

Northampton County Reporter

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VOL. LIII

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Northampton County Reporter Digest—2004-11

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INSERTS: Blue:

1. Workers' Comp—Step 3
“Preparation for Trial/Hearing”
2. “Bridge the Gap Program”
3. “Overview of Labor & Employment
Law for the General Practitioner”
4. PBI/CLE Seminars @NCBA,
BALC & I.U. 20

Yellow:

1. NCBA 2005 Committee
Preference Form
2. FCC Fax Rules Update

NOTICE TO THE BAR...

The deadlines for receiving Legal Notices for the upcoming holidays are as follows:

Thanksgiving—The deadline for receiving Legal Notices for the November 25th issue of the Reporter is **NOON on Friday, November 19th**.

Christmas—The deadline for receiving Legal Notices for the December 23rd issue of the Reporter is **NOON on Friday, December 17th**.

New Year's—The deadline for receiving Legal Notices for the December 30th issue of the Reporter is **NOON on Thursday, December 23rd**.

**NORTHAMPTON COUNTY BAR ASSOCIATION
2004 BAR ASSOCIATION OFFICERS**

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Northampton County Reporter

Attorney Referral & Information Service

155 South Ninth Street, Easton, PA 18042-4399

Phone (610) 258-6333 Fax (610) 258-8715

E-mail: ncba@norcobar.org

PBA (800) 932-0311—PBI (800) 932-4637

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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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155 South Ninth St., Easton, PA 18042-4399

Telephone (610) 258-6333 FAX (610) 258-8715

Robert C. Brown, Jr., Esquire

Editor

NOTICES TO NCBA MEMBERS—BAR NEWS

☞ **CHECK OUT THE FRONT COVER FOR INFORMATION REGARDING LEGAL NOTICE ADVERTISING DEADLINES DURING THE UPCOMING HOLIDAYS.**

☞ **INCLUDED IN THIS ISSUE** is the 2005 Committee Preference Form. **Please remember to sign up to become a member of a committee(s) again;** you are not automatically carried forward. Don't be shy; sign up for as many committees as you would like. Participation is a vital part of our Association. The activities of the separate committees make our organization stronger and more responsive to our membership. If you are interested in "chairing" a particular committee, please let us know.

☞ **INCLUDED IN THIS ISSUE** is the FCC FAX RULES UPDATE—ELECTRONIC COMMUNICATIONS CONSENT FORM. If you have not done so already, please return this form at your earliest convenience. The form must be received from every member and kept on file at the Bar Association Office. Thank you.

☞ **INCLUDED IN THIS ISSUE** are the announcements & registration forms for the following lunch and learn seminars:

(1) November 11th—*"Workers' Comp—Step 3—Preparation for Trial/Hearing"*

(2) November 19th—*"Bridge the Gap Program"*

(3) December 8th—*"Overview of Labor & Employment Law for the General Practitioner"*

COMMITTEE MEETINGS:

Nov. 9th—Solo Practitioner Committee Mtg.—NOON @ NCBA

Nov. 9th—Workers' Comp Committee Mtg.—NOON @ NCBA

☞ **PBI/CLE SEMINARS @ NCBA**—**"How to Prepare the PA Inheritance Tax Return"** is scheduled for **Wednesday, November 10, 2004** from 9:30 a.m. to 1:30 p.m., 4 Substantive CLE Credits. As always, registration begins at 9:00 a.m. Register early by calling (800) 932-4637 or go online at www.pbi.org

☞ **BAR ASSOCIATION OF LEHIGH COUNTY**

SPONSORED 2004 SEMINARS:

[November 9th—*"The Use of Humor to Make the Practice of Law More Palatable"*]

[November 19th—*"DUI: The New Law"*] Call BALC for details such as times, fees, credits, meals and/or to register at (610) 433-6401, Ext. 16.

☞ **REAL FACTS:** *In the last 4,000 years, no new animals have been domesticated.*

ESTATE NOTICES

Notice is hereby given that in the estate of the decedents set forth below the Register of Wills has granted letters, testamentary or of administration to the persons named. All persons having claims or demands against said estates are requested to make known the same, and all persons indebted to said estates are requested to make payment without delay to the executors or administrators or their attorneys named below.

FIRST PUBLICATION**BUBSER, IRENE M.**, dec'd.

Late of Hellertown, Northampton County, PA

Co-Executors: Glenn E. Bubser, 315 Edward Lane, Cataqua, PA 18032 and Wayne S. Bubser, 14214 Autumn Gold Road, Boyds, MD 20841

COGORNO, MARY R. a/k/a COGORNO, MARY ROSE, dec'd.

Late of Lower Nazareth Township, Northampton County, PA

Administrator: Ronald R. Bates, 4515 Kimberly Court, Bethlehem, PA 18020

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

HOLLETZ, CARMELLA, dec'd.

Late of Nazareth, Northampton County, PA

Executrix: Nancy DeAngelo, 995 Garey Drive, Yardley, PA 19067

Attorney: Jeffrey G. Velandier, Esquire, 738 Main Street, Stroudsburg, PA 18360

PRINCIPATO, RICHARD A., dec'd.

Late of the Township of Palmer, Northampton County, PA

Executrix: Grace M. Principato c/o Karl H. Kline, Esquire, Karl Kline P.C., 2925 William Penn Highway, Suite 301, Easton, PA 18045-5283

Attorneys: Karl H. Kline, Esquire, Karl Kline P.C., 2925 William Penn Highway, Suite 301, Easton, PA 18045-5283

PUGLIESE, NICHOLAS J., dec'd.

