

ADVANCE SHEET

Pages 442-445

THE
Dauphin County Reporter

(USPS 810-200)

A WEEKLY JOURNAL
CONTAINING THE DECISIONS RENDERED IN THE
12th JUDICIAL DISTRICT

No. 5631, Vol. 123

November 9, 2007

No. 84

Entered as Second Class Matter, February 16, 1898, at the Post Office at Harrisburg, Pa.,
under the Act of Congress of March 31, 1879

Tomasetti v. State Farm Mutual Automobile Insurance Company
Bar Association Page

442
Inside Back Cover

INTELLECTUAL PROPERTY LAW

Patentability and infringement studies,
patent applications worldwide,
trademark studies and registrations,
copyrights, licensing, intellectual
property management.

Hooker & Habib, P. C.

Jeffrey S. Habib

Charles A. Hooker

Thomas Hooker

www.h-hpc.com

100 Chestnut Street, Suite 304

Harrisburg, PA 17101-2518

Telephone: 717-232-8771

Facsimile: 717-232-8773

E-Mail: hhpc@ptd.net

36 Years in Harrisburg

**THE
DAUPHIN COUNTY REPORTER**

Edited and Published

**by the
DAUPHIN COUNTY BAR
ASSOCIATION**

**213 North Front Street
Harrisburg, PA 17101-1493
(717) 232-7536**

**DONALD MORGAN
Executive Director**

**JOYCE TAMBOLAS
Administrative Assistant**

**BRIDGETTE L. HILBISH
Office Assistant**

Printed by

**KURZENKNABE PRESS
1424 Herr St., Harrisburg, PA 17103**

THE DAUPHIN COUNTY REPORTER (USPS 810-200) is published weekly by the Dauphin County Bar Association, 213 North Front Street, Harrisburg, PA 17101. Periodical postage paid at Harrisburg, PA. POSTMASTER: Send address changes to THE DAUPHIN COUNTY REPORTER, 213 North Front Street, Harrisburg, PA 17101.

TERMS

Advertisements must be received before 12 o'clock noon on Tuesday of each week at the office of the Dauphin County Reporter, 213 North Front Street, Harrisburg, PA 17101.

Telephone (717) 232-7536

Estate Notices

DECEDENTS ESTATES

NOTICE IS HEREBY GIVEN that letters testamentary or of administration have been granted in the following estates. All persons indebted to the estate are required to make payment, and those having claims or demands to present the same without delay to the administrators or executors or their attorneys named below.

FIRST PUBLICATION

ESTATE OF TANYA LEAR, late of Lower Paxton Township, Dauphin County, Pennsylvania (died July 13, 2007). Executor: Lewis R. Lear, 306 Manning Street, Needham, MA 02492.

n9-n23

ESTATE OF PAULINE C. MEYERS, late of Conewago Township, Dauphin County, Pennsylvania (died September 23, 2007). Executor: June Musser, 77 Ridgewood Manor, Manheim, PA 17545. n9-n23

ESTATE OF NANCY R. BARNET, late of the Borough of Highspire, Dauphin County, Pennsylvania (died October 6, 2007). Executor: Jack Cameron, 515 South 29th Street, Harrisburg, PA 17104. Attorney: Peter J. Ressler, Esq., Mette, Evans & Woodside, 3401 North Front Street, Harrisburg, PA 17110. Telephone (717) 232-5000. n9-n23

ESTATE OF OPAL F. PROWELL, late of the Borough of Middletown, Dauphin County, Pennsylvania. Co-Executrices: Mary Kay Lemon, 820 Few Avenue, Middletown, PA 17057 and Ruther Shank, 820 Few Avenue, Middletown, PA 17057. Attorney: Bridget M. Whitley, Esq., Skarlatos & Zonarich LLP, 17 South Second Street, 6th Floor, Harrisburg, PA 17101. n9-n23

ESTATE OF WENGYIK YEONG, late of Lower Paxton Township, Dauphin County, Pennsylvania (died October 1, 2007). Executor: Meng Yik Yeong, 13/F Pak Tak Building, 51 Jardine's Bazaar, Causeway Bay, Hong Kong. Attorney: Thomas F. Smida, Esq., Mette, Evans & Woodside, 3401 North Front Street, Harrisburg, PA 17110. Telephone (717) 232-5000. n9-n23

ESTATE OF JEROME BARTOK, late of Susquehanna Township, Dauphin County, Pennsylvania. Executrix: Jane Bartok Smigel, 4120 Crestview Road, Harrisburg, PA 17112. Attorney: LeRoy Smigel, Esq., Smigel, Anderson & Sacks, LLP, 4431 North Front Street, 3rd Floor, Harrisburg, PA 17110-1778. n9-n23

ESTATE OF PAUL C. FRAVER, late of Middle Paxton, Dauphin County, Pennsylvania (died August 20, 2007). Executor: Fulton Financial Advisors, N.A., P.O. Box 7989, Lancaster, PA 17604. Attorney: Robert P. Grubb, Esq., Metzger, Wickersham, Knauss & Erb, P.C., P.O. Box 5300, Harrisburg, PA 17110-0300.

n9-n23

FIRST PUBLICATION

Estate Notices

ESTATE OF RUTH ANN WALTER, late of the Borough of Millersburg, Dauphin County, Pennsylvania (died May 13, 2007). Administrator/Attorney: J. Bruce Walter, Esq., Rhoads & Sinon LLP, One S. Market Square, P.O. Box 1146, Harrisburg, PA 17108-1146. n9-n23

ESTATE OF RICHARD D. MCPHEE, SR., late of Susquehanna Township, Dauphin County, Pennsylvania (died October 22, 2007). Executrix: Rosemary Hudacs Schmidt, 106 Black Oak Drive, Tannersville, PA 18372. Attorney: Edward P. Seeber, Esq., James, Smith, Dietterick & Connelly, LLP, 5020 Ritter Road, Suite 204, Mechanicsburg, PA 17055. Telephone (717) 533-3280. n9-n23

ESTATE OF ELAINE R. MOSER, late of Derry Township, Dauphin County, Pennsylvania (died March 8, 2006). Executor: Richard P. Moser, Jr. Attorney: George W. Porter, Esq., 909 East Chocolate Avenue, Hershey, PA 17033. n9-n23

SECOND PUBLICATION

ESTATE OF RENA D. AARONSON, late of the Township of Susquehanna, Dauphin County, Pennsylvania. Executrix: Eve A. Daniels, 3807 Bonnybrook Road, Harrisburg, PA 17109. n2-n16

ESTATE OF MARY A. SULJAK, late of Lower Swatara Township, Dauphin County, Pennsylvania. Executor: John R. Zonarich, 17 South Second Street, Harrisburg, PA 17101. Attorney: Bridget M. Whitley, Esq., Skarlatos & Zonarich, 17 South 2nd Street, 6th Floor, Harrisburg, PA 17101. n2-n16

ESTATE OF SARAH O. CAPELLO, late of Susquehanna Township, Dauphin County, Pennsylvania (died September 30, 2007). Executrix: Judith C. Prowell, 211 E. Chestnut Street, Shiremanstown, PA 17011. Attorney: Gary L. James, Esq., James, Smith, Dietterick & Connelly, LLP, 134 Sipe Avenue, Hummelstown, PA 17036. Telephone (717) 533-3280. n2-n16

ESTATE OF JUNE V. YOUNG, late of Susquehanna Township, Dauphin County, Pennsylvania (died August 23, 2007). Personal Representative: Linda J. Kapelski. Attorneys: Hazen Elder Law, 2000 Linglestown Road, Suite 202, Harrisburg, PA 17110. n2-n16

