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ORDER

AND NOW, this 23rd day of March, 2023, upon consideration of the Petition for Return of Property that was filed by Petitioners Capital Vending Company, Inc. and Champions Sports Bar, LLC, and any responses thereto, and having held a Hearing on September 30, 2022, November 22, 2022, and December 2, 2022, it is hereby ORDERED as follows:

For the reasons set forth in the attached Memorandum Opinion, it is hereby ORDERED and DECREED that the Petition for Return of Property is GRANTED. It is further ORDERED that, within five (5) days of the date of this Order, the Pennsylvania State Police, Bureau of Liquor Control Enforcement shall return to Champions Sports Bar, LLC the following: 1) three Pennsylvania Skill Amusement Devices, 2) one green bag containing \$525.00 in U.S. Currency, and 3) seven receipts in the condition in which they were seized.

SWART and HEYNS

V.

**UPMC PINNACLE HOSPITALS, ORTHOPEDIC INSTITUTE
OF PENNSYLVANIA and RONALD W. LIPPE, M.D.**

No. 2020 CV 10091 MM

Civil Action – Medical Malpractice – Summary Judgment Motion – Statute of Limitations

The Court granted summary judgment in favor of the Defendant medical providers, finding that Plaintiffs filed their action, via writ of summons, beyond the two-year statute of limitations applicable to personal injury claims.

1. Plaintiff Swart alleged she suffered harm following two right hip replacement surgeries conducted by Defendant Dr. Lippe of OIP. The latter surgery, which was done to correct complications following the first surgery, was performed on January 17, 2017. On October 9, 2020, Plaintiffs' first attorney filed a writ of summons initiating their action for medical negligence and loss of consortium, respectively.
2. Plaintiffs asserted that the discovery rule tolled their action, and that it did not accrue until October 10, 2018, when Plaintiff Swart underwent a third hip replacement surgery. The third surgery allegedly confirmed that Dr. Lippe had inserted prosthetics during his second surgery that were of improper lengths. The Court rejected Plaintiffs' argument, finding that under the objective, inquiry notice standard applicable under Pennsylvania law when applying the discovery rule, the record unequivocally reflected actual knowledge by Plaintiff Swart no later than July 9, 2018, of some form of significant harm and of a factual cause linked to Dr. Lippe's conduct. Under the discovery rule, Defendants were not required to show that Plaintiff Swart knew the full extent of the injury, the fact of actual negligence, or precise cause.
3. Plaintiff Swart consistently testified at her deposition, without contradiction or ambiguity, that she knew no later than July 9, 2018, she was suffering from significant pain, leg length discrepancy and corresponding physical limitations following her second surgery and that she believed that this harm was caused by Dr. Lippe's second surgery, which beliefs were confirmed

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by three other doctors she consulted following the second surgery. Plaintiffs failed to otherwise show by specific facts in their depositions, answers to interrogatories, admissions or affidavits that there were any genuine issues for trial.

Thomas Archer, Esq.
(*Counsel for Plaintiffs*)

John A. Lucy, Esq.
Michael Mongiello, Esq.
(*Counsel for Defendants*)

McNally, J., May 3, 2023

OPINION

Plaintiffs appeal from an Order issued by this Court on February 10, 2023, in which this Court granted the Defendants' summary judgment motion and dismissed Plaintiffs' Complaint. This Court held that the Plaintiffs' medical negligence claims were barred by the two-year statute of limitations. This Memorandum Opinion is offered to supplement the statement included in the Court's Order of February 10, 2023, in support of the dismissal of Plaintiffs' claims, pursuant to Pa.R.A.P. 1925(a).

Background

On October 9, 2020, Plaintiffs Johanna Swart and Madeliene Heyns initiated this action by filing a writ of summons against Defendants UPMC Pinnacle Hospitals, Orthopedic Institute of Pennsylvania and Ronald W. Lippe, M.D. They later filed a Complaint sounding in medical negligence, in which the asserted that Plaintiff Swart underwent her first total right hip replacement surgery November 17, 2015, performed by Defendant Dr. Lippe of Orthopedic Institute of Pennsylvania, at Pinnacle Hospital. Plaintiffs allege Dr. Lippe used implants of an improper length. On December 21, 2016, Dr. Lippe treated Plaintiff for continued pain and conducted a right hip aspiration. At that time, Plaintiff's pain was worse with activities, standing and walking was difficult, that she was at the point that she could barely work, that her range of motion was decreased and that she was walking with a walker. Dr. Lippe diagnosed her with having a loose femoral component and that she needed a second total right hip replacement surgery. Plaintiff understood this to mean that Dr. Lippe would be putting in a longer stem.

On January 17, 2017, Dr. Lippe preformed a second total hip replacement surgery at Pinnacle Hospital, allegedly failing to correct Plaintiff's leg length discrepancy. She complained post-surgery that her right leg was still shorter than her left leg and that Dr. Lippe refused to address her concerns or measure her legs. Plaintiff Swart further pled:

68. On or around December 4, 2017, Plaintiff was fed up with being in pain almost constantly for two years since her first hip surgery by Dr. Lippe in 2015. So her primary physician referred her to Dr. Curran at OSS Health. He documented in his report that she was experiencing instability of her leg, her femoral head had collapsed, that she still uses a cane, and that her legs were two different lengths. He referred her to Dr. Margetas at his practice.

71. On or around January 3, 2018, Dr. Margetas from O.S.S. Orthopedic Health ... treated Plaintiff who told him that she could no longer deal with the pain and that she was experiencing numbness and tingling and weakness in her hip and thigh. He confirmed that her legs were different lengths which caused her limping

72. On or around January 3, 2018, Defendant Lippe treated Plaintiff and upon her desperate request and her telling him that Dr. Margetas agreed with her, Defendant Lippe finally measured her leg lengths and agreed that there was a discrepancy in the lengths. He prescribed her to get a ¼ inch shoe lift. This was the first time after the last surgery that Defendant Lippe asked to see her walk. The last time he did this was right after her first surgery.

79. On or around July 9, 2018, Plaintiff was treated by orthopedic doctor, Hennie Bosch. He diagnosed her with a loose femoral stem with unequal leg lengths. He documented that the tip of the greater tuberosity which Defendant Lippe inserted was quite high which will cause the abductors not to function properly [and] subsequently present a shorter leg.

81. On or around October 10, 2018, Plaintiff underwent her third hip replacement surgery. This time the surgery was conducted by Dr. Joseph Alhadeff from OSS. He used a different system than Defendant Lippe. He reported that during surgery her femoral components were so loose that it lifted out easily and quickly.

86. Diagnostics after the first two surgeries visually show the neck of stem [Dr. Lippe] implanted was too short and made her legs uneven; yet Defendant Lippe failed to ever address this on his own.

In Counts 1, 2 and 3, Plaintiff Swart asserted a claim against each of the three Defendants, respectively, for medical negligence, including claims against the corporate Defendants based upon vicarious liability and/or respondeat superior. In Counts 4, 5 and 6, Plaintiff Heyns asserted a claim for loss of consortium against each of the three Defendants.

After preliminary objections were resolved, the Defendants Dr. Lippe and OIP, and Pinnacle Hospital, separately, raised as affirmative defenses that Plaintiffs' claims were barred by the two-year statute of limitations applicable to personal injury claims. 42 Pa. C.S.A. § 5524(2). After the pleadings were closed, the parties conducted discovery. On November 18, 2022, Defendants filed a Joint Motion for Summary Judgment and a brief in support, seeking dismissal of Plaintiffs' action as having been filed beyond the two-year statute of limitations. Plaintiffs filed a Response and brief in opposition on December 27, 2022.¹ After Defendants filed a reply brief, this Court held oral argument. Following argument, this Court granted summary judgment in Defendants' favor, issuing the following:

ORDER

AND NOW, this 10th day of February 2023, with the benefit of briefs and oral argument, Defendants' Joint Motion for Summary Judgment of All Defendants Based on the Statute of Limitations is **GRANTED**.

Recognizing that Summary Judgement is a drastic remedy to be granted only in the clearest cases, resolving all (if any) doubt in favor of denying Summary Judgment and viewing the evidence in a light most favorable to Plaintiffs, the Court finds no genuine issue of material fact regarding the Statute of Limitations and timeliness of the Writ of Summons by which this matter was initiated. This is the clearest case.

It is not disputed that Plaintiffs initiated this matter more than two years after the date of Plaintiff Swart's alleged injury and that Plaintiffs rely upon the Discovery Rule exception to permit their action to proceed. The Court will resist the temptation to find,

¹ The Response and brief were filed by Plaintiffs' current attorney Thomas Archer, who replaced Plaintiffs' first attorney, who withdrew her appearance on November 4, 2022.

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as a matter of law, that Plaintiff Swart had actual knowledge of her injury and its precise cause well before October 10, 2018, as that need not be the focus of our analysis. In evaluating the timeliness of this matter, the Court must apply the objective, inquiry notice standard and rejects the definitive diagnosis standard upon which Plaintiffs' Counsel relies, by which Plaintiffs argue that the statute did not begin to run until October 10, 2018. The Court finds, as a matter of law, that through the exercise of reasonable diligence, the injury and its cause were apparent to Plaintiff Swart and that the Plaintiffs failed to initiate suit within the prescribed period.

