

*Erie  
County  
Legal  
Journal*

June 19, 2009

Vol. 92 No. 25

USPS 178-360



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In the United States Bankruptcy Court for the Western District of Pennsylvania  
In re Knepper

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# Erie County Legal Journal

*Reporting Decisions of the Courts of Erie County  
The Sixth Judicial District of Pennsylvania*

Managing Editor: Paula J. Gregory

Associate Editor: Heidi M. Weismiller

**PLEASE NOTE: NOTICES MUST BE RECEIVED AT THE ERIE COUNTY BAR ASSOCIATION OFFICE BY 3:00 P.M. THE FRIDAY PRECEDING THE DATE OF PUBLICATION.**

All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. Neither the Erie County Bar Association nor the printer will assume any responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes in content.

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# Erie County Bar Association

## Calendar of Events and Seminars

### WEDNESDAY, JUNE 24, 2009

*General Practitioner's Update 2009*

PBI Groupcast Seminar

Bayfront Convention Center

8:30 a.m. - 4:10 p.m.

\$224 (member) \$204 (admitted after 1/1/05)

\$244 (nonmember)

*Early Registration - If you register more than 2 days before this presentation you will qualify for this Early Registration Fee:*

*\$199 (member) \$179 (admitted after 1/1/05) \$219 (nonmember)*

5 hours substantive / 1 hour ethics

### TUESDAY, JUNE 30, 2009

*PA Sales & Use Tax*

PBI Video Seminar

Bayfront Convention Center

9:00 a.m. - 4:00 p.m.

\$129 (member) \$109 (admitted after 1/1/05)

\$149 (nonmember)

5 hours substantive / 1 hour ethics

### WEDNESDAY, JULY 1, 2009

*Preliminary Criminal Procedures*

PBI Video Seminar

Bayfront Convention Center

9:00 a.m. - 1:30 p.m.

\$119 (member) \$99 (admitted after 1/1/05)

\$139 (nonmember)

3 hours substantive / 1 hour ethics

### TUESDAY, JULY 7, 2009

*Chapter 11 Fundamentals*

PBI Video Seminar

Bayfront Convention Center

9:00 a.m. - 1:30 p.m.

\$119 (member) \$99 (admitted after 1/1/05)

\$139 (nonmember)

4 hours substantive

### THURSDAY, JULY 9, 2009

*Bad Faith Litigation*

PBI Groupcast Seminar

Bayfront Convention Center

9:00 a.m. - 1:15 p.m.

\$224 (member) \$204 (admitted after 1/1/05)

\$244 (nonmember)

*Early Registration - If you register more than 2 days before this presentation you will qualify for this Early Registration Fee:*

*\$199 (member) \$179 (admitted after 1/1/05) \$219 (nonmember)*

3 hours substantive / 1 hour ethics

### WEDNESDAY, JULY 15, 2009

*ECBA Young Lawyers Division*

*Victorian Princess Party Cruise*

6:00 p.m. - 7:30 p.m. Cruise (5:30 boarding)

*Event is Free for ECBA Young Lawyers and their spouses/significant others*

### THURSDAY, JULY 16, 2009

*Open Records Law & The Sunshine Act*

ECBA Live Seminar

Bayfront Convention Center

9:00 a.m. - 11:00 a.m.

\$54 (ECBA member/staff)

\$79 (nonmember)

2 hours substantive

### FRIDAY, JULY 17, 2009

*Evaluating the DAI Case*

PBI Groupcast Seminar

Bayfront Convention Center

8:30 a.m. - 12:45 p.m.

\$204 (member) \$184 (admitted after 1/1/05)

\$224 (nonmember)

*Early Registration - If you register more than 2 days before this presentation you will qualify for this Early Registration Fee:*

*\$179 (member) \$159 (admitted after 1/1/05) \$199 (nonmember)*

4 hours substantive

### 2009 BOARD OF DIRECTORS

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**IN RE**  
**SCOTT C. KNEPPER and JEANNINE M., KNEPPER, DEBTORS**  
**SCOTT C. KNEPPER and JEANNINE M. KNEPPER, Movants**

**v.**

**CAPITAL ONE AUTO FINANCIAL, Respondent**

IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT  
OF PENNSYLVANIA                      BANKRUPTCY NO. 08-10390                      CHAPTER 13  
DOCUMENT NO. 13

MEMORANDUM

Bentz, Warren W., J., May 19, 2009

Scott Knepper and Jeannine Knepper ("Debtors") filed a voluntary Petition under Chapter 13 of the Bankruptcy Code on February 29, 2008 ("Filing Date"). This matter involves the Debtors' Motion under 11 U.S.C. § 506 to determine the amount of a secured claim held by Capital One Auto Finance ("Lender") on a 2006 Chrysler Pacifica. The lien was created less than 910 days prior to the Filing Date.<sup>1</sup>

Lender asserts that its lien is a purchase money security interest not subject to modification pursuant to § 1325.

