

The Greene Reports

Official Legal Publication for Greene County, Pennsylvania
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Greene County Courthouse, Waynesburg, PA 15370

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Since October 1982

The Greene Reports

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COURT OF COMMON PLEAS
Honorable Farley Toothman, President Judge
Honorable Louis Dayich, Judge

MOTIONS

Criminal & Civil & O.C.:
Emergencies Only

CRIMINAL

Arraignments: March 23, 2020
ARDs: April 13, 2020
ARD Revocations: April 13, 2020
Parole Violations: March 23, 2020
Plea Court: April 14 and April 15, 2020
License Suspension Appeals: April 20, 2020
Argument Court: -

ORPHANS

Accounts Nisi: April 6, 2020
Accounts Absolute: April 17, 2020

SUPREME COURT

SUPERIOR COURT

COMMONWEALTH COURT

Convenes in Pgh.: April 20-24, 2020

Convenes in Pgh.: May 4-5, 2020

Convenes in Pgh.: May 11-15, 2020

ARGUMENTS

Argument Court: April 7, 2020

CIVIL

Domestic Relations Contempts: April 27,
2020
Domestic Relations Appeals: April 27, 2020

JUVENILE

Plea Day: April 16, 2020

THE GREENE REPORTS

Owned and published by the GREENE COUNTY BAR ASSOCIATION

Editor: Kayla M. Sammons

E-mail address: editor.greenerreports@yahoo.com

EDITORIAL POLICY

All articles published in The Greene Reports are intended to inform, educate or amuse. Any article deemed by the editorial staff to be reasonably interpreted as offensive, demeaning or insulting to any individual or group will not be published.

The views expressed in the articles represent the views of the author and are not necessarily the views of The Greene Reports or the Greene County Bar Association.

The Greene Reports welcomes letters to the Editor both for publication and otherwise. All letters should be addressed to: Editor, The Greene Reports, Greene County Courthouse, 10 East High Street, Waynesburg, PA 15370. Letters must include signature, address and telephone number. Anonymous correspondence will not be published. All letters for publication are subject to editing and, upon submission, become the property of The Greene Reports.

THE GREENE COUNTY BAR ASSOCIATION

Jessica L. Phillips, President

Christopher M. Simms, Vice-President

Cheryl Cowen, Secretary

Timothy M. Ross, Treasurer

Christine N. Nash, Ex-Officio

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DEED TRANSFERS

The following property transfers have been recorded in the Greene County Recorder of Deeds office.

CUMBERLAND TOWNSHIP

Anna Mae Vrana Estate, et al., to Ryan James Argyle, Lots 16-20 in Greene Hills Terrace No. 1, \$135,000.00 (3-18-20)

Robert D. Gray, et ux., to Ewing House LLC, Lot 436 in Crucible, \$37,000.00 (3-19-20)

FRANKLIN TOWNSHIP

Frank J. Peduti to Kevin Jacobs, Lot, \$163,000.00 (3-13-20)

Jason E. Hampson, et ux., to Baily Family Legacy Trust, et al., 1.9758 Acres, \$545,000.00 (3-13-20)

JEFFERSON TOWNSHIP

Korey Hague, et ux., to Brandon Scott Northcraft, Lots 54-56, \$135,000.00 (3-17-20)

MONONGAHELA TOWNSHIP

John M. Werner, et ux., to Jacob C. Proud, et al., 2 Lots, \$310,000.00 (3-13-20)

MORGAN TOWNSHIP

Dave Gamble, et ux., to Alfred B. Cole, et ux., 10.260 Acres, \$340,000.00 (3-18-20)
G. Douglas Hanford, et al., to Matilda E. Carter, Lot 428 in Mather, \$45,000.00 (3-19-20)

WAYNESBURG BOROUGH

Thomas A. Patton to Linda Kay John, et ux., Lot, \$75,000.00 (3-17-20)

Jay M. Henicle to Cyril Jean Andre Champalbert, et ux., Lot, \$13,000.00 (3-19-20)

ESTATE NOTICES

NOTICE is hereby given of the grant of letters by the Register of Wills to the Estates of the following named decedents. All persons having claims are requested to make known the same and all persons indebted to the decedent are requested to make payment to the personal representative or his attorney without delay.

