

York Legal Record

A Record of Cases Argued and Determined in the Various Courts of York County

Vol. 124

YORK, PA, THURSDAY, December 30, 2010

No. 38

CASES REPORTED

WELLSPAN HEALTH, et al., Plaintiffs vs. QUANTUM IMAGING
& THERAPEUTIC ASSOCIATES, INC., Defendant
QUANTUM IMAGING & THERAPEUTIC ASSOCIATES, INC., Counterclaim
Plaintiff vs. WELLSPAN HEALTH, et al, Counterclaim Defendants Page 146

Declaratory Judgment – Contract – Standing



Dated Material Do Not Delay

NOTICE TO THE BAR:

To all customers of the Prothonotary's Office:

Effective January 1, 2011, the AOPC will increase the Act 119 fee from \$7 to \$7.50.

This will increase the cost of filing new custody cases and custody counts on a divorce in the York County Prothonotary's Office.

The new fee for a custody case will be \$165 and the new fee for a divorce with a custody count will be \$262.50 (\$231.50 for the divorce and \$31 for the custody count).

Please keep this in mind when mailing documents near the end of the year.

Thank you,

PAMELA S. LEE
Prothonotary of York County

12-16-3t

The York Legal Record is published every Thursday by The York County Bar Association. All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. Neither the York Record nor the printer will assume any responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes in content. Karen L. Saxton, Editor.

The York Legal Record makes no representation as to the quality of services offered by advertiser in this publication.

Legal notices must be received by York Legal Record, 137 E. Market St., before four o' clock on Friday afternoon. Telephone 854-8755 ext. 203.

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ESTATE NOTICES

**ADMINISTRATOR'S AND
EXECUTORS NOTICES**

FIRST PUBLICATION

LORETTA MAE BOGART late of York Co., PA, deceased. Mark A. Bogart, 700 Salem Road, Lot #7, Eiters, PA 17319, Administrator. Steven J. Schiffman, Esquire, Attorney. 12-30-3t

DAVID WM. BUPP A/K/A DAVID W. BUPP late of Spring Garden Twp., York Co., PA, deceased. Frances A. Bupp, c/o 17 E. Market Street, York, PA 17401, Executrix. Blakey, Yost, Bupp & Rausch, LLP. Donald B. Hoyt, Esquire, Attorney. 12-30-3t

AGATHA MARGARET CUNNINGHAM late of Penn Twp., York Co., PA, deceased. John Edward Cunningham, P.O. Box 438, Hanover, PA 17331, Executor. Donald W. Dorr, Esquire, Attorney. 12-30-3t

MIRIAM MARIE GROTHE late of Chanceford Twp., York Co., PA, deceased. Carlene R. Fogle, c/o 2997 Cape Horn Rd., Suite A-6, Red Lion, PA 17356, Administratrix. Eveler & Eveler LLC, Attorney. 12-30-3t

JESSIE J. HEFFNER late of Conewago Twp., York Co., PA, deceased. Scott E. Boeckel, 2 Meadow Rd., Dover, PA 17315, Administrator C.T.A. John C. Herrold, Esquire, Attorney. 12-30-3t

PATRICIA A. KELLER late of West Manchester Twp., York Co., PA, deceased. Lucille N. Kocher, 635 Hammond Rd., York, PA 17406, Executrix. John W. Stitt, Esquire, Attorney. 12-30-3t

EMMA R. LAUX late of York City, York Co., PA, deceased. Gloria Swank-Dedrick, c/o 56 S. Duke Street, York, PA 17401-1402, Executrix. Richard R. Reilly, Esquire, Attorney. 12-30-3t

MARGARET ANN LINNANE late of Lewisberry, Fairview Twp., York Co., PA, deceased. Robyn A. Wamsler, c/o 319 South Front Street, Harrisburg, PA 17104, Executrix. Law Office of Derek J. Cordier, Esquire, Attorney. 12-30-3t

JUNE E. SCANTLING late of Yoe Borough, York Co., PA, deceased. Lindy L. Feeser and Judy M. Scantling, 553 Locust Street, Columbia, PA 17512, Executrices. David T. Mountz, Esquire, Attorney. 12-30-3t

GEORGE G. SHAFER late of Shrewsbury Borough, York Co., PA, deceased. George Mark Schafer, 241 Morris Road, Fawn Grove, PA 17321, Executor. STOCK AND LEADER. D. Reed Anderson, Esquire, Attorney. 12-30-3t

F. SALETA STEWART late of Springettsbury Twp., York Co., PA, deceased. L. C. Heim, 345 E.. Market Street, York, PA 17403, Executor. KATHERMAN, HEIM & PERRY. L. C. Heim, Esquire, Attorney. 12-30-3t

CALUM TAYLOR late of Heidelberg Twp., York Co., PA, deceased. Caroline Taylor, c/o 515 Carlisle Street, Hanover, PA 17331, Executrix. Elinor Albert Rebert, Esquire, Attorney. 12-30-3t

STANLEY R. TEAL late of Penn Twp., York Co., PA, deceased. G. Steven McKonly, 119 Baltimore St., Hanover, PA 17331, Executor. G. Steven McKonly, Esquire, Attorney. 12-30-3t

