

# Chester County Law Reporter

(USPS 102-900)

The Official Legal Publication for Chester County

Vol. 59 WEST CHESTER, PENNSYLVANIA, OCTOBER 20 2011 No. 42

# TABLE OF CONTENTS 59 CHESTER COUNTY REPORTS

39 UNESTER OUDITT REPORTS	
<b>Uwchlan Township vs. Samuels</b>	
Petition – Motion – Equitable powers of court – Discontinuance as to	

Classified Ads 13	Legal Notices
Meeting Space West Chaster	See Table of Contents

# **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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[59 Ches. Co. Rep. Uwchlan Township vs. Samuels

#### **Uwchlan Township vs. Samuels**

Preliminary objections

When ruling on preliminary objections, the content of written documents attached to a complaint can be considered and if those written documents provide facts not pled in the complaint or incontrovertibly contradict averments in a complaint, the content of the written document can be considered to be factually correct. In determining these preliminary objections, the Court would not consider facts outside of the record or draw inferences from the facts pled in the complaint in a manner not favorable to the plaintiff. The Court <u>Held</u> the defendant's preliminary objections were overruled and the defendant had twenty days to plead over to the complaint.

R.E.M.

C.C.P., Chester County, Pennsylvania Civil Action No. 11-03226; Uwchlan Township vs. Colleen Samuels, et al

Guy A. Donatelli for the Plaintiff
David a. Malman for the Defendants
Shenkin, J., September 22, 2011:-

#### **Uwchlan Township vs. Samuels**

347 (2011)]

UWCHLAN TOWNSHIP, : IN THE COURT OF COMMON PLEAS

Plaintiff : CHESTER COUNTY, PENNSYLVANIA

VS. : NO. 11-03226

COLLEEN SAMUELS, et al.,

Defendants : CIVIL ACTION

Guy A. Donatelli, Esquire, Attorney for Plaintiff David A. Malman, Esquire, Attorney for Defendants

#### **ORDER**

AND NOW, this 22<sup>nd</sup> day of September, 2011, upon consideration of defendants' preliminary objections to plaintiff's complaint and plaintiffs' response thereto, it is hereby ORDERED that the preliminary objections are OVERRULED.<sup>1</sup> Pursuant to Pa.R.C.P. No. 1028(d), defendants shall have the right to plead over to plaintiff's complaint within twenty (20) days from the date of this order.

BY THE COURT:

/s/ Hon. Robert J. Shenkin

<sup>&</sup>lt;sup>1</sup>The matters raised by defendants as preliminary objections would require us to find facts contrary to those pled in the complaint. When ruling on preliminary objections, the content of written documents attached to a complaint can be considered and if those written documents provide facts not pled in the complaint or **incontrovertibly** contradict averments in a complaint, the content of the written document can be considered to be factually correct. But in this case, for defendants to prevail on these preliminary objections, we would have to consider facts outside of the record and to draw inferences from the facts pled in the complaint in a manner not favorable to the plaintiff. Therefore, the preliminary objections cannot be sustained.

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# TABLE OF CONTENTS **LEGAL NOTICES**

Audit List	. 2
Change of Name	. 4
Corporation Notice	. 4
Estate Notices 1st Publication	. 4
Estate Notices 2nd Publication	. 6
Estate Notices 3rd Publication	. 8
Fictitious Name	
Limited Liability Company	10
Nonprofit Corporation	
Notice of Suspension	
Notice of Action In Mortgage Complaint	
Notice of Petition For Judicial Tax Sale	
Frust Notice	21

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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, NOVEMBER 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.

#### IN RE: ELISHA P. PATTERSON, POWER OF ATTORNEY

1511-0676

FIRST AND FINAL ACOOUNT

OF: BARBARA A. NILESKI, ATTORNEY -IN- FACT

ATTORNEY(S):

JANIS M. SMITH, ESQUIRE

#### GUARDIANSHIP OF PATRICIA BERGDOLL

1503-1004

FIRST AND FINAL ACCOUNT OF

IRREVOCABLE SUPPLEMENTAL NEEDS TRUST

OF: FIRST NIAGARA BANK, N.A., TRUSTEE

ATTORNEY(S):

NORA E. GIEG, ESQUIRE

#### IN RE: EDNA E. DUNN, TRUST

1511-1741

FIRST ACCOUNT OF THE ADMINSTRATIVE TRUST

ESTABLISHED UNDER AGREEMENT DATED OCTOBER 9, 1991

OF: VANGUARD NATIONAL TRUST COMPANY, TRUSTEE

ATTORNEY(S):

ADAM C. KACHURAK, ESQUIRE

JAMES FRANCIS MANNION, ESQUIRE

#### IN RE: ROBERT L. DUNN, TRUST

1511-1742

FIRST ACCOUNT OF THE QTIP MARITAL TRUST

ESTABLISHED UNDER AGREEMENT DATED OCTOBER 9, 1991

OF: VANGUARD NATIONAL TRUST COMPANY, TRUSTEE

ATTORNEY(S):

ADAM C. KACHURAK, ESQUIRE

JAMES FRANCIS MANNION, ESQUIRE

10/20/11

IN RE: ROBERT L. DUNN, TRUST

1511-1742

FIRST ACCOUNT OF THE CREDIT SHELTER TRUST

ESTABLISHED UNDER AGREEMENT DATED OCTOBER 9, 1991

OF: VANGUARD NATIONAL TRUST COMPANY, TRUSTEE

ATTORNEY(S):

