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# **Chester County Law Reporter**

(USPS 102-900)

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### CHESTER COUNTY REPORTS [71 Ches. Co. Rep. Gersh vs. Starwood Masonry, Inc., et al.

### Gersh vs. Starwood Masonry, Inc., et al.

Double-dip damages – Attorney's fees declined under Unfair Trade Practices and Consumer Protection Law since that claim did not have to be proven

- 1. To the extent payments were made to others to perform work within the contract, Plaintiff cannot double-dip and receive the money back as well as be reimbursed for the cost of that same work being performed.
- 2. Under the Unfair Trade Practices and Consumer Protection Law (UTPCPL), the court may award treble damages, costs and reasonable attorney's fees.
- 3. In deciding whether to award legal fees under the UTPCPL, the court should consider whether other legal theories were pursued and resulted in an award of damages.
- 4. Plaintiff hired Defendants for construction of a pool, jacuzzi and hardscaping/ landscaping. Defendants consistent pattern of inaction resulted in an order precluding Defendants from supporting or opposing designated claims or defenses. Summary judgment was awarded in favor of Plaintiff and a bench trial focused solely on whether the damages sought were incurred, and caused by Defendants. The damages awarded related to breach of contract and warranty claims, any additional work in alleging the UTPCPL claim was minimal, and Plaintiff did not identify any particular costs or damages related to the UTPCPL claim. Accordingly, although the Court found in favor of Plaintiff and against Defendants in the amount of \$208,911.90, the Court declined to award attorney fees or increased damages under the UTPCPL.

### R.E.M.

C.C.P., Chester County, Pennsylvania, Civil Action No. 2020-07775; Susan Gersh, M.D. vs. Starwood Masonry, Inc.; Starwood Patio Pool and Pond, Inc.; Indigo Pool Designs, LLC; and Alan Morrison

Jennifer M. Horn and Todd H. Zamostein for Plaintiff Roger V. Ashodian for Defendants Binder, J., February 2, 2023:-

| CHESTER | COUNTY | REPORTS |
|---------|--------|---------|
|---------|--------|---------|

| Gersh vs. Starwood Masonry, Inc., et al. | 89 (2023)]                                                   |  |
|------------------------------------------|--------------------------------------------------------------|--|
| SUSAN GERSH, M.D.,<br>Plaintiff          | IN THE COURT OF COMMON PLEAS<br>CHESTER COUNTY, PENNSYLVANIA |  |
| VS.                                      |                                                              |  |
|                                          | NO. 2020-07775-CT                                            |  |
| STARWOOD MASONRY, INC.;                  |                                                              |  |
| STARWOOD PATIO POOL AND POND,            |                                                              |  |
|                                          | CIVIL ACTION – LAW                                           |  |
| ALAN MORRISON,                           |                                                              |  |
| Defendants                               | 1                                                            |  |

## **DECISION**

**AND NOW**, this 2nd day of February, 2023, after a bench trial on September 6, 2022, and consideration of post-trial submissions, it is hereby **ORDERED** for the reasons set forth in the attached Memorandum that the court finds in favor of Plaintiff and against Defendants in the amount of \$208,911.90.

### **BY THE COURT:**

/s/ BRET M. BINDER, J.

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### CHESTER COUNTY REPORTS [71 Ches. Co. Rep. Gersh vs. Starwood Masonry, Inc., et al.

### **MEMORANDUM**

This case involves the construction of a pool, jacuzzi, and surrounding hardscaping/landscaping. Plaintiff Susan Gersh owns the property located at 50 Creek Road, Phoenixville, PA (the "Property"). Plaintiff hired Defendants Starwood Masonry, Inc., Starwood Patio, Pool and Pond, Inc., and Indigo Pool Design to perform the various work on the Property. Defendant Alan Morrison is the principal and/or president of the Defendant entities.

The remainder of the background of the case is not relevant to the decision because, on January 4, 2022, this court entered an Order that granted Plaintiff's Motion to Preclude filed November 17, 2021. More specifically, this court ordered that

Defendants, Starwood Masonry, Inc., Starwood Patio, Pool, and Pond, Inc., Indigo Pool Designs, LLC, and Alan Morrison, are precluded, at the time of trial in this matter, from supporting or opposing any designated claims or defenses, and are prohibited from introducing any evidence, documents, or testimony in support or opposition of any designated claims or defenses[.]

### Order, 1/4/2022, p. 1.1

Preclusion was warranted because Defendants failed to comply with two prior court orders (July 29, 2021 and October 26, 2021), and Defendants failed to file a response in opposition to Plaintiff's Motion to Preclude. Defendants' inaction was part of a consistent pattern of Defendants' inaction throughout this case which included: (1) Defendants' failure to respond to Plaintiff's Motion for Summary Judgment filed March 15, 2022;<sup>2</sup> and (2) Defendants' request for additional time to file their post-trial proposed findings of fact and conclusions of law (which this court granted on October 4, 2022 giving Defendants until October 25, 2022) yet Defendants never filed.

As such, the September 6 and 7, 2022 bench trial focused solely on the damages. Plaintiff originally requested \$253,495.41 but in her post-trial submission requests \$299,337.80. Plaintiff broke down those damages as: (a) \$51,318.16 in out-of-pocket costs to partially remediate defects; (b) \$188,593.75 in additional work necessary to remediate the remaining defects and complete the project; and (c) attorney's fees of \$59,425.89 pursuant to the Uniform Trade Practices and Consumer Protection Law, 72 P.S. § 201-1 et. seq. (UTPCPL).

Plaintiff and the entity Defendants entered into a contract on August 26, 2019 for certain work. Exhibit P-2 (the "Contract"). In addition, the testimony established that additional work was agreed upon including but not limited to the jacuzzi installation, tree and debris removal, pool retaining walls, and additional landscaping work. In total, Plaintiff paid \$197,350.00 to Defendants. Exhibit P-5 (series of checks showing payments to Defendants).

<sup>1</sup> This court also imposed sanctions on Defendants in the amount of \$1,500.00. Order, 1/4/2022, p. 1.

<sup>&</sup>lt;sup>2</sup> This court granted the Motion for Summary Judgment on April 28, 2022.

### Gersh vs. Starwood Masonry, Inc., et al.

Due to concerns about Defendants not appearing to finish the project, the amount of work unfinished, and the quality of the work, Plaintiff hired a videographer and photographer to document the condition of the project. Exhibits P-17, 18. Additionally, Plaintiff hired various contractors to inspect and perform work on the Property. Exhibits P-6, 8-11, 13-15 (various invoices and estimates from third parties).

Given this court's prior Order prohibiting Defendants from presenting any defenses or evidence, the sole issue before the Court was whether or not Plaintiff proved the damages sought were incurred and a result of the defective or non-performed work of Defendants. In support thereof, Plaintiff presented the exhibits referenced above and the testimony of Chris McGeehan, the principal of McGeehan Electric regarding the electrical work performed. Mr. McGeehan was qualified as an expert and testified credibly regarding the work needed due to the defective construction and various code violations. The cost of this work was invoiced at \$5,205.00. Exhibit P-6. Plaintiff proved these damages were caused by the breach of contract and negligent work of Defendants.

James Texada, the owner of Texada Landscaping was qualified as an expert and testified regarding landscape architecture. Specifically, Mr. Texada testified regarding the defects in the retaining wall and need to take down, dispose of materials, and reconstruct the wall. He further testified that the block construction and concrete pad surrounding the spa were not built correctly with no mortar placed between the joints. He further stated that the placement of the spa would hold water and could damage electronics. Lastly, he opined that some site clean-up and reseeding would be needed to help prevent future flooding issues. Exhibit P-14 (Texada Landscaping estimate of \$131,868.75). Texada Landscaping also performed work for \$1,425.00 for site preparation and cleanup-raking of soil and removal of large debris and rocks. Exhibit P-10 (noting other work unrelated to the instant matter but Plaintiff seeks only reimbursement for the work intended to be part of the Contract). Plaintiff also recognized that certain work in the Texada Landscaping estimate was performed by a different contractor and reduces her damages request by \$8,500.00 for payments to Garitas & Rojas Lanscaping (addressed further infra). Plaintiff proved these damages of \$124,793.75 (\$131,868.75 plus \$1,425 less \$8,500) were caused by the breach of contract and negligent work of Defendants. Plaintiff argues for an inflation and market adjustment given the supply-chain shortages, general inflation, and market forces in play since the estimate (provided 10/10/2020); however, Plaintiff did not prove with sufficient specificity those increased potential costs and no adjustment for inflation or other reason shall be awarded.

