

# CUMBERLAND LAW JOURNAL

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No. 11

Carlisle, PA, March 17, 2017

53-58

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IN THE INTEREST OF J.G., A MINOR; APPEAL OF: J.G., A FATHER AND A.G., A MINOR; APPEAL OF J.G., A FATHER, CUMBERLAND CO., COMMON PLEAS, No. CP-21-DP-164-2015 CIVIL TERM.

Adoption—Opinion Pursuant to Pa. R.A.P. 1925—Petition for Involuntary Termination of Parental Rights Initiated by Children and Youth—**In re Adoption of Atencio**, 539 Pa. 161, 650 A.2d 1064 (1994)—Clear and Convincing Evidence Must Be Established—The Adoption Act—23 Pa. C.S.A. §2511—**In re M.J.C.**, 1983 Pa. Super. LEXIS 3082 (1983)—Parental Rights Properly Terminated.

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### CUMBERLAND LAW JOURNAL (USPS 140-000)

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CUMBERLAND COUNTY BAR ASSOCIATION

Editor

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Cumberland Law Journal

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**IN THE INTEREST OF J.G., A MINOR; APPEAL OF: J.G.,  
A FATHER AND A.G., A MINOR; APPEAL OF J.G., A  
FATHER, CUMBERLAND CO., COMMON PLEAS, No.  
CP-21-DP-164-2015 CIVIL TERM.**

Adoption—Opinion Pursuant to Pa. R.A.P. 1925—Petition for Involuntary Termination of Parental Rights Initiated by Children and Youth—**In re Adoption of Atencio**, 539 Pa. 161, 650 A.2d 1064 (1994)—Clear and Convincing Evidence Must Be Established—The Adoption Act—23 Pa. C.S.A. §2511—**In re M.J.C.**, 1983 Pa. Super. LEXIS 3082 (1983)—Parental Rights Properly Terminated.

1. A party seeking termination of parental rights bears the burden of establishing by clear and convincing evidence that the grounds exist.

2. Termination of parental rights under Section 2511(a)(2) of the Adoption Act requires proof of three elements: (a) repeated and continued incapacity, abuse, neglect or refusal; (b) such incapacity, abuse, neglect or refusal has caused the child to be without essential parental care, control or subsistence necessary for his physical or mental well-being; and (c) the causes of the incapacity, abuse, neglect or refusal cannot or will not be remedied.

3. Where Father's repeated criminal activity, drug use, domestic violence and lack of interest in his children have consistently caused the children to be without essential parental care and where the Father has failed to remedy the conditions which have led to his failure to perform his parental duties and where it is unforeseeable that the Father can remedy the causes of his refusal and/or incapacity to parent, parental rights properly terminated.

LINDSAY BAIRD, ESQUIRE, for the Agency.

MARYLOU MATAS, ESQUIRE, Guardian ad Litem.

JOHN MANGAN, ESQUIRE, for Mother.

SHERI COOVER, ESQUIRE, for Father.

DAMIAN DESTEFANO, ESQUIRE, for Adoptive Parents.

IN RE: OPINION PURSUANT TO Pa. R.A.P. 1925

Before GUIDO, P.J.

GUIDO, P.J., January 11, 2017:—

Father filed this appeal from our order of November 9, 2016, which terminated his parental rights to the above children.<sup>1</sup> He alleges we erred in terminating his parental rights because: (1) he has made substantial compliance with the goals in his permanency plan; (2) the conditions which led to the removal or placement of the children no longer exist; and (3) the best interests of the children would not be served by terminating parental rights.<sup>2</sup>

<sup>1</sup> Mother voluntarily terminated her parental rights.

<sup>2</sup> Statement of Errors Complained of on Appeal, Dec. 6, 2016.

## FACTUAL BACKGROUND

Cumberland County Children and Youth (the “Agency”) first became involved with the older child, J.G., in 2011 due to the parents’ ongoing criminal activity and Mother’s heroin addiction.<sup>3</sup> In 2011, J.G. was adjudicated dependent.<sup>4</sup> He was placed in the legal and physical custody of his paternal grandmother. That case ended with dependency being terminated in December 2012.

