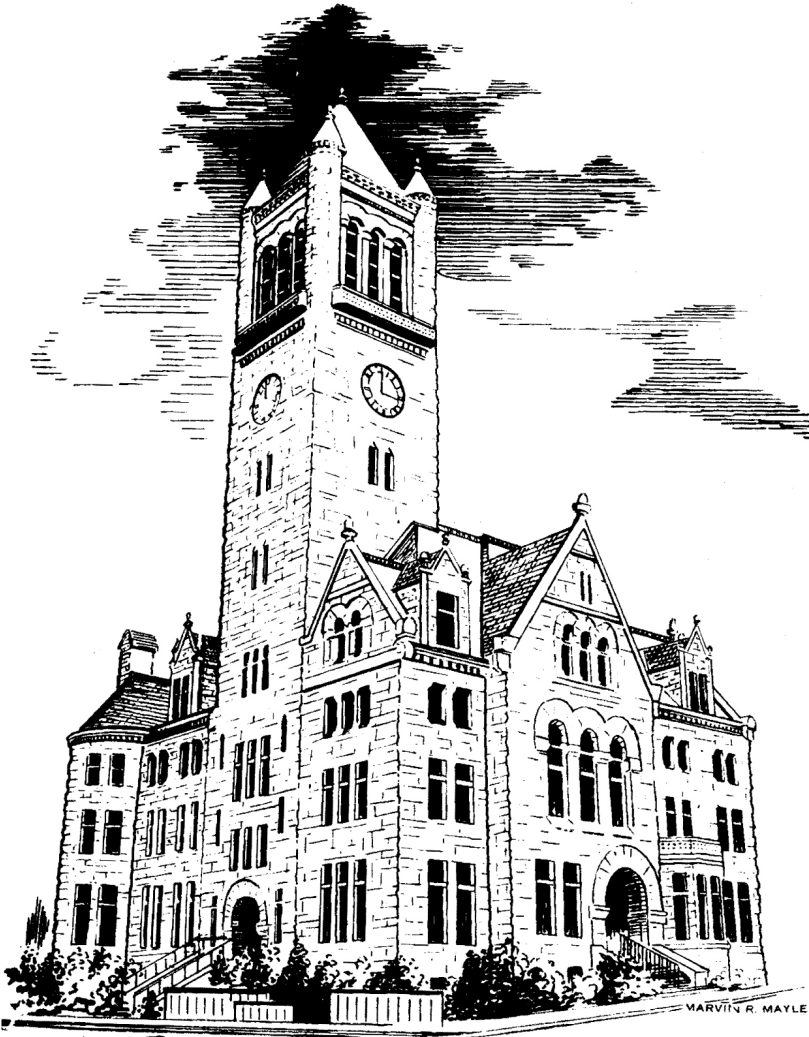


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ESTATE NOTICES

Notice is hereby given that letters testamentary or of administration have been granted to the following estates. All persons indebted to said estates are required to make payment, and those having claims or demands to present the same without delay to the administrators or executors named.

Third Publication

BERNARD DESIMONE, late of Redstone Township, Fayette County, PA (3)

Administratrix: Melissa R. Rizzo
c/o 111 East Main Street
Uniontown, PA 15401
Attorney: Melinda Deal Dellarose

PATRICIA K. MCCANN, late of Brownsville Township, Fayette County, PA (3)

Executor: Alex W. McCann
c/o 51 East South Street
Uniontown, PA 15401
Attorney: Webster & Webster

LAURA MAE SARVER, late of Henry Clay Township, Fayette County, PA (3)

Executor: Clarence Michael Sarver
c/o Hajduk & Associates
77 South Gallatin Avenue
PO Box 1206
Uniontown, PA 15401
Attorney: Mary Lenora Hajduk

BERTHA C. SEMACHKO, late of North Union Township, Fayette County, PA (3)

Executrix: Deborah M. Esposito
c/o Davis & Davis
107 East Main Street
Uniontown, PA 15401
Attorney: James T. Davis

CECIL WALTERS, A/K/A CECIL WALTERS, SR., late of Menallen Township, Fayette County, PA (3)

Executors: Monzella V. King and
Cecil Walters, Jr.
c/o George Port & George
92 East Main Street
Uniontown, PA 15401
Attorney: Wayne H. Port

