

## LACKAWANNA JURIST

### JUDICIAL OPINION

**CASE NAME AND NUMBER:** Florimonte v. Borough of Dalton, 2021 WL 2773735 (Lacka. Co. 2021)

**DATE OF DECISION:** July 2, 2021

**JUDGE:** Terrence R. Nealon

**ATTORNEYS INVOLVED:**

Carolyn J. Florimonte, Self-Represented

Mark J. Kozlowski, Esquire, Counsel for Defendant

#### **SUMMARY OF OPINION:**

Defendant filed a petition to strike a default judgment in the amount of \$5,756,340.00 that the self-represented plaintiff filed against it two days after defendant had filed a notice of removal of this action to federal court. Plaintiff acknowledged that the removal notice was filed before the default judgment, but asserted that she did not receive it until four days after she obtained the default judgment since defense counsel did not forward it in accordance with his certificate of service. Counsel maintained that the nine-day delay in mailing the removal filing was attributable to clerical and administrative error in his office.

A petition to strike operates as a demurrer to the record, and may be granted based upon a fatal defect or irregularity appearing on the face of the record which deprives the prothonotary of the authority to enter judgment. The filing of a petition for removal acts as a statutory stay of further state proceedings, and any state proceedings conducted after the filing of a removal notice are a nullity. Although the state court is without jurisdictional authority to "proceed" in the matter following a removal, it may perform the ministerial function of correcting its own records. Since the default judgment was entered after the action had been removed to federal court, it was void *ab initio*, as a result of which the petition to strike was granted.

### JUDICIAL OPINION

**CASE NAME AND NUMBER:** Brown's Gym, Inc. v. Cincinnati Insurance Co., 2021 WL 3036545 (Lacka. Co. 2021)

**DATE OF DECISION:** July 13, 2021

**JUDGE:** Terrence R. Nealon

**ATTORNEYS INVOLVED:**

John M. Mulcahey, Esquire, Counsel for Plaintiff

Lawrence M. Silverman, Esquire, Daniel G. Litchfield, Esquire, Counsel for Defendant, The Cincinnati Insurance Company

Charles E. Haddick, Jr., Esquire, Anthony D. Cox, Jr., Esquire, Counsel for Defendant, C.C. Young and Henkelman Insurance

#### **SUMMARY OF OPINION:**

A gym, which was required to close its premises and cease operations in compliance with state government closure orders issued in response to the COVID-19 pandemic, commenced an action against its insurer seeking to recover damages under the business income, extra expense, and civil authority coverages. Unlike [The Scranton Club](#) case, the gym's insurance policy did not contain a virus exclusion, and the gym specifically averred that the COVID-19 virus was actually present on its covered premises. The insurer filed a demurrer seeking to dismiss the gym's claims due to its alleged failure to assert any "direct physical loss or damage" to its property which was a condition to business interruption coverage.

Prior to the novel coronavirus pandemic, federal and state courts in Pennsylvania established a "reasonable and realistic standard for identifying physical loss or damage" to property in cases "where sources unnoticeable to the naked eye" substantially reduced the use of the property, and held that an insured may satisfy the "direct physical loss or damage" requirement for insurance coverage if the infectious pathogen, disease-causing agent, or contaminant renders the property "useless or uninhabitable," or the property's functionality is "nearly eliminated or destroyed" by that invisible source. Under the "physical contamination" theory, courts have concluded that ammonia fumes, e-coli bacteria, carbon-monoxide, gas vapors, lead intrusion, and odor from cat urine or methamphetamine cooking, which made covered premises unusable, unfit, or unsafe for their intended use, constituted "physical loss or damage" for purposes of coverage. In the wake of the COVID-19 public health crisis, better reasoned decisions across the country have applied the "physical contamination" theory in recognizing the applicability of business interruption coverage if the insured asserts that the coronavirus was actually present on or attached to surfaces on the property, and its presence caused the premises to become uninhabitable, unusable, inaccessible, or unduly dangerous to use.

