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the guideline range for third-degree murder was 90 to 240 months. See (Guideline Sentence Form at 4). Our sentence was within that range, albeit at the top-end. Nor did this Court ignore the nature and circumstances of the offense, the character and background of Hernandez, or the Sentencing Guidelines. See *id.* at § 9781(d)(1)-(4).

For example, this Court addressed in detail the circumstances attending the murder. See (N.T. Sent. at 25, 26-27). And we discussed Hernandez's background and character. See *id.* at 25-26. This Court also considered the Sentencing Guidelines and balanced the potential punishment and rehabilitative goals. See *id.* 27-28. To illustrate, although we imposed a 20-to-40-year term on the murder count, we ordered concurrent sentences on the remaining counts. While the 20-year-minimum was at the top-end of the suggested range, as we explained at sentencing and as reflected above, Hernandez essentially executed an unarmed man and then continued to shoot him. Such conduct could well have supported a first-degree murder conviction with a life sentence. See *supra* note 1. The evidence presented at trial thus flatly contradicts Hernandez's assertion that he possessed neither intent nor malice. That said, we recognized and accepted the reasons for the Commonwealth's charging decision. See *id.* at 27. In any event, there was nothing mitigating about Hernandez's conduct.

For these reasons, Hernandez's judgment of sentence should be affirmed.

Commonwealth of Pennsylvania v. Erick Boone

No. 1963-CR-2024

**Criminal Action – First-degree murder, robbery, intimidation of a witness,
possession of a firearm by a prohibited person, and carrying a firearm
without a license.**

The former testimony exception in Evidentiary Rule 804(b)(1) to the rule against hearsay requires, among other things, that the party against whom the testimony is offered have had a "similar motive" in developing the testimony at the prior proceeding.

Testimony provided at grand jury proceedings differ significantly from those involving depositions or trials. And the Commonwealth did not have the same motive to develop the testimony of the co-defendant at the grand jury proceeding.

Criminal defendants possess a due process right to have clearly exculpatory evidence presented to the jury, at least when there is no strong countervailing systemic interest that justifies its exclusion.

The question of admissibility in the constitutional context is whether the statement has sufficient indicia of trustworthiness to implicate an overarching fairness principle. In other

words, where constitutional rights directly affecting the ascertainment of guilt are implicated, the hearsay rule may not be applied mechanistically to defeat the ends of justice.

Any error in precluding the admission of the co-defendant's grand jury testimony was harmless.

Amanda Batz, Esq., and Sarah Phillips, Esq., counsel for the Commonwealth

Cory A. Leshner, Esq., counsel for Defendant, Erick Boone

Tully, J., June 24, 2026

OPINION AND ORDER

Defendant, Erick Boone, and a co-defendant, Marcus Stultz, encountered an intoxicated Dewayne Brown waiting inside USA Fried Chicken in Harrisburg. There, they brutally beat and strangled Mr. Brown until he was unconscious.¹ Then they robbed him. When Brown awoke, he stumbled out of the restaurant and, unfortunately, ran into Boone again. This time Boone executed him, shooting him several times in the head and chest. A jury convicted Boone of first-degree murder, robbery, and related offenses.

Boone filed a post-sentence motion. He argues that he was denied due process when we precluded admission of the grand jury testimony of his co-defendant; the evidence was insufficient or the verdict was against the weight of the evidence; we erred in our jury instructions; and the statute prohibiting certain felons from possessing firearms is unconstitutional.

I.

Factual Background

The facts attending the robbery and murder are straight forward. Indeed, most were captured on video.

The robbery

During the late evening hours in April 2024, Mr. Brown was waiting inside USA Fried Chicken on 13th and Derry Streets in Harrisburg. See (N.T. Trial 171-73) ("N.T."). He was under the influence of a controlled substance. *Id.* at 111, 173. Another individual waiting at the restaurant, William Greene, described Mr. Brown as "drunk and defenseless."

¹ This venue has, regrettably, seen more than its fair share of violent crime. *E.g., Commonwealth v. Bailey*, No. 134 MDA 2025, 2026 Pa. Super. Unpub. LEXIS 121 (Pa. Super. 2026); *Commonwealth v. Aguayo-Quinones*, No. 858 MDA 2023, 2025 Pa. Super. Unpub. LEXIS 1240 (Pa. Super. 2025).

Id. at 173. Boone and Stultz entered USA Fried Chicken shortly after Mr. Brown. They appear to speak to each other. But then Boone punches Mr. Brown in the face and Stultz joins the assault, grabbing Mr. Brown around the neck and pulling him to the floor. Boone and Stultz proceed to viciously beat, kick, and strangle Mr. Brown until he is unconscious. *See id.* at 110, 172-74, 195. The assault included Stultz kicking Mr. Brown in the head. At one point, it looks like Mr. Brown has a seizure. *See id.* at 174. Boone and Stultz then rob Mr. Brown, rifling through his pockets, taking cash and a cellular telephone. *See id.* at 172, 174. Brown, notably, was unarmed. *Id.* at 173.

Before fleeing, Boone threatened Mr. Greene, telling him to “mind your business before I shoot you” while flashing a gun. (N.T. at 168, 174-75). Boone then announces that he is going to kill Mr. Brown. *Id.* at 177. Mr. Greene checked on Mr. Brown to make sure that he was not dead. *Id.* at 176. As Mr. Brown slowly regained consciousness, he did not know his name, where he was, or who Mr. Greene was. *Id.* at 177. Mr. Greene wanted to take Mr. Brown to a safer place, explaining that Boone and Stultz are going to “come back and kill you.” *Id.* But all Mr. Brown would say was “why, why, why.” *Id.* at 178.² Mr. Greene left to get his car. While he did so, Mr. Brown staggered out of USA Fried Chicken. *See id.* at 152. As a result, Mr. Greene briefly lost contact with him.

The murder

Video captured Mr. Brown walking north on Evergreen Street from Derry Street. (N.T. at 136, 142). At about the same time, video showed Boone, Stultz, and a third individual, Zachary Harr, walking south—toward Mr. Brown. *Id.* at 141-42. As they approached Mr. Brown, Boone, Stultz, and Harr separated, with Boone moving in a flanking motion. *Id.* at 142-43. Mr. Greene caught up with Mr. Brown near the intersection of Thompson and Evergreen Streets. *Id.* at 179-08. The area is one-half block from USA Fried Chicken. *Id.* at 91. At this point, Boone pulled out a 9mm Luger handgun, firing seven times at Mr. Brown and hitting him in the chest, head, and arm. *Id.* at 104-09; 183, 185. Mr.

² Conflicting motives for the assault, robbery, and murder were provided during the trial. Mr. Greene speculated that it was over Mr. Brown selling drugs in Boone’s area and that he wanted the money. *See* (N.T. at 189). The mother of one of Boone’s children, Ijanae James-Wynne, however, testified that Boone did not like Mr. Brown because of an argument over a dice game. *Id.* at 205. Boone, on the other hand, said that Mr. Brown had jumped him three weeks earlier. *Id.* at 436-37.

