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LYCOMING REPORTER

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Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

www.lycolaw.org

LYCOMING LAW ASSOCIATION

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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.

- 3/22/2021 – Executive Committee Meeting.** *Monthly meeting of the LLA’s Executive Committee. Time: 12:00 PM to 1:00 PM.*
- 3/23/2021 – Family Law Committee Meeting.** *Family Law “brown bag” lunch meeting—location TBD. Time: 12:00 PM to 1:00 PM.*
- 4/14/2021 – Community Activities and Outreach Committee.** *Quarterly meeting of the Community Activities and Outreach Committee. Time: 12:00 PM to 1:00 PM.*
- 4/19/2021 – Memorial Service for Joseph L. Rider.** *Special session of court to honor the memory of Joseph L. Rider. Zoom information will be circulated to members closer to the time of the memorial service. Time: 4:00 PM to 5:00 PM.*
- 4/26/2021 – Executive Committee Meeting.** *Monthly meeting of the LLA’s Executive Committee. Time: 12:00 PM to 1:00 PM.*
- 4/26/2021 – Memorial Service for Don M. Larrabee.** *Special session of court to honor the memory of Don M. Larrabee. Zoom meeting information will be circulated closer to the time of the session. Time: 4:00 PM to 5:00 PM.*
- 4/27/2021 – Criminal Law Committee Meeting.** *Criminal Law “brown bag” lunch meeting. Time: 12:00 PM to 1:00 PM.*
- 4/28/2021 – Lycoming Law Association Foundation.** *Quarterly meeting of the LLA Foundation. Time: 12:00 PM to 1:00 PM.*
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UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 3/26/2021 – Striving for a Realistic Work/Life Balance in 2021.** *Striving for a (Realistic) Work/Life Balance in 2021—Presented by: Brian S. Quinn, Esq., Lawyers Concerned for Lawyers. Register by March 16th. Read the flyer. CLE Credits: 1 Ethics Time: 12:00 PM to 1:00 PM.*
- 4/21/2021 – Criminal Law Update: The Non-Major Cases That You Should Know About But Don’t.** *Presented by: Hon. Marc F. Lovecchio. Registration details are forthcoming. 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

- ▶ **Commonwealth vs. Harris** (03/04/2021)—Judge Nancy L. Butts
Criminal Suppression motion; knowing, intelligent and voluntary waiver of *Miranda* rights and right to counsel; motion to sever. (Harris030421bt) (Posted: March 9, 2021)
- ▶ **Commonwealth vs. Kelly** (03/05/2021)—Judge Marc F. Lovecchio
Criminal: Suppression motion; reasonable suspicion to stop vehicle and detain occupants; consciousness of guilt demonstrated by jumping out of car and running; investigative detention supported by reasonable suspicion; probable cause for arrest where officer observes defendant throw pill bottle containing illegal contraband; presumption of trustworthiness of ordinary citizens reporting their observations; plain view observation of cell phone screen as constituting a search. (Kelly030521L) (Posted: March 5, 2021)
- ▶ **Commonwealth vs. Dauber** (03/01/2021)—Judge Nancy L. Butts
Criminal: Habeas corpus petition; sufficiency of evidence to prove prima facie case; additional evidence necessary to substantiate hearsay testimony; good cause exception to the 2-hour blood alcohol test time limit for DUI charge. (Dauber030121b) (Posted: March 4, 2021)
- ▶ **Commonwealth vs. Akins** (03/02/2021)—Judge Nancy L. Butts
Criminal: Habeas corpus petition; sufficiency of evidence to prove prima facie case; evidence necessary to substantiate hearsay testimony; circumstantial evidence that telephone was used to set up drug transaction. (Akins030221bt) (Posted: March 4, 2021)
- ▶ **Kreisher vs. Gardner Homes, Inc.** (03/04/2021)—Judge Eric R. Linhardt
Civil: Motion to enforce settlement; meeting of minds as to all essential terms of agreement; release clause as per se essential term of settlement agreement; offer and acceptance; revisions to proposed settlement agreement as counteroffer. (kreisher030421Li) (Posted: March 4, 2021)
- ▶ **Commonwealth vs. Vaughn** (02/26/2021)—Judge Eric R. Linhardt
Criminal: Habeas corpus petition; sufficiency of evidence to prove prima facie case; exchange of nude photographs with minor while engaging in sexually explicit conversations as establishing elements of sexual abuse of children; proof of crime without actual photographs; mere speech as criminal violation where crime focuses directly on verbal communication. (vaughn022621L) (Posted: March 4, 2021)

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- **Commonwealth vs. Shadd (02/26/2021)**—Judge Marc F. Lovecchio
Criminal: Habeas corpus petition; sufficiency of evidence to establish a prima facie case that defendant made an actual or constructive transfer of a controlled substance; admissibility of hearsay evidence to which there was no objection; change in law on issue of whether a prima facie case could be established solely by hearsay testimony; preservation of issue. (Shadd022621L) (Posted: March 4, 2021)
- **Cosentine vs. Burch, the Smith-Burch Agency, LLC and the Farmers Fire Insurance Company (02/25/2021)**—Eric R. Linhardt
Civil: Summary judgment motion; fire insurance coverage issue; effect of an insurance binder; express or implied authority of broker to issue insurance binder; motion to amend complaint; proposed amendment against a positive rule of law; nonfeasance as a basis for negligence claim; special relationship; imposition of duty on insurance company to quickly process endorsement requests; timeliness of request to amend; prejudice. (cosentine022521Li) (Posted: March 4, 2021)

The Lycoming Law Association Foundation thanks the following LLA members for donating their arbitration fees to the LLAF in 2020. These donations enabled the LLAF to gift \$7,320 to North Penn Legal Services.



