

ADVANCE SHEET Pages 314-323

THE

Dauphin County Reporter

(USPS 810-200)

A WEEKLY JOURNAL
CONTAINING THE DECISIONS RENDERED IN THE
12th JUDICIAL DISTRICT

No. 5798, Vol. 124 January 21, 2011 No. 134

Entered as Second Class Matter, February 16, 1898, at the Post Office at Harrisburg, Pa.,
under the Act of Congress of March 31, 1879

TERMS: Advertisements must be received before 12 o'clock noon on Tuesday of each week at the office of the Dauphin County Reporter, 213 North Front Street, Harrisburg, PA 17101. Telephone (717) 232-7536

Commonwealth v. McCreary

314

Bar Association Page

Inside Back Cover

INTELLECTUAL PROPERTY LAW

- | | |
|--------------|----------------------|
| * Patents | * Unfair Competition |
| * Trademarks | * Trade Secrets |
| * Copyrights | * Internet Matters |

Hooker & Habib, P.C.

Jeffrey S. Habib
Charles A. Hooker
Thomas Hooker

100 Chestnut Street, Suite 304
Harrisburg, PA 17101-2518
Telephone: 717-232-8771
Facsimile: 717-232-8773

Website: www.h-hpc.com

E-mail: hphc@ptd.net

39 Years in Harrisburg

**THE
DAUPHIN COUNTY REPORTER**
Edited and Published
by the
DAUPHIN COUNTY BAR
ASSOCIATION
213 North Front Street
Harrisburg, PA 17101-1493
(717) 232-7536

MICHELLE M. SHUKER
Executive Director
JOYCE TAMBOLAS
Administrative Assistant
BRIDGETTE L. HILBISH
Office Assistant

Printed by
KURZENKNABE PRESS
1424 Herr St., Harrisburg, PA 17103

THE DAUPHIN COUNTY REPORTER (USPS 810-200) is published weekly by the Dauphin County Bar Association, 213 North Front Street, Harrisburg, PA 17101. Periodical postage paid at Harrisburg, PA. POSTMASTER: Send address changes to THE DAUPHIN COUNTY REPORTER, 213 North Front Street, Harrisburg, PA 17101.

TERMS

Advertisements must be received before 12 o'clock noon on Tuesday of each week at the office of the Dauphin County Reporter, 213 North Front Street, Harrisburg, PA 17101.

Telephone (717) 232-7536

Estate Notices

DECEDENTS ESTATES

NOTICE IS HEREBY GIVEN that letters testamentary or of administration have been granted in the following estates. All persons indebted to the estate are required to make payment, and those having claims or demands to present the same without delay to the administrators or executors or their attorneys named below.

FIRST PUBLICATION

ESTATE OF ANN E. AVENT, late of Lower Paxton Township, Dauphin County, Pennsylvania (died July 26, 2009). Administrator: Larry Avent, 2212 Bradley Drive, Harrisburg, PA. Attorney: John Gerard Devlin, Esq., 214 Pine Street, Harrisburg, PA 17101. j21-f4

ESTATE OF MARION D. DAVIDSON, late of Derry Township, Dauphin County, Pennsylvania (died December 28, 2010). Executor: Jeffrey L. Davidson, 2005 Bobtail Circle, Henderson, NV 89012-2294. Attorney: Jean D. Seibert, Esq., Wion, Zulli & Seibert, 109 Locust Street, Harrisburg, PA 17101. j21-f4

ESTATE OF STEWART L. BEANE, late of Derry Township, Dauphin County, Pennsylvania. Executor: Gerald J. Brisner, 6 East Main Street, P.O. Box 323, Palmyra, PA 17078. Attorneys: Brinser, Wagner & Zimmerman. j21-f4

ESTATE OF JOHN A. STULTZ, late of East Hanover Township, Dauphin County, Pennsylvania (died December 19, 2010). Executor: J. Anthony Stultz. Attorney: Timothy R. Deckert, Esq., McNees Wallace & Nurick LLC, 100 Pine Street, P.O. Box 1166, Harrisburg, PA 17108-1166. Telephone (717) 232-8000. j21-f4

ESTATE OF MYRA BORNSTEIN, late of Derry Township, Dauphin County, Pennsylvania (died December 23, 2010). Co-Executrices: Joanne I. Ciardullo and Marsha I. Kaye. Attorney: George W. Porter, Esq., 909 East Chocolate Avenue, Hershey, PA 17033. j21-f4

ESTATE OF JOSEPHINE B. AIELLO, late of the Township of Lower Swatara, Dauphin County, Pennsylvania (died October 24, 2010). Executor: Casey L. Aiello, 1465 Rosedale Avenue, Middletown, PA 17057. Attorney: Peter G. Howland, Esq., Wix, Wenger & Weidner, 508 North Second Street, P.O. Box 845, Harrisburg, PA 17108-0845. j21-f4

ESTATE OF ALFRED WILLIAM KENNEDY d/b/a K&A AUTO SALES, late of Middletown, Dauphin County, Pennsylvania (died July 28, 2010). Executrix: Doris M. Stringer, 117 Sunrise Drive, Middletown, PA 17057. Attorney: Jayne A. Garver, Esq., 6723 Allentown Boulevard, Harrisburg, PA 17112. j21-f4

FIRST PUBLICATION

Estate Notices

ESTATE OF GENEVIEVE B. EMERICK, late of Highspire Borough, Dauphin County, Pennsylvania. Executrix: Lauren Emerick Welker. Attorney: Anthony J. Nestico, Esq., Nestico, Druby & Hildabrand, P.C., 840 East Chocolate Avenue, Hershey, PA 17033. j21-f4

ESTATE OF BEULAH M. BRESSLER, late of Williamstown Borough, Dauphin County, Pennsylvania. Executrix: Janice M. Erwin, 9833 Lawson Drive, Morrisville, PA 19067. Attorney: Gregory M. Kerwin, Esq., Kerwin & Kerwin, 4245 State Route 209, Elizabethville, PA 17023. j21-f4

ESTATE OF ELIZABETH I. SCHNEIDER, late of the City of Harrisburg, Dauphin County, Pennsylvania (died December 19, 2010). Personal Representative: Richard A. Schneider, 1042 Pecks Road, Middletown, PA 17057. Attorney: Scott M. Dinner, Esq., 3117 Chestnut Street, Camp Hill, PA 17011. j21-f4

SECOND PUBLICATION

ESTATE OF LEON D. RUDY a/k/a LEON DEAN RUDY, late of the City of Harrisburg, Dauphin County, Pennsylvania. Executrix: Joleen M. Teates, c/o Turo Robinson Attorneys at Law, 129 South Pitt Street, Carlisle, PA 17013. Attorney: James M. Robinson, Esq., 129 South Pitt Street, Carlisle, PA 17013. j14-j28

ESTATE OF ORA B. BLACKWELL a/k/a ORA BELL BLACKWELL, late of the Township of Susquehanna, Dauphin County, Pennsylvania. Co-Administrators: Ora L. Blackwell, 3640 Brookridge Terrace, Apt. 101, Harrisburg, PA 17109 and John L. Murry, 4941 Highland Street, Harrisburg, PA 17111. Attorney: Jeffrey R. Boswell, Esq., Boswell, Tintner & Piccola, 315 North Front Street, Harrisburg, PA 17101. j14-j28

ESTATE OF LOIS REITZ, late of Dauphin County, Pennsylvania. Executrix: Cindy Dreibelbis, 3600 Elmerton Avenue, Harrisburg, PA 17109. Attorney: Elliot A. Strokoff, Esq., Strokoff & Cowden, P.C., 132 State Street, Harrisburg, PA 17101. j14-j28

ESTATE OF LELA W. LOPES, late of Derry Township, Dauphin County, Pennsylvania (died November 25, 2010). Executor: Michael A. Kreiser, 483 Hershey Road, Hummelstown, PA 17036. Attorney: Francis A. Zulli, Esq., Wion, Zulli & Seibert, 109 Locust Street, Harrisburg, PA 17101. j14-j28

ESTATE OF ROBERT M. MESSERSMITH a/k/a ROBERT M. MESSERSMITH, SR., late of the Borough of Steelton, Dauphin County, Pennsylvania. Co-Executors: Eric M. Whatmore & Gloria D. McCready, c/o Kevin D. Dolan, Esq., Gingrich, Smith, Klingensmith & Dolan, P.O. Box 267, Elizabethtown, PA 17022. Attorney: Kevin D. Dolan, Esq., Gingrich, Smith, Klingensmith & Dolan, P.O. Box 267, Elizabethtown, PA 17022. j14-j28

