

*Erie  
County  
Legal  
Journal*

September 18, 2015

Vol. 98 No. 38



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98 ERIE

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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.**

All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. The Erie County Bar Association will not assume any responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes in content.

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# Erie County Bar Association Calendar of Events and Seminars

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**MONDAY SEPTEMBER 21, 2015**

Workers' Compensation Section Meeting  
12:00 p.m.  
ECBA headquarters

**SATURDAY, SEPTEMBER 26, 2015**

*Wills for Heroes*  
Erie County Emergency Services Center  
(2880 Flower Road, just off of Oliver Road)

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



Erie County Bar  
Association



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**CHANGE OF NAME NOTICE**

In the Court of Common Pleas of Erie County Pennsylvania  
Docket No. 12592-15

IN RE: Christopher Stanley Niemeck

Notice is hereby given that on the 9th day of September, 2015, the Petition of Christopher Stanley Niemeck was filed with the above named Court, praying for a Decree changing his name to Christopher Stanley Niemack. The court has fixed the 26th day of October, 2015 at 11:30 a.m. in Courtroom G, Room 222, before the Honorable Stephanie Domitrovich at the Erie County Court House, Erie, Pennsylvania as the time and place for the hearing on said petition, when and where all persons interested may appear and show cause, if any, why the prayer of the petitioner should not be granted.

Elliot J. Segel, Esquire  
SEGEL & SOLYMOSI  
818 State Street  
Erie, PA 16501

Sept. 18

**CHANGE OF NAME NOTICE**

In the Court of Common Pleas of Erie County Pennsylvania  
Docket No. 12591-15

IN RE: Christopher Stanley Niemeck on behalf of Xavier Edward Niemeck (minor)

Notice is hereby given that on the 9th day of September, 2015, the Petition of Christopher Stanley Niemeck was filed with the above named Court, praying for a Decree

changing his name to Xavier Edward Niemack. The court has fixed the 26th day of October, 2015 at 11:30 a.m. in Courtroom G, Room 222, before the Honorable Stephanie Domitrovich at the Erie County Court House, Erie, Pennsylvania as the time and place for the hearing on said petition, when and where all persons interested may appear and show cause, if any, why the prayer of the petitioner should not be granted.

Elliot J. Segel, Esquire  
SEGEL & SOLYMOSI  
818 State Street  
Erie, PA 16501

Sept. 18

**CHANGE OF NAME NOTICE**

In the Court of Common Pleas of Erie County Pennsylvania  
Docket No. 12606-15

IN RE: Ryan Wagner

Notice is hereby given that on the 11th day of September, 2015 the Petition of Ryan Wagner was filed with the above named Court, praying for a Decree changing his name to Ryan Raun. The court has fixed the 23rd day of October, 2015 at 1:30 P.M. in Courtroom G, Room 222, before the Honorable Stephanie Domitrovich at the Erie County Court House, Erie, Pennsylvania as the time and place for the hearing on said petition, when and where all persons interested may appear and show cause, if any, why the prayer of the petitioner should not be granted.

Sept. 18

**INCORPORATION NOTICE**

Notice is hereby given that ERIE GYMNASTICS CENTER PARENTS ASSOCIATION has been incorporated under the provisions of the Pennsylvania Nonprofit Corporation Law of 1988, as amended.

Adam J. Williams, Esquire  
SHAPIRA, HUTZELMAN,  
SMITH AND WALSH  
305 West Sixth Street  
Erie, PA 16507

Sept. 18

**INCORPORATION NOTICE**

Notice is hereby given that SEAWOLVES COMMUNITY FUND has been incorporated under the provisions of the Pennsylvania Nonprofit Corporation Law on August 25, 2015.

Elliott J. Ehrenreich, Esquire  
KNOX McLAUGHLIN  
GORNALL & SENNETT, P.C.  
120 West Tenth Street  
Erie, Pennsylvania 16501-1461

Sept. 18

**LEGAL NOTICE**

ATTENTION: MARK ANTHONY THOMPSON, JR.

