

ADVANCE SHEET

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DONALD MORGAN
Executive Director

JOYCE TAMBOLAS
Administrative Assistant
BRIDGETTE L. HILBISH
Office Assistant

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TERMS

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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 MARGARET E. EAGLE, late of Wiconisco Township, Dauphin County, Pennsylvania (died July 12, 2008). Administrator/ Attorney: Joseph D. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethtown, PA 17023. a22-s5

ESTATE OF CLAIR HOUSEKNECHT, late of Middletown, Dauphin County, Pennsylvania (died April 19, 2008). Personal Representative: Keystone Guardianship Services, c/o Constance E. Stonerod, 129 S. Market Street, Suite 1, Millersburg, PA 17061. Attorney: Jim Reed, Esq., Latsha Davis Yohe & McKenna, P.C., 1700 Bent Creek Boulevard, Suite 140, Mechanicsburg, PA 17050. a22-s5

ESTATE OF MARK I. KLINGER, late of Upper Paxton Township, Dauphin County, Pennsylvania (died July 27, 2008). Co-Executors: Larry D. Punch, 320 Erdman Drive, Dauphin, PA 17018 and Linda J. Faust, 3 Spring Road, Tower City, PA 17980. Attorney: Joseph D. Kerwin, Esq., Kerwin & Kerwin, 27 North Front Street, Harrisburg, PA 17101. a22-s5

ESTATE OF ARTHUR E. POTTER a/k/a SHAFEEQ ABDUS-SHAKIR, late of the City of Harrisburg, Dauphin County, Pennsylvania (died July 22, 2008). Executor: Raheem S. Potter, 1500 Briggs Street, Harrisburg, PA 17103. Attorney: Gary L. Rothschild, Esq., 2215 Forest Hills Drive, Suite 35, Harrisburg, PA 17112. a22-s5

ESTATE OF EDITHE M. HAFHEY, late of Swatara Township, Dauphin County, Pennsylvania (died June 27, 2008). Executor: Patrick Ronald Haffey, 212 Clark Street, Lemoyne, PA 17043-2009. Attorney: Gary L. Rothschild, Esq., 2215 Forest Hills Drive, Suite 35, Harrisburg, PA 17112. a22-s5

ESTATE OF BETTY M. DUNKLEBERGER, late of Susquehanna Township, Dauphin County, Pennsylvania (died August 2, 2008). Executor: William C. Dunkleberger, 3381 Fieldwood Drive, Smyrna, GA 30080. Attorney: Joseph D. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethtown, PA 17023. a22-s5

FIRST PUBLICATION

Estate Notices

ESTATE OF LILLIAN E. DEAVEN, late of West Hanover Township, Dauphin County, Pennsylvania (died July 7, 2008). Co-Executors: Kenneth S. Deaven, 7545 Green Hill Road, Harrisburg, PA 17112 and Glenn W. Deaven, 7500 Green Hill Road, Harrisburg, PA 17112. Attorney: Francis A. Zulli, Esq., Wion, Zulli & Seibert, 109 Locust Street, Harrisburg, PA 17101. a22-s5

ESTATE OF WESLEY SMITH, late of the City of Harrisburg, Dauphin County, Pennsylvania. Administrator: Ronald D. Butler, 500 N. Third Street, P.O. Box 1004, Harrisburg, PA 17108. Attorneys: Butler Law Firm, 500 North Third Street, P.O. Box 1004, Harrisburg, PA 17108. a22-s5

ESTATE OF DOROTHY A. MAURER, late of Berrysburg, Dauphin County, Pennsylvania (died July 26, 2008). Personal Representative: Shirley Charlock, 7029 Terrann Drive, Harrisburg, PA 17112. Attorney: Dale K. Ketner, Esq., Shaffer & Engle Law Offices, 129 Market Street, Millersburg, PA 17061. a22-s5

ESTATE OF JOSEPH M. BOLOGNESE, late of Londonderry Township, Dauphin County, Pennsylvania (died July 28, 2008). Executrix: Carla M. Kennedy, 2073 Reservoir Drive, Middletown, PA 17057. Attorney: John S. Davidson, Esq., 320 West Chocolate Avenue, P.O. Box 437, Hershey, PA 17033-0437. a22-s5

ESTATE OF JANE D. JURY, late of Halifax, Dauphin County, Pennsylvania (died May 5, 2008). Personal Representatives: David G. Baker, 1693 N. River Road, Halifax, PA 17032 and Jeannette L. Lebo, 905 Lenker Drive, Millersburg, PA 17061. Attorney: Dale K. Ketner, Esq., Shaffer & Engle Law Offices, 129 Market Street, Millersburg, PA 17061. a22-s5

ESTATE OF GARNETTA R. KNAPP, late of Dauphin County, Pennsylvania. Executrix: Roberta Walsh, 3828 Locust Lane, Harrisburg, PA 17109. Attorney: Carl G. Wass, Esq., Caldwell & Kearns, P.C., 3631 North Front Street, Harrisburg, PA 17110. Telephone (717) 232-7661. a22-s5

ESTATE OF RUTH R. HOPPE, late of Lower Paxton Township, Dauphin County, Pennsylvania (died July 21, 2008). Executor: Michael A. Hoppes. Attorney: Marielle F. Hazen, Esq., 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110. a22-s5

ESTATE OF EMERY G. ALBERT a/k/a EMERY GARTH ALBERT, late of Londonderry Township, Dauphin County, Pennsylvania (died July 21, 2008). Executrix: Bonita Brehm, 6250 Habersham Drive, Kernersville, NC 27284. Attorney: Stanley A. Smith, Esq., Rhoads & Sinon LLP, One South Market Square, P.O. Box 1164, Harrisburg, PA 17108. a22-s5

ESTATE OF KATHLEEN THOMAS a/k/a KATHY THOMAS a/k/a KATHLEEN P. THOMAS, late of the Borough of Middletown, Dauphin County, Pennsylvania. Executrix: Maureen K. Smith, 1520 Weatherby Road, Woodbine, NJ 08272. Attorney: Mark E. Halbruner, Esq., Gates, Halbruner & Hatch, P.C., 1013 Mumma Road, Suite 100, Lemoyne, PA 17043. a22-s5

ESTATE OF TAMMY A. LITTLE, late of the City of Harrisburg, Dauphin County, Pennsylvania (died June 2007). Personal Representative: Marva Little, 1807 Susquehanna Street, Harrisburg, PA 17102. a22-s5

SECOND PUBLICATION

ESTATE OF JAMES E. HACHTEN, late of Lower Paxton Township, Dauphin County, Pennsylvania. Executor: Thomas J. Hachten. Attorney: Michael L. Bangs, Esq., 429 South 18th Street, Camp Hill, PA 17011. a15-a29

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PENDENCY OF A PRIOR ACTION

Under this objection defendant asserts that the matters complained of instantly “are the same or a portion of the matters complained of in a case docketed to 2007-CV-0705 between the same parties. In order to successfully plead the objection of *lis pendens*, the pendency of a prior action, “it must be shown that the prior case is the same, the parties are the same, and the relief requested is the same.” *Penox Technologies, Inc. v. Foster Medical Corp.*, 546 A.2d 114, 115 (Pa. Super. 1988).

Here, plaintiffs argue, without contradiction, that at 2007-CV-0705 the parties, though similar, are not the same. Moreover, the referenced suit is centered on a single issue, the alleged unauthorized disbursement of a \$67,000 check by Vartan to a contractor. Thus the underlying cause of action is not “the same.” We find no substance to this objection.

Our careful review and analysis of each of defendants’ preliminary objections, as well as of plaintiffs’ preliminary objections to same, leads us to the following:

ORDER

AND NOW, June 27, 2008,

IT IS HEREBY ORDERED that

1. Plaintiffs’ Preliminary Objection to Defendant’s Preliminary Objections is dismissed and denied.
2. Defendant’s Preliminary Objections are dismissed and denied.

—————o—————

Commonwealth v. Montelione**Practice — Appeal of Interlocutory Order — Administrative Subpoena — Bench Warrant — Civil Contempt — Indirect Criminal Contempt.**

Appellant, representing herself in these proceedings as a self-designated “Judge, sovereign-in-fact supreme court, original jurisdiction in the Presence of the Great Spirit Lackawanna County, the nation of Pennsylvania,” sought relief from enforcement of an administrative subpoena issued by the Attorney General and a Bench Warrant issued for failure to appear at a hearing. After Appellant was imprisoned for Indirect Criminal Contempt, a woman purporting to be her daughter filed a “Power of Attorney Contract” on behalf of her mother and a “Notice of Appeal.”

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1. The Attorney General shall be authorized to require the attendance and testimony of witnesses and the production of any books, accounts, papers, records, documents, and files relating to any commercial and trade practices which the Bureau of Consumer Protection has authority to investigate and conduct private or public hearings; and, for this purpose, the Attorney General or his representative may sign subpoenas, administer oaths or affirmations, examine witnesses and receive evidence during any such investigation or public or private hearing. 71 P.S. §307-3(a) (1968).

2. Under 71 P.S. §307-3(a), if the subpoenaed individual or business fails to provide the requested information, the Attorney General, Bureau of Consumer Protection “. . . may invoke the aid of the Commonwealth Court or any court of record of the Commonwealth, and such court may thereupon issue an order requiring the person subpoenaed to obey the subpoena or to give evidence or to produce books, accounts, papers, records, documents and files relative to the matter in question. Any failure to obey such order of the court may be punished by such court as a contempt thereof.”

3. If a party fails to appear at a conference and/or hearing as directed by order of court, the court may issue a bench warrant for the arrest of the party if it finds, upon affidavit of a hearing officer or conference officer that a competent adult handed a copy of the court order to the party, and filed an affidavit of service. Pa.R.C.P. No. 1910.13-1 (2008).

