

Northampton County Reporter

(USPS 395-280)

VOL. LIX

EASTON, PA February 4, 2016

NO. 5

N.B.S., Plaintiff v. A.S., Defendant

**(Due to the length of this opinion, the first half of this opinion will be printed
the week of 2/4/16, the remaining half will be printed on 2/11/16.)**

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INSERT: Green: 1. “On Your Feet!”

2. 2016 Calendar
3. Quarterly Association Meeting
4. PA CLE Requirements

Crean: 1. “Employment Law Updates and Hot Topics”

2. NCBA welcomes nine new members
3. 2016 Bench Bar Conference

NOTICE TO THE BAR...

Due to various changes to the 2016 Court Calendar, the calendar has been revised and reprinted. New calendars are available in the Court Administrator’s Office.

If you have any questions, please call the Court Administrator’s Office at (610) 559-6700.

* * * * *

Quarterly Association Meeting – March 10, 2016

Registration form inside.

**NORTHAMPTON COUNTY BAR ASSOCIATION
2016 BAR ASSOCIATION OFFICERS**

Alyssa Lopiano-Reilly President
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BAR ASSOCIATION STAFF

Mary Beth LeesonExecutive Director
Patti A. GoberAccounting
Heather Rizzotto-Stefanik Legal Journal
Christen T. BorsoAttorney Referral
Deborah J. FlanaganAttorney Referral

The Northampton County Reporter will be published every Thursday by the Northampton County Bar Association, 155 South Ninth St., Easton, PA 18042-4399. All legal notices relating to the business of the county, are required by rule of Court, to be published in this Journal. All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. Neither the Law Reporter nor the printer will assume any responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes to content.

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Editor

NOTICE TO NCBA MEMBERS – BAR NEWS

2016 Member Directories – Information Deadline February 15, 2016

The deadline to submit contact information for the 2016 Directories is February 15, 2016. Any information submitted after that date will not be included in the new directory.

2016 Committees

Committee Preference Forms were mailed to members in December. Please complete and return your form to the NCBA Office. Committees are forming and will be scheduling committee meetings soon. If we do not receive the 2016 form you will not be included on the committee.

Dues Invoices

Dues invoices were mailed to members in December. If you have not received your invoice please contact the NCBA Office at 610-258-6333. Reminder: full payment or the first partial payment was due by January 29, 2016.

Save the Dates

“On Your Feet” – Broadway in NY
Saturday, May 7, 2016
Registration form inside.

Summer Outing
Thursday, July 21, 2016

2016 Bench Bar Conference
October 6-8, 2016
Hyatt Regency, Chesapeake Bay Golf Resort, Spa and Marina
Cambridge, Maryland

A pessimist is one who makes difficulties of his opportunities and an optimist is one who makes opportunities of his difficulties. ~ Harry S. Truman

ESTATE AND TRUST NOTICES

Notice is hereby given that, in the estates of the decedents set forth below, the Register of Wills has granted letters testamentary or of administration to the persons named. Notice is also hereby given of the existence of the trusts of the deceased settlors set forth below for whom no personal representatives have been appointed within 90 days of death. All persons having claims or demands against said estates or trusts are requested to make known the same, and all persons indebted to said estates or trusts are requested to make payment, without delay, to the executors or administrators or trustees or to their attorneys named below.

FIRST PUBLICATION

AMORE, VIRGINIA E. a/k/a VIRGINIA ELAINE AMORE, dec'd.

Late of East Allen Township, Northampton County, PA
Executors: Gregg S. Amore, 6821 Steuben Road, Nazareth, PA 18064-9755, Donna Cherie Amore Shuman, 1808 Cherry Avenue, Easton, PA 18040-8150 and Melanie K. Rummerfield, 546 Barrymore Street, Phillipsburg, NJ 08865-1418

Attorneys: Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064-2083

BALL, LEON RUSSELL, dec'd.

Late of the Borough of Pen Argyl, Northampton County, PA
Executrix: Susan M. Miller c/o George M. Vasiliadis, Esquire, Vasiliadis & Associates, 2551 Baglyos Circle, Suite A-14, Bethlehem, PA 18020

Attorneys: George M. Vasiliadis, Esquire, Vasiliadis & Associates, 2551 Baglyos Circle, Suite A-14, Bethlehem, PA 18020

BARBARO, ANTHONY V., SR. a/k/a ANTHONY BARBARO, dec'd.

Late of the City of Bethlehem, Northampton County, PA
Administratrix: Ginamarie Bysher, 505 Lansford Courts, Lansford, PA 18232
Attorney: Joseph J. Velitsky, Esquire, 49 East Ludlow Street, Summit Hill, PA 18250

BICKLEY, JOSEPH R., dec'd.

Late of Nazareth, Northampton County, PA
Executrix: Mrs. Mary Ann Bickley

Attorneys: John D. Lychak, Esquire, Law Offices of John D. Lychak, P.C., 60 W. Broad Street, Suite 98, Bethlehem, PA 18018

BREHM, MARY JANE, dec'd.

Late of the City of Bethlehem, Northampton County, PA
Executrices: Mary Ellen Brehm Raposa and Maureen Elizabeth Brehm c/o Vaughn A. Terrinoni, Esquire, 3976 Township Line Road, Bethlehem, PA 18020
Attorney: Vaughn A. Terrinoni, Esquire, 3976 Township Line Road, Bethlehem, PA 18020

BREY, DORIS G. a/k/a DORIS BREY, dec'd.

Late of the Borough of Wind Gap, Northampton County, PA
Executrix: Kathleen M. Hinton a/k/a Kathleen Hinton, 630 Washington Street, Wind Gap, PA 18091

Attorneys: Ronold J. Karasek, Esquire, Karasek Law Offices, LLC, 641 Market Street, Bangor, PA 18013

D'ERRICO, VINCENT B., dec'd.

Late of the Township of Bushkill,
Northampton County, PA

Executors: Dominique Zadok
and Don Zadok c/o Alfred S.
Pierce, Esquire, Pierce & Steirer,
LLC, 124 Belvidere Street,
Nazareth, PA 18064

Attorneys: Alfred S. Pierce,
Esquire, Pierce & Steirer, LLC,
124 Belvidere Street, Nazareth,
PA 18064

FINKBEINER, WALTER O., dec'd.

Late of the Borough of Heller-
town, Northampton County, PA
Co-Executors: Walter E.
Finkbeiner and Wayne J.
Finkbeiner c/o Bradford D.
Wagner, Esquire, 662 Main
Street, Hellertown, PA 18055-
1726

Attorney: Bradford D. Wagner,
Esquire, 662 Main Street, Heller-
town, PA 18055-1726

FRANKENFIELD, EDNA J., dec'd.

Late of Bethlehem, Northampton
County, PA

Trustee: Beverly A. Clause, 3515
Gun Club Road, Nazareth, PA
18064

Attorney: William S. Ravenell,
Esquire, 166 Allendale Road,
King of Prussia, PA 19406

GLOVAS, STEPHEN M., dec'd.

Late of the City of Bethlehem,
Northampton County, PA

Co-Executors: Geralyn M. Miller
a/k/a Geralyn M. Kasman-
Miller and Gregory S. Glovas c/o
Robert C. Brown, Jr., Esquire,
Fox, Oldt & Brown, 940 West
Lafayette Street, Suite 100,
Easton, PA 18042-1412

Attorneys: Robert C. Brown, Jr.,
Esquire, Fox, Oldt & Brown, 940
West Lafayette Street, Suite 100,
Easton, PA 18042-1412

HRKACH, NANCY J. a/k/a NANCY

JEAN HRKACH, dec'd.

Late of Bethlehem, Northampton
County, PA

Executrix: Susan J. Gradney c/o
William W. Matz, Jr., Esquire,
211 W. Broad Street, Bethlehem,
PA 18018-5517

Attorney: William W. Matz, Jr.,
Esquire, 211 W. Broad Street,
Bethlehem, PA 18018-5517

KENNEDY, KATHRYN I., dec'd.

Late of the Township of Wash-
ington, Northampton County, PA

Executor: William R. Kennedy
c/o Dionysios C. Pappas,
Esquire, Vasiliadis & Associates,
2551 Baglyos Circle, Suite A-14,
Bethlehem, PA 18020

Attorneys: Dionysios C. Pappas,
Esquire, Vasiliadis & Associates,
2551 Baglyos Circle, Suite A-14,
Bethlehem, PA 18020

**MARINO, FRANK P. a/k/a FRANK
PAUL MARINO a/k/a FRANK
MARINO,** dec'd.

Late of Bethlehem, Northampton
County, PA

Executrix: Janine L. Kish c/o
Michael E. Riskin, Esquire,
Riskin and Riskin, 18 E. Market
St., P.O. Box 1446, Bethlehem,
PA 18016-1446

Attorneys: Michael E. Riskin,
Esquire, Riskin and Riskin, 18
East Market Street, P.O. Box
1446, Bethlehem, PA 18016-
1446

NAGEL, HARRIET, dec'd.

