

Docket Number: 1711

I.B.E. CONSTRUCTION, INC.

Robert Carlson, President, Esquire

VS.

**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION BUREAU OF AVIATION

John J. Robinson, Jr., Chief Claims Attorney  
Cheryl L. Kovaly, Assistant Counsel

**March 1, 1993**

Claim and filing fee filed by Plaintiff. Amount of Claim: \$13,354.77+.

---

**March 22, 1993**

Letter forwarded to Plaintiff, with copy to attorney for Defendant, requesting additional information (attorney representation or notice of the size of the corporation).

---

**March 22, 1993**

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

---

**March 23, 1993**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 22, 1993.

---

**March 29, 1993**

Acceptance of Service of Claim received from Office of Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 25, 1993.

---

**August 27, 1993**

Answer (Preamble) filed by attorney for Defendant. Copy forwarded to Plaintiff by attorney for Defendant.

---

**September 26, 1994**

Central District Panel Hearing scheduled for November 15,16 and 17, 1994, to be held at the Market Street State Office Building, 400 Market Street, 15th Floor, Conference Room B, Harrisburg, Pennsylvania, and will commence at 9:30 a.m.

---

**November 15, 1994**

Hearing scheduled for this date canceled due to illness of an attorney for Defendant.

---

**November 16, 1994**

Hearing scheduled for this date commencing at 9:30 a.m. Case completed.

---

**February 9, 1995**

Acceptance of Service of Testimony of hearing held November 16, 1994

received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 31, 1995.

---

**February 21, 1995**

Findings of Fact and Conclusions filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**February 21, 1995**

Findings of Fact and Conclusions of Law and Brief filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

**April 28, 1995**

Central District Panel Report filed  
December 21, 1995

**CLOSED**

The Board rendered an Opinion and made the following Order: "AND NOW, this 21st day of December, 1995, the Board of Claims awards the Plaintiff, F.B.B. Construction, Inc., the amount of Five Thousand Seven Hundred Fourteen Dollars and Sixty-Six Cents (\$5,714.66) for payment due under the contract and the extra work done to remove the vertical piping, along with interest on that at the legal rate of six percent (6%) per annum beginning on the date of the filing of the Claim, March 1, 1993. All other claims by the Plaintiff are **DENIED**. Upon receipt of payment of said award, Plaintiff shall forthwith file with the Board of Claims a Praecipe requesting that the matter be marked 'settled, discontinued and ended with prejudice'. Each party to pay their own costs and attorney fees." Copies forwarded to attorney for Plaintiff, attorney for Defendant and Chief Deputy Attorney General.

---

**December 26, 1995**

Acceptance of Service of Opinion and Order dated December 21, 1995 received by Plaintiff. Receipt of same acknowledged by Plaintiff December 22, 1995.

---

**January 19, 1996**

Acceptance of Service of Opinion and Order dated December 21, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 2, 1996.

---

**May 31, 1996**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 31st day of May, 1996 a Rule to Show Cause is issued upon

Plaintiff, I.B.E. Construction, Inc., wherein it is **DIRECTED** that Plaintiff advise the Board, within thirty (30) days from the exit date of this Order, as to whether or not Plaintiff has received the sum of money directed in the Board's December 21, 1995 Opinion and Order. In the event the Board does not receive a response to this Rule, said Rule to Show Cause shall become absolute and the case shall be marked 'closed, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

---

June 5, 1996

Acceptance of Service of Opinion and Order dated May 31, 1996 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 3, 1996.

**CLOSED**

---

June 10, 1996

Acceptance of Service of Opinion and Order dated May 31, 1996, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 7, 1996. (Plaintiff advises at bottom of acceptance that Plaintiff "has received \$5,714.66, plus interest, as per the court order".)

---

July 8, 1996

The Board made the following Order: **"AND NOW**, this 8th day of July, 1996, upon receipt of a note from Plaintiff on an Acceptance of Service, advising that 'I.B.E. Construction, Inc., has received \$5,714.66 plus interest as per the court order', executed by Robert Carlson President, on behalf of Plaintiff, I.B.E. Construction, Inc., same of which is docketed with this Board under date of June 10, 1996, it is **ORDERED** and **DIRECTED** that said case be marked 'closed, discontinued and ended with prejudice'." copy forwarded to attorney for Plaintiff and attorney for Defendant.

---

July 12, 1996

Acceptance of Service of Order dated July 8, 1996 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 10, 1996.

---

July 15, 1996

Acceptance of Service of Order dated July 8, 1996 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff July 12, 1996.

---