

Northampton County Reporter

(USPS 395-280)

VOL. LVII

EASTON, PA January 12, 2012

NO. 2

Transcript of the Retirement Ceremony for the Honorable Michael V. Franciosa

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INSERTS: Cream: 1. Annual Association Meeting
2. NCBA 2012 Committee Preference Form
3. 2012 Calendar

NOTICE TO THE BAR...

NCBA Annual Association Meeting

Thursday, January 19, 2012

Registration form inside.

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Northampton County Reporter
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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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Edward P. Shaughnessy, Esquire
Editor

NOTICE TO NCBA MEMBERS – BAR NEWS

Mark Your Calendars

Annual Meeting – January 19, 2012 (Registration form inside)

Reception for the Court – March 30, 2012

CLE Opportunity—“SFSP: Special Needs Trusts—Administration from the Trenches”

Tuesday, January 31, 2012

3:00 – 4:00 p.m. [Cocktail reception follows with cash bar]

BALC – 1114 W. Walnut Street, Allentown

\$15 for members

To register: contact Jennifer Davco at 610-419-4800 or:

Jennifer.davco@lpl.com.

Presented by: J. William Widing, III, Esq. and Laura J. Wozniski, Trust Officer and Vice President of Susquehanna Trust & Investment Company.

Addressing the benefits, downfalls and answering your questions on the use of a pooled, OBRA and third party special needs trusts. The speakers, well versed in specifically dealing with the potential hazards of special needs trusts, will discuss navigating the first party special needs trust which is subject to the scrutiny of the Orphans’ Court and the Pennsylvania Department of Public Welfare (DPW) with regard to expenditures of principal. They will also address the “payback” provision for the Commonwealth of Pennsylvania for benefits paid on behalf of a disabled person for a third party special needs trust, as well as the importance of trustee selection and special purchases.

New NCBA Photo Directories

Additional Photo Directories are available for purchase by NCBA members. Each directory is \$8.00 and may be picked up at the NCBA Office.

In the end, we will remember not the words of our enemies, but the silence of our friends. ~ Martin Luther King, Jr.

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**BAUMANN, CHARLES A.,** dec'd.

Late of the City of Bethlehem, Northampton County, PA

Administrator: Henry W. Baumann c/o William P. Leeson, Esquire, Leeson, Leeson & Leeson, 70 E. Broad Street, P.O. Box 1426, Bethlehem, PA 18016-1426

Attorneys: William P. Leeson, Esquire, Leeson, Leeson & Leeson, 70 E. Broad Street, P.O. Box 1426, Bethlehem, PA 18016-1426

DEHAUT, HUBERT F., dec'd.

Late of the Township of Hanover, Northampton County, PA

Co-Executors: Diane M. Johnson and Hubert F. Dehaut
Attorney: Richard J. Haber, Esquire, 150 W. Macada Road, Bethlehem, PA 18017-2409

DIOMEDO, SALFERINA R. a/k/a SALFERINA DIOMEDO a/k/a SALLY DIOMEDO a/k/a SALLY R. DIOMEDO, dec'd.

Late of the Borough of Bangor, Northampton County, PA

Administrator: Mark A. Diomedo
Attorney: Christopher T. Spadoni, Esquire, 1413 Easton Avenue, P.O. Box 522, Bethlehem, PA 18018

DONCEVIC, STEPHEN A., dec'd.

Late of Hellertown Borough, Northampton County, PA

Executor: Stephen G. Doncevic c/o Jay C. Glickman, Esquire, Rubin, Glickman, Steinberg & Gifford, 2605 N. Broad Street, P.O. Box 1277, Lansdale, PA 19446

Attorneys: Jay C. Glickman, Esquire, Rubin, Glickman, Steinberg & Gifford, 2605 N. Broad Street, P.O. Box 1277, Lansdale, PA 19446

GAVA, SILVANA LOUISE, dec'd.

Late of Nazareth, Northampton County, PA

Executrix: Lori Ann Wagner
Attorneys: Lisa A. Pereira, Esquire, Broughal & DeVito, L.L.P., 38 West Market Street, Bethlehem, PA 18018

KRAMER, ETHEL, dec'd.

Late of Bethlehem, Northampton County, PA

Executor: Neal Kramer c/o Joel M. Scheer, Esquire, Fishbone & Scheer, 940 West Lafayette Street, Easton, PA 18042

Attorneys: Joel M. Scheer, Esquire, Fishbone & Scheer, 940 West Lafayette Street, Easton, PA 18042

KUNKEL, BERNADINE B., dec'd.

Late of the Township of Bethlehem, Northampton County, PA

Co-Executors: Sharon L. Deschler and George B. Kunkel c/o Littner, Deschler & Littner, 512 North New Street, Bethlehem, PA 18018

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

LAUSER, LEE, dec'd.

