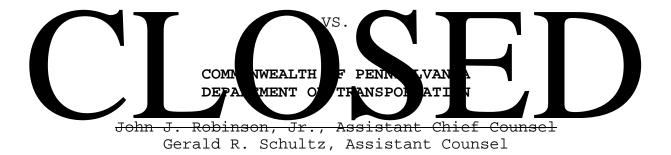
Docket Number: 2438

# JAMES D. MORRISSEY, INC. to the use and benefit of GALLAGHER & ASSOCIATES, INC.

Joseph P. Ryan, Esquire



Docket No. 2438

\*May 12, 1997

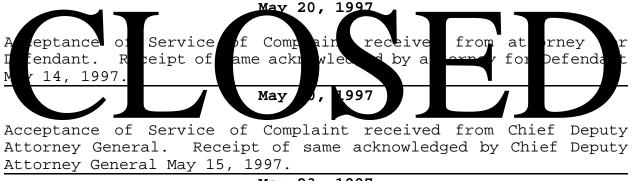
Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$189,193.24+.

May 13, 1997

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT 6/11/97**.

\*May 14, 1997

Amended Complaint filed by attorney for Plaintiff. Amount of Amended Complaint: \$202,928.70.



May 23, 1997

Copy of Amended Complaint forwarded to attorney for Defendant and Chief Deputy Attorney General.

June 5, 1997

Acceptance of Service of Amended Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 27, 1997.

June 20, 1997

Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. **Defendant's Brief due 7/21/97.** 

Plaintiff's Response and Brief due 8/11/97.

July 17, 1997

Brief in Support of Preliminary Objections to Plaintiff's Complaint filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

#### August 14, 1997

Plaintiff's Reply to Defendant's Preliminary Objections and Brief in Support thereof filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

## December 11, 1997

The Board rendered an Opinion and made the following Order: "AND NOW, this 11th day of December, 1997, upon consideration of Defendant's Preliminary Objections and Plaintiff's Response thereto, it is hereby ORDERED that the Preliminary Objections are OVERRULED and the Motions to Strike and to Dismiss are **DENIED**. Defendant is granted thirty (30) days from the exit date of this Order to file e t the Amende Comp it Cpies orwar led respon int att ley efe f Plaintiff and atto ey for dant Decembe 17, and Orde A eptance of ervice o Opinio da d Decembe 11. rom for Defindant. R eip aged red by attorney for Defendant December 12, 1997.

December 17, 1997

Acceptance of Service of Opinion and Order dated December 11, 1997 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 15, 1997.

### January 6, 1998

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

January 14, 1998

Letter/Notice of Service of Defendant's Interrogatories to Plaintiff - First Set filed by attorney for Defendant.

January 14, 1998

Letter/Notice of Service of Defendant's First Request for the Production of Documents filed by attorney for Defendant.

### February 24, 1998

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

#### March 6, 1998

Letter forwarded to both parties of record directing them to proceed with discovery.

# July 17, 1998

Defendant's Motion for Protective Order Pursuant to R.C.P. 4012 and Brief in Support thereof filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

# July 27, 1998

Proposed Order, Claimant's Answer to Defendant's Motion for Protective Order Pursuant to Pa. R.C.P. 4012 as well as Memorandum of taw Deposition field by all or the Dianting Server

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regarding Claimant's First Set of Interrogatories and Claimant's Response thereto, it is hereby **ORDERED** and **DECREED** that said Motion is **GRANTED** based upon Board of Claims Rule of Procedure 403(a). Claimant is permitted to file a motion pursuant to Board of Claims Rule of Procedure 403(b) to request allowance to exceed the sixty (60) interrogatory limit, or, in the alternative, Claimant may revise the set of interrogatories in accordance with the rules." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

August 27, 1998

Acceptance of Service of Order dated August 21, 1998, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 24, 1998.

# September 8, 1998

Acceptance of Service of Order dated August 21, 1998, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 2, 1998.

Docket No. 2438

#### December 8, 1998

Notice of Service of Defendant's Second Request for the Production of Documents filed by attorney for Defendant.

### December 29, 1998

Notice of Service of Defendant's Response to Claimants' First Set of Interrogatories and Request for Production of Documents Addressed to Defendant Commonwealth Department of Transportation filed by attorney for Defendant.

## June 4, 1999

The Board rendered the following Order: "AND NOW, this 4th day of is ORDER NECRI is mater Ju and D t. to at t be st heard b**y** a anel, cop derick D Giles, Es d isting  $\mathbf{F}$ uire, 13, vard G. Min ler, P.1 , begini ng Coi troom 1 ly The heari shall ereafte contin on and 15, 199 i her **OR RED** and CRE ecessar It is **D** that al: disco ŕγ her lun ater

#### June 4, 1999

Eastern Panel Hearing scheduled for July 13, 14 and 15, 1999 in Board's Courtroom No. 2, 6th Floor, Fulton Bank Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m.

### June 14, 1999

Defendant's Pre-Trial Statement filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. June 14, 1999

Supplemental Response to Claimant's First Set of Interrogatories and Request for Production of Documents Addressed to Defendant Commonwealth Department of Transportation filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

### June 17, 1999

Acceptance of Service of Order dated June 4, 1999 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 10, 1999.

# July 8, 1999

Hearing scheduled for July 13, 14 and 15, 1999 cancelled due to settlement.

### July 8, 1999

Agreement and Release filed by attorney Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

## October 29, 1999

Letter forwarded to parties requesting a status. Status Now Due 11/30/99.

## September 12, 2000

rendered an Opinion and made the following Order: The F "AND lay of Sep 2000 a Ri le t NO 2tľ ember Show Caus is is ed this n Plaintif to James Morris nc., he use of r εy, Gallag ein it i DIRL 🖸 tha ssociates, nc., whe htif file w h Board of aims, wi hin thi y\_(30) om the ex ť ys t date f Order a raecipe tl uesti t] e mat marked r b cisfi Judi the with not receive a response to this Rule, said Rule to Show Cause shall become absolute and the case shall be marked `settled, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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