

# Franklin County Legal Journal

Vol. 28, No. 22

December 3, 2010

*Designated by Order of the Court for the publication of court and other legal notices, the Franklin County Legal Journal (USPS 378-950), 100 Lincoln Way East, Chambersburg, Franklin County, PA 17201-2291, contains reports of cases decided by the various divisions of the Franklin County Branch of the Court of Common Pleas of the 39th Judicial District of Pennsylvania and selected cases from other counties.*

## 39th Judicial District of Pennsylvania Court Calendar for the Week of December 6, 2010

### Monday, December 6

9 a.m. — Commonwealth v. Hankerson, non-jury trial  
9 a.m. — Commonwealth v. Hawkins, jury trial  
9 a.m. — Commonwealth v. Fignar, motion to introduce evidence  
9 a.m. — Harnish v. Ulrich, custody pretrial conference  
10 a.m. — Commonwealth v. Breneman, omnibus motion  
10 a.m. — Carbaugh v. Carbaugh, petition for exclusive possession  
10 a.m. — Smith v. Harris, termination of parental rights  
11 a.m. — Lewis v. Lewis, custody pretrial conference  
1:15 p.m. — Bench warrants  
1:30 p.m. — Commonwealth v. Lee, omnibus motion  
2 p.m. — Argument court

### Tuesday, December 7

9 a.m. — Termination of parental rights matters  
9 a.m. — Support contempts/appeals  
9 a.m. — Heffner v. McGahen, jury trial  
9 a.m. — Fulton County miscellaneous court

### Wednesday, December 8

9 a.m. — One adoption hearing  
9 a.m. — Sentences  
9 a.m. — Heffner v. McGahen, jury trial continues  
9 a.m. — Unionvale Coal Co. v. Erickson Jr., scheduling conference  
10 a.m. — Moore v. Downin, custody pretrial conference  
1 p.m. — Whitsel v. Whitsel, petition for exclusive possession  
1:30 p.m. — Arraignments/dispositions/violations  
2:30 p.m. — Denlea v. Denlea, argument

*Court Calendar continued inside*



## Franklin County Bar Association 2010 Calendar of Events

### DECEMBER

- 7 **CLE program** — PBI course, "Understanding the Impact of Social Networking on You and Your Clients," noon to 1 p.m., bar office and law library. (1 ethics hour)
- 8 **CLE program** — PBI course, "Land Use and Zoning 101," 9 a.m. to 12:15 p.m., bar office and law library.
- 10 **Annual admission ceremony and membership meeting,** 9 a.m., courthouse.
- 15 **CLE program** — PBI course, "Financial Fraud," noon to 4:15 p.m., bar office and law library.
- 17 **Annual holiday party for YLD members and guests,** Chambersburg.
- 21 **CLE program** — PBI course, "Criminal Law Update," noon to 4:15 p.m., bar office and law library.
- 24-27 **Bar office closed** for Christmas holiday.
- 31 **Bar office closed** for New Year's holiday.

### Franklin County Legal Journal

The Franklin County Legal Journal is published by the Franklin County Bar Association, 100 Lincoln Way East, Suite E, Chambersburg, PA 17201-2291. Subscriptions for the weekly advance sheets are \$35 per year.

Legal notices and all other materials must be received by noon on Monday of the week of publication. Send all materials to Carolyn Seibert-Drager, editor, at [legaljournal@franklinbar.org](mailto:legaljournal@franklinbar.org) or by mail to the above address.

**POSTMASTER:** Send address changes to the Franklin County Legal Journal, 100 Lincoln Way East, Suite E, Chambersburg, PA 17201-2291.

## PUBLIC NOTICES

### ESTATE 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. All persons having claims or demands against any of said estates are requested to make known the same, and all persons indebted to said estates are requested to make payment without delay, to the respective personal representatives thereof or their attorneys named below.

#### First Publication

Estate of Mildred L. Brown, late of Chambersburg Borough, Franklin County, Pennsylvania.

Personal representatives:  
Karen K. Diller  
3710 Eucalyptus Court  
Chambersburg, PA 17202  
and  
Larry J. Stockslager  
6036 River Road  
Sharpsburg, MD 21782  
Attorney:  
Courtney J. Graham  
Sponseller/Graham, LLC  
223 Lincoln Way East  
Chambersburg, PA 17201

12/3, 12/10, 12/17/2010

Estate of Donald R. Hock Sr., late of Franklin County, Pennsylvania.

