

# Erie County Legal Journal

December 14, 2018

Vol. 101 No. 50



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101 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: Megan E. Black

**PLEASE NOTE: NOTICES MUST BE RECEIVED AT THE ERIE COUNTY BAR ASSOCIATION OFFICE BY 3:00 P.M. THE FRIDAY PRECEDING THE DATE OF PUBLICATION.**

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# Erie County Bar Association

## Calendar of Events and Seminars

### **SATURDAY, DECEMBER 15, 2018**

Young Lawyers Division  
Holiday Movie Fest Hot Chocolate Party  
The Will J. & Mary B. Schaaf Education Center  
2:00 p.m.

### **MONDAY, DECEMBER 17, 2018**

ECBA Board of Directors Meeting  
Plymouth Restaurant/Tavern  
4:00 p.m.

### **WEDNESDAY, DECEMBER 19, 2018**

Investiture of Richard A. Lanzillo  
as a Magistrate Judge of the United States District Court  
for the Western District of Pennsylvania  
United States Courthouse  
17 South Park Row  
2:30 p.m.

### **TUESDAY, DECEMBER 25, 2018**

### **WEDNESDAY, DECEMBER 26, 2018**

Christmas Holiday  
ECBA Office Closed  
Erie County and Federal Courthouses Closed

### **TUESDAY, JANUARY 1, 2019**

New Year's Day  
ECBA Office Closed  
Erie County and Federal Courthouses Closed



Erie County Bar  
Association



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

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**CERTIFICATE OF  
AUTHORITY NOTICE**

TravelClick, Inc. filed a foreign registration statement with the Commonwealth of Pennsylvania on November 29, 2018 with an effective date of January 1, 2019. The address of its principal office under the laws of its jurisdiction is 55 W 46th St., 27th Floor, New York, NY 10036. The commercial registered office provider is in care of Corporate Creations Network Inc. in Erie County. The Corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa. C.S. 412.

Dec. 14

**CHANGE OF NAME NOTICE**

In the Court of Common Pleas of Erie County, Pennsylvania 12817-18 Notice is hereby given that a Petition was filed in the above named court requesting an Order to change the name of Joshua Donald Seymour to Joshua Charles D'Anthony. The Court has fixed the 18th day of December, 2018 at 9:00 a.m. in Court Room G, Room 222, of the Erie County Court House, 140 West 6th Street, Erie, Pennsylvania 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. 14

**FICTITIOUS NAME NOTICE**

Pursuant to Act 295 of December 16, 1982 notice is hereby given of the intention to file with the Secretary of the Commonwealth of Pennsylvania a "Certificate of Carrying On or Conducting Business under an Assumed or Fictitious Name." Said Certificate contains the following information:

**FICTITIOUS NAME NOTICE**

An application for registration of the fictitious name French Creek Candles, 27 Hemlock Street, Union City, PA 16438 has been filed in the Department of State at Harrisburg, PA, File Date 11/18/2018 pursuant to the Fictitious Names Act, Act 1982-295.

The name and address of the person who is a party to the registration is Joan F Dimon, 27 Hemlock Street, Union City, PA 16438.

Dec. 14

**LEGAL NOTICE**

NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE  
IN THE COURT OF COMMON  
PLEAS OF ERIE COUNTY, PA  
CIVIL ACTION - LAW  
MIDFIRST BANK, PLAINTIFF  
VS.  
JOHN BARSCZ, JR., KNOWN  
HEIR OF LAUREEN J.  
BARSCZ, DECEASED AND  
THE UNKNOWN HEIRS  
OF LAUREEN J. BARSCZ,  
DECEASED, DEFENDANTS  
MORTGAGE FORECLOSURE  
NO. 2018-11699

**TO: THE UNKNOWN HEIRS OF  
LAUREEN J. BARSCZ:**

You are hereby notified that on September 7, 2018, Plaintiff, Midfirst Bank, filed an Amended Complaint in Mortgage Foreclosure endorsed with a Notice to Defend against you in the Court of Common Pleas of Erie County, Pennsylvania, docketed to No. 2018-11699 wherein Plaintiff seeks to foreclose its mortgage securing your property located at 213 Hess Avenue, Erie, Pa 16507, whereupon your property would be sold by the Sheriff of Erie County. You are hereby notified to plead to the above referenced Complaint on or before 20 DAYS from the date of this publication or a Judgment will be entered against you.

