

LYCOMING REPORTER

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January 10, 2020

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LYCOMING REPORTER

(USPS 322-900)

THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

PUBLISHED EVERY FRIDAY BY
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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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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

SCHEDULED EVENTS

Additional information about any of these events is available on the Lycoming Law Association website at www.lycolaw.org.

- 1/29/2020** – **Lycoming Law Association Foundation.** *Monthly meeting of the Lycoming Law Association Foundation. Time: 12:00 PM to 1:00 PM.*
- 2/3/2020** – **Bench/Bar Meeting.** *Bench/Bar Meeting at LLA Office. Time: 12:00 PM to 1:00 PM.*
- 2/5/2020** – **Civil Brown Bag Lunch Meeting.** *Civil Brown Bag Lunch Meeting. Time: 12:00 PM to 1:00 PM.*
- 2/12/2020** – **Community Activities and Outreach Committee.** *First Quarter Meeting of the Community Outreach Committee. Time: 12:00 PM to 1:00 PM.*
- 2/17/2020** – **LLA Executive Committee Retreat.** *Annual board retreat for bar leaders. Time: 12:00 PM to 4:00 PM.*
- 2/24/2020** – **Executive Committee Meeting.** *Monthly meeting of the LLA Executive Committee. Time: 12:00 PM to 1:00 PM.*
- 2/25/2020** – **Criminal Law Committee Meeting.** *Brown bag lunch meeting. Time: 12:00 PM to 1:00 PM.*

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Digital issues are archived back to January, 2017

UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES

- 1/23/2020 – Administering an Estate in PA: a Step-by-Step Guide.** *PBI Video Replay. Register at www.pbi.org. CLE Credits:* 5 Substantive / 1 Ethics (also approved for 6 CPA credits) **Time:** 9:00 AM to 3:30 PM.
- 1/30/2020 – Beyond the Ballot: How the Kremlin Works to Undermine the US Justice System.** *PBI Groupcast. Register at www.pbi.org. CLE Credits:* 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:15 PM.
- 2/4/2020 – Lawyering in a Digital World: Your Client’s Data & Your Ethical Duties.** *PBI Video Replay. Register at www.pbi.org. CLE Credits:* 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:00 PM.
- 2/11/2020 – The Thriving Small Firm.** *PBI Video Replay. Register at www.pbi.org. CLE Credits:* 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:00 PM.
- 2/19/2020 – Lincoln & His Leadership.** *PBI Video Replay. Register at www.pbi.org. CLE Credits:* 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:00 PM.
- 3/4/2020 – Civil Litigation Update.** *PBI Groupcast. Register at www.pbi.org. CLE Credits:* 5 Substantive / 1 Ethics **Time:** 9:00 AM to 4:15 PM.
- 3/23/2020 – Realty Transfer Tax Update.** *PBI Groupcast. Register at www.pbi.org. CLE Credits:* 3 Substantive **Time:** 12:00 PM to 3:15 PM.
- 3/31/2020 – Binders on Pennsylvania Evidence.** *PBI Groupcast. Register at www.pbi.org. CLE Credits:* 3 Substantive **Time:** 1:00 PM to 4:15 PM.

*For more information on these events and CLEs go to www.lycolaw.org or contact Michele Frey at the LLA Office at (570) 323-8287.

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

- ▶ **Commonwealth vs. Dotson** (01/03/2020)—Judge Nancy L. Butts
Criminal: Suppression motion; voluntariness of consent for search of vehicles; totality of the circumstances; probable cause of a search warrant; sufficiency of search warrant affidavit to demonstrate a fair probability that drugs would be found. (Dotson010320BT) (Posted: January 7, 2020)
- ▶ **AC and BC Adoptions** (01/03/2020)—Judge Joy Reynolds McCoy
Adoption: Petition for involuntary termination of parental rights; settled purpose of relinquishing parental claim; failure to perform parental duties for at least the six months preceding the filing of the petition; transient parent with history of drug use; existing bond destroyed by erratic behavior of parent. (AdoptionofACBC010320m) (Posted: January 7, 2020)
- ▶ **L.N.I.L. Adoption** (01/03/2020)—Judge Joy Reynolds McCoy
Adoption: Petition for involuntary termination of parental rights; settled purpose of relinquishing parental claim; failure to perform parental duties for at least the six months preceding the filing of the petition; parent waiting for a more suitable or convenient time to perform parental responsibilities; no existing bond. (Adoptionof-LNIL010320m) (Posted: January 4, 2020)
- ▶ **Commonwealth vs. Best** (12/31/2019)—Judge Nancy L. Butts
Criminal: Habeas Corpus petition; sufficiency of evidence of invasion of privacy; cell phone photography over top of changing room wall; motion to suppress in-court identification; suggestiveness; independent basis for identification. (Best123119BT) (Posted: January 2, 2020)
- ▶ **Commonwealth vs. Pettit** (12/31/2019)—Judge Nancy L. Butts
Criminal: Post Conviction Relief Act petition; timeliness; jurisdiction of the court. (Pettit123119BT) (Posted: January 2, 2020)