GLADYS WEBB late of Lower Chanceford Twp., York Co., PA, deceased. Judy Kilgore and David Webb, c/o 2997 Cape Horn Rd., Suite A-6, Red Lion, PA 17356, Co-Executors. Eveler & Eveler LLC, Attorney. 12-30-3t

RUTH N. WOLFORD late of West Manchester Twp., York Co., PA, deceased. Susan J. Myers and Sallie J. Harbold, c/o 29 East Philadelphia Street, York, PA 17401, Co-Administratrices. Blake & Gross, LLC. Kurt A. Blake, Esquire, Attorney. 12-30-3t

SECOND PUBLICATION

DENNIS E. ALAGOOD late of Hanover, York Co., PA, deceased. Terry L. Scott, c/o 2331 Market Street, Camp Hill, PA 17011, Administrator. Susan H. Confair, Esquire, Attorney. 12-23-3t

RALPH W. CHUBB late of Franklin Twp., York Co., PA, deceased. Barry Chubb, 402 Woodland Drive, Dillsburg, PA 17019, Executor. The Wiley Group, P.C. David J. Lenox, Esquire, Attorney. 12-23-3t

VIOLET M. FEISTER late of Franklin Twp., York Co., PA, deceased. Connie L. Chamberlain, 200 Franklintown Road, Dillsburg, PA 17019, Executrix. The Wiley Group, P.C. Jan M. Wiley, Esquire, Attorney. 12-23-3t

AUSTIN C. FREY late of Windsor Twp., York Co., PA, deceased. Rodney C. Frey, c/o 2997 Cape Horn Rd., Suite A-6, Red Lion, PA 17356, Executor. Eveler & Eveler LLC, Attorney. 12-23-3t

ROMAINE W. GARDNER late of Penn Twp., York Co., PA, deceased. David E. Gardner, c/o 141 Broadway, Suite 230, Hanover, PA 17331, Executor. Alan M. Cashman, Esquire, Attorney. 12-23-3t

HELEN M. GOTWALT late of Springettsbury Twp., York Co., PA, deceased. Deloris C. Mulshine and Nancy J. Jones, c/o 221 W. Philadelphia St., Ste. 600, York, PA 17401-2994, Co-Executrices. STOCK AND LEADER. J. Ross McGinnis, Esquire, Attorney. 12-23-3t

EDNA R. GRAYBILL late of York New Salem Borough, York Co., PA, deceased. William C. Graybill and Thomas J. Graybill, c/o 120 Pine Grove Commons, York, PA 17403, Executors. Elder Law Firm of Robert Clofine. Erin J. Miller, Esquire, Attorney. 12-23-3t

ALTHEA V. GROSS late of Newberry Twp., York Co., PA, deceased. Alicia A. Crow, c/o 25 North Duke Street, York, PA 17401, Executrix. Smith, Anderson, Baker & Long. Charles J. Long, Esquire, Attorney. 12-23-3t

MARILYN HOLTZAPPLE A/K/A MARLYN LUTHER HOLTZAPPLE late of North Codorus Twp., York Co., PA, deceased. James T. Holtzapple, 198 Oakwood Dr., Spring Grove, PA 17362, Executor. Joseph C. Korsak, Esquire, Attorney. 12-23-3t

HELEN E. HORN late of Dover Twp., York Co., PA, deceased. Oona L. Raffensberger, c/o 120 Pine Grove Commons, York, PA 17403, Executrix. Elder Law Firm of Robert Clofine. Robert Clofine, Esquire, Attorney. 12-23-3t

EVELYN L. HULSHART late of Hopewell Twp., York Co., PA, deceased. Eddie W. Hulshart, 21057 Barrens Road South, Stewartstown, PA 17363, Executor. STOCK AND LEADER. Jody Anderson Leighty, Equire, Attorney. 12-23-3t

DONALD N. KNIPPLE late of West York Borough, York Co., PA, deceased. Debra A. Golden and Daniel L. Knipple, 3900 Bennett Avenue, Bellingham, Washington 98229, Co-Executors. HOFFMEYER & SEMMELMAN, LLP. William F. Hoffmeyer, Esquire, Attorney. 12-23-3t

STEPHEN C. McADAMS late of Lower Windsor Twp., York Co., PA, deceased. Robin L. McAdams, c/o 2997 Cape Horn Rd., Suite A-6, Red Lion, PA 17356, Administrator. Eveler & Eveler LLC, Attorney. 12-23-3t

REBA W. O'BRIEN late of West Manchester Twp., York Co., PA, deceased. Callene J. Hunter and Jefferey F. O'Brien, 3044 Faith Lane, Red Lion, PA 17356, Co-Executors. HOFFMEYER & SEMMELMAN, LLP. William F. Hoffmeyer, Esquire, Attorney. 12-23-3t

DONALD B. SPATZ late of York Twp., York Co., PA, deceased. Stephen S. Spatz and Nancy L. Knisely, c/o 120 Pine Grove Commons, York, PA 17403, Executors. Elder Law Firm of Robert Clofine. Robert Clofine, Esquire, Attorney. 12-23-3t

GOLDIE MAY SUTTON late of New Freedom

Borough, York Co., PA, deceased. Mary Ann Thoman, c/o 120 Pine Grove Commons, York, PA 17403, Executrix. Elder Law Firm of Robert Clofine. Erin J. Miller, Esquire, Attorney. 12-23-3t