Late of the City of Easton,
Northampton County, PA

Administrator: Michael D.
Recchiuti, Esquire, 1502 Center
Street, Suite 202, Bethlehem, PA
18018

Attorney: Michael D. Recchiuti,
Esquire, 1502 Center Street,
Suite 202, Bethlehem, PA 18018

**ROBERT, MIRIAM GIBERT a/k/a
MIRIAM G. ROBERT**, dec'd.

Late of Bethlehem, Northampton
County, PA

Executor: Maury G. Robert c/o
Sarah M. Andrew, Esquire,
Schoffstall Elder Law, 2987
Corporate Court, Suite 200,
Orefield, PA 18069

Attorneys: Sarah M. Andrew,
Esquire, Schoffstall Elder Law,
2987 Corporate Court, Suite
200, Orefield, PA 18069

SEPULVEDA, DIANA J., dec'd.

Late of Easton, Northampton
County, PA

Administratrix: Michelle D.
Rodas c/o Jamie L. Zadra,
Esquire, Duffy & Partners, 1650
Market St., 55th Fl., Philadel-
phia, PA 19103

Attorneys: Jamie L. Zadra,
Esquire, Duffy & Partners, 1650
Market St., 55th Fl., Philadel-
phia, PA 19103

STANA, JOHN S., dec'd.

Late of the Township of
Bethlehem, Northampton
County, PA

Executors: John J. Stana and
Annette Maurer c/o Theresa
Hogan, Esquire, Attorney-at-
Law, 340 Spring Garden Street,
Easton, PA 18042

Attorney: Theresa Hogan,
Esquire, Attorney-at-Law, 340
Spring Garden Street, Easton, PA
18042

STUDENT, ANTHONY, dec'd.

Late of Northampton, Northamp-
ton County, PA

Administratrix: Janet Student,
187 West 28th Street, Northamp-
ton, PA 18067

Attorney: Joseph R. Baranko,
Jr., Esquire, 67 North Church
Street, Hazleton, PA 18201

**WARGO, BETTY JEAN a/k/a
BETTY J. WARGO**, dec'd.

Late of the City of Bethlehem,
Northampton County, PA

Executor: Perry H. Wargo c/o
Richard J. Haber, Esquire, 150
West Macada Road, Bethlehem,
PA 18017

Attorney: Richard J. Haber,
Esquire, 150 West Macada Road,
Bethlehem, PA 18017

SECOND PUBLICATION

COCOZZIELLO, MARIE J., dec'd.

Late of the Borough of Heller-
town, Northampton County, PA

Administratrix: Andrea M.
Geroldi c/o Robert C. Brown, Jr.,
Esquire, Fox, Oldt & Brown, 940
West Lafayette Street, Suite 100,
Easton, PA 18042-1412

Attorneys: Robert C. Brown, Jr.,
Esquire, Fox, Oldt & Brown, 940
West Lafayette Street, Suite 100,
Easton, PA 18042-1412

**DIETZ, ELSIE A. a/k/a ISABELLA
A. DIETZ**, dec'd.

Late of the Township of Upper
Nazareth, Northampton County,
PA

Executrix: Cheryl Lynn Dietz-
Kress a/k/a Cheryl Kress, 1148
Jacobsburg Road, Wind Gap, PA
18081

Attorneys: Peters, Moritz, Peischl,
Zulick, Landes & Brienza, LLP,
1 South Main Street, Nazareth,
PA 18064

**EBERHARDT, STELLA a/k/a
STELLA R. EBERHARDT**,
dec'd.

Late of Northampton, Northamp-
ton County, PA

Co-Executrices: Jeanne E. Grove, Rosemary A. Cerimele, Kathleen Plotsko and Jo Ann Hartman c/o Noonan & Prokup, 526 Walnut St., Allentown, PA 18101

Attorneys: Noonan & Prokup, 526 Walnut St., Allentown, PA 18101

GRAHAM, PHYLLIS N. a/k/a PHYLLIS NAUGLE GRAHAM, dec'd.

Late of Bethlehem, Northampton County, PA

Administratrix: Sandra Graham c/o Bruce W. Weida, Esquire, 245 Main Street, Emmaus, PA 18049

Attorney: Bruce W. Weida, Esquire, 245 Main Street, Emmaus, PA 18049

HECKMAN, JULIA M., dec'd.

Late of the Borough of Bath, Northampton County, PA

Executrix: Patricia A. Minnich, 3160 Applebutter Road, Danielsville, PA 18038

Attorneys: Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064-2083

HEPPA, ANTOINETTE, dec'd.

Late of Northampton, Northampton County, PA

Executrix: Carol Heppa, 1109 Interchange Rd., P.O. Box 640, Kresgeville, PA 18333

Attorney: Michael J. Garfield, Esquire, Rt. 903 Professional Bldg., P.O. Box 609, Albrightsville, PA 18210

KLEINTOP, WANDA L., dec'd.

Late of the Township of Bushkill, Northampton County, PA

Executrix: Tamarah M. Roth

Attorneys: Joseph J. Piperato, III, Esquire, Benner & Piperato, 2005 City Line Road, Suite 106, Bethlehem, PA 18017

MOYER, CONSTANCE A., dec'd.

Late of the Township of Moore, Northampton County, PA

Executor: Robert L. Moyer, Jr., 1449 Main Street, Bath, PA 18014

Attorney: Daniel G. Spengler, Esquire, 110 East Main Street, Bath, PA 18014

NOWIK, HELEN O., dec'd.

Late of Upper Nazareth Township, Northampton County, PA

Executor: Christopher J. Nowik c/o Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064-2083

Attorneys: Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064-2083

SENICH, ELAINE, dec'd.

Late of the Township of Palmer, Northampton County, PA

Executor: Adrian Sinko c/o Daniel E. Cohen, Attorney, Seidel, Cohen, Hof & Reid, L.L.C., 3101 Emrick Blvd., Suite 205, Bethlehem, PA 18020

Attorneys: Daniel E. Cohen, Attorney, Seidel, Cohen, Hof & Reid, L.L.C., 3101 Emrick Blvd., Suite 205, Bethlehem, PA 18020

SMITH, ROBIN L. a/k/a ROBIN LORI SMITH, dec'd.

Late of the City of Bethlehem, Northampton County, PA

Administrator: Robert S. Smith, Jr. c/o Bradford D. Wagner, Esquire, 662 Main Street, Hellertown, PA 18055-1726

Attorney: Bradford D. Wagner,
Esquire, 662 Main Street, Heller-
town, PA 18055-1726

WILLIAMS, DONNA B., dec'd.

Late of the Township of Forks,
Northampton County, PA
Administrator: David M. Williams
c/o Theodore R. Lewis, Esquire,
Lewis and Walters, 46 S. 4th
Street, P.O. Box A, Easton, PA
18044-2099

Attorneys: Theodore R. Lewis,
Esquire, Lewis and Walters, 46
S. 4th Street, P.O. Box A, Easton,
PA 18044-2099

WILLIAMS, MICHAEL R., dec'd.

Late of the Township of Forks,
Northampton County, PA
Administrator: David M. Williams
c/o Theodore R. Lewis, Esquire,
Lewis and Walters, 46 S. 4th
Street, P.O. Box A, Easton, PA
18044-2099

Attorneys: Theodore R. Lewis,
Esquire, Lewis and Walters, 46
S. 4th Street, P.O. Box A, Easton,
PA 18044-2099

**YOCUM, GERALDINE A. a/k/a
GERALDINE YOCUM a/k/a
GERALDINE C. YOCUM,** dec'd.

Late of Bethlehem, Northampton
County, PA

Executor: Kenneth Yocum c/o
Michael E. Riskin, Esquire,
Riskin and Riskin, 18 E. Market
St., P.O. Box 1446, Bethlehem,
PA 18016-1446

Attorneys: Michael E. Riskin,
Esquire, Riskin and Riskin, 18
East Market Street, P.O. Box
1446, Bethlehem, PA 18016-
1446

THIRD PUBLICATION

CERINO, CATHERINE, dec'd.

Late of the Borough of Bangor,
Northampton County, PA

Executrix: Grace Cozzubbo
a/k/a Grace M. Cozzubbo c/o
David J. Ceraul, Esquire, 22
Market Street, P.O. Box 19,
Bangor, PA 18013-0019

Attorney: David J. Ceraul,
Esquire, 22 Market Street, P.O.
Box 19, Bangor, PA 18013-0019

CHOCENSKY, GEORGE, dec'd.

Late of Easton, Northampton
County, PA

Executrix: Michelle D. Ward c/o
Karl H. Kline, Esquire,
Fitzpatrick, Lentz & Bubba, P.C.,
4001 Schoolhouse Lane, P.O.
Box 219, Center Valley, PA
18034-0219

Attorneys: Karl H. Kline, Esquire,
Fitzpatrick, Lentz & Bubba, P.C.,
4001 Schoolhouse Lane, P.O.
Box 219, Center Valley, PA
18034-0219

CHOCENSKY, OLGA, dec'd.