Second Publication

PAULINE A. DYNES, late of South Connellsville, Fayette County, PA (2)

Executor: Charlene Ringer
1917 First Street
South Connellsville, PA 15425

DOROTHY H. GRISHKAT, late of Dunbar Township, Fayette County, PA (2)

Personal Representative: Frank J. Grishkat
c/o Watson Mundorff Brooks & Sepic, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Charles W. Watson

CANDACE LEHMAN, A/K/A CANDACE S. LEHMAN, A/K/A CANDACE SHAW LEHMAN, late of South Union Township, Fayette County, PA (2)

Administrator: Donald E. Lehman, Jr.
c/o John & John
96 East Main Street
Uniontown, PA 15401
Attorney: Simon B. John

FRANCES L. NICHOLSON, late of Connellsville Township, Fayette County, PA (2)

Executrix: Christine A. Scott
2414 Springfield Pike
Connellsville, PA 15425
c/o Stewart, McArdle, Sorice, Whalen,
Farrell, Finoli Cavanaugh, LLC
229 South Maple Avenue
Greensburg, PA 15601
Attorney: Vincent J. Finoli

KAREN D. SAMPEY, A/K/A KAREN

DAWN SAMPEY, late of Dunbar Township,
Fayette County, PA (2)

Personal Representative: Kevin R. Sampey
c/o Watson Mundorff Brooks & Sepic, LLP
720 Vanderbilt Road
Connellsville, PA
Attorney: Charles W. Watson

BEATRICE YOUNG, late of South Union
Township, Fayette County, PA (2)

Executrix: Irene Hegyes Campagna
c/o Davis & Davis
107 East Main Street
Uniontown, PA 15401
Attorney: James T. Davis

First Publication

DANIEL CASINI, A/K/A DANTE N.

CASINI, late of Connellsville, Fayette County,
PA (1)

Executor: Daniel Casini
c/o Casini & Geibig, LLC
615 West Crawford Avenue
Connellsville, PA 15425
Attorney: Jennifer M. Casini

CAROLYN A. HART, late of Everson
Borough, Fayette County, PA (1)

Personal Representative: Dean A. Hart
329 Brown Street
Everson, PA 15631
c/o 815A Memorial Boulevard
Connellsville, PA 15425
Attorney: Margaret Zylka House

MARY KUZAR, late of Everson Borough,
Fayette County, PA (1)

Personal Representative: Joan Orlando
c/o P.O. Box 760
Connellsville, PA 15425
Attorney: Carolyn W. Maricondi

ROBERT EUGENE LILLEY, late of
Uniontown, Fayette County, PA (1)

Personal Representative: Dorothy Dale
c/o Zerega Law Office
212 North Gallatin Avenue
Uniontown, PA 15401
Attorney: Dianne H. Zerega

**DONALD ROBERT PRITTS, A/K/A
DONALD R. PRITTS**, late of Saltlick
Township, Fayette County, PA (1)

Personal Representative:
Allison Deanne Pritts
c/o 111 East Main Street
Uniontown, PA 15401
Attorney: Melinda Deal Dellarose

WILLIAM SNYDER, late of Bullskin
Township, Fayette County, PA (1)

Executor: Mark Snyder
c/o 382 West Chestnut Street, Suite 102
Washington, PA 15301-4642
Attorney: Frank C. Roney, Jr.

LEGAL NOTICES

NOTICE

Notice is hereby given that a Certificate of Organization, Domestic Limited Liability Company has been approved and filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on May 9, 2017 for a Limited Liability Company known as B&M Auto Detail, LLC. Said Limited Liability Company has been organized under the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania.

The purpose or purposes of the Limited Liability Company is the interior and exterior cleaning and detailing of automobiles and any and all lawful business related thereto for which Limited Liability Companies may be organized under the Business Corporation Law.

Robert A. Gordon, Esquire
Gordon Law, PLLC
99 East Main Street
Uniontown, PA 15401
724-438-3560

NOTICE OF SHERIFF SALE OF REAL
ESTATE PURSUANT TO Pa.R.C.P. No. 3129
IN THE COURT OF COMMON PLEAS OF
FAYETTE COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW
NO.: 2016-01053

WELLS FARGO BANK, NA,
Plaintiff,
vs.

