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39 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 JOHN L. HARR, JR., late of the Township of Susquehanna, Dauphin County, Pennsylvania. Executor: Kim Joel Harr, 1712 Stonemill Drive, Elizabethtown, PA 17022. Attorney: Craig A. Hatch, Esq., Gates, Halbruner, Hatch & Guise, P.C., 1013 Mumma Road, Suite 100, Lemoyne, PA 17043. j25-y9

ESTATE OF GLADYS L. ANDERSON, late of the Borough of Middletown, Dauphin County, Pennsylvania. Executor: Kenneth L. Anderson, 238 E. Adnrews Avenue, Wlidwood, NJ 08260. Attorney: James H. Turner, Esq., Turner and O'Connell, 4701 North Front Street, Harrisburg, PA 17110.

ESTATE OF RUTH M. SAUL, late of Lower Paxton Township, Dauphin County, Pennsylvania (died May 31, 2010). Executor: K. Jeffrey Saul, 5111 Erie Road, Harrisburg, PA 17111. Attorney: Lawrence B. Abrams, Esq., Rhoads & Sinon LLP, One South Market Square, P.O. Box 1146, Harrisburg, PA 17108-1146. j25-y9

ESTATE OF DORIS M. PLASTERER, late of Lower Swatara Township, Dauphin County, Pennsylvania. Personal Representative: Audrey A. Plasterer. Attorney: David W. Reager, Esq., Reager & Adler, PC, 2331 Market Street, Camp Hill, PA 17011. Telephone (717) 763-1383.

j25-y9

ESTATE OF JOHN E. NEAGLE, late of Londonderry Township, Dauphin County, Pennsylvania (died May 22, 2010). Executrix: Karen A. Frey, 841 Twin Oaks Drive, Hummelstown, PA 17036. Attorney: James H. Turner, Esq., Turner & O'Connell, 4701 North Front Street, Harrisburg, PA 17110.

ESTATE OF HELEN SELADONES, late of Susquehanna Township, Dauphin County, Pennsylvania (died May 31, 2010). Personal Representatives: George Michael Sotak, 216 Emerick Street, Brockton, PA 17925 and Ann M. Biffen, Box 364, Delaware Water Gap, PA 18327.

j25-y9

ESTATE OF CHESTER N. BELL, late of Upper Paxton Township, Dauphin County, Pennsylvania. Co-Executrices: Naomi M. Shaffer, 120 Lester Avenue, York, PA 17408 and Ruth A. Herb, 2150 Bon Aire Drive, York, PA 17408. Attorney: Earl Richard Etzweiler, Esq., 105 North Front Street, Harrisburg, PA 17101. Telephone (717) 234-5600. j25-y9

Estate Notices

ESTATE OF DAVID C. McKINNON, late of Millersburg, Dauphin County, Pennsylvania (died September 10, 2009). Personal Representatives: Kathleen I. Minnich Boyer, 505 N. 5th Street, Halifax, PA 17032 and David R. McKinnon, 10 Mountain Ash Lane, Horsham, PA 19044. Attorneys: Jeffrey B. Engle, Esq. and Dale K. Ketner, Esq., Shaffer & Engle Law Offices, 512 Street, Millersburg, PA 17061.

j25-y9

ESTATE OF CHARLES J. HOKE, late of Middletown Borough, Dauphin County, Pennsylvania. Executor: Raymond E. Hoke. Attorney: Mark E. Halbruner, Esq., Gates, Halbruner, Hatch & Guise, P.C., 1013 Mumma Road, Suite 100, Lemoyne, PA 17043.

ESTATE OF DELORES L. HENSLEY, late of Dauphin County, Pennsylvania (died March 2, 2010). Personal Representative: Cynthia L. Womer, 755 C Small Valley Road, Halifax, P. 17032. Attorney: J. Ronaldo Legaspi, Esq., 320 Market Street, P.O. Box 1268, Harrisburg, PA 17108-1268.

ESTATE OF WILLARD L. BLECKER a/k/a WILLARD LEO BLECKER, late of Lower Paxton Township, Dauphin County, Pennsylvania. Administratrix: Charlotte Blecker, c/o Smigel, Anderson & Sacks, LLP, 4431 North Front Street, 3rd Floor, Harrisburg, PA 17110. Attorney: Heather D. Royer, Esq., Smigel, Anderson & Sacks, LLP, 4431 North Front Street, 3rd Floor, Harrisburg, PA 17110. j25-y9

ESTATE OF HENRY F. LONON, SR., late of Harrisburg, Dauphin County, Pennsylvania (died December 21, 2009). Personal Representative: A.J. Briley, Sr., 309 Lewis Street, Harrisburg, PA 17110. Attorney: Cynthia M. von Schlichten, Esq., 3513 North Front Street, Harrisburg, PA 17102.

ESTATE OF ANGELA K. TRIANTOS, late of Harrisburg, Dauphin County, Pennsylvania (died March 28, 2010). Executrix: Tassia V. Triantos, 441 Rosewood Lane, Harrisburg, PA 17111. Attorney: John S. Kundrat, Esq., Kundrat & Associates, 107 Boas Street, Harrisburg, PA 17102. Telephone (717) 232-3755. j25-y9

ESTATE OF MERVIN L. KEMBERLING, late of the Borough of Hummelstown, Dauphin County, Pennsylvania (died May 21, 2010). Executrix: Sister Donna Marie Kemberling, 350 Bernardsville Road, Mendham, NJ 07945. Attorney: Jean D. Seibert, Esq., Wion, Zulli & Seibert, 109 Locust Street, Harrisburg, PA 17101.

ESTATE OF JEANNE FITZGERALD SMITH, late of Swatara Township, Dauphin County, Pennsylvania (died May 2, 2010). Executor: David Michael Fitzgerald, c/o Hazen Elder Law, 2000 Lingelstown Road, Suite 202, Harrisburg, PA 17110. Attorneys: Hazen Elder Law, 2000 Lingelstown Road, Suite 202, Harrisburg, PA 17110.

ESTATE OF RUTH E. DOCKEY, late of Millerburg Borough, Dauphin County, Pennsylvania. Executrix: Diane M. Thompson. Attorney: Tracey L. Schrey, Esq., Law Office of Tracey L. Schrey, 35 South Market Street, P. O. Box 580, Elizabethville, PA 17023. Telephone (717) 877-1376.

ESTATE OF PERRY P. SISTI, late of Lower Paxton Township, Dauphin County, Pennsylvania (died May 20, 2010). Executor: Perry A. Sisti. Attorney: Patricia Carey Zucker, Esq., Daley Zucker Meilton Miner & Gingrich, LLC, 1035 Mumma Road, Suite 101, Wormleysburg, PA 17043.

j25-y9

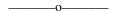
which during a court proceeding is proved to be flawed, to exempt the insurer from the statute's requirement that fees be awarded. State Farm's immunity interpretation would, in our opinion, only serve to provide an incentive to all insurers to send all bills to a peer review process in which all semblance of objectivity could be all but ignored, so long as the insurer's conduct is not "wanton", and the provider (or an insured) would be left with the enormous expense of seeking redress in the courts with no possibility of recovering those costs and fees.

