Mike, I'm  
12 not on the bench any more, just call me Tom.  
13 And I would say, well, no, Judge, you're the  
14 Judge and you've always been the Judge. You're  
15 the first judge I ever practiced in front of.  
16 I can't do it. I've allowed myself since we've  
17 stopped practicing together to allow it to slip  
18 in from time to time, but, you know, as far as  
19 I'm concerned, and no offense to this bench or  
20 others, he'll always just be the Judge to me.

21 And our practice and our time together was  
22 special. He was my friend and he was my mentor  
23 and we got to practice law for ten years  
24 together and it was quite a run. Apart from my  
25 parents, I can't think of anybody more

1 important in my life. But I think the point  
2 that I want to end on is, my story in terms of  
3 his life is not that unusual because he helped  
4 so many of us. And I think that's really the  
5 true measure of who he was. That, yeah, I have  
6 these special memories and I have this special  
7 story and I have these moments that I shared  
8 with him, but he inspired all of us and he  
9 challenged all of us. And each of us, I think,  
10 have stories in terms of the relationships that  
11 we had with him and for that I think we all  
12 should just be truly, truly thankful. Thank  
13 you.

14 P.J. NANCY L. BUTTS: Thank you. Let the  
15 record reflect that I'll accept the report and  
16 resolutions of the committee that were  
17 presented here today and issue the following  
18 order: And now, this 30th day of  
19 September 2016, in consideration of the  
20 resolutions presented by the committee  
21 appointed to draft the resolutions in the death  
22 of the Honorable Thomas C. Raup, the said  
23 resolutions are adopted and it is hereby  
24 ordered and decreed that the resolutions  
25 herewith submitted and attached be adopted as

1 an official expression of the Lycoming County  
2 Bar Association and this Court and that the  
3 same be spread upon the minutes of the Court  
4 and that copies of this resolution be delivered  
5 to the children of the Honorable Thomas C.  
6 Raup, and it is further ordered and directed  
7 that said resolutions be entered at large and  
8 upon the record of the Court and that they be  
9 printed in the Lycoming Reporter. By the  
10 Court.

11 Now is usually the time where the sitting  
12 judges make comments or present comment about  
13 the individual whose memorial service we're  
14 presiding at, but I'm going to defer my  
15 comments and the start of ours to Judge Kieser  
16 as a senior judge. We recognize him and give  
17 him the opportunity to speak to if he wishes.

18 SR. JUDGE WILLIAM KIESER: May it please  
19 the Court. Thanks you, Judge Butts.  
20 Colleagues.

21 I just need to express myself to the  
22 family. I do not know you folks personally at  
23 all really, but you just need to understand  
24 that over the last five, six years when Judge  
25 Raup and I would get together, you know, that

1 Tom was always as close as it were as much as  
2 he would take me aside and share things with  
3 me. But Ethan and Joe and Jay and your  
4 families were always the foremost of his  
5 conversation. You were foremost in his mind  
6 always and he just wanted always to tell me  
7 something about what was going on with you  
8 folks and you just need to understand that.

9 Everybody will tell you stories about him  
10 being the judge. I had the good fortune to be  
11 on the opposite side of the fence in those  
12 seven murder trials, as well as many other  
13 criminal cases, while he was practicing law.  
14 But usually on Friday at about noon Don  
15 Larrabee, who was a very close friend of his,  
16 and Tom and I and occasionally Walt Rice and a  
17 few other people, you know, Friday we'd head  
18 out together to the Bull and Barrel up on High  
19 Street and we would just have a good luncheon.  
20 Nonalcoholic luncheon, but just a good  
21 luncheon.

22 And -- but when I first met him the thing  
23 that struck me about him was how erect and  
24 straight he was. And I'm not known for good  
25 posture but -- I mean, you know, he was ramrod

1       straight. And one of the first times up there  
2       I said, you know, you must have been in the  
3       Army. That was the wrong thing to say. And I  
4       think that always created a little rift between  
5       us. But he carried that military presence and  
6       stature with him throughout his life as long as  
7       I knew him. But he was ramrod straight and had  
8       that erectness in many other ways.

9               In all the cases that we ever tried  
10       against each other, you know, I never had any  
11       reason to doubt his integrity or his ability.  
12       He -- for those of you that know him, didn't  
13       have the chance to try cases against him, I  
14       think he was a good judge because he was such a  
15       darn good trial lawyer. He was sharp. He was  
16       smart. He was always two or three steps ahead  
17       of me. And he taught the opponents that tried  
18       cases against him. That's how he taught us.

19               But he was erect throughout his  
20       relationship with all of his clients, with the  
21       community, with the commissioners, and with  
22       everything he did in life. He stood tall. He  
23       stood straight. And I can see, and what I know  
24       that he's told me of your family, you folks are  
25       going to do the same. Please accept my

1 sympathy.

2 P.J. NANCY L. BUTTS: Judge Lovecchio.

3 JUDGE MARC LOVECCHIO: I think what Judge  
4 Raup contributed to the community, to the  
5 judiciary, to the legal profession, to his  
6 family, has been well chronicled here.  
7 Obviously I was a beneficiary of that. I think  
8 what I valued most and what I take great  
9 pleasure in is my personal relationship with  
10 Tom. He was wiser. He was older. And he  
11 shared much with me. We had some things that  
12 we really enjoyed. We were both soccer  
13 fanatics. Well, he was sick about it. I was  
14 normal. But it's something that we haven't  
15 really heard of. We heard of this dignified  
16 man, how he would act and how he would be fair  
17 and how he would be diplomatic under certain  
18 circumstance and treat everybody with respect  
19 and dignity.

