

**ADVANCE SHEET**

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

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36 Years in Harrisburg

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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 LILLIAN L. HOFFNER, late of Millersburg Borough, Dauphin County, Pennsylvania. Executor: Michael J. Hoffner, 74 Ultimo Court, Ft. Myers, FL 33912. Attorney: Earl Richard Etzweiler, Esq., 105 North Front Street, Harrisburg, PA 17101. Phone (717) 234-5600.

j12-j26

ESTATE OF NELSON C. KREIDER, late of Derry Township, Dauphin County, Pennsylvania (died March 11, 2006). Executrix: Patti E. Whalen Kreider, 41 Clark Road, Hershey, PA 17033. Attorney: John DeLorenzo, Esq., Goldberg Katzman, P.C., 320 Market Street, P.O. Box 1268, Harrisburg, PA 17108-1268. Phone (717) 234-4161. j12-j26

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ESTATE OF ANDREW T. STEPHANO, late of Harrisburg, Dauphin County, Pennsylvania (died November 9, 2006). Executor: Theodore Nelson, 20 Cornwall Place, Apt. A-2, Pittsburgh, PA 15288. Attorney: Mark S. Fenice, Esq., 1101 North Front Street, Harrisburg, PA 17102. j12-j26

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ESTATE OF DONALD PAUL MATTER, late of Dauphin County, Pennsylvania (died October 26, 2006). Executor: Leon M. Harvey, Jr., 6601 Chambers Hill Road, Harrisburg, PA 17111. Attorney: Steven J. Schiffman, Esq., Serratelli, Schiffman, Brown & Calhoon, 2080 Linglestown Road, Suite 201, Harrisburg, PA 17110. j12-j26

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ESTATE OF WILLIAM J. GONGLOFF, late of the Borough of Williamstown, Dauphin County, Pennsylvania (died October 24, 2006). Administratrix, CTA: Judy A. Adams, 103 Dietrich Avenue, Tower City, PA 17980. Attorney: Joseph D. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethtown, PA 17023. j12-j26

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ESTATE OF JULIA D. BAKER, late of Susquehanna Township, Dauphin County, Pennsylvania (died November 8, 2006). Executor: Joseph Baker, Boiling Springs, PA. Attorney: Jacqueline A. Kelly, Esq., Jan L. Brown & Associates, 845 Sir Thomas Court, Suite 12, Harrisburg, PA 17109. Phone (717) 541-5550. j12-j26

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ESTATE OF MARIA DE LOS ANGELES RIVERA-CRUZ, late of Steelton, Dauphin County, Pennsylvania. Administrator: Maritza E. Cruz, 427 Swatara Street, Steelton, PA 17113. Attorney: Bradford Dorrance, Esq., Keefer Wood Allen & Rahal, LLP, 210 Walnut Street, P.O. Box 11963, Harrisburg, PA 17108-1963. j12-j26

**Jacob v. Shultz-Jacob****Domestic relations — Child support — *In Loco Parentis* — Equitable estoppel — Third parent.**

The parties to a long-term same-sex domestic partnership separated as a couple, which generated support issues for two children they had jointly parented who were conceived by artificial insemination. Defendant sought to have the biological father, a friend she had chosen as a sperm donor for the biological mother, joined as an indispensable party to the support action. The Court, however, denied the request and the Defendant appealed. The parties stipulated that the Defendant stood *in loco parentis* to the children and that the biological father had never done so.

1. An indispensable party is one whose rights or interests are so pervasively connected with the claims of the litigants that no relief can be granted without infringing on those rights or interests. *Hubert v. Greenwald*, 743 A.2d 977, 979-80 (Pa. Super. 1999) (citing *Cry, Inc. v. Mill Serice, Inc.*, 640 A.2d 372, 375 (1994)).

2. The phrase *in loco parentis* refers to a person who puts oneself in the situation of a lawful parent by assuming the obligations incident to the parental relationship without going through the formality of a legal adoption. *L.S.K. v. H.A.N.*, 813 A.2d 872, 876 (quoting *T.B. v. L.R.M.*, 786 A.2d 913, 916 (Pa. 2001)). The status of *in loco parentis* embodies two ideas; first, the assumption of parental status, and, second, the discharge of parental duties. *Id.* (quoting *T.B. v. L.R.M.* at 916-917). The rights and liabilities arising out of that relation are the same as between parent and child. *Id.* (citing *Spells v. Spells*, 378 A.2d 879, 882 (Pa. Super. 1977)).

3. When a lesbian partner commits herself to a course of conduct that involves significant undertakings and commitment by the biological mother, and acts as a “co-parent” with the biological mother in all areas concerning the children’s conception, care and support, she is equitably estopped from denying a financial obligation to the children. *See e.g.*, *L.S.K. v. H.A.N.* at 877-878. Equity demands that the non-biological parent cannot maintain the status of *in loco parentis* to pursue an action as to the children, alleging she has acquired rights in relation to them, and at the same time deny any obligation for support merely because there was no agreement to do so. *Id.* at 878.

4. It is apparent from support law that support is the joint obligation of two parties. Furthermore, the support guidelines, which govern the calculation of support in all cases, are based upon two parties owing support. *See e.g.*, 1910.16-1, Explanatory Comment (2005).

Pa.R.A.P. 1925(a) Opinion. C.P., Dau. Co., No. 603 DR 2006; PACSES 859108160.

*Mindy S. Goodman*, for Plaintiff

*Heather Z. Reynoza* and *Audrey E. Woloshin*, for Defendant Shultz-Jacob

*John R. Fenstermacher*, for Defendant Frampton

## Jacob v. Shultz-Jacob

TURGEON, J., November 21, 2006. – Currently before the court is an appeal to the superior court by Jennifer Shultz-Jacob, who argues that this court erred when it failed to join Carl Frampton as a party to the child support action filed by Jodilynn Jacob against Ms. Shultz-Jacob, her former domestic partner. Mr. Frampton is the biological father of two children subject to the support order. The children were conceived and born to Ms. Jacob via artificial insemination during a period of time when Ms. Jacob and Ms. Shultz-Jacob resided and parented the children together over a long-term relationship. Ms. Shultz-Jacob, who has at all times acted *in loco parentis* to the children, and does not dispute her own obligation to pay child support, argues that Mr. Frampton, who exercises partial physical custody over the children, should be similarly obligated. This opinion is written in support of the order denying Ms. Shultz-Jacob’s motion to join Mr. Frampton as an indispensable party on the basis that he is not obligated under current law, as a “third parent,” to provide child support. Pa.R.A.P. 1925(a).

