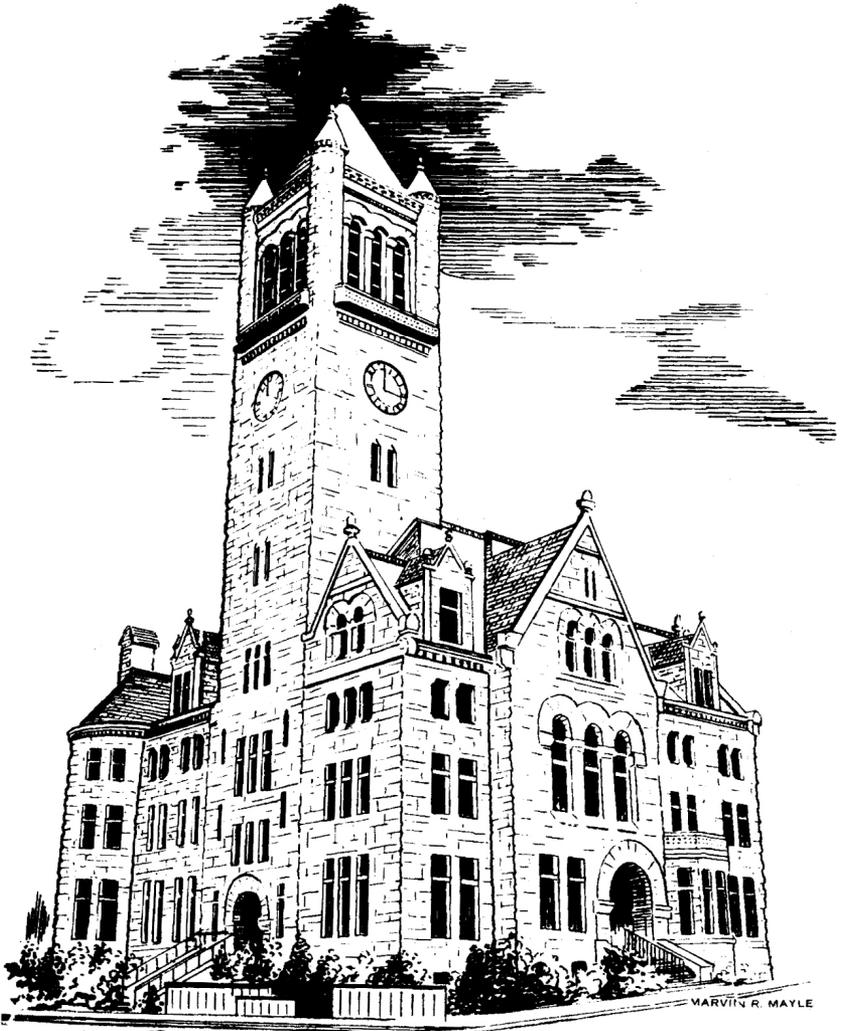


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ESTATE NOTICES

Notice is hereby given that letters testamentary or of administration have been granted to the following estates. All persons indebted to said estates are required to make payment, and those having claims or demands to present the same without delay to the administrators or executors named.

Third Publication

MARY ELIZABETH FRANCIS, a/k/a MARY E. FRANCIS, late of Connellsville, Fayette County, PA (3)

Personal Representative: Pamela R. Miller
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Timothy J. Witt

DONALD HANN, a/k/a DONALD RAY HANN, a/k/a DONALD R. HANN, late of Connellsville, Fayette County, PA (3)

Executrix: Leah Rae Hann Gray
137 Fiedors Grove Road
Mt. Pleasant, PA 15666
Attorney: Paul Toohey

LUCILLE M. HRANEC, a/k/a LUCILLE MARIE HRANEC, late of German Township, Fayette County, PA (3)

Executor: Steven H. Hranec
c/o 51 East South Street
Uniontown, PA 15401
Attorney: Webster & Webster

VINCENT LEAPLINE, a/k/a VINCENT L. LEAPLINE, late of Uniontown, Fayette County, PA (3)

Executrix: Karen Claycomb
c/o Casini & Geibig, LLC
815B Memorial Boulevard
Connellsville, PA 15425
Attorney: Jennifer Casini

