

Franklin County Legal Journal

Vol. 28, No. 20

November 19, 2010

pp. 77-91

Designated by Order of the Court for the publication of court and other legal notices, the Franklin County Legal Journal (USPS 378-950), 100 Lincoln Way East, Chambersburg, Franklin County, PA 17201-2291, contains reports of cases decided by the various divisions of the Franklin County Branch of the Court of Common Pleas of the 39th Judicial District of Pennsylvania and selected cases from other counties.

39th Judicial District of Pennsylvania Court Calendar for the Week of November 22, 2010

Monday, November 22

9 a.m. — Commonwealth v. Crider, jury trial
9 a.m. — (Fulton County) Ruppenthal v. Ruppenthal, custody trial
10 a.m. — JP Morgan v. Eckenrode, petition to open judgment
11 a.m. — Witmer v. WC Wood Corporation, pretrial conference
2 p.m. — Bench warrants

Tuesday, November 23

8:30 a.m. — Woodring v. Miller III, custody pretrial conference
9 a.m. — Commonwealth v. Crider, jury trial continues
9 a.m. — Rideout v. Medina, pretrial conference and special relief hearing
9 a.m. — Support contempt/appeals
9 a.m. — Fulton County miscellaneous court
10 a.m. — Daley v. Daley, petition for contempt
1:30 p.m. — One adoption hearing
2:30 p.m. — Feliu v. Feliu, petition for bifurcation

Wednesday, November 24

8:30 a.m. — Custody petitions
9 a.m. — Sentences
9 a.m. — McCurdy v. Martin, custody pretrial conference
9 a.m. — PFA matters
9 a.m. — Fulton County summary appeals
11:30 a.m. — Commonwealth v. Pierce, post-sentence motion
1:30 p.m. — Arraignments/dispositions/violations

Thursday, November 25

Courthouse closed for Thanksgiving holiday

Friday, November 26

Courthouse closed for Thanksgiving holiday

PUBLIC NOTICES

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 any of 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 respective personal representatives thereof or their attorneys named below.

First Publication

Estate of Gail L. Berger, a/k/a Gail Lorraine Overcash Berger, late of Antrim Township, Franklin County, Pennsylvania.

Personal representatives:

Sharon A. McCartney, Dennis R. Berger and

David M. Berger

c/o R. Thomas Murphy & Associates, P.C.

2005 E. Main St.

Waynesboro, PA 17268

Attorney:

Jared S. Childers

R. Thomas Murphy & Associates, P.C.

2005 E. Main St.

Waynesboro, PA 17268

11/19,11/26,12/3/2010

Estate of June E. Browder, late of Hamilton Township, Franklin County, Pennsylvania.

Personal representatives:

William L. Browder

657 Stoneledge Road

State College, PA 16803

and

Laura J. Shetter

2445 Sollenberger Road

Chambersburg, PA 17202

and

Donald S. Browder

2436 Sollenberger Road

Chambersburg, PA 17202

Attorney:

Deborah K. Hoff

154 S. Potomac St.

Waynesboro, PA 17268

11/19,11/26,12/3/2010

Estate of Gary S. DeKruger, late of Montgomery Township, Franklin County, Pennsylvania.

Personal representative:

Tina M. Strait

12183 Garnes Road

Mercersburg, PA 17236

Attorney:

Steiger and Steiger

120 N. Main St.

Mercersburg, PA 17236

11/19,11/26,12/3/2010

Estate of Julia E. Gelsinger, late of Chambersburg Borough, Franklin County, Pennsylvania.

Personal representative:

Karen S. Wagner

c/o Walker, Connor & Spang, LLC

247 Lincoln Way East

Chambersburg, PA 17201

Attorney:

David F. Spang

Walker, Connor & Spang, LLC

247 Lincoln Way East

Chambersburg, PA 17201

11/19,11/26,12/3/2010

Estate of Glenn E. Myers, a/k/a Glenn Edwin Myers, late of Guilford Township, Franklin County, Pennsylvania.

Personal representative:

W. Jane Helmuth

5457 Third St.

P.O. Box 72

Marion, PA 17235

Attorney:

Wertime & Guyer LLP

35 N. Carlisle St., Suite A

Greencastle, PA 17225

11/19,11/26,12/3/2010

Estate of James A. Overcash, late of Guilford Township, Franklin County, Pennsylvania.

Personal representative:

Mary C. Overcash

2010 Hartzok Road

Chambersburg, PA 17202

Attorney:

George E. Wenger Jr.

