

# Erie County Legal Journal

April 25, 2014

Vol. 97 No. 17

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# Erie County Legal Journal

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

Managing 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

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**TUESDAY, APRIL 29, 2014**

CAPE Live Seminar

*Professional Interaction in a High-Tech World:*

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Sheraton Erie Bayfront Hotel

5:30 - 6:30 p.m. - Social Hour

6:30 - 8:30 p.m. - Seminar

\$70 (ECBA member / non-attorney staff)

\$105 (nonmember)

\$49 (Member Judge not needing CLE)

1 hour substantive / 1 hour ethics



Erie County Bar  
Association



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To view PBI seminars visit the events calendar on the ECBA website  
<http://www.eriebar.com/public-calendar>

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Apr. 18, 25, May 2, 9, 16, 23, 30 and Jun. 6



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**CHANGE OF NAME NOTICE**

In the Court of Common Pleas of Erie County, Pennsylvania  
Docket No. 11081-2014

In re: Jeremy James Porter  
Notice is hereby given that a Petition as been filed in the above named Court, requesting an Order to change the name of Jeremy James Porter to Jeremy James Hawley. The Court has fixed the 4th day of June, 2014 at 2:30 p.m. in Courtroom G, Room 222 of the Erie County Court House, 140 West Sixth Street, Erie, PA 16501 as the time and place for the hearing on said Petition, when and where all interested parties may appear and show cause, if any they have, why the prayer of the Petitioner should not be granted.

Apr. 25

**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 or Fictitious Name." Said Certificate contains the following information:

**FICTITIOUS NAME NOTICE**

1. Fictitious Name: Presque Isle Lighthouse
  2. Address of the principal place of business, including street and number: 301 Peninsula Drive, Erie, PA 16505
  3. The real name(s) and address(es), including street and number, of the persons who are parties to the registration: Presque Isle Light Station, 301 Peninsula Drive, Erie, PA 16505
  4. An application for registration of a fictitious name was filed under the Fictitious Names Act on April 1, 2014.
- Valerie H. Kuntz, Esquire  
Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc.  
2222 West Grandview Boulevard  
Erie, Pennsylvania 16506-4508

Apr. 25

**INCORPORATION NOTICE**

Notice is hereby given that Blue Heron Court Animal Sanctuary has been incorporated under the provisions of the Business Corporation Law of 1988, as amended.

Ronald J. Susmarski, Esq.  
Susmarski Hain & Jjuliente  
4030 West Lake Road  
Erie, PA 16505

Apr. 25

**INCORPORATION NOTICE**

Notice is hereby given that WILDERNESS WILDCATS was incorporated under the provisions of the Nonprofit Corporation Law of 1988 on April 2, 2014 for the purpose of furthering charitable and educational goals associated with youth cross country skiing.

Norman A. Stark, Esquire  
Marsh Spaeder Baur Spaeder & Schaaf, LLP  
300 State Street, Suite 300  
Erie, PA 16507

Apr. 25

**LEGAL NOTICE**

**THE SCHOOL DISTRICT**

**CITY OF ERIE, PA**

Dr. James E. Barker

Leadership Center

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 Protective Services Equipment for Central Tech up to Tuesday, April 29, 2014 at 12:00 p.m., prevailing time, and will be opened in the Board Room at 1:30 p.m. prevailing time, in accordance with the bid forms and specifications to be obtained from the Purchasing Department.

Robin Smith  
Secretary

Apr. 25

**LEGAL NOTICE**

**THE SCHOOL DISTRICT**

**CITY OF ERIE, PA**

Dr. James E. Barker

Leadership Center

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 Welding Simulator Equipment for Central Tech up to Tuesday, April 29, 2014 at 12:00 p.m., prevailing time, and will be opened in the Board Room at 1:30 p.m. prevailing time, in accordance with the bid forms and specifications to be obtained from the Purchasing Department.

Robin Smith  
Secretary

Apr. 25

**LEGAL NOTICE**

**THE SCHOOL DISTRICT**

**CITY OF ERIE, PA**

Dr. James E. Barker

Leadership Center

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 CNC Machining Center for Central Tech up to Tuesday, April 29, 2014 at 12:00 p.m., prevailing time, and will be opened in the Board Room at 1:30 p.m. prevailing time, in accordance with the bid forms and specifications to be obtained from the Purchasing Department.

