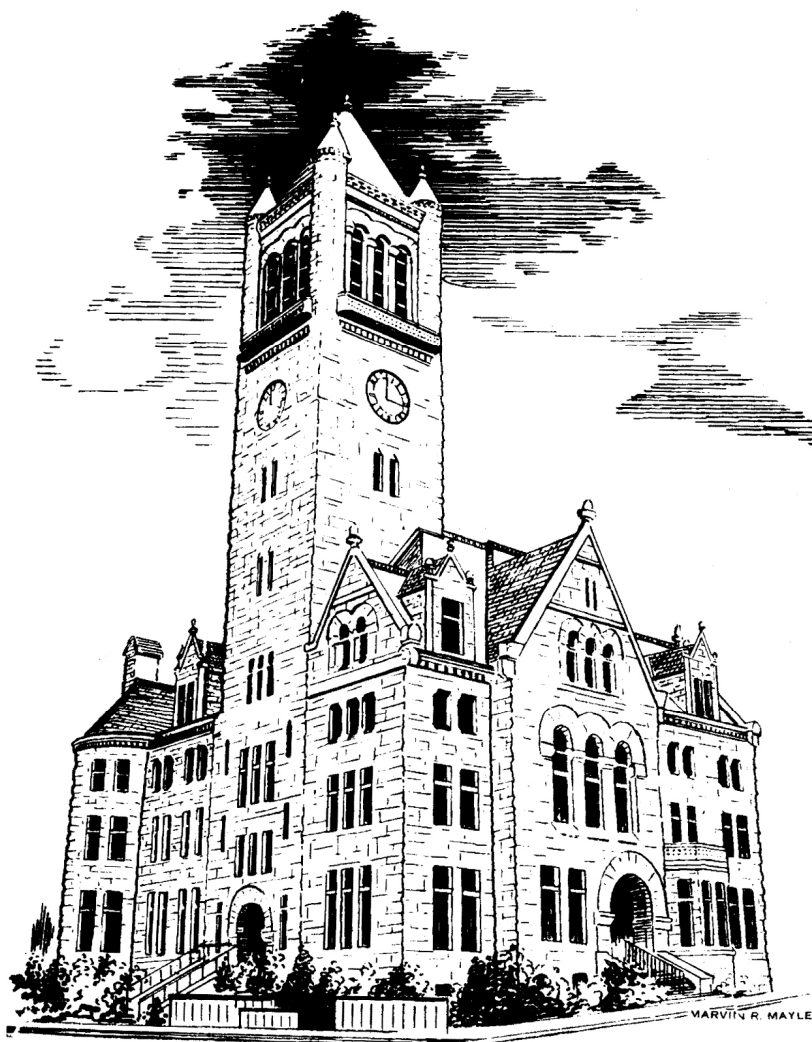


FAYETTE LEGAL JOURNAL

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FAYETTE LEGAL JOURNAL

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The Ethics Hotline provides free advisory opinions to PBA members based upon review of a member's prospective conduct by members of the PBA Committee on Legal Ethics and Professional Responsibility. The committee responds to requests regarding, the impact of the provisions of the Rules of Professional Conduct or the Code of Judicial Conduct upon the inquiring member's proposed activity. All inquiries are confidential.

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ESTATE NOTICES

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

Third Publication

SHIRLEY F. BERGER, late of Saltlick Township, Fayette County, PA (3)
Personal Representative: Keith R. Berger
 c/o 92 East Main Street, Suite LL-2
 Uniontown, PA 15401
Attorney: Tyler C. Shultz

RICHARD J. DECENZO, late of South Union Township, Fayette County, PA (3)
Executor: William S. Diconzo
 c/o Davis & Davis
 107 East Main Street
 Uniontown, PA 15401
Attorney: James T. Davis

CARL G. GARDNER, late of Lower Tyrone Township, Fayette County, PA (3)
Executrix: Tami L. Ansell
 1149 Banning Road
 Dawson, PA 15428
 c/o Schimizzi Law, LLC
 35 West Pittsburgh Street
 Greensburg, PA 15601
Attorney: Richard Schimizzi

MARY JANE JONES, late of Uniontown, Fayette County, PA (3)
Executor: Esther Green Miller, a/k/a Esther Mae Miller
 172n Wandering Oaks Way
 Asheville, North Carolina 28805
 c/o 4 North Beeson Boulevard
 Uniontown, PA 15401
Attorney: Sheryl R. Heid

MARGARET P. MAIMONE, a/k/a MARGARET MAIMONE, late of North Union Township, Fayette County, PA (3)
Administrator: Richard E. Hamborsky
 c/o DeHaas Law, LLC
 51 East South Street
 Uniontown, PA 15401
Attorney: Ernest P. DeHaas, III

DONALD OWENS, late of Luzerne Township, Fayette County, PA (3)
Administrator: Kenneth C. Poole, Sr.
 1007 High Street
 Brownsville, PA 15417
 c/o P.O. Box 488
 California, PA 15419
Attorney: Lisa Buday

ELIZABETH OWENS, a/k/a ELIZABETH POOLE OWENS, a/k/a ELIZABETH STOKES POOLE OWENS, late of Brownsville Boro, Fayette County, PA (3)
Executor: Kenneth C. Poole, Sr.
 100 High Street
 Brownsville, PA 15419
 c/o P.O. Box 488
 California, PA 15419
Attorney: Lisa Buday

JUDITH T. VRABEL, late of Uniontown, Fayette County, PA (3)
Co-Executors: John S. Vrabel, Jr. and James S. Vrabel
 c/o 648 Morgantown Road, Suite B
 Uniontown, PA 15401
Attorney: Robert R. Harper, Jr.

