



# Chester County Law Reporter

(USPS 102-900)

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No. 41

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# Chester County Law Reporter

(USPS 102-900)

*Reporting the Decisions of the Divisions of the Court of the Fifteenth Judicial District of Pennsylvania, Composed of Chester County, Officially Designated by the Rule Thereof as the Legal Periodical for the Publication of Legal Notices*

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**Commonwealth vs. Blair**

Violation of probation/parole sentence – Transcript request -

1. The Rules of Appellate Procedure provide that, after filing a notice of appeal, an appellant is responsible for requesting “any transcript required” and making the necessary payment to the court reporter. If an appellant fails to do so, any claims that cannot be resolved in the absence of the necessary transcript or transcripts must be deemed waived.
2. The first step in a Gagnon/Morrissey II revocation decision involves a wholly retrospective factual question: whether the parolee or probationer has in fact acted in violation of one or more conditions of his parole or probation. This fact must be demonstrated by evidence containing probative value.
3. Only if it is determined that the parolee or probationer did violate the conditions does the second question arise: should the parolee or probationer be recommitted to prison or should other steps be taken to protect society and improve chances of rehabilitation?
4. In general, the imposition of sentence following the revocation of probation is vested within the sound discretion of the trial court, which, absent an abuse of that discretion, will not be disturbed on appeal.
5. A claim that a particular probation revocation sentence is excessive in light of its underlying technical violations can present a question that the Superior Court may review.
6. The scope of review in an appeal following a sentence imposed after probation revocation is limited to the validity of the revocation proceedings and the legality of the judgment of sentence.
7. Technical violations can support revocation and a sentence of incarceration when such violations are flagrant and indicate an inability to reform.
8. Once probation has been revoked, a sentence of total confinement may be imposed if any of the following conditions exist: (a) the defendant has been convicted of another crime; or (b) the conduct of the defendant indicates that it is likely that he will commit another crime if he is not imprisoned; or, (c) such a sentence is essential to vindicate the authority of court.
9. Upon sentencing following a revocation of probation, the trial court is limited only by the maximum sentence that it could have imposed originally at the time of the probationary sentence.
10. Defendant was sentenced to two and one-half years to five years incarceration for violating probation. She had six prior violations on that docket number and many failed attempts at drug or alcohol rehabilitation. She appealed her sentence, claiming the trial court abused its discretion; the sentence was manifestly excessive because the violations were only technical violations; and the court failed to consider her rehabilitative needs. The Court noted Defendant failed to comply with the basic, technical, requirements of her probation and deemed her a high risk individual who is likely to commit another crime if not

imprisoned. The Court concluded total confinement was essential to prevent future overdoses and to vindicate the authority of the Court. The Court Held Defendant's claims were devoid of merit and respectfully requested that the sentence of the Court be affirmed.

R.E.M.

C.C.P. Chester County, Pennsylvania Criminal Actions No.s 0794-2019, 3559-2017; Commonwealth of Pennsylvania vs. Amanda Blair

Nicholas J. Casenta, Jr. for the Commonwealth

Sameer Barkawi for Defendant

Mahon, J., February 21, 2020:-

[Editor's note: Defendant filed an appeal, 287 EDA 2020, 288 EDA 2020]

COMMONWEALTH OF PENNSYLVANIA : IN THE COURT OF COMMON PLEAS

: CHESTER COUNTY, PENNSYLVANIA

VS.

: CRIMINAL ACTION - PCRA

AMANDA BLAIR

: NO. 0794-2019; 3559-2017

Nicholas J. Casenta, Jr., Esquire, Chief Deputy District Attorney for the Commonwealth  
Sameer Barkawi, Esquire, Attorney for Defendant

### OPINION

**AND NOW**, this 21st day of February, 2020, this Opinion is filed pursuant to Pa. R.A.P. 1925 and in response to Amanda Blair’s (“Defendant”) timely Concise Statement of Errors Complained of on Appeal (“Statement”).<sup>1</sup> Defendant is appealing from the Violation of Probation/Parole (“VOP”) sentence imposed by the Court on December 6, 2019. (See Notices of Appeal, 6/7/19).<sup>2</sup>

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<sup>1</sup> Filed with the assistance of counsel on February 3, 2020.

<sup>2</sup> The record reflects that Defendant filed separate notices of appeal in the above-captioned cases pursuant to Commonwealth v. Walker, 185 A.3d 969, 971 (Pa. 2018) (holding that where a single order resolves issues arising on more than one docket, separate notices of appeal must be filed for each case). Here, because the same facts and issues are raised in the Concise Statements filed in both docket numbers, we find it prudent to issue one 1925(a) Opinion collectively addressing both docket numbers. However, we will file this Opinion in each of the above-captioned dockets.

We write further to emphasize that Defendant’s appeal suffers from a fatal procedural defect. The Rules of Appellate Procedure provide that, after filing a notice of appeal, an appellant is responsible for requesting “any transcript required” and making the necessary payment to the court reporter. Pa.R.A.P. 1911(a); Pa.R.J.A. Nos. 5000.5 - 5000.7. If an appellant fails to do so, any claims that cannot be resolved in the absence of the necessary transcript or transcripts must be deemed waived. See Commonwealth v. Williams, 715 A.2d 1101 (Pa. 1998); see also Commonwealth v. Preston, 904 A.2d 1 (Pa. Super. 2006).

In the instant case, Defendant did not make a timely written request for transcription of the notes of testimony from the December 6, 2019 VOP proceeding, which is the subject of this appeal. Resolution of the issues raised by Defendant on appeal requires a review of the VOP proceedings before this Court. Such review is not entirely possible due to Defendant’s failure to timely request and obtain the transcript from that proceeding. Therefore, this appeal should be quashed. However, we will attempt to address Defendant’s appellate issues to the extent that we are able to identify such issues from the record.

**BRIEF FACUTAL AND PROCEURAL HISTORY**

On May 9, 2019, this Court conducted a Gagnon Level II hearing. Following that Gagnon /Morrissey II hearing, the Court found Defendant in violation of her probation on the above-captioned docket numbers, revoked probation, and resenteded Defendant as follows:

(1) At **Docket No. 3559-2017**,<sup>3</sup> probation was revoked and Defendant was resenteded on count one, the underlying conviction for Endangering the Welfare of Children (“EWOC”)<sup>4</sup> , to two and one half (2 ½) to five (5) years total confinement, and took no action on count two, Possession of a Controlled Substance<sup>5</sup>.

(2) At **Docket No. 0794-2019**,<sup>6</sup> the trial Court took no action on counts three and four, both Disorderly Conduct counts<sup>7</sup>, except to close the case and supervision, and move any uncollected monies to Docket No. CP-15-CR-3559-2017.

(See Violation Sentencing Sheet and Order, 12/6/19).

On December 6, 2019, Violations of Probation were found, probation was revoked, and Defendant was resenteded to a term of total confinement of two and one half (2 1/2) to five (5) years on Docket No. 3559-2017. (See Violation Sentencing Sheet and Order, 12/6/19). Defendant’s was deemed RRRI eligible<sup>8</sup> and received the applicable credit for time served on each sentence.<sup>9</sup> (*Id.*) Defendant was represented during the VOP proceedings by Sameer M. Barkawi, Esquire.

<sup>3</sup> Defendant had already incurred six (6) prior revocations on this docket number.

<sup>4</sup> 18 Pa.C.S.A. § 4304(A)(1). Specifically, on August 1, 2019, Defendant was sentenced to one (1) year probation concurrent with Term No. CR-3560-2017 (underlying charge of Theft) and one (1) year probation consecutive to count one by the Court, for the crime of Violation of Probation (EWOC – Count 1, Possession of a Controlled Substance – Count 2). The expiration date of Defendant’s supervi-sion period is August 1, 2021.

<sup>5</sup> 35 P.S. 780-113(A)(16).

<sup>6</sup> The December 6, 2019 probation violation and revocation hearing constituted the Second violations on these Docket numbers. Defendant’s first violation on the aforementioned docket numbers resulted from her continued drug use while living in the same residence where the child endangered in case number 3559-2017 also resides, failure to report to APO as directed, and failure to complete outpa-tient treatment.

<sup>7</sup> 18 Pa.C.S.A. 5503(A)(4).

