

97 ERIE 37 - 42 Commonwealth v. Andino

Erie County Legal Journal

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

Managing Editor: Heidi M. Weismiller

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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

40 HOUR FAMILY MEDIATION TRAINING Friday, October 17, 2014 Saturday, October 18, 2014 Wednesday, November 19, 2014 Thursday, November 20, 2014 Friday, November 21, 2014 Mediating Divorce and Family Conflicts ECBA Live Seminar Bayfront Convention Center 8:30 a.m. - Noon & 1 p.m. - 5:30 p.m. (8:00 a.m. reg.) \$1400 /person 38 hours substantive / 2 hours ethics credit

THURSDAY, OCTOBER 23, 2014

The Treatment and Management of Pain ECBA Live Seminar Bayfront Convention Center 8:30 a.m. - 11:45 a.m. (8:00 a.m. reg./breakfast) \$105 (ECBA member/non-attorney staff) \$158 (nonmember) \$73 (member Judge not needing CLE) 2 hours substantive / 1 hour ethics



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

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In Memoriam



John M. McLaughlin July 25, 1922 - October 5, 2014

John M. McLaughlin, 92, passed away on Sunday, October 5, 2014, at St. Mary's Home East. John was born on July 25, 1922 in Erie, the son of the late John D. and Ida Sheridan McLaughlin.

John was a graduate of East High School and received an A.B. from Georgetown University in 1943. He served in World War II from 1943 to 1945 in China as a crew member on a C-47 for which he earned an air medal. Upon his return from the service, he attended Georgetown University Law School where he served on the Board of Editors of the Georgetown Law Review. From 1952 to 1962, he served as an Intelligence Officer in the United States Naval Reserve.

He was one of the founding partners of Knox, Weber, Pearson & McLaughlin in 1957. He also served as Special Assistant Attorney General, State Workmen's Insurance Fund, 1955-1960, Solicitor for Erie County, 1962-1966, and Managing Partner of Knox, McLaughlin, Gornall & Sennett from 1973 to 1984. He was widely regarded as one of the preeminent trial attorneys in Western Pennsylvania.

Throughout his professional career, he remained active in Bar-related activities and organizations. He was Chair of the Unauthorized Practice of Law Committee of the Erie County Bar Association from 1967 to 1969. From 1973 to 1989, he served as a member of the Supreme Court of Pennsylvania Advisory Committee on Appellate Court Rules. In 1987, he served as President of the Erie County Bar Association and was also a member of the Judicial Conference for the Third Circuit Court of Appeals and a Fellow of the International Society of Barristers. His colleagues in the Erie County Bar honored him by electing him Chancellor of the Bar in 1993.

In addition to his parents, he was preceded in death by his wife, Mary Lou Sitterle McLaughlin; and sons, John B. and Gerard McLaughlin.

He is survived by two sons, the Honorable Sean J. McLaughlin and his wife, Annie, and Attorney Matthew J. McLaughlin; and a daughter, Maura M. McLaughlin and Daniel Maloney, all of Erie. He is also survived by a granddaughter, Attorney Catherine McLaughlin; and four nieces and a nephew.

Memorials may be made to the Barber National Institute, 100 Barber Pl., Erie, PA 16507 or to the Leukemia and Lymphoma Society, 333 East Carson St., Suite 441, Pittsburgh, PA 15219. **OFFICE SPACE FOR RENT.** Two blocks west of Court House, upstairs office. Rent includes use of conference room, copier, fax, kitchen and basement. Street parking. Contact 452-4451 to schedule an appointment.

Oct. 10, 17

Notice – Positions Available 2015

The Erie County Court of Common Pleas has twenty-five (25) contract positions available for attorneys to provide representation for indigent criminal defendants (adult & juvenile), indigent criminal defendants in PCRA's, homicide defendants, and parents and/ or children in dependency and IVT cases, as well as Guardian Ad Litems.

The breakdown of available positions for 2015 is as follows:

		Contract Amt.
Indigent criminal defendants – Adult	5 positions	\$2,000 p/month
Indigent criminal defendants - Homicide	4 positions	\$4,000-\$10,000 p/case
Indigent criminal defendants – Juvenile	4 positions	\$2,000 p/month
Dependency/IVT Hearings	7 positions	\$2,000 p/month
PCRAs	1 position	\$2,000 p/month
Guardian Ad Litem	3 positions	\$2,000 p/month
Coordinating Guardian Ad Litem	1 position	\$5,000 p/month

All contracts may be reviewed in the Court Administrators Office. Please direct all letters of interest and/or resume to Thomas C. Aaron, District Court Administrator. Please be sure to specify which position or positions you are interested in applying for.

DEADLINE: November 7, 2014

In order to be considered for the 2015 contract year, all Attorneys currently under contract must reapply by the deadline date above.

Oct. 10, 17

CHANGES IN CONTACT INFORMATION OF ECBA MEMBERS

P. BOWMAN ROOT, IV (717) 346-1669 PA Department of Revenue OCC (f) (8717) 772-1459 PO Box 281061
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ATTORNEY NAME CHANGE

Commonwealth v. Andino

COMMONWEALTH OF PENNSYLVANIA v. HENRY ANDINO

CRIMINAL LAW AND PROCEDURE / SEARCHES AND SEIZURES 108 The determination as to whether probable cause exists for the issuance of a search warrant is limited to the four (4) corners of the probable cause affidavit.

CRIMINAL LAW AND PROCEDURE / AUTOMOBILES 349 (10) (18) Continued questioning of a defendant after the conclusion of a traffic stop, including notification that "he was free to go", constitutes an investigative detention.

CRIMINAL LAW AND PROCEDURE / AUTOMOBILES 349 (17)

Law enforcement must possess reasonable suspicion of criminal activity to justify an investigatory detention of the defendant once a traffic stop is concluded.

CRIMINAL LAW AND PROCEDURE / ARREST 63.5 (4)

Reasonable suspicion to conduct an investigative detention only exists when an officer is able to articulate specific facts, together with the reasonable inferences drawn therefrom, that lead him to reasonably conclude that criminal activity is afoot.

CRIMINAL LAW AND PROCEDURE / ARREST 63.5 (4)

The fundamental inquiry of a reviewing court is objectivity, specifically, whether the facts known by the officer at the moment of intrusion warrant the action taken by a man of reasonable caution.

CRIMINAL LAW AND PROCEDURE / AUTOMOBILES 349 (17) The requisite cause for suspicion is independent of the basis upon which the initial traffic stop was based.

CRIMINAL LAW AND PROCEDURE / AUTOMOBILES 349 (17)

Subjective interpretations of a defendant's non-verbal behavior do not constitute a reasonable suspicion that criminal activity is afoot when the officer has no experience or training that qualifies him to render reliable interpretations of the defendant's body movements or mindset.

CRIMINAL LAW AND PROCEDURE / AUTOMOBILES 349 (17); ARREST 63.5 (4)

An officer's subjective interpretations of body language do not justify the government's intrusion into the defendant's right of privacy or the defendant's detention based upon reasonable suspicion.

IN THE COURT OF COMMON PLEAS OF ERIE COUNTY, PENNSYLVANIA CRIMINAL DIVISION NO. 3503 OF 2013

Appearances: Anthony Logue, Esq., Attorney for Plaintiff James A. Pitonyak, Esq., Attorney for Plaintiff

OPINION

Cunningham, William R., J.

June 17, 2014

The presenting matter is a Motion to Suppress filed by the Defendant. At issue is whether there was reasonable suspicion to conduct a dog search of the exterior of the Defendant's

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vehicle for narcotics and/or whether there was probable cause for the subsequent search warrant secured for the vehicle the Defendant was operating.

This case presents a somewhat novel situation because the justification for the government's intrusion into the Defendant's right of privacy is based on the affiant's subjective interpretations of the Defendant's body language. After an evidentiary hearing, the Motion to Suppress is **GRANTED**.

FINDINGS OF FACT

At the outset, it must be noted what will not be considered in this case. In making the determination of whether probable cause exists for the search warrant, the inquiry is limited to the four corners of the probable cause affidavit. Nowhere in the probable cause affidavit does the affiant, Trooper J.C. Matson, set forth that he was part of the Drug Interdiction Unit who received a radio communication to be on the lookout for a silver Toyota Sedan which was transporting one kilo of cocaine allegedly placed in the vehicle earlier that day before leaving Philadelphia. While this testimony was admitted at the suppression hearing, it does not constitute evidence to consider in determining whether probable cause exists for the search warrant since it was not included in the probable cause affidavit.¹

On September 14, 2013, a traffic stop of a silver 1993 Toyota Corolla bearing PA registration JHB1892 was conducted on Interstate 90 near mile marker 23EB. The basis for the traffic stop was a non-working brake light and the Defendant was driving forty miles per hour in a sixty-five mile an hour zone northbound on Interstate 79. The time was approximately 6:00 p.m. on a Saturday. It was full daylight and the weather conditions were clear.

When Trooper Matson activated the lights to effectuate the traffic stop, there was nothing suspicious about the manner in which the Defendant pulled over. The location of this traffic stop was just off of the exit ramp from Interstate 79 onto Interstate 90 heading eastbound. It is approximately two miles before the next exit, Peach Street, which is the most commercialized area in Erie County. The next eastbound exit after Peach Street contains the only casino for northwest Pennsylvania, which attracts a lot of gambling business from Ohio. As a result, this stretch of Interstate 90 was busy during this traffic stop.

Trooper Matson parked behind the Defendant's vehicle. He exited his vehicle and approached the passenger side of the Defendant's vehicle. From his vantage point, Trooper Matson could see the entire interior of the vehicle. The probable cause affidavit notes a fast food bag on the floorboard of the passenger side of the vehicle. There were no other items noted.

To Trooper Matson's observation, the Defendant's hands were shaking so bad that he almost dropped the paperwork regarding his license, registration and insurance. According to Trooper Matson, the Defendant's heartbeat could be seen beating through his shirt and his carotid artery was pounding in his neck.

¹ It is puzzling why Trooper Matson and/or his supervisor chose not to include this information within the probable cause statement of the search warrant, particularly in light of the paucity of objective information to support the search warrant.

Trooper Matson directed the Defendant to exit his vehicle and stand behind it while the Trooper returned to his police vehicle. This placement put the Defendant directly in front of Trooper Matson's dashboard camera such that all of the relevant events were recorded. This Court viewed the entire video, which includes audio, twice.

For at least the next nine minutes, Trooper Matson had the Defendant standing behind the vehicle he was driving while the Trooper was in his police vehicle. During this time span, Trooper Matson was joined by Trooper Knott, who is also trained in drug interdiction. Trooper Matson conveyed to Trooper Knott his observations and both Troopers were observing the Defendant.