Hoskinson & Wenger

147 E. Washington St.

Chambersburg, PA 17201

11/19,11/26,12/3/2010

Second Publication

Estate of Kenneth Marvin Miller, late of Greene Township, Franklin County, Pennsylvania.

Personal representative:

Jeffrey Marvin Miller

1234 Emily's Court

Greencastle, PA 17225

Attorney:

Robert C. Schollaert

82 W. Queen St.

Chambersburg, PA 17201

11/12,11/19,11/26/2010

Estate of Charles C. Raker, late of Montgomery Township, Franklin County, Pennsylvania.

Personal representative:

Curtis Raker

839 Blacks Mountain Road

Waterfall, PA 16689

Attorney:

Steiger and Steiger

120 N. Main St.

Mercersburg, PA 17236

11/12,11/19,11/26/2010

PUBLIC NOTICES

Estate of Charles W. Traxler, late of Lurgan Township,
Franklin County, Pennsylvania.

Personal representatives:

Cherie S. Beltz and Teddie R. Traxler
c/o Sharpe & Sharpe, LLP
257 Lincoln Way East
Chambersburg, PA 17201

Attorney:

J. McDowell Sharpe
Sharpe & Sharpe, LLP
257 Lincoln Way East
Chambersburg, PA 17201

11/12,11/19,11/26/2010

Estate of N. Ernest Wingert, late of Chambersburg
Borough, Franklin County, Pennsylvania.

Personal representative:

Harold W. Bricker
1075 S. Main St.
Chambersburg, PA 17201

Attorney:

Glen and Glen
14 N. Main St., Suite 306
Chambersburg, PA 17201-1883

11/12,11/19,11/26/2010

Third Publication

Estate of Joyce W. Harbaugh, late of Waynesboro
Borough, Franklin County, Pennsylvania.

Personal representatives:

Randall L. Harbaugh
13548 Scott Road
Waynesboro, PA 17268
and

Gregory W. Harbaugh
122 N. Grant St.
Waynesboro, PA 17268

Attorney:

Nancy H. Meyers
Salzmann Hughes, P.C.
239 E. Main St.
Waynesboro, PA 17268

11/5,11/12,11/19/2010

Estate of Stephen D. Kish Jr., late of Chambersburg
Borough, Franklin County, Pennsylvania.

Personal representative:

Frances Kish
580 Stanley Ave.
Chambersburg, PA 17201

Attorney:

Robert C. Schollaert
82 W. Queen St.
Chambersburg, PA 17201

11/5,11/12,11/19/2010

Estate of Delmont H. McGhee, late of Guilford Township,
Franklin County, Pennsylvania.

Personal representatives:

Dale McGhee
1173 Sollenberger Road
Chambersburg, PA 17202
and

Carol McGhee

1173 Sollenberger Road
Chambersburg, PA 17202

Attorney:

Robert C. Schollaert
82 W. Queen St.
Chambersburg, PA 17201

11/5,11/12,11/19/2010

Estate of Robert L. Smith, late of Greene Township,
Franklin County, Pennsylvania.

Personal representative:

Brenda K. Smith
7051 Brownsville Road
Fayetteville, PA 17222

Attorney:

Timothy W. Misner
39 S. Broad St.
Waynesboro, PA 17268

11/5,11/12,11/19/2010

Estate of Mabel V. Statler, late of Antrim Township,
Franklin County, Pennsylvania.

Personal representative:

Joann Wetzel
343 Winding Oak Drive
Hagerstown, MD 21740

Attorney:

Stephen E. Patterson
Salzmann Hughes, P.C.
239 E. Main St.
Waynesboro, PA 17268

11/5,11/12,11/19/2010

Estate of Grace A. Wright, late of Greene Township,
Franklin County, Pennsylvania.

Personal representative:

Troy L. Brandon
3842 Letterkenny Road
Chambersburg, PA 17201

Attorney:

Robert C. Schollaert
82 W. Queen St.
Chambersburg, PA 17201

11/5,11/12,11/19/2010

PUBLIC NOTICES

IN THE COURT OF COMMON PLEAS OF THE 39TH JUDICIAL DISTRICT OF PENNSYLVANIA, FRANKLIN COUNTY BRANCH

**In the Matter of Petition for Change of
Name of Shelby Sarae Shank
No. 2010-4813**

Hon. Angela R. Krom

NOTICE

Notice is hereby given that on October 29, 2010, the petition of Shelby Sarae Shank was filed in the above-named Court, requesting an order to change the name of Shelby Sarae Shank to Shelby Sarae White.

