

Docket Number: 1657

WALLACE, ROBERTS & TODD

~~Scott R. Sheperd, Esquire~~  
Martin C. Bryce, Jr., Esquire  
Steven A. Arbittier, Esquire

**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF GENERAL SERVICES

~~John J. Buchy, Jr., Chief of Litigation~~  
~~Jose E. Morales, Assistant Counsel~~  
Elizabeth O'Reilly, Assistant Counsel

**August 4, 1992**

Claim and filing fee filed by attorney for Plaintiff. Additional information (supporting documentation) to be requested. Amount of Claim: \$250,000.00.

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**August 10, 1992**

Letter forwarded to attorney for Plaintiff requesting additional information (supporting documentation). Copy forwarded to attorney for Defendant.

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**August 10, 1992**

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

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**August 17, 1992**

Acceptance of Service of Statement of Claim received from Chief Deputy Attorney General August 12, 1992.

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**August 20, 1992**

Acceptance of Service of Statement of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 14, 1992.

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**September 4, 1992**

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

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**October 5, 1992**

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

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**October 21, 1992**

Claimant's Response to the Department of General Services' Preliminary Objections filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**October 23, 1992**

Corrected copy of Claimant's Response to the Department of General Services' Preliminary Objections (attachment of exhibits) filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**December 24, 1992**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 24th day of December, 1992, the Preliminary Objections as filed by the Defendant, Commonwealth of Pennsylvania, Department of General Services, are **OVERRULED**. The Defendant is directed to file appropriate responsive pleadings and to enter into the realm of discovery so that this case may be placed in posture for hearing. The Order of the Board of Claims dated August 10, 1992, directed to the Plaintiff, Wallace, Robert & Co., to file contracts or agreements, invoices and letters, etc., is rescinded. The proper use of discovery will allow Defendant to obtain these documents." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**December 29, 1992**

Acceptance of Service of Opinion and Order dated December 24, 1992 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 29, 1992.

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**January 27, 1993**

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

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**February 17, 1993**

Plaintiff's Answer to New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**March 17, 1993**

Withdrawal of Appearance of John J. Buchy, Chief of Litigation on behalf of Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**March 17, 1993**

Entry of Appearance of Jose E. Morales, Assistant Counsel on behalf of Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**December 16, 1993**

Entry of Appearance of Elizabeth O'Reilly, attorney for Defendant.  
Copy forwarded to attorney for Plaintiff by attorney for Defendant.

**January 10, 1994**

Hearing scheduled for March 8, 9, 10 & 11, 1994, in Board's Courtroom No. 1, 707 Transportation & Safety Building, Harrisburg, Pennsylvania at 9:30 a.m.

**January 10, 1994**

Hearing cancelled at Plaintiff's request.

**May 20, 1996**

Hearing scheduled for September 16-18, 1996, before Panel located at the Fulton Bank Building, 200 N. Third Street, Suite 700, Harrisburg, Pa commencing at 9:00 a.m.

**June 8, 1996**

Entry of Appearance of Steven Libbittien, Esquire and Martin S. Bryce, Jr., Esquire on behalf of Plaintiff filed by attorneys for Plaintiff.  
Copy forwarded to attorney for Defendant by attorneys for Plaintiff.

**September 13, 1996**

Hearing cancelled for September 16-18, 1996. CASE SETTLED.

**February 28, 1997**

Motion to Enforce the Settlement Agreement and Proposed Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

**March 28, 1997**

Brief of Plaintiff Wallace Roberts & Todd in Support of its Motion to Enforce Settlement Agreement filed by attorney for Plaintiff.  
Copy forwarded to attorney for Defendant by attorney for Plaintiff.

**June 30, 1997**

Letter forwarded to parties requesting status. Response due from parties July 30, 1997.

**August 25, 1997**

Letter forwarded to parties requesting status. Response due from

parties September 25, 1997.

**September 10, 1997**

Status Report filed by attorney for Plaintiff. Copy forwarded to  
attorney for Defendant by attorney for Plaintiff.

**September 19, 1997**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 19th day of September, 1997, it is **ORDERED** and **DECREED** that the Defendant, Commonwealth of Pennsylvania, Department of General Services, shall pay unto Plaintiff, Wallace, Roberts & Todd, the accrued interest under the settlement agreement same being in the amount of One Thousand Two Hundred Fifty-Two Dollars and Sixty Cents (\$1,252.60). Upon receipt of payment of said award Plaintiff shall forthwith file with the Board of Claims a Praecipe that the case be marked settled, discontinued and ended with prejudice. Each party to bear its own costs and attorney's fees." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

**September 24, 1997**

Acceptance of Service of Opinion and Order dated September 19, 1997 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 23, 1997.

**December 29, 1997**

Acceptance of Services of Order dated September 19, 1997 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 24, 1997.