

Docket Number: 2454

UNITED HEALTH, INC. AND ELK HAVEN NURSING HOME ASSOCIATION

~~John N. Kennedy, Esquire~~  
Kimber L. Latsha, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~  
Barry N. Kramer, Senior Assistant Counsel

**June 10, 1997**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$101,517.00+.

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**June 13, 1997**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT 7/14/97.**

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**June 18, 1997**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General June 16, 1997.

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**June 23, 1997**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 16, 1997.

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**July 10, 1997**

Letter received from attorney for Defendant requesting until September 13, 1997 in which to respond to Plaintiff's Complaint.

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**July 11, 1997**

Letter forwarded to attorney for Defendant, with copy to attorney for Plaintiff, granting its request for an extension of time. **DEFENDANT-S RESPONSIVE PLEADING TO COMPLAINT DUE ON OR BEFORE SEPTEMBER 13, 1997.**

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**September 10, 1997**

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

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**October 14, 1997**

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

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**April 14, 1998**

Letter forwarded to parties requesting a status report. Status Report Due on or before May 14, 1998.

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**April 27, 1998**

Status letter received from Plaintiff advising that the parties are involved in extensive settlement negotiations. If the parties cannot settle a hearing will be requested.

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**October 15, 1998**

Status letter forwarded to parties. RESPONSE DUE 11/16/98.

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**November 16, 1998**

Status letter received from Plaintiff advising that they are preparing a position paper for fiscal periods 6/30/93 through 12/31/95. If the parties are unable to resolve the Claim a hearing will be requested.

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**December 2, 1998**

Status letter received from attorney for Plaintiff advising that settlement negotiations are in the works. If the parties are unable to settle a hearing will be requested.

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**August 31, 1999**

Letter forwarded to parties requesting a status. Response due 10/1/99.

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**September 17, 1999**

Letter received from attorney for Plaintiff advising that they parties have been involved in extensive settlement negotiations regarding other Extendicare facilities for FYEs 6/30/92-6/30/94. Once these claims are resolved they will explore options to settle the above-captioned matter.

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**May 23, 2000**

Letter forwarded to parties requesting a status. Due 6/23/00.

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**June 1, 2000**

Letter received from attorney for Plaintiff advising that the parties are involved in extensive settlement negotiations regarding Extendicare facilities FYEs 6/30/92 through 6/30/94. Once the parties resolve these claims they will explore settlement options for the above-captioned matter.

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**January 19, 2001**

Letter forwarded to parties requesting a status report. Status report due on or before February 19, 2001.

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**February 5, 2001**

Letter received from attorney for Plaintiff advising that currently the parties are not involved in settlement negotiations involving the above-referenced matter. The parties have been involved in extensive settlement negotiations regarding Extendicare owned facilities FYEs 6/30/92 - 6/30/94. Once the parties resolve these claims they will explore these claims, they will explore settlement options for the above matter.

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**August 31, 2001**

Letter forwarded to parties requesting a status. Due 10/1/01.

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**September 10, 2001**

Letter filed by attorney for Plaintiff advising that the parties are currently involved in extensive settlement negotiations regarding other cases. Once the parties resolve the claims being negotiated they will explore settlement options for the above claim.

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**March 26, 2002**

Letter forwarded to parties requesting a status. Due 4/26/02.

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**April 10, 2002**

Letter received from attorney for Plaintiff advising that the parties have been involved in settlement negotiations involving Ext. Care Faci. FYEs 6/30/92 - 6/30/94. Once the parties resolve the Claims being negotiated they will explore settlement options for the above Claim.

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**November 18, 2002**

Letter forwarded to parties requesting a status report. Response due **December 18, 2002.**

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**November 26, 2002**

Letter received from attorney for Plaintiff advising that the parties are not involved in settlement negotiations involving the above-referenced Claim. The parties are involved in extensive settlement negotiations regarding other Extendicare facilities. Once the parties resolve these claims they will explore settlement options for the above matter.

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**September 27, 2005**

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 27<sup>th</sup> day of September, 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.

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**October 3, 2005**

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

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**October 24, 2005**

Plaintiff filed Acceptance of Service of Opinion and Order dated September 27, 2005. Receipt of same acknowledged October 6, 2005.

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