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Commonwealth v. McDermott
Bar Association Page

419
Inside Back Cover



The
Dauphin County Reporter
Edited and published
by the
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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 Notices

ESTATE OF MILDRED K. ZUG, (died: October 25, 2014), late of Susquehanna Township. Executor: Michael Sanford Zug, c/o James D. Cameron, Esq., 1325 North Front Street, Harrisburg, PA 17102.

James D. Cameron, Esq.
1325 North Front Street
Harrisburg, PA 17102

d12-26

ESTATE OF EVELYN B. BOWMAN, late of Susquehanna Township, Dauphin County, Pennsylvania. Executor: David L. Bowman, 2100 Forster Street, Harrisburg, PA 17103. Attorney: Gerald J. Brinser. d12-26

ESTATE OF BARBARA JANE HOFFMAN, also known as BARBARA J. HOFFMAN, (died: November 4, 2014). Executor: Mr. Scott Alan Hoffman, 305 Yorkshire Drive, Harrisburg, PA 17111. Attorney: Gary L. Rothschild, Esq., 2215 Forest Hills Drive, Suite 35, Harrisburg, PA 17112. d12-26

ESTATE OF VICKI V. CLEMM, (died: November 2, 2013), late of Middle Paxton Township. Administrator: Harry B. Clemm, Jr., 1300 Red Hill Road, Dauphin, PA 17018. Attorney: Robert G. Radebach, Esquire, 912 North River Road, Halifax, PA 17032. d12-26

ESTATE OF MARY D. BRADY A.K.A. MARY BRADY, late of Lower Swatara Township, Dauphin County, Pennsylvania. Executrixes: Elaine B. Smith, 510 Colony Drive, Middletown, PA 17057 and Victoria A. Youtz, 183 I Powderhorn Road, Middletown, PA 17057. Attorney: Kathleen B. Murren, Esquire, SkariatosZonarich LLC, 17 South 2nd Street, 6th Floor, Harrisburg, PA 17101. d12-26

Commonwealth v. McDermott**Crimes and Criminal Procedure - Sentencing - Probation - Sex Offender Registration and Notification Act (SORNA) - Retroactive Application**

Defendant pled guilty, pursuant to a negotiated plea agreement, to Unlawful Contact with a Minor, Indecent Assault, and Corruption of Minors. His sentence included incarceration for ten to twenty-three months, probation for sixty months, and registration pursuant to Pennsylvania's Megan's Law as a sexual offender for ten years. After violating the terms of his probation, he was resentenced to additional incarceration and reclassified as a lifetime offender for registration purposes pursuant to the Sex Offender Registration and Notification Act (SORNA). Defendant alleges that because SORNA did not become effective until after he had negotiated the terms of his plea agreement, his original plea should be enforced

1. Under Pennsylvania law, there is an affirmative duty on the part of the prosecutor to honor any and all promises made in exchange for a defendant's plea, and therefore it is well-settled that where a plea bargain has been entered into and is violated by the Commonwealth, the defendant is entitled, at the least, to the benefit of the bargain. *Commonwealth v. Raphael*, 879 A.2d 1264, 1266 (Pa. Super. 2005).

2. While the prosecution is required to adhere to the components of the plea agreement, the court demands that the defendant, in return, fulfill his own obligations under the plea agreement in order to retain the benefits granted to him in that bargain. As a result, if the defendant fails to satisfy his obligations, *e.g.*, by violating probation, he necessarily forfeits any entitlement to a circumscribed punishment. *Commonwealth v. Wallace*, 870 A.2d 838 n.6 (Pa. 2005).

3. The retroactive application of SORNA is permissible under the *Ex Post Facto* Clauses of both the United States and Pennsylvania Constitutions. *Commonwealth v. Perez*, No. 1410 MDA 2013, 2014 WL 3339161 (Pa. Super. 2014).

Pa. R.A.P. 1925(a) Opinion. C.P., Dau. Co., No. 4035 CR 2004.

Jennifer W. Gettle, for the Commonwealth

Anne Gingrich Cornick, for Defendant

Commonwealth v. McDermott

OPINION

Evans, J., September 30, 2014. – On November 4, 2004 Defendant Edward Kyle McDermott was charged with the following offenses: Statutory Sexual Assault,¹ Unlawful Contact with a Minor,² Indecent Assault,³ and Corruption of Minors.⁴ On September 13, 2005, the Commonwealth and Defendant entered into a negotiated plea agreement. The agreement provided that Count 1, Statutory Sexual Assault, would be dismissed, and on the remaining charges Defendant would be sentenced to ten (10) to twenty-three (23) months incarceration in Dauphin County Prison and a consecutive five (5) years of probation. The Honorable John F. Cherry accepted this plea agreement, and on January 4, 2006, Defendant was sentenced at Counts 2 and 3 to a term of incarceration of not less than ten (10) months nor more than twenty-three (23) months concurrent and at Count 4, sixty (60) months of probation to run consecutive to Counts 2 and 3. At the time of the guilty plea, Defendant indicated that he understood he would be subject to an evaluation pursuant to Pennsylvania's Megan's Law, to determine his classification for registration purposes. He indicated that he understood that, at a minimum, he would be subject to ten (10) years of registration requirements, but could be subjected to lifetime requirements if classified as a sexually violent predator (SVP).⁵ Defendant was classified as a sexual offender (not a SVP) and, accordingly, was advised that he needed to comply with the Megan's Law registration requirements for ten (10) years.

After completing the sentences imposed at Counts 2 and 3, Defendant violated the terms of his consecutive probation. On October 23, 2008, this Court revoked his probation on the Corruption of Minors charge and resentenced Defendant to two (2) to five (5) years in a state correctional institution.

1. 18 Pa.C.S.A. §3122.1; Count 1

2. 18 Pa.C.S.A. §6318(a)(1); Count 2

3. 18 Pa.C.S.A. §3126(a)(8); Count 3

4. 18 Pa.C.S.A. §6301(a); Count 4

5. If an individual is determined to be a SVP, lifetime registration is required pursuant to Pa.C.S.A. §9799.15(d).

Commonwealth v. McDermott

On December 20, 2012, Pennsylvania implemented the Sex Offender Registration and Notification Act (SORNA) pursuant to the federally mandated Adam Walsh Act. Due to the fact that Defendant was still on supervision at the time of SORNA's effective date, Defendant became a lifetime offender for registration purposes.⁶

On June 26, 2013, Defendant filed a Petition to Enforce Plea Agreement or for a Writ of Habeas Corpus. A hearing was held and this Court took the matter under advisement pending the submission of briefs. On May 12, 2014, this Court denied Defendant's Petition. Defendant filed a timely notice of appeal to the Superior Court. In his Concise Statement of Errors Complained of on Appeal, Defendant asserts the following:

1. The Trial Court erred in denying and dismissing Appellant's Petition to Enforce Plea Agreement or for Writ of Habeas Corpus when it failed to recognize that fundamental fairness requires that the Court honor and enforce Appellant's plea agreement, rather than retroactively re-categorizing appellant to the status of a Tier III Sexual Offender by SORNA, which will not subject him to registration requirements he could not have possibly anticipated at the time of his negotiated guilty plea.

2. The Trial Court erred when it denied Appellant's Petition to Enforce Plea Agreement or for Writ of Habeas Corpus where Pennsylvania's SORNA is unconstitutional as enacted and as applied to Appellant, violating the contract clauses of the Pennsylvania and United States Constitutions.

3. Appellant's case is distinguishable from *Commonwealth v. Partee*, 86 A.3d 245 (Pa. Super. 2014), and should follow *Commonwealth v. Hainesworth*, 168 WDA 2013,2013 Pa. Super. 318. The options available to the Court at the time of a violation of probation are the options that were available at the time of the original sentencing. A unanimous opinion in *Hainesworth* held that individuals who pled guilty to avoid sex offender registration but have now been retroactively registered under SORNA are entitled to specific enforcement of their plea.

