

# CARBON COUNTY LAW JOURNAL

Publication Number (ISSN 0090-8789)

The Official Legal Newspaper for Carbon County

Containing Decisions Rendered, Legal Notices, Advertisements  
in the 56th Judicial District

ROGER N. NANOVIC, President Judge

STEVEN R. SERFASS, Judge

JOSEPH J. MATIKA, Judge

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Vol. XXI      Jim Thorpe, PA, Friday, August 4, 2017      No. 31

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COMMONWEALTH of PENNSYLVANIA vs. NATHAN ALAN KLINGEL, Defendant.....22  
*Criminal Law—Investigatory Stop of Jointly-Owned Vehicle—Driving Privileges of One of the Owners Known to Have Expired—Identity of Driver Unknown Before Stop—Absence of Statutory Presumption That Vehicle Ownership Is Driver—Legality of Stop—Reasonable Suspicion/Probable Cause—Motion to Suppress*

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## COURT CALENDAR

Week of August 7

Court Calendar Submitted: July 25, 2017

For updates and revisions check courthouse webpage:

[www.carboncourts.com](http://www.carboncourts.com)

### Criminal

Chairman Engler, Jean A., Esq.

Tuesday, August 8

9:00 AM

1	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Gough)	16-0121
2	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Mottola)	16-0075
3	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Unassigned)	16-0130
4	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Unassigned)	16-0131
5	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Unassigned)	16-0134
6	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Unassigned)	16-0132
7	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Filer)	16-0128
8	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Mottola)	17-0017
9	Juvenile Pre-Hrg. Conf.	Restricted Case Caption	(Unassigned)	17-0024

Thursday, August 10

8:30 AM

10	Formal Arraignment	Com. v. Ross, N.K.	(Hatton, Pro Se)	17-0778
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## CARBON COUNTY LAW JOURNAL

### Judge Matika, Joseph J., Hon.

9:00 AM			
2	Mgt. Conf.	Henning, P.L., Dec'd. (Pro Se) v. Henning, M.A. (Strauss)	06-9277
3	Mgt. Conf.	Davidson, H.W., Jr., Dec'd. (Pro Se) v. Levy, P.J., Exor. (Zelechivsky)	11-9209
4	Mgt. Conf.	Nickerson, R.C., Dec'd. (Pro Se) v. Muller, H.M., Admnr. (Briskin)	14-9226
5	Mgt. Conf.	Carter, R. (Roberti) v. Commonwealth of Pennsylvania D. (Watters)	14-0090
6	Mgt. Conf.	McClure, M. (Rapa) v. McClure, H. (Pro Se)	15-2794
7	Mgt. Conf.	Brownmiller, D.M. (Ophthof) v. Brownmiller, R. (Liebhaber)	16-0147
8	Mgt. Conf.	Lucas, S.M. (Pavlack) v. Lucas, M. (Ophthof)	16-0206
9	Mgt. Conf.	Tinelli, L.O. (Pavlack) v. Tinelli, J.P., Jr. (Sebelin)	16-0343
10	Mgt. Conf.	Gazdick, S. (Ligorio) v. Iannone, N.A. (Farias)	16-2315
11	Mgt. Conf.	Remit Corporation (Kessler) v. Conklin, M.L. (Pro Se)	16-2921
12	Mgt. Conf.	Fannie Mae (Viggiano) v. Becker, A.L. (Pro Se)	17-0107
13	Mgt. Conf.	Ascencio, D.J. (Bonanti) v. Beyond Transport Inc. (Pro Se)	17-0111
14	Mgt. Conf.	Weiner, J. (Pro Se) v. Shiner, G. (Pro Se)	17-0148
15	Mgt. Conf.	Kerschner, C. (Pro Se) v. O'Brien, J. (Pro Se)	17-0179
16	Mgt. Conf.	Thach, D.L. (Pro Se) v. Thach, B.J.M. (Pro Se)	17-0410
17	Mgt. Conf.	Flowers, R.C. (Clemente) v. Kohutka, J. (Livingood)	17-0425
10:00 AM			
18	Pet. to Appl. Lic. Susp.	Nalesnik, S. (Pro Se) v. Commonwealth PA Dept. Transport (Watters)	17-0388
19	Pet. Strike/Open Judg.	Lava Funding LLC (Kerrigan) v. 714 N. 15th Street LLC (Taylor)	17-0071
1:15 PM			
20	Pet. for Contmpt.	Sanchez, M., M.D. (Bergstein) v. Nikparvar, M., M.D. (Greek)	11-0247
21	Pet. to Extend Milestones	United Parcel Service (Sexton) v. Melendez, I.G. (Bruderle)	15-2254
22	Pet. Recuse Judge	Sanchez, M., M.D. (Bergstein) v. Nikparvar, M., M.D. (Greek)	11-0247