FIRST PUBLICATION

MORGAN, MARGARET W.

Late of Franklin Township, Greene County, Pennsylvania

Co-Executrices: Mary Beth Pastorius, 940 Beaver Street, Sewickley, PA 15143 and Joyce Ann Winters, 190 Dunn Station Road, Prosperity, PA 15329

Attorney: David F. Pollock, Esquire, Pollock Morris Belletti & Simms, LLC, 54 South Washington Street, Waynesburg, PA 15370

WILLIAMS, KENNETH RAY a/k/a KENNETH R. WILLIAMS

Late of Dunkard Township, Greene County, Pennsylvania

Co-Executors: Kenny R. Williams and James R. Williams, c/o Davis & Davis Law Offices, Gary J. Frankhouser, Esquire, 107 East Main Street, Uniontown, PA 15401

Attorney: Gary J. Frankhouser, Esquire, Davis & Davis Law Offices, 107 East Main Street, Uniontown, PA 15401

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SECOND PUBLICATION

HALOW, JOHN STEPHEN a/k/a JOHN S. HALOW
Late of Greene Township, Greene County, Pennsylvania
Executor: Maria S. Halow, 248 Garards Fort Road, Garards Fort, PA 15334
Attorney: Todd A. Fuller, Esquire, Brenlove & Fuller, LLC, 401 Washington Avenue, Bridgeville, PA 15017

THIRD PUBLICATION

HOWARD, DONALD SHERWOOD
Late of Dunkard Township, Greene County, Pennsylvania
Executor: Franklin D. Howard, PO Box 74, Mt. Morris, PA 15349
Attorney: Gregory C. Hook, Esquire, 189 W. High Street, PO Box 792, Waynesburg, PA 15370

MORRIS, MARCIA K.
Late of Franklin Township, Greene County, Pennsylvania
Co-Executors: Samuel R. Morris, 705 Sherman Ave., Waynesburg, PA 15370 and Christopher W. Morris, 2916 Yellowstone Drive, Lawrence, KS, 66047
Attorney: Jeffrey N. Grimes, Esquire, 77 South Washington Street, Waynesburg, PA 15370

NICKLER, ELIZABETH
Late of Rices Landing Borough, Greene County, Pennsylvania
Executrix: Cassandra Menhart, 236 Crucible Road, Rices Landing, PA 15357
Attorney: Timothy N. Logan, Esquire, 54 N. Richhill Street, Waynesburg, PA 15370

STEPHENSON, JAMES J.
Late of Franklin Township, Greene County, Pennsylvania
Executrix: Sharon D. Stephenson, 333 Second Avenue, Waynesburg, PA 15370
Attorney: Brandon K. Meyer, Esquire, 76 North Richhill Street, Waynesburg, PA 15370

TIERAN, ROY R., SR. a/k/a RONALD TIERNAN, SR.
Late of Franklin Township, Greene County, Pennsylvania
Executrix: Linda Criss, 1075 11th Street, Waynesburg, PA 15370
Attorney: Bradley M. Bassi, Esquire, Bassi, Vreeland & Associations, PC, PO Box 144, 111 Fallowfield Avenue, Charleroi, PA 15022

THOMAS, BILLY J. a/k/a BILLY JACKSON THOMAS
Late of Franklin Township, Greene County, Pennsylvania
Co-Executors: Joey Bill Thomas, 805 Bonar Avenue, Waynesburg, PA 15370 and Tanya Lee Briand, 7424 Twisted Branch St NE, Albuquerque, NM 87113
Attorney: J. William Hook, Esquire, PO Box 792, 189 West High Street, Waynesburg, PA 15370

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FIRST AND FINAL ACCOUNT

LIST OF FIRST AND FINAL ACCOUNTS TO BE PRESENTED TO THE COURT BY SHERRY L. WISE, CLERK OF COMMON PLEAS COURT, ORPHANS' COURT DIVISION ON April 6, 2020 FOR NISI CONFIRMATION AND ON April 17, 2020 FOR FINAL CONFIRMATION.

