

Docket Number: 2533

Eastley, Inc.

Theodore A. Adler, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
Department of General Services

Elizabeth A. O'Reilly, Esquire

December 1, 1997

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$111,932.35.

December 11, 1997

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 1/9/98.

December 15, 1997

Acceptance of Service of Claim dated December 8, 1997 received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General December 10, 1997.

January 6, 1998

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

January 12, 1998

Letter forwarded to Plaintiff directing them to file a response to Defendant's New Matter. RESPONSE DUE 2/12/98.

January 14, 1998

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 12, 1997.

February 12, 1998

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

February 19, 1998

Letter forwarded to parties directing them to commence with discovery.

March 26, 1998

Commonwealth's Motion for Judgment of the Pleadings and Brief in Support filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 31, 1998

Letter forwarded to parties directing Plaintiff to file their response and Brief.

April 27, 1998

Brief of Eastley, Inc., in Opposition to the Commonwealth of Pennsylvania's Motion for Judgment on the Pleadings filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

June 9, 1998

The Board rendered an Opinion and made the following Order: **AND NOW**, this 9th day of June, 1998, the Motion for Judgment on the Pleadings filed by Defendant, Commonwealth of Pennsylvania, Department of General Services is hereby **DENIED**. Copy forwarded to attorney for Plaintiff and Defendant.

June 12, 1998

Acceptance of Service of Opinion and Order dated June 9, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 11, 1998.

July 15, 1998

Acceptance of Service of Opinion and Order received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 11, 1998.

September 11, 1998

Certificate of Service of Department's Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 26, 1998

Copy of Defendant's letter advising that Plaintiff granted them until November 20, 1998, in which to file their Request for Admission.

December 10, 1998

Letter received from attorney for Plaintiff advising that this case should be consolidated with Docket Nos. 2534 and 2536 and scheduled for trial.

January 21, 1999

Hearing scheduled for March 9, 10 and 11, 1999, in Board's Courtroom No. 2, 6th Floor, Fulton Bank Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m.

January 22, 1999

The Board rendered an Opinion: Under docket date of December 10, 1998, counsel for the Plaintiff filed a letter-type Motion to consolidate the above referenced cases. Therein, Mr. Adler advised that all three cases stem from a common set of facts. Accordingly, in the interest of judicial economy, the following Order will issue: **AND NOW**, this 22nd day of January, 1999, it is **ORDERED** and **DECREED** that the above captioned cases are consolidated for trial. Copy forwarded to attorney for Plaintiff and Defendant.

January 27, 1999

Acceptance of Service of Opinion and Order dated January 22, 1999 received by attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 27, 1999.

February 5, 1999

Acceptance of Service of Opinion and Order dated January 22, 1999 received by attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 25, 1999.

February 8, 1999

Plaintiff's Pre-Trial Statement filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

February 8, 1999

Commonwealth's Pre-Trial Statement filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 5, 1999

Motion to Amend Complaint and Proposed Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 8, 1999

Commonwealth's Motion in Limine and Brief in Support filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 9, 1999

Panel Hearing Completed. (Kline and Swartz)

March 17, 1999

Plaintiff's Amended Complaint filed by attorney for Plaintiff. Copy

forwarded to attorney for Defendant by attorney for Plaintiff.

March 22, 1999

Joint Instructions and Mutual Releases filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant.

March 29, 1999

Commonwealth's Amended Answer with New Matter to Plaintiff's Amended Complaint filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 29, 1999

Commonwealth's Motion to Compel Plaintiffs to Elect Between Breach of Contract Damages or Rescission and Brief in Support filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 7, 1999

Testimony of panel hearing held March 9, 1999 filed

April 14, 1999

Copy of testimony of panel hearing held March 9, 1999 forwarded to attorney for Defendant. Plaintiff's Findings of Fact, Conclusions of Law and Brief in Support due.(May 14, 1999).

April 14, 1999

Acceptance of Service of Amended Claim received from Chief Attorney General. Receipt of same acknowledged by Chief Attorney General April 8, 1999.

April 21, 1999

Acceptance of Service of Testimony for hearing held March 9, 1999 received by attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 16, 1999.

April 21, 1999

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

April 21, 1999

Plaintiff's Answer to the Commonwealth's Motion to Compel Plaintiffs to Elect Between Breach of Contract Damages or Rescission filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 4, 1999

Letter received from attorney for Plaintiff advising that a tentative settlement has been achieved. When the agreements are finalized the Board will be notified.

November 1, 1999

Letter forwarded to parties requesting status. Status due on or before December 1, 1999.

November 5, 1999

Letter received from attorney for Plaintiff advising that this case has been settled and payment was received.

November 30, 1999

The Board rendered an opinion and made the following Order: "AND NOW, this 30th day of November, 1999, it is **ORDERED** and **DECREED** that these matters be marked terminate and settled with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

December 6, 1999

Acceptance of Service of Opinion and Order dated November 30, 1999 received by attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 3, 1999

December 6, 1999

Acceptance of Service of Opinion and Order dated November 30, 1999 received by attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 2, 1999.
