

# LYCOMING REPORTER

Vol. 36

January 4, 2019

No. 1

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## LYCOMING REPORTER

(USPS 322-900)

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  
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Williamsport, PA 17701

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Williamsport, Pennsylvania

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# LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

[www.lycolaw.org](http://www.lycolaw.org)

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Angela Lovecchio, Secretary

Ryan M. Tira,  
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Gary L. Weber

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Michele S. Frey

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**LYCOMING**  
LAW ASSOCIATION

### Your online connection for:

- Court Calendar • Continuing Legal Education
- Conference Room Facilities • Legal Assistance
- Recent Court Decisions • Upcoming LLA & Public Events

[www.lycolaw.org](http://www.lycolaw.org)

## SCHEDULED EVENTS

Additional information about any of these events is available on the Lycoming Law Association website at [www.lycolaw.org](http://www.lycolaw.org).

- 1/14/2019 – Executive Committee Meeting.** Regular meeting of the LLA Executive Committee. **Time:** 12:00 PM to 1:00 PM.
- 1/14/2019 – LLA and LLA Foundation Annual Meetings.** Annual meetings of the Lycoming Law Association and the LLA Foundation. **Time:** 4:00 PM to 5:00 PM.
- 1/14/2019 – LLA Annual Banquet.** 2019 Annual Banquet, Monday, January 14, 2019 will take place at Morrone’s Banquet Hall in Williamsport. Cost is \$40 per person. Open beer and wine bar at 5:30 PM. Dinner at 6:30 PM. Members are welcome to bring a guest. Download the flyer and reservation form. **Time:** 6:00 PM to 8:00 PM.
- 1/15/2019 – Family Law Brown Bag Lunch Meeting.** Regular meeting of the family law attorneys. **Time:** 12:00 PM to 1:00 PM.
- 1/23/2019 – Lycoming Law Association Foundation Meeting.** Quarterly meeting of the LLA Foundation. **Time:** 12:00 PM to 2:00 PM.
- 2/26/2019 – Criminal Brown Bag Lunch.** Regular meeting of the Criminal Bar. **Time:** 12:00 PM to 1:00 PM.
- 3/5/2019 – Community Activities and Outreach Committee Meeting.** Quarterly meeting of the Community Activities and Outreach Committee. **Time:** 12:00 PM to 1:00 PM.
- 3/21/2019 – Family Law Brown Bag Lunch Meeting.** Regular meeting of the family law attorneys. **Time:** 12:00 PM to 1:00 PM.
- 3/23/2019 – Wills for Heroes.** Volunteer to provide free estate plans to first responders and military at the Wills for Heroes event. Two free CLEs (1 ethics and 1 substantive) for all attorney volunteers. **Time:** 9:00 AM to 4:00 PM.

The mission of the Lycoming Law Association is to promote the practice of law using the highest ethical standards and to advance the public image of our profession. We accomplish this by communicating within our profession and throughout our community, providing continuing legal education, encouraging collegiality among attorneys and the Court, providing *pro bono* legal assistance, and through community involvement.

## UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 1/31/2019 – Parenting Coordination 2.0. PBI Video Replay**—2 Substantive. Register at [www.pbi.org](http://www.pbi.org). **Time:** 9:00 AM to 11:00 AM.
- 2/7/2019 – 23 Mistakes Experienced Contract Drafters Usually Make. PBI Video Replay**—5 Substantive / 1 Ethics. Register at [www.pbi.org](http://www.pbi.org). **Time:** 9:00 AM to 3:30 PM.
- 2/14/2019 – Where to Incorporate: Comparing PA, DE & NJ. PBI Video Replay**—3 Substantive. Register at [www.pbi.org](http://www.pbi.org). **Time:** 9:00 AM to 12:00 PM.
- 2/20/2019 – TOPIC TBA. Eat and Earn. Speaker: Martin Wade, Esq.** **Time:** 12:00 PM to 1:00 PM.
- 2/28/2019 – Estate & Elder Law Symposium—2019. PBI Groupcast**—5 Substantive / 1 Ethics. Register at [www.pbi.org](http://www.pbi.org). **Time:** 9:00 AM to 4:15 PM.
- 3/14/2019 – Key Mistakes to Avoid With Residential Agreements of Sale 2019. PBI Groupcast**—3 Substantive. Register at [www.pbi.org](http://www.pbi.org). **Time:** 12:30 PM to 3:45 PM.
- 3/20/2019 – TOPIC TBA. Eat and Earn Series. Speaker: Hon. Joy Reynolds McCoy.** **Time:** 12:00 PM to 1:00 PM.
- 3/21/2019 – Civil Law Update. PBI Groupcast**—5 Substantive / 1 Ethics. Register at [www.pbi.org](http://www.pbi.org). **Time:** 9:00 AM to 4:15 PM.
- \*For more information on these events and CLEs go to [www.lycolaw.org](http://www.lycolaw.org) or contact Michele Frey at the LLA Office at (570) 323-8287.