ADAM C. KACHURAK, ESQUIRE

JAMES FRANCIS MANNION, ESQUIRE

ESTATE OF ALFRED G. ZANTZINGER, DECEASED

1507-0372

A/K/A ALFRED GEIST ZANTZINGER

OF: HERBERT S. RIBAND JR, EXECUTOR

ATTORNEY(S):

MAURICE D. LEE III, ESQUIRE

IN RE: JOHN T. JACKSON, TRUST

1511-1752

FIRST AND FINAL ACCOUNT

OF: VANGUARD NATIONAL TRUST COMPANY, TRUSTEE

ATTORNEY(S):

JAMES FRANCIS MANNION, ESOUIRE

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#### CHANGE OF NAME NOTICE IN THE COURT OF COMMON PLEAS CHESTER COUNTY, PENNSYLVANIA **CIVIL ACTION - LAW** NO. AD-11-0057

NOTICE IS HEREBY GIVEN that the name change petition of Marianne Yolande Claire Berenbach was filed in the above-named court and will be heard on November 23, 2011, at 9:30 AM, in Courtroom 6 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania.

Date of filing the Petition: August 18, 2011 Name to be changed from: Marianne Yolande Claire Berenbach to: Marianne Shirley Retif

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

MARGUERITE M. NEALON, Attorney for Petitioner

150 N. Radnor-Chester Road Suite C-210 Radnor, PA 19087

#### CHANGE OF NAME NOTICE IN THE COURT OF COMMON PLEAS CHESTER COUNTY, PENNSYLVANIA CIVIL ACTION - LAW NO. 11-09156

NOTICE IS HEREBY GIVEN that the name change petition of Michael Alfred Zamorski was filed in the above-named court and will be heard on November 7, 2011, at 9:30 AM, in Courtroom 6 at the Chester County Justice Center, 201 West Market Street, West Chester, Pennsylvania.

Date of filing the Petition: August 18, 2011 Name to be changed from: Michael Alfred Zamorski to: Ava Mae Zamorski

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

KERRY KALMBACH, Attorney for Petitioner I.D. No 18588 109 West Linden Street

Kennett Square, PA 19348

#### CORPORATION NOTICE

10/20/11

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania for PHOENIXVILLE COIN AND JEWELRY EXCHANGE, INC, in accordance with the provisions of the Pennsylvania Business Corporation Law of 1988. CHARLES KOVLER, Solicitor

11 Monica Drive Holland, PA 18966

#### 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 for CARTER CAVIAR INC., in accordance with the provisions of the Pennsylvania Business Corporation Law of 1988. FRANK P. FARMER, JR., Solicitor 119 East Locust Lane

Kennett Square, PA 19348

#### 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

BISHOP, Harold E., a/k/a Harold Bishop, late of Borough of Malvern. David Bishop, care of DAVID J. MOLOZNIK, Esquire, 100 S. Broad Street, Suite 2230, Philadelphia, PA 19110, Executor. DAVID J. MOLOZNIK, Esquire, Fell & Spalding, 100 S. Broad Street, Suite 2230, Philadelphia, PA 19110, atty.

BREEN, John F., late of Downingtown. Maureen Fonda, 124 Governors Circle, Downingtown, PA 19335, Executrix.

BYERLY, Deborah, a/k/a Deborah S. Byerly, late of East Brandywine Township. John Eric Byerly and Colleen Marie Swope, care of JAY G. FISCHER, Esquire, 342 East Lancaster Avenue, Downingtown, PA 19335, Executors. JAY G. FISCHER, Esquire, Valocchi & Fischer, 342 East Lancaster Avenue, Downingtown, PA 19335, atty.

CHADWICK, Raymond A., a/k/a Raymond Andersen Chadwick, late of Borough of Coatesville. Charlotte M. Chadwick, care of ROMAN J. KOROPEY, Esquire, 14 South Bryn Mawr Avenue, Suite 210, Bryn Mawr, PA 19010, Executrix. ROMAN J. KOROPEY, Esquire, Lamb McErlane PC, 14 South Bryn Mawr Avenue, Suite 210, Bryn Mawr, PA 19010, atty.

DAVIS, Nelda Wynn, late of West Chester. P. RICHARD KLEIN, Esquire, 218 West Miner Street, West Chester, PA 19382, Administrator. P. RICHARD KLEIN, Esquire, Klein, Head & Head, LLP, 218 West Miner Street, West Chester, PA 19382, atty.

DLUGOSZ, Mary, late of Oxford. Carol Palmos, 504 Southview Avenue, Kennett Square, PA 19348, Executrix. THE LAW OFFICE OF KENNETH R. PYLE, P.O. Box 141, Lewisville, PA 19351-0141, atty.

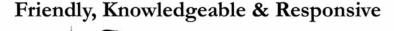
FLEISCHMANN, Jacqueline, late of North Coventry Township. Philip Sotter, III, care of HOWARD E. KALIS, III, Esquire, 747 Constitution Drive, Suite 100, Exton, PA 19341, Executor. HOWARD E. KALIS, III, Esquire, Fox Rothschild LLP, 747 Constitution Drive, Suite 100, Exton, PA 19341, atty.

FRIEND, Jean M., late of Phoenixville Borough. Dean M. Friend, Jr., 180 Irving Road, York, PA 17403, Administrator. KEITH A. HAS-SLER, Esquire, 9 North Beaver Street, York, PA 17401, atty.