Late of Easton, Northampton
County, PA

Executrix: Michelle D. Ward c/o
Karl H. Kline, Esquire,
Fitzpatrick, Lentz & Bubba, P.C.,
4001 Schoolhouse Lane, P.O.
Box 219, Center Valley, PA
18034-0219

Attorneys: Karl H. Kline, Esquire,
Fitzpatrick, Lentz & Bubba, P.C.,
4001 Schoolhouse Lane, P.O.
Box 219, Center Valley, PA
18034-0219

COURSIN, JEANNE L., dec'd.

Late of the City of Bethlehem,
Northampton County, PA

Executor: Lewis E. Coursen c/o
Littner, Deschler & Littner, 512
North New Street, Bethlehem, PA
18018

Attorneys: Littner, Deschler &
Littner, 512 North New Street,
Bethlehem, PA 18018

GARDNER, STANLEY R., SR.

a/k/a STANLEY R. GARDNER
a/k/a STANLEY GARDNER,
dec'd.

Late of the Township of Hanover,
Northampton County, PA

Co-Executors: David A. Gardner
and Stanley R. Gardner, Jr. c/o
Bradford D. Wagner, Esquire,
662 Main Street, Hellertown, PA
18055-1726

Attorney: Bradford D. Wagner,
Esquire, 662 Main Street, Heller-
town, PA 18055-1726

GERHARD, TIMOTHY D., dec'd.

Late of the Township of Plain-
field, Northampton County, PA
Administratrix: Terri L. Gerhard
c/o Brian M. Monahan, Esquire,
701 Washington Street, Easton,
PA 18042

Attorney: Brian M. Monahan,
Esquire, 701 Washington Street,
Easton, PA 18042

HOWARD, ROBERT DEAN a/k/a
ROBERT HOWARD, dec'd.

Late of the City of Bethlehem,
Northampton County, PA

Executor: Daniel R. Howard
Attorneys: Edward J. Andres,
Esquire, Corriere and Andres,
LLC, 433 East Broad Street, P.O.
Box 1217, Bethlehem, PA 18016-
1217

ROBERTS, SUSAN K., dec'd.

Late of Bethlehem, Northampton
County, PA

Executrices: Nancy Roberts
Dienel and Katherine Anne
Roberts c/o Paul A. Florenz,
Esquire, Kolb, Vasiliadis and
Florenz, LLC, 60 West Broad
Street, Ste. 303, Bethlehem, PA
18018-5721

Attorneys: Paul A. Florenz,
Esquire, Kolb, Vasiliadis and
Florenz, LLC, 60 W. Broad St.,
Ste. 303, Bethlehem, PA 18018-
5721

SCHOBER, IDA S., dec'd.

Late of Lower Nazareth Township,
Northampton County, PA

Executor: David A. Planten c/o
Christopher M. McLean, Esquire,
Zator Law, 4400 Walbert Avenue,
Allentown, PA 18104

Attorneys: Christopher M.
McLean, Esquire, Zator Law,
4400 Walbert Avenue, Allentown,
PA 18104

ZEMAN, GISELE M., dec'd.

Late of the Township of Lower
Mount Bethel, Northampton
County, PA

Executor: Daniel R. Zeman c/o
Theodore R. Lewis, Esquire,
Lewis and Walters, 46 S. 4th
Street, P.O. Box A, Easton, PA
18044-2099

Attorneys: Theodore R. Lewis,
Esquire, Lewis and Walters, 46
S. 4th Street, P.O. Box A, Easton,
PA 18044-2099

NOTICE OF ANNUAL MEETING

NOTICE IS HEREBY GIVEN that
the Annual Meeting of the members
of Nazareth Mutual Insurance
Company will be held at the office of
the Company, 114 South Main Street,
Nazareth, Pennsylvania, on Saturday,
March 12, 2016 at ten o'clock a.m.,
local time, for:

1. Election of four directors, each
to serve for a three-year term; and

2. The transaction of such other
business as may properly come before
the meeting.

3. Proxy ballots are available, may
be obtained from the company by
policyholder request and submitted
prior to the above date.

John G. Abbott

Chairman

Feb. 4, 11, 18

**NOTICE OF NONPROFIT
INCORPORATION**

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, for the purpose of obtaining a Certificate of Incorporation pursuant to the provisions of the Pennsylvania Nonprofit Corporation Law of 1988, approved December 21, 1988, P.L. 1444, as amended, by the following corporation:

The name of the corporation is:

FADE IN FADE OUT, INC.

The purpose of the corporation is to educate the public about, and to facilitate the production of, motion pictures in Pennsylvania.

The Articles of Incorporation were filed on July 21, 2015.

FITZPATRICK LENTZ &
BUBBA, P.C.

4001 Schoolhouse Lane
P.O. Box 219
Center Valley, PA 18034-0219

Feb. 4

**NOTICE OF PROFESSIONAL
INCORPORATION
PA DEDICATED
DERMATOLOGY, P.C.**

has been incorporated under the provisions of Chapter 29 of the Business Corporation Law of 1988 as a Professional Corporation.

Feb. 4

**IN THE COURT OF COMMON
PLEAS OF NORTHAMPTON
COUNTY, PENNSYLVANIA
CIVIL ACTION—LAW**

NOTICE OF ACTION IN
MORTGAGE FORECLOSURE
U.S. Bank National Association, as
trustee under Securitization
Servicing Agreement Dated as of
August 1, 2005 Structured Asset
Securities Corporation, Structured

Asset Investment Loan Trust
Mortgage Pass-Through Certificates,
Series 2005-HE3 c/o Ocwen
Loan Servicing, LLC,
Plaintiff

vs.

Deanna Hemus, Known Heir of
Adrian Hemus, Pamela Hemus,
Known Heir of Adrian Hemus,
Joshua G. Hemus, Known Heir of
Adrian Hemus and Unknown Heirs,
Successors, Assigns and All
Persons, Firms or Associations
Claiming Right, Title or Interest
From or Under Adrian Hemus,
Last Record Owner,

Defendants

NO. C-48-CV-2015-8536

TO: Unknown Heirs, Successors,
Assigns and All Persons, Firms or
Associations Claiming Right, Title
or Interest From or Under Adrian
Hemus, Last Record Owner,
Defendant(s), whose last known
addresses are 3125 Ryan Road,
Bangor, PA 18013; 806 Shawnee
Dr., Frederick, MD 21701 and
1001 S. Progress Ave., Harrisburg,
PA 17111

**AMENDED COMPLAINT IN
MORTGAGE FORECLOSURE**

You are hereby notified that Plaintiff, U.S. Bank National Association, as trustee under Securitization Servicing Agreement Dated as of August 1, 2005 Structured Asset Securities Corporation, Structured Asset Investment Loan Trust Mortgage Pass-Through Certificates, Series 2005-HE3 c/o Ocwen Loan Servicing, LLC, has filed an Amended Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of Northampton County, Pennsylvania, docketed to NO. C-48-CV-2015-8536, wherein Plaintiff seeks to foreclose on the mortgage secured on

your property located, 3125 Ryan Road, Bangor, PA 18013, whereupon your property would be sold by the Sheriff of Northampton County.

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the notice above, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH THE INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Northampton County
Lawyers' Referral Service
ARIS

P.O. Box 4733
Easton, PA 18043-4733
(610) 258-6333

UDREN LAW OFFICES, P.C.
Attys. for Plaintiff

111 Woodcrest Rd.
Ste. 200
Cherry Hill, NJ 08003
(856) 669-5400

Feb. 4

IN THE COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY, PENNSYLVANIA CIVIL ACTION—LAW

NOTICE OF ACTION IN MORTGAGE FORECLOSURE

National Penn Bank,

Plaintiff

vs.

Nicole Goodine as known Heir and
Personal Representative of the
Estate of Pedro Flores a/k/a Pedro
Flores, Jr. and Unknown Heirs,
Successors, Assigns and All
Persons, Firms or Associations
Claiming Right, Title or Interest
From or Under Pedro Flores
a/k/a Pedro Flores, Jr.,

Defendant(s)

NO. C-48-CV-2015-2583

TO: Unknown Heirs, Successors,
Assigns and All Persons, Firms or
Associations Claiming Right, Title
or Interest From or Under Pedro
Flores a/k/a Pedro Flores, Jr.,
Defendant(s), whose last known
address is 423 Pawnee Street,
Bethlehem, PA 18015

COMPLAINT IN MORTGAGE FORECLOSURE

You are hereby notified that Plaintiff, National Penn Bank, has filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of Northampton County, Pennsylvania, docketed to NO. C-48-CV-2015-2583, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 423 Pawnee Street, Bethlehem, PA 18015, whereupon your property would be sold by the Sheriff of Northampton County.

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the notice

above, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH THE INFORMATION ABOUT HIRING A LAWYER. IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Northampton County
Lawyers' Referral Service
ARIS
P.O. Box 4733
Easton, PA 18043-4733
(610) 258-6333

MARK J. UDREN, ESQUIRE
STUART WINNEG, ESQUIRE
LORRAINE GAZZARA DOYLE,
ESQUIRE
SHERRI J. BRAUNSTEIN,
ESQUIRE
ELIZABETH L. WASSALL,
ESQUIRE
JOHN ERIC KISHBAUGH,
ESQUIRE
NICOLE B. LaBLETTA, ESQUIRE
DAVID NEEREN, ESQUIRE
AMANDA RAUER, ESQUIRE

UDREN LAW OFFICES, P.C.