Plaintiff also called Douglas Lacey, owner of JC Pool & Spa, LLC, who was admitted as an expert regarding pool remediation. He stated that the plaster around the permeter of the pool needed to be replaced and pool tile installed. Moreover, Mr. Lacey testified that the loose and/or cracked stone within the pool needed repairs as well as a need to jack hammer and replace the stone located on a sun shelf and entry steps due to rusting issues. His estimate totaled \$50,225.00. Exhibit P-15. Plaintiff proved these damages were caused by the breach of contract and negligent work of Defendants. Mr. Lacey also provided an invoice of \$2,550.00 for installation of a salt

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chlorine generator and power center. Exhibit P-9. This work was part of the Contract but never performed by Defendants. Plaintiff is entitled to these damages.

Plaintiff testified as to invoices and payments to Garitas & Rojas Landscaping totaling \$31,161.00 for clean-up that was contracted for and never performed by Defendants. Exhibit P-8. Plaintiff proved these damages were caused by the breach of contract and negligent work of Defendants.

Plaintiff testified regarding paying Affordable Tree Service \$2,900.80 for tree removal and related work and that such work was part of the Contract. Exhibit P-13. Plaintiff proved these damages were caused by the breach of contract and negligent work of Defendants.

Plaintiff also testified credibly that she paid \$8,000.00 to Defendants for tree and fence removal work that was never performed by Defendants following storm damage to her property. Exhibit P-5 at Gersh 000034. Plaintiff proved these damages. However, to the extent payments were made to others to perform that work, Plaintiff cannot double-dip and receive the money back as well as be reimbursed for the cost of that same work being performed. As such, although \$8,000.00 towards the breach of contract claim is awarded due to the failure of Defendants to perform that work, the amount awarded due to the Texada Landscaping estimate, Affordable Tree Service, and the Garitas & Rojas Landscaping invoice (P-8) covering that same work shall be reduced in total by \$8,000.00, the amount Plaintiff expected to pay for that portion of the work.

Plaintiff testified credibly regarding a check to Tom Zurat for \$76.36 for fencing materials. Exhibit P-11. Plaintiff provided photographs of the defective repair made by Defendants regarding the fence. Exhibit P-18 at Gersh 000084. Plaintiff proved these damages were caused by the breach of contract and negligent work of Defendants.

Lastly, Plaintiff claims \$59,425.89 in attorneys' fees. See Exhibit P-16 as well as Exhibits 1 and 2 to the October 3, 2022 Proposed Findings of Fact and Conclusions of Law submitted by Plaintiff. Plaintiff rests her claim on this court having granted summary judgment on liability including violations of the UTPCPL. The award of reasonable attorney's fees and costs is authorized in the UTPCPL. That section provides:

The court may, in its discretion, award up to three times the actual damages sustained, but not less than one hundred dollars (\$100), and may provide such additional relief as it deems necessary or proper. The court **may** award to the plaintiff, in addition to other relief provided in this section, **costs and reasonable attorney fees**.

### 73 P.S. § 201-9.2 (emphasis added).

Plaintiff's counsel ably represented Plaintiff and the amounts charged strike this court as reasonable. However, the Superior Court has held that a trial court should consider whether other theories of recovery were pursued in arriving at an appropriate decision regarding the amount, if any, of attorney's fees. <u>Krishman v. Cutler Group,</u> Inc., 171 A.3d 856, 901 (Pa.Super. 2017) (citing <u>Boehm v. Riversource Life Ins. Co.</u>,

## Gersh vs. Starwood Masonry, Inc., et al.

117 A.3d 308, 335 (Pa. 2015). Here, Plaintiff pursued causes of action for: (1) breach of contract; (2) breach of the implied warranty of workmanlike construct; (3) breach of the express warranty; (4) negligence; and (5) violation so the UTPCPL. All damages addressed above relate to and would be awarded due to the breach of contract and warranty claims.

Any additional work in alleging the UTPCPL claim was minimal and Plaintiff did not identify any particular additional costs or damages related to the UTPCPL claim. Plaintiff did not have to prove a UTPCPL claim as summary judgment was granted on April 28, 2022. As such, this court declines in its discretion to award attorney fees or increased damages pursuant to 73 P.S. § 201-9.2

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### CHESTER COUNTY LAW REPORTER

### Chester County Court of Common Pleas Orphans' Court Division CALL OF THE AUDIT LIST THE HONORABLE NICOLE R. FORZATO COURTROOM 18 WEDNESDAY, MAY 03, 2023 09:00 AM

### CHARLES J. MODE CALL OF THE AUDIT LIST FIRST ACCOUNTING

1520-1976

NANCY W. PINE 610-344-7100

WSFS, FSB D/B/A BRYN MAWR TRUST, TRUSTEE

### NOTICES

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# CHANGE OF NAME NOTICE IN THE COURT OF COMMON PLEAS CHES-TER COUNTY, PENNSYLVANIA

### **CIVIL ACTION**

### LAW NO. 2023-02324-NC

NOTICE IS HEREBY GIVEN that the name change petition of Joyce Michelle Muzikarwas filed in the above-named court and will be heard on Monday, July 3, 2023 at 2:00 PM, in Courtroom 3 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania.

Date of filing the Petition: Thursday, March 30, 2023

Name to be changed from: Joyce Michelle Muzikar to: Joy Michelle Lohr

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

### CHANGE OF NAME NOTICE IN THE COURT OF COMMON PLEAS CHES-TER COUNTY, PENNSYLVANIA CIVIL ACTION

#### LAW NO. 2023-00311-NC

NOTICE IS HEREBY GIVEN that the name change petition of Erica Lewis was filed in the above-named court and will be heard on Monday, April 24, 2023 at 2:00 PM, in Courtroom 3 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania.

Date of filing the Petition: Tuesday, January 17, 2023

Name to be changed from: Erica Lewis to: Erica

Taylor

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

### CHANGE OF NAME NOTICE IN THE COURT OF COMMON PLEAS CHES-TER COUNTY, PENNSYLVANIA CIVIL ACTION

### LAW NO. 2023-02506-NC

NOTICE IS HEREBY GIVEN that the name change petition of Sofia Elena Vivas was filed in the abovenamed court and will be heard on Monday, July 17, 2023 at 2:00 PM, in Courtroom 3 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania.

Date of filing the Petition: Friday, April 7, 2023

Name to be changed from: Sofia Elena Vivas to: Ellis Sev Vivas

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

#### CORPORATION NOTICE

NOTICE IS HEREBY GIVEN THAT Articles of Incorporation were filed with and approved by the Department of State of the Commonwealth of Pennsylvania on the Tuesday, March 21, 2023 for HARAKUNI FOODS, INC. in accordance with the provisions of the Pennsylvania Business Corporation Law of 1988.

VINCENT CAROSELLA, JR., ESQUIRE CAROSELLA & ASSOCIATES P.C. 882 S. MATLACK STREET, SUITE 101 WEST CHESTER, PA 19382

#### DISSOLUTION NOTICE

Pursuant to the requirements of section 1975 of the Pennsylvania Business Corporation Law of 1988, notice is hereby given that 1 SOURCE SAFETY AND HEALTH, INC. is currently in the process of voluntarily dissolving. Delaney & Scott, P.C. 1528 McDaniel Drive West Chester, PA 19380 No. 16

### ESTATE NOTICES

Letters Testamentary or of Administration having been granted in the following Estates, all persons having claims or demands against the estate of the said decedents are requested to make known the same and all persons indebted to the said decedents are requested to make payment without delay to the respective executors, administrators, or counsel.

### **1st Publication**

**BACHMAN**, Thomas L., a/k/a Thomas Lloyd Bachman, late of Honey Brook Township. David L. Bachman, care of RICK MORTON, Esquire, 999 West Chester Pike, Suite 201, West Chester, PA 19382, Executor. RICK MORTON, Esquire, Ryan Morton & Imms LLC, 999 West Chester Pike, Suite 201, West Chester, PA 19382, atty.