Summary Judgment is thus entered in favor of Defendants UPMC Pinnacle Hospital, Orthopedic Institute of Pennsylvania and Ronald W. Lippe, M.D., on all claims pled against them. Plaintiff Swart's direct claim and Plaintiff Heyns' derivative claims are **DISMISSED**, with Prejudice.

On March 8, 2023, Plaintiffs filed a timely appeal to the Superior Court (No. 387 MDA 2023) from the Order dismissing their medical negligence action.

Legal Discussion

Under Rule of Civil Procedure 1035.2, after the relevant pleadings are closed, but within such time as not to unreasonably delay trial, any party may move for summary judgment in whole or in part as a matter of law whenever there is no genuine issue of any material fact as to a necessary element of the cause of action or defense which could be established by additional discovery or expert report. Pa.R.C.P. 1035.2(1). A motion for summary judgment under Rule 1035.2 is based on an evidentiary record which entitles the moving party to judgment as a matter of law. *Id.* (Note); see also, Reliance Ins. Co. v. IRPC, Inc., 904 A.2d 912, 914 (Pa. Super. 2006). The moving party has the burden of proving that no genuine issues of material fact exist. *Reliance Ins. Co.* at 914. In determining whether to grant summary judgment, the trial court must view the record in the light most favorable to the non-moving party and must resolve all doubts as to the existence of a genuine issue of material fact against the moving party. *Id.* at 914-15. Therefore, summary judgment is proper only when the uncontroverted allegations in the pleadings, depositions, answers to interrogatories, admissions of record, and submitted affidavits demonstrate that no genuine issue of material fact exists, and that the moving party is entitled to judgment as a matter of law. *Id.* 915. In reviewing a summary judgment motion, this court must accept the non-moving party's evidence and all reasonable inferences deducible therefrom as true. *Schindler v. Sofamor, Inc.*, 774 A.2d 765, 775 n. 11 (Pa. Super. 2001). Summary judgment is proper where "an adverse party who will bear the burden of proof at trial has failed to produce evidence of facts essential to a cause of action or defense in which a jury trial would require the issues to be submitted to a jury." Pa.R.C.P. 1035.2(2); see also, Kee v. Pa. Tpk. Comm'n, 722 A.2d 1123, 1125 (Pa. Commw. Ct. 1998) (the party "seeking to avoid the imposition of summary judgment must show by specific facts in their depositions, answers to interrogatories, admissions or affidavits that there is a genuine issue for trial.").

Summary judgment based upon the statute of limitations should be granted where a plaintiff fails to plead facts sufficient to toll the statute, admits facts sufficient to concede the statute of limitations defense, fails in her response to show that a genuine issue of material fact exists or proffers evidence that is inherently unreliable. *Taylor v. Tukanowicz*, 435 A.2d 181, 184 (Pa. Super. 1981).

As noted above, an action to recover damages to a person for personal injuries caused by the negligence of another is two years. 42 Pa.C.S.A. § 5524(2). As recently summarized by our Supreme Court in Rice v. Diocese of Altoona-Johnstown:

Generally speaking, statutes of limitations are rules of law that set time limits for bringing legal claims." Nicole B. v. Sch. Dist. of Phila., -- Pa.--, 237 A.3d 986, 993-94 (2020). The time to file begins running 'from the time the cause of action accrued[.]' 42 Pa.C.S. § 5502(a). Normally, a cause of action accrues "when an injury is inflicted." Wilson [v. El-Daief], 964 A.2d 356, 361 (Pa. 2009)]. **Thus, the clock "begins to run as soon as the right to institute and maintain a suit arises; lack of knowledge, mistake or misunderstanding do not toll the running of the statute of limitations[.]"** Pocono Int'l Raceway, Inc. v. Pocono Produce, Inc., 503 Pa. 80, 468 A.2d 468, 471 (1983) (citations omitted). If the plaintiff fails to file before the clock expires, the statute of limitations bars the suit.

Rice v. Diocese of Altoona-Johnstown, 255 A.3d 237, 246-47 (Pa. 2021) (emphasis added).

Plaintiffs' allegations of negligence against Dr. Lippe, upon which all claims of negligence are based as to all Defendants, rest upon assertions that Dr. Lippe inserted prosthetics that were too short during each of Plaintiff's right hip replacement surgeries, on November 17, 2015 and January 17, 2017, respectively, which resulted in her right leg being shorter than her left. Plaintiff Swart asserted that after her second surgery, her pain remained relentless until her third surgery on October 10, 2018. Plaintiffs initiated their action on October 9, 2020, when they filed their writ of summons, two years less a day from the date of Plaintiff Swart's third surgery.

Defendants argued that the record clearly showed that the very latest Plaintiffs' action accrued was on or around July 9, 2018, after Plaintiff Swart obtained a third orthopedic surgeon's opinion, confirming earlier opinions she obtained from two other doctors in late 2017 and early 2018, that the hip replacement components used by Dr. Lippe were too short and caused Plaintiff Swart's shorter right leg and corresponding pain. Thus, the latest that Plaintiffs could have instituted their action, according to Defendants, was July 8, 2020. Plaintiffs argued that under the discovery rule, their negligence action did not accrue until after Swart's third surgery on October 10, 2018, during which Dr. Lippe's negligence was confirmed. As such, Plaintiffs argued they had until October 9, 2020, to commence their action, and that they so complied.

"In certain cases involving latent injury, and/or instances in which the causal connection between an injury and another's conduct is not apparent, the discovery rule may operate to toll the statute of limitations until the plaintiff discovers, or reasonably should discover, that she has been injured and that her injury has been caused by another party's conduct." Wilson v. El-Daief, 964 A.2d 354, 361-62 (Pa. 2009). As an exception to the general rule, the discovery rule "originated in cases where the plaintiff's injury or its cause was neither known nor reasonably ascertainable." Nicolaou v. Martin, 195 A.3d 880, 892 (Pa. 2018).

Under Pennsylvania law, the test which this Court applied to determine when Plaintiffs' right of action accrued under the discovery rule is the objective, inquiry standard, explained in Rice as follows:

... the discovery rule, "tolls the statute of limitations when an injury or its cause is not reasonably knowable." In re Risperdal Litig., - Pa. -, 223 A.3d 633, 640 (2019). The purpose of this rule is clear: to "ensure that persons who are reasonably unaware of an injury that is not immediately ascertainable have essentially the same

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rights as those who suffer an immediately ascertainable injury.” *Nicolaou*, 195 A.3d at 892 n.13. **The plaintiff’s inability to know of the injury must be “despite the exercise of reasonable diligence[.]”** *Fine*, 870 A.2d at 858. **This “is not an absolute standard, but is what is expected from a party who has been given reason to inform himself of the facts upon which his right to recovery is premised.”** *Id.*

In *Wilson*, we explained that two competing approaches have developed to the discovery rule. The more liberal approach, favorable to plaintiffs, “key[s] the commencement of the limitations period to such time as the plaintiff has actual or constructive knowledge of her cause of action.” *Wilson*, 964 A.2d at 363 (citation omitted). In contrast, **the stricter and less plaintiff favorable “inquiry notice” approach “t[ies] commencement of the limitations period to actual or constructive knowledge of at least some form of significant harm and of a factual cause linked to another’s conduct, without the necessity of notice of the full extent of the injury, the fact of actual negligence, or precise cause.”** *Id.* at 364. **Pennsylvania’s formulation of the discovery rule reflects the narrower of the two overarching approaches[.]”** *Id.*

Rice at 247 (emphasis added).

“The polestar of the Pennsylvania discovery rule is not a plaintiff’s actual acquisition of knowledge but whether the information, through the exercise of due diligence, was knowable to the plaintiff. The failure to make inquiry when information is available is failure to exercise reasonable diligence as a matter of law.” *DiDomizio v. Jefferson Pulmonary Assocs.*, 280 A.3d 1039, 1046 (Pa.Super. 2022) (quoting *Borough of Mifflinburg v. Heim*, 705 A.2d 456, 467 (Pa. Super. 1997)).

As discussed above, this Court held that the statute of limitations barred Plaintiffs’ action. In so deciding, we relied upon the substantial compilation of record evidence presented to the Court unequivocally reflecting that “the injury and its cause were apparent to Plaintiff Swart and that the Plaintiffs failed to initiate suit within the prescribed period.” In its brief in support of its summary judgment motion, Defendants set forth in great detail the relevant record on this point. This compilation accurately and fully sets forth the record upon which this Court relied, and found dispositive, as excerpted from Defendants’ brief:

Mrs. Swart is a high school graduate. [Summary Judgment Motion Exbt. G (Dep. Johanna Swart (April 8, 2022)) at p. 47, lines 5-11]. She underwent emergency medical training. *Id.* at p. 48, lines 1-6. Mrs. Swart also has “a lot of experience in a lot of things.” *Id.* at p. 46, line 18 - p. 47, line 4. She has worked in banking, photography, “as a representative for a large company in South Africa” and at Rite Aid as a Pharmacy Technician, all before the relevant time in this matter. *Id.* at p. 49, line 10 - p. 50, line 3; and p. 34, line 21 - p. 35, line 13.