**NOTICE**

You have been sued in Court. If you wish to defend, you must enter a written appearance personally or by attorney, and file your defenses or objections in writing with the Court. 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 NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, TELEPHONE

THE OFFICE BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ON AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Lawyer Referral and  
Information Service

P.O. Box 1792, Erie, PA 16507  
(814) 459-4411

Leon P. Haller, Esquire  
Attorney ID #15700  
1719 North Front Street  
Harrisburg, Pa. 17102  
717-234-4178

Dec. 14

**LEGAL NOTICE**

IN THE COURT OF COMMON  
PLEAS OF ERIE COUNTY,  
PENNSYLVANIA  
CIVIL DIVISION  
No. 10283-18  
REGENCY FINANCE  
COMPANY, d/b/a FNB  
CONSUMER DISCOUNT  
COMPANY, Plaintiff  
vs.

DAVID C. SMITH and  
HOLLY A. SMITH, Defendants

**NOTICE**

A Complaint in Mortgage Foreclosure was filed against David C. Smith and Holly A. Smith under the above case number on February 5, 2018. If either named Defendant wishes to defend, they must enter a written appearance personally or by attorney and file their defenses or objections in writing with the court. The Defendants are warned that if they fail to do so the case may proceed without them and a judgment may be entered against them without further notice for the relief requested by the Plaintiff. The Defendants may lose money or property or other rights important to them. THE DEFENDANTS SHOULD TAKE THIS PAPER TO THEIR LAWYER AT ONCE. IF THEY DO NOT HAVE A LAWYER, THEY SHOULD GO TO OR TELEPHONE **LAWYER REFERRAL &**

**INFORMATION SERVICE, P. O. BOX 1792, ERIE, PA 16507, 814-459-4411, MON-FRI 8:30 A.M.-NOON; 1:15 P.M.-3:00 P.M.** THIS OFFICE CAN PROVIDE THEM WITH INFORMATION ABOUT HIRING A LAWYER. IF THEY CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE THEM WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Dec. 14

### LEGAL NOTICE

NOTICE OF PETITION FOR APPOINTMENT OF TRUSTEE FOR ABSENTEE IN THE COURT OF COMMON PLEAS OF ERIE COUNTY, PENNSYLVANIA ORPHANS' COURT DIVISION NO. 295 - 2018 IN RE: TIMOTHY LEE GREEN NOTICE TO TIMOTHY LEE GREEN: You

are hereby notified that a Petition for Appointment of Trustee for Absentee has been filed seeking the appointment of a Trustee of the Person and Estate of Timothy Lee Green and a Citation issued to you to show cause why Laurie Lanich should not be appointed as your Trustee. A hearing will be held on Wednesday, January 9, 2019 at 9:30 am before Judge Elizabeth K. Kelly, Court Room 229-H, Erie County Court House, 140 West 6th Street, Erie PA 16501. If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. 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 NOTICE 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.**

Lawyer Referral &  
Information Service  
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Erie, PA 16507  
(814) 459-4411

Mary Alfieri Richmond, Esquire,  
Jones School Square - First Floor,  
150 East 8th Street, Erie PA 16501;  
(814) 455-2200. Attorney for Laurie  
Lanich.

Dec. 7, 14, 21, 28



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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**

**DeVITA, MARY K., a/k/a MARY KATHLEEN DeVITA, a/k/a MARY MARY DeVITA, a/k/a MARY K. PERRY, deceased**

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

*Executor:* James R. DeVita, c/o Sterrett Mott Breski & Shimek, 345 West 6th Street, Erie, PA 16507

*Attorney:* John J. Shimek, III, Esquire, Sterrett Mott Breski & Shimek, 345 West 6th Street, Erie, PA 16507

**GRIEP, SHIRLEY R., a/k/a SHIRLEY GRIEP, deceased**

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

*Executrix:* Jacquelyn Griep, c/o Michael A. Agresti, Esq., Suite 300, 300 State Street, Erie, PA 16507

*Attorney:* Michael A. Agresti, Esq., MARSH, SPAEDER, BAUR, SPAEDER & SCHAFF, LLP., Suite 300, 300 State Street, Erie, PA 16507