ESTATE OF SUSAN JANE RYNDERS DEAN a/k/a SUSAN R. DEAN, late of Lower Swatara Township, Dauphin County, Pennsylvania (died October 20, 2010). Administratrix: Kelly Sue Brosig, 2253 Arbor Walk Circle, #526, Naples, FL 34109. Attorney: Robert P. Grubb, Esq., Keystone Elder Law, P.C., 555 Gettysburg Pike, Suite C-100, Mechanicsburg, PA 17055. j14-j28

ESTATE OF RUTH A. ATTICK, late of West Hanover Township, Dauphin County, Pennsylvania. Executrix: Marlene Jenkins, 7100 Jonestown Road, Harrisburg, PA 17112. Attorney: Theresa L. Shade Wix, Esq., Wix, Wenger & Weidner, 4705 Duke Street, Harrisburg, PA 17109-3041. j14-j28

Commonwealth v. McCreary

CONCLUSION

This Court's ruling in favor of Mr. Wagner was justified, free of error, and legally compelled by the record evidence adduced during such proceedings. Mr. Wagner provided convincing and un rebutted expert medical testimony to support his contention that he could not make a knowing or conscious refusal of chemical testing because of the undiagnosed medical condition he was suffering from at the time. This Court, upon finding Dr. Citron's testimony to be credible and undisputed, had no other recourse in the exercise of fairness and justice than to rule in favor of Mr. Wagner. Thus, this Court respectfully suggests that all of Respondent's claims on appeal lack merit and should be dismissed.

ISSUED AT HARRISBURG, this 3rd day of December, 2010.

—————O—————

Commonwealth v. McCreary**Crimes and Criminal Procedure — Speedy Trial — Dismissal and Re-filing of Charges — Due Diligence.**

Defendant was arrested on July 9, 2008 and charged with Aggravated Assault, but the charge was dismissed on August 25, 2008, after the Commonwealth failed to produce the victim at three scheduled preliminary hearings. The charge was subsequently re-filed on February 11, 2009. Defendant was then preliminarily arraigned on May 18, 2009, formally arraigned on October 1, 2009, and released on nominal bail on December 21, 2009. On February 26, 2010, the Court granted Defendant's Motion to Dismiss pursuant to Pa.R.Crim.P. 600, concluding that the Commonwealth had not exercised due diligence in bringing Defendant to trial. The Commonwealth filed notice of appeal on March 26, 2010.

1. Trial in a court case in which a written complaint is filed against the defendant . . . shall commence no later than 365 days from the date on which the complaint is filed. *Pa.R.Crim.P. 600(A)(3)*.

2. So long as there has been no misconduct on the part of the Commonwealth in an effort to evade the fundamental speedy trial rights of an accused, Rule 600 must be construed in a manner consistent with society's right to punish and deter crime. *Commonwealth v. Hunt*, 858 A.2d 1234, 1238 (Pa. Super. 2004).

3. Rule 600 has been construed by the Courts of this Commonwealth as preventing the Commonwealth from filing and withdrawing a set of charges and re-filing them later in

Commonwealth v. McCreary

order to circumvent the 365-day limitation period of the rule and, thereby, extend the time that a defendant could be brought to trial. *Commonwealth v. Meadius*, 582 Pa. 174, 180, 870 A.2d 802, 805 (2005).

4. In addition to the “evasion” prohibition..., Pa.R.Crim.P. 600(G) precludes the withdrawal and re-filing of charges where the Commonwealth failed to exercise “due diligence” in bringing charges against the defendant at the earliest possible time. Further, the lack of “due diligence” provides an *independent* basis for dismissal under Pa.R.Crim.P. 600(G), regardless of the lack of evasive intent on the part of the Commonwealth. *Commonwealth v. Surovcik*, 933 A.2d 651, 654-55 (Pa. Super. 2007). Thus, when the prosecution withdraws a criminal complaint and an identical complaint is refiled, the run date for Rule 600 purposes may commence from the date of the *original* complaint.

Pa.R.A.P. 1925(a) Opinion. C.P., Dau. Co., No. 2009-CR-3461

Nichole M. Smith, for the Commonwealth

Steven A. Mimm, for Defendant

EVANS, J., December 9, 2010. – On July 9, 2008, Defendant was charged with Aggravated Assault. The charge stemmed from a physical altercation that allegedly took place between Defendant and the victim, Rachel Hood, who was Defendant’s girlfriend at the time of the incident. It is suggested that the Defendant, the victim, and a third man stopped at the Cameron Street Café in Harrisburg to purchase beer. Kevin Cibulka, owner of the café, was outside taking down umbrellas in the café’s outdoor seating area when he watched Rachel Hood ride off on her bicycle. Seconds later, Mr. Cibulka saw Defendant strike the victim, knocking her from her bicycle. Defendant continued to hit Ms. Hood until Mr. Cibulka yanked Defendant away from her. The victim has no memory of the event. The validity of the aforementioned has no legal import to the assessment of the Rule 600 claims herein. “The interesting personality of the accused does not obscure the clearness of the evidence.”¹

Defendant was arrested in the early morning hours of July 9, 2008. He was then transported to Night Court for preliminary arraignment. He was assigned a preliminary hearing date of July 16, 2008, which was not held. Magisterial District Judge Solomon then set a preliminary hearing date of July 23, 2008. At some point District Judge Solomon’s office realized that the proper jurisdiction for the preliminary hearing was actually with Magisterial District Justice Marsha C. Stewart. Thus, on July 24, 2008, District Judge Solomon transferred the case to District Judge Stewart.

1. Doyle, Sir Arthur Conan, *The Complete Sherlock Holmes*. Garden City, New York: Doubleday & Company, Inc., 1988, “The Problem of Thor Bridge,” Holmes, p. 1056.

District Judge Stewart scheduled the preliminary hearing for August 11, 2008. On that date, the case was continued, as Officer Garrett Miller and victim Rachel Hood failed to appear.² The hearing was rescheduled for August 18, 2008, at which time the victim, Rachel Hood, failed to appear. District Judge Stewart allowed the Commonwealth one (1) week to produce the victim or the charges would be dismissed. Thus, the case was continued by request of the Commonwealth. On August 25, 2008, the Commonwealth did not produce the victim, Rachel Hood, and the charge of Aggravated Assault was dismissed against Defendant.

A letter authorizing the police to refile the charges was sent by the District Attorney's Office on September 15, 2008. On February 11, 2009, the criminal complaint against Defendant was re-filed before District Judge Stewart. This re-file was done two hundred eighteen (218) days after the original filing of the complaint and one hundred seventy-one (171) days after the dismissal of the same charges.

Defendant was preliminarily arraigned on May 18, 2009, and an automatic ten (10) day preliminary hearing date was generated for May 28, 2009. That date was then rescheduled by the District Judge's Office to June 15, 2009. During the June 15th hearing, the Commonwealth requested a continuance after Defendant was not transported from State Prison. The preliminary hearing was rescheduled for July 20, 2009. On that date, District Judge Stewart held the charge for court.

Defendant appeared for a formal arraignment on October 1, 2009 and a Miscellaneous Court date (non-jury date) was set for November 9, 2009. On November 9th, the case was called and listed for trial on December 14, 2009. On November 25, 2009, Defendant filed a Motion for Nominal Bail pursuant to Pa.R.Crim.P. 600 based solely on the re-file date of February 11, 2009. On December 21, 2009, Defendant was released on nominal bail based on a stipulated order granted by this Court. At that time, Defendant had over one hundred eighty (180) days of imprisonment based on the re-file date. On January 13, 2010, twenty-four (24) days after his release, Defendant filed a Motion to Dismiss pursuant to Pa.R.Crim.P. 600 based on the original file date July 7, 2008. On January 14, 2010, this Court indicated that the filing of this Motion to Dismiss would stop the tolling of time from January 13, 2010 until the motion was resolved. The case was continued until January 19, 2010 to permit the Commonwealth to prepare for a hearing on the motion.

2. At the Rule 600 hearing, Tilita Neely, a judicial assistant for Judge Stewart, gave testimony that the case was continued because the witnesses failed to appear; however, the Notice of Continuance Form was erroneously notated that it was requested by Defendant McCreary. This discrepancy will be discussed in more detail, *infra*.

