

Erie County Legal Journal

April 23, 2010

Vol. 93 No. 17

USPS 178-360



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

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.

The Erie County Legal Journal makes no representation as to the quality of services offered by an advertiser in this publication.

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Erie County Bar Association

Calendar of Events and Seminars

TUESDAY, APRIL 27, 2010

Fundamentals of Insurance Law

PBI Video Seminar

Erie County Bar Association

9:00 a.m. - 1:30 p.m. (8:30 a.m. reg.)

\$129 (member) \$109 (admitted after 1/1/06)

\$149 (nonmember)

4 hours substantive

WEDNESDAY, APRIL 28, 2010

From File to Trial:

8 Keys to Success in Court & Beyond

PBI Video Seminar

Erie County Bar Association

9:00 a.m. - 4:00 p.m. (8:30 a.m. reg.)

Lunch is Included

\$364 (member) \$344 (admitted after 1/41/06)

\$384 (nonmember)

Early Registration - If you register more than 2 days before this

presentation you will qualify for this Early Registration Fee:

\$339 (member) \$319 (admitted after 1/1/06) \$359 (nonmember)

5 hours substantive / 1 hour ethics

THURSDAY, APRIL 29, 2010

Overcoming Depression

PBI Video Seminar

Erie County Bar Association

9:00 a.m. - 10:00 a.m. (8:30 a.m. reg.)

\$39 (member) \$49 (nonmember)

1 hour ethics

SATURDAY, MAY 1, 2010

7th Annual Law Day 5K Run/Walk

Erie County Court House

9:00 a.m.

\$20 (adults) \$10 (children 12 and under)

MONDAY, MAY 3, 2010

Spousal Privilege: Can you use it, or is it up to the spouse?

ECBA Live Lunch-n-Learn

Bayfront Convention Center

12:15 p.m. - 1:15 p.m. (lunch at 11:45 a.m.)

\$29 (ECBA members/staff) \$45 (nonmembers)

1 hour substantive

TUESDAY, MAY 4, 2010

Integrity: Good People, Bad Choices & Life Lessons from the White House

PBI Video

Erie County Bar Association

9:00 a.m. - 12:00 p.m. (8:30 a.m. reg.)

\$324 (member) \$304 (admitted after 1/1/06)

\$344 (nonmember)

Early Registration - If you register more than 2 days before this

presentation you will qualify for this Early Registration Fee:

\$299 (member) \$279 (admitted after 1/1/06) \$319 (nonmember)

2 hours substantive law / 1 hour ethics

WEDNESDAY, MAY 5, 2010

Post Conviction Relief Act - The Basics

PBI Groupcast Seminar

Erie County Bar Association

12:30 p.m. - 3:45 p.m. (12:00 p.m. reg.)

Lunch is Included

\$214 (member) \$194 (admitted after 1/1/06)

\$234 (nonmember)

Early Registration - If you register more than 2 days before this

presentation you will qualify for this Early Registration Fee:

\$189 (member) \$169 (admitted after 1/1/06) \$209 (nonmember)

3 hours substantive

THURSDAY, MAY 6, 2010

Evidence for Trial Lawyers

PBI Video Seminar

Erie County Bar Association

9:00 a.m. - 4:00 p.m. (8:30 a.m. reg.)

Lunch is Included

\$344 (member) \$324 (admitted after 1/1/06)

\$364 (nonmember)

Early Registration - If you register more than 2 days before this

presentation you will qualify for this Early Registration Fee:

\$319 (member) \$299 (admitted after 1/1/06) \$339 (nonmember)

6 hours substantive law

2010 BOARD OF DIRECTORS

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Associate wanted. General civil/commercial practice. Resume requested. Please send resumes to Erie County Bar Association, 302 W. 9th St., Box A, Erie, PA 16502.

Apr. 23, 30

CHANGES IN CONTACT INFORMATION OF ECBA MEMBERS

Gary V. Skiba ----- (814) 454-6345
 Yochim, Skiba & Nash ----- (f) (814) 456-6603
 345 West Sixth Street
 Erie, PA 16507 ----- *gskiba@yochim.com*

Darrel J. Vandeveld ----- (814) 451-6501
 Chief Public Defender ----- (f) (814) 451-6513
 509 Sassafras Street
 Erie, PA 16501 ----- *dvandeveld@eriecountygov.org*

Raymond A. Pagliari ----- *temporary* (814) 452-6468
 558 West Sixth Street
 Erie, PA 16507

Gina P. McCandrew ----- (814) 438-2158
 15 5th Avenue ----- (f) (814) 438-2159
 Union City, PA 16438 ----- *attygpm@aol.com*

Law Firm Name Change

Yochim & Nash is now **Yochim, Skiba & Nash**

IF THERE ARE ANY NEW ATTORNEYS IN ERIE INTERESTED IN JOINING
 THE ERIE COUNTY BAR ASSOCIATION, PLEASE
 CALL 459-3111 AND AN APPLICATION WILL BE MAILED TO YOU OR GO TO OUR
 WEBSITE AT WWW.ERIEBAR.COM AND FILL OUT THE ONLINE APPLICATION.

