

ADVANCE SHEET

The Dauphin County Reporter

(USPS 810-200)

**A WEEKLY JOURNAL CONTAINING
THE DECISIONS RENDERED IN THE
12TH JUDICIAL DISTRICT**

No. 6188 Vol. 126

February 22, 2019

No. 191

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TERMS: Advertisements must be received before 12 o'clock noon on Tuesday of each week at the office of the Dauphin County Reporter, 213 North Front Street, Harrisburg, PA 17101: Telephone: (717) 232-7536, option #4.

Bar Association Page

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**THE
DAUPHIN COUNTY REPORTER**
Edited and published
by the
**DAUPHIN COUNTY BAR
ASSOCIATION**
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(717) 232-7536

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TERMS: Advertisements must be received before 12 o'clock noon on Tuesday of each week at the office of the Dauphin County Reporter, 213 North Front Street, Harrisburg, PA 17101; Telephone: (717) 232-7536, opt #4; Email: Bridgette@dcba-pa.org

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 ANDREW N. LICK a/k/a ANDREW NOYE LICK a/k/a ANDY NOYE LICK, late of Susquehanna Township, Dauphin County, Pennsylvania, (died: January 22, 2019). Executor: Debra J. Lick, c/o Pannebaker & Mohr, P.C., 4000 Vine St, Suite 101, Middletown, PA 17057 or to Attorney: Kendra A. Mohr, Esq., Pannebaker & Mohr, P.C., 4000 Vine St, Suite 101, Middletown, PA 17057. f22-m8

ESTATE OF EDITH G. STEWART, late of Susquehanna Township, Dauphin County, Pennsylvania, (died: January 14, 2019). Executrix: Carolyn McNeil, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110 or to Estate of Edith G. Stewart, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110. f22-m8

ESTATE OF FRANK G. SASA, late of Swatara Township, County of Dauphin, Commonwealth of Pennsylvania. Executor: Mark G. Sasa. Attorney: Heather D. Royer, Esquire, Smigel, Anderson & Sacks, LLP, 4431 N. Front Street, 3rd Floor, Harrisburg, PA 17110. f22-m8

ESTATE OF ALFRED E. MILLER late of West Hanover Township Dauphin County, Pennsylvania. Executor: Larry E. Miller, 1284 Piketown Road, Harrisburg, PA 17112. Attorney: Hannah R. Suhr, Esquire, 2011 W. Trindle Road, Carlisle, PA 17013. f22-m8

ESTATE OF DENISE G. BITNER, late of Lower Paxton Township, Dauphin County, Pennsylvania, (died: July 11, 2018). Executrix: Cindy A. Mauer, 51 Sherwood Circle, Enola, PA 17025. f22-m8

ESTATE OF THOMAS T. GREEN, late of Highspire Borough, Dauphin County, Pennsylvania (died: January 25, 2019). Executor: Deborah L. Miller, c/o Pannebaker & Mohr, P.C., 4000 Vine St, Suite 101, Middletown, PA 17057 or to Attorney: Kendra A. Mohr, Esq., Pannebaker & Mohr, P.C., 4000 Vine St, Suite 101, Middletown, PA 17057. f22-m8

ESTATE OF LEWIS B. GIULIANI, late of Wiconisco Township, Dauphin County, Pennsylvania (died: January 22, 2019). Executrix: Laurann M. Giuliani, 743 Pottsville Street, P.O. Box 310, Wiconisco, PA 17097. Attorney: Gregory M. Kerwin, Esquire, 4245 State Route 209, Elizabethtown, PA 17023. f22-m8

ESTATE OF ALFONSO E. HAWKINS, late of Harrisburg City, Dauphin County, PA (died: December 28, 2018). Executor: Alphonso E. Pinkney, 1843 North Sherman St., York, PA 17406. Attorney: Gregory E. Gettle, Esq., 13 East Market St., York, PA 17401. f22-m8

FIRST PUBLICATION

Estate Notices

ESTATE OF HAROLD W. HOST, late of the Township of Williams, County of Dauphin, Pennsylvania (died: January 28, 2019). Executor: James Michael Lawrence, 539 West Fifth Street, Williamstown, Pennsylvania 17098; Attorney: Joseph D. Kerwin, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethville, Pennsylvania 17023. f22-m8

SECOND PUBLICATION

Estate Notices

ESTATE OF CHARLES ELWOOD BEARD, JR., late of Middletown, Dauphin County, Pennsylvania (died: January 17, 2019). Executrix: Sharon K. Beard, 104 North Union Street, Middletown, PA 17057. Attorney: John S. Davidson, Esquire, Yost & Davidson, 320 West Chocolate Avenue, P.O. Box 437, Hershey, PA 17033-0437. f15-m1

ESTATE OF FRED ARTHUR GUIDER, a/k/a FRED A. GUIDER, late of the City of Harrisburg, County of Dauphin and Commonwealth of Pennsylvania. Administratrix: Emma J. Guider, 602 North 18th Street, Harrisburg, PA 17103 or to Attorney: James H. Turner, Esquire, TURNER AND O'CONNELL, 915 N. Mountain Road, Suite D, Harrisburg, PA 17112. f15-m1

ESTATE OF FAE L. MORRISON, late of Lower Paxton Township, Dauphin County, Pennsylvania, (died: December 9, 2018). Executrix: Mindy A. Morrell, of Lutherville, Maryland. Attorney: Jacqueline A. Kelly, Esquire, JSDC Law Offices, 555 Gettysburg Pike, Suite C400, Mechanicsburg, PA 17055, 717-533-3280. f15-m1

