

Docket Number: 2442

CHRIST THE KING MANOR

~~Louis J. Capezzi, Jr., Esquire~~

~~Edward G. Cherry, Esquire~~

Michael A. Hynum, Esquire

VS.
CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~

~~Amy Jardine Wilson, Assistant Counsel~~

Gene K. Cuccarese, Assistant Counsel

May 21, 1997

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

May 27, 1997

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT 6/26/97.**

June 3, 1997

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General May 29, 1997.

June 4, 1997

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 29, 1997.

June 9, 1997

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. **RESPONSE DUE FROM PLAINTIFF 7/25/97.**

June 19, 1997

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

June 19, 1997

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

July 24, 1997

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

December 12, 1997

Letter forwarded to parties requesting status. Response due from parties January 12, 1998.

January 20, 1998

Letter/Status Report received from attorney for Plaintiff advising that they are in the process of developing discovery and after completion of same they will forward a settlement offer to the Defendant in the form of a position paper. If the parties can not reach a settlement, a hearing will be requested promptly. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 26, 1998

Status letter received from attorney for Plaintiff advising that the parties are conducting discovery. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

Letter forwarded to parties requesting a Status Report. Status Report due on or before August 1, 1998.

Second Letter forwarded to parties requesting a status report. Status Report due on or before October 1, 1998. If no response, Rule to Show Cause for failure to prosecute will be issued upon Plaintiff.

October 2, 1998

Letter/Status Report received from attorney for Plaintiff advising that they are in the process of responding to Defendant's discovery, determining if additional discovery is necessary, and also preparing a settlement proposal in the form of a position paper which they will forward to Defendant. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 22, 1999

Entry of Appearance (Katherine E. Stine, Esquire) and Withdrawal of Appearance (Edward G. Cherry, Esquire) on behalf of Plaintiff, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

July 2, 1999

Letter forwarded to parties requesting a Status Report. **STATUS REPORT DUE ON OR BEFORE AUGUST 2, 1999.**

July 28, 1999

Letter/Status Report received from Plaintiff advising that they are responding to Defendant's Requests for Production of Documents and Interrogatories and they are reviewing the discovery documents to determine if a Motion to Amend is appropriate and/or will forward a settlement proposal to Defendant. If no settlement is reached, they will request a hearing.

July 28, 1999

Notice of Service of Claimant's Response to DPW's Interrogatories to Claimant filed by attorney for Plaintiff.

July 28, 1999

Notice of Service of Claimant's Response to DPW's Request for Production of Documents filed by attorney for Plaintiff.

March 8, 2000

Letter forwarded to parties requesting a Status Report. Status Report due on or before **April 27, 2000**.

May 3, 2000

Letter received from attorney for Plaintiff advising that Plaintiff is in the process of preparing discovery requests and that it is likely that the discovery process will not be completed, at the earliest, until the end of the Fall of 2000.

November 7, 2000

Entry of Appearance of Michael A. Hynum, Esquire, on behalf of Plaintiff, filed by attorney for Plaintiff.

November 7, 2000

Notice of Service of Claimant's First Request for Production of Documents filed by attorney for Plaintiff.

March 19, 2001

Notice of Service of Defendant's Response to Request for Production of Documents filed by attorney for Defendant.

September 18, 2001

Letter forwarded to parties requesting a Status Report. Status Report due on or before **October 18, 2001**.

October 4, 2001

Status Report received from attorney for Defendant advising that they are awaiting a response from Plaintiff relative to their request for additional source documentation to support certain cost assertions and depreciation claims for purposes of a settlement proposal.

October 22, 2001

Letter received from attorney for Plaintiff advising that they have forwarded a settlement proposal to Defendant and Defendant had requested additional information that Plaintiff is compiling and will forward same to Defendant as soon as practicable.

CLOSED

March 27, 2002
Petition for discontinuance filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.
April 5, 2002

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 5th day of April, 2002, the matter docketed to No. 2442, Christ the King Manor vs. Commonwealth of Pennsylvania, Department of Public Welfare, is **DISCONTINUED** and the docket shall be marked 'closed, ended and discontinued with prejudice'. It is so **ORDERED**." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

April 12, 2002

Acceptance of Service of Opinion and Order dated April 5, 2002 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 11, 2002.

April 15, 2002

Acceptance of Service of Opinion and Order dated April 5, 2002 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 12, 2002.
