

Docket Number: 1275

DICK ENTERPRISES, INC.

~~Richard J. Reddy, Esquire~~  
Roger J. Peters, Esquire  
Paul L. Waldron, Esquire (VA Counsel)

CLOSED

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

~~Kenneth L. Sable, Chief Claims Attorney~~  
John J. Robinson, Jr., Assistant Counsel

**July 7, 1988**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$1,042,437.21.

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**July 12, 1988**

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

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**July 13, 1988**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 12, 1988.

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**July 15, 1988**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General July 13, 1988.

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**August 4, 1988**

Praecipe for entry of appearance filed by John J. Robinson, Jr., Assistant Counsel for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**February 24, 1989**

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

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**May 1, 1989**

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

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**November 16, 1989**

Defendant's Request for Production of Documents to Plaintiff - First Set filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**November 16, 1989**

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

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**September 27, 1993**

Agreement and Release executed by parties, but filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**December 2, 1993**

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 2nd day of December, 1993, upon due consideration of the Agreement and Release and other submissions, it is **ORDERED** that the Board of Claims accepts and approves the Agreement and Release of the parties. The Defendant, Commonwealth of Pennsylvania, Department of Transportation, shall pay to Plaintiff, Dick Enterprises, Inc., the sum of Two Hundred Forty-Six Thousand One Hundred Eighty-Seven Dollars and Forty-Nine Cents (\$246,187.49) and permit Plaintiff liquidated damages withheld in the amount of Forty-Six Thousand Nine Hundred Dollars (\$46,900.00). Upon receipt of the monies set forth in the Order, the Plaintiff shall forthwith file with the Board of Claims a Principal requesting that the case docketed to number 1275 be marked 'settled, terminated and discontinued with prejudice'. Each party to bear its own costs and attorney fees." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**December 6, 1993**

Acceptance of Service of Opinion and Order dated December 2, 1993, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 2, 1993.

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**December 10, 1993**

Acceptance of Service of Opinion and Order dated December 2, 1993 received from attorney for Plaintiff (Richard L. Reddy, Esquire). Receipt of same acknowledged by attorney for Plaintiff December 6, 1993.

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**December 10, 1993**

Acceptance of Service of Opinion and Order dated December 2, 1993 received from attorney for Plaintiff (Roger J. Peters, Esquire). Receipt of same acknowledged by attorney for Plaintiff December 6, 1993.

**April 4, 1994**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 4th day of April, 1994, a Rule to Show Cause is issued upon Plaintiff, Dick Enterprises, 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.

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**April 7, 1994**

Acceptance of Service of Opinion and Order dated April 4, 1994 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 7, 1994.

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**April 13, 1994**

Acceptance of Service of Opinion and Order dated April 4, 1994 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 8, 1994.

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**April 13, 1994**

Notation on Acceptance of Service of Opinion and Order dated April 4, 1994 received from attorney for Plaintiff (Roger J. Peters, Esquire) advising that Richard L. Reddy, Esquire is no longer employed at Dick Enterprises.

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**May 3, 1994**

Letter/Praecipe filed by attorney for Plaintiff (Paul L. Waldron, Esquire), via FAX.

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**May 3, 1994**

Acceptance of Service of Opinion and Order dated April 4, 1994 received from attorney for Plaintiff (Paul L. Waldron, Esquire), via FAX. Receipt of same acknowledged by attorney for Plaintiff May 2, 1994.

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**May 5, 1994**

Letter/Praecipe filed by attorney for Plaintiff (Paul L. Waldron, Esquire), via MAIL.

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**May 5, 1994**

Acceptance of Service of Opinion and Order dated April 4, 1994 received from attorney for Plaintiff (Paul L. Waldron, Esquire), via MAIL. Receipt of same acknowledged by attorney for Plaintiff May 2, 1994.

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**September 9, 1994**

The Board made the following Order: **"AND NOW**, this 9th day of September, 1994, upon receipt of a Letter/Praecipe acknowledging receipt of award, executed by Paul L. Waldron, Esquire, on behalf of Dick Enterprises, Inc., same of which is docketed with this Board under date of May 5, 1994, it is **ORDERED** and **DIRECTED** that said case be marked "settled, terminated and discontinued with prejudice." Copy forwarded to attorney for Plaintiff and attorney for defendant.

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**CLOSED**