ESTATE OF THOMAS L. WALSH, late of Lower Paxton Township, Dauphin County, Pennsylvania. Co-Executors: Vicki M. Walsh, 4429 Avon Drive, Harrisburg, PA 17112 and Thomas L. Walsh, Jr., 950 S. River Road, Halifax, PA 17032. Attorney: Bridget M. Whitley, Esq., Skarlatos & Zonarich LLP, 17 South 2nd Street, 6th Floor, Harrisburg, PA 17101. n2-n16

ESTATE OF GEORGE M. SASS, late of the Township of Upper Paxton, Dauphin County, Pennsylvania (died October 8, 2007). Executrix: Michael Sass, 226 Forest Oak Lane, Harrisburg, PA 17110. Attorney: Joseph D. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethville, PA 17023. n2-n16

ESTATE OF KATHERINE LOUISE BOWMAN, late of Lower Paxton Township, Dauphin County, Pennsylvania. Co-Administrators: Karie Martin, Kimberly A. Bowman and Keith Bowman. Attorneys: Placey & Wright, Esq., 3631 North Front Street, Harrisburg, PA 17110. n2-n16

ESTATE OF ESTHER E. RENN, late of Derry Township, Dauphin County, Pennsylvania. Executor: Paul D. Renn. Attorney: Douglas G. Miller, Esq., Irwin & McKnight, 60 West Pomfret Street, Carlisle, PA 17013. n2-n16

Tomasetti v. State Farm Mutual Automobile Insurance Company

balance of the consideration of \$15,000.00, plaintiff is clearly damaged in that amount. Section 5526(2) applies the five-year statute to actions “for damages for non-compliance.”

Although neither party has cited case law, nor have we found any, applying Section 5526(2) to the precise fact pattern presently before us, we are satisfied that such was contemplated by the Legislature in creating the five-year statute. Our Legislature expressly established that actions upon agreements regarding the transfer of real estate should be subject to a five-year statute of limitations rather than the four-year limitations for actions on contracts generally. Because the application of the more general statute of limitations in this case would deprive plaintiff of her day in court while allowing defendant to simply abandon his contractual obligation, we conclude that the five-year statute of limitations is applicable here. Thus, defendant’s motion for judgment on the pleadings must be denied.

We enter the following:

ORDER

AND NOW, this 6th day of September 2007, upon consideration of the defendant’s Motion for Judgment on the Pleadings.

IT IS HEREBY ORDERED that said motion is denied.

—————o—————

Tomasetti v. State Farm Mutual Automobile Insurance Company

Practice — Preliminary Objections — New Matter — Statute of Limitations — Accord and Satisfaction — Specificity.

Plaintiff filed Preliminary Objections to Defendant’s Answer and New Matter. The Court found three paragraphs in Defendant’s New Matter to be deficient and they were stricken; one paragraph with prejudice and two paragraphs without prejudice.

1. The purpose of a demurrer is to challenge the legal sufficiency of a pleading in stating a cause of action, *i.e.*, a claim upon which relief can be granted. A demurrer to assertions that state no cause of action will necessarily be denied.

2. One cannot assert a demurrer by way of New Matter. A demurrer must be raised by and through preliminary objections.

3. Pa. R.C.P. 1019 applies not only to facts on which a cause of action is based, but also to facts on which a defense is predicated. When raising the bar of statute of limita-

Tomasetti v. State Farm Mutual Automobile Insurance Company

tions, a defendant must at least aver what statute is being relied upon, when the cause of action accrued, and when the time limitation expired. Similarly, when defending upon accord, satisfaction and payment, a defendant must state the particulars as to when and how satisfaction of the obligation was achieved.

Preliminary objections. C.P., Dau. Co., No. 2007 CV 4385 CV.

Mary Ann Kennedy Claraval, for Plaintiff

Gary A. Drakas and Lee E. Ullman, for Defendant

KLEINFELTER, J., October 24, 2007. – Before the court are Plaintiff Dr. Adam Tomasetti t/d/a Tomasetti Family Chiropractic’s Preliminary Objections to Defendant State Farm Mutual Automobile Insurance Company’s Answer and New Matter. Defendant has filed a response thereto and each party has filed a brief. As the issues are rather straightforward we see no need for oral argument and will proceed to decide the objections on the pleadings and briefs.

Plaintiff Dr. Tomasetti’s Complaint filed against State Farm includes a cause of action brought under 75 Pa. C.S. §1797, *et seq.*, the Pennsylvania Motor Vehicle Financial Responsibility Law, also known as Act 6, and the regulations found at Pa. Code Chapter 31 §69.51, *et seq.* Dr. Tomasetti’s Complaint is essentially an appeal of a peer review used by State Farm as a basis to deny Dr. Tomasetti payments for services provided to his patient Ronald Tomasetti.

Defendant State Farm filed an Answer and New Matter to the Complaint to which Plaintiff has filed the preliminary objections now before us for disposition. At this juncture¹ the objections are limited to the following three paragraphs in Defendant’s New Matter:

30. Plaintiff’s Complaint fails to state a claim upon which relief can be granted.
31. Plaintiff’s claims are barred by the statute of limitations.
34. Plaintiff’s claims are barred by the doctrines of accord and satisfaction and payment.

Plaintiff’s first preliminary objection is in the nature of a demurrer under Pa. R.C.P. 1028(a)(4). The purpose of a demurrer is to challenge

1. As originally filed, the Preliminary Objections contained a Motion to Strike for lack of a verification as required by Pa. R.C.P. 1024(c). The objection became moot upon the subsequent filing of a substituted verification by John Swick, State Farm Team Manager.

Tomasetti v. State Farm Mutual Automobile Insurance Company

the legal sufficiency of a pleading in stating a cause of action, *i.e.* a claim upon which relief can be granted.

Since paragraphs 30,² 31, and 34 state no cause of action, a demurrer to these paragraphs is improperly brought and will necessarily be denied.

Plaintiff's second preliminary objection is in the nature of a demand for a more specific pleading pursuant to Pa. R.C.P. 1028(a)(3).

As regards to paragraph 30 in Defendant's New Matter ("Plaintiff's Complaint fails to state a claim upon which relief can be granted."), this assertion is in itself a demurrer. Any challenge to specificity aside, one cannot assert a demurrer by way of New Matter. Rather, as noted previously, a demurrer must be raised by and through preliminary objections. Since Defendant has filed no preliminary objections, any claim of legal sufficiency stated in Paragraph 30 has been waived. Accordingly, paragraph 30 will be stricken.

As regards paragraphs 31 and 34, Defendant is here asserting, respectively, the affirmative defenses of statute of limitations and of accord and satisfaction. While Defendant properly raises these defenses under New Matter, the pleadings do lack the requisite degree of specificity required by Pa. R.C.P. 1019. This rule applies not only to facts on which a cause of action is based, but also to facts on which a defense is predicated.

When raising the bar of statute of limitations, a defendant must at least aver what statute is being relied upon, when the cause of action accrued, and when the time limitation expired.

Similarly, when defending upon accord, satisfaction and payment, a defendant must state the particulars as to when and how satisfaction of the obligation was achieved.

Paragraphs 31 and 34 are woefully deficient as to the required specificity and must therefore be stricken. Allowance will be granted to file an amended New Matter in compliance with Pa. R.C.P. 1019(a).