## BACKGROUND

Ms. Jacob and Ms. Shultz-Jacob lived together as a couple for approximately nine years, during which time they entered a “Civil Union” in Vermont on December 30, 2002 and a “Holy Union” in Pittsburgh on May 28, 1999. They have raised four children together while residing in York County. Two of the children, A.J. and L.J., both relatives of Ms. Jacob, were adopted by Ms. Shultz-Jacob in January of 2000. The other two children, a boy Co.J. (DOB 6/20/98) and a girl Ca.J. (DOB 4/6/00), who are the subject of the support order at issue, were conceived by Ms. Jacob via artificial insemination with Mr. Frampton’s sperm during the parties’ relationship. Mr. Frampton was chosen as the sperm donor based upon his friendship with Ms. Shultz-Jacob. He was not named as the children’s father on their birth certificates. While he has maintained monthly visits with Co.J. and Ca.J., he has otherwise played a minimal role in raising and supporting them. The parties separated as a couple in November of 2005 but continued to live together with the children until February 20, 2006, when Ms. Jacob moved to Dauphin County with the children.

Ms. Jacob subsequently obtained primary physical custody of the children, and Mr. Frampton and Ms. Shultz-Jacob partial physical custody, through an interim York County custody order issued by the Honorable Richard Renn.<sup>1</sup> Ms. Jacob thereafter filed an action in

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1. Ms. Shultz-Jacob had filed the custody action in York County on March 1, 2006 naming both Ms. Jacob and Mr. Frampton as defendants. Ms. Shultz-Jacob sought sole legal and primary physical custody of all four children. *Shultz-Jacob v. Jacob and Frampton*, 2006-FC-0363-Y03 (York C.P.).

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Dauphin County, seeking child support from Ms. Shultz-Jacob. She did not seek support from Mr. Frampton for Co.J. and Ca.J. Following the support conference and upon recommendation of the conference officer, I issued an order directing that Ms. Shultz-Jacob pay \$227 per week child support for Co.J. and Ca.J. effective April 26, 2006, and that she pay \$196 per week effective June 19, 2006. Ms. Shultz-Jacob sought de novo review arguing that Mr. Frampton, as the biological paternal parent of Co.J. and Ca.J., was essentially a third parent to these children and therefore obligated to financially support them.

At the July 27, 2006 de novo hearing, the parties stipulated that Ms. Shultz-Jacob stood *in loco parentis* to Co.J. and Ca.J. and that Mr. Frampton has never been *in loco parentis* to Co.J. and Ca.J. (N.T. 5, 7) The parties clarified that Mr. Frampton had originally agreed, at the time of insemination, he would not be involved with the children at all; however, upon the birth of Co.J., he believed the child needed a male figure in his life and began to visit Co.J., and later also Ca.J. He has continued visitations with both children one or two days per month. The children refer to Mr. Frampton as “Papa” and the parties describe him as akin to a favorite uncle or grandfather, although the children know he is their biological father. (N.T. 7-9)

During the hearing, I noted that there had been no formal motion filed by Ms. Shultz-Jacob to join Mr. Frampton to the support action and that as a result, even if he was legally obligated to provide Ms. Jacob with child support, the court could not so order since he was not a party to the action. (N.T. 11-12) This court thus granted Ms. Shultz-Jacob’s request to file such a motion. On July 31, 2006, after Ms. Jacob filed a response and upon review of existing case law, I denied Ms. Shultz-Jacob’s motion to join Mr. Frampton as an indispensable party to the support action. It is from this order that Ms. Shultz-Jacob appeals.

Subsequently, following a two-day custody trial, Judge Renn entered a final custody order awarding Ms. Jacob and Ms. Shultz-Jacob joint legal custody of all four children. Ms. Jacob was awarded primary physical custody of A.J., Co.J. and Ca.J., Ms. Shultz-Jacob was awarded primary physical custody of L.J., and both were awarded partial physical custody to the children over whom they did not have primary physical custody. Mr. Frampton was not awarded legal custody, though he had at one point sought it. He did, however, obtain partial physical custody of

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Co.J. and Ca.J., for one weekend per month and time over certain holidays as agreed to by Ms. Jacob and Ms. Shultz-Jacob.<sup>2</sup> Mr. Frampton did not challenge the final York County order denying him legal custody, though Ms. Shultz-Jacob has since appealed that decision. *Shultz-Jacob v. Jacob and Frampton*, 1527 MDA 2006 (Pa. Super.).

## LEGAL DISCUSSION

Ms. Shultz-Jacob argues on appeal that this court abused its discretion or committed an error of law when it (1) failed to order that child support be recalculated to consider the reality of a situation wherein the children have three adult individuals who are biological parents of the children and/or stand *in loco parentis* to the children; (2) refused to join a biological parent to the child support case in question and refused to allow another parent who stands *in loco parentis* to join such other biological parent, if the one biological parent only seeks support against the parent who stands *in loco parentis* and not the second biological parent; and (3) allowed the child support order/obligation to continue and not be dismissed against the *in loco parentis* parent if one biological parent is unwilling to pursue support against another biological parent and has only sought support against the third parent that stands *in loco parentis* to the children.

An indispensable party is one whose rights or interests are so pervasively connected with the claims of the litigants that no relief can be granted without infringing on those rights or interests. *Hubert v. Greenwald*, 743 A.2d 977, 979-80 (Pa. Super. 1999) (citing *Cry, Inc. v. Mill Service, Inc.*, 640 A.2d 372, 375 (1994)). The absence of an indispensable party renders any decree or order in the matter void for lack of jurisdiction. *Id.* The first two issues raised by Ms. Shultz-Jacob, distilled to their essence, are that these children have three parents who are legally obligated to support them and that a court errs when it refuses to join the third parent. The other issue raised on appeal suggests that where the third parent is not joined in the action to pay support, then the primary custodial parent should not be permitted to maintain a support action against the second parent, presumably leaving the children with no source of support. This court believes, as discussed below, that Co.J.

