

Docket Number: 2536

KEYSTONE ENGINEERING CORP., BY ITS SUCCESSORS AND ASSIGNS

Theodore A. Adler, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

~~Gregory C. Santoro, Chief Legal Counsel~~
~~Elizabeth O'Reilly, Assistant Counsel~~

December 1, 1997

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$390,057.51+

December 9, 1997

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT JANUARY 9, 1997.**

December 16, 1997

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General December 11, 1997.

CLOSED

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

Letter forwarded to attorney for Plaintiff requesting response to Defendant's New Matter. **RESPONSE DUE FROM PLAINTIFF FEBRUARY 9, 1998.**

January 14, 1998

Acceptance of Service of Claim filed by attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 11, 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 parties to commence with discovery.

March 26, 1998

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

April 1, 1998

Letter forwarded to Plaintiff requesting response to Defendant's Motion for Judgment on the Pleadings. Response due from Plaintiff May 1, 1998.

April 27, 1998

Brief of Keystone Engineering Corp., 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 10, 1998

The Board rendered an Opinion and made the following Order: "AND NOW, this 10th day of June, 1998, the Motion for Judgment on the Pleadings filed by the Defendant, Commonwealth of Pennsylvania, Department of General Services, is hereby DENIED." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

July 15, 1998

Acceptance of Service of Opinion and Order dated June 10, 1998 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 11, 1998.

October 26, 1998

Courtesy copy of letter forwarded to counsel for Plaintiff by counsel for Defendant granting Defendant additional time in which to respond to discovery.

December 10, 1998

Letter received from attorney for Plaintiff advising that the above case should be consolidated with Docket Nos. 2533 and 2534.

January 21, 1999

Hearing scheduled for March 9, 10, and 11, 1999 in Board's Court Room No. 2, Fulton Bank Building, 6th Floor, Harrisburg, PA 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 28, 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 held in Board's Courtroom No. 2, 200 North Third Street, Suite 600, Harrisburg, PA 17101-1501. **CASE COMPLETED.**

March 17, 1999

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

March 22, 1999

Joint Instructions and Mutual Releases filed by attorney for Plaintiff.

March 29, 1999

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

CLOSED

April 14, 1999

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

April 21, 1999

Acceptance of Service of Testimony for hearing held March 9, 1999 received from 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 Plaintiff's 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 a status report. Status Due December 1, 1999.

November 5, 1999

Letter received from attorney for Plaintiff advising that the parties have settled and payment has been made by the Defendant.

November 30, 1999

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

December 6, 1999

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

December 6, 1999

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