

RECENT OPINION SUMMARIES

SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 668, AFL-CIO

V.

BUTLER COUNTY REGISTER OF WILLS & CLERK OF ORPHANS' COURT, MsD 15-40103 (2015) AND COUNTY OF BUTLER, MsD 15-40139 (2015)

The standard of review of grievance awards is a two-pronged "essence test." Under this test, the court shall first determine if the issue, as properly defined, is within the terms of the collective bargaining agreement. Second, if the issue is embraced by the agreement, and thus, appropriately before the arbitrator, the arbitrator's award will be upheld if the arbitrator's interpretation can rationally be derived from the collective bargaining agreement. That is, a court will only vacate an arbitrator's award where the award indisputably and genuinely is without foundation in, or fails to logically, flow from, the collective bargaining agreement. A petition to vacate an arbitration award shall be made within 30 days after delivery of a copy of the award to the applicant, except that, if predicated upon corruption, fraud, misconduct or other improper means, it shall be made within 30 days after such grounds are known or should have been known to the applicant. 42 Pa.C.S.A. § 7314(b). If an application to vacate the arbitration award is denied, and no application to modify or correct the award is pending, the court shall confirm the award. 42 Pa.C.S.A. § 7314(d).

Please Note: The Butler County Legal Journal is published every Friday. All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. The Butler County Bar Association will not assume any responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes in content.

Please address all communications to:

Butler County Legal Journal

240 South Main Street | Butler PA 16001 | p: 724.841.0130 | f: 724.841.0132 |

BCLegalJournal@zoominternet.net



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: Amberson C Bauer Jr
a/k/a: Amberson C Bauer**

Late of: Penn Township PA
Administrator: John W Bauer
214 Cedar Drive
Kittanning PA 16201
Attorney: Timothy B Sechler
Banner & Sechler
318 South Main Street
Butler PA 16001

**Estate of: Thomas Bruwelheide
a/k/a: Thomas Bruwelheide Jr**

Late of: Cranberry Township PA
Executor: John R Bruwelheide
11 Wheatfield Drive
Cranberry Twp PA 16066
Attorney: Carolyn Spicer Russ
Olds Russ & Associates
1007 Mt Royal Blvd
Pittsburgh PA 15223

Estate of: Norma Jean Coccari

Late of: Butler PA
Executor: Rebecca Tree
10225 Thrasher Rd
Cransville PA 16410
Executor: Anita M Stricklin
826 Belmont Road
Butler PA 16001
Attorney: John Joseph Morgan
115 South Washington St
Butler PA 16001

Estate of: Kathleen A Forsythe

Late of: Butler Township PA
Executor: Glenda K Winkler
111 Willow Wood Drive
Butler PA 16001
Executor: Michele Susko
260 Forsythe Road
Valencia PA 16059
Attorney: Jennifer R Linn
Jennifer R Linn & Associates

228 South Main St POB 1554
Butler PA 16003-1554

Estate of: Karen Holcomb

Late of: Cranberry Township PA
Executor: Jason Holcomb
839 Fulton Street
Baden PA 15005
Attorney: Stephanie T Kramer
Olimpi Kramer & York
396 4th Street
Beaver PA 15009

Estate of: John Vesztergom

Late of: Butler PA
Executor: Anna M Dickson
346 North Sixth Avenue
Butler PA 16001
Attorney: Sean M Gallagher
Murrin Taylor Flach Gallagher
110 E Diamond Street
Butler PA 16001

BCLJ: Sept. 4, 11 & 18, 2015

SECOND PUBLICATION**Estate of: Richard Saunders Bowman**

Late of: Slippery Rock Township PA
Administrator: Richard S Bowman Jr
105 Sportsman Lane
Slippery Rock PA 16057
Attorney: Gerri V Paulisick
Boyer Paulisick & Eberle
108 East Diamond Street 3rd Floor
Butler PA 16001

Estate of: Esther M Brown

Late of: Clay Township PA
Executor: Judith A Foringer
234 Jamisonville Road
Butler PA 16001
Executor: Mildred Jane Leo
129 American School Road
Harmony PA 16037
Attorney: Katie M Casker
Lope Casker & Casker
207 East Grandview Avenue
Zelienople PA 16063

