

LYCOMING REPORTER

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LYCOMING REPORTER

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THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

PUBLISHED EVERY FRIDAY BY
LYCOMING LAW ASSOCIATION

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Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

www.lycolaw.org

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SCHEDULED EVENTS

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

- 4/5/2023 – Law Day Committee Meeting:** *Judging 2023 Law Day entries.* **Time:** 12:00 PM to 1:00 PM.
- 4/10/2023 – Law Day Committee Meeting:** *Second day for judging 2023 Law Day entries, if needed.* **Time:** 12:00 PM to 1:00 PM.
- 4/12/2023 – Community Outreach & Activities Committee Meeting:** *Regular meeting.* **Time:** 12:00 PM to 1:00 PM.
- 4/18/2023 – Family Bar Brown Bag Committee Meeting:** *Regularly scheduled meeting of the Family Bar Committee.* **Time:** 12:00 PM to 1:00 PM.

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 4/13/2023 – 2 Live ETHICS Credits—Video Replay:** (1) *Elder Abuse: What is it and how is it corrected?* Presented by: Richard Albrecht; (2) *Eating, Sex and Exercise Disorders—When is enough enough?* Presented by: Brian Quinn, Esq. **CLE Credits:** 2 Ethics **Time:** 1:00 PM to 3:00 PM.
- 4/19/2023 – Hot Legal Ethics Topics 2023:** Presented by: Victoria White, Esq., PBA Ethics Counsel. **CLE Credits:** 1 Ethics **Time:** 12:00 PM to 1:00 PM.
- 4/27/2023 – 4 Live Credits—2 Ethics & 2 Substantive (Video Replay):** (1) *The Ethics of Trial Advocacy;* (2) *Don't Give Up Minutes Before the Miracle;* (3) *Dependency and GAL Work in Lycoming County;* (4) *Polygraph for the Criminal Practitioner.* **CLE Credits:** 2 Substantive and 2 Ethics **Time:** 1:00 PM to 5:00 PM.
- 5/17/2023 – Safeguarding Client Funds: IOLTA Accounts 101:** Presented by: Stephanie S. Libhart, PA IOLTA Board. **CLE Credits:** 1 Ethics **Time:** 12:00 PM to 1:00 PM.

The full text of the following Lycoming County Court opinions is reported at www.lycolaw.org/cases/search.asp

- ▶ **Hayes-Yearick vs. Yearick** (03/28/2023)—Judge Eric R. Linhardt
Divorce: Appeal; interpretation of post-divorce property settlement agreement; plain reading; credibility of the testimony; statute of limitations for contract claims; continuing obligations. (yearick032823Li) (Posted: March 28, 2023)
- ▶ **Bennett, White, Johnson, Acosta, Robinson, Fleming, Benson, Bacon, Gindraw, Lopez, Cotton v. Lycoming County Bar Association, Pa Bar Association, Butts, Lycoming County Narcotics Enforcement Unit, Shoemaker, Barnes, Bluth, Gardner and Prison Board** (03/24/2023)—Senior Judge David C. Klementik
Civil: Preliminary objections; service of process; failure to sign pleading; failure to verify pleading; attempt by non-lawyer plaintiff to represent multiple other plaintiffs; unauthorized practice of law; ability of pro se prisoner without formal training in the law to adequately represent the interests of a class in class action case; sufficiency of general averments that defendants used unreliable confidential informants in unidentified criminal cases; stringency of pleading standards applicable to pro se complaints; mandamus relief for adequate provision of a prison library; capable of repetition exception to mootness principle; viability of claim against bar association because it administers oaths to attorneys and meets with the president judge; prosecutorial immunity of district attorney; judicial immunity of president judge; viability of claim against prison board solicitor. (Bennett032423Klementik) (Posted: March 27, 2023)
- ▶ **Commonwealth vs. Moore** (03/22/2023)—Judge Nancy L. Butts
Criminal: Habeas corpus petition; prima facie evidence of drug delivery resulting in death; circumstantial evidence of defendant's connection with decedent about acquiring drugs and her contemporaneous death. (Moore032223bt) (Posted: March 23, 2023)
- ▶ **Commonwealth vs. Gadson** (03/08/2023)—Judge Ryan M. Tira
Criminal: Petition to transfer to juvenile court; weight to be given to statutory factors for decertification; age of defendant and sufficiency of time to address all rehabilitative needs; amenability to treatment, supervision, and rehabilitation. (Gadson030823t) (Posted: March 23, 2023)