ESTATE OF BEVERLY B. MESLOH, late of Lower Paxton Township, Dauphin County, Pennsylvania, (died: November 14, 2018). Executor: James C. Mesloh, c/o Edward P. Seeber, Esquire, JSDC Law Offices, Suite C-400, 555 Gettysburg Pike, Mechanicsburg, PA 17055, 717-533-3280. f15-m1

ESTATE OF SHIRLEY E. REIGHTLER, late of Rush Township (died: December 28, 2018). Executors: Joel Reightler, 820 Littlestown Road, Littlestown, PA 17340 or Stephen Reightler, 1501 Fulton Road, Dauphin, PA 17018. Attorney: Robert G. Radebach, Esquire, 912 North River Road, Halifax, PA 17032. f15-m1

ESTATE OF JUNG AE YI, late of South Hanover Township, Dauphin County, Pennsylvania, (died: January 21, 2019). Executor: Kenneth E. Bell E. Bell, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110 or to Estate of Jung Ae Yi, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110. f15-m1

ESTATE OF MARIE JEAN KIRKWOOD, late of Derry Township, Dauphin County, PA, (died: January 18, 2019). Executrix: Laurie S. Eberle, Executrix, c/o George W. Porter, Esquire, 909 East Chocolate Avenue, Hershey, Pennsylvania 17033. f15-m1

ESTATE OF DONALD E. WELSH, JR., late of City of Harrisburg, Dauphin County, Pennsylvania. Administrator: Theresa Welsh, 1618 State Street, Harrisburg, PA 17103 or to Attorney: John B. Dougherty, Esquire, 800 North Second Street, Harrisburg, PA 17102. f15-m1

ESTATE OF MIRIAM A. SHAFFER, late of Gratz Borough, Dauphin County, Pennsylvania (died: January 17, 2019). Executor: Dennis L. Shaffer, 181 Bellevue Road, Lykens, Pennsylvania 17048; Attorney: Terrence J. Kerwin, Esquire, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethville, PA 17023. f15-m1

ESTATE OF RICHARD H. KREIDER a/k/a RICHARD HAROLD KREIDER, late of Conewago Township, Dauphin County, Pennsylvania (died: January 15, 2019). Personal Representative Timothy J. Kreider, 4169 Roundtop Road Elizabethtown, PA 17022 or to attorney: Jean D. Seibert, Esquire, CALDWELL & KEARNS, PC, 3631 North Front Street, Harrisburg, PA 17110. f15-m1

ESTATE OF ELEANOR D. UGARTE a/k/a ELEANOR DEANE UGARTE, late of Lower Paxton Township, County of Dauphin and Commonwealth of Pennsylvania. Executrix: Catherine Adrienne Ugarte, 1035 Oak Knoll Drive, Harrisburg, PA 17111 or to Attorney: James H. Turner, Esquire, TURNER AND O'CONNELL, 915 N. Mountain Road, Suite D, Harrisburg, PA 17112. f15-m1

ESTATE OF BARBARA K. HADLEY, late of Middletown Borough, Dauphin County, Pennsylvania (died: September 12, 2018). Co-Executors: Donald E. Hadley and Linda Hadley. Attorney: Bruce J. Warshawsky, Esquire, Cunningham, Chernicoff & Warshawsky, P.C., 2320 North Second Street, Harrisburg, PA 17110. f15-m1

THIRD PUBLICATION

Estate Notices

ESTATE OF EDWARD M. FOX a/k/a EDWARD MICHAEL FOX, a/k/a E. MICHAEL FOX, late of South Hanover Township, County of Dauphin and Commonwealth of Pennsylvania. Executrix: Kathryn J. Fox, 51 E. Bayshore Drive, Shelton, WA 98584 or to Attorney: James H. Turner, Esquire, TURNER AND O'CONNELL, 915 N. Mountain Road, Suite D, Harrisburg, PA 17112. f8-22

ESTATE OF BARBARA L. PETERS, a/k/a BARBARA LORAIN PETERS, late of Swatara Township, Dauphin County, Pennsylvania. Executor: Melissa R. Greco, c/o Mark E. Halbruner, Esquire, Halbruner, Hatch & Guise, LLP, 2109 Market Street, Camp Hill PA 17011. f8-22

ESTATE OF CONSTANTINE J. CANIAS a/k/a CONSTANTINE JOHN CANIAS, late of Derry Township, Dauphin County, PA, (died: January 3, 2019). Executor: George W. Porter, Esquire, 909 East Chocolate Avenue, Hershey, Pennsylvania 17033. f8-22

ESTATE OF ELIZABETH LOU GIBBS a/k/a ELIZABETH L. GIBBS, late of City of Harrisburg, Dauphin County, Pennsylvania (died: January 17, 2019). Executor: Donald Gibbs. Attorney: Bruce J. Warshawsky, Esquire, Cunningham, Chernicoff & Warshawsky, P.C., 2320 North Second Street, Harrisburg, PA 17110. f8-22

ESTATE OF JEANETTE E. MOE, late of Swatara Township, Dauphin County, Pennsylvania (died: January 9, 2019). Executrix: Madeleine DeHart, 276 Bittersweet Drive, Hershey, PA 17033. Attorney: Charles J. DeHart, III, Esquire, Caldwell & Kearns, P.C., 3631 North Front Street, Harrisburg, PA 17110, (717) 232-7661. f8-22

