

LYCOMING REPORTER

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TABLE OF CONTENTS

BAR NEWS	LEGAL ADVERTISEMENTS
Court Opinions..... 3	Estate & Trust Notices..... 5
	Confirmation of Accounts..... 7
	Name Change Notice..... 7
	Service by Publication..... 7

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EDITOR: Gary L. Weber • BUSINESS MANAGER: Michele S. Frey

Penn Tower
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Telephone: (570) 323-8287
Fax: (570) 323-9897
Website: www.lycolaw.org

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Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

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

- ▶ **Danko Holdings, LP and Klingerman vs. J.C. Forestry Inc., Corl and Wheeland Lumber Company** (09/14/2020)—Judge Marc F. Lovecchio
Civil: Petition to compel arbitration; Pennsylvania Uniform Arbitration Act; waiver by participating in pleading and motions practice, and by engaging in discovery; requesting arbitration only as an alternative to its preferred option of winning a favorable ruling from the trial court. (Danko091420L) (Posted: September 16, 2020)
- ▶ **MA (Mother) vs. JH** (09/09/2020)—Judge Ryan M. Tira
Family: Protection from abuse hearing; competency of child to testify; admissibility of child's hearsay statement; susceptibility to suggestions made by the questioning. (MA090920t) (Posted: September 12, 2020)
- ▶ **Commonwealth vs. Artley** (09/11/2020)—Judge Nancy L. Butts
Criminal: Habeas corpus petition; sufficient evidence to establish attempted murder; specific intent requirement; firing a deadly weapon out of a vehicle at a group of four individuals; recklessly endangers another person; prima facie case. (Artley091120BT) (Posted: September 12, 2020)
- ▶ **Rand Lepley Building Contractor, Inc. d/b/a Wetzel Building Co. vs. Woodruff** (09/08/2020)—Judge Ryan M. Tira
Civil: Preliminary objections; mechanic's lien claim; impact of stipulation against liens; contract interpretation; intent of parties. (Rand090820t) (Posted: September 9, 2020)
- ▶ **Commonwealth vs. Lane** (09/08/2020)—Judge Ryan M. Tira
Criminal: Motion in limine; bad acts evidence; admissibility of nolo contendere plea; evidence of similar criminal episode; balancing probative value of evidence of prior bad acts against its prejudicial impact; establishing intent, absence of mistake or lack of accident. (Lane090820t) (Posted: September 9, 2020)

► Fausnaught vs. UPMC Susquehanna & Klock (09/09/2020)—Judge

Eric R. Linhardt

Civil: Preliminary objections to amended complaint; duty of care under the Pennsylvania Health Care Facilities Act and the common law to develop and implement policies and procedures to restrict access to protected health information; private cause of action under act; negligence per se; sufficiency of complaint to plead negligent supervision claim; notice of prior conduct; rule against serial objections; statute designed to protect the public generally; violation of Unfair Trade Practices Act with claimed deceptive material in privacy notice; punitive damages claim based on conclusory allegations; motion to compel deposition of HIPAA Compliance/Privacy Officer because of specific instance of unrelated, improper disclosure of medical records; discovery that is overbroad, vague, unduly burdensome and unreasonably invasive of the private medical information; motion to strike preliminary objections due to late receipt of brief by opposing counsel because of mail delay; use of e-mail to serve filed documents. (Fausnaught090920Li) (Posted: September 9, 2020)

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

Douty, James E., dec'd.

Late of Williamsport.

Executrix: Amy D. Miller, 111 Monell St., Penn Yan, NY 14527.

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

Hertel, John C., Sr., dec'd.

Late of the Township of Old Lycoming.

Executor: Stephen H. Hertel, Sr., 1013 Isabella Street, Williamsport, PA 17701.

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

SECOND PUBLICATION

Baker, Donald L., dec'd.

Late of Williamsport.

The Donald L. and Eva Mae Baker Protector Trust, Dated January 17, 2017.

Settlor: Donald L. Baker.

Trustees: Roger E. Baker and Randy S. Baker.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Bones, Salvatore, Jr., dec'd.

Late of Hughesville.

The Salvatore Bones Real Estate Income Only Protector Trust, Dated 3/21/2019, The Salvatore Bones Protector Trust, Dated 3/21/2019 and The Salvatore Bones Primary Residence Protector Trust, Dated 3/21/2019.

Settlor: Salvatore Bones, Jr.

Trustee: Beth B. Wilson.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Minier, Wesley T., dec'd.

Late of Hughesville.

Executor: Jay W. Minier, 1339 Fairview Road, Unityville, PA 17774.

