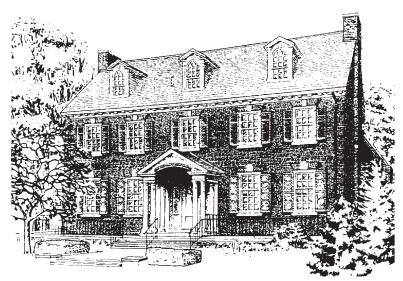
# $Lehigh \ Law \ Journal \\ _{\text{(USPS 309560)}}$

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No. 78



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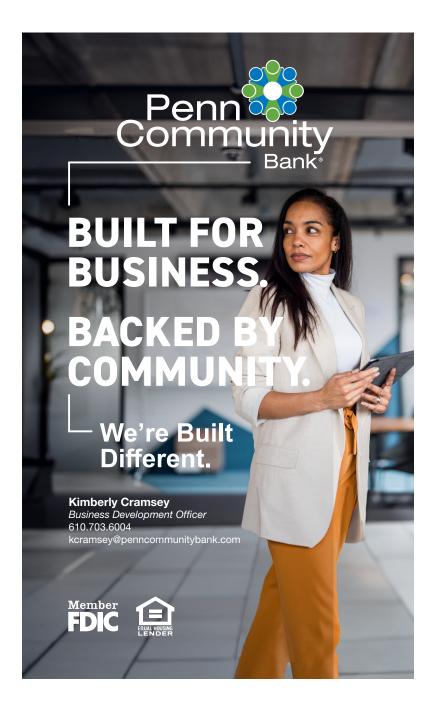
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### NewsLine...December 26, 2025

## **2026 ANNUAL DINNER**

## Thursday January 22, 2026

This event will mark the traditional
"Changing of the Guard"
The incoming President will be Jenna Fliszar &
the outgoing President will be Sarah Hart Charette

#### **Program Highlights**

50 Year Membership Recognition

Dennis Alexander, Matthew Sorrentino,
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Presidential Legal Eagle Award
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5:30 PM Cocktails & 6:15 PM Dinner & Program
\$60 BALC Member & Guest. \$65 Non-Member

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#### NewsLine 2

#### BALC CONTINUING LEGAL EDUCATION SCHEDULE

To Register: Call: Nancy @ 610.433.6401 Ext: 16 (or) Email: cle@lehighbar.org

January 8: "Collaborative Family Law: What is it About and Should

Eman. Cicle Cingibar.org

I Add it to My Practice Tool Kit?"

BALC Webinar 1 Substantive Credit

Timeframe: 12:00 PM - 1:00 PM

Webinar Tuition: \$35.00

January 14: "Talking to Owners About Selling the Business"
BALC Webinar 1 Substantive Credit

Timeframe: 12:00 PM - 1:00 PM

Webinar Tuition: \$35.00

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Any questions, Email Nancy @ cle@lehighbar.org

#### NewsLine 3

#### Notice to the Bar

Judge Michele A. Varricchio's weekly walk-in civil motions court for **December 31, 2025** is cancelled.

Judge Thomas A. Capehart's weekly walk-in civil/family motions court for Wednesday, December 31, 2025 is cancelled.

Judge Cohen's weekly civil walk-in motions scheduled for **Thursday, May 14, 2026**, is cancelled.

## Effective January 2<sup>nd</sup>, 2026

Lehigh Law Journal Edition

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## COMMONWEALTH OF PENNSYLVANIA vs. BRYSON JONES, Defendant

#### Motion in Limine—Justification Defense.

Defendant, Bryson Jones, was charged with Persons Not to Possess [or] Control Firearms, Firearms Not to be Carried Without a License, Receiving Stolen Property, and various driving offenses, following the stop of a motorcycle Defendant was operating which led to the recovery of a loaded firearm, which fell from the Defendant's waistband. Defendant asserted that the circumstances behind his possession of the firearm, that a friend forgot the firearm at his residence and Defendant was returning the firearm when the motorcycle stop took place, permitted him to raise the defense of justification. Counsel for the Commonwealth filed a motion in limine objecting to Defendant's intention to pursue a justification defense.

"[T]o succeed on a justification defense, an individual must be faced with clear and imminent harm, not one which is debatable or speculative; the individual must reasonably expect that the actions taken would be effective in avoiding the greater harm; there must be no legal alternative which would be effective in abating the harm. ... Even assuming a probation violation and possible incarceration is the type of harm contemplated by the justification defense, [the defendant] [must] prove there were no other legal alternatives that would have prevented the harm." Storlie, 2024 WL 3949119, at °°3-4.

The Court granted the Commonwealth's Motion in Limine. In its Opinion, the Court found, *inter alia*, that the Defendant could not establish that he was under a present threat or harm, or that there were no legal alternatives which would be effective in abating the harm.

In the Court of Common Pleas of Lehigh County, Pennsylvania, Criminal Division No. CR-1176-2024. Commonwealth of Pennsylvania vs. Bryson Jones, Defendant.

