

Docket Number: 1670
Consolidated with 1613, 1619, 1622 for discovery purposes only

A. J. JURICH, INC.

W. Scott Staruch, Esquire
Gerard J. Pisarcik, Esquire

CLOSED
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION, CLARION STATE UNIVERSITY

~~John J. Robinson, Jr., Chief Counsel~~
Jeffrey W. Davis, Assistant Counsel

September 30, 1992

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$852,194.03+.

October 6, 1992

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

October 6, 1992

Letter forwarded to attorneys for Plaintiff requesting additional information (pertinent abstracts of the contract).

October 13, 1992

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General October 8, 1992.

October 13, 1992

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 8, 1992.

November 6, 1992

Amended Claim (copies of contract) filed by attorney for Plaintiff.

November 13, 1992

Copies of Amended Claim (copies of contract) forwarded to attorney for Defendant and Chief Deputy Attorney General.

November 18, 1992

Acceptance of Service of Amended Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 17, 1992.

November 20, 1992

Acceptance of Service of Amended Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General November 18, 1992.

December 16, 1992

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

by attorney for Defendant.

January 19, 1993

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

January 26, 1993

Plaintiff's Motion for Reconsideration and To Vacate Order Granting Defendant an Extension of Time Within Which To File An Answer to Plaintiff's Complaint and Proposed Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

CLOSED

January 26, 1993

Plaintiff's Preliminary Objections in the Nature of a Motion to Strike Off or to Dismiss Defendant's Preliminary Objections to Plaintiff's Complaint and Proposed Order filed by attorney for Plaintiff. Copy forwarded to Defendant by attorney for Plaintiff.

March 31, 1993

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff (W. Scott Staruch, Esquire) by attorney for Defendant.

April 20, 1993

Reply to New Matter filed by attorney for Plaintiff (Gerald J. Pisarcik, Esquire). Copy forwarded to attorney for Defendant by attorney for Plaintiff (Gerald J. Pisarcik, Esquire).

December 14, 1993

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 14th day of December, 1993, it is **ORDERED** and **DECREED** that the Petition to Withdraw Preliminary Objections be, and is hereby, **GRANTED."** Copy forwarded to attorney for Plaintiff and attorney for Defendant.

December 15, 1993

Acceptance of Service of Opinion and Order dated December 14, 1993 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 14, 1993.

December 29, 1993

Acceptance of Service of Opinion and Order dated December 14, 1993 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 17, 1993.

February 23, 1994

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 23rd day of February, 1994, the following Plaintiff's Motions are **DENIED:** (1) Reconsideration and To Vacate Order Granting Defendant an Extension of Time Within Which To File An Answer to Plaintiff's Complaint and Proposed Order; and (2) Plaintiff's Motion (or Praecipe) For Entry of Default Judgment and Proposed Order. Counsel for Plaintiff and Defendant are directed to proceed with discovery with due haste and with professional courtesy extended by both parties. Further, to place this litigation in a position where all facts will be known by all parties so that the entire picture can be presented to the Board at the time of the hearing." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

February 28, 1994

Acceptance of Service of Opinion and Order dated February 23, 1994 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 25, 1994.

March 9, 1994

Acceptance of Service of Opinion and Order dated February 23, 1994 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 28, 1994.

November 10, 1994

Notice of Deposition of Joseph M. Subalusky filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

November 10, 1994

Stipulation executed by parties, filed by attorney for Plaintiff.

December 20, 1994

The Board rendered an Opinion and made the following Order: **"AND NOW**, this 20th day of December, 1994, it is **ORDERED** and **DECREED** that all discovery to be conducted by both parties shall constitute the discovery for docket numbers 1613, 1619, 16222, 1670, and it is further **ORDERED** and **DECREED** that there shall be no separate discovery for each individual docket number." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 5, 1995

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

December 11, 1995

Hearing scheduled for February 7, 8, and 9, 1996; February 13, 14, 15, and 16, 1996; February 20, 21, 22, and 23, 1996, in the Board of Claims Court Room No. 1, Fulton Building, Suite 600, 200 North Third Street, Harrisburg, Pennsylvania, at 9:30 a.m.

December 22, 1995

Hearing re-scheduled to begin March 11, 1995, and continue through March 12, 13, 14, and 15, 1996; March 18, 19, 20, 21, and 22, 1996; and March 25, 26, 27, 28, and 29, 1996, commencing at 9:30 a.m.

January 5, 1996

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

March 1, 1996

Hearing scheduled for March 21 and 22, 1996, and March 29, 1996, canceled.

March 8, 1996

Defendant's Pre-Trial Statement filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 11, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m.

March 12, 1996

Defendant's Pre-Trial Statement filed by attorney for Defendant, via mail. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 12, 1996

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

March 12, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m.

March 13, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m.

March 14, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m.

March 15, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m.

March 18, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m.

March 19, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m.

March 20, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m.

March 25, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m.

March 26, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania commencing at 9:30 a.m. Case continued.

March 26, 1996

Hearing scheduled for March 27, 28, and 29, 1996, canceled. Hearing rescheduled for April 22, 23, 24, 25, and 26, 1996, if necessary, in Board's Courtroom No. 1, 6th Floor, Fulton Building, 200 North Third Street, Harrisburg, Pennsylvania, commencing at 9:30 a.m.

April 9, 1996

Testimony of hearing held March 11, 12, 13, 14, and 15, 1996, filed.

April 19, 1996

Copies of testimony of hearing held March 11, 12, 13, 14, and 15, 1996, forwarded to attorney for Defendant.

April 22, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m.

April 22, 1996

Testimony of hearing held March 18, 19 and 20, 1996; and March 25 and 26, 1996, filed.

April 23, 1996

Hearing held in Board's Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m. Case settled.

April 30, 1996

Copies of testimony of hearing held March 18, 19 and 20, 1996; and March 25 and 26, 1996 forwarded to attorney for Defendant.

May 28, 1996

Testimony of hearing held April 22 and 23, 1996 filed.

June 12, 1996

Copies of testimony of hearing held April 22 and 23, 1996 forwarded to attorney for Defendant.

February 19, 1999

Per Judge Clipper this date, since no Praecipe has been filed by Plaintiff, and no further actions have been taken, this case is hereby

marked "settled, discontinued and ended with prejudice".

CLOSED