Greene described Boone as “on top of” Mr. Brown, *see id.* at 180, which was consistent with how the forensic pathologist described wounds. *Cf. id.* at 113.

The investigation

Police arrived moments after the shooting. The responding officer found Mr. Brown lying in the street, bleeding from his head, and with no pulse. (N.T. at 88). Police recovered seven cartridges from the homicide scene. They also spoke to Mr. Greene, who alerted them to the earlier robbery at USA Fried Chicken. Police then retrieved video from the restaurant and surrounding businesses and residences. From the videos, they identified Boone and Stultz. Mr. Greene confirmed the identifications of Boone and Stultz as the perpetrators. A search of Boone’s residence uncovered 9mm ammunition like that used in the homicide. *See id.* at 268. His fingerprint was on the box containing the ammunition. *See id.* at 257. And through Boone’s former girlfriend, Ijanae James-Wynne, police learned that Boone directed her to retrieve the murder weapon and dispose of it. *See id.* at 211, 357. She ultimately sold Boone’s firearm, which was later recovered in a separate criminal investigation.

The autopsy disclosed that Mr. Brown had been shot three times in his head, three times in his chest, and once in his left arm. *See* (N.T. at 104-09). The head and chest wounds were each fatal. *See id.* at 109. Mr. Brown also had neck injuries consistent with strangulation. *See id.* at 110. And he had hydroxy delta-9 THC in his system. *See id.* at 111.

From Boone’s cellular telephone, police retrieved a photograph of him at Ms. James-Wynne’s residence within one-half hour of the murder, near the murder scene, and with a firearm in his pants. (N.T. at 342). In text messages, Boone told Trey Williams, an individual who was with Mr. Greene at USA Fried Chicken, “keep your f**king mouth closed.” *Id.* at 348. Ms. James-Wynne and Boone discussed leaving the state or going to Puerto Rico. *See id.* at 351-52.

Finally, police retrieved shell casings from the murder scene, and the pathologist recovered bullets from Mr. Brown’s body. A ballistics examiner concluded that the shell casings and bullets had been discharged from Boone’s firearm. (N.T. at 317-18, 357).

The charges and the trial

The Commonwealth charged Boone with murder, robbery-inflicting serious bodily injury, intimidation of a witness (Mr. Greene), possession of a firearm by a prohibited person, and carrying a firearm without a license. At trial, the Commonwealth relied on the videos of the robbery and shooting, as well as testimony from the eyewitness, Mr. Green. The forensic pathologist explained the manner and cause of Mr. Brown's death and various law enforcement officials addressed the forensic evidence tying Boone to the murder weapon.

Boone conceded that he had assaulted Mr. Brown and robbed him but asserted that the shooting was justified as self-defense or, at worst, imperfect self-defense—voluntary manslaughter. In support, Boone offered testimony from his friend, Harr, who said that Mr. Brown came out of an alleyway, appeared aggressive, had his hands in the pockets of his hoodie,³ and was asking “why y’all do that.” (N.T. at 417). Boone also intended to present testimony from his co-defendant, Stultz. But after agreeing to testify, Stultz changed his mind, asserting his Fifth Amendment privilege. *See id.* at 390-94. As a result, Boone sought to introduce Stultz's grand jury testimony. *See id.* at 394-95. Boone argued that such testimony was part of his defense and admissible under the hearsay exception contained in Evidentiary Rule 804(b)(1) (former testimony). The Commonwealth objected, asserting that their motivation at the grand jury proceeding was different and thus the examination of Stultz fell outside Rule 804(b)(1)'s purview. We agreed with the Commonwealth and excluded the evidence.

Boone then testified. He said that Mr. Brown was angry and aggressive. (N.T. at 442). Boone also said that he asked Mr. Brown to remove his hands from his pocket's multiple times. *See id.* at 443. And Boone maintained that he was scared and acted in self-defense. *See id.*

The jury found Boone guilty on all counts. Boone filed a post-sentence motion, arguing that this Court denied him due process by excluding favorable defense evidence—the grand jury testimony of Stultz; there was insufficient evidence of intent for first degree murder; the verdict for first-degree murder was against the weight of the evidence; there

³ Mr. Brown was not wearing a hoodie; rather, he had on a black shiny puffer jacket.

was insufficient proof for intimidation of a witness; the firearm's statute is unconstitutional; and this Court's third-degree murder instruction was improper.

II.

Discussion

The exclusion of Marcus Stultz's grand jury testimony

Boone maintains this Court erred in excluding Stultz's grand jury testimony. Boone points to Stultz's testimony that Mr. Brown made a gesture toward his pocket and Boone said "don't—don't—don't do that," which he argues corroborated his self-defense claim. There are both evidentiary and constitutional components to this argument.

The evidentiary considerations.

Pennsylvania Evidentiary Rule 804(b)(1) provides:

(b) The exceptions. The following are not excluded by the rule against hearsay if the declarant is unavailable as a witness:

(1) Former Testimony. Testimony that:

(A) was given as a witness at a trial, hearing, or lawful deposition, whether given during the current proceeding or a different one; and

(B) is now offered against a party who had--or, in a civil case, whose predecessor in interest had--an opportunity and *similar motive* to develop it by direct, cross-, or redirect examination.

Pa.R.E. 804(b)(1) (emphasis added). This rule is identical to its federal counterpart. See Pa.R.E. 804(b)(1) cmt. There is no issue that Stultz was "unavailable" after asserting his Fifth Amendment privilege. Nor is there any question that Stultz's grand jury testimony occurred at a "hearing." And, from this Court's perspective, there is no question that the Commonwealth had "an opportunity" to develop Stultz's testimony during the grand jury proceedings. But whether the Commonwealth had a "similar motive to develop" Stultz's testimony is a more difficult question.

This requirement is "aimed at assuring that the jury is not exposed to an insufficiently tested declaration of an unavailable adverse witness; such constraints do not amount to mere abstract conceptions designed to exclude prior testimony based on factors that could not have affected the adversarial testing process." *Commonwealth v. Laird*, 988

A.2d 618, 632 (Pa. 2010). The motive need not be identical, only similar. *See United State v. Salerno*, 505 U.S. 317, 326 (1992) (Blackmun, J. concurring). *Salerno*, notably, addressed a circumstance like that presented here, *e.g.*, defendants seeking to introduce grand jury testimony of witnesses. The Supreme Court remanded the case for consideration of whether the prosecution's motives were similar. *See id.* at 325.⁴ This issue is centrally a factual one based on the interests and objectives of the party at the first proceeding. *See United States v. DiNapoli*, 8 F.3d 909, 914 (2d Cir. 1993) (en banc); *Commonwealth v. Colon*, 846 A.2d 747, 756 (Pa. Super. 2004).

Several circumstances inform our decision. To begin, as many courts have recognized, grand jury proceedings are substantially different than a trial. As the First Circuit explained:

In an ordinary trial, the positions of the parties *vis-a-vis* a witness are likely to be clear-cut: the witness is normally presented by one side to advance its case and cross-examined by the other to discredit the testimony. Each side usually has reason to treat the trial as a last chance with the witness. If a new trial later becomes necessary and the witness proves unavailable, it may be a fair guess that each side has already done at the original trial all that the party would do if the declarant were now present for a new trial.