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2. The final order, issued August 17, 2006, replaced the interim custody order by which the York County Court had awarded temporary legal custody of Co.J. and Ca.J. to their biological parents, Ms. Jacob and Mr. Frampton, and had awarded primary physical custody of all the children to Ms. Jacob. Ms. Shultz-Jacob had been denied legal custody under the interim order, though she had been granted partial physical custody, as had Mr. Frampton. *Shultz-Jacob v. Jacob and Frampton*, 2006-FC-0363-Y03 (York C.P.).

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and Ca.J. have only two parents/parties who are ultimately legally liable for their support: Ms. Jacob and Ms. Shultz-Jacob. Mr. Frampton is not obligated under the facts of this case to provide child support. As such, I denied Ms. Shultz-Jacob's motion to join Mr. Frampton as an indispensable party to the child support action.

Though assisted reproductive technologies have been available for many years and artificial insemination in particular for decades, the Pennsylvania legislature has not adopted any laws that address the rights and obligations of the myriad of parties potentially involved in the assisted conception of children.<sup>3</sup> Our appellate courts have, inevitably, stepped into this legislative void, recognizing that although these matters are "better addressed by the legislature rather than the courts ... in the absence of legislative mandates, the courts must construct a fair, workable and responsible basis for the protection of children, aside from whatever rights the adults may have *vis-à-vis* each other." *L.S.K. v. H.A.N.*, 813 A.2d 872, 878 (Pa. Super. 2002). Two appellate cases in particular are relevant to resolving the parentage issues raised here, *L.S.K. v. H.A.N.* and *Ferguson v. McKiernan*, 855 A.2d 121, 124 (Pa. Super. 2004), *alloc. granted*, 868 A.2d 378 (Pa. 2005).

The superior court's holding in *L.S.K. v. H.A.N.* clearly establishes Ms. Shultz-Jacob's obligation to provide child support to Co.J. and Ca.J., to whom she stands *in loco parentis*. In that case, the parties were former lesbian partners who had been involved in a long term relationship and decided to have children within their family unit. The children were conceived via artificial insemination from an anonymous sperm donor, who relinquished all parental rights. After the parties separated the former partner sought and was granted legal custody of the children under an *in loco parentis* theory. The court explained that "the phrase *in loco parentis* refers to a person who puts oneself in the situation of a lawful parent by assuming the obligations incident to the parental relationship without going through the formality of a legal adoption." *Id.* at 876

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3. Those parties, who may or may not have rights and obligations arising from the creation of human life by assisted means, could include a known or anonymous sperm and/or egg donor, a surrogate mother, the husband or partner of a surrogate mother, an intended mother and an intended father, or two intended mothers or fathers, in the case of a lesbian or gay couples. As noted by one commentator, the participation of so many people in the creative process opens up "a Rubik's cube of parental possibilities." Sandi Varnado, *Who's Your Daddy?: A Legitimate Question Given Louisiana's Lack of Legislation Governing Assisted Reproductive Technology*, 66 La. L. Rev. 609, 611 (Winter 2006) (citation omitted). In light of the fact that approximately one in every one hundred children currently born in the United States are born through infertility treatments and that the demand for these procedures is increasing, the need for legislative action to define and protect the rights and obligations for all involved is obvious. *See Id.*

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(quoting *T.B. v. L.R.M.*, 786 A.2d 913, 916 (Pa. 2001)). “The status of *in loco parentis* embodies two ideas; first, the assumption of a parental status, and, second, the discharge of parental duties.” *Id.* (quoting *T.B. v. L.R.M.* at 916-917). The rights and liabilities arising out of that relation are the same as between parent and child. *Id.* (citing *Spells v. Spells*, 378 A.2d 879, 882 (Pa. Super. 1977)).

Though the former domestic partner successfully exercised her custodial rights on the basis of her *in loco parentis* status, she nevertheless denied her liability to support the children after the biological mother of the children sued her for support. The superior court agreed that the non-biological partner had no statutory obligation to provide support under Domestic Relations Code Section 4321(2), which governs support obligations and requires that “[p]arents are liable for the support of their children who are unemancipated and 18 years of age or younger.” 23 Pa.C.S.A. § 4321(2). The court noted that even though “the term ‘parent’ is not defined in the Domestic Relations Code,” the domestic partner could not be considered a “parent” under this statute since she was not the biological or adoptive parent of the children. *Id.* at 877, 878. The court held, however, that the domestic partner was otherwise obligated to provide support under an equitable estoppel theory, which “applies to prevent a party from assuming a position or asserting a right to another’s disadvantage inconsistent with a position previously taken.” *Id.* at 877 (citation omitted). Since the lesbian partner committed herself to a course of conduct that involved significant undertakings and commitment by the biological mother, and since the partner acted as a “co-parent” with the biological mother in all areas concerning the children’s conception, care and support, the court held she was equitably estopped from denying a financial obligation to the children. *Id.* at 877-878. The court further noted that “equity mandates that [the non-biological parent] cannot maintain the status of *in loco parentis* to pursue an action as to the children, alleging she has acquired rights in relation to them, and at the same time deny any obligation for support merely because there was no agreement to do so.” *Id.* at 878. As was the case with the domestic partner in *L.S.K. v. H.A.N.*, Ms. Shultz-Jacob has always acted as the co-parent of Co.J. and Ca.J., and has asserted custodial rights in relation to them, and is thus obligated under an equitable theory to provide for their support.<sup>4</sup>

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4. At the time I denied Ms. Shultz-Jacob’s motion to join Mr. Frampton, the parties’ final custody rights were still undetermined. Since then, the York County court issued its final custody order, awarding legal custody to Ms. Shultz-Jacob and denying legal custody to Mr. Frampton. The custody determination further bolsters the application of *L.S.K. v. H.A.N.* to this case, whereby the court noted that because the domestic partner there obtained custody rights; her influence over the children would remain as it had been during the parties’ relationship when she had acted as a parent to the children. *Id.* at 878.



