

Docket Number: 1263

JAY FULKROAD & SONS, INC.

Robert E. Heideck, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

~~Kenneth L. Sable, Chief Claims Attorney
Jeffrey W. Davis, Assistant Counsel~~

May 17, 1988

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$36,800.00+.

May 20, 1988

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

May 23, 1988

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 20, 1988.

May 26, 1988

Acceptance of Service of Claim received from Office of Attorney General. Receipt of same acknowledged by Office of Attorney General May 23, 1988.

June 7, 1988

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 8, 1988

Reply of Claimant Jay Fulkroad & Sons, Inc. to New Matter Raised by Respondent Commonwealth of Pennsylvania, Department of Transportation filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 28, 1988

Defendant's Interrogatories to Plaintiff, Jay Fulkroad & Sons, Inc., - First Set filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 28, 1988

Defendant's Request for Production of Documents (Untitled) filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 18, 1989

Plaintiff's Answers to Defendant's Interrogatories - First Set filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 8, 1990

Plaintiff's First Set of Document Requests to Defendant Commonwealth of Pennsylvania, Department of Transportation filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 8, 1990

Plaintiff's First Set of Interrogatories to Defendant Commonwealth of Pennsylvania, Department of Transportation filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

February 21, 1990

Defendant's Responses to Plaintiff's First Set of Interrogatories to Defendant Commonwealth of Pennsylvania, Department of Transportation filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

CLOSED

Stipulation of Settlement executed by both parties and filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 21, 1992

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 21st day of April, 1992, upon due consideration of the Stipulation of Settlement of the parties and other submissions, it is hereby **ORDERED** and **DECREED** that the Defendant, Commonwealth of Pennsylvania, Department of Transportation, shall pay to Plaintiff, Jay Fulkroad & Sons, Inc., the sum of Twenty-Two Thousand Dollars (\$22,000.00), which amount shall be paid in full satisfaction and settlement of the cases docketed to No. 1263 and No. 1324, respectively. Upon receipt of payment of said award, Plaintiff shall forthwith file with the Board of Claims a Praecipe requesting that the matter be marked 'settled, satisfied, discontinued and ended with prejudice'. Each party to bear its own costs." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

April 23, 1992

Acceptance of Service of Opinion and Order dated April 23, 1992 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 22, 1992.

April 30, 1992

Acceptance of Service of Opinion and Order dated April 21, 1992 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 27, 1992.

October 21, 1992

Order to Mark Action Settled, Satisfied, Discontinued and Ended filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

October 27, 1992

The Board made the following Order: "AND NOW, this 27th day of October, 1992, upon advice of Robert E. Heideck, Esquire on behalf of Plaintiff, that Plaintiff has received the settlement payments from the Department in both matters and received an Order to Mark Action Settled, Satisfied, Discontinued and Ended filed by counsel for Plaintiff, same of which is docketed with this Board under date of October 21, 1992, it is ORDERED and DECREED that the said case be marked settled, discontinued and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

October 29, 1992

Acceptance of Service of Order dated October 27, 1992 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 28, 1992.

November 2, 1992

Acceptance of Service of Order dated October 27, 1992 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 30, 1992.