**BRADY, SR.**, Charles F., late of London Grove Township. James G. Buckler, 41 E Front Street, Media, PA 19063, Administrator. JAMES G BUCKLER, Esquire, James G. Buckler, Attorney at Law, 41 E Front Street, Media, PA 19063, atty.

**CAHILL**, Constance, a/k/a Constance A. Cahill, late of Upper Uwchlan Township. Elizabeth Ann Callaghan, care of JONATHAN H. ELLIS, Esquire, One Tower Bridge, 100 Front St., Ste. 100, Conshohocken, PA 19428, Executrix. JONATHAN H. ELLIS, Esquire, Flaster Greenberg PC, One Tower Bridge, 100 Front St., Ste. 100, Conshohocken, PA 19428, atty.

CHANDLER, Nancy Ruth, late of Penn Township. Stephen C. Chandler, 106 School House Lane, Kennett Square, PA 19348, Administrator.

**DORAN**, Thomas E., late of East Goshen Township. Donna R. Franchetti, care of JOHN A. TER-RILL, II, Esquire, 1001 Conshohocken State Rd., Ste. 1-300, West Conshohocken, PA 19428, Executrix. JOHN A. TERRILL, II, Esquire, Heckscher, Teillon, Terrill & Sager, 1001 Conshohocken State Rd., Ste. 1-300, West Conshohocken, PA 19428, atty.

**EDWARDS**, Kimberlee A., late of Caln Township. Megan Edwards, 5 Sherwood Dr., Fallsington, PA 19054, Executrix. MARGARET V. CORCOR-AN, Esquire, Anderson Elder Law, 206 State Rd., Media, PA 19063, atty.

FAISON, Dee, late of West Goshen Township. Linden Buchta and Sarah Lauren Anne Faison, care of W. MARSHALL PEARSON, Esquire, 311 Exton Commons, Exton, PA 19341-2450, Executors. W. MARSHALL PEARSON, Esquire, 311 Exton Commons, Exton, PA 19341-2450, atty. **FERRINI, JR.**, John E., late of West Chester. Donna Leddy, care of KEVIN J RYAN, Esquire, 999 West Chester Pike, Ste 201, West Chester, PA 19382, Executrix. KEVIN J RYAN, Esquire, RMI Law, 999 West Chester Pike, Ste 201, West Chester, PA 19382, atty.

**FIRSTER**, Brennan G., late of East Vincent Township. Matthew Firster, care of STEPHEN M. SPECHT, Esquire, 2332 S. Broad St., Philadelphia, PA 19145, Administrator. STEPHEN M. SPECHT, Esquire, Green & Schafle, LLC, 2332 S. Broad St., Philadelphia, PA 19145, atty.

**FISHER**, John S., late of West Chester. Alice V. Fisher, care of MARK S. PINNIE, Esquire, 218 West Front Street, Media, PA 19063, Administrator. MARK S. PINNIE, Esquire, Barnard, Mezzanotte, Pinnie and Seelaus, LLP, 218 West Front Street, Media, PA 19063, atty.

GAUL, Wilbert, late of Honey Brook. Karen Williams, care of RICHARD N. LIPOW, Esquire, 629 Swedesford Road, Malvern, PA 19355, Executrix. RICHARD N. LIPOW, Esquire, Lipow Law Office, 629 Swedesford Road, Malvern, PA 19355, atty.

**GENTILE**, Joseph Robert, late of Chester Springs. Gary A. DeVito, Esq., One Commerce Sq., 2005 Market St., 16th Fl., Philadelphia, PA 19103, Executor. GARY A. DeVITO, Esquire, Zarwin Baum DeVito Kaplan Schaer & Toddy, PC, One Commerce Sq., 2005 Market St., 16th Fl., Philadelphia, PA 19103, atty.

**GUIDO**, Catherine H., a/k/a Catherine Guido, late of North Coventry Township. Diane M. Zabowski, Esq., 1001 Conshohocken State Road, Suite 1-210, West Conshohocken, PA 19428, Executor.

HALL, Daniel Brian, late of West Whiteland Township. Mary Jo Hall, 1430 Stirling Dr., Wayne, PA 19087, Executrix.

**HOHL**, Betty W., a/k/a Betty Wanner Hohl, late of North Coventry Township. Kathleen Hohl-Phillips, care of LEE F. MAUGER, Esquire, P.O. Box 444, Pottstown, PA 19464, Executrix. LEE F. MAUGER, Esquire, Wolf, Baldwin, & Associates, P.C., P.O. Box 444, Pottstown, PA 19464, atty.

HUTCHINSON, Betty, late of Pocopson Township. Judy B. Conley, care of BARRY S. RABIN, Esquire, 797 E. Lancaster Avenue, Suite 13, Downingtown, PA 19335, Personal Representative. BARRY S. RABIN, Esquire, The Law Firm of Barry S. Rabin, 797 E. Lancaster Avenue, Suite 13, Downingtown, PA 19335, atty. LAVIN, Nancy J., late of Westtown Township. Robert Lavin, care of SEAMUS M. LAVIN, Esquire, 122 S. Church St., West Chester, PA 19382, Administrator. SEAMUS M. LAVIN, Esquire, Wetzel Gagliardi Fetter & Lavin LLC, 122 S. Church St., West Chester, PA 19382, atty.

LITTLE, John Patrick, late of a/k/a John P. Little. Carolyn E. Little, 1033 Washington St., Gloucester, MA 01930, Executrix. STACEY WILLITS McCO-NNELL, Esquire, Lamb McErlane, PC, 24 E. Market St., P.O. Box 565, West Chester, PA 19381, atty.

MARTIN, Jodi R., late of West Pikeland Township. Mary Frances J. Roding, 935 Caralea Dr., Norristown, PA 19403, Administratrix. EDWARD A. STERN, Esquire, McBrien & Montalto, P.C., 325 Swede St., Norristown, PA 19401, atty.

**PATRICK**, Constance W., a/k/a Constance Patrick, late of Upper Uwchlan Township. Linda S. Di-Giulio, 782 N. Reeds Rd., Downingtown, PA 19335, Executrix. REBECCA A. HOBBS, Esquire, OWM Law, 41 E. High St., Pottstown, PA 19464, atty.

**PLATT**, Dorothy Virginia, late of West Bradford Township. Shaun M. Platt, 1065 Edgewood Chase DRive, Glen Mills, PA 19342 & Brian M. Platt, 1201 Glenside Road, Downingtown, PA 19335, Executors. ROBERT A. STEWART, Esquire, Hill Wallack LLP, 777 Township Line Road, Suite 250, Yardley, PA 19067, atty.

**PYLE**, Betty L. Mudd, late of Oxford. Carol J. Hershey, care of DOUGLAS W. OLSHIN, Esquire, 442 North High Street, West Chester, PA 19380, Administratrix. DOUGLAS W. OLSHIN, Esquire, 442 North High Street, West Chester, PA 19380, atty.

**REHTORIK**, Flora Jean, late of West Chester. Deborah J. Sworden, care of JOSEPH CLAFFY, Esquire, 26 S Church St, Ste 1, West Chester, PA 19382, Administratrix. JOSEPH CLAFFY, Esquire, Joseph F Claffy & Associates, P.C., 26 S Church St, Ste 1, West Chester, PA 19382, atty.

**RILEY**, Patricia F., late of West Goshen Township. Shannan M. Criscuolo, care of WILLIAM B. COOPER, III, Esquire, P.O. Box 673, Exton, PA 19341-0673, Administratrix. WILLIAM B. COO-PER, III, Esquire, Fox Rothschild LLP, P.O. Box 673, Exton, PA 19341-0673, atty.

SHOEMAKER, George A., late of West Chester Borough. Abigail A. Scott, care of NEIL W. HEAD, Esquire, 218 West Miner Street, West Chester, PA 19382, Executor. NEIL W. HEAD, Esquire, Klein, Head, Barnes & Wood, LLP, 218 West Miner Street, West Chester, PA 19382, atty. SHWEIKY, Mahmoud Sadek, late of Thornbury Township. Mohamad Salim Shweiky, care of W. MARSHALL PEARSON, Esquire, 311 Exton Commons, Exton, PA 19341-2450, Executor. W. MAR-SHALL PEARSON, Esquire, 311 Exton Commons, Exton, PA 19341-2450, atty.