Grand juries present a different face. Often, the government neither aims to discredit the witness nor to vouch for him. The prosecutor may want to secure a small piece of evidence as part of an ongoing investigation or to compel an answer by an unwilling witness or to "freeze" the position of an adverse witness. In particular, discrediting a grand jury witness is rarely essential, because the government has a modest burden of proof, selects its own witnesses, and can usually call more of them at its leisure.

United States v. Omar, 104 F.3d 519, 523 (1st Cir. 1997). Likewise, because of the lower standard of proof at grand jury proceedings, a prosecutor does not necessarily have "a motive to challenge exculpatory . . . testimony that is similar to the motive at trial." *United States v. Huskey*, 90 F.4th 651, 669 (4th Cir. 2024).

⁴ On remand, the Second Circuit held that the prosecution's motives were similar and that the defendants should have been permitted to introduce the grand jury testimony. *See United States v. Salerno*, 974 F.2d 231, 241 (2d Cir. 1992).

This was true here.⁵ The grand jury testimony of Stultz reflects that the Commonwealth treated him as a cooperating witness. Indeed, part of the grand jury questioning addressed Boone's threats toward Stultz and his family. Moreover, the grand jury proceeding appears to have preceded certain of the Commonwealth's other proof, such as video footage of the events attending the murder. In our view, the motive of the Commonwealth at the grand jury proceeding was not sufficiently similar to their motive at trial. *See generally Commonwealth v. Davis*, No. 2980-CR-2016, 2017 Pa. Dist. & Cnty. Dec. LEXIS 3231, *24-28 (Lehigh Co. 2017) (observing that, "by its very nature, the testimony provided to a grand jury is limited, and no attempt is made to corroborate or discredit the witness providing the testimony. Ordinarily, this testimony is inadequate to provide a jury with reliable ground upon which to base their deliberations, and thus cannot fulfil the requirements of the prior recorded testimony exception to the hearsay rule").

The constitutional component.

The Fifth and Fourteenth Amendments to the United States Constitution protect individuals from the deprivation of liberty without the due process of law. *See* U.S. CONST. amend. V, XIV, § 1. The Sixth Amendment affords a defendant the right to offer the testimony of witnesses, and to compel their attendance, which "is in plain terms the right to present a defense." *Washington v. Texas*, 388 U.S. 14, 19 (1967). Due process encompasses "the right to a fair opportunity to defend against the State's accusations." *Chambers v. Mississippi*, 410 U.S. 284, 294 (1973); *accord Holmes v. South Carolina*, 547 U.S. 319, 324 (2006) (observing that, "the Constitution guarantees criminal defendants a meaningful opportunity to present a complete defense"). The *Chambers* Court thus recognized that criminal defendants possess a "due process right to have clearly exculpatory evidence presented to the jury, at least when there is no strong countervailing systemic

⁵ This Court follows the approach used by the Second Circuit, applying the "similar motive" test to the specific portion of the grand jury testimony at issue, as there might be a different motive depending on the witness. *See DiNapoli*, 8 F.3d at 523 (citing *Williamson v. United States*, 512 U.S. 594 (1994)).

interest that justifies its exclusion.” *United States v. Mike*, 655 F.3d 167, 171 (3d Cir. 2011) (quoting *United States v. Herman*, 589 F.2d 1191, 1204 (3d Cir. 1978)).

Pennsylvania has similarly recognized that, as a matter of due process, a defendant has a constitutional right to present a defense. See *Commonwealth v. Yale*, 249 A.3d 1001, 1012-14 (Pa. 2021) (collecting cases). The question of admissibility in the constitutional context is whether the statement has sufficient indicia of trustworthiness to implicate an overarching fairness principle. See *Chambers*, 410 U.S. at 302. In other words, “where constitutional rights directly affecting the ascertainment of guilt are implicated, the hearsay rule may not be applied mechanistically to defeat the ends of justice.” *Id.* at 303.

So Rule 804(b)(1)’s requirements for the admission of former testimony cannot be rigidly applied to preclude the introduction of otherwise reliable evidence. On this score, Stultz’s statements were given under oath, recorded, and subject to some questioning by the Commonwealth. Under the constitutional framework, Boone’s argument thus finds better accommodation. But that’s not the end of our inquiry.

Harmless error analysis

Assuming Boone’s due process right to present a defense warranted admission of Stultz’s grand jury testimony—was the exclusion harmless error? In this circumstance, harmless error exists only if a reviewing court is convinced beyond a reasonable doubt that: 1) the error was not prejudicial, or any prejudice was *de minimis* or 2) the prejudicial effect of the error was so insignificant in comparison to the other trial evidence that it was clear beyond a reasonable doubt that the error could not have contributed to the fact-finder’s decision. See *Commonwealth v. Brown*, 52 A.3d 1139, 1183 (Pa. 2012) (citation omitted). For many reasons, we view the exclusion of Stultz’s testimony as harmless.

First, if Boone had introduced parts of Stultz’s grand jury testimony, then the remainder of the testimony would have been admissible. See Pa.R.E. 106. Second, there’s the context of Stultz’s allegedly favorable remarks. For example, although Stultz said that he heard Boone say “Don’t – don’t – don’t do that,” . . . “at the same time [those words came out] he started shooting.” (N.T. Grand Jury 5/9/2024 at 21, 22) (filed under seal) (“N.T. G.J.”). In response to the prosecutor’s question: “so he hadn’t even gotten the words out, and he [Boone] started shooting, Stultz replied “yeah.” *Id.* at 22. And although Stultz said that Mr. Brown made a “gesture towards his pocket,” he also testified repeatedly that

his eyesight was “very bad.” *Id.* at 19, 21, 27, 29).⁶ Indeed, he told the prosecutor that he could not see anyone’s face from the witness stand. *See id.* at 19. More important, Stultz said Mr. Brown was not aggressive at all and did not appear to be carrying a firearm. *See id.* at 20, 21-22. Stultz also viewed Mr. Brown’s intentions as trying to reach a “verbal resolution” with Boone. *Id.* at 24. Stultz’s testimony directly conflicted with that of Harr and Boone. When asked how many shots Boone fired, Stultz said – “a lot.” *Id.* at 25. And Stultz repeatedly referred to the shooting as a “murder.” *Id.* at 29, 31.⁷

Third, after the murder, Stultz testified that he confronted Boone, asking rhetorically: “Are you drunk? Are you high? Like, you think this is a video game. You think this is a movie or something.” (N.T. G.J. at 27). In other words, Stultz did not view Boone’s actions as even remotely justifiable. Fourth, Stultz testified that Boone threatened him and his family. *See id.* at 30, 33-34. Finally, and more troubling, Stultz testified that Boone’s animus toward Mr. Brown was because he was an informant or “Federale.” *Id.* at 7-8. If that were true, Boone’s prosecution could have been for capital murder. *See* 42 Pa.C.S. § 9711(d)(5) & (11).⁸

In sum, to the extent that the ruling on the admissibility of Stultz’s grand jury testimony constituted error, in this Court’s opinion, it was harmless.

