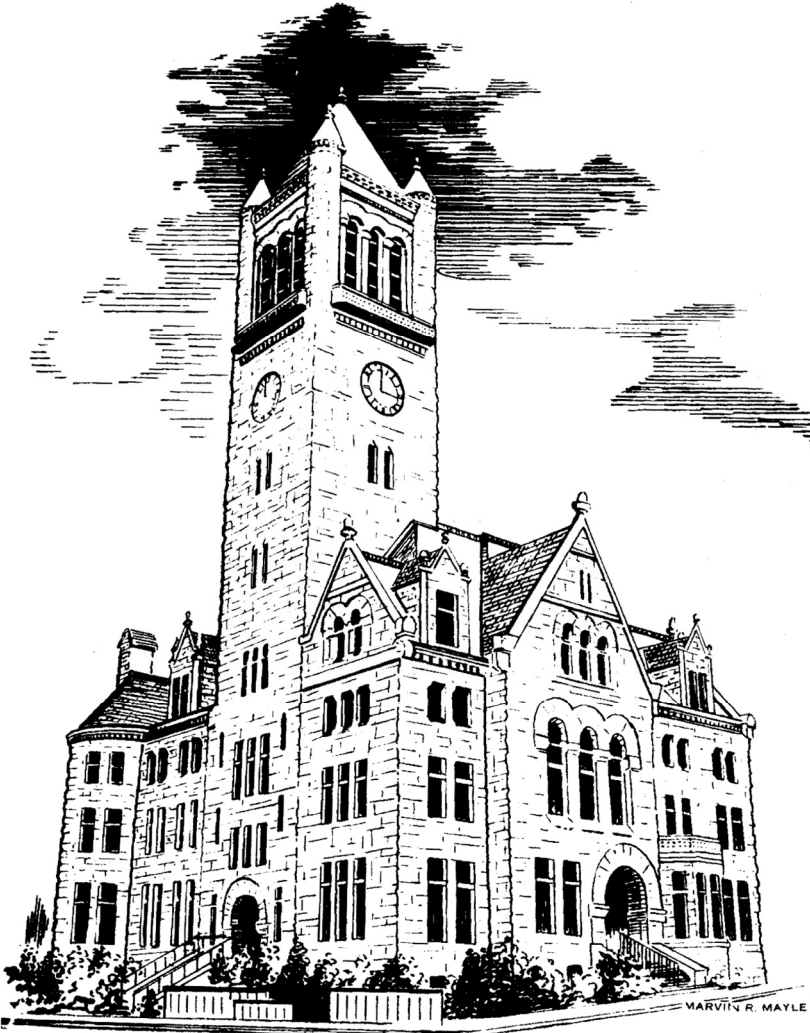


FAYETTE LEGAL JOURNAL

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FAYETTE LEGAL JOURNAL

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The Ethics Hotline provides free advisory opinions to PBA members based upon review of a member's prospective conduct by members of the PBA Committee on Legal Ethics and Professional Responsibility. The committee responds to requests regarding the impact of the provisions of the Rules of Professional Conduct or the Code of Judicial Conduct upon the inquiring member's proposed activity. All inquiries are confidential.

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ESTATE NOTICES

Notice is hereby given that letters testamentary or of administration have been granted to the following estates. All persons indebted to said estates are required to make payment, and those having claims or demands to present the same without delay to the administrators or executors named.

Third Publication

ROBERT E. BEAL, late of Connellsville,
Fayette County, PA (3)

Executor: Thomas E. Kubic
c/o Molinaro Law Offices
141 West Peach Street
P.O. Box 799
Connellsville, PA 15425
Attorney: Carmine V. Molinaro, Jr.

HARRY A. CHIDESTER, late of Uniontown,
Fayette County, PA (3)

Executor: Jessica Branco
31 Esther Street
Uniontown, PA 15401
c/o 76 East Main Street
Uniontown, Pa 15401
Attorney: Douglas S. Sholtis

SIMONE JOHN, a/k/a SIMONE L. JOHN,
late of South Union Township, Fayette County,
PA (3)

Administratrix: Paige Ormond
c/o Goodwin Como, P.C.
108 North Beeson Boulevard, Suite 400
Attorney: Benjamin Goodwin

**GEORGE B. KLOTZ, a/k/a GEORGE B.
KLOTZ, SR.**, late of Dunbar, Fayette County,
PA (3)

Personal Representative:
George Robert Klotz
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, Pa 15425
Attorney: Timothy J. Witt

**MARGARET IRENE OPAR, a/k/a
MARGARET OPAR**, late of North Union
Township, Fayette County, PA (3)

Executrix: Ann Marie Vargo
28 Wilbur Avenue
Uniontown, PA 15401
c/o 76 East Main Street
Uniontown, PA 15401
Attorney: Douglas S. Sholtis

LARRY D. RUGG, late of Springfield
Township, Fayette County, PA (3)

Executor: Steven R. Rugg
2075 Ridge Boulevard
Connellsville, PA 15425
c/o Earhart Law Office, P.C.
4312 Old William Penn Highway
Murrysville, PA 15668
Attorney: Thomas B. Earhart

PENNY L. RUGG, late of Springfield
Township, Fayette County, PA (3)

Executor: Steven R. Rugg
2075 Ridge Boulevard
Connellsville, Pa 15425
c/o Earhart Law Offices, P.C.
4312 Old William Penn Highway
Murrysville, PA 15668
Attorney: Thomas B. Earhart

Second Publication

GEORGE E. BASINGER, late of Bullskin
Township, Fayette County, PA (2)

Personal Representative:
Douglas E. Basinger
c/o 208 South Arch Street, Suite 2
P.O. Box 13
Connellsville, PA 15425
Attorney: Richard A. Husband

**JOHN CHARLES BRANSON, a/k/a JOHN
C. BRANSON**, late of Bullskin Township,
Fayette County, PA (2)

Executrix: Tina M. Branson
c/o Higinbotham Law Offices
68 South Beeson Boulevard
Uniontown, PA 15401
Attorney: James Higinbotham

ROBERT W. CAHN, a/k/a ROBERT WILLIAM CAHN, late of Uniontown, Fayette County, PA (2)

Executor: William M. Cahn
c/o Higinbotham Law Offices
68 South Beeson Boulevard
Uniontown, PA 15401
Attorney: James Higinbotham

BARBARA JANE CALLAGHAN, a/k/a BARBARA J. CALLAGHAN, late of Uniontown, Fayette County, PA (2)

Personal Representative:
Gina La Vonne Hayden
c/o George & George
92 East Main Street
Uniontown, PA 15401
Attorney: Joseph M. George

JOHN G. FELIX, SR., a/k/a JOHN G. FELIX, late of Wharton Township, Fayette County, PA (2)

