

Docket Number: 1732-P

STAPELEY HALL d/b/a STAPELEY IN GERMANTOWN

~~Anthony J. Nestico, Esquire~~

~~Jack M. Mumford, Esquire~~

~~Cletus C. Hess, Esquire~~

Ruth M. Siegel, Esquire

Joan P. Dailey, Esquire

CLOSED

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~

Jason W. Manne, Assistant Counsel

June 30, 1993

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$536,300.00+.

July 9, 1993

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

July 15, 1993

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 12, 1993.

CLOSED

Acceptance of Service of Complaint received from Chief Deputy Attorney General July 15, 1993.

August 5, 1993

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

September 3, 1993

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

October 7, 1993

Interrogatories Propounded Upon Respondent Department of Public Welfare by Claimant Stapeley Hall d/b/a Stapeley of Germantown filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

November 17, 1993

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

November 30, 1993

Praecipe for Entry of Appearance of Cletus C. Hess, Esquire on behalf of Plaintiff, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 3, 1993

Praecipe for Withdrawal of Appearance of Anthony J. Nestico, Esquire on behalf of Plaintiff. filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 13, 1993

Claimant's Motion to Compel and Proposed Order filed by attorney for Plaintiff (Cletus C. Hess, Esquire). Copy forwarded to attorney for Defendant by attorney for Plaintiff (Cletus C. Hess, Esquire).

January 31, 1994

Memorandum of Law in Opposition to Claimant's Motion to Compel Discovery filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 1, 1994

Reply Memorandum of Law to Stapleton in Germantown in Support of its Motion to Compel Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 12, 1994

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 12th day of May, 1994, the Respondent, Commonwealth of Pennsylvania, Department of Public Welfare, is **ORDERED** and **DECREED** to produce the two (2) named employees for depositions at a mutually convenient place and mutually convenient time wherein all parties are accommodated. Depositions will be fact depositions and the only exception to that will be privileged matter possessed by the two (2) named employees." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 17, 1994

Acceptance of Service of Opinion and Order dated May 12, 1994, received from attorneys for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 13, 1994.

October 24, 1994

Motion to Amend New Matter as well as Amended New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 24, 1994

Motion for Summary Judgment and Motion for Interlocutory Appeal filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 7, 1994

Letter/Withdrawal of Motion for Summary Judgment, Etc. filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 18, 1994

Brief in Support of Motion to Amend New Claim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 8, 1994

Brief in Opposition to the Department of Public Welfare's Motion to Amend New Matter filed by attorneys for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 21, 1994

The Board rendered an Opinion and made the following Order: **"AND NOW,** this 8th day of December, 1994, the Motion of the Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, to withdraw its prior Motion for Summary Judgment and Motion for Interlocutory Appeal is hereby **GRANTED**. The Defendant's Motion to file an Amended New Matter is hereby **GRANTED**. The Defendant is given thirty (30) days from the exit date of this Order to file an Amended New Matter." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

December 29, 1994

Acceptance of Service of Opinion and Order dated December 22, 1994 received from attorney for Defendant (unsigned).

December 30, 1994

Acceptance of Service of Opinion and Order dated December 22, 1994 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 29, 1994.

January 20, 1995

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

February 7, 1995

Claimant Stapeley Hall d/b/a Stapeley in Germantown's Answer to Amended New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 6, 1995

Interrogatories Propounded Upon Respondent Department of Public Welfare by Claimant Stapeley Hall d/b/a Stapeley In Germantown - Second Set filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 13, 1995

Claimant Stapeley Hall d/b/a Stapeley in Germantown's Second Request for Production of Documents to Respondent Department of Public Welfare filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 24, 1995

Claimant's Motion to Compel Discovery and Impose Sanctions filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

June 15, 1995

DPW's Brief in Opposition to Motion to Compel Discovery filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 3, 1995

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

July 3, 1995

Claimant's Answers to DPW's Renewed and Additional Interrogatories filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

July 7, 1995

Letter/Withdrawal of Appearance of Jack M. Mumford, Esquire and Cletus C. Hess, Esquire as well as Entry of Appearance of Ruth M. Siegel, Esquire and Joan P. Dailey, Esquire filed by attorneys for Plaintiff. Copy forwarded to attorney for Defendant by attorneys for Plaintiff.

July 27, 1995

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

August 22, 1995

Letter received from attorney for Plaintiff requesting Plaintiff's Motion to Compel Discovery be withdrawn. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 14, 1995

Motion to Compel Discovery filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 27, 1995

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 27th day of September, 1995, it is **ORDERED** and **DECREED** that the Motion to Compel Discovery be dismissed without prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

October 3, 1995

Acceptance of Service of Opinion and Order dated September 27, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 29, 1995.

March 20, 1997

Letter forwarded to parties requesting a status report. Response due 4/21/97.

March 27, 1997

Praecipe for Discontinuance filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 17, 1997

The Board rendered the following Order: "**AND NOW**, this 17th day of April, 1997, upon receipt of Praeceptum for Discontinuance, requesting the case be marked discontinued and withdrawn filed by Ruth M. Siegel, Esquire, on behalf of Stapeley Hall d/b/a Stapeley in Germantown, same of which is docketed with this Board under date of March 27, 1997, it is **ORDERED** and **DIRECTED** that said case be marked 'discontinued and withdrawn'."

April 22, 1997

Acceptance of Service of Order dated April 17, 1997 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 21, 1997.

CLOSED