Accordingly, we enter the following:

ORDER

AND NOW, October 24, 2007, upon consideration of Plaintiff Dr. Adam Tomasetti t/d/a Tomasetti Family Chiropractic's Preliminary

2. With regard to Paragraph 30, Plaintiff is in effect demurring to a demurrer.

Tomasetti v. State Farm Mutual Automobile Insurance Company

Objections to Defendant State Farm Mutual Automobile Insurance Company's Answer and New Matter,

IT IS HEREBY ORDERED as follows:

1. Plaintiff's preliminary objections in the nature of a demurrer to Paragraphs 30, 31 and 34 are denied.
2. Plaintiff's objection to Paragraph 30 is granted for the reasons stated above. Paragraph 30 is stricken with prejudice.
3. Plaintiff's objection to Paragraphs 31 and 34 for lack of specificity is granted. The paragraphs are stricken without prejudice to defendant's to file Amended New Matter within 20 days of the date of this Order.

THIRD PUBLICATION

Estate Notices

ESTATE OF DOLORES G. CALLA a/k/a DOLORES CALLA, late of Harrisburg, Dauphin County, Pennsylvania. Co-Executors: Joseph M. Calla, Phillip M. Calla and Lisa M. Calla-Russ. Attorney: John F. Lyons, Esq., 112 Walnut Street, Harrisburg, PA 17101. o26-n9

ESTATE OF DOROTHY S. SWARTZ, late of Lower Paxton Township, Dauphin County, Pennsylvania (died July 27, 2007). Executrix: May Ellen Miller, 4304 Kota Avenue, Harrisburg, PA 17110. Attorney: Robert P. Grubb, Esq., Metzger, Wickersham, Knauss & Erb, P.C., P.O. Box 5300, Harrisburg, PA 17110-0300. o26-n9

ESTATE OF HOWARD T. GOODMAN, late of the Borough of Millersburg, Dauphin County, Pennsylvania (died September 29, 2007). Co-Executors: Jeffrey A. Goodman, 746 Race Street, Millersburg, PA 17061 and Janice K. Goodman (Sweger), 641 Union Street, Millersburg, PA 17061. Attorney: J. Bruce Walter, Esq., Rhoads & Sinon LLP, One S. Market Square, P.O. Box 1146, Harrisburg, PA 17108-1146. o26-n9

ESTATE OF ADA G. BAKER, late of Conewago Township, Dauphin County, Pennsylvania. Executor: Gerald J. Brinser, P.O. Box 323, Palmyra, PA 17078. Attorney: Keith D. Wagner, Esq. o26-n9

ESTATE OF JANE T. HILL, late of Conewago Township, Dauphin County, Pennsylvania. Executor: Gregory S. Hill, 2905 Church Road, Elizabethtown, PA 17022. o26-n9

ESTATE OF CHARLES E. SNOW, late of West Hanover Township, Dauphin County, Pennsylvania (died September 11, 2007). Executrix: Dawn L. Snow (Twiggs), 525 Winding Hill Road, Shiremanstown, PA 17090. Attorney: Allen D. Moyer, Esq., 8150 Derry Street, Suite A, Harrisburg, PA 17111. o26-n9

ESTATE OF ELLENA T. PARKIN a/k/a ELLENA G. PARKIN, late of the City of Harrisburg, Dauphin County, Pennsylvania (died September 6, 2007). Executor: William S. Parkin, III, 931 Bradford Road, Harrisburg, PA 17112. Attorney: Harry L. Bricker, Jr., Esq., 407 North Front Street, Harrisburg, PA 17101. o26-n9

ESTATE OF REUBEN H. KREPS III, late of Harrisburg, Dauphin County, Pennsylvania. Executor: Reuben H. Kreps IV. Attorney: Randall K. Miller, Esq., 1255 South Market Street, Suite 102, Elizabethtown, PA 17022. o26-n9

ESTATE OF MARGARET ANN WOLFE, late of the Borough of Elizabethtville, Dauphin County, Pennsylvania (died September 17, 2007). Executor: Marlin Adam Wolfe, 474 West Main Street, Elizabethtville, PA 17023. Attorney: Joseph D. Kerwin, Esq., Kerwin & Kerwin, 4245 Route 209, Elizabethtville, PA 17023. o26-n9

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Corporation Bureau of the Department of State of the Commonwealth of Pennsylvania for the purpose of incorporating a domestic business corporation.

1. The name of the corporation is **G-Money Enterprises, Inc.**
2. The Articles of Incorporation were filed pursuant to the provisions of the Pennsylvania Business Corporation Law of 1988.

JOHN A. FEICHTEL, Esq.
Keefer, Wood, Allen & Rahal, LLP
210 Walnut Street
P.O. Box 11963
Harrisburg, PA 17108-1963

n9

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that **L & R Enterprises, Inc.** a foreign business corporation incorporated under the laws of the State of Maryland, where its principal office is located at 5011 Lawrence Place, Hyattsville, MD 20781, has applied for a Certificate of Authority in Pennsylvania, where its registered office provided by Penncorp Service Group, Inc. located at 600 North Second Street, Harrisburg, PA 17101.

The registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. n9

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania, on the 18th day of October, 2007, for the purposes of obtaining a Certificate of Incorporation for a proposed business corporation organized under the Pennsylvania Business Corporation Law of 1988.

The name of the corporation is:

Universal Funding Group, Inc.

The purpose or purposes for which it was organized are as follows: all lawful business for which corporations may be incorporated under the provisions of this Act.

MARK K. EMERY, Esq.
410 North Second Street
Harrisburg, PA 17101
(717) 238-9883

n9

NOTICE IS HEREBY GIVEN that **Margaret V. Rocky, Inc.** with a Commercial Registered Agent in care of Corporation Service Company in Dauphin County does hereby give notice of winding up in voluntary dissolution proceedings as per 15 Pa. C.S. 1977. This shall serve as official notice to creditors and taxing authorities. n9

NOTICE IS HEREBY GIVEN that **Enron Liquid Fuels, Inc.** with a Commercial Registered Office Provider in care of National Registered Agents, Inc. in Dauphin County does hereby give notice of its intention to withdraw from doing business in this Commonwealth as per 15 Pa. C.S. 4129(b). The address of its principal office under the laws of its jurisdiction is 1331 Lamar Street, Houston, TX 77010. This shall serve as official notice to creditors and taxing authorities. n9

NOTICE IS HEREBY GIVEN that **LIVING UNLIMITED, INC.** a foreign business corporation incorporated under the laws of the State of Michigan where its principal office is located at 15300 North Commerce Drive, Suite 200, Dearborn, Michigan 48120-1264, has applied for a Certificate of Authority in Pennsylvania, where its registered office is located at 4601 Locust Lane, Suite 202, Harrisburg, PA 17109. The registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania. n9

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on October 31, 2007 for **Martin Analytics, Inc.**

The said corporation has been incorporated under the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania, as amended.

BRUCE J. WARSHAWSKY, Esq.
Cunningham & Chernicoff, P.C.

n9

NOTICE IS HEREBY GIVEN that **College Park Campus Partners, Inc.** with a Commercial Registered Office Provider in care of Capitol Corporate Services, Inc. in Dauphin County does hereby give notice of its intention to withdraw from doing business in this Commonwealth as per 15 Pa. C.S. 4129(b). The address of its principal office under the laws of its jurisdiction is 10 Campus Boulevard, Newtown Square, PA 19073. This shall serve as official notice to creditors and taxing authorities. n9

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed on October 24, 2007 with the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, Pennsylvania for the purpose of obtaining a Certificate of Incorporation of a proposed business corporation to be organized under the 1988 Pennsylvania Business Corporation Law. The name of the corporation is **Good's Automotive Service, Inc.** The registered office of the Corporation is 801 Dunkle Street, Steelton, Pennsylvania 17113.