ANTHONY JOHN PHILLIPS, late of Saltlick Township, Fayette County, PA (3)

Executor: Anthony John Phillips
c/o 11 Pittsburgh Street
Uniontown, PA 15401
Attorney: Thomas W. Shaffer

Second Publication

JOYCELYNN M. ANDROSİK, late of German Township, Fayette County, PA (2)

Executrix: Jane K. Murrell a/k/a Jane Katherine Murrell
c/o Davis & Davis
107 East Main Street
Uniontown, PA 15401
Attorney: James T. Davis

BEULAH E. BONAR, late of Georges Township, Fayette County, PA (2)

Executor: Hubert E. Ross
c/o 51 East South Street
Uniontown, PA 15401
Attorney: Webster & Webster

LYDIA M. COCKFIELD, a/k/a LYDIA MARIA COCKFIELD, late of Uniontown, Fayette County, PA (2)

Co-Executors: Mark C. Cockfield and Renee L. Cockfield
c/o 51 East South Street
Uniontown, PA 15401
Attorney: Webster & Webster

RICHARD EVANS, late of Dunbar Township, Fayette County, PA (2)

Personal Representative: Richard J. Evans
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Timothy J. Witt

JOHN FOSBRINK, a/k/a JOHN F. FOSBRINK, late of Bullsken Township, Fayette County, PA (2)

Executor: Harold Fosbrink
135 Pleasant Acres Way Apt 27
Mt. Pleasant, PA 15666
c/o 749 North Church Street
Mt. Pleasant, PA 15666
Attorney: Paul Toohey

PAMELA KAY HOWARTH, late of Dunbar Township, Fayette County, PA (2)

Administratrix: Diana G. Mickey
c/o 208 South Arch Street, Suite 2
Connellsville, PA 15425
Attorney: Richard A. Husband

JOHN MASTERBRAY, SR., late of Dunbar Township, Fayette County, PA (2)

Personal Representative: Sara Masterbray
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Robert A. Gordon

DOLORES MAZUR, late of Washington Township, Fayette County, PA (2)

Executor: David Mazur
c/o Fitzsimmons & Barclay
55 East Church Street, Suite 102
Uniontown, PA 15401
Attorney: Ralph K. Barclay, Jr.

DARWIN MILLER, a/k/a DARWIN L. MILLER, a/k/a DARWIN LEE MILLER, late of Georges Township, Fayette County, PA

Executor: Jeff Miller (2)
2888 Morgantown Road
Smithfield, PA 15478
c/o 556 Morgantown Road
Uniontown, PA 15401
Attorney: John A. Kopas, III

EDITH MAY MILLER, a/k/a EDITH M. MILLER, late of Saltlick Township, Fayette County, PA (2)

Personal Representatives: Mary E. Snyder and Nancy R. Prinkey
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Timothy J. Witt

RICHARD A. SPICOLA, late of Connellsville, Fayette County, PA (2)

Personal Representatives:
Linda Marie Keffer and
James Edward Spicola
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Timothy J. Witt

First Publication

RODNEY RYAN BOLEN, a/k/a RODNEY BOLEN, a/k/a RODNEY R. BOLEN, late of Luzerne Township, Fayette County, PA (1)

Administrator: Jeffrey A. Bolen
c/o 9 Court Street
Uniontown, PA 15401
Attorney: Vincent J. Roskovensky, II

ROY BOWSER, a/k/a ROY D. BOWSER, late of Mill Run, Fayette County, PA (1)

Executrix: Pamela S. Hughes
c/o Casini & Geibig, LLC
815B Memorial Boulevard
Connellsville, PA 15425
Attorney: Jennifer Casini

LARRY W. FOSBRINK, late of North Union Township, Fayette County, PA (1)

Administratrix DBNCTA:
Loretta A. Ferrell
14013 Line Road
New Freedom, PA 17349
c/o 183 Market Street, #100
Kingston, PA 18704-5444
Attorney: David E. Schwager

CHRISTINE LOUISE HYDAK, a/k/a CHRISTINE L. HYDAK, late of Perryopolis Borough, Fayette County, PA (1)

