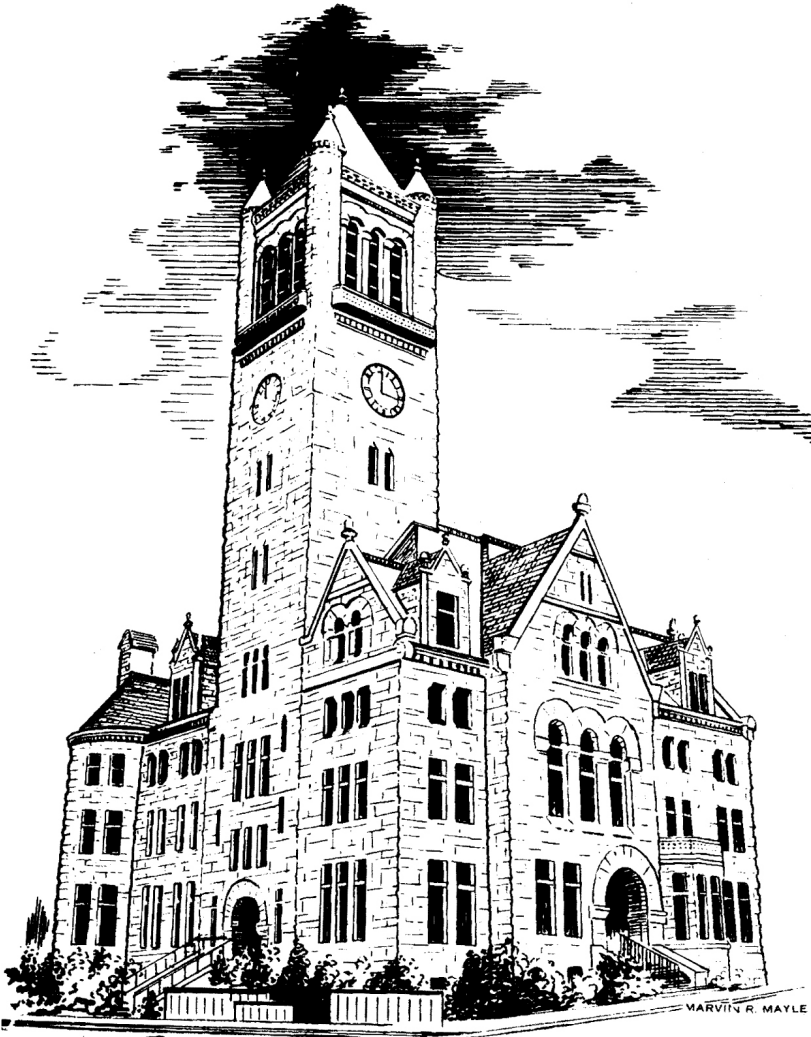


# FAYETTE LEGAL JOURNAL

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## FAYETTE LEGAL JOURNAL

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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

**JOSEPH M. BRACHNA, A/K/A JOSEPH BRACHNA**, late of Luzerne Township, Fayette County, PA <sup>(3)</sup>

*Co-Executors:* Dennis J. Brachna and Von M. Brachna  
c/o 92 East Main Street, Suite 20  
Uniontown, PA 15401  
*Attorney:* Benjamin F. Goodwin

**NICHOLAS A. DZIYAK, A/K/A NICK DZIYAK**, late of Belle Vernon, Fayette County, PA <sup>(3)</sup>

*Executrix:* Evelyn Sepitko  
210 Cook Road  
Belle Vernon, PA 15012  
c/o Bassi, Vreeland & Associates, P.C.  
111 Fallowfield Avenue  
P.O. Box 144  
Charleroi, PA 15022-0144  
*Attorney:* Bradley M. Bassi

**PRISCILLA K. MITTS**, late of Henry Clay Township, Fayette County, PA <sup>(3)</sup>

*Administratrix:* Mary V. Halbasch  
404 Agate Court  
Antioch, CA 94509  
c/o Jessica L. Wilson, Skarlatos Zonarich LLC  
17 South 2nd. Street, 6th. Floor  
Harrisburg, PA 17101-2039  
*Attorney:* Jessica L. Wilson

**RALPH C. RICHTER**, late of Dunbar Township, Fayette County, PA <sup>(3)</sup>

*Executrix:* Patricia Ann Hall  
1614 Penn Avenue  
Jeannette, PA 15644  
c/o 8981 Norwin Avenue, Suite 203  
Norwin Hills Office Park  
North Huntingdon, PA 15642  
*Attorney:* Maureen Kroll

**CHARLES B. SNIDER, A/K/A CHARLES BENNETT SNIDER, A/K/A CHARLES SNIDER**, late of Luzerne Township, Fayette County, PA <sup>(3)</sup>

*Executor:* Scott C. Philcous  
750 Donnan Avenue  
Washington, PA 15301  
c/o Peacock Keller & Ecker LLP  
70 East Beau Street  
Washington, PA 15301  
*Attorney:* Richard J. Amrhein

