

Adams County Legal Journal

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IN THIS ISSUE

COMMONWEALTH VS. WILLIAMS

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-1713 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain lot or piece of ground, with improvements thereon erected, situate lying and being on the South side of Linden Avenue, in the Township of Conewago, County of Adams, Pennsylvania and known on a general plan of a series of lots, Streets, Avenues, etc., of lands now or formerly of Hanover Improvement Company, as lots nos. 7, 8 and 9, in block 7, adjoining lot no. 6 on the West, a Public Alley on the South; Lot No. 10 on the East, and Linden Avenue on the North.

MAP NUMBER: (08) 008 - 0167

IMPROVEMENTS: Residential Dwelling
110 Linden Ave, Hanover, PA 17331

TITLE TO SAID PREMISES IS VESTED IN Ravinder Kapoor by Deed from Brian R. Seymore and Holly M. Rebert, NKA Holly M. Seymore dated 5/6/2005 and recorded 6/11/2005 in Record Book 3962 Page 273

SEIZED and taken into execution as the property of **Ravinder Kapoor** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 15, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/27, 4/3 & 9

IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL ACTION—LAW
NO. 2008-S-1722
Action in Mortgage Foreclosure
AMERICAN STAR FINANCIAL, INC.,
Plaintiff

vs.

PHILLIP P. COMAROMI, Defendant
TO: Phillip P. Comaromi

IMPORTANT NOTICE

YOU ARE IN DEFAULT BECAUSE YOU HAVE FAILED TO ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE IN WRITING WITH THE COURT YOUR DEFENSES

OR OBJECTIONS TO THE CLAIMS SET FORTH AGAINST YOU. UNLESS YOU ACT WITHIN TEN (10) DAYS FROM THE DATE OF THIS NOTICE, A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT A HEARING AND YOU MAY LOSE YOUR PROPERTY OR OTHER IMPORTANT RIGHTS.

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.

Court Administrator
Adams County Courthouse
Gettysburg, Pennsylvania 17325
Telephone Number: 717-337-9846

Date: March 24, 2009

By: Edward G. Puhl, Esq.
Puhl, Eastman & Thrasher
Attorney ID No. 55709
Attorneys for Plaintiff
220 Baltimore Street
Gettysburg, PA 17325
(717) 334-2159

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SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-594 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that real estate located in Conewago Township, Adams County, Pennsylvania, more particularly bounded and described as follows:

BEGINNING at a point on the southeast side of Hanover Pike (PA Route 194) on line of land of Michel W. Price and Donna L. Price; thence along said Price land and passing through an iron pin found, South 33 degrees 36 minutes 31 seconds East, 206.15 feet to an iron pin found on line of land of Devan Farms Partnership; thence along said Devan Farms Partnership land, South 55 degrees 07 minutes 21 seconds West, 56.29 feet to an iron pipe found at a 12-foot alley; thence North 31 degrees 47 minutes 34 seconds West and passing through an iron pin set near the end of this course, 200 feet to a point in the southeast side of Hanover Pike; thence in the southeast side of Hanover Pike, North 47 degrees 51 minutes 23 seconds East, 50.50 feet to the above-described place of BEGINNING, CONTAINING .247 acres.

The above description was taken from a survey of the property of Lewis H. Clark and Mary L. Clark dated January 9, 2005 by Dean Russell Hempling, Registered Surveyor. A copy of the survey is attached hereto as Exhibit A.

Being the same real estate which Leo R. Scott and Carrie O. Scott, his wife, by their deed dated January 25, 1969, and recorded in the office of the Recorder of Deeds of Adams County, Pennsylvania, in Deed Book 272 at page 573, sold and conveyed unto Lewis H. Clark and Mary L. Clark, husband and wife, as tenants of an estate by the entirety, which real estate upon the death of Lewis H. Clark on February 8, 2000, became entirely vested in Mary L. Clark, Grantor herein.

TITLE TO SAID PREMISES IS VESTED IN Steven Boggs and Kimberly Boggs, h/w, as tenants of estate by the

entireties, by Deed from David N. Clark and Frederick F. Clark, executors of the Last Will and Testament of Mary L. Clark, deceased, dated 03/29/2006, recorded 03/30/2006, in Deed Book 4361, page 105.

Tax Parcel: (08) L 15-0032

Premises Being: 3011 Hanover Pike, Hanover, PA 17331

SEIZED and taken into execution as the property of **Kimberly Boggs & Steven Boggs** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 8, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/20, 27 & 4/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-1489 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land situate in Germany Township, Adams County, Pennsylvania, bounded and described as follows:

BEGINNING at a point along the northeastern side of Route 97 at corner of land now or formerly of Howard J. Bowman; thence along the northeastern side of Route 97, North 30 degrees 30 minutes West 60 feet to a point; thence by land now or formerly of Clyde M. Bucher, North 62 degrees 15 minutes 30 seconds East 300 feet to a point; thence by land now or formerly of Burnell C.

Brumgard, South 30 degrees 30 minutes East 60 feet to a point; thence by land now or formerly of Howard J. Bowman, South 62 degrees 15 minutes 30 seconds West 300 feet to a point along the northeastern side of Route 97, the place of BEGINNING, CONTAINING 17,979 square feet.

The foregoing description was obtained from a draft of a survey made by Mort, Brown & Associates, dated May 9, 1986.

IT BEING the same premises which Paul G. Brown and Rena Mae Brown, husband and wife, by Deed dated June 13, 1988 and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania in Record Book 491, page 767, granted and conveyed unto Dannette C. Trent, Grantor herein.

TITLE TO SAID PREMISES IS VESTED IN Wayne K. Ridinger and Kathy L. Mills, unmarried, as joint tenants with the right of survivorship, by Deed from Dannette C. Trent, a/k/a, Dannette C. Trent-Decampo, a/k/a, Dannette C. Decampo, unmarried, dated 12/04/2003, recorded 12/08/2003 in Book 3407, Page 322.

Tax Parcel: (15) J 18-43

Premises Being: 6414 Baltimore Pike, Littlestown, PA 17340-9506

SEIZED and taken into execution as the property of **Wayne K. Ridinger & Kathy L. Mills** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 8, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/20, 27 & 4/3

COMMONWEALTH VS. WILLIAMS

1. Historically, claims of ineffectiveness of counsel were required to be raised at the first opportunity following the defendant obtaining new counsel or they were otherwise considered waived. This longstanding rule, however, was overturned by the Supreme Court in *Commonwealth v. Grant*, 813 A.2d 726, 738 (Pa. 2002). In *Grant*, the Supreme Court instructed that claims of ineffectiveness may not properly be raised for the first time on appeal but rather must await collateral review.

2. The determination of whether information should be consolidated for trial is within the sole discretion of the trial court and such discretion should not be disturbed absent a manifest abuse of discretion or prejudice and clear injustice to the defendant.

3. Appellate courts have routinely held that evidence of prior bad acts is admissible for purposes of proving intent.

4. Although it is generally true that evidence of distinct crimes are not admissible against a person being prosecuted for another crime solely to show his bad character or propensity for committing criminal acts, appellate authority recognizes that evidence of other crimes and/or violent acts may be admissible in special circumstances where the evidence is relevant for some other legitimate purpose and not merely to prejudice the defendant by showing him to be a person of bad character.