- **Commonwealth vs. Morehart** (03/03/2023)—Judge Nancy L. Butts
Criminal: Appeal of sexually violent predator designation; waiver of issues for lack of specificity; finding of pedophilic disorder based on a single admitted incident. (Morehart030323bt) (Posted: March 23, 2023)

LOCAL RULES REVISIONS

The Lycoming County Court of Common Pleas has issued an order that makes major revisions to the local rules governing support, custody and divorce. The new rules are effective 30 days after publication in the Pa. Bulletin. The order has been published to the LLA Website, www.lycolaw.org/local-rules-recent-changes.

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MENTAL HEALTH REVIEW OFFICER

On behalf of President Judge Nancy L. Butts from the Courts of Lycoming County, the Lycoming-Clinton Mental Health/Intellectual Disability Program is seeking applications for the appointment of a Mental Health Review Officer for the purpose of conducting hearings under Sections 303-306, and inclusive, of the Mental Health Procedures Act of 1976, as amended.

Applicants must be members of the Bar of the Supreme Court of Pennsylvania and should, where possible, be familiar with the field of Mental Health. Such Officers will be expected to, on occasion, work outside of normal business hours and be able to travel to sites within and outside of Lycoming County for the purpose of conducting hearings. This is a part-time position, and the Officer will be an independent contractor.

Inquiries and further details may be directed to Jim Hicklin, County MH Program Director, Lycoming-Clinton MH/ID Program at jhicklin@joinder.org or by calling (570) 326-7895. Applicants should send a letter of interest, with resume or curriculum vitae, no later than Friday, April 14, 2023, to Jim Hicklin, County MH Program Director, Lycoming-Clinton MH/ID Program, Sharwell Building, 200 East Street, Williamsport, PA, 17701.

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LYCOMING

LAW ASSOCIATION

Need CLE Credits?

Join us for "Replay in the Afternoon" to earn credits and catch up on Eat & Earn presentations that you missed! This offering is considered "live" by the CLE Board.

This is an in-person CLE offering at the LLA Office. Seating will be limited. Submit registration and payment early to secure a seat.

April 13, 2023 from 1-3:00PM 2 Ethics Credits

(1) Elder Abuse: What is Elder Abuse and how is it corrected?
Presented By: Richard E. Albrecht
(2) Eating, Sex and Exercise Disorders
Presented By: Brian Quinn, Esq.
Registration Deadline: April 6, 2023

Cost to Attend

\$67 – Member
\$87 – Non-Member
\$57 – Paralegal

April 27, 2023 from 1-5:00PM 2 Ethics & 2 Substantive Credits

(1) The Ethics of Trial Advocacy
Presented By: Veronica Finkelstein, Esq.
(2) Don't Give Up Minutes Before the Miracle
Presented By: Laurie Besden, Esq.
(3) Dependency and GAL Work in Lycoming
By: Angela Campana Lovecchio & Trisha Hoover Jasper
(4) Polygraph 101 for the Criminal Practitioner
By: Ken Davis
Registration Deadline: April 20, 2023

Cost to Attend

\$134 – Member
\$174 – Non-Member
\$114 – Paralegal

Name: _____ ID Number: _____

E-mail Address: _____ Phone Number: _____

PAYMENT IN ADVANCE IS REQUIRED.
Late registrations will not be accepted and
no refunds will be given after the cut-off date.