Personal representative:  
Jeffrey L. Hock  
4200 NW 3rd Court, Apt. 109  
Plantation, FL 33317  
Attorney:  
David W. Rahauer  
157 E. Washington St.  
Chambersburg, PA 17201

12/3, 12/10, 12/17/2010

Estate of Thelma P. Plum, late of Washington Township, Franklin County, Pennsylvania.

Personal representatives:  
Angela D. Stoops  
14177 Anthony Highway  
Waynesboro, PA 17268  
and  
L. Edward Plum  
667 Park Drive  
Barrington, IL 60010  
Attorney:  
J.L. Doyle  
Dick, Stein, Schemel, Wine & Frey, LLP  
13 W. Main St., Suite 210  
Waynesboro, PA 17268

12/3, 12/10, 12/17/2010

Estate of Helen L. Warner, a/k/a Helen Warner, a/k/a Lillian Helen Warner, late of Waynesboro Borough, Franklin County, Pennsylvania.

Personal representative:  
Richard Leroy Warner  
c/o R. Thomas Murphy & Associates, P.C.  
2005 E. Main St.  
Waynesboro, PA 17268  
Attorney:  
Jared S. Childers  
R. Thomas Murphy & Associates, P.C.  
2005 E. Main St.  
Waynesboro, PA 17268

12/3, 12/10, 12/17/2010

#### Second Publication

Estate of Paul L. Fogelsanger, late of Greene Township, Franklin County, Pennsylvania.

Personal representatives:  
Jeffrey P. Fogelsanger  
230 Hollar Ave.  
Shippensburg, PA 17257  
and  
Sandra Lee Goldman  
10836 Montrose Ave., #103  
Bethesda, MD 20814  
Attorney:  
Jerry A. Weigle  
Weigle & Associates, P.C.  
126 E. King St.  
Shippensburg, PA 17257

11/26, 12/3, 12/10/2010

Estate of Ruth M. Foust, late of Waynesboro, Franklin County, Pennsylvania.

Personal representative:  
Christopher C. Foust  
6107 N. Church St.  
Greensboro, NC 27455  
Attorney:  
None

11/26, 12/3, 12/10/2010

Estate of Blanche L. Martin, late of Greene Township, Franklin County, Pennsylvania.

Personal representatives:  
Vincent R. Martin  
458 E. Queen St.  
Chambersburg, PA 17201  
and  
Christine A. Diller  
21010 Back Road  
Doylestown, PA 17219  
Attorney:  
Jerry A. Weigle  
Weigle & Associates, P.C.  
126 E. King St.  
Shippensburg, PA 17257

11/26, 12/3, 12/10/2010

**PUBLIC NOTICES**

Estate of Joan Pensinger, late of Greencastle Borough, Franklin County, Pennsylvania.

Personal representative:  
Mary Ellen Faubel  
c/o Mark E. Halbruner  
Gates, Halbruner, Hatch & Guise, P.C.  
1013 Mumma Road, Suite 100  
Lemoyne, PA 17043  
Attorney:  
Mark E. Halbruner  
Gates, Halbruner, Hatch & Guise, P.C.  
1013 Mumma Road, Suite 100  
Lemoyne, PA 17043

11/26,12/3,12/10/2010

Estate of Harry B. Plowman, a/k/a Harry Bernard Plowman, late of Quincy Township, Franklin County, Pennsylvania.

Personal representative:  
Katherine S. Winkler  
12286 Blue Mountain Ave.  
Waynesboro, PA 17268  
Attorney:  
Timothy W. Misner  
39 S. Broad St.  
Waynesboro, PA 17268

11/26,12/3,12/10/2010

**Third Publication**

Estate of Gail L. Berger, a/k/a Gail Lorraine Overcash Berger, late of Antrim Township, Franklin County, Pennsylvania.

Personal representatives:  
Sharon A. McCartney, Dennis R. Berger and David M. Berger  
c/o R. Thomas Murphy & Associates, P.C.  
2005 E. Main St.  
Waynesboro, PA 17268  
Attorney:  
Jared S. Childers  
R. Thomas Murphy & Associates, P.C.  
2005 E. Main St.  
Waynesboro, PA 17268

11/19,11/26,12/3/2010

Estate of June E. Browder, late of Hamilton Township, Franklin County, Pennsylvania.

Personal representatives:  
William L. Browder  
657 Stoneledge Road  
State College, PA 16803  
and  
Laura J. Shetter  
2445 Sollenberger Road  
Chambersburg, PA 17202  
and  
Donald S. Browder  
2436 Sollenberger Road  
Chambersburg, PA 17202  
Attorney:  
Deborah K. Hoff  
154 S. Potomac St.  
Waynesboro, PA 17268

11/19,11/26,12/3/2010

Estate of Gary S. DeKruger, late of Montgomery Township, Franklin County, Pennsylvania.