Based upon the gym's specific averments regarding the "continuous presence" of the COVID-19 virus on its property that rendered it unusable, unsafe, inaccessible, and unfit for its intended use, the gym sufficiently alleged "direct physical loss or damage" to its property under the "physical contamination" theory as a necessary condition to business interruption coverage. Although the policy drafted by the insurer did not include a virus exclusion among its 26 stated exclusions for business interruption coverage, it did contain a comprehensive "communicable disease or virus" exclusion for other "crisis event response communication expense" coverage in the policy, thereby creating a reasonable expectation on the part of the gym that coronavirus-related damages would be covered by the business interruption coverage, but excluded from the crisis event response communication expense coverage. Accordingly, the insurer's preliminary objection in the nature of a demurrer was overruled.

## LACKAWANNA JURIST

### ESTATES

#### **First Notice**

Estate Notice is Hereby Given that Letters Testamentary have been Granted in the **ESTATE OF EDWARD GARTNER**, late of Gouldsboro, Pennsylvania, Lackawanna County, who died June 27, 2021. All persons indebted to said Estate are requested to make payment and those having claims to present the same, without delay, to the Executrix, Susan Santopietro, 332 Denton Avenue, East Rockaway Village, New York 11518, and her attorneys, Mey & Sulla, LLP, 1144 East Drinker Street, Dunmore, PA Pennsylvania 18512. Michael R. Mey, Esq.

**ESTATE OF MICHAEL J. MAREK, Jr. a/k/a MICHAEL J. MAREK**, late of Throop, Pennsylvania (died July 2, 2021). All persons indebted to the estate shall make payment and those having claims or demands are to present same without delay to the Executrix, Sharon Marek, or Richard A. Fanucci, Attorney for the Estate, 1711 Main Street, Blakely, PA 18447. RICHARD A. FANUCCI, ESQ.

**ESTATE OF LANCE D. MCHUGH**, late of Lake Ariel, Lackawanna County, Pennsylvania (died July 23, 2021). Notice is hereby given that Letters of Administration in the above Estate have been issued to MARLENE CARPENTER and JULIA LAWSON. Creditors shall present claims and debtors shall make payment to, MARLENE CARPENTER and JULIA LAWSON, ADMINISTRATORS, or BENJAMIN S. SCHNESSEL, ESQUIRE, Attorney for the Estate, 11-13 Park Place, Carbondale, PA 18407.

**ESTATE OF TIMOTHY G. MILLETT** late of Waverly Twp., Pennsylvania (died August 5, 2021); Katie M. Millett, Administrator or William J. Rinaldi, Esquire, Attorney for the Estate, Suite 600, 538 Spruce Street, Scranton, PA 18503.

Estate Notice is Hereby Given that Letters Testamentary have been Granted in the **ESTATE OF DONALD H. MOYER, III**, late of Clarks Summit, Pennsylvania, Lackawanna County, who died June 9, 2021. All persons indebted to said Estate are requested to make payment and those having claims to present the same, without delay, to the Executor, Bradley D. Moyer, 100 Midway Avenue, Clarks Summit PA 18411, and his attorneys, Mey & Sulla, LLP, 1144 East Drinker Street, Dunmore, Pennsylvania 18512. Michael R. Mey, Esq.

**ESTATE OF CHESTER NEZELKEWICZ**, late of Scranton, Lackawanna County, Pennsylvania (died June 20, 2021). Notice is hereby given that Letters of Administration cta have been issued to VALERIE NEZELKEWICZ and CHRISTINE NEZELKEWICZ NOTO, CO-Executors of the Estate. All those having claims or demands against the Estate or indebtedness owed to the Estate shall present claims or remit payment without delay to VALERIE NEZELKEWICZ and CHRISTINE NEZELKEWICZ, c/o John J. McGee, Attorney for the Estate, PO Box 3298, Scranton, PA 18505.

