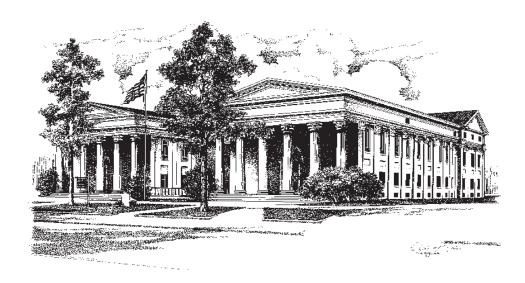
# July 2, 2010

# Erie County Legal Journal

Vol. 93 No. 27 USPS 178-360



93 ERIE 126 - 132 Slawson, et al. v. Wilson, et al.

# **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.

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# Erie County Bar Association Calendar of Events and Seminars

#### WEDNESDAY, JULY 7, 2010

Social Security Disability: The Basics
PBI Groupcast Seminar
Erie County Bar Association
9:00 a.m. - 1:15 p.m. (8:30 a.m. reg.)
\$224 (member) \$204 (admitted after 1/1/06)
\$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 1/1/06) \$219 (nonmember) 4 hours substantive

#### THURSDAY, JULY 8, 2010

Handling the Sexual Harassment Case 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, JULY 14, 2010

Boating Law Liability
PBI Groupcast Seminar
Erie County Bar Association
12:00 p.m. - 4:15 p.m. (11:30 a.m. reg.)
Lunch Included
\$244 (member) \$224 (admitted after 1/1/06)
\$264 (nonmember)

Early Registration - If you register more than 2 days before this presentation you will qualify for this Early Registration Fee: \$219 (member) \$199 (admitted after 1/1/06) \$239 (nonmember) 4 hours substantive

#### THURSDAY, JULY 15, 2010

Outsourcing
PBI Groupcast Seminar
Erie County Bar Association
9:00 a.m. - 1:15 p.m. (8:30 a.m. reg.)
\$234 (member) \$214 (admitted after 1/1/06)
\$254 (nonmember)

Early Registration - If you register more than 2 days before this presentation you will qualify for this Early Registration Fee: \$209 (member) \$189 (admitted after 1/1/06) \$229 (nonmember) 4 hours substantive

#### TUESDAY, JULY 20, 2010

Common Estate Planning Blunders - How to Correct and Avoid Them PBI Groupcast Erie County Bar Association 9:00 a.m. - 1:30 p.m. (8:30 a.m. reg.) \$224 (member) \$204 (admitted after 1/1/06) \$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 1/1/06) \$219 (nonmember) 3 hours substantive / 1 hour ethics

#### WEDNESDAY, JULY 21, 2010

Understanding Easements in Pennsylvania
PBI Groupcast Seminar
Erie County Bar Association
8:30 a.m. - 12:45 p.m. (8:00 a.m. reg.)
\$244 (member) \$224 (admitted after 1/1/06)
\$264 (nonmember)

Early Registration - If you register more than 2 days before this presentation you will qualify for this Early Registration Fee: \$219 (member) \$199 (admitted after 1/1/06) \$239 (nonmember) 4 hours substantive

#### THURSDAY, JULY 22, 2010

Ohlbaum on Evidence Advocacy:
Using the Rules of Evidence to Persuade
PBI Groupcast Seminar
Bayfront Convention Center
8:30 a.m. - 3:30 p.m. (8:00 a.m. reg.)

8:30 a.m. - 3:30 p.m. (8:00 a.m. reg.) *Lunch 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) 5 hours substantive / 1 hour ethics

#### 2010 BOARD OF DIRECTORS

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#### ERIE COUNTY LEGAL JOURNAL

NOTICE TO THE PROFESSION

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

#### MOTION COURT DATES FOR CHIEF JUDGE THOMAS P. AGRESTI In Re: ERIE DIVISION SCHEDULING PROCEDURES

#### **JULY 2010 NOTICE**

The following is a list of *July through September 2010* motion court dates and times to be used for the scheduling of motions pursuant to *Local Rule 9013-5(A)* before **Chief Judge Thomas P. Agresti** in the Erie Division of the Court. The use of these dates for scheduling motions consistent with the requirements of *Local Rule 9013-5(A)* is summarized below and on Chief Judge Agresti's website at: *www.pawb.uscourts.gov. The motions will be heard in the Bankruptcy Courtroom, U.S. Courthouse, 17 South Park Row, Erie, PA 16501.* 

#### ERIE CH. 13 AND CH. 7 CASES

Counsel for a moving party shall select one of the following dates and times for matters subject to the "self-scheduling" provisions of the *Local Rules* (See Court Website at <a href="http://www.pawb.uscourts.gov">http://www.pawb.uscourts.gov</a> and <a href="http://www.pawb.uscourts.gov">W.D. PA Local Rule 9013-5(A)</a>, insert same on the notice of hearing for the motion, and serve the notice on all respondents, trustee(s) and parties in interest. Where a particular type of motion is listed at a designated time, filers shall utilize that time for the indicated motions(s) *unless:* (a) special arrangements have been approved in advance by the Court, or, (b) another motion in the same bankruptcy case has already been set for hearing at a different time and the moving party chooses to use the same date and time as the previously scheduled matter.

#### Scheduling of CHAPTER 13 Motions before Chief Judge Thomas P. Agresti

Wednesday, July 14, 2010 Wednesday, August 4, 2010 Wednesday, August 18, 2010 Wednesday, September 15, 2010 1:30 p.m.: Open for all Erie matters 2:00 p.m.: Open for all Erie matters 2:30 p.m.: Open for all Erie matters\*

(Sale, Financing and Extend/Impose Stay Motions scheduled at this time)
\* ALL Chapter 12 matters are to be scheduled for 2:30 p.m.

#### Scheduling of CHAPTER 7 Motions before Chief Judge Thomas P. Agresti

NOTE: As of September 9, all Chapter 7 matters are to be scheduled at 10:30 a.m., 11:00 a.m., or 11:30 a.m.

Thursday, July 15, 2010 Thursday, July 29 2010 Thursday, August 12, 2010 Thursday, August 26, 2010

2:00 p.m.: Open for all Erie matters 2:30 p.m.: Open for all Erie matters

Thursday, September 9, 2010 Friday, September 24, 2010 10:30 a.m.: Open for all Erie matters 11:00 a.m.: Open for all Erie matters

11:30 a.m.: Sale Motions at this time, only

#### ERIE CHAPTER 11 CASES

The Self-scheduling Rule does not apply to Chapter 11 cases. Documents are to be electronically filed with the Clerk's Office. Thereafter, scheduling Orders will be issued from Chambers which schedule any required hearings and, where applicable, outline the specific procedures to be utilized. Any pleadings in Chapter 11 cases which are self-scheduled will be dismissed upon filing.

#### ERIE COUNTY LEGAL JOURNAL

NOTICE TO THE PROFESSION

ALL OF THE ABOVE DATES ARE SUBJECT TO REVISION. Please check each month for any changes in the dates that have been published previously. THIS SCHEDULE CAN BE VIEWED ON PACER (Public Access to Court Electronic Records) and on the Court's Web Site (www.pawb.uscourts.gov).

John J. Horner Clerk of Court

Jul. 2

ERIE COUNTY LAW FIRM SEEKS ASSOCIATE for civil and matrimonial litigation. 1-5 years experience is preferred. Candidates must be motivated, have good interpersonal skills and have excellent research and writing skills. The position includes a competitive salary and benefit package, including retirement benefits, a vacation package, and medical and life insurance. Please email your cover letter and resume to the Erie County Legal Journal at pigregory@eriebar.com. All inquiries will be kept strictly confidential.

Jul. 2, 9, 16

#### THE PENNSYLVANIA DEFENSE INSTITUTE

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Slawson, et al. v. Wilson, et al.

CHRISTOPHER M. SLAWSON and ASLAN SLAWSON,

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# his wife, Plaintiffs

#### RYAN WILSON; RYAN TITUS; JUSTIN BINNEY; and CABURN'S INC., t/d/b/a THE CAB BAR & GRILL, Defendants

#### CIVIL PROCEDURE / MOTION FOR SUMMARY JUDGMENT

In a motion for summary judgment, the nonmoving party may not rest upon the mere allegations or denials of its pleadings, but must set forth by affidavit, or otherwise, specific facts showing summary judgment is not appropriate.

#### ACTS OR OMISSIONS CONSTITUTING NEGLIGENCE / OTHER NEGLIGENCE ACTS OR OMISSIONS

A tayern is in violation of the Pennsylvania Dram Shop Act if it (or any of its employees, servants, or agents) sells any alcoholic beverages to a visibly intoxicated defendant; such a violation, in addition to being unlawful, is negligence per se.

#### OTHER NEGLIGENCE ACTS OR OMISSIONS / CRITERIA FOR PROXIMATE CAUSE

In order to succeed on a theory of dram shop liability, a plaintiff injured by a visibly intoxicated defendant must show: (1) The tavern served alcoholic beverages to the visibly intoxicated defendant and (2) such service was the proximate cause of plaintiff's injuries.

#### NEGLIGENCE / EVIDENCE ADMISSIBLE AS TO NEGLIGENCE

Evewitness evidence that an individual was served alcohol when they were visibly intoxicated is not necessary to prove dram shop liability. Circumstantial evidence of a defendant's intoxication before, during, and immediately after his stay at a bar along with the defendant's admission of purchasing alcohol therein is such that reasonable minds may differ whether the defendant was visibly intoxicated when he paid for and received drinks from a bartender at the bar.

#### NEGLIGENCE / ACTS OR OMISSIONS CONSTITUTING NEGLIGENCE

A possessor of land who holds it open to the public for his business purposes is subject to liability for physical harm caused by the accidental, negligent or intentionally harmful acts of third persons by the failure of the possessor to exercise reasonable care to (a) discover that such acts are being done or are likely to be done, or (b) give a warning adequate to enable the visitors to avoid the harm, or otherwise protect them against it.

#### NEGLIGENCE / DUTY

A possessor of land who holds it open to the public is not an insurer of a visitor's safety unless and until he has reason to know that the acts of a third person are about to occur, and his ability to know, or have reason to

know, such acts are about to occur may be based on his past experience that such acts may occur, even if he has no reason to expect it on the part of any particular individual, especially if the place or character of his business is such that he should reasonably anticipate the act.

CIVIL PROCEDURE / MOTION FOR JUDGMENT ON PLEADINGS

The moving party shall file a motion for judgment on the pleadings, together with a supporting brief, with the Prothonotary and a copy of the motion and brief shall be contemporaneously served by the moving party upon all counsel of record and upon the assigned judge. If the brief of the moving party is not filed within the time periods above stated, unless the time shall be extended by the Court or by stipulation, the Court may then dismiss the motion where the moving party has failed to comply.

IN THE COURT OF COMMON PLEAS OF ERIE COUNTY, PENNSYLVANIA CIVIL DIVISION No. 12967-2007

Appearances: William J. Kelly, Jr., Esq., Attorney for Christopher and Aslan Slawson

Eric J. Purchase, Esq., Attorney for Justin Binney Mark E. Mioduszewski, Esq., Attorney for Caburn's Inc. S.E. Riley Jr., Esq., Attorney for Ryan Wilson

#### **OPINION**

Connelly, J., April 29, 2010

This matter is before the Court pursuant to a Motion for Summary Judgment filed by Caburn's Incorporated, t/d/b/a The Cab Bar and Grill (hereinafter "Defendant Caburn") and two separate Motions for Judgment on the Pleadings filed by Defendant Caburn and Ryan Wilson (hereinafter "Defendant Wilson"). Christopher and Aslan Slawson (hereinafter "Plaintiffs")¹ oppose Defendant Caburn's Motion for Summary Judgment, while Justin Binney (hereinafter "Defendant Binney") opposes Defendant Caburn's Motion for Judgment on the Pleadings.² Defendant Wilson's Motion is unopposed.