HAZELGREEN. Kathleen Anne. a/k/a Kathleen A. Hazelgreen, late of West Chester. Kathleen A. Harris, 211 Colwyn Terrace, West Chester, PA 19380, Executrix. JUSTIN J. MCCARTHY, Esquire, 118 John Robert Thomas Drive, Exton, PA 19341, atty.

JAMES, Freda L., late of West Sadsbury Township. Joseph C. Lynch, 949 Strasburg Road, Kinzers, PA 17535, Executor. THOMAS A. FANNING, Esquire, Kling & Fanning, LLP, 131 West Main Street, New Holland, PA 17557, atty.

KOSTESICH, Barbara, late of West Chester. John Z. Kostesich, 1240 E. Strasburg Road, West Chester, PA 19380 and Elizabeth (Corrie) Cadwallader, 404 Dimock Way, Wake Forest, NC 27587, Executors.



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MORRIS, Eleanor M., late of South Coventry Township. Samuel W. Morris, Jr., Eleanor M. Illoway, Cooper H. Morris and Allan B. Greenwood, care of J. STODDARD HAYES, JR., Esquire, 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, Executors. J. STODDARD HAYES, JR., Esquire, Gawthrop Greenwood, P.C., 17 E. Gay Street, Suite 100, P.O. Box 562, West Chester, PA 19381-0562, atty.

MURRAY, Joseph F., late of Honey Brook Township. Joseph A. Murray, care of JANET M. COLLITON, Esquire, 790 E. Market Street, Suite 250, West Chester, PA 19382-4806, Executor. JANET M. COLLITON, Esquire, Colliton Law Associates, P.C., 790 E. Market Street, Suite 250, West Chester, PA 19382-4806, atty.

**REISLER**, Robert Powely, Sr., late of Elk Township. Robert Michael Reisler, 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.

**RUHLMAN**, Dorothy A., late of Devon, Easttown Township. David Ruhlman, 2123 Inverness Lane, Berwyn, PA 19312, Executor.

RUSSELL, Mary R., late of Borough of Kennett Square. Graystone Wealth Management, Attn: Michelle Steinberger, 17 East Market Street, P.O. Box 3105, West Chester, PA 19381, Executor. THOMAS E. MARTIN, JR., Esquire, 201 South Broad Street, P.O. Box 392, Kennett Square, PA 19348, atty.

STRICKER, Gregory S., late of Phoenixville. Joanne M. Stricker, care of SUSAN N. DENARO, Esquire, 501 Park Road North, P.O. Box 6263, Wyomissing, PA 19610, Administrator. SUSAN N. DENARO, Esquire, Rabenold Koestel Scheidt, 501 Park Road North, P.O. Box 6263, Wyomissing, PA 19610, atty.

#### 2nd Publication

ARABIA, M. Jean, a/k/a Margaret Jean Arabia, late of West Goshen Township. David E. Arabia, care of DUKE SCHNEIDER, Esquire, 17 West Miner Street, P.O. Box 660, West Chester, PA 19381-0660, Executor. DUKE SCHNEIDER, Esquire, MacElree Harvey, Ltd., 17 West Miner Street, P.O. Box 660, West Chester, PA 19381-0660, atty.

**BOXMAN**, W. Robert, a/k/a Robert W. Boxman, late of West Chester. Michele S. Dawson, 116 North Main Street, Washington, PA 15301, Executrix.

CHICCINO, Joseph R., late of Devon. Candace Meir, care of ELLEN B. SHEEHAN, Esquire, 1197 Wilmington Pike, West Chester, PA 19382, Executrix. ELLEN B. SHEEHAN, Esquire, Law Office of Ellen B. Sheehan, 1197 Wilmington Pike, West Chester, PA 19382, atty.

CLAYMAN, Martin J., late of Schuylkill Township. Susan Y. Clayman, care of TARAS M. WOCHOK, Esquire, 13 Paoli Court, Paoli, PA 19301, Executrix. TARAS M. WOCHOK, Esquire, Taras M. Wochok & Associates, Ltd., 13 Paoli Court, Paoli, PA 19301, atty.

DIAKON, Helen, late of Borough of Phoenixville. Joseph Borodecki, care of MARZIA P. TONGIANI MIRABILE, Esquire, 254 Bridge Street, Phoenixville, PA 19460, Executor. MARZIA P. TONGIANI MIRABILE, Esquire, 254 Bridge Street, Phoenixville, PA 19460, atty.

**DUJMICH**, Diana T., late of Borough of West Chester. Richard Dujmich, care of JANET M. COLLITON, Esquire, 790 E. Market Street, Suite 250, West Chester, PA 19382-4806, Executor. JANET M. COLLITON, Esquire, Colliton Law Associates, P.C., 790 E. Market Street, Suite 250, West Chester, PA 19382-4806, atty.

FISH, Content F., late of Wallace Township. Cerie Goldberg, care of ALAN B. KANE, Esquire, CPA, Suite 608, One Montgomery Plaza, Norristown, PA 19401, Executrix. ALAN B. KANE, Esquire, CPA, Suite 608, One Montgomery Plaza, Norristown, PA 19401, atty.

FOY, Thomas R., late of Kennett Township. Neil W. Head, care of MARY R. LASOTA, Esquire, 218 West Miner Street, West Chester, PA 19382-2925, Executor. MARY R. LASOTA, Esquire, Klein, Head & Head, LLP, 218 West Miner Street, West Chester, PA 19382-2925, atty.

