

**ADVANCE SHEET**

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**THE**  
**Dauphin County Reporter**

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12th JUDICIAL DISTRICT

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**DONALD MORGAN**  
Executive Director  
**JOYCE TAMBOLAS**  
Administrative Assistant  
**BRIDGETTE L. HILBISH**  
Office Assistant

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**Estate Notices**

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**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 FLORENCE J. RAYSOR, late of Susquehanna Township, Dauphin County, Pennsylvania (died March 2, 2007). Co-Executors: Kenneth R. Short and John Swartz. Attorney: David H. Radcliff, Esq., 20 Erford Road, Suite 200, Lemoyne, PA 17043. m30-a13

ESTATE OF VIRGINIA V. GAMBLER, late of Susquehanna Township, Dauphin County, Pennsylvania (died March 13, 2007). Executor/Attorney: Robert L. Knupp, Esq., 407 North Front Street, P.O. Box 630, Harrisburg, PA 17108. m30-a13

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ESTATE OF E. ARLENE SHOAP, late of Swatara Township, Dauphin County, Pennsylvania (died December 14, 2006). Executrix: Barbara E. Anderson, 51 Rosewood Lane, Harrisburg, PA 17111. Attorney: Lloyd R. Persun, Esq., Mette, Evans & Woodside, P.O. Box 5950, Harrisburg, PA 17110-0950. m30-a13

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ESTATE OF DOROTHY H. SMITH, late of Harrisburg, Dauphin County, Pennsylvania (died March 19, 2007). Executrix: Ellen Zicca, 4150 Idlewild Road, Burlington, KY 41005. Attorney: Paul Taneff, Esq., Ricci & Taneff, 4219 Derry Street, Harrisburg, PA 17111. m30-a13

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ESTATE OF LEE M. ZIMMERMAN, late of the Township of Halifax, Dauphin County, Pennsylvania (died February 21, 2007). Co-Executors: Ralph Zimmerman, 1344 Camp Hebron Road, Halifax, PA 17032 and Ruth A. Miller, 200 Millers Church Road, Halifax, PA 17032. Attorney: Joseph D. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethville, PA 17023. m30-a13

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ESTATE OF ANNA T. YANCOFSKY, late of South Hanover Township, Dauphin County, Pennsylvania (died February 26, 2007). Executrix: Helen Jo Fazio, 388 Pleasant View Road, Hummelstown, PA 17036. Attorney: John W. Purcell, Esq., Purcell, Krug & Haller, 1719 North Front Street, Harrisburg, PA 17102-2392. m30-a13

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ESTATE OF CATHERINE R. BURTON, late of the Borough of Steelton, Dauphin County, Pennsylvania (died November 12, 2006). Executrix: Louyenne Hunter. Attorney: Timothy M. Finnerty, Esq., McNeese Wallace & Nurick LLC, 100 Pine Street, P.O. Box 116, Harrisburg, PA 17108. Phone (717) 232-8000. m30-a13

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**FIRST PUBLICATION**

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**Estate Notices**

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ESTATE OF BARBARA J. KENES, late of Swatara Township, Dauphin County, Pennsylvania. Executor: Randolph A. Williams. Attorney: Leonard Tintner, Esq., Boswell, Tintner, Piccola & Alford, 315 North Front Street, Post Office Box 741, Harrisburg, PA 17108. m30-a13

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ESTATE OF EVELYN E. KAUFFMAN, late of the Borough of Middletown, Dauphin County, Pennsylvania (died March 1, 2007). Executrix: Ruth K. Hoffer, 22 Grandview Road, Hummelstown, PA 17036. Attorney: John S. Davidson, Esq., 320 West Chocolate Avenue, P.O. Box 437, Hershey, PA 17033-0437. m30-a13

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ESTATE OF ROBERT G. REIDER, SR., late of the Borough of Steelton, Dauphin County, Pennsylvania (died February 4, 2007). Executor: Douglas A. Reider, 2550 S. 4th Street, Steelton, PA 17113-3031. Attorney: Steve C. Nicholas, Esq., Nicholas Law Offices PC, 2215 Forest Hills Drive, Suite 37, Harrisburg, PA 17112-1099. m30-a13

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ESTATE OF EDWARD ROMAN a/k/a EDWARD F. ROMAN, late of Lower Paxton Township, Dauphin County, Pennsylvania. Administratrix: Mindy F. Freeman. Attorney: Roger M. Morgenthal, Esq., 2515 North Front Street, Harrisburg, PA 17110-1150. m30-a13

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ESTATE OF RONALD H. JURY, late of the City of Harrisburg, Dauphin County, Pennsylvania (died February 18, 2007). Executrix: Marjorie Jury English. Attorney: Stephanie Kleinfelter, Esq., Keefer Wood Allen & Rahal, LLP, 635 N. 12th Street, Suite 400, Lemoyne, PA 17043. m30-a13

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ESTATE OF LOUISE S. DITLOW, late of Swatara Township, Dauphin County, Pennsylvania (died February 14, 2007). Executor: Christopher R. Ditlow, 1011 Red Road, Harrisburg, PA 17110. Attorney: John W. Purcell, Esq., Purcell, Krug & Haller, 1719 North Front Street, Harrisburg, PA 17102-2392. m30-a13

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ESTATE OF DOROTHY E. ESPENSHADE, late of East Hanover Township, Dauphin County, Pennsylvania (died January 13, 2007). Executrix: Iva Rodemaker, 1903 Sand Beach Road, Hummelstown, PA 17036. m30-a13

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**SECOND PUBLICATION**

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ESTATE OF BOYD R. HESS a/k/a BOBBY HESS, late of Lower Paxton Township, Dauphin County, Pennsylvania (died February 8, 2007). Executrix: Paulette A. Cassel (Hess), 6611 Union Deposit Road, Harrisburg, PA 17111. Attorney: Gary L. Rothschild, Esq., 2215 Forest Hills Drive, Suite 35, Harrisburg, PA 17112. m23-a6

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ESTATE OF DANIEL J. PREAST, late of the Borough of Middletown, Dauphin County, Pennsylvania. Co-Executors: Rebecca J. Rychak, 2 Westwind Drive, Lemoyne, PA 17043 and James T. Heslop, 1245 Wissler Lane, Mount Joy, PA 17552. Attorney: Lowell R. Gates, Esq., Gates, Halbruner & Hatch, P.C., 1013 Mumma Road, Suite 100, Lemoyne, PA 17043. m23-a6

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ESTATE OF DOROTHY D. FLOOD, late of the City of Harrisburg, Dauphin County, Pennsylvania (died February 5, 2007). Executrix: Joan F. Swetz. Attorney: Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110. m23-a6

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ESTATE OF ELIZA J. LESTER, late of Susquehanna Township, Dauphin County, Pennsylvania (died March 23, 1983). Administratrix, D.B.N. — C.T.A.: Grace M. Jones, 2417 Highland Avenue, Harrisburg, PA 17109. Attorney: Clarence B. Turns, Jr., Esq., Corporate Plaza — Suite 101, 2080 Linglestown Road, Harrisburg, PA 17110-9670. m23-a6

## Yodfat v. Yodfat

to “enforce” the judgment which it has entered. Where, however, as in the case before us, the parties have settled their case outside of court and reduced that settlement to a judgment note (or some other contractual instrument) they are obliged to proceed on that contract.

When instruments of indebtedness contain a confession of judgment provision, such as the “Judgment Note” in this case, the Pennsylvania Rules of Civil Procedure provide a process for confession of judgment. Pa.R.C.P. 2951 sets forth the Methods of Proceeding to confess judgment where authorized by the instrument. Given the circumstances of this case, it appears that plaintiff is obliged to proceed under Subparagraph (b) of Rule 2951 which requires the filing of a Complaint as provided for in Rule 2952.

Accordingly, we enter the following:

## ORDER

AND NOW, February 8, 2007,

IT IS HEREBY ORDERED that Erie Insurance Group and Mildred Polaner’s Motion to Enforce Settlement Agreement is dismissed without prejudice.

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**Yodfat v. Yodfat**

**Domestic Relations — Custody — Civil Contempt — Counsel Fees — Child Care Expenses.**

Plaintiff/father appealed two court orders which denied his request to modify the terms of an existing custody order, held him in civil contempt, and assessed counsel fees and expenses incurred by the Defendant/mother as a result of his violation of the custody order.

1. Enforcement of custody orders through the contempt process is provided for in the Pennsylvania Rules of Civil Procedure. Pa.R.C.P. 1915.12. *See also* 23 Pa.C.S.A. § 4346.

2. Sanctions for civil contempt can be imposed for one or both of two distinct purposes: (1) to compel or coerce obedience to a court order and (2) to compensate the contemnor’s adversary for injuries resulting from the contemnor’s noncompliance with a court order.

