



**Chester
County
Bar
Association**

Chester County Law Reporter

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Chester County Law Reporter

(USPS 102-900)

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Commonwealth vs. Barlow

Arrest – Confession – *Miranda* – Custody – Motion to suppress

1. An arrest is any act that indicates an intention to take an individual into custody and subjects him to the actual control and will of the person making the arrest.
2. Defendant having raised the voluntariness of his confession has a due process right to a determination that the confession was, in fact, voluntarily given and not the result of coercion. Accordingly, the Commonwealth must establish by a fair preponderance of the credible evidence that the confession was the free and unconstrained choice of defendant.
3. In order to determine voluntariness, the totality of the circumstances must be considered.
4. The mere fact that the police investigation has focused on a particular person will not require *Miranda* warnings before police interviews with that person; however, if the police in fact place a person in custody or restrict his freedom in any significant way prior to, or during, the interview, then the interrogators must advise that person of his *Miranda* rights.
5. When the police create a situation in which a person has a reasonable belief that he will be held incommunicado during and after the interview, then *Miranda* warnings are necessary to dispel the compulsion which inheres in this perceived involuntary and unlimited detention.
6. In this case, the subjective statements of the various investigators and the objective evidence establishes by clear and convincing evidence that defendant was not under arrest at the time of his unrecorded and/or recorded statements. As such, he is not entitled to relief on this ground. Further, defendant's statements were the result of his free choice and that did not change by the fact an investigator took his hand and gave him a hug. The Court Held the Motion to Suppress was denied.

R.E.M.

C.C.P., Chester County, Pennsylvania Criminal Division no. 1166-2009;
Commonwealth of Pennsylvania vs. Roger L. Barlow, Jr.

Thomas Ost-Prisco, Esquire, Attorney for the Commonwealth
Mark Rassman, Esquire, Attorney for Defendant
Gavin, J., September 17, 2010:-

COMMONWEALTH OF PENNSYLVANIA : IN THE COURT OF COMMON PLEAS
: CHESTER COUNTY, PENNSYLVANIA
vs.
: CRIMINAL DIVISION
ROGER L. BARLOW, JR. : NO: **1166-2009**

Thomas Ost-Prisco, Esquire, Attorney for the Commonwealth
Mark Rassman, Esquire, Attorney for Defendant

OPINION

ISSUES

Should defendant's various unrecorded and recorded statements be suppressed?¹

BACKGROUND

During 2008 and 2009, the City of Coatesville, Chester County, Pennsylvania was subjected to a series of intentionally set fires. Local, county, state police and federal agents were involved in investigating the fires.

Mark Gilliam was a person of interest to the investigators. In early February, 2009, Mr. Gilliam's vehicle was stopped by members of the Pennsylvania State Police who were assisted by two agents of the Federal Bureau of Alcohol, Tobacco and Firearms, hereinafter ATF. Defendant was a passenger in the vehicle and thus his identity became known to those investigating the fires. ATF Agents Cornali and Wick were assigned to interview defendant in the hopes that he would have information useful in their investigation of Mr. Gilliam's alleged involvement in a fire at the Happy Days Diner. DEFENDANT WAS NOT HIMSELF A PERSON OF INTEREST IN ANY OF THE FIRES.

ATF Agents Cornali and Wick went to defendant's parents' apartment where he resided and asked his mother to get him (he was sleeping) so that they might speak to him. She did and defendant agreed to accompany the agents to the Downingtown Police Station where he was interviewed. The information gained in those interviews is now challenged as unlawfully obtained.

Defendant asserts the following reasons as the basis to suppress the challenged statements:

¹The delay in addressing this issue was due to defendant's investigation of mental health defenses, procuring evaluations, etc.

- a. “Defendant may have been the subject of an unlawful detention: to wit, defendant was interviewed for several hours.”
- b. “During the course of this questioning, Mr. Barlow gave statements which were not knowingly, intelligently or voluntarily made.”
- c. “Defendant Barlow requested counsel and that the interview was to be terminated. At no time during the interview did the police provide to defendant Barlow the right to speak with an attorney nor did the police terminate the interview as requested by defendant Barlow.”
- d. “The actions or inactions of the police violated the precepts of *Miranda v. Arizona*, and defendant’s statements to the police were not the product of a knowingly, intelligent and voluntary decision by defendant Barlow.”
- e. “They were obtained prior to informing the defendant of defendant’s rights to remain silent, obtained prior to appointed counsel and have present counsel, all in violation of defendant’s rights as guaranteed by the Fourth, Fifth and Fourteenth Amendments of the United States Constitution and Pennsylvania Constitution.”

FINDINGS OF FACT²

Benjamin Cornali testified that:

1. He is an agent with the Bureau of Alcohol, Tobacco and Firearms.
2. He was assigned to assist the Coatesville Police investigation into the fires.
3. He arrived in Coatesville from Pittsburgh in January 2009 and initially did patrolling and surveillance duties.
4. He was present at the vehicle stop of Mr. Gilliam.
5. The day after the traffic stop, i.e., February 18, 2009, he and Agent Wick were detailed to interview defendant to determine his relationship with Mr. Gilliam.
6. Mr. Gilliam was a person of interest in the Happy Days Diner fire.
7. Defendant was not a person of interest in any of the fires under investigation.
8. He and Agent Wick went to defendant’s residence about 9:30 A.M. and spoke to his mother and, ultimately, defendant.
9. Given their choice, ATF agents prefer to interview a witness at a location other than his or her home.
10. Defendant was requested to accompany the agents to the Downingtown Police Station to be interviewed.
11. Defendant rode with the agents in their undercover vehicle, a truck. The truck did not have a cage or inoperable passenger doors, etc. In

²All findings are from my bench notes of September 2, 2010.

- sum, it was not a conventionally equipped police vehicle.
12. Defendant was not handcuffed.
 13. They arrived at Downingtown about 10:00 A.M.
 14. He used a conference room off the lobby of the Downingtown Police Department as opposed to a police interview room to interview defendant.
 15. He advised defendant that he was not under arrest and was free to leave whenever he wanted.
 16. Defendant did not appear to be under the influence of drugs or alcohol.
 17. Only he and defendant were in the room as he felt this made the interview process more likely to yield information.
 18. Defendant was initially nervous but then settled down and became comfortable and at ease.
 19. He began with general questions as to defendant's relationship with Mr. Gilliam.
 20. He then asked defendant what he knew of the Happy Days Diner fire and Mr. Gilliam's involvement in it.
 21. Defendant's demeanor changed when the questioning shifted from general to specifics regarding Mr. Gilliam.
 22. Defendant ultimately told him that Mr. Gilliam was involved in the Happy Days Diner fire.
 23. ATF Agent Wick entered the conference room about 11:30 A.M. as Agent Cornali thought it appropriate for both of them to be present due to the information defendant was providing.
 24. The door to the conference room opened onto the general lobby of the building and was separate from the ingress/egress points of the police department.
 25. Defendant was not handcuffed while in the conference room and was free to leave whenever he so chose.
 26. During the course of the interview defendant went from "having information" to "acknowledging setting some fires."
 27. Defendant was offered food and water which he took as well as a bathroom and cigarette break during the interview.
 28. The ATF agents being new to the investigation and not knowing the locations of the fires and/or their way about Coatesville asked defendant to show them the locations he was discussing.
 29. On the way from Downingtown to Coatesville they stopped at a Wawa for cigarettes. Once again, defendant was not handcuffed and was free to move about during the approximately fifteen minutes they were at the Wawa.
 30. At the Wawa, Agent Wick told defendant he was free to leave.

