



WASHINGTON COUNTY REPORTS
Vol. 104, No. 6 AUGUST 24, 2023
119 South College Street, Washington, PA 15301

MOTIONS COURT SCHEDULE

Judge	COMPLETE info at www.washingtoncourts.us/101/Judges
DiSalle, John (PJ) CR#2	Until further order, all motions, incl. Criminal & Orphans' Court, shall be handled remotely via email or fax to chambers. Filing party must notify all necessary parties that a motion is being filed and if motion is contested. Contested motions shall include a scheduling order. Motions for Modification of Bail or Release from Probation must be circulated first to Probation/Pretrial Services & DA's Office for acknowledgment of objection or consent. An advance copy of any Orphan's Court motion shall be sent to the Audit Attorney or Guardianship Clerk, where applicable.
Gilman, Gary CR#1	Tu, W, Th and Fr at 9:15a. Judge of the Term, Civil, 16th-end of the month. Copy of motion due before noon the business day prior to scheduled presentation. Motions in person., may be remote upon approval.
Costanzo, Valarie CR#3	Motions on Tu, Th at 9:15a. Motions in person. For complete Standard Operating Procedures: https://www.washingtoncourts.us/194/Valarie-Costanzo Judge of the Term, Criminal: Aug, Oct, Dec.
Lucas, Michael, CR#6	M 1:15p and Tu, W, Th 8:45a; also Fr 8:45a when Civil Judge of the Term, 1st-15th of each month. Motions in person. MOTIONS COURT ON FRI, SEPT. 8 IS CANCELLED. JUDGE GILMAN WILL HEAR GENERAL CIVIL MOTIONS THAT MORNING AT 9:15.
Neuman, Brandon CR#4	Tu, W, Th at 9:15a. Motions to be signed up with chambers' Motions Inbox at least 24hrs in advance. Motions in person. Judge of the Term, Criminal: Sep, Nov.
McDonald, Traci CR#5	W, Th 9:30a. Contested Motions, in person, unless otherwise approved. Sign-up required with a paper copy of motion submitted in the Motions bin, directly outside chambers. Sign-up must be completed before noon on the business day prior to scheduled presentment. Filing party must properly notify and provide copy of motion to all necessary parties. Consent motions can be submitted in chambers according to standard operating procedures (see court website).
Pettit, Jesse CR#7	Motions on Tu at 9:15am (copies due by Fri noon) and W at 9:15a (copies due by Mon noon).

COURT CALENDARS

Sheriff Sale Date.....Last Date to File w/Prothonotary
September 1, 2023April 28, 2023

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Editor: Frank Arcuri, Esq.; Assistant Editor, Kathy Sabol, WCBA Executive Director.
Periodical Postage paid at Washington, PA 15301. Washington County Reports USPS 667-460. Digital Subscription Rate. \$85.00, Mailed Subscription Rate \$100 for 52 Weekly Issues.
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Table of Contents

Court Calendars	2
Obiter Dictum.....	3
WCBA Calendar.....	4
Notice to the Profession: WCCF Attorney-Client Privileged Mail Policy Change	5
OPINION: Adoption of M.J.L, Adoptee.....	6
Estate Notices	13
Corporation Notices.....	22
Sheriff Sale for Sept. 8.....	23

Obiter Dictum

From the ABA Journal Daily Newsletter: [1] Mississippi's lifetime bans on voting by felons convicted of certain crimes serve no legitimate penological purpose and violates their rights under the 8th Amendment. In a 2-1 decision, the U.S. Court of Appeals for the 5th Circuit struck down a provision of the Mississippi Constitution known as Section 241. The provision, with current amendments, mandates lifetime disenfranchisement for people convicted of "murder, rape, bribery, theft, arson, obtaining money or goods under false pretense, perjury, forgery, embezzlement or bigamy." The appeals court said Mississippi shall be barred from enforcing Section 241 against six plaintiffs who had completed their sentence in a class of similarly situated people. According to the 5th Circuit, the Mississippi Constitution as enacted in 1890, had a goal "to ensure the political supremacy of the white race," and Section 241 targeted crimes thought to be more often committed by black men. [2] More than 1,700 California lawyers have failed to comply with new trust account rules, leading to their administrative suspensions. The State Bar of California adopted the Client Trust Account Protection Program after an attorney was accused of stealing more than 18 million dollars from clients and the Bar had opened over 205 disciplinary matters spanning over four decades against the attorney, with only three leading to disbarment. The new program requires lawyers to report whether they are responsible for client trust accounts, to provide basic account information, to complete manual self-assessment and to certify that they comply with ethics rules relating to safeguarding client funds. The deadline for compliance was April 3rd. Those that didn't comply were fined \$75.00 and informed that they had until June 30th to come into compliance. The administrative suspension began in July. The new rules are intended to help the State Bar prevent attorneys' theft. Other News: The Superior Court of Pennsylvania recently affirmed the judgment of sentence for numerous counts of arson endangering persons, concluding, in part, that the prosecution for the offense is not merely starting a fire but intentionally starting a fire that recklessly places another person in danger of death or serious bodily injury; that the statute was written with regard to an individual person being placed in danger of death or serious bodily injury and that a defendant may be convicted of and sentenced on separate counts when there is one arson but more than one victim.

Note: O.D. does not necessarily reflect the views of the employees, officers, and/or members of the Washington County Bar Association. O.D. is not an editorial, it is a compilation of items about the law, attorneys, and related matters. It is not intended to endorse or promote any particular point of view.

Washington County Bar Association Calendar of CLEs & Events

****Register at www.washcobar.org —> Upcoming Events**

Aug 30 — Past Presidents Dinner, Atria's (McMurray).

****Sep 8 — CLE: "The Reality of Alimony in Washington County. Settlement or Trial!"** (1s) Pat Smider. Hosted by the Family Law Section. Jury Lounge.

Sep 15 — Constitution Day! Participate in the reading of the U.S. Constitution at the Courthouse at noon, attend a Naturalization Ceremony at 1pm.

Sep 16 — 3rd Annual House Party fundraiser for the Washington County Bar Foundation. 5-8pm. Hosted by Damon Faldowski & Dianne McClelland Faldowski. Information at www.washcobar.org/foundation.

****Sep 26 — Bar Association Business Meeting** (Slate of Directors/Officers), Lunch, and Member Roundtable. Bar Office. Noon-1pm.