BETHANY ZAMPOGNA, CHIEF DEPUTY DISTRICT ATTORNEY, on behalf of the Commonwealth.

DENNIS CHARLES, ESQUIRE, on behalf of the Defendant.

#### **OPINION**

STEINBERG, J., December 8, 2025. The defendant, Bryson Jones, is charged with Persons Not to Possess [or] Control ... Firearms, Firearms Not to be Carried Without a License, Receiving Stolen Property, and various driving offenses, including Driving

<sup>&</sup>lt;sup>1</sup>18 Pa.C.S. §6105(a)(1).

<sup>&</sup>lt;sup>2</sup>18 Pa.C.S. §6106(a)(1).

<sup>318</sup> Pa.C.S. §3925(a).

While Operating Privilege is Suspended or Revoked (DUI related).<sup>4</sup> A stop of a motorcycle the defendant was operating led to recovery of a loaded Glock 43X, which had fallen from the defendant's waistband and onto the pavement. Additional investigation determined that the defendant did not have a license to carry a firearm, and he had prior convictions which prevented him from lawfully possessing a firearm. The defendant was also on state parole at the time of the motorcycle stop.

#### BACKGROUND

The defendant has asserted that the circumstances behind his possession of the firearm permit him to raise the defense of justification. The short version of his possession of the firearm is that a friend forgot the firearm at his residence, and the defendant was returning the firearm when the motorcycle stop unfolded.

The longer version is that on November 5, 2023, the defendant resided in Allentown with a Patsy Harris and three (3) children who were under ten (10) years of age. A friend named Danny Lopez asked the defendant to take temporary custody of his Harley Road King (hereinafter Harley) and perform maintenance on the "brakes and calipers." The motorcycle was transported to the defendant's residence by Eugene Clay, who either offered or provided assistance in repairing the Harley.

Mr. Clay was allegedly in possession of the aforementioned Glock 43X, and the defendant suggests that he removed it from his person and placed it somewhere in the defendant's garage. At some point, it is alleged, Mr. Clay left the garage to referee a flag football game, but forgot his firearm.

Sometime after departing, Mr. Clay remembered that his firearm was in the defendant's garage and advised the defendant that he had forgotten the firearm. He was unable to return immediately to retrieve it, and requested that the defendant meet him to return it.

 $<sup>^475</sup>$  Pa.C.S. 1543(b)(1)(i). He is also charged with Driving an Unregistered Vehicle—75 Pa.C.S. 1301(a); Operation of a Motor Vehicle Without Required Financial Responsibility—75 Pa.C.S. 1786(f).

<sup>518</sup> Pa.C.S. § 503.

The defendant, who was employed as the organist at the Union Baptist Church, was scheduled to work a church service that day. It was agreed that Mr. Clay would meet the defendant in the church parking lot where the firearm would be returned to him.

The defendant, with the firearm in his possession, and the Harley underneath him, alleges that he was on his way to get to the church on time when he was pulled over. The firearm, which was loaded with sixteen (16) bullets, was then seized after it fell out of the defendant's waistband.

#### MOTION IN LIMINE

Counsel for the Commonwealth filed a motion in limine, objecting to the defendant's intention to pursue a justification defense (defense of necessity). Defense counsel filed a Memorandum of Law in Opposition to that Motion in Limine, suggesting the defendant's possession of the firearm was "momentary," and he had the intention of immediately returning it to its rightful owner.

#### DISCUSSION

The Commonwealth is seeking a pretrial ruling on the defendant's use of a justification defense, sometimes known as a choice of evils defense. The justification defense is generally applicable to all offenses, including firearm offenses like the within case. See Commonwealth v. McIntyre, 333 A.3d 417 (Pa.Super. 2025) (Person Prohibited From Possessing Firearm); Commonwealth v. Miklos, 159 A.3d 962 (Pa.Super. 2017)(Person Not to Possess a Firearm); Commonwealth v. Vaglica, 673 A.2d 371 (Pa.Super. 1996)(Former Convict Not to Own a Firearm et al.); United States v. Shelton, 2023 WL 1812743 (W.D.Pa. 2023)(persuasive authority)(Possession of a Firearm by a Convicted Felon); Government of Virgin Islands v. Lewis, 620 F.3d 359 (3d Cir. 2010)(Unlawful Possession of a Firearm). The defendants in those cases also attempted to raise a justification defense, but were not entitled to a justification jury instruction. It is well settled that a trial court may only instruct the jury on

<sup>&</sup>lt;sup>6</sup>Motion in Limine, ¶¶1-5. The Commonwealth, in their motion, is also seeking permission to present expert testimony in "gang investigation and identification" and prohibit the defendant from introducing evidence of his participation in a "church music group." Neither the gang nor church motions in limine are resolved by this opinion.

legal principles which are applicable to the evidence presented. *Vaglica*, 673 A.2d at 373. *See also*, *McIntyre*, 333 A.3d at 437.

