

Docket Number: 1949

BELL ATLANTIC - PENNSYLVANIA, INC.

Scott T. Wyland, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA TURNPIKE COMMISSION

~~Louis R. Martin, Chief Counsel~~
Albert C. Peters, II, Assistant Counsel
William P. Bresnahan, Esquire and
Dwight D. Ferguson, Esquire

June 23, 1995

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$197,531.88

July 3, 1995

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

July 7, 1995

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

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July 28, 1995

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by Chief Deputy Attorney General July 5, 1995.

August 4, 1995

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

August 4, 1995

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

August 24, 1995

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 24th day of August, 1995, it is **ORDERED** and **DECREED** that the need for the filing of the response to Defendant's New Matter by Plaintiff is hereby **STAYED** pending the decision as to the Preliminary Objections. It is further **ORDERED** and **DECREED** that the briefing schedule remains as set forth in the Board's letter to the parties, dated August 17, 1995." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

August 31, 1995

Acceptance of Service of Opinion and Order dated August 25, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 25, 1995.

September 5, 1995

Joint Motion and Stipulation for Stay of Proceedings, executed by both parties, and Proposed Order, filed by attorney for Defendant.

September 12, 1995

The Board made the following Order: "AND NOW, this 12th day of September, 1995, upon consideration of the Joint Motion of the parties for a stay of proceedings, it is **ORDERED** and **DECREED** that this action is hereby **STAYED** until further Order of this Board. It is further **ORDERED** and **DECREED** that this action is hereby **STAYED** until further Order of this Board. It is further **ORDERED** and **DECREED** that the stay may be lifted upon motion by either party, or upon further Order of this Board." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

September 18, 1995

Acceptance of Service of Order dated September 12, 1995 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 15, 1995.

CLOSED

Acceptance of Service of Opinion dated September 12, 1995 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 15, 1995.

October 16, 1995

Acceptance of Service of Opinion and Order date August 25, 1995 received from attorneys for Defendant. Receipt of same acknowledged by attorneys for Defendant September 15, 1995.

January 11, 1996

Consent of the Turnpike Commission for Filing of Amended Complaint, executed by attorney for Defendant, filed by attorney for Plaintiff.

***January 11, 1996**

Amended Complaint filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Amount of Claim: \$1,774,347.73

January 12, 1996

Copy of Claim forwarded to Chief Deputy Attorney General.

February 12, 1996

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

February 12, 1996

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

March 20, 1996

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 20th day of March, 1996, it is **ORDERED** and **DECREED** that the Stay Order of September 12, 1995 shall continue in effect until such time as either, or both, counsel shall apply for a recession of the Stay Order." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

March 25, 1996

Acceptance of Service of Opinion and Order dated March 20, 1996 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant at March 21, 1996.

CLOSED

March 27, 1996

Acceptance of Service of Opinion and Order dated March 27, 1996 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 25, 1996.

August 5, 1996

Praecipe entering the appearances of William P. Bresnahan, Esquire and Dwight Ferguson, Esquire, on behalf of Defendant, filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 3, 1996

Amended Answer to Amended Complaint with New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. **Reply to New Matter due from Pltf. October 7, 1996.**

April 1, 1997

Letter forwarded to parties requesting a status report. STATUS REPORT DUE MAY 1, 1997.

April 23, 1997

Status Letter received from Plaintiff advising that the stay in this matter should remain in effect as the parties are still trying to resolve their dispute.

September 30, 1997

Letter/Status Report received from Plaintiff advising that the parties both request that the matter still remained stayed pending the related case in Commonwealth Court.

October 7, 1998

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

Letter received from attorney for Defendant advising that they anticipate that they will reach a decision as to how they want to proceed, in approximately 1 week and will comply with our request for a status report by November 9, 1998. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 3, 1998

Notice of Withdrawal of Claim filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

November 30, 1998

The Board made the following Order: "**AND NOW**, this 30th day of November, 1998, upon receipt of a Notice of Withdrawal of Claim, requesting the Board to 'Kindly mark the above-captioned matter withdrawn', executed by Scott T. Wyland, Esquire, on behalf of Plaintiff, Bell Atlantic - Pennsylvania, Inc., and docketed with this Board under date of November 3, 1998, it is **ORDERED** and **DIRECTED** that said case be marked 'withdrawn and discontinued with prejudice.'" Copies forwarded to attorney for Plaintiff and attorney for Defendant.

December 3, 1998

Acceptance of Service of Order dated November 30, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 1, 1998.

December 7, 1998

Acceptance of Service of Order dated November 30, 1998 received from attorneys for Defendant. Receipt of same acknowledged by attorneys for Defendant December 3, 1998.

CLOSED