Late of the City of Easton, Northampton County, PA

Executor: Raymond J. DeRaymond, Esquire, 717 Washington Street, Easton, PA 18042-4386

Attorney: Raymond J. DeRaymond, Esquire, 717 Washington Street, Easton, PA 18042-4386

SALAMONE, LUCY M., dec'd.

Late of the Township of Palmer, Northampton County, PA

Co-Executrices: Patricia F. Amato, 4610 Hyline Road, Ontario, Oregon 97914 and Epifania Smull, 711 S. 23rd Street, Easton, PA 18042

Attorneys: Louis S. Minotti, Jr., Esquire, Minotti & DeEsch, 2240 Northampton Street, Easton, PA 18042

TILEY, JOY ANN, dec'd.

Late of the City of Easton, Northampton County, PA

Executrix: Diana L. Latsha c/o Herster, Newton & Murphy, 127 N. 4th St., P.O. Box 1087, Easton, PA 18044-1087

Attorneys: Herster, Newton & Murphy, 127 N. 4th St., P.O. Box 1087, Easton, PA 18044-1087

WALDRON, WARREN R., dec'd.
Late of the Township of Bethlehem, Northampton County, PA
Executor: Jeffrey A. Waldron, 707 Yorkshire Road, Bethlehem, PA 18017.

SECOND PUBLICATION

ANTOLICK, ROBERT W., dec'd.
Late of the City of Bethlehem, Northampton County, PA
Executor: Douglas Jon Tkacik, Esquire, Riskin and Riskin, 18 E. Market St., P.O. Box 30, Bethlehem, PA 18016
Attorneys: Michael E. Riskin, Esquire, Riskin and Riskin, 18 E. Market St., P.O. Box 1446, Bethlehem, PA 18016-1446

CARDUCCI, BERNICE M., dec'd.
Late of the Township of Palmer, Northampton County, PA
Executrix: Lois Carducci a/k/a Lois Prytherch, c/o Karl H. Kline, Esquire, Karl Kline P.C., 2925 William Penn Highway, Suite 301, Easton, PA 18045-5283
Attorneys: Karl H. Kline, Esquire, Karl Kline P.C., 2925 William Penn Highway, Suite 301, Easton, PA 18045-5283

FALCONE, ANTHONY, dec'd.
Late of the Borough of Bangor, Northampton County, PA
Executrix: Nickoletta Falcone, c/o Raymond J. DeRaymond, Esquire, 717 Washington Street, Easton, PA 18042-4386
Attorney: Raymond J. DeRaymond, Esquire, 717 Washington Street, Easton, PA 18042-4386

KORPICS, HELEN E., dec'd.
Late of the City of Bethlehem, Northampton County, PA

Executrix: Francine K. Heft, c/o Littner, Deschler & Littner, 512 N. New Street, P.O. Box 1407, Bethlehem, PA 18016-1407

Attorneys: Littner, Deschler & Littner, 512 N. New St., P.O. Box 1407, Bethlehem, PA 18016-1407

MISSMER, FRANCES K., dec'd.
Late of Nazareth, Northampton County, PA
Executor: Thomas P. Stitt, c/o Thomas P. Stitt, Esquire, 101 S. Third Street, Second Floor, P.O. Box 483, Easton, PA 18044-0483
Attorney: Thomas P. Stitt, Esquire, 101 S. Third Street, Second Floor, P.O. Box 483, Easton, PA 18044-0483

SKUBIK, ALEX a/k/a ALEX J. SKUBIK, dec'd.

Late of the Borough of Northampton, Northampton County, PA

Executrix: Mary Ann Dal Pezzo, c/o Dean C. Berg, Esquire, G.M. Berg Law Offices, P.O. Box 10, Northampton, PA 18067

Attorneys: Dean C. Berg, Esquire, G.M. Berg Law Offices, P.O. Box 10, Northampton, PA 18067

WEMPLE, JAN B., dec'd.

Late of Bethlehem, Northampton County, PA

Executrix: Winifred Moore, c/o Thomas J. Maloney, Esquire, Maloney, Danyi & Sletvold, 901 West Lehigh Street, P.O. Box 1279, Bethlehem, PA 18016-1279

Attorneys: Thomas J. Maloney, Esquire, Maloney,

Danyi & Sletvold, 901 West Lehigh Street, P.O. Box 1279, Bethlehem, PA 18016-1279

THIRD PUBLICATION

BRAY, ALLEN a/k/a F. ALLEN BRAY, dec'd.

Late of Pen Argyl, Northampton County, PA

Co-Executors: Linda J. Bray, HCR #1, Box 152, Saylorsburg, PA 18353 and James E. Bray, 3442 Byrons Corner Road, Constableville, NY 13325

Attorney: John J. McGee, Esquire, 9 S. 8th Street, Stroudsburg, PA 18360

DIETZ, EMORY W., dec'd.

Late of the Borough of Bangor, Northampton County, PA

Executor: Gaylord E. Weidlick, Jr. c/o McFall, Layman & Jordan, P.C., Attorneys at Law, 134 Broadway, Bangor, PA 18013

Attorneys: McFall, Layman & Jordan, P.C., Attorneys at Law, 134 Broadway, Bangor, PA 18013

KIMBER, KAREN S., dec'd.