Personal Representative: Steven G. Hydak
c/o Watson Mundorff, LLP
720 Vanderbilt Road
Connellsville, PA 15425
Attorney: Timothy J. Witt

DEBORAH JOSEPH, a/k/a DEBORAH A. JOSEPH, late of Uniontown, Fayette County, PA (1)

Administratrix: Heather Joseph
606 Hopwood Coolspring Road
Hopwood, PA 15445
c/o Tremba Kinney Greiner & Kerr
1310 Morrell Avenue, Suite C
Connellsville, PA 15425
Attorney: John Greiner

KATHRYN A. PLUTO, late of North Union Township, Fayette County, PA (1)
Administratrix: Shirley M. Krevinko
 c/o 50 East Main Street
 Uniontown, PA 15401
Attorney: Patrick C. McDaniel

MARTIN E. PLUTO, late of North Union Township, Fayette County, PA (1)
Administratrix: Shirley M. Krevinko
 c/o 50 East Main Street
 Uniontown, PA 15401
Attorney: Patrick C. McDaniel

THOMAS LEE ROMAN, late of German Township, Fayette County, PA (1)
Executrix: Gina Marie Jones
 c/o 9 Court Street
 Uniontown, PA 15401
Attorney: Vincent J. Roskovensky, II

DONNA RUSSELL, late of Springhill, Fayette County, PA (1)
Administrator: Eva Marie Russell
 245 Fallen Timber Road
 Point Marion, PA 15474
 c/o Zihmer Law Firm
 3244 Washington Road, Suite 210
 McMurray, PA 15317
Attorney: Tracy Zihmer

ELLEN G. SMILEY, late of Everson Borough, Fayette County, PA (1)
Administratrix: Robin R. Mills
 3510 Kings Hill Road
 Connellsville, PA 15425
 c/o 183 Market Street, #100
 Kingston, PA 18704-5444
Attorney: David E. Schwager

DEBRAH ANN SMODIC, a/k/a DEBRAH LEE, late of North Union Township, Fayette County, PA (1)
Personal Representative:
 Anna Grace Milliron
 c/o 68 South Beeson Boulevard
 Uniontown, PA 15401
Attorney: James E. Higinbotham, Jr.

ROBERT L. STALEY, a/k/a ROBERT L. STALEY, JR., late of Newell Borough, Fayette County, PA (1)
Co-Executors: Robert Staley and Rochelle N. Staley Acklin
 c/o 51 East South Street
 Uniontown, PA 15401
Attorney: Anthony S. Dedola, Jr.

MARGARET I. STOLARIK, late of Menallen Township, Fayette County, PA (1)
Executrix: Patricia M. Smith
 c/o 51 East South Street
 Uniontown, PA 15401
Attorney: Anthony S. Dedola, Jr.

HERBERT FRANKLIN SUMEY, SR., a/k/a HERBERT F. SUMEY, late of German Township, Fayette County, PA (1)
Co-Executrices: Janice Elaine Maruniak and Rebecca Eileen Bailey
 c/o DeHaas Law, LLC
 51 East South Street
 Uniontown, PA 15401
Attorney: Ernest P. DeHaas, III

THOMAS R. THARP, late of Menallen Township, Fayette County, PA (1)
Executrix: Jennifer Black
 c/o Riverfront Professional Center
 208 South Arch Street, Suite 2
 Connellsville, PA 15425
Attorney: Richard A. Husband

PHILIP TRUXEL, a/k/a PHILIP M. TRUXEL, late of Connellsville, Fayette County, PA (1)
Executrix: Malinda Angel
 c/o Casini & Geibig, LLC
 815B Memorial Boulevard
 Connellsville, PA 15425
Attorney: Jennifer Casini

LEGAL NOTICES

NOTICE

Philip J. Michael Foundation, Inc. has been incorporated under the provisions of the Pennsylvania Nonprofit Corporation Law of 1988, as amended.