6. Each of the offenses for which Defendant was sentenced had SORNA implications and, in total, resulted in lifetime registration.

Commonwealth v. McDermott

Defendant's first issue implicates the enactment of SORNA, which increased the required period of registration for a myriad of offenses. SORNA acts retroactively, explicitly stating that "any individual who was then being supervised by the board of probation or parole was subject to its provisions." *Commonwealth v. Partee*, 86 A.3d 245, 246 (Pa. Super. 2014). Defendant alleges that because SORNA did not become effective until December 20, 2012, he could not have anticipated that his registration period could increase upon the time of negotiations of his guilty plea; therefore, the original plea should be enforced.

Under the newly enacted law, an individual convicted of a Tier I offense is required to register for fifteen (15) years. 42 Pa.C.S.A. §9799.15(a)(1). An individual convicted of a Tier II offense is required to register for twenty-five (25) years. 42 Pa.C.S.A. §9799.15(a)(2). When an individual is guilty of two or more convictions within the Tier I or Tier II category, that individual is classified as a Tier III sexual offender, and required to register for life. 42 Pa.C.S.A. §9799.14(d)(16); 42 Pa.C.S.A. §9799.15(a)(3). In the instant case, Defendant pled guilty to Corruption of Minors (Tier I) and Indecent Assault (Tier II), and is thus now categorized as a Tier III sexual offender, requiring lifetime registration.

Defendant's argument that requiring lifetime registration under SORNA is fundamentally unfair due to the components of his original plea agreement is without merit. Under Pennsylvania law:

[t]here is an affirmative duty on the part of the prosecutor to honor any and all promises made in exchange for a defendant's plea and therefore it is well-settled that where a plea bargain has been entered into and is violated by the Commonwealth, the defendant is entitled, at the least, to the benefit of the bargain.

Commonwealth v. Raphael, 879 A.2d 1264, 1266 (Pa. Super. 2005), citing *Commonwealth v. Wallace*, 870 A.2d 838, 843, n.6 (Pa. 2005). While the prosecution is required to adhere to the components of the plea agreement:

the court demands that the defendant, in return, fulfill his own obligations under the plea agreement in order to retain the benefits granted to him in that bargain. As a result, if the defendant fails to satisfy his obligations, *e.g.*, by violating probation, he necessarily forfeits any entitlement to a circumscribed punishment.

Commonwealth v. McDermott

Commonwealth v. Wallace, 870 A.2d 838 n.6 (Pa. 2005).

Here, Defendant breached the plea negotiations by violating his parole on October 23, 2008. Therefore, Defendant, in that violation, forfeited any benefit in which the plea agreement availed him. Moreover, had Defendant not broken his parole, he would have finished his probationary term before the enactment of SORNA, and would not have been compelled to conform to the lifetime registration requirement. Thus, Defendant's argument that the application of SORNA is fundamentally unfair because it elongates his registration period fails, as he rendered the original plea agreement unenforceable through his own breach in 2008.

A case recently decided by the Superior Court, *Commonwealth v. Partee*, *supra*, reaffirms this outcome. There, Defendant Partee was originally required to register for a period of ten (10) years under Megan's Law. *Id.* at 247. The Commonwealth withdrew two charges that, at the time, required lifetime registration. *Id.* Upon the enactment of SORNA, two of the charges Partee previously pled guilty to now required lifetime registration. *Id.* Similar to the instant case, Partee argues that his original plea agreement should be strictly enforced, limiting his registration period to ten (10) years. *Id.* However, like the defendant in the case herein, Partee had breached his probationary term provided in his original plea agreement. *Id.* at 249. The Court held that due to the breach of the plea agreement, any promises made to Partee within that plea agreement were unenforceable. *Id.* Consequently, the Court did not strictly enforce his original plea agreement, and Partee was required to comply with the lifetime registration requirements under SORNA. *Id.* The facts of the instant case are essentially identical, and therefore, Defendant should be required to conform to the lifetime registration requirements.

In his second issue, Defendant alleges that SORNA is unconstitutional as enacted and as applied to Defendant because it is in violation of the Contract Clause of both the United States and the Pennsylvania Constitutions. Article 1 Section 10 of the Constitution of the United States prohibits states from enacting any *ex post facto* law. U.S. Const. Art. 1, §10. Similarly, Article I Section 17 of the Pennsylvania Constitution reads "[n]o *ex post facto* law, nor any law impairing the obligation of contracts ... shall be passed." Pa. Const. Art. I, §17. In *Commonwealth v. Perez*, No. 1410 MDA 2013, 2014 WL 3339161 (Pa. Super 2014), the retroactive effect of SORNA was analyzed under the Ex Post Facto clauses of both the United States and Pennsylvania

Commonwealth v. McDermott

Constitutions. Specifically, the Superior Court held that “the new registration regime pursuant to SORNA is constitutional under the Federal and State *Ex Post Facto Clauses*.” *Id.* Therefore the retroactive application of SORNA is permissible under both U.S. and Pennsylvania Constitutions. *Id.* Consequently, Defendant’s constitutional claim fails.

Finally, Defendant alleges that his case is analogous to *Commonwealth v. Hainesworth*, 82 A.3d 444 (Pa. Super. 2013), and should not be decided under *Partee*, *supra*. In *Hainesworth*, Defendant Hainesworth pled guilty to multiple charges, none of which required registration under Megan’s law. *Id.* at 445. The Commonwealth withdrew all charges that would have required Megan’s Law registration at that time. *Id.* at 446. The Court discussed the withdrawal of Megan’s Law charges at the time of sentencing, and it was made clear to both parties that no registration would be required. *Id.* at 448. One of the charges to which Hainesworth originally pled guilty was indecent assault; under the newly enacted SORNA, this charge became a Tier II offense requiring a twenty-five (25) year registration period. *Id.* at 446. The Court found that because Hainesworth had negotiated his plea to exclude any Megan’s Law registration requirements, it was considered a *term* of his plea agreement in the eyes of contract law. *Id.* at 450. Therefore, under contract law, in order to give Hainesworth the benefit of the bargain, Hainesworth was excluded from the newly enacted SORNA requirements of registration. *Id.*

The key focus in *Hainesworth* was “whether registration was a term of the bargain struck by the parties.” *Id.* at 448. While the Superior Court in *Hainesworth*, sitting *en banc*, held that the defendant was entitled to the benefit of the bargain, just a few months later the Court specifically and thoroughly distinguished those facts there from the circumstances present in *Partee*, *supra*. “We agree with the Commonwealth that, having failed to abide by the terms of the plea bargain, that agreement is no longer in effect, and hence, Appellant is not entitled to specific performance. *Hainesworth* is not controlling.” *Partee*, *supra*, 86 A.3d at 250. “Take time to consider. The smallest point may be the most essential.”⁷

7. Doyle, Sir Arthur Conan. *The Complete Sherlock Holmes*. New York: Doubleday. Pg. 902 (The Adventure of the Red Circle).

Commonwealth v. McDermott

The distinction between the instant case and *Hainesworth* is the same distinction found between *Partee* and *Hainesworth*.⁸ Here, Defendant's 2008 breach of parole renders his agreement with the Commonwealth unenforceable.

Based upon the foregoing analysis, the roadmap of cases regarding these SORNA issues is as follows: Can the SORNA registration requirement be applied retroactively? The answer is yes, but only for those who are under supervision on the sentence imposed at the time the increased time requirement was enacted. *See Partee, supra*. Is there an exception? Perhaps. As to the pleas resulting from a plea negotiation where the reporting requirements are specifically a term of the plea negotiation, we reach a fork in the road. The road bears one way if the defendant has abided by all the terms of his side of the agreement; the Commonwealth is contractually obligated to uphold its end of the bargain and no amendment or additional terms can be imposed or modified. *See Hainesworth, supra*; *see also Commonwealth v. Nase*, 2014 WL 4415061 (Pa. Super. 2014). However, the road bears in a different direction if the defendant violated the terms of the original plea negotiation. If the defendant has his/her original sentence revoked by virtue of a probation violation and a new sentence is imposed, the original sentence being revoked, those terms are no longer binding and the SORNA law becomes applicable. *See Partee, supra*. Such is the case herein.