Personal Representative: Jerry Felix
c/o Davis and Davis
107 East Main Street
Uniontown, PA 15401
Attorney: Gary J. Frankhouser

REGINA FRANKS, late of Uniontown, Fayette County, PA (2)

Administrators: Ralph Franks and Patricia Gulino
c/o 51 East South Street
Uniontown, PA 15401
Attorney: Anthony Dedola

MOLLIE A. KOOSER, late of Springfield Township, Fayette County, PA (2)

Personal Representatives: Candi L. Strunk and Kelly A. Work
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Timothy J. Witt

LARRY MARVIN PECK, late of Springfield Township, Fayette County, PA (2)

Personal Representative:
Adam Montgomery Peck
c/o 208 South Arch Street, Suite 2
P.O. Box 13
Connellsville, Pa 15425
Attorney: Richard A. Husband

MARY SPIKER PLEWNIAK, a/k/a MARY LELLIAN PLEWNIAK, a/k/a MARY L. SPIKER, a/k/a MARY PLEWNIAK, late of Washington Township, Fayette County, PA (2)

Co-Executors: Jeremy Ortolona
219 Rolling Hill Farm Drive
West Newton, PA 15089
John Yettsconish, Jr.
23 Woodstone Drive
Greensburg, PA 15601
c/o 513 Schoonmaker Avenue
Monessen, PA 15062
Attorney: Timothy M. Maatta

GEORGE J. PUDISH, late of Fayette City, Fayette County, PA (2)

Executrix: Georganna Shepler
107 Francis Road
Perryopolis, PA 15473

ALEX JOSEPH SKUPNICK, JR., a/k/a ALEX SKUPNICK, a/k/a ALEX J. SKUPNICK, late of Nicholson Township, Fayette County, PA (2)

Personal Representative:
Lynn Ann Cottrell
c/o P.O. Box 622
Smithfield, PA 15478
Attorney: Charity Grimm Krupa

NORMAN C. SLIGER, late of Markleysburg, Fayette County, PA (2)

Executrix: Kathy Shultz
c/o 2944 National Pike Road
P.O. Box 245
Chalk Hill, PA 15421
Attorney: Charles C. Gentile

First Publication

NANCY J. CLINGENPEEL, a/k/a NANCY JANE CLINGENPEEL, late of Perry Township, Fayette County, PA (1)

Executrices: Joyce Mayermik,
Cheryl Togni, and Luann Balentine
c/o 9 Court Street
Uniontown, Pa 15401
Attorney: Vincent J. Roskovensky, II

JESSE DAYTON, late of Connellsville, Fayette County, PA (1)

Administratrix: Emily Dayton
1011 Race Street
Connellsville, PA 15425
c/o 319 Pittsburgh Street
Scottsdale, PA 15683
Attorney: Kevin Henderson

ROGER LEE PETERSON, a/k/a ROGER L. PETERSON, late of Dunbar Township, Fayette County, PA (1)

Executrix: Nina Smith
c/o Zebble Mehalov & White, P.C.
18 Mill Street Square
P.O. Box 2123
Uniontown, PA 15401
Attorney: Mark M. Mehalov

JOHANNA M. SWETZ, late of German Township, Fayette County, PA (1)

Executrix: Rita M. Ballone
750 South Eighty Eight Road
Carmichaels, PA 15320
c/o 823 Broad Avenue
Belle Vernon, PA 15012
Attorney: Mark E. Ramsier

LOUIS E. ZITNEY, a/k/a LOUIS EUGENE ZITNEY, late of Franklin Township, Fayette County, PA (1)

Co-Administrators:
Jennifer M. Casini, Esquire
Casini & Geibig, LLC
815B Memorial Boulevard
Connellsville, PA 15425
Vincent Roskovensky, II, Esquire
9 Court Street
Uniontown, PA 15401

LEGAL NOTICES

WATSON MUNDORFF, LLP

Notice of Revocable Trust Pursuant to
20 Pa. C.S. § 7755(c)

The Donald A. Blake & Joyce O. Blake Trust
under agreement dated 8/21/2000

Notice is hereby given of the administration of THE DONALD A. BLAKE & JOYCE O. BLAKE TRUST, DATED AUGUST 21, 2000. Joyce O. Blake, settlor of the trust, of South Connellsville Borough, County of Fayette and Commonwealth of Pennsylvania, died on December 1, 2021. All persons indebted to the said decedent are requested to make payment to the undersigned without delay, and all persons having claims or demands against said trust are requested to make known the same.

Beverly A. Hileman, Successor Trustee
c/o WATSON MUNDORFF, LLP
720 Vanderbilt Road
Connellsville, PA 15425-6218
Phone: 724-626-8882

(3 of 3)

IN THE COURT OF COMMON PLEAS
OF FAYETTE COUNTY,
PENNSYLVANIA
CIVIL ACTION
No. 241 of 2022 G.D.
Judge Steve P. Leskinen

IN RE: CHANGE OF NAME OF
JANE ANN RAKAS

Notice is hereby given that a Petition was filed by Jane Ann Rakas, in the above-named Court for a Decree to change the name of Jane Ann Rakas from Jane Ann Rakas to Jane Ann Stone. The Court has fixed May 24, 2022 at 11:15 o'clock A.M. in Courtroom Number 1 of the Fayette County Courthouse, Uniontown, Fayette County, Pennsylvania, as the date, time and place for hearing of said Petition, when and where all persons interested may appear and show cause, if any they have, why the prayer of the said Petition should not be granted.

Ewing D. Newcomer, Esquire
4 North Beeson Boulevard
Uniontown, PA 15401
724-438-8766

IN THE COURT OF COMMON PLEAS
OF FAYETTE COUNTY,
PENNSYLVANIA
CIVIL ACTION
No. 242 of 2022 G.D.
Judge Steve P. Leskinen

IN RE: CHANGE OF NAME OF
OLIVIA ALEXANDRA RAKAS

Notice is hereby given that a Petition was filed by Olivia Alexandra Rakas, in the above-named Court for a Decree to change the name of Olivia Alexandra Rakas from Olivia Alexandra Rakas to Olivia Alexandra Stone. The Court has fixed May 24, 2022 at 11 :00 o'clock A.M. in Courtroom Number 1 of the Fayette County Courthouse, Uniontown, Fayette County, Pennsylvania, as the date, time and place for hearing of said Petition, when and where all persons interested may appear and show cause, if any they have, why the prayer of the said Petition should not be granted.

