

Docket Number: 1394

LOWER KENSINGTON ENVIRONMENTAL CENTER, INC.

Jennifer A. Stiller, Esquire
Catherine H. Gillespie, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

John A. Kane, Chief Counsel
James S. Marshall, Assistant Counsel

September 15, 1989

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$223,063.00+.

September 18, 1989

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

September 27, 1989

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General September 22, 1989.

CLOSED

Joint Motion to Suspend Proceedings and Proposed Order executed by parties, filed by attorney for Defendant.

March 9, 1990

The Board made the following Order: **"AND NOW**, this 9th day of March, 1990, upon consideration of the parties' Joint Motion to Suspend Proceedings, it is hereby **ORDERED** and **DECREED** that the Joint Motion to Suspend Proceedings is **GRANTED** and that this matter is **STAYED** until twenty (20) days following the date the Board of Claims issues its final decree in Trustees of the University of Pennsylvania, et al. v. Commonwealth of Pennsylvania, Department of Public Welfare, Docket No. 1382." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 15, 1990

Acceptance of Service of Order dated March 9, 1990 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 12, 1990.

March 27, 1990

Acceptance of Service of Order dated March 9, 1990 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 13, 1990.

September 17, 1998

Letter forwarded to the parties requesting a status report.
Response due 10/19/98.

October 20, 1998

Letter received from attorney for Defendant advising that this case is still pending in the Commonwealth Court of Pennsylvania and the United States Bankruptcy Court in California.

October 21, 1998

Letter received from attorney for Plaintiff advising that he concurs with Defendant.

November 4, 1999
Letter forwarded to parties requesting a status report. Status Report now due on or before December 1, 1999.

December 6, 1999
Letter received from attorney for Plaintiff advising that the parties are involved in settlement negotiations in this case. The parties hope to have this case settled by December 28, 1999.

December 27, 1999

Letter received from attorney for Plaintiff advising that the parties are involved in settlement negotiations. (Diared for 3 months)

May 22, 2000

Letter forwarded to parties requesting a status.

June 22, 2000

Letter received Plaintiff advising that a settlement will be concluded within the next sixty days.

January 26, 2001

Letter forwarded to parties requesting a status report. Status Report due on or before February 26, 2001.

July 5, 2001

Letter forwarded to parties requesting a status. Due 8/6/01.

August 3, 2001

Letter received from Plaintiff advising that on May 3, 2001, Defendant offered to may a payment to them. Both parties are in discussions regarding this matter.

August 11, 2001

Faxed letter received from attorney for Defendant advising that they are in agreement with Plaintiff's status report of 8/2/01.

August 14, 2001

U.S. Mail letter from Defendant advising that they are in agreement with Plaintiff's status report of 8/2/01.

December 14, 2001

Stipulation of Settlement filed by attorney for Plaintiff and Defendant.

January 18, 2002

Exhibits A, B, and C filed by attorney for Defendant.

January 28, 2002

Praecipe for Withdrawal of Complaint filed by attorney for Plaintiff.
Copy forwarded to attorney for Defendant by attorney for Plaintiff.

CLOSED
February 7, 2002
The Board made the following Order: **AND NOW**, this 7th day of February 2002, upon receipt of a Praecipe For Withdrawal of Complaint, advising the Board that "... Plaintiff has received the Settlement Amount, executed by Leonard A. Lesby, Esquire, and Catherine H. Gillespie, Esquire, on behalf of Plaintiff herein, and doated with this Board under date of January 28, 2002 it is **ORDERED** and **DIRECTED** that this case be marked "closed, ended and discontinued with prejudice". Copies forwarded to attorney for Plaintiff and Defendant.

February 19, 2002

Acceptance of Service of Order dated February 7, 2002 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 14, 2002.