Proden & O'Brien
99 East Main Street
Uniontown, PA 15401

WATSON MUNDORFF, LLP

Notice of Revocable Trust
Pursuant to 20 Pa. C.S. § 7755(c)

The Shirley Bonita Bankes Revocable Living Trust under agreement dated 7/25/2004

Notice is hereby given of the administration of THE SHIRLEY BONITA BANKES REVOCABLE LIVING TRUST, DATED JULY 25, 2004. Shirley Bonita Bankes, settlor of the trust, of Upper Tyrone Township, County of Fayette and Commonwealth of Pennsylvania, died on February 22, 2025. All persons indebted to the said decedent are requested to make payment to the undersigned without delay, and all persons having claims or demands against said trust are requested to make known the same.

William P. Bankes, II., Successor Trustee
c/o WATSON MUNDORFF, LLP
720 Vanderbilt Road
Connellsville, PA 15425-6218
Phone: 724-626-8882

IN THE COURT OF COMMON PLEAS OF
FAYETTE COUNTY, PENNSYLVANIA
CIVIL DIVISION
NO. 961 of 2024, G.D.

IN RE: PETITION FOR CHANGE OF NAME
LUKE JEFFREY SANTO

ORDER

AND NOW, this 13th day of March 2025, upon consideration of the Petition for Change of Name filed by the Petitioner and the requirement that the Petitioner publish Notice of Evidentiary Hearing held on the Petition for Name Change, it is hereby ORDERED and DECREED that said hearing shall be held on May 8, 2025 at 10:30 A.M. in Courtroom No. 4 Fayette County Courthouse, Uniontown, Pennsylvania.

Notice shall be published in two newspapers of general circulation in the County where the Petitioner resides or a County contiguous to that County. One of the Publications may be in the official paper for the publication of legal notices in the County.

BY THE COURT:
NANCY D. VERNON, JUDGE

ATTEST:
PROTHONOTARY

Registers' Notice

Notice by JEFFREY L. REDMAN, Register of Wills and
Ex-Officio Clerk of the Orphans' Court Division of the Court of Common Pleas

Notice is hereby given to heirs, legatees, creditors, and all parties in interest that accounts in the following estates have been filed in the Office of the Clerk of the Orphans' Court Division of the Court of Common Pleas as the case may be, on the dates stated and that the same will be presented for confirmation to the Orphans' Court Division of Fayette County on

Monday, May 5, 2025, at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2605-0602	PATTIE W. GEISEL	Tracy Connors, Administratrix

Notice is also hereby given that all of the foregoing Accounts will be called for Audit on

Monday, May 19, 2025, at 9:30 A.M.

in Courtroom No. 1 of the **Honorable President Judge Steve P. Leskinen** or his chambers, Second Floor, Courthouse, Uniontown, Fayette County, Pennsylvania, at which time the Court will examine and audit said accounts, hear exceptions to same or fix a time therefore, and make distribution of the balance ascertained to be in the hands of the Accountants.

Notice is hereby given to heirs, legatees, creditors, and all parties in interest that accounts in the following estates have been filed in the Office of the Clerk of the Orphans' Court Division of the Court of Common Pleas as the case may be, on the dates stated and that the same will be presented for confirmation to the Orphans' Court Division of Fayette County on

Monday, May 5, 2025, at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2619-0203	AUDREY E. ROBERTSON	Dana Baccino, Executrix

Notice is also hereby given that all of the foregoing Accounts will be called for Audit on

Monday, May 19, 2025, at 9:30 A.M.

in Courtroom No. 5 of the **Honorable Judge Joseph M. George, Jr.** or his chambers, Third Floor, Courthouse, Uniontown, Fayette County, Pennsylvania, at which time the Court will examine and audit said accounts, hear exceptions to same or fix a time therefore, and make distribution of the balance ascertained to be in the hands of the Accountants.

WARMAN ABSTRACT & RESEARCH LLC

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JUDICIAL OPINION

IN THE COURT OF COMMON PLEAS OF FAYETTE COUNTY, PENNSYLVANIA
CRIMINAL DIVISION

COMMONWEALTH OF	:	
PENNSYLVANIA	:	MJ-14202-CR-0000223-2023
vs.	:	MJ-14202-CR-0000250-2024
JACOB SPRINGER,,	:	MJ-14202-CR-0000306-2024
Defendant.	:	President Judge Steve P. Leskinen

OPINION AND ORDER

LESKINEN, P.J.

