

# LYCOMING REPORTER

Vol. 32

August 28, 2015

No. 35

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## LYCOMING REPORTER

(USPS 322-900)

THE OFFICIAL LEGAL PERIODICAL FOR LYCOMING COUNTY

PUBLISHED EVERY FRIDAY BY  
LYCOMING LAW ASSOCIATION

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Williamsport, Pennsylvania

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LYCOMING REPORTER (ISSN 0884-187X) is published weekly for \$50 per annum by the Lycoming Law Association, Penn Tower, 25 West Third Street, Suite 803, Williamsport, PA 17701.

Legal Notices of less than 300 words in length must be received by 1:00 P.M. on the Tuesday preceding the date of publication; all other notices must be received by 4:00 P.M. on the Monday preceding the date of publication.

Periodical postage paid at Williamsport, PA 17701-9998 and additional mailing offices.

POSTMASTER: Send address changes to LYCOMING REPORTER, Penn Tower, 25 West Third Street, Suite 803, Williamsport, PA 17701.

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Library of Congress Catalog Card Number 61 – 18866

# LYCOMING LAW ASSOCIATION

Penn Tower, 25 West Third Street, Suite 803

Williamsport, PA 17701

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

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## EXECUTIVE COMMITTEE

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Gary L. Weber

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## EXECUTIVE DIRECTOR

Michele S. Frey

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Outreach: *Tammy Weber*

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Eric Ladley*

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### Your online connection for:

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

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

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## SCHEDULED EVENTS

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

- 9/14/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting.*  
**Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 9/26/2015 – Knoebel's Grove:** *FREE rides, games, food – sponsored by the LLA and YLD.* **Time:** 1:00 PM to 5:00 PM. **Location:** Knoebel's Grove
- 10/1/2015 – Wills for Heroes:** *The Wills for Heroes program, sponsored by the Young Lawyers' Division of the PBA, provides basic estate planning documents for first responders, at no cost. Volunteers are needed and welcome!*  
**Time:** to **Location:**
- 10/2/2015 – Bench Bar Committee Meeting:** *Quarterly meeting of the committee.* **Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office
- 10/12/2015 – LLA Executive Committee Meeting:** *Regular monthly meeting.*  
**Time:** 12:00 PM to 1:00 PM. **Location:** LLA Office

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

**UPCOMING LYCOMING COUNTY CLE OPPORTUNITIES**

- 9/16/2015 – Navigating SORNA: The Romeo Problem and Other Insights:** *Eat & Earn. CLE credits:* 1 Substantive **Time:** 12:00 PM to 1:00 PM. **Location:** Lycoming Law Association Office
- 9/25/2015 – From File to Trial – 8 Keys to Success in Court and Beyond:** *PBI Video Replay. CLE credits:* 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 10/1/2015 – Fundamentals of Oil and Gas Law:** *PBI Video Replay. CLE credits:* 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 10/6/2015 – Probate & Trust Law – Guardianship of Incapacitated Persons:** *PBI Groupcast. CLE credits:* 1 Substantive / 1 Ethics **Time:** 12:30 PM to 2:30 PM. **Location:** Lycoming Law Association Office
- 10/7/2015 – 20 Hot Tips in Family Law:** *PBI Video Replay. CLE credits:* 2 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office
- 10/8/2015 – Dead Man’s Rule:** *PBI Video Replay. CLE credits:* 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office
- 10/14/2015 – The Changing Landscape: Issues Beyond Marriage for the LGBT Pennsylvanian:** *PBI Groupcast. CLE credits:* 2 Substantive / 1 Ethics **Time:** 8:30 AM to 11:45 AM. **Location:** Lycoming Law Association Office
- 10/15/2015 – Lights, Camera, Evidence!:** *PBI Video Replay. CLE credits:* 6 Substantive **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office
- 10/22/2015 – Premarital Agreements:** *PBI Video Replay. CLE credits:* 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office
- 10/27/2015 – Nuts & Bolts of Medicaid Planning:** *PBI Groupcast. CLE credits:* 3 Substantive **Time:** 12:00 PM to 3:15 PM. **Location:** Lycoming Law Association Office
- 10/28/2015 – Lincoln and His Leadership:** *PBI Video Replay. CLE credits:* 2 Substantive / 1 Ethics **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office

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**11/4/2015 – Estate Planning for Younger Couples:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office

**11/5/2015 – Hot Topics in Oil and Gas Law:** *PBI Video Replay.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office

**11/10/2015 – Family Law 101:** *PBI Video Replay.* **CLE credits:** 5 Substantive / 1 Ethics **Time:** 9:00 AM to 5:00 PM. **Location:** Lycoming Law Association Office

**11/17/2015 – Representing a Client With Diminished Capacity in Estate & Elder Law:** *PBI Video Replay.* **CLE credits:** 3 Substantive / 1 Ethics **Time:** 9:00 AM to 1:30 PM. **Location:** Lycoming Law Association Office