31. Defendant directed the agents to a location in Coatesville that he, defendant, said was where he parked at the time of some of the fires.
32. Defendant exited the truck and walked off with the agents following. Defendant was not in handcuffs.
33. Agent Cornali would not have tried to pursue defendant had defendant fled.
34. The agents were totally reliant on defendant as to where they were and the fire scenes being pointed out.
35. Once defendant pointed out several fire scenes the agents decided to involve Detective Campbell of the Coatesville Police as he was the lead investigator and knew the dates and locations of the fires under investigation.
36. The agents and defendant went to the Coatesville Police Department to meet Detective Campbell.
37. At 2:50 P.M. the agents decided to read defendant his *Miranda*³ warnings, Exhibit C-1.
38. The decision to have Exhibit C-1 executed was due to the nature of defendant's statements implicating himself and Mr. Gilliam.
39. Defendant was given the opportunity to read Exhibit C-1 and then signed it.
40. Exhibit C-1 was executed in the agent's vehicle while they awaited the arrival of Detective Campbell and their supervisor.
41. Once Detective Campbell arrived defendant directed the agents to various locations in Coatesville.
42. The tour of the locations referenced in FF #41 took approximately 1½ hours.
43. Defendant was not handcuffed or restrained in any fashion during the period referenced in FF #41 and 42. In fact, he was leading the investigators and was often some distance removed from them.
44. On the way back to the Coatesville Police station they stopped at a Wawa where food was purchased for defendant.
45. All returned to the Coatesville Police Department at approximately 4:30 P.M. where defendant gave three separate interviews, see Exhibits 2, 2a, 3, 3a, 4 and 4a.
46. Prior to the FF #45 statements, defendant was told that he would not receive anything in exchange for his cooperation.
47. The interviews referenced in FF #45 took place in a police interview room. The room was windowless, small in size and defendant sat across a table from Detective Campbell and Agent Wick. Agent Cornali sat against a wall to defendant's right.
48. Defendant was not restrained in any fashion.

³*Miranda v. Arizona*, 384 U.S. 436 (1966).

49. The detective and agents were not confrontational, did not have weapons visible and simply asked defendant to repeat what he had previously stated.
 50. At some point between interviews it was decided that defendant should call Mark Gilliam to see if a recorded admission could be obtained from him.
 51. Detective Campbell told defendant he might go home so that the call to Mr. Gilliam might look better than one placed after defendant was possibly seen in the company of the police.
 52. Assistant District Attorney Ost-Prisco came to the Coatesville Police Department to speak to defendant re the recorded call.
 53. Defendant was taken from the Coatesville Police station to a nearby shopping center to place the call to Mr. Gilliam. Defendant was not restrained during the ride.
 54. Mr. Gilliam denied any involvement in the fires when called by defendant.
 55. On the ride back to the Coatesville Police Department defendant said he knew he was going to jail.
 56. Agent Cornali responded to defendant's statement, FF #55, "No, you're going home tonight. Tell the truth, someone else will decide about arresting you."
 57. Upon returning to the Coatesville Police Department, defendant was given a bathroom break before beginning the last in time interview.
 58. During that break defendant said he did all the fires, Mr. Gilliam just did The Happy Days Diner fire.
 59. Defendant gave his final interview at 10:36 P.M.
 60. There are two instances during this last interview where Detective Campbell raises his voice and becomes confrontational.⁴
- Jason Wick testified that:
61. He is an agent with the ATF.
 62. He has 22 years experience as an agent.
 63. He was on loan from the Erie, Pennsylvania ATF office.
 64. He accompanied Agent Cornali to defendant's residence.
 65. He advised defendant that he was not in trouble or under arrest but that they would like to speak to him.
 66. Defendant was told they were interested in Mr. Gilliam.
 67. He did not initially participate in the interview at Downingtown as he believes one on one interviews are most productive.
 68. When he did enter the interview room he noted that defendant appeared to be struggling with what to do in response to Agent

⁴My observation, not the agent's statement.

Cornali's questions.

69. He is aware that persons are often conflicted re cooperating and implicating others or themselves.
70. He reached out and took defendant's hand saying, "You're doing the right thing" (re cooperating).
71. Defendant then asked for a hug which was given.
72. Defendant then continued with the interview and agreed to show them various fire locations in Coatesville.
73. En route from Downingtown to Coatesville they stopped at a Wawa where he again told defendant he was not under arrest, was free to leave and could terminate the interview whenever he wanted.
74. Defendant was never restrained during any of the interviews or during travel from place to place.
75. No promises were made to defendant, nor was he threatened in any way prior to or during any of the interviews.

DISCUSSION

I.

Defendant asserts that, "he may have been the subject of an unlawful detention."

Under Pennsylvania jurisprudence an arrest is "any act that indicates an intention to take [an individual] into custody and subjects him to the actual control and will of the person making the arrest." *Commonwealth v. Bosurgi*, 190 A.2d 304, 311 (Pa. 1963).

The subjective statements of the various investigators and the objective evidence establishes by clear and convincing evidence that defendant was not under arrest at the time of his unrecorded and/or recorded statements. As such, he is not entitled to relief on this ground.

II.

Defendant asserts that his statements under questioning "were not knowingly, intelligently or voluntarily made."

When the agents initially interacted with defendant he was not of interest to them other than as a means of discovering information about Mr. Gilliam. He was not a person of interest until he implicated himself. Even then, the agents lacked sufficient knowledge of the fires, their location, the manner in which they were set, etc. to effectively question defendant. Accordingly, they allowed him to talk and asked the follow-up questions that any reasonably intelligent person would ask for clarification.