Estate of: James Scott Gibbons III

Late of: Franklin Township PA
Executor: Patricia D Gibbons
406 Shingle Oak Lane
Prospect PA 16052
Attorney: Gerri V Paulisick
Boyer Paulisick & Eberle
108 East Diamond Street 3rd Floor
Butler PA 16001

Estate of: Donald E Rihel**a/k/a: Donald Rihel**

Late of: Marion Township PA
Executor: Stacy L Jones
1079 Kittanning Pike
Chicora PA 16025
Attorney: Ronald W Coyer
SR Law LLC
631 Kelly Blvd POB 67
Slippery Rock PA 16057

Estate of: Thomas P Romett

Late of: Butler Township PA
Executor: Ellen S Romett
114 Edgewood Road
Butler PA 16001
Attorney: Leo M Stepanian II
Stepanian & Menchyk LLP
222 S Main St
Butler PA 16001

BCLJ: August 28, Sept. 4 & 11, 2015

THIRD PUBLICATION

Estate of: Robert Alan Ackerman

Late of: Cranberry Township PA
Administrator: Tina M Ackerman
501 Euclid Avenue
Dravosburg PA 15034
Attorney: No Attorney of Record

Estate of: Alma E Battistella

Late of: Cabot PA
Executor: Jessica Nehez
207 Lenox Ave
Pittsburgh PA 15221
Attorney: Laurel Hartshorn
254 W Main St POB 553
Saxonburg PA 16056

Estate of: Elaine M Cieslinski

Late of: Buffalo Township PA
Administrator: John Cieslinski
216 Rolston (sic) Road
Sarver PA 16055
Attorney: William T Krzton
Three Rivers Law
606 Corbet St POB 5
Tarentum PA 15084

Estate of: Donald F Harbison

Late of: Buffalo Township PA
Executor: Lawrence P Lutz
101 East Diamond St Suite 102
Butler PA 16001
Attorney: Michael J Pawk
Lutz & Pawk LLP
101 East Diamond St Suite 102
Butler PA 16001

Estate of: Marjorie J Hardt

Late of: Cranberry Township PA
Executor: Carol McDowell
4512 Battleridge Road
McDonald PA 15057
Attorney: Robert Alsko
Taylor & Alsko
337 Merchant Street
Ambridge PA 15003

Estate of: Vivian Sue Kalberer**a/k/a: Vivian S Kalberer**

Late of: Butler Township PA
Executor: Kenneth J Kalberer
102 Arabian Circle
Butler PA 16001
Attorney: Gwilym A Price III
129 South McKean St
Butler PA 16001-6029

Estate of: Dolores M Kretzer

Late of: Clinton Township PA
Executor: Melissa Wolf
117 Rancindin Road
Butler PA 16002
Attorney: Laurel Hartshorn
254 W Main St POB 553
Saxonburg PA 16056

Estate of: Doreen I Lindsay

Late of: Oakland Township PA
Executor: Kevin D Lindsay
107 Third Street
Butler PA 16001
Executor: David S Lindsay
123 West Rockenstein Avenue
Butler PA 16001
Attorney: Jackie R Dimun
106 Linsdale Dr
Butler PA 16001

Estate of: Mary J McCloy

Late of: Evans City PA
Administrator: Jamie A Broerman
345 N Main Street
Slippery Rock PA 16057
Administrator: Robert A Banks Jr
1211 Woodland Ave
Pittsburgh PA 15212
Attorney: Tracy Cornibe Schaffner
Zunder & Associates PC
130 East Jefferson Street
Butler PA 16001

Estate of: Rick A Montani**a/k/a: Ricky A Montani**

Late of: Cranberry Township PA
 Administrator: Judy M Porterfield
 141 Buckwheat Drive
 Gibsonia PA 15044
 Attorney: Sarah G Hancher
 Hancher Law Office
 101 N Green Lane
 Zelienople PA 16063

Estate of: Thomas W Roe

Late of: Butler Township PA
 Executor: Shirley J Roe
 107 Pinecrest Court
 Butler PA 16001
 Attorney: Robert J Stock
 Stock & Patterson
 PNC Bank Bldg Suite 603
 106 South Main St
 Butler PA 16001

Estate of: Vernon C Sarver

Late of: Butler Township PA
 Executor: Scott Sarver
 119 Election House Road
 Prospect PA 16052
 Executor: Shelley Divers
 2341/2 Meridian Road
 Butler PA 16001
 Attorney: Leo M Stepanian II
 Stepanian & Menchuk LLP
 222 S Main St
 Butler PA 16001