**ESTATE OF ALAN L. PETERS** of Carbondale, Pennsylvania (died May 5, 2021). All persons indebted to the estate shall make payment and those having claims or demands are to present same without delay to the Executor, Jamie Hunter, or Richard A. Fanucci, Attorney for the Estate, 1711 Main Street, Blakely, PA 18447. RICHARD A. FANUCCI, ESQ.

Notice is hereby given that Letters Testamentary have been granted to Lisa J. Domozych, Executrix of the **ESTATE OF ROSELLA J. PRZYWARA a/k/a ROSELLA PRZYWARA**, late of Old Forge, PA, who died on August 1,

2021. All persons indebted to the Estate are required to make payment and those having claims or demands are to present the same without delay to the Executrix or to Raymond C. Rinaldi, II, Esquire, Rinaldi & Poveromo, P.C., P.O. Box 826, Scranton, PA 18501. RINALDI & POVEROMO, P.C., Attorneys.

**NELLIE JEAN RICHARDS a/k/a JEAN RICHARDS**, deceased, late of Newton Township, PA (died July 7, 2021). Letters Testamentary having been granted, all persons having claims or demands against the estate of the decedent shall make them known and present them, and all persons indebted to the decedent shall make payment thereof to Dawn M. Hicks, Lori A. Harris and Debra J. Richards, Executrices, or to Raymond W. Ferrario, Attorney for the Estate, Suite 528, Scranton Life Building, 538 Spruce Street, Scranton, PA 18503-1816. RAYMOND W. FERRARIO, P.C.

**ESTATE OF KAY ROSENCRANCE**, late of Waverly Twp., Lackawanna County, Pennsylvania (died January 31, 2021). Letters Testamentary granted to Sarah M. Rixford, Executrix; all persons indebted thereto shall make payment and all creditors shall present their claims without delay to Paul Keeler, Esq., 415 S. State St., Clarks Summit, Pennsylvania, 18411. Paul Keeler, Esquire, KEELER LEGAL, LLC Attorney.

**IN RE: ESTATE OF JOSEPH SEBASTIANELLI**, late of Jessup, Lackawanna County, PA (died July 12, 2021). Letters Testamentary in the above Estate having been granted, all person having claims or demands against the Estate of the Decedent shall make them known and present them, and all persons indebted to the said Decedent shall make payment, thereof, without delay, to the Estate Personal Representative Joseph Sebastianelli, or to Stephanie Sebastianelli, Esquire, 723 North Main Street, Archbald, PA 18403.

**ROSE MARIE SOSIK**, deceased, late of Moscow, PA (died July 10, 2021). Letters Testamentary having been granted, all persons having claims or demands against the estate of the decedent shall make them known and present them, and all persons indebted to the decedent shall make payment thereof to Edward M. Sosik, Jr., Executor, or to Raymond W. Ferrario, Attorney for the Estate, Suite 528, Scranton Life Building, 538 Spruce Street, Scranton, PA 18503-1816. RAYMOND W. FERRARIO, P.C.

**ESTATE OF ANDREW J. TELESZ SR. a/k/a ANDREW J. TELESZ**, late of Scott Township, Lackawanna County, Pennsylvania (died April 30, 2021). Letters Testamentary having been granted, all persons having claims or demands against estate of decedent shall make them known and present them, and all persons indebted to said decedent shall make payment thereof without delay to Andrew J. Telesz Jr., Executor, 14727 Pickets Post Road, Centerville, Virginia, 2021 or to James J. Gillotti, of Oliver, Price & Rhodes, Attorney for the Estate, 1212 South Abington Road, P.O. Box 240, Clarks Summit, Pennsylvania 18411.

#### **Second Notice**

**ESTATE OF JEANNE ARNESE, DECEASED**, late of 111 COUZEN ST. EYNON, PA 18403 (Died FEBRUARY 20, 2021) CAROL SCRIVEN, Executrix; Dante A. Cancelli, Esquire, Suite 260, 125 North Washington Ave., Scranton, Pennsylvania 18503, Attorney. DANTE A. CANCELLI, ESQUIRE.