Second Publication

ERLENE J. CICCCHETTI, a/k/a ERLENE NEMISH CICCCHETTI, a/k/a ERLENE N. CICCCHETTI, late of Brownsville, Redstone Township, Fayette County, PA (2)
Executrix: Angela M. Zimmerlink
 624 Polly Gap Road
 Clayton, Georgia 30525
 c/o Peacock Keller, LLP
 95 West Beau Street, Suite 600
 Washington, PA 15301
Attorney: Dorothy A. Milovac

PATRICIA CRAIG, late of North Union Township, Fayette County, PA (2)

Executor: David Lee Craig
c/o Adams Law Offices, PC
55 East Church Street, Suite 101
Uniontown, PA 15401
Attorney: Jason Adams

CONSTANCE GUZZO, a/k/a CONSTANCE A. GUZZO, late of South Union Township, Fayette County, PA (2)

Personal Representative: Santino Guzzo
c/o Higinbotham Law Offices
68 South Beeson Boulevard
Uniontown, PA 15401
Attorney: Christian Seseck

THOMAS R. STEWART, V, a/k/a THOMAS RICHARD STEWART, V (“TJ”) late of Dunbar Township, Fayette County, PA (2)

Executor: Annette M. Wingrove and Robert C. Wingrove, Jr.
c/o Davis & Davis
107 East Main Street
Uniontown, PA 15401
Attorney: Samuel J. Davis

ROBERT A. TUPTA, late of Uniontown City, Fayette County, PA (2)

Executrix: Janice Sutton
c/o Davis & Davis
107 East Main Street
Uniontown, PA 15401
Attorney: Gary J. Frankhouser

JOHN WILSON, a/k/a JOHN D. WILSON, late of Bullskin Township, Fayette County, PA

Administratrix: Therese Simpson (2)
105 Big Spring Road
Acme, PA 15610
c/o Tremba Kinney Greiner & Kerr
1310 Morrell Avenue, Suite C
Connellsville, PA 15425
Attorney: John Greiner

First Publication

FRANK M. ANGELILLI, late of Brownsville Township, Fayette County, PA (1)

Administratrix: Kristina Busti
c/o Davis & Davis
107 East Main Street
Uniontown, PA 15401
Attorney: James T. Davis

SANDRA L. MCCLEAN, late of Franklin Township, Fayette County, PA (1)

Personal Representative: Ryan C. McClean
c/o George & George
92 East Main Street
Uniontown, PA 15401
Attorney: G.T. George

DONNA LEE PHILLIPS, late of South Union Township, Fayette County, PA (1)

Personal Representative: Toni Rae Phillips
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Timothy J. Witt

SHIRLEY LOUISE POPIESH, late of Brownsville, Fayette County, PA (1)

Personal Representative: Tammie Popiesh
c/o Dellarose Law Office, PLLC
99 East Main Street, Suite 101
Uniontown, PA 15401
Attorney: Melinda Deal Dellarose

JOSEPH VERNON, JR., late of Redstone Township, Fayette County, PA (1)

Administrator: Richard A. Husband
208 South Arch Street, Suite 2
Connellsville, PA 15425

LEGAL NOTICES

TRUST ESTATE NOTICE

The information below is a non-probate estate. All assets of the decedent pass to beneficiaries by means of a Revocable Trust. The trustee of the trust is advertising in the same manner as an estate is advertised.

Deceased: Dorothy K. Cochran
 Late of: 163 Banning Road,
 Dawson, PA 15428
 Died: April 16, 2025
 Trustee: Henry T. Cochran
 Address: 163 Banning Road,
 Dawson, PA 15428
 Attorney: Rosalie P. Wisotzki
 310 Grant Street, Suite 1109
 Pittsburgh, PA 15219
 412-697-4499 (3 of 3)

NOTICE

Notice is hereby given that a hearing on the petition of Ariel Lynn Frazier to change her name to Ariel Lynn Sapp shall be held on June 27, 2025, at 9:15 a.m. in Courtroom No. 4, Fayette County Courthouse, Uniontown, Pennsylvania, where all interested parties may appear and show cause, if any, why the request of the petitioner should not be granted.

Charles O. Zebley, Jr.
 Zebley Law Offices
 18 Mill Street, P.O. Box 2123
 Uniontown, PA 15401

IN THE COURT OF COMMON PLEAS OF
 FAYETTE COUNTY, PENNSYLVANIA
 CIVIL ACTION
 NO. 393 OF 2025, G.D.
 JUDGE JOSEPH M. GEORGE, JR.

IN RE: IN THE MATTER OF PETITION FOR
 CHANGE OF NAME OF CRISTINA UMBEL

ORDER

AND NOW, this 9th day of June, 2025, upon consideration of the Petition of Cristina Umbel, the Court hereby ORDERS and DIRECTS the following:

1. A hearing on the motion for name change of Cristina Umbel is hereby **SCHEDULED for Monday, July 21st, 2025 at 1:30 p.m.** in Courtroom #5, Fayette County Courthouse, Uniontown, PA;

2. Notice of the Filing of the Petition and of the date set for the hearing on the Petition shall be published in the Herald-Standard, a newspaper of general circulation in Fayette County and in the Fayette Legal Journal, an official paper for the publication of legal notices within Fayette County;

3. At the hearing, any person having a lawful objection to the change of name may appear and be heard;

4. The Petitioner must present to the Court all of the following at the time of the hearing:

a. Birth Certificate;

b. Proof of Publication of the Notices from the Herald-Standard and the Legal Journal;

c. An official search of the proper offices of Fayette County and of any county where Petitioner has resided within five (5) years prior to the filing of the Petition showing that there are no judgments, decrees of record or other similar matters against the Petitioner.

5. The Court may enter a decree changing the name as petitioned if the Court is satisfied after the hearing that there is no lawful objection to the granting of the Motion and Petitioner has complied with all of the terms of this Order and of 54 Pa. C.S.A. Section 701.

