

**ADVANCE SHEET**

Pages 475-483

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

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CONTAINING THE DECISIONS RENDERED IN THE  
12th JUDICIAL DISTRICT

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Medina v. Milton S. Hershey Medical Center, et al.  
Bar Association Page

475  
Inside Back Cover

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**TERMS**

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**Estate Notices**

**DECEDENTS ESTATES**

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

**FIRST PUBLICATION**

ESTATE OF EMY LOU KEYS, late of Harrisburg, Dauphin County, Pennsylvania (died May 27, 2007). Executor: G. David Bias, 1100 Piney Hill Lane, Harrisburg, PA 17112. Attorney: Amy M. Moya, Esq., 4811 Jonestown Road, Suite 226, Harrisburg, PA 17109. f29-m14

ESTATE OF NIELS C. BUESSEM, late of Susquehanna Township, Dauphin County, Pennsylvania. Executrix: Susan G. Hunter, 1717 Mitchell Road, Harrisburg, PA 17110. f29-m14

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ESTATE OF DOROTHY V. PARKER-HARDEN, late of the City of Harrisburg, Dauphin County, Pennsylvania (died January 26, 2008). Executor: Troven E. Harden, 1909 North 26th Street, Harrisburg, PA 17109. Attorney: Stephen M. Greecher, Jr., Esq., Tucker Arensberg, P.C., P.O. Box 889, Harrisburg, PA 17108-0889. f29-m14

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ESTATE OF VICTOR P. PADAMONSKY, late of the City of Harrisburg, Dauphin County, Pennsylvania (died January 28, 2008). Executor: William J. Padamonsky. Attorney: Steven P. Miner, Esq., Daley Zucker Meilton Miner & Gingrich, LLC, 1035 Mumma Road, Suite 101, Wormleysburg, PA 17043. f29-m14

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ESTATE OF PAULA B. KLINE, late of Lower Paxton Township, Dauphin County, Pennsylvania (died January 29, 2008). Executor: Wachovia Bank, NA, 100 N. Queen Street, P.O. Box 3959, Lancaster, PA 17604. Attorney: Jeffrey A. Ernico, Esq., Mette, Evans & Woodside, 3401 North Front Street, Harrisburg, PA 17110. Telephone (717) 232-5000. f29-m14

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ESTATE OF WALTER M. ERDMAN, late of the Borough of Millersburg, Dauphin County, Pennsylvania (died December 26, 2007). Co-Administrators: Stephen Erdman, 440 Hoy Road, Millersburg, PA 17061 and Pamela Graff, 281 Snyder Road, Halifax, PA 17032. Attorney: Joseph D. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethtown, PA 17023. f29-m14

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ESTATE OF ANNABEL M. LAWLEY, late of the Borough of Millersburg, Dauphin County, Pennsylvania (died January 29, 2008). Executor: Robert W. Lawley, 2402 Forest Lane, Harrisburg, PA 17112. Attorney: James A. Ulsh, Esq., Mette, Evans & Woodside, 3401 North Front Street, Harrisburg, PA 17110. Telephone (717) 232-5000. f29-m14

Medina v. Milton S. Hershey Medical Center, et al.

ORDER

AND NOW, January 10, 2008,

IT IS HEREBY ORDERED:

1. Harrisburg City Ordinance, Bill 36-2006 is declared void and of no effect as its language contravenes the intent and purpose of an act of the Pennsylvania General Assembly, to wit, the Optional Third Class City Charter Law;
2. Those members of the Harrisburg Authority; namely, Erica Bryce, James E. Ellison and Erick Papenfuse, appointed by Council pursuant to Bill No. 36-2006 are without warrant to hold membership on the board of the Harrisburg Authority.

—————o—————

**Medina v. Milton S. Hershey Medical Center, et al.**

**Torts — Negligence — Medical Malpractice — Preliminary Objections — Factual Sufficiency — Legal Sufficiency — Vicarious Liability — Negligent Infliction of Emotional Distress — Loss of Consortium.**

Plaintiff husband and wife sought compensation for extensive injuries allegedly resulting from negligent medical treatment. The Court granted the Defendants' Preliminary Objections to numerous subparagraphs of the complaint for lack of factual specificity, but denied two demurrers for legal insufficiency. Plaintiffs' averments which made reference to failures to consult unnamed medical journals or other professional materials, and allegations of failure to train, supervise staff, or to promulgate or enforce unspecified rules or regulations were stricken by the Court.

1. Pleadings are required to aver facts essential to support each claim so that an opposing party might be given an opportunity to answer and defend. Pa.R.C.P. 1019(a).

2. In determining whether a particular paragraph in a complaint has been stated with the necessary specificity, such paragraph must be read in context with all other allegations in that complaint. Only then can the Court determine whether the defendant has been put upon adequate notice of the claim against which he must defend. *Yacoub v. Lehigh Valley Medical Assoc.*, 805 A.2d 579, 589 (Pa. Super. 2002).

3. A more specific pleading should not be required as to matters about which the objecting party has, or should have, as much or better knowledge than the pleader. *Paz v. Commonwealth Dept. of Corrections*, 580 A.2d 452, 456 (Pa. Cmwlth. 1990).

Preliminary Objections. C.P., Dau. Co., No. 2007 CV 08399 MM.  
Granted in part.

Medina v. Milton S. Hershey Medical Center, et al.

*Paul D. Brandes and Theresa L. Giannone, for Plaintiff.*

*Jonathan B. Stepanian and Erin K. Dragann, for Defendant*

KLEINFELTER, J., February 6, 2008. – Plaintiffs commenced the instant medical professional liability action by filing a complaint on August 17, 2007. Defendants filed preliminary objections on November 5, 2007, which are now before the court for disposition.

The complaint alleges that Joseph J. Medina (hereinafter “Mr. Medina”) arrived at the Milton S. Hershey Medical Center (hereinafter “HMC”) Emergency Department on August 24, 2005, complaining of “rightsided chest pain.” (Compl. §13). He was initially seen by E.R. physician Kimberly Sholfield, M.D. who took a history and ordered various tests. On August 25, Dr. Lawrence Kass, M.D. (“Dr. Kass”) assumed the care of Mr. Medina. Dr. Kass diagnosed Mr. Medina with musculoskeletal chest pain, prescribed Vicodin and discharged Mr. Medina to home.

On August 25, 2005, Mr. Medina returned to HMC via ambulance “due to fever, fatigue, cough with brown sputum and a syncopal episode.” (Compl. §34). In the E.R., Mr. Medina was “noted to be hypoxic, hypotensive and required intubation and mechanical ventilation.” (Compl. §35).