Late of the City of Bethlehem, Northampton County, PA

Co-Administratrices: Krisann Bachert and Tracy White c/o Law Office of Anne P. Felker, 539 Center Street, P.O. Box 190, Bethlehem, PA 18016-0190

Attorneys: Law Office of Anne P. Felker, 539 Center Street, P.O. Box 190, Bethlehem, PA 18016-0190

KOKOSKY, MARY, dec'd.

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

Executor: John J. Kokosky, Jr., 2710 Liberty Street, Easton, PA 18042

Attorneys: Alfred S. Pierce, Esquire, I.D. No. 21445, Pierce & Dally, LLP, 124 Belvidere Street, Nazareth, PA 18064

MUFFLEY, EDNA M., dec'd.

Late of the Township of Moore, Northampton County, PA

Executor: Charles D. Muffley 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 E. Market St., P.O. Box 1446, Bethlehem, PA 18016-1446

RICE, AUGUSTA, dec'd.

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

Co-Executrices: Lydia Williams, 1785 Georgetown Rd., Nazareth, PA 18064 and Priscilla Ann Silfies, 653 E. Dell Rd., Bath, PA 18014

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

ROWE, SHIRLEY M., dec'd.

Late of the Township of Plainfield, Northampton County, PA

Executrix: Cynthia May c/o McFall, Layman & Jordan, P.C., Attorneys at Law, 134 Broadway, Bangor, PA 18013
Attorneys: McFall, Layman & Jordan, P.C., Attorneys at Law, 134 Broadway, Bangor, PA 18013

SAURER, FRANK J., JR., dec'd.

Late of Moore Township, Northampton County, PA

Executor: Wayne Yanders c/o Frank M. Skrapits, Esquire, Affiliated with Steckel & Stopp, 2152 Main Street, Northampton, PA 18067-1211 Attorneys: Frank M. Skrapits, Esquire, Affiliated with Steckel & Stopp, 2152 Main Street, Northampton, PA 18067-1211

YOUNG, DOROTHY E., dec'd.

Late of Palmer Township, Northampton County, PA Administrator: Thomas H. Young c/o Harry J. Newman, Esquire, 915 West Broad Street, Bethlehem, PA 18018 Attorney: Harry J. Newman, Esquire, 915 West Broad Street, Bethlehem, PA 18018

NOTICES OF 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 of a proposed business corporation to be organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 144, No. 177, as amended.

The name of the corporation is:

COLOR RITE EAST, INC.

The Articles of Incorporation were filed on September 13, 2004.

DENNIS A. DeESCH, ESQUIRE
MINOTTI & DeESCH
2240 Northampton Street
Easton, PA 18042
(610) 258-0455

Nov. 4

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsyl-

vania at Harrisburg, PA for the purpose of obtaining a Certificate of Incorporation pursuant to the provisions of the Business Corporation Law of the Commonwealth of Pennsylvania, Act of December 21, 1988 (P.L. #177), by the following corporation:

The name of the corporation is:

LOMAJO, INC.

The Articles of Incorporation were filed on September 13, 2004 under the provisions of the Business Corporation Law of 1988.

WIENER AND WIENER LLP
Suite 400 Commonwealth Building
512 Hamilton Street
Allentown, PA 18101

Nov. 4

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, on October 21, 2004, for the purpose of obtaining a Certificate of Incorporation of a proposed business corporation to be organized under the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 1444, No. 177, as amended (15 Pa.C.S. §1306).

The name of the proposed corporation is:

TEMPO ITALIANO—

IT'S ITALIAN TIME, INC.

Steven N. Goudsouzian, Esquire
2925 William Penn Highway
Suite 301
Easton, PA 18045-5283
(610) 253-9171

Nov. 4

**THE ALLIANCE FOR SUSTAINABLE COMMUNITIES—
LEHIGH VALLEY, INC.**

has filed to become a Pennsylvania Non-Profit Corporation under the

Non-Profit Corporation Law of 1988,
15 Pa.C.S.A. §5301.

Nov. 4

**FICTITIOUS NAME
REGISTRATION NOTICES**

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Act 295 of 1982 (54 Pa. C.S.A. Sec. 301 et seq.), of the filing in the Office of the Secretary of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, on October 14, 2004, a Certificate for the conduct of a business in Northampton County, Pennsylvania, under the assumed or fictitious name, style or designation of:

BLUE LINE LAWN CARE

with its principal place of business at: 26 Chase Hollow Drive, Nazareth, Northampton County, Pennsylvania.

The name and address of the person owning or interested in said business is: Stephen Papsy, 26 Chase Hollow Drive, Nazareth, PA 18064.

CHRISTOPHER T. SPADONI,
ESQUIRE

Pa. I.D. No. 24817

1216 Linden Street

P.O. Box 1409

Bethlehem, PA 18016-1409

(610) 867-3938

FAX (610) 625-4788

Nov. 4

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Act No. 295 of 1982 of intention to file, or the filing of, in the Office of the Secretary of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, a certificate for the conduct of a business in Pennsylvania under the assumed or fictitious name, style, or designation of:

INVIDTORY

Christopher Miller at 130 N. Main St., Nazareth, PA 18064 is the sole proprietor of INVIDTORY. The certificate was filed on October 3, 2004.