BY THE COURT:
 JOSEPH M. GEORGE, JR., JUDGE

ATTEST:
 PROTHONOTARY

SEARCH UNCLAIMED PROPERTY

Fayette County has unclaimed property waiting to be claimed.

For information about the nature and value of the property, or to check for additional names, visit www.patreasury.gov

Pennsylvania Treasury Department

Notice of Names of Persons Appearing to be Owners of Abandoned and Unclaimed Property

Fayette County

Listed in Alphabetical Order by Last Known
Reported Zip Code

15012
Barna Gazella W
Bell Martha
Boyd Larry R Sr
Breakwell Marion S, Scott
Brown Rose
Brunick Heather Lynn
Budiarachman Boyke
Butler Thomas
C Janco Holdings
Ceccarelli Constanc G Estate
Celesky Chris A
Christner John E
Cornerstone Care
Craig Jaclyn
Culyba Dolores L
Dancho Adam V
Daugherty Grant Patricia
Davis Lawrence R
Dickie Robert III
Dickinson Doris R
Dietz Catherine A
Elizabeth S Girhing
Estate Of George Sepic
Farquhar Anna
Fisher David
Flower Sadie E
Fransko Skyler, Emily
Fritsky Alex
Gaskey Rose
Gaudio Albert C
Gaudio Albert C, Bonita J
Girhing Elizabeth S, Bernard A
Heisler Walter

Heitger Robert E
Hill Justin
Hoffman Robert J
Holbrooks Exxon
Holman Kenneth M
Keffner Robin A
Kennedy Lauren
King Dennis, Dale
King Jerry T
Krivda Helen
Kurdilla Rickey J
Lang Kyle
Laporte Brian D
Lemley Michael L
Lenhart Margaret B Est
Lesovic Scott
Lewis Calvin
Lipari Kathryn
Lobb Raymond
Lotti Christopher
Lubrani Michael R
Lynn Kaleigh
Mattey Cindy
Metrosky Marlene
Miller Charles
Mon Valley Youth Hockey
Monvale Prim Care Pract
Mori David C
Nelson Robert
Nguyen Son M
Nicholls Jacob A
North Belle Vernon Borough
Novicki Stephen III
Opatkiewicz Verabelle, Chester
Park Robert B
Premier Rehabilitation Sys
Ramos Alexis M
Ramsey Robert R
Rhodaback Rosalie
Rostraver Flyers
Sandleitner Janna
Scott Stephanie
Segin Rosalie R
Seh Barbara E
Serena David
Shider Jane
Skinta Lachelle
Smith Karen
Smith Shirley
Stephenson Charles
Sztroin Cheryl
Toth Joseph Jr
Tracksource Rail
Valley Tire
Vo Dung Cuong
Vranesovic Robert
Williamson G
Williamson Gertrude B Est

Wood Scott R
Yurkovich Julie M

15041

A D D on Publishing Company
Alcorn Diana
Anderson Judson R
Anderson Keesha
Andrews John L
Arender Peggy
Aultz Sarah
Autoland Select Cars
Bannasch Annette
Barchetti Eugene P
Bartok Bonnie J
Bastian Homes
Belt Mabel
Bethany Kooser
Bobick Shirley
Bordley Dewayne
Bradley George
Bradley Theresa
Brooks Nellie
Buhite Diana L
Buwawa Adi
Cabot Michael
Calabrese Charles R
Caldwell Robert D
Carei Braden
Carmike Cinemas
Carpenter Robert
Carter Patricia L
Catalina Jodie
Cavert Midwest
Cherry Tree Optical
Chess Paul
Children of Cynthia L & Emily J Jackson
Coburn Lisa A
Cole Frank
Cole Joyce
Collins Mary A
Confer Audrey
Conway Rena M
Cook Barbara J
Cornerstone Care
Croteau Alan
Csg at Lafayette Manor
Davis Nancy
Dellarose Melinda K
Dennis Andre
Dextras George E
Dillow Constance
Doyle Brian
Ellsworth Robert L
Empower Retirement
Epps Janet Insd Est
Est of Joseph A Slovak
Estate of Betty Pishko

Estate of Mary E Hamilton
Estate of Mary J Richter
Estate of Rose Marie Elias
Estate of Shirley Gersbacher
Evans Christian
Evans Jack E, C L
Faithful Farms
Farnella James
Fayette Honda
Fayette Keys
Fayette Regional Eye Care
Fayette Rental Solutions
Fayette Resources
Fiffik Richard A
Flaherty Natalie F
Fleming William S
Foundation Radiology Group
Frost Foundations
Futchko Garrett
Gablars Drugs
Gaddis James Est
Garnes Paul W
Gates Garrett, Claire
Georgiana Louis, Jamie
Gibbs Rachel
Gipe Julie
Gleason Robert
Goff Russell
Golden Nancy
Goodstein Jp
Griffith Gerald
Grimm Wannetta E
Guesman George W
Hamaker Gregory E
Harned Richard
He Xinjian
Hibbard John
Higinbotham Brittany
Holden Mary
Huey Brenda L
Huseman Brandon J
Jackson Betty A
Jackson Maurice
Jacobs Christopher M
Jg Exxon
John J Martinelli
Johnson Benjamin
Johnson Jane B
Jones Sherman
Juliani Zachary
Katko Terry
Kennedy Tracy
Kisto Carol
Koontz Erika Jo
Lafayette Manor
Lener John H
Lipp Wallace R
Loukota Marjorie, John

