May 17, 2013 ~ Vol. 100 • No. 20 ~ Media, PA

NOTICES TO THE BAR			
Calendar:		DCBA Golf League	19
DCBA Events	3	DCBA Judicial Selection	
PBI Seminars	5	Committee Report	20
Real Estate Practices Committee	6	Deadline for Membership	
DCBA/CLE Seminars		Applicants	21
Gagnons 101	7	Early Deadline	21
Malpractice Avoidance		Magistrate Judges Positions	13
Seminars – PBA	8	Notice of Administrative Suspension	22
The ONE Thing That Produces		Notice of Disbarment	23
More Traffic to Your Website Right to Know Act	9 10	LEGAL NOTICES	
Tech Today and the		Charter Application	34
Delco Lawyer Seminar	11	Charter Application Non-Profit	34
Workers' Compensation	12	Classified Ads	35
ADR Voluntary Settlement		Estate and Trust Notices	25
Program Reminder	16	Fictitious Names	35
Co-Ed Lawyer League Softball	16	Judgments	41
The 2013 Annual		Limited Liability Company	35
Membership Directory	17	Orphans' Court – Audit	33
DCBA 41st Annual Bench		Service by Publication	35
Bar Conference	1.8	,	

CASES REPORTED-100 Del. Co. Rep. 180-184

Commonwealth v. Michael Norley—Criminal – Simple Assault/Grading – Criminal Information/Simple Assault by Mutual Consent – Sufficiency of the Evidence.

180

N.B.

DCBA and R & S Design CLE Seminar "TECH TODAY AND THE DELCO LAWYER" Wednesday, May 22nd – Pg. 11

DELAWARE COUNTY LEGAL JOURNAL

USPS 151-960

The Official Legal Newspaper of Delaware County — Reporting the Decisions of the Courts of Delaware County The 32nd Judicial District of Pennsylvania

OWNED AND PUBLISHED BY

DELAWARE COUNTY BAR ASSOCIATION 2013

OFFICERS

Lyn B. Schoenfeld
President
Jonathan Peri
President Elect
William "Chip" Mackrides
Vice President
Kristen Daniels Rushing
Treasurer
Scott C. Gottel
Recording Secretary

DIRECTORS

Joseph T. Mattson Michael P. Pierce Past Presidents Jeffrey Boogay President, Young Lawyers' Section R. Scott Aldridge Michael R. Galantino Albert M. Greto Patrick T. Henigan John N. Hickey Robert F. Kelly, Jr. Joseph A. Malley, III JoAnn Massaro Douglas L. Smith Barry W. VanRensler Thomas E. Wyler Gina Gorbey Zarko

LEGAL JOURNAL

Robert R. DeLong, Jr. Corresponding Secretary

Ronald A. Amarant David G. Blake Hon. John P. Capuzzi, Sr. Hon. Joseph T. Doyle William C. Mackrides Kathleen S. O'Connell-Bell Joseph B. Siedlarz, III Daniel J. Siegel Douglas L. Smith Barry W. VanRensler

Editor: David S. Daniel Editor Assistant Editor:

Matthew M. Ryan
Assistant Editor

Judicial Representative:

Honorable George A. Pagano

EXECUTIVE DIRECTOR

William L. Baldwin

Executive Director

Jacqueline H. Csop Judith L. Fluharty Tracy E. Price Lochetto Karen L. Newell Debby A. Sulek Kathryn I. Tarr

STAFF

OFFICE:

Bar Association Building 335 West Front Street P.O. Box 466 Media, PA 19063 Telephone (610) 566-6625 Facsimile (610) 566-7952 http://www.delcobar.org

Subscription \$75.00 Per Year. Published Every Friday. **Legal Notices, advertisements and notices to the bar must be received by 11:00 a.m. on Wednesday one week prior to the date of publication.** Periodicals-class postage paid at Media, PA and additional offices, under the Act of Congress, March 3, 1879.

Postmasters: Changes of address are to be sent to P.O. Box 466, Media, PA 19063

Copyright © 2013 Delaware County Bar Association

All rights reserved. No part of this publication may be reproduced, stored in a retrieval system, or transmitted in any form by electronic, mechanical, photocopying, or any other means without the prior written permission of the copyright holder.

All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. Neither the Delaware County Legal Journal nor the printer will assume any responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes in content. The Delaware County Legal Journal makes no representation as to the quality of services offered by any advertiser in this publication.

CALENDARS:

DELAWARE COUNTY BAR ASSOCIATION MARK YOUR CALENDARS!

All Events Will Be Held at the DCBA Unless Otherwise Noted

Ν	Л	Δ	v	=
ш	у.	$\boldsymbol{\mathcal{L}}$		=

MAY:			
	May	17	Memorial Service for O. Warren Higgins – 12:30 p.m.
	May	21	Employment & Labor Committee – Luncheon Meeting – 12:00 Noon
	May	22	DCBA and R&S Design – CLE Seminar – Registration & Lunch – 12:00 Noon – Seminar – 12:30 p.m. – 1:30 p.m.
	May	22	PBA Malpractice Avoidance Seminar – 3:00 p.m. – 4:30 p.m.
	May	23	Voluntary Settlement Program – 9:30 a.m. – 12:00 Noon
	May	23	PBI Seminar – The Gun Control Debate – Lunch Included – Registration – 11:30 a.m. – Seminar – 12:00 Noon – 3:15 p.m.
	May	27	DCBA CLOSED – MEMORIAL DAY OBSERVED
	May	29	The Criminal Legal Education Committee – CLE Seminar – Lunch and Registration – 12:00 Noon – Seminar – 12:30 p.m. – 2:30 p.m.
	May	30	DCBA CLE Seminar – "The ONE Thing That Produces More Traffic to Your Website" – Bring Your Own Brown Bag Lunch – Registration – 12:00 Noon – Seminar – 12:30 p.m. – 1:30 p.m.
	May	31	Real Estate Practices Committee – CLE Seminar – Breakfast – 8:15 a.m. – Seminar – Promptly 9:00 a.m.
	May	31	Workers' Compensation Committee – CLE Seminar – Registration & Lunch – 12:00 Noon – Seminar – 12:30 p.m. – 1:30 p.m.
JUNE:	!		P
	June	5	Bench Bar Conference – Sky Top Lodge

Bench Bar Conference

June 6

June June	7 11	Bench Bar Conference PBI Seminar – Dram Shop Liability – Breakfast Included – Registration – 8:30 a.m. –
l	4.4	Seminar – 9:00 a.m. – 12:15 p.m.
June	11	Executive Committee – Luncheon Meeting – 12:15 p.m.
June	11	Membership Committee – Meeting – 3:00 p.m.
June	12	Family Law Section – Meeting – 3:30 p.m.
June	13	PBI Seminar – Family Lawyer's Discovery Toolkit – Breakfast Included – Registration – 8:00 a.m. – Seminar – 8:30 a.m. – 12:45 p.m.
June	13	Young Lawyers' Section – Meeting – 12:30 p.m.
June	13	Delaware County Trial Lawyers – Committee Meeting – 12:15 p.m.
June	19	FLS Lunch and Learn – CLE Seminar – Registration – 12:00 Noon – Seminar –
		12:30 p.m. – 1:30 p.m.
June	19	Board of Directors – Meeting – 4:00 p.m.
June	20	Voluntary Settlement Program – 9:30 a.m. – 12:00 Noon
June	26	PBI Seminar – General Practitioners' Update
		2013 - Breakfast and Lunch included -
		Registration – 8:00 a.m. – Seminar – 8:30 a.m. – 3:45 p.m.
June	26	Municipal Solicitors Committee CLE Seminar – DCBA Board Room – Bring Your Own Brown Bag Lunch – Registration – 11:30 a.m. – Seminar – 12:00 Noon – 1:00 p.m.
June	28	Real Estate Practices Committee – CLE Breakfast Seminar – Breakfast – 8:15 a.m. – Seminar – 9:00 a.m. – 10:00 a.m.

SEMINARS:

DELAWARE COUNTY BAR ASSOCIATION PBI Seminars

MAY 23, 2013 The Gun Control Debate (Lunch)

12:00 p.m. to 3:15 p.m., Registration 11:30 a.m. Place: Delaware County Bar Association Building

Triace. Delaware County bar Association building

Tuition—Members: \$229.00, Post 1/09: \$209.00, Others: \$249.00

Credits: 3 Substantive, 0 Ethics

JUNE 11, 2013 Dram Shop Liability (Breakfast)

9:00 a.m. to 12:15 p.m., Registration 8:30 a.m. Place: Delaware County Bar Association Building

Tuition—Members: \$229.00, Post 1/09: \$209.00, Others: \$249.00

Credits: 3 Substantive, 0 Ethics

JUNE 13, 2013 Family Lawyer's Discovery Toolkit (Breakfast)

8:30 a.m. to 12:45 p.m., Registration 8:00 a.m. Place: Delaware County Bar Association Building

Tuition—Members: \$279.00, Post 1/09: \$259.00, Others: \$299.00

Credits: 3 Substantive, 1 Ethics

JUNE 26, 2013 General Practitioners' Update 2013 (Breakfast and Lunch)

8:30 a.m. to 3:45 p.m., Registration 8:00 a.m.

Place: Delaware County Bar Association Building

Tuition—Members: \$249.00, Post 1/09: \$229.00, Others: \$269.00

Credits: 5 Substantive, 1 Ethics

JULY 11, 2013 The Amazing Case (Breakfast and Lunch)

8:30 a.m. to 3:30 p.m., Registration 8:00 a.m. Place: Delaware County Bar Association Building

Tuition—Members: \$349.00, Post 1/09: \$329.00, Others: \$369.00

Credits: 5 Substantive, 1 Ethics

If applying for CLE credits, attendee must abide by the requirements set forth by the CLE Board and the Supreme Court of Pennsylvania.

Send check and registration to: Pennsylvania Bar Institute, 5080 Ritter Road, Mechanicsburg, PA 17055.

"Walk-Ins" (Those who have not pre-registered with PBI at least one week before the seminar) may attend the seminar but will only receive materials that day while supplies last on a first come, first served basis. Materials will be shipped at a later date.

For information call PBI at 1-800-932-4637. **THOSE WHO WISH TO USE VISA OR MASTERCARD SHOULD DO SO THROUGH PBI, MECHANICS-BURG, PRIOR TO DATE OF SEMINAR.**

REAL ESTATE PRACTICES COMMITTEE 2013 SEMINARS

The Real Estate Practices Committee will be conducting breakfast seminars in 2013 at the Delaware County Bar Association Building located at 335 West Front Street, Media, PA 19063. The following topics and speakers will be presented:

- 1. **May 31, 2013 (Friday)** Seminar (1 CLE Substantive) "Filing and Defending Mechanics Liens" *Speaker:* Stanley Edelstein, Esquire.
- 2. **June 28**, **2013 (Friday)** Seminar (1 CLE Substantive) "Dangers of Ignoring Zoning Enforcement Notices" *Speaker:* TBA.
- 3. **July 26, 2013 (Friday)** Seminar (1 CLE Substantive) "Top 5 Title Claims" *Speaker:* Blair Granger, Esquire.
- 4. **August 30, 2013 (Friday)** Seminar (1 CLE Substantive) "Short Sales Modifying the Loan and Deeds in Lieu" *Speaker:* Donald Weiss, Esquire. *This seminar qualifies for CPA CE Credits, as well as CLE Credits, at a cost of \$25.00 for non-member attorneys and CPAs.*
- 5. **September 27, 2013 (Friday)** Seminar (1 CLE Substantive) "Mortgage Foreclosure Sheriff's Sale v. Deed in Lieu? Factors to Consider!" Speaker: Richard Heller, Esquire. This seminar qualifies for CPA CE Credits, as well as CLE Credits, at a cost of \$25.00 for non-member attorneys and CPAs.
- 6. **October 25, 2013 (Friday)** Seminar (1 CLE Substantive) "Homeowner and Condo Associations Recent Areas of Litigation" *Speaker:* Steve Sugarman, Esquire.
- 7. **November 22, 2013 (Friday)** Seminar (1 CLE Substantive) "Taxes and Real Estate Planning Saves Bucks!" *Speaker:* Joseph M. Sedlack, Esquire. *This seminar qualifies for CPA CE Credits, as well as CLE Credits, at a cost of \$25.00 for non-member attorneys and CPAs.*

A \$14.00 charge will be assessed **for breakfast** at the Delaware County Bar Association Building. This will be catered by Mrs. Marty's Deli and will be served between 8:15 a.m. to 8:45 a.m. Seminars will commence promptly at 9:00 a.m. A \$14.00 charge will be assessed for all persons attending the breakfast seminars whether or not breakfast is ordered and whether or not CLE credits are requested. Delco Bar **Members** will be charged an **additional** \$30.00 for the initial CLE credit and \$25.00 for each additional credit, if any. **Non-Members** will be charged \$35.00 for the first CLE credit and \$30.00 for each additional credit, if any. All fees may be paid at the door.

You must contact Vincent B. Mancini, Esquire, Chairman at (610) 566-8064 or e-mail his legal assistant, Debbie, at dscally@vmancinilaw. com to establish an accurate count for breakfast and seminar seating. VINCENT B. MANCINI, ESQUIRE Chairman

THE CRIMINAL LEGAL EDUCATION COMMITTEE – CLE SEMINAR "GAGNONS 101"

DATE: Wednesday, May 29, 2013

REGISTRATION: 12:00 p.m. – 12:30 p.m. – includes lunch

SEMINAR TIME: 12:30 p.m. – 2:30 p.m.

LOCATION: DELAWARE COUNTY BAR ASSOCIATION

Auditorium

COST: \$90.00 (includes lunch) WORTH: 2.0 Substantive Law

Please join us for a basic discussion concerning our clients' rights to Gagnon I and Gagnon II Hearings. The ins and outs of the hearing process and discussion of technical violations in comparison to direct violations and some of the alternatives available in lieu of incarceration.

Our speakers will include: Bill Ruane from the Public Defender's Office; David Katch, Hearing Officer, Delaware County Adult Probation and Parole Department; Jeff Roney, Probation Officer, Delaware County Adult Probation and Parole Department; and Stephen J. Schukraft, Esquire, former Deputy Director of the Delaware County Adult Probation and Parole Department and local criminal defense attorney.

Members of the Indigent Defense Panel are required to take two CLE seminars sponsored by the Criminal Legal Education Committee per year to remain on the panel. Members of the panel are not required to pay any fee to attend; however, those members who wish to receive CLE credits will be charged \$10.00 per CLE credit hour to cover administrative costs of processing the CLE credits.

Please complete the form below and mail with your check made payable to the Delaware County Bar Association, Attention: Karen Newell, Delaware County Bar Association, Front and Lemon Streets, Post Office Box 466, Media, PA 19063.

Lorraine M. Ramunno, Esquire – Chair, Criminal Legal Education Committee, (610) 892-9422

DELAWARE COUNTY CRIMINAL LEGAL EDUCATION COMMITTEE CLE – MAY 29, 2013

NAME:
ADDRESS:
PHONE: SUPREME COURT #:
AMOUNT ENCLOSED: COMPLIANCE GROUP #:
E-MAIL:

Malpractice Avoidance Seminars scheduled

The PBA County Bar Services Department, the PBA Professional Liability Committee and USI Affinity, in cooperation with local bar associations, have scheduled spring malpractice avoidance seminars in the eastern part of the state. Those attending the seminars will receive a discount on their PBA-endorser malpractice insurance through USI Affinity and up to 1.5 hours of CLE ethics credit. All seminars are presented live and include a CD-ROM of the presentation material.

Unless otherwise noted, register online at www.pabar.org/public/localbar/countybar.asp. If you have questions, contact Gabriele Miller-Wagner in the PBA County Bar Services Department at 800-932-0311, Ext. 2240.

The schedule follows:

BUCKS

April 16 at 9:45 a.m. Bucks County Bar Association, 135 E. State St., Doylestown To register, call 215-348-9413.

LANCASTER

April 17 at 12:30 p.m. Lancaster Bar Association, 28 E. Orange St., Lancaster To register, call 717-393-0737.

WAYNE/PIKE April 23 at 9 a.m. The Settlers Inn, 4 Main Ave., Hawley

SULLIVAN/WYOMING April 24 at 3 p.m. Shadowbrook Inn & Resort, 615 SR 6 East, Tunkhannock

LACKAWANNA April 24 at 9 a.m. The Colonnade, 401 Jefferson Ave., Scranton SUSQUEHANNA April 24 at 3 p.m. Community Foundation of the Endless Mountains, 270 Lake Ave, Montrose

LUZERNE

April 25 at 10 a.m. The Westmoreland Club, 59 S. Franklin St., Wilkes-Barre

UNION/SNYDER April 29 at 2 p.m. Lewisburg Hotel, 136 Market St., Lewisburg

TIOGA April 30 at 9 a.m. Mansfield University, Memorial Hall, Room 211, Mansfield

LYCOMING April 30 at 3 p.m. Holiday Inn, 100 Pine St., Williamsport

COLUMBIA/MONTOUR May 1 at 9 a.m. Days Inn Danville Conference Center, 50 Sheraton Road, Exit 224 I-80 & SR54, Danville

NORTHUMBERLAND May 1 at 3 p.m. Edison Hotel, 401 Market St., Sunbury

CARBON May 2 at 10 a.m. Inn at Jim Thorpe, 24 Broadway, Jim Thorpe LEBANON May 14 at 10 a.m. Lebanon Country Club, 3375 West Oak St., Lebanon

NORTHAMPTON

May 16 at 1 p.m. Best Western, Routes 512 and 22, Bethlehem To register, call 610-258-6333.

LEHIGH

May 17 at 10 a.m. The Bar Association of Lehigh County, 1114 W. Walnut St., Allentown

CHESTER May 22 at 9 a.m. Chester County Bar Association, 15 W. Gay St., 2nd Floor, West Chester

DELAWARE May 22 at 3 p.m. Delaware County Bar Association, 335 W. Front St., Media

MONTGOMERY May 23 at 10 a.m. and 2 p.m. Montgomery Bar Association, 100 W. Airy St., Norristown

DAUPHIN

Aug. 2 at 11:30 a.m.
Crowne Plaza Hotel,
23 S. Second St., Harrisburg
To register, call 717-232-7536.

the county line

DELAWARE COUNTY BAR ASSOCIATION CLE SEMINAR

"The ONE Thing That Produces More Traffic to Your Website"

Date & Place: Thursday May 30, 2013 – Delaware County

Bar Association

Registration: 12:00 Noon

 Seminar:
 12:30 p.m. – 1:30 p.m.

 Cost:
 \$25.00 – DCBA Members

 \$35.00 – Non-Members

Worth: 1.0 Substantive Law CLE Credit Hour

Bring Your Own Brown Bag Lunch & Beverage

Join Internet marketing expert Greg Sutphin as he unravels effective Internet law firm marketing by harnessing the power of useful and relevant content.