****Sep 27 — CLE: "Clean Hydropower"** (1s). W&J CEP. Webinar, 11a-12p.

****Oct 17 — CLE: "Harnessing Hydrogen"** (3s), W&J CEP. 9a-12p.

****Oct 25 — Bar Association Business Meeting** (Election of Directors/Officers), Lunch, and Member Roundtable. Bar Office, Noon-1pm.

****Oct 27 — FREE CLE: "Custody Basics"** (1s), Pro Bono Month Program hosted by WCBA Family Law Section and Summit Legal Aid. Seminar is FREE to attorneys who agree to provide at least two half-hour consultations to legal-aid-eligible seminar attendees during the afternoon following the seminar.

Thurs., Nov. 9 — Annual Bar Banquet, Valley Brook Country Club. *Featuring a special tribute to WCBA members who are military veterans.*

Dec 14 — YLD v Senior Bar Cornhole Tourney. Helltown. Details TBA.

Jan 19, 2024 — Winter Bench Bar, Hilton Garden Inn, Southpointe. Got a topic/presenter to pitch?: kathy@washcobar.org or 724-225-6710.

Apr 11-15/17, 2024. CLE in the Netherlands! With our home base in The Hague, CLEs, (at no additional cost!) will be presented by renowned experts and legal professionals on a wide variety of rule of law topics, and will be of interest to all travelers, not just attorneys. Add on two additional nights in Amsterdam. Contact kathy@washcobar.org or 724-225-6710 for info.

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NOTICE TO THE PROFESSION**Washington County Correctional Facility
Attorney-Client Privileged Mail Policy Change**

Due to the ongoing safety and security concerns associated with sender verification and processing the privileged mail for our incarcerated population, this institution is implementing a new system to keep our staff and the incarcerated person population safe. This new system is called TextBehind DOCS. It is designed to achieve the following objectives:

- 1) Mitigate potential exposure to life-threatening contraband smuggled through bogus legal mail
- 2) Provide a reliable sender identity verification process
- 3) Allow the attorney to request a Video Evidence Recording of the mail-processing activity
- 4) Enhance the transparency and credibility of mail handling process for all corresponding parties
- 5) Allow a dynamic file access management system to the attorney to prevent unauthorized access to the data

All privileged mail content will remain encrypted in the system at all times. The system will require the attorney's permission whenever the data is to be accessed and processed for the incarcerated person(s).

Starting October 1, 2023, any privileged mail sent directly to this institution through the postal service will be returned to sender unless it meets the following criteria:

- 1) The privileged mail envelope must display a valid MOVE (Mail Origin Verification) QR Code that you can download at no cost from the TextBehind DOCS web portal by taking the following steps:
 - a. Please go to the <https://docs.textbehind.com> website to register for an account
 - b. Add your desired incarcerated person contact(s)
 - c. Provide the identification documents (if required)
 - d. Download your MOVE QR Code to print on the OUTSIDE OF THE ENVELOPE. Please note that this QR Code may be dynamically generated based on various rules set up by the institution. These rules may be revised from time to time.

Therefore, please follow the current rules specified on the TextBehind DOCS portal to avoid mail rejection.

- 2) You are also encouraged to utilize the same TextBehind DOCS web portal to send the privileged mail online. There may be a nominal fee for the electronic option. Privileged mail sent electronically will be delivered to the inmate through tablets/kiosks. It may also be possible to print the same documents onsite in the presence of an incarcerated person(s). If you would like us to record a video of this process, please include the Video Evidence Recording request at the time of submitting the privileged mail order online.

Please feel free to direct any questions pertaining to this policy change to the undersigned.

Jeffrey S. Fewell, MBA, Warden, Washington County Correctional Facility

OPINION

IN THE COURT OF COMMON PLEAS OF
WASHINGTON COUNTY, PENNSYLVANIA
ORPHANS COURT DIVISION
No. 63-23-0517

IN RE: Adoption of M.J.L., Adoptee

SYNOPSIS

In the context of private termination proceeding, where evidence clearly and convincingly demonstrated that natural mother failed to perform parental duties for two years, court, sua sponte, directed that the record be reopened. J. Lucas, ruled that because the record was not fully developed regarding the subject child's individual developmental, physical and emotional needs, the record would be reopened with a direction to the parties to present additional evidence.

[1] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(F) Evidence: 211k2155 Degree of Proof: 211k2157 Dependency, permanency, and rights termination in general.

In proceeding to involuntarily terminate parental rights, the party seeking termination, must prove their burden by "clear and convincing" evidence the grounds for doing so.

[2] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(D) Dependency, Permanency, and Termination Factors; Children in Need of Aid: 211XIV(D)5 Abandonment, Absence, and Non-support: 211k2006 Relinquishment or surrender of rights or child.

A court may terminate parental rights under Section 2511(a)(1) where a parent fails to perform parental duties for at least the six months prior to the filing of the termination petition.

[3] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(F) Evidence: 211k2163 Weight and Sufficiency: 211k2169 Dependency, Permanency, and Rights Termination: 211k2169(15) Rehabilitation and reunification efforts.

A court, in a termination of parental rights case, is barred from considering any efforts by parents to remedy the conditions that led to the removal or filing of a termination petition, if those efforts occurred after the parent received notice that a termination petition has been filed.

[4] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(D) Dependency, Permanency, and Termination Factors; Children in Need of Aid: 211XIV(D)5 Abandonment, Absence, and Non-support: 211k2003 Parental relationship or bond.

A parent must exercise reasonable firmness in resisting obstacles placed in the path of maintaining the parent-child relationship, or the parent's rights may be forfeited.

[5] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(D) Dependency, Permanency, and Termination Factors; Children in Need of Aid: 211XIV(D)5 Abandonment, Absence, and Non-support: 211k2011 Failure to communicate or visit.

Communication, association and exerting oneself to maintain a place of importance in a child's life are necessary.

[6] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of

Rights; Children in Need: 211XIV(D) Dependency, Permanency, and Termination Factors; Children in Need of Aid: 211XIV(D)5 Abandonment, Absence, and Non-support: 211k2005 Interest in child and demonstration thereof; persistence.

The focus under Subsection 2511(a)(1) is not the degree of success a parent may have had in reaching the child, but examines whether, under the circumstances, the parent has utilized all available resources to preserve the parent-child relationship.

[7] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(D) Dependency, Permanency, and Termination Factors; Children in Need of Aid: 211XIV(D)3 Deprivation, Neglect, or Abuse: 211k1941 In general.

Parental rights may be terminated under 23 Pa.C.S.A. § 2511(a)(2) when the continued incapacity, abuse, neglect, or refusal of a parent has caused a child to be without essential parental care, control, subsistence, and the cause of the incapacity, abuse, neglect or refusal cannot or will not be remedied by the parent.