Attys. for Plaintiff

111 Woodcrest Rd.
Ste. 200
Cherry Hill, NJ 08003
(856) 669-5400

Feb. 4

**IN THE COURT OF
COMMON PLEAS
NORTHAMPTON COUNTY
CIVIL ACTION—LAW**

NOTICE OF ACTION IN
MORTGAGE FORECLOSURE
U.S. Bank, National Association
as Trustee for the Holders of
The Banc of America Funding
Corporation, 2008-FT1 Trust,
Mortgage Pass-Through
Certificates, Series 2008-FT1,
Plaintiff

vs.

The Unknown Heirs of Suzann
Kannapel, Deceased & Gary
Cunningham, Solely in his Capacity
as Heir of Suzann Kannapel,
Deceased, Mortgagor
and Real Owner,
Defendant(s)

NO. C-48-CV-2014-4192

To: The Unknown Heirs of Suzann
Kannapel, Deceased & Gary
Cunningham, Solely in his
Capacity as Heir of Suzann
Kannapel, Deceased, Mortgagor
and Real Owner, Defendant(s),
whose last known address is 837
Louis Street, Easton, PA 18042

This firm is a debt collector and we are attempting to collect a debt owed to our client. Any information obtained from you will be used for the purpose of collecting the debt. You are hereby notified that Plaintiff, U.S. Bank, National Association as Trustee for the Holders of The Banc of America Funding Corporation, 2008-FT1 Trust, Mortgage Pass-Through Certificates, Series 2008-FT1, has filed a

Mortgage Foreclosure Complaint endorsed with a notice to defend against you in the Court of Common Pleas of Northampton County, Pennsylvania, docketed to No. C-48-CV-2014-4192, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 837 Louis Street, Easton, PA 18042, whereupon your property will be sold by the Sheriff of Northampton County. Notice: You have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after the Complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you. You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below. This office can provide you with information about hiring a lawyer. If you cannot afford to hire a lawyer, this office may be able to provide you with information about agencies that may offer legal services to eligible persons at a reduced fee or no fee.

Lawyer Referral Service
P.O. Box 4733
Easton, PA 18043-4733
(610) 258-6333
Lehigh Valley Legal Services
65 E. Elizabeth Ave.
Ste. 903
Bethlehem, PA 18018
(610) 317-8757

MICHAEL T. MCKEEVER, ESQUIRE
KML LAW GROUP, P.C.
Attys. for Plaintiff
Mellon Independence Center
701 Market St.
Ste. 5000
Philadelphia, PA 19106-1532
(215) 627-1322

Feb. 4

**IN THE COURT OF COMMON
PLEAS OF NORTHAMPTON
COUNTY, PENNSYLVANIA
ORPHANS' COURT DIVISION**
INVOLUNTARY TERMINATION OF
PARENTAL RIGHTS
In Re: L.I.H., a Minor Child
NO. 2016-0003

TO: June Lynn Furler, mother
NOTICE

A Petition has been filed asking the Court to put an end to all rights you have to your child listed above. The Court has set a hearing concerning your parental rights to your child. That hearing will be held in Courtroom No. 4, Northampton County Government Center, 669 Washington Street, Easton, Pennsylvania, on February 16, 2016 at 10:00 a.m. You are warned that even if you fail to appear at the scheduled hearing, the hearing will go on without you and your rights to your child will be ended by the Court without your being present. You have the right to be represented at the hearing by a lawyer. You should take this paper to your lawyer at once. You may also have rights under ACT 101, and a notice explaining your rights under this act is included with all your legal papers.

If you cannot afford a lawyer, go to or telephone the office set forth below to find out where you can get legal help.

Lehigh Valley Legal Services:
North Penn Legal Services
65 E. Elizabeth Ave.
Suite 903
Bethlehem, PA 18018
(610) 317-8757

If you can afford to hire a lawyer
but do not have a lawyer, go to or

telephone the office set forth below to
find out where you can get legal help.

Lawyer Referral Service

P.O. Box 4733

Easton, PA 18043-4733

(610) 258-6333

Feb. 4

ASSOCIATE

Philadelphia-based casualty insurance defense firm is looking to add an associate with 1 to 2 years of litigation experience in its Lehigh Valley office. Excellent writing and advocacy skills required. Interested applicants should e-mail a cover letter and resume to jmcnulty@fhmslaw.com.

Jan. 28; Feb. 4

ASSISTANT SOLICITOR—CITY OF BETHLEHEM

Full-Time position for a PA licensed attorney; experience preferred in municipal law, employment and labor law, contracts and litigation; submit resume, references and writing sample to City of Bethlehem Law Bureau, 10 East Church Street, Bethlehem, PA 18018 or e-mail to ehfferan@bethlehem-pa.gov; submission deadline February 19, 2016.

Jan. 28; Feb. 4, 11

LEHIGH COUNTY COURT OF COMMON PLEAS

Employment Opportunity: Family Court Administrator,
an Employee of the Administrative Office
of Pennsylvania Courts

Position Summary:

This position coordinates and directs all operations of the Family Court (i.e., custody, divorce, and protection from domestic/sexual violence operations). In addition, the Family Court Administrator manages the Interpreting Unit and provides assistance to the Director of Domestic Relations. The successful candidate must possess a combination of education, experience, skills, and personal characteristics that demonstrate his or her ability to perform the duties of this position.

Duties and Responsibilities:

Train, supervise, and manage the professional staff of custody masters, divorce master, and mediators. Train, supervise, and manage the clerical staff of the Family Court and the Interpreting Unit. Develop and implement family court policies and procedures. Manage the calendaring and scheduling functions of the Family Court. Review existing and proposed state rules and regulations, as well as state and national trends, and provide recommendations to the Administrative Judge of Family Court. Present trainings to court staff as well as attorneys. Act as a liaison between the Family Court and various court-related departments and the Bar. Conduct custody and divorce conferences and hearings as needed.

Qualifications, Skills, and Abilities:

Attained a Juris Doctorate Degree from an accredited law school and possess a current license to practice law in Pennsylvania. Possess a thorough knowledge of family law, statutes, and rules. Possess experience which includes the direct supervision of personnel as well as the management of operations within an organization. Possess excellent written and oral communication skills. Proficient with MS Word, Excel, and PowerPoint. Possess the ability to develop and maintain working relationships with judges as well as managers and employees from various court-related offices.

Salary: Commensurate with experience and determined by the Administrative Office of Pennsylvania Courts.

Submit cover letter and resume by February 26, 2016 by e-mail to: lesliekutney@lehighcounty.org or by mail to: The Honorable Michele A. Varricchio, Administrative Judge of Family Court, Old Lehigh County Courthouse, 501 West Hamilton Street, Allentown, PA 18101.

Feb. 4

The Mediation Office of
DEBORAH R. GABER, JD
will be relocating on February 1, 2016.
The new address will be:
528 Maple Street
Bethlehem, PA 18018
Phone: (610) 861-4667; Fax: (610) 691-2252
E-mail address: dgaber@ptd.net
www.debgaber.com

Feb. 4

Lawyers Concerned For Lawyers Lawyers' Only Recovery Meetings

Alcohol, Other Drugs and Gambling

- **Doylestown** 2nd and 4th Tuesday of Month
- **Drexel Hill** Every Wednesday
- **Harrisburg** 1st Wednesday of Month
- **Norristown** 1st Thursday of Month
- **Philadelphia** Every Tuesday
- **Pittsburgh** Every Thursday
- **Reading** 3rd Monday of Month
- **Scranton** Every Thursday
- **State College** 2nd Tuesday of Month
- **Washington** Every Tuesday
- **West Chester** Every Thursday

These are "closed meetings" - that is, only lawyers recovering from or trying to recover from alcohol, other drug or gambling problems may attend.

Stress, Anxiety and Depression

The following are professionally facilitated meetings:

Philadelphia - Stress Information and Recovery (1st Monday of Month)

Philadelphia - Depression Recovery (2nd Monday of Month)

**For more information, time and location of these meetings,
call the LCL Administrative Office (1-800-335-2572)**

or

the Confidential Lawyers' Helpline (1 - 888 - 999 -1941) .

N.B.S., Plaintiff v. A.S., Defendant*Custody—Relocation—Best Interest of the Child.*

Plaintiff (“Father”) and Defendant (“Mother”) have one child together, A.B.S. (“Child”), who was born in 2008. Father commenced this action by filing a Complaint for Divorce, which contained a count for primary physical custody of Child. Mother filed a Notice of Proposed Relocation, to which Father objected. Mother proposed a move with Child to Mother’s parents’ home in New Jersey (“Mother’s Proposed Residence”). The Court heard testimony over three days on the issues of custody and relocation.

With regard to custody, in applying the factors outlined in 23 Pa. C.S.A. §5328(a), the Court found that it was in Child’s best interest for Mother to have primary physical custody. The Court found that Mother had more time in her schedule to provide care for Child and had provided suitable care for Child in the past.