ESTATE OF PHILLIP JAMES RUTH, a/k/a PHILLIP RUTH, PHILLIP J. RUTH, PHIL RUTH, late of Lower Paxton Township, County of Dauphin and Commonwealth of Pennsylvania, Executor: Benjamin Michael Ruth, 116 Kansas Street. Rochester, NY 14609 or to Attorney: James H. Turner, Esquire, TURNER AND O'CONNELL, 915 N. Mountain Road, Suite D, Harrisburg, PA 17112. f8-22

ESTATE OF ARLIE STEIGMAN, a/k/a RUTH ARLIE STEIGMAN, late of Jefferson Township, Dauphin County, Pennsylvania. Executor: Joel G. Steigman, c/o Mark E. Halbruner, Esquire, Halbruner, Hatch & Guise, LLP, 2109 Market Street, Camp Hill PA 17011. f8-22

ESTATE OF ROBERT A. BALE, late of Hummelstown Borough, Dauphin County, Pennsylvania. Co-Executrices: Karen J. Myers and Debra K. Mosko (Shafer), c/o Keith D. Wagner, P. O. Box 323, Palmyra, PA 17078-Attorney. f8-22

ESTATE OF MARSHA L. ROBBINS a/k/a MARSHA LORRAINE ROBBINS, late of the Borough of Hummelstown, Dauphin County, Pennsylvania, (died: January 21, 2019). Personal Representative: Jon W. Robbins, Jr., 273 Dogwood Drive, Hummelstown, PA 17036 or to Attorney: Jean D. Seibert, Esquire, CALDWELL & KEARNS, PC, 3631 North Front Street, Harrisburg, PA 17110. f8-22

ESTATE OF ANTHONY J. PAPANDREA, late of Harrisburg, Harrisburg City, Dauphin County, Pennsylvania, died November 20, 2018. Administrator, David Papandrea, 1291 Geraldine Drive, Harrisburg, PA 17112. Attorney: Joseph J. Dixon, Esquire, 126 State Street, Harrisburg, PA 17101. f8-22

ESTATE OF ANGELINA M. BOYD, late of Harrisburg, Swatara Township, Dauphin County, Pennsylvania (died: March 24, 2018). Executrix: Linda M. Sullivan. Attorney: Veronica N. Range, Esquire, Cunningham, Chernicoff & Warshawsky, P.C., 2320 North Second Street, Harrisburg, PA 17110. f8-22

ESTATE OF MARA BABICH, late of Swatara Township, Dauphin County, Pennsylvania (died: December 24, 2018). Executrix: Katica Valentic, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110 or to Estate of Mara Babich, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110. f8-22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that **Point Digital Finance, Inc**, a foreign corporation formed under the laws of the State of Delaware and with its principal office located 635 High St, Palo Alto, CA 94301, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 1/18/19, 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 in Dauphin County. f22

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about February, 2019, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **ITMUSA., Inc.** c/o AAAgent Services, LLC

This corporation is incorporated under the laws of Maryland,

The address of its principal office is 1705 Prairie Ct., Severn, MD 21144.

The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended. f22

NOTICE IS HEREBY GIVEN **SAMAP U.S.A. Corp.** filed a Foreign Registration Statement with the Commonwealth of Pennsylvania. The address of its principal office under the laws of its jurisdiction is 19 West 34th Street, Ste 1018, New York, NY 1001. The Commercial Registered Agent Provider is in care of 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. 412. f22

NOTICE IS HEREBY GIVEN **Stellar Contracting, Inc.**, a foreign business corporation incorporated under the laws of Florida, with its principal office located at 2900 Hartley Rd., Jacksonville, FL 32257, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. Fictitious Name: Stellar Contracting of Florida, Inc. The commercial registered office provider in PA is c/o: Corporation Service Co., and shall be deemed for venue and official publication purposes to be located in Dauphin County. f22

NOTICE IS HEREBY GIVEN that, pursuant to the Business Corporation Law of 1988, **Edison Mission Energy Co.**, a corporation incorporated under the laws of the State of Delaware will withdraw from doing business in Pennsylvania. The address of its principal office is 2244 Walnut Grove Avenue, Rosemead, CA 91770 and the name of its commercial registered office provider in Pennsylvania is CT Corporation System. f22

NOTICE IS HEREBY GIVEN that the Articles of Incorporation for **Gautam Kamthan MD PC** were filed with the Commonwealth of Pennsylvania. The address of this corporation's commercial registered office provider is in care of United Corporate Services, Inc. in Dauphin County. This was incorporated under the provisions of the Business Corporation Law of 1988, as amended. f22

NOTICE IS HEREBY GIVEN **Allwaste Tank Cleaning, Inc.** with a commercial registered office provider in care of Corporation Service Company in Dauphin County does hereby give notice of its intention to withdraw from doing business in this Commonwealth. The address to which any proceeding may be sent is 1302 North 19th St., Ste. 300, Tampa FL 33605-5230. This shall serve as official notice to creditors and taxing authorities. f22

NOTICE IS HEREBY GIVEN that **VSM SEWING INC.**, a foreign business corporation incorporated under the laws of the State of Ohio, received a Certificate of Authority/Foreign Registration in Pennsylvania on April 30, 1997, and will surrender its Certificate of Authority/Foreign Registration to do business in Pennsylvania. Its last registered office in this Commonwealth was located at: c/o Corporation Service Company and the last registered office shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. f22