Donated \$400 or more, by assigning multiple arbitration fees to the LLAF:

Patricia Shipman	Timothy Reitz
Norman Lubin	David Wilk
Jonathan Butterfield	William Carlucci
John Pietrovito	Matthew Parker
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Donated part of an arbitration fee to the LLAF:

Jeffrey Dohrman	Corey Mowrey
Robin Read	N. Randall Sees
Stephen Sholder	Matthew Golden
Michael Morrone	Nicole Ippolito
Brandon Giest	Daniel Mathers
Fred Holland	Skip Greevy

***If you would like to donate or update your arbitration fee allocation, please contact Michele Frey at: 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**Clark, Harold L., Sr.,** dec'd.

Late of the City of South Williamsport.

Executrix: Norma J. Laird c/o W. Jeffrey Yates, Esquire, 425 Market Street, Williamsport, PA 17701.

Attorney: W. Jeffrey Yates, Esquire, 425 Market Street, Williamsport, PA 17701.

Crawford, James F., dec'd.

Late of the Borough of Muncy.

Executor: Gary L. Crawford, 952 Bitler Hill Road, Muncy, PA 17756.

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

English, Ruth E., dec'd.

Late of Williamsport.

Executors: Doris A. Sartori, 151 Trimble Road, Trout Run, PA 17771, Timothy L. English, 288 Trimble Road, Trout Run, PA 17771 and Jeffrey R. English, 323 Interstate Avenue, P.O. Box 304, White Deer, PA 17887.

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

Hanner, Marlin D., Sr., 41-21-0082, dec'd.

Late of the Borough of Montoursville.

Executor: Marlin D. Hanner, Jr. 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.

Sterner, James F., dec'd.

Late of Montoursville.

Executor: Brian N. Sterner, 1967 Bush Hollow Rd., Pennsdale, PA 17756.

Attorneys: John A. Smay, Esquire, Williams and Smay, 39 S. Main St., P.O. Box 35, Muncy, PA 17756.

Sutton, Jacqueline M. a/k/a Jacci M. Sutton, dec'd.

Late of Muncy.

Executrix: Lori A. Sutton, 2465 Daugherty's Run Road, Linden, PA 17744.

Attorneys: Layne R. Oden, Esquire, Layne R. Oden, Attorney and Counselor at Law, P.C., Nine South Main Street, Muncy, PA 17756.

Thomas, Ronald D., dec'd.

Late of the Borough of Montoursville.

Executrix: Jana D. Gottuso, 6520 Rose Valley Road, Trout Run, PA 17771.

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

Welteroth, Steven P., dec'd.

Late of 724 Grier Street, Williamsport.

Executor: Adam C. Welteroth, 815 Packer Street, Williamsport, PA 17701.

Attorney: G. Scott Gardner, Esquire, Attorney at Law, 1000 Commerce Park Drive, Suite 310-B, Williamsport, PA 17701, (570) 971-0090.

Wilkerson, James Earvin, dec'd.

Late of Williamsport.
 Administrator: Scott A. Williams,
 668 Lake Road, Laporte, PA 18626.
 Attorney: Scott A. Williams, Esquire,
 57 East Fourth Street, Williamsport,
 PA 17701.

SECOND PUBLICATION**Bower, Winifred L., dec'd.**

Late of South Williamsport.
 The Kenneth L. Bower Supplemental
 Needs Trust, dated August 20, 2015.
 Settlor: Winifred L. Bower.
 Executor/Trustee: Barbara L. Green.
 Attorneys: Brittany O. L. Smith,
 Esquire, Steinbacher, Goodall & Yur-
 chak, 413 Washington Boulevard,
 Williamsport, PA 17701.

Konkle, David Edward, dec'd.

Late of Williamsport.
 Administratrix: Joan Konkle, 710
 Jackson Street, Williamsport, PA
 17701.
 Attorney: None.

Lakatos, Dorothy F., dec'd.

Late of Williamsport.
 The Dorothy F. Lakatos Living Trust,
 Dated September 13, 2013.
 Settlor: Dorothy F. Lakatos.
 Co-Trustees: James S. Lakatos and
 Dawn Lakatos Hawn.
 Attorneys: Brittany O. L. Smith,
 Esquire, Steinbacher, Goodall & Yur-
 chak, 413 Washington Boulevard,
 Williamsport, PA 17701.