IF YOU KNOW OF ANY ADDRESS CHANGES
 PLEASE CONTACT THE LEGAL JOURNAL OFFICE AT 459-3111
 OR ADMIN@ERIEBAR.COM. THANK YOU.

IN RE:

JAMES C. HENDERSON and DEBORAH L. HENDERSON, Debtors

CITICORP, N.A., Movant

v.

JAMES C. HENDERSON, DEBORAH L. HENDERSON, and
RONDA J. WINNECOUR, Respondents

IN THE UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT
OF PENNSYLVANIA Case No. 00-11580-TPA Chapter 13
Related to Document No. 81

MEMORANDUM ORDER

Presently before the Court is an *Amended Motion for Payment of Unclaimed Funds* (“Motion”), filed at Document No. 81 filed by a non-attorney, Kathleen S. Allen, Recovery and Escheat Manager, on behalf of Citicorp, N.A.

The Court has become aware of an increasing number of recent filings seeking the payment of funds that had previously been paid into court as “unclaimed property” pursuant to 11 U.S.C. §347. *See also* 28 U.S.C.A §2041, *et. seq.* Many of these are being filed on behalf of the claimant(s) by individuals who are not licensed as attorneys in the Commonwealth of Pennsylvania. The filers in these instances typically base their authority to do so on a “limited power of attorney” or similar document pursuant to which the claimant has authorized the filer to act as his, her or its attorney-in-fact for the purpose of pursuing the unclaimed funds.

For reasons explained below, the filing of motions for payment of unclaimed funds constitutes the practice of law and hence may generally only be done by a licensed attorney.¹ The Court has dismissed many of these filings with brief orders stating that the filing is being dismissed because the filing party is not authorized to practice law in the Western District of Pennsylvania. *See, e.g., Collins*, Case No. 03-22894-TPA at Document Nos. 50, 54. Recently, however, some of these filers have begun to “push back” a bit, informally notifying the Court that other bankruptcy courts in the federal system permit this kind of filing by non-attorneys and questioning why this Court will not allow them to do so. For that reason, the Court finds it necessary to issue this *Memorandum Order* to set forth the basis for its conclusion in this matter.

As an initial point of reference, the Court notes that the *Local Rules* of the United States Bankruptcy Court for the Western District of Pennsylvania require that requests for disbursement of unclaimed funds be made by filing a motion and serving copies of it on all interested parties. *See Local Rule 3011-1*. These *Local Rules* have been approved by

¹ In the case of claimants who are natural persons, they may also act *pro se*, an option not available to corporate entities. *See Rowland v. Cal. Men’s Colony*, 506 U.S. 194, 201-02 (1993) (a corporation may appear in the federal courts only through licensed counsel); *Van De Berg v. Comm’r*, 175 Fed. Appx. 539, 541 (3rd Cir. 2006). For the sake of brevity the Court will not reiterate this distinction at each place in this *Memorandum Order* where it might be appropriate to do so, mindful of the fact that a natural person always has the ability to act *pro se* and that caveat is implied whenever the Court says an attorney is required.

the District Court for the Western District of Pennsylvania pursuant to the requirements of *Fed.R.Bankr.P. 9029*² and thus properly govern the practice and procedure before this Court. *See also 28 U.S.C. §1654* (“In all courts of the United States the parties may plead and conduct their own cases personally or by counsel as, by the rules of such courts, respectively, are permitted to manage and conduct causes therein.”).

With that understanding of the *Local Rules* in mind, the Court next notes that the law of the Commonwealth of Pennsylvania prohibits the unauthorized practice of law. *See 42 Pa.C.S.A. §2524. See also Fed.R.Bankr.P. 9010(a)* (party may “perform any act not constituting the practice of law, by an authorized agent, attorney in fact, or proxy”). The Pennsylvania Supreme Court has stated that attempting to set forth a precise definition of what constitutes the practice of law “would be more likely to invite criticism than to achieve clarity.” *Shortz v. Farrell*, 327 Pa. 81, 84 (1937). The *Shortz* court went on, however, to identify “three principal domains” of professional activity that lawyers engage in: (1) providing legal advice; (2) preparing legal documents; and, (3) representing clients before tribunals. *Id.* It is this third domain that is most clearly implicated in the present matter. It is instructive to quote in full the description given by the *Shortz* court:

[A lawyer] appears for clients before public tribunals to whom is committed the function of determining rights of life, liberty, and property according to the law of the land, in order that he may assist the deciding official in the proper interpretation and enforcement of the law. Since, in order to determine such rights, it is necessary first to establish the pertinent facts, which are frequently uncertain, controverted, and best ascertainable, as experience has demonstrated, by the application of rules of evidence tested by centuries of usage, a lawyer, being technically fitted for the purpose, examines and cross-examines witnesses, and presents arguments to jurymen to guide them to a proper determination of the facts. As ancillary to participation in trials and in legal argumentation, he prepares pleadings and other documents incidental to the proceedings.