Nov. 4

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Act 295 of 1982 (54 Pa. C.S.A. Sec. 311 et seq.), of the filing in the Office of the Secretary of the Commonwealth of Pennsylvania, Harrisburg, Pennsylvania, on October 25, 2004, of a Certificate for the conduct of a business in Northampton County, Pennsylvania, under the assumed or fictitious name, style or designation of:

LEHIGH VALLEY ID'S

with its principal place of business at: 3987 Lehigh Drive, Northampton, Pennsylvania 18067. The name and address of the person owning or interested in said business is: Robin A. Rivera, 3987 Lehigh Drive, Northampton, Pennsylvania 18067.

Nov. 4

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Act 295 of 1982 (54 Pa. C.S.A. Sec. 301 et seq.), of intention to file in the Office of the Secretary of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, a Certificate for the conduct of a business in Northampton County, Pennsylvania, under the assumed name, style or designation of:

**QUALITY DECORATIVE
COATINGS**

with its principal place of business at: 301 East 10th Street, Northampton, Pennsylvania 18067.

The names and address of the persons owning or interested in said business are: Christopher P. Farkas and Lorraine L. Farkas, 301 E. 10th Street, Northampton, Pennsylvania 18067.

The certificate was filed on October 29, 2004.

DEAN C. BERG, ESQUIRE
P.O. Box 10
Northampton, PA 18067

Nov. 4

ARTICLES OF AMENDMENT CORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Amendment have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, for the purpose of changing the name of Barrett Trucking, Inc. to **Barrett Enterprises, Inc.**, pursuant to the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, P.L. 1444, No. 177, as amended, 15 Pa. C.S.A. Section 501 et seq.

JOHN L. OBRECHT, ESQUIRE
1731 Main Street
Northampton, PA 18067

Nov. 4

NOTICES OF DISSOLUTION

NOTICE IS HEREBY GIVEN that **Allentown Roofing & Sheet Metal Co., Inc.**, a Pennsylvania corporation, having its registered office at 844 Locust Street, North Catasaqua, Pennsylvania 18032, has filed Articles of Dissolution with the Department of State of the Commonwealth of Pennsylvania, in Harrisburg, PA, on October 15, 2004, pursuant to and in accordance with the provisions of the Pennsylvania Business Corporation Law of 1988, approved December 21, 1988, as amended, and that the said corporation is winding up its affairs in the manner prescribed by said law, so that its corporate existence shall be ended upon the issuance of a Certificate of Dissolution by the Depart-

ment of State of the Commonwealth of Pennsylvania.

MARK S. SIGMON, ESQUIRE
SIGMON & SIGMON, P.C.
Attorneys for Allentown Roofing & Sheet Metal Co., Inc.

P.O. Box 1365
146 East Broad Street
Bethlehem, PA 18016-1365

Nov. 4

NOTICE IS HEREBY GIVEN that **Nancy R. Matus, P.C.**, a Pennsylvania professional corporation, whose principal office is at 2061 Fairview Avenue, Easton, Northampton County, Pennsylvania, intends to file Articles of Dissolution with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, pursuant to and in accordance with the provisions of the Business Corporation Law of 1988, Act of December 21, 1988, P.L. 1444, No. 177, as amended, and that the said corporation is winding up its affairs in the manner prescribed by said law, so that its corporate existence shall be terminated upon the filing of the Articles of Dissolution with the Department of State of the Commonwealth of Pennsylvania.

FISHBONE & SCHEER
Suite 502
6 South Third Street
P.O. Box 1099
Easton, PA 18044-1099

Nov. 4

IN THE NORTHAMPTON COUNTY COURT OF COMMON PLEAS

ORPHANS' COURT DIVISION

The following Executors, Administrators, Guardians & Trustees have filed Accounts in the Office of the Orphans' Court:

ESTATE; Accountant
JOHN D. BOSSERT, TRUST;
Mellon Bank, N.A., Trustee

MARY DeLUCA; Carmen Greko, Executor

JOSEPH P. KREMSNER; Patsy Palkovits, Executrix

IRREVOCABLE TRUST OF THOMAS P. STITT, SR. & MELINDA M. STITT; Thomas P. Stitt, Sr., Trustee

ELEANORE. STROUD; Barbara L. Dunlap & Eleanor L. Vold, Co-Executrices

ANNELIESE V. VOLLRATH; Henry R. Newton, Executor

ROGER L. WILLIAMS; Jean S. Williams, Executrix

AUDIT NOTICE

All Parties interested are notified that an audit list will be made up of all Accounts and the said list will be called for audit at the Northampton County Government Center, Easton, PA on: WEDNESDAY, NOVEMBER 24, 2004 AT 9:00 A.M. IN COURT-ROOM #1.

Dorothy L. Cole
Clerk of Orphans' Court
Nov. 4, 11

IN THE COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY, PENNSYLVANIA ORPHANS' COURT DIVISION

In Re: D.D.R. minor child of C.M.R. and E.M.

NO. 2002-0182

INVOLUNTARY TERMINATION OF PARENTAL RIGHTS

TO: Charlene M. Richline, natural mother

TO: Any natural, putative and/or presumptive father of D.D.R., a child born on February 12, 2003 to Charlene M. Richline

NOTICE

A Petition has been filed asking the Court to put an end to all rights you have to your child: D.D.R. The Court has set a hearing to consider ending your rights to your child. The hearing will be held in Room No.