With regard to relocation, in applying the factors outlined in 23 Pa. C.S.A. §5337(h), the Court found that it was in Child’s best interest not to relocate to Mother’s Proposed Residence. The Court found that because continuity in Child’s education and home life would be disrupted by relocation, Child’s relationship with Father would suffer from relocation, and Mother did not have a cohesive plan for life after relocation, Mother failed to meet her burden of proving that Child’s best interest would be served by relocation.

In the Court of Common Pleas of Northampton County, Pennsylvania,
Civil Action—No. C-48-CV-2013-5107.

CHRISTOPHER T. SPADONI, ESQUIRE, for Plaintiff.

KATHRYN A. WILLIAMS, ESQUIRE, for Defendant.

Order of the Court entered on March 2, 2015 by BELTRAMI, J.

DECISION

This case is before the Court on Plaintiff’s cause of action for Custody contained in a Complaint in Divorce (“Complaint for Custody”), filed on May 13, 2013, and Defendant’s Petition to Relocate.¹ Testimony was taken from January 12, 2015 through January 14, 2015, and the matters are ready for disposition.

¹ Defendant has not filed a petition to relocate and none appears on the docket. On July 25, 2014, Defendant filed and served Plaintiff with a Notice of Proposed Relocation, pursuant to 23 Pa. C.S.A. §5337(c). On August 21, 2014, Plaintiff filed a Counter-Affidavit, pursuant to 23 Pa. C.S.A. §5337(d), in which he objected to Defendant’s proposed relocation and modification of the existing custody Order and requested a hearing. On August 22, 2014, President Judge Stephen G. Baratta entered an Order assigning the case to the undersigned for disposition. It should be noted that there is no provision in the current relocation section of the Domestic Relations Code that requires a petition to relocate to be filed. *See* 23 Pa. C.S.A. §5337. Rather, the statute simply requires a relocation notice to be mailed to the opposing party along with a form counter-affidavit. *See id.* §5337(c). The opposing party must execute and file the counter-affidavit to contest the relocation and trigger the scheduling of a hearing. *See id.* §5337(d). In any event, the Court will refer to Defendant’s request to relocate as a Petition to Relocate for purposes of this Decision.

FINDINGS OF FACT

1. Plaintiff is N.B.S. (“Father”), who was born on May 15, 1982, and currently resides at 400 Bridle Path Road, Bethlehem, Northampton County, Pennsylvania (“Father’s Residence”). (N.T., 1/12/2015, at 100:12-15, 242:14-15.)

2. Defendant is A.S. (“Mother”), who was born on September 24, 1985, and currently resides at 839 Radcliffe Street, Bethlehem, Northampton County, Pennsylvania (“Mother’s Residence”). (*Id.* at 32:9-10, 38:19-21, 126:8-10; N.T., 1/13/2015, at 284:7-8.)

3. Mother and Father are the parents of A.B.S. (“Child”), who was born on April 7, 2008. (Mother’s Pretrial Conference Mem. at 1.)

4. The parties’ residences are two miles apart. (N.T., 1/12/2015, at 100:14-101:2.)

5. Mother attended Kean University, where she completed sixty-two credits of nursing study. (N.T., 1/13/2015, at 179:23-180:13.)

6. Mother would like to complete nursing school. (*Id.* at 180:14-23.)

7. Mother has also completed online classes related to becoming a conservation officer. (*Id.* at 186:10-21.)

8. Father graduated from the Pennsylvania State University in 2004 with a bachelor’s degree in communications. (N.T., 1/12/2015, at 242:16-22.)

9. Father has a half-sister, M.S., who lives in Bellefonte, Pennsylvania, and a half-brother, J., who lives in Raleigh, North Carolina, neither of whom have children. (*Id.* at 242:23-243:11.)

10. Father’s Residence is an apartment which he has been renting since approximately June 1, 2014. (*Id.* at 100:16-21.)

11. E.G. has lived, with her husband, behind Mother’s Residence since 1986. (*Id.* at 9:14-18, 8:10-13.)

12. Ms. G. lives with her young grandson, with whom Child often plays. (*Id.* at 11:10-18, 18:14-17.)

13. In September of 2014, Mother suffered a seizure while at Ms. G.’s residence and was taken away by ambulance. (*Id.* at 23:1-10.)

14. As a result of that seizure, Mother’s driver’s license has been and remains suspended until at least March 4, 2015. (*Id.* at 67:12-20.)

15. Mother and Father met on January 1, 2007, at which time Mother was residing with her parents in New Jersey, and Father was residing in Hoboken, New Jersey. (*Id.* at 32:17-33:2.)

16. When the parties met, Father was working in Manhattan for a company called BBDO and was earning approximately \$60,000.00 per year. (*Id.* at 33:13-20.)

17. Shortly after their relationship began, the parties moved to Clifton, New Jersey, where they had Child and where they lived for one year. (*Id.* at 34:10-35:10.)

18. The parties were married on December 14, 2007, and Father filed for divorce in 2013. (*Id.* at 142:1-7.)

19. After one year in Clifton, Mother, Father, and Child moved to Nazareth, Pennsylvania, where they rented a house and Father obtained employment with Spark, the advertising agency where he currently earns \$83,000.00 per year as director of brand strategy and is a valued employee. (*Id.* at 36:14-37:12, 133:7-8, 244:3-4, 288:22-289:10.)

20. Spark's regular work hours are Monday through Friday, from 8:30 a.m. to 5:00 p.m., but employees have flexibility regarding when they are physically present at work. (*Id.* at 288:13-21, 291:2-292:2.)

21. In his employment with Spark, Father has traveled overnight on three occasions. (*Id.* at 191:20-24.)

22. One of Father's work trips to California lasted two weeks because Father visited his father ("Paternal Grandfather"), during which time Mother cared for Child. (*Id.* at 192:5-16.)

23. Due to his job, Father often uses his computer and phone in Child's presence and when he has custody of Child. (N.T., 1/13/2015, at 63:6-64:3; N.T., 1/14/2015, at 55:1-4, 17-22.)

24. Father's parents were divorced when Father was young, and Father maintained a strong relationship with Paternal Grandfather, despite not living with him. (N.T., 1/12/2015, at 194:7-22.)

25. After living in Nazareth for a year, Mother and Father purchased Mother's Residence, where they lived together with Child as a family until the parties separated and Father moved out in 2014. (*Id.* at 37:14-38:18.)

26. The parties' marriage was an unhappy one for numerous reasons, especially with regard to finances. (*Id.* at 198:6-14, 211:24-212:1.)

27. Over the course of living in Pennsylvania, Mother has become progressively unhappy, in contrast to her usual state of mind and personality. (*Id.* at 197:22-198:20; N.T., 1/13/2015, at 65:19-66:10, 90:23-91:13, 135:7-136:8, 144:7-22; N.T., 1/14/2015, at 8:4-9:6.)

28. The parties have mutual Protection From Abuse Orders against each other. (N.T., 1/12/2015, at 39:2-9.)

29. Father shoved and spit at Mother on one occasion. (N.T., 1/13/2015, at 217:23-25.)

30. In 2009, Mother consulted her primary care physician about anxiety and was referred to the emergency room, where she would be able to see a psychiatrist. (N.T., 1/12/2015, at 106:7-15.)

31. When the hospital became aware of a "suicidal event" in Mother's past, she was hospitalized in the behavioral health unit of Lehigh Valley Hospital—Muhlenberg, where she remained for approximately three to four days. (*Id.* at 40:21-43:9, 106:16-107:1.)

32. When it became apparent to Father that the hospital intended to keep Mother for a full weekend, he contacted her doctors to request that she be released. (*Id.* at 107:2-108:9.)

33. Upon her release from the hospital, Mother began treating with Dr. Paul Gross, a psychiatrist, who she currently sees every few weeks. (*Id.* at 43:17-44:1, 45:11-18.)

34. Dr. Gross initially diagnosed Mother with bipolar disorder, anxiety, and depression, for which he prescribed various medications, including Lithium and Tegretol. (*Id.* at 44:5-45:10.)

35. Mother's current prescriptions include Clonazepam for anxiety, Ritalin for ADHD, Clonidine for Post-Traumatic Stress Disorder ("PTSD"), Trazodone to help her sleep, and Cymbalta for fibromyalgia. (*Id.* at 45:19-47:8.)

36. Mother also treats with a psychologist, Dennis George, for her PTSD. (*Id.* at 50:8-22.)

37. Mother's PTSD is the result of an incident that occurred on June 1, 2013, in which she was assaulted by her "friend," D.D. (*Id.* at 47:12-48:12, 90:6-9.)

38. On several occasions in the spring of 2013, Mother visited Mr. D. at his New Jersey home, where the assault took place. (*Id.* at 48:19-49:22.)

39. Mr. D. was sentenced to approximately one year in prison as a result of this assault. (*Id.* at 52:21-53:5.)

40. In or around late 2009, after her release from the hospital, Mother wrote what can fairly be described as two suicide notes in her diary, one addressed to her "family and friends" and one addressed to Child. (Pet'r's Exs. 3-4.)