Sufficiency of the evidence—first-degree murder

Boone argues that there was insufficient evidence that he acted with premeditation or malice aforethought. The central inquiry on reviewing a sufficiency claim is not whether this Court believes that the evidence at trial established guilt beyond a reasonable doubt. *See Commonwealth v. Ratsamy*, 934 A.2d 1233, 1235 (Pa. 2007) (citing *Jackson v. Virginia*, 443 U.S. 307, 318-19 (1979)). Rather, this Court determines “whether the evidence believed by the fact-finder was sufficient to support the verdict.” *Id.* at 1236. This undertaking requires that a court “view the evidence in the light most favorable to the verdict winner

⁶ Stultz’s characterization of Mr. Brown’s hands as outside his pockets is at odds with both Boone and Harr’s testimony. *Compare* (N.T. G.J. at 21) *with* (N.T. at 417, 443).

⁷ We recognize, of course, that such characterization is a legal conclusion and thus would have been objectionable at trial. Still, Stultz’s perspective of the shooting bears on harmlessness.

⁸ Mr. Green’s testimony over rival drug dealing would also have provided a basis for a capital prosecution. *See* 42 Pa.C.S. § 9711(d)(14).

giving the prosecution the benefit of all reasonable inferences to be drawn from the evidence.” *Commonwealth v. Widmer*, 744 A.2d 745, 751 (Pa. 2000) (citing *Commonwealth v. Chambers*, 599 A.2d 630 (Pa. 1991)).

For first-degree murder, “the jury must find that (1) a human being was unlawfully killed; (2) the defendant is responsible for the killing; and (3) the defendant acted with a specific intent to kill.” *Commonwealth v. Montalvo*, 956 A.2d 926, 932 (Pa. 2008) (citing *See* 18 Pa.C.S. § 2502(a)). Specific intent to kill can be established through circumstantial evidence. *See id.* (citation omitted). For instance, Boone’s use of a deadly weapon—a 9mm Lugar—upon a vital part of Mr. Brown’s body, *i.e.*, his head and chest, constitutes circumstantial proof of his specific intent to kill. *See Commonwealth v. Blakeney*, 946 A.2d 645, 651-52 (Pa. 2008) (citing *Commonwealth v. Rivera*, 773 A.2d 131, 135 (Pa. 2001)). Moreover, specific intent to kill can be formed in a “fraction of a second.” *Commonwealth v. Jordan*, 65 A.3d 318, 323 (Pa. 2013) (citations omitted).

The evidence here was thus more than sufficient.

Weight of the evidence

A motion for a new trial based on grounds that the jury’s “verdict is contrary to the weight of the evidence, concedes that there is sufficient evidence to sustain the verdict.” *Widmer*, 744 A.2d 745, 751 (Pa. 2000) (citation omitted) (emphasis added). The challenge is thus addressed to the discretion of the trial court. *See Commonwealth v. Brown*, 648 A.2d 1177, 1189 (Pa. 1994). In exercising this discretion, a judge should not grant a new trial merely because the testimony conflicted, or because the judge on the same facts would have arrived at a different conclusion. *See Thompson v. City of Philadelphia*, 493 A.2d 669, 672 (Pa. 1985). “[A] new trial should be awarded when the jury’s verdict is so contrary to the evidence as to shock one’s sense of justice[, making] . . . the award of a new trial imperative so that right may be given another opportunity to prevail.” *Id.* (citation omitted).

Here, there’s nothing about Boone’s conduct in shooting Mr. Brown seven times, with multiple shots to his head and chest, that suggests that the jury’s judgment was against the weight of the evidence. Rather, Boone’s argument is that the jury should have believed the defense evidence. But “the jury is the ultimate fact-finder and the sole arbiter of the credibility of each of the witnesses.” *Commonwealth v. Clemons*, 200 A.3d 441, 464 (Pa. 2019). “Issues of witness credibility include questions of inconsistent testimony and

improper motive.” *Id.* A jury is entitled to resolve any evidentiary inconsistencies in the manner that it sees fit. *Id.*; accord *Commonwealth v. Rivera*, 983 A.2d 1211, 1220 (Pa. 2009) (citation omitted) (stating that “the trier of fact, in passing upon the credibility of witnesses, is free to believe all, part, or none of the evidence”).

Sufficiency of the evidence for intimidation of a witness

Boone asserts that he cannot be convicted of intimidating a witness, Mr. Greene, because he was not actually intimidated. This argument requires little analysis. There is no requirement in the statute that the victim of the threat be truly intimidated. See 18 Pa.C.S. § 4952. Indeed, the statute proscribes attempts to intimidate. See *Commonwealth v. Baker*, 313 A.3d 1112, 1117 (Pa. Super. 2024) (explaining that “*actual intimidation is not required*; the Commonwealth may prove an attempt to intimidate”) (citation omitted) (emphasis added).

Error in the jury instructions

Boone claims that this Court erred in its instructions on third-degree murder and justification. But following counsel’s objections, and out of an abundance of caution, we issued curative instructions. See (N.T. at 554-55). We then inquired of counsel whether he was satisfied and he said: “yes.” *Id.* at 555. So Boone forfeited any issue on this point. See *Commonwealth v. Knight*, 611 A.2d 1199, 1202 (Pa. Super. 1992).

Constitutionality of the firearms statute, 18 Pa.C.S. § 6105

In the bifurcated portion of the trial, the jury found Boone guilty of possessing a firearm in connection with the murder and related offenses after having been convicted of robbery and aggravated assault. See *Commonwealth v. Boone*, No. 1963-CR-2024, Criminal Information (Dauphin Co.).

We recognize that the constitutionality of 18 Pa.C.S. § 6105 is currently before our Supreme Court in *Commonwealth v. Farmer*, 329 A.3d 449 (Pa. Super. 2023), *appeal granted*, 343 A.3d 180, 181 (Pa. 2025). The Superior Court has, however, upheld Section 6105 against an “as applied” constitutional challenge when, as here, the defendant was disqualified from owning or possessing a firearm based on a robbery. See *id.* at 458.

Further, as the Third Circuit Court of Appeals explained:

[W]hile [*United States v.*] *Rahimi*[602 U.S. 680 (2024) and *Range II* [*v. Atty. Gen.*, 124 F.4th 218 (3d Cir. 2024) (en banc)] did not purport to

comprehensively define the metes and bounds of justifiable burdens on the Second Amendment right, they do, at a minimum, show that disarmament is justified as long as a felon continues to “present a special danger of misus[ing firearms],” *Rahimi*, 602 U.S. at 698, 144 S. Ct. 1889, in other words, when he would likely “pose[] a physical danger to others” if armed, *Range II*, 124 F.4th at 232.