20 Not quite the same on the soccer field. I  
21 actually was amazed. I mean, I had played  
22 division one college soccer and I come to the  
23 area and Judge Raup calls me down to see him  
24 and I'm, like, what is the Judge calling me  
25 down to see him for? I was, like, afraid. I

1       said, man, he's going to -- what's he going to  
2       do? So I get down and he sits -- and I  
3       think -- I forget where it was. He sits down  
4       and he starts to talk to me about soccer. And  
5       I'm thinking, this is kind of strange. He  
6       wants to know where I grew up, where I played.  
7       I had a hard time convincing him that rowing a  
8       little boat at Columbia wasn't the same thing  
9       as playing soccer at Princeton, but he wasn't  
10      buying it. And he started telling me a little  
11      bit about Ethan. I think Ethan was a sophomore  
12      or junior in high school at the time. And then  
13      he said, you know, we could really use a good  
14      soccer coach around here. We could use a  
15      soccer coach and -- for one of the high  
16      schools, Bishop Newman. They don't have a  
17      soccer coach. We could use a soccer coach for  
18      one of the teams. There was a local team and  
19      they had the Jam Crackers and the Boom Rats.  
20      And I said, this is kind of strange, Judge,  
21      but, you know, I'm a young lawyer. I just  
22      started here. I need to develop a practice.  
23      I'm going to be busy in court. He looks me  
24      straight the eye and goes, Marc, you'd be  
25      surprised at how easily continuances will come

1 your way. I said, I like this guy. So I  
2 wasn't -- well, I wasn't going to say no. So I  
3 got involved actively in the soccer community  
4 and we did a lot. We went to a lot of games.  
5 I'm not going to repeat some of the things he  
6 used to say to opposing coaches and/or  
7 opposing -- or referees who he thought might  
8 have spurned his child or other people along  
9 the way.

10 I remember -- we both shared -- and I'm  
11 not embarrassed to say this -- a great love for  
12 Ethan. I took Ethan under my wing somewhat. I  
13 knew he was a fantastic player. I knew he was  
14 a fantastic young man. And I wanted to try to  
15 help him play at the highest level that he  
16 could. He couldn't play at Princeton so we got  
17 him to play at Brown. But it was -- it was a  
18 wonderful experience. We did a whole lot of  
19 things together. I remember Ethan and -- what  
20 was it, Greg Fredrickson? Greg Fredrickson and  
21 I would drive two hours over the summers to  
22 play in a summer league game, an adult league  
23 game in the Poconos, and we'd come back and Tom  
24 would want to know all about it and he knew  
25 more about the games than I did. But it was



1           just great watching Ethan grow up and we used  
2           soccer as a vehicle, Tom and I did, to get to  
3           know -- I did -- to get to know Ethan better  
4           and to become a part of his life.

5           It was interesting. We were different in  
6           some ways because he was like this gardening,  
7           carpentry, you know, outdoors type guy, and,  
8           you know, I couldn't even change the toilet  
9           paper in my bathroom. So one day he says,  
10          Marc, I want you to come down. I don't know if  
11          you remember this, Ethan. Come down. Ethan  
12          and I are refurbishing a house. And I forget  
13          where it was. Yeah. And so I go -- I'm  
14          thinking to myself, why would I have to go down  
15          and see these guys who are doing a stupid thing  
16          in this house? I don't really care. You know,  
17          but it's Judge Raup, you know. And it's Ethan.  
18          Okay. So I go down and they're working away  
19          and they're going at it. I mean, you guys were  
20          doing an amazing job. And I never felt so  
21          useless in my life because I couldn't do  
22          anything. But I always thought that this was  
23          really cool. I always thought that, you know,  
24          he's a really cool guy. He's a really cool  
25          dad. He's doing this with his son. I think he

1           wanted to make an investment for you or  
2           something at the time. And I said, this is  
3           really neat. It always struck me, the  
4           relationship that he had with his children and  
5           with all of his family members. I mean, you  
6           know, I loved Barb but she wasn't easy to be  
7           married to, I'm sure, okay? And you guys know  
8           that. But he was great with her. He let her  
9           sit around and talk, give her -- spew out her  
10          opinions and smoke as many cigarettes as she  
11          wanted to. I remember going to the one house.  
12          I couldn't even cut through the smoke. And I  
13          said to him, Tom, what's the deal here? He  
14          goes, it's Barb. And I'm, like, okay. I said,  
15          this guy's a hell of a husband.

16                 But, you know, I was glad -- you know, I  
17          was glad to become a judge when he still had a  
18          lot of his mental capacities about him and, you  
19          know, he spoke to me a lot about it and I took  
20          a lot -- I used to watch him -- and I used to  
21          watch a lot of the different judges and I tried  
22          to get certain, you know, lessons and he taught  
23          me a lot. You know, he taught me to care about  
24          justice. And it's interesting. I used to  
25          think -- and he was very bright. Whoever -- I

1 forget who said that he had this great  
2 intellect. And he really did. But I remember  
3 one time we were talking about that and I  
4 thought he did something that was a little more  
5 result oriented than followed the law and he  
6 explained to me what he did and I remember in  
7 that moment thinking to myself, boy, this  
8 guy -- this guy could write an opinion that  
9 would never be reversed because he's so smart.  
10 And he could figure out what to do, who to find  
11 not credible, who to find credible. But he  
12 always did the right thing. He taught me to  
13 care -- and I try to do this -- about the  
14 people who come in front of you. The  
15 litigants, the parties, and to treat everybody  
16 with respect and dignity because that reflects  
17 on the judicial system. He taught me to make a  
18 hard call even if I might be unpopular. And he  
19 was the guy who would do that.

20 I guess most of all he taught me some  
21 things that have nothing to do with being a  
22 judge but about being a dad and a person. He  
23 taught me never to forget to laugh at a good  
24 story. Never take yourself too seriously.  
25 Never forget your roots and always to place

1 your family first.

2 And, you know, I missed him when he  
3 started to go downhill. And I missed many of  
4 our conversations and it was nice seeing him  
5 when we did and I will continue to miss him.  
6 Please accept my sympathies.