JOHN S. DAVIDSON, Esq.
Yost & Davidson
320 West Chocolate Avenue
P.O. Box 437
Hershey, PA 17033

n9

NOTICE IS HEREBY GIVEN that **AMERICAN PHARMACY COOPERATIVE, INC.**, an Alabama corporation whose principal office is located at 5601 Shirley Park Drive, Bessemer, AL 35022, has filed its Application for Certificate of Authority to do business in the Commonwealth of Pennsylvania as a foreign corporation, in accordance with the Pennsylvania Business Corporation Law of 1988, as amended. The name of its commercial registered office provider is Corporation Service Company and its county of venue in Pennsylvania is Dauphin County.

KAREN N. CONNELLY, Esq.
James Smith Dieterick & Connelly, LLP
P.O. Box 650
Hershey, PA 17033

n9

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **FARRELL INVESTMENT GROUP, INC.**, a corporation, organized under the Pennsylvania Business Corporation Law of 1988.

n9

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed October 24, 2007, with the Department of State of the Commonwealth of Pennsylvania for: **JBURTON6, LLC.**

The said corporation has been incorporated under the provisions of the Business Corporation Law of 1988 of the Commonwealth of Pennsylvania.

JOHN J. McNALLY, III, Esq.
Thomas, Thomas & Hafer, LLP
305 North Front Street
Harrisburg, PA 17101

n9

NOTICE IS HEREBY GIVEN that **MARKET DAY GOURMET, INC.**, a foreign business corporation incorporated under the laws of the State of Illinois, received a Certificate of Authority in Pennsylvania on October 27, 2005 and surrenders its Certificate of Authority to do business in Pennsylvania.

Its last registered office in this Commonwealth was located in Dauphin County, Pennsylvania, and its last registered office of the corporation shall be deemed for venue and official publication purposes to be located in Dauphin County, Pennsylvania.

Notice of its intention to withdraw from Pennsylvania was mailed by certified or registered mail to each municipal corporation in which the registered office or principal place of business of the corporation in Pennsylvania is located.

The post office address, including street and number, if any, to which process may be sent in an action or proceeding upon any liability incurred before any liability incurred before the filing of the application for termination of authority is 555 W. Pierce Road, Suite 200, AITN CFO, Itasca, IL 60143.

n9

NOTICE IS HEREBY GIVEN, to all persons interested or who may be affected by **COMMERCIAL CAPITAL INITIATIVES, INC.**, a Pennsylvania business corporation, has approved a proposal that the corporation voluntarily dissolve, and that the Board of Directors is now engaged in winding up and settling the affairs of the corporation under the provisions of Section 1975 of the Pennsylvania Corporation Law of 1988, as amended.

n9

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed on June 4, 2007, with the Corporation Bureau of the Pennsylvania Department of State, at Harrisburg, Pennsylvania, for the purpose of forming a domestic nonprofit corporation under the Pennsylvania Nonprofit Corporation Law of 1988 (P.L. 1444, No. 177), 15 Pa.C.S.A. § 5301 et seq., as amended, qualified under Section 501(c)(6) of the Internal Revenue Code as the Pennsylvania chapter of the American Society for Bariatric Surgery.

The name of the corporation is:

**PENNSYLVANIA SOCIETY FOR
BARIATRIC SURGERY**

ARNOLD B. KOGAN, Esq.
Goldberg Katzman, P.C.
320 Market St., Strawberry Square
P.O. Box 1268
Harrisburg, PA 17108

n9

NOTICE IS HEREBY GIVEN, to all persons interested or who may be affected by **GRANT STREET REALTY CORP.**, a Pennsylvania corporation, with a registered address at c/o National Registered Agents Inc., Dauphin County, has approved a proposal that the corporation voluntarily dissolve, and that the Board of Directors is now engaged in winding up and settling the affairs of the corporation under the provisions of Section 1975 of the Pennsylvania Corporation Law of 1988, as amended. n9

NOTICE IS HEREBY GIVEN, to all persons interested or who may be affected by **MANAGED CARE SERVICES MAINSTAY OF CENTRAL PENNSYLVANIA, INC.**, a Pennsylvania corporation, with a registered address at: c/o Corporation Service Company, Dauphin County, has approved a proposal that the corporation voluntarily dissolve, and that the Board of Directors is now engaged in winding up and settling the affairs of the corporation under the provisions of Section 1975 of the Pennsylvania Corporation Law of 1988, as amended. n9

NOTICE IS HEREBY GIVEN that the Certificate of Authority was filed on October 16, 2007 for the purpose of obtaining a Certificate of Authority pursuant to the provisions of the Business Corporation Law of 1988, 15 Pa. C.S. Section 1101. The name of the corporation is **Benefit Communications Inc.**

The purpose for which the corporation is: All Lawful Business, Insurance Agency, employee benefits.

8040 Excelsior Drive, Suite 200
Madison WI 53717
Toll Free (800) 981-7183
Telephone (608) 827-5300
Fax (608) 827-5501
www.bizfilings.com

n9

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on October 30, 2007, by **The DeCuir Group, Inc.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 2711 Centerville Road, Suite 400, Wilmington, DE 19808, for a Certificate of Authority to do business in Pennsylvania 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 c/o Corporation Service Company, Dauphin County, Pennsylvania. n9

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed with the Department of State for **DESTINY LEARNING ACADEMY, INC.**, a corporation, organized under the Pennsylvania Business Corporation Law of 1988.

n9

NOTICE IS HEREBY GIVEN that **FAST-FORWARD NETWORKS, INC.**, a Delaware Corporation intends to file an Application for Termination of Authority and the registered office is located at c/o The Corporation Trust Company, Corporation Trust Center, 1209 Orange Street, Wilmington, DE 19801. n9

FIRST PUBLICATION

Corporate Notices

NOTICE IS HEREBY GIVEN that **FIRST INDUSTRIAL ACQUISITIONS, INC.**, a Maryland Corporation intends to file an Application for Termination of Authority and the registered office is located at c/o Corporation Service Company, Dauphin County, Pennsylvania. n9

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on October 25, 2007, by **TEAM RADIOLOGY PHYSICIANS, P.C.**, a foreign corporation formed under the laws of the State of Florida, where its principal office is located at 1900 Winston Road, Suite 300, Knoxville, TN 37919, for a Certificate of Authority to do business in Pennsylvania 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 c/o Corporation Service Company, Dauphin County, Pennsylvania. n9

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on August 6, 2007, by **KINLOCH PARTNERS, INC.**, a foreign corporation formed under the laws of the State of Delaware, where its principal office is located at 2711 Centerville Road, Suite 400, Wilmington, DE 19808, for a Certificate of Authority to do business in Pennsylvania 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 c/o Corporation Service Company, Dauphin County, Pennsylvania. n9

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Section 4129 of the Business Corporation Law of 1988, that **PRIME REHABILITATION SERVICES, INC.**, a corporation incorporated under the laws of the State of New Jersey, with principal office at c/o Eliran, 622 Rt. 9 South, Freehold, NJ 07728, and registered office in Pennsylvania c/o Corporation Service Company, Dauphin County, which on July 28, 2003, was granted a Certificate of Authority to transact business in the Commonwealth of Pennsylvania, intends to file an Application for Termination of Authority with the Department of State. n9

NOTICE IS HEREBY GIVEN that an Application was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA, on October 15, 2007, by **nFinanSe Payments Inc.**, a foreign corporation formed under the laws of the State of Nevada, where its principal office is located at c/o CSC Services of Nevada, Inc., 502 East John Street, Carson City, NV 89706, for a Certificate of Authority to do business in Pennsylvania 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 c/o Corporation Service Company, Dauphin County, Pennsylvania. n9

FIRST PUBLICATION

Fictitious Notices

NOTICE IS HEREBY GIVEN that an application for amendment of the fictitious name, **Shady McGrady's**, for the conduct of business in Dauphin County, Pennsylvania with the principal place of business being located at 204 Verbeke Street, Harrisburg, Dauphin County, Pennsylvania 17102-2733, was made to the Department of State of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania on the 3rd day of October, 2007, pursuant to the Act of Assembly of December 21, 1988, P.L. 1444, No. 177.