[Deposition Testimony of Plaintiff Swart]

Q So you’re doing good. At that point you’re several months after the first hip replacement [Nov. 17, 2015]. You’re having pain. You’re uncomfortable. Are you questioning at that point whether something had been done wrong surgically?

A That’s correct. Yes, I did.

Id. at p. 61, lines 16-21.

Q Okay. All right. So September of 2016 you’re starting to question-

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A Yeah.

Q - the surgery?

A Because it's now a year and it's not what I thought I'm going to be after at least a year.

Id. at p. 62, lines 17-22.

Q **So we are now to the second surgery performed by Dr. Lippe on January 17 of 2017.** And if you look at paragraph 39 on page 9 of the complaint, it establishes that the surgery was performed on that date; **and at the end it says upon information and belief he still failed to correct the leg length discrepancy?**

A Yes.

Q **So how soon after the revision surgery on January 17 of 2017 did you come to the conclusion that the leg length discrepancy was not corrected?**

A Immediately.

Id. at p. 79, line 15 -p. 80, line 1.

...

Q So, I mean, we've established that you stopped trusting Dr. Lippe and you lost confidence in him. And after the second surgery was performed and you continued to have worse pain and leg length inequality, I mean, is it fair to say not only did you lose confidence in him but you believed that he did something wrong?

A Yes, I did.

Id. at p. 110, lines 16-23.

Q **And after the second surgery was the leg length discrepancy worse than it was before?**

A Yes. Absolutely.

Q **Okay. So the plan was to fix it in the second surgery and afterwards it was actually worse?**

A Correct.

Id. at p. 173, line 23 -p. 174, line 3.

Q ... [Complaint] Paragraph 52. **May 17 of 2017 you informed Dr. Lippe that you could not walk without being on narcotics as your pain was extreme?**

A Yes.

Q Okay. Do you remember that conversation with Dr. Lippe?

A I told him that I cannot drive. I cannot go to the store, nothing because I walk in the store like for a few minutes with a cart and then the next moment I've got this extreme pain. So then I must go sit or lie down. And all he was saying is take your pain meds when you need it.

I'm going to say it again after the second operation, it felt like he's sarcastic to me every time. I ask him I've got pain or I'm uncomfortable, and that is where we didn't ever have words to each other, but I felt uncomfortable to go on with him. I

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know he's a positive up and about guy, and he was just not the guy that I saw the first time.

Q **Fair to say you had lost trust in Dr. Lippe?**

A **I had lost my trust.** Even I just see that we are going through for another one so how many other ones will I get now, every second year a new hip replacement? And he just tried to convince me that everything is fine. I must just recover but recover was now in this state not any more recover for me. **It was now become a problem.**

Q **And you weren't believing what Dr. Lippe was saying?**

A **I didn't believe him. I really didn't believe him.**

Id. at p. 90, line 2-p. 91, line 9.

Q Mr. Mongiello asked you a few questions about after the second procedure done by Dr. Lippe [Jan. 17, 2017] you said there was a period of time where you knew that something wasn't done correctly?

A Yes.

Q How soon after that second procedure did you come to that realization?

A I think from my first visit after my second operation I told Dr. Lippe that something is not right. It feel worse than the first time. It just always felt that it was loose, something was loose in my leg.

Id. at p. 195, lines 1-12.

* * *

Q Did any of your family members or friends encourage you to contact a lawyer about possible malpractice by Dr. Lippe?

A No.

Q Okay. **You did that on your own when you started researching?**

A **I did it on my own and I talked about it with Madeleine. I said we have to do something about it. If I just can get that there was some mistake somewhere, if we can just attain that mistake, I don't want other people to go through the same things that I did.**

Id. at p. 178, line 25- p. 179, line 11.

Q ... So Dr. Bosch replaced both of Madeleine's –

A That's correct.

Q - mother's hips?

A Yeah, that's correct.

Q **And her experience was what, quick recovery, no issues?**

A **Yeah, no issues.** She's 81 now and she still is a hundred percent. No uncomfortableness, no nothing. ...

Q When did Dr. Bosch replace Madeleine's mother's hips?

A If I'm correct it was in the same period of time that Dr. Lippe was doing mine.

Q Did you ever speak to Madeleine's mother about her experience?

A I heard what they talked, yeah. I was visiting and all that. We do not have personal contact. I do not have personal contact with Madeleine's mother, but in the talking and in the conversations when I was there I could hear it was excellent and it was good.

Q So secondhand you learned her experience?

A That's correct.

Q Did you learn what the recovery period was for Madeleine's mother after each of her hip replacements?

A Before she went for a second one, I think it was six months apart. She was already 100 percent. She liked gardening and be outside; and she was just walking 100 percent, no cane, no nothing from the start. I cannot remember that I ever heard that she was walking with a walker or a cane. I cannot remember now.

Q And is it fair to say that again you learning of that experience was causing you to question whether Dr. Lippe performed the surgery correctly, the original hip replacement?

A Absolutely. Yes.

Id. at p. 74, line 13 -p. 76, line 7.

Q Okay. Paragraph 68 on page 13 [of the Complaint], on or about December 4 [, 2017] Plaintiff was fed up with being in pain almost constantly for two years since her first hip surgery by Dr. Lippe in 2015. So her primary physician referred her to Dr. Curran, C-U-R-R-A-N, at OSS Health. At this point Dr. Frantz referred you for a second opinion?

A That's correct.

Q Okay. And that was upon your request?

A Yes.

Q Okay. And at that point did she agree that a second opinion was indicated?

A Yes.

Q Dr. Curran documented in his report that you were experiencing instability of the leg, the femoral head had collapsed, you were still using a cane, and that your legs were two different lengths?

A Yes.

Q So at that point you go for a second opinion, and Dr. Curran agrees that the leg lengths are unequal?

A That's correct.

Id. at p. 97, line 7- p. 98, line 3.

Q Okay. So at that point your observation that your right leg was shorter than your left had been verified by another physician?

A That's correct.

Q Okay. And one of the goals of the revision surgery was to correct that leg length inequality?

A Yes.

Id. at p. 98, lines 17-24.

Q ... but when is it that you first retained a lawyer regarding your hip, just the time frame?

...

A Definitely after the second surgery [January 17, 2017].

Q Okay. And then my next question is, can you estimate reasonably how soon after the second surgery you consulted a lawyer?

A If I must say prior to my third operation [October 10, 2018], my next opinion, doctor opinion that I got, I cannot tell the date or time, year.

Q But prior to getting the second opinion from Dr. Curran [Dec. 4, 2017]?

A Yeah, maybe. Yeah.

Q And you consulted counsel because you had concerns about a hip replacement and a revision hip replacement that failed?

A Yes.

Id. at p. 149, line 21 -p. 150, line 19.

Q Okay. And at least in your mind it's now verified Dr. Lippe was supposed to correct my leg length inequality but he didn't do that, and I have another physician telling me that?

A Yes.

Q ... January 3, 2018, you see Dr. Margetas at OSS Health. You told him you could no longer deal with the pain. You were experiencing numbness and tingling and weakness in your hip and thigh?

A Yes.

Q Now, Dr. Margetas confirmed that your leg lengths were unequal which was causing you to limp?

A Yes.

Id. at p. 99, lines 5-19.

Q Okay. But again in your mind you're now basically getting a third opinion and Dr. Margetas is saying yeah, you're right. Your leg lengths are unequal. That's what's causing your limping and pain?

A Yes.

Id. at p. 100, lines 20-25.

Q What to your recollection did Dr. Lippe say [on Jan. 3, 2018] when you told him look, I saw Dr. Margetas and he agrees that

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I have a leg length discrepancy and you haven't believed me on that? What was that conversation?

A Again it felt like Dr. Lippe was sarcastic; and the way that he said to me so if this is your opinion and you want to go with him, I can do nothing about it and you must go to him. And I said since then -- then I realized I will never, ever in my life go back to him for a third, fourth, fifth, tenth operation again. And I will never, ever try to convince anybody to go with him for operations. **I didn't believe him anymore.** There was nothing he could do about my believing in him.

Q So that was at or about the time you saw Dr. Lippe [on Jan. 3, 2018] after you got an opinion from Dr. Margetas?

A That's correct.

Q Okay. You lost all faith at that point?

A Absolutely.

Q **And did you at least at that point believe in your mind Dr. Lippe did something wrong here, that's why I'm here?**

A **I did.**

Id. at p. 103, line 6- p. 104, line 6.

Q The OIP records also establish on that same date, January 3 of 2018, you again requested your records from OIP, the entire chart, test results, all written results of any x-rays or MRIs, please mail. Do you remember doing that?

A Yes.

Id. at p. 159, line 24- p. 160, line 4. [Footnote omitted]

Q Okay. **Is it fair to say that on January 3, 2018, you see Dr. Margetas, you see Dr. Lippe in the afternoon, that you were comparing their opinions about the leg length discrepancy at this point?**

A **Oh, yeah. That's fair.**

Id. at p. 160, lines 8-13.