<sup>8</sup> Defendant’s RRRI Minimum term of confinement is 22 months and 15 days.

<sup>9</sup> Specifically, Defendant received credit for time served from September 9, 2019 through Sep-tember 15, 2019, September 29 through October 24, 2019; and November 11, 2019 through December 6, 2019.

Defendant did not file any post-sentence motions. On January 6, 2020, Defendant filed counseled Notices of Appeal (In Docket Nos. 0794-2019 and 3559-2017) from the VOP sentence imposed on December 6, 2019. By separate Orders dated January 13, 2020, Defendant was directed to file and serve upon the undersigned a Statement in each of the respective cases. On February 3, 2020, Defendant filed and properly served a timely Statement in each of the aforementioned docket numbers.

## DISCUSSION

In each of his Concise Statements, Defendant raises the same issue for our review. In Defendant's own words, the sole issue for appellate review is as follows:

Whether the trial court abused its discretion in imposing an excessive sentence of two and one half (2½) to five (5) years total confinement after a finding of a violation of probation and subsequent revocation? The sentence is manifestly excessive because it was imposed pursuant to technical violations of Defendant's supervision conditions, rather than a conviction for a new criminal offense, and failed to adequately consider the rehabilitative needs of the Defendant.

(Def.'s Statements, 2/3/20, unpaginated) (footnote omitted). As we will explain, Defendant's claim devoid of arguable merit and can form no successful basis on appeal.

The United States Supreme Court held in Morrissey v. Brewer, 408 U.S. 471, 92 S.Ct. 2593, 33 L.Ed.2d 484 (1972), that a probationer or parolee is entitled to minimum due process protections because of the possible deprivation of liberty inherent in revocation proceedings. Id. at 482, 92 S.Ct. 2593; see also, Gagnon v. Scarpelli, 411 U.S. 778, 93 S.Ct. 1756, 36 L.Ed.2d 656 (1973) (extending the Morrissey holding to probation revocation proceedings); Commonwealth ex rel. Rambeau v. Rundle, 314 A.2d 842 (Pa. 1973) (implementing the Morrissey two step revocation procedure in Pennsylvania); Commonwealth v. Davis, 336 A.2d 616 (Pa. Super. 1975) (implementing the two step revocation procedure of Gagnon and Morrissey).

When a parolee or probationer is detained pending a revocation hearing, due process requires a determination at a pre-revocation hearing, a Gagnon/Morrissey I hearing, that probable cause exists to believe that a violation has been committed. Commonwealth v. Holmes, 375 A.2d 379, 381, n. 4 (Pa. Super. 1977). Where a finding of probable cause is made, a second, more comprehensive hearing, a Gagnon/Morrissey II hearing, is required before a final revocation decision can be made. Commonwealth v. DeLuca, 418 A.2d 669, 672 (Pa. Super. 1980).

The appellate courts have previously described this parole and probation revocation process as follows: [a]t the preliminary Gagnon/Morrissey I hearing, a

probationer or parolee is entitled to notice of the alleged violations of probation or parole, an opportunity to appear and to present evidence in his own behalf, a conditional right to confront adverse witnesses, an independent decision maker, and a written report of the hearing.” See Gagnon, supra, at 786, 93 S.Ct. at 1761 (internal citation omitted). Thus, the Gagnon/Morrissey I hearing is similar to the preliminary hearing afforded all offenders before a Common Pleas Court trial: the Commonwealth must show probable cause that the violation was committed.

The Gagnon/Morrissey II hearing entails, or may entail two decisions: first, a “consideration of whether the facts determined warrant revocation.” Morrissey, supra at 488, 92 S.Ct. at 2603. “The first step in a Gagnon/Morrissey II revocation decision ... involves a wholly retrospective factual question: whether the parolee [or probationer] has in fact acted in violation of one or more conditions of his parole [or probation].” Gagnon, supra 411 U.S. at 784, 93 S.Ct. at 1761 (internal citation omitted).

It is this fact that must be demonstrated by evidence containing “probative value.” Commonwealth v. Kates, 305 A.2d 701, 710 (Pa. 1973), holding modified by Scott v. Pennsylvania Bd. of Prob. & Parole, 698 A.2d 32 (Pa. 1997). “Only if it is determined that the parolee [or probationer] did violate the conditions does the second question arise: should the parolee [or probationer] be recommitted to prison or should other steps be taken to protect society and improve chances of rehabilitation?” Gagnon, supra, 411 U.S. at 784, 93 S.Ct. at 1761 (internal citation omitted). Thus, the Gagnon/Morrissey II hearing is more complete than the Gagnon/Morrissey I hearing in affording the probationer additional due process safeguards, specifically:

- (a) written notice of the claimed violations of [probation or] parole;
- (b) disclosure to the [probationer or] parolee of evidence against him;
- (c) opportunity to be heard in person and to present witnesses and documentary evidence;
- (d) the right to confront and cross-examine adverse witnesses (unless the hearing officer specifically finds good cause for not allowing confrontation);
- (e) a “neutral and detached” hearing body such as a traditional parole board, members of which need not be judicial officers or lawyers; and
- (f) a written statement by the factfinders as to the evidence relied on and reasons for revoking [probation or] parole.

Gagnon, supra, 411 U.S. at 786, 93 S.Ct. at 1762 (emphasis added); Morrissey, supra, 408 U.S. at 489, 92 S.Ct. 2593; Kates, supra, 305 A.2d at 709, n. 10.

In general, the imposition of sentence following the revocation of probation is vested within the sound discretion of the trial court, which, absent an abuse of that discretion, will not be disturbed on appeal. Commonwealth v. Sierra, 752 A.2d 910, 913 (Pa. Super. 2000). A claim that a particular probation revocation sentence is excessive in light of its underlying technical violations can present a



question that the Superior Court may review. Commonwealth v. Sierra, 752 A.2d 910, 912, 913 (Pa. Super. 2000); Commonwealth v. Malovich, 903 A.2d 1247, 1253 (Pa. Super. 2006). The Superior Court's standard of review is limited to determining the validity of the probation revocation proceedings and the authority of the sentencing court to consider the same sentencing alternatives that it had at the time of the initial sentencing. 42 Pa.C.S.A. § 9771(b); Commonwealth v. Gheen, 688 A.2d 1206, 1207–1208 (Pa. Super. 1997) (the scope of review in an appeal following a sentence imposed after probation revocation is limited to the validity of the revocation proceedings and the legality of the judgment of sentence).

Technical violations can support revocation and a sentence of incarceration when such violations are flagrant and indicate an inability to reform. See Commonwealth v. Cappellini, 690 A.2d 1220 (Pa. Super. 1997). It is the law of this Commonwealth that once probation has been revoked, a sentence of total confinement may be imposed if any of the following conditions exist:

- (1) the defendant has been convicted of another crime; or
- (2) the conduct of the defendant indicates that it is likely that he will commit another crime if he is not imprisoned; or,
- (3) such a sentence is essential to vindicate the authority of court.

See 2 Pa.C.S.A. § 9771.

Sentencing guidelines do not apply to sentences imposed following a revocation of probation. Commonwealth v. Ferguson, 893 A.2d 735 (Pa. Super. 2006), citing Commonwealth v. Coolbaugh, 770 A.2d 788, 799 (Pa. Super. 2001). Finally, upon sentencing following a revocation of probation, the trial court is limited only by the maximum sentence that it could have imposed originally at the time of the probationary sentence.

In the present case, Defendant's appeals are meritless. A review of the record reveals that Defendant unquestionably violated her probation. The Court is entirely familiar with this Defendant, along with her lengthy criminal history, abysmal supervision history, and extensive drug treatment history in this County. We note that Defendant continues to display a propensity to reoffend and a need for further rehabilitation.<sup>10</sup>

<sup>10</sup> We only set forth as much of Defendant's prior supervision and criminal history as is necessary for the issuance of this Opinion. With that being said, Defendant has an extensive supervision history in this County dating back to 2011, which includes supervision on the Chronic Substance Abuse Program ("CSAP"), Swift Alternate Violation Enforcement Program ("SAVE supervision"), and the Women's Reentry Assessment & Programming Initiative ("WRAP supervision"). Defendant was removed from all programs unsuccessfully. When Defendant was previously removed from SAVE supervision in 2016, she served 11 and one half months in Chester County Prison. (See Violation of Probation Summary Form, 12/6/19, at Commonwealth Exh. 1).