Having concluded that our failure to include an award of fees in our original decision was in error, we hereby amend our Decision of December 14, 2009 to include the award to Plaintiff of its attorneys' fees. We, therefore, enter the following:

ORDER

AND NOW, this 30th day of April, 2010, having reconsidered this Court's December 14, 2009 Decision, and following arguments of coursel, this Court hereby amends its December 14, 2009 decision to provide as follows:

We find in Plaintiff's favor in the amount of \$1,380.68 representing the unpaid medical expenses, plus 1% interest from April 2002 and costs of suit. Plaintiff is also awarded its attorneys' fees in the amount of \$27,047.50. Plaintiff's request for treble damages is denied, as there was insufficient evidence from which we can find Defendant acted wantonly.



Tomasetti v. State Farm

Insurance — Automobile — Motor Vehicle Financial Responsibility Law — Peer Review — Attorneys' Fees — Treble Damages.

Defendant State Farm filed a Motion for Partial Summary Judgment, contending that Plaintiff could not, as a matter of law, state a cause of action for attorney fees or treble damages in a case where Defendant had submitted a medical treatment claim to a peer review process and then denied payment for chiropractic treatment deemed not "medically necessary." The Court, however, determined that submission of the matter to a Peer Review Organization did not in and of itself preclude the Defendant from liability as a matter of law.

- 1. The Motor Vehicle Financial Responsibility Law and the Pennsylvania Code, when read together, permit either an insured or a medical provider to take a cause of action for attorney fees and treble damages against an auto insurance carrier to trial based on the insurer's failure to pay a medical treatment claim.
- 2. If a plaintiff can prove at trial that the medical treatment was "reasonable and necessary," but the claim was nevertheless denied by the insurer, it should be entitled to recover attorney fees, in addition to the amount of the medical claim plus interest, pursuant to Section 1797(b)(6) of the MVFRL. Further, if that plaintiff can prove that the peer review process conducted in a given case was a "sham," such that the insurer's conduct in denying payment of the medical claim was "wanton," it should be entitled, under Section 1797(b)(4), to recover treble damages.

Pa. R.A.P. 1925 Opinion. C.P., Dau. Co., No. 2007-CV-4385.

Mary Ann Kennedy Claraval, for Plaintiff

Gary A. Drakas, for Defendant

COATES, J., May 4, 2010. – This matter came before us on Defendants' Motion for Partial Summary Judgment. By Order and Memorandum dated March 16, 2010, for the reasons which follow, we denied the Motion.

Ronald Tomasetti sustained back injuries resulting from a motor vehicle accident occurring on August 12, 2005, and immediately sought treatment from his son, a chiropractor, Dr. Adam Tomasetti. During the midst of Mr. Tomasetti's treatment, after submitting the case to Rehabilitation Planning, Inc., Defendant State Farm determined that, after a certain date, it would not pay for any further chiropractic treatment because it was not "medically necessary" in the opinion of Dr. W. Brett Carothers, who was employed by Rehabilitation Planning, Inc.

Dr. Tomasetti filed this action on May 2, 2007, against the accident victim's insurance carrier, Defendant State Farm, pursuant to the Motor Vehicle Financial Responsibility Law, 75 Pa.C.S. Section 1701 et seq. ("MVFRL"), seeking to challenge the insurer's decision not to pay for Mr. Tomasetti's chiropractic treatment. In reliance upon the MVFRL's Peer Review provisions, contained in Section 1797(b), Defendant filed a Motion for Partial Summary Judgment, contending that Plaintiff cannot, as a matter of law, state a cause of action entitling it to relief for attorney fees or treble damages.

In this Commonwealth, the standards which govern summary judgment are well-settled:

When a party seeks summary judgment, a court shall enter judgment whenever there is no genuine issue of any material fact as to a necessary element of the cause of action or defense that could be established by additional discovery. A motion for summary judgment is based on an evidentiary record that entitles the moving party to a judgment as a matter of law. In considering the merits of a motion for summary judgment, a court views the record in the light most favorable to the non-moving party, and all doubts as to the existence of a genuine issue of material fact must be resolved against the moving party. Finally, the court may grant summary judgment only when the right to such a judgment is clear and free from doubt.

Swords v. Harleysville Inc. Cos., 584 Pa. 382, 389-90, 883 A.2d 562, 566-67 (2005) (citing Fine v. Checcio, 582 Pa. 253, 870 A.2d 850, 857 (2005); see also, Basile v. H&R Block, Inc., 563 Pa. 359, 761 A.2d 1115 (2000) (only when the facts are so clear that reasonable minds cannot differ, may a trial court properly enter summary judgment), and Phillips v. Selig, 2008 Pa. Super. 244, 959 A.2d 420 (2008) (summary judgment is only appropriate where there is no issue to be submitted to a jury).

Here, Defendant claims that summary judgment is appropriate in this case as to plaintiff's attorney fee and treble damages claims. This assertion implicates not only the MVFRL, but also, the Pennsylvania Code. In pertinent part, the MVFRL provides, as follows:

Section 1797. Customary charges for treatment

. . .

(b) PEER REVIEW PLAN FOR CHALLENGES TO REA-SONABLENESS AND NECESSITY OF TREATMENT. – (1) PEER REVIEW PLAN. – Insurers shall contract jointly or separately with any peer review organization established for the purpose of evaluating treatment, health care services, products or accommodations provided to any injured person. Such evaluation shall be for the purpose of confirming that such treatment, products, services or accommodations conform to the professional standards of performance and are medically necessary. An insurer's challenge must be made to a PRO within 90 days of the insurer's receipt of the provider's bill for treatment or services or may be made at any time for continuing treat-

or services. (2) PRO RECONSIDERATION. — An insurer, provider or insured may request a reconsideration by the PRO of the PRO's initial determination. Such a request for reconsideration must be made within 30 days of the PRO's initial determination. If reconsideration is requested for the services of a physician or other licensed health care professional, then the reviewing individual must be, or the reviewing panel must include, an individual in the same specialty as the individual subject to review. (3) ... (4) APPEAL TO COURT. — A provider of medical treatment or rehabilitative services or merchandise may challenge before a court an insurer's refusal to pay for past or future medical treatment or rehabilitative services or merchandise, the reasonableness or necessity of which the insurer has not challenged before a PRO. Conduct considered to be wanton shall be subject to a payment of treble damages to the injured party. (5) ... (6) COURT DETERMINATION IN FAVOR OF PROVIDER OR INSURED. — If, pursuant to paragraph (4), a court determines that medical treatment or rehabilitative services or merchandise were medically necessary, the insurer must pay to the provider the outstanding amount plus interest at 12%, as well as the costs of the challenge and all attorney fees. (7) ...

75 Pa. C.S.A. Section 1797.

Further, the Pennsylvania Code contains provisions concerning the MVFRL's peer review process. The relevant portions of Section 69.52 provide, as follows:

Peer review procedures.

(a) A provider's bill shall be referred to a PRO only when circumstances or conditions relating to medical and rehabilitative services provided cause a prudent person, familiar with PRO procedures, standards and practices, to believe it necessary that a PRO determine the reasonableness and necessity of care, the appropriateness of the setting where the care is rendered, and the appropriateness of the delivery of the care. An insurer shall notify a provider, in writing, when referring bills for PRO review at the time of referral.