Robin Smith  
Secretary

Apr. 18, 25

**LEGAL NOTICE**

**MARSHAL'S SALE:** By virtue of a Writ of Execution issued out of the United States District Court for the Western District of Pennsylvania and to me directed, I shall expose to public sale the real property located at 578 Benson Road, Waterford, PA 16441 being more fully described at Erie County Deed Book Volume 38, Page 1492.

**SAID SALE** to be held at the Erie County Courthouse, Room 209, 140 West Sixth Street, Erie, Pennsylvania 16501 at **10:00 a.m.** prevailing, standard time on **May 9, 2014.**

All that certain tract of land, together with the buildings, and improvements erected thereon

described as Tax Map No. (47) 09-24-5.12 recorded in Erie County, Pennsylvania. Seized and taken in execution as the property of John P. Davis and Deborah A. Davis, at the suit of the United States of America, acting through the Under Secretary of Rural Development, on behalf of Farmers Home Administration, United States Department of Agriculture, to be sold on Writ of Execution as Civil Action No. 1:13-CV-00243. **TERMS OF SALE:** Successful bidder will pay ten percent (10%) by certified check or money order and the remainder of the bid within thirty (30) days from the date of the sale and in the event bidder cannot pay the remainder, the property will be resold and all monies paid in at the original sale will be applied to any deficiency in the price at which the property is resold. The successful bidder must send payment of the balance of the

bid directly to the U.S. Marshal's Office c/o Sheila Blessing, Room 241, U.S. Post Office & Courthouse, Pittsburgh, PA 15219. Notice is hereby given that a Schedule of Distribution will be filed by me on the thirtieth day after the date of sale, and that distribution will be made in accordance with the Schedule unless exemptions are filed thereto within ten (10) days thereafter. Purchaser must furnish State Realty Transfer Tax Stamps, and stamps required by the local taxing authority. Marshal's costs, fees and commissions are to be borne by seller. Steve Frank, United States Marshal. For additional information, please contact Cathy Diederich at 314-457-5514 or the USDA foreclosure website at [www.resales.usda.gov](http://www.resales.usda.gov).

Apr. 11, 18, 25 and May 2



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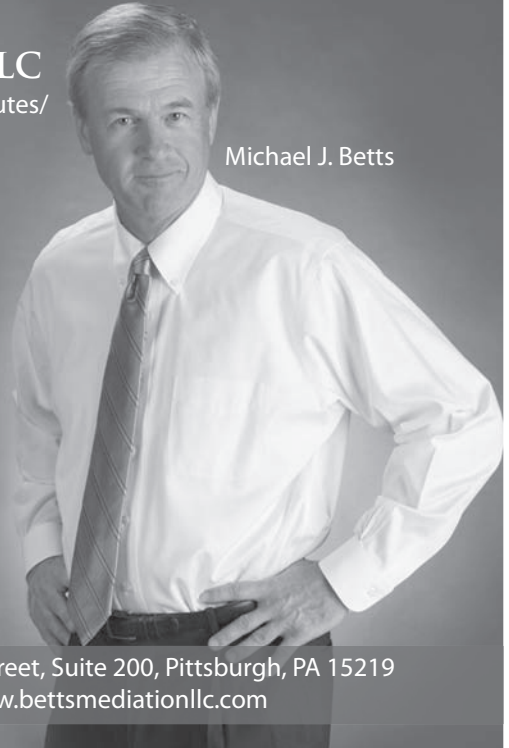
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RVM's Director of Forensics, Greg Cancilla, was recently named Best Individual Expert Witness in Technology for Litigation Support by the *New York Law Journal* Reader Rankings Survey. Greg has performed countless digital forensic investigations and has been called to offer expert testimonies in numerous cases, one of which rendered the largest single plaintiff verdict in the State of Ohio's history - *Ronald Luri v. Republic Services, Inc., et al.*



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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 28, 2014** and confirmed Nisi.

**May 22, 2014** 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>2014</u>	<u>ESTATE</u>	<u>ACCOUNTANT</u>	<u>ATTORNEY</u>
67.	Donald J. Gehrlein .....	Jennifer L. Kelly, Executrix .....	Raymond A. Pagliari, Esq.
68.	Eugene P. Bowler a/k/a Eugene Bowler .....	PNC Bank, N.A., Trustee .....	John A. Lauer, Esq.