DONALD M. WARNER late of Red Lion Borough, York Co., PA, deceased. Ruth B. Warner, c/o 221 W. Philadelphia St., Ste. 600, York, PA 17401-2994, Executrix. STOCK AND LEADER. Ronald L. Hershner, Esquire, Attorney. 12-23-3t

DONNA LORRAINE WILAND A/K/A DONNA A. STERLING A/K/A DONNA A. MUIR late of Conewago Twp., York Co., PA, deceased. Ethel L. Wiland, c/o 2997 Cape Horn Rd., Suite A-6, Red Lion, PA 17356, Executrix. Eveler & Eveler LLC, Attorney. 12-23-3t

WAYNE E. WILLIS late of West York Borough, York Co., PA, deceased. Michael L. Willis, 60 Rocky Ridge Road, Dillsburg, PA 17019, Executor. The Wiley Group, P.C. Jan M. Wiley, Esquire, Attorney. 12-23-3t

GERTIE E. WOLF late of Shrewsbury Borough, York Co., PA, deceased. Gary Owens, 715 Plymouth Rd., York, PA 17402, Executor. Gregory H. Gettle, Esquire, Attorney. 12-23-3t

LILLIAN ZELESNICK late of Penn Twp., York Co., PA, deceased. Eileen G. Pinerman, 2101 Burdock Rd., Baltimore, MD 21209, Executrix. Guthrie, Nonemaker, Yingst & Hart, LLP. Keith R. Nonemaker, Esquire, Attorney. 12-23-3t

THIRD PUBLICATION

DAVID A. BARANOSKI late of East Manchester Twp., York Co., PA, deceased. Susan D. Baranoski, c/o 129 E. Market St., York, PA 17401, Administratrix. John C. Herrold, Esquire, Attorney. 12-16-3t

ADAM DAVID BLOCH late of Dover Twp., York Co., PA, deceased. Bonnie J. Fasnacht, 1886 Wyatt Circle, Dover, PA 17315, Administratrix. John W. Stitt, Esquire, Attorney. 12-16-3t

JOHN JAY COX, JR. late of Spring Garden Twp., York Co., PA, deceased. John Jay Cox, III, c/o 17 E. Market Street, York, PA 17401, Executor. Blakey, Yost, Bupp & Rausch, LLP. Albert G. Blakey, Esquire, Attorney. 12-16-3t

NANCY P. HAAS A/K/A NANCY PROVOST HAAS late of York, York Co., PA, deceased. Charles B. Haas of the Estate of Nancy P. Haas a/k/a Nancy Provost Haas, c/o 149 East Market Street, 3rd Floor, York, PA 17401, Executor. Michael F. Fenton, Esquire, Attorney for the Estate of Nancy P. Haas a/k/a Nancy Provost Haas. 12-16-3t

LINDA D. HAINES late of York City, York Co., PA, deceased. Lori A. Neiderer, 2011 Susquehanna Trail, Apt. B, York, PA 17404, Executrix. John L. Senft, Esquire, Attorney. 12-16-3t

ODESSA B. HEIM late of Springettsbury Twp., York Co., PA, deceased. Jeffrey R. Heim, 875 Delta Road, Red Lion, PA 17356, Executor. STOCK AND LEADER. J. Ross McGinnis, Esquire, Attorney. 12-16-3t

DANIEL W. KELLER late of York Twp., York Co., PA, deceased. Barbara A. DeShong, c/o 2997 Cape Horn Rd., Suite A-6, Red Lion, PA 17356, Executrix. Eveler & Eveler LLC, Attorney. 12-16-3t

MARY ANNA KRAL late of Penn Twp., York Co., PA, deceased. Anna K. Caples, c/o 515 Carlisle Street, Hanover, PA 17331, Administratrix. Elinor Albright Rebert, Esquire, Attorney. 12-16-3t

DALE L. LENTZ late of Jefferson Borough, York Co., PA, deceased. Virginia L. Lentz, c/o 515 Carlisle Street, Hanover, PA 17331, Executrix. Elinor Albright Rebert, Esquire, Attorney. 12-16-3t

CYNTHIA A. MILLER late of Fairview Twp., York Co., PA, deceased. Keith Bahner, 2140 Hollow Road, Winfield, PA 17889, Executor. Marisa K. McClellan, Esquire, Attorney. 12-16-3t

SHIRLEY FULCO MORT late of Penn Twp., York Co., PA, deceased. John S.E. Mort, c/o 515 Carlisle Street, Hanover, PA 17331, Executor. Elinor Albright Rebert, Esquire, Attorney. 12-16-3t

MARY M. MOUL late of Penn Twp., York Co., PA, deceased. Mary Wetzel Stoner, 3 Winding Hill Drive, Mechanicsburg, PA 17055 and Dorothy Wetzel Schriver, 859 Mt. Pleasant Road, Hanover, PA 17331, Executors. BUCHEN, WISE & DORR. Donald W. Dorr, Esquire, Attorney. 12-16-3t

LOIS E. MUSIC late of West Manchester Twp., York Co., PA, deceased. Lance Crowl, c/o 129 East Market Street, York, PA 17401, Executor. Griest, Himes, Herrold, Schaumann, Ferro LLP. Laurence T. Himes, Jr., Esquire, Attorney. 12-16-3t