**11/19/2015 – Fire at Will in Pennsylvania:** *PBI Video Replay.* **CLE credits:** 3 Substantive **Time:** 9:00 AM to 12:30 PM. **Location:** Lycoming Law Association Office

**11/23/2015 – School Law:** *PBI Groupcast.* **CLE credits:** 4 Substantive **Time:** 9:00 AM to 1:15 PM. **Location:** Lycoming Law Association Office

**\*PBI Seminar.** For tuition, registration, and all other information, please contact PBI Customer Service at (800) 247-4724, or online at [www.pbi.org](http://www.pbi.org). Unless otherwise noted, this seminar is being held at the Lycoming Law Association Offices at 25 West Third Street, Suite 803, Williamsport, PA. Additional fees may be assessed for registration at the door.

**\*\*LLA Seminar.** For tuition, registration, location, and all other information, please contact Michele Frey at the LLA Office at (570) 323-8287, by email at [mfrey@lycolaw.org](mailto:mfrey@lycolaw.org), or online at [www.lycolaw.org](http://www.lycolaw.org).

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

- ▶ **Commonwealth vs. Kanski** (08/24/2015)—Judge Dudley N. Anderson  
Criminal: Appeal; sufficiency of evidence of DUI. (Kanski082415a)
- ▶ **Palmer vs. Rackish and West Branch Orthopedics and Sports Medicine, Inc.** (08/20/2015)—Judge Richard A. Gray  
Civil: Motion in limine; expert testimony beyond the scope of the complaint or irrelevant; motion for leave to amend; amplification of the pleaded negligence; prejudice. (palmer082015g)
- ▶ **Commonwealth vs. Trapp** (08/21/2015)—Judge Marc F. Lovecchio  
Criminal: Post-sentence motion; weight and sufficiency of evidence of defendant's identity as perpetrator of crime; admissibility of expert testimony about eyewitness identification; excessive sentence; applicability of the *Alleyne* decision to sentencing guidelines relating to use of firearm. (Trapp082115L)
- ▶ **ADB vs. AMK** (08/21/2015)—Judge Nancy L. Butts, Dudley N. Anderson, Richard A. Gray, Marc F. Lovecchio, Joy Reynolds McCoy  
Custody: En banc opinion on motion for reconsideration, with dissenting and concurring opinions; request for genetic testing; challenge to acknowledgment of paternity; fraud, duress or material mistake of fact; statutory restrictions to challenge to acknowledgment; applicability of best interests of the child analysis, under statute. (adb082115m)

**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**

**Cramm, Marion D.**, 41-15-0421, dec'd.

Late of the City of Williamsport.  
 Administrator: John R. Cramm, 45 School Street, Linden, PA 17744.  
 Attorney: William W. Acker, Esquire, 1355 Fairfield Road, Gettysburg, PA 17325.

**Moon, Carol A.**, dec'd.

Late of the City of Williamsport.  
 Executors: James E. Moon and Lauri A. Moon, 2210 Division Road, Williamsport, PA 17701.  
 Attorney: Andrea B. Bower, Esquire, 426 Broad Street, Montoursville, PA 17754.

**Sharrow, Dale M.**, dec'd.

Late of 1980 Route 405 Highway, Muncy Creek Township.  
 Administratrix: Rosalind E. Sharrow, 1980 Route 405 Highway, Muncy, PA 17756.  
 Attorneys: Lester L. Greevy, Jr., Esquire, Greevy & Associates, 5741 State Route 87, Williamsport, PA 17701, (570) 435-2233.

**SECOND PUBLICATION**

**Alford, Dorothy S.**, dec'd.

Late of Hughesville.  
 Executrix: Christine E. Elliot, 13 Breeze Hill Road, Wilmington, DE 19807.

Attorneys: McNerney, Page, Vanderlin & Hall, 433 Market Street, Williamsport, PA 17701.

**Eschbach, Doris M.**, dec'd.

Late of Montoursville.  
 Executor: Jeffrey C. Eschbach, 912 E. Pleasant Place, St. Johns, FL 32259.  
 Attorneys: Stephen C. Sholder, Esquire, Raup & Sholder, P.C., 270 West Third Street, Williamsport, PA 17701, (570) 321-0709.

**Russell, Robert B. a/k/a Robert Bailey Russell a/k/a Robert Russell**, dec'd.

Late of the Township of Loyalsock.  
 Executor: John H. Russell c/o Elizabeth A. White, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.  
 Attorneys: Elizabeth A. White, Esquire, Marshall, Parker & Weber, LLC, 49 E. Fourth Street, Williamsport, PA 17701.

**Shank, Evelyn M.**, dec'd.

Late of South Williamsport.  
 Executor: Joseph B. Shank, 784 Antlers Lane, Williamsport, PA 17701.  
 Attorneys: Anthony J. Grieco, Esquire, Elion, Wayne, Grieco, Carlucci & Shipman, P.C., 125 East Third St., Williamsport, PA 17701.

