

Docket Number: 1620
*Consolidated with Docket No. 1514

SAE AMERICON MID-ATLANTIC, INC.

Henry J. Costa, Jr., Esquire

VS.
CLOSED
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

~~Michael J. Daley, Chief Counsel~~

~~John J. Buchy, Chief of Litigation~~

~~Peter M. Good, Assistant Counsel~~

Jose E. Morales, Chief of Litigation

March 16, 1992

Complaint and filing fee filed by attorney for Plaintiff. Amount of Claim: \$1,047,263.77+.

March 24, 1992

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

March 31, 1992

Acceptance of Service of Complaint received from Chief Deputy attorney General. Receipt of same acknowledged by Chief Deputy attorney General March 25, 1992.

CLOSED

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

July 14, 1992

Plaintiff's Reply to Defendant's New Matter and Answer with New Matter to Defendant's Counterclaim filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

August 31, 1992

Department's Reply to Plaintiff's New Matter to Counterclaim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 20, 1992

Proposed Order Consolidating Nos. 1514 and 1620, Motion for Consolidation and Memorandum of Law in Support of Motion to Consolidate filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

***February 1, 1993**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 1st day of February, 1993, it is **ORDERED** and **DECREED** that the Claims of SAE Americon Mid-Atlantic, Inc. docketed to Nos. 1514 and 1620 are hereby **CONSOLIDATED**. Any further pleadings and/or correspondence filed in these two (2) actions shall contain both docket numbers, hereafter." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

February 2, 1993

Acceptance of service of Opinion and Order dated February 1, 1993 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 2, 1993.

CLOSED

Praecipe withdrawing the Appearance of John J. Buchy, Chief of Litigation and entering the Appearance of Jose E. Morales, Chief of Litigation, attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 30, 1993

Praecipe filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 29, 1994

Settlement and Release Agreement executed by parties, filed by attorney for Defendant.

April 22, 1994

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 22nd day of April, 1994, it is **ORDERED** and **DECREED** that the Defendant, Commonwealth of Pennsylvania, Department of General Services, is indebted unto the Plaintiff, SAE Americon Mid-Atlantic, Inc., in the full and true sum of Three Hundred Eighty-Six Thousand One Hundred Twenty-Three Dollars and Seventeen Cents (\$386,123.17).

It is further **ORDERED** and **DECREED** that the Plaintiff has reserved its right to pursue retainage in the amount of Thirteen Thousand Four Hundred Eighty-Three Dollars and Sixty-Five Cents (\$13,483.65) which is part of the Claim pending in

April 22, 1994 (cont'd)

Docket number 1620. Upon receipt of said award, Plaintiff shall forthwith file with the Board of Claims a Praecipe that these cases be marked settled, reserving, however, unto the Plaintiff the right to pursue its claim for retainage. Each party to bear its own costs and attorneys' fees." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 4, 1994

Praecipe to Settle, Discontinue and End filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 4, 1994

Acceptance of Service of Opinion and Order dated April 22, 1994, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 29, 1994.

May 24, 1994

Acceptance of service of Opinion and Order dated April 22, 1994, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 29, 1994.

July 29, 1994

The Board made the following Order: **"AND NOW**, this 29th day of July, 1994, upon receipt of Praecipe to Settle, Discontinue and End executed by Henry J. Costa, Esquire, on behalf of SAE American Mid-Atlantic, Inc., same of which is docketed with this Board under date of May 4, 1994, it is **ORDERED** and **DIRECTED** that said case be marked 'settled, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

August 10, 1994

Acceptance of Service of Order dated July 29, 1994, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 4, 1994.

August 16, 1994

Acceptance of Service of Order dated July 29, 1994, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 2, 1994.

CLOSED