## Jacob v. Shultz-Jacob

The second case most relevant to disposition of this matter is *Ferguson v. McKiernan*, in which the superior court held that a known sperm donor was obligated to pay support for children conceived via artificial insemination. *Id.* at 124. In *Ferguson*, an office co-worker served as the sperm donor upon the request of a woman who was his former lover. Though the woman was married to another man at the time, he had filed for divorce on the very day the artificial insemination was performed. Prior to and after the physician-assisted insemination, the mother assured the sperm donor that he would have no parental status or obligations, though she later sought child support against him. Despite acknowledging the woman's "despicable" outright fraud and deception to all parties involved, the court held that the sperm donor was the legal father of the twin children and obligated to pay child support. The court reasoned that the contract between the parties to reproduce and allocate parental responsibilities for children created by artificial insemination was unenforceable because the parties could not voluntarily "bargain away a legal right not held by either of them ... but belonging to the subject children. ..." *Id.* at 124. The court otherwise noted that even though the woman had been married at the time of the artificial insemination procedure, the presumption of paternity that arises when a child is born to an intact marriage had been rebutted and thus her former husband could not be considered the children's legal father and liable for support.

Though not citing this case specifically, Ms. Shultz-Jacob suggests the known sperm donor here, like the sperm donor in *Ferguson* who also did not assert or seek parental rights, provide child support. Though *Ferguson* might appear at a quick glance to potentially require that Mr. Frampton, as a known sperm donor, is liable for support, this court believes that he can not be since Ms. Shultz-Jacob is already obligated to pay support under the reasoning set forth in *L.S.K. v. H.A.N.*

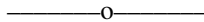
First and foremost, to hold Mr. Frampton liable for support would create a situation in which three parties/parents would be liable for support. This court is unaware of any appellate or lower court decision in Pennsylvania that has held three parties liable for support and would predict that our courts would never so require. It is apparent from support law that support is the joint obligation of two parties. *See eg., L.S.K. v. H.A.N.* at 878 ("It is well settled that both parents are equally responsible for support of their children") (citation omitted). Furthermore, the support guidelines, which govern the calculation of

support in all cases, are based upon two parties owing support.<sup>5</sup> *See eg.*, 1910.16-1, Explanatory Comment (2005) (income shares model based incomes of two parties).

Furthermore, this court finds *Ferguson* distinguishable for a number of significant reasons. The children in *Ferguson* were conceived and born to a woman in the process of divorcing her husband and the sperm donor there had previously had a romantic relationship with the mother. In contrast to *Ferguson*, the children in this case were conceived and born to an intact family unit involving two individuals who intended to raise the children within that unit and who followed through on that intention, acting at all times as co-parents and equally providing for the children's support from the time of their births. In addition, the sperm donor here had no previous romantic relationship with the biological mother, and was in fact chosen as the sperm donor by the non-biological parent, Ms. Shultz-Jacob, based on her past friendship with him.

This court also notes that one of the chief holdings in *Ferguson* was that the agreement between the mother and the sperm donor — that he would have no obligations related to any children born of the in vitro fertilization procedure — was invalid because the sperm donor could not voluntarily bargain away the children's right to support. *Id.* at 124. Practically speaking, had the sperm donor in *Ferguson* not been held liable for support, there was no “third parent” who could be legally obligated to support the children, since mother's former husband could not be presumed the father under the paternity by estoppel theory. Here, there is no such predicament; when Mr. Frampton agreed that he would donate his sperm for Ms. Jacob's artificial insemination but then refrain from establishing a parental relationship to any children she conceived and bore, he did not bargain away the children's right to support since the children's support was clearly to be provided, and was in fact provided, within the intact two-parent family established by Ms. Jacob and Ms. Shultz-Jacob.

Accordingly, this court denied Ms. Shultz-Jacob's motion to join Mr. Frampton as a “third parent” to this support action.



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5. The support guidelines have the force of statute. *Maddas v. Dehaas*, 816 A.2d 234, 238 (Pa. Super. 2003).

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**FIRST PUBLICATION**

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**Estate Notices**

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ESTATE OF STANLEY D. KINSEY, late of the City of Harrisburg, Dauphin County, Pennsylvania (died December 7, 2006). Personal Representative: Mellon Bank, N.A., c/o Michael F. O'Neill, Room 193-0205, 1735 Market Street, P.O. Box 7899, Philadelphia, PA 19101-7899. Attorney: David K. Kruft, Esq., Rhoads & Sinon LLP, One South Market Square, P.O. Box 1146, Harrisburg, PA 17108. j12-j26

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ESTATE OF CHARLES G. LESCALLETTE, late of Dauphin, Dauphin County, Pennsylvania (died December 28, 2006). Co-Executors: Vicki Lescallette Skonezney, 5278 Deerfield Avenue, Mechanicsburg, PA 17050 and Michael Lescallette, 201 Pine View Drive, Palmyra, PA 17078. Attorney: Thomas W. Scott, Esq., Killian & Gephart, 218 Pine Street, P.O. Box 886, Harrisburg, PA 17108. j12-j26

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ESTATE OF THOMAS W. JOHNSON, late of Lower Paxton Township, Dauphin County, Pennsylvania (died December 7, 2006). Executor: William T. Johnson. Attorney: David C. Miller, Jr., Esq., 1100 Spring Garden Drive, Suite A, Middletown, PA 17057. Phone (717) 939-9806. j12-j26

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**SECOND PUBLICATION**

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ESTATE OF RIETTA R. CARST, late of Lower Paxton Township, Dauphin County, Pennsylvania. Executrix: R. Louise Barrick, 3805 Club Drive, Harrisburg, PA 17110. Attorney: Charles J. DeHart, III, Esq., Caldwell & Kearns, 13 East Main Street, Hummelstown, PA 17036. j5-j19

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ESTATE OF CARL A. WILDE, late of Berwick, Pennsylvania (died August 12, 2006). Attorneys: Law Offices, Bull, Bull & Knecht, LLP, 106 Market Street, Berwick, PA 18603. j5-j19

ESTATE OF MARY ELIZABETH BRAUER, late of Lykens Borough, Dauphin County, Pennsylvania (died November 6, 2006). Administrator: Robert L. Messner, 414 Pine Street, Lykens, PA 17048. Attorney: Holly M. Kerwin, Esq., Kerwin & Kerwin, 27 North Front Street, Harrisburg, PA 17101. j5-j19