Agents Cornali and Wick came across as congenial, caring individuals that made one immediately comfortable. They never pressed defendant for information and repeatedly told defendant he was not under arrest. They did nothing to display authority over him. The gestures of squeezing his hand and/or hugging him were, in my view, supportive acts as he struggled with the conflict of cooperation versus implication, and not coercive gestures.

Having had the opportunity to see and hear the agents as they explained the interaction resulting in the unrecorded statements, I am satisfied that defendant gave same voluntarily.

Defendant having raised the voluntariness of his confession has a due process right to a determination that the confession was, in fact, voluntarily given and not the result of coercion. Jackson v. Denno, 378 U.S. 368 (1964). Accordingly, the Commonwealth must establish by a fair preponderance of the credible evidence that the confession was the free and unconstrained choice of defendant. Commonwealth v. Davenport, 295 A.2d 596 (Pa. 1972).

I find that defendant's waiver of his *Miranda* rights WAS voluntary. I further find that the interviewing techniques used by the agents and/or Detective Campbell of the Coatesville Police Department were not coercive and that defendant's statements were the result of his free choice.

There are three audio/videotapes of the interaction between the agents, detective and defendant of the challenged confession(s). The tapes run several hours. I watched them BEFORE taking testimony. In the quarter century that I have been a Judge I estimate, conservatively, that I have interacted with more than ten thousand people of varying degrees of intellectual ability and mental acuity. I believe I can tell a person who is capable of engaging in a conversation, which a confession essentially is. Defendant was able to respond to simple, direct questions. His responses were generally and appropriately instantaneous. I noted that he was a relatively good historian given the number of fires at issue, their location, the means used to start them, etc. His demeanor was calm, his voice clear. Defendant attempted to deflect attention from himself by suggesting Mr. Gilliam was the arsonist, something that is a common response from those accused of criminal conduct and of those who are in possession of and using their mental faculties. He also initially denied involvement in the majority of arsons, a common response of one involved in criminal activity. He evidenced no fear of the investigators and did not appear to be intimidated by his situation or surroundings. I noted that he did not demonstrate any agitation, that there was nothing unusual about his manner of speech, which, to me, was unpressured. His statements were narrative which demonstrates clarity of thought.

The investigators engaged defendant in a calm manner. Detective Campbell did raise his voice during the third recorded interview when it was evident (to me) that he thought defendant was not being honest in his responses. Otherwise, there was no aggressiveness in his tone which was bland. At times he

came across as disbelieving. Their questions were open ended and, in my view, they affirmatively tried to avoid suggesting responses or providing information to defendant. I saw nothing coercive on their part. In fact, I deemed their exchange congenial.

Defendant was not in handcuffs during any of the interviews. There was nothing intimidating about the rooms where the statements were taken. Defendant was afforded appropriate breaks, food, etc.

In order to determine voluntariness, the totality of the circumstances must be considered:

Although there is no single litmus-paper test for determining the voluntariness of a confession, it must be established that the decision to speak was a product of a free and unconstrained choice of its maker . . . All attending circumstances must be considered in this determination. These include the duration and methods of interrogation; the length of delay between arrest and arraignment; the conditions of detainment; the attitudes of the police toward defendant; defendant's physical and psychological state; and all other conditions present which may serve to drain one's power of resistance to suggestion or to undermine one's self-determination.

Commonwealth v. Meachum, 711 A.2d 1029, 1034 (Pa.Super. 1998) (quoting Commonwealth v. Hughes, 555 A.2d 1264, 1273 (Pa. 1989)).

The demeanor of the defendant, including the sound of his voice, as is revealed on the audiotape is clearly an "attending circumstance" that bears on the voluntariness of his confession. See, e.g. Commonwealth v. Nester, 551 Pa. 157, 167, 709 A.2d 879, 884 (1998)) (among other things, that defendant's "speech was coherent" was consideration in assessing voluntariness of confession); Commonwealth v. Williams, 504 Pa. 511, 522, 475 A.2d 1283, 1288 (1984) (in assessing voluntariness of con-

fession, noting that “there was nothing unusual about [defendant’s] manner of speech”); Commonwealth v. Vitzen, 425 Pa. 574, 577, 229 A.2d 746, 748 (1967) (despite signs of defendant’s intoxication, confession found voluntary where, among other things, his speech was coherent); United States v. Waxman, 572 F.Supp. 1136, 1152-53 (E.D.Pa. 1983) (Trial judge noted that “[h]aving listened to the recording of the confession I conclude defendant’s tone of voice was strong and conversational, his responses clear and coherent, his memory for detail remarkable, and he was not in fear.”) *Aff’d* 745 F.2d 49 (3d Cir. 1984) . . .

Commonwealth v. Cameron, 780 A.2d 688, 694, (Pa.Super 2001).

There is absolutely no evidence of physical coercion.

As did the court in Waxman, *supra.*, I too would note that having heard and observed the interaction between the detective and defendant that defendant’s demeanor was calm, his responses timely, appropriate and coherent, his memory generally good, his tone conversational and he did not evidence fear. I saw no evidence of stress or distress. His body language did not suggest that he was being worn down or his will overborne.

Based on the foregoing I conclude that defendant’s statements were knowingly, voluntarily and intelligently made.

III.

Defendant asserts that he requested counsel and/or that the interview be terminated.

There is absolutely no evidence to support this averment and it is summarily denied.

IV.

Defendant asserts a violation of *Miranda* and that his statements were therefore not knowingly, intelligently or voluntarily made.

I find Agents Cornali and Wick credible when they say they *Mirandized* defendant in their vehicle prior to his taking Detective Campbell to the various fire locations.

While they believed (and I concur) that defendant was not then in custody, they nonetheless gave him his rights in anticipation of what they expected him to reveal. Their testimony was unchallenged and thus this ground provides defendant no relief.

V.

Defendant asserts that the statements were obtained prior to his being advised of his *Miranda* rights.