A synopsis of the defense of justification was explained in  $Commonwealth\ v.\ Capitolo,\ 498\ A.2d\ 806,\ 808-09\ (Pa.\ 1985) (factually not applicable):$ 

The defense of necessity ... does not rise from a "choice" of several courses of actions; instead it is based on a real emergency. It can be asserted only by an actor who is confronted with such a crisis as a personal danger (to oneself or others), a crisis which does not permit a selection from among several solutions, some of which do not involve criminal acts. Accordingly, the defense can be raised only in situations that deal with harm or evils that are readily apparent and recognizable to reasonable persons. The defense cannot be permitted to justify acts taken to foreclose speculative and uncertain dangers, and is therefore limited in application to acts directed at the avoidance of harm that is reasonably certain to occur.

#### *Id.* (citations omitted).

The aforementioned caselaw further explains that "[t]o warrant an instruction on justification, the evidence must show, *inter alia*, that the defendant faced a clear and imminent harm not a harm that is debatable or speculative. If the evidence, even if believed, is insufficient to sustain this element of the defense, the trial court need not charge the jury on justification." Vaglica, 673 A.2d at 374. In Commonwealth v. Storlie, 2024 WL 3949119, at \*3 (Pa.Super. August 27, 2024)(persuasive authority), the Superior Court noted that the Supreme Court has refined the elements for a justification defense as requiring: (1) that the actor was faced with a clear and imminent harm, not one which is debatable or speculative; (2) that the actor could reasonably expect that the actor's actions would be effective in avoiding this greater harm[;] (3) that there is no legal alternative which will be effective in abating the harm; and, (4) that the Legislature has not acted to preclude the defense by a clear and deliberate choice regarding the values at issue.7

 $<sup>^7</sup>$ See also, Shelton, 2023 WL 1812743, at  $^\circ$ 4, in which it was explained that the Third Circuit also requires an imminent threat as opposed to a generalized fear to permit a justification defense.

Here, the defendant cannot establish that he was under a present threat or harm, or that there were no legal alternatives which would be effective in abating the harm. His claim that if the parole authorities suddenly descended on his residence and found the firearm he would be subject to a parole violation is a bit farfetched. Likewise, his assertion that a *loaded* firearm could prove a risk to children and others in the home is true, but the way to avoid that harm is to unload the firearm. Additionally, there is no evidence that the firearm posed an immediate threat. It was in a garage and could have been locked away.

"[T]o succeed on a justification defense, an individual must be faced with clear and imminent harm, not one which is debatable or speculative; the individual must reasonably expect that the actions taken would be effective in avoiding the greater harm; there must be no legal alternative which would be effective in abating the harm. ... Even assuming a probation violation and possible incarceration is the type of harm contemplated by the justification defense, [the defendant] [must] prove there were no other legal alternatives that would have prevented the harm." *Storlie*, 2024 WL 3949119, at \*\*3-4.

The legal alternatives far outweigh riding a Harley with a stolen registration plate, and with a suspended license, on the streets of Allentown while possessing a firearm he was prohibited from possessing. Contacting law enforcement was a reasonable alternative. "[T]he keystone of the analysis is that the defendant must have no alternative—either before or during the event—to avoid violating the law." U.S. v. Alston, 526 F.3d 91, 97 (3d Cir. 2008), citing U.S. v. Singleton, 902 F.2d 471, 473 (6th Cir. 1990); Commonwealth v. McMillan, 245 A.3d 1056, at \*5 (Pa.Super. December 9, 2020)(persuasive authority), citing Commonwealth v. Merriwether, 555 A.2d 906, 911 (Pa.Super. 1989)(holding that because defendant had the legal alternative of contacting the authorities, he could not invoke the defense of necessity).

A myriad of legal alternatives existed rather than the poorest choice of all, the one made by the defendant. For all the foregoing reasons, the Commonwealth's Motion in Limine is granted.

#### ORDER

**AND NOW,** this 8th day of December, 2025, upon consideration of the Commonwealth's Motion in Limine, and the defendant's Memorandum of Law and Answer to the Commonwealth's Motion in Limine;

**IT IS HEREBY ORDERED** that the Commonwealth's Motion in Limine is **GRANTED**.

#### **ESTATE AND TRUST NOTICES**

Notice is hereby given that, in the estates of the decedents set forth below, the Register of Wills has granted letters testamentary or of administration to the persons named. Notice is also hereby given of the existence of the trusts of the deceased settlors set forth below for whom no personal representatives have been appointed within 90 days of death. All persons having claims or demands against said estates or trusts are requested to make known the same, and all persons indebted to said estates or trusts are requested to make payment, without delay, to the executors or administrators or trustees or to their attorneys named helow.

#### FIRST PUBLICATION

#### Bonawitz, Gerriann Marie a/k/a Jerriann Marie Bonawitz and Jerri Bonawitz. dec'd.

Late of Allentown.

Executrix: Carrie Ann R. Fitzgerald a/k/a Carrie Fitzgerald, 376 Route 115, Saylorsburg, PA 18353.

