

Docket Number: 2425

ELM TERRACE GARDENS

Kimber L. Latsha, Esquire
John N. Kennedy, Esquire
David C. Marshall, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE**

Carol Ulichney, Assistant Counsel

March 31, 1997

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

April 10, 1997

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 5-12-97.

April 17, 1997

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 14, 1997.

April 17, 1997

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General April 14, 1997.

June 20, 1997

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

June 24, 1997

Letter forwarded to Plaintiff directing a response to New Matter. **RESPONSE DUE JULY 21, 1997.**

July 18, 1997

Claimant's Reply to Respondent's New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

August 17, 1998

Status letter received from attorney for Plaintiff advising that they are currently preparing a position paper to be submitted to Defendant in an attempt to settle claims. If the parties are unable to resolve the case a trial will be requested.

April 16, 1999

Letter received from attorney for Plaintiff advising that settlement negotiations are ongoing.

May 4, 1999

Withdrawal of Appearance of Jeffrey W. Bechtel, Assistant Counsel for Defendant. Entry of Appearance of Carol Ulichney, Assistant Counsel for Defendant.

January 14, 2000

Letter forwarded to parties requesting a status report. Status report due on or before February 14, 2000.

February 3, 2000

Letter/Status received from Plaintiff advising that they will prepare a consolidated settlement offer in the form of a position paper for Defendant's review. If the parties are unable to resolve this matter Plaintiff will request a hearing.

November 28, 2000

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

January 9, 2001

Letter received from attorney for Plaintiff advising that they will prepare a consolidated settlement offer in the form of a position paper for Defendant's review.

August 6, 2001

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

August 23, 2001

Letter received from attorney for Plaintiff advising that they are currently finalizing a position paper for the Defendant in an attempt to settle the Claims for fiscal periods 6/30/93 - 6/30/95, which may result in an amicable settlement of this matter.

March 1, 2002

Letter forwarded to parties requesting a Status Report. Status Report due on or before **April 1, 2002.**

March 22, 2002

Status letter received from attorney for Plaintiff advising that Plaintiff is currently finalizing a Position Paper to be

submitted to the Defendant in an attempt to settle this matter.

October 7, 2002

Letter forwarded to parties requesting a Status Report. Status Report due on or before **November 6, 2002.**

October 10, 2002

Status letter received from attorney for Plaintiff advising that Plaintiff is currently finalizing a Position Paper to be submitted to the Defendant in an attempt to settle this matter.

August 3, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 3rd day of August, 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.

August 15, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated August 3, 2005. Receipt of same acknowledged August 11, 2005.

August 16, 2005

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

August 17, 2005

Defendant filed Acceptance of Service of Opinion and Order dated August 3, 2005. Receipt of same acknowledged August 12, 2005.
