

ADVANCE SHEET

The Dauphin County Reporter

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Tyler Brown v. Mount Airy #1, LLC (d/b/a Mount Airy Casino Resort);
TSG Interactive US Services Unlimited; and Michael Levine 145

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The Dauphin County Reporter

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UPCOMING HOLIDAY DEADLINES:

- Friday, November 24, 2023 issue – deadline 10 AM Monday, November 20
- Friday, December 22, 2023 issue – deadline 10 AM Tuesday, December 19
- Friday, December 29, 2023 issue – deadline 10 AM Tuesday, December 26

All legal notices must be submitted in typewritten format and are published exactly as submitted.

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Tyler Brown v. Mount Airy #1, LLC (d/b/a Mount Airy Casino Resort);
TSG Interactive US Services Unlimited; and Michael Levine

Underlying Action, we cannot do this, and the BMM Plaintiffs cannot state a claim for violation of the Dragonetti Act.

For the foregoing reasons, we enter the following Order:

ORDER

AND NOW, this 18th day of September, 2023, upon consideration of Defendants' Preliminary Objections to Plaintiffs' Complaint and Plaintiffs' response thereto, and having heard oral argument on August 21, 2023, it is hereby ORDERED as follows:

For the reasons set forth in the attached Memorandum Opinion, Defendants' Objections are hereby GRANTED. Plaintiffs' Complaint against Defendants is hereby DISMISSED in its entirety with prejudice.

**Tyler Brown v. Mount Airy #1, LLC (d/b/a Mount Airy Casino Resort); TSG
Interactive US Services Limited and Michael Levine**

No. 2023-CV-01422

Civil Action – Defamation/Gross Negligence/Fraud

The Court granted Defendants TSG and Michael Levine's Preliminary Objections to Plaintiffs' Complaint and Defendant Mount Airy's Motion for Judgment on the Pleadings. The Court found that Plaintiff failed to state a claim for defamation, gross negligence and fraud because Defendants were protected by the quasi-judicial privilege for the statements that were made.

1. Mount Airy is a gaming license holding company that contracts with co-defendant TSG to provide iGaming websites and apps, including a website and app called "PokerStars." Plaintiff filed a complaint regarding certain gameplay features of PokerStars with the Pennsylvania Gaming Control Board ("PGCB"), which prompted an investigation by the PGCB into the gameplay of PokerStars. As part of that investigation, the PGCB corresponded by email with Defendant Levine, who is a TSG employee. Plaintiff brought the instant action for allegedly defamatory statements that Defendant Levine made in an email to a PGCB representative.
2. Defendants argued that they were protected by the quasi-judicial privilege as the statements were made during the course of the PGCB's investigation into PokerStars.
3. In order for a communication to be protected by the quasi-judicial privilege, the communication "would need to have been pertinent and material and would need to have been issued in the regular course of preparing for contemplated proceedings." Post v. Mendel, 510 Pa. 213, 223, 507 A.2d 351, 356 (1986).

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4. The Court determined that the PGCB was a quasi-judicial body, and the allegedly defamatory statements were made during the course of PGCB's investigation and were material and pertinent to the investigation.

Tyler Brown

(pro se)

Louis G. Fiorella, Esq.

(Counsel for Defendant Mount Airy #1, LLC)

Coulter D. Ebbert, Esq.

(Counsel for Defendants TSG Interactive US Services Limited and Michael Levine)

Dowling, J., November 1, 2023

MEMORANDUM OPINION

Presently pending before this Court are Preliminary Objections to Plaintiff's Complaint that were filed by Defendants TSG Interactive US Services Limited (hereinafter "TSG") and Michael Levine (hereinafter "Levine") as well as the Motion for Judgment on the Pleadings that was filed by Defendant Mount Airy #1, LLC (hereinafter "Mount Airy"). The background of this case is as follows: Mount Airy is a gaming license holding company that contracts with co-defendant TSG to provide iGaming websites and apps, including a website and app called "PokerStars." Plaintiff filed a complaint regarding certain gameplay features of PokerStars with the Pennsylvania Gaming Control Board ("PGCB"), which prompted an investigation by the PGCB into the gameplay of PokerStars. As part of that investigation, the PGCB corresponded by email with Defendant Levine, who is a TSG employee. Plaintiff brings the instant action for allegedly defamatory statements that Defendant Levine made in an email to a PGCB representative.¹