The name and address, as amended, of the entity owning or interested in the said business is: 204 Verbeke Lodging, LLC, 204 Verbeke Street, Harrisburg, Dauphin County, Pennsylvania 17102-2733.

STEVE C. NICHOLAS, Esq.
Nicholas Law Offices, PC
2215 Forest Hills Drive, Suite 37
Harrisburg, PA 17112-1099

n9

NOTICE IS HEREBY GIVEN that an application for registration of the fictitious name, **Mainstay Suites Grantville**, for conduct of business in the Commonwealth of Pennsylvania, with its principal place of business at 105 Kelley Court, Grantville, Pennsylvania 17028, was made to the Department of State of the Commonwealth of Pennsylvania, at Harrisburg, PA on or about October 23, 2007, pursuant to the Fictitious Names Act of December 16, 1982, Act 295 (54 Pa.C.S.A. 301 et seq.). The name and address of the person owning or interested in said business is: Triple Diamond, Inc., 63 Bartlett Circle, Palmyra, PA 17078.

STUART J. MAGDULE, Esq.
Smigel, Anderson & Sacks, LLP
4431 North Front Street
Harrisburg, PA 17110

n9

FIRST PUBLICATION

Miscellaneous Notices

IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA

CIVIL ACTION – LAW

No. 3709 CV 2007

NOTICE OF ACTION IN
MORTGAGE FORECLOSURE

HOUSEHOLD FINANCE CONSUMER
DISCOUNT COMPANY, Plaintiff

vs.

ARLEEN Y. JACKSON, Known Surviving
Heir of Frederick H. Jackson, Deceased
Mortgagor and Real Owner

and

NICHELLE L. JACKSON, Known Surviving
Heir of Frederick H. Jackson, Deceased
Mortgagor and Real Owner

and

FREDERICK H. JACKSON, JR., Known
Surviving Heir of Frederick H. Jackson,
Deceased Mortgagor and Real Owner

and

KEVIN R. JACKSON, Known Surviving
Heir of Frederick H. Jackson, Deceased
Mortgagor and Real Owner

and

UNKNOWN SURVIVING HEIRS OF
FREDERICK H. JACKSON, Deceased
Mortgagor and Real Owner, Defendant(s)

TO: Arleen Y. Jackson and
Frederick H. Jackson, Jr., Known
Surviving Heirs of Frederick H.
Jackson, Deceased Mortgagor and
Real Owner

PREMISES SUBJECT
TO FORECLOSURE:
1612 REGINA STREET
HARRISBURG, PA 17103

NOTICE

IF YOU WISH TO DEFEND, you must enter a written appearance personally or by attorney and file your defenses or objections in writing with the court. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you without

FIRST PUBLICATION

Miscellaneous Notices

further notice for the relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 North Front Street
Harrisburg, PA 17101
(717) 232-7536

TERRENCE J. McCABE, Esq.
McCabe, Weisberg and Conway, P.C.
123 South Broad Street, Suite 2080
Philadelphia, PA 19109
Telephone (215) 790-1010

n9

IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA

No. 2007-CV-10877-NC

PETITION FOR
CHANGE OF NAME

NOTICE

NOTICE IS HEREBY GIVEN that on October 31, 2007, the Petition of **Steven Richard Baker** was filed in the above named court, requesting a decree to change his name from **Steven Richard Baker** to **Steven Richard Hahn**.

The Court has fixed Tuesday, December 4, 2007, in Courtroom No. 3, at 3:30 p.m., Dauphin County Courthouse, Front and Market Streets, Harrisburg, PA as the time and place for the hearing on said Petition, when and where all persons interested may appear and show cause if any they have, why the prayer of the said Petition should not be granted.

n9

IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA

CIVIL ACTION – LAW

No. 2007-CV-9869-MF

NOTICE OF ACTION IN
MORTGAGE FORECLOSURE

U.S. BANK NATIONAL ASSOCIATION,
AS TRUSTEE UNDER THE
SECURITIZATION SERVICING
AGREEMENT DATED AS OF
AUGUST 1, 2005 MORTGAGE PASS
THROUGH CERTIFICATES,
SERIES 2005-HE3, Plaintiff

vs.

AARON D. BADGETT, Defendant

TO: AARON D. BADGETT, Defendant,
whose last known addresses are
1938 Berryhill Street
Harrisburg, PA 17104

and

1940 Berryhill Street
Harrisburg, PA 17104

YOU ARE HEREBY NOTIFIED that Plaintiff, U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE UNDER THE SECURITIZATION SERVICING AGREEMENT DATED AS OF AUGUST 1, 2005 MORTGAGE PASS THROUGH CERTIFICATES, SERIES 2005-HE3, 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. 2007-CV-9869-MF, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 1940 Berryhill Street, Harrisburg, PA 17104, whereupon your property would be sold by the Sheriff of Dauphin County.

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the notice above, you must take action within twenty (20) days after this 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

FIRST PUBLICATION

Miscellaneous Notices

claimed 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 NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH THE 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 North Front Street
Harrisburg, PA 17101
(717) 232-7536

MARK J. UDREN, Esq.
Mark J. Udren & Associates
Woodcrest Corporate Center
111 Woodcrest Road, Suite 200
Cherry Hill, NJ 08003-3620
(856) 482-6900

n9

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

CIVIL ACTION – LAW

No. 2007 CV 9245 MF

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

**COUNTRYWIDE HOME LOANS INC.,
Plaintiff**

vs.

**RONIQUA L. WHITE, Mortgagor
and Real Owner, Defendant**

**TO: RONIQUA L. WHITE, MORTGAGOR
AND REAL OWNER, DEFENDANT,
whose last known address is
3166 North 6th Street
Harrisburg, PA 17110**

**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, COUNTRYWIDE HOME LOANS INC., 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. 2007 CV 9245 MF, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 3166 North 6th Street, Harrisburg, PA 17110 whereupon your property will be sold by the Sheriff of Dauphin County.

NOTICE

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the following notice, 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 NOTICE 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.

FIRST PUBLICATION

Miscellaneous Notices

DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 North Front Street
Harrisburg, PA 17101
(717) 232-7536

CENTRAL PENNSYLVANIA
LEGAL SERVICES
213-A North Front Street
Harrisburg, PA 17101
(717) 232-0581

JOSEPH A. GOLDBECK, JR., Esq.
Goldbeck McCafferty & McKeever, P.C.
Suite 5000, Mellon Independence Center
701 Market Street
Philadelphia, PA 19106-1532
(215) 825-6411

n9

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

CIVIL ACTION – LAW

No. 2007-CV-8816

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

WELLS FARGO BANK, N.A., Plaintiff

vs.