### LYCOMING REPORTER

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NOV 10 2018

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Williamsport, Pennsylvania

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You can read the digital version of the Lycoming Reporter on any device at [Lycolaw.org](http://Lycolaw.org)

Digital issues are archived back to January, 2017

The full text of the following Lycoming County Court opinions is reported at [www.lycolaw.org/cases/search.asp](http://www.lycolaw.org/cases/search.asp)

- ▶ **Commonwealth vs. Heck** (12/18/2018)—Judge Marc F. Lovecchio  
Criminal: Motion to compel more specific bill of particulars; narrow purpose of request; information about co-conspirator in murder, dates of alleged conspiracy and dates of homicide; substitute for discovery. (heck121818L) (Posted: December 28, 2018)
- ▶ **Commonwealth vs. Chestnut** (12/24/2018)—Judge Marc F. Lovecchio  
Criminal: Appeal. (chestnut122418L) (Posted: December 28, 2018)
- ▶ **Joiner vs. Logue** (12/21/2018)—Judge Eric R. Linhardt  
Civil: Post-trial motion; lease renewal; implied covenant of quiet enjoyment; litigious efforts made in bad faith. (joiner122118Li) (Posted: December 24, 2018)
- ▶ **Commonwealth vs. Moy** (12/21/2018)—Judge Marc F. Lovecchio  
Criminal: Post-sentence motion; claimed discovery violation; lack of prejudice; inference of unfavorable testimony due to failure to call confidential informant; availability of witness; verdict against weight of evidence; claimed lack of credibility of trooper; sufficiency of evidence; claimed unreasonable and excessive sentence; determinations involved in sentencing. (Moy20181221L) (Posted: December 22, 2018)
- ▶ **ONW and AMW Adoption** (12/20/2018)—Judge Joy Reynolds McCoy  
Adoption: Petition for involuntary termination of parental rights; requested continuance; settled purpose of relinquishing parental claim; failure to perform parental duties for at least the six months preceding the filing of the petition; claimed fear of prosecution under protection from abuse order; no existing bond. (AdoptionofOWandAW122018m) (Posted: December 22, 2018)

**TRANSLATION SERVICES**

Spanish, Portuguese, Italian. Legal/Financial Translator with 30 years' experience.

Contact: Mary Ellen B. Miele at (570) 772-0129 or mebmiele@comcast.net.

D-21, 28; J-4, 11



**LYCOMING**  
LAW ASSOCIATION

**Annual Meetings:**

The LLA and LLAF annual meetings will be held at the LLA office on January 14<sup>th</sup> at 4PM. Please plan to attend.

**Annual Banquet:**

The LLA's Annual Banquet will be held on January 14<sup>th</sup> at Morrone's Banquet Hall. Please contact Michele Frey for more details ([mfrey@lycolaw.org](mailto:mfrey@lycolaw.org)). RSVP by January 4<sup>th</sup>.

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**IN THE COURT OF COMMON PLEAS OF  
LYCOMING COUNTY, PENNSYLVANIA  
ORPHANS' COURT DIVISION**

**IN RE:** : **41480696**  
**FILING OF REPORTS OF THE** : **ADMINISTRATIVE**  
**GUARDIAN UNDER** : **ORDER**  
**20 Pa.C.S. § 5521(c)**

***ADMINISTRATIVE ORDER***

AND NOW, this 20th day of December 2018, it is hereby ORDERED AND DIRECTED that effective immediately all reports of the guardian of the person and the estate required by 20 Pa.C.S. § 5521(c) shall be submitted and the filing fee(s) paid through the Unified Judicial System of Pennsylvania web portal at <https://ujportal.pacourts.us> utilizing the Pennsylvania Guardianship Tracking System (GTS) application. Paper filings of these reports shall not be accepted.

