

Northampton County Reporter (USPS 395-280)

VOL. LIII

EASTON, PA December 2, 2004

NO. 101

**James Lukanowski v. Samuel Ross Giamber, M.D., H. Thompson Dale, M.D.,
Daniel Sullum, M.D., St. Luke's Hospital and
Plainfield Township Volunteer Fire Co.**

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INSERT: Goldenrod:

1. "Overview of Labor & Employment
Law for the General Practitioner"
2. "Options When Forming a Business Entity"
3. 2004 NCBA Calendar of Events
4. PBI/CLE Seminars @ NCBA,
BALC & I.U. 20

☞ NOTICE TO THE BAR...

Court Administration has issued the following information regarding holiday schedules at Northampton County Government Center:

Please be advised that the **Status Conferences** originally scheduled for Tuesday, December 21, 2004 *have been changed to Wednesday, December 22, 2004.*

As a result of the Christmas Holiday, Court will be closed the latter portion of Thursday, December 23, 2004 and Friday, December 24, 2004.

Custody hearings that would normally be scheduled for December 23 and December 24, 2004 have been rescheduled for December 21 and December 22, 2004. Those custody hearings scheduled for December 17, 2004 will occur as originally listed. If you have any questions, please call the Court Administrator's Office at (610) 559-6700.

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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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Robert C. Brown, Jr., Esquire
Editor

**NOTICES TO NCBA MEMBERS—BAR NEWS
IN MEMORIAM**

LAWRENCE J. BRIODY, SR.

Admitted 1956 Died: November 22, 2004

Memorial Services were private and at the convenience of the family. Contributions may be made to the Alzheimer's Association Lehigh Valley Branch Office, 617-A Main Street, Hellertown, PA 18055; or Holy Infancy Church located at 312 E. 4th Street, Bethlehem, PA 18015; or to the charity of one's choice.

☞ **PLEASE NOTE** the changes in the 2005 Court Calendar. The **Civil Pretrial** dates listed on the back of the 2005 Court Calendar were printed incorrectly and should be as follows: **February 9, 2005—April 5, 2005—June 14, 2005—August 2, 2005—October 11, 2005—December 5, 2005**. Additionally, the January 19th date listed for **Civil Non-Jury** is incorrect and should be **January 24, 2005**. All dates on the front of the calendar are correct.

☞ **NOTICE TO THE BAR...** The deadlines for receiving Legal Notices for the following upcoming holidays are as follows:

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**.

☞ **INCLUDED IN THIS ISSUE** is an announcement & registration forms for the following lunch and learn seminars: **(1) December 8th**—*“Overview of Labor & Employment Law for the General Practitioner”* **(2) December 15th**—*“Options When Forming a Business Entity”* **(3) PBI/CLE Seminars** **(4) Calendar of Events**
☞ **PBI/CLE SEMINARS @ NCBA—Thursday, December 16, 2004—**

“Orphan's Court Practice & Procedure” is scheduled from 9:30 a.m. to 12:30 p.m. As always, registration begins at 9:00 a.m. Register early by calling (800) 932-4637.

☞ **REAL FACTS:**

A sneeze travels out of your mouth at over 100 miles an hour.

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**BARTHOLOMEW, PAUL D., SR.**

a/k/a PAUL D. BARTHOLOMEW, dec'd.

Late of the Borough of Tatamy, Northampton County, PA
 Executor: George C. Bartholomew c/o Gregory R. Reed, Esquire, Attorney-at-Law, 141 South Broad Street, P.O. Box 299, Nazareth, PA 18064-0299
 Attorney: Gregory R. Reed, Esquire, Attorney-at-Law, 141 South Broad Street, P.O. Box 299, Nazareth, PA 18064-0299

DRAVITZ, JOHN S., dec'd.

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

Executor: John E. Dravitz c/o William A. Duh, Esquire, Route 412, 2046 Leithsville Road, Hellertown, PA 18055
 Attorney: William A. Duh, Esquire, Route 412, 2046 Leithsville Road, Hellertown, PA 18055

FILIPEK, WALTER J., dec'd.

Late of the Borough of Hellertown, Northampton County, PA

Executrix: Mary Reiter Filipek c/o John J. Bartos, Esquire,

3976 Township Line Road, Bethlehem, PA 18020

Attorney: John J. Bartos, Esquire, 3976 Township Line Road, Bethlehem, PA 18020

HARTZELL, CHARLES E., dec'd.

Late of the Township of Upper Mt. Bethel, Northampton County, PA

Executrix: Helen L. Stratton 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

HEFFERNAN, MICHAEL, dec'd.

Late of the Borough of North Catasauqua, Northampton County, PA

Administratrix: Anne Hefferman c/o Elliot M. Drexler, Drexler, Lyons & McGuffin, 260 West Street Road, P.O. Box 2339, Warminster, PA 18974
 Attorneys: Elliot M. Drexler, Drexler, Lyons & McGuffin, 260 West Street Road, P.O. Box 2339, Warminster, PA 18974

HELLER, WAYNE J., dec'd.

Late of the Township of Upper Mt. Bethel, Northampton County, PA

Executor: Stephen N. Heller 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

HODULIK, HELEN K., dec'd.

Late of the Township of Moore, Northampton County, PA

Executrix: Patricia I. Veneir a/k/a Patricia I. Venier c/o Craig A. Dally, Esquire, Pierce & Dally, LLP, 124 Belvidere Street, Nazareth, PA 18064
Attorneys: Craig A. Dally, Esquire, Pierce & Dally, LLP, 124 Belvidere Street, Nazareth, PA 18064

LaBARBA, JOSEPHINE E., dec'd.

Late of the Township of Palmer, Northampton County, PA
Co-Executors: S. James LaBarba, 1510 Quarry Drive, Bethlehem, PA 18020 and Carmella LaBarba, 2913 Liberty Street, Easton, PA 18045
Attorneys: Louis S. Minotti, Jr., Esquire, Minotti & DeEsch, 2240 Northampton Street, Easton, PA 18042

McNERNEY, RITA E., dec'd.

Late of the City of Bethlehem, Northampton County, PA
Executor: Joseph F. Leeson, Jr. c/o Leeson, Leeson & Leeson, 70 E. Broad Street, P.O. Box 1426, Bethlehem, PA 18016-1426
Attorneys: Leeson, Leeson & Leeson, 70 E. Broad Street, P.O. Box 1426, Bethlehem, PA 18016-1426

OTT, FLOYD A., JR., dec'd.

Late of Lower Mt. Bethel Township, Northampton County, PA
Co-Executrices: Elaine F. Mest and Sharon M. Shook c/o Harry C. J. Blair, Esquire, 940 Jacktown Road, Bangor, PA 18013
Attorney: Harry C. J. Blair, Esquire, 940 Jacktown Road, Bangor, PA 18013

PASTERNAK, ANTHONY a/k/a TONEY PASTERNAK a/k/a TONY PASTERNAK, dec'd.

Late of the Borough of Hellertown, Northampton County, PA

Executrix: Jeanette Scherbak a/k/a Jeannette Scherbak c/o Littner, Deschler & Littner, 512 N. New Street, P.O. Box 1407, Bethlehem, PA 18016-1407

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

PONIKTERA, HELEN P., dec'd.

Late of the Borough of Hellertown, Northampton County, PA

Executrix: Carolann DosSantos c/o William A. Duh, Esquire, Route 412, 2046 Leithsville Road, Hellertown, PA 18055

Attorney: William A. Duh, Esquire, Route 412, 2046 Leithsville Road, Hellertown, PA 18055

ROSSO, NICHOLAS H., JR., dec'd.

Late of the City of Bethlehem, Northampton County, PA

Executor: Mark F. Russo c/o William A. Duh, Esquire, Route 412, 2046 Leithsville Road, Hellertown, PA 18055
Attorney: William A. Duh, Esquire, Route 412, 2046 Leithsville Road, Hellertown, PA 18055

SECOND PUBLICATION

CHOMKO, JOHANNA, dec'd.

Late of Upper Nazareth Township, Northampton County, PA

Executrix: Stephanie Pasquel
c/o Joel H. Ziev, Esquire, 700
Washington Street, Easton, PA
18042

Attorney: Joel H. Ziev, Es-
quire, 700 Washington Street,
Easton, PA 18042

EAKIN, GEORGE G., dec'd.

Late of the Township of Palm-
er, Northampton County, PA
Executor: Harold K. Banghart,
1231 Bushkill Street, Easton,
PA 18042

Attorney: Keene Jabbour, Es-
quire, 701 Washington Street,
Easton, PA 18042

KALMAN, MARTINA, dec'd.

Late of the City of Bethlehem,
Northampton County, PA
Executor: William J. Kalman
c/o John J. Bartos, Esquire,
3976 Township Line Road,
Bethlehem, PA 18020

Attorney: John J. Bartos, Es-
quire, 3976 Township Line
Road, Bethlehem, PA 18020

KINGCAID, HELEN J. a/k/a

HELEN E. KINGCAID, dec'd.

Late of the Township of Bush-
kill, Northampton County, PA
Co-Executors: Patricia A. Van-
Horn, 442 Cherry Hill Rd.,
Nazareth, PA 18064 and Den-
nis M. Kingcaid, 27 Chestnut
Street, Nazareth, PA 18064

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

KROBOTH, CHARLES JOHN

a/k/a CHARLES KROBOTH
a/k/a CHARLES J. KRO-
BOTH, dec'd.

Late of Walnutport, North-
ampton County, PA

Executor: Neil Charles Kro-
both, 530 Old Main Street,
Walnutport, PA 18088

Attorneys: Charles A. Waters,
Esquire, Steckel and Stopp,
125 S. Walnut Street, Suite
210, Slatington, PA 18080

YOB, MARGUERITE E., dec'd.

Late of 351 East Main Street,
Bath, Northampton County,
PA

Executrix: Dolores Rampulla,
47 Friedenstahl Avenue, Naza-
reth, PA 18064

Attorneys: Lee A. Conrad, Es-
quire, Thomas, Conrad and
Conrad, 515 West Linden
Street, First Floor, Allentown,
PA 18101

THIRD PUBLICATION

EUTIZE, MADELYN R. KEN-
SECKI a/k/a MADELYN R.
KENSECKI, dec'd.

Late of the Borough of Naza-
reth, Northampton County,
PA

Executor: John L. Kensecki
c/o James C. Omdahl, Es-
quire, 54 South Commerce
Way, Suite 172, Bethlehem, PA
18017

Attorney: James C. Omdahl,
Esquire, 54 South Commerce
Way, Suite 172, Bethlehem, PA
18017

IACONO, JOSEPH E. a/k/a JO-
SEPH IACONO, dec'd.

Late of the Township of Forks,
Northampton County, PA

Executor: Steven Iacono, 319
Elizabeth Avenue East, East-
on, PA 18040

Attorney: Richard F. Boyer,
Esquire, 1216 Linden Street,
P.O. Box 1409, Bethlehem, PA
18016

LONGLEY, BARBARA S., dec'd.

Late of the Township of Moore,
Northampton County, PA

Executor: Jesse Longley, 24 Longley Road, Nazareth, PA 18064

Attorneys: Alyssa Lopiano-Reilly, Esquire, Zito, Martino and Karasek, 641 Market Street, Bangor, PA 18013

MORGAN, ELIZABETH C. STOFFLET a/k/a ELIZABETH C. MORGAN, dec'd.

Late of the Borough of Walnutport, Northampton County, PA

Executrix: Jean Gusick, 1229 Meyer Drive, Walnutport, PA 18088

Attorneys: James A. Wimmer, Esquire, Philip & Wimmer, 419 Delaware Avenue, P.O. Box 157, Palmerton, PA 18071

NOLF, IRENE M., dec'd.

Late of Moore Township, Northampton County, PA

Executrix: Sylvia De Rea c/o Frank M. Skrapits, Esquire, Law Office of Frank M. Skrapits, Affiliated with Steckel & Stopp, 2152 Main Street, Northampton, PA 18067-1211
Attorneys: Frank M. Skrapits, Esquire, Law Office of Frank M. Skrapits, Affiliated with Steckel & Stopp, 2152 Main Street, Northampton, PA 18067-1211

REASER, CATHERINE E., dec'd.

Late of the Borough of Bath, Northampton County, PA
Co-Executors: Paul C. Reaser, Jr., 242 W. Main Street, Bath, PA 18014, Gary L. Reaser, 31 Seyfried Avenue, Nazareth, PA 18064 and David S. Reaser, 242 W. Main Street, Bath, PA 18014

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

SHEA, HELEN M., dec'd.

Late of the City of Easton, Northampton County, PA

Executrix: Florence Hixon, 528 Centre St., Easton, PA 18042

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, PA on or about November 12, 2004, for:

104 BATH, INC.

104 East Main Street, Bath, PA 18014-1506.

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

Dec. 2

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 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.

The name of the corporation is:

**BARRY BARTAKOVITS
CUSTOM POOLS, INC.**

The Articles of Incorporation were filed on November 10, 2004 and the number is 3261505. The purpose for which the corporation has been organized is: Real Estate investment. This corporation is incorporated under the Business Cor-

poration Law of Pennsylvania of 1988 (1988, Dec. 21, P.L. 1444, No. 177, Section 103).
EDWARD L. REDDING, ESQUIRE
548 North New Street
Bethlehem, PA 18018

Dec. 2

NOTICE IS HEREBY GIVEN that Articles of Incorporation—For Profit 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. 1444, No. 177, as amended.

The name of the corporation is:
CASSIDON REALTY CORP.

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

MAJCZAN-SCHAEDLER-
KELLEHER
901 West Lehigh Street
Suite 200
Bethlehem, PA 18018

Dec. 2

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. 1444, No. 177, as amended.

The name of the corporation is:
**ExecuGroup Consulting
Services, Inc.**

The Articles of incorporation were filed on November 12, 2004.

JAMES L. BROUGHAL, ESQUIRE
BROUGHAL & DeVITO, L.L.P.
38 West Market Street
Bethlehem, PA 18018

Dec. 2

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on November 10, 2004 for the purpose of obtaining a Certificate of Incorporation pursuant to the provisions of the Business Corporation Law of 1988, 15 Pa.C.S. Section 1101. The name of the corporation is:

**HAN'S BETHLEHEM STAR,
INCORPORATED**

The purpose for which the corporation is organized is to provide dry cleaners, drop shops, alteration tailorings, delivery, etc.

Dec. 2

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

The name of the proposed corporation is:

**OZ ABSTRACT & SETTLEMENT
SERVICES, INC.**

The Corporation has been incorporated under the Pennsylvania Business Corporation Law of 1988.

LOUIS S. MINOTTI, JR.,
ESQUIRE
MINOTTI & DeESCH
2240 Northampton Street
Easton, PA 18042

Dec. 2

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the

Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on November 8, 2004 for the purpose of obtaining a Certificate of Incorporation pursuant to the provisions of the Business Corporation Law of 1988, 15 Pa.C.S. Section 1101. The name of the corporation is:

**UNLIMITED CHANGES
INCORPORATED**

The purpose for which the corporation is organized is to provide Health, Fitness and Nutrition Counseling, Training and Product Supplier.

Dec. 2

**NOTICE OF NONPROFIT
INCORPORATION
THE PRESERVE AT FORKS
TOWNSHIP COMMUNITY
ASSOCIATION**

has been incorporated under the PA Nonprofit Corporation Law of 1988 on July 28, 2004 as a community association.

