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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

JOYCE L. BARTLEY, late of Connellsville,
Fayette County, PA (3)

Executor: James Gallagher
c/o Casini & Geibig, LLC
815B Memorial Boulevard
Connellsville, Pa 15425
Attorney: Jennifer M. Casini

FLOYD M. DRYLIE, late of Brownsville,
Fayette County, PA (3)

Personal Representative: Anna M. Zooner
315 High Street
Brownsville, PA 15417
c/o P.O. 488
California, PA 15419
Attorney: Lisa J. Buday

LORETTA K. FRIEND, late of Hopwood,
Fayette County, PA (3)

Executor: Garry Lee Friend
c/o 11 Pittsburgh Street
Uniontown, PA 15401
Attorney: Thomas W. Shaffer

**PATRICIA JARRETT, a/k/a PAT
JARRETT, a/k/a PATRICIA A. JARRETT**,
late of Smithfield, Nicholson Township, Fayette
County, PA (3)

Executor: Richard A. Jarrett
174 Boy Scout Road
Masontown, PA 15461
c/o 76 East Main Street
Uniontown, PA 15401
Attorney: Douglas S. Sholtis

MARY AGNES SINCLAIR, late of
Perryopolis, Fayette County, PA (3)

Co-Executrices: Lenora Palonder
P.O. Box 24
301 Liberty Street
Perryopolis, PA 15473
Mary Beth Cope
P.O. Box 6
801 Circle Street
Perryopolis, PA 15473
c/o Bassi, Vreeland & Associates, P.C.
P.O. Box 144
111 Fallowfield Avenue
Charleroi, PA 15022
Attorney: Bradley M. Bassi

**TYLER SWENGLISH, a/k/a TYLER
CHARLES SWENGLISH**, late of German
Township, Fayette County, PA (3)

Personal Representative:
Carl R. Swenglish
c/o Higinbotham Law Offices
45 East Main Street, Suite 500
Uniontown, PA 15401
Attorney: James Higinbotham

Second Publication

SUSAN A. KURIMCAK, late of Bullskin
Township, Fayette County, PA (2)

Personal Representative:
Mary Louise Kurimcak
c/o 720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Robert A. Gordon

LOIS E. NICHOLSON, late of Uniontown,
Fayette County, PA (2)

Executrix: Jean Keen
c/o P.O. Box 727
Uniontown, PA 15401
Attorney: Bernadette K. Tummons

First Publication

JOAN M. BAILES, late of Republic, Fayette County, PA (1)

Administrator D.B.N.:

Bernadette Tummons

c/o P.O. Box 727

Uniontown, PA 15401

Attorney: Bernadette Tummons

JACQUELINE FAYE CHAPMAN, a/k/a

JACQUELINE CHAPMAN, late of South Union Township, Fayette County, PA (1)

Personal Representatives: Rene Brown and Michelle Leibhart

c/o Watson Mundorff, LLP

720 Vanderbilt Road

Connellsville, PA 15425

Attorney: Robert A. Gordon

DR. JOHN J. DUDA a/k/a DR. JOHN

JACOB DUDA, late of Luzerne Township, Fayette County, PA (1)

Personal Representatives:

Andrew C. Duda and Mark A. Duda

c/o Davis & Davis

107 East Main Street

Uniontown, PA 15401

Attorney: James T. Davis

MICHAEL SEAN GALIARDI, a/k/a

MICHAEL S. GALIARDI, late of Connellsville, Fayette County, PA (1)

Personal Representative:

Michael E. Galiardi

c/o Watson Mundorff, LLP

720 Vanderbilt Road

Connellsville, PA 15425

Attorney: Timothy J. Witt

DANIEL A.C. GUTHRIE, late of Redstone Township, Fayette County, PA (1)

Administrator: Daniel E. Guthrie

c/o 55 East Church Street, Suite 101

Uniontown, PA 15401

Attorney: Jason Adams

HARRY L. HEATER, JR., late of South Connellsville Township, Fayette County, PA (1)