Pitsilides v. Barr, 128 F.4th 203, 210 (3d Cir. 2025). In *Pitsilides*, the Court of Appeals observed that “some offenses may offer conclusive evidence that someone poses such a danger.” *Id.* at 211; *see also United States v. Williams*, 113 F.4th 637, 663 (6th Cir. 2024) (holding that a person convicted of a crime is “dangerous,” and thus can be disarmed, if he has committed “a crime that inherently poses a significant threat of danger”).

In Boone’s case, his prior felony convictions included aggravated assault and robbery. And the possession of the firearm at issue occurred in connection with a murder. Boone therefore presented a special danger of misusing firearms when he possessed the firearm during the offenses of conviction. Boone’s constitutional challenge to the firearms statute thus fails.

III.

Conclusion

For these reasons, this 24 of June 2026, we enter the following:
Boone’s post-sentence motion is **DENIED**.

ESTATE & TRUST NOTICES

FIRST PUBLICATION

ESTATE OF PERCY MILLER a/k/a PERCY P. MILLER, late of Lower Paxton Township, Dauphin County, PA (died: May 14, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Mirandy Miller, a/k/a Heather Miller, 172 Deann Lane, Grantville, PA 17028

Attorney: Diane S. Baker, Esquire, P.O. Box 6443, Harrisburg, PA 17112-0443
jy10-24

ESTATE OF DOROTHY KRNJAICH, late of Steelton Borough, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrices or attorney, and all persons indebted to the decedent to make payment to the Executrices without delay.

Executrices: Paula Werner and Nikki Lewis

Attorney: Melanie Walz Scaringi, Esquire, Scaringi Law, 2000 Linglestown Rd., Suite 106, Harrisburg, PA 17110

jy10-24

ESTATE OF JEAN L. JANSSEN, late of Derry Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Executrices or attorney, and all persons indebted to the decedent to make payment to the Co-Executrices without delay.

Co-Executrices: Carol J. Espenshade, 402 Pleasantview Dr., Hummelstown, PA 17036; Nancy J. McCorkel, 2091 Church Rd., Hummelstown, PA 17036

Attorney: Adam R. Deluca, Esquire, Stone Shekletski & Deluca, 414 Bridge Street, New Cumberland, PA 17070

jy10-24

ESTATE OF STEVEN ANDRE TURNER II a/k/a STEVEN A. TURNER II, late of Susquehanna Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Marleigh E. Turner

Attorney: Maria K. Mabry, Esquire, Dethlefs-Pykosh Law Group, LLC, 2132 Market Street, Camp Hill, PA 17011; 717-975-9446

jy10-24

ESTATE OF BRENDA J. GOOD a/k/a BRENDA JoANN GOOD, BRENDA GOOD, late of East Hanover Township, Dauphin County, PA (died: October 17, 2025)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executrix: Jennifer Good, 983 Manada Gap Road, Grantville, PA 17028

jy10-24

ESTATE OF HARRY R. WILLIAMS, late Harrisburg City, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administratrix or attorney, and all persons indebted to the decedent to make payment to the Administratrix without delay.

Administratrix: Mildred D. Williams

Attorney: Heather D. Royer, Esquire, JOHNSON DUFFIE, 301 Market Street, Lemoyne, PA 17043

jy10-24

ESTATE OF MYRTLE D. KENNEDY, late of Hummelstown, Dauphin County, PA (died: November 25, 2025)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Melvin W. Kennedy, 201 E High St., Hummelstown, PA 17036

Attorney: Dale A. Achenbach, Esquire, 1044 E Main St., Palmyra, PA 17078

jy10-24

ESTATE OF LINDA G. CONWAY, late of Lower Swatara Township, Dauphin County, PA (died: June 16, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Lindsey M. Conway, 51 Bullrush Landing, Elizabethtown, PA 17022

Attorney: George W. Porter, Esquire, 909 East Chocolate Avenue, Hershey, PA 17033

jy10-24

ESTATE OF ELSIE E. STYNCHULA, late of Harrisburg, Dauphin County, PA (died: May 25, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Jeffrey J. Stynchula Mace, 2833 Oakwood Drive, Harrisburg, PA 17110

jy10-24

ESTATE OF CHRISTINA P. ANDROSKI, late of Derry Township, Dauphin County, PA (died: April 18, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons

indebted to the decedent to make payment to the Executrix without delay.

Executrix: Brenda S. Pritchard, 526 Hillcrest Road, Hershey, PA 17033

Attorney: Neil W. Yahn, Esquire, JSDC Law Offices, 11 East Chocolate Avenue, Suite 300, Hershey, PA 17033; 717-533-3280

jy10-24

ESTATE OF JANET C. KEMBLE, late of Londonderry Township, Dauphin County, PA (died: January 10, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Kim F. Spangler, 1040 Brookwood Drive, Mechanicsburg, PA 17055

Attorney: Neil W. Yahn, Esquire, JSDC Law Offices, 11 East Chocolate Avenue, Suite 300, Hershey, PA 17033; 717-533-3280

jy10-24

ESTATE OF JOYCE E. TILLEY, late of Susquehanna Township, Harrisburg, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Ronald B. Tilley II

Attorney: Heather D. Royer, Esquire, JOHNSON DUFFIE, 301 Market Street, Lemoyne, PA 17043

jy10-24

ESTATE OF MILTON EDWARD MORITZ, a/k/a MICK EDWARD MORITZ, MICKEY EDWARD MORITZ, late of West Hanover Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executors or Administrators or attorney, and all persons indebted to the decedent to make payment to the Executors or Administrators without delay.

Attorney: Kathleen Misturak-Gingrich, Esquire, Law Offices of Peter J. Russo,

P.C., 245 Grandview Ave., Suite 102,
Camp Hill, PA 17011 jy10-24

ESTATE OF RONALD J. GOLES, late of Middletown Borough, Dauphin County, PA
The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Personal Representative or attorney, and all persons indebted to the decedent to make payment to the Personal Representative without delay.

Personal Representative: Linda Goles-Long, c/o Megan C. Huff, Esquire, Nestico Druby, P.C., 1135 East Chocolate Avenue, Suite 300, Hershey, PA 17033
jy10-24

ESTATE OF THERESA A. GOLES a/k/a THERESA ANN GOLES, late of Middletown Borough, Dauphin County, PA
The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Personal Representative or attorney, and all persons indebted to the decedent to make payment to the Personal Representative without delay.

Personal Representative: Linda Goles-Long, c/o Megan C. Huff, Esquire, Nestico Druby, P.C., 1135 East Chocolate Avenue, Suite 300, Hershey, PA 17033
jy10-24

SECOND PUBLICATION

ESTATE OF JUDY ELAINE RICHMOND a/k/a JUDY E. RICHMOND, JUDY RICHMOND, late of Susquehanna Township, Dauphin County, PA (died: December 31, 2025)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administratrix or attorney, and all persons indebted to the decedent to make payment to the Administratrix without delay.

