

# Northampton County Reporter

(USPS 395-280)

VOL. LXII

EASTON, PA March 9, 2023

NO. 62

**Commonwealth of Pennsylvania v. Allen Tyrone Peurifoy, Defendant**

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**INSERT:** Blue: 1. PA Legal Ads  
2. 2023 Calendar  
3. Young Lawyers Division Happy Hour  
4. Ethics Hotline

### **NOTICE TO THE BAR...**

#### **Quarterly Association Meeting**

Thursday, May 18, 2023

Louise Moore Park

**NORTHAMPTON COUNTY BAR ASSOCIATION  
2023 BAR ASSOCIATION OFFICERS**

Steven B. Molder ..... President  
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Rebecca Kulik ..... Vice President  
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Richard Eugene Santee ..... Secretary  
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Joel M. Scheer  
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*Northampton County Reporter*

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**BAR ASSOCIATION STAFF**

Mary Beth Leeson ..... Executive Director  
Rose Wedde ..... Accounting  
..... Legal Journal  
Deborah J. Flanagan ..... Attorney Referral  
Jessica M. Bosco ..... Attorney Referral

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The Northampton County Reporter will be published every Thursday by the Northampton County Bar Association, 155 South Ninth St., Easton, PA 18042-4399. All legal notices relating to the business of the county, are required by rule of Court, to be published in this Journal. All legal notices must be submitted in typewritten form and are published exactly as submitted by the advertiser. Neither the Law Reporter nor the printer will assume any responsibility to edit, make spelling corrections, eliminate errors in grammar or make any changes to content.

Subscription Price—\$75.00 per year.

Periodical Postage Paid at Easton, PA and additional office.

Postmaster: Send all communications and address changes to:

**NORTHAMPTON COUNTY REPORTER  
155 South Ninth St., Easton, PA 18042-4399  
Telephone (610) 258-6333 FAX (610) 258-8715  
Ralph J. Bellafatto, Esquire  
Editor**

**NOTICE TO NCBA MEMBERS – BAR NEWS****2023 Committees are meeting**

Committees are starting to meet. Return your Committee Preference Form so you are included on the meeting notice distribution lists.

***Legally Bound Book Club—Meeting March 13, 2023***

Our book club has selected their new book. The book is The Overstory by Richard Powers. All members are welcome to attend. The next meeting will be at Easton Wine Project beginning at 5:00 p.m. on March 13th.

**Save the Dates**

March 24, 2023 Annual Reception for the Court

May 18, 2023 May Quarterly Association Meeting – Louise Moore Park

Inspiration does exist, but it must find you working. ~ Pablo Picasso

**ESTATE AND TRUST 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. Notice is also hereby given of the existence of the trusts of the deceased settlors set forth below for whom no personal representatives have been appointed within 90 days of death. All persons having claims or demands against said estates or trusts are requested to make known the same, and all persons indebted to said estates or trusts are requested to make payment, without delay, to the executors or administrators or trustees or to their attorneys named below.

**FIRST PUBLICATION****BOLIGITZ, LISA A.,** dec'd.

Late of 3635 Cottage Drive, Bethlehem, Northampton County, PA

Personal Representative: Nicole Hornak Medei c/o Constance K. Nelson, Esquire, Gross McGinley, LLP, 33 South 7th Street, P.O. Box 4060, Allentown, PA 18105-4060

Attorneys: Constance K. Nelson, Esquire, Gross McGinley, LLP, 33 South 7th Street, P.O. Box 4060, Allentown, PA 18105-4060

**BUTTS, RAYMOND EARL, JR.,** dec'd.

Late of Accokeek, Prince George's County, MD

Administratrix: Ms. Briana Thomas

Attorneys: John D. Lychak, Esquire, Law Offices of John D. Lychak, P.C., 60 W. Broad Street, Suite 98, Bethlehem, PA 18018

**CALABRESE, SANTO GEORGE,** dec'd.

Late of the Township of Forks, Northampton County, PA

Executrix: Michelle Mary Calabrese-McBrearty c/o Daniel E. Cohen, Attorney, Hof & Reid, LLC, 3101 Emrick Blvd., Suite 205, Bethlehem, PA 18020

Attorneys: Daniel E. Cohen, Attorney, Hof & Reid, LLC, 3101 Emrick Blvd., Suite 205, Bethlehem, PA 18020

**CIHYLIK, DAVID C.,** dec'd.

Late of Allen Township, Northampton County, PA

Executrix: Samantha Ann Krum c/o Eric R. Strauss, Esquire, Worth, Magee & Fisher, P.C., 2610 Walbert Avenue, Allentown, PA 18104

Attorneys: Eric R. Strauss, Esquire, Worth, Magee & Fisher, P.C., 2610 Walbert Avenue, Allentown, PA 18104

**EHRENBERG, JAMES E.,** dec'd.

Late of the Township of Bethlehem, Northampton County, PA

Executor: Daniel E. Cohen, Hof & Reid, LLC, 3101 Emrick Blvd., Suite 205, Bethlehem, PA 18020

**FINK, GIUDITTA,** dec'd.

Late of the Township of Palmer, Northampton County, PA

Executor: Pasquale LiNuci, Jr. c/o David J. Ceraul, Esquire, 22 Market Street, P.O. Box 19, Bangor, PA 18013-0019

Attorney: David J. Ceraul, Esquire, 22 Market Street, P.O. Box 19, Bangor, PA 18013-0019

**GERSTNER, FREDERICK,** dec'd.

Late of the Township of Hanover, Northampton County, PA

Executrix: Sherri L. Fletcher c/o Ellen M. Kraft, Esquire, 4510 Bath Pike, Suite 201, Bethlehem, PA 18017-9265

Attorney: Ellen M. Kraft, Esquire, 4510 Bath Pike, Suite 201, Bethlehem, PA 18017-9265

**GILBERT, JIMMIE LEE**, dec'd.

Late of Easton, Northampton County, PA

Administratrix: Tesha M. Falwell c/o Taylor R.D. Briggs, Esquire, 210 E. Broad St., Bethlehem, PA 18018

Attorney: Taylor R.D. Briggs, Esquire, 210 E. Broad St., Bethlehem, PA 18018

**HEATER, DALE R., SR.**, dec'd.

Late of Moore Township, Northampton County, PA

Administratrix: Brenda J. LaBarre c/o Ralph J. Bellafatto, Esquire, 4480 William Penn Highway, Easton, PA 18045

Attorney: Ralph J. Bellafatto, Esquire, 4480 William Penn Highway, Easton, PA 18045

