

# *Erie County Legal Journal*

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December 9, 2016



# Erie County Legal Journal

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

Managing Editor: Michael Yonko  
Administrator of Publications: Paula J. Gregory

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# Erie County Bar Association

## Calendar of Events and Seminars

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**TUESDAY, DECEMBER 13, 2016**

ECBA Special Membership Meeting  
Bayfront Convention Center  
5:00 p.m.

**FRIDAY, DECEMBER 16, 2016**

Holiday Party  
Kahkwa Club  
7:00 p.m.

**TUESDAY, DECEMBER 20, 2016**

ECBA Video Seminar  
*Hope and Help for the Distressed Attorney*  
ECBA Headquarters  
8:30 a.m. - 9:30 a.m.  
\$45 (ECBA Member) \$58 (Nonmember)  
1 hour ethics

**TUESDAY, DECEMBER 20, 2016**

ECBA Video Seminar  
*The Hiring and Firing of Employees: Best Practices for the Solo/Small Firm Practitioner*  
ECBA Headquarters  
10:00 a.m. - 11:30 a.m.  
\$67 (ECBA Member) \$87 (Nonmember)  
1.5 hours substantive

**WEDNESDAY, DECEMBER 21, 2016**

ECBA Video Seminar  
*Critical Issues and Decisions Related to Aging*  
ECBA Headquarters  
8:30 a.m. - 11:30 a.m.  
\$135 (ECBA Member) \$174 (Nonmember)  
3 hours substantive

**WEDNESDAY, DECEMBER 21, 2016**

ECBA Video Seminar  
*Fracking - The New "F" Word and an Overview of Oil and Gas Law*  
ECBA Headquarters  
1:00 p.m. - 3:00 p.m.  
\$90 (ECBA Member) \$116 (Nonmember)  
1.5 hours substantive/.5 ethics

**THURSDAY, DECEMBER 22, 2016**

Criminal Defense Section Meeting/Holiday Party  
Bourbon Barrel  
5:00 p.m.

**MONDAY, DECEMBER 26, 2016**

**TUESDAY, DECEMBER 27, 2016**  
ECBA Office Closed

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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### 2016 BOARD OF DIRECTORS ————— Melissa H. Shirey, President

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## POSITION AVAILABLE 2016

The Erie County Court of Common Pleas has one contract position available for an attorney to provide representation for Dependency/Involuntary Termination (parent). The position in one of seven and pays \$2,300 per month.

Please direct all letters of interest and/or resume to Peter E. Freed, District Court Administrator no later than December 16, 2016.

Dec. 9



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**CHANGE OF NAME NOTICE**

In the Court of Common Pleas of Erie County, Pennsylvania  
Docket No. 13220 - 2016  
Notice is hereby given that a petition was filed in the above named Court, requesting an Order to change the name of Colleen Virginia Maycock to Colleen Virginia Hanson.  
The Court has fixed the 23rd day of January, 2017 at 11:00 a.m. in Courtroom G, Room 222 of the Erie County Courthouse, 140 W. 6th St., 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.

Dec. 9

**ORGANIZATION NOTICE**

Notice is hereby given that Artistry Dental Studio LLC has been organized under the provisions of the Pennsylvania Limited Liability Company Law of 1994, as amended. Jeffrey G. Herman, Esq.  
HERMAN & HERMAN LLC  
114 High Street  
Waterford, PA 16441

Dec. 9

**LEGAL NOTICE**

ATTENTION: UNKNOWN BIOLOGICAL FATHER INVOLUNTARY TERMINATION OF PARENTAL RIGHTS IN THE MATTER OF THE ADOPTION OF MINOR FEMALE CHILD J.A.J. DOB: 05/27/2014 BORN TO: TYJHONIA ALIZE JONES  
94 IN ADOPTION 2016

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. I-217, City of Erie on February 3, 2017 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.

Dec. 9

**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 11054 Tamarack Road, Waterford, PA 16441 being more fully described at Erie County Deed Book Volume 0041, Page 0217.

SAID SALE to be held at the Erie County Courthouse, Room 209, 140 W. 6th Street, Erie, PA 16501 at 10:00 a.m. prevailing, standard time, on December 7, 2016 (postponed to January 9, 2017).

All that certain tract of land, together with the buildings, and improvements erected thereon described as Erie County Tax Parcel No. 47013029000301. Seized and taken in execution as the property of Laurel Honey aka Laurel Honey-McCullum 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. 14-308E.