### Friday, August 11

### Judge Serfass, Steven R., Hon.

1:15 PM			
1	Mot. in Limine	McFadden, D. (Gallagher) v. Smith, B. (Dodd-O)	15-0613
2	Mot. in Limine	McFadden, D. (Gallagher) v. Smith, B. (Dodd-O)	15-0613

### Judge Matika, Joseph J., Hon.

9:00 AM			
3	Mot. for Summary Jdgmt.	Pennymac Loan Services LLC (Wapner) v. Herman, C.J. (Pro Se)	16-3138
4	Pet. for Special Relief	Jim Thorpe Neighborhood Bank (Capehart) v. Burns, T.J. (Pro Se)	16-1934
5	PFA Hrg.	Mazzella, I. (Pro Se) v. Mazzella, A. (Pro Se)	17-0238
6	PFA Hrg.	Adams, M. (Pro Se) v. Adams, S. (Pro Se)	17-1212

## 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**

**DOMARECKI, DOROTHY M.**  
a/k/a **DOROTHY DOMARECKI**, Dec'd.

Late of the Borough of Summit Hill.

Executor: Thomas M. Domarecki, 233 East White Street, Summit Hill, PA 18250.

Attorney: Michael S. Greek, Esquire, 42 East Patterson Street, Lansford, PA 18232.

**HARVAN, GENEVIEVE A.**, Dec'd.

Late of the Borough of Lansford.

Executor: Charles M. Gallagher, 101 West Ridge Street, Lansford, PA 18232.

Attorney: William E. McDonald, Esquire, 113 West Ridge Street, P.O. Box 130, Lansford, PA 18232.

**HUNSICKER, ELWOOD T.**  
a/k/a **ELWOOD HUNSICKER**, Dec'd.

Late of the Borough of Lehigh-ton.

Executor: Kevin T. Hunsicker, 371 Highpoint Road, Lehigh-ton, PA 18235.

Attorney: Michael S. Greek, Esquire, 42 East Patterson Street, Lansford, PA 18232.

**MATYAS, ELIZABETH P.**, Dec'd.

Late of Beaver Meadows.

Administrators c.t.a.: Mary Grace McGuire and Joseph Matyas.

Attorney: James A. Schneider, Esquire, 439 West Broad Street, Hazleton, PA 18201-6106.

**McCARTNEY, ANITA a/k/a ANITA LOUISE (NOVITSKY-LEARN) McCARTNEY a/k/a ANITA L. McCARTNEY**, Dec'd.

Late of Penn Forest Township. Executrix: Pamela Learn Schleicher, 220 East Abbott St., Lansford, PA 18232.

Attorney: Gregory L. Mousseau, Esquire, 331 Center Street, Jim Thorpe, PA 18229.

**PUTT, NANCY M.**, Dec'd.

Late of Lake Harmony.

Executor: Donald J. Putt, 48 Short Road, Jim Thorpe, PA 18229.

Attorney: Jane F. Engler, Esquire, 77 West 10th Street, Jim Thorpe, PA 18229.

