

Docket Number: 1152

BUCHART-HORN, INC.

Jack B. Horner, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

October 9, 1987

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$5,887.86+.

October 20, 1987

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

October 21, 1987

Acceptance of Service of Complaint received from Office of Attorney General. Receipt of same acknowledged by Office of Attorney General October 20, 1987.

CLOSED

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

March 23, 1988

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 23rd day of March, 1988, 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 Wednesday, March 30, 1988." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

March 25, 1988

Acceptance of Service of Opinion and Order dated March 23, 1988 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 24, 1988.

March 25, 1988

Acceptance of Service of Opinion and Order dated March 23, 1988 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 24, 1988.

March 30, 1988

Hearing held in Board's Court Room No. 1 at 10:00 a.m. Case completed.

April 12, 1988

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 12th day of April, 1988, 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 Five Thousand Eight Hundred Eighty-Seven Dollars and Eighty-Six Cents (\$5,887.86). 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."

April 13, 1988

Copies of Opinion and Order dated April 12, 1988 forwarded to attorney for Plaintiff and attorney for Defendant.

April 14, 1988

Acceptance of Service of Opinion and Order dated April 12, 1988 received from Defendant. Receipt of same acknowledged by Defendant April 15, 1988.

April 18, 1988

Acceptance of Service of Opinion and Order dated April 12, 1988 received from Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 15, 1988.

April 27, 1988

Testimony of hearing held March 30, 1988 filed.

April 28, 1988

Copies of Testimony for hearing held March 30, 1988 forwarded to attorney for Defendant.

April 29, 1988

Acceptance of Service of Testimony for hearing held March 30, 1988 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 28, 1988.

October 6, 1988

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

October 11, 1988

The Board made the following Order: "AND NOW, this 11th day of October, 1988, upon receipt of Praeipie for Discontinuance to mark the above-captioned matter 'settled, ended and discontinued with prejudice', executed by Jack B. Horner, Esquire, on behalf of Plaintiff, same of which is docketed with this Board under date of October 6, 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.

October 14, 1988

Acceptance of Service of Order dated October 11, 1988 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 13, 1988.

October 17, 1988

Acceptance of Service of Order dated October 11, 1988 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 13, 1988.