7 P.J. NANCY L. BUTTS: Judge McCoy.

8 JUDGE JOY R. MCCOY: I'm going to keep my  
9 comments short because I'm really much more  
10 interested in hearing everyone else's stories  
11 about Judge Raup.

12 When I started practicing law Judge Raup  
13 was on the bench for a year or two and  
14 something that I was thinking -- and Mike Wiley  
15 said it, and Mike Wiley and I are in the same  
16 generation of starting to practice law  
17 together -- that despite the fact that he was  
18 only a judge for about two years after we  
19 started practicing, to this day -- and we would  
20 go to those judges' luncheons, I couldn't call  
21 him Tom. He was always Judge Raup to me and I  
22 would suspect that that's probably most people  
23 in this courtroom. And that says a tremendous  
24 amount for who he was. To only know him as a  
25 judge for two years and really not practice a

1 whole lot in front of him because you were a  
2 young associate, most of my practice with him  
3 frankly was in mediations that Mike Collins and  
4 I did together with him after he stepped down  
5 from the bench.

6 And about a year ago, or maybe two years  
7 ago, he appeared in my courtroom. I believe it  
8 was -- and I'm probably going to get it  
9 wrong -- but I believe it was a granddaughter's  
10 husband was adopting. And I can tell you that  
11 in my six years on the bench I've never been  
12 more intimidated than having Judge Raup sit in  
13 my courtroom before me which, again, is just a  
14 huge tribute to who he was.

15 P.J. NANCY L. BUTTS: Judge Gray.

16 JUDGE RICHARD GRAY: I have a soccer story  
17 that Ethan probably doesn't remember. I was  
18 here -- let's see, I started practicing in  
19 '76 -- probably '78, something like that. I  
20 was a new AYSO soccer coach. I knew nothing  
21 about soccer other than you kicked the ball in  
22 the goal, but Montoursville needed coaches at  
23 that time so I coached the little kids' soccer  
24 team. And back then they were mixed so Ethan  
25 was on a mixed boys' and girls' team and his

1       dad was coaching and I was on the other team.  
2       And as the game went along -- you know how  
3       little kids' games are. There's swarms and  
4       every once in a while they'll burst out and go  
5       for a goal and all this. But Judge Raup knew  
6       all about soccer. I didn't know squat. And  
7       about ten seconds left in the game it was tied  
8       and one of the Montoursville kids kicked this  
9       ball. It was like a moon shot. It came up, it  
10      kicked off the post and went in and we won and  
11      so of course, I go -- we go talk afterwards. I  
12      was scared to death. Oh, my God. I have a  
13      trial on Monday and we just beat his team and  
14      particularly his son's team. But it was all  
15      funny and we laughed about it and we always had  
16      a good relationship.

17             I was -- after lunch I was counting, and  
18      in my practice when I was practicing law, like  
19      many of you here I traveled all over north  
20      central Pennsylvania, basically from Altoona to  
21      Scranton down to maybe Lewistown and up to the  
22      New York border. As I was trying to count off  
23      judges that I practiced in front of -- and I  
24      got to 53. Now, there may be more. There may  
25      be less. But that's about the right number.

1           Folks, there was no comparison. He was  
2           number one on that list. I don't think there  
3           was -- well, there was a fairly close number  
4           too, but not really. He was the best. He was  
5           the best in -- he could get a read on a case.  
6           He was such a quick study, I guess is the word  
7           I would say. He had a good temperament. He  
8           knew evidence. He was very practical. All the  
9           things I hope to be, and I'm critiquing myself  
10          now. I judge myself by his standard and I join  
11          in what Judge McCoy and Mr. Wiley said. I  
12          could never call him Tom. He was always Judge  
13          to me because he is the gold standard. I'm  
14          sorry for your loss and -- but he was a good  
15          man.

16                 P.J. NANCY L. BUTTS: Judge Anderson.

17                 JUDGE DUDLEY ANDERSON: One of the things  
18                 that has been alluded to and perhaps  
19                 underemphasized is his relationship with kids  
20                 over his tenure as a judge. He handled a lot  
21                 of family matters. He handled a lot of --  
22                 almost all the juvenile matters for many years  
23                 in this courthouse, and he had an unusual  
24                 talent. And the talent was that he had an  
25                 extra sense that he could kind of tell when a

1 kid needed a break and when he needed to be a  
2 little bit more hard with a child. And I think  
3 that there are a lot of children, a lot of  
4 adults today in this county, that benefited  
5 from his ability to handle those things and to  
6 have that sense of, hey, this guy -- this  
7 guy -- we can do something unusual with him and  
8 maybe -- maybe we can -- maybe we can salvage  
9 something here. And he had a great talent for  
10 recognizing that. He would think out of the  
11 box, particularly about children. And there --  
12 I do almost all of the custody pretrials in  
13 this county and have been doing 'em for a  
14 number of years now, but I tell this story, and  
15 it's a true story, about a case with Judge Raup  
16 along about the early 1980s.

17 There was a C change in the way custodies  
18 were handled. To that point there was  
19 something called the Tender Years Doctrine  
20 where basically dads had every other weekend.  
21 And it was almost a standard order. Well,  
22 there was an effort nationally to pass what's  
23 called an Equal Rights Amendment and  
24 Pennsylvania passed an equal rights amendment  
25 within Pennsylvania. And it marked a real



1 change in the way that custody cases were  
2 handled and the rights of fathers and it  
3 produced a lot of different types of results  
4 with regard to custody arrangements.