Mr. Medina remained at HMC until December 15, 2005. While a patient, he was diagnosed with, among other things: “pneumococcal sepsis, pleural effusion, acute respiratory distress syndrome, hypotension, hypoxia, vascular compromise, intracranial ischemia, seizures and was status epilepticus for a time, blindness in his right eye, depression and anxiety.” (Compl. §37).

Mr. Medina underwent, among other things: “intubation and mechanical ventilation; exploratory laparotomy; chest tube placement; tracheostomy which was later removed; amputation of his left hand, right fingers, and bilateral below the knee amputation; PEG tube placement; cardioversion; frequent suctioning; and frequent chest x-rays and other procedures.” (Compl. §38). The complaint charges that as a direct and proximate result of defendants’ negligence, Mr. Medina suffered, “injuries to and about his body, extremities, lungs, internal organs, nerves, and nervous system, including multi-organ failure, vascular compromise, cardiac compromise, respiratory compromise, pleural effusions, infection, sepsis, seizures, vision loss, neurologic and cognitive injuries, necrosis, gangrene and amputations.” (Compl. §39).

Medina v. Milton S. Hershey Medical Center, et al.

Count I asserts a negligence claim against Dr. Kass. Count II asserts a corporate negligence claim against HMC. Count III is captioned “Vicarious Liability” and seeks to hold HMC liable “for the acts and omission of their personnel as described herein, inclusive of the health care providers listed in defendants’ medical records.” Count V<sup>1</sup> is a loss of consortium claim against all defendants asserted by Marquette Hunt (Mr. Medina’s wife). Count VI is a claim for negligent infliction of emotional distress asserted by Marquette Hunt against all defendants. Count VII is a loss of consortium claim asserted by Mr. Medina against all defendants. The complaint seeks compensation for lost wages, future medical expense, pain and suffering and loss of life’s pleasures.

### LEGAL DISCUSSION

Defendants’ preliminary objections fall into two categories. The first of these is asserted under Pa.R.C.P. 1028(a)(3), insufficient specificity in a pleading. The second category of objection raises the legal insufficiency of a pleading (demurrer) under Pa.R.C.P. 1028(a)(4).

### FACTUAL SUFFICIENCY OBJECTIONS

Defendants remind us that Pennsylvania is a fact pleading jurisdiction and that Pa.R.C.P. 1019(a) requires that “the material facts on which a cause of action or defense is based shall be stated in a concise and summary form.” The pleadings are thus required to aver facts essential to support each claim so that an opposing party might be given an opportunity to answer and to defend.

At the core of defendants’ objection to factual specificity is the holding in *Connor v. Allegheny General Hospital*, 461 A.2d 600 (Pa. 1983). In *Connor*, plaintiff sued for complications arising from a perforated colon during a barium enema. The original complaint alleged negligence in causing the perforation. At trial, however, Connor sought to amend her complaint by adding a claim of negligence for failure to promptly diagnose and treat the tear.<sup>2</sup> The trial judge disallowed the amendment since it added a new theory of negligence and since the statute of limitations had expired. Superior Court affirmed.

In reversing, our Supreme Court looked to an allegation in the original complaint stating that defendant was negligent “in otherwise failing to use due care and caution under the circumstances.” *Id.* 461 A.2d at 602. This language, said the Court, “merely amplifies” the

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1. There is no Count IV.

2. Once the perforation had occurred, barium began to leak into the abdominal cavity causing extensive peritonitis, formation of adhesions and a pericolic abscess.

Medina v. Milton S. Hershey Medical Center, et al.

original cause of action and, in a footnote added: “If appellee did not know how it ‘otherwise fail[ed] to use due care and caution under the circumstances,’ it could have filed a preliminary objection in the nature of a request for a more specific pleading or it could have moved to strike that portion of appellants’ complaint.” *Id.* at 603.

Since *Connor*, defendants have been understandably wary of any language in a complaint which might later sandbag them during the pleadings, during discovery, in obtaining expert opinions, or during the trial itself. This court has consistently granted preliminary objections to general averments of negligence. *See, e.g., Starr v. Myers*, 109 Dauph. 147 (1988); *Mau v. Roth*, 114 Dauph. 297 (1994); *Finney v. Milton S. Hershey Medical Center*, 116 Dauph. 20 (1995); *Marder v. Professional Aerials, Inc.*, 123 Dauph. 50 (2006).

On the other hand, as the late Judge Dowling of this court explained many years ago, a plaintiff “should not be required to plead evidentiary matters;” “preliminary objections should not be used to secure details of which the objector has as much knowledge or more than his opponent;” and “the entire pleading must be scrutinized as a whole.” *Mikula v. Harrisburg Polyclinic Hospital*, 94 Dauph. 328, 330 (1972).

The latter principles have been followed in more recent appellate opinions. For example, in *Yacoub v. Lehigh Valley Medical Assoc.*, 805 A.2d 579, 589 (Pa. Super. 2002) we read:

[I]n determining whether a particular paragraph in a complaint has been stated with the necessary specificity, such paragraph must be read in context with all other allegations in that complaint. Only then can the court determine whether the defendant has been put upon adequate notice of the claim against which he must defend.

*See also: Paz v. Commonwealth Dept. of Corrections*, 580 A.2d 452, 456 (Pa. Cmwlth. 1990) (“A more specific pleading should not be required as to matters about which the objecting party has, or should have, as much or better knowledge than the pleader.”).

With these principles of pleading in mind, we turn to the specificity objections before us.

#### COUNT I (NEGLIGENCE AGAINST DR. KASS)

In Paragraph 45 of Count I (Negligence against Dr. Kass) we find 39 subparagraphs (a.-mm.). Although there are 39 separate paragraphs, Paragraph 45 may essentially be distilled into three claims of

Medina v. Milton S. Hershey Medical Center, et al.

negligence. The first of these is a failure to diagnose Mr. Medina's problem; the second is a failure to properly treat his condition; and the third is a failure to admit (rather than to discharge).

To illustrate, subparagraphs a., b., c., d. and e. all allege a failure to order certain tests or a failure to diagnose or otherwise properly interpret the tests performed. Subparagraphs f., g., k., l., m., n., o., and p. allege a failure to timely treat Mr. Medina's condition. Other subparagraphs of Paragraph 45, state this same claim in a variety of ways. We find that all of the paragraphs alleging a failure to timely diagnose and treat Mr. Medina, when read together, pass the test of sufficient pleading.

On the other hand, there are a number of paragraphs that raise collateral issues, which must be stricken for their nebulousity.