Dec. 2

**LIMITED LIABILITY COMPANY
NOTICES**

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania, Harrisburg, PA. The Corporation is incorporated under the Pennsylvania Business Corporation Law of 1988.

The name of the corporation is:
CAPITAL AUTO SALES, LLC

James V. Fareri, Esquire
Newman, Williams, Mishkin,
Corveleyn, Wolfe & Fareri, P.C.
712 Monroe Street
Stroudsburg, PA 18360

Dec. 2

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 Business Corporation Law of the Commonwealth of Pennsylvania of 1988, as amended, by the following corporation:

The name of the corporation is:
STEP GROUP TYJ, LLC

The Articles of Incorporation were filed on or about October 25, 2004.

The purpose for which it was organized is: to have unlimited power to engage in and to do any lawful act concerning any and all lawful business for which a corporation may be incorporated under the provisions of the Business Corporation Law of 1988, as amended particularly as relates to real estate transactions.

CHRYSTYNA M. FENCHEN,
ESQUIRE

528 Maple Street
P.O. Box 1006
Bethlehem, PA 18018

Dec. 2

**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
FRANCES E. ALTSTADT; Michael E. Riskin, Executor
PEARL M. GRIFFITH; William Robert Griffith, Administrator
MOLLY HARRIS a/k/a MOLLY LEITNER; Sandra Wruble, Executrix

FRANCES J. KEIPER; David F. Keiper, Executor

DOROTHY POKOTELLO; Samantha Schmoyer, Executrix

KATHLEEN M. RUNDLE; Susan R. Rundle, 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, DECEMBER 29, 2004 AT 9:00 A.M. IN COURTROOM #1.

Dorothy L. Cole
Clerk of Orphans' Court
Dec. 2, 9

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

In Re: Paige Pauline Joanethis, a minor, by and through her parent and natural guardian,
Michelle Menio

**Case No. C0048CV2004008242
NOTICE**

NOTICE IS HEREBY GIVEN that on November 3, 2004, the Petition of Paige Pauline Joanethis, by and through her parent and natural guardian, Michelle Menio, was filed in the above named court praying that a decree be entered to change her name to Paige Pauline Menio. The Court has set January 7, 2005, at 9:00 a.m., in Courtroom Number 1, Northampton County Courthouse, Easton, Pennsylvania, as the time and place for the hearing of said Petition, when and where all persons interested may appear and show cause, if any they may have, why the prayer of said Petition should not be granted.

GARY A. BRIENZA, ESQUIRE
DIMMICH, GULDIN,
DINKELACKER & BRIENZA, P.C.
Attorneys for Petitioner
Nov. 18, 25; Dec. 2

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.

Dec. 2, 9

**SHERIFF'S SALE OF
VALUABLE REAL ESTATE**

The following real estate will be sold by the Sheriff of Northampton County, Pennsylvania, on December 10, 2004 at ten o'clock a.m. in the COUNCIL CHAMBERS, FOURTH FLOOR, of the Northampton County Government Center, within the City of Easton, County of Northampton and State of Pennsylvania, to wit:

PLEASE TAKE NOTICE that the sale price will include only the delinquent taxes certified to the Sheriff's Office. Any current taxes are the responsibility of the purchaser.

**No. 1
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-004394**

ALL that certain lot or parcel of land, with frame messuage and a three car garage, erected upon, situated lying and being on the East side of South Seventeenth Street, in the Borough of Wilson, County of Northampton and State of Pennsylvania, and known as number 32 South Seventeenth Street, Borough of Wilson, Pennsylvania.

Bounded and described as follows, to wit

BEGINNING at a point in the building line of the East side of South Seventeenth Street, One Hundred and Ten (110) feet, North of the intersection of the building lines on the North side of Ferry Street, and

the East side of said South Seventeenth Street, at the North East corner of said Two Streets, thence North along the East side of said Seventeenth Street, Forty-six (46) feet, and extending of the same width Eastwardly One Hundred and Thirty eight (138) feet, more or less to a Ten (10) feet wide alley.

BOUNDED on the West by said Seventeenth Street, on the North by land now or late of Helen M. Lambert, on the East by said Ten feet wide alley, and on the South by a Ten feet wide Alley.

Laid out by the Heirs of Frederick Brown for the use of the adjoining Property Owners.

BEING the same premises which Lawrence D. Einfalt and Janis R. Einfalt, husband and wife, by Deed dated April 28, 2003 and recorded in the Office of the Recorder of Deeds of Northampton County on April 29, 2003 in Deed Book Volume 2003-1, Page 151423, granted and conveyed unto Jah-Jah Melhem.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: L9SW2D-6-8.

THEREON BEING ERECTED a three story single dwelling with shingle siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Jah Jah Melhem.

BRIAN B. DUTTON, ESQUIRE

No. 3
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-002468

ALL THAT CERTAIN lot or piece of ground, situate on the North side of Grant Street, in the City of Easton, Northampton County, Pennsylvania, beginning at a point on the Northern building line of Grant Street at a distance of 140 feet West from the Northwestern building line of

Valley Avenue, (the Northwest corner of Grant Street and Valley Avenue); thence extending along the North side of said Grant Street, Westwardly a distance of 20 feet, thence extending Northwardly of that width of 20 feet between parallel lines, at right angles to Grant Street a distance of 140 feet to a 20 feet wide alley.

BOUNDED on the North by said alley, on the East by land now or late of said Edward S. Bixler, on the south by said Grant Street, and on the West by Lot No. 13, as known and described in the plot of the former Borough of South Easton; said premises herein described being the Westerly half of Lot No. 15, on said plot, and known as No. 815 Grant Street.

ALSO KNOWN AS COUNTY UNIFORM PARCEL IDENTIFIER MAP: M9NE1A BLOCK: 19 LOT: 8.

BEING THE SAME PREMISES which Joanne C. Liberti, by her deed dated March 26, 1990 and recorded March 28, 1990 in the Office of the Recorder of Deeds in and for Northampton County at Easton, Pennsylvania, in Deed Book Volume 796, Page 168, did grant and convey unto Ronald J. Liberti.

BEING KNOWN AS 815 West Grant Street, Easton, Pennsylvania.

THEREON BEING ERECTED a two and one-half story one-half of a stucco dwelling with shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Joan M. Teski and Sharlene L. Malin and Anthony G. Malin.

DANIEL G. SCHMIEG, ESQUIRE

No. 4
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-004938

TRACT NUMBER 1:

ALL THAT CERTAIN lot or piece of ground situate in the Township

of Palmer, County of Northampton and State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a concrete monument on the South side of a public road leading from Seipsville to the Pond Road known locally as Farmersville Road, said point being twenty-five (25) feet from the centerline of the aforementioned road and in line of land of Leon Weaver; thence along the land of Leon Weaver, South eight (8) degrees thirteen and five-tenth (13.5) minutes East a distance of ninety-one and one one-hundredth (91.01) feet to a concrete monument; thence along the land of David Crouse South no degrees thirty-three and five-tenth (33.5) minutes East a distance of one hundred fifty and seventeen one-hundredth (150.17) feet to a concrete monument; thence along land of Mabel Hay, grantor herein, South seventy-eight (78) degrees forty and five-tenth (40.5) minutes West a distance of one hundred three and forty-four one-hundredth (103.44) feet to an iron pin; thence along the land about to be conveyed to Henry Danner and along the land of Henry Danner, North three (3) degrees thirty-five and five-tenth (35.5) minutes West a distance of two hundred fifteen and ninety-eight one-hundredth (215.98) feet to an iron pin on the South side of the aforementioned public road; thence along the South side of the aforementioned road and twenty-five (25) feet from the centerline thereof North sixty-five (65) degrees fifty-five and five-tenth (55.5) minutes East a distance of one hundred ten (110) feet to a concrete monument, the place of Beginning.

The above description being according to survey by E. T. Sales,

Inc., Engineers, under date of May, 1964.

EXCEPTING AND RESERVING THEREOUT all that certain lot one hundred (100) feet x one hundred (100) feet conveyed by indenture of deed from William H. Hay and Lillie L. Hay, his wife, to Eugene Pysher and Helen P. Pysher, his wife, grantees herein, dated December 30, 1939, recorded in Deed Book F, Vol. 70 at page 68.

TRACT NUMBER 2:

ALL THAT CERTAIN lot or piece of ground situate in *Bethlehem Township, County of Northampton and State of Pennsylvania, Bounded and described as follows, to wit:

BEGINNING at a point on the Southern side of Road leading from Farmersville to Seipsville, said point being six hundred eighty-four feet (684') East from the Eastern boundary of John Schaible, Jr., lot, along the South side of said Public Road to a point, THENCE Southward a distance of one hundred (100') feet to a point, THENCE Eastward a distance of one hundred (100') feet to a point, THENCE Northward along the Western boundary of Lewis Miller farm a distance of one hundred feet (100'), THENCE Westward along the aforementioned Public Road, a distance of one hundred (100') feet, to place of BEGINNING. Containing 10,000 square feet of land, be the same more or less.

*All that property described in Tract Number 2 above is situate in Palmer Township, this property was erroneously stated on a prior deed dated December 30, 1939 recorded at Deed Book F, Volume 70, Page 68, as being situate in Bethlehem Township.

ALSO KNOWN AS NORTH-AMPTON COUNTY UNIFORM PAR-

CEL IDENTIFIER TAX MAP L8, BLOCK 13, LOT 3.

BEING KNOWN AS 4060 Farmersville Road, Easton, Pennsylvania.

THEREON BEING ERECTED a two story single dwelling with aluminum siding exterior and shingle roof; detached two-car garage.

SEIZED AND TAKEN into execution of the writ as the property of Vikki Cannon.

MARK J. UDREN, ESQUIRE

No. 5

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-002390**

ALL THAT CERTAIN messuage consisting of the westerly half of a double frame dwelling known as No. 431 Main Street, situate in the Borough of Walnutport, Northampton County, Pennsylvania, and on the northerly side of said street, being otherwise bounded and described as follows, to wit:

BEGINNING at a point on the southerly (street) edge of the northerly curb of said Main Street, said point marking the southwest corner of land allocated to house No. 433 hereinafter referred to; thence along the said southerly edge of said curb, south eighty (80) degrees, fifty-seven (57) minutes west, nineteen and ninety-two one-hundredths (90.92) feet to a point in the line dividing land of the said Stanley G. Reph, et ux, and land of Mrs. Paul Fatzinger; thence in and along said dividing line, north zero (0) degrees, fourteen (14) minutes, forty-two (42) seconds east, one hundred fifty-nine and seventy-four one-hundredths (159.74) feet to a point marked by a pipe; thence by land of Hugh C. Collins, east twenty and seventy-five one-hundredths (20.75) feet to a point marked by a

pipe; thence by the remaining land of the said Stephen G. Reph, et ux, south one (1) degree seven (7) minutes west eighty-nine and seventy-one one-hundredths (89.71) feet to a point; thence by the same and also through the party or division wall separating the premises hereby described from that on the easterly side thereof and known as house No. 433 Main Street, south seven and ninety-seven one-hundredths (7.97) feet and fifty and two one-hundredths (50.02) feet to the outside faces of the northerly and southerly walls respectively of said dwelling, sixty-six and ninety-two one-hundredths (66.92) feet to the place of beginning, as surveyed March 22, 1949, by M.E. Boyer, R.P.E. #1455.

Northampton County Tax parcel number: J2NW4C-5-12.

BEING KNOWN AS 431 Main Street, Walnutport, Pennsylvania.

SEIZED AND TAKEN into execution of the writ as the property of R. J. Neustadter and Marian Neustadter.

DAWN M. SCHMIDT, ESQUIRE

No. 6

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2001-000897**

ALL THAT CERTAIN Messuage, tenement or lot of land situate on the north side of Pine Street, in the City of Easton, County of Northampton and State of Pennsylvania, together with the Western one-half of a double dwelling thereon erected known as No. 721 Pine Street, bounded and described as follows, to wit:

BEGINNING at a point on the north side of Pine Street at its intersection with the eastern line of property now or late of Ms. Sophia

Seibert; thence extending Eastwardly along the North side of Pine Street sixteen feet nine inches (16' 9") more or less, to a point in a line running through the middle of the partition wall dividing No. 719 and No. 721 Pine Street, and extending Northwardly of that width in depth forty-three feet six inches (43' 6") to the property now or late of Minnie I. Kaye and Albert J. Kaye.

BOUNDED on the North by property now or late of Minnie I. Kaye and Albert J. Kaye, on the East by No. 719 Pine Street, on the South by Pine Street and on the West by property now or late of Ms. Sophia Seibert.

TITLE TO SAID PREMISES IS VESTED IN Anthony J. Palmieri, single by Deed from Peter Koehler and Maureen C. Koehler, husband and wife dated 7/31/97 and recorded 8/1/97 in Record Book Volume 1997-1 Page 82065.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: L9SE1B-23-17. BEING KNOWN AS 721 Pine Street, Easton, Pennsylvania.

THEREON BEING ERECTED a two story one-half of a double dwelling with aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Anthony J. Palmieri.

DANIEL G. SCHMIEG, ESQUIRE

**No. 7
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-004057**

ALL THAT CERTAIN tract of land with the improvements erected situate in Borough of West Easton, Northampton County, Commonwealth of Pennsylvania:

DESCRIPTION of Lot 8C, Block 12, Borough of West Easton, Northampton County, Pennsylvania.

BEGINNING at an iron set for a corner in the Northerly sideline of Fourth Street, said corner being 156.49 feet as measured on a bearing of North 87 degrees, 35 minutes 33 seconds East from the intersection formed by Northerly sideline of Fourth Street with the Easterly sideline of Center Street, and running thence

(1) North 2 degrees 24 minutes 27 seconds West 120.00 feet to an iron set for a corner in the Southerly sideline of an Alley; thence

(2) Along said Southerly sideline, North 87 degrees 35 minutes 33 seconds East 50.00 feet to a crosscut set in concrete for a corner, thence

(3) Along line of lands of Arthur Parsons, South 2 degrees 24 minutes 27 seconds East 120.00 feet to a crosscut set in concrete in the aforementioned Northerly side line of Fourth Street, thence

(4) Along said Northerly sideline, South 87 degrees 35 minutes 33 seconds West 50.00 feet to the place of Beginning.

CONTAINING 0.138 Acres as Surveyed by George A. Sniffin, Land Surveyors, July 26, 1990. Tax Parcel #M9NW2A-12-8C.

TITLE TO SAID PREMISES IS VESTED IN Steven F. Strauss, single by Deed from James S. and Joanne L. Tersigni dated 5/24/1991 and recorded 6/13/1991 in Deed Book Volume 832 Page 230.

BEING KNOWN AS 221 Fourth Street, Easton, Pennsylvania.

THEREON BEING ERECTED a ranch style dwelling with vinyl siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Steven F. Strauss.