ROBERT SAMUEL PERRY late of Delta Borough, York Co., PA, deceased. Teresa L. Perry, c/o 221 West Philadelphia Street, Suite 600, York, PA 17401-2994, Administratrix. STOCK AND LEADER. D. Reed Anderson, Esquire, Attorney. 12-16-3t

SHIRLEY POE late of West Manchester Twp., York Co., PA deceased. Corinne G. Peifer, 22 Longwood Drive, Mechanicsburg, PA 17050, Executrix. STOCK AND LEADER. W. Bruce Wallace, Esquire, Attorney. 12-16-3t

DOLORES M. QUICKEL late of York City,

York Co., PA, deceased. Dan L. Quickel, c/o 110 South Northern Way, York, PA 17402, Executor. Paul G. Lutz, Esquire, Attorney. 12-16-3t

JOHN D. SHAFER A/K/A JOHN DANIEL SHAFER late of Penn Twp., York Co., PA, deceased. John D. Shafer, Jr., 4 Raynor Drive, Hingham, MA 02043, Executor. Stonesifer and Kelley, P.C., Attorney. 12-16-3t

LAMAR J. SMITH late of York New Salem Borough, York Co., PA, deceased. Patricia A. Williams, c/o 129 E. Market St., York, PA 17401, Executrix. John C. Herrold, Esquire, Attorney. 12-16-3t

VELMA S. SOLING late of Spring Garden Twp., York Co., PA, deceased. Carolyn S. Soling and Evelyn P. St. Onge, c/o 48 South Duke Street, York, PA 17401-1454, Co-Executrices. Bruce C. Bankenstein, Esquire, Attorney. 12-16-3t

MIRIAM R. TRONE late of Hanover Borough, York Co., PA deceased. Pamela V. Rostamali, c/o 515 Carlisle Street, Hanover, PA 17331, Executrix. Elinor Albright Rebert, Esquire, Attorney. 12-16-3t

EDWARD CARL TSCHUDY late of Fawn Twp., York Co., PA, deceased. Edward F. Tschudy, Gail Maschke and David W. Tschudy, 515 New Park Road, New Park, Fawn Township, York County, Pennsylvania 17352, Executors. Jennifer A. Galloway, Esquire, Attorney. 12-16-3t

LUCILLE F. WARNER A/K/A LUCILLE WARNER late of York Twp., York Co., PA, deceased. William L. Warner, c/o 40 South Duke Street, York, PA 17401-1402, Executor. Garber & Garber. John M. Garber, Esquire, Attorney. 12-16-3t

KELLY A. WILLIAMS A/K/A KELLY ANN WILLIAMS A/K/A KELLY WILLIAMS late of Railroad Borough, York Co., PA, deceased. Patrick N. Williams, c/o 40 South Duke Street, York, PA 17401-1402, Executor. Garber & Garber. John M. Garber, Esquire, Attorney. 12-16-3t

ORPHAN'S COURT DIVISION AUDITING NOTICE

To All legatees creditors and person interested:

Notice is hereby given that the following accounts have been filed in the office of the Clerk of Orphans' Court Division for confirmation and distribution of the balance therein shown to the creditors, legatees next to kin, heirs and others legally entitled thereto on January 12, 2011 at 9:00 a.m and will be called in the order named for audit and distribution by said Court, in

Courtroom No. 6, on the 6th floor of the York County Judicial Center at 45 North George St. in the City of York, Pennsylvania.

PENNSYLVANIA ON OR BEFORE DECEMBER 8, 2010.

BRADLEY C. JACOBS

1. ELLIOTT – The First and Final Account of Carol A. Elliott, Administratrix of the Estate of William D. Elliott, Late of Monaghan Township, York County, Pennsylvania, deceased, 6709-1813. (Richard C. Snelbaker, Esq.)

12-23-2t COURT OF COMMON PLEAS OF YORK COUNTY, PENNSYLVANIA, ORPHANS' COURT DIVISION

2. STALEY – The First and Final Account of Glenda L. Westhafer, Administratrix of the Estate of Elwood C. Staley, Late of Fairview Township, York County, Pennsylvania, deceased, 6709-1428. (Mark W. Allshouse, Esq.)

3. ERNST – The First and Final Account of Manufacturers and Traders Trust Company, Successor to Allfirst Trust Company of Pennsylvania, N.A., Successor to Farmers Bank, A Division of Dauphin Deposit Bank and Trust Company, James B. Ernst and Jean Ernst, Co-Guardians of the Estate of James S. Ernst, Incapacitated Person, 6787-1396. (Keith R. Nonemaker, Esq.)

4. BERWAGER – The First and Final Account of Gary S. Peklo, Executor of the Last Will and Testament of Diane F. Berwager, Late of Penn Township, York County, Pennsylvania, deceased, 6710-0162. (G. Steven McKonly, Esq.)

5. MICHAEL – The First and Final Account of G. Steven McKonly, Executor of the Last Will and Testament of Samuel B. Michael, Late of Hanover Borough, York County, Pennsylvania, deceased, 6708-0148. (G. Steven McKonly, Esq.)