We refer to the following:

- u. Failing to timely, properly and/or adequately avail him/herself of available and pertinent medical writings, publications, information and diagnostic technology both prior to and during Mr. Medina's admission to the hospital;
- w. Failing to timely, properly and/or adequately avail himself of information, test results, studies, opinions, assessments, diagnoses and materials regarding Mr. Medina which were available at the hospital, as well as from other doctors, therapists and hospitals;
- y. Failing to timely, properly and/or adequately maintain a continuity in care among the various participating and/or available healthcare providers;
- gg. Failing to timely, properly and/or adequately supervise the care, practice or work of residents, students, assistants, and/or nurses;
- hh. Failing to timely, properly and/or adequately make entries in the medical chart and/or comply with applicable rules, protocols, regulations, policies, procedures and/or bylaws with respect thereto;
- ii. Failing to timely, properly and/or adequately promulgate, enforce, communicate and/or adhere

Medina v. Milton S. Hershey Medical Center, et al.

to pertinent and applicable medical, hospital, accreditation, state and/or federal standards, rules, regulations, policies, procedures and/or protocols, the titles of which are not presently known to plaintiffs but which are believe to pertain to: continuity in care; recognizing, assessing, responding to, diagnosing, reporting and/or treating infection, sepsis, pleural effusion, upper respiratory infection and/or pneumonia; monitoring, recognizing, keeping appraised of, diagnosing, treating and/or reporting patient's condition and the patterns and significance thereof; ordering performing, repeating, reading, interpreting, reacting to and/or reporting on vital signs, radiologic studies and/or CBC analysis; ordering performing, interpreting, responding to and reporting on tests, observations, studies, films and examinations to aid in the diagnosis and treatment of patients such as plaintiff; recognizing, assessing, responding to, diagnosing, reporting and/or treating a patient's need for medication; ordering, requesting, insuring and/or recommending administration of antibiotics to patients and in appropriate amounts; entering, reviewing, revising and/or carrying out orders for patients such as Mr. Medina; availability of information, test results, studies, opinions, assessments, diagnosis and materials regarding patients such as Mr. Medina which are available at the hospital, as well as from other doctors, healthcare workers and hospitals; responding to notification by other physicians, nurses and/or healthcare workers regarding a patient's condition and/or distress and/or the signs and symptoms thereof; supervision of residents, students, assistants and/or practitioners; and timely, proper and adequate medical charting;

- jj. Failing to timely, properly and/or adequately maintain and insure sufficient numbers of healthcare personnel to appropriately and timely monitor, tend to, assess and treat Mr. Medina;



Medina v. Milton S. Hershey Medical Center, et al.

- kk. Failing to timely, properly and/or adequately educate and advise other health care personnel regarding the care, treatment and assessments of patients such as Mr. Medina;
- ll. Violating JCAHO and Hospital or corporate standards and pertinent governmental regulations with regard to patient care and medical documentation under the circumstances;
- mm. Increasing the risk of harm to Mr. Medina as a result of defendant's negligence and/or carelessness as set forth above.

The averments in these paragraphs, which make reference to failures to consult unnamed medical journals or other professional materials, are hopelessly vague. Equally impossible to fathom – let alone answer – are the allegations of failure to train, supervise staff, or to promulgate or enforce unspecified rules or regulations. We will strike the offending paragraphs.

#### COUNT II (NEGLIGENCE AGAINST HMC)

This count begins by incorporating Paragraphs 1-45 of the complaint. It necessarily follows that our rulings with regard to Paragraph 45 will equally apply to the objections filed to Count II. As was the case with Count I, Count II contains a single paragraph (47) which is subdivided into 33 subparagraphs. These paragraphs, taken together, allege that HMC has failed to promulgate policies or procedures – none of which are specified; and failed to train and supervise the doctors and medical staff “within its walls.” Although these 33 paragraphs are spread over eight pages in the complaint – in a remarkable display of redundancy, it would be a hopeless task for any defendant to divine exactly what policy or training would have made a difference in the care and treatment of Mr. Medina.

Defendants have asked that we strike from Paragraph 47 subparagraphs (a.) - (d.), (i.) - (k.), (m.), (q.) - (w.), (aa.) - (bb.), (dd.) - (ff.), and we will do so.

#### COUNT III (VICARIOUS LIABILITY AGAINST HMC)

Paragraph 49 of the complaint is a general statement that HMC is vicariously liable “for the acts and omissions of their personnel as

Medina v. Milton S. Hershey Medical Center, et al.

described herein inclusive of the health care providers included in defendants' medical records."

HMC objects to the lack of specificity in this paragraph and asserts that "plaintiffs should be required to specifically identify by either name or 'appropriate description' the precise individuals whose conduct they seek to place at issue."

We find no validity to this objection. In the first place, HMC is in the best position to know the names of its agents or employees who were involved in providing care to Mr. Medina. *See, Paz., supra*. Secondly, the class of persons for whom liability is asserted is limited to those who would have had involvement with Mr. Medina within the treatment period addressed under Paragraph 45; *i.e.*, the un-stricken subparagraphs of this paragraph.

DEFENDANTS' DEMURRERS  
COUNT VI (NEGLIGENT INFLICTION  
OF EMOTIONAL DISTRESS AGAINST DR. KASS; HMC)

Defendants object that the complaint fails to aver facts legally sufficient to support a claim of negligent infliction of emotional distress. To assert such a claim it is necessary to plead:

- 1) Plaintiff was located near the scene of the accident as contrasted with being a distance away from it;
- 2) The distress resulted from a direct emotional impact upon the plaintiff from the sensory and contemporaneous observance of the event, as contrasted with learning of the event from others after its occurrence; and
- 3) Plaintiff and victim were closely related.

*Sinn v. Burd*, 404 A.2d 672, 685 (Pa. 1979).

Defendants argue that the complaint fails to state a claim because it fails to allege that Marquette Hunt was present during and witnessed the alleged negligent acts of the defendants. Our review of the complaint, however, reveals that this precise allegation is made in Paragraph 55 of the complaint.

Admittedly, the instant case varies from *Sinn* and other cases where, factually, there was a single traumatic event as opposed to a course of conduct. The requirement of "contemporaneous observance of the

Medina v. Milton S. Hershey Medical Center, et al.

event” may become problematic as the case moves forward;<sup>3</sup> however, for purposes of a demurrer, where we must accept as true all averments in the complaint, the preliminary objections to this count must be overruled.

**COUNT VII (LOSS OF CONSORTIUM  
AGAINST V. ALL DEFENDANTS)**

Defendants offer a demurrer to this count since its viability is derivative of Marquette Hunt’s claim of negligent infliction of emotional distress.

It follows that defendants’ demurrer to Count VII is dependent on a grant of demurrer to Count VI. As we have denied a demurrer to VI, so, too, must we deny a demurrer to Count VII. In doing so we note that the other elements to support a claim for consortium have been sufficiently pled.