Attorney: Marc Kranson, Esquire, 609 Hamilton Street, Ste. 301, Allentown, PA 18101.

#### Dotson, David N., dec'd.

Late of Lower Macungie. Administrator: Kenneth D. Dotson c/o Nicholas T. Gard, Esquire, 121 E. Main Street, New Holland, PA 17557.

Attorney: Nicholas T. Gard, Esquire, 121 E. Main Street, New Holland, PA 17557.

#### Eckert, Priscilla E., dec'd.

Late of Orefield.

Co-Executrices: Katherine Janis a/k/a Katherine Marie Janis and Theresa Podguski a/k/a Theresa Krufka Podguski c/o Richard W. Shaffer, Jr., Esquire, Prokup & Swartz, 7736 Main Street, Fogelsville, PA 18051-1616.

Attorneys: Richard W. Shaffer, Jr., Esquire, Prokup & Swartz, 7736 Main Street, Fogelsville, PA 18051-1616.

#### Eckert, Priscilla E., dec'd.

Late of Orefield.

The Priscilla E. Eckert Living Revocable Trust.

Trustees: Katherine Janis, Theresa Podguski and Michael A. Krufka, Sr. c/o Richard W. Shaffer, Jr., Esquire, Prokup & Swartz, 7736 Main Street, Fogelsville, PA 18051-1616.

Attorneys: Richard W. Shaffer, Jr., Esquire, Prokup & Swartz, 7736 Main Street, Fogelsville, PA 18051-1616.

## Erney, Jeffrey T. a/k/a Jeffrey Terry Erney, dec'd.

Late of Whitehall.

Executrix: Susan Erney Gleason c/o Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

Attorneys: Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

#### **Marsteller, Ruth E.,** dec'd.

Late of Upper Macungie Township.

Executor: Emery A. Marsteller c/o Prokup & Swartz, 7736 Main Street, Fogelsville, PA 18051.

Attorneys: Prokup & Swartz, 7736 Main Street, Fogelsville, PA 18051.

#### **Rohrbach, Howard J.,** dec'd. Late of Whitehall.

Executrix: Deborah Ann Muhr, 5918 Ash Ct., Slatington, PA 18080.

Attorney: Marla J. Melman, Esquire, 1644 W. Walnut Street, Allentown, PA 18102, (610) 351-0855.

#### Sipp, George Thomas a/k/a George T. Sipp, dec'd.

Late of Macungie.

Executor: Thomas M. Sipp a/k/a Thomas Sipp.

Attorneys: Gladys E. Wiles, Esquire, Snyder & Wiles, P.C., 7731 Main Street, Fogelsville, PA 18051, (610) 391-9500.

#### Walbert, Frances L., dec'd.

Late of Upper Saucon Town-ship.

Executor: Brad K. Hahn c/o Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101.

Attorneys: Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101.

#### SECOND PUBLICATION

#### Best, Carolyn Ann, dec'd.

Late of New Tripoli.

Executors: Michael Blawn and Mary Blawn, 7741 Sechler Rd., New Tripoli, PA 18066.

#### Bushner, Raymond A., dec'd.

Late of Salisbury.

Executrix: Jane M. DeMelfy c/o Traud Law Offices, 3055 College Heights Blvd., Ste. 2A, Allentown, PA 18104.

Attorney: Traud Law Offices, 3055 College Heights Blvd., Ste. 2A, Allentown, PA 18104.

## Effting, Sarah Ann a/k/a Sarah A. Effting, dec'd.

Late of Allentown.

Executrix: Cynthia L. Hummel a/k/a Cynthia Louise Effting Cole c/o Daniel G. Dougherty, Esq., 881 3rd St., B-3, Whitehall, PA 18052.

Attorney: Daniel G. Dougherty, Esq., 881 3rd St., B-3, Whitehall, PA 18052.

#### Eichman, Ronald F., dec'd.

Late of Whitehall.

Executor: Timothy J. Eichman c/o Eric R. Strauss, Esquire, Gross McGinley, LLP, 33 S. Seventh Street, P.O. Box 4060, Allentown, PA 18105-4060. Attorneys: Eric R. Strauss, Es-

Attorneys: Eric R. Strauss, Esquire, Gross McGinley, LLP, 33 S. Seventh Street, P.O. Box 4060, Allentown, PA 18105-4060.

## Getz, Geraldine A. a/k/a Geraldine Getz, dec'd.

Late of 5743 Whitemarsh Drive, Macungie.

Personal Representative: Jonathan M. Getz c/o Catherine E. Sears, Esquire, Gross McGinley, LLP, 33 South 7th Street, P.O. Box 4060, Allentown, PA 18105-4060.

Attorneys: Catherine E. Sears, Esquire, Gross McGinley, LLP, 33 South 7th Street, P.O. Box 4060, Allentown, PA 18105-4060.

#### Long, Sandra S., dec'd.

Late of Slatington.

Administrator: Robert P. Long, 22 East Grant Street, New Castle, PA 16101.

