

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

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

Penn Tower
25 West Third Street, Suite 803
Williamsport, PA 17701

Telephone: (570) 323-8287
Fax: (570) 323-9897
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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.

- 2/6/2023 – Bench Bar Meeting.** Quarterly meeting of the Bench/Bar Committee. **Time:** 12:00 PM to 1:00 PM.
- 2/8/2023 – Civil Bar Brown Bag Meeting.** Regularly scheduled brown bag lunch meeting. **Time:** 12:00 PM to 1:00 PM.
- 2/15/2023 – Law Day Planning Meeting.** Law Day Committee meeting to plan for the 2023 Law Day Competition. Theme—Cornerstones of Democracy: Civics, Civility and Collaboration. **Time:** 12:00 PM to 1:00 PM.
- 2/28/2023 – Criminal Brown Bag Meeting.** Regularly scheduled meeting of the criminal bar. **Time:** 12:00 PM to 1:00 PM.

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 3/15/2023 – Eat & Earn—Specific Topic TBA:** *Speaker: Hon. Marc F. Lovecchio, retired.* **Time:** 12:00 PM to 1:00 PM.
- 3/22/2023 – Staying Safe and Sound—Maintaining a Realistic Work/Life Balance in 2023.** *Speaker: Brian S. Quinn, Esq.—Lawyers Concerned for Lawyers.* **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

- ▶ **Cusick vs. Adams, Harf, Wenrich, Michele, Does, ABC Corporation; Anesthesia Associates of Williamsport, Inc., The Williamsport Hospital; UPMC and UPMC Susquehanna (01/30/2023)**—Judge Eric R. Linhardt
Civil: Motions in limine; precluding defendants from denying negligence or causation and to preclude expert testimony; stipulation or admission rendering collateral facts irrelevant to issues before jury; jury determination of whether experts misrepresented facts; necessity of evidence of negligence on question of life expectancy; relevance of the specific mechanism of death to emotional and psychological harm and damages; precluding late produced expert report; prejudice; relevance of evidence of remarriage of spouse of decedent; permitting an acknowledgment by defendants at trial that they are sympathetic to the plaintiff’s loss. (cusick013023Li) (Posted: January 30, 2023)
- ▶ **Morehart vs. Germania Country Store & Lodge, LLC and John Doe 1-2 (01/25/2023)**—Judge William P. Carlucci
Civil: Preliminary objections; proper venue in case against business entity; regularly conducting business; quantity and quality of acts performed in county; incidental purchase of inventory in Lycoming County. (Morehart012523C) (Posted: January 25, 2023)
- ▶ **Reynolds Iron Works, Inc. vs. Lundy Construction Co., Inc. vs. Nicholas Meat LLC and Providence Engineering Corp. (01/25/2023)**—Judge William P. Carlucci
Civil: Motion seeking leave to file cross claims; tardiness of a proposed amendment; prejudice to the non-moving party that a continuance will not remedy. (Reynolds012523C) (Posted: January 25, 2023)
- ▶ **Commonwealth vs. Holly (01/04/2023)**—Judge Nancy L. Butts
Criminal: Habeas corpus petition; sufficiency of evidence of sexual abuse of children where defendant claims he did not know the age of the victim; suppression motion; probable cause for warrant for search of cell phone; independent source doctrine; proof of inevitable discovery; search warrant overbreadth. (Holly010423bt) (Posted: January 24, 2023)

-
- **Commonwealth vs. Coleman** (01/19/2023)—Judge Kenneth D. Brown
Criminal: Post Conviction Relief Act petition; claimed judicial involvement in plea negotiations; prejudice to defendant; typographical error in transcript of jury charge entitling defendant to new trial; testimony about statement made by defendant during lie detector test, where test was not referenced in the testimony. (coleman011923br) (Posted: January 24, 2023)
- **Commonwealth vs. Stuart** (01/24/2023)—Judge Ryan M. Tira
Criminal: Post-sentence motion; coordinate jurisdiction rule precluding the overruling of suppression decision; factual basis for expert testimony; admissibility of serology records under business record exception to hearsay rule; admissibility of video statement of defendant; admissibility of prison conversation between defendant and wife; reasonable expectation of privacy; qualification of psychologist to testify as expert if not board certified; reasonable pretension to specialized knowledge on the subject under investigation; weight of evidence; sufficient evidence to establish simple assault; claimed excessive sentence. (Stuart012423t) (Posted: January 24, 2023)

High School Mock Trial Regional Finals – Please Help!

The Pennsylvania Regional High School Mock Trial Competition will be held on Tuesday, March 14, 2023 at 9AM in Courtroom #3 at the Federal Courthouse (Judge William Arbuckle, presiding).



If you can help, please contact:

Judge Arbuckle's Chambers to sign up by calling (570) 323-9881 or by emailing: Christine_williamson@pamd.uscourts.gov.

Please consider volunteering!

This is a great opportunity to use your skills to help students who are interested in pursuing a career in the legal profession.

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**Bassett, Deanna E.,** dec'd.

