

Docket Number: 1146

BUCHART-HORN, INC.

Jack B. Horner, Esquire

VS.

**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

**September 25, 1987**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$76, 775.90+.

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**September 29, 1987**

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

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**October 1, 1987**

Acceptance of Service of Claim received from Defendant. Receipt of same acknowledged by Defendant September 30, 1987.

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**October 6, 1987**

Acceptance of Service of Claim received Office of Attorney General. Receipt of same acknowledged by Office of Attorney General October 1, 1987.

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**CLOSED**

**November 3, 1987**

Answer admitting all allegations filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**November 18, 1987**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 18th day of November, 1987, upon consideration of the Claim and Answer thereto, it is hereby **ORDERED** and **DECREED** that an Exploratory Hearing shall be held on Friday, November 20, 1987 in the Board's Courtroom NO. 1, 707 Transportation and Safety Building, Harrisburg, Pennsylvania, beginning at 10:00 a.m. The parties shall be present and prepared through proper witnesses to place upon the record, all aspects of the Claim." Copies distributed to attorney for Plaintiff and attorney for Defendant.

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**November 20, 1987**

Acceptance of Service of Opinion and Order dated November 18, 1987 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 19, 1987.

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**November 20, 1987**

Acceptance of Service of Opinion and Order dated November 18, 1987 received form attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 20, 1987.

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**November 20, 1987**

Exploratory Hearing held in Board's Courtroom No.1 at 10:00 a.m.  
Case settled and Awaiting Praecipe.

**November 20, 1987**

The board rendered an Opinion and made the following Order: "**AND NOW**, this 20th day of November, 1987, premised on the record, the pleadings herein and the testimony presented, it is hereby **ORDERED** and **DIRECTED** that the settlement between the parties be and hereby is accepted and that the Defendant, Commonwealth of Pennsylvania, Department of Transportation is obligated and **DIRECTED** to pay the Plaintiff, Buchart-Horn, Inc. herein the sum of Seventy-Six Thousand Seven Hundred Seventy-Five Dollars and Ninety Cents (\$76,775.00). It is further **ORDERED** that, upon receipt of payment of said Award, Plaintiff, Buchart-Horn, Inc., shall forthwith file with the Board a praecipe that the case be marked settled, discontinued and ended with prejudice. Each party to bear its own costs."

**CLOSED**  
**November 20, 1987**

Copies of Opinion and Order dated November 20, 1987 forwarded to attorney for Plaintiff and attorney for Defendant.

**November 30, 1987**

Acceptance of Service of Opinion and Order dated November 20, 1987 received from Plaintiff. Receipt of same acknowledged by Plaintiff November 25, 1987.

**November 30, 1987**

Acceptance of Service of Opinion and Order dated November 20, 1987 received from Defendant. Receipt of same acknowledged by Defendant November 23, 1987.

**December 17, 1987**

Testimony of hearing held November 20, 1987 filed.

**December 18, 1987**

Copy of testimony for hearing held November 20, 1987 forwarded to attorney for Defendant.

**December 22, 1987**

Acceptance of Service of Testimony for hearing held November 20, 1987 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 21, 1987.

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**January 7, 1988**

Praecipe for Discontinuance filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**January 13, 1988**

The Board made the following Order: "AND NOW, this 13th day of January, 1988, upon receipt of Praecipe for Discontinuance to mark the above captioned matter "settled, ended, and discontinued with prejudice," executed by Jack Turner, Esquire, on behalf of Plaintiff, same of which is docketed with this Board under date of January 7, 1988, it is ORDERED and DIRECTED that said case be marked settled, discontinued and ended with prejudice." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

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**January 14, 1988**

Acceptance of Service of Order dated January 13, 1988 received from Defendant. Receipt of same acknowledged by Defendant January 13, 1988.

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**January 19, 1988**

Acceptance of Service of Order dated January 13, 1988 received from Plaintiff. Receipt of same acknowledged by Plaintiff January 15, 1988.

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