327 Pa. At 84-85.

Clearly, the filings at issue here involve “property” whose rightful ownership this Court is being asked to determine. This Court’s *Local Rules* also require the filings to be in the form of a motion, which, while not strictly speaking a “pleading” under the nomenclature of federal procedure, *see Fed.R.Civ.P. 7(a)*, is nevertheless a formal document submitted to a court containing a request for relief in the form of an order. *See Fed.R.Civ.P. 7(b)*. Under bankruptcy practice, the filing of such a motion initiates a contested matter which typically provides for an opportunity to file a response, which often results in such a filing, the need for discovery, and possibly, an adversarial evidentiary hearing. *Fed.R.Bankr.P. 9014*.

As such, the Court believes the preparation, filing and prosecution of a motion falls squarely within the third domain of professional activity constituting the practice of law

² *See In re Adoption of Local Rules for the Bankruptcy Court for the Western District of Pennsylvania*, Order of June 16, 2004, signed by District Court Judges Ambrose, Cerccone, Lancaster, McVerry, McLaughlin, Schwab, Conti, Hardiman, Gibson, Cohill, Diamond, Bloch, and Standish which is on file at the Office of the Clerk of this Court.

as recognized by the court in *Shortz*. Many other courts in numerous jurisdictions have held that the filing of motions constitutes the practice of law. See, e.g., *Unalachtigo Band of Nanticoke-Lenni Lenape Nation v. New Jersey*, 2007 WL 4547501 (D. N.J. 2007); *In re J.L.R.*, 2009 WL 3634403 (Ohio App. 4th Dist. 2009); *In re Conduct of Paulson*, 346 Or. 676 (2009); *Word v. Boyd*, 2007 WL 4180602 (W.D. Ky. 2007); *Roberts v. LaConey*, 375 S.C. 97, 650 S.E.2d 474 (2007); *Attorney Grievance Comm’n. v. Hekyong Pak*, 400 Md. 567, 929 A.2d 546 (2007); *Davenport v. Lee*, 348 Ark. 85 (2002); *In re Powell*, 266 B.R. 450 (Bankr. N.D. Cal. 2001).

Thus, by its issuance of *Local Rule 3011-1* requiring the filing of a motion to secure the payment of unclaimed property, this Court has implicitly recognized that the services of an attorney are required when seeking the payment of unclaimed property. The mere possibility that a motion for payment of unclaimed property may be unopposed cannot justify its filing by a non-attorney any more than the possibility that a complaint will go unanswered could justify a filing of lawsuit by a non-attorney.

The Court is well aware that other bankruptcy courts may view this matter differently and provide by decision or local rule to permit non-attorneys to file requests for the payment of unclaimed property.³ While this Court respects that alternative view, it disagrees with it and is not bound by it. This Court instead believes that the interests of justice and the integrity of this Court are best served by requiring that an attorney file a motion seeking payment of unclaimed property, and that conversely, the filing of such a motion by a non-attorney is the unauthorized practice of law.

AND NOW, this **6th** day of **April, 2010**, for the reasons stated above, it is **ORDERED, ADJUDGED and DECREED** that the *Amended Motion for Payment of Unclaimed Funds* is **DISMISSED** without prejudice to refiling by a properly licensed attorney.

Thomas P. Agresti, Chief Judge
United States Bankruptcy Court

³ Although previously the Court was informally advised by one of the non-attorney filers that this Court was the “only one known” not to permit non-attorneys to file this type of matter, that is in fact not true. See, e.g., *In re Gamel Elec. Supply Co., Inc.*, 2009 WL 4257020 (Bankr. N.J., November 24, 2009) (letter from Hon. Judith H. Wizmur, Chief Bankruptcy Judge, denying a motion filed by a non-attorney seeking payment of unclaimed property pursuant to a limited power of attorney because it constituted the unauthorized practice of law).

BANKRUPTCY NOTICE

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

IN RE: CHAPMAN TRANSPORT,
INC., Debtor

JOHN C. MELARAGNO, Trustee,

Movant

vs.