Similarly, Defendant has a lengthy criminal history including (1) a 2011 conviction for possession of drug paraphernalia; (2) a 2013 conviction for possession of drug paraphernalia (this case was violated 5 times); (3) 2013 convictions for theft by unlawful taking and forgery (this case was also violated 5 times); (4) 2017 convictions for possession of a controlled substance and EWOC; (5) a 2017 conviction for theft by unlawful taking; and (5) 2019 convictions for disorderly conduct. Id.

In the above-captioned Docket Numbers, Defendant failed to successfully complete the SAVE supervision program.<sup>11</sup> In fact, Defendant was removed from the SAVE supervision program on November 14, 2019 after incurring three (3) supervision sanctions within approximately four (4) months. As a result of failing to successfully complete SAVE supervision, Defendant appeared for a Gagnon/Morrissey II Hearing and was found in violation of her probation, probation was revoked, and she was resentenced to two and one half (2 1/2) to five (5) years of incarceration in a state correctional institution. See Violation Sentencing Sheet, 12/6/19.

During the VOP proceedings, the Court had the benefit of reviewing the Violation Summary Form prepared by the APO and the record as a whole. The Violation Summary Form was largely uncontested and the contents therein were sufficient for the Court to find probable cause that Defendant failed to successfully complete the SAVE supervision program, repeatedly used controlled substances while on Save supervision, overdosed on two (2) separate occasions while on supervision, and failed to report to the APO office as directed.

Here, the facts established at the VOP hearing clearly show that Defendant failed to comply with the basic, technical, requirements of her probation.

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Since 2011, Defendant has been through multiple detox programs, long term inpatient treatment programs, and aftercare/outpatient treatment programs. Defendant failed to successfully complete several of these treatment programs. Defendant still owes approximately \$24,000 in fines/costs and restitution in her cases. A large amount of the unpaid monies has its genesis in Docket No. 328-2013, wherein restitution in the amount of \$16,982.50 is owed. The victim in that case is Defendant's grandmother who is currently the caretaker of Defendant's child. Id. Defendant resides in her mother's (the caretaker) home.

<sup>11</sup> The SAVE program is a post-conviction, specialty Court. Defendant's violations are as follows: on August 1, 2019, Defendant was placed on SAVE supervision as a result of her guilty pleas in Docket Nos. 3560-2017 and 3559-2017. While in the SAVE program, Defendant incurred three more (3) sanctions for continued drug usage, failure to report for random drug testing, and/or absconding from SAVE supervision. Namely, on September 7, 2019, and while in the SAVE supervision program, Defendant overdosed at her residence and was transported to a local hospital.

Shortly thereafter, on September 29, 2019, Defendant was taken into custody by North Coventry Police at a Wawa convenience store. Police arrived at the store due to a reported drug overdose. It became known that Defendant's friend had overdosed in the Wawa restroom.

On October 26, 2019, Defendant failed to appear for a random drug test. On October 28, 2019, Defendant admitted to the Adult Probation Office ("APO") that she had used cocaine on October 25th and 26th of 2019. Defendant was directed to report to the APO later that day. Defendant did not report to the APO as instructed. However later that same day, Defendant again overdosed, this time in a Wawa convenience store bathroom in Schuylkill Township, Chester County.

On October 29, 2019, Defendant reported to Averhealth testing location and submitted to a random drug test, which was later determined to be positive for cocaine, marijuana, opiates and fentanyl. Defendant failed to report to the APO as directed. Accordingly, a bench warrant was issued on October 30, 2019. On November 11, 2019, Defendant was taken into custody on the bench warrant by East Pikeland Police. Police had arrived at Defendant's residence due to Defendant's mother overdosing. Defendant's mother was transported to a local hospital.

The Court gave due consideration to factors which might mitigate the imposition of a sentence of total confinement, however, the Court concluded that Defendant is simply unwilling to accept responsibility for her underlying conduct and to comply with the terms of her probation. After presiding over these VOP proceedings, the Court determined that Defendant is a high risk individual who is likely to commit another crime if she was not imprisoned. Moreover, the Court concluded that total confinement was essential to prevent future overdoses and to vindicate the authority of the Court under 42 Pa C.S. § 9771(c)(3).

It is beyond dispute that numerous, valuable, County resources have been expended on Defendant in an effort to rehabilitate her. Thus, it is evident from the record that the Court has attempted, albeit unsuccessfully, to provide Defendant's with the necessary tools and skills to overcome her substance abuse disorder.<sup>12</sup>

Although Defendant has been given all of the skills necessary to be successful in recovery, she repeatedly elects not to apply them in her daily living. An addict can go to all the rehabilitation centers in the world, but will not stop using until he or she wants to stop. Phrased differently, "you can lead a horse to water, but you cannot make her drink," as the old saying goes. Thus, the State sentence imposed was necessary to protect Defendant from herself, to vindicate the dignity and authority of the Court, and to protect the interest of the general public since prior county sentences and supervision was not effective.

Thus, for all of the reasons set forth above, it is respectfully requested that the sentence of this Court be affirmed.

BY THE COURT:

/s/ William P. Mahon, J.

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<sup>12</sup> A brief summary of Defendant's prior, known, treatment history, as documented by APO, is as follows:

Defendant, Amanda Blair's, Treatment History:

- June 2011 - Chester Counseling Center- attempted outpatient treatment – but did not complete
- July 2011 - Libertae inpatient program- completed
- September 2011 - Libertae Halfway House- completed
- April 2012 - Chester Counseling- attempted intensive outpatient - but did not complete
- December 2013 - Chester Counseling- intensive outpatient – treatment outcome unknown
- July 2014 - Declined inpatient treatment while at prison and elected to serve jail time instead
- November 2014 - Valley Forge- successfully completed detox
- December 2014 - Chester Counseling- attempted outpatient treatment – but did not complete
- February 2015 - Valley Forge – successfully completed detox
- April 2015 - Declined inpatient treatment while in prison and elected to serve jail time instead
- September 2015 - Chester Counseling - discharged unsuccessfully
- December 2015 – attended Methadone Clinic – treatment outcome unknown
- March 2016 – Eagleville Hospital – successfully completed Detox
- July 2018 – Intern House – successfully completed inpatient

- 
- February 2019 – Malvern Institute – successfully completed inpatient
  - May 2019 - Kindred House – left against medical advice (“AMA”)
  - September 2019 – Fairmount Hospital – discharged successfully

Other known programs:

- August 2014 – Thinking for a Change – successfully completed (while in Chester County Prison)

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**CHANGE OF NAME NOTICE****IN THE COURT OF COMMON PLEAS CHESTER COUNTY, PENNSYLVANIA****CIVIL ACTION****LAW NO. 2020-05446-NC**

NOTICE IS HEREBY GIVEN that the name change petition of Hayden Gregory Quintana was filed in the above-named court and will be heard on Monday, November 23, 2020 at 9:30 AM, in Courtroom 3 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania. Date of filing the Petition: Friday, August 14, 2020 Name to be changed from: Hayden Gregory Quintana to: Emilia Quintana Any person interested may appear and show cause, if any they have, why the prayer of the said petitioner should not be granted.

**CHANGE OF NAME NOTICE****IN THE COURT OF COMMON PLEAS CHESTER COUNTY, PENNSYLVANIA****CIVIL ACTION****LAW NO. 2020-07180-NC**

NOTICE IS HEREBY GIVEN that the name change petition of Ryan Batog-Schuckert was filed in the above-named court and will be heard on Monday, November 2, 2020 at 9:30 AM, in Courtroom 3 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania. Date of filing the Petition: Friday, September 25, 2020 Name to be changed from: Ryan Batog-Schuckert to: Ryan Batog Any person interested may appear and show cause, if any they have, why the prayer of the said petitioner should not be granted.