Plaintiff filed his Complaint on March 1, 2023 alleging three counts as follows: Count I – Defamation; Count II – Gross Negligence; and Count III – Fraud. Defendant Mount Airy filed an Answer with New Matter to Plaintiff's Complaint on April 18, 2023. Defendants TSG and Levine filed Preliminary Objections to Plaintiff's Complaint on June 12, 2023. Thereafter, on July 13, 2023, Mount Airy filed a Motion for Judgment on the Pleadings, which essentially reiterated the arguments that Defendants TSG and Levine made

¹ The allegedly defamatory statements are: 1) "Mr. Brown habitually reaches out to Customer Service to complain that game outcomes do not come out in his favor." and 2) "Mr. Brown has stated he would like to take legal action against TSG (the reason for that legal action is unknown at this time.)"

in their Preliminary Objections. We heard oral argument on October 24, 2023, and the matter is now ripe for a decision.

Initially, Plaintiff argues that Defendants' Preliminary Objections are untimely. However, it does not appear as if Plaintiff properly served Defendant TSG, and he never served Defendant Levine. As a result, their Preliminary Objections cannot be deemed untimely because they were never properly served. Moreover, Defendants TSG and Levine acknowledge that they have waived any arguments of improper service by filing their Preliminary Objections. As such, we may consider Defendants' Objections as timely filed.

Defendants first argue that Plaintiff's alleged defamation claim and derivative tort claims are barred because Levine's statements are covered by the quasi-judicial privilege.

Pennsylvania, like many other jurisdictions, recognizes a judicial privilege providing immunity for communications which are made in the regular course of judicial proceedings and are material to the relief sought. The privilege covers statements by a party, a witness, an attorney, or a judge. Furthermore, the privilege is absolute, meaning that, where it attaches, the declarant's intent is immaterial even if the statement is false and made with malice.

Schanne v. Addis, 632 Pa. 545, 553–54, 121 A.3d 942, 947 (2015) (internal citations omitted). This judicial privilege applies to quasi-judicial proceedings as well. "The test to determine if a function is 'quasi-judicial' is whether it involves the exercise of discretion and requires notice and a hearing." Greenberg v. McGraw, 161 A.3d 976, 983–84 (Pa. Super. Ct. 2017) (citations omitted). More specifically, courts look to whether there is "the presence and exercise of discretionary decision-making authority" as well as "procedural safeguards in the administrative proceeding similar to the safeguards afforded at a judicial proceeding. Id. at 984 (citations omitted). The Pennsylvania Supreme Court has previously held that the PGCB is a quasi-judicial body with fact-finding and deliberative responsibilities. Riverwalk Casino, LP v. Pennsylvania Gaming Control Bd., 592 Pa. 505, 520–21, 926 A.2d 926, 935 (2007).

The quasi-judicial privilege doesn't just protect communications made in open court. Rather, it "encompasses pleadings and even less formal communications such as preliminary conferences and correspondence between counsel in furtherance of the client's interest." Pawlowski v. Smorto, 403 Pa. Super. 71, 81, 588 A.2d 36, 41 (1991)

(citations omitted). For communications that are made prior to the institution of proceedings, in order to be protected, the communication "would need to have been pertinent and material and would need to have been issued in the regular course of preparing for contemplated proceedings." Post v. Mendel, 510 Pa. 213, 223, 507 A.2d 351, 356 (1986).

In the instant matter, the parties have agreed that the PGCB was investigating a complaint made by Plaintiff about the gameplay in PokerStars, which is a website and app that is provided by Defendants Mount Airy and TSG. It is also undisputed that Plaintiff did not experience the problems with the PokerStars gameplay about which he complained. In fact, at the time of his Complaint to the PGCB, Plaintiff did not even have an active profile on PokerStars. Finally, there is no question that Defendant Levine made the allegedly defamatory statements to one PGCB employee during the course of their investigation into the Plaintiff's Complaint.

Since the Pennsylvania Supreme Court has previously held that the PGCB is a quasi-judicial body, it cannot be disputed that their investigations into Plaintiff's complaint would constitute a quasi-judicial proceeding. As such, the quasi-judicial privilege would apply to protect the allegedly defamatory statements made by Defendant Levine as long as such statements were pertinent and material to the investigation. To that end, the Pennsylvania Superior Court has previously stated that:

It is not necessary that the defamatory matter be relevant or material to any issue before the court. It is enough that it have some reference to the subject of the inquiry. Thus, while a party may not introduce into his pleadings defamatory matter that is entirely disconnected to the litigation, he is not answerable for defamatory matter volunteered or included by way of surplusage in his pleadings if it has any bearing upon the subject matter of the litigation. The fact that the defamatory publication is an unwarranted reference from the alleged or existing facts is not enough to deprive the party of his privilege, if the inference itself has some bearing upon the litigation.