HIGHWAY COMMERCIAL
SERVICES, INC., NORTHWEST
SAVINGS BANK, INTERNAL
REVENUE SERVICE,
PENNSYLVANIA DEPARTMENT
OF REVENUE, PENNSYLVANIA
DEPARTMENT OF LABOR
& INDUSTRY, NATIONAL
CITY BANK N/B/M PNC
BANK, N.A., AND GENERAL
ELECTRIC CAPITAL CORP.,
RESPONDENTS.

Bankruptcy Case No. 05-14761-TPA
NOTICE OF SALE

Notice is hereby given that the
Trustee in the above-captioned
proceeding, John C. Melaragno,
Esq., intends to sell the personal
property as set forth below:

PRICE: \$175,000.00 cash or
certified funds at the time of closing
HEARING AND LOCATION:
May 6, 2010, at 2:30 p.m.
before Chief Judge Agresti, U.S.
Courthouse, Bankruptcy Court, 17
South Park Row, Erie, PA 16501.
OBJECTION DEADLINE: May 3,
2010, or thereafter as the Court

permits, with a copy to Trustee's
undersigned counsel.

TERMS & CONDITIONS:

- (a) "as-is, where is and with all
faults";
- (b) cash or certified check on date
of closing;
- (c) Additional bidders may
appear at the sale hearing and bid
substantially more than the terms
set forth above, whereupon the
Court may refuse this Motion for
Sale and conduct a public auction
at which the property will be sold
to the highest bidder, free and
divested of liens.

PROPERTY TO BE SOLD: All
tangible personal property of the
Debtor including the following:

- 2005 Peterbilt – VIN No. –
1XP5DB9X05N855991
- 2000 Peterbilt – VIN No. –
1XPFD9X2YD507334
- 2000 Peterbilt – VIN No. –
1XPFD9X9YN539384
- 1999 Kenworth – VIN No. –
1XKDD9X0XJ792211
- 1999 Freightliner – VIN No. –
1FUFDZYB6XP975663
- 1999 Utility Trailer – VIN No. –
4UYFS2482XA740302
- 1997 Walker Trailer – VIN No. –
1W9P82025F1027415
- 1998 Stoughton Trailer – VIN No.
1DW1A4829TS981205
- 2002 Fontaine Trailer – VIN No. –
13N24830425913093
- 2002 Ford F-350 – VIN No. –

1FTSW31F52EA86424

- 2006 Peterbilt – VIN No. –
1NP5LBOX76N888577
- 1978 Butler - Salvage
- 1982 Brenner Trailer - Salvage
- 1975 Brenner Trailer - Salvage
- Air Compressor
- Air Tools
- Air Jacks
- Truck Tools
- New Holland Skid Steer
- Pressure Washer
- Mechanic Tools
- Tires
- Fuel 1500 Gallons (Approx.)
- Truck Parts
- Motor Oil
- Misc. (Bolts & Wire Products)
- All Existing Milk Routes including
all operating authority issued by
the FMCSA and other licenses and
permits to operate the milk runs
- Computer, Fax, Copier, Calculator
- Business Name: "Chapman
Transport"

FOR INFORMATION: Contact
Trustee's undersigned counsel at
(814) 459-5557.

Melaragno & Placidi
John C. Melaragno, Esq.
P.A. I.D. No. 80207
502 West Seventh Street
Erie, PA 16502

Phone: (814) 459-5557

Attorney Pro Se for Trustee,
John C. Melaragno, Esq.

Apr. 23



Lake Shore Country Club
Erie's Family Friendly Club

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Lake Shore Country Club is an exclusive, private club with limited membership availability.

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: AVTT for Erie, PA
2. The address of the principal place of business is: 2055 West 25th Street, Erie, PA 16502
3. The name and address of the party to the registration is: Marcha D. Vecchio, 2055 West 25th Street, Erie, PA 16502
4. The application for registration of the fictitious name was filed with the Department of State under the Fictitious Names Act on March 14, 2010.

Norman A. Stark, Esq.
The Stark Law Firm
100 State Street, Suite 210
Erie, PA 16507-1454

Apr. 23

FICTITIOUS NAME NOTICE

1. Fictitious Name: American Land Lease Homes
2. Principal Business Address: 8155 Bargain Rd., McKean, PA 16426
3. Name and address of the party to the registration: ALL Homes Corp., 380 Park Place Blvd., Clearwater, Florida 33759
4. An Application for registration of the fictitious name was filed with the Department of State under the Fictitious Names Act on April 1, 2010.