DANIEL G. SCHMIEG, ESQUIRE

No. 8
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-002516

ALL THAT CERTAIN tract or parcel of land to be known as Lot No. 24 of Bougher Hill Estates II Subdivision Plan of property of Stewart Associates, a Pennsylvania Limited Partnership dated February 14, 1989, revised July 31, 1990 prepared by William L. Diehl, P.E., P.L.S. and recorded in Plan Book 91, Page 42 at the Northampton County Recorder of Deeds Office, said lot situate on the westerly side of Connard Drive in the Township of Williams, County of Northampton and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at an iron pin located on the westerly right-of-way line of Connard Drive, said iron pin being the easternmost point of the herein described lot and also a corner in common with Lot No. 25 of the aforementioned subdivision; thence along the same South 70° 28' 03" West a distance of 307.68 feet to an iron pin; thence along land now or formerly of Lee L. and Catherine Koplin North 20° 10' 32" West a distance of 141.22 feet to an iron pin; thence along Lot No. 23 of the aforementioned subdivision North 70° 28' 03" East a distance of 309.27 feet to an iron pin; thence along the westerly right-of-way line of Connard Drive South 19° 31' 57" East a distance of 141.21 feet to an iron pin, the place of Beginning.

Containing 1.0000 acres of land.

IT BEING THE SAME PREMISES which Stewart Associates, a Pennsylvania Limited Partnership, by its Deed dated August 25, 1997 and

recorded in the Office of the Recorder of Deeds in and for Northampton County in Deed Book Volume 1997-1, page 096906, did grant and convey unto Clay R. Mitman, Paul R. Harrison and Ellen J. Harrison, t/a Oakridge Enterprises.

ALSO BEING KNOWN AS NORTHAMPTON COUNTY PARCEL IDENTIFIER: Map: P9 Block: 12 Lot: 16-24.

TITLE TO SAID PREMISES IS VESTED IN Salvatore Cicalese and Marianne A. Cicalese, His Wife by Deed from Clay R. Mitman and Paul R. Harrison and Ellen J. Harrison, trading as Oakridge Enterprises dated 8/3/1998 and recorded 8/4/1998 in Volume 1998-1, Page 101928.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: P9-12-16-24. BEING KNOWN AS 25 Connard Drive, Easton, Pennsylvania.

THEREON BEING ERECTED a two story single dwelling w/ attached two-car garage, vinyl siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Salvatore Cicalese and Marianne A. Cicalese.

DANIEL G. SCHMIEG, ESQUIRE

No. 9
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-000731

ALL THAT CERTAIN piece or parcel of land situate in the Township of Upper Mount Bethel, County of Northampton and Commonwealth of Pennsylvania, being more particularly described as follows, to wit:

BEGINNING at a point in the westerly right-of-way line of Red Fox Lane, a 50 feet wide street, said point also being the southeast cor-

ner of Lot Number 3 of HAMPTON FIELDS AT UPPER MONT BETHEL; thence partly along Lot Number 3 and partly along Lot Number 1 South 88 degrees 19 minutes 08 seconds West 573.43 feet to a point; thence along land of James and Denise Carbone South 79 degrees 52 minutes 13 seconds West 83.51 feet to a point; thence along land of Robert and Georgiana Roday, South 06 degrees 21 minutes 17 seconds East 446.22 feet to a point; thence along land of Dorothy Tarr, North 80 degrees 04 minutes 54 seconds East 317.55 feet to a point; thence along Lot Number 5, North 52 degrees 45 minutes 39 seconds East 329.63 feet to a point in the westerly edge of the cul-de-sac of Red Fox Lane; thence along the westerly edge of said cul-de-sac on a curve to the right having a radius of 125.00 feet, a length of 196.51 feet and a chord bearing and distance of North 07 degrees 47 minutes 51 seconds East 176.89 feet to a point of reverse curvature; thence along the westerly right-of-way line of Red Fox Lane, on a curve to the left, having a radius of 30.00 feet, an arc length of 36.24 feet, and a chord bearing and distance of North 18 degrees 13 minutes 33 seconds East 34.08 feet to a point; thence along same North 16 degrees 22 minutes 57 seconds West 13.75 feet to the point of BEGINNING. CONTAINING 5.2567 acres. Being Lot Number 4 as shown on Map of Hampton Fields at Upper Mount Bethel.

BEING the same premises which Stephen J. Setar and Patricia A. Setar, husband and wife, by Deed dated November 16, 2001 and recorded in the Northampton County Recorder of Deeds Office on November 20, 2001 in Deed Book 2001-1

Page 246111, granted and conveyed unto Fred Butler, a married man.

Northampton County Tax parcel number: E12-4-7C.

BEING KNOWN AS 37 Red Fox Lane, Mount Bethel, Pennsylvania.

THEREON BEING ERECTED a two and one-half story single dwelling with attached three-car garage, vinyl siding and fieldstone exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Fred Butler.

RICHARD H. YETTER, III,
ESQUIRE

No. 10
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-003284

ALL THAT CERTAIN message or tenement and two (2) tracts of land situate in the City of Bethlehem, formerly the Township of Lower Saucon, County of Northampton and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

TRACT NO. 1:

BEGINNING at a point in the north line of Yale Avenue, said point being distant ninety (90') feet east of the northeast corner of Yale Street and the Hellertown Road; thence in an easterly direction along the north line of Yale Avenue a distance of thirty (30') feet to a point in the west line of a fifteen (15') foot wide alley; thence in a northerly direction along the west line of said alley a distance of forty-three (43') feet to a point the southeast corner of Lot No. 73; thence in a westerly direction along line of Lot No. 73 and parallel to Yale Avenue a distance of thirty (30') feet to a point in line of lands of Pasquale Cassara; thence in a southerly direction along a line at right

angles to Yale Avenue a distance of forty-three (43') feet to a point in the north line of Yale Avenue, the PLACE OF BEGINNING.

BEING the eastern thirty (30') feet of Lots Nos. 74 and 75 according to a Plan of Lots known as "Cherry Lawn", recorded in the Office for the Recording of Deeds at Easton, Northampton County, Pennsylvania in Map Book 3, page 26.

TRACT NO. 2:

BEING designated as Lots No. Seventy-six (76) and Seventy-seven (77) on a Plan of Lots known as "Cherry Lawn." These lots are twenty (20') feet by one hundred (100') feet each.

HAVING THEREON ERECTED A DWELLING KNOWN AS 2109 YALE AVENUE BETHLEHEM, PENNSYLVANIA 18015.

PARCEL: P7SW3A-6-1 AND P7SW3A-7-17.

BEING THE SAME PREMISES WHICH Daniel W. Hetrick and Linda A. Hetrick, by Deed dated 4/4/91 and recorded 5/1/91 in Northampton County Deed Book 828, Page 224, granted and conveyed unto John Wargo.

THEREON BEING ERECTED a two story single dwelling with aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of the unknown heirs of John P. Wargo, deceased.

LEON P. HALLER, ESQUIRE

No. 13
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-001473

ALL THAT CERTAIN lot and one half double frame dwelling erected thereon known as No. 1138 Lehigh Street in the City of Easton, North-

ampton County, State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a point, one hundred and seventeen (117) feet from the southeast intersection of the building line of Lehigh and Twelfth Streets, in said City of Easton, thence eastwardly along the southerly building line of Lehigh Street, fifteen (15) feet to a point in lands now or late of Harry F. Miers, thence southwardly along said lands of Harry F. Miers, one hundred and eighteen (118) feet to the middle of a twelve (12) feet wide private alley, laid out for the use of the contiguous lots, thence westwardly along the said twelve (12) feet wide private alley, fifteen (15) feet to the property now or late of J. Clarence Wallin, thence northwardly, one hundred and eighteen (118) feet to the point of beginning.

BOUNDED on the north by said Lehigh Street; on the east by property now or late of Harry F. Miers; on the south by said twelve (12) feet wide private alley; and on the west by property now or late of J. Clarence Wallin.

Northampton County Tax parcel number: L9SE1D-19-03.

THEREON BEING ERECTED a two and one-half story row dwelling with vinyl siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Richard E. Silverthorn and Bethanne Silverthorn.

DAWN M. SCHMIDT, ESQUIRE

No. 14
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-001477

ALL THOSE CERTAIN two tracts, together with the improvements

thereon erected, situate in the City of Easton, County of Northampton, and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

TRACT NO. 1: BEGINNING at the point of intersection of the West side of North Sixth Street and the North side of Church Street; thence fifty-two (52) feet North along the West side of North Sixth Street to the property now or late of Charles Schneider; thence West along the land now or late of Charles Schneider one hundred thirty-eight and one-half (138.5) feet to the East side of Herster Street; thence South along Herster Street fifty-two (52) feet to the North side of Church Street; thence East along Church Street one hundred thirty-eight and one-half (138.5) feet to the point of beginning.

TRACT NO. 2: ALL THAT CERTAIN tract of land situate in the Fourth Ward of the City of Easton, Northampton County, Pennsylvania, and known and designated as Parcel No. 5 on a Property Disposition Survey Plan on the North Union Street Redevelopment Project Area prepared for the said Redevelopment Authority by Morris Knowles, Inc., dated May 15, 1961.

BEGINNING at a point of intersection of the East side of Hester (Herster) Street and the South side of Church Street; thence South eighty-seven (87) degrees forty-one (41) minutes East one hundred ten and seventy-eight hundredths (110.78) feet along the South side of said Church Street to a point, which point is North eighty-seven (87) degrees forty-one (41) minutes West twenty-four and seventy-eight hundredths (24.78) feet from the intersection of the South side of

Church Street and the West side of North Sixth Street; thence South two (2) degrees fifty-three (53) minutes West thirty-six (36) feet to a point; thence North eighty-seven (87) degrees forty-one (41) minutes West twenty-six and forty-nine hundredths (26.49) feet to a point; thence South two (2) degrees twenty-nine (29) minutes West seventy-six (76) feet to a point; thence North eighty-seven (87) degrees forty-one (41) minutes West twenty-nine and forty-four hundredths (29.44) feet to a point; thence South one (1) degree fifty (50) minutes West three (3) feet to a point; thence North eighty-seven (87) degrees forty-one (41) minutes West fifty-three and seventy-five hundredths (53.75) feet to a point on the East side of said Hester (Herster) Street; thence North one (1) degree fifty (50) minutes East sixty-five (65) feet along the East side of said Hester (Herster) Street to its point of intersection with the South side of Church Street, the point of beginning, which contains six thousand two hundred seventy-three (6,273) square feet.

BEING KNOWN as No. 22 North Sixth Street, Easton, Pennsylvania. Northampton County Tax parcel number: L9SE2A-1-14.

THEREON BEING ERECTED a two story brick commercial building with slate roof.

SEIZED AND TAKEN into execution of the writ as the property of Jah Jah Melhem.

DAWN M. SCHMIDT, ESQUIRE

**No. 15
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-004792**

ALL THAT CERTAIN parcel of land in the Borough of Roseto, Northampton County, Common-

wealth of Pennsylvania, as more fully described in Vol. 462, Page 400, ID# D9SW2B.6.1, being known and designated as a metes and bounds property.

BY fee simple deed from Mabel Angeline and Joseph C. Angeline, her husband as set forth in Vol. 462, Page 400 dated 6/28/1973 and recorded 7/2/1973, Northampton County Records, Commonwealth of Pennsylvania.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: D9SW2B-6-1.

BEING KNOWN AS 106 Webster Street, Roseto, Pennsylvania.

THEREON BEING ERECTED a ranch style brick dwelling w/attached one-car garage and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Leona Davanzo and Michael A. Davanzo.

JOSEPH A. GOLDBECK, JR.,
ESQUIRE

No. 17
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-001953

ALL THAT CERTAIN piece or parcel of land situate in the Borough of Penn Argyl, County of Northampton and State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a point in the North side of Pen Argyl Street, formerly First Street, as per Plan of Lots of William Lobb, deceased, recorded in Easton, Pennsylvania, said point being distant 70.3 feet, measured Westwardly along the North side of said Penn Argyl Street from the Northwest corner of "D" Street and Pen Argyl Street; thence along the North side of said Pen Argyl Street, Westwardly 29.7 feet to a

point; thence Northwardly at right angles with said Pen Argyl Street, a distance of 115 feet to a point; thence Eastwardly 29.7 feet to a point and land of Wilmer F. Hahn and wife; thence along the land of Wilmer F. Hahn and wife and passing through an 8" oak tree Southwardly and also passing through the center line of a partition wall of a double dwelling of which conveyance is the West side of House No. 609, a distance of 115 feet to the place of beginning.

TOGETHER with the right to use and enjoyment of sewer facilities as set forth in Deed Book C, Volume 88 at Page 263.

TITLE TO SAID PREMISES IS VESTED IN Sharon Lindenmoyer by Deed from Nature's Alternative, LLC, dated 9/26/2001 and recorded 10/14/2001 in Volume 2001-1, Page 206271.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: E8NE4B-4-11.

BEING KNOWN AS 609 Pen Argyl Street, Pen Argyl, Pennsylvania.

THEREON BEING ERECTED a two and one-half story one-half of a double dwelling with aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the writ as the property of Sharon Lindenmoyer a/k/a Sharon Lindenmoner a/k/a Sharon Kay Lindenoyer.

DANIEL G. SCHMIEG, ESQUIRE

No. 19
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-002844

Beginning at a point in the west-erly right-of-way line of Red Fox Lane, a 50 feet wide street, said point also being the southeast corner of Lot Number 3 of HAMPTON FIELDS AT UPPER MOUNT

BETHEL; thence partly along lot Number 3 and partly along Lot Number 1 South 88 Degrees 19 Minutes 08 Seconds West 573.43 Feet to a point; thence along land of James and Denise Carbone South 79 Degrees 52 Minutes 13 Seconds West 83.51 Feet to a point; thence along land of Robert and Georgiana Roday, South 06 Degrees 21 Minutes 17 Seconds East 446.22 Feet to a point; thence along land of Dorothy Tarr, North 80 Degrees 04 Minutes 54 Seconds East 317.55 Feet to a point; thence along Lot Number 5, North 52 Degrees 45 Minutes 39 Seconds East 329.63 Feet to a point in the westerly edge of the cul-de-sac of Red Fox Lane; thence along the westerly edge of said cul-de-sac on a curve to the right having a radius of 125.00 Feet, a length of 196.51 Feet, and a chord bearing and distance of North 07 Degrees 47 Minutes 51 Seconds East 176.89 Feet to a point of reverse curve; thence along the westerly right-of-way line of Red Fox Lane, on a curve to the left, having a radius of 30.00 Feet, an arc length of 36.24 Feet, and a chord bearing and distance of North 18 Degrees 13 Minutes 33 Seconds East 34.08 Feet to a point; thence along same North 16 Degrees 22 Minutes 57 Seconds West 13.75 Feet to the point of beginning.

Containing 5.2567 acres.

TITLE TO SAID PREMISES IS VESTED IN Fred Butler, a married man by Deed from Stephen J. Setar and Patricia A. Setar, his wife dated 11/16/2001 and recorded 11/20/2001, in Volume 2001-1, Page 246111.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: E12-4-7C.

BEING KNOWN AS Lot #4, Hampton Fields, Mount Bethel, Pennsylvania.

THEREON BEING ERECTED a two and one-half story single dwelling with attached three-car garage, vinyl siding and fieldstone exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Fred Butler a/k/a Fred E. Butler.