Trooper Matson then exited his police vehicle and engaged the Defendant in conversation. Trooper Matson gave the Defendant a written warning for the brake light infraction. Trooper Matson returned the paperwork to the Defendant. Trooper Matson clearly told the Defendant he was free to go. As a result, the conversation ended and so did the traffic stop.

The Defendant was about to enter his driver's side door when he was re-engaged in conversation by Trooper Matson. Trooper Matson peppered the Defendant with a host of innocuous questions. Several times the Defendant expressed to Trooper Matson his belief that he thought he was free to go. The Defendant attempted to return to the driver's door but Trooper Matson refused to disengage in conversation with him. Physically, Trooper Matson is a larger man than the Defendant and he was in a police uniform. Trooper Knott, who arrived in his own state police vehicle and was also in full uniform, joined the interaction with the Defendant.

Trooper Matson conducted a pat down search for weapons on the Defendant's person. No weapons were found. The Defendant was cooperative throughout the pat down. In all of his interaction with the Defendant, Trooper Matson was professional. He

In all of his interaction with the Defendant, Trooper Matson was professional. He was not overbearing and his tone of voice was conversational. There were no orders or demands made of the Defendant by either Trooper nor were any weapons drawn by the police. Trooper Knott was likewise professional and courteous to the Defendant at all times.

To their credit, both Troopers informed the Defendant that he did not have to consent to any search and suggested to the Defendant that he read the consent form before signing it. While the Defendant initially verbalized an intent to consent to the search of the vehicle, within a short period of time and upon further reflection, he chose not to consent to the search of the vehicle. In refusing to sign the written consent form, the Defendant informed the police that it was not his car.

Corporal Peters from the canine team then arrived with his drug sniffing dog, Iggy. Corporal Peters and Iggy did an outside sniff search of the exterior of the Defendant's vehicle. According to Corporal Peters, Iggy alerted to the odor of narcotics that he is trained to detect. Thereafter, Trooper Matson secured a search warrant for the Defendant's vehicle. The search discovered a quantity of cocaine and money which formed the basis for the present charges against the Defendant.

CONCLUSIONS OF LAW

The Defendant does not contest the justification for the traffic stop. According to Trooper Matson, the Defendant was travelling forty miles per hour on Interstate 79 and had a brake light out. Hence, there was legal justification for a traffic stop.

The Defendant did not consent to the search of the vehicle. While he initially verbalized his assent, ultimately he decided not to consent and so informed the police. He did not execute the written consent form because "it was not his car."

Thus, the inquiry becomes whether there was reasonable suspicion of criminal activity to justify an investigatory detention of the Defendant after the traffic stop concluded. This Court is constrained to find there was not a reasonable suspicion of criminal activity for the investigatory detention of the Defendant and the use of the drug sniffing dog.

Since November of 2007, Trooper Matson has been employed as a Pennsylvania State Police Trooper and has training and ample experience in narcotics investigations and interdictions. The same is true of Trooper Knott. This Court respects the professional manner in which they did a risky job in this case. Despite their best efforts, the Defendant did not provide any incriminating evidence to create a reasonable suspicion of criminal activity.

When an investigatory detention occurs after a lawful traffic stop, there must be reasonable suspicion which arises after the end of the traffic stop and independent of any basis for the traffic stop. *Commonwealth vs. Johnson*, 833 A2d. 755, 762 (Pa. Super 2003) *appeal denied*, 847 A2d. 1280 (2004).

For purposes of determining whether there was reasonable suspicion of criminal activity to justify the investigatory detention of the Defendant, the inquiry begins at the time Trooper Matson returned to the Defendant his license, registration and insurance card and told him he was free to go.

As the Defendant was about to enter his driver side door, he was forced to engage in further conversation with Trooper Matson who had returned to the rear of the Defendant's vehicle intentionally for that purpose. The ensuing conversation was largely one-sided as it consisted of continual questions from Trooper Matson leaving little opportunity for the Defendant to disengage from the conversation. Several times during this questioning, the Defendant was physically attempting to get closer to his driver's door and expressing his belief that he thought he was free to go.

During this questioning, the Defendant's responses did not provide any incriminating information. According to the probable cause affidavit, the Defendant "related that he was coming from the Grove City Outlets. When asked what he bought, he related that he did not buy anything. He related that he went there to meet a girl. Andino later related that the girl he was supposed to meet never showed up." On its face, nothing within these statements is incriminating.

The subsequent attempt by the Commonwealth to make these comments incriminating is unavailing since Trooper Matson chose not to include information in the probable cause affidavit that the Defendant was coming from Philadelphia with a kilo of cocaine and had not been to the Grove City Outlets. As a result, a neutral, detached magistrate would have no reason to know the Defendant was lying about his trip to Grove City.

What remains are the subjective interpretations of the non-verbal behavior of the

Defendant. None of the proffered interpretations are persuasive. Notably, Trooper Matson never met the Defendant before. Thus, he would not be familiar with the Defendant nor the nature or intent of any of his idiosyncratic body language. Although Trooper Matson has significant experience interacting with subjects of a traffic stop and concomitant training, nothing within his experience or training qualifies him to render reliable interpretations of the Defendant's body movements and mindset as proffered in this case.

According to Trooper Matson, when the Defendant was required to wait outside the rear of his vehicle for nearly ten minutes, the Defendant "stood in a defensive posture with his arms crossed, leaning against the trunk of the car. This is in opposition to the thousands of motorists I have stopped who are only guilty of a summary violation. Motorists not engaged in criminal activity stand with their arms at their side at a very relaxed manner yet Andino was very guarded in his stance. This is the same posture I have seen in numerous people who are being interviewed as a suspect in a crime who later confessed or were found guilty of committing a crime. It should also be noted that Andino felt the need to lean against his car rather than stand upright as most innocent motorists do. This lean is also a common action of motorists engaged in criminal activity. This occurs because they become so nervous that they become "weak in the knees" and light-headed, therefore they lean for fear they may lose consciousness."

Having viewed this ten minute segment twice, this Court cannot accept the reliability of the conclusions and inferences Trooper Matson tenders. During this nine to ten minute segment, the Defendant was looking directly into the sunlight. Throughout this time period, there was constant traffic passing close by at a relatively high rate of speed. Nothing in the Defendant's posture or gestures manifested any nervousness or suggested a consciousness of guilt. To the contrary, the Defendant appeared to be patient and polite during this extended time period.

The Defendant did lean back to rest against the trunk of his vehicle, a circumstance likely caused by the lengthy delay created by Trooper Matson. There is nothing within this video to create an inference of guilt because the Defendant did not stand upright "as most innocent motorists do." The sweeping generalizations of human behavior expressed by Trooper Matson based on his training and experience do not under the circumstances of this case create a reasonable suspicion of criminal activity by the Defendant.

this case create a reasonable suspicion of criminal activity by the Defendant. During the course of the questioning of the Defendant, Trooper Matson avers that the Defendant assumed a submissive position "commonly referred to as the arrest position. The arrest position is with the head down, hands behind the back and feet spread shoulder width apart... it is an involuntary action of those who had been arrested in the past, who are currently engaged in criminal activity. This typically occurs when the individual is facing the reality of his imminent arrest. Even though he is verbally professing his innocence, with a submissive arrest position is often subconscious, and a non-verbal indicator of guilt." *Affidavit of Probable Cause*.

There is no evidence on the video that the Defendant assumed a submissive position manifesting his involuntary consciousness of guilt. There is no evidence to support Trooper Matson's ability to draw conclusions about the Defendant's thought process. Drawing psychological conclusions based on the interpretation of the body language of someone Trooper Matson did not know does not lend itself to scientific analysis or provide any degree of reliability justifying an intrusion into constitutionally protected areas of a citizen's privacy interests.

In this case, the only evidence related to a reasonable suspicion of criminal activity are the subjective interpretations by Trooper Matson of the non-verbal behavior of the Defendant. None of the proffered interpretations accurately give rise to a reasonable suspicion of criminal activity under these circumstances.

As a result, there is no legal justification for the dog search of the exterior of the vehicle. There is not probable cause for the issuance of the search warrant in this case.

Accordingly, the Motion to Suppress is GRANTED.

<u>ORDER</u>

For the reasons set forth in the accompanying Opinion, the Motion to Suppress is **GRANTED** in its entirety and the items seized as a result of the search of the Defendant's vehicle are hereby suppressed.

BY THE COURT: /s/ WILLIAM R. CUNNINGHAM, JUDGE

ACTION TO QUIET TITLE IN THE COURT OF COMMON PLEAS OF ERIE COUNTY, PENNSYLVANIA CIVIL ACTION NO. 12391-2014 MOXIE ATE, LP, Plaintiff

BMG PROPERTIES, INC., ANDRZEJ WAWRZYNIAK. the heirs, administrators and personal representatives and all persons claiming by, through, and under ANDRZEJ WAWRZYNIAK. KONSTANTY LABENCKI, the heirs, administrators and personal representatives and all persons claiming by, through, and under KONSTANTY LABENCKI. URSZULA LABENCKI, and heirs, administrators and personal representatives and all persons claiming by, through, and under URSZULA LABENCKI. Defendants

NOTICE

To: BMG Properties, Inc. To: Andrzej Wawrzyniak To: Konstanty Labencki To: Urszula Labencki To: The heirs, administrators and personal representatives and all persons claiming by, through, and under Andrzej Wawrzniak To: The heirs, administrators and

personal representatives and all persons claiming by, through, and under Konstanty Labencki

To: The heirs, administrators and personal representatives and all persons claiming by, through, and under Urszula Labencki

Plaintiff is the owner of the property situate in the City of Erie, County of Erie, and Commonwealth of Pennsylvania, bearing Tax Index Number (15) 2013-100, more commonly known as 1326 German Street, Erie, Pennsylvania. The defendants may have some interest in the above described property. Plaintiff has filed this action to quiet title to the property and seeks to bar the defendants from ever asserting any right, title, interest, lien or claim against the property.

NOTICE

You have been sued in court. If you wish to defend, you must enter a

COMMON PLEAS COURT

written appearance personally or by attorney and file your defenses or objections in writing with the court within twenty (20) days of the date this notice is published. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyers Referral Service PO Box 1792 Erie, Pennsylvania 16507 (814) 459-4411 Monday - Friday 8:30 a.m. - 3:00 p.m. Jenna Bickford, Esquire MacDonald, Illig, Jones & Britton, LLP 100 State Street, Suite 700 Erie, Pennsylvania 16507-1498 (814) 870-7750 Attorneys for Plaintiff, Moxie Ate, LP

Oct. 10

CHANGE OF NAME NOTICE In the Court of Common Pleas of Erie County, Pennsylvania Docket No. 12738-14 In re: Alexander William Trout Notice is hereby given that a petition has been filed in the above named Court, requesting an Order to change the name of Alexander William Trout to Alexander William Hodas. The Court has fixed the 17th day of November, 2014 at 11:00 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.

