

Docket Number: 1081

KIMBOB, INC.

~~C. Grainger Bowman, Esquire~~
~~*John S. Oyler, Esquire~~
Roy S. Cohen, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

~~Kenneth L. Sable, Chief Claims Attorney~~
~~John J. Robinson, Jr., Chief Claims Attorney~~
Gerald R. Schultz, Assistant Counsel

September 9, 1986

Claim and filing fee filed. Amount of Claim: \$61,437.

September 11, 1986

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

September 15, 1986

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 12, 1986.

September 16, 1986

Acceptance of Service of Complaint received from Office of Attorney General. Receipt of same acknowledged by Office of Attorney General September 15, 1986.

October 14, 1986

Defendant's Answer and End Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 22, 1986

Defendant's Interrogatories to Plaintiff - First Set as well as Defendant's Request for Production of Documents - First Request filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 25, 1993

Petition to Withdraw as Counsel of Record filed by John S. Oyler, Esquire. Copy forwarded to attorney for Plaintiff and attorney for Defendant by John S. Oyler, Esquire.

***June 28, 1993**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 28th day of June, 1993, it is **ORDERED** and **DECREED** that the Petition of McNeese, Wallace & Nurick, to Withdraw as Counsel of Record, shall be, and is hereby **GRANTED**." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

June 30, 1993

Acceptance of Service of Opinion and Order dated June 28, 1993 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 29, 1993.

July 1, 1993

Acceptance of Service of Opinion and Order dated July 28, 1993 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 29, 1993.

July 13, 1993

Copy of Opinion and Order dated June 28, 1993 forwarded to Diane M. Tokarsky, Esquire, of McNees, Wallace & Nurick.

July 20, 1993

Acceptance of Service of Opinion and Order dated June 28, 1993 received from Diane M. Tokarsky, Esquire, Of McNees, Wallace & Nurick. Receipt of same acknowledged by Diane, M. Tokarsky, Esquire.

****April 13, 1994**

Letter/Entry of Appearance of Roy S. Cohen, Esquire filed by behalf of Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 4, 1997

The Board rendered an Opinion and made the following Order: "AND NOW, this 4th day of April, 1997, a Rule to Show Cause is issued upon Plaintiff, Kimbob, Inc., wherein it is DIRECTED that Plaintiff advise the Board within thirty (30) days from receipt, why this Claim should not be dismissed for failure to abide by the Board of Claims by letter dated July 25, 1995." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

April 11, 1997

Acceptance of Service of Order dated April 4, 1997 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 8, 1997.

July 25, 1997

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 25th day of July, 1997, this Order is issued as a result of the failure of Plaintiff, Kimbob, Inc., to file with the Board of Claims, within thirty (30) days, an Answer or other justifiable response. It is, therefore, **DIRECTED** that the Rule of April 4, 1997, be made **ABSOLUTE** and the record be marked 'closed and settled with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

August 8, 1997

Acceptance of Service of Opinion and Order dated July 25, 1997 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 29, 1997.