Accordingly, we enter the following:

**ORDER**

AND NOW, this 6th day of February, 2008,

IT IS HEREBY ORDERED as follows:

1. Sub-paragraphs of Paragraph 45: u., w., y., gg., hh., ii., jj., kk., ll., and mm. are stricken for lack of factual specificity;
2. Sub-paragraphs of Paragraph 47: a.-d., i-k., m., q.-w., aa.-bb., and dd.-ff. are stricken for lack of factual specificity;
3. Plaintiffs are granted 20 days from the date of this order to file, if they choose to do so, a more specific pleading;
4. The preliminary objection relating to the factual specificity of the averments in Count III is denied.
5. The demurrer challenging the legal sufficiency of the pleading in Count VI is denied.
6. The demurrer challenging the legal sufficiency of the pleading in Count VII is denied.

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3. In order to be successful, it is not always necessary that plaintiff observe the negligence of the defendant, “but rather experience(d) a sensory and contemporaneous observance of (the result). *See, Love v. Cramer*, 606 A.2d 1175, 1177 (Pa. Super. 1992); *But see, Bloom v. Dubois Regional Medical Center*, 597 A.2d 671 (Pa. Super. 1991) (recovery denied where alleged negligence was a claim of omission and therefore without direct infliction of injury).

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**FIRST PUBLICATION**

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**Estate Notices**

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ESTATE OF AVINELL M. SAMOS, late of Lower Paxton Township, Dauphin County, Pennsylvania. Executrix: Margaret M. Dunlap, 613 Sweetbriar Drive, Harrisburg, PA 17109. Attorney: John R. Zonarich, Esq., Skarlatos & Zonarich LLP, 17 South Second Street, 6th Floor, Harrisburg, PA 17101. f29-m14

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**SECOND PUBLICATION**

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ESTATE OF JEANNE K. ANDREOLI, late of Lower Paxton Township, Dauphin County, Pennsylvania. Executor: Anthony J. Andreoli, 5064 Irene Drive, Harrisburg, PA 17112. Attorney: David J. Lenox, Esq., Wiley, Lenox, Colgan & Marzzacco, P.C., 130 W. Church Street, Suite 100, Dillsburg, PA 17019. f22-m7

ESTATE OF DOROTHY L. WINEGARDEN, late of Harrisburg, Dauphin County, Pennsylvania (died February 2, 2008). Personal Representative: Beatrice Fulton, 1541 Dells Lane, Dauphin, PA 17018. Attorney: William L. Adler, Esq., 125 Locust Street, P.O. Box 11933, Harrisburg, PA 17108. f22-m7

ESTATE OF MARY M. SMITH, late of Lower Paxton Township, Dauphin County, Pennsylvania. Attorney: Theresa L. Shade Wix, Esq., Wix, Wenger & Weidner, 4705 Duke Street, Harrisburg, PA 17109-3099. f22-m7

ESTATE OF PAUL JOSEPH DOTSEY a/k/a PAUL J. DOTSEY, late of Lower Paxton Township, Dauphin County, Pennsylvania (died January 21, 2008). Executor: John J. Dotsey, 1695 Kaylor Road, Hummelstown, PA 17036-8923. Attorney: Steve C. Nicholas, Esq., Nicholas Law Offices PC, 2215 Forest Hills Drive, Suite 37, Harrisburg, PA 17112-1099. f22-m7

ESTATE OF KENNETH R. BERSTLER, late of Lower Swatara Township, Dauphin County, Pennsylvania. Executor: Michael R. Berstler, 1811 Blacklatch Lane, Middletown, PA 17057. Attorney: Bridget M. Whitley, Esq., Skarlatos & Zonarich LLP, 17 South Second Street, 6th Floor, Harrisburg, PA 17101. f22-m7

ESTATE OF LORI A. HARMAN, late of Millersburg Borough, Dauphin County, Pennsylvania. Administrator: David G. Harman, 342 Moore Street, Millersburg, PA 17061. Attorney: David L. Schwalm, Esq., Thomas, Thomas & Hafer, LLP, 305 North Front Street, P.O. Box 999, Harrisburg, PA 17108. f22-m7

ESTATE OF FRED HUBBERT a/k/a FRED S. HUBBERT, late of Putnam County, Florida (died May 20, 1997). Executrix: Deborah Ayers White, 1523 Green Street, Harrisburg, PA 17102. Attorney: Jeffrey A. Ernico, Esq., Mette, Evans & Woodside, 3401 North Front Street, Harrisburg, PA 17110. Telephone (717) 232-5000. f22-m7

ESTATE OF LESSIE M. GETER, late of Harrisburg, Dauphin County, Pennsylvania (died July 16, 2007). Executrix: Sharon Geter, 1514 Naudain Street, Harrisburg, PA 17104. Attorney: Joseph J. Dixon, Esq., 126 State Street, Harrisburg, PA 17101. f22-m7

ESTATE OF THOMAS A. DONCEVIC, late of the City of Harrisburg, Dauphin County, Pennsylvania (died January 23, 2008). Executrix: Tracy L. Hoch, 1510 Briggs Street, Harrisburg, PA 17103-1437. Attorney: Steve C. Nicholas, Esq., Nicholas Law Offices PC, 2215 Forest Hills Drive, Suite 37, Harrisburg, PA 17112-1099. f22-m7

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**THIRD PUBLICATION**

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ESTATE OF ANNA MARIE GRASA, late of Steelton, Dauphin County, Pennsylvania. Executrix: Rosanna Marie Imbrognio. Attorney: Randall K. Miller, Esq., 1255 South Market Street, Suite 102, Elizabethtown, PA 17022. f15-f29

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THIRD PUBLICATION

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Estate Notices

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ESTATE OF BETTY J. DRASS, late of Millersburg, Dauphin County, Pennsylvania (died January 18, 2008). Personal Representative: Robert Donovan, 7 Railway Avenue, Millersburg, PA 17061. Attorney: Dale K. Ketner, Esq., Shaffer & Engle Law Offices, 129 Market Street, Millersburg, PA 17061.

f15-f29

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ESTATE OF LOIS MARIE HOWARD, late of Millersburg, Dauphin County, Pennsylvania (died January 20, 2008). Personal Representative: Neil E. Warfel, 556 Market Street, Millersburg, PA 17061. Attorney: Dale K. Ketner, Esq., Shaffer & Engle Law Offices, 129 Market Street, Millersburg, PA 17061.

f15-f29

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ESTATE OF DEAN H. LENTZ, late of Halifax, Dauphin County, Pennsylvania (died December 5, 2007). Personal Representative: Crystal Reese, 176 Kinsinger Road, Halifax, PA 17032. Attorney: Dale K. Ketner, Esq., Shaffer & Engle Law Offices, 129 Market Street, Millersburg, PA 17061.