Late of Williamsport Borough.
 Executor: Timothy Bassett a/k/a Timothy James Bassett c/o Bradley L. Griffie, Esquire, Griffie & Associates, P.C., 396 Alexander Spring Road, Suite 1, Carlisle, PA 17015.
 Attorneys: Bradley L. Griffie, Esquire, Griffie & Associates, P.C.

Berninger, Jeanne R. a/k/a Martha Jeanne Berninger, dec'd.

Late of the Borough of Muncy.
 Executors: Diane B. Brink and Douglas C. Berninger.
 Attorneys: Julieanne E. Steinbacher, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Conner, Myrna A., dec'd.

Late of Hughesville.
 Co-Executors: Tena M. Beamer, 100 Roderick Rd., Williamsport, PA 17701 and Michael J. Conner, 110 Slowhand Dr., Hughesville, PA 17737.
 Attorneys: John A. Smay, Esquire, Williams and Smay, 39 S. Main St., P.O. Box 35, Muncy, PA 17756.

Etzweiler-Walker, DorlaDean, dec'd.

Late of Cogan House Township.
 Administratrix: Melva Ann Schon, 1987 Pleasant Valley Road, Cogan Station, PA 17728.
 Attorneys: Andrea P. Pulizzi, Esquire, Carpenter, Harris & Flayhart, 128 S. Main St., P.O. Box 505, Jersey Shore, PA 17740.

Feist, Susan Ann a/k/a Susan Ann Follmer, dec'd.

Late of South Williamsport.
 Administratrix: Amber L. Sciacca, 76 Stanley Lane, South Williamsport, PA 17702.
 Attorneys: Anthony J. Grieco, Esquire, Elion, Grieco & Shipman, P.C., 125 East Third Street, Williamsport, PA 17701.

Rice, Dorothy A., dec'd.

Late of South Williamsport.
 Co-Administrators: Mark A. Rice and Todd L. Rice c/o Matthew J. Parker, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Suite 105, Williamsport, PA 17701.
 Attorneys: Matthew J. Parker, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Suite 105, Williamsport, PA 17701.

Robinson, Lois M., dec'd.

Late of the City of Williamsport.
 Executrix: Linda M. Fink, 251 Anna Road, Williamsport, PA 17701.
 Attorney: Paul A. Roman, Esquire, 1700 Four Mile Drive, Williamsport, PA 17701.

Shurer, Barbara A. a/k/a Barbara Ann Shurer, dec'd.

Late of the City of Williamsport.
 Executors: Kenneth J. Shurer, 507 Chester Street, Clearfield, PA 16830 and Verna M. Pittenger, 1794 Colonial Manor Drive, Lancaster, PA 17603.

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

Staib, Steven J., dec'd.

Late of Muncy Creek Township.
Executor: James R. Staib, 2 Westfield
Court, Milton, PA 17847.

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

Taylor, Cella C., dec'd.

Late of Montoursville.
Executor: David C. Taylor, 1412
Broad Street, Montoursville, PA
17754.

Attorneys: McNerney, Page, Vander-
lin & Hall, 433 Market Street, Wil-
liamsport, PA 17701.

Taylor, Esther L., 41-23-0030, dec'd.

Late of Loyalsock Township.
Executor: Nicholas P. Mayhew 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.

Wolfe, George P., Sr., dec'd.

Late of the Township of Loyalsock.
Executor: George P. Wolfe, Jr., 646
Ruben Kehrer Road, Muncy, PA
17756.

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

SECOND PUBLICATION

Baier, Anna E. a/k/a Ann E. Baier,
dec'd.

Late of Williamsport.
Co-Executors: Sharon M. Miller,
1520 Petersburg Road, Allenwood,
PA 17702 and John W. Baier, 87
Mountain Spring Lane, Williamsport,
PA 17702.

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

Cenimo, Kathleen A., dec'd.

Late of Lycoming County.
Executors: Denise A. Getgen and
Anthony J. Cenimo 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.

Gamble, Charles C., dec'd.

Late of Montoursville.
Administratrix: Kelly A. Gamble
Maggs, 544 Sand Hill Road, Mon-
toursville, PA 17754.

Attorneys: Joseph F. Orso, III, Es-
quire, Rudinski, Orso & Associates,
P.C., 33 West Third Street, Suite
202, Williamsport, PA 17701, (570)
326-7044.

Kremser, Carmen J., dec'd.

Late of the Borough of Montours-
ville.

Executors: Craig W. Kremser, 934
Rakestraw Road, Montoursville, PA
17754, Paul H. Kremser, 932 Cherry
Street, Montoursville, PA 17754
and Todd A. Kremser, 1109 Broad
Street, Montoursville, PA 17754.

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

Lamade, Michael K., dec'd.

Late of South Williamsport.
Executrix: Jill Lamade, 488 Winthrop
St., South Williamsport, PA 17702.

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

Lehman, Harold V., dec'd.

Late of Jersey Shore.
Executor: James V. Lehman, 142
Mt. Pleasant Ave., Jersey Shore, PA
17740.

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

Patt, Amy Marie a/k/a Amy Marie Feist, dec'd.