The fact is that there is no "one thing" or "silver bullet" that produces traffic, but content management is THE most important "one thing." Blogging is a huge part of content management. This seminar will teach you the best practices approach to blogging with unique, relevant content to accomplish better overall results (and yes, rankings) to your website. Content generation must then be followed by content distribution in a way that attracts potential clients and helps keep existing ones coming back.

To register, please complete the form below and return with your check (made payable to the Delaware County Bar Association) to Karen Newell, DCBA, 335 West Front Street, Media, PA 19063. (Fax: (610) 566-7952; Email: karen@delcobar.com.)

THE ONE THING THAT PRODUCES MORE TRAFFIC TO YOUR WEBSITE – CLE SEMINAR – MAY 30, 2013

NAME:	
ADDRESS:	
PHONE: SUPREME COURT #:	
AMOUNT ENCLOSED: COMPLIANCE GROUP #:	
	May 17 O

DELAWARE COUNTY BAR ASSOCIATION'S MUNICIPAL SOLICITORS COMMITTEE CLE SEMINAR

"Right to Know Act: What You Need to Know From the Pennsylvania Office of Open Records"

Date: Wednesday, June 26, 2013

Location: Delaware County Bar Association Auditorium

Registration

& Lunch: 11:30 a.m. – 12:00 Noon **Seminar:** 12:00 Noon – 1:00 p.m. **Cost:** \$35.00 for DCBA Members

\$45.00 for Non-Members

Credits: 1.0 Substantive Law CLE Credit Hour

Bring Your Own Brown Bag Lunch & Beverage

Presenter: Terry Mutchler, Esq., Executive Director, PA Office of Open Records

Terry Mutchler of the Pennsylvania Office of Open Records will present a seminar to address common Right to Know Act issues faced by municipalities, notable recent Right to Know Act decisions, the basics of handling Right to Know Act appeals and procedural missteps to avoid.

To register for this seminar, please complete the form below and return to: Karen Newell, DCBA, 335 West Front Street, Media, PA 19063. Phone: (610) 566-6627, Ext. 222; Fax: (610) 566-7952; e-mail: karen@delcobar.com.

MUNICIPAL SOLICITORS COMMITTEE - CLE SEMINAR - WEDNESDAY, JUNE 26, 2013

NAME:		
PHONE:	SUPREME COURT #:	
AMOUNT ENCLOSED:	COMPLIANCE GROUP #:	
		May 17—June 21

DELAWARE COUNTY BAR ASSOCIATION AND R & S DESIGN CLE SEMINAR

"TECH TODAY AND THE DELCO LAWYER"

Date: Wednesday, May 22, 2013

Location: Delaware County Bar Association Auditorium

Registration

& Lunch: 12:00 Noon – 12:30 p.m. **Seminar:** 12:30 p.m. – 1:30 p.m. **Cost:** No Cost for DCBA Members \$35.00 for Non-Members

Credits: 1.0 Substantive Law CLE Credit Hour

Bring Your Own Brown Bag Lunch & Beverage

Presenter: Robert Strain of R & S Design

Is your practice of law making use of today's technology....or are you stuck in the past with five- or ten-year-old technology? Tech Today and the Delco Lawyer will deal with technology dangers to avoid; identifying the real technology issues in your environment; and some practical and affordable ways to make technology work for you in the practice of law.

To register for this seminar, please complete the form below and return to: Karen Newell, DCBA, 335 West Front Street, Media, PA 19063. Phone: (610) 566-6627, Ext. 222; Fax: (610) 566-7952; e-mail: karen@delcobar.com.

DCBA AND R & S DESIGN CLE SEMINAR - WEDNESDAY, MAY 22, 2013

Name:		
Phone:	Supreme Court #:	
Compliance Group #:		Apr. 19—May 17
		Apr. 19—IVIAV 17

*** COURT BONDS ***

PROMPT SERVICE ON: ESTATE - GUARDIAN - APPEALS & OTHER COURT BONDS

MONTGOMERY INSURANCE AGENCY

330 WEST STATE STREET - MEDIA, PA 19063

PHONE 565-8280 FAX 565-9685

CONTACT: STEVE MONTGOMERY, EXT 147: MOST BONDS ISSUED WITHIN ONE HOUR

May 17, 24

WORKERS' COMPENSATION COMMITTEE - CLE SEMINAR

"Workers' Compensation: WCAIS Overview Seminar and Registration"

Date: Friday, May 31, 2013

Registration &

Lunch: 12:00 Noon – 12:30 p.m. Seminar: 12:30 p.m. – 1:30 p.m.

Place: Delaware County Bar Association

Building – Auditorium

Cost: \$45.00 DCBA Members (INCLUDES LUNCH)

\$55.00 Non-Member Attorneys (INCLUDES LUNCH)

Worth: 1.0 Substantive Law Credit Hour

Plan to attend this essential seminar for anyone practicing Workers' Compensation Law or having any interaction with the Workers' Compensation System. The Bureau of Workers' Compensation is going paperless and unless you have registered and know how to use the new computer system (WCAIS), you will be left out! Come and register yourself and/or your firm and learn how this transition will impact your practice and how to use WCAIS! Register early as space may be limited.

Panel

Director of Adjudication, Elizabeth Crum Judge Manager, Susan Caravaggio The Honorable Sarah C. Makin (Judge's perspective) Geoffrey Hillsberg, Esquire (Claimant perspective) Robert Kelly, Esquire (Employer perspective)

Moderator

James R. Flandreau, Esquire

To be assured a reservation, please complete the form below and mail, with your check made payable to the Delaware County Bar Association, Attention: Karen Newell, Delaware County Bar Association, 335 West Front Street, Post Office Box 466, Media, PA 19063.

James R. Flandreau, Esquire

Chair, Workers' Compensation & Employment Committee

WORKERS' COMPENSATION & EMPLOYMENT - CLE SEMINAR - MAY 31, 2013

NAME:		
ADDRESS:		
PHONE:	_ SUPREME COURT #:	
AMOUNT ENCLOSED: _	COMPLIANCE GROUP #:_	

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA NOTICE

The Judicial Conference of the United States has authorized the appointment of two full-time United States Magistrate Judges for the Eastern District of Pennsylvania at Philadelphia. The appointee may be required to preside at court sessions to be held at Philadelphia, Allentown, Reading and Lancaster.

The duties of the position are demanding and wide-ranging, and will include: (1) conduct of most preliminary proceedings in criminal cases; (2) trial and disposition of misdemeanor cases; (3) conduct of various pretrial matters and evidentiary proceedings on delegation from the judges of the District Court; and (4) trial and disposition of civil cases upon consent of the litigants. The basic authority of the United States Magistrate Judge is specified in 28 U.S.C. §636.

To be qualified for appointment an applicant must:

- (1) Be, and have been for at least five years, a member in good standing of the bar of the highest court of a state, the District of Columbia, the Commonwealth of Puerto Rico, the Territory of Guam, the Commonwealth of the Northern Mariana Islands or the Virgin Islands of the United States, and have been engaged in the active practice of law for a period of at least five years;
- (2) Be competent to perform all the duties of the office; be of good moral character; be emotionally stable and mature; be committed to equal justice under the law; be in good health; be patient and courteous; and be capable of deliberation and decisiveness;
 - (3) Be less than seventy years old; and
 - (4) Not be related to a judge of the district court.

A Merit Selection Panel composed of attorneys and other members of the community will review all applicants and recommend to the judges of the district court in confidence, at least ten, but not more than fifteen persons whom it considers best qualified. The court will make the appointment, following an FBI full-field investigation and IRS tax check of the applicant selected by the court for appointment. An affirmative effort will be made to give due consideration to all qualified applicants, without regard to race, color, age (40 and over), gender, religion, national origin or disability. The current annual salary of the position is \$160,080.00. The term of office is 8 years.

Application forms and more information on the magistrate judge position in this court may be obtained from the District Court website at www.paed. uscourts.gov or by contacting the Clerk of the District Court at (267) 299-7089. Applications must be submitted **only** by potential nominees **personally** and must be received **no later than** close of business on June 27, 2013.

Submit completed applications to:

Michael E. Kunz Clerk of Court 2609 U.S. Courthouse 601 Market Street Philadelphia, PA 19106

ATTN.: Human Resources Department Magistrate Judge Application

All applications will be kept confidential, unless the applicant consents to disclosure, and all applications will be examined only by members of the Merit Selection Panel and the judges of the district court. The panel's deliberations will remain confidential.

Petrese B. Tucker Chief Judge

May 17

MASTERCARD AND VISA ACCEPTED AT THE DELAWARE COUNTY



BAR ASSOCIATION

The Delaware County Bar Association accepts



MASTERCARD & VISA

for membership dues, lawyer referral fees, legal ads and Legal Journal Subscriptions

Charges may be taken via telephone or walk-in

320 West Front Street

Two newly renovated 2nd floor corner offices, with administrative area in center. Across from DCBA and Courthouse.

Offices are in separate locked area for privacy. Includes water, heat and electric. Two dedicated parking spaces and shared parking spaces for clients. Shared reception area, conference room, kitchen area and bathrooms.

Call (610) 565-4750.

May 17, 24, 31; June 7

INCORPORATION AND LIMITED LIABILITY COMPANY FORMATION SERVICES

- PREPARATION AND FILING SERVICES IN ALL STATES
- CORPORATION AND LIMITED LIABILITY COMPANY OUTFITS
- SAME DAY SHIPMENT OF YOUR ORDER
- CORPORATE STATUS REPORTS
- UCC, LIEN AND JUDGMENT SEARCH SERVICES



Fax: 215-977-9386

- DOCUMENT RETRIEVAL
- REGISTERED AGENT SERVICE IN ALL STATES

M. BURR KEIM COMPANY

Phone: 215-563-8113

2021 ARCH STREET PHILADELPHIA, PA 19103 www.mburrkeim.com

ALTERNATIVE DISPUTE RESOLUTION VOLUNTARY SETTLEMENT PROGRAM REMINDER

The ADR Committee Voluntary Settlement Program will take place on Thursday, May 23, 2013. If you wish to place your case on the list, please call Andrew J. D'Amico, Esquire at (610) 565-6700.

May 17

CO-ED LAWYER LEAGUE SOFTBALL

Games will be played weekdays from April to July. (Most games will be on Tuesdays and Wednesdays with some Mondays and Fridays.) Cost is \$400 per team plus \$25.00 (ASA fee Per Team)** 5-10 games plus playoffs. Each team will need between 10 in the field (including 2 females) and up to 16 players in the lineup. To register a team, or inquire about being placed on a team, please contact Michael Kane. E-mail: Makane67@excite.com. Phone: (610) 804-6888.

**Fees are subject to change

Mar. 8-July 26

The Law Office

of

DOLORES J. VARGA, Esquire

is pleased to annouce that her daughter,

ABBEY E. VARGA, Esquire

has joined the firm as an associate.

May 17

NOTICE TO ALL MEMBERS OF THE DELAWARE COUNTY BAR ASSOCIATION

THE 2013 ANNUAL MEMBERSHIP DIRECTORY HAS ARRIVED!

EACH ATTORNEY WILL RECEIVE TWO (2) DIRECTORIES AT NO COST.

EACH ADDITIONAL DIRECTORY WILL BE AVAILABLE AT A COST OF \$10.00 PER COPY.

COPIES ARE NOW AVAILABLE AT THE BAR ASSOCIATION BUILDING.

STOP BY THE FRONT DESK!

Apr. 26-May 31



DCBA 41ST ANNUAL BENCH BAR CONFERENCE JUNE 5-7, 2013 AT SKYTOP LODGE

"Where Tradition Meets Adventure"

TRADITION ... REFLECT BACK IN TIME to the very First Annual Bench Bar Conference in 1973 at the Pocono Manor Inn where workshops and educational programs were designed to promote Bench and Bar relations. WHERE a dedicated Bench Bar Conference Committee provides members with an informative and enjoyable conference! **NOW, 40 YEARS LATER** a dedicated Bench Bar Committee continues to offer topical seminars in 2013. LEARN & EARN a possible 12 credits of Continuing Legal Education!

HONOR ... FEATURED GUEST SPEAKER Platte B. Moring, Esquire, who served as Staff Judge Advocate with the Office of Military Cooperation in Afghanistan and is the author of "Honor First: A Citizen-Soldier in Afghanistan," which details his involvement in the development of the Afghan Constitution, the conflict between Islamic and western cultures, the visit of the 9/11 Commission to Afghanistan, and the problems encountered in state building and military occupation in a war-torn country.

APPLAUD fellow members and recipients of the Chadwick, Orlowsky, and Vadino Awards!

NETWORK ... **DEVELOP** new professional friendships and renew old ones.

SEEK & MEET ADVENTURE . . . SWING Join our duffers in a foursome at the Annual Afternoon Golf Tournament! CLIMB a 38-foot rock wall! SPLAT An Old Western Town paintball course! EXTREME Treetop zipline challenge course! SPLASH Kayak in shimmering Skytop Lake! EXPLORE Over 30 miles of scenic forest biking trails! POW A 15-station sporting clays course and a 5-stand covered range! DROP & PULL Skytop Fishing and Shooting Center! HIKE & ENJOY Pennsylvania's natural beauty from Skytop's trails with or without a guide!

REFLECT ... LEARN ... HONOR ... APPLAUD ... DEVELOP ... SEEK & MEET AND MAKE AN ADVENTURE OF IT!

REGISTER NOW ... www.delcobar.org ... 2013 BENCH BAR REGISTRATION

Colleen M. Neary, Esquire Chair of the Bench Bar Conference Committee

Apr. 19-May 31

Mar. 22-May 17

DCBA GOLF LEAGUE RESUMES APRIL 25th, 2013

The DCBA Golf Committee is pleased to announce **Eighth season** of the Alan I. Rosenberg Memorial, **Thursday evening**, **9 holes Golf League**. Play will resume **Thursday** afternoons **starting April 25th** with tee times starting at 4:30 P.M. sharp! Mark your case management calendars now and plan to join fellow DCBA members and judges for a pleasant Thursday afternoon at **Paxon Hollow Golf Course in Marple Township**. DCBA Golfers of **ALL** experience levels are welcome—**just bring your good fellowship and enjoy!**

League Dues remain just \$30.00 and are used to purchase outrageous prizes and awards. Further defying inflation, each Thursday's nine holes is still only \$30. Every week will feature a closest to the Pin contest and the winner plays free the following week. Dan Malley, Paxon Hollow's PGA Professional, is again offering our league members the perk of a USGA Handicap at a discounted rate. Paxon Hollow's Bar and Restaurant has been extensively remodeled and we will have pizza to go with our beers after play. More menu items will be available for purchase. As soon as the new Paxon menu is available, we will circulate it to all league players.

While we expect to play into September, **WE NEED A HEADCOUNT NOW. Please send your (\$30) to: Karen Newell**, Delaware County Bar Association, P.O. Box 466, Media, PA 19063.

Please include your e-mail address for weekly confirmations and mobile number (FYI—the e-mail/mobile list will be used only by DCBA for the golf league).

Golf Committee: Rob DeLong, Harry Spiess, Bill Halligan (Co-Chairpersons) and Bob Wilson.

30113) and Bob Wilson.		
GOLF LEAGUE – 2013 – D		
SIGN ME UP FOR THE LEA	AGUE! [3
I have a USGA Handicap		USGA Index
I want an official USGA Ha to get one □	ndicap	& will call Dan Malley (610) 325-4833
Sign me up for the DCBA	Golf Go	od Guys & Helpers Committee 🗆
NAME:		AMOUNT ENCLOSED:
E-MAIL:		CELL PHONE #:

DELAWARE COUNTY BAR ASSOCIATION JUDICIAL SELECTION COMMITTEE REPORT

The Judicial Selection Committee met on Tuesday, April 23, 2013, and a final tabulation occurred regarding the ballots received from members of the Delaware County Bar Association concerning the qualifications of Richard M. Cappelli, Steven Lee Chanenson, William C. Mackrides and Nancy A. Walker for the office of Judge of the Court of Common Pleas of Delaware County. A total number of 1,136 ballots were distributed to the membership of our Association; and a total of 521 were received (46%). The results of the tabulation are listed below.

Respectfully submitted, Jonathan Peri, Esquire Chair of the Judicial Selection Committee

TABULATION OF PLEBISCITE TO DETERMINE JUDICIAL QUALIFICATIONS FOR JUDGE OF THE COURT OF COMMON PLEAS

RICHARD M. CAPPELLI:

Is well qualified: 399

Is qualified: 77

Is not recommended at the present time: 18

No opinion as to qualifications: 25

STEVEN LEE CHANENSON:

Is well qualified: 140

Is qualified: 54

Is not recommended at the present time: 94

No opinion as to qualifications: 230

WILLIAM "CHIP" MACKRIDES:

Is well qualified: 337 Is qualified: 104

Is not recommended at the present time: 46

No opinion as to qualifications: 30

NANCY A. WALKER:

Is well qualified: 87 Is qualified: 75

Is not recommended at the present time: 100

No opinion as to qualifications: 253

DEADLINE FOR MEMBERSHIP APPLICANTS FOR JULY 2013

The Delaware County Bar Association is accepting applications for admission to membership for July 2013. If you are interested in joining the Association, please contact Karen Newell at (610) 566-6627, extension 222, or via e-mail karen@delcobar.com. The deadline for return of the application is Friday, June 7, 2013. Completed applications can be mailed or delivered in person to the Bar Association at 335 W. Front Street, P.O. Box 466, Media, PA 19063. If you have been considering joining the DCBA, please take this opportunity to become part of a dynamic Bar Association and enjoy the many benefits of membership, including free CLE programs, discounts through the DCBA Affinity Program, use of the Bar facilities and great networking opportunities.

Mar. 15-May 31

EARLY DEADLINE

Due to the Memorial Day holiday, the Delaware County Bar Association will be closed on Monday, May 27th. The deadline for submitting items will be Tuesday, May 21st at noon instead of our normal deadline which is Wednesdays at 11:00 A.M., (9) days prior to publication. Have a wonderful holiday from the staff of the D.C.B.A.

May 3, 10, 17

- CD & DVD Duplication
- Business Stationery
- Notary Service
- Bulk Copying
- Color Copies
- Appeal Briefs
- Blueprint Copies
- Reproduced Records
- Courtroom Exhibits
- Color Blowups & Mounting
 Serving The Legal Community Since 1977

PROFESSIONAL DUPLICATING

33 East State Street • Media, PA 19063

610.891.7979



NOTICE OF ADMINISTRATIVE SUSPENSION

NOTICE IS HEREBY GIVEN THAT the following **Delaware County** attorneys have been *Administratively Suspended* by Order of the Supreme Court of Pennsylvania dated April 4, 2013, pursuant to Rule 111(b), Pa. R.C.L.E., which requires that every active lawyer shall annually complete, during the compliance period for which he or she is assigned, the continuing legal education required by the Continuing Legal Education Board. The Order became effective May 3, 2013 for Compliance Group 2 due *August 31, 2012*.