**Unknown Heirs, and/or Administrators of the
Estate of Paul K. Tate; Susan Mullins, as
believed heir and/or Administrator to the
Estate of Paul K. Tate; Robert A. Tate, as
believed heir and/or administrator to the
Estate of Paul K. Tate; William R. Tate, as
believed heir and/or administrator to the
Estate of Paul K. Tate; Russell P. Tate, as
believed heir and/or administrator to the
Estate of Paul K. Tate; Betty J. Tate, as
believed heir and/or administrator to the
Estate of Paul K. Tate,**
Defendants.

TO: Unknown Heirs, and/or
Administrators of the Estate of Paul K. Tate
Susan Mullins, as believed heir and/or
Administrator to the Estate of Paul K. Tate
William R. Tate, as believed heir and/or
administrator to the Estate of Paul K. Tate
Russell P. Tate, as believed heir and/or
administrator to the Estate of Paul K. Tate
Betty J. Tate, as believed heir and/or
administrator to the Estate of Paul K. Tate

Take Notice that by virtue of the Writ of Execution issued out of the Court of Common Pleas of Fayette County, Pennsylvania, and directed to the Sheriff of Fayette County, there will be exposed to Public Sale at the Fayette County Sheriff's Office, 61 East Main Street, Uniontown, PA 15401 on August 17, 2017 at 2:00PM, prevailing local time, your real property described herein.

The Real Property To Be Sold is delineated in detail in a legal description consisting of a statement of the measured boundaries of the property, together with a brief mention of the buildings and any other major improvements erected on the land.

The Location of your property to be sold is:
6 Redstone Street, Republic, PA 15475

The Judgment under or pursuant to which your property is being sold is docketed to: No. 2016-01053

A complete copy of the Notice of Sheriff Sale will be sent to you upon request to the Attorney for the Plaintiff, Kimberly J. Hong, Manley Deas Kochalski LLC, P. O. Box 165028, Columbus, OH 43216-5028, 614-220-5611.

This Paper Is A Notice of the Time and Place of the Sale of Your Property. It has been issued because there is a Judgment Against You. It May Cause Your Property to be Held, to be Sold Or Taken to Pay the Judgment. You may have legal rights to prevent your property from being taken away. A lawyer can advise you more specifically of those rights. If you wish to exercise your rights, You Must Act Promptly. YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET FREE LEGAL ADVICE:

Pennsylvania Lawyer Referral Service
Pennsylvania Bar Association
P.O. Box 186
Harrisburg, PA 17108
(800) 692-7375

NOTICE OF SHERIFF SALE OF REAL
ESTATE PURSUANT TO Pa.R.C.P. No. 3129
IN THE COURT OF COMMON PLEAS OF
FAYETTE COUNTY, PENNSYLVANIA
CIVIL ACTION – LAW
NO.: 750 of 2011

**US BANK NATIONAL ASSOCIATION, AS
TRUSTEE FOR SASCO MORTGAGE
LOAN TRUST 2006-WF2,**
Plaintiff,
vs.

**Unknown Heirs, and/or administrators to
Mary Jane Boger, AKA Mary J. Boger,**
Defendant.

TO: Unknown Heirs, and/or administrators
to Mary Jane Boger, AKA Mary J. Boger

Take Notice that by virtue of the Writ of Execution issued out of the Court of Common Pleas of Fayette County, Pennsylvania, and directed to the Sheriff of Fayette County, there will be exposed to Public Sale at the Fayette

County Sheriff's Office, 61 East Main Street, Uniontown, PA 15401 on August 17, 2017 at 2:00PM, prevailing local time, your real property described herein.

The Real Property To Be Sold is delineated in detail in a legal description consisting of a statement of the measured boundaries of the property, together with a brief mention of the buildings and any other major improvements erected on the land.

The Location of your property to be sold is: 385 Coolspring Street, Uniontown, PA 15401
The Judgment under or pursuant to which your property is being sold is docketed to: No. 750 of 2011

A complete copy of the Notice of Sheriff Sale will be sent to you upon request to the Attorney for the Plaintiff, Kimberly J. Hong, Manley Deas Kochalski LLC, P. O. Box 165028, Columbus, OH 43216-5028, 614-220-5611.

