

Docket Number: 1282

KOZEL ENGINEERING CO., INC.

David A. Scotti, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

July 29, 1988

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$20,635.20+.

August 5, 1988

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

August 8, 1988

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 5, 1988.

CLOSED

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

May 12, 1989

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 12th day of May, 1989, upon due consideration of the pleadings and other submissions filed in this matter, it is hereby **ORDERED** and **DECREED** that an award be made in favor of the Plaintiff, Kozel Engineering Co., Inc., and against the Defendant, Commonwealth of Pennsylvania, Department of Transportation, in the amount of Twenty Thousand Six Hundred Ninety-Eight Dollars and Eighty-Nine Cents (\$20,698.89). Each party to pay its own costs." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 15, 1989

Acceptance of Service of Opinion and Order dated May 12, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 12, 1989.

May 18, 1989

Acceptance of Service of Opinion and Order dated May 12, 1989 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff by attorney for Defendant.

September 22, 1989

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 22nd day of September, 1989, a Rule to Show Cause is issued upon Plaintiff, Kozel Engineering Co., 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.

September 26, 1989

Acceptance of Service of Opinion and Order dated September 22, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 26, 1989.

CLOSED

Acceptance of Service of Opinion and Order dated September 22, 1989 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 26, 1989.

March 30, 1990

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 30th day of May, 1990, this Order is issued as a result of the failure of Plaintiff to advise the Board of Claims within 30 days of September 22, 1989 whether or not Plaintiff received the monies directed to be paid to said Plaintiff. It is therefore, **DIRECTED** that the Rule is made **ABSOLUTE** and that the record shall be marked closed and settled with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 30, 1990

Acceptance of Service of Opinion and Order dated March 30, 1990 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 30, 1990.