**KOZDEN, TILLIE E.**, dec'd.

Late of the City of Bethlehem, Northampton County, PA

Executrix: Sandra Kozden c/o Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101

Attorneys: Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101

**LUTZ, KURT W.**, dec'd.

Late of Easton, Northampton County, PA

Administratrix c.t.a.: Beverly L. Cipriano c/o Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101

Attorneys: Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101

**LYCHAK, JOHN CHARLES a/k/a DR. JOHN CHARLES LYCHAK a/k/a DR. JOHN C. LYCHAK a/k/a JOHN C. LYCHAK**, dec'd.

Late of Hanover Township, Northampton County, PA

Executrix: Mrs. Elizabeth A. Lychak

Attorneys: John D. Lychak, Esquire, Law Offices of John D. Lychak, P.C., 60 W. Broad Street, Suite 98, Bethlehem, PA 18018

**McGAUGHEY, JOHN ERNEST**, dec'd.

Late of Bethlehem, Northampton County, PA

Executor: Erik J. McGaughey c/o Taylor R.D. Briggs, Esquire, 210 E. Broad St., Bethlehem, PA 18018

Attorney: Taylor R.D. Briggs, Esquire, 210 E. Broad St., Bethlehem, PA 18018

**NELSON, KRISTINA J.**, dec'd.

Late of Northampton Borough, Northampton County, PA

Executor: Lee W. Nelson, Sr. c/o Joshua D. Shulman, Esquire, Shulman Law Office PC, 1935 Center Street, Northampton, PA 18067

Attorneys: Joshua D. Shulman, Esquire, Shulman Law Office PC, 1935 Center Street, Northampton, PA 18067

**NITCHKEY, ROBERT A., SR.**, dec'd.

Late of the Township of Palmer, Northampton County, PA

Executor: Robert A. Nitchkey, Jr., Hemstreet, Nitchkey & Freidl, 730 Washington Street, Easton, PA 18042

Attorneys: Robert A. Nitchkey, Jr., Esquire, Hemstreet, Nitchkey & Freidl, 730 Washington Street, Easton, PA 18042

**PALLA, SUSAN E.,** dec'd.

Late of Upper Mount Bethel Township, Northampton County, PA

Executor: Francisco Rojas c/o William E. Hutcheson, III, Esquire, 91 Larry Holmes Drive, Suite 200, Easton, PA 18042

Attorney: William E. Hutcheson, III, Esquire, 91 Larry Holmes Drive, Suite 200, Easton, PA 18042

**PAUKOVITCH, ALICE LORRAINE,** dec'd.

Late of Stockertown, Northampton County, PA

Executrices: Penny Jo Audenried and Pamela Jane Davis, 220 E. Chestnut Street, Nazareth, PA 18064

Attorney: Marla J. Melman, Esquire, 1644 W. Walnut Street, Allentown, PA 18102

**PAUKOVITZ, ELIZABETH,** dec'd.

Late of the Borough of Northampton, Northampton County, PA

Executrix: Karen J. Murray c/o Victor F. Cavacini, Esquire, Gross McGinley, LLP, 33 South 7th Street, P.O. Box 4060, Allentown, PA 18105-4060

Attorneys: Victor F. Cavacini, Esquire, Gross McGinley, LLP, 33 South 7th Street, P.O. Box 4060, Allentown, PA 18105-4060

**PEREIRA, JANE A.,** dec'd.

Late of the Township of Bethlehem, Northampton County, PA

Administrator: Charles Manuel Pereira c/o Ellen M. Kraft, Esquire, 4510 Bath Pike, Suite 201, Bethlehem, PA 18017-9265  
Attorney: Ellen M. Kraft, Esquire, 4510 Bath Pike, Suite 201, Bethlehem, PA 18017-9265

**PLASCO, BONITA L.,** dec'd.

Late of Washington Township, Northampton County, PA

Administrator: Michael D. Plasco c/o Rebecca M. Young, Esquire and Lia K. Snyder, Esquire, Young & Young, 119 E. Main Street, Macungie, PA 18062

Attorneys: Rebecca M. Young, Esquire and Lia K. Snyder, Esquire, Young & Young, 119 E. Main Street, Macungie, PA 18062

**RUGGIERO, ANNA MARIE,** dec'd.

Late of the Borough of Roseto, Northampton County, PA

Executor: Joel Anthony Ronco c/o David J. Ceraul, Esquire, 22 Market Street, P.O. Box 19, Bangor, PA 18013-0019

Attorney: David J. Ceraul, Esquire, 22 Market Street, P.O. Box 19, Bangor, PA 18013-0019

**SCHLUGER, BARBARA CONOVER,** dec'd.

Late of the City of Easton, Northampton County, PA

Executor: Bret Conover Garwood c/o Robert C. Brown, Jr., Esquire, Fox, Oldt & Brown, 940 W. Lafayette Street, Suite 100, Easton, PA 18042

Attorneys: Robert C. Brown, Jr., Esquire, Fox, Oldt & Brown, 940 W. Lafayette Street, Suite 100, Easton, PA 18042

**SHATON, ANNA MARIE,** dec'd.

Late of the City of Bethlehem, Northampton County, PA

Executrix: Theresa C. Shaton,  
710 E. 5th Street, Bethlehem, PA  
18015

Attorney: Paul J. Harak, Esquire,  
1216 Linden Street, P.O. Box  
1409, Bethlehem, PA 18016

**SZELAST, PATRICIA A.,** dec'd.

Late of the Township of Lehigh,  
Northampton County, PA

Administratrix D.B.N.C.T.A.:  
Lisa A. Spitale c/o Richard Brent  
Somach, Esquire, Norris  
McLaughlin, P.A., 515 West  
Hamilton Street, Suite 502,  
Allentown, PA 18101

Attorneys: Richard Brent  
Somach, Esquire, Norris  
McLaughlin, P.A., 515 West  
Hamilton Street, Suite 502,  
Allentown, PA 18101

**TENNENBAUM, FLORENCE  
MARGARET,** dec'd.

Late of the Township of Forks,  
Northampton County, PA

Executrix: Linda Susan Dalton  
c/o Dionysios C. Pappas,  
Esquire, Vasiliadis Pappas  
Associates LLC, 2551 Baglyos  
Circle, Suite A-14, Bethlehem,  
PA 18020

Attorneys: Dionysios C. Pappas,  
Esquire, Vasiliadis Pappas  
Associates LLC, 2551 Baglyos  
Circle, Suite A-14, Bethlehem,  
PA 18020