Pa. R.C.P. §1925(a) Opinion. C.P., Dau. Co., No. 2008 CV 00875 EQ.

John W. Abel, for the Commonwealth

Claudia Montelione, *Pro Se*

CLARK, J., July 31, 2008. –

MEMORANDUM

Upon review of the appeal initiated on behalf of the above named Defendant, Claudia Montelione, a/k/a Claudia Ann Montelione, (Appellant), to this Court's Orders dated March 4, 2008 and March 28, 2008, and pursuant to the requirements of Pa.R.C.P. §1925(a), and further in response to the request of the Commonwealth Court to provide this writing, the following Memorandum is hereby issued.

PRELIMINARY STATEMENT

Upon review of the Orders of March 4, 2008 and March 28, 2008 from which the Appellant prosecutes her appeal, we initially note that both Orders, are, in our considered judgment, Interlocutory Orders within the meaning of the statutes, Rules of Procedure and well-established case law, and are therefore not appealable, *per se*.

Pursuant to Pa.R.A.P. No. 301, only Orders in which a final disposition of a case has been rendered are appealable, unless otherwise provided by statute. *See, Jenkins v. Hospital of Medical College of Pennsylvania*, 634 A.2d 1099 (Pa. 1993). In the instant matter, the

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Orders which the Appellant seeks to appeal are in the nature of statutory enforcement of a subpoena issued by the Attorney General of this Commonwealth and the ultimate issuance of a Bench Warrant for the Appellant's failure to appear at a previously scheduled and duly noticed Hearing. However, should it be determined that possible appealable issues exist in this matter, the following analysis is offered to illuminate this Court's actions and the basis thereof.

On January 18, 2008, the Office of the Attorney General, Bureau of Consumer Protection (Attorney General), filed a Motion for Sanctions seeking to enforce its administrative subpoena issued on November 26, 2007, which subpoena had been served upon the Appellant. This administrative subpoena sought the production of information regarding the Appellant's business practices as a "Notary Acceptor" and related assorted commercial enterprises. In response to the Attorney General's Motion for Sanctions, the Appellant filed a document entitled "Conditional Acceptance for Value for Proof of Claim" on January 18, 2008, and returned the Attorney General's Motion for Sanctions to this Court.

On February 5, 2008, an Order was issued by this Court scheduling a Sanctions Hearing for March 4, 2008, requiring both parties to appear before this Court, requiring an Affidavit of Compliance for proper personal service, admonishing both parties of the possible penalties if either party failed to appear, and restricting the Prothonotary's office from accepting any document that would terminate or discontinue the matter pending further Order of Court. On February 11, 2008, an agent of the Attorney General personally served a copy of said Scheduling Order, dated February 6, 2008, upon the Appellant.

On February 26, 2008, the Appellant filed seven documents with the Prothonotary's office, entitled as follows:

- (1) "Verified Motion to Demand this Court Read All Pleadings Defendant in Error Files with this Court, and Adhere Only to Constitutionally Compliant Law and Case Law, and More Particularly, the Bill of Rights, in Its Rulings";
- (2) "Verified Motion for Citizen's Demand for Trial by Jury";
- (3) "Motion for Assistance of Unfettered Counsel";
- (4) "Verified Motion in Abatement to Dismiss with Prejudice";

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- (5) “Verified Motion to Claim and Exercise Constitutional Rights and Require the Presiding Judge to Rule Upon this Motion, and All Public Officers of this Court to Uphold Said Rights”;
- (6) “Affidavit of Non Corporate Status”; and
- (7) “Affidavit of Notice of Default.”

In response to Appellant’s various and rather novel “Verified Motions,” this Court issued Non-Entertaining Orders, dated March 3, 2008, for each of the Defendant’s “Verified Motions”, specifically noting that the Appellant failed to comply with Dauphin County Local Rules 208.2(d) and 205.2(a)(3) in preparing and submitting Motions to this Court.

After a Hearing held on March 4, 2008, this Court issued an Order, of even date, wherein the Appellant was afforded an additional period of ten (10) calendar days to provide verified answers to all of the information requested by the Attorney General’s administrative subpoena issued on November 26, 2007. The Appellant was admonished that failure to comply with this Court’s Order may result in contempt charges and further sanctions. This admonishment was announced in open Court proceedings and the same was included in this Court’s written Order, which was filed, docketed, and personally served by a representative of the Attorney General upon the Appellant on March 11, 2008. Thereafter, the Appellant filed a “Second Motion in Abatement to Dismiss with Prejudice” on March 4, 2008. In response to Appellant’s Motion, this Court issued a Non-Entertaining Order, dated March 5, 2008, again citing Appellant’s failure to follow the Dauphin County Local Rules relating to Motions.

On March 10, 2008, the Appellant filed two documents entitled “Defendant’s Responses /Objections to Plaintiff’s Motion for Sanctions submitted Nunc Pro Tunc” and “Motion to Quash Plaintiff’s Subpoena and/or in the Alternative Motion for a Protective Order Against Self - Incrimination.” In response, this Court again issued Non-Entertaining Orders, dated March 11, 2008, citing Appellant’s failure to properly follow the Dauphin County Local Rules.

On March 18, 2008, the Attorney General filed a Motion for Contempt for Appellant’s failure to properly respond to the Attorney General’s administrative subpoena within the ten (10) calendar days required by this Court’s Order of March 4, 2008, and which Motion was personally served upon the Appellant on March 19, 2008. The

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Commonwealth's Motion for Contempt requested that this Court incarcerate the Appellant until she responds to the Attorney General's subpoena issued November 26, 2007.

On March 18, 2008, the Appellant filed another "Defendant's Responses/Objections to Plaintiff's Motions for Sanctions Submitted Nunc Pro Tunc" and another "Motion to Quash Plaintiff's Subpoena and/or in the Alternative Motion for a Protective Order Against Self - Incrimination." In response to Appellant's Motions and the Attorney General's Motion for Contempt, this Court issued an Order, dated March 19, 2008, scheduling a Hearing for March 28, 2008 to review both parties' motions, and a copy of said Order was personally served by the Attorney General's agent upon the Appellant on March 19, 2008.

On March 21, 2008, the Appellant filed another array of "Verified Motions," declaring the same *Nunc Pro Tunc*. The Appellant also filed a Praecipe requesting this Court to schedule a Hearing on March 28, 2008 to review the following "Motions" entitled:

- (1) "Verified Motion for Judicial Notice, Nunc Pro Tunc";
- (2) "Verified Motion of Non Corporate Status, Nunc Pro Tunc," together with "Points and Authorities in Support of Affidavit for Non Corporate Status";
- (3) "First Motion in Abatement to Dismiss with Prejudice, Nunc Pro Tunc"; and
- (4) "Verified Motion to Dismiss Plaintiff's Motion for Contempt."

After careful review and consideration of the aforementioned Motions, this Court issued an Order, dated March 25, 2008, and it was served upon Appellant on March 25, 2008, wherein we denied the Appellant's "Verified Motion for Assistance of Unfettered Counsel, Nunc Pro Tunc," pursuant to the Appellant's request that such Motion be addressed and decided by this Court *prior* to the March 28, 2008 Hearing. On March 25, 2008, this Court issued a collateral Order, which was also served upon Appellant on March 25, 2008, indicating that the Appellant's remaining "Verified Motions," filed on March 21, 2008, would likewise be addressed at the March 28, 2008 Hearing, per the Appellant's written request to this Court.

On March 26, 2008, a representative of the Appellant hand delivered a document entitled "Bonded Promissory Note CAM-AG-32608-BPN"

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in the face amount of “One Hundred Million Dollars,” dated March 25, 2008, upon this Court; the Dauphin County Prothonotary, Stephen E. Farina; Attorney General Thomas W. Corbett, Jr.; and the Deputy Attorney General Michael C. Gerdes. The following day, the Appellant filed the following additional documents under the purported authority of the “Supreme Court held at Lackawanna County, nation Pennsylvania a superior court for the People” (sic) with the Dauphin County Prothonotary:

- (1) “Writ of Prohibition”;
- (2) “Order to Terminate Action”;
- (3) “Order of Dismissal Due to Settlement”;
- (4) “Verified Notice of Rescission of Order Setting Hearing Date”;
- (5) “Bonded Promissory Note CAM-AG-120307.”

It is interesting to note that the Appellant’s “Writ of Prohibition” purported to ORDER this Court and the Attorney General to “cease and desist in all actions decrees, orders, judgments and proceedings” with regard to the Appellant. The Appellant’s said “Orders” also purported to dismiss “all claims against the Defendant” and the Appellant’s “Verified Notice of Rescission” likewise purported to dismiss this Court’s Order of March 19, 2008, scheduling the March 28, 2008 Hearing. The Appellant personally signed these “Orders” as “Judge, sovereign-in-fact supreme court, original jurisdiction in the Presence of the Great Spirit Lackawanna County, the nation of Pennsylvania” (sic). On the same day, the Appellant filed a “Courtesy Warning Letter” stating that failure to comply with the Appellant’s “Order to Terminate Action” and “Order of Dismissal Due to Settlement” would activate the bonded promissory note for “One Hundred Million Dollars,” deposited on February 14, 2008.

After the Appellant failed to appear for the noticed March 28, 2008 Hearing pursuant to this Court’s Order of March 19, 2008, this Court issued a Bench Warrant for the Appellant’s arrest. The following day, the Appellant was taken into custody by the Pennsylvania State Police in Lackawanna County. On March 31, 2008, this Court granted the Attorney General’s Motion to declare as legally invalid the Appellant’s documents entitled “Due Presentment Under Notary Seal,” filed on March 26, 2008, and “Order of Dismissal Due to Settlement”, filed on March 27, 2008, due to the fact that both documents failed to conform

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with both Pennsylvania law and the Pennsylvania Rules of Civil Procedure. This Court found those documents to be a legal nullity. In addition, this Court found that the Appellant's other "Verified Motions" filed on March 21, 2008 had been abandoned by the Appellant and the issues within said Motions were deemed waived, with prejudice, due to the Appellant's failure to appear at said Hearing and pursue the aforesaid Motions. (N.T. March 28, 2008, p. 7).