. . .

- (f) A PRO's initial determination resulting in the denial of a provider's claim, in whole or in part, shall be effected by a license practitioner of like specialty or a licensed practitioner with experience providing and prescribing the care subject to the review.
- (g) Absent a change of condition, a decision of not medically necessary by the PRO is a basis for an insurer to deny payment for similar services to the same insured resulting from the same accident. The insured or subsequent provider has the right to request a reconsideration of the initial determination for subsequent treatment or services received or provided.
- (h) An insurer, provider or insured may request, in writing, reconsideration of the initial PRO determination within 30 days from the date the initial determination is effected. A PRO may set a reasonable charge for a reconsideration but the charge for a reconsideration may not exceed the charge for the initial review. An insurer may make full payment of the charge of reconsideration to the PRO, but the amount paid for the reconsideration shall be ultimately borne by the party against whom a reconsideration determination is made.
- (i) A reconsideration shall be effected by a licensed practitioner of like specialty as the provider subject to the reconsideration review. The licensed practitioner effecting the reconsideration review may not be the same licensed practitioner who rendered the PRO's initial determination.

. . .

(m) Upon determination of a reconsideration by a PRO, an insurer, provider or insured may appeal the determination to the courts.

31 Pa. Code. Section 69.52.

The issue presented for our review in deciding this motion is whether an insurance carrier can insulate itself from any liability for attorney fees or treble damages under the MVFRL merely by invoking the Peer Review process described in Section 1797? Put another way, when an insurance carrier challenges the reasonableness of an insured's medical treatment by submitting the case to a Peer Review

Organization pursuant to the MVFRL, are the remedies of a health care provider restricted as a matter of law to the amount of the outstanding medical bills plus interest? This precise question has not yet been decided by the appellate courts of our Commonwealth. However, many of our brethren on the Dauphin County Court of Common Pleas, as well as jurists from other counties across the Commonwealth have considered the same, or closely-related, issues.

Plaintiffs cite to Persun v. Federal Kemper, 21 Pa. D&C4th 296 (1993), a case decided in the Lycoming County Court of Common Pleas, as directly on point with the issue presented *sub judice*. In that case, plaintiff insured's claim for attorney fees was initially dismissed on preliminary objections filed by defendant insurance carrier, but was thereafter reinstated on reconsideration. There, the learned court noted that although "[a] strict reading of [Section 1797(b)(4) would result in court appeals only when an insurance company refuses to pay medical bills and does not hire a P.R.O. to review[,] [t]he insurance department issued regulations which provide that an insured or health care provider may appeal to the courts[,]" and therefore, both provisions, Section 1797(b)(6) and 31 Pa. Code 69.52(m), must be read together. "31 Pa. Code Section 69.52(m) specifically provides that an insured or medical care provider may appeal to the courts even when an insurance company does utilize peer review," Persun at 297-298. The Persun court concluded that, "[s]ince there is a right to appeal when a peer review is utilized, the relief set forth in Section 1797(b)(6) [concerning attorney fees] is appropriate." Id. at 298.

Several years later, writing for our court in *Stefanik v. State Farm Insurance Co.*, 115 Dauph. 277 (1995), Judge Hoover considered the issue of whether an insurer's invocation of the peer review process entitles it to the entry of judgment as a matter of law with regard to attorneys fees and treble damages even if the peer review process was not properly followed. There, the plaintiff insured argued, and this Honorable Court held, that summary judgment was not appropriate because a genuine issue of material fact existed as to whether the defendant insurance carrier properly followed the peer review process delineated in the MVFRL, and further, that if a jury determined that the peer review process was faulty, the plaintiff insured would be entitled to recover both attorney fees under 1797(b)(6) and treble damages under 1797(b)(4) of the MVFRL.

In Herd Chiropractic Clinic v. State Farm Mutual Automobile Insurance Company, 2006-CV-1320, Judge Bratton of our court denied

a defendant's motion for partial summary judgment because a genuine issue of material fact existed as to whether the peer review process conducted in that case satisfactorily met all the statutory requirements of the Act. There, as in the instant one, the Plaintiff argued that because the peer reviewer did not set forth the actual standards he utilized in issuing his report, the review was not in compliance with the MVFRL's Peer Review provisions. Therefore, the *Herd* court concluded that the plaintiff medical provider, also a chiropractor, was entitled to present evidence at trial concerning whether the subject treatment was "reasonable and necessary," and if so, the insured would then be entitled to recover attorney fees, in addition to the amount of the actual claim plus interest.

In the matter *sub judice*, Defendant argues that application of Section 1797(b)(4) and (b)(6) of the MVFRL is "narrowly limited" to instances where the Peer Review process has been invoked. In support of such claim, Defendant cites to *Barnum v. State Farm Mutual Automobile Insurance Co.*, 635 A.2d 155 (Pa. Super. 1993), asserting that "[t]he Pennsylvania Superior Court has held that if the PRO procedure is followed by an insurer, its liability cannot be greater than as therein set forth." However, Defendant's brief fails to note that Judge Wieand's decision in *Barnum* was reversed by our Supreme Court on appeal and was remanded to the trial court for further proceedings consistent with the high court's decision in *Terminato v. Pennsylvania National Insurance Company*, 538 Pa. 60, 645 A.2d 1287 (1994).

In *Terminato*, the issue before the Court was "... whether an insured must seek reconsideration of an adverse peer review decision before initiating an action in common pleas court to recover medical benefits under an automobile insurance policy." *Id.* at 1288. Reasoning that "[t]he detachment and neutrality required of a fact-finder is conspicuously absent in the contractual relationship between a PRO and an insurer[,]" the Court held that the "peer review procedure was not designed as a mandatory and exclusive method to resolve a disputed claim of insurance coverage," and therefore, "... an insured is not required to request reconsideration of a peer review decision before proceeding to court." *Id.*

Thereafter, the *Terminato* decision was discussed by the learned Judge Hudock, writing for the Superior Court, in the case of *Henninger v. State Farm Insurance Co.*, 719 A.2d 1074 (1998). In that case, arising out of the York County Court of Common Pleas, summary judgment favoring the insurer was granted in a case which had been reviewed by a PRO.

The *Henninger* trial court found that because the insured had failed to "identify evidence in the record" to support her claim that a factual issue existed concerning the "medical reasonableness" of her treatment which had been denied by the insurer, the insurer was entitled to judgment as a matter of law. On appeal, the *Henninger* court reversed, relying on *Terminato*, and stating that "[a] PRO is not a neutral body[,]" but rather, should be viewed in the same light as a moving party's witness. "Under Pennsylvania law, only the jury is empowered to pass on matters of credibility[.] ... summary judgment should not be granted where it requires the unquestioned acceptance of the testimony of the moving party's witnesses." *Henninger*, *supra*. at 1077.

Although the *Terminato* and *Henninger* decisions are not directly on point with the instant matter, they do give this Court solid guidance as to the "suspect" light in which a PRO's report should be viewed, and as such, lends strong weight to Plaintiff's argument herein, *to wit*, that submission of a matter to a Peer Review Organization should NOT in and of itself preclude an auto insurer from liability as a matter of law.