3. It is not unusual for custody orders to include provisions that require parties to act, or refrain from taking certain actions, that may or may not be current issues in the particular custody litigation.

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Pa.R.A.P. 1925(b) Opinion. C.P., Dau. Co., No. 2002 CV 2722.

*Laurie A. Saltzgeber*, for Plaintiff*Theresa B. Male*, for Defendant

TURGEON, J., February 16, 2007. – Uriel Yodfat appeals from orders entered November 21 and 30, 2006, in which this court refused to slightly modify the terms of an existing custody order and also held Mr. Yodfat in civil contempt, assessing him counsel fees and costs borne by Mrs. Yodfat as a result of his violation of the custody order. This opinion is written in support of the orders appealed from. Pa.R.A.P. 1925(b), 42 Pa.C.S.A.

### BACKGROUND

The parties are the parents of two children, a son currently thirteen years old (DOB 10/15/93) and a daughter currently nine years old (DOB 5/6/97). During the course of the parties' marriage, father was employed as an anesthesiologist and mother was a full time homemaker. Following the parties' separation the children remained with mother. Father later filed a complaint seeking shared physical custody and an agreed order was entered August 7, 2002, later modified December 18, 2002, granting the parties shared legal custody, mother primary physical custody and father partial physical custody consisting generally of alternating weekends and two weekday evenings per week.

The custody order was modified a few times over the ensuing years, most recently by a January 31, 2005 Stipulation and Agreement of the Parties.<sup>1</sup> That custody agreement provided for father to exercise partial physical custody on alternating weekends from Friday following the children's return from school until Monday morning. Under the agreed terms, father was responsible for picking up the children from mother's home on Friday after school and returning them to her home on Monday mornings, before the school bus arrived. Father was also provided custody Tuesday nights overnight. Again, he agreed to be responsible for picking up the children from mother's home on Tuesday after school and returning them Wednesday mornings. The parties further agreed that "[u]nless the parties expressly agree in writing by e-mail, they shall not deviate from the custody schedule set out in [their stipulated] order." (January 31, 2005 Stipulation and Agreement, ¶ 24)

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1. That Stipulation and Agreement was entered as a court order on February 15, 2005.

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The current proceedings were initiated March 16, 2006, when mother filed a petition for modification of the existing custody order as well as a petition seeking that father be found in civil contempt for violating the terms of the custody order. According to mother, she was prompted to act when on February 8, 2006, she learned that father intended to spend five weeks in Australia and that he had not previously notified her he would be unable to exercise his periods of custody during this time. Mother, had recently begun working at the Hershey Medical Center's neonatal intensive care unit as a staff nurse and had arranged her nursing schedule around the custody arrangement. She claims she was forced to find last minute child care arrangements to cover for periods of father's custody. She sought that father be required to reimburse her for the costs of her child care arrangements and pay her counsel fees. Father denied violating the custody order and claimed he advised mother he would be unable to take the children over two weekends while he was gone. He asserted that he discussed exchanging these periods of custody with mother, but that she refused. Father also sought a modification of the custody order including that the children no longer stay overnight with him on Sundays and Tuesdays, and that mother be responsible for picking them up on Sunday and Tuesday evenings. Father later changed this request, seeking to keep overnights on both Sundays and Tuesdays, but requesting that mother pick up the children Monday and Wednesday mornings, respectively, by 6:40 a.m. (Father's Exbt. 2)

Following an unsuccessful custody conciliation and after numerous postponements, the custody modification and contempt hearings were held before me November 21, 2006, during which I heard testimony from both parents. Following the hearing, I issued a custody order, entered November 21, 2006, which basically kept the identical custody provisions as previously agreed to by the parties in their stipulated order. Father was granted partial physical custody on alternating weekends from Friday at approximately 4:15 p.m. until Monday morning at 7:00 a.m., picking up the children and dropping them off at mother's home. Father was also granted custody every Tuesday night overnight, picking up the children at approximately 4:15 p.m. Tuesday and dropping them off at mother's home by 7:00 a.m. Wednesday morning. In addition, the order included a new provision that required father to pay mother \$10 per hour to cover the cost of her child care expenses if he did not exercise custody and mother could not rearrange her work schedule and had to secure child care. (Nov. 21, 2006 Custody Order,

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¶ 4) (N.T. 78-79) In addition to deciding the terms of the custody order, I also directed that father pay mother \$635 for the child care expenses she incurred while father was vacationing in Australia, and that he also pay her counsel fees and costs totaling \$3,067.50 related to this litigation. (N.T. 81-82) Those terms were formalized in an order entered November 30, 2006.

Father filed a motion for reconsideration of both court orders, which I denied December 15, 2006. Father subsequently filed an appeal, currently pending.

### LEGAL DISCUSSION

In his statement of matters complained of on appeal, father raises ten instances of court error, that can be distilled to the following: (1) the court erred by finding father in contempt of the custody order (a) where he attempted to make alternate custody arrangements, (b) where he was unable to exercise custody, and (c) by imposing sanctions upon him by directing he pay mother's child care costs and attorney fees; (2) the court erred by including in the custody order that the parties take measures to shield the children from sexual exploitation since that was not an issue in the case; (3) the court erred by requiring under the custody order that father provide transportation during transitions in physical custody; and (4) the court erred in modifying the custody order to require that he pay mother's child care costs during periods when he is unable to exercise his periods of physical custody and mother is unable to supervise the children due to her nursing schedule, noting that since mother is the primary physical custodian, it should be her obligation to care for the children in his absence, that he already pays her child support which encompasses such costs and that the effect of this order is to punish him and to permit mother to obtain an increase in her child support payment when this is not a support action.

Father first takes issue with the order I issued November 30, 2006. In that order, filed in response to mother's petition seeking that father be found in contempt of court for failing to adhere to the parties' stipulated custody agreement, I directed that father pay mother's child care expenses when she was unable to watch the children during father's trip to Australia, as well as her related counsel fees and costs. Though the order did not directly say, these sanctions were imposed as a result of father's contempt.

Enforcement of custody orders through the contempt process is provided for in the Pennsylvania Rules of Civil Procedure. See Pa.R.C.P.

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1915.12. It is the commonly used process for securing compliance by a parent who fails to adhere to an order:

A court may exercise its civil contempt power to enforce compliance with its orders for the benefit of the party in whose favor the order runs but not to inflict punishment. *Id.* A party must have violated a court order to be found in civil contempt. *Goodman*, 556 A.2d at 1391 [*infra*]. The complaining party has the burden of proving by a preponderance of evidence that a party violated a court order. *C.R. by the Guardian of her Estate, Dunn v. The Travelers*, 626 A.2d 588, 592 (Pa. Super. 1993). However, a showing of non-compliance is not sufficient in itself to prove contempt. *Wetzel v. Suchanek*, 541 A.2d 761, 762 (Pa. Super. 1988). “If the alleged contemnor is unable to perform and has in good faith attempted to comply with the court order, contempt is not proven.” *Id.* (emphasis in original). The alleged contemnor has the burden of proving the affirmative defense that he has the present inability to comply with the court order. *Commonwealth ex rel. Ermel v. Ermel*, 469 A.2d 682, 683 (Pa. Super. 1983). ...

*Sinaiko v. Sinaiko*, 664 A.2d 1005, 1009-1010 (Pa. Super. 1995). *See also*, 23 Pa.C.S.A. § 4346 (contempt for noncompliance with visitation or partial custody order).

That father violated the custody order was amply demonstrated by a preponderance of evidence at the hearing, as follows: In December 2005, mother informed father by e-mail that she was commencing her new nursing job and that she would be working every Tuesday second shift and every other weekend, which schedule she planned around the parties’ agreed custody arrangement. (N.T. 11, 35, 62) Mother testified that at some point in February 2006, after the children returned from a Tuesday overnight with father, they informed her that father was leaving shortly for Australia. (N.T. 13) She made numerous attempts to contact father and his wife Kendra directly, as well as his attorney, to confirm whether he was in fact traveling out of the country, but got no response. (N.T. 13) She claimed she thus had to scramble to find child care for periods when father was supposed to have custody and she was scheduled to work. (N.T. 14) She was able to procure her sister for one weekend and babysitters for the other periods. (N.T. 14) Mother claimed father never informed her of his travel plans and that she had

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only a single e-mail discussion with him in which he sought to exchange a single weekend with her, though he did not inform her why he needed the exchange. (N.T. 28-29, 72)

Mother testified that since the parties entered their January 31, 2005 stipulated custody agreement, father had been “abusing his time” relying upon her to act as his “backup babysitter” to cover for his custody periods during his vacations. (N.T. 16, 75) She asserted that he expected her to take the children with little or no forewarning during times he should have had custody including for his wedding week in Turks and Caicos, and a series of two-week vacations to India, Japan and Italy, respectively. (N.T. 58, 75-76) Mother claimed that in light of her new nursing schedule, she needed assurance she could depend upon the written custody arrangement and that she be treated as an equal in such matters. (N.T. 16-17, 76)

Father admitted that he never informed mother he planned to travel to Australia. (N.T. 61) He also admitted that he knew that she had stipulated in the applicable custody agreement that any deviations from the custody schedule had to communicated to the other parent in writing by e-mail. (N.T. 64) Father did assert that he verbally informed mother on numerous occasions before he left for Australia that he needed to exchange weekends with her. (N.T. 63-64) Nevertheless, he agreed that the only written evidence of these discussions was a single e-mail exchange where he attempted to trade only one weekend with mother (and no weekdays), without telling her the reason, and that her response was she couldn’t make the trade. (N.T. 61-63) Father ultimately left on his vacation without any agreement having been made with mother to cover his periods of custody and without mother having been informed of his plans.