**Watkins, Jason W.**, dec'd.

Late of Williamsport.  
 Administratrix: Yvonne M. Watkins, 837 Wilson Street, Williamsport, PA 17701.  
 Attorney: Leroy H. Keiler, III, Esquire, 110 Oliver Street, Ste. 2, P.O. Box 263, Jersey Shore, PA 17740, (570) 398-2750.

**THIRD PUBLICATION****Emig, Wilbur M., Jr.**, dec'd.

Late of 2911 McKinney Street, Williamsport.

Co-Executrices: Constance A. Rice and Linda E. Mankey c/o Peter Burchanowski, Esquire, 4 West Fourth St., Williamsport, PA 17701.

Attorney: Peter Burchanowski, Esquire, 4 West Fourth St., Williamsport, PA 17701.

**Engel, Mildred C.**, dec'd.

Late of the Township of Limestone. Executrix: Sandra Dana a/k/a Sandra Engel, 1010 Windemere Circle, Dalton, PA 18414.

Attorneys: Eric Ladley, Esquire, Steinbacher & Stahl, 413 Washington Boulevard, Williamsport, PA 17701.

**Gold, Richard T., III**, dec'd.

Late of 2593 Cleman Hollow Rd., Unityville.

Co-Administrators: Richard T. Gold, Jr. and Dora M. Gold, 4829 St. Rt. 442, Muncy, PA 17756.

Attorney: John A. Smay, Esquire, 39 South Main Street, P.O. Box 35, Muncy, PA 17756.

**Stark, Barbara A.**, dec'd.

Late of the Borough of Montoursville.

Executrix: Amy J. McNamara, 111 Thanksgiving Lane, Montoursville, PA 17754.

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

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**REGISTER OF WILLS  
CONFIRMATION OF  
ACCOUNTS**

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NOTICE IS HEREBY GIVEN to all parties interested that the following Accounts together with all Statement

of Proposed Distribution accompanying the same have been filed in the Office of the Register of Wills and Clerk of Orphans' Court are presented to the Orphans' Court of Lycoming County for Confirmation Absolute September 1, 2015 unless exceptions are filed before 5:00 P.M. on that date.

1. Fullmer, Russell H.—Gary W. Fullmer, Executor.

2. Jensen, George A., III—Lance K. Jensen, Administrator.

3. Rathmell, Bernice Henry—George V. Cohen, Executor.

Annabel Miller  
Register of Wills

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**INTENTION TO  
CHANGE NAME**

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No.: 15-01813

In Re: Change of Name of  
Jenna Wayn'ee Matlack

NOTICE IS HEREBY GIVEN that on August 12, 2015, the petition of Jenna Wayn'ee Matlack was filed in the above-named court, requesting an order to change the name of Jenna Wayn'ee Matlack to Jenna Wayn'ee Girio.

The Court has fixed the day of November 2, 2015 at 9:00 a.m., in Courtroom 2, of the Lycoming County Courthouse, Williamsport, 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.

JAN M. RUMSEY, ESQUIRE  
ELLIOTT B. WEISS & ASSOCIATES  
416 Pine Street  
Suite 203  
Williamsport, PA 17701

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**OFFICE SPACE FOR RENT**

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Two office suites, one 369 sq. ft. and the other 300 sq. ft., for lease on West 4th Street. Each suite includes attorney's office with adjacent support staff office. Shared conference room, recep-

tion area and restrooms are included. Monthly rental charge for each suite is \$500.00, plus share in cost of utilities. Reply to Joe Musto (570) 326-3060 or [jrmusto@comcast.net](mailto:jrmusto@comcast.net).

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Lycoming Law Association Members are kindly asked to consider a donation to the Lycoming Law Association Foundation in memory of a deceased Member. The Foundation will notify the family of such Member that a gift was made by you.

Members of the Lycoming Law Association are reminded and urged to consider placing in your Wills a bequest to the Lycoming Law Association Foundation. As you probably know, your gift is tax deductible as the Foundation is a 501(c)(3) Organization.

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

The Foundation provides funding for worthwhile law-related community projects and activities, in addition to supporting the Williamsport Office of North Penn Legal Services, which has provided civil legal services on a wide range of high priority legal problems to poor people in Lycoming County since 1974.

The Foundation is funded through the support of the members of the Lycoming Law Association. This support comes in various forms: from member dues, income from the *Lycoming Reporter*; donations by individual lawyer members of the Lycoming County Bar; donations by other individuals, lawyer family members, and estates.

The Lycoming Law Association's Community Activities and Outreach Committee is responsible to advise and assist the Foundation in administering funds for community projects of merit. The Committee is actively involved in reviewing grant applications and in making recommendations to the Foundation and the Association's Executive Committee concerning the funding of worthwhile projects and activities.

For additional information regarding the Foundation and its procedures, contact Michele Frey, Executive Director, at (570) 323-8287 or [mfrey@lycolaw.org](mailto:mfrey@lycolaw.org).



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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, August 31, 2015