**CHANGE OF NAME NOTICE****IN THE COURT OF COMMON PLEAS CHESTER COUNTY, PENNSYLVANIA****CIVIL ACTION****LAW NO. 2020-07187-NC**

NOTICE IS HEREBY GIVEN that the name change petition of Jane Furgas was filed in the above-named court and will be heard on Monday, December 28, 2020 at 9:30 AM, in Courtroom 12 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania. Date of filing the Petition: Friday, September 25, 2020 Name to be changed from: Jane Furgas to: Jane Antonia Furgas Any person interested may appear and show cause, if any they have, why the prayer of the said petitioner should not be granted.

**CHANGE OF NAME NOTICE****IN THE COURT OF COMMON PLEAS CHESTER COUNTY, PENNSYLVANIA****CIVIL ACTION****LAW NO. 2020-07208-NC**

NOTICE IS HEREBY GIVEN that the name change petition of Nancy Shuh-shih Chao GIBBS was filed in the above-named court and will be heard on Monday, December 28, 2020 at 9:30 AM, in Courtroom 12 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania. Date of filing the Petition: Friday, September 25, 2020 Name to be changed from: Nancy Shuh-shih Chao GIBBS to: Nancy Chao Shuh-shih GIBBS Any person interested may appear and show cause, if any they have, why the prayer of the said petitioner should not be granted.

**CHANGE OF NAME NOTICE****IN THE COURT OF COMMON PLEAS CHESTER COUNTY, PENNSYLVANIA****CIVIL ACTION****LAW NO. 2020-06956-NC**

NOTICE IS HEREBY GIVEN that the name change petition of Christine Luke on behalf of minor child Kyleigh Parks was filed in the above-named court and will be heard on Monday, October 26, 2020 at 9:30 AM, in Courtroom 3 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania. Date of filing the Petition: Friday, September 18,

2020

Name to be changed from: Kyleigh Parks to:

Kyleigh Luke

Any person interested may appear and show cause, if any they have, why the prayer of the said petitioner should not be granted.

### ESTATE NOTICES

*Letters Testamentary or of Administration having been granted in the following Estates, all persons having claims or demands against the estate of the said decedents are requested to make known the same and all persons indebted to the said decedents are requested to make payment without delay to the respective executors, administrators, or counsel.*

#### 1st Publication

**ADAMOPOULOS**, Stella L., a/k/a Stella Latsios Adamopoulos, a/k/a Stella C. Adamopoulos, late of Kennett Township. Christos T. Adamopoulos, 209 Fulling Drive, Chadds Ford, PA 19317, Executor. PETER S. GORDON, Esquire, Gordon, Fournaris & Mammarella, P.A., 1925 Lovering Avenue, Wilmington, DE 19806, atty.

**BACCINO**, Janet K., late of Kennett Square Borough. Nicholas J. Baccino, care of MARY ANN PLANKINTON, Esquire, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, Executor. MARY ANN PLANKINTON, Esquire, Gawthrop Greenwood, PC, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, atty.

**BENECKE**, Marsha Dee, late of Malvern. Joel E. Benecke, 94 Markel Road, Malvern, PA 19355, Executor.

**BERKEY**, Carl R., late of East Coventry Township. Jean A. Dempsey, 713 Meadow Wood Avenue, Pottstown, PA 19465, Administrator. GARY P. LEWIS, Esquire, Lewis, Mcintosh & Teare, LLC, 372 N. Lewis Road, P.O.Box 575, Royersford, PA 19468, atty.

**BUSH**, Merrill Reid, late of West Caln Township. Carolyn Houghton, 80 W. Baltimore Ave., C512, Lansdowne, PA 19050, Administrator. HARRIS J. RESNICK, Esquire, Resnick Elder Law, 22 Old State Road, Media, PA 19063, atty.

**CLUELOW**, Patricia Lee, late of Phoenixville. Tracy Long, 504 Tiffany Lane, Spring City, PA 19475, Executrix.

**CONAGHAN**, Janice E., late of Coatesville. Thomas B. Conaghan, III, care of DOUGLAS L.

KAUNE, Esquire, 120 Gay Street, P. O. Box 289, Phoenixville, PA 19460, Executor. DOUGLAS L. KAUNE, Esquire, Unruh, Turner, Burke & Frees, P.C., 120 Gay Street, P. O. Box 289, Phoenixville, PA 19460, atty.

**FARNESI**, Pia, late of East Goshen. Frank A Farnesi, 1710 Augustine Dr., Lady Lake, FL 32159, Executor.

**FEENEY**, Helen M., late of East Goshen Township. Mary Beth McGowan, care of LISA COMBER HALL, Esquire, 27 S. Darlington Street, West Chester, PA 19382, Executrix. LISA COMBER HALL, Esquire, Hall Law Offices, PC, 27 S. Darlington Street, West Chester, PA 19382, atty.

**FINEGAN**, Dolores Hemphill, late of West Whiteland Township. Barbara F. LaNeve, care of STACEY WILLITS MCCONNELL, Esquire, P.O. Box 565, West Chester, PA 19381-0565, Executrix. STACEY WILLITS MCCONNELL, Esquire, Lamb McErlane, PC, P.O. Box 565, West Chester, PA 19381-0565, atty.

**GREER, JR.**, Robson L., a/k/a Robson L. Greer, late of Tredyffrin Township. Duncan H. Meldrum, 2375 Hilltop Road, Mertztown, PA 19539, Executor. MARLA J. MELMAN, Esquire, Scoblionko, Scoblionko, Muir & Melman, 1816 Woods Hollow Lane, Allentown, PA 18103, atty.

**HARPLE, SR.**, John L., late of Coatesville. John L. Harple, Jr., 173 Brickyard Circle, Ephrata, PA 17522 and Mark L. Harple, 371 Park Street, Honey Brook, PA 19344, Executors. JAYNE A. GARVER, Esquire, J. Garver Law PLLC, 6723 Allentown Blvd., Harrisburg, PA 17112, atty.

**HASTINGS**, David B., late of Easttown Township. David B. Hastings, Jr., care of STEPHEN J. OLSEN, Esquire, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, Executor. STEPHEN J. OLSEN, Esquire, Gawthrop Greenwood, PC, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, atty.

**HELLIWELL**, Derek P., late of West Brandywine Township. Claire L. Roth, 3493 Conestoga Road Glenmoore, PA 19343, Executrix. FRANK W. HAYES, Esquire, Hayes & Romero, 31 South High Street, West Chester, PA 19382, atty.

**HEWITT**, David L., late of Kennett Township. Kruskal Hewitt, care of L. PETER TEMPLE, Esquire, P. O. Box 384 Kennett Square, PA 19348, Executor. L. PETER TEMPLE, Esquire, Larmore Scarlett LLP, P. O. Box 384 Kennett Square, PA 19348, atty.

**JOHNSON**, James L., late of West Whiteland Township. Karen L. Hertzog, care of LISA COMBER HALL, Esquire, 27 S. Darlington Street, West Chester, PA 19382, Executrix. LISA COMBER HALL, Esquire, Hall Law Offices, PC, 27 S. Darlington Street, West Chester, PA 19382, atty.

**JONES**, Anna B., late of East Goshen Township. William H. Jones, III, 21 Lochwood Lane, West Chester, PA 19380, Executor. FRANK W. HAYES, Esquire, Hayes & Romero, 31 South High Street, West Chester, PA 19382, atty.

**KIRKPATRICK**, Donald L., late of West Chester. Edward Fackenthal, 1945 Swedesford Road, Malvern, PA 19355, Executor. EDWARD FACKENTHAL, Esquire, Law Office of Edward Fackenthal, 1945 Swedesford Road, Malvern, PA 19355, atty.

**KREWATCH**, Mary Aileen R., late of Penn Township. Robert E. Krewatch, care of L. PETER TEMPLE, Esquire, P. O. Box 384, Kennett Square, PA 19348, Executor. L. PETER TEMPLE, Esquire, Larmore Scarlett LLP, P. O. Box 384, Kennett Square, PA 19348, atty.

**LITTLE**, Robert B., late of West Goshen Township. Seth R. Little, care of DOUGLAS L. KAUNE, Esquire, 120 Gay Street, P. O. Box 289, Phoenixville, PA 19460, Executor. DOUGLAS L. KAUNE, Esquire, Unruh, Turner, Burke & Frees, P.C., 120 Gay Street, P. O. Box 289, Phoenixville, PA 19460, atty.