Lycoming Law Association | 25 West Third Street, Suite 803 | Williamsport, PA 17701
Tele: 570-323-8287 | www.lycolaw.org | MFrey@lycolaw.org

ESTATE AND TRUST NOTICES

Notice is hereby given that, in the estates of the decedents set forth below, the Register of Wills has granted letters testamentary or of administration to the persons named. Notice is also hereby given of the existence of the trusts of the deceased settlors set forth below for whom no personal representatives have been appointed within 90 days of death. All persons having claims or demands against said estates or trusts are requested to make known the same, and all persons indebted to said estates or trusts are requested to make payment, without delay, to the executors or administrators or trustees or to their attorneys named below.

FIRST PUBLICATION**Fritz, William E., Sr.,** dec'd.

Late of Duboistown Borough.
Executor: Robert L. Fritz, 2937 Cochran Ave., Duboistown, PA 17702.
Attorneys: Jennifer M. Merx, Esquire, Skarlatos Zonarich, 320 Market St., Ste. 600 West, Harrisburg, PA 17101.

Hamman, Sabrina A., dec'd.

Late of Susquehanna Township.
Co-Administrators: Ji M. Hamman and Mindi L. Hoover c/o Tammy A. Weber, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Suite 105, Williamsport, PA 17701.
Attorneys: Tammy A. Weber, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Suite 105, Williamsport, PA 17701.

Herz, Robert H., II, dec'd.

Late of the Township of Loyalsock.
Executor: Woodlands Bank Trust & Investment Services, 2450 E. Third St., Williamsport, PA 17701.
Attorneys: Antonio D. Michetti, Esquire, Diehl, Dluze, Michetti & Michetti, 1070 Market Street, Sunbury, PA 17801.

LeVan, Norman P., Jr., dec'd.

Late of Muncy.
Executor: Mark L. James, III, 20432 SW 87th Court, Cutler Bay, FL 33189-7399.
Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 445 Elmira Street, Williamsport, PA 17701, (570) 321-0709.

Perciballi, Eleanor S., dec'd.

Late of Williamsport.
Executor: Woodlands Bank c/o Perciballi & Williams, LLC, 429 Market Street, Williamsport, PA 17701.
Attorneys: Scott T. Williams, Esquire, Law Offices of Perciballi & Williams, LLC, 429 Market Street, Williamsport, PA 17701.

Reed, Carolyn E., dec'd.

Late of Wolf Township.
Co-Executors: Mary M. Jordan, 212 Swisher Road, Unityville, PA 17774 and Walter S. Reed, 165 North Railroad Street, Hughesville, PA 17737.
Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

Rehn, Carol A., dec'd.

Late of Montoursville.
Executor: Arthur J. Rehn, 163 Woodland Ct., Montoursville, PA 17754.
Attorney: Richard G. Scheib, Esquire, 11 Reitz Blvd., Suite 102, Lewisburg, PA 17837-9293.

Sammarco, Frances B., dec'd.

Late of Loyalsock.
Settlor: Frances B. Sammarco.
Trustees: Leonard S. Sammarco and Frank J. Sammarco.
Attorneys: Julieanne E. Steinbacher, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Schurer, Carol A., dec'd.

Late of Jersey Shore.

Executor: Larry Brickley, 3460 Neaptime Path, The Villages, FL 32163.

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

Zechman, D. Alma, dec'd.

Late of the Township of Eldred.
Executrix: April R. Manley, 32 Caraway Drive, Cogan Station, PA 17728.
Attorney: Paul A. Roman, Esquire, 1700 Four Mile Drive, Williamsport, PA 17701.

SECOND PUBLICATION

Bennett, Carol M., 41-22-0330, dec'd.

Late of the Borough of Jersey Shore.
Administratrix: Canda Murphy c/o W. Jeffrey Yates, Esq., P.C., 425 Market Street, 2nd Floor, Williamsport, PA 17701.