Lovey Omeda
 Lowdermilk Valerie
 Lowry Jerry
 Lucas Robert J
 Luckey Catherine
 Lukach William
 Maine Ricky A
 Markle Lydia
 Martin Christine
 Mayfield Joseph
 Medlen Seth
 Mental Health Assn
 Metros John R
 Miller Charles W
 Miller Patricia
 Miller Regina
 Mitchell James
 Moore James E
 Morgan Samantha, Matthew L
 Myers Mark A
 Nabi Mohammed M, Zabeen
 Nickman Jr James W
 Nixon Westley R
 Oleksiak John, Anna
 Oleynik Barbara
 Oleynik Barbara, John, Joseph, Mark, Sonya
 Opel Alan K
 Oris Frank
 Oswalt Sara
 Pa Walking Shooting Dog
 Paisley Trevor J
 Pamela Filcheck
 Perieff Michael B, Spencer
 Pickens Ruth J
 Pinardi Anthony A
 Piper Katie
 Plante Patricia
 Podrasky Joseph S, Joseph J
 Ransaw Denise K
 Reinard Brandon
 Reiss Mary
 Richards Robert T
 Ritz Terra
 Romesburg Austin S III
 Russell Barry D
 Russell Eyecare
 Santo Frank Jr
 Santo Geraldine R
 Schaney Patricia A
 Senseney Michael
 Settles Dominique C
 Shaffer Kylie
 Shultz Andrea L
 Spaulding Lynn B
 Sunrise Uniontown
 Thomas Mary E
 Thomas Sylvia S
 Tiancheng

Tiffany Susan
 Tobak David A
 Tri Star Motors
 Tri State Shrm
 Trosiek Michael
 Uniontown Anesthesia
 Uniontown Sunoco
 United Dairy
 Varto Cory
 Visockis Christopher
 Walker Betty J
 Walker Martel Deshawn
 Walker Sebastian
 Weaver Vincent A
 Werkman Jason
 Wilson Wendy Sue, Walter H
 Wright Sean Alan
 Yocabet Miranda L
 Zoeffel Carol Jean

15410
 Brooks Eric
 Johnson Margaret
 Marano Patsy M
 Rattay Mya C
 Sullivan John R

15413
 Simpson Bobbi
 Spohn Nikko N

15417
 Aldridge Amanda L
 Anderson Elizabeth, Charles
 Berger Charles
 Brooks Adrian M
 Brownsville Bus Lines
 Canning Keven C
 Conaway William
 Diethorn Theda M
 Durant Sylvester Est
 Gaudio Kristi
 Hudachek Michael J Jr
 Hustey Elizabeth, Fred M
 Iacconi Ethel A
 Isaac Walisa A
 Kieffer Jeanne
 Koster Brian
 Lent Stacy L
 Louvris George A
 Loverdi Josephine M
 Lynn L E
 Malik Shirley
 Mccoy Marilyn
 Mosley Phillip
 Oneill Richard Andrew James
 Oneill Robert Shawn
 Robinette Richard, Bonnie

Smith Amber L
Stotka Keith P
Tressler Arnold Jr
Vitte Benjamin
Wolfe George R Jr
Zosky Aimee

15421

Klay John W
Spegar Michael J III

15425

Abdallah Gay F
Alhassan Abdulai
Anderson Vicki Y
Beatty William
Begonia Kristina
Bochnak Zaidan G
Bonner Donald
Brown Tristan
C S X Transportation
Cap Glass
Carbonara Jane A
Casini Peter Est
Claybrook Lawrence S
Connellsville Township Volunteer Fire
Cooper Andrew R
Cossell Robert III
Craig Roger A
Crh Catering
Crossan Harry W
Crossland Marsha L
Crouse Robert
Duda Elma Jean
Est of Thomas Dale Schomer
Facchine Shari L
Ford Meegan
Freed Est of Beulah
Gallentine Kathleen
Garlick Ada L
Gasbarro Patricia
Gibson Steven
Gross Joshua
Hanson Aggregates Central
Hawk Gerald D
Healy Alexander P
Hixson Justin, Mary, Jena
Howard Shawngo
Hozempa Jesse
Humbert Scott A
Judy Daniel J
Julian Michael D
Keedy Brenan S
Keefer Delrosa S
Keefer Jessica
Krumanacker Paul
Kunak Andrew
Landman Marcialynn

Laurel Highland Woodlands
Layman David A
Leichliter William
Lincoln Joy L
Mahokey Brian T
Mascioli Jace, Melea S
McCormick Megan
Mccusso Services
Meyer Harry
Mills Charles R
Miner Brian
Mitts Charles Jr Est
Mitts Charles W
Mohar Walter V
Mongeluzzo Cathy A, John A
Mosley Richelle M
Naugle Dale
Nicholson Phillip
Nyeste John J, Mary
Odonnell Jennifer L
Ozorowski Eileen
Pallini Amerigo P, Hazel
Patterson Dorothy
Pechins Super Foods
Piern Gwen K
Popson Joshua
Porter Alex J
Porterfield Derik
Ramsey Annabeth
Ringer Charlene A
Robbins Kathryn
Rudman Mary
Schomer Barbara M
Schrock David M
Shaner Maryetta
Smiley Sandi
Smith Brett W
Solovey Helen, John
Stagner Dorothy M
Stasko Justin
Sukkar Salem
Tacconi Loretta R
Washington M C
Whalen Beatrice E
Williams Kristin
Wiltrout Virginia, David
Younkin Mary L

15428

Courie Thomas
Gardner Carol L
Mains Trista

15431

Brooks Albert W
Hull Christine
Kennet Estate
Lowrys Body Shop

Metts John W
Penwell Matthew
Spiker Melinda Joy

15433
Frost Margery Estate

15436
Bate Shawn
Filippone Kelly
Fissella Arthur J
Ire Distilling
Mayfield C
Mitchell Robert
Sanner Kyle J

15437
Araujo Valeria G
Banko James Edward
Bernardi Valentina S
Carrier Nathan
Fike Christina
Hughes Greg R
James William
Johnson Kaseem J
Khanna Rishabh
Livengood Wendell, Sherry L
N W L
Nel Shannon
Perowski Bruce Jr
Raccuglia Angela M
Rampudaruth Kajal
Riggin A
Vandeventer Tyler M
Wharton Twp Hunting & Fshng Club