**VAN WHY, SHARON E.,** dec'd.

Late of Bethlehem, Northampton  
County, PA

Administratrix: Robin M. Gamble  
c/o Michael D. Recchiuti,  
Esquire, 60 W. Broad Street, Ste.  
303, Bethlehem, PA 18018

Attorney: Michael D. Recchiuti,  
Esquire, 60 W. Broad Street, Ste.  
303, Bethlehem, PA 18018

**YEAGER, EARNEST F.,** dec'd.

Late of the Borough of Bath,  
Northampton County, PA

Executor: Michael Anthony  
Yeager c/o Ellen M. Kraft,  
Esquire, 4510 Bath Pike, Suite  
201, Bethlehem, PA 18017-9265

Attorney: Ellen M. Kraft, Esquire,  
4510 Bath Pike, Suite 201,  
Bethlehem, PA 18017-9265

**YEAGER, MARIE C.,** dec'd.

Late of the Borough of Hellertown,  
Northampton County, PA

Executor: Michael Anthony  
Yeager c/o Ellen M. Kraft,  
Esquire, 4510 Bath Pike, Suite  
201, Bethlehem, PA 18017-9265

Attorney: Ellen M. Kraft, Esquire,  
4510 Bath Pike, Suite 201,  
Bethlehem, PA 18017-9265

**ZAPPASODI, SAMUEL DOMINIC,**  
dec'd.

Late of East Allen Township,  
Northampton County, PA

Co-Executors: David Zappasodi  
and Debra Weber c/o Taylor  
R.D. Briggs, Esquire, 210 E.  
Broad St., Bethlehem, PA 18018  
Attorney: Taylor R.D. Briggs,  
Esquire, 210 E. Broad St.,  
Bethlehem, PA 18018

**SECOND PUBLICATION**

**BAST, BERNARD J.,** dec'd.

Late of Hanover Township,  
Northampton County, PA

Executor: John B. Bast c/o  
Steven B. Molder, Esquire, 904  
Lehigh St., Easton, PA 18042

Attorney: Steven B. Molder,  
Esquire, 904 Lehigh St., Easton,  
PA 18042

**BLAZINSKY, BEVERLY I.,** dec'd.

Late of the Township of Allen,  
Northampton County, PA

Administrator: Henry Newton,  
127 N. 4th Street, Easton, PA  
18042

**CERQUEIRA, MANUEL**, dec'd.

Late of the City of Bethlehem, Northampton County, PA

Executrix: Isabel Cerqueira c/o Richard Eugene Santee, Esquire, Shay, Santee, Kelhart & Deschler LLC, 44 E. Broad Street, Suite 210, Bethlehem, PA 18018

Attorneys: Richard Eugene Santee, Esquire, Shay, Santee, Kelhart & Deschler LLC, 44 E. Broad Street, Suite 210, Bethlehem, PA 18018

**DOLAK, ANDREA M.**, dec'd.

Late of Bethlehem, Northampton County, PA

Administrators: Stephen Dolak, Jr. and Donna M. Dolak c/o Michael F. Corriere, Esquire, Corriere and Andres, LLC, 433 East Broad Street, P.O. Box 1217, Bethlehem, PA 18016-1217

Attorneys: Michael F. Corriere, Esquire, Corriere and Andres, LLC, 433 East Broad Street, P.O. Box 1217, Bethlehem, PA 18016-1217

**DURBIN, FRANCES G.**, dec'd.

Late of the Township of Lower Saucon, Northampton County, PA

Executor: Charles Harold Durbin c/o Bradford D. Wagner, Esquire, 662 Main Street, Hellertown, PA 18055-1726

Attorney: Bradford D. Wagner, Esquire, 662 Main Street, Hellertown, PA 18055-1726

**ELSAIED, NEHAD**, dec'd.

Late of Easton, Northampton County, PA

Administratrix: Nermin Aly c/o Taylor R.D. Briggs, Esquire, 210 E. Broad Street, Bethlehem, PA 18018

Attorney: Taylor R.D. Briggs, Esquire, 210 E. Broad Street, Bethlehem, PA 18018

**FULMER, KELLY S.**, dec'd.

Late of Bethlehem, Northampton County, PA

Executrix: Carol Ann Wieder c/o Robert B. Roth, Esquire, The Roth Law Firm, 123 North Fifth Street, Allentown, PA 18102

Attorneys: Robert B. Roth, Esquire, The Roth Law Firm, 123 North Fifth Street, Allentown, PA 18102

**HARVEY, DERL W., JR.**, dec'd.

Late of the Borough of Hellertown, Northampton County, PA

Executors: Jeremy James Harvey, Joshua Derl Harvey and Joseph Robert Harvey c/o Hugh L. Sumner, Esquire, 19 Crestmont Circle, Bloomsburg, PA 17815

Attorney: Hugh L. Sumner, Esquire, 19 Crestmont Circle, Bloomsburg, PA 17815

**HOWER, LARRY C.**, dec'd.

Late of the Township of Bethlehem, Northampton County, PA

Executrix: Laurie Ann Moyer c/o Henry Newton, Jr., Esquire, 127 N. 4th Street, Easton, PA 18042

Attorney: Henry Newton, Jr., Esquire, 127 N. 4th Street, Easton, PA 18042

**HOYT, JAY C.**, dec'd.

Late of Forks Township, Northampton County, PA

Executor: John R. Hoyt c/o Taylor R.D. Briggs, Esquire, 210 E. Broad Street, Bethlehem, PA 18018

Attorney: Taylor R.D. Briggs, Esquire, 210 E. Broad Street, Bethlehem, PA 18018



**KURTZ, BRUCE B.**, dec'd.

Late of Hanover Township,  
Northampton County, PA  
Personal Representative: Mary  
M. Chuhinka Kurtz, 1371  
Gaspar Avenue, Bethlehem, PA  
18017

Attorney: Douglas C. Lovisky,  
Esquire, 1500 West College  
Avenue, State College, PA 16801

**O'KEEFE, ANN VERONICA**, dec'd.

Late of the Township of  
Bethlehem, Northampton  
County, PA

Co-Executors: Ann Marie  
LeBeau and Brian Patrick  
O'Keefe c/o Joseph F. Leeson, III,  
Esquire, 70 East Broad Street,  
P.O. Box 1426, Bethlehem, PA  
18016-1426

Attorney: Joseph F. Leeson, III,  
Esquire, 70 East Broad Street,  
P.O. Box 1426, Bethlehem, PA  
18016-1426

