

Docket Number: 1296

AMMANN & WHITNEY PENNSYLVANIA, INC.

Robert B. Hoffman, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

September 19, 1988

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$2,464.80+.

September 21, 1988

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

September 22, 1988

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 21, 1988.

CLOSED

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General September 22, 1988.

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

January 13, 1989

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 13th day of January, 1989, premised on the record, the pleading 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 & Safety Building, Harrisburg, Pennsylvania, commencing at 10:30 a.m. on Thursday, January 19, 1989."

January 17, 1989

Copy of Opinion and Order dated January 13, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 17, 1989.

January 18, 1989

Acceptance of Service of Opinion and Order dated January 13, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 17, 1989.

January 19, 1989

Exploratory hearing held in Board's Courtroom No. 1, commencing at 10:24 a.m. Case settled.

January 23, 1989

Acceptance of Service of Opinion and Order dated January 13, 1989 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 20, 1989.

January 25, 1989

Testimony of exploratory hearing held January 19, 1989 filed.

January 26, 1989

Copy of testimony of exploratory hearing held January 26, 1989 forwarded to attorney for Defendant.

January 27, 1989

Acceptance of Service of testimony for exploratory hearing held January 26, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 26, 1989.

February 3, 1989

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 3rd day of February, 1989, premised on the record, the pleadings herein and the testimony presented, it is hereby **ORDERED** and **DIRECTED** that the Defendant, Commonwealth of Pennsylvania, Department of Transportation, is obligated and **DIRECTED** to pay the Plaintiff, Ammann & Whitney Pennsylvania, Inc., the sum of Two Thousand Four Hundred Sixty-Four Dollars and Eighty Cents (\$2,264.80)

It is further **ORDERED** that upon receipt of payment of said Award, Plaintiff shall forthwith file with the Board a Praecipe that the 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.

February 6, 1989

Acceptance of Service of Opinion and Order dated February 3, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 3, 1989.

February 7, 1989

Acceptance of Service of Opinion and Order dated February 3, 1989 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 6, 1989.

November 21, 1989

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 21st day of November, 1989, a Rule to Show Cause is issued upon Plaintiff, Ammann and Whitney Pennsylvania, 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.

November 21, 1989

Acceptance of Service of Opinion and Order dated November 21, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 22, 1989.

November 28, 1989

Letter/Praecipe acknowledging receipt of award received from attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

November 28, 1989

Acceptance of Service of Opinion and Order dated November 21, 1989 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 27, 1989.

December 1, 1989

The Board made the following Order: "**AND NOW**, this 1st day of December, 1989, upon receipt of Letter/Praecipe acknowledging receipt of award, executed by Robert B. Hoffman, Esquire, on behalf of Plaintiff, Ammann and Whitney Pennsylvania, Inc., same of which is docketed with this Board under date of November 28, 1989, it is **ORDERED** and **DIRECTED** that said case be marked 'closed and settled with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

December 6, 1989

Acceptance of Service of Order dated December 1, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 5, 1989.

December 7, 1989

Acceptance of Service of Order dated December 1, 1989 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 6, 1989.

CLOSED