As a young lawyer I had the good fortune to meet and converse in chambers with, in my opinion, a giant of jurisprudence, The Honorable J. Sydney Hoffman. Judge Hoffman wrote what I consider to be the Pa. Primer on when *Miranda* rights must be given to an individual, *Commonwealth v. Anderson*, 385 A.2d 365, 370-71 (Pa.Super. 1978). As I cannot improve on what he wrote, I quote him:

. . . we conclude that the following guidelines govern the determination of when a “custodial interrogation” which triggers the need for *Miranda* warnings occurs. First, the mere fact that the police investigation has focused on a particular person will not require *Miranda* warnings before police interviews with that person. See *Beckwith v. United States*, *supra*; *Commonwealth v. McLaughlin*, *supra*. Second, if the police in fact place a person in custody or restrict his freedom in any significant way prior to, or during, the interview, then the interrogators must advise that person of his *Miranda* rights. *Miranda v. Arizona*, *supra*; *Commonwealth v. Leaming*, 432 Pa. 326, 247 A.2d 590 (1968); *Commonwealth v. Moody*, 429 Pa. 39, 239 A.2d 409 (1968); cert. denied, 393 U.S. 882, 89 S.Ct. 189, 21 L.Ed.2d 157. Third, a suspect actually may be in custody even if the police have not taken him to a police station or formally arrested him. Fourth, and this proposition is not without some doubt, “custodial interrogation” occurs when a suspect “. . . is placed in a situation in which he reasonably believes that his freedom of action of move-

ment is restricted by such interrogation.” Commonwealth v. Brown, *supra*, 473 Pa. at 570, 375 A.2d at 1264; Commonwealth v. Fisher, *supra*; Commonwealth v. O’Shea, *supra*; Commonwealth v. Romberger, 454 Pa. 279, 312 A.2d 353 (1973); Commonwealth v. Marabel, 445 Pa. 435, 283 A.2d 285 (1971). While the Pennsylvania Supreme Court in McLaughlin, *supra*, did not advert to this reasonable belief test, we refuse to believe that the Supreme Court meant to overrule, *sub silentio*, a long line of Pennsylvania cases approving this test. In McLaughlin, the Supreme Court merely decided that the status of primary focus of an investigation alone did not require the administration of *Miranda* warnings; the court did not discuss exactly what extra elements were necessary before it would find “custodial interrogation.” Indeed, it is clear that McLaughlin could not have had a reasonable belief that he was “in custody” and would not be released after the questioning. Also, the United States Supreme Court has not explicitly rejected a test predicated on a subject’s reasonable perception that his freedom has been restricted. The facts of Beckwith v. United States, *supra*, and Oregon v. Mathiason, *supra*, both reveal situations in which the interviewees could not have reasonably believed that the police had restricted their freedom of action. In Beckwith, the tax agents interviewed the suspect in the privacy of his home, they had not formally arrested the suspect, and they gave him no reason to suspect that he was not free to leave or terminate the interview. In Oregon v. Mathiason, *supra*, Mathiason helped to arrange the interview, the police officer expressly advised Mathiason that he was not under arrest, and Mathiason in fact left

freely at the end of the interview. Accordingly, we conclude that neither the United States Supreme Court nor the Pennsylvania Supreme Court has foreclosed an objective reasonable belief test. We believe this test retains its validity. Commonwealth v. Brown, supra. When the police create a situation in which a person has a reasonable belief that he will be held incommunicado during and after the interview, then *Miranda* warnings are necessary to dispel the compulsion which inheres in this perceived involuntary and unlimited detention. Commonwealth v. Sites, 427 Pa. 486, 235 A.2d 387 (1967).

Application of this test reveals:

1. Defendant was not the focus of the investigation when he first met with Agents Cornali and Wick.
2. There is no objective evidence that defendant was placed in custody by the agents and/or Detective Campbell. In fact, the objective evidence is to the contrary.
3. While defendant was at the Downingtown Police Department the objective evidence is that he was not in custody. While at the Coatesville Police Department I also find that he was not in custody. However, the issue of custody is moot as he had, in fact, been properly *Mirandized* before speaking to the investigators.
4. There is no objective or subjective (defendant declined to testify) evidence that defendant believed his "freedom of movement" was restricted and would be until he gave a statement. Again, the objective evidence is to the contrary.

In sum, while I find that defendant was questioned, he was not in custody as that term is legally understood and therefore not entitled to *Miranda* rights. As also noted, he gave three (FF #45) *Mirandized* statements. Accordingly, defendant is not entitled to relief on this ground.

Based on the foregoing I make my

CONCLUSIONS OF LAW

1. Defendant was never in custody.

2. Defendant's statements to Agents Cornali and Wick were knowingly, intelligently and voluntarily given at a time when defendant was not even a person of interest.
3. The statements referenced at FF #45 were given at a time when defendant had been *Mirandized* and waived the right to counsel, etc.

Based on the foregoing I enter my

ORDER

AND NOW, this 17th day of September, 2010, the Motion to Suppress is **DENIED.**

BY THE COURT:

/s/ Hon. Thomas G. Gavin

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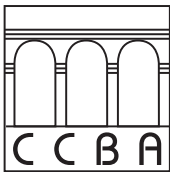
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**CLERK OF THE ORPHANS' COURT
DIVISION OF THE COURT OF COMMON PLEAS
CHESTER COUNTY, PENNSYLVANIA**

NOTICE OF FILING ACCOUNTS

**ACCOUNTS LISTED FOR AUDIT ON
WEDNESDAY, FEBRUARY 2, 2011**

Courtroom 16 at 9:00 A.M. PREVAILING TIME

THE HONORABLE KATHERINE B. L. PLATT

Notice is hereby given to all parties interested, that accounts in the following matters have been filed in the Office of the Clerk of the Orphans' Court Division of the Court of Common Pleas of Chester County, Pennsylvania for AUDIT, CONFIRMATION AND DISTRIBUTION at the above date, time and place. At that time and place interested parties, claimants and objectors to the same will be heard.

ESTATE OF RAYMOND JOSEPH BEVACQUA, DECEASED	1508-1068
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FIRST AND FINAL ACCOUNT

OF: ANNA RUCH, ADMINISTRATOR

ATTORNEY(S):

JACK F. WOLF, ESQUIRE

ESTATE OF RITA A. PRINCIPE, DECEASED	1509-0833
---	------------------

FIRST AND FINAL ACCOUNT

OF: KIMBERLY A. MERCADANTE, EXECUTOR

ATTORNEY(S):

GREGORY W. PHILIPS, ESQUIRE

ESTATE OF EVELYN L. WATTS, DECEASED	1509-0844
--	------------------

A/K/A EVELYN WATTS

FIRST ACCOUNT

OF: MAURICE WATTS, EXECUTOR

ATTORNEY(S):

CHARLES A. JONES JR, ESQUIRE

ESTATE OF MARGARET M. MILLER, DECEASED	1509-1348
---	------------------

FIRST AND FINAL ACCOUNT

OF: CHARLES MILLER, ADMINISTRATOR

ATTORNEY(S):

DONALD PETRILLE, ESQUIRE

ESTATE OF JILL BENITZ, DECEASED	1507-0578
--	------------------

A/K/A JILL OBRIGAWITCH

FIRST AND FINAL ACCOUNT

OF: BENJAMIN OBRIGAWITCH, ADMINISTRATOR

ATTORNEY(S):

EDWARD MAREAN FOLEY, ESQUIRE

ESTATE OF DAVID WEINSTEIN, DECEASED**1508-1784**

A/K/A DAVID N. WEINSTEIN

FIRST AND FINAL ACCOUNT

OF: MARLYN WEINSTEIN, EXECUTOR

ATTORNEY(S):

