

Docket Number: 1385

GAI CONSULTANTS, INC

~~William P. Bresnahan, Esquire~~

*Dwight D. Ferguson, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION**

~~Kenneth L. Sable, Chief Claims Attorney~~

John J. Robinson, Jr., Chief Claims Attorney

August 7, 1989

Complaint and filing fee filed by attorney for Plaintiff. Amount of Claim: \$78,912.16+.

August 9, 1989

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

August 11, 1989

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 10, 1989.

August 15, 1989

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General August 10, 1989.

***March 4, 1991**

Praeipice to Withdraw and Enter Appearance filed by Dwight D. Ferguson, Esquire, and William P. Bresnahan, Esquire, attorneys for Plaintiff. Copy forwarded to attorney for Defendant by Dwight D. Ferguson, Esquire, and William P. Bresnahan, Esquire, attorneys for Plaintiff.

March 25, 1991

Amended Complaint filed by attorney for Plaintiff. Amount of Claim: \$58,968.71+. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 3, 1991

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

April 5, 1991

Acceptance of Service of Amended Complaint forwarded to attorney for Defendant and Chief Deputy Attorney General.

April 5, 1991

Acceptance of Service of Amended Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General April 4, 1991.

August 16, 1991

Defendant's Answer to Plaintiff's Complaint and Amended Complaint filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 11, 1991

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 11th day of September, 1991, upon due consideration of the pleadings and other submissions filed in this matter, it is hereby **ORDERED** and **DECREED** that an award be made the favor of the Plaintiff, GAI Consultants, Inc., and against the Defendant, Commonwealth of Pennsylvania, Department of Transportation, in the amount of Fifty-Eight Thousand Nine Hundred Sixty-Eight Dollars and Seventy-One Cents (\$58,968.71). It is further **ORDERED** that upon receipt of said award, Plaintiff shall forthwith file with the Board of Claims a Praecipe that the case be marked '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.

September 16, 1991

Acceptance of Service of Opinion and Order dated September 11, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 12, 1991.

September 19, 1991

Acceptance of Service of Opinion and Order dated September 11, 1991 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 13, 1991.

November 5, 1991

Acceptance of Service of Opinion and Order dated September 11, 1991 received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General September 12, 1991.

January 13, 1992

The Board rendered an opinion and made the following Order: "**AND NOW**, this 13th day of January, 1992, a Rule to Sow Cause is issued upon Plaintiff, GAI Consultants, Inc., Order 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.

January 16, 1992

Acceptance of Service of Opinion and Order dated January 13, 1992 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 14, 1992.

April 29, 1992

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 29th day of April, 1992, this Order is issued as a result of the failure of Plaintiff to advise the Board of Claims within thirty (30) days of January 13, 1992 whether or not Plaintiff received the monies directed by paid to said Plaintiff. It is, therefore, **DIRECTED** that the Rule of January 13, 1992 is made **ABSOLUTE** and that the record shall be marked closed and settled with prejudice." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

April 30, 1992

Acceptance of Service of Opinion and Order dated April 29, 1992, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 29, 1992.