Q ... **July 9, 2018**, that's when you see Dr. Bosch in South Africa, which I guess is the next orthopedic visit after January of 2018?

A I only see Dr. Bosch once.

Q Okay. That one occasion. **Dr. Bosch noted clinically believes that she has a loose femoral stem. So you were telling Dr. Bosch I think the stem is loose. Is that fair --**

A **Yes, I did.**

Id. at p. 163, line 25-p. 164, line 9.

Q Yeah. **And Dr. Bosch noted clinically and radiographically I'm convinced that the stem is loose?**

A Yes.

Q To further confirm this, a bone scintigraphy might be necessary which will confirm that it's loose. **But Dr. Bosch's conclusion was, yes, the stem is loose in July of 2018?**

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A **That's correct.**

Q **And that's what you had been thinking all along in your mind?**

A **Yes.**

Id. at p. 164, line 23 - p. 165, line 9.

Q And Dr. Bosch on July 9, 2018, diagnosed you with a loose femoral stem of unequal lengths?

A That's correct. I took the same x-rays that I got from Dr. Lippe, the last ones, I took to Dr. Bosch and that his final note was also that this thing is loose.

Q **Okay. So you took the last x-rays that had been done before that date by Dr. Lippe to Dr. Bosch in South Africa. He looked at those films and told you your femoral stem is loose and your leg lengths are unequal?**

A **Yes.**

Q **And the loose femoral stem and the lengths being unequal, I mean, they were basically Dr. Lippe's surgical goals in the revision that had failed?**

A **Yes.**

Q Okay. Dr. Bosch documented that the tip of the greater tuberosity that Dr. Lippe inserted was quite high which will cause the abductors not to function properly and subsequently present as a shorter leg. Did Dr. Bosch tell you those things?

A Yeah, we talk about it.

Q Okay. Tell me about that conversation about the tuberosity and maybe he didn't use that term but one of the components being inserted quite high and what the effect of that was.

A **He said that it definitely was loose, and he couldn't tell me that if it's possible that I can feel it that it's loose. He asked me why didn't Dr. Lippe cement the prosthesis into your leg. I said I have no idea. He asked if we ever discuss the fact that Dr. Lippe could use different material, different prosthesis. I said he only discuss one prosthesis with me and that was it.**

Id. at p. 105, line 19 - p. 107, line 4.

Q You recognize these envelopes, ma'am?

A Yes.

Q Okay. **And are these the envelopes to which you sent communications to a Mr. Jimmy Almond --**

A **That's correct.**

Q **-- at Johnson Law Group in Houston, Texas?**

A **Yes.**

Q **And on Exhibit 4 in particular, do you agree the postmark indicates that it was sent on July 24 of 2018?**

A **Yeah.**

Q Okay. And obviously you weren't sending your prosthesis in these envelopes?

A No, no. I didn't have the prosthesis.

Q That's right. So this was just some other --

A Just documentation.

Id. at p. 152, line 25 - p. 153, line 17 and at Exhibit "4" thereto.

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Q Okay. **But [back in July of 2018,] Dr. Bosch did tell you that the stem had been inserted too high?**

A **Yeah.**

Q Okay. So then Dr. Alhadeff does the third surgery, second revision to your total right hip on October 10 of 2018?

A. That's correct.

Id. at p. 108, lines 15-21.

Q Okay. **So to kind of sum this up, Dr. Lippe does the first surgery. Your perception is it's not going well. You still have confidence and trust. You allow him to do a revision. Immediately after the revision [on Jan. 17, 2017] you know it's bad.**

A **Yes.**

Q **You think there was a mistake made and you're investigating, is that correct?**

A **Yes. Correct.**

Id. at p. 187, line 19- p. 188, line 2.

[Deposition Testimony of Plaintiff Heyns]

...

Q And I believe Johanna[Swart's] testimony was that she knew that shortly after the second surgery [by Dr. Lippe] something wasn't right.

A Yes.

Q Okay. Did you [have] that same feeling as well?

A Yes.

[Summary judgment motion, Exbt. H (Dep. of M. Heyns, 4/12/22, at pp. 30-31)]

[Typewritten Notes of Plaintiff Swart]

In discovery, Plaintiffs have produced a detailed chronology of relevant events as authored by Mrs. Swart [as follows]:

* * *

10/13/17

I finally realized that I had to resign from Rite Aid as a Technician. I loved my job, the interaction with people and the environment. I was sad and upset, but I had to make the decision because **walking was still very important in the execution of my job, and I couldn't do it. The pain was very severe, and the pain medication wasn't working for me anymore.**

...

Sleeping and turning in bed became a major effort. When I go to bed I have to grab my leg and lift it into bed. Sleeping on my right side is not without pain. When I turn around in bed at night, I wake myself screaming with pain. The only way for me to turn in bed is to hold onto my leg and then turn.

12/04/17

Dr Kathryn Frantz referred me to Dr Todd Curran, OSS Health, Mechanicsburg, PA. (Summary of Visit- Attachment 2). **Dr Curran listened to me, then did a simple examination, and he**

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confirmed that he could see that my right leg was visibly shorter than the left leg, without even having done any measurement. He told us that he was not going to do any hip revision, but if we wanted to go that route and discuss it, he would refer us to another orthopedic surgeon. He then referred me to Dr George Margetas, OSS Health, Mechanicsburg, Pa.

01/03/18

I had an appointment Dr George Margetas, OSS Mechanicsburg, PA, on the morning of 01/03/2018. (Summary of visit Attachment 3). **Dr Margetas confirmed that my right leg was at least 2 cm shorter than my left leg, and that could be the reason for my limping.**

01/03/18

On the same day (01/03/2018) I had an appointment with Dr Ronald Lippe, in the afternoon. ...

My spouse, Madeleine Heyns, asked Dr Lippe to examine me, the same way Dr Curran examined me, to see for himself that I didn't have any strength in my leg and also to see that the right leg was shorter than the left leg. He did so reluctantly, or so it seemed. He was quite surprised to see the lack of strength in my leg. But he still did not know or could tell us what caused the pain. To our surprise, he did not mention anything about possible damage to the muscles or nerves during the surgeries. When we left his rooms, my spouse asked him to look at the way I was walking. I think that was the first time after the second operation that he saw me walk. **In all the time I visited him, he only once asked me to get up and walk so that he can see how I walked. That was just after the first operation.**

This was my last visit to Dr Ronald Lippe and also my last visit at OIP. **Now I was walking permanently with a cane or a walker. I need support to walk. I could do 3 or 4 steps without the cane but then I need the support to walk straight and with less pain. I have a lot of pain** and I have trouble identifying the spot where the pain is on my right leg.

At this last visit, all Dr Ronald Lippe did, was ask me again to rest the leg as much as possible, to do nothing for 2 or 3 months. ... After weeks of following his instructions, nothing felt better. I started losing trust in him. I was depressed and low in spirit, and I started losing hope in walking decently again. ...

...

In the meantime I struggle to do daily chores at home. To Shower and get dressed is not easy. Walking, sitting, climbing stairs, driving and even resting is now a major effort. My spouse suggested I use KT sport tape for pain relief. It helps a little for the pain.

...

05/10/18

On 05/10/2018 I started again taking Celecoxib 200 mg, because the my pain is just severe. I do not want any more strong painkillers like Oxycodone or Hydrocodone. They don't actually help, they just make me tired, miserable and grumpy.

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We went to Rob's shoe shop on 05/10/2018 to have 2 pairs of my shoes fixed to do the shoe lift that Dr Lippe and Dr Curran now suggested after 2 failed hip replacement surgeries. I feel so despondent, but we decided to do this as well, so that we have now followed all the instructions given to us by these 2 orthopedic surgeons, specialists in the field of orthopedic medicine. **I am very upset, because I don't think this is right. Why could Dr Lippe not get the surgery right the second time? I feel that the level of care that I have received is not what anyone should expect from an orthopedic surgeon.** Dr Lippe boasted that he does about 200 hip replacements a year. Now that is about 4 per week! I can't see how he can give proper attention to his patients. **He definitely does not know what to do when things go wrong, like it did with my surgeries. I feel that [I] did not get the proper medical attention from Dr Lippe.**

I want to walk properly again, without a cane or a walker. I don't want to be disabled for the rest of my life. I want to be able to work again. I want to be free of pain again. I just don't know whom I can trust to fix this problem for me.

