

Erie County Legal Journal

July 25, 2014

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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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INDEX

NOTICE TO THE PROFESSION	4
COURT OF COMMON PLEAS	
Change of Name Notices	6
Fictitious Name Notice	6
Incorporation Notice	6
Legal Notices	6
ORPHANS' COURT	
Audit List	10
Estate Notices	11
CHANGES IN CONTACT INFORMATION FOR ECBA MEMBERS	15

ERIE COUNTY LEGAL JOURNAL (ISSN 0730-6393) is published every Friday for \$57 per year (\$1.50 single issues/\$5.00 special issues, i.e. Seated Tax Sales). Owned and published by the Erie County Bar Association (Copyright 2014©) 302 West 9th St., Erie, PA 16502 (814/459-3111). Periodical Postage paid at Erie, PA 16515. POSTMASTER: Send Address changes to THE ERIE COUNTY LEGAL JOURNAL, 302 West 9th St., Erie, PA 16502-1427.

Erie County Bar Association Calendar of Events and Seminars

FRIDAY, AUGUST 1, 2014

Strategic Approaches to Law School Loan Repayment

ECBA Live Program

Bayfront Convention Center, Room 100

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

\$15 (ECBA members/summer law clerks)

No CLE



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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NOTICE OF RECORDING FEE INCREASE
EFFECTIVE AUGUST 8, 2014

ACTS 113 AND 126 OF 2014, RECENTLY PASSED BY GOVERNOR CORBETT, INCREASED THE JUDICIAL COMPUTER SYSTEM/ACCESS TO JUSTICE (JCS/ATJ) FEES by \$12.00. THEREFORE, THE FOLLOWING BASE RECORDING FEES WILL BE EFFECTIVE **AUGUST 8, 2014**.

DEED	\$64.50
MORTGAGE	\$64.50
MORTGAGE SATISFACTION	\$54.00
MORTGAGE ASSIGNMENT	\$54.00
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Jul. 18, 25 and Aug. 1



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CHANGE OF NAME NOTICE

In the Court of Common Pleas of Erie County, Pennsylvania
Docket No. 11980-14

In re: Antonio Xavier Kraus, a minor

Notice is hereby given that a Petition has been filed in the above named Court by Erin Kraus and Wilkin Velasquez, requesting an Order to change the name of Antonio Xavier Kraus to Antonio Xavier Velasquez. The Court has fixed the 29th day of August, 2014 at 1:30 p.m. in Courtroom G, Room 222, of the Erie County Court House, 140 West 6th 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.

Jul. 25

CHANGE OF NAME NOTICE

In the Court of Common Pleas of Erie County, Pennsylvania
Docket No. 11555-14

In re: Jessica Rabi Spaulding

Notice is hereby given that a Petition has been filed in the above named Court requesting an Order to change the name of Jessica Rabi Spaulding to Jessica Rabi Walburn. The Court has fixed the 11th day of August, 2014 at 10:00 a.m. in Courtroom G, Room 222, of the Erie County Court House, 140 West 6th 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.

Jul. 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: Auto Express KIA
2. The principal place of business to be carried on under the fictitious name: 10320 Wattsburg Road, Wattsburg, Pennsylvania 16509
3. The name and address of the party to the registration: Jacamo, Inc., 2749 Zimmerly Road, Erie, PA 16506
4. An application for registration of the above fictitious name was filed with the Pennsylvania Department of State under the Fictitious Name Act on February 19, 2014.
Kurt L. Sundberg, Esq.
Marsh, Spaeder, Baur, Spaeder & SchAAF
300 State Street, Suite 300
Erie, PA 16507
(814) 456-5301

Jul. 25

INCORPORATION NOTICE

NOTICE is hereby given that K.C. Transportation, Inc. has been incorporated under the provisions of the Business Corporation Law of 1988.

Craig A. Zonna, Esq.
Elderkin Law Firm
150 E. 8th St.
Erie, PA 16501

Jul. 25

LEGAL NOTICE

ATTENTION: JOHN SMITH
INVOLUNTARY TERMINATION
OF PARENTAL RIGHTS

IN THE MATTER OF THE
ADOPTION OF MINOR
FEMALE CHILD (E.L.-L.S.)
DOB: 08/09/2010
MINOR MALE CHILD (J.J.S.)
DOB: 06/12/2009
MINOR MALE CHILD (H.J.S.)
DOB: 12/18/2007

32 A-B IN ADOPTION 2014

At the instance of Erie County Office of Children and Youth you, laying aside all business and excuses whatsoever, are hereby cited to be and appear before the Orphan's Court of Erie County, Pennsylvania, at the Erie County Court House, Judge Sambroak, Court Room No. 217-I, City of Erie on August 27, 2014 at 9:30 a.m. and there

show cause, if any you have, why your parental rights to the above child should not be terminated, in accordance with a Petition and Order of Court filed by the Erie County Office of Children and Youth. A copy of these documents can be obtained by contacting the Erie County Office of Children and Youth at (814) 451-7740.