LAURA L. DECKER, Defendant

**TO: The Defendants, Laura L. Decker:
TAKE NOTICE THAT THE Plaintiff,
Wells Fargo Bank N.A. has filed an
action Mortgage Foreclosure, as
captioned above.**

NOTICE

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE YOUR DEFENSES OR OBJECTIONS WITH THE COURT. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT

MAY BE ENTERED AGAINST YOU WITHOUT FURTHER NOTICE FOR THE RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 North Front Street
Harrisburg, PA 17101
(717) 232-7536

ILANA ZION, Esq.
Shapiro & Kreisman, LLC
3600 Horizon Drive, Suite 150
King of Prussia, PA 19406
Telephone (610) 278-6800

n9

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

CIVIL ACTION – LAW

No. 2007-CV-9275

**NOTICE OF ACTION IN
MORTGAGE FORECLOSURE**

WASHINGTON MUTUAL BANK, Plaintiff

vs.

**NEFTALI RODRIGUEZ;
MARIA D. RODRIGUEZ; and
UNITED STATES OF AMERICA,
Defendant(s)**

TO: Defendants, Nefthali Rodriguez; Maria D. Rodriguez; and United States of America: TAKE NOTICE THAT THE Plaintiff, Washington Mutual Bank N.A. has filed an action Mortgage Foreclosure, as captioned above.

FIRST PUBLICATION

Miscellaneous Notices

NOTICE

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE YOUR DEFENSES OR OBJECTIONS WITH THE COURT. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT FURTHER NOTICE FOR THE RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE OR NO FEE.

DAUPHIN COUNTY
LAWYER REFERRAL SERVICE
213 North Front Street
Harrisburg, PA 17101
(717) 232-7536

ILANA ZION, Esq.
Shapiro & Kreisman, LLC
3600 Horizon Drive, Suite 150
King of Prussia, PA 19406
Telephone (610) 278-6800

n9

IN THE COURT OF COMMON PLEAS
OF DAUPHIN COUNTY
PENNSYLVANIA

CIVIL ACTION – LAW

No. 2007-CV-7645-EJ

COMPLAINT IN EJECTMENT

JPMORGAN CHASE BANK, N.A.,
AS TRUSTEE FOR THE REGISTERED
HOLDERS OF ABFS MORTGAGE
LOAN TRUST 2002-2, MORTGAGE
PASS-THROUGH CERTIFICATES,
SERIES 2002-2, Plaintiff

vs.

THADDEY L. CHAMBERLAIN JR. and
OCCUPANTS, Defendant(s)

**TO: the Defendants,
Thaddey L. Chamberlain Jr. and
Occupants: TAKE NOTICE THAT
THE Plaintiff, JPMorgan Chase Bank,
N.A., as Trustee for the registered
holders of ABFS Mortgage Loan
Trust 2002-2, Mortgage Pass-Through
Certificates, Series 2002-2, has filed
an action Mortgage Foreclosure,
as captioned above.**

NOTICE

IF YOU WISH TO DEFEND, YOU MUST ENTER A WRITTEN APPEARANCE PERSONALLY OR BY ATTORNEY AND FILE YOUR DEFENSES OR OBJECTIONS WITH THE COURT. YOU ARE WARNED THAT IF YOU FAIL TO DO SO THE CASE MAY PROCEED WITHOUT YOU AND A JUDGMENT MAY BE ENTERED AGAINST YOU WITHOUT FURTHER NOTICE FOR THE RELIEF REQUESTED BY THE PLAINTIFF. YOU MAY LOSE MONEY OR PROPERTY OR OTHER RIGHTS IMPORTANT TO YOU.

YOU SHOULD TAKE THIS NOTICE TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION ABOUT HIRING A LAWYER.

FIRST PUBLICATION

Miscellaneous Notices

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 North Front Street
Harrisburg, PA 17101
(717) 232-7536

CHRISTOPHER A. DENARDO, Esq.
Shapiro & Kreisman, LLC
3600 Horizon Drive, Suite 150
King of Prussia, PA 19406
Telephone (610) 278-6800

n9

Backed by over 35 years of
Title Work and Research Resources

IONNI ABSTRACT COMPANY

Est. 1968

Is equipped to meet Your Title
Search needs on Residential and
Commercial Properties in
Dauphin, Cumberland and Perry
Counties.

*** 60 Year Title Searches
*** Present Owner Searches

For Information or Fee Schedule

Contact us at:
104 Walnut Street
Harrisburg, PA 17101
Or
P: 717-232-6739
F: 717-232-0124

Chuck Hinson, President and Title Abstractor

KURZENKNABE PRESS

*Printing The Dauphin County Reporter every
week for nearly 100 years*

Graphic Design • Electronic Pre-Press • Invitations

Announcements • Legal Briefs • Legal Backers

Newsletters • Business Cards • Business Forms

Envelopes • Multi Color Printing • Flyers

Questionnaires • Posters

Tickets • Photo Copies

Labels • Brochures

Bindery



**1424 HERR STREET
HARRISBURG, PA 17103**

TOLL FREE 1-888-883-2598

PHONE 232-0541 • FAX 232-7458

EMAIL: KURZENKNABEPRESS@COMCAST.NET

Quality Printing Since 1893



CAMPBELL
COMMERCIAL REAL ESTATE, INC.

PREMIER DOWNTOWN OFFICES

Prestigious Locations, Affordable Rents
City and Capitol Views, Close Proximity
to Federal and Dauphin County Courthouses

Andrew Lick

Andrew@acampbell.net

Derek Bicksler

Derek@acampbell.net

CAMPBELL Commercial Real Estate, Inc.
(717) 737-6161
www.acampbell.net

Alcohol or Other Drugs a Problem?

*Help is Only
a Phone Call Away*

LAWYERS CONFIDENTIAL HELP-LINE

1-888-999-1941

24 Hours Confidential

*A Service Provided by
Lawyers Concerned for*

ATTORNEY DISCIPLINARY/ETHICS MATTERS

Representation, consultation and expert testimony in matters involving ethical issues and the Rules of Professional Conduct

James C. Schwartzman, Esq.

Former Chairman, Disciplinary Board of the Supreme Court of Pennsylvania • Former Chairman, Continuing Legal Education Board of the Supreme Court of Pennsylvania • Former Federal Prosecutor

Dana Pirone Garrity, Esq.

Representing attorneys in disciplinary/ethics matters for 12 years • Author/Speaker on ethics matters

17 North Second Street, 16th Floor • Harrisburg, PA 17101

(717) 255-7388

INCORPORATION AND LIMITED LIABILITY COMPANY FORMATION

CONVENIENT, COURTEOUS SAME DAY SERVICE

PREPARATION AND FILING SERVICES IN ALL STATES

**CORPORATION OUTFITS AND
LIMITED LIABILITY COMPANY OUTFITS**

SAME DAY SHIPMENT OF YOUR ORDER

**CORPORATION, LIMITED LIABILITY COMPANY
AND UCC FORMS**

**CORPORATE AND UCC, LIEN AND
JUDGMENT SERVICES**

M. BURRKEIM COMPANY

SERVING THE LEGAL PROFESSIONAL SINCE 1931

PHONE: (800) 533-8113 FAX: (888) 977-9386

2021 ARCH STREET, PHILADELPHIA, PA 19103

WWW.MBURRKEIM.COM

Financial Planning for the Road Ahead

We offer the following services:

- Comprehensive Financial and Estate Planning
- Personal Trust and Investment Services
- Charitable and Endowment Services
- Institutional and Retirement Services
- Private Banking
- Corporate Trust



FULTON FINANCIAL ADVISORS™

Located at Fulton Bank

Making Success Personal.

