

IN RE: APPOINTMENT OF A
COMMITTEE TO DRAFT RESOLUTIONS
IN THE DEATH OF
CHARLES J. McKELVEY

: IN THE COURT OF COMMON PLEAS
: OF LYCOMING COUNTY,
: PENNSYLVANIA
: NO. 00-

ORDER OF COURT

AND NOW, this ____ day of _____, 2000, in consideration of the Resolutions presented by the Committee appointed to draft Resolutions in the death of Charles J. McKelvey, Esquire, the said Resolutions are adopted and it is hereby ORDERED and DECREED that the Resolutions herewith submitted and attached be adopted as an official expression of the Lycoming County Bar Association and this Court; and that the same be spread upon the records of the Court; and that copies of this Resolution be delivered to the children of Charles J. McKelvey, Esquire; and it is further ORDERED and DIRECTED that said Resolutions be entered at large and upon the record of the Court, and that they be printed in the Lycoming Reporter.

BY THE COURT,

Clinton W. Smith
President Judge

William S. Kieser, Judge

Kenneth D. Brown, Judge

Nancy L. Butts, Judge

Dudley N. Anderson, Judge

cc: Lycoming Reporter

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RESOLUTIONS OF COMMITTEE

TO THE HONORABLE JUDGES OF SAID COURT:

On the ____ day of _____, 2000, the Honorable Clinton W. Smith, President Judge of the 29th Judicial District of the Commonwealth of Pennsylvania, appointed the undersigned Committee to draft a Resolution memorializing the life of CHARLES J. McKELVEY, Esquire and to submit the same to the Court on _____ Monday _____, _____ July 17th _____, 2000 at 4:00 ____ P.M.

The undersigned Committee submits the following Resolution for your Honorable Court's consideration:

1. Charles J. McKelvey of 101 Roderick Road, Williamsport, Pennsylvania died at home on Saturday, March 4, 2000. He was 71 years of age. He is survived by three sons: Francis A. ("Frank"). Edward M. and Andrew S., all of Seattle, Washington; and two daughters: M. Connor, at home, and Carolyn B., of Boston, Massachusetts; two brothers: Thomas C. of Wilmington, Delaware; Andrew F. of Fort Collins, Colorado, and a sister, Ann E. Tranguch, of Hazleton, Pennsylvania. He was predeceased by his wife, the former Blair Montgomery, in 1996 and two sisters, Mary Catherine Welling and Margaret Simko.

2. Charles J. McKelvey ("Charlie" hereinafter) was born October 12, 1928, in Hazleton, the son of Francis A. and Philomena M. Graziano McKelvey. Charlie grew up in Hazleton, graduating from St. Gabriel's High School.

3. After graduating from high school, Charlie received a bachelor of arts degree in Greek and Latin from the University of Scranton in 1950. In 1953, he graduated from the Georgetown University Law School. He was awarded a master's in labor law from Georgetown University Law School in 1958.

4. Charlie was admitted to the U.S. District Court in the District of Columbia in 1958.

5. In 1972, Charlie was licensed to practice in the U.S. District Court for the Middle District of Pennsylvania, in the U.S. Court of Appeals for the Third Circuit and before the U.S. Supreme Court.

6. Charlie had been employed by the National Labor Relations Board in Washington, D.C.

7. Charlie served in the Central Intelligence Division of the Army and was stationed in Germany.

8. Charlie joined the Law Firm of McNerney, Page, Vanderlin & Hall in 1969 where he developed an active practice in all aspects of labor law. In addition, he built upon his trial experience to develop a substantial litigation practice focusing on insurance defense work, as well as other general litigation matters. He served the firm in these areas of law for the past 31 years.

9. Charlie was the immediate past president of the Williamsport Rotary Club. He was a member of the Pennsylvania and American Bar Associations; the Williamsport Country Club; and the Lycoming County Historical Society. He served as Secretary - Treasurer of the Pennsylvania Motor Truck Association for many years.

10. Charlie was a member of St. Boniface Roman Catholic Church from which he was buried on March 8, 2000. He was laid to rest in the family's burial plot in Sumerville Cemetery, Augusta, Georgia.

11. In 1982, he became President of the Lycoming Law Association to be succeeded in 1983 by his law partner, O. William Vanderlin. You may recall that Bill Vanderlin's campaign theme "throw the rascal out" was unanimously endorsed by the Association's members.

12. After Bill Vanderlin's death in January of 1999, Charlie succeeded Bill as general counsel for Little League Baseball Incorporated.

13. Charlie provided legal counsel to employers in the form of labor negotiations, contract disputes, arbitrations and other proceedings before the National and Pennsylvania Labor Relations Boards. In addition to Pennsylvania employers, he represented employer clients in Ohio, New York and Canada. Charlie was engaged in an active litigation practice which found him in the Court of Common Pleas for Lycoming County and several adjoining counties; in addition, his practice took him before the United States District Court for the Middle District of Pennsylvania, the Eastern and Western Districts for the Third Circuit Court of Appeals for the Third Circuit as well as the United States Supreme Court. The United States Supreme Court case, Piper V. Reyno, set the standard for the doctrine of "forum non-conviens". The case involved major Plaintiff and Defense firms throughout the country, as well as Charlie and his partner, Ann Pepperman.

14. An avid reader, Charlie could have easily taught courses at the university level on the history of the Civil War. His recollections of battles were vivid and historically accurate although his color commentary was one of a kind.

15. Charlie had many friends both inside and outside the legal profession. Those friends were from all walks of life. Many had special relationships with Charlie which underscored how he treated people - with a genuine sense of friendship.

16. Charlie's professional and personal standards were extremely high. He was prompt to involve young attorneys in his work to provide them guidance with the benefit of his years of experience. He was interested in all and quick to share his wonderful sense of humor.

NOW THEREFORE, BE IT RESOLVED that we, the undersigned, joined in by the Lycoming County Bar, do hereby recognize the passing of Charles J. McKelvey, Esquire, and remember his many contributions to our County.

RESOLVED FURTHER, that these Resolutions and statements be spread at length upon the Minutes of The Court with copies sent to Charlie's children, two brothers and sister, and be published in the Lycoming Reporter.

RESOLVED FINALLY, that this Court and the Lycoming Bar extend to Charles J. McKelvey's children and siblings our deep and heartfelt expression of sympathy.

Respectfully submitted,

T. Max Hall
Chairman

Malcolm Muir

Charles F. Greevy, Sr.

Charles A. Caffrey

Michael H. Collins