FRANK FEDERMAN, ESQUIRE

No. 21

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-002168**

ALL THAT CERTAIN pieces, parcels or tracts of woodland, together with the trailer home located thereon, situate on the East side of Woodland Drive (40 feet wide street) as shown on a record plan of a development known as "Woodland Acres" as laid out by Richard C. Becker and Naomi J. Becker, his wife, in October 1962, in the Township of Lehigh, County of Northampton and State of Pennsylvania, and being more fully bounded and described in accordance with a survey in September, 1963, by George W. Knehr, Registered Professional Surveyor No. S260-E of Reading, Pennsylvania, as follows, to wit:

TRACT #1

BEGINNING at an iron pin on the East side of the aforesaid Woodland Drive, said pin being the Northwest-ernmost corner of property belonging to Georgia J. Allen and Gail I. Haldeman and the Southwest-ernmost corner of the herein described premises, thence along said East side of Woodland Drive the two following courses and distances, viz: (1) North twenty-six degrees twenty-nine minutes West (N 26° 29' W) one hundred feet (100') to an iron pin at a point of curvature and (2) by a curve bearing to the right, having a radius of One hundred twenty-

five feet (125'), a central angle of four degrees thirty-five minutes (4° 35'), an arc distance of ten feet (10') and a chord with a bearing of North twenty-four degrees eleven minutes thirty seconds West (N 24° 11' 30" W) ten feet (10.00') to an iron pin, thence along other property belonging to Richard C. Becker and Naomi J. Becker, his wife, the two following courses and distances, viz: (1) North eighty-one degrees seven minutes East (N 81° 07' E) one hundred fifty feet (50) to an iron pin and (2) South twenty-one degrees fifty-nine minutes East (S 21° 59' E) one hundred feet (100') to an iron pin in line of property belonging to the aforementioned Georgia J. Allen and Gail I. Haldeman; thence along same, South seventy-eight degrees one minute West (S 78° 01' W) one hundred forty feet (140') to the place of beginning.

TRACT #2

BEGINNING at an iron pin in line of property belonging to Georgia J. Allen and Gail I. Haldeman; thence along same South seventy-eight degrees one minute West (S 78° 01' W) twenty-five and thirty-one one-hundredths feet (25.31') to an iron pin; thence along other property belonging to George Held the following courses and distances, viz: (1) North twenty-one degrees fifty-nine minutes West (N 21° 59" W) one hundred feet (100.00') to an iron pin and (2) South eighty-one degrees seven minutes West (S 81° 07' W) one hundred fifty feet (150.00') to an iron pin on the East side of Woodland Drive; thence along residue property belonging to Richard C. Becker and Naomi J. Becker, his wife, the two following courses and distances, viz: (1) leaving Woodland Drive, North seventy-seven degrees

twenty-six minutes thirty seconds East (N 77° 26' 30" E) one hundred seventy-three and thirty-seven one-hundredths feet (173.37') to an iron pin and (2) South twenty-one degrees fifty-nine minutes East (S 21° 59' E) one hundred ten feet (110.00') to the place of beginning.

CONTAINING seventy-nine one thousandths of an acre (0.079 acres).

TITLE TO SAID PREMISES IS VESTED IN Lois E. Owens, individually by Deed from Lois E. Owens, Trustee of the Lois E. Owens, Trust, Dated 12/21/1999, dated 3/27/2000 and recorded 4/4/2000 in Volume 2000-1 Page 038619.

Premises being: 986 WOODLAND DRIVE, WALNUTPORT, PA 18088.

Tax Parcel No. H2-26-10D.

SEIZED AND TAKEN into execution of the writ as the property of the estate of Lois E. Owens, John Franklin Owens, Administrator C.T.A. and all heirs at law of the estate of Lois E. Owens unknown heirs, successors, assigns and all persons, firms or associations claiming right, title or interest from or under the estate of Lois E. Owens.

DANIEL G. SCHMIEG, ESQUIRE

No. 23

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2000-001610**

ALL THAT CERTAIN piece or parcel of land situate in the Borough of Pen Argyl, County of Northampton and Commonwealth of Pennsylvania, bounded and described as follows, to wit: BEGINNING at a corner on the West side of "B" Street and corner of land about to be conveyed to Luther Sandercock and wife; thence along

the said "B" Street North 15 degrees West 22 feet, more or less, to corner on the South side of a 30 feet wide street or alley; thence along said street or alley South 75 degrees West 113 1/2 feet to a corner; thence along land now or late of Henry Male South 15 degrees East 22 feet, more or less, to a corner and land about to be conveyed to Luther Sandercock and wife; thence along the same North 75 degrees East 113 1/2 feet to the place of Beginning.

ALSO BEING KNOWN AS NORTHAMPTON COUNTY PARCEL IDENTIFIER NO. E8NE2D-42-1.

BEING THE SAME PREMISES conveyed by Emmajane P. Hagenbuch to Wesley Pfeiffer by Deed dated 1/29/1999, and recorded on 2/9/1999, in the Northampton County Recorder of Deeds Office at Deed Book Volume 1999-1, Page 18093.

BEING KNOWN AS 213 "B" Street, Pen Argyl, Pennsylvania.

THEREON BEING ERECTED a two and one-half story one-half of a double dwelling with vinyl siding exterior and shingle roof; detached one-car garage.

SEIZED AND TAKEN into execution of the writ as the property of Wesley Pfeiffer.

THOMAS I. PULEO, ESQUIRE

No. 24

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-007663**

ALL THAT CERTAIN lot and one half double frame dwelling erected thereon known as No. 1138 Lehigh Street in the City of Easton, Northampton County, State of Pennsylvania, bounded and described as follows, to-wit:

BEGINNING at a point, one hundred and seventeen (117) feet from

the southeast intersection of the building line of Lehigh and Twelfth Streets, in said City of Easton, THENCE eastwardly along the southerly building line of Lehigh Street, fifteen (15) feet to a point in lands now or late of Harry F. Miers, THENCE southwardly along said lands of Harry F. Miers, one hundred and eighteen (118) feet to the middle of a twelve (12) feet wide private alley, laid out for the use of the and contiguous lots, THENCE westwardly along the said twelve (12) feet wide private alley, fifteen (15) feet to the property now or late of J. Clarence Wallin, THENCE northwardly, one hundred and eighteen (118) feet to the point of beginning.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: L9SE1D-19-03.

THEREON BEING ERECTED a two and one-half story one-half of a double.

THEREON BEING ERECTED a two and one-half story row dwelling with vinyl siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Bethanne Silverthorn and Richard E. Silverthorn.

JOSEPH A. GOLDBECK, JR.,
ESQUIRE

No. 25

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-004788**

ALL THAT CERTAIN message, tenement, place or parcel of land situate in the Borough of Bangor, County of Northampton and State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a point on the South side of Miller Street; thence South five and one-half degrees East in a line passing through the center

of a double house and on the said premises for a distance of one hundred forty feet, more or less, to a ten feet wide alley; thence along said alley, South eighty-four and one-half degrees West thirty feet, more or less, to a fifteen feet wide alley; thence along said alley, North five and one-half degrees West one hundred forty feet to the corner of Miller Street; thence along said Miller Street, North eighty-four and one-half degrees East thirty feet, more or less, to the place of beginning.

TITLE TO SAID PREMISES IS VESTED IN Michael T. Biasi, a single man by Deed from Timothy Beams, dated 6/23/2000 and recorded 6/29/2000 in Record Book Volume 2000-1 Page 80578.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: E9NE3D-4-1-A.

BEING KNOWN AS 24 Miller Street, Bangor, Pennsylvania.

THEREON BEING ERECTED a two story one-half of a double dwelling with asbestos shingle exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Michael T. Biasi.

DANIEL G. SCHMIEG, ESQUIRE

**No. 30
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-005201**

ALL THAT CERTAIN message, tenement and lot or tract of land situate in the said City of Bethlehem, County of Northampton, and Commonwealth of Pennsylvania, being premises more commonly known and designated as No. 619, Sioux bounded and described as follow, to wit:

BEGINNING at a point in the northerly line of Sioux Street, said point being the intersection of the

eastern line of Jisohke Street with the northern line of Sioux Street; THENCE extending eastward along said Sioux Street a distance of fourteen and seven one hundredths (14.07) feet and of this said width extending in a northern direction a distance of sixty eight and eighty three one hundredths (68.83) feet to the northern line of a four (4) feet wide private alley; the eastern line extending partly through the middle of a party or partition wall separating the house erected on the premises adjoining on the east.

PROVIDED, always neverless that the four (4) feet wide alley extending along the northern portion of said premises shall at all times be kept open and unobstructed for the use of the owners and occupiers of the eight premises abutting thereon and adjoining on the east address: 619 Sioux Street, Bethlehem, PA, Tax Map or Parcel ID No.: P6SW3B-6-34.

THEREON BEING ERECTED a two story brick row dwelling with flat roof.

SEIZED AND TAKEN into execution of the writ as the property of Dennis A. Stout and Jacilyn A. Stout.

JOSEPH A. GOLDBECK, JR.,
ESQUIRE

**No. 31
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2001-009042**

ALL THAT CERTAIN message, tenement and lot or tract of land situated in the Township of Bushkill, County of Northampton and State of Pennsylvania, more particularly bounded and described as follows, to wit:

BEGINNING at a P.K. nail located in the Northwest property corner of

land now or late of Winfield W. Knerr and the center line of Pennsylvania Legislative Route #48044, known as Moorestown Road; thence along the center line of said Pennsylvania Legislative Route #48044, North twenty-five degrees forty-two minutes forty-two seconds East (N. 25 degrees 42' 42" E.) one hundred twenty-five (125) feet to a P.K. nail the true point of beginning; thence continuing along the center line of Legislative Route #48044 North twenty-five degrees forty-two minutes forty-two seconds East (N. 25 degrees 42' 42" E.) one hundred thirty (130) feet to a P.K. nail; thence along the lands now or late of Robert Silfies, the following courses and distances; South sixty-eight degrees thirty seconds East (S. 68 degrees 30" E.) one hundred thirty-five and sixty-seven one-hundredths (135.67) feet to an iron pipe; thence North seventy-seven degrees two minutes thirty-three seconds East (N. 77 degrees 2' 33" E.) one hundred seventy-eight and seventy-eight one-hundredths (178.78) feet to an iron pipe; thence South twelve degrees fifty-seven minutes twenty-seven seconds East (S. 12 degrees 57' 27" E.) one hundred seventy (170) feet to an iron pipe; thence along the center line of a sixteen (16) feet right-of-way south seventy-seven degrees two minutes thirty-three seconds West (S. 77 degrees 2' 33" W.) one hundred sixty and nineteen one-hundredths (160.19) feet to an iron pipe; thence North sixty-eight degrees thirty seconds West (N. 68 degrees 30" W.) two hundred fifty-six and seventy-four one-hundredths (256.74) feet to the true point or place of beginning. Containing 44,330.65 square feet.

HAVING thereon erected a two and one-half story frame and cedar

shakes dwelling house, known as No. 663 Moorestown Road and also a frame garage.

Tax Parcel #H6 13-11.

BEING THE SAME PREMISES conveyed by George E. Dettmer, Jr. to Kevin J. McCormick and Maia L. McCormick, husband and wife by Deed dated 6/23/99, and recorded on 7/15/99, in the Northampton County Recorder of Deeds Office at Deed Book Volume 1999/1, Page 106145.

SEIZED AND TAKEN into execution of the writ as the property of Kevin J. McCormick and Maia L. McCormick.

THOMAS I. PULEO, ESQUIRE

No. 32

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-005073**

ALL THAT CERTAIN lot or parcel of land located on the East side of TR 376 and situate in the Township of Lower Saucon, Northampton County, Pennsylvania, bounded and described according to a survey thereof made the twenty-sixth day of October, 1968, A.D., by W. E. Bleckley, Registered Engineer, of Bethlehem, Pennsylvania, as follows, to wit: BEGINNING at an iron pin on the eastern right of way line of TR 376 said pin being the southwest corner pin for western half of Lot No. 3 on Frank Murray's "Plan of Lots", thence along line of western half of Lot No. 3 North forty degrees six minutes East (N. 40 degrees 6' E.), 220.97 feet to an iron pin, thence along land of Hellertown Sportsman's Association South forty-nine degrees five minutes thirteen seconds East (S. 49 degrees 5' 13" E.), 187.51 feet to an iron pin, thence along line of Lot No. 5, South forty degrees six minutes West (S.

40 degrees 6' W.) 218.40 feet to an iron pin, thence along Eastern right of way line of TR 376 North forty-nine degrees fifty-four minutes West (N. 49 degrees 54' W.), 187.50 feet to the place of BEGINNING.

CONTAINING 41,671.87 square feet strict measure.

ALSO being known as 1815 Meadows Road, Hellertown, PA 18055.

ALSO KNOWN AS NORTHAMPTON COUNTY UNIFORM PARCEL IDENTIFIER: R7 3 5B 0719 for purposes of compliance with Northampton County Ordinance No. 159-L989.

Being the same premises which Paul A. Skibo and Lillian L. Skibo, husband and wife, by their deed dated March 12, 1987 and recorded March 17, 1987, in the Office of the Recorder of Deeds in and for Northampton County, Pennsylvania in Deed Book Volume 721, Page 865, granted and conveyed unto Paul Anthony Skibo and Tammy J. Skibo, husband and wife.

THEREON BEING ERECTED a ranch style brick dwelling w/ attached one-car garage and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Paul Anthony Skibo and Tammy J. Skibo.

SCOTT A. DIETTERICK,
ESQUIRE

**No. 33
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-001702**

ALL THAT CERTAIN lot of land with dwelling house erected thereon, known as 1903 Lehigh Street, situate on the North side of Lehigh Street, in the Borough of Wilson,

County of Northampton, and Commonwealth of Pennsylvania and being the Southern portion of a lot designated as Lot No. 340 on a certain map of the Extension of Fairview Park, recorded in the Office of the Recording of Deeds in and for the County of Northampton, at Easton, PA. In Map Book Vol. 2, Page 64, more particularly bounded and described as follows:

CONTAINING in front on the North side of Lehigh Street twenty feet and extending of that width in depth ninety feet to a point forty feet from the South side of Linden Street.

BOUNDED on the North by a strip of land three feet in width now or late of Clarence P. Koplin and Elizabeth F. Koplin, his wife, and James E. Swindells and Alice L. Swindells, his wife; on the East by property known as 1901 Lehigh Street, now or late of James F. Swindells and Alice L. Swindells, his wife; on the South by Lehigh Street, and on the West by property now or late of James F. Swindells and Alice L. Swindells, his wife, known as 1905 Lehigh Street.

Being Parcel No. L9SW2D-20-2A.

THEREON BEING ERECTED a two story one-half of a double brick dwelling with shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Jane Renner.

ROBERT SALTZMAN, ESQUIRE

**No. 34
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-003005**

ALL THAT CERTAIN lot or piece of land, lying and being in the Borough of Hellertown, Northampton

County, Pennsylvania, and known on Plan of Lots of Rentzheimer Farm prepared by Leonard M. Fraivillig Co., Engineers, on 10/16/1951, and entered of record in the Office for the Recording of Deeds for Northampton County, in Book of Maps No. 12 Page 65 as Block L, Lot Number 10.

PARCEL NUMBER: Q7SE4A-7-18.