On October 23, 2014, Mother obtained primary custody of both children as a result of an incident of domestic violence by Father against Mother and the infant, A.G.<sup>5</sup> He pled guilty to several charges as a result of that incident.<sup>6</sup>

The parents and children reunited as a family in December of 2014.<sup>7</sup> Father was incarcerated from March of 2015 to May 21, 2015 for endangering the welfare of a child.<sup>8</sup> On May 11, 2015, a safety plan was put in place which prohibited unsupervised contact between the parents and the children. Pursuant to the safety plan, the children were placed in the care of the children’s maternal grandmother.<sup>9</sup>

J.G. and A.G. were adjudicated dependent on August 31, 2015 as a result of both parents’ drug addictions and criminal activity.<sup>10</sup> Both children were placed in the physical and legal custody of their maternal grandmother and her husband, with whom they had resided ever since the implementation of the safety plan in May, 2015 and with whom they continue to reside.<sup>11</sup>

Father’s ability to be a meaningful part of the children’s lives has been marred by frequent imprisonment and drug use. He was reincarcerated shortly following the adjudication of dependency. He remained in jail from October 15, 2015 to December 4, 2015.<sup>12</sup> He was on the street

<sup>3</sup> Trial Transcript, Nov. 9, 2016, p. 23.

<sup>4</sup> CCCYS Exhibit No. 1, Judicial Conference Report, Nov. 13, 2015, p. 1.

<sup>5</sup> Trial Tr., pp. 27, 74.

<sup>6</sup> CCCYS Exhibit No. 11, Court Summary, p. 2.

<sup>7</sup> Trial Tr., p. 28.

<sup>8</sup> Trial Tr., pp. 25-26, 74.

<sup>9</sup> Trial Tr., pp. 26, 44.

<sup>10</sup> CCCYS Exhibit No. 1, Master’s Recommendation—Permanency Review, June 30, 2016, p. 3.

<sup>11</sup> Trial Tr., p. 22. Paternal grandmother was not a resource because of heroin use. Specifically, the master was presented with a recording of Father, Mother, and paternal grandmother cooking heroin in the presence of the children. **See** CCCYS Exhibit No. 2, Master’s Recommendation for Adjudication and Disposition, Aug. 31, 2015, p. 2.

<sup>12</sup> Trial Tr., p. 23.

for less than a month before he was imprisoned again from December 31, 2015 to July 19, 2016.<sup>13</sup> Father's extensive history of incarcerations can be linked directly to his drug use.

In addition, his drug use when not in jail has resulted in limited contact with his children. Aside from visits in prison, he saw the children only once between March and December of 2015.<sup>14</sup> In fact, his only consistent visitation with the children has taken place during his incarcerations through the prison visitation program.<sup>15</sup> After he was released from prison on July 19, 2016, he did not begin visiting the children for almost two months.<sup>16</sup> He missed two of nine weekly visits thereafter.<sup>17</sup>

Father has failed to make any meaningful progress toward reunifying with the children. He did not obtain the recommended parenting evaluation until two days prior to the termination of his parental rights.<sup>18</sup> In addition, he had done nothing to address his domestic violence issues.<sup>19</sup> Furthermore, the domestic violence toward Mother continued after his release from prison in July of 2016.<sup>20</sup>

The children are thriving in the home of their grandparents, which they share with two cousins, ages three and one.<sup>21</sup> All the children get along like brothers and sisters.<sup>22</sup> However, J.G. has experienced regressive behavior after visits with Father.<sup>23</sup> This behavior includes "clinginess and increased opposition."<sup>24</sup> He has had difficulty with transitions including his parents entering and leaving prison, and transitioning from visits with Father.

## DISCUSSION

### Termination of Parental Rights

It is well established that a party seeking termination of parental rights bears the burden of establishing by "clear and convincing evidence" that the grounds exist. **In re Adoption of Atencio**, 539 Pa. 161, 166, 650

<sup>13</sup> Trial Tr., pp. 39, 73.

<sup>14</sup> The children visited with both parents on the night of August 17, 2015. Trial Tr., p. 53.

<sup>15</sup> See Trial Tr., p. 39.

<sup>16</sup> Trial Tr., p. 19.

<sup>17</sup> Trial Tr., p. 19.

<sup>18</sup> Trial Tr., p. 20.

<sup>19</sup> Trial Tr., p. 40.

<sup>20</sup> Trial Tr., p. 56.

<sup>21</sup> Trial Tr., p. 49.

<sup>22</sup> Trial Tr., p. 49.

<sup>23</sup> Trial Tr., p. 13.

<sup>24</sup> Trial Tr., p. 13.

A.2d 1064, 1066 (1994). “The standard of clear and convincing evidence means testimony is so clear, direct, weighty, and convincing as to enable the trier of fact to come to a clear conviction, without hesitancy, of the truth of the precise facts in issue.” **Matter of Sylvester**, 521 Pa. 300, 304, 555 A.2d 1202, 1203-1204 (1989).

