

Docket Number: 1426

BCM EASTERN, INC.

Robert B. Hoffman, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

April 2, 1990

Complaint and filing fee filed. Amount of Claim: \$24,156.35+.

April 9, 1990

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

April 11, 1990

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 10, 1990.

April 16, 1990

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General April 11, 1990.

June 10, 1990

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

July 16, 1990

The Board rendered an Opinion and made the following Order: **"AND NOW**, this 16th day of July, 1990, upon consideration of the pleadings in this matter, it is hereby **ORDERED** and **DECREED** that an award be made in faovr of the Plaintiff, BCM Eastern, Inc., and against the Defendant, Commonwealth of Pennsylvania, Department of Transportation, in the amount of Twenty-Four Thousand One Hundred Fifty-Six Dollars and Thirty-Five Cents (\$24,156.35). Upon receipt of said award, Plaintiff shall forthiwth 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 and attorney for Defendant.

July 18, 1990

Acceptance of Service of Opinion and Order dated July 16, 1990 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 17, 1990.

July 18, 1990

Acceptance of Service of Opinion and Order dated July 16, 1990 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff July 17, 1990.

December 14, 1990

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 14th day of December, 1990, a Rule to Show Cause is issued upon Plaintiff, BCM, Eastern 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.

December 18, 1990

Acceptance of Service of Opinion and Order dated December 14, 1990 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 17, 1990.

December 19, 1990

Letter advising that payment, relative to award directed in Board's Order of July 16, 1990, has been made by Defendant filed by attorney for Plaintiff.

December 21, 1990

The Board made the following Order: **"AND NOW,** this 21st day of December, 1990, upon receipt of letter dated December 17, 1990 filed by Robert B. Hoffman, Esquire, on behalf of Plaintiff, advising 'that PennDOT satisfied the Board's July 16, 1990 Order by making payment in the specified amount on or about November 16', same of which is docketed with this Board under date of December 19, 1990, 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.

December 17, 1990

Acceptance of Service of Opinion dated December 14, 1990 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 17, 1990.

December 27, 1990

Acceptance of Service of Order dated December 21, 1990 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 26, 1990.

January 3, 1991

Acceptance of Service of Order dated December 21, 1990 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 20, 1990.

CLOSED