Indeed, Plaintiffs urge us to hold, in reliance on the decisions discussed herein-above, that the MVFRL and the Pennsylvania Code, when read together, permit either an insured or a medical provider to take a cause of action for attorney fees and treble damages against an auto insurance carrier to trial based on the insurer's failure to pay a medical treatment claim. In other words, if a plaintiff can prove at a trial that the medical treatment was "reasonable and necessary," but the claim was nevertheless denied by the insurer, it should be entitled to recover attorney fees, in addition to the amount of the medical claim plus interest, pursuant to Section 1797(b)(6) of the MVFRL. Further, if that plaintiff can prove that the peer review process conducted in a given case was a "sham," such that the insurer's conduct in denying payment of the medical claim was "wanton," it should be entitled, under Section 1797(b)(4), to recover treble damages. Having carefully reviewed the arguments of both parties in the instant matter, and in reliance upon the decisions delineated above, we agree with Plaintiff. Therefore, we hold that Plaintiff is entitled to maintain the instant cause of action; Defendant is not entitled to judgment as a matter of law on the issue of attorney fees and treble damages under the MVFRL.

SECOND PUBLICATION

Estate Notices

ESTATE OF CHESTER L. KLOCK, late of Jackson Township, Dauphin County, Pennsylvania. Executrix: Grace E. Klock, 175 Lentz Drive, Halifax, PA 17032. Attorney: Earl Richard Etzweiler, Esq., 105 North Front Street, Harrisburg, PA 17101. Telephone (717) 234-5600.

ESTATE OF FRANK I. RUSSELL a/k/a FRANK I. RUSSELL, SR., late of West Hanover Township, Dauphin County, Pennsylvania. Executor: Michael J. Russel, 935 S. Meadow Lane, Palmyra, PA 17078. Attorneys: Butler Law Firm, Esq., 500 North Third Street, P.O. Box 1004, Harrisburg, PA 17108.

ESTATE OF DIXIE LEE RANCK, late of Susquehanna Township, Dauphin County, Pennsylvania. Executor: Brian M. Ranck, P.O. Box 352, Elizabethtown, PA 17022-0352. Attorney: Lowell R. Gates, Esq., Gates, Halbruner & Hatch, P.C., 1013 Mumma Road, Suite 100, Lemoyne, PA 17043.

ESTATE OF JOEL L. ISAACMAN a/k/a JOE ISAACMAN, late of Harrisburg, Dauphin County, Pennsylvania (died May 21, 2010). Executor: Kenneth S. Isaacman. Attorney: Bruce J. Warshawsky, Esq., Cunningham & Chernicoff, P.C., 2320 North Second Street, Harrisburg, PA 17110. j18-y2

ESTATE OF DOROTHY MILLS a/k/a
DOROTHY J. MILLS, late of Harrisburg,
Dauphin County, Pennsylvania. Executor:
Floyd L. Mills. Attorneys: Placey & Wright,
3621 North Front Street, Harrisburg, PA
17110. j18-y2

ESTATE OF ROBERT E. WACHTMAN, late of Dauphin County, Pennsylvania. Executrix: Diane E. Wachtman Munoz, 8110 Chambers Hill Road, Harrisburg, PA 17111. Attorney:Jan M. Wiley, Esq., The Wiley Group, P.C., 130 W. Church Street, Dillsburg, PA 17019.

ESTATE OF BETTY LOUISE SCHMIDT a/k/a BETTY LOU SCHMIDT, late of Middletown, Dauphin County, Pennsylvania. Executor: Dennis J. Schmidt. Attorney: Herbert P. Henderson, II, Esq., Pecht & Associates, PC, 1205 Manor Drive, Suite 200, Mechanicsburg, PA 17055.

ESTATE OF CHARLES H. RODGERS, late of Swatara Township, Dauphin County, Pennsylvania (died March 25, 2010). Executrix: Dianne M. Rodgers, 701 Highland Street, Harrisburg, PA 17113. Attorney: Jan L. Brown, Esq., Jan L. Brown & Associates, 845 Sir Thomas Court, Suite 12, Harrisburg, PA 17109.

ESTATE OF JOSEPH F. LANZARONE, late of Lower Paxton Township, Dauphin County, Pennsylvania (died June 3, 2010). Executor: Philip John Lanzarone, 18 Ember Lane, W. Islip, NY 11795. Attorney: Joseph J. Dixon, Esq., 126 State Street, Harrisburg, PA 17101. j18-y2

THIRD PUBLICATION

ESTATE OF ROBERT E. WAGNER, JR., late of Derry Township, Dauphin County, Pennsylvania. Executrix: Yupha Matos. Attorney: Anthony J. Nestico, Esq., Nestico, Druby & Hildabrand, P.C., 840 East Chocolate Avenue, Hershey, PA 17033.

THIRD PUBLICATION

Estate Notices

ESTATE OF JACK P. WHITE, late of Harrisburg, Dauphin County, Pennsylvania. Executrix: Christine M. Williams, 240 Richwine Road, Apt. 8, Shermans Dale, PA 17090. Attorney: Melanie Walz Scaringi, Esq., Scaringi & Scaringi, P.C., 14 South Second Street, Newport, PA 17074.

ESTATE OF WILLIAM H. MURPHY a/k/a WILLIAM H. MURPHY, SR., late of the City of Highspire, Dauphin County, Pennsylvania. Co-Executors: Jeremiah David Murphy and Jason Patrick Murphy. Attorney: John M. Smith, Esq., Gingrich, Smith, Klingensmith & Dolan, 222 S. Market Street, Suite 201, P.O. Box 267, Elizabethtown, PA 17022.

ESTATE OF JAMES W. HENLEY, late of Harrisburg, Dauphin County, Pennsylvania (died April 19, 2010). Executrix: Bonita Kinsinger, 5811D Hidden Lake Drive, Harrisburg, PA 17111. j11-j25

ESTATE OF ANTHONY J. GUSTIN, late of Swatara Township, Dauphin County, Pennsylvania (died May 21, 2010). Executrix: Patricia A. Glenny, 1621 Terry Lane, Harrisburg, PA 17112. j11-j25

ESTATE OF NANCY A. NEIGH, late of Derry Township, Dauphin County, Pennsylvania (died December 3, 2009). Personal Representative: Carl Knapp, 54 East Penn Street, Norristown, PA 19401. Attorney: Carl Knapp, Esq., 54 East Penn Street, Norristown, PA 19401. j11-j25 ESTATE OF MILTON H. MOWRER, JR., late of Middletown, Dauphin County, Pennsylvania. Executrix: Marion W. Spinks. Attorney: Randall K. Miller, Esq., 1255 South Market Street, Suite 102, Elizabethtown, PA 17022.

j11-j25

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Gemaco Inc., a foreign business corporation incorporated under the laws of the State of Missouri, where its principal office is located at 2925 N. 7 Highway, Blue Springs, Missouri 64014, has applied for a Certificate of Authority in Pennsylvania, where its registered office is located at 116 Pine Street, Suite 320, Harrisburg, PA 17101.

