

Docket Number: 1847-P

**MEADOW CREST**

~~Louis J. Capozzi, Jr., Esquire~~

Kimber L. Latsha, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE**

~~John A. Kane, Chief Counsel~~

Jason W. Manne, Assistant Counsel

**October 14, 1994**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$2,773.94+.

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**October 21, 1994**

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

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**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 25, 1994.

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**November 9, 1994**

Exhibits "A" and "B" to the Complaint filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**December 19, 1994**

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

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**January 18, 1995**

Plaintiff's Preliminary Objections to Defendant's Counterclaim as well as Brief in Support, thereof, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**February 8, 1995**

Brief in Opposition to Preliminary Objections and in Support of Motion to Stay filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**February 16, 1995**

Motion to Stay Preliminary Objections Pending Discovery as well as Brief in Opposition to Preliminary Objections and in Support of Motion to Stay filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**March 8, 1995**

Plaintiff's Brief in Response to DPW's Motion to Stay Preliminary Objections Pending Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**March 10, 1995**

Plaintiff's Response to Defendant's First Set of Interrogatories filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**March 15, 1995**

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

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**April 5, 1995**

Brief in Support of Motion to Compel Discovery filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**May 2, 1995**

Letter received from attorney for Plaintiff requesting a 30-day extension of time to file its Brief in Response to Defendant's Motion to Compel Discovery. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**May 9, 1995**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 9th day of May, 1995, it is **ORDERED** and **DECREED** that Plaintiff's counsel has until June 3, 1995 to file its Brief in Response to Defendant's Motion to Compel Discovery." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**May 12, 1995**

Acceptance of Service of Opinion and Order dated May 9, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 10, 1995.

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**June 5, 1995**

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

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**June 15, 1995**

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

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**August 21, 1995**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 21st day of August, 1995, after due consideration of the pleadings, the Motions, the Briefs and other requests of the parties, it is hereby **ORDERED** that the Plaintiff's Meadow, Crest, Preliminary Objections to Defendant's, Commonwealth of Pennsylvania, Department of Public Welfare, Counterclaim are **STAYED** until further order. The Plaintiff is **DIRECTED** to initially respond to Interrogatory Nos. 2, 3, 4, and 5. The Plaintiff is **DIRECTED** to respond more completely to Interrogatory Nos. 8 and 9. It is further **ORDERED** that Plaintiff shall have 30 days to respond as set forth herein. Defendant shall have twenty (20) days, therefore, to submit a proposed amended Counterclaim to the Board of Claims." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

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**August 25, 1995**

Acceptance of Service of Opinion and Order dated August 21, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 23, 1995.

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**August 28, 1995**

Acceptance of Service of Opinion and Order dated August 21, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 24, 1995.

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**September 20, 1995**

Plaintiff's Amended Response to Defendant's First Set of Interrogatories filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**July 8, 1997**

Letter forwarded to parties requesting a status report.  
**Response due 8/7/97.**

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**August 8, 1997**

Letter received from attorney for Plaintiff advising that the parties are involved in negotiations relating to appeals filed before the Bureau of Hearings.

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**February 18, 1998**

Status letter forwarded to the parties.

**Response due 3/18/98.**

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**March 17, 1998**

Letter received from attorney for Plaintiff advising that the are currently attempting to resolve Docket No. 2445.

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**July 29, 1998**

Letter forwarded to the parties requesting a status report.

**Response due 8/31/98.**

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**September 2, 1998**

Letter received from attorney for Plaintiff advising that the parties are currently involved in settlement negotiations.

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**March 18, 1999**

Status letter forwarded to parties. Response due 4/19/99.

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**April 12, 1999**

Status letter received from attorney for Plaintiff advising that a position paper was forwarded to Defendant. The parties are presently in settlement negotiations. If the parties cannot resolve the matter a hearing will be scheduled.

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**December 15, 1999**

Letter forwarded to parties requesting a status report. Status report due on or before **January 15, 1999.**

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**January 4, 1999**

Letter received from attorney for Plaintiff advising that they are involved in settlement negotiations regarding all Extendicare Claims for FYEs 6/30/92-6/30/94. Plaintiff is currently involved in settlement negotiations with Defendant and anticipate commencing settlement negotiations for the above docketed case in the near future.

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**August 22, 2000**

Letter forwarded to parties requesting a status report. Status Report due on or before September 22, 2000.

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**September 26, 2000**

Letter received from attorney for Plaintiff advising that position papers were submitted to the Defendant for the purposes of settlement.

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**April 27, 2001**

Letter forwarded to parties requesting a status. Due 5/29/01.

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**May 11, 2001**

Letter received from attorney for Plaintiff advising that they have been involved with settlement negotiations with Defendant and anticipate commencing settlement involving the above claim in the near future. If the parties are unable to resolve the matter amicably a hearing will be requested.

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**December 20, 2001**

Letter forwarded to parties requesting a status. **RESPONSE DUE 1-22-02.**

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**January 11, 2002**

Letter received from attorney for Plaintiff advising that position papers were submitted to the Defendant for purposes of settlement negotiations regarding all Extendicare Claims for FYEs 6/30/92 through 6/30/94. Plaintiff anticipates resolving the issues for the above-mentioned claim in the near future.

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**August 14, 2002**

Letter forwarded to parties requesting a status report. **RESPONSE DUE 9/16/02.**

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**August 28, 2002**

Letter received from attorney for Plaintiff advising that position papers were submitted to Defendant for settlement negotiations.

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**June 4, 2003**

Plaintiff filed Praecipe to Withdraw With Prejudice. Copy forwarded to Defendant.

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**June 30, 2003**

Board issued Opinion and Order. Order as follows: **AND NOW**, this 30th day of June, 2003, after review of the pleadings and upon receipt of Plaintiff's Praecipe, it is hereby **ORDERED** that the case docketed to No.1847-P is settled and the docket should be marked "withdrawn with prejudice". Copies forwarded to Plaintiff and Defendant.

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**July 16, 2003**

Plaintiff filed Acceptance of Service of Opinion and Order dated June 30, 2003. Receipt of same acknowledged July 7, 2003.

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