Ewing D. Newcomer, Esquire
4 North Beeson Boulevard
Uniontown, PA 1540 I
724-438-8766

IN THE COURT OF COMMON PLEAS OF
FAYETTE COUNTY, PENNSYLVANIA
ORPHAN'S COURT DIVISION
NO. 1-ADOPT-2022
JUDGE JOSEPH M. GEORGE

IN RE: ADOPTION OF
CHARLES RAY CLARK, JR.
An adult individual,

To Whom it May Concern:
Be advised that the Court of Common Pleas of Fayette County, Pennsylvania will hear the Petition for the Adoption of Charles Ray Clark, Jr. on Tuesday, April 19th, 2022 at 9:30 a.m. in Courtroom Number 5 of the Fayette County Courthouse. The Petition for Adoption requests that the name of the Adoptee be changed from Charles Ray Clark, Jr. to Charles Ray Stefaniak. All interested individuals may attend at that date and time.

By: John A. Kopas III, Esquire
556 Morgantown Road
Uniontown, PA 15401

NOTICE

Notice is hereby given that Articles of Incorporation - For Profit have been approved and filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, on January 20, 2022, for a corporation known as QRS Holdings, Inc.. Said corporation has been organized under the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania. The purpose or purposes of the corporation is/ are: real estate holding and any other lawful purpose related thereto for which the corporation may be organized under the Business Corporation Law.

DAVIS & DAVIS
BY: James T. Davis, Esquire
107 East Main Street
Uniontown, PA 15401

**NOTICE OF ACTION IN MORTGAGE
FORECLOSURE**

IN THE COURT OF COMMON PLEAS OF
FAYETTE COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW
NO.: 2022-00079

KEYBANK, NA, S/B/M FIRST NIAGARA
BANK, NA, Plaintiff,

vs.

David Richard Clark, Jr., as believed Heir and/or Administrator to the Estate of Janice Clark, AKA Janice K. Clark; John Michael Clark, as believed Heir and/or Administrator to the Estate of Janice Clark, AKA Janice K. Clark; Unknown Heirs and/or Administrators to the Estate of Janice Clark, AKA Janice K. Clark, Defendants

TO: Unknown Heirs and/or Administrators to the Estate of Janice Clark, AKA Janice K. Clark

You are hereby notified that Plaintiff, KeyBank, NA, s/b/m First Niagara Bank, NA, filed an Action in Mortgage Foreclosure endorsed with a Notice to Defend, in the Court of Common Pleas of Fayette County, Pennsylvania, docketed to No. 2022-00079, seeking to foreclose the mortgage secured by the real estate located at 570 Coolspring Street, Uniontown, PA 15401.

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
 Pennsylvania Lawyer Referral Service
 Pennsylvania Bar Association
 P.O. Box 186
 Harrisburg, PA 17108
 (800) 692-7375

NOTICE

Notice is hereby given that the Dunbar Township Municipal Authority intends to file an Amendment to the Articles of Incorporation with the Secretary of the Commonwealth of Pennsylvania in order to extend its corporate existence for an additional fifty (50) years from the date of approval by the Secretary of the Commonwealth of Pennsylvania.

This amendment to the Dunbar Township Municipal Authority Articles of Incorporation is filed pursuant to the Municipal Authorities Act as amended and revised, Section 5605.

The registered office of the Dunbar Township Municipal Authority is 1257 University Drive, Dunbar, Pennsylvania 15431.

The Amendment to the Articles of Incorporation will be filed with the Secretary of the Commonwealth of Pennsylvania no sooner than three days after the publication of this Notice on the 26th day of March, 2022.

Dunbar Township Municipal Authority
 John Malone, Chairman
 Ronald Grimm, Secretary
 (724) 626-1941

IN THE UNITED STATES BANKRUPTCY
 COURT FOR THE WESTERN DISTRICT OF
 PENNSYLVANIA

Bankruptcy Case No.21-21553 CMB
 Chapter 13

Document No.: _____

Responses due by: March 28, 2022

Hearing Date & Time: April 26, 2022 @ 10:00 a.m.

IN RE:

Gina M. Cellurale,
 Debtor.

Gina M. Cellurale,
 Movant,

vs.

FAYETTE COUNTY TAX CLAIM
 BUREAU, CITY OF UNIONTOWN,
 UNIONTOWN AREA SCHOOL DISTRICT,
 AND INFIRST BANK, CURRY CAPITAL,
 INC., BUYERS,
 Respondents

**NOTICE OF ZOOM HEARING ON
 MOTION TO SELL REAL ESTATE, FREE
 AND CLEAR OF ALL MORTGAGES,
 LIENS, AND ENCUMBRANCES**

**TO: ALL CREDITORS AND ALL
 PARTIES IN INTEREST**

NOTICE IS HEREBY GIVEN THAT:

The DEBTOR, Gina M. Cellurale, has filed a motion for public sale of her real property known as 25 Ben Lomond Street, Uniontown, Fayette County, PA. The property consists of a 3 unit apartment building on .18 acres, Property ID No. 38-06-0179. Debtor is seeking approval of the real estate sales transaction to the purchaser, Curry Capital, Inc. for an agreed price of \$94,000.00. A true and correct copy of the Agreement of Sale is attached to the Motion filed in this case as Exhibit "A."

A Zoom Video Conference Hearing will be held on April 26, 2022, at 10:00 a.m. before Judge Carlota M. Böhm via the Zoom Video Conference Application ("Zoom"). To participate in and join a Zoom Hearing please initiate and use the following link at least 15 minutes prior to the scheduled Zoom Hearing time: <https://www.zoomgov.com/j/16143800191>, or alternatively, you may use the following Meeting ID: 161 4380 0191 For questions

regarding the connection, contact Judge Bohm's Chambers at 412-644-4328. All attorneys and Parties may only appear by Zoom and must comply with Chief Judge Bohm's Zoom Procedures, which can be found on the Court's website at <https://www.pawb.uscourts.gov/sites/default/files/pdfs/cmb-proc-videohrg.pdf>. Under the current COVID-19 circumstances, the general public may appear telephonically if unable to do so via the Internet. When the need to appear telephonically arises, members of the general public should immediately contact Judge Bohm's Chambers to make telephonic arrangements. Only ten minutes is being provided on the calendar. No witnesses will be heard. If an evidentiary hearing is required, it will be scheduled by the Court for a later date, at which time higher offers will be considered and objections to said sale will be heard.

Date of Notice: March 11, 2022

Clerk, U.S. Bankruptcy Court

Arrangements for inspection prior to said sale hearing may be made with:

Daniel R. White
 Attorney for the Debtor
 PA ID NO. 78718
 P.O. Box 2123
 Uniontown, PA 15401
 724-439-9200

NOTICE

NOTICE is hereby given that Articles of Incorporation-Nonprofit were filed with the Corporation Bureau of the Commonwealth of Pennsylvania, Department of State at Harrisburg, Pennsylvania, on the 20th day September, 2021, for the purpose of obtaining a Certificate of Incorporation-Nonprofit for a Non-Profit Corporation to be organized under the Non-Profit Corporation Law of 1988, Act of December 21, 1988, P.L. 1444, No. 177. The name of the Corporation is CANAAN CHURCH OF GIBBON GLADE. The purpose of this corporation is to organize and operate a church.

