

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

CURWENSVILLE NURSING HOME, INC.

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

VS.
CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

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

February 14, 1996

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$51,267.00+.

February 22, 1996

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

February 27, 1996

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General February 23, 1996.

CLOSED

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. **Reply due for Pltff. April 12, 1996.**

April 12, 1996

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

April 15, 1997

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

May 20, 1997

Letter forwarded to parties requesting status report. Status Report due on or before June 19, 1997. Rule to Show Cause to be issued upon failure to file said status report.

June 10, 1997

Status Report letter received from attorney for Plaintiff advising that Defendant is unwilling to settle so discovery is on-going. If discovery is completed to Plaintiff's satisfaction, a hearing will be requested.

September 29, 1997

Letter/Status Report received from attorney for Plaintiff advising that although as previously stated, that Defendant was unwilling to settle, the parties have resumed settlement discussions and if the parties can not resolve the matter, Plaintiff will request a hearing.

February 3, 1998

Letter forwarded to parties requesting a status report. Status Report due on or before March 5, 1998.

March 10, 1998

Second Letter forwarded to parties requesting a status report. Status Report due on or before April 9, 1998 or a Rule to Show Cause for Failure to Prosecute will be issued.

March 16, 1998

Letter/Status Report received from Plaintiff advising that they submitted a settlement proposal to Defendant on 1/7/98 and have not yet received a response to same. It is anticipated that the parties will be able to resolve this matter.

June 23, 1998

Letter forwarded to parties requesting a status report. STATUS REPORT DUE ON OR BEFORE JULY 23, 1998.

July 24, 1998

Letter/Status Report received from Plaintiff advising that they are obtaining documents requested by Defendant in an attempt to resolve this matter. If same can not be resolved, they will seek the establishment of a trial date.

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 Kambic) scheduled for November 19 and 20, 1998, in Board's Courtroom No. 2, 6th Floor, Fulton Building, Harrisburg, PA commencing at 9:30 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

Panels Hearing scheduled for November 19 and 20, 1998, cancelled 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.

CLOSED