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 4129 of the Business Corporation Law of 1988, **Par, Inc.**, a corporation of the State of Delaware with principal office at One Ram Ridge Road, Chestnut Ridge, NY 10977 and having a Commercial Registered office Provider and county of venue as follows: C T Corporation System in Dauphin County, which on 5/25/2005 was registered to transact business in the Commonwealth, intends to file a Statement of Withdrawal with the Department of State. f22

NOTICE IS HEREBY GIVEN by **Atlas America Public #9 LTD.**, a Pennsylvania limited partnership, that said limited partnership is winding up its affairs in the manner prescribed by 15 Pa.C.S.A. § 8682, so that its corporate existence has ceased upon the filing of the Certificate of Termination Limited Partnership in the Department of State of the Commonwealth of Pennsylvania. f22

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed in the Department of State of The Commonwealth of Pennsylvania for **TT MERGER SUB, INC.** under the provisions of the Pennsylvania Business Corporation Law of 1988, as amended. f22

NOTICE IS HEREBY GIVEN **Empi, Inc.** with a commercial registered office provider in care of National Registered Agents, Inc. in Dauphin County does hereby give notice of its intention to withdraw from doing business in this Commonwealth. The address to which any proceeding may be sent is 1430 Decision St., Vista CA 92081. This shall serve as official notice to creditors and taxing authorities. f22

FIRST PUBLICATION

Fictitious Name Notices

NOTICE IS HEREBY GIVEN, pursuant to the provisions of the Fictitious Name Act, 54 Pa.C.S. §301, et seq., and its amendments and supplements, of filing with the Secretary of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania on the 18th day of January, 2019, an application for conducting business under the assumed or fictitious name of **Lykens Valley Golf Course** with its principal place of business located at 1724 State Route 25, Millersburg, Pennsylvania, Dauphin County, Pennsylvania 17061.

The names and addresses of all persons or entity owning or interested in said business is: PAC Entertainment, Inc., 280 Berry Mountain Road, Millersburg, PA 17061

JOSEPH D. KERWIN, ESQ.
KERWIN & KERWIN, LLP
4245 State Route 209
Elizabethville, PA 17023
(717) 362-3215

f22

NOTICE IS HEREBY GIVEN, pursuant to the provisions of the Fictitious Name Act, 54 Pa.C.S. §301, et seq., and its amendments and supplements, of filing with the Secretary of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania on the 18th day of January, 2019, an application for conducting business under the assumed or fictitious name of Swing Restaurant and Bar with its principal place of business located at 1724 State Route 25, Millersburg, Pennsylvania, Dauphin County, Pennsylvania 17061.

The names and addresses of all persons or entity owning or interested in said business is: PAC Entertainment, Inc. - 280 Berry Mountain Road, Millersburg, PA 17061

JOSEPH D. KERWIN, ESQ.
KERWIN & KERWIN, LLP
4245 State Route 209
Elizabethville, PA 17023
(717) 362-3215

f22

NOTICE IS HEREBY GIVEN, pursuant to the provisions of the Fictitious Name Act, 54 Pa.C.S. §301, et seq., and its amendments and supplements, of filing with the Secretary of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania on the 18th day of January, 2019, an application for conducting business under the assumed or fictitious name of **The Lodge at Lykens Valley** with its principal place of business located at 1724 State Route 25, Millersburg, Pennsylvania, Dauphin County, Pennsylvania 17061.

The names and addresses of all persons or entity owning or interested in said business is: PAC Entertainment, Inc. - 280 Berry Mountain Road, Millersburg, PA 17061

JOSEPH D. KERWIN, ESQ.
KERWIN & KERWIN, LLP
4245 State Route 209
Elizabethville, PA 17023
(717) 362-3215

f22

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Act of Assembly of December 16, 1982, Act 295, as amended, that an Application for Registration of Fictitious Name has been/ will be filed in the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania for the conduct of business in Dauphin County, Pennsylvania, under the assumed or fictitious name of:

CAMPBELL CROPS,

with its principal place of business at 380 North Pine Street, Elizabethville, PA 17023. The name and address of the person owning or interested in said business is Jonathan Campbell of 380 North Pine Street, Elizabethville, PA 17023. The purpose of the business will be agricultural sales and services.

Aaron D. Martin, Esquire
METTE, EVANS & WOODSIDE
3401 North Front Street
P.O. Box 5950
Harrisburg, PA 17110-0950
717-232-5000

f22

FIRST PUBLICATION

Miscellaneous Notices

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

NO. 2018-CV-07595-MF

CIVIL ACTION-LAW

**NOTICE OF ACTION
IN MORTGAGE FORECLOSURE**

**WELLS FARGO BANK, N.A., AS TRUSTEE
FOR THE POOLING AND SERVICING
AGREEMENT DATED AS OF NOVEMBER
1, 2004 PARK PLACE SECURITIES, INC.
ASSET-BACKED PASS-THROUGH
CERTIFICATES SERIES 2004-WHQ2,
PLAINTIFF**

VS.

BOBBY JOE LANIER, DEFENDANTS

To: BOBBY JOE LANIER Defendant(s),
545 SOUTH 23RD STREET HARRISBURG,
PA 17104;
8 PEARL STREET, HARRISBURG, PA 17109
324 PARK TERRACE, HARRISBURG, PA
17111

COMPLAINT IN MORTGAGE FORECLOSURE

You are hereby notified that Plaintiff, WELLS FARGO BANK, N.A., AS TRUSTEE FOR THE POOLING AND SERVICING AGREEMENT DATED AS OF NOVEMBER 1, 2004 PARK PLACE SECURITIES, INC. ASSET-BACKED PASS-THROUGH CERTIFICATES SERIES 2004-WHQ2 has filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of DAUPHIN County, PA docketed to No. 2018-CV-07595-MF, seeking to foreclose the mortgage secured on your property located, 545 SOUTH 23RD STREET HARRISBURG, PA 17104.