15438
Andrew J Zahalsky
Bassi Keith Alan
Blake Family
Evans Traci, Mark
Jefferson Twp
Lorkowski Raymond
Roley Jeanette F Estate
Shank James
White Timothy P

15439
Beatty Kayann

15440
Gray Samuel V Estate

15442
Brant Donna K
Gribble Michelle, Nathan, Alisha
P C A Enterprises
Pataski Renee L

Simmons David G
Vasiloff Matthew Allan

15444
Holcomb Eric
Lancaster Paul L
Mcmaster Josh

15445
Barber Gilbert G Est
Clark Sherry
Dandrea Renee Atzeni
Estate of Robert M Klink
Ez Welding & Fabrication
Gabriel Paul
Jordan Lucille H
Kalbaugh Justin
Mccarthy Roxanne
Mckenzie Paul Estate
Mehall Ernest G
Nicola Michelle
Petro John
Petro John Est
Phillips David
Sexton Virginia L

15449
Mckulka Renee Elizabeth
Mossburg Coral
Phillips Shannon N
Smyth Arretha
Young Jeffrey W

15450
Bibbs Melvin
Dandar Ronald G
Moreno Luis A
Rialti Brandon, Lorina
Rice Scott

15451
Dulin Ashley M
Gidley Patricia

15454
Dragic Jelena, Darko
House Larry B
Yanowsky Jeffrey L Jr

15455
Dowden Earl

15456
Carey Stephanie M
Hall Gary
Hunter Natalie J
Knapp Jason
Laurel Highlands Sd

Lonce Dorothy
Newman Colton Benjamin
Pickens Jeffrey E
Republican Women of Fayette
Riffle Dana L, Jane M
Shipley Phillip M
Solesky Craig B, Paul A
Zhang Kanhao

15458
Duckett Maybelle Est
Evans Darrell W
Karem Eugene R
Merritt Diana
Parnell Virginia A
Skiles John Est
Valencheck Douglas
Yutzy Delbert E

15459
Clay Garrett
Detrick Lori
Herring Mark
Margroff Jennifer
Mehalik David
Watson Mirana

15461
Berkey William G
Chuberko Daniel Jr
Confirming Word Ministry
Farrier Ellen
Farrier Ellen Estate
Gabler Ryan A
Gaydos Douglas
Habrat Antoni
Harrison Brandon J
Herriott Roseanne L
Hower Dolores R
Hrb Tax Group
Krempa Martin P
Morris Donald W
One Main Financial
Palos Body and Color
Pantalo Jessica D
Popovick Charles
Pratt Cody Allen
Ritz Adam E
Rychtarsky Erin
Smitley Michael S
Tw Plus

15462
Brown Rodney, Rodney Jr
Sanner Daynelle

15463
Malinky Mary

15464
A Property of the Western Pa
Darr Carol

15465
Hall John R

15466
Myrga Brad A

15468
Estate Of Robert S Jackson
Gibson Teresa, James M
Hall Richard L
Kopko Joseph A
Kopko Joseph A Estate
Lorandi Giuseppe
Pikulski Anthony
Rozak David V
Shaporka Kathleen G
Stanislaw Justin
Washington Greg D
White Brandon R
Wilson Mark

15469
380 Rv Estimating & Repair
Eutsey Haylie
Grimm Sebrina W
Pritts David A
Shultz Anthony A
Weitzel Nichole
Wiltrout Stephen, Lori

15470
Dupree Joseph
Falls City Market
Universal Transport Solutions

15472
Fresh Travis L
Talbert Laura L

15473
Burkland Alex
C Harper Collision Center
Cain Mary Ellen
Chuboy Marion
Eckman Morgan
Falbo Michelle E
Ferguson Barbara A
Hartman Nicole
Hoffer Jenna K
Hudak Justine E Estate
Johnson Caroline P
Lindsey Jason A
Radishek Ralph
Rathway Raymond

Sales Katherine L Dora
Shaffer Norman
Sosnak Mark A
Svec Mrs George
Tisot James D
Vincent Rosemarie, Lynn G

15474

Goodwin Cassy
Habrat Charles E
Hughes Brenda L
Justilio Della A, James
Leppard Robert
Sapp Donald

15475

Afscme Local 3739
Maria Hall
Oliver Althea
Ziegenbalg Louis

15476

Peggues Gloria

15478

Cooper Barbara
Diamond Jacob
Dillow Marcia, James
Donaldson Barbara, Ardell
Evans Jeffrey E
Hall Michael
Korpon Jeff
Lafferty Sabrina
Lawrence Christopher
Leckemby Joyce B
Lytle Cynthia
Mayher Dolores
Medved Patricia J
Rose Danielle
Sanner Robert A
Sapp Roger
Staats Lawren A
Sullivan Edward, Betty
Weakland Mark James
Ziglear Julie

15480

Estate of Clifford Clark Jr
Global Tubing
Guseman William
Kaczynski Victoria A
Magerko Peter J
Price Sarah
Sonrise Security & Patrol
Wayne Transport

15482

Bohatch Judy L

Rosier Ronald
Territo Anthony D

15484

Azanon Urquia Klender Estuardo
Durham Mark Est
Durham Mark H Est

15486

Ansell Nathan R
Chaikcic Dorothy Est
Claude Rhome
Cooper Linda D
Ester James Est
Ester James R
Hall Walter
Rhodes Christine
Shoemaker Eric E