Ivy, Sarah Kathleen Leone, Monica McDonough Matthews, Jr., Donald J.

Suzanne E. Price Attorney Registrar The Disciplinary Board of the Supreme Court of Pennsylvania

May 17

KENNETH P. BARROW, JR. REALTOR/APPRAISER

PA CERTIFIED GENERAL REAL ESTATE APPRAISER #GA-000231-L
Real Estate Appraisal and Consultation, Zoning Analysis and Expert
Witness, Industrial, Commercial, Land and Residential
Real Estate Sales and Leasing

36 E. FIFTH STREET, SUITE 102
CHESTER, PA 19013
OFFICE: 610.447.8816 CELL: 610.220.2708
KPBREALTOR@RCN.COM
WWW.KPBREALTOR.COM

NOTICE OF DISBARMENT

NOTICE IS HEREBY GIVEN THAT by Order of the Supreme Court of Pennsylvania dated May 1, 2013, GERALD C. LIBERACE is DISBARRED ON CONSENT from the Bar of this Commonwealth retroactive to March 12, 2012.

Elaine M. Bixler Secretary of the Board The Disciplinary Board of the Supreme Court of Pennsylvania

May 17



FREE NOTARY SERVICE FOR DCBA MEMBERS

Effective now as a benefit of membership. If you have any questions, please contact Judy at (610) 566-6625 x221.



THE Pagano Law Firm LLC

115 West State Street Suite 401 Media, PA 19063

Protect your Client's Business

Trademark Registrations Trademark Infringement Licensing Agreements

Marlo Pagano-Kelleher, Esq.

Phone: 484-442-8750

www.paganolawyers.com

Fax: 484-442-8742

LAWYER ADVERTISING

The DCBA Board of Directors, at the recommendation of the Legal Journal Committee, has adopted a new rule permitting Lawyer Advertising in the Legal Journal. Lawyer ads must comply with the prescribed format to be considered for publication. The cost of placing your ad in each issue of the Legal Journal is \$75.00 for a half page and \$100.00 for a full page. Simply complete the Lawyer Advertising form that was e-mailed to the membership and submit it by e-mail to tracy@delcobar.com or if you prefer, complete and print the form and fax it to the attention of Tracy Lochetto at (610) 566-7952.

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

MARGARET BEASLEY a/k/a MARGARET MEDVEDIK, dec'd.

Late of the Borough of East Lansdowne, Delaware County, PA. Admx.: Tabitha Beasley c/o Lisa A. Shearman, Esquire, 375 Morris Road, P.O. Box 1479, Lansdale, PA 19446-0773.

LISA A. SHEARMAN, ATTY. Hamburg, Rubin, Mullin, Maxwell & Lupin, PC 375 Morris Road

P.O. Box 1479

Lansdale, PA 19446-0773

BETTY L. BUEKER, dec'd.

Late of the Township of Marple, Delaware County, PA.

Extr.: John R. Longacre, Jr. (Named in Will as John R. Longacre, II) c/o James A. Gillin, Esquire, 2 Old State Road, Media, PA 19063.

JAMES A. GILLIN, ATTY.

James A. Gillin, P.C. 2 Old State Road

Media, PA 19063

ANTHONY J. COSTA, dec'd.

Late of the Borough of Upland, Delaware County, PA. Extr.: Anthony Joseph Costa (Named

in Will as Reverend Anthony Joseph Costa, Jr.) c/o Rudolph L. Celli, Jr., Esquire, 130 West Lancaster Avenue, Ste. 201, Wayne, PA 19087.

RUDOLPH L. CELLI, JR., ATTY.

Celli & Associates

130 West Lancaster Avenue

Ste. 201

Wayne, PA 19087

SUSAN P. COSTIGAN, dec'd.

Late of the Borough of Media, Delaware County, PA.

Extx.: Mary Costigan, 4204 Woodland Ave., Brookhaven, PA 19015.

ELIZABETH M. DARDINE, dec'd.

Late of the Township of Ridley, Delaware County, PA. Extx.: Elizabeth A. Mossor, 215 Penn Street, Ridley Park, PA 19078. DONALD J. WEISS, ATTY. 6 Hilloch Lane

Chadds Ford, PA 19317 ROBERT G. DAWSON, dec'd.

Late of the Township of Aston, Delaware County, PA.

Extx.: Jessica M. Dawson (Named in Will as Jessica Dawson Otto) c/o Jeff L. Lewin, Esquire, 15 East Front Street, Media, PA 19063. JEFF L. LEWIN, ATTY.

15 East Front Street Media, PA 19063

JEFFREY S. DEITCH, dec'd.

Late of the Borough of Media, Delaware County, PA.

Extx.: Aviva Hoback c/o Gary Stewart Seflin, Esquire, 30 West Third Street, Media, PA 19063.

GARY STEWART SEFLIN, ATTY. 30 West Third Street

Media, PA 19063

MARY LOU DEL GRIPPO, dec'd.

Late of the Township of Springfield, Delaware County, PA. Extxs.: Gina Sage and Linda Camerota c/o Nicholas M. Orloff, Esquire, 19 West Third Street, Media, PA 19063. NICHOLAS M. ORLOFF, ATTY. Raffaele & Puppio, LLP 19 West Third Street Media, PA 19063

CHARLES J. DONOVAN, III, dec'd.

Late of the Township of Springfield, Delaware County, PA. Extr.: James Donovan c/o Robert L. Pinto, Esquire, 11 West Third Street, Media, PA 19063. ROBERT L. PINTO, ATTY. 11 West Third Street

Media, PA 19063

DANIEL N. EHART, dec'd.

Late of the Township of Radnor, Delaware County, PA. Extxs.: Johanna B. Ehart and Mary K. Ehart c/o Andrew H. Dohan, Esquire, 460 E. King Road, Malvern, PA 19355-3049. ANDREW H. DOHAN, ATTY. Lentz, Cantor & Massey, Ltd. 460 E. King Road Malvern, PA 19355-3049

DELIA R. ERICKSON a/k/a DELIA ERICKSON, dec'd.

Late of the Township of Haverford, Delaware County, PA. Admx. PDL: Maryanne Huha Finigan (As per Order Dated 4-10-2013), 123 S. Broad Street, 28th Fl., Philadelphia, PA 19109.

MARYANNE HUHA FINIGAN, ATTY. 123 S. Broad Street 28th Fl.

Philadelphia, PA 19109

ELIZABETH MINTZER EVANS a/k/a ELIZABETH M. EVANS, dec'd.

Late of the Borough of Media, Delaware County, PA. Extx.: Frances Kelly c/o Michael L. Murphy, Esquire, 21 West Second Street, Suite 300, Media, PA 19063. MICHAEL L. MURPHY, ATTY. Michael L. Murphy & Associates 21 West Second Street Suite 300 Media, PA 19063

LENORE GALLO a/k/a LENORE R. GALLO, dec'd.

Late of the Township of Upper Darby, Delaware County, PA.
Extr.: David V. Tarone c/o Thomas J.
Stapleton, Jr., Esquire, 5030 State
Road, Suite 2-600, P.O. Box 350,
Drexel Hill, PA 19026.
THOMAS J. STAPLETON, JR., ATTY.
Stapleton & Colden
5030 State Road
Suite 2-600
P.O. Box 350
Drexel Hill, PA 19026

CHARLES B. JACKSON a/k/a CHARLES JACKSON, dec'd.

Late of the Township of Haverford, Delaware County, PA. Extr.: Charles J. Jackson c/o Robert F. Pappano, Esquire, 3305 Edgmont Avenue, Brookhaven, PA 19015. ROBERT F. PAPPANO, ATTY. Pappano & Breslin 3305 Edgmont Avenue Brookhaven, PA 19015

JOHN KERSCH, dec'd.

Late of the Township of Concord, Delaware County, PA. Extr.: Joseph P. Kersch c/o Douglas L. Kaune, Esquire, 120 Gay Street, P.O. Box 289, Phoenixville, PA 19460. DOUGLAS L. KAUNE, ATTY. Unruh, Turner, Burke & Frees, P.C. 120 Gay Street P.O. Box 289 Phoenixville, PA 19460

FRANK NORMAN MacCORD, III a/k/a F. NORMAN MacCORD, III and FRANK N. MacCORD, III,

dec'd.
Late of the Township of Ridley,
Delaware County, PA.
Admrs.: Alexander B. Deveney, Jr. and
Thomas J. Dreyer c/o Barry W. Van
Rensler, Esquire, 10 S. Plum Street,
Media, PA 19063-8760.
BARRY W. VAN RENSLER, ATTY.
10 S. Plum Street
P.O. Box 1760
Media, PA 19063-8760

JOAN A. MacCORMAC a/k/a VIRGINIA A. MacCORMAC, dec'd.

Late of the Township of Upper Chichester, Delaware County, PA. Extrs.: Patrick MacCormac and Michael MacCormac c/o Nancy W. Pine, Esquire, 104 S. Church Street, West Chester, PA 19382. NANCY W. PINE, ATTY. Pine & Pine, LLP 104 S. Church Street West Chester, PA 19382

ROSEMARY H. MASTERSON, dec'd.

Late of the Township of Darby,
Delaware County, PA.
Extrs.: Mary Patricia Juisti and
William J. Masterson c/o Gerald R.
Clarke, Esquire, 119 S. Easton Road,
Ste. 207, Glenside, PA 19038.
GERALD R. CLARKE, ATTY.
Clarke and Associates
119 S. Easton Road
Ste. 207
Glenside, PA 19038

ANN M. McKERNAN a/k/a ANNE MARIE McKERNAN and ANNE McKERNAN, dec'd.

Late of the Borough of Morton, Delaware County, PA. Extx.: Frances C. Duffy (As Per Order Dated 4/5/2013) c/o Marita M. Hutchinson, Esquire, 1197 Wilmington Pike, West Chester, PA 19382. MARITA M. HUTCHINSON, ATTY. 1197 Wilmington Pike West Chester, PA 19382

EDWARD I. MELENSKI, dec'd.

Late of the Township of Upper Darby, Delaware County, PA. Extr.: Michael Melenski c/o James H. Lutz, Esquire, 300 W. State Street, Suite 302, Media, PA 19063. JAMES H. LUTZ, ATTY. 300 W. State Street Suite 302

Media, PA 19063

C. WILLIAM MILLER a/k/a CLARENCE W. MILLER a/k/a C. W. MILLER and BILL MILLER, dec'd.

Late of the Township of Haverford, Delaware County, PA. Extr.: William L. Miller c/o F. D. Hennessy, Jr., Esquire, P.O. Box 217, Lansdowne, PA 19050-0217. F. D. HENNESSY, JR., ATTY. Hennessy, Bullen & McElhenney P.O. Box 217 Lansdowne, PA 19050-0217

SAMUEL B. MONTGOMERY, dec'd.

Late of the Township of Radnor, Delaware County, PA. Extx.: Amy L. Pearce, 27 N. Line Road, Newtown Square, PA 19073. MARC H. JAFFE, ATTY. 789 E. Lancaster Avenue Ste. 220 Villanova, PA 19085

EDNA NEWTON a/k/a EDNA M. **NEWTON**, dec'd.

Late of the Borough of Yeadon, Delaware County, PA. Extx.: Joan Carvin c/o Frank J. Williams, Esquire, 211 West Lancaster Avenue, Paoli, PA 19301. FRANK J. WILLIAMS, ATTY. O'Donnell, Hagner & Williams, P.C. 211 West Lancaster Avenue Paoli, PA 19301

DOMINIC A. PALERMO, SR. a/k/a **DOMINIC PALERMO, SR.,** dec'd.

Late of the Borough of Norwood, Delaware County, PA. Extr.: Dominic Palermo, Jr. c/o David R. Black, Esquire, 327 W. Front Street, Media, PA 19063. DAVID R. BLACK, ATTY. 327 W. Front Street Media, PA 19063

SADIE PETRUZZELLI, dec'd.

Late of the Township of Middletown, Delaware County, PA. Extr.: John Petruzzelli, 412 Iven Avenue, St. Davids, PA 19087.

ROSEMARY F. STROUT a/k/a ROSEMARY STROUT, dec'd.

Late of the Township of Springfield, Delaware County, PA. Extr.: Michael Clarke c/o Dennis R. Meakim, Esquire, 2444 Huntingdon Pike, Huntingdon Valley, PA 19006. DENNIS R. MEAKIM, ATTY. Howland, Hess, Guinan, Torpey, Cassidy & O'Connell, LLP 2444 Huntingdon Pike Huntingdon Valley, PA 19006

JUDITH A. TYLER, dec'd.

Late of the Township of Upper Darby, Delaware County, PA. Extx.: Debra Lynn Monkman c/o Robert C. Ewing, Esquire, P.O. Box 728, Media, PA 19063. ROBERT C. EWING, ATTY. P.O. Box 728 Media, PA 19063

ROBERT HARVEY VARLAND a/k/a ROBERT H. VARLAND, dec'd.

Late of the Township of Edgmont, Delaware County, PA. Extr.: Timothy S. Graham, 1221 Sycamore Mills Rd., Glen Mills, PA 19342-9635.

SECOND PUBLICATION

FRANCES F. AMBLER, dec'd.

Late of the Township of Middletown, Delaware County, PA. Extx.: Judith Fitts Ambler c/o Timothy B. Barnard, Esquire, 218 West Front Street, P.O. Box 289, Media, PA 19063. TIMOTHY B. BARNARD, ATTY. 218 West Front Street P.O. Box 289 Media, PA 19063

VINCENT BENEDICT, dec'd.

Late of the Township of Radnor, Delaware County, PA. Extrs.: Paul C. Benedict and Victoria B. Farber, 301 Meadowbrook Lane, Broomall, PA 19008. MARC H. JAFFE, ATTY. 789 E. Lancaster Avenue Ste. 220 Villanova, PA 19085

ROBERT S. BLAU, dec'd.

Late of the Township of Chichester, Delaware County, PA. Extr.: Mark S. Blau c/o Jill R. Fowler, Esquire, 100 Four Falls, Ste. 300, West Conshohocken, PA 19428.

JILL R. FOWLER, ATTY. Heckscher, Teillon, Terrill & Sager, P.C. 100 Four Falls Ste. 300 West Conshohocken, PA 19428

ANN M. BODKIN a/k/a ANNA MARIE BODKIN, dec'd.

Late of the Township of Springfield, Delaware County, PA. Admx.: Maria E. Bodkin c/o Benjamin G. Lipman, Esquire, 1525 Locust Street, 14th Fl., Philadelphia, PA 19102. BENJAMIN G. LIPMAN, ATTY. 1525 Locust Street

Philadelphia, PA 19102

14th Fl.

PATRICIA CAMPUZANO, dec'd.

Late of the Township of Newtown, Delaware County, PA. Admx.: Alyssa Rickards c/o Brian M. Baillie, Esquire, 491 Baltimore Pike #311, Springfield, PA 19064. BRIAN M. BAILLIE, ATTY. 491 Baltimore Pike #311 Springfield, PA 19064

GERALDINE CARSON, dec'd.

Late of the Township of Haverford, Delaware County, PA. Admx.: Judith Ellen Ginsberg c/o Gary A. Zlotnick, Esquire, 1818 Market St., 13th FI., Philadelphia, PA 19103. GARY A. ZLOTNICK, ATTY. Zarwin Baum DeVito Kaplan Schaer & Toddy, P.C. 1818 Market St. 13th FI. Philadelphia, PA 19103

THERESA F. CASS a/k/a THERESE F. CASS, dec'd.

Late of the Township of Bethel,
Delaware County, PA.
Co-Extxs.: Rita McCloskey and Mary
Cavanaugh.
JANICE M. SAWICKI, ATTY.
15 East Second Street
P.O. Box 202
Media, PA 19063

THERESA A. CHAMBERS a/k/a THERESA ANN CHAMBERS and

THERESA CHAMBERS, dec'd. Late of the Borough of East Lansdowne, Delaware County, PA. Extr.: Paul J. Chambers c/o Hugh P. McElhenney, Esquire, P.O. Box 217, Lansdowne, PA 19050-0217. HUGH P. McELHENNEY, ATTY. Hennessy, Bullen & McElhenney P.O. Box 217 Lansdowne, PA 19050-0217

ROBERT COCHRAN, dec'd.

Late of the Township of Marple, Delaware County, PA. Extx.: Jean Cochran c/o David D. DiPasqua, Esquire, 230 North Monroe Street, P.O. Box 2037, Media, PA 19063.

DAVID D. DiPASQUA, ATTY. Michael F. X. Gillen & Associates, P.C. 230 North Monroe Street P.O. Box 2037 Media, PA 19063

HALINA V. DZURISIN a/k/a HALINA DZURISIN, dec'd.

Late of the Township of Concord, Delaware County, PA. Extr.: Carl Alvin Merrick c/o Patrick Shea, Esquire, 2444 Morris Road, Ardmore, PA 19003. PATRICK SHEA, ATTY. Patrick Shea PC 2944 Morris Road Ardmore, PA 19003

ANNA MAE HILLEY, dec'd.

Late of the Borough of Glenolden, Delaware County, PA. Extr.: George Miller c/o David D. DiPasqua, Esquire, 230 North Monroe Street, P.O. Box 2037, Media, PA 19063.

DAVID D. DiPASQUA, ATTY. Michael F. X. Gillin & Associates, P.C. 230 North Monroe Street P.O. Box 2037 Media, PA 19063

RICHARD J. HUNTER, dec'd.

Late of the Township of Springfield,
Delaware County, PA.

Admr.: Donald E. Havens, 625 8th
Avenue, Folsom, PA 19033.

DONALD E. HAVENS, ATTY.
625 8th Avenue
Folsom, PA 19033

LOUIS T. JONES, JR. a/k/a LOUIS THOMAS JONES, JR., dec'd.

Late of the Township of Middletown, Delaware County, PA. Extx.: Sharon L. Jones. TIMOTHY F. SULLIVAN, ATTY. 216 South Orange Street Media, PA 19063

MARY E. JONES, dec'd.

Late of the Borough of East Lansdowne, Delaware County, PA. Extr.: William P. Culp, Jr., 614 Darby Road, Havertown, PA 19083. WILLIAM P. CULP, JR., ATTY. 614 Darby Road Havertown, PA 19083

RUTH M. JONES, dec'd.

Late of the Township of Lower Chichester, Delaware County, PA. Extr.: David J. Roberts c/o John Jay Wills, Esquire, 4124 Chichester Ave., Boothwyn, PA 19061. JOHN JAY WILLS, ATTY. 4124 Chichester Ave. Boothwyn, PA 19061

CAROLINE H. KIRKPATRICK, dec'd.