Randall C. Rodkey, Esquire
 Leventry, Haschak, & Rodkey, LLC
 1397 Eisenhower Boulevard
 Richland Square III, Suite 202
 Johnstown, PA 15904

NOTICE OF ACTION IN MORTGAGE FORECLOSURE IN THE COURT OF COMMON PLEAS OF FAYETTE COUNTY, PENNSYLVANIA CIVIL ACTION – LAW NO.: 2022-00079 KEYBANK, NA, S/B/M FIRST NIAGARA BANK, NA, Plaintiff, vs. David Richard Clark, Jr., as believed Heir and/or Administrator to the Estate of Janice Clark, AKA Janice K. Clark; John Michael Clark, as believed Heir and/or Administrator to the Estate of Janice Clark, AKA Janice K. Clark; Unknown Heirs and/or Administrators to the Estate of Janice Clark, AKA Janice K. Clark, Defendants TO: Unknown Heirs and/or Administrators to the Estate of Janice Clark, AKA Janice K. Clark You are hereby notified that Plaintiff, KeyBank, NA, s/b/m First Niagara Bank, NA, filed an Action in Mortgage Foreclosure endorsed with a Notice to Defend, in the Court of Common Pleas of Fayette County, Pennsylvania, docketed to No. 2022-00079, seeking to foreclose the mortgage secured by the real estate located at 570 Coolspring Street, Uniontown, PA 15401. 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 Pennsylvania Lawyer Referral Service Pennsylvania Bar Association P.O. Box 186 Harrisburg, PA 17108 (800) 692-7375

SHERIFF'S SALE

Date of Sale: May 19, 2022

By virtue of the below stated writs out of the Court of Common Pleas of Fayette County, Pennsylvania, the following described properties will be exposed to sale by James Custer, Sheriff of Fayette County, Pennsylvania on Thursday, May 19, 2022, at 2:00 p.m. in Courtroom Number Three at the Fayette County Courthouse, Uniontown, Pennsylvania.

The terms of sale are as follows:

Ten percent of the purchase price, or a sufficient amount to pay all costs if the ten percent is not enough for that purpose. Same must be paid to the Sheriff at the time the property is struck off and the balance of the purchase money is due before twelve o'clock noon on the fourth day thereafter. Otherwise, the property may be resold without further notice at the risk and expense of the person to whom it is struck off at this sale who in case of deficiency in the price bid at any resale will be required to make good the same. Should the bidder fail to comply with conditions of sale money deposited by him at the time the property is struck off shall be forfeited and applied to the cost and judgments. All payments must be made in cash or by certified check. The schedule of distribution will be filed the third Tuesday after date of sale. If no petition has been filed to set aside the sale within 10 days, the Sheriff will execute and acknowledge before the Prothonotary a deed to the property sold. (3 of 3)

James Custer
Sheriff Of Fayette County

Andrew J. Marley, Esquire
Stern & Eisenberg, PC
1581 Main Street, Suite 200
The Shops at Valley Square
Warrington, PA 18976
Phone: (215) 572-8111

No. 624 of 2017 GD
No. 30 of 2022 ED

Wilmington Savings Fund Society, FSB, d/b/a Christiana Trust, not individually but as trustee for Pretium Mortgage Acquisition Trust

v.

Any and All Known and Unknown Heirs, Executors, Administrators and Devises of the Estate of Ann Miller, deceased

By virtue of Writ of Execution No. 624 of 2017 GD, Wilmington Savings Fund Society, FSB, d/b/a Christiana Trust, not individually but as trustee for Pretium Mortgage Acquisition Trust v. Any and All Known and Unknown Heirs, Executors, Administrators and Devises of the Estate of Ann Miller, deceased, 2279 Indian Head Road, Champion, Saltlick Township, PA 15622, Tax Parcel No. 31-19-0068. Improvements thereon consisting of a Residential Dwelling, sold to satisfy judgment in the amount of \$110,164.66.

Hladik, Onorato & Federman, LLP
298 Wissahickon Avenue
North Wales, PA 19454

No. 2031 of 2021 GD
No. 20 of 2022 ED

Deutsche Bank National Trust Company, as Trustee, in trust for registered Holders of Long Beach Mortgage Loan Trust 2006-11 Asset-Backed Certificates, Series 2006-11 (Plaintiff)

vs.

Christina M. Augustine, As Administratrix of The Estate of Westley T. Domasky, Deceased, (Defendant)

By virtue of Writ of Execution No. 2021-2031, Deutsche Bank National Trust Company, as Trustee, in trust for registered Holders of Long Beach Mortgage Loan Trust 2006-11 Asset-Backed Certificates, Series 2006-11 (Plaintiff) vs. Christina M. Augustine, As Administratrix of The Estate of Westley T. Domasky, Deceased, (Defendant)

Property Address 149 Forest Lake Drive,

Acme, PA 15610
Parcel LD. No. 04-13-0021
Improvements thereon consist of a residential dwelling.
Judgment Amount: \$131,841.46

KML LAW GROUP, P.C.
Suite 5000
701 Market Street
Philadelphia, PA 19106-1532
(215) 627-1322

No. 643 of 2020 GD
No. 233 of 2021 ED

PNC MORTGAGE, A DIVISION OF PNC BANK, NATIONAL ASSOCIATION
3232 Newmark Drive
Miamisburg, OH 45342

Plaintiff
vs.
PAIGE L. BLACKBURN
Mortgagor(s) and Record Owner(s)
515 Blind Lane
Belle Vernon, PA 15012
Defendant(s)

ALL THAT CERTAIN LOT OF LAND SITUATE IN BOROUGH OF BELLE VERNON, COUNTY OF FAYETTE AND COMMONWEALTH OF PENNSYLVANIA.

BEING KNOWN AS: 515 BLIND LANE, BELLE VERNON, PA 15012

TAX PARCEL #01-01-0055
IMPROVEMENTS: A RESIDENTIAL DWELLING

SOLD AS THE PROPERTY OF: PAIGE L. BLACKBURN

No. 2224 of 2019 GD
No. 34 of 2022 ED

U.S. Bank National Association as Legal Title Trustee for Truman 2016 SC6 Title Trust

vs.
David Blades Sr. a/k/a David A. Blades Sr.;
Melissa Blades

As the attorney for the Plaintiff, in the matter of U.S. Bank National Association as Legal Title Trustee for Truman 2016 SC6 Title Trust vs. David Blades Sr. a/k/a David A. Blades Sr.; Melissa Blades, I submit the following information with the request that it be used FOR ADVERTISEMENT PURPOSES.