[Summary Judgment Motion, Exbt. I]

* * *

(Defendants' Brief in Support of Summary Judgment Motion, pp. 5-18 (emphasis and highlighting added))

To summarize, Plaintiff Swart testified at her deposition and further documented her thoughts in written notes, as follows:

- She agreed at her deposition that she knew "immediately" after the second surgery on January 17, 2017 that her leg length discrepancy had not been corrected by Dr. Lippe and that the leg length discrepancy was "absolutely" worse than before.
- After the second surgery, Plaintiff Swart agreed that it was fair to say that "not only did [she] lose confidence in [Dr. Lippe] but [she] believed that he did something wrong."
- Plaintiff Swart realized by the time of her first appointment with Dr. Lippe following her second surgery with him that "something wasn't done correctly" and it was "worse than the first time."
- After the second surgery, but prior to the third surgery, Plaintiff Swart became aware that her mother-in-law, who had hip replacement surgeries during the same time frame, was progressing to the point she was "100 percent" and that this knowledge "absolutely" caused her to question whether Dr. Lippe performed the original hip replacement correctly.
- As a result of her continuing pain after the second surgery, Plaintiff actively sought a second opinion and her primary care physician thus referred her to Dr. Curran. On December 4, 2017, Dr. Curran confirmed her leg lengths were unequal, which Plaintiff agreed was a condition Dr. Lippe was supposed to correct.
- On January 3, 2018, Plaintiff Swart obtained a third opinion from Dr. Margetas who confirmed her leg lengths were unequal. She additionally agreed at her

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deposition that as of that date, “Dr. Lippe did something wrong” and that she had “lost all faith” in him.

- On July 9, 2018, at her appointment with Dr. Bosch, Plaintiff Swart told him she believed she had a loose femoral stem, which Dr. Bosch confirmed. Dr. Bosch told her the stem had been inserted too high. He also asked her at that appointment why Dr. Lippe had not cemented the prosthesis into her leg.
- After the second surgery, but prior to the third surgery, Plaintiff Swart began to consider contacting a lawyer to find out if “there was some mistake somewhere” and that she did in fact consult with a lawyer “prior to [her] third operation.” She “consulted counsel because [she] had concerns about a hip replacement and a revision hip replacement that failed.” Plaintiff Swart mailed documentation to an attorney with a Houston, Texas law firm on July 24, 2018.
- In summary of Plaintiff Swart’s deposition testimony, she agreed that “[i]mmediately after the revision [(second surgery) she knew] it’s bad” and also that “[she thought] there was a mistake made and [she was] investigating it.”
- In handwritten notes dated May 10, 2018, Plaintiff Swart wrote that she obtained shoe lifts due to “2 failed hip replacement surgeries.” She further chronicled her belief that Dr. Lippe “did not get the surgery right the second time” and that “the level of care that I have received is not what anyone should expect from an orthopedic surgeon.” She concluded that Dr. Lippe “definitely does not know what to do when things go wrong, like it did with my surgeries.”

This record unequivocally reflected actual knowledge by Plaintiff Swart of some form of significant harm and of a factual cause linked to Dr. Lippe’s conduct, “without the necessity of notice of the full extent of the injury, the fact of actual negligence, or precise cause.” Rice at 247 (citation omitted). Plaintiff Swart consistently testified at her deposition, without any contradiction or ambiguity, that she knew no later than July 9, 2018, that she was suffering from significant pain, leg length discrepancy and corresponding physical limitations following her second surgery and that she believed that this harm was caused by Dr. Lippe’s second surgery, which beliefs were confirmed to her by other doctors. Plaintiffs have failed to otherwise show by specific facts in their depositions, answers to interrogatories, admissions or affidavits that there are any genuine issues for trial.

The record clearly showed that Plaintiffs’ action accrued no later than July 9, 2018. Because Plaintiffs did not commence their suit until October 9, 2020, the action was filed beyond the two-year statute of limitations. Accordingly, this Court entered judgment in favor of the Defendants and dismissed Plaintiffs’ Complaint.

ESTATE & TRUST NOTICES

FIRST PUBLICATION

ESTATE OF STEPHEN M. DRIZOS, SR. a/k/a STEPHEN MICHAEL DRIZOS, STEPHEN M. DRIZOS, late of Susquehanna Township, Dauphin County, PA (died: March 9, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executor: Stephen M. Drizos, Jr., 134 Rose Avenue, Canonsburg, PA 15317

Attorney: Richard L. Osberg, III, Esquire, 1900 Main Street, Suite 225, Canonsburg, PA 15317 m12-26

ESTATE OF TERRY SMITH, a/k/a TERRY M. SMITH, late of Lower Paxton Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administratrix or attorney, and all persons indebted to the decedent to make payment to the Administratrix without delay.

Administratrix: Bonnie S. Hammaker, 1034 Mountindale Dr., Marysville, PA 17053

Attorney: Adam R. Deluca, Esquire, Stone LaFaver & Shekletski, PO Box E, New Cumberland, PA 17070 m12-26

ESTATE OF GERTRUDE SAUNDERS, late of Steelton Borough, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Karen D. Saunders, c/o Appel Yost & Zee LLP, 33 North Duke Street, Lancaster PA 17602

Attorney: Jeffrey P. Ouellet, Esquire, Appel Yost & Zee LLP, 33 North Duke Street, Lancaster PA 17602 m12-26

ESTATE OF BARBARA M. MICHEL, late of Hershey, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Jodi L. Fanus, c/o Estate of Barbara M. Michel, Barley Snyder, Attorneys at Law, 1601 Cornwall Road, Lebanon, PA 17042

m12-26

SECOND PUBLICATION

ESTATE OF DALE MUSICK a/k/a DALE R. MUSICK, late of Lykens Borough, Dauphin County, PA (died: February 18, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Steven Musick, 73 Cedar Street, Bellefonte, PA 16823

Attorney: Terrence J. Kerwin, Esquire, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethtown, PA 17023 m5-19

ESTATE OF MARION E. KAUFFMAN, late of Lower Paxton Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Adam R. Deluca, Esquire, PO Box E, New Cumberland, PA 17070 m5-19

ESTATE OF JOAN KOLISH, late of Halifax Township, Dauphin County, PA (died: April 13, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Executors or attorney, and all persons indebted to the decedent to make payment to the Co-Executors without delay.

Co-Executors: Julie I. Hoffman, 56 Fellowship Drive, Halifax, PA 17032; Joseph B.

Readinger, 3948 State Route 225,
Elizabethville, PA 17023

Attorney: Terrence J. Kerwin, Esquire,
Kerwin & Kerwin, LLP, 4245 State Route 209,
Elizabethville, PA 17023 m5-19

ESTATE OF SUZANNE B. SPEVACK, late
of Lower Paxton Township, Dauphin County,
PA (died: February 11, 2023)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Executor or attorney, and all persons
indebted to the decedent to make payment to the
Executor without delay.

Executor: RJ Spevack, 3952 Walnut Street,
Harrisburg, PA 17109 m5-19

ESTATE OF KANDACE C. FOLTZ, late of
Lower Paxton Township, Dauphin County, PA
(died: December 16, 2022)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Executor or attorney, and all persons
indebted to the decedent to make payment to the
Executor without delay.

Executor: Christopher P. Foltz, c/o Edward P.
Seeber, Esquire, JSDC Law Offices, Suite C-
400, 555 Gettysburg Pike, Mechanicsburg, PA
17055; 717-533-3280 m5-19

**ESTATE OF ROBERT.S. GRAUEL, SR.,
a/k/a ROBERT SPENCE GRAUEL**, late of
Derry Township, Dauphin County, PA (died:
April 5, 2023)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Executor or attorney, and all persons
indebted to the decedent to make payment to the
Executor without delay.

Executor: Robert S. Grauel, Jr., c/o Bruce J.
Warshawsky, Esquire, Cunningham, Chermicoff
& Warshawsky, P.C., P.O. Box 60457,
Harrisburg, PA 17106-0457 m5-19

**ESTATE OF RONALD LYNN
REIFSNYDER**, late of the Dauphin County,
PA

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to

the Administrator or attorney, and all persons
indebted to the decedent to make payment to the
Administrator without delay.

Administrator: Gregory R. Reed, 4303 Derry
Street, Harrisburg, PA 17111 m5-19

**ESTATE OF DORIS W. FUNK a/k/a
DORIS WYNKOOP FUNK**, late of Lower
Paxton Township, Dauphin County, PA

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Executrix or attorney, and all persons
indebted to the decedent to make payment to the
Executrix without delay.

Executrix: Deborah C. Funk, 4325 S. Victoria
Way, Harrisburg, PA 17112

Attorney: Butler Law Firm, 1007 Mumma
Road, Suite 101, Lemoyne, PA 17043 m5-19

**ESTATE OF ROSEMARY CONNOLLY
a/k/a ROSEMARY RUSSELL-
CONNOLLY**, late of Derry Township,
Dauphin County, PA (died: March 8, 2023)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Executor or attorney, and all persons
indebted to the decedent to make payment to the
Executor without delay.

Executor: John P. Russell, c/o Edward P.
Seeber, Esquire, JSDC Law Offices, Suite C-
400, 555 Gettysburg Pike, Mechanicsburg, PA
17055; 717-533-3280 m5-19

**ESTATE OF KEITH J. ZEIGER, a/k/a
KEITH J. ZEIGER, SR.**, late of Lower Paxton
Township, Dauphin County, PA

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Co-Executors or attorney, and all persons
indebted to the decedent to make payment to the
Co-Executors without delay.