**HART, JAMES R., a/k/a JAMES HART, deceased**

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

*Administratrix:* Kimberly Gray, 5854 Kuhl Road, Erie, Pennsylvania 16510

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

**JACKSON, JAMES H., SR., a/k/a JAMES HERBERT JACKSON, SR., deceased**

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

*Administratrix:* Fang Guan, 937 Brown Ave., Erie, PA 16502

*Attorney:* None

**JONES, ETHEL L., a/k/a ETHEL LEE JONES, a/k/a ETHEL JONES, a/k/a ETHEL LEE QUINCE JONES, deceased**

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

*Executrix:* Sandra Jones, c/o John J. Shimek, III, Esquire, Sterrett Mott Breski & Shimek, 345 West 6th Street, Erie, PA 16507

*Attorney:* John J. Shimek, III, Esquire, Sterrett Mott Breski & Shimek, 345 West 6th Street, Erie, PA 16507

**NICHOLSON, KEITH R., a/k/a KEITH NICHOLSON, deceased**

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

*Executor:* Michael K. Nicholson, 8390 Sterrettania Road, Girard, Pennsylvania 16417

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

**PETERSON, RAYMOND E., deceased**

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

*Executor:* Eric Peterson, c/o 120 W. 10th Street, Erie, PA 16501

*Attorney:* Jeffrey D. Scibetta, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West 10th Street, Erie, PA 16501

**REGAN, ROBERT P., deceased**

Late of the Township of Millcreek, Erie County, Pennsylvania

*Administrator:* David J. Regan, Jr., c/o Raymond A. Pagliari, Esq., 217 Anderson Drive, Erie, Pennsylvania 16509

*Attorney:* Raymond A. Pagliari, Esq., 217 Anderson Drive, Erie, Pennsylvania 16509

**REINHARDT, MARGARET E., a/k/a MARGARET REINHARDT, deceased**

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

*Executrices:* Joyce M. Campbell and Linda A. Shollenberger, 235 E. Washington Street, Albion, PA 16401

*Attorney:* None

**RIVERA, ISMAEL, a/k/a ISMAEL L. RIVERA, deceased**

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

*Executor:* Carlos M. Rivera  
*Attorney:* Craig A. Zonna, Esquire, ELDERKIN LAW FIRM, 150 East 8th Street, Erie, PA 16501

**SOBUCKI, STANLEY S., deceased**

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

*Executor:* Steven Sobucki, 1152 East 37th Street, Erie, PA 16504

*Attorneys:* The Travis Law Firm, P.C., 100 State Street, Suite 210, Erie, Pennsylvania 16507-1459



**SUROVIEC, DENISE L.,  
deceased**

Late of the Township of Springfield, County of Erie and Commonwealth of Pennsylvania  
*Administratrix:* Shelly A. Smith, 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

**THOMAS, KATHLEEN M.,  
deceased**

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

*Executor:* Gregory A. Seabrooke, 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

**VITT, HILLERT,  
deceased**

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

*Executrix:* Lorraine M. Vitt  
*Attorney:* Kenneth G. Vasil, Esquire, ELDERKIN LAW FIRM, 150 East 8th Street, Erie, PA 16501

**WENSEL, THOMAS M.,  
deceased**

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

*Executrix:* Kathryn I. Durst, 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

**TRUST NOTICES**

Notice is hereby given of the administration of the Trust set forth below. All persons having claims or demands against the decedent are requested to make known the same and all persons indebted to said decedent are required to make payment without delay to the trustees or attorneys named below:

**EULIANO, JOHN J., SR., a/k/a  
DR. JOHN J. EULIANO, SR.,  
deceased**

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

*Successor Trustee:* Douglas J. Euliano, 515 Frontier Drive, Erie, PA 16505-2511

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

**SECOND PUBLICATION**

**BARBATO, ALFRED A., SR.,  
deceased**

Late of the County of Erie, Commonwealth of Pennsylvania

*Executor:* Alfred Barbato, 1441 Biebel Ave., Erie, PA 16509

*Attorney:* Robert M. Barbato, Jr., Esquire, 1314 Griswold Plaza, Erie, Pennsylvania 16501

**BRETZ, EVA MAY, a/k/a EVA M.  
BRETZ, a/k/a EVA BRETZ,  
deceased**

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

*Executrix:* Marjorie Whipple, 4145 Genesee Ave., Erie, PA 16510

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

**FERGUS, ROBERT,  
deceased**

Late of Harborcreek Township, Erie County, Erie, PA

*Executor:* R. Benson Fergus, c/o 33 East Main Street, North East, Pennsylvania 16428

*Attorney:* Robert J. Jeffery, Esq., Knox, McLaughlin, Gornall & Sennett, P.C., 33 East Main Street, North East, Pennsylvania 16428