Father additionally testified that when mother first informed him in a December 2005 e-mail that she was commencing a new job, he agreed he responded by asking her “what happened to stay at home mom. Isn’t that your job[?] Aren’t you being paid for this job [?]” (N.T. 62) Father testified that he has “many times” said that he pays mother significant alimony so she can take care of the children, since, according to father, mother represented to him during their divorce proceedings that she intended to remain a homemaker. (N.T. 59-60) As such, he believes that any time he is unable to exercise custody and mother has the children, that he should not have to reimburse her for any child care expenses she might incur. (N.T. 60-61)

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Under the terms of the parties' agreed custody arrangement, they could not deviate from their custody schedule except in writing by e-mail. Father knew this provision existed, and in fact had stipulated to it. Yet, father admitted he had not made any e-mail contact with mother for the purpose of requesting changes in his custody schedule during the time he would be in Australia except for one weekend, which mother could not alter.

Father argues that a finding of contempt against him was error because he had attempted to make alternate custody arrangements with mother and also because he was unable to exercise custody during his trip to Australia. This court finds the testimony revealed otherwise. Even were this court to credit father's testimony – that he attempted only to exchange weekends with mother – there was no evidence he alerted her to his absence over five consecutive Tuesdays, knowing she worked those nights and leaving her to scramble for child care. As to his claim that he was unable to exercise custody during his vacation, it was father's burden to prove his inability to comply with the court order. *Sinaiko* at 1010 (citation omitted). Father offered no evidence he was required in Australia or that he was somehow unable to send an e-mail to mother fully discussing and attempting to resolve all the custody issues that would arise by him leaving on a five-week vacation.

Father also argues that the court erred by imposing sanctions upon him in the form of mother's child care costs and attorney fees. The law permits a court to impose compensatory sanctions as a result of contumacious behavior, as follows:

Sanctions for civil contempt can be imposed for one or both of two distinct purposes: (1) to compel or coerce obedience to a court order and (2) to compensate the contemnor's adversary for injuries resulting from the contemnor's noncompliance with a court order. *See, Brocker v. Brocker*, 429 Pa. 513, 519-20, 241 A.2d 336, 338-39 (1968). Because an award of counsel fees "is intended to reimburse an innocent litigant for expenses made necessary by the conduct of an opponent," *American Mut. Liability Ins. Co. v. Zion & Klein, P.A.*, 339 Pa. Super. 475, 480, 489 A.2d 259, 262 (1985), it is "coercive and compensatory, and not punitive." *See, Schnabel Assoc.*, 338 Pa. Super. at 397, 487 A.2d at 1338. Thus, counsel fees are a proper element of a civil contempt order. *Id.*

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*Goodman v. Goodman*, 556 A.2d 1379, 1391 n. 8 (Pa. Super. 1989), *appeal denied*, 565 A.2d 1167 (Pa. 1989)). Accordingly, the imposition of counsel fees upon father is clearly permissible. *Id.*; *see also*, *Luminella v. Marcocci*, 814 A.2d 711, 719 (Pa. Super. 2002) (attorney's fees awarded for mother's violation of father's court-mandated custody rights). Furthermore, the sanctions imposed by this court upon father in the nature of child care costs are similarly permitted under the law since they were directed for the purpose of compensating mother for such costs incurred as a result of father's noncompliance, and not as punishment. *Id.*

In his second argument on appeal, father takes issue with language in the November 21, 2006 custody order that directs the parties to take measures to shield the children from sexual exploitation. The provision in question states as follows:

17. *Significant Others*. Both parties are prohibited from involving the children in their romantic relationships without good moral boundaries which the children can understand. The parties shall adopt measures to shield the children from sexual exploitation, and will take steps to empower the children to protect themselves from sexual abuse and exploitation and victimization.

Father argues it was error for this court to include this language since child abuse or exploitation is not an issue in the case.<sup>2</sup>

"In a custody dispute, a trial court must determine what arrangement is in the best interest of the child, conducting a searching inquiry into all the facts and circumstances having an impact on the child's physical, intellectual, moral and spiritual well-being." *Johnson v. Lewis*, 870 A.2d 368, 371 (Pa. Super. 2005) (citation omitted). In that spirit, it is not unusual for custody orders to include provisions that require parents to act, or refrain from taking certain actions, that may or may not be current issues in the particular custody litigation. For instance, custody orders often direct parents to refrain from smoking, using vulgar language, speaking ill of one another in front of their children, involving their children in their romantic relationships, and so forth. The provision in this case, like those mentioned above, are all

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2. Father would appear to have no dispute with the first sentence of this paragraph since he included the same language in his proposed custody order at the custody hearing. (Father's Exbt. 3, ¶17)

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aimed at ensuring the custody order is fashioned to best guarantee that the best interests of the children are met, whether or not the provision is a current issue in the case.<sup>3</sup>

In his third argument raised on appeal, father takes issue with the provision in the November 21, 2006 custody order that requires him to provide transportation during transfers in physical custody every Wednesday morning and every other Monday morning following his overnights. Father argues that transportation is routinely shared in custody actions.

The evidence presented relevant to this issue was as follows: Since the parties separated, mother has lived in Hummelstown and the children attend school in the Derry Township (Hershey) School District. Under their 2005 custody arrangement, father, or his current wife Kendra, have been returning the children to mother's home by 7:00 a.m. on Monday and Wednesday mornings following his periods of custody so that the older child could make his 7:30 bus ride (during the school year). (N.T. 6, 10) Following the parties' separation, father lived in Hershey but has since moved to Grantville, which is eleven miles from mother's home, an approximately twenty-five to thirty minute drive. (N.T. 6; Father's Exbt. 3) Father practices at a number of different locations in the Harrisburg area for his physicians group, though mainly at three sites: Osteopathic Community General in Harrisburg, Harrisburg Hospital and West Shore Surgery Center in Mechanicsburg. (N.T. 8; Father's Exbt. 3)

According to father, he does not have a flexible work schedule and does not know until the night before to which location he will be assigned. (N.T. 42, 66) He claimed that his current commute is too long on the mornings he has to drop off the children at mother's home since her home is out of his way and he thus needs to leave his home earlier so he can still get to his job site on time.<sup>4</sup> (N.T. 8, 47) He

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3. It is fairly well established that children, and girls in particular, are at an increased risk of sexual victimization following a divorce. *See*, Robin Fretwell Wilson, *Children at Risk: The Sexual Exploitation of Female Children After Divorce*, 86 Cornell L. Rev. 251 (2001) (noting overwhelming empirical evidence in more than seventy social science studies showing a connection between family disruption and child sexual abuse of girls by a parent, parent's partner or someone outside the household).

4. Father's drive from his home to mother's home is approximately eleven miles (about twenty-five to thirty minutes). (N.T. 6, 46; Father's Exbt. 3) The driving distance between mother's home in Hummelstown to Osteopathic Community General is about ten miles (about eighteen minutes driving), to Harrisburg Hospital approximately twelve miles (about twenty minutes driving) and to West Shore Surgery Center about twenty miles (about thirty minutes driving).