5. When reviewing a trial court's decision to deny a request for a continuance for purposes of securing additional evidence, it is important to consider the necessity of the evidence to strengthen the defendant's case; the essentiality of the evidence to the defendant's defense; the diligence exercised to procure the evidence at trial; the facts to which the evidence relates; and the likelihood that the evidence could be produced at trial if a continuance were granted.

In the Court of Common Pleas of Adams County, Pennsylvania, Criminal, Nos. CP-01-CR-736-2007 and CP-01-CR-737-2007, COMMONWEALTH OF PENNSYLVANIA VS. CHAD MICHAEL WILLIAMS.

Shane F. Crosby, Esq., Assistant District Attorney, for Commonwealth
Roy A. Keefer, Esq., for Defendant

George, J., May 6, 2008

OPINION PURSUANT TO PA. R.A.P. 1925(A)

The Defendant, Chad Michael Williams ("Williams"), was charged by Criminal Complaint filed on March 26, 2007 with the crimes of simple assault and harassment.¹ The Affidavit of Probable Cause in support of the Complaint alleges that on March 25, 2007 at approximately 10:31 p.m., Williams punched through a glass door at the victim's residence. Thereafter, he allegedly entered the

¹The Complaint alleged a violation of 18 Pa. C.S.A. §2701(a)(1) (relating to simple assault) and 18 Pa. C.S.A. §2709(a)(1) (relating to harassment). This matter is listed at CP-01-CR-736-2007.

residence, threw the victim to the ground, and strangled her.² In addition to the criminal charges being filed against Williams, the victim obtained a Protection from Abuse Order as a result of the incident.³ Following his arrest, Williams was released on bail subject to a bail condition that he have no contact with the victim.

On June 3, 2007, a second Criminal Complaint was filed by the Pennsylvania State Police against Williams. The Complaint originally charged Williams with simple assault and harassment,⁴ however, was later amended to include charges of aggravated assault, burglary, criminal trespass, and stalking.⁵ The Complaint alleged that on June 3, 2007, Williams entered the victim's residence and found her in the company of another man. After argument, Williams grabbed the victim and shoved her to the ground. While on the ground, Williams allegedly punched and kicked the victim over 15 times requiring her to be transported to the Gettysburg Hospital. The victim was identified as the same victim involved in the March 25, 2007 incident. Additionally, the Affidavit of Probable Cause noted that Williams had no right to be on the victim's property as he had been evicted by a Protection from Abuse Order.

All charges from both Complaints were bound through to Court. Over objection of Williams, the matters were consolidated for trial. Trial on the consolidated charges was originally scheduled for the October 1, 2007 trial term, however, was continued to the term beginning November 26, 2007. On that date, jury selection was conducted and a trial date of December 5, 2007 was set. On December 4, 2007, the Court conducted argument on a matter related to the qualifications of a selected juror. At the conclusion of that proceeding, the Commonwealth requested the Court to address one additional issue. The Commonwealth began discussion by indicating that a stipulation had been reached between the parties concerning the admissibility of taped telephone conversations between Williams and the victim

² Apparently, Williams was not charged with burglary as there was some issue as to his right to enter the property since he had previously resided with the victim.

³ The Protection from Abuse Order is docketed in the Adams County Prothonotary's Office at 2007-S-346.

⁴ 18 Pa. C.S.A. §2701(a)(1) (relating to simple assault) and 18 Pa. C.S.A. §2709(a)(1) (relating to harassment).

⁵ 18 Pa. C.S.A. §2702(a)(1) (relating to aggravated assault); 18 Pa. C.S.A. §3502(a) (relating to burglary); 18 Pa. C.S.A. §3503(a)(1)(ii) (relating to criminal trespass); and 18 Pa. C.S.A. §2709.1(1) (relating to stalking).

which were recorded while Williams was incarcerated at the Adams County Prison. The initial issue revolved around how to address the subject of Williams' incarceration with the jury. During discussion, the Court was advised that the District Attorney's Office came into possession of the tapes of that previous Thursday; that approximately 100 hours of tapes existed; that the Assistant District Attorney did not listen to the 100 hours of tapes; that copies of all of the tapes were provided to defense counsel the previous Friday and, at that time, the three tapes which the Commonwealth intended to use at trial were played for defense counsel; that the Commonwealth did not become aware of the existence of any tapes until November 21, 2007; and that on December 3, 2007, copies of the telephone calls which the Commonwealth intended to introduce at trial were provided to defense counsel. At the conclusion of discussion, defense counsel moved for a trial continuance. This Court indicated to counsel that the continuance request was denied at that time, however, if counsel so requested, the issue of a continuance would be revisited the morning of trial after counsel had the opportunity to conduct a cursory review of all telephone conversations. On the morning of trial, trial counsel did not renew his request for a continuance.

At the conclusion of trial, Williams was acquitted of all charges related to CP-01-CR-736-2007. On the charges listed at CP-01-CR-737-2007, the jury found Williams guilty of aggravated assault, criminal trespass, and simple assault, however, not guilty on the charges of burglary and stalking.⁶ Sentencing was scheduled for February 25, 2008. Following sentencing, the only post sentence motion filed by Williams was a Motion for Modification of Sentence which was denied by the Court. Thereafter, Williams obtained different counsel and timely filed a Notice of Appeal to the Superior Court. In his appeal, Williams claims that this Court erred in permitting joinder of the Informations for purposes of trial and in denying his request for continuance on the eve of trial. Additionally, Williams raises trial counsel's ineffectiveness alleging broad claims that trial counsel failed to make timely objections to improper evidence; failed to make appropriate argument to the jury; and failed to properly advise Williams regarding a proposed plea offer by the Commonwealth.

⁶The Court found Williams guilty of the summary offense of harassment.

Initially, I will address Williams' claims of trial counsel's ineffectiveness. Historically, claims of ineffectiveness were required to be raised at the first opportunity following the defendant obtaining new counsel or they were otherwise considered waived. *Commonwealth v. Hubbard*, 372 A.2d 687, 695 (Pa. 1977). This longstanding rule, however, was overturned by the Supreme Court in *Commonwealth v. Grant*, 813 A.2d 726, 738 (Pa. 2002). In *Grant*, the Supreme Court instructed that claims of ineffectiveness may not properly be raised for the first time on appeal but rather must await collateral review. *Id.* A.2d at 738. The Supreme Court reasoned that it would necessarily take time for a petitioner to discover and fully develop claims related to ineffectiveness and consideration of claims of ineffectiveness for the first time on appeal often resulted in an insufficient record precluding adequate appellate review. Although some exceptions have been carved out which are currently inapplicable, for the most part, *Grant* has been regularly followed by the Superior Court. See *Commonwealth v. Watson*, 835 A.2d 786 (Pa. Super. 2003); *Commonwealth v. Rosendary*, 818 A.2d 526, 527 (Pa. Super. 2003); *Commonwealth v. Robinson*, 817 A.2d 1153, 1162-63 (Pa. Super. 2003); *Commonwealth v. Carmichael*, 818 A.2d 508, 509-10 (Pa. Super. 2003); *Commonwealth v. Ruiz*, 819 A.2d 92, 95 (Pa. Super. 2003). Accordingly, Williams' claims of ineffectiveness are properly dismissed without prejudice to Williams to pursue those issues through collateral post conviction proceedings.