229, Northampton County Government Center, 669 Washington Street, Easton, Pennsylvania, on November 16, 2004 at 10:00 O'Clock 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 may 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.

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
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
155 South Ninth Street
Easton, PA 18042
(610) 258-6333

Nov. 4

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

DAVID PESCHEL and MARLENE PESCHEL, Husband and Wife,
Plaintiffs

vs.

MARGARITA RAMIREZ
Defendant

No. C0048CV2004006440

Civil Action

JURY TRIAL DEMANDED

To: Ms. Margarita Ramirez
The Plaintiffs are David Peschel and Marlene Peschel, Husband and

Wife. The Defendant is Margarita Ramirez, whose last known address is 731 Hickory Street, Allentown, Pennsylvania, 18103. The suit involves injuries sustained by Plaintiff David Peschel, as a result of an automobile accident that occurred on or about April 19, 2003.

You are hereby notified to plead to the above-referenced claim on or before twenty (20) days from the date of this publication, or a judgment will be entered against you.

NOTICE

If you wish to defend, you must enter a written appearance personally or by an attorney and file your defenses or objections in writing with the Court. You are warned that if you fail to do so, the case may proceed against you and a judgment may be entered against you without further notice for the relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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

NORTH PENN LEGAL SERVICES, INC.
65 E. Elizabeth Avenue
Suite 903
Bethlehem, PA 18018
(610) 317-8757 (Telephone)

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

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

LAWYER REFERRAL SERVICE
155 South Ninth Street
Easton, PA 18042
(610) 258-6333 (Telephone)
EDWARD P. SHAUGHNESSY,
ESQUIRE

I.D. No. 52637

Counsel for Plaintiffs

654 Wolf Avenue
Easton, PA 18042
(610) 258-9955

Nov. 4

COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY, PA CIVIL ACTION—LAW

SUSAN J. YEAKEL,

vs.

TIMOTHY K. YEAKEL,

File C-48-CV-2004-1781

IN DIVORCE & CHILD CUSTODY

To: TIMOTHY K. YEAKEL:

NOTICE: you have been sued in court. If you wish to defend against the claims set forth in the following pages, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a decree of divorce or annulment may be entered against you by the court. A judgment may also be entered against you for any other claim or relief requested in these papers by the Plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children.

When the ground for the divorce is indignities or irretrievable break-

down of the marriage, you may request marriage counseling.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, DIVISION OF PROPERTY, LAWYER'S FEES OR EXPENSES BEFORE A DIVORCE OR ANNULMENT IS GRANTED, YOU MAY LOSE THE RIGHT TO CLAIM ANY OF THEM.

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 TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

LAWYER REFERRAL SERVICE
Northampton County Bar
Association
155 South 9th Street
Easton, PA 18042
Phone (215) 258-6333

DEAN C. BERG, ESQUIRE
Atty. I.D. #25086
1820 Main St.—P.O. Box 10
Northampton, PA 18067-0010
Phone (610) 262-1551

Nov. 4

ASSOCIATE NEEDED—Small insurance defense firm located in Center City, Bethlehem seeking an associate with 0-3 years experience, preferably in insurance defense and/or civil litigation. Please reply to R. Eric Hall, Esquire, R.E. Hall & Associates, P.C., 74 W. Broad Street, Suite 330, Bethlehem, PA 18018.

Nov. 4

ROBERT C. PATTERSON, ESQUIRE

654 Wolf Avenue
Easton, PA 18042

*is pleased to announce the expansion of his
New Jersey practice in the areas of*

**CRIMINAL DEFENSE
REAL ESTATE
ESTATES**

PA (610) 253-7858
NJ (908) 859-1169

Oct. 28; Nov. 4, 11

ANNOUNCEMENT

The Lehigh County Bar Association

Invites all Lehigh and Northampton County
Attorneys to a presentation by

Attorney Lawrence B. Fox

Author of:

*There's No Justice, Just Court Costs,
Has My Lawyer Called Yet?*

And the recently released *No Moose is Good Moose*

on

“The Use of Humor to Make the Practice
of Law More Palatable”

Tuesday, November 9, 2004

12:00 p.m. to 1:30 p.m.
at the headquarters of the
Bar Association of Lehigh County
1114 West Walnut Street
Allentown, PA 18102

1 CLE Credit

Please call (610) 433-6401, ext. 16 to attend

LC and NCBA Members: \$30.00
Non-Member: \$45.00

Nov. 4

NORTHAMPTON COUNTY REPORTER DIGEST—2004-11
RECENT DECISIONS OF THE COURTS OF COMMON PLEAS
OF NORTHAMPTON COUNTY

IN RE: INVOLUNTARY TERMINATION OF C.W.S.M. AND K.A.L.M.-S.

Involuntary Termination of Parental Rights—Emotional Bond—Bonding Assessment—Needs and Welfare of the Children

In the Court of Common Pleas of Northampton County, Pennsylvania, Orphans' Court Division, No. 2001-1042.

Opinion and Order of court entered granting the petition of Northampton County Department of Human Services, Children, Youth and Families Division for the termination of the parental rights of Father and Mother to their minor children C.W.S.M. and K.A.L.M.-S.

Henry R. Newton, Jr., Esquire for Father.

Robert Glazer, Esquire for Mother.

Daniel G. Spengler, Esquire for Northampton County Department of Human Services, Children, Youth and Families Division.

Sara J. Hogan, Esquire, Guardian Ad Litem for C.W.S.M. and K.A.L.M.-S.