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claimed that were mother to pick the children up, they could sleep in an extra half hour on those mornings. (N.T. 47) Mother testified that the status quo has worked fine for almost a year. According to mother, as of the November 2006 custody hearing, father had never failed to return the children to her home by 7:00 a.m. following his overnights, noting that father's wife Kendra often dropped off the children at her home. (N.T. 10-11) Furthermore, mother testified that after she works second shift on Tuesdays, she does not get home until near midnight and doesn't get to bed until almost 1:00 a.m. She would have to get up very early to make the nearly one-hour round trip to Grantville and bring the children back to her home to get ready for the school bus. (N.T. 75-76)

In this case, the best interests of the children are not seriously affected one way or the other by who transports them from father's house to mother's house on Wednesday and Monday mornings approximately six days per month, and father, in fact, has not made this argument. In either case, the children will have to get up fairly early.<sup>5</sup> Father's argument is that the transportation arrangement is difficult for him since he has recently moved and has a longer drive to mother's home and thus a longer commute. This court does not find it onerous, however, that father remain responsible for returning the children to mother's home approximately six times per month (four Wednesday and two Monday mornings), noting his morning commute on those days will generally total between 45 minutes to one hour. This court also notes that this arrangement has been working for some time (and was initially stipulated to by the parties). In addition, it would be somewhat of a hardship upon mother to make the round trip to father's home on Wednesday mornings after she works a second shift schedule the night before. As such, I rejected father's request to change this portion of the custody order.

Father's final argument is that the court erred in modifying the custody order to require he pay mother's child care costs during periods when he is unable to exercise physical custody. Father has expressly informed the court that he believes he pays mother alimony so she can be a stay-at-home mother and that she should be available, as the primary custodian, to watch the children when he is unable to exercise his

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5. Generally, I find it not in the children's best interests to spend weekday overnights during the school year with the nonprimary custodial parent since I find it disruptive of their schooling. (See N.T. 55) In this case, however, the parties have agreed to this arrangement.

Yodfat v. Yodfat

periods of physical custody. In light of this testimony and previous conduct, and in light of the fact mother has arranged her nursing schedule around the parties' custody arrangement, this court's direction that father pay for child care costs mother incurs as a result of his failure to abide by the custody terms is a reasonable consequence to ensure his future compliance or, should he so fail, will alleviate the need for mother to bring this issue before the court for each violation.<sup>6</sup> *See, Flannery v. Iberti*, 763 A.2d 927, 929-930 (Pa. Super. 2000) (custody order may anticipate and address potential future noncompliance). This court also stresses that this provision in no way increases father's child support obligation. Under the November 21, 2006 custody order, father is not required to pay mother any amount of child support, through child care costs or otherwise. He is directed under the order only to compensate mother when his noncompliance results in her incurring this particular out-of-pocket expense.

Accordingly, I entered the November 21, 2006 and November 30, 2006 orders.

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6. This court notes that since the children are getting older, the need for child care will eventually cease.

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**SECOND PUBLICATION**

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**Estate Notices**

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ESTATE OF JOEL S. KLEIN, late of Susquehanna Township, Dauphin County, Pennsylvania (died September 27, 2007). Executrix: Marilyn R. Klein. Attorney: Elizabeth P. Mullaugh, Esq., McNees Wallace & Nurick LLC, 100 Pine Street, P.O. Box 1166, Harrisburg, PA 17108. Phone (717) 232-8000. m23-a6

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ESTATE OF MERVIN C. MARTIN, late of Dauphin County, Pennsylvania. Executor: Todd A. Martin, 3820 Inspiration Drive, Colorado Springs, CO 80917. Attorney: Daryl J. Gerber, Esq., Gerber, Ferry & Tanner, 46 E. Main Street, Palmyra, PA 17078. m23-a6

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**THIRD PUBLICATION**

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ESTATE OF PAULINE A. LENIG, late of Harrisburg, Dauphin County, Pennsylvania. Executor: Dale H. Crum, 401 Mumper Lane, Dillsburg, PA 17019. Attorney: Dennis E. Boyle, Esq., Boyle Law Offices, 1525 Cedar Cliff Drive, Camp Hill, PA 17011-7707. m16-m30

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ESTATE OF JACK L. NAGG, late of Lower Paxton Township, Dauphin County, Pennsylvania. Executrix: Jacquelyn C. Nagg, 1085 Birch Knoll Drive, Harrisburg, PA 17111. Attorney: Christopher J. Marzzacco, Esq., Wiley, Lenox, Colgan & Marzzacco, P.C., 130 W. Church Street, Suite 100, Dillssburg, PA 17019. m16-m30

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ESTATE OF HARRY ROHACEK, late of Harrisburg, Dauphin County, Pennsylvania (died February 23, 2007). Executor: Bradley Strine, 3105 Derry Street, Harrisburg, PA 17111. Attorney: David W. Knauer, Esq., 411A E. Main Street, Mechanicsburg, PA 17055. m16-m30

ESTATE OF ELLA M. CLAY, late of Swatara Township, Dauphin County, Pennsylvania. Executor: Robert M. Keiser. Attorney: William T. Smith, Esq., 3747 Derry Street, Harrisburg, PA 17111. m16-m30

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ESTATE OF BESSIE E. HARTMAN, late of the Borough of Middletown, Dauphin County, Pennsylvania (died February 27, 2007). Executor: Larry A. Hartman, 29 Almond Drive, Hershey, PA 17033. Attorney: Stanley A. Smith, Esq., Rhoads & Sinon LLP, One South Market Square, P.O. Box 1146, Harrisburg, PA 17108. m16-m30

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ESTATE OF ESTELLA ELIZABETH EVANS, late of Harrisburg, Dauphin County, Pennsylvania (died January 26, 2007). Executrix: Jane E. Biddle, 12 Wodburn Abbey Avenue, Camp Hill, PA 17011. m16-m30

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ESTATE OF DONNA MARIE LENKER a/k/a DONNA M. LENKER, late of Dauphin Borough, Dauphin County, Pennsylvania (died January 13, 2007). Administratrix: Wanda Schaffner. Attorney: Stephanie Kleinfelter, Esq., Keefer Wood Allen & Rahal, LLP, 635 N. 12th Street, Suite 400, Lemoyne, PA 17043. m16-m30

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ESTATE OF BEULAH L. LAWSON, late of Steelton Borough, Dauphin County, Pennsylvania (died October 22, 2006). Administratrix: Valerie Lawson. Attorney: Stephanie Kleinfelter, Esq., Keefer Wood Allen & Rahal, LLP, 635 N. 12th Street, Suite 400, Lemoyne, PA 17043. m16-m30

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ESTATE OF HOWARD FRANK, late of Derry Township, Dauphin County, Pennsylvania (died February 25, 2007). Executor: Andrew M. Frank, 4419 Carrington Court, Harrisburg, PA 17112. Attorney: John S. Davidson, Esq., 320 West Chocolate Avenue, P.O. Box 437, Hershey, PA 17033-0437. m16-m30

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Pa. Department of State on March 9, 2007 to incorporate **Raphegun, Inc.** under the provisions of the Pennsylvania Nonprofit Corporation Law of 1988. The corporation is incorporated to provide Moses Raphael Egun with the community and in-home habilitation and support services necessary for him to achieve his full potential, in a community setting, throughout his life.

PEPPER HAMILTON LLP  
P.O. Box 1181  
m30 Harrisburg, PA 17108

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on March 8, 2007 under the Pennsylvania Business Corporation Law for **Second Street Pizza, Inc.** The address of the Corporation is 75 North 61st Street, Harrisburg, PA 17111. m30

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Corporation Bureau of the Pennsylvania Department of State, at Harrisburg, Pennsylvania, for the purpose of forming a domestic business corporation under the Pennsylvania Business Corporation Law of 1988 (P.L. 1444, No. 177), 15 Pa.C.S.A. § 1301 et seq., as amended, having unlimited power to engage in and do any lawful act permitted thereunder.

The name of the corporation is **Pine Grove Powersports, Inc.**

ARNOLD B. KOGAN, Esq.  
Goldberg Katzman, P.C.  
320 Market St., Strawberry Square  
P.O. Box 1268  
m30 Harrisburg, PA 17108

NOTICE IS HEREBY GIVEN that the shareholder and director of **THE TANNING PLACE, INC.**, a Pennsylvania corporation, with an address of 116 Richardson Road, Middletown, Pennsylvania 17057, have approved a proposal that the corporation voluntarily dissolve, and that the Board of Directors is now engaged in winding up and settling the affairs of the corporation under the provisions of Section 1975 of the Pennsylvania Business Corporation Law of 1988, as amended.