The petition filed by the Agency sought involuntary termination of parental rights under several provisions of Section 2511(a) of the Adoption Act. The particular provisions of the Act relied upon by the Agency provide as follows:

**(a) General rule.**—The rights of a parent in regard to a child may be terminated after a petition filed on any of the following grounds:

...

(2) The repeated and continued incapacity, abuse, neglect, or refusal of the parent has caused the child to be without essential parental care, control or subsistence necessary for her physical or mental well-being and the conditions and causes of the incapacity, abuse, neglect, or refusal cannot or will not be remedied by the parent[s].

...

(5) The child has been removed from the care of the parent by the court or under a voluntary agreement with an agency for a period of at least six months, the conditions which led to the removal or placement of the child continue to exist, the parent cannot or will not remedy those conditions within a reasonable period of time, the services or assistance reasonably available to the parent are not likely to remedy the conditions which led to the removal or placement of the child within a reasonable period of time and termination of the parental rights would best serve the needs and welfare of the child.

...

(8) The child has been removed from the care of the parent by the court or under a voluntary agreement with an agency, 12 months or more have elapsed from the date of removal or placement, the conditions which led to the removal or placement of the child continue to exist and termination of parental rights would best serve the needs and welfare of the child.

23 Pa. C.S.A. §§2511(a)(2), (5) and (8). While the Agency asserted several grounds for termination, it only needed to demonstrate that grounds existed on any one of the above subsections for the petition to be granted.



**In the Interest of L.S.G.**, 767 A.2d 587 (Pa. Super. 2001). We were satisfied that the Agency met its burden under §2511(a)(2).<sup>25</sup>

**Grounds for Termination Under Section 2511(a)(2)**

Termination under Section 2511(a)(2) requires proof of three elements: “(1) repeated and continued incapacity, abuse, neglect or refusal; (2) such incapacity, abuse, neglect or refusal has caused the child to be without essential parental care, control or subsistence necessary for his physical or mental well-being; and (3) the causes of the incapacity, abuse, neglect or refusal cannot or will not be remedied.” **In re M.J.C.**, 1983 Pa. Super. LEXIS 3082 (1983) (internal citation omitted). In the instant case we were satisfied by clear and convincing evidence that all three elements had been proven.

Father’s repeated criminal activity, drug use, domestic violence, and lack of interest in his children have consistently caused them to be without essential parental care. They have had to rely on their grandparents for their physical and emotional well-being for most of their lives. The only time Father made any real effort to be a part of their lives over the past two years was when he was incarcerated. The children were brought to him in prison as part of the Agency’s prison visitation program. When he was not in prison, he made little effort to see or support his children.

He has failed to remedy the conditions which have led to his failure to perform his parental duties. He is still not in a position to provide for their care. He does not have appropriate housing.<sup>26</sup> Nor has he successfully addressed the issues that led to placement, including his drug addiction, his domestic violence, or his parenting deficits.

Finally, we cannot foresee a time when the causes of his refusal and/or incapacity to parent will be remedied. His involvement with the Agency dates back to 2011. He has not made any progress addressing the issues which led to the involvement. Nor did we see any reason to believe that any real progress will be made no matter how much additional time is given.

**Needs and Welfare of the Children**

J.G., now six years old, is enjoying the first stable home he’s known in his short life. His therapist describes the grandparents as very caring,

<sup>25</sup> The children were not in Father’s care at the time they were placed with maternal grandmother. Therefore, subsection (a)(5) and (a)(8) are not applicable. **See In the Interest of C.S.**, 761 A.2d 1197 (Pa. Super. 2000) (holding that subsection (a)(5) did not provide a basis for terminating a father’s parental rights when the child was not removed from his care and father was incarcerated at the time the child was removed by the child welfare agency).

<sup>26</sup> As of the date of the hearing, Father was residing with his grandmother in a one-bedroom apartment that cannot meet the needs of the children. Trial Tr., p. 43.

as well as a very positive and consistent presence in his life.<sup>27</sup> A.G. is in the only home she has ever really known. The children are loved by and bonded with their grandparents. The termination of Father's parental rights will enable the grandparents to adopt the children and give them the permanency they deserve. Furthermore, because of his lack of significant meaningful contact with the children, we are satisfied that they will not suffer any adverse effects from the termination of his parental rights.

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<sup>27</sup> Trial Tr., p. 12.