Apr. 23

FICTITIOUS NAME NOTICE

1. Fictitious Name: Nik's Naks & Plaques
2. Principal Business Address: 6243 Cobblestone Dr., Erie, PA 16509
3. Name and address of the persons who are party to the registration: Nick Mankosa and Mike Mankosa, 6243 Cobblestone Dr., Erie, PA 16509
4. An Application for registration of the fictitious name was filed with the Department of State under the Fictitious Names Act on March 22, 2010.

Apr. 23

FICTITIOUS NAME NOTICE

1. Fictitious Name: Soul Safari
2. Address of the principal place of business, including street and number: 11501 Cole Road, North East, PA 16428
3. The real names and addresses, including street and number, of the persons who are parties to the registration: Brett Maloney Landscapes, LLC
4. An application for registration of fictitious name under the Fictitious Names Act was filed on or about March 29, 2010 with the Pennsylvania Department of State. Catherine Moodey Doyle, Esq. MacDonald, Illig, Jones & Britton LLP
100 State Street, Suite 700
Erie, PA 16507-1459

Apr. 23

INCORPORATION NOTICE

The Bert Insurance Group, Inc. has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988. Knox McLaughlin Gornall & Sennett, P.C.
120 West Tenth Street
Erie, Pennsylvania 16501

Apr. 23

INCORPORATION NOTICE

Gohrs Worldwide Fulfillment Inc. has been incorporated under the provisions of the Business Corporation Law of 1988. I. John Dunn, Esq.
Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.
2222 West Grandview Boulevard
Erie, PA 16506-4508

Apr. 23

INCORPORATION NOTICE

Notice is hereby given that Performance Glass Inc. has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988. Susmarski & Hain
Ronald J. Susmarski, Esq.
4030-36 West Lake Road
Erie, PA 16505

Apr. 23

INCORPORATION NOTICE

Notice is hereby given that RMS Trucking, Inc. has been incorporated under the provisions of the Business Corporation Law of 1988.

Craig A. Zonna, Esq.
Elderkin, Martin, Kelly & Messina
150 E. 8th St.
Erie, PA 16501

Apr. 23

LEGAL NOTICE

IN THE COURT OF COMMON PLEAS OF ERIE COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
No. 10885-09

CAPITAL ONE BANK (USA),
NA, Plaintiff,

v.

CAROLYN A. MEEKER,
Defendant
ORDER

AND NOW to-wit, this 4th day of December 2009, upon consideration of the foregoing Motion for Service of the Complaint Pursuant to Special Order of Court, and the attached supporting affidavit, it is hereby ORDERED, ADJUDGED and DECREED, that the service of the Complaint may be made on Defendant, Carolyn A. Meeker, by permitting Plaintiff to mail a copy of the Complaint to the Defendant at Defendant's last known address of 11548 Route 19 N, Waterford, PA 16441 by Certified Mail and by Certificate of Mailing Postal Form 3817. Service shall be complete upon delivery of the mail.

In addition, Plaintiff shall make service of process pursuant to Rule 430(b)(1) by advertising a notice of the action once in the Erie County Legal Journal, and once in the Erie Times newspaper.

BY THE COURT:

John Garhart, Judge

Apr. 23

LEGAL NOTICE

ATTENTION: UNKNOWN BIOLOGICAL FATHER INVOLUNTARY TERMINATION OF PARENTAL RIGHTS
IN THE MATTER OF THE ADOPTION OF MINOR MALE

CHILD (C.M.L.); DOB: 01-18-08
BORN TO: FELICIA DIANE
LACOSTE

#59A 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 Brabender, Court Room F, City of Erie on June 17, 2010, at 1:30 p.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

Apr. 23

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 Art Supplies, Pencils & Pens, School Paper, Lamps, Regular & Office Supplies, and Rubbish, Trash and Waste Materials up to Thursday, May 6, 2010 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

Apr. 16, 23, 30

**Our offices have helped thousands of people file under the new bankruptcy code.
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Mazzei & Associates
ATTORNEYS AT LAW

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AUDIT LIST
NOTICE BY
PATRICK L. FETZNER

Clerk of Records,
Register of Wills and Ex-Officio Clerk of
the Orphans' Court Division, of the
Court of Common Pleas of Erie County, Pennsylvania

The following Executors, Administrators, Guardians and Trustees have filed their Accounts in the Office of the Clerk of Records, Register of Wills and Orphans' Court Division and the same will be presented to the Orphans' Court of Erie County at the Court House, City of Erie, on **Monday, April 26, 2010** and confirmed Nisi.

May 20, 2010 is the last day on which Objections may be filed to any of these accounts.

Accounts in proper form and to which no Objections are filed will be audited and confirmed absolutely. A time will be fixed for auditing and taking of testimony where necessary in all other accounts.