This Paper Is A Notice of the Time and Place of the Sale of Your Property. It has been issued because there is a Judgment Against You. It May Cause Your Property to be Held, to be Sold Or Taken to Pay the Judgment. You may have legal rights to prevent your property from being taken away. A lawyer can advise you more specifically of those rights. If you wish to exercise your rights, You Must Act Promptly.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET FREE LEGAL ADVICE:

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(800) 692-7375

IN THE UNITED STATES BANKRUPTCY
COURT FOR THE WESTERN DISTRICT OF
PENNSYLVANIA

IN RE:

**Mary Lynn Rohm,
Debtor.**

**Mary Lynn Rohm,
Movant,
vs.**

**RONDA J. WINNECOUR, CHAPTER 13
TRUSTEE,
Respondent.**

Bankruptcy Case No. Chapter 13

Document No.:

Responses due: May 22, 2017

Hearing date and time: June 7, 2017 at 10:00 a.m.

**NOTICE OF HEARING ON MOTION
TO SELL DEBTOR'S INTEREST IN
PROPERTY, FREE AND DIVESTED
OF LIENS**

**TO: ALL CREDITORS AND ALL
PARTIES IN INTEREST**

NOTICE IS HEREBY GIVEN THAT:

The DEBTOR, Mary Lynn Rohm, has filed a motion for public sale of her interest in real property known as 221 Madison Avenue, Hopwood, PA, Fayette County, Pennsylvania. Debtor is seeking approval of the real estate sales transaction to the purchaser, Ashley Britton. A true and correct copy of the Agreement of Sale is attached to the Motion filed in this case as Exhibit "A."

A hearing on said Motion is set for June 7, 2017 at 10:00 a.m. before Judge Carlota M. Böhm in Courtroom B, 54th Floor, U.S. Steel Tower, 600 Grant Street, Pittsburgh, PA 15219, at which time higher offers will be considered and objections to said sale will be heard.

Clerk, U.S. Bankruptcy Court

Arrangements for inspection prior to said sale hearing may be made with:

Daniel R. White, Esq.
Zebley Mehalov & White, P.C.
P.O. Box 2123
Uniontown, PA 15401
724-439-9200
dwhite@Zeblaw.com

IN THE COURT OF COMMON PLEAS OF
FAYETTE COUNTY, PENNSYLVANIA,
ORPHANS' COURT DIVISION
NO. 12 ADOPT 2017
Judge Linda R. Cordaro

**IN RE: ADOPTION OF
ARIANA LINT**

NOTICE

TO: Enrique Bernal and Lauren Lint

A petition has been filed asking the Court to put an end to all rights you have to your child, Ariana Lint. The Court has set a hearing to consider ending your rights to your child. That hearing will be held in Courtroom No. 3 of the Fayette County Courthouse, Uniontown, Fayette County, Pennsylvania, on Tuesday, June 20, 2017 at 9:00 A.M. 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 there.

YOU HAVE A 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. 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.

PENNSYLVANIA BAR ASSOCIATION 100
SOUTH STREET
PO BOX 186
HARRISBURG, PA 17108
(800) 932-0311

Registers' Notice

Notice by JEFFREY L. REDMAN, Register of Wills and
Ex-Officio Clerk of the Orphans' Court Division of the Court of Common Pleas

Notice is hereby given to heirs, legatees, creditors, and all parties in interest that accounts in the following estates have been filed in the Office of the Clerk of the Orphans' Court Division of the Court of Common Pleas as the case may be, on the dates stated and that the same will be presented for confirmation to the Orphans' Court Division of Fayette County on

Monday, June 5, 2017
at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2616-0106	ANNA J. BASINGER	Marlene Basinger, Executrix

Notice is also hereby given that all of the foregoing Accounts will be called for Audit on
Monday, June 19, 2017 at 9:30 A.M.

in Court Room No. 1 of the Honorable STEVE P. LESKINEN, or his chambers, 2nd Floor, Courthouse, Uniontown, Fayette County, Pennsylvania, at which time the Court will examine and audit said accounts, hear exceptions to same or fix a time therefore, and make distribution of the balance ascertained to be in the hands of the Accountants.