NOTICE

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

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

LAWYERS REFERRAL SERVICE
Dauphin County Lawyer Referral Service
213 North Front Street
Harrisburg, PA 17101
717-232-7536

RAIS CITRON, LLC
ATTORNEYS FOR PLAINTIFF
Jenine Davey, Esq. ID No. 87077
133 Gaither Drive, Suite F
Mt. Laurel, NJ 08054
855-225-6906

f22

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

NO. 2018-CV-07615-MF

CIVIL ACTION – LAW

**NOTICE OF ACTION
IN MORTGAGE FORECLOSURE**

SUNTRUST BANK, PLAINTIFF

VS.

JEREMY EBERTS, DEFENDANT

NOTICE

To JEREMY EBERTS

You are hereby notified that on November 14, 2018, Plaintiff, SUNTRUST BANK, filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of DAUPHIN County Pennsylvania, docketed to No. 2018-CV-07615-MF. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 206 ARMSTRONG STREET, HALIFAX, PA 17032 whereupon your property would be sold by the Sheriff of DAUPHIN County.

You are hereby notified to plead to the above referenced Complaint on or before 20 days from the date of this publication or a Judgment will be entered against you.

FIRST PUBLICATION

Miscellaneous Notices

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
Telephone (717) 232-7536

f22

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

NO. 2018-CV-00822-MF

**FEDERAL NATIONAL MORTGAGE ASSOCIATION ("FANNIE MAE")
3900 WISCONSIN AVENUE, NW
WASHINGTON, DC 20016-2892, PLAINTIFF
VS.**

**JOHN L. MURRY, IN HIS CAPACITY AS
HEIR OF ORA LEE BLACKWELL,
DECEASED
4941 HIGHLAND STREET
HARRISBURG, PA 17111
AND**

**KENNETH C. BLACKWELL, IN HIS CAPACITY AS HEIR OF ORA LEE BLACKWELL, DECEASED
2220 NORTH 6TH STREET
HARRISBURG, PA 17110
AND**

**DOROTHY A. KING, IN HER CAPACITY AS HEIR OF ORA LEE BLACKWELL, DECEASED
628 PEPPER STREET
HARRISBURG, PA 17102**

**AND
UNKNOWN HEIRS, SUCCESSORS,
ASSIGNS AND ALL PERSONS, FIRMS OR
ASSOCIATIONS CLAIMING RIGHT, TITLE
OR INTEREST FROM OR UNDER ORA LEE
BLACKWELL, DECEASED, DEFENDANTS**

**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 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. Ademas, 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

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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, Esq / No 52634
Heather Riloff, Esq / No 309906
Tyler J. Wilk, Esq / No 322247
649 South Ave, Ste 7
Secane, PA 19018
(610)328-2887
Attorneys for Plaintiff
43110CFC-AW

f22

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

NO. 2018-CV-7174-MF

CIVIL ACTION – LAW

**NOTICE OF ACTION
IN MORTGAGE FORECLOSURE**

**PNC BANK, NATIONAL ASSOCIATION,
SUCCESSOR IN INTEREST TO NATIONAL
CITY REAL ESTATE SERVICES, LLC,
SUCCESSOR BY MERGER TO NATIONAL
CITY MORTGAGE, INC., FORMERLY
KNOWN AS NATIONAL CITY MORTGAGE
CO., PLAINTIFF
VS.
KIMBRA L. WAGNER
THE UNITED STATES OF AMERICA C/O
THE UNITED STATES ATTORNEY FOR
THE MIDDLE DISTRICT OF PA,
DEFENDANTS**

NOTICE

To KIMBRA L. WAGNER

You are hereby notified that on October 30, 2018, Plaintiff, PNC BANK, NATIONAL ASSOCIATION, SUCCESSOR IN INTEREST TO NATIONAL CITY REAL ESTATE SERVICES, LLC, SUCCESSOR BY MERGER TO NATIONAL CITY MORTGAGE, INC., FORMERLY KNOWN AS NATIONAL CITY MORTGAGE

CO., filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of DAUPHIN County Pennsylvania, docketed to No. 2018-CV-7174-MF. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 3517 NOTTINGHAM WAY, HARRISBURG, PA 17109-4712 whereupon your property would be sold by the Sheriff of DAUPHIN County.

You are hereby notified to plead to the above referenced Complaint on or before 20 days from the date of this publication or a Judgment will be entered against you.

NOTICE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the plaintiff. You may lose money or property or other rights important to you.

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

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

NO. 2018-CV-05114-MF

CIVIL ACTION – LAW

**NOTICE OF ACTION
IN MORTGAGE FORECLOSURE**

**WELLS FARGO BANK, N.A., PLAINTIFF
VS.
DIANE A. SCHADLE A/K/A DIANE
SCHADLE
LYNN C. SCHADLE, DEFENDANTS**

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NOTICE

To LYNN C. SCHADLE and DIANE A. SCHADLE A/K/A DIANE SCHADLE

You are hereby notified that on August 1, 2018, Plaintiff, WELLS FARGO BANK, N.A., filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of DAUPHIN County Pennsylvania, docketed to No. 2018-CV-05114-MF. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 2530 INTERSTATE DRIVE, HARRISBURG, PA 17110-9314 whereupon your property would be sold by the Sheriff of DAUPHIN County.