Personal Representative:

Timothy L. Heater

c/o Davis & Davis

107 East Main Street

Uniontown, PA 15401

Attorney: Gary J. Frankhouser

SUSAN A. KURIMCAK, late of Bullskin Township, Fayette County, PA (1)

Personal Representative:

Mary Louise Kurimcak

325 North Church Street

Mt. Pleasant, PA 15666

c/o Watson Mundorff, LLP

720 Vanderbilt Road

Connellsville, PA 15425

Attorney: Robert A. Gordon

FRANCES LOUISE LEON, late of Redstone Township, Fayette County, PA (1)

Personal Representative: Denee Donofrio

c/o Davis & Davis

107 East Main Street

Uniontown, PA 15401

Attorney: James T. Davis

JOHN J. WOZNIAK, JR., late of Fayette City, Fayette County, PA (1)

Executrix: Claudia Stewart

236 Navaho Hollow Road

Fayette City, PA 15438

c/o P.O. Box 1

401 Sixth Street at Washington Avenue

Charleroi, PA 15022

Attorney: Alan Benyak

LEGAL NOTICES

NOTICE OF VOLUNTARY DISSOLUTION OF PECHIN BEVERAGE DISTRIBUTORS, INC.

NOTICE IS HEREBY GIVEN THAT the shareholders and directors of Pechin Beverage Distributors, Inc., a Pennsylvania corporation, with an address at 22 Mary Way, Dunbar, Fayette County, Pennsylvania, 15431, have approved a proposal that the corporation voluntarily dissolve, and that the Board of Directors is now engaged in winding up and settling the affairs of the corporation under the provisions of Section 1975 of the Pennsylvania Business Corporation Law of 1988, as amended.

Watson Mundorff, LLP

NOTICE OF ORDINANCE 2021-01

The public is hereby notified that Brownsville township intends to enact an ordinance at a meeting to be held on January 4, 2021, to vacate a 40-foot street, known as Conwell Street, located in the Westview Plan of Lots, and recorded in the Office of the Recorder of Deeds of Fayette County, Pennsylvania, in Plan Book 4, page 30.

A true and correct copy of the ordinance can be found in the following offices: Office of the Herald Standard, Fayette County Law Library, and Brownsville Township Municipal Building during regular business hours.

Anthony S. Dedola, Jr.
Solicitor for Brownsville Township

In the Court of Common Pleas of
Fayette County, Pennsylvania
No. 2040 of 2020, G.D.

In re: Petition of Taylor May Grant for change of name to Taylor May Hosler.

NOTICE

Notice is hereby given that an Order of said Court was entered as a result of the filing of said Petition and fixed the 16th day of February, 2021, at 1:45 o'clock p.m. as the time and the Fayette County Courthouse, Courtroom No. 5, Uniontown, Pennsylvania, as the place for a hearing, when and where all interested persons may appear and show cause, if any they have, why said name should not be changed as prayed for.

Ernest P. DeHaas, III, Esquire
DEHAAS LAW, LLC
51 East South Street
Uniontown, PA 15401
(724) 438-3510

CIVIL ACTION
COURT OF COMMON PLEAS
FAYETTE COUNTY, PA
CIVIL ACTION-LAW
NO. 2020-01364
NOTICE OF ACTION IN MORTGAGE
FORECLOSURE

WILMINGTON SAVINGS FUND SOCIETY
DBA CHRISTIANA TRUST, NOT
INDIVIDUALLY, BUT SOLELY AS
TRUSTEE FOR NYMT LOAN TRUST I,
Plaintiff

v.
DAVID MIHALSKY, IN HIS CAPACITY AS
HEIR OF WALTER R. MIHALSKY;
CARMEL TASSONE, IN HIS CAPACITY AS
HEIR OF WALTER R. MIHALSKY;
EDWARD MIHALSKY, JR., IN HIS
CAPACITY AS HEIR OF WALTER R.
MIHALSKY; UNKNOWN HEIRS,
SUCCESSORS, ASSIGNS AND ALL
PERSONS, FIRMS OR ASSOCIATIONS
CLAIMING RIGHT, TITLE OR INTEREST
FROM OR UNDER WALTER R. MIHALSKY,
Defendants