15488

Piccolomini John R IV

15489

Peffer Donald L

15490

Cramer Nikolas J

15631

Campbell Jessica N
Mcnelis Cheyenne
Terry John A III
Waller Thomas R

For information about the nature and value
of the property, or to check for additional names,
visit www.patrealury.gov

WARMAN ABSTRACT & RESEARCH LLC

JOHN F. WARMAN

518 Madison Drive

Smithfield, PA 15478

724-322-6529

johnfranciswarman@gmail.com

COMMERCIAL/RESIDENTIAL/CURRENT OWNER/MINERAL TITLE

A DECADE OF EXPERIENCE

E&O INSURED

WILL TRAVEL

ACCEPTING NEW CLIENTS


DiBella Weinheimer
Geer McAllister Best Coco Lloyd Whalen



Holly Whalen ♦ Amy Coco ♦ Bethann Lloyd

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Registers’ Notice

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

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

Monday, July 2, 2025, at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2624-0469	PAUL T. PRIESTER, JR.	Paul Timothy Priester, Sr., Executor

Notice is also hereby given that all of the foregoing Accounts will be called for Audit on

Monday, July 16, 2025, at 9:30 A.M.

in Courtroom No. 1 of the **Honorable President Judge Steve P. Leskinen** or his chambers, Second Floor, Courthouse, Uniontown, Fayette County, Pennsylvania, at which time the Court will examine and audit said accounts, hear exceptions to same or fix a time therefore, and make distribution of the balance ascertained to be in the hands of the Accountants.

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

Monday, July 2, 2025, at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2623-1043	THOMAS A. OSTROWSKI	Thomas E. Ostrowski and Michael J. Ostrowski, Co-Executors

Notice is also hereby given that all of the foregoing Accounts will be called for Audit on

Monday, July 16, 2025, at 9:30 A.M.

in Courtroom No. 5 of the **Honorable Judge Joseph M. George, Jr.** or his chambers, Third Floor, Courthouse, Uniontown, Fayette County, Pennsylvania, at which time the Court will examine and audit said accounts, hear exceptions to same or fix a time therefore, and make distribution of the balance ascertained to be in the hands of the Accountants.

JUDICIAL OPINION**IN THE COURT OF COMMON PLEAS OF FAYETTE COUNTY, PENNSYLVANIA
CRIMINAL DIVISION**

COMMONWEALTH OF	:
PENNSYLVANIA	:
v.	: No. 963 of 2023
ANTOINETTE LOUISSE HODGE,	: No. 276 WDA 2025
APPELLANT.	: Honorable President Judge Steve P. Leskinen

OPINION

Leskinen, P.J.

May 13, 2025

Before the Court are the Concise Issues filed by the Defendant's counsel on appeal after being found guilty by a jury on November 7, 2024, of Receiving Stolen Property, 18 Pa. C.S. § 3925(a); Theft by Failure to Make Required Disposition of Funds, 18 Pa. C.S. § 3927(a); Perjury, 18 Pa. C.S. § 4902(a); Misapplication of Entrusted Property and Property of Government or Financial Institutions, 18 Pa. C.S. § 4113(a); and Obstructing the Administration of Law or Other Governmental Function, 18 Pa. C.S. 5101. The Defendant was sentenced on December 17, 2024 to an aggregate sentence of twenty-one (21) to one hundred and twenty (120) months incarceration.

After trial, the Appellant filed a post-sentence motion. After the post-sentence motion was denied, on March 6, 2025, a Notice of Appeal was filed. On March 11, 2025 the Court issued a 1925(b) order requesting the Appellant's issues. The Order was not provided timely to trial counsel due to an administrative error in the Public Defender's Office, and he filed a request to file his concise statement nunc pro tunc. The Court granted his request and this opinion addresses the issues presented.

In her Statement of Concise Issues, Defendant asserts the following:

1. Whether the Court abused its discretion in applying Pennsylvania Rule of Evidence 404(8) to permit the Commonwealth to admit evidence from another case pending against the Defendant, which had a shared motive but the alleged mechanism of crime differed significantly?
2. Whether the Court erred in refusing to grant a mistrial when the Court had, during pretrial motions, denied admission of evidence by the Commonwealth under Pennsylvania Rule of Evidence 303(8), but later chose to permit the admission of said evidence after opening arguments and a substantial portion of testimony had already occurred?
3. Whether the Court erred in sentencing the Defendant to pay in restitution an amount which had already been recovered through payment from a surety bond?
4. Whether the Court erred in sentencing the Defendant to pay in restitution an amount which was the result of the cost of investigation, rather than a result of the criminal offense?

BACKGROUND

In January of 2020, the Appellant took office as the elected Treasurer for the City of Uniontown. The Treasurer's Office was staffed by the Appellant, the Deputy City Treasurer, and one additional staff person. The Treasurer's Office receives and deposits

City tax payments, payments made to the Sewer System fund, and the Tobacco Fund. Payment could be made to the Tax Office by credit card, check or cash. Upon assuming her position as Treasurer, the Appellant altered procedures related to the depositing of funds in the City's Tax Clearing Account. The prior practice in the office had been to make daily deposits to the bank of all funds received each day, but the Appellant changed that policy and made deposits on a less frequent unscheduled basis.

The funds in the office were collected, recorded in an RAK computer program, and reconciled daily using the receipts written in the office and the calculator tickets. The reconciliation was done primarily by the Deputy and the Appellant. The Deputy and Appellant each did a reconciliation, and then they each made a verbal confirmation of the amount of cash received each day. The Deputy did not make bank deposits, the Appellant was the only person who made all the deposits of the cash and checks by either going into the bank or by going through the bank's drive through branch. If the Appellant chose not to make a deposit on a particular day, the payments for that day were placed in a safe in the office.