Oct. 10

LEGAL NOTICE

NOTICE OF SHERIFF'S SALE OF REAL ESTATE PURSUANT TO PENNSYLVANIA RULE OF

CIVIL PROCEDURE 3129.1

TO: Kaya M Gross, 1838 Fairmont Parkway, Erie, PA 16510; John Krusewicz, 1838 Fairmont Parkway, Erie, PA 16510; Monica Krusewicz, 1838 Fairmont Parkway, Erie, PA 16510; Jamie Krusewicz, 463rd 2nd Street, Hoboken, NJ 07030; John Kruzewicz, 517 Maryland Avenue Apt 111, Erie, PA 16505; Kaya M. Gross, 919 East 41st Street, Erie, PA 16504; Robert Gross, 3924 Greengarden, Erie, PA 16509; Kenneth W. Gross, 517 Maryland Ave Apt 570, Erie, PA 16505; All Other Heirs known or unknown 1838 Fairmont Parkway, Erie, PA 16510

AND: ALL LIEN HOLDERS TAKE NOTICE that by virtue of the above Writ of Execution issued out of the Court of Common Pleas of Erie County, Pennsylvania and to the Sheriff of Erie County, directed, there will be exposed to Public Sale in Erie County on November 21, 2014 at 10:00 A.M., the following described real estate of which Kenneth W. Gross and Robert Gross. administrators of the Estate of Julie Marie Gross-Krusewicz, a/k/a Julie M. Gross-Krusewicz, Deceased, and Kava M. Gross and Jamie Krusewicz and Monica Krusewicz and John Krusewicz and all other Heirs of John R. Krusewicz, Deceased, known or unknown are owners or

The City of Erie, County of Erie, and State of Pennsylvania, HET dwg k/a 1838 Fairmont Parkway, Erie, PA 16510. Parcel Number (18) 5124-226.

reputed owners:

The said Writ of Execution has issued on a judgment in the mortgage foreclosure action of U.S. Bank National Association, et al vs. Kenneth W. Gross and Robert Gross, administrators of the Estate

BANKRUPTCY COURT

of Julie Marie Gross-Krusewicz, et al at 2012-13597 in the amount of \$54,855.18.

Claims against property must be filed at the Office of the Sheriff before above sale date.

Claims to proceeds must be made with the Office of the Sheriff before the sale date.

Schedule of Distribution will be filed with the Office of the Sheriff no later than thirty (30) days from sale date.

Exceptions to Distribution or a Petition to Set Aside the Sale must be filed with the Office of the Sheriff no later than ten (10) days from the date when Schedule of Distribution

is filed in the Office of the Sheriff. The Writ of Execution has been issued because there is a judgment against you. It may cause your property to be held or taken to pay the judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights you must act promptly.

YOU SHOULD TAKE THIS NOTICE AND THE WRIT OF EXECUTION 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 ADVICE. LAWYER REFERRAL SERVICE PO Box 1792 ERIE, PA 16507 (814) 459-4411 Oct. 10 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 Health and Physical Education Equipment up to Thursday, October 16, 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

Oct. 3, 10

The USI Affinity Insurance Program

We go beyond professional liability to offer a complete range of insurance solutions covering all of your needs.

USI Affinity's extensive experience and strong relationships with the country's most respected insurance companies give us the ability to design customized coverage at competitive prices.

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- Business Insurance
- Medical & Dental

- Life Insurance
- Disability Insurance



Call 1.800.327.1550 for your FREE quote.

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

OCTOBER 17, 2014 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.

John T. Loomis

Sheriff of Erie County

Sept. 26 and Oct. 3, 10

SALE NO.1 Ex. #11540 of 2014 MARQUETTE SAVINGS **BANK**, Plaintiff v.

MASON E. MURZYNSKI and RIKKI M. BALLARD, Defendants SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 11540-14, Marquette Savings Bank vs. Mason E. Murzynski and Rikki M. Ballard, owners of property situate in the City of Erie, Erie County, Pennsylvania being: 101 Lighthouse Street, Erie, Pennsylvania.

35' X 105' X 35' X 105'

Assessment Map Number: (14) 1045-236

Assessed Value Figure: \$48,120.00 Improvement Thereon: Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP Suite 300, 300 State Street Erie, Pennsylvania 16507 (814) 456-5301

Sept. 26 and Oct. 3, 10

SALE NO. 2 Ex. #10527 of 2013 MARQUETTE SAVINGS **BANK**, Plaintiff v

JULIO R. RODRIGUEZ, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution 2013-10527, filed at No. Marquette Savings Bank vs. Julio R. Rodriguez, owner of property situate in the City of Erie, Erie County, Pennsylvania being: 820 Hess Avenue, Erie, Pennsylvania. 34' X 107.57' X 34' X 107.57' Assessment Map Number: (15) 2049-201 Assessed Value Figure: \$36,800.00 Improvement Thereon: Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP Suite 300, 300 State Street Erie, Pennsylvania 16507 (814) 456-5301

Sept. 26 and Oct. 3, 10

SALE NO. 3 Ex. #11476 of 2014 MARQUETTE SAVINGS BANK, Plaintiff

RICHARD A. STRITZINGER and CYNTHIAA. STRITZINGER, Defendants SHERIFF'S SALE

v

By virtue of a Writ of Execution filed at No 2014-11476, Marquette Savings Bank vs. Richard A. Stritzinger and Cynthia Δ Stritzinger, owners of property situate in the City of Erie, Erie County, Pennsylvania being: 833 East 26th Street, Erie, Pennsylvania. 30' X 96' X 30' X 96'

Assessment Map Number: (18) 5056-217

Assessed Value Figure: \$51,220.00

COMMON PLEAS COURT

Improvement Thereon: Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP 300 State Street, Suite 300 Erie, Pennsylvania 16507 (814) 456-5301

Sept. 26 and Oct. 3, 10

SALE NO. 4 Ex. #11477 of 2014 MARQUETTE SAVINGS BANK, Plaintiff

v.

RICHARD A. STRITZINGER and CYNTHIAA. STRITZINGER. Defendants SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 2014-11477, Marquette Savings Bank vs. Richard A. Cynthia Stritzinger and Α Stritzinger, owners of property situate in the City of Erie. Erie County, Pennsylvania being: 648 East 24th Street, Erie, Pennsylvania, 34' X 128' X 34' X 128' Assessment Map Number: (18) 5026-125 Assessed Value Figure: \$39,100.00 Improvement Thereon: Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf LLP 300 State Street, Suite 300 Erie, Pennsylvania 16507 (814) 456-5301 Sept. 26 and Oct. 3, 10

SALE NO. 5 Ex. #11478 of 2014 MARQUETTE SAVINGS **BANK**. Plaintiff

v RICHARD A. STRITZINGER and CYNTHIA A. STRITZINGER, Defendants SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 2014-11478. Marquette Savings Bank vs. Richard A. Stritzinger and Cvnthia Α. Stritzinger, owners of property situate in the City of Erie, Erie County, Pennsylvania being: 1926 Cascade Street, Erie, Pennsylvania, 30' X 98' X 30' X 98' Assessment Number:

Map (19) 6029-101

Assessed Value Figure: \$53,500.00 Improvement Thereon; Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP 300 State Street, Suite 300 Erie, Pennsylvania 16507 (814) 456-5301

Sept. 26 and Oct. 3, 10

SALE NO. 6 Ex. #11479 of 2014 MARQUETTE SAVINGS BANK, Plaintiff v. RICHARD A. STRITZINGER and CYNTHIA A.

STRITZINGER, Defendants SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 2014-11479. Marquette Savings Bank vs. Richard A. Stritzinger and Cvnthia Α Stritzinger, owners of property situate in the City of Erie, Erie County, Pennsylvania being: 525 East 13th Street, Erie, Pennsylvania. 34' X 105' X 34' X 105' Number[.] Assessment Man (15) 2028-212 Assessed Value Figure: \$32,200.00. Improvement Thereon: Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP 300 State Street, Suite 300 Erie, Pennsylvania 16507 (814) 456-5301 Sept. 26 and Oct. 3, 10

SALE NO. 7 Ex. #11480 of 2014 MARQUETTE SAVINGS BANK, Plaintiff V.

RICHARD A. STRITZINGER and CYNTHIAA. STRITZINGER, Defendants SHERIFF'S SALE

By virtue of a Writ of Execution filed at No. 2014-11480, Marquette Savings Bank vs. Richard A. Stritzinger and Cynthia A. Stritzinger, owners of property situate in the City of Erie, Erie County, Pennsylvania being: 530 and 530½ East 9th Street, Erie, Pennsylvania.

41' X 157.5' X 41' X 157.5'

ERIE COUNTY LEGAL JOURNAL LEGAL NOTICE

Assessment Map Number: (15) 2026-237 Assessed Value Figure: \$33,100.00 Improvement Thereon: Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP 300 State Street, Suite 300 Erie, Pennsylvania 16507 (814) 456-5301 Sept. 26 and Oct. 3, 10

SALE NO. 8 Ex. #11481 of 2014 MARQUETTE SAVINGS BANK, Plaintiff

RICHARD A. STRITZINGER CYNTHIA A. STRITZINGER, Defendants SHERIFF'S SALE

By virtue of a Writ of Execution filed at No 2014-11481, Marquette Savings Bank vs. Richard A. Stritzinger Cynthia and Α. Stritzinger, owners of property situate in the City of Erie, Erie County. Pennsylvania being: 430-432 West 8th Street, Erie, Pennsvlvania. 46' X 165' X 46' X 165' Assessment Map Number: (17) 4013-130 Assessed Value Figure: \$112,700.00 Improvement Thereon: Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP 300 State Street, Suite 300 Erie, Pennsylvania 16507 (814) 456-5301 Sept. 26 and Oct. 3, 10

SALE NO. 9 Ex. #11589 of 2014 MARQUETTE SAVINGS BANK, Plaintiff V

JEFFREY P. URRARO, LAURIE A. URRARO, and the UNITED STATES OF AMERICA, Defendants <u>SHERIFF'S SALE</u>

By virtue of a Writ of Execution filed at No. 11589-2014, Marquette Savings Bank vs. Jeffrey P. Urraro and Laurie A. Urraro, owners of property situate in the City of Erie, Erie County, Pennsylvania

COMMON PLEAS COURT

being: 2717 Pear Street, Erie, Pennsvlvania. 95.12' X 141' X 95.12' X 141' Assessment Map Number: (18) 5121-115 Assessed Value Figure: \$64,340.00 Improvement Thereon: Residence Eugene C. Sundberg, Jr., Esq. Marsh Spaeder Baur Spaeder & Schaaf, LLP 300 State Street, Suite 300 Erie, Pennsylvania 16507 (814) 456-5301 Sept. 26 and Oct. 3, 10

SALE NO. 10 Ex. 11434 of 2014 ERIE BANK, a division of CNB BANK, Plaintiff

v. PAUL FOSTER, Defendant LEGAL DESCRIPTION

ALL THAT CERTAIN piece or parcel of land situate in the City of Erie and Commonwealth of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at the point of intersection of the east line of Ash Street with the south line Thirteenth Street; of thence Eastwardly along the south line of Thirteenth Street, 26 feet to a point; thence Southwardly on a line parallel with Ash Street, 105 feet to a point; thence Westwardly on a line parallel with Thirteenth Street, 26 feet to the east line of Ash Street: thence Northwardly along the east line of Ash Street, 105 feet to the place of beginning.