SZYDLOWSKI, Alfred Walter, a/k/a Alfred W. Szydlowski, late of Phoenixville. Allen Szydlowski, care of SUZANNE BENDER, Esquire, 216 Bridge Street, Phoenixville, PA 19460, Executor. SUZANNE BENDER, Esquire, 216 Bridge Street, Phoenixville, PA 19460, atty.

**TEMPLE**, Jean Thompson, late of Wallace Township. John L. Temple and Elizabeth Thompson-Ambrose, care of KRISTEN L. BEHRENS, Esquire, 1500 Market St., Ste. 3500E, Philadelphia, PA 19102, Administrators. KRISTEN L. BEHRENS, Esquire, Dilworth Paxson LLP, 1500 Market St., Ste. 3500E, Philadelphia, PA 19102, atty.

VAUGHN, Harold J., late of Kennett Township. Brian H. Vaughn, 1683 Waterglen Drive, West Chester, PA 19382 & Lora V. Rosecrans, 237 Kirkbrae Road, Kennett Square, PA 19348, Executors. GEORGE V. WELTY, Esquire, Welty & Welty LLP, 244 West Main Street, Ligonier, PA 15658, atty.

**VEALE**, Nathan Thomas, late of Easttown Township. Tinkham Veale, IV and Deloris Veale, care of BRADLEY D. TEREBELO, Esquire, 1001 Conshohocken State Rd., Ste. 1-300, West Conshohocken, PA 19428, Administrators. BRADLEY D. TERE-BELO, Esquire, Heckscher, Teillon, Terrill & Sager, P.C., 1001 Conshohocken State Rd., Ste. 1-300, West Conshohocken, PA 19428, atty.

WILSON, Margaret F., late of West Bradford Township. Jerry L. Johnson, 211 Folin St., Coatesville, PA 19320, Executor.

WINSTON-BELLINGER, Patricia D., a/k/a Patricia D. Bellinger, late of Phoenixville. Desmond Bellinger, 1129 E. High Street, PO Box 776, Pottstown, PA 19464, Executor. JUDITH L. WATTS, Esquire, Yergey Daylor Allebach Scheffey Picardi, 1129 E. High Street, PO Box 776, Pottstown, PA 19464, atty.

WOOF, Doris A., late of Pennsbury Township. Cheryl H. Wood and Anne G. Wood, care of L. PETER TEMPLE, Esquire, P.O. Box 384, Kennett Square, PA 19348, Co-Executors. L. PETER TEM-PLE, Esquire, Larmore Scarlett LLP, P.O. Box 384, Kennett Square, PA 19348, atty.

YOHN, Martha L., late of Franklin Township. David V. Bogdan, 2725 West Chester Pike, Broomall,

### **CHESTER COUNTY LAW REPORTER**

PA 19008, Administrator. DAVID V. BOGDAN, Esquire, 2725 West Chester Pike, Broomall, PA 19008, atty.

#### **2nd Publication**

**BARNES**, Caroline Ann, a/k/a Caroline Barnes, late of Tredyffrin Township. William Hunt and David Alexander Barnes, care of NINA B. STRYKER, Esquire, Centre Square West, 1500 Market St., Ste. 3400, Philadelphia, PA 19102-2101, Administrators. NINA B. STRYKER, Esquire, Obermayer, Rebmann, Maxwell & Hippel LLP, Centre Square West, 1500 Market St., Ste. 3400, Philadelphia, PA 19102-2101, atty.

**BARNES**, Gertrude S., late of a/k/a Gertrude Veronica Barnes. East Goshen Township, care of Kisha T. Johnson, 1952 Crest Drive, Coatesville, PA 19320, Executrix. FRANK W. HAYES, Esquire, Hayes & Romero, 31 South High Street, West Chester, PA 19382, atty.

**BAXTER**, Arlene M., late of Westtown Township. Pamela Manning-Smith, 940 Baylowell Dr., West Chester, PA 19380, Executrix. STACEY WILLITS McCONNELL, Esquire, Lamb McErlane, PC, 24 E. Market St., P.O. Box 565, West Chester, PA 19381, atty.

**BRENNEMAN**, Asa In Hyuk, late of West Chester. Stephen James Brenneman, care of JOHN R. TWOMBLY, JR., Esquire, 224 East Street Rd., Ste 1, Kennett Square, PA 19348, Executor. JOHN R. TWOMBLY, JR., Esquire, 224 East Street Rd., Ste 1, Kennett Square, PA 19348, atty.

**BROWN**, Dorothy, a/k/a Dorothy Stanko Brown, late of East Coventry Township. Joel Todd McMillan, 1130 Old Schuylkill Rd., Pottstown, PA 19465, Executor. MISTY A. TOOTHMAN, Esquire, OWM Law, 41 E. High St., Pottstown, PA 19464, atty.

**CUTHBERTSON**, William S., a/k/a William Stephen Cuthbertson, late of Tredyffrin Township. Graham M. Cuthbertson, care of DOUGLAS L. KAUNE, Esquire, 120 Gay Street, P.O. Box 289, Phoenixville, PA 19460, Executor. DOUGLAS L. KAUNE, Esquire, Unruh, Turner, Burke & Frees, P.C., 120 Gay Street, P.O. Box 289, Phoenixville, PA 19460, atty.

**DeSANTIS**, Nicholas, late of Spring City Borough. Mariann Billitto, 638 Columbus Dr., Spring City, PA 19475, Administratrix. HEATHER L. TURNER, Esquire, Law Offices of Heather L. Turner, 137 N. Narberth Ave., Narberth, PA 19072, atty.

DIFABRIZIO, Frank, late of Elverson Borough.

John F. DiFabrizio, 4 Quarry View Dr., Morgantown, PA 19543, Executor. ERIC J. FABRIZIO, Esquire, Bingaman, Hess, Coblentz, & Bell, P.C., Treeview Corporate Center, 2 Meridian Blvd., Ste. 100, Wyomissing, PA 19610, atty.

**DiGUGLIELMO**, Barbara Ann, a/k/a Barbara A. DiGuglielmo, late of New Garden Township. Anthony J. DiGuglielmo, Jr., 8904 Gap Newport Pike, P.O. Box 1139, Avondale, PA 19311, Executor. ANITA M. D'AMICO, Esquire, D'Amico Law, P.C., 65 S. Third St., Oxford, PA 19363, atty.

**DOUGHERTY**, Julia Rita, late of East Goshen Township. Christopher E. Dougherty, 743 N. Valley Forge Rd., Devon, PA 19333, Executor.

**ERINGI**, Therese Marianne, late of Willistown Township. Thomas F. Toscani, 400 Berwyn Rd., 899 Cassatt Rd., Ste. 320, Berwyn, PA 19312, Administrator. THOMAS F. TOSCANI, Esquire, Toscani, Stathes & Zoeller, LLC, 400 Berwyn Rd., 899 Cassatt Rd., Ste. 320, Berwyn, PA 19312, atty.

**FITZPATRICK**, Daniel, late of East Brandywine Township. Kelly Brenenborg, care of KRISTEN R. MATTHEWS, Esquire, 257 W. Uwchlan Ave., Ste. 1, Downingtown, PA 19335, Executrix. KRISTEN R. MATTHEWS, Esquire, Kristen Matthews Law, 257 W. Uwchlan Ave., Ste. 1, Downingtown, PA 19335, atty.

**FRANK**, Elizabeth Jane, late of Highland Township. Linda Frank-Funk, 244 Lemon Drop Rd., Ebensburg, PA 15931, Executrix. SCUDDER G. STEVENS, Esquire, M. Lyons Law Group, LLC, 6 Ponds Edge Dr., Ste. 1, Chadds Ford, PA 19317, atty.

**GILLIS**, Alfred G., late of Easttown Township. Jeffrey L. Gillis, 220 Berkley Rd., Devon, PA 19333, Executor. JAMES R. FREEMAN, Esquire, OWM Law, 41 E. High St., Pottstown, PA 19464, atty.