JEFFREY L. REDMAN
Register of Wills and Ex-Officio Clerk of the Orphans' Court Division (1 of 2)

JUDICIAL OPINION

IN THE COURT OF COMMON PLEAS OF FAYETTE COUNTY,
PENNSYLVANIA
CRIMINAL ACTION

COMMONWEALTH OF :
PENNSYLVANIA, :
v. :
DONAVIN L. WILLIAMS-MOORE, : NO. 760 OF 2016
Appellant. : SENIOR JUDGE GERALD R. SOLOMON

OPINION AND ORDER

SOLOMON, S.J.

May 8, 2017

Donavin L. Williams-Moore, hereinafter Appellant, following Bench Trial, was found guilty of Criminal Attempt to Commit Criminal Homicide, a Felony of the First Degree; Aggravated Assault, a Felony of the First Degree; Firearms not to be Carried Without a License, a Felony of the Third Degree; Possession with Intent to Deliver, a Felony under the Controlled Substance, Drug, Device and Cosmetic Act; Recklessly Endangering Another Person, a Misdemeanor of the Second Degree; and Intentionally Possessing a Controlled Substance, a violation under the Controlled Substance, Drug, Device and Cosmetic Act. He was then sentenced.

Thereafter, an Appeal was filed to the Superior Court of Pennsylvania. Upon receipt of the Notice of Appeal, this Court entered an Order pursuant to Pa.R.A.P. 1925(b) directing Appellant to file of record a concise statement of the errors complained of on appeal. In response to this Order, Appellant filed the following concise issues:

1. Whether the verdict was against the weight of the evidence and the law since the Commonwealth did not establish that Appellant did not act in justifiable self-defense; and whether the Commonwealth’s evidence was insufficient to prove otherwise beyond a reasonable doubt?
2. Whether the verdict was against the weight of the evidence and the law since the Commonwealth did not establish that Appellant had the intent to deliver?
3. Did the Court err in permitting the police officer from testifying as an expert?

STATEMENT OF THE CASE

In the early morning hours of March 25, 2016, Sanford Lewis observed two men arguing on the street in Masontown. N.T. 1/6/17, at 5. They entered a bar and, a short

time later, the taller of the two came back out and headed to his vehicle. *Id.* The other man came out with a pool stick in his hand and struck the taller man in the back, after which an argument ensued. *Id.* After the pool stick was swung again at the taller man, the taller man started firing a pistol. *Id.* at 5-6. Lewis recognized the shooter and identified him as the Appellant. *Id.* at 7-8. The shorter of the two men then ran away as Appellant continued to fire at him. *Id.* at 6, 15.

As he was responding to the scene, Officer Michael Yeager of the Masontown Police Department saw a black male, whom he identified as Willie Batie, running away. *Id.* at 18. Arriving at the scene, Yeager was informed by Lewis that shots were fired. *Id.* at 19. Yeager then began a search for Batie and found him on the porch of the home of Batie's father. *Id.* Batie's shirt was covered with blood. *Id.* Cutting off Batie's shirt to render aid, Yeager observed three gunshot wounds, one in the stomach, one in the left shoulder and one on the back of the left arm. *Id.* at 19-20.

Later, Yeager observed a surveillance video from a local business of the incident and identified the shooter as the Appellant. *Id.* at 21. From the video, Yeager was able to observe the weapon prior to Batie swinging the pool stick and also observe Appellant raise the weapon and fire. *Id.* at 22-23.

Corporal Richard Hunter, assigned to the Forensic Services Unit of the Pennsylvania State Police, arrived at the crime scene at 4:43 in the morning of March 25, 2016. *Id.* at 28-29. At the scene, Hunter collected nine .32 auto casings and two deformed bullets. *Id.* at 30. As to Hunter, the Commonwealth and Appellant stipulated that he performed a gunshot residue test on Appellant which revealed that Appellant may have recently discharged a firearm. *Id.* at 39-40.

Alexis Metros, a police officer with the Masontown Police Department, arrived at the crime scene and, after becoming aware of Appellant's location, went with other officers to Appellant's location. *Id.* at 44. After he was taken into custody at the residence, a protective sweep was made of the residence and Metros observed marijuana. *Id.* at 45. After transporting Appellant to the police station, she returned to the residence and obtained the consent of Andrea Buchanan, the lessee of the residence, to search the residence. *Id.* at 45-46. The search of the residence revealed a large number of baggies of marijuana, 3 scales, a loaded .32 caliber hand gun, paraphernalia, cell phones, ammunition, a weed stem, a shoulder holster, and indicia for the Appellant. *Id.* at 49-58.