A portion of the loan proceeds from the Lender were used to satisfy the negative equity which the Debtors had in the vehicle that was traded in for the Chrysler Pacifica. Debtor asserts that payment of the negative equity destroys the purchase money character of the lien, and therefore, the loan is subject to modification under § 1325 into a secured claim for the present value of the vehicle and a general unsecured claim for the balance.

We have reviewed the briefs of the parties and consulted the most recent case law developments on the issue of whether, when negative equity on a used automobile trade-in is included in the financing of a new car purchase, the resulting security interest qualifies as a purchase money security interest for the purposes of § 1325(a)(9)<sup>2</sup>

While the authorities are divided on the issue, we agree with the most recent weight of authority in reaching the conclusion that the negative equity is included as part of the Lender's purchase money security interest and that the Lender's claim is not subject to bifurcation. *In re Price*, 562 F.3d 618 (4th Cir. 2009); *In re Shaw*, 552 F.3d 447 (6th Cir. 2009); *In re Graupner*, 537 F.3d 1295 (11th Cir. 2008); *In re Sanders*, \_\_\_ BR \_\_\_, 2009 WL 844021, Civ. Action No. SA-07-CV-1013-XR (W.D. TX, March 30,

---

<sup>1</sup> All references to Code sections are to Title 11 of the United States Code.

<sup>2</sup> The so-called "hanging paragraph" at the end of § 1325(a)(9) provides:

For purposes of paragraph (5), section 506 shall not apply to a claim described in that paragraph if the creditor has a purchase money security interest securing the debt that is the subject of the claim, the debt was incurred within the 910-day preceding the date of the filing of the petition, and the collateral for that debt consists of a motor vehicle (as defined in section 30102 of title 49) acquired for the personal use of the debtor, or if collateral for that debt consists of any other thing of value, if the debt was incurred during the 1-year period preceding that filing.

2009); *In re Muldrew*, 396 BR 915 (E.D. MI 2008); *General Motors Acceptance Corp. v. Peaslee*, 373 BR 252 (W.D. NY 2007); *But see e.g., In re Penrod*, 392 BR 835 (9th Cir. BAP 2008); *In re Callicott*, 396 BR 506 (E.D. MO. 2008); *Citifinancial Auto v. Hernandez – Simpson*, 369 BR 36 (D. Kan. 2007), *In re Mancini*, 390 BR 796 (Bankr. M.D. PA. 2008).

An appropriate Order will be entered.

**ORDER**

This 19th day of May, 2009, in accordance with the accompanying Memorandum, it shall be and hereby is, ORDERED as follows:

1. The Debtors' Motion to Determine Secured Status is DENIED.
2. Capital One Auto Finance is entitled to a secured claim of \$18,054.06 plus interest.
3. Debtors shall, within 15 days, file an Amended Chapter 13 Plan as necessary, to provide for the payment of the secured claim of Capital One Auto Finance or make arrangements to surrender the vehicle.

/s/ **Warren W. Bentz**  
**United States Bankruptcy Judge**

**CHANGE OF NAME NOTICE**

In the Court of Common Pleas of Erie County, Pennsylvania No. 12596-09

In Re: Renee Lyn Minkler  
Notice is hereby given that on June 9, 2009, a Petition to change Renee Lynn Minkler's name was filed in the Court of Common Pleas of Erie County, Pennsylvania praying for a Decree to change her name to Renee Lyn Purcell. On June 9, 2009, the Court set July 29, 2009, at 9:00 a.m. as the date and time for the hearing on said Petition. Said hearing will take place in Courtroom H, Erie County Court House, 140 West 6th Street, Erie, Pennsylvania. All persons interested may appear at said time and place to show cause why the prayer of said Petition should not be granted.

Bethany Anne Blood, Esq.

Pa I.D. No. 93646

The McDonald Group, L.L.P  
456 West 6th Street, PO Box 1757  
Erie, PA 16507-0757  
(814) 456-5318

Jun. 19

**FICTITIOUS NAME NOTICE**

Pursuant to Act 295 of December 16, 1982 notice is hereby given of the intention to file with the Secretary of the Commonwealth of Pennsylvania a "Certificate of Carrying On or Conducting Business Under an Assumed of Fictitious Name." Said Certificate contains the following information:

**FICTITIOUS NAME NOTICE**

1. Fictitious Name: GMD Films
2. Address and principal place of business, including street and number: 137-147 West 14th Street, Erie, Pennsylvania 16501.
3. The real name of the entity registering this name: Maddy G Productions, LLC, 137-147 West 14th Street, Erie, Pennsylvania 16501
4. An application for registration of the fictitious name was filed with the Department of State under the Fictitious Names Act on or about March 15, 2009.

