

Docket Number: 1183

**BUCHART-HORN, INC.**

Jack B. Horner, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION**

Kenneth L. Sable, Chief Counsel

**December 10, 1987**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim:\$24,901.74+

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**December 18, 1987**

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

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**December 22, 1987**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 21, 1987.

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**December 30, 1987**

Acceptance of Service of Claimreceived from Office of Attorney General. Receipt of same acknowledged by Office of Attorney General December 21, 1987.

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**February 19, 1988**

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

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**March 18, 1988**

The Board rendered an Opinion and made the following Order: "AND NOW, this 18th 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 10:45 a.m. on Wednesday, March 30, 1988." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

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**March 22, 1988**

Acceptance of Service of Opinion and Order dated March 18, 1988 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 21, 1988.

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**March 30, 1988**

Hearing held in Board's Court Room No. 1 at 10:32 a.m. Case Completed.

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**April 13, 1988**

The Board rendered an Opinion and made the following Order: "AND NOW, this 13th 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 Twenty-Four Thousand Nine Hundred One Dollars and Ninety-Four Cents (\$24,901.94).

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 he case be marked settled, discontinued and ended with prejudice. Each party to bear its own costs." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**April 15, 1988**

Acceptance of Service of Opinion and Order dated April 13, 1988 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 14, 1988.

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**April 18, 1988**

Acceptance of Service of Opinion and Order dated April 13, 1988 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 15, 1988.

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**March 27, 1988**

Testimony of hearing held March 30, 1988 filed.

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**March 28, 1988**

Copy of testimony for hearing held March 30, 1988 forwarded to attorney for Defendant.

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**April 29, 1988**

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

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**June 15, 1988**

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

**June 20, 1988**

The Board made the following Order: "AND NOW, this 20th day of June, 1988, upon receipt of Praecipe 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 dated June 15, 1988, it is ORDERED and DIRECTED said case be marked settled, discontinued and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**June 22, 1988**

Acceptance of Service of Order dated June 20, 1988 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 21, 1988.

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**June 27, 1988**

Acceptance of Service of Order dated June 20, 1988 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 23, 1988.