

Docket Number: 1853

GWYNEDD SQUARE CENTER FOR NURSING AND CONVALESCENT CARE

Louis J. Capozzi, Jr., Esquire

VS.

**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~

Carol Ulichney, Assistant Counsel

**October 25, 1994**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$93,139.00+

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**November 1, 1994**

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

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**November 10, 1994**

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

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**CLOSED**

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

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**December 27, 1994**

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

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**January 27, 1995**

Defendant's Petition for Leave to Amend new Matter, Memorandum in Support thereof, and Answer, Amended New Matter and Counterclaim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**February 23, 1995**

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

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**March 1, 1995**

Plaintiff's Brief in Response to Petition for Leave to Amend New Matter and Proposed Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**April 25, 1995**

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

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**August 10, 1995**

The Board rendered an Opinion and made the following Order: "AND NOW, this 10th day of August, 1995, upon review of Defendant's petition for Leave to Amend New Matter and Plaintiff's response to said Petition, it is hereby ORDERED that Defendant's Petition is DENIED in so far as it refers to a Counterclaim, and it is further ORDERED that Plaintiff is directed to reply to Defendant's New Matter, except as set forth hereinabove, within thirty (30) days from the effective date of this Order. Copies forwarded to attorney for Plaintiff and attorney for Defendant."

**CLOSED**

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**August 14, 1995**

Acceptance of Service of Opinion and Order dated August 10, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 11, 1995.

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**August 16, 1995**

Acceptance of Service of Opinion and Order dated August 10, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 11, 1995.

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**August 23, 1995**

Defendant's Request for Reconsideration filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**September 7, 1995**

Plaintiff's Response to Defendant's Request for Reconsideration filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**September 8, 1995**

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

**September 11, 1995**

Hearing Scheduled for October 24, 25, & 26, 1995 before the Eastern District Panel to be held in Board's Courtroom No. 2, Suite 600, Fulton Bank Building, Harrisburg, Pa, to commence at 9:30 a.m.

**September 27, 1995**

The Board rendered an Opinion and made the following Order: "AND NOW, this 27th day of September, 1995, after reconsideration of its Opinion and Order dated August 10, 1995, in the instant case, it is hereby ORDERED that the Board of Claims' Opinion and Order dated August 10, 1995, as referenced above, is VACATED and the Defendant's, Commonwealth of Pennsylvania, Department of Public Welfare, Petition for Leave to Amend New Matter, including Counterclaim, is GRANTED and Plaintiff, Gwynedd Square Center for Nursing and Convalescent Care, is DIRECTED to respond to the Amended New Matter and Counterclaim in the manner as prescribed by the Pennsylvania Rules of Civil Procedure." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

**CLOSED**

**October 4, 1995**

Acceptance of Service of Opinion and Order dated September 27, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 2, 1995.

**October 5, 1995**

Acceptance of Service of Opinion and Order dated September 27, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 3, 1995.

**October 5, 1995**

Letter received from Plaintiff advising that the parties have entered into a Stipulation of Settled. Eastern District Panel Hearing which was scheduled for October 24, 25 and 26, 1995 canceled.

**June 20, 1996**

Praeipce to Withdraw, Discontinue and End filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

**June 27, 1996**

The Board rendered the following Order: "AND NOW, this 27th day of June, 1996, upon receipt of a Praeipce to Withdraw, Discontinue and End, requesting that the case by 'Withdrawn, Discontinued and Ended', executed by Louis J. Capozzi, Jr., Esquire and John N.

Kennedy, Esquire, on behalf of Plaintiff, Gwynedd Square Center for Nursing and Convalescent Care, same of which is docketed with this Board under date of June 20, 1996, it is ORDERED and DIRECTED that said case be marked 'closed, discontinued and ended with prejudice.'"  
Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**July 1, 1996**

Acceptance of Service of Order dated June 27, 1996 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 28, 1996.

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**July 3, 1996**

Acceptance of Service of Order dated June 27, 1996 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 28, 1996.

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**CLOSED**