**McARDLE**, Louise J., late of Caln Township. Helen Stewart, care of DONALD B. LYNN, JR., Esquire, P. O. Box 384, Kennett Square, PA 19348, Executrix. DONALD B. LYNN, JR., Esquire, Larmore Scarlett LLP, P. O. Box 384, Kennett Square, PA 19348, atty.

**MURRAY**, Joseph P., a/k/a Joseph P Murray III, late of Caln. Melissa L. Jackson, care of JENNIFER H WALKER, Esquire, 31 S. High Street, Suite 200, West Chester, PA 19382, Executrix. JENNIFER H WALKER, Esquire, Peak Legal Group, Ltd., 31 S. High Street, Suite 200, West Chester, PA 19382, atty.

**NEWSOM**, Carol Irene, late of Chadds Ford. Danielle Alexander, 655 Dilworthtown Rd., West Chester, PA 19382, Executor.

**SWEENEY**, Dolores Elizabeth, late of Phoenixville. Stephanie D Thomas, 108 Taylor Way, Collegeville, PA 19426, Administrator. MARIA D FEENEY, Esquire, 555A Schoolhouse Rd., Kennett Square, PA 19348, atty.

## 2nd Publication

**ARDINGER**, Eleanor Gayle, a/k/a Elanor Gayle

Ardinger, late of Penn Township. Brian Ardinger, 161 Red Oak Drive, Lincoln University, PA 19352, Executor. JENNIFER S. NASH, Esquire, 933 South High Street, West Chester, PA 19382, atty.

**ATKINS**, Kathleen Mary, late of Wayne. Richard Atkins, 555 Col. DeWees Road, Wayne, PA 19087, Executor. JAMES BROSE, Esquire, Brose Law Firm, 206 South Avenue, Media, PA 19041, atty.

**BABCOCK**, Lloyd J., late of West Vincent Township. Robert G. Bellwoar, The Historic Byers Hotel, 225 Byers Rd., Chester Springs, PA 19425, Executor. JAMES MUNNIS, Esquire, Munnis Law Office, 1515 McDaniel Dr., West Chester, PA 19380, atty.

**BERKEY**, Carl R., late of East Coventry Township. Jean A. Dempsey, 713 Meadow Wood Avenue, Pottstown, PA 19465, Administratrix. GARY P. LEWIS, Esquire, Lewis McIntosh & Teare, LLC, 372 N. Lewis Road, Royersford, PA 19468, atty.

**BINDSCHUSZ**, Lewis R., late of East Vincent Township. Susan Ewing, care of ANDREW C. LAIRD, Esquire, 360 West Main Street, Trappe, PA 19426, Administratrix. ANDREW C. LAIRD, Esquire, King Laird, P.C., 360 West Main Street, Trappe, PA 19426, atty.

**BLEAZARD**, James Scott, late of East Marlborough. Caryn Beth Bleazard, care of STEPHEN M. PORTER, Esquire, 17 W. Miner St., West Chester, PA 19832, Executrix. STEPHEN M. PORTER, Esquire, MacElree Harvey, LTD., 17 W. Miner St., West Chester, PA 19832, atty.

**BROWN**, Mildred J. Lee, a/k/a Mildred L. Brown, a/k/a Millie Brown, late of Tredyffrin Township. William J. McQuiston, P.O. Box 604, 39 Leopard Rd., Berwyn, PA 19312, Executor. ROBERT B. SHOEMAKER, JR., Esquire, 1800 E. Lancaster Ave., Paoli, PA 19301, atty.

**BROWN**, Regina Whalen, late of West Bradford Township. Helene P. Russell, care of GEORGE J. TREMBERTH III, Esquire, 105 Sibley Avenue Ardmore, PA 19003-2311, Executrix. GEORGE J. TREMBERTH III, Esquire, Law Offices of George J. Trembenth III, P.C., 105 Sibley Avenue Ardmore, PA 19003-2311, atty.

**CARSON**, Patricia K., late of West Goshen Township. Kimberly C. Logue, 701 Ocean Dr., Avalon, NJ 08202, Executrix. ELIZABETH Z. MILNE, Esquire, Davis Bennett Spiess & Livingood, LLC, 130 W. Lancaster Ave., P.O. Box 191. Wayne, PA 19087, atty.

**FOWLES**, Evelyn M., a/k/a Evelyn Marie Fowles, late of East Marlborough. James Michael Fowles, care of KRISTEN R. MATTHEWS, Esquire,



17 W. Miner St., West Chester, PA 19832, Executor. KRISTEN R. MATTHEWS, Esquire, MacElree Harvey, LTD., 17 W. Miner St., West Chester, PA 19832, atty.

**GERACE**, Emilia, late of Westtown Township. Michele Hayes and Lisa M. Fink, care of JOSEPH E. LASTOWKA, JR., Esquire, 300 W. State St., Ste. 300, P.O. Box 319, Media, PA 19063, Executrices. JOSEPH E. LASTOWKA, JR., Esquire, Eckell, Sparks, Levy, Auerbach, Monte, Sloane, Matthews & Auslander, P.C., 300 W. State St., Ste. 300, P.O. Box 319, Media, PA 19063, atty.

**GIVENS**, Jacqueline A., a/k/a Jacqueline Ann Givens, late of Kennett Square. Ann Catherine Givens Sinclair, 160 E. Street Road, Kennett Square, PA 19348, Executrix. MARK M. DALLE PAZZE, Esquire, Herdeg, du Pont & Dalle Pазze, LLP, 15 Center Meeting Road, Wilmington, DE 19807, atty.

**HARPER**, Ellen M., late of Malvern Borough. David S. Harper, care of WILLIAM R. HAGNER, Esquire, 211 West Lancaster Avenue, #100, Paoli, PA 19301, Executor. WILLIAM R. HAGNER, Esquire, Law Offices William R. Hagner & Associates, PLLC, 211 West Lancaster Avenue, #100, Paoli, PA 19301, atty.

**MARSHALL**, James L., late of Pennsbury Township. David K. Marshall and Pamela M. Lebeaux, care of MEGAN E. O'ROURKE, Esquire, 1835 Market St., Ste. 505, Philadelphia, PA 19103-2968, Executors. MEGAN E. O'ROURKE, Esquire, Teeters Harvey Marrone & Kaier LLP, 1835 Market St., Ste. 505, Philadelphia, PA 19103-2968, atty.

**PAISLEY JR.**, Elmer D., a/k/a Elmer Paisley, late of Franklin Township. Elmer Paisley and Elva Paisley, 355 Denny Street, Dover, DE 19901, Administrators.

**PARK**, Michael A., late of Tredyffrin Township. John J. Park, care of ELLEN J. DERINGER, Esquire, 1701 Market St., Philadelphia, PA 19103, Executor. ELLEN J. DERINGER, Esquire, Morgan Lewis & Bockius LLP, 1701 Market St., Philadelphia, PA 19103, atty.

**POWERS**, Ollie Mae, a/k/a Mae Powers, late of Kennett Square Borough. Suzanne Baird, care of L. PETER TEMPLE, Esquire, P. O. Box 384, Kennett Square, PA 19348, Executrix. L. PETER TEMPLE, Esquire, Larmore Scarlett LLP, P. O. Box 384, Kennett Square, PA 19348, atty.

**REETHOF**, Eliane E., late of Kennett Square. Neil W. Head, Esquire, 218 West Miner Street West Chester, PA 19382, Executor. NEIL W. HEAD, Es-

quire, Klein, Head, Barnes & Wood, LLP, 218 West Miner Street West Chester, PA 19382, atty.

**ROSS**, Craig P., late of Westtown Township. Mary Maccario, care of ROBERT A. COHEN, Esquire, 717 Constitution Dr., P.O. Box 1265, Exton, PA 19341, Administratrix. ROBERT A. COHEN, Esquire, Riley Riper Hollin & Colagreco, 717 Constitution Dr., P.O. Box 1265, Exton, PA 19341, atty.

**SPATZ**, Nancy, late of East Goshen Township. Karen O. Nielsen & Kevin Cooney, care of ANDREW H. DOHAN, Esquire, 460 E. King Road Malvern, PA 19355-3049, Executors. ANDREW H. DOHAN, Esquire, Lentz, Cantor & Massey, LTD., 460 E. King Road Malvern, PA 19355-3049, atty.

