

Docket Number: 2429

VALLEY VIEW HOME, THE BLAIR COUNTY NURSING HOME

~~Edward G. Cherry, Esquire~~
David C. Marshall, Esquire
Kimber L. Latsha, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

John A. Kane, Esquire
~~Jason W. Manne, Assistant Counsel~~
James Conley, Esquire

April 16, 1997

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

April 29, 1997

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT May 29, 1997.**

May 5, 1997

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 30, 1997.

May 6, 1997

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General May 1, 1997.

June 30, 1997

DPW's Request for Production of Documents filed by attorney for Defendant and Interrogatories to Claimant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 30, 1997

Answer and New Matter filed by for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. **RESPONSE DUE FROM PLAINTIFF 8/1/97.**

July 2, 1997

Letter forwarded to Plaintiff directing a response to New Matter. Response due 8/2/97.

July 31, 1997

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

April 1, 1998

Letter received from attorney for Plaintiff, advising that they are determining if additional discovery is necessary and then a settlement proposal will be forwarded to the Defendant for review.

September 2, 1998

Status letter forwarded to parties. Response due 10/2/98.

August 16, 1999

Letter forwarded to parties requesting a status. NOW DUE: 9/16/99.

August 30, 1999

Letter received from attorney for Plaintiff advising that a determination is being made whether additional discovery is necessary. Furthermore, a settlement proposal will be forwarded to the Defendant. If the parties are unable to settle a hearing will be requested.

September 2, 1999

Letter received from attorney for Defendant advising that the parties are still involved in the discovery process and has not received responses to its discovery request. Plaintiff has indicated that they are in the process of forwarding a settlement proposal in the form of a position paper to Defendant. To date Defendant has not received this paper. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 28, 2000

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

October 26, 2000

Letter forwarded to parties requesting a status. Status Due 11/27/00.

November 27, 2000

Faxed and US Mail letter received from attorney for Plaintiff advising that the parties are currently in the discovery process for this appeal and for the appeals pending for fiscal years 12/31/93 docket no. 2242 and 12/31/95 docket no, 2516.

June 29, 2001

Letter forwarded to parties requesting a status report. Due 7/30/01.

November 8, 2001

Letter forwarded to parties requesting a status. Due 12/10/01.

November 20, 2001

Letter received from attorney for Plaintiff advising that upon completion of discovery, Plaintiff intends to prepare a

consolidated settlement offer in the form of a position paper for all three fiscal periods for Defendant=s review.

July 16, 2002

Letter received from attorney for Plaintiff advising that the parties are currently in the discovery process for this appeal and for other appeals for fiscal years 12/31/93-95. Upon completion of discovery Plaintiff intends to prepare a settlement offer in the form of a position paper.

October 25, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 25th day of October, 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."

October 31, 2005

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

November 14, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated October 25, 2005. Receipt of same acknowledged November 10, 2005.