In addition to Williams' claims of ineffectiveness, he challenges this Court's consolidation of the separate Criminal Informations for purposes of trial. The issue of trial joinder is governed by Pennsylvania Rule of Criminal Procedure 582 which provides that offenses charged in separate informations may be tried together if the evidence of each of the offenses would be admissible in a separate trial for the other and is capable of separation by the jury so that there is no danger of confusion. Pa. R. Crim. P. 582(a)(1)(a). The determination of whether information should be consolidated for trial is within the sole discretion of the trial court and such discretion should not be disturbed absent a manifest abuse of discretion or prejudice and clear injustice to the defendant. *Commonwealth v. Lark*, 543 A.2d 491, 496 (Pa. 1988). Instantly, consolidation was appropriate and does not constitute an abuse of discretion.

It is beyond question that allegations against Williams related to the March 25, 2007 incident were properly admissible at trial for charges related to the June 3, 2007 incident. The latter charges included a charge of stalking which, by statute, requires the Commonwealth to prove that Williams engaged in a course of conduct or repeatedly committed acts under circumstances demonstrating an intent to place another person in reasonable fear of bodily injury or to cause substantial emotional distress. 18 Pa. C.S.A. §2709.1. Indeed, the Criminal Information in CP-01-CR-737-2007 identified the March 25, 2007 incident as part of a course of conduct undertaken by Williams.

Evidence of the March 25, 2007 incident not only was properly admissible as evidence in support of a necessary element of the crime of stalking, but also as evidence of Williams' intent on each of the charges pending against him. Appellate courts have routinely held that evidence of prior bad acts is admissible for purposes of proving intent. *Commonwealth v. Jackson*, 900 A.2d 936, 940 (Pa.Super. 2006). In fact, the Pennsylvania Superior Court has previously held that the introduction of evidence of prior violent and harassing behavior against the same victim was properly admissible and relevant at a subsequent trial for terroristic threats and stalking in order to establish the defendant's intent. *Commonwealth v. Urrutia*, 653 A.2d 706, 709 (Pa.Super. 1995).

Similarly, Williams' assaultive behavior of June 3, 2007 would be properly admissible at a separate trial for the charges stemming from the March 25, 2007 incident. Although it is generally true that evidence of distinct crimes are not admissible against a person being prosecuted for another crime solely to show his bad character or propensity for committing criminal acts, *Commonwealth v. Banks*, 521 A.2d 1, 17 (Pa. 1987), appellate authority recognizes that evidence of other crimes and/or violent acts may be admissible in special circumstances where the evidence is relevant for some other legitimate purpose and not merely to prejudice the defendant by showing him to be a person of bad character. *Commonwealth v. Claypool*, 495 A.2d 176, 178-79 (Pa. 1985). As previously mentioned, included among those special circumstances is evidence introduced to prove intent, *Id.* A.2d at 179, or where such evidence is part of a chain or sequence of events which become part of the history of the case and form part of the natural development of facts.

Commonwealth v. Lark, 543 A.2d 491, 497-98 (Pa. 1988). As with the charges stemming from the June 3, 2007 incident, the charges relating to the March 3, 2007 incident include Williams' intent as a critical consideration. Evidence of two separate assaults over a relatively short period of time is clearly a relevant consideration in assessing intent.

Importantly, there is no indication of prejudice to Williams resulting from consolidation of his charges. In speaking to the issue of prejudice, the Supreme Court noted:

The "prejudice" of which Rule [582] speaks is not simply prejudice in the sense that appellant will be linked to the crimes for which he is being prosecuted, for that sort of prejudice is ostensibly the purpose of all Commonwealth evidence. The "prejudice" of which Rule [582] speaks is, rather, that which would occur if the evidence tended to convict appellant only by showing his propensity to commit crimes, or because the jury was incapable of separating the evidence or could not avoid accumulating the evidence.

Commonwealth v. Newman, 598 A.2d 275, 279 (Pa. 1991).

Vindication of this Court's conclusion that the evidence of the distinct offenses was capable of separation by the jury is found in the verdicts entered by the jury. Clearly, there was no confusion on the part of the jury in separating the evidence nor can one credibly argue that the jury convicted Williams based upon a finding of a propensity to commit crimes. Rather, the verdict's indication that the jury carefully separated the separate incidents and criminal charges in acquitting Williams on charges related to the March 25, 2007 incident as well as on several of the charges related to the June 3, 2007 incident. The jury clearly distinguished the charges on the basis of time, space, and evidence. Absent a finding of a danger of prejudice outweighing the value of consolidation of the offenses at trial, there can be no showing of an abuse of discretion by this Court.

The final issue raised by Williams suggests that this Court erred in refusing his request for continuance on the eve of trial. Although not clearly stated at the time the request was made, presumably Williams asked for the continuance in order to permit him the opportunity to explore exculpatory evidence in the nature of the telephone recordings.

In considering a request for a continuance, the court must have regard for the orderly administration of justice, as well as the right of the defendant to have adequate time to prepare a defense. *Commonwealth v. Wesley*, 753 A.2d 204, 215 (Pa. 2000). When reviewing a trial court's decision to deny a request for a continuance for purposes of securing additional evidence, it is important to consider the necessity of the evidence to strengthen the defendant's case; the essentiality of the evidence to the defendant's defense; the diligence exercised to procure the evidence at trial; the facts to which the evidence relates; and the likelihood that the evidence could be produced at trial if a continuance were granted. *Commonwealth v. Small*, 741 A.2d 666, 682 (Pa. 1999).

Instantly, the Court cannot be found to have abused its discretion in denying the continuance request when there was no showing by Williams as to the need, importance, or nature of the evidence. Rather, Williams' request for continuance amounted to nothing more than a request for the opportunity to conduct further investigation in the hope that exculpatory evidence would somehow be discovered. Ultimately, this Court determined that Williams had sufficient opportunity to prepare his defense and that the orderly administration of justice required trial to proceed as scheduled.⁷ Charges were filed against Williams in March and June of 2007. Trial had previously been continued from the original trial date. Over seven months has transpired from the filing of the original charges during which Williams had more than adequate opportunity to develop his defense. The recorded telephone conversations were no surprise to Williams as he was a party to those conversations and was well aware of their content. Moreover, Williams was advised prior to each telephone call that the contents of the telephone call were subject to being recorded. Williams cannot credibly suggest that the Commonwealth's nondisclosure of the substance of the telephone calls constituted a *Brady* violation as Williams clearly had equal access to the information or knew or could have uncovered such evidence with reasonable diligence. *Commonwealth v. Paddy*, 800 A.2d

⁷During discussion of Williams' request, the Commonwealth repeatedly suggested that Williams was using trial delay as a further opportunity to intimidate witnesses. They referenced one of the recorded telephone calls wherein Williams asks the victim to pass a message on to a witness that if the witness testifies, Williams will find him when he gets out.

294, 305 (Pa. 2002). Moreover, there is absolutely no showing by Williams that delay of trial would have produced any evidence favorable to him. His current appeal is nothing more than a claim that he should have received a continuance because he wanted one. Finding denial of such a request to be an abuse of discretion will wreak havoc on the orderly administration of justice.

Finally, it is important to note that although Williams' initial request was denied, he was permitted further opportunity to develop the need for more time to prepare and, if such a need was present, to renew his request to the Court prior to trial. Nevertheless, he did not avail himself of this opportunity.

For the foregoing reasons, it is respectfully requested that judgment of sentence be affirmed.