BEING the same premises which William H. Janney and Catherine M. Janney, his wife by Indenture dated March 31, 1983 and recorded in the Office of the Recorder of Deeds in and for the County of Northampton in Deed Book 648 Page 423, granted and conveyed unto William H. Janney and Catherine M. Janney, husband and wife.

TAX PARCEL NO. Q7SE4A-7-18.

PREMISES KNOWN AS 223 Tobias Drive, Hellertown, PA 18055.

BEING the same premises which Catherine A. Janney, Widow by her Agent Joann A. Vanic, Power of Attorney, by Deed dated July 3, 2001 and recorded July 30, 2001 in Deed Book 2001-1, Page 147367, in the Northampton County Recorder's Office, granted and conveyed unto Steve L. Deleon.

THEREON BEING ERECTED a two story single dwelling with aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Steve L. Deleon and United States of America.

TERRENCE J. McCABE,
ESQUIRE

No. 35
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-004996

ALL THAT CERTAIN lot or piece of land, together with the improve-

ments thereon erected, Situate in the Township of Forks, County of Northampton and State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a point, the intersection of lands now or late of Jacob Hawk and Warren H. Overholt, on the East side of the road leading from Easton to Tatamy, thence South one hundred (100) feet to other lands now or late of Warren H. Overholt, thence East two hundred eighty-two and seven tenths (282.7) feet to land now or late of Floyd Kessler, thence North one hundred (100) feet to a post, thence West two hundred eighty-two and seven tenths (282.7) feet to the place of beginning. Bounded on the North by lands now or late of Jacob Hawk, on the East by lands now or late of Floyd Kessler, on the South by lands now or late of William H. Overholt, and on the West by the road leading from Easton to Tatamy.

TAX PARCEL NO. K9SW4-5-1.

PREMISES KNOWN AS 1949 Bushkill Drive, Forks Township, PA 18042.

BEING the same premises which Sylvia Reibman, by Deed dated February 24, 1959 and recorded February 25, 1959 in Deed Book C-102, Page 260, in the Northampton County Recorder's Office, granted and conveyed unto Joyce M. Bowlby and Charles P. Bowlby (Deceased).

THEREON BEING ERECTED a one story bungalow with aluminum siding exterior and shingle roof; detached one-car garage.

SEIZED AND TAKEN into execution of the writ as the property of Joyce M. Bowlby.

TERRENCE J. McCABE,
ESQUIRE

No. 36
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2002-005064

ALL THAT CERTAIN parcel of land with the improvements thereon erected situate in the City of Bethlehem, County of Northampton, Commonwealth of Pennsylvania, known as 1032 Center Street, being more particularly bounded and described as follows:

BEGINNING at a point on the East side of Center Street (formerly called North Centre Street) 105 feet North from the Northeast corner of Franklin and Center Streets; thence Northwardly along the East side of Center Street a distance of 20 feet to the middle of a party wall; thence Eastwardly of that same width between parallel lines 110 feet to a 10 foot wide private alley running parallel with Center Street.

BOUNDED on the West by Center Street, on the North by land now or late of George W. VanDoren and wife, on the East by said 10 foot wide alley, and on the South by land now or formerly of the Congregation of United Brethren.

TITLE TO SAID PREMISES IS VESTED IN, Sherri D. Podhany, married by Deed from Scott Rader and Barbara Rader, husband and wife, dated 8/25/2000 and recorded 9/8/2000 in Volume 2000-1 Page 117555.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: N6SE4C-10-8.

BEING KNOWN AS 1032 North Center Street, Bethlehem, Pennsylvania.

THEREON BEING ERECTED a two story one-half of a double dwelling with aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Sherri D. Podhany.

DANIEL G. SCHMIEG, ESQUIRE

No. 37
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-007842

ALL THOSE THREE tracts or parcels of land and premises, situate, lying and being in the Township of Washington, in the County of Northampton and Commonwealth of Pennsylvania, more particularly described as follows:

TRACT NO. 1: BEGINNING at an iron pin in the middle of the public road leading from the Borough of Bangor to Northampton Quarry; thence North 88 1/2 degrees East 131 feet to a stake; thence North 2 3/4 degrees West 50 feet to a stake; thence South 88 1/2 degrees West 131 feet to the middle of the aforesaid public road; thence South 2 3/4 degrees East 50 feet to the place of Beginning. Containing a lot 50 feet front and 131 feet deep.

TRACT NO. 2: BEGINNING at a corner of land mentioned above, and land now or late of Pasto Pleak; thence by said Pleak's land South 2 degrees East 75 feet to a stake in line of land now or late of Joseph Repsher; thence along said Repsher's land of which this was a part, North 85 degrees East 30 feet to a stake; thence by same North 2 degrees West 75 feet to a stake in line of land now or late of Luther Heller; thence along said Heller's land and land above mentioned South 85 degrees West 30 feet to the place of Beginning. There is included with the premises hereinabove described and conveyed a right-of-way which Joseph Repsher did give and grant unto Uriah Shook,

his heirs and assigns, as therein expressed, to wit: The right and use of a driveway from the within described premises to the public road leading to Bangor.

TRACT NO. 3: ALL THAT CERTAIN piece, parcel or tract of land situate in the Township of Washington, County of Northampton and State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a railroad spike in the middle of the public road (old Route 191), on line of other land now or late of Jaconda Cortazzo and Mary Cortazzo, his wife; thence along the middle of said public road South 2 degrees 45 minutes East 10.0 feet to the Northwest corner of other land now or late of Daniel Bozzelli and Dorothy Bozzelli, his wife; thence North 88 degrees 30 minutes East, crossing said public road, and along said other land of the grantors hereof, 131.0 feet to the Northeast corner of said grantors said other land; thence still along grantors said other land South 2 degrees 45 minutes East 50 feet to a point, which point is 6.93 feet Northwest of the Northwest corner of a concrete block garage located on other land of the grantors hereof; thence along said other land North 88 degrees 30 minutes East 22.0 feet to a point on line of land now or late of Joseph La Penna, which point is 1.50 feet Northeast of the Northeast corner of the above mentioned concrete block garage; thence along said LaPenna's land North 3 degrees 50 minutes West 9.5 feet to a point on other land now or late of Jaconda Cortazzo and wife; thence along said other land North 2 degrees 47 minutes West 50.5 feet to an iron pin; thence still along

land now or late of Jaconda Cortezzo South 88 degrees 30 minutes West 153.0 feet to the place of Beginning.

ALSO ALL THAT CERTAIN tract, piece or parcel of land situated in the Township of Washington, County of Northampton and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a corner of other land conveyed herewith; thence along said land in an Easterly direction 75 feet to a corner of land of Luther Heller; thence along Heller's land in a Southerly direction 10 feet to a corner of Joseph Repsher; of which this was a part; thence along Repsher's land in a Westerly direction 75 feet to a corner of other land of Joseph Repsher; thence along Repsher's other land in a Northerly direction 10 feet to the place of Beginning.

Tax Parcel #D9-6-30.

TITLE TO SUBJECT PREMISES IS VESTED IN Vincent L. Hildabrant and Donna R. Hildabrant, his wife by reason of the following:

BEING THE SAME PREMISES which David W. Hendershot and Kathy Hendershot, his wife by Deed dated 6/6/1982 and recorded on 6/8/1982 in the County of Northampton in Deed Book Volume 638 page 312 conveyed unto Vincent L. Hildabrant and Donna R. Hildabrant, his wife.

AND BEING AS TO A TEN FEET WIDE STRIP OF LAND THE SAME PREMISES which Adelaide Davis, Executrix of the Estate of Mary DeVito and Anna DeVito, widow by Deed of Correction dated 9/8/1983 and recorded on 11/16/1983 in the County of Northampton in Deed Book Volume 657 page 1199 con-

veyed unto Vincent L. Hildabrant and Donna R. Hildabrant, his wife.

THE ABOVE RECITED DEED IS intended to correct a deed recorded in Deed Book H, Volume 70, Page 145, wherein the said John DeVito did convey Tract No. 1 and Tract No. 2 of the deed above recited, but in which Tract No. 3 being a strip of land ten feet in width was inadvertently omitted. The omission of Tract No. 3 has been carried through in subsequent conveyances although the ten foot strip of land described in Tract No. 3 has been continually used as a part of the remaining premises which is now the property of the within grantee.

BEING KNOWN AS 109 Fox Gap Avenue, Bangor, Pennsylvania.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: D9-6-30.

THEREON BEING ERECTED a two story single brick dwelling with shingle roof; detached one-car garage.

SEIZED AND TAKEN into execution of the writ as the property of Vincent L. Hildabrant and Donna R. Hildabrant.

DANIEL G. SCHMIEG, ESQUIRE

**No. 38
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-005796**

ALL THAT CERTAIN lot or parcel of ground situate in the Township of Bethlehem, Northampton County, Pennsylvania, and being designated as Lot No. 2 according to the Map or Plan entitled "Plan of Eastwood Estates" prepared by L.M. Fraivillig Co., Engineers, dated May 13, 1968, and recorded in Plan Book 24, page 27, Northampton County Records, more particularly bounded and described as follows:

BEGINNING at a point in the intersection of the southerly property line of Wilson Avenue and the easterly property line of Lindberg Road, thence along the easterly property line of Lindberg Road on a course 2 degrees 30 minutes West, a distance of 350 feet to a point, the true place of beginning, thence the four (4) following courses and distances: (1) North 87 degrees 30 minutes East a distance of 132.5 feet to a point; (2) South 2 degrees 30 minutes East a distance of 80 feet to a point; (3) South 87 degrees 30 minutes West a distance of 132.5 feet to a point; (4) North 2 degrees 30 minutes West a distance of 80 feet to the point the place of Beginning.

BEING KNOWN AS 1434 LINDBERG ROAD, BETHLEHEM, PENNSYLVANIA.

ALSO KNOWN AS NORTHAMPTON COUNTY UNIFORM PARCEL IDENTIFIER: MAP: N7SW2 BLOCK: 11 LOT: 7-14.

BEING KNOWN AS: 1434 LINDBERG STREET A/K/A 1434 LINDBERG ROAD, BETHLEHEM, PA 18020.

PROPERTY ID NO.: N7SW2-11-7-14.

TITLE TO SAID PREMISES IS VESTED IN Jose Manuel Cruz and Tina Mundy-Cruz, h/w by deed from Gerald J. Ganssle dated 9/22/00 recorded 9/27/00 in Deed Book 2000-1 Page 126500.

THEREON BEING ERECTED a bi-level dwelling w/ one-car garage, brick and aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Jose Manuel Cruz a/k/a Jose M. Cruz and Tina Mundy-Cruz a/k/a Tina M. Cruz a/k/a Tina M. Mundy-Cruz.

MARK J. UDREN, ESQUIRE

No. 39
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-005596

ALL THAT CERTAIN tract, piece or parcel of land and the messuage thereon erected situate lying and being in the Fifteenth Ward, City of Bethlehem, County of Northampton and State of Pennsylvania more particularly bounded and described as follows, to wit:

BEGINNING at a point on the Southerly line of Easton Avenue 340.26 feet more or less Westwardly from the Southwest intersection of Easton Avenue and Chestnut Street; thence Southwardly along line of land now or late of Herman Muhleisen and Margaret Muhleisen 100.87 feet to the Northerly line of an unnamed alley 15 feet wide; thence Westwardly along said Northerly line of said alley; thence Westwardly along said Northerly line of said alley 50 feet; thence Northwardly parallel to the first line described herein and also parallel to said Chestnut Street 102.03 feet to the said Southerly line of Easton Avenue; thence Eastwardly along said Southerly line 50 feet more or less to the place of beginning.

TITLE TO SAID PREMISES IS VESTED IN Anthony H. Braun and Geradette M. Braun, his wife by Deed from Denise R. Childress, unmarried dated 3/27/1997 and recorded 4/1/1997 in Volume 1997-1 page 029428.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: N6SE2D-5-10. BEING KNOWN AS 1714 Easton Avenue, Bethlehem, Pennsylvania.

THEREON BEING ERECTED a two story single brick dwelling w/ attached one-car garage and slate roof.

SEIZED AND TAKEN into execution of the writ as the property of Anthony H. Braun and Geradette M. Braun a/k/a Geradette Thompson a/k/a Geradette Taylor.

DANIEL G. SCHMIEG, ESQUIRE

No. 42
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-003352

ALL THAT CERTAIN lots or pieces of ground with the improvements thereon erected situate in the Borough of Freemansburg, County of Northampton and Commonwealth of Pennsylvania, known and designated as Lots Nos. 584 and 585 Garfield Street, according to Map entitled Clearfield Terrace Building Lots, Plan Showing Extension by Charles A. and Harry O. Jones, July 17, 1915, L.J.H. Grossart, C.E., which said Map is recorded in Map Book 6, Page 21 bounded and described as follows:

BEGINNING at a point on the East side of Garfield Street distance 47 1/2 feet from the intersection of the Eastern line of Garfield Street with the Northern line of Kossuth Street; thence extending back of that same width in an Easterly direction between parallel lines drawn to the Eastern line of Garfield Street a distance of 120 feet to a 15 feet wide alley on the rear of said lots.

BOUNDED on the North by Lot No. 586; on the East by said 15 feet wide alley, on the South by Kossuth Street; and on the West by Garfield Street.

TITLE TO SAID PREMISES IS VESTED IN Julia Golemon, unmarried and Robert A. Klopp, Sr. married, as joint tenants with the right of survivorship by Deed from Julia A. Goleman, unmarried dated 8/27/2001 and recorded 9/6/2001,

in Record Book Volume 2001-1, Page 181125.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: N7SW4C-11-12.

BEING KNOWN AS 851 Kossuth Street, Freemansburg, Pennsylvania.

THEREON BEING ERECTED a two story single dwelling with aluminum siding exterior and shingle roof; detached two-car garage.

SEIZED AND TAKEN into execution of the writ as the property of Robert A. Klopp, Sr. a/k/a Robert Klopp and Julia Coleman.

DANIEL G. SCHMIEG, ESQUIRE

No. 43

BY VIRTUE OF A CERTAIN WRIT OF EXECUTION CV-2003-008673

ALL THAT CERTAIN message, tenement and lot or piece of ground, situate on the East side of South Whitfield Street in the Borough of Nazareth, County of Northampton, and State of Pennsylvania, and pursuant to a survey dated July 29, 1988, and a legal description dated August, 1988, prepared by Robert L. Collura, Civil Engineer, more fully bounded and described as follows, to wit:

BEGINNING at an iron pin in the Easterly side of Whitfield Street, said pin marking the Northwest corner of the herein described tract of land; thence running due East 210.00 feet to an iron pin; thence along the West side of Pine Street, due South 32.00 feet to a point; thence South 88 degrees 15 minutes 10 seconds West, 79.99 feet to an iron pin; thence South 75 degrees 46 minutes 30 seconds West, 57.12 feet to an iron pin; thence running through a partition wall of a double dwelling, North 67 degrees 24 minutes 22 seconds West, 80.88 feet

to an iron pin in the Easterly side of Whitfield Street; thence along the Easterly side of said Whitfield Street, due North 17.40 feet to the place of beginning.

CONTAINING 7,411.2 square feet.

BEING KNOWN AS 119 South Whitfield Street, Nazareth, Pennsylvania.

TAX PARCEL #J7SE3B-6-11.

THEREON BEING ERECTED a two story one-half of a double dwelling with aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of John J. Snyder and Sharon M. Snyder.

