# LYCOMING REPORTER

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# TABLE OF CONTENTS

Bar News	LEGAL ADVERTISEMENTS
LLA Upcoming Events and	Estate & Trust Notices8
Continuing Legal Education 3	Incorporation NoticeII
Court Opinions4	•
Notice to Profession 6	

# LYCOMING REPORTER

(USPS 322-900) THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

# PUBLISHED EVERY FRIDAY BY LYCOMING LAW ASSOCIATION

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# LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 803 Williamsport, PA 17701 www.lycolaw.org



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# SCHEDULED EVENTS

- Additional information about any of these events is available on the Lycoming Law Association website at www.lycolaw.org.
- 3/22/2022 Family Law Committee Meeting. Regularly scheduled Family Law Committee "brown bag lunch" meeting. Time: 12:00 PM to 1:00 PM.
- 3/28/2022 Executive Committee Meeting. Monthly Executive Committee meeting. Time: 12:00 PM to 1:00 PM.
- 4/13/2022 Community Outreach Committee Meeting. Quarterly meeting of the Community Outreach Committee. Time: 12:00 PM to 1:00 PM.

# Upcoming Lycoming County CLE Opportunities

- 3/29/2022 Eating, Sex and Exercise Disorders—When Enough Isn't Enough: Presented by Brian Quinn, Esq. (Lawyers Concerned for Lawyers). Food, sex and exercise all may involve a variety of commonly enjoyed experiences that are healthy, essential parts of our lives. But when any of them become a major focus in your life, are difficult to control, and are disruptive or harmful to you or others, they may be considered part of a compulsive disorder or addictive behavior. When enough is no longer enough. If behavior results in damage to self-esteem, relationships, career or your physical or mental health, you may need help to manage it. Read the flyer. CLE Credits: 1 Ethics Time: 11:45 AM to 12:45 PM.
- 4/20/2022 Pro Bono, Civil Legal Aid and Volunteering in Challenging Times: Eat and Earn. Presented by: David Trevaskis, Esq. and Lori Molloy, Esq. Details forthcoming. CLE Credits: | 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

- ► Wolfe vs. Sweet (02/17/2022)—Judge Ryan M. Tira Custody: Appeal. (Sweet021722t) (Posted: February 24, 2022)
- ▶ Commonwealth vs. Cradle (02/15/2022)—Judge Ryan M. Tira Criminal: Motion to dismiss charges; Rule 600; suspension of rules due to COVID-19; exclusion of time due to defendant's request for continuance. (Cradle021522t) (Posted: February 24, 2022)
- ► Commonwealth vs. \$7,782.00 U.S. Currency (02/22/2022)—Judge Ryan M. Tira

Civil: Petition for forfeiture and condemnation; burden to prove seized money was or was intended to be used in violation of controlled substance laws; proof of nexus between pertinent unlawful activity and property subject to forfeiture; shifting burden to prove funds acquired legally; lack of arrest of party from whom money seized. (\$7782USCurrency0222222t) (Posted: February 24, 2022)

► Commonwealth vs. Holmes (02/17/2022)—Judge Ryan M. Tira Criminal: Post Conviction Relief Act petition; motion to remove assistant district attorney from case due to potential conflict; issues previously unsuccessfully litigated; inapplicability of corpus delicti rule in case where there is no confession; constitutionality of cell phone search where trooper never actually saw contents of phone; claimed structural errors; presumption of innocence requiring garb of innocence; presence of sheriff deputy; prejudice; sequestration of Commonwealth's designated representative; sufficiency of evidence of trafficking minor for sexual servitude; effectiveness of counsel; need to provide search warrant affidavit at time of preliminary hearing; specificity of allegations of ineffectiveness or prejudice; failure of counsel to raise non-meritorious issues; issues involving speculation; proper venue where case filed in location where incriminating text messages were received; reasons for judicial recusal; prejudice of failure of counsel to advise defendant during representation that he was running for district attorney; claimed denial of opportunity to access requested exculpatory material where defendant failed to establish the existence of the material or Commonwealth possession; burden to prove misrepresentations in police affidavits; sufficiency of affidavits of probable cause; after-discovered evidence used solely for the impeachment of witness credibility. (Holmes021722t) (Posted: February 24, 2022)