Having erected thereon a two (2) story frame dwelling.

BEING the same premises that vested in Paul Foster by deed dated November 169, [sic] 2007 and recorded on November 20, 2007 in Erie County Deeds and Records Book 1461 page 752, and being known as 601-601½ East 13th Street, Erie, PA 16503 and Parcel No. (15) 2033-218. Knox McLaughlin Gornall &

Sennett, P.C.

Mark G. Claypool, Esquire PA ID #63199

120 West Tenth Street

Erie, Pennsylvania 16501

(814) 459-2800

Sept. 26 and Oct. 3, 10

SALE NO. 11 Ex. #11511 of 2014 NORTHWEST SAVINGS BANK, Plaintiff

RICHARD L. SCHAFFNIT, and the UNITED STATES OF AMERICA, DEPARTMENT OF THE TREASURY, INTERNAL REVENUE SERVICE, Defendants

BEING that same parcel or piece of land conveyed to Linda Longo, by marriage Linda M. Schnaffnit [sic] and Richard L. Schaffnit, her husband by Deed dated April 15. 1980 and recorded May 6, 1980 with the Erie County Recorder of Deeds Office in Erie County. Pennsylvania at Record Book 1385, Page 463 and then conveyed to Richard L. Schaffnit by Deed dated October 30, 1998, and recorded November 9, 1998 with the Erie County Recorder of Deed's Office in Erie County, Pennsylvania at Book 598, Page 2055 and bearing Erie County Index No. (37)-017-039.0-022.00 and being commonly known as 11730 East Main Road, North East. PA 16428. Knox McLaughlin Gornall & Sennett, P.C. Mark G. Claypool, Esquire PA ID #63199 120 West Tenth Street

Erie, Pennsylvania 16501

(814) 459-2800

Sept. 26 and Oct. 3, 10

SALE NO. 12 Ex. #11552 of 2014 NORTHWEST SAVINGS BANK, Plaintiff

MICHAEL G. DUNBAR and MARY ANN A. DUNBAR, Defendants SHERIFF'S SALE

v.

By virtue of a Writ of Execution filed at No. 2014-11552, Northwest Savings Bank vs. Michael G. Dunbar and Mary Ann A. Dunbar, owners of property situate in the City of Erie, Erie County, Pennsylvania being: 247 West 29th Street, Erie, Pennsylvania. 40' x 130' x 40' x 130' Assessment Map Number:

(19) 6052-119 Assessed Value Figure: \$75,810.00 Improvement thereon: Residence Kurt L. Sundberg, Esq. Marsh Spaeder Baur Spaeder & Schaaf LLP Suite 300, 300 State Street Erie, Pennsylvania 16507 (814) 456-5301 Sept. 26 and Oct. 3, 10

SALE NO. 13 Ex. #10771 of 2011 PNC Bank, National Association, Plaintiff v.

Christine M. Billen and John P. Billen, Defendant(s) <u>SHORT DESCRIPTION FOR</u> ADVERTISING

All that certain lot of land situate in Township of Millcreek, Erie County, Pennsylvania Being known as 4118 Westbury Rdg, (Township of Millcreek), Erie, PA 16506 Parcel Number: 33-136-565.2-7 Improvements: Residential Property Udren Law Offices, P.C. Woodcrest Corporate Center 111 Woodcrest Road, Suite 200 Cherry Hill, NJ 08003-3620 856-669-5400

Sept. 26 and Oct. 3, 10

SALE NO. 14 Ex. #12815 of 2013 Deutsche Bank National Trust Company, as Trustee for the Certificateholders of the First Franklin Mortgage Loan Trust 2005FF8, Mortgage Pass-Through Certificates, Series 2005-FF8, Plaintiff

v. APRIL BLUM RICK BLUM, Defendant(s) <u>SHORT DESCRIPTION FOR</u> ADVERTISING

ALL THAT CERTAIN LOT OF LAND SITUATE IN LAWRENCE PARK TOWNSHIP, ERIE COUNTY, PENNSYLVANIA: BEING KNOWN AS 3905 Emmet Drive, Erie, PA 16511-2008 PARCEL NUMBER: 29-12-32-1 IMPROVEMENTS: Residential Property Udren Law Offices, P.C. Woodcrest Corporate Center 111 Woodcrest Road, Suite 200 Cherry Hill, NJ 08003-3620 856-669-5400

Sept. 26 and Oct. 3, 10

SALE NO. 15 Ex. #11608 of 2014 Bank of America, N.A., Plaintiff

JEFFRY L MOOREHEAD, Defendant <u>SHORT DESCRIPTION FOR</u> ADVERTISING

ALL THAT CERTAIN LOT OF LAND SITUATE IN TOWNSHIP OF MCKEAN, ERIE COUNTY, PENNSYLVANIA:

BEING KNOWN AS 10071 Old Route 99, McKean, PA 16426-0000 PARCEL NUMBER: 31-19-71.1-2.01

IMPROVEMENTS: Residential Property

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

Sept. 26 and Oct. 3, 10

SALE NO. 16

Ex. #11218 of 2014 PNC Bank, National Association, Plaintiff

Karen E. Bolton, a/k/a Karen E. Smith and the United States of America, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 11218-14 PNC BANK, NATIONAL ASSOCIATION vs. KAREN E. BOLTON, a/k/a KAREN E. SMITH and THE UNITED STATES OF AMERICA, owner(s) of property situated in TOWNSHIP OF SUMMIT, Erie County, Pennsylvania being 8535 OLIVER ROAD, ERIE, PA 16509 0.369 acres Assessment Map number:

Assessment Map number: 40-29-82-139

Assessed Value figure: \$201,400.00 Improvement thereon: single family dwelling Brett A. Solomon, Esquire

Michael C. Mazack, Esquire 1500 One PPG Place

Pittsburgh, FA 15222 (412) 566-1212 Sept. 26 and Oct. 3, 10

SALE NO. 17

Ex. #11223 of 2014 PNC BANK, NATIONAL ASSOCIATION, Plaintiff

ELIZABETH A. MESSMER and THE UNITED STATES OF AMERICA, Defendant <u>SHERIFF'S SALE</u>

By virtue of a Writ of Execution filed to No. 11223-14 PNC BANK. NATIONAL ASSOCIATION vs. ELIZABETH A. MESSMER THE UNITED STATES and OF AMERICA. owner(s) of property situated in TOWNSHIP OF MCKEAN. Erie County. Pennsylvania being 3235 SOUTH HILL ROAD, MCKEAN, PA 16426 13.4 acres Assessment Map number: 31018068000201 Assessed Value figure: \$153,700.00 Improvement thereon: single family dwelling Brett A. Solomon, Esquire Michael C. Mazack, Esquire 1500 One PPG Place Pittsburgh, PA 15222 (412) 566-1212 Sept. 26 and Oct. 3, 10

SALE NO. 18 Ex. #10818 of 2014 Nationstar Mortgage LLC, Plaintiff

v. Sharyn Sypin, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10818-14, Nationstar Mortgage LLC vs. Sharyn Sypin, owner(s) of property situated in City of Erie, Erie County, Pennsylvania being 1814 East 8th Street, Erie, PA 16511 0 1240 Assessment Map number: 14-1109-204 Assessed Value figure: \$64,380.00 Improvement thereon: a residential dwelling Bradley J. Osborne Shapiro & DeNardo, LLC

Attorney for Movant/Applicant

3600 Horizon Drive, Suite 150 King of Prussia, PA 19406 (610) 278-6800

Sept. 26 and Oct. 3, 10

SALE NO. 19 Ex. #11141 of 2014 JPMorgan Chase Bank, National Association, Plaintiff

Unknown Heirs, Successors, Assigns, and All Persons, Firms, or Associations Claiming Right, Title of Interest from or under Laura Tate, deceased, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 11141-14 JPMorgan Chase Bank, National Association vs. Unknown Heirs, Successors, Assigns, and All Persons, Firms, or Associations Claiming Right, Title or Interest from or under Laura Tate, deceased, owner(s) of property situated in the City of Erie, Erie County, Pennsylvania being 1258 East 37th Street, Erie, PA 16504 0.1475 Assessment Map number[.] 180520140227 Assessed Value figure: \$72,700.00 Improvement thereon: a residential dwelling Bradley J. Osborne Shapiro & DeNardo, LLC Attorney for Movant/Applicant 3600 Horizon Drive, Suite 150 King of Prussia, PA 19406 (610) 278-6800

Sept. 26 and Oct. 3, 10

SALE NO. 20 Ex. #10512 of 2014 PHH Mortgage Corporation, Plaintiff

v. Richard T. Ardillo a/k/a Richard Ardillo, Defendant(s)

SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10512-14 PHH Mortgage Corporation vs. Richard T. Ardillo a/k/a Richard Ardillo Amount Due: \$109,282.38 Richard T. Ardillo a/k/a Richard Ardillo, owner(s) of property situated in ERIE CITY, Erie County, Pennsylvania being 136 East 38th Street a/k/a, 136 East 38th Street COMMON PLEAS COURT

Boulevard, Erie, PA 16504-1560 Dimensions: 55 x 132.5 Acreage: 0.1674 Assessment Map number: 18053055012800 Assessed Value: \$114,480 Improvement thereon: Residential Phelan Hallinan, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000 Seat 26 and Oct 2, 10

Sept. 26 and Oct. 3, 10

SALE NO. 21 Ex. #12516 of 2013

PHH Mortgage Corporation, Plaintiff

Shannon Frew, in Her Capacity as Heir of Caesar P. Bruno, Deceased; Unknown Heirs, Successors, Assigns, and All Persons, Firms, or Associations Claiming Right, Title or Interest From or Under Caesar P. Bruno,

Deceased, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 12516-13, PHH Mortgage Corporation vs. Shannon Frew, in Her Capacity as Heir of Caesar P. Bruno, Deceased; Unknown Heirs, Successors, Assigns, and All Persons, Firms, or Associations Claiming Right, Title or Interest From or Under Caesar P. Bruno, Deceased

Amount Due: \$170,795.60

Shannon Frew, in Her Capacity as Heir of Caesar P. Bruno, Deceased; Unknown Heirs. Successors. Assigns, and All Persons, Firms, or Associations Claiming Right, Title or Interest From or Under Caesar Р Bruno. Deceased. owner(s) of property situated in FRANKLIN TOWNSHIP, Erie County, Pennsylvania being 10220 Silverthorn Road, Edinboro, PA 16412-9712 Dimensions: 53 x 72

Dimensions: 53 x /2 Acreage: 13.4100 Assessment Map number: 22002013000409 Assessed Value: \$166,400.00 Improvement thereon: residential Phelan Hallinan, LLP

One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000 Sept. 26 and Oct. 3, 10

SALE NO. 22 Ex. #12279 of 2009

US Bank National Association, as Trustee for Bear Stearns Asset Backed Securities Trust 2004-ac7 Asset-backed Certificates, Series 2004-ac7. Plaintiff

v.