**FLORENCE J. WYDA**, late of Redstone Township, Fayette County, PA <sup>(3)</sup>

*Executrix:* Joanne Bogorae  
c/o Davis & Davis  
107 East Main Street  
Uniontown, PA 15401  
*Attorney:* James T. Davis

**HILBERT D. YOUNKIN**, late of Connellsville, Fayette County, PA <sup>(3)</sup>

*Executor:* Donald Younklin  
1117 Valley View Road  
Scottdale, PA 15683  
c/o George Port & George  
92 East Main Street  
Uniontown, PA 15401  
*Attorney:* Wayne H. Port

### Second Publication

**VIRGINIA MAE FOWLER, A/K/A VIRGINIA M. FOWLER**, late of Smithfield, Fayette County, PA <sup>(2)</sup>

*Administratrix:* Delorse Fowler  
c/o 9 Court Street  
Uniontown, PA 15401  
*Attorney:* Vincent J. Roskovensky, II

---

**GERTRUDE JACKSON**, late of Uniontown,  
Fayette County, PA (2)

*Administratrix:* April J. Jackson  
107 Jefferson Street  
Uniontown, PA 15401  
c/o Radcliffe & DeHaas  
2 West Main Street, Suite 70  
Uniontown, PA 15401  
*Attorney:* Ernest P. DeHaas, III

---

**BARBARA A. PALYA, A/K/A BARBARA PALYA**, late of Uniontown, Fayette County, PA

*Executor:* Andrew W. Palya, III (2)  
c/o John & John  
96 East Main Street  
Uniontown, PA 15401  
*Attorney:* Anne N. John

---

**JAMES SANGSTON, A/K/A JAMES R. SANGSTON**, late of South Union Township,  
Fayette County, PA (2)

*Personal Representative:* Caren Sue Kulchock  
c/o Higinbotham Law Office  
45 East Main Street, Suite 500  
Uniontown, PA 15401  
*Attorney:* James E. Higinbotham, Jr.

---

**CHESTER H. WARD**, late of South  
Connellsville, Fayette County, PA (2)

*Representative:* Gregory C. Ward  
c/o 17 North Diamond Street  
Mt. Pleasant, PA 15666  
*Attorney:* Marvin D. Snyder

---

**DONALD RAY WILHELM, SR.**, late of  
Bullskin Township, Fayette County, PA (2)

*Administrator:* Donald R. Wilhelm, Jr.  
9 Ellis Hill Road  
Towanda, PA 18848  
c/o 815A Memorial Boulevard  
Connellsville, PA 15425  
*Attorney:* Margaret Zylka House

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## First Publication

**DANNY ADAMSON, A/K/A DANNY R. ADAMSON**, late of Masontown, Fayette  
County, PA (1)

*Co-Executors:* Judith M. Ewing and  
Gregory Adamson  
c/o 556 Morgantown Road  
Uniontown, PA 15401  
*Attorney:* John A. Kopas, III

---

**RUTH LAVERNE FRAZEE**, late of Henry  
Clay Township, Fayette County, PA (1)

*Executor:* Jonathan Adams  
c/o Hajduk & Associates  
77 South Gallatin Avenue  
PO Box 1206  
Uniontown, PA 15401  
*Attorney:* Mary Lenora Hajduk

---

**YVONNE J. PACKRONI, A/K/A YVONNE JOYCE PACKRONI**, late of South Union  
Township, Fayette County, PA (1)

*Executor:* Ronald G. Packroni  
c/o 51 East South Street  
Uniontown, PA 15401  
*Attorney:* Webster & Webster

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**RUDOLPH VELOSKY A/K/A RUDOLPH J. VELOSKY, SR.**, late of Redstone Township,  
Fayette County, PA (1)

*Executor:* David J. Velosky, Sr.  
c/o 556 Morgantown Road  
Uniontown, PA 15401  
*Attorney:* John A. Kopas, III

---

**MILDRED L. WALTERS**, late of Menallen  
Township, Fayette County, PA (1)

*Executrix:* Terrie Ann Wynn  
c/o George Port & George  
92 East Main Street  
Uniontown, PA 15401  
*Attorney:* Wayne H. Port

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**LEGAL NOTICES****NOTICE**

NOTICE IS HEREBY GIVEN that a Certificate of Organization, Domestic Limited Liability Company has been approved and filed with the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on June 26, 2017, for a Limited Liability Company known as Front Line Ready of Western New York, LLC.

Said Limited Liability Company has been organized under the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania.

The purpose or purposes of the Limited Liability Company is mobile detailing and any other lawful purpose related thereto for which Limited Liability Companies may be organized under the Business Corporation Law.

James T. Davis, Esquire  
DAVIS & DAVIS  
107 East Main Street  
Uniontown, PA 15401

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## 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, July 3, 2017  
at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2615-0776	MARY KATHERINE MILLER	Janice E. Bailey and Joni Bailey Snyder, Executrixes

Notice is also hereby given that all of the foregoing Accounts will be called for Audit on  
Monday, July 17, 2017 at 9:30 A.M.

in Court Room No. 1 of the Honorable STEVE P. LESKINEN, or his chambers, 2nd 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 also 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, July 3, 2017  
at 9:30 A.M.