**ORSINGER, MARY ANN**, dec'd.

Late of the Borough of Nazareth,  
Northampton County, PA

Co-Executors: John David  
Kostenbader and Daniel T.  
Kostenbader c/o Peters, Moritz,  
Peischl, Zulick, Landes &  
Brienza, LLP, 1 South Main  
Street, Nazareth, PA 18064

Attorneys: Peters, Moritz, Peischl,  
Zulick, Landes & Brienza, LLP,  
1 South Main Street, Nazareth,  
PA 18064

**PATULLO, GENEVIE T.**, dec'd.

Late of Nazareth, Northampton  
County, PA

Executrix: Lynda A. Guarino c/o  
Ralph J. Bellafatto, Esquire,  
4480 William Penn Highway,  
Easton, PA 18045

Attorney: Ralph J. Bellafatto,  
Esquire, 4480 William Penn  
Highway, Easton, PA 18045

**RICHARDSON, STEPHANIE C.**  
**a/k/a STEPHANIE L. RICH-**  
**ARDSON**, dec'd.

Late of the Township of  
Bethlehem, Northampton  
County, PA

Executor: Mark Paul Richardson  
c/o Theresa Hogan, Esquire, 340  
Spring Garden Street, Easton,  
PA 18042

Attorney: Theresa Hogan,  
Esquire, 340 Spring Garden  
Street, Easton, PA 18042

**SCHAFFER, LILLIAN H.**, dec'd.

Late of the Township of  
Chapman, Northampton  
County, PA

Administratrix: Lora Ann Oyer  
c/o Dionysios C. Pappas,  
Esquire, Vasiliadis Pappas  
Associates LLC, 2551 Baglyos  
Circle, Suite A-14, Bethlehem,  
PA 18020

Attorneys: Dionysios C. Pappas,  
Esquire, Vasiliadis Pappas  
Associates LLC, 2551 Baglyos  
Circle, Suite A-14, Bethlehem,  
PA 18020

**SHOEMAKER, SYLVIA M.**, dec'd.

Late of the Township of Upper  
Mt. Bethel, Northampton  
County, PA

Executors: Diane Louise Abbott  
and David A. Shoemaker

Attorneys: Alan B. McFall,  
Esquire, McFall Law, LLC, 31  
West First Street, Suite J, Wind  
Gap, PA 18091

**STAUFFER, GILBERT J.**, dec'd.

Late of the Borough of Hellertown,  
Northampton County, PA

Executor: David Michael Stauffer  
c/o Bradford D. Wagner,  
Esquire, 662 Main Street,  
Hellertown, PA 18055-1726

Attorney: Bradford D. Wagner,  
Esquire, 662 Main Street,  
Hellertown, PA 18055-1726

**THOMAS, ROBERT E., SR.**, dec'd.

Late of Forks Township, Northampton County, PA

Executrix: Sally Boyer c/o William E. Hutcheson, III, Esquire, 91 Larry Holmes Drive, Suite 200, Easton, PA 18042

Attorney: William E. Hutcheson, III, Esquire, 91 Larry Holmes Drive, Suite 200, Easton, PA 18042

**TIMKO, DOROTHY**, dec'd.

Late of the City of Bethlehem, Northampton County, PA

Executor: Andrew William Timko c/o Bradford D. Wagner, Esquire, 662 Main Street, Hellertown, PA 18055-1726

Attorney: Bradford D. Wagner, Esquire, 662 Main Street, Hellertown, PA 18055-1726

**YOCUM, JOANN E.**, dec'd.

Late of the Township of East Allen, Northampton County, PA

Co-Executors: Lori A. Hallman and James A. Hallman c/o Robert C. Brown, Jr., Esquire, Fox, Oldt & Brown, 940 W. Lafayette Street, Suite 100, Easton, PA 18042

Attorneys: Robert C. Brown, Jr., Esquire, Fox, Oldt & Brown, 940 W. Lafayette Street, Suite 100, Easton, PA 18042

**ZEN, NANCY J.**, dec'd.

Late of the Township of Williams, Northampton County, PA

Administrator: Henry Newton, 127 N. 4th Street, Easton, PA 18042

**THIRD PUBLICATION****ACHEY, JUDITH M.**, dec'd.

Late of Bethlehem, Northampton County, PA

Administratrix: Nancy A. Achey-Readinger c/o Michael F. Corriere, Esquire, Corriere and

Andres, LLC, 433 East Broad Street, P.O. Box 1217, Bethlehem, PA 18016-1217

Attorneys: Michael F. Corriere, Esquire, Corriere and Andres, LLC, 433 East Broad Street, P.O. Box 1217, Bethlehem, PA 18016-1217

**BORLODAN, KATHLEEN C.**, dec'd.

Late of Nazareth, Northampton County, PA

Executor: David Borlodan, 48 Regal Lane, Fredericksburg, VA 22406

Attorneys: Brad M. Russo, Esquire, Russo Law Offices, LLC, 633 Belvidere Road, Phillipsburg, NJ 08865

**BUFTON, JOANNE N.**, dec'd.

Late of the Township of Hanover, Northampton County, PA

Executor: Scott Andrew Bufton c/o Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064

Attorneys: Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064

**HELD, WALTER H.**, dec'd.

Late of Bethlehem City, Northampton County, PA

Executor: Roger Held, 2 Bishop Ct., Morristown, NJ 07960

Attorneys: William R. Blumer, Esquire, Barley Snyder, LLP, 2755 Century Blvd., Wyomissing, PA 19610

**HESELBEIN, FRANCES R.**, dec'd.

Late of the Township of Palmer, Northampton County, PA

Executrix: Frances Ann Chadwick Eckman c/o Daniel E. Cohen, Attorney, Hof & Reid, LLC, 3101 Emrick Blvd., Suite 205, Bethlehem, PA 18020

Attorneys: Daniel E. Cohen,  
Attorney, Hof & Reid, LLC, 3101  
Emrick Blvd., Suite 205,  
Bethlehem, PA 18020

**HOLZER, EDWARD K., SR.,** dec'd.

Late of the Township of Moore,  
Northampton County, PA  
Administratrix: Christine Marie  
Mills, 3081 W. Scenic Dr.,  
Danielsville, PA 18038

Attorneys: Daniel G. Spengler,  
Esquire, Spengler Brown Law  
Offices, 110 East Main Street,  
Bath, PA 18014