In light of the reasoning set forth above, the claims set forth by Defendant in this appeal are without merit. Accordingly, Defendant is required to conform to the retroactive registration requirements of SORNA, and will be classified as a Tier III sex offender, with a lifetime registration requirement.

8. The *Hainesworth* Court determined that the record established that the defendant had specifically entered a negotiated guilty plea to avoid Megan's Law registration entirely. Here, Defendant was always subject to a ten (10) year registration period; thus, evading registration was not a term of his negotiated plea agreement.

FIRST PUBLICATION

Estate Notices

ESTATE OF MARY E. MCLAUGHLIN A.K.A. MARY ELIZABETH MCLAUGHLIN, late of Susquehanna Township, Dauphin County, Pennsylvania. Executor: Dennis D. McLaughlin, 5679 Blakeslee Avenue, Harrisburg, PA 17111. Attorney: Kathleen B. Murren, Esquire, SkarlatosZonarch LLC, 17 South 2nd Street, 6th Floor, Harrisburg, PA 17101. d12-26

ESTATE OF F. R. HUTCHINSON, AKA FRANCIS R. HUTCHINSON, late of East Hanover Township, Dauphin County, Pennsylvania. Executrixes: Angela M. Hutchinson and Elizabeth W. Bushey. Attorney: Andrew T. Kravitz, Esq., Law Offices of Matthew L. Owens, Esq., 2595 Interstate Drive, Suite 101, Harrisburg, PA 17110. d12-26

ESTATE OF DOLORES M. McNEAL, (died: November 12, 2014), late of the Township of Wiconisco, County of Dauphin, Pennsylvania. Executor: James E. McNeal, 403 Elizabeth Street, Williamstown, Pennsylvania 17098; Attorney: Joseph D. Kerwin, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethtown, Pennsylvania 17023. d12-26

ESTATE OF CATHERINE SIEMONS, (died: November 9, 2014), late of Lykens Borough, Dauphin County, Pennsylvania Glenn J. Siemons, 32005 Wildflower Trail, Spanish Fort, AL 36527; Cathy J. Bopp, 602 Market Street, Lykens, PA 17048 and Jon N. Siemons, 162 Parmer Street, Halifax, PA 17032. Attorney: Gregory M. Kerwin, Esquire, Kerwin & Kerwin, LLP, Attorneys at Law, 4245 State Route 209, Elizabethtown, PA 17023. d12-26

ESTATE OF DOROTHY K. GOLDSTEIN, (died: November 11, 2014), late of Susquehanna Township, Dauphin County, Pennsylvania. Executor: Laurence Goldstein, 3540 Countryside Lane, Camp Hill, PA 17011-1523. d12-26

SECOND PUBLICATION

Estate Notices

ESTATE OF MICHAEL T. RORICK, (died: November 6, 2014), late of Dauphin County, Pennsylvania. Executrix: Diane E. Donato, 7 Field of Dreams, Lewisburg, PA 17837. Attorney: Robert L. Marks, Esquire, Marks, McLaughlin & Dennehy, 12 West Market Street, Danville, PA 17821, Phone (570) 275-3411. d5-19

THIRD PUBLICATION

Estate Notices

ESTATE OF CAROLE L. SHAW, (died: March 25, 2014), late of Harrisburg, Dauphin County, Pennsylvania. Co-Administratrix: Heather M. Crawford, 235 Maclay Street, Harrisburg, PA 17110 or Co-Administratrix: Bonnie S. Uravic, 333 Cedar Avenue, Hershey, PA 17033 or Albert J. Hajjar, Attorney, 1300 Market Street, Suite "A", Lemoyne, PA 17043. n28-d12

ESTATE OF RUTH E. DANNER A/K/A RUTH ELLIS DANNER A/K/A RUTH ELIZABETH DANNER, (died: November 7, 2014), late of Lower Paxton Township, Dauphin County, Pennsylvania. Executrix: Margaret A. Ellis, 1132 Pond Road, Harrisburg, PA 1711-3762. Attorney: Elyse E. Rogers, Esquire, Saidis, Sullivan & Rogers, 635 North 12th Street, Suite 400, Lemoyne, PA 17043. n28-d12

ESTATE OF ANN YOFFEE, (died: September 4, 2014), late of Dauphin County. Executrix: Helen F. Archer, 2100 Laurel Glenn Drive, Harrisburg, Pennsylvania 17110. Attorney: Bruce D. Foreman, Foreman & Caraciolo, P.C., 112 Market Street, 6th Floor, Harrisburg, PA 17101. n28-d12

ESTATE OF BERNICE K. RETHERFORD, late of the Township of Londonderry, County of Dauphin and Commonwealth of PA. Executor: Ernest D. Retherford, Jr. and Debra Lancaster, c/o Gingrich, Smith, Klingensmith & Dolan, 222 S. Market St., Suite 201, P.O. Box 267, Elizabethtown, PA 17022 Attorney: John M. Smith, Esq. n28-d12

ESTATE OF CHERYLANN MARIE WAGNER, Late of Susquehanna Township, Dauphin County, PA. Administrator: Stephen E. Wagner c/o Offices of Craig A. Diehl, 3464 Trindle Road, Camp Hill, PA 17011. Craig A. Diehl, Esquire, CPA. n28-d12

ESTATE OF HELEN C. TILL, (died: October 7, 2014, late of East Hanover Township, Dauphin County, Pennsylvania, were granted on October 27, 2014 to Gerald M. Till, Jr., of Palmyra, PA 17078. Attorney: Jacqueline A. Kelly, Esquire, Jan L. Brown & Associates, 845 Sir Thomas Court, Suite 12, Harrisburg, PA 17109, 717-541-5550. n28-d12

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 November 24, 2014, by **AcariaHealth Solutions, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 1209 Orange St., 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. d12

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on November 21, 2014, by **Velcro USA Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 406 Brown Ave., Manchester, NH 03103, 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. d12

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on November 18, 2014, by **Aerpio Therapeutics, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 9987 Carver Rd., Cincinnati, OH 45242, 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. d12

NOTICE IS HEREBY GIVEN that **GREEN-LEAF CONSTRUCTION & LANDSCAPING SERVICES, INC.**, a foreign business corporation incorporated under the laws of Delaware, with its princ. office located at 365 Water St., Wilmington, DE 19804, has applied for a Certificate of Authority in Pennsylvania under the PA Bus. Corp. Law of 1988. The commercial registered office provider in PA is Corporation Service Co., and shall be deemed for venue and official publication purposes to be located in Dauphin County. d12

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State for **NATDAR, INC.**, a corporation organized under the Pennsylvania Business Corporation Law of 1988. d12

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on December 3, 2014, by **Zenith Education Group, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 1209 Orange St., 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. d12

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on November 18, 2014, by **Allen Yoho Electrical Inc.**, a foreign corporation formed under the laws of the Commonwealth of Virginia, where its principal office is located at 88 Commonwealth Dr., Lyndhurst, VA 22952, 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 Business Filings Incorporated, Dauphin County. d12

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on December 1, 2014, by **Environmental Liability Transfer, Inc.**, a foreign corporation formed under the laws of the State of Missouri, where its principal office is located at 1650 Des Peres Rd., Ste. 303, St. Louis, MO 63131, 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. n12

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of the Commonwealth of Pennsylvania on 9/12/2014 under the Domestic Business Corporation Law, for **FLS CONCRETE, INC.**, and the name and county of the commercial registered office provider is c/o: Corporation Service Co., Dauphin County. d12

FIRST PUBLICATION

Corporate Notices

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 November 12, 2014, 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 **Rockville Estates Homeowners Association, Inc.**

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 project located in the Borough of Marysville, Perry County, Pennsylvania, known as Rockville Estates, A Planned Community.