Estate of: Virginia M Shade

Late of: Jefferson Township PA
 Executor: V Kay Mainhart
 259 South Rebecca Street Apt 2
 Saxonburg PA 16056
 Attorney: Michael J Pater
 101 East Diamond St Suite 202
 Butler PA 16001

Estate of: Patricia Ann Spencer**a/k/a: Patricia A Spencer**

Late of: Center Township PA
 Executor: Philip S Spencer
 1150 Sunset Drive
 Butler PA 16001
 Attorney: Ronald W Coyer
 SR Law LLC
 631 Kelly Blvd POB 67
 Slippy Rock PA 16057

Estate of: James Arthur Tackett**a/k/a: James A Tackett**

Late of: Connoquenessing PA
 Administrator: Matthew J Tackett
 125 Pillow Street
 Butler PA 16001
 Attorney: Michael J Pater
 101 East Diamond St Suite 202
 Butler PA 16001

Estate of: James A Turk

Late of: Butler Township PA
 Administrator: Sheridan L Frenchak
 4205 East Drive
 Butler PA 16001
 Attorney: Tracy Cornibe Schaffner
 Zunder & Associates PC
 130 East Jefferson Street
 Butler PA 16001

Estate of: George A Woods Jr

Late of: Winfield Township PA
 Executor: Corie E A Dick
 653 Freeport Rd
 Freeport PA 16229
 Executor: Diane Beigay
 535 Arizona Dr
 Lower Burrell PA 15068
 Attorney: Laurel Hartshorn
 254 W Main St POB 553
 Saxonburg PA 16056

Estate of: William E Yerger Jr

Late of: Clinton Township PA
 Executor: Jacquelyn A Yerger
 231 Knoch Road
 Saxonburg PA 16056
 Attorney: John T Kirtley III
 Ferrer Poirot & Wansbrough
 2603 Oak Lawn Ave Suite 300
 Dallas TX 75219

BCLJ: August 21, 28 & Sept. 4, 2015

MORTGAGES

August 17 - 21, 2015

Adams Building Associates LLC, et al-Washington Fin Bk-Adams Twp.-\$1,600,000.00

Allenberg, Jeannette E., et al-PNC Bk Natl Assn-Buffalo Twp.-\$100,000.00

Barb, Michael A.-PNC Mtg, aka-Cranberry Twp.-\$100,100.00

Barlett, Raymond E.-First Natl Bk of Pa-Slippy Rock Twp.-\$30,000.00

Bartell, Robert J.-First Natl Bk of Pa-Cranberry Twp.-\$26,650.00

Basta, John J., et ux-First Natl Bk of Pa-Slippy Rock Twp.-\$100,000.00

EXECUTIONS

Week ending August 28, 2015

1st Name-Plaintiff

2nd Name-Defendant

Brett Olean vs. **Andrew Hill:** 15-30222
 T-10 Condo Association vs. **Kimberly A. Holbein, Mark A. Holbein and First National Bank, Garnishee:** 15-30221
 John Spagnolo vs. **Greg Stewart:** 15-30223

DIVORCES

Week ending August 28, 2015

1st Name-Plaintiff

2nd Name-Defendant

Laura P. Hiles vs. **Chris A. Hiles:** Norman D. Jaffe, Esq.: 15-90566
 Jacquelyn N. Kirch vs. **John F. Kirch, Jr.:** Maura L. Palumbi, Esq.: 15-90577
 Michelle Markley vs. **Billy R. Markley:** Aimee L. Burton, Esq.: 15-90574
 Lynn Marzullo vs. **Stephen Marzullo:** Mildred B. Sweeney, Esq.: 15-90565
 Rachel Miller vs. **Jeff R. Miller:** Amy L. Zema, Esq.: 15-90570
 Jennifer A. Roxbury vs. **Richard S. Roxbury:** Michael W. Sloat, Esq.: 15-90576
 Christopher J. Tomayko vs. **Ellen B. Tomayko:** Elizabeth Warner Altman, Esq.: 15-90575
 Diane M. Warner vs. **Jarrod N. Warner:** Kristen B. Eberle, Esq.: 15-90567

NOTICE OF NAME CHANGE

Notice is given that the Petition for Change of Name of Alexander Thomas Cooley was filed to change his name from **Alexander Thomas Cooley to Alexander Thomas Wible**. The Court has scheduled a hearing on said petition for the 4th day of November, 2015, at 10:00 a.m., in Courtroom No. 4, of the Butler County Courthouse, where and when all persons interested may appear and show cause why the Petition for Change of Name should not be granted.