Late of Northampton County, PA

Administratrix: Erin L. Pummer,
825 North 19th Street, Allentown, PA 18104

Attorney: Nancy K. Busch, Esquire, 825 North 19th Street, Allentown, PA 18104

MARTIN, RICHARD D., dec'd.

Late of the Township of Hanover, Northampton County, PA

Executrix: Susan C. Yee c/o Dolores A. Laputka, Esquire, Norris McLaughlin & Marcus, P.A., The Paragon Centre, 1611 Pond Road, Suite 300, Allentown, PA 18104

Attorneys: Dolores A. Laputka, Esquire, Norris McLaughlin & Marcus, P.A., The Paragon Centre, 1611 Pond Road, Suite 300, Allentown, PA 18104

MEILINGER, ELLEN L., dec'd.

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

Co-Executors: Noreen E. Fernandez, Rodney J. Meilinger and Nathan E. Meilinger 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

NEWHART, KATHLEEN M., dec'd.

Late of Bethlehem, Northampton County, PA

Executrix: Cindy J. Newhart c/o John W. Rybak, Esquire, 408 Adams Street, Bethlehem, PA 18105

Attorney: John W. Rybak, Esquire, 408 Adams Street, Bethlehem, PA 18105

SALCH, BETTY, dec'd.

Late of the Township of Palmer, Northampton County, PA

Executrix: Tabatha Smith, 36 West Lane, Easton, PA 18045

Attorney: Keene Jabbour, Esquire, 701 Washington Street, Easton, PA 18042

SCHMEER, DORIS M., dec'd.

Late of the Township of Bethlehem, Northampton County, PA

Executor: Harry Martyn, III
Attorney: Nicholas R. Sabatine, III, Esquire, 16 S. Broadway, Suite 1, Wind Gap, PA 18091

SCHUK, MARY, dec'd.

Late of Northampton Borough, Northampton County, PA

Executor: Orest M. Kochan c/o Frank M. Skrapits, Esquire, Affiliated with Steckel and Stopp, 2152 Main Street, Northampton, PA 18067-1211

SIMANAS, EMILY A. a/k/a EMILY SIMANAS, dec'd.

Late of the City of Bethlehem, Northampton County, PA

Executor: Robert John Rudy 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

SMITH, JOAN P., dec'd.

Late of the Township of Forks, Northampton County, PA

Administratrix: Kathleen A. Heiselmeyer 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

WENTZ, DIANNE L., dec'd.

Late of Walnutport, Northampton County, PA

Executor: Michael Gaston, 720 S. Lincoln Avenue, Walnutport, PA 18088

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

SECOND PUBLICATION

BUSULAS, NICHOLAS A., dec'd.

Late of the City of Bethlehem, Northampton County, PA

Administratrix: Leona M. Busulas c/o George M. Vasiliadis, Esquire, Vasiliadis & Associates, 2551 Baglyos Circle, Suite A-14, Bethlehem, PA 18020

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

FRISCH, ARLENE V., dec'd.

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

Executor: Michael K. Allen 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

HAMMERSTONE, THOMAS W., dec'd.

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

Administratrix: Catherine A. Dempsey, 3303 Jones Blvd., Easton, PA 18045

HEIN, WILLIAM H. a/k/a WILLIAM H. HEIN, JR., dec'd.

Late of the Township of Bethlehem, Northampton County, PA
Executrix: Shirley J. Hein c/o Kevin F. Danyi, JD, LLM, Es-

quire, Danyi Law Offices, P.C., 133 East Broad Street, Bethlehem, PA 18018

Attorneys: Kevin F. Danyi, JD, LLM, Esquire, Danyi Law Offices, P.C., 133 East Broad Street, Bethlehem, PA 18018

JONES, CONCETTA K., dec'd.

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

Executrix: Judith M. Mahorsky, 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

KOVACS, STEPHEN F., dec'd.

Late of the City of Bethlehem, Northampton County, PA

Executor: Thomas F. Kovacs, 3291 Highfield Circle, Bethlehem, PA 18020

Attorney: James Martin Connell, Esquire, 251 East Broad Street, Bethlehem, PA 18018

LABUKAS, ROSEMARIE, dec'd.

Late of 1030 Linden St., Bethlehem, Northampton County, PA
Administrator: John Labukas, III, 1503 Kaywin Ave., Bethlehem, PA 18018

ZERVOS, HARILAOS a/k/a HARRY ZERVOS a/k/a HARIS ZERVOS, dec'd.

Late of the Township of Bethlehem, Northampton County, PA
Administratrix: Anna Zervos c/o Robert C. Brown, Jr., Esquire, Fox, Oldt & Brown, 940 West Lafayette Street, Suite 100, Easton, PA 18042-1412

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

THIRD PUBLICATION**GAMBLE, ANNA**, dec'd.