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

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 RouteMatch Software, Inc. The address of its principal office under the laws of its jurisdiction is 1180 West Peachtree Street, Suite 1130, Atlanta, GA 30309. The Commercial Registered Office Provider for this Corporation is National Registered Agents, Inc. in the County of Dauphin. The Corporation is filed in compliance with the requirements of the applicable provision of 15 Pa. C.S. 4124(b).

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for Market Analytics (Madison). Inc. The address of its principal office under the laws of its jurisdiction is 4601 N. Fairfax Dr., Arlington, VA 22203, The Commercial Registered Agent is listed as National Corporate Research, Ltd. Dauphin County. The Corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa. C.S. 4124(b).

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State, Commonwealth of Pennsylvania on June 11, 2010 for J AND A MAINTENANCE SERVICES, INC. The said corporation has been incorporated under the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania.

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RACHEL A. CLANCY, Esq. Stock and Leader

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 June 14, 2010, 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 Summit View Homeowner's Association, Inc.

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

McNEES WALLACE & NURICK LLC 100 Pine Street j25 Harrisburg, PA 17101

NOTICE IS HEREBY GIVEN that Mid-Atlantic Packaging Co., a foreign business corporation incorporated under the laws of the State of Delaware, where its principal office is located at 14 Starlifter Avenue, Dover, DE 19901, has applied for a Certificate of Authority in Pennsylvania, where its registered office is located at 600 N. Second Street, Suite 401, Harrisburg, PA 17101.

The registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 7, 2010, by Medicus Group International Inc., a foreign corporation formed under the laws of the State of New York, where its principal office is located at 1675 Broadway, New York, NY 10019, 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. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 7, 2010, by C J Hughes Construction Company, Inc., a foreign corporation formed under the laws of the State of West Virginia, where its principal office is located at 100 Industrial Lane, Huntington, WV 25702, 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. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 9, 2010, by **Spraying Systems Co.**, a foreign corporation formed under the laws of the State of Illinois, where its principal office is located at North Ave @ Schmale, Wheaton, IL 60187-7901, 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. j25

Corporate Notices

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 7, 2010, by **Pioneer Steel & Tube Corp.**, 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. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 14, 2010, by INNOVATIVE ENGINEERING, INC., doing business in the Commonwealth of Pennsylvania under the fictitious name of INNOVATIVE ENGINEERING OF NJ, INC., a foreign corporation formed under the laws of the State of New Jersey, where its principal office is located at 1971 Route 34, Wall Township, NJ 07719, 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 is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j25

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

NOTICE IS HEREBY GIVEN that, pursuant to the provisions of Section 4129 of the Business Corporation Law of 1988, **Principal Investors Corporation**, a corporation of the State of New Jersey, with principal office located at 711 High Street, Des Moines, IA 50392-0300, and having a Commercial Registered office Provider and county of venue as follows: Corporation Service Company, Dauphin County, which on January 20, 1988, was granted a Certificate of Authority to transact business in the Commonwealth, intends to file an Application for Termination of Authority with the Department of State.

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 2, 2010, by **Paymo, 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. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, by **Boston Centerless Inc**, a foreign corporation formed under the laws of the Commonwealth of Massachusetts, where its principal office is located at 11 Presidential Way. Woburn, MA 01801, 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.

Corporate Notices

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 17, 2010, by **Delaware General Management, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 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 is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 17, 2010, by **Delaware Capital Management Advisers, Inc.,** a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 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 is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 17, 2010, by **Delaware Investments U.S., Inc.,** a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 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 is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 15, 2010, by GLADSTONE NEVILLE CORP., a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 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 is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j25

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 15, 2010, by M. Shanken Communications, Inc., a foreign corporation formed under the laws of the State of New York, where its principal office is located at 387 Park Avenue South, New York, NY 10016, 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.

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 17, 2010, by Delaware Alternative Strategies, a Series of Delaware Management Business Trust, a foreign business trust formed under the laws of the State of Delaware, where its principal office is located at 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. j25

Corporate Notices

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on June 16, 2010, by **Open Text Inc.**, doing business in the Commonwealth of Pennsylvania under the fictitious name of **Open Text (DE) 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 is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. j25

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Corporation Bureau of the Pennsylvania Department of State, at Harrisburg, Pennsylvania, for the purpose of forming a domestic business corporation under the Pennsylvania Business Corporation Law of 1988 (P.L. 1444, No. 177), 15 Pa. C. S. A. §1301 et seq. as amended.

The purpose of the corporation is to provide marketing services, and to engage in any other lawful business a corporation may engage in.

The name and address of the corporation is: **Finlaggan of Junco, Inc.,** 360 West Main Street Thompsontown, PA 17094. j25

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA effective July 1, 2010. Sure-Chek NDT PA, Inc., c/o AAAgent Services, LLC.

The corporation has been incorporated under the provisions of the Business Corporation Law of 1988 as amended. j25

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania for the purpose of obtaining Articles of Incorporation as a for-profit business corporation organized under the Pennsylvania Business Corporation Law of 1988, as amended

The name of the corporation is: **Shelton Government Consulting, Inc.**

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NIALAH I. ROGERS, Esq. Saul Ewing LLP Penn National Insurance Tower Two North Second Street 7th Floor Harrisburg, PA 17101

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about June 8, 2010, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **Kandi USA, Inc.,** c/o InCorp Services, Inc.

This corporation is incorporated under the laws of the State of California.

The address of its principal office under the laws of its jurisdiction in which it is incorporated is 10955 Arrow Route, Suite 101, Rancho Cucamonga, CA 91730.

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

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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 June 3, 2010 by Commerce and Industry Brokerage Inc., a foreign corporation formed under the laws of the State of New York where its principal office is located at 15 Merritt Avenue, Westchester, NY 10709 for a Certificate of Authority to do business in PA under the provisions of the PA Business Corporation Law of 1988. The registered office in PA shall be deemed for venue and official publication purposes to be located in Dauphin County.

Corporate Notices

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about June 8, 2010, for a foreign corporation with a registered address in the state of Pennsylvania as follows: **Tracy Electric, Inc.**, c/o National Registered Agents, Inc.

This corporation is incorporated under the laws of the State of Kansas.

The address of its principal office under the laws of its jurisdiction in which it is incorporated is 8025 S. Broadway Street, Haysville, KS 67060.

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

NOTICE IS HEREBY GIVEN that WHP Springing Member-2, Inc., a foreign business corporation incorporated under the laws of ______, intends to withdraw from doing business in this Commonwealth. The address, including street and number, if any, of its principal office under the laws of its jurisdiction is 903 Calle Amanecer, Suite 100. San Clemente, CA

Its last registered office in this Commonwealth is c/o National Registered Agents, Inc. and is deemed for venue and official publication purposes to be located in Dauphin County. j25

NOTICE IS HEREBY GIVEN that the Certificate of Authority was filed on 6/07/2010 for the purpose of obtaining a Certificate of Authority pursuant to the provisions of the Business Corporation Law of 1988, 15 Pa. C.S. Section 1101. The name of the corporation is MHS HOLDINGS, INC. The purpose for which the Corporation is organized is: holding company.