BARBARA A. FEIN, ESQUIRE

No. 44

BY VIRTUE OF A CERTAIN WRIT OF EXECUTION CV-2000-006153

ALL THAT CERTAIN tract, piece or lot of land with the improvements thereon, now known as No. 2133 Hay Street in the Borough of Wilson, County of Northampton and Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a point 21 feet more or less East of the Southeast corner of the property now or late of John McGinley, same point being the middle of the partition wall of this building and the one adjoining it immediately on the West; thence Eastward along the Northern side of Hay Street 20 feet more or less to property now or late of William Moser, and of that width between parallel lines extending Northward 110 feet more or less to property of Electric Railway Company.

BOUNDED on the North by the said property of the Electric Rail-

way Company; on the East by property now or late of William Moser; on the South by Hay Street; and on the West by property now or late of Marinda Butz and Earl Butz.

HAVING ERECTED THEREON A DWELLING KNOWN AS 2133 HAY STREET, EASTON, PA.

BEING THE SAME PREMISES WHICH Abby L. Burns by deed dated 8/1/95 and recorded in Northampton County Deed Book 1995-1 Page 070122 granted and conveyed unto Patrick M. Mooney and Kimberly Mooney.

PARCEL: L9SW4C-10-16.

THEREON BEING ERECTED a two and one-half story one-half of a double brick dwelling with slate and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Patrick M. Mooney and Kimberly Mooney.

LEON P. HALLER, ESQUIRE

No. 45

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-005453**

ALL THAT CERTAIN message, lot or piece of ground situate on the East side of Fiot Avenue, in the City of Bethlehem, County of Northampton and State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a point on the East side of Fiot Avenue at a distance of forty-eight (48) feet from the Northeast corner of Fiot Avenue and Sioux Street; thence Northwardly along the East side of Fiot Avenue sixteen (16) feet to a point; thence Eastwardly and through the middle of a brick partition wall one hundred ten (110) feet to the West side of an alley; thence Southwardly along said alley sixteen (16) feet to

a point; thence in a Westwardly direction and parallel with Sioux Street one hundred ten (110) feet and through the middle of a brick partition wall to a point in the East side of Fiot Avenue, the place of beginning.

TITLE TO SAID PREMISES IS VESTED IN Angel Gonzalez and Mariangely Gonzalez, husband and wife by Deed from George S. Skoutelas, Jr., single dated 12/14/2001 and recorded 12/17/2001, in Volume 2001-1, Page 271028.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: P6SW3B-4-16.

BEING KNOWN AS 637 Fiot Avenue, Bethlehem, Pennsylvania.

THEREON BEING ERECTED a two story brick row dwelling with slate roof.

SEIZED AND TAKEN into execution of the writ as the property of Angel Gonzalez and Mariangely Gonzalez.

DANIEL G. SCHMIEG, ESQUIRE

No. 46

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-008422**

ALL THAT CERTAIN tract or parcel of land, situate, lying and being in the City of Easton, County of Northampton and Commonwealth of Pennsylvania, bounded and described as follows:

BEGINNING at a point on the Northerly right-of-way line of High Point Lane, said point being North 88 degrees 11 minutes 19 seconds East 152.00 feet from the South-easterly most corner of Lot No. 119 as shown on Plan entitled Final Subdivision Plat, Highlands, Section II, Phase I and II, City of Easton, Northampton County, Pennsylvania, prepared by C. Douglas Cherry & Associates, and recorded in the

County Courthouse Volume 49, Page 3 (3A, 3B and 3C); thence leaving said right-of-way line and running along the division line of Lots Nos. 123 and 124 North 01 degree 48 minutes 41 seconds West a distance of 95 feet to a point; thence along the Northerly lot line of Lot No. 124 North 88 degrees 11 minutes 19 seconds East a distance of 30.00 feet to a point; thence along the division line of Lots Nos. 124 and 125 South 01 degrees 48 minutes 41 seconds East a distance of 95.00 feet to a point on the Northerly right-of-way line of High Point Lane; thence along High Point Lane right-of-way line and the Southerly lot line of Lot No. 124 South 88 degrees 11 minutes 19 seconds West a distance of 30.00 feet to the place of Beginning.

CONTAINING an area of 2,850 square feet.

BEING KNOWN AS 121 High Point Lane, Easton, Pennsylvania.

ALSO BEING KNOWN AS NORTHAMPTON COUNTY PARCEL IDENTIFIER NO. L10SW4D-13-53.

THEREON BEING ERECTED a two story townhouse w/ attached one-car garage, brick and vinyl siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Francine Cook.

PINA S. WERTZBERGER,
ESQUIRE

No. 47

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-006631**

ALL THAT CERTAIN message, tenement and lot or piece of land situate on the east side of Fiot Avenue, in the City of Bethlehem, County of Northampton, Commonwealth of Pennsylvania, known as

737 Fiot Avenue, according to present city numbering, bounded and described as follows:

BEGINNING at a point in the easterly side of Fiot Avenue 165 feet 6 inches north from the northeast corner of Fiot Avenue and Wyandotte Street; thence northwardly along the easterly side of Fiot Avenue a distance of 20 feet, and extending eastwardly of that width between parallel lines at right angles to said Fiot Avenue 110 feet.

Tax Parcel #P6SWB 13-6.

THEREON BEING ERECTED a two story one-half of a double brick dwelling with shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Manuel Jimenez.

BARBARA A. FEIN, ESQUIRE

No. 48

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-002211**

ALL THAT CERTAIN tract or parcel of land situate along the easterly side of the Hellertown-Leithsville Road (Pennsylvania State Highway Route No. 530) in the Township of Lower Saucon, County of Northampton and Commonwealth of Pennsylvania, bounded and described according to a survey thereof made the 22nd day of May, 1952, by Leonard M. Fraivillig Company, Engineers, Bethlehem, Pennsylvania, as follows, to wit:

BEGINNING at a stake the intersection of the easterly side of the Hellertown-Leithsville Road (Pennsylvania Highway Route No. 530), with the westerly side of the Township Road, Route No. 731; thence extending along the easterly side of the said Hellertown-Leithsville Road, the three following courses and distances, to wit: (1) North twenty-one

degrees twenty-eight minutes East sixty-three and thirty-five one hundredths (63.35') feet to a stake, (2) North twenty-three degrees thirty-six minutes East sixty-three (63') feet to a stake and (3) North twenty-four degrees thirty minutes East a distance of four hundred ninety and sixty one-hundredths (490.60') feet to an iron pipe in line of land of Barry C. Grubb; thence extending South sixty-five degrees thirty minutes East along land of said Barry C. Grubb, a distance of one hundred eleven and ninety-six one-hundredths (111.96') feet to an iron pipe on the westerly side of a public road (Township Route No. 731); thence extending southwardly along the westerly side of the said public road the two following courses and distances to wit: South thirty-four degrees seventeen minutes West three hundred fifty-three and thirty-four one hundredths (353.34') feet to a point and South thirty-four degrees twenty-five minutes West a distance of two hundred seventy-two and thirty one-hundredths (272.30') feet to the stake on the easterly side of Hellertown-Leithsville Road, the point, the place of beginning.

EXCEPTING THEREFROM AND THEREOUT that part of said parcel of land, more particularly described as follows:

ALL THAT CERTAIN lot or parcel of land situate along the easterly side of the Hellertown-Leithsville Road (Pennsylvania State Highway Route No. 530), in the Township of Lower Saucon, County of Northampton and Commonwealth of Pennsylvania, bounded and described according to a survey made the 22nd day of May, 1952, by Leonard M. Fraivillig Company, Engineers, Bethlehem, Pennsylvania, as follows, to wit:

BEGINNING at a point on the easterly side of the Hellertown-Leithsville Road (Pennsylvania State Highway Route No. 530), said point of beginning being the Southwest corner of land now or late of Barry C. Grubb; thence extending South twenty-four degrees thirty minutes West along the easterly side of the Hellertown-Leithsville Road a distance of eighty and zero one-hundredths (80.00') feet to a point; thence extending South across land of Harvey W. Murray, of which this conveyance is a part, a distance of ninety-eight and seventeen one-hundredths (98.17') feet to a point on the westerly side of the Township Road, Route No. 731; thence extending North thirty-four degrees seventeen minutes East along the westerly side of the aforesaid Township Road, a distance of eighty-one and eighteen one-hundredths (81.18') feet to a point the Southeast corner of land now or late of Barry C. Grubb; thence extending North sixty-five degrees thirty minutes West along land of the aforesaid Barry C. Grubb, a distance of one hundred eleven and ninety-six one-hundredths (111.96') feet to the point on the easterly side of the Hellertown-Leithsville Road, the point the place of beginning.

ALSO EXCEPTING THEREON AND THEREOUT that part of said parcel of land, more particularly described as follows:

ALL THAT CERTAIN lot or tract of land situated on the East side of the Leithsville-Hellertown Road (L.R. 530), in the Lower Saucon Township, Northampton County, Pennsylvania, bounded and described according to a survey and plan made the 16th day of April, 1977, by Samuel H. Brown, Registered

Surveyor of Bethlehem, Pennsylvania.

BEGINNING at a point on the Easterly side of the Leithsville-Hellertown Road (L.R. 530) said point being the Southwest corner of land of Martin P. and Grace C. Csillag and the Northwest corner of land of the Grantor herein; thence along land of Martin P. Csillag South 65 degrees 30 minutes East 98.17 feet to a point on the Westerly side of Township Road 371; thence along same South 34.17 feet West 25.00 feet to an iron pipe set for a corner; thence through lands now or late of John Confalone, et al, the Grantor herein, North 62 degrees 40 minutes 23 seconds West 94.03 feet to an iron pipe set for a corner on the Easterly side of the Leithsville-Hellertown Road; thence along the same North 24 degrees 30 minutes East 20.00 feet to the place of beginning.

CONTAINING 2,184.33 square feet in area.

BEING KNOWN AS 1917 LEITHSVILLE ROAD, HELLERTOWN, PA 18055.

BEING THE SAME PREMISES which Edward W. Hill and Dolores M. Hill, his wife, by Deed dated August 28, 1997 and recorded August 29, 1997 in the Office of the Recorder of Deeds in and for Northampton County in Deed Book Volume 1997-1, Page 093469, granted and conveyed unto MICHAEL J. KIEFER and TRACY L. KIEFER, husband and wife.

PARCEL #R7-11-7A.

THEREON BEING ERRECTED a ranch style brick dwelling with shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of

Michael J. Kiefer and Tracy L. Kiefer.

GREGORY JAVARDIAN, ESQUIRE

No. 49

**BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-005346**

ALL THAT CERTAIN lot or piece of land with the building thereon, located on Ferry Street, known as No. 927 Ferry Street, City of Easton, Northampton County and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

SITUATE on the North side of Ferry Street in the City of Easton, Northampton County, State of PA, containing in front on Ferry Street, 12 feet and extending of that width in depth Northwardly 130 feet to a 10 feet wide alley. Bounded on the East by property now or late of Frank A. and Vivian Richetta and known as No. 925 Ferry Street, Easton, PA on the South by Ferry Street, on the West by property now or late of Cirino and Rosalie Mancisseri and known as No. 929 Ferry Street, Easton, PA and on the North by the said 10 feet wide alley.

TITLE TO SAID PREMISES IS VESTED IN Jesiah J. Shockency and Jennifer J. Shockency, his wife by Deed from David H. King and M. Alice King, his wife dated 3/10/97 and recorded 4/24/97, in Volume 1997-1, Page 039170.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: L9SE1A-30-18.

THEREON BEING ERRECTED a two and one-half story row dwelling with aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Jesiah J. Shockency.

DANIEL G. SCHMIEG, ESQUIRE

No. 50
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2002-007282

ALL THAT CERTAIN lot or piece of ground, situated in the City of Bethlehem, County of Northampton and State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a point on the Northern line of Fairview Street as laid out and shown by said plan distant eighty-nine and one-half (89-1/2) feet more or less Eastward from the place where the Northern line of Fairview Street intersects the Eastern line of the Road leading to Unangst's Mill, said point of beginning being in the Western line of Lot No. 17 of the lots shown by said plan; thence extending in and along the Northern line of Fairview Street aforesaid in an Easterly direction forty (40) feet to a point, in the line dividing Lot No. 17 from Lot No. 15 according to said plan; thence Northwardly in and along said division line aforesaid, one hundred and forty (140) feet to the Southern line of a certain fifteen (15) feet wide alley; thence Westwardly in and along the Southern line of said alley running parallel to and with the Northern line of Fairview Street, forty (40) feet to a point in the division line between Lot No. 17 and Lot No. 19 according to said plan; thence Southwardly in and along said Northern line of Fairview Street and place of beginning.

CONTAINING a frontage on the Northern side of Fairview Street of forty (40) feet and extending in depth of equal width between parallel lines, one hundred forty (140) feet to said fifteen feet wide alley on the rear.

BOUNDED on the South by Fairview Street; on the East by No.

15 according to said plan; on the North by a fifteen (15) feet wide alley; and on the West by Lot No. 19 according to said plan.

TITLE TO SAID PREMISES IS VESTED IN Robert Scandlen by Deed from Robert Scandlen and Mary Stephanie Scandlen n/k/a Mary Stephanie Hood dated 3/26/1998 and recorded 3/31/1998 in Deed Book Volume 1998-1 page 037805.

ASSESSMENT MAP, BLOCK AND LOT NUMBER: N6SW3C-14-4.

BEING KNOWN AS 280 West Fairview Street, Bethlehem, Pennsylvania.

THEREON BEING ERECTED a two story single brick and aluminum sided exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Robert Scandlen.

DANIEL G. SCHMIEG, ESQUIRE

No. 51
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-003187

ALL THAT CERTAIN message, tenement and lot of ground situate in the Borough of Walnutport, County of Northampton and State of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a point in line of land now or late of the Lehigh Coal and Navigation Company, along the same south seventy-one and three-fourths (71-3/4) west two hundred thirty-one (231) feet to a point at the Lehigh River, thence along same south nineteen (19) degrees east forty (40) feet to a point in line of land now or late of Charles S. Greensweig, et ux; thence along the same north seventy-one and three-fourths (71-3/4) degrees east two hundred thirty-one (231) feet to a

point in line of land of the Lehigh Coal and Navigation Company; thence along same north nineteen (19) degrees west forty (40) feet to the place of beginning.

Northampton County Tax parcel number: J2-1-3.

BEING KNOWN AS 120 Lehigh Street, Walnutport, Pennsylvania.

THEREON BEING ERECTED a one and one-half story single dwelling with aluminum siding exterior and shingle roof.

SEIZED AND TAKEN into execution of the writ as the property of Michael T. Samler.

DAWN M. SCHMIDT, ESQUIRE

No. 52
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-005608

ALL that certain message, tenement, tract, parcel or piece of land lying and being in the Township of Upper Mount Bethel, in the County of Northampton and Commonwealth of Pennsylvania, bounded and described as follows, to wit:

BEGINNING at a point in the middle of State Highway Route No. 611, leading from Portland to Easton; thence along land now or late of George Kelso North fifty-six (56) degrees West, three hundred thirty-four and four-tenths (334.4) feet to a point in line of land now or late of Willard Hartzell, thence along the same North twenty-seven (27) degrees fifty-two (52) minutes East, fifty (50) feet to a point; thence in a generally Southeasterly direction three hundred forty (340) feet, more or less, to a point in the middle of said State Highway Route 611; thence along the middle of the same South thirty-four (34) degrees West, ninety (90) feet to the place of beginning.