No. 2224 OF 2019 GD

ALL THAT CERTAIN piece or parcel of land lying and situate in Washington Township, Fayette County, Pennsylvania, known as Lot No. 7 in Auburn Plan of Lots as recorded in Plan Book Volume 1, Page 101, in Uniontown.

Tax Parcel No. 41-18-0002

TITLE TO SAID PREMISES IS VESTED in David A. Blades Sr. and Melissa Blades, husband and wife, by deed from Catherine S. Marshall and Jack W. Marshall, wife and husband and Beverly Lynne Coates, Administrator of the Estate of John A. Coates, Sr., dated August 8, 2006, recorded August 16, 2006 in the Fayette County Clerk's/Register's Office in Deed Book 2996, Page 2185.

Sold as the property of David Blades Sr. a/k/a David A. Blades Sr. and Melissa Blades

KML LAW GROUP, P.C.
Suite 5000
701 Market Street
Philadelphia, PA 19106-1532
(215) 627-1322

No. 34 of 2021 GD
No. 24 of 2022 ED

QUEST IRA, INC., FBO: RAY TROUNDAY, IRA ACCOUNT # 2675011

107 Lake Drive an Bruno CA 94066
San Bruno, CA 94066

Plaintiff
vs.
ANDREA J. COPTIS
MICHAEL C. STOYKO
Mortgagor(s) and Record Owner(s)
663 Walnut Hill Road
Uniontown, PA 15401
Defendant(s)

ALL THAT CERTAIN LOT OF LAND SITUATE IN GEORGES TOWNSHIP, COUNTY OF FAYETTE AND COMMONWEALTH OF PENNSYLVANIA.

BEING KNOWN AS: 663 WALNUTHILLROAD, UNIONTOWN, PA 15401

TAX PARCEL #14-01-002001
IMPROVEMENTS: A RESIDENTIAL DWELLING

SOLD AS THE PROPERTY OF: ANDREA J. COPTIS AND MICHAEL C. STOYKO ATTORNEY: KML LAW GROUP, P.C.

KML LAW GROUP, P.C.
 Suite 5000
 701 Market Street
 Philadelphia, PA 19106-1532
 (215) 627-1322

No. 250 of 2020 GD
 No. 16 of 2022 ED

**PNC BANK, NATIONAL ASSOCIATION,
 SUCCESSOR BY MERGER TO
 NATIONAL CITY BANK**

**3232 Newmark Drive
 Miamisburg, OH 45342
 Plaintiff**

vs.

**VICTORIA S. DERIENZO
 Mortgagor(s) and Record Owner(s)
 116 Second Street
 Fayette City, PA 15438
 Defendant(s)**

ALL THAT CERTAIN LOT OF LAND
 SITUATE IN BOROUGH OF FAYETTE
 CITY, COUNTY OF FAYETTE AND
 COMMONWEALTH OF PENNSYLVANIA.

BEING KNOWN AS: 116 SECOND
 STREET, FAYETTE CITY, PA 15438

TAX PARCEL #12-03-0322
 IMPROVEMENTS: A RESIDENTIAL
 DWELLING

SOLD AS THE PROPERTY OF:
 VICTORIA S. DERIENZO

No. 2495 of 2019 GD
 No. 235 of 2021 ED

**KeyBank s/b/m First Niagara Bank, NA
 Plaintiff,**

vs.

**Dedra Dillinger, as Administratrix of the
 Estate of Louise Rosano
 Defendants.**

ALL that certain parcel of land lying and
 being situate in the Township of North Union,
 County of Fayette, and Commonwealth of
 Pennsylvania, known as 487 Main Street, North
 Union, AKA Lemont Furnace, PA 15456 having
 erected thereon a dwelling house.

Being known and designated as Tax ID
 No.: 25-27-0297

BEING the same premises which Fayette
 County Tax Claim Bureau, by Deed dated
 November 12, 2019 and recorded on December
 9, 2019 in Fayette County, Pennsylvania in Deed
 Book 3421, Page 2066, and re-recorded on April
 6, 2020 in Deed Book 3424, Page 116 granted
 and conveyed unto Zoco Holdings.

KML LAW GROUP, P.C.
 Suite 5000
 701 Market Street
 Philadelphia, PA 19106-1532
 (215) 627-1322

No. 2501 of 2010 GD
 No. 23 of 2022 ED

**NEWREZ LLC D/B/A SHELLPOINT
 MORTGAGE SERVICING**

**55 Beattie Place
 Suite 100, MS#001
 Greenville, SC 29601**

Plaintiff

vs.

**LINDA P. DONKERS a/k/a
 LINDA PATRICIA DONKERS
 Mortgagor(s) and Record Owner(s)
 306 Telegraph Road
 Brownsville, PA 15417**

Defendant(s).

ALL THAT CERTAIN LOT OF LAND
 SITUATE IN TOWNSHIP OF LUZERNE,
 COUNTY OF FAYETTE AND
 COMMONWEALTH OF PENNSYLVANIA.

BEING KNOWN AS: 306 TELEGRAPH
 ROAD, BROWNSVILLE, PA 15417

TAX PARCEL #19-06-0037
 IMPROVEMENTS: A RESIDENTIAL
 DWELLING

SOLD AS THE PROPERTY OF: LINDA
 P. DONKERS a/k/a LINDA PATRICIA
 DONKERS

No. 1992 of 2021 GD
No. 5 of 2022 ED

**PENNSYLVANIA HOUSING FINANCE
AGENCY,
PLAINTIFF
vs.
KEITH E. FAGAN AND
SHERYL L. FAGAN,
DEFENDANTS**

ALL that lot of ground in Bullskin Township, Fayette County, Pennsylvania, being approximately 247.92 x 213.25 x 239.20 x 8.00 x 81.78 x 208.71 and containing 1.323 acres, more or less.

HAVING THEREON ERECTED DWELLING KNOWN AND NUMBERED AS: 479 KREINBROOK HILL, ROAD MT. PLEASANT, PA 15666.

Tax Parcel# 04-03-0100

Fayette Instrument# 2010-00007577

TO BE SOLD AS THE PROPERTY OF KEITH E. FAGAN AND SHERYL L. FAGAN UNDER FAYETTE COUNTY, PA JUDGMENT NO. 1992 OF 2021 GD.