Attorney: Brian F. Levine, Esquire, 22 E. Grant St., New Castle, PA 16101.

#### **Mackes, John Raymond,** dec'd. Late of Allentown.

Administratrix: Lisa M. Pudliner c/o Keith W. Strohl, Esquire, Steckel and Stopp LLC, 125 S. Walnut Street, Suite 210, Slatington, PA 18080.

Attorneys: Keith W. Strohl, Esquire, Steckel and Stopp LLC, 125 S. Walnut Street, Suite 210, Slatington, PA 18080.

#### McCarthy, Linda H., dec'd.

Late of the City of Bethlehem. Administratrix: Caitlin Frances McCarthy, 599 President St., Apt. 1R, Brooklyn, NY 11215. Attorneys: Kylie J. Cloonan, Esq., Crosson & Richetti LLC, 609 W. Hamilton St., Suite 301, Allentown, PA 18101.

## Premecz, Hazel Mae a/k/a Hazel M. Premecz, dec'd.

Late of Allentown.

Executrix: Joan Louise Sheetz c/o Edward P. Sheetz, Esquire, Gardner, Racines & Sheetz, 5930 Hamilton Boulevard, Suite 106, Allentown, PA 18106. Attorneys: Edward P. Sheetz, Esquire, Gardner, Racines & Sheetz, 5930 Hamilton Boulevard, Suite 106, Allentown, PA 18106.

#### Ritter, Roy J., Jr., dec'd.

Late of Allentown.

Administrator: Troy Allen Ritter c/o Joshua D. Shulman, Esquire, Shulman Law Office PC, 1935 Center Street, Northampton, PA 18067.

Attorneys: Joshua D. Shulman, Esquire, Shulman Law Office PC, 1935 Center Street, Northampton, PA 18067.

#### Seidel, William J., Jr., dec'd.

Late of Emmaus.

Executrix: Pamela J. Wieder c/o Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

Attorneys: Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

#### Tomasic, Mary A., dec'd.

Late of Catasaugua.

Executrix: Roseann M. Mohn c/o John E. Kotsatos, Esquire. Attorney: John E. Kotsatos, Esquire, 717 Washington Street, Easton, PA 18042.

#### THIRD PUBLICATION

#### Correll, Karen K., dec'd.

Late of the Township of White-hall.

Co-Executors: Robin L. Miller and Jan E. Correll c/o Lisa A. Pereira, Esquire, Broughal & DeVito, L.L.P., 38 West Market Street, Bethlehem, PA 18018. Attorneys: Lisa A. Pereira, Esquire, Broughal & DeVito, L.L.P., 38 West Market Street, Bethlehem, PA 18018.

#### DeCario, Anthony Frank a/k/a Anthony F. DeCario a/k/a Anthoney Frank DeCario and Anthoney F. DeCario, dec'd.

Late of Macungie Township. Administratrix: Kathryn Eriko DeCario a/k/a Kathryn E. De-Cario, 2421 Route 100, Macungie, PA 18062.

Attorneys: Kristin M. Harvey, Esquire, Knafo Law Offices, LLC, 2400 Schoenersville Rd., Bethlehem, PA 18017, (610) 861-8777, kharvey@knafo.com.

#### Englert, Mary Ann, dec'd.

Late of Whitehall.

Executrix: Heather Mastropieri c/o Jeffrey F. Hussar, Esquire, 946 Third Street, Whitehall, PA 18052. Attorney: Jeffrey F. Hussar, Esquire, 946 Third Street, Whitehall, PA 18052.

#### Faustner, Jeffrey L., dec'd.

Late of Emmaus.

Administratrix: Jessica L. Wessner c/o Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

Attorneys: Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

## Flowers, Luann O. a/k/a Luann Flowers, dec'd.

Late of Allentown.

Executor: Alfred Maynor, 1917 East Congress Street, Allentown, PA 18109.

Attorney: Angela M. Stehle, Esquire, 533 Delaware Avenue, Palmerton, PA 18071.

#### Gonzalez, Luis Enrigue, dec'd.

Late of Allentown.

Executor: Nelson E. Gonzalez c/o Rebeca Torres, Esquire, 432 N. 7th Street, Allentown, PA 18102.

Attorney: Rebeca Torres, Esquire, 432 N. 7th Street, Allentown, PA 18102.

#### Iacocca, Phyllis A., dec'd.

Late of Emmaus.

Phyllis A. Iacocca Trust. Successor Co-Trustees: Gary J. Iacocca and Lisa I. Shoenberger c/o Law Office of Prokup & Swartz, 7736 Main Street, Fogelsville, PA 18051.

Attorneys: Michael Prokup, Esquire, Law Office of Prokup & Swartz, 7736 Main Street, Fogelsville, PA 18051.

#### **Kipila, Paul L., Jr.,** dec'd. Late of the Borough of Fountain

Hill.

Executor: John A. Toman, Jr. c/o Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101.

Attorneys: Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101.