Commonwealth v. McCreary

On February 26, 2010, this Court issued an order granting Defendant's Motion to Dismiss pursuant to Pa.R.Crim.P. 600. The Commonwealth filed a notice of appeal on March 26, 2010. The Commonwealth sets forth one issue in its Statement of Matters Complained of on Appeal:

The trial court erred in dismissing the aggravated assault case against McCreary pursuant to Pa.R.Crim.P. 600 where the Commonwealth acted with due diligence after filing the initial complaint and was ready for trial within 365 days of filing the second complaint.

Our appellate courts' standard of review in reviewing Rule 600 issues is whether the trial court abused its discretion. *Commonwealth v. Hunt*, 858 A.2d 1234, 1238 (Pa. Super. 2004). The Superior Court in *Hunt* elaborated as follows:

The proper scope of review ... is limited to the evidence on the record of the Rule 600 evidentiary hearing, and the findings of the trial court. An appellate court must view the facts in the light most favorable to the prevailing party.

Additionally, when considering the trial court's ruling, [the appellate court] is not permitted to ignore the dual purpose behind Rule 600. Rule 600 serves two equally important functions: (1) the protection of the accused's speedy trial rights, and (2) the protection of society. In determining whether an accused's right to a speedy trial has been violated, consideration must be given to society's right to effective prosecution of criminal cases, both to restrain those guilty of crime and to deter those contemplating it. However, the administrative mandate of Rule 600 was not designed to insulate the criminally accused from good faith prosecution delayed through no fault of the Commonwealth.

* * *

So long as there has been no misconduct on the part of the Commonwealth in an effort to

Commonwealth v. McCreary

evade the fundamental speedy trial rights of an accused, Rule 600 must be construed in a manner consistent with society's right to punish and deter crime.

Id. at 1238-39.

Rule 600 provides that “[t]rial in a court case in which a written complaint is filed against the defendant ... shall commence no later than 365 days from the date on which the complaint is filed.” Pa.R.Crim.P. 600(A)(3). This rule is designed to secure a defendant's right to a prompt trial as guaranteed by both the Pennsylvania Constitution and the United States Constitution. *See, Commonwealth v. Meadius*, 582 Pa. 174, _____, 870 A.2d 802, 803 n.1 (2005); PA. CONST. art. 1, §9; U.S. CONST. amend. VI.

“[Rule 600] has been construed by the Courts of this Commonwealth as preventing the Commonwealth from filing and withdrawing a set of charges and re-filing them later in order to circumvent the 365-day limitation period of the rule and, thereby, extend the time that a defendant could be brought to trial.” *Meadius, supra*, 582 Pa. at 180, 870 A.2d at 805; *Commonwealth v. Surovcik*, 933 A.2d 651, 654 (Pa. Super. 2007).

[P]rior to *Meadius*, this Court employed a two-pronged analysis to determine the proper date to calculate the 365-day period, whereby this Court would calculate the 365-day period from the second filing of charges if the following facts were present: (1) the first complaint was properly dismissed by a competent judicial or magisterial authority; and (2) the Commonwealth's actions precipitating dismissal were undertaken without any intent to evade the rule's mandate. If these facts were not present, the 365-day period was to be calculated using the date of the first filing of charges as the start date.

In addition to the “evasion” prohibition of Pa.R.Crim.P. 600 ..., the *Meadius* Court also recognized that Pa.R.Crim.P. 600(G) precludes the withdrawal and re-filing of charges where the Commonwealth failed to exercise “due diligence” in bringing charges against the defendant at the earliest possible time. Further, the lack of “due diligence” provides an *independent* basis for dismissal under Pa.R.Crim.P. 600(G), regardless of the lack of evasive intent on the part of the Commonwealth.

Surovicik, supra, 933 A.2d at 654-55 (citations omitted) (emphasis in original).

Essentially, our Supreme Court in *Meadius* extended the application of Rule 600 to a situation where the Commonwealth has withdrawn an original complaint and subsequently re-filed that complaint. While a Rule 600 due diligence analysis usually applies to the time period from when the Commonwealth files the active complaint, the rule has been construed to prevent the Commonwealth from filing and withdrawing charges and re-filing them later to avoid the 365 day limitation. *Meadius, supra*. Thus, when the prosecution withdraws a criminal complaint and an identical complaint is re-filed, the run date for Rule 600 purposes may commence from the date of the *original* complaint.

Defendant relies on *Meadius* in support of his assertion that the speedy trial calculations must run from the original file date of July 9, 2008. In *Meadius*, the Commonwealth charged the defendant with forgery and insurance fraud on January 16, 2001. A preliminary hearing was scheduled for February 8, 2001; however, such hearing was continued at the Commonwealth's request because the prosecuting attorney was slated to attend a continuing legal education course. The hearing was rescheduled for March 8, 2001, but had to be moved a second time because a Commonwealth witness failed to appear. The hearing was postponed until March 22, 2001; however, the prosecution was again not prepared to proceed due to the absence of two essential witnesses. Unwilling to grant another continuance, the district justice stated that he would dismiss the case if the prosecution did not withdraw the charges. The Commonwealth withdrew the complaint on that date. A new complaint was filed on March 27, 2001, charging the defendant with the same offenses. Eventually, the case was listed for trial on February 4, 2002, more than one year after the original complaint was filed.

Prior to trial, the defendant in *Meadius* filed a motion to dismiss pursuant to Rule 600. Following a hearing, the trial court found that the Commonwealth had not acted with due diligence in bringing the defendant to trial within 365 days of the filing of the *first* complaint. The Pennsylvania Supreme Court agreed with the trial court, finding that all delays were due to the Commonwealth's unexplained failure to make certain that its witnesses were present at the scheduled hearings and, thus, the filing date of the first complaint must be used in calculating the Rule 600 period.

In making such a conclusion, the Supreme Court explained that “while the prosecution did not act with evasive intent, ... the Commonwealth concedes that the delays in question were all caused when its prosecuting attorney or its witnesses were absent attending to personal reasons or for unexplained reasons.” *Meadius, supra*, 870 A.2d at 807.

Rule 600 ... does not speak explicitly to the manner in which serial filing cases should be handled. While this Court has determined that the Commonwealth may not obtain the benefit of the second date where the re-filing is intended to evade the rule’s limits, ... it has never faced the distinct question of whether the same result should obtain where the serial filing is brought about because the prosecution does not exercise due diligence. We believe that it should. The rule’s focus upon allowing the prosecution time extensions only where it has acted diligently and where the delays in question were caused by factors beyond its control supports an interpretation whereby it must forego the benefit of a second filing date when these conditions are not met. Indeed, a contrary result would undermine the rule’s own facial requirements directed to prosecutorial diligence, as well its objectives, which include advancing society’s interests in seeing those accused of crime prosecuted in a timely manner, as well as enduring the efficient management of criminal cases as a means of avoiding substantial backlogs.

Since the trial court specifically found that the Commonwealth failed to proceed with due diligence, and that such failure was the cause of its inability to bring Appellant to trial within the applicable time period, and because there is nothing in the record to indicate that this finding was erroneous, we are unable to conclude that the trial court abused its discretion in granting Appellant’s Rule 600(G) motion to dismiss.

Id. at 808 (citations and footnotes omitted).

This Court agrees with Defendant’s position that *Meadius* is controlling in the disposition of the instant case. Defendant points out that the present case was first continued because the affiant officer, Garrett Miller, and the victim, Rachel Hood, failed to appear at the preliminary

Commonwealth v. McCreary

hearing on August 11, 2008. While there is some discrepancy as to who was actually accountable in requesting the continuance, this Court finds that it is the Commonwealth that must take responsibility for the August 11th hearing being continued. At the Rule 600 hearing, Tilita Neely, the criminal clerk for District Justice Stewart, testified for the Commonwealth that the standard continuance notice (Commonwealth's Exhibit 3) for the August 11th hearing noted that the continuance was requested by "Thomas, McCreary," as his name was printed at the bottom of the continuance document. Notes of Testimony, Hearing on Rule 600, January 19, 2010 at p. 26. However, Ms. Neely also indicated in her testimony that at the August 11th hearing the affiant officer and victim failed to appear. N.T., 1-19-10, p. 29. It defies logic that the *defense* would request a continuance based upon the Commonwealth's witnesses failing to appear.³ It is implausible to envision a situation in which the *defense* would voluntarily afford the Commonwealth an opportunity to present witnesses on a future date. The Commonwealth strains to have the Court find that the defense requested the August 11th continuance. "Still, it is an error to argue in front of your data. You find yourself insensibly twisting them round to fit your theories."⁴

On August 18, 2009, the case was continued a second time because, as attested by Ms. Neely, the victim, Rachel Hood, failed to appear, as did the officer. N.T., 1-19-10, p. 30. Furthermore, the continuance document indicated: that the victim did not show, that it would be the last continuance, and that the case was continued "on the Commonwealth." N.T., 1-19-10, p. 34. District Justice Stewart gave the Commonwealth one week to come forth with its witnesses. N.T., 1-19-10, p. 34.⁵

On August 25, 2008, the third-scheduled preliminary hearing, the Commonwealth again failed to produce the victim, resulting in a dismissal of charges. The pattern here is patently obvious.