**JOHNSON, JUDY B.,** dec'd.

Late of the Borough of Hellertown,  
Northampton County, PA

Executrix: Rachael Christine  
Heiber c/o Bradford D. Wagner,  
Esquire, 662 Main Street,  
Hellertown, PA 18055-1726

Attorney: Bradford D. Wagner,  
Esquire, 662 Main Street,  
Hellertown, PA 18055-1726

**KALAPAY, HILDEGARD,** dec'd.

Late of the City of Easton,  
Northampton County, PA

Executor: Kenneth K. Kalapay  
c/o Peters, Moritz, Peischl,  
Zulick, Landes & Brienza, LLP,  
1 South Main Street, Nazareth,  
PA 18064

Attorneys: Peters, Moritz, Peischl,  
Zulick, Landes & Brienza, LLP,  
1 South Main Street, Nazareth,  
PA 18064

**MARBERGER, ROSEANN,** dec'd.

Late of Washington Township,  
Northampton County, PA

Executrix: Jacqueline  
VanGorden, 225 Hartmans  
Lane, Stroudsburg, PA 18360

Attorneys: Lori J. Cerato, Esquire  
and Kelly L. Lombardo, Esquire,  
729 Sarah Street, Stroudsburg,  
PA 18360

**MELLON, PAULINE G.,** dec'd.

Late of the Township of Hanover,  
Northampton County, PA

Executrix: Marlene Roberta  
Brown c/o Kevin F. Danyi,  
Esquire, Danyi Law, P.C., 133  
East Broad Street, Bethlehem,  
PA 18018

Attorneys: Kevin F. Danyi,  
Esquire, Danyi Law, P.C., 133  
East Broad Street, Bethlehem,  
PA 18018

**NICLAUS, TIMOTHY C.,** dec'd.

Late of Easton, Northampton  
County, PA

Administrator: Charles H.  
Niclaus c/o Law Office of David  
A. Martino, Esquire, 1854 PA  
Rte. 209, P.O. Box 420,  
Brodheads ville, PA 18322

Attorneys: Law Office of David A.  
Martino, Esquire, 1854 PA Rte.  
209, P.O. Box 420, Brodheads-  
ville, PA 18322

**O'HARA, MARTIN E., JR.,** dec'd.

Late of the Township of Lower  
Nazareth, Northampton County,  
PA

Executrix: Moira E. Evans c/o  
Peters, Moritz, Peischl, Zulick,  
Landes & Brienza, LLP, 1 South  
Main Street, Nazareth, PA 18064

Attorneys: Peters, Moritz, Peischl,  
Zulick, Landes & Brienza, LLP,  
1 South Main Street, Nazareth,  
PA 18064

**SCHRECK, DALE R.,** dec'd.

Late of the Township of Lehigh,  
Northampton County, PA

Executrix: Janet Christine  
Stocker c/o Peters, Moritz,  
Peischl, Zulick, Landes &  
Brienza, LLP, 1 South Main  
Street, Nazareth, PA 18064

Attorneys: Peters, Moritz, Peischl,  
Zulick, Landes & Brienza, LLP,  
1 South Main Street, Nazareth,  
PA 18064

**STONEHOUSE, DAVID G.,** dec'd.  
 Late of the Township of Upper Mt. Bethel, Northampton County, PA  
 Executrix: Angela M. DeWald c/o David J. Ceraul, Esquire, 22 Market Street, P.O. Box 19, Bangor, PA 18013-0019  
 Attorney: David J. Ceraul, Esquire, 22 Market Street, P.O. Box 19, Bangor, PA 18013-0019

**TEMPLETON, DEANNA J.,** dec'd.  
 Late of Easton, Northampton County, PA  
 Executrix: Donna Marie Schuler c/o Steven B. Molder, Esquire, 904 Lehigh St., Easton, PA 18042  
 Attorney: Steven B. Molder, Esquire, 904 Lehigh St., Easton, PA 18042

**TRBOVIC, WALTER N.,** dec'd.  
 Late of the Township of Palmer, Northampton County, PA  
 Co-Executors: William E. Mandry a/k/a William F. Mandry and David Leroy Danner  
 Attorney: Nicholas R. Sabatine, III, Esquire, 16 S. Broadway, Suite 1, Wind Gap, PA 18091

**WAGNER, IRENE M.,** dec'd.  
 Late of the Borough of Nazareth, Northampton County, PA  
 Executor: Oscar Paul Wagner c/o Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064  
 Attorneys: Peters, Moritz, Peischl, Zulick, Landes & Brienza, LLP, 1 South Main Street, Nazareth, PA 18064

**WHEELEN, TERRI L.,** dec'd.  
 Late of the Borough of Wilson, Northampton County, PA

Administratrix: Tracy Ann Wheelen c/o Carla J. Thomas, Esquire, 716 Washington St., Easton, PA 18042  
 Attorney: Carla J. Thomas, Esquire, 716 Washington St., Easton, PA 18042

**NOTICE OF NONPROFIT INCORPORATION**

NOTICE IS HEREBY GIVEN that Articles of Incorporation—Nonprofit have been filed with the Dept. of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania for the purposes of obtaining a Certificate of Incorporation of a proposed nonprofit corporation to be organized under the provisions of the PA Nonprofit Corporation Law of 1988.

The name of the corporation is:

**OUR LADY OF LEBANON MARONITE CATHOLIC CHURCH, INC.**

The Articles of Incorporation were filed on January 13, 2023.

ALEXANDER J. KARAM, JR., ESQUIRE

ALEXANDER J. KARAM, JR., P.C.  
 675 Walnut Street  
 Easton, PA 18042

Mar. 9

**FICTITIOUS NAME REGISTRATION NOTICE**

NOTICE IS HEREBY GIVEN that an Application for Registration of Fictitious Name was filed in the Department of State of the Commonwealth of Pennsylvania on October 25, 2022 for:

**BRAND NEW DAY CLEANING**

at: 1481 Saucon Meadow Ct., Bethlehem, PA 18015. The name and address of the individual interested in the business are Kelly A. Wood at 1481 Saucon Meadow Ct., Bethlehem, PA 18015 in Northampton County. This was filed in accordance with 54 Pa. C.S. 311.417.

Mar. 9

**CORPORATE FICTITIOUS NAME  
REGISTRATION NOTICES**

NOTICE IS HEREBY GIVEN that an Application for Registration of Fictitious Name has been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania by 191 North Auto Parts, LLC, with a principal business address of: 1121 Valley View Drive, Bangor, Pennsylvania 18013. The fictitious name registered is:

**191 JEEP CENTER**

The application for registration of this fictitious name was filed under the Fictitious Names Act on January 3, 2023.