## Kohn, Donald J. a/k/a Donald Kohn, dec'd.

Late of Allentown.

Executrix: Sally Kohn c/o Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

Attorneys: Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

#### McCann, Kathleen E. a/k/a Kathleen Ellen McCann, dec'd.

Late of Allentown.

Executrix: Ronda Michelle Andrulevich.

Attorneys: Gladys E. Wiles, Esquire, Snyder & Wiles, P.C., 7731 Main Street, Fogelsville, PA 18051, (610) 391-9500.

#### McGinley, John E., Sr., dec'd.

Late of 966 E. Fairview Street, Allentown.

Executor: Brian McGinley c/o The Roth Law Firm, P.O. Box 4355, Allentown, PA 18105. Attorneys: Robert B. Roth, Esquire, The Roth Law Firm, P.O.

Box 4355, Allentown, PA 18105.

#### Mikitsh, Thomas L., dec'd.

Late of the City of Allentown. Administratrix: Tammy Jo Mikitsh c/o Alfred S. Pierce, Esquire, 124 Belvidere Street, Nazareth, PA 18064. Attorneys: Alfred S. Pierce, Esquire, Pierce & Steirer, LLC, 124 Belvidere Street, Nazareth, PA 18064.

#### Miller, William F., dec'd.

Late of Schnecksville.

Executrix: Elaine M. Miller a/k/a Elaine Miller c/o Michael D. Recchiuti, Esq., 60 W. Broad Street, Ste. 303, Bethlehem, PA 18018.

Attorney: Michael D. Recchiuti, Esq., 60 W. Broad Street, Ste. 303, Bethlehem, PA 18018.

#### O'Brien, Rita Marie, dec'd.

Late of Breinigsville.

Executor: William C. Meixner c/o Rebeca Torres, Esquire, 432 N. 7th Street, Allentown, PA 18102.

Attorney: Rebeca Torres, Esquire, 432 N. 7th Street, Allentown, PA 18102.

#### Schultz, Jean Ann a/k/a Jeanann Miriam Schultz a/k/a Jean A. Schultz and Jean Schultz, dec'd.

Late of Breinigsville.

Executors: Linda D. Schultz and Scott E. Schultz c/o Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

Attorneys: Rebecca M. Young, Esq. and Lia K. Snyder, Esq., Young & Young, 119 E. Main Street, Macungie, PA 18062.

#### Shope, Daniel N., dec'd.

Late of Upper Saucon Township.

Executrix: Theresa A. Shope c/o Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101. Attorneys: Fitzpatrick Lentz & Bubba, P.C., Two City Center, 645 West Hamilton Street, Suite 800, Allentown, PA 18101.

#### Steckel, Grace R., dec'd.

Late of 1925 W. Turner Street, Allentown.

Executor: James Toolan c/o The Roth Law Firm, P.O. Box 4355, Allentown, PA 18105. Attorneys: Robert B. Roth, Esquire, The Roth Law Firm, P.O. Box 4355, Allentown, PA 18105.

## Stratton, Barbara J. a/k/a Barbara J. Miller, dec'd.

Late of Lynn Township.

Executrix: Abby Claypoole c/o Cornerstone Law Firm, 8500 Allentown Pike, Suite 3, Blandon, PA 19510.

Attorney: Stephanie D. Rauch-Mannino, Esq., 8500 Allentown Pike, Suite 3, Blandon, PA 19510, (610) 926-7875, Rachel.d@cornerstonelaw.us.

#### Warsaw, Elizabeth S., dec'd.

Late of Center Valley.

Executrix: Elizabeth A. Simmons c/o Timothy J. Duckworth, Esquire, Mosebach, Funt, Dayton & Duckworth, P.C., 2045 Westgate Drive, Suite 404, Bethlehem, PA 18017.

Attorneys: Timothy J. Duckworth, Esquire, Mosebach, Funt, Dayton & Duckworth, P.C., 2045 Westgate Drive, Suite 404, Bethlehem, PA 18017.

#### NOTICES OF INCORPORATION

NOTICE IS HEREBY GIVEN that Articles of Incorporation were filed pursuant to the provisions of the Pennsylvania Business Corporation Law of 1988 as amended, by the following corporation named:

## LEHIGH VALLEY OROFACIAL PAIN AND SLEEP SOLUTIONS, P.C. KEITH W. STROHL, ESQ.

1036 Main Street P.O. Box 159 Slatington, PA 18080

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## CORPORATE FICTITIOUS NAME NOTICES

NOTICE IS HEREBY GIVEN, pursuant to the provisions of Act 295 of 1982, as amended, of intention to file, or the filing of, in the Office of the Secretary of the Commonwealth of Pennsylvania at Harrisburg, Pennsylvania, a certificate for the conduct of a business in Pennsylvania, under the assumed or fictitious name, style or designation of

Name: **WESTMINSTER HOME HEALTH** with its principal place of business at: 214 N. 8th Street, Allentown, Pennsylvania 18102.