## LACKAWANNA JURIST

**ESTATE OF MICHAEL F. BUCCI** late of Carbondale, Lackawanna County, Pennsylvania, died on February 9, 2021. His Administratrix/Personal Representative is Cynthia Ann Buccì. All persons indebted to the said Estate are requested to make payment, and those having claims to present without delay to her attorney Donna M. DeVita, Esq., 1209 Marion Street, Dunmore, PA 18509.

**ESTATE OF LEONA M. CICILIONI** of Dickson City, Pennsylvania (died May 28, 2021). All persons indebted to the estate shall make payment and those having claims or demands are to present same without delay to the Executor, Alfred M. Cicilioni, Jr. or Richard A. Fanucci, Attorney for the Estate, 1711 Main Street, Blakely, PA 18447. RICHARD A. FANUCCI, ESQ.

Notice is hereby given that Letters of Administration have been granted to Kip Conforti, Administrator of the **ESTATE OF FRANCIS J. CONFORTI**, late of Moscow, PA, who died on December 2, 2018. All persons indebted to Estate are required to make payment and those having claims or demands are to present the same without delay to the Administrator or to Raymond C. Rinaldi, II, Esquire, Rinaldi & Poveromo, P.C., P.O. Box 826, Scranton, PA 18501.

Notice is hereby given that Letters of Administration have been granted to Kip Conforti, Administrator of the **ESTATE OF GRACE CONFORTI**, late of Moscow, PA, who died on February 10, 2018. All persons indebted to Estate are required to make payment and those having claims or demands are to present the same without delay to the Administrator or to Raymond C. Rinaldi, II, Esquire, Rinaldi & Poveromo, P.C., P.O. Box 826, Scranton, PA, 18501.

**Notice is hereby given** that Letters of Administration have been granted in the **ESTATE OF DAWN M. DEMPSEY** late of Scranton, Lackawanna County (died April 15, 2021) to Andrew Gruden, Michael G. Gallacher Esquire, Attorney for the Estate, 114-116 North Abington Road, Clarks Green, PA 18411. All persons indebted to the said Estate are required to make payment and those having claims or demands to present the same without delay to the Personal Representatives named above.

Letters of Testamentary have been granted in the **ESTATE OF THOMAS EVANS**, Deceased to Paige Zofcak, Executrix, or Powell Law Attorneys, 527 Linden Street, Scranton, PA 18503.

NOTICE IS HEREBY GIVEN THAT Letters Testamentary have been granted in the **ESTATE OF VINCENT A. FAZZI**, Deceased, late of 326 N. Everett Avenue, Scranton, Pennsylvania, 18504 (died June 14, 2021), and all persons indebted to said estate are requested to make payment, and those having claims to present the sum without delay, to VINCENT J. FAZZI, Executor c/o JOSEPH S. COLBASSANI ESQUIRE, MINORA KROWIAK MUNLEY BATYKO, 700 Vine Street, 18510, Attorney for the Estate.

**RE: ESTATE OF STANLEY V. GONGLIEWSKI, SR., a/k/a STANLEY V. GONGLIEWSKI**, late of Throop, Pennsylvania (died July 2, 2021). Notice is hereby given that Letters Testamentary for the Estate of Stanley V. Gongliwski, Sr., a/k/a Stanley V. Gongliwski, have been issued to Jennifer Bronko, Executrix of the Estate. All those having claims or demands against the Estate or indebtedness owed to the Estate shall present claims or remit payment without delay to the Executrix at 210 George Street, Throop, PA 18512 or to Patrick A. Walsh, Attorney for the Estate, 425 Spruce Street, Suite 200, Scranton, PA 18503.

**ESTATE OF ANNE CARSON a/k/a ANN HALESKY**, late of Scranton, Pennsylvania (died September 19, 2004).

Administrator is Michael Carson. Attorney for the Estate is Nancy M. Barrasse, Esquire, 224 Adams Avenue, Scranton, Pennsylvania 18503.