JENNIFER B. HIPPI, Esq.  
One West Main Street  
m30 Shiremanstown, PA 17011

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NOTICE IS HEREBY GIVEN that **AlgoRX Pharmaceuticals, Inc.** with a Commercial Registered Office Provider in care of National Registered Agents, Inc. in Dauphin County does hereby give notice of its intention to withdraw from doing business in this Commonwealth as per 15 Pa.C.S. 4129(b). The address of its principal office under the laws of its jurisdiction is National Registered Agents, Inc. at 160 Greentree Drive, Suite 101, Dover, DE 19904. This shall serve as official notice to creditors and taxing authorities. m30

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NOTICE IS HEREBY GIVEN that **CDG & ASSOCIATES COMPANY**, a foreign business corporation incorporated under the laws of the State of Texas, intends to withdraw from doing business in this commonwealth. The address, including street and number, if any, of its principal office under the laws of its jurisdiction is 16901 N. Dallas Parkway, Suite 204, Addison, TX 75001. Its last registered office in this commonwealth is c/o C T Corporation System and is deemed for venue and official publication purposes to be located in Philadelphia County, Pennsylvania. m30

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FIRST PUBLICATION

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Corporate Notices

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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 **Aviation Insurance Services of Florida, Inc.** on March 12, 2007. The address of its principal office under the laws of its jurisdiction is 12469 Emeral Coast Parkway, Suite 103, Destin, FL 32550. 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 provision of 15 Pa.C.S. 4124(b). m30

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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 **Ashton Lane Group, Inc.** on March 15, 2007. The address of its principal office under the laws of its jurisdiction is 1000 West Street, Wilmington, DE 19801. The Commercial Registered Agent is listed as National Corporate Research, Ltd. in Dauphin County. The Corporation is filed in compliance with the requirements of the applicable provision of 15 Pa.C.S. 4124(b). m30

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania on March 16, 2007, for the purpose of obtaining a Certificate of Incorporation for a corporation organized under the Business Corporation Law of 1988. The name of the corporation is **The Golf Peddler, Inc.**

JOHN S. DAVIDSON, Esq.  
Yost & Davidson  
320 West Chocolate Avenue  
P.O. Box 437  
Hershey, PA 17033

m30

NOTICE IS HEREBY GIVEN to all persons interested or who may be affected that the shareholders of **KKEM ProProducts, Inc.**, a Pennsylvania corporation, with its registered office located at 1134 Highspire Road, Harrisburg, PA 17111 has been filed with the Department of State in Harrisburg. Pursuant to and in accordance with the provisions of the Business Corporation Law of 1988, the said corporation is winding up and settling its affairs in the manner prescribed by said law so that its corporate existence shall be ended upon issuance of a Certificate of Dissolution by the Department of State of the Commonwealth of Pennsylvania pursuant to the provisions of Section 1975(b) of the Pennsylvania Business Corporation Law of 1988.

MILENNA R. HERSHEY, Esq.  
1099 W. Areba Avenue  
Hershey, PA 17033

m30

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 March 14, 2007, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **Merit Home Funding Inc.**, c/o National Registered Agents, Inc.

This corporation is incorporated under the laws of the State of New York. The principal office 4735 White Plains Road, Bronx, NY 10470. The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988 as amended. m30

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NOTICE IS HEREBY GIVEN that Articles of Incorporation–Nonprofit have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about March 14, 2007, for: **The Wyatt Family Foundation**, c/o Incorporating Services, Ltd.

The corporation's purpose is to fund charitable causes for children and animals. The corporation has been incorporated under the provisions of the Nonprofit Business Corporation Law of 1988.

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, PA for **HIDEF Lifestyle, Inc.** The said corporation has been incorporated under the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania.

LEONARD TINTNER, Esq.  
Boswell, Tintner, Piccola & Alford  
315 North Front Street  
P.O. Box 741  
Harrisburg, PA 17108-0741

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NOTICE IS HEREBY GIVEN that **Guest Supply, LLC** with a commercial registered office provider in care of Capitol Corporate Services, Inc. in Dauphin County does hereby give notice of its intention to withdraw from doing business in this Commonwealth as per 15 Pa.C.S. 8586. The address of its principal office under the laws of its jurisdiction is in c/o SYSCO Corporation, 1390 Enclave Parkway, Houston, TX 77077. This shall serve as official notice to creditors and taxing authorities.

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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 **BRE/ESA 2005 Operating Lessee, Inc.**, on March 15, 2007. The address of its principal office under the laws of its jurisdiction is 345 Park Ave., New York, NY 10154. 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 provision of 15 Pa.C.S. 4124(b).

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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 **Protrans, Inc.** on July 28, 2006. The address of its principal office under the laws of the jurisdiction in which it is incorporated is One International Boulevard, Mahwah, New Jersey 07495. The registered office for this business is: Nauman, Smith, Shissler & Hall, LLP, Dauphin County, Pennsylvania. The corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa.C.S. 4124.

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 13, 2007, by **MILCO CONSTRUCTORS, INC.**, a foreign corporation formed under the laws of the State of California, where its principal office is located at 3930 B Cherry Avenue, Long Beach, CA 90807, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania.

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on January 24, 2007, by **MEDREC, INC.**, a foreign corporation formed under the laws of the State of Texas, where its principal office is located at 15600 San Pedro Avenue, Suite 307, San Antonio, TX 78232, 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.

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**FIRST PUBLICATION**

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**Corporate Notices**

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NOTICE IS HEREBY GIVEN that **NORRELL HEALTH CARE, INC.**, a Georgia Corporation intends to file an Application for Termination of Authority and the registered office is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 14, 2007, by **OMD USA Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 11 Madison Avenue, New York, NY 10010, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 15, 2007, by **AMADA AMERICA, INC.**, a foreign corporation formed under the laws of the State of California, where its principal office is located at 7025 Firestone Blvd., Buena Park, CA 90621, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 15, 2007, by **EUSA Pharma Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 1150 First Avenue, Suite 1050, King of Prussia, PA 19406, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 7, 2007, by **PCE TT CORP, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at c/o Investcorp, 280 Park Ave., 36W, New York, NY 10017, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 7, 2007, by **PCE LL CORP, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at c/o Investcorp, 280 Park Ave., 36W, New York, NY 10017, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 7, 2007, by **POPS PCE TT CORP, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at c/o Investcorp, 280 Park Ave., 36W, New York, NY 10017, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 15, 2007, by **U.S. CORRUGATED, INC.**, a foreign corporation formed under the laws of the State of Georgia, where its principal office is located at 3391 Town Point Drive, Suite 195, Kennesaw, GA 30144, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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NOTICE IS HEREBY GIVEN that the name of the corporation is **HAIGHT CONSTRUCTION - PENNSYLVANIA, INC.** The name and address of the registered agent and office of the corporation is National Registered Agents, Inc., County of Dauphin, Pennsylvania. The corporation has 10,000 shares of common stock authorized, each having the par value of \$1.00. The incorporator's name and address is Two Old Mill, Suite #100, 10855 West Dodge Road, Omaha, NE 68154-2666. m30

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on March 15, 2007, by **U.S. DISPLAY GROUP, INC.**, a foreign corporation formed under the laws of the State of Tennessee, where its principal office is located at 810 South Washington, Tullahoma, TN 37388, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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NOTICE IS HEREBY GIVEN that pursuant to the provisions of Section 4129 of the Business Corporation Law of 1988, that **INTERLIANT MANAGED APPLICATION SOLUTIONS, INC.**, a corporation incorporated under the laws of the State of Delaware, with principal office at 1 USI Plaza, Annapolis, MD 21401, and registered office in Pennsylvania at c/o CT Corporation System, Dauphin County, which on April 5, 2000, was granted a Certificate of Authority to transact business in the Commonwealth of Pennsylvania, intends to file an Application for Termination of Authority with the Department of State. m30

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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 March 15, 2007, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **Yegnukian Realty Corp.**, c/o Esquire Assist Ltd.

This corporation is incorporated under the laws of the State of New York. The principal office: 158 Roebling Street, Brooklyn, NY 11211. The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988 as amended. m30

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that **Membership Leasing Trust**, a Delaware Business Trust intends to file an Application for Termination of Authority and the registered office is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. m30

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FIRST PUBLICATION

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Fictitious Notices

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NOTICE IS HEREBY GIVEN that an application for registration of a fictitious name **Titan Judgment Recovery**, for the conduct of business in Dauphin County, Pennsylvania, with the principal place of business being 119 Nagle Street, Harrisburg, PA 17104, was made to the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on the 8th day of March, 2007, pursuant to the Act of Assembly of December 16, 1982, Act 295.

The name and address of the persons owning or interested in the said business are: T. Anthony Sangrey and Carolyn B. Sangrey, 119 Nagle Street, Harrisburg, PA 17104. m30

NOTICE IS HEREBY GIVEN that Pursuant to 54 Pa.C.S. §311(g), as amended, an application registering the fictitious name, **Hallowell, Branstetter and Long**, has been filed by Hallowell and Branstetter, LLC with the Department of State on February 12, 2007. The principal place of the office is 88 Plymouth Circle, Hershey, PA 17033. Parties to the registration are: Henry Hallowell, 88 Plymouth Circle, Hershey, PA 17033, Robert Branstetter, 389 N. 29th Street, Camp Hill, PA 17011 and Michael S. Long, 865 Lovers Lane, Lebanon, PA 17046.