After the Bench Warrant Hearing on March 31, 2008, this Court issued an Order finding the Appellant in both Civil and Criminal Contempt. This Court found the Appellant in Civil Contempt for the Appellant's willful failure to comply with both the Attorney General's administrative subpoena and this Court's Order of March 4, 2008, instructing Appellant to comply with the Attorney General's subpoena. As of the March 31, 2008 Hearing, the Appellant had not complied with the Attorney General's administrative subpoena. This Court issued a Civil Contempt Order on the same day, declaring that the Appellant remain in Dauphin County Prison until compliance with this Court's Order of March 4, 2008 has been effectuated, thereby purging herself of Civil Contempt. This Court also fined the Appellant \$2,500, plus the costs of proceedings, including the Sheriff's bill of costs and a bill of costs submitted by the Attorney General's Office. In addition, this Court held the Appellant in Indirect Criminal Contempt for the Appellant's defiant failure to appear for the March 28, 2008 Hearing pursuant to the March 19, 2008 Scheduling Order. This Court issued a finding of Indirect Criminal Contempt, imposing a \$500 fine and sentenced the Appellant to a minimum imprisonment of three months and a maximum sentence of six months in Dauphin County Prison for the Appellant's willful and intentional failure to appear at the March 28, 2008 Hearing.

On April 13, 2008, a woman purporting to be the Appellant's daughter, Francesca Shannon Montelione, with alleged Power of Attorney, filed a "Caveat" and a "Power of Attorney Contract" on behalf of her mother, the Appellant. On April 28, 2008, Francesca Shannon Montelione filed a "Notice of Appeal Nunc Pro Tunc" along with a "Request for Transcript" and "Certification/Affidavit of Service" with the Prothonotary's office, initiating the instant and specific appeal of this Court's Order of March 4, 2008 (giving the Appellant 10 days to provide the requested information to the Attorney General), and this Court's Order of March 28, 2008 (wherein we issued a Bench Warrant for the arrest of the Appellant). On May 23, 2008, the Appellant filed a "Praecepto to Append Notice of Appeal with Claudia Ann Montelione's Signature and At the Same Time Withdraw the Notice of Appeal that

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was Signed By Francesca Montelione” and filed a “Notice of Appeal.” It is specifically noted that in all other respects, the Appellant’s said Praeceptum restated the issues identified in the original appeal filed on behalf of the Appellant.

DISCUSSION

After review of the record, it is the considered opinion of this Court that first, the Appellant is challenging the Attorney General’s power to subpoena the Appellant’s business records without a “regular” civil action having been filed against her. Second, the Appellant is appealing this Court’s authority to issue the Order for the Bench Warrant, dated March 28, 2008, for the arrest of the Appellant due to her failure to appear for the March 28, 2008 Hearing. We will address each of the Appellant’s issues on appeal seriatim.

First, the Appellant appeals this Court’s March 4, 2008 Order giving the Appellant ten (10) additional calendar days to provide complete, verified answers to all the requested information pursuant to the Attorney General’s administrative subpoena, issued on November 26, 2007. Pursuant to the grant of sweeping authority and power given by the General Assembly, the Attorney General of this Commonwealth, by and through the Director, Bureau of Consumer Protection (BCP), is specifically empowered as follows:

- (a) The Attorney General shall be authorized to require the attendance and testimony of witnesses and the production of any books, accounts, papers, records, documents, and files relating to any commercial and trade practices which the Bureau of Consumer Protection has authority to investigate and conduct private or public hearings; and, for this purpose, the Attorney General or his representative may sign subpoenas, administer oaths or affirmations, examine witnesses and receive evidence during any such investigation or public or private hearing.

71 P.S. §307-3(a) (1968).

Unfortunately for the Appellant, she has chosen to represent herself throughout these proceedings, and she has attempted to contrive and portray the law as being something which it is not, and has also further deeply ensnared herself in additional serious legal proceedings of both a civil and criminal nature. Of some collateral interest in these rather bizarre proceedings is the fact that the Appellant’s initial appearance before this Court on March 4, 2008 was in the company of none other

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than Mr. Eugene Wrona, a defrocked and disbarred former lawyer in this Commonwealth. We invite the Appellate Court to review the lengthy written Opinion and Order of the Disciplinary Board concerning Mr. Wrona, and his scurrilous activities perpetrated against the Honorable Alan M. Black, of the Lehigh County Court of Common Pleas, and other Judicial Officers and related Court personnel. *Office of Disciplinary Counsel v. Eugene Andrew Wrona*, 123 DB 2004 (Pa. 2006).

The Appellant correctly asserts that she was not served with an original civil Complaint, nor was she served with a Notice to Defend associated with any such filing. The Appellant further asserts, albeit fatally incorrect, that the instant proceedings initiated by the Attorney General require those types of predicate proceedings, pursuant to Pa.R.C.P. No. 1007 and 1801.1. Again, unfortunately for the Appellant, it appears to be her patently erroneous belief that the Attorney General must first initiate a formal civil action before a subpoena for business records may be issued by his Bureau of Consumer Protection (BCP).

. . . [T]he application of Pa.R.C.P. No. 1007 to subpoena enforcement procedures [are] identical to those employed here, the [Pennsylvania Supreme] Court stated: ‘Rule 1007 provides that ‘an action’ may be commenced by the filing of a praecipe for a writ of summons, a complaint, or an agreement for amicable action. ‘Action’ is defined in Rules 1001 to mean action in assumpsit, and by extension in later rules also includes actions in trespass, equity, ejectment, and the various other forms of action covered by the rules. None of the rules embraces the kind of proceeding here involved. Rule 1007 is therefore not applicable.’

Commonwealth of Pennsylvania, Acting by Attorney General Robert P. Kane v. Tri-State Hearing Aid Company, 390 A.2d 321, 322 (Pa. Commw. 1978), citing, *Pennsylvania Crime Commission Petitions*, 285 A.2d 494, 498 (Pa. 1971).

In *Commonwealth v. Tri-State Hearing Aid Company (Tri-State)*, the Bureau of Consumer Protection, acting under the authority of the Attorney General, subpoenaed the appellant to appear at the BCP’s office at a specified time and to bring records relating to the hearing tests of two specific individuals who had filed complaints about the appellant’s services. In the instant case, Appellant provided services to the general public through her business, Penny Pincher Press.

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Analogous to *Tri-State*, the BCP has jurisdiction over the Appellant's business and the BCP does not need to take "action" against her, other than issuing a subpoena as part of their investigation. Thus, Pa.R.C.P. No. 1007 is inapplicable.

As previously stated, the Pennsylvania Legislature clearly made an exception to the Commonwealth's Rules of Civil Procedure when it enacted 71 P.S. §307-3(a) granting the Attorney General the power to initiate consumer protection investigations with an administrative subpoena. This Court informed the Appellant at the March 4, 2008 Hearing that if she wanted to contest the propriety of the Attorney General's administrative subpoena, then she should have filed either a motion to quash or a motion for a protective order with regard to her objections to the scope of the administrative subpoena during the time the subpoena was active and prior to its return date. (N.T. March 4, 2008, p. 9). Since the Appellant made no attempt to file a motion to quash or a protective order, the Appellant was deemed to have forfeited her right to contest the subpoena and her only recourse was to provide the subpoenaed information to the Attorney General. (N.T. March 4, 2008, p. 7).

Under 71 P.S. §307-3(a), if the subpoenaed individual or business fails to provide the requested information, the Attorney General, Bureau of Consumer Protection:

. . . may invoke the aid of the Commonwealth Court or any court of record of the Commonwealth, and such court may thereupon issue an order requiring the person subpoenaed to obey the subpoena or to give evidence or to produce books, accounts, papers, records, documents and files relative to the matter in question. Any failure to obey such order of the court may be punished by such court as a contempt thereof.

71 P.S. §307-3(a) (1968). During the March 4, 2008 Hearing, this Court informed the Appellant that she must comply with the administrative subpoena and specifically issued an Order giving the Appellant an additional ten (10) calendar days to provide the requested information to the Attorney General or possibly be found in contempt for failure to provide the subpoenaed records. (N.T. March 4, 2008, p. 11). The distilled essence of this issue is whether the Attorney General has the authority to issue administrative subpoenas and whether the Courts of the Commonwealth have the authority to enforce said subpoenas. Based

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upon the statute and case law, there is no viable question about that authority.

Appellant's second issue on appeal is this Court's Order, dated March 28, 2008, issuing a Bench Warrant for the Appellant due to her failure to appear for the March 28, 2008 Hearing. Under Pennsylvania Rules of Civil Procedure, No. 1910.13-1, it states in pertinent part:

- (a) If a party fails to appear at a conference and/or hearing as directed by order of court, the court may issue a bench warrant for the arrest of the party if it finds:
 - (2) Upon the affidavit of a hearing officer or conference officer that —
 - (iv) a competent adult handed a copy of the court order to the party, and filed an affidavit of service.

Pa.R.C.P. No. 1910.13-1 (2008). The Appellant willfully failed to appear for the March 28, 2008 Hearing, pursuant to this Court's Order of March 19, 2008. A representative of the Attorney General's office personally served the Order of March 19, 2008 upon the Defendant on that same day. The Attorney General filed a Return of Service accompanied with an Affidavit of Service with the Prothonotary's office on March 25, 2008. During the March 28, 2008 Hearing, this Court found, on the record, that the Appellant had received actual personal, in-hand service of the March 19, 2008 Order. (N.T. March 28, 2008, p. 4).

