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FAYETTE LEGAL JOURNAL

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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

RALPH CATON, late of Georges Township, Fayette County, PA (3)

Co-Administrators:

Mark Caton

106 Tyrone Avenue
Uniontown, PA 15401

Darlene Caton

2105 Morgantown Road
Uniontown, PA 15401

Douglas Caton

469 Augdon Drive
Elyria, OH 44035

SANDRA L. DETWEILER, late of Uniontown, Fayette County, PA (3)

Administratrix: Amy L. Detweiler

c/o Radcliffe Law, LLC

648 Morgantown Road, Suite B
Uniontown, PA 15401

Attorney: Robert R. Harper, Jr.

PHILIP J. JAWORSKI, late of Dunbar Township, Fayette County, PA (3)

Personal Representative:

Theresa M. Jaworski

c/o Watson Mundorff, LLP
720 Vanderbilt Road

Connellsville, PA 15425

Attorney: Timothy J. Witt

PAUL R. KONDRLA, a/k/a PAUL KONDRLA, a/k/a PAUL RICHARD KONDRLA, late of Georges Township, Fayette County, PA (3)

Co-Executrices: Virginia K. Kondrla and

Louise Tanner

c/o 9 Court Street

Uniontown, PA 15401

Attorney: Vincent J. Roskovensky, II

VICKEY KREMPOSKY, late of Lemont Furnace, Fayette County, PA (3)

Executor: Joshua Michael Kremposky

c/o Proden and O'Brien

99 East Main Street

Uniontown, PA 15401

Attorney: Wendy L. O'Brien

STEPHEN MONACO, late of Lemont Furnace, Fayette County, PA (3)

Personal Representative: Diana L. Monaco

c/o Davis and Davis

107 East Main Street

Uniontown, PA 15401

Attorney: James T. Davis

HAROLD L. NICHOLSON, late of Uniontown, Fayette County, PA (3)

Administrator: Austin C. Nicholson

c/o Monaghan and Monaghan, LLP

57 East Main Street

Uniontown, PA 15401

Attorney: Gary D. Monaghan

CLAYTON SHOW, a/k/a CLAYTON DAVID SHOW, late of Hopwood, Fayette County, PA (3)

Administratrix: Ashley Show

c/o Kopas Law Office

556 Morgantown Road

Uniontown, PA 15401

Attorney: John Kopas

LOUISE WILLIAMS, a/k/a BETTY LOUISE WILLIAMS, late of Jefferson Township, Fayette County, PA (3)

Executrix: Lynn Protos

c/o Adams Law Offices, PC

55 East Church Street, Suite 101

Uniontown, PA 15401

Attorney: Jason Adams

GEORGE WILLIAMS VAVASES, late of Star Junction, Fayette County, PA (3)

Administratrix: Wendy Barbeau

c/o Goodwin Como, PC

108 North Beeson Boulevard, Suite 400

Uniontown, PA 15401

Attorney: Amanda Como

GEORGE M. ZERAMBO, JR., late of Washington Township, Fayette County, PA (3)
Administrator: Gregory R. Stark
 138 Stratford Center
 New Stanton, PA 15672
 c/o Leech Tishman Fuscaldo & Lampl
 525 William Penn Place 28th Floor
 Pittsburgh, PA 15219
Attorney: Melanie E. Cuddyre

Second Publication

KIP CALLAHAN, late of Connellsville, Fayette County, PA (2)
Administratrix: Trudie Callahan
 428 Englishman Hill Road
 Connellsville, PA 15425
 c/o Tremba, Kinney, Greiner, & Kerr
 1310 Morrell Avenue, Suite C
 Connellsville, PA 15424
Attorney: John Greiner

TYLER JACOB DURST, late of Point Marion, Fayette County, PA (2)
Personal Representatives:
 Barbara Durst Walters and Shae Konkus
 c/o Goodwin Como, P.C.
 108 North Beeson Boulevard, Suite 400
 Uniontown, PA 15401
Attorney: Amanda Como

ROY E. KESNER, a/k/a ROY KESNER, late of Hopwood, Fayette County, PA (2)
Personal Representative: Amy Kesner
 c/o George & George
 92 East Main Street
 Uniontown, PA 15401
Attorney: Joseph M. George

GEORGE M. LEASURE, late of Belle Vernon, Fayette County, PA (2)
Executor: Rodger Leasure
 268 Skyline Drive
 Belle Vernon, PA 15012
 c/o Sikov and Love, P.A.
 310 Grant Street, Suite 1110
 Pittsburgh, PA 15219
Attorney: Carol Sikov Gross