The Commonwealth next called John Brant, a Sergeant with the Brownsville Police Department who rendered assistance in apprehending Appellant. *Id.* at 69-70. Brant was examined and tendered as an expert in the field of drug distribution, manufacture and intent to deliver controlled substances. *Id.* at 74-77. The defendant offered no objection to Brant testifying as an expert. *Id.* at 79. Brant took part in the protective sweep of the residence and observed drug paraphernalia, and two scales. *Id.* at 71. He later took part in the search of the residence. *Id.* at 79. In his opinion, as an expert, from what was found during the search is that Appellant possessed the drugs with intent to deliver. *Id.*

at 82. Brant further opined that the indicia found at the residence leads him to believe that Appellant lived or occupied the residence. *Id.* at 87.

Following his apprehension, Appellant was interviewed by Sergeant Scott Miller of the Masontown Police Department. *Id.* at 89, 94. After Miller advised Appellant of his Miranda rights, Appellant signed a Miranda Rights Warning Sheet. *Id.* at 95. Waiving his rights, Appellant admitted having an altercation with Willie Batie, admitted that the .32 caliber handgun found at the residence was his, and that the suspected marijuana and paraphernalia was his. *Id.* at 99. Following Miller's testimony, the Commonwealth and Defendant entered into a stipulation that the suspected marijuana found at the residence was in fact marijuana. *Id.* at 103-104.

The victim, Willie Batie was next to testify and stated that on the night of the incident he was shot four times, suffered injuries, and was hospitalized. *Id.* at 104. He further testified that he did not know the person who shot him *Id.* at 105.

The last witness to testify for the Commonwealth was Sergeant John Thacik, a Forensic Firearm and Toolmark Examiner with the Pennsylvania State Police who was qualified to testify as an expert in the field of firearms and tool mark examination without objection. *Id.* at 107, 109. Thacik received the firearm at issue, along with undischarged bullets, determined that it was functional, then test fired the firearm and recovered the discharged bullets. *Id.* at 110-111, 114. He then compared the discharged bullets with two discharged and mutilated bullets he had received in evidence and determined that all four had been discharged from the firearm at issue. *Id.* at 114-116.

Following Thacik's testimony, the Commonwealth rested. The Appellant then rested without presenting any testimony or evidence. Subsequently, this Court found the Appellant guilty of the aforesaid charges.

DISCUSSION

In his first two concise issues, the Appellant contends that the verdict was against the weight of the evidence. However, these issues have not been properly preserved for consideration since Appellant did not first present them to the trial court. Pa.R.Crim.P. 607(A). Weight claims must be presented to the trial court while it exercises jurisdiction over a matter since "appellate review of a weight claim is a review of the exercise of discretion, not of the underlying question of whether the verdict is against the weight of the evidence." *Commonwealth v. Burkett*, 830 A.2d 1034, 1037 (Pa.Super. 2003).

A claim that the verdict was against the weight of the evidence shall be raised with the trial judge in a motion for a new trial: (1) orally, on the record, at any time before sentencing; (2) by written motion at any time before sentencing; or (3) in a post-sentencing motion. See, *Commonwealth v. Butler*, 729 A.2d 1134, 1140 (Pa.Super. 1999). Here, Appellant first raises these claims on appeal. Therefore, since Appellant failed to comply with Rule 607, these claims are waived.

Also in his first concise issue, Appellant contends that “the Commonwealth’s evidence was insufficient to prove otherwise beyond a reasonable doubt.” Initially, we note that Pennsylvania courts have strictly enforced compliance with the requirements of Rule 1925(b) in order to effectuate its purpose of allowing the trial court to have an opportunity to focus its opinion solely on the issues to be raised on appeal. *Commonwealth v. Castillo*, 888 A.2d 775 (Pa. 2005). The importance of strict compliance with 1925(b) was demonstrated by the Supreme Court of Pennsylvania when it held that where a trial court directs a defendant to file a Concise Statement of Matters Complained of on Appeal, any issues not raised in such a statement will be waived. *Commonwealth v. Lord*, 719 A.2d 306 (Pa. 1998). Our Superior Court has extended this mandate by holding that “[w]hen a court has to guess what issues an appellant is appealing, that is not enough for meaningful review.” *Commonwealth v. Butler*, 756 A.2d 55, 57 (Pa.Super. 2000).