McNEES WALLACE & NURICK LLC

100 Pine Street
d12 Harrisburg, PA 17101

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, for the purpose of obtaining a Certificate of Incorporation for a nonprofit corporation organized under the Nonprofit Corporation Law of 1988, Act of December 21, 1988, P.L. 1444, No. 177, §103, as amended.

The name of the corporation is: **Federated Women's Club of Hershey Foundation**

The purpose of the corporation is charitable community activities.

The Articles of Incorporation were filed on November 17, 2014.

This notice is given pursuant to Section 5307 of the Nonprofit Corporation Law of 1988.

Vicky Ann Trimmer
Persun & Heim, P.C.
PO Box 659

1700 Bent Creek Boulevard
d12 Mechanicsburg, PA 17055-0659

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on December 8, 2014, by **FM Capital Holdings, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 548 State Rte. 130, Trafford, PA 15085, 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.

d12

NOTICE IS HEREBY GIVEN that **Eurotarget S.R.L.**, a foreign business corporation incorporated under the laws of Italy, with its principal office located at Via Meucci, 35/37, Reggiolo, RE. 42046, Italy, has applied for a Certificate of Authority in Pennsylvania under the PA Business Corporation Law of 1988. The commercial registered provider in Pennsylvania is Corporation Service Company and shall be deemed for venue and official publication purposes to be located in Dauphin County.

GREGORY M. KERWIN, ESQUIRE
KERWIN & KERWIN, LLP

Attorneys-at-Law
4245 State Route 209
Elizabethville, PA 17023
(717) 362-3215

d12

NOTICE IS HEREBY GIVEN that **H.BLOOM, INC.**, a foreign business corporation incorporated under the laws of Delaware, with its princ. office located at 632 W. 28th St., Fl. 3, New York, NY 10001, has applied for a Certificate of Authority in Pennsylvania under the PA Bus. Corp. Law of 1988. The commercial registered office provider in PA is Corporation Service Co., and shall be deemed for venue and official publication purposes to be located in Dauphin County.

d12

NOTICE IS HEREBY GIVEN that **SEQR Payments, Inc.**, a foreign business corporation incorporated under the laws of Utah, with its princ. office located at 1760 S. 1100 East, Ste.1, South Salt Lake, UT 84105, has applied for a Certificate of Authority in Pennsylvania under the PA Bus. Corp. Law of 1988. The commercial registered office provider in PA is Corporation Service Co., and shall be deemed for venue and official publication purposes to be located in Dauphin County.

d12

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of the Commonwealth of Pennsylvania on 10/24/2014 under the Domestic Business Corporation Law, for **LITTLE LEARNERS LITERACY ACADEMY, INC.**, and the name and county of the commercial registered office provider is c/o: Corporation Service Co., Dauphin County.

d12

NOTICE IS HEREBY GIVEN that articles of incorporation were filed with the Department of State of the Commonwealth of Pennsylvania for **HOAGY'S LAWN CARE SERVICES, INC.**, formed pursuant to the provisions of the Pennsylvania Business Corporation Law of 1988.

Clifton R. Guise, Esq.
HALBRUNER, HATCH & GUISE, LLP
2109 Market Street
Camp Hill, PA 17011

d12

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Section 4129/6129 of the Pennsylvania (PA) Bus. Corp. Law of 1988, **Maple Life Financial Inc.**, a corporation incorporated under the laws of the State of Delaware with its principal office located at 4350 East-West Hwy., Ste. 900, Bethesda, MD 20814 and a registered office in PA at c/o: Corporation Service Co., Dauphin County, which on 8/19/2003, was granted a Certificate of Authority to transact business in the Commonwealth of PA intends to file an Application for Termination of Authority with the Dept. of State. d12

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on or about November 3, 2014, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **Schneider-Marsan, Inc.** c/o eResident Agent, Inc.

This corporation is incorporated under the laws of Delaware. The address of its principal office under the laws of its jurisdiction in which it is incorporated 1013 Centre Road, Suite 403 S, Wilmington, DE 19805. The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended. d12

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on or about November 6, 2014, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **Natoma Architects, Inc.** c/o AAAgent Services, LLC.

This corporation is incorporated under the laws of California. The address of its principal office under the laws of its jurisdiction in which it is incorporated 1022 Natoma Street, #4, San Francisco, CA 94103. The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended. d12

NOTICE IS HEREBY GIVEN that **1A SMART START, INC.**, a foreign business corporation incorporated under the laws of Texas, with its princ. office located at 500 E. Dallas Rd., Ste. 100, Grapevine, TX 76051, has applied for a Certificate of Authority in Pennsylvania under the PA Bus. Corp. Law of 1988. The commercial registered office provider in PA is Corporation Service Co., and shall be deemed for venue and official publication purposes to be located in Dauphin County. d12

NOTICE IS HEREBY GIVEN that **Spectrum Brands, Inc.**, a foreign business corporation incorporated under the laws of Delaware, with its princ. office located at 2711 Centerville Rd., Ste. 400, Wilmington, DE 19808, has applied for a Certificate of Authority in Pennsylvania under the PA Bus. Corp. Law of 1988. The commercial registered office provider in PA is Corporation Service Co., and shall be deemed for venue and official publication purposes to be located in Dauphin County. d12

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on or about December 1, 2014, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **Brazos Technology Corporation** c/o Registered Agent Solutions, Inc.

This corporation is incorporated under the laws of Texas. The address of its principal office under the laws of its jurisdiction in which it is incorporated 526 University Drive East, Suite 201A, College Station, TX 77840. The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended. d12

NOTICE IS HEREBY GIVEN that a Certificate of Authority for a Foreign Business Corporation was filed in the Department of State of the Commonwealth of Pennsylvania for **Group Gordon, Inc.** The address of its principal office under the laws of its jurisdiction is 747 Third Avenue, 32nd Floor, New York NY 10017. The name of this corporations Commercial Registered Office Provider is National Corporate Research, Ltd., 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). d12

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on or about October 9, 2014, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **ACE Carpentry Associates, Inc.** c/o AAAgent Services, LLC.

This corporation is incorporated under the laws of New Jersey. The address of its principal office under the laws of its jurisdiction in which it is incorporated 2108 Fairfax A venue, Cherry Hill, NJ 08003. The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended. d12

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on or about November 25, 2014, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **New York Environmental Technologies, Inc.** c/o AAAgent Services, LLC.