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

Apr. 18, 25



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**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**

**BECKMAN, JOAN M., a/k/a  
JOAN M. TOMAT BECKMAN,  
deceased**

Late of the Township of Harborecreek, County of Erie, Commonwealth of Pennsylvania  
*Executors:* William L. Beckman, 2386 Avis Drive, Harborecreek, PA 16421-1402 and Brian O. Beckman, 8521 Lewis Road, Harborecreek, PA 16421-1257  
*Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**BISBEE, LARRY E.,  
deceased**

Late of the Township of Union, County of Erie, Commonwealth of Pennsylvania  
*Executrix:* Trudi Watkins, 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

**CONNORS, LILA M.,  
deceased**

Late of Millcreek Township, County of Erie and Commonwealth of Pennsylvania  
*Administratrix c.t.a.:* Renae J. Hagmann  
*Attorney:* Edward P. Wittmann, Esquire, Elderkin Law Firm, 150 East 8th Street, Erie, PA 16501

**DAVIS, SHIRLEY B.,  
deceased**

Late of North East Township, Erie County, North East, Pennsylvania  
*Executor:* Charles D. Meyer, c/o Robert J. Jeffery, Esq., 33 East Main Street, North East, Pennsylvania 16428  
*Attorney:* Orton & Jeffery, P.C., 33 East Main Street, North East, Pennsylvania 16428

**HEIDT, ROBERT E.,  
deceased**

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania  
*Executrix:* Catherine H. Savvas  
*Attorney:* David J. Rhodes, Esquire, Elderkin Law Firm, 150 East 8th Street, Erie, PA 16501

**HUNT, DARLENE D.,  
deceased**

Late of the Borough of Girard, County of Erie and Commonwealth of Pennsylvania  
*Administratrix:* Heidi J. Heintzel, c/o Robert E. McBride, Esquire, 32 West Eighth Street, Suite 600, Erie, Pennsylvania 16501  
*Attorney:* Robert E. McBride, Esquire, 32 West Eighth Street, Suite 600, Erie, Pennsylvania 16501

**KREIDINGER, NORMA JEAN,  
deceased**

Late of the City of Erie, County of Erie  
*Executors:* Charles Edward Kreidinger, 7503 Saddleback Lane, Gates Mills, OH 44040 and Kevin T. Kreidinger, 3025 Harvard Road, Erie, Pennsylvania 16508  
*Attorney:* W. Richard Cowell, Esquire, Carney & Good, 254 West Sixth Street, Erie, Pennsylvania 16507

**LYONS, MATTHEW S.,  
deceased**

Late of the City of Erie  
*Administratrix:* Tracie C. Morgan  
*Attorney:* Charbel G. Latouf, 246 West 10th Street, Erie, PA 16501

**MAUZ, THEODORE E.,  
deceased**

Late of Summit Township, Erie County, Commonwealth of Pennsylvania  
*Executrix:* Kimberly Seth, 8260 Sterrettania Road, Girard, PA 16417  
*Attorney:* None

**SWIFT, RAYMOND W.,  
deceased**

Late of the Township of Franklin, County of Erie, State of Pennsylvania  
*Executor:* Dennis L. Swift, c/o David R. Devine, Esq., 201 Erie Street, Edinboro, PA 16412  
*Attorney:* David R. Devine, Esq., 201 Erie Street, Edinboro, PA 16412

**THOMPSON, MARSHALL  
DUANE, JR.,  
deceased**

Late of the City of Erie, Erie County, Commonwealth of Pennsylvania  
*Executrix:* Sheila Thompson, 3111 Garland Street, Erie, PA 16506  
*Attorney:* Carmen F. Lamancusa, Esq., 414 North Jefferson Street, New Castle, PA 16101

**TIRPAK, ELLIOT,  
deceased**

Late of the City of Erie  
*Administratrix:* Lisa Tirpak  
*Attorney:* Charbel G. Latouf, Esq., 246 West 10th Street, Erie, PA 16501

**VANDYKE, GERALD P., a/k/a  
GERALD PAUL VANDYKE,  
deceased**

Late of the Township of Leboeuf, County of Erie, Commonwealth of Pennsylvania  
*Administrator:* Andrew J. VanDyke, 11821 Sharp Road, Waterford, PA 16441-3937  
*Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**SECOND PUBLICATION**

**ARGENY, THOMAS L.,  
deceased**

Late of the City of Erie, Erie County, Pennsylvania  
*Administratrix:* Nancy R. Nielsen, 315 Gridley Avenue, Erie, PA 16508  
*Attorney:* Christine H. McClure, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**BOWER, FREDERICK KEITH, SR., a/k/a FREDERICK K. BOWER, a/k/a F.K. BOWER, a/k/a FREDERICK KEITH BOWER,  
deceased**