KML LAW GROUP, P.C.
Suite 5000
701 Market Street
Philadelphia, PA 19106-1532
(215) 627-1322

No. 2241 of 2018 GD
No. 21 of 2022 ED

**BANK OF AMERICA, N.A.
C/O Carrington Mortgage Services, LLC
1600 S. Douglass Road, Suite 200-A
Anaheim, CA 92806
Plaintiff**

**vs.
MARK E. FULLER AKA
MARK E. FULLER, JR.
Mortgagor(s) and Record Owner(s)
1202 Maple Street
Dickerson Run, PA 15430
Defendant(s)**

ALL THAT CERTAIN LOT OF LAND SITUATE IN TOWNSHIP OF DUNBAR, COUNTY OF FAYETTE AND COMMONWEALTH OF PENNSYLVANIA.

BEING KNOWN AS: 1202 MAPLE STREET, DICKERSON RUN, PA 15430

TAX PARCEL #09-03-0048

IMPROVEMENTS: A RESIDENTIAL DWELLING

SOLD AS THE PROPERTY OF: MARK E. FULLER AKA MARK E. FULLER, JR.

No. 462 of 2020 GD
No. 236 of 2021 ED

**PNC Bank, National Association
Plaintiff,
vs.
Cathy Hillen, AKA Cathy L. Hillen
Defendant.**

ALL that certain parcel of land lying and being situate in the Township of Perry, County of Fayette, and Commonwealth of Pennsylvania, known as 89 Old 51 Road, Perryopolis, PA 15473 having erected thereon a dwelling house.

Being known and designated as Tax ID No.: 27010100

BEING the same premises which James Hillen, a widower; and Charles H. Hillen and Cathy L. Hillen, his wife, by Deed dated December 17, 1982 and recorded in and for Fayette County, Pennsylvania in Deed Book 1314, Page 821, granted and conveyed unto Charles H. Hillen and Cathy L. Hillen, his wife.

STERN & EISENBERG PC
Kenya Bates, Esquire

No. 1224 of 2019 GD
No. 234 of 2021 ED

**Bayview Loan Servicing, LLC, a Delaware
Limited Liability Company
Plaintiff**

**v.
Rebecca Ann Keefer, solely as Beneficiary of
the Estate of Nancy J. Myers, deceased
and
Patricia Ann King, solely as Beneficiary of
the Estate of Nancy J. Myers, deceased
and
Evelyn Kay Mitchell, solely as Beneficiary of
the Estate of Nancy J. Myers, deceased
and
John Earl Myers, Jr., solely as Beneficiary of
the Estate of Nancy J. Myers, deceased
and
Michael Steven Myers, solely as Beneficiary
of the Estate of Nancy J. Myers, deceased
and
Brenda Lee Obenstine, solely as Beneficiary
of the Estate of Nancy J. Myers, deceased
and
Cynthia Rae Patton, solely as Beneficiary of
the Estate of Nancy J. Myers, deceased
and
Tammy Lynn Pedro, solely as Beneficiary of**

**the Estate of Nancy J. Myers, deceased
and
Norma Jean McFarland
Defendant(s)**

SITUATE IN SOUTH UNION
TOWNSHIP, FAYETTE COUNTY,
PENNSYLVANIA, BEING KNOWN AS 463
Morgantown Street, Uniontown, PA 15401.

PARCEL NO. 34230020
IMPROVEMENTS — RESIDENTIAL
REAL ESTATE

SOLD AS THE PROPERTY OF- Norma
Jean McFarland and Estate of Nancy Jane Myers
Fee Simple Title Vested in John B.
Mcfarland and Betty Ellen Mcfarland, his wife
by deed from Catherine Craig Carroll and Luke
Carroll, her husband, dated August 19, 1943,
recorded February 28, 1944, in the Fayette
County Clerk's Office in Deed Book 598, Page
107.

PINCUS LAW GROUP, PLLC
Alicia Sandoval (311874)
Jonathan M. Etkowicz (208786)
2929 Arch Street, Suite 1700
Philadelphia, PA 19104
Telephone: 484-575-2201
Facsimile: 516-279-6990

No. 586 of 2020 GD
No. 121 of 2020 ED
No. 26 of 2022 ED

**LEGACY MORTGAGE ASSET TRUST
2019-GS7
Plaintiff
v.
MONTY LILLEY
Defendant**

ALL THAT CERTAIN lot or piece of
ground situate in MENALLEN TOWNSHIP,
County of Fayette and Commonwealth of
Pennsylvania, being Lot No. 2 in the Carbonara
& Chico Plan of Lots, as recorded in said county
Recorder's Office in Plan Book Volume 68, at
page 68.

ADDRESS: 7409 NATIONAL PIKE
ROAD, A/KIA 7409 NATIONAL PIKE,
UNIONTOWN, PA 15401 TAX PARCEL 22-
17-0019

KML LAW GROUP, P.C.
Suite 5000
701 Market Street
Philadelphia, PA 19106-1532
(215) 627-1322

No. 1390 of 2019 CD
No. 14 of 2022 ED

**KEY BANK, NA S/B/M TO FIRST
NIAGARA BANK, NA
4224 Ridge Lea Road
Amherst, NY 14226**

**Plaintiff
VS.**

**BETTY LOUISE MARTIN
Mortgagor(s) and Record Owner(s)
4 Mayflower Drive
Uniontown, PA 15401
Defendant(s)**

ALL THAT CERTAIN LOT OF LAND
SITUATE IN SOUTH UNION TOWNSHIP,
COUNTY OF FAYETTE AND
COMMONWEALTH OF PENNSYLVANIA.

BEING KNOWN AS: 4 MAYFLOWER
DRIVE, UNIONTOWN, PA 15401

TAX PARCEL #34-24-0244
IMPROVEMENTS: A RESIDENTIAL
DWELLING

SOLD AS THE PROPERTY OF: BETTY
LOUISE MARTIN

No. 1801 of 2021 GD
No. 6 of 2022 ED

21st MORTGAGE CORPORATION,
Plaintiff
v.
BRYCE RICHARD MORRIS and
GABRIELLE MORRIS, husband and wife,
Defendants

KML LAW GROUP, P.C.
Suite 5000
701 Market Street
Philadelphia, PA 19106-1532
(215) 627-1322

No. 184 of 2020 GD
No. 15 of 2022 ED

ALL that certain lot, parcel or tract of land situate in Bullskin Township, Fayette County, Pennsylvania, being Lot No. 9 in the Ohler Plan of Lots No. 1, which plan is recorded in the office of the Recorder of Deeds of Fayette County, Pennsylvania, in Plan Book Volume 16, at page 24 and known as 501 Quail Hill Road, (also known as 26046 LR Clinton Road) Normalville, PA

BEING Tax Map No. 04-38-0005-01

BEING THE SAME PREMISES WHICH Gerald D. Snyder and Judy R. Synder, husband and wife, by Deed dated February 7, 2018 and recorded on February 14, 2018 in the Office for the Recording of Deeds in an for the County of Fayette at Deed Book Volume 3364, Page 1746, granted and conveyed unto Bryce Richard Morris and Gabrielle Morris, husband and wife, their heirs and assigns.

