

Docket Number: 2108-P

PAUL'S RUN

~~Jules S. Henshell, Esquire~~
Paula G. Sanders, Esquire

VS.
CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~
~~Lesley Smith Oakes, Assistant Counsel~~
Mary Frances Grabowski, Senior Assistant Counsel

May 14, 1996

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$98,500.00.

May 29, 1996

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 6/28/96.

June 3, 1996

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General May 30, 1996.

June 7, 1996

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 30, 1996.

January 30, 1997

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

February 5, 1997

Letter forwarded to attorney for Plaintiff requesting response to Defendant's New Matter. Response due March 5, 1997.

February 14, 1997

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

March 9, 1998

Letter forwarded to parties requesting status. Response due from parties 4/9/98.

April 10, 1998

Status letter received from attorney for Plaintiff advising the Plaintiff is still working with the Defendant towards resolution of this matter.

October 21, 1998

Letter forwarded to parties requesting status. Response due from parties November 21, 1998.

November 20, 1998

Status letter filed by attorney for Plaintiff advising that the parties are in discovery.

November 20, 1998

Status letter received from attorney for Plaintiff advising that they are new counsel and are in the process of putting the file together.

December 10, 1999

Letter forwarded to parties requesting status. Response due from parties **January 13, 2000.**

March 21, 2000

CLOSED

The Board rendered an opinion and made the following Order: "AND NOW, this 21st day of March, 2000, a Rule to Show Cause is issued upon Plaintiff, Paul's Gun, wherein it is **DIRECTED** that Plaintiff advise the Board, within thirty (30) days from the entry date of this Order as to whether or not Plaintiff wishes to pursue the above-captioned 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 'closed, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 23, 2000

Acceptance of Service of Opinion and Order dated March 21, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 22, 2000.

March 23, 2000

Plaintiff's Response to Rule to Show Cause setting forth Plaintiff's desire to pursue this matter and requesting that the Rule to Show Cause be vacated.

April 3, 2000

Acceptance of Service of Opinion and Order dated March 21, 2000 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 28, 2000.

October 17, 2000

Letter forwarded to parties requesting status. Response due from parties November 17, 2000.

October 19, 2000

Status letter received from attorney for Plaintiff advising that the parties have been unable to reach a settlement and further requesting that a hearing be set.

October 31, 2000

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 31st day of October, 2000, it is **ORDERED** and **DECREED** that this matter is set for a hearing before the Board's Panel, composed of Richard B. Swartz, Esquire, Panel Attorney, and Conrad E. Kambic, P.E., Engineer Member, beginning on January 9, 2001 through January 11, 2001, if necessary. Said hearing shall be held in Courtroom No. 2, 4th floor, Fulton Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m. It is further **ORDERED** and **DECREED** that all discovery be completed no later than December 11, 2000." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

November 8, 2000

Acceptance of Service of Opinion and Order dated October 31, 2000 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 6, 2000.

November 15, 2000

Acceptance of Service of Opinion and Order dated October 31, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 14, 2000.

November 16, 2000

Entry of Appearance of Mary Frances Grabowski, Senior Assistant Counsel filed by behalf of Defendant.

December 8, 2000

Pre-Trial Statement filed by attorney for Plaintiff.

December 11, 2000

Pre-Trial Statement filed by attorney for Defendant via fax.

January 3, 2000

Telephone conference call received from attorney for Plaintiff and attorney for Defendant requesting the Panel Hearing set for January 9, 10 & 11, 2001, be continued pending settlement.

January 5, 2001

Letter received (via fax) from attorney for Plaintiff requesting that the hearing set for January 9, 10 & 11, 2001, be continued. Plaintiff further advises that the parties have reached a tentative settlement.

July 16, 2001

Letter received from attorney for Plaintiff advising that the parties are finalizing a settlement agreement and that the parties anticipate completion of this case within the next 60-90 days.

January 17, 2002

Letter forwarded to parties requesting status of settlement. Response due from parties February 15, 2002.

Status letter received from attorney for Plaintiff advising that the parties are conducting settlement negotiations.

Withdrawal of Complaint filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

October 25, 2002

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 25th day of October, 2002, based upon the Withdrawal of Complaint filed by Plaintiff, Paul's Run, it is hereby **ORDERED** and **DECREED** that the within Complaint is **DISMISSED**. The docket shall be marked 'settled, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

October 31, 2002

Acceptance of Service of Opinion and Order dated October 25, 2002 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 28, 2002.

November 4, 2002

Acceptance of Service of Opinion and Order dated October 25, 2002 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 31, 2002.