

Docket Number: 1522

M. J. MCTISH AND ASSOCIATES, INC. t/a MCTISH, KUNKEL & ASSOCIATES

Edmund G. Hauff, Esquire

VS.

**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Chief Claims Attorney

**March 18, 1991**

Claim and filing fee filed by Plaintiff. Amount of Claim: \$33,997.88.

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**March 25, 1991**

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

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**March 26, 1991**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 25, 1991.

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**CLOSED**

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**March 28, 1991**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 26, 1991.

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**July 5, 1991**

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

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**July 31, 1991**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 31st day of July, 1991, upon due consideration of the pleadings, allegations and admissions filed in this matter, it is hereby **ORDERED** and **DECREED** that an award be made in favor of Claimant, M. J. McTish and Associates, Inc. t/a McTish, Kunkel & Associates, and against the Defendant, Commonwealth of Pennsylvania, Department of Transportation, in the amount of Thirty-Three Thousand Nine Hundred Ninety-Seven Dollars and Eighty-Eight Cents (\$33,997.88).

It is further **ORDERED** that upon receipt of payment 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." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**August 2, 1991**

Acceptance of Service of Opinion and Order dated July 31, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 1, 1991.

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**August 8, 1991**

Acceptance of Service of Opinion and Order dated July 31, 1991 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 2, 1991.

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**December 11, 1991**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 11th day of December, 1991, a Rule to Show Cause is issued upon Plaintiff, M. J. McTish and Associates, Inc. t/a McTish, Kunkel & Associates, 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.

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**December 11, 1991**

Acceptance of Service of Opinion and Order dated December 11, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 17, 1991.

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**December 18, 1991**

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

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**January 21, 1992**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 21st day of January, 1992, this Order is issued as a result of the failure of Plaintiff to advise the Board of Claims within thirty (30) days from December 11, 1991 as to whether the Plaintiff received the amount of money awarded in the Board's Order of July 31, 1991. It is, therefore, **DIRECTED** that the Rule is made **ABSOLUTE** and that the record shall be marked closed and settled with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**January 23, 1992**

Acceptance of Service of Opinion and Order dated January 21, 1992 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 21, 1992.

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**January 31, 1992**

Acceptance of Service of Opinion and Order dated January 21, 1992 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 22, 1992.

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**CLOSED**

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