**HIRST, JAMES L.,  
deceased**

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

*Executor:* Melvin L. Hirst, 5820 Forest Crossing, Erie, PA 16506-7004

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

**HUNTLEY, PHILIP S.,  
deceased**

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

*Administrator C.T.A.:* Philip S. Huntley II, c/o Leigh Ann Orton, Esq., Orton & Orton, 68 E. Main St., North East, PA 16428

*Attorney:* Leigh Ann Orton, Esq., Orton & Orton, 68 E. Main St., North East, PA 16428

**MCCARTHY, ELIZABETH S.,  
deceased**

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

*Executor:* Todd J. Benedict, c/o 120 W. 10th Street, Erie, PA 16501

*Attorney:* Christine Hall McClure, Esq., Knox McLaughlin Gornall & Sennett, P.C., 120 West 10th Street, Erie, PA 16501

**OLSON, CAROLYN J., a/k/a  
CAROLYN JEAN OLSON, a/k/a  
CAROLYN OLSON,  
deceased**

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

*Executrix:* Kimberly A. Dickerson, c/o John J. Shimek, III, Esquire, Sterrett Mott Breski & Shimek, 345 West 6th Street, Erie, PA 16507

*Attorney:* John J. Shimek, III, Esquire, Sterrett Mott Breski & Shimek, 345 West 6th Street, Erie, PA 16507



**WILKINSON, MARY E.,  
deceased**

Late of North East Township, Erie County, North East, PA  
*Co-Executors:* Donald C. Wilkinson, Jr. and Michael D. Wilkinson, c/o 33 East Main Street, North East, Pennsylvania 16428  
*Attorney:* Robert J. Jeffery, Esq., Knox, McLaughlin, Gornall & Sennett, P.C., 33 East Main Street, North East, Pennsylvania 16428

**THIRD PUBLICATION**

**CAMPBELL, MARK P.,  
deceased**

Late of the Township of Millcreek, County of Erie, Commonwealth of Pennsylvania  
*Executor:* Louis J. DeSomma, Jr., 14 Pointview Road, Brentwood, PA 15227  
*Attorneys:* MacDonald, Illig, Jones & Britton LLP, 100 State Street, Suite 700, Erie, Pennsylvania 16507-1459

**CIOTOLI, DOROTHY J.,  
deceased**

Late of the City of Erie, County of Erie, Commonwealth of Pennsylvania  
*Executrix:* Gail B. Runyan, 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

**MOORE, LEILA E., a/k/a  
LEILA E. PARSONS,  
deceased**

Late of the Township of Lawrence Park, County of Erie, Commonwealth of Pennsylvania  
*Executor:* Jeffrey A. McAninch, c/o John J. Shimek, III, Esquire, Sterrett Mott Breski & Shimek, 345 West 6th Street, Erie, PA 16507  
*Attorney:* John J. Shimek, III, Esquire, Sterrett Mott Breski & Shimek, 345 West 6th Street, Erie, PA 16507

**TRUST NOTICES**

Notice is hereby given of the administration of the Trust set forth below. All persons having claims or demands against the decedent are requested to make known the same and all persons indebted to said decedent are required to make payment without delay to the trustees or attorneys named below:

**BECK, BERNADETTE F., a/k/a  
BERNADETTE BECK,  
deceased**

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania  
*Successor Trustee:* Carolyn M. Beck, c/o Vlahos Law Firm, P.C., 3305 Pittsburgh Avenue, Erie, PA 16508  
*Attorney:* Darlene M. Vlahos, Esq., Vlahos Law Firm, P.C., 3305 Pittsburgh Avenue, Erie, PA 16508

**COVERDALE, NANCY JANE,  
deceased**

Late of the Township of Millcreek, County of Erie and Commonwealth of Pennsylvania  
*Successor Trustee:* Rhonda Hauser, c/o Vlahos Law Firm, P.C., 3305 Pittsburgh Avenue, Erie, PA 16508  
*Attorney:* Darlene M. Vlahos, Esq., Vlahos Law Firm, P.C., 3305 Pittsburgh Avenue, Erie, PA 16508

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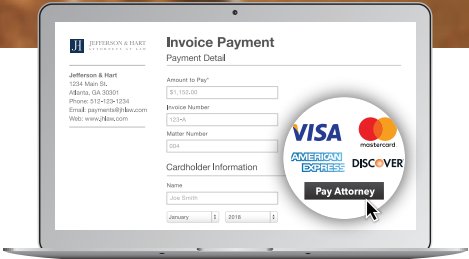
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