

Docket Number: 2261

CLARVIEW NURSING AND REHAB CENTER

~~John A. Feichtel, Esquire~~  
~~Louis J. Capozzi, Jr., Esquire~~  
~~John N. Kennedy, Esquire~~  
~~Robert E. Slavkin, Esquire~~  
Kimber L. Latsha, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~  
Jeffrey P. Schmoyer, Assistant Counsel

**September 4, 1996**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: in excess of \$300.00.

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**September 9, 1996**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 10-9-96.

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**September 18, 1996**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 9, 1996.

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**September 16, 1996**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General September 12, 1996.

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**October 15, 1996**

Answer of Commonwealth of Pennsylvania, Department of Public Welfare and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**October 29, 1996**

Letter forwarded to Plaintiff requesting a response to New Matter. **Response to New Matter due from Plaintiff 12/2/96.**

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**November 7, 1996**

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

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**November 13, 1996**

Letter forwarded to parties directing them to proceed with discovery.

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**May 20, 1997**

Letter forwarded to parties requesting status report. Status Report due on or before June 19, 1997.

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**January 13, 1998**

Letter forwarded to parties requesting a Status Report. **Status Report due on or before February 12, 1998.**

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**February 13, 1998**

Status letter received from attorney for Plaintiff advising that the parties are involved in settlement negotiations in Docket No. 2445 which involves numerous facilities (including Clarview & Broad Acres). Once Docket No. 2445 is resolved, the parties will attempt to execute a Stipulation for this case. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**July 24, 1998**

Status Letter received from Plaintiff advising that the parties were involved in extensive settlement negotiations involving a Claim docketed at 2445 and now that same is resolved, they will resume settlement negotiations for the above matter.

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**August 28, 1998**

Status letter received from attorney for Plaintiff advising that the parties are involved in extensive settlement negotiations. If the parties cannot resolve this matter a hearing will be scheduled.

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**March 15, 1999**

Letter forwarded to parties requesting a Status Report. **Status Report due on or before April 14, 1999.**

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**April 12, 1999**

Letter/Status Report received from Plaintiff advising that the parties are involved in settlement negotiations involving other Claims presently before the Board and once same is resolved, they will explore settlement options and/or request a trial be scheduled for this matter.

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**October 28, 1999**

Letter forwarded to parties requesting a Status Report. **Status Report due on or before November 29, 1999.**

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**November 15, 1999**

Letter/Status Report received from Plaintiff advising that once the parties resolve the claims currently being negotiated (Extendicare facilities FYEs 6/30/92 through 6/30/94) they will explore settlement options for this matter.

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**June 20, 2000**

Letter forwarded to parties requesting a Status Report. Status  
Report due on or before **July 20, 2000.**

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**July 17, 2000**

Letter/Status Report received from attorney for Plaintiff advising that currently the parties are not involved in settlement negotiations, as they have been involved in extensive settlement negotiations regarding Extendicare's owned facilities FYEs 6/30/92 through 6/30/94 and once the parties resolve the claims currently being negotiated, they will explore settlement options for this matter.

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**March 19, 2001**

Letter forwarded to parties requesting a Status Report. Status Report due on or before **April 18, 2001**.

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**April 13, 2001**

Letter received from attorney for Plaintiff advising that the parties have deferred settlement negotiations involving the above Claim, pending the settlement negotiations regarding Extendicare owned facilities FYE 6/30/92 - 6/30/94. Once the parties resolve the Claims being negotiated they will pursue settlement options for the above matter.

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**May 1, 2002**

Letter forwarded to parties requesting a Status Report. Status Report due on or before **May 31, 2002**.

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**May 9, 2002**

Status letter received from attorney for Plaintiff advising that the parties have deferred settlement negotiations involving the above claim pending settlement negotiations regarding Extendicare's owned facilities FYE 6/30/92 through 6/30/94. Once the parties resolve the Claims being negotiated they will pursue settlement options for the above matter.

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**November 21, 2002**

Letter forwarded to parties requesting a Status Report. Status Report due on or before **December 23, 2002**.

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**September 21, 2005**

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 21<sup>st</sup> day of September, 2005, it is **ORDERED** and **DECREED** that pursuant to 42 Pa. C.S.A. §5103(a) and Pa. R.C.P. 213(f), this matter and the record thereof is **TRANSFERRED** to the Department of Public Welfare, Bureau of Hearings and Appeals." Copy forwarded to Plaintiff and Defendant."

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**September 28, 2005**

Plaintiff filed Acceptance of Service of Opinion and Order dated September 21, 2005. Receipt of same acknowledged September 27, 2005.

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**October 3, 2005**

Board transferred file to Department of Public Welfare, Bureau of Hearing and Appeals.

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