All deposits were registered in the RAK computer program with each payment listed as cash, check, or credit card. In April, 2021, after a meeting with the solicitor, the Appellant changed the procedures and had the staff list all cash payments with two asterisks in the payment column. The staff testified that they were unaware that this change resulted in all cash payments being listed as checks.

After the Appellant had served as the City Treasurer for almost a year, several city residents complained that they received delinquent tax notices although they had paid their taxes and had their receipts. The City Council hired a forensic accountant to review the accounting procedures for all payments and deposits that went through the Treasurer's Office from the beginning of the Appellant's term in office in January 2020 until August 2021.

Initially the Appellant was cooperative with the investigation, but she later became uncooperative by refusing to give the investigating accountant access to documents and to the contents of the safe. The Appellant changed the recording procedures after the investigation began so that cash payments were indistinguishable from payments made by check. The forensic accountant reported after his investigation that \$106,750.00 in receipts were not accounted for as actual deposits in the City's Tax Clearing account.

As the Treasurer and the Deputy are required to be bonded, a copy of the reported loss was forwarded to the agency who bonded the Appellant. After a review of the investigation, the bonding agency paid the City for the lost funds. The bonding agency determined that the Appellant, in her role as Treasurer, was responsible as the head of the office to ensure that all funds were properly handled by the office. However, their payment on the bond was not an indication as to who physically took the funds.

Thereafter, the Pennsylvania State Police began their own investigation. Their investigation revealed that the Appellant spent several hundreds of dollars in cash each day gambling. There was testimony that she regularly purchased five hundred dollars (\$500.00) a day in "scratch-off" tickets, spent hours every day gambling on a "skill" gaming machine in a local business, and was gambling frequently at casinos in Pittsburgh, Fayette County, Washington County, and Westmoreland County. The amounts spent significantly exceeded her reported income.

As a result of the investigation, a grand jury was impaneled to take testimony on the loss of funds by the City. Before the grand jury, the testimony of the of the Deputy

and other office staff was consistent that the Treasurer had changed policies, was solely responsible for making deposits, and actively participated in the daily reconciliation of funds. The Appellant's testimony to the Grand Jury conflicted with the testimony of her staff. The evidence at trial included a video of the Appellant acting suspiciously when she left the office with a deposit that should have gone to the bank surreptitiously place in her purse.

DISCUSSION

Whether the Court abused its discretion in applying Pennsylvania Rule of Evidence 404(8) to permit the Commonwealth to admit evidence from another case pending against the Defendant, which had a shared motive but the alleged mechanism of crime differed significantly?

The Court did not abuse its discretion in permitting the prosecutor to admit evidence related to the Appellant's theft or embezzlement of funds from the Youghiogeny Western Baptist Association (hereinafter "YWBA"). Rule 404(b) provides that evidence of any other crime, wrong, or act is not admissible to prove a person's character in order to show that on a particular occasion the person acted in accordance with the character. Pa.R.E. 404(a)(1). However, the Rule goes on to provide that the evidence may be admissible for another purpose, such as proving motive, opportunity, intent, preparation, plan, knowledge, identity, absence of mistake or lack of accident. Pa.R.E. 404(b)(2). This evidence is admissible only if the probative value of the evidence outweighs its potential for unfair prejudice. *Id.* The Court determined that while the techniques she used vary slightly, the Appellant arranged to obtain a position of authority in each organization where she had access to and controlled the organization's finances. In this case, as City Treasurer, she had financial control of the money paid in by citizens and at the YWBA, she had access to the financial resources of the church organization and in her position, she had access to the organization's financial documents, such as the organization's checkbook and accounting reports. She used her position to forge the names of the persons responsible for signing checks. In her positions of authority in both organizations, the Appellant had direct access to the cash funds paid into the Treasurer's Office and the YWBA checkbook with little direct oversight by others in the organizations. In each organization, she repeatedly stole small amounts of money through a variety of forms of theft. In this case, she failed to deposit tax payments collected. In her position with the YWBA, the Appellant had access to the YWBA checkbook in her position with that organization. The motive for the thefts of these funds was to finance her daily gambling. The scheme and motive were similar and consistent. The evidence presented established lack of mistake, and demonstrated a common scheme, plan or design, with significant preparation to place herself in each position. The Court agreed with the prosecution that the information was probative, and its introduction was not more prejudicial than probative. The Appellant's issue is without merit.

Whether the Court erred in refusing to grant a mistrial when the Court had, during pretrial motions, denied admission of evidence by the Commonwealth under Pennsylvania Rule of Evidence 404(8), but later chose to permit the admission of said evidence after opening arguments and a substantial portion of testimony had already occurred?

The Appellant's assertion that the Court, during pretrial motions denied admission of evidence by the Commonwealth under Pennsylvania Rule of Evidence 404(b) but later permitted the admission of the evidence is incorrect. During a conference in cham-

bers regarding the introduction of the information of the theft of funds from the YWBA, defense counsel objected to the introduction of the charges and facts related to the Appellant's pending criminal charges related to the theft or embezzlement of funds from the Youghiogheny Western Baptist Association (hereinafter "YWBA"). When the prosecutor asserted that she intended to present the charges filed in the YWBA case in this case, the Court informed the prosecutor that she would not be permitted to mention that the Appellant had other criminal charges pending. The Court then went on to explain that the facts of the YWBA case could be used but raised his concerns about the impact of the use of those facts in this case. The Court made no ruling that the facts related to YWBA could not be admitted in this case. During the trial, when the prosecutor indicated that she intended to introduce the information regarding the YWBA case, defense counsel objected and requested a mistrial stating that he assumed the information was not coming in based on the pretrial conference and had thus developed his case preparation accordingly. At that time, the Court reiterated the prior discussion and that there was no ruling by the Court related to the facts underlying the YWBA situation, simply that the existence of another set of criminal charges could not be introduced. The Court then permitted the prosecutor to introduce testimony related to the Appellant's acts when she was in a position of responsibility at the YWBA. The common scheme and design of the thefts from both organizations was the basis for permitting the information to be introduced. The Court permitted the defense to take time to obtain any witnesses that the defense would need to present evidence in defense of the Appellant, with this alleged change in circumstances. Thereafter, the defense did not request any additional time for any witness that had been released from attending. After the prosecution rested, the defense presented no witnesses or evidence.