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

You have a right to be represented at the Hearing by a lawyer. You should take this paper to your lawyer at once. If you do not have a lawyer, or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

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

NOTICE REQUIRED BY ACT 101 OF 2010: 23 Pa. C.S. §§2731-2742. This is to inform you of an important option that may be available to you under Pennsylvania law. Act 101 of 2010 allows for an enforceable voluntary agreement for continuing contact or communication following an adoption between an adoptive parent, a child, a birth parent and/or a birth relative of the child, if all parties agree and the voluntary agreement is approved by the court. The agreement must be signed and approved by the court to be legally binding. If you are interested in learning more about this option for a voluntary agreement, contact the Office of Children and Youth at (814) 451-7726, or contact your adoption attorney, if you have one.

Jul. 25

LEGAL NOTICE

Notice is hereby given that any individuals, who have had weapons confiscated from January 1, 2010, through December 31, 2010, by Court Order of Protection from Abuse Order have thirty (30) days from the date of this publication to respond in person to take possession of their weapons.

The Sheriff will dispose of all unclaimed weapons after thirty (30) days of the date of said notice.

Sheriff John T. Loomis

Jul. 18, 25 and Aug. 1

LEGAL NOTICE

MARSHAL'S SALE: By virtue of a Writ of Execution issued out of the U. S. Court for the W. D. of PA at suit of the USA at Civil No. 1:12-cv-00275, I shall expose to public sale the real property of Laurie A. Preston known as 11332 Emily Drive, North East, Pennsylvania 16428, being fully described in the Deed dated May 11, 2007,

and recorded May 11, 2007, in the Recorder of Deeds Office of Erie County, Pennsylvania, in Deed Book Volume 1415, Page 0868 and at Instrument No. 2007-013653.

TIME AND LOCATION OF SALE: Friday, August 8, 2014, at 10:00 A.M. at the Erie County Courthouse, Room 209, 140 West Sixth Street, Erie, PA 16501.

TERMS OF SALE: Successful bidder will pay ten percent (10%) by cashier's check, certified check or bank money order at the time of the sale 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 Ms. 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 the Marshal's Office 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. The successful bidder takes the real estate subject to, and shall pay all taxes, water rents, sewer charges, municipal claims, and other charges and liens not divested by the sale. Purchaser must furnish State Realty Transfer Tax Stamps, and stamps required by the local taxing authority. Purchaser shall furnish Marshal with Grantee information at the time of the sale. Marshal's costs, fees and commissions are to be borne by seller. Steve Frank, United States Marshal. For additional information visit www.resales.usda.gov or contact Ms. Cathy Diederich at 314-457-5514.

Jul, 11, 18, 25 and Aug. 1

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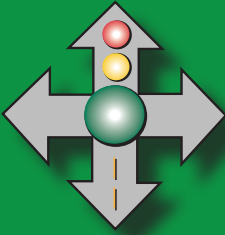
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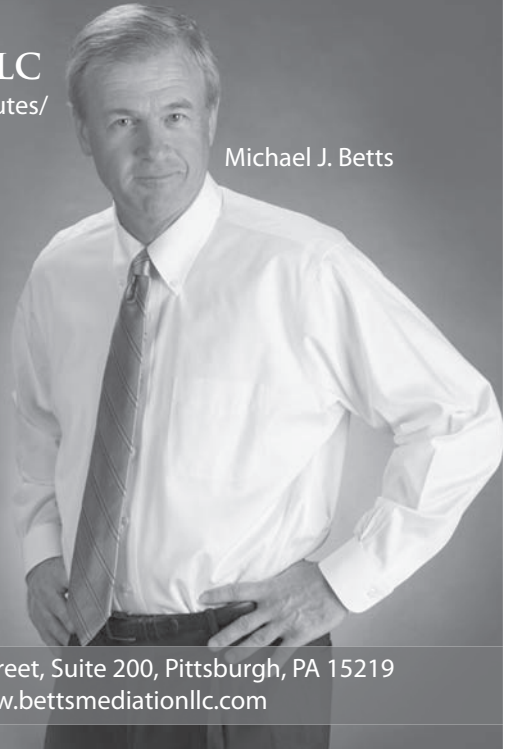
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RVM's Director of Forensics, Greg Cancilla, was recently named Best Individual Expert Witness in Technology for Litigation Support by the *New York Law Journal* Reader Rankings Survey. Greg has performed countless digital forensic investigations and 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, July 28, 2014** and confirmed Nisi.