f15-f29

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ESTATE OF WILLIAM F. CROWL, late of the Township of Derry, Dauphin County, Pennsylvania. Executor: Hershey Trust Company, 100 Mansion Road East, P.O. Box 445, Hershey, PA 17033-0445. Telephone (717) 520-1126. Attorney: James B. Pannebaker, Esq., Pannebaker & Mohr P.C., 4000 Vine Street, Middletown, PA 17057. Telephone (717) 944-1333.

f15-f29

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ESTATE OF JOANN MARIE SMITH, late of the City of Harrisburg, Dauphin County, Pennsylvania. Executrix: Wendy Ball, 1065 A Huron Drive, Harrisburg, PA 17111. Attorney: Bridget M. Whitley, Esq., Skarlatos & Zonarich LLP, 17 South 2nd Street, 6th Floor, Harrisburg, PA 17101.

f15-f29

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Corporation Bureau of the Department of State of the Commonwealth of Pennsylvania:

1. The name of the corporation is: **Elite Dialysis, Inc.**
2. The corporation has been organized under Title 15 of the Pennsylvania Consolidated Statutes §§1101-4162 (the Business Corporation Law, as amended).

ROBERT C. MAY, Esq.  
The Law Firm of May & May, P.C.  
4330 Carlisle Pike  
Camp Hill, PA 17011  
(717) 612-0102

f29

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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 February 19, 2008, for the purpose of obtaining a Certificate of Incorporation under the provisions of the Nonprofit Corporation Law of 1988. The name of the proposed nonprofit corporation is: **The Townes At Chatham Glenn Homeowners Association.**

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

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

f29

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NOTICE IS HEREBY GIVEN that **FR Middleton, LLC** with a Commercial Registered Office Provider in care of LexisNexis Document Solutions, Inc. in Dauphin County does hereby give notice of its intention to withdraw from doing business in this Commonwealth as per 15 Pa. C.S. 8586. The address of its principal office is 445 Broad Hollow Road, Suite 239, Melville, NY 11747. This shall serve as official notice to creditors and taxing authorities.

f29

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that a Certificate of Organization of Domestic Limited Liability Company was filed on February 6, 2008, with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, for the purpose of obtaining a Certificate of Organization of a proposed domestic limited liability company to be organized under the 1988 Pennsylvania Business Corporation Law of the Commonwealth of Pennsylvania. The name of the company is **Brothers Pizza, LLC**. The registered office is at 603 Wilkes Drive, Middletown, Dauphin County, Pennsylvania 17057-2990. The purpose of the company is: To own a restaurant business and all other lawful business in the Commonwealth of Pennsylvania and elsewhere for which corporations may be incorporated under the Pennsylvania Business Corporation Law.

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

f29

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania on February 18, 2008, on behalf of: **Fair Rentals, Inc.**

Provide fair rent to low income families and individuals.

Pursuant to the Pennsylvania Business Corporation Law of 1988.

ABRAHAM SIERRA  
315 E. Girard Avenue  
Philadelphia, PA 19125

f29

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NOTICE IS HEREBY GIVEN that **LIFESTAR RESCUE, INC.**, has been organized under the provisions of the Business Corporation Law of 1988 and has filed Articles of Incorporation with the Pennsylvania Department of State.

f29

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania (PA) at Harrisburg, PA, on February 13, 2008 by **LeClairRyan**, a Professional Corporation, a foreign corporation formed under the laws of the State of Virginia where its principal office is located at 951 East Byrd Street, 8th Floor, Richmond, VA 23219, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988. The registered office shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania.

f29

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on February 19, 2008, by **REDSTONE NU, INC.**, a foreign corporation formed under the laws of the State of Minnesota, where its principal office is located at 294 Grove Lane East, Suite 113, Wayzata, MN 55391, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania.

f29

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on February 15, 2008, by **Bowne GCom 2 Solutions, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 55 Water Street, New York, NY 10041, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania.

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that **G. P. Cooper Industries, Inc. d/b/a Cooper General Contractors**, a foreign business corporation incorporated under the laws of the State of Texas, where its principal office is located at 1225 E. Crosby Road, Suite A-1, Carrollton, TX 75006, has applied for a Certificate of Authority in Pennsylvania, where its registered office is located at 7208 Red Top Road, Hummelstown, PA 17036 (Dauphin County).

The registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. f29

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NOTICE IS HEREBY GIVEN that the shareholders and directors of **MORGAN TECHNICAL SERVICES, INC.**, a Pennsylvania Corporation, with a registered address at c/o Corporation Service Company, Dauphin County, have approved a proposal that the corporation voluntarily dissolve, and that the Board of Directors have been engaged in winding up and settling the affairs of the corporation under the provisions of Section 1975 of the Pennsylvania Corporation Law of 1988, as amended. f29

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on February 12, 2008, by **TYREE SERVICE CORP.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at c/o CT Corporation System, Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located at c/o CT Corporation System, Dauphin County. f29

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on February 12, 2008, by **TYREE ENVIRONMENTAL CORP.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at c/o CT Corporation System, Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located at c/o CT Corporation System, Dauphin County. f29

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on February 14, 2008, by **PILGRIM RENEWABLE USA INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 1209 Orange Street, Wilmington, DE 19801, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located at c/o CT Corporation System, Dauphin County. f29

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on February 12, 2008, by **COLE TITLE & ESCROW INC.**, doing business in the Commonwealth of Pennsylvania under the Fictitious Name of COLE SETTLEMENTS & ESCROW, a foreign corporation formed under the laws of the State of Maryland, where its principal office is located at 1925 York Road, Timonium, MD 21093, 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. f29

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on February 13, 2008, by **KUHN NORTH AMERICA, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located at c/o CT Corporation System, Dauphin County. f29

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FIRST PUBLICATION

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Fictitious Notices

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NOTICE IS HEREBY GIVEN that an Application for Registration of Fictitious Name was filed with the Commonwealth of Pennsylvania. The fictitious name is **Piazza Sorrento**. The fictitious name has been registered under the provisions of the Business Corporation Law of the Commonwealth of Pennsylvania Act of December 22, 1988.

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

NOTICE IS HEREBY GIVEN that an application for registration of the fictitious name, **“JPL”**, for conduct of business in the Commonwealth of Pennsylvania, with its principal place of business at 471 JPLwick Drive, Harrisburg, Pennsylvania, was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about February 20, 2008, pursuant to the Fictitious Names Act of December 16, 1982, Act 295 (54 Pa.C.S.A. 301 et seq.). The name and address of the person owning or interested in said business is: JPL Productions, Inc. at address stated above.