[8] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(D) Dependency, Permanency, and Termination Factors; Children in Need of Aid: 211XIV(D)1 In General: 211k1886 Needs, interest, and welfare of child.

The law regarding termination of parental rights should not be applied mechanically but instead always with an eye to the best interests and the needs and welfare of the particular children involved.

[9] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(D) Dependency, Permanency, and Termination Factors; Children in Need of Aid: 211XIV(D)5 Abandonment, Absence, and Non-support: 211k2001 In general.

Once evidence establishes failure to perform parental duties or settled purpose of relinquishing parental rights, a trial court must engage in three lines of inquiry when determining whether to terminate parental rights: (1) parent's explanation for his conduct; (2) post-abandonment contact between parent and child; and (3) consideration of effect of termination of parental rights on child. 23 Pa.C.S.A. § 2511(b).

[10] 211 Infants: 211XIV Dependency, Permanent Custody, and Termination of Rights; Children in Need: 211XIV(J) Counsel: 211k2332 Right to Counsel: 211k2334 Children in general.

While trial courts must appoint legal counsel to represent the preferred outcome of children in contested involuntary termination of parental rights matters, a child's preferred outcome is not controlling, especially where that child is under 12, and his or her consent is not necessary to effectuate an adoption.

[11] 76D Child Custody: 76DVIII Proceedings: 76DVIII(C) Hearing: 76D500 In general.

A trial court must ensure that as full and complete record as possible is created when a decision on the welfare of child is at issue.

[12] 110 Criminal Law: 110XIII Nonjury or Bench Trial and Conviction: 110k254 Trial: 110k255 Reception of evidence.

Trial courts have the inherent discretion to reopen the record on their own and to grant the parties leave to supplement it with evidence regarding a particular issue, as long as neither party is prejudiced.

MEMORANDUM AND ORDER

In this case, a natural mother's parental rights to her five-year-old son (MJL) are at issue. Natural Father (WEL) and his wife (BML) seek to terminate the rights of natural mother (TPK). WEL and BML assert that grounds for termination exist under two sections of the Adoption Act, 23 Pa.C.S.A. § 2511(a)(1) and (2). Their petition and the hearing evidence, that the parties provided on June 12, 2023, are now considered.

[1] WEL and BML have the burden to establish their claims by "clear and convincing" evidence. Matter of Adoption of G.T.M., 506 Pa. 44, 483 A.2d 1355, 1356 (1984); In re T.R., 502 Pa. 165, 465 A.2d 642, 642-43 (1983) as cited in In re Adoption of C.M., 255 A.3d 343, 358 (Pa. 2021).

[2] [3] A court may terminate parental rights under Section 2511(a)(1) where a parent fails to perform parental duties for at least the six months prior to the filing of the termination petition. See 23 Pa.C.S.A. § 2511(a) (1) and In re Z.P., 994 A.2d 1108, 1117 (Pa. Super. 2010). For purposes of determining the Petition regarding subsection (a) (1), this trial court may not consider a parent's efforts initiated after TPK was given notice that a termination petition had been filed. See In re Z.P., 994 A.2d 1108, 1121 (Pa. Super. 2010).

Here, the competent evidence of record clearly and convincingly established that TPK has failed to perform parental duties in the six (6) month period prior to the filing of the Adoption Petition. WEL and BML filed their termination petition on March 24, 2023. TPK last tried to exercise custody rights, pursuant to a court order, as to MJL, in September of 2020. She last saw MJL on Thanksgiving in 2021, while her son was visiting the home of his maternal grandmother. She has provided no financial support for MJL. She does not call or text MJL. She does not regularly send him cards, gifts or presents on his birthday or holidays. She did not attend the parties' last custody proceeding in July of 2022.

[4] [5] [6] The Pennsylvania Supreme Court has emphasized the need for a parent to "exercise reasonable firmness" in resisting obstacles placed in the path of maintaining the parent-child relationship, or his "rights may be forfeited." In re Adoption of C.M., 255 A.3d 343, 364 (Pa. 2021).¹ Communication, association and exerting oneself to maintain a place of importance in a child's life are necessary. *Id.*² "The focus under Subsection 2511(a)(1) is not the degree of success a parent may have had in reaching the child, but examines whether, under the circumstances, the parent has utilized all available resources to preserve the parent-child relationship. *Id.*³

Since the time when WEL filed the termination petition, TPK has attempted to exercise her custody rights to MJL. On May 10, 2023, she provided 72 hours' notice and requested a visit with MJL. Such post-petition efforts, however, may not be considered because WEL and BML's petition assert grounds pursuant to 23 Pa.C.S.A. 2511(a) (1). The Supreme Court has reiterated that "we may not ignore that the General Assem-

¹Citing S.P., 47 A.3d at 828, *quoting* In re Adoption of McCray, 460 Pa. 210, 331 A.2d 652, 655 (1975).

²Citing In re K.Z.S., 946 A.2d 753, 761 n.2 (Pa. Super. 2008), *quoting* In re Adoption of Faith M., 509 Pa. 238, 501 A.2d 1105, 1108-09 (1985); and In re Adoption of R.W.G., 494 Pa. 311, 431 A.2d 274, 277 (1981), *quoting* In re Burns, 474 Pa. 615, 379 A.2d 535, 540 (1977) (internal citations and quotation omitted)

³Citing See S.P., 47 A.3d at 828, 830; *see also* In re Z.P., 994 A.2d 1108, 1117 (Pa. Super. 2010).

bly has drawn focus to the six months immediately preceding the filing of the termination petition. In re Adoption of L.A.K., 265 A.3d 580, 592 (Pa. 2021).

Thus, TPK's failure to perform parental duties or have any significant contact with MJL for over two years may not be mitigated by her recent attempt to exercise a custodial visit with him. The competent evidence of record clearly establishes TPK's failure to perform parental duties pursuant to 23 Pa.C.S.A § 2511(a)(1).

[7] To terminate parental rights pursuant to 23 Pa.C.S.A. § (a)(2), the burden of proof is somewhat different. Section 2511(a)(2) provides for the termination of parental rights where the continued incapacity, abuse, neglect or refusal of a parent has caused a child to be without essential parental care, control or subsistence, and the cause of the incapacity, abuse, neglect or refusal cannot or will not be remedied by the parent. Id. In other words, for section (a)(2), WEL and BML must show, by clear and convincing evidence, that: (1) TPK demonstrated repeated and continued incapacity, abuse, neglect or refusal; (2) that such conduct by TPK caused MJL to be without essential parental care, control or subsistence; and (3) that causes of TPK's incapacity, abuse, neglect or refusal cannot or will not be remedied. In re Adoption of L.A.K., 265 A.3d at 600.