Furthermore, on March 21, 2008, the Appellant filed a "Praecipe," stating, "kindly schedule the above-captioned Motions for the hearing date of Friday, March 28, 2008, before the President Judge and/or assigned Judge" and she included a proposed scheduling order. The "Motions" referred to the "Verified Motions" that were also filed on March 21, 2008. The Appellant later confirmed her actual knowledge that this Court required her presence for the March 28th Hearing by filing the "Writ of Prohibition" and the "Verified Rescission" with the Prothonotary's office wherein she specifically purported to "dismiss" this Court's March 19th Order that scheduled the March 28th Hearing date and also purported to "dismiss" all judgments against her. Due to the fact that the Appellant's attendance was mandatory, and Appellant willfully failed to appear, this Court rightfully issued a Bench Warrant pursuant to Pennsylvania Rules of Civil Procedure No. 1910.13-1.

Commonwealth v. Montelione

CONCLUSION

Thus, the Appellant has become the architect of her own unfortunate situation. Additionally, the Appellant's obvious seething contempt for the proper legal processes of this Commonwealth is manifest throughout her numerous bizarre filings and actions. Therefore, we respectfully suggest that her appeals be dismissed as meritless, indeed frivolous.

ISSUED AT HARRISBURG, this 31st day of July, 2008.

—————○—————

SECOND PUBLICATION

Estate Notices

ESTATE OF RUDOLPH R. PETRINA, late of the Borough of Hummelstown, Dauphin County, Pennsylvania (died July 13, 2008). Executrix: Kathleen A. Rock, 194 Palmyra Road, Palmyra, PA 17078. Attorney: Jean D. Seibert, Esq., Wion, Zulli & Seibert, 109 Locust Street, Harrisburg, PA 17101. a15-a29

ESTATE OF DOROTHY ANN POORMAN a/k/a DOROTHY A. POORMAN, late of Harrisburg, Dauphin County, Pennsylvania (died July 8, 2008). Executrix: Catherine J. Lindsey, 405 North 48th Street, Harrisburg, PA 17111. Attorney: Paul Taneff, Esq., Ricci & Taneff, 4219 Derry Street, Harrisburg, PA 17111. a15-a29

ESTATE OF ROLAND J. HOFFMAN, late of Gratz, Dauphin County, Pennsylvania (died December 27, 2007). Personal Representative: Anna M. Hoffman, P.O. Box 129, Gratz, PA 17030. Attorney: Jeffrey B. Engle, Esq., Shaffer & Engle Law Offices, 129 Market Street, Millersburg, PA 17061. a15-a29

ESTATE OF CARL E. HELMAN, late of Susquehanna Township, Dauphin County, Pennsylvania (died June 23, 2008). Executrix: Carol A. Quick, 315 N. Front Street, Harrisburg, PA 17101. Attorney: Jeffrey E. Piccola, Esq., Boswell, Tintner, Piccola & Alford, 315 North Front Street, Post Office Box 741 Harrisburg, PA 17108. a15-a29

THIRD PUBLICATION

ESTATE OF ANNA M. ZACHARKOW, late of Lower Paxton Township, Dauphin County, Pennsylvania (died April 1, 2008). Executrix: Joyce A. Rosario, 4 Grant Cove, East Berlin, PA 17316. Attorney: Francis A. Zulli, Esq., Wion, Zulli & Seibert, 109 Locust Street, Harrisburg, PA 17101. a8-a22

ESTATE OF ERMA R. GALLAGHER, late of Highspire, Dauphin County, Pennsylvania (died July 1, 2008). Personal Representative: Patricia M. Gallagher, 3110 Green Street, Harrisburg, PA 17110. Attorney: Karen M. Balaban, Esq., P.O. Box 821, Harrisburg, PA 17108-0821. a8-a22

ESTATE OF MILAN BAZDAR, JR., late of Lower Swatara Township, Dauphin County, Pennsylvania. Co-Executors: Roy Bazdar and Nancy Pottorff, c/o 1503 Sping Garden Drive, Middletown, PA 17057. Attorney: Gerald J. Brinser, Esq. a8-a22

ESTATE OF KATHLEEN E. MARTIN, late of the City of Harrisburg, Dauphin County, Pennsylvania (died January 20, 2008). Executrix: Lisa M. Christoff, 3200 Peters Mountain Road, Halifax, PA 17032. Attorney: Gregory M. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethtown, PA 17023. a8-a22

ESTATE OF DUNMYRE, LEVENIA C. WALTERS, late of Harrisburg, Dauphin County, Pennsylvania. Administrator: Gary P. Dunmyre. Attorneys: Pyfer, Straub, Gray & Farhat, 128 N. Lime Street, P.O. Box 1597, Lancaster, PA 17608-1597. a8-a22

ESTATE OF EMMA METZGER, late of the Township of Lower Paxton, Dauphin County, Pennsylvania. Executrix: Delores A. Cackovic Kolakowski. Attorney: Kevin M. Scott, Esq., Saul Ewing LLP, Post Office Box 1291, Harrisburg, PA 17108. a8-a22

ESTATE OF ALBERT JOHN MOULFAIR a/k/a ALBERT J. MOULFAIR, late of Dauphin County, Pennsylvania (died December 12, 2007). Administrator: William A. Moulfair, 415 North Star Drive, Harrisburg, PA 17112. Attorney: Steven J. Schiffman, Esq., Serratelli, Schiffman, Brown & Calhoon, P.C., 2080 Linglestown Road, Suite 201, Harrisburg, PA 17110. a8-a22

THIRD PUBLICATION

Estate Notices

ESTATE OF MATTIE E. BOYER, late of Halifax Township, Dauphin County, Pennsylvania (died July 6, 2008). Co-Executrices: Janice Sweigard, P.O. Box 109, 207 Maple Street, Halifax, PA 17032 and Trudy Bitting, 441 Bitting Road, P.O. Box 58, Halifax, PA 17032. Attorney: Gregory M. Kerwin, Esq., Kerwin & Kerwin, 27 North Front Street, Harrisburg, PA 17101.

a8-a22

ESTATE OF ELISABETH TEAN, late of Dauphin County, Pennsylvania (died June 17, 2008). Executor/Attorney: Michael Cherewka, Esq., 624 North Front Street, Wormleysburg, PA 17043.

a8-a22

ESTATE OF DONNA C. RICHARDSON, late of Middle Paxton Township, Dauphin County, Pennsylvania (died June 27, 2008). Executor: PNC Bank, N.A. Attorney: Elizabeth P. Mullaugh, Esq., McNeese Wallace & Nurick LLC, 100 Pine Street, P.O. Box 1166, Harrisburg, PA 17108-1166. Telephone (717) 237-5243.

a8-a22

ESTATE OF ERMA M. MILLER, late of Millersburg, Dauphin County, Pennsylvania. Co-Executors: Jeffrey L. Miller, 371 North Main Street, Herndon, PA 17830 and Rodney L. Miller, 106 Moore Street, Millersburg, PA 17061. Attorney: Earl Richard Etzweiler, Esq., 105 North Front Street, Harrisburg, PA 17101. Telephone (717) 234-5600.

a8-a22

ESTATE OF MARTA JARMOLENKO, late of the City of Harrisburg, Dauphin County, Pennsylvania. Executrix: Nina J. Taylor, 548 Pasture Brook Road, Severn, MD 21144. Attorney: James H. Rowland, Jr., Esq., 812 North 17th Street, P.O. Box 1424, Harrisburg, PA 17105-1424.

a8-a22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for **Nicholson Insurance Agency, Inc.** The address of its principal office under the laws of its jurisdiction is 2300 Regency Road, Lexington, KY 40503. 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).

a22

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority was filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania on the 8th day of August, 2008, for the purpose of obtaining a Certificate of Authority for a business corporation organized under the laws of the State of Delaware.

The name and address of the corporation in the State of Delaware are: **VIPHollywoodAccess, Inc.**, 2711 Centerville Road, Suite 400, Wilmington, DE 19808. The address of its principal office in the Commonwealth of Pennsylvania is 3915 Union Deposit Road, #407, Harrisburg, PA 17109. The corporation has been qualified in Pennsylvania under the laws of the Business Corporation Law of 1988 as amended.

a22

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on August 7, 2008, 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 **Delmont Properties Corp.**

a22

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **REGAL CAB COMPANY**, a corporation organized under the Pennsylvania Business Corporation Law of 1988.

a22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **SEASONS HOSPICE & PALLIATIVE CARE OF PENNSYLVANIA MANAGEMENT, INC.**, a corporation organized under the Pennsylvania Business Corporation Law of 1988. a22

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for **Trison Construction, Inc.** The address of its principal office under the laws of its jurisdiction is 4000 NW 39th Street, Oklahoma City, OK 73112. The Commercial Registered Office Provider is Capitol Corporate Services, Inc. in Dauphin County. The Corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa. C.S. 4124(b). a22

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for **New England Service Source, Inc.** The address of its principal office under the laws of its jurisdiction is 318 South River Road, Bedford NH 03110. 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). a22

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for **MAXIMUS Health Services, Inc.** The address of its principal office under the laws of its jurisdiction is 251 East Ohio Street, Suite 500, Indianapolis, IN 46204. The Commercial Registered Office Provider is Capitol Corporate Services, 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). a22

NOTICE IS HEREBY GIVEN of the filing of Articles of Incorporation as follows:

1. The name of the corporation is **Creative Changes Inc.**
 2. The location of the registered office of the corporation is 888 State Street, Millersburg, PA 17061.
 3. The Articles of Incorporation were filed under the provisions of the Business Corporation Law of 1988.
 4. The corporation shall have unlimited power to engage in and do any lawful act concerning any or all lawful business for which corporations may be incorporated under the Business Corporation Law.
 5. The Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania and approved by said Department on the 1st day of August 2008. a22
-

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed on August 7, 2008, with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, for the purpose of obtaining a Certificate of Incorporation of a proposed business corporation to be organized under the 1988 Pennsylvania Business Corporation Law of the Commonwealth of Pennsylvania. The name of the corporation is **Zhang's Brothers, Inc.** The registered office is at 4089 Londonderry Road, Harrisburg, Dauphin County, Pennsylvania 17109-4819. The purpose of the corporation is: to purchase, own, lease and sell real estate and all other lawful business in the Commonwealth of Pennsylvania and elsewhere for which corporations may be incorporated under the Pennsylvania Business Corporation Law.