Mar. 9

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Fictitious Names Act of Pennsylvania that an application for registration of a fictitious name was filed with the Department of State of the Commonwealth of Pennsylvania, for the conduct of a business under the fictitious name of:

**WEST CREEK HOSPITALITY**

with its principal office or place of business at: 77 Wind Creek Blvd., Bethlehem, PA 18015.

The name of the entity that is party to the registration is: Wind Creek Bethlehem LLC.

Mar. 9

**IN THE NORTHAMPTON COUNTY  
COURT OF COMMON PLEAS  
ORPHANS' COURT DIVISION**

NOTICE IS HEREBY GIVEN that the following accounts in decedents' estates, have been filed in the Office of the Orphans' Court of Northampton County, and that the same will be called for Confirmation on MARCH 23, 2023 at 9 A.M., IN CR. #9, at which time the Courts will hear exceptions, and make distribution of the balances ascertained to be in the hands of accountants.

EDWIN CRAFT; Phillip G. Kline, Jr., Administrator

BRIAN STRAWN; David Strawn, Administrator

HERBERT RUBENSTEIN; Marilyn Gross, Executrix

Gina X. Gibbs  
Register of Wills and  
Clerk of Orphans' Court  
Mar. 9, 16

**NOTICE FOR CHANGE OF NAME**

NOTICE IS HEREBY GIVEN that on February 7, 2023, the Petition of Fahad Attaa was filled in Northampton County Court of Common Pleas at No. C-48-CV-2023-000824, seeking to change the name of Petitioner from Fahad Attaa to Fahad Aldhaheri. The Court had fixed Monday, April 10 at 9:00 a.m., in Motions Court at the Northampton County Courthouse as the date for hearing of the Petition. All persons interested in the proposed change of name may appear and show cause, if any they have, why the prayer of the Petitioner should not be granted.

Mar. 9

**NOTICE FOR CHANGE OF NAME**

NOTICE IS HEREBY GIVEN that on February 22, 2023, the petition of Susan Marie Rodriguez Matias was filed in Northampton County Court of Common Pleas at No. C-48-CV-2023-1127 seeking to change the name of Petitioner from Susan Marie Rodriguez Matias to Susan Marie Fernandez Kingsley. The Court has fixed Monday, April 24, 2023 at 9:00 a.m. in Motions Courtroom No. TBD, at the Northampton County Courthouse as the date for hearing of the Petition. All persons interested in the proposed change of name may appear and show cause, if any they have, why the prayer of the Petitioner should not be granted.

Mar. 9

**TERMINATION OF RIGHTS NOTICE**

TERMINATION OF RIGHTS OF MINOR CHILD,  
NOAH GABRIEL TORRES

To: Steven Morales Perez, last known address of 459 N. 22nd Street, 1st floor, Allentown, PA 18104

Petition for Publication on said Termination of Rights having been granted to the undersigned, the biological father thereto is requested to present them without delay to:

Ligkija Ramos, 1107 Stefko Blvd., Bethlehem, PA 18017 or to her attorney:

ALEXANDRIA J. CROUTHAMEL, ESQUIRE  
CROUTHAMEL LAW OFFICES, P.C.  
1000 Postal Road  
#91265  
Allentown, PA 18109  
(610) 428-3386  
paralegal@crouthamellaw.com

Mar. 9, 16, 23



**NM** NORRIS  
McLAUGHLIN | P.A.  
ATTORNEYS AT LAW

## Estate, Trust, and Tax Paralegal

The Allentown, PA Estate, Trust, and Tax Group of Norris McLaughlin seeks a promising and skilled full-time Paralegal to join its dedicated and collaborative team of Paralegals in this group and its robust practice and pleasant environment.

Paralegal with estate administration experience will meet with attorneys and clients; prepare tax returns; administer wills and trusts, and probate appointments, real and virtual.

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ELLIOTT & ELLIOTT  
RETIREMENT ANNOUNCEMENT AND  
CHANGE OF CONTACT INFORMATION

Elliott & Elliott announces the dissolution of the firm with the retirement of Charles W. Elliott. He can be reached by telephone at (202) 527-9525. Thomas Elliott will continue to practice law as a sole practitioner at 3146 Gloucester Drive, Bethlehem, PA 18020. He can be reached by e-mail at [thomas.elliott@elliott-lawyers.com](mailto:thomas.elliott@elliott-lawyers.com) and by telephone at (484) 893-0388.

Mar. 9

**JOB OPENING—ASSOCIATE ATTORNEYS**

KingSpry, an equal opportunity Lehigh Valley law firm seeks full-time Associate Attorneys with a minimum of two years' litigation experience. Candidates must be capable of working independently, be a self-starter, have strong resolution facilitation skills, and work effectively with clients and others. Candidates must have excellent written and oral communication skills; be detail oriented; be able to provide analysis of legal issues; conduct and oversee research into a variety of legal issues; represent firm clients as assigned; and reliably meet deadlines.

Please send cover letter and resume to Sarah O'Steen (sosteen@kingspry.com).

Mar. 2, 9

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**LEGAL AID ATTORNEY(S) NEEDED**

*Attorneys interested in handling cases for North Penn Legal Services at our Bethlehem location should respond.*

E-mail a resume and cover letter describing your interest to [resumes@northpennlegal.org](mailto:resumes@northpennlegal.org). Various arrangements are possible: full- or part-time hourly staff positions, a full-time position with benefits or Judicare contract positions.

For information about North Penn Legal Services, go to: <https://www.nplspa.org/who-we-are/careers.html>. EOE.

Mar. 9, 16





HOFFMAN & HLAVAC  
ATTORNEYS AT LAW

### **HOFFMAN & HLAVAC WELCOMES NEW ATTORNEY**

Hoffman & Hlavac is pleased to announce the addition of a new attorney to the Firm. Ryan S. Director has joined the Firm as an associate. Ryan will focus his practice on labor and employment law and litigation matters.

Ryan graduated from the University of Pittsburgh in 2013, and subsequently received his law degree with Honors from Western New England University School of Law in 2016. While completing his law degree, Ryan was a Production Editor for the *Western New England Law Review* and a founding member of the university's Environmental Law Coalition.

Ryan regularly practices before state and federal courts in Pennsylvania and is admitted to practice in the United States District Court for the Eastern and Middle Districts. Ryan has experience in the areas of employment litigation, civil rights litigation, commercial litigation, and personal injury.

Ryan previously served as a Judicial Law Clerk to the Honorable J. Brian Johnson, President Judge of the Court of Common Pleas of Lehigh County.