WEL and BML have not met their burden as to an (a)(2) termination. No party contests that TPK's drug addiction led to a prolonged period of her parental incapacity. However, as in L.A.K., the competent evidence of record does not indicate that MJL experienced a period of time where he was without essential parental care custody and control. To the contrary, the evidence supports the conclusion that TPK's mother, WEL and more recently BML have provided essential care, control and subsistence for MJL, and have done so in an optimal manner. The testimony of A.H., maternal grandmother, and the parties, along with the Home Study completed by investigator Rega well establishes the adequacy of the care that MJL has received. Further, TPK's recent efforts at gaining her sobriety, support the conclusion that her parental incapacity will be remedied. WEL and BML did not meet their burden as to an (a)(2) termination.

[8] Therefore, WEL and BML have proven grounds for termination under section (a)(1), alone. Indeed, TPK readily admitted that she has no evidence that she has attempted to perform any parental act in "the last couple of years." This honest concession by TPK, however, is not the end of the analysis that this court must perform. As Justice Baer explained "the law regarding termination of parental rights should not be applied mechanically but instead always with an eye to the best interests and the needs and welfare of the particular children involved."

In re T.S.M., 620 Pa. 602, 631, 71 A.3d 251, 268–69 (2013).

[9] More specifically, where evidence establishes a failure to perform parental duties or a settled purpose of relinquishing parental rights, a trial court must engage in three lines of inquiry: (1) the parent's explanation for his or her conduct; (2) the post-abandonment contact between parent and child; and (3) consideration of the effect of termination of parental rights on the child pursuant to Section 2511(b). See In re Z.S.W., 946 A.2d 726, 730 (Pa. Super. 2008) (citations omitted) as cited in Interest of C.G.C., 1 EDA 2023, 2023 WL 3862467, at *3–4 (Pa. Super. Ct. June 7, 2023).

As to the first line of inquiry, TPK readily acknowledges that the later parts of her longstanding battle with addiction have coincided with her absence from MJL's life. She indicated that she has had a drug addiction since age 13, and that her substance abuse struggle escalated "in the last couple of years."

She reports that when MJL was an infant and she was living with WEL, she

was using drugs. TPK and WEL separated. Her drug usage continued while she worked and resided with MJL and her mother. Her circumstances got "worse and worse." She recognized that she should not expose MJL to anything "drug related."

In January 2020, MJL went to live with WEL. At that time, TPK voluntarily chose to see MJL, less and less. Since that time, she addressed her addiction by going to two (2) rehabilitation centers, Spirit Life and Clear Day Detox. She relapsed after attending these short-term programs. More recently, she attended Gateway. Through Gateway and an aggressive aftercare program she has maintained sobriety since August of 2022. She goes to 5 (five) NA meeting per week, resides in a ¾ house, attends therapy, and is subjected to regular drug screens.

During this period of rehabilitation, TPK did not directly maintain contact with MJL. She explained that she did not want to be coming in and out of his life. She recognized that she had to get herself "together to be a better mother for MJL."

Meanwhile, MJL began to forge a close relationship with BML, who became his primary caregiver. On a daily basis, BML gets MJL ready in the morning for school, sees him off to the school bus and is there to meet him when he returns. BML helps MJL with his homework, makes his favorite foods, takes him to the doctor, and knows firsthand his progress with his speech difficulties. The evidence does not present any serious dispute that BML has loved and cared for MJL as if he were her own son. This evidence supports the finding that a beneficial bond has developed between MJL and BML.

Nevertheless, despite her extended absence from MJL's life, TPK offered testimony indicating that her bond with MJL remains. She testified credibly that she and MJL forged a bond during his first years of life. At that time, she provided direct care for him, played with him and took him to safe places that included the mall. AH, maternal grandmother, credibly testified that during these early years, TPK provide direct parental care to MJL in AH's home. According to AH, when she went to work, TPK, alone, provided that care and she performed those duties adequately. AH stated that when MJL sees TPK's picture he asks about her.

Indeed, WEL confirmed that when MJL returns from visits with AH, MJL asks questions about TPK. In particular, WEL stated that MJL will sometimes ask "why she (TPK) is sick?" WEL, however, maintains that no bond exists between MJL and TPK.

Unfortunately, the opinions of parties who have been engaged in custody litigation, may well be, in part, a product of their own confirmation bias. In other words, the opinions regarding MJL's bond with TPK appear to be consistent with the view from the "side of the fence" each witness is firmly standing upon.

MJL's appointed legal counsel did provide testimony from Investigator Rega. However, that testimony focused on the physical safety of WEL and BML's home and their clean history regarding criminal offenses and child abuse. Though helpful on important issues, Investigator Rega's testimony did not address MJL's particular individual developmental, emotional and physical needs.

Under the specific circumstances of this case, the abbreviated amount of record evidence does not allow this court to decide the effect that terminating TPK's parental rights will have on MJL. In LAK, the Supreme Court reiterated that:

It cannot be denied that significant and permanent consequences for both parent and child can follow the termination of parental rights, as there is an undeniable importance in a child's relationship with a biological parent.

LAK, 265 A.3d at 591-592. Further, this is not a case where MJL has been removed from parental care and placed into the foster care system. The concerns over foster care drift, well-articulated in TSM, supra., are not present in this case. MJL's permanency has been assured by his father, WEL, his stepmother, BML and his maternal grandmother, AH.

[10] Instead, this is a circumstance where a five-year-old child, who is the subject of a custody order providing for primary physical custody in his natural father, faces the prospect of having his ties to his natural mother permanently changed. Admittedly, at the outset of the hearing, MJL's legal counsel informed this court that MJL wished "to remain where he is at and to have the adoption go forward." A child's preferred outcome is not controlling, especially where that child is under twelve, and his or her consent is not necessary to effectuate an adoption. Interest of D.R.-W., 227 A.3d 905, 916 (Pa. Super. 2020).