You are hereby notified to plead to the above referenced Complaint on or before 20 days from the date of this publication or a Judgment will be entered against you.

NOTICE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the plaintiff. You may lose money or property or other rights important to you.

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

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IN THE COURT OF COMMON PLEAS OF
DAUPHIN COUNTY,
PENNSYLVANIA

NO.: 2018-CV-2360-MU

CIVIL DIVISION

**LOWER PAXTON TOWNSHIP AUTHORITY
425 PRINCE STREET, SUITE 139
HARRISBURG, PA 17109, PLAINTIFF**

VS.

**JOHN M. ZEIGLER, IV
4910 WYOMING AVENUE
HARRISBURG, PA 17109
PARCEL# 35-057-045, DEFENDANT**

**AMENDED NOTICE OF SHERIFF SALE
OF REAL PROPERTY PURSUANT TO
PENNSYLVANIA RULE OF CIVIL
PROCEDURE**

TO: John M. Zeigler, IV
490 Main Street
Oley, PA 19547

TAKE NOTICE:

That the Sheriff's Sale of Real Property (Real Estate) will be held in the Commissioners' Hearing Room, 4th Floor, Dauphin County Administration Building, 2 South Second Street, Harrisburg, PA 17101 on Thursday, April 11, 2019 at 10:00 a.m. prevailing local time.

THE PROPERTY TO BE SOLD is delineated in detail in a legal description consisting of a statement of the measured boundaries of the property, together with a brief mention of the buildings and any other major improvements erected on the land.

(SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT "A").

The LOCATION of your property to be sold is: 4910 Wyoming Avenue, Harrisburg, PA 17109

The JUDGMENT under or pursuant to which your property is being sold is docketed to: No. 2018-CV-2360-MU.

THE NAME OF THE OWNER OR REPUTED OWNER OF THIS PROPERTY IS: **JOHN M. ZEIGLER, IV.**

A SCHEDULE OF DISTRIBUTION, being a list of the persons and/or governmental or corporate entities or agencies being entitled to receive part of the proceeds of the sale received and to be disbursed by the Sheriff (for example to banks that hold mortgages and municipalities that are owed taxes), will be filed by the Sheriff thirty (30) days after the sale., and distribution of the proceeds of sale in accordance with this schedule will, in fact, be made unless someone objects by filing exceptions to it, within ten (10) days of the date it is

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filed. Information about the Schedule of Distribution may be obtained from the Sheriff of the Court of Common Pleas of Dauphin County, 101 Market Street, Harrisburg, PA 17101.

THIS PAPER IS A NOTICE OF THE TIME AND PLACE OF THE SALE OF YOUR PROPERTY.

It has been issued because there is a Judgment against you. It may cause you property to be held, to be sold or taken to pay the Judgment. You may have legal rights to prevent your property from being taken. A lawyer can advise you more specifically of these rights. If you wish to exercise your rights, you must act promptly.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET FREE LEGAL ADVICE.

DAUPHIN COUNTY
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THE LEGAL RIGHTS YOU MAY HAVE ARE:

1. You may file a petition with the Court of Common Pleas of Dauphin County to open the Judgment if you have a meritorious defense against the person or company that has entered judgment against you. You may also file a petition with the same Court if you are aware of a legal defect in the obligation of the procedure used against you.
2. After the Sheriff's Sale, you may file a petition with the Court of Common Pleas of Dauphin County to set aside the sale for a grossly inadequate price or for other proper cause. The petition must be filed before the Sheriff's Deed is delivered.
3. A petition or petitions raising the legal issues or rights mentioned in the preceding paragraphs must be presented to the Court of Common Pleas of Dauphin County. The petition must be served on the attorney for the creditor or on the creditor before presentation to the Court and a proposed order or rule must be attached to the petition. If a specific return date is desired, such date must be obtained from the Court Administrator's Office, Dauphin County Courthouse, 101 Market Street, Harrisburg, PA 17101, before presentation of the petition to the Court.

Dated: January 4, 2019

By: _____
Steven A. Stine, Esquire
Supreme Court I.D. #44859
23 Waverly Drive
Hummelstown, PA 17036
Phone: (717) 903-1268
Fax: (717) 583-2943
stevestine@att.net
Attorney for Plaintiff

EXHIBIT "A" LEGAL DESCRIPTION

SALE NO. _____
PLAINTIFF'S ATTORNEY: Steven A. Stine, Esquire
JUDGMENT AMOUNT: \$2,642.01 plus penalties, additional sewer charges, attorneys' fees and costs

ALL THAT CERTAIN piece or parcel of land, with the buildings and improvements thereon erected, situate in Lower Paxton Township, Dauphin County, Pennsylvania, more particularly bounded and described as follows, to wit:

BEGINNING at a point on the northerly line of Wyoming Avenue, which point is 65 feet eastwardly of the northeasterly corner of Wyoming and Merrimac Avenue, and at dividing line between Lots 260 and 261 on the hereinafter mentioned Plan of Lots; thence along said dividing line in a line at right angles to Wyoming Avenue in a northerly direction, 125 feet to a point at dividing line between Lots Nos. 259 and 261 on said Plan; thence along said dividing line in an easterly direction, 65 feet to a point at dividing line between Lots 261 and 262 on said Plan; thence along said dividing line in a line at right angles to Wyoming Avenue, in a southerly direction 125 feet to a point on the northerly line of Wyoming Avenue aforesaid; thence along the northerly line of Wyoming Avenue in a westerly direction 65 feet to a point, the place of BEGINNING.