3. The assistant public defender present at the Rule 600 hearing, attorney Steven Mimm, was not the public defender present at the scheduled August 11, 2008 hearing. Attorney Brad Winnick was present for Defendant McCreary on August 11th.

4. Doyle, Sir Arthur Conan, *The Complete Sherlock Holmes*. Garden City, New York: Doubleday & Company, Inc., 1988, "The Adventure of Wisteria Lodge," Holmes, p. 876.

5. On August 18, 2008, the case was continued "on the Commonwealth," as reflected in the record. According to Ms. Neely, there was also a notation that referred to Larry Bartel, a public defender, "requesting last continuance one more week." N.T., 1-19-10, p. 34. In response, this Court made the following conclusion/clarification on the record: "That's not Bartel requesting the continuance. That's Bartel demanding dismissal; that's the DJ saying no; and then Bartel pressing to do it right away and it be the last continuance and it will be dismissed. That's the way I find the facts to be. I find that to be on the Commonwealth." N.T., 1-19-10, pp. 34-35.

Here, as in *Meadius*, the delays in question were attributable to the Commonwealth, with such delays resulting in a dismissal when the Commonwealth failed to produce the victim and/or other witnesses for the preliminary hearing. As such, in light of the re-file, the run date for purposes of Rule 600 are calculated from the filing date of the *first* complaint, which was July 9, 2008. More than three-hundred-sixty-five (365) days elapsed from that date until the case was called in court and listed for trial. In sum, this Court concludes that Defendant's rights under Pa.R.Crim.P. 600(G) were violated because more than three-hundred-sixty-five (365) days elapsed after the filing of the original complaint and the Commonwealth did not exercise due diligence. *Meadius, supra*.

It is noteworthy that the factual scenario and due diligence analysis in *Meadius* were confined to the time period *prior* to the filing of the second complaint; in other words, our Supreme Court's examination centered only on the Commonwealth's actions before the withdrawal of the first complaint. Presumably the Court had no reason to scrutinize the time period between the withdrawal of the first complaint and re-filing of the second complaint, as there was a swift turn-around (less than one week) in the re-filing.

In this case, however, not only did the Commonwealth fail to exercise due diligence in the time period leading up to the dismissal of the *first* complaint, but an unwarranted amount of time elapsed between the dismissal and the re-filing of the criminal complaint. Specifically, on August 25, 2008, the charge of Aggravated Assault was dismissed against Defendant, and it was not until February 11, 2009 that the same charges were re-filed. The re-file was executed one-hundred-seventy-one (171) days after the dismissal of the same charges (and two-hundred-eighteen (218) days after the original file date). When Ms. Neely was asked by defense counsel about the time period for the re-file of a complaint, she acknowledged that it was "[t]ypically right away. Once we get the letter, we usually wait, it will be ... a week or two." N.T., 1-19-10, p. 34.

All evidence showed that the whereabouts of the Defendant were known. The unexplainable and grossly apathetic inaction by not only the affiant officer but more so the District Attorney's office is appalling. The inattentiveness bore out a clear malfeasance in duty. How the matter lingered without oversight or inquiry showed an unconscionable disinterest in the prosecution of this matter. This Court cannot ignore such inaction as anything less than violative of due process.

Thus, it is entirely reasonable to conclude that the Commonwealth's additional and unexplained one-hundred-seventy-one (171) day postponement in filing a second complaint makes an even stronger argument for a Rule 600 dismissal. It is sufficient that the instant set of facts parallel the *Meadius* scenario with regard to the lack of due diligence leading up to the first complaint's dismissal, but here we have the added prosecutorial irresponsibility of a bold and unexplainable delay in re-filing, which cannot be disregarded by this Court.

Given the evidence on the record of the Rule 600 hearing, this Court's conclusions, and viewing the facts most favorably to the prevailing party, it is respectfully submitted that there was no abuse of discretion in this Court's decision to dismiss the aggravated assault case against Defendant pursuant to Pa.R.Crim.P. 600.

SECOND PUBLICATION

Estate Notices

ESTATE OF ROBERT C. WIEST, late of the Borough of Gratz, Dauphin County, Pennsylvania (died November 16, 2010). Executor: Roy L. Wiest, 287 State Drive, Elizabethtown, PA 17023. Attorney: Terrence J. Kerwin, Esq., Kerwin & Kerwin, 4245 State Route 209, Elizabethtown, PA 17023. j14-j28

ESTATE OF BRIAN C. KUHNERT, late of Swatara Township, Dauphin County, Pennsylvania (died December 29, 2010). Administratrix: Cheryl A. Smith, 1424 Ford Avenue, Harrisburg, PA 17109. Attorney: Dennis J. Shatto, Esq., Cleckner and Fearen, 119 Locust Street, P.O. Box 11847, Harrisburg, PA 17108-1847. j14-j28

ESTATE OF CHARLES O. BARTO, JR., late of Lower Paxton Township, Dauphin County, Pennsylvania. Executor: Thomas A. Tritte, 6512 Windmere Road, Harrisburg, PA 17111. Attorney: Anna Marie Sosson, Esq., Skarlatos & Zonarich, LLP, 17 South Second Street, 6th Floor, Harrisburg, PA 17101. j14-j28

ESTATE OF TENLEY A. WITMER, late of Harrisburg, Dauphin County, Pennsylvania (died May 31, 2010). Personal Representative: Wendy W. Dorer, 1206 Summit Way, Mechanicsburg, PA 17050. j14-j28

ESTATE OF ERNEST F. RENK a/k/a ERNEST F. RENK, JR., late of Lower Paxton Township, Dauphin County, Pennsylvania. Executor: Mr. Frederick J. Renk, 3728 Sparrow Pond Lane, Raleigh, NC 27606. Attorney: Jeffrey R. Boswell, Esq., Boswell, Tintner & Piccola, 315 North Front Street, Harrisburg, PA 17101. j14-j28

ESTATE OF MARY ANN BECKLEY, late of Susquehanna Township, Dauphin County, Pennsylvania. Executrix: Margaret Avis Pattishall. Attorney: Michael L. Bangs, Esq., 429 South 18th Street, Camp Hill, PA 17011. j14-j28

ESTATE OF PAUL D. MALCHENSON, late of Lower Paxton Township, Dauphin County, Pennsylvania (died January 29, 2009). Executor: Douglas J. Malchenson, 4501 Terrace Place, Harrisburg, PA 17110-2846. Attorney: Ann Marie Rotz, Esq., Meyers, Young & Grove, P.A., P.O. Box 1267, Hagerstown, MD 21741-1267. j14-j28

THIRD PUBLICATION

ESTATE OF SHIRLEY M. LUTZ, late of Hershey, Dauphin County, Pennsylvania. Co-Executors: J. Michael Lutz, 236 East Grant Street, Lancaster, PA 17062 and Beth Schock, 1370 L.A. Carr Lane, Dauphin, PA 17018. j7-j21

ESTATE OF STELLA D. BOWMAN, late of Millersburg, Dauphin County, Pennsylvania (died November 9, 2010). Executor: Harold E. Dressler, Jr., 555 Race Street, Millersburg, PA 17061. j7-j21

ESTATE OF KENNETH C. LINT, late of Susquehanna Township, Dauphin County, Pennsylvania. Executor: R. Scott Cramer, P.O. Box 159, Duncannon, PA 17020. j7-j21

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that a business corporation known as **TCS Management Services, Inc.** has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988.

ANDREW M. PAXTON, Esq.
CGA Law Firm
135 North George Street
York, PA 17401

j21

NOTICE IS HEREBY GIVEN that the Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, which were approved the 27th day of December, 2010, for the purposes of obtaining a Certificate of Incorporation of a proposed business corporation to be organized under the Business Corporation Law of the Commonwealth of Pennsylvania Act of December 1988.

The name of the Corporation is **CoyneX, Inc.**

The purpose for which the corporation is organized is to engage in any activity for which corporations may be organized under the Business Corporation Law of the Commonwealth.