STEVE C. NICHOLAS, Esq.
Nicholas Law Offices, P.C.
2215 Forest Hills Drive, Suite 37
Harrisburg, PA 17112-1099
(717) 540-7746

a22

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **HIGHTOWERS, INC.**, a corporation organized under the Pennsylvania Business Corporation Law of 1988. a22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **PHILM, INC.**, a corporation organized under the Pennsylvania Business Corporation Law of 1988. a22

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for **Howell Belanger Castelli Architects, P.C.** The address of its principal office under the laws of its jurisdiction is 122 West 27th Street, 4th Floor, New York, NY 10001. The Commercial Registered Office Provider is United Corporate Services, 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). a22

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed on August 7, 2008 with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, for the purpose of obtaining a Certificate of Incorporation of a proposed business corporation to be organized under the 1988 Pennsylvania Business Corporation Law of the Commonwealth of Pennsylvania. The name of the corporation is **Tuna Restaurant, Inc.** The registered office is at 4089 Londonderry Road, Harrisburg, Dauphin County, Pennsylvania 17109-4819. The purpose of the corporation is: To conduct a licensed restaurant business and all other lawful business in the Commonwealth of Pennsylvania and elsewhere for which corporations may be incorporated under the Pennsylvania Business Corporation Law.

STEVE C. NICHOLAS, Esq.
Nicholas Law Offices, P.C.
2215 Forest Hills Drive, Suite 37
Harrisburg, PA 17112-1099
a22 (717) 540-7746

NOTICE IS HEREBY GIVEN that **Job1America, Inc.**, a foreign business corporation incorporated under the laws of the State of Ohio, where its principal office is located at 701 Jefferson Avenue, Toledo, OH 43604, has applied for a Certificate of Authority in Pennsylvania, where its registered office is located at c/o National Registered Agents, Inc. The registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. a22

NOTICE IS HEREBY GIVEN that **Grumbine's R. V. Center, Inc.**, a Pennsylvania corporation with its registered office at 4007 Pine Needles Drive, Harrisburg, PA, is now engaged in winding up and settling the affairs of said corporation. The corporation will be filing Articles of Dissolution with the Commonwealth of Pennsylvania at Harrisburg, PA, so that its corporate existence shall be ended by issuance of a Certificate of Dissolution by the Department of State under the provisions of the Business Corporation Law of 1988 (as amended).

McNEES WALLACE & NURICK LLC
100 Pine Street
a22 Harrisburg, PA 17101

NOTICE IS HEREBY GIVEN that **Jimco Maintenance, Inc.**, a foreign business corporation incorporated under the laws of the State of Florida, where its principal office is located at 710 Commerce Drive, #107, Venice, Florida 34292, has applied for a Certificate of Authority in Pennsylvania, where its registered office is located at c/o CT Corporation System, Pennsylvania. The registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. a22

NOTICE IS HEREBY GIVEN that **American Bio Medica Corporation**, 122 Smith Road, Kinderhook, NY 12106 (a New York corporation) has filed an Application for Certificate of Authority with the Department of State of the Commonwealth of Pennsylvania to register as a foreign business corporation. The name of the corporation to be adopted in the Commonwealth is American Bio Medica Corporation. a22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for **Duro-Shed, Inc.** The address of its principal office under the laws of its jurisdiction is 3785 West Main Street, Batavia, NY 14020. The Commercial Registered Office Provider is United Corporate Services, 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). a22

NOTICE IS HEREBY GIVEN that the Certificate of Authority was filed on July 10, 2008, for the purpose of obtaining a Certificate of Authority pursuant to the provisions of the Business Corporation Law of 1988, 15 Pa. C.S. Section 1101. The name of the corporation **Gibbens Drake Scott, Inc.**

The purpose for which the corporation is an engineering firm. a22

NOTICE IS HEREBY GIVEN that Nonprofit Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, on August 11, 2008, for the purpose of obtaining a Certificate of Incorporation under the provisions of the Nonprofit Corporation Law of 1988. The name of the proposed nonprofit corporation is **The Townes At Autumn View Homeowners Association.**

The purpose for which it will be organized is: To be a unit owners' association which provides for the management, maintenance and care of the residential community project located in Lower Paxton Township, Dauphin County, Pennsylvania, known as The Townes At Autumn View, A Planned Community.

McNEES WALLACE & NURICK LLC
100 Pine Street
a22 Harrisburg, PA 17101

NOTICE IS HEREBY GIVEN that **HICKORY INTERNATIONAL, INC.**, a foreign business corporation incorporated under the laws of the State of Delaware, received a Certificate of Authority in Pennsylvania on May 29, 2008 and surrenders its Certificate of Authority to do business in Pennsylvania.

Its last registered office in this Commonwealth was located at: CT CORPORATION SYSTEM, DAUPHIN COUNTY, PA, and its last registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania.

Notice of its intention to withdraw from Pennsylvania was mailed by certified or registered mail to each municipal corporation in which the registered office or principal place of business of the corporation in Pennsylvania is located.

The post office address, including street and number, if any, to which process may be sent in an action or proceeding upon any liability incurred before any liability incurred before the filing of the application for termination of authority is HICKORY INTERNATIONAL, INC. 1704 CONOWINGO RD., BEL AIR, MD 21014. a22

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Commonwealth of Pennsylvania. The name of the corporation is **Tangelo Enterprises, Inc.** The corporation has been incorporated under the provisions of the Business Corporation Law of the Commonwealth of Pennsylvania Act of December 22, 1988.

ANTHONY J. NESTICO, Esq.
840 East Chocolate Avenue
Hershey, PA 17033
a22 (717) 533-5406

NOTICE IS HEREBY GIVEN that a Certificate of Organization has been filed with the Department of State of the Commonwealth of Pennsylvania in Harrisburg, Pennsylvania, for **Capstone Legal Nurse Consultants, LLC.** The Certificate of Organization was filed on July 23, 2008. Said Limited Liability Company intends to be organized under the provisions of the Business Corporation Law of the Commonwealth of Pennsylvania of 1988. The initial registered office of the company is in care of Anthony J. Nestico, Esquire, 840 East Chocolate Avenue, Hershey, PA 17033, (717) 533-5406, Attorney for Capstone Legal Nurse Consultants, LLC. a22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN, pursuant to the provisions of the Act of Assembly, No. 295 of 1982 effective March 16, 1983, as amended, of filing in the Office of the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, an application for the conduct of a business in Dauphin County, Pennsylvania under the assumed or fictitious name, style or designation of: **CU AUTO GROUP**, with its principal place of business at 100 Paragon Drive, Montvale, NJ 07645.

The name and address of the entity owning or interested in said business is: Paragon Financial Group, LLC, 100 Paragon Drive, Montvale, NJ 07645.

The application was filed on July 29, 2008.

KATHERINE E. WEBER, Solicitor
Messick & Weber P.C.
The Madison Building
108 Chesley Drive
Media, PA 19063

a22

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on July 21, 2008, by **WYLE HOLDINGS, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. a22

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 4129 of the Business Corporation Law of 1988, **WASHINGTON MUTUAL MORTGAGE SECURITIES CORP.**, a corporation of the State of Delaware, with principal office located at 1301 2nd Avenue, WMC3501, Seattle, WA 98101, and having a Commercial Registered office Provider and county of venue as follows: Corporation Service Company, Dauphin County, which on November 30, 2006, 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. a22

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 4129 of the Business Corporation Law of 1988, **COGENTRIX/NORTHAMPTON, INC.**, a corporation of the State of Delaware, with principal office located at 9405 Arrowpoint Boulevard, Charlotte, NC 28273, and having a Commercial Registered office Provider and county of venue as follows: Corporation Service Company, Dauphin County, which on August 5, 1998, 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. a22

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on August 7, 2008, by **C2C HOLDINGS, 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 shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. a22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on August 12, 2008, by **NOVELIS UK LIMITED**, a foreign corporation formed under the laws of the United Kingdom, where its principal office is located at Stourbridge Road, Bridgnorth, Shropshire, United Kingdom, WV15 6AW, 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. a22

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on August 5, 2008, by **UNEKLO USA, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 1209 Orange Street, Wilmington, DE 19801, 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 at c/o CT Corporation System, Dauphin County. a22

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 9, 2008, by **CLINICAL RESEARCH MANAGEMENT, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 624 S. Boston Avenue, Suite 230, Tulsa, OK 74119, 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 at c/o CT Corporation System, Dauphin County. a22

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on August 8, 2008, by **L.H. Underwood Arial Patrol, Inc.**, a foreign corporation formed under the laws of the State of Texas, where its principal office is located at 22770 Shannon Falls Court, Katy, TX 77494-2259, 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 at c/o CT Corporation System, Dauphin County. a22

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on July 18, 2008, by **Highsmith Acquisition Co.**, a foreign corporation formed under the laws of the State of Wisconsin, where its principal office is located at 401 S. Wright Road, Janesville, WI 53547, 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 at c/o CT Corporation System, Dauphin County. a22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on July 25, 2008, by **GreenUmbrella.com, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 18500 Von Karman Avenue, Suite 900, Irvine, CA 92612, 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 at c/o CT Corporation System, Dauphin County. a22

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on August 13, 2008, by **D.S.B. Operating Corp.**, a foreign corporation formed under the laws of the State of Ohio, where its principal office is located at 300 East Cherry Street, North Baltimore, OH 45872, 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 at c/o CT Corporation System, Dauphin County. a22

NOTICE IS HEREBY GIVEN that the shareholders and directors of **THE WILKENSON GROUP, INC.**, a Pennsylvania corporation, with a registered address at 2704 Commerce Drive, Harrisburg, PA 17110, Dauphin County, Pennsylvania, 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. a22

FIRST PUBLICATION

Fictitious Notices

NOTICE IS HEREBY GIVEN that an application for registration of the fictitious name, **GUITAR TATTOOZ**, for conduct of business in the Commonwealth of Pennsylvania, with its principal place of business at 2302 Abbey Lane, Harrisburg, Pennsylvania 17112, was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on or about August 5, 2008, pursuant to the Fictitious Names Act of December 16, 1982, Act 295 (54 Pa.C.S.A, 301 et seq.). The name and address of the entity owning or interested in said business is: INSTRUMENTAL ART, LLC., 2302 ABBEY LANE, HARRISBURG, PA 17112.