Late of the Township of Newtown, Delaware County, PA. Extx.: Dorothy K. O'Donnell c/o Louis N. Teti, Esquire, 17 West Miner Street, West Chester, PA 19382-0660. LOUIS N. TETI, ATTY. MacElree Harvey Ltd. 17 West Miner Street P.O. Box 660 West Chester, PA 19382-0660

ELEANOR E. KLOSS, dec'd.

Late of the Township of Middletown, Delaware County, PA. Extr.: Michael C. Kloss c/o Harris J. Resnick, Esquire, 22 State Road, Media, PA 19063. HARRIS J. RESNICK, ATTY. 22 State Road Media, PA 19063

STELLA LANE, dec'd.

Late of the Borough of Rutledge, Delaware County, PA. Co-Extxs.: Jeanne M. Lane, Virginia L. Batchelder and Katherine M. Curcio c/o Allen H. Tollen, Esquire, 15 East Front Street, Media, PA 19063. ALLEN H. TOLLEN, ATTY. 15 East Front Street Media, PA 19063

ANNA LOUISE DANIELS MIAH a/k/a ANNA L. MIAH, dec'd.

Late of the City of Chester, Delaware County, PA. Extx.: Linda L. Jenifer c/o Dana M. Breslin, Esquire, 3305 Edgmont Avenue, Brookhaven, PA 19015. DANA M. BRESLIN, ATTY. Pappano & Breslin 3305 Edgmont Avenue Brookhaven, PA 19015

MARY G. MUZEKARI, dec'd.

Late of the Township of Upper Darby, Delaware County, PA. Extrs.: Theodore M. Muzekari and Nicholas John Muzekari c/o Joseph L. Monte, Jr., Esquire, 344 West Front Street, Media, PA 19063. JOSEPH L. MONTE, JR., ATTY. Eckell Sparks Levy Auerbach Monte Sloane Matthews & Auslander, P.C. 344 West Front Street P.O. Box 319 Media, PA 19063

ALTHEA H. PATRICK, dec'd.

Late of the Township of Middletown, Delaware County, PA. Extx.: Joan L. Patrick, 110 Glenwood Ave., Trooper, PA 19403.

PAUL J. PHILLIPS, JR., dec'd.

Late of the Township of Marple, Delaware County, PA. Co-Extrs.: Alice Hoey, 3401 Lewis Road, Newtown Square, PA 19073 and Christopher Phillips, 3201 Bridlewood Drive, Ĝlen Mills, PA 19342. ELIZÁBETH T. STEFANIDE, ATTY. 280 N. Providence Road Suite 4 Media, PA 19063

ANTHONY D. ROCCA, dec'd.

Late of the Township of Upper Darby, Delaware County, PA. Extrs.: Robert A. Rocca and Paul J. Savarese (Named in Will as Paul Savarese) c/o Jonathan H. Ellis, Esquire, 261 Old York Road, Ste. 200, Jenkintown, PA 19046. JONATHAN H. ELLIS, ATTY. Plotnick & Ellis, P.C. 261 Old York Road Ste. 200 Jenkintown, PA 19046

MAXINE STOTT, dec'd.

Late of the Township of Middletown, Delaware County, PA. Extrs.: Donald Paul Stott and Timothy Allen Stott c/o Dawn Getty Sutphin, Esquire, 852 11th Avenue, Prospect Park, PA 19076. DAWN GETTY SUTPHIN, ATTY. 852 11th Avenue Prospect Park, PA 19076

BELLA TILLIS, dec'd.

Late of the Township of Haverford, Delaware County, PA. Extx.: Margaret A. Handler c/o Michael L. Golden, Jr., Esquire, 1818 Market Street, 13th Fl., Philadelphia, PA 19103-3608.

MICHAEL L. GOLDEN, JR., ATTY. Gould Yaffe and Golden 1818 Market Street 13th Fl. Philadelphia, PA 19103-3608

RUTH LEE WOMACK WHITE a/k/a RUTH L. WHITE, dec'd.

Late of the City of Chester, Delaware County, PA.

Extr.: Victor Peeples c/o Anna-Marie Murphy, Esquire, 215 Bullens Lane, Woodlyn, PA 19094.

ANNA-MARIE MURPHY, ATTY.

Pileggi & Pileggi, P.C. 215 Bullens Lane

Woodlyn, PA 19094

JEWELL O. WRIGHT-WILSON, dec'd.

Late of the Borough of Yeadon, Delaware County, PA.

Admx.: Arenda Wright-Allen c/o Demetrius J. Parrish, Jr., Esquire, 1613 Spruce Street, Philadelphia, PA 19103.

DEMETRIUS J. PARRISH, JR., ATTY. 1613 Spruce Street

Philadelphia, PA 19103

WILLIAM J. ZINTL, dec'd.

Late of the Township of Newtown, Delaware County, PA. Extxs.: Dolores Z. Rouse and Elizabeth McGarvey c/o Donald J. Weiss, Esquire, 6 Hillock Lane, Chadds Ford, PA 19317. DONALD J. WEISS, ATTY. 6 Hillock Lane Chadds Ford, PA 19317

THIRD AND FINAL PUBLICATION MARIE LOUISE ADLER a/k/a MARIE L. ADLER, dec'd.

Late of the Township of Concord, Delaware County, PA. Extr.: Craig S. Adler, 44 Bishop Hollow Road, Newtown Square, PA 19073. STEVEN H. RUBÍN, ATTY. 1109 Saunders Court Suite 206 West Chester, PA 19380

CHARLOTTE A. APPLEGARTH a/k/a CHARLOTTE APPLEGARTH, dec'd.

Late of the Township of Haverford, Delaware County, PA. Extrs.: Catherine J. Kennedy, 742

Village Avenue, Collegeville, PA 19426 and Philip H. Gwynn, 2990 Haversham Rd., NW, Atlanta, GA 30305.

ROBERT B. WHITE, JR., ATTY. Two Penn Center 1500 JFK Boulevard Ste. 1910 Philadelphia, PA 19102

ELIZABETH J. BUTLER, dec'd. Late of the Township of Middletown, Delaware County, PA. Admx.: Carol Joseph-Wagner c/o Gail M. Whitaker, Esquire, 15 E. Front St., Media, PA 19063. GAIL M. WHITAKER, ATTY. 15 E. Front St. Media, PA 19063

MARY JANE CAMPBELL a/k/a MARY J. CAMPBELL, dec'd.

Late of the Borough of Brookhaven, Delaware County, PA. Extx.: Kelly Bretz, 1108 Talleyrand Road, West Chester, PA 19382.

MARTIN J. CHAMBERS a/k/a MARTIN J. CHAMBERS, JR. and MARTIN CHAMBERS, dec'd.

Late of the Borough of East Lansdowne, Delaware County, PA. Admr. C.T.A.: Paul J. Chambers c/o Hugh P. McElhenney, Esquire, P.O. Box 217, Lansdowne, PA 19050-0217. HUGH P. McELHENNEY, ATTY. Hennessy, Bullen & McElhenney P.O. Box 217 Lansdowne, PA 19050-0217

HELEN M. CORNELIUS, dec'd.

Late of the Township of Radnor, Delaware County, PA. Extr.: Robert S. Esposito, 1515 DeKalb Pike, Ste. 201, Blue Bell, PA 19422. ROBERT S. ESPOSITO, ATTY. 1515 DeKalb Pike Ste. 201 Blue Bell, PA 19422

EDITH M. COUNTS, dec'd.

Late of the Borough of Swarthmore, Delaware County, PA. Extx.: Carol D. Kolsky c/o Edmund Jones, Esquire, 10 Beatty Road, Media, PA 19063-1701. EDMUND JONES, ATTY. Jones, Strohm & Guthrie, P.C. 10 Beatty Road Media, PA 19063-1701

GEORGE ALLEN DICKERSON, SR. a/k/a GEORGE A. DICKERSON,

dec'd.

Late of the Borough of Morton,

Delaware County, PA.

Admrs.: Barbara J. Hardy and George A. Dickerson, Jr. c/o John Jay Wills, Esquire, 4124 Chichester Ave., Boothwyn, PA 19061. JOHN JAY WILLS, ATTY.

4124 Chichester Ave.

Boothwyn, PA 19061

MARGARET M. DOUGHERTY a/k/a MARGARET MARY DOUGHERTY,

dec'd.

Late of the Township of Upper Darby, Delaware County, PA.

Extx.: Patricia Dougherty Ducan c/o Edward Jay Weiss, Esquire, 11 S. Olive Street, Ste. 100, Media, PA 19063-3301.

EDWARD JAY WEISS, ATTY.

11 S. Olive Street Ste. 100

Media, PA 19063-3301

WILLIAM BLISS ENDRES, dec'd.

Late of the Township of Middletown, Delaware County, PA. Extx.: Elizabeth J. Miskovich, P.O. Box 549, Mercer, PA 16137. MARY ANN McCONNELL, ATTY. 237 W. Market Street P.O. Box 579

Mercer, PA 16137

SIGMUND JOEL ETTINGER, dec'd.

Late of the Township of Marple, Delaware County, PA. Extr.: Lawrence R. Dworkin, 105 Townsend Terrace, Media, PA 19063. LAWRENCE R. DWORKIN, ATTY. 105 Townsend Terrace Media, PA 19063

JOSEPH F. FERGUSON, dec'd.

Late of the Township of Aston, Delaware County, PA. Extx.: Joanne DeMarco c/o Robert F. Pappano, Esquire, 3305 Edgmont Avenue, Brookhaven, PA 19015. ROBERT F. PAPPANO, ATTY. Pappano & Breslin 3305 Edgmont Avenue Brookhaven, PA 19015

AMELIA C. FULTON, dec'd.

Late of the Township of Springfield, Delaware County, PA. Extr.: J. Lee Fulton a/k/a James Lee Fulton c/o Robert M. DiOrio, Esquire, 21 West Front Street, Media, PA 19063.

ROBERT M. DiORIO, ATTY. DiOrio & Sereni, LLP 21 West Front Street Media, PA 19063

GRACE H. GALLEN, dec'd.

Late of the Township of Upper Darby, Delaware County, PA. Extr.: Thomas F. Gallen c/o Michael P. Pierce, Esquire, 17 Veterans Square, Media, PA 19063. MICHAEL P. PIERCE, ATTY. Pierce & Hughes, P.C. 17 Veterans Square

Media, PA 19063 VERA E. GLENN, dec'd.

P.O. Box 604

Late of the Borough of Yeadon, Delaware County, PA. Admx.: Gail M. Whitaker, Esquire, 15 E. Front Street, Media, PA 19063. GAIL M. WHITAKER, ATTY. 15 E. Front Street Media, PA 19063

LINDA L. GOLT, dec'd.

Late of the Borough of Brookhaven, Delaware County, PA. Co-Admxs.: Veronica Bolsar, 120 Charles Avenue, Brookhaven, PA 19015 and Monica Crispin, 27307 Valley Run Drive, Wilmington, DE 19810-1950. DENNIS WOODY, ATTY. 110 West Front Street Media, PA 19063

CHARLES W. HARBAUGH, dec'd.

Late of the Borough of Swarthmore, Delaware County, PA.

Extr.: G. Guy Smith c/o Susan E. Murray, Esquire, 300 West State Street, Ste. 301, Media, PA 19063-

SUSAN E. MURRAY, ATTY.

300 West State Street Ste. 301

Media, PA 19063-2639

SUZANNE D. HESS a/k/a SUZANNE V. HESS and SUZANNE HESS,

dec'd. Late of the Borough of Chester Heights, Delaware County, PA. Extx.: Joanne Hess Anderson (Named in Will as Joanne H. Anderson) c/o Jeff L. Lewin, Esquire, 15 East Front

Street, Media, PA 19063. JEFF L. LEWIN, ATTY.

15 East Front Street Media, PA 19063

MARY-LUISE HOOK, dec'd.

Late of the Township of Edgmont, Delaware County, PA. Extx.: Priscilla H. Holleran c/o Kevin Holleran, Esquire, 17 E. Gay St., Ste. 100, West Chester, PA 19380. KEVIN HOLLERAN, ATTY. 17 E. Gay St. Ste. 100

West Chester, PA 19380

HELEN H. IRELAND, dec'd.

Late of the Borough of Media, Delaware County, PA. Extx.: Claire I. O'Malley. ROBERT H. HOLBER, ATTY. 41 E. Front Street Media, PA 19063

CLAIRE ISTAK a/k/a CLARE M. ISTAK, dec'd.

Late of the Township of Ridley, Delaware County, PA. Extr.: Charles Istak c/o Donald E. Havens, Esquire, 625 8th Avenue, Folsom, PA 19033. DONALD E. HAVENS, ATTY. 625 8th Avenue Folsom, PA 19033

WILLIAM DANIEL KILLION a/k/a WILLIAM D. KILLION and WILLIAM KILLION, dec'd.

Late of the Township of Ridley, Delaware County, PA. Admx.: Carolyn Killion c/o Ronald A. Amarant, Esquire, 3405 West Chester Pike, Newtown Square, PA 19073. RONALD A. AMARANT, ATTY. Imperatrice, Amarant & Bell, P.C. 3405 West Chester Pike Newtown Square, PA 19073

MARY A. MACCARIO a/k/a MARY MACCARIO, dec'd.

Late of the Township of Springfield, Delaware County, PA. Extx.: Rita Marie Benedict c/o Robert F. Pappano, Esquire, 3305 Edgmont Avenue, Brookhaven, PA 19015. ROBERT F. PAPPANO, ATTY. Pappano & Breslin 3305 Edgmont Avenue Brookhaven, PA 19015

SHAKEH K. MANAWELIAN, dec'd.

Late of the Township of Marple, Delaware County, PA. Extr.: Harry Manawelian c/o Craig B. Huffman, Esquire, 344 W. Front Street, P.O. Box 319, Media, PA 19063. CRAIG B. HUFFMAN, ATTY. Eckell, Sparks, Levy, Auerbach, Monte, Sloane, Matthews & Auslander, P.C. 344 W. Front Street P.O. Box 319 Media, PA 19063

DAVID MARKOVITZ a/k/a DAVID J. MARKOVITZ, dec'd.

Late of the Borough of Lansdowne, Delaware County, PA. Admx. CTA: Karen Mauro c/o Yvette Taylor-Hachoose, Esquire, 1234 River Road, Washington Crossing, PA 18977. YVETTE TAYLOR-HACHOOSE, ATTY.

1234 River Road Washington Crossing, PA 18977

ANTHONY J. MARTINENZA, III a/k/a ANTHONY J. MARTINENZA, dec'd.

Late of the Township of Aston, Delaware County, PA. Admrs.: Jennifer M. Benningfield, Amy Christine Martinenza and Anthony

Admrs.: Jennifer M. Benningfield, Amy Christine Martinenza and Anthony Joseph Martinenza, IV, 10650 Grayson Street, Jacksonville, FL 32220.

MICHAEL F. McCONNELL, dec'd.

Late of the Township of Nether Providence, Delaware County, PA. Co-Extrs.: Michael D. McConnell, James A. McConnell and Mary Meadows c/o Michael D. McConnell, Esquire, P.O. Box 60, Wallingford, PA 19086.

MICHAEL D. McCONNELL, ATTY. P.O. Box 60

Wallingford, PA 19086

JOHN J. McILHENNEY a/k/a JOHN McILHENNEY, dec'd.

McILHENNEY, dec'd.
Late of the Township of Upper
Chichester, Delaware County, PA.
Extr.: Joseph W. Bullen, III c'o Hugh
P. McElhenney, Esquire, P.O. Box 217,
Lansdowne, PA 19050-0217.
HUGH P. McELHENNEY, ATTY.
Hennessy, Bullen & McElhenney
P.O. Box 217
Lansdowne, PA 19050-0217

KATHLEEN O. MICELI, dec'd.

Late of the Borough of Clifton Heights, Delaware County, PA. Alt. Extx.: Maria Ferguson, 207 Rambling Way, Springfield, PA 19064. DENNIS WOODY, ATTY. 110 West Front Street Media, PA 19063

KAREN J. MULLIAN, dec'd.

Late of the Township of Upper Darby, Delaware County, PA. Extr.: Thomas Mullian, 1112 Church Road, Wyncote, PA 19095. HENRY M. LEVANDOWSKI, ATTY. Levandowski & Darpino, LLC

17 Mifflin Avenue

Ste. 202

Havertown, PA 19083

DANIEL MUNGALL, JR., dec'd.

Late of the Township of Haverford,
Delaware County, PA.
Extxs.: Nancy McDowell and Barbara
J. Mungall c/o McKinley C. McAdoo,
Esquire, 259 N. Radnor-Chester Road,
Ste. 160, Radnor, PA 19087.
McKINLEY C. McADOO, ATTY.
McCausland, Keen & Buckman
259 N. Radnor-Chester Road
Ste. 160
Radnor, PA 19087

ELIZABETH C. PINTO a/k/a ELIZABETH PINTO, dec'd.

Late of the Township of Radnor, Delaware County, PA. Extrs.: Rosemary Papa and James V. Calabrese c/o William C. Hussey, II, Esquire, 1650 Market Street, Ste. 1800, Philadelphia, PA 19103-7395. WILLIAM C. HUSSEY, II, ATTY. White and Williams LLP 1650 Market Street Ste. 1800 Philadelphia, PA 19103-7395

ANNA S. SAUERS a/k/a ANNA SAUERS, dec'd.

Late of the Borough of Brookhaven, Delaware County, PA. Co-Extrs.: John V. Sauers and Gerard N. Sauers. JANICE M. SAWICKI, ATTY. 15 East Second Street P.O. Box 202 Media, PA 19063

LOUIS ROBERT SHEFFLER a/k/a L. ROBERT SHEFFLER, dec'd.

Late of the Township of Haverford, Delaware County, PA. Extx.: Shirley R. Sheffler c/o Andrew H. Dohan, Esquire, 460 E. King Road, Malvern, PA 19355-3049. ANDREW H. DOHAN, ATTY. Lentz, Cantor & Massey, Ltd. 460 E. King Road Malvern, PA 19355-3049

SOPHIE STECY, dec'd.

Late of the Borough of Aldan, Delaware County, PA. Extx.: Kathleen N. Wontroba, 441

Laurel Avenue, Aldan, PA 19018.

RONALD B. TRIPLER, SR., dec'd.

Late of the Borough of Ridley Park, Delaware County, PA. Extx.: Susan Tripler Brennan, 108

Delaware Ave., Ridley Park, PA 19078.

EDWIN A. WILLIAMS, dec'd.

Late of the Borough of Norwood, Delaware County, PA. Admr. CTA: Barry W. Van Rensler, 10 S. Plum Street, Media, PA 19063-8760. BARRY W. VAN RENSLER, ATTY. 10 S. Plum Street P.O. Box 1760 Media, PA 19063-8760

LINDA F. YARNELL a/k/a LINDA YARNELL and LINDA G. YARNELL, dec'd.

