

Docket Number: 1576

TRI-STATE ASPHALT CORPORATION

Stuart J. Moskowitz, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

John J. Robinson Jr., Chief Claims Attorney

**October 7, 1991**

New Claim and filing fee filed by Plaintiff. Amount of Claim: \$1,131,201.94+.

---

**October 9, 1991**

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

---

**October 11, 1991**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 10, 1991.

---

**CLOSED**

---

Amended Complaint filed by attorney for Plaintiff.

---

**November 1, 1991**

Copy of Amended Complaint forwarded to attorney for Defendant.

---

**November 6, 1991**

Acceptance of Service of Opinion and Order dated November 1, 1991 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 4, 1991.

---

**December 9, 1991**

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

**January 30, 1992**

Reply to New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**May 29, 1992**

Plaintiff's First Set of Interrogatories to Defendant filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**June 4, 1992**

Request for Production of Documents filed by attorney for Plaintiff.  
Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**July 16, 1992**

Defendant's Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

**August 10, 1992**

Answers to Plaintiff's First Set of Interrogatories to Defendant filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

**September 2, 1992**

Defendant's Interrogatories to Plaintiff - First Set filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

**November 5, 1992**

Plaintiff's Answers to Defendant's Interrogatories to Plaintiff - First Set filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**August 20, 1993**

Letter/Settlement Agreement, confirming the parties settlement arrangements, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**October 29, 1993**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 29th day of October, 1993, upon due consideration of record, the correspondence and the memorialized Settlement Agreement. It is further **ORDERED** that Defendant shall pay to Plaintiff such interest payments as may be due when calculated in the manner set forth in the Settlement Agreement. Upon receipt of payment of interest due, Plaintiff shall forthwith file with the Board of Claims a Praecipe requesting that the case be marked 'settled, discontinued and ended with prejudice'. Each party to bear its own costs and attorney fees." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

---

**November 2, 1993**

Acceptance of Service of Opinion and Order dated October 29, 1993 received from attorney for Defendant. Receipt of same acknowledged by attorney for defendant November 1, 1993.

---

**November 8, 1993**

Praeipie filed by attorney for Plaintiff. Copy forwarded to attorney for defendant by attorney for Plaintiff.

---

**November 15, 1993**

The Board made the following Order: "AND NOW, this 15th day of November, 1993, pursuant to Praeipie filed by Stuart J. Moskovitz, Esquire on behalf of Plaintiff, Tri-State Asphalt Corporation, docketed with this Board under date of November 8, 1993 advising that "... in recognition of the payment by Defendant of the outstanding interest amount, Plaintiff hereby requests that this Board mark this case settled, discontinued and ended with prejudice. It is hereby ORDERED and DIRECTED that this case be marked 'settled, discontinued and ended with prejudice' copies forwarded to attorney for Plaintiff and attorney for Defendant."

---

**November 17, 1993**

Acceptance of Service of Order dated November 15, 1993 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 16, 1993.

---

**November 29, 1993**

Acceptance of Service of Order dated November 15, 1993 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 22, 1993.

---