LESLIE D. JACOBSON, Esq.
8150 Derry Street
Harrisburg, PA 17111
Phone: (717) 909-5858
Fax: (717) 909-7788

j21

NOTICE IS HEREBY GIVEN that a Certificate of Authority for a Foreign Business Corporation was filed in the Department of State of the Commonwealth of Pennsylvania for **HTC America Inc.** The address of its principal office under the laws of its jurisdiction is 13920 SE Eastgate W, Suite 400, Bellevue, WA 98005. The Commercial Registered Office Provider is National Registered Agents Inc. in the County of Dauphin. The Corporation is filed in compliance with the requirements of the applicable provision of 15 Pa. C.S. 4124(b).

j21

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about December 27, 2010, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **Twilight Services, Inc.**, c/o AAAgent Services, LLC.

This corporation is incorporated under the laws of the State of Texas.

The address of its principal office under the laws of its jurisdiction in which it is incorporated is 5401 Old Granbury Road, Granbury, TX 76049.

The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended.

j21

NOTICE IS HEREBY GIVEN that **EOS OF NORTH AMERICA, INC.**, a foreign business corporation incorporated under the laws of the State of Oregon, where its principal office is located at 391 NW 179th Avenue, Aloha, Oregon 97006, has applied for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o National Registered Agents, Inc., Dauphin County, Pennsylvania.

j21

NOTICE IS HEREBY GIVEN of the filing of Articles of Incorporation in the Department of State of the Commonwealth of Pennsylvania. The name of the corporation is: **MY JEWELRY DOCTOR, INC.** The Corporation has been incorporated under the provisions of the Business Corporation Law of 1988, 15 Pa. C.S.A. Section 1101, et seq., as amended and supplemented.

CHRISTOPHER E. RICE, Esq.
Martson Law Offices
Ten East High Street
Carlisle, PA 17013
(717) 243-3341

j21

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania on January 7, 2011 with respect to a proposed non-profit corporation, **Penn Ridge Kennel Club Charitable Foundation, Inc.**, which has been incorporated under the Nonprofit Corporation Law of 1988. A brief summary of the purpose or purposes for which said corporation is organized is: to support and contribute to 501(c)(3) organizations which specifically related to canine protection and health, and support educational programs and events for the benefit of canine owners.

MARVIN BESHORE, Esq.
Law Offices of Marvin Beshore
130 State Street, P.O. Box 946
Harrisburg, PA 17108-0946

j21

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on January 6, 2011, by **The PromptCare Companies, Inc.**, a foreign corporation formed under the laws of the State of New Jersey, where its principal office is located at 51 Terminal Avenue, Suite A, Clark, NJ 07066, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j21

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed in the Department of State of the Commonwealth of Pennsylvania for **SJK BUSINESS GROUP, INC.** under the provisions of the Pennsylvania Business Corporation Law of 1988, as amended. j21

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on January 6, 2011, by **MBS DEV, INC.**, a foreign corporation formed under the laws of the State of Colorado, where its principal office is located at One Parkway North Boulevard, Suite 100, Deerfield, IL 60015, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j21

NOTICE IS HEREBY GIVEN that a Certificate of Organization for a Domestic Limited Liability Company has been filed, December 2, 2010, with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, pursuant to the provisions of the Limited Liability Company Law of the Commonwealth of Pennsylvania, Act of December 7, 1994 (P.L. 703 No. 106) for the following company: **JDBJJ, LLC**, 114 Kelso Street, Harrisburg, Pennsylvania 17111. This company will operate under the fictitious name of "James Dorson Brazilian Jiu Jitsu". j21

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on January 5, 2011, by **PSI Metals North America Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 2711 Centerville Road, Suite 400, Wilmington, DE 19808, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j21

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that **Ring Power Corporation**, a foreign business corporation incorporated under the laws of the State of Florida, where its principal office is located at 500 World Commerce Parkway, St. Augustine, FL 32092, has applied for a Certificate of Authority in Pennsylvania, where its registered office is located at 600 North Second Street, Harrisburg, PA 17101.

The registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. j21

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 4129 of the Business Corporation Law of 1988, **The Health Television System Inc.**, a corporation of the State of Delaware, with principal office located at 62 Westmount Avenue, Toronto, Ontario, Canada, and having a Commercial Registered Office Provider and county of venue as follows: CT Corporation System, Dauphin County, which on February 28, 2003, was granted a Certificate of Authority, to transact business in the Commonwealth, intends to file an Application for Termination of Authority with the Department of State. j21

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on January 6, 2011, by **Atlas Energy Resource Services, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at c/o Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, DE 19808, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j21

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **CROSSFIT T1, INC.**, a corporation organized under the Pennsylvania Business Corporation Law of 1988. j21

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for **Total Gas & Power USA Biotech, Inc.** The address of its principal office under the laws of its jurisdiction is 160 Greentree Drive, Suite 101, Dover, DE 19904. The Commercial Registered Agent is listed as National Registered Agents, Inc. in Dauphin County.

The Corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa. C.S. 4124(b). j21

NOTICE IS HEREBY GIVEN that **ANDERSON GROUP OF PA INC.** has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988.

EUGENE STEGER & ASSOCS., PC
411 Old Baltimore Pike
Suite 101
Chadds Ford, PA 19317

j21

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on December 30, 2010, by **BRINES REFRIGERATION HEATING & COOLING, INC.**, a foreign corporation formed under the laws of the State of Michigan, where its principal office is located at 26400 Southfield, Lathrup Villa, MI 48076, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o CT Corporation System, Dauphin County, Pennsylvania. j21

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg PA, on December 15, 2010, for the purpose of obtaining a Certificate of Incorporation of a business corporation organized under the Nonprofit Corporation Law of 1988 of the Commonwealth of PA, Act of December 21, 1988, P.L. 1444, No. 177.

The name of the corporation is **RACE 2A CURE, INCORPORATED**. The address of its initial registered office is 243 Lincoln Street, Hummelstown, Pennsylvania.

The purpose for which the corporation has been organized is: for the collection of charitable donations from the Motorsports Breast Cancer Awareness program.

DAVID J. LENOX, Esq., Solicitor
The Wiley Group, P.C.
130 W. Church Street, Suite 101
Dillsburg, PA 17019

j21

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on January 3, 2011, by **MHBT Inc.**, a foreign corporation formed under the laws of the State of Texas, where its principal office is located at 8144 Walnut Hill Lane, Suite 1600, Dallas, TX 75231, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o CT Corporation System, Dauphin County, Pennsylvania.

j21

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed in the Department of State of the Commonwealth of Pennsylvania for **J. Wood Construction Inc.** under the provisions of the Pennsylvania Business Corporation Law of 1988, as amended.

j21

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on January 3, 2011, by **BEF Management, Inc.**, a foreign corporation formed under the laws of the State of Ohio, where its principal office is located at 3776 South High Street, Columbus, OH 43207, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o CT Corporation System, Dauphin County, Pennsylvania.

j21

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on December 16, 2010, by **Dari-Farms Ice Cream Co., Inc.**, a foreign corporation formed under the laws of the State of Connecticut, where its principal office is located at One Dari Farms Way, Tolland, CT 06084, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania is located at c/o CT Corporation System, Dauphin County, Pennsylvania.

j21

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **DOTS AND COMS, INC.**, a corporation organized under the Pennsylvania Business Corporation Law of 1988.

j21

NOTICE IS HEREBY GIVEN that **AEROS USA, INC.** has been incorporated under the provisions of the Business Corporation Law of 1988.

BUTLER LAW FIRM
500 North Third Street
P.O. Box 1004
Harrisburg, PA 17108-1004

j21

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **BEDA CONSULTING, INC.**, a corporation organized under the Pennsylvania Business Corporation Law of 1988. j21

FIRST PUBLICATION

Miscellaneous Notices

**IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA**

No. 2010-CV-9697-MF

NOTICE OF SHERIFF'S SALE

CITIMORTGAGE, INC., Plaintiff

vs.

**CLINT C. KAUFFMAN and
ELLEN KAUFFMAN, Defendants**

NOTICE

**TO: CLINT C. KAUFFMAN and
ELLEN KAUFFMAN**

**NOTICE OF SHERIFF'S SALE
OF REAL PROPERTY**

BEING PREMISES: 217 PEARL STREET,
MILLERSBURG, PA 17061-1562.

BEING in UPPER PAXTON Township,
County of DAUPHIN Commonwealth of
Pennsylvania.