GLISSON, Scott Ashley, a/k/a Scott Glisson, Scott A Glisson, late of Cochranville. Roland Beare, 1916 Mill Rd., Perkasie, PA 18944, Executor.

**INGRAM**, Robert S., Robert Steven Ingram, late of West Goshen Township. William Charles Ingram, care of LOUIS N. TETI, Esquire, 17 W. Miner St., P.O. Box 600, West Chester, PA 19381-0660, Administrator C.T.A. LOUIS N. TETI, Esquire, MacElree Harvey, LTD., 17 W. Miner St., P.O. Box 600, West Chester, PA 19381-0660, atty.

JANTON, Frank, late of Kennett Square. Francis J. Janton, care of MICHAEL R. PERNA, Esquire, 610 Millers Hill, P.O. Box 96, Kennett Square, PA 19348, Executor. MICHAEL R. PERNA, Esquire, Perna & Abracht, LLC, 610 Millers Hill, P.O. Box 96, Kennett Square, PA 19348, atty. LYNCH, Suzanne, late of Tredyffrin Township. Mark Lynch, care of JOHN J. MCANENEY, Esquire, 400 Maryland Dr., P.O. Box 7544, Ft. Washington, PA 19034-7544, Executor. JOHN J. MCANENEY, Esquire, Timoney Knox, LLP, 400 Maryland Dr., P.O. Box 7544, Ft. Washington, PA 19034-7544, atty.

MALIN, Walter P., late of New Garden Township. George B. Hughes, 109 Skyline Dr., Landenberg, PA 19350, Executor. SCUDDER G. STEVENS, Esquire, M. Lyons Law Group, LLC, 6 Ponds Edge Dr., Ste. 1, Chadds Ford, PA 19317, atty.

**PERAKIS**, Nicholas G., a/k/a Nicholas Perakis, Nick G. Perakis and Nick Perakis, late of East Goshen Township. Andrea Perakis, 1601 Paoli Pike, West Chester, PA 19380, Executrix. STEPHANIE P. KA-LOGREDIS, Esquire, Lamb McErlane, PC, 24 E. Market St., P.O. Box 565, West Chester, PA 19381, atty.

RHODES, Sandra K., late of Coatesville. Carrie E. Rhodes, 804 Crystle Rd., Aston, PA 19014, Executor. CHRISTINA ROBERTS, Esquire, 3305 Edgmont Ave., Brookhaven, PA 19015, atty.

RUSSO, JR., Angelo, late of Pocopson Township. Joan Russo, care of PAUL H. MASCIANTONIO, Esquire, 1806 Callowhill St., Philadelphia, PA 19130, Executrix. PAUL H. MASCIANTONIO, Esquire, 1806 Callowhill St., Philadelphia, PA 19130, atty.

SHELLY, Keith, a/k/a Keith Thomas Shelly, late of Tredyffrin Township. Katharine Knobil, 2270 Old Sentinel Trail, Malvern, PA 19355, Executrix. LARISSA R. WHITMAN, Esquire, Faegre Drinker Biddle & Reath LLP, One Logan Square, Ste. 2000, Philadelphia, PA 19103, atty.

SHIREY, Harold D., late of North Coventry Township. Indiana C Shirey, care of ERIC C FREY, Esquire, 105 E Philadelphia Ave, Boyertown, PA 19512, Executrix. ERIC C FREY, Esquire, E Kenneth Nyce Law Office, LLC, 105 E Philadelphia Ave, Boyertown, PA 19512, atty.

WIGGINS, Bettylee, late of Modena Borough. Samuel James Edward Wiggins, 106 Ruthland Ave., Coatesville, PA 19320, Administrator. CAROL R. LIVINGOOD, Esquire, Timoney Knox LLP, 130 W. Lancaster Ave., P.O. Box, 191 Wayne, PA 19087, atty.

WRIGHT, Gordon E., late of Tredyfrinn Township. Marie E. Wright, care of ANDREW H. DO-HAN, Esquire, 460 E. King Rd., Malvern, PA 19355-3049, Executor. ANDREW H. DOHAN, Esquire, Lentz, Cantor & Massey, LTD., 460 E. King Rd., Malvern, PA 19355-3049, atty

### **3rd Publication**

**BARTOLINI**, Anthony Louis, a/k/a Anthony L. Bartolini, late of Easttown Township. Maria A. DeSimone, care of CARRIE A. S. KENNEDY, Esquire, 171 W. Lancaster Ave., Paoli, PA 19301, Executrix. CARRIE A. S. KENNEDY, Esquire, Connor, Weber & Oberlies, 171 W. Lancaster Ave., Paoli, PA 19301, atty.

**BASCIANI**, Anna, late of New Garden Township. Mario J. Basciani and Joanne B. Register, care of MI-CHAEL T. SHIRING, Esquire, 717 Constitution Dr., Ste. 201, P.O. Box 1265, Exton, PA 19341, Executors. MICHAEL T. SHIRING, Esquire, Riley Riper Hollin & Colagreco, 717 Constitution Dr., Ste. 201, P.O. Box 1265, Exton, PA 19341, atty.

**BRENAN**, Denis Vincent, late of Berwyn. Clarence Kane Brenan and Clare Erin Friday, care of JOHN W. RICHEY, Esquire, 600 West Germantown Pike, Suite 400, Plymouth Meeting, PA 19462, Executors. JOHN W. RICHEY, Esquire, The Tannenbaum Law Group, 600 West Germantown Pike, Suite 400, Plymouth Meeting, PA 19462, atty.

**BROWN**, Ellen M., late of Malvern. Maryann Brown, 6 Kevin Way, Malvern, PA 19355, Executrix. CARRIE WOODY, Esquire, 110 West Front Street, Media, PA 19063, atty.

**BRYAN**, Mary Elizabeth, late of Pennsbury Township. Mark William Bryan, care of L. PETER TEMPLE, Esquire, P.O. Box 384, Kennett Square, PA 19348, Executor. L. PETER TEMPLE, Esquire, Larmore Scarlett LLP, P.O. Box 384, Kennett Square, PA 19348, atty.

**BUKATA**, Patricia A., a/k/a Patricia P. Bukata, late of West Bradford Township. Steven D. Bukata, care of JOHN A. GAGLIARDI, Esquire, 122 S. Church St., West Chester, PA 19382, Executor. JOHN A. GAGLIARDI, Esquire, Wetzel, Gagliardi, Fetter & Lavin, LLC, 122 S. Church St., West Chester, PA 19382, atty.

**CAFER**, Vilma Jean, late of Valley Township. Deborah C. Horan, care of DENNIS B. YOUNG, Esquire, 430 W. First Ave., Parkesburg, PA 19365, Executrix. DENNIS B. YOUNG, Esquire, 430 W. First Ave., Parkesburg, PA 19365, atty.

CHRISTIE, SR., Nicholas, late of Westtown Township. Seamus M. Lavin, 122 S. Church St., West Chester, PA 19382, Executor. SEAMUS M. LAVIN, Esquire, Wetzel, Gagliardi, Fetter & Lavin, LLC, Wetzel, Gagliardi, Fetter & Lavin, LLC, atty.

COX, Bernice I., late of East Fallowfield Township. Ernest L. Yates and Darlene A. Hughes, care of BARRY S. RABIN, Esquire, 797 E. Lancaster Avenue, Suite 13, Downingtown, PA 19335, Personal Representatives. BARRY S. RABIN, Esquire, The Law Firm of Barry S. Rabin, 797 E. Lancaster Avenue, Suite 13, Downingtown, PA 19335, atty.

FAISON, Dee, late of West Goshen Township. Linden Buchta and Sarah Lauren Ann Faison, care of W. MARSHALL PEARSON, Esquire, 311 Exton Commons, Exton, PA 19341-2450, Executors. W. MARSHALL PEARSON, Esquire, 311 Exton Commons, Exton, PA 19341-2450, atty.

FEDEL, Karolyn J., late of West Whiteland Township. Sandra J. Meikle, care of ANTHONY MORRIS, Esquire, 118 W. Market Street, Suite 300, West Chester, PA 19382-2928, Executrix. ANTHO-NY MORRIS, Esquire, Buckley Brion McGuire & Morris LLP, 118 W. Market Street, Suite 300, West Chester, PA 19382-2928, atty.