ALBERTA LUCILLE LEONARD, a/k/a A LUCILLE LEONARD, late of Lower Tyrone Township, Fayette County, PA (2)
Personal Representative:
 Elizabeth Leonard
 c/o 208 South Arch Street, Suite 2
 Connellsville, PA 15425
Attorney: Richard A. Husband

JOHN ONOFREY, a/k/a JOHN A. ONOFREY, late of Denbo, Washington County, PA (2)
Executor: Frank Bastian
 5 Old Mine Road
 Denbo, PA 15429
 c/o 257 Driftwood Road
 Brownsville, PA 15417
Attorney: William Worthington

BERTHA R. RIGGIN, a/k/a BERTHA RAE RIGGIN, late of Uniontown, Fayette County, PA (2)
Executrix: Lynette Riggin Mitchell
 c/o Adams Law Offices, PC
 55 East Church Street, Suite 101
 Uniontown, PA 15401
Attorney: Jason Adams

RANDY ALLAN ROSE, a/k/a RANDY A. ROSE, late of North Union Township, Fayette County, PA (2)
Administratrix: Lindsey R. Rose
 1256 Fernridge Drive
 Pittsburgh, PA 15241
 c/o 5305 Steubenville Pike
 McKees Rocks, PA 15136
Attorney: Dennis W. Trohaugh

TIMOTHY G. SAWYERS, late of German Township, Fayette County, PA (2)
Personal Representatives:
 Timmie Gene Antesberger, Amy Condupa,
 Tiffany Ann Sawyers
 c/o Higinbotham Law Offices
 68 South Beeson Boulevard
 Uniontown, PA 15401
Attorney: James Higinbotham

DEBRA L. SOK, late of Connellsville, Fayette County, PA (2)

Administrator: Misty Callahan
120 Penn Avenue
Connellsville, PA 15425
c/o Mears, Smith, Houser & Boyle, P.C.
127 North Main Street
Greensburg, PA 15601
Attorney: Kim Ross Houser

LEGAL NOTICES

NOTICE

Notice is hereby given that a Certificate of Organization was filed with the Pennsylvania Department of State, on June 24th, 2022, for a Limited Liability Company, organized under the Limited Liability Company Law of 1994, as from time to time amended. The name of the Company is Kopas Ventures, LLC, having an address of 556 Morgantown Road, Uniontown, Pennsylvania 15401. The purpose of the Limited Liability Company is real estate acquisitions and real estate rentals and activities related thereto and any other lawful purpose for which a corporation may be organized.

John A. Kopas III, Esquire
556 Morgantown Road
Uniontown, PA 15401
Telephone: 724-437-1111

MEREDITH M. TROUT, late of Bullskin Township, Fayette County, PA (2)

Personal Representative: Melanie R. Rotz
2152 Hafer Road
Fayetteville, PA 17222
c/o Hoskinson, Wenger & Rife
147 East Washington Street
Chambersburg, PA 17201
Attorney: Lawrence R. Rife, IV

First Publication

JAMES M. LAUGHERY, late of North Union Township, Fayette County, PA (1)

Co-Executrix:
Jamie Kline and Tonya Luckey
c/o Higinbotham Law Offices
68 South Beeson Boulevard
Uniontown, PA 15401
Attorney: James E. Higinbotham, Jr.

NOTICE

Notice is hereby given that a Certificate of Organization was filed with the Pennsylvania Department of State, on July 1st, 2022, for a Limited Liability Company, organized under the Limited Liability Company Law of 1994, as from time to time amended. The name of the Company is Buckroe Mini Property Holdings, LLC, having an address of 514 Thomas Drive, Uniontown, Pennsylvania 15401. The purpose of the Limited Liability Company is real estate acquisitions and real estate rentals and activities related thereto and any other lawful purpose for which a corporation may be organized.

John A. Kopas III, Esquire
556 Morgantown Road
Uniontown, PA 15401
Telephone: 724-437-1111

MARY EDNA SCHVARCZKOPF, late of Uniontown, Fayette County, PA (1)

Personal Representative: Lisa Zeller
c/o Davis & Davis
107 East Main Street
Uniontown, PA 15401
Attorney: Gary J. Frankhouser

MARION CAROL TRIMBATH A/K/A CAROL TRIMBATH, late of Dunbar

Township, Fayette County, PA (1)
Personal Representative: Marti Pletcher
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Timothy J. Witt

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

Tuesday, September 6, 2022, at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2620-0321	JOHN H. RICHTER	Jerry D. Richter, Executor
2621-0111	JENNIE J. AMBRISCO	Eugene Falvo, Executor

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

Monday, September 19, 2022, at 9:30 A.M.

in Courtroom No. 5 of the **Honorable 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.