Late of the Township of Marple, Delaware County, PA. Admr.: George L. Yarnell c/o F. D. Hennessy, Jr., Esquire, P.O. Box 217, Lansdowne, PA 19050-0217. F. D. HENNESSY, JR., ATTY. Hennessy, Bullen & McElhenney P.O. Box 217 Lansdowne, PA 19050-0217

AUDIT

ORPHANS' COURT

Estates listed for Audit on JUNE 3, 2013 10:00 A.M. Prevailing Time

Notice is hereby given to the heirs, legatees, creditors and all persons interested that accounts in the following estates have been filed for confirmation with the office of the Register of Wills and Clerk of the Orphans' Court of Delaware County at the above date and time. The Orphans' Court will audit these accounts, hear objections to the same and make distribution of the balance ascertained to be in the hands of the accountants.

FISHER - APRIL 30, First and Final Account stated by First National Bank of West Chester, now by merger Susquehanna Trust and Investment Company, Trustee, Special Needs Trust under Deed for Dennis A. Fisher, Settlor.

GILLESPIE - APRIL 30, First and Partial Account of James Gillespie, Executor, Estate of Thomas O. Gillespie, Deceased.

RAIMO - APRIL 29, First and Partial Account of Michele L. Raimo, Administratrix, Estate of Michael P. Raimo, Deceased.

REILLY - APRIL 30, First and Final Account stated by Mark D. Reilly and John P. Collins, Executors, Estate of Gloria N. Reilly, Deceased.

May 10, 17

CHARTER APPLICATION

NOTICE IS HEREBY GIVEN THAT a corporation is to be or has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988.

EMERGENCY HEAT & AIR SERVICES OF ASTON, INC.

has been (will be) incorporated under the Pennsylvania Business Corporation Law of 1988.

May 17

FREESTYLE POOLS MANAGEMENT, INC.

has been (will be) incorporated under the Pennsylvania Business Corporation Law of 1988.

EVAN D. PROCHNIAK, Solicitor 334 West Front St. Media, PA 19063

May 17

Havertown Homes, Inc.

has been (will be) incorporated under the Pennsylvania Business Corporation Law of 1988.

ERIC L. RING, Solicitor 2335 Darby Road Havertown, PA 19083

May 17

IM POOLS MANAGEMENT, INC.

has been (will be) incorporated under the Pennsylvania Business Corporation Law of 1988.

EVAN D. PROCHNIAK, Solicitor 334 West Front St. Media, PA 19063

May 17

CHARTER APPLICATION NON-PROFIT

NOTICE IS HEREBY GIVEN THAT an application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, for the purpose of obtaining a charter of a Non-Profit Corporation which was organized under the provisions of the Pennsylvania Non-Profit Corporation Law of the Commonwealth of Pennsylvania.

The name of the corporation is

1776 United F.C.

The Articles of Incorporation have been (are to be) filed on: April 22, 2013.

The purpose or purposes for which it was organized are as follows: for a youth soccer club.

MARCUS & HOFFMAN, P.C., Solicitors 326 West State Street Media, PA 19063

May 17

The name of the corporation is

HIGHLAND RESERVE HOMEOWNERS ASSOCIATION, INC.

The Articles of Incorporation have been (are to be) filed on: March 15, 2013.

The purpose or purposes for which it was organized are as follows: to administer and manage a community known as Highland Reserve located in the Borough of Chester Heights, Delaware County, Pennsylvania.

STEPHEN J. POLAHA, Solicitor Eckell, Sparks, Levy, Auerbach, Monte Sloane, Matthews & Auslander, P.C. 344 West Front Street Media, PA 19063 (610) 565-3700

May 17

The name of the corporation is

THE WILLIAM DANDRIDGE, JR. ACADEMIC CULTURAL ENRICHMENT CENTER

The Articles of Incorporation have been (are to be) filed on: April 23, 2013.

The purpose or purposes for which it was organized are as follows: for educational, community and cultural enrichment and support.

BRIAN LEINHAUSER, Solicitor 101 Lindenwood Drive Suite 160 Malvern, PA 19355

May 17

CLASSIFIED AD

Office for Rent in Broomall

Includes secretarial space and use of library and reception area. Call Jeff at (610) 359-1999.

May 10, 17, 24

FICTITIOUS NAME

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Act of Assembly No. 295, effective March 16, 1983, as amended, of intention to file in the Office of the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, an application for the conduct of a business in Delaware County, Pennsylvania, under the assumed or fictitious name, style or designation of:

TOA Sewickley Ridge Investors, G.P.

with its principal place of business at 201 King of Prussia Road, Suite 370, Radnor, PA 19087.

The name(s) of the person(s) owning or interested in said business is (are): Timothy R. McCarthy, David O. Biddison and Nathan W. Jameson.

The application has been/will be filed on or after April 22, 2013.

May 17

Walt's Steaks

with its principal place of business at 329 E. Baltimore Pike, Clifton Heights, PA 19018.

The name(s) and address(es) of the entity owning or interested in said business is (are): LEHOVO, INC., 329 E. Baltimore Pike, Clifton Heights, PA 19018.

The application has been/will be filed on or after March 19, 2012.

May 17

LIMITED LIABILITY COMPANY

NOTICE IS HEREBY GIVEN THAT a Certification of Organization was filed in the Pennsylvania Department of State for **Kh Mechanical**, **LLC**, in accordance with the provisions of the Limited Liability Act of 1994.

HOWARD R. COHEN, ESQUIRE P.C., Solicitors P.O. Box 233 Broomall, PA 19064

May 17

SERVICE BY PUBLICATION

IN THE COURT OF COMMON PLEAS OF DELAWARE COUNTY, PENNSYLVANIA CIVIL ACTION—LAW NO. 12-10663

WELLS FARGO BANK, NA, Plaintiff

UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER DOROTHY E. CANNON, DECEASED. Defendant

NOTICE OF ACTION IN MORTGAGE FORECLOSURE

TO: Unknown Heirs, Successors Assigns and All Persons, Firms or Associations Claiming Right, Title or Interest From or Under Dorothy E. Cannon, Deceased

You are hereby notified that on December 27, 2012, Plaintiff, WELLS FARGO BANK, NA, filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of DELAWARE County, Pennsylvania, docketed to No. 12-10663. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 444 WYNDOM TERRACE, HOLMES, PA 19043-1127 whereupon your property would be sold by the Sheriff of DELAWARE County.

You are hereby notified to plead to the above referenced Complaint on or before 20 days from the date of this publication or a Judgment will be entered against you.

NOTICE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAYWER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyers' Reference Service Delaware County Bar Association 335 W. Front Street Media, PA 19063 (610) 566-6625 www.delcobar.org

May 17

SERVICE BY PUBLICATION

IN THE COURT OF COMMON PLEAS OF DELAWARE COUNTY, PENNSYLVANIA CIVIL ACTION—LAW NO. 12-2803

BANK OF AMERICA, N.A., SUCCESSOR BY MERGER TO BAC HOME LOANS SERVICING, LP f/k/a COUNTRYWIDE HOME LOANS SERVICING, LP, Plaintiff

VS.

TO:

JAMISON R. RUGH, INDIVIDUALLY AND IN HIS CAPACITY AS ADMINISTRATOR OF THE ESTATE OF DARNISE M. RUGH ET AL., Defendants

NOTICE OF ACTION IN MORTGAGE FORECLOSURE

Unknown Heirs, Successors Assigns and All Persons, Firms or Associations Claiming Right, Title or Interest From or Under Darnise M. Rugh, Deceased

You are hereby notified that on March 30, 2012, Plaintiff, BANK OF AMERICA, N.A., SUCCESSOR BY MERGER TO BAC HOME LOANS SERVICING, LP f/k/a COUNTRYWIDE HOME LOANS SERVICING, LP, filed a Mortgage Fore-closure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of DELAWARE County, Pennsylvania, docketed to No. 12-2803. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 47 WEST BERKLEY AVENUE, CLIFTON HEIGHTS, PA 19018-2203 whereupon your property would be sold by the Sheriff of DELAWARE County.

You are hereby notified to plead to the above referenced Complaint on or before 20 days from the date of this publication or a Judgment will be entered against you.

NOTICE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAYWER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyers' Reference Service Delaware County Bar Association 335 W. Front Street Media, PA 19063 (610) 566-6625 www.delcobar.org

May 17

SERVICE BY PUBLICATION

PETITION FOR APPROVAL OF SALE

IN RE: PETITION OF CHESTER
UPLAND SCHOOL DISTRICT TO SELL
STETSER ELEMENTARY SCHOOL
LOCATED AT 17th AND CHESTNUT
STREET, CHESTER, PA AND THE
ADMINISTRATION BUILDING
LOCATED AT 1720 MELROSE
AVENUE, CHESTER, PA

PUBLIC NOTICE NOTICE OF HEARING ON PETITION FOR APPROVAL OF SALE NO. 13-4087

NOTICE IS HEREBY GIVEN, pursuant to 24 P.S. Section 7-707 of the Public School Code of 1949, that a Petition has been filed with the Court of Common Pleas of Delaware County, Pennsylvania for approval to sell at private sale to Widener University the Chester Upland School District properties known as the Administration Building, located at 1720 Melrose Avenue, Chester, Delaware County, Pennsylvania, and the property known as Stetser Elementary School, located at 17th and Chestnut Street, Chester, Delaware County, Pennsylvania.

The Court has fixed May 23, 2013 at 11:00 a.m. in Courtroom #8 as the time and place for the hearing on said Petition.

Persons interested may appear and show cause, if any they have, why the prayer of the said Petitioners should not be granted.

LEO A. HACKETT, ESQUIRE
Law Offices of Leo A. Hackett
102 Chesley Drive
Suite 1A
Media, PA 19063

May 17, 24, 31

SERVICE BY PUBLICATION

COURT OF COMMON PLEAS DELAWARE COUNTY, CIVIL DIVISION NO. 12-7772

Bank of America, N.A., PLAINTIFF

VS

Unknown Heirs, Successors, Assigns and All Persons, Firms or Associations Claiming Right Title or Interest From or Under Barbara Wimer, Deceased, William J. DiBello, Known Heir of Barbara Wimer, Donna M. DiBello, Known Heir of Barbara Wimer, John W. DiBello, Known Heir of Barbara Wimer, Kevin A. DiBello, Known Heir of Barbara Wimer, Anthony K. DiBello, Known Heir of Barbara Wimer, Anthony K. DiBello, Known Heir of Barbara Wimer, Michael S. DiBello, Known Heir of Barbara Wimer, Richard L. Wimer and Barbara Wimer, Deceased, Defendants

COMPLAINT IN MORTGAGE FORECLOSURE

TO: Barbara Wimer, Deceased and Unknown Heirs, Successors, Assigns and All Persons, Firms or Associations Claiming Right Title or Interest From or Under Barbara Wimer, Deceased, Defendants, Whose Last Known Address Is 617 West 14th Street, Chester, PA 19013

TAKE NOTICE THAT PLAINTIFF, Bank of America, N.A. filed a Complaint in Action Mortgage Foreclosure, endorsed with a Notice to Defend, in the CCP Delaware County, PA docketed to No. 12-7772 wherein Plaintiff seeks to foreclose on the mortgage secured on your property located 617 West 14th Street, Chester, PA 19013 whereupon your property would be sold by the Sheriff of Delaware County.

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend you must take action within twenty (20) days after this Complaint and Notice are served by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a Judgment may be entered against you without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you. YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

DELAWARE COUNTY BAR ASSOCIATION LAWYER REFERRAL SERVICE 335 W. Front Street Media, PA 19063 (610) 566-6625 www.delcobar.org

MARK J. UDREN, ESQUIRE
STUART WINNEG, ESQUIRE
LORRAINE GAZZARA DOYLE,
ESQUIRE
SHERRI J. BRAUNSTEIN, ESQUIRE
SALVATORE CAROLLO, ESQUIRE
PAIGE M. BELLINO, ESQUIRE
HARRY B. REESE, ESQUIRE
KASSIA FIALKOFF, ESQUIRE
UDREN LAW OFFICES, P.C.
Attys. for Plaintiff
111 Woodcrest Road
Suite 200
Cherry Hill, NJ 08003-3620
(856) 669-5400

May 17

SERVICE BY PUBLICATION

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA NO. 2:11-CV-05210-JHS

GREYSTONE BANK, Plaintiff

V.

EFTHIMIOS EFTHIMIADIS, Defendant
NOTICE OF MARSHAL'S SALE

NOTICE OF MARSHAL'S SALE OF REAL ESTATE

Marshal's Sale of Real Estate on June 7, 2013, at 10:00 A.M., at the U.S. Marshals Service, 2100 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106.

All that certain tract of land known as 6937 Ludlow Street, Township of Upper Darby, Delaware County (tax parcel no. 16-03-010-60-00, as more particularly described at Instrument Number 2008074642 as recorded on October 23, 2008 in the Office of the Recorder of Deeds in and for Delaware County).

Seized in Execution as the property of Efthimios Efthimiadis. Judgment Amount: \$452,776.07, plus interest and costs through the date of the Marshal's sale.

The improvements are: Commercial.

10% of the bid is due at the time of sale in the form of money order, cashier's check or certified funds (no cash); the balance is due 10 days after the Court confirms the sale. Other terms and conditions to be announced at the sale. Schedule of Distribution will be filed by Plaintiff's attorney within 30 days of date of sale.

For more information contact: BRIAN FEENEY, ESQUIRE (215) 988-7812

May 10, 17, 24

SERVICE BY PUBLICATION

TO: Members of Continental Mutual Insurance Company

The Annual Meeting of members of Continental Mutual Insurance Company will be held at the office of the Company, 8049 West Chester Pike, Upper Darby, Delaware County, Pennsylvania, on Tuesday, May 21, 2013 at 2:00 P.M., for the transaction of such regular business as may properly come before the meeting, including but not limited to: (1) the election of Directors, (2) the approval, ratification and confirmation of all acts of the Directors since the last preceding meeting of members.

Walter H. Lenhard, President

May 3, 10, 17

SERVICE BY PUBLICATION

IN THE COURT OF COMMON PLEAS OF DELAWARE COUNTY, PENNSYLVANIA CIVIL ACTION—LAW NO. 08-04385

William Penn School District vs. Mildred Coleman

NOTICE IS HEREBY GIVEN THAT the above was named as Defendant in a civil action instituted by plaintiff. This is an action to recover delinquent real estate taxes for the year 2006, for the property located at 1303 Manor Road, Yeadon, Pennsylvania, Folio Number 48-00-02310-00. A tax claim in the amount of \$3,816.98 was filed on or about April 11, 2008 for this claim and a Writ of Scire Facias was filed.

You are hereby notified to plead to the writ in this case, on or before 20 days from the date of this publication or a Judgment will be entered.

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered without further notice for the relief requested by the plaintiff. You may lose property or other rights important to you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

> Lawyers Referral Service Delaware County Bar Association 335 W. Front Street Media, PA 19063 (610) 566-6625 www.delcobar.org

PORTNOFF LAW ASSOCIATES, LTD. P.O. Box 391 Norristown, PA 19404-0391 (866) 211-9466

May 3, 10, 17

SERVICE BY PUBLICATION

IN THE COURT OF COMMON PLEAS OF DELAWARE COUNTY, PENNSYLVANIA CIVIL ACTION—LAW NO 10-09302

Borough of Colwyn

VS.

Gregory B. Bates

NOTICE IS HEREBY GIVEN THAT the above was named as Defendant in a civil action instituted by plaintiff. This is an action to recover delinquent real estate taxes and sewer fees for the year 2009, for the property located at 225 S. 4th Street, Colwyn, Pennsylvania, Folio Number 12-00-00217-00. A tax claim/municipal claim in the amount of \$2,261.67 was filed on or about July 22, 2010 for this claim and a Writ of Scire Facias was filed.

You are hereby notified to plead to the writ in this case, on or before 20 days from the date of this publication or a Judgment will be entered.

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered without further notice for the relief requested by the plaintiff. You may lose property or other rights important to you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

Lawyers Referral Service Delaware County Bar Association 335 W. Front Street Media, PA 19063 (610) 566-6625 www.delcobar.org

PORTNOFF LAW ASSOCIATES, LTD. P.O. Box 391 Norristown, PA 19404-0391 (866) 211-9466

May 3, 10, 17

SERVICE BY PUBLICATION

COURT OF COMMON PLEAS OF DELAWARE COUNTY, PENNSYLVANIA NO. 10-13338

Borough of East Lansdowne vs.
Jo Ann Dodson

Notice is given that the above was named as Defendant in a civil action by plaintiff to recover 2009 sewer and trash fees for property located at 415 Glenwood Avenue, East Lansdowne, PA, Folio Number 17-00-00139-00. A Writ of Scire Facias for \$820.54 was filed. You are notified to plead to the Writ on or before 20 days from the date of this publication or a judgment may be entered.

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by Plaintiff. You may lose money, property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Lawyers Referral Service 335 W. Front Street Media, PA 19063 (610) 566-6625 www.delcobar.org

PORTNOFF LAW ASSOCIATES, LTD. P.O. Box 391 Norristown, PA 19404-0391 (866) 211-9466

May 3, 10, 17

SERVICE BY PUBLICATION

COURT OF COMMON PLEAS OF DELAWARE COUNTY, PENNSYLVANIA NO. 10-08561

Borough of Yeadon

Wayne E. Brockington, Executor of the Estates of Sarah Brockington and Eleanor Brockington

Notice is given that the above was named as defendant in a civil action by plaintiff to recover 2009 sewer and trash fees for property located at 603 Rockland Avenue, Yeadon, PA, Folio Number 48-00-02765-00. A Writ of Scire Facias for \$900.02 was filed. You are notified to plead to the Writ on or before 20 days from the date of this publication or a judgment may be entered.

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by Plaintiff. You may lose money, property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Lawyers Reference Service 335 W. Front Street Media, PA 19063 (610) 566-6625 www.delcobar.org

PORTNOFF LAW ASSOCIATES, LTD. P.O. Box 391 Norristown, PA 19404-0391 (866) 211-9466

May 3, 10, 17

JUDGMENT NOTICES

JUDGMENTS, VERDICTS, LIENS, WAIVER OF LIENS AND OTHER MATTERS ENTERED IN THE JUDGMENT INDEX IN THE OFFICE OF JUDICIAL SUPPORT AT MEDIA, PENNA.

The name of the person against whom such entry is made in each case appears first, followed by the name of the person in whose favor the entry is made and the amount. Details concerning the nature of the entry are available in the Judicial Support record.

The Judgment Index in the Judicial Support office at Media discloses that the following judgments, verdicts, liens, waiver of liens and other matters have been entered on the dates indicated.

