

Northampton County Reporter

(USPS 395-280)

VOL. LXI

EASTON, PA February 13, 2020

NO. 7

Commonwealth of Pennsylvania v. Peter Medve, Defendant

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INSERT: Blue: 1. BALC Afternoon Seminar

2. 2020 Calendar
3. YLD Happy Hour
4. Save the Date!

Cream: 1. Quarterly Association Meeting

2. "Sentencing Commission Update"
3. "Lincoln, Gettysburg and a New Moral and Constitutional Course for America"
4. Hartford Wolf Pack vs. Lehigh Valley Phantoms

NOTICE TO THE BAR...

March Quarterly Association Meeting

Thursday, March 19, 2020

Registration form inside.

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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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Editor

NOTICE TO NCBA MEMBERS – BAR NEWS

NCBA Foundation Grant Applications

If you are associated with a nonprofit and would like to provide a grant opportunity to the organization, NCBA is accepting grant applications through February 15, 2020.

Contact the NCBA for a copy of the grant application.

Save the Date!

Thursday, May 28, 2020 – “Foundation Libations”

Our Second Annual Foundation Fundraiser.

5:00 – 7:30 p.m. at ArtsQuest, Bethlehem.

Courthouse Library Copy Machine Cards

Copy machine cards are still available at the NCBA Office. If you make any copies on the copy machine in the Law Library you may want to consider purchasing copy cards. The cards sell for \$10.00. If you use the cards, copies are 15 cents rather than the usual 25 cents.

An unexamined life is not worth living. ~ Socrates

ESTATE AND TRUST NOTICES

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

FIRST PUBLICATION**ALBERT, CAROLYN F.,** dec'd.

Late of the Township of Palmer, Northampton County, PA
Executrix: Marilyn E. Coon c/o Theresa Hogan, Esquire, Attorney-at-Law, 340 Spring Garden Street, Easton, PA 18042
Attorney: Theresa Hogan, Esquire, Attorney-at-Law, 340 Spring Garden Street, Easton, PA 18042

CHRISTMAN, OLGA V., dec'd.

Late of Northampton Borough, Northampton County, PA
Executor: Adam Guy Christman c/o P.O. Box 324, Northampton, PA 18067

CORRADO, CONSTANCE B., dec'd.

Late of the Township of Forks, Northampton County, PA
Executor: Paul F. Corrado c/o Robert A. Nitchkey, Jr., Esquire, Hemstreet, Nitchkey & Freidl,

730 Washington Street, Easton, PA 18042

Attorneys: Robert A. Nitchkey, Jr., Esquire, Hemstreet, Nitchkey & Freidl, 730 Washington Street, Easton, PA 18042

EVANCHO, SUZANNE M., dec'd.

Late of the Township of Forks, Northampton County, PA
Executor: Matthew A. Evancho c/o Jamie Michael McFadden, Esquire, 3055 College Heights Blvd., Suite 2B, Allentown, PA 18104

Attorney: Jamie Michael McFadden, Esquire, 3055 College Heights Blvd., Suite 2B, Allentown, PA 18104

GEIGER, EVELYN M., dec'd.

Late of the Borough of Catasauqua, Northampton County, PA
Executor: Edward Scott Rizza c/o Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064
Attorneys: Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064

GILBERT, JANE L., dec'd.

Late of the Borough of Nazareth, Northampton County, PA
Executor: Quentin Robert Gilbert, Jr. c/o Gary Neil Asteak, Esquire, 726 Walnut Street, Easton, PA 18042
Attorney: Gary Neil Asteak, Esquire, 726 Walnut Street, Easton, PA 18042

GRAVINA, JULIE MAY, dec'd.

Late of Northampton County, PA
Executrix: Terry Ripa Pavlacka
Attorneys: Dean C. Berg Law Offices, 1820 Main Street, P.O. Box 10, Northampton, PA 18067-0010

HEWKO, ELAINE R., dec'd.

Late of Northampton, Northampton County, PA

Executrix: Bettyann Woyewoda c/o Robert B. Roth, Esquire, The Roth Law Firm, 123 North Fifth Street, Allentown, PA 18102

Attorneys: Robert B. Roth, Esquire, The Roth Law Firm, 123 North Fifth Street, Allentown, PA 18102

KOCH, JAY F., dec'd.

Late of Northampton, Northampton County, PA

Executrix: Jayne Koch c/o T. Benjamin Traud, Esquire, Traud Law Offices, 3055 College Heights Blvd., Ste. 2A, Allentown, PA 18104

Attorneys: T. Benjamin Traud, Esquire, Traud Law Offices, 3055 College Heights Blvd., Ste. 2A, Allentown, PA 18104

KROBOTH, ALFRED M., dec'd.

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

Co-Executors: Ronald Kroboth and Tamimarie Lintner c/o Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064
Attorneys: Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064

ROSAR, PAUL, JR., dec'd.

Late of the City of Easton, Northampton County, PA

Executor: Paul Daniel Rosar c/o Richard P. Kovacs, Esquire, Pierce & Steirer, LLC, 124 Belvidere Street, Nazareth, PA 18064

Attorneys: Richard P. Kovacs, Esquire, Pierce & Steirer, LLC,

124 Belvidere Street, Nazareth, PA 18064

SERFASS, EDWARD R., dec'd.

Late of the Township of Bethlehem, Northampton County, PA

The Serfass Family Trust Dated January 17, 2001

Settlors: Edward R. Serfass and Helga M. Serfass

Successor Trustee: Robert A. Serfass c/o Mark P. Albright, Esquire, 403 Main Street, Hellertown, PA 18055-1721

Attorney: Mark P. Albright, Esquire, 403 Main Street, Hellertown, PA 18055-1721

STROHE, CAROL ANN, dec'd.

Late of the Township of East Allen, Northampton County, PA
Executor: David John Faust 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

TRAPP, LESTER ALBERT, JR., dec'd.

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

Executor: Richard Trapp 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

SECOND PUBLICATION**BARRY, SHADWICK ALEX,** dec'd.

Late of Bethlehem, Northampton County, PA

Executrix: Janet Eileen Barry c/o William W. Matz, Jr., Esquire,

211 W. Broad Street, Bethlehem,
PA 18018-5517

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

ERNEY, WILLIAM H., dec'd.

Late of the Township of
Bethlehem, Northampton
County, PA

Co-Executors: Stephen M. Szy
and Kevin James Jones c/o
Bradford D. Wagner, Esquire,
662 Main Street, Hellertown, PA
18055-1726

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

GIOVANNI, ALBERT M., dec'd.

Late of Pen Argyl, Northampton
County, PA

Co-Executrices: Lauren M.
Stoudt and Andrea N. Giovanni
c/o Fitzpatrick Lentz & Bubba,
P.C., Two City Center, 645 W.
Hamilton Street, Suite 800,
Allentown, PA 18101

Attorneys: Fitzpatrick Lentz &
Bubba, P.C., Two City Center,
645 W. Hamilton Street, Suite
800, Allentown, PA 18101

HAILPERIN, RUTH R., dec'd.

Late of Nazareth, Northampton
County, PA

Executrix: Jo H. Taylor c/o
William W. Matz, Jr., Esquire,
211 W. Broad Street, Bethlehem,
PA 18018-5517

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

KEIM, ROBERT E., dec'd.