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

Tuesday, September 6, at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2619-0948	ROY W. TAYLOR	Eric D. Taylor and Heather L. Taylor, Co-Executors

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

Monday, September 19, 2022, at 9:30 A.M.

in Courtroom No. 1 of the **Honorable 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.

JEFFREY L. REDMAN

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

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

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WILL TRAVEL

ACCEPTING NEW CLIENTS

JUDICIAL OPINION

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

COMMONWEALTH OF	:	
PENNSYLVANIA,	:	
	:	
vs.	:	
	:	
DOUGLAS GILES,	:	No. 697 of 2021
Defendant.	:	Honorable Steve P. Leskinen

OPINION AND ORDER

Leskinen, J.

July 19, 2022

Before the Court is the Defendant's Motion For Return Of Property. After a careful review of the evidence and applicable case law, the Court hereby issues the following OPINION AND ORDER:

Factual Background

The Defendant seeks the return of a firearm and ammunition. The Defendant plead Guilty to six counts of Disorderly Conduct on February 9th, 2022. This Court sentenced the Defendant on the same day. The Sentence Order was clocked-in at the Clerk Of Courts Office on February 11th, 2022 at 9:54 am. The Defendant filed his Motion For Return Of Property on May 26th, 2022.

Legal Standard

Pa.R.Crim.P. Rule 588(A) states:

A person aggrieved by a search and seizure, whether or not executed pursuant to a warrant, may move for the return of the property on the ground that he or she is entitled to lawful possession thereof. Such motion shall be filed in the court of common pleas for the judicial district in which the property was seized.

The Pennsylvania Supreme Court has interpreted Pa.R.Crim.P. Rule 588(A) as follows:

[A] return motion is timely when it is filed by an accused in the trial court while that court retains jurisdiction, which is up to thirty days after disposition. See 42 Pa.C.S. § 5505 (providing that a trial court retains jurisdiction to modify or rescind any order within thirty days of its entry, if no appeal has been taken).

Com. v. Allen, 107 A.3d 709, 717 (2014).

42 Pa.C.S.A. § 5505 states:

Except as otherwise provided or prescribed by law, a court upon notice to the parties may modify or rescind any order within 30 days after its entry, notwithstanding the prior termination of any term of court, if no appeal from such order has been taken or allowed.

Trial courts have the power to alter or modify a criminal sentence within thirty days after entry, if no appeal is taken. *Com. v. Walters*, 814 A.2d 253, 255-56 (Pa. Super. 2002) quoting *Com. v. Quinlan*, 639 A.2d 1235, 1238 (1994). Generally, once the thirty - day period is over, the trial court loses the power to alter its orders. *Id.* The date of receipt is the date of filing. Pa.R.Crim.P. 114, Comment.

Discussion

The Defendant's Sentence Order was clocked-in at the Clerk Of Courts Office on February 11th, 2022 at 9:54 am. The Defendant's Sentence Order was dispositive. The Defendant did not file an Appeal. Pursuant to 42 Pa.C.S.A. § 5505, this Court retained jurisdiction for thirty days after the Defendant's Sentence Order was clocked-in. Thirty days after February 11th, 2022 was Sunday, March 13th, 2022. Since March 13th, 2022 fell on a Sunday, the last day this Court retained jurisdiction over this matter was Monday, March 14th, 2022. Monday, March 14th, 2022, therefore, was the last day on which the Defendant could have filed a Motion For Return Of Property pursuant to *Com. v. Allen*. The Defendant did not file his Motion For Return Of Property until May 26th, 2022: seventy three days late.

Conclusion

The Court finds that it lacks jurisdiction over the Defendant's Motion For Return Of Property due to the fact that the Defendant filed his Motion For Return Of Property seventy three days late.

WHEREFORE, the Court issues the following Order:

ORDER

AND NOW, this 19th day of July, 2022, the Court finds that the Defendant filed his Motion For Return Of Property seventy three days late. The Court therefore lacks jurisdiction over the Defendant's Motion pursuant to *Com. v. Allen*, 107 A.3d 709, 717 (2014).

BY THE COURT:
LESKINEN, JUDGE

ATTEST:
Clerk of Courts

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