Attorneys: Bradley S. Hillman, Esquire, Casale & Bonner, P.C., 331 Elmira Street, Williamsport, PA 17701, (570) 326-7044.

Smith, Margaret E., dec'd.

Late of Williamsport.

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

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

THIRD PUBLICATION

Cunningham, Albert J., dec'd.

Late of Williamsport.

Executrix: JoAnne E. Cunningham, 9120 State Route 87, Williamsport, PA 17701.

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

Gatsche, Max A. a/k/a Max A.**Gatsche, Sr.**, dec'd.

Late of Duboistown Borough.
 Executor: Mark A. Gatsche c/o Ann S. Pepperman, Esquire, 835 West Fourth Street, Williamsport, PA 17701.

Attorneys: Ann S. Pepperman, Esquire, McCormick Law Firm, 835 West Fourth Street, Williamsport, PA 17701.

Gilbert, Martha L., dec'd.

Late of Montoursville.

The Martha L. Gilbert Protector Trust, Dated 8/31/2015 and the Martha L. Gilbert Oil and Gas Protector Trust, Dated 9/8/2015.

Settlor: Martha L. Gilbert.

Trustee: Richard W. Gilbert.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Graw, Cheri L., dec'd.

Late of the City of Williamsport.

Administrator: Daniel R. Graw, PSC 559, Box 6956, FPO, AP 96377.

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

Haas, George W., Jr., dec'd.

Late of the City of Montoursville.

Executor: Ronald S. Gingery.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Huling, Elinor F., dec'd.

Late of the City of Williamsport.

Executor: Kenneth O. Huling.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Johnson, Nancy C., dec'd.

Late of Fairfield Township.

Executrix: Cynthia J. Fay.

Attorneys: Rinaldo A. DePaola, Esquire, Griffin, Dawsey, DePaola & Jones, P.C., 101 Main Street, Towanda, PA 18848, (570) 265-2175.

McStay, Lester Robert, dec'd.

Late of Williamsport.

Administrator: John McStay c/o Patricia A. Shipman, Esquire, Susquehanna Law Group, Inc., 25 W. Third St., #300, Williamsport, PA 17701.

Attorneys: Patricia A. Shipman, Esquire, Susquehanna Law Group, Inc., 25 W. Third St., #300, Williamsport, PA 17701, (570) 601-6636.

Ohnmeiss, Marian, dec'd.

Late of the City of Montoursville.

Executrix: Barbara J. Butler.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Sweeley, Dorothy M. a/k/a Dorothy Marie Sweeley, dec'd.

Late of Williamsport.

Executrix: Donna M. Phillips, 222 Aderhold Drive, Hughesville, PA 17737.

Attorney: Scott A. Williams, Esquire, 57 East Fourth Street, Williamsport, PA 17701.

Tilburg, Benjamin H., Jr. a/k/a Benjamin H. Tilburg, dec'd.

Late of Montoursville.

Executrix: Gloria J. Dieffenbacher f/k/a Gloria J. Hackenburg, 1298 Mulberry Street, Montoursville, PA 17754.

Attorneys: Anthony J. Grieco, Esquire, Elion, Grieco, Carlucci & Shipman, P.C., 125 East Third Street, Williamsport, PA 17701.

Winder, Daniel Ellis, III, dec'd.

Late of Muncy.

Executor: Debra Lynn Snyder c/o Patricia A. Shipman, Esquire, Susquehanna Law Group, Inc., 25 W. Third St., #300, Williamsport, PA 17701.

Attorneys: Patricia A. Shipman, Esquire, Susquehanna Law Group, Inc., 25 W. Third St., #300, Williamsport, PA 17701, (570) 601-6636.

Orphans' Court of Lycoming County for Confirmation Absolute October 6, 2020 unless exceptions are filed before 5:00 P.M. on that date.

1. Rundio, John L., Estate—Vincent Rundio, Executor.

2. Gaffney, Dale, Estate—Robert E. Ruffaner, Administrator.

David A. Huffman

Register of Wills

S-4, 11, 18, 25

Worobec, Russell N., dec'd.

Late of Montoursville.

The Worobec Investment Protector Trust, Dated December 13, 2011, the Russell N. and Elsie P. Worobec Primary Residence Protector Trust, Dated December 13, 2011 and the Russell N. and Elsie P. Worobec Real Estate Protector Trust, Dated December 13, 2011.

Settlor: Russell N. Worobec.