#### **Statements of Fact**

Plaintiff and Martin Lepkowski attended a party hosted at Defendant Caburn's property, the Cab Bar and Grill (hereinafter "The Cab"), on August 13, 2005, which they left at some point to investigate a plane crash that had occurred east of the Erie Airport. *Plaintiffs' Response to Defendant Caburn's Motion for Summary Judgment, p. 2.* After their

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<sup>&</sup>lt;sup>1</sup> As the present litigation largely focuses on Christopher Slawson, "Plaintiff" shall hereinafter refer only to him unless otherwise noted, e.g., "Plaintiff Aslan Slawson."

<sup>&</sup>lt;sup>2</sup> Though entitled as a brief in opposition to Defendant Caburn's Motion for Summary Judgment, reading the document reveals it to be an opposition brief to Defendant Caburn's Motion for Judgment on the Pleadings. See, Brief of Justin Binney in Opposition to Motion for Summary Judgment Filed on Behalf of Defendant, Caburn's Inc., pp. 1-4.

Slawson, et al. v. Wilson, et al.

"investigation," Plaintiff and Mr. Lepkowski picked up a subjectively upset, agitated, and "pretty intoxicated" Defendant Binney,3 who had been fighting with his father prior to consuming "a couple" of alcoholic drinks: to-wit, Jack and Cokes. Id. at 3, Ex. 2; Brief of Defendant Caburn's Inc., t/d/b/a/ the Cab Bar and Grill, in Support of Motion for Summary Judgment, p. 23. Plaintiff, Mr. Lepkowski, and Defendant Binney returned to The Cab sometime in between 11:30 p.m. and 12:30 a.m., and remained there until roughly 2:00 a.m. Plaintiffs' Response to Defendant Caburn's Motion for Summary Judgment, p. 3. It was during this time that Defendant Binney admitted to paying for, and consuming, approximately five (5) more Jack and Cokes and two (2) shots composed of Jaegermeister and Red Bull energy drink before exiting The Cab with Plaintiff. Id. at 3-4.

Also attending The Cab that evening from 10:00 or 11:00 p.m. until 2:00 a.m., were Defendant Wilson, Ryan Titus (hereinafter "Defendant Titus"),4 and Dane Mong. Id. at 5, 7. Mr. Mong, Defendant Wilson, and Defendant Titus collectively consumed at least five (5) pitchers of beer at The Cab throughout their four (4) to five (5) hour stay. *Id. at 7*. Defendants Wilson and Titus were outside The Cab at 2:00 a.m. in the parking lot allegedly talking about a game of pool they had just played, when (as mentioned above) Defendant Binney and Plaintiff emerged from inside the bar. *Id. at 5-6; Complaint*, ¶ 29.

Defendants Wilson and Titus each believed Defendant Binney was intoxicated, acting like a "typical drunk." Plaintiffs' Response to Defendant Caburn's Motion for Summary Judgment, p. 6. At that moment, or shortly thereafter, a derogatory comment was made by either Defendant Wilson or Titus, which Defendant Binney believed was directed towards him. Plaintiffs' Response to Defendant Caburn's Motion for Summary Judgment, p. 5; Complaint, ¶ 28. Defendant Binney challenged both Defendants Wilson and Titus to a "martial arts" fight despite the difference of four (4) and seven (7) inches in height and an aggregate two hundred eighty-nine (289) pounds in weight between him and Defendants Wilson and Titus. Plaintiffs' Response to Defendant Caburn's Motion for Summary Judgment, p. 6; Complaint, ¶ 35. After Defendant Binney attempted an errant swing at Defendant Wilson, Defendant Titus stepped in and knocked out Defendant Binney with one punch. Defendant Wilson did the same thereafter to Plaintiff. Id. Defendants Wilson and Titus left the scene, were later questioned by Millcreek Township Police Officers, and ultimately admitted their complicity in the conflict outside of The Cab. Id. at 7.

<sup>&</sup>lt;sup>3</sup> Defendant Binney is 5'8" tall and weighs approximately 141 lbs. *Plaintiffs' Response to* Defendant Caburn's Motion for Summary Judgment, fn. 3.

<sup>&</sup>lt;sup>4</sup> Defendant Wilson is 6'3" tall and weights approximately 230 pounds. *Id.* Defendant Titus is 6'0" tall and weighs approximately 200 pounds. Id.

#### **Analysis of Law**

# I. DEFENDANT CABURN'S MOTION FOR SUMMARY JUDGMENT

Any party may move for summary judgment, in whole or in part, after the relevant pleadings are closed. *See, Ertel v. The Patriot-News Co.*, 674 A.2d 1038 (Pa. 1996); *cert. denied*, 519 U.S. 1008 (1996). Summary judgment is appropriate when the facts contained in the record<sup>5</sup> are so clear that reasonable minds could not differ as to whether: genuine issues of material fact exist with regard to a necessary element of the cause of action or defense (that could be established by additional discovery or expert report); or whether an adverse party (who will bear the burden of proof at trial) has produced evidence of facts essential to their prima facie cause of action or defense which would require the issues be submitted to a jury. *Pa.R.C.P. 1035.2; Stimmler v. Chestnut Hill Hosp.*, 981 A.2d 145, 153-54 (Pa. 2009); *Weaver v. Lancaster Newspapers, Inc.*, 926 A.2d 899 (Pa. 2007).

It is the moving party's burden to prove summary judgment is appropriate, and all doubts as to such shall be resolved against it. *See, Ertel,* 674 A.2d at 1041. However, this is not to say the nonmoving party may rest upon the mere allegations or denials of its pleadings, but must set forth by affidavit, or otherwise, specific facts showing summary judgment is not appropriate. *See, Id.* at 1042; *Burger v. Owens III., Inc.,* 966 A.2d 611, 619-20 (Pa. Super. 2009).

The Court must not only examine the record in a light most favorable to the nonmoving party, but it must also accept as true all well-pled facts in the nonmoving party's pleadings. *Brecher v. Cutler*, 578 A.2d 481, 483-84 (Pa. Super. 1990); *citing, Green v. K & K Ins. Co.*, 566 A.2d 622, 623 (Pa. 1989). To that end, the Court has viewed the record in a light most favorable to the nonmoving parties, and has weighed applicable law as it relates to the facts of this case along with the merit of the arguments presented by each of the parties in determining whether summary judgment is proper as to Defendant Caburn's Motion for Summary Judgment.

Defendant Caburn contends it is entitled to judgment, not only because it did not serve alcohol to a visibly intoxicated Defendant Binney, but also because it did not owe Plaintiff a duty to protect him against injury from its other patrons. *Motion for Summary Judgment*, ¶ 5; see, Brief of Defendant, Caburn's Inc., t/d/b/a the Cab Bar and Grill, in Support of Motion for Summary Judgment, pp. 4, 19; Reply Brief of Defendant, Caburn's Inc., in Support of Motion for Summary Judgment, pp. 2.

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<sup>&</sup>lt;sup>5</sup> The "record" includes: pleadings, depositions, answers to interrogatories, admissions on file, together with the affidavits, and reports signed by an expert witness that would, if filed, comply with Civil Rule 4003.5(a)(1), whether the reports have been produced in response to interrogatories. *Pa.R.C.P.* 1035.1.

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Therefore, in order to determine whether Defendant Caburn is entitled to its requested relief, the Court shall specifically address if genuine issues of fact exist as to whether Defendant Binney was visibly intoxicated, and whether Defendant Caburn owed Plaintiff a duty to protect him against injury from other patrons of The Cab.

The Cab is in violation of the Pennsylvania Dram Shop Act if it (or any of its employees, servants, or agents) sold any alcoholic beverages to a visibly intoxicated Defendant Binney. See, 47 P.S. § 4-493(1). Such a violation, in addition to being unlawful, is negligence per se. Id.; see, Johnson v. Harris, 615 A.2d 771, 775 (Pa. Super. 1992). Therefore, in order to succeed on a theory of Dram Shop Liability, Plaintiff must ultimately show: (1) The Cab served alcoholic beverages to a visibly intoxicated Defendant Binney and (2) such service was the proximate cause of Plaintiff's injuries. See, Holpp v. Fez, Inc., 656 A.2d 147, 151 (Pa. Super. 1995)(finding a plaintiff may be a third party proximately injured as a result of the visibly intoxicated patron's actions); McDonald v. Marriott Corp., 564 A.2d 1296, 1298 (Pa. Super. 1989).

Defendant Caburn, itself, notes in its Supporting Brief that at least three people - Plaintiff, Defendant Wilson, and Defendant Titus - observed Defendant Binney to be intoxicated at various stages throughout the evening, i.e., before, during, and/or after his presence inside of The Cab. Corroborating such observations, the record also reflects Defendant Binney had been drinking alcoholic beverages prior to entering The Cab. Furthermore, Defendant Binney continued to imbibe therein, admitting to purchasing even more drinks for himself. The record also shows Defendant Binney was quick to engage two men (each much larger than he) in "martial arts" fisticuffs almost immediately after exiting The Cab without ascertaining whether the alleged derogatory comment was actually directed towards him.

Although Defendant Binney claims The Cab served him his drinks, the record does not directly reflect that an eyewitness saw a bartender at The Cab serve him. However, such a witness is not presently necessary for the Court to render a decision on Defendant Caburn's Motion. See, Fandozzi v. Kelly Hotel, Inc., 711 A.2d 527, 527 (Pa. Super. 1998)(holding eyewitness evidence that an individual was served alcohol while they were visibly intoxicated is not necessary to prove dram shop liability). The circumstantial evidence of Defendant Binney's possible intoxication before, during, and immediately after his stay at Defendant Caburn's establishment along with his admission of purchasing alcohol therein, is such that reasonable minds may differ whether Defendant Binney was visibly intoxicated while he paid for and received his drinks from a bartender at the Cab. Thus, genuine issues of material fact exist in this regard.

As previously noted, a violation of the Pennsylvania Dram Shop Act is negligence per se. Johnson v. Harris, 615 A.2d at 775. Further,

Restatement (Second) of Torts, § 344 has been adopted as law by Pennsylvania Courts, and reads as follows:

A possessor of land who holds it open to the public . . . for his business purposes is subject to liability . . . for physical harm caused by the accidental, negligent or intentionally harmful acts of third persons . . . by the failure of the possessor to exercise reasonable care to (a) discover that such acts are being done or are likely to be done, or (b) give a warning adequate to enable the visitors to avoid the harm, or otherwise protect them against it.

Moran v. Valley Forge Drive-In Theater, Inc., 246 A.2d 875, 878 (Pa. 1968). Such a possessor, however, is not an insurer of a visitors safety unless and until he has reason to know that the acts of a third person are about to occur. Restatement (Second) of Torts § 344, cmt. f. His ability to know, or have reason to know, such acts are about to occur may be based on his past experience that such acts may occur, even if he has no reason to expect it on the part of any particular individual. Id. This is especially true if the place or character of his business is such that he should reasonably anticipate the act, which led to the injury. Id.

In addition to, and anchored in, the above analysis regarding visible intoxication, the Court finds that reasonable minds may also differ whether Defendant Caburn, as an operator of a drinking establishment (possessing implicit experience in the actions of intoxicated patrons), should reasonably anticipate the actions and consequences that may arise out of serving a questionably irate and visibly intoxicated Defendant Binney. Thus, a genuine issue of material fact also exists regarding Defendant Caburn's duty to protect Plaintiff from its patrons.

# II. DEFENDANTS CABURN'S and WILSON'S MOTIONS FOR JUDGMENT ON THE PLEADINGS

The Erie County Local Rules of Civil Procedure provide the following in regard to motions for judgment on the pleadings:

The moving party shall file a motion for judgment on the pleadings, together with a supporting brief, with the Prothonotary and a copy of the motion and brief shall be contemporaneously served by the moving party upon all counsel of record and . . . upon the assigned judge.