Milliner v. Enck, 709 A.2d 417, 420-21 (Pa. Super. Ct. 1998).

Upon review of the allegedly defamatory statements made by Defendant Levine, we find that they are protected by the quasi-judicial privilege. Although Plaintiff was not, himself, the subject of the investigation, he was the person who initiated the investigation. Therefore, Plaintiff is integral to the investigation because there would not have been an investigation but for Plaintiff's complaint. As a result, any allegedly defamatory

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statements made about Plaintiff by Defendant Levine have some bearing on the investigation in that they refer to Plaintiff's proposed motives in filing the complaint with the PGCB. Plaintiff's motives in filing the complaint with the PGCB about an issue with the PokerStars software that he never experienced does have a bearing on the PGCB's investigation. For these reasons, we find that the allegedly defamatory statements made by Defendant Levine are absolutely protected by the quasi-judicial privilege, and Plaintiff cannot maintain any cause of action against any of the Defendants based on those statements.²

For the above reasons, we hereby enter the following Order:

ORDER

AND NOW, this 1st day of November, 2023, upon consideration of Defendants TSG Interactive US Services Limited's and Michael Levine's Preliminary Objections" and Plaintiff's response thereto as well as Defendant Mount Airy #1 LLC's Motion for Judgment on the Pleadings and Plaintiff's response thereto, and having heard oral argument on October 24, 2023, it is hereby ORDERED, for the reasons set forth in the attached Memorandum Opinion as follows:

1. Defendants TSG and Levine's Preliminary Objections and Defendant Mount Airy's Motion for Judgment on the Pleadings are GRANTED;
2. Plaintiff's Complaint is hereby DISMISSED with prejudice.

² Defendants made several other arguments which we need not address here in light of our decision that the statements on which Plaintiff's claims are based are absolutely privileged.

ESTATE & TRUST NOTICES

FIRST PUBLICATION

ESTATE OF IRMA C. O'KEEFE, a/k/a ERMA C. O'KEEFE, ERMA M. O'KEEFE, ERMA HEEMAN O'KEEFE, IRMA HEEMAN O'KEEFE, late of Lower Paxton Township, Dauphin County, PA (died: September 231 2023)

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: Jerome F. O'Keefe, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

Attorney: Estate of Irma C. O'Keefe, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110
n24-d8

ESTATE OF JUDITH A. WEBER a/k/a JUDITH ABRAHAM WEBER, late of Derry Township, Dauphin County, PA (died: September 3, 2023)

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: Peter J. Weber, 5820 Deerfoot Court, Trussville, AL 35173

Attorney: A. Mark Winter, Esquire, JSDC Law Offices, 11 East Chocolate Avenue, Suite 300, Hershey, PA 17033; (717) 533-3280
n24-d8

ESTATE OF RONALD CARL ULERICK, late of Dauphin County, 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: Kenneth M. Ulerick, 190 Edenderry Way, Enola, PA 17025 n24-d8

ESTATE OF SHIRLEY M. BROKENSHERE, late of Lower Swatara Township, Dauphin County, PA (died: September 7, 2023)

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: Beth Ann Brokenshire

Attorney: Karen W. Miller, Esquire, Daley Zucker, LLC, 645 N. 12th Street, Suite 200, Lemoyne, PA 17043 n24-d8

ESTATE OF KALI MARIA MALINOSKI a/k/a KALI MALINOSKI, late of Harrisburg, Dauphin County, PA (died: October 7, 2023)

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: Ryan M. Malinoski, 2524 N. 6th Street, Harrisburg, PA 17110

Attorney: Rosemarie Gavin-Casner, Esquire, Gavin Casner Law, 3600 Trindle Road, Ste. 102, Camp Hill, PA 17011
n24-d8

ESTATE OF MARY CATHERINE LAWRENCE, late of Progress Avenue, Susquehanna Township, Dauphin County, PA (died: July 25, 2022)

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: John T. Lawrence, 7211 Evergreen Lane, Harrisburg, PA 17112

Attorney: Michael J. Wilson, Esquire, 113 Iron Furnace Court, Lewisberry, PA 17339-9339
n24-d8

ESTATE OF MARGARET S. SHERRICK a/k/a MARGARET ANN SHERRICK, late of Derry Township, Dauphin County, PA (died: August 22, 2023)