**STAHLER, ROBERT W.**, Dec'd.

Late of Lehigh-ton.

Executor: Todd Schaeffer, 1719 West Market Street, Pottsville, PA 17901.

Attorneys: John R. Kantner, Esquire, Fanelli, Evans & Patel, P.C., No. 1 Mahantongo Street, Pottsville, PA 17901.

**SECOND PUBLICATION**

**CORBETT, MARIAN**, Dec'd.

Late of Kneppers Trailer Court, Route 209, Summit Hill.

Administratrix: Cheryl Blashock, 241 Spring Mountain Drive, Zion Grove, PA 17985.

Attorney: Donald G. Karpovich, Esquire, 85 Drasher Road, Drums, PA 18222.

**RYDZEWSKI, JOSEPH J.,**  
Dec'd.

Late of the Borough of Nesquehoning.

Executor: John J. Rydzewski, 1 West 72nd Street, Apartment 30, New York, NY 10023.

Attorney: William E. McDonald, Esquire, 113 West Ridge Street, P.O. Box 130, Lansford, PA 18232.

**SERAFINI, ROBERT J. a/k/a ROBERT JOHN SERAFINI a/k/a ROBERT SERAFINI,**  
Dec'd.

Late of Penn Forest Township.  
Executrix: Mary Ann Serafini, 8 Brook Circle, P.O. Box 1290, Albrightsville, PA 18210.

Attorneys: Thomas S. Nanovic, Esquire, Nanovic Law Offices, 57 Broadway, P.O. Box 359, Jim Thorpe, PA 18229-0359.

**WILLIAMS, JOHN W.,** Dec'd.

Late of Lake Harmony.

Executrix: Sharon L. Haines c/o Goudsouzian & Associates, 2925 William Penn Highway, Suite 301, Easton, PA 18045-5283.

Attorneys: Goudsouzian & Associates, 2925 William Penn Highway, Suite 301, Easton, PA 18045-5283.

### THIRD PUBLICATION

**GEISSINGER, DANIEL F., JR.,**  
Dec'd.

Late of the Borough of Nesquehoning.

Executor: Daniel F. Geissinger, III, 150 Chestnut Drive, Lehighton, PA 18235.

Attorney: William E. McDonald, Esquire, 113 West Ridge Street, P.O. Box 130, Lansford, PA 18232.

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### REGISTER OF WILLS

DOMARECKI, DOROTHY M.  
a / k / a D O R O T H Y  
DOMARECKI; Summit Hill,  
PA; Will; Michael S. Greek,  
Esquire.

KERSHAW, HARRY FRANCIS  
a/k/a HARRY F. KERSHAW  
a/k/a HENRY F. KERSHAW;  
Penn Forest Twp., Jim Thorpe,  
PA; Will; Jane F. Engler, Es-  
quire.

MATYAS, ELIZABETH P.; Bea-  
ver Meadows, PA; Admn.  
CTA; James A. Schneider,  
Esquire (Luzerne County).

WEBB, CLARENCE F., JR.; Le-  
highton, PA; Admn.; Joseph J.  
Velitsky, Esquire.

Aug. 4

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### SUITS BEGUN

The plaintiff's name appears first, followed by the name of the defendant, the case number, the nature of the suit, the name of the plaintiff's attorney, and the date the suit was filed.

BANK OF AMERICA N.A.;  
Mary E. Blay; 17-1574; Civil  
Action; Christopher A. Titus,  
Esquire; 07/27/17.