Late of Moore Township, North-
ampton County, PA

Executrix: Kristin N. Evans c/o
Daniel M. O'Donnell, Esquire,

901 West Lehigh Street,
Bethlehem, PA 18018

Attorney: Daniel M. O'Donnell,
Esquire, 901 West Lehigh Street,
Bethlehem, PA 18018

KITTEK, ELSIE BARBARA, dec'd.

Late of Bethlehem, Northampton
County, PA

Executor: Francis R. Kittek c/o
Elizabeth Kapo, Esquire, 2123
Pinehurst Road, Bethlehem, PA
18018

Attorney: Elizabeth Kapo,
Esquire, 2123 Pinehurst Road,
Bethlehem, PA 18018

LOUPOS, JOAN M., dec'd.

Late of the Township of Palmer,
Northampton County, PA

Joan M. Loupos Revocable Trust
Dated October 29, 1993, As
Amended

Trustee: Scott M. Loupos c/o
Timothy J. Duckworth, Esquire,
Mosebach, Funt, Dayton &
Duckworth, P.C., 2045 Westgate
Drive, Suite 404, Bethlehem, PA
18017

Attorneys: Timothy J.
Duckworth, Esquire, Mosebach,
Funt, Dayton & Duckworth,
P.C., 2045 Westgate Drive, Suite
404, Bethlehem, PA 18017

McCOY, MELISSA ANN, dec'd.

Late of Forks Township, North-
ampton County, PA

Administratrix: Melanie McCoy
c/o Marissa R. Harper, Esquire,
Zator Law, 4400 Walbert Avenue,
Allentown, PA 18104

Attorneys: Marissa R. Harper,
Esquire, Zator Law, 4400
Walbert Avenue, Allentown, PA
18104

MORROW, GERALD J., dec'd.

Late of Northampton, Northamp-
ton County, PA

Executors: Daniel Morrow and Jane Morrow c/o Steven Bergstein, Esquire, Engel, Wiener, Bergstein & Fleischaker, 825 North 12th Street, Allentown, PA 18102

Attorneys: Steven Bergstein, Esquire, Engel, Wiener, Bergstein & Fleischaker, 825 North 12th Street, Allentown, PA 18102

PAGOTTO, ELSA L., dec'd.

Late of the Borough of Pen Argyl, Northampton County, PA

Executrix: Kathleen Emma Scott c/o Hon. Leonard N. Zito (Ret.), Florio Perrucci Steinhardt & Cappelli, LLC, 60 West Broad Street, Suite 102, Bethlehem, PA 18018

Attorneys: Hon. Leonard N. Zito (Ret.), Florio Perrucci Steinhardt & Cappelli, LLC, 60 West Broad Street, Suite 102, Bethlehem, PA 18018

ROTH, GERALDINE M., dec'd.

Late of North Catasauqua, Northampton County, PA

Co-Executors: Evelyn D. Paulus and Harrison Kline, Jr. c/o Noonan Law Office, 526 Walnut Street, Allentown, PA 18101-2394

Attorneys: Noonan Law Office, 526 Walnut Street, Allentown, PA 18101-2394

SENSKI, WILLIAM M., dec'd.

Late of the Borough of Hellertown, Northampton County, PA
Executor: William M. Senski c/o Bradford D. Wagner, Esquire, 662 Main Street, Hellertown, PA 18055-1726

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

SIFTAR, JEAN H., dec'd.

Late of Bethlehem, Northampton County, PA

Executrix: Katherine R. Huber c/o Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101

Attorneys: Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101

SIMONS, JOANNE M., dec'd.

Late of Palmer Township, Northampton County, PA

Executor: Claude W. Simons, Jr. c/o Ralph J. Bellafatto, Esquire, 4480 William Penn Highway, Easton, PA 18045

Attorney: Ralph J. Bellafatto, Esquire, 4480 William Penn Highway, Easton, PA 18045

STOKES, ROSS V., dec'd.

Late of the Borough of Nazareth, Northampton County, PA

Executor: Gregory P. Stokes c/o Goudsouzian & Associates, 2940 William Penn Highway, Easton, PA 18045-5227

Attorneys: Goudsouzian & Associates, 2940 William Penn Highway, Easton, PA 18045-5227

TALPAS, MARY A., dec'd.

Late of the Township of Bushkill, Northampton County, PA

Executor: Martin A. Talpas, Jr. c/o Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064

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

TARPEY, JAMES V., dec'd.

Late of Plainfield Township,
Northampton County, PA
Executor: David James Tarpey
c/o Kristin M. Harvey, Esquire,
Knafo Law Offices, LLC, 2740
Nazareth Rd., Easton, PA 18045
Attorneys: Kristin M. Harvey,
Esquire, Knafo Law Offices, LLC,
2740 Nazareth Rd., Easton, PA
18045

WERNER, LEO H., dec'd.

Late of the Township of Hanover,
Northampton County, PA
Executors: Kelly Lee Werner,
9051 River Crescent, Suffolk, VA
23433 and Kristi A. Wert, 3175
Penn Dixie Road, Nazareth, PA
18064
Attorney: Paul J. Harak, Esquire,
1216 Linden Street, P.O. Box
1409, Bethlehem, PA 18016

THIRD PUBLICATION**ALBERT, STUART J.,** dec'd.

Late of the Borough of Tatamy,
Northampton County, PA
Executors: Kim Stuart Albert
and Cynthia J. Duellley c/o
Peters, Moritz, Peischl, Zulick,
Landes & Brienza, LLP, 1 South
Main Street, Nazareth, PA 18064
Attorneys: Peters, Moritz, Peischl,
Zulick, Landes & Brienza, LLP,
1 South Main Street, Nazareth,
PA 18064

ALESSI, ROBERTA P., dec'd.

Late of the Township of Palmer,
Northampton County, PA
Executor: Eric S. Alessi c/o
Robert C. Brown, Jr., Esquire,
Fox, Oldt & Brown, 940 W.
Lafayette St., Suite 100, Easton,
PA 18042
Attorneys: Robert C. Brown, Jr.,
Esquire, Fox, Oldt & Brown, 940

W. Lafayette Street, Suite 100,
Easton, PA 18042

EASTERDAY, EMMA M., dec'd.

Late of the Borough of Nazareth,
Northampton County, PA
Co-Executors: Richard Thomas
Smith and Stephanie H. Smith
c/o Peters, Moritz, Peischl,
Zulick, Landes & Brienza, LLP,
1 South Main Street, Nazareth,
PA 18064
Attorneys: Peters, Moritz, Peischl,
Zulick, Landes & Brienza, LLP,
1 South Main Street, Nazareth,
PA 18064

ERKER, JACK CHARLES, dec'd.

Late of the City of Bethlehem,
Northampton County, PA
Executrix: Carol A. Erker c/o
Dionysios C. Pappas, Esquire,
Vasiliadis Pappas Associates
LLC, 2551 Baglyos Circle, Suite
A-14, Bethlehem, PA 18020
Attorneys: Dionysios C. Pappas,
Esquire, Vasiliadis Pappas Asso-
ciates LLC, 2551 Baglyos Circle,
Suite A-14, Bethlehem, PA
18020

FEATHER, JAMES RICHARD,
dec'd.