**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****Boggs, Norene S.,** dec'd.

Late of the Upper Allen Township.  
 Executor: Edward W. Boggs, 17 Broadmoor Drive, Mechanicsburg, PA 17055.  
 Attorney: Marlin R. McCaleb, Esquire, 219 East Main Street, P.O. Box 230, Mechanicsburg, PA 17055.

**Graham, Isabelle M. a/k/a Isabelle May Graham,** dec'd.

Late of Silver Spring Township.  
 Co-Executors: Jeffrey Calvin Graham and Jerry Lee Graham c/o Charles E. Shields, III, Esquire, 6 Clouser Rd., Mechanicsburg, PA 17055.  
 Attorney: Charles E. Shields, III, Esquire, 6 Clouser Rd., Mechanicsburg, PA 17055.

**Hock, Alma R.,** dec'd.

Late of Southampton Township.  
 Executrices: L. Jean Davis and Debra F. Heberlig c/o James M. Robinson, Esquire, Salzman Hughes PC, 354 Alexander Spring Road, Suite 1, Carlisle, PA 17015.  
 Attorneys: Salzman Hughes, P.C.

**Johnston, Lester E.,** dec'd.

Late of Upper Allen Township.  
 Executor: Douglas L. Johnston c/o Lisa Marie Coyne, Esquire, Coyne & Coyne, P.C., 3901 Market Street, Camp Hill, PA 17011-4227.  
 Attorneys: Lisa Marie Coyne, Esquire, Coyne & Coyne, P.C., 3901 Market Street, Camp Hill, PA 17011-4227.

**Kinback, John M. a/k/a John Kinback,** dec'd.

Late of Hampden Township.  
 Executrix: Gloria M. Kinback.  
 Attorneys: David W. Reager, Esquire, Reager & Adler, PC, 2331 Market Street, Camp Hill, PA 17011, (717) 763-1383.

**Landis, Richard L.,** dec'd.

Late of Cumberland County.  
 Administrator: Michael H. Landis.  
 Attorneys: Michael A. Scherer, Esquire, Baric Scherer, LLC, 19 West South Street, Carlisle, PA 17013, (717) 249-6873.

**Mahalic, Veronica E.,** dec'd.

Late of Camp Hill.  
 Executrix: Patricia A. Bryk.  
 Attorney: Barbara Sumple-Sullivan, Esquire, 549 Bridge Street, New Cumberland, PA 17070.

**Mostellak, John,** dec'd.

Late of the Borough of Newville.  
 Executrix: Kathleen I. Parsons c/o Marcus A. McKnight, III, Esquire, Irwin & McKnight, P.C., 60 West Pomfret Street, Carlisle, PA 17013.  
 Attorneys: Irwin & McKnight, P.C.

**Myers, Henry S.,** dec'd.

Late of Mechanicsburg.  
 Executor: David T. Myers, 212 North Third Street, Suite 301, Harrisburg, PA 17101.  
 Attorneys: Beckley & Madden, P.O. Box 11998, Harrisburg, PA 17108-1998, (717) 233-7691.

**Pennington, Ida M.**, dec'd.

Late of Monroe Township.  
 Executrix: Wendee S. Booher c/o  
 Martson Law Offices, 10 East High  
 Street, Carlisle, PA 17013.  
 Attorneys: Kate W. Millikan, Es-  
 quire, Martson Law Offices.

**Pfalzer, William R.**, dec'd.

Late of Cumberland County.  
 Executrix: Gretchen M. Pfalzer  
 Siy, 5820 Fawn Meadow Lane,  
 Enola, PA 17025.  
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 quire, Saidis, Sullivan & Rogers,  
 100 Sterling Parkway, Suite 100,  
 Mechanicsburg, PA 17050.

**Shoemaker, Anna C.**, dec'd.

Late of South Middleton Town-  
 ship.  
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 Marcus A. McKnight, III, Esquire,  
 Irwin & McKnight, P.C., 60 West  
 Pomfret Street, Carlisle, PA 17013.  
 Attorneys: Irwin & McKnight, P.C.

**Thurston, Constance H.**, dec'd.

Late of Camp Hill Borough.  
 Administratrix: Jean Thurston,  
 5298 Cherry Tree Court, Mechan-  
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 Attorneys: Kristen Snyder, Es-  
 quire, Jackson Law Firm, PLLC,  
 1215 Manor Dr., Ste. 202, Me-  
 chanicsburg, PA 17055.

