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CERTIFICATE OF REGISTRATION

NOTICE IS HEREBY GIVEN that in compliance with the requirements of 15 Pa. C.S. § 8913, a Certificate of Registration – Domestic Limited Liability Company was filed with the Commonwealth of Pennsylvania, Department of State, at Harrisburg, for the purpose of registering a Limited Liability Company.

The name of the Limited Liability Company is POP A QWIFF, LLC, with the principal place of business at #46, 2215 Biglerville Road, Gettysburg, PA 17325.

The purpose for which the Limited Liability Company was organized is to engage in and do any lawful act concerning any and all lawful business for which limited liability companies may be formed in accordance with the laws of the Commonwealth of Pennsylvania.

11/30

NOTICE

NOTICE IS GIVEN that the Board of Supervisors of the Borough of Bonneauville, Adams County, Pennsylvania, will hold a public meeting on Tuesday, December 18, 2012, at 7 p.m. at the Municipal Building, 46 East Hanover Street, Gettysburg, Pennsylvania, for the purpose of consideration of and action upon the following ordinance.

Bonneauville Borough Council shall consider adoption of an ordinance known as Bonneauville Borough Stormwater Management Ordinance. The purpose of which is to regulate stormwater issues to promote health, safety and welfare within Bonneauville Borough and its watersheds.

A copy of the ordinance may be examined or inspected by any citizen in the office of the Secretary of the Borough, at the Municipal Building, 46 East Hanover Street, Gettysburg, Pennsylvania, on any regular business day between the hours of 9 a.m. and 4 p.m.

Borough of Bonneauville
Adams County, Pennsylvania

11/30

NOTICE BY THE ADAMS COUNTY
CLERK OF COURTS

NOTICE IS HEREBY GIVEN to all heirs, legatees and other persons concerned that the following accounts with statements of proposed distribution filed therewith have been filed in the Office of the Adams County Clerk of Courts and will be presented to the Court of Common Pleas of Adams County—Orphan's Court, Gettysburg, Pennsylvania, for confirmation of accounts entering decrees of distribution on Friday, December 7, 2012 at 8:30 a.m.

HESS—Orphan's Court Action Number OC-124-2012. The First and Final Account of Stonesifer and Kelley, P.C., by Scott L. Kelley, Esq., Executor of the Estate of Esther Hess a/k/a Esther A. Hess, deceased, late of the Borough of Littlestown, Adams County, Pennsylvania.

SIPLING—Orphan's Court Action Number OC-55-2012. The First and Final Account of Gerald Smith and Peggy Smith, Co-Executors of the Estate of Judith E. Sipling a/k/a Judith Elaine Sipling, deceased, late of Conewago Township, Adams County, Pennsylvania.

Kelly A. Lawver
Clerk of Courts

11/21 & 30

COMMONWEALTH VS. CASTRO

1. A challenge to the discretionary aspect of a sentence is considered a petition for permission to appeal because the right to pursue such a claim is not absolute.

2. The appellant must demonstrate that a substantial question exists as to whether the sentence imposed is inappropriate under the Sentencing Code.

3. As the sentence at issue is a “standard range” sentence, the sentence must be shown to be “clearly unreasonable” based on the circumstances of the case.

4. Appellant fails to set forth any specific provisions of the Sentencing Code or fundamental norms underlying the sentencing process which the trial court has allegedly violated in imposing sentence. Such a failure precludes a review of the merits that the sentence was excessive.

5. The imposition of consecutive sentences does not normally constitute a substantial question concerning the discretionary aspects of a sentence sufficient to warrant a review on the merits.

In the Court of Common Pleas of Adams County, Pennsylvania, Criminal, No. CP-01-CR-1204-2011, COMMONWEALTH OF PENNSYLVANIA VS. DAVID EDWARD CASTRO JR.