- ▶ **Commonwealth vs. Carr** (12/31/2019)—Judge Nancy L. Butts
Criminal: Suppression motion; propriety of investigatory detention; reasonable suspicion that criminal activity was afoot; doctrine of inevitable discovery to validate search of person; reasonable suspicion for canine search of exterior of vehicle; voluntariness of consent for search; scope of consent for search of vehicle; probable cause for arrest; totality of circumstances; sufficiency of affidavit of probable cause for search warrant of cell phone. (Carr123119BT) (Posted: January 2, 2020)
- ▶ **Commonwealth vs. Salsman** (12/31/2019)—Judge Nancy L. Butts
Criminal: Motion to dismiss pursuant to Rule 600; excludable delay; willful failure to appear at court proceeding; proof of proper notice; certified mail sent but returned not signed by defendant. (Salsman123119BT) (Posted: January 2, 2020)
- ▶ **Commonwealth vs. Young** (12/31/2019)—Judge Marc F. Lovecchio
Criminal: Post Conviction Relief Act petition; constitutionality of sexual offender registration requirements; waiver of claims; bargained-for plea agreement; no retroactive application of the statute; equal protection denial because adult and juvenile offenders are treated differently. (Young123119L) (Posted: December 31, 2019)
- ▶ **Commonwealth vs. Fisher** (12/24/2019)—Judge Marc F. Lovecchio
Criminal: Appeal; start date of probation sentence for revocation purposes; harsh and excessive sentence; defendant not amenable to supervision. (fisher122419L) (Posted: December 31, 2019)
- ▶ **Commonwealth vs. Knarr** (12/27/2019)—Judge Marc F. Lovecchio
Criminal: Suppression motion; warrantless entry into residence to make arrest; claimed exigent circumstances; investigation of minor offense. (knarr122719L) (Posted: December 31, 2019)
- ▶ **LM Adoption** (12/23/2019)—Judge Joy Reynolds McCoy
Adoption: Petition for involuntary termination of parental rights; incarceration; settled purpose of relinquishing parental claim; failure to perform parental duties for at least the six months preceding the filing of the petition; no existing bond. (AdoptionofLM122319m) (Posted: December 30, 2019)



In addition to those already recognized, the Lycoming Law Association Foundation expresses its great appreciation for the following contribution to the Yvonne Campbell Memorial Fund:

Contribution by Hon. William “Skip” Arbuckle.

These contributions assist the LLA Foundation in furthering its purpose of providing access to justice for civil legal services needed by low-income people in Lycoming County and supporting law-related community events.

The LLA Foundation is funded entirely through the support of the LLA Members. Thank you.

—The Lycoming Law Association Foundation

Legal Aid Attorney and Paralegal Openings

North Penn Legal Services is seeking to fill two full-time positions in Williamsport: a staff attorney at the West Third Street location and a paralegal to work with the North Penn Medical-Legal Partnership (MLP) attorney at River Valley Health and Dental Center. For information on the positions and how to apply, visit: www.northpennlegal.org/about/careers. EOE.

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LOOKING FOR ESTATE NOTICES

**OR OTHER LEGAL NOTICES
REQUIRING PUBLICATION
IN A PA LEGAL JOURNAL?**

Go to www.palegalads.org

**This FREE site allows you to
search statewide to determine
whether a specific legal notice
has been published.**



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**Conboy, Charles J., Jr.**, dec'd.

Late of the City of Williamsport.
 Executor: Robert C. Conboy, 246 Shick Road, Montoursville, PA 17754.
 Attorney: Joseph L. Rider, Esquire, 1700 Four Mile Drive, Williamsport, PA 17701.

Nesbitt, Judy, dec'd.

Late of Williamsport.
 Co-Executrices: Katherine Kocher and Mary Cassidy.
 Attorney: Richard G. Scheib, Esquire, 11 Reitz Blvd., Suite 102, Lewisburg, PA 17837-9293.

Shaffer, James D., dec'd.

Late of Williamsport.
 Co-Executors: Jennie McDermott and Michael Shaffer c/o Anthony J. Grieco, Esquire, Elion, Grieco, Carlucci & Shipman, P.C., 125 East Third St., Williamsport, PA 17701.
 Attorneys: Anthony J. Grieco, Esquire, Elion, Grieco, Carlucci & Shipman, P.C., 125 East Third St., Williamsport, PA 17701.

SECOND PUBLICATION**Bailey, Alice Joyce a/k/a A. Joyce Bailey**, dec'd.

Late of Williamsport.
 Executors: Nancy Bailey Houtz, 215 Bastress St., Jersey Shore, PA 17740 and Christopher J. Bailey, 163 Maryland Avenue, Jersey Shore, PA 17740.
 Attorney: Leroy H. Keiler, III, Esquire, 110 Oliver Street, Ste. 2, P.O. Box 263, Jersey Shore, PA 17740, (570) 398-2750.

Dapp, Patricia A., dec'd.