Order of Court entered on April 15, 2004 by Robert A. Freedberg, President Judge.

DESCRIPTION OF DECISION

This matter was before the court on remand from the Superior Court instructing this court to make findings with regard to the emotional bond between the natural parents and children, and the effect that termination of parental rights will have on the children. After a hearing to receive evidence on these issues, the court found that (1) there was minimal, if any, emotional bond between the children and the natural parents; (2) termination would have minimal or no negative effect on the children; and (3) the developmental, physical, and emotional needs and welfare of each child were such that termination of the parental rights of the natural parents should occur.

**MIRIAM A. PETRESKY v. NORTHAMPTON COUNTY TAX CLAIM
BUREAU AND ANTHONY MALINOWSKI AND JAMBETH
INVESTMENTS, LLC.**

**IN RE: UPSET SALE OF PROPERTIES ON SEPTEMBER 15, 2003,
AGAINST WHICH DELINQUENT 2002 TAXES WERE DUE, INCLUDING
PROPERTY IDENTIFIED AS N7NE4 527, N7NE4 52 7A, N7NE4 52 7B,
N7NE4 52 9, ALSO KNOWN AS 1716 FIFTH STREET, BETHLEHEM,
PENNSYLVANIA**

Upset Tax Sale—Notice

In the Court of Common Pleas of Northampton County, Pennsylvania, Civil Division, No. C0048CV200400547.

Order of court entered granting petitioner's objections and exceptions to upset tax sale and denying respondent Malinowski's objection to the timeliness of petitioner's objections and exceptions.

Paula Roscioli, Esquire for Petitioner Petresky.

Lincoln Treadwell, Jr., Esquire for Northampton County Tax Claim Bureau.

Anthony Malinowski, Pro se.

Order of Court entered on July 22, 2004 by Robert A. Freedberg, President Judge.

DESCRIPTION OF DECISION

The court granted petitioner's objections and exceptions to upset tax sale because the Northampton County Tax Claim Bureau conceded that it did not meet the notice requirements of 72 P.S. §5860.607a prior to selling the property.

LUIS ANTONIO RAMOS, JR., AND ITS A MARIE RAMOS v. EASTON HOSPITAL, ST. LUKE'S HOSPITAL, ST. LUKE'S HEALTH NETWORK, SOMERSET MEDICAL CENTER, LIBERTY NURSING HOME AND REHABILITATION CENTER, WARREN HOSPITAL, LEHIGH VALLEY HOSPITAL AND HEALTH NETWORK

Venue—Pa.R.C.P. 1006(a.1)—Medical Professional Liability Action—42 Pa. C.S.A. §5101.1(c)—Medical Professional Liability Claim—Healthcare Services—Joint and Several Liability

In the Court of Common Pleas of Northampton County, Pennsylvania, Civil Division, No. C0048CV20040000210.

Opinion and Order of Court entered sustaining defendants' objections to venue and transferring these matters to the Court of Common Pleas of Lehigh County.

Peter Karoly, Esquire for Plaintiff.

Candy Barr Heimbach, Esquire and Paul Laughlin, Esquire for Defendant.

William Platt, Esquire, Edward Cahn, Esquire and Arthur Hankin, Esquire for Defendant St. Luke's Hospital and St. Luke's Health Network.

Matthew Corso, Esquire and Daniel Ryan, III, Esquire for Defendant Liberty Nursing and Rehabilitation Center.

Richard Stevens, Esquire for Defendant Lehigh Valley Hospital and Health Network.

David Doph, Esquire and Thomas McGarrigle, Esquire for Defendant Warren Hospital.

Order of Court entered on June 7, 2004 by Robert A. Freedberg, President Judge.

DESCRIPTION OF DECISION

Plaintiff, Luis Antonio Ramos, Jr. was a patient at St. Luke's Hospital in Lehigh County. Plaintiff alleges that he inexplicably lapsed into a coma for seven weeks while at the hospital, and that Charles Cullen, a nurse formerly employed by St. Luke's and one of Ramos's attending nurses, may have been responsible. Cullen recently pleaded guilty to the murders of multiple patients at various hospitals. The claims against the non-St. Luke's defendants are based on a suspected failure to provide proper and truthful references and information to St. Luke's hospital with regard to Cullen.

The court found these claims to be for recovery of damages or loss from the hospital for a failure to furnish nursing services which should have been provided. That an intentional act by Cullen is averred does not alter the fact that this claim is for a tort allegedly committed by St. Luke's by failing to provide appropriate nursing services. As such, the claim is a medical professional liability claim subject to the venue requirement of Pa.R.C.P. 1006(a.1), and therefore, venue is proper in Lehigh County, the place of the default in furnishing services.

The court further found that while defendant Easton Hospital has its principal place of business in Northampton County, it did not provide treatment to Ramos in Northampton County. Therefore, Pa.R.C.P. 1006(c)(1) does not apply, and Pa.R.C.P. 1006(c)(2) and Pa.R.C.P. 1006(a.1) do not authorize venue in Northampton County.

STEVEN D. SHACHTER, INDIVIDUALLY, AND AS EXECUTOR OF THE ESTATE OF DEBRA A. SHACHTER, DECEASED v. ST. LUKE'S HOSPITAL, ST. LUKE'S HOSPITAL AND HEALTH NETWORK, CHARLES CULLEN, LIBERTY NURSING & REHABILITATION CENTER AND HGCC OF ALLENTOWN, INC.