1.866.332.8393

fultonfinancialadvisors.com

Fulton Financial Advisors, N.A., a subsidiary of Fulton Financial Corporation provides financial services in markets covered by Fulton Financial Corporation-owned community banks.

Securities and Insurance Products:

- Not FDIC-Insured • Not Insured by any Federal Government Agency
- No Financial Institution Guarantee • May lose value • Not a Deposit

Sales and
Leasing
of
Business
Property

- Office space
- Business sites
- Retail buildings
- Warehouse
- Office sites
- Industrial buildings
- Shopping centers
- Industrial sites
- Development land
- Businesses

NAICIR

Commercial Real Estate Services, Worldwide.

www.naicir.com

717/761-5070

CUMULATIVE TABLE OF CASES

Acumix, Inc. v. Bulk Conveyor Specialists, Inc.	333
AFSCME District Council 90, Local 521 v. City of Harrisburg, et al.	310
Andrew v. CUNA Brokerage Services, Inc., et al.	414
BARC Properties, et al., Foley v.	344
Blockson, Yoder v.	296
Bordner, Lawrence v.	17
Board of Control of the Harrisburg School District, et al. v. Wilson, et al.	210
Board of Control of the Harrisburg School District, et al. v. Wilson, et al.	362
Board of School Directors of the Harrisburg School District, et al., Control Board of the Harrisburg School District, et al. v.	134
Bulk Conveyor Specialists, Inc., Acumix, Inc. v.	333
Chapman-Rollé v. Rollé	198
CitiFinancial Services, Inc. v. Loper	261
City of Harrisburg, et al., AFSCME District Council 90, Local 521 v.	310
Columbia Casualty Company v. Coregis Insurance Company, City of Harrisburg	1
Commonwealth v. Eckenrode	188
Commonwealth v. Floyd	339
Commonwealth v. McClucas	180
Commonwealth v. Miller	155
Commonwealth v. Miller	433
Commonwealth v. Stevenson	74

Cumulative Table of Cases

Connelly, et al., Rohrer v.	7
Control Board of the Harrisburg School District, et al. v. Board of School Directors of the Harrisburg School District, et al.	134
Coregis Insurance Company, City of Harrisburg, Columbia Casualty Company v.	1
CUNA Brokerage Services, Inc., et al., Andrew v.	414
Des-Ogugua v. For Sale By Owner Real Estate, Inc., et al.	14
Duke v. Hershey Medical Center	175
Eastern Atlantic Insurance Company v. Swiss Reinsurance America Corporation	161
Eckenrode, Commonwealth v.	188
Erie Insurance Group v. Turner	298
Faust v. Walker	403
Ferster, et al., State Farm Mutual Automobile Insurance Co. v.	398
Floyd, Commonwealth v.	339
Foley v. BARC Properties, et al.	344
For Sale By Owner Real Estate, Inc., et al., Des-Ogugua v.	14
Fromm v. Hershey Medical Center, et al.	35
Gemini Equipment Company, Wachovia Bank, N.A. v.	271
Hawn, et al., Snyder v.	232
Hershey Medical Center, Duke v.	175
Hershey Medical Center, et al., Fromm v.	35
Hourigan, Kluger, Spohrer & Quinn, P.C., Opel, et al. v.	348
Hughes v. Hughes	291

Cumulative Table of Cases

Hughes, Hughes v.	291
Hummelstown Post No. 265, American Legion Department of Pennsylvania and P. Jules Patt, Room One Corporation v.	383
In re: Taylor A.S., Minor Child	329
Jacob v. Shultz-Jacob	253
Lawrence v. Bordner	17
Letteer v. Michalak	45
Loper, CitiFinancial Services, Inc. v.	261
McAfee v. Pinnacle Health Systems	324
McClucas, Commonwealth v.	180
Michalak, Letteer v.	45
Middletown Area School District, Susquehanna Area Regional Airport Authority v.	85
Miller, Commonwealth v.	155
Miller, Commonwealth v.	433
Mills v. Pennsylvania Department of Corrections, et al.	423
Morder v. Professional Aerials, Inc.	50
Murlin v. Murlin	439
Murlin, Murlin v.	439
Opel, et al. v. Hourigan, Kluger, Spohrer & Quinn, P.C.	348
PennDOT, Santiago v.	286
Pennsylvania Department of Corrections, et al., Mills v.	423

Cumulative Table of Cases

Pennsylvania Financial Responsibility	
Assigned Claims Plan, Prowell v.	245
Peterson v. State Farm Fire & Casualty Company, et al.	128
Peterson v. State Farm Fire & Casualty Company, et al.	208
Pinnacle Health Systems, McAfee v.	324
Professional Aerials, Inc., Morder v.	50
Prowell v. Pennsylvania Financial Responsibility	
Assigned Claims Plan	245
Ramer v. Ramer	21
Ramer, Ramer v.	21
Rohrer v. Connelly, et al.	7
Rollé, Chapman-Rollé v.	198
Room One Corporation v. Hummelstown Post No. 265, American Legion Department of Pennsylvania and P. Jules Patt	
	383
Santiago v. PennDOT	286
Shultz-Jacob, Jacob v.	253
Snyder v. Hawn, et al.	232
State Farm Fire & Casualty Company, et al., Peterson v.	128
State Farm Fire & Casualty Company, et al., Peterson v.	208
State Farm Mutual Automobile Insurance Co. v.	
Ferster, et al.	398
State Farm Mutual Automobile Insurance Company, Tomasetti v.	
	442
Stevenson, Commonwealth v.	74
Susquehanna Area Regional Airport Authority v.	
Middletown Area School District	85
Swiss Reinsurance America Corporation, Eastern Atlantic Insurance Company v.	
	161

Cumulative Table of Cases

Tomasetti v. State Farm Mutual Automobile Insurance Company	442
Turner, Erie Insurance Group v.	298
Wachovia Bank, N.A. v. Gemini Equipment Company	271
Walker, Faust v.	403
Wilson, et al., Board of Control of the Harrisburg School District, et al. v.	210
Wilson, et al., Board of Control of the Harrisburg School District, et al. v.	362
Yoder v. Blockson	296
Yodfat v. Yodfat	300
Yodfat, Yodfat v.	300

BAR ASSOCIATION PAGE
Dauphin County Bar Association
213 North Front Street • Harrisburg, PA 17101-1493
Phone: 232-7536 • Fax: 234-4582

Board of Directors

Thomas E. Brenner <i>President</i>	Craig A. Longyear <i>President-Elect</i>
Renee Mattei Myers <i>Vice President</i>	John D. Sheridan <i>Treasurer</i>
James P. DeAngelo <i>Secretary</i>	Thomas P. Gacki <i>Past President</i>
Robert M. Walker <i>Young Lawyers' Chair</i>	Edward F. Spreha, Jr. <i>Young Lawyers' Vice Chair</i>
William L. Adler	Peter V. Marks, Sr.
C. Grainger Bowman	Pamela C. Polacek
Vincent L. Champion	J. Michael Sheldon
Robert E. Chernicoff	David F. Tamanini
S. Barton Gephart	Jason M. Weinstock
James L. Goldsmith	Lisa M. Woodburn
Darren J. Holst	John F. Zonarich
Theresa B. Male	

Directors

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

Motion Judge of the Month

NOVEMBER 2007
DECEMBER 2007

Judge Todd A. HOOVER
Judge Bruce F. BRATTON

Opinions Not Yet Reported

BAR ASSOCIATION PAGE – Continued
MISCELLANEOUS SECTION

DAUPHIN COUNTY COURT OF COMMON PLEAS

As a service to members of the *Dauphin County Bar Association*, a brief synopsis of verdicts from each civil trial term will be printed.