Late of Montoursville.
 Executor: Patrick J. Dapp, 520 Sand Hill Road, Montoursville, PA 17754.
 Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 445 Elmira Street, Williamsport, PA 17701, (570) 321-0709.

Fague, Dorothy M., dec'd.

Late of 144 North Main Street, Picture Rocks.
 Executor: Dennis S. Fague, 51 Hi-Top Hill Road, Voluntown, CT 06384.
 Attorney: J. Howard Langdon, Esquire, 3 South Main Street, Muncy, PA 17756.

Heller, Sylvester K., dec'd.

Late of Williamsport.
 The Sylvester K. and Betty K. Heller Protector Trust, dated May 14, 2018.
 Settlor: Sylvester K. Heller.
 Executor: Lance K. Heller.
 Trustees: Lance K. Heller and Leisa G. Brown.
 Attorneys: Brittany O. L. Smith, Esquire, Steinbacher, Goodall & Yurchak, 413 Washington Boulevard, Williamsport, PA 17701.

Long, Russell L., Jr., dec'd.

Late of Hughesville.

Administratrix: McKenna F. R. Long,
163 Cottage Street, Hughesville, PA
17737.

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

Executrix: Traci Helmrich, 1926
Ridge Crest Circle, Mountoursville,
PA 17754.

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

Maynard, Laurence P., Jr., dec'd.

Late of Williamsport.

The Laurence P. and Doris L. May-
nard Protector Trust, dated Octo-
ber 7, 2009 and the Revocable Living
Trust Agreement Between Laurence
P. Maynard, Jr. and Doris L. Maynard,
dated May 1, 1995.

Settlor: Laurence P. Maynard, Jr.

Co-Trustees: Charles B. L. Maynard
and Laurie M. Campbell.

Attorneys: Brittany O. L. Smith, Es-
quire, Steinbacher, Goodall & Yur-
chak, 413 Washington Boulevard,
Williamsport, PA 17701.

Montgomery, George L., dec'd.

Late of the Borough of Hughesville.

Executor: Thomas J. Montgomery.

Attorneys: Julieanne E. Steinbacher,
Esquire, Steinbacher, Goodall & Yur-
chak, 413 Washington Boulevard,
Williamsport, PA 17701.

Poorman, Ronald L., Sr., dec'd.

Late of Muncy Creek Township.

Co-Executors: Ronald L. Poorman,
Jr., 670 Bower Road, Linden, PA
17744, Robert L. Poorman, 382
Highview Terrace, Muncy, PA 17756
and Rodney L. Sponhouse, 111
Sherry Drive, Glasgow, KY 42141.

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

THIRD PUBLICATION

Snyder, Alice M., dec'd.

Late of the Borough of Montours-
ville.

**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 February 4,
2020 unless exceptions are filed before
5:00 P.M. on that date.

1. Moff, Dorothy A., Trust—James
O. Moff, III and Steven J. Moff, Trustees.

2. Cardennis, Sara E., Estate—Wil-
liam M. Cardennis, Executor.

3. Heaton, Tracy L., Estate—Eliza-
beth L. Clark, Administratrix.

Kathy Rinehart
Register of Wills

J-3, 10, 17, 24

**FILING ARTICLES OF
INCORPORATION**

NOTICE IS HEREBY GIVEN that
Articles of Incorporation were filed with
the Department of State of the Com-
monwealth of Pennsylvania, Harrisburg,
Pennsylvania on December 18, 2019, for
the purpose of obtaining a Certificate of
Incorporation of a proposed business
corporation to be organized under the
Business Corporation Law of the Com-
monwealth of Pennsylvania, approved
December 21, 1988 (P.L. 1444, No. 177)
and its amendments and supplements.

The name of the corporation is:

PENNSYLVANIA
AMUSEMENTS, INC.

whose registered office is located at:
535 East Third Street, Williamsport,
Lycoming County, Pennsylvania.

The purpose for which the corpora-
tion is organized is to engage in and to
do any lawful act concerning any or all
lawful business for which corporations
may be incorporated under the Pennsyl-
vania Business Corporation Law.

ANTHONY J. GRIECO, ESQUIRE
ELION WAYNE GRIECO CARLUCCI
& SHIPMAN, P.C.
125 East Third Street
Williamsport, PA 17701

J-10

REGISTRATION OF FICTITIOUS NAME

NOTICE IS HEREBY GIVEN that an
Application for Registration of Fictitious
Name has been filed with the Depart-
ment of State of the Commonwealth of
Pennsylvania, Harrisburg, Pennsylvania
on December 23, 2019, under the Fic-
titious Names Act. The fictitious name
registered is:

MASETO'S DELI

The fictitious name is registered to:
Lizmat, LLC with a registered address
of: 826 Main Street, South Williamsport,
Lycoming County, Pennsylvania 17702.
ANTHONY J. GRIECO, ESQUIRE
ELION WAYNE GRIECO CARLUCCI
& SHIPMAN, P.C.
125 East Third Street
Williamsport, PA 17701

J-10



PERIODICAL PUBLICATION

*** Dated Material. Do Not Delay. Please Deliver Before Monday, January 13, 2020**