BANK OF AMERICA N.A.; Scott  
Hagerty & Donna M. Hagerty;  
17-1750; Mortgage Foreclo-

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- MUFFLEY, JASON & LEANN MUFFLEY; Franklin Township; 17-1520; 07/21/17; \$4,271.77
- NISHOLLOW PARK LLC; Commonwealth of Pennsylvania Department of Labor & Industry; 17-1571; 07/27/17; \$1,373.89
- NOTHSTEIN, JERRY; Franklin Township; 17-1521; 07/21/17; \$1,046.35
- O'NEILL, KEVIN GREGORY; Carbon County Adult Probation Department; 17-8528; 07/24/17; \$781.19
- PICCIANO, JEFFREY & CHRISTINA PICCIANO; Franklin Township; 17-1513; 07/21/17; \$754.75
- REEDER, JOSHUA M.; Commonwealth of Pennsylvania Department of Labor & Industry; 17-1538; 07/24/17; \$13,723.00
- REYES, CARLOS RUIZ; Carbon County Adult Probation Department; 17-8522; 07/20/17; \$6,389.55
- ROMANISHAN, JOSHUA; Carbon County Adult Probation Department; 17-8527; 07/24/17; \$1,864.69
- SHILLER, NATHAN MICHAEL; Carbon County Adult Probation Department; 17-8525; 07/24/17; \$4,394.64
- SNYDER, ADAM & ANGELA SNYDER; Franklin Township; 17-1553; 07/25/17; \$891.75
- SNYDER, MARILYN E. & MARIANNE SNYDER; County of Northampton; 17-1544; 07/24/17; \$20,000.00
- SOLT, DEREK LAMAR; Franklin Township; 17-1552; 07/25/17; \$845.75
- SORACI, JASON CHRISTOPHER; Carbon County Adult Probation Department; 17-8529; 07/24/17; \$2,769.52
- VARGSON, EUGENE & SHERRY VARGSON; Franklin Township; 17-1522; 07/21/17; \$888.76
- VOGEL, BRIAN J.; Commonwealth of Pennsylvania Department of Labor & Industry; 17-1537; 07/24/17; \$1,180.40
- WHITFORD, MICHAEL, ES-TATE; Franklin Township; 17-1550; 07/25/17; \$3,701.75
- Aug. 4
- 
- NOTICE OF ACTION IN  
MORTGAGE FORECLOSURE**
- 
- IN THE COURT OF COMMON  
PLEAS OF CARBON  
COUNTY, PENNSYLVANIA  
CIVIL ACTION—LAW
- 
- NO. 17-0255
- 
- JSL Funding Group, LLC,  
Plaintiff
- vs.
- Liberty A. Grillo, as Known  
Heir of Salvatore Grillo,  
Unknown Heirs, Successors,  
Assigns and All Persons, Firms  
or Associations Claiming Right,  
Title or Interest From or Under  
Salvatore Grillo and Valerie A.  
Grillo, Individually, and as  
Known Heir of Salvatore Grillo,  
Defendants

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NOTICE OF SALE OF  
REAL PROPERTY

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To: Unknown Heirs, Successors,  
Assigns and All Persons, Firms  
or Associations Claiming  
Right, Title or Interest From or  
Under Salvatore Grillo,  
Defendant(s), whose last  
known address is 108 West  
Main Street, Weatherly, PA  
18255

Your house (real estate) at 108  
West Main Street, Weatherly, PA  
18255, is scheduled to be sold at  
the Sheriff's Sale on October 13,  
2017 at 11:00 a.m. in the Carbon  
County Courthouse, Sheriff's Of-  
fice, Jim Thorpe, PA 18229, to  
enforce the court judgment of  
\$69,642.79, obtained by Plaintiff  
above (the mortgagee) against  
you. IF THE SALE IS POST-  
PONED, THE PROPERTY WILL  
BE RELISTED FOR THE NEXT  
AVAILABLE SALE. PROPERTY  
DESCRIPTION: ALL THAT CER-  
TAIN LOT OF LAND SITUATE  
IN BOROUGH OF WEATHER-  
LY, CARBON COUNTY, PENN-  
SYLVANIA. BEING KNOWN  
AS: 108 West Main Street, Weath-  
erly, PA 18255. PARCEL #: 111A-  
60-N8. IMPROVEMENTS: Resi-  
dential Property.

UDREN LAW OFFICES,  
P.C.