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: Stephen F. Coletti, c/o Edward P. Seeber, Esquire, JSDC Law Offices, Suite C-400, 555 Gettysburg Pike, Mechanicsburg, PA 17055; 717-533-3280 n24-d8

ESTATE OF HELEN M. MICHAEL, late of Millersburg Borough, Dauphin County, PA (died: October 9, 2023)

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: Ronald L. Scheib, 2281 Middle Ridge Road, Newport, PA 17074; Christy M. Barge, 159 Cherry Street, P.O. Box 457, Pillow, PA, 17080

Attorney: Gregory M. Kerwin, Esquire, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethtown, PA 17023 n21-d8

ESTATE OF PHYLLIS M. SHEPLEY, late of Susquehanna Township, Dauphin County, PA (died: September 12, 2023)

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: Heather Reso, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110

Attorney: Estate of Phyllis M. Shepley, c/o Hazen Law Group, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110 n24-d8

SECOND PUBLICATION

ESTATE OF ROBERT P. KINDLER, late of Susquehanna Township, Dauphin County, PA (died: September 9, 2023)

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: Ann R. Brennan

Attorney: Jaron P. Castranio, Esquire, Jackson Law Firm, PLLC, 1215 Manor Drive, Suite 202, Mechanicsburg, PA 17055; Telephone: 717-620-7119

n17-d1

ESTATE OF JOSEPH THEODORE NOVAK, SR., late of Middle Paxton Township, Dauphin County, PA (died: July 26, 2023)

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: Teresa Evon Novak, 7715 Valleyview Ave., Harrisburg, PA 17112

Attorney: Marlene Wilson, Esquire, Wilson Law, 1461 Pheasant Hill Road, Dauphin, PA 17018; 4WilsonLaw@Gmail.com; 717-829-3588

n17-d1

ESTATE OF CHARLES ANDREW HAWTHORNE, late of West Hanover Township, Dauphin County, PA (died: April 30, 2023)

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: Joseph M. Hawthorne, 7913 Fishing Creek Valley Road, Harrisburg, PA 17112

Attorney: Marlene Wilson, Esquire, Wilson Law, 1461 Pheasant Hill Road, Dauphin, PA 17018; 4WilsonLaw@Grmail.com; 717-829-3588

n17-d1

ESTATE OF BETTY L. STAUFFER, late of Williams Township, Dauphin County, PA (died: October 16, 2023)

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 Stauffer, 781 East Market Street, Williamstown, PA 17098

Attorney: Gregory M. Kerwin, Esquire, 4245 State Route 209, Elizabethville, PA 17023 n17-d1

ESTATE OF LAURA E. HARMAN, late Middle Paxton Township, Dauphin County, PA (died: October 12, 2023)

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-Executrices or attorney, and all persons indebted to the decedent to make payment to the Co-Executrices without delay.

Co-Executrices: Melanie Ann Wilson, 814 Mountain View Street, Harrisburg, PA 17112; Claudette Ann Evans, 4500 Crooked Hill Road, Harrisburg, PA 17110

Attorney: Gregory M. Kerwin, Esquire, Kerwin & Kerwin, LLP, 4245 State Route 209, Elizabethville, PA 17023 n17-d1

ESTATE OF ALBERT H. SHIRK, late of Lower Swatara Township, Dauphin County, PA (died: October 6, 2023)

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.

Co-Executrix: Mary E. Martz, 141 Shirks Lane, Grantville, PA 17028; Richard A. Shirk, 125 Shirks Lane, Grantville, PA 17028

Attorney: Diane S. Baker, Esquire, P.O. Box 6443, Harrisburg, PA 17112-0443 n17-d1

ESTATE OF JAMES HADLEY BAILEY, III, late of West Hanover Township, Dauphin County, PA (died: April 21, 2023)

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: Seth A. Kunder
Attorney: Vicky Ann Trimmer, Esquire, Daley Zucker, LLC, 645 N. 12th Street, Suite 200, Lemoyne, PA 17043 n17-d1

ESTATE OF HAROLD G. SEIBERT, late of South Hanover Township, Dauphin County, 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: Steve H. Seibert, 7202 Union Deposit Road, Hummelstown, PA 17036

Attorney: Galen R. Waltz, Esquire, 2002 Holly Street, Marysville, PA 17053 n17-d1

ESTATE OF HELEN KAPAC, late of Steelton, Dauphin County, PA (died: September 8, 2023)

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: Stanley Kapac, P.O. Box 11998, Harrisburg, PA 17108