6. SHAW – The First and Final Account of Dianne C. Shaw, Administratrix of the Estate of Bruce Shaw, Late of Shrewsbury Township, York County, Pennsylvania, deceased, 6710-0287. (David M. Laucks, Esq.)

7. KARTORIE – The First and Final Account of Alicia M. Kartorie and Willis C. Kartorie, Co-Administrators c.t.a of the Last Will and Testament of Willis C. Kartorie, late of Lower Chanceford Township, York County, Pennsylvania, deceased, 6708-0023. (Andrew F. Kagan, Esq.)

8. DAVIS – The First and Final Account of Vonnie K. Davis, Executrix of the Last Will and Testament of Agnes L. Davis, Late of Conewago Township, York County, Pennsylvania, deceased, 6709-0584. (Alex E. Snyder, Esq.)

9. MILLER – The First and Final Account of Keith Bahner, Executor of the Last Will and Testament of Cynthia A. Miller, Late of Fairview Township, York County, Pennsylvania, deceased, 6709-1102. (Marisa K. McClellan, Esq.)

FILED IN THE OFFICE OF THE CLERK OF ORPHANS' COURT DIVISION OF THE COMMON PLEAS COURT, YORK COUNTY,

CIVIL NOTICES

ADMINISTRATIVE ORDER

IN THE COURT OF COMMON PLEAS OF
YORK COUNTY, PENNSYLVANIA

IN THE MATTER OF: SETTING VARIOUS
FEES AND COMPENSATION FOR COURT
OFFICERS AND OTHER INDIVIDUALS

No: 2010 MI 000200-55
No: CP-67-AD-0038-2010

**ADMINISTRATIVE ORDER SETTING
FEES AND COMPENSATION FOR
COURT OFFICERS AND
OTHER INDIVIDUALS**

AND NOW, this 23rd day of December, 2010, the Court hereby establishes fees for various matters and compensation for the following officers and personnel of the Court. The fees and compensation established by this ORDER shall become effective January 1, 2011, and shall apply to all proceedings pending on that date, unless otherwise specified in this ORDER. The fees and compensation shall remain in effect until further order of court.

Juvenile Court Masters:

Compensation for Juvenile Court Masters is established at the rate of \$75.00 per hour of time spent in the performance of their duties. Compensation for Juvenile Masters shall be paid from account # 5200339.

Criminal Matters:

1. The Clerk of Courts is directed to assess a **central booking fund fee** in the amount of \$300 pursuant to 42 Pa.C.S. Sec. 1725.5, against any person who is processed in the Central Booking facility at the York County Judicial Center, if the person is placed on probation without verdict pursuant to Section 17 of the Controlled Substance, Drug, Device and Cosmetic Act, or receives Accelerated Rehabilitative Disposition for, pleads guilty to or nolo contendere to or is convicted of any offense referred to in 42 Pa.C.S. Sec. 1725.5. The fee shall be assessed as a cost associated with prosecution and when collected, shall then be disbursed as provided in the County's Central Booking Center Plan.

2. Magisterial District Judges may assess a **miscellaneous issuance fee** ("C-17" cost) in the amount of \$16.00, or such other amount as may be approved by the Supreme Court from time to time, pursuant to 42 Pa.C.S. Sec. 1725.1(c)(5), in the following circumstances:

- (a) When an arrest warrant is issued, provided the defendant has a history of failing to

respond, which history is documented in the case file;

- (b) When a bench warrant is issued;
- (c) Any other issuance not readily classifiable or otherwise provided for in 42 Pa.C.S. Section 1725.1(c), except no such fees shall be imposed against a defendant in a criminal proceeding for the utilization of an installment payment plan.
- (d) A Magisterial District Judge shall have the discretion to waive imposition of these fees on good cause shown.
- (e) The Treasurer of York County is requested to established a separate account or method of accounting for receipt of the "C-17" costs collected pursuant to this ORDER.

3. A fee, pursuant to Pa.R.Crim.P. 316(A), shall be imposed upon any individual admitted to the ARD program, as follows:

Non-DUI cases:	\$300.00
DUI cases (including Victim Impact Panel Fee)	\$350.00

4. The **community service wage equivalent** for adults doing community service work shall be: \$8.00

5. A **community service fee** in the amount of \$1.50, or such other amount as might be established from time to time by administrative order, may be charged to any juvenile placed on consent decree or formal adjudication.

- (a) All amounts collected pursuant to this fee shall be maintained in a separate account maintained and supervised by the Court's Juvenile Probation Department, subject to proper audit.
- (b) All amounts collected shall be used solely to implement and administer service projects for the benefit of juveniles.

6. Attorneys participating in the criminal court appointed conflicts panel shall be compensated at an annual rate of \$38,000, payable monthly. Panel attorneys appointed to mental health cases shall be compensated at an annual rate of \$17,500, payable monthly. All attorneys are subject to the terms and conditions of the personal service contracts and separate statement of terms and conditions of the conflicts panel program.

Civil Matters:

1. Costs of appealing an award of arbitrators shall be imposed as follows, and shall take effect for all arbitrations heard by the new arbitration panels during and after January 1, 2011:

Less than \$10,000 in controversy:	\$400.00
\$10,000 to and including \$25,000 in controversy:	\$500.00
Greater than \$25,000 in controversy:	\$700.00

2. Attorneys sitting on an arbitration panel pur-

suant to YCCiv. 1301 et seq. shall be compensated at the rate of \$1,000.00 per week. The chairperson of a panel of arbitrators shall be compensated at the rate of \$1,500.00 per week. These rates of compensation shall be effective for all arbitrators serving on the new arbitration panels during and after January 1, 2011.