Ryan is a lifelong resident of the Lehigh Valley where he resides with his wife and two daughters. In his free time, Ryan enjoys biking, traveling, and attending various sporting events.

Hoffman & Hlavac is a boutique law firm in the Lehigh Valley focusing on labor and employment law and litigation.

**COMMONWEALTH of PENNSYLVANIA v.  
ALLEN TYRONE PEURIFOY, Defendant**

*Motion to Suppress—Search—Reasonable Suspicion—Marijuana—Odor—  
Seizure—Traffic Stop—Motor Carrier.*

The Defendant’s motion to suppress evidence was denied where the Court found that the State Trooper acted within his statutory authority to stop the Defendant’s tractor-trailer for violation of Federal seatbelt regulations. However, because the Trooper lacked the reasonable suspicion necessary to further detain and question the Defendant based solely upon an odor of raw marijuana, he lacked authority to conduct a warrantless search or to request consent for same, and the evidence derived from the search was suppressed.

In the Court of Common Pleas of Northampton County, Pennsylvania, Criminal Division—No. CP-48-CR-02657-2021.

KATHARINE KURNAS, ESQUIRE, for the Commonwealth.

CRAIG A. SOPIN, ESQUIRE, for the Defendant.

Order of the Court entered on January 9, 2023 by ROSCIOLI, J.

*ORDER*

AND NOW, this 9th day of January 2023, upon consideration of Defendant’s Motion for Suppression of Evidence, and the Commonwealth’s response thereto, and following a hearing and the submission of briefs by both parties, it is hereby ORDERED that the motion is GRANTED, for the reasons set forth below.

*STATEMENT OF REASONS*

Defendant Allen Tyrone Peurifoy (Defendant) is charged herein with driving under the influence of a controlled substance (THC metabolite), possession of a controlled substance, use of a controlled substance while operating a commercial motor vehicle, failing to wear a seatbelt while operating a commercial motor vehicle, and operating a commercial motor vehicle with an expired registration, all arising out of a stop of his Freightliner tractor-trailer truck on the afternoon of July 2, 2021, on Interstate 78 in Northampton County, Pennsylvania. During the stop, the Pennsylvania State Trooper Ryan Fraunfelter detected an odor of raw marijuana, and on the basis of this observation inquired of Defendant as to same. Following this inquiry, the Defendant admitted to having smoked marijuana that morning. On the basis of this admission and his detection of the odor of raw marijuana, Trooper Fraunfelter executed a warrantless search of the Defendant’s vehicle and a bag contained therein, where he discovered marijuana. A subsequent test of the Defendant’s blood revealed the presence of THC metabolite therein.

In his Motion for Suppression of Evidence, Defendant challenges (a) the validity of the stop of his vehicle, (b) the validity of the search of his vehicle and a bag therein, and (c) the validity of the blood draw. The Commonwealth bears the burden of proof when a defendant files a motion to suppress evidence. That burden is to establish, by a preponderance of the evidence, that the challenged evidence is admissible and that it was not obtained in violation of the Defendant's rights. *Commonwealth v. Hernandez*, 892 A.2d 11 (Pa. Super. 2006). Because we find that the warrantless search of the Defendant's truck and bag were improper, all evidence derived therefrom—including evidence found during the search and that derived from the blood draw—must be suppressed.

At the hearing on Defendant's motion, Trooper Fraunfelter testified that he initiated the stop of Defendant's truck because he observed Defendant not wearing a seatbelt, in violation of 49 C.F.R. §392.16(c).<sup>1</sup> The Commonwealth asserts that Trooper Fraunfelter had the authority to initiate a stop on the basis of this observation pursuant to 75 Pa. C.S. §4704(a)(3), which provides: "Any State Police officer or qualified Commonwealth employee having probable cause to believe that a vehicle, driver, documents, equipment or load are unsafe, not equipped as required or otherwise not in compliance with the law or regulations may inspect the vehicle, driver, documents, equipment or load." The Commonwealth is accurate that this statute authorized Trooper Fraunfelter to make an administrative stop to ensure Defendant's compliance with the Code of Federal Regulations pertaining to seatbelt use by drivers of commercial vehicles. Trooper Fraunfelter testified that he observed Defendant driving without a seatbelt, and we conclude that such visual observation provided him with probable cause to believe that Defendant was in violation of the applicable regulation. In the criminal context, "police have probable cause where the facts and circumstances within the officer's knowledge are sufficient to warrant a person of reasonable caution in the belief that an offense has been or is being committed," and is to be evaluated "under a traditional totality of the circumstances test." *Commonwealth v. Barr*, 266 A.3d 25 (Pa. 2021) (internal citations omitted). We are aware of no authority that suggests a different definition of probable cause in this administrative context.

We note that we have considered Defendant's argument that Trooper Fraunfelter lacked the authority to initiate the stop of his truck because, as discussed in *Commonwealth v. Henderson*, 663 A.2d 728, 735 (Pa. Super. 1995), "failure to comply with [seatbelt laws] was never intended to be a violation of the Motor Vehicle Code for which a motor vehicle could be stopped by a police officer[.]" While this is the law of Pennsylvania with respect to ordinary, private motor vehicles, we disagree that this rule is applicable in the instant context as the statute cited by the

<sup>1</sup> This Federal regulation, among others governing commercial motor carriers, was adopted in Pennsylvania at 67 Pa. Code §231.7.

Commonwealth clearly carves out specific authority for officers to make administrative stops of commercial motor carriers for suspected violations of the Federal Regulations governing same. Moreover, our Pennsylvania appellate courts have held that “the trucking industry is closely regulated and that businesses and individuals engaged in that industry have a lower expectation of privacy than people driving their personal vehicles.” *Commonwealth v. Maguire*, 215 A.3d 566, 571 (Pa. 2019). Accordingly, Defendant’s argument on this point fails under the facts of the within case.

While we find that the initial stop of Defendant’s vehicle was a constitutionally valid exercise of Trooper Fraunfelter’s authority to make an administrative stop to ensure compliance with 49 C.F.R. §392.16(c) pursuant to 75 Pa. C.S. §4704(a)(3), of critical import to this case, our Supreme Court has held that the “closely regulated business exception to the probable cause and warrant requirements is not applicable in criminal cases. The police cannot conduct a warrantless administrative search to advance a criminal investigation under the pretext of addressing a specific, compelling governmental interest advanced by a statutory scheme.” *Commonwealth v. Petroll*, 738 A.2d 993, 1003-1004 (Pa. 1999). The administrative search provisions of 75 Pa. C.S. §4704 do “not grant police unlimited discretion to search a driver or vehicle for evidence of a crime.” *Commonwealth v. Waltz*, 749 A.2d 1058, 1063 (Pa. Commw. 2000). Thus, at the moment that Trooper Fraunfelter’s investigation into Defendant’s compliance with the seatbelt regulation ceased and his investigation of Defendant’s conduct became criminal in nature, the ordinary constitutional requirements of police-citizen interactions came into play.