Amber Lane, Esq., Assistant District Attorney, for Commonwealth
Warren Bladen, Esq., Assistant Public Defender, for Defendant
George, J., June 22, 2012

OPINION PURSUANT TO Pa. R.A.P. 1925(a)

On April 2, 2012, Appellant, David Edward Castro Jr., entered a plea of guilty to corruption of minors as a misdemeanor of the first degree.¹ Appellant, who was approximately 28 years old at the time of the crime, admitted to having consensual sexual intercourse with a 17-year-old on several occasions. Following Appellant’s guilty plea, a presentence investigation was completed and sentencing occurred on April 20, 2012. At the time of sentencing, the Appellant was serving concurrent sentences of two and one-half to five years in a State Correctional Institution for three separate York County burglaries. After taking into account the information in the presentence investigation and the comments of the Appellant and counsel, the Court sentenced Appellant to a sentence of no less than one year nor more than three years to be served consecutive to the York County sentences. The minimum sentence imposed by the Court was at the bottom of the standard guideline range.² Appellant timely filed a Post

¹ 18 Pa. C.S.A. § 6301(a)(1)

² Appellant’s prior record score was calculated at five. The offense gravity score for corruption of minors (sexual nature) is five. The applicable standard guideline range is 12 to 18 months plus or minus three mitigated/aggravated.

Sentence Motion to modify his sentence alleging a general claim of excessiveness. The motion was denied without hearing. Thereafter, Appellant timely appealed to the Superior Court alleging that the trial court abused its discretion in imposing sentence.

A challenge to the discretionary aspect of a sentence is considered a petition for permission to appeal because the right to pursue such a claim is not absolute. *Commonwealth v. McAfee*, 849 A.2d 270, 274 (Pa. Super. 2004). Therefore, the appellant must set forth in his brief a concise statement of the reasons relied upon for allowance of appeal. Pa. R.A.P. 2119(f). Importantly, the appellant must demonstrate that a substantial question exists as to whether the sentence imposed is inappropriate under the Sentencing Code. 42 Pa. C.S.A. § 9781(b); *Commonwealth v. Tuladziecki*, 522 A.2d 17, 20 (Pa. 1987). Appellate authority instructs that a substantial question exists “only when the appellant advances a colorable argument that the sentencing judge’s actions are either: (1) inconsistent with the specific provisions of the Sentencing Code; or (2) contrary to the fundamental norms which underlie the sentencing process.” *Commonwealth v. Brown*, 741 A.2d 726, 735 (Pa. Super. 1999).

In determining whether the trial court committed an abuse of discretion in imposing sentence, the standard of review is well settled:

Sentencing is a matter vested in the sound discretion of the sentencing judge, and a sentencing will not be disturbed on appeal absent a manifest abuse of discretion. In this context, an abuse of discretion is not shown merely by an error in judgment. Rather, the appellant must establish, by reference to the record, that the sentencing court ignored or misapplied the law, exercised its judgment for reasons of partiality, prejudice, bias, or ill will, or arrived at a manifestly unreasonable decision.

Commonwealth v. Shugars, 895 A.2d 1270, 1275 (Pa. Super. 2006) (citation omitted). As the sentence at issue is a “standard range” sentence, the sentence must be shown to be “clearly unreasonable” based on the circumstances of the case. *Commonwealth v. Coulverson*, 34 A.3d 135, 146 (Pa. Super. 2011).

Instantly, Appellant has raised a boilerplate claim of abuse of discretion alleging excessiveness. Such a claim is insufficient to support meaningful appellate review as appellate courts have concluded that bald allegations set forth in an appellant’s concise statement of matters

complained of on appeal do not present a substantial question. *Commonwealth v. Trippett*, 932 A.2d 188, 202 (Pa. Super. 2007). Appellant fails to set forth any specific provisions of the Sentencing Code or fundamental norms underlying the sentencing process which the trial court has allegedly violated in imposing sentence. Such a failure precludes a review of the merits that the sentence was excessive. *Id.* *Commonwealth v. Ladamus*, 896 A.2d 592, 596 (Pa. Super 2006).

The lack of a substantial question is confirmed by a review of the circumstances underlying Appellant's sentence. As mentioned, Appellant's minimum sentence falls at the lowest level of the applicable standard guideline range. Moreover, the three-year maximum imposed falls well below the five-year maximum sentence authorized by law. See 18 Pa. C.S.A. § 1104(1). Although the sentence was imposed consecutively to sentences received in another jurisdiction, the imposition of consecutive sentences does not normally constitute a substantial question concerning the discretionary aspects of a sentence sufficient to warrant a review on the merits. *Commonwealth v. Pass*, 914 A.2d 442, 445-47 (Pa. Super. 2006) (citation omitted).