Attorney: BECKLEY & MADDEN, LLC, 212 North Third Street, Suite 301, Harrisburg, PA 17101 n17-d1

ESTATE OF DOROTHY TEBERA, late of Hummelstown Borough, Dauphin County, PA (died: October 2, 2023)

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: Julie M. Tebera, c/o Bruce J. Warshawsky, Esquire, Cunningham, Chernicoff & Warshawsky, P.C., P.O. Box 60457, Harrisburg, PA 17106-0457
n17-d1

ESTATE OF GLENN R. JOHNSTON, JR., a/k/a GLENN RAYMOND JOHNSTON, JR., late of Lower Paxton Township, Dauphin County, 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: Mary C. Johnston, 600 Wenrich Street, Harrisburg, PA 17112

Attorney: Butler Law Firm, 1007 Mumma Road, Suite 101, Lemoyne, PA 17043
n17-d1

NOTICE OF TRUST ADMINISTRATION of the **LESTER G. GROTZINGER TRUST** dated 09/19/1996, following the death of Lester G. Grotzinger, of the City of Harrisburg, Dauphin County, PA on July 24, 2023, is hereby given.

All persons having claims against the Decedent or Trust are requested to present them for settlement and all persons indebted to the Decedent or Trust are requested to make immediate payment to:

Trustee: Margaret Grotzinger, 742 Pine Tree Road, Hummelstown, PA 17036

Attorney: Elizabeth B. Place, Esquire, SkarlatosZonarich, LLC, 320 Market Street, Suite 600 West, Harrisburg, PA 17101
n17-d1

THIRD PUBLICATION

ESTATE OF KEITH D. KOHLER, late of Centre Township, Perry County, 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: Kimberly Ann Greene, 45 Ralph Street, Stamford, CT 06902

Attorney: Peter J. Russo, Esquire, Law Offices of Peter J. Russo, P.C., 245

Grandview Ave, Suite 102, Camp Hill, PA 17011
n10-24

ESTATE OF MARILYN M. DOWNING a/k/a MARILYN MAE DOWNING, late of Derry Township, Dauphin County, PA (died: August 23, 2023)

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: Colleen M. Yarusavage and Maureen K. Applegate, 1917 Carlton Drive, Lebanon, PA 17042

Attorney: A. Mark Winter, Esquire, JSDC Law Offices, 11 East Chocolate Avenue, Suite 300, Hershey, PA 17033; (717) 533-3280
n10-24

ESTATE OF ETHYL L. FELTON, late of Harrisburg City, Dauphin County, 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 Personal Representative or attorney, and all persons indebted to the decedent to make payment to the Personal Representative without delay.

Personal Representative: Joann Griffin, c/o Megan C. Huff, Esquire, Nestico Druby, P.C., 1135 East Chocolate Avenue, Suite 300, Hershey, PA 17033
n10-24

ESTATE OF JUNE M. MARTIN, late of Middletown, Dauphin County, PA (died: September 18, 2023)

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: Kelly A. Martin

Attorney: David C. Miller, Jr., Esquire, 1846 Bonnie Blue Lane, Middletown, PA 17057; 717-939-9806; email: davidcmillerjr@verizon.net
n10-24

ESTATE OF ANTHONY A. CIUCCI,
Harrisburg City, Dauphin County, 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: Kathleen C. Shannon, 120 Silverlake Drive, Harrisburg, PA 17112

Attorney: Richard W. Stewart, Esquire, Johnson, Duffie, Stewart & Weidner, P.C., 301 Market Street, P.O. Box 109, Lemoyne, PA 17043 n10-24

ESTATE OF STEPHEN L. MILLARD,
late of Lower Paxton Township, Dauphin County, 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: Stewart L. Millard

Attorney: Aviv S. Bliwas, Esquire, Johnson, Duffie, Stewart & Weidner, P.C., 301 Market Street, P.O. Box 109, Lemoyne, PA 17043 n10-24

ESTATE OF JACQUELINE R. WASS,
late of Harrisburg City, Dauphin County, PA (died: October 7, 2023)

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: Wendy Liane Rhode, c/o Imblum Law Offices, 4615 Derry Street, Harrisburg, PA 17111

Attorney: Gary J. Imblum, Esquire, Imblum Law Offices, 4615 Derry Street, Harrisburg, PA 17111 n10-24

ESTATE OF GERTRUDE M. WEAVER, a/k/a GERTRUDE MARIE WEAVER,
late of Derry Township, Dauphin County, PA (died: October 7, 2023)