SHILPA P. KHARVA, ESQUIRE

JAMES B. GRIFFIN, ESQUIRE

ESTATE OF LINDA A. CLARKE, DECEASED**1510-0088**

FIRST AND FINAL ACCOUNT

OF: JAMES M. ALLAN, ADMINISTRATOR

ATTORNEY(S):

JOSEPH A. BELLINGHERI, ESQUIRE

ESTATE OF ATHELSTAN NEVILLE, DECEASED**1585-0273**

A/K/A A. G. NEVILLE

FIRST AND FINAL ACCOUNT FOR TRUST UNDER THE WILL

OF: GRAYSTONE WEALTH MANAGEMENT, TRUSTEE

ATTORNEY(S):

DUKE SCHNEIDER, ESQUIRE

ESTATE OF HELEN M. MELCHIORRE, DECEASED**1506-0291**

FIRST AND INTERIM ACCOUNT FOR TRUST UNDER THE WILL

OF: SAMUEL J. TRUEBLOOD, TRUSTEE

ATTORNEY(S):

SAMUEL J. TRUEBLOOD, ESQUIRE

CHARLES T. DeTULLEO

**Attorney at Law
134 North Church St.
West Chester, PA 19380
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**CHANGE OF NAME NOTICE
IN THE COURT OF COMMON PLEAS
CHESTER COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 10-12652**

NOTICE IS HEREBY GIVEN that the name change petition of Amy Lynne Drittler was filed in the above-named court and will be heard on January 31, 2011, 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: October 15, 2010

Name to be changed from: Amy Lynne Drittler to: Amy Lynne Eakins

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. 10-15058**

NOTICE IS HEREBY GIVEN that the name change petition of Evan Spencer Calkin was filed in the above-named court and will be heard on March 28, 2011, at 9:30 AM, in Courtroom 16 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania.

Date of filing the Petition: December 16, 2010

Name to be changed from: Evan Spencer Calkin to: Evan Patrick Naughton

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

CLASSIFIED ADS SECTION

MEETING SPACE?

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**CHANGE OF NAME NOTICE
IN THE COURT OF COMMON PLEAS
CHESTER COUNTY, PENNSYLVANIA
CIVIL ACTION - LAW
NO. 10-15057**

NOTICE IS HEREBY GIVEN that the name change petition of Sean Bowman Calkin was filed in the above-named court and will be heard on March 28, 2011, at 9:30 AM, in Courtroom 16 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania.

Date of filing the Petition: December 15, 2010

Name to be changed from: Sean Bowman Calkin to: Sean X Naughton

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

CORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on or about November 14, 2002:

Extruded Thermosets Company, Inc.
475 Hickory Lane
Berwyn, PA 19312

The corporation has been incorporated under the provisions of the Business Corporation Law of 1988, as amended.

CORPORATION NOTICE

NOTICE IS HEREBY GIVEN that ZEPP & ASSOCIATES, PC has been incorporated under the provisions of Chapter 29 of the Business Corporation law of 1988 as a Professional Corporation.

NATALIE ZEPP, Solicitor
107 Steeple Chase Drive
Phoenixville, PA 19460

SAMPLE AD

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CORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania. The name of the proposed corporation is Six Feet Upholstery, Inc.

This corporation is incorporated under the provisions of the Pennsylvania Business Corporation Law of 1988, as amended.

JENNIFER S. NASH, Solicitor

60 West Boot Road

Suite 203

West Chester, PA 19380

1st Publication**DISSOLUTION NOTICE**

NOTICE IS HEREBY GIVEN THAT the shareholders and Directors of BEAVER CREEK REALTY, INC., a Pennsylvania corporation, that the corporation is voluntarily dissolving, and that the Board of Directors is now engaged in winding up and settling the affairs of the corporation so that its corporate existence shall be ended pursuant to the provisions of the Pennsylvania Business Corporation Law of 1988.

FOX ROTHSCHILD LLP, Solicitors

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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

ALWINE, Harry S., Jr., late of Berywn. Samuel Alwine, 1320 S. Lake Road, Spring Grove, PA 17362 and Robert C. Nicholson, 707 Woodbridge Center Way, Edgewood, MD 21040, Executors. **ANDREW F. KAGEN**, Esquire, Kagen, MacDonald & France, PC, 2675 Eastern Boulevard, York, PA 17402, atty.

ANTRIM, Alice E., late of East Vincent Township. David E. Antrim, 2 East Second Street, Pottstown, PA 19464 and Dawn Trout, 965 Valley Court, Pottstown, PA 19464, Executors. **THOMAS L. HOFFMAN**, Esquire, Wells, Hoffman, Holloway & Stauffer, LLP, 635 E. High Street, P.O. Box 657, Pottstown, PA 19464, atty.

BOYD, Malcolm I., late of Valley Township. Ursula Boyd and Susan Boyd, care of W. **MARSHALL PEARSON**, Esquire, 311 Exton Commons, Exton, PA 19341-2450, Executors. W. **MARSHALL PEARSON**, Esquire, 311 Exton Commons, Exton, PA 19341-2450, atty.

CONRAD, Thomas Daniel, a/k/a Thomas D. Conrad, late of East Goshen Township. Wells Fargo Bank, Attention: Stephanie Cappabianca, CTFA, Assistant Vice President, 123 South Broad Street, Y1379-064, Philadelphia, PA 19109 and Thomas D. Conrad, Jr., Executors. **NEIL W. HEAD**, Esquire, 218 West Miner Street, West Chester, PA 19382-2925, atty.

COOKENBACH, Gertrude N., late of Exton. Richard L. Collins, care of **DAVID M. FREES**, III, Esquire, 120 Gay Street, P.O. Box 289, Phoenixville, PA 19460, Executor. **DAVID M. FREES**, III, Esquire, Unruh, Turner, Burke & Frees, P.C., 120 Gay Street, P.O. Box 289, Phoenixville, PA 19460, atty.

FERNSLER, Else G., late of Pennsbury Township. Donald W. Rose, 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.

GLEASON, Florence E., late of West Goshen Township. Joseph M. Gleason and Marie R. Gleason, care of **DAVID C. PATTEN**, Esquire, 306 North Church Street, P.O. Box 489, West Chester, PA 19381, Executors. **DAVID C. PATTEN**, Esquire, 306 North Church Street, P.O. Box 489, West Chester, PA 19381, atty.

HARDCASTLE, John C., late of East Goshen Township. Mark J. Hardcastle, 10500 Little Patuxent Parkway, Suite 170, Columbia, MD 21044, Executor. **FRANCIS C. ORTNER, JR.**, Esquire, 4 Mystic Lane, Malvern, PA 19355, atty.