James F. Geronimo, Esquire  
283 Walnut Street  
Meadville, PA 16335

Jun. 19

**INCORPORATION NOTICE**

Notice is hereby given that Cunningham Caring & Assoc., Inc. has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988. Michael A. Agresti, Esquire  
4934 Peach Street  
Erie, PA 16509

Jun. 19

**LEGAL NOTICE**

**NOTICE OF SUSPENSION**

Notice is hereby given that on June 11, 2009, the Supreme Court of Pennsylvania ordered that Michael T. Joyce be placed on Temporary Suspension from the practice of law pursuant to Rule 214(f)(1), Pa.R.D.E., effective July 11, 2009.

Elaine M. Bixler

Secretary of the Board

The Disciplinary Board of the Supreme Court of Pennsylvania

Jun. 19

**LEGAL NOTICE**

**NOTICE OF ACTION IN**

**MORTGAGE FORECLOSURE  
IN THE COURT OF COMMON  
PLEAS OF ERIE COUNTY,  
PENNSYLVANIA**

NO. 14374-08

Wells Fargo Bank, NA

v.

Amanda Davidson, Heir of  
Deborah A. Davidson, deceased  
& unknown heirs, successors,  
assigns, and all persons, firms  
or associations claiming right,  
title or interest under Deborah A.

Davidson, Deceased

NOTICE TO: unknown heirs,  
successors, assigns, and all persons  
firms or associations claiming right,  
title or interest under Deborah A.  
Davidson, deceased

**NOTICE OF SHERIFF'S SALE  
OF REAL PROPERTY**

ALL THAT following described lot  
of ground situate, lying and being  
in Erie Township, County of ERIE  
Commonwealth of Pennsylvania,  
bounded and limited as follows, to  
wit:

Your house (real estate) at 4215  
CARNEY AVENUE, ERIE,  
PA 16510-3640 is scheduled to

be sold at the Sheriff's Sale on  
AUGUST 21, 2009 at 10:00AM,  
at the ERIE County Courthouse  
to enforce the Court Judgment  
of \$63,748.55 obtained by,  
WELLS FARGO BANK, NA (the  
mortgagee), against your Prop.  
sit. in ERIE Township, County of  
ERIE, and State of Pennsylvania.

Being Premises: 4215 CARNEY  
AVENUE, ERIE, PA 16510-3640

Improvements consist of residential  
property.

Sold as the property of Amanda  
Davidson, Heir of Deborah A.  
Davidson, deceased & unknown  
heirs, successors, assigns, and  
all persons, firms or associations  
claiming right, title or interest under  
Deborah A. Davidson, deceased  
TERMS OF SALE: The purchaser at  
the sale must take ten (10%) percent  
down payment of the bid price or  
of the Sheriff's cost, whichever is  
higher, at the time of the sale in the  
form of cash, money order or bank  
check. The balance must be paid  
within ten (10) days of the sale or  
the purchaser will lose the down  
money.

THE HIGHEST AND BEST  
BIDDER SHALL BE THE  
BUYER.

Legal Description

All that certain piece or parcel  
of land situate in the City of Erie,  
County of Erie and Commonwealth  
of Pennsylvania, being the southerly  
60 feet of Lot No. 104 in GARDEN  
HEIGHTS SUBDIVISION NO. 1,  
part of Tract No. 58 as shown on a  
plot of said subdivision recorded in  
the office of the Recorder of Deeds  
of Erie County, Pennsylvania in  
Map Book 4, at pages 250 and 251,  
bounded and described as follows,  
to-wit: BEGINNING at a point in  
the easterly line of Carney Avenue,  
383.09 feet southwardly from the  
point of intersection of the easterly  
line of Carney Avenue and the  
southerly line of the Zimmerman  
Road; thence eastwardly and parallel  
with the southerly line of said Lot  
No. 104, 148 feet to a point; thence  
southwardly and parallel with the  
easterly line of Carney Avenue 60  
feet to a point; thence westwardly  
along the southerly line of the said

Lot No. 104, 148 feet to a point in the easterly line of Carney Avenue; thence northwardly along the easterly line of Carney Avenue, 60 feet to the place of beginning. Having erected thereon a one and on-half story frame dwelling and being commonly known as 4215 Carney Avenue, Erie, Pennsylvania. TITLE TO SAID PREMISES IS VESTED IN Deborah A. Davidson, by Deed from Darlene M. Moore, single, dated 11/16/2001, recorded 11/19/2001 in Book 826, Page 2070. Tax Parcel #18-052-047.0-307.00 Premises being: 4215 Carney Avenue, Erie, PA 16510-3640 Daniel Schmieg, Esquire One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103

Jun. 19

**LEGAL NOTICE**

In the Court of Common Pleas of Erie County, Pennsylvania No. 10972 - 2009

TAMMY ANN SOB CZAK

v.