# ► Commonwealth vs. Shoop (02/17/2021)—Judge Ryan M. Tira

Criminal: Post-sentence motion; sufficiency and weight of evidence that defendant was one committing burglaries; prerogative of jury to believe trial testimony over prior inconsistent statements; lack of DNA evidence; determination of whether after-discovered evidence would have compelled a different verdict; claimed manifestly unreasonable, unnecessarily excessive and unjust sentence; discretion to impose consecutive or concurrent sentences; sentencing for separate burglaries. (Shoop021722t) (Posted: February 23, 2022)



You can read the digital version of the Lycoming Reporter on any device at Lycolaw.org

Digital issues are archived back to January, 2017



# HON. MARC LOVECCHIO (Ret.) Mediator & Arbitrator



- Judge Lovecchio is a Certified Mediator through the U.S. District Court for the Middle District of Pa.
- He was elected to the bench in 2009 and served for 12 years.
- Judge Lovecchio mediated and arbitrated countless civil cases including

personal injury, employment, construction, custody, land disputes, and commercial.

- While on the bench, he presided over numerous non-jury trials and hearings involving a broad array of civil and family matters including personal injury, medical malpractice, construction disputes, land disputes, employment disputes, contract disputes, oil and gas disputes and estate disputes.
- Judge Lovecchio received the 2020-21 Crowbar Award presented by the Pennsylvania Conference of State Trial Judges.
- Judge Lovecchio was appointed by the Supreme Court to the Pennsylvania Criminal Rules Committee, the ad hoc Pennsylvania Pandemic Trial Court Management Committee, the IFP Committee, and the Pennsylvania representative judge to the National Opioid Task force training.

To schedule a case please email <u>mcarney@adroptions.com</u> or call 215-564-1775





MEDIATION

ARBITRATION





# Legal Aid Attorney—hourly opportunity

North Penn Legal Services is seeking an attorney to help with cases in Clinton, Tioga and Lycoming counties on an hourly basis.

For more job details go to www.northpennlegal.org/about/careers. EOE

F-25: M-4



Introduction: The Constitution is a dynamic document. It not only outlines a blueprint for government, but also delegates power, articulates rights, and offers mechanisms for change. It is neither perfect, nor exhaustive. Defining and refining the Constitution might be our oldest national tradition as we work together toward a more perfect Union.

Essay Contest: What is it about the Constitution that makes it important to us today? What amendments or changes do you think should be made to it?

 $\begin{array}{l} Grades~K\text{--}5-Not~to~exceed~300~words. \\ Grades~6\text{--}12-Not~to~exceed~1,\!000~words. \end{array}$ 

Art Contest: Art projects can be about the Constitution or any of its amendments.

Art projects include posters, dioramas, videos, poems, creative writings, photography, songs etc.

Art submissions should not be any larger than 4 feet by 4 feet. Video or song submissions may not exceed five minutes.

Deadline: March 31, 2022, by 12:00PM

All essay entries must be submitted electronically to the Lycoming Law Association via email to <a href="MFrey@lycolaw.org">MFrey@lycolaw.org</a>. Art entries can be mailed or delivered to the Lycoming Law Association at 25 West Third Street, Suite 803, Williamsport, PA 17701. If a student is unable to submit an essay entry electronically, other arrangements can be made by contacting Michele Frey at 570-323-8287.

Required Coversheet: A Lycoming County Law Day coversheet <u>must</u> be included with each entry. Do not place any identifying information on the front of entries.

<u>Celebration</u>: The winners of the 2022 Law Day Contest are invited to present their essays and art, and collect their cash prizes, at the Lycoming County Law Day Celebration held on <u>May 6, 2022 at 4:00PM</u> in Courtroom #1 at the County Courthouse.

Magisterial District Judge Christian Frey, the LLA's Law Day Chairman, is willing to speak to students and teachers about Law Day. If you would like to make arrangements for Judge Frey to visit your school/classroom, please contact the LLA at 570-323-3768.



A special essay contest through the Third Circuit has been announced for all 5<sup>th</sup> and 6<sup>th</sup> graders! U.S. Magistrate Judge Arbuckle will be judging those entries and holding an event for winners in the Federal Courthouse. For more information, go to: <a href="https://www.pamd.uscourts.gov/news/third-circuit-essay-contest-5th-and-6th-grade-students-%E2%80%9Cwhat-does-rule-law-mean-you-and-our">https://www.pamd.uscourts.gov/news/third-circuit-essay-contest-5th-and-6th-grade-students-%E2%80%9Cwhat-does-rule-law-mean-you-and-our</a>

## **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

# Comer, Harry L., Jr., dec'd.

Late of the Borough of Montours-ville.