Joseph Fendone, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 12279-09 US Bank National Association. as Trustee for Bear Stearns Asset Backed Securities Trust 2004-ac7 Asset-backed Certificates, Series 2004-ac7 vs. Joseph Fendone Amount Due: \$113,273.25 Joseph Fendone, owner(s) of property situated in EDINBORO BOROUGH. Erie County. Pennsylvania being 206 High Street, Edinboro, PA 16412-2553 Dimensions: 80 x 260 Acreage: 0.4775 Assessment Map number: 11010044000400 Assessed Value: 107,510.00 Improvement thereon: residential Phelan Hallinan, LLP One Penn Center at Suburban Station. Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Sept. 26 and Oct. 3, 10

SALE NO. 23 Ex. #11607 of 2013 PHH Mortgage Corporation, Plaintiff v. Debra H. Gaunt a/k/a Debra

L. Gaunt; William G. Hoffman (Deceased), Defendant(s) <u>SHERIFF'S SALE</u>

By virtue of a Writ of Execution filed to No. 11607-13 PHH Mortgage Corporation vs. Debra H. Gaunt a/k/a Debra L. Gaunt Amount Due: \$104,796.26 Debra H. Gaunt a/k/a Debra L. Gaunt, owner(s) of property situated in LAKE CITY BOROUGH, Erie County, Pennsylvania being 2300 Lake Street, Lake City, PA 16423-1323 Dimensions: 132 ft. x 165 ft. Acreage: 0.5000 Acres Assessment Map number[.] 28-014-029.0-004.00 Assessed Value: \$117,800.00 Improvement thereon: residential Phelan Hallinan, LLP One Penn Center at Suburban Station. Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000 Sept. 26 and Oct. 3, 10

SALE NO. 24 Ex. #14845 of 2009 Citifinancial Services, Inc., Plaintiff v Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote; Mae D. Ford, Solely as Administratrix C.T.A. and Devisee of The Estate of Garv Douglas Goodemote a/k/a Garv D. Goodemote Jeff Llovd, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Garv D. Goodemote Melissa Lloyd, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Garv D. Goodemote Jacquan Johnson, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary **D.** Goodemote Beverly A. Lloyd, as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 14845-09 Citifinancial Services, Inc. vs. Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Mae D. Ford, Solely as Administratrix C.T.A. and Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Jeff Lloyd, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Melissa Lloyd, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Jacquan Johnson, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Beverly A. Lloyd, as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote

Amount Due: \$64,533.45

Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Mae D. Ford, Solely as Administratrix C.T.A. and Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Jeff Lloyd, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote. Melissa Lloyd, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Jacquan Johnson, Solely as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, Beverly A. Lloyd, as Devisee of The Estate of Gary Douglas Goodemote a/k/a Gary D. Goodemote, owner(s) of property situated in MILLCREEK TOWNSHIP. Erie County. Pennsylvania being 3602 Scarboro Road, Erie, PA 16506 Dimensions: 110 x 155 (Irr.) Acreage: 0.6615 acres Assessment Map number: 33066349001600 Assessed Value: \$116.300.00 Improvement thereon: Residential Phelan Hallinan, LLP One Penn Center at Suburban Station. Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Sept. 26 and Oct. 3, 10

SALE NO. 25

Ex. #13155 of 2011 Citimortgage, Inc. s/b/m to Abn Amro Mortgage Group, Inc., Plaintiff

v.

David L. Magee, Defendant(s) <u>SHERIFF'S SALE</u>

By virtue of a Writ of Execution filed to No. 13155-11 Citimortgage, Inc. s/b/m to Abn

Amro Mortgage Group, Inc. vs. David L. Magee Amount Due: \$143,358.20 David L. Magee, owner(s) of property situated in WATERFORD BOROUGH. Erie County. Pennsylvania being 228 Walnut Street, Waterford, PA 16441-9724 Dimensions: 77.5 X 165 Acreage: 0.2936 Assessment Map number: 46009041000600 Assessed Value: 137.300.00 Improvement thereon: residential Phelan Hallinan, LLP One Penn Center at Suburban Station Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Sept. 26 and Oct. 3, 10

SALE NO. 26 Ex. #12514 of 2013 Wells Fargo Bank, N.A., Plaintiff

Nathaniel P. O'connell, Defendant(s) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 12514-13 Wells Fargo Bank, N.A. vs. Nathaniel P. O'connell Amount Due: \$90.042.02 Nathaniel P. O'connell, owner(s) of property situated in CITY OF ERIE, Erie County, Pennsylvania being 4021 Zimmerman Road, Erie, PA 16510-3662 Dimensions: 70.88 X 247.58 Acreage: 0.3044 Assessment Map number[.] 18052049023600 Assessed Value: 90.800.00 Improvement thereon: residential Phelan Hallinan LLP One Penn Center at Suburban Station. Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000 Sept. 26 and Oct. 3, 10

SALE NO. 27 Ex. #10896 of 2014 JPMORGAN CHASE BANK, N.A., PLAINTIFF v. STEPHEN J. REAGLE

ERIE COUNTY LEGAL JOURNAL LEGAL NOTICE

DESTINY A. ROG, DEFENDANT(S) SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10896-14 JPMORGAN CHASE BANK, N.A. vs. STEPHEN J. REAGLE, DESTINY A. ROG Amount Due: \$88,427.15 Stephen J. Reagle, Destiny A. Rog, owner(s) of property situated in ERIE CITY, Erie County, Pennsylvania being 2904 Maple Street, Erie, PA 16508-1656 Dimensions: 1,022 Sq. Ft. Acreage: 0.0822 Assessment Map number: 19060044022300 Assessed Value: \$67,940.00 Improvement thereon: residential Phelan Hallinan, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000 Sept. 26 and Oct. 3, 10

SALE NO. 29 Ex. #13715 of 2012 Wells Fargo Bank, NA, Plaintiff v Debra Thacker, in Her Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased Kevin Smyklo, in His Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased Jeffrey Smyklo, in His Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased Unknown Heirs, Successors, Assigns, and All Persons, Firms, or Associations Claiming Right, **Title or Interest From or Under** Bernadine T. Smyklo, Deceased,

Defendant(s) SHERIFF'S SALE By virtue of a Writ of Execution filed to No. 13715-12 Wells Fargo Bank, NA vs. Debra Thacker, in Her Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased, Kevin Smyklo, in His Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased, Jeffrey

COMMON PLEAS COURT

Smyklo, in His Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased, Unknown Heirs, Successors, Assigns, and All Persons, Firms, or Associations Claiming Right, Title or Interest From or Under Bernadine T. Smyklo, Deceased

Amount Due: \$107,281.28

Debra Thacker, in Her Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased, Kevin Smyklo, in His Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased, Jeffrey Smyklo, in His Capacity as Heir of Bernadine Smyklo a/k/a Bernadine T. Smyklo, Deceased, Heirs, Unknown Successors. Assigns, and All Persons, Firms, or Associations Claiming Right, Title or Interest From or Under Bernadine T. Smyklo, Deceased, owner(s) of property situated in Erie County, Pennsylvania being 2416 Parker Avenue, Erie, PA 16510-2034 Dimensions: 145.84 X 145.881 Acreage: .4867 Assessment Map number: 27-052-156.0-004.00 Assessed Value: 126,200.00 Improvement thereon: residential Phelan Hallinan, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000 Sept. 26 and Oct. 3, 10

SALE NO. 30 Ex. #11112 of 2014 PHH Mortgage Corporation, f/k/a Cendant Mortgage Corporation, Plaintiff y.

Brandon S. Thompson Defendant(s) <u>SHERIFF'S SALE</u>

By virtue of a Writ of Execution filed to No. 11112-2014 PHH Mortgage Corporation, f/k/a Cendant Mortgage Corporation vs. Brandon S. Thompson Amount Due: \$52,564.17 Brandon S. Thompson, owner(s) of property situated in ERIE CITY,

Erie County, Pennsylvania being 2613 Cochran Street, Erie, PA

16508-1714 Dimensions: 1,512 Sq. Ft. Acreage: 0.0430 Assessment Map number: 19060050015200 Assessed Value: \$48,500.00 Improvement thereon: residential Phelan Hallinan, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Sept. 26 and Oct. 3, 10

SALE NO. 31 Ex. #11139 of 2014 DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE FOR FREMONT HOME LOAN TRUST 2004-2, ASSET-BACKED CERTIFICATES, SERIES 2004-2, Plaintiff

> JOHN J. TROHOSKE SARAH C. TROHOSKE DEFENDANT(S) SHERIFF'S SALE

v.