5 We were involved in this case where it was  
6 a fairly well-to-do couple and they had a home  
7 in Loyalsock and they had a summer farm and  
8 when they separated one went to the summer farm  
9 and one went to the -- stayed in Loyalsock.  
10 They had a little girl and they had come to  
11 some kind of conclusion that had some details  
12 that had to be worked out by Judge Raup, but it  
13 was a pretty convoluted schedule whereby they  
14 were switching this child back and forth  
15 day-to-day so they left it to Judge Raup with  
16 regard to some of the time, the transportation  
17 issues. What he did, which I still point out  
18 is kind of brilliant, is he put the child in  
19 one house and he made the parents switch back  
20 and forth every other day for the visitation so  
21 they had to move back and forth from the summer  
22 farm. As you can imagine that lasted about six  
23 weeks before they flew up some kind of white  
24 flag and came back in with something that was  
25 far more workable than what they had decreed

1 for their child. And I point that out now in  
2 custody cases, often times to know avail, but  
3 it always -- it has always stuck with me and  
4 always impressed me.

5 I have a number of stories but I'm not  
6 going to prolong this. I will say this: That  
7 one of my great career desires, and one that I  
8 will never achieve, is that I wish I had the  
9 talent to be more like him. Thank you.

10 P.J. NANCY L. BUTTS: Unlike my  
11 colleagues, I've worked in this building now  
12 come next month for 30 years. I started out as  
13 a public defender. I worked for Judge Smith as  
14 his law clerk for almost two. I then left the  
15 building. My office left the building but I  
16 was in here almost every day as a conflicts  
17 attorney and then I became an assistant public  
18 defender before I was elected to the Court of  
19 Common Pleas. And I can remember when I  
20 started as a public defender, one of my  
21 colleagues, Walter Steinbacher, had said, you  
22 want to learn about judges, you want to go sit  
23 in the back of the courtroom and watch judges.  
24 You want to learn how to be a better lawyer,  
25 watch judges. And I was the public defender

1       who was assigned to juvenile court so for the  
2       year that I was in the public defenders' office  
3       that was my primary assignment so I was in this  
4       courtroom every week. Friday all day was  
5       juvenile court. And then when I was an  
6       assistant DA I was the prosecutor for all the  
7       juvenile cases so I was in this courtroom every  
8       Friday, all day. And the thing that -- and so  
9       I had the opportunity to observe all the  
10      judges, who I still cannot call Judge Kieser  
11      anything but Judge Kieser, Judge Brown anything  
12      but Judge Brown, Judge Smith anything but Judge  
13      Smith, because when you grow up you can't call  
14      them anything but who they were to you when you  
15      first met them. At least that's my experience.  
16      And I have law clerks that are practicing  
17      attorneys that I have become good friends with  
18      that still can only call me Judge Butts. So I  
19      understand what they're doing. But I spent an  
20      lawful lot of time in the courtroom and I think  
21      I was probably -- I probably traveled under the  
22      radar an awful lot because I don't have  
23      personal stories about Judge Raup.

24               I just have professional stories that I  
25      would watch. I would watch how judges talked

1 to people. I would watch how judges interacted  
2 with the litigants. Not just the attorneys,  
3 but the prosecuting officer or the victims in a  
4 case, and I think that -- and I forget who said  
5 it. I think it was Judge Kieser that said that  
6 he was such a good judge because he was an  
7 outstanding attorney. And I think what the  
8 number one thing that I took from Judge Raup  
9 was, as a judge you have a responsibility to  
10 give back to the practice of law by educating  
11 attorneys and by gently correcting them, of  
12 course outside the presence of the jury or  
13 co-counsel and once the matter is resolved, but  
14 that you had that responsibility. Maybe that  
15 was the teacher part of him. Maybe that was  
16 the love of the law part of him. And I can  
17 remember when -- I still teach at Penn College  
18 and I had Joe in a class at Penn College and we  
19 had talked about it and how it made me kind of  
20 chuckle to think that I'm teaching his son when  
21 he taught me an awful lot about what it was to  
22 be a judge.

23 And I think the thing -- I wrote down some  
24 notes -- that probably the over-arching thing  
25 that I took as a judge, because now you can

1 subtract, I'm on the bench now almost 21 years  
2 as a judge, is that you never know the impact  
3 that your words will have on a person so you  
4 want to listen to them always to make sure  
5 you're not just assuming what they're telling  
6 you, that you're hearing what they're saying,  
7 that you have a responsibility to be creative  
8 because just because it's always been done this  
9 way doesn't necessarily mean it has to be done  
10 this way. Just as Judge Lovecchio said,  
11 sometimes there are some outcome-oriented  
12 decisions but that you always look people in  
13 the eye and you always say to them so that they  
14 understand exactly what you're trying to  
15 communicate with them.

16 And I'll never forget there were times in  
17 juvenile court where he'd call a kid up, and  
18 Nicole, you were my paralegal a long time ago  
19 and I don't know if you remember this, and we'd  
20 get out the sentencing guideline book and I'd  
21 be standing up there and here's the youth, not  
22 even the attorney, because at this point I was  
23 a DA, and go over the sentencing guidelines and  
24 explain to him the consequences of his actions,  
25 and I just thought, that's really what a judge

1 is, is a teacher.

2 And in my role now as president judge I  
3 remember the things that he did about the  
4 regional unit and the case management system  
5 for the criminal system because I was -- I  
6 worked with him in all those committees when I  
7 was in the District Attorney's Office. And I  
8 had the opportunity to work with CCAP, the  
9 County Commissioners Association of  
10 Pennsylvania, to put together a history of the  
11 Lycoming County Courthouse and how much of it  
12 revolved around Judge Greevy and a portion of  
13 it with Judge Raup and talking about the  
14 history of this building and the culture of the  
15 legal community. And I just -- I can't -- I  
16 can't -- I can't put into words the commitment,  
17 the dedication, the legacy that he has imparted  
18 in what we do here on a daily basis. I can't  
19 imagine the effect that his loss has on you.  
20 So I'm very sorry for your loss.