HEATHER D. ROYER, Esq.
Smigel, Anderson & Sacks, LLP
4431 North Front Street
Harrisburg, PA 17110

a22

FIRST PUBLICATION

Miscellaneous Notices

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

PETITION FOR CHANGE OF NAME

NOTICE

NOTICE IS HEREBY GIVEN that on August 8, 2008, the Petition of **Phung Kim Luong** was filed in the above named court, requesting a decree to change her name from **Phung Kim Luong** to **Kym P. Luong**.

The Court has fixed September 24th, 2008 in Courtroom No. 2 at 11:00 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. a22

FIRST 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, September 16, 2008*. 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, September 9, 2008*.

1. GOOD, CATHARINE E., Deceased, First and Final Account of John Linn Good, Trustee (Trust Under Will F/B/O Daniel, Good).
2. KAUFFMAN, BETTY J., Deceased, First and Final Account of Steve C. Nicholas, Executor.
3. LEBO, CARRIE E., Deceased, First and Final Account of James J. Lebo, Executor.
4. WOODWARD, MARTHA EUNICE, an Incapacitated Person, First and Final Account of Crystal L. Newkirk, Guardian.

Dated: August 8, 2008

/s/ SANDRA C. SNYDER
Register of Wills and
a22-a29 Clerk of the Orphans' Court Division

IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA

LEGAL NOTICE
ORPHANS' COURT DIVISION

NOTICE OF HEARING
TO TERMINATE PARENTAL RIGHTS

SEPTEMBER 3, 2008

9:00 A.M. **Unknown Father, father AND
Desia Ransom, mother**
Docket No. 53-Adopt-2008
In Re: Female child -
SLR born 8/31/07

1:30 P.M. **Karmin Benito Dearing, father
AND Shelly Ann Minnich,
mother**
Docket No. 61-Adopt-2008
In Re: Female child -
RAD born 1/2/07

YOU ARE HEREBY NOTIFIED that a petition has been filed asking the Court to put an end to all rights you have to your child. The Court has set a hearing to consider ending your rights to your child. That hearing will be held in Dauphin County Courthouse, Front and Market Streets, Harrisburg, Pennsylvania, in Courtroom 5, Third Floor, on the date and time specified. You are warned that even if you fail to appear at the scheduled hearing, the hearing will go on without you and your rights to your child may be ended by the Court without your being present. You have a right to be represented at the hearing by a lawyer. You should take this notice to your lawyer at once. If you do not have a lawyer, go to or telephone the office set forth below to find out where you can get legal help. You are also warned that if you fail to file either an acknowledgement or paternity pursuant to 23 Pa.C.S.A. Section 5103 and fail to either appear at the hearing to object to the termination of your rights or file a written objection to such termination with the Court prior to the hearing, your rights may also be terminated under Pa.C.S.A. Section 2503(d) or Section 2504(c) of the Adoption Act.

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

NOTICE

FIRST PUBLICATION

Miscellaneous Notices

IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA

CIVIL DIVISION

No. 2007-CV-11069-MF

CHASE HOME FINANCE LLC,
s/b/m/t Chase Manhattan Mortgage
Corporation, Plaintiff

vs.

RONALD E. PRICE, JR. and
MICHELLE Y. PRICE, Defendants

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

a22

TO: RONNA L. HORST, Not Individually, as Executrix for the Estate of Elsa L. Sherrick, Deceased Mortgagor AND RONNA L. HORST, Real Owner AND MICHELLE SAFT, Real Owner AND THOMAS L. DRAKE, JR., Real Owner AND ALL UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER CRYSTAL ANN DRAKE

YOU ARE HEREBY NOTIFIED that on 08/06/08, a Writ of Execution was issued by Wachovia Bank, N.A. against you (in the amount of \$, with interest continuing from 12/17/07 at the per diem of \$14.20 until the date of sale plus costs of suit), filed at Dauphin C.C.C.P. No. 2008-CV-179-MF, for sale of the mortgaged premises located at 227 Penn Street, Highspire Borough, Dauphin County, PA. The sheriff sale is scheduled for 10/09/08 at 10:00 a.m. at the Dauphin County Administration Building, Second and Market Streets, Commissioner's Hearing Room, 4th Floor, Harrisburg, PA 17101.

ANTHONY R. DISTASIO, Esq.
Linton, Distasio, Edwards & Miller, P.C.
a22 (610) 374-7320

NOTICE

TO: JOYCE M. WEVODAU, Deceased Mortgagor & Real Owner and ALL UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER JOYCE M. WEVODAU

YOU ARE HEREBY NOTIFIED that on 08/06/08, a Writ of Execution was issued by Wachovia Bank, N.A. against you (in the amount of \$9,643.18, with interest continuing from 01/07/08 at the per them of \$1.65 until the date of sale plus costs of suit), filed at Dauphin C.C.C.P. No. 2008-CV-849-MF, for sale of the mortgaged premises located at 4005 Elmerton Avenue, Harrisburg, Dauphin County, PA. The sheriff sale is scheduled for 10/09/08 at 10:00 a.m. at the Dauphin County Administration Building, Second and Market Streets, Commissioner's Hearing Room, 4th Floor, Harrisburg, PA 17101.

ANTHONY R. DISTASIO, Esq.
Linton, Distasio, Edwards & Miller, P.C.
a22 (610) 374-7320

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Miscellaneous Notices

NOTICE

TO: EDWARD P. CASE, III

YOU ARE HEREBY NOTIFIED that on 08/06/08, a Writ of Execution was issued by Wachovia Bank, N.A. against you (in the amount of \$55,258.75, with interest continuing from 11/26/07 at the per diem of \$9.15 until the date of sale plus costs of suit), filed at Dauphin C.C.C.P. No. 2007-CV-13811-MF, for sale of the mortgaged premises located at 1012 South 23rd Street, Harrisburg, Dauphin County, PA. The sheriff sale is scheduled for 10/09/08 at 10:00 a.m. at the Dauphin County Administration Building, Second and Market Streets, Commissioner's Hearing Room, 4th Floor, Harrisburg, PA 17101.

ANTHONY R. DISTASIO, Esq.
Linton, Distasio, Edwards & Miller, P.C.
a22 (610) 374-7320

NOTICE

TO: EDWARD P. CASE, III

YOU ARE HEREBY NOTIFIED that on 08/06/08, a Writ of Execution was issued by Wachovia Bank, N.A. against you (in the amount of \$58,363.86, with interest continuing from 01/03/08 at the per diem of \$9.92 until the date of sale plus costs of suit), filed at Dauphin C.C.C.P. No. 2008-CV-00850-MF, for sale of the mortgaged premises located at 1826 Chestnut Street, Harrisburg, Dauphin County, PA. The sheriff sale is scheduled for 10/09/08 at 10:00 a.m. at the Dauphin County Administration Building, Second and Market Streets, Commissioner's Hearing Room, 4th Floor, Harrisburg, PA 17101.

ANTHONY R. DISTASIO, Esq.
Linton, Distasio, Edwards & Miller, P.C.
a22 (610) 374-7320

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

CIVIL ACTION – LAW

No. 2008-CV-02852-MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**NATIONAL CITY BANK, Plaintiff
vs.**

CONCHITA G. RIVERA, Defendant

YOU ARE HEREBY NOTIFIED that you have been named as Defendants in a civil action instituted by National City Bank against you in this Court. This action has been instituted to foreclose on a Mortgage dated February 27, 2004, and recorded in the Recorder's Office of Dauphin County in Mortgage Book Volume 5400, page 161 on March 8, 2004.

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

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 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 or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help.

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

LOUIS P. VITTI, Esq.
Louis P. Vitti & Associates, P.C.
916 Fifth Avenue
Pittsburgh, PA 15219
(412) 281-1725

a22

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Miscellaneous Notices

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

CIVIL ACTION – LAW

No. 2008 CV 8216 NT

**NOTICE OF ACTION
IN CONFESSION OF JUDGMENT**

MID PENN BANK, Plaintiff

vs.

**THE HARRISBURG GRAPHIC ARTS
SHOP, INC. and GEORGE E. ANDERSON,
Defendants**

**TO: THE HARRISBURG
GRAPHIC ARTS SHOP, INC. and
GEORGE E. ANDERSON
PRESENTLY OR FORMERLY of
871 Eisenhower Boulevard
Harrisburg, PA 17111**

YOU ARE HEREBY NOTIFIED that a lawsuit has been filed against you in Confession of Judgment because you have failed to make the regular monthly payments on your loan and the loan is in default. The lawsuit is filed in the Dauphin County Court of Common Pleas, at the above term and number.

A copy of the Complaint and the Notice under Rule 2958.1 filed in the lawsuit will be sent to you upon request to the Attorney for the Plaintiff, Scott A. Dieterick, Esquire, P.O. Box 650, Hershey, PA 17033. Phone (717) 533-3280.

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY AN 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 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.

