

Docket Number: 1360

PARSONS BRINCKERHOFF QUADE & DOUGLASS

Thomas Defeis, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

April 13, 1989

Complaint and filing fee filed. Amount of Claim: \$76,644.84+.

April 20, 1989

Copies of Complaint forwarded to attorney for Defendant and Chief Deputy Attorney General.

April 24, 1989

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 21, 1989.

April 27, 1989

Acceptance of Service of Complaint filed by Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General April 24, 1989.

May 3, 1989

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

May 22, 1989

The Board rendered an Opinion and made the following Order: **"AND NOW**, this 22nd day of May, 1989, premised on the record, the pleadings 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 and Safety Building, Harrisburg, Pennsylvania, commencing at 11:30 a.m., on Thursday, May 25, 1989." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

May 24, 1989

Acceptance of Service of Opinion and Order dated May 22, 1989, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 23, 1989.

May 25, 1989

Exploratory hearing held in Board's Court Room No. 1, commencing at 11:30 a.m. Case settled.

May 26, 1989

Acceptance of Service of Opinion and Order dated May 22, 1989, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 24, 1989.

June 5, 1989

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 5th day of June, 1989, premised on the record, the pleadings herein and the testimony presented, it is hereby **ORDERED** and **DIRECTED** that the settlement between the parties be and hereby is accepted and that the Defendant, Commonwealth of Pennsylvania, Department of Transportation, is obligated and **DIRECTED** to pay the Plaintiff, Parsons, Brinckerhoff, Quade and Douglas, Inc., the sum of Seventy-Four Thousand Six Hundred Forty-Four Dollars and Eighty-Four Cents (\$76,644.84). It is further **ORDERED** that upon receipt of payment of said Award, Plaintiff shall forthwith file with the Board a receipt that the case be marked settled, do continued and ended with prejudice. Each party to bear its own cost." Copies forwarded to attorney for Defendant and Chief Deputy Attorney General.

June 6, 1989

Testimony of exploratory hearing held Thursday, May 25, 1989 filed.

June 7, 1989

Copy of Testimony of exploratory hearing held May 25, 1989 forwarded to attorney for Defendant.

June 8, 1989

Acceptance of Service of Testimony of exploratory hearing held May 25, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 7, 1989.

June 9, 1989

Acceptance of Service of Opinion and Order dated June 5, 1989, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 6, 1989.

June 12, 1989

Acceptance of Service of Opinion and Order dated June 5, 1989, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 8, 1989.

June 15, 1989

Acceptance of Service of Opinion and Order dated June 5, 1989 received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General June 6, 1989.

June 28, 1989

The Board rendered an Amended Opinion and made the following Order:

"**AND NOW**, this 28th day of June, 1989, premised on the record, the pleadings herein and the testimony presented, it is hereby **ORDERED** and **DIRECTED** that the Settlement between the parties be and hereby is accepted and that the Defendant, Commonwealth of Pennsylvania, Department of Transportation, is obligated and **DIRECTED** to pay the Plaintiff, Parsons, Brinckerhoff, Quade and Douglas, Inc., the sum of Seventy-Six Thousand Six Hundred Forty-Four Dollars and Eighty-Four Cents (\$76,444.84). 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." Copies forwarded to attorney for Plaintiff, attorney for Defendant and Chief Deputy Attorney General.

June 30, 1989

Acceptance of Service of Amended Opinion and Order dated June 28, 1989, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 29, 1989.

July 5, 1989

Acceptance of Service of Amended Opinion and Order dated June 28, 1989, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 30, 1989.

July 5, 1989

Acceptance of Service of Amended Opinion and Order dated June 28, 1989 received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General June 29, 1989.

May 20, 1991

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 20th day of May, 1991, a Rule to Show Cause is issued upon Plaintiff, Parsons Brinckerhoff Quade & Douglas, 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." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

May 23, 1991

Acceptance of Service of Opinion and Order dated May 20, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 22, 1991.

Acceptance of Service of Opinion and Order dated May 20, 1991 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 22, 1991.

May 29, 1991

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 29th day of May, 1991, upon receipt of letter dated May 22, 1991 filed by Thomas G. Defeis, Esquire, Manager of Legal Services, on behalf of Plaintiff, advising that Plaintiff 'received payment of \$76,644.84 in settlement of its claim with the Pennsylvania Department of Transportation', same of which is docketed with this Board under date of May 28, 1991, it is **ORDERED** and **DIRECTED** that said case be marked settled, discontinued and ended with prejudice." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

May 30, 1991

Acceptance of Service of Order dated May 29, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 29, 1991.

June 7, 1991

Acceptance of Service of Order dated May 29, 1991 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 31, 1991.

CLOSED