Trustee: Woodlands Bank.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

**INTENTION TO
CHANGE NAME**

In the Court of Common Pleas of
Lycoming County, Pennsylvania

NO. 20-0780

In re: Name Change
of Thomas Edward Krajewski

NOTICE IS HEREBY GIVEN that on August 11, 2020, a Petition was filed in the Lycoming County Court of Common Pleas, praying for a decree changing the name of Thomas Edward Krajewski to Tiffany Elaine Krajewski.

The Court has fixed October 1, 2020 at 2:00 p.m. in Courtroom number 2 of the Lycoming County Courthouse, 48 West Third Street, Williamsport, Pennsylvania 17701 as the time and place for the hearing on said petition, when and where all persons interested may appear and show cause, if any they have, why the prayer of the petitioner should not be granted.

S-18

Zobel, Linda T., dec'd.

Late of the City of Muncy.

Executrix: Jennifer L. Sobjak.

Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

**REGISTER OF WILLS
CONFIRMATION OF
ACCOUNTS**

NOTICE IS HEREBY GIVEN to all parties interested that the following Accounts together with all Statement of Proposed Distribution accompanying the same have been filed in the Office of the Register of Wills and Clerk of Orphans' Court are presented to the

SERVICE BY PUBLICATION

In the Court of Common Pleas of
Lycoming County, Pennsylvania
Civil Action—Law

NO.: 19-1569

HOWLING HILLS REALTY, L.P.,
a Pennsylvania Limited Partnership
Plaintiff

vs.

JOHN F. RINGLER, JR. and CANDY
K. RINGLER, husband and wife; GLEN
D. WALTZ; and unknown persons
claiming any right, lien, title or interest
in the within described real property
Defendants

ACTION TO QUIET TITLE

To: all unknown persons claiming any
right, lien, title or interest in the within
described real estate

All that certain piece, parcel, and
lot of land situate in Lewis Township,
Lycoming County, Pennsylvania and
shown upon a plan by the Larson Design
Group, file 12073-001, bounded and
described as follows:

Beginning at a point in the center
of Ringler Road (a private drive) at the
northeast corner of lands of John F., Jr.
& Candy K. Ringler, said point being the
northwest corner of the parcel herein
described;

Thence from the point and place of
beginning and along the centerline of
said Ringler Road the following five (5)
courses and distances:

- 1. N 32° 19' 15" E, 16.52' to a point;
- 2. N 43° 35' 40" E, 42.77' to a point
- 3. N 58° 11' 31" E, 36.18' to a point;
- 4. N 70° 36' 43" E, 33.48' to a point;
- 5. N 74° 11' 08" E, 36.13' to a point

at a corner of lands of Howling Hills
Realty, L.P.;

Thence along a northern line of said
Howling Hills Realty L.P., S 55° 50' 38"
W, 160.00' to a point on line of lands
of said John F. Jr. & Candy K. Ringler;

Thence along the lands of said Ring-
ler, N 31° 48' 52" W, 5.72' to the point
and place of beginning.

Containing 2,289 square feet of land.

NOTICE IS HEREBY GIVEN that
on September 1, 2020, the Court of
Common Pleas of Lycoming County in
the above matter entered a Preliminary
Judgment in which it gave you and each
of you thirty (30) days from the date of
the Order within which to commence
an action in ejectment in the Court of
Common Pleas of Lycoming County to
establish any right, lien, title or inter-
est which you may have in connection
with the land described in Plaintiffs'
Complaint and failing to do so, you
are forever barred from asserting any
right, lien, title or interest in Plaintiffs'
land inconsistent with the ownership
of Plaintiffs' land upon the filing of a
Praecipe by the Plaintiffs to enter final
judgment in Plaintiffs' favor.

**WARNING: FINAL JUDGMENT
MAY BE ENTERED AGAINST YOU
UNLESS YOU TAKE SUCH ACTION
AS THE ABOVE MENTIONED ORDER
DIRECTS WITHIN 30 DAYS FROM
THE DATE OF THE ORDER. IN THE
EVENT NO ACTION IS TAKEN BY
THE DEFENDANTS WITHIN THE
30-DAY PERIOD, THE PROTHONO-
TARY IS DIRECTED, ON PRAECIPE
OF THE PLAINTIFF, TO ENTER FINAL
JUDGMENT.**

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

Pennsylvania Bar Association
Lawyer Referral Service
100 South Street
P.O. Box 186
Harrisburg, PA 17108-0186
(800) 692-7375

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

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

CHRISTOPHER H. KENYON,
ESQUIRE
I.D. #311370
McCORMICK LAW FIRM
Attorneys for Plaintiff

835 West Fourth Street
Williamsport, PA 17701
(570) 326-5131

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has been published.**





PERIODICAL PUBLICATION

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