PARCEL Number 1: 65-030-039-000-0000.
IMPROVEMENTS consist of residential
property.

SOLD as the property of CLINT C. KAUFF-
MAN & ELLEN KAUFFMAN.

YOU ARE HEREBY NOTIFIED that your
house (real estate) at 217 PEARL STREET,
MILLERSBURG, PA 17061-1562 is scheduled
to be sold at the Sheriff's Sale on APRIL 14,
2011 at 10:00 A.M., at the DAUPHIN County
Courthouse to enforce the Court Judgment of
\$73,881.06 obtained by, CITIMORTGAGE,
INC. (the mortgagee), against the above prem-
ises.

PHELAN HALLINAN
& SCHMIEG, LLP
j21

**IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA**

CIVIL ACTION – LAW

No. 2009-CV-11557-CV

**PENNSYLVANIA STATE
EMPLOYEES CREDIT UNION,
Plaintiff**

vs.

**LAWRENCE F. PELLEGRINI, JR.,
Defendant**

IMPORTANT NOTICE

TO: Lawrence F. Pellegrini, Jr.

YOU ARE IN DEFAULT BECAUSE YOU
HAVE FAILED TO ENTER A WRITTEN
APPEARANCE PERSONALLY OR BY
ATTORNEY AND FILE IN WRITING WITH
THE COURT YOUR DEFENSES OR OBJEC-
TIONS TO THE CLAIMS SET FORTH
AGAINST YOU. UNLESS YOU ACT WITHIN
TEN (10) DAYS FROM THE DATE OF THIS
NOTICE, A JUDGMENT MAY BE ENTERED
AGAINST YOU WITHOUT A HEARING AND
YOU MAY LOSE YOUR PROPERTY OR
OTHER IMPORTANT RIGHTS.

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

FIRST PUBLICATION

Miscellaneous Notices

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.

DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 North Front Street
Harrisburg, PA 17101
(717) 232-7536

SHAWN M. LONG, Esq.
Barley Snyder LLC
126 East King Street
Lancaster, PA 17602-2893
(717) 299-5201

j21

**NOTICE OF
ADMINISTRATIVE SUSPENSION**

NOTICE IS HEREBY GIVEN that **Thomas Scott Pedersen** of **Dauphin County** has been **Administratively Suspended** by Order of the Supreme Court of Pennsylvania dated December 10, 2010, pursuant to Rule 111(b), Pa.R.C.L.E., which requires that every active lawyer shall annually complete, during the compliance period for which he or she is assigned, the continuing legal education required by the Continuing Legal Education Board. The Order became effective January 9, 2011 for Compliance Group 1.

SUZANNE E. PRICE
Attorney Registrar
The Disciplinary Board of the
Supreme Court of Pennsylvania

j21

**IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA**

No. 2009-CV-6617-MF

NOTICE OF SHERIFF'S SALE

**U.S. BANK NATIONAL ASSOCIATION
AS TRUSTEE FOR RAMP 2005EFC2,
Plaintiff**

vs.

**RUTH E. JULY a/k/a RUTH E. JULY,
Defendant**

NOTICE

**TO: RUTH E. JULY a/k/a
RUTH E. JULY**

**NOTICE OF SHERIFF'S SALE
OF REAL PROPERTY**

BEING PREMISES: 1624 GREEN STREET,
HARRISBURG, PA 17102-2416.

BEING in HARRISBURG, County of
DAUPHIN, Commonwealth of Pennsylvania.

PARCEL Number: 1200800500000000.

IMPROVEMENTS consist of residential
property.

SOLD as the property of RUTH E. JULY a/k/a
RUTH E. JULY.

YOU ARE HEREBY NOTIFIED that your
house (real estate) at 1624 GREEN STREET,
HARRISBURG, PA 17102-2416 is scheduled to
be sold at the Sheriff's Sale on APRIL 14, 2011 at
10:00 A.M., at the DAUPHIN County
Courthouse to enforce the Court Judgment of
\$120,018.36 obtained, by, U.S. BANK NA-
TIONAL ASSOCIATION AS TRUSTEE FOR
RAMP 2005EFC2 (the mortgagee), against the
above premises.

PHELAN HALLINAN
& SCHMIEG, LLP

j21

FIRST PUBLICATION

Miscellaneous Notices

**IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA**

No. 2010-CV-14949 NC

**PETITION FOR
CHANGE OF NAME**

NOTICE

NOTICE IS HEREBY GIVEN that on December 28, 2010, the Petition of **Evelyn Marie Henderson**, was filed in the above named court, requesting a decree to change her name from **Evelyn Marie Henderson** to **Evelyn Zigerelli Henderson**.

The Court has fixed February 14, 2011 in Courtroom No. 9, at 9:00 a.m., Dauphin County Courthouse, Front and Market Streets, Harrisburg, PA as the time and place for the hearing on said Petition, when and where all persons interested may appear and show cause if any they have, why the prayer of the said Petition should not be granted.

DARRIN C. DINELLO, Esq.
5405 Jonestown Road, Suite 101
Harrisburg, PA 17112

j21

**IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA**

CIVIL ACTION – LAW

CIVIL DIVISION

No. 2009-CV-00332-MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

WELLS FARGO BANK, NA, Plaintiff

vs.

**STEPHEN L. BRICE and
LACHELLE T. BRICE, Defendants**

NOTICE

**TO: Stephen L. Brice and
Lachelle T. Brice**

YOU ARE HEREBY NOTIFIED that on January 12, 2009, Plaintiff, Wells Fargo Bank, NA, filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of Dauphin County Pennsylvania, docketed to No. 2009-CV-00332-MF. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 1208 Georgetown Road, Middletown, PA 17057 whereupon your property would be sold by the Sheriff of Dauphin County.

YOU ARE HEREBY NOTIFIED to plead to the above referenced Complaint on or before twenty (20) days from the date of this publication or a Judgment will be entered against you.

NOTICE

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.

DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 North Front Street
Harrisburg, PA 17101
(717) 232-7536

j21

FIRST PUBLICATION

Miscellaneous Notices

**IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA**

CIVIL ACTION – LAW

No. 2010-CV-14461-MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**M&T BANK s/b/m KEYSTONE
NATIONAL BANK t/a and d/b/a
KEYSTONE FINANCIAL MORTGAGE,
Plaintiff**

vs.

**XAMAYTA ACEVEDO and
MIGUEL A. CENTENO, MORTGAGORS
AND REAL OWNERS, Defendants**

**TO: Miguel A. Centeno, Mortgagor and
Real Owner, Defendant,
whose last known address is
2013 Kensington Street
Harrisburg, PA 17104**

**THIS FIRM IS A DEBT COLLECTOR AND
WE ARE ATTEMPTING TO COLLECT
A DEBT OWED TO OUR CLIENT.
ANY INFORMATION OBTAINED
FROM YOU WILL BE USED
FOR THE PURPOSE OF
COLLECTING THE DEBT.**

**COMPLAINT IN
MORTGAGE FORECLOSURE**

YOU ARE HEREBY NOTIFIED that Plaintiff, M&T Bank s/b/m Keystone National Bank t/a and d/b/a Keystone Financial Mortgage, has filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of Dauphin County, Pennsylvania, docketed to No. 2010-CV-14461-MF, wherein Plaintiff seeks to foreclose on the

mortgage secured on your property located, 2013 Kensington Street, Harrisburg, PA 17104, where-upon your property would be sold by the Sheriff of Dauphin County.

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the notice above, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or 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 THE 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.

**CENTRAL PENNSYLVANIA
LEGAL SERVICES
213-A North Front Street
Harrisburg, PA 17101
(717) 232-0581**

**DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 North Front Street
Harrisburg, PA 17101
(717) 232-7536**

**MICHAEL T. MCKEEVER, Esq.
Goldbeck, McCafferty & McKeever, P.C.
Suite 5000, Mellon Independence Center
701 Market Street
Philadelphia, PA 19106-1532
(215) 627-1322**

SECOND PUBLICATION

Miscellaneous Notices

NOTICE OF AUDIT

TO LEGATEES, NEXT OF KIN,
CREDITORS AND ALL
OTHER PERSONS CONCERNED

NOTICE IS HEREBY GIVEN that the following accounts have been filed by the respective accountants in the Office of the Register of Wills or with the Clerk of the Orphans' Court Division of the Common Pleas of Dauphin County, as the case may be, and that the same shall be duly presented to the said Orphans' Court Division at the Office of the Court Administrator for Audit, Confirmation and Distribution of the said ascertained balances to and among those legally entitled there to *on Tuesday, February 22, 2011*. Pursuant to Dauphin County Orphans' Court Rule 6.10.1, objections to an account must be filed in writing with the Register or Clerk *no later than the close of business on Tuesday, February 15, 2011*.