This corporation is incorporated under the laws of New York. The address of its principal office under the laws of its jurisdiction in which it is incorporated 230 McKee Road, Rochester, NY 14611. The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended. d12

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of the Commonwealth of Pennsylvania on 11/7/2014 under the Domestic Business Corporation Law, for **VENAIR, INC.**, and the name and county of the commercial registered office provider is c/o: Corporation Service Co., Dauphin County. d12

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Section 4129/6129 of the Pennsylvania (PA) Bus. Corp. Law of 1988, **Accel-Beam Synthesis, Inc.**, a corporation incorporated under the laws of the State of Delaware with its principal office located at 3070 McCann Farm Dr., Ste. 111, Garnet, PA 19060 and a registered office in PA at c/o: Corporation Service Co., Dauphin County, which on 2/23/2012, was granted a Certificate of Authority to transact business in the Commonwealth of PA, intends to file an Application for Termination of Authority with the Dept. of State. d12

NOTICE IS HEREBY GIVEN that **Castan Corp.** has filed a certificate of incorporation on September 26, 2014 in the Commonwealth of Pennsylvania under the Provisions of Pennsylvania Business Corporation Law of 1988. d12

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority was filed with the PA Dept. of State on 11/19/2014 by **INSIGHTRA MEDICAL, INC.**, a foreign corporation formed under the laws of the jurisdiction of CA with its principal office located at 9200 Irvine Ctr. Dr., Suite 200, Irvine, CA 92618, to do business in PA under the provisions of the Business Corporation Law of 1988. The registered office in PA shall be deemed for venue and official publication purposes to be located in Dauphin County. d12

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Section 4129/6129 of the Pennsylvania (PA) Bus. Corp. Law of 1988, **Qualex Inc.**, a corporation incorporated under the laws of the State of Delaware with its principal office located at c/o Eastman Kodak Co., 343 State St., Rochester, NY 14650 and a registered office in PA at c/o: Corporation Service Co., Dauphin County, which on 5/31/1988, was granted a Certificate of Authority to transact business in the Commonwealth of PA, intends to file an Application for Termination of Authority with the Dept. of State. d12

NOTICE IS HEREBY GIVEN that pursuant to the provisions of 15 Pa.C.S. §8586 of the Pennsylvania Business Corporation Law, **BSE Solutions LLC**, A Limited Liability Company of the State of Illinois, with principal office at 1 Riverside Plaza, 29th Fl., Columbus, OH 43215 and a registered office at CT Corporation System, Dauphin County, which on August 16, 2011, filed its Registration with the Pennsylvania Department of State to transact business in the Commonwealth of Pennsylvania, intends to file an Application for Cancellation of Registration - Foreign, with the Department of State. d12

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, on October 27, 2014, by **Trinity Health International**, a foreign corporation formed under the laws of the State of Michigan where its principal office is located at 20555 Victor Parkway, Livonia, MI 48152, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania NonProfit Corporation Law of 1988 for the following purpose(s): Provision of health care services.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. d12

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on November 12, 2014, for the purpose of obtaining a charter of a Nonprofit Corporation organized under the Nonprofit Corporation Law of 1988 of the Commonwealth of Pennsylvania. The name of the corporation is: **Philadelphia Music and Dance Charter School**. The corporation is organized and operated exclusively for charitable, scientific, literary and educational purposes within the meaning of Section 501 (c)(3) of the Internal Revenue Code of 1986, as amended.

Duane Morris LLP, Solicitors
30 S. 17th St.
Philadelphia, PA 19103-4196

d12

FIRST PUBLICATION

Fictitious Name Notices

NOTICE IS HEREBY GIVEN that a certificate was filed on November 12, 2014 under the Fictitious Name Act in the Office of the secretary of the Commonwealth setting forth that Eye Biz, Inc., a Pennsylvania corporation is the only person or entity owning or interested in a business the character of which is Jazzy Junk, the sale of vintage and used household furnishings and that the name, style and designation under which said business is and will be conducted is **JAZZY JUNK** and the location where said business is and will be located is 6110 Derry Street, Harrisburg, Pennsylvania17111.

d12

Jeffrey T. Bitzer, Esquire
Solicitor

NOTICE IS HEREBY GIVEN that a certificate was filed on November 12, 2014 under the Fictitious Name Act in the Office of the secretary of the Commonwealth setting forth that Eye Biz, Inc., a Pennsylvania corporation is the only person or entity owning or interested in a business the character of which is Swinger Mirrors, the manufacture and sale of mirrors and that the name, style and designation under which said business is and will be conducted is **SWINGER MIRRORS** and the location where said business is and will be located is 6110 Derry Street, Harrisburg, Pennsylvania17111.

d12

Jeffrey T. Bitzer, Esquire
Solicitor

NOTICE IS HEREBY GIVEN that a certificate was filed on November 12, 2014 under the Fictitious Name Act in the Office of the secretary of the Commonwealth setting forth that Eye Biz, Inc., a Pennsylvania corporation is the only person or entity owning or interested in a business the character of which is The Glitter Bar, the sale of cosmetics and that the name, style and designation under which said business is and will be conducted is **THE GLITTER BAR** and the location where said business is and will be located is 6110 Derry Street, Harrisburg, Pennsylvania17111.

d12

Jeffrey T. Bitzer, Esquire
Solicitor

NOTICE IS HEREBY GIVEN that a certificate was filed on November 12, 2014 under the Fictitious Name Act in the Office of the secretary of the Commonwealth setting forth that Eye Biz, Inc., a Pennsylvania corporation is the only person or entity owning or interested in a business the character of which is Knotty Scarves the design, production and sale of apparel and that the name, style and designation under which said business is and will be conducted is **KNOTTY SCARVES** and the location where said business is and will be located is 6110 Derry Street, Harrisburg, Pennsylvania17111.

d12

Jeffrey T. Bitzer, Esquire
Solicitor

FIRST PUBLICATION

Miscellaneous Notices

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

NO. 2014-CV-9628-MF

**FEDERAL NATIONAL MORTGAGE ASSO-
CIATION ("FANNIE MAE")
3900 WISCONSIN AVENUE, NW
WASHINGTON, DC 20016-2892
PLAINTIFF
VS.
DARNELL DICKENSON
611 SENECA STREET
HARRISBURG, PA 17110
DEFENDANT**

**CIVIL ACTION –
MORTGAGE FORECLOSURE**

NOTICE

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

**YOU SHOULD TAKE THIS PAPER 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**

FIRST PUBLICATION

Miscellaneous Notices

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.

ADVISO

Le han demandado a usted en la corte. Si usted quiere defenderse de estas demandas expuestas en las paginas siguientes, usted tiene veinte (20) dias de plazo al partir de la fecha de la demanda y la notificacion. Hace falta a sentar una comparencia escrita o en persona o con un abogado y entregar a la corte en forma escrita sus defensas o sus objeciones a las demandas en contra de su persona. Sea a visado que si usted no se defiende, la corte toma ra medidas y puede continuar la demanda en contra suya sin previo aviso o notificacion. Adem as, la corte puede decidir a favor del demandante y requiere que usted cumpla con todas las provisiones de esta demanda. Usted puede perder dinero o sus propiedades o otros de rechos importantes para usted.

LLEVE ESTA DEMANDA A UN ABOGADO INMEDIATAMENTE. SI NO TIENE ABOGADO VAYA EN PERSONA O TELEFONA A LA OFICINA ESCRITA ABAJO. Esta oficina le puede proveer informacion sobre como contratar a un abogado. Si usted no tiene el dinero suficiente para contratar a un abogado, le podemos dar informacion sobre agencias que proveen servicio legal a personas elegible para servicios a costo reducido o gratuito

DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 N. FRONT STREET
HARRISBURG PA 17101
717-232-7536

MARTHA E. VON ROSENSTIEL, P.C.
Martha E. Von Rosenstiel, Esquire / No. 52634
Heather Riloff, Esquire / No. 309906
Jeniece D. Davis, Esquire / No. 208967
649 South Avenue, Suite 7
Secane, PA 19018
(610) 328-2887
Attorneys for Plaintiff

d12

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

NUMBER 2013 CV 2806 MF

CIVIL ACTION LAW

**RESIDENTIAL CREDIT SOLUTIONS, INC.,
PLAINTIFF
VS.
KIMBERLY M. NOON AND ISAAC NOON,
III, DEFENDANT(S)**

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

TO: Kimberly M. Noon

Your house (real estate) at 216 South Wood Street, Middletown, Pennsylvania 17057 is scheduled to be sold at Sheriff's Sale on March 5, 2015 at 10:00 a.m. at the Sheriff's Office, Civil Division, Dauphin County Courthouse, 1st Floor, Room 104, 101 Market Street, Harrisburg, Pennsylvania 17101 to enforce the court judgment of \$73,979.18 obtained by Residential Credit Solutions, Inc. against you.

