

Docket Number: 1512

**BREIGHNER ELECTRIC**

Mr. Philip R. Breighner, President

VS.

**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

**February 25, 1991**

Claim and filing fee filed by Plaintiff. Additional information to be requested. Amount of Claim: \$3,240.00.

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**February 28, 1991**

Letter acknowledging receipt of Complaint and filing fee and also requesting copy of Contract forwarded to Plaintiff. Copy forwarded to attorney for Defendant.

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**February 28, 1991**

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

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**CLOSED**

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**March 4, 1991**

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 1, 1991.

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**March 7, 1991**

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

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**\*March 13, 1991**

Amended Claim (Service Purchase Contract) filed by Plaintiff.

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**March 14, 1991**

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

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**March 15, 1991**

Acceptance of Service of Amended Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 14, 1991.

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**March 20, 1991**

Acceptance of Service of Amended Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 15, 1991.

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**April 11, 1991**

Letter/Answer denying payment of the Claim filed by attorney for

Defendant (Gerald R. Schultz, Assistant Counsel). Copy forwarded to Plaintiff by attorney for Defendant.

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**May 16, 1991**

Hearing scheduled for July 10, 11 and 12, 1991, before Eastern Panel to be held at 707 Transportation & Safety Building, Harrisburg, Pennsylvania, Courtroom #2 commencing at 10:00 a.m.

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**July 10, 1991**

Hearing held in Board's Courtroom No. 2, before the Eastern Panel, 707 Transportation & Safety Building, Harrisburg, Pennsylvania, commencing at 10:00 a.m. Case completed.

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**July 26, 1991**

Testimony of hearing held July 10, 1991 filed

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**July 26, 1991**

Copy of Testimony for hearing held July 10, 1991 forwarded to attorney for Defendant.

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**August 1, 1991**

Acceptance of Service of testimony for hearing held July 10, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 29, 1991.

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**August 27, 1991**

Findings of Fact, Conclusions of Law and Decision filed by Plaintiff.

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**August 29, 1991**

Copy of Findings of Fact, Conclusions of Law and Decision forwarded to attorney for Defendant.

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**September 4, 1991**

Acceptance of Service of Plaintiff's Findings of Fact, Conclusions of Law and Decision received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 30, 1991.

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**October 3, 1991**

Proposed Findings of Fact, Conclusions of Law and Brief of Commonwealth of Pennsylvania, Department of Transportation, in Support of Proposed Findings of Fact and Conclusions of Law filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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December 17, 1991

Eastern District Panel Report filed.

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April 15, 1992

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 15th day of April, 1992, upon due consideration of the record, the pleadings and the allegations filed in this matter, it is hereby **ORDERED** and **DECREED** that judgment is entered in favor of the Defendant, Commonwealth of Pennsylvania, Department of Transportation and against the Plaintiff, Breighner Electric, and therefore, the Complaint of the Plaintiff is **DISMISSED**. Each party to bear its own costs." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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April 30, 1992

Acceptance of Service of Opinion and Order dated April 15, 1992 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 16, 1992.

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**CLOSED**