Late of Bushkill Township,
Northampton County, PA
Executrix: Cynthia Ann Scullion
c/o Paul G. Lutz, Esquire, 110
South Northern Way, York, PA
17402
Attorney: Paul G. Lutz, Esquire,
110 South Northern Way, York,
PA 17402

FRALEY, RICHARD E., JR., dec'd.

Late of Bethlehem, Northampton
County, PA
Administratrix: Kimberly A.
Fraley, 406 Devonshire Drive,
Bethlehem, PA 18017

Attorney: Marc Kranson,
Esquire, 523 Walnut Street,
Allentown, PA 18101

**HARRIS, EDWIN D. a/k/a EDWIN
DAVID HARRIS**, dec'd.

Late of Wind Gap, Northampton
County, PA

Administrator: Chad Eric Harris,
155 Hoffman Road, Wind Gap,
PA 18091

Attorney: Robert P. Daday,
Esquire, 1030 W. Walnut Street,
Allentown, PA 18102

KNAPP, JEAN T., dec'd.

Late of Plainfield Township,
Northampton County, PA

Co-Executrices: Jean Sharon
Stirrup and Terese Marie
Cassano c/o Timothy B. Fisher,
II, Esquire, Fisher & Fisher Law
Offices, P.O. Box 396, Goulds-
boro, PA 18424

Attorneys: Timothy B. Fisher, II,
Esquire, Fisher & Fisher Law
Offices, P.O. Box 396, Goulds-
boro, PA 18424

**LEARN, MARY JEAN a/k/a MARY
Y. LEARN**, dec'd.

Late of the Borough of Nazareth,
Northampton County, PA

Executor: David Paul Learn c/o
Stanley M. Vasiliadis, Esquire,
Vasiliadis Pappas Associates,
LLC, 2551 Baglyos Circle, Suite
A-14, Bethlehem, PA 18020

Attorneys: Stanley M. Vasiliadis,
Esquire, Vasiliadis Pappas Asso-
ciates, LLC, 2551 Baglyos Circle,
Suite A-14, Bethlehem, PA
18020

LIEBERMAN, MILDRED, dec'd.

Late of the Township of Hanover,
Northampton County, PA

Trust of Mildred Lieberman
Trustee: Frances Mays c/o
Timothy J. Duckworth, Esquire,
Mosebach, Funt, Dayton &

Duckworth, P.C., 2045 Westgate
Drive, Suite 404, Bethlehem, PA
18017

Attorneys: Timothy J.
Duckworth, Esquire, Mosebach,
Funt, Dayton & Duckworth,
P.C., 2045 Westgate Drive, Suite
404, Bethlehem, PA 18017

MIKROUDIS, KATINA P., dec'd.

Late of the Township of Hanover,
Northampton County, PA

Executor: Soterios P. Mikroudis
c/o Dionysios C. Pappas,
Esquire, Vasiliadis Pappas Asso-
ciates LLC, 2551 Baglyos Circle,
Suite A-14, Bethlehem, PA
18020

Attorneys: Dionysios C. Pappas,
Esquire, Vasiliadis Pappas Asso-
ciates LLC, 2551 Baglyos Circle,
Suite A-14, Bethlehem, PA
18020

REMETTA, SYLVIA M., dec'd.

Late of the Township of Forks,
Northampton County, PA

Executor: Richard J. Remetta
c/o Theresa Hogan, Esquire,
Attorney-at-Law, 340 Spring
Garden Street, Easton, PA 18042
Attorney: Theresa Hogan,
Esquire, Attorney-at-Law, 340
Spring Garden Street, Easton,
PA 18042

ROE, ROBERT W., dec'd.

Late of Moore Township, North-
ampton County, PA

Administratrix: Kimberly Roe
c/o James L. Reich, Esquire,
Reich & Furst Law Offices, 121
N. Cedar Crest Blvd., Suite B,
Allentown, PA 18104

Attorneys: James L. Reich,
Esquire, Reich & Furst Law
Offices, 121 N. Cedar Crest Blvd.,
Suite B, Allentown, PA 18104

SERIA, SALVATORE NUNZIO, SR., dec'd.

Late of Plainfield Township,
Northampton County, PA

Executor: Salvatore Nunzio
Seria, Jr.

Attorney: P. Christopher Cotturo,
Esquire, 75 Bangor Junction
Road, Bangor, PA 18013

SNYDER, DORIS A., dec'd.

Late of the Township of Bushkill,
Northampton County, PA

Executor: Scott W. Snyder c/o
Robert C. Brown, Jr., Esquire,
Fox, Oldt & Brown, 940 W.
Lafayette St., Suite 100, Easton,
PA 18042

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

STECKEL, NEIL STUART, dec'd.

Late of Williams Township,
Northampton County, PA

Executor: Steven B. Molder,
Esquire, 904 Lehigh St., Easton,
PA 18042

Attorney: Steven B. Molder,
Esquire, 904 Lehigh St., Easton,
PA 18042

TERLESKI, SHIRLEY BELLA, dec'd.

Late of Easton, Northampton
County, PA

Executor: Robert G. Terleski,
701 Blue Mountain Drive,
Andreas, PA 18211

Attorney: Robert P. Daday,
Esquire, 1030 W. Walnut Street,
Allentown, PA 18102

WEBB, IVA JEANNE, dec'd.

Late of Forks Township, North-
ampton County, PA

Executrix: Bonita Walter c/o Joel
M. Scheer, Esquire, Fishbone
and Scheer, 940 W. Lafayette
Street, Easton, PA 18042

Attorneys: Joel M. Scheer,
Esquire, Fishbone and Scheer,
940 W. Lafayette Street, Easton,
PA 18042

NOTICE OF ANNUAL MEETING

NOTICE IS HEREBY GIVEN that
the Annual Meeting of the members
of Nazareth Mutual Insurance
Company will be held at the office of
the Company, 114 South Main Street,
Nazareth, Pennsylvania, on Saturday,
March 14, 2020 at ten o'clock a.m.,
local time, for:

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

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

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

4. Financial statements are
available from the company by poli-
cyholder request.

John G. Abbott
Chairman

Attest: Kathleen Wapinski, Secretary
Feb. 13, 20, 27

NOTICE OF INCORPORATION

NOTICE IS HEREBY GIVEN that
Articles of Incorporation were filed
with and approved by the Department
of State of the Commonwealth of
Pennsylvania on December 19, 2019,
for the purpose of creating a business
corporation which has been incorpo-
rated under the provisions of the
Business Corporation Law of 1988.
The name of the corporation is:

VINDICO CORP.

Feb. 13

**LIMITED LIABILITY COMPANY
NOTICES**

NOTICE IS HEREBY GIVEN that
on January 28, 2020, Certificate of
Organization was filed in the Depart-

ment of State of the Commonwealth of Pennsylvania for:

POSH ALBERTSON POCONO, LLC in accordance with the provisions of the Limited Liability Act of 1994.

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

Feb. 13

NOTICE IS HEREBY GIVEN that on December 26, 2019, Certificate of Organization was filed in the Department of State of the Commonwealth of Pennsylvania for:

**POSH PROPERTIES
NO. 46 HANSON, LLC**

in accordance with the provisions of the Limited Liability Act of 1994.