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: Edwin F. Weaver IV

Attorney: Elizabeth P. Mullaugh, Esquire, McNeese Wallace & Nurick LLC, 100 Pine Street, P.O. Box 1166, Harrisburg, PA 17108-1166; (717) 232-8000 n10-24

FIRST PUBLICATION

CORPORATE NOTICES

NOTICE IS HEREBY GIVEN **Picture Car Services, Ltd.**, a foreign business corporation incorporated under the laws of New York, with its princ. office located at 4805 Metropolitan Ave., Ridgewood, NY 11385, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The commercial registered office provider in PA is Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN that **GFL Environmental Services USA, Inc.**, a foreign corporation formed under the laws of the State of Delaware and its principal office is located at 19701 S. 97th Ave., Mokena, IL 60448, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 11/13/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin. n24

NOTICE IS HEREBY GIVEN that **National Safety Council**, a foreign not-for-profit corporation founded in 1913 and chartered by the US Congress in 1953 with its principal office located at 1121 Spring Lake Dr., Itasca, IL 60143, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 11/2/23, under the provisions of Chapter

4 of the Association Transactions Act. The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN **iRobot Corporation**, a foreign corporation formed under the laws of the State of Delaware and with its principal office located at 8 Crosby Dr., Bedford, MA 01730, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 10/26/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN **Tisento Therapeutics, Inc.**, a foreign corporation formed under the laws of the State of Delaware and with its principal office located at 245 1st St., Riverview II, Fl. 18, Cambridge, MA 02142, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 11/9/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN that pursuant to the applicable provisions of 15 Pa.C.S. Section 415 or 417, **Plaid Payments, Inc.**, a corporation incorporated under the laws of the State of Delaware with its registered office in PA at c/o: Corporation Service Company, Dauphin County, intends to file a Statement of Withdrawal of Foreign Registration with the Dept. of State. n24

NOTICE IS HEREBY GIVEN that **Central Dauphin Youth Wrestling Association** has been organized under the provisions of the Business Corporation Law of 1988 and filed Articles of Incorporation with the Pennsylvania Department of State on August 22, 2018. Central Dauphin Youth

Wrestling Associated filed Amended Articles of Incorporation on November 1, 2023.

Jaron P. Castranio, Esquire
Jackson Law Firm, PLLC
1215 Manor Drive, Suite 202
Mechanicsburg, PA 17055
Telephone: 717-620-7119

n24

NOTICE IS HEREBY GIVEN **Harco Products, Inc.**, a foreign business corporation incorporated under the laws of Ohio, with its princ. office located at 3778 Timberlake Drive, Richfield, OH 44286, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The street address in the association's jurisdiction of formation is 3778 Timberlake Drive, Richfield, OH 44286. The commercial registered office provider in PA is c/o: Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN **Brill USA, Inc.**, a foreign business corporation incorporated under the laws of Massachusetts, with its princ. office located at 10 Liberty Sq. 3rd Fl., Boston, MA 02109, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The street address in the association's jurisdiction of formation is 10 Liberty Sq. 3rd Fl., Boston, MA 02109. The commercial registered office provider in PA is Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN that pursuant to the applicable provisions of 15 Pa.C.S. Section 415 or 417, **PSA-DEWBERRY DESIGN PC**, a corporation incorporated under the laws of the State of Virginia with its registered office in PA at c/o: Corporation Service Company, Dauphin County, intends to file a Statement of Withdrawal of Foreign Registration with the Dept. of State. n24

NOTICE IS HEREBY GIVEN **Clement Clinic P.A.**, a foreign business

corporation incorporated under the laws of Florida, with its princ. office located at 100 5th Avenue, New York, NY 10011, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The commercial registered office provider in PA is Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN **Vonachen Group, Inc.**, a foreign corporation formed under the laws of the State of Illinois and with its principal office located at 8900 N. Pioneer Rd., Peoria, IL 61615, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 11/13/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN **OUTWATER INDUSTRIES, INC.**, a foreign business corporation incorporated under the laws of New Jersey, with its princ. office located at 24 River Rd., Bogota, NJ 07603, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The commercial registered office provider in PA is Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN **Hurricane Consulting, Inc.**, a foreign corporation formed under the laws of the State of Florida and with its principal office located at 15310 Amberly Dr., Ste 250, Tampa, FL 33647, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 11/6/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official

publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN **Air Wireless, Inc.**, a foreign corporation formed under the laws of the State of Delaware and with its principal office located at 228 Hamilton Ave., Fl. 3, Palo Alto, CA 94301, has registered to do business in Pennsylvania with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on 11/14/23, under the provisions of Chapter 4 of the Association Transactions Act.