NOTICE IS HEREBY GIVEN that Integrity Applications Incorporated, a foreign business corporation incorporated under the laws of the Commonwealth of Virginia where its principal office is located at 5160 Parkstone Drive, Suite 230, Chantilly, VA 20151 has applied for a Certificate of Authority in Pennsylvania, where its registered office is located at National Registered Agents, Inc., 600 North Second Street, Suite 401, Harrisburg, PA 17101. The registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania.

NOTICE IS HEREBY GIVEN that an Application for Certificate of Authority has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about June 7, 2010, for a foreign corporation with a registered address in the state of Pennsylvania as follows: Weekes Construction, Inc., c/o National Registered Agents, Inc.

This corporation is incorporated under the laws of the State of South Carolina.

The address of its principal office under the laws of its jurisdiction in which it is incorporated is 237 Rheft Street, Greenville, SC 29601.

The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended . i25

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 RED COATS, INC. The address of its principal office under the laws of its jurisdiction is 4401 East Way Highway, Suite 500, Bethesda, MD 20814-4500. The Commercial Registered Office Provider for this Corporation is National Corporate Research, Ltd. in the County of Dauphin. The Corporation is filed in compliance with the requirements of the applicable provision of 15 Pa. C.S. 4124(b).

Corporate Notices

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

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed in the Department of State of The Commonwealth of Pennsylvania for Pennsylvania Physician Consultants, PC under the provisions of the Pennsylvania Business Corporation Law of 1998, as amended.

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on June 8, 2010 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 1306.

The name of the corporation is:

PT DIRECT, INC.

The purpose for which the corporation is: Wholesale products and any other lawful purpose. j25

NOTICE IS HEREBY GIVEN that a Certificate of Authority was filed in the Department of State of the Commonwealth of Pennsylvania for Signature Learning Resources, Inc. The address of its principal office under the laws of its jurisdiction is c/o American Learning Corporation, One Jericho Plaza, Jericho, NY 11753. The Commercial Registered Agent is listed as National Corporate Research, Ltd., Dauphin County. The Corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa. C.S. 4124(b). j25

FIRST PUBLICATION

Fictitious Notices

NOTICE IS HEREBY GIVEN pursuant to the provisions of Section 311 of the Fictitious Names Act, Act of 16 December 1982, P.L. 1309, Section 2, as amended, 54 Pa.C.S. Section 311, of the filing with the Corporation Bureau, Department of State, Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, on June 2, 2010 of an Application for the Registration of a fictitious name for the conducting of business under the assumed or fictitious name of ARLINGTON ORTHOPEDICS.

The principal office of the business is 805 Sir Thomas Court, Harrisburg, PA 17109.

The name and address of each person who is a party to the registration are: The Arlington Group, Inc., 805 Sir Thomas Court, Harrisburg, PA 17109.

MICHAEL L. BANGS, Esq. 429 South 18th Street Camp Hill, PA 17011

NOTICE IS HEREBY GIVEN that an Application for Registration of the fictitious name, M2 FINANCIAL SOLUTIONS, for conduct of business in the Commonwealth of Pennsylvania, with its principal place of business at 709 Wrigley Lane, Harrisburg, Pennsylvania 17112, was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about May 21, 2010, pursuant to the Fictitious Names Act of December 16, 1982, Act 295 (54

The name and address of the person owning or interested in said business is: Mridula Mishra, 709 Wrigley Lane, Harrisburg, PA 17112.

Pa.C.S.A. 301 et seq.).

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

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Fictitious Notices

NOTICE IS HEREBY GIVEN that HCC of Mechanicsburg, P.C., a Pennsylvania professional corporation, filed with the Pennsylvania Department of State, pursuant to 54 Pa. C.S. Ch. 3, an Application for the Registration of the fictitious name LINGLESTOWN CHIROPRACTIC CENTER under which it intends to do business at 4456 Oakhurst Boulevard, Suite 17, Harrisburg, PA 17110.

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FIRST PUBLICATION

Miscellaneous Notices

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

No. 2010 CV 02819 MF

NOTICE OF SHERIFF'S SALE

CITIMORTGAGE, INC., Plaintiff vs. ROBERT C. NEWTON and BETH A. NEWTON, Defendants

NOTICE

TO: ROBERT C. NEWTON

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

BEING PREMISES: 324 CONEWAGO STREET, MIDDLETOWN, PA 17057-2205.

BEING in MIDDLETOWN, County of DAUPHIN, Commonwealth of Pennsylvania. PARCEL Number 1: 41-012-004.

IMPROVEMENTS consist of residential property.

SOLD as the property of ROBERT C. NEW-TON & BETH A. NEWTON.

YOU ARE HEREBY NOTIFIED that your house (real estate) at 324 CONEWAGO STREET, MIDDLETOWN, PA 17057-2205 is

scheduled to be sold at the Sheriff's Sale on JULY 15, 2010 at 10:00 A.M., at the DAUPHIN County Courthouse to enforce the Court Judgment of \$131,137.66 obtained by: CITI-MORTGAGE, INC. (the mortgagee), against the above premises.

PHELAN HALLINAN & j25 SCHMIEG, LLP

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

No. 2010-CV-1862-MF

NOTICE OF SHERIFF'S SALE

WELLS FARGO BANK, N.A., Plaintiff vs. JOANN RUGGLES, Defendant

NOTICE

TO: JOANN RUGGLES

NOTICE OF SHERIFF'S SALE OF REAL PROPERTY

BEING PREMISES: 1049 WOODED POND DRIVE, HARRISBURG, PA 17111-4769.

BEING in LOWER PAXTON Township, County of DAUPHIN, Commonwealth of Pennsylvania.

PARCEL Number 1: 35-114-255-000-0000. IMPROVEMENTS consist of residential property.

SOLD as the property of JOANN RUGGLES. YOU ARE HEREBY NOTIFIED that your house (real estate) at 1049 WOODED POND DRIVE, HARRISBURG, PA 17111-4769 is scheduled to be sold at the Sheriff's Sale on JULY 15, 2010 at 10:00 A.M., at the DAUPHIN County Courthouse to enforce the Court Judgment of \$130,529.92 obtained by, WELLS FARGO BANK, N.A. (the mortgagee), against the above premises.

PHELAN HALLINAN & SCHMIEG, LLP

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Miscellaneous Notices

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

CIVIL ACTION - LAW

CIVIL DIVISION

No. 2010-CV-3146-MF

NOTICE OF ACTION IN MORTGAGE FORECLOSURE

PHH MORTGAGE CORPORATION F/K/A PHH MORTGAGE SERVICES CORPORATION, Plaintiff

vs.

JERMAINE L. LETT, IN HIS CAPACITY AS ADMINISTRATOR AND HEIR OF THE ESTATE OF SHERMAN W. LETT, ET AL., Defendant(s)

NOTICE

TO: Unknown Heirs, Successors, Assigns, and All Persons, Firms, or Associations Claiming Right, Title or Interest From or Under Sherman W. Lett, Deceased

YOU ARE HEREBY NOTIFIED that on March 26, 2010, Plaintiff, PHH Mortgage Corporation fk/a PHH Mortgage Services Corporation, 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. 2010-CV-3146-MF. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 2143 North Second Street Harrisburg, PA 17110, 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

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

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

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

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

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IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

No. 2010 CV 5713 NC

PETITION FOR CHANGE OF NAME

NOTICE

NOTICE IS HEREBY GIVEN that on May 19, 2010, the Petition of **Patricia A. Nelson** was filed in the above named court, requesting a decree to change his/her name from **Amber Christina George** to **Sylvester Pierre George**.

