

Docket Number: 1703

PAUL McCONNELL, INC.

Paul R. McConnell, President

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION**

John J. Robinson, Jr., Chief Claims Attorney

January 21, 1993

Claim and filing fee filed by Plaintiff. Amount of Claim: \$7,840.66.

February 5, 1993

Notice of Claim letter forwarded to attorney for Defendant.

February 5, 1993

Letter forwarded to Plaintiff requesting additional information. Copy forwarded to attorney for Defendant.

February 22, 1993

Amended to Complaint filed by Plaintiff.

March 5, 1993

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

March 10, 1993

Acceptance of Service of Amendment to Claim received from attorney for Defendant. Receipt of same acknowledged by Defendant March 8, 1993.

March 10, 1993

Acceptance of Service of Amendment to Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 8, 1993.

April 13, 1993

Letter/Answer recommending payment of the Claim in the amount of \$7,840.66 filed by attorney for Defendant. Copy forwarded to Plaintiff by attorney for Defendant.

June 24, 1993

Letter filed by Plaintiff accepting Defendant's offer of payment of claim in the amount of \$7,840.66.

June 30, 1993

Copy of letter accepting Defendant's offer of payment forwarded to attorney for Defendant.

July 6, 1993

Acceptance of Service of letter accepting Defendant's offer of payment of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 1, 1993.

August 17, 1993

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 17th day of August, 1993, it is **ORDERED** and **DECREED** that the Defendant, Commonwealth of Pennsylvania, Department of Transportation, is indebted unto the Plaintiff, Paul McConnell, Inc., in the full and true sum of Seven Thousand Eight Hundred Forty Dollars and Sixty-Six Cents (\$7,840.66). Upon receipt of same 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 attorneys' fees." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

August 19, 1993

Acceptance of Service of Opinion and Order dated August 17, 1993 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 18, 1993.

August 20, 1993

Opinion and Order dated August 17, 1993, sent to Plaintiff, returned due to incorrect address.

August 24, 1993

Opinion and Order dated August 17, 1993, reforwarded to Plaintiff.

August 27, 1993

Acceptance of Service of Opinion and Order dated August 17, 1993 received from Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 26, 1993.

March 16, 1994

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 16th day of March, 1994, a Rule to Show Cause is issued upon Plaintiff, Paul McConnell, 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 money awarded or other justifiable response. This Rule shall become absolute and the case shall be marked 'closed and settled with prejudice' in the event the does not receive a response to said Rule." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 21, 1994

Acceptance of Service of Opinion and Order dated March 16, 1994, received from attorney for Defendant. Receipt of same acknowledged

by attorney for Defendant March 17, 1994.

March 25, 1994

Acceptance of Service of Opinion and Order dated March 16, 1994, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 21, 1994.

January 4, 1995

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 4th day of January, 1995, this Order is issued as a result of the failure of Plaintiff, Paul McConnell, Inc., to advise the Board of Claims within thirty (30) days of March 16, 1994, whether or not Plaintiff received the monies directed be paid to said Plaintiff. It is, therefore, **DIRECTED** that the Rule of March 16, 1994 be made **ABSOLUTE** and the record marked 'closed and settled with prejudice'." Copy forwarded to Plaintiff and attorney for Defendant.