HAVING thereon erected a dwelling being known as 2058 South Delaware Drive, Mt. Bethel, PA 18343.

Tax Parcel #C11SE4-3-6.

TITLE TO SAID PREMISES IS VESTED IN Winifred O. Wheeler, a single woman by Deed from Winifred O. Wheeler, widow dated 6/7/1999 and recorded 6/30/1999 in Record Book Volume 1999-1 Page 97196.

THEREON BEING ERECTED a one and one-half story single dwelling with brick and aluminum siding exterior and shingle roof; two-car garage.

SEIZED AND TAKEN into execution of the writ as the property of Winifred O. Wheeler.

DANIEL G. SCHMIEG, ESQUIRE

No. 53
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2003-002902

ALL THAT CERTAIN message, tenement or piece of land situate in the City of Easton, Northampton County, Pennsylvania, together with the improvements thereon erected, being presently known and designated as No. 147 Ann Street, bounded and described as follows, to wit:

BEGINNING at a point on the West side of Ann Street, at a distance of Two Hundred (200) feet North from the North side of Madison Street (which has a width of Fifty (50) feet); thence Westwardly at a right angle to Ann Street for a distance of One Hundred Thirty (130) feet; thence Northwardly at a right angle to Ann Street a distance of One Hundred Thirty (130) feet to a point on the West side of Ann Street; thence Southwardly along the West side of Ann Street a distance of One

Hundred (100) feet to the point, the place of BEGINNING.

BOUNDED on the North by the property now or formerly of Anthony F. Regina and Concetta Regina, known as No. 141 Ann Street; on the East by Ann Street; on the South by property now or formerly of Sara A. Tice; and on the West by property now or formerly of Matilda J. Tynan, known as No. 158 Charles Street.

HAVING thereon erected a residential dwelling.

BEING KNOWN AS 147 Ann Street, Easton, PA 18042. BEING TAX PARCEL NO. L9-SE3B-4-1.

BEING the same premises which The CIT Group/Consumer Finance, Inc., by Deed dated October 8, 1999 and recorded on October 22, 1999 in the Office of the Recorder of Deeds in and for Northampton County, Pennsylvania in Deed Book Vol. 1999-1, page 159482, granted and conveyed unto James D. Boda, in fee.

THEREON BEING ERECTED a two and one-half story single dwelling with brick and shingle siding exterior and slate roof.

SEIZED AND TAKEN into execution of the writ as the property of James D. Boda.

RICHARD M. SQUIRE, ESQUIRE

No. 54
BY VIRTUE OF A CERTAIN
WRIT OF EXECUTION
CV-2004-003853

ALL THAT CERTAIN tract or parcel of land situate on the westerly side of Farmersville Road approximately 750 feet southerly along Farmersville Road from its intersection with William Penn Highway, L.R. 159 in the Township of Bethlehem, County of Northampton, Commonwealth of Pennsylvania,

bounded and described as follows, to wit:

BEGINNING at a concrete monument in the westerly line of Farmersville Road, a 60.00 feet wide street, said point being a corner in common between lands now or late of Northampton County Industrial Development Authority; thence along said Northampton County Industrial Development Authority lands, North 82 degrees 23' 06" West 449.57 feet to a concrete monument; thence along Lots 50, 51, 52, 53, 54, 55 and 56, Windswept Acres, South 3 degrees 01' 26" West 681.35 feet to a concrete monument; thence along lands now or late of Archie R. Miller, South 86 degrees 58' 34" East 168.80 feet to a point; thence through Lot 62, lands of K&E Corporation, the following two courses and distances: (1) North 01 degrees 12' 03" East 133.00 feet to a point; (2) South 86 degrees 58' 34" East 200.00 feet to a concrete monument in the westerly line of Farmersville Road, a 60.00 feet wide street; thence along the westerly line of Farmersville Road, North 12 degrees 17' 06" East 519.20 feet to a concrete monument the point and place of BEGINNING.

CONTAINING 5.4740 acres of land, more or less.

BEING a portion of Lot 62 on the map or plan entitled Record Plan, Windswept Acres, Bethlehem Township Northampton County, Pennsylvania, Scale: 1" = 60', Date: October 31, 1980, C-80-2" as prepared by Waldruff Associates, 433 East Broad Street, Bethlehem, Pennsylvania.

SUBJECT to storm drainage easements, sanitary sewer easements and Flood Plan Restrictions as more fully defined on the map or

plan entitled "Record Plan, Wind-swept Acres, Bethlehem Township, Northampton County, Pennsylvania, Scale: 1" = 60', Date: October 31, 1980, C-80-2".

ALSO KNOWN AS NORTHAMPTON COUNTY UNIFORM PARCEL IDENTIFIER: M7SE2-3-33A and M7SE2-3-33A-1.

THEREON BEING ERECTED five apartment buildings with brick and aluminum siding exteriors and shingle roofs.

SEIZED AND TAKEN into execution of the writ as the property of K & E Corporation and Edward G. Ruland, Individually.

ANNE K. MANLEY, ESQUIRE

A Schedule of Distribution will be filed by the Sheriff thirty days from the date of the sale and distribution will be made in accordance with the schedule unless exceptions are filed thereto within ten days from the date of filing the Schedule of Distribution.

JEFFREY K. HAWBECKER
Sheriff
Northampton County,
Pennsylvania

B. LINCOLN TREADWELL, JR.
ESQUIRE
Solicitor to the Sheriff
Nov. 18, 25; Dec. 2

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Dec. 2, 9, 16, 23

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**JAMES LUKANOWSKI, Individually and as Executor of the Estate
of DORIS LUKANOWSKI, Plaintiff v. SAMUEL ROSS GIAMBER,
M.D., H. THOMPSON DALE, M.D., DANIEL SULLUM, M.D.,
ST. LUKE'S HOSPITAL and PLAINFIELD TOWNSHIP
VOLUNTEER FIRE CO., Defendants**

*Discovery Dispute—Pennsylvania Peer Review Act—Relevancy—Scope
of Discovery.*

Plaintiff alleges medical malpractice on the part of Defendants. After a previous hearing determining the application of the peer review privilege to documents in the possession of Defendant St. Luke's, depositions were taken of certain employees of St. Luke's. During the depositions, St. Luke's raised objections to certain questions, arguing that the answers were protected by peer review privilege.

This court held that since St. Luke's had failed to establish at the previous hearing that a formally defined peer review group had been established, any communication to non-medical staff in the hospital was not covered by the peer review privilege.

In the Court of Common Pleas of Northampton County, Pennsylvania, Civil Division—Law, No. 1999-C-3246.

Sustained in Part, Overruled in Part.

LEONARD FODERA, ESQUIRE and ALLISON LONG, ESQUIRE, for Plaintiff.

PAUL LAUGHLIN, ESQUIRE, for Defendants.

Order of Court entered June 7, 2002 by MORAN, J.

ORDER

AND NOW, this 7th day of June, 2002, upon consideration of Plaintiff's Motion, filed on March 21, 2002, to Strike Objections of Defendant St. Luke's Hospital and Compel the Production of Documents in Response to Plaintiff's Second Supplemental Request for Production of Documents, it is hereby ORDERED that the Motion is GRANTED in part, and DENIED in part, as set forth in the following statement of reasons.

STATEMENT OF REASONS

Currently before the court are independent but related discovery disputes. This matter already has a long procedural history. In earlier decisions of this court concerning this matter, Defendant, St. Luke's Hospital, was ordered to prepare an affidavit pertaining to documents in the employment/personnel file of a nurse employed by the hospital, Lynne Pantuso, R.N. Nurse Pantuso apparently was involved in administering the medical care of the late Doris Lukanowski, the individual decedent on behalf of whom the present litigation has been brought.

That affidavit, dated May 15, 2001, was reviewed by the court and deemed to be insufficient. The court then directed that the employment/personnel file of Nurse Pantuso be supplied to the court for an in-camera review. The court reviewed that file, and, in an order dated October 5, 2001, determined that significant issues with respect to the applicability of the PRPA to two specific documents in the file existed. That order further directed Defendant St. Luke's Hospital to present testimony in support of the assertion of privilege. The order was sealed along with copies of the two documents. A hearing was held on December 19, 2001.

At the hearing, the first witness presented was Karen Fioriglio ("Fioriglio"). Fioriglio testified that in her duties as nurse manager for St. Luke's, she was responsible for evaluating Nurse Pantuso's performance. Fioriglio further testified that she was not a part of any specifically designed committee engaged in reviewing the performance of the nurses under her supervision.

Fioriglio testified that she is the author of the documents sealed with the order on October 5, 2001. She also testified that these documents were written as part of her review of Nurse Pantuso's performance as a nurse. Fioriglio testified that the document consisted of two different parts. The first part contained notes she had made in preparation of a phone call with Nurse Pantuso. The second part of the document consists of her memorialization of the phone call with Nurse Pantuso. The part of the document that consists of Fioriglio's notes contains the following: "... another way to handle this situation is to submit your resignation ... You'd probably do better in a non-acute setting, Lynne. Do you have an idea what you plan to do?" At this point, the document becomes a record of Fioriglio's conversation with Nurse Pantuso.

On December 27, 2001, this court entered an Order requiring St. Luke's to produce the sealed documents to Plaintiff. While we recognized that informal peer review by professional staff would be protected, the PRPA communications with non-professional staff would only be protected if performed in a pre-defined formal peer review process. We concluded that St. Luke's had failed to establish the existence of a formal peer review process at the hospital. As a result, since the documents had been communicated to a representative of the Human Resource department of the hospital, they were not protected by the PRPA.

On January 7, 2002, Plaintiff's counsel served a Second Supplemental Request for Production of Documents to Defendant St. Luke's Hospital ("the Request"). In the Request, Plaintiff made two separate requests:

1. A true and complete copy of the 'documentation from Lynne Pantuso's peers from 7/2/98' as referred by Karen Fioriglio, R.N. in Exhibits 1a and 1b.

2. A true and complete copy of the 'previous documentation' concerning Lynne Pantuso as referred by Karen Fioriglio, R.N. in Exhibits 1a and 1b.

St. Luke's responded to the Request on February 12, 2002 by objecting to the Request as "overly broad and burdensome, seeks information that is neither relevant nor reasonably calculated to lead to the discovery of admissible evidence and is contrary to the Peer Review Protection Act."

On February 1, 2002, Karen Fioriglio, R.N. was deposed by Plaintiff's counsel. During the deposition, St. Luke's raised several objections. Six (6) of these objections have been certified by the parties as requiring this court's review.

On February 28, 2002, Lynne Pantuso was deposed by Plaintiff's counsel. During the deposition, St. Luke's again raised several objections. Seven (7) of these objections have been certified by the parties as requiring this court's review.

Discovery Standard

Subject to exclusions not relevant in this matter, "a party may obtain discovery regarding any matter, not privileged, which is relevant to the subject matter involved in the pending action ... It is not ground for objection that the information sought will be inadmissible at trial if the information sought appears reasonably calculated to lead to the discovery of admissible evidence." Pa. R.C.P. 4003.1, 42. Pa. C.S.A.

Peer Review Protection Act

The Pennsylvania state legislature has determined that peer review is an indispensable component of improving medical care for the public. *Cooper v. Delaware Valley Medical Center*, 428 Pa. Super. 1, 630 A.2d 1 (1993). In an effort to foster peer review participation, the legislature enacted the Peer Review Protection Act ("the Act") which establishes a privilege that is applicable in discovery proceedings. Section 425.2 of the Act states that:

The Peer Review Protection Act, through grants of immunity from liability, *see* 63 P.S. §425.3 and of confidentiality, *see id.* §425.4, encourages 'review organizations,' engaged in 'peer review,' to 'gather and review information relating to the care and treatment of patients for the purpose of (i) evaluating and improving the quality of health care rendered; (ii) reducing morbidity or mortality; or (iii) establishing and enforcing guidelines designed to keep within reasonable bounds the cost of health care.' 63 P.S. §425.2.

Section 425.4 states, in pertinent part, as follows:

The proceedings and records of a review committee shall be held in confidence and shall not be subject to discovery or

introduction into evidence in any civil action against a professional health care provider arising out of the matters which are the subject of evaluation and review by such committee and no person who was in attendance at a meeting shall be permitted or required to testify in any such civil action as to any evidence or other matters produced or presented during the proceedings of such committee or as to any findings, recommendations, evaluations, opinions or other actions of such committee or any members thereof.

A “review committee” is defined in Section 2 of the Act, 63 P.S. §425.2, to mean:

[A]ny committee engaging in peer review, including a hospital utilization review committee, a hospital tissue [sic] committee, a health insurance review committee, a health insurance review committee, a hospital plan corporation review committee, a professional health service plan review committee, a dental review committee, a veterinary review committee, a nursing advisory committee, any committee established pursuant to the medical assistance program, and any committee established by one or more State or local professional societies, to gather and review information relating to the care and treatment of patients for the purposes of (i) evaluating and improving the quality of health care rendered; (ii) reducing morbidity or mortality; or (iii) establishing and enforcing guidelines designed to keep within reasonable bounds the cost of health care. It shall also mean any hospital board, committee or individual reviewing the professional qualifications or activities of its medical staff or applicants for admission thereto.

The term “peer review” is defined in Section 2, in pertinent part, as follows:

[T]he procedure for evaluation by professional health care providers of the quality and efficiency of services ordered or performed by other professional health care providers, including practice analysis, inpatient hospital and extended care facility utilization review, medical audit, ambulatory care review, claims review, and the compliance of a hospital, nursing home or convalescent home or other health care facility operated by a professional health care provider with the standards set by an association of health care providers and with applicable laws, rules, and regulations.

It is the burden of St. Luke’s to establish by a preponderance of the evidence that the requested documents are shielded from discovery by the Act. *Joe v. Prison Health Services, Inc.*, 2001 WL 873439 (Pa. Commw.). In

order to remain consistent in our application of the Act, we will re-state some of our analysis from the December 27, 2001 Order.

There is very little guidance from our appellate courts in the interpretation of the Act. As a result, the interpretations of the common pleas courts of the state are widely divergent. We have little problem, however, with determining that Fioriglio qualifies as a “review committee” under the Act. Fioriglio, at the time relevant to this litigation, was an “... individual reviewing the professional qualifications or activities of [the] medical staff ...”. 63 P.S. §425.4.

The issue of whether these documents were actually prepared in a “peer review” process is unfortunately made difficult by the poorly drafted language of the Act and is therefore subject to significant deviation in interpretation. We find the opinion of the Honorable R. Stanton Wettick, Jr. in *Lindsay v. Bosta*, (CCP, Allegheny 1999) to be a persuasive interpretation of the Act. Judge Wettick’s opinion states that “Anything that the hospital knows is discoverable, however, information generated through the peer review process and not shared with the hospital is protected by the Peer Review Protection Act.” We feel that this standard reflects an appropriate interpretation of the Act, for the following reasons.