Late of South Williamsport.
Administratrix: Amber L. Sciacca, 76 Stanley Lane, South Williamsport, PA 17702.

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

Phillips, Jason M., Jr., dec'd.

Late of Linden.
Administratrix: Wendy J. Phillips, 1115 Almond Street, 1st Floor, Williamsport, PA 17701.

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

THIRD PUBLICATION**Evelhair, William B., Sr., dec'd.**

Late of Moreland Township.
Executor: William B. Evelhair, Jr., 182 Borderline Road, South Williamsport, PA 17702.

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

Miller, Evelyn L. a/k/a Evelyn Louise Miller, dec'd.

Late of 1205 West Front Street, South Williamsport.
Executor: Buddie L. Miller, 206 Marlin Alley, South Williamsport, PA 17702.

Attorney: J. Howard Langdon, Esquire, 3 South Main Street, Muncy, PA 17756.

Painter, Donna N. a/k/a Donna J. Painter, dec'd.

Late of the Borough of Hughesville.
Executrix: Kimball H. Nelson, 398 N. Brooklynside Rd., Port Allegany, PA 16743.

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

Zimmerman, Leslie E. a/k/a Leslie E. "Bud" Zimmerman, dec'd.

Late of Pine Township.
Executors: Joseph L. Zimmerman and Jere L. Zimmerman c/o James W. Appel, Esquire, Appel Yost & Zee LLP, 33 North Duke Street, Lancaster, PA 17602.

Attorneys: James W. Appel, Esquire, Appel Yost & Zee LLP, 33 North Duke Street, Lancaster, PA 17602.

**REGISTER OF WILLS
CONFIRMATION OF
ACCOUNTS**

NOTICE IS HEREBY GIVEN to all parties interested that the following Accounts together with all Statements of Proposed Distribution accompanying the same have been filed in the Office of the Register of Wills and Clerk of Orphans' Court are presented to the Orphans' Court of Lycoming County for Confirmation Absolute March 7, 2023 unless exceptions are filed before 5:00 P.M. on that date.

1. Gephart, Doris L., Estate—Gephart, David E., Executor.

2. Good, Barbara A., Estate—Good, Christopher M., Administrator.
David A. Huffman
Register of Wills

F-3, 10, 17, 24

**INTENTION TO
CHANGE NAME**

In the Court of Common Pleas
of Lycoming County, Pennsylvania

No. CV22-01210

In re: Name Change of
Deja Marie Neidig

NOTICE IS HEREBY GIVEN that on December 8, 2022, a Petition was filed in the above-named Court, praying for a

decree changing the name of Deja Marie Neidig to Potassium Kit Loona.

The Court has fixed March 10, 2023 at 3:30 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.

F-3

SERVICE BY PUBLICATION

The Loyalsock Township School District Board of School Directors has authorized the sale of property owned by Loyalsock Township School District located at 1720 Sycamore Drive, Montoursville, Lycoming County, Pennsylvania, generally identified as Parcel No. 26-350-104.A and as more particularly described in the deed recorded in Lycoming County, Pennsylvania, Deed Book 5164, Page 270. The resolution authorizing this sale is available for inspection in the Loyalsock Township School District Administrative Offices. The buyer of the property is Freebird Partners, a general partnership, 420 Williams Street, Williamsport, Lycoming County, Pennsylvania. A copy of the agreement of sale is available for inspection in the Loyalsock Township School District Administrative Offices.

A Court hearing on the sale of the property to Freebird Partners will be held on February 28, 2023 at 4:30 P.M. in Courtroom #2 of the Lycoming County Courthouse, 48 West Third Street, Williamsport, Pennsylvania.

M. Daniel Egly
Business Manager
Board Secretary

F-3, 10, 17

SERVICE BY PUBLICATION

In the Court of Common Pleas of
Lycoming County, Pennsylvania
Orphans' Court Division

NO. 41-22-0558

IN RE: LUTCHER AND
MOORE PARK

NOTICE IS HEREBY GIVEN that on October 5, 2022, a Petition was filed in the above-named Court pursuant to the Dedicated and Donated Property Act, praying for an Order releasing a Deed Restriction on Lutchter and Moore Park. Lutchter and Moore Park is located within the Borough limits of the Borough of South Williamsport in an area immediately south of the Market Street Bridge.

The Court has fixed April 4, 2023 at 9:00 A.M. in Courtroom No. 2 of the Lycoming County Courthouse, 48 West Third Street, Williamsport, PA 17701 as the time and place for the Hearing on the Petition. At that time, any resident of the Borough of South Williamsport or any group or organization of residents shall have the right to file a protest and may, in the discretion of the Court, be entitled to be heard in person or by counsel or to intervene and be a party in this action.

JOSEPH F. ORSO, III, ESQUIRE
Attorney I.D. #49806
Borough Solicitor
RUDINSKI, ORSO &
ASSOCIATES, P.C.
339 Market Street
Williamsport, PA 17701
(570) 321-8090

J-27; F-3, 10



PERIODICAL PUBLICATION

*** Dated Material. Do Not Delay. Please Deliver Before Monday, February 6, 2023**