HAZARD, Kristin Jane, late of West Goshen Township. Holly Elisabeth Hazard, care of **STEPHEN OLSEN**, Esquire, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, Executor. **STEPHEN OLSEN**, Esquire, Gawthrop Greenwood, PC, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, atty.

HOAK, Gloria J., late of Caln Township. Jody A. Rosselle, care of **STANLEY J. LIEBERMAN**, Esquire, 311 Exton Commons, Exton, PA 19341-2450, Executor. **STANLEY J. LIEBERMAN**, Esquire, 311 Exton Commons, Exton, PA 19341-2450, atty.

HOLOWIS, Michael J., late of East Coventry Township. Cynthia D. Diccianni, 333 W. Germantown Pike, East Norriton, PA 19403 and Teddy Hildebrand, 525 Oakwood Drive, Bedford, PA 15522, Executors. **JAMES D. SCHEFFEY**, Esquire, Yergey, Daylor, Aliebach, Scheffey, Picardi, 1129 E. High Street, P.O. Box 776, Pottstown, PA 19464-0776, atty.

KELLY, Miriam A., late of Pocopson Township. Miriam Sperber, 1515 Rodney Drive, West Chester, PA 19382, Executrix. **JANET M. COLLITON**, Esquire, Colliton Law Associates, PC, 790 E. Market Street, Ste. 250, West Chester, PA 19382, atty.

LOCKWOOD, Jacob R., late of Borough of West Chester. Richard Lockwood, 30 Collinwood Drive, Pittsburgh, PA 15215, Executor. **CHARLES W. BOOHAR**, Esquire, 823 Creekside Drive, Brookhaven, PA 19015, atty.

ORNDORFF, Michael A., late of South Coventry Township. Marianne L. Orndorff, 1390 Harmonyville Road, Pottstown, PA 19465 and Lawrence B. Abrams, III, Rhoads & Sinon LLP, One S. Market Square, P.O. Box 1146, Harrisburg, PA 17108-1146, Executors. **STANLEY A. SMITH**, Esquire, Rhoads & Sinon LLP, One S. Market Square, P.O. Box 1146, Harrisburg, PA 17108-1146, atty.

SPIVEY, Albert G., Jr., late of Kennett Township. Jane Carlisle Spivey, care of **STEPHEN OLSEN**, Esquire, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, Executor. **STEPHEN OLSEN**, Esquire, Gawthrop Greenwood, PC, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, atty.

2nd Publication

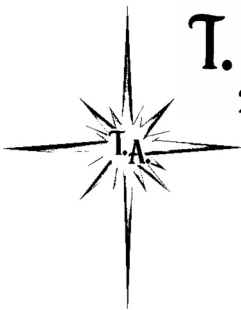
ABOYAN, Catherine L., late of Tredyffrin Township. Daniel Aboyan, 212 Grouse Lane, Radnor, PA 19087, Executor.

BAKER, Barbara L., late of Kennett Township. William A. Stockwell, 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.

BALLENTINE, Dorcas Jean, a/k/a Dorcas J. Ballentine, late of West Goshen Township. Creig B. Ballentine, 121 Aston Drive, Downingtown, PA 19335, Executor. **KATHLEEN M. MARTIN**, Esquire, O'Donnell, Weiss & Mattei, P.C., 41 E. High Street, Pottstown, PA 19464-5426, atty.

DOYLE, John D., late of Phoenixville/East Pikeland Township. John D. Doyle, 1098 Hares Hill Road, Phoenixville, PA 19460, Executor.

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GRIGGS, Paul D., a/k/a Paul Griggs, late of East Pikeland Township. **MICHAEL F. ROGERS**, Esquire, 510 Township Line Road, Suite 150, Blue Bell, PA 19422, Executor. **MICHAEL F. ROGERS**, Esquire, Salvo, Rogers & Elinski, 510 Township Line Road, Suite 150, Blue Bell, PA 19422, atty.

MILLER, Nadine C., late of West Chester. Louise R. Miller Hines, 909 Lincoln Avenue, West Chester, PA 19380-4513, Executrix. **L. ROBERT FRAME, JR.**, Esquire, 390 Waterloo Boulevard, Suite 101, Exton, PA 19341, atty.

PAUL-HEROLD, Sandra, late of Upper Uwchlan Township. John Herald, 532 Larkins Bridge Drive, Downingtown, PA 19335, Executor. **MICHAEL J. REED**, Esquire, 212 West Gay Street, West Chester, PA 19380, atty.

PHILLIPS, Anne, late of Pennsbury Township. Joan H. Phillips, care of **EDWARD M. FOLEY**, Esquire, 213 E. State Street, Kennett Square, PA 19348, Executor. **EDWARD M. FOLEY**, Esquire, Brutscher, Foley, Milliner & Land, LLP, 213 E. State Street, Kennett Square, PA 19348, atty.

SCHAUER, Albert J., late of Coatesville. Donald E. Pflieger, 38 S. 8th Avenue, Coatesville, PA 19320, Executor.

SIDOR, Stephen J., late of Borough of Phoenixville. Thomas S. Sidor, care of **MARZIA P. TONGIANI MIRABILE**, Esquire, 254 Bridge Street, Phoenixville, PA 19460, Administrator c.t.a. **MARZIA P. TONGIANI MIRABILE**, Esquire, 254 Bridge Street, Phoenixville, PA 19460, atty.

TAYLOR, Wallace G., late of Pennsbury Township. Dorothy P. Taylor, 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.

VERRONE, Theresa E., late of Phoenixville. Nancy C. Mastrangelo and Catherine A. Hollway, care of **JAMES B. GRIFFIN**, Esquire, 623 North Pottstown Pike, Exton, PA 19341, Executrices. **JAMES B. GRIFFIN**, Esquire, James B. Griffin, P.C., 623 North Pottstown Pike, Exton, PA 19341, atty.

3rd Publication

BICKEL, Frances F., late of South Coventry Township. Barbara K. McNally, 424 Pawlings Road, Phoenixville, PA 19460, Executrix. **BARRY W. KERCHNER**, Esquire, 976 Stuart Drive, Pottstown, PA 19464, atty.

ATTORNEY DISCIPLINARY/ETHICS MATTERS

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Author and Speaker on ethics matters

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CONNOR, Mary C., late of Borough of Phoenixville. Suzanne F. Mottola, 22 S. Fairfield Road, Devon, PA 19033-1522 and Dennis J. Connor, Jr., 1613 Ridgeway Road, Havertown, PA 19083-2512, Administrators. **KATHLEEN HERZOG LARKIN**, Esquire, 215 Darby Road, Paoli, PA 19301, atty.