Summary of Verdicts from the September 2007 Civil Jury Term

BRENDA REIMERT, EXECUTRIX OF THE ESTATE OF ERNEST S. GRAMMES, DECEASED v. CAMBRIDGE GROUP OF PENNSYLVANIA, INC., T/D/B/A INTEGRATED HEALTH SERVICES OF HERSHEY AT WOODLANDS (2916 CV 2004)

BRENDA REIMERT, EXECUTRIX OF THE ESTATE OF ERNEST S. GRAMMES, DECEASED v. HIS FACILITY MANAGEMENT, INC. (4421 CV 2004)

BRENDA REIMERT, EXECUTRIX OF THE ESTATE OF ERNEST S. GRAMMES, DECEASED v. BRIAN F. D'ERAMO, D.O. (4423 CV 2004)

BRENDA REIMERT, EXECUTRIX OF THE ESTATE OF ERNEST S. GRAMMES, DECEASED v. LISA A. DUDEK (4435 CV 2004)

This is a wrongful death and survival action arising out of an October 2002 incident at IHS' Nursing Facility in Hershey which resulted in Mr. Grammes' burning to death. Cambridge Group of Pennsylvania, Inc. t/d/b/a Integrated Health Services of Hershey at Woodlands and IHS Facility Management, Inc. did not appear to defend the action.

Counsel for Plaintiff: Edward Coyle
Counsel for Defendants: Lauralee Baker (Brian D. Eramo, D.O.)
Lisa Dedek, pro se
Judge: Joseph H. Kleinfelter
Verdict: Defendants

SHANNON MORAN v. CITY BAR & GRILL, INC. D/B/A GINGERBREAD MAN DOWNTOWN and ALFREDO OCTAVIO SALINAS (5355 CV 2004)

This action arises out of an incident that occurred on the premises of the Defendant City Bar & Grill, Inc. (G-man). When Plaintiff entered the ladies room, a man was in there mopping the bathroom floor. (He was recently hired as a dishwasher and during the criminal indecent assault proceeding discovered to be an illegal alien using an alias name). There was no sign on the door indicating a man was in the bathroom or a "closed – cleaning bathroom" sign. He left. When she came out of the stall, he was standing there. He forcibly pinned her up against the sink, stuck his tongue inside her mouth and after a struggle, she was able to get away. She was visibly upset and the management did not come to her aid. When she decided to call the police herself the manager came out and said the dishwasher denied doing anything to her and got up to her face and yelled "Don't you call the police!" The manager also tried to make her friends leave, leaving her alone in the restaurant, shaking and crying.

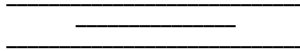
BAR ASSOCIATION PAGE – Continued

MISCELLANEOUS SECTION

Plaintiff suffered (among other things) severe emotional distress resulting in a diagnosis of acute stress disorder and post traumatic stress disorder, requiring counseling and medication. She claimed medical expenses, lost wages and non-economic damages.

Counsel for Plaintiff: Elena Ivga
Counsel for Defendants: William P. Douglas
Judge: Jeannine Turgeon
Verdict: Plaintiff — \$4,000.00

n9



ASSOCIATE — Established law firm in Pottsville seeks attorney for immediate opening. General practice experience, practice in state court or in land use preferred. Strong research, writing and communication skills desired. Excellent full benefits package. Salary negotiable. Please reply to Firm Administrator, P.O. Box 450, Pottsville, PA 17901. n2-n16

CENTRAL PENNSYLVANIA VIRTUAL ASSISTANTS — Are you looking for an experienced legal assistant or secretary? Look no further! We can assist you with both your long-term and short-term needs. With over 25 years of legal experience, you can trust us to get your work done in an efficient and accurate manner. Check out our website at <http://centralpavirtual.com>, then call us at 717-761-3170, or email us at cpva@comcast.net. o26-n9

LEGAL SECRETARY — Law firm in Harrisburg is seeking a legal secretary with strong typing skills, and background in Bankruptcy law. Experience in MicroSoft Office and Word Perfect required. Salary commensurate with experience. Insurance benefits. Fax resume to 717-238-4809 or mail to Personnel, P.O. Box 60457, Harrisburg, PA 17106. n2-n16

LEGAL SECRETARY needed for Medical Malpractice/Liability insurance defense attorney. Full of part-time, salary negotiable, convenient Wormleysburg location. Contact Candy Baker, 909-5170, M-F, 8:30-5:00. n2-n16

SEEKING PART-TIME RECEPTIONIST/SECRETARY position, 15-20 hours per week. Salary negotiable. Excellent references. Call: 233-8000. n2-n16

BAR ASSOCIATION PAGE – Continued
MISCELLANEOUS SECTION

**Reunion CLE & Reception
for Widener Law '92, '97, '02 Grads**

Friday, Nov. 30 – 4 p.m. – Harrisburg campus.

Prof. Lee will lead a 1 PA CLE ethics cr. program tying law practice into Shakespeare's *The Merchant of Venice* with Prof. Cozzillio, Prof. Diehm, and Prof. Kearney.

Guests welcome. \$20/person. Call Ashley Barton, Asst. Dir. of Alumni/Dev., at 541-3974 to accept. n9

ASSOCIATE — Established law firm in Pottsville seeks attorney for immediate opening. General practice experience, practice in state court or in land use preferred. Strong research, writing and communication skills desired. Excellent full benefits package. Salary negotiable. Please reply to Firm Administrator, P.O. Box 450, Pottsville, PA 17901. n9-n23

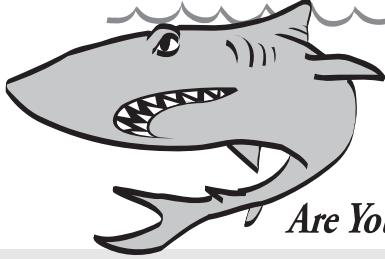
TRIAL AHEAD?

**CONSIDER
AN ALTERNATE ROUTE:**

Dauphin County Bar Association
Civil Dispute Resolution Program

Call (717) 232-7536 for details

Tri-State Shredding



“Your
Document
Shredding
Specialist”

Are You HIPAA Compliant??

**On-Site and Off-Site
Document Shredding**

Bonded Personnel with 10 years experience
“DON'T THROW YOUR BUSINESS OUT
WITH YOUR TRASH”

CALL 717-233-5606 TODAY
www.tristateshredding.com

BECK GROUP, INC.

PROFESSIONAL INVESTIGATIVE SERVICES

**FORMER FEDERAL, STATE & LOCAL LAW ENFORCEMENT
INVESTIGATORS**

*** KNOWLEDGE & EXPERIENCE ***

INVESTIGATIONS

CRIMINAL DEFENSE
CRIMINAL
GENERAL - CIVIL
DEATH – SEX CRIMES
FINANCIAL CRIMES
CUSTODY – DOMESTIC
DUE DILIGENCE

SERVICES

SURVEILLANCE
PHOTOGRAPHIC + VIDEO SERVICES
ACCIDENT RECONSTRUCTION
ASSET LOCATIONS
DAY IN THE LIFE
SKIP TRACING
AND MORE

UNPARALLELED SERVICE*COMPETITIVE RATES
BONDED & INSURED * NO CHARGE CONSULTATION

LICENSED IN PA & NJ

800-611-4402

www.beckpi.com