

Docket Number: 1898

**SCHUYLKILL NURSING HOMES, INC.**  
**d/b/a SCHUYLKILL MANOR**

~~Charles O. Barto, Jr., Esquire~~  
~~John DeLorenzo, Esquire~~  
~~Stephen A. Miller, Esquire~~  
Michael A. Hynum, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA**  
**DEPARTMENT OF PUBLIC WELFARE**

~~John A. Kane, Chief Counsel~~  
Kathleen A. Grogan, Assistant Counsel

**February 9, 1995**

Complaint and filing fee filed by attorney for Plaintiff.  
Amount of Claim: \$300.00+.

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**March 15, 1995**

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

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**March 21, 1995**

Acceptance of Service of Complaint received from attorney for  
Defendant. Receipt of same acknowledged by attorney for  
Defendant March 17, 1995.

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**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.

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**April 12, 1995**

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

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**May 24, 1995**

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

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**May 22, 1996**

Praecipe for Entry of Appearance filed by John DeLorenzo,  
Esquire, attorney for Plaintiff.

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**March 20, 1997**

Letter forwarded to parties requesting a status report.  
Response due 4/21/97.

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**May 16, 1997**

Letter forwarded to parties requesting a status report.  
**Response due from parties 6/16/97.**

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**May 27, 1997**

Letter received from attorney for Defendant advising that there  
has been little activity in the case. Copy forwarded to  
attorney for Plaintiff by attorney for Defendant.

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**January 13, 1998**

Letter forwarded to the parties requesting a status report.  
**Response due 2/12/98.**

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**July 14, 1998**

Letter forwarded to the parties requesting a status report.  
**Response due 8/14/98.**

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**July 17, 1998**

Letter received from John DeLorenzo, Esquire, advising that he no longer represents Plaintiff.

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**February 24, 1999**

2nd letter forwarded to Plaintiff requesting status of new counsel. **Response due 3/24/99.**

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**December 17, 1999**

The Board rendered an Opinion and made the following Order: **AND NOW**, this 17th day of December, 1999, a Rule to Show Cause is issued upon Plaintiff, Schuylkill Nursing Homes, Inc., d/b/a Schuylkill Manor, wherein it is **DIRECTED** that Plaintiff advise the Board, within thirty (30) days from the exit date of this Order, as to whether or not Plaintiff wishes to pursue the above-captioned matter. In the event the Board does not receive a response to this Rule, said Rule to Show Cause shall become absolute and the case shall be marked >closed, discontinued and ended with prejudice=.@ Copy forwarded to Plaintiff and attorney for Defendant.

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**December 27, 1999**

Acceptance of Service of Opinion and Order dated December 17, 1999 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 22, 1999.

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**March 27, 2000**

Entry of Appearance of Stephen A. Miller, Esquire filed on behalf of Plaintiff.

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**April 24, 2000**

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

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**April 25, 2000**

Notice of Service of Claimant's First Request for Production of Documents filed by attorney for Plaintiff.

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**November 15, 2000**

Letter forwarded to parties requesting status. Response due from parties December 15, 2000.

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**December 20, 2000**

Status letter received from attorney for Plaintiff advising that the parties are still conducting discovery.

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**June 20, 2001**

Letter forwarded to parties requesting status. RESPONSE DUE FROM PARTIES JULY 20, 2001.

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**July 19, 2001**

Status letter received from attorney for Plaintiff advising that the parties are in discovery and further that if the parties are unable to resolve this matter, they will request a hearing be set.

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**February 7, 2002**

Letter forwarded to parties requesting status. Response due from parties March 7, 2002.

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**March 6, 2002**

Status letter received from attorney for Plaintiff advising that the parties are still engaged in discovery and they intend to seek a fair and equitable settlement with Defendant and that if same is not possible, Plaintiff will request a hearing be set.

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**March 14, 2002**

Status letter received from attorney for Defendant advising that they never received the Plaintiff's Request for Production of Documents and that they have notified Plaintiff of same.

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**September 11, 2002**

Letter forwarded to parties requesting status. Response due from parties October 11, 2002.

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**October 15, 2002**

Letter received from attorney for Plaintiff advising that the parties are in discovery and upon completion of discovery, Plaintiff will pursue settlement.

**November 7, 2005**

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 7<sup>th</sup> day of November, 2005, it is **ORDERED** and **DECREED** that pursuant to 42 Pa. C.S.A. §5103(a) and Pa. R.C.P. 213(f), this matter and the record thereof is **TRANSFERRED** to the Department of Public Welfare, Bureau of Hearings and Appeals." Copy forwarded to Plaintiff and Defendant."

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**November 8, 2005**

Board transferred file to Department of Public Welfare, Bureau of Hearing and Appeals.

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**November 9, 2005**

Plaintiff filed Acceptance of Service of Opinion and Order dated November 7, 2005. Receipt of same acknowledged November 8, 2005.

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**November 10, 2005**

Defendant filed Acceptance of Service of Opinion and Order dated November 7, 2005. Receipt of same acknowledged November 9, 2005.

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