Co-Administratrices: Kristin L. Troutman, 1016 East Main Street, Hegins, PA 17938 and Christine M. Comer, 822 Main Street, Lykens, PA 17048.

Attorneys: Rachel A. Wiest Benner, Esquire, Wiest, Wiest Benner & Rice, LLC, 5 North Second Street, Sunbury, PA 17801, (570) 286-4022.

# Deppen, Arlene B., dec'd.

Late of Lycoming County.
Executor: M&T Bank 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.

# Frey, Darwin J. a/k/a Tex Frey, dec'd.

Late of Upper Fairfield Township. Administratrix: Caitlyn Frey c/o Andrew S. Rusniak, Esquire, McNees Wallace & Nurick LLC, 570 Lausch Lane, Suite 200, Lancaster, PA 17601.

Attorneys: McNees Wallace & Nurick LLC.

# Harris, Chester C., dec'd.

Late of Jersey Shore.

Administratrix: Cathy L. Hendricks, 353 Thompson Street, Jersey Shore, PA 17740.

Attorneys: Frederick D. Lingle, Esquire, Attorney-at-Law, 310 East Water Street, Lock Haven, PA 17745.

# Kilpatrick, Mary L., dec'd.

Late of the Borough of Jersey Shore. Executor: Dennis E. Kilpatrick, 402 Cemetery Street, Jersey Shore, PA 17740.

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

# Lesko, Ruth R., dec'd.

Late of the Township of Loyalsock. Executrix: Christine R. Sneeringer, 126 Drummer Drive, New Oxford, PA 17350.

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

# Reeder, Jean V., dec'd.

Late of Williamsport.

Executors: Tanya A. Blaker, 815 Lincoln Ave., Williamsport, PA 17701, Pamela J. Baxter, 63 Baxter Road, Montoursville, PA 17754 and Kay S. Taylor, 320 Mulberry St., Apt. B, Montoursville, PA 17754.

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

# Ressler, Jeannie M., dec'd.

Late of Piatt Township.

Executrix: Melinda Bonnell 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.

# Rosser, Carolyn B., dec'd.

Late of Lycoming County.

Executor: Carolyn R. Smith 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.

# Schooley, Robert G., dec'd.

Late of South Williamsport. Co-Executors: Thomas Schooley, 200 Chaapel Mountain Road, Cogan Station, PA 17728 and John Schooley, 256 Whistle Stop Road, Clarkdale, AZ 86324.

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

Torelli, Stephen J., Sr., dec'd.
Late of the Township of Penn.
Executor: Michael S. Torelli.
Attorneys: Julieanne E. Steinbacher,
Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard,
Williamsport, PA 17701.

### Webb, Donald J., dec'd.

Late of Muncy Creek Township. Executor: Norman M. Lubin c/o Bret J. Southard, Esquire, Casale, Bonner, Hillman & Southard, P.C., 331 Elmira Street, Williamsport, PA 17701. Attorneys: Bret J. Southard, Esquire, Casale, Bonner, Hillman & Southard, P.C., 331 Elmira Street, Williamsport, PA 17701.

# Wenner, Paul E., Jr., dec'd.

Late of the City of Williamsport. Administrator: Paul D. Wenner, Sr., Williamsport, PA. Attorney: William J. Miele, Esquire, 1319 Campbell Street, Williamsport, PA 17701.

### SECOND PUBLICATION

# Emerick, Brian L., dec'd.

Late of Jersey Shore.

Administratrix: Ashlee C. Emerick, 3741 State Route 287 Hwy., Jersey Shore, PA 17740.

Attorney: Leroy H. Keiler, III, Esquire, I 10 Oliver Street, Ste. 2, P.O. Box 263, Jersey Shore, PA 17740, (570) 398-2750.

# Fry, David L., Jr., dec'd.

Late of Montgomery Borough. Executrix: Bonnie A. Benjamin c/o James T. Baldwin, Esquire, Baldwin & Baldwin, LLC, 42 South Front Street, Milton, PA 17847.

Attorneys: James T. Baldwin, Esquire, Baldwin & Baldwin, LLC, 42 South Front Street, Milton, PA 17847.

# Gordon, Alfred a/k/a Alfred Gordan, 41-22-0052, dec'd.

Late of Wolf Township.
Executor: Gregory L. Gilbert c/o
Malee Law Firm, P.C., 310 East Third
Street, Williamsport, PA 17701.
Attorneys: Malee Law Firm, P.C.,
310 East Third Street, Williamsport,
PA 17701.