41. Mother claims that she wrote these notes in accordance with suggestions from Dr. Gross and Mr. George that she keep a journal to express her anger. (N.T., 1/13/2015, at 168:17-169:21.)

42. From 2007 until Child's birth, Mother worked full-time as a nanny. (N.T., 1/12/2015, at 151:18-152:13.)

43. From 2009 to 2011, Mother worked seasonally at floral shops and, for one month, as a volleyball coach at Lafayette University. (*Id.* at 79:6-17, 114:22-115:8.)

44. Mother was terminated from her employment with Lafayette. (*Id.* at 95:16-17; Pet'r's Ex. 1.)

45. Mother was last employed at Pedia Manor, in Durham, Pennsylvania, where she worked from April 2011 until September 2012. (N.T., 1/12/2015, at 53:21-54:8, 78:20-79:5.)

46. At Pedia Manor, Mother cared for technologically dependent sick children. (N.T., 1/13/2015, at 172:9-16.)

47. While working for Pedia Manor, there were occasions when Mother stayed overnight with co-workers and was absent from the parties' home for extended periods. (N.T., 1/12/2015, at 56:9-15, 118:7-19.)

48. Around this time, Mother disclosed to Father that she had been involved in an extramarital sexual relationship with an individual named B.P. (*Id.* at 118:20-119:22.)

49. When Mother was working at Pedia Manor, Child was in the care of Father or at daycare. (*Id.* at 86:25-87:5.)

50. Mother resigned from Pedia Manor due to an untenable work schedule. (*Id.* at 54:9-55:9, Pet'r's Ex. 2.)

51. While the parties were living together, they each participated in taking Child to sporting events and dentist appointments. (N.T., 1/12/2015, at 61:14-62:1.)

52. In the wake of Father's filing for divorce and Mother's assault, the parties continued to live together and effectively co-parent Child. (*Id.* at 125:11-126:10.)

53. Father often transported Mother and Child to participate in Girl Scouts activities. (*Id.* at 62:2-12.)

54. In addition, Father participated with Child in apple picking and ice skating events through the Girl Scouts program. (*Id.* at 130:19-131:4.)

55. Child attends Lincoln Elementary School in Bethlehem, Pennsylvania. (*Id.* at 70:11-13.)

56. Child is a gifted student and is a member of the school's Leader in Me Program. (*Id.* at 62:16-18, 63:6-9.)

57. Most recently, Father has been transporting Child to school. (*Id.* at 62:19-24.)

58. On December 23, 2014, Father was informed that Child had not been picked up from school in the afternoon and that Mother could not be reached. (*Id.* at 137:2-9.)

59. As a result, Father picked Child up from school twenty-five minutes after her dismissal time. (*Id.* at 137:9-17.)

60. Mother has started an application for Social Security Disability benefits. (*Id.* at 64:13-65:1.)

61. Mother receives spousal support and child support payments from Father totaling \$1,837.00 per month. (*Id.* at 65:5-7, N.T., 1/14/2015, at 24:1-5.)

62. Mother intends to relocate to her parents' home in Paterson, New Jersey ("Mother's Proposed Residence"). (N.T., 1/12/2015, at 66:9-12.)

63. Mother's Proposed Residence is approximately eighty-six miles from Mother's Residence. (*Id.* at 66:16-25.)

64. Child has her own bedroom at Mother's Proposed Residence. (*Id.* at 177:1-4.)

65. Mother's Proposed Residence is a large, one-family house with three bedrooms, a living room, kitchen, two bathrooms, a dining room, and a livable attic. (N.T., 1/13/2015, at 67:3-9, 137:6-13; Pet'r's Ex. 2.)

66. Mother's Proposed Residence has an above-ground pool, which Child enjoys. (N.T., 1/14/2015, at 43:21-44:6.)

67. If Mother were to relocate, she would enroll Child in Saint Brendan Catholic School, where Child's class size would be between twenty-five and twenty-eight students and the tuition is \$443.00 per month. (N.T., 1/12/2015, at 70:16-19, 71:22-25; N.T., 1/13/2015, at 163:5-10.)

68. The size of Child's current class at Lincoln Elementary School is twelve to fourteen students. (N.T., 1/12/2015, at 72:10-14.)

69. In the event of Mother's relocation, Father intends to remain involved in decisions regarding Child's education. (*Id.* at 180:20-24.)

70. Mother has also investigated Saint Philip School in Clifton, New Jersey. (N.T., 1/13/2015, at 259:5-12.)

71. In 2010, Child was enrolled in the YMCA for daycare, which she would, at times, attend five days per week for ten hours per day. (N.T., 1/12/2015, at 82:13-20, 274:13-18.)

72. Father attended the intake session at the YMCA and was primarily responsible for driving Child there. (*Id.* at 275:5-25.)

73. Child remained enrolled in the YMCA program for approximately two years. (*Id.* at 83:5-7.)

74. The parties each participated in Child's ballet classes through the YMCA. (*Id.* at 131:18-25.)

75. In the summer of 2010, Mother was employed as a nanny for a family in Saucon Valley, Pennsylvania, where she reported early in the morning and was responsible for the care of two adolescents. (*Id.* at 154:10-157:15; N.T., 1/13/2015, at 183:3-185:16.)

76. Father's Mother, M.E.S. ("Paternal Grandmother"), is fifty-three years old, has owned a home on Apollo Drive, in Bethlehem, Pennsylvania since December 2014, and has resided there since January 10, 2015. (N.T., 1/12/2015, at 134:12-18; N.T., 1/13/2015, at 40:3-10, 50:19-21.)

77. Paternal Grandmother last worked in 2005 as a teaching assistant for autistic children. (N.T., 1/13/2015, at 53:16-24.)

78. In 2008, following her divorce, Paternal Grandmother stayed with the parties in their Nazareth residence until disagreements between Mother and Paternal Grandmother prompted the parties to request that Paternal Grandmother move back to Harrisburg. (N.T., 1/12/2015, at 184:3-185:23.)

79. Paternal Grandmother resides with her fiancé, B.D., with whom she has been in a relationship for approximately five years. (*Id.* at 183:17-21, 185:24-186:8; N.T., 1/13/2015, at 27:6-15.)

80. Paternal Grandmother has multiple sclerosis ("MS"), for which she uses a cane and/or walker and takes Valium, as needed, and Percocet,

daily. (N.T., 1/12/2015 at 186:16-19; N.T., 1/13/2015, at 28:8-16, 29:20-30:15.)

81. Paternal Grandmother's MS presents no inhibitions with regard to her ability to drive, go about her daily activities, or provide care for Child. (N.T., 1/13/2015, at 29:5-14, 30:16-21, 31:2-9.)

82. Paternal Grandmother assisted with childcare when Father had physical custody in the summer of 2014. (N.T., 1/12/2015, at 187:17-24.)

83. Paternal Grandmother has picked Child up from school on several occasions. (N.T., 1/13/2015, at 31:10-32:7.)

84. Father disciplines Child, including the use of corporal punishment, while Mother does not. (*Id.* at 33:13-22; N.T., 1/14/2015, at 46:11-48:1.)

85. Child has five third cousins who reside in Harrisburg and with whom Child has a loving relationship. (N.T., 1/13/2015, at 43:1-21.)

86. During Hurricane Sandy, Mother stayed with Child at Mother's Proposed Residence for approximately one week, while Father stayed in the parties' residence. (N.T., 1/12/2015, at 166:8-167:1.)

87. In 2012, Mother's vehicle required repairs, which were paid for by Mother's parents. (*Id.* at 167:2-168:1.)

88. Father worked a second job at Sears from November 2012 to March 2013. (*Id.* at 168:11-169:8.)

89. When Father worked two nights per week at Sears, Mother cared for Child. (*Id.* at 169:9-12.)

90. Mother's Residence is currently listed for sale, and Mother has made renovation efforts to prepare the residence for showings. (*Id.* at 203:24-204:19.)

91. There was conflict between the parties regarding the money Mother spent on these efforts. (*Id.* at 204:20-208:17.)

92. Mother's Residence has one bathroom, bedrooms for both Child and Mother, a kitchen, and a playroom. (N.T., 1/14/2015, at 30:3-31:5.)

93. Mother pays her bills with assistance from her family. (N.T., 1/13/2015, at 213:15-17.)

94. During the 2013-14 school year, Mother often prepared dinner, Father played with Child, and each parent bathed Child. (N.T., 1/12/2015, at 209:13-210:1.)

95. Father entered the marriage with approximately \$2,500.00 of personal credit card debt, and the parties' total debt, as a result of home improvements, rent, and other bills, increased to approximately \$20,000.00 over the course of their marriage. (*Id.* at 212:2-213:11.)

96. Father currently has no personal debt. (*Id.* at 244:5-7.)

97. Father was primarily responsible for paying bills, monitoring the parties' finances, and purchasing groceries during the marriage. (*Id.* at 211:9-12, 214:1-215:3.)