By virtue of a Writ of Execution filed to No. 11139-2014 DEUTSCHE BANK NATIONAL TRUST COMPANY, AS TRUSTEE FOR FREMONT HOME LOAN TRUST 2004-2, ASSET-BACKED CERTIFICATES, SERIES 2004-2 vs. JOHN J. TROHOSKE, SARAH C. TROHOSKE Amount Due: \$116,288.58

John J. Trohoske, Sarah C. Trohoske, owner(s) of property situated in ERIE CITY, 6TH, Erie County, Pennsylvania being 3035 Washington Avenue, Erie, PA 16508-1368 Dimensions: 1408 Square feet Acreage: 0.0815 Assessment number: Map 19062025021500 Assessed Value: \$83,290.00 Improvement thereon: residential Phelan Hallinan, LLP One Penn Center at Suburban Station. Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Sept. 26 and Oct. 3, 10

ERIE COUNTY LEGAL JOURNAL LEGAL NOTICE

SALE NO. 32 Ex. #11098 of 2014 Citifinancial Servicing LLC, A Delaware Limited Liability **Company**, Plaintiff v. Heather K. Tuholski a/k/a Heather K. Tucholski, Defendant(s) SHERIFF'S SALE By virtue of a Writ of Execution filed to No. 11098-14 Citifinancial Servicing LLC. A Delaware Limited Liability Company vs. Heather K. Tuholski a/k/a Heather K. Tucholski Amount Due: \$50,845.47 Heather K. Tuholski a/k/a Heather K. Tucholski, owner(s) of property situated in GREENE TOWNSHIP, Erie County, Pennsylvania being 3087 Haskins Road, Waterford, PA 16441-2323 Assessment Map number: 25025065000405 Assessed Value: 123,000.00 Improvement thereon: residential Phelan Hallinan, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia, PA 19103-1814 (215) 563-7000

Sept. 26 and Oct. 3, 10

SALE NO. 33 Ex. #11526 of 2014 Wells Fargo Bank, N.A., Plaintiff v. Lucille Marie Weis a/k/a Lucille Weis, Defendant(s) <u>SHERIFF'S SALE</u>

By virtue of a Writ of Execution filed to No. 11526-14 Wells Fargo Bank, N.A. vs. Lucille Marie Weis a/k/a Lucille Weis Amount Due: \$99,504.82 Lucille Marie Weis a/k/a Lucille Weis. owner(s) of property situated in ERIE CITY, Erie County, Pennsylvania being 4310 Greengarden Road, Erie, PA 16509-1127 Dimensions: 57.42 x IR Acreage: 0.2929 Assessment Map number: 19061069040300 Assessed Value: 93,200.00 Improvement thereon: residential

COMMON PLEAS COURT

Phelan Hallinan, LLP One Penn Center at Suburban Station, Suite 1400 1617 John F. Kennedy Boulevard Philadelphia,PA 19103-1814 (215) 563-7000 Sept. 26 and Oct. 3, 10

SALE NO. 34 Ex. #13618 of 2013 CitiMortgage, Inc. y.

Jeffrey W. Dipolito ADVERTISING DESCRIPTION ALL THAT CERTAIN PARCEL OF LAND SITUATE IN THE BOROUGH OF LAKE CITY. COUNTY OF ERIE AND COMMONWEALTH OF PENNSYLVANIA. BEING KNOWN AS: 2597 PENN STREET, LAKE CITY, PA 16423 PARCEL # 28-14-32-7 IMPROVEMENTS: RESIDENTIAL DWELLING. Paige M. Bellino, Esquire Id No. 309091 1310 Industrial Boulevard 2nd Floor, Suite 202 Southampton, PA 18966 (215) 942-2090

Sept. 26 and Oct. 3, 10

SALE NO. 35 Ex. #13327 of 2012 U.S. Bank N.A.

v. Warren K. Ferraro ADVERTISING DESCRIPTION ALL THE FOLLOWING DESCRIBED REAL PROPERTY SITUATE IN THE TOWNSHIP OF WATERFORD, ERIE COUNTY, PENNSYLVANIA BEING KNOWN AS: 10266 PEACH STREET, WATERFORD, PA 16441-9118 PARCEL # 47001002000400 IMPROVEMENTS: RESIDENTIAL DWELLING Harry B. Reese, Esquire Id No. 310501 1310 Industrial Boulevard 2nd Floor, Suite 202 Southampton, PA 18966 (215) 942-2090 Sept. 26 and Oct. 3, 10

SALE NO. 36 Ex. #10983 of 2013 CHAMPION MORTGAGE COMPANY V.

GENEVIEVE ZACCAGNINO. **CO-PERSONAL** REPRESENTATIVE OF THE ESTATE OF GENEVIEVE C. GORNIAK, DECEASED JOHN LENT, CO-PERSONAL REPRESENTATIVE OF THE ESTATE OF GENEVIEVE C. GORNIAK, DECEASED ADVERTISING DESCRIPTION ALL THAT CERTAIN PIECE OR PARCEL OF LAND SITUATE IN THE CITY OF ERIE, COUNTY OF ERIE, AND STATE OF PENNSYLVANIA. BEING KNOWN AS: 4818 CHERRY STREET. ERIE. PA 16509 PARCEL # 18-5313-201 Improvements: Residential Dwelling Paige M. Bellino, Esquire Id No. 309091 1310 Industrial Boulevard 2nd Floor. Suite 202 Southampton, PA 18966 (215) 942-2090

Sept. 26 and Oct. 3, 10

SALE NO. 37 Ex. #12817 of 2012 CITIMORTGAGE, INC. v

DENNIS E. HENRY ADVERTISING DESCRIPTION ALL THAT CERTAIN TRACT. PARCEL OR PIECE OF LAND SITUATE IN THE CITY OF ERIE. COUNTY OF ERIE AND COMMONWEALTH OF PENNSYLVANIA BEING KNOWN AS: 20 EAST 24TH STREET, ERIE, PA 16503 PARCEL 18-5002-118 Improvements: Residential Dwelling Katherine Knowlton Lopez, Esquire Id No. 311713 1310 Industrial Boulevard 2nd Floor, Suite 202 Southampton, PA 18966 (215) 942-2090 Sept. 26 and Oct. 3, 10

SALE NO. 38 Ex. #11866 of 2013 U.S. Bank National Association, as Trustee for Morgan Stanley Capital Inc., Commercial Mortgage Pass-Through Certificates, Series 2007-TOP25, Plaintiff V.

Levco-Erie Associates, L.L.C. and Steiger-Erie Associates, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 11866-13 U.S. Bank National Association, as Trustee for Morgan Stanley Capital Inc., Commercial Pass-Through Mortgage Certificates, Series 2007-TOP25, Plaintiff vs. Levco-Erie Associates. L.L.C. and Steiger-Erie Associates, owner(s) of property situated in Township of Harborcreek, Erie County, Pennsylvania being 4500 Buffalo Road, Erie, PA 16510 Containing 13.413 acres of land Assessment Map number[.] (27) 13-105-2.01 and (27) 13-105-2 Assessed Value figure: \$3,644,500 and \$155 500 Improvement thereon: Commercial Property Kelly M. Neal, Esquire 301 Grant Street, 20th Floor Pittsburgh, PA 15219 412-562-8800

Sept. 26 and Oct. 3, 10

SALE NO. 39 Ex. #10489 of 2013 U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR THE PENNSYLVANIA HOUSING FINANCE AGENCY, Plaintiff

ANTONIO JORDAN, Defendant SHERIFF'S SALE

By virtue of a Writ of Execution No. 2013-10489 U.S. BANK NATIONAL ASSOCIATION. AS TRUSTEE FOR THE PENNSYLVANIA HOUSING FINANCE AGENCY. Plaintiff vs. ANTONIO JORDAN. Defendant Real Estate: 3512 MAPLE STREET, ERIE, PA 16508 Municipality: City of Erie (formerly Millcreek Township), Erie County, Pennsylvania Dimensions: 40 x 120 See Deed Book 1182, Page 2377 Tax I.D. (19) 6106-207 Assessment: \$ 10,800. (Land) \$53,300. (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 Sept. 26 and Oct. 3, 10

SALE NO. 40 Ex. #10201 of 2014 U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR THE PENNSYLVANIA HOUSING FINANCE AGENCY, Plaintiff

v. LEANN M. SECHRIST AND NICHOLAS A. WENSLOW, Defendants <u>SHERIFF'S SALE</u>

By virtue of a Writ of Execution No. 2014-10201 U.S. BANK NATIONAL ASSOCIATION, TRUSTEE FOR AS THE PENNSYLVANIA HOUSING FINANCE AGENCY, Plaintiff vs. LEANN M. SECHRIST AND NICHOLAS Α. WENSLOW, Defendants

ALL THOSE CERTAIN PIECES or parcels of land situate in the Borough of Albion, County of Erie and Commonwealth of Pennsylvania, being parts of Lots Nos. 2 and 3 (including exceptions and reservations of record) of the Albion Building Association Plot, recorded in Map Book No. 1, page 208, and having thereon erected a dwelling known as: 185 EAST STATE STREET, ALBION, PA 16401.

TAX PARCEL: (1) 3-35-104 Reference Erie County Deed Instrument #2011-012350/ TO BE SOLD AS THE PROPERTY OF LEANN M. SECHRIST AND NICHOLAS A. WENSLOW ON JUDGMENT NO. 2014-10201 Leon P. Haller, Esquire Purcell, Krug & Haller 1719 North Front Street

Harrisburg, PA 17102 Sept. 26 and Oct. 3, 10

SALE NO. 41 Ex. #12217 of 2013 U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR THE PENNSYLVANIA HOUSING FINANCE AGENCY. Plaintiff

v.

JULIE D. ZIELINSKI. Defendants SHERIFF'S SALE

By virtue of a Writ of Execution No. 2013-12217 U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE FOR THE PENNSYLVANIA HOUSING FINANCE AGENCY. Plaintiff vs. JULIE D. ZIELINSKI. Defendants Real Estate: 2713 WEST 13TH STREET, ERIE, PA 16505 Municipality: Township Millcreek. of Erie County, Pennsvlvania See Instrument #2010-014096 Tax I.D. (33) 33-187-13 Assessment: \$21,900. (Land) \$70,560. (Bldg) Improvement thereon: a residential dwelling house as identified above Leon P. Haller. Esquire Purcell, Krug & Haller 1719 North Front Street Harrisburg, PA 17104 Sept. 26 and Oct. 3, 10

SALE NO. 42 Ex. #11614 of 2014 ERIE FEDERAL CREDIT UNION, Plaintiff, v.

DOUGLAS E. MELTER. Defendant

ADVERTISING DESCRIPTION By virtue of Writ of Execution filed at No. 11614-2014. Erie Federal Credit Union v. Douglas E. Melter, owner of the following properties identified below:

1) Situate in the City of Erie, County of Erie, and Commonwealth of Pennsylvania at 525 East 2nd Street, Erie, Pennsylvania 16507 Assessment Map No.: 14-010-018.0-207.00

Assessed Value Figure: \$25,000.00 Improvement Thereon: One story bungalow style residential dwelling Michael S. Jan Janin, Esquire Pa ID No 38880 The Ouinn Law Firm 2222 West Grandview Boulevard Erie. PA 16506 (814) 833-2222 Sept. 26 and Oct. 3, 10

SALE NO. 43 Ex. #11615 of 2014 ERIE FEDERAL CREDIT **UNION**, Plaintiff,

v.