21 I'm happy to recognize comments from those  
22 in attendance here today. Mr. Williams.

23 ATTY. SCOTT A. WILLIAMS: Thank you, Your  
24 Honor. To Ethan and Joe, I want to extend to  
25 you and your family my sympathy.

1 I'm probably the first friend of any  
2 attorney in this room to your father. An  
3 important date in our life was November 25th,  
4 1966 when we were sworn in together as an  
5 attorney of this bar. We became friends in  
6 June of 1966 when I became his roommate to  
7 study for the bar exam and he was there when I  
8 received the call that my dad, who was also a  
9 judge of this court, had died of a massive  
10 heart attack. And it was about ten days before  
11 we took the bar and he was very empathetic and  
12 over the years we did a lot together. We  
13 enjoyed the company of Barbara and my wife  
14 Carol.

15 One of the things I remember about him was  
16 he had this dog. It was a St. Bernard dog and  
17 he had a tongue that was bigger than any wash  
18 cloth. And so he had the dog in this apartment  
19 that we had. And when he licked you you knew  
20 that you were -- your face was washed. So one  
21 year -- my parents had this home on Lake Macoma  
22 and Barbara and Tom came up to visit and of  
23 course they brought this dog along. And my  
24 mother was already in bed and so we all went to  
25 bed. In the morning I heard my mother scream,

1           you know, like a scream of terror and I went  
2           down and she thought it was a bear in the  
3           house. It was a huge dog.

4                     But I can tell you that Tom loved your --  
5           Barbara and was faithful to her all of their  
6           life. He loved you guys. He loved the law and  
7           he was an honorable judge. And you've heard  
8           all the things that -- about him, but he was.  
9           He was fair. He was kind to other attorneys  
10          and litigants. He was a person that you would  
11          want to emulate. You have a good heritage with  
12          your dad and I know it's something that you  
13          should take with you from this meeting we're  
14          having here. God bless you.

15                    P.J. NANCY L. BUTTS: Mr. Page.

16                    D.J. ALLEN PAGE: Your Honor. Oh, I'm  
17          sorry, Skip.

18                    P.J. NANCY L. BUTTS: Remember, we're on  
19          the record so that's why I'm addressing people  
20          by names so we can acknowledge them.

21                    D.J. ALLEN PAGE: Your Honor, family  
22          members, members of the bar. I speak as kind  
23          of a civilian and not a member of the bar, but  
24          I think for the record it needs to be known or  
25          stated that Judge Raup was a brilliant student



1 of the law. He was an excellent judge but they  
2 have left one small vacuum. He was a great  
3 practical joker. And I also started here in  
4 1975 and knew the Judge like many as Judge  
5 Raup.

6 And to kind of make this quick, I've  
7 always had a battle with weight, as many people  
8 in the courthouse have, and he came up with  
9 this idea that we're going to have a contest to  
10 lose weight, of which he called me to his  
11 office and suggested that I might want to  
12 participate. And like many I says, yes, sir,  
13 Your Honor. So this was in January and it went  
14 on for about four months. And I really didn't  
15 put two and two together until the weigh-in was  
16 on April 1st. And the weigh-in was at the old  
17 YMCA. And as I came up to the steps and was  
18 running in -- because the weigh-in was at 7:15  
19 in the morning. And as I'm coming in they had  
20 the child care program and I pulled in in my  
21 car and a young child said to me, hey mister,  
22 you have a flat tire. And I went, really? And  
23 he goes, April Fool.

24 And then I come in and I go into the  
25 building. So as I go in we have this

1 designated small room where we're weighing in.  
2 And, I mean, clearly the relationship is, I'm  
3 down here and there's the president judge. So  
4 we go to weigh in and I'm dressed in my  
5 civilian clothes with a suit and tie to go to  
6 work and he goes, Purley, cause he knew me as  
7 Purley. He said, Purley, you have to weigh in  
8 in your skivvies. I'm, like, really? Okay,  
9 Your Honor. So I dress down and I have nothing  
10 but my skivvies on and one of those medical  
11 scales with the tilting arm. And I step on the  
12 scales and my weight gets recorded and I go to  
13 work.

14 So I get a call probably about 11:30 from  
15 Pat Brockway has indicated there's a lunch for  
16 people that are participating in this contest  
17 and it's at the Peter Herdic House in a private  
18 room, third floor. So I go up there and there  
19 are Ray Holland, the court administrator, and  
20 there's a whole bunch of people there. And it  
21 is announced that I lost the contest and they  
22 proudly -- Judge Raup calls me up and proudly  
23 gives me five pounds of lard from the Country  
24 Store. So he was just beaming from ear to ear.  
25 And I'm, like, hey, I tried but, you know, it

1           just didn't work. And then he says, have a  
2           seat next to me. And I sat down and he had an  
3           eight millimeter film, okay. The projector's  
4           brought out by Ray Holland and they clicked  
5           this clickety-click thing on and here comes --  
6           oh, I forgot to tell you -- as we're weighing  
7           in he tells me, you gotta be in your skivvies.  
8           I say to him, really? And he says, yeah,  
9           Purley, you gotta be in your skivvies. And I  
10          say, if you can't trust the judge who can you  
11          trust?

12                 So here comes this clickety-click eight  
13          millimeter deal and there are four-by-four  
14          construction -- whatever you call -- like big  
15          poster board, and it says -- you can clearly  
16          tell it's laying on the sidewalk in the rear of  
17          his personal residence. Written on it that  
18          says, if you can't trust the judge, who can you  
19          trust? Photo by George Lepley. Production by  
20          Thomas C. Raup. And it goes on to show  
21          everybody getting weighed in.

22                 Now, later on I find out that George  
23          Lepley had his own problems because he's behind  
24          a coat rack with one of those giant VCR things  
25          that sits on your shoulders in his shirt and

1 tie taking a picture of a bunch of adult men  
2 getting undressed and getting on the scales.  
3 Later he turns around to find now that he's  
4 standing in the weight room and there are about  
5 six weight lifting guys looking at him video  
6 taping guys that are getting weighed in.