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

Aug. 4

NOTICE OF COMPLAINT

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

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NO. 17-0285

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HARLEY DAVIDSON CREDIT  
CORP., as Assignee of  
EAGLEMARK SAVINGS  
BANK (HDCC),

Plaintiff

vs.

MICHAEL WEAVER,

Defendant

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TO: Michael Weaver

You are hereby notified that  
on February 16, 2017 Harley  
Davidson Credit Corp. filed a  
Complaint in Replevin against  
you, which was reinstated on  
July 11, 2017, to recover posses-  
sion of a 2013 Harley-Davidson  
FXDF DYNA FAT Bob, Vehicle  
Identification Number  
1HD1GYM18DC304617.

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NOTICE TO DEFEND

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You have been sued in Court.  
If you wish to defend against the  
claims set forth in the following  
pages, you must take action  
within twenty (20) days after  
this Complaint and Notice are  
served upon you, by entering a

written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a Judgment may be entered against you by the Court without further notice, for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

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

North Penn Legal Services  
101 W. Broad Street  
Suite 513  
Hazleton, PA 18201  
(570) 455-9512  
RAYMOND P.  
WENDOLOWSKI, JR.,  
ESQUIRE

BERNSTEIN-BURKLEY,  
P.C.

Attorneys for Plaintiff  
Gulf Tower  
707 Grant St.  
Ste. 2200  
Pittsburgh, PA 15219

Aug. 4

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**NOTICE OF SHERIFF'S SALE**

IN THE COURT OF COMMON  
PLEAS OF CARBON  
COUNTY, PENNSYLVANIA

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NO. 16-1132

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U.S. BANK NATIONAL  
ASSOCIATION, AS TRUSTEE  
UNDER POOLING AND  
SERVICING AGREEMENT  
DATED AS OF MAY 1, 2007  
MASTR ASSET-BACKED  
SECURITIES TRUST 2007-HE1  
MORTGAGE PASS-  
THROUGH CERTIFICATES  
SERIES 2007-HE1

vs.

UNKNOWN HEIRS,  
SUCCESSORS, ASSIGNS AND  
ALL PERSONS, FIRMS OR  
ASSOCIATIONS CLAIMING  
RIGHT, TITLE OR INTEREST  
FROM OR UNDER NANCY C.  
CAMPBELL, DECEASED

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NOTICE OF SHERIFF'S SALE  
OF REAL PROPERTY

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NOTICE TO: UNKNOWN  
HEIRS, SUCCESSORS, AS-  
SIGNS AND ALL PERSONS,

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FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER NANCY C. CAMPBELL, DECEASED

Being Premises: 604 MANSI DRIVE a/k/a 34 MANSI DRIVE, ALBRIGHTSVILLE, PA 18610.

Being in PENN FOREST TOWNSHIP, County of CARBON, Commonwealth of Pennsylvania, 2A-51-MII604.

Improvements consist of residential property.

Sold as the property of UNKNOWN HEIRS, SUCCESSORS, ASSIGNS AND ALL PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER NANCY C. CAMPBELL, DECEASED.

Your house (real estate) at 604 MANSI DRIVE a/k/a 34 MAN-

SI DRIVE, ALBRIGHTSVILLE, PA 18610 is scheduled to be sold at the Sheriff's Sale on October 13, 2017 at 11:00 A.M., at the CARBON County Courthouse, P.O. Box 147, Jim Thorpe, PA 18229, to enforce the Court Judgment of \$133,923.82 obtained by, U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE UNDER POOLING AND SERVICING AGREEMENT DATED AS OF MAY 1, 2007 MASTR ASSET-BACKED SECURITIES TRUST 2007-HE1 MORTGAGE PASS-THROUGH CERTIFICATES SERIES 2007-HE1 (the mortgage), against the above premises.

PHELAN HALLINAN  
DIAMOND & JONES, LLP  
Attorneys for Plaintiff

Aug. 4