

Docket Number: 1768

MICHAEL BAKER, JR., INC.

Donald P. Fusilli, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

John J. Robinson, Jr., Chief Claims Attorney

November 23, 1993

Claim and filing fee filed by Plaintiff. Amount of Claim: \$54,346.03.

November 23, 1993

Praecipe for Appearance of Donald P. Fusilli, Executive Vice President, General Counsel and Secretary, on behalf of Plaintiff, filed by attorney for Plaintiff.

December 3, 1993

Letter forwarded to Plaintiff requesting additional information (Notarized Affidavit).

Copies of Claim forwarded to Plaintiff requesting additional information (Notarized Affidavit).

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 6, 1993.

December 8, 1993

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General December 6, 1993.

December 8, 1993

Corrected (notarized) Affidavit filed by Plaintiff.

December 17, 1993

Copy of Corrected (notarized) Affidavit forwarded to attorney for Defendant and Chief Deputy Attorney General.

December 22, 1993

Acceptance of Service of Affidavit received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 20, 1993.

March 4, 1994

Answer recommending payment be made to Plaintiff in the sum of \$54,346.03 filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 11, 1994

The Board rendered an Opinion and made the following Order: "AND NOW, this 11th day of April, 1994, upon due consideration of the pleadings and other submissions filed in this matter, it is hereby ORDERED and DECREED that an award be made in favor of the Plaintiff, Michael Baker, Jr., Inc., and against the Defendant, Commonwealth of Pennsylvania, Department of Transportation, in the amount of Fifty-Four Thousand Three Hundred Forty-Six Dollars and Three Cents (\$54,346.03). Upon receipt of said award, Plaintiff shall forthwith file with the Board a Praecipe that the case be marked '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.

April 13, 1994

Acceptance of Service of Opinion and Order dated April 11, 1994 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 12, 1994.

April 18, 1994

Acceptance of Service of Opinion and Order dated April 11, 1994 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 13, 1994.

November 4, 1994

The Board rendered an Opinion and made the following Order: "AND NOW, this 4th day of November, 1994, a Rule to Show Cause is issued upon Plaintiff, Michael Baker, Jr., Inc., wherein it is DIRECTED that Plaintiff advise the Board within thirty (30) days from the exit date 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 Board does not receive a response to said Rule." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

November 10, 1994

Acceptance of Service of Opinion and Order dated November 4, 1994 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 8, 1994.

November 22, 1994

Letter/Praecipe, advising that the sum of \$54,346.03 has been received, filed by attorney for Plaintiff.

November 22, 1994

Acceptance of Service of Opinion and order dated November 4, 1994 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 10, 1994.

December 9, 1994

The Board made the following Order: "AND NOW, this 9th day of December, 1994, upon receipt of a Letter/Praecipe, advising that Plaintiff is 'in receipt of the sum of \$54,346.03' executed by Marcia S. Wolk, Assistant General Counsel, on behalf of Plaintiff, Michael Baker, Jr., inc., same of which is docketed with this Board under dated of November 22, 1994, it is ORDERED and DIRECTED that said case be marked 'settled, discontinued and ended with prejudice.' Copies forwarded to attorney for Plaintiff and attorney for Defendant."

CLOSED