The Act defines “review committee” broadly, and the definition includes “[an] individual reviewing the professional qualifications or activities of [the] medical staff” Therefore, at its most basic level, protected communications include those informal conversations between and among members of the medical staff. This also comports with the basic purposes of the Act—improving the quality of health care. These informal conversations between medical professionals are likely to be as effective in improving medical care as formal, organized peer review efforts. Therefore, the communication between Nurse Pantuso and Fioriglio is protected by the Act. Furthermore, the Act protects the “... findings, recommendations, evaluations, opinions or other actions of [review committees].” Therefore, the fact that Fioriglio suggests that Nurse Pantuso resign, and that termination is likely, does not remove the document from the protections of the Act.

However, once such a communication is shared with members of the hospital organization who are not part of the medical staff, we conclude that the Act envisions a more formal process. If non-medical personnel such as members of the human resource department are given the information, the hospital must establish that the sharing of this information is part of a clearly defined process whose primary goal is the improvement of the quality of health care. This goal is to be distinguished from risk management, which, while laudable, is not protected by the Act. The hospital, must establish that the communications have the primary goal of improvement of medical care. Therefore, it must organize the peer review process in such a way so as to supply standards capable of independent judicial review to define who is involved in the peer review process.

As Judge Wettick recognized in *Lindsay*, hospitals could attempt to structure their organization in a way that defines the whole hospital as a peer review committee. We would find this an unacceptable definition of a peer review committee and reject this open-ended definition. Whatever else is true, the Act cannot be so broadly interpreted as to essentially permit the hospital to totally inoculate itself from any discovery of material merely by designating every manner of communication or report as peer review material. It is the hospital's burden to demonstrate that allegedly protected material is generated and maintained as part of a reviewing process.

In the instant circumstances, St. Luke's has presented no evidence that Gloria Cuadrado was part of a formally defined peer review committee. In fact, there was no testimony regarding a formally defined review structure or process at all.

We wish to reiterate that we are not holding that documents or conversations with a human resources representative can never be protected by the Act. In fact, a peer review committee might well include a human resources representative. However, the structure and process of peer review must be pre-defined, otherwise the protection given by the Act takes on a nebulous nature that we do not believe is supported by either the text or the purpose of the Act.

Request for Documents

Plaintiff makes two requests for documents with the current Motion. These requests seek documents mentioned in the exhibits released by our December 27, 2001 Order of Court. In particular, Plaintiff seeks "documentation from Lynne Pantuso's peers from 7/2/98" and "previous documentation" referred to in the exhibits. St. Luke's has objected, arguing that the requests are overly broad, seek irrelevant information, and seek information protected by the PRPA.

St. Luke's first two objections have no merit. The requests are not overly broad, as the documents sought are limited by Fioriglio's reference. Only those documents Fioriglio was referring to are requested. Furthermore, these documents are relevant, or at the very least reasonably calculated to lead to the discovery of admissible evidence. These documents would pertain to St. Luke's notice of the performance of Pantuso, and therefore would be relevant to Plaintiff's corporate negligence claim.

St. Luke's objection raising the peer review privilege, however, has substantial merit. As discussed previously, Fioriglio was acting as an informal peer review committee for Pantuso. As such, any documents she received from Pantuso's professional peers are protected by the privilege. Additionally, any documents Fioriglio prepared herself as a result of her evaluation of Pantuso are protected by the Act.

Conversely, any documents she obtained from sources other than Pantuso's professional peers are not protected by the PRPA. Furthermore, any "documents ... otherwise available from original sources" are not pro-

tected by the privilege. Finally, any of these documents that were shared with non-professional staff, such as the human resources department or risk management, are not protected, as St. Luke's has failed to establish any formal peer review process.

Karen Fioriglio's Deposition

As stated previously, six (6) objections during Karen Fioriglio's deposition were certified for this court's review. We will address the sixth and final objection first, as our disposition on the issue raised has the most potential impact.

During her deposition, Fioriglio was asked "So after you conducted your investigation and during your investigation, you were discussing your findings with Gloria Cuadrado [human resources representative]; is that right?" Fioriglio answered "Yes." Fioriglio deposition, p. 91, line 5. When asked previously what exactly had been discussed with human resources, Fioriglio replied "... I don't know."

Plaintiff argues that under our December 27, 2001 Order, Fioriglio's admission that she discussed her findings with human resources removes the privilege conferred by the Act. St. Luke's counters that since Fioriglio can't recall what exact subjects she discussed with human resources, the privilege remains intact.

St. Luke's argument fails when we analyze who bears the burden of proof in evaluating a PRPA privilege claim. As stated previously, the party asserting the privilege bears the burden of establishing that the privilege applies. Since Fioriglio has admitted that she discussed her findings with a department in the hospital that is not part of either the informal or formal peer review process, the burden is on St. Luke's to demonstrate which, if any, of her findings she did not share with human resources. Since there is no evidence currently before the court regarding what information was not shared with human resources, St. Luke's objection is overruled.

Report of Charge Nurse

On page 34 of the transcript of Fioriglio's deposition, counsel for Lukanowski asked Fioriglio for her recollection of the report she received from the charge nurse on duty the night of July 3, 1998. Counsel for St. Luke's objected on the grounds of privilege under the PRPA.

This issue is made difficult by St. Luke's apparent attempt to make the entire process of patient care coincide with an informal peer review process. We specifically reject such an effort as inconsistent with the purpose and letter of the PRPA. Since Fioriglio is the supervisor ultimately responsible for patient care on her floor AND the person responsible for the peer review process of all nurses on her floor, it is difficult to separate true peer review functions from patient care functions to determine what communications are protected by the PRPA. However, a line must be drawn for, as we have

stated previously, we do not believe that the PRPA was intended to act as a complete bar to discovery.

We conclude that reports concerning the status of any patient, whether the status changed during a shift, and the cause, if known, of any such change falls under the bailiwick of patient care and are not protected. Any report of who, if anyone, was responsible for any change in status is protected by the PRPA. In sum, Plaintiffs are entitled to know: 1) what Ms. Lukanowski's status was at the end of the shift; 2) whether there was a change in Ms. Lukanowski's status during the night; 3) what the medical cause, if any was known, of such a change in status. The Plaintiffs are not entitled to know if the charge nurse identified any particular care-giver as being responsible or possibly responsible for the medical error.

Hypothetical Question to Lay Witness

On pages 36-39 of the transcript of Fioriglio's deposition, the following questioning occurred:

Q. Without telling me the substance, I would like you to describe the process for me of what happens in a situation where the charge nurse comes to you and tells you about an incident that you feel must be addressed with an R.N. Just tell me the process.

MR. LAUGHLIN: Just to make it clear, you're not talking at all about Lynne Pantuso.

MR. FODERA: At this point I just want to know the general process.

...

Q. Would you try and gather information from other sources; physicians—A. Charts.

Q. —nurse's aides? Charts. Anything other than charts?

A. I think it would depend on the circumstances what the —let's just say there was an outburst by an employee on the unit. I would certainly try to get some information from the witnesses. I wouldn't go to a chart.

Q. Let's just say it's not an outburst by an employee on the floor. Let's just say it's an employee who fails to give medication on the floor. What would be your process?

St. Luke's objects to this final question as calling for the deponent to answer hypothetical questions. We conclude that this question is proper, considering Fioriglio's statement that her response would "depend on the circumstances". At the very least, this question is reasonably designed to elicit testimony that could lead to admissible evidence. The sources Fioriglio would consult in a review of circumstances similar to those at issue here could be admissible as original sources, and any person that she consulted may be able to testify to activities that were actually observed. Therefore, this objection is overruled.

Whether Nurse Pantuso Had Previous Transgressions

On page 48 of the transcript of Fioriglio's deposition, counsel for Lukanowski asked the following question: "Did Lynne Pantuso have a string of transgressions that culminated in her being suspended without pay pending further investigation?". Counsel for St. Luke's objected, citing the peer review privilege.

Again, St. Luke's informal peer review process makes this question more difficult than it would otherwise be. However, by returning to the basic analysis set forth in our previous order, the resolution of this issue is straightforward. Any information Fioriglio gathered, through interviews and other secondhand sources, is protected as part of the peer review privilege. However, any transgression that Fioriglio observed herself is not privileged peer review. Such observations are original source evidence. Therefore, this objection is sustained in part, with the exception of any transgression that Fioriglio actually observed.

Fioriglio's Opinion on Whether Nurse Pantuso Was Competent To Provide Independent Care in an Emergency Situation

On page 62 of the transcript of Fioriglio's deposition, the following question was asked: "Did you feel that she was not competent to provide independent care in an emergency situation?" Counsel for St. Luke's objected to the question as asked, but allowed the related question of what Fioriglio meant in her notes by the phrase "not competent to respond in an emergency situation." We conclude that the original question, as phrased, asked for Fioriglio's evaluation of Nurse Pantuso's performance on the job. This evaluation is privileged under the PRPA.

Fioriglio's Opinion on How Nurse Pantuso's Education Was Progressing

On page 66 of the transcript of Fioriglio's deposition, counsel for Lukanowski questioned Fioriglio on what she meant by the statement "I am concerned about continuous need for education" contained in the notes produced as a result of our December 27, 2001 Order. After Fioriglio answered, on page 69 counsel for Lukanowski asked the following question: "When you wrote, I am concerned about the continuous need for education, was it your understanding that Lynne Pantuso's education was not progressing at either the prescribed rate or a good enough rate for a St. Luke's R.N.?" This question was objected to by counsel for St. Luke's on grounds of peer review privilege.

Since Fioriglio had already been asked what she meant by this statement in her notes, we conclude that this question constitutes an inquiry into what Fioriglio's evaluation of Nurse Pantuso was. This opinion is privileged through the PRPA, and the objection is sustained.

Objection to Form of Question

On page 52 of the transcript of the deposition of Nurse Pantuso, counsel for Lukanowski posed the following question: "When was the first time you made an error with regard to patient care as a nurse at St. Luke's?" Counsel for St. Luke's objected to the form of the question. We conclude that the form of the question is improper, as Pantuso was not asked the foundational question of whether she had ever made an error as a Nurse at St. Luke's. Therefore, the objection is sustained. However, if the proper foundation is provided, this question is entirely appropriate, as discussed immediately hereafter.

Nurse Pantuso's Evaluation of Her Own Job Performance

On page 56 of the transcript of the deposition of Nurse Pantuso, the following dialogue occurred:

Q. Can you tell me—and you may say I don't know, I just want your knowledge. Do you have any understanding of a problem with you with regard to your response in an emergency situation at St. Luke's?

[counsel for St. Luke's]: Objection. Now you are getting into peer review situation.

[counsel for Lukanowski]: Oh, no, no, absolutely not. This is not peer review. I am going to her knowledge. It's got nothing to do with peer review. I am asking for her knowledge.

....

[counsel for St. Luke's]: You are asking her for one of two things, either her own opinion as to that, and she's not going to be testifying as an expert. Or you are asking what she received in conversations from other people, and that's what I believe is peer review. So either way, I am objecting and instructing her not to answer.

The first issue raised in this objection is whether a witness must be an expert to offer an opinion of their own job performance. Opinion testimony by lay witnesses is limited to "those opinions or inferences which are rationally based on the perception of the witness and helpful to a clear understanding of the witness' testimony or the determination of a fact in issue." Pa.R.E. 701. We conclude that Nurse Pantuso's opinion of her own job performance meets this standard.

The second issue raised in this objection is what knowledge Nurse Pantuso received in conversations from other professional staff. As stated previously, we conclude that such conversations are protected by the PRPA as an informal process of peer review.

As a result, Nurse Pantuso is permitted to testify as to her opinion of her job performance, but she may not be questioned as to what other mem-

bers of the professional staff had conveyed to her in regard to her job performance.

Whether Pantuso Had Been Reprimanded

On page 63 of the transcript of the deposition of Pantuso, Pantuso was asked whether anybody in a supervisory capacity had told her that there was a problem with her performance. Counsel for St. Luke's objected on the grounds of peer review privilege. We conclude that any such communication would have been, at the least, a part of the informal peer review process. Therefore this objection is sustained.

Asked and Answered Objection

The next objection to be addressed involves an issue of whether a question posed to Pantuso had already been asked and answered during the deposition. We will begin the analysis with the first time the question at issue was asked during the deposition.

On page 73 of the transcript of the deposition of Pantuso, the following dialogue started:

Q. Do you remember being told, I need to inform you that you are being suspended without pay pending further investigation? Lynne, it is the intent it [sic] to terminate employment? Do you remember her saying that to you?

A. I don't—I know that they wanted to terminate me because there was no place for me to work there.

Q. Do you consider being suspended without pay to be a pretty big deal?

A. Well, in nursing, you don't have to have any that you are being suspended or not working. When they told me that my job was not going to be renewed, they were suspending me because I wasn't resigning. There wasn't work for me.

Q. So do you recall being told that were being suspended without pay pending an investigation?

A. You see, earlier when you asked that question, I remember hearing that from the personnel department. Possibly, I'm not saying Karen never said it. I don't have a memory.

At this point, Pantuso appears to have answered that she doesn't remember if Fioriglio ever made the statement to Pantuso. The dialogue continues:

Q. Who told you in the personnel department that you were being suspended without pay pending investigation?

A. Not pending investigation, just suspended without pay because there was no job.

Q. As you sit here today, you don't remember anybody saying to you that you were being investigated and that is why you were being suspended?

A. I was told that the Lukanowskis had ordered an autopsy, that possibly there may be a lawsuit filed. That was the extent of my information. The two were never put together.

Q. When were you told that, before you resigned?

A. It would have to be before I resigned.

Q. Why would it have to be before you resigned?

A. Because I didn't have any dealings with the hospital after I resigned.

Q. If you were told that you were being investigated, and that you were being suspended pending an investigation, is that the type of thing you think you might remember?

A. I wasn't told that.

At this point, Pantuso has answered that she was never told that she was suspended pending an investigation. Therefore, when the question on page 77 "Are you telling me that nobody told you that you were being suspended and being investigated?" is asked, Pantuso has already given the answer. Therefore the objection is sustained.

Whether Fioriglio Had Ever Corrected Pantuso in a Professional Capacity

On page 90 of the transcript of Pantuso's deposition, the following question was asked: "From February to July, had Nurse Fioriglio ever corrected you in your professional capacity?" From the evidence presented at the earlier hearing, it is apparent that one of Fioriglio's duties at St. Luke's was to provide peer review of the nurses on her floor. Therefore, any correction that Fioriglio had given Pantuso in a professional capacity would have been privileged under the PRPA. This includes the occurrence as well as the content of any correction. Accordingly, the objection is sustained.

Pantuso's Peer Review File

On page 100 of the transcript of Pantuso's deposition, the following question was asked "What do you mean by some of the thing in my file on peer review". This question asks for Pantuso's knowledge of the contents of her peer review file at St. Luke's. We conclude that this information is privileged by the PRPA, and therefore the objection is sustained. However, this is subject to our ruling above, regarding the admission by Fioriglio that she had shared her findings with someone in human resources.

Constructive Criticism

On page 101 of the transcript of Pantuso's deposition, she was asked "Without telling me what the criticisms were from February to July, did you receive constructive criticisms?". We conclude that by their very nature, constructive criticism from peers is at the heart of the peer review privilege granted by the PRPA. Again, the occurrence as well as the content is protected by the PRPA. Therefore, the Objection is sustained.