**Weigle, Paul E. a/k/a Paul E. Wei-  
 gle, Sr.**, dec'd.

Late of South Middleton Town-  
 ship.  
 Executor: Kevin P. Weigle, 1144  
 Myerstown Road, Gardners, PA  
 17324.  
 Attorneys: Law Office of Keith O.  
 Brenneman, P.C., 44 West Main  
 Street, Mechanicsburg, PA 17055.

**Wildman, Richard J.**, dec'd.

Late of the Borough of Mechanics-  
 burg.

Executrix: Doris M. Wildman c/o  
 Charles E. Shields, III, Esquire, 6  
 Clouser Rd., Mechanicsburg, PA  
 17055.

Attorney: Charles E. Shields, III,  
 Esquire, 6 Clouser Rd., Mechan-  
 icsburg, PA 17055.

**Wolfe, William L.**, dec'd.

Late of Cumberland County.  
 Executor: David D. Hukill, 265  
 Old Stonehouse Rd., Carlisle, PA  
 17013.

Attorney: Taylor P. Andrews, Es-  
 quire, 78 West Pomfret Street,  
 Carlisle, PA 17013.

**Youell, Benjamin H., III**, dec'd.

Late of Hampden Township.  
 Executor: Mikell Y. Worley, 605  
 Highwood Dr., Baltimore, MD  
 21212.

Attorneys: Peter G. Howland, Es-  
 quire, Wix, Wenger & Weidner,  
 508 North Second Street, P.O. Box  
 845, Harrisburg, PA 17108-0845,  
 (717) 234-4182.

**SECOND PUBLICATION****Acri, Ercol O., Sr. a/k/a Eric Acri,  
 Sr.**, dec'd.

Late of Mechanicsburg Borough.  
 Executors: Elizabeth A. Acri-  
 Bowen, Denise Acri McGarvey and  
 Ercol O. Acri, Jr. c/o James M.  
 Robinson, Esquire, Salzman  
 Hughes PC, 354 Alexander Spring  
 Road, Suite 1, Carlisle, PA 17015.  
 Attorneys: Salzman Hughes, P.C.

**Carricato, Julius F.**, dec'd.

Late of Mechanicsburg Borough.  
 Executor: Timothy Carricato c/o  
 Lisa Marie Coyne, Esquire, Coyne  
 & Coyne, P.C., 3901 Market  
 Street, Camp Hill, PA 17011-  
 4227.

Attorneys: Lisa Marie Coyne, Es-  
 quire, Coyne & Coyne, P.C., 3901  
 Market Street, Camp Hill, PA  
 17011-4227.

**Coxon, Janet M. a/k/a Janet Mae Coxon**, dec'd.

Late of Upper Allen Township.  
 Executor: Jere M. Coxon c/o William R. Church, Esquire, Keefer Wood Allen & Rahal, LLP, P.O. Box 11963, Harrisburg, PA 17108-1963.  
 Attorneys: William R. Church, Esquire, Keefer Wood Allen & Rahal, LLP, P.O. Box 11963, Harrisburg, PA 17108-1963.

**Donofrio, Ernest Sr.**, dec'd.

Late of Upper Allen Township.  
 Executor: Ernest Donofrio, Jr. c/o Sean M. Shultz, Esquire, Saidis, Sullivan & Rogers, 100 Sterling Parkway, Suite 100, Mechanicsburg, PA 17050.  
 Attorneys: Sean M. Shultz, Esquire, Saidis, Sullivan & Rogers, 100 Sterling Parkway, Suite 100, Mechanicsburg, PA 17050, (717) 612-5800.

**Freeman, Helen E.**, dec'd.

Late of North Middleton Township.  
 Executor: Leroy H. Freeman c/o Robert G. Frey, Esquire, 5 South Hanover Street, Carlisle, PA 17013.  
 Attorneys: Frey and Tiley.

**Gardner, Betty A.**, dec'd.

Late of Hopewell Township.  
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 Attorney: Thomas P. Gleason, Esquire, 49 West Orange Street, Suite 3, Shippensburg, PA 17257, (717) 532-3270.

**Gaudaen, Blanche E.**, dec'd.

Late of Upper Allen Township.  
 Executor: Lawrence G. Gaudaen.  
 Attorneys: Timothy M. Finnerty, Esquire, McNees Wallace & Nurick

LLC, 100 Pine Street, P.O. Box 1166, Harrisburg, PA 17108-1166, (717) 232-8000.

**Howard, Chalmers Campbell a/k/a Chal Howard**, dec'd.

Late of New Cumberland Borough.  
 Executor: Boyd Howard, 100 N. 23rd St., Camp Hill, PA 17011.  
 Attorney: None.