Late of Millcreek Township, Erie County, Pennsylvania  
*Executor:* Frederick K. Bower, Jr.  
*Attorney:* Sean M. Schultz, Esquire, Saidis, Sullivan & Rogers, 26 W. High Street, Carlisle, Pennsylvania 17013

**CANDELA, GERALD,  
deceased**

Late of the City of Erie, County of Erie, State of Pennsylvania  
*Executor:* Sean P. Candela, c/o 78 East Main Street, North East, PA 16428  
*Attorney:* John C. Brydon, Esq., Brydon Law Office, 78 East Main Street, North East, PA 16428

**COCHRAN, FLOYD J.,  
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Administratrix:* Diana L. Matos, c/o 504 State Street, Suite 300, Erie, PA 16501  
*Attorney:* Alan Natalie, Esquire, 504 State Street, Suite 300, Erie, PA 16501

**HAAG, MARJORIE A.,  
deceased**

Late of the Township of North East, County of Erie, State of Pennsylvania  
*Executrix:* Judith A. Coburn, c/o 78 East Main Street, North East, PA 16428  
*Attorney:* John C. Brydon, Esq., Brydon Law Office, 78 East Main Street, North East, PA 16428

**HANLIN, RENEE K.,  
deceased**

Late of the City of Erie, County of Erie, and Commonwealth of Pennsylvania  
*Executrix:* Rita J. Hanlin, c/o Thomas J. Buseck, Esq., The McDonald Group, L.L.P., 456 West Sixth Street, Erie, PA 16507-1216  
*Attorney:* Thomas J. Buseck, Esq., The McDonald Group, L.L.P., 456 West Sixth Street, Erie, PA 16507-1216

**HOVIS, SARAH E.,  
deceased**

Late of the City of Erie, County of Erie and State of Pennsylvania  
*Executor:* Bradley D. Hovis, c/o David R. Devine, Esq., 201 Erie Street, Edinboro, PA 16412  
*Attorney:* David R. Devine, Esq., 201 Erie Street, Edinboro, PA 16412

**HUBER, DEBORAH,  
deceased**

Late of Millcreek Township  
*Executor:* Andrew J. Sisinni  
*Attorney:* Andrew J. Sisinni, Esquire, 3820 Liberty Street, Erie, PA 16509

**KOMAR, JANE ANGELA,  
deceased**

Late of the City of Erie  
*Administratrix:* Jo Anne Sharkey  
*Attorney:* Joseph M. Walsh, III, Esq., Shapira, Hutzelman, Berlin, Ely, Smith & Walsh, 305 West 6th Street, Erie, PA 16507

**KUBEJA, LILLIAN E.,  
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Executor:* Joseph A. Yochim  
*Attorney:* Joseph A. Yochim, Esq., Yochim, Skiba & Nash, 345 West 6th Street, Erie, PA 16507

**MEGAT, SHIRLEY A.,  
deceased**

Late of the Township of Union, County of Erie, Commonwealth of Pennsylvania  
*Co-Executors:* Janean A. Himrod John E. Megat, II, and Jeffrey C. Megat, 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

**NIEMACK, ROBIN,  
deceased**

Late of the Township of Erie  
*Administratrix:* Brittany Beckman, c/o 7300 Penn Avenue, Pittsburgh, PA 15208  
*Attorney:* Bernard R. Rizza, Esquire, Raizman Frischman & Rizza, P.C., 7300 Penn Avenue, Pittsburgh, PA 15208

**PELKOWSKI, VERONICA C. a/k/a VIRGINIA C. PELKOWSKI,  
deceased**

Late of the City of Erie  
*Executor:* Robert J. Pelkowski, 1020 East 34th Street, Erie, PA 16504  
*Attorney:* Michael A. Fetzner, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**REESE, WILLIAM A.,  
deceased**

Late of the Township of North East, County of Erie and Commonwealth of Pennsylvania  
*Executrix:* Gertrude A. Burford, c/o Yochim, Skiba & Nash, 345 West Sixth Street, Erie, PA 16507  
*Attorney:* Gary H. Nash, Esq., Yochim, Skiba & Nash, 345 West Sixth Street, Erie, PA 16507