Personal representative:  
Tina M. Strait  
12183 Games Road  
Mercersburg, PA 17236  
Attorney:  
Steiger and Steiger  
120 N. Main St.  
Mercersburg, PA 17236

11/19,11/26,12/3/2010

Estate of Julia E. Gelsinger, late of Chambersburg Borough, Franklin County, Pennsylvania.

Personal representative:  
Karen S. Wagner  
c/o Walker, Connor & Spang, LLC  
247 Lincoln Way East  
Chambersburg, PA 17201  
Attorney:  
David F. Spang  
Walker, Connor & Spang, LLC  
247 Lincoln Way East  
Chambersburg, PA 17201

11/19,11/26,12/3/2010

Estate of Glenn E. Myers, a/k/a Glenn Edwin Myers, late of Guilford Township, Franklin County, Pennsylvania.

Personal representative:  
W. Jane Helmuth  
5457 Third St  
P.O. Box 72  
Marion, PA 17235  
Attorney:  
Werlime & Guyer LLP  
35 N. Carlisle St., Suite A  
Greencastle, PA 17225

11/19,11/26,12/3/2010

Estate of James A. Overcash, late of Guilford Township, Franklin County, Pennsylvania.

Personal representative:  
Mary C. Overcash  
2010 Hartzok Road  
Chambersburg, PA 17202  
Attorney:  
George E. Wenger Jr.  
Hoskinson & Wenger  
147 E. Washington St.  
Chambersburg, PA 17201

11/19,11/26,12/3/2010

**PUBLIC NOTICES**

**FICTITIOUS NAME NOTICE**

Notice is hereby given, pursuant to the provisions of the Act of Assembly of December 16, 1982, P.L. 1309 and its amendments and supplements, that there was filed with the Secretary of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on November 16, 2010, an application for registration for the conducting of a business under the fictitious name of ScrapRight, with its principal place of business at 1033 Webling Circle, Greencastle, PA 17225. The name and address of the entity interested in said business is The Kaimon Group, Inc., 1033 Webling Circle, Greencastle, PA 17225.

Timothy W. Misner, attorney  
39 S. Broad St.  
Waynesboro, PA 17268-1610

12/3/2010

**IN THE COURT OF COMMON PLEAS  
OF THE 39TH JUDICIAL DISTRICT  
OF PENNSYLVANIA – FRANKLIN  
COUNTY BRANCH**

**IN RE: Name change of Kyle Nied  
No. 2010-5050  
Honorable Angela R. Krom**

**NOTICE**

Notice is hereby given that on November 12, 2010, the petition of Jerry L. Hartless, the biological father and legal custodian of Kyle Nied, was filed in the above-named Court, requesting an order to change the name of Kyle Nied to Kyle Nied Hartless.

The Court has fixed January 20, 2011, at 9:30 a.m. in the assigned room of the Franklin County Courthouse, 157 Lincoln Way East, Chambersburg, Pennsylvania, as the time and place for the hearing on said petition, when and where all interested parties may appear and show cause, if any, why the request of the petitioner should not be granted.

Hannah Herman-Snyder, attorney for petitioner  
Griffie & Associates  
100 Lincoln Way East, Suite D  
Chambersburg, PA 17201  
and  
200 N. Hanover St.  
Carlisle, PA 17013

12/3/2010

**PUBLIC NOTICE  
OF COUNCIL MEETINGS  
FOR YEAR 2011**

Notice is given that beginning Monday, January 10, 2011, regular meetings of the Mayor and Town Council of the Borough of Chambersburg (hereinafter "Council") shall be held on the second and fourth Mondays of each and every month during calendar year 2011 with the exceptions listed below, and thereafter, unless changed by action of Council.

Notice is also given that in March 2011, there will be a Special Executive Session held on the third Monday; in April 2011, meetings will be held on the second and third Mondays; and in December 2011, there will only be one meeting, held on the second Monday.

Furthermore, there will not be a Council meeting on the first Monday of any month or on any fifth Monday during any month that contains five Mondays.

All meetings shall be held at 7 p.m. in Council Hall, Second Floor, Municipal Building, 100 South Second Street, Chambersburg, Pennsylvania. (Enter through Police Station lobby.) Any person who needs an accommodation in order to gain access to or participate in the meetings should call 261-3201 (TDD 261-3227) prior to the meeting they desire to attend.

Jody L. Mayer  
Assistant Borough Secretary

12/3/2010