Late of the Township of Palmer,
Northampton County, PA

Executrix: Linda Regina c/o Karl
H. Kline, Esquire, Karl Kline,
P.C., 2925 William Penn High-
way, Suite 301, Easton, PA
18045-5283

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

**GASSLER, RUTH PALMER a/k/a
RUTH P. GASSLER a/k/a
RUTH GASSLER**, dec'd.

Late of the Borough of Wind Gap,
Northampton County, PA

Co-Executors: Kerry R. Gassler
and Craig R. Walck, 108 North
Broadway, Wind Gap, PA 18091
Attorney: John M. Ashcraft, III,
Esquire, 20 North 5th Street,
Suite #1, Emmaus, PA 18049-
2406

GOTZON, FRANCIS J., dec'd.

Late of the City of Bethlehem,
Northampton County, PA

Administrator: Joseph J. Gotzon
Attorney: Richard L. Campbell,
Esquire, 628 West Broad Street,
Bethlehem, PA 18018

LUISSER, STEPHEN J., dec'd.

Late of the Borough of Northamp-
ton, Northampton County, PA
Executor: Thomas R. Luisser c/o
Mary Ann Snell, Esquire, 3400
Bath Pike, Suite 311, Bethlehem,
PA 18017

Attorney: Mary Ann Snell, Es-
quire, 3400 Bath Pike, Suite 311,
Bethlehem, PA 18017

MILLER, ANN MARIE, dec'd.

Late of the City of Bethlehem,
Northampton County, PA

Executrices: Julie Altonen and
Carrie Miller

Attorneys: Robert Glazer, Es-
quire, McLaughlin & Glazer, 800
Walnut Street, Easton, PA
18042-4381

VICARI, VINCENT B., dec'd.

Late of the Township of Bethle-
hem, Northampton County, PA
Executrix: Arlene Vicari c/o
Daniel E. Cohen, Attorney, Sei-
del, Cohen, Hof & Reid, L.L.C.,
3101 Emrick Blvd., Suite 205,
Bethlehem, PA 18020

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

NOTICE OF INCORPORATION

NOTICE IS HEREBY GIVEN that
Articles of Incorporation have been
filed with the Department of State of
the Commonwealth of Pennsylvania
at Harrisburg, Pennsylvania, for the
purposes of obtaining a Certificate of
Incorporation of a proposed business
corporation to be organized under the
provisions of the Pennsylvania Busi-
ness Corporation Law of 1988, ap-
proved December 21, 1988, P.L.
1444, No. 177, as amended. The
name of the corporation is:

**OUTERLIMITS MARKETING
GROUP, INC.**

The registered office is located at:
35 E. Elizabeth St., Suite 36, Bethle-
hem, PA 18018.

DIANA MEYER, ESQUIRE
DIANA MEYER, P.L.
1792 Bell Tower Lane
Weston, FL 33326

Jan. 12

**FICTITIOUS NAME
REGISTRATION NOTICES**

NOTICE IS HEREBY GIVEN that
an Application for Registration of
Fictitious Name was filed in the Com-
monwealth of Pennsylvania on No-
vember 3, 2011 for:

CDJ PRODUCTS

located at: 730 Market Street, Bangor, PA 18013. The name and address of the individual interested in the business is: Dawn M. Rauh Howell, 730 Market Street, Bangor, PA 18013. This was filed in accordance with 54 Pa. C.S. 311.

Jan. 12

NOTICE IS HEREBY GIVEN that an Application for Registration of Fictitious Name was filed in the Commonwealth of Pennsylvania on October 26, 2011 for:

HIGHER FIT

located at: 140 Vista Drive, Easton, PA 18042. The name and address of the individual interested in the business is: Joseph L. Gigliotti, 140 Vista Drive, Easton, PA 18042. This was filed in accordance with 54 Pa. C.S. 311.

Jan. 12

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Act 295 of 1982, as amended, of intention to file, or the filing of, in the office of the Secretary of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, a Certificate for the conduct of a business in Pennsylvania, under the assumed or fictitious name, style or designation of:

Fictitious Name:

THAT'S AMORE RESTAURANTE

Principal place of business: 2118 Schoenersville Road, Bethlehem, Pennsylvania.

The name and address of the person owning or interested in said business are: Joseph S. Jurkivo of 506 Grandview Boulevard, Bethlehem, Pennsylvania 18018.

The certificate was filed on December 22, 2011.

JOSEPH P. YANNUZZI, ESQUIRE
211 West Broad Street
Bethlehem, PA 18018

Jan. 12

NOTICE IS HEREBY GIVEN that an Application for Registration of Fictitious Name was filed in the Commonwealth of Pennsylvania on November 3, 2011 for:

TRANSCRIPTION SERVICES-MEDICAL

located at: 2551 Line Court, Bethlehem, PA 18017. The name and address of the individual interested in the business is: Judith S. Turner, 2551 Line Court, Bethlehem, PA 18017. This was filed in accordance with 54 Pa. C.S. 311.