TAX PARCEL NO. 35-057-045
PREMISES BEING: 4910 Wyoming Avenue, Harrisburg, PA 17109

Seized and sold as the property of John M. Zeigler, IV under Judgment #2018-CV-2360-MU.

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Miscellaneous Notices

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

NO. 2018-CV-1090-MF

CIVIL ACTION-LAW

**NOTICE OF ACTION
IN MORTGAGE FORECLOSURE**

**JAMES B. NUTTER & COMPANY,
PLAINTIFF**

VS.

**PAULINE L. BAYER A/K/A PAULINE
BAYER, DEFENDANTS**

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

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Dauphin County Lawyer Referral Service
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RAS CITRON, LLC
ATTORNEYS FOR PLAINTIFF
Jenine Davey, Esq. ID No. 87077
133 Gaither Drive, Suite F
Mt. Laurel, NJ 08054
855-225-6906

f22

To: PAULINE L. BAYER A/K/A PAULINE BAYER Defendant(s), 1710 GREEN STREET HARRISBURG, PA 17102; 412 MUENCH STREET, HARRISBURG, PA 17102

COMPLAINT IN MORTGAGE FORECLOSURE

You are hereby notified that Plaintiff, JAMES B. NUTTER & COMPANY, has filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of DAUPHIN County, PA docketed to No. 2018-CV-1090-MF, seeking to foreclose the mortgage secured on your property located, 1710 GREEN STREET HARRISBURG, PA 17102.

NOTICE

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

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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

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PART-TIME LEGAL SECRETARY/ADMINISTRATIVE ASSISTANT: Strokoff & Cowden, an established law firm in Harrisburg, Pennsylvania, is seeking a Part-Time Legal Secretary/Administrative Assistant. The successful candidate will perform a variety of administrative and clerical functions including, taking phone calls and messages, responding to emails, appointment scheduling, filing and typing legal documents and briefs. Qualifications: A high school diploma or equivalent; 2-4 years previous experience in legal support (required); Proficiencies in Microsoft Outlook and Word (required); Experience with Adobe Acrobat (desired). Please submit resume and cover letter to: Jennifer A. Nachamkin, Esq., 132 State Street, Harrisburg, PA 17101. f15-22

The Judges have completed the JANUARY 14, 2019 civil jury term, including a special listing for January 7, 2019. Two civil cases reached verdict and the summary is as follows:

JOSEPH KUBEYKA, Individually and as Executor of the ESTATE OF EVA KUBEYKA v. THE MILTON S. HERSHEY MEDICAL CENTER d/b/a PENN STATE MILTON S. HERSHEY MEDICAL CENTER, PENN STATE HERSHEY REHABILITATION, LLC d/b/a PENN STATE HERSHEY REHABILITATION HOSPITAL, SHANGMING ZHANG, M.D. and STACY M. STARK, D.O. (2013 CV 09909 MM)

Trial dates: January 7 – January 11, 2019

Trial Summary: On December 26, 2011, Eva Kubeyka, 85 years old, presented to the Emergency Department of The Milton S. Hershey Medical Center (“Hershey Medical Center”) with complaints of severe right hip pain. Mrs. Kubeyka was admitted to the internal medicine service. Following evaluation by the orthopedic surgery service, Mrs. Kubeyka elected to undergo hip replacement surgery, which was scheduled for January 2, 2012. Based upon Mrs. Kubeyka’s extensive cardiac history, a cardiac inpatient consultation was performed on December 28, 2011. Mrs. Kubeyka was classified as an intermediate cardiovascular risk for surgical complications. It was recommended that she remain on cardiac medications.

Later in the day on December 26, 2011, Ms. Kubeyka was transferred to Penn State Hershey Rehabilitation Hospital, (“Rehab Hospital”) where she was to remain until her hip replacement surgery. Mrs. Kubeyka was admitted to the Rehab Hospital at 5:40 p.m. However, medication orders were written prior to her arrival based upon an incomplete medication list which appeared in the electronic medical record. Mrs. Kubeyka’s cardiac rate control medications and diuretics were therefore not ordered at the Rehab Hospital.

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While at the Rehab Hospital, Mrs. Kubeyka did not receive cardiac medications for approximately 1 ½ days. On December 30, 2011, she experienced tachycardia, became hypotensive and developed a fever. A stat consultation was obtained. Mrs. Kubeyka was transferred back to Hershey Medical Center. Her infection was successfully treated with antibiotics and hydration. Her atrial fibrillation was also successfully treated. She was noted to have a mildly elevated troponin level, consistent with a non-ST elevation myocardial infarction.

Mrs. Kubeyka was told that she could not undergo the planned hip surgery. She received a steroid injection in her right hip and was able to walk without difficulty prior to discharge.

Following her discharge on January 11, 2012, Mrs. Kubeyka was transferred to an outside facility. She passed away a year and a half later at age 87.

Plaintiffs did not assert a wrongful death claim. Plaintiffs asserted damages under a survival action, namely, that as a result of the missed cardiac medication dosages Mrs. Kubeyka lost the opportunity to undergo hip replacement surgery which Plaintiffs asserted would have lessened her hip pain and allowed her to enjoy an improved quality of life.