FERRARO, Anthony J., a/k/a Anthony John Ferraro, Sr., late of Thornbury Township. Samantha Ferraro, 530 Timberline Trail, West Chester, PA 19382, Executrix. MAUREEN A. OSTIEN, Esquire, Lubker Ostien Law, LLC, 390 Waterloo Blvd., Ste. 210, Exton, PA 19341, atty.

**FOSTER**, Otis Wells, a/k/a O. Wells Foster, late of West Grove. William B. du Pont, care of MARK M. DALLE PAZZE, Esquire, 15 Center Meeting Road, Wilmington, DE 19807, Executor. MARK M. DALLE PAZZE, Esquire, Herdeg, du Pont & Dalle Pazze, 15 Center Meeting Road, Wilmington, DE 19807, atty.

FRANK, Marilyn L., a/k/a Marilyn Louise Frank, late of West Whiteland Township. Richard B. Frank, 14811 Winding Brook Court, Milton, DE 19968, Executor. ROBERT R. KREITZ, Esquire, 1210 Broadcasting Rd., Ste 103, Wyomissing, PA 19610, atty.

**GILBERT**, Holly J., late of Malvern. Ramona Negron, care of DAVID W. CROSSON, Esquire, 609 W. Hamilton St., Suite 210, Allentown, PA 18101, Executrix. DAVID W. CROSSON, Esquire, Crosson Richetti & Daigle, LLC, 609 W. Hamilton St., Suite 210, Allentown, PA 18101, atty.

**GREISIGER**, Eric J., late of Tredyffrin Township. Jamie Sheller, care of ANDREW GAVRIN, Esquire, 306 Clairemont Rd., Villanova, PA 19085, Executrix. ANDREW GAVRIN, Esquire, 306 Clairemont Rd., Villanova, PA 19085, atty.

HALEY, Concettina V., late of Penn Township. Gabriel Vattilana and Daniel Vattilana, care of L. PETER TEMPLE, Esquire, P.O. Box 384, Kennett Square, PA 19348, Co-Executors. L. PETER TEM- PLE, Esquire, Larmore Scarlett LLP, P.O. Box 384, Kennett Square, PA 19348, atty.

HAVRILAK, George R., late of Phoenixville Borough. Raymond J. Havrilak, 49 Bern Court, Pottstown, PA 19465, Executor. REBECCA A. HOBBS, Esquire, OWM Law, 41 E. High St., Pottstown, PA 19464, atty.

HOSTETTER, Wilmer L., late of Lower Oxford. Joyce L. Hostetter, care of JAMES N. CLYMER, Esquire, 408 W. Chestnut Street, Lancaster, PA 17603, Executrix. JAMES N. CLYMER, Esquire, Clymer, Musser & Sarno PC, 408 W. Chestnut Street, Lancaster, PA 17603, atty.

JOHNSON, SR., Bruce W., a/k/a Bruce William Johnson, Sr., late of Valley Township. Bruce W. Johnson, Jr., care of JANIS M. SMITH, Esquire, 4203 West Lincoln Highway, Parkesburg, PA 19365, Executor. JANIS M. SMITH, Esquire, Janis M. Smith, Attorney At Law, 4203 West Lincoln Highway, Parkesburg, PA 19365, atty.

**JONES**, Sarah I., late of Caln Township. Mai X. Nguyen, 1615 Heather Drive, Downingtown, PA 19335, Executor. KATHLEEN K. GOOD, Esquire, Keen Keen & Good, LLC, 3460 Lincoln Highway, Thorndale, PA 19372, atty.

**KRAMER**, Monroe Walter, a/k/a M. Walter Kramer, Walter Kramer, late of West Goshen Township. Jeanette A. Kramer, care of BRUCE HERALD, Esquire, 120 John Robert Thomas Drive, Exton, PA 19341, Executor. BRUCE HERALD, Esquire, Bruce Alan Herald, A Professional Corporation, 120 John Robert Thomas Drive, Exton, PA 19341, atty.

**LEHNER**, Jean Swihart, a/k/a Jean Swihart, late of West Chester Borough. Stanard Lee Swihart, 789 Regency Reserve Circle, Unit 4603, Naples, FL 34119, Executor. CAROL R. LIVINGOOD, Esquire, Timoney Knox, LLP, 130 W. Lancaster Ave., P.O. Box 191, Wayne, PA 19087, atty.

LEUTERITZ, Raoul, late of Kennett Township. Caryn Hetherston and Tracy Thompson, care of L. PETER TEMPLE, Esquire, P.O. Box 384, Kennett Square, PA 19348, Co-Executors. L. PETER TEM-PLE, Esquire, Larmore Scarlett LLP, P.O. Box 384, Kennett Square, PA 19348, atty.

MARKS, Sara Jane, late of West Nantmeal Township. Ralph Edwin Marks, 216 Haag Road, Reading, PA 19606, Executor. ROBERT R. KREITZ, Esquire, 1210 Broadcasting Rd., Ste. 103, Wyomissing, PA 19610, atty.

MASTNJAK, Jantje J., a/k/a Janny J. Mastnjak, late of East Bradford Township. Robert C. Mastnjak, care of STACEY WILLITS McCONNELL, Esquire, 24 E. Market St., P.O. Box 565, West Chester, PA 19381-0565, Executor. STACEY WILLITS McCO-NNELL, Esquire, Lamb McErlane, PC, 24 E. Market St., P.O. Box 565, West Chester, PA 19381-0565, atty.

McNEILL, III, Robert J., late of Schuylkill Township. Ellen Gowen McNeill, care of DOUGLAS L. KAUNE, Esquire, 120 Gay Street, P.O. Box 289, Phoenixville, PA 19460, Executor. DOUGLAS L. KAUNE, Esquire, Unruh, Turner, Burke & Frees, P.C., 120 Gay Street, P.O. Box 289, Phoenixville, PA 19460, atty.

MORRIS, Joy H., a/k/a Joy V. Morris, late of Kennett Township. L. Peter Temple, care of DON-ALD B. LYNN, JR., Esquire, P.O. Box 384, Kennett Square, PA 19348, Administrator. DONALD B. LYNN, JR., Esquire, Larmore Scarlett, P.O. Box 384, Kennett Square, PA 19348, atty.

**MOYER**, Rodger, late of Kennett Square Borough. Erika Leigh Adler, care of DONALD B. LYNN, JR., Esquire, P.O. Box 384, Kennett Square, PA 19348, Executrix. DONALD B. LYNN, JR., Esquire, Larmore Scarlett LLP, P.O. Box 384, Kennett Square, PA 19348, atty.

**MUSCATELLO**, Margaret B., late of Valley Township. Lori Muscatello, care of KRISTEN R. MATTHEWS, Esquire, 257 W. Uwchlan Ave., Ste. 1, Downingtown, PA 19335, Administratrix. KRIS-TEN R. MATTHEWS, Esquire, Kristen Matthews Law, 257 W. Uwchlan Ave., Ste. 1, Downingtown, PA 19335, atty.

**PIZONKA**, Joseph J., late of Schuylkill Township. Craig J. Pizonka and Joseph J. Pizonka, III, care of RODNEY S. FLUCK, Esquire, 630 Freedom Business Center, Ste. 108, King of Prussia, PA 19406, Executors. RODNEY S. FLUCK, Esquire, Butera Beausang Cohen & Brennan, 630 Freedom Business Center, Ste. 108, King of Prussia, PA 19406, atty.

**ROBERTS**, Marilyn G., late of Penn Township. Julia R. Brown, care of BRIAN R. PRICE, Esquire, 140 E. Butler Ave., Chalfont, PA 18914, Executrix. BRIAN R. PRICE, Esquire, Semanoff Ormsby Greenberg & Torchia, LLC, 140 E. Butler Ave., Chalfont, PA 18914, atty.