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

Feb. 13

NOTICE OF DISSOLUTION

Pursuant to the requirements of Section 1975 of the Pennsylvania Business Corporation Law of 1988, notice is hereby given that **AOUN B. KARA M. D., P. C.**, a professional corporation, is currently in the process of voluntarily dissolving.

Feb. 13

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
RICHARD K. HAUTP; Alfred S. Pierce and Ralph Dech, Executors
THADDEUS MIKLEWICZ; Tamara Lynn Wells and Kevin Wells, Executors

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, FEBRUARY 19, 2020 AT 9:00 A.M. IN COURTROOM #1.

Gina X. Gibbs
Clerk of Orphans' Court
Feb. 6, 13

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

CIVIL ACTION
FIRST COMMONWEALTH
FEDERAL CREDIT UNION

Plaintiff

v.

MALACHI ANTONIO PUGLIESE
Defendant

NO.: C48-CV-2019-9958

NOTICE

TAKE NOTICE THAT First Commonwealth Federal Credit Union has filed a Complaint in the aforesaid Court at the above docket number seeking damages in excess of \$3,000.00.

If you wish to defend, you must take action within twenty (20) days, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the court without further notice for any money claimed in the pleading or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU

DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

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

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MICHAEL R. NESFEDER,

ESQUIRE

I.D. No. 49563

FITZPATRICK LENTZ &

BUBBA, P.C.

Attorneys for Plaintiff

645 W. Hamilton Street

Suite 800

Allentown, PA 18101

Feb. 13

**COURT OF COMMON PLEAS
CIVIL DIVISION**

NORTHAMPTON COUNTY

Bank of New York Mellon Trust
Company, N.A. as Trustee for
Mortgage Assets Management
Series I Trust

PLAINTIFF

vs.

Cynthia Ross Simnett, Known Heir
of Florence Faust, deceased and
Unknown Heirs, Successors,
Assigns and All Persons, Firms or
Associations Claiming Right, Title or
Interest from or under
Florence Faust, Deceased

DEFENDANTS

NO.: C-48-CV-2019-11770

To: the Defendants, Cynthia Ross
Simnett, Known Heir of Florence

Faust, deceased and Unknown
Heirs, Successors, Assigns and All
Persons, Firms or Associations
Claiming Right, Title or Interest
from or under Florence Faust,
Deceased

TAKE NOTICE THAT THE Plaintiff,
Bank of New York Mellon Trust
Company, N.A. as Trustee for
Mortgage Assets Management Series
I Trust has filed an action Mortgage
Foreclosure, as captioned above.

NOTICE

IF YOU WISH TO DEFEND, YOU
MUST ENTER A WRITTEN APPEAR-
ANCE PERSONALLY OR BY
ATTORNEY AND FILE YOUR
DEFENSE OR OBJECTIONS WITH
THE COURT. YOU ARE WARNED
THAT IF YOU FAIL TO DO SO THE
CASE MAY PROCEED WITHOUT
YOU AND A JUDGMENT MAY BE
ENTERED AGAINST YOU WITHOUT
FURTHER NOTICE FOR THE RELIEF
REQUESTED BY THE PLAINTIFF.
YOU MAY LOSE MONEY OR
PROPERTY OR OTHER RIGHTS
IMPORTANT TO YOU.

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Telephone: (610) 278-6800

Feb. 13

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

The following real estate will be sold by the Sheriff of Northampton County, Pennsylvania, on MARCH 6, 2020, at ten o'clock a.m. in the COUNCIL CHAMBERS, THIRD FLOOR, of the Northampton County Government Center, within the City of Easton, County of Northampton and State of Pennsylvania.

PLEASE TAKE NOTICE that the sale price will include only the outstanding taxes certified to the Sheriff's Office. Any taxes not reported to the Sheriff are the responsibility of the purchaser.

No. C-48-CV-2009-03177

WELLS FARGO BANK,
NATIONAL ASSOCIATION ET AL.

vs.

EDWARD G. RULAND

Property Address:

4155 Easton Avenue, Bethlehem,
PA 18018

UPI/Tax Parcel Number:

M7/14/8D/0205

All those certain tracts, pieces or parcels of land situate, lying and being in Bethlehem Township, Northampton County, Pennsylvania.

Being the same premises granted and conveyed unto Edward G. Ruland by deed from Edward G. Ruland and Bertha A. Ruland, his wife, said deed recorded 5/20/1988 in Deed Book 747, page 1124.

Thereon being erected a ranch-style single dwelling with brick exterior/aluminum siding, shingle roof and a detached three-car garage.

No. C-48-CV-2013-03022

WELLS FARGO BANK,
NATIONAL ASSOCIATION, AS
TRUSTEE ET AL.

vs.

ANTRON FLOWERS, UNITED
STATES OF AMERICA

Property Address:

2915 Whitewood Road, Bethlehem,
PA 18017

UPI/Tax Parcel Number:

N6NW1/1/2/0214

All that certain lot or parcel of ground situate in Hanover Township, Northampton County, Pennsylvania.

Title to said premises is vested in Antron Flowers, unmarried, by deed from Audrey L. George, widow, said deed recorded 7/3/2002 in Deed Book 2002-1, Page 173017.

Thereon being erected a ranch-style single dwelling with wood/brick exterior, shingle roof, attached two-car garage and an in-ground pool.

No. C-48-CV-2016-01399

WELLS FARGO BANK, NA

vs.

DONALD F. MELVIN,
RENEE M. CHADWICK-MELVIN

Property Address:

1240 Island Park Road, Easton,
PA 18042-9523

UPI/Tax Parcel Number:

N8/12/4A/0836

All that certain parcel of land situate in Williams Township, Northampton County, Pennsylvania.

Title to said premises is vested in Donald F. Melvin and Renee M. Chadwick-Melvin, h/w, by deed from Larry A. Sgarlata and Sandra M. Sgarlata, said deed recorded 5/14/2013 in Deed Book 2013-1, Page 122947.

Thereon being erected a two-story single dwelling with vinyl siding/brick exterior, shingle roof and an attached two-car garage.

No. C-48-CV-2017-10358

FEDERAL NATIONAL
MORTGAGE ASSOCIATION

vs.

LORI ANNE McGUIRE,
MARK McGUIRE

Property Address:

2716 Auburn Avenue, Easton, PA
18045

UPI/Tax Parcel Number:

L8NW2/7/2/0324

All that certain lot or tract of land on the south side of Auburn Avenue in Palmer Township, Northampton County, Pennsylvania.

Being the same premises granted and conveyed unto Mark McGuire and Lori Anne McGuire, h/w, by deed from Michael R. Schultz and Karen M. Schultz, h/w, said deed recorded 10/4/1993 in Deed Book 911, page 398.

Thereon being erected a ranch-style single dwelling with brick exterior/vinyl siding, shingle roof and an attached one-car garage.

No. C-48-CV-2018-02785

FULTON BANK, N.A. ET AL.

vs.

EDWIN M. FELICIANO, KNOWN HEIR, ALL OF THE UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER EDWIN FELICIANO, JR., DECEASED MORTGAGOR

Property Address:

532 Hayes Street, Bethlehem, PA
18015

UPI/Tax Parcel Number:

P6SE2D/3/15/0204

All that certain lot or piece of ground situated in Bethlehem City, Northampton County, Pennsylvania.