**NOTICE OF OWNER'S RIGHTS
YOU MAY BE ABLE TO PREVENT THIS
SHERIFF'S SALE**

To prevent this Sheriff's Sale you must take immediate action:

1. The sale will be canceled if you pay to Residential Credit Solutions, Inc. the back payments, late charges, costs, and reasonable attorney's fees due. To find out how much you must pay, you may call McCabe, Weisberg and Conway, P.C., Esquire at (215) 790-1010.

2. You may be able to stop the sale by filing a petition asking the Court to strike or open the judgment, if the judgment was improperly entered. You may also ask the Court to postpone the sale for good cause.

3. You may also be able to stop the sale through other legal proceedings.

You may need an attorney to assert your rights. The sooner you contact one, the more chance you will have of stopping the sale. (See the following notice on how to obtain an attorney.)

**YOU MAY STILL BE ABLE TO SAVE YOUR
PROPERTY AND YOU HAVE OTHER
RIGHTS EVEN IF THE SHERIFF'S SALE
DOES TAKE PLACE**

FIRST PUBLICATION

Miscellaneous Notices

1. If the Sheriff's Sale is not stopped, your property will be sold to the highest bidder. You may find out the price bid by calling McCabe, Weisberg and Conway, P.C., Esquire at (215) 790-1010.

2. You may be able to petition the Court to set aside the sale if the bid price was grossly inadequate compared to the value of your property.

3. The sale will go through only if the buyer pays the Sheriff the full amount due on the sale. To find out if this has happened, you may call McCabe, Weisberg and Conway, P.C. at (215) 790-1010.

4. If the amount due from the buyer is not paid to the Sheriff, you will remain the owner of the property as if the sale never happened.

5. You have a right to remain in the property until the full amount due is paid to the Sheriff and the Sheriff gives a deed to the buyer. At that time, the buyer may bring legal proceedings to evict you.

6. You may be entitled to a share of the money which was paid for your real estate. A schedule of distribution of the money bid for your real estate will be filed by the Sheriff within thirty (30) days of the sale. This schedule will state who will be receiving that money. The money will be paid out in accordance with this schedule unless exceptions (reasons why the proposed schedule of distribution is wrong) are filed with the Sheriff within ten (10) days after the posting of the schedule of distribution.

7. You may also have other rights and defenses, or ways of getting your real estate back, if you act immediately after the sale.

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

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

**LAWYER REFERRAL SERVICE
ASSOCIATION DE LICENCIADOS
Dauphin County Lawyer Referral Service
213 North Front Street
Harrisburg, Pennsylvania 17101
(717) 232-7536**

**McCABE, WEISBERG & CONWAY, P.C.
Attorneys for Plaintiff
123 S. Broad St., Ste. 1400
Philadelphia, PA 19109
215-790-1010**

d12

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

NUMBER 2014 CV 350 MF

CIVIL ACTION LAW

**NATIONSTAR MORTGAGE LLC,
PLAINTIFF
VS.
TRACEY ROY AND CLARENCE R. ROY,
JR., DEFENDANT(S)**

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

TO: Tracey Roy and Clarence R. Roy, Jr.

Your house (real estate) at 1828 Chestnut Street, Harrisburg, Pennsylvania 17104 is scheduled to be sold at Sheriff's Sale on March 5, 2015 at 10:00 a.m. at the Sheriff's Office, Civil Division, Dauphin County Courthouse, 1st Floor, Room 104, 101 Market Street, Harrisburg, Pennsylvania 17101 to enforce the court judgment of \$88,174.48 obtained by Nationstar Mortgage LLC against you.

**NOTICE OF OWNER'S RIGHTS
YOU MAY BE ABLE TO PREVENT THIS
SHERIFF'S SALE**

To prevent this Sheriff's Sale you must take immediate action:

1. The sale will be canceled if you pay to Nationstar Mortgage LLC the back payments, late charges, costs, and reasonable attorney's fees due. To find out how much you must pay, you may call McCabe, Weisberg and Conway, P.C., Esquire at (215) 790-1010.

2. You may be able to stop the sale by filing a petition asking the Court to strike or open the judgment, if the judgment was improperly entered. You may also ask the Court to postpone the sale for good cause.

3. You may also be able to stop the sale through other legal proceedings.

You may need an attorney to assert your rights. The sooner you contact one, the more chance you will have of stopping the sale. (See the following notice on how to obtain an attorney.)

**YOU MAY STILL BE ABLE TO SAVE YOUR
PROPERTY AND YOU HAVE OTHER
RIGHTS EVEN IF THE SHERIFF'S SALE
DOES TAKE PLACE**

1. If the Sheriff's Sale is not stopped, your property will be sold to the highest bidder. You may find out the price bid by calling McCabe, Weisberg and Conway, P.C., Esquire at (215) 790-1010.

FIRST PUBLICATION

Miscellaneous Notices

2. You may be able to petition the Court to set aside the sale if the bid price was grossly inadequate compared to the value of your property.

3. The sale will go through only if the buyer pays the Sheriff the full amount due on the sale. To find out if this has happened, you may call McCabe, Weisberg and Conway, P.C. at (215) 790-1010.

4. If the amount due from the buyer is not paid to the Sheriff, you will remain the owner of the property as if the sale never happened.

5. You have a right to remain in the property until the full amount due is paid to the Sheriff and the Sheriff gives a deed to the buyer. At that time, the buyer may bring legal proceedings to evict you.

6. You may be entitled to a share of the money which was paid for your real estate. A schedule of distribution of the money bid for your real estate will be filed by the Sheriff within thirty (30) days of the sale. This schedule will state who will be receiving that money. The money will be paid out in accordance with this schedule unless exceptions (reasons why the proposed schedule of distribution is wrong) are filed with the Sheriff within ten (10) days after the posting of the schedule of distribution.

7. You may also have other rights and defenses, or ways of getting your real estate back, if you act immediately after the sale.

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

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

**LAWYER REFERRAL SERVICE
ASSOCIATION DE LICENCIADOS
Dauphin County Lawyer Referral Service
213 North Front Street
Harrisburg, Pennsylvania 17101
(717) 232-7536**

**McCABE, WEISBERG & CONWAY, P.C.
Attorneys for Plaintiff
123 S. Broad St., Ste. 1400
Philadelphia., PA 19109
215-790-1010**

d12

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

NUMBER: 2014-CV-4235-MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR THE HOLD-
ERS OF THE MORGAN STANLEY HOME
EQUITY TRUST 2006-1, PLAINTIFF
VS.**

**KELCEE J. ROBERTS, KNOWN SURVIV-
ING HEIRS OF TOBY ROBERTS, DE-
CEASED MORTGAGOR AND REAL OWN-
ER., TOBY ROBERTS, JR., KNOWN SUR-
VIVING HEIR OF TOBY Q. ROBERTS, DE-
CEASED MORTGAGOR AND REAL OWN-
ER, JARON J. ROBERTS, KNOWN SURVIV-
ING HEIRS OF TOBY Q. ROBERTS, DE-
CEASED MORTGAGOR AND REAL OWN-
ER, QUINCY W. ROBERTS, KNOWN SUR-
VIVING HEIR OF TOBY Q. ROBERTS, DE-
CEASED MORTGAGOR AND REAL OWN-
ER, TYRESE ROBERTS (A MINOR)
KNOWN SURVIVING HEIRS OF TOBY
ROBERTS, DECEASED MORTGAGOR AND
REAL OWNER., MARQUESE ROBERTS (A
MINOR) KNOWN SURVIVING HEIRS OF
TOBY ROBERTS, DECEASED MORTGAG-
OR AND REAL OWNER., DERICK ROB-
ERTS (A MINOR) KNOWN SURVIVING
HEIRS OF TOBY ROBERTS, DECEASED
MORTGAGOR AND REAL OWNER., IRIS
ROBERTS (A MINOR) KNOWN SURVIVING
HEIRS OF TOBY ROBERTS, DECEASED
MORTGAGOR AND REAL OWNER., UN-
KNOWN SURVIVING HEIRS OF TOBY Q.
ROBERTS, DECEASED MORTGAGOR AND
REAL OWNER**

TO: Unknown Surviving Heirs of Toby Q. Roberts, Deceased Mortgagor and Real Owner. Premises subject to foreclosure: 2624 Lexington Street, Harrisburg, Pennsylvania 17110.