The application was filed under the Fictitious Names Act.

/s/ MICHAEL S. TRAVIS, Esq.  
3904 Trindle Road  
Camp Hill, PA 17011

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FIRST PUBLICATION

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Miscellaneous Notices

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IN THE COURT OF COMMON PLEAS  
OF DAUPHIN COUNTY  
PENNSYLVANIA

CIVIL ACTION – LAW

No. 2006-CV-4428-MF

NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE

DEUTSCHE BANK TRUST COMPANY  
AMERICAS f/k/a BANKER'S TRUST  
COMPANY, as TRUSTEE and CUSTODIAN  
BY: SAXON MORTGAGE SERVICES, INC.  
f/k/a MERITECH MORTGAGE SERVICES,  
INC. as its Attorney-In-Fact, Plaintiff  
vs.

RON JOHNSON and WANDA JOHNSON,  
Defendant(s)

NOTICE OF SALE  
OF REAL PROPERTY

TO: Ron Johnson and Wanda Johnson  
343 South 4th Street  
Steelton, PA 17113

NOTICE IS HEREBY GIVEN that your house (real estate) at 343 South 4th Street, Steelton, PA 17113 is scheduled to be sold at the Sheriff's Sale on July 12, 2007 at 10:00 a.m. in the Dauphin County Administration Building, 4th Floor, Second and Market Streets, Commissioners Hearing Room, Harrisburg, PA 17101, to enforce the court judgment of \$62,038.19, obtained by Plaintiff above (the mortgagee) against you. If the sale is postponed, the property will be relisted for the Next Available Sale.

PROPERTY DESCRIPTION

ALL THAT CERTAIN lot or piece of ground situate in the Borough of Steelton, County of Dauphin and State of Pennsylvania, more particularly bounded and described as follows, to wit:

BEGINNING at a point at Lot No. 15, on the hereinafter mentioned plan, and now or formerly the property of F.W. and J.F. Koch on South Fourth Street; thence, along said South Fourth Street, twelve and five tenths (12.5) feet, more or less, to a lath and plaster partition wall between the property herein described and property now

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**FIRST PUBLICATION**

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**Miscellaneous Notices**

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or formerly of Roscoe Ortenzio; thence, through the said partition wall and beyond, one hundred twenty-five (125) feet to Angeline Alley; thence, along said Angeline Alley, twelve and five tenths (12.5) feet more or less, to Lot No. 15 now or formerly the property of F.W. and J.F. Kock; thence, along the eastern line of Lot No. 15, one hundred twenty-five (125) feet to a point, the place of BEGINNING.

BEING KNOWN AS: 343 South 4th Street, Steelton, PA 17113.

PROPERTY ID No. 58-008-012.

TITLE TO SAID PREMISES IS VESTED IN RON JOHNSON AND WANDA JOHNSON, HUSBAND AND WIFE, THEIR HEIRS AND ASSIGNS, AS TENANTS BY THE ENTIRETIES BY DEED FROM URBAN INVESTMENT REAL ESTATE INC., A PA CORPORATION DATED 1/30/98 RECORDED 2/2/98 IN DEED BOOK 3027 PAGE 512.

HAVING THEREON ERECTED A DWELLING HOUSE.

MARK J. UDREN, Esq.  
Mark J. Udren & Associates  
Woodcrest Corporate Center  
111 Woodcrest Road, Suite 200  
Cherry Hill, NJ 08003-3620  
m30 (856) 669-5400

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

**CIVIL ACTION – LAW**

**No. 2006-CV-4762-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**U.S. BANK NATIONAL ASSOCIATION  
AS TRUSTEE FOR THE STRUCTURED  
ASSET INVESTMENT LOAN TRUST  
2005-8, Plaintiff**

**vs.**

**DWAYNE L. SELVEY, Defendant**

**NOTICE**

**TO: DWAYNE L. SELVEY**

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

TAKE NOTICE that the real estate located at 2247 IONOFF ROAD, HARRISBURG, PA 17110 is scheduled to be sold at Sheriff's Sale on Thursday, JULY 12, 2007 at 10:00 A.M., Dauphin County Administration Building, 4th Floor, Commissioners Hearing Room, Harrisburg, PA, to enforce the court judgment of \$139,245.36, obtained by U.S. BANK NATIONAL ASSOCIATION AS TRUSTEE FOR THE STRUCTURED ASSET INVESTMENT LOAN TRUST 2005-8 (the mortgagee).

ALL THAT CERTAIN Unit in the property known, named and identified in the Declaration referred to below as Hilltop Condominium, situate in Township of Susquehanna, County of Dauphin and Commonwealth of Pennsylvania, which has heretofore been submitted to the provisions of the Pennsylvania uniform Condominium Act, 68 P.S.A., Section 3101, et seq. by the recording in the Dauphin County Recorder of Deeds Office of a Declaration of Hilltop Condominium, recorded in Record Book 2482, Page 600 and amendments thereto recorded subsequently, and being designated in such Condominium Declaration as Unit Number 1 as more fully described in such Declaration, together with a proportionate undivided interest in Common elements (as defined in such Declaration), the numerator of which is 1 and the denominator of which is 68 (1/68).

TOGETHER with all right, title and interest of, in and to the Limited Common Elements, if any, designated for this unit in the Declaration of Hilltop Condominium and/or the Plats and Plans.

THE Grantees, for and on behalf of the Grantees, and Grantees heirs, administrators, executors, successors and assigns, by the acceptance of this Deed, covenant and agree to pay such charges for the maintenance of, repairs to, replacement of and expenses in connection with the Uniform Condominium Act of Pennsylvania, and further covenant and agree that the Unit conveyed by this Deed shall be subject to a charge for all amounts so assessed and that, this covenant shall run with and bind the land or Unit hereby conveyed and all subsequent owners thereof.

THE Grantees, for and on behalf of the Grantees, and Grantees heirs, administrators, executors, successors and assigns, by acceptance of this Deed, acknowledge that this conveyance is subject in every respect to the Declaration of Hilltop Condominium, By-laws and all amendments thereto, and Grantees and all owners of the

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**FIRST PUBLICATION**

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**Miscellaneous Notices**

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units forming a part of 'Hilltop Condominium', covenant and agree, as a covenant and agree, as a covenant running with the land, to abide by each and every provision of said documents.

TITLE TO SAID PREMISES IS VESTED IN Dwayne L. Selvey, a single person, by Deed from William L. Adler, a single person, dated 06/15/2005, recorded 06/22/2005, in Deed Book 6053, page 487.

BEING PREMISES 2247 IONOFF ROAD, HARRISBURG, PA 17110.

IMPROVEMENTS consist of residential property.

SOLD as the property of DWAYNE L. SELVEY.

**CONDITIONS OF SALE:  
THE HIGHEST AND BEST BIDDER  
SHALL BE THE BUYER.**

TERMS: The purchaser will be required to pay the full amount of his bid by TWO O'CLOCK p.m. on the day of the sale, and if complied with, a deed will be tendered by the Sheriff at the next Court of Common Pleas for Dauphin County, conveying to the purchase all the right, title, interest and claim which said defendant has in and to said property at the time of levying the same. ALTHOUGH NOT PART OF THE MINIMUM BID, PROPERTY SOLD FOR MINIMUM BID DOES NOT DISCHARGE DELINQUENT AND/OR OUTSTANDING TAXES AND THE PURCHASER WILL BE RESPONSIBLE FOR SAME. If above conditions be not complied with on the part of the Purchaser, the property will again be offered for sale by the Sheriff at THREE O'CLOCK p.m. on the same day. The said purchaser will be held liable for the deficiencies and additional cost of said sale.

TAKE NOTICE that a Schedule of Distribution will be filed by the Sheriff on AUGUST 13, 2007, distribution will be made in accordance with the schedule unless exceptions are filed within ten (10) days thereto.

DANIEL G. SCHMIEG, Esq.  
Suite 1400, One Penn Center  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103-1814  
(215) 563-7000

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

**CIVIL ACTION – LAW**

**No. 2006-CV-5699-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**CITIMORTGAGE, INC. S/B/M TO  
CITIFINANCIAL MORTGAGE COMPANY  
F/K/A ASSOCIATES FINANCIAL  
SERVICES COMPANY, INC., Plaintiff  
vs.**

**ELLIOTT J. CHRISTIAN  
a/k/a ELLIOTT JESUS CHRISTIAN  
a/k/a ELLIOTT S. CHRISTIAN  
a/k/a CHRISTIAN N. SMITH, Defendant**

**NOTICE**

**TO: ELLIOTT J. CHRISTIAN  
a/k/a ELLIOTT JESUS CHRISTIAN  
a/k/a ELLIOTT S. CHRISTIAN  
a/k/a CHRISTIAN N. SMITH**

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

TAKE NOTICE that the real estate located at 1310 FOX HOLLOW DRIVE, STEELTON, PA 17113 is scheduled to be sold at Sheriff's Sale on Thursday, APRIL 12, 2007 at 10:00 A.M., Dauphin County Administration Building, 4th Floor, Commissioners Hearing Room, Harrisburg, PA, to enforce the court judgment of \$120,360.53, obtained by CITIMORTGAGE, INC. S/B/M TO CITIFINANCIAL MORTGAGE COMPANY F/K/A ASSOCIATES FINANCIAL SERVICES COMPANY, INC. (the mortgagee).

