

Docket Number: 1669

BOB RUHE AG SERVICE, INC.

Scott W. Morgan, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF ENVIRONMENTAL RESOURCES, BUREAU OF FORESTRY

~~Keith E. Welks, Chief Counsel~~
Philip T. Van Zile, III, Assistant Counsel

September 23, 1992

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$59,621.00+.

October 2, 1992

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

October 8, 1992

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General October 6, 1992.

October 8, 1992

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 6, 1992.

October 21, 1992

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 21st day of October, 1992, in that the matter may be determined by the Commonwealth Court, a **STAY** of the action before the Board of Claims is **GRANTED** until further word concerning the status of this case is received by the Board of Claims from the Claimant, Bob Ruhe Ag Service, Inc., or the Department of Environmental Resources." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

October 30, 1992

Acceptance of Service of Opinion and Order dated October 21, 1992 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 26, 1992.

November 2, 1992

Acceptance of Service of Opinion and Order dated October 21, 1992 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 26, 1992.

November 12, 1992

Praecipe of Appearance of Philip T. Van Zile, III, Esquire, on behalf of Defenadnt, filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 12, 1992

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

November 24, 1992

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

March 5, 1993

Plaintiff's Request for Production of Documents Directed to Defendant filed by Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 19, 1993

Response to Plaintiff's Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 30, 1993

Settlement Agreement filed by attorney for Defendant.

August 19, 1993

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 19th day of August, 1993, it is **ORDERED** and **DECREED** that this Claim be marked 'settled and discontinued with prejudice' per the Settlement Agreement executed between the Plaintiff, Bob Ruhe Ag Services, Inc., and the Defendant, Commonwealth of Pennsylvania, Department of Environmental Resources, Bureau of Forestry. Upon receipt of said award, Plaintiff shall forthwith file with the Board of Claims a Praecipe that the case be marked 'settled and ended with prejudice'. Each party to bear its own costs and attorney fees." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

August 27, 1993

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

August 27, 1993

Acceptance of Service of Opinion and Order dated August 19, 1993 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 20, 1993.

August 30, 1993

Acceptance of Service of Opinion and Order dated August 19, 1993 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defenant August 26, 1993.

September 15, 1993

The Board rendered the following Order: "**AND NOW**, this 15th day of September, 1993, upon receipt of a Letter/Praecipe, requesting that the matter be marked 'settled, discontinued and ended with prejudice'executed by Scott W. Morgan, Esquire, on behalf of Plaintiff, same of which is docketed with this Board under date of August 27, 1993, and presuming that the Plaintiff has received the settlement amount, 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.

September 24, 1993

Acceptance of Service of Order dated September 15, 1993 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 16, 1993.
