

Docket Number: 2472

**JAMES JULIAN, INC.**

David W. Francis, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION**

~~John J. Robinson, Jr., Assistant Chief Counsel~~  
Stephen S. Stokwitz, Assistant Counsel

**July 11, 1997**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$2,000,000.00+.

---

**July 18, 1997**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT 8/18/97.**

---

**July 24, 1997**

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

---

**July 24, 1997**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 21, 1997.

---

**September 17, 1997**

Letter forwarded to the parties requesting a status report.

---

**October 15, 1997**

Letter received from attorney for Defendant advising that the parties have agreed to an indefinite extension of time to file a response.

---

**October 20, 1997**

Letter received from attorney for Plaintiff agreeing to the indefinite extension of time.

---

**October 27, 1997**

Preliminary Objections to Plaintiff's Complaint and Memorandum of Law in Support thereof filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

---

**December 5, 1997**

Letter received from attorney for Plaintiff advising that the parties have agreed to resolve the Preliminary Objections by stipulating to the filing of an Amended Claim within thirty days. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Amended Claim due January 5, 1998.

---

**December 30, 1997**

Letter received from attorney for Plaintiff advising that Defendant has agreed to an extension of time until 1/15/98 for Plaintiff to file an amended complaint.

---

**January 29, 1998**

Amended Complaint filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**February 23, 1998**

Copy of Amended Complaint forwarded to Chief Deputy Attorney General.

---

**February 27, 1998**

Acceptance of Service of Amended Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 25, 1998.

---

**March 23, 1998**

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

---

**April 22, 1998**

James Julian, Inc.'s Answer to the Preliminary Objections to Plaintiff's Amended Complaint and Memorandum in Support thereof filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**July 30, 1998**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 30th day of July, 1998, Defendant's, Commonwealth of Pennsylvania, Department of Transportation, Preliminary Objections in the form of a Motion for More Specific Pleading is hereby **DISMISSED**. Defendant is hereby ordered to file the requisite responsive pleading within twenty (20) days of the date of this Order." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

---

**August 3, 1998**

Acceptance of Service of Opinion and Order dated July 30, 1998, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff July 31, 1998.

---

**September 1, 1998**

Acceptance of Service of Opinion and Order dated July 30, 1998, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 27, 1998.

---

**October 22, 1998**

Letter received from attorney for Plaintiff requesting the Board suspend this case pending resolution of settlement negotiations.

---

**October 29, 1999**

Letter forwarded to parties requesting a status report. Status Report due on or before **November 29, 1999**.

---

**November 2, 1999**

Praecipe to Mark Case Dismissed, Settled and Ended with Prejudice filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

---

**November 4, 1999**

The Board made the following Order: "**AND NOW**, this 4th day of November, 1999, upon receipt of a Praecipe to Mark Case Dismissed, Settled and Ended with Prejudice, requesting the Board to "Kindly mark this case Dismissed, Settled and Ended with Prejudice", executed by David W. Francis, Esquire, on behalf of Plaintiff, James Julian, Inc., and docketed with this Board under date of November 2, 1999, it is **ORDERED** and **DIRECTED** that said case be marked 'dismissed, settled, and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

---

**November 8, 1999**

Acceptance of Service of Order dated November 4, 1999 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 5, 1999.

---

**November 16, 1999**

Acceptance of Service of Order dated November 4, 1999 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 15, 1999.

---