**SAVILL**, Elizabeth W., late of West Whiteland Township. Andrew Savill, care of ROBERT M. SLUTSKY, Esquire, 600 W. Germantown Pike, Ste. 400, Plymouth Meeting, PA 19462, Executor. ROB-ERT M. SLUTSKY, Esquire, Slutsky Elder Law, 600 W. Germantown Pike, Ste. 400, Plymouth Meeting, PA 19462, atty. **STOUT**, Laura L., late of East Nottingham Township. Tammy L. Schied, care of DAWN GETTY SUTPHIN, Esquire, 852 Eleventh Ave., Prospect Park, PA 19076, Executrix. DAWN GETTY SUT-PHIN, Esquire, 852 Eleventh Ave., Prospect Park, PA 19076, atty.

TEEL, Rosemary Furia, late of Kennett Township. Andrea Pannell McGovern, 335 Marshall Vale Ln., Kennett Square, PA 19348, Executrix. ANITA M. D'AMICO, Esquire, D'Amico Law, P.C., 65 S. Third St., Oxford, PA 19363, atty.

WALSH, March K., late of Coatesville. Tyler Ryan, care of JANET J. SATTERTHWAITE, Esquire, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, Executor. JANET J. SATTERTHWAITE, Esquire, Gawthrop Greenwood, PC, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, atty.

WATKINS, Mary H., late of Kennett Township. Peter E. Watkins, P.O. Box 590292, Newton, MA 02459, Executor. MARK M. DALLE PAZZE, Esquire, Herdeg, du Pont & Dalle Pazze, 15 Center Meeting Road, Wilmington, DE 19807, atty.

WELKE, Eric William, a/k/a Eric W. Welke, late of Caln Township. Raymond P. Gravinese, III, care of JAMES R. ABBOTT, Esquire, 103 Chesley Dr., Media, PA 19063, Executor. JAMES R. ABBOTT, Esquire, Abbott & Overholt PC, 103 Chesley Dr., Media, PA 19063, atty.

WITWER, Joan S., late of East Goshen Township. Deborah J. Sisco, 1215 Lotus Ln., West Chester, PA 19380, Executrix. BRIAN R. OTT, Esquire, Barley Snyder LLP, 2755 Century Blvd., Wyomissing, PA 19610, atty.

WOLFE, William L., a/k/a Bill Wolfe, late of West Chester. Brad Wolfe, 151 Channing Ave, Malvern, PA 19355, Executor.

WOLFF, Sarah B., late of Kennett Township. Wilmington Trust, N.A. c/o Shelly Kunkel, 3607 Derry Street, 2nd Floor, Harrisburg, PA 17111, Executor. MARK M. DALLE PAZZE, Esquire, Herdeg, du Pont & Dalle Pazze, 15 Center Meeting Road, Wilmington, DE 19807, atty. No. 16

### NONPROFIT CORPORATION NOTICE

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 Nonprofit Corporation which was organized under the provisions of the Pennsylvania Nonprofit Corporation Law of 1988.

The name of the corporation is Theatre with a View. Articles of Incorporation were filed on Wednesday, May 25, 2022

The purpose or purposes for which it was organized are: To provide an artistic home for the development and thoughtful production of site-specific, environmental, and other non-traditional stagings of contemporary plays and new works to engage a diverse audience.

Holly R. Maino, Solicitor Quest for the Best 295 E. Swedesford Road Suite 252 Wayne, PA 19087

### NOTICE

SALE NO. 23-6-169 Writ of Execution No. 2022-06763-SSH

DEBT \$185,013.61 plus taxes, interest, fees, costs and other charges

By virtue of a Writ of Execution (Mortgage Foreclosure) directed to Sheriff Fredda L. Maddox, the real estate located in the Township of East Fallowfield, County of Chester and Commonwealth of Pennsylvania, Tax Parcel Number: 4702 00100000 & UPI Number: 47-2-10 IMPROVEMENTS thereon: a residential property PLAINTIFF: SUSAN HOLLOWAY HARDIE VS DEFENDANT: BRUCE HOLLOWAY SALE ADDRESS: 2075 West Chester Road, Coatesville, PA 19320 will be sold at public on-line auction via Bid4Assets on June 15, 2023 at 11:00 a.m. to enforce the court in rem judgment PLAINTIFF ATTORNEY: ROBERT J. CAREY, ESQUIRE, 117 West Gay Street, Suite 309, West Chester, PA 19380

(610) 933-0878. RCarey@Carey-Services.com

### NOTICE

NOTICE OF ACTION IN MORTGAGE FORE-CLOSURE IN THE COURT OF COMMON PLEAS OF CHES-TER COUNTY, PENNSYLVANIA CIVIL ACTION – LAW NO.: 2023-00769-RC PNC BANK, NATIONAL ASSOCIATION , Plaintiff, vs. Unknown Heirs and/or Administrators of the Estate of Karen S. Tuel (if any), Defendant TO: Unknown Heirs and/or Administrators of the Estate of Karen S. Tuel (if any) You are hereby notified that Plaintiff, PNC Bank, National Association . filed an Action in Mortgage

National Association, filed an Action in Mortgage Foreclosure endorsed with a Notice to Defend, in the Court of Common Pleas of Chester County, Pennsylvania, docketed to No. 2023-00769-RC, seeking to foreclose the mortgage secured by the real estate located at 680 Marshall Road, Glenmoore, PA 19343.

A copy of the Action in Mortgage Foreclosure will be sent to you upon request to the Attorney for the Plaintiff, Manley Deas Kochalski LLC, P. O. Box 165028, Columbus, OH 43216-5028. Phone 614-220-5611.

You have been sued in court. If you wish to defend against the claims in this notice, you must take action within twenty (20) days after this publication, 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 by the court 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 LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

LAWYER REFERRAL SERVICE Lawyer Referral Service Chester County Bar Association 15 West Gay Street, 2nd Floor West Chester, PA 19380 (610) 429-1500

## 1st Publication of 3

#### TRUST NOTICE

THE LORRAINE B. WATSON JUNE 15, 2009 TRUST. FIRST AMENDMENT 12/21/2021 TO THE LORRAINE B. WATSON DECLARATION OF TRUST DATED JUNE 15, 2009 LORRAINE B. WATSON a/k/a LORRAINE BER-YL WATSON, Deceased Late of East Goshen Township, Chester County, PA This Trust is in existence and all persons having claims or demands against said Trust or decedent are requested to make known the same and all persons indebted to the decedent to make payment without delay to MARGARET F. FUHS, TRUSTEE, c/o Robert M. Slutsky, Esq., 600 W. Germantown Pike, #400, Plymouth Meeting, PA 19462, Or to her Attorney: ROBERT M. SLUTSKY SLUTSKY ELDER LAW 600 W. Germantown Pike, #400 Plymouth Meeting, PA 19462

### 3rd Publication of 3

### NOTICE

NOTICE IS HEREBY GIVEN that a Writ of Scire Facias Sur Municipal Claim was filed on August 31, 2022 against real property located at 192 Limestone Road, Oxford, PA 19363, Tax Parcel 56-05-0091 (the "Property"), owned by Daniel Wissman and in the amount of \$7,120.36 at docket no. 2020-03635-LN. Notice is further given that the owner of the Property shall file an Affidavit of Defense with the Office of the Prothonotary of the Court of Common Pleas of Chester County within fifteen (15) days of this Notice. If an Affidavit of Defense is not filed, judgment may be entered against the Property and you may lose money or property or other rights important to you. Additional fees and costs incurred in the collection of this matter and additional interest will continue to accrue against the Property. You should take this Notice to your lawyer at once. If you do not have a lawyer or cannot afford a lawyer, contact the following office for assistance: Lawyer Referral Service, Chester County Bar Association: 15 West Gay Street, West Chester, PA 19382 (610) 429-1500.

#### BEFORE THE REGISTER OF WILLS COUNTY OF CHESTER COMMONWEALTH OF PENNSYLVANIA

### IN THE MATTER OF: ESTATE OF ROBERT ALAN WALKER, DECEASED

#### FILE NUMBER: 15-23-0617

# IN RE: PETITION FOR CITATION TO SHOW CAUSE WHY PETITIONER OR HIS NOMINEE SHOULD NOT BE APPOINTED ADMINISTRATOR

### CITATION

### TO: CHRISTINA

#### **GREETINGS:**

WHEREAS a petition has been filed as above captioned, a copy whereof is hereto attached.