98. Father has ADHD, for which he has been taking Concerta for approximately a year and a half. (*Id.* at 222:25-224:6.)

99. Father has taken Lorazepam and Buspar in the past. (*Id.* at 227:6-12.)

100. Father attended two therapy sessions at Bethlehem Counseling Associates for depression and anxiety. (*Id.* at 225:2-227:5.)

101. Father and Child have engaged in activities including swimming, playing with Child's dollhouse, reading books, and trips to the Crayola Experience, the library, Iron Pigs' games, and to visit Father's family in Harrisburg. (*Id.* at 229:13-25, 231:16-23.)

102. The parties have taken Child to the movies and on a week-long vacation to Williamsburg, Virginia. (*Id.* at 230:5-231:15.)

103. If Mother were permitted to relocate and moved out of Mother's Residence, Father would consider moving back into Mother's Residence with Child. (*Id.* at 234:9-16.)

104. Mother is approximately \$3,500.00 behind on mortgage payments on Mother's Residence. (*Id.* at 245:3-10.)

105. If Child remains in Bethlehem, she will continue at Lincoln Elementary School. (*Id.* at 235:1-236:7.)

106. Child has made friends at Lincoln. (*Id.* at 237:8-14.)

107. Child's kindergarten teacher, L.R., found Child to be a gifted student, and Ms. R. had normal interactions with the parties when they dropped Child off at school. (*Id.* at 246:3-11.)

108. S.R. has lived next door to Mother's Residence for thirty-eight years. (*Id.* at 248:16-249:8.)

109. Ms. R. often observed Father playing outside with Child and taking Child to and from school and daycare. (*Id.* at 249:19-25.)

110. Father installed a swing set in the backyard of Mother's Residence. (*Id.* at 251:20-23.)

111. On occasion, Child plays with Ms. R.'s eight-year-old granddaughter. (*Id.* at 252:14-18.)

112. In one interaction she had with Mother, Ms. R. observed Mother to be under the influence of medication and slurring her speech. (*Id.* at 261:2-262:18.)

113. One week prior to New Year's Day in 2015, at approximately 4:00 a.m., Ms. R. observed Mother's acquaintance, Johnny, knocking on the door of Mother's Residence with an alcohol bottle in his hand and then observed him enter Mother's Residence when Mother opened the door. (*Id.* at 266:11-267:2.)

114. Johnny later sent Mother flowers and a sympathy card, which included the message "my deepest sympathies, rest in peace." (*Id.* at 268:18-271:20.)

115. Father's Aunt, A.M. ("Paternal Great-Aunt"), resided in Easton, Northampton County, Pennsylvania from September 2012 until March 2014 and now resides in Phillipsburg, Pennsylvania. (N.T., 1/13/2015, at 9:14-10:24.)

116. Paternal Great-Aunt has a granddaughter who is the same age as Child. (*Id.* at 10:13-16.)

117. While living in Northampton County, Paternal Great-Aunt babysat Child approximately five to six times. (*Id.* at 10:14-24.)

118. In the summer of 2013, before Mother was assaulted by Mr. D., Mother returned home in a highly upset state, prompting Paternal Great-Aunt to contact Paternal Grandmother to make her aware of the situation. (*Id.* at 11:14-16:2.)

119. Father's sister has been employed as a protective service worker and caseworker for the Centre County Office of Aging for one year. (*Id.* at 17:7-13.)

120. Father's sister was assaulted in January of 2014, which resulted in her undergoing emergency surgery for a broken leg, after which she was temporarily bedridden. (*Id.* at 17:14-18:11.)

121. For one week of Father's sister's recovery, Mother assisted her with all of her activities of daily living, including cooking, bathing, and dressing, during which time Child was in Father's care. (*Id.* at 18:4-20, 24:3-5.)

122. Mother's cousin, A.C., is thirty-nine years old and resides in Woodbridge, New Jersey, approximately thirty minutes from Mother's Proposed Residence. (*Id.* at 58:17-21, 60:23-25.)

123. Mr. C. speaks with Mother on the telephone approximately two to three times per week. (*Id.* at 59:13-18.)

124. Before her driver's license was suspended, Mother visited Mr. C. and other family members in New Jersey approximately two to three weekends per month with Child. (*Id.* at 59:19-60:22.)

125. During these visits, Mr. C. participated with Child in apple picking, playing with his dogs, and going out to eat. (*Id.* at 62:2-16.)

126. Mr. C. has ten nieces and nephews, all of whom attend family reunions. (*Id.* at 67:19-25.)

127. These nieces and nephews are similar in age to Child and often play with her. (*Id.* at 68:1-11.)

128. Mr. C. was born in Colombia and then moved to New Jersey. (*Id.* at 81:11-15.)

129. In total, there are approximately fifteen members of Mother's extended family hailing from Colombia who currently reside within thirty minutes of Mother's Proposed Residence. (*Id.* at 81:22-83:23.)

130. Mother's sister, T.P., is thirty-one years old and lived one mile from the parties in Pennsylvania until she recently moved to Paramus, New Jersey. (N.T., 1/12/2015, at 199:3-6; N.T., 1/13/2015, at 84:20-25.)

131. Mother and Child visited Ms. P. at her Pennsylvania residence once or twice per week, where Child would play with Ms. P.'s daughter, C.P., who is three. (N.T., 1/12/2015, at 199:10-21; N.T., 1/13/2015, at 85:23-24.)

132. Ms. P. works in human resources and payroll for a trucking company, has an associate's degree in paralegal studies, and is currently studying for her bachelor's degree. (N.T., 1/13/2015, at 85:1-8.)

133. Ms. P. has been married to S.P. for five years. (*Id.* at 85:15-18.)

134. Prior to the parties' separation in April 2014, Ms. P. purchased clothes for Child and for Mother on occasion. (*Id.* at 102:22-103:7.)

135. Mother applied for a job at Rite Aid, in Bethlehem, in September 2014. (*Id.* at 118:14-119:5.)

136. Mother's other sister, Y., is twenty-six years old, lives in Clifton, New Jersey, and is in nursing school. (*Id.* at 90:4-19, 135:3.)

137. Mother does not socialize with anyone in Bethlehem. (*Id.* at 132:10-16.)

138. Mother's mother, M.C. ("Maternal Grandmother"), is fifty-five years old and resides in Mother's Proposed Residence. (*Id.* at 133:22-134:1.)

139. Mother's father, L.C. ("Maternal Grandfather"), is fifty-four years old and resides in Mother's Proposed Residence. (N.T., 1/14/2015, at 3:19-23.)

140. Maternal Grandmother and Maternal Grandfather ("Maternal Grandparents") have been married for thirty-five years. (*Id.* at 4:4-5.)

141. Maternal Grandfather is employed as an employee-trainer and welder for a company called HMT in Totowa, New Jersey, where he earns approximately \$100,000.00 annually. (*Id.* at 4:15-5:8.)

142. Maternal Grandfather travels a few times per year for his job. (*Id.* at 5:11-20.)

143. Mother and Child visit with Maternal Grandmother almost weekly. (N.T., 1/13/2015, at 135:7-9.)

144. Despite not having a driver's license, Mother has continued to visit her family frequently because Ms. P. or Maternal Grandparents have provided transportation. (*Id.* at 219:14-19, 274:11-22.)

145. These visits include trips to the mall and to restaurants. (*Id.* at 142:20-24.)

146. Maternal Grandparents are willing to, and would happily, accommodate Mother and Child moving into their home. (*Id.* at 136:25-137:5; N.T., 1/14/2015, at 6:4-11.)

147. Maternal Grandparents have provided economic support for Mother and Child by purchasing basic necessities for Child, and they intend to continue to do so in the future. (N.T., 1/13/2015, at 140:22-141:16; N.T., 1/14/2015, at 6:12-15.)

148. Maternal Grandmother was last employed two months ago taking care of senior citizens. (N.T., 1/13/2015, at 143:16-24.)

149. Father has a good relationship with Maternal Grandmother, and he treats her with respect. (*Id.* at 145:17-20.)

150. If Mother were to relocate, she would facilitate contact between Father and Child via phone, computer, and video chat. (*Id.* at 211:11-19.)

151. Mother has participated in an animal program and a chess program with Child at school. (*Id.* at 221:22-222:19.)

152. If Mother were to relocate, she desires Father to have partial physical custody of Child three weekends per month, one weeknight, extra holidays, and half of the summer. (*Id.* at 271:2-6.)

153. Mother testified that if she were permitted to relocate, custody of Child would be exchanged via a shared transportation system, where Maternal Grandparents and Mother's sisters would assist with driving. (*Id.* at 272:17-273:10.)

154. Mother has not investigated potential psychiatrists or psychologists who could treat her in New Jersey, nor a dentist that could treat Child. (*Id.* at 290:6-22.)

155. Mother has not selected a home in which to reside in Pennsylvania should Mother's Residence be sold. (*Id.* at 291:1-292:8.)

156. Y.'s boyfriend, who manages a bowling alley, and Maternal Grandfather's boss have represented to Maternal Grandfather that they can offer Mother a job. (N.T., 1/14/2015, at 12:8-25.)