Accuracy of the entries is not guaranteed

- Wheeler, Pamela; Commonwealth Department of Revenue; 03/05/12; \$521.33
- Wheeler, Pamela; Commonwealth Department of Revenue; 05/21/12; \$.00
- Whelan, Durrell J; Parkside Borough; 02/17/12; \$305.78
- Whelan, Jamison; Wells Fargo Bank NA; 04/13/12; \$134,859.69
- Whetstone, Kevin; Delaware County Juvenile Court; 02/09/12; \$2,912.70
- Whitaker-Trusty=Gray, Sharon; Hudson & Keyse LLC; 05/25/12; \$.00
- Whitaker, Beretha; Delcora; 04/02/12; \$124.18
- Whitaker, Mayo; Probation Dept of Delaware County; 02/16/12; \$1,484.50
- Whitaker, Sharon /AKA; Hudson & Keyse LLC; 05/25/12; \$.00
- Whitaker, Ulysses; Delaware County Juvenile Court; 03/20/12; \$186.50
- Whitby, John; Southwest Delaware Cty Municipal Au; 02/23/12; \$2,998.54
- Whitby, Susan; Drexel University; 04/02/12; \$.00
- White Bright Tight Teeth; Cmwlth Unemployment Comp Fund; 03/19/12; \$.00
- White-Lewis, Joanne; Hetherington, Catherine J; 04/13/12; \$.00
- White, Beverly C; FIA Card Services NA; 03/01/12; \$.00
- White, Christopher; Probation Dept of Delaware County; 05/15/12; \$3,968.50

- White, Christopher Anthony; Probation Dept of Delaware County; 05/15/12; \$2,476.50
- White, Danielle; Simicic, Zeliko; 05/31/12; \$.00
- White, Darnell; Delcora; 04/02/12; \$116.65 White, Denise R; Commonwealth Un-
- employment Compensat; 03/01/12; \$1,140.69
- White, Eric G; Probation Dept of Delaware County; 03/28/12; \$1,382.50
- White, Felicia M/IND/TA; A&R Properties; 01/17/12; \$.00
- White, Gloria J; Capital One Bank NA; 03/05/12; \$4,519.79
- White, Gloria J; Advantage Assets II Inc; 03/26/12; \$3,164.55
- White, Herbert; Morton Borough; 01/23/12; \$.00
- White, Herbert; Morton Boro; 01/23/12; \$.00 White, Herbert; Morton Borough; 01/23/12; \$.00
- White, Herbert; Borough of Morton; 01/23/12; \$.00
- White, Herbert; Borough of Morton; 01/23/12; \$.00
- White, Herbert; Morton Borough; 01/23/12; \$.00
- White, Herbert; Morton Borough; 01/23/12; \$.00
- White, Herbert; Morton Borough; 01/23/12; \$.00
- White, Herbert; Americredit; 03/07/12; \$.00 White, Herbert; Calvary Portfolio Svcs LLC /ASG; 03/07/12; \$.00
- White, Herbert; Morton Savings Bank; 03/07/12; \$.00
- White, Herbert; Calvary Investments LLC /ASG; 03/07/12; \$.00
- White, Jasmin L; Asset Acceptance LLC; 04/03/12; \$.00
- White, Kenneth Alexander; Probation Dept of Delaware County; 02/18/12; \$1,451.50

- White, Lisa Shannon; Probation Dept of Delaware County; 02/27/12; \$1,281.50
- White, Luther; Probation Dept of Delaware County; 02/22/12; \$2,446.50
- White, Michael; Probation Dept of Delaware County; 02/24/12; \$1,114.50
- White, Michael; Probation Dept of Delaware County; 02/27/12; \$1,496.50
- White, Pascale P; Midland Funding LLC / ASG; 04/23/12; \$.00
- White, Pascale P; Emerge Mastercard; 04/23/12; \$.00
- White, Richard W; Commonwealth Department of Revenue; 04/25/12; \$12,422.25
- White, Solomon; Internal Revenue Service; 03/23/12; \$2,996.15
- White, Thomas; Probation Dept of Delaware County; 03/22/12; \$1,377.50
- White, Thomas Edward; Probation Dept of Delaware County; 03/21/12; \$704.50
- White, Thomas Edward; Probation Dept of
- Delaware County; 03/26/12; \$6,960.50 White, Thomas Edward; Probation Dept of Delaware County; 03/26/12; \$822.50
- White, Tracie; Internal Revenue Service; 03/23/12; \$2,996.15
- White, Tranea /IND/TA; A&R Properties; 01/17/12; \$.00
- White, Veronica P; Morton Borough; 01/23/12; \$.00
- White, Vincent; Delaware County Juvenile Court; 03/07/12; \$1,895.00
- White, William L/JR; Certificates; 02/16/12;
- White, William L/JR; Morgan Stanley ABS Capital I Inc; 02/16/12; \$.00
- White, William L/JR; Deutsche Bank Natl Trust Company /TR; 02/16/12; \$.00
- Whitehead, William F/JR; Whitehead, William F/EST/DCD; 01/25/12; \$107,644.03
- Whitehead, William F/JR; Whitehead, William F/EST/DCD; 01/25/12; \$20,940.00
- Whitehurst, Julia; Commonwealth Financial Systems Inc; 04/30/12; \$.00
- Whiteman, Robert A; Delcora; 04/02/12; \$313.28
- Whitesell, Lawrence; Wells Fargo Bank NA; 05/03/12; \$.00
- Whiteside, Susan R; Lansdowne Borough; 01/09/12; \$.00
- Whitfield, David E; Delcora; 04/02/12; \$105.96
- Whitfield, Deirdre D; Internal Revenue Service; 05/14/12; \$34,576.65

- Whitfield, Deirdre D; Internal Revenue Service; 05/14/12; \$67,278.02
- Whitfield, George C; Internal Revenue Service; 05/14/12; \$34,576.65
- Whitfield, George C; Internal Revenue Service; 05/14/12; \$67,278.02
- Whiting, Charles R; Upper Darby Township; 04/16/12; \$.00
- Whiting, Charles R; Upper Darby Township; 04/16/12; \$.00
- Whiting, Doris; Internal Revenue Service; 01/27/12; \$34,553.38
- Whiting, Doris; Internal Revenue Service; 01/27/12; \$14,419.93
- Whitlock, Joseph Robert; Probation Dept of Delaware County; 01/13/12; \$2,436.50
- Whitlock, Michael; Probation Dept of Delaware County; 02/02/12; \$1,362.50
- Whitlock, Wayne E; FIA Card Services NA; 04/27/12; \$6,343.07
- Whitlock, Wayne E; Cavalry SPV I LLC /ASG; 04/27/12; \$6,343.07
- Whitlock, Wayne E; Bank of America; 04/27/12; \$6,343.07
- Whitmore, Nicole; Delaware County Juvenile Court; 03/20/12; \$357.00
- Whitney, Lisa C; Radnor Township; 04/18/12; \$.00
- Whitsell, Brandi; Wells Fargo Bank NA; 05/03/12; \$.00
- Whitsett, Kishia; Much, Nathan; 05/14/12; \$2,120.04
- Whitten, David; US Bank NA/TR; 01/03/12; \$881,265.23
- Whitten, David; Southwest Delco Municipal Authority; 04/20/12; \$.00
- Whitten, David N /AKA; US Bank NA /TR; 01/03/12; \$881,265.23
- Whitten, Sharon; US Bank NA /TR; 01/03/12; \$881,265.23
- Whoriskey, Kimberly; Commonwealth Department of Revenue; 01/31/12; \$454.67
- Whoriskey, Kimberly; Bank of New York /TR; 03/15/12; \$.00
- Whoriskey, Raymond; Commonwealth Department of Revenue; 01/31/12; \$454.67
- Whoriskey, Raymond; Certificateholders of CWABS; 03/15/12; \$.00
- Wi Max Devices Inc; Commonwealth Real Estate Investors; 03/12/12; \$92,510.93
- Wi Max Devices Inc; Media Real Estate Company /AGT; 03/12/12; \$92,510.93
- Wi Max Devices Inc; Media Real Estate Company/AGT; 03/12/12; \$209,312.52

- Wi Max Devices Inc; Commonwealth Real Estate Investors; 03/12/12; \$209,312.52
- Wi Max Devices Inc; Commonwealth Real Estate Investors; 04/25/12; \$.00
- Wi Max Devices Inc; Media Real Estate Company /AGT; 04/25/12; \$.00
- Wicker, Andrew; Blue Valley Drywall; 03/05/12; \$.00
- Wicker, Emily; Blue Valley Drywall; 03/05/12; \$.00
- Widdowson, Michael; Internal Revenue Service; 01/11/12; \$10,099.88
- Widener University; Thomas, Trevor; 03/02/12; \$.00
- Widener University; Thomas, Marsha; 03/02/12; \$.00
- Widener University; Dempsey, Robert; 04/12/12; \$.00
- Widmeier, Michael; Commonwealth Pennsylvania; 04/18/12; \$5,000.00
- Wig Realty LLC; National Penn Bank; 05/11/12; \$.00
- Wigfall, Darren; Probation Dept of Delaware County; 04/10/12; \$672.00
- Wigfall, Delcina; Deutsche Bank National Trust Co /TR; 01/10/12; \$208,086.42
- Wigfall, Delcina; Ameriquest Mortgage Securities Inc; 01/10/12; \$208,086.42
- Wigfall, Delcina; Ameriquest Mortgage Securities Inc; 02/21/12; \$.00
- Wigfall, Delcina; Deutsche Bank National Trust Co /TR; 02/21/12; \$.00
- Wigfall, Strawn E; Ameriquest Mortgage Securities Inc; 01/10/12; \$208,086.42
- Wigfall, Strawn E; Deutsche Bank National Trust Co /TR; 01/10/12; \$208,086.42
- Wigfall, Strawn E; Deutsche Bank National Trust Co /TR; 02/21/12; \$.00
- Wigfall, Strawn E; Ameriquest Mortgage Securities Inc; 02/21/12; \$.00
- Wiggins, Alvin; Probation Dept of Delaware County; 01/18/12; \$1,724.50
- Wiggins, Fred; Green Tree Consumer Discount Comp; 05/02/12; \$308,878.59
- Wiggins, Michael Keeyah; Probation Dept of Delaware County; 04/05/12; \$1,348.50
- Wiggins, Michael Keeyan; Probation Dept of Delaware County; 04/03/12; \$1,346.00
- Wiggins, Monique; GMAC Mortgage LLC; 01/27/12; \$.00
- Wiggins, Monique; GMAC Mortgage LLC; 01/27/12; \$131,098.96
- Wilbanks, Stephen /JR; LWC City Inc; 02/03/12; \$2,370.97

- Wilber, Ellen B; Internal Revenue Service; 05/18/12; \$17,398.03
- Wilborn, John J; Cmwlth Unemployment Comp Fund; 05/31/12; \$.00
- Wilburn, Cynthia; Yeadon Borough; 01/23/12; \$.00
- Wilburn, Tony A; Yeadon Borough; 01/23/12; \$.00
- Wilding, Linda E; Citibank NA; 04/30/12; \$17,000.00
- Wilding, Linda E; Citibank NA; 04/30/12; \$17,000.00
- Wilferth, Forrester; Probation Dept of Delaware County; 03/12/12; \$2,081.50
- Wilhelm, Lisa M; Capital One Bank (USA) NA; 02/23/12; \$.00
- Wilhelm, Lisa M; Discover Bank; 02/24/12; \$.00
- Wilkes, Marcia M; Wells Fargo Bank NA; 02/24/12; \$.00
- Wilkes, Patricia; Deutsche Bank National Trust Co/TR; 05/31/12; \$.00
- Wilkes, Patricia; Ameriquest Mortgage Securities Inc; 05/31/12; \$.00
- Wilkes, Patricia; Deutsche Bank National Trust Co /TR; 05/31/12; \$.00
- Wilkes, Patricia; Ameriquest Mortgage Securities Inc; 05/31/12; \$.00
- Wilkins Flooring Inc; Commonwealth Department of Revenue; 01/31/12; \$605.99
- Wilkins Flooring Inc; Commonwealth Department of Revenue; 03/01/12; \$619.39
- Wilkins Flooring Inc; Commonwealth Department of Revenue; 04/25/12; \$1,667.24
- Wilkins, Bryan; Internal Revenue Service; 03/19/12; \$31,311.85
- Wilkins, Keon; Delaware County Juvenile Court; 04/16/12; \$45.50
- Wilkins, Myla; Probation Dept of Delaware County; 03/30/12; \$914.50
- Wilkins, Nicole; Barclays Bank Delaware; 03/30/12; \$2,700.00
- Wilkins, Nicole Y; Capital One Bank NA; 05/07/12; \$4,476.16
- Wilkinson, Christina M; Probation Dept of Delaware County; 04/11/12; \$3,577.66
- Wilkinson, Marylou; Bethel Twp Delaware Cty Sewer Auth; 04/04/12; \$1,969.23
- Wilkinson, Neville; LVNV Funding LLC; 01/03/12; \$1,556.45
- Wilkinson, Raymond; Bethel Twp Delaware Cty Sewer Auth; 04/04/12; \$1,969.23

- Willard, Mark F; Internal Revenue Service; 02/27/12; \$129,753.48
- Willauer, Robert A; Applied Bank; 04/09/12; \$.00
- William J Pastuszek Real Estate LLC; Nationwide Mutual Insurance Company; 03/09/12; \$.00
- William J Pastuszek Real Estate LLC; Nationwide Mutual Fire Insurance Co; 03/09/12; \$.00
- William Penn School District; Foster, Leroy N; 03/20/12; \$.00
- William Penn School District; Foster, Karen L; 03/20/12; \$.00
- William Wilson Memorial Nursery; Internal Revenue Service; 01/25/12; \$4,092.47
- William Wilson Memorial Nursery; Internal Revenue Service; 01/25/12; \$.00
- William Wilson Memorial Nursery; Internal Revenue Service; 02/07/12; \$5,014.00
- William, Alexander; Delcora; 04/02/12; \$1,542.83
- William, Jeri; Krohn Plumbing & Heating; 03/09/12; \$2,148.16
- William, Jeri; Erling-Anderson Mechanical Inc /TA; 03/09/12; \$2,148.16
- Williams, Abigail; East Lansdowne Borough; 03/20/12; \$.00
- Williams, Andrea L; Portfolio Recovery Associates LLC; 05/15/12; \$5,209.76
- Williams, Anthony; Delaware County Juvenile Court; 02/27/12; \$21.30
- Williams, Barbara; McMaster, James C /DO; 01/13/12; \$.00
- Williams, Barbara; Campbell, Denise /RN; 02/13/12; \$.00
- Williams, Barbara; Welch, Kitty /RN; 02/13/12; \$.00
- Williams, Bernadette; Delcora; 04/02/12; \$146.76
- Williams, Beverly; Delcora; 04/02/12; \$141.12
- Williams, Blair Waynique; Probation Dept of Delaware County; 04/05/12; \$1,797.50
- Williams, Brian; Delcora; 04/04/12; \$.00
- Williams, Brian S; HSBC Bank Nevada NA; 04/02/12; \$.00
- Williams, Calvin; King, Angelique; 02/15/12; \$.00
- Williams, Calvin; Williams, Calvin; 02/15/12; \$.00
- Williams, Camauri; Delaware County Juvenile Court; 03/05/12; \$2,931.24

- Williams, Charles Antonio /JR; Probation Dept of Delaware County; 04/20/12; \$2,411.50
- Williams, Cicely; LVNV Funding LLC; 03/26/12; \$1,383.16
- Williams, Clarence; Probation Dept of Delaware County; 05/11/12; \$2,877.50
- Williams, Clarise; LVNV Funding LLC; 03/05/12; \$930.01
- Williams, Clarise; Delcora; 04/04/12; \$.00
- Williams, Darren J; Probation Dept of Delaware County; 03/28/12; \$3,265.15
- Williams, Darryl; Delcora; 04/02/12; \$391.35 Williams, David; Probation Dept of Dela-
- ware County; 04/11/12; $\$1,4\bar{7}5.50$ Williams, Deborah; The Borough of Darby; 05/31/12; \$.00
- Williams, Denise A; Internal Revenue Service; 05/14/12; \$1,761.81
- Williams, Derrell; Delcora; 04/02/12; \$1,143.10
- Williams, Donny; Cmwlth Unemployment Comp Fund; 05/31/12; \$.00
- Williams, Drew; Probation Dept of Delaware County; 04/30/12; \$3,703.00
- Williams, Elesia S; Utica College; 03/15/12; \$3,394.46
- Williams, Erica R; US Bank NA /TR; 01/30/12; \$331,337.86
- Williams, Erica R; PA Housing Finance Agency; 01/30/12; \$331,337.86
- Williams, Frank; Delcora; 04/02/12; \$105.88 Williams, Gary; Yeadon Borough; 02/17/12; \$ 00
- Williams, Gary L /JR; Registered Holders; 05/08/12; \$160,411.44
- Williams, Gary L /JR; US Bank National Association /TR; 05/08/12; \$160,411.44
- Williams, Gary L/JR; Ocwen Loan Servicing LLC; 05/08/12; \$160,411.44
- Williams, Gertrude N; Citibank; 02/17/12; \$.00
- Williams, Gertrude N; Unifund CCR Partners /ASG; 02/17/12; \$.00
- Williams, Inez; Delcora; 04/02/12; \$2,325.53 Williams, Ione; Probation Dept of Delaware County; 03/08/12; \$5,995.49
- Williams, James; Brooks, Kelly; 05/24/12; \$.00
- Williams, James Y /JR; Internal Revenue Service; 01/11/12; \$13,377.55
- Williams, Jamir; Commonwealth Pennsylvania; 04/30/12; \$10,000.00