GALLUP, Beverly Masters, late of Oxford. Charles Berkheimer, care of R. SAMUEL MCMICHAEL, Esquire, P.O. Box 296, Oxford, PA 19363, Executor. R. SAMUEL MCMICHAEL, Esquire, P.O. Box 296, Oxford, PA 19363, atty.

GREGAN, Frances M., late of Valley Township. Paula A. Campagna, 2302 Bridgewater Court, Chester Springs, PA 19425, Executrix. DANTE W. RENZULLI, JR., Esquire, 120 John Robert Thomas Drive, Exton, PA 19341, atty.

GROSS, Richard A., late of Birmingham Township. Adelyn M. Gross, 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.

HELLER, Raymond David, late of West Bradford. Janet W. Heller, 1207 Seeds Lane, Downingtown, PA 19335, Executrix. EDWARD L. PERKINS, Esquire, Gibson & Perkins, P.C., 100 West Sixth Street, Suite 204, Media, PA 19063, atty.

MARTIN, Philip Eugene, Jr., a/k/a Phil, late of West Chester. Carey Martin, 503 South Warminster Road, Apt. T-1, Hatboro, PA 19040 and Ryan Martin, 1210 Swampro, Apt. 2, Fountainville, PA 18912, Administrators.

MCCABE, Edward A., late of Penn Township. Daniel E. McCabe and Janet Hoffman, care of JACK F. WOLF, Esquire, P.O. Box 444, Pottstown, PA 19464, Executors. JACK F. WOLF, Esquire, Wolf, Baldwin & Assoc., P.O. Box 444, Pottstown, PA 19464, atty.

MERCER, Allen H., Jr., a/k/a Allen H. Mercer, late of East Coventry Township. Richard A. Mercer, 212 South Street, Phoenxiville, PA 19460, Administrator. LEE F. MAUGER, Esquire, Mauger & Meter, P.O. Box 698, Pottstown, PA 19464, atty.

## CHARLES T. DeTULLEO

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MONEY, Alice M., late of Westtown Township. Therese L. Money, 1022 Old Wilmington Pike, West Chester, PA 19382, Executrix.

PARKE, John Andrew, late of West Vincent Township. LAWRENCE E. WOOD, Esquire, 126 West Miner Street, West Chester, PA 19382, Administrator. LAWRENCE E. WOOD, Esquire, Parke, Barnes, Spangler, Oeste & Wood, 126 West Miner Street, West Chester, PA 19382, atty.

SCHOLL, Edgar R., late of North Coventry Township. RICHARD E. WELLS, Esquire, 635 E. High Street, P.O. Box 657, Pottstown, PA 19464, Executor. RICHARD E. WELLS, Esquire, Wells, Hoffman, Holloway & Stauffer, 635 E. High Street, P.O. Box 657, Pottstown, PA 19464, atty.

SPACKMAN, Thomas, late of Thornbury. Randell H. Spackman, 1256 Thornbury Road, West Chester, PA 19382-8226, Executor. KEVIN J. RYAN, Esquire, Ryan, Morton & Imms LLC, 220 W. Gay Street, West Chester, PA 19380-2917, atty.

WILL, Henry C., late of Borough of Coatesville. Andrea J. Gockley, care of MICHAEL P. KANE, Esquire, 700 North Duke Street, P.O. Box 4686, Lancaster, PA 17604-4686, Executrix. MICHAEL P. KANE, Esquire, Morgan, Hallgren, Crosswell & Kane, P.C., 700 North Duke Street, P.O. Box 4686, Lancaster, PA 17604-4686, atty.

#### **3rd Publication**

ANGELL, Gardiner, late of Kennett Square. Samuel J. B. Angell, 25 Tenby Road, Havertown, PA 19083, Executor.

ANGELL, Stephen Leroy, a/k/a Stephen Leroy Angell, Jr., late of Kennett Square. Samuel J. B. Angell, 25 Tenby Road, Havertown, PA 19083, Executor.

**BRANNAN**, Margaret S., late of Phoenixville Borough. Kathy A. Oxenrider, 316 Milligan Street, Phoenixville, PA 19460, Executrix. JAMES R. FREEMAN, Esquire, 606 S. Main Street, Phoenixville, PA 19460, atty. BREWSTER, Rosalind D., late of Glenmoore. William Brewster, care of KEVIN J. RYAN, Esquire, 220 W. Gay Street, West Chester, PA 19380-2917, Executor. KEVIN J. RYAN, Esquire, Ryan, Morton & Imms LLC, 220 W. Gay Street, West Chester, PA 19380-2917, atty.

**BRICE**, Mary M., late of West Goshen Township. Martin B. Brice and James B. Brice, Jr., care of ROBERT S. SUPPLEE, Esquire, 329 South High Street, West Chester, PA 19382-3336, Executors. ROBERT S. SUPPLEE, Esquire, 329 South High Street, West Chester, PA 19382-3336, atty.

CAREY, Margaretta A., late of West Chester. Kim Collins, 305 Maple Street, Downingtown, PA 19335, Executrix. JOHN B. TALIERCO, Esquire, P.O. Box 246, Downingtown, PA 19335-0246, atty.

CORBIN, Anne T., late of West Caln Township. James L. Corbin, care of W. MAR-SHALL PEARSON, Esquire, 311 Exton Commons, Exton, PA 19341-2450, Executor. W. MARSHALL PEARSON, Esquire, 311 Exton Commons, Exton, PA 19341-2450, atty.