7 So I will miss him tremendously. He was a  
8 great mentor even to those not as a member of  
9 the bar, but just ordinary all American people.  
10 I will miss him greatly for a variety of  
11 reasons, one of which I now lack the  
12 opportunity to get even. I thank you.

13 P.J. NANCY L. BUTTS: Thank you MDJ Page.  
14 Mr. Greevy.

15 ATTY. CHARLES GREEVY: I certainly can't  
16 top the hilarity of that.

17 I have three short phone calls that remind  
18 me of Tom. I moved back into the area late  
19 sixties, '69. Joined the firm March of 1974.  
20 Gloria and I had just bought our first home.  
21 We were there. A March afternoon and a phone  
22 call came in and Gloria says to me, it's an  
23 attorney from town here, Tom Raup. He wants to  
24 talk to your father. And I said, well, you  
25 know what Dad said. He's going away. He

1           doesn't want to be bothered. He doesn't want  
2           to be called or anything. I said, we've got to  
3           respect what it is. Dad saw me the next two or  
4           three days and said, you know that call that  
5           you had from Tom Raup? And I said, well, it  
6           came in. We didn't give him your number. He  
7           says, he wanted to let me know that he had been  
8           appointed judge by the -- that he had been  
9           named judge and he wanted me to be one of the  
10          first to know. He says, if you ever get a call  
11          again, dad says to me, from any attorney or  
12          anything put 'em through. Let 'em know. The  
13          rules don't apply. And as obviously all of you  
14          know, he and my father were very close friends  
15          on the bench and otherwise. They enjoyed --  
16          many times I remember Dad coming home and  
17          saying, you got to here what Tom pulled today,  
18          or listen to this story that Tom shared with  
19          us.

20                 Second phone call was in -- it was  
21          Christmas Eve, some time in the late 70s. I  
22          had one of my domestic relations custody cases  
23          that I was handling back then and we had been  
24          before Judge Raup because, of course, Judge  
25          Wood and Judge Raup were the only two judges I

1 knew for ten years that I would practice in  
2 front of. And he says -- a phone call came  
3 into my father's home and whoever it was said,  
4 Skip, this is a client of yours wants to talk  
5 to you. So I took the call and it was my  
6 mother custody client and so on, and I said --  
7 she introduced herself and I said, how did you  
8 find me here at my father's? She said, oh,  
9 Judge Raup told me you would be here. And I  
10 got thinking, I thought, that's when Tom and  
11 Barb and the family lived up on First Avenue  
12 and Tom and Barb had just left my parents  
13 because my parents had a long-time Christmas  
14 Eve party. So she had called the judge on that  
15 Christmas Eve and he referred it to me  
16 immediately. Tom and I talked and laughed  
17 about it often after that point. I said, that  
18 was certainly one of the cases that stopped me  
19 from handling very many, if any, custody cases.

20 The third phone call. And was reminded  
21 with Karl Baldys back here, in 1976, the first  
22 year I started working with Children and Youth,  
23 we had a termination of parental rights case  
24 that was assigned to Judge Raup. And we went  
25 on -- little did we know where that case might

1 go at that point. Basically six years later it  
2 ended up in the Supreme Court. Judge Raup at  
3 that point took a stab at the new Adoption Act,  
4 which had different grounds for termination,  
5 basically saying that if a parent could not and  
6 was not capable of preserving and filling the  
7 role of a parent then they should lose their  
8 parental rights.

9 Our case involved children, three boys,  
10 that had been in foster care for six years.  
11 The case went before the Supreme Court of  
12 Pennsylvania. It was found to be the case that  
13 still is cited as doing the constitutionality  
14 of the Adoption Act of Pennsylvania. And  
15 there's no question in my mind that Tom took  
16 the step of faith and said, this is what's  
17 right for those boys. This is what ought to be  
18 for their life. Let them have an opportunity.  
19 It then went into the federal system, and Judge  
20 Muir at that point ruled that there was no  
21 standing for that mother to then go with the  
22 case. As I said, about 1982 Karl and Rick and  
23 I and some other attorneys ended up in the U.S.  
24 Supreme Court. The decision came out on  
25 June 30th. The first phone call I got even

1 before I had heard of the decision was from  
2 Tom, and he said, congratulations. He said,  
3 perhaps now those boys can be adopted. And I  
4 think it always stuck with me that certainly he  
5 was the person particularly in that area of the  
6 law that certainly was able to see what was to  
7 come. He had the vision to say, this is the  
8 way the law ought to go, and he headed for  
9 that.

10 I was very pleased to know, and Judge  
11 McCoy alluded to it, adoption petition --  
12 adoption hearing in February of this year that  
13 Tom was able to attend, and one thing he said  
14 to me, he says, now, I want to have an  
15 opportunity to talk to Judge McCoy, and I said,  
16 certainly I'm sure she'd be very happy to talk  
17 to you.

18 I saw Tom I think once early in the --  
19 late in the spring or so at Wegman's and  
20 certainly recognized that at that point I know  
21 they were trying to get him to go out with  
22 Ethan. I think that that was a very, very fine  
23 move that he made. Certainly he is a  
24 gentleman, a scholar, and as has been said,  
25 that we're all going to miss greatly, both as a



1 friend and certainty for what he did for law  
2 and particularly for what he did in this  
3 community. Thank you.