**RE: ESTATE OF ANN MARIE KRISTOFF**, late of Moosic, Lackawanna County, Pennsylvania (died August 01, 2021). Notice is hereby given that Letters Testamentary for the Estate have been issued to Joan Carpenter, Executrix of the Estate. All those having claims or demands against the Estate or indebtedness owed to the Estate shall present claims or remit payment without delay to the Executrix, or to John J. McGovern, Jr. Attorney for the Estate, 321 Spruce Street – Suite 201, Scranton, PA 18503.

NOTICE IS HEREBY GIVEN that Letters of Administration have been granted to Jeffrey D. McAllister, Administrator of the **ESTATE OF DEBORAH A. McALLISTER**, deceased, who died on June 8, 2021, late of Spring Brook Township, Pennsylvania. All persons indebted to the estate are required to make payment and those having any claims or demands are to present the same, without delay, to the Administrator, Jeffrey D. McAllister, c/o his attorney Carlo A. LaMonica, Esquire, LaMonica Law Firm LLC, 3218 Pittston Avenue, Scranton, PA 18505.

Letters of Testamentary have been granted in the **ESTATE OF JOSEPH R. PECK a/k/a JOSEPH PECK**, Deceased to John Peck and Mary Ann Davis, Co-Executors, or Powell Law Attorneys, 527 Linden Street, Scranton, PA 18503.

**ESTATE OF PATRICK PORTANOVA, JR.**, late of Dunmore, PA (died May 28, 2021), ANTHONY PORTANOVA, Executor, c/o Michael F. Bailey, Esquire, 4099 Birney Avenue, Moosic, PA 18507.

**RE: ESTATE OF ALFRED H. REICH**, late of Scranton, Pennsylvania (died May 20, 2021). Notice is hereby given that Letters Testamentary for the Estate of Alfred H. Reich have been issued to PNC Bank, N.A., Executor of the Estate. All those having claims or demands against the Estate or indebtedness owed to the Estate shall present claims or remit payment without delay to PNC Bank, N.A., c/o Denise C. Ryan, 4242 Carlisle Pike, Camp Hill, PA 17011 or to Robert T. Kelly, Jr., Myers, Brier & Kelly, LLP, Attorney for the Estate, 425 Spruce Street, Suite 200, Scranton, PA 18503.

**IN RE: ESTATE OF DAVID W. ROHRBACH**, late of Peckville, Lackawanna County, PA (died March 28, 2021). Letters of Administration in the above Estate having been granted, all person having claims or demands against the Estate of the Decedent shall make them known and present them, and all persons indebted to said Decedent shall make payment thereof, without delay, to the Estate Personal Representative Joann Rohrbach, or to Joseph S. Toczydlowski, Jr., Esquire, 723 North Main Street, Archbald, PA 18403.

**ROBERT F. SHEEHAN**, late of the Borough of Dunmore, Lackawanna County, Pennsylvania, (died May 24, 2021). Notice is hereby given that Letters Testamentary have been issued to Mary Ellen Elia, Executrix. Marianne M. Stivala, Esquire, Brian J. Cali & Associates, 103 East Drinker Street, Dunmore, Pennsylvania, 18512.

**ESTATE OF ELEANOR L. THOMAS** late of Archbald Lackawanna County, Pennsylvania, died on July 2, 2021. Her Co-Executrices/Co-Representatives are Karen A. Thomas and Linda C. Stanis. All persons indebted to the said Estate are requested to make payment, and those having claims to present without delay to her attorney Donna M. DeVita, Esq., 1209 Marion Street, Dunmore, PA 18509.