1. MIDDLETOWN CEMETERY ASSOCIATION, First and Partial Account of The Middletown Cemetery Association, Qualified Trustee Acting Pursuant to the Provisions of 9 Pa. C.S.A. §101, et seq. For the Period January 1, 1994 to December 31, 2009.
2. KOHL, AUDRA C., Deceased, First and Final Combined Account of Laura Ann Kohl Becker, Executrix and Successor Trustee.

Dated: January 7, 2011

/s/ SANDRA C. SNYDER
Register of Wills and

j14-j21 Clerk of the Orphans' Court Division

ATTORNEY DISCIPLINARY/ETHICS MATTERS

Representation, consultation and expert testimony in disciplinary matters and matters involving ethical issues, bar admissions and the Rules of Professional Conduct

James C. Schwartzman, Esq.

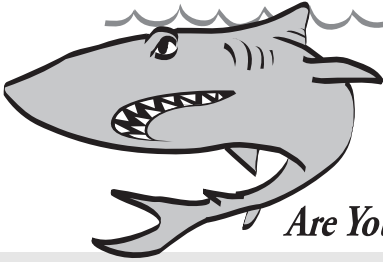
Former Chairman, Disciplinary Board of the Supreme Court of Pennsylvania
Former Federal Prosecutor • Pennsylvania Interest on Lawyers Trust Account Board
Former Chairman, Continuing Legal Education Board of the Supreme Court of Pennsylvania

Dana Pirone Carosella, Esq.

Representing attorneys in disciplinary/ethics matters for 15 years • Author/Speaker on ethics matters

17 North Second Street, 16th Floor • Harrisburg, PA 17101
(717) 255-7388

Tri-State Shredding



**“Your
Document
Shredding
Specialist”**

Are You HIPAA Compliant??

**On-Site and Off-Site
Document Shredding**

Bonded Personnel with 10 years experience
*“DON'T THROW YOUR BUSINESS OUT
WITH YOUR TRASH”*

CALL 717-233-5606 TODAY
www.tristateshredding.com

Alcohol or Other Drugs
a Problem?

Help is Only
a Phone Call Away

LAWYERS
CONFIDENTIAL
HELP-LINE
1-888-999-1941

24 Hours Confidential

A Service Provided by

Lawyers Concerned for Lawyers of Pennsylvania, Inc.

KURZENKNABE PRESS

*Printing The Dauphin County Reporter every
week for nearly 100 years*

Graphic Design • Electronic Pre-Press • Invitations

Announcements • Legal Briefs • Legal Backers

Newsletters • Business Cards • Business Forms

Envelopes • Multi Color Printing • Flyers

Questionnaires • Posters

Tickets • Photo Copies

Labels • Brochures

Bindery



**1424 HERR STREET
HARRISBURG, PA 17103**

TOLL FREE 1-888-883-2598

PHONE 232-0541 • FAX 232-7458

EMAIL: KURZENKNABEPRESS@COMCAST.NET

Quality Printing Since 1893



CUMULATIVE TABLE OF CASES

Adams, Commonwealth v.	296
Atlantic Credit & Finance Inc. v. Wylie	163
 Cameron Real Estate, LP, et al., Pennsy Supply, Inc. v.	99
Carroll, Commonwealth v.	102
Centric Bank, Schmitt v.	1
Commonwealth v. Adams	296
Commonwealth v. Carroll	102
Commonwealth v. Fernsler	64
Commonwealth v. Hosby	32
Commonwealth v. Jones	194
Commonwealth v. McCreary	314
Commonwealth v. Montelione	10
Commonwealth v. Perretta-Rosepink Commonwealth v. Veon	262
Commonwealth v. Wingus	82
Commonwealth v. Veon Commonwealth v. Perretta-Rosepink	262
Commonwealth (PennDOT), Wagner v.	300
Consoli v. Elias	281
Cox, Wilson, et al. v.	57
 Daniels, et al., v. Norfolk Southern Corporation, et al., Walleth's Flooring Services, Inc. v.	94
DeHart, Fletcher v.	134
Dock v. Harrisburg Hospital, et al.	106
 East Hanover Township Board of Supervisors v. RVG Land, LLC, Mundy, et al. v.	116
Elias, Consoli v.	281
Estrada v. Olt, et al.	42

Cumulative Table of Cases

Estright v. Harrisburg Hospital, et al.	153
Fenstermacher, Mihelich v.	158
Fernsler, Commonwealth v.	64
Fletcher v. DeHart	134
Harrisburg Hospital, et al., Dock v.	106
Harrisburg Hospital, et al., Estright v.	153
Hartman, et al. v. Hershey Medical Center, et al.	243
Herd Chiropractic v. State Farm	180
Hershey Medical Center, et al., Hartman, et al. v.	243
Hershey Medical Center, et al., Lopresti v.	48
Hosby, Commonwealth v.	32
In re: Appeal of City of Harrisburg	200
In re: Condemnation of Sheesley Estate	223
In re: Estate of Benjamin F. Herr	171
Investigative Consultant Services, Inc., et al., Tagouma v.	121
Jones, Commonwealth v.	194
Kelly v. Kelly	110
Kelly, Kelly v.	110
Kelly Systems, Inc. v. Koda	21
Keystone Service Systems, Inc., Pennswood Apartments L.P. v.	27
Koda, Kelly Systems, Inc. v.	21
Lopresti v. Hershey Medical Center, et al.	48
McAfee v. Quantum Imaging and Therapeutic Associates, Inc.	70

Cumulative Table of Cases

McCreary, Commonwealth v.	314
McGarrie v. Short	90
McNany, Walter v.	147
Mihelich v. Fenstermacher	158
Montelione, Commonwealth v.	10
Mundy, et al. v. East Hanover Township Board of Supervisors v. RVG Land, LLC	116
Norfolk Southern Corporation, et al. v. Wallett's Flooring Services, Inc. v. Daniels, et al.	94
Olt, et al., Estrada v.	42
Papadopoulos v. Schmidt, Ronca & Kramer, P.C.	205
Pennswood Apartments L.P. v. Keystone Service Systems, Inc.	27
Pennsy Supply, Inc. v. Cameron Real Estate, LP, et al.	99
Perretta-Rosepink, Commonwealth v. Commonwealth v. Veon	262
Peters v. Zoning Hearing Board of Londonderry Township	166
Quantum Imaging and Therapeutic Associates, Inc., McAfee v.	70
RVG Land, LLC, Mundy, et al. v. East Hanover Township Board of Supervisors v.	116
Schmitt v. Centric Bank	1
Schmidt, Ronca & Kramer, P.C., Papadopoulos v.	205
Short, McGarrie v.	90
State Farm, Herd Chiropractic v.	180
State Farm, Tomasetti v.	186
Tagouma v. Investigative Consultant Services, Inc., et al.	121

Cumulative Table of Cases

Tomasetti v. State Farm	186
Veon, Commonwealth v. Commonwealth v. Perretta-Rosepink	262
Wagner v. Commonwealth (PennDOT)	300
Walleth's Flooring Services, Inc. v. Daniels, et al., v. Norfolk Southern Corporation, et al.	94
Walter v. McNany	147
Warner, Wege v.	219
Wege v. Warner	219
Wilson, et al. v. Cox	57
Wingus, Commonwealth v.	82
Wylie, Atlantic Credit & Finance Inc. v.	163
Zoning Hearing Board of Londonderry Township, Peters v.	166

**Solutions
for Real Estate
Challenges**

- Office
- Industrial
- Retail
- Land

**Central PA's #1 ranked
commercial real estate firm**

Ranked by transaction volume
CPBJ February 2008/2009

NAI CIR

Commercial Real Estate Services, Worldwide.

www.naicir.com
717 761 5070

TRIAL AHEAD?