3. Members of Boards of View appointed pursuant to 42 Pa.C.S.A. §§2141-2144, shall be compensated at the following rates for time spent in the performance of their duties: \$75 per hour of time spent by the chairman of a Board of View; \$65 per hour of time spent by other members of the Board of View

Mental Health Review Officers:

Compensation for Mental Health Review Officers is established at the rate of \$75.00 per hour of time spent in the performance of their duties.

Custody Conciliators:

Compensation for Custody Conciliators is established at the rate of \$140.00 per case, and shall be payable pursuant to the procedure set forth in the local rules of civil procedure.

Custody Mediators:

Compensation for custody mediators is established at the rate of \$125.00 per principal participant for an initial session with the mediator. Rates for subsequent sessions are payable as all participants and the mediator may agree.

Family Law Mediators:

Compensation for family law mediators is established at the rate of \$150.00 for an initial session with the mediator. Rates for subsequent sessions are payable as all participants and the mediator may agree.

Court Interpreter Services:

In any matter in which the Court Administrator is requested, pursuant to YCJA 4800, to provide the services of a Spanish speaking interpreter, payment for which is not provided by the County of York pursuant to law or rule of Court, fees for such services shall be charged to the party requesting the service at the rate of \$100 for the first hour of service and \$50 per hour or portion thereof for each subsequent hour of service. A deposit of \$100 shall be made to the County of York at least one week prior to the date for which services are requested.

IT IS ORDERED that the District Court Administrator of York County, Pennsylvania, shall:

- (a) Cause a copy hereof to be published one (1) time in the York Legal Record at the expense of the County of York;
- (b) Distribute one (1) certified copy to the Prothonotary of York County, and to the Clerk of Courts of York County, to be kept continuously available for public inspection and for copying. Upon request

and payment of reasonable fees for reproduction and mailing, the Prothonotary or Clerk shall furnish to any person a copy.

- (c) Supervise the distribution thereof to all Judges, Magisterial District Judges, and all members of the Bar of this Court.

IT IS FURTHER ORDERED that copies of this Order shall be sent, electronically, if possible, to the individuals holding the various positions named in this Order, to the Adult and Juvenile Probation Departments, to the District Attorney and Public Defender of York County, to the Chief Clerk of the County of York, to the Treasurer of the County of York, and to the Controller of the County of York.

By the Court,

RICHARD K. RENN, President Judge

rev. 12/23/10 rkr

12-30-1t

Solicitor

ACTION IN MORTGAGE FORECLOSURE

BAC HOME LOANS SERVICING, LP
Vs.
TODD A. FIELDS

NO. 2010-SU-4840-06

NOTICE

To TODD A. FIELDS:

You are hereby notified that on 9/15/2010, Plaintiff, BAC HOME LOANS SERVICING, LP, filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of YORK County Pennsylvania, docketed to No. 2010-SU-4840-06. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 359 MAIN STREET, WELLSVILLE, PA 17365 whereupon your property would be sold by the Sheriff of YORK County.

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

NOTICE

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

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

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

YORK COUNTY
LAWYER REFERRAL SERVICE
YORK LEGAL REFERRAL
137 EAST MARKET STREET
YORK, PA 17401
717-854-8755 x201

12-30-1t

Solicitor

DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR MORGAN
STANLEY HOME EQUITY LOAN TRUST
2007-1

4708 MERCANTILE DRIVE
FT. WORTH, TX 76137, Plaintiff

v.

DUSTON D. COTTON
A/K/A DUSTIN COTTON AND
KATHERINE L. NEWBERGER
N/K/A KATHERINE L. COTTON
1141 VALLEY VIEW ROAD
YORK, PA 17403, Defendants

**NOTICE OF SALE
OF REAL PROPERTY**

TO: DUSTON D. COTTON A/K/A DUSTIN
COTTON and KATHERINE L. NEWBERGER
N/K/A KATHERINE L. COTTON, Defendants,
1141 Valley View Road, York, PA 17403

Your house (real estate) at 1141 Valley View Road, York, PA 17403 is scheduled to be sold at the Sheriff's Sale on February 7, 2011 at 2:00 P.M. in the York County Judicial Center, 45 North George Street, York, PA, to enforce the court judgment of 126,411.78, obtained by Plaintiff above (the mortgagee) against you. If the sale is postponed, the property will be relisted for the Next Available Sale.

PROPERTY DESCRIPTION:

ALL THAT CERTAIN LOT OF GROUND WITH THE IMPROVEMENTS THEREON ERECTED, SITUATE ON THE NORTH SIDE OF A 50 FEET WIDE ROAD KNOWN AS VALLEY VIEWS ROAD, IN SPRING GARDEN TOWNSHIP, YORK COUNTY, PENNSYLVANIA, BOUNDED AS FOLLOWS, TO WIT:

BOUNDED ON THE NORTH BY PROPERTY NOW OR FORMERLY OF E. ELWOOD SCOTT; ON THE EAST BY PROPERTY NOW OR FORMERLY OF ELLIS C. BOYER AND CORNELIA K. BOYER, HIS WIFE; ON THE SOUTH BY SAID VALLEY VIEW ROAD; AND ON THE WEST BY PROPERTY NOW OR FORMERLY OF H.N. BENEDICT. CONTAINING IN FRONT 50 FEET AND EXTENDING NORTHWARDLY OF A UNIFORM WIDTH THROUGHOUT 150 FEET TO SAID PROPERTY NOW OR FORMERLY OF E. ELWOOD SCOTT.