Jan. 12

LIMITED LIABILITY COMPANY NOTICES

NOTICE IS HEREBY GIVEN that on December 13, 2011, Certificate of Organization was filed in the Department of State of the Commonwealth of Pennsylvania for:

BES CONSULTING, LLC

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

WENDY A. NICOLosi, ESQUIRE
BROUGHAL & DeVITO, L.L.P.
38 West Market Street
Bethlehem, PA 18018

Jan. 12

NOTICE IS HEREBY GIVEN that on December 5, 2011, Certificate of Organization was filed in the Department of State of the Commonwealth of Pennsylvania for:

TURKEY RIDGE PROPERTIES, 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

Jan. 12

NOTICE IS HEREBY GIVEN that a Certificate of Organization for a Domestic Limited Liability Company

has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania for the purpose of creating a Limited Liability Company under the Limited Liability Company Law of 1994, P.L. 703, No. 106.

The name of the limited liability company is:

**WESTON SENIOR LIVING
CENTERS, LLC**

Dennis A. DeEsch, Esquire
2222 Sullivan Trail
Easton, PA 18040

Jan. 12

**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

GERARD S. PETIT; Annette P. Landes, Administratrix

JOHN P. BRACKEN; William Perot Latimer and Norman F. Strate, Co-Executors

JOSEPH A. GAROFALO; Maryetta Buss, 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: FRIDAY, JANUARY 27, 2012 AT 9:00 A.M. IN COURTROOM #1.

Dorothy L. Cole
Clerk of Orphans' Court

Jan. 12, 19

NOTICE OF NAME CHANGE

NOTICE IS HEREBY GIVEN that on December 21, 2011, the Petition of Leelanee Rachael Brosky was filed in the Court of Common Pleas of Northampton County, Common-

wealth of Pennsylvania, docketed at C48CV2011-12126, praying for a Decree to change the name of Leelanee Rachael Brosky to Lahleli Rachael Brosky.

The Court has fixed January 20, 2012 at 9:00 a.m., in Courtroom No. 4, Northampton County Courthouse, 669 Washington Street, Easton, Northampton County, Pennsylvania, as the place and time for the hearing of said Petition, when and where all persons interested may appear and show cause, if any they have, why the prayer of the said Petition should not be granted.

DOROTA GASNIENICA-KOZAK,
ESQUIRE

KING, SPRY, HERMAN, FREUND &
FAUL, LLC

Attorneys for Petitioner

One West Broad St.

Suite 700

Bethlehem, PA 18018

(610) 332-0390

Jan. 12

NOTICE FOR CHANGE OF NAME

NOTICE IS HEREBY GIVEN that on November 29, 2011, the Petition of JOSEPH A. IANNETTA was filed in the Court of Common Pleas of Northampton County, Pennsylvania, Civil Division—Law, Docket No. C-48CV2011-11289, seeking to change the name of his minor child, ANGELINA TACARRA MANGUM, back to ANGELINA TACARRA IANNETTA. The Court has fixed Tuesday, January 24, 2012, at 9:00 A.M. in Courtroom No. 4, Northampton County Government Center, 669 Washington Street, Easton, PA 18042, as the date and time for the hearing of the Petition, when and where all persons interested may appear and show cause, if any they have, why the prayer of the Petition should not be granted.

Jan. 12

**COURT OF COMMON PLEAS OF
SCHUYLKILL COUNTY,
PENNSYLVANIA**

ORPHANS' COURT DIVISION

In Re: KAITLYN ELIZABETH
KOURY, a Minor

No. A61-558A-11

Petition for Involuntary Termination

Counsel of Record: Karen E.

Rismiller, Esquire—for Petitioner

FINAL DECREE

AND NOW, this 30th day of December, 2011, at 9:00 a.m., upon consideration of the Petition for Involuntary Termination of the parental rights of Rachel Maria Plesnarski, as natural mother of Kaitlyn Elizabeth Koury, a minor, and after hearing held thereon, the Court by clear and convincing evidence finds that the facts set forth in the petition have been demonstrated and proven to the satisfaction of the Court.

The Court further finds and concludes

1. that this Court has jurisdiction;
2. that notice of the hearing on the petition for involuntary termination was provided to Rachel Maria Plesnarski, and to all persons entitled to notice;

3. that Rachel Maria Plesnarski, the natural mother of Kaitlyn Elizabeth Koury, by conduct continuing in excess of six (6) months, has evidenced a settled purpose of relinquishing parental claim to the child and has failed to perform parental duties;

4. that the termination of the parental rights of Rachel Maria Plesnarski is best for the developmental, physical and emotional needs and welfare of Kaitlyn Elizabeth Koury;

5. and that the custody of Kaitlyn Elizabeth Koury is awarded to Schuylkill County Children and Youth Services, intermediary.

It is directed that all papers in this case and the testimony shall be withheld from public inspection and no person shall be allowed access thereto except upon Order of this Court granted upon cause shown.

BY THE COURT,
/s/Baldwin, P.J.