CREMERS, Estelle H., late of Warwick Township. Elisa M. Cremers, care of **ALLAN B. GREENWOOD**, Esquire, 941 Pottstown Pike, Suite 200, Chester Springs, PA 19425, Executrix. **ALLAN B. GREENWOOD**, Esquire, Siana, Bellwoar & McAndrew, LLP, 941 Pottstown Pike, Suite 200, Chester Springs, PA 19425, atty.

DOCKSTADER, Ernest K., late of Penn Township. James M. Dockstader, 51 Londonderry Road, Windham, NH 03087, Executor. **ROGER E. LEGG**, Esquire, 430 West First Avenue, Parkesburg, PA 19365, atty.

DRENKER, Irene G., late of Borough of Downingtown. Steven G. Drenker and Kathryn L. Murphy, care of **MICHAEL C. MC BRATNIE**, Esquire, 747 Constitution Drive, Suite 100, Exton, PA 19341, Executors. **MICHAEL C. MC BRATNIE**, Esquire, Fox Rothschild LLP, 747 Constitution Drive, Suite 100, P.O. Box 673, Exton, PA 19341, atty.

GUZZI, Dorothy, late of Borough of West Chester. Georgine T. Guzzi, care of **ELLIOTT GOLDBERG**, Esquire, 1800 E. Lancaster Avenue, Paoli, PA 19301, Administratrix. **ELLIOTT GOLDBERG**, Esquire, 1800 E. Lancaster Avenue, Paoli, PA 19301, atty.

HELMS, Frank Q., late of West Fallowfield Township. Judith Shaw, care of **GUY F. MATTHEWS**, Esquire, 344 W. Front Street, P.O. Box 319, Media, PA 19063, Executrix. **GUY F. MATTHEWS**, Esquire, Eckell, Sparks, Levy, Auerbach, Monte, Sloane, Matthews & Auslander, P.C., 344 W. Front Street, P.O. Box 319, Media, PA 19063, atty.

JANSEN, Frederick C., late of West Brandywine Township. Christopher P. Jansen and David P. Jansen, care of **KIM D. FETROW**, Esquire, 100 Four Falls, Suite 300, West Conshohocken, PA 19428, Executors. **KIM D. FETROW**, Esquire, Heckscher, Teillon, Terrill & Sager, P.C., 100 Four Falls, Suite 300, West Conshohocken, PA 19428, atty.

KERSHNER, Jean Flaughter, late of East Marlborough Township. Karen Kershner Frattali, 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.

LEVENGOD, Mildred, late of East Coventry Township. Dennis Levengood, care of **JACK F. WOLF**, Esquire, P.O. Box 444, Pottstown, PA 19464, Executor. **JACK F. WOLF**, Esquire, Wolf, Baldwin & Assoc., P.O. Box 444, Pottstown, PA 19464, atty.

MULLEN, Frances M., late of Kennett Township. **KENNETH R. WERNER**, Esquire, 203 West Miner Street, West Chester, PA 19382-2924, Executor. **KENNETH R. WERNER**, Esquire, Werner & Wood, 203 West Miner Street, West Chester, PA 19382-2924, atty.

NICOTERA, Madeline A., late of Borough of Oxford. Elaine N. Donofrio, care of **TIMOTHY H. KNAUER**, Esquire, 218 West Miner Street, West Chester, PA 19382, Executor. **TIMOTHY H. KNAUER**, Esquire, 218 West Miner Street, West Chester, PA 19382, atty.

ORR, Heather Ann, a/k/a Heather A. Orr, late of East Marlborough Township. Rowland Orr, 837 Marlborough Spring Road, Kennett Square, PA 19348, Executor.

PLATTEN, Peter, late of Willistown Township. Sabine Platten, care of **JOHN A. RULE**, Esquire, 3770 Ridge Pike, Suite 2, Collegeville, PA 19426, Executrix. **JOHN A. RULE**, Esquire, Miller, Turetsky, Rule & McLennan, P.C., 3770 Ridge Pike, Suite 2, Collegeville, PA 19426, atty.

PLUMMER, Louisa N., late of West Bradford Township. PNC BANK, National Association, c/o Kara Chickson, J.D., 1600 Market Street, 7th Floor, Philadelphia, PA 19103, Executor. **TRACY BLAKE DE VLIEGER**, Esquire, Gadsden Schneider & Woodward LLP, 201 King of Prussia, Suite 100, Radnor, PA 19087-5152, atty.

SCHWARTZ, Shirley P., late of Valley Township. Amy P. McHugh, 270 Moore Road, Downingtown, PA 19335, Executrix. **ROBERT S. SUPPLEE**, Esquire, Robert S. Supplee, P.C., 329 South High Street, West Chester, PA 19382-3336, atty.

SHARP, Harriet J., late of Borough of West Chester. Margery M. Noll, 20 East Vine Street, Fleetwood, PA 19522, Administratrix. **ROBERT R. KREITZ**, Esquire, Roland Stock, LLC, 627 North Fourth Street, P.O. Box 902, Reading, PA 19603, atty.

STRAUSSER, Earl E., late of North Coventry Township. Robert Mest, 322 Carsonia Avenue, Mount Penn, PA 19606, Executor. **PATRICK J. KURTAS**, Esquire, 934 High Street, P.O. Box 696, Pottstown, PA 19464, atty.

WAGNER, Eugene, late of West Nantmeal Township. Dawn Marie Wagner, 654 Brandamore Road, Brandamore, PA 19316, Executrix. **ROBERT L. BEGGS**, Esquire, 380 East Chestnut Street, Coatesville, PA 19320, atty.

FICTITIOUS NAME REGISTRATION

Notice is hereby given, pursuant to the provisions of Act of Assembly, No. 295, effective March 16, 1983, of the filing in the office of the Department of State, of the Commonwealth of Pennsylvania, at Harrisburg, PA on December 16, 2010, for an Application for the conduct of business in Chester County, Pennsylvania, under the assumed or fictitious name, style or designation of JILRS Partners, with the principal place of business at 5 Great Valley Parkway, Suite 275, Malvern, PA 19355.

The names and addresses of the persons interested in said business are: Joseph A. Hawke, 5 Great Valley Parkway, Suite 275, Malvern, PA 19355, Frederick Hinkle, John Hustwit, Larry Adams and Steven Weinert, 189 Twin County Road, Morgantown, PA 19543.

PEPPER HAMILTON, LLP, Solicitors
400 Berwyn Park
899 Cassatt Road
Berwyn, PA 19312-1183

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

Deer Hill Farm, with its principal place of business at 1370 Bartlett Road, Wayne, PA 19087.