**DECKER**, David D., late of West Vincent Township. Carolyn P. Decker, care of JILL R. FOWLER, Esquire, 100 Four Falls, Suite 300, West Conshohocken, PA 19428, Executrix. JILL R. FOWLER, Esquire, Heckscher, Teillon, Terrill & Sager, P.C., 100 Four Falls, Suite 300, West Conshohocken, PA 19428, atty.

DOWNEY, Congetta M., late of East Goshen Township. Angelo A. Meoli, care of ANDREW H. DOHAN, Esquire, 460 E. King Road, Malvern, PA 19355-3049, Executor. ANDREW H. DOHAN, Esquire, Lentz, Cantor & Massey, Ltd., 460 E. King Road, Malvern, PA 19355-3049, atty.

GERNER, Mary Ann, late of Thornbury Township. Patricia D'Amario and Cecilia G. Michalowich, care of PETER J. ROHANA, JR., Esquire, 1215 West Baltimore Pike, Suite 14, Media, PA 19063, Executors. PETER J. ROHANA, JR., Esquire, 1215 West Baltimore Pike, Suite 14, Media, PA 19063, atty.

HARRIS, Eileen Loreinne, late of West Brandywine Township. Geoffrey Harris, care of J. MICHAEL RYAN, Esquire, 300 North Pottstown Pike, Suite 150, Exton, PA 19341, Executor. J. MICHAEL RYAN, Esquire, 300 North Pottstown Pike, Suite 150, Exton, PA 19341, atty.

HOUSER, Kenneth D., a/k/a Kenneth Doyle Houser, late of Penn Township. Mitchell D. Houser, 844 Four Seasons Drive, West Chester, PA 19382 and Robert F. Houser, 1009 Ballintree Lane, West Chester, PA 19382, Executors. W. JEFFREY WHITTLE, Esquire, Cooch and Taylor, P.O. Box 1680, Wilmington, DE 19899-1680, atty.

**HOWLEY**, Virginia T., late of Exton. Margaret P. Denman, 2 Martins Lane, Downingtown, PA 19335, Executrix.

HUMMER, Anne Worley, late of Easttown Township. Anne H. Hummer and Alice M. Hummer, care of MARY-NOELLE RASI, Esquire, One Logan Square, 130 N. 18th Street, Philadelphia, PA 19103-6998, Executrices. MARY-NOELLE RASI, Esquire, Blank Rome LLP, One Logan Square, 130 N. 18th Street, Philadelphia, PA 19103-6998, atty.

KROLL, Barbara C., a/k/a Barbara Cleaver Kroll and Barbara Kroll, late of Kennett Township. Margaret Christie Kroll, care of MAURICE D. LEE, III, Esquire, 1500 Market Street, 38th Floor West, Philadelphia, PA 19102, Executrix. MAURICE D. LEE, III, Esquire, Saul Ewing LLP, 1500 Market Street, 38th Floor West, Philadelphia, PA 19102, atty.

**LETO**, Elizabeth Jane Benge, late of Penn Township. James E. Benge and Robert R. Leto, care of THOMAS E. MARTIN, JR., Esquire, 201 S. Broad Street, P.O. Box 392, Kennett Square, PA 19348, Executors. THOMAS E. MARTIN, JR., Esquire, 201 S. Broad Street, P.O. Box 392, Kennett Square, PA 19348, atty.

MURRAY, Cheryl A., late of West Chester. Stephen J. Murray, care of JOHN F. HASKINS, Esquire, 43 E. Marshall Street, Norristown, PA 19401, Executor. JOHN F. HASKINS, Esquire, 43 E. Marshall Street, Norristown, PA 19401, atty.

MURRAY, Thomas E., late of West Caln Township. Donald W. Murray and Kathleen G. Kerr, c/o 103 Douglas Drive, Coatesville, PA 19320, Executors. ALAN J. JARVIS, Esquire, Highlands Corporate Center, 495 Highlands Boulevard, Suite 109, Coatesville, PA 19320, atty.

**SMITH**, Charles P., late of Phoenixville. Brian T. Smith, care of J. MICHAEL RYAN, Esquire, 300 North Pottstown Pike, Suite 150, Exton, PA 19341, Executor. J. MICHAEL RYAN, Esquire, 300 North Pottstown Pike, Suite 150, Exton, PA 19341, atty.

**SMITH**, Robert C., Sr., a/k/a Nuddie, late of Kennett Square. Jacqueline Smith, 408 Cedar Spring Road, Kennett Square, PA 19348, Executrix.

TAUDT, Michael S., late of Tredyffrin Township. Kristina Taudt, care of JOHN A. GAGLIARDI, Esquire, 101 East Evans Street, Suite A, West Chester, PA 19380, Executrix. JOHN A. GAGLIARDI, Esquire, Swartz Campbell LLC, 101 East Evans Street, Suite A, West Chester, PA 19380, atty.

**TROFE**, Antoinette H., late of Caln Township. Charles S. Trofe, care of ANDREW H. DOHAN, Esquire, 460 E. King Road, Malvern, PA 19355-3049, Executor. ANDREW H. DOHAN, Esquire, Lentz, Cantor & Massey, LTD., 460 E. King Road, Malvern, PA 19355-3049, atty.