STEVEN D. SHACHTER, INDIVIDUALLY, AND AS EXECUTOR OF THE ESTATE OF DEBRA A. SHACHTER, DECEASED v. HCR MANORCARE, INC. AND MANOR CARE, INC.

KAREN J. CROFT, INDIVIDUALLY, AND AS ADMINISTRATRIX OF THE ESTATE OF LORETTA KELLER, DECEASED v. ST. LUKE'S HOSPITAL, ST. LUKE'S HOSPITAL AND HEALTH NETWORK, CHARLES CULLEN, LIBERTY NURSING & REHABILITATION CENTER AND HGCC OF ALLENTOWN, INC., HCR MANORCARE, INC., MANOR CARE, INC., GULA STAFFING SERVICES INC., ADVANCED HEALTHCARE HEALTH MED., INC., HEALTH MED ONE, INC., HEALTHFORCE AND WILLIAM P. GULA

DOROTHY DRAVECZ, INDIVIDUALLY, AND AS EXECUTRIX OF THE ESTATE OF VIRGINIA BUTTILLO, DECEASED AND ANTHONY BUTTILLO, INDIVIDUALLY, AND AS EXECUTOR OF THE ESTATE OF VIRGINIA BUTTILLO v. ST. LUKE'S HOSPITAL, ST. LUKE'S HOSPITAL AND HEALTH NETWORK, CHARLES CULLEN, LIBERTY NURSING & REHABILITATION CENTER AND HGCC OF ALLENTOWN, INC., HCR MANORCARE, INC., AND MANOR CARE, INC.

DOROTHY DRAVECZ AND ANTHONY BUTTILLO, INDIVIDUALLY, AND AS EXECUTORS OF THE ESTATE OF VIRGINIA BUTTILLO, DECEASED v. GULA STAFFING SERVICES, INC., ADVANCED HEALTHCARE, HEALTH MED, INC., HEALTH MED ONE, INC., HEALTHFORCE, AND WILLIAM P. GULA

Venue—Pa. R.C.P. 1006(a.1)—Medical Professional Liability Action—42 Pa. C.S.A. §5101.1(c)—Medical Professional Liability Claim—Healthcare Services

In the Court of Common Pleas of Northampton County, Pennsylvania, Civil Division, Nos. C0048CV20040000139, C0048CV20040000174, C0048CV20040000568, C0048CV20040000417, and C0048CV20040000535.

Opinion and Order of Court entered sustaining defendants' objections to venue and transferring these matters to the Court of Common Pleas of Lehigh County.

Kelly Clifford Rambo, Esquire for Plaintiffs.

William Platt, Esquire, Edward Cahn, Esquire and Arthur Hankin, Esquire for Defendants St. Luke's Hospital and St. Luke's Health Network

Matthew Corso, Esquire for Defendant Liberty Nursing and Rehabilitation Center.

Daniel Ryan, III, Esquire for Defendants Liberty Nursing and Rehabilitation Center, HGCC of Allentown, and HCR Manorcare.

Order of Court entered on June 7, 2004 by Robert A. Freedberg, President Judge.

DESCRIPTION OF DECISION

In each of these cases, decedent was a patient at St. Luke's hospital in Lehigh County. Plaintiffs believed that decedents died under mysterious circumstances, and that Charles Cullen, a nurse formerly employed by St. Luke's, may have been responsible. The claims against the non-St. Luke's defendants are based on a suspected failure to provide proper and truthful references and information to St. Luke's hospital with regard to Cullen.

The court found these claims to be for recovery of damages or loss from the hospital for a failure to furnish nursing services which should have been provided. That an intentional act by Cullen is averred does not alter the fact that this claim is for a tort allegedly committed by St. Luke's by failing to provide appropriate nursing services. As such, the claim is a medical professional liability claim subject to the venue requirement of Pa.R.C.P. 1006(a.1), and therefore, venue is proper in Lehigh County, the place of the default in furnishing services.

STEPHANIE SMITH v. SUSAN DALRYMPLE AND RONALD FOSTER

Motion for Summary Judgment—Negligence

In the Court of Common Pleas of Northampton County, Pennsylvania, Civil Division, No. C0048CV2001008040.

Order of court entered granting defendant Foster's motion for summary judgment.

Abraham Kassis, Esquire, for Plaintiff.

Brian Longenhagen, Esquire, for Defendant.

Order of Court entered on July 6, 2004 by Robert A. Freedberg, President Judge.

DESCRIPTION OF DECISION

The court granted defendant Foster's motion for summary judgment in this action arising out of an automobile collision because the court found that Foster's conduct was undisputed and there was no evidence to establish that Foster breached or failed to conform to his duty to operate his vehicle in a safe and responsible manner.

COMMONWEALTH OF PENNSYLVANIA v. JOSEPH MICHAEL STROHL

Post Conviction Relief Act—Ineffective Assistance of Counsel—Brady—After-Discovered Evidence—Double Jeopardy—Collateral Estoppel—Lesser Included Offense Jury Instruction—Summary of the Evidence—Motion to Quash Indictment—Adverse Inference Jury Instruction—Failure To Call a Witness

In the Court of Common Pleas of Northampton County, Pennsylvania, Criminal Division, No. 2000-829.

Opinion and Order denying petition for post-conviction relief.