Being the same premises granted and conveyed unto Edwin Feliciano, Jr. by deed from Housing Opportunity Counsel, Inc., a Pennsylvania non-profit corporation, said deed recorded 9/10/2009 in Deed Book 2009-1, page 235365. The said Edwin Feliciano, Jr. departed this earth on or about 5/28/2016.

Thereon being erected a two-story row home dwelling with brick exterior and shingle roof.

No. C-48-CV-2018-03187

PNC BANK, NATIONAL
ASSOCIATION ET AL.

vs.

NICOLE M. TREXLER,
GREGORY N. TREXLER, JR.

Property Address:

3624 Strauss Avenue, Bethlehem,
PA 18015-5336

UPI/Tax Parcel Number:

Q6SW2/11/2/0719

All that certain tract of land situate on the west side of Strauss Avenue in Lower Saucon Township, Northampton County, Pennsylvania.

Title to said premises is vested in Gregory N. Trexler, Jr. and Nicole M. Trexler, as tenants by the entirety, by

deed from Kay A. Kern, said deed recorded 6/6/2011 in Deed Book 2011-1, Page 117800.

Thereon being erected a bi-level single dwelling with vinyl siding/brick exterior, shingle roof and an attached two-car garage.

No. C-48-CV-2018-05698

PNC BANK, NATIONAL
ASSOCIATION ET AL.

vs.

REBECCA A. GROLLER,
ADMINISTRATRIX AND KNOWN
HEIR TO THE ESTATE OF
JEFFREY SCOTT GROLLER a/k/a
JEFFREY S. GROLLER,
DECEASED, UNKNOWN HEIRS,
SUCCESSORS, ASSIGNS AND ALL
PERSONS, FIRMS OR
ASSOCIATIONS CLAIMING RIGHT,
TITLE OR INTEREST FROM OR
UNDER JEFFREY SCOTT
GROLLER a/k/a JEFFREY S.
GROLLER, DECEASED, ESTATE
OF JEFFREY SCOTT GROLLER

Property Address:

5839 Sullivan Trail, Nazareth, PA
18064

UPI/Tax Parcel Number:

H8NW3/4/10/0626

All those certain messuages or tenement and tracts or piece of land situate in Plainfield Township, Northampton County, Pennsylvania.

Title to said premises is vested in Jeffrey S. Groller, Deceased, by deed from Mark A. Stempien and Donna M. Stempien, h/w, said deed recorded 5/11/2004 in Deed Book 2004-1, Page 178152. The said Jeffrey S. Groller departed this life on 7/25/2017. Estate No. 48-17-1026 was filed with the Register of Wills of Northampton County naming Rebecca A. Groller as Administratrix to the Estate of Jeffrey Scott Groller a/k/a Jeffrey S. Groller.

Thereon being erected a two-story half-double dwelling with vinyl siding, shingle roof and a detached one-car garage.

No. C-48-CV-2018-09752

JPMORGAN CHASE BANK,
NATIONAL ASSOCIATION

vs.

COREY WILLIAMS

Property Address:

316 Blaine Street, Bangor, PA
18013-2108

UPI/Tax Parcel Number:

D10SW1C/5/4/0109

All that certain lot situate on the northwest corner of Sampson and Blaine Streets in East Bangor Borough, Northampton County, Pennsylvania.

Title to said premises is vested in Corey Williams by deed from Carolyn Leidy, Executrix of the Estate of Frank E. Thompson and Carolyn Leidy, individually, said deed recorded 5/4/2011 in Deed Book 2011-1, page 94356.

Thereon being erected a colonial-style single dwelling with vinyl siding, shingle roof and a detached one-car garage.

No. C-48-CV-2018-11240

NATIONS LENDING
CORPORATION ET AL.

vs.

MICHAEL EARL FREI,
TINALEE FREI

Property Address:

336 South 3rd Street, Bangor, PA
18013-2522

UPI/Tax Parcel Number:

E9NE4B/3/7/0102

All that certain message, tenement and lot or piece of ground situate on the westerly side of South 3rd Street in the 3rd Ward of Bangor Borough, Northampton County, Pennsylvania.

Title to said premises is vested in Michael Earl Frei and Tinalee Frei, h/w, by deed from Mark Brown, said deed recorded 6/30/2016 in Deed Book 2016-1, page 132231.

Thereon being erected a cape cod-style single dwelling with vinyl siding and shingle roof.

No. C-48-CV-2019-00928

CARRINGTON MORTGAGE
SERVICES, LLC

vs.

CHRISTIAN W. HORVATH,
MISTY LEE HORVATH

Property Address:

1116 North New Street, Bethlehem,
PA 18018

UPI/Tax Parcel Number:

N6SE4D/6/6/0204

All that certain lot or piece of land with the message or tenement, situate, lying and being in the 9th Ward of Bethlehem City, Northampton County, Pennsylvania.

Being the same premises conveyed to Christian W. Horvath and Misty L. Horvath, h/w, by deed from Albert R. DeAngelis, Jr. and Sharon DeAngelis, h/w, said deed recorded 10/24/2008 in Deed Book 2008-1, Page 289529.

Thereon being erected a two-story townhouse dwelling with brick exterior, shingle roof and a detached two-car garage.

No. C-48-CV-2019-02117

U.S. BANK
NATIONAL ASSOCIATION, AS
TRUSTEE ET AL.

vs.

KENNY T. NGUYEN

Property Address:

3103 Applewood Drive, Bethlehem,
PA 18020

UPI/Tax Parcel Number:

M7/17B/3/0205

All that certain message, tenement and lot or parcel of land

situate on the east side of Washington Street and the west side of Applewood Drive in Bethlehem Township, Northampton County, Pennsylvania.

Being the same premises granted and conveyed unto Kenny T. Nguyen by deed from Quang M. Vo, married, said deed recorded 12/19/2005 in Deed Book 2005-1, Page 510953.

Thereon being erected a two-story single dwelling with vinyl siding, slate roof, attached two-car garage and shed.

No. C-48-CV-2019-03352

LAKEVIEW LOAN SERVICING, LLC
vs.

RENEE SAYLOR

Property Address:

1016 Main Street, Northampton,
PA 18067-1605

UPI/Tax Parcel Number:

M4NW2D/12/3/0522

All that certain message, tenement, lot or piece of ground situate in the 3rd Ward of Northampton Borough, Northampton County, Pennsylvania.

Title to said premises is vested in Renee Saylor, a single person, by deed from Dennis D. Warnken and Lisa S. Hochrine, h/w, said deed recorded 7/7/2010 in Deed Book 2010-1, Page 132217.

Thereon being erected a two-story single dwelling with aluminum siding and shingle roof.

No. C-48-CV-2019-03612

EMBRACE HOME LOANS, INC.

vs.

ROBERTO J. SANCHEZ,
ZULMARI RIVERA

Property Address:

689 Long Lane Road, Walnutport,
PA 18088

UPI/Tax Parcel Number:

J2/21/5A/0516

All that certain piece, parcel or tract of land situate in Lehigh Township, Northampton County, Pennsylvania.

Title vested in Roberto J. Sanchez and Zulmari Rivera, as tenants by the entirety, by deed from Joan C. Sherwood, said deed recorded 12/5/2016 in Deed Book 2016-1, Page 262737.

Thereon being erected a ranch-style single dwelling with brick exterior and slate roof.