Administratrix: Pearl Ann Henry, c/o Bruce J. Warshawsky, Esquire, Cunningham, Chernicoff & Warshawsky, P.C., P.O. Box 60457, Harrisburg, PA 17106-0457
jy3-17

ESTATE OF DANIEL R. GROSS, late of Harrisburg, Dauphin County, PA (died: December 13, 2025)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: William K. Gross, 6222 Blue Bird Avenue, Harrisburg, PA 17112

jy3-17

ESTATE OF BETTY J. BOWMAN, late of Halifax Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Robert O. Bowman, 220 N. 4th Street, Halifax, PA 17032

Attorney: Andrew S. Withers, Esquire, Etzweiler and Withers, LLC, 105 N. Front Street, Harrisburg, PA 17101; 717-234-5600
jy3-17

ESTATE OF SANDRA L. BROWN, late of Dauphin Borough, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Executors or attorney, and all persons indebted to the decedent to make payment to the Co-Executors without delay.

Co-Executors: Robert Kevin Brown, 600 Nye's Lane, Dauphin, PA 17018; Kraig Eric Brown, 7 W. Mulberry Hill Road, Carlisle, PA 17013

Attorney: Andrew S. Withers, Esquire, Etzweiler and Withers, LLC, 105 N. Front Street, Harrisburg, PA 17101; 717-234-5600
jy3-17

ESTATE OF GEORGIANN W. NISSLEY, late of Middletown Borough, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the

decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Brandi-Jo Olivia Nissley

Attorney: Jaron P. Castranio, Esquire, Johnson Duffie, 301 Market Street, Lemoyne, PA 17043 jy3-17

ESTATE OF EDWARD H. STODDART a/k/a EDWARD HENRY STODDART, late of Susquehanna, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Lynn Foster a/k/a Beatrice Lynn Foster, 34 Lakeview Dr., Elizabethtown, PA 17022

Attorney: David H. Stone, Esquire, Stone Shekletski & Deluca, 414 Bridge Street, New Cumberland, PA 17070

jy3-17

ESTATE OF LOIS S. CONNAHAN, late of Hummelstown Borough, Dauphin County, PA (died: April 29, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Holly C. Martz, c/o Edward P. Seeber, Esquire, JSDC Law Offices, Suite C-400, 555 Gettysburg Pike, Mechanicsburg, PA 17055; 717-533-3280 jy3-17

ESTATE OF VIVIAN LOU BRASHEARS, late of Middletown Borough, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Deborah L. Haas, 6208 Elaine Avenue, Harrisburg, PA 17112

Attorney: Butler Law Firm, 1017 Mumma Road, Suite 204, Lemoyne, PA 17043 jy3-17

ESTATE OF DONITA L. DIEKMANN a/k/a DONITA LOUELLEN L. DIEKMANN, late of Middletown, Dauphin County, PA (died: May 23, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: William David Rowe, c/o G. Katshir 900 Market St., Lemoyne PA 17043

Attorney: Gregory J Katshir, Esquire, 900 Market Street, Lemoyne PA 17043 jy3-17

ESTATE OF DARREL L. WAGNER, late of South Hanover Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Exec Co-Executors or attorney, and all persons indebted to the decedent to make payment to the Co-Executors without delay.

Co-Executors: Brandi L. Fasnacht, Brooke E. Ludwig, Darrel L. Wagner II, and Brianna R. Chronister, c/o Keith D. Wagner, Esquire, P.O. Box 323, Palmyra, PA 17078

Attorney: Keith D. Wagner, Esquire, P.O. Box 323, Palmyra, PA 17078 jy3-17

ESTATE OF RUTH E. HEATH a/k/a RUTH ELIZABETH HEATH, late of Steelton Borough, Dauphin County, PA (died: May 16, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Scott T. Bowman, 377 S. Second St., Steelton, PA 17113

Attorney: Elizabeth B. Place, Esquire, Mette, 3401 N. Front St., P.O. Box 5950, Harrisburg, PA 17110-0950 jy3-17

ESTATE OF MARLENE E. HOOVER a/k/a MARLENE H. HOOVER a/k/a MARLENE HOOVER, late of Middle Paxton Township, Dauphin County, PA (died: May 1, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Jill L. Heintzelman, 373 Sarhelm Road, Harrisburg, PA 17112

Attorney: Robin Holman Loy, Esquire, P.O. Box 97, New Bloomfield, PA 17068
jy3-17

THIRD PUBLICATION

ESTATE OF MARTHA FAYE NEELY, late of Lower Paxton Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Bruce Neely, 188 Meadowview Road, Harrisburg, PA 17111

Attorney: Susan H. Confair, Esquire, SMIGEL, ANDERSON & SACKS, LLP, 4431 North Front Street, Fl. 3, Harrisburg, PA 17110-1778
jn26-jy10

ESTATE OF MARK A. O'BOYLE, a/k/a MARK ANDREW O'BOYLE, late of Dauphin County, PA (died: May 14, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Sandy F. Deimler, 5219 N. Front Street, Apt. 2, Harrisburg, PA 17110

Attorney: Ronald L. Finck, Esquire, METTE, EVANS & WOODSIDE, 3401 North Front Street, P.O. Box 5950, Harrisburg, PA 17110-0950
jn26-jy10

ESTATE OF DONALD LEONARD SUDEN, late of Susquehanna Township, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administratrix or attorney, and all persons indebted to the decedent to make payment to the Administratrix without delay.

Administratrix: Jill D. Kyle, 410 Gilson Loop, The Villages, FL 32163

Attorney: Butler Law Firm, 1017 Mumma Road, Suite 204, Lemoyne, PA 17043
jn26-jy10

ESTATE OF DENNIS J. MORGAN a/k/a DENNIS J. MORGAN, JR., late of Jefferson Township, Dauphin County, PA (died: May 25, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Bradley Fessler, 9 Gilbert Drive, Pine Grove, PA 17963

Attorney: Terrence J. Kerwin, Esquire, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethtown, PA 17023
jn26-jy10

ESTATE OF TARYN D. MORGAN a/k/a TARYN DAHNE MORGAN, late of Jefferson Township, Dauphin County, PA (died: May 21, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Bradley Fessler, 9 Gilbert Drive, Pine Grove, PA 17963

Attorney: Terrence J. Kerwin, Esquire, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethtown, PA 17023
jn26-jy10

ESTATE OF DAVID E. HOPPLE a/k/a DAVID ERNEST HOPPLE, late of West Hanover Township, Dauphin County, PA (died: March 5, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent.

Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Steven C. Hopple, c/o Morgan Cassel, Esquire, 624 N. Front St., Wormleysburg, PA 17043

Attorney: Morgan Cassel, Esquire, Cherewka Law P.C., 624 N. Front St., Wormleysburg, PA 17043 jn26-jy10

ESTATE OF IRENE B. SMITH, late of Harrisburg City, Dauphin County, PA (died: April 16, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Harry T. Smith, 5756 Hidden Lake Dr., Harrisburg, PA 17111

Attorney: Elizabeth B. Place, Esquire, Mette, 3401 N. Front St., P.O. Box 5950, Harrisburg, PA 17110-0950 jn26-jy10

ESTATE OF CHARLENE K. BUCK, late of Lower Paxton Township, Dauphin County, PA (died: April 3, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Ryan G. Buck, 225 N. Clover Lane, Harrisburg, PA 17112

Attorney: Paul W. Kilgore, Esquire, Spitler, Kilgore & Enck, PC, 522 South Eighth Street, Lebanon, PA 17042

jn26-jy10

ESTATE OF RAYMOND F. CORCORAN a/k/a RAYMOND FRANCIS CORCORAN, RAYMOND CORCORAN, late of Harrisburg, Dauphin County, PA (died: November 2, 2025)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons

indebted to the decedent to make payment to the Executor without delay.

Executor: Jeffrey Corcoran, 141 Hummel Avenue, Lemoyne, PA 17043

Attorney: E. Ralph Godfrey, Esquire, 1250 North Mountain Road, Suite 9, Harrisburg, PA 17112 jn26-jy10

ESTATE OF KEITH M. CONVERY, late of Hummelstown Borough, Dauphin County, PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Maureen Robertson, c/o Mark E. Halbruner, Esquire, Halbruner, Hatch & Guise, LLP, 3435 Market Street, Camp Hill PA 17011

jn26-jy10

ESTATE OF NANCY C. KREVSKY, a/k/a NANCY CONWAY KREVSKY, late of Susquehanna Township, Dauphin County, PA (died: April 29, 2026)

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Solomon Z. Krevsky, c/o Bruce J. Warshawsky, Esquire, Cunningham, Chernicoff & Warshawsky, P.C., P.O. Box 60457, Harrisburg, PA 17106-0457. jn26-jy10

NOTICE OF TRUST ADMINISTRATION OF THE FIRST AMENDMENT AND RESTATEMENT OF THE JAY KREVSKY LIVING TRUST dated July 28, 1998 (the "Trust"), following the death of Jay Krevsky, late of Susquehanna Township, Dauphin County, PA on August 27, 2025 (the "Decedent"), is hereby given.

All persons having claims against the Decedent or the Trust are requested to present them for settlement and all persons indebted to the Decedent or Trust are requested to make immediate payment to:

Successor Death Trustee: Solomon Zal Krevsky, c/o Bruce J. Warshawsky,

Esquire, Cunningham, Chernicoff &
Warshawsky, P.C. 2320 N. 2nd St.,
Harrisburg, PA 17110 jn26-jy10

FIRST PUBLICATION

CORPORATE NOTICES

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about June 29, 2026, for a foreign professional association with a registered address in the State of Pennsylvania as follows: **LFG Medical of NJ, P.C.** c/o United Corporate Services, Inc.

This corporation is incorporated under the laws of Delaware.

The address of its principal office is 101 Emmet Avenue, East Rockaway, NY 11518. The corporation has been qualified in Pennsylvania under the provisions of the Business Corporation Law of 1988 as amended. jy10

NOTICE IS HEREBY GIVEN **Chartbeat, Inc.**, a foreign business corporation incorporated under the laws of Delaware, with its princ. office located at 701 Tillery St., Unit 12-1019, Austin, TX 78702-3738, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The commercial registered office provider in PA is Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. jy10

NOTICE IS HEREBY GIVEN **Remerge Inc.**, a foreign business corporation incorporated under the laws of Delaware, with its princ. office located at 1 Boston Pl., Ste. 2600, Boston, MA 02108-4420, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The commercial registered office provider in PA is Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. jy10

NOTICE IS HEREBY GIVEN **Cyted Health, Inc.**, a foreign business corporation incorporated under the laws of Delaware, with its princ. office located at 11660 Alpharetta Hwy., Ste. 700 OFC 790, Roswell, GA 30076-4956, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The commercial registered office provider in PA is Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. jy10

NOTICE IS HEREBY GIVEN in compliance with the requirements of the applicable provisions of 15 PA. C.S/415 or /417, the undersigned registered foreign association hereby states that **Linksys USA, Inc.** is not doing business in the Commonwealth and withdraws its registration to do business in this Commonwealth. The jurisdiction of formation is Delaware, with the PA registered agent being c/o: Corporation Service Company. This statement of withdrawal will take place effective 6/30/2026. jy10

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Pennsylvania Department of State on 6/25/2026 for a foreign corporation by the name of and with a registered address in Pennsylvania as follows: **Scott Mitchell Studio, Inc.** c/o eResidentAgent, Inc.

This corporation is incorporated under the laws of California.

The address of its principal office is 181 N Martel Avenue, Los Angeles, CA 90036. The corporation has been registered in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. jy10

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement has been filed with the Pennsylvania Department of State on 6/25/2026 for a foreign corporation by the name of and with a registered address in Pennsylvania as follows: **Forrest Frank Music, Inc.** c/o eResidentAgent, Inc.

This corporation is incorporated under the laws of Texas.

The address of its principal office is 16055 Ventura Blvd., Suite 809, Encino,

CA 91436. The corporation has been registered in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. jy10

NOTICE IS HEREBY GIVEN that **LPA, Inc., d/b/a LPA Design Studios, Inc.**, a foreign business corporation, applied for a Statement of Registration to do business in the Commonwealth of Pennsylvania under the provisions of Chapter 4 of the Pennsylvania Association Transactions Act (15 Pa. C.S. § 4124). The corporation is incorporated under the laws of the State of California. The address of its principal office under the laws of said jurisdiction is 5301 California Ave., Ste. 100, Irvine, CA 92617, and the address of its proposed registered office in Pennsylvania is 600 N. 2nd St., Ste. 401, Harrisburg, PA 17101.

jy10 Attorney: Kelly Ahern

NOTICE IS HEREBY GIVEN that **CAMP Software, Inc.**, a foreign corporation formed under the laws of the State of Delaware and its principal office is located at 11 Continental Blvd., Ste. C, Merrimack, NH 03054, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 5/15/26, under the provisions of Chapter 4 of the Association Transactions Act. The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. jy10

NOTICE IS HEREBY GIVEN that, pursuant to the Business Corporation Law of 1988, **Tesla Motors Netherlands B.V.**, a corporation incorporated under the laws of the Netherlands intends to withdraw from doing business in Pennsylvania. The address of its principal office in its jurisdiction of incorporation is Burgemeester Stramanweg 122, 1101 EN Amsterdam, the Netherlands and the name of its commercial registered office provider in Pennsylvania is C T Corporation System. jy10

NOTICE IS HEREBY GIVEN that **Total Insurance Agency Services, Inc.**, a foreign corporation formed under the

laws of the State of Illinois and its principal office is located at 3175 Commercial Ave., Ste. 200, Northbrook, IL 60062, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 4/21/26, under the provisions of Chapter 4 of the Association Transactions Act. The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located Dauphin County. jy10

NOTICE IS HEREBY GIVEN under Section 1975(b) of the PA Business Corporation Law, that **Mitaka Restaurant Inc.** - a Pennsylvania corporation that was incorporated on 09/01/2008 —intends to file Articles of Dissolution with the Pennsylvania Department of State. The corporation's registered office was located at 560 S. 29th Street, Harrisburg, PA 17104 (Dauphin County). jy10