BEING KNOWN AS: 1141 Valley View Road
York, PA 17403

PROPERTY ID NO.: 48-16-119

UPI NO.: 480001601190000000

TITLE TO SAID PREMISES IS VESTED IN DUSTON D. COTTON AND KATHERINE L. NEWBERGER, ADULT INDIVIDUALS, AS JOINT TENANTS WITH THE RIGHT OF SURVIVORSHIP AND NOT AS TENANTS IN COMMON BY DEED FROM RAYMOND R. GEARHART AND SUSAN E. GEARHART, HUSBAND AND WIFE DATED 3/8/05 RECORDED 3/14/05 IN DEED BOOK 1711 PAGE 2136.

UDREN LAW OFFICES, P.C.

MARK J. UDREN, STUART WINNEG,
LORRAINE DOYLE, ALAN M. MINATO,
CHANDRA M. ARKEMA, LOUIS A. SIMONI,
ADAM L. KAYES AND
MARGUERITE L. THOMAS, Esquire
111 Woodcrest Rd., Ste. 200
Cherry Hill, NJ 08003
856-482-6900

12-30-1t

Attorneys for Plaintiff

**ARTICLES OF INCORPORATION
NON-PROFIT CORPORATION**

Notice is hereby given that Articles of Incorporation were filed with the Department

of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on November 15, 2010, for HEALTHY WORLD CAFE, a non-profit corporation, formed pursuant to the provisions of the Nonprofit Corporation Law of 1988, 15 Pa. C.S. Section 5306, et seq.

The proposed nonprofit corporation is organized exclusively for one or more of the purposes specified in Section 501 (c)(3) of the Internal Revenue Code or corresponding section of any future federal tax code, including, but not limited to promoting health and well being of children and adults or for any other purpose for which a non-profit corporation may be formed in the Commonwealth of Pennsylvania.

BARLEY SNYDER LLC

12-30-1t

Solicitor

CERTIFICATE OF ORGANIZATION OF DOMESTIC LIMITED LIABILITY COMPANY

Notice is hereby given that a Certificate of Organization was filed with the Department of State of the Commonwealth of Pennsylvania for FASA, LLC under the provisions of 15 Pa. C.S., 8913. The initial registered office is located at Suite 527, 211 Pauline Drive, York, PA 17403.

JEFFREY T. BITZER, Esquire, Attorney

12-30-1t

Solicitor

CHANGE OF NAME

IN THE COURT OF COMMON PLEAS OF
YORK COUNTY, PENNSYLVANIA

NOTICE is hereby given that a petition for change of name was filed in the Court of Common Pleas, requesting a decree to change the name of SHEILA LOUISE LAYMAN to SHELAH LOUISE WIND.

The Court has fixed the 25th day of January, 2011 at 9:00 a.m. in Courtroom #6, York County Judicial Center, 45 North George Street, York, Pennsylvania, as the time and place for the hearing on said petition when and where all persons interested may appear and show cause, if any they have, why the prayer of the said petitioner should not be granted.

12-30-1t

Solicitor

CIVIL TRIAL LIST

IN THE COURT OF COMMON PLEAS OF
YORK COUNTY, PENNSYLVANIA

CIVIL TRIAL LIST
COMMENCING JANUARY 10, 2011

CALL OF THE CIVIL TRIAL LIST TO BE HELD ON MONDAY, DECEMBER 27, 2010, AT 9:30 A.M. IN COURTROOM NO. 9

1. Ronald Boll, Pro Se vs The Raymond Corporation & Pengate Handling System; 2006-SU-01766-01; 1863 Gettysburg Village Dr., Suite 995, PMB #214, Gettysburg, PA 17325 (717) 253-8004 for Plaintiff; Richard B. Wickersham, Jr. for Defendant

SCHEDULED FOR TRIAL DURING THE JANUARY, 2011, TRIAL TERM BEFORE JUDGE THOMPSON

2. Rodney Lee Decker and Naomi R. Decker, Individually and as Husband and Wife, Jennifer L. Decker and Rodney Lee Decker II vs Sofia Pearlman vs Jordan Cunningham, Esquire, Executor of the Estate of Gerald Pearlman; 2008-SU-692-Y08; Robert L. Buzzendore for Plaintiff; Elizabeth D. Snover for Defendant; Jordan D. Cunningham for additional Defendant.

SCHEDULED FOR TRIAL THE WEEK COMMENCING JANUARY 10, 2011

3. Lori Heiland and Ervin Heiland vs James Weir t/d/b/a JW Renovations; 2005-SU-000947-Y01; William H. Poole, Jr. for Plaintiff; Christopher A. Ferro for Defendant. James Weir t/d/b/a JW Renovations vs Lori Heiland and Ervin Heiland; 2004-ML-1048-Y50; Christopher A. Ferro for Plaintiff; William H. Poole, Jr. for Defendant.