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.

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 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, Pennsylvania 17101
(717) 232-7536

McCabe, Weisberg & Conway, P.C.
Attorneys for Plaintiff
123 S. Broad St., Ste. 1400
Philadelphia., PA 19109
215-790-1010

d12

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

CIVIL ACTION – LAW

NO. 2014-CV-8143-MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**HSBC BANK USA, N.A., PLAINTIFF
VS.
JOHN LACITIGNOLA A/K/A JOHN L.
LACITIGNOLA, DEFENDANT**

Notice of Sale of Real Property

To: John Lacitignola a/k/a John L. Lacitignola, Defendant, whose last known addresses are 5954 Burlington Drive, Harrisburg, PA 17112; 413 Herr Street, Harrisburg, PA 17112 and 205 South 20th Street, Harrisburg, PA 17104.

Your house (real estate) at 205 South 20th Street, Harrisburg, PA 17104, is scheduled to be sold at the Sheriff's Sale on January 15, 2015 at 10:00 a.m. in the Dauphin County Admin. Bldg., 4th Fl., 2nd & Market Streets, Commissioners Hearing Room, Harrisburg, PA 17101, to enforce the court judgment of \$99,609.06, obtained by Plaintiff above (the mortgagee) against you. If the sale is postponed, the property will be relisted for the Next Available Sale.

Property Description: ALL THAT CERTAIN LOT OF LAND SITUATE IN 9TH WARD OF THE CITY OF HARRISBURG, DAUPHIN COUNTY, PENNSYLVANIA:

BEING KNOWN AS 205 South 20th Street, Harrisburg, PA 17104.

PARCEL NUMBER: 09-090-032.

IMPROVEMENTS: Residential Property.

TITLE TO SAID PREMISES IS VESTED IN JOHN LACITIGNOLA BY DEED FROM LACI INVESTMENT GROUP, LLC DATED 11/28/2007 RECORDED 12/04/2007 IN DEED BOOK Instrument #20070048322.

Udren Law Offices, P.C.

Attys. for Plaintiff

111 Woodcrest Rd., Ste. 200

Cherry Hill, NJ 08003

856-669-5400

d12

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

CIVIL ACTION – LAW

NO. 2014-CV-2929-MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**DEUTSCHE BANK NATIONAL TRUST
COMPANY, AS TRUSTEE FOR
AMERIQUEST MORTGAGE SECURITIES
INC., ASSET-BACKED PASS-THROUGH
CERTIFICATES, SERIES 2006-R2,
PLAINTIFF
VS.
BRIAN SLADE A/K/A BRIAN M. SLADE,
NATALIE SLADE A/K/A NATALIE H.
SLADE A/K/A NATALIE C. SLADE AND
UNITED STATES OF AMERICA,
DEFENDANTS**

Notice of Sale of Real Property

To: Brian Slade a/k/a Brian M. Slade, Defendant, whose last known addresses are 1091 5th Avenue a/k/a 1091 Fifth Avenue, Oberlin, PA 17113 and 700 South Eisenhower Boulevard, Middletown, PA 17057.

Your house (real estate) at 1091 5th Avenue a/k/a 1091 Fifth Avenue, Oberlin, PA 17113, is scheduled to be sold at the Sheriff's Sale on January 15, 2015 at 10:00 a.m. in the Dauphin County Admin. Bldg., 4th Fl., 2nd & Market Streets, Commissioners Hearing Room, Harrisburg, PA 17101, to enforce the court judgment of \$153,350.29, obtained by Plaintiff above (the mortgagee) against you. If the sale is postponed, the property will be relisted for the Next Available Sale.

Property Description: ALL THAT CERTAIN LOT OF LAND SITUATE IN SWATARA TOWNSHIP, DAUPHIN COUNTY, PENNSYLVANIA:

FIRST PUBLICATION

Miscellaneous Notices

BEING KNOWN AS 1091 5th Avenue a/k/a 1091 Fifth Avenue, Oberlin, PA 17113. PARCEL NUMBER: 63-028-015.

IMPROVEMENTS: Residential Property.

TITLE TO SAID PREMISES IS VESTED IN Brian M. Slade and Natalie H. Slade, his wife BY DEED FROM Thomas E. Cox, Jr., Executor of the Estate of Mattie E. Cox, deceased, and Thomas E. Cox, Jr. and Cynthia Cox, his wife, individually DATED 04/04/2002 RECORDED 04/09/2002 IN DEED BOOK 4342 PAGE 419.

Udren Law Offices, P.C.
Attys. for Plaintiff
111 Woodcrest Rd., Ste. 200
Cherry Hill, NJ 08003
856-669-5400

d12

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

CIVIL ACTION – LAW

NO. 2013-CV-3904-MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**U.S. BANK NATIONAL ASSOCIATION, AS
TRUSTEE OF THE FINANCE AMERICA
MORTGAGE LOAN TRUST, 2004-1,
PLAINTIFF
VS.**

**DARRIN L. MOSLEY, KNOWN HEIR OF
ISAIAH T. MOON, SR., DWANA T. MOON,
KNOWN HEIR OF ISAIAH T. MOON, SR.,
ISAIAH T. MOON JR., LAST RECORD
OWNER, TIRRELL A. MOON, KNOWN
HEIR OF ISAIAH T. MOON, SR., TRACY O.
MOON, KNOWN HEIR OF ISAIAH T.
MOON, SR., UNKNOWN HEIRS, SUCCE-
SORS, ASSIGNS AND ALL PERSONS,
FIRMS OR ASSOCIATIONS CLAIMING
RIGHT, TITLE OR INTEREST FROM OR
UNDER ISAIAH T. MOON, SR., DECEASED,
DEFENDANTS**

Notice of Sale of Real Property

To: Isiah T. Moon, Jr., Defendant, whose last known addresses are 2252 North 4th Street, Harrisburg, PA 17110-2303 and 5 Cumberland Court, Harrisburg, PA 17102.

Your house (real estate) at 2252 North 4th Street, Harrisburg, PA 17110-2303, is scheduled to be sold at the Sheriff's Sale on January 15, 2015 at 10:00 a.m. in the Dauphin County Admin. Bldg.,

4th Fl., 2nd & Market Streets, Commissioners Hearing Room, Harrisburg, PA 17101, to enforce the court judgment of \$83,927.58, obtained by Plaintiff above (the mortgagee) against you. If the sale is postponed, the property will be relisted for the Next Available Sale.

Property Description: ALL THAT CERTAIN LOT OF LAND SITUATE IN 10TH WARD OF THE CITY OF HARRISBURG, DAUPHIN COUNTY, PENNSYLVANIA:

BEING KNOWN AS 2252 N 4th Street, Harrisburg, PA 17110-2303.

PARCEL NUMBER: 10-046-008.

IMPROVEMENTS: Residential Property

TITLE TO SAID PREMISES IS VESTED IN Isaiah T. Moon, Sr. and Isaiah T. Moon, Jr., BY DEED FROM Isaiah T. Moon, Sr., and Michelle Fletcher a/k/a Shell Fletcher DATED 02/05/2001 RECORDED 02/06/2001 IN DEED BOOK 3870 PAGE 645.