MJL's best interests require this court to insist upon more evidence regarding his developmental, physical and emotional needs and welfare. Indeed, if grounds for termination under subsection(a) are met, as they are here, "a court shall give primary consideration to the developmental, physical and emotional needs and welfare of the child." 23 Pa.C.S. § 2511(b) and In re Adoption of C.D.R., 111 A.3d 1212, 1219 (Pa. Super. 2015) as cited in Interest of C.G.C., supra at 9. In other words, the focus of the subsection(b) inquiry is not on TPK who has unquestionably fallen short, but on MJL, his individual needs and welfare. In re Adoption of C.L.G., 956 A.2d at 1008.⁴

Here, unlike those cases where a children and youth agency has obtained custody of a child, no record of a series of permanency review hearings addressing MJL's particular needs and welfare is available. (Contrast with Interest of D.R.-W., 227 A.3d at 915 where the parental rights of a father were terminated and the orphans court relied upon a record that included an adjudication of dependency, an emergency removal from father's care and several subsequent permanency review hearings.)

[11] In this instance, not requiring that the parties provide more evidence would be a miscarriage of justice for MJL. A trial court must ensure that as full and complete a record as possible is created when a decision as important as the welfare of a child is at issue. Moore v. Moore, 535 Pa. 18, 26, 634 A.2d 163, 167 (1993).

[12] MJL's individual needs and welfare were not fully developed for this court to make an informed ruling on the subsection(b) issue. As a matter of general discretion afforded to a trial court under the rules of evidence and this court's dual role in a non-jury proceeding, this court possesses the inherent discretion to demand more. In other words, this court, sua sponte, may reopen the record and direct the parties to supplement the record with additional evidence. Com. v. Safka, 636 Pa. 169, 186-87, 141 A.3d 1239, 1249-50 (2016). Further, such reopening of the record, here, does not prejudice either party but instead permits each side an equal opportunity to make a complete record.

For these reasons, this court issues the following order.

⁴As cited in In re Adoption of M.C.H., 396 WDA 2014, 2014 WL 10558726, at *4 (Pa. Super. Ct. Oct. 31, 2014).

ORDER

AND NOW, this 18th day of July, 2023, having conducted a non-jury hearing on June 12, 2023, and having considered the briefs of the parties and legal counsel for the child, this court finds:

That grounds for the termination of Taylor Paige Kemp's parental rights as to Mason James Lancaster has been proven by clear and convincing evidence, pursuant to 23 Pa.C.S.A. § (a)(1); and

That grounds for the termination of Taylor Paige Kemp's parental rights as to Mason James Lancaster has not been proven by clear and convincing evidence, pursuant to 23 Pa.C.S.A. § (a)(2);

Further, this court finds that the record shall be reopened to permit the parties and Legal Counsel for the child to submit additional evidence relevant to the child's individual developmental, emotional, and physical needs and welfare, to include but not be limited to a bonding assessment and an interactional evaluation of the child and the parties. The parties shall have a period of ninety (90) days to gather that additional evidence. A further hearing for this matter shall occur on October 19, 2023, at 9:30 a.m. in Courtroom Number 6.

BY THE COURT
/s/ J. MICHAEL J. LUCAS

Copies: Alyson T. Landis, Esq., James R. Jeffries, Esq., James P. Weaver, Esq. and Chambers.

ESTATE NOTICES

FIRST PUBLICATION

Abraham, Daniel Albert

Late of Canonsburg
Washington Co., PA
File No. 63-23-1269

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Paul A. Abraham, 83 Hart St., Houston, PA 15342

Attorney: Clark A. Mitchell, Esq., Mitchell Law Group, LLC, 17 S. College St., Washington, PA 15301

WCR Vol 104 Issues 6,7,8

Alexas, Catherine

Late of Peters Twp.
Washington Co., PA
File No. 63-23-1255

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Cheri Kademenos, 32 Pacers Ridge Dr., Canonsburg, PA 15317

Attorney: J. Lynn DeHaven, Esq., Goldfarb, Posner, Beck, DeHaven & Drewitz, 62 E. Wheeling St., Ste. 101, Washington, PA 15301

WCR Vol 104 Issues 6,7,8

Barney, Albert O.

a/k/a Albert Orville Barney
Late of Somerset Twp.
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having

claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Karl Albert Barney, 866 Banetown Rd., Washington, PA 15301

Attorney: Thomas O. Vreeland, Esq., Bassi, Vreeland & Assoc., P.C., 62 E. Wheeling St., Washington, PA 15301

WCR Vol 104 Issues 6,7,8

Chabala, Jr., John A.

Late of Avella
Washington Co., PA
File No. 63-23-1327

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Snezana Chabala, 595 Scenic Dr., Avella, PA 15312

Attorney: Amanda E. McMillen, Esq., 1928 Ardmore Blvd., Pittsburgh, PA 15221

WCR Vol 104 Issues 6,7,8

Chanko, Paul

Late of Donora
Washington Co., PA
File No. 63-23-1313

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Michael Chanko, 155 Grandview Ave., Donora, PA 15033

Attorney: Thomas B. Kostolansky, Esq., 617 McKean Ave., Donora, PA 15033

WCR Vol 104 Issues 6,7,8

Danna, Jean

Late of Cross Creek Twp.
Washington Co., PA
File No. 63-23-1164

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Walter L. Danna, 344 Fox Rd., Avella, PA 15312

Attorney: Stephen J. Taczak, Esq., 12 N. Jefferson Ave., Canonsburg, PA 15317

WCR Vol 104 Issues 6,7,8

Gobleck, Ruth M.

a/k/a Ruth Gobleck
Late of Smith Twp.
Washington Co., PA
File No. 63-23-00342

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Julian M. Gobleck, 843 NW Greenwich Ct., Port St. Lucie, FL 34983

Attorney: Michael A. Carr, 20 Stanwix St., Ste. 1100, Pittsburgh, PA 15222

WCR Vol 104 Issues 6,7,8

Hawkins, II., Thomas K.

Late of North Strabane Twp.
Washington Co., PA
File No. 63-23-1274

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Mary Grace Musuneggi, 1058

Surrey Woods Dr., Canonsburg, PA 15317

Attorney: Steven L. Sablowsky, Esq., Goldblum Sablowsky, LLC, 285 E. Waterfront Dr., Ste. 160, Homestead, PA 15120

WCR Vol 104 Issues 6,7,8

Hisiro, William E.

Late of Charleroi
Washington Co., PA
File No. 63-23-1296

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Zoe Gaussoin c/o

Attorney: Benjamin Scott Johns, Esq., 20 Stanwix St., Ste. 1100, Pittsburgh, PA 15222

WCR Vol 104 Issues 6,7,8

King, Edward M.

a/k/a Edward Michael King
Late of Avella
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administratrix or attorney, and all persons indebted to the decedent to make payment to the Administratrix without delay.