## LACKAWANNA JURIST

**ESTATE OF RITA M. VELTRI**, DECEASED, late of 196 PHILLIPS STREET, THROOP, PA 18512 (Died JULY 25, 2021) ELISA A. DIMON, Executrix; Dante A. Cancelli, Esquire, Suite 260, 125 North Washington Ave., Scranton, Pennsylvania 18503, Attorney. DANTE A. CANCELLI, ESQUIRE

**RE: ESTATE OF JOHN ARTHUR VENESKI**, late of City of Scranton, Lackawanna County, Pennsylvania (died February 20, 2021). Notice is hereby given that Letters Testamentary for the Estate have been issued to Shelley Rosenberg, Executrix of the Estate. All those having claims or demands against the Estate or indebtedness owed to the Estate shall present claims or remit payment without delay to the Executrix, or to John J. McGovern, Jr., Attorney for the Estate, 321 Spruce Street – Suite 201, Scranton, PA 18503.

**Estate of MARTHA C. ZILLA** of Scott Township, Pennsylvania (died June 9, 2021). All persons indebted to the estate shall make payment and those having claims or demands are to present same without delay to the Executor, Martin G. Zilla, or Richard A. Fanucci, Attorney for the Estate, 1711 Main Street, Blakely, PA 18447.

### Third Notice

NOTICE is hereby given that Letters Testamentary have been granted in the **ESTATE OF RITA DUBERNAS a/k/a RITA M. DUBERNAS**, late of the Borough of Old Forge, Lackawanna County, who died July 23, 2021. All persons indebted to said Estate are requested to make payment and those having claims to present the same, without delay to the Executor, John Puzio, and his Attorney. DAVID CHERUNDOLO, ESQUIRE, 410 JEFFERSON AVENUE, SCRANTON, PA 18510.

**ESTATE OF MARK KRAWCZYK**, late of the Borough of Dickson City, Lackawanna County, Pennsylvania (died, June 29, 2021). Letters of Administration were granted to Ashley Skeen. Creditors present claims and debtors make payments to John P. Pesola, Esquire, Suite 402 SNB Plaza, 108 North Washington Avenue, Scranton, PA 18503.

NOTICE is hereby given that Testamentary Letters have been granted to Dennis Jones, Jr. of 506 Bedford St., Clarks Summit, PA 18411, in the **ESTATE OF DENNIS JONES a.k.a. DENNIS JONES, SR.**, late of Scranton, Lackawanna County, PA, who passed away September 30, 2020. All persons indebted to said Estate are requested to make payment and those having claims or demands to present the same without delay to the Executor named or to the attorney for said Estate: Patrick A. Kane, 960 Scranton/Carbondale Hwy., Archbald, PA 18403.

Letters Testamentary have been granted in the **ESTATE OF MILDRED A. NORTON a/k/a MILDRED NORTON**, deceased, who died July 22, 2021. All persons indebted to said Estate are required to make payment to, and those having claims or demands to present them without delay to the Executor, Thomas Earley, or to John T. McLane, Esquire, 1208 Schlager Street, Scranton, PA 18504-1547.

**ESTATE OF CHRISTAL LEE OCCHIPINTI**, late of Dunmore, Pennsylvania (died 01/13/2021). Notice is hereby given that Letters of Administration on the above estate have been granted to Ronald Joseph Occhipinti of Dunmore, PA., Administrator. All persons indebted to the said estate are required to make payment and those having claims to present the same without delay to the Administrator named herein, or to Patrick N. Coleman, Esquire, Tellie & Coleman, P.C., 310 East Drinker Street, Dunmore, PA 18512.

### NOTICE OF ADMINISTRATIVE SUSPENSION

Notice is hereby given that the following **Lackawanna County** attorneys have been **Administratively Suspended** by Order of the Supreme Court of Pennsylvania dated July 21, 2021, pursuant to Rule 111(b), Pa.R.C.L.E., which requires that every active lawyer shall annually complete, during the compliance period for which he or she is assigned, the continuing legal education required by the Continuing Legal Education Board. The Order became effective August 20, 2021 for Compliance Group 3.

DeMarco-Jarrett, Kara M.  
Pavalone, Janine A.

