

Docket Number: 1910

**CHILDREN'S SEASHORE HOUSE**

Jennifer A. Stiller, Esquire  
James A. Willhite, Esquire  
Catherine H. Gillespie, Esquire

VS.  
**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~  
Sallie A. Rodgers, Assistant Counsel

**\*March 29, 1995**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$10,118,250.00+.

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**April 4, 1995**

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

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**April 10, 1995**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General April 5, 1995.

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**April 14, 1995**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 4, 1995.

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**May 4, 1995**

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

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**\*June 1, 1995**

Amended Complaint filed by attorney for Plaintiff. Amount of Claim \$4,000,682.00+. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**June 12, 1995**

Copy of Amended Complaint forwarded to Chief Deputy Attorney General.

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**June 13, 1995**

The Board rendered an Opinion and made the following Order: "**And Now**, this 13th day of June, 1995, it is **ORDERED** and **DECREED** that the Preliminary Objections as filed by Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, are hereby **DISMISSED** as being **MOOT**." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

**June 16, 1995**

Acceptance of Service of Amended Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 13, 1995.

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**June 19, 1996**

Acceptance of Service of Opinion and Order dated June 13, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 14, 1995.

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**June 21, 1995**

Acceptance of Service of Amended Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General June 14, 1995.

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**June 22, 1995**

Acceptance of Service of Opinion and Order dated June 13, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 15, 1995.

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**July 18, 1995**

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

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**August 14, 1995**

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

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**October 23, 1995**

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

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**December 14, 1995**

Defendant's First Set of Requests for Admissions Directed to Plaintiff filed by Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**March 1, 1996**

Department of Public Welfare's Response and Objections to Plaintiff, Children Seashore House First Set of Interrogatories filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**April 1, 1997**

Letter forwarded to parties requesting Status Report. STATUS REPORT DUE MAY 1, 1997.

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**May 1, 1997**

Letter received from attorney for Plaintiff advising that the parties are currently involved in settlement negotiations.

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**May 1, 1997**

Letter received from attorney for Defendant advising that the parties are currently involved in settlement negotiations.

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**September 8, 1997**

Letter forwarded to parties requesting status report. STATUS REPORT DUE ON OR BEFORE OCTOBER 8, 1997.

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**October 10, 1997**

Letter received from attorney for Defendant advising that the parties are preparing a Stipulation of Settlement and once same is executed they will forward same to this office. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**December 12, 1997**

Letter forwarded to parties requesting status. Response due from parties January 12, 1998.

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**January 13, 1998**

Letter forwarded to parties requesting a Status Report. **Status Report due on or before February 12, 1998.**

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**January 13, 1998**

Letter/Status Report received from attorney for Plaintiff requesting another 60 day continuance of this matter with a status report being due at that time. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**January 16, 1998**

Letter forwarded to Plaintiff, with copy to Defendant, granting request for another sixty (60) day continuance of the matter with a Status Report being due at that time. **Status Report now due on or before March 16, 1998.**

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**March 24, 1998**

Letter forwarded to parties requesting a status report. Status Report due on or before APRIL 23, 1998. Upon failure to file status report, a Rule to Show Cause for failure to prosecute will be issued.

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**March 26, 1998**

Letter/Status Report received from Plaintiff advising that the parties are engaged in serious settlement discussions and are making substantial progress towards reaching a global settlement. Requests that the matter be further continued for another 60 days.

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**June 30, 1998**

Letter forwarded to parties requesting a Status Report. *Status Report due on or before July 30, 1998.*

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**July 30, 1998**

Letter/Status Report received from Plaintiff advising that the parties are engaged in serious settlement discussions and are making substantial progress towards reaching a global settlement. Requests that the matter be further continued for another 60 days.

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**October 7, 1998**

Letter forwarded to parties requesting a Status Report. Status Report due on or before November 9, 1998.

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**October 15, 1998**

Letter/Status Report received from Plaintiff advising that the parties are actively engaged in settlement discussions and believes that a further continuance of this matter (for another 60 days) would be in the best interest of the parties. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**December 22, 1998**

Letter forwarded to parties requesting a status report. Status Report due on or before January 21, 1999.

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**February 9, 1999**

Letter/Status Report received from Plaintiff advising that this matter is included in a global settlement and requests an additional sixty day continuance of this action since Plaintiff will likely be paid within that time. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**February 12, 1999**

Letter received from attorney for Plaintiff requesting a sixty (60) day continuance of this matter pending payment from DPW on this matter, at which time Plaintiff will withdraw this matter with prejudice. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**February 17, 1999**

Letter forwarded to attorney for Plaintiff, with copy to attorney for Defendant, granting request for a sixty (60) day continuance of the matter pending payment from DPW of this matter. Status Report or Praeceptum to Discontinue due from Plaintiff on or before **April 19, 1999**.

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**April 14, 1999**

Letter/Status Report received from Plaintiff advising that the parties have agreed that Plaintiff will withdraw this matter within ten days of receipt of payment from Defendant and requesting an additional sixty day continuance of the matter since they hope to be paid within that time.

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**June 28, 1999**

Letter forwarded to parties requesting a status report. Status Report due on or before **July 28, 1999**.

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**July 15, 1999**

Letter received from attorney for Plaintiff advising that the parties have agreed that within 10 days of receipt of payment from Defendant, Plaintiff would withdraw this matter; however Plaintiff has not yet received payment and therefore requests an additional sixty (60) day continuance of this matter.

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**July 16, 1999**

Letter forwarded to attorney for Plaintiff, with copy to attorney for Defendant, granting Plaintiff's request for a sixty (60) day continuance of this matter pending payment from Defendant to Plaintiff. **Status Report due from Plaintiff on or before September 15, 1999.**

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**October 8, 1999**

Letter/Praecipe received from attorney for Plaintiff advising that Plaintiff has received payment of settlement from Defendant and advises that Plaintiff hereby withdraws its appeal in this matter. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**CLOSED**

October 15, 1999

The Board made the following Order: "AND NOW, this 15th day of October, 1999, upon receipt of Letter/Praecipe advising that "CSH has received payment due from DPW . . ." and advising that "CSH hereby withdraws its appeal in the above-referenced matter", executed by Catherine H. Gillespie, Esquire, on behalf of Plaintiff, Children's Seashore House, and docketed with this Board under date of October 8, 1999, it is **ORDERED** and **DIRECTED** that said case be marked "settled, withdrawn, and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**October 25, 1999**

Acceptance of Service of Order dated October 15, 1999 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 19, 1999.

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**October 25, 1999**

Acceptance of Service of Order dated October 15, 1999 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 21, 1999.

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