The name of the entity owning or interested in said business are: Westminster Homes of the Lehigh Valley. **JOSEPH J. PLUNKETT, ESQ.** 

**PLUNKETT & GRAVER, P.C.** 615 Waterfront Drive Suite 301 Allentown, PA 18101

Phone: (610) 432-1590

Email: jjp@plunkettgraver.com

IN THE COURT OF COMMON PLEAS OF LEHIGH COUNTY, PENNSYLVANIA CIVIL DIVISION

NO. 2025-C-5036

IN RE: CHANGE OF NAME OF PETITIONER NICOLE REGINA USSIA

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that on December 8, 2025, a Petition was filed in the Comt of Common Pleas of Lehigh County, Commonwealth of Pennsylvania Civil Division, praying for a Decree to change the name of Nicole Regina Ussia to Cole Regi Ussia.

The Court has fixed February 20, 2026, at 9:30 a.m., in Courtroom No. 1B, Historic Lehigh County Courthouse, 501 West Hamilton Street, Allentown, Lehigh County, Pennsylvania, as the place and time for the hearing of 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.

AVERY E. SMITH, ESQ.

KING, SPRY, HERMAN, FREUND & FAUL, LLC Attorneys for Petitioner One West Broad St. Suite 700 Bethlehem, PA 18018

(610) 332-0390 asmith@kingspry.com

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#### SHERIFF'S SALE OF VALUABLE REAL ESTATE

The following Real Estate will be sold at Sheriff's Sale at 10:00 A.M.

#### Friday, January 23, 2026

in the Courthouse, Fifth and Hamilton Streets, Allentown, Pennsylvania.

Purchasers Must Immediately Pay 10% of the Purchase Price by Certified Check.

TO ALL PARTIES IN INTEREST AND CLAIMANT:

Upon all sales where the filing of a Schedule of Distribution is required, the said Schedule will be filed by the Sheriff on a date specified by the Sheriff not later than thirty (30) days after sale, and a Deed will be delivered to the PURCHASER and distribution will be made in accordance with the Schedule unless exceptions are filed thereto within ten (10) days thereafter.

On sales where the filing of a Schedule of Distribution is not required, a Deed will be delivered to the PURCHASER after the expiration of twenty (20) days from the date of sale, unless exceptions are taken to the sale within that period.

#### NO. 25008340

By virtue of a writ of execution No. 2022-ML-0120, Allentown School District v. Joseph Barchini, owner of property situate in the City of Allentown, Lehigh County, Pennsylvania, being 1702-1704 E. Greenleaf Street, Allentown, PA 18109.

Tax Assessment No. 64172836-0808-1.

Improvements thereon: Single Family.

Attorneys Portnoff Law Associates, Ltd.

#### NO. 25008351

By virtue of a writ of execution No. 2024-ML-0076, South Whitehall Township v. Christine T. Budihas, owner of property situate in the South Whitehall Township, Lehigh County, Pennsylvania, being 1934 Harold Avenue, Allentown, PA 18104.

Tax Assessment No. 54970587-6740-1.

Improvements thereon: Single Family.

Attorneys Portnoff Law Associates, Ltd.

#### NO. 25008455

By virtue of a writ of execution No. 2024-C-0423, U.S. Bank Trust National Association, Not In Its Individual Capacity But Solely As Owner Trustee for Legacy Mortgage Asset Trust 2021-GS2 v. Eric J. Scott and Madolyn S. Scott, owners of property situate in the Lower Macungie Township, Lehigh County, Pennsylvania, being 6572 Sauerkraut Lane, Macungie, PA 18062.

Tax Assessment No. 54742576-0018 1.

Improvements thereon: A Residential Dwelling.

Attorneys KML Law Group, P.C.

#### NO. 25008560

By virtue of a writ of execution No. 2024-ML-0241, Allentown School District v. Robert C. Berkheiser and Cathy D. Berkheiser, owners of property situate in the City of Allentown, Lehigh County, Pennsylvania, being 3001-3007 Ithaca Street, Allentown, PA 18103.

Tax Assessment No. 64050304-7812-1.

Improvements thereon: Single Family.

Attorneys Portnoff Law Associates, Ltd.

#### NO. 25008565

#### NO. 25008704

By virtue of a writ of execution No. 2024-ML-2547, Allentown School District v. Dream Big Investments, L.L.C., owner of property situate in the City of Allentown, Lehigh County, Pennsylvania, being 226 N. 4th Street, Allentown, PA 18102.

Tax Assessment No. 64072213-8301-1.

Improvements thereon: Single Family.

Attorneys Portnoff Law Associates, Ltd.

#### NO. 25008568

By virtue of a writ of execution No. 2024-ML-2209, Allentown School District v. Evangelos T. Zotos, owner of property situate in the City of Allentown, Lehigh County, Pennsylvania, being 2337-2341 W. Greenleaf Street, Allentown, PA 18104.

Tax Assessment No. 54879163-8829-1.

Improvements thereon: Single Family.