The search at issue herein was conducted without a warrant. In the Commonwealth of Pennsylvania, “warrantless vehicle searches require both probable cause and exigent circumstances; one without the other is insufficient. This dual requirement of probable cause and exigency is an established part of our state constitutional jurisprudence.” *Commonwealth v. Alexander*, 243 A.3d 177, 207 (Pa. 2020) (internal citations omitted). Here, the Commonwealth has neither asserted nor proven that any exigent circumstances were present to justify the search without a warrant. In the absence of exigent circumstances, a warrant was required in order for Trooper Fraunfelter to validly conduct the search, absent some exception to the warrant requirement.<sup>2</sup>

The Commonwealth contends that the circumstances in this case gave rise to an exception to the warrant requirement because Defendant consented to the search. In order for consent to search to be valid, however, it must have been given (a) during a constitutionally valid seizure, and (b) voluntarily. “The central Fourth Amendment inquiries in consent cases entail an assessment of the citizen/police encounter giving rise to the con-

<sup>2</sup> In the absence of any alleged exigent circumstances, we need not reach the question of whether Trooper Fraunfelter had probable cause to conduct the search. The question is moot.

sent; and, ultimately, the voluntariness of the consent.” *Commonwealth v. Strickler*, 757 A.2d 884, 888 (Pa. 2000). When “a consensual search has been preceded by an unlawful seizure, the exclusionary rule requires suppression of the evidence obtained absent a demonstration by the government [ ... ] that the search is not an exploitation of the prior illegality, and of voluntariness.” *Id.* at 889. Thus, we must first determine whether the seizure of the Defendant—after Trooper Fraunfelter’s administrative purpose ceased—was valid. We find that it was not, because Trooper Fraunfelter lacked sufficient information to form the requisite reasonable suspicion that permitted him to continue his detention and questioning of the Defendant.

After Trooper Fraunfelter was able to determine whether Defendant was in fact driving without a seatbelt, his continued interaction with the Defendant ripened into an investigative detention, which required that he have reasonable suspicion to detain and question the Defendant. *See Commonwealth v. DeHart*, 745 A.2d 633, 637 (Pa. Super. 2000). At the hearing in this matter, Trooper Fraunfelter testified that he suspected that Defendant was engaged in criminal activity because he detected a strong odor of *raw*—*i.e.*, fresh—marijuana emanating from the cab of the truck during the initial stop, and that he questioned the Defendant about this odor. The trooper did not testify that he observed any other indicia of criminal activity prior to his questioning of the Defendant. Under *Commonwealth v. Barr*, 266 A.3d 25 (Pa. 2021) and its progeny, the odor of raw, unburned marijuana alone is no longer sufficient on its own to establish reasonable suspicion in Pennsylvania after the passage of the Medical Marijuana Act (MMA). *See Commonwealth v. Dabney*, 274 A.3d 1283, 1293 (Pa. Super. 2022) (applying *Barr*, which directly addressed probable cause, to a determination of reasonable suspicion for an investigative detention). *Cf. Commonwealth v. Cunningham*, \_\_ A.3d \_\_ (Pa. Super. 2022) (finding that the odor of *burnt* marijuana, together with other observations, was sufficient to establish reasonable suspicion, and noting that it is illegal to smoke marijuana under the MMA). *See also, Commonwealth v. Hicks*, 208 A.3d 916, 945 (2019) (addressing possession of a concealed firearm, holding that “conduct in which hundreds of thousands of Pennsylvanians are licensed to engage lawfully” is, on its own, “an insufficient basis for reasonable suspicion that criminal activity is afoot.”)

While Trooper Fraunfelter testified that the Defendant admitted, upon his inquiry, to having smoked marijuana that morning, said admission came about only as a result of Trooper Fraunfelter’s detention and questioning of him, which itself was not permitted. Such an admission cannot be considered in determining whether reasonable suspicion was present to justify the Defendant’s continued detention. “Our courts have mandated that law enforcement officers, *prior to* subjecting a citizen to investigatory detention, must harbor at least a reasonable suspicion that the person seized is then engaged in unlawful activity.” *Commonwealth v. Beasley*, 761 A.2d 621,

625 (Pa. Super. 2000) (emphasis added). Because the Defendant’s continued detention was not constitutionally valid in the absence of reasonable suspicion, any consent he gave to search his vehicle was likewise not valid, being the product of an illegal detention. *See Commonwealth v. Strickler*, 757 A.2d 884 (Pa. 2000).

Having concluded that the seizure of the Defendant—insofar as it extended beyond the initial administrative stop—was not constitutional, we find that all evidence obtained as a result thereof, including that from the subsequent searches of the truck, the bag, and Defendant’s blood, must be suppressed in this case as “fruit of the poisonous tree.” “The ‘fruit of the poisonous tree’ doctrine excludes evidence obtained from, or acquired as a consequence of, lawless official acts.” *Commonwealth v. Brown*, 700 A.2d 1310, 1318 (Pa. Super. 1997). While “there is no *per se* ban on the admission of all evidence resulting from unlawful law enforcement conduct[,] an inquiry must be made into the source of the evidence as well as any potential tainting of the evidence due to unconstitutional actions by police. Any evidence that comes solely as a result of illegal conduct is tainted fruit, and is not admissible.” *Commonwealth v. Santiago*, 209 A.3d 912, 928 (Pa. 2019).

**Northampton County Bar Association**

**Notification of Change Form**

In order to maintain up-to-date information on all members and subscribers of the *Reporter*, complete the form below and return it to the NCBA Office whenever you have a change and/or addition to your address, telephone number, fax number or e-mail address. *Return to:* Northampton County Bar Association, 155 South Ninth Street, Easton, PA 18042-4399, FAX: (610) 258-8715.

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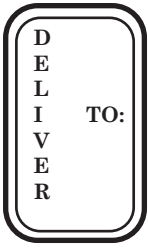
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**\* Dated Material. Do Not Delay. Please Deliver Before Monday, March 13, 2023**