The First & Final Account of Cheryl Hart, Executrix of the Estate of Charles W. Hart, Deceased, late of Cumberland Township, Greene County, Pennsylvania.

Attorney: Kimberly J. Simon-Pratt, Esquire
223 East High Street
Waynesburg, PA 15370
724-627-9118

INCORPORATION NOTICE

NOTICE is hereby given that a Certificate of Organization – Domestic Limited Liability Company has been filed with the Department of State of Commonwealth of Pennsylvania for a limited liability company established under the provisions Business Corporation Law for Riggi Enterprises, LLC.

LEGAL NOTICE

APRIL CLE Seminars

Frank Sarris Public Library
35 North Jefferson Avenue Canonsburg, PA 15317
Conveniently located off of the I-79 Canonsburg, PA Exit
Free Parking in Murdock Street Lot
April 29th & 30th 2020

April 29, 2020 – 9 AM-12:15 PM
Advising Your Business-Owner Clients
Presenter: Brian Bohn / Merrill Lynch
2 Substantive Credits / 1 Ethics - \$79

April 29, 2020 – 1 PM-4:15 PM
Pennsylvania Limited Liability Companies: The Go-To Entity for Small Businesses in Pennsylvania

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Mark Sullivan & John Heurich / Lynch Law Group
2 Substantive Credits / 1 Ethics - \$79

April 30, 2020 – 9 AM-12:15 PM
Student Discipline in Pennsylvania’s Public Schools
Joe Zupancic / Zupancic Law
3 Substantive Credits - \$75

April 30, 2020 – 1 PM-4:15 PM
Real Estate Round Up
Steve Emery, Frank Kosir, Derek Ferace and Eric Rosenberg / Chicago Title Insurance
3 Substantive Credits - \$75

PA CLE approved
To register: www.calu.edu/ilpp
speer@calu.edu / 724-938-4054

California University of PA
250 University Avenue, Box 6 | California, PA 15419

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ADMINISTRATIVE ORDER

COMMONWEALTH OF PENNSYLVANIA, COURT OF COMMON PLEAS THIRTEENTH JUDICIAL DISTRICT – GREENE COUNTY

IN RE: OFFICE OF PRESIDENT JUDGE) Court Administration
ADMINISTRATIVE ORDER) Docket No. 4 of 2020

ORDER - #1: COVID-19 DECLARATION OF JUDICIAL EMERGENCY

AND NOW, this 16 day of March, 2020, per the Supreme Court’s Order dated March 16, 2020, (See attached) I now declare a judicial emergency in the Thirteenth (13th) Judicial District – Greene County for the following initial period:

FROM – 2:30 PM, Monday, March 16, 2020
UNTIL – 4:30 PM, Monday, March 23, 2020
And/or as otherwise Ordered

The Court facilities, including the Courthouse offices, Magisterial District Court Offices, Office of Probation and Parole, and Office of Domestic Relations shall remain open and staffing be available for essential services only, as defined by the Court related Elected Official and/or the Court Department Supervisor.

FURTHER, the operation of Rule of Criminal Procedure 600 shall be suspended in the Thirteenth Judicial District during the period of the local judicial emergency.

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For more Court related information, please contact: Office of District Court Administrator, at:

Website: www.greenepercourts.us
eMail: courtadministration@greenepercourts.us

SO ORDERED AND DECREED

Susan K. White, Prothonotary

Farley Toothman, President Judge

IN THE SUPREME COURT OF PENNSYLVANIA WESTERN DISTRICT

IN RE: GENERAL STATEWIDE : No. 531 Judicial Administration Docket
JUDICIAL EMERGENCY :
:

ORDER

PER CURIAM

AND NOW, this 16th day of March, 2020, pursuant to Rule of Judicial Administration 1952(A), this Court DECLARES a general statewide judicial emergency until April 14, 2020, on account of COVID-19. The Court deems it necessary for the Pennsylvania Judiciary to consider – on a district-by-district basis – the appropriate measures to be taken to safeguard the health and safety of court personnel, court users, and members of the public.