STUART J. MAGDULE, Esq.  
Smigel, Anderson & Sacks, LLP  
4431 North Front Street  
Harrisburg, PA 17110

f29

NOTICE IS HEREBY GIVEN that an application for registration of the fictitious name, **“JPL Creative”**, for conduct of business in the Commonwealth of Pennsylvania, with its principal place of business at 471 JPLwick Drive, Harrisburg, Pennsylvania, was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about February 20, 2008, pursuant to the Fictitious Names Act of December 16, 1982, Act 295 (54 Pa.C.S.A. 301 et seq.). The name and address of the person owning or interested in said business is: JPL Productions, Inc. at address stated above.

STUART J. MAGDULE, Esq.  
Smigel, Anderson & Sacks, LLP  
4431 North Front Street  
Harrisburg, PA 17110

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**FIRST PUBLICATION**

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**Miscellaneous Notices**

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

**CIVIL ACTION – LAW**

**No. 2007 CV 13253 MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**MIDFIRST BANK, Plaintiff**

**vs.**

**OZELLA L. ADAMS and PAUL T. ADAMS,  
Defendants**

**TO: OZELLA L. ADAMS and  
PAUL T. ADAMS**

YOU ARE HEREBY NOTIFIED that on December 10, 2007, Plaintiff, MIDFIRST 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. 2007 CV 13253 MF, wherein Plaintiff seeks to foreclose its mortgage securing your property located at 1441 SOUTH 13TH STREET, HARRISBURG, PA 17104, whereupon your property would be sold by the Sheriff of Dauphin County.

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

**NOTICE**

YOU HAVE BEEN SUED IN COURT. If you wish to defend, you must enter a written appearance personally or by an attorney, and file your defenses or objections in writing with the Court. You are warned that if you fail to do so, the case may proceed without you and a Judgment may be entered against you without further notice for 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, TELEPHONE THE OFFICE HEREIN STATED TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

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

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

LEON P. HALLER, Esq.  
1719 North Front Street  
Harrisburg, PA 17102  
(717) 234-4178

f29

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

**CIVIL ACTION – LAW**

**No. 2007-CV-12789-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**NATIONAL CITY MORTGAGE  
COMPANY, Plaintiff**

**vs.**

**SHAKUR D. HAKEEM-EL and  
KAREN L. DIXON, Defendants**

**NOTICE OF SALE  
OF REAL PROPERTY**

**TO: KAREN L. DIXON, Defendant,  
whose last known address is  
2305 Market Street  
Harrisburg, PA 17103**

NOTICE IS HEREBY GIVEN that your house (real estate) at 2305 Market Street, Harrisburg, PA 17103 is scheduled to be sold at the Sheriff's Sale on July 10, 2008 at 10:00 a.m. prevailing time in the Dauphin County Administration Building located at Second and Markets Streets, 4th Floor, Commissioners Hearing Room, Harrisburg, PA, to enforce the court judgment of \$134,489.10, obtained by Plaintiff above (the mortgagee) against you. If the sale is postponed, the property will be relisted for the Next Available Sale.

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**FIRST PUBLICATION**

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**Miscellaneous Notices**

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**PROPERTY DESCRIPTION**

ALL THAT CERTAIN PIECE OR PARCEL OF LAND, WITH IMPROVEMENTS THEREON ERECTED, SITUATE IN BELLEVUE PARK IN THE NINTH WARD OF THE CITY OF HARRISBURG, DAUPHIN COUNTY, PENNSYLVANIA, BOUDNED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE SOUTHERN LINE OF MARKET STREET, WHICH POINT IS 125.00 FEET EAST OF THE EASTERN LINE OF TWENTY-THIRD STREET; THENCE SOUTHERLY PARALLEL WITH TWENTY-THIRD STREET, 135.00 FEET TO THE NORTHERN LINE OF PARK HILL LANE; THENCE EASTERLY ALONG THE NORTHERN LINE OF PARK HILL LANE, 50.00 FEET TO A POINT; THENCE NORTHERLY PARALLEL WITH TWENTY-THIRD STREET, 135.00 FEET TO THE SOUTHERN LINE OF MARKET STREET; THENCE WESTERLY ALONG THE SOUTHERN LINE OF MARKET STREET, 50.00 FEET TO A POINT, THE PLACE OF BEGINNING.

HAVING THEREON ERECTED A 2-1/2 STORY FRAME AND STONE DWELLING KNOWN AND NUMBERED AS 2305 MARKET STREET, TOGETHER WITH GARAGE LOCATED ON THE PREMISES.

UNDER AND SUBJECT, NEVERTHELESS, TO EASEMENTS, RESTRICTIONS, RESERVATIONS, CONDITIONS AND RIGHTS OF WAY OF RECORD OR VISIBLE UPON INSPECTION OF PREMISES.

BEING KNOWN AS: 2305 MARKET STREET, HARRISBURG, PA 17103.

PROPERTY ID No. 09-085-003.

TITLE TO SAID PREMISES IS VESTED IN STEVEN L. EICHMAN, SINGLE MAN BY DEED FROM SHAKUR D. HAKEEM-EL, SINGLE MAN AND KAREN L. DIXON, SINGLE WOMAN, AS JOINT TENANTS WITH RIGHTS OF SURVIVORSHIP AND NOT AS

TENANTS IN COMMON DATED 2/27/04  
RECORDED 3/4/04 IN DEED BOOK 5395  
PAGE 536.

HAVING BEEN ERECTED THEREON A  
SINGLE FAMILY DWELLING.

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

f29

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

**CIVIL ACTION – LAW**

**No. 2007-CV-10173-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**CITIMORTGAGE, INC.,  
S/B/M CITIFINANCIAL MORTGAGE  
COMPANY, INC.  
1111 Northpoint Drive, Building 4, Suite 100  
Coppell, TX 76078, Plaintiff**

**vs.**

**P. DANIEL FUHRMAN and  
TONIA M. FUHRMAN, Mortgagor(s)  
and Record Owner(s)  
306 Allegheny Street  
Dauphin, PA 17018, Defendants**

**THIS LAW FIRM IS A DEBT COLLECTOR  
AND WE ARE ATTEMPTING  
TO COLLECT A DEBT.**

**THIS NOTICE IS SENT TO YOU  
IN AN ATTEMPT TO COLLECT  
A DEBT. ANY INFORMATION  
OBTAINED FROM YOU WILL BE USED  
FOR THAT PURPOSE.**

