

Docket Number: 2245

Kramm HealthCare, Inc. - Mahoning, Kramm HealthCare, Inc. - Broadway
and Kramm HealthCare, Inc. - Watsontown

~~Charles O. Barto, Jr., Esquire~~
~~Louis Capozzi, Esquire~~
~~Daniel K. Natirboff, Esquire~~
~~David C. Marshall, Esquire~~

CLOSED

~~COMMONWEALTH OF PENNSYLVANIA~~
~~Department of Public Welfare~~

~~John A. Kane, Chief Counsel~~

Cynthia White Williams, Assistant Counsel

July 31, 1996

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: Unknown

August 2, 1996

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT September 2, 1996.

October 17, 1996

Letter received from attorney for Defendant request a thirty (30) days extension of time in which to file Defendant's Response to Plaintiff's Claim.

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October 22, 1996

Letter forwarded to attorney for Defendant granting Defendant's request for a thirty (30) day extension of time in which to file Defendant's Response to Plaintiff's Claim. Response due November 22, 1996.

November 21, 1996

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

December 9, 1996

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

June 13, 1997

Letter forwarded to parties requesting status. Response due from parties July 14, 1997.

July 18, 1997

Defendant's First Continuing Set of Interrogatories Directed to Plaintiff and Defendant's First Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 15, 1997

Motion to Amend Complaint with Amended Complaint and Brief in Support filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 12, 1997

Acceptance of Service of Order received by attorney for Defendant.
Receipt of same acknowledged by attorney for Defendant.

October 21, 1997

Letter received from attorney for Defendant requesting an additional forty-five days in which to respond to Plaintiff's Interrogatories and Request for Production of Documents.

October 24, 1997

Amended Complaint and Brief in Support forwarded to attorney for Defendant and Chief Deputy Attorney General. Response due from Defendant November 28, 1997.

November 3, 1997

Acceptance of Service of Amended Claim and Brief in Support received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 30, 1997.

December 9, 1997

Letter forwarded to parties requesting status. Response due from parties January 9, 1998.

December 23, 1997

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

December 23, 1997

Letter forwarded to parties directing parties to commence with discovery.

July 14, 1998

Letter forwarded to parties requesting status. Response due from parties August 14, 1998.

September 4, 1998

Entry of Appearance of Louis J. Capozzi, Jr., Esquire filed by behalf of Plaintiff.

October 14, 1998

Letter received from Charles Barto, Esquire removing his appearance.

November 16, 1998

Acceptance of Service of Stipulation for Protective Order dated November 5, 1998 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 10, 1998.

December 21, 1998

Letter forwarded to parties requesting status. Response due from parties January 21, 1999.

January 11, 1999

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

Letter received from attorney for Plaintiff advising that the parties are in discovery.

April 3, 2000

Letter forwarded to parties requesting status. Response due from parties May 3, 2000.

April 6, 2000

Entry/Withdrawal of Appearance of entering the appearance of Daniel K. Natirboff, Esquire and withdrawing the appearance of Stephen A. Miller, Esquire filed on behalf of Plaintiff.

May 4, 2000

Status letter received from attorney for Plaintiff advising that the parties are in discovery.

October 24, 2000

Claimant's Petition for Leave to Amend Claim, Brief in Support of Claimant's Petition for Leave to Amend Claim, as well as Amended Statement of Claim, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

November 21, 2000

DPW's Response to Petition for Leave to Amend Claim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 11, 2000

Claimant's Reply Brief in Response to DPW's Brief in Support of DPW's Response to Petition for Leave to Amend Claim filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 11, 2001

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 11th day of January, 2001, upon consideration of Plaintiff's, Kramm Nursing Home, Inc., Petition for Leave to Amend Claim and Defendant's, Commonwealth of Pennsylvania, Department of Public Welfare, Response, it is **ORDERED** that the Petition is hereby **GRANTED** for the reason set forth in the foregoing Opinion. Plaintiff shall file such amendment within twenty (20) days from the exit date of this Order." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

January 11, 2001

Copy of Amended Complaint forwarded to attorney for Defendant and Chief Deputy Attorney General. **Response due from Defendant February 12, 2001.**

January 11, 2001

Acceptance of Service of Opinion and Order dated January 11, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 16, 2001.

January 18, 2001

Acceptance of Service of Amended Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 12, 2001.

February 8, 2001

Answer to Amended Claim and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. Response due from Plaintiff March 12, 2001.

February 28, 2001

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

March 1, 2001

Letter forwarded to parties directing parties to commence with discovery.

August 30, 2001

Letter forwarded to parties requesting status. Response due from parties October 1, 2001.

October 2, 2001

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

May 15, 2002

Letter forwarded to parties requesting status. Response due from parties June 7, 2002.

June 7, 2002

Letter received from Attorney Marshall advising that they will now be the new counsel of record.

June 21, 2002

Status letter received from attorney for Plaintiff advising that the health care provider has retained new counsel and they as well as the new counsel will be filing a joint withdrawal/entry of appearance.

June 24, 2002

Status letter received from attorney for Plaintiff advising that they will be submitting a simultaneous entry/withdrawal of appearance as soon as they are contacted by Claimant's new attorneys.

July 11, 2002

Withdrawal of Appearance of Daniel K. Natirboff, Esquire and Entry of Appearance of David C. Marshall, Esquire filed on behalf of Plaintiff.

January 23, 2004

Plaintiff filed Praecipe to Settle, Discontinue and End with Prejudice. Copy forwarded to Defendant.

February 18, 2004

Board rendered the following Opinion and Order. Order as follows:
"AND NOW, this 18th day of February, 2004, it is **ORDERED** that this matter is **DISCONTINUED** with prejudice." Copy forwarded to Plaintiff and Defendant.

February 24, 2004

Acceptance of Service of Opinion and Order dated February 18, 2004 received from Defendant. Receipt of same acknowledged February 23, 2004.

CLOSED