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-1699 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that tract of land, as improved, situate in Conewago Township, Adams County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING for a point on the Northern side of Third Street and the Northern sidewalk line of Lot No. 1; thence along and with said sidewalk line, South eighty-eight (88) degrees fifteen (15) minutes West, fourteen and five hundredths (14.05) feet to a point at lands now or formerly of Charles R. Thomas; thence along and with said last mentioned lands, North three (3) degrees twenty-five (25) minutes West, one hundred fifty-six and ninety-six hundredths (156.96) feet to a point on the Southern side of Benn Avenue; thence along the Southern side of said Benn Avenue, North eighty-six (86) degrees ten (10) minutes East, fifteen (15) feet to a point at Lot No. 2, thence along said Lot No. 2, and South three (3) degrees fifty (50) minutes East, ninety-eight and two tenths (98.2) feet to a point; thence continuing along lands of the same and through the center of an aluminum sided duplex, South two (2) degrees fifteen (15) minutes East, fifty-nine and twenty-five hundredths (59.25) feet to the point and place of BEGINNING, CONTAINING 2,399 square feet and known as LOT NO. 1 on a Subdivision Plan prepared by Mort, Brown and Associates, bearing date of January 8, 1985.

TAX PARCEL : (08) 8-178-A

Property Address: 607-1/2 Third Street, Hanover, PA 17331

SEIZED and taken into execution as the property of **Andrea R. Sullivan** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 8, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/20, 27 & 4/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-1513 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot or piece of ground hereditaments and appurtenances, situate in the Township of Berwick, County of Adams and Commonwealth of Pennsylvania; described according to a Plan of Summit Ridge recorded in Plan Book 83, Page 2.

BEING Lot #16 Summit Ridge, Phase II.

BEING Known As 120 Fawn Hill Road, Hanover, PA 17331

BEING THE SAME PREMISES which NVR, Inc., a Virginia Corporation trading as Ryan Homes, by Indenture dated July 29, 2005 and recorded September 29, 2005 in the Office of the Recorder of Deeds in and for Adams County in Deed Book 4144, Page 267, granted and conveyed unto John J. Parichuk and Jenna Parichuk, husband and wife.

Parcel No. (04) L 11-0260

SEIZED and taken into execution as the property of **John J. Parichuk & Jenna Parichuk** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 8, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

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3/20, 27 & 4/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-393 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

BEING a lot along Cardinal Ridge, also known as Lot 13 on a plan for Cardinal Ridge, Plan Book 80, Page 63, situate in Bonneville Borough, Adams County, Pennsylvania.

The improvements thereon being commonly known as 50 Red Bird Lane, Gettysburg, Pennsylvania 17325.

BEING the same lot or parcel of ground which by deed dated September 20, 2004 and recorded among the land records of Adams County in Book 3725 Page 317, was granted and conveyed by Appler Properties, LLP, unto John H. Moorefield and Lisa M. Moorefield, his wife.

Parcel Identification No.: (06) 002-0015

TITLE TO SAID PREMISES IS VESTED IN John H. Moorefield, by Deed from John H. Moorefield and Lisa M. Moorefield, his wife, dated 10/24/2005, recorded 11/14/2005, in Deed Book 4205, page 205.

Premises Being: 50 Red Bird Lane, Gettysburg, PA 17325

SEIZED and taken into execution as the property of **John H. Moorefield** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 8, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/20, 27 & 4/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-1321 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of land situate, lying and being in Union Township, Adams County, Pennsylvania, bounded and described as follows, to wit:

BEGINNING for a point on the Westerly side of a public highway known and identified as Pennsylvania Legislative Route No. 01070, said point being thirty (30) feet West of the center of said public highway at Lot No. 3, Section 1, of Tanglewood Heights; thence along the Westerly side of the aforementioned Pennsylvania Legislative Route No. 01070 South twenty-eight (28) degrees fifty-seven (57) minutes twenty-seven (27) seconds East, one hundred (100) feet to a point at Lot No. 5, Section 1 of Tanglewood Heights; thence along said lot South sixty-one (61) degrees two (2) minutes thirty-three (33) seconds West, two hundred (200) feet to a point at other lands now or formerly of Tanglewood Heights, Inc.; thence along said lands North twenty-eight (28) degrees fifty-seven (57) minutes twenty-seven (27) seconds West, one hundred (100) feet to a point at Lot No. 3, Section 1 of Tanglewood Heights; thence along said Lot No. 3 North sixty-one (61) degrees two (2) minutes thirty-three (33) seconds East, two hundred (200) feet to a point on the Westerly side of the aforementioned Pennsylvania Legislative Route No. 01070, said point being thirty (30) feet from the center of said public highway, the place of BEGINNING. CONTAINING 20,000 square feet. Said tract of land being identified as Lot No. 4, Section 1 of Tanglewood Heights, the place of Section 1 of Tanglewood Heights being recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, in Plat Book 1, Page 8.

The improvements thereon being commonly known as 1047 Pine Grove Road, Hanover, PA 17331.

BEING the same lot or parcel of ground which by Deed dated April 30, 1999 and recorded among the Land Records of Adams County, State of Pennsylvania, in Book 1827, page 0067, was granted and conveyed by Frank J. Scheer and Sandra E. Scheer, H/W, unto Lester S. Eline, Jr. and Stephanie R. Eline, as Tenants by the Entirety.

Tax Parcel # (41) K-18-52

Property Address: 1047 Pine Grove Road, Hanover, PA 17331

SEIZED and taken into execution as the property of **Stephanie R. Eline & Lester S. Eline, Jr.** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 8, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/20, 27 & 4/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-1236 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain piece, parcel, or tract of land, situate, lying and being in Germany Township, Adams County, Pennsylvania, more particularly bounded, limited and described as follows, to wit:

BEGINNING at a point on the right-of-way line of Lucas Drive, a fifty (50) feet wide right-of-way, at corner of Lot No. 29 on the subdivision plan hereinafter referred to; thence along the right-of-way line of Lucas Drive, South twenty-three (23) degrees five (05) minutes fifty-six (56) seconds East, one hundred seventy and zero hundredths (170.00) feet to a point at corner of Lot No. 27 on the subdivision plan hereinafter referred to; thence along Lot No. 27 the following two (2) courses and distances: [1] South sixty-six (66) degrees fifty-four (54) minutes four (04) seconds West, two hundred seventy-five and zero hundredths (275.00) feet to a point; and [2] North twenty-three (23) degrees five (05) minutes fifty-six (56) seconds West, one hundred seventy and zero hundredths (170.00) feet to a point at corner of Lot No. 29, aforesaid; thence along Lot No. 29, North sixty-six (66) degrees fifty-four (54) minutes four (04) seconds East, two hundred seventy-five and zero hundredths (275.00) feet to a point on the right-of-way line of Lucas

Drive, the point and place of BEGINNING, CONTAINING 1.0732 Acres and designated as Lot No. 28 on the Final Subdivision Plan of Rosewood, Phase 111, prepared by Worley Surveying, dated May 26, 2005, last revised October 20, 2005, and recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania, in Record Book 4326, page 252, being also designated as Plat Book 90, page 34.

IT BEING part of the premises which Anthony M. Staub and Christopher A. Smith, copartners, t/a C. A. Smith Construction, by deed dated March 6, 2006, and recorded March 14, 2006, in the Office of the Recorder of Deeds of Adams County, Pennsylvania, in Record Book 4343, page 35, granted and conveyed to Royal Bldg., Inc., Grantor herein.

UNDER AND SUBJECT, NEVERTHELESS, to any restrictions, easements, building setback lines, notes, covenants and conditions as may be shown on subdivision plan recorded in Adams County Record Book 4326, page 252, being also designated as Plat Book 90, page 34, aforesaid.