**Liddick, Ernest A. a/k/a Earnest A. Liddick**, dec'd.

Late of East Pennsboro Township.  
 Executors: Mary Lou Santo, 1028 Hemlock Lane, Enola, PA 17025 and Arthur A. Liddick, 224 Belle Vista Drive, Marysville, PA 17053.  
 Attorney: R. Benjamin Cramer, Esquire, P.O. Box 159, Duncannon, PA 17020.

**McCorkel, Doris F. a/k/a Doris Fay McCorkel**, dec'd.

Late of Monroe Township.  
 Executor: Joseph McCorkel c/o Robert C. Saidis, Esquire, Saidis, Sullivan & Rogers, 100 Sterling Parkway, Suite 100, Mechanicsburg, PA 17050.  
 Attorneys: Robert C. Saidis, Esquire, Saidis, Sullivan & Rogers, 100 Sterling Parkway, Suite 100, Mechanicsburg, PA 17050, (717) 612-5800.

**Singer, Mable**, dec'd.

Late of South Middleton Township.  
 Administratrix c.t.a.: Ardelle M. Mason c/o Flower Law, LLC, 10 West High Street, Carlisle, PA 17013.  
 Attorneys: Flower Law, LLC.

**Sober, Nelson A.**, dec'd.

Late of Middlesex Township.  
 Executor: Curtis L. Sober, 321 Stumpstown Road, Mechanicsburg, PA 17055.

Attorneys: David H. Stone, Esquire, Stone, LaFaver & Shekletski, P.O. Box E, New Cumberland, PA 17070.

**Taylor, Jo Anne, dec'd.**

Late of New Cumberland Borough.  
 Executor: Terry N. Taylor.  
 Attorneys: Melanie Walz Scaringi, Esquire, Scaringi & Scaringi, P.C., 2000 Linglestown Road, Suite 106, Harrisburg, PA 17110.

**Thompson, Andrew S., dec'd.**

Late of Hampden Township.  
 Thompson Revocable Living Trust dated February 7, 2008.  
 Trustee: Thomas S. Thompson, 919 Hawthorne Street, Enola, PA 17025.  
 Attorneys: Sean M. Shultz, Esquire, Saidis, Sullivan & Rogers, 100 Sterling Parkway, Suite 100, Mechanicsburg, PA 17050, (717) 612-5800.

**Thrush, Margy Ann a/k/a Margy A. Thrush, dec'd.**

Late of Dickinson Township, Carlisle.  
 Executor: Douglas A. Weigle c/o Mark A. Mateya, Esquire, Mateya Law Firm, P.C., 55 W. Church Avenue, Carlisle, PA 17013.  
 Attorneys: Mark A. Mateya, Esquire, Mateya Law Firm, P.C., 55 W. Church Avenue, Carlisle, PA 17013, (717) 241-6500.

**Wagner, Jeanne M., dec'd.**

Late of East Pennsboro Township.  
 Co-Executors: Paul E. Wagner and David J. Wagner c/o David W. DeLuce, Esquire, Johnson, Duffie, Stewart & Weidner, 301 Market Street, P.O. Box 109, Lemoyne, PA 17043.  
 Attorneys: David W. DeLuce, Esquire, Johnson, Duffie, Stewart & Weidner, 301 Market Street, P.O. Box 109, Lemoyne, PA 17043.

**THIRD PUBLICATION**

**Aikey, Ruth E., dec'd.**

Late of the Borough of Carlisle.  
 Co-Executrices: Brenda E. Aikey-Trotta and Sandra McCann c/o Marcus A. McKnight, III, Esquire, Irwin & McKnight, P.C., 60 West Pomfret Street, Carlisle, PA 17013.  
 Attorneys: Irwin & McKnight, P.C.

**Berry, Marian F., dec'd.**

Late of the Borough of Carlisle.  
 Executor: Robert G. Berry c/o Marcus A. McKnight, III, Esquire, Irwin & McKnight, P.C., 60 West Pomfret Street, Carlisle, PA 17013.  
 Attorneys: Irwin & McKnight, P.C.

**Blouin, Doris I. a/k/a Doris Ingeborg Blouin, dec'd.**

Late of Cumberland County.  
 Executrix: Corinne P. Rebinski a/k/a Corinne P. Sheridan, 111 Mountain View Drive, Eppers, PA 17319.  
 Attorneys: John D. Sheridan, Esquire, Schiffman, Sheridan & Brown PC, 2080 Linglestown Road, Suite 201, Harrisburg, PA 17110.