By the Court,  
/s/ Nancy L. Butts  
Honorable Nancy L. Butts, President Judge

**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****Heddens, Zenadia H.,** dec'd.

Late of South Williamsport.  
Administrator: Kenneth L. Heddens, Jr., 1353 Robertsville Road, Punxsutawney, PA 15767.  
Attorneys: McNerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17701.

**Jarrett, Michael C. a/k/a Michael Charles Jarrett,** dec'd.

Late of the Township of Washington.  
Executrix: Nancy I. Jarrett, 1125 Spring Creek Road, Montgomery, PA 17752.  
Attorneys: James G. Malee, Esquire, Malee Law Firm, P.C., 310 East Third Street, Williamsport, PA 17701, (570) 321-6112.

**SECOND PUBLICATION****Bean, Linda M.,** dec'd.

Late of Williamsport.  
Executor: Yancy Lee Cupp, 1001 Washington Blvd., Williamsport, PA 17701.  
Attorneys: James D. Casale, Esquire, Casale & Bonner, P.C., 33 West Third Street, Suite 202, Williamsport, PA 17701, (570) 326-7044.

**Long, Miles L.,** dec'd.

Late of Muncy.  
Executrix: Lyvera M. Long, 3638 Route 442 Hwy., Muncy, PA 17756.  
Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 445 Elmira Street, Williamsport, PA 17701, (570) 321-0709.

**Swanson, Ronnie K.,** dec'd.

Late of Montoursville.  
Executrix: Heather K. Swanson, 454 Quaker State Road, Montoursville, PA 17754.  
Attorneys: Scott T. Williams, Esquire, Law Offices of Perciballi & Williams, LLC, 429 Market Street, Williamsport, PA 17701.

**THIRD PUBLICATION****Dugan, Brian Milford,** dec'd.

Late of 51 Willow St., Muncy.  
Executor: David Merrick, 51 Willow St., Muncy, PA 17756.  
Attorney: Mary C. Kilgus, Esquire, 416 Pine St., Ste. 405, Williamsport, PA 17701.

**Jackson, Judith L.,** dec'd.

Late of Jersey Shore.  
Executrix: Melissa M. Jackson c/o Denise L. Dieter, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.  
Attorney: Denise L. Dieter, Esquire, 227 Allegheny Street, Jersey Shore, PA 17740.

**Kulp, Susan M.,** dec'd.

Late of South Williamsport.  
Executor: Timothy Younes, 607 Robert Street, Mechanicsburg, PA 17055.  
Attorney: None.

**Mock, Walter L., Jr.,** dec'd.

Late of Loyalsock Township.  
Executor: John D. Mock.



Attorneys: Tammy A. Weber, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Suite 105, Williamsport, PA 17701.

**Moyer, Helen, dec'd.**

Late of the Township of Muncy Creek.

Executor: Timothy Brant Moyer, 49 Green Street, Muncy, PA 17756.

Attorneys: Paul A. Roman, Esquire, Law Offices of Joseph L. Rider, 1700 Four Mile Drive, Williamsport, PA 17701.

**Penders, Leonard E., dec'd.**

Late of Hughesville.

Executrix: Alvera Lewandoski, 120 Valley Road, Ringwood, NJ 07456.

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

**Riggle, Shirley A., dec'd.**

Late of Jersey Shore.

Executor: Frank A. Rose, 633 Young's Road, Linden, PA 17744.

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

**Thompson, Donald S., Jr., dec'd.**

Late of Linden.

Executor: Jason M. Thompson 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.

**Winner, Marjorie R. a/k/a Marjorie Ruth Winner, dec'd.**

Late of Montoursville.

The Winner Family Irrevocable Trust, dated October 6, 2017.

Settlor: Marjorie R. Winner.

Executor/Trustee: Carl E. Winner, 16410 Egret Crossing Lane, Lithia, FL 33547.