Suzanne E. Price  
Attorney Registrar  
The Disciplinary Board of the Supreme Court of Pennsylvania  
T-1

### CHANGE OF NAME

IN RE: CHANGE OF NAME OF ANDREW REID SHEARE. AND NOW, this 9<sup>th</sup> day of August, 2021, upon motion of Christine Kilmer, Petitioner it is ORDERED and DECREED that the within Petition be heard on the 22<sup>nd</sup> day of September, 2021 at 9:30 A.M. in Courtroom No. 6 before the Honorable Tom Munley and that notice of the filing of the within Petition and of the aforesaid date of hearing be published in the Scranton Times and the Lackawanna Jurist at least thirty (30) days before the hearing. T-1

### CHANGE OF NAME

IN RE: CHANGE OF NAME OF DEREK WILLIAM SHEARE. AND NOW, this 9<sup>th</sup> day of August, 2021, upon motion of Christine Kilmer, Petitioner it is ORDERED and DECREED that the within Petition be heard on the 22 day of September, 2021 at 9:30 A.M. in Courtroom No. 6 before the Honorable Tom Munley and that notice of the filing of the within Petition and of the aforesaid date of hearing be published in the Scranton Times and the Lackawanna Jurist at least thirty (30) days before the hearing. T-1

### CERTIFICATE OF ORGANIZATION

Certificate of Organization has been filed with the Pennsylvania Department of State for the entity known as Fur Reel, LLC, with a principal place of business at 718 Dragon Road, S. Abington Twp., Pennsylvania 18411, pursuant to the Pennsylvania Business Corporation Law of 1988 as amended. T-1

## LACKAWANNA JURIST

**NOTICE TO NESHANE and BRITTANY MCGOWAN  
IN THE COURT OF COMMON PLEAS OF LACKAWANNA  
COUNTY  
CIVIL ACTION LAW – NO.: 20-CV-4919**

LESLIE RACIBORSKI, 17 Washington Avenue,  
Carbondale, PA 18407 v. NESHANE and BRITTANY  
MCGOWAN, last known address of 308 Park Street,  
Carbondale, PA 18407

**NOTICE IS HEREBY GIVEN THAT A COMPLAINT  
has been filed with regard to the above-captioned matter.**

**YOU HAVE BEEN SUED IN COURT.** If you wish to defend against the claims set forth in the following pages, you must take action without twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you, and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claims or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

**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 LEGAL HELP.**

**North Penn Legal Services, Inc.**  
33 North Main Street  
Suite 200  
Pittston, PA 18640  
Phone: (570) 299-4100

**Lawyer Referral Service**  
233 Penn Avenue  
Scranton, PA 18503  
(570) 969-9161

Edwin A. Abrahamsen, Jr., Esquire  
Abrahamsen, Conaboy & Abrahamsen, P.C.  
1006 Pittston Avenue  
Scranton, PA 18505  
570-348-0200 T-3

**NOTICE TO NESHANE and BRITTANY MCGOWAN  
IN THE COURT OF COMMON PLEAS OF LACKAWANNA  
COUNTY  
CIVIL ACTION LAW – NO.: 20-CV-4919**

LESLIE RACIBORSKI, 17 Washington Avenue,  
Carbondale, PA 18407 v. TIMOTHY PORTER, last known  
address of 628 Morgan Highway, Clarks Summit, PA  
18411.

