

Docket Number: 1828

THE CHILDREN-S HOSPITAL OF PHILADELPHIA

Robert B. Hoffman, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE**

~~John A. Kane, Chief Counsel~~
Thomas Blazusiak, Assistant Counsel
Sallie Rodgers, Assistant Counsel

July 22, 1994

Claim and filing fee filed by attorneys for Plaintiff. Amount of Claim: \$45,110.00+.

August 2, 1994

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

August 5, 1994

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General August 4, 1994.

August 10, 1994

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 3, 1994.

September 28, 1994

Letter/Entry of Appearance of Robert E. Slavkin, Assistant Counsel, on behalf of Defendant, filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 4, 1994

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

November 7, 1994

Plaintiff's Response to Defendant's New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

August 24, 1995

Defendant's First Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 20, 1996

Defendant's Response to Plaintiff's Interrogatories and Request to Produce (First Set) filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 3, 1997

Letter forwarded to parties requesting status report. STATUS REPORT DUE MAY 5, 1997.

May 14, 1997

Letter/Status Report received from attorney for Plaintiff advising that Plaintiff intends to pursue this matter and will conduct discovery, etc., in order to bring this matter to a trial/settlement posture.

December 17, 1997

Letter/Status Report received from attorney for Plaintiff advising that Plaintiff intends to pursue this matter and will conduct discovery, etc., in order to bring this matter to a trial/settlement posture.

June 23, 1998

Letter forwarded to parties requesting a status report. STATUS REPORT DUE ON OR BEFORE JULY 23, 1998.

July 17, 1998

Letter/Status Report received from attorney for Plaintiff advising that they do intend to pursue this matter and advising that they will make every effort to conclude discovery and ready this matter for hearing or settlement during the next six months.

June 1, 1999

Letter/Status report received from Plaintiff advising that Plaintiff does intend to pursue this matter and efforts will be made to arrange for scheduling of depositions and to conclude discovery to ready this matter for hearing or settlement during the next six months.

January 14, 2000

Letter forwarded to parties requesting a Status Report. Status Report due on or before **February 14, 2000**.

February 17, 2000

Letter received from attorney for Plaintiff advising that Plaintiff does intend to pursue this matter and efforts will be made to arrange for scheduling of depositions and to conclude discovery to ready this matter for hearing or settlement during the next six months.

January 4, 2001

Letter forwarded to parties requesting a Status Report. Status Report due on or before **February 5, 2001.**

March 23, 2001

The Board rendered an Opinion and made the following Order: **AAND NOW**, this 23rd day of March, 2001, a Rule to Show Cause is issued upon Plaintiff, The Children's Hospital of Philadelphia, for failure to advise this Board as to whether or not Plaintiff wishes to pursue this matter. 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 >settled, discontinued and ended with prejudice=.@ Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 28, 2001

Response to Rule to Show Cause, with a copy of an attached letter advising that Plaintiff does intend to pursue this matter and efforts will be made to arrange for scheduling of depositions and to conclude discovery to ready this matter for hearing or settlement during the next six months, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 29, 2001

Acceptance of Service of Order dated March 23, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 28, 2001.

April 2, 2001

Acceptance of Service of Opinion and Order dated March 23, 2001 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 27, 2001.

April 9, 2001

The Board rendered an Opinion and made the following Order: **AND NOW**, this 9th day of April 2001, upon consideration of the Response to Rule to Show Cause filed by plaintiff on March 28, 2001 and its representation that a status report was timely filed, **IT IS ORDERED** that the Rule to Show Cause is hereby discharged. **FURTHER, IT IS ORDERED** that all discovery in the matter will be concluded on or before October 4, 2001.@ Copy forwarded to attorney for Plaintiff and attorney for Defendant.

April 12, 2001

Acceptance of Service of Opinion and Order dated April 9, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 10, 2001.

April 16, 2001

Acceptance of Service of Opinion and Order dated April 9, 2001, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 10, 2001.

October 19, 2001

Letter forwarded to parties requesting a Status Report. Same due on or before **November 19, 2001**.

November 21, 2001

Letter received from attorney for Plaintiff advising that Plaintiff does intend to pursue this matter and every effort will be made to arrange for scheduling of the depositions and to conclude discovery and ready this matter for hearing or settlement during the next six months.

May 22, 2002

Letter forwarded to parties requesting a Status Report. Status Report due on or before **June 21, 2002**.

July 11, 2002

The Board rendered an Opinion and made the following Order: **AND NOW**, this 11th day of July, 2002, a Rule to Show Cause is issued upon Plaintiff, The Children's Hospital of Philadelphia, 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 wishes to pursue this matter. 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 ~~settled, discontinued and ended with prejudice.~~ Copy forwarded to attorney for Plaintiff and attorney for Defendant.

August 9, 2002

Response to Rule to Show Cause filed by attorney for Plaintiff advising that they do intend to pursue this matter. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 27, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 27th day of September, 2005, it is **ORDERED** and **DECREED** that pursuant to 42 Pa. C.S.A. §5103(a) and Pa. R.C.P. 213(f), this matter and the record thereof is **TRANSFERRED** to the Department of Public Welfare, Bureau of Hearings and Appeals." Copy forwarded to Plaintiff and Defendant.

September 30, 2005

Defendant filed Acceptance of Service of Opinion and Order dated September 27, 2005. Receipt of same acknowledged September 29, 2005.

October 3, 2005

Board transferred file to Department of Public Welfare, Bureau of Hearing and Appeals.