ALL THAT CERTAIN lot of land situate in Swatara Township, Dauphin County, Pennsylvania as shown on the Final Plat for Chambers Woods Subdivision recorded August 11, 1992 in Dauphin County Plan Book L, Volume 5, Pages 18-19, as prepared by Terry L. Fought, P.E., Consulting Engineer, and more particularly bounded and described as follows, to wit:

BEGINNING at a point on the southerly right-of-way line of Fox Hollow Drive (60 feet wide) at the dividing line between Lot No. 6 and Lot No. 7 as shown on the aforementioned Plan, thence along the right-of-way line of Fox Hollow Drive by a curve to the left having a radius of 270.0 feet, an arc distance of 71.67 feet to a point;

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**Miscellaneous Notices**

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thence along the intersection of the right-of-way line of Fox Hollow Drive with Lindenwood Lane by a curve to the right having a radius of 13.5 feet, an arc distance of 20.95 feet to a point; thence along the right-of-way line of Fox Hollow Drive by a curve to the right having a radius of 279.72 feet, an arc length of 95.34 feet to a point; thence along the dividing line between Lot No. 8 and Lot No. 7, South 89 degrees 41 minutes 38 seconds West, a distance of 94.56 feet to a point; thence along the dividing line between Lot No. 6 and Lot No. 7, North 06 degrees 38 minutes 37 seconds West, a distance of 90.24 feet to a point, the place of BEGINNING.

BEING Lot No. 7 on the Plan of Chambers Woods Subdivision recorded in Dauphin County Plan Book L, Volume 5, Pages 18-19 and containing 9,189 square feet, more or less.

BEING a portion of the same premises which C.A. Lantzy and Anna Lantzy, his wife, by deed dated August 27, 1991 and recorded August 27, 1991 in Dauphin County Record Book 1619, Page 289, granted and conveyed unto Capitol View Enterprises, Inc., a Pennsylvania corporation (shown as 'Capital' in deed of record).

FURTHER BEING a portion of that land described in corrective deed from Capitol View Enterprises, Inc. (formerly known as Capital View Enterprises, Inc.) to Capitol View Enterprises, Inc. dated October 9, 1992, recorded October 9, 1992 in Dauphin County Record Book 1838, Page 51.

FURTHER BEING a portion of those premises shown in a corrective deed from Capitol View Enterprises, Inc., a Pennsylvania corporation and Antonette L. Romanoski, single person, and Robert T. Romanoski and Arlene F. Romanoski, husband and wife, by deed dated September 21, 1993, recorded September 24, 1993 in Dauphin County Record Book 2063, Page 315, granted and conveyed to Capitol View Enterprises, Inc., a Pennsylvania corporation, Grantor herein.

TITLE TO SAID PREMISES IS VESTED IN Elliot J. Christian, by Deed from Capitol View Enterprises, Inc., dated 06/19/1995, recorded 08/08/1995, in Deed Book 2455, page 434.

BEING PREMISES 1310 FOX HOLLOW DRIVE, STEELTON, PA 17113.

IMPROVEMENTS consist of residential property.

SOLD as the property of ELLIOTT J. CHRISTIAN a/k/a ELLIOTT JESUS CHRISTIAN a/k/a ELLIOTT S. CHRISTIAN a/k/a CHRISTIAN N. SMITH.

**CONDITIONS OF SALE:  
THE HIGHEST AND BEST BIDDER  
SHALL BE THE BUYER.**

TERMS: The purchaser will be required to pay the full amount of his bid by TWO O'CLOCK p.m. on the day of the sale, and if compiled with, a deed will be tendered by the Sheriff at the next Court of Common Pleas for Dauphin County, conveying to the purchase all the right, title, interest and claim which said defendant has in and to said property at the time of levying the same. ALTHOUGH NOT PART OF THE MINIMUM BID, PROPERTY SOLD FOR MINIMUM BID DOES NOT DISCHARGE DELINQUENT AND/OR OUTSTANDING TAXES AND THE PURCHASER WILL BE RESPONSIBLE FOR SAME. If above conditions be not complied with on the part of the Purchaser, the property will again be offered for sale by the Sheriff at THREE O'CLOCK p.m. on the same day. The said purchaser will be held liable for the deficiencies and additional cost of said sale.

TAKE NOTICE that a Schedule of Distribution will be filed by the Sheriff on MAY 14, 2007, distribution will be made in accordance with the schedule unless exceptions are filed within ten (10) days thereto.

DANIEL G. SCHMIEG, Esq.  
Suite 1400, One Penn Center  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103-1814  
(215) 563-7000

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**Miscellaneous Notices**

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

**CIVIL ACTION – LAW**

**No. 2006 CV 4435-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**COUNTRYWIDE HOME LOANS, INC.,  
Plaintiff**

**vs.**

**THE UNKNOWN HEIRS OF  
CHRISTINA BARBER, DECEASED,  
DAMION L. BARBER, Known Heir to the  
Estate of Christina Barber, Deceased,  
JAMES A. BARBER, Known Heir to the  
Estate of Christina Barber, Deceased, and  
TISHA L. BARBER, Known Heir to the  
Estate of Christina Barber, Deceased,  
Mortgagor and Real Owner, Defendants**

**TO: THE UNKNOWN HEIRS OF  
CHRISTINA BARBER, DECEASED  
and JAMES A. BARBER, Known Heir  
to the Estate of Christina Barber,  
Deceased MORTGAGOR(S) and  
REAL OWNER(S), DEFENDANTS,  
whose last known address is 1842  
North Street, Harrisburg, PA 17103.**

**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.**

YOU ARE HEREBY NOTIFIED that Plaintiff, COUNTRYWIDE HOME LOANS, INC., 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. 2006-CV-4435-MF, wherein Plaintiff seeks to

foreclose on the mortgage secured on your property located, 1842 North Street, Harrisburg, PA 17103, whereupon your property will 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 following notice, you must take action within twenty (20) days after the 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 farther notice for any money claim 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 OR CANNOT AFFORD ONE, 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

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

JOSEPH A. GOLDBECK, JR., Esq.  
Goldbeck McCafferty & McKeever, P.C.  
Suite 5000, Mellon Independence Center  
701 Market Street  
Philadelphia, PA 19106-1532  
(215) 825-6411

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**Miscellaneous Notices**

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

**CIVIL ACTION – LAW**

**No. 2006-CV-2258-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**WELLS FARGO BANK, N.A., Plaintiff  
vs.**

**ANDREW W. EISENHOUR, Defendant**

**NOTICE**

**TO: ANDREW W. EISENHOUR**

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

TAKE NOTICE that the real estate located at 3928 ELMERTON AVENUE, HARRISBURG, PA 17109 is scheduled to be sold at Sheriff's Sale on Thursday, APRIL 12, 2007 at 10:00 A.M., Dauphin County Administration Building, 4th Floor, Commissioners Hearing Room, Harrisburg, PA, to enforce the court judgment of \$90,241.98, obtained by WELLS FARGO BANK, N.A. (the mortgagee).

ALL THAT CERTAIN parcel or plot of ground situate in Susquehanna Township, Dauphin County, Pennsylvania, being Lot No. 6 on the Plan of Colonial Park Addition No. 4, which plan is hereto attached and made a part hereof, more particularly bounded and described as follows:

BEGINNING on the northern side of Elmerton Avenue at the western line of Lot No. 5; thence in a westerly direction along the northern side of Elmerton Avenue sixty (60) feet to a point, being the eastern line of Lot No. 7; thence at right angles to said last mentioned line and in a northerly direction one hundred fifty (150) feet to a point at a line of lands now or late of Irvin M. Eisenhower, Jr. and Lois N. Eisenhower, husband and wife; thence at right angles to said last mentioned line and along line of lands now or late of Irvin M. Eisenhower, Jr. and Lois N. Eisenhower, sixty (60) feet to a point, being the western line of Lot No. 5; thence at right angles to said last mentioned line and in a southerly direction along the

western line of Lot No. 5, one hundred fifty (150) feet to a point, the place of BEGINNING.