MOUNZER NUMAN ABDELHUSSEIN

NOTICE TO DEFEND AND CLAIM RIGHTS

You have been sued in court. If you wish to defend against the claim set forth in the following pages, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a decree of divorce or annulment may be entered against you by the court. A judgment may also be entered against you for any other claim or relief requested in these papers by the plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children. When the grounds for the divorce are indignities or irretrievable breakdown of the marriage, you may request marriage counseling. A list of marriage counselors is available in the office of the Prothonotary at Room No. 6, First floor, Erie County Court House, Erie, Pennsylvania. If you do not file a claim for alimony,

division of property, lawyers fees or expenses before a divorce or annulment is granted, you may lose the right to claim any of them. 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.

Lawyers Referral Service  
PO Box 1792  
Erie, Pennsylvania 16507  
(814) 459-4411

COMPLAINT UNDER SECTION 3301(C) AND 3301(D) OF THE DIVORCE CODE

1. Plaintiff is TAMMY ANN SOB CZAK who currently resides at 1061 W. 18TH St., Erie, PA 16502.
2. Defendant is MOUNZER NUMAN ABDELHUSSEIN who currently resides at Erie, PA.
3. Defendant has been a bona fide resident in the Commonwealth for at least six months immediately previous to the filing of this complaint.
- 4 The Plaintiff and Defendant were married on March 15, 2000, at Erie, PA.
5. There have been no prior actions of divorce or for annulment between the parties.
6. The marriage is irretrievably broken. There were no children born of this marriage.
7. Plaintiff requests the Court to enter a decree of divorce.

I verify that the statements made in this Complaint are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. Section 4904, relating to unsworn falsification due to authorities.

PLAINTIFF'S AFFIDAVIT UNDER SECTION 3301 (C) AND (D) OF THE DIVORCE CODE

If you wish to deny any of the allegations set forth in this Affidavit, you must file a Counteraffidavit within twenty (20) days after this Affidavit has been served on you or the allegations will be admitted.

1. A Complaint in Divorce under Section 3301 (d) of the Divorce Code was filed on 3/3/2009.
2. The parties to this action

separated on March 1, 2002 and have continued to live separate and apart for a period of at least two (2) years.

3. The marriage is irretrievably broken.

4. I understand that if a claim for alimony, alimony pendente lite, equitable distribution of marital property, counsel fees, costs or expenses has not been filed with the Court before the entry of a final decree in divorce, the right to claim any of them will be lost.

I verify that the statements in this Affidavit are true and correct. I understand that all statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 relating to unsworn falsification to authority.

NOTICE OF INTENTION TO REQUEST ENTRY OF DIVORCE DECREE

TO: MOUNZER NUMAN ABDELHUSSEIN, Defendant

You have been sued in an action for divorce. You have failed to answer the complaint or file a counter affidavit to the Plaintiff's Affidavit. Therefore, on or after July 10, 2009, the Plaintiff can request the court to enter a final decree in divorce.

If you do not file with the prothonotary of the court an answer with your signature notarized or verified or counter-affidavit by the above date, the court can enter a final decree in divorce. Unless you have already filed with the court a written claim for economic relief, you must do so by the above date or the court may grant the divorce and you will lose forever the right to ask for economic relief. A counteraffidavit which you may file with the prothonotary of the court is attached to this notice. 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.

Lawyers Referral Service  
PO Box 1792  
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DEFENDANT'S COUNTER-AFFIDAVIT UNDER SECTION 3301(d) OF THE DIVORCE CODE

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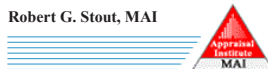
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Robert G. Stout, MAI



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Gerald Nichols  
30 Years - FBI

Benjamin Suchocki  
30 Years - FBI/IRS

Jennifer Mazur  
Investigator

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1. Check either (a) or (b):

(a) I do not oppose the entry of a divorce decree.

(b) I oppose the entry of a divorce decree because (Check (i), (ii) or both):

(i) The parties to this action have not lived separate and apart for a period of at least two years.

(ii) The marriage is not irretrievably broken.

2. Check either (a) or (b):

(a) I do not wish to make any claims for economic relief. I understand that I may lose rights concerning alimony, division of property, lawyer's fees or expenses if I do not claim them before a divorce is granted.

(b) I wish to claim economic relief which may include alimony, division of property, lawyer's fees or expenses or other important rights.

I verify that the statements made in this counteraffidavit are true and correct. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. 4904 relating to unsworn falsification to authorities.

NOTICE: If you do not wish to oppose the entry of a divorce decree and you do not wish to make any claim for economic relief, you need not file this counteraffidavit.