INVOLUNTARY TERMINATION OF PARENTAL RIGHTS IN THE MATTER OF THE ADOPTION OF MINOR FEMALE CHILD E.A.W.T

DOB: NOVEMBER 12, 2008  
BORN TO: ROSEANN LYNN WIESEN  
42 IN ADOPTION 2015



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If you could be the parent of the above mentioned child, at the instance of Erie County Office of Children and Youth you, laying aside all business and excuses whatsoever, are hereby cited to be and appear before the Orphan's Court of Erie County, Pennsylvania, at the Erie County Court House, Judge Robert A. Sambroak, Jr. Court Room No. 217-I, City of Erie on October 2, 2015, at 1:30 p.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.

Sept. 18

**LEGAL NOTICE**

ATTENTION: NICHOLAS ANDREW TAYLOR  
INVOLUNTARY TERMINATION OF PARENTAL RIGHTS

IN THE MATTER OF THE  
ADOPTION OF MINOR  
FEMALE CHILD A.A.M.B DOB:  
MARCH 23, 2005

BORN TO: JULIE ILENE ELLIS  
53 IN ADOPTION 2015

If you could be the parent of the above mentioned child, at the instance of Erie County Office of Children and Youth you, laying aside all business and excuses whatsoever, are hereby cited to be and appear before the Orphan's Court of Erie County, Pennsylvania, at the Erie County Court House, Judge Daniel J. Brabender, Jr. Court Room No. 220-F, City of Erie on October 6, 2015 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  
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Room 204 - 205  
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Erie, Pennsylvania 16501  
(814) 451-6251

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Sept. 18

**LEGAL NOTICE**

**MARSHAL'S SALE:** By virtue of a Writ of Execution issued out of the United States District Court for the Western District of Pennsylvania and to me directed, I shall expose to public sale the real property located at 1126 Mechanic Street, Girard, PA 16417 a/k/a Lot #4 Lawrence Court, Girard, PA 16417 being more fully described at Erie County Record Book Volume 0022, Page 0130.

**SAID SALE to be held at the Erie County Courthouse, Room 209, 140 W. Sixth Street, Erie, PA 16501 at 10:00 a.m. prevailing, standard time, on October 8, 2015.**

All that certain tract of land, together with the buildings, and improvements erected thereon described as Tax Map

No. 23003016000109 recorded in Erie County, Pennsylvania. Seized and taken in execution as the property of Virginia M. Rettger at the suit of the United States of America, acting through the Under Secretary of Rural Development, on behalf of Rural Housing Service, United States Department of Agriculture, to be sold on Writ of Execution as Civil Action No. 1:13-cv-0144.

**TERMS OF SALE:** Successful bidder will pay ten percent (10%) by certified check or money order upon the property being struck down to such bidder, and the remainder of the bid within thirty (30) days from the date of the sale and in the event the bidder cannot pay the remainder, the property will be resold and all monies paid in at the original sale will be applied to any deficiency in the price at which the property is resold. The successful bidder must send payment of the balance of the bid directly to the U.S. Marshal's

Office c/o Sheila Blessing, 700 Grant Street, Suite 2360, Pittsburgh, PA 15219. Bidder must have deposit funds immediately available and on his person in order to bid, bidder will not be permitted to leave the sale and return with deposit funds. Notice is hereby given that a Schedule of Distribution will be filed by me on the thirtieth day after the date of sale, and that distribution will be made in accordance with the Schedule unless exemptions are filed thereto within ten (10) days thereafter. Purchaser must furnish State Realty Transfer Tax Stamps, and stamps required by the local taxing authority. Marshal's costs, fees and commissions are to be borne by seller. Steve Frank, United States Marshal. For additional information, please contact Cathy Diederich at 314-457-5514 or the USDA foreclosure website at [www.resales.usda.gov](http://www.resales.usda.gov).

