

Docket Number: 2548

**INTEGRATED HEALTH SERVICES, INC.,
IHS OF ERIE AT BAYSIDE**

~~Louis J. Capozzi, Jr., Esquire~~
~~Randy J. Riley, Esquire~~
Michael Hynum, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE**

~~John A. Kane, Chief Counsel~~
Jason W. Manne, Assistant Counsel

December 23, 1997

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

December 29, 1997

Entry of Appearance of Louis J. Capozzi, Jr., Esquire, on behalf of the Plaintiff.

January 8, 1998

Copies of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT: February 9, 1998.**

January 14, 1998

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General January 9, 1998.

January 14, 1998

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 9, 1998.

February 2, 1998

Answer & New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. **Reply due from Pltff. on or before March 9, 1998.**

March 6, 1998

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

July 22, 1998

Notice of Service of Request for Production of Documents filed by attorney on behalf of Plaintiff.

August 18, 1998

Motion to Compel Production of Documents filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney

for Plaintiff.

August 21, 1998

Notice of Service of Defendant's Reponse to Claimant's First Request for Production of Documents filed by attorney on behalf of Defendant.

September 2, 1998

The Board rendered an Opinion and made the following Order: **AND NOW**, this 2nd day of September, 1998, it is **ORDERED** and **DECREED** that the Plaintiff's Motion to Compel Production of Documents is hereby dismissed as being moot. Counsel for the Plaintiff may renew its Motion to Compel should the parties fail to reach an agreement on the exchange of documents.@ Copy forwarded to attorney for Plaintiff and attorney for Defendant.

September 8, 1998

Acceptance of Service of Opinion and Order dated September 2, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 4, 1998.

September 16, 1998

Notice of Service of Request for Production of Documents filed by attorney for Plaintiff.

March 15, 1999

Letter forwarded to parties requesting a Status Report. Status Report due on or before **April 14, 1999**.

April 13, 1999

Letter/Status Report received from attorney for Plaintiff advising that the parties are engaged in the discovery process and if they are unable to reach an amicable settlement at the conclusion of discovery, they will request a hearing.

October 29, 1999

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

November 3, 1999

Letter/Status Report received from Plaintiff advising that they will seek settlement negotiations with Defendant and will continue discovery efforts. At the conclusion of same, they

will summarily request a hearing date before the Board.

December 29, 1999

Entry of Appearance of Randy J. Riley, Esquire, on behalf of Plaintiff and Withdrawal of Appearance of Samuel B. Fineman on behalf of Plaintiff.

August 21, 2000

Letter forwarded to parties requesting a status report. Status Report due on or before **September 20, 2000**.

August 25, 2000

Letter received from attorney for Plaintiff advising that they will seek settlement negotiations with Defendant in regards to this matter and will continue discovery efforts.

March 19, 2001

Letter forwarded to parties requesting a Status Report. Status Report due on or before **April 18, 2001**.

April 13, 2001

Letter received from Plaintiff advising that they are completing discovery and preparing a position paper to propose settlement of this matter.

October 19, 2001

Letter forwarded to parties requesting a Status Report. Same due on or before **November 19, 2001**.

November 21, 2001

Letter received from attorney for Plaintiff advising that they are preparing a proposed settlement of this matter for submission to Defendant.

May 22, 2002

Letter forwarded to parties requesting a Status Report. Status Report due on or before **June 21, 2002**.

June 21, 2002

Letter received from attorney for Plaintiff, via facsimile, advising that they are performing analysis of documentation received through discovery in order to prepare a settlement

proposal for submission to Defendant.

June 24, 2002

Letter received from attorney for Plaintiff, via U.S. Mail, advising that they are performing analysis of documentation received through discovery in order to prepare a settlement proposal for submission to Defendant.

September 16, 2005

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 16th day of September, 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.

October 3, 2005

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

October 17, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated September 16, 2005. Receipt of same acknowledged October 11, 2005.