The Court has fixed July 19, 2010 in Courtroom No. 9 at 9:00 a.m., Dauphin County Courthouse, Front and Market Streets, Harrisburg, PA as the time and place for the hearing on said Petition, when and where all persons interested may appear and show cause if any they have, why the prayer of the said Petition should not be granted.

Miscellaneous Notices

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

CIVIL ACTION - LAW

No. 2009-CV-15794-MF

NOTICE OF ACTION IN MORTGAGE FORECLOSURE

JPMORGAN CHASE BANK, NATIONAL ASSOCIATION, Plaintiff

JONATHAN A. RUMMEL, Defendant

TO: Jonathan A. Rummel, married man PRESENTLY OR FORMERLY of 737 POTTSVILLE STREET WICONISCO. PA 17097

YOU ARE HEREBY NOTIFIED that a lawsuit has been filed against you in mortgage foreclosure and against your real estate at 737 POTTSVILLE STREET, WICONISCO, PA 17097 because you have failed to make the regular monthly payments on your mortgage loan and the loan is in default. The lawsuit is an attempt to collect a debt from you owed to the plaintiff, JPMorgan Chase Bank, National Association. A detailed notice to you of your rights under the Fair Debt Collection Practices Act (15 U.S.C. §1692, et seq.) is included in the Complaint filed in the lawsuit. The lawsuit is filed in the Dauphin County Court of Common Pleas, at the above term and number.

A copy of the Complaint filed in the lawsuit will be sent to you upon request to the Attorney for the Plaintiff, Scott A. Dietterick, Esquire, 200 Sheffield Street, Mountainside, NJ 07092. Phone (908) 233-8500.

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY AN ATTORNEY AND FILE YOUR DEFENSES OR OBJECTIONS IN WRITING WITH THE COURT. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT FURTHER NOTICE FOR

RELIEF REQUESTED BY THE PLAINTIFF.
YOU MAY LOSE MONEY OR PROPERTY OR
OTHER RIGHTS IMPORTANT TO YOU.

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

NOTICE TO DEFEND

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

LAWYER REFERRAL

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

ZUCKER, GOLDBERG & ACKERMAN, LLC

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

No. 2010 CV 06665 NC

PETITION FOR CHANGE OF NAME

NOTICE

NOTICE IS HEREBY GIVEN that on May 17, 2010, the Petition of HEIDI LOUISE EUTZY a/k/a HEIDI LOUISE AMARA was filed in the above named court, requesting a decree to change his/her name from HEIDI LOUISE EUTZY to HANIMA AHMED AMARA.

The Court has fixed July 19, 2010 in Courtroom No. 9, at 10:30 a.m., Second Floor, 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.

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Miscellaneous Notices

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

CIVIL ACTION - LAW

No. 2010-CV-000865-QT

NOTICE OF ACTION IN MORTGAGE FORECLOSURE

SMOKEHOUSE BAY, LP, Plaintiff

FOUNTAINE A. TRAPER BROWN a/k/a FOUNTAINE A. TRAPER/BROWN a/k/a FOUNTAINE A. TRADER BROWN, DAVID BROWN, and all other persons unknown claiming any right, title, estate, lien or interest in the real property described in the complaint adverse to plaintiff's ownership, or any cloud to plaintiff's title, Defendants

NOTICE

TO: WILLIAM P. BROWN, III, YVONNE BROWN, CRYSTAL BROWN, DAVID BROWN, AND ALL OTHER DEFENDANTS, ALL HEIRS OF DEFENDANTS, ALONG WITH THEIR HEIRS, LEGATEES, SUCCESSORS. PERSONAL ADMINISTRATORS, EXECUTORS AND ASSIGNS. AND ALL OTHER UNKNOWN PERSONS CLAIMING ANY ESTATE, RIGHT, TITLE, LIEN OR INTEREST IN OR TO THE WITHIN REAL PROPERTY SITUATE AT 1730 EVERGREEN ROAD HARRISBURG, DAUPHIN COUNTY PENNSYLVANIA 17109

TAKE NOTICE that on the 27th day of January, 2010, Smokehouse Bay, LP filed a Civil Action to Quiet Title, endorsed with a notice to defend, against you in the Court of Common Pleas of Dauphin County, Pennsylvania, docketed to number 2010-CV-000865-QT, reinstated by praccipe filed June 11, 2010, wherein the Plaintiff seeks judgment in its favor and against you with respect to establishing legal title in fee simple to

certain real property identified as 1730 Evergreen Road, Harrisburg, Dauphin County, PA, and more fully described as follows:

ALL THAT CERTAIN piece or parcel of land situate in Susquehanna Township, Dauphin County, Pennsylvania, bounded and described as follows:

BEGINNING at a point on the Western side of Evergreen Road, one hundred thirty-five and thirty-one one-hundreths (135.31) feet North of the intersection of Evergreen Road and Hawthorne Road, also at the dividing line between Lot Nos. 127 and 128, Section II on hereinafter mentioned Plan of Lots; thence North seventy-two (72) degrees forty-seven (47) minutes West along the same, one hundred thirty-two and twenty-three one-hundreths (132.23) feet to a point; thence North three (03) degrees four (04) minutes East, seventy-seven and eighty-seven one-hundreths (77.87) feet to a point; thence North thirty-eight (38) degrees nine (09) minutes East, fifteen and thirty-one one-hundreths (15.31) feet to a point at the dividing line between Lots Nos. 126 and 127, Section II on said Plan; thence South fifty-nine (59) degrees thirty (30) minutes East along the same, one hundred fifty-six and forty-seven onehundreths (156.47) feet to a point on the Western side of Evergreen Road; thence Southwardly along the same, fifty-five (55) feet to a point, the place of BEGINNING.

BEING KNOWN AS 1730 Evergreen Road, Harrisburg, Pennsylvania 17109.

BEING THE SAME PREMISES which William P. Brown, III, by quiet claim deed dated December 6, 2004, and recorded December 6, 2004, in Record Book 5792, page 374, in the Dauphin County, Pennsylvania, Office of the Recorder of Deeds, granted and conveyed unto Fountaine A. Traper/Brown, her heirs and assigns.

THE COMPLAINT REQUESTS the Court declare and adjudge the prayer for relief in the Complaint.

YOU ARE HEREBY NOTIFIED to plead to the above-referenced Complaint on or before thirty (30) 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 against the claims set forth in the following, you must take action within thirty (30) days after this Complaint and Notice are served by entering a written appearance personally or by an attorney and filing in writing

Miscellaneous Notices

with the Court, your defenses and objections to the claims set forth against you. You were warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH. 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.

