

Docket Number: 1852

PHILADELPHIA HEALTH SERVICES

~~Louis J. Capezzi, Jr., Esquire~~
David C. Marshall, Esquire
(Latsha, Davis & Yohe, P.C.)

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~
~~Jeffrey W. Bechtel, Assistant Counsel~~
Kathleen Grogan, Assistant Counsel

October 21, 1994

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$554,959.00

November 1, 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 filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 25, 1995

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

April 6, 1995

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

December 5, 1995

The Board rendered an Opinion and made the following Order: "AND NOW, this 5th day of December, 1995, the Preliminary Objections as filed by the Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, are hereby DENIED. The Defendant is directed to file responsive pleadings within thirty (30) days from the exit date of this Order." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

December 12, 1995

Acceptance of Service of Opinion and Order dated December 5, 1995, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 7, 1995.

March 6, 1996

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. Reply to New Matter due from Plaintiff 4/12/96.

March 13, 1996

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

May 1, 1996

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

July 7, 1997

Letter forwarded to parties requesting status. Response due from parties August 7, 1997.

July 21, 1997

Status letter received from attorney for Defendant. Copy forwarded to Defendant by attorney for Plaintiff.

December 24, 1997

Status letter received from attorney for Defendant advising that the parties have completed discovery and further that if the Plaintiff feels a hearing is necessary, they will request the Board to set same. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 9, 1998

Status letter received from attorney for Plaintiff advising that the parties are attempting settlement negotiations and if same does not materialize, will notify the Board to set for trial.

January 28, 1998

Letter received from attorney for Defendant advising that the Defendant does not feel this case is in a position for trial due to unfinished discovery.

July 20, 1998

Letter forwarded to parties requesting status. Response due from parties August 20, 1998.

August 4, 1998

Letter received from Louis J. Capozzi, Esquire advising that he does not represent this case.

August 13, 1998

Letter forwarded to attorney for Plaintiff, Latsha, Davis & Yohe, requesting updated status of case.

September 16, 1998

Letter received from attorney for Plaintiff advising that the Plaintiff is currently working on a settlement offer and if same does not materialize, Plaintiff will request that a hearing be set.

August 24, 1999

Letter forwarded to parties requesting status. Response due from parties September 24, 1999.

September 3, 1999

Status letter received from attorney for Plaintiff advising that the parties are in settlement negotiations.

September 24, 1999

Status letter received from attorney for Plaintiff advising that the parties are in settlement negotiations.

February 4, 2000

Status letter received from attorney for Plaintiff advising that the parties are conducting settlement negotiations.

August 28, 2000

Letter forwarded to parties requesting status. Response due from parties September 28, 2000.

October 12, 2000

Status letter received from attorney for Plaintiff advising that the parties have reached a tentative settlement and are preparing a Stipulation of Settlement to resolve these matters.

December 12, 2000

Praecipe to Withdraw with Prejudice filed by attorney for Plaintiff.
Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 15, 2000

The Board rendered the following Order: **"AND NOW**, this 15th day of December, 2000, upon receipt of a Praecipe to Withdraw with Prejudice advising the Board that "Kindly withdraw the above-captioned appeals with prejudice as the parties have signed a Stipulation of Settlement.", executed by David C. Marshall, Esquire, attorney for Plaintiff, Philadelphia Health Services, and docketed with this Board under date of December 11, 2000, it is **ORDERED** and **DIRECTED** that said case be marked "settled, discontinued and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

December 22, 2000

Acceptance of Service of Order dated December 15, 2000 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 20, 2000.

December 26, 2000

Acceptance of Service of Order dated December 15, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 22, 2000.