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

a22

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

CIVIL ACTION – LAW

No. 2005 CV 2977 CN

EMINENT DOMAIN - IN REM

**IN RE: CONDEMNATION BY THE
REDEVELOPMENT AUTHORITY
OF THE CITY OF HARRISBURG
OF CERTAIN PARCELS OF REAL
ESTATE IN THE CITY OF
HARRISBURG IN CONNECTION
WITH THE HARRISBURG
VACANT PROPERTY
REINVESTMENT BOARD OF
THE CITY OF HARRISBURG**

**TO: Richard P. Hobbs
Lucy Shields**

PLEASE TAKE NOTICE that a Petition to Distribute Estimated Just Compensation was filed by the Redevelopment Authority of the City of Harrisburg (the "Authority") on June 26, 2008. A subsequent Rule to Show Cause was executed in the Court of Common Pleas, Dauphin County, Pennsylvania setting forth the proposed distribution of the Estimated Just Compensation.

The address of the condemnor is: Redevelopment Authority of the City of Harrisburg, 10 North Second Street, Harrisburg, Pennsylvania.

The Condemnation action is authorized under the Urban Redevelopment Law of Pennsylvania, Act of May 24, 1945, P.L. 991, Section 9(1): and Section 12 (35 P.S. 1709, 1712).

NOTICE

FIRST PUBLICATION

Miscellaneous Notices

The Declaration of Taking was authorized by Resolutions adopted by the Board of the Redevelopment Authority of the City of Harrisburg at the meeting convened on April 19, 2005. The minutes of said meeting may be examined at the office of the Authority, 10 North Second Street, Harrisburg, Pennsylvania.

The property condemned is all that certain piece or parcel of land situate in the City of Harrisburg, Dauphin County, Pennsylvania, known and addressed as:

Tax Parcel No. 10-015-043.

Address: 2515 Agate Street, Harrisburg, Pennsylvania.

The condemnation vests title of fee simple absolute in this Authority.

The proposed distribution of the Estimated Just Compensation may be obtained by contacting Stuart J. Magdule, Esquire.

IF YOU WISH TO OBJECT to the Petition to Distribute Estimated Just Compensation, you are required to file a response within twenty (20) days of this Notice of Distribution.

STUART J. MAGDULE, Esq.
Smigel, Anderson & Sacks, LLP
4431 North Front Street
Harrisburg, PA 17110-1260
(717) 234-2401

a22

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

CIVIL ACTION – QUIET TITLE

No. 2008-CV-6705-QT

**THE REDEVELOPMENT AUTHORITY
OF THE CITY OF HARRISBURG,
A PENNSYLVANIA REDEVELOPMENT
AUTHORITY, Plaintiff**

vs.

**JACKIE BAILEY and
JAMES F. PRESSLEY, Defendants**

**TO: JACKIE BAILEY and
JAMES F. PRESSLEY**

YOU ARE HEREBY NOTIFIED that an Action to Quiet Title was brought against you in the Court of Common Pleas of Dauphin County, filed to No. 2008-CV-6705-QT requesting that you be forever barred from asserting any right, title or interest in and to the real property described herein and that The Redevelopment Authority of the City of Harrisburg has extinguished any right, lien, title or interest claimed by you or any other person or persons to the premises as follows:

ALL THAT CERTAIN tract or parcel of land with the buildings and improvements thereon erected situate in the Tenth Ward of the City of Harrisburg, Dauphin County, Pennsylvania, more particularly bounded and described as follows, to wit:

BEGINNING at a point on the southerly line of Woodbine Street, which point is 44.83 feet westwardly of the southwesterly corner of Woodbine and Moltke Streets; thence through the center of a partition wall and beyond, South 40 degrees East, 75 feet to a point on the northerly line of a four feet wide private alley; thence along same South 50 degrees West, 14.05 feet to a point; thence North 40 degrees West, 75 feet to a point on the southerly line of Woodbine Street, aforesaid; thence along same North 50 degrees, East, 14.05 feet to a point, the place of BEGINNING.

BEING No. 641 Woodbine Street. Together with the right to use the four (4) feet wide private alley at the rear of said premises in common with other owners and occupiers abutting thereon.

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY AN 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 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.

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

STUART J. MAGDULE, Esq.
Smigel, Anderson & Sacks, LLP
4431 North Front Street
Harrisburg, PA 17110
(717) 234-2401

a22

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

CIVIL ACTION – LAW

No. 2008-CV-7272-QT

QUIET TITLE

**DOBSON LIMITED FAMILY
PARTNERSHIP, Plaintiff**

vs.

**THEODORE ELLIS, III (Individually),
TRACY ELLIS (Individually), TRACY
ELLIS AND THEODORE ELLIS, III,
CO-ADMINISTRATORS OF THE ESTATE
HAZEL L. ELLIS, DECEASED,
MELLON MORTGAGE COMPANY and
PUN COLLECTION V, LLC, their heirs,
successors, personal representatives and
assigns, Defendants**

**TO: The Estate of Theodore Ellis, III,
Deceased, his personal representatives,
heirs, legatees and assigns generally,
and Mellon Mortgage Company,
its successors and assigns, generally.**

TAKE NOTICE, that Plaintiff has commenced a Quiet Title action against the Defendants named above relating to real estate in the City of Harrisburg, Dauphin County, PA, described as follows:

ALL THAT CERTAIN pieces or parcel of land, to wit, 1503 North Fifteenth Street, in the City of Harrisburg, Pennsylvania, a.k.a. as tax parcel 07-068-015, more particularly bounded and described as follows, to wit:

BEGINNING at a point on the eastern side of North Fifteenth Street, 21.58 feet north of the northeast corner of said North Fifteenth Street and Reily Street, then northwardly along the eastern side of North Fifteenth Street, 16.25 feet to a point; thence eastwardly on a line at right angles to the eastern side of North Fifteenth Street, and through the center of a partition wall between Fifteenth Street, and through the center of a partition wall between the premises herein described and premises No. 1505 North Fifteenth Street, 100 feet to the western side of May Street; thence southwardly along the western side of May Street, 16.25 feet to a point; thence westwardly in a line at right angles to the eastern line of North Fifteenth Street, and through the center of a partition wall between the promises herein through the center of a partition wall between the premises herein described and premises No. 1501 North Fifteenth Street, 100 feet to the eastern side of North Fifteenth Street, the place of BEGINNING.

HAVING thereon erected a two story brick dwelling house numbered with the city number as 1503 North Fifteenth Street, Harrisburg, Pennsylvania. For title see Dauphin County Recorder of Deeds Instrument #2007003774.

NOTICE

IF YOU WISH TO DEFEND, you must enter a written appearance personally or by attorney and file your defenses 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.

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Miscellaneous Notices

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

a22

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

CIVIL ACTION – LAW

No. 2008-CV-8528-CN

EMINENT DOMAIN - IN REM

**IN RE: CONDEMNATION BY THE
REDEVELOPMENT AUTHORITY
OF THE CITY OF HARRISBURG
OF CERTAIN PARCELS OF REAL
ESTATE IN THE CITY OF
HARRISBURG IN CONNECTION
WITH THE HARRISBURG
VACANT PROPERTY
REINVESTMENT BOARD OF
THE CITY OF HARRISBURG**

**TO: Jackie Bailey
H.C. Wolbert, Inc.
City of Harrisburg
Simon Goldberg
Rae Goldberg**

PLEASE TAKE NOTICE that a Declaration of Taking was filed by the Redevelopment Authority of the City of Harrisburg on July 8, 2008.

The address of the condemnor is: Redevelopment Authority of the City of Harrisburg, 10 North Second Street, Harrisburg, Pennsylvania.

The Condemnation action is authorized under the Urban Redevelopment Law of Pennsylvania, Act of May 24, 1945, P.L. 991, Section 9(1) and Section 12 (35 P.S. 1709, 1712).

The Declaration of Taking was authorized by Resolutions adopted by the Board of the Redevelopment Authority of the City of Harrisburg at the meeting convened on March 18, 2008. The minutes of said meeting may be examined at the office of the Authority, 10 North Second Street, Harrisburg, Pennsylvania.

The Redevelopment Authority of the City of Harrisburg, acting as agents for the Harrisburg Vacant Property Reinvestment Board of the City of Harrisburg and by authority of City Council Ordinance No. 26-1979, has been instructed to acquire various properties throughout the City through condemnation.

The property condemned is all that certain piece or parcel of land situate in the City of Harrisburg, Dauphin County, Pennsylvania, known and addressed as:

Tax Parcel No. 10-011-055.

Address: 648 Woodbine Street, Harrisburg, Pennsylvania.

The condemnation vests title of fee simple absolute in this Authority.

A property map showing the condemned property and legal description for same may be inspected at the office of the Authority, 10 North Second Street, Suite 405, Harrisburg, Pennsylvania.

Just compensation has been made or secured by a Bond filed by the Authority with its Declaration of Taking in accordance with Section 403(a) of the Eminent Domain Code.

IF YOU WISH TO CHALLENGE the power or the right of Condemnor to appropriate the condemned property, the sufficiency of the security, the procedure followed by Condemnor or the Declaration of Taking, you are required to file Preliminary Objections within thirty (30) days of this Notice of Condemnation.

STUART J. MAGDULE, Esq.
Smigel, Anderson & Sacks, LLP
4431 North Front Street
Harrisburg, PA 17110-1260
(717) 234-2401

a22

FIRST PUBLICATION

Miscellaneous Notices

IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA

CIVIL ACTION – LAW

No. 2008-CV-9143

NOTICE OF QUIET TITLE ACTION

SHYDA-TOLJA PARTNERS, Plaintiff
vs.