- Williams, Janice; Stephen Wood; 02/16/12; \$.00
- Williams, Janice; Progressive Insurance Company/SUB; 02/16/12; \$.00
- Williams, Jeffrey A; PA Housing Finance Agency; 01/30/12; \$331,337.86
- Williams, Jeffrey A; US Bank NA /TR; 01/30/12; \$331,337.86
- Williams, Jestina; Commonwealth Department of Revenue; 01/31/12; \$1,119.62
- Williams, Jesusa Villarreal; Registered Holders; 05/08/12; \$160,411.44
- Williams, Jesusa Villarreal; US Bank National Association /TR; 05/08/12; \$160,411.44
- Williams, Jesusa Villarreal; Ocwen Loan Servicing LLC; 05/08/12; \$160,411.44
- Williams, John; Probation Dept of Delaware County; 05/10/12; \$2,018.00
- Williams, Jonathan J; Cavalry SPV I LLC /ASG; 04/23/12; \$2,541.54
- Williams, Jonathan J; HSBC Bank Nevada NA; 04/23/12; \$2,541.54
- Williams, Joseph; Delcora; 04/02/12; \$112.89
- Williams, Lamont; Delcora; 04/02/12; \$150.84
- Williams, Latoya; Probation Dept of Delaware County; 03/05/12; \$971.50
- Williams, Leslie; Darby Borough; 05/31/12; \$.00
- Williams, Linda; Midland Funding LLC; 03/30/12; \$.00
- Williams, Linton D; Delcora; 04/02/12; \$444.50
- Williams, Lois B; Swarthmore Borough; 05/17/12; \$898.05
- Williams, Lois N; Commonwealth Department of Revenue; 05/21/12; \$2,729.67
- Williams, Louise; Township of Darby; 05/25/12; \$.00
- Williams, Louise; Township of Darby; 05/25/12; \$.00
- Williams, Makia; Lochikian, Vahe; 03/02/12; \$1,418.00
- Williams, Mark; Nether Providence Township; 01/03/12; \$.00
- Williams, Maybelle; Delcora; 04/02/12; \$208.29
- Williams, Michael A; Borough of Yeadon; 02/17/12; \$.00
- Williams, Michael A; Internal Revenue Service; 02/17/12; \$204,478.94

- Williams, Michael James; Probation Dept of Delaware County; 04/25/12; \$2,980.94
- Williams, Michael M; Probation Dept of Delaware County; 03/27/12; \$952.00
- Williams, Michael P; Capital One Bank; 04/02/12; \$.00
- Williams, Mike; Cobb, Christopher; 01/04/12; \$2,016.59
- Williams, Monique L; Cmwlth Unemployment Comp Fund; 03/01/12; \$.00
- Williams, Naim A; Internal Revenue Service; 04/20/12; \$18,027.05
- Williams, Naquan T; Probation Dept of Delaware County; 01/12/12; \$9,106.34
- Williams, Nicole S; Commonwealth Department of Revenue; 03/05/12; \$.00
- Williams, Nicole S; Commonwealth Department of Revenue; 03/05/12; \$.00
- Williams, Oswald; Delcora; 04/02/12; \$173.10
- Williams, Raheem Floyd; Probation Dept of Delaware County; 02/14/12; \$7,564.62
- Williams, Randall; Delaware County Juvenile Court; 02/21/12; \$27.90
- Williams, Rasheed; Bally Total Fitness; 02/21/12; \$.00
- Williams, Rasheed; Asset Acceptance LLC /ASG; 02/21/12; \$.00
- Williams, Reginald R; J&L Building Materials Inc; 03/13/12; \$5,363.67
- Williams, Remmie E; Cab East LLC /AGT; 01/03/12: \$5.526.21
- Williams, Remmie E; Holder; 01/03/12; \$5,526.21
- Williams, Remmie E; Land Rover Capital Group; 01/03/12; \$5,526.21
- Williams, Richie E; FIA Card Services NA; 01/17/12; \$.00
- Williams, Robert Carl; Probation Dept of Delaware County; 05/01/12; \$1,321.50
- Williams, Robert Carl; Probation Dept of Delaware County; 05/01/12; \$914.50
- Williams, Romona L; J&L Building Materials Inc; 03/13/12; \$5,363.67
- Williams, Russell /AKA; M&T Bank; 03/22/12; \$.00
- Williams, Russell /SR; M&T Bank; 03/22/12; \$.00
- Williams, Sandra; Yeadon Borough; 02/17/12; \$.00
- Williams, Sean; Bethel Twp Delaware Cty Sewer Auth; 04/04/12; \$3,720.54
- Williams, Sean A; Probation Dept of Delaware County; 01/18/12; \$1,192.50

- Williams, Sheryle; Upper Darby Township; 03/19/12; \$.00
- Williams, Sheryle; Upper Darby Township; 03/19/12; \$.00
- Williams, Shirl Irelene; JPMorgan Chase Bank NA; 03/20/12; \$.00
- Williams, Tanita; Fannie Mae; 05/21/12; \$.00
- Williams, Tanita; Fannie Mae; 05/21/12; \$.00
- Williams, Tiffany Joyce; Discover Bank /AGT; 05/11/12; \$3,348.68
- Williams, Tiffany Joyce; DB Servicing Corporation; 05/11/12; \$3,348.68
- Williams, Toria L; Capital One Bank (USA) NA; 04/30/12; \$1,575.18
- Williams, Troy E; Delcora; 04/02/12; \$105.36
- Williams, Tyaire; Probation Dept of Delaware County; 05/07/12; \$1,012.50
- Williams, Victor; Probation Dept of Delaware County; 04/02/12; \$1,405.50
- Williamson, David; Colwyn Borough; 04/18/12; \$1,892.44
- Williamson, Debra; Bluestone Investments Inc; 05/10/12; \$3,508.01
- Williamson, Debra; Bluestone Investments Inc; 05/29/12; \$.00
- Williamson, Edward; Bluestone Investments Inc; 05/10/12; \$3,508.01
- Williamson, Edward; Bluestone Investments Inc; 05/29/12; \$.00
- Williamson, Joseph S; Citibank NA; 03/12/12; \$.00
- Williamson, Steve; Colwyn Borough; 04/18/12; \$1,892.44
- Williamson, Susan; Colwyn Borough; 04/18/12; \$1,892.44
- Williard, Jeremy M; Commonwealth Unemployment Compensat; 03/13/12; \$.00
- Willie, Sheila P; Capital One Bank; 01/11/12; \$.00
- Williford, Brian; Delaware County Juvenile Court; 05/02/12; \$181.28
- Willis, David E /JR; Commonwealth Department of Revenue; 04/30/12; \$775.65
- Willis, Juanita; Midland Credit Management Inc; 04/27/12; \$.00
- Willis, Kelly M; GMAC Mortgage LLC; 02/01/12; \$156,797.15
- Willis, Kelly M; GMAC Mortgage LLC; 03/09/12; \$.00
- Willis, Laytoria W; Internal Revenue Service; 05/18/12; \$9,664.38

- Willis, Marva F; Delcora; 04/02/12; \$848.49 Willis, Rasheed; Citibank NA; 03/12/12; \$.00
- Willis, Sean M; GMAC Mortgage LLC; 02/01/12; \$156,797.15
- Willis, Sean M; GMAC Mortgage LLC; 03/09/12; \$.00
- Willis, Stacey; Capital One Bank (USA)NA; 05/18/12; \$.00
- Willis, Tannis; Commonwealth Pennsylvania; 04/30/12; \$10,000.00
- Williams, Allie M; Delcora; 04/02/12; \$844.87
- Willowbank Development LLC; Middletown Township; 02/02/12; \$115.50
- Willowbank Development LLC; Middletown Township; 05/10/12; \$.00
- Willowbrook Condo Association; Davis, Stephen M; 02/16/12; \$.00
- Willson, Jay; CACH LLC; 04/19/12; \$3,508.81
- Wilmington Fund Savings Society /GRN; DB Servicing Corporation /AGT; 05/01/12; \$ 00
- Wilmington Fund Savings Society /GRN; Discover Bank; 05/01/12; \$.00
- Wilmington Savings Fund Society /GRN; Pro Credit Solutions; 05/16/12; \$.00
- Wilmington Trust Company; Borough of Lansdowne; 03/20/12; \$.00
- Wilmington Trust Company; Lansdowne Borough; 03/20/12; \$.00
- Wilmington Trust of Pennsylvania /GRN; Reico Kitchen & Bath Inc; 02/27/12; \$.00
- Wilmore, George Lamar; Probation Dept of Delaware County; 04/04/12; \$2,515.50
- Wilmore, Sherita Shantel; Probation Dept of Delaware County; 03/27/12; \$1,397.50
- Wilmtington Savings Fund Society; RBS Citizens NA; 04/23/12; \$.00
- Wilsman, William D /JR; Commonwealth Department of Revenue; 04/09/12; \$15,617.85
- Wilson, Albert; Probation Dept of Delaware County; 02/09/12; \$2,016.50
- Wilson, Albert; Probation Dept of Delaware County; 02/09/12; \$3,742.50
- Wilson, Albert; Palisades Collection LLC; 05/14/12; \$.00
- Wilson, Albert; Unifund CCR Partners /ASG; 05/14/12; \$.00
- Wilson, Alvin; Probation Dept of Delaware County; 02/28/12; \$1,423.50

- Wilson, Angela; Atlantic Credit & Finance Incorpora; 01/03/12; \$4,510.14
- Wilson, Angela; Atlantic Credit & Finance Incorpora; 02/21/12; \$.00
- Wilson, Anntrene; Delcora; 04/02/12; \$245.46
- Wilson, Brian D; Nether Providence Twp; 02/09/12; \$.00
- Wilson, Brian D; Nether Providence Twp; 02/09/12; \$.00
- Wilson, Carlton; Probation Dept of Delaware County; 04/04/12; \$1,245.50
- Wilson, Charles A; William Penn School District; 02/09/12; \$.00
- Wilson, Charles A; William Penn School District; 02/09/12; \$.00
- Wilson, Cherisse; Jason J Leininger; 02/09/12; \$.00
- Wilson, Cherisse; Jason J Leininger; 02/09/12; \$.00
- Wilson, Christine; Bluestone Investments Inc; 05/21/12; \$11,559.55
- Wilson, Cliff; Portfolio Recovery Associates LLC; 04/30/12; \$9,792.57
- Wilson, Dan; Deutsche Bank National Trust Co/TR; 05/18/12; \$.00
- Wilson, Daniel R; Delcora; 04/02/12; \$354.36
- Wilson, Danna Rene; Discover Bank; 01/18/12; \$.00
- Wilson, David; Probation Dept of Delaware County; 02/23/12; \$2,330.10
- Wilson, David A; Yeadon Borough; 04/27/12; \$.00
- Wilson, Erica A; Portfolio Recovery Associates LLC; 03/02/12; \$1,484.67
- Wilson, Glenn O; Internal Revenue Service; 02/22/12; \$342,262.11
- Wilson, Glenn O; Internal Revenue Service; 03/06/12; \$.00
- Wilson, Ian; State Farm Mutual Auto Ins Comp/SUB; 03/21/12; \$.00
- Wilson, Ian; Battle, Robert; 03/21/12; \$.00 Wilson, Kemitt R /JR; Discover Bank; 02/24/12; \$.00
- Wilson, Kevin; Commonwealth Pennsylvania; 05/14/12; \$10,000.00
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$10,048.73
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$10,048.73
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$10,048.73

- Wilson, Linda M; Ridley Township; 03/16/ 12; \$3,261.73
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$10,048.73
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$10,048.73
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$10,048.73
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$10,048.73
- Wilson, Linda M; Ridley Township; 03/16 /12; \$10,048.73
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$11,703.73
- Wilson, Linda M; Ridley Township; 03/16/ 12; \$10,048.73
- Wilson, Lori-Anne; Internal Revenue Service; 03/30/12; \$4,211.63
- Wilson, Omar; Probation Dept of Delaware County; 03/23/12; \$3,694.50
- Wilson, Pamela; LVNV Funding LLC; 05/18/12; \$.00
- Wilson, Patrice; Bank of America NA/SSR; 05/15/12; \$84,579.41
- Wilson, Patrice; BAC Home Loans Servicing LP; 05/15/12; \$84,579.41
- Wilson, Phyllis; Upper Darby Township; 03/19/12; \$.00
- Wilson, Qawi Davae; Probation Dept of Delaware County; 03/05/12; \$937.50
- Wilson, Robert; Federal National Mortgage Associati; 04/17/12; \$.00
- Wilson, Robert N /JR; Upper Darby Township; 03/19/12; \$.00
- Wilson, Robert N /JR; Upper Darby Township; 03/19/12; \$.00
- Wilson, Robert N /JR; Upper Darby Township; 03/19/12; \$.00
- Wilson, Robert N /JR; Upper Darby Township; 03/19/12; \$.00
- Wilson, Robert N /JR; Upper Darby Township; 03/19/12; \$.00

- Wilson, Robert N /JR; Upper Darby Township; 03/19/12; \$.00
- Wilson, Robert N /JR; Upper Darby Township; 03/19/12; \$.00
- Wilson, Roland A; Jason J Leininger; 02/09/12; \$.00
- Wilson, Roland A; Jason J Leininger; 02/09/12; \$.00
- Wilson, Sean W; Countrywide Home Loans Servicing LP; 02/06/12; \$.00
- Wilson, Sean W; BAC Home Loans Servicing LP /FKA; 02/06/12; \$.00
- Wilson, Sean W; BAC Home Loans Servicing LP /FKA; 05/18/12; \$.00
- Wilson, Sean W; Countrywide Home Loans Servicing LP; 05/18/12; \$.00
- Wilson, Sean W; BAC Home Loans Servicing LP /FKA; 05/18/12; \$.00
- Wilson, Sean W; Countrywide Home Loans Servicing LP; 05/18/12; \$.00
- Wilson, Sharon M; Citibank NA; 01/23/12; \$5,083.61
- Wilson, Sharon Martha; Discover Bank; 03/15/12; \$8,183.32
- Wilson, Warren /SR; Southwest Delaware Cty Municipal; 03/16/12; \$5,773.21
- Wilson, William; Advantage Assets II Inc; 01/23/12; \$1,250.23
- Wilson, William; Crozer Chester Medical Center; 05/18/12; \$12,000.00
- Wilson, William H; PHH Mortgage Corporation; 05/24/12; \$173,931.82
- Wilson, William W; First American Acceptance Co LLC; 01/23/12; \$12,173.86
- Winas, Shane; Asset Acceptance LLC; 02/10/12; \$.00
- Winas, Shane; Asset Acceptance LLC; 04/09/12; \$.00
- Windmill Software Inc; Commonwealth Department of Revenue; 05/21/12; \$669.02
- Winiarskik, Joseph; Delcora; 04/02/12; \$193.79
- Winkelvoss, Deanna M; LVNV Funding LLC; 05/04/12; \$.00
- Winston, Franklin; Delcora; 04/02/12; \$120.00
- Winter, Brandon W; Probation Dept of Delaware County; 04/19/12; \$2,910.50
- Winters, Madeline L; Cmwlth PA Dept of Revenue; 01/03/12; \$.00
- Winthrop House Senior Services LLC; Central Care Solutions LLC; 03/26/12; \$243,938.42

- Wireless Champs; KS Springfld Ltd Ptrnshp Ten In Com; 02/27/12; \$.00
- Wireless Champs; Preit Services LLC; 02/27/12; \$.00
- Wireless Champs North East LLC /TA; PR Spring/Delco Ltd Ptnrship; 02/27/12; \$.00
- Wirth, Frances; S&S Mobile Homes; 05/25/12; \$4,103.00
- Wisch, Henry H; Middletown Twp Dela Cty Sewer Auth; 02/23/12; \$375.82
- Wisch, Linda Lee; Middletown Twp Dela Cty Sewer Auth; 02/23/12; \$375.82
- Wise, Alexander C; Probation Dept of Delaware County; 04/17/12; \$1,558.30
- Wise, Charles D /DCD; Midfirst Bank; 01/18/12; \$27,180.90
- Wise, Daniel E /ADM; Midfirst Bank; 01/18/12; \$27,180.90
- Wise, David C /III/EST/III; Midfirst Bank; 01/18/12; \$27,180.90
- Wise, Denisha M; Asset Acceptance LLC; 02/27/12; \$.00
- Wise, Gerald D; Household Finance Corp /ASG; 04/23/12; \$.00
- Wise, Gerald D; Household Bank FSB; 04/23/12; \$.00
- Wise, Gerald D; Paltinum Financial Services Corp /SSR; 04/23/12; \$.00
- Wiseley, Roxanne; LVNV Funding LLC; 03/13/12; \$1,101.58
- Wisely, David K /SR; Commonwealth Department of Revenue; 01/31/12; \$3,718.80
- Wisely, Dawn M; Target National Bank; 04/23/12; \$.00
- Wisely, John; LVNV Funding LLC; 02/21/12; \$2,360.26
- Wisely, Theresa E; Commonwealth Department of Revenue; 01/31/12; \$3,718.80
- Wisely, Thomas J; Target National Bank; 04/23/12; \$.00
- Wisner, F K; Citimortgage Inc; 02/10/12; \$135,529.75
- Wisner, F K; Citimortgage Inc; 02/27/12; \$.00
- Wisner, Frankie /AKA; Citimortgage Inc; 02/10/12; \$135,529.75
- Wisner, Frankie /AKA; Citimortgage Inc; 02/27/12; \$.00
- Wisner, Frankie K/AKA; Citimortgage Inc; 02/10/12; \$135,529.75
- Wisner, Frankie K/AKA; Citimortgage Inc; 02/27/12; \$.00

- Wisniewski, Joseph; Probation Dept of Delaware County; 01/26/12; \$3,135.05
- Wisniewski, Nina; Commonwealth Department of Revenue; 01/31/12; \$1,537.44
- Wissinger, Cameron E; Delcora; 02/09/12; \$.00
- Wissman, Dennis James; Probation Dept of Delaware County; 01/26/12; \$103,542.50
- Witch American Bistro /AKA; US Foodservice Inc; 05/23/12; \$.00
- Witch American Bistro /AKA; US Foodservice Inc; 05/23/12; \$6,105.81
- Witcher, Kenneth; American International Recovery; 05/02/12; \$.00
- Witherup, Mary Alice; Wilmington Savings Fund Society; 05/23/12; \$25,712.75
- Withhelder, Richard; Morton Borough; 05/31/12; \$1,716.71
- Wix, Diane; Discover Bank; 02/16/12; \$.00
- Wlliams, Denise L; Capital One Bank; 04/02/12; \$.00
- Wolf & Associates LLC; Commonwealth Department of Revenue; 03/05/12; \$.00
- Wolf, Amanda J; Internal Revenue Service; 01/24/12; \$6,886.37
- Wolf, Amanda J; Internal Revenue Service; 03/30/12; \$6,886.37
- Wolf, Elaine; Citibank NA; 02/10/12; \$17,745.23
- Wolf, Willard R; State of Maine; 01/19/12;
- \$.00 Wolf, Willard R; Internal Revenue Service; 01/24/12; \$6,886.37
- Wolf, Willard R; Internal Revenue Service; 03/30/12; \$6,886.37
- Wolfenden Floors Inc; Cmwlth Unemployment Comp Fund; 03/26/12; \$.00
- Wolfington Companies Inc; Media Active Inc; 01/17/12; \$7,654.50
- Wolfington Companies Inc; Media Active Inc; 02/21/12; \$.00
- Womack-Thomas, Nicole; Countrywide Home Loans Inc; 04/12/12; \$.00
- Womack-Thomas, Nicole; Countrywide Home Loans Inc; 04/12/12; \$.00
- Womack, Clarence T; Delcora; 04/02/12; \$136.48
- Womack, Clarence T /AKA; Countrywide Home Loans Inc; 05/08/12; \$.00
- Womack, Clarence T /JR; Countrywide Home Loans Inc; 05/08/12; \$.00
- Womack, Gregory; Commonwealth Unemployment Compensat; 05/25/12; \$544.72

- Womack, Kevin; Commonwealth Unemployment Compensat; 04/20/12; \$9,560.81
- Womack, Nadine V; RBS Citizens NA; 02/06/12; \$21,420.32
- Womack, Richard; Darby Township; 01/13/12; \$.00
- Womba, Daniel; Probation Dept of Delaware County; 04/11/12; \$2,385.50
- Women of War Ministries; Lansdowne Borough; 02/27/12; \$.00
- Women of War Ministries; Lansdowne Borough; 05/23/12; \$4,342.37
- Wondimu, Mekuria; Presbyterian Medical Center; 02/10/12; \$.00
- Wondimu, Mekuria; University of Pennsylvania Hlth Sys; 02/10/12; \$.00
- Wondimu, Mekuria; Department of Patient Accounting; 02/10/12; \$.00
- Wong, Yasmen A; Probation Dept of Delaware County; 03/01/12; \$1,231.50
- Woo, James; Eagle Onme Federal Credit Union; 04/16/12; \$.00
- Wood, Carlton F; Springfield Township; 04/11/12; \$220.00
- Wood, Carlton F; Springfield Township; 04/11/12; \$367.46
- Wood, Courtney A; Wells Fargo Bank NA; 05/15/12; \$150,906.00
- Wood, James; Commonwealth Pennsylvania; 03/20/12; \$10,000.00
- Wood, James Furlong; Probation Dept of Delaware County; 01/30/12; \$1,152.00
- Wood, James Furlong; Probation Dept of Delaware County; 03/20/12; \$.00
- Wood, Jarreau Alexander; Probation Dept of Delaware County; 03/22/12; \$1,645.50
- Wood, Leroy T; Capital One Bank; 01/17/12; \$.00
- Wood, Mary A; US Bank Trust NA /TR; 05/30/12; \$100,948.06
- Wood, Mary A; Volt Asset Holdings NPL3; 05/30/12; \$100,948.06
- Wood, Paul K; LVNV Funding LLC; 03/27/12; \$2,138.25
- Woodard, David; GE Capital Retail Bank; 04/23/12; \$5,345.00
- Woodard, Geneva M /DCD; GMAC Mortgage LLC; 05/02/12; \$99,752.72
- Woodard, Geneva M /DCD; GMAC Mortgage LLC; 05/21/12; \$.00
- Woodard, Leon; American Express; 04/23/12; \$1,119.41

Commonwealth v. Michael Norley

Criminal – Simple Assault / Grading – Criminal Information / Simple Assault by Mutual Consent – Sufficiency of the Evidence.