Administratrix: Dorothy A. King, 166 Scenic Dr., Avella, PA 15312

Attorney: Jeffrey P. Derrico, Esq., Greenlee Derrico Posa, LLC, 60 E. Beau St., Washington, PA 15301

WCR Vol 104 Issues 6,7,8

Lombardi, Lydia J.

a/k/a Lidia J. Lombardi aka Lidia Josephine Lombardi
Late of Houston
Washington Co., PA
File No. 63-23-1248

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Patricia L. Boenning, 209 1/2 Ross St., Houston, PA 15342

Attorney: James P. Liekar, Esq., 38 W. Pike St., Canonsburg, PA 15317

_____ WCR Vol 104 Issues 6,7,8

Masters, Earl L.

a/k/a Earl Loyd Masters

Late of Carroll Twp.
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Rose Ann Masters, 73 Crackerjack Rd., Monongahela, PA 15063-3302

Attorney: Jennifer M. Merx, Skarlatos Zonarich, 320 Market St., Ste. 600W, Harrisburg, PA 17101

_____ WCR Vol 104 Issues 6,7,8

McMurray, Dorothy K.

a/k/a Dorothy Kiger McMurray

Late of Donegal Twp.
Washington Co., PA
File No. 63-23-1225

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Executors or attorney, and all persons indebted to the decedent to make payment to the Co-Executors without delay.

Co-Executors: James K. McMurray and John F. McMurray, 223 Route 40 West, West Alexander, PA 15376

Attorney: J. Lynn DeHaven, Esq., Gold-

farb, Posner, Beck, DeHaven & Drewitz, 62 E. Wheeling St., Ste. 101, Washington, PA 15301

_____ WCR Vol 104 Issues 6,7,8

Melson, Rita L.

a/k/a Rita Melson
Late of Canonsburg
Washington Co., PA
File No. 63-23-1166

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Administrator or attorney, and all persons indebted to the decedent to make payment to the Co-Administrator without delay.

Co-Administrator: Wendy Talmonti and Tracy Melson c/o

Attorney: Tracy L. Zihmer, Esq., Zihmer Law Firm, 3244 Washington Rd., McMurray, PA 15317

_____ WCR Vol 104 Issues 6,7,8

Mike, Edna

Late of Smith Twp.
Washington Co., PA
File No. 63-23-0935

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Joseph Mike, 11003 Vineyard Dr., North East, PA 16428

Attorney: Mark S. Riethmuller, Esq., Speakman, Riethmuller & Allison, 6 S. Main St., Ste. 614, Washington, PA 15301

_____ WCR Vol 104 Issues 6,7,8

Myers, Paul Steven

Late of Monongahela
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having

claims against the decedent to make known the same to the Administratrix or attorney, and all persons indebted to the decedent to make payment to the Administratrix without delay.

Administratrix: Julie P. Kern, 514 32nd St., Beaver Falls, PA 15010

Attorney: Bradley M. Bassi, Esq., Bassi, Vreeland & Assoc., P.C., P.O. Box 144, 111 Fallowfield Ave., Charleroi, PA 15022

_____ WCR Vol 104 Issues 6,7,8

Partezana, Carol J.

Late of Coal Center Borough
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Jenna Russell, 708 Jackson Ave., Brownsville, PA 15417

Attorney: Richard C. Mudrick, Esq., 300 Fallowfield Ave., Charleroi, PA 15022

_____ WCR Vol 104 Issues 6,7,8

Putorti, Kathleen K.

Late of Washington
Washington Co., PA
File No. 63-23-0818

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay. Washington St., NY 14456

Administrator: Eric D. Duchess, 183 Washington St., Geneva, NY 14456

Attorney: E.J. Julian, Esq., 71 N. Main St., Washington, PA 15301

_____ WCR Vol 104 Issues 6,7,8

Riggans, Jr., Edward Leroy

Late of Canton Twp.
Washington Co., PA
File No. 63-23-0968

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Edward Leroy Riggans, III, 38 Clarence Oliver Lane, Willsboro, NY 12995

Attorney: Stephen J. Taczak, Esq., 12 N. Jefferson Ave., Canonsburg, PA 15317

_____ WCR Vol 104 Issues 6,7,8

Rodriguez, Lorraine R.

a/k/a Lorraine E. Palmer
Late of Washington
Washington Co., PA
File No. 63-23-1265

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Lennie B. Nowlin, 1627 Sweetwater West Circle, Apopka, FL 32712

Attorney: James P. Liekar, Esq., 38 W. Pike St., Canonsburg, PA 15317

_____ WCR Vol 104 Issues 6,7,8

Ruschell, Robert L.

Late of Canton Twp.
Washington Co., PA
File No. 63-23-1310

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Robert A. Ruschell a/k/a Robert Alan Ruschell, 2614 Jefferson Ave., Washington, PA 15301
Attorney: Mark S. Riethmuller, Esq., Speakman, Riethmuller & Allison, 6 S. Main St., Ste. 614, Washington, PA 15301

WCR Vol 104 Issues 6,7,8

Springer, Marcianna L.

Late of Houston
 Washington Co., PA
 File No. 63-23-1174

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Margaret Fritch a/k/a Margaret Ruth Fritch, 4730 West Barlind Dr., Pittsburgh, PA 15227

Attorney: Thomas A. Will, Esq., Thomas A. Will & Assoc., 6000 Town Ctr. Blvd., Ste. 106, Canonsburg, PA 15317

WCR Vol 104 Issues 6,7,8

Venditti, Rudy J.

a/k/a Rudy Joseph Venditti
 Late of Avella
 Washington Co., PA
 File No. 63-23-01312

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Mia M. Daudet, 130 Camelot Circle, Coraopolis, PA 15108

Attorney: Carolyn A.W. Whitworth, Esq., Tucker Arensberg, PC, 1500 One PPG Place, Pittsburgh, PA 15222

WCR Vol 104 Issues 6,7,8

White, Forda

a/k/a Forda Reagan White
 Late of South Strabane Twp.
 Washington Co., PA
 File No. 63-23-1231

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Mary Beth White, 301 N. Jefferson Ave., Canonsburg, PA 15317

Attorney: Thomas M. Butz, Esq., Smith Butz LLC, 125 Technology Dr., Ste. 202, Canonsburg, PA 15317

WCR Vol 104 Issues 6,7,8

SECOND PUBLICATION

Batson, Anna

Late of Washington
 Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Christopher S. Hadvab, 3265 E. Waterman St., Gilbert, AZ 85297

Attorney: Jeffrey P. Derrico, Esq., Greenlee Derrico Posa, LLC, 60 E. Beau St., Washington, PA 15301

WCR Vol 5 Issues 5,6,7

Dasta, Frank H.

a/k/a Frank Herbert Dasta
 Late of McMurray
 Washington Co., PA
 File No. 63-23-01143

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

dent to make payment to the Executor without delay.