Before the Court is the Motion for to Disqualify the Fayette County District Attorney's Office filed by Defendant, Jacob Springer. An evidentiary hearing was held on January 30th, 2025, on this Motion and a contemporaneously filed Motion to Dismiss Pursuant to Pa. R. Crim. P. 600. {1}

Defendant's Motion includes requests for an investigation of the current and prior administration of the Fayette County District Attorney's Office, the disqualification of the Fayette County District Attorney's Office from the above-captioned cases, and a request for the Attorney General's office to handle the Defendant's cases. Attorney Robinson, (one of two law partners who have appeared for the Defendant) claims in the Motion that she was "bullied because of sex, age, and race," (§19) and that she was "coerced into taking continuances" (§22) on two occasions by members of the D.A.'s Office. Evidence and testimony presented at the hearing concerned an ultimately unsuccessful deal for Defendant to provide testimony in another matter and a series of rescheduled preliminary hearings. At the preliminary hearing scheduled for 9:00 A.M. on December 11th, 2024, an argument occurred between Robinson and Michael Aubele, the Fayette County District Attorney, after counsel for Defendant appeared shortly before 11:30 A.M. for the 9:00 A.M. hearing. {2}

{1} The Rule 600 Motion was denied by separate Opinion and Order filed the same date as this Opinion and Order.

{2} Attorney Robinson avers in the Motion that she contacted the Magisterial District Judge's office ("MDJ") at 8:00 A.M. to request that Defendant's 9:00 A.M. preliminary hearing be called at the end of the morning case list, as she had "a scheduling conflict in its home county of Allegheny County." Assistant District Attorney Geibig testified that when he arrived at the MDJ's office that morning he received a note to call Robinson, and he did so at 8:51 A.M. at which time Robinson indicated that she and her law partner, Attorney Gray, should arrive at the MDJ office around 10:00 A.M. or shortly thereafter. Though Robinson avers in the Motion that they arrived around 10:35 A.M. but were not called by the Pennsylvania State Police Trooper on the case until 11:00 A.M., the credible testimony offered by ADA Geibig, supported by cell phone records, shows that Geibig called Robinson a second time at 11:08 A.M., at which point Robinson and Gray were still ten minutes away from the MDJ office. The DA contends that on October 15th, 2024, Robinson appeared in person and scheduled the December 11th, 2024, hearing for 9:00 A.M. No evidence was presented to contradict the claim that Robinson personally selected the date and time that was allegedly a conflict, nor was any evidence presented as to the nature of the conflict or of any exigency that necessitated calling shortly before the hearing rather than addressing the conflict in advance.

At the hearing on the Motion, defense counsel cited *McCarthy v. Southeastern Pennsylvania Transp. Authority*, 772 A.2d 987 (Pa. Super. 2001) as precedent for a court's authority to disqualify counsel for violations of the Pa. Rules of Professional Conduct ("RPC") during the pendency of litigation. In *McCarthy*, as a civil jury trial was about to begin, the trial court sanctioned Plaintiff's counsel with disqualification for alleged violations of Rule 4.2 of the RPC for ex-parte communications with employees of the Defendant Transit Authority, ordering that an associate of the disqualified counsel try the case in his absence. The Superior Court reversed and remanded back to the trial court, holding that a trial court may sanction counsel by disqualification for a violation of the RPC only when the trial court has determined that disqualification is needed to ensure the parties receive the fair trial that due process requires, and even then, the court must have evidence in the record to support a conclusion that the attorney violated the particular rule in question.