To: CARMEL TASSONE, IN HIS
CAPACITY AS HEIR OF WALTER R.
MIHALSKY; UNKNOWN HEIRS,
SUCCESSORS, ASSIGNS AND ALL

PERSONS, FIRMS OR ASSOCIATIONS CLAIMING RIGHT, TITLE OR INTEREST FROM OR UNDER WALTER R. MIHALSKY Defendant(s), 233 WATER STREET FOOTEDALE, PA 15468

RAS CITRON, LLC ATTORNEYS FOR PLAINTIFF Jenine Davey, Esq. ID No. 87077 133 Gaither Drive, Suite F Mt. Laurel, NJ 08054 855-225-6906

COMPLAINT IN MORTGAGE FORECLOSURE

You are hereby notified that Plaintiff, WILMINGTON SAVINGS FUND SOCIETY DBA CHRISTIANA TRUST, NOT INDIVIDUALLY, BUT SOLELY AS TRUSTEE FOR NYMT LOAN TRUST I, has filed a Mortgage Foreclosure Complaint endorsed with a Notice to Defend, against you in the Court of Common Pleas of FAYETTE County, PA docketed to No. 2020-01364, seeking to foreclose the mortgage secured on your property located, 233 WATER STREET FOOTEDALE, PA 15468.

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in this notice you must take action within twenty (20) days after the Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you, and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH THE INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

Pennsylvania Lawyer Referral Service Pennsylvania Bar Association 100 South Street P.O. Box 186 Harrisburg, PA 17108 800-692-7375

To: Jesse Jeffries

In Re: P.L., minor child, born August 17, 2015

A petition for involuntary termination of parental rights has been filed asking the court to put an end to all rights you have to your child, P.L., born August 17, 2015. The court has set a hearing to consider ending your rights to your child.

The hearing will be held in the Greene County Courthouse, 10 E. High Street, Waynesburg, PA 15370 on January 15, 2021, at 9:00 a.m. in the assigned courtroom before the Judge.

You are warned that even if you fail to appear at the scheduled hearing, the hearing will go on without you and your rights to your child may be ended by the court without you being present.

You have a right to be represented at the hearing by a lawyer. You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below to find out where you can get legal help. Southwestern Pennsylvania Legal Aid, 63 S. Washington Street, Waynesburg, PA 15370; (724) 627-3127 or Lawyer Referral Service, 10 E. High Street, Waynesburg, PA; (724) 852-5237.

This notice given by Greene County Children and Youth Services, 150 Fort Jackson County Building, 19 South Washington Street, Waynesburg, PA 15370. (3 of 3)

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, January 4, 2021, at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2616-0577	RITA M. CARNES	Willa Jean Brown a/k/a Jean Brown and Elaine Swank, Administratrices DBNCTA

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

Tuesday, January 19, 2021, at 9:30 A.M.

in Courtroom No. 5 of the **Honorable Joseph M. George Jr.** or his chambers, 3rd Floor, Courthouse, Uniontown, Fayette County, Pennsylvania, at which time the Court will examine and audit said accounts, hear exceptions to same or fix a time therefore, and make distribution of the balance ascertained to be in the hands of the Accountants.

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

JUDICIAL OPINION

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

COMMONWEALTH OF	:	
PENNSYLVANIA,	:	
	:	
v.	:	
	:	
GREGORY PRITTS,	:	No. 2626 of 2019
Defendant.	:	Honorable Senior Judge Gerald R. Solomon

OPINION AND ORDER

SOLOMON, SJ.

DECEMBER 16, 2020

Before the Court is the Omnibus Pretrial Motion of Defendant, Gregory Pritts, in the nature of Habeas Corpus and a Motion to Suppress Search Warrant.

