

Docket Number: 1037

EDWARDS & MONCREIFF, P.C.

Luther E. Milspaw, Jr., Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES**

~~P. Alan Zulick, Chief of Litigation~~
~~Thomas M. Devlin, Acting Chief of Litigation~~
Michael J. Daley, Chief of Litigation

December 18, 1985

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$107,508.39.

December 20, 1985

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General.

January 22, 1986

Answer, New Matter and Counterclaim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 7, 1986

Answer to New Matter and Reply to Counterclaim filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 19, 1990

Defendant's Interrogatories to Plaintiff - First Set filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 23, 1990

Letter-type Motion for Sanction filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 10, 1990

The Board rendered an Opinion and made the following Order: "AND, NOW, this 10th day of April, 1990, the letter-type Motion for Sanction as filed by Plaintiff, Edwards & Moncreiff, P.C., is accepted by the Board as it refers to each subdivision of the Interrogatories filed by Defendant, Commonwealth of Pennsylvania, Department of General Services. The Plaintiff is DIRECTED to file answers to the numbered Interrogatories only and to disregard the subdivision found thereunder. The Plaintiff is DIRECTED to file these answers within thirty (30) days of the date of this Order. Further, the Board directs that discovery with the exception of the above stated is now closed. This matter will be referred to a hearing panel with thirty (30) days of the date of this Order and a hearing will be established by that panel within the immediate future." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

April 13, 1990

Acceptance of Service of Opinion and Order dated April 10, 1990, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 11, 1990.

April 16, 1990

Acceptance of Service of Opinion and Order dated April 10, 1990, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 12, 1990.

May 2, 1990

The Board rendered an Opinion and made the following Order: "AND NOW, this 2nd day of May, 1990, premised on the record, the pleadings filed, and the need for an in-depth determination, it is hereby ORDERED and DIRECTED that an Exploratory hearing be held before the Board of Claims in Court Room No. 1, 707 Transportation and Safety Building, Harrisburg, Pennsylvania, commencing at 10:00 a.m. on Tuesday, May 15, 1990." Copies forwarded to attorney for Plaintiff by attorney for Defendant.

May 7, 1990

Acceptance of Service of Opinion and Order dated May 2, 1990 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 4, 1990.

May 9, 1990

Acceptance of Service of Opinion and Order dated May 2, 1990 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 7, 1990.

May 15, 1990

Exploratory hearing held in Board's Court Room No. 1, 707 Transportation and Safety Building, Harrisburg, Pennsylvania, commencing at 10:08 a.m. Case Settled.

June 15, 1990

Testimony of hearing held May 15, 1990 filed.

June 19, 1990

Copy of testimony for hearing held May 15, 1990 forwarded to attorney for Defendant.

July 3, 1990

Acceptance of Service of testimony for hearing held May 15, 1990

received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 25, 1990.

July 30, 1990

Agreement and Release, executed by parties, filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 10, 1990

The Board rendered an Opinion and made the following Order: "AND NOW, this 10th day of October, 1990, it is ORDERED and DECREED that the Defendant, Commonwealth of Pennsylvania, Department of General Services, is indebted to the Plaintiff, Edwards and Moncreiff, P.C., in the full and true sum of Thirty-Seven Thousand Three Dollars and Sixty-Three Cents (\$37,003.63). It is further ORDERED and DECREED that, in light of Mr. Milspaw's letter that he has received the settlement funds, that the case be marked terminated with prejudice. Each party to bear its own costs." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

October 16, 1990

Acceptance of Service of Opinion and Order dated October 11, 1990 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 11, 1990.

October 17, 1990

Acceptance of Service of Opinion and Order dated October 11, 1990 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 16, 1990.
