

Docket Number: 2439

ROCHESTER MANOR

Charles O. Barto, Jr., Esquire  
Jonathan P. Nase, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~  
James C. Conley, Assistant Counsel

**May 16, 1997**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: unspecified.

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**May 19, 1997**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT 6/18/97.**

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**May 27, 1997**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General May 22, 1997.

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**CLOSED**

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**June 2, 1997**

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. **Plaintiff's Reply to New Matter due before July 16, 1997.**

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**June 12, 1997**

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

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**July 16, 1997**

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

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**July 16, 1997**

Claimant's Answers to Defendant's Interrogatories filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**July 16, 1997**

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

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**July 16, 1997**

Claimant's Interrogatories to Defendant filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**April 27, 1998**

Letter forwarded to parties requesting a status report. Status Report due on or before *May 27, 1998*.

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**May 5, 1998**

Letter/Status Report received from attorney for Plaintiff advising that the parties are currently attempting to negotiate a settlement to eliminate the need for a hearing.

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**June 1, 1998**

Letter/Status Report received from attorney for Defendant advising that the parties have engaged in significant discovery and are at this point attempting to work out a settlement of this matter.

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**November 17, 1998**

Letter forwarded to parties requesting a Status Report. Status Report due on or before ***December 17, 1998***.

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**December 22, 1998**

Second letter forwarded to parties requesting a Status Report be filed. Status Report due on or before January 21, 1999 and upon failure to file same, a Rule to Show Cause will be issued.

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**December 30, 1998**

Letter/Status Report received from attorney for Plaintiff advising that the parties are continuing with discovery and that same has been lengthy and difficult.

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**January 4, 1999**

Letter received from attorney for Defendant advising that this matter is currently in the discovery phase.

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**January 4, 1999**

Claimant's Request for Admissions and Accompanying Interrogatory filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**February 1, 1999**

Notice of Service of Defendant's Answer to Claimant's Requests for Admission and Accompany Interrogatory filed by attorney for Defendant.

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**August 23, 1999**

Letter forwarded to parties requesting a Status Report. Status Report due on or before **September 22, 1999**.

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**September 24, 1999**

Letter received from attorney for Defendant advising that the parties have recently exchanged position papers and are working towards a settlement.

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**CLOSED**

**May 23, 2000**

Letter forwarded to parties requesting Status Report. Status Report due on or before **June 23, 2000**.

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**June 23, 2000**

Praecipe of Withdrawal, advising that "this matter is now settled and ended" filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**June 29, 2000**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 29th day of June, 2000, upon receipt of a Letter/Praecipe, advising that "This matter is now settled and ended", executed by Charles O. Barto, Jr., Esquire, on behalf of Plaintiff, Rochester Manor, and docketed with this Board under date of June 23, 2000, it is **ORDERED** and **DIRECTED** that said case be marked 'settled, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**July 25, 2000**

Acceptance of Service of Order dated June 29, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff July 21, 2000.

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