**NOTICE IS HEREBY GIVEN THAT A COMPLAINT  
has been filed with regard to the above-captioned matter.**

**YOU HAVE BEEN SUED IN COURT.** If you wish to defend against the claims set forth in the following pages, you must take action without twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you, and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claims or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

**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  
LEGAL HELP.**

**North Penn Legal Services, Inc.**  
33 North Main Street  
Suite 200  
Pittston, PA 18640  
Phone: (570) 299-4100

**Lawyer Referral Service**  
233 Penn Avenue  
Scranton, PA 18503  
(570) 969-9161

Edwin A. Abrahamsen, Jr., Esquire  
Abrahamsen, Conaboy & Abrahamsen, P.C.  
1006 Pittston Avenue  
Scranton, PA 18505  
570-348-0200 T-3

**LACKAWANNA JURIST**

**IN THE COURT OF COMMON PLEAS OF  
LACKAWANNA COUNTY, PENNSYLVANIA**

ERICA HAIL, :  
 :  
 Plaintiff, : CIVIL ACTION – LAW  
 : IN DIVORCE  
 vs. :  
 :  
 CLINTON P. HAIL, : NO. 21-FC-40807  
 :  
 Defendant. :

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**NOTICE IS HEREBY GIVEN** to Clinton P. Hail that a Complaint in Divorce has been filed against you.

**NOTICE**

If you wish to defend against the claims set forth in the Complaint in Divorce, you must take prompt action. You are warned that if you fail to do so, the case may proceed without you and a decree of divorce or annulment may be entered against you by the court. A judgment may also be entered against you for any other claim or relief requested in the Complaint in Divorce by the Plaintiff. You may lose money or property or other rights important to you, including custody or visitation of your children.

IF YOU DO NOT FILE A CLAIM FOR ALIMONY, DIVISION OF PROPERTY, LAWYER'S FEES OR EXPENSES BEFORE A DIVORCE OR ANNULMENT IS GRANTED, YOU MAY LOSE THE RIGHT TO CLAIM ANY OF THEM.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

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

Northern Pennsylvania Legal Services  
33 North Main Street, Suite 200  
Pittston, PA 18640  
570-299-4100

Lawyer Referral Service  
Lackawanna Bar Association  
233 Penn Avenue  
Scranton PA 18503  
570-969-9600

BUSCARINI LAW FIRM, P.C.  
108 Stone Avenue  
Clarks Summit PA 18411  
570-586-3811  
Attorney For Plaintiff T-1

LACKAWANNA JURIST

**TO: WILLIAM COLES**  
**Address unknown**

***NOTICE***

A petition has been filed asking the Court to put an end to all rights you have to your child **L.C., born 7/15/2019, biological child of Shelli Prynkiewicz.** The Court has set a hearing to consider ending your rights to your child. That hearing will be held on **September 30, 2021 at 10:00 a.m.** at the Lackawanna County Government Center, 123 Wyoming Ave., 1<sup>st</sup> Fl., Scranton, PA 18503. If you do not appear at this hearing, the Court may decide that you are not interested in retaining your rights to your child and your failure to appear may affect the Court's decision on whether to end your rights to your child. You are warned that even if you fail to appear at the scheduled hearing, the hearing will go on without you and your rights to your children may be ended by the Court without your being present. You have a right to be represented at the hearing by a lawyer.

**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 LEGAL HELP.**

Northeastern Pennsylvania Legal Services  
33 N. Main Street – Suite 200  
Pittston, PA 18640  
(570) 299-4100 T-1

LACKAWANNA JURIST

**TO: SHELLI PRYNKIEWICZ**

**Address unknown**

***NOTICE***

A petition has been filed asking the Court to put an end to all rights you have to your child **L.C., born 7/15/2019, biological child of William Coles**. The Court has set a hearing to consider ending your rights to your child. That hearing will be held on **September 30, 2021 at 10:00 a.m.** at the Lackawanna County Government Center, 123 Wyoming Ave., 1<sup>st</sup> Fl., Scranton, PA 18503. If you do not appear at this hearing, the Court may decide that you are not interested in retaining your rights to your child and your failure to appear may affect the Court's decision on whether to end your rights to your child. You are warned that even if you fail to appear at the scheduled hearing, the hearing will go on without you and your rights to your children may be ended by the Court without your being present. You have a right to be represented at the hearing by a lawyer.

**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 LEGAL HELP.**

Northeastern Pennsylvania Legal Services  
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Pittston, PA 18640  
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