

Docket Number: 1846

BCM ENGINEERS, INC.

Darwin Roseberry, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

~~Michael J. Daley, Chief Counsel~~
~~Jose E. Morales, Assistant Counsel~~
~~Tracie L. Heglas, Assistant Counsel~~

October 13, 1994

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$77,932.56.

October 20, 1994

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

October 27, 1994

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General October 24, 1994.

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October 31, 1994

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 26, 1994.

March 24, 1995

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

July 19, 1995

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

May 31, 1996

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

July 3, 1996

Department's Answers to Plaintiff's First Set of Interrogatories and Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 5, 1997

Praecipe for Withdrawal of Appearance of Jose Morales, Assistant Counsel and Entry of Appearance of Tracie Heglas, Assistant Counsel, on behalf of Defendant, filed by attorney for Defendant.

August 11, 1997

Letter forwarded to parties requesting a Status Report. **STATUS REPORT DUE ON OR BEFORE SEPTEMBER 10, 1997.**

September 9, 1997

Letter/Status Report received from Defendant advising that the parties are currently conducting discovery.

November 14, 1997

Letter forwarded to parties requesting Status Report. **STATUS REPORT DUE ON OR BEFORE DECEMBER 15, 1997.**

November 11, 1997

Letter/Status Report received from Defendant advising that they are awaiting responses from Plaintiff relative to information requested from Plaintiff relative to Interrogatories, Request for Production, and a Response to the Defendant's letter of September 12, 1997. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 9, 1998

Letter received from attorney for Plaintiff (Darwin Roseberry) advising that Plaintiff has filed a voluntary petition for reorganization under the provisions of Chapter 11 of the Bankruptcy Code(Copy of Notice Attached). Advises that counsel for this Bankruptcy Code proceeding is Bruce Grohsgal, Esquire. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

July 14, 1998

Letter forwarded to parties requesting a Status Report. **STATUS REPORT DUE ON OR BEFORE AUGUST 13, 1998.**

August 18, 1998

Second Letter forwarded to parties requesting a status report. Status Report due on or before September 17, 1998.

August 19, 1998

Letter/Status Report received from Defendant advising that they have not received any information from BCM Engineers, Inc. since January, 1998, when Plaintiff attorney advised of its filing of voluntary petition for reorganization. They are unaware if Plaintiff is planning to continue to prosecute this matter

September 23, 1998

The Board rendered an Opinion and made the following Order: **"AND NOW**, this 23rd day of September, 1998, a Rule to Show Cause is issued upon Plaintiff, BCM Engineers, 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 wishes to pursue the above-captioned 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 "closed, discontinued, and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

October 2, 1998

Acceptance of Service of Opinion and Order dated September 23, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 28, 1998.

October 19, 1998

Letter received from Plaintiff advising that Plaintiff does not intend to pursue this claim. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

October 26, 1998

The Board made the following Order: **"AND NOW**, this 26th day of October, 1998, upon receipt of a letter dated October 16, 1998, advising that 'Plaintiff, Plymouth Nine Hundred, Inc. (formerly known as BCM Engineers, Inc., a Pennsylvania corporation) does not intend to pursue its claim in the above-referenced matter', executed by Darwin N. Roseberry, Esquire, on behalf of Plaintiff, BCM Engineers, Inc., and docketed with this Board under date of October 19, 1998, it is **ORDERED** and **DIRECTED** that said case be marked 'discontinued and ended with prejudice'."

Copies forwarded to attorney for Plaintiff and attorney for Defendant.

October 30, 1998

Acceptance of Service of Order dated October 26, 1998 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 29, 1998.

November 2, 1998

Acceptance of Service of Order dated October 26, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 29, 1998.

November 19, 1998

Acceptance of Service of Opinion and Order dated September 23, 1998 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 18, 1998.

CLOSED