John C. Cooper, Esq.  
305 French Street, PO Box 1705  
Erie, PA 16507

Jun. 19

**LEGAL NOTICE**

ATTENTION: ERIC BLUE  
INVOLUNTARY TERMINATION  
OF PARENTAL RIGHTS

IN THE MATTER OF THE  
ADOPTION OF MINOR MALE  
CHILD (E.L.B.); DOB: 02-01-99  
#38 IN ADOPTION, 2009

If you could be the parent of the above mentioned child, at the instance of Erie County Office of Children and Youth you, laying aside all business and excuses whatsoever, are hereby cited to be and appear before the Orphan's Court of Erie County, Pennsylvania, at the Erie County Court House, Judge Cunningham, Court Room C, City of Erie on August 4, 2009,

at 9:00 a.m. and then and there show cause, if any you have, why your parental rights to the above child should not be terminated, in accordance with a Petition and Order of Court filed by the Erie County Office of Children and Youth. A copy of these documents can be obtained by contacting the Erie County Office of Children and Youth at (814) 451-7721.

Your presence is required at the Hearing. 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.

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.

Family/Orphan's  
Court Administrator  
Room 204-205  
Erie County Court House  
Erie, Pennsylvania 16501  
(814) 451-6251

Jun. 19

**LEGAL NOTICE**

ATTENTION: TIARA ANN  
MARYE THOMAS  
AND MONTREAL DEVON  
WILLIAMS, SR.  
INVOLUNTARY TERMINATION  
OF PARENTAL RIGHTS

IN THE MATTER OF THE  
ADOPTION OF MINOR  
MALE CHILDREN  
(G.D.W.), DOB: 06-30-06;  
(O.D.W.), DOB: 05-31-05;  
(A.D.W.), DOB: 03-07-04 AND  
(M.D.W.), DOB: 06-10-02  
#40, 40A, 40B AND 40C IN  
ADOPTION, 2009

If you could be the parent of the above mentioned children, at the

instance of Erie County Office of Children and Youth you, laying aside all business and excuses whatsoever, are hereby cited to be and appear before the Orphan's Court of Erie County, Pennsylvania, at the Erie County Court House, Judge Bozza, Court Room No. 1, City of Erie on July 14, 2009, at 1:30 p.m. and then and there show cause, if any you have, why your parental rights to the above children should not be terminated, in accordance with a Petition and Order of Court filed by the Erie County Office of Children and Youth. A copy of these documents can be obtained by contacting the Erie County Office of Children and Youth at (814) 451-7721.

Your presence is required at the Hearing. If you do not appear at this Hearing, the Court may decide that you are not interested in retaining your rights to your children and your failure to appear may affect the Court's decision on whether to end your rights to your children. 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 children may be ended by the Court without your being present.

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.

Family/Orphan's  
Court Administrator  
Room 204-205  
Erie County Court House  
Erie, Pennsylvania 16501  
(814) 451-6251

Jun. 19

**LEGAL NOTICE**

THE SCHOOL DISTRICT  
CITY OF ERIE, PA  
Administration Office Building  
148 West 21st Street  
Erie, PA 16502

**NOTICE TO BIDDERS**

The School District of the City of Erie, 148 West 21st Street, Erie,

PA 16502 will receive SEALED BIDS for Food Service Vehicles, Thursday, July 2, 2009 at 1:30 p.m., Daylight Savings Times, and will be opened in the Board Room in accordance with the bid forms and specifications to be obtained from the Purchasing Department.  
Robin Smith  
Secretary

Jun. 19, 26

**LEGAL NOTICE**

THE SCHOOL DISTRICT  
CITY OF ERIE, PA

Administration Office Building  
148 West 21st Street  
Erie, PA 16502

NOTICE TO BIDDERS

The School District of the City of Erie, 148 West 21st Street, Erie, PA 16502 will receive SEALED BIDS for Paper Towels and Toilet Tissues, Trash Can Liners/Re-Cycle Liners and Refrigerated Food Transport Vehicle, Thursday, July 2, 2009 at 1:30 p.m., Daylight Savings Time, and will be opened in the Board Room in accordance with the bid forms and specifications to be obtained from the Purchasing Department.  
Robin Smith  
Secretary

Jun. 12, 19, 26

**ESTATE NOTICES**

Notice is hereby given that in the estates of the decedents set forth below the Register of Wills has granted letters, testamentary or of administration, to the persons named. All persons having claims or demands against said estates are requested to make known the same and all persons indebted to said estates are requested to make payment without delay to the executors or their attorneys named below.

