

Docket Number: FC-1137-03

KNEPPER ASSOCIATES, INC.

Ronald Knepper

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES**

~~Trent Hargrove, Chief Counsel~~
~~Stephen Busterna, Assistant Counsel~~
Alice Miller, Assistant Counsel

CLOSED

May 5, 2003

Plaintiff filed Claim and filing fee. Amount of Claim: \$\$3,867.50

May 8, 2003

Board forwarded copy of Claim to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT JUNE 9, 2003.**

May 14, 2003

Chief Deputy Attorney General filed Acceptance of Service of Claim. Receipt of same acknowledged by Chief Deputy Attorney General May 9, 2003.

May 15, 2003

Plaintiff filed Acceptance of Service of Claim. Receipt of same acknowledged by Plaintiff May 14, 2003.

July 15, 2003

Defendant filed Answer with New Matter to Complaint. Copy forwarded to Plaintiff.

July 23, 2003

Plaintiff filed Response to Defendant=s Answer with New Matter to Complaint and New Matter Presented by Plaintiff. Copy forwarded to Defendant.

September 2, 2003

Plaintiff filed letter advising that Defendant has not responded to Plaintiff=s New Matter and further requesting that the Board rule in Plaintiff=s favor.

October 1, 2003

Board rendered Opinion and Order: Order as follows: **AAND NOW**, this 1st day of October, 2003, Plaintiff=s request considered as a Praecipe for Judgment for failure to respond to a pleading is **DENIED.**≡ Copy forwarded to Plaintiff and Defendant.

October 6, 2003

Plaintiff filed Acceptance of Service of Opinion and Order dated October 1, 2003. Receipt of same acknowledged October 3, 2003.

October 9, 2003

Defendant filed Acceptance of Service of Opinion and Order dated October 1, 2003. Receipt of same acknowledged October 2, 2003.

October 17, 2003

Plaintiff filed letter advising that Plaintiff=s portion of the hearing in this matter will be brief and parties believe total hearing will only take a half a day to conduct.

October 17, 2003

Board rendered an Order. Order as follows: **AAND NOW**, this 17th day of October, 2003, it is **ORDERED** and **DECREED** that this matter is set for a hearing before the Board=s Panel, composed of Frederick D. Giles, Esquire, Panel Attorney, and Charles A. Kline, Jr., P.E., Engineer Member, on November 18, 2003. Said hearing shall be held in Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m.≡ Copy forwarded to Plaintiff and Defendant.

November 18, 2003

Panel Hearing (Giles/Kline) held in Board=s Courtroom No. 1, 200 North Third Street, Suite 600, Harrisburg, PA 17101. CASE COMPLETED.

December 31, 2003

Testimony of panel hearing held November 18, 2003 filed.

January 14, 2004

Board forwarded copy of testimony of panel hearing held November 18, 2003 to Defendant. Plaintiffs and Defendants Findings of Fact, Conclusions of Law and Briefs due March 1, 2004.

January 23, 2004

Plaintiff filed Finding of Fact and Conclusions of Law. Copy forwarded to Defendant.

February 12, 2004

Defendant filed withdrawal of appearance of Stephen J. Busterna and entry of appearance of Alice Miller filed on behalf of Defendant.

March 10, 2004

Plaintiff filed letter requesting the Board to rule in Plaintiff=s

favor due to missed filing date by Defendant.

June 3, 2004

Panel Members (Giles & Kline) filed Panel Report.

October 6, 2004

Board rendered Opinion and Order. Order as follows: **"AND NOW**, this 6th day of October, 2004, it is hereby **ORDERED** and **DECREED** that judgment be entered in favor of the Plaintiff, Knepper Associates, Inc., and against the Commonwealth of Pennsylvania, Department of General Services, in the amount of Three Thousand Eight Hundred Sixty-Seven Dollars and Fifty Cents (\$3,867.50). The Board also awards six percent (6%) interest from June 20, 2001. The parties will each bear their own costs and attorneys fees." Copy forwarded to Plaintiff and Defendant.

October 12, 2004

Plaintiff filed Acceptance of Service of Opinion and Order dated October 6, 2004. Receipt of same acknowledged by Plaintiff October 9, 2004.

October 13, 2004

Defendant filed Acceptance of Service of Opinion and Order dated October 6, 2004. Receipt of same acknowledged by Plaintiff October 8, 2004.

October 15, 2004

Attorney General filed Acceptance of Service of Opinion and Order dated October 6, 2004. Receipt of same acknowledged by Attorney General October 8, 2004.