Executor: Eric C. Dasta, 218 Walnut Dr., Venetia, PA 15367

Attorney: David G. Henry, Esq., Houston Harbaugh, P.C., 401 Liberty Ave., Three Gateway Ctr., 22nd Floor, Pittsburgh, PA 15222-1005

WCR Vol 5 Issues 5,6,7

Gorup, Jr., Frank

Late of North Strabane Twp.
 Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Agnes Engel c/o

Attorney: Frank C. Roney, Jr., Esq., 382 W. Chestnut St., Ste. 102, Washington, PA 15301

WCR Vol 5 Issues 5,6,7

Jones, Irene

a/k/a Irene Nagy
 Late of Finleyville
 Washington Co., PA
 File No. 22-0765

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Dawn Tomich, 233 Skyline Dr., Smithton, PA 15479

Attorney: Chester Dudzinski, Esq., 2667 Fairgreen Dr., Pittsburgh, PA 15241

WCR Vol 5 Issues 5,6,7

Passalacqua, Yolanda V.

a/k/a Yolanda Passalacqua
 Late of Canonsburg
 Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is

hereby given to request all persons having claims against the decedent to make known the same to the Administratrix or attorney, and all persons indebted to the decedent to make payment to the Administratrix without delay.

Administratrix: Jamie A. Thornton, 1424 St. Route 980, Canonsburg, PA 15317

Attorney: Angela D. Kusturiss, Esq., Kusturiss Law Firm, 12 N. Jefferson Ave., Canonsburg, PA 15317

WCR Vol 5 Issues 5,6,7

Progar, Delores M.

a/k/a Dolores M. Progar
 Late of Strabane
 Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Amanda Progar aka Amanda Holly Stincic aka Amanda Holly Progar c/o

Attorney: Steven R. Wolf, Esq., Wolf, Wagers & Wolf, 1500 Ashwood Dr., Ste. 1501, Canonsburg, PA 15317

WCR Vol 5 Issues 5,6,7

Progar, Jr., Louis

Late of Strabane
 Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Amanda Progar aka Amanda Holly Stincic aka Amanda Holly Progar c/o

Attorney: Steven R. Wolf, Esq., Wolf, Wagers & Wolf, 1500 Ashwood Dr., Ste. 1501, Canonsburg, PA 15317

WCR Vol 5 Issues 5,6,7

Puskarich, George E.

Late of Scenery Hill
Washington Co., PA
File No. 63-23-01110

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: George Gary Puskarich Jr., 37 Clearview Rd., Scenery Hill, PA 15360
Attorney: Carl B. Zacharia, Esq., Zacharia Brown P.C., 111 W. McMurray Rd., McMurray, PA 15317

_____ WCR Vol 5 Issues 5,6,7

THIRD PUBLICATION

Anderson, Jayden

Late of Fredricktown
Washington Co., PA
File No. 63-23-1232

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Heather Laidella, 74 Emery Rd., Fredricktown, PA 15333
Attorney: Michele P. Conti, Esq., Conti Law, 986 Brodhead Rd., Moon Twp., PA 15108

_____ WCR Vol 104 Issues 4,5,6

Bedillion, Carl D.

a/k/a Carl Duane Bedillion
Late of Buffalo Twp.
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executrix or attorney, and all persons indebted to the decedent to make payment to the Executrix without delay.

Executrix: Cheri M. Zofchak, 225 McClay Rd., Washington, PA 15301
Attorney: Thomas O. Vreeland, Esq., Bassi, Vreeland & Assoc., P.C., 62 E. Wheeling St., Washington, PA 15301

_____ WCR Vol 104 Issues 4,5,6

Cowden, William Guy

Late of Cross Creek Twp.
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Jere L. Cowden c/o
Attorney: Frank C. Roney, Jr., Esq., Roney Law Office, 382 W. Chestnut St., Ste. 102, Washington, PA 15301

_____ WCR Vol 104 Issues 4,5,6

Danley, Jr., Alvin E.

Late of Beallsville
Washington Co., PA
File No. 63-22-1855

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Executors or attorney, and all persons indebted to the decedent to make payment to the Co-Executors without delay.

Co-Executors: David W. Danley, 504 Rural Valley Rd., Claysville, PA 15323, Debra J. Rugg, 566 Pleasant Valley Rd., Washington, PA 15301,
Attorney: Dorothy A. Milovac, Esq., Peacock Keller, LLP, 95 W. Beau St., Ste. 600, Washington, PA 15301

_____ WCR Vol 104 Issues 4,5,6

Dinch, Lila Laverne

a/k/a Laverne Dinch
Late of Avella
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons hav-

ing claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: John Stewart Oblak, 37121 Knoll Dr., Waseca, MN 56093

_____ WCR Vol 104 Issues 4,5,6

Gaab, Ronald Michael

Late of South Strabane
Washington Co., PA
File No. 63-23-0563

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Christine E. Gaab c/o
Attorney: Samantha J. Gagliardo, Esq., Dentons Cohen & Grigsby P.C., 625 Liberty Ave., 7th Flr., Pittsburgh, PA 15222-3152

_____ WCR Vol 104 Issues 4,5,6

Gout, Katherine

Late of South Strabane Twp.
Washington Co., PA
File No. 63-23-1031

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Co-Executrix or attorney, and all persons indebted to the decedent to make payment to the Co-Executrix without delay.

Co-Executrix: Susan S. Drakeley, 102 Quarry Rd., Washington, PA 15301, Deborah C. McCardle, 805 Cypress Blvd., Apt. 307, Pompano Beach, FL 33069
Attorney: Edward J. Morascyzk, Esq., Morascyzk, Yarosz & Morascyzk, 382 W. Chestnut St., Ste. 102, Washington, PA 15301

_____ WCR Vol 104 Issues 4,5,6

Johnson, Ruth I.

Late of South Strabane Twp.
Washington Co., PA
File No. 63-23-1247

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Daniel Johnson, 180 Hathaway Rd., Claysville, PA 15323
Attorney: Timothy R. Berggren, Esq., Peacock Keller, LLP, 95 W. Beau St., Ste. 600, Washington, PA 15301

_____ WCR Vol 104 Issues 4,5,6

Jury, David J.

