

Docket Number: 1649

SIMAKAS COMPANY, INC.

Mark Gordon, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF LABOR AND INDUSTRY

~~Susan Shinkman, Chief Counsel~~
~~Elaine Lytle Mead, Deputy Chief Counsel~~

July 16, 1992

Complaint and filing fee filed by attorney for Plaintiff. Amount of Claim: \$2,653,262.00+.

July 21, 1992

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

July 28, 1992

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General July 23, 1992.

July 30, 1992

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 24, 1992.

CLOSED

August 24, 1992

Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 2, 1992

Claimant's Response to Preliminary Objections filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 24, 1992

Respondent's Brief in Support of its Preliminary Objections filed by attorney for Defendant.
Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 15, 1992

Claimant's Brief in Opposition to Preliminary Objections to Complaint filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 24, 1992

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 24th day of December, 1992, the Board does not have jurisdiction to entertain the request of the Claimant and the Complaint is hereby **DISMISSED**. However, the Board will allow an interlocutory appeal because the issue of jurisdiction involves a controlling question of law upon which there is substantial grounds for a difference of opinion and an immediate appeal of this Order may materially advance the ultimate determination of this matter." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

January 5, 1993
Acceptance of service of Opinion and Order dated December 24, 1992. Receipt of same acknowledged by attorney for Defendant December 28, 1992.
January 15, 1993

Acceptance of Service of Opinion and Order dated December 24, 1992 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 12, 1993.

January 20, 1993

Unsigned copy of Petition for Review (In The Nature Of An Appeal) as filed in Commonwealth Court filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 28, 1993

Petition for Review received from Commonwealth Court. (No. 0129 C.D. 1993).

March 8, 1993

File transmitted to Commonwealth Court.

April 20, 1993

Copy of Praecipe for Withdrawal as filed in Commonwealth Court received from attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 14, 1993

File returned from Commonwealth Court.

May 28, 1993

The Board made the following Order: "AND NOW, this 28th day of May, 1993, in light of the fact that the Plaintiff, Simakas Company, Inc. has filed in the Commonwealth Court, a letter as well as Praecipe for Withdrawal, noting that their grievances with the State Workmen's Insurance Fund have been resolved and that the appeal through Commonwealth Court shall be withdrawn, it is ORDERED and DECREED that this case shall be marked 'closed and ended with prejudice'." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

Jun 7, 1993

Acceptance of Service of Order dated May 28, 1993 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 2, 1993.

Jun 8, 1993

Acceptance of Service of Order dated May 28, 1993, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 7, 1993.
