

**Docket Number: 1349**

**Herbert R. Imbt, etc.**

**Ronald W. Chadwell, Esquire**

**VS.**

**COMMONWEALTH OF PENNSYLVANIA  
Department of Transportation**

**John J. Robinson, Jr., Chief Claims Attorney**

June 26, 1991

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$436,422.43+.

March 3, 1989

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT April 3, 1989.

March 6, 1989

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 3, 1989.

**March 9, 1989**

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 7, 1989.

**April 26, 1989**

Answer and New Matter filed by attorney for Defendant. Copy

June 26, 1991

**Docket Number: 1349**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$436,422.43+.

---

March 3, 1989

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT April 3, 1989.

Ronald W. Chadwell, Esquire

---

March 6, 1989

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 3, 1989.

---

**COMMONWEALTH OF PENNSYLVANIA  
March 9, 1989  
Department of Transportation**

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 7, 1989.

---

June 26, 1991

**April 26, 1989**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$436,422.43+. Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

March 3, 1989

**May 17, 1989**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT April 3, 1989. Reply to New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**November 7, 1989**

March 6, 1989

Defendant's Interrogatories to Plaintiff. - First Set filed by attorney for Defendant. Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 3, 1989.

**November 7, 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. Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 7, 1989.

March 9, 1989

**April 26, 1989**

Answer and New Matter filed by attorney for Defendant. Copy

**January 3, 1990**

**Docket Number: 1349**

First Set of Continuing Interrogatories Directed to Defendant filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

~~Herb January 3, 1990~~ etc.

First Request for Production of Documents Directed to Defendants filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**June 4, 1990**

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

---

**COMMONWEALTH OF PENNSYLVANIA**  
**September 24, 1990**  
**Department of Transportation**

Notice of Entry of Appearance of Ronald W. Chadwell filed by attorney for Plaintiff. John J. Robinson, Jr. Chief Claims Attorney. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

June 26, 1991

**October 2, 1990**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$436,422.43. Hearing scheduled for February 26, 27, and March 1, 1991 as well as March 5, 6, 7, and 8, 1991 and March 12 and 13, 1991, if necessary, in Board's Courtroom No. 1, 707 Transportation and Safety Building, Harrisburg, Pennsylvania, commencing at 10:00 a.m. Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT April 3, 1989.

---

~~December 1990~~

Hearing originally scheduled for March 1, 1991, canceled due to prior commitment by the Board.

---

~~March 6, 1989~~

**February 6, 1991**

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant. Answers to First Set of Continuing Interrogatories Directed to Defendant filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

**March 9, 1989**

February 25, 1991

Acceptance of Service of Complaint received from Chief Deputy Stipulation of Facts and Stipulation Exhibits Volumes I and II filed by Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General. March 7, 1989.

---

**April 26, 1989**

Answer and New Matter filed by attorney for Defendant. Copy

**February 26, 1991**

Hearing held this date in Board's Courtroom No. 1, 707 Transportation and Safety Building, Harrisburg, Pennsylvania, commencing at 10:00 a.m.

---

**February 27, 1991**

Hearing held this date in Board's Courtroom No. 1, 707 Transportation and Safety Building, Harrisburg, PA commencing at 10:00 a.m. Case completed. Ronald W. Chadwell, Esquire

---

**March 26, 1991**

Testimony of hearing held February 26 & 27, 1991, filed.