Jay Jenkins, Assistant District Attorney for Commonwealth.

Joseph Michael Strohl, Pro se.

Order of Court entered on June 15, 2004 by Robert A. Freedberg, President Judge.

DESCRIPTION OF DECISION

This matter was before the court on the Post Conviction Relief Act, 42 Pa. C.S.A. §9541 *et seq.*, petition of Joseph M. Strohl arising from his conviction of murder in the second degree. Petitioner first contended that the Commonwealth violated its obligation under *Brady v. Maryland*, 373 U.S. 83, 10 L.Ed.2d 215 (1963), to disclose excul-

patory evidence. Petitioner's second issue raised was that he is entitled to a new trial based on after-discovered evidence. Petitioner's third claim was that his counsel was ineffective because counsel did not move to preclude the admission of evidence allegedly barred by collateral estoppel. Petitioner's fourth claim was that counsel was ineffective for failure to request the trial court to instruct the jury on aggravated assault, as a lesser included offense. Petitioner's fifth claim was that counsel was ineffective for failure to request an instruction on involuntary manslaughter. Petitioner's sixth claim was that counsel was ineffective for failing to object to the trial court's summary of the evidence to the jury. Petitioner's seventh claim was that counsel was ineffective by not filing a motion to quash the indictment based upon alleged misconduct by the assistant district attorney surrounding the testimony of witness, William Notti, before the grand jury. Petitioner's eighth claim was that trial counsel was rendered ineffective for failing to object and preserve for appeal the trial court's determination not to give an adverse inference jury instruction based on medical records that were unavailable for use at trial. Petitioner's ninth and final claim was that trial counsel was ineffective for failing to call Robert Strohl, petitioner's father, as a witness at trial. The court denied post-conviction relief on all issues raised by petitioner.

**PHILIP AND LISA VIRGILIO v. DONALD JESSAMINE I/T/A
JESSAMINE BUILDERS**

Motion for Summary Judgment—Unfair Trade Practices and Consumer Protection Law (UTPCPL)—Common-Law Fraud—Unfair or Deceptive Acts or Practices—Breach of Contract—Release

In the Court of Common Pleas of Northampton County, Pennsylvania, Civil Division, No. C0048CV2001002403.

Opinion and order of court denying defendant's motion for summary judgment.

Stanley J. Margle, III, Esquire for Plaintiffs.

James L. Pfeiffer, Esquire for Defendant.

Order of Court entered on June 17, 2004 by Robert A. Freedberg, President Judge.

DESCRIPTION OF DECISION

Plaintiffs brought this action asserting claims of breach of contract, negligence, breach of express warranty, breach of implied warrant of habitability, breach of implied warranty of good workmanship, and violation of the Unfair Trade Practices and Consumer Protection Law (UTPCPL) based on defendant's alleged failure to construct plaintiffs' home in accordance with a contract entered into by the parties and to acceptable workmanlike standards. Defendant moved for summary judgment arguing:

1. Plaintiffs failed to produce material facts sufficient to claim violation of the UTPCPL under 73 P.S. §201-2(4)(xvi) because they did not allege all of the elements of common-law fraud;
2. The contract between plaintiffs and defendant released defendant from liability with respect to the alleged breaches asserted by plaintiffs; and
3. Plaintiffs' actions of prohibiting defendant from entering the property to rectify alleged defects in workmanship prior to the expiration of the warranty period nullified all of plaintiffs' claims.

In denying summary judgment, the court found that:

1. Plaintiffs adequately pleaded facts sufficient to make out a claim for violation of the UTPCPL because there was no requirement that they allege all of

the elements of common-law fraud if pursuing a claim for unfair or deceptive acts or practices under 73 P.S. §201-2(4)(xvi) (making repairs, improvements or replacements on tangible, real or personal property, of a nature or quality inferior to or below the standard of that agreed to in writing).

2. The contract did not release defendant from the damages of which plaintiffs complained.

3. There was a disputed issue of fact whether or not defendant was making a good faith attempt to make the requested repairs.

WILSON AREA SCHOOL DISTRICT v. FRANKLIN E. SKEPTON, SAFECO INSURANCE COMPANY OF AMERICA, BRESLIN RIDYARD FADERO, DUGGAN AND MARCON, INC., AND R.A. TAUBER, INC. v. W.N. RUSSELL & COMPANY AND MORGAN COMPANY, INC.

Joinder of Additional Defendant—Late Joinder—Pa. R.C.P. 2253

In the Court of Common Pleas of Northampton County, Pennsylvania, Civil Division, No. C0048CV20010022431.

Order of court denying defendant Duggan and Marcon, Inc.'s petition for leave to join Continental Cast Stone East by Russell, a corporation, as an additional defendant.

Dominic Sbrocchi, Esquire for Plaintiff.

Christopher Ballod, Esquire for Defendant, Duggan and Marcon, Inc.

Sean O'Meara, Esquire for proposed Additional Defendant, Continental Cast Stone East by Russell.

Order of Court entered on July 6, 2004 by Robert A. Freedberg, President Judge.

DESCRIPTION OF DECISION

This matter was before the court on defendant Duggan and Marcon, Inc.'s petition for leave to join Continental Cast Stone East by Russell as an additional defendant. The court denied the petition because the court found Duggan failed to show any reasonable excuse for the over seven month delay in commencing the joinder proceedings, and the potential for prejudice to the proposed additional defendant.