DOUGLAS E. MELTER. Defendant

ADVERTISING DESCRIPTION By virtue of Writ of Execution filed

at No. 11615-2014. Erie Federal Credit Union v. Douglas E. Melter, owner of the following properties identified below: 1) Situate in the City, of Erie, County of Erie, and Commonwealth of Pennsylvania at 712 Wallace Street, Erie, Pennsylvania 16503 Assessment Map No.: (14)1013-104 Assessed Value Figure: \$14,000.00 Improvement Thereon: Two story

residential dwelling Michael S. Jan Janin, Esquire Pa I D No 38880 The Ouinn Law Firm

2222 West Grandview Boulevard Erie. PA 16506 (814) 833-2222

Sept. 26 and Oct. 3, 10

SALE NO. 44 Ex. #11033 of 2014 LAKEVIEW LOAN SERVICING, LLC, Plaintiff v.

MARGARET LEUSCHEN, THOMAS LEUSCHEN, Defendant(s) DESCRIPTION

All that certain parcel of land situated in the Township of Springfield. County of Erie. Commonwealth of Pennsylvania, being more fully described in Deed Book 1383 page 288, dated 12/15/2006, recorded 12/15/2006, Erie County Records. PROPERTY ADDRESS: 6609 Huntley Road, West Springfield, PA 16443 KML Law Group, P.C.

Attorney for Plaintiff Suite 5000 - BNY Independence Center, 701 Market Street Philadelphia, PA 19106 (215) 627-1322 Sept. 26 and Oct. 3, 10

SALE NO. 45

Ex. #11403 of 2014 PNC BANK, NATIONAL ASSOCIATION, SUCCESSOR BY MERGER TO NATIONAL CITY BANK, SUCCESSOR BY MERGER TO NATIONAL CITY MORTGAGE, A DIVISION OF NATIONAL CITY BANK OF **INDIANA**. Plaintiff v.

ROBERT R. WALTERS. Defendant(s) DESCRIPTION

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

BEGINNING at a point in the south line of East Twenty-first Street, seventy-three (73) feet westwardly from the center line of Wayne Street; thence westwardly along the south line of East Twenty-first Street, forty-one (41) feet to a point: thence southwardly parallel with Wayne Street, one hundred thirty-five (135) feet to a point; thence eastwardly, parallel with East Twenty-first Street, forty-one (41) feet to a point; thence northerly parallel with Wayne Street, one hundred thirty-five (135) feet to the place of beginning. Having a dwelling erected thereon and being more commonly known as 753 East 21st Street, Erie, Pennsylvania, PROPERTY ADDRESS: 753 East 21st Street, Erie, PA 16510 KML Law Group, P.C. Attorney for Plaintiff Suite 5000 - BNY Independence Center, 701 Market Street Philadelphia, PA 19106 (215) 627-1322

Sept. 26 and Oct. 3, 10

SALE NO. 46 Ex. #10994 of 2014 Nationstar Mortgage LLC v. Jonathen R. Bootes

SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 10994-14 Nationstar Mortgage LLC vs. Jonathen R. Bootes, owners of property situated in Erie County, Pennsylvania being 2019 Bird Drive, Erie, PA 16510 Assessment Map number: 50-003-025-0-032.00 Improvement thereon: Residential Dwelling Robert W. Williams, Esquire 1 E. Stow Road Marlton, NJ 08053 (856) 482-1400 Sept. 26 and Oct. 3. 10

SALE NO. 47 Ex. #11921 of 2012

Ocwen Loan Servicing, LLC

Daniel C. Sutton SHERIFF'S SALE

By virtue of a Writ of Execution filed to No. 11921-12 Ocwen Loan Servicing, LLC vs. Daniel C. Sutton, owners of property situated in Erie County, Pennsylvania being 621 East 29th Street, Erie, PA 16504 number: Assessment Map 18-050-065.0-114.00 Assessed Value figure: \$53,260.00 Improvement thereon: Residential Dwelling Robert W. Williams, Esquire 1 E. Stow Road Marlton, NJ 08053 (856) 482-1400 Sept. 26 and Oct. 3, 10

SALE NO. 48 Ex. #12655 of 2013 U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE, IN TRUST FOR THE REGISTERED HOLDERS OF FIRST FRANKLIN MORTGAGE LOAN TRUST, MORTGAGE LOAN ASSET-BACKED CERTIFICATES, SERIES 2006-FF18, Plaintiff

WILLIAM T. MARKLEY and CONNIE L. MARKLEY, Defendants LEGAL DESCRIPTION

v.

ALL that certain piece or parcel of land situate in the Township of Millcreek, County of Erie and State of Pennsylvania, and being part of Lot No. Three (3) in the Sunnymeade Subdivision, as per plot recorded in Erie County Map Book 2, Page 237, and being more particularly bounded and described as follows, to-wit:

BEGINNING at a point in the south line of West Thirty-Eighth Street (a sixty (60) foot right-of way) one hundred forty-five (145.0) feet west of the point of intersection in the south line of West Thirty-Eighth Street with the west line of Lancaster Road; thence southwardly and parallel with Lancaster Road one hundred thirty-five (135.0) feet to a point; thence westwardly and parallel with West Thirty-Eighth Street eighty (80.0) feet to a point; thence northwardly and parallel with Lancaster Road one hundred thirty-five (135.0) feet to the south line of West Thrity-Eighth Street; and thence eastwardly along the south line of West Thirty-Eighth Street eighty (80.0) feet to the place of beginning, having erected thereon an aluminum sided ranch style dwelling more commonly known as 3229 W. 38th Street, Erie, Pennsvlvania.

BEING Tax I.D. No.: (33) 83-409-5 BEING the same premises which Bruce L. Swain and Carolyn F. Swain, husband and wife, by Deed dated October 25, 2006 and recorded on October 30, 2006 in the Recorder of Deeds Office in and for the County of Erie in Book 1372 Page 0130, granted and conveyed unto William T. Markley and Connie L. Markley, husband and wife, in fee. Stephen M. Hladik, Esquire Attorney for Plaintiff Hladik, Onorato & Pearlstine, LLP 298 Wissahickon Avenue North Wales PA 19454 215-855-9521

Sept. 26 and Oct. 3, 10

SALE NO. 49 Ex. #13419 of 2013 JPMorgan Chase Bank, National Association, Plaintiff V.

Angel L. Valentin, a/k/a Angel L. Valentine, a/k/a Angel L. Audino,

COMMON PLEAS COURT

Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Cesar R. Guzman, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Enrique Guzman, a/k/a Enrique Andino, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner. Edwin Guzman, a/k/a Edwin S. Guzman Andino, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Virgen Valentin, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Rosa M. Guzman, a/k/a Rose M. Andino, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Carmen A. Guzman, a/k/a Carmen M. Ortiz, a/k/a Carmen Milagros Ortiz. Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Francisca Guzman, a/k/a Francis Guzman, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Elizabeth Guzman, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner and Unknown Surviving Heirs of Maria V. Andino, Deceased Mortgagor and Real Owner, Defendant SHORT DESCRIPTION

By virtue of a Writ of Execution filed to No. 13419-13, JPMorgan Chase Bank, National Association, Plaintiff vs. Angel L. Valentin, a/k/a Angel L. Valentine, a/k/a Angel L. Audino, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner. Cesar R. Guzman, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Enrique Guzman, a/k/a Enrique Andino, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Edwin Guzman, a/k/a Edwin S. Guzman Andino, Known Surviving Heir of Maria V. Andino. Deceased Mortgagor and Real Owner, Virgen Valentin, Known Surviving Heir of Maria V. Andino,

Deceased Mortgagor and Real Owner, Rosa M. Guzman, a/k/a Rose M. Andino, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Carmen A. Guzman, a/k/a Carmen M. Ortiz, a/k/a Carmen Milagros Ortiz, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Francisca Guzman, a/k/a Francis Guzman, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner, Elizabeth Guzman, Known Surviving Heir of Maria V. Andino, Deceased Mortgagor and Real Owner and Unknown Surviving Heirs of Maria V. Andino, Deceased Mortgagor and Real Owner, Defendant, owners of property situated in the Township of County

ERIE COUNTY LEGAL JOURNAL LEGAL NOTICE

of Erie, Erie County, Pennsylvania being 614 East 8th Street, Erie, Pennsylvania 16503. Tax I.D. No. 14010019012900 Assessment: \$18,359.42 Improvements: Residential Dwelling McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 1400 Philadelphia, PA 19109 215-790-1010 Sept. 26 and Oct. 3, 10

SALE NO. 50 Ex. #10235 of 2014 Nationstar Mortgage LLC, Plaintiff v. Catherine D. Cameron, Defendant SHORT DESCRIPTION COMMON PLEAS COURT By virtue of a Writ of Execution filed to No. 10235-14 Nationstar Mortgage LLC v. Catherine D. Cameron, owners of property situated in the Township of Erie, Erie County, Pennsylvania being 1022 West 25th Street, Erie, Pennsylvania 16502. Tax I.D. No. 19060032023600 Assessment: \$56,170.05 Improvements: Residential Dwelling McCabe Weicherg and Conway. PC

McCabe, Weisberg and Conway, P.C. 123 South Broad Street, Suite 1400 Philadelphia, PA 19109 215-790-1010

Sept. 26 and Oct. 3, 10



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Raymond J. Sammartino, MAI, SRA Robert G. Stout, Jr., MAI



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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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ORPHANS' COURT

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

BARCZAK, RAYMOND R., deceased

Late of the City of Erie, Erie County, Erie, Pennsylvania *Executor:* Joseph B. Shallenberger, c/o Robert J. Jeffery, Esq., 33 East Main Street, North East, Pennsylvania 16428 *Attorneys:* Orton & Jeffery, P.C., 33 East Main Street, North East, Pennsylvania 16428

BIRKNER, MARGARET E., deceased

Late of Lake City, County of Erie, Commonwealth of Pennsylvania *Executor:* Mark L. Birkner, c/o Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506-4508

Attorney: Colleen R. Stumpf, Esq., Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506-4508

BLYSTONE, MILDRED S., a/k/a MILDRED BERDINA BLYSTONE, a/k/a MILDRED BLYSTONE,

deceased

Late of the Township of Fairview, County of Erie, State of Pennsylvania *Executrix:* Dorothy Grettler, 11050 Cross Station Road, Girard, PA 16417 *Attorney:* James R. Steadman, Esq., 24 Main St. E., PO Box 87, Girard, PA 16417

DARR, DANNY W., a/k/a DANNY WILLIAM DARR, deceased

Late of the City of Erie, Erie County, PA

Administrator: Jessica M. Darr, c/o Jerome C. Wegley, Esq., Knox McLaughlin Gornall & Sennett, P.C., 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

