

Docket Number: 2528

ODD FELLOWS NURSING HOME (THE MIDDLETOWN HOME)

~~Kimber L. Latsha, Esquire~~  
David C. Marshall, Esquire

VS.

**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~  
~~Jeffrey W. Bechtel, Assistant Counsel~~  
Cynthia A. Fillman, Assistant Counsel

**November 10, 1997**

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

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**November 14, 1997**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT DECEMBER 15, 1997.

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**November 18, 1997**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 17, 1997.

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**CLOSED**

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Letter received from attorney for Defendant requesting a 30-day extension in which to file their response to Plaintiff's Claim.

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**December 19, 1997**

Letter forwarded to Defendant granting Defendant's request for a 30-day extension of time until January 19, 1998 in which to file Defendant's Response to Plaintiff's Claim.

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**January 8, 1998**

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

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**January 12, 1998**

Letter forwarded to Plaintiff requesting response to Defendant's New Matter. Response due February 12, 1998.

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**February 13, 1998**

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

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**February 18, 1998**

Letter forwarded to parties directing parties to commence with discovery.

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**October 22, 1998**

Letter forwarded to parties requesting status. Response due from parties 11/23/98.

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**November 10, 1998**

Status letter received from attorney for Plaintiff advising that the parties are conducting settlement negotiations.

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**April 3, 2000**

Letter forwarded to parties requesting status. Response due from parties May 3, 2000.

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**May 2, 2000**

Status letter received from attorney for Plaintiff advising that the Plaintiff has forwarded a settlement offer in the form of a position paper to the Defendant's counsel and is awaiting a response.

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**January 2, 2000**

Letter forwarded to parties requesting status. Response due from parties February 2, 2001.

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**February 6, 2001**

Status letter received from attorney for Plaintiff advising that that parties are engaged in settlement negotiations and if same does not materialize, Plaintiff will request a hearing be set.

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**August 8, 2001**

Letter forwarded to parties requesting status. Response due from parties September 10, 2001.

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**August 23, 2001**

Praecipe to Withdraw with Prejudice filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**August 27, 2001**

The Board rendered the following Order: **"AND NOW**, this 27th day of August, 2001, upon receipt of Plaintiff's Praecipe To Withdraw With Prejudice advising "Kindly withdraw the above-captioned claim with prejudice as the parties have entered into a Stipulation of Settlement." executed by David C. Marshall, Esquire, for Plaintiff and docketed with this Board under date of August 23, 2001, it is **ORDERED** and **DIRECTED** that said case be marked "closed, discontinued and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**September 7, 2001**

Acceptance of Service of Order dated August 27, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 4, 2001.

**CLOSED**