

Docket Number: 1676

CLAIRTON SLAG, INC.

Kenneth W. Lee, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

John J. Robinson, Jr., Chief Claims Attorney
Stephen J. Busterna, Assistant Counsel
John J. Buchy, Jr., Assistant Counsel

October 16, 1992

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$65,791.71+.

October 28, 1992

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

November 2, 1992

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 29, 1992.

CLOSED

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

December 14, 1992

Plaintiff's First Request for Production of Documents as well as Plaintiff's First Set of Interrogatories to Defendant filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 21, 1992

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

June 2, 1993

Answers to Plaintiff's First Set of Interrogatories to Defendant filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 6, 1994

Praecipe for Entry of Appearance of John Buchy, Jr., Assistant Counsel, on behalf of Defendant, filed by attorney for Defendant.

August 26, 1994

Western District Panel Hearing scheduled for November 8, 9 and 10,

1994, to be held at Room 101, St. Joseph's Center, 2900 Seminary Drive, Greensburg, PA, and will commence at 10:00 a.m.

September 21, 1994

Notice of Deposition of David Spagnolli, John W. Martin and Robert Ibel filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 23, 1994

Defendant's First Set of Interrogatories Directed to Plaintiff as well as Defendant's First Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

CLOSED

Hearing which was scheduled for November 8, 9 and 10, 1994 canceled due to settlement of the parties.

November 9, 1994

Claimant's Answers to Interrogatories, Reply to Production of Documents and Notice to Attend filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 10, 1995

Agreement and Release, executed by parties, filed by attorney for Defendant.

September 12, 1995

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 12th day of September, 1995, a Rule to Show Cause is issued upon Plaintiff, Clairton Slag, Inc., wherein it is **DIRECTED** that Plaintiff advise the Board within thirty (30) days of this Order whether or not Plaintiff has received the sum of monies settled upon or other justifiable response. This Rule shall become absolute and the case shall be marked 'closed and ended with prejudice' in the event the Board does not receive a response to said Rule." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

September 18, 1995

Acceptance of Service of Opinion and Order dated September 12, 1995

received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 14, 1995.

September 18, 1995

Acceptance of Service of Opinion and Order dated September 12, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 14, 1995.

September 18, 1995

Praeipue to Settle and Discontinue filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

October 3, 1995

The Board made the following order: "AND NOW, this 3rd day of October, 1995, upon receipt of a praecipe to Settle and Discontinue, stating 'Please settle and discontinue the above captioned matter with prejudice...', executed by Kenneth A. Lee, Esquire, on behalf of Plaintiff, Clairton Bag, Inc., same of which is docketed with this Board under date of September 18, 1995, 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.

October 10, 1995

Acceptance of Service of Order dated October 3, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 5, 1995.

October 11, 1995

Acceptance of Service of Order dated October 3, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 5, 1995.