BEING Lot No. 6 on Plan of Lots of Colonial Park Addition No. 4, which plan is recorded in the Dauphin County Recorder's Office in Plan Book 'K', page 127.

BEING THE SAME PREMISES WHICH Irvin M. Eisenhower, Jr., unmarried, by Deed dated December 18, 2000, recorded December 27, 2000, in Book 3842, page 10, in the Office of the Recorder of Deeds in and for Dauphin County, Pennsylvania, granted and conveyed unto Irvin M. Eisenhower, Jr., single man, and Andrew W. Eisenhower, single man, as joint tenants with right of survivorship. Irvin M. Eisenhower, Jr. died March 15, 2002, thereby vesting sole title in Andrew W. Eisenhower, as surviving joint tenant, Grantor herein.

UNDER AND SUBJECT to any and all covenants, conditions, reservations, restrictions, limitations, right-of-ways, objections, easements, agreements, etc., as they appear of record.

TITLE TO SAID PREMISES IS VESTED IN Andrew W. Eisenhower, single man, by Deed from Andrew W. Eisenhower, single man, dated 11-06-2002, recorded 11-12-2002, in Deed Book 4620, page 201.

BEING PREMISES 3928 ELMERTON AVENUE, HARRISBURG, PA 17109.

IMPROVEMENTS consist of residential property.

SOLD as the property of ANDREW W. EISENHOUR.

**CONDITIONS OF SALE:  
THE HIGHEST AND BEST BIDDER  
SHALL BE THE BUYER.**

TERMS: The purchaser will be required to pay the full amount of his bid by TWO O'CLOCK p.m. on the day of the sale, and if compiled with, a deed will be tendered by the Sheriff at the next Court of Common Pleas for Dauphin County, conveying to the purchase all the right, title, interest and claim which said defendant has in and to said property at the time of levying the same. ALTHOUGH NOT PART OF THE MINIMUM BID, PROPERTY SOLD FOR MINIMUM BID DOES NOT DISCHARGE DELINQUENT AND/OR OUTSTANDING TAXES AND THE PURCHASER WILL BE RESPONSIBLE FOR SAME. If above conditions be not complied with on the part of the Purchaser, the property will again be offered for sale by the Sheriff at THREE O'CLOCK p.m. on the same day. The said purchaser will be held liable for the deficiencies and additional cost of said sale.

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**Miscellaneous Notices**

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TAKE NOTICE that a Schedule of Distribution will be filed by the Sheriff on MAY 14, 2007, distribution will be made in accordance with the schedule unless exceptions are filed within ten (10) days thereto.

DANIEL G. SCHMIEG, Esq.  
Suite 1400, One Penn Center  
1617 John F. Kennedy Boulevard  
Philadelphia, PA 19103-1814  
m30 (215) 563-7000

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

**CIVIL ACTION – LAW**

**No. 2007 CV 304 MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**WELLS FARGO BANK, N.A., AS  
TRUSTEE FOR OPTION ONE  
WOODBIDGE LOAN TRUST 2003-1  
ASSET-BACKED CERTIFICATES SERIES  
2003-1, Plaintiff**

**vs.**

**MARCELIA THOMPSON, Mortgagor and  
Real Owner, Defendant**

**TO: MARCELIA THOMPSON,  
MORTGAGOR AND REAL  
OWNER, DEFENDANT,  
whose last known address is  
523 Emerald Street  
Harrisburg, PA 17110**

**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.**

YOU ARE HEREBY NOTIFIED that Plaintiff, WELLS FARGO BANK, N.A., AS TRUSTEE FOR OPTION ONE WOODBRIDGE LOAN TRUST 2003-1 ASSET-BACKED CERTIFICATES SERIES 2003-1, 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. 2007-CV-304-MF, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 523 Emerald Street, Harrisburg, PA 17110, whereupon your property will 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 following notice, you must take action within twenty (20) days after the 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 claim 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 OR CANNOT AFFORD ONE, 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.

MID PENN 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

JOSEPH A. GOLDBECK, JR., Esq.  
Goldbeck McCafferty & McKeever, P.C.  
Suite 5000, Mellon Independence Center  
701 Market Street  
Philadelphia, PA 19106-1532  
(215) 825-6411

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**Miscellaneous Notices**

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**NOTICE OF DISBARMENT**

NOTICE IS HEREBY GIVEN that by Order of the Supreme Court of Pennsylvania dated March 22, 2007, **R. Eric Pierce** is Disbarred on Consent from the Bar of this Commonwealth to be effective April 21, 2007.

ELAINE M. BIXLER  
Secretary of the Board  
The Disciplinary Board of the  
m30 Supreme Court of Pennsylvania

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

**CIVIL ACTION – LAW**

**No. 2006-CV-5962-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**WELLS FARGO BANK, N.A., AS  
TRUSTEE FOR OPTION ONE  
MORTGAGE LOAN TRUST 2000-A  
ASSET BACKED CERTIFICATES,  
SERIES 2000-A, Plaintiff**

**vs.**

**GIGI BATES and DOUGLAS W. BATES,  
Mortgagors and Real Owners, Defendants**

**TO: GIGI BATES and  
DOUGLAS W. BATES,  
MORTGAGORS AND REAL  
OWNERS, DEFENDANTS  
whose last known address is  
1456 Market Street  
Harrisburg, PA 17103**

**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.**

YOU ARE HEREBY NOTIFIED that Plaintiff, WELLS FARGO BANK, N.A., AS TRUSTEE FOR OPTION ONE MORTGAGE LOAN TRUST 2000-A ASSET BACKED CER-

TIFICATES, SERIES 2000-A, 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. 2006-CV-5962-MF, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 1456 Market Street, Harrisburg, PA 17103 whereupon your property will 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 following notice, you must take action within twenty (20) days after the 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 claim 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 OR CANNOT AFFORD ONE, 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.

MID PENN 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

JOSEPH A. GOLDBECK, JR., Esq.  
Goldbeck McCafferty & McKeever, P.C.  
Suite 5000, Mellon Independence Center  
701 Market Street  
Philadelphia, PA 19106-1532  
(215) 825-6411

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**NOTICE**

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**Miscellaneous Notices**

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

**CIVIL ACTION – LAW**

**No. 2006-CV-5877-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**WELLS FARGO BANK, NA  
AS TRUSTEE, Plaintiff**

**vs.**

**RICHARD E. OSBORN, KNOWN HEIR  
TO THE ESTATE OF ELAINE C. OSBORN,  
DECEASED and BRIAN S. OSBORN,  
KNOWN HEIR TO THE ESTATE OF  
ELAINE C. OSBORN, DECEASED,  
MORTGAGORS and REAL OWNERS,  
Defendants**

**TO: RICHARD E. OSBORN, Known Heir  
to the Estate of Elaine C. Osborn,  
Deceased MORTGAGOR and  
REAL OWNER, DEFENDANT  
whose last known address is  
4401 Marblehead Street  
Harrisburg, PA 17109**

**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.**

YOU ARE HEREBY NOTIFIED that Plaintiff, WELLS FARGO BANK, NA AS TRUSTEE, 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. 2006-CV-5877-MF, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 4401 Marblehead Street, Harrisburg, PA 17109, whereupon your property will be sold by the Sheriff of Dauphin County.

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the following notice, you must take action within twenty (20) days after the 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 claim in the Complaint of 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 OR CANNOT AFFORD ONE, 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.

**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**

**JOSEPH A. GOLDBECK, JR., Esq.  
Goldbeck McCafferty & McKeever, P.C.  
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**James C. Schwartzman, Esq.**

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**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*

MARCH 2007  
APRIL 2007

Judge Lawrence F. CLARK, JR.  
Judge Scott A. EVANS

*Opinions Not Yet Reported*

February 26, 2007 – Clark, J., **AFSCME v. City of Harrisburg, et al.** (No. 2007 CV 1040 EQ)

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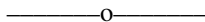
### MISCELLANEOUS SECTION

#### *Opinions Not Yet Reported*

March 2, 2007 – Kleinfelter, J., **McAfee v. Pinnacle Health Systems** (No. 2006 CV 3618 MM)

March 6, 2007 – Kleinfelter, J., **In re: Taylor, A.S., Minor Child** (No. 6564-2006)

March 23, 2007 – Clark, J., **Acumix, Inc. v Bulk Conveyer Specialists, Inc.**  
(No. 2003 CV 424)



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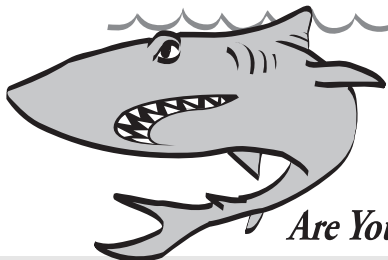
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