**ROGERS, GORDON R.,  
deceased**

Late of the Township of Millcreek, County of Erie, State of Pennsylvania  
*Executor:* Brent A. Rogers, c/o 78 East Main Street, North East, PA 16428  
*Attorney:* John C. Brydon, Esq., Brydon Law Office, 78 East Main Street, North East, PA 16428

**WOODHOUSE, HAROLD C.,  
deceased**

Late of North East Township, Erie County, Commonwealth of Pennsylvania  
*Executor:* Dennis J. Kershner, c/o Leigh Ann Orton, Esq., 11 Park Street, North East, PA 16428  
*Attorney:* Leigh Ann Orton, Esq., Knox McLaughlin Gornall & Sennett, P.C., 11 Park Street, North East, PA 16428

**THIRD PUBLICATION**

**AHLBRANDT, ANNA MAE,  
deceased**

Late of the Township of Waterford, County of Erie and Commonwealth of Pennsylvania  
*Executrix:* Brenda Ann Dart, c/o Kevin M. Monahan, Esq., Suite 300, 300 State Street, Erie, PA 16507  
*Attorneys:* Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, Suite 300, 300 State Street, Erie, PA 16507

**BROWN, HELEN M.,  
deceased**

Late of the City of Erie, Erie County, Commonwealth of Pennsylvania  
*Executrix:* Lois H. Edwards, c/o Leigh Ann Orton, Esquire, 11 Park Street, North East, PA 16428  
*Attorney:* Leigh Ann Orton, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**BURNS, ANN W.,  
deceased**

Late of Fairview Township, Erie County, Pennsylvania  
*Executor:* Andrew C. Burns, 5110 Ferndale Place, Fairview, PA 16415  
*Attorney:* Jerome C. Wegley, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**DIAS, MARGARET I.,  
deceased**

Late of the City of Erie, Erie County, Commonwealth of Pennsylvania  
*Co-Executors:* Nancy L. Pence & Kenneth E. Dias, c/o Thomas C. Hoffman II, Esq., 120 West Tenth Street, Erie, PA 16501  
*Attorney:* Thomas C. Hoffman II, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**DUDZINSKI, CHESTER J.,  
deceased**

Late of Erie County, Pennsylvania  
*Executrix:* Candyce Shupenko, c/o Dennis P. Cullen, Esquire, Cipriani & Werner, P.C., 1011 Mumma Road, Suite 201, Lemoyne, PA 17043  
*Attorney:* Dennis P. Cullen, Esquire, Cipriani & Werner, P.C., 1011 Mumma Road, Suite 201, Lemoyne, PA 17043

**HEBERLE, KENNETH J.,  
deceased**

Late of the City of Erie, County of Erie, Commonwealth of Pennsylvania  
*Executor:* Kevin S. Lucas, PO Box 84, East Springfield, PA 16441  
*Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**PASSAUER, EMMA L.,  
deceased**

Late of Millcreek Township, Erie County, Pennsylvania  
*Executor:* Reverend Gregory P. Passauer, 117 Lencer Drive, PO Box 41, Crown, PA 16220  
*Attorney:* Jerome C. Wegley, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

**PROPER, DONALD R.,  
deceased**

Late of Harborcreek Township  
*Administrator:* Karen L. Buckel, c/o 246 West 10th Street, Erie, PA 16501  
*Attorney:* Evan E. Adair, Esq., 246 West 10th Street, Erie, PA 16501

**RICHARDSON, CHARLES  
LEON,  
deceased**

Late of Millcreek Township, Erie County and Commonwealth of Pennsylvania  
*Co-Administrators:* Cara L. Locke and Edward Richardson, c/o Michael J. Graml, Esq., 714 Sassafra Street, Erie, PA 16501  
*Attorney:* Michael J. Graml, Esq., 714 Sassafra Street, Erie, PA 16501

**SEELINGER, RONALD JAMES,  
deceased**

Late of Green Township, Erie County, Pennsylvania  
*Executor:* Dan Law, 9887 Jones Rd., Erie, PA 16510  
*Attorney:* Melanie L. Hoover, Esq., 5091 Stephinah Dr., Edinboro, PA 16412

**TURNER, SARAH L.,  
deceased**

Late of the Township of Millcreek, County of Erie, Commonwealth of Pennsylvania  
*Executrix:* Jerry E. Roach, c/o Melaragno & Placidi, 502 West Seventh Street, Erie, PA 16502  
*Attorney:* Gene P. Placidi, Esquire, Melaragno & Placidi, 502 West Seventh Street, Erie, PA 16502

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