**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).

Nov. 25 and Dec. 2, 9, 16

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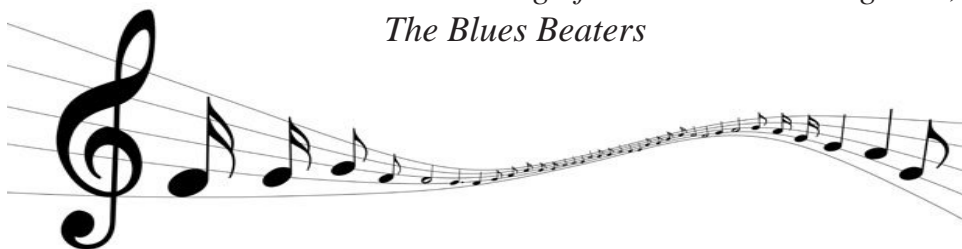
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# Holiday Party

Friday, December 16, 2016  
Kahkwa Club - 7:00 p.m.

*An Evening of Jazz with musical guests,  
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*This jazz-themed holiday party also includes:  
dinner stations, open bar, martini bar  
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Reservations due to the ECBA by Friday, December 9.

Checks payable to the ECBA or reserve online at [www.eriebar.com](http://www.eriebar.com)





**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**

**CUNNINGHAM, STEVEN J.,  
deceased**

Late of Millcreek Township, Erie County, Erie, Pennsylvania;  
*Administratrix:* Susan L. Bauman, 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

**FERRIS, CARL R.,  
deceased**

Late of the Township of Lawrence Park, County of Erie, and Commonwealth of Pennsylvania  
*Executor:* Mark Vommo, c/o 300 State Street, Suite 300, Erie, PA 16507  
*Attorney:* Thomas V. Myers, Esquire, Marsh Spaeder Baur Spaeder & Schaaf, LLP, 300 State Street, Suite 300, Erie, PA 16507

**KINDLE, JAMES H. JR., a/k/a  
JAMES H. KINDLE,  
deceased**

Late of the City of Erie, County of Erie, Commonwealth of Pennsylvania  
*Executrix:* Glenda L. Porter, c/o Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506  
*Attorney:* Melissa L. Larese, Esq., Quinn, Buseck, Leemhuis, Toohey & Kroto, Inc., 2222 West Grandview Blvd., Erie, PA 16506

**KOHUT, PAUL ALAN, a/k/a  
PAUL ALAN KOHUT D.O. and  
PAUL KOHUT,  
deceased**

Late of Summit Township, County of Erie and Commonwealth of Pennsylvania  
*Executor:* Brian Cooper, c/o Michael A. Agresti, Esq., Suite 300, 300 State Street, Erie, PA 16507  
*Attorney:* Michael A. Agresti, Esq., MARSH, SPAEDER, BAUR, SPAEDER & SCHAAF, LLP, Suite 300, 300 State Street, Erie, PA 16507

**PALO, DENNIS L.,  
deceased**

Late of Township of West Springfield, Erie County, Pennsylvania  
*Executor:* Gayle Palo, c/o Martone & Peasley, 150 West Fifth Street, Erie, Pennsylvania 16507  
*Attorney:* Joseph P. Martone, Esquire, Martone & Peasley, 150 West Fifth Street, Erie, Pennsylvania 16507

**SOETY, DOROTHY MAY,  
deceased**

Late of Girard Township, Erie County and Commonwealth of Pennsylvania  
*Co-Executrixes:* Tammy M. Shaffer and Tinea M. Shaffer, c/o Michael J. Graml, Esq., 714 Sassafra Street, Erie, PA 16501  
*Attorney:* Michael J. Graml, Esq., 714 Sassafra Street, Erie, PA 16501

**SECOND PUBLICATION**

**COCUZZI, MARIO R.,  
deceased**

Late of the City of Erie, County of Erie, and Commonwealth of Pennsylvania  
*Executor:* James R. Cocuzzi  
*Attorney:* Thomas J. Buseck, Esquire, The McDonald Group, L.L.P., 456 West Sixth Street, Erie, PA 16507-1216

**FOOR, DOROTHY M.,  
deceased**

Late of the City of Erie, County of Erie, Commonwealth of Pennsylvania  
*Executor:* Danny L. Foor, 3907 Davison Avenue, Erie, PA 16504-2517  
*Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie Pennsylvania 16507-1459

**MARANG, ELINORE ANN, a/k/a  
ELINORE A. MARANG a/k/a  
ELINORE MARANG,  
deceased**

Late of the City of Erie, County of Erie, State of Pennsylvania  
*Administratrix:* Karen L. Benson, 3959 Tulip Tree Drive, Erie, PA 16506  
*Attorney:* Grant M. Yochim, Esq., 24 Main St. E. P. O. Box 87, Girard, PA 16417

**MILLER, HENRY D., a/k/a  
HENRY MILLER,  
deceased**

Late of the Township of Girard, County of Erie, State of Pennsylvania  
*Executrix:* Sally L. Byers, 794 Bus Mong Road, Knox, Pennsylvania 16232  
*Attorney:* Grant M. Yochim, Esq., 24 Main St. E., P.O. Box 87, Girard, PA 16417