Aimee L. Burton, Esquire
 Gilliland Vanasdale Law Office, LLC
 1667 Route 228, Suite 300
 Cranberry Township, PA 16066.

BCLJ: September 4, 2015

FOREIGN CORPORATION REGISTRATION

NOTICE IS HEREBY GIVEN that a Foreign Registration Statement was filed with the Pennsylvania Department of State, Bureau of Corporations, under Section 411 of the Business Corporation Law of 1988, with respect to a foreign corporation incorporated under the laws of the State of Michigan that will be doing business in Butler County. The name of the foreign corporation is **K & D Industrial Services, Inc.**, with its principal office address of 6470 Beverly Plaza, Romulus, Michigan 48174, and with its registered office address in the Commonwealth of Pennsylvania at CT Corporation System, 116 Pine Street, Suite 320, Harrisburg, Pennsylvania 17101, Dauphin County.

John F. Brent, PLLC
 1901 Pauline Blvd., Ste. 3
 Ann Arbor, MI 48103

BCLJ: September 4, 2015

REGISTER'S NOTICE

I, **Judith Moser**, Register of Wills and Clerk of Orphans' Court of Butler County Pennsylvania, do hereby give Notice that the following Accounts of Personal Representatives/Trustees/Guardians have been filed in my office, according to law, and will be presented to Court for confirmation and allowances on **Monday, September 14, 2015 at 1:30 PM** (prevailing time) of said day.

ESTATE OF:	PERSONAL REPRESENTATIVE	FILED
DELANEY, Helen Catherine.....	Donna L. Dunmyre	07/08/15
DUROCHIA, Gregory J.	Donald R. Durochia.....	08/03/15
KWALWASSER, Robert	Wendy Kwalwasser and Lawrence F. Leventon	07/24/15
McCORMICK, Hugh E.....	Carol D. Green	07/23/15
PEGGE, Robert C. a/k/a Robert Charles Pegge.....	Cheryl Shuler.....	08/03/15
RICE, Jack F.....	James A. Taylor.....	07/08/15

BCLJ: September 4 & 11, 2015



BCBA Member News

Butler County Bar Association • Butler County Legal Journal

BCBA Quarterly Meeting
Wednesday, September 9, 2015
12:00 PM
Butler County Bar Association Office

240 South Main Street | Butler, PA 16001 | P: 724.841.0130 | F: 724.841.0132
www.butlercountypabar.org

**2015 INACTIVE LIST FOR
JUDGE DOERR
SEPTEMBER 22, 2015
2:00 PM COURTROOM NO. 1**

**IN THE COURT OF COMMON
PLEAS OF BUTLER COUNTY
COMMONWEALTH OF PA**

**NOTICE OF PROPOSED
TERMINATION OF COURT CASE**

Pursuant to Rule 1901 of the PA Rules of Judicial Administration, the court intends to terminate this case without further notice because the docket shows no activity in the case for at least two years.

You may stop the court from terminating the case by filing a Statement of Intention to Proceed.

The Statement of Intention to proceed should be filed on or before September 22, 2015 with the Prothonotary of the Court at:

Prothonotary's Office
PO Box 1208
Butler, PA 16003-1208

**IF YOU FAIL TO FILE THE REQUIRED
STATEMENT OF INTENTION TO PROCEED,
THE CASE WILL BE TERMINATED AT THE
CALL OF THE LIST ON SEPTEMBER 22,
2015 AT 2:00 PM IN CR 1, BUTLER COUNTY
GOVERNMENT CENTER.**

BY THE COURT:

1st Name-Plaintiff

2nd Name-Defendant

2008

08-90507

Beverly J. Crisplip

Vs

Carmen M. Namie

2010

10-90472

Robert D. Pflugh

Vs

Christine M. Pflugh

10-90534

Melanie McGary

Vs

George E. McGary

2011

11-90079

Susan E. Underwood

Vs

Richard E. Polanec

11-90707

Melvin J. Risinger, Jr.