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

**TO: TONIA M. FUHRMAN  
306 Allegheny Street  
Dauphin, PA 17018**

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## FIRST PUBLICATION

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### Miscellaneous Notices

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YOU ARE HEREBY NOTIFIED that your house at 306 Allegheny Street, Dauphin, PA 17018 is scheduled to be sold at Sheriff's Sale on Thursday, April 10, 2008, at 10:00 A.M., in Dauphin County Administration Building, Commissioners Hearing Room, Second and Market Streets, Harrisburg, PA 17101, to enforce the court judgment of \$93,896.99 obtained by CITIMORTGAGE, INC., S/B/M CITIFINANCIAL MORTGAGE COMPANY, 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 cancelled if you pay to CITIMORTGAGE, INC., S/B/M CITIFINANCIAL MORTGAGE COMPANY, INC., the back payments, late charges, costs and reasonable attorney's fees due. To find out how much you must pay call our office at 215-825-6329 or 1-866-413-2311. 2. You may be able to stop the sale by filing a petition asking the Court to strike or open 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 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 NOT 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 price by calling the Sheriff of Dauphin County at 717-255-2660. 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 in the sale. To find out

if this has happened, you may call the Sheriff of Dauphin County at 717-255-2660. 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 house. A schedule of distribution of the money bid for your house will be filed by the Sheriff within thirty (30) days from the date of the Sheriff's 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 distribution is wrong) are filed with the Sheriff within ten (10) days after the schedule of distribution is filed. 7. You may also have other rights and defenses, or ways of getting your house back, if you act immediately after the sale.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH THE INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

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

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

MICHAEL T. McKEEVER, Esq.  
Goldbeck McCafferty & McKeever, P.C.  
Suite 5000, Mellon Independence Center  
701 Market Street  
Philadelphia, PA 19106  
(215) 825-6318

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**SECOND PUBLICATION**

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**Miscellaneous Notices**

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**NOTICE**

NOTICE IS HEREBY GIVEN that the Annual Meeting of the Members of the **PENNSYLVANIA NATIONAL MUTUAL CASUALTY INSURANCE COMPANY** will be held at 11:00 a.m. on Monday, April 7, 2008, at the Home Office of the Company, PNI Plaza, Two North Second Street, Harrisburg, Pennsylvania, for the purpose of electing Directors and the transacting of such other business as may be properly submitted.

KAREN C. YARRISH  
Vice President

f22-m7

Secretary & General Counsel

YOU ARE WARNED THAT EVEN IF YOU FAIL TO APPEAR AT THE SCHEDULED HEARING, THE HEARING WILL GO ON WITHOUT YOU AND YOUR RIGHTS TO YOUR CHILD MAY BE ENDED BY THE COURT WITHOUT YOUR BEING PRESENT.

YOU HAVE A RIGHT TO BE REPRESENTED AT THE HEARING BY A LAWYER. YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

LAWYER REFERRAL SERVICE OF THE  
YORK COUNTY BAR ASSOCIATION

137 Market Street

York, PA 17401

Telephone No. (717) 854-8755

f15-f29 BARBARA ORSBURN STUMP, Esq.

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**THIRD PUBLICATION**

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

**ADOPTION**

**No. 2008-0005**

**ADOPTION OF:  
EMILY LAUREN BALSARICK**

**NOTICE TO  
DOMINIC VERNON BALSARICK, III,  
FATHER OF THE ABOVE CHILD**

YOU ARE HEREBY NOTIFIED that a Petition has been filed asking the court to put an end to all rights you have to your child, Emily Lauren Balsarick.

The court has set a hearing to consider ending your parental rights to EMILY LAUREN BALSARICK. That hearing will be held in Courtroom No. 1 at the York County Judicial Center, 45 North George Street, York, Pennsylvania on the 14th day of March 2008 at 9:30 a.m.



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## CUMULATIVE TABLE OF CASES

1K Second Street Associates, et al., Kortum v. . . . .	463
Acumix, Inc. v. Bulk Conveyor Specialists, Inc. . . . .	333
AFSCME District Council 90, Local 521 v. City of Harrisburg, et al. . . . .	310
Andrew v. CUNA Brokerage Services, Inc., et al. . . . .	414
BARC Properties, et al., Foley v. . . . .	344
Blockson, Yoder v. . . . .	296
Bordner, Lawrence v. . . . .	17
Board of Control of the Harrisburg School District, et al. v. Wilson, et al. . . . .	210
Board of Control of the Harrisburg School District, et al. v. Wilson, et al. . . . .	362
Board of School Directors of the Harrisburg School District, et al., Control Board of the Harrisburg School District, et al. v. . . . .	134
Bulk Conveyor Specialists, Inc., Acumix, Inc. v. . . . .	333
Chapman-Rollé v. Rollé . . . . .	198
CitiFinancial Services, Inc. v. Loper . . . . .	261
City of Harrisburg, et al., AFSCME District Council 90, Local 521 v. . . . .	310
Columbia Casualty Company v. Coregis Insurance Company, City of Harrisburg . . . . .	1
Commonwealth v. Eckenrode . . . . .	188
Commonwealth v. Floyd . . . . .	339
Commonwealth v. McClucas . . . . .	180
Commonwealth v. Miller . . . . .	155

## Cumulative Table of Cases

Commonwealth v. Miller . . . . .	433
Commonwealth v. Stevenson . . . . .	74
Connelly, et al., Rohrer v. . . . .	7
Control Board of the Harrisburg School District, et al. v. Board of School Directors of the Harrisburg School District, et al. . . . .	134
Coregis Insurance Company, City of Harrisburg, Columbia Casualty Company v. . . . .	1
Courtney v. Rimel, et al. . . . .	445
CUNA Brokerage Services, Inc., et al., Andrew v. . . . .	414
Derry Township Zoning Hearing Board, Lewis, et al. v. . . . .	453
Des-Ogugua v. For Sale By Owner Real Estate, Inc., et al. . . . .	14
Duke v. Hershey Medical Center . . . . .	175
Eastern Atlantic Insurance Company v. Swiss Reinsurance America Corporation . . . . .	161
Eckenrode, Commonwealth v. . . . .	188
Erie Insurance Group v. Turner . . . . .	298
Faust v. Walker . . . . .	403
Ferster, et al., State Farm Mutual Automobile Insurance Co. v. . . . .	398
Floyd, Commonwealth v. . . . .	339
Foley v. BARC Properties, et al. . . . .	344
For Sale By Owner Real Estate, Inc., et al., Des-Ogugua v. . . . .	14
Fromm v. Hershey Medical Center, et al. . . . .	35
Gemini Equipment Company, Wachovia Bank, N.A. v. . . . .	271
Harrisburg City Council, et al., Reed v. . . . .	467
Hawn, et al., Snyder v. . . . .	232