# **Grieco, Carmine A.,** dec'd. Late of Wolf Township.

Executor: Vincent J. Grieco, 375 Chel Drive, Hughesville, PA 17737. Attorneys: Thomas D. Hess, Esquire, Hess and Hess, P.C., 30 South Main Street, Hughesville, PA 17737.

# **Grimshaw, Nancy C.,** dec'd. Late of Williamsport.

Executor: Arthur Grimshaw, 15 Hiawatha Drive, Guilderland, NY 12084.

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

# Haag, Linda L., dec'd.

Late of Williamsport.

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

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

# Hauke, Robert E., Sr., dec'd.

Late of the Township of Loyalsock. Executrix: Nancy S. Hauke, 2100 Blair Street, Williamsport, PA 17701. Attorney: Paul A. Roman, Esquire, 1700 Four Mile Drive, Williamsport, PA 17701.

# Kiessling, David L., dec'd.

Late of the City of Williamsport. Executor: Karl K. Kiessling, 302 E. Howard Street, Viola, DE 19979. Attorney: Paul A. Roman, Esquire, 1700 Four Mile Drive, Williamsport, PA 17701.

## Knauber, Ann L., dec'd.

Late of the Township of Loyalsock. Executrix: Susan A. Branton, 834 Mosquito Valley Road, S. Williamsport, PA 17702.

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

# Myers, Deborah A., dec'd.

Late of Wolf Township.

Executor: Edgar W. Myers, 1685 State Route 405 Highway, Hughesville, PA 17737.

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

# Myers, Jean A., dec'd.

Late of Williamsport.

Co-Administratrix: JoAnn L. Fedor, 5220 Carriage Path Drive, Schnecksville, PA 18078.

Co-Administrator: David L. Myers, 752 Ridge Road, Montgomery, PA 17752.

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

# Schamberg, Helen M., dec'd.

Late of the Borough of Montours-

Executors: William J. Schamberg, 1408 Broad Street, Montoursville, PA 17754 and Barbara A. Burchanowski, 161 Dogwood Lane, Hughesville, PA 17737.

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

# Tressler, Carol Viola a/k/a Carol V. Tressler, dec'd.

Late of Jersey Shore.

Executor: James Andrew Tressler, 726 Long Lane, Jersey Shore, PA 17740.

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

## THIRD PUBLICATION

## English, Timothy L., dec'd.

Late of Trout Run.

Administratrix: Tonya L. Gair, 1929 Murray Run Road, Trout Run, PA 17771.

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

# Hurlbutt, Cornelius A., dec'd.

Late of Porter Township.

Administratrix: Martha B. Harris, 128 South Main Street, Jersey Shore, PA 17740.

Attorneys: Dale A. Tice, Esquire, Carpenter, Harris & Flayhart, 128 S. Main St., P.O. Box 505, Jersey Shore, PA 17740.

# **Keen, Eva T.,** dec'd.

Late of Williamsport. Administratrix: Erin M. Rhinehart, 977 Routh 204, Selinsgrove, PA 17870.

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

# Prior, William Stephen, dec'd.

Late of Linden.

Executrix: Linda A. Prior c/o Rudinski, Orso & Associates, P.C., 339 Market Street, Williamsport, PA 17701.

Attorneys: Joseph F. Orso, III, Esquire, Rudinski, Orso & Associates, P.C., 339 Market Street, Williamsport, PA 17701, (570) 321-8090.

# Smith, Geoffrey A., dec'd.

Late of Williamsport.

Executor: Matthew Smith 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.

# Wenner, Robert F., dec'd.

Late of Williamsport.

Executor: Daniel Wenner, 808 Mountain Rd., Williamsport, PA 17702.

Executrix: Tammy Sayles, 2318 lvy Run Drive, Indian Trail, NC 28079. Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 445 Elmira Street, Williamsport, PA 17701, (570) 321-0709.

# Wilson, Carolyn A., dec'd.

Late of the Township of Fairfield. Executrix: Wendy L. Martin, 496 Mill Hill Road, Cogan Station, PA 17728. Attorney: Andrea B. Bower, Esquire, 426 Broad Street, Montoursville, PA 17754.

# FILING ARTICLES OF INCORPORATION

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about January 19, 2022, for:

EAST COAST DELIVERY CORP. 610 Grace Street, Williamsport, PA 17701.

The corporation has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988, as amended.

M-4



PERIODICAL PUBLICATION

\* Dated Material. Do Not Delay. Please Deliver Before Monday, March 7, 2022