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ESTATE OF ANNA M. DORMAN, late of Halifax Township, Dauphin County, Pennsylvania (died December 11, 2006). Executor: Craig Dorman, 111 Earl Drive, Millersburg, PA 17061. Attorney: Terrence J. Kerwin, Esq., Kerwin & Kerwin, 27 North Front Street, Harrisburg, PA 17101. j5-j19

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ESTATE OF PETER J. GASPER, late of the Township of Derry, Dauphin County, Pennsylvania (died November 12, 2006). Executrix: Janice Paul, 2 Richard Avenue, Middletown, PA 17057. Attorney: Peter R. Henninger, Jr., Esq., Jones & Henninger, P.C., 339 W. Governor Road, Suite 201, Hershey, PA 17033. j5-j19

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ESTATE OF FRANK J. ANTONICELLI, late of the Borough of Hummelstown, Dauphin County, Pennsylvania (died December 2, 2006). Co-Executors: Frank J. Antonicelli II, 1816 Kaylor Road, Hummelstown, PA 17036 and Bonita T. Marty, 19 Hudson View Hill, Ossining, NY 10562. Attorney: Francis A. Zulli, Esq., Wion, Zulli & Seibert, 109 Locust Street, Harrisburg, PA 17101. j5-j19

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ESTATE OF HAROLD R. COOK, late of Susquehanna Township, Dauphin County, Pennsylvania. Co-Executrices: Terry A. Pilcicki and Donna Michele Balch. Attorney: William J. Weber, Jr., Esq., Connor, Weber & Oberlies, P.C., 171 W. Lancaster Avenue, PA 19301. j5-j19

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ESTATE OF JOHN ALAN KRYSICIO, late of Wayne Township, Dauphin County, Pennsylvania. Administratrix: Cindy Kryscio. Attorney: Debra A. Jensen, Esq., 1818 Market Street, Suite 2300, Philadelphia, PA 19103. j5-j19

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**THIRD PUBLICATION**

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**Estate Notices**

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ESTATE OF RICHARD H. HOFFMAN, late of Lykens Borough, Dauphin County, Pennsylvania. Executor: Richard H. Hoffman, 3205 Brynwood Drive, Whitehall, PA 18052. Attorney: Gregory M. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethtown, PA 17023.

d29-j12

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ESTATE OF GRACE I. RABENSTINE, late of Derry Township, Dauphin County, Pennsylvania. Co-Executor: David Rhodes, P.O. Box 982, Camp Hill, PA 17001 and Co-Executor/Attorney James T. Yingst, 40 York Street, Hanover, PA 17331.

d29-j12

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ESTATE OF JEANNE M. WOODWORTH, late of the Borough of Middletown, Dauphin County, Pennsylvania (died November 22, 2006). Executor: Richard H. Woodworth, 246 Ann Street, Middletown, PA 17057. Attorney: John S. Davidson, Esq., 320 West Chocolate Avenue, P.O. Box 437, Hershey, PA 17033-0437. d29-j12

d29-j12

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ESTATE OF DAVID SORIN, late of Lower Paxton Township, Dauphin County, Pennsylvania. Administrator: Robert Siegel. Attorney: Leonard Tintner, Esq., Boswell, Tintner, Piccola & Alford, 315 North Front Street, Post Office Box 741, Harrisburg, PA 17108.

d29-j12

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ESTATE OF ELAINE M. SULLIVAN, late of Lower Paxton Township, Dauphin County, Pennsylvania. Co-Administratrix: Makathy S. Donley. Co-Administrator/Attorney: Neil S. Sullivan, Esq., Placey & Wright, 3631 North Front Street, Harrisburg, PA 17110.

d29-j12

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**FIRST PUBLICATION**

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**Corporate Notices**

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on December 12, 2006 for **FREEDOM FINANCIAL WEALTH MANAGEMENT, INC.** to be effective on January 1, 2007.

The said corporation has been incorporated under the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania, as amended.

BRUCE J. WARSHAWSKY, Esq.  
j12 Cunningham & Chernicoff, P.C.

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NOTICE IS HEREBY GIVEN that a Certificate of Authority for a Foreign Business Corporation was filed in the Department of State of the Commonwealth of Pennsylvania for **BENIHANA PLYMOUTH MEETING CORP.** on December 18, 2006. The address of its principal office under the laws of its jurisdiction is in c/o National Registered Agents, Inc., 160 Greentree Drive, Suite 101, Dover, DE 19904. The address of this corporation's proposed registered office is in c/o National Registered Agents, Inc. in the County of Dauphin. The Corporation is filed in compliance with the requirements of the applicable provision of 15 Pa.C.S. 4124(b).

j12

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NOTICE IS HEREBY GIVEN that **MARSHALL B. SACKS, CPA, P.C.** has been incorporated under the provisions of the Business Corporation Law of 1988.

BUTLER LAW FIRM  
500 North Third Street  
P.O. Box 1004  
j12 Harrisburg, PA 17108-1004

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

j12

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FIRST PUBLICATION

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Corporate Notices

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NOTICE IS HEREBY GIVEN that the shareholders and directors of **Evergreen Senior Advisors, Inc.**, a Pennsylvania corporation having a registered address of 1420 North Second Street, Harrisburg, Pennsylvania 17102, have approved a proposal that the corporation voluntarily dissolve, and that the Board of Directors is now engaged in winding up the affairs of the corporation under the provisions of Section 1975 of the Pennsylvania Business Corporation Law of 1988, as amended.