. . . .

If the brief of . . . the moving party . . . is not filed within the time periods above stated, unless the time shall be extended by the Court or by stipulation, the Court may then . . . Dismiss the motion where the moving party has failed to comply.

Erie L.R. 1034(a)(1),(4)(A). Though opposed by Defendant Binney, Defendant Caburn's Motion for Judgment on the Pleadings was not

accompanied by a brief in support thereof that was either filed with the Prothonotary, or contemporaneously served upon the Court. The Court, neither extending the time period for filing of the brief nor receiving a stipulation thereto, shall dismiss Defendant Caburn's Motion for Judgment on the Pleadings, as a supporting brief was not contemporaneously filed together with the Motion as required by the Erie County Local Rules of Civil Procedure.

Defendant Wilson's Motion for Judgment on the Pleadings requests that the Court grant in his favor by dismissing Defendant Binney's crossclaim. See, Binney Answer, New Matter and Cross-Claim, ¶¶ 96-97. Defendant Wilson's Motion is grounded in the notion that Defendant Binney's crossclaim contains a request for recovery of damages for his injuries that resulted from the fight between the parties, and that such a claim is barred by the applicable statute of limitations. Wilson Motion for Judgment on the Pleadings, ¶ 3; Wilson Brief in Support for Motion for Judgment on the Pleadings, pp. 1-2; citing, 42 Pa.C.S.A. § 5524. While Defendant Wilson may possibly be correct that Defendant Binney is not entitled to recovery of damages for his injuries, Defendant Binney's crossclaim makes no such contention. Instead, the crossclaim pertains to Plaintiffs' injuries. Defendant Binney alleges Defendant Wilson "is solely and directly liable to [Plaintiffs] for and on account of any and all injuries, losses or damages allegedly sustained by them," or in the alternative "liable to [Defendant Binney] for contribution and/or indemnity" as to damages relating to Plaintiffs' injuries. Binney Answer, *New Matter and Cross-Claim*, ¶¶ 96-97.

Defendant Wilson has constructed an argument against a non-existent request, which he alleges is contained in Defendant Binney's crossclaim. Therefore, whether a party may recover damages for injuries outside of the applicable statute of limitations pursuant to 42 Pa.C.S.A. § 5524 is immaterial as to Defendant Binney's crossclaim. As a result, the Motion is dismissed

#### **ORDER**

**AND NOW, TO-WIT,** this 29th day of April, 2010, it is hereby **ORDERED, ADJUDGED, AND DECREED** that, for the reasons set forth in the foregoing Opinion, Defendant Caburn's Motions for Summary Judgment and Judgment on the Pleadings, along with Defendant Wilson's Motion for Judgment on the Pleadings are **DENIED.** 

BY THE COURT: /s/ Shad Connelly, Judge

LEGAL NOTICE

#### COMMON PLEAS COURT

#### ARTICLES OF AMENDMENT

- 1. The name of the corporation is: Family First Sports Park Corp.
- 2. The corporation's registered office is: 8155 Oliver Road. Erie. PA 16509
- 3. The name of the corporation is changed to: Pennsylvania Academy Corp.
- 4. The association entitled to the benefit of the Consent of Name is: FFSP. LLC.
- 5. Articles of Amendment were filed with the Pennsylvania Department of State on May 14, 2010.

David F. Dieteman, Esq. Dieteman Law Office 100 State Street, Suite 210 Erie, PA 16507

Jul. 2

#### ARTICLES OF AMENDMENT

Summit Auto Auction & Notary, Inc., has changed it's name to Summit Auto, Inc. under the Business provisions of the Corporation Law of 1988. Thomas J. Ruth. Esq. 43 North Main Street Union City. Pennsylvania 16438

Jul. 2

#### INCORPORATION NOTICE

Notice is hereby given that Absolute Construction and Services. Inc. has been incorporated under the Business Corporation Law of 1988. Gery T. Nietupski, Esquire Law Offices of Gery T. Nietupski, Esquire, LLC 818 State Street, Suite A

Jul. 2

#### INCORPORATION NOTICE

Erie, Pennsylvania 16501

Notice is hereby given that Allied Pediatric Health of Erie has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988.

Jul. 2

#### INCORPORATION NOTICE

Erie Sports Academy, Inc. has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988, as amended

The McDonald Group, L.L.P. 456 West Sixth Street P.O. Box 1757 Erie, PA 16507-0757

Jul. 2

#### INCORPORATION NOTICE

Notice is hereby given that Fuller Custodial Services, Inc. has been incorporated under the provisions of the Business Corporation Law of 1988, as amended. James R. Steadman, Esquire 24 Main Street East P.O. Box 87 Girard, PA 16417

Jul. 2

#### INCORPORATION NOTICE

Notice is hereby given that Iron Wings M.C., Inc., has been incorporated under the provisions of the Business Corporation Law of 1988.

D. Christopher Meyers, Esq. 425 W. Tenth Street Erie, PA 16502

Jul. 2

#### ORGANIZATION NOTICE

Notice is hereby given that a Certificate of Organization has been filed with the Department of State of the Commonwealth of Pennsylvania EJH **ENTERTAINMENT** LLC, a domestic limited liability company, which has been organized under the provisions of the Limited Liability Company Law of 1994. John R. Falcone, Esq.

The Gideon Ball House 135 East 6th Street Erie, Pennsylvania 16501

Jul. 2

#### ORGANIZATION NOTICE

Notice is hereby given that Promachining & Technology, LLC has been organized under the provisions of the Pennsylvania Limited Liability Company Law of 1994, Et Seq.

Jeffrey G. Herman, Esq. Herman & Herman, LLC 412 High Street Waterford, PA 16441

Jul. 2

#### LEGAL NOTICE

IN THE COURT OF COMMON PLEAS OF ERIE COUNTY, PENNSYLVANIA IN THE MATTER OF THE

ADOPTION OF E.M.R. Orphans' Court Division No. 55 In Adoption 2010

TO: UNKNOWN FATHER At the instance of JAY RICHARDS and NANCY RICHARDS, the petitioners in the above case, you, UNKNOWN FATHER, laying aside all business and excuses whatsoever, are hereby cited to be and appear before the Orphans' Court of Erie County, Pennsylvania, at the Erie County Court House, Court Room No. G-222, City of Erie, Pennsylvania, on July 22, 2010 at 9:50 a.m., and then and there show cause, if any you have, why your parental rights to E.M.R., a minor female child, born February 28, 1996, at Metro Hospital, Erie, Pennsylvania, should not be terminated, in accordance with the Petition For Involuntary Termination Of Parental Rights filed on June 10, 2010 at the above term and number. The Petition alleges you, by conduct continuing for a period of at least six (6) months immediately preceding the filing of the petition, either have evidenced a settled purpose of relinquishing parental claim to the child or have failed or refused to perform parental duties. You hereby are notified that the Confirmation of Consent of the Natural Mother of E.M.R., a minor female child, also will take place on July 22, 2010 at 9:30 a.m. before the

LEGAL NOTICE

COMMON PLEAS COURT

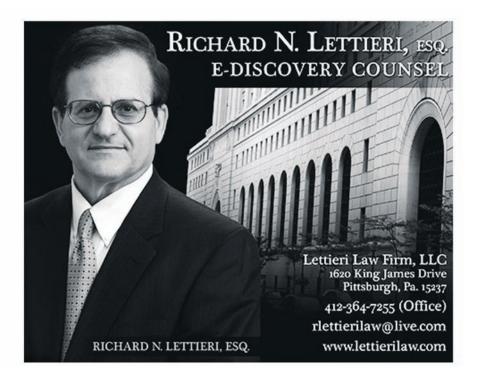
Honorable Stephanie Domitrovich. Your presence is required at the hearing. You are warned that if you fail to appear at the hearing to object to the termination of your rights or fail to file a written objection to such termination with the court prior to the hearing, the hearing will go on without you and your rights may be terminated without you being present.

If it is your intention to contest these proceedings you, or your attorney, are further directed to immediately notify the Family/Orphans' Court Administrator, Room 205, Erie County Court House, Erie, PA 16501 or at (814) 451-6251.

You have the 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 can not 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 Jeffrey J. Jewell, Esquire 731 French Street Erie, Pennsylvania 16501 Telephone: (814) 452-3151

Jul. 2



#### SHERIFF SALES

Notice is hereby given that by virtue of sundry Writs of Execution, issued out of the Courts of Common Pleas of Erie County, Pennsylvania, and to me directed, the following described property will be sold at the Erie County Courthouse, Erie, Pennsylvania on

#### July 16, 2010 at 10:00 AM

All parties in interest and claimants are further notified that a schedule of distribution will be on file in the Sheriff's Office no later than 30 days after the date of sale of any property sold hereunder, and distribution of the proceeds made 10 days after said filing, unless exceptions are filed with the Sheriff's Office prior thereto.

All bidders are notified prior to bidding that they MUST possess a cashier's or certified check in the amount of their highest bid or have a letter from their lending institution guaranteeing that funds in the amount of the bid are immediately available. If the money is not paid immediately after the property is struck off, it will be put up again and sold, and the purchaser held responsible for any loss, and in no case will a deed be delivered until money is paid.

Bob Merski

Sheriff of Erie County Jun. 25 and Jul. 2, 9

SALE NO. 1
Ex. #15804 of 2009
LaSalle Bank National
Association, as Trustee for
Merrill Lynch Mortgage
Investors Trust Mortgage Loan
Asset-Backed Certificates. Series

# Todd Dewey, Defendant(s) LEGAL DESCRIPTION

2006-OPT1, Plaintiff

ALL that certain piece or parcel of land situate in the First Ward, City of Corry, Erie County, Pennsylvania, bounded and described as follows, to-wit: Commencing at a point of intersection on the south line of Chestnut Street with the west line of East Street at a stake; Thence westerly along the north line of

Chestnut Street; about eighty (80) feet to the southeast corner of land now or formerly owned by Earnest J. Morris; Thence northerly along said Morris near line, one hundred fiftysix and one-half (156 1/2) feet to a stake, in the south line of land now or formerly of Clarence M. Dav: Thence easterly along said Day's south line, eighty (80) feet to a stake in the west line of East Street: Thence southerly along the west line of East Street, about one hundred fourteen and one-fourth (114 1/4) feet to the north line of Chestnut Street. the place of beginning, be the same more or less.

Tax Parcel ID: (5) 32-162-3 Address: 49 Chestnut Street, Corry, PA 16407 BEING KNOWN AS: 49 Chestnut

Street, Corry, PA 16407 PROPERTY ID NO.: (05) 32-162-3 TITLE TO SAID PREMISES IS VESTED IN Todd Dewey, single by Deed from Peggy E. Chelton, single dated 06/16/2006 recorded 06/21/2006 in Deed Book 1338 Page 598.

Udren Law Offices, P.C. Mark J. Udren, Esquire Woodcrest Corporate Center 111 Woodcrest Road, Suite 200 Cherry Hill, NJ 08003-3620 856-669-5400

Jun. 25 and Jul. 2, 9

SALE NO. 2 Ex. #11039 of 2010 Bank of America, N.A., Plaintiff

#### Keith Hough, Defendant(s) LEGAL DESCRIPTION

All that certain piece or parcel of land situate in the City of Erie, County of Erie and Commonwealth of Pennsylvania, being Lot No. Fifteen (15) in Block "H" of Andrews Land Company Subdivision of Reserve Tract No. 33 as shown upon a map or plot of said subdivision recorded in the office of the Recorder of Deeds of Erie County in Map Book 1, pages 374 and 375.

Having erected thereon a dwelling house and being commonly known as 933 East 29th Street, Erie, Pennsylvania, and being further identified as Erie County Tax Parcel Index No. (18) 5053-117.

Being the same premises as conveyed to the mortgagor(s) herein by deed recorded this date.