Vs

Lynn A. Risinger

2012

12-90049

Joyce M. Walsh

Vs

George F. Walsh

12-90077

Kelsey L. Monteleone

Vs

David J. Monteleone

12-90173

Michelle M. Schlegel

Vs

William D. Schlegel

12-90179

Joyce Ann Redmond

Vs

Douglas Kip Redmond

12-90197

Amy J. Olesnevich

Vs

John D. Olesnevich

12-90212

Diane M. Omelia

Vs

Gary B. Omelia

12-90275

Thomas R. Sanderson

Vs

Vicky V. Sanderson

12-90288

Diana L. Lowerantis

Vs

John D. Lowerantis

12-90314

Daniel Pflueger

Vs

Cheryl Pflueger

12-90387

Cammy McCartney

Vs

Brian McCartney

12-90410
James O. McKissock
Vs
Kathleen E. McKissock

12-90444
Christy A. Wolfinger
Vs
Robert A. Wolfinger

12-90454
Erica L. Thompson
Vs
Justin D. Thompson

12-90543
Kurt A. Mueller
Vs
Lindy L. Mueller

12-90600
Suzanne M. Sheets
Vs
Timothy C. Sheets

12-90758
Frank Joseph Rice
Vs
Erin Marcee Rice

12-90795
Dorothy E. Moxie
Vs
Francis E. Moxie, Jr.

2013

13-90147
Alyse M. Moore
Vs
Mathew Moore

13-90151
Marcia Parks-Savage
Vs
James Savage

BCLJ: September 4 & 11, 2015

**2015 INACTIVE LIST FOR
JUDGE STREIB
SEPTEMBER 17, 2015
2:00 PM COURTROOM NO. 1**

**IN THE COURT OF COMMON
PLEAS OF BUTLER COUNTY
COMMONWEALTH OF PA**

**NOTICE OF PROPOSED
TERMINATION OF COURT CASE**

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Prothonotary's Office
PO Box 1208
Butler, PA 16003-1208

**IF YOU FAIL TO FILE THE REQUIRED
STATEMENT OF INTENTION TO PROCEED,
THE CASE WILL BE TERMINATED AT THE
CALL OF THE LIST ON SEPTEMBER 17,
2015 AT 2:00 PM IN CR 1, BUTLER COUNTY
GOVERNMENT CENTER.**

BY THE COURT:

1st Name-Plaintiff
2nd Name-Defendant

2004

04-90667
Leann Ambrose
Vs
Richard D. Ambros

2007

07-90363
Kristy A n Fedorchak
Vs
William John Fedorchak

07-90829
John A. Jordan
Vs
Tara Jordan

2011	
11-90122	
James D. Friters	
	Vs
Sherry L. Friters	
11-90867	
Thomas E. Fritz	
	Vs
Ellen L. Fritz	
2012	
12-90104	
Nicole M. Krajcer	
	Vs
Brian A. Krajcer	
12-90128	
Kelly L. Albright	
	Vs
Edward Albright	
12-90133	
Andrew D. Hayka	
	Vs
Emily M. Hayka	
12-90180	
Cathy A. Clark	
	Vs
Bruce E. Clark	
12-90304	
Francis L. Hamilton	
	Vs
Delphine Oehms Hamilton	
12-90353	
Nancy Foster-Krebs	
	Vs
Michael R. Krebs	
12-90354	
Kimberly S. Butler	
	Vs
Michael A. Butler	
12-90368	
Shawn Hardesty	
	Vs
Cynthia Hardesty	
12-90417	
Melissa L. Bishop	
	Vs
Thomas Bishop	
12-90425	
Charles R. Dinger, Jr.	
	Vs

Alicia Dinger	
12-90462	
Arthur L. Gravatt	
	Vs
Beatrice J. Gravatt	
12-90470	
William A. Barnhart, Jr.	
	Vs
Anna M. Barnhart	
12-90577	
Monica Claypool	
	Vs
Ronald G. Claypool	
12-90590	
Larry D. Broeren	
	Vs
Beth L. Broeren	
12-90631	
William A. Derunk	
	Vs
Cynthia Derunk	
12-90772	
Michael David Best	
	Vs
Tiffany Marie Best	
2013	
13-90046	
David P. Benigni, II	
	Vs
Heather N. Benigni	

BCLJ: August 28 & September 4, 2015