

Docket Number: 1654

**GUST K. NEWBERG CONSTRUCTION CO.**

John E. Beard, III, Esquire  
Carleton O. Strouss, Esquire (Co-Counsel)

VS.

**COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA TURNPIKE COMMISSION**

~~Louis R. Martin, Chief Counsel~~  
Joseph F. O'Dea, Esquire  
Gabriel L.I. Bevilacqua, Esquire  
William W. Warren, Jr., Esquire (Co-Counsel)

**July 30, 1992**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$226,227.00+.

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**August 6, 1992**

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

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**August 13, 1992**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General August 7, 1992.

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**September 11, 1992**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 1, 1992.

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**October 9, 1992**

Answer and New Matter of Defendant, The Pennsylvania Turnpike Commission filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**January 27, 1993**

Defendant Pennsylvania Turnpike Commission's Motion for Leave to Join Additional Defendant filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**January 27, 1993**

Defendant Pennsylvania Turnpike Commission's Petition for Leave to Amend New Matter and Assert Counterclaim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**April 5, 1993**

Praecipe for Entry of Appearance of William W. Warren, Jr., Esquire as co-counsel on behalf of Defendant.

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**April 5, 1993**

Praecipe for Entry of Appearance of Carleton O. Strouss, Esquire, as co-counsel on behalf of Plaintiff.

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**April 5, 1993**

Parties' Joint Petition for Approval of Settlement and Discontinuance of Action executed by both parties filed by attorneys' for both parties.

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**August 18, 1993**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 18th day of April, 1993, upon due consideration of the Parties' Joint Petition for Approval of Settlement and Discontinuance of Action which the Board has accepted as a Proposed Settlement Agreement and a Joint Praecipe to discontinue the matter with prejudice, it is hereby, **ORDERED** that, the parties having acknowledged full satisfaction and release, the claim is **WITHDRAWN** and the instant matter shall be marked 'settled and discontinued with prejudice' upon the docket. Each party to bear its own costs and attorneys' fees." Copy forwarded to attorneys for Plaintiff and attorneys for Defendants.

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**August 20, 1993**

Acceptance of Service of Opinion and Order dated August 18, 1993 received from attorney for Plaintiff (Carleton O. Strouss, Esquire).  
Receipt of same acknowledged by attorney for Plaintiff August 19, 1993.

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**August 31, 1993**

Acceptance of Service of Opinion and Order dated August 18, 1993 received from attorneys for Defendant (Joseph F. O'Dea, Esquire and Gabriel L.I. Bevilacqua, Esquire). Receipt of same acknowledged by attorneys for Defendant August 23, 1993.

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