Co-Executors: Angela L. Weader and Scott G.
Zeiger, c/o Lisa Marie Coyne, Esquire, COYNE
& COYNE, P.C., 3901 Market Street, Camp
Hill, PA 17011-4227 m5-19

ESTATE OF ROBERT S. CLUCK, late of
Harrisburg City, Dauphin County, PA

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims

against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Christa D. Newmaster, c/o Matthew A. McKnight, Esquire, Irwin & McKnight, P.C., 60 West Pomfret Street, Carlisle, PA 17013

Attorney: IRWIN & MCKNIGHT, P.C., 60 West Pomfret Street, Carlisle, PA 17013 m5-19

ESTATE OF SHIRLEY E. WENDAL, late of Middletown, Dauphin County, PA (died: March 3, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-administrators or attorney, and all persons indebted to the decedent to make payment to the Co-administrators without delay.

Co-administrators: Lori Smith & Evelyn Cain, 120 E. Eamus Street, Middletown, PA 17057 m5-19

ESTATE OF MARIO A. CORRADI a/k/a MARIO ANTHONY CORRADI, late of Lower Paxton Township, Dauphin County, PA (died: October 22, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Joyce A. Corradi, 2 Baker Avenue, Middletown, PA 17057

Attorney: George W. Porter, Esquire, 909 E. Chocolate Avenue, Hershey, PA 17033 m5-19

ESTATE OF MARY ANN DEIMLER a/k/a MARYANN DEIMLER, late of Middletown, Dauphin County, PA (died: April 3, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Wendy A. Deimler, 676 Browning Drive, Hummelstown, PA 17036

Attorney: George W. Porter, Esquire, 909 E. Chocolate Avenue, Hershey, PA 17033 m5-19

ESTATE OF JOAN A. RODICHOK, late of Williams Township, Dauphin County, PA (died: March 7, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Charles M. Rodichok, 144 East Street, Williamstown, PA 17098

Attorney: Joseph D. Kerwin, Esquire, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethville, PA 17023 m5-19

THIRD PUBLICATION

ESTATE OF LEONARD F. IARIA a/k/a LEONARD FRANK IARIA, late Harrisburg City, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Jeanie Rogers, 105 Miller Street, Enola, PA 17025

Attorney: Theresa L. Shade Wix, Esquire, Wix, Wenger & Weidner, 4705 Duke Street, Harrisburg, PA 17109-3041 a28-m12

ESTATE OF JEAN A. HOOVER a/k/a JEAN SCHLEGEL HOOVER, late of Washington Township, Dauphin County, PA (died: February 16, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Executors or attorney, and all persons indebted to the decedent to make payment to the Co-Executors without delay.

Co-Executors: Gregory D. Schlegel, 117 Hill Lane, Mechanicsburg, PA 17050; Scott T. Schlegel, 6008 Sommerton Drive, Mechanicsburg, PA 17050

Attorney: John R. Kerwin, Esquire, Kerwin & Kenvin, LLP, 4245 State Route 209, Elizabethville, PA 17023 a28-m12

ESTATE OF PAUL M. GEYER, late of Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby

given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Michael Geyer, 4801 E. Harrisburg Pike, Elizabethtown, PA 17022 a28-m12

ESTATE OF MICHAEL R. MEINSLER, late of West Hanover Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Ronald L. Meinsler, 307 Metz Rd., Thompsonstown, PA 17094

Attorney: Adam R. Deluca, Esquire, Stone LaFaver & Shekletski, PO Box E, New Cumberland, PA 17070 a28-m12

ESTATE OF MARGARET BELLE IRVIN, late of Swatara Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrices or attorney, and all persons indebted to the decedent to make payment to the Executrices without delay.

Executrices: Susan L. Prescott, 35 Cedar Drive, York Haven, PA 17370; Charlene R. Mika, 404 Hillside Avenue, New Cumberland, PA 17070

Attorney: David H. Stone, Esquire, Stone LaFaver & Shekletski, P.O. Box E, New Cumberland, PA 17070 a28-m12

ESTATE OF SANDRA M. YONTZ, late of South Hanover Township, Dauphin County, PA (died: March 1, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Sherri Lynn Yontz, 1091 Riverview Road, Dauphin, PA 17018

Attorney: A. Mark Winter, Esquire, JSDC Law Offices, 11 East Chocolate Avenue, Suite 300, Hershey, PA 17033; (717) 533-3280 a28-m12

ESTATE OF EDWARD LAWRENCE SCOTT, SR., late of Harrisburg, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Dorothy J. Scott, c/o David W. Crosson, Esq., Crosson Richetti & Daigle, LLC, 609 W. Hamilton St., Suite 210, Allentown, PA 18101

Attorney: Crosson Richetti & Daigle, LLC, 609 W. Hamilton St., Suite 210, Allentown, PA 18101 a28-m12

ESTATE OF MARLIN A. DIEFFENDERFER, late of Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Sandra L. Dieffenderfer, 19 Willow Circle, Hummelstown, PA 17036 a28-m12

ESTATE OF SHIRLEY JANE MILLER a/k/a SHIRLEY J. MILLER, late, of Upper Paxton Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Corey L. (Miller) Herman, c/o Andrew H. Shaw, Esquire, 2011 W. Trindle Road, Carlisle, PA 17013; (717) 243-7135 a28-m12

ESTATE OF DARLENE V. GRIFFITH, late of Derry Township, Dauphin County, PA (died: February 22, 2023)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Executors or attorney, and all persons indebted to the decedent to make payment to the Co-Executors without delay.

Co-Executors: Christine Griffith Wagner,

1779 Grove St., Hummelstown, PA 17036;
Randall Griffith, 180 Brushy Hill Rd., Danbury,
CT 06810 a28-m12

ESTATE OF SHAWN LEE GRIFFIN, late
of Dauphin County, PA (died: December 30,
2020)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Administrator or attorney, and all persons
indebted to the decedent to make payment to the
Administrator without delay.

Administrator: Shakur Neely

Attorney: Dominic Montagnese, Esquire, 624
North Front Street, Wormleysburg, PA 17043
a28-m12

ESTATE OF JERE W. DUNKLEBERGER,
late of Derry Township, Dauphin County, PA
(died: February 5, 2023)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Co-Executors or attorney, and all persons
indebted to the decedent to make payment to the
Co-Executors without delay.

Co-Executors: Lynn A. Gomer 1455
Woodhaven Dr., Hummelstown, PA 17036;
Kim A. Drawbaugh, 725 Hampton Ct.,
Harrisburg, PA 17112

Attorney: Jean D. Seibert, Esquire, Caldwell
& Kearns, PC, 3631 N. Front St., Harrisburg, PA
17110 a28-m12

ESTATE OF MARIE T. LEONARD, late of
the Lower Paxton Township, Dauphin County,
PA

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Executor or attorney, and all persons
indebted to the decedent to make payment to the
Executor without delay.

Executor: Thomas P. Leonard, 7644
Coriander Way, Harrisburg, PA 17112

Attorney: Theresa L. Shade Wix, Esquire,
Wix, Wenger & Weidner, 4705 Duke Street,
Harrisburg, PA 17109-3041 a28-m12

ESTATE OF JANE SUSAN BEECHER,
late of Harrisburg, PA (died: October 2, 2022)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby

given to request all persons having claims
against the decedent to make known the same to
the Executor or attorney, and all persons
indebted to the decedent to make payment to the
Executor without delay.

Executor: Joshua Wilson, 1873 Deerfield Dr.,
Dover, PA 17315 a28-m12

**ESTATE OF WILLIAM CHARLES
DIETZ**, late of Swatara Township, Dauphin
County, PA

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Personal Representative or attorney, and all
persons indebted to the decedent to make
payment to the Personal Representative without
delay.

Personal Representative: Janella E. Dietz,
1274 2nd Street, Oberlin, PA 17113

Attorney: Alexandra E. Otto, Esquire, Barley
Snyder, 213 Market Street, 12th Floor,
Harrisburg, PA 17101 a28-m12

ESTATE OF THERESA SCHLODYSNKE,
late of Lower Paxton Township, Dauphin
County, PA (died: March 23, 2023)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Executrix or attorney, and all persons
indebted to the decedent to make payment to the
Executrix without delay.

Executrix: Monica Mosey, 335 Yorkshire
Drive, Harrisburg, PA 17111-6936 a28-m12

**ESTATE OF ERMA D. GROFT a/k/a
ERMA MATILDA GROFT**, late of Dauphin
Borough, Dauphin County, PA

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby
given to request all persons having claims
against the decedent to make known the same to
the Executrix or attorney, and all persons
indebted to the decedent to make payment to the
Executrix without delay.

Executrix: Lucretia Crum, c/o Richard B.
Druby, Esquire, Nestico Druby, P.C., 1135 East
Chocolate Avenue, Suite 300, Hershey, PA
17033 a28-m12

ESTATE OF CYNTHIA STEWART, late of
Kings County, NY. (died: 4/6/20)

The Register of Wills has granted Letters on
the Estate of the Decedent. Notice is hereby

given to request all persons having claims against the decedent to make known the same to the Administratrix or attorney, and all persons indebted to the decedent to make payment to the Administratrix without delay.