## Cumulative Table of Cases

Hershey Medical Center, Duke v. . . . .	175
Hershey Medical Center, et al., Fromm v. . . . .	35
Hourigan, Kluger, Spohrer & Quinn, P.C., Opel, et al. v. . . . .	348
Hughes v. Hughes . . . . .	291
Hughes, Hughes v. . . . .	291
Hummelstown Post No. 265, American Legion Department of Pennsylvania and P. Jules Patt, Room One Corporation v. . . . .	383
 In re: Taylor A.S., Minor Child . . . . .	 329
 Jacob v. Shultz-Jacob . . . . .	 253
 Kortum v. 1K Second Street Associates, et al. . . . .	 463
 Lawrence v. Bordner . . . . .	 17
Letteer v. Michalak . . . . .	45
Lewis, et al. v. Derry Township Zoning Hearing Board . . . . .	453
Loper, CitiFinancial Services, Inc. v. . . . .	261
 McAfee v. Pinnacle Health Systems . . . . .	 324
McClucas, Commonwealth v. . . . .	180
Medina v. Milton S. Hershey Medical Center, et al. . . . .	475
Michalak, Letteer v. . . . .	45
Middletown Area School District, Susquehanna Area Regional Airport Authority v. . . . .	85
Miller, Commonwealth v. . . . .	155
Miller, Commonwealth v. . . . .	433
Mills v. Pennsylvania Department of Corrections, et al. . . . .	423
Milton S. Hershey Medical Center, et al., Medina v. . . . .	475
Morder v. Professional Aerials, Inc. . . . .	50
Murlin v. Murlin . . . . .	439
Murlin, Murlin v. . . . .	439

## Cumulative Table of Cases

Opel, et al. v. Hourigan, Kluger, Spohrer & Quinn, P.C. . . . .	348
PennDOT, Santiago v. . . . .	286
Pennsylvania Department of Corrections, et al., Mills v. . . . .	423
Pennsylvania Financial Responsibility	
Assigned Claims Plan, Prowell v. . . . .	245
Peterson v. State Farm Fire & Casualty Company, et al. . . . .	128
Peterson v. State Farm Fire & Casualty Company, et al. . . . .	208
Pinnacle Health Systems, McAfee v. . . . .	324
Professional Aerials, Inc., Morder v. . . . .	50
Prowell v. Pennsylvania Financial Responsibility	
Assigned Claims Plan . . . . .	245
Ramer v. Ramer . . . . .	21
Ramer, Ramer v. . . . .	21
Reed v. Harrisburg City Council, et al. . . . .	467
Rimel, et al., Courtney v. . . . .	445
Rohrer v. Connelly, et al. . . . .	7
Rollé, Chapman-Rollé v. . . . .	198
Room One Corporation v. Hummelstown Post No. 265, American Legion Department of Pennsylvania and P. Jules Patt . . . . .	383
Santiago v. PennDOT . . . . .	286
Shultz-Jacob, Jacob v. . . . .	253
Snyder v. Hawn, et al. . . . .	232
State Farm Fire & Casualty Company, et al., Peterson v. . . . .	128
State Farm Fire & Casualty Company, et al., Peterson v. . . . .	208
State Farm Mutual Automobile Insurance Co. v. Ferster, et al. . . . .	398
State Farm Mutual Automobile Insurance Company, Tomasetti v. . . . .	442

Cumulative Table of Cases

Stevenson, Commonwealth v. . . . . 74

Susquehanna Area Regional Airport Authority v.  
    Middletown Area School District . . . . . 85

Swiss Reinsurance America Corporation,  
    Eastern Atlantic Insurance Company v. . . . . 161

Tomasetti v. State Farm Mutual Automobile  
    Insurance Company . . . . . 442

Turner, Erie Insurance Group v. . . . . 298

Wachovia Bank, N.A. v. Gemini Equipment Company . . . . . 271

Walker, Faust v. . . . . 403

Wilson, et al., Board of Control of the Harrisburg  
    School District, et al. v. . . . . 210

Wilson, et al., Board of Control of the Harrisburg  
    School District, et al. v. . . . . 362

Yoder v. Blockson . . . . . 296

Yodfat v. Yodfat . . . . . 300

Yodfat, Yodfat v. . . . . 300

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**REPORTING OF ERRORS IN ADVANCE SHEET**

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

**DAUPHIN COUNTY COURT SECTION**

*Motion Judge of the Month*

FEBRUARY 2008  
MARCH 2008

Judge Richard A. LEWIS  
Judge Lawrence F. CLARK, JR.

*Opinions Not Yet Reported*

## **BAR ASSOCIATION PAGE – Continued**

### **MISCELLANEOUS SECTION**

**LITIGATION PARALEGAL** – The Harrisburg Office of Eckert Seamans has an immediate opening for a paralegal with at least three years of litigation experience. Applicant must be a self starter, have excellent computer skills, be well organized and prepared to work in a fast-paced environment. Please mail your resume to: [jcadenhead@eckertseamans.com](mailto:jcadenhead@eckertseamans.com). f22-m7

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f22-m7

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f29-m14

## **BAR ASSOCIATION PAGE – Continued**

### **MISCELLANEOUS SECTION**

#### **DAUPHIN COUNTY COURT OF COMMON PLEAS**

As a service to members of the *Dauphin County Bar Association*, a brief synopsis of verdicts from each civil trial term will be printed.

#### **Summary of Verdicts from the January 2008 Civil Jury Term.**

The Judges have completed the January 2008 civil jury term. A total of two cases reached verdict. The summaries areas follows:

#### **SHERRY WEST and BRIAN WEST, HUSBAND and WIFE v. HERSHEY ENTERTAINMENT and RESORTS COMPANY (2114 CV 2004)**

Plaintiff Sherry West was injured at a concert at the Hershey Park Stadium when she was struck by a human body which hit her on the head. This case was bifurcated.

**Counsel for Plaintiff:** Thomas W. Hall  
**Counsel for Defendant:** Mark D. Bradshaw  
**Judge:** Bruce F. Bratton  
**Verdict:** Defendant (jury found Defendant to have been negligent but that the negligence of the Defendant was not the cause of Plaintiff's injury)

#### **MARY ANN MILLER v. HERSHEY ENTERTAINMENT and RESORTS COMPANY (3887 CV 2006)**

Plaintiff tripped and fell up a stairway near the entrance to HersheyPark on September 21, 2003 and injured her left wrist. Plaintiff claimed that the stairs were defective.

**Counsel for Plaintiff:** John Shniper  
**Counsel for Defendants:** Carol Steinour  
**Judge:** John F. Cherry  
**Verdict:** Defendant

f29

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