WAITE, Ruth A., late of West Brandywine Township. Richard E. Waite, 428 Freedom Blvd., Coatesville, PA 19320, Executor. FRANK W. HAYES, Esquire, Hayes & Romero, 31 South High Street, West Chester, PA 19382, atty.

WEBSTER, William Lloyd, late of West Brandywine. Ann W. O'Donnell, care of KEVIN J. RYAN, Esquire, 220 W. Gay Street, West Chester, PA 19380-2917, Executrix. KEVIN J. RYAN, Esquire, Ryan, Morton & Imms LLC, 220 W. Gay Street, West Chester, PA 19380-2917, atty.

WENGER, Lloyd M., Sr., a/k/a Lloyd Wenger, aka Lloyd M. Wenger, late of East Pikeland Township. Greta W. Smithson, 66 Randolph Hill Road, Randolph, NH 03593, Marie W. Barnette, 114 Little Road, Perkiomenville, PA 18074 and Lloyd Miller Wenger, Jr., 1803 Whiteback Drive, Houston, TX 77084-4884, Executors. LEE F. MAUGER, Esquire, Mauger & Meter, 240 King Street, P.O. Box 698, Pottstown, PA 19464, atty.

#### 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

The Sacred Turtle, with its principal place of business at 1203 Ashbrooke Road, West Chester, PA 19380.

The application has been (or will be) filed on: October 5, 2011.

The name(s) and address(es) of the individual(s) or entity(ies) owning or interested in said business: Melanie Palubicki, 1203 Ashbrooke Road, West Chester, PA 19380.

Cyron & Company, with its principal place of business at 207 N. Guernsey Rd., West Grove, PA 19390.

The application has been (or will be) filed on: September 26, 2011.

The name(s) and address(es) of the individual(s) or entity(ies) owning or interested in said business: Michele K. Cyron, 1145 Thunder Hill Rd., Lincoln University, PA 19352.

Sacred Centers East, with its principal place of business at 103 Andrea Lane, Spring City, PA 19475.

The name(s) and address(es) of the individual(s) or entity(ies) owning or interested in said business: SCE Wellness, LLC, 103 Andrea Lane, Spring City, PA 19475.

#### FICTITIOUS NAME REGISTRATION

Notice is hereby given that an Application for Registration of Fictitious Name was filed in the Commonwealth of Pennsylvania on May 23, 2011 for Klarissa, located at 130 Columbia Avenue, Phoenixville, PA 19460. The name and address of each individual interested in said the business is Kristina Maness, 130 Columbia Avenue, Phoenixville, PA 19460. This was filed in accordance with 54 PaC.S. 311.

#### FICTITIOUS NAME REGISTRATION

Notice is hereby given that an Application for Registration of Fictitious Name was filed in the Commonwealth of Pennsylvania on May 26, 2011 for Brumbaugh's Property Maintenance, located at 311 Jefferson Avenue, Downingtown, PA 19335. The name and address of each individual interested in the business is Dean Brumbaugh, 311 Jefferson Avenue, Downingtown, PA 19335. This was filed in accordance with 54 PaC.S. 311.

#### CORPORATION NOTICE LIMITED LIABILITY COMPANY

NOTICE IS HEREBY GIVEN that on September 14, 2011, a Certificate of Organization was filed in the Pennsylvania Department of State for TIBURON VENTURES, LLC, in accordance with the provisions of the Limited Liability Act of 1994.

F. CRAIG LA ROCCA, Solicitor 800 N. Broad Street Lansdale, PA 19446

#### CORPORATION NOTICE LIMITED LIABILITY COMPANY

NOTICE IS HEREBY GIVEN that on September 29, 2011, a Certificate of Organization was filed in the Pennsylvania Department of State for Supplee Farm, LLC, in accordance with the provisions of 15 Pa. C.S. Section 8913 of the Commonwealth of Pennsylvania Limited Liability Company Act of 1994, as amended.

ROBERT S. SUPPLEE, P.C., Solicitors 329 South High Street West Chester, PA 19382-3336

#### NONPROFIT CORPORATION

NOTICE IS HEREBY GIVEN that Articles of Incorporation 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 Business Corporation Law of 1988.

The name of the corporation is Juniper Hill Farms, Inc.

Articles of Incorporation were filed May 31, 2011

The purpose or purposes for which it was organized are as follows: The Corporation is formed to foster connected, yet independent lives for adults on the autism spectrum and others with disabilities. The Corporation is organized exclusively for one or more purposes as specified in Section 501 (c) (3) of the Internal Revenue Code or the corresponding section of any future federal tax code, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under Section 501(c) (3) of the Internal Revenue Codes, or the corresponding section of any future tax code. The Corporation shall not carry on any other activities not permitted to be carried on by a corporation exempt from Federal income tax under 501 (c) (3) of the Internal Revenue Code of 1954, as amended (or the corresponding provision of any future United States Internal Revenue Law).

#### NONPROFIT CORPORATION

NOTICE IS HEREBY GIVEN THAT Articles of Incorporation were filed with the Department of State for Andrew L. Hicks Jr. Foundation, a nonprofit corporation organized under the Pennsylvania Nonprofit Corporation Law of 1988, exclusively for charitable purposes.

FOX ROTHSCHILD LLP, Solicitors 747 Constitution Drive, Ste. 100 P.O. Box 673 Exton, PA 19341-0673

#### 1st Publication

#### LEGAL NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State at Harrisburg, Pennsylvania on September 23, 2011, incorporating Innovative Transporting Answer Inc. as a business corporation under the provisions of the Business Corporation Law of 1988.