Certified from the Record as a true and correct copy this 30th day of December 2011

/s/Michael M. McCord
Register of Wills and
Clerk of Orphans' Court

NOTICE

Your parental rights to your child have now been terminated.

Under Pennsylvania law, you have a right, now or at any time hereafter, to place on file with the Court and with the Department of Health certain personal information which may be made available to your child.

YOU MAY FILE A CONSENT FORM GRANTING PERMISSION FOR THE COURT OR THE DEPARTMENT TO DISCLOSE THE INFORMATION CONTAINED IDENTIFYING OR NON-IDENTIFYING INFORMATION, AT ANY TIME AFTER YOUR CHILD ATTAINS THE AGE OF 18, OR, IF LESS THAN 18, TO HIS ADOPTIVE PARENT OR LEGAL GUARDIAN.

YOU SHALL BE ENTITLED TO UPDATE THOSE RECORDS, AS NECESSARY, TO REFLECT YOUR CURRENT ADDRESS OR ANY OTHER PERTINENT INFORMATION.

THE INFORMATION MAY ONLY BE DISCLOSED UPON REQUEST OF YOUR CHILD OR HIS ADOPTIVE PARENT OR LEGAL GUARDIAN.

YOUR CONSENT MAY BE WITHDRAWN AT ANY TIME BY FILING A WITHDRAWAL OF CONSENT FORM WITH THE COURT AND THE DEPARTMENT OF HEALTH.

Information regarding the availability of consent forms may be obtained at the following offices:

Register of Wills
Schuylkill County Courthouse
401 North Second Street
Pottsville, PA 17901
PA Department of Health
Division of Vital Records
P.O. Box 1528
New Castle, PA 16103

Notice to Birth Parents
Pennsylvania Adoption
Medical History

This is to inform you about an Adoption Law provision relating to medical history information. As the birth parent of a Pennsylvania born child, who is being or was ever adopted in the past, you have the opportunity to voluntarily place on file medical history information. The information which you choose to provide could be important to your child's present and future medical care needs.

The law makes it possible for you to file current medical information, but it also allows you to update the information as new medically related information becomes available. Request to release the information will be honored if the request is submitted by a child 18 years of age or older. The law also permits that we honor requests for information as submitted by the adoptive parents or legal guardians of adoptees who are not yet 18 years of age. All information will be maintained and distributed in a manner that fully protects your right to privacy.

You may obtain the appropriate form for you to file medical history information by contacting the Adoption Medical History Registry. Registry

staff are available to answer your questions. Please contact them at:

Depart. of Public Welfare
Adoption Medical History
Registry
Hillcrest, Second Floor
Post Office Box 2673
Harrisburg, PA 17105-2675
Telephone 1-800-227-0225

Medical history information forms may also be obtained by contacting one of the following agencies:

1. County Children and Youth Social Service Agency.
2. Any private licensed adoption agency.
3. Any County Court of Common Pleas.

Jan. 12

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

IN RE: BABY BOY DARIUS
THOMAS aka DARIUS JAMAAL
THOMAS-JONES, A Minor

No. 2011-2305

TERMINATION OF PARENTAL
RIGHTS OF VAUGHN JONES
TO: VAUGHN JONES

You are hereby notified that a Petition to Involuntary Termination of Parental Rights has been filed against you, asking the Court to terminate all rights you have to your child, BABY BOY DARIUS THOMAS, aka DARIUS JAMAAL THOMAS-JONES, having been born January 16, 2011. The Court has set a hearing to consider ending your rights to your child. That hearing will be held in Court Room No. 6 (Orphans' Court Room), on the Third Floor of the Lancaster County Court House, situate at 50 North Duke Street, Lancaster, Pennsylvania, said hearing to be held on Thursday, February 2, 2012 at

9:00 o'clock a.m. If you do not appear at this hearing, the court may decide that you are not interested in retaining your rights to your child and your failure to appear may affect the Court's decision on whether to end your rights to your child. You are warned that even if you fail to appear at the scheduled hearing, the hearing will go on without you, and your rights to your child may be ended by the Court without your being present.

You are also notified that following the hearing to consider ending your rights to your child, an adoption hearing may be held, as a result of which the Court may decree that an adoption take place whereby your child shall be adopted by another and all parental rights with respect to the child shall be placed in another.

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

Court Administrator
Court Administrator's Office
Lancaster County Court House
50 North Duke Street
Lancaster, PA 17602
Telephone No. (717) 299-8041

Jan. 12, 19

PARALEGAL/LEGAL SECRETARY

Paralegal/legal secretary, part-time. Estate administration experience necessary. Send resume to The Law Office of Mary Ann Snell, 3400 Bath Pike, Suite 311, Bethlehem, PA 18017; e-mail maryannsnell@gmail.com.