BEING KNOWN AS: 933 East 29th Street, Erie, PA 16504

PROPERTY ID NO.: E9NE2A-6-10 TITLE TO SAID PREMISES IS VESTED IN Keith Hough by Deed from Stephen M. Erdos and Leann K. Edros [sic], husband and wife dated 11/30/2005 recorded 12/01/2005 in Deed Book 1290 Page 2269.

Udren Law Offices, P.C. Mark J. Udren, Esquire Woodcrest Corporate Center 111 Woodcrest Road, Suite 200 Cherry Hill, NJ 08003-3620 856-669-5400

Jun. 25 and Jul. 2, 9

SALE NO. 3 Ex. #11038 of 2010

Wells Fargo Bank, N.A. successor by merger to Wells Fargo Bank Minnesota, N.A., as Trustee f/k/a Norwest Bank Minnesota, N.A., as Trustee for the registered holders of Renaissance Home Equity Loan Asset-Backed Certificates, Series 2002-4, Plaintiff

Cynthia D. Maines
Richard Pierce (Mortgagor),
Defendant(s)
LEGAL DESCRIPTION

ALL that certain piece or parcel of land situate in Greenfield Township, County of Erie and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

described as follows, to-wit:
BEGINNING at a point in the public road known as the Station Road at the southeast corner of land of George Evans, from thence north along said Evans' land ninety (90) rods; thence east along the lands of Mrs. Ella Orton forty-eight and five-sixths (48 5/6) rods to a point being northeast corner of land herein conveyed, from thence south by land of George B. Moore ninety (90) rods to the aforesaid public highway, from thence along the center of this highway west forty-eight and five-sixth (48 5/6) rods to

the place of beginning. This land being a part of Tract Number one hundred and fifteen (115).

SUBJECT to all restrictions, rightsof-way, building lines, leases and oil and gas leases of record and to all easements and rights-of-way visible and discoverable upon an inspection of the premises.

UNDER and subject to outsale recorded at Deed Book Volume 986, Page 439 recorded August 2, 1968. BEING KNOWN and designated as Parcel No. (26) 8-22-15 in the Deed Registry Office of Eric County, more commonly known as 9458 Station Road.

BEING the same premises which Cynthia D. Maines and William D. Maines her husband, by Cynthia D. Maines his Attorney-in-Fact by Deed dated August 2, 2002 and recorded August 2, 2002 in Erie County Deed Book 907 Page 1150 granted and conveyed unto Cynthia D. Maines, in fee

BEING KNOWN AS: 9458 Station Road, North East, PA 16428

PROPERTY ID NO.: E9NE2A-6-10 TITLE TO SAID PREMISES IS VESTED IN Cynthia D. Maines by Deed from Cynthia D. Maines and William D. Maines, her husband, by Cynthia D. Maines his Attorney-in-Fact dated 08/02/2002 recorded 08/02/2002 in Deed Book 907 Page 1150

Udren Law Offices, P.C. Mark J. Udren, Esquire Woodcrest Corporate Center 111 Woodcrest Road, Suite 200 Cherry Hill, NJ 08003-3620 856-669-5400

Jun. 25 and Jul. 2, 9

#### SALE NO. 4 Ex. #10411 of 2010

Regency Finance Company t/d/b/a F.N.B. Consumer Discount Company, Plaintiff

#### Dale R. Pierce, Defendant

All that certain property situated in the City of Erie, Ward 5, in the County of Erie and Commonwealth of Pennsylvania, being described as follows: Lot 334 in Burton Terrace Subdivision. Being more fully described in a Deed

dated 05/18/1995 and recorded 05/19/1995, among the land records of the County and State set forth above, in Deed Volume 384 and Page 487.

Address: 2317 Downing Road, Erie, PA 16501

Tax Map or Parcel ID NO.: 18-5125-319

Culbertson, Weiss, Schetroma and Schug, P.C.

Dearald W. Shuffstall, II, Esquire Nathaniel I. Holland, Esquire 201 Chestnut Street, Suite 200 Meadville, PA 16335 (814) 336-6400

Jun. 25 and Jul. 2, 9

#### SALE NO. 5 Ex. #10412 of 2010

Regency Finance Company t/d/b/a F.N.B. Consumer Discount Company, Plaintiff

#### Dale R. Pierce, Defendant

All that certain property situated in the City of Erie, Ward 2, in the County of Erie and Commonwealth of Pennsylvania, being described as follows: One parcel. Being more fully described in a Deed dated 07/31/1989 and recorded 08/02/1989, among the land records of the County and State set forth above, in Deed Volume 94 and Page 1188.

Address: 229 E. 10th St., Erie, PA 16503

Tax map or Parcel ID No.: 15-2012-244

Culbertson, Weiss, Schetroma and Schug, P.C.

Dearald W. Shuffstall, II, Esquire Nathaniel I. Holland, Esquire 201 Chestnut Street, Suite 200 Meadville, PA 16335 (814) 336-6400

Jun. 25 and Jul. 2, 9

#### SALE NO. 6 Ex. #10413 of 2010

Regency Finance Company t/d/b/a F.N.B. Consumer Discount Company, Plaintiff

#### Dale R. Pierce, Defendant

ALL that certain piece or parcel of land situate in the City of Erie, County of Erie and Commonwealth

Pennsylvania, being more particularly bounded and described as follows: COMMENCING at an iron pin in the north line of 21st Street where the same is intersected by the west line of Lot No. 25 in Block No. 1 in WARFEL'S SUBDIVISION of Lots of the City of Erie, as recorded in the Recorder of Deeds Office in Erie County, Pennsylvania, in Deed Book 74, page 235, said point being one hundred twenty (120) feet east of the east line of Brandes Street: thence northwardly along the west line of said Lot No. 25, one hundred five (105) feet to the center of the said block: thence North 64° East, along the center of said block, thirty-two (32) feet to a point; thence southwardly on a line parallel with the west line of Lot No. 25, one hundred five (105) feet to the north line of 21st Street; thence westwardly, along the north line of 21st Street, thirty-two (32) feet to the place of beginning. Having erected thereon a two story, frame dwelling commonly known as 1214 East 21st Street, Erie, Pennsylvania, and bearing Erie County Tax index Number (18) 5101-228. Being the same premises conveyed to first parties by Sheriff's Deed recorded November 1, 2001 in Erie County Record Book 822, page 253.

ALL that certain piece or parcel of land situate in the City of Erie, County of Erie and Commonwealth of Pennsylvania, bounded and described as follows, to-wit: BEGINNING at a point in the south line of Buffalo Road, two hundred fifty-six (256) feet westwardly from the east line of Lot No. 11 in Block No. 1 of the Warfel Addition to the City of Erie as per plot recorded in Erie County at Deed Book 74, page 235: thence southwardly, parallel with the east line of said Lot No. 11. one hundred five (105) feet to the center of said block; thence westwardly along the center of said block, parallel with the south line of the Buffalo Road, thirty-two (32) feet to a point; thence northwardly on a line parallel with the east line of Lot No. 11, one hundred five (105) feet to the south line of the

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COMMON PLEAS COURT

Buffalo Road; thence eastwardly along the south line of the Buffalo Road, thirty-two (32) feet to the place of beginning, having erected thereon a two-story frame dwelling house and one-car garage. Being commonly known as 1217 Buffalo Road and bearing Erie County Tax Index Number 5101-219

Culbertson, Weiss, Schetroma and Schug, P.C. Dearald W. Shuffstall, II, Esquire Nathaniel I. Holland, Esquire 201 Chestnut Street, Suite 200 Meadville, PA 16335

Jun. 25 and Jul. 2, 9

SALE NO. 7 Ex. #10858 of 2010 Marquette Savings Bank

(814) 336-6400

#### Richard A. Johannesmeyer and Carrie L. Johannesmeyer SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 10858 - 2010, Marquette Savings Bank vs. Richard A. Johannesmeyer and Carrie L. Johannesmeyer, owner of property situate in Millcreek Township. Erie County, Pennsylvania, being: 1128 East Gore Road, Erie, Pennsylvania. 60 x 120

Assessment Map Number: (33) 105-474-49.02 Assessed Value Figure: \$81,420.00 Improvement Thereon: Residence Donald F. Fessler, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP Suite 300, 300 State Street Erie, Pennsylvania 16507 (814) 456-5301

Jun. 25 and Jul. 2. 9

SALE NO. 8 Ex. #11126 of 2010

**Northwest Savings Bank** 

Nancy Rea, Executrix of the Estate of Willard A. Gustafson, Jr. a/k/a Willard A. Gustafson. SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 11126-2010. Northwest Savings Bank vs. Nancy Rea, Executrix of the Estate

Willard A. Gustafson, Jr. a/k/a Willard A. Gustafson, owner of property situate in the Borough of Albion, Erie County, Pennsylvania being: 81 Jackson Avenue. Erie. Pennsylvania.

120' X 120' X 120' X 120' Assessment Map Number: (1) 5-47-11 Assessed Value Figure: \$54,290.00 Improvement Thereon: Residence Kurt L. Sundberg, Esq. Marsh Spaeder Baur Spaeder

& Schaaf, LLP Suite 300, 300 State Street Erie. Pennsylvania 16507 (814) 456-5301

Jun. 25 and Jul. 2. 9

SALE NO. 9 Ex. #15470 of 2009

**Marquette Savings Bank** 

#### Hanlon Development, LLC SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 15470-2009. Marquette Savings Bank VS. Hanlon Development, LLC, owner of property situate in the Township of Summit, Erie County, Pennsylvania being: 2824 Sunset Trail, 2826 Sunset Trail, 2821 Sunset Trail and 2801 Sunset Trail Erie. Pennsylvania.

1 2824 Sunset Trail - 60 x 130

2. 2826 Sunset Trail - 98 x 130

3. 2821 Sunset Trail - 87 x 120

4. 2801 Sunset Trail - 115.36 x 120 irr. Assessment Map Number:

1. (40) 19-82-5.15

2. (40) 19-82-5.16

3. (40) 19-82.1-1

4. (40) 19-82.1-10

Assessed Value Figure: 1. \$24,300 2. \$29,200 3. \$26,900 4. \$25,300

Improvement Thereon: N/A Kurt L. Sundberg, Esq.

Marsh Spaeder Baur Spaeder & Schaaf, LLP

Suite 300, 300 State Street Erie. Pennsylvania 16507

(814) 456-5301

Jun. 25 and Jul. 2, 9

SALE NO. 10 Ex. #15471 of 2009 Marquette Savings Bank

Hanlon Development, LLC

#### SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 15471-2009. Marquette Savings Bank VS. Hanlon Development, LLC, owner of property situate in the Township of Summit, Erie County, Pennsylvania being: 6.930 acres of land on Hamot Road. Erie. Pennsylvania. 6 930 acres

Assessment Map Number: (40) 19-82-6 Assessed Value Figure: \$41,400.00

Improvement Thereon: N/A Kurt L. Sundberg, Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP

Suite 300, 300 State Street Erie, Pennsylvania 16507 (814) 456-5301

Jun. 25 and Jul. 2, 9

SALE NO. 11 Ex. #10292 of 2010 PNC Bank, National Association.

