

Docket Number: 2004

MEDA M. NIPPLE, t/a MEDA M. NIPPLE CONVALESCENT HOME

Kenneth A. Wise, Esquire

VS.
CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~
~~Robert E. Slavkin, Assistant Counsel~~
Kathleen Grogan, Assistant Counsel

September 14, 1995

Complaint and filing fee filed by attorney for Plaintiff. Amount of Claim:\$139,709.00+

October 17, 1995

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

November 16, 1995

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

December 6, 1995

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

December 18, 1995

Defendant's Response to Plaintiff's New Matter and Counterclaim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 17, 1995

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

February 20, 1996

Claimant's Motion for Protective Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

February 23, 1996

Entry/Withdrawal of Appearance filed by attorney for Defendant.

March 5, 1996

Respondent's Response in Opposition to Claimant's Motion for Protective Order filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 4, 1996

The Board rendered an Opinion and made the following Order: "AND NOW, this 4th day of April, 1996, the Motion for Protective Order as filed by the Plaintiff, Meda M. Nipple, t/a Meda Nipple Convalescent Home, is hereby DENIED. the Plaintiff is DIRECTED to answer Defendant's, Commonwealth of Pennsylvania, Department of Public Welfare, request for Discovery as filed with this Board."

April 4, 1996(continued)

Copies forwarded to attorney for Plaintiff and attorney for Defendant.

April 9, 1996

Acceptance of Service of Opinion and Order dated April 4, 1996 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 8, 1996.

April 10, 1996

Acceptance of Service of Opinion and Order dated April 4, 1996 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 5, 1996.

January 14, 1997

Interrogatories of Plaintiff Directed to Defendant -- First Set filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

August 11, 1997

Status letter forwarded to parties. RESPONSE DUE 9/11/97.

August 15, 1997

Status letter received from attorney for Plaintiff.

September 8, 1997

Letter forwarded to Plaintiff per their letter of August 15, 1997, in which they expressed a desire to file a Motion for Summary Judgement and Brief in Support. As per Judge Clipper if this is Plaintiff's desire to file a Motion the Board would be in agreement.

September 30, 1998

Letter received from attorney for Plaintiff requesting a Pretrial Conference.

October 30, 1998

Letter forwarded to Plaintiff advising that the position of the parties and a workup can be done without scheduling a Pre-Trial Conference.

August 26, 1999

Status letter forwarded to parties. RESPONSE DUE: 9/27/99.

September 27, 1999

Letter received from attorney for Plaintiff advising that the parties have verbally agreed on a settlement. Plaintiff is submitting a Stipulation to the Defendant and if accepted and signed the process of final settlement will take between thirty and sixty days.

May 26, 2000

Letter forwarded to parties requesting a status report. DUE 6/26/00.

October 20, 2000

The Board rendered an Opinion and made the following Order: "AND

NOW, this 20th day of October, 2000, a Rule to Show Cause is issued upon Plaintiff, Meda M. Nipple, t/a Meda Nipple Convalescent Home, 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 this 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 'settled, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 25, 2001

The Board rendered an Opinion and made the following Order: **AND NOW**, 25th day of April 2001, this Order is issued as a result of the failure of Plaintiff, Media M. Nipple, Convalescent Home, to file with the Board of Claims, within thirty (30) days from October 20, 2000, a response to the Rule to Show Cause advising why this Claim should not be dismissed for failure to abide by the instructions of the Board of Claims. Therefore, it is **DIRECTED** that the Rule of October 20, 2000, be made **ABSOLUTE** and the record be marked "closed and discontinued with prejudice". Copy forwarded to attorney for Plaintiff and Defendant.

CLOSED