

Docket Number: 1895

SANDERS & THOMAS, INC.

David L. Allebach, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

~~John J. Robinson, Jr., Chief Claims Attorney~~
Cheryl L. Kovaly, Assistant Counsel

February 9, 1995

Complaint filed by attorney for Plaintiff. Amount of Claim: \$170,965.11.

March 15, 1995

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

March 21, 1995

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 17, 1995.

CLOSED

Letter/Motion requesting that all proceedings be stayed pending settlement negotiations received from attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 12, 1995

The Board rendered an Opinion and made the following Order: "AND NOW, this 12th day of May, 1995, it is ORDERED and DECREED that all proceedings herein be stayed. It is further ORDERED and DECREED that counsel for the Plaintiff shall file a status report within 90 days after issuance of this Order." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

May 16, 1995

Acceptance of Service of Opinion and Order dated May 12, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 16, 1995.

May 22, 1995

Acceptance of Service of Opinion and Order dated May 12, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Plaintiff May 17, 1995.

September 5, 1995

Amended Complaint filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 21, 1995

Copy of Amended Complaint forwarded to Chief Deputy Attorney General.

September 29, 1995

Acceptance of Service of Amended Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 26, 1995.

September 22, 1995

Answer recommending payment to Plaintiff in the amount of \$117,491.56 filed by Defendant. Copy forwarded attorney for Plaintiff by attorney for Defendant.

October 17, 1995

The Board rendered an Opinion and made the following Order: "AND NOW, this 16th day of October, 1995, it is ORDERED and DECREED that the Defendant, Commonwealth of Pennsylvania, Department of Transportation is indebted unto the Plaintiff, Sanders & Thomas, Inc. in the full and true sum of One Hundred Seventeen Thousand Four Hundred Ninety-One Dollars and Fifty-Six Cents (\$117,491.56). Upon receipt of said award Plaintiff shall forthwith file with the Board of Claims a Praecipe requesting that the matter be marked settled, discontinued and ended with prejudice. Each party to bear its own costs and attorneys' fees." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

November 18, 1996

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 18th day of November, 1996, a Rule to Show Cause is issued upon Plaintiff, Sanders & Thomas, Inc., wherein it is **DIRECTED** that Plaintiff advise the Board within thirty (30) days of this Order whether or not Plaintiff has received the sum of money awarded or other justifiable response. This Rule shall become absolute and the case shall be marked closed and settled with prejudice in the event the Board does not receive a response to said Rule." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

November 25, 1996

Acceptance of Service of Opinion and Order dated November 18, 1996 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 21, 1996.

December 12, 1996

Acceptance of Service of Opinion and Order dated November 18, 1996 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 26, 1996.

May 8, 1997

The Board rendered an Opinion and made the following Order: "AND NOW, this 8th day of May, 1997, this Order is issued as a result of the failure of Sanders & Thomas Inc., to advise the Board of Claims within 90 days of November 18, 1996, whether or not Plaintiff received the monies directed by said Plaintiff. It is, therefore, **DIRECTED** that the Rule to Show Cause be made **ABSOLUTE** and the record marked 'closed and settled with prejudice.'" Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 15, 1997

Acceptance of Service of Opinion and Order dated May 8, 1997 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 12, 1997.

May 29, 1997

Acceptance of Service of Opinion and Order dated May 8, 1997 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 12, 1997.