PNC BANK, NATIONAL ASSOCIATION,
SUCCESSOR BY MERGER TO
NATIONAL CITY BANK

3232 Newmark Drive
Miamisburg, OH 45342

Plaintiff

vs.

EUGENE ROUSE
MELISSA ROUSE
Mortgagor(s) and Record Owner(s)
213 Stone Church Road

Merrittstown, PA 15463
Defendant(s)

ALL THAT CERTAIN LOT OF LAND SITUATE IN REDSTONE TOWNSHIP, COUNTY OF FAYETTE AND COMMONWEALTH OF PENNSYLVANIA.

BEING KNOWN AS: 213 STONE CHURCH ROAD, MERRITTSTOWN, PA 15463 TAX PARCEL #30-17-0035

IMPROVEMENTS: A RESIDENTIAL DWELLING

SOLD AS THE PROPERTY OF: EUGENE ROUSE AND MELISSA ROUSE

No. 60726 of 2021
No. 28 of 2022 ED

DEFENDANT: JAMIE R. RICHTER

CASE NO.: 2021-60726

DEBT: \$2,383.90 plus costs

NAME OF ATTORNEY: Charles W. Hergenroeder, Esquire Jennifer H. Lunden, Esquire

ADDRESS OF ATTORNEY:
HERGENROEDER REGA
EWING & KENNEDY, LLC
Centre City Tower, Suite 1700
650 Smithfield Street
Pittsburgh, PA 15222

ATTORNEY TELEPHONE NUMBER:
(412) 281-7724

SHORT DESCRIPTION: In the Commonwealth of Pennsylvania, County of Fayette, North Union Township:

HAVING ERECTED THEREON A TWO-STORY DWELLING BEING KNOWN AND NUMBERED AS 305 REAR 5TH STREET, WEST LEISENRING, PA 15489. RECORD BOOK VOLUME 3216, PAGE 1004. TAX PARCEL ID 25-04-0035.

KML LAW GROUP, P.C.
 Suite 5000
 701 Market Street
 Philadelphia, PA 19106-1532
 (215) 627-1322

No. 2435 of 2016 GD
 No. 238 of 2021 ED

**PNC BANK, NATIONAL ASSOCIATION,
 SUCCESSOR BY MERGER TO
 NATIONAL CITY MORTGAGE, A
 DIVISION OF NATIONAL CITY BANK
 3232 Newmark Drive
 Miamisburg, OH 45342
 Plaintiff**

vs.

**CATHERINE MATWAY RUBIS A/K/A
 CATHERINE M. RUBIS A/K/A
 CATHERINE RUBIS
 GREGORY P. RUBIS A/K/A
 GREGORY RUBIS
 Mortgagor(s) and Record Owner(s)
 134 Strawn Road A/K/A 140 Strawn Road
 Perryopolis, PA 15473
 Defendant(s)**

ALL THAT CERTAIN LOT OF LAND
 SITUATE IN BOROUGH OF PERRYOPOLIS,
 COUNTY OF FAYETTE AND
 COMMONWEALTH OF PENNSYLVANIA.

BEING KNOWN AS: 134 STRAWN
 ROAD A/K/A 140 STRAWN ROAD,
 PERRYOPOLIS, PA 15473

TAX PARCEL #28-07-0035
 IMPROVEMENTS: A RESIDENTIAL
 DWELLING

SOLD AS THE PROPERTY OF:
 CATHERINE MATWAY RUBIS A/K/A
 CATHERINE M. RUBIS A/K/A CATHERINE
 RUBIS AND GREGORY P. RUBIS A/K/A
 GREGORY RUBIS

No. 2588 of 2018 GD
 No. 237 of 2021 ED

**PNC Bank, National Association
 Plaintiff,
 vs.**

**Elmer E. Smith, individually and as believed
 Heir to the Estate of Sharon L. Smith;
 Unknown Heirs and/or Administrators of the
 Estate of Sharon L. Smith
 Defendants.**

ALL that certain parcel of land lying and
 being situate in the Township of Perry, County
 of Fayette, and Commonwealth of Pennsylvania,
 known as 322 Cemetery Road, Perryopolis, PA
 15473 having erected thereon a dwelling house.

Being known and designated as Tax ID
 No.: 27160031

BEING the same premises which Fayette
 County Tax Claim Bureau, by Deed dated
 November 12, 2019 and recorded in and for
 Fayette County, Pennsylvania in Deed Book
 3423, Page 1578, granted and conveyed unto
 Sheila Peterson.

*** END SHERIFF SALES ***

WARMAN ABSTRACT & RESEARCH LLC

JOHN F. WARMAN

518 Madison Drive

Smithfield, PA 15478

724-322-6529

johnfranciswarman@gmail.com

COMMERCIAL/RESIDENTIAL/CURRENT OWNER/MINERAL TITLE

A DECADE OF EXPERIENCE

E&O INSURED

WILL TRAVEL

ACCEPTING NEW CLIENTS

JUDICIAL OPINION

IN THE COURT OF COMMON PLEAS OF FAYETTE COUNTY, PENNSYLVANIA
CRIMINAL DIVISION

COMMONWEALTH OF PENNSYLVANIA, :
 :
 :
 v. :
 :
 :
 ROBERT COLLINS, : No. 1925 of 2021
 Defendant. : Honorable Judge Linda R. Cordaro

OPINION

Cordaro, J.

February 18, 2022

SUMMARY

Currently before this Court is the Defendant's Omnibus Pretrial Motion of habeas corpus. The Defendant is charged with DUI under 75 Pa.C.S.A § 3802(A)(1) and Careless Driving under 75 Pa.C.S.A § 3714(A). Defendant's Motion argues that there was insufficient evidence to show the Defendant was in "actual physical control" of the vehicle and therefore the Commonwealth failed to establish an essential element of the charge under § 3802(A)(1).

BACKGROUND

At the February 2, 2022 hearing on the Motion, both parties agreed to forgo testimony and consented to admission of the MVR and preliminary hearing testimony as the bases for a decision on the Motion.

On March 27, 2021, around 4:25 P.M., Pennsylvania State Trooper and affiant, Samuel Jenesky was dispatched to the area of Creek Road and Thornton Road in Fayette County on a call of a male slumped over the wheel of a vehicle. The MVR footage begins once Trooper Jenesky was already on the scene, parked behind the Defendant's vehicle which was in a gravel lot.