TITLE TO SAID PREMISES IS VESTED IN Bradley E. Sims and Lauren E. Tice and Leslie Howard Sims, Jr., as joint tenants with right of survivorship, not as tenants in common, by Deed from Royal Bldg., Inc., a Pa Corporation, dated 12/03/2007, recorded 01/22/2008 in Book 5091, Page 143.

Tax Parcel: (15) J18-0177

Premises Being: 100 Lucas Drive, Littlestown, PA 17340-9532

SEIZED and taken into execution as the property of **Leslie Howard Sims, Jr. & Lauren E. Tice & Bradley E. Sims** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 8, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/20, 27 & 4/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-1524 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that lot of ground situate along the public road leading from the Hanover-Carlisle State Highway to the Hanover-Abbottstown State Highway, in Berwick Township, Adams County, PA, which is bounded and described as follows:

BEGINNING at an iron pin on the North side of the public road aforesaid at land now or formerly of Merle C. Brailer; thence by said lands North 28 degrees 15 minutes West 120 feet to an iron pin at other land now or formerly of C.H. Bittinger; thence by the same North 62 degrees East 35.5 feet to an iron pin at lands now or formerly of the Evangelical Church; thence by the same South 31 degrees 30 minutes East 120 feet to an iron pin at the public road aforesaid; thence by the same South 62 degrees West 42 feet to an iron pin, the place of BEGINNING.

HAVING erected thereon a dwelling known as 342 Green Springs Road, Hanover, PA 17331.

TAX PARCEL # (04) L12- 53

BEING the same premises which William R. Upole, by Deed dated 06/28/2006 and recorded 07/13/2006 in the Recorders Office, Adams County, Pennsylvania, Deed Book Volume 4490, page 153, granted and conveyed unto Nicholas Derita, Sr. and Nicholas Derita, Jr., as tenants by the entirety.

SEIZED and taken into execution as the property of **Nicholas Derita, Sr. & Nicholas Derita, Jr.** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 15, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/27, 4/3 & 9

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-874 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 17th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL THAT CERTAIN lot or piece of ground situate in the County of Adams, Commonwealth of Pennsylvania.

ALL those two (2) tracts of real estate lying and being situate in Carroll Valley Borough, County of Adams, Commonwealth of Pennsylvania, being known as LOT NOS. 40 and 42 in Section IV, bounded and described as follows:

Tract No. 1 - Lot No. 1W 40:

BEGINNING at a point in the center of Jack's Mountain Road at Lot No. 42; thence by said lot South 46 degrees 6 minutes East 283.38 feet to a point at the center of Diane Trail; thence in said Diane Trail South 43 degrees 54 minutes West 100 feet Lot No. 38; thence by said lot North 46 degrees 6 minutes West 283.66 feet to a point in the center of said Jack's Mountain Road; thence in said Jack's Mountain Road North 41 degrees 42 minutes seconds East 22.3 feet to a point; thence continuing in said Jack's Mountain Road North 44 degrees 44 minutes East 77.73 feet to the place of BEGINNING.

Tract No. 2 - Lot No. 1W 42:

BEGINNING at a point in the center of Jack's Mountain Road at Lot No. 44; thence by said lot South 46 degrees 6 minutes East 278.61 feet to a point in the center of Diane Trail; thence in said Diane Trail South 43 degrees 54 minutes West 100 feet to Lot No. 40; thence by said Lot North 46 degrees 6 minutes West 283.38 feet to a point in the center of said Jack's Mountain Road; thence in said Jack's Mountain Road North 44 degrees 44 minutes East 60.41 feet to a point; thence continuing in said Jack's Mountain Road North 49 degrees 30 minutes 20 seconds East 39.79 feet to the place of BEGINNING.

The above description were taken from a plan of lots labeled "Section 1W, Charnita", dated September 19, 1969, prepared by Gordon L. Brown, R.S., recorded in Adams County Plat Book No. 1 at page 58.

TAX PARCEL # : (43) 21 - 4

Property Address: 26 Diana Trail, Fairfield, PA 17320

SEIZED and taken into execution as the property of **Kimberly Reed & Michael Reed** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 8, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/20, 27 & 4/3

NOTICE BY THE ADAMS COUNTY
CLERK OF COURTS

NOTICE IS HEREBY GIVEN to all heirs, legatees and other persons concerned that the following accounts with statements of proposed distribution filed therewith have been filed in the Office of the Adams County Clerk of Courts and will be presented to the Court of Common Pleas of Adams County—Orphan's Court, Gettysburg, Pennsylvania, for confirmation of accounts entering decrees of distribution on Monday, April 6, 2009 at 9:00 a.m.

GREEN—Orphan's Court Action Number – OC-15-2009. The First and Final Account of Kathy Ann Tsatiria & Amanda S. Wicker, Accountants of the Estate of Michael L. Green, late of Tyrone Township, Adams County, Pennsylvania, deceased.

ROHRBAUGH—Orphan's Court Action Number – OC-22-2009. The First and Final Account of Sandra L. Warner & Gerald M. Warner, Accountants of the Estate of Lorraine M. Rohrbaugh a/k/a Lorraine M. Rohrbaugh, late of the Conewago Township, Adams County, Pennsylvania, deceased.

Kelly A. Lawver
Clerk of Courts

3/27 & 4/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-1617 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL those two tracts of land situate, lying and being in the Borough of Biglerville, Adams County, Pennsylvania, being more particularly bounded and described as follows:

TRACT NO. 1: BEGINNING at a nail set on the curb line of East York Street at corner of Lot No. 3 on the hereinafter referred to draft of survey, said point of beginning being South 87 degrees 30 minutes 00 seconds West, 62.81 feet from the corner of lands now or formerly of Christopher A. Edwards; thence along the curb line of East York Street, South 87 degrees 30 minutes 00 seconds West, 52.68 feet to a chisel mark set on the curb line at corner of Lot No. 1 on the hereinafter referred to draft of survey; thence by said Lot No. 1, North 02 degrees 41 minutes 12 seconds West, 165.60 feet to an iron pipe set on the Southern edge of an alley; thence along the Southern edge of said alley, North 87 degrees 54 minutes 20 seconds East, 9.00 feet to an existing iron pipe; thence continuing along same, North 88 degrees 02 minutes 33 seconds East, 47.30 feet to a railroad spike set at corner of Lot No. 3, aforesaid; thence along said Lot No. 3, South 01 degree 25 minutes 55 seconds East, 165.12 feet to a nail set on the curb line of East York Street, the point and place of beginning. CONTAINING 9,010 square feet, more or less.

The above description was taken from a draft of survey prepared by Boyer Surveys dated March 28, 1983, and recorded in Adams County Plat Book 38 at page 28, designating the above as Lot No. 2.

TRACT NO. 2: BEGINNING at an existing nail on the curb line of East York Street at corner of land now or formerly of Ronald L. Fox; thence by said Fox lands, North 02 degrees 41 minutes 15 seconds West, 165.98 feet to an existing steel pin on the Southern edge of an alley; thence along the Southern edge of said alley, North 87 degrees 54 minutes 20 seconds East, 54.00 feet to an iron pipe set at corner of Lot No. 2, South 02 degrees 41 minutes 12 seconds East, 165.60 feet to a chisel mark set on the curb line of East York Street; thence along the curb line of East York Street, South 87 degrees 30 minutes 00 seconds West, 54.00 feet to an existing nail on the curb line, the point and place of

BEGINNING. CONTAINING 8,953 square feet, more or less.