FINDINGS OF FACT

1. On September 27, 2019, Corporal Alex M. Grote of the Pennsylvania State Police, went to a scene after being informed that there was a suicidal male inside the residence at 111 Jude Street in Connellsville, Pennsylvania. N.T., 7/2/20, at 3-5, 7.

2. At the scene, Trooper Grote was informed there was a suicidal male inside the residence and it was unknown if anyone else was in the residence. Id. at 5-6.

3. For one and one-half hours, efforts were made in an attempt to have the individual exit the residence. Id. at 6.

4. At the scene, he was given the name of the Defendant as the person in the residence. Id. at 6-7.

5. Whether there were any other individuals in the residence was unknown. Id. at 8.

6. After approximately one and one-half hours, Defendant exited the residence and approached Corporal Grote in a combative manner. Id.

7. When an attempt was made to keep Defendant from going back into the residence, Defendant became combative and started struggling with Corporal Grote. Id.

8. Defendant punched Corporal Grote, also other Troopers, and resisted arrest. Id. at 9.

9. Corporal Grote was injured during the struggle with Defendant. Id.

10. Immediately after Defendant was secured, Corporal Grote and two other Officers entered the Defendant's residence to safely clear it for officer safety and to search for any victims in the residence. Id. at 10-11.

11. The Corporal did a very brief safety clear for approximately one minute during which time he viewed bomb making materials and weapons in plain view throughout the residence. Id.

12. Upon observing these items he immediately told everyone to clear the residence. Id.

13. Corporal Grote then turned over the scene to Lieutenant Dowling and went to the Uniontown Hospital for treatment of his injuries. Id. at 11.

14. Trooper Michael Doriguzzi, who assisted during the initial investigation, secured a mental health warrant and, when he returned to the scene, was told of numerous firearms in the residence. N.T. 11/14/19, at 3-5.

15. After a search warrant was secured, Trooper Doriguzzi executed it and entered the residence. Id. at 5-6.

16. The Defendant was the owner of the residence. Id. at 5.

17. Inside the residence, the Trooper, who worked with explosives in the United States Army, observed several devices and alerted everyone to evacuate the trailer: Id. at 6.

18. The bomb squad was then contacted and, after it arrived, thirty-two devices were recovered from the residence. Id. at 7.

19. For safety reasons, only four of the devices were tested by the Harrisburg Regional Laboratory and were found to contain an explosive. Id. at 8.

20. In addition to the devices, other materials were found in the Defendant's home that were related to the devices. Id. at 8-9.

21. Trooper Joshua Spyra also went to the scene because a male suspect had barricaded himself inside a trailer. Id. at 13-14.

22. After Defendant exited the trailer, he was very uncooperative and struck Trooper Spyra. Id. at 15-16.

23. Defendant had been repeatedly warned to stop resisting and that he was under arrest. Id. at 16.

24. Trooper Tyler Shutterly also went to the scene for a welfare check after receiving information from Defendant's girlfriend that Defendant was thinking of killing him-

self and that there were multiple weapons in the house. *Id.* at 18-19.

25. Trooper Shutterly went to the scene with Troopers Spyra and Martin and Corporal Grote. *Id.* at 19-20.

26. When Defendant exited the house, an attempt was made to place him under arrest and, when Defendant resisted, a struggle ensued during which he struck Trooper Shutterly. *Id.* at 21.

DISCUSSION

We will first address the Omnibus Pretrial Motion of Defendant, Gregory Pritts, in the nature of Habeas Corpus. A Petition for Writ of Habeas Corpus contends that the Commonwealth failed to establish a *prima facie* case that Defendant committed the charged offenses and tests a pre-trial finding that the Commonwealth has sufficient evidence to establish a *prima facie* case to each of the charged offenses *Commonwealth v. Engle*, 847 A.2d 88 (Pa.Super. 2004). A *prima facie* case requires evidence that sufficiently establishes both the commission of a crime and that the accused is probably the perpetrator. *Commonwealth v. Hendricks*, 927 A.2d 289 (Pa.Super. 2007).