Jan. 12, 19

OFFICE SPACE AVAILABLE

Jacob S. Kolb will retire at the end of 2011 after a distinguished career spanning 63 years. Kolb, Vasiliadis & Florenz now has an office-sharing or association opportunity for the right person. Center City Bethlehem location in Class A office space. Attorney office with secretary facilities, reception and conference room, fax and copier. Parking garage in close proximity. Interested persons should contact Constantine M. Vasiliadis or Paul A. Florenz at (610) 865-4611, cmv@kvflaw.net or paf@kvflaw.net.

Dec. 22, 29; Jan. 5, 12

PARALEGAL

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Post & Schell, P.C.
Four Penn Center
1600 John F. Kennedy Boulevard
Philadelphia, PA 19103
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Jan. 12, 19

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**COURT OF COMMON PLEAS OF NORTHAMPTON COUNTY
COMMONWEALTH OF PENNSYLVANIA
CIVIL DIVISION**

RETIREMENT CEREMONY : CV-2011-10568
FOR THE HONORABLE :
MICHAEL V. FRANCIOSA :

Ceremony held on Friday, October 21, 2011 in Courtroom Number 1 of the Northampton County Government Center, Third Judicial District, Easton, Pennsylvania Before:

F.P. KIMBERLY McFADDEN, PRESIDENT JUDGE
STEPHEN G. BARATTA, JUDGE
EDWARD G. SMITH, JUDGE
EMIL GIORDANO, JUDGE
PAULA A. ROSCIOLI, JUDGE
ANTHONY S. BELTRAMI, JUDGE
LEONARD N. ZITO, JUDGE
MICHAEL J. KOURY, JUDGE
CRAIG A. DALLY, JUDGE

HONORED GUESTS:

Superior Court Judge Robert A. Freedberg
Commonwealth Court Judge Robert Simpson
Retired Judge James C. Hogan
Retired Judge William F. Moran
District Attorney John M. Morganelli

OFFICIAL COURT REPORTER: MOIRA E. EVANS, RPR

JUDGE McFADDEN: Good morning, ladies and gentlemen. Before we begin the miscellaneous list call today, we wish to record on the minutes of this Court that today we bid a fond farewell to a member of our Court that has served this community and this Court for 41 years. Judge Franciosa is the longest serving jurist in the history of the Northampton County Court, and for that alone I think he deserves a round of applause.

We are joined today by former jurists to this Court, Judge Freedberg, Judge Simpson, Judge Hogan, and Judge Moran. Welcome to you all. And District Attorney John Morganelli is also present today.

At this time the Court recognizes the President of the Northampton County Bar Association, Kerry Freidl.

ATTORNEY KERRY FREIDL: Thank you, Judge McFadden. May it please the Court, perhaps the highest tribute that can be paid to any jurist

is that paid by a distinguished fellow jurist. Such a tribute was given to Judge Franciosa some twenty years ago at a reception for the Court commemorating what I will call his first retirement from the active bench.

Judge Garb is quoted in the newspaper at the time as saying, If you're going to continue to retire this caliber of Judge, meaning Judge Franciosa, don't retire him. Why don't you send him down to us in the major leagues? With this caliber we'll take all you've got. Nothing speaks better of the extraordinary caliber of the man we honor today.

Judge Franciosa, on behalf of the Northampton County Bar Association, I am pleased to inform you that we have made, in your name, a donation in the sum of \$1,000 in the form of a scholarship to your beloved alma mater, the University of Maryland. Allow me to read a letter from the president of the Maryland Alumni Association Board to you, Judge Franciosa, with regard to that.

"On behalf of the University of Maryland Alumni Association, congratulations on your retirement after having served 40, actually 41, distinguished years on the bench of the Court of Common Pleas of Northampton County!

In honor of your years of dedicated service, the Northampton County Bar Association donated a gift of \$1,000 in your name to the University of Maryland's 'Keep Me Maryland' student scholarship fund. Established as an emergency fund, 'Keep Me Maryland' helps to meet the urgent needs of students who might not be able to stay in school.

We are always proud to hear about the success of a fellow Terp. Again, on behalf of the alumni association, congratulations on your achievement!"

We hope you will find this a worthy tribute emanating from the Bar Association's sincere affection and admiration. Godspeed, Judge Franciosa.

JUDGE McFADDEN: Thank you. The Court recognizes Robert Brown, Esquire.

ATTORNEY ROBERT BROWN: Thank you, friends, Judge McFadden, Mr. Freidl. Good morning. May it please the Court, colleagues, and members of the Northampton County Bar, invited guests and the citizens of Northampton County.

When I received the letter to speak today from Northampton County Bar Association President Kerry Freidl, the letter stated, and I quote, as a former law clerk to Judge Franciosa, I am sure your attendance at this remarkable event will be particularly special to both you and him, end quote. Indeed, my attendance at this remarkable event is particularly special to me.

I had the privilege, honor and benefit of serving as Judge Franciosa's judicial law clerk back in 1973 and 1974, a long time ago. During the years that followed, I had the good fortune to appear before Judge Franciosa in all manner of judicial proceedings, ranging from routine status conference

telephone calls to participating in intense litigation in his courtroom involving both criminal and civil trials.