The above description was taken from a draft of survey prepared by Boyer Surveys dated March 28, 1983, and recorded in Adams County Plat Book 38 at page 28, designating the above as Lot No. 1.

BEING the same premises which Nelson H. Leiphart, Sr. and Laura M. Leiphart, by Deed dated April 10, 2008 and recorded in the Recorder of Deeds of Adams County on April 11, 2008, granted and conveyed unto James P. Decker.

Property Parcel # (05) 004-0011

Property Being: 88 E. York St., Biglerville, PA 17307

GRENE & BIRSIC, P.C.
Kristine M. Anthow, Esquire
Attorney for Plaintiff
One Gateway Center, Ninth Floor
Pittsburgh, PA 15222
(412) 281-7650

SEIZED and taken into execution as the property of **James P. Decker** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 15, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/27, 4/3 & 9

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 06-S-89 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of land situate in Huntington Township, Adams County, Pennsylvania, more specifically described as follows:

BEGINNING at a point marked by an iron pin at the northwest corner of Lot No. 3 of the hereinafter recited subdivision plan; thence South 89 degrees 46 minutes 50 seconds East, along Lot No.

6 of the same subdivision, a distance of 378.71 feet to a point marked by an iron pin; thence South 6 degrees 14 minutes 17 seconds East, along Lot No. 2 of the same subdivision, a distance of 417.74 feet to a point marked by a P.K. nail in Township Road 810; thence along Township Road 810, South 83 degrees 45 minutes 43 seconds West, a distance of 369.70 feet to a point marked by a P.K. nail in Township Road 810; thence along lands now or formerly of Ronald Cheeks, North 7 degrees 3 minutes 32 seconds West, a distance of 460.38 feet, to the place of BEGINNING.

SUBJECT to a right of way agreement dated October 13, 1987 and recorded November 6, 1987 in and for Adams County in Book 472, Page 847.

SUBJECT to a right of way agreement dated November 16, 1988 and recorded December 30, 1988 in and for Adams County in Book 511, Page 204

SUBJECT to the following use restrictions which shall be enforceable in either law or equity as appropriate

1. NO mobile homes
2. NO junked or unlicensed vehicles unless garaged.
3. NO dumping or open stock-piling of materials, firewood excepted.

BEING KNOWN AS: 398 Rolling Road (Huntington Township), York Springs, PA 17372

PROPERTY ID NO.: (22) H5-14H

TITLE TO SAID PREMISES IS VESTED IN Michael Gingrich and Judie Gingrich, husband and wife by deed from Michael Gingrich dated 12/23/04 recorded 1/3/05 in Deed Book 3825 Page 297.

SEIZED and taken into execution as the property of **Michael A. Gingrich & Judie Gingrich** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 15, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/27, 4/3 & 9

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 08-S-1796 issued out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that the following described tract of land situate, lying and being in Reading Township, Adams County, Pennsylvania, bounded and limited as follows, to wit:

BEGINNING at a railroad spike (set) in Old Log House Lane (T-620), an existing 50' wide right of way, thence leaving said Old Log House Lane (T-620) North sixteen (16) degrees thirty-two (32) minutes fifty-one (51) seconds East, One thousand three hundred eighty-six and twenty-four hundredths (1,386.24) feet to a steel pin set at Lot No. 1 as shown on the hereinafter referred to Final Plan; thence along and with said Lot No. 1, and other lands now or formerly of Jack W. Anderson and Barbara E. Anderson, South forty-eight (48) degrees twenty-nine (29) minutes twenty (20) seconds East, one thousand five hundred seven and sixty-three hundredths (1,507.63) feet to a point at lands now or formerly of Harry W. Fletcher; thence continuing along lands of the same, South forty-eight (48) degrees twenty-nine (29) minutes twenty (20) seconds East, one thousand five hundred seven and sixty-three hundredths (1,507.63) feet to a point at lands now or formerly of Harry W. Fletcher, thence continuing along lands of the same, South twenty-one (21) degrees eleven (11) minutes thirty-one (31) seconds West, four hundred thirteen and seventy-two hundredths (413.72) feet to a point at Lot No. 20, as shown on the hereinafter referred to Final Plan; thence along and with said Lot No. 20, North fifty-eight (58) degrees zero (00) minutes forty-five (45) seconds West, eight hundred one and thirty-two hundredths (801.32) feet to a steel pin (set); thence continuing along said Lot No. 20, the following four (4) courses and distances: (1) South fifty-seven (57) degrees eleven (11) minutes forty-three (43) seconds West, two hundred twenty-seven and eighty-seven hundredths (227.87) feet to a steel pin (set); (2) South fifty-two (52) degrees thirty-six (36) minutes thirty-four (34) seconds West, one hundred twelve and twenty-seven (27) hundredths (112.27) feet to a steel pin (set); (3) South forty-four (44) degrees forty-two (42) minutes fourteen (14) seconds West, one hundred ninety-eight and forty-two hundredths (198.42) feet to a steel pin (set); (4) South thirty-six (36) degrees forty-seven (47)

minutes fifteen (15) seconds West, one hundred sixty-five and ninety-eight hundredths (165.98) feet to a point on Old Log House Lane (T-620); thence continuing in and through said Old Log House Lane, North sixty (60) degrees fifty-five (55) minutes thirty-one (31) seconds West, two hundred and seven hundredths (200.07) feet to a railroad spike (set) in Old Log House Lane (T-620), the point and place of BEGINNING.

CONTAINING 22.7527 acres and known as Lot No. 19 on a Final Plan prepared for Jack W. Anderson and Barbara E. Anderson by Worley Surveying bearing date of April 25, 1995, revised June 1, June 9, and June 20, 1995 and recorded in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania on June 29, 1995 in Plat Book 67, Page 45.

UNDER AND SUBJECT, NEVERTHELESS, to the Declaration of Restrictions and Covenants recorded July 17, 1995 in the Office of the Recorder of Deeds in and for Adams County, Pennsylvania, in Record Book 1054, Page 234.

SUBJECT ALSO, to any notes, restrictions, covenants and conditions set forth in Plan Book 67, Page 45.

BEING known as Parcel Identification Number (36) K6-56.

BEING the same premises which Henry J. Lesinski and Elizabeth D. Lesinski, husband and wife, by deed dated February 24, 1999 and recorded March 11, 1999 in Adams County in Deed Book 1784, Page 0087, granted and conveyed unto David A. Munson and Virginia L. Munson, husband and wife.

Property address being: 102 Old Log House Lane, East Berlin, PA 17316

SEIZED and taken into execution as the property of **Joanne Seeley & United States Government** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the Sheriff in his office on May 15, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/27, 4/3 & 9

IN THE COURT
OF COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA
ORPHANS' COURT NOTICE
No. RT-2-09(A)

To: ANDREW K. BRIGGEMAN, SR.

You are hereby notified that a Petition for Involuntary Termination of Parental Rights to Child has been filed in the Orphans' Court Division of the Court of Common Pleas of Adams County, Pennsylvania. A hearing has been set for April 23, 2009 at 1:00 p.m., prevailing time, at the Adams County Courthouse, 111-117 Baltimore St., Gettysburg, Adams County, Pennsylvania, for the purpose of determining whether or not statutory grounds exist for the involuntary termination of your parental rights with respect to your child.

You should contact 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.