Plaintiff

#### James L. Grill, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10292-10. PNC Bank. National Association vs. James L. Grill, owner(s) of property situated in City of Erie. Erie County. Pennsylvania being 711 Ohio Street, Erie. PA 16505 0.0885 Acres

Assessment Map number: (17) 41-23-508

Assessed Value figure: \$76,150.00 Improvement thereon: Residential Dwelling

Michael C. Mazack, Esquire 1500 One PPG Place

Pittsburgh, PA 15222 (412) 594-5506

Jun. 25 and Jul. 2, 9

SALE NO. 12 Ex. #10284 of 2010 PNC Bank, National Association. Plaintiff

#### James L. Grill, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10284-10. PNC Bank. National Association vs. James L. Grill, owner(s) of property situated

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in City of Erie, Erie County, Pennsylvania being 710 East 8th Street, Erie, PA 16503 0.1023 Acres

Assessment Map number: (14) 10-22-121

Assessed Value figure: \$48,270.00 Improvement thereon: Residential Dwelling

Michael C. Mazack, Esquire 1500 One PPG Place Pittsburgh, PA 15222 (412) 594-5506

Jun. 25 and Jul. 2. 9

SALE NO. 13 Ex. #13310 of 2009 SUNTRUST MORTGAGE, INC., Plaintiff

#### MICHAEL O. APPLETON DARLA L. APPLETON. Defendant(s)

SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 13310-2009 SUNTRUST MORTGAGE, INC. vs. MICHAEL O. APPLETON and DARLA L. APPLETON Amount Due: \$84,754,43 MICHAEL O. APPLETON and DARLA L. APPLETON, owner(s) of property situated in TOWNSHIP OF CONNEAUT. Erie County. Pennsylvania being 10133 BARNEY ROAD, ALBION, PA 16401-9735

Acreage: 40.0000 Assessment Map number: 04-016-042.0-019.00 Assessed Value: \$108,600.00 Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814

Jun. 25 and Jul. 2, 9

SALE NO. 14 Ex. #10330 of 2005 WASHINGTON MUTUAL BANK, F.A., Plaintiff

(215) 563-7000

#### NANCY J. BLUM, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10330-05

WASHINGTON MUTUAL BANK. F.A. vs. NANCY J. BLUM Amount Due: \$74.625.83 NANCY J. BLUM, owner(s) of property situated in Erie County, Pennsylvania being 3750 GREENLAWN AVENUE, ERIE, PA 16510

Dimensions: 75 x 175 Acreage: 0.3013

Assessment Map number: (27) 55-191.00-15.07

Assessed Value: \$89,300.00 Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban

Station, Suite 1400

1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Jun. 25 and Jul. 2, 9

SALE NO. 15 Ex. #10511 of 2010 WELLS FARGO BANK, N.A., Plaintiff

#### TERRY J. CARROLL. Defendant(s) SHERIFF'S SALE By virtue of a Writ of Execution

filed to No. 10511-10 WELLS FARGO BANK, N.A. vs. TERRY J. CARROLL Amount Due: \$133,861.10 TERRY J. CARROLL, owner(s) property situated HARBORCREEK TOWNSHIP. Erie County. Pennsylvania being 8797 EAST LAKE ROAD, ERIE. PA 16511-1623 Dimensions: 237S x 307.56 Irr.

Acreage: 0.9699

Assessment Map number: 27-030-028.0-011.02

Assessed Value: \$93,600.00 Improvement thereon: Residential

Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban Station, Suite 1400

1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Jun. 25 and Jul. 2. 9

SALE NO. 16 Ex. #10493 of 2010 FIFTH THIRD MORTGAGE COMPANY, Plaintiff

#### ERIC A. HAWES VIRGINIA L. HAWES, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution

filed to No. 10493-2010 FIFTH THIRD MORTGAGE COMPANY vs. ERIC A. HAWES and VIRGINIA L. HAWES Amount Due: \$140,159,58 ERIC A. HAWES and VIRGINIA L. HAWES, owner(s) of property TOWNSHIP situated in MILLCREEK. Erie County. Pennsylvania being 3114 ATLANTIC AVENUE, ERIE, PA 16506-3422

Dimensions: 70 x 138.6

Acreage: 0.2222 Assessment

Map 33-073-2303.0-016.00 Assessed Value: \$79,930.00 Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban Station, Suite 1400

1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Jun. 25 and Jul. 2, 9

number:

#### **SALE NO. 17** Ex. #10492 of 2010 CITIMORTGAGE INC S/B/M ABN AMRO MORTGAGE **GROUP INC.. Plaintiff**

#### MICHELE M. INTER Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10492-2010 CITIMORTGAGE INC S/B/M ABN AMRO MORTGAGE GROUP INC. vs. MICHELE M. INTER

Amount Due: \$44,611.08 MICHELE M. INTER. owner(s) of property situated in the Fifth

Ward, CITY of ERIE, Erie County, Pennsylvania being 941 EAST 35TH STREET, ERIE, PA 16504-

Dimensions: 55.13 x IRR.

Acreage: 0.1641

Assessment Map number: 18-053-095.0-108.00 Assessed Value: \$59,610.00

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Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Jun. 25 and Jul. 2, 9

SALE NO. 18 Ex. #11515 of 2009 NORTHWEST SAVINGS BANK, Plaintiff

# v. CHARITY A. MADEWELL DANIELLE M. BRENNEN, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution

filed to No. 11515-09

NORTHWEST SAVINGS BANK vs. CHARITY A. MADEWELL and DANIELLE M. BRENNEN Amount Due: \$91.356.61 CHARITY A MADEWELL and DANIELLE M. BRENNEN. owner(s) of property situated in BOROUGH OF LAKE CITY, Erie County, Pennsylvania being 9990 SMITH STREET, LAKE CITY, PA 16423-1418 Dimensions: 58.08 X 225 Acreage: 0.3000 Assessment Map number: 28-010-004-0-047.00 Assessed Value: \$52,950.00 Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban Station, Suite 1400

Jun. 25 and Jul. 2, 9

SALE NO. 19 Ex. #10084 of 2010 WELLS FARGO BANK, N.A., Plaintiff

1617 John F. Kennedy Boulevard

Philadelphia, PA 19103-1814

(215) 563-7000

#### WILLIAM MCBRIDE, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10084-10
WELLS FARGO BANK, N.A. vs. WILLIAM MCBRIDE
Amount Due: \$277,994.95
WILLIAM MCBRIDE, owner(s)

of property situated in TOWNSHIP OF FAIRVIEW, Erie County, Pennsylvania being 6686 OTTEN COURT, FAIRVIEW, PA 16415-3006

Dimensions: 103.28 x 300.37 Irregular Acreage: 0.6354

Assessment Map number: 21-052-074.0-022.13

Assessed Value: \$201,950.00 Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban

Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Jun. 25 and Jul. 2, 9

SALE NO. 20 Ex. #10911 of 2010 NATIONSTAR MORTGAGE LLC, Plaintiff

#### BETSY H. MITCHELL KEVIN W. MITCHELL, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution

filed to No. 10911-10
NATIONSTAR MORTGAGE LLC
vs. BETSY H. MITCHELL and
KEVIN W. MITCHELL
Amount Due: \$219,460.11
BETSY H. MITCHELL and
KEVIN W. MITCHELL, owner(s)
of property situated in TOWNSHIP
OF MILLCREEK, Erie County,
Pennsylvania being 5965
DEERFIELD DR., FAIRVIEW, PA
16415-3215
Dimensions: 134.8 x 113
Acreage: 0.3660

Assessment Map number: 33-133-572.3-001-00 Assessed Value: \$186,140.00

Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban Station. Suite 1400

1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Jun. 25 and Jul. 2. 9

SALE NO. 21 Ex. #10545 of 2010 DEUTSCHE BANK NATIONAL TRUST COMPANY, AS

#### TRUSTEE FOR RBSGC 2007-B, Plaintiff

#### STACY M. MORGAN, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10545-10 DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE FOR RBSGC 2007-B vs. STACY M. MORGAN

Amount Due: \$150,081.17 STACY M. MORGAN, owner(s) of property situated in the CITY OF ERIE, Erie County, Pennsylvania being 4603 HOMELAND BLVD., ERIE, PA 16509-2230

Acreage: 0.1915

Assessment Map number: 18-053-016.0-110.00 18-053-016.0-111-00

Assessed Value: \$159,000.00 Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban Station, Suite 1400

1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Jun. 25 and Jul. 2, 9

#### SALE NO. 22 Ex. #15111 of 2009 LEHMAN BROTHERS HOLDINGS, INC., Plaintiff

#### PAUL A. OLSON, Defendant(s) SHERIFF'S SALE

SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 15111-09

LEHMAN BROTHERS HOLDINGS, INC. vs. PAUL A. OLSON

Amount Due: \$77,122.22

PAUL A. OLSON, owner(s) of property situated in TOWNSHIP OF MILLCREEK, Erie County, Pennsylvania being 726 WYOMING AVENUE, ERIE, PA 16505-3830

Dimensions: 45 x 136.5

Acreage: 0.1410

Assessment Map number: 33-029-067.0-005.00

Assessed Value: \$67,630.00 Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban

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Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Jun. 25 and Jul. 2, 9

SALE NO. 23 Ex. #15168 of 2009 SUNTRUST MORTGAGE, INC., Plaintiff

v.

ROGER W. SCALISE SHERRI A. SCALISE, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 15168-09 SUNTRUST MORTGAGE, INC. vs. ROGER W. SCALISE and SHERRI A. SCALISE Amount Due: \$119.318.82 ROGER W. SCALISE and SHERRI A. SCALISE, owner(s) of property situated in LAKE BOROUGH CITY Frie County, Pennsylvania being 572 RICHARDSON DRIVE, LAKE CITY, PA 16423-1820 Dimensions: 75 x 227 Irr. Acreage: 0.3848 Assessment Map number: 28-003-00300-008.00 Assessed Value: \$86,260.00 Improvement thereon: Residential Phelan Hallinan & Schmieg, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814

Jun. 25 and Jul. 2, 9

SALE NO. 24
Ex. #14842 of 2009
U.S. BANK NATIONAL
ASSOCIATION TRUSTEE
FOR THE PENNSYLVANIA
HOUSING FINANCE AGENCY,
Plaintiff

(215) 563-7000

#### KENNETH E. BARNES and TERRI L. BARNES, Defendants SHERIFF'S SALE

By virtue of a Writ of Execution No. 14842-09 U.S. BANK NATIONAL ASSOCIATION TRUSTEE FOR THE PENNSYLVANIA HOUSING FINANCE AGENCY, Plaintiff vs. KENNETH E. BARNES and

TERRI L. BARNES, Defendants
Real Estate: 1040-1042 WEST
20TH STREET, ERIE, PA
Municipality: City of Erie
Erie County, Pennsylvania
Dimensions: 40' x 130'
See Deed Book 702, Page 226

Tax I.D. (19) 6029-122 Assessment: \$9,400. (Land)

\$38,810. (Bldg) Improvement thereon: a residential dwelling house as identified above Leon P. Haller. Esquire Purcell, Krug & Haller 1719 North Front Street

Harrisburg, PA 17104 (717) 234-4178

(/1/) 234

Jun. 25 and Jul. 2, 9

SALE NO. 25
Ex. #10573 of 2010
U.S. BANK NATIONAL
ASSOCIATION TRUSTEE
FOR THE PENNSYLVANIA
HOUSING FINANCE AGENCY,
Plaintiff

v

#### MICHAEL P. CROSBY and RANDI R. CROSBY, Defendants SHERIFF'S SALE

By virtue of a Writ of Execution No. 10573-10 U.S. BANK NATIONAL ASSOCIATION TRUSTEE FOR THE PENNSYLVANIA HOUSING FINANCE AGENCY, Plaintiff vs. MICHAEL P. CROSBY and RANDI R. CROSBY, Defendants Real Estate: 13270 CARTER HILL ROAD, CORRY, PA Municipality: Township of Wayne Erie County, Pennsylvania

Erie County, Pennsylvania See Deed Book 111, Page 1303 Tax I.D. (49) 13-20-2501 Assessment: \$10,000. (Land)

\$33,500. (Bldg) Improvement thereon: a residential dwelling house as identified above Leon P. Haller, Esquire Purcell, Krug & Haller

1719 North Front Street Harrisburg, PA 17104 (717) 234-4178

Jun. 25 and Jul. 2, 9

SALE NO. 26
Ex. #10671 of 2010
MIDFIRST BANK, Plaintiff
v.
CYNTHIA L. WALTERS,

#### Defendants SHERIFF'S SALE

By virtue of a Writ of Execution No. 10671-10 MIDFIRST BANK, Plaintiff vs. CYNTHIA L. WALTERS, Defendants Real Estate: 9871 MARK ROAD,