The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

NOTICE IS HEREBY GIVEN **Coinbase Financial Markets, Inc.**, a foreign business corporation incorporated under the laws of Delaware, with its princ. office located at 55 Hudson Yards, 550 West 34th St., 4th Fl., New York, NY 10001, has applied for a Statement of Registration to do business in Pennsylvania under the provisions of Chapter 4 of the Association Transactions Act. The street address in the association's jurisdiction of formation is 248 3rd St., #434, Oakland, CA 94607. The commercial registered office provider in PA is c/o: Corporation Service Company, and shall be deemed for venue and official publication purposes to be located in Dauphin County. n24

FICTITIOUS NAME NOTICES

NOTICE IS HEREBY GIVEN pursuant to the provisions of the Fictitious Names Act of Pennsylvania that an application for registration of a fictitious name was filed with the Department of State of the Commonwealth of Pennsylvania, for the conduct of a business under the fictitious name of **nTop** with its principal office or place of business at 199 Lafayette St., Ste. 4AB, NY, NY 10012. The names and addresses, including street and number, if any, of all persons who are parties to the registration are: Bradley Rothenberg, 199 Lafayette St., Ste. 4AB, NY, NY 10012. n24

NOTICE IS HEREBY GIVEN that a Registration of Fictitious Name was filed in the Department of State of the Commonwealth of Pennsylvania on October 26, 2023, for **cyberwavekait** with a principal place of business located at 7478 Stephen Dr., Harrisburg, PA 17111 in Dauphin County. The individual interested in this business is Kaitlin Yonce, also located at 7478 Stephen Dr., Harrisburg, PA 17111. This is filed in compliance with 54 Pa.C.S. 311. n24

NOTICE IS HEREBY GIVEN that Articles of Inc. were filed with the Dept. of State for **GRAVITY BREWS INCORPORATED**, a corp. organized under the PA Business Corp. Law of 1988. n24

NOTICE IS HEREBY GIVEN that **EVINEX CORPORATION**, a foreign corporation formed under the laws of the State of CA, where its principal office is located at 620 Newport Center Dr., Ste. 1100, Newport Beach, CA 92660, has or will register to do business in PA with the Dept. of State of the Commonwealth of PA, at Harrisburg, PA, on 11/14/23, under the provisions of the Pennsylvania Business Corporation Law of 1988. The registered office in Pennsylvania shall be deemed for venue and official publication purposes to be located at c/o Business Filings Incorporated, Dauphin County. n24

MISCELLANEOUS **NOTICES**

**IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY,
PENNSYLVANIA**

WRIT NO. 2023-CV-06573

**EA&G REAL ESTATE, LLC, PLAINTIFF
VS.
ALLEN CARLTON AND DINA WEST
AND JOHN DOE AND/OR
OCCUPANTS OF THE SECOND
FLOOR, DEFENDANT(S)**

COSTS:

**Prothy. Pd.: \$235.25
This Writ: \$44.25
Sheriff: \$152.00
Attorney \$3.00**

WRIT OF POSSESSION (EJECTMENT PROCEEDINGS) P.R.C.P. 3160 TO 3165

To the Sheriff of Dauphin County:

(1) To satisfy the judgment for possession in the above captioned case you are directed to deliver possession of property described on the attached exhibit:

To: **EA&G Real Estate, LLC**

Real estate as per the attached description **741 S. 26th Street, First Floor, Harrisburg, PA 17104.**

WITNESS, the HONORABLE John F. Cherry, President Judge of the Court of Common Pleas of Dauphin County at the City of Harrisburg on **October 3, 2023.**

Matthew R. Krupp, Prothonotary

By: Janelle Campbell
Deputy

TO THE HONORABLE JUDGES &c.

By virtue of this writ, on the ____ day of _____ I caused the within named _____ Plaintiff _____, to have possession o the premises within described.

So Answers: Sheriff

Date: Nov 15 2023
RE-ISSUE WRIT OF POSSESSION
MATTHEW R. KRUPP, PROTHONOTARY

Appearance for the Plaintiff:

Katelyn E. Rohrbaugh
Attorney ID: 329304
100 East Market Street
York, PA 17401
(717) 846-8888

n24

**IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA**

TERM NO. 2023-CV-03557

**CIVIL ACTION - LAW
NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**PENNYMAC LOAN SERVICES, LLC,
PLAINTIFF
VS.
VINCENT P. SCRBAIC
MORTGAGOR AND REAL OWNER,**

DEFENDANT

TO: VINCENT P. SCRABACIC, MORTGAGOR AND REAL OWNER, DEFENDANT whose last known address is 622 South 2nd Street Steelton, PA 17113.