Sept. 18, 25 and October 2, 9

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**AUDIT LIST  
NOTICE BY  
KENNETH J. GAMBLE**

**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 **September 28, 2015** and confirmed Nisi.

**October 22, 2015** 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.

2015 ESTATE

ACCOUNTANT

ATTORNEY

251. Paul Charles Campbell..... Renee Rice, Executrix..... Darlene M. Vlahos, Esquire  
a/k/a Paul C. Campbell

KENNETH J. GAMBLE  
Clerk of Records  
Register of Wills &  
Orphans' Court Division

Sept. 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**

**ANTOLIK, EVELYN,**

**deceased**

Late of the City of Erie  
*Executor:* David Antolik, c/o 305 West 6th Street, Erie, PA 16507  
*Attorney:* Joseph M. Walsh, III, Shapira, Hutzelman, Smith and Walsh, 305 West 6th Street, Erie, PA 16507

**BARBATO, AMELIA**

**deceased**

Late of the City of Erie, Commonwealth of Pennsylvania  
*Executors:* John R. Barbato, 5434 Creek Lane, Erie, PA 16511; Robert M. Barbato, 4013 Dominion Drive, Erie, PA 16510; Michael P. Barbato, 1155 West 54th Street, Erie, PA 16509  
*Attorney:* Robert M. Barbato, Jr., Vendetti & Vendetti, 3820 Liberty Street, Erie, Pennsylvania 16509

**DOUBLE, JUSTIN D.,**

**deceased**

Late of Millcreek Township, County of Erie, and Commonwealth of Pennsylvania  
*Administrator:* David J. Double, c/o 456 West Sixth Street, Erie, PA 16507-1216  
*Attorney:* James D. McDonald, Jr., Esquire, The McDonald Group, L.L.P., 456 West Sixth Street, Erie, PA 16507-1216

**DEPAOLI, MICHAEL S.,**

**deceased**

Late of Millcreek Township, Erie County, Pennsylvania  
*Executor:* Brian M. DePaoli, 114 Wickerham Dr., Mars, PA 16046  
*Attorney:* None

**GRAF, FREDERICK L.,**

**deceased**

Late of Millcreek Township, County of Erie, and Commonwealth of Pennsylvania  
*Executrix:* Melissa J. Pastore, c/o 456 West Sixth Street, Erie, PA 16507-1216  
*Attorney:* Thomas J. Buseck, Esquire, 456 West Sixth Street, Erie, PA 16507

**RAINEY, PAUL S., a/k/a PAUL STOCKMAN RAINEY**

**deceased**

Late of the City of Erie, Erie County, Pennsylvania  
*Co-Executrix:* Christina M. Huston, c/o 731 French Street, Erie, PA 16501  
*Attorney:* M. Kathryn Karn, Esquire, 731 French Street, Erie, PA 16501

**WILLIAMS, EMMA R.,**

**deceased**

Late of the Township of Millcreek, County of Erie, Commonwealth of Pennsylvania  
*Executor:* James D. Cullen, 100 State Street, Suite 700, Erie, PA 16507-1459  
*Attorney:* James D. Cullen, Esquire, MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**WOOD, LAWRENCE A.,**

**deceased**

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania  
*Executrix:* Jacqueline Shepard, c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508  
*Attorney:* Vlahos Law Firm, P.C., Esquire, 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

**SECOND PUBLICATION**

**BEHAN, ROBERT J.,**

**deceased**

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

**DeFAZIO, VINCENT J., a/k/a VINCENT JAMES DeFAZIO, a/k/a JAMES VINCENT DeFAZIO, a/k/a JAMES V. DeFAZIO,**

**deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Executrix:* Ann Marie Adams, c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508  
*Attorney:* Vlahos Law Firm, P.C., Esquire, 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

**DeFAZIO, YOLANDA ANN, a/k/a YOLANDA A. DeFAZIO,**

**deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Executrix:* Ann Marie Adams, c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508  
*Attorney:* Vlahos Law Firm, P.C., Esquire, 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