The Plaintiff presented an expert in cardiology. Plaintiff's expert testified that the defendants Dr. Zhang and Dr. Stark, physical medicine and rehabilitation physicians, should have recognized that the medication list received by the Rehab Hospital from Hershey Medical Center was incomplete. Plaintiff's expert testified that that the missed medication worsened Mrs. Kubeyka's heart condition such that she was no longer a candidate for hip replacement.

Defendants' expert in physical medication and rehabilitation testified that Drs. Zhang and Stark properly relied upon what appeared in the electronic chart they received from Hershey Medical Center as a final medication list. Defendants' cardiology expert testified that the earlier assessment of Mrs. Kubeyka as an intermediate cardiovascular risk for hip surgery was incorrect, and that she was at high risk for surgical complications based upon the pre-existing heart conditions.

Based upon pre-trial motions, the Rehab Hospital was dismissed as a defendant.

The jury found Defendants Dr. Zhang and Dr. Stark not negligent. Because vicarious liability was Plaintiff's sole claim against Hershey Medical Center, and the jury having found no negligence of Defendants Dr. Zhang and Dr. Stark, the court entered judgement as a matter of law in favor of Hershey Medical Center.

Verdict: Defendants
Judge: Judge John F. Cherry
Counsel for Plaintiff: Stephen T. Carpenito, Esquire; Law Office of Stephen T. Carpenito
Counsel for Defendants: Carolyn E. Smith, Esquire; McQuaide Blasko
Wiley Parker, Esquire; Henry & Beaver LLP

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SKYAMBER SNODY, Individually and as Administratrix of the Estate of KARL R. SNODY v. ROBERT A. ETTLINGER, M.D., PINNACLE HEALTH SYSTEM, PINNACLE HEALTH MEDICAL GROUP d/b/a PINNACLE HEALTH FAMILY CARE MILLERSBURG (2016 CV 09362 MM)

Trial dates: January 14, 2019 – January 18, 2019

Trial Summary: In this medical malpractice action Plaintiff, daughter of Karl Snody (decedent) individually and as administratrix of decedent's estate, brought claims for wrongful death and survival alleging that Defendant Ettlinger, decedent's family physician, overprescribed medication to decedent and prescribed medications causing toxicity leading to decedent's death.

Plaintiff claimed decedent became addicted to a dangerous combination of opioids and benzodiazepines overprescribed by defendant Ettlinger due, in part, to his failure to maintain proper record of medications he prescribed.

Defendants claimed that, instead, decedent's use of illegal drugs, methamphetamines (crystal meth) caused him to "crash" in his unheated trailer leading to his death by hypothermia. Defendant claimed that while decedent may have become dependent upon pain medications prescribed, such were necessary to treat decedent's pain and the dosages and combination of medications was within the standard of care.

Plaintiff's Pretrial Motions:

- a) Motion to Amend Complaint to re-assert claim for punitive damages - DENIED.
- b) Motion to admit evidence of Dr. Ettlinger's prior inconsistent statements and admissions regarding a parallel federal action - DENIED.
- c) Motions in Limine to preclude Defense experts Drs. Boyer and Brajer from testifying as to Standard of Care and novel theories - DENIED.
- d) Motion in Limine to preclude testimony regarding decedent's use of illegal drugs, improper use of medication and use of term "Crystal Meth" - DENIED.
- e) Motion in Limine to preclude photographs of decedent's tattoos and body piercings - GRANTED.
- f) Motion to preclude Defense's use of term "Crystal Meth" during opening statement - GRANTED.

Defendants' Pretrial Motions - Omnibus Motion to:

- a) Permit introduction of presence of methamphetamine - GRANTED.
- b) Preclude Plaintiff's toxicologist from testifying as to Standard of Care - GRANTED.
- c) Preclude Plaintiff from making reference to "opioid epidemic" - GRANTED.
- d) Preclude reference to Dr. Ettlinger's employment contract and disciplinary action in Delaware - GRANTED.

Plaintiff's Fact Witnesses:

- 1/15/19 - Robert Ettlinger, M.D. (as on cross)
- 1/15/19 - Andrea Lee Koch (Mother of Plaintiff)
- 1/15/19 - Angele Clough (sister of decedent)
- 1/15/19 - Michael Derkin (friend of decedent)
- 1/15/19 - Jennifer Bender (friend and landlord of decedent)
- 1/16/19 - Skyamber Snody (Plaintiff, daughter of decedent)

Plaintiff's Experts:

- 1/15/19 - Katherine Margo, M.D. (family practice)
- 1/17/19 - William Sawyer, Ph.d (toxicology)

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Defendants' Fact Witnesses:

1/16/19 - Ross Baker (Tower Porter Community Ambulance)
1/16/19 - Brandon Buffington (EMT)
1/16/19 - Erin Reading (Flight Nurse)
1/16/19 - David Moylan, M.D. (Schuylkill County Coroner)
1/16/19 - Brian Greblick, R.N. (Schuylkill Medical Center)
1/17/19 - Robert Ettlinger, M.D.

Defendants' Experts:

1/16/19 - Jason Brajer, M.D. (pain management)
1/18/19 - Ed Boyer, M.D. (toxicology/pain management)

Exhibits: The parties stipulated to the authenticity of a joint exhibits which were publicized to the jury by Capital Litigation Support.

Verdict: Defendants

Judge: Judge John J. McNally, III

Counsel for Plaintiff: Richard C. Angino, Esquire; Angino Law

Counsel for Defendants: Michael Badowski, Esquire, & Anthony Gabriel, Esquire; Margolis Edelstein

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