4 P.J. NANCY L. BUTTS: Anyone else? Ethan.

5 ETHAN RAUP: Yes. Thank you. I just  
6 wanted to take a minute to thank all of you for  
7 spending a couple of hours on a Friday  
8 afternoon to pay a tribute to our dad. It  
9 means an awful lot to all of us. And also to  
10 thank you for helping fill out the picture of  
11 who he was. When we put together the obituary  
12 that ran in the Sun-Gazette we tried to do what  
13 I think Steve may have mentioned or -- I'm not  
14 sure -- someone. It was very hard to do was to  
15 bring, you know, the complete picture of who he  
16 was using words and so we tried but we missed  
17 some pieces. And one of those pieces was his  
18 ability as a trial judge, an attorney, and I do  
19 actually regret not having at my disposal the  
20 ability to tell some of those stories. But I  
21 do think they came out in a couple of the  
22 pieces that ran in the Sun-Gazette and also in  
23 your stories here today and so I really want to  
24 thank you for that. It means a lot.

25 And then the second final thing is, I know

1 from Joe that a lot of people have asked about  
2 the circumstances and I think most of you  
3 probably were aware that he had Alzheimer's or  
4 dementia and that there had been a decline, you  
5 know, maybe over the past four or five years,  
6 but it had been steady, but slow. And even  
7 recently when he had his last lunch with Mike  
8 and Joe and I'm not sure who else, Steve, you  
9 know, he was -- there was a lot there still and  
10 so, you know, Joe and Jay and I worked hard  
11 with help from a lot of people here in  
12 Williamsport to keep him as independent as he  
13 could be for as long as possible.

14 And we reached a group decision that it  
15 was time for him to come out to Seattle, that  
16 he needed a higher level of care than was  
17 realistic for Joe and Diane to provide. And so  
18 we had -- Tess and I had worked hard out there  
19 and set up a, I think, what would have been  
20 really good situation in an assisted living  
21 facility a couple blocks from our house, a nice  
22 neighborhood, a nice building that had just  
23 opened, a respective place. And he fell on the  
24 playground with me and our boys and Jay's son  
25 an hour before Jay and Dad and I were supposed

1 to go into it. And of course there was nothing  
2 conscious about this but it's hard for me not  
3 to feel that, you know, he didn't want to go  
4 that way. You know, the nicest assisted living  
5 facilities are still not ideal. And so it was  
6 hard. We had three really good weeks with him  
7 in Seattle before he took the fall.  
8 Fortunately Jay and his family were with us for  
9 a couple of those nights and we have some great  
10 photos that we'll have at the memorial tomorrow  
11 from the night before he took the fall out on  
12 the beach. Sorry. It was a great night. He  
13 was in good spirits. He got out. He was  
14 playing frisbee even with us and the boys, and  
15 so we had a good three weeks. And it was a  
16 hard way to see it end but also better than a  
17 long decline in a facility, in our view, and so  
18 although it wasn't conscious, I think there was  
19 some -- whoever his story teller was, you know,  
20 paid him that respect in my view.

21 And I also just want to say that one of  
22 the reasons that he did not want to come out to  
23 Seattle had nothing to do with being with us  
24 and the family. It was because he was so tied  
25 to all of you here and to Williamsport and

1           that -- he didn't lose any of that, you know,  
2           all the way through to the end. He mentioned  
3           to me and Tess if he was living with us out  
4           there for a period of time, you know, who would  
5           write his obituary back here in Williamsport?

6                     And so he didn't remember everybody at the  
7           end. He lost a lot of names and memories and  
8           his world got narrower and narrower, but it did  
9           mean a lot to him that he was so well respected  
10          here, that he could walk to Wegman's and people  
11          would say hi and recognize him, call him Judge.  
12          And so that was one of the great things about  
13          living here in Williamsport and a community  
14          like this, so thank you all.

15                    P.J. NANCY L. BUTTS: Thank you. Danna.

16                    DANNA COLLINS: I guess I only want to say  
17          this, Joe, but because--

18                    P.J. NANCY L. BUTTS: Can you come closer  
19          so Dawn can hear?

20                    DANNA COLLINS: It hasn't been mentioned  
21          before, I did have a relationship with your  
22          dad. He's the reason I lived in Williamsport,  
23          and the only reason. Michael called after his  
24          interview and said, we're going to  
25          Williamsport. I have to work for him. He's

1           unbelievable. But what I wanted to mention to  
2           you and your family, his grandchildren, was not  
3           as a lawyer, not as -- well, both as a lawyer  
4           and a judge, but as Judge Lovecchio brought up,  
5           his belief in access to justice. And he used  
6           his role as a judge, the president judge, and I  
7           don't mean he did anything that he shouldn't  
8           have done. He thought, this is what he should  
9           do and it's been born out by, you know, Supreme  
10          Court justices, by our justice, to make sure  
11          that the poor got access to justice. And he  
12          didn't just, you know, say it or he didn't  
13          just -- he did something about it and he did --  
14          you know, it's amazing. We're really -- I say  
15          this all the time and people probably think I'm  
16          just saying it, but we are really respected  
17          throughout the state, throughout the country,  
18          for our pro bono panel. And really we can look  
19          to him. He asked, what can we do?

20                 In 1985 he said we need a mandate. He --  
21                 you know, went to the bar association and said,  
22                 you people have to do pro bono. It's an  
23                 ethical obligation. We're a profession. It's  
24                 a very important part of our profession. And  
25                 the mandate came out of that for all the

1 members of the bar association to take a  
2 minimum of three pro bono referrals from Legal  
3 Services. It was an opt-out. You know, he put  
4 in they could opt out if they wanted to but if  
5 they opted out he had to know about it. And to  
6 this day we send a letter to the president  
7 judge and to the president of the bar  
8 association.

9 So today I put together these figures, and  
10 since he did the mandate 4,500 indigent people  
11 in Lycoming County have gotten pro bono  
12 representation. They wouldn't have gotten that  
13 if -- not that the attorneys wouldn't have  
14 stepped up, but I think it really -- for him to  
15 be willing to do that.