Court Administrator
Adams County Courthouse
111-117 Baltimore Street
Gettysburg, PA 17325
Telephone number: 717-337-9846

Chester G. Schultz, Attorney at Law
145 Baltimore Street
Gettysburg, PA 17325

3/27, 4/3 & 9

INCORPORATION NOTICE

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed on March 11, 2009, with the Department of State of the Commonwealth of Pennsylvania, for the purposes of obtaining a Certificate of Incorporation of a proposed (non-profit) business corporation to be organized under the provisions of the Pennsylvania Corporation Law of 1988, approved December 21, 1988, P.L. 1444, No. 177, as amended.

The name of the corporation is THE AMANDA LANE CONDOMINIUM, INC., with its principal office or place of business at 12 Amanda Lane, Biglerville, PA 17307. The names and addresses of all persons or entities owning or interested in said business are: Brian Miller, 12 Amanda Lane, Biglerville, PA 17307.

John J. Murphy III, Esq.
Patrono & Associates, LLC

4/3

SHERIFF'S SALE

IN PURSUANCE of a Writ of Execution, Judgment No. 07-S-705 issuing out of Court of Common Pleas Adams County, and to me directed, will be exposed to Public Sale on Friday, the 24th day of April, 2009, at 10:00 o'clock in the forenoon at the Sheriff's Office located in the Courthouse, Borough of Gettysburg, Adams County, PA, the following Real Estate, viz.:

ALL that certain tract of land situated, lying and being in Cumberland Township, Adams County, Pennsylvania, being known as Unit No. 26 in Roselawn, a Planned Community, more particularly bounded and described in the As Built House Location Plan dated April 22, 2004 and recorded 3.24.2005 in the Office of the Recorder of Deeds for Adams County, Pennsylvania in Miscellaneous Drawer, Record Book 5907 at Page 126 and the Declaration Plan relating to Roselawn, a Planned Residential Community, recorded on June 18, 2002 in the office of the Recorder of Deeds for Adams County, Pennsylvania, in Record Book 2702 at Page 326, and the Declaration Plat recorded in the aforementioned Declaration Plan as Exhibit "D" and recorded in the Office of the Recorder of Deeds for Adams County, Pennsylvania in the Miscellaneous Drawer as set forth in Plan Book 76 at Page 51 which unit includes an undivided interest in the Common Expenses as defined and provided for in said Declaration all as amended which the first amendment is recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 2949 at Page 29 and the second amendment is recorded in the Office of the Recorder of Deeds of Adams County, Pennsylvania in Record Book 3459 at Page 231. Together with the right to use and enjoyment of the Common Elements as defined and provided for in said Declaration. Subject nevertheless to conditions and covenants contained in the said Declaration and Exhibits thereto as well as the Bylaws for the Roselawn Homeowners Association, Inc. recorded June 18, 2002 in the Office of the Recorder of Deeds for Adams County, Pennsylvania in Record Book 2703 at Page 1.

TAX PARCEL #: (09) F 12-0255

Property Address: 41 Delawares Ridge, Gettysburg, PA 17325

SEIZED and taken into execution as the property of **Michael K. Lenhart & Patricia A. Lenhart** and to be sold by me.

James W. Muller-Sheriff
Sheriff's Office, Gettysburg, PA

TO ALL PARTIES IN INTEREST AND CLAIMANTS: You are notified that a schedule of distribution will be filed by the

Sheriff in his office on May 15, 2009, and distribution will be made in accordance with said schedule, unless exceptions are filed thereto within 20 days after the filing thereof. Purchaser must settle for property on or before filing date.

ALL claims to property must be filed with Sheriff before sale.

As soon as the property is declared sold to the highest bidder 20% of the purchase price or all of the cost, whichever may be the higher, shall be paid forthwith to the Sheriff.

3/27, 4/3 & 9

TRUST ESTATE NOTICE

Betty J. Martin died on November 20, 2008, a resident of Germany Township, Adams County, Pennsylvania. During her lifetime she created a revocable trust for her benefit. All persons indebted to her or the trust are requested to make payment, and those having claims against her or the trust are requested to present the same, without delay, to: David S. Martin, Trustee, 159 Kingsdale Road, Littlestown, PA 17340.

Or to:
Robert L. McQuaide, Esq.
Suite 204
18 Carlisle Street
Gettysburg, PA 17325

4/3, 9 & 17

IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL ACTION—LAW
NO. 06-S-1041
PROTECTION FROM ABUSE

TERENCE L. BOWSER, Plaintiff

vs.

JUSTIN LYNN BOWSER, Defendant

ORDER OF COURT

AND NOW, this 4th day of March, 2009, it is hereby Ordered that hearing on the Motion for Destruction of Firearms shall be held on May 4, 2009 at 9:00 a.m. in Courtroom No. 2 of the Adams County Courthouse.

It appearing that the Petitioner has made a good faith effort to locate and serve the Defendant in regular course, it is further Ordered and Decreed that service of the Motion, as well as this scheduling Order, may be made on the Defendant by publication pursuant to the Rules of Civil Procedure.

BY THE COURT:
Michael A. George
Judge

Bernard A. Yannetti, Jr., Esq.

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IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL ACTION—LAW
NO. 06-S-1041
PROTECTION FROM ABUSE

TERENCE L. BOWSER, Plaintiff

vs.

JUSTIN LYNN BOWSER, Defendant

MOTION FOR DESTRUCTION
OF PROPERTY

AND NOW, this 11th day of July, 2008 comes Bernard A. Yannetti, Jr., Esquire, Solicitor for the Sheriff's Office of Adams County, Pennsylvania, who files on behalf of the Sheriff's Office of Adams County this Motion for Destruction of Property in the above-captioned case. In support of this motion, the following is averred:

1. Pursuant to a Temporary Order of Court dated September 11, 2006, a copy of which is marked Exhibit "A", attached hereto and made part hereof, the following weapon(s) were confiscated from the Defendant:

- a. Smith & Wesson semi-automatic 9mm pistol, Model SW9VE (serial number PBZ5315);
- b. 9 mm 15 round magazine
- c. nylon holster
- d. 1 15 round clip, 9mm
- e. 95 count assorted 9 mm round

2. The Final Order of Court, dated November 8, 2006, expired on September 20, 2007, a copy of which is attached hereto, made part hereof and marked Exhibit B.

3. On November 28, 2007, correspondence was sent to the Defendant via certified mail by the Sheriff's Office of Adams County, notifying the Defendant he may petition the Court to have the above-referenced weapons returned to him. Said correspondence was delivered on December 10, 2007. A copy of the correspondence and the signed return card are attached hereto, made part hereof and marked Exhibit C.

4. The Defendant has not contacted the Sheriff's Office nor filed a petition with the Court to have his weapons returned.

WHEREFORE, based upon all the foregoing reasons, the undersigned requests a destruction order for the weapons listed hereinabove.

Bernard A. Yannetti, Jr., Esq.
I.D.# 58137
126 Baltimore Street
Gettysburg, PA 17325
Telephone: 717-334-3105
Facsimile: 717-334-5866

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ESTATE NOTICES

NOTICE IS HEREBY GIVEN that in the estates of the decedents set forth below the Register of Wills has granted letters, testamentary or of administration, to the persons named. All persons having claims or demands against said estates are requested to make known the same, and all persons indebted to said estates are requested to make payment without delay to the executors or administrators or their attorneys named below.