**STIVALE**, Leon Joseph, a/k/a Leon J. Stivale, late of Kennett Township. Lee A. Stivale, care of EDWARD M. FOLEY, Esquire, 213 E. State Street, Kennett Square, PA 19348, Executor. EDWARD M. FOLEY, Esquire, Brutscher Foley Milliner Land & Kelly, LLP, 213 E. State Street, Kennett Square, PA 19348, atty.

**TALLEY**, Rebecca H., late of Oxford Borough. Jane T. Rigler, care of L. PETER TEMPLE, Esquire, P. O. Box 384, Kennett Square, PA 19348, Executrix. L. PETER TEMPLE, Esquire, Larmore Scarlett LLP, P. O. Box 384, Kennett Square, PA 19348, atty.

**TROUPE**, William E., a/k/a William Elmer Troupe, late of East Brandywine Township. Tara O'Donnell, 115 Bellevue Dr., Coatesville, PA 19320, Executor. WILLIAM T. KEEN, Esquire, Keen Keen & Good, LLC, 3460 Lincoln Highway Thorndale, PA 19372, atty.

**WALKER**, Jane H., late of Willistown Township. Jeffrey J. Idler, Olivia C. Winter and Madeline H. Winter, care of ELLEN J. DERINGER, Esquire, 1701 Market St., Philadelphia, PA 19103, Executors. ELLEN J. DERINGER, Esquire, Morgan Lewis & Bockius LLP, 1701 Market St., Philadelphia, PA 19103, atty.

### 3rd Publication

**BELT**, Paula Reigart, late of East Marlborough Township. Donald R. Belt & Cynthia Belt Bomhardt, care of KENNETH R. WERNER, Esquire, 203 West Miner Street, West Chester, PA 19382-2924, Co-Executors. KENNETH R. WERNER, Esquire, Werner & Wood, 203 West Miner Street, West Chester, PA 19382-2924, atty.

**BERGQUIST**, John Norton, a/k/a John N. Bergquist, late of Easttown. Joan S. Bergquist, 217 Devon Boulevard, Devon, PA 19333, Executrix.

**COMBS**, Glenn A., late of Penn Township. Diane

E. Combs, care of L. PETER TEMPLE, Esquire, P.O. Box 384 Kennett Square, PA 19348, Executrix. L. PETER TEMPLE, Esquire, Larmore Scarlett LLP, P.O. Box 384 Kennett Square, PA 19348, atty.

**GAVIN**, Maryann Portare, a/k/a Maryann P Gavin, late of Tredyffrin Township. Susanne Gavin Emel, 91 Newlin Rd, Parkesburg, PA 19365, Executor.

**HEFELFINGER**, Denise L., late of Spring City. Kelly A. Rothenberger, care of DAVID G. GARNER, Esquire, 635 E. High Street, Suite 2, Pottstown, PA 19464, Administratrix. DAVID G. GARNER, Esquire, 635 E. High Street, Suite 2, Pottstown, PA 19464, atty.

**HEGARTY**, Erma M., late of East Caln Township. Robert Wayne Hegarty, care of MATTHEW L. CONLEY, Esquire, 300 North Pottstown Pike, Suite 220, Exton, PA 19341, Executor. MATTHEW L. CONLEY, Esquire, Conley Law Practice, LLC, 300 North Pottstown Pike, Suite 220, Exton, PA 19341, atty.

**HEMPHILL**, Clifford P., late of Kennett Square. Mark B. Hemphill, care of MICHAEL R. PERNA, Esquire, 610 Millers Hill, P. O. Box 96, Kennett Square, PA 19348, Administrator. MICHAEL R. PERNA, Esquire, Perna & Abracht, LLC, 610 Millers Hill, P. O. Box 96, Kennett Square, PA 19348, atty.

**JACKSON**, Mary Louise, late of Tredyffrin Township. Kenneth C. Russell, 3500 Reading Way, Huntingdon Valley, PA 19006, Executor. KENNETH C. RUSSELL, Esquire, Baratta, Russell & Baratta, 3500 Reading Way, Huntingdon Valley, PA 19006, atty.

**KLEMAN**, William H., late of East Coventry Township. Mary Ann Moyer, care of JAMIE OTTAVIANO, Esquire, 1129 E. High St., PO Box 776, Pottstown, PA 19464, Administratrix. JAMIE OTTAVIANO, Esquire, Yergey Daylor Allebach Scheffey Picardi, 1129 E. High St., PO Box 776, Pottstown, PA 19464, atty.

**LEWIS**, Gerard Joseph, late of Tredyffrin Township. Gerard J. Lewis, Jr., care of SUZANNE M. HECHT, Esquire, 795 E. Lancaster Ave., #280, Villanova, PA 19085, Executor. SUZANNE M. HECHT, Esquire, Haney & Hecht, 795 E. Lancaster Ave., #280, Villanova, PA 19085, atty.

**LOCK**, Beatrice B., late of East Goshen Township. Frank J. Lock, care of CARRIE A. S. KENNEDY, Esquire, 171 W. Lancaster Ave., Paoli, PA 19301-1775, Executor. CARRIE A. S. KENNEDY, Esquire, Connor, Weber & Oberlies, 171 W. Lancaster

er Ave., Paoli, PA 19301-1775, atty.

**MANFREDI**, Anna G., a/k/a Anna Gloria Manfredi, late of New Garden Township. Rocco L. Manfredi III, 5A Mel-Ron Court, Carlisle, PA 17015, Executor. ANDREW S. RUSNIAK, Esquire, McNees Wallace & Nurick LLC, 570 Lausch Lane, Suite 200, Lancaster, PA 17601, atty.

**NUNAN**, Christine L., a/k/a Christine Veon Nunan, late of Landenberg. Charles R. Nunan, Jr., 2 Yeager Lane, Landenberg, PA 19350, Executor. MARK M. DALLE PAZZE, Esquire, Herdeg, du Pont & Dalle Pазze, LLP, 15 Center Meeting Road, Wilmington, DE 19807, atty.

**PARKER**, Mary B., late of Paoli. Craig Waters, 37 Wistar Road, Paoli, PA 19301, Executor.

**PASKEL**, Robert, late of West Goshen Township. Bryan Paskel, care of STANLEY E. LUONGO, JR., Esquire, 126 West Miner Street, West Chester, PA 19382, Administrator. STANLEY E. LUONGO, JR, Esquire, Luongo Bellwoar LLP, 126 West Miner Street, West Chester, PA 19382, atty.

**PIERCE, JR**, Lewis J., late of Uwchlan Township. Diane M. Lewis, care of LISA COMBER HALL, Esquire, 27 S. Darlington Street, West Chester, PA 19382, Executrix. LISA COMBER HALL, Esquire, Hall Law Offices, PC, 27 S. Darlington Street, West Chester, PA 19382, atty.

**SCANDONE**, Emily T., late of West Chester. Joseph Scandone, 90 Dilworthtown Road, Thornton, PA 19373, Executor. JOSEPH J. PIZONKA, Esquire, Bello, Reilley, McGrory & DiPippo, P.C., 144 East Dekalb Pike, Suite 300, King of Prussia, PA 19406, atty.

**SCANLON**, Margaret A., late of East Pikeland Township. Concetta M. Connell, 209 Gravel Hill Road, Palmyra, PA 17078, Executor. TIMOTHY T. ENGLER, Esquire, 36 W. Main Avenue, Myerstown, PA 17067, atty.

**SMELTZER**, Judith H., a/k/a Judith Smeltzer, late of East Goshen Township. William E. Hahn, care of JOHN A. TERRILL, II, Esquire, 100 Four Falls, Ste. 300, West Conshohocken, PA 19428, Executor. JOHN A. TERRILL, II, Esquire, Heckscher, Teillon, Terrill & Sager, P.C., 100 Four Falls, Ste. 300, West Conshohocken, PA 19428, atty.

**STRIAR**, Naomi Golda, late of Tredyffrin Township. Lee Derek Striar, care of EVAN J. KELLY, Esquire, 126 West Miner Street, West Chester, PA 19382, Executor. EVAN J. KELLY, Esquire, Bellwoar Kelly LLP, 126 West Miner Street, West Chester, PA 19382, atty.