No. C-48-CV-2019-03720

MIDFIRST BANK

vs.

NICOLE WILDONER a/k/a
NICOLE MARIE JEDREYCYK

Property Address:

462 East 10th Street, Northampton, PA 18067

UPI/Tax Parcel Number:

M4NE1D/1/4/0522

All that certain piece or parcel of land situate on the south side of 10th Street in Northampton Borough, Northampton County, Pennsylvania.

Being the same property conveyed to Nicole Wildoner by deed from Bruce L. Keefer and Patricia A. Keefer, said deed recorded 10/19/2007 in Deed Book 2007-1, Page 385361.

Thereon being erected a two-story townhouse dwelling with brick exterior, slate roof and a detached one-car garage.

No. C-48-CV-2019-04266

LPP MORTGAGE, INC. ET AL.

vs.

BRYAN P. JENNINGS

Property Address:

217 Chestnut Street, Bangor, PA 18013

UPI/Tax Parcel Number:

E9NE2D/11/15/0102

All that certain lot or piece of ground situate on the north side of

Chestnut Street in Bangor Borough, Northampton County, Pennsylvania.

Being the same property conveyed to Bryan P. Jennings by deed from Betty L. Jennings, said deed recorded 5/5/2003 in Deed Book 2003-1, Page 159141.

Thereon being erected a two-story single dwelling with vinyl siding and slate roof.

No. C-48-CV-2019-04674

PNC BANK, NATIONAL
ASSOCIATION ET AL.

vs.

TAMMY L. HECKMAN

Property Address:

8 Kessler Street, Nazareth, PA 18064

UPI/Tax Parcel Number:

J8NW4/12/2/0432

All that certain message or tenement and lots or tracts of land situate in Upper Nazareth Township, Northampton County, Pennsylvania.

Being the same premises granted and conveyed unto Tammy L. Heckman by deed from Barry L. Rennie and Sandra K. Dague, said deed recorded 4/1/2005 in Deed Book 2005-1, Page 114753.

Thereon being erected a bi-level single dwelling with aluminum siding, shingle roof and a detached one-car garage.

No. C-48-CV-2019-06041

U.S. BANK NATIONAL
ASSOCIATION, AS INDENTURE
TRUSTEE ET AL.

vs.

TRACEY O'GORMAN

Property Address:

1439 Church Road, Wind Gap, PA 18091

UPI/Tax Parcel Number:

G6/13/3B/0406

All that certain tract or parcel of land situate in Bushkill Township, Northampton County, Pennsylvania.

Being the same premises conveyed to Tracey O'Gorman, unmarried, by deed from Scott A. Baltz and Deborah A. Baltz, h/w, said deed recorded 1/26/2007 in Deed Book 2007-1, Page 36340.

Thereon being erected a bi-level single dwelling with vinyl siding/brick exterior and slate roof.

No. C-48-CV-2019-06048

NATIONSTAR
MORTGAGE LLC ET AL.

vs.

JILL J. KRATZER

Property Address:

4136 Butternut Drive, Walnutport, PA 18088

UPI/Tax Parcel Number:

H3/10/6A/0516

All that certain parcel of land or lot situate in Lehigh Township, Northampton County, Pennsylvania.

Being the same premises granted and conveyed unto Edward S. Kratzer and Jill J. Kratzer, h/w, by deed from Edward S. Kratzer and Jill J. Kratzer, his wife, said deed recorded 7/16/1993 in Deed Book 903, Page 5. The said Edward S. Kratzer departed this life on 1/20/2001 thereby vesting title solely to Jill J. Kratzer.

Thereon being erected a ranch-style single dwelling with aluminum siding, shingle roof and an attached one-car garage.

No. C-48-CV-2019-06320

M&T BANK ET AL.

vs.

PEDRO A. REYES

Property Address:

1148 East 4th Street Rear, Bethlehem, PA 18015

UPI/Tax Parcel Number:

P6SE2B/11/2A/0204

All that certain messuage, lot or piece of land situated on the south

side of East 4th Street in Bethlehem City, Northampton County, Pennsylvania.

Being the same premises granted and conveyed unto Pedro A. Reyes, single man, by deed from Pedro A. Reyes and Linda J. Reyes, formerly husband and wife, said deed recorded 4/9/1999 in Deed Book 1999-1, Page 49555.

Thereon being erected a two-story single dwelling with vinyl siding, shingle roof and a detached two-car garage.

No. C-48-CV-2019-07007

LOANCARE LLC

vs.

JONATHAN P. TOCCI

Property Address:

328 East Goepf Street, Bethlehem, PA 18018-4120

UPI/Tax Parcel Number:

P6NE2A/7/3/0204

All that certain messuage, tenement and lot or piece of ground situate in Bethlehem City, Northampton County, Pennsylvania.

Title to said premises is vested in Jonathan P. Tocci by deed from Jonathan P. Tocci and Jessica A. Vertilla a/k/a Jessica A. Tocci, said deed recorded 2/27/2017 in Deed Book 2017-1, Page 40652.

Thereon being erected a two-story townhouse dwelling with vinyl siding, shingle roof and a detached one-car garage.

No. C-48-CV-2019-07759

NATIONSTAR
MORTGAGE LLC ET AL.

vs.

RICHARD T. SEAMAN

Property Address:

1420 Oakwood Drive, Bethlehem, PA 18017

UPI/Tax Parcel Number:

N6NW1/2/19A/0214

All that certain lot or parcel of ground situate in Hanover Township, Northampton County, Pennsylvania.

Title to said premises is vested in Richard T. Seaman by deed from Wilma C. Seaman, widow, said deed recorded 9/8/2000 in Deed Book 2000-1, Page 117413.

Thereon being erected a ranch-style single dwelling with brick exterior, slate roof and an attached one-car garage.

No. C-48-CV-2019-08201

BANK OF NEW YORK
MELLON TRUST COMPANY, N.A.,
AS TRUSTEE ET AL.

vs.

VICTORIA G. ROBERTS,
EXECUTRIX OF THE
ESTATE OF THOMAS FRANK
FENTZLAFF, ESTATE OF
THOMAS FRANK FENTZLAFF

Property Address:

680 Million Dollar Highway,
Bangor, PA 18013

UPI/Tax Parcel Number:

C10/7/12A/0131

All that certain tract of land situate in Upper Mount Bethel Township, Northampton County, Pennsylvania.

Being the same premises granted and conveyed unto Thomas Frank Fentzlaff by deed from Anna Fentzlaff, said deed recorded 5/12/1988 in Deed Book 747, Page 613. The said Thomas Frank Fentzlaff departed this life on or about 3/22/2019 thereby vesting title unto Victoria G. Roberts, Executrix of the Estate of Thomas Frank Fentzlaff.

Thereon being erected a ranch-style single dwelling with vinyl siding/brick exterior, shingle roof, detached storage facility, barn and post & beam building.

No. C-48-CV-2019-08217

PENNSYLVANIA HOUSING
FINANCE AGENCY

vs.

HELPPYS TEJADA, MICHAEL RAM

Property Address:

1914 Freemansburg Avenue,
Easton, PA 18042-5475

UPI/Tax Parcel Number:

L9SW3D/4/16/0837

All that certain lot of land situate, lying and being on the south side of Wilson Borough, Northampton County, Pennsylvania.