**DESANTIS, ALBERT L.,**

**deceased**

Late of Township of Millcreek  
*Executor:* Jeffrey L. DeSantis, c/o 246 West 10th Street, Erie, PA 16501  
*Attorney:* Evan E. Adair, Esq., 246 West 10th Street, Erie, PA 16501

**DUMOND, RICHARD C.,**

**deceased**

Late of Fairview, Pennsylvania  
*Administratrix:* Karen Dumond, 4489 Miller Avenue, Fairview, PA 16415  
*Attorney:* Matthew J. Parini, Esquire, 502 West Seventh Street, Erie, Pennsylvania 16502



**FISH, JEAN E.,  
deceased**

Late of Millcreek Township, Erie County, Pennsylvania  
*Executrix:* Nadeen R. Wrzeszcz, c/o 2580 West 8th Street, Erie, Pennsylvania 16505  
*Attorney:* Ralph R. Riehl, III, 2580 West 8th Street, Erie, Pennsylvania 16505

**JORDAN, ROBERT W.,  
deceased**

Late of North East Township, Erie County, North East, Pennsylvania  
*Executor:* Paul R. Jordan, c/o Robert J. Jeffery, Esq., 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

**MAKA, CHARLES W., SR., a/k/a  
CHARLES W. MAKA, a/k/a  
CASMIK MAKA,  
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Co-Executrices:* Deborah S. Crock and Darlene M. Vlahos, Esq., c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508  
*Attorney:* Vlahos Law Firm, P.C., Esquire, 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

**PATTERSON, CATHERINE A.  
FROMYER, a/k/a CATHERINE  
ANN PATTERSON,  
deceased**

Late of McKean Borough, County of Erie, and Commonwealth of Pennsylvania  
*Executrix:* Elizabeth A. Spacht, 5500 Van Camp Road, McKean, PA 16426  
*Attorney:* Thomas S. Kubinski, Esquire, The Conrad - F.A. Brevillier House, 502 Parade Street, Erie, PA 16507

**THIRD PUBLICATION**

**ANGERER, BETTY M., a/k/a  
BETTY MAY ANGERER a/k/a  
BETTY ANGERER, a/k/a B.M.  
ANGERER,  
deceased**

Late of the Borough of Girard, County of Erie, State of Pennsylvania  
*Co-Executors:* Erin Anderson, 420 Olin Ave., Girard, PA 16417 and Nichole Campbell, 26382 via Gaviota, Mission Viejo, CA 92691  
*Attorney:* Grant M. Yochim, Esq., 24 Main St. E., P.O. Box 87, Girard, PA 16417

**BARNER, JOHN W. a/k/a JOHN  
BARNER, a/k/a JOHN W.  
BARNER, JR., a/k/a JACK W.  
BARNER, a/k/a JACK BARNER,  
deceased**

Late of the Borough of Lake City, County of Erie, State of Pennsylvania  
*Executrix:* Joanna K. Peters, 10363 Robertson Drive, Girard, PA 16417  
*Attorney:* Grant M. Yochim, Esq., 24 Main St. E., P.O. Box 87, Girard, PA 16417

**GEAREY, MARY LOUISE, a/k/a  
MARY L. GEAREY,  
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Executrix:* Patricia Klus-Owens, c/o 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508  
*Attorney:* Darlene M. Vlahos, Esquire, Vlahos Law Firm, P.C., 3305 Pittsburgh Avenue, Erie, Pennsylvania 16508

**HAJNIK, FRANK T., a/k/a  
FRANK HAJNIK,  
deceased**

Late of the Borough of Girard, County of Erie, State of Pennsylvania  
*Executor:* Russell F. Hajnik, 231 Hathaway Street West, Girard, PA 16417  
*Attorney:* Grant M. Yochim, Esq., 24 Main St. E., P.O. Box 87, Girard, PA 16417