STEVEN C. WILDS, Esq.  
Wix, Wenger & Weidner  
508 North Second Street  
P.O. Box 845  
Harrisburg, PA 17108-0845  
(717) 234-4182

j12

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NOTICE IS HEREBY GIVEN that a Certificate of Authority for a foreign business corporation was filed in the Department of State of the Commonwealth of Pennsylvania for **RPM Framing, Inc.** on January 4, 2007. The address of its principal office under the laws of the jurisdiction in which it is incorporated is 22300 Dickerson Rd., Dickerson, Maryland 20842. The registered office for this business is: Nauman, Smith, Shissler & Hall, LLP, Dauphin County, Pennsylvania. The corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa.C.S. 4124. j12

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NOTICE IS HEREBY GIVEN that pursuant to the provisions of Section 4129 of the Business Corporation Law of 1988, that **CITIZENS MORTGAGE CORPORATION** d/b/a CMC Funding Company, a corporation incorporated under the laws of the State of Rhode Island, with principal office at One Citizens Dr., Mail Stop RSD370, Riverside, RI 02917, and registered office in Pennsylvania at c/o Corporation Service Company, Dauphin County, which on August 22, 2001, was granted a Certificate of Authority to transact business in the Commonwealth of Pennsylvania, intends to file an Application for Termination of Authority with the Department of State. j12

NOTICE IS HEREBY GIVEN that **Meineke Car Care Centers, Inc.**, a foreign business corporation incorporated under the laws of the State of North Carolina, received a Certificate of Authority to do business in Pennsylvania on October 20, 1995, and surrenders its Certificate of Authority to do business in Pennsylvania.

Its last registered office in this Commonwealth was located at c/o National Registered Agents, Inc., Dauphin County, Pennsylvania, and its last registered office is deemed for venue and official publication purposes to be located in Dauphin County.

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

The post office address, including street and number, if any, to which process may be sent in an action or proceeding upon any liability incurred before the filing of the application for Termination of Authority is 128 S. Tryon Street, Suite 900, Charlotte, North Carolina 28202. j12

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NOTICE IS HEREBY GIVEN that **BERTELSMANN MUSIC GROUP, INC.**, a Delaware Corporation intends to file an Application for Termination of Authority and the registered office is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j12

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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 December 27, 2006, by **ENTERTAINMENT PARTNERS PRODUCTION SERVICES, LTD.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at c/o Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, DE 19808, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. j12

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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 December 28, 2006, by **TREYBALL REAL ESTATE II, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 1880 Century Park East, Suite 1600, Los Angeles, CA 90067, 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. j12

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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 December 20, 2006, by **KIVA CORPORATION**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 3250 U.S. Highway 70 Business West, Smithfield, NC 27577, 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. j12

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NOTICE IS HEREBY GIVEN that **NUI Energy Solutions, Inc.**, A Delaware Corporation intends to file an Application for Termination of Authority and the registered office is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j12

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

j12

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **CJS CONSULTING, INC.**, a corporation, organized under the Pennsylvania Business Corporation Law of 1988. j12

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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 December 15, 2006, by **CRA RogersCasey, 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 c/o Corporation Service Company, Dauphin County, Pennsylvania. j12

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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 December 21, 2006, by **NATIONAL CITY PARTNERSHIP SOLUTIONS, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 1900 East Ninth Street, Cleveland, OH 44114, 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. j12

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **TRAINING U, INC.**, a corporation, organized under the Pennsylvania Business Corporation Law of 1988. j12

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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 December 22, 2006, by **UBS REAL ESTATE INVESTMENTS INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 1251 Avenue of the Americas, New York, NY 10020, 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. j12

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NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, PA, for the purpose of obtaining a Certificate of Incorporation of a proposed business corporation to be organized under the provisions of the Pennsylvania Non-Profit Corporation Law of 1988, approved December 21, 1988, P.L. 1444, No. 177, as amended. The name of the corporation is: **Medical Express Ambulance Service, Inc.**

TERRENCE J. KERWIN, Esq.  
Kerwin and Kerwin  
27 North Front Street  
Harrisburg, PA 17101

j12

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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 December 21, 2006, by **KASPER, LTD.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 77 Metro Way, Secaucus, NJ 07094, 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. j12

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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 December 5, 2006, by **LINDE GAS INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at c/o Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, DE 19808, for a Certificate of Authority to do business in Pennsylvania under the provisions of the Pennsylvania Business Corporation Law of 1988.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located c/o Corporation Service Company, Dauphin County, Pennsylvania. j12

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NOTICE IS HEREBY GIVEN that **TEJON, INC.**, A Colorado Corporation intends to file an Application for Termination of Authority and the registered office is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j12

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on December 15, 2006 for the purpose of obtaining a Certificate of Incorporation pursuant to the provisions of the Business Corporation Law of 1988, 15 Pa.C.S. Section 1101. The name of the corporation is **Clearview Electric Inc.**

The purpose for which the corporation is organized is gas and electric reseller. j12

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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 December 20, 2006, by **CHEVRON MIDCONTINENT OPERATIONS COMPANY**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 6001 Bollinger Canyon Road, San Ramon, CA 94583, 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. j12

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**FIRST PUBLICATION**

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**Corporate Notices**

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NOTICE IS HEREBY GIVEN that **SENTRA SECURITIES CORP.**, a California Corporation intends to file an Application for Termination of Authority and the registered office is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j12

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **CORRECTIONS DEVELOPMENT INC.**, a corporation, organized under the Pennsylvania Business Corporation Law of 1988. j12

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **CARBON RECOVERY OPERATIONS, INC.**, a corporation, organized under the Pennsylvania Business Corporation Law of 1988. j12

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**FIRST PUBLICATION**

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**Miscellaneous Notices**

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

**CIVIL ACTION – LAW**

**No. 2006-CV-4051-MF**

**NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**

**THE BANK OF NEW YORK AS  
TRUSTEE FOR THE BENEFIT OF THE  
CERTIFICATE HOLDERS OF CWABS,  
INC., ASSET-BACKED CERTIFICATES  
SERIES 2004-15, Plaintiff**

**vs.**

**RODNEY L. SEILER, Defendant**

**NOTICE**

**TO: RODNEY L. SEILER**

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

TAKE NOTICE that the real estate located at 1028 NORTH RIVER ROAD, HALIFAX, PA 17032 is scheduled to be sold at Sheriff's Sale on Thursday, APRIL 12, 2007 at 10:00 A.M., Dauphin County Administration Building, 4th Floor, Commissioners Hearing Room, Harrisburg, PA, to enforce the court judgment of \$76,728.96, obtained by THE BANK OF NEW YORK AS TRUSTEE FOR THE BENEFIT OF THE CERTIFICATE HOLDERS OF CWABS, INC., ASSET-BACKED CERTIFICATES SERIES 2004-15 (the mortgagee).