157. Child likes Lincoln Elementary School. (*Id.* at 28:13-15.)

158. Child testified that she would like to move to New Jersey and see Father on the weekends. (*Id.* at 54:19-56:4.)

DISCUSSION

Father filed a Complaint for Custody on May 13, 2013. On July 25, 2014, Mother filed a Notice of Proposed Relocation ("Notice"). In her Notice, Mother seeks permission to relocate to Mother's Proposed Residence (Maternal Grandparents' home) with Child. On August 21, 2014, Father filed a "Counter[-]Affidavit Regarding Relocation," in which he objects to Mother's proposed relocation. On September 5, 2014, Father filed a Reply with New Matter to Mother's Notice. On September 18, 2014, Mother filed a Reply to Father's New Matter.

On May 16, 2014, shortly after Father filed his custody action, the parties entered into an interim agreement that, pending trial, they would share legal custody of Child, Mother would have primary physical custody, and Father would have partial physical custody approximately every other weekend. An Order encompassing that agreement was filed by President Judge Baratta on May 21, 2014.

On August 22, 2014, President Judge Baratta entered an Order assigning the case to the undersigned for disposition. The undersigned issued an Order on September 9, 2014, scheduling the matter for trial on October 27, 2014. The Court later had to continue the trial due to a five-week long criminal homicide jury trial the undersigned presided over. As a result, the matter was rescheduled, by Order dated November 24, 2014, to January 12, 2015. Testimony was taken on January 12 through January 14, 2015.

It is well-established that, “[w]ith any child custody case, the paramount concern is the best interests of the child. This standard requires a case-by-case assessment of all the factors that may legitimately affect the physical, intellectual, moral and spiritual well-being of the child.” *J.R.M. v. J.E.A.*, 33 A.3d 647, 650 (Pa. Super. 2011) (quoting *Durning v. Balent/Kurdilla*, 19 A.3d 1125, 1128 (Pa. Super. 2011)). “In ordering any form of custody, the court shall determine the best interest of the child by considering all relevant factors, giving weighted consideration to those factors which affect the safety of the child ...” 23 Pa. C.S.A. §5328(a). After considering all such relevant factors, the Court may make an award of shared, primary, partial, sole, or supervised physical custody and shared or sole legal custody, provided such award is in the best interest of the child. 23 Pa. C.S.A. §5323(a).

In evaluating the best interest standard, the Court must examine sixteen factors. *Supra* at §5328(a). First, the Court must consider “[w]hich party is more likely to encourage and permit frequent and continuing contact between the child and another party.” *Id.* §5328(a)(1). In this case, the evidence presented indicates that each party will likely encourage and permit frequent and continuing contact between Child and the other party. Each party testified to their desire that the other parent remain involved in Child’s life. Mother testified that she plans to remain in Pennsylvania to be with Child if Child remains in Pennsylvania. If that were to occur, the parties’ testimony established that they could continue the co-parenting routine that was used while the parties lived together in Pennsylvania with Child. If Mother were to relocate with Child, there is no indication that she would deny Father a chance to have frequent and continuing contact with Child. Nor has Father indicated that he would do anything to stop Mother from having frequent and continuing contact with Child, whether she is in New Jersey or Pennsylvania. Further, each party has been cooperative in facilitating joint custody of Child since the summer of 2014. As a result, the Court will not weigh this factor in favor of either party.

The second factor requires the Court to consider “[t]he present and past abuse committed by a party or member of the party’s household, whether there is a continued risk of harm to the child or an abused party and which party can better provide adequate physical safeguards and supervision of the child.” *Id.* §5328(a)(2).² Mother and Father have been awarded Protection From Abuse Orders against each other. There was also testimony that Father shoved and spit at Mother on one occasion. However, based on the evidence of the parties’ current circumstances, there is nothing to suggest any risk of abuse to Child or either party. Therefore, the Court will not weigh this factor in favor of either party.

The third factor requires the Court to consider “[t]he parental duties performed by each party on behalf of the child.” *Id.* §5328(a)(3). Each

² As used in this section, “abuse” has the same definition used in Section 6102(a) of the Protection From Abuse Act, 23 Pa. C.S.A. §6102(a). 23 Pa. C.S.A. §5322(a).

party has performed a substantial share of parental duties. While Mother worked at Pedia Manor and Father worked full-time, their work schedules required the parties to perform parental duties on an alternating basis. When Mother ended her employment at Pedia Manor, Father was the primary wage earner, and Mother was the primary caretaker. Even during this time, however, Father performed parental duties including driving Child to and from daycare, playing with Child, and shopping for groceries. When Father was working and Mother was not, Mother's primary duties included cooking, walking Child to school, spending time with Child during the day, and arranging visits between Child and her cousin. Mother and Father have each attended Child's medical appointments. Mother and Father were also both highly involved in making arrangements for Child's schooling. Leading up to the filing of her Notice, Mother visited at least two schools in New Jersey where Child could potentially be enrolled. Father was not told of these visits, so he could not participate in them.

At the present time, Father assumes the role of Child's disciplinarian while he has custody. When Mother has custody of Child, she is a stay-at-home mom. Mother's current inability to drive has not impacted her ability to perform parental duties. The evidence established that each parent is and has been fully capable of performing parental duties. Therefore, the Court will not weigh this factor in favor of either party.

The fourth factor requires the Court to consider "[t]he need for stability and continuity in the child's education, family life and community life." *Id.* §5328(a)(4). With regard to education, Child attends Lincoln Elementary School, where, as was demonstrated by the undisputed testimony of all of the witnesses, she has thoroughly excelled. Child has thrived at Lincoln and has made friends who will be continuing elementary school in the Bethlehem Area School District. Child likes attending Lincoln Elementary School and has not attended any school in New Jersey. Though Child expressed a desire to join her cousin, Chloe, at Saint Brendan in New Jersey, this does not impact the need for continuity in Child's current education.

Regarding continuity in community life, at the young age of six, Child has not had the chance to extend her relationships beyond her family to other members of the community, aside from her school friends in Pennsylvania. As for family life, "the court must consider the importance of continuity in the child's life and the desirability of development of a stable relationship with established parental figures and known physical environment." *Wiseman v. Wall*, 718 A.2d 844, 850 (Pa. Super. 1998). "Parental figures" may include individuals living in the households of a child's parents. *See id.* In this case, Child has direct and extended family living in both New Jersey and Pennsylvania. The evidence established that Child has a loving relationship with her extended family members in both New Jersey and Pennsylvania. However, from shortly after her birth until present, Child has lived exclusively in Pennsylvania, and the only real, perma-

nent home she has known has been Mother's Residence. Since Father moved to Father's Residence, Child has spent significant time in both Mother's Residence and Father's Residence. While she has also spent a substantial amount of time in Mother's Proposed Residence, this time has consisted of visits, as opposed to permanent living. Moreover, Child now spends time at Paternal Grandmother's home in Bethlehem. In essence, Mother's Residence and Father's Residence are, for the most part, the only places that Child has called home with her parents. Because the evidence regarding continuity in education, home life, and physical environment points strongly to Pennsylvania, the Court will weigh this factor, as a whole, in favor of Father.

The fifth factor requires the Court to consider "[t]he availability of extended family." 23 Pa. C.S.A. §5328(a)(5). Child has Maternal Grandparents, two maternal aunts, and numerous cousins and third cousins within close proximity of Mother's Proposed Residence. Paternal Grandmother and her fiancé live in close proximity to Father's Residence in Bethlehem. Maternal Grandparents reside in Mother's Proposed Residence, thereby making them the most available extended family members. All of these extended family members appear to have been heavily involved in Child's life since birth. Although members of Child's extended family reside in both New Jersey and Pennsylvania and all appear to have a loving relationship with Child, the Court will weigh this factor in favor of Mother, as Maternal Grandparents live in Mother's Proposed Residence, have been intimately involved in Child's life since birth, and Child has more young extended family members to interact with in New Jersey.

In evaluating the best interest standard, the Court must next consider "[t]he child's sibling relationships." *Id.* §5328(a)(6). Here, Child has no siblings. Therefore, this factor is not relevant.

The seventh factor requires the Court to consider "[t]he well-reasoned preference of the child, based on the child's maturity and judgment." *Id.* §5328(a)(7). When interviewed in this case, Child presented as bright, happy, conversational, and polite. When asked about her feelings regarding a possible move to New Jersey, Child responded that she wants to join her cousin at school and wants to live with Mother and see Father on the weekends. When asked whether the parties had spoken to her about testifying, Child responded that Mother had discussions with her regarding the questions that she would be asked and had previously told her that she and Child were moving to New Jersey. (*See* N.T., 1/14/2015, at 38:5-18, 53:7-21.) Regarding her maturity and judgment, Child appeared mature and intelligent for her age, certainly in an academic sense, while also demonstrating some ordinary immaturity in the form of fidgeting, answering incompletely, and answering non-responsively. Given Child's young age, her inability to answer some questions due to immaturity, and the fact that some of her answers appear to have been arrived at with some influence from Mother, the Court will not weigh this factor in favor of either party.

(To Be Continued)





PERIODICAL PUBLICATION

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