August 21, 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>
145.	Thora E. Osborn, Deceased	Gerald E. Osborn, Executor	Grant M. Yochim, Esquire

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

Jul. 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

ANDERSON, JOANNE MARIE, deceased

Late of the Township of Millcreek, County of Erie, Commonwealth of Pennsylvania
Executrix: Lori J. Anderson, c/o Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506
Attorney: Colleen R. Stumpf, Esquire, Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506

BURGER, MARY ELLEN, deceased

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania
Co-Executrices: Rhonda Lipinski and Noreen Rae Smith, c/o James E. Marsh, Jr., Esq., Suite 300, 300 State Street, Erie, PA 16507
Attorneys: Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, Suite 300, 300 State Street, Erie, PA 16507

FICKLE, NORA A., deceased

Late of the City of Erie, County of Erie, State of Pennsylvania
Administrator CTA: John Grubbs, 1848 West Eighth Street, Erie, PA 16505
Attorney: Jerome C. Wegley, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

HAMME, DONALD G., SR., a/k/a DONALD G. HAMME, deceased

Late of the Township of Harborcreek, County of Erie, State of Pennsylvania
Executor: Donald G. Hamme, Jr., 183 Young Road, Erie, PA 16509
Attorney: James R. Steadman, Esq., 24 Main St. E., PO Box 87, Girard, PA 16417

HOLLISTER, GRACE R., deceased

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

KUCHAR, ANN M., deceased

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania
Executrix: Theresa Slencsak
Attorney: David J. Rhodes, Esquire, Elderkin Law Firm, 150 East 8th Street, Erie, PA 16501

OLSZEWSKI, THERESA M., deceased

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania
Administrator: Donald M. Olszewski, 5618 Washington Ave., Erie, PA 16509
Attorney: None

SCHREIBER, MARIE L., a/k/a MARIE LEONA SCHREIBER, deceased

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania
Administrator: John Douglas Schreiber, 10923 Rt. 8, Wattsburg, PA 16442
Attorney: None

SEDLER, MARY C., deceased

Late of the Borough of Girard, County of Erie, Pennsylvania
Administrator: Dana M. Sedler, 9 Hunt Wood Drive, Poquoson, VA 23662
Attorney: None

SMITH, DONALD D., SR., deceased

Late of the Union City Borough, County of Erie and Commonwealth of Pennsylvania
Executrix: Kelly D. McCafferty, c/o Norman A. Stark, Esq., Suite 300, 300 State Street, Erie, PA 16507
Attorneys: Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, Suite 300, 300 State Street, Erie, PA 16507

WAGNER, AARON C., deceased

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania
Administrator: David C. Wesmiller
Attorney: Thomas J. Minarcik, Esquire, Elderkin Law Firm, 150 East 8th Street, Erie, PA 16501

WHIPPLE, DOROTHY, deceased

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania
Executrix: Susan M. Oldakowski, c/o Norman A. Stark, Esq., Suite 300, 300 State Street, Erie, PA 16507
Attorneys: Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, Suite 300, 300 State Street, Erie, PA 16507

SECOND PUBLICATION**LOHSE, VIOLET B.,
deceased**

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

Co-Executors: Robert P. Lohse and Kenneth A. Lohse, c/o William J. Schaaf, Esq., Suite 300, 300 State Street, Erie, PA 16507

Attorneys: Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, Suite 300, 300 State Street, Erie, PA 16507

**NOVOTNY, RUDOLPH A.,
deceased**

Late of the Borough of Edinboro, Erie County, Pennsylvania

Administrator: Thomas D. Brasco, Jr., Esq., 305 West Sixth Street, Erie, PA 16507

Attorney: Gary J. Shapira, Esq., 305 West Sixth Street, Erie, PA 16507

**PAGLIARI, JOHN J.,
deceased**

Late of the Township of Millcreek, Erie County, Pennsylvania

Executor: Raymond A. Pagliari, 510 Cranberry Street, Suite 301, Erie, Pennsylvania 16507