AND WHEREAS on said petition a citation has been awarded.

NOW THEREFORE WE DIRECT YOU, that, laying aside all business and excuses, whatsoever, you file a complete answer under oath to the averments of said petition on or before

#### the 26TH day of APRIL, 2023

WITNESS the Honorable Michele Vaughn, Register of Wills and the seal of this office, in and for the County of Chester, West Chester, Pennsylvania, this 5TH day of APRIL, 2023.

Deputy for the Register of Wills, Chester County, Pennsylvania

### **MEETING SPACE?**

Looking for just the right meeting space? The Chester County Bar Association facilties are utilized on a regular basis for depositions, client meetings and seminars. We have rooms available for rental by the half-day or full day – a conference room, a board room and seminar rooms. We are located just one block from the Courthouse and convenient parking is available. For more information, visit us at www.chescobar.org. To reserve your room, please call 610-692-1889.

### ASSOCIATE ATTORNEY

LaMonaca Law is seeking associate attorneys to join our expanding main line law firm. Required: minimum of 2 years family law experience, transportation, career oriented, ability to multi-task in a fast paced environment. Send resume and salary requirements to Kristy@LaMonacaLaw.com.

### SAMPLE AD

Classified Ads for the Chester County Law Reporter ONLY \$.20 per space/character

### ESTATES/TRUSTS ATTORNEY

Estates/Trusts Attorney sought for growing, collegial Main Line firm. Send resume with cover letter and salary requirements, in confidence to responses10@gmail.com



# **The Right Words Win**

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Skeptics say she will never start her own company.

A lawyer says she will.

She is denied her loan.

A lawyer helps her get one.

She can't get a lease for office space.

A lawyer sees to it that she does.

She needs a business plan.

A lawyer helps her draft one.

Skeptics said she would never start her own company.

A lawyer helped her prove them wrong.

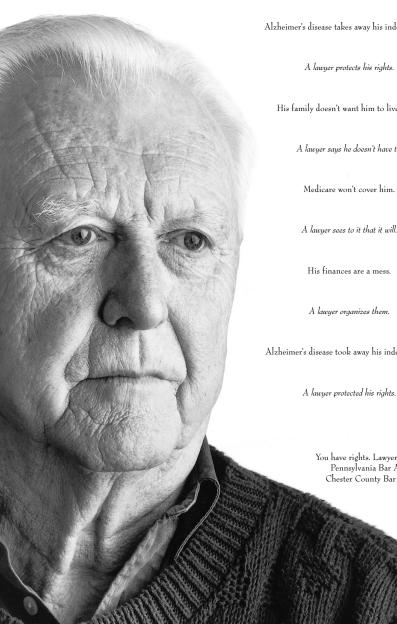
You have rights. Lawyers protect them. Pennsylvania Bar Association Chester County Bar Association

04/20/23



# **CHESTER COUNTY LAW REPORTER**

04/20/23



Alzheimer's disease takes away his independence.

A lawyer protects his rights.

His family doesn't want him to live alone.

A lawyer says he doesn't have to.

A lawyer sees to it that it will.

Alzheimer's disease took away his independence.

You have rights. Lawyers protect them. Pennsylvania Bar Association Chester County Bar Association



# PALEGALADS.ORG

Is the website for locating legal ads and public notices which have been officially published in county legal journals throughout Pennsylvania. Here you can also find information about the **Conference of County Legal Journals** - the statewide membership organization for legal journal publishers.





# PALEGALADS.ORG

Allows users to search by keyword, county, and publication date. Examples of ads and notices that can be found on the website include:

- Action to Quiet Title
- Articles of Amendment
- Audit List
- Bankruptcy Filings
- Certificate of Authority
- Change of Name Notice
- Dissolution
- Request for Proposals
- Estate Filings
- Trust Filings
- Fictitious Name
- Incorporations

#### Organization

- Sheriff Sales
- Sunshine Act Meeting Notices
- Miscellaneous Notices
- Notice of Intent to Consider Adoption of Ordinances

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In existence for over 30 years, the **Conference of County Legal Journals (CCLJ)** is the representative organization for the official Legal Journals of the Commonwealth of Pennsylvania.



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# Planning a meeting, event, training or deposition?

The Chester County Bar Association can accommodate your needs! Located right in the heart of the borough of West Chester at 15 W. Gay Street Two blocks from the courthouse and right next to the Warner Hotel



- 22 person capacity
- Projection TV, LCD Projector and laptop available upon request
- Coffee & tea provided



- Classroom seating for 32
- Projection TV, LCD Projector and laptop available upon request
- Coffee & tea provided
- Great, open space for receptions

- Classroom seating for 80-100 (full) or 30-40 (half); greater capacity for theater style or reception
- Projection TV, LCD Projector and laptop available upon request
- Coffee & tea provided



- 10 person capacity
- Perfect space for small meetings, training and depositions



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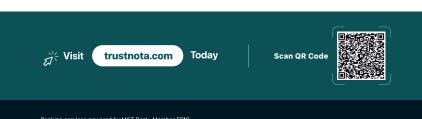
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The cancer clinic gives her a death sentence.

A lawyer says she has the right to live.

Her health plan rejects her claim.

A lawyer says they can't.

Her boss "lets her go."

A lawyer gets her job back.

Her landlord tries to evict her.

A lawyer won't let him.

The clinic gave her a death sentence.

A lawyer gave her hope.

You have rights. Lawyers protect them. Pennsylvania Bar Association Chester County Bar Association



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# <u>CELEBRATING OUR 30th ANNIVERSARY</u> A. Roy DeCaro, Esq., MEDIATOR



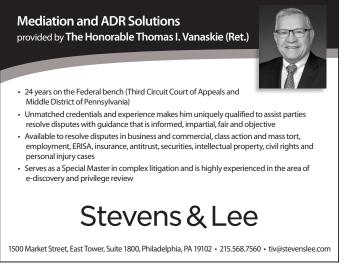
• Mr. DeCaro joined ADR Options in 2019 and has been busy resolving cases in person as well as virtually.

- Roy has mediated and arbitrated over a hundred cases. Over 90% of those mediations have settled. He is sought after by both plaintiff and defense lawyers.
- Mr. DeCaro has tried more than 200 jury trials to verdict.
- On behalf of his clients, he has achieved over a dozen verdicts in excess of \$1,000,000.
- He has also represented defendants such as hospitals, doctors, law firms and other individuals and entities.
- Roy has regularly been selected by his peers for inclusion in The Best Lawyers in America.
- Best Lawyers recognized Mr. DeCaro in 2018 as the *"Best Personal Injury Lawyer of the Year"* for Philadelphia.
- Roy has been selected to the Super Lawyers list for 20 years and has been ranked as one of the top ten lawyers in Pennsylvania on two occasions.

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You and members of your firm will be getting lots of calls this spring, summer and fall from clients, friends, relatives, and acquaintances who have criminal or DWI charges in Atlantic City or at the Jersey Shore.

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You can look at our website which includes videos which tell our story very well at JohnZarych.com.

TROUBLE AT THE SHORE occurs 24/7 and we are on post 24/7.

We handle cases on a flat fee basis and are extremely committed. You won't hear complaints! **Municipal Courts in Atlantic County:** 

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### Municipal Courts in Cape May County:

Borough of Avalon, Cape May Point, City of Cape May, Dennis Twp, Lower Twp, Middle Twp, North Wildwood, Ocean City, Sea Isle City, Stone Harbor, Upper Twp, West Cape May, West Wildwood, Wildwood City, Wildwood Crest, Borough of Woodbine.



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|--------------------------------|--|
| Chester County Bar Association |  |

### CHESTER COUNTY LAW REPORTER ADVERTISING RATES

The Official Legal Publication for Chester County Legal Advertising Rates effective January 1, 2020

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|---------------------------------------------------------------------|------------------------------------|
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| Fictitious Name* (1 publication; 1 proof)                           |                                    |
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### COMMERCIAL AND CLASSIFIED RATES:

The Chester County Law Reporter is published weekly. 52 issues per year. Ad copy must be submitted "camera ready" or submitted via e-mail as a TIFF or JPEG file to lawreporter@chescobar.org

For more information: Emily German at 610-692-1889 or egerman@chescobar.org

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