

Docket Number: 1998-P

MERCY-DOUGLASS HUMAN SERVICES CORPORATION
d/b/a MERCY-DOUGLAS HUMAN SERVICES CENTER

~~Richard J. King, Jr., Esquire~~
~~Charles O. Barto, Jr., Esquire~~
Louis Capozzi, Jr., Esquire
Michael A. Hynum, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~
~~Lesley Smith Oakes, Assistant Counsel~~
Kathleen Grogan, Esquire

September 28, 1995

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$119,745.82+.

October 13, 1995

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

October 19, 1995

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

October 24, 1995

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 16, 1995.

November 27, 1995

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

December 8, 1995

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

January 3, 1996

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

April 4, 1997

Letter forwarded to parties requesting a status report.
Response due 5/5/97.

April 30, 1997

Letter received from attorney for Plaintiff advising that Defendant is exploring the possibility of settlement.

November 21, 1997

Letter forwarded to the parties requesting a status report.
Response due 12/22/97.

December 8, 1997

Status letter received from attorney for Plaintiff advising that the parties are pursuing settlement negotiations. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 22, 1998

Letter forwarded to the parties requesting a status report.
Response due 5/22/98.

October 20, 1998

Letter forwarded to the parties requesting a status report.
Response due 11/20/98.

December 15, 1998

Letter received from attorney for Plaintiff advising that the parties are attempting to negotiate a settlement.

August 11, 1999

Letter forwarded to parties requesting a status. Response due 9/13/99.

September 21, 1999

Letter received from attorney for Plaintiff advising that they are gathering information that will assist them in preparing for trial.

February 18, 2000

Letter received from attorney for Plaintiff (Charles O. Barto, Jr., Esquire) advising that they are no longer counsel for Plaintiff. Capozzi and Associates are representing Plaintiff.

February 29, 2000

Letter forwarded to Plaintiff directing the enter their appearance as counsel for Plaintiff.

March 13, 2000

Entry of Appearance of Louis J. Capozzi, Jr., Esquire as counsel for Plaintiff. Copy forwarded attorney for Defendant and previous counsel for Plaintiff.

November 29, 2000

Letter forwarded to parties requesting a status. DUE 12/29/00.

December 14, 2000

Letter received from attorney for Plaintiff advising that they are engaged in the discovery process.

December 14, 2000

Entry of Appearance filed by attorney for Plaintiff (Capozzi and Associates). Copy forwarded to attorney for Defendant.

January 26, 2001

Notice of Appearance of Kathleen Grogan as counsel for Defendant. Copy forwarded to Plaintiff.

June 29, 2001

Letter forwarded to parties requesting a status report. Due 7/30.01.

July 11, 2001

Praecipe of Withdrawal filed by Charles O. Barto, Jr., Esquire to withdraw his appearance as counsel for Plaintiff. Copy forwarded to Defendant.

October 30, 2001

Faxed letter received from Plaintiff advising that they are currently preparing a settlement proposal to be forwarded to Defendant for consideration.

October 31, 2001

US mail letter received from Plaintiff advising that they are currently preparing a settlement proposal to be forwarded to Defendant for consideration.

May 7, 2002

Letter forwarded to parties requesting a status report. **Response due 6/7/02.**

June 10, 2002

Faxed letter received from attorney for Plaintiff advising that

they will continue to attempt to negotiate a fair and equitable settlement of the issues in this matter with the Defendant.

June 12, 2002

U.S. Mail letter received from attorney for Plaintiff advising that they will continue to attempt to negotiate a fair and equitable settlement of the issues in this matter with the Defendant.

October 4, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 4th day of October, 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.

October 11, 2005

Defendant filed Acceptance of Service of Opinion and Order dated October 4, 2005. Receipt of same acknowledged October 6, 2005.

October 12, 2005

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

October 12, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated October 4, 2005. Receipt of same acknowledged October 11, 2005.