Attorneys: W. Jeffrey Yates, Esq., P.C., 425 Market Street, 2nd Floor, Williamsport, PA 17701, (570) 322-4511, (570) 322-4556 (Fax), yateslaw@comcast.net.

Cuozzo, Darlene G., dec'd.

Late of the Township of Loyalsock.
Co-Executors: Stacey A. Cole, 2861 Four Mile Drive, Montoursville, PA 17754 and Tanga P. Brown, 1299 Windfield Drive, Williamsport, PA 17701.

Attorney: None.

Holmes, Herbert Carl, dec'd.

Late of Hughesville.
Executor: Bryan L. Holmes c/o Luschas, Naparsteck & Crane, LLP, 120 W. Main Street, Bloomsburg, PA 17815.

Attorneys: C. Brian Crane, Esquire, Law Offices of Luschas, Naparsteck & Crane, LLP, 120 W. Main Street, Bloomsburg, PA 17815.

Nesbitt, Nancy J., dec'd.

Late of Williamsport.
Executrix: Elizabeth E. Churchill, 301 Glenwood Ave., Williamsport, PA 17701.

Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 445 Elmira Street, Williamsport, PA 17701, (570) 321-0709.

THIRD PUBLICATION

Boyles, Laura M. a/k/a Laura May Boyles, dec'd.

Late of Penn Township.
Executor: Robert C. Boyles, 258 Mountain Road, Muncy, PA 17758.
Attorneys: Landon R. Hodges, Esquire, Steinbacher, Goodall & Yurchak, 243 Second St., P.O. Box 114, Wyalusing, PA 18853, (570) 746-3844.

Economu, Margaret L., dec'd.

Late of Loyalsock Township.
The Economu Irrevocable Residential and Income Trust, dated February 17, 2010.
Co-Trustees: Peggy Nail, 3929 NW 57th Street, Coconut Creek, FL 33073 and Betty Lou Wheeland, 2006 Lincoln Dr., Williamsport, PA 17701.

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

Hershberger, Harold D., Jr., dec'd.

Late of the Township of Loyalsock.
Executrices: Susan H. Newcomer and Pamela H. Jensen a/k/a Pamela R. Jensen c/o McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

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

Hershberger, Joyce S., dec'd.

Late of the Township of Loyalsock.

Executrices: Susan H. Newcomer and Pamela H. Jensen a/k/a Pamela R. Jensen c/o McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

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

Kurtz, Kathleen G. a/k/a Kathleen Grace Kurtz, dec'd.

Late of the Township of Armstrong. Executor: Steven L. Kurtz, 45 French Settlement Road, South Williamsport, PA 17702.

Attorney: Paul A. Roman, Esquire, 1700 Four Mile Drive, Williamsport, PA 17701.

Levan, B. Arlene, dec'd.

Late of Williamsport.

Executrix: Kathleen G. Lamey, 1380 Quarry Road, Jersey Shore, PA 17740.

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

Sarno, Sylvia Starr a/k/a Sylvia S. Sarno, dec'd.

Late of the Borough of South Williamsport.

Executor: Robert G. Sarno c/o McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

Attorneys: Elizabeth A. White, Esquire, McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

FILING ARTICLES OF INCORPORATION

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed on March 14, 2023 with the Department of State of the Commonwealth of Pennsyl-

vania, Harrisburg, Pennsylvania for the purpose of obtaining a Certificate of Incorporation for a domestic non-profit corporation to be organized under the Pennsylvania Non-Profit Corporation Law of 1988, as amended. The name of the corporation is:

MAPLE SPRINGS CHURCH

548 Grimesville Road, Williamsport, Lycoming County, Pennsylvania 17701.

The corporation has been organized exclusively as a church for religious and missionary purposes and to engage in and do any lawful act concerning any or all lawful business for which corporations may be incorporated under the Pennsylvania Non-Profit Corporation Law of 1988, as amended.