<u>2010</u>	<u>ESTATE</u>	<u>ACCOUNTANT</u>	<u>ATTORNEY</u>
102.	Mary M. Archer	Louis A. Colussi, Exr.	Louis A. Colussi
103.	Harry E. Camp	Kim L. Michael, Exrx.	Elderkin Martin Kelly & Messina
104.	Marie A. Kerner	Lewis C. Hamilton, Exr.	Denis W. Krill, P.C.
105.	Marvin Leroy Akerly	Margo Elizabeth Akerly, Exr.	Marsh Spaeder Baur Spaeder & Schaaf LLP
106.	Eric V. Zierenberg	Pamela M. Zierenberg, Admr.	" " " " " "
107.	Marie Ann Quinn aka Marie Perkowski Quinn aka Marie Ann Perkowski aka Marie Stanley Quinn	Michele Q. Margittai	Ward & Pagliari

PATRICK L. FETZNER
Clerk of Records
Register of Wills &
Orphans' Court Division

Apr. 23, 30

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**FARNEN, OWEN J. JR.,
deceased**

Late of the Township of Summit, County of Erie and Commonwealth of Pennsylvania
Executrix: Lois M. Borowy, 2290 New Road, Waterford, PA 16441
Attorney: Peter W. Bailey, Esquire, 336 East Sixth Street, Erie, Pennsylvania 16507

**GILL, SYLVIA T., a/k/a
SYLVIA TILLOTSON GILL,
deceased**

Late of Fairview Township, County of Erie and Commonwealth of Pennsylvania
Executor: John T. Gill
Attorney: Joseph T. Messina, Esquire, Elderkin, Martin, Kelly & Messina, 150 East 8th Street, Erie, PA 16501

**HEDDERICK, ROGER A.,
deceased**

Late of the Township of Harborcreek, County of Erie, and Commonwealth of Pennsylvania
Executor: Gaven A. Hedderick
Attorney: Thomas J. Buseck, Esq., The McDonald Group, L.L.P., P.O. Box 1757, Erie, PA 16507-1757

**HOPKINS, ARTHUR G. JR.,
a/k/a ARTHUR GRAHAM
HOPKINS JR.,
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania
Executor: Janet Hopkins, c/o Kevin M. Monahan, Esq., Suite 300, 300 State Street, Erie, PA 16507
Attorney: Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, Attorney-at-Law, Suite 300, 300 State Street, Erie, PA 16507

**KLAPTHOR, YOLANDA A.,
a/k/a YOLANDA Klapthor,
deceased**

Late of the City of Erie
Executor: Jack A. Klapthor, Jr.,
Attorney: Norman A. Stark, CPA, Esquire, The Stark Law Firm, 100 State Street, Suite 210, Erie, PA 16507

**KRASINSKI, SOPHIA M.,
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania
Executor: Thomas S. Kubinski, Esquire, The Gideon Ball House, 135 East 6th Street, Erie, PA 16501
Attorney: Thomas S. Kubinski, Esquire, The Gideon Ball House, 135 East 6th Street, Erie, PA 16501

**LAUGHNER, DONALD JUDD,
a/k/a DONALD J. LAUGHNER,
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania
Administratrix: Kathleen Hart, c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508
Attorney: Darlene M. Vlahos, Esquire, 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

**LUTZ, JAMES ARTHUR,
deceased**

Late of North East Township, Erie County, North East, Pennsylvania
Administrator: Henry G. Lutz, c/o Edward Orton, 33 East Main Street, North East, Pennsylvania 16428
Attorney: Orton & Jeffery, P.C., 33 East Main Street, North East, Pennsylvania 16428

**MIKOWSKI, EILEEN M.,
deceased**

Late of Erie, Pennsylvania
Executrix: Dianne M. Presogna, 3213 Westwood Drive, Erie, PA 16506
Attorney: James P. Shields, Esq., Shields & Boris, 109 VIP Drive, Suite 102, Wexford, PA 15090

**STEPHAN, AGNES L.,
deceased**

Late of the City of Erie, County of Erie, Commonwealth of Pennsylvania
Executor: Thomas G. Stephan, c/o Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506
Attorney: Colleen R. Stumpf, Esquire, Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506

**THERASSE, LISA B.,
deceased**

Late of Lake City, Erie County, Pennsylvania
Administrator: John F. Therasse, II, c/o Bernard & Stuczynski, 234 West Sixth Street, Erie, PA 16507-1319
Attorney: Bruce W. Bernard, Esquire, Bernard & Stuczynski, 234 West Sixth Street, Erie, PA 16507-1319