Following his arrest, Defendant was charged with Aggravated Assault, 18 Pa.C.S.A. §2702 §§(a)(2), by reason of his striking Corporal Alex Grote, and causing injury. To be guilty of this offense, the Commonwealth must establish that Defendant attempted to cause or intentionally, knowingly or recklessly caused serious bodily injury to an enumerated person, in this case, a police officer.

Instantly, when an attempt was made to prevent Defendant from going back into the residence, the uncontradicted testimony is that Defendant became combative and started struggling with Corporal Grote. During the struggle, Defendant punched Corporal Grote and resisted arrest. As a result, Corporal Grote was injured during the struggle with Defendant. Thus, this issue is without merit.

Defendant was also charged with two counts of Aggravated Assault, 18 Pa.C.S.A. §2702 §§(a)(3), by reason of his striking Troopers Josua Spyra and Tyler Shutterly. To be guilty of this offense, the Commonwealth must establish that Defendant attempted to cause or intentionally, knowingly or recklessly caused bodily injury to an enumerated person, in this case, a police officer. The uncontradicted testimony of these two Troopers sufficiently establishes both the commission of a crime and that the accused is probably the perpetrator.

Next, Defendant stands charged with Risking Catastrophe, 18 Pa.C.S.A. §3302 §§B. A person is guilty of this offense if he recklessly creates a risk of catastrophe in the employment of explosives or other dangerous means. Here, when Trooper Doriguzzi executed a search warrant and entered the residence, having worked with explosives in the United States Army, he observed several devices and alerted everyone to evacuate the trailer. The bomb squad was then contacted and, after it arrived, thirty-two devices were recovered from the residence. For safety reasons, only four of the devices were tested by the Harrisburg Regional Laboratory and were found to contain an explosive. In addition to the devices, other materials were found in the Defendant's home that were

related to the devices.

This testimony not only establishes the charge of Risking Catastrophe, it also establishes Count 5, Possession of Weapon, 18 Pa.C.S.A. §907 §§B, Count 6, Make Offensive Weapons, 18 Pa.C.S.A. §908 §§A, and Count 8, Weapons of Mass Destruction, 18 Pa.C.S.A. §2716 §§A. Thus, the Commonwealth has met its burden as to these charges.

The next charge filed against Defendant, in Count 7, is Resisting Arrest, 18 Pa.C.S.A. §5104. Again, the uncontradicted testimony of the officers on scene clearly establishes that Defendant resisted arrest.

Lastly, Defendant stands charged with Aggravated Assault, 18 Pa.C.S.A. §2702 §§A6. To be guilty of this offense, one must attempt by physical menace to put a police officer, while in the performance of his duty, in fear of imminent serious bodily injury. Again, the uncontradicted testimony of the victims of this offense, Troopers Spyra and Shutterly, and Corporal Grote, clearly establishes this offense.

We now turn to the Motion to Suppress Search Warrant. Upon receiving information from Defendant's girlfriend that Defendant was thinking of killing himself and that there were multiple weapons in the house, officers of the Pennsylvania State Police went to the residence of Defendant. At the scene, Trooper Grote was informed there was a suicidal male inside the residence and it was unknown if anyone else was in the residence.

After Defendant exited the residence and was subdued, entry was made into the residence to establish if anyone else was in the residence and whether there were any victims in the residence. Upon entry, in less than a minute, officers noticed, in plain view, explosive devices, and exited the residence. Upon such circumstances, the securing of a search warrant was justified. Thus, this issue is without merit.

WHEREFORE, we will enter the following Order.

ORDER

AND NOW, this 16th day of December, 2020, it is hereby ORDERED and DECREED that the Omnibus Pretrial Motion of Defendant, Gregory Pritts, is DENIED.

BY THE COURT:
GERALD R. SOLOMON,
SENIOR JUDGE

ATTEST:
Clerk of Courts

WARMAN ABSTRACT & RESEARCH LLC

JOHN F. WARMAN

518 Madison Drive

Smithfield, PA 15478

724-322-6529

johnfranciswarman@gmail.com

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