Docket Number: 2450

THOMAS W. MORELLI

Rami Bishay, Esquire

COMMONWEALTH OF PENNOLVANIA
DEPARTMENT OF ILBOR AND SIDUS RY,
BUF LAU T WOFLER' COMPLASATION

J. Matthew Wolfe, Chief Counsel Peter M. Good, Assistant Counsel

AND

COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF GENERAL SERVICES

Gregory C. Santoro, Chief Counsel Peter M. Good, Assistant Counsel

BEFORE THE COURT OF COMMON PLEAS OF CHESTER COUNTY:

October 25, 1996

Complaint filed.

October 28, 1996

Appearance of Jane P. Marks for Thomas W. Morelli.

November 18, 1996

Notice to Plead (20 Days).



Praecipe for Determination by attorney for Commonwealth.

November 18, 1996

Appearance of Peter M. Good for Commonwealth of Pennsylvania, Department of Labor and Industry.

November 21, $19\overline{96}$

Served Bureau of Workers Compensation on November 20, 1996 at 10:30 a.m.

December 3, 1996

Served Attorney General-Eastern Regional Office on November 6, 1996 at 10:30 a.m.

December 5, 1996

Praecipe to transfer case.

December 5, 1996

Answer to Preliminary Objections by Plaintiff with New Matter.

December 5, 1996

Praecipe for Determination by attorney for Plaintiff.

December 9, 1996

Certification of Service of Plaintiff's Praecipe to transfer case and Plaintiff's response to Preliminary Objections upon Peter M. Good, Esquire on December 4th.

December 17, 1996

Order of December 17, 1996 by Shenkin, J. Case transferred from this Court of Common Pleas to the Board of Claims in Harrisburg, Pa. See Order.

December 17, 1996

Now, ember conside bjectio endant's Pi liminary aintii and is hereby DERED at this lse be nsf Erom his co Claims i Hai Common Ple to the ard of isbura ff

December 17, 1996

Copy of Order sent to Jane P. Marks, Esquire and Peter M. Good, Esquire.

May 19, 1997

Record sent to Board of Claims, Harrisburg, Pennsylvania.

BEFORE THE BOARD OF CLAIMS:

May 5, 1997

Motion to Amend Caption filed by attorney for Plaintiff.

June 2, 1997

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$50,000.00+.

June 4, 1997

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 7/4/97.

June 4, 1997

The Board rendered an Opinion and made the following Order: "AND NOW, this 4th day of June, 1997, it is ORDERED and DECREED that the Motion to Amend Caption is hereby GRANTED. The case shall be docketed as: Thomas W. Morelli, Plaintiff, v. Commonwealth of Pennsylvania, Department of Labor and Industry, Bureau of Workers' Compensation and Department of General Services, Defendants." Copies forwarded to attorneys for Plaintiff and attorneys for Defendants.

June 11, 1997

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney Ger ral one 1997.

June

Reptance of ervice of Claim received Romat prney for lainting ceipt of sale acknowl ged by the rney; r Pointiff Jule 9, 19

Acceptance of Service of Claim received from attorney for Defendant (Department of General Services). Receipt of same acknowledged by attorney for Defendant June 6, 1997.

June 23, 1997

Commonwealth's Preliminary Objection to Plaintiffs Complaint and Defendant's Brief in Support of Preliminary Objection to Plaintiff's Complaint filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 3, 1997

Acceptance of Service of Opinion and Order dated June 4, 1997 received from attorney for Defendant (Department of General Services). Receipt of same acknowledged by attorney for Defendant June 27, 1997.

July 21, 1997

Proposed Order, Plaintiff's Response to Commonwealth's Preliminary Objection to Plaintiff's Complaint and Brief in Support thereof filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 30, 1997

The Board rendered an Opinion and made the following Order: "AND

NOW, this 30th day of September, 1997, the Preliminary Objections as filed by the Defendant, Commonwealth of Pennsylvania, Department of Labor & Industry, Bureau of Workers' Compensation, and Department of General Services, wherein it requests the Complaint of the Plaintiff, Thomas W. Morelli, to be dismissed for failure to comply with the applicable statute of limitations, is hereby **DENIED.** The Defendant is hereby ordered to file an affirmatice pleading in the matter within thirty (30) days of this Order." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

October 6, 1997

Acceptance of Service of Opinion and Order dated September 30, 1997, received from attorney for Plaintiff. Receipt of same acknowledged by ctorky 1 Plaintiff October 3 19.

Octobe 16 1997

Copy of letter received from attachey for Defectant confirming with Plantiff an extension of time w /ill11/14 97 to file an a firmat reaction.

November 3, 1997

Acceptance of Service of Opinion and Order dated September 30, 1997, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 1, 1997.

November 14, 1997

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

November 24, 1997

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

December 9, 1997

Letter forwarded to the parties directing them to proceed with discovery.

June 19, 1998

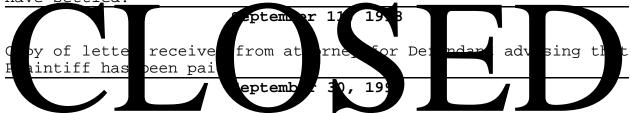
Letter received from attorney for Plaintiff requesting a hearing be scheduled.

July 8, 1998

Panel Hearing scheduled for July 27, 28 and 29, 1998, in the Board's Court Room No. 2, 6th Floor, Fulton Building, 200 North Third Street, Harrisburg, Pennsylvania, commencing at 9:30 a.m.

July 28, 1998

Letter received from attorney for Defendant advising that the parties have settled.



Praecipe for Discontinuance filed by attorney for Plaintiff.

October 6, 1998

The Board rendered an Opinion and made the following Order: "AND NOW, this 6th day of October, 1998, it is ORDERED and DECREED that this case be marked 'settled and terminated with prejudice.' It is further ORDERED and DECREED that counsel for the Plaintiff shall have the right to reopen this case should there be any breach of the settlement agreement." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

October 9, 1998

Acceptance of Service of Opinion and Order dated October 6, 1998, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 8, 1998.

October 15, 1998

Acceptance of Service of Opinion and Order dated October 6, 1998, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 9, 1998.