AVISO

LE HAN DEMANDADO EN CORTE. Si ustted desea defender contra las demandas dispuestas en las páginas siguientes, usted debe tomar la acción en el plazo de veinte (20) días después de esta queja y el aviso es service, incorporando un aspecto escrito personalmente o por el abogado y archivando en escribir con la corte sus defenses u objeciones a las demandas dispuestas contra usted. Le advierten que si usted no puede hacer así que el caso puede proceder sin usted y un juicio se puede incorporar contra usted por la corte sin aviso adicional a usted para cualquier dinero demandado en la queja o para cualquier otra demanda o relevación pedida por Plaintiff(s). Usted puede perder el dinero o la caracteristica u otra endereza importante a usted.

USTED DEBE LLEVAR ESTE PAPEL SU ABOGADO INMEDIATAMENTE. SI USTED NO TIENE UN ABOGADO, VAYA A O LLAME POR TELÉFONO LA OFICINA DISPUESTA ABAJO. ESTA OFICINA PUEDE PROVEER DE USTED LA INFORMACIÓN SOBRE EMPLEAR A UN ABOGADO SI USTED NO PUEDE PERMITIRSE AL HIRE A UN ABOGADO, ESTA OFICINA PUEDE PODER PROVEER DE USTED LA INFORMACIÓN SOBRE LAS AGENCIAL QUE LOS SERVICIOS JURÍDICOS DE LA OFERTA DE MAYO A LAS PERSONAS ELEGIBLES EN UN HONORARIO REDUCIDO O NINGIÚN HONORARIO.

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ANDREW J. MILLER, Esq. Miller, Poole & Lord, LLP

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

No. 2010-CV-6908-NC

PETITION FOR CHANGE OF NAME

NOTICE

NOTICE IS HEREBY GIVEN that on June 8, 2010, the Petition of Marjorie Elieen Lavelle was filed in the above named court, requesting a decree to change her name from Marjorie Eileen Lavelle to Eileen O'Shurak Lavelle. The Court has fixed July 19, 2010, in Courtroom No. 9, at 9:30 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.

/s/ DIANE S. BAKER, Esq. 27 South Arlene Street P.O. Box 6443 Harrisburg, PA 17112-0443 (717) 671-9600 BakerLawOffice@aol.com

j25

j25

Miscellaneous Notices

IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

CIVIL ACTION - LAW

CIVIL DIVISION

No. 2010-CV-4681-MF

NOTICE OF ACTION IN MORTGAGE FORECLOSURE

BAC HOME LOANS SERVICING, LP, Plaintiff

vs.

UNKNOWN HEIRS, SUCCESSORS, ASSIGNS, AND ALL PERSONS, FIRMS, OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER LLOYD T. WASHINGTON, DECEASED, Defendant(s)

NOTICE

TO: Unknown Heirs, Successors, Assigns, and All Persons, Firms, or Associations Claiming Right, Title or Interest From or Under Lloyd T. Washington, Deceased

YOU ARE HEREBY NOTIFIED that on April 20, 2010, Plaintiff, BAC Home Loans Servicing, LP, 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. 2010-CV-4681-MF. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 7323 Clearfield Street, Harrisburg, PA 17111-5045 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

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

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

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

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IN THE COURT OF COMMON PLEAS OF DAUPHIN COUNTY PENNSYLVANIA

ORPHANS' COURT DIVISION

NOTICE OF HEARING TO TERMINATE PARENTAL RIGHTS

JULY 8, 2010

11:00 A.M. Elaine Hill, mother
Docket No.10-Adopt-2010
In Re: Male child THE, Jr.
born 1/10/09

1:30 P.M. Beverlee Farmer, Mother and Jason Hosby, Father

Docket No. 65-Adopt-2010 In Re: Male child JMH born 12/28/02

Docket No. 66-Adopt-2010 In Re: Male child TEH born 5/14/04

Docket No. 67-Adopt-2010 In Re: Male child JSH born 8/5/06

Miscellaneous Notices

1:30 P.M. Beverlee Farmer, Mother and Unknown Father, Father

Docket No. 68-Adopt-2010 In Re: Male child TKF born 11/15/07

2:15 P.M. Tawnya McEIfresh Tyburski Kramer, Mother and

> Allen Dale Kramer, Jr., Father Docket No. 60-Adopt-2010 In Re: Female child DJK born 9/1/02

2:15 P.M. Tawnya McElfresh Tyburski Kramer, Mother and Allen Dale Kramer, Jr., Father Docket No. 61-Adopt-2010 In Re: Male child CDK

In Re: Male child CDK born 7/29/05

2:15 P.M. Tawnya McElfresh Tyburski Kramer, Mother and Steven Wright, Father

and Unknown Father, Father Docket No. 62-Adopt-2010 In Re: Female child HMK

born 3/9/09 YOU ARE HEREBY NOTIFIED that a peti-

riou ARE HEREBT NOTIFIED that a petition has been filed asking the Court to put an end to all rights you have to your child. The Court has set a hearing to consider ending your rights to your child. That hearing will be held in Dauphin County Courthouse, Front and Market Streets, Harrisburg, Pennsylvania, in Courtroom No. 1, Fifth Floor, on the date and time specified. You are warned that even if you fail to appear at the scheduled hearing, the hearing will go on without you and your rights to your child may be ended by the Court without your being present. You have a right to be represented at the hearing by a lawyer.

YOU SHOULD TAKE THIS NOTICE to your lawyer at once, if you do not have a lawyer, go to or telephone the office set forth 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.

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SECOND PUBLICATION

Miscellaneous Notices

NOTICE OF AUDIT

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

NOTICE IS HEREBY GIVEN that the following accounts have been filed by the respective accountants in the Office of the Register of Wills or with the Clerk of the Orphans' Court Division of the Common Pleas of Dauphin County, as the case may be, and that the same shall be duly presented to the said Orphans' Court Division at the Office of the Court Administrator for Audit, Confirmation and Distribution of the said ascertained balances to and among those legally entitled there to on Tuesday, July 20, 2010. Pursuant to Dauphin County Orphans' Court Rule 6.10.1, objections to an account must be filed in writing with the Register or Clerk no later than the close of business on Tuesday, July 13, 2010.

- CRAMER, JAMI LYNN, a. Minor, First and Final Account of Keystone Guardianship Services, Guardian.
- DADE, WILLIAM H., Incapacitated, now Deceased, First and Final Account of Keystone Guardianship Services, Guardian.
- GULDEN, FREDERICK BYRON, Deceased, First and Final Account of Richard Hess.
- TOLBERT, FRANCES C., Deceased, First and Final Account of James J. Benedetto.

Executor.

Dated: June 11, 2010

i18-i25

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



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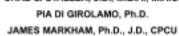
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TRIAL AHEAD?

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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

JUNE 2010Judge Deborah Essis CURCILLOJULY 2010Judge Andrew H. DOWLING

Opinions Not Yet Reported

May 5, 2010 — Evans, J., **Commonwealth v. Jones**, No. 2007-CV-4634 May 17, 2010 — Evans, J., **In re: Appeal of City of Harrisburg**, No. 2009-CV-11060-TX

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May 26, 2010 – Clark, J., **Papadoplos v. Schmidt, Ronca & Kramer, P.C.,** No. 1930 CV 2002

June 10, 2010 - Bratton, J., Wege v. Warner, No. 2009 CV 6769 QT



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