Attorneys Portnoff Law Associates, Ltd.

#### NO. 25008572

By virtue of a writ of execution No. 2025-C-0637, Newrez LLC d/b/a Shellpoint Mortgage Servicing v. Andrea Edwards; Joseph Everitt; Unknown Heirs, and/or Administrators to the Estate of Willie C. Hubbard, owners of property situate in the Salisbury Township, Lehigh County, Pennsylvania, being 725 Gottwald Drive, Bethlehem, PA 18015.

Tax Assessment No. 64261717-0173 1.

Improvements thereon: Single family dwelling.

Attorneys Cristina L. Connor, Esq. MDK LEGAL By virtue of a writ of execution No. 2024-C-4022, U.S. Bank Trust Company, National Association, As Indenture Trustee on Behalf of and With Respect to Barclays Mortgage Trust 2022-RPl1, Mortgage-Backed Securities, Series 2022-RPL1 v. Daleita L. Wilson, owner of property situate in the City of Allentown, Lehigh County, Pennsylvania, being 1307 S. Race St., a/k/a 1307-1309 S. Race St., Allentown, PA 18103.

Tax Assessment No. 64065516-1305 1.

Improvements thereon: Single family dwelling.

Attorneys Cristina L. Connor, Esq. MDK LEGAL

#### NO. 25008838

By virtue of a writ of execution No. 2025-C-1854, OBX 2024-NQM2 Trust v. Shaun S. Fequiere, Jr. and Galexina Galarza, owners of property situate in the Upper Macungie Township, Lehigh County, Pennsylvania, being 1649 Thorndale Road, Breinigsville. PA 18031.

Tax Assessment No. 54548387-9066 1.

Improvements thereon: Residential dwelling.

Attorney Samantha Gable, Esq.

#### NO. 25008919

By virtue of a writ of execution No. 2025-C-2162, U.S. Bank Trust National Association, As Trustee Of LB-CABANA Series IV Trust v. Gary A. Wragg, II, owner of property situate in the Salisbury Township, Lehigh County, Pennsylvania, being 1245 Salisbury Road, Allentown, PA 18103.

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Tax Assessment No. 64163694-9419-1.

Improvements thereon: Single Family.

Attorney Nicole Francese, Esq.

#### NO. 25008975

By virtue of a writ of execution No. 2025-C-1154, Wilmington Savings Fund Society, FSB, As Trustee of Stanwich Mortgage Loan Trust F v. Ryan A. Foulk and Allen T. Foulk, owners of property situate in the Washington Township, Lehigh County, Pennsylvania, being 2919 Welshtown Road and, 2933 Welshtown Road, Slatington, PA 18080.

Tax Assessment Nos. 55525672-6030 1 and 555256515864 1.

Improvements thereon: Residential Dwelling.

Attorneys Orlans Law Group PLLC

#### NO. 25009032

By virtue of a writ of execution No. 2025-C-1683, ARCPE 1 LLC v. Ediberto Ulloa and Raquel Aracelis Vadillo, owners of property situate in the City of Allentown, Lehigh County, Pennsylvania, being 222 S. West Street, Allentown, PA 18102.

Tax Assessment No. 54966701-8142 1.

Improvements thereon: Single-Family Row House.

Attorneys Robert P. Wendt, Esq. Leopold & Associates, PLLC

#### NO. 25009083

By virtue of a writ of execution No. 2024-C-3323, U.S. Bank Trust National Association, Not In Its Individual Capacity But Solely As Owner Trustee for VRMTG Asset Trust v. Amy M. Davis, John F. Davis, owners of property situate in the Upper Macungie Township, Lehigh County, Pennsylvania, being 217 Murray Drive, Allentown, PA 18104.

Tax Assessment No. 54751974-2698-1.

Improvements thereon: Single Family.

Attorney Andrew T. Kravitz, Esq. JOSEPH N. HANNA Sheriff of Lehigh County, PA David M. Backenstoe County Solicitor

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The BALC Facebook page is updated regularly with meeting reminders and event notices, and includes photo albums, discussion boards, links, and much more. "Like" us at www.facebook.com/BarAssociationLehighCounty

D E L I TO: V E R

#### PERIODICAL PUBLICATION

\* Dated Material. Do Not Delay. Please Deliver Before Monday, December 29, 2025

#### THE COURT

The Hon. J. Brian Johnson, President Judge
The Hon. Robert L. Steinberg, Judge
The Hon. James T. Anthony, Judge
The Hon. Michele A. Varricchio, Judge
The Hon. Douglas G. Reichley, Judge
The Hon. Melissa T. Pavlack, Judge
The Hon. Anna-Kristie M. Marks, Judge
The Hon. Thomas M. Caffrey, Judge
The Hon. Thomas A. Capehart, Judge
The Hon. Zachary J. Cohen, Judge

The Hon. Carol K. McGinley, Senior Judge The Hon. Edward D. Reibman, Senior Judge

> LEHIGH LAW JOURNAL (USPS 309560)

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