THIS FIRM IS A DEBT COLLECTOR AND WE ARE ATTEMPTING TO COLLECT A DEBT OWED TO OUR CLIENT. ANY INFORMATION OBTAINED FROM YOU WILL BE USED FOR THE PURPOSE OF COLLECTING THE DEBT.

YOU ARE HEREBY NOTIFIED that Plaintiff PENNYMAC LOAN SERVICES, LLC, has filed a Mortgage Foreclosure Complaint endorsed with a notice to defend against you in the Court of Common Pleas of Dauphin County, Pennsylvania, docketed to No. 2023-CV-03557 wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 622 South 2nd Street Steelton, PA 17113 whereupon your property will be sold by the Sheriff of Dauphin.

NOTICE

YOU HAVE been sued in court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after the Complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claim in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. 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.

DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 N. Front Street

Harrisburg, PA 17101
717-232-7536

Michael T. McKeever
Attorney for Plaintiff
KML Law Group, P.C., PC
Suite 5000, BNY Independence Center
701 Market Street
Philadelphia, PA 19106-1532
215-627-1322

n24

PUBLIC NOTICE

ANYONE WITH INTEREST to the following vehicles: 2011 Honda Fit VIN: **JHMGE8H52BCO24900** must appear at the Lehigh County Courthouse on January 8, 2024, at 9:30 AM, in courtroom 5B. n24

SECOND PUBLICATION

**MISCELLANEOUS
NOTICES**

NOTICE OF AUDIT

**TO LEGATEES, NEXT OF KIN,
CREDITORS AND ALL OTHER
PERSONS CONCERNED:**

NOTICE IS HEREBY GIVEN that the following accounts have been filed by the respective accountants in the Office of the Register of Wills or with the Clerk of the Orphans' Court Division of the Common Pleas of Dauphin County, as the case may be, and that the same shall be duly presented to the said Orphans' Court Division at the Office of the Court Administrator for Audit, Confirmation and Distribution of the said ascertained balances to and among those legally entitled thereto **December 27, 2023**. Pursuant to Pennsylvania Orphans' Court Rule 2.7(b) (formerly Dauphin County Orphans' Court Rule 6.10.1), objections to an account must be filed in writing with the Register or Clerk **no later than the close of business on December 26, 2023**.

1. BREWSTER, NELSON, J., Deceased, First Amendment to First and Final Account of Stephanie Lewis, Administratrix.
2. GERDES, CHARLES, M., Deceased, First and Final Account of Kristen A. Aciri, Executrix.

3. GONDER, DONALD C., Settlor now Deceased, First and Final Account of Manufacturers and Traders Trust Company, Successor Trustee (Trust Under Agreement dated October 27, 1992 as amended May 4, 2010).

November 13, 2023 Jean Marfizo King
Register of Wills &
n17-24 Clerk of the Orphans' Court

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The Board of Directors of the Bar Association meets on the third Thursday of the month at the Bar Association headquarters. Anyone wishing to attend or have matters brought before the Board should contact the Bar Association office in advance.

REPORTING OF ERRORS IN ADVANCE SHEET

The Bench and Bar will contribute to the accuracy in matters of detail of the permanent edition of the Dauphin County Reporter by sending to the editor promptly, notice of all errors appearing in this advance sheet. Inasmuch as corrections are made on a continuous basis, there can be no assurance that corrections can be made later than thirty (30) days from the date of this issue but this should not discourage the submission of notice of errors after thirty (30) days since they will be handled in some way if at all possible. Please send such notice of errors to: Dauphin County Reporter, Dauphin County Bar Association, 213 North Front Street, Harrisburg, PA 17101-1493.

DAUPHIN COUNTY COURT SECTION

Opinions Not Yet Reported

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BAR ASSOCIATION PAGE
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JUDICIAL LAW CLERK: Dauphin County Court is seeking applicants for a full-time judicial law clerk. Please see link [here](#) for job description and application.

ADULT CRIMINAL CONFLICT CONSEL: Dauphin County Court is seeking applications for a part-caseload adult criminal conflict counsel. Please send letters of interest and resumes to hwilliard@dauphincounty.gov

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