

INDEX of OPINIONS – 2012

- February 17, 2012 Volume LVII, No. 7 No. 2107 CR 2011
Commonwealth of Pennsylvania v Daniel Stevens, Defendant-*Habeus Corpus-Cruelty to Animals-Malice*.
Judge Arthur L. Zulick, January 31, 2012
- February 17, 2012 Volume LVII, No. 7 No. 3454 CR 2010
Anthony Echevarria, Plaintiff v Happy Trails Stable, Defendant-*Release-Wavier-Equine Activity Law-Immunity-Assumption of Risk*.
Judge Arthur L. Zulick, January 31, 2012
- February 24, 2012 Volume LVII, No. 8 No. 9697 CR 2009
Catherine Pishnick and Charles T. Pishnick, Plaintiffs v Douglas Walter Laske, M.D., Temple University Hospital, Inc., Terrance S. Chilson, M.D., St. Luke's Health Services, Inc., Ind. and d/b/a Medical Associates of the Pocono Mountains, Michael H. Shuman, M.D. and Pocono Neurology Associates, Defendants-*Medical Malpractice – Agency – Ostensible Agency – Respondeat Superior*.
Judge Arthur L. Zulick, January 31, 2012
- June 22, 2012 Volume LVII, No. 25 No. 128 DR 2007, No. 4024 CV 2010
Brian Scott Bond, Plaintiff v Michelle Ester Bond, Masters Report – *Exceptions – Evidence – Inventory – Hearsay – Business Records Exception*
Judge Arthur L. Zulick, February 2, 2012
- July 20, 2012 Volume LVII, No. 29 No. 8585 CV 2011
The Office of Constable (of Tobyhanna Township) Robert C. Metzgar, Petitioner v Commonwealth of Pennsylvania Department of Transportation, Respondent – *Vehicle Registration – Constables – Multiple Appeals*
Judge David J. Williamson, February 2, 2012
- July 27, 2012 Volume LVII, No. 30 No. 9477 CV 2010
Louis Arpino, Sr. and Ronald W. Downey, Petitioners v Pleasant Valley School, Respondent -- *Condemnation – Board of View – de facto Condemnation*.
President Judge Margherita Patti Worthington, April 3, 2012
- August 24, 2012 Volume LVII, No. 34 No. 8722 CV 2009
Veronica Bock, Plaintiff v Columbia Associates Management, Inc., and Donna Zlocki, Defendants – *Summary Judgment – Slip and Fall – Workers' Compensation Act. – Course of Employment*.
Judge Arthur L. Zulick, April 13, 2012
- August 24, 2012 Volume LVII, No. 34 No. 9834 CV 2011
Mount Pocono Enterprises, LLC, Plaintiff v Michael Bryant, Defendant – *Landlord/Tenant – Guarantor – Indispensable Party*.
Judge Stephen M. Higgins, May 2, 2012
- September 21, 2012 Volume LVII, No. 38 No. 2728 CV 2011
Nicholas Revella, Plaintiff v Robert J. Watkins and Jennifer S. Watkins, Defendants – *Personal Property – Notarized Agreement -- Replevin*.
Judge Arthur L. Zulick, April 16, 2012
- September 21, 2012 Volume LVII, No. 38 No. 10318 CV 2011
Pinecrest Lake Community Trust, By Its Trustee, Brendon J. E. Carroll, Appellant v Monroe County Board of

Assessment Appeals, Appellee and Pocono Mountain School District, Intervenor – *Golf Course – Common Element – Statutory Construction – Common Facilities – Controlled Facilities – Planned Communities.*
Judge Arthur L. Zulick, April 13, 2012

October 5, 2012 Volume LVII, No. 40 No. 2062 Cr 2011

Commonwealth of Pennsylvania v Patrick Fleury, Defendant– *Suppression – Reasonable Suspicion – Vehicle Stop.*

Judge David J. Williamson, April 20, 2012

October 19, 2012 Volume LVII, No. 42 No. 12584 CV 2012

Northeast Salons, Inc, Plaintiff v Shaniqua Aziz, Defendant – *Preliminary Injunctive – Covenant Not To Compete.*

Judge Stephen M. Higgins, May 2, 2012

October 19, 2012 Volume LVII, No. 42 No. 182 CV 2011

Jeanine K. Gong, Plaintiff v Christian Believers Church, Inc., Defendant – *Landlord/Tenant – Jurisdiction – Notice of Appeal – Escrow Funds.*

Judge Arthur L. Zulick, May 2, 2012

October 26, 2012 Volume LVII, No. 43 No. 1405 CV 2010

Brandon Adair, Plaintiff v Jack H. Lesoine, Jr., and Joshua A. Lesoine, Defendants – *Service – Good Faith Effort – Timeliness.*

Judge David J. Williamson, August 22, 2012

November 2, 2012 Volume LVII, No. 44 No. 1360 CR 2011
No. 2340 CR 2011

Commonwealth of Pennsylvania v Dominic S. Sorrenti, Defendant and Commonwealth of Pennsylvania v Christina L. Sorrenti, Defendant – *Search and Seizure – Search Warrant – Probable Cause – Hearsay – Executing Warrant – Probation/Domestic Officers.*

Judge Jennifer Harlacher Sibum, August 21, 2012

November 30, 2012 Volume LVII No. 48 No. 1405 CV 2010

John F. Ragano, Executor of the Estate of Cataldo Vasapolli, Deceased, Plaintiff v Fabrizio Spagnolo and Elisa D. Spagnolo, Co-Administrators of the Estate of Luigi Spagnolo, Defendants – *Oral Contract – Statute of Frauds – Parol Evidence Rule – Express Trust – Resulting Trust.*

Judge David J. Williamson, September 28, 2012

November 30, 2012 Volume LVII No. 48 No. 2519 CV 2007

Discover Bank, Plaintiff v Samantha L. Ulmer, Defendant – *Debt Collection – Credit Card – Usury – Unfair Trade Practice.*

Judge Stephen M. Higgins, October 1, 2012

December 7, 2012 Volume LVII No. 49 No. 1372 DR 2001
No. 9597 CV 2010

Enrico A. Ferrara, Plaintiff v Geraldine Ferrara, Defendant v Christina Ferrera, Third Party Defendant – *Marital Property – Gift – Real Estate – Confidential Relationship – Counsel Fees.*

Judge Arthur L. Zulick, August 10, 2012

December 14, 2012

Volume LVII No. 50

No. 3597 CV 2012

Old Castle Building Envelope, Plaintiff v Pocono Medical Center, Defendant – *Mechanics Lien – Affidavit of Service – Sheriff.*

Judge David J. Williamson, August 15, 2012