The basis for disqualification described in *McCarthy* applies to a particular attorney or attorneys where the record supports the violation of a specific rule in the RPC. Defense counsel has not identified (either in the Motion or at the hearing) which rule in the RPC was allegedly violated, which of the attorneys from the District Attorney's Office allegedly violated the rule, or what actions by counsel constitute a violation. To the extent that Attorney Robinson alleges that she experienced "an assault on her dignity, clowned and made to feel inferior by both MDJs and members of the District Attorney's Office including DA Aubele, all in the presence of the client," this Court would note that the events of December 11th, 2024, were set in motion when counsel waited until an hour before a scheduled hearing to notify the court that she had a conflicting obligation, eventually arriving with co-counsel more than two hours after the scheduled hearing time. Though defense counsel raises valid concerns about an apparent lack of communication and continuity among different ADAs appearing for subsequent hearings after continuances on these cases, this does not constitute an ethical violation upon which the Court can justify the extreme remedy of disqualifying one or more of the attorneys representing the Commonwealth. In addition, even if the record supported a finding that one prosecutor violated a particular ethical rule, which it does not, Defense counsel has not provided any authority that would allow this Court to disqualify the entire District Attorney's Office solely on that basis.

Though not raised or cited by defense counsel, the existing case law on the disqualification of a prosecutor or of a prosecutor's office due to a conflict of interest generally divides along two lines. {3} The first group of cases involves impropriety or the appearance of impropriety (as described in *Robinson*) and a "potential" conflict of interest, requiring a showing of actual prejudice to the defendant (as described in *Sepulveda*). The second group of cases involve an actual conflict of interest, in which prejudice to the defendant is presumed. The fact that a prosecutor may have some personal interest that would be served by a defendant's conviction does not automatically equate to a conflict of interest. Even proof of "mere animosity" is not sufficient to require the replacement of a prosecutor. *Com. v. Stafford*, 749 A.2d 489, 495 (Pa. Super. 2000). After a careful review of the record, there is insufficient evidence to support a finding of either the appearance of impropriety or an actual conflict of interest as to any of the attorneys involved in these cases on behalf of the District Attorney's Office, or of the Office in its entirety.

WHEREFORE, the Court issues the following Order:

ORDER

AND NOW, this 14th day of March, 2025, upon consideration of the Motion to Disqualify the Fayette County District Attorney's Office filed by Defendant, Jacob Springer, in the above-captioned actions, the Motion is hereby DENIED, with prejudice as to any facts and circumstances arising prior to the hearing on January 30th, 2025, for the reasons set forth in the accompanying Opinion.

BY THE COURT:
STEVE. P. LESKINEN,
PRESIDENT JUDGE

ATTEST:
CLERK OF COURTS

{3} See: *Com. v. Robinson*, 651 Pa. 190 (Pa. 2018), which distinguishes between cases based on impropriety (or the appearance of impropriety) and cases with an actual conflict of interest. It is cited here not for the plurality decision, but for its summary of the applicable case law relating to conflicts. See also: *Com. v. Sepulveda*, 618 Pa. 262, 326 (Pa. 2012), which distinguishes between potential and actual conflicts of interest.



130th Annual

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10:00 AM - BUTTERFLY CONSERVATORY (\$18)

12:00 PM - ERNEST HEMINGWAY HOME (\$19)

6:00 PM - 130TH ANNUAL BAR BANQUET
First Flight Island Restaurant



MONDAY

SUGGESTED FLIGHT:

ALLEGIANT FLIGHT 1012

EYW -> PIT 10:23 AM - 1:09 PM



LUNCH & LEARN SERIES

The Fayette County Bar Association's next presentation in its Lunch & Learn Series will be:

- Date: **Wednesday, April 30th** from **12:00 p.m. to 1:30 p.m.**
- Location: **Fayette County Courthouse - Courtroom Four**
- Discussion topics: **Non-Compete Law - Updates and Status in 2025**
- Presenter: **Rachel L. McElroy, Esquire**

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1.5 hours of Substantive CLE credit for the program. The fees are as follows:

Members of the FCBA

- \$5 fee for attendance without CLE Credit
- \$15 fee for attendance with CLE Credit

Attorneys admitted to practice in Pennsylvania after January 1, 2020

- \$5 fee for attendance with CLE Credit

Non-members of the FCBA

- \$15 fee for attendance without CLE Credit
- \$40 fee for attendance with CLE Credit

**** All fees to be paid at the door ****
Lunch will be provided.

RSVP

If interested in attending, please call Cindy at the Bar office at 724-437-7994 or email to cindy@fcbar.org on or before Monday, April 28th.