Further, when an appellant fails to adequately identify, in a concise manner, the issues sought to be pursued on appeal, the trial court is impeded in its preparation of a legal analysis which is pertinent to those issues. *Lineberger v. Wyeth*, 894 A.2d 141 (Pa.Super. 2006). In other words, a Concise Statement which is too vague to allow the court to identify the issues raised on appeal is the functional equivalent of no Concise Statement at all. *Id.*; *Commonwealth v. Woods*, 909 A.2d 372 (Pa.Super. 2006).

While *Lord*, *supra.*, and its progeny, have generally involved situations where an appellant completely fails to mention an issue in his Concise Statement, the Superior Court in *Commonwealth v. Dowling*, 778 A.2d 683 (Pa Super. 2001), and *Lineberger*, *supra.*, extended the clear and unambiguous holding of *Lord* to apply to Concise Statements which are so vague as to prevent the court from identifying the issue to be raised on appeal. According to the *Dowling* court, such a Concise Statement is the functional equivalent of no Concise Statement at all. While in *Lineberger*, *supra.*, the appellant’s Concise Statement was not specific enough for the trial court to identify and address the issue the appellant wished to raise on appeal. As such, the court did not address it and, consequently, because the appellant’s vague Concise Statement hampered appellate review, it was found to be waived. *Id.*

Still further, the Superior Court found that an issue was waived where it “encompass[ed] the entire proceedings without providing a hint as to when, where, or how the trial court committed its alleged legal errors.” *Wells v. Cendant Mobility Financial Corp.*, 913 A.2d 929 (Pa.Super. 2006); See, *Commonwealth v. Lemon*, 804 A.2d 34 (Pa.Super. 2002) (stating that when an appellant fails to identify in a vague Pa.R.A.P.1925(b) statement the specific issue he wants to raise on appeal, the issue is waived, even if the trial court guesses correctly and addresses the issue in its Pa.R.A.P.1925(a) opinion.).

Most recently, the Superior Court found that where an appellant fails to articulate the specific elements of any crime upon which the evidence presented at trial was insufficient, the sufficiency issue is waived. *Commonwealth v. Williams*, 959 A.2d 1252

(Pa.Super. 2008). Specifically, the Court in Williams, quoting prior case law, stated:

If Appellant wants to preserve a claim that the evidence was insufficient, then the 1925(b) statement needs to specify the element or elements upon which the evidence was insufficient. This Court can then analyze the element or elements on appeal. The instant 1925(b) statement simply does not specify the allegedly unproven elements. Therefore, the sufficiency issue is waived.

Id., quoting Commonwealth v. Flores, 921 A.2d 517, 522-523 (Pa.Super 2007). Common sense would dictate that there is an obligation to give the trial court notice as to what the trial court should address in its Rule 1925(a) opinion. Commonwealth v. Reeves, 907 A.2d 1, 5 (Pa.Super. 2006).

Here, Appellant's Concise Statement provides no guidance to this Court as to how the Commonwealth's evidence was insufficient. No issue is identified, it is vague, and it encompasses the entire proceedings without providing a hint as to when, where, or how any error was committed. Additionally, the Statement fails to articulate the specific elements of any crime upon which the evidence was insufficient.

The failure to provide this Court with a sufficiently detailed 1925(b) Concise Statement fatally hampers this Court's ability to prepare a legal analysis which is pertinent to the issues. As such, any analysis would be mere speculation on the part of this Court, and no meaningful review could be derived from such conjecture. Even if we correctly guessed the issues Appellant brings, the vagueness of Appellant's Concise Statement renders all issues raised therein waived. Commonwealth v. Heggins, 809 A.2d 908, 912 (Pa.Super. 2002). Thus, this issue is waived.

The last issue raised is that "the Court erred in permitting the police officer from testifying as an expert." As to this issue, we note that testimony was received from two police officers who were qualified as expert witnesses without objection, and who offered opinions based on their expertise. We will not speculate which officer is at issue and, since this Concise Issue is vague, it is waived.

Wherefore, it is respectfully submitted that this appeal is without merit and should be denied.

BY THE COURT,
GERALD R. SOLOMON
SENIOR JUDGE

ATTEST:
CLERK OF COURTS

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