**TODD**, Maude A., late of East Caln Township. Michael F. Todd, care of J. MICHAEL RYAN, Esquire, 300 North Pottstown Pike, Suite 150, Exton, PA 19341, Executor. J. MICHAEL RYAN, Esquire, Law Office of J. Michael Ryan, 300 North Pottstown Pike, Suite 150, Exton, PA 19341, atty.

**TREMPE**, Robert B., a/k/a Bob Trempe, late of Tredyffrin Township. Susan J. Trempe, care of BRIAN R. GILBOY, Esquire, 100 N. 18th St., Ste. 730, Philadelphia, PA 19103, Executrix. BRIAN R. GILBOY, Esquire, Gilboy & Gilboy LLP, 100 N. 18th St., Ste. 730, Philadelphia, PA 19103, atty.

**VAN HEES**, Nele, late of West Goshen Township. Hans Albert Elisabeth Van Hees, care of KENNETH R. WERNER, Esquire, 203 West Miner Street, West Chester, PA 19382-2924, Administrator. KENNETH R. WERNER, Esquire, Werner & Wood, 203 West Miner Street, West Chester, PA 19382-2924, atty.

**WELLIVER**, Marie E., a/k/a Marie Ellen Welliver, late of East Goshen Township. Robert D. Welliver, care of STEPHEN CARROLL, Esquire, PO Box 1440, Media, PA 19063, Executor. STEPHEN CARROLL, Esquire, Carroll & Karagelian LLP, PO Box 1440, Media, PA 19063, atty.

**WHITTINGTON**, Virginia Caroline, a/k/a Ginger Whittington, late of Paoli. Sheryl Kolasinski, 1447 Oxford Street, Houston, TX 77008, & Sharon Kolasinski, 545 Hansell Road, Wynnewood, PA 19096, Executrices.

**WILLIAMSON**, Marjorie C., late of Penn Township. Diane M. Gouge, care of JAMES R. CLARK, Esquire, 277 Millwood Road Lancaster, PA 17603, Executrix. JAMES R. CLARK, Esquire, Law Office of James Clark, 277 Millwood Road Lancaster, PA 17603, atty.

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### FICTITIOUS NAME

*NOTICE is hereby given, pursuant to Fictitious Names Act of 1982, 54 Pa.C.S. Section 301 et seq., which repealed prior laws on the subject, any entity or entities (including individuals, corporations, partnership or other groups, which conduct any business in Pennsylvania under an assumed or fictitious name shall register such name by filing an application for registration of fictitious name with the Department of State for the conduct of a business in Chester County, Pennsylvania under the assumed or fictitious name, style or designation of*

**Trinity Tranz-fusion**, with its principal place of business at 542 Red Coat Lane, Phoenixville,

PA 19460. The application has been (or will be) filed on: Tuesday, July 7, 2020. The name(s) and address(es) of the individual(s) or entity(ies) owning or interested in said business: Trinity Flavors, LLC, 542 Red Coat Lane, Phoenixville, PA 19460.

Norris McLaughlin, P.A.  
515 W. Hamilton Street  
Suite 502  
Allentown, PA 18101

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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 August 07, 2020 for **Awakened Antiques** at 13 Shady Brook Lane Malvern, PA 19355. The name and address of each individual interested in the business is Jennifer L. Szukics at 13 Shady Brook Lane Malvern, PA 19355. This was filed in accordance with 54 Pa.C.S. 311.

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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 August 25, 2020 for **B. Leev Entertainment** at 204 N. Mill Road Kennett Square, PA 19348. The name and address of each individual interested in the business is Branden Lee at 204 N. Mill Road Kennett Square, PA 19348. This was filed in accordance with 54 Pa.C.S. 311.

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### 1st Publication of 3

#### ADVERTISEMENT OF EXISTENCE OF TRUST NOTICE

Trust Estate of **MARY AILEEN R. KREWATCH**, deceased, late of Penn Township, Chester County, Pennsylvania. All persons having claims or demands against the Trust Estate of **MARY AILEEN R. KREWATCH** are requested to make known the same and all persons indebted to the said decedent are requested to make payment without delay to:

Robert E. Krewatch, Trustee  
c/o Larmore Scarlett LLP  
P. O. Box 384  
Kennett Square, PA 19348

**L. Peter Temple, Esquire**  
**Larmore Scarlett LLP**  
**P. O. Box 384**  
**Kennett Square, PA 19348**

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**1st Publication of 3**

**ADVERTISEMENT OF EXISTENCE OF TRUST NOTICE**

Trust Estate of **LOUISE J. McARDLE**, deceased, late of Caln Township, Chester County, Pennsylvania. All persons having claims or demands against the Trust Estate of **LOUISE J. McARDLE** are requested to make known the same and all persons indebted to the said decedent are requested to make payment without delay to:

Helen Stewart, Trustee  
c/o Larmore Scarlett LLP  
P. O. Box 384  
Kennett Square, PA 19348

Attorney:

**Donald B. Lynn, Jr., Esquire**  
**Larmore Scarlett LLP**  
**P. O. Box 384**  
**Kennett Square, PA 19348**

Late of West Caln Township, Chester County, PA

This Trust is in existence and all persons having claims or demands against said Trust or decedent are requested to make known the same and all persons indebted to the decedent to make payment without delay to PNC BANK, N.A. and MICHELLE STANLEY, TRUSTEES, care of Kim D. Fetrow, Esq., 100 Four Falls, Ste. 300, West Conshohocken, PA 19428,

Or to their Attorney:

KIM D. FETROW  
HECKSCHER, TEILLON, TERRILL & SAGER,  
P.C.  
100 Four Falls, Ste. 300  
West Conshohocken, PA 19428

**2nd Publication of 3**

**ADVERTISEMENT OF EXISTENCE OF TRUST NOTICE**

Trust Estate of **OLLIE MAE POWERS a/k/a MAE POWERS**, deceased, late of Kennett Square Borough, Chester County, Pennsylvania. All persons having claims or demands against the Trust Estate of **OLLIE MAE POWERS a/k/a MAE POWERS** are requested to make known the same and all persons indebted to the said decedent are requested to make payment without delay to:

Caroline J. Hillmann and Suzanne Baird,  
Co-Trustees  
c/o Larmore Scarlett LLP  
P. O. Box 384  
Kennett Square, PA 19348

L. Peter Temple, Esquire  
Larmore Scarlett LLP  
P. O. Box 384  
Kennett Square, PA 19348

**3rd Publication of 3**

**IRREVOCABLE DECLARATION OF TRUST OF COLE STANLEY**

COLE WILLIAM STANLEY a/k/a COLE STANLEY, Deceased

### Sheriff Sale of Real Estate

By virtue of the within mentioned writs directed to Sheriff Fredda L. Maddox, the herein-described real estate will be sold at public sale in the Chester County Justice Center at 201 W Market Street, 3rd Floor, Room 3300, West Chester, Pennsylvania, as announced on **Thursday, October 15th, 2020 at 11AM.**

Notice is given to all parties in interest and claimants that the Sheriff will file with the Prothonotary and in the Sheriff's Office, both located in the Chester County Justice Center, 201 W Market Street, West Chester, Pennsylvania, Schedules of Distribution on **Monday, November 16th, 2020.** Distribution will be made in accordance with the Schedules unless exceptions are filed in the Sheriff's Office within ten (10) days thereafter.