**ESTATE OF A.D.E. KILLINGER,
Deceased, and Executors, Administrators,
Heirs, Successors and Assigns of
A.D.E. KILLINGER, Deceased;
DAVID C. RUNKLE, Deceased, and
Executors, Administrators, Heirs,
Successors and Assigns of
DAVID C. RUNKLE, Deceased and
G.W. WADE, JR., Deceased, and
Executors, Administrators, Heirs,
Successors and Assigns of
G.W. WADE, JR., Deceased,
Defendants**

**TO: ESTATE OF A.D.E. KILLINGER,
Deceased, and Executors,
Administrators, Heirs, Successors
and Assigns of A.D.E. KILLINGER,
Deceased; DAVID C. RUNKLE,
Deceased, and Executors,
Administrators, Heirs, Successors
and Assigns of DAVID C. RUNKLE,
Deceased and G.W. WADE, JR.,
Deceased, and Executors,
Administrators, Heirs, Successors
and Assigns of G.W. WADE, JR.,
Deceased**

NOTICE IS HEREBY GIVEN that on July 22, 2008, a Complaint in Quiet Title was filed in the Court of Common Pleas of Dauphin County.

TO ALL DEFENDANTS:

Plaintiff has requested that the Court enter an Order declaring the Plaintiff as owner in fee simple of the property, entitled to the quiet and peaceful possession of the property and that

Defendants and all persons claiming through them should have no estate, right, title, or interest in or to the property or any part thereof, and permanently enjoining Defendants and all persons claiming under them from asserting any adverse claim to Plaintiff's title to the property. The property is located in West Hanover Township, Dauphin County, Pennsylvania, and is a nine (9) acre tract of mountain land identified in the Dauphin County Recorder of Deeds Office to Instrument Number 20080019386.

The Complaint further recites that the Plaintiff's predecessors in title, based upon deeds of record in the Office of the Recorder of Deeds in and for Dauphin County, are as follows: (a) John W. Shellenhamer and Jean W. Shellenhamer, his wife, Deed Book 786, Page 72; (b) Elvira E. Keim, Deed Book "R", Volume 47, Page 140; (c) Marlin O. Ebersole, Treasurer's Deed Book "R", Volume 42, Page 557; and (d) Marlin O. Ebersole, Treasurer's Deed Book "R", Volume 42, Page 558.

Marlin O. Ebersole purchased the property at a public sale held by the Treasurer of Dauphin County, which identified the owner of the property as the David C. Runkle Estate. In Deed Book "R", Volume 47, Page 140, whereby the property was conveyed from Marlin O. Ebersole to Elvira E. Keim, reference is made to an unrecorded deed, whereby A.D.E. Killinger purportedly conveyed the property to a David C. Runkle and a G.W. Wade, Jr., on or about August 10, 1912.

Plaintiff has filed the within Complaint to determine its status as the sole owner in fee simple of the property and to confirm that the executors, administrators, heirs, successors, or assigns, of the Estates of A.D.E. Killinger, David C. Runkle, and G.W. Wade, Jr., have no right, title, or interest in the property.

IF YOU WISH TO DEFEND against the claims set forth in the Complaint, you must enter a written appearance personally, or by an attorney, and file your defenses or objections in writing with the Court within thirty (30) days of the date of publication of this Notice. 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 rights or other rights important to you.

FIRST PUBLICATION

Miscellaneous Notices

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.

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

LOREN A. SCHRUM, Esq.
MAGDALENE C. ZEPPOS, Esq.
Reilly, Wolfson, Sheffey, Schrum and
Lundberg LLP
1601 Cornwall Road
Lebanon, PA 17042
(717) 273-3733

a22

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

CIVIL ACTION – QUIET TITLE

No. 2008-CV-7915-QT

**THE REDEVELOPMENT AUTHORITY
OF THE CITY OF HARRISBURG,
A PENNSYLVANIA REDEVELOPMENT
AUTHORITY, Plaintiff**

vs.

**JACKIE BAILEY and
WESLEY A. PLUMMER, Defendants**

**TO: Jackie Bailey and
Wesley A. Plummer**

NOTICE

YOU ARE HEREBY NOTIFIED that an Action to Quiet Title was brought against you in the Court of Common Pleas of Dauphin County, filed to No. 2008-CV-7915-QT requesting that

you be forever barred from asserting any right, title or interest in and to the real property described herein and that The Redevelopment Authority of the City of Harrisburg has extinguished any right, lien, title or interest claimed by you or any other person or persons to the premises as follows:

ALL THAT CERTAIN lot or piece of ground situated in the Tenth Ward of the City of Harrisburg, Dauphin County, Pennsylvania, more particularly bounded and described as follows, to wit:

BEGINNING at a point on the south side of Woodbine Street, one hundred and twenty (120) feet and eight (8) inches from the southwest corner of Seventh and Woodbine Streets and at the corner of a twenty (20) foot alley; thence at right angles with Woodbine Street, in a southerly direction along the west side of said twenty (20) foot alley, seventy-five (75) feet, to a four (4) foot wide alley; thence in a westerly direction and parallel with Woodbine Street, along the north side of said private alley ten (10) feet and four (4) inches to a point; thence in a northerly direction at right angles with Woodbine Street and along the line of property now or late of J. Yhler, seventy-five (75) feet to Woodbine Street; thence in an easterly direction along the south side of Woodbine Street, sixteen (16) feet and ten (10) inches to the place of BEGINNING.

TOGETHER with the privilege of the use of the four (4) foot alley above referred to and in common with the owners of other property abutting thereon.

HAVING THEREON ERECTED a three story frame dwelling house, numbered 647 Woodbine Street, Harrisburg, Pennsylvania.

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY AN 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 RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

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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

STUART J. MAGDULE, Esq.
Smigel, Anderson & Sacks, LLP
4431 North Front Street
Harrisburg, PA 17110
(717) 234-2401

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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

AUGUST 2008

Judge Lawrence F. CLARK, JR.

SEPTEMBER 2008

Judge John F. CHERRY

Opinions Not Yet Reported

July 31, 2008 – Hoover, J., **Estrada v. Olt, et al.** (2004 CV 4890 CV)

July 21, 2008 – Hoover, J., **Commonwealth v. Hosby** (4975 CR 2006)

August 5, 2008 – Kleinfelter, J., **Kelly Systems, Inc. v. Koda** (No. 2007 CV 13485 ML)

BAR ASSOCIATION PAGE – Continued
MISCELLANEOUS SECTION

Opinions Not Yet Reported

August 5, 2008 – Kleinfelter, J., **Pennswood Apartments, L.P. v. Keystone Service Systems, Inc.** (2007 CV 13485 ML)

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ATTORNEY — **Family & Civil Law** Harrisburg firm seeks full-time Attorney with significant (5+ years) experience primarily in family and civil law. Criminal law experience also helpful. The successful candidate will have courtroom experience in central Pennsylvania Courts and be a hard-working professional with strong academic credentials. Federal Court experience also beneficial. Compensation commensurate with experience. Employee benefit package includes company sponsored retirement and health plan. Interested applicants should submit a confidential resume with salary requirements to Sharon Bond, Firm Administrator, Scaringi & Scaringi, P.C., 2000 Linglestown Road, Suite 106, Harrisburg, PA 17110, or email Sharon@scaringilaw.com. a15-a29

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Rhoads & Sinon LLP
P. O. Box 1146, One South Market Square
Harrisburg, PA 17108

Or

Email resume to pbruder@rhoads-sinon.com

EOE

a8-a22

BAR ASSOCIATION PAGE – Continued

MISCELLANEOUS SECTION

ATTORNEY POSITION

The Pennsylvania Public Utility Commission has a full-time attorney position available in the Office of Special Assistants in Harrisburg.

ATTORNEY 3

This is an attorney position responsible for reviewing the Recommended Decision of the Administrative Law Judge, the exceptions filed thereto by various participating parties, the briefs and reply briefs filed with the Administrative Law Judge by various participating parties and selected exhibits, portions of prepared direct testimony and the transcripts of cross examination thereon, Analyzes the issues involved, proposes a resolution to his/her supervisor of those issues consistent with applicable court decision, prior Commission decision, and sound regulatory practice and policy. Requirements include three years of progressively responsible professional legal experience, with some experience in highly responsible and complex professional legal work, and graduation from an accredited school of law and possession of a certificate of admission to the Bar of the Supreme Court of Pennsylvania; or eligibility for such certification. Based on experience, the salary range is \$60,969 to \$92,675.

Applicants should submit a resume to:

Susan Schoenberger
Human Resource Office
Pa. Public Utility Commission
P.O. Box 3265
3rd Floor, Keystone Building
Harrisburg, PA 17105-3265

(717) 787-8714
FAX (717) 772-3177
Email: suschoenbe@state.pa.us

Applications for this position must be received no later than Friday, August 29, 2008. The list of essential functions for this position is available from the Human Resource Office, upon request. The Pennsylvania PUC is an equal opportunity employer.

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BAR ASSOCIATION PAGE – Continued

MISCELLANEOUS SECTION

ATTORNEY POSITION

The Pennsylvania Public Utility Commission has a full-time attorney position available in the Office of Special Assistants in Harrisburg.

ATTORNEY 2

This is an attorney position responsible for the analysis and review of application, complaint, and investigation cases pending final decision, involving all utilities, and the preparation of reports to the Commissioners summarizing the case record and recommending Commission action. Writes opinions, orders and rulemakings as requested and researches specific issues of administrative and regulatory law as related to issues presented in each case and recommends actions consistent with statutory law and applicable precedent. Requirements include two years of progressively responsible experience in professional legal work and graduation from an accredited school of law and possession of a certificate of admission to the Bar of the Supreme Court of Pennsylvania; or eligibility for such certification. Based on experience, the salary range is \$53,438 to \$81,194.

Applicants should submit a resume to:

Susan Schoenberger
Human Resource Office
Pa. Public Utility Commission
P.O. Box 3265
3rd Floor, Keystone Building
Harrisburg, PA 17105-3265

(717) 787-8714
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MISCELLANEOUS SECTION

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