---

**March 29, 1991**

Copy of testimony forwarded to attorney for Defendant.  
~~COMMONWEALTH OF PENNSYLVANIA~~  
~~Department of Transportation~~

---

**April 2, 1991**

John J. Robinson, Jr., Chief Claims Attorney

Acceptance of Service of testimony for hearing held February 26 and 27, 1991, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 1, 1991.  
~~Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$436,422.43+.~~

June 26, 1991

Proposed Findings of Fact, Conclusions of Law and Brief in Support thereof of HRI, Inc. filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.  
~~Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT April 3, 1989.~~

**September 6, 1991**

Supplemental Brief of HRI, Inc. in support of Proposed Findings of Fact and Conclusion of Law filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 3, 1989.  
Proposed Findings of Fact, Conclusions of Law and Memorandum filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

~~March 9, 1989~~

**December 30, 1991**

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 7, 1989.  
~~Amended Page 56 of Proposed Findings of Fact, Conclusions of Law and Brief in Support thereof of HRI, filed by attorney for Plaintiff.~~

**April 26, 1989**

Answer and New Matter filed by attorney for Defendant. Copy

Copy forwarded to attorney for Defendant by attorney for Plaintiff.

**Docket Number: 1349**

**January 10, 1992**

Reply Memorandum of HRI, Inc. filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

Herbert R. Imbt, etc.

**May 7, 1992**

Ronald W. Chadwell, Esquire

The Board rendered an Opinion and made the following Order: "AND NOW, this 7th day of May, 1992, it is the order of this Board that Plaintiff, Herbert R. Imbt, Inc., by change of corporate name now known as HRI, Inc., is hereby awarded Eighty-Four change of corporate name now known as HRI, Inc., is hereby awarded Eighty-Four Thousand Five Hundred Twenty-One Dollars and Thirty-Six Cents (\$84,521.36), against the Defendant, Commonwealth of Pennsylvania, Department of Transportation, with interest at the rate of six percent (6%) per annum from February 1, 1991, until the date of Plaintiff's Statement of Claim with the Board. Upon receipt of payment of said award, Plaintiff shall forthwith file with the Board a Praeceptum to mark the case 'closed and ended with prejudice'. Each party to bear its own costs." June 26, 1992  
~~COMMONWEALTH OF PENNSYLVANIA~~  
~~Department of Transportation~~  
~~Plaintiff, Herbert R. Imbt, Inc.~~  
~~Defendant, Commonwealth of Pennsylvania, Department of Transportation~~  
~~ANSWER DUE FROM DEFENDANT April 3, 1989.~~  
Copy forwarded to attorney for Plaintiff, attorney for Defendant and Chief Deputy Attorney General. Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$436,422.43+.

**May 11, 1992**

Acceptance of Service of Opinion and Order dated May 7, 1992 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 8, 1992.  
~~ANSWER DUE FROM DEFENDANT April 3, 1989.~~

**May 12, 1992**

Acceptance of Service of Opinion and Order dated May 7, 1992, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 7, 1992.  
~~ANSWER DUE FROM DEFENDANT April 3, 1989.~~  
Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 3, 1989.

**June 3, 1992**

Copy of Petition for Review as filed in Commonwealth Court filed by attorney for Defendant.

~~March 9, 1989~~

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 7, 1989.

**April 26, 1989**

Answer and New Matter filed by attorney for Defendant. Copy

Petition for Review received from Commonwealth Court. (No. 1178 C.D. 1992).

**Docket Number: 1349**

---

**June 19, 1992**

Copy of Petition for Review as filed in the Commonwealth Court filed by attorney for Plaintiff Herbert R. Imbt, etc.

---

Ronald W. Ghazal, Esquire

Petition for Review received from Commonwealth Court. (No. 1277 C.D. 1992).

---

VS.

**July 23, 1992**

File transmitted to Commonwealth Court.

---

**COMMONWEALTH OF PENNSYLVANIA**  
**Department of Transportation**

Copy of Opinion and Order received from Commonwealth Court. Order as follows: "AND NOW, this 13th day of August, 1993, the order of the Board of Claims is affirmed." June 26, 1991

---

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$436,422.43+  
File returned from Commonwealth Court.

March 3, 1989

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT April 3, 1989.

March 6, 1989

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 3, 1989.

**March 9, 1989**

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 7, 1989.

**April 26, 1989**

Answer and New Matter filed by attorney for Defendant. Copy