<u>Estate Number</u>	<u>Estate Name</u>	<u>Accountant</u>
2613-0251	MARY DeBORD	Chris DeBord, Executor
2613-0081	MARTHA M. MULLOOLY	Lawrence Peters, Executor

Notice is also hereby given that all of the foregoing Accounts will be called for Audit on  
Monday, July 17, 2017 at 9:30 A.M.

in Court Room No. 2 of the Honorable JOHN F. WAGNER or his chambers, 2nd 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.

JEFFREY L. REDMAN  
Register of Wills and Ex-Officio Clerk of the Orphans' Court Division (2 of 2)



**JUDICIAL OPINION**

IN THE COURT OF COMMON PLEAS OF FAYETTE COUNTY,  
PENNSYLVANIA

CRIMINAL DIVISION

COMMONWEALTH OF :  
PENNSYLVANIA, :

vs. :

DARIAN TRAVIS HARRIS, :  
Defendant. :

No. 261 of 2015  
PRESIDENT JUDGE JOHN F. WAGNER, JR.

**PCRA OPINION AND ORDER**

WAGNER, P.J.

June 13, 2017

Before the Court is a counseled timely first PCRA petition wherein Petitioner was represented by court-appointed Attorney James V. Natale. At hearing on this matter held on May 25, 2017, the following issue was raised: Whether trial counsel rendered ineffective assistance by advising Petitioner to reject a plea offer of three (3) to six (6) years and instead enter a general guilty plea to a charge of Aggravated Assault and related lesser charges, which resulted in a sentence of incarceration of not less than five (5) nor more than ten (10) years.

To establish ineffectiveness, a petitioner must plead and prove the underlying claim has arguable merit, counsel's actions lacked any reasonable basis, and counsel's actions prejudiced the petitioner. Counsel's actions will not be found to have lacked a reasonable basis unless the petitioner establishes that an alternative not chosen by counsel offered a potential for success substantially greater than the course actually pursued. Prejudice means that, absent counsel's conduct, there is a reasonable probability the outcome of the proceedings would have been different. *Commonwealth v. Colavita*, 606 Pa. 1, 993 A.2d 874 (2010).

The law does not require that an appellant be pleased with the results of the decision to enter a guilty plea; rather all that is required is that appellant's decision to plead guilty be knowingly, voluntarily and intelligently made. *Id.* A defendant is bound by the statements made during the plea colloquy, and a defendant may not later offer reasons for withdrawing the plea that contradict statements made when he pled. Claims of counsel's ineffectiveness in connection with a guilty plea will provide a basis for relief only if the ineffectiveness actually caused an involuntary or unknowing plea. *Commonwealth v. Brown*, 48 A.3d 1275, 1277- 1278 (Pa.Super.2012).



As testified to at the hearing and established by the record of this case, Petitioner entered a valid general guilty plea, without objection or any questions at his plea hearing, stating it was his decision to plead guilty and that he entered his plea knowingly, intelligently, and voluntarily. In addition, with the assistance of counsel, Attorney Robert Harper of the Fayette County Public Defender's Office, he reviewed and executed a written colloquy that outlined the rights he was waiving and the elements of the offenses to which he pled guilty. At no time during the Plea Proceedings did Petitioner mention the possibility of a plea bargain offer or make inquiry of the Court concerning the same. Most importantly, the record itself belies Petitioner's assertion that he was advised to reject the plea bargain offer of three (3) to six (6) years which had been extended to him by the Fayette County District Attorney. Contained within the record is an Order dated August 31, 2015, Cordaro, J., placing Petitioner's case on the Trial List because he himself rejected the plea bargain during the pre-trial conference. His rejection was made in light of the letter previously delivered to him by the Public Defender's Office which expressly informed him that if he were to reject a plea bargain offer, his only remaining choices after the rejection would be to proceed to trial or enter a general plea. See Commonwealth's Exhibit 1 entered at the PCRA Proceeding which is a copy of the letter signed by Petitioner upon his receipt thereof. N.T. PCRA Proceedings (sic) pp. 6-7. Petitioner offered no testimony or other evidence in rebuttal. Id. p. 18.

In light of the record of this case, specifically Judge Cordaro's August 31, 2015 Order and Commonwealth's Exhibit 1 entered at the PCRA hearing, the Court finds Petitioner's claim on which his instant PCRA petition is based - that counsel advised him to reject the plea bargain offer and instead enter a general guilty plea -- to be lacking in credibility and therefore being entitled to no weight. Because Petitioner herein obviously knew that his rejection of the plea bargain would mean that he later could only plead guilty generally without the benefit of a bargain, he cannot demonstrate that plea counsel was ineffective regarding Petitioner's subsequent knowing, intelligent, and voluntary guilty plea in this case. Petitioner is not entitled to collateral relief.

Accordingly, the Court enters the following:

ORDER

AND NOW, June 13, 2017, the within timely first PCRA petition filed at the above number is hereby DENIED.

BY THE COURT:  
WAGNER, P.J.

ATTEST:  
Clerk of Courts



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