**HAROUFF, LAURINDA RAE,  
a/k/a LAURINDA R. HAROUFF,  
a/k/a LAURINDA HAROUFF,  
a/k/a LAURINDA DRURY  
HAROUFF a/k/a LAURINDA D.  
HAROUFF,  
deceased**

Late of the Borough of Lake City, County of Erie, State of Pennsylvania  
*Administratrix:* Jackie Harouff, 10068 Railroad Street, Lake City, PA 16423  
*Attorney:* Grant M. Yochim, Esq., 24 Main St. E., P.O. Box 87, Girard, PA 16417

**HENNING, LAURA M.,  
deceased**

Late of the City of Erie, County of Erie  
*Administrator:* John Henning II, c/o Charbel G. Latouf, Esq., 246 W. 10th Street, Erie, PA 16501  
*Attorney:* Charbel G. Latouf, Esq., 246 W. 10th Street, Erie, PA 16501

**HILLIARD, BONITA J., a/k/a  
BONITA J. LITTLE, a/k/a  
BONNIE JEAN LITTLE,  
deceased**

Late of the City of Erie, County of Erie, State of Pennsylvania  
*Executor:* William L. Hilliard, 3130 Rudolph Avenue, Erie, PA 16508  
*Attorney:* James R. Steadman, Esq., 24 Main St. E., P.O. Box 87, Girard, PA 16417

**KALLGREN, CARLA., III,  
deceased**

Late of Union Township, County of Erie, Commonwealth of Pennsylvania  
*Executor:* William H. Eidenmuller, 1017 Copper Drive, Erie, PA 16509  
*Attorney:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**LEHMAN, FRANCES A., a/k/a FRANCES LEHMAN, deceased**

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

*Co-Executors:* Gregory A. Lehman, 3626 West 27th Street, Erie, PA 16506 and Laura Lehman-Salada, PO Box 496, Biglerville, PA 17307

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

**NANTES, JOAN M., a/k/a JOAN NANTES, deceased**

Late of the Township of Harborcreek, County of Erie, Commonwealth of Pennsylvania  
*Executor:* Richard G. Nantes, Jr., c/o Peter W. Bailey, Esquire, 3210 West 32nd Street, Erie, Pennsylvania 16506-2702

*Attorney:* Peter W. Bailey, Esquire, 3210 West 32nd Street, Erie, Pennsylvania 16506-2702

**RYAN, LLOYD A., deceased**

Late of Cranesville, Conneaut Township, County of Erie and Commonwealth of Pennsylvania  
*Executor:* Phil Ryan, c/o Brenc Law, 9630 Moses Road, Springboro, PA 16435

*Attorney:* Andrew S. Brenc, Esq., 9630 Moses Road, Springboro, PA 16435

**McLAUGHLIN, BARBARA D., deceased**

Late of Fairview Township, County of Erie

*Executrix:* Laurie M. Hitt, c/o Thomas A. Testi, Esq., 3952 Avonia Road, P.O. Box 413, Fairview, PA 16415

*Attorney:* Thomas A. Testi, Esq., 3952 Avonia Road, P.O. Box 413, Fairview, PA 16415

**PARIS, GLENDA J., deceased**

Late of the City of Erie, County of Erie

*Administratrix:* Shelly Forbes, c/o Matthew McLaughlin, Esq., 246 W. 10th St., Erie, PA 16501

*Attorney:* Matthew J. McLaughlin, Esq., 246 W. 10th St., Erie, PA 16501

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## CHANGES IN CONTACT INFORMATION OF ECBA MEMBERS

### AGRESTI LAW FIRM

1001 State Street, Suite 307 ----- 814-866-8800  
Erie, PA 16501 -----(f) 814-454-2520

ELVAGE G. MURPHY ----- 814-732-1625  
Edinboro University - Department of Political Science and Criminal Justice-----(f) 814-732-2118  
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