N.B. Ten percent (10%) of the purchase money must be paid at the time and place of sale. **Payment must be paid in cash, certified check or money order made payable to the purchaser or "Sheriff of Chester County". The balance must be made payable to "Sheriff of Chester County". within twenty-one (21) days from the date of sale by 4PM.**

**FREDDA L. MADDOX, SHERIFF**

**3rd Publication**

**SALE NO. 20-10-339**

**Writ of Execution No. 2020-03820**

**DEBT \$760,954.93**

ALL THAT CERTAIN lot or piece of ground situate in the Township of West Whiteland, County of Chester and Commonwealth of Pennsylvania, bounded and described according to a Subdivision Plan of Exton Commons, Section

1, made by Henry S. Conrey, Inc., Division of Chester Valley Engineers, Paoli, Pennsylvania dated 12/10/1982 and last revised 03/11/1983 and recorded as Plan No. 4349 as follows, to wit:

BEGINNING at a point of intersection of the Southeasterly side of Swedesford (55 feet wide) and the Northeasterly side of Mall Entrance Road; thence extending along the said side of Swedesford Road measured North 79 degrees 26 minutes 49 seconds East 159.83 feet to a point; thence leaving the said Swedesford Road and extending along line of Common Area of Exton Commons, measured the following (2) courses and distances, to wit: (1) South 01 degree 57 minutes 40 seconds East 161.45 feet to a point in the bed of a 20 feet wide Sanitary Sewer and Water Main Easement (2) thence South 88 degrees 02 minutes 20 seconds West, 119.38 feet to a point on the Northeasterly side of Mall Entrance Road; thence extending along the said side of the Mall Entrance Road the following (3) courses and distances to wit: (1) North 24 degrees 17 minutes 11 seconds West, 106.54 feet to a point of curve (2) thence on the arc of a circle curving to the right having a radius of 35.00 feet, the arc distance of 35.49 feet to a point of tangent (3) thence North 24 degrees 17 minutes 11 seconds West, 5.70 feet to a point of intersection of the Northeasterly side of Mall Entrance Road and Southeasterly side of Swedesford Road, the first mentioned point and place of beginning.

CONTAINING 21,903 square feet of land, more or less.

BEING known as Unit No. 74 on said plan.

UPI NO. #41-5C-222

IMPROVEMENTS thereon: Consists of a one story free standing commercial building with open space and a parking area

PLAINTIFF: ESSA Band & Trust

SALE NO. 20-10-341

VS

Writ of Execution No. 2019-07996

DEFENDANT: **DAT Enterprises, LLC, Schwarz Enterprises, LLC, Schwarz Enterprises II, LLC**

DEBT \$141,228.37

SALE ADDRESS: 100 Exton Commons, Exton, PA 19341

PLANTIFF ATTORNEY: **JACK M. SEITZ, ESQUIRE 610-530-2700**

ALL THAT CERTAIN Westerly ½ of a dwelling house and appurtenant lot of land, Situate in the Borough of Spring City, County of Chester, Commonwealth of Pennsylvania, known and designated as No. 306 Broad Street, bounded and described according to a Survey made by Earl R. Ewing, Registered Surveyor, No. 6015 under date of I 0/18/1948 as follows, to wit:

**SALE NO. 20-10-340**

**Writ of Execution No. 2018-10310**

**DEBT \$312,160.16**

SOLD AS THE PROPERTY OF: BRENDA A. HOAGLAND AKA BRENDA HOAGLAND and R. MARK HOAGLAND AKA R. HOAGLAND.

TAX ID / UPI PARCEL NO. #22-08-0158/ 22-8-158

IMPROVEMENTS theron: A residential dwelling

BEGINNING at a center point in the center line of Broad Street, being 68.59 Southwesterly from the intersection of the center lines of Penn Street and Broad Street, and in line with the partition wall between Nos. 304 and 306 Broad Street; thence through the partition wall along other lands of the grantors South 13 degrees 05 minutes East 227.22 feet to an iron pin in the proposed extension of Hall Street; thence along said street South 78 degrees 17 minutes West 18.72 feet to an iron pipe a corner of Lot No. 33; thence along the same North 13 degrees 00 minutes West 226.80 feet to the center line of Broad Street; thence along the same North 77 degrees 00 minutes East 18.41 feet to the place of beginning.

PLAINTIFF: The Bank of New York Mellon, F/K/A The Bank of New York As Trustee For Registered Holders of CWABS, Inc., Asset-Backed Certificates, Series 2007-12, C/O Carrington Mortgage Services, LLC

BEING UPI No. #14-4-314

VS

DEFENDANT: **Brenda A. Hoagland AKA Brenda Hoagland R. Mark Hoagland AKA R. Hoagland Mortgagor(s) and Record Owner(s)**

BEING the same premises that the Federal Home Loan Mortgage Corporation by Deed dated October 24, 2013 and recorded in the Office of the Recorder of Deeds in and for the County of Chester in Record Book 8845, at page 527, granted and conveyed unto Megan D’Alonzo, a single woman in fee.

SALE ADDRESS: 390 Grieson Road A/K/A 374 Cupola Road, Honey Brook, PA 19344

PLANTIFF ATTORNEY: **KML LAW GROUP, P.C. 215-627-1322**

PLAINTIFF: Lucille Carroll Austin

VS

DEFENDANT: **Megan Renee D’Alonzo**

SALE ADDRESS: 306 Broad Street, Spring City, PA 19475

PLANTIFF ATTORNEY: **VALOCCHI & FISCHER 610-269-0900 EXT 2**

**SALE NO. 20-10-343**

**Writ of Execution No. 2019-02863**

**DEBT \$192,629.29**

BEING THE SAME PREMISES which Constance Axe, Administrator of the Estate of Richard M. Thomas a/k/a Richard Morgan Thomas, Deceased, by Deed dated October 26, 2007 and recorded November 8, 2007 in Record Book 7302, Page 1071, in the Office of the Recorder of Deeds in and for Chester County, Pennsylvania, granted and conveyed unto Samuel E. Fisher, I.

Tax ID #12-2-48, Honeybrook Borough

PLAINTIFF: The Ephrata National Bank

VS

DEFENDANT: **Samuel E. Fisher, I**

SALE ADDRESS: 630-640 Vine Street, Honey Brook, PA 19344

PLANTIFF ATTORNEY: **JOSEPH P. SCHALK, ESQUIRE 717-299-5201**

**SALE NO. 20-10-344**

**Writ of Execution No. 2019-06079**

**DEBT \$216,728.83**

ALL THAT CERTAIN lot or piece of ground situate in the township of London Grove, County of Chester and State of Pennsylvania being bounded and described in accordance with a Plan of Section II Wickerton Farms, made by Manley N. White, Surveyor on 3/10/1967, corrected 4/3/1967 and re-

corded 7/5/1967 in Plan Book 26 page 28 as follows, to wit:

BEGINNING at a point the intersection of the title line in the bed of State Road with the Northwesterly side line of Buttonwood Drive (50 feet wide) if extended; thence extending from said point of beginning along said Buttonwood Olive (50 feet wide) South 05 degrees East 200 feet to a point, a corner of other lands of grantors; thence extending along same South 78 degrees 53 minutes 40 seconds West 121.14 feet to a point, a corner of Lot #29 on Plan; thence extending along said Lot #29 North 05 degrees East crossing the Southerly side of State Road, 200 feet to a point on the title line in the bed of said State Road; thence extending along the said title line in the bed of said State Road, North 78 degrees 53 minutes 40 seconds East 121.14 feet to the first mentioned point and place beginning.

CONTAINING 24,090 square feet of land more or less.

BEING Lot #30 on said Plan.

FOR INFORMATIONAL PURPOSES ONLY: Being known as 399 State Road, West Grove, PA 19390

UPI# 59-8-133.31; PIN 5980133100

BEING THE SAME PREMISES which Alfred W. Roy and Doris M. Roy, his wife, by Deed dated July 9, 1968 and recorded July 9, 1968 in Book G38 Page 302, in the Office of the Recorder of Deeds in and for the County of Chester, granted and conveyed unto Robert Thomas Baylis, and Mary G. Baylis, his wife, in fee. And the said Robert Thomas Baylis departed this life on May 14, 2006 thereby vesting title in Mary G. Baylis by operation of law.

AND THE SAID Mary G. Baylis departed this life on or about December 30, 2018 thereby vesting title unto Dawn G. Scanlon, Executrix of the Estate of

Mary G. Baylis a/k/a Mary Baylis.

PLAINTIFF: Bank of New York Mellon Trust Company, N.A. as Trustee for Mortgage Assets Management Series I Trust

VS

DEFENDANT: **Dawn G. Scanlon, Executrix of the Estate of Mary G. Baylis a/k/a Mary Baylis, deceased**

SALE ADDRESS: 399 State Road, West Grove, PA 19390

PLANTIFF ATTORNEY: **SHAPIRO & DeNARDO, LLC 610-278-6800**