

Docket Number: 1615

ELLEN MEMORIAL HEALTH CARE CENTER SCRANTON, INC.

Charles O. Barto, Jr., Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~

Mary Frances Grabowski, Senior Assistant Counsel

February 20, 1992

Complaint and filing fee filed by attorney for Plaintiff. Amount of Claim: \$60,170.85+.

February 26, 1992

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

March 6, 1992

Acceptance of Service of Complaint received from Cynthia Williams (Department of Public Welfare). Receipt of same acknowledged by Cynthia Williams (Department of Public Welfare) February 27, 1992.

March 6, 1992

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General February 27, 1992.

March 20, 1992

Letter/Entry of Appearance filed by Mary Frances Grabowski, Senior Assistant Counsel for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 9, 1993

Stipulation of Settlement executed by parties, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 7, 1993

Letter/Praecipe for Discontinuance 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 the Stipulation of Settlement of the parties and other submissions, it is hereby **ORDERED** that Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, shall adjust its accounts and pay to Plaintiff the sums which may be due after amendments to certified costs, which amount shall include the Fifty-Dollar (\$50.00) filing fee paid by the Plaintiff to commence this action, in full satisfaction and settlement of the matter. Plaintiff, having withdrawn its Statement of Claim upon payment of the within award, has now filed a Praecipe with the Board of Claims requesting that the matter be marked 'settled and discontinued with prejudice.' It is so **ORDERED**. Each party to bear its own costs and attorneys' fees other than the filing fee which is included in the award."

November 1, 1993

Copies of Opinion and Order dated October 29, 1993, forwarded to attorney for Plaintiff and attorney for Defendant.

November 3, 1993

Acceptance of Service of Opinion and Order dated October 29, 1993, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 2, 1993.

November 8, 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 3, 1993.

December 2, 1993

Copy of Petition for Review as filed in Commonwealth Court filed by attorney for Defendant.

December 17, 1993

Petition for Review received from Commonwealth Court. (No. 2841 C.D. 1993).

January 24, 1994

File transmitted to Commonwealth Court.

November 3, 1994

Copy of Opinion and Order received from Commonwealth Court. Order as follows: "**AND NOW**, October 28, 1994, we reverse the order of the Board of Claims."

February 14, 1995

File returned from Commonwealth Court.

CLOSED