The application has been (or will be) filed on or about: January 3, 2011.

The name(s) and address(es) of the individual(s) or entity(ies) owning or interested in said business: Deer Hill Farm, LLC, 1370 Bartlett Road, Wayne, PA 19087.

LOHR & HAUBER, LTD, Solicitors
1246 West Chester Pike
Suite 312
West Chester, PA 19382

CORPORATION NOTICE LIMITED LIABILITY COMPANY

NOTICE IS HEREBY GIVEN that on or before December 23, 2010, a Certificate of Organization of Domestic Limited Liability Company have been filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania for the purpose of obtaining a Certificate of Incorporation pursuant to the provisions of the Business Corporation Law of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania approved December 21, 1988 (P.L. 1444), as amended.

The name of the limited liability company is KB COMM, LLC.

The purposes for which the Corporation was organized are to engage in and do any lawful acts concerning any or all lawful businesses for which a corporation may be incorporated under the laws of the Commonwealth of Pennsylvania.

ANITA M. D'AMICO, Solicitor
Rigler & D'Amico, LLC
128 E. State Street
P.O. Box 618
Kennett Square, PA 19348

NOTICE

Paoli Pointe Condominium Association v.
Therese B. Leavitt,
Court of Common Pleas of Chester County,
Pennsylvania
Docket No. 10-13829-MJ

PUBLIC NOTICE

To: All parties of interest

NOTICE IS HEREBY GIVEN THAT a Petition for Involuntary Transfer of Vehicle Ownership by Court Order was filed by Paoli Pointe Condominium Association to obtain title and ownership to a vehicle owned by Therese B. Leavitt, now deceased. The vehicle is a silver 2002 Honda Civic LX bearing vehicle identification number 2HGES16642H605365.

A Hearing with respect to said Petition is scheduled to be held on Thursday, the 27th day of January, 2010, at 9:00 A.M. in courtroom No. 14 on the 6th floor of The Chester County Justice Center, 21 West Chester, Pennsylvania, before Judge Phyllis R. Streitl. You have the right to appear at said Hearing and contest the Petition for Involuntary Transfer of Vehicle Ownership by Court Order.

NOTICE

In Re: Petition of the Board of School Directors
of the West Chester
Area School District for the Sale of Real Estate
at a Private Sale Pursuant to 24 P.S. 7-707.

Court of Common Pleas of Chester County
Docket No. 2010-13664-RC

NOTICE OF HEARING REGARDING
PRIVATE SALE OF REAL ESTATE

On February 17, 2011 at 9:30 A.M., in Courtroom 11, Chester County Justice Center, 201 W. Market Street, West Chester, PA, Judge Griffith will conduct a hearing, pursuant to the Pennsylvania Public School Code of 1949, as amended (24 P.S. § 7-707), to consider the Petition of the Board of School Directors of the West Chester Area School District for approval of a private sale of real estate which consists of 1.64 +/- acres in West Whiteland Township, commonly known as 605 W. Boot Road, further identified as Tax Parcel Number 41-08-0056, and more particularly described in Chester County Deed Book 6882, Page 2127. The purchaser is Joseph R. Nask, III and the amount of the consideration offered is \$330,000.00. The School District's Petition, containing specific terms of the Agreement of Sale, may be reviewed at the office of the Chester County Prothonotary, Chester County Justice Center, Monday through Friday, 8:30 A.M. to 4:30 P.M. and at the business office of the West Chester Area School District, Spellman Administration Building, 829 Paoli Pike, West Chester, PA 19380, Monday through Friday, 8:00 A.M. to 4:00 P.M.
Ross A. Unruh, Esquire
Solicitor for the West Chester Area School District.

NOTICE**COURT OF COMMON PLEAS
CHESTER COUNTY, PENNSYLVANIA
CIVIL ACTION – ORPHANS COURT DIVISION****IN ADOPTION
NO. AD-10-0050****ADOPTION OF Z.R.H.
INVOLUNTARY TERMINATION OF PARENTAL RIGHTS****NOTICE TO DEFEND AND CLAIM RIGHTS**

TO: JAMES L. HELSEL: You are hereby notified that on December 16, 2010, Petitioner, Tiffany Manni McFiggins filed a Petition for Involuntary Termination of Parental Rights and a Petition for Adoption in the Court of Common Pleas of Chester County docketed at No. A.D. 10-0050, wherein Petitioner seeks to terminate your parental rights as to Zachary Ryan Helsel and allow for his adoption.

You are hereby notified that a petition has been filed as above noted and on said petition, a Citation has been awarded. You are hereby directed to appear and to file a complete answer under oath to said Petition and show cause why this Petition should not be granted, on or before Wednesday, March 2, 2011 at 9:30 a.m. in Courtroom 15, Chester County Justice Center in West Chester, PA 19380.

NOTICE TO DEFEND AND CLAIM RIGHTS

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

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET HELP. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

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

LAWYER REFERENCE SERVICE
Chester County Bar Association
15 West Gay Street
West Chester, PA 19380
(610) 429-1500

PAUL J. RUBINO, ESQUIRE
Attorney for Petitioner
50 Darby Road
Paoli, PA 19301-1416
(610) 647-5151

Announcement

After working in the Delaware County Court System for thirty-two years, I retired from my position as a Family Law Master, December 31, 2010 and will now concentrate my efforts on my private law practice.

I wish to thank President Judge Cronin and the current Delaware County Board of Judges, together with those Boards of Judges in the past who consistently supported me throughout my career. I would be remiss if I did not thank the Directors and Staff of the Court Administrator's Office and the Domestic Relations Office for all their assistance during my years on the Bench.

The experience I gained during the first part of my career (Domestic Relations Hearing Office, Arbitration Administrator, Deputy Civil Court Administrator and Motion Court Administrator) gave me unique insight into the workings of the Court System. For the next twenty-two years I had the opportunity to serve as a Family Law Master, an experience that has enriched me both personally and professionally. It has been an honor to assist the Delaware County Court in its service to the citizens of the County.

I want to thank those many colleagues who reached out to me with encouragement and support during my career as a Master. It was truly appreciated. I want to specifically thank the members of the Family Law Section of the Bar, the staff attorneys with the Office of Support Representation, and those attorneys who frequently appeared before me, for your indulgences as I subjected you to my many "parent conduct" lectures. I knew that you understood that I was trying to positively assist those parents to do the best by their children.

I am happy to announce that the law office of Joseph J. Agozzino, Jr. is now accepting Litigation and Family Law clients. The office is, once again, a full service law office.

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Joseph J. Agozzino, Jr. Esquire

Attorney and Counsellor at Law

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Media, Pennsylvania 19063

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