

Docket Number: 1601

KIEWIT/PERINI, A JOINT VENTURE, INDIVIDUALLY AND ON BEHALF OF ALL
OTHERS SIMILARLY SITUATED

Paul A. Logan, Esquire

C. Grainger Bowman

CLOSED
COMMONWEALTH OF PENNSYLVANIA
C/O OFFICE OF THE GOVERNOR (AS SET FORTH IN EXHIBIT C OF AMENDED
CLASS ACTION COMPLAINT)

~~William W. Warren, Jr., Chief of Litigation~~

James J. Haggerty, General Counsel

*****December 20, 1991**

Claim and filing fee filed by attorneys for Plaintiff, additional information to be requested. Amount of Claim: unknown.*

January 7, 1992

Telephone call made the Plaintiff requesting additional information.

***January 7, 1992**

Amended Claim (approximate amount of Claim) received VIA FAX filed by attorney for Plaintiff. Amount of Claim: \$10,000,000 to \$40,000,000+.

January 10, 1992

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

January 15, 1992

Acceptance of Service of Claim and Amended Claim received from Amy L. Putnam. Receipt of same acknowledged by Amy L. Putnam January 14, 1992.

January 16, 1992

Letter advising that James J. Haggerty, General Counsel is authorized to handle case filed by David J. DeVries, Chief Deputy Attorney General.

January 17, 1992

Copy of letter dated January 14, 1992 forwarded to attorneys for Plaintiff.

January 27, 1992

Acceptance of Service of Letter dated January 14, 1992 received from attorney for Plaintiff (C. Grainger Bowman, Esquire). Receipt of same acknowledged by attorney for Plaintiff (C. Grainger Bowman, Esquire) January 20, 1992.

January 31, 1992

Acceptance of Service of Letter dated January 14, 1992 received from attorney for Plaintiff (Paul A. Logan, Esquire). Receipt of same acknowledged by attorney for Plaintiff (Paul A. Logan, Esquire) January 23, 1992.

February 13, 1992

Preliminary Objections of the Defendant The Commonwealth of Pennsylvania filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

*******March 12, 1992**

Amended Class Action Complaint filed by attorney for Plaintiff. Amount of Claim: \$10,000,000+.*

March 18, 1992

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

April 1, 1992

Recipe for appearance filed by Amy L. Putnam, Deputy General Counsel, and Ernest L. Closser, III, Deputy General Counsel, attorneys for defendant. Copy forwarded to attorneys for Plaintiff for Plaintiff by attorneys for Defendant.

April 1, 1992

Preliminary Objections of the Defendant The Commonwealth of Pennsylvania, c/o Office of the Governor to Plaintiff's Second Amended Class action Complaint filed by attorneys for Defendant. Copy forwarded to attorneys for Plaintiff by attorneys for Defendant.

June 19, 1992

Answer to Preliminary Objections of the Commonwealth of Pennsylvania filed by attorneys for Plaintiff. Copy forwarded to attorney for Defendant (Amy L. Putnam) by attorneys for Plaintiff.

November 10, 1992

Brief of the Defendant the Commonwealth of Pennsylvania, c/o Office of the Governor in Support of Its Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorneys for Plaintiff by attorney for Defendant.

January 14, 1993

Memorandum of Law in Opposition to Preliminary Objections of The Commonwealth of Pennsylvania filed by attorneys for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff (Paul A. Logan, Esquire).

****April 21, 1993

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 21st day of April 1993, the Preliminary Objections of the Defendant, Commonwealth of Pennsylvania, C/O Office of the Governor, (As Set Forth in Exhibit C of Amended Class Action Complaint) questioning the class action of the Plaintiff, Kiewit/Perini, A Joint Venture, Individually and on Behalf of all Others Similarly situated are **SUSTAINED**. The Board has jurisdiction of the parties and subject matter pursuant to 72 P. S. §4651. The caption is amended as follows: Kiewit/Perini, A Joint Venture vs. Commonwealth of Pennsylvania, Department of Transportation. The request of the Plaintiff will be limited to its own individual loss." Copy forwarded to attorney for Plaintiff, attorney for Defendant and John J. Robinson, Jr., Chief Claims Attorney (Department of Transportation).

August 1, 1995

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 1st day of August, 1995, it is **ORDERED** and **DECREED** that the Praeipce to Withdraw, as filed by Plaintiff, Kiewit/Perini, a Joint Venture, individually and on behalf of all others similarly situated, is hereby **GRANTED** and the case is **DISMISSED** with prejudice."

Copy forwarded to attorney for Plaintiff and attorney for Defendant.

August 8, 1995

Acceptance of Service of Opinion and Order dated August 1, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 4, 1995.

August 18, 1995

Acceptance of Service of Opinion and dated August 1, 1995, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 16, 1995.