Administratrix: Karin P. Powell, 2332 Snapdragon Point, East Stroudsburg, PA 18301
a28-m12

FIRST PUBLICATION

CORPORATE NOTICES

NOTICE IS HEREBY GIVEN that **akaCRM Inc.**, a foreign business corporation formed under the laws of the State of Colorado, received a Certificate of Authority/Foreign Registration in Pennsylvania on January 5, 2021, and will surrender its Certificate of Authority/Foreign Registration to do business in Pennsylvania.

Its last registered office in this Commonwealth was located at c/o Registered Agent Solutions, Inc. and the last registered office shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. m12

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or January 17, 2023, for: **Keystone Concepts Hospitality Group Inc.** c/o ZenBusiness Inc.

The corporation has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988, as amended. m12

NOTICE IS HEREBY GIVEN that **CHURCHILL CHINA, INC.**, a foreign business corporation formed under the laws of the State of Illinois, received a Certificate of Authority/Foreign Registration in Pennsylvania on July 6, 2005, and will surrender its Certificate of Authority/Foreign Registration to do business in Pennsylvania.

Its last registered office in this Commonwealth was located at c/o Corporation Service Company and the last registered office shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. m12

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of

Pennsylvania, at Harrisburg, PA on or about April 4, 2023, for a foreign corporation with a registered address in the Commonwealth of Pennsylvania as follows: **Ambrosi Food USA, Corp.** c/o Cogency Global Inc,

This corporation is incorporated under the laws of New York.

The address of its principal office is c/o Cogency Global, Inc., 600 N 2nd St., Harrisburg, PA 17101-1092.

The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended. m12

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about 1/13/2023 for a foreign corporation by the name of and with a registered address in the Commonwealth of Pennsylvania as follows: **Outdoor Voices Inc.** c/o Capitol Corporate Services, Inc.

This corporation is incorporated under the laws of Delaware.

The address of its principal office is 1637 E 2nd Street, Austin, TX 78702-4411

The corporation has been registered in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended. m12

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on 3/29/2023, for: **Herbal Tech Group Inc.** having a registered office address of c/o ZenBusiness Inc. The corporation has been incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988, as amended. m12

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about 4/7/2023 for a foreign corporation by the name of and with a registered address in the Commonwealth of Pennsylvania as follows: **SKYLINE PHARMACEUTICALS, INC.** c/o Registered Agent Solutions, Inc.

This corporation is incorporated under the laws of Florida.

The address of its principal office is 3323 W Commercial Blvd., Ste. 125, Fort Lauderdale, FL 33309-3409.

The corporation has been registered in

Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended.
m12

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about 4/24/2023 for a foreign corporation by the name of and with a registered address in the Commonwealth of Pennsylvania as follows: **Conquest Planning Inc. USA** c/o Capitol Corporate Services, Inc.

This corporation is incorporated under the laws of Delaware.

The address of its principal office is 920 N King St., 2nd Floor, Wilmington, DE 19801-3319.

The corporation has been registered in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended.
m12

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about 4/24/2023 for a foreign corporation by the name of and with a registered address in the Commonwealth of Pennsylvania as follows: **ELEPHANT IN A BOX, INC.** c/o Riverside Filings LLC

This corporation is incorporated under the laws of Delaware.

The address of its principal office is 234 5th Ave., Frnt. 1, New York, Ny 10001-7791.

The corporation has been registered in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended.
m12

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about 4/24/2023 for a foreign corporation by the name of and with a registered address in the Commonwealth of Pennsylvania as follows: **Divirod, Inc** c/o Capitol Corporate Services, Inc.

This corporation is incorporated under the laws of Delaware.

The address of its principal office is 4796 6th Street, Boulder, CO 80304-0862.

The corporation has been registered in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended.
m12

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about 4/24/2023 for a foreign corporation by the name of and with a registered address in the Commonwealth of Pennsylvania as follows: **Recoup Technologies Inc.** c/o National Registered Agents, Inc.

This corporation is incorporated under the laws of Delaware.

The address of its principal office is 13985 NE 3rd Street, Bellevue, WA 98005-3265

The corporation has been registered in Pennsylvania under the provisions of the Business Corporation Law of 1988, as amended.
m12

NOTICE IS HEREBY GIVEN that pursuant to the applicable provisions of 15 Pa.C.S. Section 415 or 417, **Natural Plastic Research Institute, Inc.**, a corporation incorporated under the laws of the State of Delaware with its registered office in PA at c/o: Corporation Service Company, Dauphin County, intends to file a Statement of Withdrawal of Foreign Registration with the Dept. of State. m12

NOTICE IS HEREBY GIVEN that, pursuant to the Business Corporation Law of 1988, **Banc of America Securitization Holding Corporation**, a corporation incorporated under the laws of the State of Delaware intends to withdraw from doing business in Pennsylvania. The address of its principal office in its jurisdiction of incorporation is 214 N. Tryon St., Charlotte, NC 28255 and the name of its commercial registered office provider in Pennsylvania is C T Corporation System. m12

NOTICE IS HEREBY GIVEN that, pursuant to the Business Corporation Law of 1988, **BA Auto Securitization Corporation**, a corporation incorporated under the laws of the State of Delaware intends to withdraw from doing business in Pennsylvania. The address of its principal office in its jurisdiction of incorporation is 214 N. Tryon St., Charlotte, NC 28255 and the name of its commercial registered office provider in Pennsylvania is C T Corporation System. m12

NOTICE IS HEREBY GIVEN that **Overwatch Holdings, Inc.**, a foreign corporation formed under the laws of the State of Delaware and its principal office is located at 201 Maxwell Way, Austin, TX 78738, has

registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 4/17/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN that **Boehringer Ingelheim Pharmaceuticals, Inc.**, a foreign corporation formed under the laws of the State of Delaware and its principal office is located at 900 Ridgebury Rd., Ridgefield, CT 06877, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 5/1/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN that **DLF USA Inc.**, a foreign corporation formed under the laws of the State of Oregon and its principal office is located at 175 West H St., Halsey, OR 97348, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 4/18/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN to all creditors and claimants of **Katin Radiation Therapy, P.C.**, a **Pennsylvania (PA) Corporation**, which on 11/2/2006, was incorporated in the Commonwealth of PA, that said company intends to file Articles of Dissolution with the Dept. of State under the provisions of PA Business Corporation Law. The name of its commercial registered office provider and the county of venue is c/o: Corporation Service Company, Dauphin County. m12

NOTICE IS HEREBY GIVEN that **Chem-Nut, Inc.**, a foreign corporation formed under the laws of the State of Georgia and its principal office is located at 800 Business Park Dr., Leesburg, GA 31763, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at

Harrisburg, PA, on 4/25/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN **Moncler USA, Inc.**, a foreign business corporation incorporated under the laws of New York, with its princ. office located at 200 Lafayette St., FL. 2, New York, NY 10012-4079, intends to apply for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The street address in the association's jurisdiction of formation is 200 Lafayette St., FL. 2, New York, NY 10012-4079. The commercial registered office provider in PA is Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN that **Belkin International, Inc.**, a foreign corporation formed under the laws of the State of Delaware and its principal office is located at 555 S. Aviation Blvd., Ste. 180, El Segundo, CA 90245, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 3/29/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN that pursuant to the applicable provisions of 15 Pa.C.S. Section 415 or 417, **Mobile Residuals Management (USA), Inc.**, a corporation incorporated under the laws of the State of Delaware with its registered office in PA at c/o: Corporation Service Company, Dauphin County, intends to file a Statement of Withdrawal of Foreign Registration with the Dept. of State. m12

NOTICE IS HEREBY GIVEN that pursuant to the applicable provisions of 15 Pa.C.S. Section 415 or 417, **American Water Industrial Operations, Inc.**, a corporation incorporated under the laws of the State of Texas with its registered office in PA at c/o: Corporation Service Company, Dauphin County, intends to file a Statement of Withdrawal of Foreign Registration with the Dept. of State. m12

NOTICE IS HEREBY GIVEN that **TrueCoach, Inc.**, a foreign corporation formed under the laws of the State of Delaware and its principal office is located at 11330 Olive Blvd., Ste. 200, Creve Coeur, MO 63141, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 3/31/23, under the provisions of Chapter 4 of the Association Transactions Act. The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN that **DEMAKES ENTERPRISES, INC.** filed a foreign registration statement to do business in the Commonwealth of Pennsylvania. The mailing address of the association's principal office is 500 Boston St., Lynn, MA 01905. The commercial registered office provider is in the care of Registered Agent Solutions, Inc. in Dauphin County. The Corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa. C.S. 412. m12

NOTICE IS HEREBY GIVEN that **A1M Solutions, Inc.**, a foreign corporation formed under the laws of the State of California and its principal office is located at 341 Broadway St., Ste. 302, Chico, CA 95928, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 2/16/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN that **One Rockwell Corp.**, a foreign corporation formed under the laws of the State of Florida and its principal office is located at 3725 Frantz Rd., Miami, FL 33133, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 4/24/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN that pursuant to the applicable provisions of 15 Pa.C.S. Section 415 or 417, **Monarch Management**

Corporation, a corporation incorporated under the laws of the State of Kansas with its registered office in PA at c/o: Corporation Service Company, Dauphin County, intends to file a Statement of Withdrawal of Foreign Registration with the Dept. of State. m12

NOTICE IS HEREBY GIVEN that **Culture Care Medical Group**, doing business in Pennsylvania under the alternate name of **Culture Care Medical Group, P.A.**, filed a foreign registration statement to do business in the Commonwealth of Pennsylvania. The mailing address of the association's principal office is 2625 Alcatraz Ave., #283, Berkeley, CA 94705. The commercial registered office provider is in the care of National Registered Agents, Inc. in Dauphin County. The Corporation is filed in compliance with the requirements of the applicable provisions of 15 Pa. C.S. 412. m12

NOTICE IS HEREBY GIVEN that **Crawford Investment Counsel, Inc.**, a foreign corporation formed under the laws of the State of Georgia and its principal office is located at 600 Galleria Pkwy SE, Ste. 1650, Atlanta, GA 30339, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 1/11/23, under the provisions of Chapter 4 of the Association Transactions Act. The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania on April 25, 2023 with respect to a proposed non-profit corporation **Paws N Claws Pantry** which has been incorporated under the nonprofit Corporation Law of 1988.