ERIE, PA Municipality: Township of Greene Erie County, Pennsylvania See Deed Book 0090, Page 0217

Tax I.D. (25) 15-43-63 Assessment: \$31,900. (Land)

Assessment: \$31,900. (Land) \$42,010. (Bldg)

Improvement thereon: a residential dwelling house as identified above Leon P. Haller, Esquire Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17104

Jun. 25 and Jul. 2, 9

SALE NO. 27

(717) 234-4178

Ex. #14809 of 2009 OneWest Bank, FSB successor by merger to Indymac Bank FSB,

Plaintiff

v. Keith A. Dumond and Joan Dumond aka

Joan Dumond aka
Joan M. Dumond, Defendant
SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 14809-09 OneWest Bank, FSB successor by merger to Indymac Bank FSB vs. Keith A. Dumond and Joan Dumond aka Joan M. Dumond, owner(s) of property situated in Fairview Township, Erie County, Pennsylvania being 1101 Lord Road, Fairview, PA 16415 3.87

Assessment Map number: 21-17-11-148

Assessed Value figure: \$257,070.00 Improvement thereon: a residential dwelling

Leslie J. Rase, Esquire Shapiro & DeNardo, LLC Attorney for Movant / Applicant 3600 Horizon Drive, Suite 150 King of Prussia, PA 19406 (610) 278-6800

Jun. 25 and Jul. 2, 9

LEGAL NOTICE

COMMON PLEAS COURT

of the Recorder of Deeds of Erie

#### SALE NO. 28 Ex. #11200 of 2010

Wells Fargo Bank N.A., as Trustee, for Carrington Mortgage Loan Trust, Series 2006-NC3 Asset-Backed Pass-Through Certificates, Plaintiff

#### Alan L. Kiniry and Cynthia R. Bammer, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 11200-10 Wells Fargo Bank N.A., as Trustee, for Carrington Mortgage Loan Trust, Series 2006-NC3 Asset-Backed Pass-Through Certificates vs. Alan L. Kiniry and Cynthia R. Bammer, owner(s) of property situated in Township of Conneaut and Borough of Allison [sic], Erie County, Pennsylvania being 10100 Old Albion Road, Albion, PA 16401.

Assessment Map number: 04007024000201 and 01-001-001.0-002.00 Assessed Value figure: \$79,410.00

Assessed Value figure: \$79,410.00 Improvement thereon: a residential dwelling

Leslie J. Rase, Esquire Shapiro & DeNardo, LLC Attorney for Movant / Applicant 3600 Horizon Drive, Suite 150 King of Prussia, PA 19406 (610) 278-6800

Jun. 25 and Jul. 2, 9

# SALE NO. 29 Ex. #14987 of 2009 Beneficial Consumer Discount

Company D/B/A Beneficial Mortgage Co of Pennsylvania

# Timothy J. Weyand SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 2009-14987 Beneficial Consumer Discount Company D/B/A Beneficial Mortgage Co of Pennsylvania vs. Timothy J. Weyand, owners of property situated in Township of Millcreek, Erie County, Pennsylvania being 725 Saint Claire Avenue, Erie, PA 16505 Assessment Map number: 33-18-83-35

Assessed Value figure: \$135,500.00 Improvement thereon: Residential

Dwelling Mary L. Harbert-Bell, Esquire 220 Lake Drive East, Suite 301 Cherry Hill, NJ 08002

(856) 482-1400

Jun. 25 and Jul. 2, 9

SALE NO. 30
Ex. #10730 of 2010
CITIMORTGAGE INC. F/K/A
CITIFINANCIAL MORTGAGE
CONSUMER DISCOUNT
COMPANY, Plaintiff

#### MICHAEL G. AMIDON, Defendant(s) DESCRIPTION

All that parcel of land in Borough

of Edinboro, Erie County, State of Pennsylvania, as more fully described in Deed Book 281, Page 1795 date 07/23/93 and recorded 07/31/93, ID# 11-2-19-7, being known and designated as a metes and bounds property. Known as 401 Lakeside Drive. Edinboro, PA 16412 PROPERTY ADDRESS: 401 Lakeside Drive, Edinboro, PA Michael T. McKeever, Esquire Attorney for Plaintiff Suite 5000 - Mellon Independence Center, 701 Market Street Philadelphia, PA 19106 (215) 627-1322

Jun. 25 and Jul. 2. 9

SALE NO. 31 Ex. #10731 of 2010 CITIMORTGAGE, INC., Plaintiff

> WADE E. BURGE DEBRA L. RODGERS, Defendant(s) DESCRIPTION

ALL that certain piece or parcel of land situate in the Township of Millcreek, County of Erie and State of Pennsylvania, bounded and described as follows, towit: Being Lots Numbered One Hundred Sixty-three (163) and One Hundred Sixty-four (164) in LAKE SHORE ACRES NO. 2, a subdivision of parts of Tracts 282 and 314, as shown on a plot of subdivision recorded in the Office

County, Pennsylvania, Map Book 3, Page 282. Having a single family dwelling erected thereon and being more commonly known as 1917 Cole Drive, Erie, Pennsylvania. Bearing Erie County Assessment Index Number (33) 40-137-5. Parcel# (33) 40-137-5 PROPERTY ADDRESS: 1917 Cole Drive, Erie, PA 16505 Michael T. McKeever, Esquire Attorney for Plaintiff Suite 5000 - Mellon Independence Center. 701 Market Street

Philadelphia, PA 19106

(215) 627-1322

Jun. 25 and Jul. 2, 9

SALE NO. 32
Ex. #10839 of 2010
JPMORGAN CHASE
BANK, N.A., AS ACQUIRER
OF CERTAIN ASSETS
AND LIABILITIES OF
WASHINGTON MUTUAL
BANK FROM THE FEDERAL
DEPOSIT INSURANCE
CORPORATION ACTING
AS RECEIVER F/K/A
WASHINGTON MUTUAL
BANK, FA. Plaintiff

#### SAMUEL L. BUZZARD, Defendant(s) <u>DESCRIPTION</u>

ALL that certain piece or parcel of land situate in the City of Erie, County of Erie and Commonwealth of Pennsylvania, bounded and described as follows, to-wit: Being Lot Twenty-one (21) of Block "B" of the ERIE MANOR SUBDIVISION as re-recorded in Erie County Map Book 4, Pages 326, 327, 330, 331, 334, 335 and 337, to which plan reference is made for a further description of said property. Subject to applicable subdivision restrictions sanitary sewer as per City Council Resolution recorded in Erie County Contract Book 68, Page 509, and creek drainage through the southern portion of said lot. Having erected thereon a one story dwelling house. Bearing Erie County Tax Index Number (16) 3117-200 and being more commonly known as 846

LEGAL NOTICE

COMMON PLEAS COURT

Shenley Drive, Erie, Pennsylvania 16505

Subject to all restrictions, easements. rights of way, building lines, leases and oil and gas leases of record and to all easements and rights-ofway visible and discoverable upon inspection of the premises. PROPERTY ADDRESS: 846 Shenley Drive, Erie, PA 16505 Michael T. McKeever, Esquire Attorney for Plaintiff Suite 5000 - Mellon Independence Center, 701 Market Street Philadelphia, PA 19106 (215) 627-1322

Jun. 25 and Jul. 2, 9

SALE NO. 33 Ex. #11073 of 2010 JPMORGAN CHASE BANK, N.A., AS ACQUIRER OF CERTAIN ASSETS AND LIABILITIES OF WASHINGTON MUTUAL BANK FROM THE FEDERAL DEPOSIT INSURANCE CORPORATION ACTING AS RECEIVER F/K/A WASHINGTON MUTUAL BANK, FA, A FEDERAL ASSOCIATION, Plaintiff

#### SAMUEL L. BUZZARD. Defendant(s) DESCRIPTION All that certain piece or parcel

of land situate in the City of Erie, County of Erie and Commonwealth of Pennsylvania, and being known as Lot Number Twenty-three (23) in Block "P" of the Andrews Land Company Subdivision, No. 1, as recorded in Erie County Map Book No. 1, pages 374 and 375. Having erected thereon a small frame house and being commonly known as 3110 East Avenue, Erie, Pennsylvania and bearing Erie County Tax Index No. (18) 5054-103. PROPERTY ADDRESS: 3110 East Avenue, Erie, PA 16504 Michael T. McKeever, Esquire Attorney for Plaintiff Suite 5000 - Mellon Independence Center, 701 Market Street

Philadelphia, PA 19106

(215) 627-1322

Jun. 25 and Jul. 2, 9

SALE NO. 34 Ex. #10668 of 2010 LOANCARE, A DIVISION OF

FNF SERVICING, INC., Plaintiff

#### THOMAS D. DAVENPORT, Defendant(s) DESCRIPTION

ALL THAT CERTAIN piece or parcel of land situate in the Township of Millcreek, County of Erie and State of Pennsylvania, and being the north seventy-seven and 20/100 (77.20) feet of Lot No. 7, the north one-half of Lot No. 9, and all of Lot No. 6, of the RICHLAND GARDENS SUBDIVISION, as shown by plat of said subdivision recorded in Erie County Map Book 2. at pages 378 and 379. Being more commonly known as 1310 Hartt Road, Erie, Pennsylvania and bearing Erie County Index No. (33) 26-154-8. Parcel# 33-26-1548

PROPERTY ADDRESS: 1310 Hartt Road, Erie, PA 16505 Michael T. McKeever, Esquire Attorney for Plaintiff Suite 5000 - Mellon Independence Center, 701 Market Street Philadelphia, PA 19106 (215) 627-1322

Jun. 25 and Jul. 2. 9

SALE NO. 36 Ex. #15629 of 2009 CITIMORTGAGE INC., Plaintiff

#### EUGENE L. SCHOOLFIELD II. Defendant(s) DESCRIPTION ALL that certain piece or parcel

of land situate in the Township of Millcreek. County of Erie and Commonwealth of Pennsylvania, being part of Track 343, more particularly described as follows. to-wit: BEING Lot No. 26 of the GLENRIDGE HILLS SUBDIVISION, as recorded in Erie County Map Book 9 at page 23. CONTAINING thereon a residential dwelling known as 5366 Pinehurst Drive, Erie, Pennsylvania 16509 and bearing Erie County Tax Index No.: (33) 117-497.1-14

TAX PARCEL #: (33) 117-497.1-14 PROPERTY ADDRESS: 5366 Pinehurst Drive, Erie, PA 16509 Michael T. McKeever, Esquire Attorney for Plaintiff Suite 5000 - Mellon Independence Center, 701 Market Street Philadelphia, PA 19106 (215) 627-1322

Jun. 25 and Jul. 2, 9

SALE NO. 37 Ex. #10806 of 2010 CITIMORTGAGE, INC., **Plaintiff** 

#### BRENDA L. WILSON JEFFRY L. WILSON, Defendant(s) DESCRIPTION

All that certain piece or parcel of land situate in the Borough of Lake City, County of Erie and State of Pennsylvania, being Lot No. 14 of the PLAN OF LOTS FOR RESUBDIVISION OF PARK SHORES SUBDIVISION recorded October 22, 1992 in Erie County Map No. 1992 at page 252. Said property commonly known as 10304 North Park Drive, Lake City, Pennsylvania, and being further identified as Erie County Tax Parcel Index No. (28) 5-6.2-9. Being the same premises as

by deed recorded this date. PROPERTY ADDRESS: 10304 North Park Drive, Lake City, PA 16423

conveyed to the mortgagor(s) herein

Michael T. McKeever, Esquire Attorney for Plaintiff Suite 5000 - Mellon Independence Center, 701 Market Street Philadelphia, PA 19106 (215) 627-1322

Jun. 25 and Jul. 2, 9

SALE NO. 38 Ex. #16074 of 2010

Green Tree Consumer Discount Company, f/k/a Conseco Finance **Consumer Discount Company** 

Evelyn P. Fries, Individually and as Executrix of the Estate of Mary B. Fries, deceased and Fred Fries SHORT DESCRIPTION

All that certain piece or parcel of land situate in the City of Erie, County of Erie, and State of Pennsylvania, being Lot No. 128 of Easthome Subdivision being part of Tract No. 62 as shown upon a map of the subdivision recorded in the Office of the Recorder of Deeds for Erie County, PA, in Map Book 1, page 401.