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

**REGISTRATION OF FICTITIOUS NAME**

NOTICE IS HEREBY GIVEN that Mountainside Log Homes, Inc., 105 Mountainstone Lane, Williamsport, Pennsylvania, has filed with the Secretary of the Commonwealth of Pennsylvania, Harrisburg, Pennsylvania 17105, on December 17, 2018, an application for Registration of Fictitious Name under the Fictitious Name Act to conduct business under the name of:

MOUNTAINSIDE CUSTOM HOMES with its principal place of business at: 105 Mountainstone Lane, Williamsport, Pennsylvania, it being the only entity interested in it or owning said business; all in accordance with 54 Pa. C.S. §311(g), as amended.

MARC F. DEMSHOCK, ESQUIRE  
1500 Sycamore Road  
Suite 120  
Montoursville, PA 17754  
(570) 327-0111

**Do you know what your  
LYCOMING LAW ASSOCIATION  
FOUNDATION**

**has done to improve the delivery of legal services in our community, facilitate learning about the legal system, and enhance the image of the organized Bar?**

**Assigned over \$75,700.00** in Arbitration Fees to North Penn Legal Services to promote and facilitate the delivery of legal services to indigent persons in Lycoming County over the last nine years

**Granted \$500.00** to the Changing Lives Through Literature Program to assist in the purchase of books

**Granted \$3,000.00** to West Branch School to assist in funding a trip for students to travel to Washington, DC and visit the Supreme Court and the Houses of Congress

**Granted \$6,000.00** to North Penn Legal Services to assist in funding an AmeriCorp position

**Granted \$2,000.00** to CASA to assist in developing the CCAP curriculum and train program staff and volunteers

**Granted \$1,245.00** to North Penn Legal Services so that one of their Staff Attorneys could attend a Fair Debt Collection Act Boot Camp Seminar in San Francisco

**Granted \$1,489.00** to North Penn Legal Services so that one of their Staff Attorneys could attend a Consumer Rights Litigation Conference in Philadelphia

**Granted \$2,952.00** to the Law Library at the JV Brown Library for the initial digitization of its current collection of 140 local ordinances

**Granted \$1,000.00** to the Curtin PTO toward their Ben Carson Reading Room Project

**Granted \$2,945.00** to CASA of Lycoming County, so that the CASA Director and the CASA Coordinator of Early Education could attend at a three day national conference on Children and the Law held at Harvard Law School

**Granted \$2,625.00** to North Penn Legal Services to fund the costs of a law student's employment at NPLS for ten weeks during a summer

**Granted \$250.00** to Susquehanna Home Care & Hospice for the Nurse Family Partnership to purchase reference books for nurses to use with low income families

**Granted \$1,250.00** to CASA for the purchase of a computer system and necessary software

**Granted \$2,200.00** to North Penn Legal Services for the development of a customized Lycoming County Child Custody Video

**Granted \$1,500.00** to Wise Options (on behalf of the Domestic Violence Task Force) for the preparation, printing and distribution of a county protocol for domestic violence calls

**Granted \$1,000.00** to North Penn Legal Services to assist in funding a Medicare Part D Provider Education Training

**Granted \$9,000.00** to the Lycoming County Historical Society for the interpretation, archiving and digitalization of historical legal documents owned by the Taber Museum

**Granted \$2,750.00** to Lycoming County for training necessary to establish a Domestic Fatality Review Team

**Granted \$2,500.00** to the Montoursville Area Mock Trial Team for their attendance at Harvard University's high school mock trial workshop

**Granted \$600.00** to Lycoming County's Wills for Heroes 2018 event

**Established a Pro Bono Litigation Costs Reimbursement Fund**

Request for Grant Funding should be directed to the LLA Community Activities and Outreach and Committee. Information is available on the LLA website at <http://www.lycolaw.org/Committees/LLAfoundation.htm>

Please consider the Lycoming Law  
Association Foundation when making planned gifts.

Donations to the Lycoming Law Association  
Foundation are tax deductible.

The Lycoming Law Association Foundation is a tax-exempt, not-for-profit, 501(c)(3) corporation. Its mission is to cultivate the science of jurisprudence, improve the legal and judicial system, and facilitate the administration of justice for residents of Lycoming County.



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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, January 7, 2019