A brief summary of the purposes for which said corporation is organized is provide food to those feeding outdoor feral cats and provide short term food for pets. m12

NOTICE IS HEREBY GIVEN that **Instanda, Inc.**, a foreign corporation formed under the laws of the State of Delaware and its principal office is located at 16526 W. 78th St., Eden Prairie, MN 55346, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 3/21/23, under the

provisions of Chapter 4 of the Association Transactions Act. The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. m12

FICTITIOUS NAME
NOTICES

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Fictitious Names Act of Pennsylvania that an application for registration of a fictitious name will be filed with the Department of State of the Commonwealth of Pennsylvania, for the conduct of a business under the fictitious name of **TruStage Wealth Management Solutions** with its principal office or place of business at 5910 Mineral Point Rd., Madison, WI 53705. The names and addresses, including street and number, if any, of all persons who are parties to the registration are: CUNA Brokerage Services, Inc., 5910 Mineral Point Rd., Madison, WI 53705. m12

NOTICE IS HEREBY GIVEN that pursuant to the provision of the Fictitious Name Act, a fictitious name registration was filed with the Pennsylvania Department of State by **SABIA MEDIA ISRAEL S.M LTD.** Derech Menachem Begin 146 Tel Aviv, IL 6492103 to carry on business in Dauphin County, Pennsylvania under the assumed name or fictitious name, style or designation of Luns.io with an address of Derech Menachem Begin 146 Tel Aviv, IL 6492103. Said registration was filed on 1/3/23. m12

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Fictitious Names Act of Pennsylvania that an application for registration of a fictitious name was filed with the Department of State of the Commonwealth of Pennsylvania, for the conduct of a business under the fictitious name of **Tolmar Pharmaceuticals** with its principal office or place of business at 701 Centre Ave., Fort Collins, CO 80526. The names and addresses, including street and number, if any, of all persons who are parties to the registration are: TOLMAR, INC., 701 Centre Ave, Fort Collins, CO 80526. m12

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Fictitious Names Act of Pennsylvania that an application for registration

of a fictitious name will be filed with the Department of State of the Commonwealth of Pennsylvania, for the conduct of a business under the fictitious name of **TruStage Investment Management** with its principal office or place of business at 5910 Mineral Point Rd., Madison, WI 53705. The names and addresses, including street and number, if any, of all persons who are parties to the registration are: Members Capital Advisors Inc., 5910 Mineral Point Rd., Madison, WI 53705. m12

MISCELLANEOUS
NOTICES

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

NO. 2020-CV-04466-MF

CIVIL ACTION - LAW

**U.S. BANK TRUST NATIONAL
ASSOCIATION, NOT IN ITS
INDIVIDUAL CAPACITY BUT SOLELY
AS TRUSTEE OF THE TRUMAN 2021
SC9 TITLE TRUST, PLAINTIFF
VS.
SHAO-MIN ZHANG A/K/A SHAO MIN
ZHANG, DEFENDANT**

**NOTICE OF SHERIFF SALE OF REAL
ESTATE UNDER PARCP 3129.2**

To: Shao-Min Zhang a/k/a Shao Min Zhang

YOUR REAL ESTATE SITUATE at 2077 Raleigh Road E. a/k/a 2077 East Raleigh Road, Hummelstown, Dauphin County, Pennsylvania 17036, Parcel number 24-087-110-000-0000, is scheduled to be sold at Sheriff's Sale on Tuesday, July 20, 2023, at 10:00 a.m., at the Dauphin County Administration Building, Corners of Second and Market Streets, Commissioners Hearing Room, Harrisburg, PA, to enforce the Court Judgment of \$151,640.34 obtained by U.S. Bank Trust National Association, not in its individual capacity but solely as trustee of the Truman 2021 SC9 Title Trust, and against you. The real estate being sold is all that certain townhouse and garage known as B-76 Southpoint of Hershey, Phase V, Derry Township, Dauphin County Pennsylvania. The owner(s) or reputed owner(s) of the real estate being sold is/are Shao-Min Zhang a/k/a Shao Min Zhang. The improvements on the said real estate are: Two (2) story townhouse and garage.

A SCHEDULE OF Distribution will be filed by the Sheriff on a date specified by the Sheriff no later than thirty days after sale. Distribution will be made in accordance with the Schedule unless Exceptions are filed thereto within ten (10) days after the filing of the Schedule of Distribution.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, TELEPHONE THE OFFICE LISTED BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Lawyer Referral Service
Dauphin County Bar Association
213 North Front Street, Harrisburg, PA 17101
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www.dcba-pa.org

Romano, Garubo & Argentieri, LLC
Attorneys for Plaintiff
52 Newton Ave, Woodbury, NJ 08096
m12 856-384-1515

IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY,
PENNSYLVANIA

NO. 13 AD 2023

PETITION FOR ADOPTION AND
CHANGE OF NAME

NOTICE

NOTICE IS HEREBY GIVEN that on April 7, 2023, the Petition of Elmer Anibal Vargas and Miriam Rivera was filed in the above-named court, requesting a change of name for the Adoptee from Keven Jasiell Gonzalez Perez.

The Court has fixed June 21, 2023, at 1:30 p.m. in Courtroom No. 1, Dauphin County Courthouse, 101 Market Street, 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 Petitioners should not be granted.

m12

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BAR ASSOCIATION PAGE
Dauphin County Bar Association
213 North Front Street, Harrisburg, PA 17101-1493
www.dcba-pa.org
Phone: (717) 232-7536 Fax: (717) 234-4582

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

REPORTING OF ERRORS IN ADVANCE SHEET

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

DAUPHIN COUNTY COURT SECTION
Opinions Not Yet Reported

BAR ASSOCIATION PAGE
Dauphin County Bar Association
213 North Front Street, Harrisburg, PA 17101-1493
www.dcba-pa.org
Phone: (717) 232-7536 Fax: (717) 234-4582

DEPUTY COURT ADMINISTRATOR-CIVIL: AOPC is seeking a Deputy Court Administrator-Civil to oversee the day-to-day operation and administrative functions of the Dauphin County Court of Common Pleas, Civil Division, and the Family and Orphan's Court. This is a State-level position with an excellent benefits program for employees and eligible family members beginning on the first day of employment, paid leave, salary increases, student loan forgiveness plan, free employee assistance program, and retirement plans. If you are interested in this opportunity, we encourage you to apply today [here](#). a28-m12

LITIGATION ATTORNEY: AOPC is looking for a litigation attorney to join its team in Harrisburg! Apply now and start your journey to making a difference in the judiciary. This is a State-level position with an excellent benefits program for employees and eligible family members beginning on the first day of employment, paid leave, salary increases, student loan forgiveness plan, free employee assistance program, retirement plans, and free parking. If you are interested in this opportunity, we encourage you to apply today [here](#). a28-m12

PART TIME LEGAL SECRETARY/PARALEGAL: Experienced legal secretary for Harrisburg Plaintiff's personal injury law firm. Twenty hours per week, parking available. Must be pleasant on the phone, typing, organized, work with Windows Word Perfect and be familiar with court documents. Fax cover letter and resume to 717-233-5830 or mail to maryann@claravallaw.com m5-19

DEPUTY COURT ADMINISTRATOR - MAGISTERIAL DISTRICT JUDGE: Dauphin County Court Administration is seeking applications for the Deputy Court Administrator - Magisterial District Judge position. Please click [here](#) for more information. m5-19

LITIGATION ATTORNEY: AOPC is looking for a litigation attorney to join its team in Harrisburg! Apply now and start your journey to making a difference in the judiciary. This is a State -level position with an excellent benefits program for employees and eligible family members beginning on the first day of employment, paid leave, salary increases, student loan forgiveness plan, free employee assistance program, retirement plans, and free parking. If you are interested in this opportunity, we encourage you to apply [here](#). m12-26

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