I had many opportunities and occasions to observe Judge Franciosa's judicial conduct, both from the unique, behind-the-bench view afforded me as a law clerk, and then from the perspective of a lawyer practicing before the Bar of our Northampton County courts.

I came to know firsthand Judge Franciosa's character, qualities, and abilities. I came to know that Judge Franciosa possessed all the qualities required of a person taking the judicial oath of office.

When I began my clerkship with Judge Franciosa, I inquired as to how a judge goes about deciding and adjudicating a matter and then writing and communicating the decision. The Judge answered my questions over the course of my clerkship both with words and actions.

I learned that a judge needed to be a continuing student of the law, passionate and focused in the performance of his or her duties, honest in fact and appearance, able to keep an open mind and to be respectful of not only the attorneys but of all those who appeared before the court, to have patience and understanding, proper judicial temperament and to not be influenced by extraneous or impertinent matters.

With respect to legal writing, Judge Franciosa was an advocate of the use of short and concise declarative sentences addressing and disposing of all issues presented by the parties and not raising or creating issues not presented to the Court, because, after all, the attorneys knew their case better than the Court. And if the attorneys did not raise an issue, there was probably a good reason for not doing so.

I learned from Judge Franciosa that the lawyers, upon receiving the written opinion, would first flip to the end to read the Order of Court and the relief granted, and eventually they would get around to reading the opinion.

The Judge stressed that the opinion should not be a statement of conclusions or judgments bluntly pronounced but should set forth a cogent discussion of all the issues and the reasoning employed by the Court to provide clarity and understanding to the decisions rendered. After the completion of my clerkship and for the next 37 years, time and time again I saw an experienced Judge Franciosa exercising these qualities in the performance of his judicial duties.

Judge Franciosa is a man of great conscience, character, and courage. Judge Franciosa brought intensity to his job of judging, conscientiousness to the importance of the matters to be judged and decided, and compassion and understanding to the emotions of the parties seeking justice from him.

Judge Franciosa was always single minded of purpose, and that was to give nothing but his very best efforts in all matters and to make sure that whatever the judicial challenge might be, that he ended up getting it right to the extent humanly possible.

During his tenure as judge, Judge Franciosa remained steadfast in adhering to his oath of office. I know of some instances, and I expect there were other times when close personal relationships were strained, and, unfortunately, forever altered or ended with attorneys and litigants disappointed with the Judge's poor decision.

Perhaps a few mistakenly believed that prior friendship, monetary support during an election year or past political or legal associations should somehow have weighed favorably on the outcome of a matter presented to Judge Franciosa. It never did.

Despite the awesome responsibilities and pressures of the job, Judge Franciosa never broke from the solemn oath he had taken as a judge. A person in Judge Franciosa's courtroom could come forward and be heard, and there was never any question about whether they would be treated with fairness and decency or the law honestly applied without prejudice or bias.

Judge Franciosa, please accept from all your former law clerks, your colleagues at the Bar, all those who over the years had the good fortune to have appeared before you as well as all the citizens of Northampton County our congratulations and sincere thanks for your conscientiousness, character, courage, commitment to the law and service to our community.

You served as an outstanding jurist. May your retirement days, so justly earned and well deserved, be enjoyed by you and your family, especially with your daughter, Michelle, and those three very special grandsons.

When you leave the bench for the final time today, please take with you the satisfaction of knowing that you unquestionably fulfilled your oath of office and also take with you the good feeling that comes from the knowledge that your exemplary service is known by all who have been associated with you over these last 41 years.

We offer our heartfelt thanks for your remarkable career as a Judge of the Third Judicial District of the Commonwealth of Pennsylvania.

JUDGE McFADDEN: Many years ago as a law clerk to this Court, circumstances merited me to work with Judge Franciosa and later in my career appear before him as an attorney. It has been a distinct honor to serve on this Bench with a man whose deliberative and insightful opinions have been hallmarks for this Court and have been resoundingly affirmed on appeal by the higher courts of this state.

There is a gaggle of Judge Franciosa's former law clerks present here today, a true testament to the impact he has had upon their legal careers.

Historically this Court has relied upon Judge Franciosa's extensive knowledge of the law and his legal acumen in assigning him some of the more difficult and controversial matters that have come before us. His tempered and thoughtful consideration of issues in every case has permitted him to make decisions with grace, integrity, patience and evenhandedness.

Judge Franciosa, please allow me to extend a sincere thanks for the handling of many matters throughout the years and your willingness to serve our community in this capacity.

We on this Bench wish you a healthy and happy retirement. It is very well deserved. And now, Judge Franciosa, I will give you the last word on this your last day of service to this Court.

JUDGE FRANCIOSA: This is a very emotional moment for me. I will try my best to get through it. I want to start by thanking the Bar Association and the individual members for sharing this special day with me.

