

Docket Number: 2046

BALA NURSING AND RETIREMENT CENTER, A Pennsylvania Limited  
Partnership

Richard E. Reilly, Esquire

CLOSED VS.

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Esquire~~  
~~Mary Frances Grabowski, Senior Assistant Counsel~~  
Carol Ulichney, Assistant Counsel

**December 18, 1995**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$280,000.00+.

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**December 21, 1995**

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

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**January 2, 1996**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 27, 1995.

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**January 2, 1996**

Acceptance of service of claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General December 26, 1995.

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**January 23, 1996**

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

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**February 26, 1996**

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

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**April 15, 1997**

Letter forwarded to parties requesting status reports. **STATUS REPORTS DUE ON OR BEFORE MAY 15, 1997**

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**May 14, 1997**

Letter/Status Report received from attorney for Plaintiff advising that the parties have engaged in negotiations in the past several months which resulted in a narrowing of issues and Plaintiff is awaiting a response from Defendant to a settlement offer that was sent by Plaintiff.

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**August 19, 1997**

Letter forwarded to parties requesting a status report. **STATUS REPORT DUE ON OR BEFORE SEPTEMBER 18, 1997.**

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**September 18, 1997**

Letter/Status Report received from attorney for Defendant advising that the Defendant is still reviewing some material relative to settlement and if the parties cannot reach a settlement, the Plaintiff can request a hearing. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**September 19, 1997**

Letter/Status Report received from attorney for Plaintiff advising that they are awaiting a response from their client as to a response to their settlement proposal which was filed by Defendant. Requests another 60 days in which to update this report. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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Letter forwarded to parties requesting Status Report. STATUS REPORT DUE ON OR BEFORE DECEMBER 2, 1997. December 3, 1997

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Letter/Status Report received from Defendant advising that there has been no recent activity in this matter.

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**January 5, 1998**

Letter/Status Report received from Plaintiff advising that they will be forwarding to Defendant documentation requested, sometime early next week and advises Plaintiff will diary his calendare for February 27, 1998 to provide an updated status of the matter. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**July 8, 1998**

Letter forwarded to parties requesting a Status Report. Status Report due on or before August 7, 1998.

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**August 10, 1998**

Letter/Status Report received from Plaintiff (via facsimile) requesting a hearing be set for early December. Plaintiff intends to take one deposition which should be complete within the next 30 - 45 days and thereafter the parties will have sufficient time to complete any document exchange that will be necessary.

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**August 12, 1998**

Letter/Status Report received from Plaintiff (via U.S. Mail) requesting a hearing be set for early December. Plaintiff intends to take one deposition which should be complete within the next 30 - 45 days and thereafter the parties will have sufficient time to complete any document exchange that will be necessary.

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**August 28, 1998**

Panel Hearing (Swartz & Kline) scheduled for December 8, 9 and 10, 1998, in Board's Courtroom No. 2, 6th Floor, Fulton Building, Harrisburg, PA commencing at 9:30 a.m.

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**September 3, 1998**

Notice of Deposition filed by attorney for Defendant.

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**September 14, 1998**

Notice of Service of Defendant's First Set of Interrogatories filed by attorney for Defendant.

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**September 16, 1998**

Notice of Service of Deposition filed by attorney for Defendant.

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**October 15, 1998**

Notice of Service of Notice of Deposition filed by attorney for Defendant.

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**October 22, 1998**

Notice of Service of Deposition Notice filed by attorney for Defendant.

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**November 25, 1998**

Letter/Praecipe, advising that this case has been settled and requesting that the matter be marked "settled, discontinued and ended", received from attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**November 25, 1998**

Panel Hearing which was scheduled for December 8, 9 and 10, 1998 **canceled** due to settlement of the parties.

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**December 2, 1998**

The Board made the following Order: "**AND NOW**, this 2nd day of December, 1998, upon receipt of a Letter/Praecipe, requesting that '. . .these matters be marked settled, discontinued and ended', executed by Richard E. Reilly, Esquire, on behalf of Plaintiff, Bala Nursing and Retirement Center, and docketed with this Board under date of November 25, 1998, it is **ORDERED** and **DIRECTED** that said cases be marked "settled, discontinued and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**December 4, 1998**

Acceptance of Service of Order dated December 2, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 3, 1998.

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**December 7, 1998**

Acceptance of Service of Order dated December 2, 1998 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 3, 1998.

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