The Court has fixed December 2, 2010, at 3:30 p.m. in the assigned room of the Franklin County Courthouse, 157 Lincoln Way East, Chambersburg, Pennsylvania, as the time and place for the hearing on said petition, when and where all interested parties may appear and show cause, if any, why the request of the petitioner should not be granted.

James M. Stein, attorney for petitioner
Dick, Stein, Schemel, Wine & Frey, LLP
13 W. Main St., Suite 210
Waynesboro, PA 17268

11/19/2010

IN THE COURT OF COMMON PLEAS OF THE 39TH JUDICIAL DISTRICT OF FRANKLIN COUNTY, PENNSYLVANIA, ORPHANS' COURT DIVISION

The following list of executors, administrators and guardian accounts, proposed schedules of distribution and notice to creditors and reasons why distribution cannot be proposed will be presented to the Court of Common Pleas of Franklin County, Pennsylvania, Orphans' Court Division, for confirmation on December 2, 2010:

DAUGHERTY: First and final account, statement of proposed distribution and notice to the creditors of Harold E. Bishop Jr., executor of the estate of Elizabeth J. Daugherty, late of Quincy Township, Franklin County, Pennsylvania.

FIRST CHURCH OF GOD: First and partial account, statement of proposed distribution and notice to the creditors of Forest N. Myers, Esquire, trustee of the First Church of God – Busch Fund, Shippensburg Borough, Franklin County, Pennsylvania.

REESE: First and final account, statement of proposed distribution and notice to the creditors of Jared S. Childers, administrator for the estate of Delmas Leon Reese, late of Waynesboro Borough, Franklin County, Pennsylvania.

William E. Vandrew, Clerk
Orphans' Court Division
Franklin County, Pennsylvania

11/19, 11/26/2010

PUBLIC NOTICES

**NOTICE OF SHERIFF'S SALE
IN THE COURT OF COMMON
PLEAS OF FRANKLIN COUNTY,
PENNSYLVANIA
No. 2009-3839**

**Wells Fargo Bank, N.A., v. Jean Bigler
and Unknown Heirs, Successors,
Assigns and All Persons, Firms or
Associations Claiming Right, Title or
Interest from or under Robert Wayne
Bigler, Deceased**

**NOTICE TO: Unknown Heirs,
Successors, Assigns and All
Persons, Firms or Associations
claiming right, title or interest from or
under Robert Wayne Bigler, deceased**

**NOTICE OF SHERIFF'S SALE OF
REAL PROPERTY**

Being Premises: 402 Park Street, Mont Alto, PA 17237

Being in Mont Alto Borough, County of Franklin, Commonwealth of Pennsylvania

Improvements consist of residential property.

Sold as the property of Jean Bigler and Unknown Heirs, Successors, Assigns and All Persons, Firms or Associations claiming right, title or interest from or under Robert Wayne Bigler, deceased.

Your house (real estate) at 402 Park Street, Mont Alto, PA 17237, is scheduled to be sold at the Sheriff's Sale on January 14, 2011, at 1 p.m. at the Jury Assembly Room, Third Floor, Franklin County Courthouse, Chambersburg, PA 17201, to enforce the court judgment of \$120,769.83 obtained by Wells Fargo Bank, N.A. (the mortgagee), against the above premises.

Phelan, Hallinan & Schmieg, LLP
Attorney for plaintiff

11/19/2010

**NOTICE OF ACTION IN MORTGAGE
FORECLOSURE
IN THE COURT OF COMMON
PLEAS OF FRANKLIN COUNTY,
PENNSYLVANIA**

**CIVIL ACTION — LAW
Wells Fargo Bank, N.A., v. Unknown
Heirs, Successors, Assigns and
All Persons, Firms or Associations
Claiming Right, Title or Interest from
or under Ryan D. Mills, Deceased
No. 2010-3799**

NOTICE

To: Unknown Heirs, Successors, Assigns and All Persons, Firms or Associations claiming right, title or interest from or under Ryan D. Mills, deceased:

You are hereby notified that on August 31, 2010, Plaintiff, Wells Fargo Bank, N.A., filed a mortgage foreclosure complaint, endorsed with a notice to defend, against you in the Court of Common Pleas of Franklin County, Pennsylvania, docketed to No. 2010-3799. Wherein Plaintiff seeks to foreclose on the mortgage secured on your property located at 22 Garber Street, Chambersburg, PA 17201, whereupon your property would be sold by the Sheriff of Franklin County.

You are hereby notified to plead to the above-referenced complaint on or before 20 days from the date of this publication or a judgment will be entered against you.

NOTICE

If you wish to defend, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you without further notice for the relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE 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 INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

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

11/19/2010