

Docket Number: 1759

AEROTHERM, INC.

Russell J. Heiple, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF EDUCATION
CLAYTON STATE UNIVERSITY
*STATE SYSTEM OF HIGHER EDUCATION

Jack E. Solomen, Deputy Chief Legal Counsel
~~Jeffrey F. Champagne, Chief Counsel~~
~~Wayne M. Richardson, Chief Counsel~~

November 3, 1993

Claim and filing fee filed by Plaintiff. Amount of Claim: \$15,186.72+.

November 5, 1993

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

November 10, 1993

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

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December 10, 1993

Amended Petition for Claim filed by attorney for Plaintiff.

December 13, 1993

Copy of Amended Petition for Claim forwarded to Jeffrey F. Champagne, Chief Counsel, attorney for Defendant and Chief Deputy Attorney General.

December 22, 1993

Acceptance of Service of Amended Petition for Claim dated December 13, 1993 received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General December 21, 1993.

December 27, 1993

Acceptance of Service of Amended Petition for Claim dated December 13, 1993 received from attorney for Defendant (Jack E. Solomon). Receipt of same acknowledged by attorney for Defendant (Jack E. Solomon) December 22, 1993.

December 27, 1993

Preliminary Objections filed by attorney for Defendant (Jack E. Solomon). Copy forwarded to attorney for Plaintiff by attorney for Plaintiff by attorney for Defendant (Jack E. Solomon).

December 27, 1993

Acceptance of Service of Amended Petition for Claim dated December 13, 1993 received from attorney for Defendant (Jeffrey F. Champagne).

Receipt of same acknowledged by attorney for Defendant (Jeffrey F. Champagne) December 21, 1993.

January 11, 1994

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

January 11, 1994

Motion to Strike Preliminary Objections filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

***January 31, 1994**

The Board rendered an opinion and made the following Order: "AND NOW, this 31st day of January, 1994, the Amended Complaint as filed by the Plaintiff, Aerotherm, Inc., is hereby ACCEPTED by the Board.

Accordingly, the Department of Education is no longer a party to this litigation.

February 3, 1994

Brief of Respondent in Support of Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 3, 1994

Entry of Appearance of Linda J. McClellan, Esquire filed on behalf of Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 4, 1994

Acceptance of Service of Opinion and Order dated January 31, 1994 received from attorney for Defendant (Roger R. Seip, Assistant Counsel). Receipt of same acknowledged by attorney for Defendant (Roger R. Seip, Assistant Counsel) February 3, 1994.

February 10, 1994

Acceptance of Service of Opinion and Order dated January 31, 1994 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 2, 1994.

February 22, 1994

Petitioner's Brief in Opposition to Preliminary Objections filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 28, 1994

The Board rendered an Opinion and made the following Order: "AND NOW, this 28th day of March, 1994, the Preliminary Objections of the Defendant, Commonwealth of Pennsylvania, Clarion State University, State System of Higher Education, are hereby DENIED. The Defendant is given thirty (30) days from the exit date of this Order to file responsive pleadings." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

CLOSED
Acceptance of Service of Opinion and Order dated March 28, 1994 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 4, 1994.
April 13, 1994

Acceptance of Service of Opinion and Order dated March 28, 1994 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 7, 1994.

April 29, 1994

Answer to the Amended Petition for Claim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 22, 1994

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

April 13, 1995

Praecipe to Discontinue executed by Plaintiff and Request to Discontinue Respondent's Counterclaim filed by attorney for Defendant filed by attorney for Plaintiff.

May 11, 1995

The Board rendered an Opinion and made the following Order: "AND NOW, this 11th day of May, 1995, it is ORDERED and DECREED that the Petition, as amended, as well as, the Counter Claim be DISMISSED with prejudice. It is further ORDERED and DECREED that the docket be marked 'terminated and ended with prejudice.'" Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 17, 1995

Acceptance of Service of Opinion and Order dated May 11, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 15, 1995.

CLOSED