ALL THAT CERTAIN piece or parcel of land, together with the improvements thereon erected, situate, lying and being in the Sixth Ward of the Borough of Tyrone, County of Blair and State of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the South side of Fifteenth Street (also referred to as West Fifteenth Street), at a distance of 200 feet West from the Westerly side of Columbia Avenue, extended to the South side of said Fifteenth Street; thence at a right angle by said Fifteenth Street, South 71 feet to Sink Run; thence along the Northerly side thereof, in a Westerly direction, 40 feet to a point; thence in a Northerly direction, and parallel with the first above mentioned line, 71 feet to Fifteenth Street aforesaid; thence along the Southerly side of said Fifteenth Street, South 76 degrees 40 minutes East, 40 feet to place of BEGINNING.

HAVING THEREON erected a two story frame dwelling house and being known and designated, according to the present plan of numbering in and for the Borough of Tyrone, as 429 West Fifteenth Street, and also a frame garage.

BEING the same premises title to which became vested in the Grantors herein by deed of Catherine A. Long, widow, dated April 29, 1985 and recorded in Blair County Deed Book Volume 1116, at page 321.

TITLE TO SAID PREMISES IS VESTED IN Charles Edward Gummo, Jr. and Becky L. Johnson, as joint tenants with right of survivorship and not as tenants in common, by Deed from Alan E. Carper and Kathryn L. Carper, husband and wife, dated 11/25/1992, recorded 11/25/1992, in Deed Book 1217, page 847.

BEING PREMISES 1028 NORTH RIVER ROAD, HALIFAX, PA 17032.



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FIRST PUBLICATION

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Miscellaneous Notices

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IMPROVEMENTS consist of residential property.

SOLD as the property of RODNEY L. SEILER.

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

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

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

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

j12

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IN THE COURT OF COMMON PLEAS

OF DAUPHIN COUNTY  
PENNSYLVANIA

ORPHANS' COURT DIVISION

No. 6567-2006 and 6568-2006

LEGAL NOTICE

IN THE MATTER OF  
THE MALE CHILDREN, TB AND QMM  
MINORS UNDER 18 YEARS

NOTICE OF HEARING  
TO TERMINATE PARENTAL RIGHTS

**TO: UNKNOWN FATHER of male child,  
TB, born 10/18/04 to DIASHA BASS  
in Dauphin County, Pennsylvania and  
DIASHA BASS, Mother of male  
children, TB, born 10/18/04 and QMM,  
born 6/1/02**

NOTICE IS HEREBY GIVEN that a petition has been filed asking the Court to put an end to all rights you have to your child(ren). The Court has set a hearing to consider ending your rights to your child(ren). That hearing will be held in Dauphin County Courthouse, Front and Market Streets, Harrisburg, Pennsylvania, in Courtroom 5, Third Floor, on FEBRUARY 7, 2007 at 10:30 A.M. 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(ren) may be ended by the Court without your being present. You have a right to be represented at the hearing by a lawyer. You should take this notice to your lawyer at once. If you do not have a lawyer, go to or telephone the office set forth below to find out where you can get legal help. You are also warned that if you fail to file either an acknowledgement or paternity pursuant to 23 Pa.C.S.A. Section 5103 and fail to either appear at the hearing to object to the termination of your rights or file a written objection to such termination with the Court prior to the hearing, your rights may also be terminated under Pa.C.S.A. Section 2503(d) or Section 2504(c) of the Adoption Act.

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

j12

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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 DIVISION

No. 2006-CV-4944-MF

NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE

CHASE HOME FINANCE LLC, *s/b/m/t*  
CHASE MANHATTAN MORTGAGE  
CORPORATION, Plaintiff

vs.

JACQUELINE M. PAVLIC, *a/k/a*  
JACQUELINE PAVLIC, Defendant

NOTICE

NOTICE IS HEREBY GIVEN that 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 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

IN THE COURT OF COMMON PLEAS  
OF DAUPHIN COUNTY  
PENNSYLVANIA

CIVIL ACTION – LAW

No. 2006-CV-4977-MF

NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE

COUNTRYWIDE HOME LOANS INC.,  
Plaintiff

vs.

JOHN J. QUINN, III, Mortgagor and  
Real Owner, Defendant

TO: JOHN J. QUINN, III, MORTGAGOR  
AND REAL OWNER, DEFENDANT,  
whose last known address is  
121 South Wood Street,  
Middletown, PA 17057-1349

**THIS FIRM IS A DEBT COLLECTOR  
AND WE ARE ATTEMPTING  
TO COLLECT A DEBT OWED TO OUR  
CLIENT. ANY INFORMATION OBTAINED  
FROM YOU WILL BE USED FOR THE  
PURPOSE OF COLLECTING THE DEBT.**

YOU ARE HEREBY NOTIFIED that Plaintiff, COUNTRYWIDE HOME LOANS INC., has filed a Mortgage Foreclosure Complaint endorsed with a notice to defend against you in the Court of Common Pleas of Dauphin County, Pennsylvania, docketed to No. 2006-CV-4977-MF, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 5203 Ridge Road, Elizabethtown, PA 17022, whereupon your property will be sold by the Sheriff of Dauphin County.

NOTICE

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

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**FIRST PUBLICATION**

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**Miscellaneous Notices**

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

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

**CENTRAL PENNSYLVANIA  
LEGAL SERVICES.**

213 N. Front St., 3rd Floor  
Harrisburg, PA 17101  
800-299-6599

**DAUPHIN COUNTY  
LAWYER REFERRAL SERVICE**

213 North Front Street  
Harrisburg, PA 17101  
(717) 232-7536

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

j12

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

**No. 2006 CV 4920 NC**

**PETITION FOR CHANGE OF NAME**

**NOTICE**

NOTICE IS HEREBY GIVEN that on the 21st day of December, 2006, the Petition of **DARLENE IRVING-FIACRE** a/k/a **DARLENE IRVING-FIACRE** was filed in the above named court, requesting a decree to change her name from **DARLENE IRVING-FIACRE** to **DARLENE IRVING**.