NOTICE IS HEREBY GIVEN that pursuant to the applicable provisions of 15 Pa.C.S Section 415 or 417, **MacNeill Group, Inc.**, a corporation incorporated under the laws of the State of Florida with its registered office in PA at c/o: Corporation Service Company, Dauphin County, intends to file a Statement of Withdrawal of Foreign Registration with the Dept. of State. jy10

NOTICE IS HEREBY GIVEN that **DAVID SOLEYE INSURANCE AGENCY, INC.** a foreign business corporation, applied for a Statement of Registration to do business in the Commonwealth of Pennsylvania under the provisions of Chapter 4 of the Pennsylvania Association Transactions Act (15 Pa. C.S. § 4124). The corporation is incorporated under the laws of the State of Delaware. The address of its principal office under the laws of said jurisdiction is 1705 E Newport Pike Wilmington, DE 19804, and the address of its proposed registered office in Pennsylvania is 600 North Second Street Harrisburg, PA 17101. jy10

NOTICE IS HEREBY GIVEN that **Pudds Inc.**, a foreign corporation formed under the laws of the State of Delaware and its principal office is located at 555 Meeting

House Rd., Harleysville, PA 19438, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 7/1/26, under the provisions of Chapter 4 of the Association Transactions Act. The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. jy10

NOTICE IS HEREBY GIVEN that, pursuant to the Business Corporation Law of 1988, **Margaret Productions, Inc.**, a corporation incorporated under the laws of the State of California intends to withdraw from doing business in Pennsylvania. The address of its principal office in its jurisdiction of incorporation is 2700 Colorado Ave., Suite 200, Santa Monica CA 90404, and the name of its commercial registered office provider in Pennsylvania is C T Corporation System. jy10

NOTICE IS HEREBY GIVEN that **CT Design Group PC** foreign business corporation, applied for a Statement of Registration to do business in the Commonwealth of Pennsylvania under the provisions of Chapter 4 of the Pennsylvania Association Transactions Act(15 Pa. C.S. § 4124). The corporation is incorporated under the laws of the State of Montana. The address of its principal office under the laws of said jurisdiction is 13 North 23rd Street Billings, MT 59101, and the address of its proposed registered office in 5235 North Front Street, Harrisburg, PA 17110. jy10

FICTITIOUS NAME **NOTICES**

NOTICE IS HEREBY GIVEN that pursuant to the provision of the Fictitious Name Act, a fictitious name registration was filed with the Pennsylvania Department of State by Penn Square Partners, 1853 William Penn Way, Lancaster, PA 17601 to carry on business in Dauphin County, Pennsylvania under the assumed name or fictitious name, style or designation of **Lancaster Marriott at Penn Square** with an address of 1853 William Penn Way, Lancaster, PA 17601. Said registration was filed on 6/26/26. jy10

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Fictitious Names Act of Pennsylvania that an application for registration of a fictitious name was filed with the Department of State of the Commonwealth of Pennsylvania, for the conduct of a business under the fictitious name of **Meridian Bird Removal** with its principal office or place of business at 1 Ecolab Pl, St. Paul, MN 55102. The names and addresses, including street and number, if any, of all persons who are parties to the registration are: Ecolab Inc., 1 Ecolab Pl, St. Paul, MN 55102. jy10

NAME CHANGE **NOTICES**

CHANGE OF NAME HEARING

NOTICE IS HEREBY GIVEN that a hearing on the Petition of **PAULA ANNE LOUTINSKY** to change her name to **PAULANNE MARIE LOUTINSKY**, will be held on Tuesday, September 29, 2026, at 1:30 P.M., in the Dauphin County Courthouse, Courtroom No. 1, Fifth Floor, 101 Market Street, Harrisburg, Pennsylvania.

All parties having an interest in this matter are required to be in attendance.

Charles E. Petrie, Esquire
Supreme Court ID: 29029
3528 Brisban Street
Harrisburg PA 17111
717-561-1939
petrielaw@aol.com

jy10

Attorney for Petitioner

THIRD PUBLICATION

MISCELLANEOUS **NOTICES**

**IN THE COURT OF COMMON PLEAS
OF CENTRE COUNTY,
PENNSYLVANIA**

NO. 2026-CV-1351-CI

CIVIL ACTION – LAW

**IN RE: 2012 BMW
VIN: WBASP4C51CC899910**

NOTICE

TO: Yalun He
3104 Pineford Drive
Middletown, PA 17057

Yalun He
1169 Amber Lane
Harrisburg, PA 17111

YOU ARE HEREBY NOTIFIED that Karch Auto, through counsel, has filed a Petition to involuntarily transfer the title to the vehicle identified below, of which you are the owner. A hearing on the Petition has been scheduled. The information is provided to you consistent with the Court Order entered in this matter:

Place of Hearing: Centre County Courthouse, Courtroom No. 1, 102 South Allegheny Street, Bellefonte, PA 16823

Date/Time of Hearing: August 24, 2026, at 1:00 p.m.

Year/Make/Model of Car: 2012 BMW

VIN: WBASP4C51CC899910

STOVER, McGLAUGHLIN

AND TORQUATO, P.C.

Ronald S. McGlaughlin, Esquire

Attorney ID No. 41531

Attorney for Petitioner

919 University Drive

State College, PA 16801

814-231-1850 telephone

jn26-jy10

rsmcg@nittanylaw.com

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BAR ASSOCIATION PAGE
Dauphin County Bar Association
213 North Front Street, Harrisburg, PA 17101-1493
www.dcba-pa.org
Phone: (717) 232-7536 Fax: 717-909-1917

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The Board of Directors of the Bar Association meets on the third Thursday of the month at the Bar Association headquarters. Anyone wishing to attend or have matters brought before the Board should contact the Bar Association office in advance.

REPORTING OF ERRORS IN ADVANCE SHEET

The Bench and Bar will contribute to the accuracy in matters of detail of the permanent edition of the Dauphin County Reporter by sending to the editor promptly, notice of all errors appearing in this advance sheet. Inasmuch as corrections are made on a continuous basis, there can be no assurance that corrections can be made later than thirty (30) days from the date of this issue but this should not discourage the submission of notice of errors after thirty (30) days since they will be handled in some way if at all possible. Please send such notice of errors to: Dauphin County Reporter, Dauphin County Bar Association, 213 North Front Street, Harrisburg, PA 17101-1493.

DAUPHIN COUNTY COURT SECTION

Opinions Not Yet Reported

BAR ASSOCIATION PAGE
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FULL-TIME UNITED STATES MAGISTRATE JUDGE: The Judicial Conference of the United States has authorized the appointment of a full-time United States Magistrate Judge for the Middle District of Pennsylvania at Harrisburg, Pennsylvania, upon the retirement of the Honorable Susan E. Schwab as a United States Magistrate Judge, effective January 8, 2027. Interested persons may find further information at www.pamd.uscourts.gov.

jn26-jy10

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