Maruschak, Deryl L., dec'd.

Late of Trout Run.
 Executrix: Maryanne Rossello, 517
 Haleeka Road, Cogan Station, PA
 17728.
 Attorneys: Anthony J. Grieco, Es-
 quire, Elion, Grieco, Carlucci &
 Shipman, P.C., 125 East Third Street,
 Williamsport, PA 17701.

Montgomery, Ernest E., dec'd.

Late of S. Williamsport.
 Executor: David E. Montgomery, 221
 N. Channel Haven Drive, Wilming-
 ton, NC 28409.
 Attorneys: Stephen C. Sholder,
 Esquire, Raup & Sholder, P.C., 445
 Elmira Street, Williamsport, PA
 17701, (570) 321-0709.

Nelson, Mary E. a/k/a Mary E. Yost, dec'd.

Late of Williamsport.
 Executor: Howard L. Yost, 384
 Little Plum Run Rd., Lock Haven, PA
 17745.
 Executrix: Christine M. Wylie, 265 I
 Hoppestown Rd., Williamsport, PA
 17701.
 Attorneys: Stephen C. Sholder,
 Esquire, Raup & Sholder, P.C., 445
 Elmira Street, Williamsport, PA
 17701, (570) 321-0709.

Norris, James G., dec'd.

Late of Williamsport.
 The Norris Family Irrevocable Trust,
 dated April 24, 2018.
 Settlor: James G. Norris.
 Executor/Trustee: Daniel A. Norris,
 709 Peachdale Lane, Duncansville,
 PA 16635.
 Attorneys: Stephen C. Sholder,
 Esquire, Raup & Sholder, P.C., 445
 Elmira Street, Williamsport, PA
 17701, (570) 321-0709.

Seyler, Harold C., dec'd.

Late of Muncy.
 The Seyler Family Income Only
 Protector Trust, dated September
 16, 2013.
 Settlor: Harold C. Seyler.
 Executor/Trustee: Robert C. Gansel.
 Attorneys: Brittany O. L. Smith,
 Esquire, Steinbacher, Goodall & Yur-
 chak, 413 Washington Boulevard,
 Williamsport, PA 17701.

Wertman, Donna Louise a/k/a Donna L. Wertman, dec'd.

Late of Greencastle, Franklin County.

Executor: Richard Paul Wertman, 212 South Washington Street, Greencastle, PA 17225.

Attorneys: Layne R. Oden, Esquire, Layne R. Oden, Attorney and Counselor at Law, P.C., Nine South Main Street, Muncy, PA 17756.

THIRD PUBLICATION**Burdett, Phyllis M., dec'd.**

Late of Montoursville.

Executor: William D. Burdett, 1251 Palmer Hill Road, Williamsport, PA 17701.

Attorney: None.

Colocino, Charles J., Jr., dec'd.

Late of Jersey Shore.

Executor: Charles J. Colocino, III, 107 Michael Court, Northampton, PA 18067.

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

Crist, Lynn A., dec'd.

Late of Montgomery.

Executor: Kevin J. Crist, 343 Squire Lane, Lititz, PA 17543.

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

Erhard, Daniel J., dec'd.

Late of Williamsport.

Executor: Kenneth A. Schreckengast 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.

Flook, Thomas A., dec'd.

Late of Williamsport.

Executrix: Michelle M. Derrick, 603 Demorest St., Williamsport, PA 17701.

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

Hutchins, Carol F., dec'd.

Late of Montoursville.

Co-Executors: Stacey S. Russell, 1197 Ridge Road, Muncy, PA 17756 and Jeffrey L. Hutchins, 1207 Weldon Street, Montoursville, PA 17754.

Attorneys: Layne R. Oden, Esquire, Layne R. Oden, Attorney and Counselor at Law, P.C., Nine South Main Street, Muncy, PA 17756.

Kremser, Martha J., dec'd.

Late of Loyalsock Township.

Executor: H. Michael Kremser, 1068 Elm Street, Montoursville, PA 17754.

Attorneys: Fred A. Holland, Esquire, Murphy, Butterfield & Holland, P.C., 442 William Street, Williamsport, PA 17701.

Miller, Donna R. a/k/a Donna Miller a/k/a Donna Rae Miller, dec'd.

Late of the Township of Loyalsock.

Executrix: Dawn L. Mosbacher, 19555 Grange Center Road, Saegertown, PA 16433.

Attorney: Valerie H. Kuntz, Esquire, 24 Main St. E., P.O. Box 87, Girard, PA 16417.

**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 Orphans' Court of Lycoming County for Confirmation Absolute May 4, 2021 unless exceptions are filed before 5:00 P.M. on that date.

Cozza, Rosanne, Estate—Maria C. Casale, Administratrix.
David A. Huffman
Register of Wills

M-5, 12, 19, 26

LOOKING FOR ESTATE NOTICES

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* Dated Material. Do Not Delay. Please Deliver Before Monday, March 15, 2021