The Court has fixed the first day of March, 2007 in Courtroom No. 2, at 8:30 AM, Dauphin County Courthouse, Front and Market Streets, Harrisburg, PA as the time and place for the hearing on said Petition, when and where all persons interested may appear and show cause if any they have, why the prayer of the said Petition should not be granted. j12

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**NOTICE OF AUDIT**

**TO LEGATEES, NEXT OF KIN,  
CREDITORS AND ALL  
OTHER PERSONS CONCERNED**

NOTICE IS HEREBY GIVEN that the following accounts have been filed by the respective accountants in the Office of the Register of Wills or with the Clerk of the Orphans' Court Division of the Common Pleas of Dauphin County, as the case may be, and that the same shall be duly presented to the said Orphans' Court Division at the Office of the Court Administrator for Audit, Confirmation and Distribution of the said ascertained balances to and among those legally entitled there to *on Tuesday, February 20, 2007*. Pursuant to Dauphin County Orphans' Court Rule 6.10.1, objections to an account must be filed in writing with the Register or Clerk *no later than the close of business on February 13, 2007*.

1. BIERY, JAMES F., Deceased, First and Final Account of Manufacturers and Traders Trust Company, successor to Dauphin Deposit Bank and Trust Company, Trustee (Trust Under Will).
2. FEASER, ROBERT H., Deceased, First and Final Account of Nelson Feaser and David Feaser, Executors.
3. SCHREFFLER, DONALD D., Deceased, First and Final Account of Dolores D. Paul, Executrix.

January 5, 2007

j12-j19

/s/ SANDRA C. SNYDER  
Register of Wills &  
Clerk of the Orphans' Court

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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**

**PETITION FOR CHANGE OF NAME**

**NOTICE**

NOTICE IS HEREBY GIVEN that on October 18, 2006, the Petition of **Beverly Dean Pauls** a/k/a **Sandi Pauls** was filed in the above named court, requesting a decree to change her name from **Beverly Dean Pauls** to **Sandi Dean Pauls**.

The Court has fixed January 30, 2007 in Courtroom No. 8, at 11:30 a.m., Dauphin County Courthouse, Front and Market Streets, Harrisburg, PA as the time and place for the hearing on said Petition, when and where all persons interested may appear and show cause if any they have, why the prayer of the said Petition should not be granted.

j12

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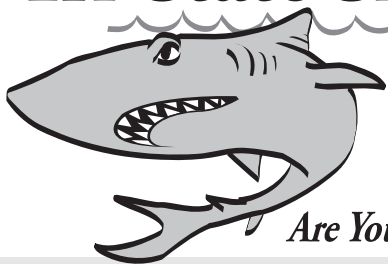
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**BAR ASSOCIATION PAGE**  
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The Board of Directors of the Bar Association meets on the third Thursday of the month at the Bar Association headquarters. Anyone wishing to attend or have matters brought 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**

*Motion Judge of the Month*

JANUARY 2007	Judge Jeannine TURGEON
FEBRUARY 2007	Judge

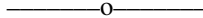
*Opinions Not Yet Reported*

November 30, 2006 – Kleinfelter, J., **Citifinancial Services, Inc. v. Loper** (No. 2006 CV 2074)  
December 5, 2006 – Evans, J., **Wachovia Bank, N.A. v. Gemini Equipment Company** (No. 2574 S1998)

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**MISCELLANEOUS SECTION**

*Opinions Not Yet Reported*

December 27, 2006 – Clark, J., **Santiago v. PennDOT** (No. 2006 CV 713 LS)  
January 4, 2007 – Kleinfelter, J., **Hughes v. Hughes** (No. 2003 CV 1488 DV)



**DAUPHIN COUNTY BAR ASSOCIATION**  
**ANNUAL MEMBERSHIP MEETING**

The Annual Dinner Meeting of the Dauphin County Bar Association will be held on Wednesday, January 24, 2007, at 6:30 p.m. in the second floor dining room of the National Civil War Museum. The meeting will be preceded by a Social Hour in the first floor atrium beginning at 5:30 p.m. The cost of the dinner is \$35.00 per person.

The Nominating Committee of the Dauphin County Bar Association, in accordance with Article V, Section 2 of the By-Laws, submits the following nominations for officers and directors of the Board for the term of one year or as otherwise indicated, beginning February 1, 2007:

President-Elect	Craig A. Longyear
Vice President	Renee Mattei Myers
Secretary	James P. DeAngelo
Treasurer	John D. Sheridan
Directors (2-year term)	Darren J. Holst
	Peter V. Marks, Sr.
	Pamela C. Polacek
	Lisa M. Woodburn
	John R. Zonarich

By virtue of Article V, Section 1 of the By-Laws, Thomas E. Brenner will automatically succeed to the office of President. j12-j19



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**BAR ASSOCIATION PAGE – Continued**  
**MISCELLANEOUS SECTION**

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**ASSOCIATE STAFF COUNSEL** – PSEA is a professional education association/labor organization representing 185,000 members seeking an Associate Staff Counsel candidate for its **Harrisburg** office. The position will commence Fall 2007 and end on August 31, 2009. Position is modeled after judicial clerkship. Preference will be given to candidates with strong legal research and writing skills.

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**BAR ASSOCIATION PAGE – Continued**  
**MISCELLANEOUS SECTION**  
**SUPREME COURT OF PENNSYLVANIA**  
**CIVIL PROCEDURAL RULES COMMITTEE**

**Rule 238. Damages for Delay in an Action for Bodily Injury, Death or Property Damage**

\*\*\*

**Addendum to Explanatory Comment**

The prime rate as set forth in the first edition of the Wall Street Journal for a particular year is the basis for calculating damages for delay under Pa.R.C.P. 238 as revised November 7, 1988. The prime rate published in the first edition of the Wall Street Journal for each of the years specified is as follows:

<b>Date of Publication</b>	<b>Prime Rate Percentage</b>
January 2, 2007	8-1/4
January 3, 2006	7-1/4
January 3, 2005	5-1/4
January 2, 2004	4
January 2, 2003	4-1/4
January 2, 2002	4-3/4
January 2, 2001	9-1/2
January 3, 2000	8-1/2
January 4, 1999	7-3/4
January 2, 1998	8-1/2
January 2, 1997	8-1/4

NOTE: The prime rate for the years 1980 through 1996 may be found in the Addendum to the Explanatory Comment published in the Pennsylvania Bulletin, volume 33, page 634 (2/1/03) and on the web site of the Civil Procedural Rules Committee at <http://www.aopc.org>.

By the Civil Procedural  
Rules Committee

j12

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