

Docket Number: 2507

**PENN MED CONSULTANTS, INC., AUDUBON VILLA**

Louis J. Capozzi, Jr., Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE**

~~John A. Kane, Chief Counsel~~  
Leonard W. Crumb, Assistant Counsel

**September 17, 1997**

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

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**September 19, 1997**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT 10/21/97.**

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**September 23, 1997**

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

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**September 25, 1997**

Acceptance of Service of Opinion and Order dated September 19, 1997 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 17, 1997.

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**October 28, 1997**

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

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**November 17, 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 14, 1998**

Letter forwarded to parties requesting status. Response due from parties August 14, 1998.

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**August 13, 1998**

Status letter received from attorney for Plaintiff advising that the parties are in discovery.

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**August 20, 1998**

Certificate of Service of Plaintiff's Request for Production of Documents unto Defendant filed by attorney for Plaintiff.

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**November 23, 1999**

Letter-type Stipulation of Withdrawal with Prejudice in Part of

only that portion of pending disputes concerning 1993-1996 Home Office Costs filed by attorney for Plaintiff.

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**August 24, 2000**

Letter forwarded to parties requesting status. Response due from parties September 25, 2000.

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**August 28, 2000**

Status letter received from attorney for Plaintiff advising that the parties are conducting a global settlement of related matters.

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**August 30, 2000**

Letter forwarded to parties granting Plaintiff's request for a stay until November 28, 2000 to discuss settlement negotiations.

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**November 22, 2000**

Status letter received from attorney for Plaintiff advising that the parties are currently negotiating a settlement in this matter.

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**January 18, 2002**

Letter forwarded to parties requesting status. Response due from parties February 19, 2002.

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**January 23, 2002**

Letter received from attorney for Plaintiff advising that the parties are unable to come to terms of settlement and request that the Board set same for hearing.

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**February 20, 2002**

Status letter received from attorney for Plaintiff advising that settlement negotiations have not proved fruitful and that they are continuing on with discovery in an effort to move this case to hearing as soon as possible.

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**April 19, 2002**

Status letter received from attorney for Defendant advising that they do not feel this case is in a position to set for hearing as well as notifying that the Defendant will be requesting a general continuance pending a similar decision in Commonwealth

Court.

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**April 23, 2002**

Notice of Service of Plaintiff's First Set of Interrogatories as well as Request for Production of Documents filed.

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**January 22, 2003**

Motion to Compel Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Response due from Defendant February 24, 2003.

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**February 12, 2003**

Defendant's Answer and New Matter in Opposition to Motion to Compel Discovery filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. Response to New Matter due March 12, 2003.

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**March 27, 2003**

Answer of the Claimant, Penn Med Consultants, Inc., Audubon Villa, to DPW's New Matter in Opposition to Motion to Compel Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**May 8, 2003**

Board issued Opinion and Order: Order as follows: **AND NOW**, this 8th day of May, 2003, the Plaintiff's, Penn Med Consultants, Inc., Audubon Villa, Motion to Compel Discovery is hereby **GRANTED**. The Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, is hereby **ORDERED** to make its reply to Plaintiff's request for documentation and things in accordance with the Pennsylvania Rules of Civil Procedure within twenty (20) days of the exit date hereof. It is further hereby **ORDERED** and **DECREED** that the Defendant is **DIRECTED** to file written answers to Plaintiff's interrogatories within twenty (20) days of the exit date hereof. Copies forwarded to Plaintiff and Defendant.

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**May 14, 2003**

Plaintiff filed Acceptance of Service of Opinion and Order.

Receipt of same acknowledged by Plaintiff May 12, 2003.

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**May 15, 2003**

Defendant filed Acceptance of Service Opinion and Order.  
Receipt of same acknowledged by Defendant May 12, 2003.

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**October 4, 2005**

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 4<sup>th</sup> day of October, 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 11, 2005**

Defendant filed Acceptance of Service of Opinion and Order dated October 4, 2005. Receipt of same acknowledged October 6, 2005.

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**October 12, 2005**

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

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**November 21, 2005**

Plaintiff filed Acceptance of Service of Opinion and Order dated October 4, 2005. Receipt of same acknowledged October 27, 2005.

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