16 He also, you know, organized a giving  
17 campaign that was supposed to go to Legal  
18 Services, arbitration fees. He encouraged  
19 people to do this. So it was really a legacy.  
20 He really researched it, is Judge Lovecchio  
21 said. Sometimes people think out of the box,  
22 but I still to this day think he was right  
23 that, you know, non-attorney paralegals from  
24 legal services could go to family court. And  
25 that made a tremendous difference with our

1 clients being able to have somebody with them  
2 there in family court. He looked at it as if  
3 it was an administrative procedure and other  
4 counties throughout the state, you know, looked  
5 to him and felt, you know, if Judge Raup did it  
6 then we're going to do it.

7 So I just wanted you to know that, again,  
8 over 4500 people in this county got legal  
9 representation through this program. Thank  
10 you.

11 P.J. NANCY L. BUTTS: Thank you. Anyone  
12 else? Mr. Humphrey.

13 ATTY. JACK HUMPHREY: If Ethan desires to  
14 hear maybe a few more details of his father's  
15 expertise as a trial lawyer leaves me to -- I  
16 think maybe I've told this story before but  
17 it's one of my favorites because he was trying  
18 a case in 1972 before Judge Muir. As a law  
19 clerk there I had the opportunity to be sitting  
20 in court, in the courtroom, when cases were  
21 going on, and the one case that I remember the  
22 most, one civil case, was Tom Raup's case.

23 Believe it or not, he was representing a  
24 guy who slipped on a banana peel at the J.C.  
25 Penney Store on Fourth Street. He hurt his

1 back and allegedly was unable to work  
2 thereafter. I won't repeat his name. He was  
3 fairly well-known in the county. But that was  
4 the time when Judge Muir had passed this rule  
5 that the other side, the attorneys, had to  
6 reveal the evidence that they had to the  
7 opposing attorney before trial. John Youngman,  
8 Sr. was representing J. C. Penney. And he  
9 flipped out. This was not done. So he called  
10 up Judge Muir. He said, you can't do this.  
11 I've got this video of his guy with the bad  
12 back lifting these ponies out of a trailer at a  
13 pony pull up in Wellsboro. And he said, if I  
14 have to reveal this my case is going to be  
15 messed up. And the judge said, I'm sorry,  
16 you're going to have to do it. So he had to  
17 tell Tom Raup about the video, had to show him  
18 the video.

19 So how does a great trial attorney handle  
20 this? Here is a video with George so-and-so  
21 lifting two ponies out of a trailer onto the  
22 ground. And Judge Raup stood up in opening  
23 statement and said, George is permanently  
24 disabled as a result of slipping on that banana  
25 peel at the J. C. Penney Store. He can't work.



1 He can't do just about anything that he used to  
2 do. There's only one thing. There's only  
3 thing that he can do. And he just does this  
4 once a year. He goes up to the pony pull and  
5 he has to lift these ponies out of the trailer  
6 and he pays for it the rest of the year. The  
7 jury found for the guy who slipped on the  
8 banana peel. It was a \$65,000 verdict, as I  
9 recall, which is one of the largest at that  
10 time in 1972. He was a great trial lawyer.

11 P.J. NANCY L. BUTTS: Mr. Metzger.

12 SCOTT METZGER: I met Judge Raup back in  
13 1984 in this courtroom. He was having a murder  
14 trial and someone standing about where EJ -- or  
15 sitting about where EJ was, objected out loud  
16 in the courtroom as a witness -- or I mean an  
17 observer, and he objected to something and the  
18 courtroom was just packed. And Judge Raup  
19 says, sheriff, seize that man. Took him up to  
20 the holding cell and later that afternoon he  
21 came down in his chambers and the gentleman  
22 apologized. He says, I should never have done  
23 that. And at that moment the judge says,  
24 that's fine. I accept your apology but you'll  
25 have 48 hours to think about it in the county

1           prison, and he held him in contempt.

2           He had a wonderful temperament. And I was  
3           an intern for the city police at that time and  
4           a year later I became an employee of the  
5           Friends of the Court and they brought me over  
6           and introduced me to him, and he says, are you  
7           related to Ernie Metzger? He was my bailiff.  
8           And I said, yes, I am. And we instantly  
9           clicked after that. He said, Ernie was one of  
10          the finest men I ever met. And so I asked him  
11          to come speak to the Friends of the Court  
12          people, volunteers, trying to get volunteers.  
13          And we sat right here. I'll never forget. It  
14          was October 3rd, 1986, and it was just him and  
15          me. Everybody had left. It was about nine,  
16          9:30. And told me about Joe. And I thought --  
17          the reason why I remember this date is because  
18          I thought, wow. This man just doesn't preach  
19          this stuff. He lives it.

20          He had a passion, a passion that each one  
21          of us were so privileged to share. And I lost  
22          my father when I was 16 and I told him that and  
23          we used to go to lunch at Obstfeld's and we'd  
24          talk. And I'm a student of the Bible and  
25          Proverbs is the book of wisdom. He was that

1 book. The wisdom that he had and shared with  
2 us and the impact he had on my life and I would  
3 come down speak to him in his chambers and we  
4 would talk and the insight that he would give  
5 me. I can never be more thankful for that and  
6 I agree with Mike. Next to my parents, the  
7 most influential person in my life.

8 And I remember when your father bought the  
9 bungalow for you up on -- the second house off  
10 of Walnut Street. I said, what are you doing?  
11 He says, what a great project. Ethan and I are  
12 going to do this this summer. Father/son time.  
13 We're going to have a great time doing it. And  
14 I just thank you so much for letting us have  
15 the opportunity to share it with us. Thank  
16 you.

17 P.J. NANCY L. BUTTS: Ladies and  
18 gentlemen, I think this now concludes our  
19 memorial service for Judge Raup. Thank you all  
20 very much for attending and, again, we want to  
21 express our sincere condolences to you, Ethan  
22 and Joe and Jay. We can't imagine your loss.

23 Court's adjourned.

24 (The service was concluded at 4:55 p.m.)

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