**FIRST PUBLICATION**

**BURCH, MARY B., a/k/a  
MARY BARBARA BURCH,  
deceased**

Late of the City of Erie, County of Erie, and Commonwealth of Pennsylvania  
*Executor:* Douglas G. Buettner, Sr., 5346 Washington Avenue, Erie, Pennsylvania 16509  
*Attorney:* Robert E. McBride, Esquire, 32 West Eighth Street, Suite 600, Erie, Pennsylvania 16501

**DENIAL, ROSEMARY E., a/k/a  
ROSEMARY DENIAL,  
deceased**

Late of the Township of Millcreek  
*Executor:* Martin A. Denial  
*Attorney:* Michael G. Nelson, Esquire, Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, 300 State Street, Suite 300, Erie, Pennsylvania 16507

**EBERT, TERRANCE L.,  
deceased**

Late of Venango Township  
*Executor:* Steven Ebert, 2126 Nevada Dr., Waterford, PA 16441  
*Attorney:* None

**EICHELDORFER,  
CHARLOTTE ELLEN a/k/a  
CHARLOTTE E.  
EICHELDORFER,  
deceased**

Late of the City of Erie, County of Erie, Pennsylvania  
*Executor:* David R. Eichelsdorfer, c/o 246 West 10th Street, Erie, PA 16501  
*Attorney:* Scott E. Miller, Esquire, 246 West Tenth Street, Erie, PA 16501

**LUCE, WANDA M.,  
deceased**

Late of the Township of Lawrence Park, Erie County, Pennsylvania  
*Executor:* Gregory M. Luce, 551 Smithson Avenue, Erie, PA  
*Attorney:* Christine Hall McClure, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16510

**MATTSON, DURY L., JR.,  
deceased**

Late of the Township of Summit, County of Erie, Commonwealth of Pennsylvania  
*Executor:* Robert Mattson, c/o Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506  
*Attorney:* James F. Toohey, Esquire, Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506

**McCALLION, WILLIAM D.,  
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Executrix:* Therese Wheaton, c/o 504 State Street, 3rd Floor, Erie, PA 16501  
*Attorney:* Michael J. Nies, Esquire, 504 State Street, 3rd Floor, Erie, PA 16501

**MIECZKOWSKI, FRANCES  
HELEN,  
deceased**

Late of the Township of Waterford  
*Executrix:* Carol Bohman  
*Attorney:* Michael G. Nelson, Esquire, 300 State Street, Suite 300, Erie, Pennsylvania 16507

**REEHER, LILLIAN M., a/k/a  
LILLIAN MAE REEHER,  
deceased**

Late of the Township of Harborcreek, County of Erie, and Commonwealth of Pennsylvania  
*Executrix:* Shirley L. Bly, 2644 Frontenac Drive, Erie, Pennsylvania 16511  
*Attorney:* Robert E. McBride, Esquire, 32 West Eighth Street, Suite 600, Erie, Pennsylvania 16501

**SERPA, MARGARET A., a/k/a  
MARGARET ADELINE SERPA,  
deceased**

Late of the Borough of Wesleyville, County of Erie, and Commonwealth of Pennsylvania  
*Executor:* Robert R. Thomas, 4308 Emmet Drive, Erie, Pennsylvania 16511  
*Attorney:* Robert E. McBride, Esquire, 32 West Eighth Street, Suite 600, Erie, Pennsylvania 16501

**ST. GEORGE, CAROLINE,  
deceased**

Late of North East Township, Erie County, North East, Pennsylvania  
*Executrix:* Mary J. Oliver, c/o Edward Orton, 33 East Main Street, North East, Pennsylvania 16428  
*Attorney:* Edward Orton, Esq., Orton & Jeffery, P.C., 33 East Main Street, North East, Pennsylvania 16428

**SECOND PUBLICATION**

**BACHOFNER, HELEN L.,  
deceased**

Late of the City of Corry, Erie County, Pennsylvania  
*Executrix:* Judy Ann Wittig, 625 Conewango Avenue, Warren, PA 16365  
*Attorney:* William E. Barney, Esq., 200 North Center Street, Corry, Pennsylvania 16407

**BAKER, JOAN L.,  
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Executor:* Robert C. LeSuer, Esq.  
*Attorney:* Thomas J. Minarcik, Esquire, Elderkin, Martin, Kelly & Messina, 150 East 8th Street, Erie, PA 16501

**DOMOWICZ, EDWARD C.,  
deceased**

Late of the City of Erie, County of Erie, Pennsylvania  
*Executrix:* Michelle Domowicz, c/o 150 West Fifth St., Erie, PA 16507  
*Attorney:* Colleen C. McCarthy, Esq., McCarthy, Martone & Peasley, 150 West Fifth Street, Erie, PA 16507

**KARLE, THOMAS M.,  
deceased**

Late of the City of Erie, Erie County, PA  
*Administrator:* Matthew G. Karle, c/o Gregory A. Karle, Esquire, 900 State Street, Suite 103, Erie, PA 16501  
*Attorney:* Gregory A. Karle, Esquire, 900 State Street, Suite 103, Erie, PA 16501

