

Docket Number: 1978-P

GWYNEDD SQUARE CENTER FOR NURSING AND CONVALESCENT CARE

Louis J. Capozzi, Jr., Esquire  
~~John N. Kennedy, Esquire~~

VS.  
**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~  
Carol Ulichney, Assistant Counsel

**August 29, 1995**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$152,136.00+.

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**September 8, 1995**

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

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**September 13, 1995**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General September 11, 1995.

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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 6, 1995**

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

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**May 15, 1997**

Letter forwarded to parties requesting a Status Report. **Status Report due on or before June 16, 1997.**

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**June 13, 1997**

Status Report received from attorney for Defendant advising that the parties are currently negotiating possible settlement of the matter. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**July 2, 1997**

Letter/Status Report received from attorney for Plaintiff advising that they received a Stipulation of Settlement from Defendant which they believe will result in an amicable settlement of the matter. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**September 30, 1997**

Entry of Appearance of Louis J. Capozzi, Jr., Esquire, on behalf of Plaintiff filed by attorney for Plaintiff.

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**October 3, 1997**

Withdrawal of Appearance of Latsha, Davis & Yohe filed by the law firm of Latsha, Davis & Yohe.

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**October 15, 1997**

Letter forwarded to parties requesting status report. STATUS REPORT DUE ON OR BEFORE **NOVEMBER 14, 1997.**

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**November 13, 1997**

Letter/Status Report received from Defendant advising that the parties are in settlement negotiations and if some can not be resolved, Plaintiff can request hearing.

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**November 14, 1997**

Letter/Status Report received from Plaintiff advising that the parties have negotiated a draft Stipulation of Settlement which a few issues need to be resolved yet; however, final settlement is expected in the near future.

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**February 18, 1998**

Letter forwarded to parties requesting a status report. Status Report due on or before **March 20, 1998.**

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**March 13, 1998**

Letter/Status Report received from Defendant advising that the parties recently resolved the administrative audit appeal for this same fiscal year which was pending before the DPW Board of Hearings and Appeals and pursuant to the stipulation of settlement, Claimant is required to withdraw this Claim.

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**March 20, 1998**

Motion to Withdraw filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**March 30, 1998**

The Board made the following Order: "**AND NOW**, this 30th day of March, 1998, upon receipt of a Motion to Withdraw, requesting the Board to "withdraw the above-captioned Claim with prejudice", executed by Samuel B. Fineman, Esquire, on behalf of Plaintiff, Gwynedd Square Center for Nursing and Convalescent Care, and docketed with this Board under date of March 20, 1998, it is **ORDERED** and **DIRECTED** that said case be marked "withdrawn, discontinued, and ended with prejudice". Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**April 3, 1998**

Acceptance of Service of Order dated March 30, 1998 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 31, 1998.

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**April 6, 1998**

Acceptance of Service of Order dated March 30, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 14, 1998.

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**CLOSED**