Prior to imposing sentence, the Court indicated review and reliance on the information in the presentence investigation as well as the comments of the Commonwealth and defense counsel. Thus, prior to imposing sentence, the Court was armed with, and considered, the relevant information contained in the presentence investigation. See *Commonwealth v. Pennington*, 751 A.2d 212 (Pa. Super. 2000) (where a presentence report exists and the court states on the record that it has consulted the report, the sentencing court is presumed to be aware of all relevant information in the report).

Relevant in that report is the fact that the Appellant had previously been convicted of two sexual crimes involving minor females and that his efforts to conform his conduct to the requirements of the law over the previous decade have been unsuccessful on numerous occasions despite having spent the vast majority of that time in prison or under supervision of the Court. Indeed, despite Appellant's bald assertion of excessiveness, Appellant is fortunate that the Court displayed restraint in refraining from imposing a much more severe sentence which some might argue is justified.

For the foregoing reasons, it is respectfully requested that the judgment of sentence be affirmed.

ESTATE 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. 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

ESTATE OF FRANK E. BASEHOAR SR. a/k/a FRANK ELIAS BASEHOAR, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executor: Douglas A. Basehoar, 3473 Lyon Park Court, Woodbridge, VA 22192

Attorney: Elinor Albright Rebert, Esq., 515 Carlisle Street, Hanover, PA 17331

ESTATE OF ADELINE S. FRANTZ, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Executrix: Susan F. Clark, 240 Hyde Park Road, Landenberg, PA 19350

ESTATE OF EVELYN T. GLEESON, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Administrator C.T.A.: Thomas O. Oyler III, c/o Edward J. O'Donnell IV, Esq., 141 Broadway, Suite 310, Hanover, PA 17331

Attorney: Edward J. O'Donnell IV, Esq., 141 Broadway, Suite 310, Hanover, PA 17331

ESTATE OF JAMES R. HARNER, DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania

Administratrix: Joan M. Helm, 523 Moul Avenue, Hanover, PA 17331

Attorney: Elinor Albright Rebert, Esq., 515 Carlisle Street, Hanover, PA 17331

ESTATE OF BAYWARD I. OSBORN, DEC'D

Late of Franklin Township, Adams County, Pennsylvania

Executrix: Carol L. Noyes, 1052 Coldspring Road, Fayetteville, PA 17222

Attorney: George E. Wenger Jr., Esq., Hoskinson & Wenger, 147 East Washington Street, Chambersburg, PA 17201

ESTATE OF FRANCIS C. PERRIN, DEC'D

Late of Conewago Township, Adams County, Pennsylvania

Executrix: Julia A. Perrin, c/o Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, LLP, 40 York Street, Hanover, PA 17331

Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, LLP, 40 York Street, Hanover, PA 17331

ESTATE OF CHARLOTTE B. THOMAS, DEC'D

Late of Menallen Township, Adams County, Pennsylvania

Executrix: Barbara F. Fair, 501 Quincy Street, Collegeville, PA 19426

Attorney: John A. Wolfe, Esq., Wolfe & Rice, LLC, 47 West High Street, Gettysburg, PA 17325

SECOND PUBLICATION

ESTATE OF LOUISE T. BRADY, DEC'D

Late of the Borough of McSherrytown, Adams County, Pennsylvania

Co-Executors: David J. Brady and Lois B. Zinn, c/o Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, LLP, 40 York Street, Hanover, PA 17331

Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, LLP, 40 York Street, Hanover, PA 17331

ESTATE OF MARGARET B. BRANDT, DEC'D

Late of Franklin Township, Adams County, Pennsylvania

Executor: PNC Bank, N.A., Attn: Linda J. Lundberg, P.O. Box 308, Camp Hill, PA 17001-0308

Attorney: Sharon E. Myers, Esq., CGA Law Firm, PC, 135 North George Street, York, PA 17401

ESTATE OF DORIS W. KING a/k/a DORIS WAREHIME KING, DEC'D

Late of Germany Township, Adams County, Pennsylvania

Executrices: Kathy K. Stebbins and Debra L. Hahn, c/o Genevieve E. Barr, Esq., 141 Broadway, Suite 310, Hanover, PA 17331

Attorney: Genevieve E. Barr, Esq., 141 Broadway, Suite 310, Hanover, PA 17331

ESTATE OF ANNA V. LAW, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Executrix: Hazel M. Stonesifer, 2000 Keysville Road South, Keymar, MD 21757