LAYNE R. ODEN, ESQUIRE

ATTORNEY AND
COUNSELOR AT LAW, P.C.

Nine South Main Street
Muncy, PA 17756

(570) 546-5188

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FILING OF CERTIFICATE OF ORGANIZATION OF LLC

NOTICE IS HEREBY GIVEN that a Certificate of Organization was filed on or about January 5, 2023, with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, for the purpose of obtaining a Certification of Organization for a limited liability company, organized under the Pennsylvania Limited Liability Company Act, Act 2016-170, as amended. The name of the limited liability company is:

ROSS-N-ROSEBUD, LLC

The purpose for which the corporation was organized is: To own, manage, develop, sell, or rent real estate or otherwise engage in any activity relating thereto.

SCOTT T. WILLIAMS, ESQUIRE
LAW OFFICES
PERCIBALLI & WILLIAMS, LLC
429 Market Street
Williamsport, PA 17701

M-31

SERVICE BY PUBLICATION

In the Court of Common Pleas of
Lycoming County
Civil Action

NO. CV22-00438

MORTGAGE FORECLOSURE

WOODLANDS BANK

Plaintiff

vs.

DANIEL E. FOULKROD, JR.,
known surviving heir of
Daniel E. Foulkrod et al.

Defendants

Directed to: Unknown Surviving Heirs of
Daniel E. Foulkrod, Sr.

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the following pages, you must take action within 20 days after this Complaint and Notice are served, by entering a written appearance personally or by an attorney and filing, in writing with the court, your defenses and objections to the claims set forth against you. **YOU ARE WARNED** that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

This Foreclosure Action concerns the land herein described.

ALL that certain piece, parcel or lot of land situate in the Second Ward of the Borough of South Williamsport, County of Lycoming and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point in the northern line of West Southern Avenue, said point being north seventy-two (72) degrees east, forty-five (45) feet from the dividing line now or formerly of Rev. C. F. Heim and Mrs. Beryl Deneil; thence along the east line of land now or formerly of the said Mrs. Deneil, north eighteen (18) degrees west, one hundred forty (140) feet to the southern line of the right-of-way of the Pennsylvania Railroad; thence along same north seventy-two (72) degrees east, twenty-two and five tenths (22.5) feet to a point; thence along land now or formerly of Harry A. Rhian, Jr. and wife, south eighteen (18) degrees east, one hundred forty (140) feet, the same being also through the center wall of a brick dwelling house thereon to the northern line of West Southern Avenue aforesaid; thence along the same south seventy-two (72) degrees west, twenty-two and five tenths (22.5) to the point or place of beginning.

BEING the same premises granted and conveyed unto Daniel E. Foulkrod, Sr., by deed of Citibank, N.A., as Trustee for the Registered Holders of Bear Stearns Asset Back Securities I Trust 2005-CL1, Asset-Backed Certificates, Series 2005-CL1, by its Attorney-in-fact Ocwen Loan Servicing LLC f/k/a Ocwen Federal Bank FSB, said deed dated September 22, 2008 and recorded October 13, 2008 in Lycoming County record Book 6480, page 204.

Tax Parcel No. 52-001-358 and being known as 344 West Southern Avenue, South Williamsport, PA 17702.

YOU SHOULD TAKE THIS PAPER
TO YOUR LAWYER AT ONCE. IF
YOU DO NOT HAVE A LAWYER
CONTACT:

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

IF YOU CANNOT AFFORD A
LAWYER, YOU MAY BE ELIGIBLE FOR
LEGAL AID THROUGH:

North Penn Legal Services Office
Penn Tower Bldg.
25 West Third Street
Suite 400
Williamsport, PA 17701
(570) 323-8741

THOMAS A. BURKHART, ESQUIRE
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& HALL

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433 Market Street
Williamsport, PA 17701
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PERIODICAL PUBLICATION

* Dated Material. Do Not Delay. Please Deliver Before Monday, April 3, 2023