Frederick S. Wolfson, Esquire REILLY, WOLFSON, SHEFFEY, SCHRUM AND LUNDBERG LLP 1601 Cornwall Road Lebanon, PA 17042

#### NOTICE

Notice is hereby given that Articles of Incorporation have been filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on September 29, 2011 for the purpose of obtaining a charter of a Nonprofit Corporation organized under the Nonprofit Corporation Law of 1988 of the Commonwealth of Pennsylvania. The name of the corporation is The JAZ Foundation. The corporation is formed exclusively for religious, charitable, scientific and educational purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

Haney & Hecht, Solicitors 795 East Lancaster Avenue Suite 280 Villanova, PA 19085

#### NOTICE OF SUSPENSION

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated October 3, 2011, Wayne D. Bozeman is Suspended on Consent from the Bar of this Commonwealth for a period of five years retroactive to December 16, 2009.

Elaine M. Bixler Secretary of the Board The Disciplinary Board of the Supreme Court of Pennsylvania McCABE, WEISBERG AND CONWAY, P.C.

BY: TERRENCE J. McCABE, ESQUIRE - ID # 16496 MARC S. WEISBERG, ESQUIRE - ID # 17616 EDWARD D. CONWAY, ESQUIRE - ID # 34687 MARGARET GAIRO, ESQUIRE - ID # 34419

**Attorneys for Plaintiff** 

123 South Broad Street, Suite 2080 Philadelphia, Pennsylvania 19109 (215) 790-1010

Wells Fargo Bank, N.A. s/i/i/t Wachovia Bank, N.A.

Chester County Court of Common Pleas

Plaintiff

v.

Wayne Bennett, Only Known Surviving Heir of George G. Bennett, Jr., Deceased Mortgagor and Real Owner and Unknown Surviving Heirs of George G. Bennett, Jr., Deceased Mortgagor and Real Owner

Number 11-07628

Defendants

TO: UNKNOWN SURVIVING HEIRS OF GEORGE G. BENNETT, JR., DECEASED MORTGAGOR AND REAL OWNER

TYPE OF ACTION: CIVIL ACTION/COMPLAINT IN MORTGAGE FORECLOSURE

PREMISES SUBJECT TO FORECLOSURE: 154 CHESTNUT STREET, SPRING CITY, PENNSYLVANIA 19475

#### NOTICE

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

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

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

Lawyer Referral Service Chester County Bar Association 15 W. Gay Street P.O. Box 3191 West Chester, Pennsylvania 19381 (610) 429-1500

#### ANTHONY MORRIS, ESQUIRE

Attorney I.D. No. 25611

BUCKLEY, BRION, MCGUIRE, MORRIS & SOMMER, LLP

118 West Market Street, Suite 300

West Chester, PA 19382
610-436-4400

IN RE: EARL C. HANDFIELD, SR. : IN THE COURT OF COMMON PLEAS

183 BAKER ROAD

COATESVILLE, PA 19320 : CHESTER COUNTY, PENNSYLVANIA

Premises: S WOOD & BOUNDARY STS : NO. 10-08808

LOT

Tax Parcel No: 38-2-219

TO: EARL C. HANDFIELD, SR.

#### NOTICE OF PETITION FOR JUDICIAL TAX SALE

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

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

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#### ANTHONY MORRIS, ESQUIRE

Attorney I.D. No. 25611

BUCKLEY, BRION, MCGUIRE, MORRIS & SOMMER, LLP
118 West Market Street, Suite 300

West Chester, PA 19382
610-436-4400

IN RE: JOSEPH BELLOMO, INC. : IN THE COURT OF COMMON PLEAS

C/O FRANK BELLOMO (EXEC)

1002 GREEN STREET

HADDON HEIGHTS, NJ 08035 : CHESTER COUNTY, PENNSYLVANIA

Premises: S OF LANCASTER AVE : NO. 10-09502

OPEN SPACE

Tax Parcel No: 11-10-56.24A

TO: JOSEPH BELLOMO, INC., C/O FRANK BELLOMO, EXECUTOR

#### NOTICE OF PETITION FOR JUDICIAL TAX SALE

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

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Attorney I.D. No. 25611

BUCKLEY, BRION, MCGUIRE, MORRIS & SOMMER, LLP

118 West Market Street, Suite 300

West Chester, PA 19382
610-436-4400

IN RE: GENE LAWRENCE : IN THE COURT OF COMMON PLEAS

C/O GENE MATLACK

GREEN LANE, PA 18054 : CHESTER COUNTY, PENNSYLVANIA

Premises: NS CENTRAL AVE : NO. 10-09102

LOT

Tax Parcel No: 54-1L-39

TO: GENE LAWRENCE, C/O GENE MATLACK

#### NOTICE OF PETITION FOR JUDICIAL TAX SALE

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

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#### ANTHONY MORRIS, ESQUIRE