**Cignetto, Jean I., dec'd.**

Late of Silver Spring Township.  
 Co-Executors: Bruce Mark Brunnett and Wayne F. Shade, 53 West Pomfret Street, Carlisle, PA 17013.  
 Attorney: Wayne F. Shade, Esquire, 53 West Pomfret Street, Carlisle, PA 17013.

**Davis, Hamilton C., dec'd.**

Late of Southampton Township.  
 Executors: Glenn W. Snoke and Nathan C. Wolf, Esquire.  
 Attorneys: Nathan C. Wolf, Esquire, Wolf & Wolf, 10 West High Street, Carlisle, PA 17013, (717) 241-4436.

**DeTemple, Ingeborg M., dec'd.**

Late of Lower Allen Township.

Executor: Michael A. DeTemple.  
Attorneys: Bangs Law Office, LLC,  
429 South 18th Street, Camp Hill,  
PA 17011.

**Dolson, Philip J. a/k/a Philip J. Dolson, Sr.,** dec'd.

Late of Mechanicsburg Borough.  
Executor: Philip J. Dolson, Jr. c/o  
Charles E. Shields, III, Esquire, 6  
Clouser Rd., Mechanicsburg, PA  
17055.

Attorney: Charles E. Shields, III,  
Esquire, 6 Clouser Rd., Mechan-  
icsburg, PA 17055.

**Fretz, Dorothy,** dec'd.

Late of Mechanicsburg, Cumber-  
land County.

Executrix: Sandra L. Ressler, 35  
Spring Lane Road, Dillsburg, PA  
17019.

Attorney: David J. Lenox, Esquire,  
8 Tristan Drive, Suite 3, Dillsburg,  
PA 17019.

**Loeffler, John G. a/k/a John G. Loeffler, Jr.,** dec'd.

Late of Carlisle Borough.

Executrix: Jan L. Bergen c/o  
Blakinger Thomas, PC, 28 Penn  
Square, Lancaster, PA 17603.

Attorneys: Blakinger Thomas, PC.

**Lowry, Ronald E.,** dec'd.

Late of West Pennsboro Township.  
Executrix: Debra R. Irwin c/o  
Robert G. Frey, Esquire, 5 South  
Hanover Street, Carlisle, PA  
17013.

Attorneys: Frey and Tiley.

**Myers, Wallace R. a/k/a Wallace Robert Myers,** dec'd.

Late of East Pennsboro Township.  
Executor: Mark L. Myers, P.O. Box  
249, Summerdale, PA 17093.

Attorneys: Robert G. Radebach,  
Esquire, Attorney-at-Law, 912  
North River Road, Halifax, PA  
17032, (717) 896-2666.

**Rankin, Esther P.,** dec'd.

Late of the Borough of Carlisle.  
Executrix: Shirley E. Nickle, 409  
Venice Avenue, Carlisle, PA  
17015.

Attorney: Wayne F. Shade, Es-  
quire, 53 West Pomfret Street,  
Carlisle, PA 17013.

**Roman, Marion C.,** dec'd.

Late of the Borough of Carlisle.  
Executrix: Ashley L. Roman c/o  
Jerry A. Weigle, Esquire, Weigle &  
Associates, P.C., 126 East King  
Street, Shippensburg, PA 17257.  
Attorneys: Jerry A. Weigle, Es-  
quire, Weigle & Associates, P.C.,  
126 East King Street, Shippens-  
burg, PA 17257.

**Shughart, Lois R.,** dec'd.

Late of Middlesex Township.  
Co-Administratrices: Donna  
Stamm, Carol Coldsmith and  
Cheryl Hoch c/o Marcus A. Mc-  
Knight, III, Esquire, Irwin & Mc-  
Knight, P.C., 60 West Pomfret  
Street, Carlisle, PA 17013.

Attorneys: Irwin & McKnight, P.C.

**PETITION FOR CHANGE  
OF NAME NOTICE**

In the Court of Common Pleas of  
Cumberland County, Pennsylvania

Docket No.: 2016-02520

**NOTICE**

NOTICE IS HEREBY GIVEN that  
on February 21, 2017, the Petition  
of Venkataraghavasundararajan  
Srimat Tirumala Peddinti was filed  
in the above named court, request-  
ing a decree to change his name from  
Venkataraghavasundararajan Srimat  
Tirumala Peddinti to Sundararajan  
Venkataraghava Srimat Tirumala  
Peddinti.