ELLIOTT, DANIEL J., deceased

Late of Erie County, Pennsylvania Administrator: Anna Marie Elliott, c/o David W. Bradford, Esq., 731 French Street, Erie, PA 16501 Attorney: David W. Bradford, Esq., 731 French Street, Erie, PA 16501

FAIRCHILD, LYLE C., a/k/a LYLE FAIRCHILD, deceased

Late of the Township of Fairview, County of Erie, State of Pennsylvania Administratrix: Shelly Rossey, 1410 Fairfax Avenue, East Springfield, PA 16441 Attorney: Grant M. Yochim, Esq., 24 Main St. E., PO Box 87, Girard, PA 16417

GLENN, RICHARD A., deceased

Late of the Boro of Albion, County of Erie, Commonwealth of Pennsylvania *Executrix:* Peggy Hornaman Muck, 6120 Bridlewood Drive, Fairview, PA 16415-2708 *Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Erie, Pennsylvania 16507-1459

HANNOLD, ERIKA, deceased

Late of the Borough of North East, County of Erie, State of Pennsylvania *Executrix:* Marjorie R. Thompson, 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

KNAUSS, RUTH M., deceased

Late of the City of Erie, Erie County, PA

Administrator CTA: Christina C. Brown, c/o Thomas C. Hoffman, II, Esq., Knox McLaughlin Gornall & Sennett, P.C., 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

McKENNA, MARY LOUISE, deceased

Late of Millcreek Township Executor: Robert J. McKenna, c/o 246 West 10th Street, Erie, PA 16501

Attorney: Evan E. Adair, Esq., 246 West 10th Street, Erie, PA 16501

NELSON, WILLIAM J., deceased

Late of the City of Erie, County of Erie, State of Pennsylvania *Executor:* Timothy W. Nelson, 3551 Sheramy Drive, Fairview, PA 16415

Attorney: Grant M. Yochim, Esq., 24 Main St. E., PO Box 87, Girard, PA 16417

PULAKOS, JOY P., deceased

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania *Executor:* George A. Pulakos *Attorney:* Gery T. Nietupski, Esq., The Law Offices of Gery T. Nietupski, Esquire, LLC, 818 State Street, Erie, Pennsylvania 16501

RUHLING, BARBARA JEAN, deceased

Late of the Township of Harborcreek, County of Erie and Commonwealth of Pennsylvania Administratrix D.B.N.C.T.A.: Darlene M. Vlahos, Esquire, c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508 Attorney: Darlene M. Vlahos, Esquire, 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

SPROVERI, LOUIS E., deceased

Late of the City of Corry, Erie County, Pennsylvania *Executor:* Dean L. Sproveri, PO Box 283, Corry, PA 16407 *Attorney:* William E. Barney, Esq., 200 North Center Street, Corry, Pennsylvania 16407

VICTOR, MARGARET E., deceased

Late of the Township of Millcreek, County of Erie, Commonwealth of Pennsylvania *Co-Executors:* Michael T. Victor, 4851 Wolf Road, Erie, PA 16505-1337; and Frank B. Victor, 5152 Wolf Road, Erie, PA 16505-1344 *Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

WATKINS, ELIZABETH a/k/a BEA WATKINS,

deceased

Late of Greene Township, Erie County, Commonwealth of Pennsylvania

Co-Executors: Mary Dean and Richard Watkins, c/o Leigh Ann Orton, Esq., Knox Law Firm, 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

ORPHANS' COURT

WILE, DALE A., deceased

Late of the Township of Elk Creek, County of Erie, State of Pennsylvania *Executor:* James Dunda, c/o David R. Devine, Esq., 201 Erie Street, Edinboro, PA 16412 *Attorney:* David R. Devine, Esq., 201 Erie Street, Edinboro, PA 16412

SECOND PUBLICATION

CASHDOLLAR, WALTER R., a/k/a WALTER RICHARD CASHDOLLAR, a/k/a W. RICHARD CASHDOLLAR, a/k/a W.R. CASHDOLLAR, a/k/a WALTER CASHDOLLAR, deceased

Late of the Borough of Albion, County of Erie, State of Pennsylvania *Executor:* Christopher R. Cashdollar, 1632 Twin Oaks Drive, Lake City, PA 16423 *Attorney:* James R. Steadman, Esq., 24 Main St. E., PO Box 87, Girard, PA 16417

DAVIS, MARJORIE M., a/k/a MARJORIE M. ANDERSON, deceased

Late of Millcreek Township, County of Erie, Commonwealth of Pennsylvania *Executrix:* Donna J. McCartney, c/o Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506 *Attorney:* James F. Toohey, Esq., Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506

ENGELL, LOIS E., deceased

Late of McKean, County of Erie and Commonwealth of Pennsylvania

Executor: Sharon Lynn Michael, c/o Eugene C. Sundberg, 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

FERGUSON, LILLIAN R., a/k/a LILLIAN FERGUSON, a/k/a LIL FERGUSON, deceased

Late of Erie County, Pennsylvania Executor: Brenda Burdick, 5231 West 52nd Street, Fairview, PA 16415

Attorney: William T. Morton, Esquire, 3213 West 26th Street, Erie, Pennsylvania 16506

KRAHE, ROBERT L., deceased

Late of Millcreek Township, Erie County, Commonwealth of Pennsylvania

Executrix: Patricia A. Corritore, c/o Jeffrey D. Scibetta, Esq., 120 West Tenth Street, Erie, PA 16501 *Attorney:* Jeffrey D. Scibetta, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West Tenth Street, Erie, PA 16501

LITZENBERG, WILLIAM M., a/k/a WILLIAM MARVIN LITZENBERG, deceased

Late of Millcreek Township, County of Erie and Commonwealth of Pennsylvania *Executrix:* Amy Weeks, 1021 Avonia Rd., Fairview, PA 16415 *Attorney:* None

STABLEIN, WILLIAM L., SR., deceased

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania *Administrators:* Donna J. Stablein

and William L. Stablein, Jr.

Attorney: Thomas J. Buseck, Esquire, The McDonald Group, L.L.P., 456 West Sixth Street, Erie, PA 16507-1216

TREBIK, MARY,

deceased

Late of Union Township, Erie County, Pennsylvania *Executrix:* Ramanda Trebik, PO Box 476, Union City, PA 16438 *Attorney:* William E. Barney, Esq., 200 North Center Street, Corry, Pennsylvania 16407

URBIETA, JOANNE V.,

deceased

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

Executor: Scott Knapp, 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

WYCECH, TERESA A., deceased

Late of Greene Township, Erie County, Commonwealth of Pennsylvania

Executrix: Joyce Stuckey-Wolfe, c/o Leigh Ann Orton, Esquire, Knox Law Firm, North East, 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

WYCECH, THADDEUS B., deceased

Late of Harborcreek Township, Erie County, Commonwealth of Pennsylvania *Executor:* Bernard T. Wycech, c/o Leigh Ann Orton, Esquire, 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

YEARWOOD, JANET, a/k/a JANET C. YEARWOOD, deceased

Late of the Township of Springfield, County of Erie, State of Pennsylvania *Executor:* Kirk B. Yearwood, 1104 Eagley Road, East Springfield, Pennsylvania 16411 *Attorney:* Grant M. Yochim, Esq., 24 Main St. E., PO Box 87, Girard, PA 16417

THIRD PUBLICATION

BROSIUS, DORIANN ARAMINTA,

deceased

Administrator: Diane Segal, c/o 504 State St., Suite 203, Erie, PA 16501

Attorney: Catherine A. Allgeier, Esq., 504 State St., Suite 203, Erie, PA 16501

CHERNOFF, RAISA, deceased

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania *Co-Executors:* Walt Chernoff and Nina Czano *Attorney:* David J. Rhodes,

Esquire, Elderkin Law Firm, 150 East 8th Street, Erie, PA 16501

ENGEL, HAROLD a/k/a HAROLD CRAIG ENGEL, a/k/a H. CRAIG ENGEL, deceased

Late of Erie County, Pennsylvania *Executor:* Dolores Engel, 6470 Old State Road, Edinboro, PA 16412 *Attorney:* William T. Morton, Esquire, 3213 West 26th Street, Erie, Pennsylvania 16506

GANGEMI, SAMUEL M., deceased

Late of the City of Erie, Erie County, Erie, Pennsylvania Administratrix: Angela D. Scholze, c/o 33 East Main Street, North East, Pennsylvania 16428 Attorney: Robert J. Jeffery, Esq., Orton & Jeffery, P.C., 33 East Main Street, North East, Pennsylvania 16428

HAILWOOD, LOUISE JUNE, deceased

Late of Waterford Boro, County of Erie, Commonwealth of Pennsylvania *Executor*: Kelvin M. Hailwood,

137 E. 4th St., PO Box 97, Waterford, PA 16441 *Attorney:* None

HETRICK, W. RAY, a/k/a WILLIAM R. HETRICK, deceased

Late of Harborcreek Township *Executors:* Nancy C. Doolittle and Edward R. Hetrick, c/o 246 West 10th Street, Erie, PA 16501 *Attorney:* Evan E. Adair, Esq., 246 West 10th Street, Erie, PA 16501

KLIE, ROSE CAROL, deceased

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania *Executor:* P. David Klie, c/o E. James Lucht, Esquire, 1001 State

Street, Suite 303, Erie, PA 16501 Attorney: E. James Lucht, Esquire, 1001 State Street, Suite 303, Erie, PA 16501

MUENSTER, ANNA-MARIE E., deceased

Late of the Township of Millcreek, County of Erie, Pennsylvania *Executrix:* Kathleen Grettler, c/o 150 East 8th Street, Erie, PA 16501 *Attorney:* Gregory L. Heidt,

Esquire, 150 East 8th Street, Erie, PA 16501

SEEGAR, WENDY A., deceased

Late of the Township of North East, County of Erie and Commonwealth of Pennsylvania Administrator: Mathieu Sanders Attorney: James H. Richardson, Jr., Esquire, Elderkin Law Firm, 150 East 8th Street, Erie, PA 16501

STULL, ROBERT E., deceased

Late of the Township of McKean, County of Erie and Commonwealth of Pennsylvania *Executor:* Robert C. Stull, 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

STUCKEY, BARBARA A., a/k/a BARBARA STUCKEY, deceased

Late of the Township of Millcreek, County of Erie, State of Pennsylvania *Executor:* John W. Stuckey, 103 Linden Street, Holidaysburg, PA 16648 *Attorney:* James R. Steadman, Esq., 24 Main St. E., PO Box 87, Girard, PA 16417



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