Attorney: Raymond A. Pagliari, Esq., 510 Cranberry St., Suite 301, Erie, Pennsylvania 16507

THIRD PUBLICATION**ANDERSON, HERTA J.,
a/k/a HERTA F. ANDERSON,
deceased**

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania

Executrix: Patricia A. Pepicello, c/o 3305 Pittsburgh Avenue, Erie, PA 16508

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

**BAKER, LUCY N.,
deceased**

Late of North East Borough, Erie County, North East, Pennsylvania

Executrix: Cindy S. Baker, c/o Edward Orton, 33 East Main Street, North East, Pennsylvania 16428

Attorneys: Orton & Jeffery, P.C., 33 East Main Street, North East, Pennsylvania 16428

**CONNELL, JOHN F., a/k/a
JOHN CONNELL, a/k/a****JOHN FRANCIS CONNELL,
deceased**

Late of the Borough of Girard, County of Erie and Commonwealth of Pennsylvania

Executrix: Joanne Connell, c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

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

**GAULT, JEFFREY R.,
deceased**

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

Executrix: Ginger L. Gault, 3624 Allegheny Road, Erie, PA 16508

Attorneys: MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**HAUGHT, ROBERT J., a/k/a
ROBERT HAUGHT,
deceased**

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

Executrix: Susan H. Gido, 110 Airplane Court, Mooresville, NC 28117

Attorney: James R. Steadman, Esq., 24 Main St. E., PO Box 87, Girard, PA 16417

**HAYDEN, JAMES J.,
deceased**

Late of the Township of Millcreek, Erie County, PA

Executor: John E. Hayden, c/o 120 West Tenth Street, Erie, PA 16501

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

**MARTIN, GLORIA,
deceased**

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

Executor: John J. Shimek, III, c/o Sterrett Mott Breski & Shimek, 1001 State Street, Suite 1400, Erie, PA 16501

Attorneys: John J. Shimek, III, Esq., Sterrett Mott Breski & Shimek, 1001 State Street, Suite 1400, Erie, PA 16501

**MARTIN, HARVEY J.,
deceased**

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

Executor: John J. Shimek, III, c/o Sterrett Mott Breski & Shimek, 1001 State Street, Suite 1400, Erie, PA 16501

Attorneys: John J. Shimek, III, Esq., Sterrett Mott Breski & Shimek, 1001 State Street, Suite 1400, Erie, PA 16501

**McDERMOTT, STEPHEN
JOSEPH,
deceased**

Late of the Township of Millcreek, Erie County

Executrix: Charlene McDermott

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

**McFARLAND, GEORGE E.,
deceased**

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania
Executrix: Lisa A. McFarland, c/o James E. Marsh, Jr., Esq., Suite 300, 300 State Street, Erie, PA 16507

Attorneys: Marsh, Spaeder, Baur, Spaeder & Schaaf, LLP, Suite 300, 300 State Street, Erie, PA 16507

**PARDEE, KAREN A., a/k/a
KAREN ANN PARDEE,
deceased**

Late of Millcreek Township, Erie County, Commonwealth of Pennsylvania

Co-Executors: Kathleen A. Terry and Michael E. Pardee, c/o Jerome C. Wegley, Esquire, 120 West Tenth Street, Erie, PA 16501

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

**SOKOLOWSKI, ROBERT A.,
deceased**

Late of the City of Erie
Administrator: Robert J. Sokolowski, 8511 Oliver Road, Erie, PA 16509

Attorney: None

**TRIPPI, DONNA F.,
deceased**

Late of the Borough of North East, County of Erie, State of Pennsylvania

Executrix: Brenda Lynn Wydro, c/o 78 East Main Street, North East, PA 16428

Attorney: John C. Brydon, Esq. Brydon Law Office, 78 East Main Street, Erie, PA 16428

**WELLMAN, RICHARD,
deceased**

Late of Venango Township, County of Erie, Commonwealth of Pennsylvania

Executor: Donald W. Wellman, c/o Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506

Attorney: Valerie H. Kuntz, Esq., Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506

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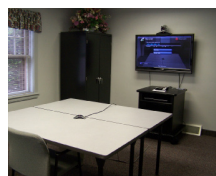
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CHANGES IN CONTACT INFORMATION OF ECBA MEMBERS

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EMILY STUTZ is now EMILY STUTZ ANTOLIK ----- ellantolik@eriecountygov.org

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