County of Erie Index No. 18-52-1-222 BEING known and numbered as 1014 E. 34th Street, Erie, PA 16504 Pamela L. Brickner, Esq. Voelker & Associates, P.C. 3960 Route 8, Suite 200 Allison Park, PA 15101-3603 412-486-8800

Jun. 25 and Jul. 2, 9

SALE NO. 39 Ex. #10619 of 2010 PNC BANK, National Association, s/b/m/t NATIONAL CITY BANK, Plaintiff,

#### KENNETH DORNHOEFER. JR., Executor of the Estate of John Joseph Livoti, Defendant SHORT FORM DESCRIPTION

ALL the right, title, interest and claim of the Estate of John Joseph Livoti and Kenneth Dornhoefer. Jr., Executor for the Estate of John Joseph Livoti of, in and to the following described real property: ALL the following described real estate situated in the Borough of Weslevville, County of Erie, Commonwealth of Pennsylvania. Having erected thereon a dwelling known as 2041 Riverside Drive. Erie, PA 16510, Deed Book Volume 875, Page 851, Parcel No. 50-2-16-

Jun. 25 and Jul. 2, 9

SALE NO. 40 Ex. #10515 of 2010 PNC BANK, N.A., Plaintiff,

> RICHARD L. GLOVER, Defendant

#### SHORT FORM DESCRIPTION

ALL the right, title, interest and claim of Richard L. Glover of, in and to the following described real property:

ALL the following described real estate situated in the City of Erie, County of Erie, Commonwealth of Pennsylvania. Having erected thereon a dwelling known as 724 Ash Street, Erie, PA 16503. Deed Book 410, Page 133, Parcel No. (14) 1016-143.

Jun. 25 and Jul. 2, 9

SALE NO. 41 Ex. #13118 of 2009

National City Bank, Plaintiff

#### Barry Kinnan, a/k/a Barry J. Kinnan, Defendant

SHERIFF'S SALE By virtue of a Writ of Execution filed to No. 13118-09 National City Bank vs. Barry Kinnan, a/k/a Barry J. Kinnan, owner(s) of property situated in Borough of Platea, Erie County, Pennsylvania being 8527 Maiden Lane, Girard, PA 16417 Approximately 3/4 of an acre. Assessment Map number: (38) 15-11-26 Assessed Value figure: \$65,670,00 Improvement thereon: A dwelling Patrick Thomas Woodman, Esq. 436 Seventh Ave 1400 Koppers Bldg. Pittsburgh, PA 15219

Jun. 25 and Jul. 2, 9

SALE NO. 42 Ex. #11049 of 2010

(412) 434-7955

Bac Home Loans Servicing, L.P. fka Countrywide Home Loans Servicing, L.P.

v.

#### Tammy J. Baker and Timothy A. Baker SHORT DESCRIPTION

By virtue of a Writ of Execution filed to No. 11049-2010 Bac Home Loans Servicing, L.P. Fka Countrywide Home Loans Servicing, L.P. v. Tammy J. Baker and Timothy A. Baker, owners of property situated in the Township of North East, Erie County, Pennsylvania being 22 Eagle Street, Northeast, Pennsylvania 16428. Tax I D No 35-006-026 0-011 00

Assessment: \$102,440.96

Improvements: Residential Dwelling McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 2080 Philadelphia PA 19109

Jun. 25 and Jul. 2, 9

SALE NO. 43 Ex. #11002 of 2010 Bank of America, N.A.

#### Robert P. Chamberlain a/k/a Robert P. Chamberlain, III SHORT DESCRIPTION

By virtue of a Writ of Execution filed to No. 11002-10 Bank Of America. N.A. v. Robert P. Chamberlain a/k/a Robert P Chamberlain III owners of property situated in the Township of City of Erie, Erie County, Pennsylvania being 2105 North Manor Drive. Erie. Pennsylvania 16505

Tax I.D. No. 16031038011300 Assessment: \$106.346.00 Improvements: Residential Dwelling McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 2080 Philadelphia, PA 19109

Jun. 25 and Jul. 2, 9

#### SALE NO. 44

Ex. #10280 of 2010 **Deutsche Bank National Trust** Company, As Trustee Of The Residential Asset Securitization Trust 2006-A5CB, Mortgage Pass-Through Certificates, Series 2006-E under the Pooling and Servicing Agreement

#### Christopher M. Davison SHORT DESCRIPTION

By virtue of a Writ of Execution filed to No. 10280-2010 Deutsche Bank National Trust Company. As Trustee Of The Residential Asset Securitization Trust 2006-A5CB, Mortgage Pass-Through Certificates, Series 2006-E under the Pooling and Servicing Agreement v. Christopher M.

Davison, owners of property situated in the Township of Sixth Ward of the City of Erie, Erie County, Pennsylvania being 3511 Melrose Street, Erie, Pennsylvania 16508.

Tax I.D. No. (19) 61-32-314 Assessment: \$95,657.86

Improvements: Residential Dwelling McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 2080 Philadelphia, PA 19109

Jun. 25 and Jul. 2, 9

LEGAL NOTICE

COMMON PLEAS COURT

#### SALE NO. 45

Ex. #14898 of 2009

Deutsche Bank National Trust Company on Behalf of Vendee Mortgage Trust 2008-1

# Charles Hayes SHORT DESCRIPTION

By virtue of a Writ of Execution filed to No. 14898-09 Deutsche Bank National Trust Company On Behalf Of Vendee Mortgage Trust 2008-1 v. Charles Hayes, owner of property situated in the City of Erie, Erie County, Pennsylvania being 510 E. 21st Street, Erie, Pennsylvania 16503.

Tax I.D. No. 18-050-021-0-316.00 Assessment: \$23,925.09

Improvements: Residential Dwelling McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 2080 Philadelphia, PA 19109

Jun. 25 and Jul. 2, 9

# SALE NO. 46 Ex. #10161 of 2010 Beneficial Consumer Discount Company dba Beneficial Mortgage Company of Pennsylvania

# Irene L. Johnson SHORT DESCRIPTION By virtue of a Writ of Execution

filed to No. 10161-10 Beneficial Consumer Discount Company dba Beneficial Mortgage Company of Pennsylvania v. Irene L. Johnson, owners of property situated in the City of Erie, Erie County, Pennsylvania being 815 West 27th Street, Erie, Pennsylvania 16508. Tax I.D. No. 19-6041-320 Assessment: \$80,805.78 Improvements: Residential Dwelling McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 2080 Philadelphia. PA 19109

Jun. 25 and Jul. 2, 9

SALE NO. 47
Ex. #10959 of 2010
Wells Fargo Bank, N.A. as
Trustee for Option One Mortgage
Loan Trust 2007-1 Asset-backed
Certificates

Martin Klaus and Tina Klaus

#### SHORT DESCRIPTION

By virtue of a Writ of Execution filed to No. 10959-10 Wells Fargo Bank, N.A. As Trustee For Option One Mortgage Loan Trust 2007-1 Asset-backed Certificate v. Martin Klaus and Tina Klaus, owners of property situated in the Township of Springfield, Erie County, Pennsylvania being 4538 Crayton Road, West Springfield, Pennsylvania 16443.

Tax I.D. No. 39-014-04100-120 01 Assessment: \$54,701.67

Improvements: Residential Dwelling McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 2080 Philadelphia, PA 19109

Jun. 25 and Jul. 2, 9

#### SALE NO. 48 Ex. #15206 of 2009

BAC Home Loans Servicing, LP fka Countrywide Home Loans Servicing LP

v.

#### Barbara J. Odom SHORT DESCRIPTION

By virtue of a Writ of Execution filed to No. 15206-09 BAC Home Loans Servicing, LP fka Countrywide Home Loans Servicing LP v. Barbara J. Odom, owners of property situated in the Township of City of Erie, Erie County, Pennsylvania being 1422 East 32nd Street, Erie, Pennsylvania 16504.

Tax I.D. No. 18-5153.0-114.00 Assessment: \$69,750.87 Improvements: Residential Dwelling McCabe Weisberg and Conway P.C.

McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 2080 Philadelphia, PA 19109

Jun. 25 and Jul. 2, 9

#### SALE NO. 49 Ex. #10574 of 2010

Deutsche Bank National Trust Company, As Trustee for, Argent Securities Inc. Asset-Backed Pass-Through Certificates, Series 2006-W3, Under the Pooling and Servicing Agreement Dated March 1, 2006

> Gilbert N. Vasile and Elena Raucci SHORT DESCRIPTION

filed to No. 10574-10 Deutsche Bank National Trust Company, As Trustee for, Argent Securities Inc. Asset-Backed Pass-Through Certificates, Series 2006-W3, Under the Pooling and Servicing Agreement Dated March 1, 2006 v. Gilbert N. Vasile and Elena Raucci, owners of property situated in the

Fifth Ward of the City of Erie, Erie

County, Pennsylvania being 4329

Pine Avenue, Erie, Pennsylvania

16504.

By virtue of a Writ of Execution

Tax I.D. No. 18-5208-200 Assessment: \$143,026.91 Improvements: Residential Dwelling McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 2080 Philadelphia, PA 19109

Jun. 25 and Jul. 2, 9

#### SALE NO. 50 Ex. #12289 of 2009

Edward J. Sharisky and Rose Marie Sharisky, Plaintiff

v.

#### James A. Thayer and Joseph A. Thayer, t/d/b/a The Jamie-Joe Group, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 12289 of 2009 Edward J. Sharisky and Rose Marie Sharisky vs. James A. Thayer and Joseph A. Thayer, t/d/b/a The Jamie-Joe Group, owner(s) of property situated in City of Erie, Erie County, Pennsylvania being 2005 West 8th Street, Unit 102 of 2000 West Condominium.