At the preliminary hearing, Trooper Jenesky testified that when he arrived, the Defendant was the sole occupant of the vehicle. The vehicle was not running at the time, and the Defendant was in the driver's seat, with the keys in the ignition. The trooper detected the odor of alcohol from the Defendant, and observed he had bloodshot eyes and appeared dazed. On asking the Defendant to exit the vehicle, the Defendant had to steady himself with a hand on his vehicle (according to the MVR footage, the Defendant blamed his bad leg for his lack of balance). When the trooper asked the Defendant if he had anything to drink that day, the Defendant said he had a few beers around 8:00 A.M. that morning. Trooper Jenesky performed the horizontal gaze nystagmus (HGN)

sobriety test on the Defendant, and his assessment was that the Defendant was too impaired to drive. The trooper asked the Defendant to consent to a blood test, which the Defendant refused.

There were no witnesses that observed the Defendant driving the vehicle or saw when he arrived at the gravel lot.

DISCUSSION

Under 75 Pa.C.S.A. § 3802(a)(1), "[a]n individual may not drive, operate or be in actual physical control of the movement of a vehicle after imbibing a sufficient amount of alcohol such that the individual is rendered incapable of safely driving, operating or being in actual physical control of the movement of the vehicle."

The determination of "actual physical control" involves an analysis of "a combination of the motor running, the location of the vehicle, and additional evidence showing that the defendant had driven the vehicle. In a majority of cases, the suspect location of the vehicle, which supports an inference that it was driven, is a key factor in a finding of actual control." *Com. v. Byers*, 650 A.2d 468, 469 (Pa. Super. Ct. 1994), abrogated by *Com. v. Walen*, 685 A.2d 1384 (Pa. 1996).

With respect to what constitutes 'actual physical control' in this this Commonwealth, the courts have held that whether a person is in actual physical control of a motor vehicle is determined based on the totality of circumstances, including the location of the vehicle, whether the engine was running and whether there was other evidence indicating that the defendant had driven the vehicle at some point prior to the arrival of police on the scene.

Com. v. Walen, 685 A.2d 1384, 1385 (Pa. 1996).

"The term 'operate' requires evidence of actual physical control of either the machinery of the motor vehicle or the management of the vehicle's movement, but not evidence that the vehicle was in motion." *Com. v. Toland*, 995 A.2d 1242, 1246 (Pa. Super. Ct. 2010), quoting *Com. v. Johnson*, 833 A.2d 260,263 (Pa. Super. Ct. 2003). Furthermore, "[t]he Commonwealth can establish through wholly circumstantial evidence that a defendant was driving, operating or in actual physical control of a motor vehicle." *Id.* Although important to the analysis, whether or not the vehicle engine is running is not necessarily dispositive in itself as to whether actual physical control existed. See *Com. v. Leib*, 588 A.2d 922 (Pa. Super. Ct. 1991) (finding sufficient evidence of control when the vehicle engine was off, his keys were in the ignition, the defendant was asleep in the car in the middle of the road, and there were open beer containers in the vehicle); *Com. v. Trial*, 652 A.2d 338 (Pa. Super. Ct. 1994) (finding sufficient evidence of control when the vehicle engine was off, the defendant was in the car with his seatbelt on, the keys were in the ignition at the "on" position," and the vehicle was diagonally across a roadway).

Here, Trooper Jenesty testified that keys were in the ignition of Defendant's vehicle, but that the engine was not running. There is no factual information as to whether the engine was still warm. The Defendant's vehicle was not in the main road, but prior

case law has held that a parking lot used by the public is a "trafficway" for purposes of prosecuting DUI offenses {1} See *Com. v. Proctor*, 625 A.2d 1221 (Pa. Super. Ct. 1993); *Com. v. Wilson*, 553 A.2d 452 (Pa. Super. Ct. 1989). The MVR footage shows the Defendant's vehicle in close proximity to the main road, and that there is open access from that road into the gravel lot. The footage also shows several other vehicles in addition to the EMS vehicles are parked near the Defendant's vehicle, demonstrating that the public has access to the lot.

In the totality of circumstances in this case, the engine of the Defendant's vehicle was not running, but yet his keys were in the vehicle's ignition. This means he had control over the machinery of the vehicle; control which he would have lacked if the keys had been anywhere else. The Defendant was the only one in the vehicle, and he was in the driver's seat. His vehicle was in a lot readily accessible to the driving public, just off a main road. There is sufficient evidence to support that the Defendant did have "actual physical control" of the vehicle.

CONCLUSION

As the Commonwealth established at least a prima facie case for the elements under § 3802(A)(1), the Motion is DENIED.

BY THE COURT:
Linda R. Cordaro, Judge

ATTEST:
Clerk of Courts

{1} "The provisions of ... Chapter 38 (relating to driving after imbibing alcohol or utilizing drugs) shall apply upon highways and trafficways throughout this Commonwealth." 75 Pa.C.S.A. § 3101(b).

LUNCH & LEARN SERIES

The Fayette County Bar Association's next presentation in its Lunch & Learn Series will be:

- Date: **Wednesday, April 20th from 12:00 p.m. to 1:00 p.m.**
- Location: Courtroom No. 1 of the Fayette County Courthouse
- Discussion topics: **Class Actions and the Local Practitioner**
- Presenter: **William "Trip" Radcliffe, Esquire**

CLE Credit

1.0 hours of Substantive CLE credit for the program. The fees are as follows:

Members of the FCBA

- No charge for attendance without CLE Credit
- \$10 fee for attendance with CLE Credit

Attorneys admitted to practice in Pennsylvania after January 1, 2016

- No charge for attendance with CLE Credit

Non-members of the FCBA

- \$10 fee for attendance without CLE Credit
- \$40 fee for attendance with CLE Credit

**** All fees to be paid at the door ****
A light lunch will be provided.

RSVP

If interested in attending, please call Cindy at the Bar office at 724-437-7994 or email to cindy@fcbar.org on or before Monday, April 18th.

Join us for an evening of camaraderie with your colleagues as we honor the retirement of President Judge John F. Wagner, Jr. at the

127th ANNUAL FAYETTE COUNTY BAR ASSOCIATION



*Bar
Banquet*

APRIL
FRIDAY 29 2022

5:30 COCKTAIL RECEPTION
6:30 STEAKHOUSE & SEAFOOD BUFFET

NEMACOLIN WOODLANDS RESORT
1001 LAFAYETTE DRIVE
FARMINGTON, PA 15437

KINDLY REPLY BY FRIDAY, APRIL 15TH

RSVP TO THE ASSOCIATION
724-437-7994 OR CINDY@FCBAR.ORG
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