

Docket Number: FC-1139-03

MICHAEL WALKER, DERRICK BARNES, ANTHONY WILLIAMS, LAMONT C.
BULLOCK, THOMAS JOHNSON & AARON WILLIAMS

Michael Walker, Derrick Barnes, Anthony Williams, Lamont C.
Bullock, Thomas Johnson & Aaron Williams

*Can only be served on Lamont C. Bullock, AS-1035

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CORRECTIONS

~~Michael A. Farnan, Chief Counsel~~
Nicole L. Adams, Assistant Counsel

March 24, 2003

Claim and In Forma Pauperis Forms filed by Plaintiffs (Lamont Bullock). Additional Information to be requested.

April 4, 2003

Board issued letter directing Plaintiffs to file In Forma Pauperis Forms for Michael Walker, Thomas Johnson and Aaron Williams, Aaron Williams= signature on the Complaint and Thomas Johnson and Aaron Williams signature on the Verification.

April 28, 2003

In Forma Pauperis Forms filed for Michael Walker, Thomas Johnson and Aaron Williams. Complaint still lacks Aaron Williams= signature on the Complaint and Thomas Johnson and Aaron Williams signature on the Verification.

May 7, 2003

Plaintiffs filed Amended Complaint.

May 21, 2003

Plaintiffs filed Motion for the Appointment of Counsel.

May 30, 2003

Board issued Opinion and Order: Order as follows: **AND NOW**, this 30th day of May, 2003, upon consideration of the seven identical applications to proceed in forma pauperis filed by the seven plaintiffs herein and upon review of the seven identical complaints filed by these plaintiffs, it is hereby **ORDERED, ADJUDGED AND DECREED** that the seven complaints are **DISMISSED WITH PREJUDICE** under Rule 240(j) of the Pennsylvania Rules of Civil Procedure and the seven applications to proceed in forma pauperis are **DENIED** as moot.

June 17, 2003

Plaintiff filed Motion for Reconsideration.

June 17, 2003

Plaintiff (Lamont C. Bullock) filed Acceptance of Service of Opinion and Order dated May 30, 2003. Receipt of same acknowledged by Plaintiff (Unknown).

June 17, 2003

Plaintiff (Derrick Barnes) filed Acceptance of Service of Opinion and Order dated May 30, 2003. Receipt of same acknowledged by Plaintiff (Unknown).

June 17, 2003

Plaintiff (Thomas Johnson) filed Acceptance of Service of Opinion and Order dated May 30, 2003. Receipt of same acknowledged by Plaintiff (Unknown).

June 17, 2003

Plaintiff (Michael Walker) filed Acceptance of Service of Opinion and Order dated May 30, 2003. Receipt of same acknowledged by Plaintiff (Unknown).

June 17, 2003

Board forwarded letter to Plaintiff advising that the Board's Orders are final appealable Orders and are not subject to reconsideration. Board referred Plaintiff to Commonwealth Court.

July 17, 2003

Commonwealth Court rendered the following Order: **ANOW**, July 15, 2003, upon consideration of the above petition for review, and it appearing that the Pennsylvania Board of Claims order was entered May 30, 2003, and that the last day to petition for review was June 30, 2003, and that the above petition for review was filed July 2, 2003, the above petition for review is hereby quashed as untimely filed. See Pa. R.A.P. 1512(a)(1).

August 8, 2003

Commonwealth Court forwarded Order advising that the Commonwealth Court is allowing Petitioners' Motion for Reconsideration.

August 25, 2003

Plaintiffs filed Motion for an Extension of Time and Motion for Clairity/or Clarification.

September 2, 2003

Commonwealth Court rendered the following Order: ~~ANOW~~, August 28, 2003, upon consideration of petitioner's motion for extension of time to file a brief, said motion is dismissed as moot in that the certified record has not been received by the court and no briefing schedule has issued. Upon consideration of petitioner's motion for clarification of this court's August 7, 2003 order granting him in forma pauperis status, said motion is granted. Pursuant to Pa.R.A.P. 2151(b), petitioner need not file a reproduced record, and pursuant to Pa.R.A.P. 2187(c), petitioner must file 15 copies of his brief in support of the petition for review when so directed by the court. @

CLOSED

Commonwealth Court rendered the following Order: ~~ANow~~, December 11, 2003, petitioners Walker and Williams having failed to comply with this court's order of November 17, 2003, they are dismissed from this action. @

November 13, 2003

Board filed in Commonwealth Court as follows: Praecipe for Withdrawal of Appearance of Jeffrey F. Smith, Chief Administrative Judge and Entry of Appearance of Nicole L. Adams, Assistant Counsel filed on behalf of Defendant, Board of Claims.

April 30, 2004

Commonwealth Court rendered the following Order: ~~AND NOW~~, this 30th day of April, 2004, the order of the Pennsylvania Board of Claims is vacated as to its determination of the merits of Petitioner's amended complaint, and it otherwise is affirmed as to the dismissal of Petitioner's amended complaint, applications to proceed in forma pauperis and motion for the appointment of counsel based on the Board's lack of subject matter jurisdiction.