FIRST PUBLICATION**ESTATE OF ROBERT WILLIAM KAHLER, DEC'D**

Late of Germany Township, Adams County, Pennsylvania

Executrix: Janet Dell, 50 W. Summit Dr., Littlestown, PA 17340

ESTATE OF ALAN RICHARD KEMP-TON, DEC'D

Late of the Borough of Bonneauville, Adams County, Pennsylvania

Administrator: Pamela Anne Kempton, 7915 Thrush Meadow Place, Severn, MD 21144

Attorney: Puhl, Eastman & Thrasher, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF GRACE A. RIDER, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania

Executor: Jon P. Priest, 285 Cavalry Field Rd., Gettysburg, PA 17325

Attorney: Phillips & Phillips, 101 W. Middle St., Gettysburg, PA 17325

SECOND PUBLICATION**ESTATE OF DOROTHY M. CARDINALE, DEC'D**

Late of Latimore Township, Adams County, Pennsylvania

Executrices: Charlotte E. Calcara, 1909 W. Market Street, York, PA 17404; Holly E. Garner, 381 Rohlers Church Road, Dover, PA 17315

Attorney: Puhl, Eastman & Thrasher, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF EVA BELLE GROFT, DEC'D

Late of the Borough of Littlestown, Adams County, Pennsylvania

Executrix: Pamela M. Brazeal, 598 York St., Hanover, PA 17331

Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York Street, Hanover, PA 17331

ESTATE OF GLORIA A. SALISBURY, DEC'D

Late of the Borough of Abbottstown, Adams County, Pennsylvania

Executors: William C. Salisbury, 14 East High St., 2nd Fl., New Oxford, PA 17350; Cerenna K. Martin, 147 Sunrise Dr., Abbottstown, PA 17301; Randy L. Salisbury, 333 North Biesecker Rd., Thomasville, PA 17364

Attorney: Matthew L. Guthrie, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York Street, Hanover, PA 17331

ESTATE OF JOYCE R. STEVENS, DEC'D

Late of Latimore Township, Adams County, Pennsylvania

Executor: Robert A. Stevens, 93 Ironstone Road, York Springs, PA 17372

THIRD PUBLICATION**ESTATE OF RUTH E. CLUCK, DEC'D**

Late of Cumberland Township, Adams County, Pennsylvania

Administrators: Susan A. Dillman and Jennifer L. Wolf, 53 Meadow Lane, Gettysburg, PA 17325

Attorney: Teeter, Teeter & Teeter, 108 W. Middle St., Gettysburg, PA 17325

ESTATE OF DOLLY MARGARET CAROLINE FUNT a/k/a CAROLINE M. FUNT, DEC'D

Late of Straban Township, Adams County, Pennsylvania

Administrator: Dennis L. Wine, 220 Pine Tree Road, New Oxford, PA 17350

Attorney: Puhl, Eastman & Thrasher, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF RUTH C. L. GRITSCH, DEC'D

Late of the Borough of Gettysburg, Adams County, Pennsylvania

Executor: James Cole, 1013 Page Court, Herndon, VA 20170

Attorney: Gary E. Hartman, Esq., Hartman & Yannetti, Attorneys at Law, 126 Baltimore St., Gettysburg, PA 17325

ESTATE OF AGNES C. WELTY, DEC'D

Late of Franklin Township, Adams County, Pennsylvania

Executor: Frederick J. Welty, 2009 Bullfrog Road, Fairfield, PA 17320

Attorney: Puhl, Eastman & Thrasher, 220 Baltimore Street, Gettysburg, PA 17325

ESTATE OF GARY R. ZARTMAN, DEC'D

Late of the Borough of McSherrystown, Adams County, Pennsylvania

Executor: Hugh C. Zartman, 1863 Deer Park Rd., Finksburg, MD 21048

Attorney: Keith R. Nonemaker, Esq., Guthrie, Nonemaker, Yingst & Hart, 40 York Street, Hanover, PA 17331

FICTITIOUS NAME NOTICE

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Pennsylvania's "Fictitious Names Act", 54 Pa. C.S.A. §§ 301 et seq., of the filing of an Application for Registration of Fictitious Name under the said Act. The fictitious name is J'S AT THE VILLAGE. The address of the principal office or place of business to be carried on under or through the fictitious name is 619 Baltimore Street, Gettysburg, Adams County, Pennsylvania 17325. The name and address of the party to the registration is J's At the Village, LLC, 2360 Baltimore Pike, Gettysburg, Adams County, Pennsylvania 17325. An application for registration under the Fictitious Names Act of the said fictitious name was filed in the Office of the Secretary of the Commonwealth of Pennsylvania on March 13, 2009.

Campbell & White, P.C.
112 Baltimore Street
Gettysburg, PA 17325
Attorneys for Applicant

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IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL ACTION—LAW
NO. 06-S-159
PROTECTION FROM ABUSE

KAREN ELIZABETH THOMAS, Plaintiff
vs.

WILLIAM ROY THOMAS, II, Defendant

ORDER OF COURT

AND NOW, this 4th day of March, 2009, it is hereby Ordered that hearing on the Motion for Destruction of Firearms shall be held on May 4, 2009 at 9:00 a.m. in Courtroom No. 2 of the Adams County Courthouse.

It appearing that the Petitioner has made a good faith effort to locate and serve the Defendant in regular course, it is further Ordered and Decreed that service of the Motion, as well as this scheduling Order, may be made on the Defendant by publication pursuant to the Rules of Civil Procedure.

BY THE COURT:
Michael A. George
Judge

Bernard A. Yannetti, Jr., Esq.

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IN THE COURT OF
COMMON PLEAS OF
ADAMS COUNTY, PENNSYLVANIA

CIVIL ACTION—LAW
NO. 06-S-159
PROTECTION FROM ABUSE

KAREN ELIZABETH THOMAS, Plaintiff
vs.

WILLIAM ROY THOMAS, II, Defendant

MOTION FOR DESTRUCTION
OF PROPERTY

AND NOW, this 11th day of July, 2008 comes Bernard A. Yannetti, Jr., Esquire, Solicitor for the Sheriff's Office of Adams County, Pennsylvania, who files on behalf of the Sheriff's Office of Adams County this Motion for Destruction of Property in the above-captioned case. In support of this motion, the following is averred:

1. Pursuant to a Temporary Order of Court dated February 13, 2006, a copy of which is marked Exhibit "A", attached hereto and made part hereof, the following weapon(s) were confiscated from the Defendant by the Adams County Sheriff's Department:

a. British 303 caliber (serial number BJ16933);

2. The Final Order of Court, dated March 16, 2006 expired on September 15, 2007, a copy of which is attached hereto, made part hereof and marked Exhibit B.

3. On November 28, 2007, correspondence was sent to the Defendant via certified mail by the Sheriff's Office of Adams County, notifying the Defendant he may petition the Court to have the above-referenced weapons returned to him. Said correspondence was returned to sender, not deliverable as addressed. A copy of the correspondence and the returned mailing envelope are attached hereto, made part hereof and marked Exhibit C.

4. The Sheriff's Office sent a Request for Change of Address or Boxholder Information Needed for Service of Legal Process form to the York Springs Post Office, which was returned "Moved, left no forwarding address". A copy of said request form is attached hereto, made part hereof and marked Exhibit D.

WHEREFORE, based upon all the foregoing reasons, the undersigned requests a destruction order for the weapons listed hereinabove.

Bernard A. Yannetti, Jr., Esq.
I.D.# 58137
126 Baltimore Street
Gettysburg, PA 17325
Telephone: 717-334-3105
Facsimile: 717-334-5866

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