**WAGER, SHIRLEY ANN,
deceased**

Late of the Borough of Wesleyville, County of Erie, PA
Executor: Harold Hutchinson, c/o Elizabeth Brew Walbridge, 900 State Street, Suite 103, Erie, PA 16501
Attorney: Elizabeth Brew Walbridge, Esq., 900 State Street, Suite 103, Erie, PA 16501

**WILLIAMS, KITTIE E.,
deceased**

Late of Lawrence Park Township, County of Erie and Commonwealth of Pennsylvania
Executor: Russell T. Williams
Attorney: David J. Rhodes, Esquire, Elderkin, Martin, Kelly & Messina, 150 East 8th Street, Erie, PA 16501

SECOND PUBLICATION

**CROSBY, GERALD R.,
deceased**

Late of the Township of Conneaut, County of Erie, State of Pennsylvania
Executor: David B. Crosby, 11550 Route 6N, Albion, Pennsylvania 16401
Attorney: James R. Steadman, Esq., 24 Main St. E., Girard, Pennsylvania 16417

**DeGEORGE, ROBERT,
deceased**

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

**EVANS, LEONARD,
deceased**

Late of the City of Erie, Erie County, Pennsylvania
Executor: Rev. Frank Jurewicz, c/o 307 French Street, Erie, Pennsylvania 16507-1542
Attorney: Raymond A. Pagliari, Esq., 307 French Street, Erie, Pennsylvania 16507-1542

**GRAVES, WILLIAM R.,
deceased**

Late of the Township of Millcreek
Executor: Christopher M. Graves, 2765 Alexandra Drive, Erie, PA 16506
Attorney: Michael A. Fetzner, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**GRYCHOWSKI, MARY, a/k/a
MARYANNA GRYCHOWSKI,
deceased**

Late of the City of Erie, County of Erie and State of Pennsylvania
Executor: Richard A. Grychowski, 1656 Skyline Drive, Erie, PA 16509
Attorney: Ronald J. Susmarski, Esq., 4030-36 West Lake Road, Erie, PA 16505

**JUREWICZ, FRANK P., a/k/a
FRANK PAUL JUREWICZ,
deceased**

Late of Erie City, Erie County, Pennsylvania
Administrators: Peter P. Jurewicz, 130 Howe Street, Norfolk, VA 23503 and Frank M. Jurewicz, 925 West 9th Street, Erie, PA 16502
Attorney: John R. Falcone, Esq., The Gideon Ball House, 135 East 6th Street, Erie, Pennsylvania 16501

**LARSON, PHILIP THEODORE,
a/k/a PHILIP T. LARSON,
deceased**

Late of the Township of Lawrence Park
Administratrix: Patricia S. Larson, c/o James S. Bryan, Esq., 11 Park Street, North East, PA 16428
Attorney: James S. Bryan, Esq., Knox McLaughlin Gornall & Sennett, P.C., 11 Park Street, North East, PA 16428

**LAWRENCE, ANNA LOU, a/k/a
ANNA LAWRENCE, a/k/a
ANNA L. LAWRENCE,
deceased**

Late of Millcreek Township, County of Erie and State of Pennsylvania
Executrix: David R. Lawrence, 1107 Ford Avenue, Erie, PA 16505
Attorney: Ronald J. Susmarski, Esq., 4030-36 West Lake Road, Erie, PA 16505

**RENKIS, ALAN I.,
deceased**

Late of Millcreek Twp., Erie, Pennsylvania
Co-Executors: Laura A. Semple and Martin A. Renkis, c/o Jerome C. Wegley, Esq., 120 West 10th Street, Erie, PA 16501
Attorney: Jerome C. Wegley, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**RULAND, ANN E., a/k/a
ANNA E. RULAND,
deceased**

Late of the Township of Millcreek, County of Erie, State of Pennsylvania
Co-Executor: James R. Steadman, 24 Main Street East, Post Office Box 87, Girard, Pennsylvania 16417 and PNC Bank, NA, c/o Vickie L. Harbaugh, 901 State Street, Post Office Box 8480, Erie, PA 16553
Attorney: James R. Steadman, Esq., 24 Main St. E., Girard, Pennsylvania 16417

**SLOAN, BARBARA R.
LAMPREY, a/k/a
BARBARA LAMPREY, a/k/a
BARBARA R. SLOAN,
deceased**

Late of the Borough of North East, Erie County, Pennsylvania
Executrix: Priscilla A. Martin, c/o 307 French Street, Erie, Pennsylvania 16507-1542
Attorney: Raymond A. Pagliari, Esq., 307 French Street, Erie, Pennsylvania 16507-1542