CONSIDER AN ALTERNATE ROUTE:

Dauphin County Bar Association
Civil Dispute Resolution Program

**CALL
(717) 232-7536
FOR DETAILS**

BAR ASSOCIATION PAGE
Dauphin County Bar Association
213 North Front Street • Harrisburg, PA 17101-1493
Phone: 232-7536 • Fax: 234-4582

Board of Directors

James P. DeAngelo <i>President</i>	Elizabeth “Liesl” Beckley <i>President-Elect</i>
Brett M. Woodburn <i>Vice President</i>	John D. Sheridan <i>Treasurer</i>
Jonathan W. Kunkel <i>Secretary</i>	Renee Mattei Myers <i>Past President</i>
Courtney Kishel Powell <i>Young Lawyers’ Chair</i>	Carrie E. Smyth <i>Young Lawyers’ Vice Chair</i>
William L. Adler	Tracy L. Boak
C. Grainger Bowman	Judson B. Perry
Robert E. Chernicoff	Gerald S. Robinson
Brooks R. Foland	Richard A. Sadlock
S. Barton Gephart	J. Michael Sheldon
Stephen M. Greecher, Jr.	Robert F. Teplitz
Darren J. Holst	Claudia M. Williams
James J. McCarthy	

Directors

The Board of Directors of the Bar Association meets on the third Thursday of the month at the Bar Association headquarters. Anyone wishing to attend or have matters brought before the Board should contact the Bar Association office in advance.

REPORTING OF ERRORS IN ADVANCE SHEET

The Bench and Bar will contribute to the accuracy in matters of detail of the permanent edition of the Dauphin County Reporter by sending to the editor promptly, notice of all errors appearing in this advance sheet. Inasmuch as corrections are made on a continuous basis, there can be no assurance that corrections can be made later than thirty (30) days from the date of this issue but this should not discourage the submission of notice of errors after thirty (30) days since they will be handled in some way if at all possible. Please send such notice of errors to: Dauphin County Reporter, Dauphin County Bar Association, 213 North Front Street, Harrisburg, PA 17101-1493.

DAUPHIN COUNTY COURT SECTION

Motion Judge of the Month

JANUARY 2011
FEBRUARY 2011

Judge John F. CHERRY
Judge Andrew H. DOWLING

Opinions Not Yet Reported

December 29, 2010 – Hoover, J., **K.S.R. v. Reinhardt**, No. 2009 CV 05665 CV
January 5, 2011 – Turgeon, J., **Commonwealth v. Gross**, No. CP-22-CR-3356-2006

BAR ASSOCIATION PAGE – Continued
MISCELLANEOUS SECTION

**DAUPHIN COUNTY BAR ASSOCIATION
ANNUAL MEMBERSHIP MEETING**

The Annual Dinner Meeting of the Dauphin County Bar Association will be held on Wednesday, January 26, 2011, at 6:30 p.m. in the second floor dining room of the National Civil War Museum. The meeting will be preceded by a Social Hour in the first floor atrium beginning at 5:30 p.m. The cost of the dinner is \$35.00 per person.

The Nominating Committee of the Dauphin County Bar Association, in accordance with Article V, Section 2 of the By-Laws, submits the following nominations for officers and directors of the Board for the term of one year or as otherwise indicated, beginning February 1, 2011:

President-Elect	Brett M. Woodburn
Vice President	Jonathan W. Kunkel
Secretary	John D. Sheridan
Treasurer	James J. McCarthy
Directors (2-year term)	Harry M. Baturin
	Kandice J. Giurintano
	Dianne I. Nichols
	Adam M. Shienvold
	Michael W. Winfield

By virtue of Article V, Section 1 of the By-Laws, Elizabeth S. Beckley will automatically succeed to the office of President. j14-j21

OFFICE SPACE — Very impressive class A office space located in great building on Pine Street in walking distance to everything. Includes one private large office with shared use of conference room and reception area. Asking \$500 per month. Email Ben@midstatelaw.com. j14-j28

BAR ASSOCIATION PAGE – Continued

MISCELLANEOUS SECTION

WE HAVE A FULL-TIME ASSOCIATE ATTORNEY POSITION AVAILABLE IN OUR LAW FIRM. We focus on debtor and business representation in Chapter 7, 11, 12 & 13 bankruptcies. This is an entry-level position, with the opportunity of advancement.

Applicants must prove themselves as:

- licensed by the PA Bar
- professional
- ambitious
- responsible
- organized
- having good people skills
- able to work independently
- able to multi-task in a fast paced office with rapidly changing priorities
- ready to learn quickly
- produce quality work in a timely manner, prior to deadlines
- have a general knowledge of simple computer operation, and Microsoft® Windows.

This position is to be based out of our Harrisburg & Wilkes-Barre, PA offices, extensive travel to Northern, Eastern & Middle Pennsylvania Counties will be required. Overnight lodging out of town will also be necessary on a regular basis, and a company vehicle will be provided. A knowledge of bankruptcy law will be helpful, but no experience is necessary, we will train. Some job requirements include: meeting with potential clients, preparing legal documents, and attending hearings.

SERIOUS APPLICANTS ONLY!: Email jm@debt-be-gone.com or Fax Resume ATTN: Attorney Mazzei 412-765-1917. Please include salary requirements, and any sales background experience. Mazzei & Associates is an equal opportunity employer.

- Location: Middle & Eastern PA
- Compensation: Based on Experience
- Principals only. Recruiters, please don't contact this job poster.
- Please, no phone calls about this job!
- Please do not contact job poster about other services, products or commercial interests.

j21-f4

BAR ASSOCIATION PAGE – Continued

MISCELLANEOUS SECTION

LEGAL SECRETARY — FULL TIME AND PART-TIME — Claimant's side workers' compensation litigation firm needs legal secretary to work for attorneys who represent and serve the injured worker.

Candidate should have legal secretarial experience. Candidate will be responsible for transcribing dictation, typing and preparing legal documents such as petitions, subpoenas and briefs. Candidate will receive and place telephone calls, conversing with clients/potential clients, to aid attorney in organizing and collecting client information such as employment and medical history and schedule and make necessary appointments. Candidate will be responsible for opening incoming mail, preparing outgoing mail and photocopying of documents and other printed material.

Candidate should have working knowledge of Microsoft Office, Word and Excel and be proficient in the use of computers, and other office equipment such as fax, copier, postage meter, etc. Also, candidate should be well organized with an eye for detail and effective time management to meet important deadlines and work well under pressure. Ability to grasp new concepts for quick learning and good comprehension and writing abilities and effective communication skills, with superiors, subordinates and most importantly clients is essential. Ability to maintain documents and case files is a must.

Please forward resume and cover letter to Calhoon & Associates, P.C. Attn: Office Manager, 2411 North Front Street, Harrisburg, PA 17110 via US Mail, Fax at (717) 695-4988 or email to scalhoon@pa-workers-comp-lawyers.com. j7-j21

PARALEGAL — Office seeks a full-time paralegal with 3 to 5 years experience. Excellent research and writing required. Must possess degree or certificate; litigation experience is preferred. Cover letter should address prior experience and educational background. Please forward cover letter and resume to Litigation Manager, 840 Market Street, Suite 158, Lemoyne, PA 17043. j21-f4

 <p>METRO BANK</p> <p>we ♥ our customers</p> <p>mymetrobank.com 888.937.0004</p> <p><small>Convenient Locations in Berks, Cumberland, Dauphin, Lancaster, Lebanon and York Counties</small></p>	<p>Open 7 Days</p> <p>Next-Day Availability</p> <p>Local Loans by Local Lenders</p> <p>Cash Management</p> <p><small>Member FDIC</small></p>
---	--

INCORPORATION AND LIMITED LIABILITY COMPANY FORMATION

CONVENIENT, COURTEOUS SAME DAY SERVICE

PREPARATION AND FILING SERVICES IN ALL STATES

**CORPORATION OUTFITS AND
LIMITED LIABILITY COMPANY OUTFITS**

SAME DAY SHIPMENT OF YOUR ORDER

**CORPORATION, LIMITED LIABILITY COMPANY
AND UCC FORMS**

**CORPORATE AND UCC, LIEN AND
JUDGMENT SERVICES**

M. BURRKEIM COMPANY

SERVING THE LEGAL PROFESSIONAL SINCE 1931

PHONE: (800) 533-8113 FAX: (888) 977-9386

2021 ARCH STREET, PHILADELPHIA, PA 19103

WWW.MBURRKEIM.COM

ECONOMIC ANALYSIS AND TESTIMONY

THE CENTER FOR FORENSIC ECONOMIC STUDIES



Staller



Lentz



Markham



Rosen

CHAD L. STALLER, J.D., M.B.A., M.A.C. ■ STEPHEN ROSEN, Enrolled Actuary

JAMES MARKHAM, Ph.D., J.D., CPCU ■ BERNARD F. LENTZ, Ph.D.

215-546-5600

www.cfes.com