What a comfort it is to have President Judge McFadden seated beside me. Everyone wants to be needed. P.J., thank you for making me feel that way by your constant words of encouragement and expressions of praise.

I am so grateful to Superior Court Judge Bob Freedberg, Commonwealth Court Judge Robin Simpson, Judge Hogan and Judge Moran for taking the time to be here. It was an honor to be a colleague of such confident and respected judges when I served with them on this Bench.

Thank you, Bob Brown for representing all of my law clerks. I am proud of each one of them, and I am very happy that most of them have chosen to remain in this area where they have distinguished themselves as members of the Lehigh, Northampton and Monroe County Bar Associations.

I am going to begin my parting remarks by invoking the name of a professional athlete, Yogi Berra, who gained fame as a baseball player for the New York Yankees, but he became equally famous for the so-called Yogi-isms. In one of them Yogi made the observation that it's not over until it's over.

That redundant sequence accurately describes the judicial tenure in this Commonwealth. It was not over for me in 1990 when I retired from full-time service. It will be over at the close of court today when I end my senior service.

Later today when I take this robe off for the last time, it will be with a heavy heart but a grateful one. Thanks be to God for blessing me with the good health that I have had to this point in my life. A thank you to the Supreme Court of Pennsylvania for permitting me to serve until age 80.

It is fitting that this announcement is being made in Courtroom Number 1. This is where it all began when, as a young lawyer seated in the well of this courtroom, I looked up at the faces of Judges Barthold, Woodring, and Palmer and dreamed that one day I, too, would be a judge of this outstanding bench.

Unbelievably that dream came true, and once again in this courtroom on the first Monday of January, 1970, I took the oath and joined Judges Palmer, Williams and Grifo as the fourth judge. The following two terms lasting 20 years fulfilled everything I had dreamed about.

But to my surprise my 21 years as a senior judge have been even more fulfilling for me. In addition to my home district, I got to serve in 22 of the other 60 judicial districts in Pennsylvania.

In 1995, I spent several weeks on the Commonwealth Court. My temporary appointment there does not affect Judge Simpson's standing as the first Commonwealth Court Judge from Northampton County. Unlike him I wasn't given any appellate jurisdiction. I only heard cases in which the Commonwealth Court has other jurisdiction.

It has been an honor and a privilege to serve as a link between today's Bench and Bar and the judges and attorneys of the past. If time permitted, I could give eyewitness testimony to the many changes that have accompanied the expansion of this Bench from three to nine judges. As an historian of our Bar Association, I could write a book about attorneys I knew which would take us back even further than my recollections of the Bar.

This occurred to me just a few days ago while I sat in the chambers for Courtroom Number 2. Displayed there was the composite photograph of the 1932 Bar Members. As I began to separate them into age groups, I realized that the older ones had probably begun their practices prior to the 1920's, and some of those older guys were still around when I was admitted in 1959.

I practice with many of the middle-aged group, and several of the younger guys pictured in the 1932 composite appeared before me when I became a judge in 1970. You notice I said guys and not gals? There were no gals on the composite back in 1932. In fact, the one woman that had been admitted really didn't get to the Bar, and I believe until the 40's and as of 1959 when I got here, there was still only one woman at the Bar.

Well, enough reminiscing, there are cases waiting to be heard. I am sorry I have to get off the train, but I do so with complete confidence in all of you who remain aboard. I do want to leave one door open, and so I'll end with this message: The robe is gone, but I still have the gavel and I'm willing to travel. So if any of you need an 80-year-old mediator, I'm available. Thank you very much for being here to say goodbye.

JUDGE McFADDEN: Today when Court adjourns we'll do so in honor and with profound respect for Judge Michael Franciosa. I Order that the record of this proceedings be spread upon the minutes of this Court.

Attorneys, friends, and members of the Court family are invited to greet Judge Franciosa at a reception in the jury lounge. We will now take a brief recess for that purpose, and Court will reconvene at 10:00 to be begin the call of the Miscellaneous List. Thank you.

* * *

(Proceedings concluded.)

CERTIFICATION

I.

I HEREBY CERTIFY that the proceedings are contained fully and accurately in the notes taken by me in the above cause, and that this is a correct transcript of the same.

Date: _____, 2011

Moir E. Evans, RPR
Official Court Reporter

II.

The foregoing record of the proceedings in the within matter is directed to be filed.

Date: _____, 2011

F.P. KIMBERLY McFADDEN, PJ



The couple was told they couldn't have a child.

A lawyer suggests they adopt.

The counselor tells them five years.

A lawyer tells them one.

Social Services approves them for adoption.

A lawyer puts it in writing.

The judge signs the order.

A lawyer's work finalizes it.

They thought they couldn't have a child.

A lawyer helped make it possible.

You have rights. Lawyers protect them.
Pennsylvania Bar Association
Northampton County Bar Association

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