

Docket Number: 1203

ERDMAN, ANTHONY ASSOCIATES, INC.

Michael Jon Daley, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

***January 22, 1988**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim:\$152,861.63+.

January 28, 1988

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

February 1, 1988

Acceptance of Service of Claim received from Defendant. Receipt of same acknowledged by Defendant January 28, 1988.

February 8, 1988

Acceptance of Service of Claim received from Office of Attorney General. Receipt of same acknowledged by Office of Attorney General January 29, 1988.

February 13, 1991

Amended Claim filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Amount of Claim: \$108,000.00.

February 14, 1991

Answer to Amended Claim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 15, 1991

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 15th day of February, 1991, it is **ORDERED** and **DECREED** that an exploratory hearing be held on February 20, 1991, beginning at 10:00 a.m. in Courtroom No. 1, 707 Transportation & Safety Building, Harrisburg, Pennsylvania, 17120." Copy forwarded to attorney for Plaintiff, attorney for Defendant and Chief Deputy Attorney General.

February 19, 1991

Amended Answer to Amended Claim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 20, 1991

Acceptance of Service of Opinion and Order dated February 15, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 19, 1991.

February 26, 1991

Acceptance of Service of Opinion and Order dated February 15, 1991 received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General February 21, 1991.

February 26, 1991

Testimony for hearing held February 20, 1991 filed.

February 28, 1991

Copy of testimony of exploratory hearing held February 20, 1991 forwarded to attorney for Defendant.

February 28, 1991

Acceptance of Service of Opinion and Order dated February 15, 1991 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 25, 1991.

March 6, 1991

Acceptance of Service of testimony for hearing held February 20, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 4, 1991.

May 8, 1991

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 8th day of May, 1991, it is **ORDERED** and **DECREED** that the Defendant, Commonwealth of Pennsylvania, Department of Transportation, is indebted unto the Plaintiff, Erdman, Anthony Associates, Inc., in the full and true sum of One Hundred Eight Thousand Dollars (\$108,000.00) Upon receipt of said award, Plaintiff shall forthwith file with the Board a Praecipe to mark the case closed and ended with prejudice. Each party to bear its own costs." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 9, 1991

Acceptance of Service of Opinion and Order dated May 8, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 8, 1991.

May 22, 1991

Acceptance of Service of Opinion and Order dated May 8, 1991 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 16, 1991.

August 9, 1991

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 9th day of August, 1991, Rule to show Cause is issued upon Plaintiff, Erdman Anthony Associates, Inc., wherein it is **DIRECTED** that Plaintiff advise the Board within thirty (30) days of this Order whether or not Plaintiff has received the sum of money awarded or other justifiable response. This Rule shall become absolute and the case shall be marked closed and settled with prejudice in the event the Board does not receive a response to said Rule." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

August 12, 1991

Acceptance of Service of Opinion and Order dated August 9, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 12, 1991.

August 16, 1991

Acceptance of Service of Opinion and Order dated August 9, 1991 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 14, 1991.

December 18, 1991

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 18th day of December, 1991, this Order is issued as a result of the failure of Plaintiff to advise the Board of Claims within thirty (30) days of August 9, 1991, whether or not Plaintiff received the monies directed be paid to said Plaintiff. It is, therefore, **DIRECTED** that the Rule of August 9, 1991 be made **ABSOLUTE** and the record be marked closed and settled with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

December 20, 1991

Acceptance of Service of Opinion and Order received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 19, 1991.

CLOSED