Assessment Map number: 16-031-013.1-102.00
Assessed Value figure: 52,210
Improvement thereon:
Condominium Unit #102
Emil M. Spadafore, Jr., Esq.
935 Market Street
Meadville, PA 16335
(814) 332-6000

Condominium Unit 102

Jun. 25 and Jul. 2, 9

### 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, June 28, 2010** and confirmed Nisi.

**July 22, 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>	ESTATE	ACCOUNTANT	<u>A</u>	TIOK	NE Y	
177.	Joan L. Baker	Robert C. LeSuer, Exr	Elderkin N	Martin I	Kelly & M	Iessina
178.	Anthony J. Matusik	Virginia Jean Peterson, Exrx	"	"	"	"
179.	Bernadette M. Shumac	Julie M. Finke, Exrx.	Knox Mcl	Laughli	n Gornall	& Sennett PC
180.	Richard M. Osterberg	Eleanor J. Heim, Exrx.	Steadman	Law O	ffices	
181.	Russell John Stevens	Michele E. Westerburg, Admrx	The McDo	onald G	roup	

A CCOLINTA NT

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

Jun. 25 and Jul. 2

ATTODNEY

#### 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

# ALBERT, JASON DAMIAN, a/k/a JASON D. ALBERT, deceased

Late of Millcreek Township, Erie County, Pennsylvania

Administrator: John David Albert, II, 5600 Swanville Road, Erie. PA 16506

Attorney: Randy L. Shapira, Esq., 305 West Sixth Street, Erie, PA 16507

# BOOKS, J. WESLEY, deceased

Late of North East Township, Erie County, North East, Pennsylvania Executor: David McCune, III, 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

# CARLSON, MARGARET LOUISE ROBERTS, a/k/a MARGARET L. ROBERTS CARLSON,

#### deceased

Late of the Borough of Girard, County of Erie and Commonwealth of Pennsylvania Executor: Robin Roberts, 6 State Route 2044, Bentleyville, PA 15314

Attorney: None

#### CARNES, MARY E., a/k/a MARY B. CARNES, a/k/a MARY ELIZABETH CARNES, deceased

Late of Harborcreek Township, County of Erie, Pennsylvania Executor: Elaine Bollinger, 13012 Macedonia Rd., Wattsburg, PA 16442

Attorney: None

# CROSS, MILDRED W., deceased

Late of Erie, Pennsylvania (Erie County)

Administrator: BNY Mellon, N.A., Attention: Joseph M. Gray, Jr., One Mellon Center, Suite 3815, Pittsburgh PA 15258-0001 Attorney: Lisa M. Lassoff, Esquire, Dilworth Paxson LLP, 1500 Market Street, Suite 3500E, Philadelphia, PA 19102-2102

# MOUNTAIN, JAMES ROBERT, a/k/a JAMES R. MOUNTAIN, a/k/a JAMES R. MOUNTAIN, SR., deceased

Late of the Township of Summit, County of Erie, Commonwealth of Pennsylvania

Executrix: Penny L. Conboy, 4702 Foxboro Ct., Erie, PA 16510 Attorney: Jeffrey G. Herman, Esq., Herman & Herman, 412 High Street, Waterford, PA 16441

#### PETERSON, JEFFREY L., a/k/a JEFFREY LEVI PETERSON, deceased

Late of McKean Township

Administratrix: Rebecca M.

Peterson

Attorney: Norman A. Stark, Esquire, The Stark Law Firm, 100 State Street, Suite 210, Erie, PA 16507

# PIETSCH, ROBERT E., JR., deceased

Late of the City of Erie, County of Erie and State of Pennsylvania *Executor*: Karen E. Pietsch, c/o Denis W. Krill, P.C., 309 French Street, Erie, Pennsylvania 16507 *Attorney*: Denis W. Krill, Esquire, 309 French Street, Erie, Pennsylvania 16507

## SERAFIN, LAWRENCE J., deceased

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania Executrix: Anita K. Serafin, c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

Attorney: Darlene M. Vlahos, Esquire, 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

#### SIMONSEN, GAY L., a/k/a GAY L. WEBER, deceased

Late of Millcreek Township, Erie County, Pennsylvania

Executors: Sara M. Simmons and John T. Simmons, c/o 2580 West 8th Street, Erie, Pennsylvania 16505

Attorney: Ralph R. Riehl, III, Esq., 2580 West 8th Street, Erie, Pennsylvania 16505

# TARBOSSO, ANTOINETTE O., deceased

Late of the County of Erie and State of Pennsylvania

Executor: Fred A. Tarbosso, Jr., c/o Edward J. Niebauer, Esquire, 558 West 6th Street, Erie, Pennsylvania 16507

Attorney: Edward J. Niebauer, Esquire, Talarico & Niebauer, 558 West 6th Street, Erie, Pennsylvania 16507

#### SECOND PUBLICATION

# FIELDS, BENJAMIN R., deceased

Late of the City of Erie, Erie County

Executor: Scott B. Fields

Attorney: Stanley G. Berlin, Esq., Shapira, Hutzelman, Berlin, Ely, Smith and Walsh, 305 West 6th Street, Erie. PA 16507

#### FROMNECHT, MARCELLA, a/k/a MARCELLA FROMKNECHT, deceased

Late of the City of Erie, County of Erie and State of Pennsylvania *Executor*: Norbert Fromknecht, 4439 South Colonial Parkway, Erie, PA 16509

Attorney: Edwin W. Smith, Esq., Shapira, Hutzelman, Berlin, Ely, Smith & Walsh, 305 West Sixth Street, Erie, PA 16507

## GUSKEA, ANDREW E., JR., deceased

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

Executrix: Andrea E. Stile, 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

## JOHNSON, HOWARD C., deceased

Late of the City of Erie, Pennsylvania

Executor: Mary Joan Wagner, 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

#### MUNSON, DORIS J., a/k/a DORIS JEAN MUNSON, a/k/a DORIS JEAN EATON MUNSON, deceased

Late of Millcreek Township, County of Erie and Commonwealth of Pennsylvania Executrix: Mary E. Baggao Attorney: David J. Rhodes, Esquire, Elderkin, Martin, Kelly & Messina, 150 East 8th Street, Erie, PA 16501

# SNELL, NAOMI L.,

Late of the City of Corry, Erie County, Pennsylvania Executor: Gary W. Snell, 16425 Route 89, Corry, PA 16407 Attorney: William E. Barney, Esq., 200 North Center Street, Corry, Pennsylvania 16407

#### THIRD PUBLICATION

## BUNTING, SUZANNE, deceased

Late of Millcreek Township, County of Erie, Pennsylvania Executor: Gary J. Bunting, 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

## CHIOCCO, ANTOINETTE F., deceased

Late of the Township of Millcreek, County of Erie, Pennsylvania Executor: Gayle M. Chiocco, c/o 3939 West Ridge Road, Suite B-27, Erie, PA 16506 Attorney: James L. Moran,

Attorney: James L. Moran, Esquire, 3939 West Ridge Road, Suite B-27, Erie, PA 16506

#### COY, MARY LOU, a/k/a MARY L. COY,

#### deceased

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

Administratrix: Carol A. Horton, c/o 246 West 10th Street, Erie, PA 16501

Attorney: Scott E. Miller, Esquire, 246 West Tenth Street, Erie. PA 16501

# DINICOLA, JOANNE M., deceased

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

Executor: Jamie DiNicola

Attorney: Craig A. Zonna, Esquire, Elderkin, Martin, Kelly & Messina, 150 East 8th Street, Erie, PA 16501

## FLICK, PAUL L., deceased

Late of Fairview Twp., Erie County, Pennsylvania Executor: Gary P. Flick, c/o Thomas C. Hoffman II, Esq., 120 West 10th Street, Erie, PA 16501 Attorney: Thomas C. Hoffman II, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

#### HARTMANN, LAURETTA A., a/k/a ANNE HARTMANN, deceased

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

Administrator c.t.a.: Msgr. Richard J. Sullivan, 1116 W. 7th St., Erie, PA 16502

Attorney: David F. Dieteman, Esq., 100 State Street, Suite 210, Erie, PA 16507

## KENNERKNECHT, RAYMOND P., deceased

Late of Greene Township, Erie County, Pennsylvania

Co-Executors: Kathleen M. Testi, and James E. Kennerknecht, and Raymond J. 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

# LANGER, RICHARD E., deceased

Late of the Township of Harborcreek

Co-Executrices: Carol A. Daly and Marybeth Dale, 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

#### MOORE, CARLOS W., a/k/a CARLOS MOORE, a/k/a CARLOS WILLARD MOORE, deceased

Late of the Township of Girard, County of Erie, State of Pennsylvania

Administratrix: Melissa Grettler, 8974 Ivarea Road, Cranesville, Pennsylvania 16410

Attorney: James R. Steadman, Esq., 24 Main St. E., Girard, Pennsylvania 16417

## REGENOR, JON A., deceased

Late of the Township of Millcreek, Erie County, Pennsylvania

Executor: Kenneth R. Regenor, 507 Pittsburgh Avenue, Erie, PA 16505

Attorney: Thomas C. Hoffman, II, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

#### ROSE, WILLIAM MURRAY, a/k/a WILLIAM M. ROSE, a/k/a WILLIAM ROSE, deceased

Late of the Township of Conneaut, County of Erie, State of Pennsylvania

Executrix: Ann M. Gere, 11708 Middle Road, East Springfield, Pennsylvania, 16411

Attorney: James R. Steadman, Esq., 24 Main St. E., Girard, Pennsylvania 16417

## SCHUELER, EDNA M., deceased

Late of the City of Erie, County of Erie

Executor: Ruth Ann Fabrizio, 410 West 29th Street, Erie, Pennsylvania 16508

Attorney: None

## SIEGEL, MARTIN H., deceased

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

Executor: Stuart P. Siegel, 2907 Berkeley Road, Erie, PA 16506 Attorney: None

## SIMKOVITCH, BRIAN P., deceased

Late of the Borough of Girard, County of Erie, State of Pennsylvania

Executrix: Eileen K. Simkovitch, 1103 Lake Street, Girard, Pennsylvania 16417

Attorney: James R. Steadman, Esq., 24 Main St. E., Girard, Pennsylvania 16417

## SNIDER, HENRIETTA H., deceased

Late of the City of Erie Executor: James C. Snider, c/o 731 French Street, Erie, PA 16501 Attorney: Jeffrey J. Jewell, Esquire, Arduini, Jewell and Karn, 731 French Street, Erie, PA 16501

# WENZEL, FLORENCE M., deceased

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

## WOJNAROWSKI, MICHAEL J., SR.,

#### deceased

Late of the City of Erie

Executor: Michael Wojnarowski, Jr., 2239 Foxboro Ct., Erie, PA 16510

Attorney: None



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#### CHANGES IN CONTACT INFORMATION OF ECBA MEMBERS

Catherine Moody Doyle	
Lori R. Miller 120 East Sandle Avenue Pittsburgh, PA 15237	lrmilleresq1@gmail.com
Patricia J. Kennedy	(f) (814) 451-6513
New Email address William F. Scarpitti, Jr	wscarpitti@gmail.com
New Firm Address Family Law Group, LLC (Kelly Mroz, Melissa Pagliari, Melissa Paglia	

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# EEBA Annual Charity Golf Tournament & Optional Scramble

Wednesday, August 4



Join Us **WEDNESDAY, AUGUST 4TH** 

for the

**ERIE COUNTY BAR ASSOCIATION'S** ANNUAL CHARITY GOLF TOURNAMENT & OPTIONAL SCRAMBLE

LAWRENCE PARK GOLF CLUB

#### TOURNAMENT SCHEDULE

12:30 pm - Arrive at the Club and Register

1:00 pm - Shotgun Start

5:30 pm - Hors d'oeuvres & refreshments

6:00 pm - Dinner, brief awards ceremony

#### **PRIZES & TROPHIES**

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

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

> (includes greens fee, 1/2 cart, beverages/snacks on the course, cocktails & hors d'oeuvres after golf, dinner and donation to our Foundation)

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

#### Special Thanks to Our Non-Member Sponsors

#### **USI Affinity**

Open Bar & hors d'oeuvres following Tournament

Ferguson & Holdnack Reporting Inc. Beverage Stations during the Tournament

#### Country Fair, Inc.

Snacks during the Tournament

#### **INtegrity First Insurance**

Hole in One Event and \$50 gift certificate to www.store4golfers.com for all tournament participants

#### Penn Attorneys Title Insurance Co.

Refreshing ice cream sundaes after dinner

#### Please Note:

Only ECBA members may participate and are eligible for trophies Summer law clerks are welcome on a space-available basis

Dress code: no jeans, short-shorts, jean shorts; men must wear a collared shirt; all players must use "soft spikes

#### Hole in One Event

Every Par 3 has a prize for a Hole-in-One.

The "target hole" is #9 – Hole-in-One wins \$10,000.

Whis \$10,000 Other prizes on the Par 3s will be: ✓ Bose Sound System ✓ Nike Irons or Woods ✓ \$500 Visa gift card

All participants will be entered in a drawing to win a 26" Flat Screen TV! (drawing to be held (drawing to be must be at dinner - must be at dinner by members present to win-ECBA members

Reservations due to the ECBA office by July 23!

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