**McGINTY, JOYCE B.,  
deceased**

Late of the Township of Millcreek  
*Executor:* Timothy J. McGinty, 322 Alderwood Dr., North Potomac, MD 20878  
*Attorney:* None

**PHELPS, JANE M., a/k/a  
JANE M. COVELL,  
deceased**

Late of the City of Corry  
*Administrator d.b.n.c.t.a.:* Shawn R. Phelps, 1023 West Sixth Street, Erie, PA 16507  
*Attorney:* Michael A. Fetzner, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**PLUTINO, RUTH A.,  
deceased**

Late of Millcreek Township, Erie County, Pennsylvania  
*Executrix:* Christine Doritty, c/o McCarthy, Martone & Peasley, 150 West Fifth Street, Erie, Pennsylvania 16507  
*Attorney:* Joseph P. Martone, Esquire, McCarthy, Martone & Peasley, 150 West Fifth Street, Erie, Pennsylvania 16507

**PRZYBYSZEWSKI, JOHN S.,  
deceased**

Late of Summit Township  
*Executrix:* 5545 West Sebago Road, Fairview, PA 16415  
*Attorney:* Brian Glowacki, Esquire, Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**SMITH, EUGENE F.,  
deceased**

Late of Millcreek Township, County of Erie and Commonwealth of Pennsylvania  
*Executor:* David A. Smith  
*Attorney:* Edward P. Wittmann, Esquire, Elderkin, Martin, Kelly & Messina, 150 East 8th Street, Erie, PA 16501

**THORNE, MARJORIE, a/k/a  
MARJORIE ANN THORNE,  
a/k/a MARJORIE A. THORNE,  
deceased**

Late of the City of Erie, Erie County, PA  
*Executrix:* Tammy S. Wise, c/o Bernard, & Stuczynski, 234 West Sixth Street, Erie, PA 16507-1319  
*Attorney:* Bruce W. Bernard, Esq., Bernard, & Stuczynski, 234 West Sixth Street, Erie, PA 16507-1319

**TROCHOWSKI, GLADYS A.,  
deceased**

Late of the Township of Harborcreek, County of Erie, and Commonwealth of Pennsylvania  
*Executrix:* Christine Wozniak, c/o Joseph A. Yochim, Esq., Yochim & Nash, 345 West 6th Street, Erie, PA 16507  
*Attorney:* Joseph A. Yochim, Esq., Yochim & Nash, 345 West 6th Street, Erie, PA 16507

**TRIGILIO, FRANK S., JR.,  
a/k/a FRANK TRIGILIO, JR.,  
deceased**

Late of the Township of Millcreek  
*Co-Executors:* Frank S. Trigilio, III and Mary Ann Powell.  
*Attorney:* Michael G. Nelson, Esquire, Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, 300 State Street, Suite 300, Erie, Pennsylvania 16507

**WILSON, ORA JEAN, a/k/a  
ORA J. WILSON,  
deceased**

Late of the Township of Springfield, County of Erie, State of Pennsylvania  
*Executor:* Thomas B. Jones, 1960 Burton Avenue, Holt, Michigan 48842  
*Attorney:* James R. Steadman, Esq., 24 Main St. E., Girard, Pennsylvania 16417

**WINKELMES, MARY D.,  
deceased**

Late of the City of Erie, County of Erie, Pennsylvania  
*Executor:* Donald H. Winkelmes, Sr., c/o 150 West Fifth St., Erie, PA 16507  
*Attorney:* Colleen C. McCarthy, Esq., McCarthy, Martone Peasley, 150 West Fifth St., Erie, PA 16507

**THIRD PUBLICATION****BLYSTONE, EUGENE R.,  
deceased**

Late of Millcreek Township, Erie County, Pennsylvania  
*Administratrix:* Alexis J. Mustin, c/o 2580 West 8th Street, Erie, Pennsylvania 16505  
*Attorney:* Ralph R. Riehl, III, Esq. 2580 West 8th Street, Erie, Pennsylvania 16505

**BOGART, DOLORES, a/k/a  
DOLORES M. BOGART,  
deceased**

Late of the City of Erie, County of Erie and State of Pennsylvania  
*Executor:* Sharon Shaffer, c/o Denis W. Krill, Esquire, 309 French Street, Erie, Pennsylvania 16507  
*Attorney:* Denis W. Krill, Esquire, 309 French Street, Erie, Pennsylvania 16507

**CHROMIK, RICHARD V.,  
deceased**

Late of the Township of Millcreek, County of Erie, and Commonwealth of Pennsylvania  
*Executor:* Charles A. Chromik, 2641 Frontenac Drive, Erie, PA 16511  
*Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**GREEN, JULIE ANNE,  
deceased**

