

6  
**Docket Number: 2009-P**  
(Consolidated with Nos. 1931, 2069 & 2523)

**CURWENSVILLE NURSING HOME, INC.**

~~Jeffrey W. Beehtel, Esquire~~  
John N. Kennedy, Esquire

VS.

**CLOSED**

**COMMONWEALTH OF PENNSYLVANIA**  
**DEPARTMENT OF PUBLIC WELFARE**

~~John A. Kane, Chief Counsel, Esquire~~  
Jason W. Manne, Assistant Counsel

**October 17, 1995**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$311,705.00+.

---

**October 24, 1995**

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

---

**October 30, 1995**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General October 25, 1995.

---

**CLOSED**

---

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

---

**January 2, 1996**

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

---

**August 11, 1997**

Letter forwarded to parties requesting a Status Report. **STATUS REPORT DUE ON OR BEFORE SEPTEMBER 10, 1997.**

---

**August 27, 1997**

Letter/Status Report received from Plaintiff advising that the Department is unwilling to settle and as soon as discovery is completed to Plaintiff's satisfaction, they will promptly request a hearing. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**April 23, 1998**

Letter forwarded to parties requesting a status report. Status Report due on or before May 22, 1998.

---

**May 22, 1998**

Letter/Status Report filed by Plaintiff advising that per conversations between the parties, he feels they will be able to resolve the matters within a reasonable period of time and if not, they will request a trial date be set.

---

**August 25, 1998**

Motion to Consolidate (Docket Nos. 1931, 2009, 2069 & 2523) filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**August 28, 1998**

Panel Hearing (Giles and Rambler) scheduled for November 19 and 20, 1998, in Board's Courtroom No. 2, 6th Floor, Fulton Building, Harrisburg, Pa commencing at 9:00 a.m.

---

**September 3, 1998**

The Board rendered an Opinion and made the following Order: **AND NOW**, this 3rd day of September, 1998, it is **ORDERED** and **DECREED** that the above docketed cases be consolidated for trial." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

---

**September 28, 1998**

Acceptance of Service of Opinion and Order dated September 3, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 21, 1998.

---

**October 29, 1998**

Stipulation of Settlement, wherein it is requested that this matter be marked withdrawn and discontinued with prejudice, executed by parties, filed by attorney for Defendant.

---

**October 29, 1998**

Panel Hearing scheduled for November 19 and 20, 1998 **canceled** due to settlement of the parties.

---

**December 8, 1998**

Letter forwarded to Plaintiff, with copy to Defendant, directing Plaintiff to file either a Praecipe to Discontinue or a Status Report within thirty (30) days from the date of the letter.

---

**December 30, 1998**

Praecipe to Withdraw, Discontinue and End filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**January 13, 1999**

The Board made the following Order: "**AND NOW**, this 13th day of January, 1999, upon receipt of Praecipes to Withdraw, Discontinue and End, requesting that the Board '. . . mark the above-captioned Claim(s) Withdrawn, Discontinued and Ended', executed by John N. Kennedy, Esquire, on behalf of Plaintiff, Curwensville Nursing Home, and docketed with this Board under date of December 30, 1998, it is **ORDERED** and **DIRECTED** that said cases be marked 'withdrawn, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

---

**January 20, 1999**

Acceptance of service of Order dated January 13, 1999 received from attorney for Plaintiff. receipt of same acknowledged by attorney for Plaintiff January 15, 1999.

---