A criminal information need only charge the elements of the offense or facts that enhance the maximum penalty for the offense.

Mutual consent, as described in 18 Pa.C.S. 2701(b) (1) acts to lower the grading of simple assault from a second to a third degree misdemeanor, and need not be specifically charged in the Information.

In a challenge to the sufficiency of the evidence, the Court must review the evidence, presented in a light most favorable to the Commonwealth, and determine whether a fact finder could conclude that every element of the offense was proven beyond a reasonable doubt.

The Court held:

The Court did not err by finding appellant guilty of simple assault as a misdemeanor of the third degree even though the Information did not allege that the fight was entered into with mutual consent.

There was no merit to appellant's sufficiency of the evidence claim, and the Court in its role as finder of fact, did not err in finding sufficient evidence of each element of simple assault, and was not required to acquit appellant, where the Information did not allege mutual consent, appellant contended that there was no evidence presented of mutual consent so as to warrant the lower grading of simple assault.

Case No. 11-23

William R. Toal, III, Esquire, Attorney for the Commonwealth Douglas L. Smith, Esquire, Attorney for Appellant

Opinion by the Honorable Patricia H. Jenkins, filed: June 26, 2012

OPINION

A criminal information charged defendant with simple assault under 18 Pa.C.S. \S 2701(a)(1). After a bench trial, the Court found defendant guilty and graded the offense as simple assault by mutual consent, a third degree misdemeanor under 18 Pa.C.S. \S 2701(b)(1). The information did not mention \S 2701(b). The Court sentenced defendant to time served to twelve months imprisonment.

In this direct appeal $^{\mid}$, defendant argues that the Court erred by finding him guilty of simple assault by mutual consent due to the omission of $\S~2701(b)$ from the information. An information, however, need only charge the elements of an offense

¹ The Court imposed sentence on November 30, 2011. On Monday, December 12, 2011, defendant filed timely post-sentence motions. On December 19, 2011, the Court denied the post-sentence motions. On January 18, 2012, defendant filed a timely notice of direct appeal *pro se*.

Defendant could not afford private counsel for his appeal, but the Public Defender could not represent defendant due to a conflict of interest caused by its representation of co-defendant Richard Kauffman. The Court appointed Douglas Smith, Esquire to represent defendant and subsequently granted two motions by Mr. Smith for an extension of time within which to file defendant's concise statement of matters complained of on appeal. On May 15, 2012, Mr. Smith filed a timely statement of matters complained of on appeal.

Com. of PA v. Norley

or facts that enhance the maximum penalty for the offense. Mutual consent does not fit within either category. Instead, this factor lowered the grade of defendant's crime from the second degree misdemeanor charged in the information to a third degree misdemeanor.

Defendant also contends that the evidence was insufficient to prove simple assault by mutual consent. Once again, the Commonwealth need not prove mutual consent to survive a claim of insufficient evidence, since mutual consent is not an element of simple assault and does not enhance the grade of this offense. The evidence satisfied the elements of simple assault under § 2701(a), since defendant caused or attempted to cause bodily injury to two other men during a brawl at the residence of co-defendant Richard Kauffman. Therefore, the Court recommends that defendant's judgment of sentence be affirmed.

This case arises from a brawl on September 16, 2010 when Carmen Giannone, a licensed repossessor, went to co-defendant Kauffman's home in Glen Mills to repossess a Jeep Commander registered to Denise Kauffman. N.T., 9/20/11, pp. 30-31. Corvin Vasquez, Giannone's assistant, accompanied Giannone. N.T., 9/20/11, p. 34. Giannone had attempted on prior occasions to repossess the Jeep but without success. N.T., 9/20/11, pp. 31-35.

On this occasion, Giannone could not find the Jeep, and nobody responded when Giannone knocked on Kauffman's door. N.T., 9/20/11, p. 30. As Giannone and Vasquez were leaving, defendant drove into the driveway, blocked Giannone's vehicle and accused Giannone of trespassing. N.T., 9/20/11, pp. 38-39. Giannone responded that he was on the property lawfully to repossess a vehicle. N.T., 9/20/11, p. 39. Defendant attacked Giannone and struck him with a metal bar in the face and knees. N.T., 9/20/11, pp. 40-41. Vasquez grabbed defendant and began wrestling with him and hitting him, and defendant struck Vasquez several times in the neck and face with the metal bar. N.T., 9/21/11, p. 12. Co-defendant Kauffman joined in the fight and hit Giannone and Vasquez with a baseball bat. N.T., 9/21/11, pp. 13, 15, 41. Defendant admitted hitting Giannone and Vasquez but claimed it was in self-defense. N.T., 9/21/11, pp. 117, 140.

Defendant was charged with aggravated assault, simple assault and conspiracy. The simple assault information did not refer to mutual scuffle but simply included the elements of simple assault under 18 Pa.C.S. § 2701(a). During trial, the Court inquired whether the simple assault charged included a mutual scuffle. N.T., 9/21/11, pp. 163-64. The Court found defendant guilty of simple assault (mutual scuffle), a third degree misdemeanor.

In his first issue on appeal, defendant argues that the Court erred by convicting him of simple assault (mutual scuffle) under 18 Pa.C.S. \S 2701(b)(1) because the information only charged him with simple assault under 18 Pa.C.S. \S 2701(a) (1). The Court disagrees, based on the reasoning in *Commonwealth v. Shamsuddin*, 995 A.2d 1224 (Pa. Super. 2010).

In *Shamsud-din*, as in this case, the defendant contended that the trial court erred by finding him guilty of simple assault as a third degree misdemeanor, because he was not charged with that offense, and the Commonwealth did not move to amend the complaint to include it. Relying on *Commonwealth v. Fedorek*, 596 Pa. 475, 946 A.2d 93 (2008), the Superior Court affirmed the defendant's conviction. In *Fedorek*, the defendant was convicted of disorderly conduct as a third degree misdemeanor. The disorderly conduct statute, 18 Pa.C.S. § 5503, requires the Com-

monwealth to prove "intent to cause public inconvenience, annoyance or alarm." 18 Pa.C.S. \S 5503(a). The offense is graded as a third degree misdemeanor "if the intent of the actor is to cause substantial harm or serious inconvenience." 18 Pa.C.S. \S 5503(b). The defendant argued, and an *en banc* panel of the Superior Court agreed, that to sustain a third-degree misdemeanor conviction for disorderly conduct, the Commonwealth had to prove that Appellee intended to cause substantial "public" harm or serious "public" inconvenience, despite the absence of the word "public" in the grading paragraph of the statute.

The Supreme Court reversed and reinstated the defendant's sentence, holding that that $\S 5503(b)$ "does not require that the Commonwealth prove that an offender acted with intent to cause substantial *public* harm or serious *public* inconvenience, but only that the offender acted with intent to cause substantial harm or serious inconvenience, in order to sustain a conviction for disorderly conduct as a misdemeanor of the third degree." Id., 946 A.2d at 101-02. The Court arrived at this result by reasoning as follows:

First, there is no question in this case as to what constitutes the *elements* of the offense of disorderly conduct. 'A person is guilty of disorderly conduct if, with intent to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, he' or she engages in certain enumerated activity. 18 Pa.C.S. § 5503(a). Relevant to the instant case, one such activity is 'engag[ing] in fighting or threatening, or in violent or tumultuous behavior.' 18 Pa.C.S. § 5503(a)(1). Indeed, Appellee concedes that the Commonwealth established the necessary elements to support her conviction for disorderly conduct as defined by subsection (a) of the statute.

Subsection (b) of the statute addresses the issue of how the offense, once established, is to be graded for purposes of sentencing. This subsection states in relevant part: 'An offense under this section is a misdemeanor of the third degree if the intent of the actor is to cause substantial harm or serious inconvenience,' otherwise, it 'is a summary offense.' 18 Pa.C.S. § 5503(b). Conspicuously absent from this language is an expression that the actor must intend to cause substantial public harm or serious public inconvenience in order for the crime to be graded as a third-degree misdemeanor. The General Assembly plainly omitted the modifier 'public' in subsection (b) while it plainly included that modifier in subsection (a). The language of Section 5503(b) plainly and explicitly does not require that the Commonwealth prove that the actor must intend to cause substantial *public* harm or serious public inconvenience in order for the crime to be graded as a third-degree misdemeanor, and the Superior Court clearly erred by so holding. When the words of a statute are clear and free from all ambiguity, the letter of it is not to be disregarded under the pretext of pursuing its spirit.' 1 Pa.C.S. § 1921(b); see also Kusza v. Maximonis, 363 Pa. 479, 482, 70 A.2d 329, 331 (1950) (determining that a court 'cannot, under its powers of construction, supply omissions in a statute, especially where it appears that the matter may have been intentionally omitted' (emphasis added)).

Id. at 99.

Shamsud-din tracked Fedorek's reasoning in upholding the defendant's conviction for simple assault as a third degree misdemeanor:

Com. of PA v. Norley

Extending the Supreme Court's analysis to the case *sub judice*, we note 18 Pa.C.S.A. § 2701(a) & (b) provide the following:

- (a) Offense defined.—A person is guilty of assault if he:
 - (1) attempts to cause or intentionally, knowingly or recklessly causes bodily injury to another;
 - (2) negligently causes bodily injury to another with a deadly weapon;
 - (3) attempts by physical menace to put another in fear of imminent serious bodily injury; or
 - (4) conceals or attempts to conceal a hypodermic needle on his person and intentionally or knowingly penetrates a law enforcement officer or an officer or an employee of a correctional institution, county jail or prison, detention facility or mental hospital during the course of an arrest or any search of the person.
- (b) ${\bf Grading.}{\bf -}{\bf Simple}$ as sault is a misdemeanor of the second degree unless committed:
 - (1) in a fight or scuffle entered into by mutual consent, in which case it is a misdemeanor of the third degree; or
 - (2) against a child under 12 years of age by an adult 21 years of age or older, in which case it is a misdemeanor of the first degree.
- 18 Pa.C.S.A. § 2701(a), (b).

Clearly, the four circumstances under which an individual may be convicted of the crime are set forth in 18 Pa.C.S.A. § 2701(a), and the mitigating and enhancing provisions are stated in 18 Pa.C.S.A. § 2701(b). As such, under the plain language of the statute, the circumstance of a fight entered into through mutual consent does not affect a defendant's guilt or innocence but is relevant in determining the appropriate punishment.

Id., 995 A.2d at 1229.

In a concurring opinion, Judge McEwen observed that the majority's decision satisfied the Constitution as well as principles of statutory construction:

The majority aptly notes that the text and structure of section 2701 evince the intent of the General Assembly to define formal elements of the offense, as well as factors related to grading. However, the distinction between elements and grading factors alone is not determinative, particularly in light of the decision of the United States Supreme Court in *Apprendi v. New Jersey*, 530 U.S. 466, 120 S.Ct. 2348, 147 L.Ed.2d 435 (2000), which requires that evidence regarding facts that increase the maximum penalty or change the grade of an offense be submitted to a jury, and that those 'facts' be proven beyond a reasonable doubt. *See generally: Commonwealth v. Panko*, 975 A.2d 1189 (Pa.Super.2009). Thus, for example, it is clear that since subsection (b)(2) increases the grade of simple assault the respective ages of the complainant and the accused would have to be submitted to a finder of fact and proven by the Commonwealth beyond a reasonable doubt prior to increasing the grade of the offense. Here, however, the grading of the offense committed by appellant was reduced or mitigated by the trial court. Thus, *Apprendi* is not implicated.

Id. at 1231.

In view of *Shamsud-din*, it was not necessary for the information in the present case to charge defendant with violating the mutual consent provision in § 2701(b)(1). A simple assault information need only state the elements of the

charged offense and any enhancements to the penalty. Defendant's information included all elements of simple assault under § 2701(a)(1). The mutual consent provision in § 2701(b)(1) was not an element of the offense that the Commonwealth must prove beyond a reasonable doubt; it merely was relevant to determining the appropriate sentence. Nor was it an enhancement to the penalty, since it reduced the grading of the offense from a second degree misdemeanor to a third degree misdemeanor. Therefore, defendant's objection to the omission of mutual consent from his information is devoid of merit.

In his second issue on appeal, defendant argues that the evidence was insufficient to sustain his conviction for mutual scuffle because (1) "the Commonwealth witnesses testified that [defendant] was the aggressor and. . .attacked them without cause or provocation," and (2) defendant testified that he acted in self-defense.

When reviewing a challenge to the sufficiency of the evidence, the court must view all the evidence and all reasonable inferences therefrom in the light most favorable to the Commonwealth, the verdict winner. Commonwealth v. Widmer, 560 Pa. 308, 744 A.2d 745, 751 (2000). The evidence is sufficient to support the verdict when it establishes each material element of the crime charged against the defendant beyond a reasonable doubt. Id. An appellate court "may not weigh the evidence and substitute [its] judgment for the fact-finder." Commonwealth v. Cassidy, 447 Pa. Super. 192, 668 A.2d 1143, 1144 (1995). "The Commonwealth may sustain its burden of proving every element of the crime beyond a reasonable doubt by means of wholly circumstantial evidence." Commonwealth v. Cunningham, 805 A.2d 566, 571 (Pa. Super. 2002), alloc. denied, 573 Pa. 663, 820 A.2d 703 (2003). The facts and circumstances established by the Commonwealth need not preclude every possibility of innocence. Commonwealth v. DiStefano, 782 A.2d 574, 582 (Pa. Super. 2001), appeal denied, 569 Pa. 716, 806 A.2d 858 (2002). Any doubts regarding a defendant's guilt may be resolved by the fact-finder unless the evidence is so weak and inconclusive that as a matter of law no probability of fact may be drawn from the combined circumstances. Id.

Under these standards, it was not necessary for the Commonwealth to prove mutual consent because it is not an element of simple assault. *Widmer, supra,* 744 A.2d at 751. A challenge to the sufficiency of the evidence does not require proof of factors that merely affect the grading of the offense, e.g., mutual consent. *Id.*

Moreover, the evidence was sufficient to prove simple assault under § 2701(a) (1), since defendant clearly "attempt[ed] to cause or intentionally, knowingly or recklessly cause[d] bodily injury to another" by attacking both Giannone and Vasquez with a metal pipe. Although defendant insists he acted in self-defense, the evidence, construed in the light most favorable to the Commonwealth, establishes that he was the aggressor and intended to cause bodily injury.

For these reasons, the Court recommends that defendant's judgment of sentence be affirmed.

BI THE COURT:	
JENKINS,	J.

The

DELAWARE COUNTY BAR ASSOCIATION

asks you to answer as honestly as possible the following questions

		YES	NO
	Do you lose time from work due to drinking?		
	Is drinking making your home life unhappy?		
	Do you drink because you are shy with other people?		
	Is drinking affecting your reputation?		
	Have you ever felt remorse after drinking?		
6.	Have you gotten into financial difficulties as a		
	result of drinking?		
7.	Do you turn to lower companions and an inferior		
	environment when drinking?		
8.	Does you drinking make you careless of your		
	family's welfare?		
	Has your ambition decreased since drinking?		
	Do you crave a drink at a definite time daily?		
	Do you want a drink the next morning?		
	Does drinking cause you to have difficulty sleeping?		
	Has your efficiency decreased since drinking?		
	Is drinking jeopardizing your job or business?		
	Do you drink to escape from worries or trouble?		
	Do you drink alone?		
17.	Have you ever had a complete loss of memory as a result of drinking?		
18.	Has your physician ever treated you for drinking?		
	Do you drink to build up your self confidence?		
	Have you ever been to a hospital or institution on		
	account of drinking?		

If you do have an alcohol/drug problem

Help is Only a Phone Call Away

LAWYERS CONFIDENTIAL HELP-LINE 1-888-999-1941 24 Hours

Confidential

A Service Provided by Lawyers Concerned for Lawyers of Pennsylvania, Inc.

^{*} If you have answered YES to any one of the above questions, there is a definite warning that you may have a drinking problem.

^{*} If you have answered YES to any two of the questions, the odds are that you are a problem drinker.

^{*} If you have answered YES to three or more of the questions, you definitely are a problem drinker.

PERIODICAL PUBLICATION

* Dated Material. Do Not Delay. Please Deliver Before Monday, May 20, 2013