The Court has fixed April 3, 2017  
at 10:30 a.m. in Courtroom No.  
Four, at the Cumberland County

Courthouse, 1 Courthouse Square, Carlisle, PA as the time and place for the hearing on 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.

Mar. 17

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**NOTICE**

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NOTICE IS HEREBY GIVEN that on or about December 20, 2016, an application for Registration of Fictitious Name was filed with the Department of State of the Commonwealth of Pennsylvania pursuant to the Fictitious Name Act, for the purpose of registering a Pennsylvania fictitious name. The fictitious name is:

CARLISLE KITCHEN AND BATH and its registered office is located at: 354 A Street, Carlisle, PA 17013. The fictitious name is registered to Jones Plumbing, Inc of 354 A Street, Carlisle, PA 17013.

GEORGE F. DOUGLAS, III,  
ESQUIRE  
SALZMANN HUGHES, P.C.  
354 Alexander Spring Road  
Suite 1  
Carlisle, PA 17015

Mar. 17

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**FICTITIOUS NAME NOTICE**

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NOTICE IS HEREBY GIVEN that an application for registration of a fictitious name for:

THE GODDARD SCHOOL  
FOR EARLY CHILDHOOD  
DEVELOPMENT

for the conduct of business in Cumberland County, Pennsylvania, with the principal place of business being: 35 Sagecrest Circle, Enola, PA 17025, was filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on January 12, 2017, and the Fictitious Name Amendment changing the name to THE GODDARD SCHOOL was filed with the Department of

State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on February 23, 2017, pursuant to the Fictitious Names Act of December 16, 1982, Act 295 (54 Pa. C.S.A. §301 et seq.).

The name and address of the interested party are as follows: JTJ Family Group LLC, 35 Sagecrest Circle, Enola, PA 17025.

EARL RICHARD ETZWEILER,  
ESQUIRE  
ETZWEILER & ASSOCIATES  
105 North Front Street  
Harrisburg, PA 17101  
(717) 234-5600

Mar. 17

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**NOTICE**

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NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on January 25, 2017 for purposes of incorporating a nonprofit corporation under the Pennsylvania Nonprofit Corporation Law of 1988.

The name of the Corporation is:  
FRIENDS OF

CLAREMONT NURSING AND  
REHABILITATION CENTER

The purpose or purposes for which the corporation has been organized are: raise money to fund enhancements for the benefit of residents of Claremont Nursing and Rehabilitation Center, encourage gifts and donations and fundraise for the benefit of Claremont residents, and any and all business for which corporations may be incorporated under the Nonprofit Corporation Law of the Commonwealth of Pennsylvania approved December 21, 1988 and its amendments and supplements.

KEITH O. BRENNEMAN,  
ESQUIRE

44 W. Main St.  
Mechanicsburg, PA 17055

Mar. 17



**NOTICE**

NOTICE IS HEREBY GIVEN that an application for registration of fictitious name has been filed with the Pennsylvania Department of State for the fictitious name of:

THE SAUTER SQUAD

The principal place of business for the entity is: 528 Hogestown Road, Mechanicsburg, PA 17050. The parties to the registration are Kenneth S. Sauter and Jennifer L. Sauter.

HUBERT X. GILROY, ESQUIRE  
MARTSON LAW OFFICES  
10 East High Street  
Carlisle, PA 17013

Mar. 17

**NOTICE**

In the Court of Common Pleas of Cumberland County, Pennsylvania

Case# 2016-06848-0

Joshua Torres

Plaintiff

vs.

Henry Cserny

Defendant

**NOTICE TO DEFEND**

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, by entering a written appearance personally or by an 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 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.

Cumberland County  
Bar Association  
32 South Bedford Street  
Carlisle, PA 17013  
1-800-990-9108  
(717) 249-3166

Mar. 17

**NOTICE**

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, on February 22, 2017 for the purpose of obtaining a Certificate of Incorporation for the proposed business corporation to be organized under the Pennsylvania Business Corporation Law of 1988, as amended.

The name of the proposed corporation is:

ORGANIC REMEDIES, INC.  
and has a principal place of business located at: 305 North Old Stonehouse Road, Carlisle, Pennsylvania 17015.

BECKLEY & MADDEN  
212 North Third Street  
Suite 301  
Harrisburg, PA 17101  
(717) 233-7691

Mar. 17

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**PERIODICAL PUBLICATION**

\* Dated Material. Do Not Delay. Please Deliver Before Monday, March 20, 2017