

Docket Number: 1849

THE NORWOOD COMPANY

Thomas A. French, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

Elizabeth A. O'Reilly, Assistant Counsel

October 18, 1994

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$108,905.97.

November 2, 1994

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

November 10, 1994

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General November 7, 1994.

CLOSED

Preliminary Objections to Plaintiff's Complaint filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 29, 1994

Department's Brief in Support of Preliminary Objections to Plaintiff's Complaint filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 7, 1994

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

December 7, 1994

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

January 25, 1995

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 25th day of January, 1995, the Preliminary Objections filed by the Defendant, Commonwealth of Pennsylvania, Department of General Services are hereby **GRANTED**. Paragraph numbers 15 and 16 of the Plaintiff's Complaint are hereby **STRICKEN**. The Defendant is given thirty (30) days from the exit date of this Order, to file a responsive pleading with the Board of Claims." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

January 27, 1995

Acceptance of Service of Claim received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 26, 1995.

February 24, 1995

Respondent Answer to Plaintiff's Complaint filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 29, 1995

Claimant's First Request for Production and Copying of Documents directed to Respondent, Commonwealth of Pennsylvania, Department of General Services filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 29, 1995

Claimant's First Set of Interrogatories Directed to Defendant Commonwealth of Pennsylvania, Department of General Service filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 7, 1995

Notice of Records Deposition Directed to Federal Aviation Administration filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 7, 1995

Interrogatories of Defendant, Commonwealth of Pennsylvania, Department of General Services to The Norwood Company (First Set) filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 26, 1995

Answers of the Commonwealth of Pennsylvania, Department of General Services to Interrogatories of The Norwood Company filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 6, 1995

Plaintiff's Responses and Objections to Interrogatories of Defendant, Commonwealth of Pennsylvania, Department of General Services to Norwood Company (First Set) filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 21, 1995

Supplemental Answers of the Commonwealth of Pennsylvania, Department of General Services to Interrogatories of the Norwood Company

October 25, 1995

Request for Production of Documents of the Commonwealth of Pennsylvania, Department of General Services, Addressed to The Norwood Company filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 27, 1995

Claimant's Responses and Objections to Respondent's Request for Production of Documents filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 1, 1997

Notice of Depositions on behalf of: Francis Strouse, P.E., John Souders, and Anthony Ferrar filed by attorney for Plaintiff. Copy forwarded to attorney Defendant by attorney for Plaintiff.

May 29, 1998

Status letter received from attorney for Plaintiff advising that the parties are in the process of concluding discovery.

May 29, 1998

Status letter received from attorney for Defendant concurring with Plaintiff's letter.

October 15, 1998

Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22 filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 18, 1999

Letter forwarded to parties requesting a status. Status due September 20, 1999.

September 20, 1999

Letter received from attorney for Plaintiff advising that the parties are in the process of scheduling one remaining deposition. Once this is completed, the parties will contact the Board in order to schedule a hearing date.

September 21, 1999

Letter received from attorney for Defendant advising that the parties are currently completing a deposition. The problem that may arise is the deponent's ability to testify as to a subcontractor's damages. Based upon the answers that Defendant receives discovery will be complete.

May 22, 2000

Letter forwarded to parties requesting a status. DUE 6/22/00.

June 14, 2000

Letter received from attorney for Defendant advising that the parties are attempting discovery. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 14, 2000

Letter received from attorney for Plaintiff advising that they concur with Defendant's letter that discovery is ongoing and once completed a hearing will be scheduled.

March 12, 2001

Letter received from attorney for Defendant advising that they are not in agreement with Plaintiff to schedule the case for trial as discovery is not complete. The Defendant requests a status conference to discuss discovery deadlines.

March 12, 2001

Letter received from attorney for Plaintiff advising that one deposition has been scheduled for March 14, 2001. Also case is ready to be scheduled for hearing.

May 8, 2001

The Board made the following Order: **AND NOW**, this 8th day of May 2001, it is **ORDERED** and **DECREED** that this matter is set for a hearing before the Board beginning on February 4, 5, 6, and 7 and February 8, 2002, and if necessary February 11, 12, 13 and 14, 15 2002. Said hearing will be held in Courtroom No. 1, 6th Floor Fulton Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m., All discovery to be completed by December 31, 2001. Copy forwarded to attorney for Defendant and Plaintiff.

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.

May 14, 2001

Acceptance of Service of Order dated May 8, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 14, 2001.

May 22, 2001

Acceptance of Service of Order dated May 8, 2001 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 11, 2001.

CLOSED

October 3, 2001
Proposed Order Motion to Compel discovery and brief in support filed by Plaintiff. Defendant's response 11/15/01

October 30, 2001
Commonwealth's Brief Opposing Plaintiff's Motion to Compel filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 3, 2002

Letter received from Plaintiff advising that the parties have settled.

February 19, 2002

Praecipe to Settle, Discontinue and End filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 10, 2002

The Board rendered an Opinion and made the following Order: **AND NOW**, this day of April 2002, upon receipt of Plaintiff's Praecipe it is **ORDERED** and **DECREED** that the matter is settled, discontinued and ended with prejudice. Copy forwarded to attorney for Plaintiff and Defendant.

April 23, 2002

Acceptance of Service of Opinion and Order dated April 10, 2002, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 17, 2002.