**SUPRYNOWICZ JANE, a/k/a
JEAN SUPRYNOWICZ,
deceased**

Late of the County of Erie and
State of Pennsylvania

Administrator: Cynthia Plizga,
5910 Washington Ave., Erie, PA
16509

Attorney: Ronald J. Susmarski,
Esq., 4030-36 West Lake Road,
Erie, PA 16505

**TEPPER, LOUIS S., a/k/a
LOUIS STANLEY TEPPER,
deceased**

Late of the City of Erie, County
of Erie

Executors: Linda T. Bush,
2217 Union Avenue, Erie,
Pennsylvania 16510 and Dennis J.
Tepper, 3635 East Ridge Run,
Canandaigua, New York 14424

Attorney: W. Richard Cowell,
Esquire, Carney & Good,
254 West Sixth Street, Erie,
Pennsylvania 16507

**TITUS, HELEN L.,
deceased**

Late of the Township of
Greenfield

Executrix: Karen S. Rose, c/o
James S. Bryan, Esq., 11 Park
Street, North East, PA 16428

Attorney: James S. Bryan, Esq.,
Knox McLaughlin Gornall &
Sennett, P.C., 11 Park Street,
North East, PA 16428

**VEONI, ALMERICO,
deceased**

Late of the Township of Millcreek,
Erie County, Pennsylvania

Executor: First National Trust
Company, 711 State Street, Erie,
PA 16501

Attorney: Christine Hall McClure,
Esq., Knox McLaughlin Gornall
& Sennett, P.C., 120 West Tenth
Street, Erie, PA 16501

**ZIERENBERG, GEORGE J.,
deceased**

Late of the Township of Summit
Executrix: Joy Stewart, c/o
James S. Bryan, Esq., 11 Park
Street, North East, PA 16428

Attorney: James S. Bryan, Esq.,
Knox McLaughlin Gornall &
Sennett, P.C., 11 Park Street,
North East, PA 16428

THIRD PUBLICATION

**BUKOWSKI, EMILY B., a/k/a
EMILY BUKOWSKI, a/k/a
EMILIE B. BUKOWSKI,
deceased**

Late of the City of Erie, County
of Erie and Commonwealth of
Pennsylvania

Executor: Ronald G. Bukowski,
c/o Yochim & Nash, 345 West
Sixth Street, Erie, PA 16507

Attorney: Gary H. Nash, Esquire,
Yochim & Nash, 345 West Sixth
Street, Erie, PA 16507

**KENNERKNECHT, HELEN M.,
deceased**

Late of Erie (Greene Township),
Pennsylvania, Erie, Pennsylvania

Executor: Raymond P.
Kennerknecht, c/o Robert C.
Brabender, Esquire, 2741 West
8th Street, Suite No. 16, Erie, PA
16505

Attorney: Robert C. Brabender,
Esquire, 2741 West 8th Street,
Suite No. 16, Erie, PA 16505

**LECHNER, MARTHA M.,
deceased**

Late of the City of Erie, County
of Erie, and Commonwealth of
Pennsylvania

Executor: Robert A. Wallace, c/o
The McDonald Group, L.L.P.,
Thomas J. Buseck, P.O. Box
1757, Erie, PA 16507-1757

Attorney: Thomas J. Buseck,
Esq., The McDonald Group,
L.L.P., PO Box 1757, Erie, PA
16507-1757

**LUCORE, HENRIETTA R.,
deceased**

Late of Lawrence Park, Erie, PA
Executor: George R. Lucore, c/o
Jeffrey D. Scibetta, Esq., 120
West 10th Street, Erie, PA 16501

Attorney: Jeffrey D. Scibetta,
Esq., Knox McLaughlin Gornall
& Sennett, P.C., 120 West Tenth
Street, Erie, PA 16501

**PIAZZA, COLUMBUS J.,
deceased**

Late of the Township of Millcreek,
Erie County, Pennsylvania

Executor: Thomas Zakovitch,
5 Center Street, Union City, PA
16438

Attorney: Christine Hall McClure,
Esq., Knox McLaughlin Gornall
& Sennett, P.C., 120 West Tenth
Street, Erie, PA 16501

**TAYLOR, EVELYN F.,
deceased**

Late of Waterford Borough
Administrator CTA: Dennis C.
Taylor, 6732 Richardson Circle,
Fairview, PA 16415

Attorney: Jerome C. Wegley,
Esq., Knox McLaughlin Gornall
& Sennett, P.C., 120 West Tenth
Street, Erie, PA 16501

**WOODSIDE, BERNADETTE G.,
a/k/a BERNADETTE L.
WOODSIDE,
deceased**

Late of the City of Erie, County
of Erie and Commonwealth of
Pennsylvania

Executor: Karl W. Woodside, c/o
504 State Street, Suite 300, Erie,
PA 16501

Attorney: Damon C. Hopkins,
Esquire, 504 State Street, Suite
300, Erie, PA 16501



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