Title to said premises is vested in Helpys Tejada and Michael Ram by deed from Paul D. Ferency and Penny A. Ferency, h/w, said deed recorded 11/22/2011 in Deed Book 2011-1, Page 240927.

Thereon being erected a two-story single dwelling with white aluminum siding and shingle roof.

No. C-48-CV-2019-08385

BANK OF AMERICA, N.A. ET AL.

vs.

MARIA MELENDEZ-CRUZ

Property Address:

280 West Joseph Street, Easton,
PA 18042

UPI/Tax Parcel Number:

L9SE3A/15/1/0310

All that certain lot or piece of land situate in Easton City, Northampton County, Pennsylvania.

Title to said premises is vested in Radames Melendez-Cruz and Maria Melendez-Cruz a/k/a Maria J. Melendez a/k/a Maria Melendez by deed from Regina M. Deanehan, Executrix of the Last Will and Testament of Arthur E. Bowman, Deceased and Regina M. Deanehan, Individually and Charles F. Renz and Carol Renz, his wife, said deed recorded 7/1/1997 in Deed Book 1997-1, Page 069014. The said Radames Melendez-Cruz departed

this life on 7/26/2018, whereupon, title vested in Maria Melendez-Cruz a/k/a Maria J. Melendez a/k/a Maria Melendez, his wife.

Thereon being erected a two-story single dwelling with white aluminum siding, shingle roof and a detached two-car garage.

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.

RICHARD H. JOHNSTON
Sheriff

Northampton County,
Pennsylvania

DAVID J. CERAUL, ESQUIRE
Solicitor to the Sheriff

Feb. 13, 20, 27

FULL-TIME LITIGATION ATTORNEY

KingSpry, an equal opportunity Lehigh Valley law firm, seeks a full-time Litigation Attorney for our insurance defense department. Candidate should have at least three (3) years' experience. Candidate should have a litigation background, be capable of working independently, be a self-starter, have strong resolution facilitation skills and work effectively with clients and others in the firm. Candidate must have excellent written and oral communication skills, be detail oriented and highly proficient in Microsoft Office.

Excellent benefit package available.

Resume and cover letter required, attention Sarah O'Steen at sosteen@kingspry.com or fax to (610) 332-0314.

Required License: PA Bar License.

Job Type: Full-time.

Feb. 13, 20

**LEGAL AID ATTORNEY NEEDED FOR
MEDICAL-LEGAL PROJECT**

North Penn Legal Services is seeking an attorney for the Medical-Legal Project located in Allentown. This is a full-time North Penn staff position with an excellent benefit package. The MLP Attorney works in Allentown but is considered part of the Bethlehem staff. To apply and for more information go to www.northpennlegal/about/careers.
EOE.

Feb. 13, 20

LAW FIRM SEEKING ASSOCIATE

Hof & Reid, LLC, a personal injury law firm, is seeking an associate licensed in Pennsylvania with 3+ years of litigation experience. The candidate should be able to assist and support a busy team of litigation partners, mainly in personal injury matters. Must have experience in conducting legal research (Westlaw), office software (Word, Excel), drafting briefs and other legal documents, preparing for pretrial discovery, motion practice, and trial support.

If interested in the position, please submit your resumé and cover letter to law@valleyinjury.com.

HOF&REID^{LLC}**Personal Injury Law**

Jan. 30; Feb. 6, 13

**COMMONWEALTH of PENNSYLVANIA v.
PETER MEDVE, Defendant**

PCRA—Withdraw Plea—Plea Agreement—Sentencing—Manifest Injustice.

Defendant’s PCRA petition was granted where the Deputy Attorney General argued in favor of a particular sentence at Defendant’s sentencing, contrary to the terms of the plea agreement. While the statement of the DAG did not ultimately affect the sentence of the Court, the holding of *Commonwealth v. Williams*, 333 Pa. Super. 77, 481 A.2d 1230 (1984) required a finding that the DAG’s breach of the plea agreement amounted to “manifest injustice” and entitled the Defendant to withdraw his plea. Defendant was permitted to withdraw his *nolo contendere* plea.

In the Court of Common Pleas of Northampton County, Pennsylvania,
Criminal Division—No. CP-48-CR-01518-2016.

DAG CARSON MORRIS, ESQUIRE, for the Commonwealth.

TODD MOSER, ESQUIRE, for Defendant.

Order of the Court entered on May 28, 2019 by ROSCIOLI, J.

ORDER

AND NOW, this 28th day of May 2019, upon consideration of Defendant’s petition for collateral relief pursuant to the Pennsylvania Post Conviction Relief Act, and the Commonwealth’s response thereto, and following a hearing, it is hereby ORDERED that the Defendant’s petition is GRANTED. This matter shall reconvene for further proceedings, at which Defendant may withdraw his *nolo contendere* plea, on June 27, 2019 at 1:00 p.m. in Courtroom No. 4.

STATEMENT OF REASONS

Defendant was charged herein with one count of sexual abuse of children by dissemination of child pornography—18 Pa. C.S. §6312(c); one count of criminal use of a communication facility—18 Pa. C.S. §7512(a); and 318 counts of sexual abuse of children by possession of child pornography—18 Pa. C.S. §6312(d). Defendant entered a *nolo contendere* plea on March 31, 2017 to eleven counts of possession of child pornography, acknowledging that the Commonwealth possessed sufficient information to prove that he possessed eleven videos of minors engaged in acts that included sexual penetration. Sentencing was deferred for the preparation of various evaluations to aid the Court in fashioning an appropriate sentence for this Defendant. On July 7, 2017, Defendant was sentenced to 42 months to 120 months on each of the eleven counts of possession of child pornography. The sentences on each of the eleven counts were run concurrently, for an aggregate sentence of 42 to 120 months. Following the imposition

of sentence, Defendant filed a post-sentence motion, contending that the “sentence imposed was an abuse of the Court’s discretion [and] unduly excessive.” That motion was denied on July 24, 2017. On August 15, 2017, Defendant filed a Notice of Appeal. On August 18, 2017, we directed Defendant to file a statement of the matters he complained of on appeal, and such a statement was filed on September 11, 2017, wherein a single issue was raised—Defendant claimed that his sentence “was unduly harsh and excessive, inconsistent with the Sentencing Code, and contrary to the fundamental norms underlying the sentencing process.” We filed a memorandum opinion in response thereto on September 26, 2017. Ultimately, Defendant elected to forgo his direct appeal rights, seeking permission to withdraw his appeal on December 11, 2017. That permission was granted by the Superior Court by way of an Order dated January 16, 2018.

On February 26, 2018, Defendant filed a petition for collateral relief pursuant to the Pennsylvania Post Conviction Relief Act, 42 Pa. C.S. §9541 *et seq.* An amended petition was filed April 17, 2018. While an issue-framing conference was scheduled for April 20, 2018, Defendant on that date made a request for additional discovery, and an evidentiary hearing was held on July 19, 2018 in connection with that request. The request was ultimately denied by Order dated August 14, 2018. On October 19, 2018, the issue-framing conference was held, at which it was determined that a hearing would be necessary. After a continuance request by the Defendant, that hearing took place on March 28, 2019. Briefs were ordered and timely filed by both parties.