Attorney I.D. No. 25611

BUCKLEY, BRION, MCGUIRE, MORRIS & SOMMER, LLP

118 West Market Street, Suite 300

West Chester, PA 19382
610-436-4400

IN RE: RUSSELL R. TYSON : IN THE COURT OF COMMON PLEAS

34 PINE WOODS COURT

READING, PA 19607 : CHESTER COUNTY, PENNSYLVANIA

Premises: NS SCHUYLKILL RD : NO. 10-08503

LOT

Tax Parcel No: 17-4E-13

TO: RUSSELL R. TYSON

#### NOTICE OF PETITION FOR JUDICIAL TAX SALE

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

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Attorney I.D. No. 25611

BUCKLEY, BRION, MCGUIRE, MORRIS & SOMMER, LLP
118 West Market Street, Suite 300

West Chester, PA 19382
610-436-4400

IN RE: SAVERIO A. DIMAIO & : IN THE COURT OF COMMON PLEAS

**PATRICIA E. DIMAIO** 1209 N. ASHBROOKE DRIVE

WEST CHESTER, PA 19380 : CHESTER COUNTY, PENNSYLVANIA

Premises: SS MAPLE ST : NO. 10-08547

LOT

Tax Parcel No: 8-5-54

TO: SAVERIO A. DIMAIO & PATRICIA E. DIMAIO

#### NOTICE OF PETITION FOR JUDICIAL TAX SALE

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

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Attorney I.D. No. 25611

BUCKLEY, BRION, MCGUIRE, MORRIS & SOMMER, LLP

118 West Market Street, Suite 300

West Chester, PA 19382
610-436-4400

IN RE: DOUG JUGAN : IN THE COURT OF COMMON PLEAS

2332 WARREN AVENUE

COATESVILLE, PA 19320 : CHESTER COUNTY, PENNSYLVANIA

Premises: DBL WD MBL HM : NO. 11-07589

LOT 21

Tax Parcel No: 3904J0069021T

TO: DOUG JUGAN

#### NOTICE OF PETITION FOR JUDICIAL TAX SALE

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

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Lawyer Referral Service 15 West Gay Street West Chester, PA 19380 610-429-1500

#### **NOTICE**

NOTICE IS HEREBY GIVEN that a hearing on the Joint Petition of the Borough of Downingtown and J. Loew & Associates and Progressive Housing Ventures, LLC, for Declaration that No Court Approval Is Required for the Utilization of Certain Real Property Retained by the Borough, filed on September 16, 2011 in the Chester County Court of Common Pleas, Orphans' Court Division, No. 1511-1629, is scheduled to be heard before The Honorable Katherine B. L. Platt on November 10, 2011 at 9:30 a.m. in Courtroom 16 in the Chester County Justice Center, 201 W. Market Street, West Chester, Pennsylvania. Any resident of the political subdivision or any group or organization of residents of the political subdivision shall have the right to file a protest and, in the discretion of the Court, shall be entitled to be heard in person or by counsel or to intervene in such action and to be a party thereto. This notice is being published in accordance with 53 P.S. § 3385 by the Borough of Downingtown.

Stephen T. Sullins Borough Manager/Secretary

#### ANTHONY MORRIS, ESQUIRE

Attorney I.D. No. 25611

BUCKLEY, BRION, MCGUIRE, MORRIS & SOMMER, LLP

118 West Market Street, Suite 300

West Chester, PA 19382
610-436-4400

IN RE: WESLEY L. WEBB : IN THE COURT OF COMMON PLEAS

3-5 RIVERSIDE DRIVE LAKE FLOWER APTS 7-1

SARANAC LAKE, NY 12983 : CHESTER COUNTY, PENNSYLVANIA

Premises: E & REAR RT 100 : NO. 10-08502

LOT

Tax Parcel No: 25-3-23

TO: WESLEY L. WEBB

#### NOTICE OF PETITION FOR JUDICIAL TAX SALE

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

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Attorney I.D. No. 25611

BUCKLEY, BRION, MCGUIRE, MORRIS & SOMMER, LLP

118 West Market Street, Suite 300

West Chester, PA 19382
610-436-4400

IN RE: INDIANA FAIRFAX : IN THE COURT OF COMMON PLEAS

14 PROUT DRIVE

COATESVILLE, PA 19320 : CHESTER COUNTY, PENNSYLVANIA

Premises: SE OF S FRIST AVE & WALNUT : NO. 10-09101

LOT & PAVING

Tax Parcel No: 16-10-21

TO: INDIANA FAIRFAX

#### NOTICE OF PETITION FOR JUDICIAL TAX SALE

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

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#### 2nd Publication

#### NOTICE

#### RESTATED MEGA CONCORDIA TRUST

Clarence Langerak, a/k/a Cort Langerak, Trustor, Deceased

Late of the Township of Penn, Chester County, PA

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 JES-SICA M. LANGERAK RANIERO and DIANNE M. LANGE, Trustees, c/o NANCY W. PINE, Esq., 104 S. Church Street, West Chester, PA 19382,

Or to their Attorney:

NANCY W. PINE Pine & Pine Law Offices 104 S. Church Street West Chester, PA 19382

#### 3rd Publication

#### NOTICE

HELEN A BROWN REVOCABLE TRUST AGREEMENT DATED OCTOBER 26, 1995

Helen A. Brown, Deceased

Late of the Township of Franklin, Chester County, PA

All persons having claims or demands against the HELEN A. BROWN REVOCABLE TRUST AGREEMENT, dated October 26, 1995, to make know the same and all persons indebted to the decedent, Helen A. Brown, to make payment without delay to: JANE E. BROWN, Trustee, c/o William J. Gallagher, Esquire, 211 East State Street, Kennett Square, PA 19348,

Or to her Attorney:

William J. Gallagher MAC ELREE HARVEY, LTD. 211 East State Street Kennett Square, PA 19348

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