**MORASKI, THERESA,  
deceased**

Late of the City of Erie, County of Erie and State of Pennsylvania  
*Executor:* John A. Moraski, Jr., 11272 Lake Pleasant Road, Union City, PA 16438  
*Attorney:* Grant M. Yochim, Esq., 24 Main St. E., P.O. Box 87, Girard, PA 16417



**NESGODA, JOHN W., a/k/a  
JOHN NESGODA,  
deceased**

Late of the Township of Harborcreek, County of Erie, State of Pennsylvania  
*Executor:* William A. Nesgoda, 636 Highmeyer Road, Harborcreek, PA 16421  
*Attorney:* James R. Steadman, Esq., 24 Main St. E., P.O. Box 87, Girard, PA 16417

**PORRECO, KATHERINE A.,  
deceased**

Late of City of Erie, Erie County, Pennsylvania  
*Co-Executors:* Christina C. Campbell and Mary A. Porreco, c/o Jerome C. Wegley, Esq., 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

**PULINSKI, MARY P.,  
deceased**

Late of the Township of Lawrence Park  
*Executor:* Angelo P. Arduini, 731 French Street, Erie, PA 16501  
*Attorney:* Angelo P. Arduini, Esquire, ARDUINI, JEWELL and KARN, 731 French Street, Erie, PA 16501

**RUTKOWSKY, MARY,  
deceased**

Late of the County of Erie, Commonwealth of Pennsylvania  
*Executor:* Leonard J. Leone, 5819 Southland Drive, Erie, PA 16510  
*Attorney:* Robert M. Barbato, Jr., Esquire, VENDETTI & VENDETTI, 3820 Liberty Street, Erie, Pennsylvania 16509

**STEPNOWSKI, LEONARD P.,  
deceased**

Late of the Township of Union County of Erie, Commonwealth of Pennsylvania  
*Executrix:* Lynne Jackson, c/o Paul J. Carney, Jr., Esq., 225 Maple Avenue, Corry, PA 16407  
*Attorney:* Paul J. Carney, Jr., Esq., 224 Maple Avenue, Corry, PA 16407

**TRIPP, SHIRLEY Y.,  
deceased**

Late of the City of Corry, Erie County, Pennsylvania  
*Executor:* Thomas M. Tripp, 391 Heritage Drive, Gnadenhutten, OH 44629  
*Attorney:* William E. Barney, Esq., 200 N. Center St. Corry, PA 16407

**THIRD PUBLICATION**

**ARMITAGE, BEVERLY J.,  
deceased**

Late of the City of Corry, County of Erie, Commonwealth of Pennsylvania  
*Executor:* David A. Armitage, c/o Paul J. Carney, Jr., Esq., 224 Maple Avenue, Corry, PA 16407  
*Attorney:* Paul J. Carney, Jr., Esq., 224 Maple Avenue, Corry, PA 16407

**CIMINELLA, JOSEPH, a/k/a  
JOSEPH F. CIMINELLA, a/k/a  
GIUSEPPE FRANCESCO  
CIMINELLA,  
deceased**

Late of the Township of Millcreek, Commonwealth of Pennsylvania  
*Executor:* Ida Ricciuti, c/o Vendetti & Vendetti, 3820 Liberty Street, Erie, Pennsylvania 16509  
*Attorney:* James J. Bruno, Esquire, Vendetti & Vendetti, 3820 Liberty Street, Erie, PA 16509

**SCHICK, BARBARA J., a/k/a  
BARBARA SCHICK, a/k/a  
BARBARA JEAN SCHICK,  
deceased**

Late of Greene Township, Erie County, Pennsylvania  
*Executrix:* Cynthia A. Schick, 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

**SCOTT, ZENA,  
deceased**

Late of City of Erie, County of Erie, Commonwealth of Pennsylvania  
*Executrix:* Cheryl Harris, 328 East 17th Street, Apt. 3, Erie, PA 16503  
*Attorney:* None

**STEVENSON, RONALD K.,  
deceased**

Late of the City of Erie, County of Erie and Commonwealth of Pennsylvania  
*Executor:* Richard C. Stevenson  
*Attorney:* Thomas J. Minarcik, Esquire, Elderkin Law Firm, 150 East 8th Street, Erie, PA 16501

**TATALONE, CECILIA A.,  
deceased**

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

**TRAPHAGEN, PETER A.,  
deceased**

Late of Millcreek Township, Erie County, Pennsylvania  
*Executor:* PNC Bank N.A., 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

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*You are invited and encouraged to join a small group of fellow attorneys who meet informally in Erie on a monthly basis. Please feel free to contact ECBA Executive Director Sandra Brydon Smith at 814/459-3111 for additional information. Your interest and involvement will be kept **strictly confidential**.*

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