Attorney: Puhl, Eastman & Thrasher, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF THEODORE LESKANICH, DEC'D

Late of Latimore Township, Adams County, Pennsylvania

Executrix: Lisa L. Ard, c/o Robert R. Church, Esq., Keefer Wood Allen & Rahal, LLP, P.O. Box 11963, Harrisburg, PA 17108-1963

Attorney: Robert R. Church, Esq., Keefer Wood Allen & Rahal, LLP, P.O. Box 11963, Harrisburg, PA 17108-1963

ESTATE OF LUTHER H. MARTIN a/k/a LUTHER HOWARD MARTIN, DEC'D

Late of Oxford Township, Adams County, Pennsylvania

Administrator: Scott Ernest Martin, 1424 Fairmount Road, Hampstead, MD 21074

Attorney: Katrina M. Luedtke, Esq., Mooney & Associates, 115 Carlisle Street, New Oxford, PA 17350

ESTATE OF CONNIE M. PEARSON a/k/a CONNIE M. HAYES, DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania

Co-Executors: John A. Durange Jr., 185 St. Johns Road West, Littlestown, PA 17340; Michelle A. Durange, 185 St. Johns Road West, Littlestown, PA 17340

Attorney: Stonesifer and Kelley, P.C., 209 Broadway, Hanover, PA 17331

ESTATE OF MAYBELLE H. RUPP, DEC'D

Late of Tyrone Township, Adams County, Pennsylvania

Co-Executors: Beverly S. Frazier, 22 Carly Drive, New Oxford, PA 17350; David R. Rupp Sr., 240 Rupp Road, Gettysburg, PA 17325

Attorney: Teeter, Teeter & Teeter, 108 West Middle Street, Gettysburg, PA 17325

THIRD PUBLICATION

ESTATE OF LAURA DONWINA AUBOL a/k/a LAURA DONWINA SUSANNE AUBOL, DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania

Administrator: Todd A. King, Esq., Campbell and White, P.C., 112 Baltimore Street, Suite 1, Gettysburg, PA 17325

Attorney: Todd A. King, Esq., Campbell and White, P.C., 112 Baltimore Street, Suite 1, Gettysburg, PA 17325

(continued on page 4)

THIRD PUBLICATION (CONTINUED)**ESTATE OF MARY E. BAKER, DEC'D**

Late of Oxford Township, Adams
County, Pennsylvania

William R. Baker, 630 Harmony Drive,
New Oxford, PA 17350

Attorney: John L. Senft, Esq., Senft
Law Firm, LLC, 105 Leader Heights
Road, York, PA 17403

**ESTATE OF HELEN L. CHRONISTER,
DEC'D**

Late of Oxford Township, Adams
County, Pennsylvania

Executrix: Patricia A. Botterbusch,
600 East Canal Road, York, PA
17404

**ESTATE OF HAROLD A. DUNKELBERGER,
DEC'D**

Late of the Borough of Gettysburg,
Adams County, Pennsylvania

Executor: Harold R. Dunkelberger, 307
Susquehanna Avenue, Selinsgrove,
PA 17870

Attorney: Robert L. McQuaide, Esq.,
Suite 204, 18 Carlisle Street,
Gettysburg, PA 17325

**ESTATE OF STEPHEN E. MURREN,
DEC'D**

Late of Berwick Township, Adams
County, Pennsylvania

Co-Executors: Robert A. Murren, 6
Hooker Drive, East Berlin, PA
17316; John M. Murren, 125 Lynx
Drive, Hanover, PA 17331; Darlene
L. Bankert, 41 Hillside Road,
Hanover, PA 17331

Attorney: Stonesifer and Kelley, P.C.,
209 Broadway, Hanover, PA 17331

**ESTATE OF ROBERT J. SHRADER,
DEC'D**

Late of Oxford Township, Adams
County, Pennsylvania

Co-Executors: Stephen J. Shrader,
328 Kohler Mill Road, New Oxford,
PA 17350; Roberta A. Poist, 334
Hanover Street, New Oxford, PA
17350

Attorney: Ronald J. Hagarman, Esq.,
110 Baltimore Street, Gettysburg,
PA 17325