In his petition, Defendant raises four claims that he believes entitle him to collateral relief: (1) the failure of his sentencing counsel to object to the Commonwealth’s breach of the plea agreement; (2) the failure of his plea counsel to hire an appropriate expert to evaluate the evidence in preparation of a trial defense; (3) the failure of his plea counsel to litigate a motion to suppress evidence obtained pursuant to a warrant issued on the basis of stale evidence; and (4) the failure of his plea counsel to litigate a motion to suppress his coerced statements.

In order for a defendant to be granted relief on collateral review as a result of his prior counsel’s ineffectiveness, a defendant must overcome the presumption of effectiveness, and prove the three elements of what is commonly known as the *Pierce* test, showing that (1) the underlying claim has arguable merit; (2) no reasonable basis existed for counsel’s actions or failure to act; and (3) the defendant suffered prejudice as a result of counsel’s error. *Commonwealth v. Pierce*, 515 Pa. 153, 527 A.2d 973 (1987).

In the first issue raised in his petition for collateral relief, Defendant contends that his sentencing counsel, Attorney Gregory Pagano, was ineffective insofar as he failed to object, or to advise Defendant that he could withdraw his plea, when the Commonwealth failed to honor its agreement not to take a position at sentencing on the kind or length of sentence imposed

by the Court. Defendant contends that, contrary to its agreement, the Commonwealth argued in favor of a particular sentence, where Deputy Attorney General Angela Raver requested a minimum sentence of incarceration in the standard guideline range, with a probationary tail. (N.T. 7/7/17, p. 34.)

For its part, the Commonwealth acknowledges that it agreed not to take a position on sentencing, but argues that the statements made by DAG Raver did not constitute argument in favor of a particular sentence, but rather were a reminder to the Court about the applicable sentencing guideline ranges. However, whereas the applicable sentencing guideline ranges had been discussed at length *in camera* and then placed on the record by the Court shortly prior to DAG Raver's statements, after it had been determined that the sentencing guideline forms previously prepared by Northampton County Adult Probation were inaccurate, we do not believe that her statements can be viewed in this light. (N.T. 7/7/17, pp. 8-9.) Moreover, in reading DAG Raver's statements, it is clear that she requested that Defendant receive a particular sentence *as a result of* his conduct and in consideration of the fact that certain charges were being withdrawn as part of the plea agreement. ("I also think incarceration is appropriate in this case considering the charge before the Court." *Id.* at 34.)

While the statements of DAG Raver at sentencing had no effect on the sentence imposed by this Court, as we would have imposed an identical sentence without her statements, we recognize that the absence of an effect on the Court does not negate the violation of the agreement, and that, had Defendant objected to the Commonwealth's remarks at sentencing, we would have been constrained to sustain that objection. Moreover, we believe that, had Defendant filed a direct appeal raising that violation, the Superior Court would have reversed Defendant's sentence and permitted him to withdraw his plea, consistent with *Commonwealth v. Williams*, 333 Pa. Super. 77, 481 A.2d 1230 (1984).

In *Williams*, the defendant entered into a guilty plea to certain charges, with an agreement by the Commonwealth to withdraw the remaining charges and to make no recommendation as to sentence. At Mr. Williams' sentencing, the prosecutor, after reciting certain of Mr. Williams' biographical information of which the court was already in possession, stated, "I believe the defendant should be sentenced to a period of incarceration for this very serious crime." *Id.* at 80, 481 A.2d at 1232. After the sentencing court's denial of a timely motion to withdraw the defendant's plea, the Superior Court concluded that the prosecutor's remarks amounted to a violation of the plea agreement, and that the violation, even if it were inadvertent, and even if it had no effect on the sentencing judge, "constitute[d] manifest injustice," entitling the defendant to withdraw his plea. *Id.* at 83, 481 A.2d at 1234. We believe this case clearly controls the matter now before us, and on this basis we find that Defendant has satisfied the first, "arguable merit," prong of the *Pierce* test.

We next turn to the second, “reasonable basis,” prong of the *Pierce* test, which requires Defendant to prove that his prior counsel, Mr. Pagano, lacked a reasonable basis for failing to object to the Commonwealth’s advocacy. In resolving this question, we must determine whether, in pursuing a particular course of action, “counsel made an informed choice, which at the time the decision was made reasonably could have been considered to advance and protect [the] defendant’s interests.” *Commonwealth v. Dunbar*, 503 Pa. 590, 596, 470 A.2d 74, 77 (1983). At the hearing on this matter, Mr. Pagano testified that he did not object to DAG Raver’s comments, or advise Defendant that he could or should seek to withdraw his plea, because he did not find those comments to be objectionable. (N.T. 3/28/19, pp. 112-13.) Based upon our reading of *Williams*, we cannot concur in Mr. Pagano’s assessment. Moreover, given that Mr. Pagano failed to perceive that there was an objection to be made to DAG Raver’s remarks, we do not believe that we could find that his failure to make an objection was the result of a considered choice designed to advance Defendant’s interests. Accordingly, Defendant has met his burden on this issue.

Finally, with respect to the third prong of the *Pierce* test, we find that Defendant has likewise met his burden on this issue. At the hearing in this matter, Defendant testified that he would have sought to withdraw his plea after DAG Raver’s remarks at sentencing, had he been advised by Mr. Pagano that this was an option available to him. (N.T. 3/28/19, pp. 140-41.) Whereas we believe that *Williams* would have required us to grant Defendant’s motion to withdraw his guilty plea had one been made during Mr. Pagano’s representation, we believe that prejudice has been established, as “but for the errors and omissions of counsel, there is a reasonable probability that the outcome of the proceedings would have been different.” *Commonwealth v. Kimball*, 555 Pa. 299, 312, 724 A.2d 326, 333 (1999).

We note that we have considered the question of whether Defendant has waived collateral review of this issue, because “an issue is waived if the petitioner could have raised it but failed to do so before trial, at trial, during unitary review, on appeal or in a prior state postconviction [sic] proceeding.” 42 Pa. C.S. §9544(b). Having given the question of waiver thorough consideration, we believe this issue is not waived, despite Defendant’s withdrawal of his direct appeal, as he has framed the issue as sentencing counsel’s ineffectiveness in failing to preserve the matter for direct appeal. *Commonwealth v. Grant*, 572 Pa. 48, 67, 813 A.2d 726, 738 (2002) (“a claim raising trial counsel ineffectiveness will no longer be considered waived because new counsel on direct appeal did not raise a claim related to prior counsel’s ineffectiveness.”). *See also, Commonwealth v. Martinez*, 372 Pa. Super. 202, 539 A.2d 399 (1988) (noting that issue raised here was waived for collateral review where that defendant did not contend that sentencing counsel was ineffective for failing to preserve same for direct review).

Because we find that we must conclude that Defendant is entitled to withdraw his *nolo contendere* plea because of Attorney Pagano's ineffectiveness, the balance of the issues raised in his petition are now moot.

We note in closing, as did the Superior Court in *Williams*: "Of course, the charges previously [withdrawn] shall all be reinstated," and Defendant shall be subject to prosecution "to all the original charges." *Id.* at 84-85, 481 A.2d at 1234.



PERIODICAL PUBLICATION

*** Dated Material. Do Not Delay. Please Deliver Before Tuesday, February 18, 2020**