1. Accordingly, President Judges are AUTHORIZED to declare judicial emergencies in their judicial districts through April 14, 2020, or for part of that period, should they deem it appropriate for the protection of the health and safety of court personnel, court users, and others. Local declarations shall be transmitted to the State Court Administrator on a form substantially similar to the attached. The declarations shall become effective immediately upon the State Court Administrator’s transmittal to the Supreme Court Prothonotary upon sufficient publication arranged by the President Judge. To constitute sufficient publication, the President Judge shall ensure that the declaration is:

- A. Posted on the entry doors of the county courthouse of the judicial district and of all magisterial district courts within the judicial district;
- B. Posted on the judicial district’s website; and
- C. Transmitted via e-mail to the local county bar association or associations, with the request that such associations promptly forward the notice to all members.

2. Upon the declaration of a judicial emergency in a particular judicial district, the President Judge SHALL HAVE THE AUTHORITY:

- A. To suspend time calculations for the purposes of time computation relevant to court cases or other judicial business, as well as time deadlines, subject to constitutional restrictions;
- B. To authorize additional uses of advanced communication technology to conduct court proceedings, subject to constitutional restrictions; and

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C. To take any action permitted pursuant to Rule of Judicial Administration 1952(B)(2).

3. With reference to paragraph 2(A), the President Judge specifically SHALL HAVE THE AUTHORITY to suspend the operation of Rule of Criminal Procedure 600 within a judicial district. Such suspension shall be immediately effective if a statement of intention to implement a suspension is included in the declaration of a local judicial emergency. The purport of the suspension will be that the time period of the local judicial emergency (or a shorter time period if specified) shall be excluded from the time computation under Rule of Criminal Procedure 600(C). Nothing in this Order or its local implementation shall affect a criminal defendant's right to a speedy trial under the United States and Pennsylvania Constitutions, albeit that the circumstances giving rise to this Order and the suspension may be relevant to the constitutional analysis.

4. Within 24 hours of taking any action as authorized in Paragraph 2 of this order, the President Judge shall, to the extent practicable, provide notice of the action in the manner specified in Paragraph 1(A)-(C) of this order.

5. President Judges in judicial districts operating under a declaration of judicial emergency are to comply with the obligations under Rule of Judicial Administration 1952(B)(3), (B)(5), and any other pertinent provision, where implicated.

6. President Judges in judicial districts operating under a declaration of judicial emergency shall arrange for the provision of essential judicial services, including, by way of example, arraignments and bail establishment hearings, protection from abuse act proceedings, where absent such proceedings there would be a threat of domestic violence and/or injunction proceedings, where absent such proceedings there would be the threat of irreparable harm.

7. To the extent a President Judge seeks the temporary suspension or modification of statewide court rules as applied to any cases in the judicial district, beyond that already permitted under this order, *see* Pa.R.J.A. 1952(B)(2)(m), the President Judge us to submit an application to such effort to the Supreme Court Prothonotary, with submissions being directed to the district office of the Prothonotary applicable to the President Judge's judicial district. Such applications shall specifically identify the rule or rules at issue and provide justification for the request. To the extent practicable under the circumstances, notice of the request for suspension or modification of statewide court rules shall be provided in accordance with Paragraph 1(A)-(C) of this order, as well as Rule of Judicial Administration 1952(C)(5).

8. In judicial districts that operate under a declaration of judicial emergency, the President Judge shall provide notice in accordance with Paragraph 1(A)-(C), and to the State Court Administrator, when normal court operations are resumed. This notification shall be provided within 24 hours of the resumption of normal court operations.

Attest: Patricia Nicola
Chief Clerk
Supreme Court of Pennsylvania