Late of Washington Township, Erie County, Pennsylvania  
*Co-Executors:* Lizabeth Dilla and Alan Dilla, 4211 Old State Rd., Edinboro, PA 16412  
*Attorney:* None

**KANZIUS, JOHN S.,  
deceased**

Late of the Township of Millcreek, County of Erie, Commonwealth of Pennsylvania  
*Executrix:* Mary Ann Kanzius, 3170 Volkman Road, Erie, PA 16506-4759  
*Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**KIMMY, IRENE H.,  
deceased**

Late of Union Township, Erie County, Pennsylvania  
*Executrix:* Sandra McGinnett, c/o Paul J. Carney, Jr., Esquire, 43 North Main Street, Union City, Pennsylvania 16438  
*Attorney:* Paul J. Carney, Jr., Esquire, 43 North Main Street, Union City, Pennsylvania 16438

**ROWLEY, VIRGINIA A.,  
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Executor:* Douglas Rowley, c/o Gary H. Nash, Esquire, 345 West Sixth Street, Erie, PA 16507  
*Attorney:* Gary H. Nash, Esquire, 345 West Sixth Street, Erie, PA 16507

**THOMAS, BARON, JR.,  
deceased**

Late of the Township of North East, County of Erie  
*Executor:* John B. Thomas, c/o Malcolm L. Pollard, 4845 W. Lake Rd., Erie, PA 16505  
*Attorney:* Malcolm L. Pollard, Esq., 4845 W. Lake Rd., Erie, PA 16505

**WALTER, LOIS M.,  
deceased**

Late of the City of Corry, County of Erie, Commonwealth of Pennsylvania  
*Executor:* Ludwig Ganze, c/o Paul J. Carney, Jr., Esq., 224 Maple Avenue, Corry, PA 16407  
*Attorney:* Paul J. Carney, Jr., Esq., 224 Maple Avenue, Corry, PA 16407

**WEBER, RALPH C.,  
deceased**

Late of the Borough of Waterford, County of Erie and Commonwealth of Pennsylvania  
*Administratrix:* Patricia A. Bonito, c/o Gary H. Nash, Esq., 345 West Sixth Street, Erie, PA 16507  
*Attorney:* Gary H. Nash, Esq., 345 West Sixth Street, Erie, PA 16507

**WEHRLE, CHARLES W., a/k/a  
CHARLES W. WEHRLE SR.,  
deceased**

Late of Millcreek Township, Erie County, Pennsylvania  
*Executor:* C. W. Wehrle Jr., 3143 W. 38th Street, Erie, PA 16506  
*Attorney:* Nadia A. Havard, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**WETSELL, DONALD JAMES,  
deceased**

Late of Washington Township, County of Erie, Commonwealth of Pennsylvania  
*Administrator:* Don Z. Wetsell, c/o Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506  
*Attorney:* Scott L. Wallen, Esq., Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506

## CHANGES IN CONTACT INFORMATION OF ECBA MEMBERS

**Nicole Sloane** ----- (814) 451-6505  
PO Box 675  
Erie, PA 16512

*Note: Attorney Sloane can still receive mail through the Public Defender's Office as well, but her PO Box in Elgin, PA is no longer a valid address.*

### **Effective July 10**

**Laurie Mikielski** ----- (814) 459-7754  
337 West Sixth Street ----- (f) (814) 459-8996  
Erie, PA 16507

# ECBA

## ANNUAL CHARITY GOLF TOURNAMENT & OPTIONAL SCRAMBLE

WEDNESDAY, JULY 29  
LAWRENCE PARK GOLF CLUB

### TOURNAMENT SCHEDULE

12:45 pm - Arrive at the Club and Register  
1:15 pm - Shotgun Start  
6:00 pm - Hors d'oeuvres & refreshments  
6:45 pm - Dinner, brief awards ceremony



### PRIZES & TROPHIES:

ECBA Low Gross Trophies; John E. Britton Trophy;  
Will J. Schaaf Senior's Trophy;  
Team Scramble Trophy; Callaway Competition;  
Closest to the Pin; Longest Drive; Longest Putt

**Cost: ECBA members - \$115**  
**ECBA Young Lawyers - \$105**

(includes greens fee, half cart,  
dinner and donation to ECFB)

*New*

Don't play much golf?  
Worried about keeping up?  
Enter your foursome in the **Optional Scramble**. Trophy to be awarded to the top finishing foursome.

All participants will be entered in a drawing to win a 26" Flat Screen HDTV LCD Television (drawing to be held at dinner - must be present to win!)

Proceeds benefit the Erie County Bar Foundation  
and its programs including  
the Chief Justice Samuel J. Roberts Scholarship Fund.

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