There was no basis for the Court to grant a mistrial based on the admission of the 404(b) evidence. The Court's ruling was appropriate under the circumstances. This issue is without merit.

Whether the Court erred in sentencing the Defendant to pay in restitution an amount which was the result of the cost of investigation, rather than a result of the criminal offense?

The Appellant asserts that the Court erred in including the cost of the investigation instead of just the amount of the theft of funds from the City. Pursuant to being sentenced, the Court ordered the Appellant to pay the restitution for the cost of the financial accountant hired by the City to investigate if there was a loss and the amount of that loss. Upon being sentenced to make restitution in addition to any other punishment prescribed, the Court shall order the fullest compensation for the loss. 18 Pa. C.S. § 1106(a)(1).

The restitution ordered includes the cost of the financial accountant to determine if there was a theft of funds and how much financial harm was caused by the theft. Restitution is proper only if there is a direct causal connection between the crime and the loss. The court applies a "but-for" test in imposing restitution, that the damages which occurred as a direct result of the crime are those which would not have occurred but for the defendant's criminal conduct. *Commonwealth v. Poplawski*, 158 A.3d 671 (Pa. Super. 2017). If not for the missing funds, the City would not have hired a forensic accountant to determine if there was a loss and the extent of the loss of funds in the Tax Office. In computing the amount of restitution, the Court considered the amount of injury suffered by the City and other costs which were necessary to determine the amount of damages and then entered an order it deemed appropriate. Restitution is only imposed

where the victim suffered a loss that flows from the conduct that forms the basis of the crime for which the Appellant has been held accountable. Poplawski, citing to 18 Pa. C.S. § 1106(c)(2)(i).

Because restitution is a sentence, the amount ordered was supported by the record, it was not speculative or excessive. *Id.* The amount ordered was limited to the amount of loss determined by the forensic accounting and the cost to the City to conduct that accounting, both amounts were supported by the record. The inclusion of the loss of funds to the City in the sentence is mandatory and the costs attributable to the forensic accounting are appropriately included in the sentence.

Whether the Court erred in sentencing the Defendant to pay in restitution an amount which had already been recovered through payment from a surety bond?

Upon being sentenced to make restitution in addition to any other punishment prescribed, the Court shall order the fullest compensation for the loss. 18 Pa. C.S. § 1106(a)(1). The statute requires that since this is a government agency, even if money is received from another agency the Court shall order the Appellant to pay this amount as part of the mandatory restitution in the case. *Id.* The statute also provides that the Court shall not reduce a restitution award by any amount that the victim has received from an insurance. *Id.*

In computing the amount of restitution, the Court considered the amount of injury suffered by the City and other costs which were necessary to determine the amount of damages and then entered an order it deemed appropriate. Restitution is only imposed where the victim suffered a loss that flows from the conduct that forms the basis of the crime for which the Appellant has been held accountable. Poplawski, citing to 18 Pa. C.S. § 1106(c)(2)(i).

Because restitution is a sentence, the amount ordered was supported by the record, it was not speculative or excessive. *Id.* The amount ordered was limited to the amount of loss determined by the forensic accounting and the cost to the City to conduct that accounting, both were supported by the record. The inclusion of the loss of funds to the City in the sentence is mandatory and as their bonding agency reimbursed the City pursuant to the bond that covered the Appellant. The bonding company determined that it was appropriate for the City to be reimbursed under the bond for the loss. Pursuant to the statute, the Appellant is required to pay restitution for the loss previously compensated by the bonding company. The statute provides that the Court shall order the offender to pay any restitution ordered for loss previously compensated by an insurance company to the insurance company.

For the above stated reasons, the issues raised by the Appellant are without merit and this Honorable Court should affirm the judgment of sentence.

BY THE COURT:
LESKINEN, P.J.

ATTEST:
CLERK OF COURTS

LUNCH & LEARN SERIES

The Fayette County Bar Association's next presentation in its Lunch & Learn Series will be:

- Date: **Wednesday, July 23rd from 12:00 p.m. to 2:00 p.m.**
- Location: **Fayette County Courthouse - Courtroom Four**
- Discussion topics: **Avoiding Legal Malpractice Seminar**
- Presenters: **Bethann R. Lloyd, Esquire and James T. Davis, Esquire**

CLE Credit

2.0 hours of Ethics CLE credit for the program. The fees are as follows:

Members of the FCBA

- \$5 fee for attendance without CLE Credit
- \$15 fee for attendance with CLE Credit

Attorneys admitted to practice in Pennsylvania after January 1, 2020

- \$5 fee for attendance with CLE Credit

Non-members of the FCBA

- \$15 fee for attendance without CLE Credit
- \$40 fee for attendance with CLE Credit

**** All fees to be paid at the door ****
Lunch will be provided.

RSVP

If interested in attending, please call Cindy at the Bar office at 724-437-7994 or email to cindy@fcbar.org on or before Monday, July 21st.

Attorneys who are insured through the Pennsylvania Bar Association Insurance Program, advised and administered by USI Affinity, have the ability to earn up to a 7.5% discount on their malpractice insurance based on one's attendance at this CLE. Questions regarding your LPL insurance should be directed to USI Affinity at 610-537-1368.