

Docket Number: 2271

THE MIDDLETOWN HOME

Edward G. Cherry, Esquire  
~~Louis J. Capozzi, Jr., Esquire~~

VS.  
**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~  
Cynthia A. Fillman, Assistant Counsel

**September 24, 1996**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$125,032.00+.

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**October 4, 1996**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 11-4-96.

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**October 11, 1996**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 8, 1996.

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**CLOSED**

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Answer and New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. **Response due from Plaintiff 12-4-96.**

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**November 15, 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 25, 1996**

Letter forwarded to parties directing them to proceed with discovery.

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**May 27, 1997**

Letter forwarded to parties requesting a status report. **Response due 6/26/97.**

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**June 26, 1997**

Letter received from attorney for Defendant, via Fax, advising that the parties are attempting to settle. Copy forwarded to attorney for Plaintiff by attorney for Defendant

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**July 2, 1997**

Letter received from attorney for Defendant, via mail, advising that the parties are attempting to settle. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**January 15, 1998**

Status letter forwarded to the parties.

**Response due 2/16/98.**

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**February 17, 1998**

Letter received from attorney for Plaintiff advising that the parties are involved in settlement negotiations.

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**June 29, 1998**

Letter forwarded to the parties requesting a status report.

**Response due 7/29/98.**

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**July 29, 1998**

Letter received from attorney for Plaintiff, via fax, advising that the parties are involved in settlement negotiations.

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**July 30, 1998**

Letter received from attorney for Plaintiff, via mail, advising that the parties are involved in settlement negotiations.

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**April 26, 1999**

Plaintiff's letter attached advising that settlement negotiations are ongoing. If the parties are unable to resolve this case they will promptly seek a hearing date.

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**November 8, 1999**

Letter forwarded to parties requesting a status. NOW DUE 12/8/00.

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**March 28, 2000**

Letter forwarded to parties requesting a status. NOW DUE 4/28/00.

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**May 5, 2000**

Faxed letter received from attorney for Plaintiff advising that the parties are engaged in settlement negotiations regarding this matter. If the parties are unable to reach a settlement a hearing will be requested.

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**May 8, 2000**

U.S. Mail Letter received from attorney for Plaintiff advising that the parties are engaged in settlement negotiations regarding this matter. If the parties are unable to reach a settlement a hearing will be requested.

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**November 28, 2000**

Letter forwarded to parties requesting a status. DUE 12/29/00.

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**January 8, 2001**

Letter received from attorney for Plaintiff advising that the parties are currently in negotiations regarding settlement.

**CLOSED**

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**August 6, 2001**

Letter forwarded to parties requesting status report. Due 9/6/01.

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**August 23, 2001**

Praecipe to Withdraw With Prejudice filed by Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**August 29, 2001**

The Board made the following Order: **AND NOW**, this 29th day of August, 2001, upon receipt of a Praecipe, advising to "...Kindly withdraw the above-captioned claim with prejudice as the parties have entered into a Stipulation of Settlement", executed by David C. Marshall, Esquire, on behalf of Plaintiff herein, and docketed with this Board under date of August 22, 2001, it is **ORDERED** and **DIRECTED** that said case be marked "closed and discontinued, with prejudice". Copy forwarded to attorney for Plaintiff and Defendant.

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**September 7, 2001**

Acceptance of Service of Order dated August 29, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 4, 2001.

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**September 10, 2001**

Acceptance of Service of Order dated August 29, 2001, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 6, 2001.

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