SCHEDULED FOR TRIAL THE WEEK COMMENCING JANUARY 10, 2011

4. Capital One Bank (USA) NA vs Deb S. Swartz; 2008-SU-003095-01; Michael J. Dougherty for Plaintiff; Craig S. Sharnetzka for Defendant.

NON-JURY TRIAL SPECIALLY SCHEDULED FOR JANUARY 18, 2011, AT 10:00 A.M. IN COURT ROOM 1

ROBERT J. CHUK

12-30-1t

District Court Administrator

DISSOLUTION NOTICE

NOTICE IS HEREBY GIVEN TO ALL CREDITORS AND CLAIMANTS OF INFINITY TECHNOLOGY, INC. THAT the corporation has filed Articles of Dissolution and been dissolved in accordance with the Pennsylvania Business Corporation Law of 1988, as amended, and all persons having a claim against the corporation must present the same in accordance with the following procedures:

- (1) All claims must be presented in writing and must contain sufficient information reasonably to inform the corporation of the identity of the claimant and the substance of the claim.
- (2) Claims must be sent to the following address: Katherman, Heim, Perry, 345 East Market Street, York, Pennsylvania 17403.
- (3) A claim must be received by the corporation no later than January 31, 2011.
- (4) The corporation may make distribution to other claimants and the shareholders of the corporation or persons interested in having been such without further notice to a claimant.

KATHERMAN, HEIM & PERRY

RONALD PERRY, Esquire
345 East Market Street
York, PA 17403

12-30-1t Solicitor

FICTITIOUS NAME

Notice is hereb given a certificate was or will be filed under the Fictitious Name Act approved May 24, 1945 in the Office of the Secretary of the Commonwealth of Pennsylvania, setting forth that iBound, Inc., 36 Summer Dr., Dillsburg, PA 17019 are the only persons owning or interested in a business, the character of which is Online retail sales of automotive tools and equipment and that the name, style and designation under which said business is and will be conducted is TOOLRAGE.COM, TOOLSURGE.COM TOOLGRABBER.COM

and the location where said business is located is 36 Summer Dr., Dillsburg, PA 17019.

WILLIAM J. LINDOERFER

12-30-1t Solicitor

NOTICE is hereby given that an Application for Registration of Fictitious Name was filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, under the provisions of 54 Pa.C.S. §311, setting forth that OMG Mining, LLC is the entity owning or interested in a business, the character of which is bar-restaurant and such other as allowed by law. The name under which such business is and will be conducted is BANANA MAX with an address of 1401 Roosevelt Ave., York PA.

AUSTIN LAW FIRM LLC

SARA A. AUSTIN, Esquire

12-30-1t Solicitor

Notice is hereby given a certificate was or will be filed under the Fictitious Name Act approved May 24, 1945 in the Office of the Secretary of the Commonwealth of Pennsylvania, setting forth that Leslie J. Farrar, 347 Creston Rd., York, PA 17403 is the only person owning or interested in a business, the character of which is Travel and itinerary planning and that the name, style and designation under which said business is and will be conducted is LESLIE FARRAR and the location where said business is and will be located is 347 Creston Rd., York, PA 17403.

LESLIE FARRAR

12-30-1t Solicitor

NOTICE

TO: MICHAEL FRANKS

A petition has been filed asking the Court to put an end to all rights you have to your child WRS, biological child of STEPHANIE A. SCOTT born on November 17, 2009. The Court has set a hearing to consider ending your rights to your child. That hearing will be held on January 28, 2011 at 10:00 a.m. at the Court of Common Pleas of Lackawanna County, Pennsylvania, Orphans

Court Division, Family Court Center, 200 Adams Avenue, Second Floor, Scranton, Pennsylvania 18503, courtroom no. 2B. Your presence is required at the hearing. You have a right to be represented at the hearing by a lawyer. If you do not appear at this hearing, the Court may decide that you are not interested in retaining your rights to your child and your failure to appear may affect the Court's decision on whether to end your rights to your child. You are warned that even if you fail to appear at the scheduled hearing, the hearing will go on without you and your rights to your child may be ended by the Court without your being present. Again, you have a right to be represented at the hearing by a lawyer.

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

NORTHERN PENNSYLVANIA
LEGAL SERVICE, INC.
507 Linden Street, Suite 300
Scranton, PA 18503
570-342-0184

12-16-3t

Solicitor

**NOTICE OF TRANSFER OF
ATTORNEYS TO INACTIVE STATUS**

Notice is hereby given that the following York County attorneys have been Administratively Suspended by Order of the Supreme Court of Pennsylvania dated November 18, 2010, pur-

suant to Rule 219, Pa.R.D.E, which requires that all attorneys admitted to practice in any court of this Commonwealth must pay an annual assessment of \$200.00. The Order became effective December 18, 2010.

BARNES, ALBERT G.
KIERKEGAARD, J. MICHAEL

SUZANNE E. PRICE
Attorney Registrar

12-30-1t The Disciplinary Board of the
Supreme Court of Pennsylvania

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ATTN: ESTATES, ATTORNEYS AND EXECUTORS

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