Late of Finleyville
Washington Co., PA
File No. 63-18-00712

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Carl Jury, 539 Fallbush Mountain Dr., Mathias, WV 26812
Attorney: Daniel L. Goodyear, Esq., 3809 Willow Ave., Pittsburgh, PA 15234

_____ WCR Vol 104 Issues 4,5,6

McClure, Barbara F.

a/k/a Barbara Fried McClure
Late of Canonsburg
Washington Co., PA
File No. 63-23-1026

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator CTA or attorney, and all persons indebted to the decedent to make payment to the Administrator CTA without delay.

Administrator CTA: Heather E. LaCotti
a/k/a Heather McClure LaCotti c/o
Attorney: W. Chad Pociernicki, Esq.,
Sherrard, German & Kelly, P.C., 535
Smithfield St., Ste. 300, Pittsburgh, PA
15222

WCR Vol 104 Issues 4,5,6

Mull, Denise Lorraine

a/k/a Denise L. Mull
Late of Washington
Washington Co., PA
File No. 63-23-1239

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Administrator or attorney, and all persons indebted to the decedent to make payment to the Administrator without delay.

Administrator: Arthur W. Mull, II, 38
Central Ave., Washington, PA 15301
Attorney: E.J. Julian, Esq., 71 N. Main St.,
Washington, PA 15301

WCR Vol 104 Issues 4,5,6

Taggart, Louise M.

a/k/a Louise Marie Snyder Taggart
Late of Hopewell Twp.
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executors or attorney, and all persons indebted to the decedent to make payment to the Executors without delay.

Executors: Nancy T. Tilley, John T. Tilley, 203 Wotring Rd., Washington, PA 15301

Attorney: Cary D. Jones, Esq., Marriner,
Jones & Fitch, 6 S. Main St., Ste. 600,
Washington, PA 15301

WCR Vol 104 Issues 4,5,6

Weaver, Janet

a/k/a Janet L. Weaver
a/k/a Janet Lynn Weaver
Late of Houston
Washington Co., PA

The Register of Wills has granted Letters on the Estate of the Decedent. Notice is hereby given to request all persons having claims against the decedent to make known the same to the Executor or attorney, and all persons indebted to the decedent to make payment to the Executor without delay.

Executor: Robert L. Weaver, 207 Locust
Ave., Houston, PA 15342

Attorney: Jeffrey P. Derrico, Esq., Greenlee Derrico Posa, LLC, 60 E. Beau St.,
Washington, PA 15301

WCR Vol 104 Issues 4,5,6

CORPORATION NOTICES

**NOTICE OF REGISTRATION OF
LIMITED LIABILITY
CORPORATION**

NOTICE is hereby given pursuant to the provisions of §311 of Act 1982-295 (54 Pa.C.S. §311), that a certificate was filed in the office of the Pennsylvania Department of State, Corporation Bureau, in Harrisburg, on the 17th day of July, 2023 for the conduct of a business in Washington County, Pennsylvania, under the Limited Liability Corporation name of **Limitless Fitness Coaching, LLC**, with its principal place of business at 94 Lintel Drive, McMurray, PA 15317.

The name and address of the person interested in said business is: Gina M. Vilsack
of 94 Lintel Drive, McMurray, PA 15317.

William E. Seger, Esq.
423 Park Place
Windber, PA 15963

WCR Vol 104 Issue 6

INCORPORATION NOTICE

NOTICE is hereby given that Articles of Incorporation were filed with the Department of State, Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, on June 15, 2023, for the purpose of obtaining a Certificate of Incorporation of a proposed corporation which was organized under the Business Corporation Law of the Commonwealth of Pennsylvania, approved December 21, 1988, Act 177.

The name of the corporation is: **Extra Mile Community Church** with its principal place of business being located at: 62 Beallsville Road, P.O. Box 262, Fredericktown, PA 15333-0262, Pastor Martin M. Folan, Sr.

WCR Vol 104 Issue 6

FICTITIOUS NAME NOTICE

Notice is hereby given pursuant to the provisions of Section 311 of Act 1982-295 (54 Pa. C.S., Sec. 311), that a certificate was filed in the office of the Secretary of the Commonwealth of Pennsylvania, at Harrisburg, on the 25th day of July, 2023 for the conduct of a business in Washington County, Pennsylvania, under the assumed or fictitious name, style or designation of **PCO Land LLC** with its principal place of business at 213 Vandale Drive, Houston, PA 15342. The names and addresses of all persons, owning or interested in said business are: Spectralloy, LLC — 213 Vandale Drive, Houston, PA 15342.

WCR Vol 104 Issue 6

SHERIFF'S SALE Anthony E. Andronas, Sheriff

Abstracts of properties taken in execution upon the writs shown, at the number and term shown, as the properties of the severally named defendants, owners or reputed owners, and to be sold by ANTHONY E. ANDRONAS, Sheriff of Washington County, Pennsylvania on **FRIDAY, SEPTEMBER 8, 2023, at 10:00 o'clock A.M. - ONLINE**, at <https://washington.pa.realforeclose.com>. See information sheet posted on our website and watch for news release for more information.

CONDITIONS OF SALE: Ten (10%) percent of purchase bid (but not less than Sheriff's costs) shall be deducted from the winning bidder's account at the **completion of the sale** and the balance will be due on or before the following **WEDNESDAY at 4:00 o'clock P.M.** at the Sheriff's Office. If the balance of payment is not made by Wednesday following the date of sale, the property will again be put up for sale on the following **FRIDAY at 10:00 o'clock A.M.**, at the expense and risk of the bidder from the original sale. A schedule of distribution will be filed by the Sheriff not later than thirty (30) days from the date of the sale and distribution will be made in accordance with the schedule unless exceptions are filed within ten (10) days thereafter. (Complete description of the properties are on file in the Sheriff's Office at Courthouse Square, 100 West Beau Street, Suite 303, Washington, PA)

CORRECTED TAX

ELLSWORTH
DLJ MORTGAGE CAPITAL INC.

vs

JOSEPH DANIEL KUDLAC

DOCKET #: 2022-8987

JUDGEMENT: \$86,320.08

In the Commonwealth of Pennsylvania,
Washington County, Ellsworth Borough;

Address: 43 CHERRY STREET,
ELLSWORTH, PA 15331

Tax #: 310-010-00-01-0007-00

Improvements: Residential Dwelling

Attorney: KML LAW GROUP, P.C.,
(215) 627-1322

WCR Vol 104 Issues **4,5,6**



DiBella Weinheimer

Geer McAllister Best Coco Lloyd Whalen



Holly Whalen 0 Amy Coco 0 Bethann Lloyd

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