Udren Law Offices, P.C.
Attys. for Plaintiff
111 Woodcrest Rd., Ste. 200
Cherry Hill, NJ 08003
856-669-5400

d12

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

CIVIL ACTION – LAW

NO. 2014-CV-7458 MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**NATIONSTAR MORTGAGE LLC,
PLAINTIFF
VS.**

**THE UNKNOWN HEIRS OF JOHN J. MER-
CHANT, DECEASED, JON PAUL MER-
CHANT-SOLELY IN HIS CAPACITY AS
HEIR OF JOHN J. MERCHANT, DECEASED
& MARY JOYCE MERCHANT, SOLELY IN
HER CAPACITY AS HEIR OF JOHN J.
MERCHANT, DECEASED, MORTGAGOR
AND REAL OWNER, DEFENDANTS**

To: The Unknown Heirs of John J. Merchant, Deceased, Defendant(s), whose last known address is 317 East Derry Road, Hershey, PA 17033.

This firm is a debt collector and we are attempting to collect a debt owed to our client. Any information obtained from you will be used for the purpose of collecting the debt.

You are hereby notified that Plaintiff, Nationstar Mortgage LLC, has filed a Mortgage Foreclosure Complaint endorsed with a notice to defend against you in the Court of Common Pleas of

FIRST PUBLICATION

Miscellaneous Notices

Dauphin County, Pennsylvania, docketed to No. 2014-CV-7458 MF, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 317 East Derry Road, Hershey, PA 17033 whereupon your property will be sold by the Sheriff of Dauphin County.

Notice

You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after the Complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below. 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.

MidPenn Legal Services
213A N. Front St.
Harrisburg, PA 17101
717-232-0581

Dauphin County Lawyer Referral Service
213 N. Front St.
Harrisburg, PA 17101
717-232-7536

Alyk Oflazian, Atty. for Plaintiff
KML Law Group, P.C.
Ste. 5000, Mellon Independence Center
701 Market St.
Philadelphia, PA 19106-1532
215-627-1322

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

REPORTING OF ERRORS IN ADVANCE SHEET

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

DAUPHIN COUNTY COURT SECTION
Opinions Not Yet Reported

BAR ASSOCIATION PAGE
Dauphin County Bar Association
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IN THE COURT OF COMMON PLEAS
DAUPHIN COUNTY,
PENNSYLVANIA

AO-24-2014

2014-CV-3163-A0

IN RE: 2015 ARBITRATION PANEL CALENDAR,
ADMINISTRATIVE ORDER

AND NOW THIS 4th day of December, 2014, the Court ENTERS the following Arbitration Board Assignments for 2015:

BOARD #1

Richard L. Placey (Chair)
Lacy Hayes, Jr.
Gerald S. Robinson

WEEK OF

January 20, 2015

BOARD #2

Robert F. Claraval (Chair)
Bruce D. Foreman
Kandace Kerwin Hull

WEEK OF

February 17, 2015

BOARD #3

Craig J. Staudenmaier (Chair)
Bruce J. Warshawsky
Pamela Parascandola

WEEK OF

March 16, 2015

BOARD #4

Brigid Q. Alford (Chair)
Stephen R. Krone
CoHeen Kadel

WEEK OF

April 20, 2015

BOARD #5

Jeffrey T. McGuire (Chair)
Cara A. Boyanowski
Erin Burlew

WEEK OF

May 18, 2015

BOARD #6

Richard F. Maffett, Jr. (Chair)
Jeffrey R. Boswell
Heather Verchick

WEEK OF

June 22, 2015

BOARD #7

Richard L. Placey (Chair)
Lacy Hayes, Jr.
Gerald S. Robinson

WEEK OF

July 20, 2015

BOARD #8

Robert F. Claraval (Chair)
Bruce D. Foreman
Kandace Kerwin Hull

WEEK OF

August 24, 2015

BAR ASSOCIATION PAGE
Dauphin County Bar Association
213 North Front Street, Harrisburg, PA 17101-1493
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BOARD #9

Craig J. Staudenmaier (Chair)
Bruce J. Warshawsky
Kelly Isenberg

WEEK OF

September 14, 2015

BOARD #10

Brigid Q. Alford (Chair)
Stephen R. Krone
Lyle Hartranft

WEEK OF

October 19, 2015

BOARD #11

Jeffrey T. McGuire (Chair)
Cara A. Boyanowski
Erin Burlew

WEEK OF

November 16, 2015

BOARD #12

Richard F. Maffett, Jr. (Chair)
Jeffrey R. Boswell
Jane Meyer

WEEK OF

December 14, 2015

The compensation is fixed at \$1300.00 for members and \$1650 for chairs per week served. The compensation shall be paid following each week served. Hearings shall be conducted at yth Floor, Juvenile Justice Center, 25 South Front Street, Harrisburg, PA.

d12

BY THE COURT:
Todd A. Hoover, President Judge

ATTORNEY DISCIPLINARY / ETHICS MATTERS

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CUMULATIVE TABLE OF CASES

Borough of Middletown v. Pappas	214
Brabham-Lawrence, Commonwealth v.	188
Cameron et. al. v. Weinstock et. al. v Vanetten (In Re: Estate of Raymond E. Frank).....	392
Central Dauphin School District v. Garisto.....	111
Chavious, Commonwealth v.	300
Commonwealth v. Brabham-Lawrence.....	188
Commonwealth v. Chavious.....	300
Commonwealth v. Lee	232
Commonwealth v. McDermott	419
Commonwealth v. Schildt	169
Commonwealth v. Tolbert	144
Commonwealth v. Vega	351
Country Meadows of Hershey, Wade v. Field v.	259
Dialysis Properties, LP et al., Williams v.	270
Doctor's Choice Physical Medicine & Rehabilitation Center, P.C. v. Travelers Personal Insurance Company	163
Eugene v. Eugene	384
Eugene, Eugene v.	384
F.B. v. M.R.	277
Field v. Country Meadows of Hershey, Wade v.	259
Garisto, Central Dauphin School District v.	111
Immanuel v. Members 1 st Federal Credit Union	245
J.E.F. v. K.J.F.	196
Jewish Home of Greater Harrisburg, Laffe v.	94
K.J.F., J.E.F. v.	196
K.M.D., P.D.D. v.	312
Laffe v. Jewish Home of Greater Harrisburg	94
Laky v. Laky	404
Laky, Laky v.	404
Lee, Commonwealth v.	232
McDermott, Commonwealth v.	419
M.R., F.B., v.	277
Members 1 st Federal Credit Union , Immanuel v.	245
Myshin v. Myshin.....	128
Myshin, Myshin v.	128
P.D.D. v. K.M.D.	312
Pappas, Borough of Middletown v.	214
Pennsylvania State Board of Nursing, Poskin v.	222
Porter, Price v.	78
Poskin v. Pennsylvania State Board of Nursing.....	222
Price v. Porter	78

Cumulative Table of Cases

Rapp v. Rapp	330
Rapp, Rapp v.	330
Rippon v. Rippon	370
Rippon, Rippon v.....	370
Schildt, Commonwealth v.....	169
Stelter v. Stelter	293
Stelter, Stelter v.	293
Tolbert, Commonwealth v.....	144
Travelers Personal Insurance Company, Doctor's Choice Physical Medicine & Rehabilitation Center, P.C. v.	163
Vanetten, Cameron et. al. v. Weinstock et. al. v (In Re: Estate of Raymond E. Frank).....	392
Vega, Commonwealth v.	351
Wade v. Field v., Country Meadows of Hershey	259
Wagner v. Wagner.....	1
Wagner, Wagner v.....	1
Weinstock et. al. v Vanetten, Cameron et. al. v. (In Re: Estate of Raymond E. Frank).....	392
Williams v. Dialysis Properties, LP et al.	270

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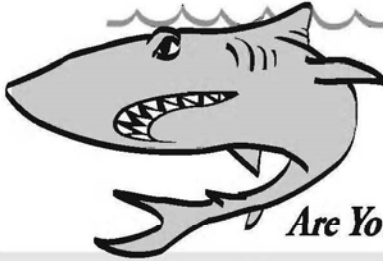
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