

Docket Number: 2568

MARINER HEALTH CARE OF WEST HILLS

Steven M. Montresor, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

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

January 23, 1998

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

January 27, 1998

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 2/26/98.

February 2, 1998

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General January 28, 1998.

February 6, 1998

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant January 28, 1998.

February 26, 1998

Letter received from attorney for Defendant requesting a 30-day extension of time to file a response.

April 30, 1998

Letter received from attorney for Defendant, via fax, requesting an extension of time to file a response.

June 8, 1998

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

July 6, 1998

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

July 20, 1998

Letter forwarded to the parties directing them to proceed with discovery.

April 1, 1999

Praecipe to Settle and Discontinue filed by attorney for Plaintiff.

April 9, 1999

Letter received from attorney for Plaintiff advising that they are in the process of preparing a settlement negotiation in the form a position paper which will be forwarded to the Defendant upon completion.

May 3, 1999

Defendant's status letter advising that discovery has not been completed and the case is not ready for trial.

January 21, 2000

Letter forwarded to parties requesting a status. Now due 2/21/00.

February 8, 2000

Letter/Status report received from Plaintiff advising that they are currently assessing whether discovery requests to the Defendant are appropriate. If discovery is not necessary or the information can be obtained informally, then a settlement offer in the form of a position paper will be drafted and forwarded to the Defendant.

October 2, 2000

Letter received from attorney for Defendant requesting an extension of time until January 19, 2001, in which to respond to all discovery requests and/or Motions to Compel Discovery.

October 3, 2000

Letter forwarded to attorney for Defendant granting Defendant's request for an extension of time until January 19, 2001, in which to respond to all discovery requests and/or Motions to Compel Discovery.

March 30, 2001

Letter forwarded to parties requesting a status report. Due 4/30/01.

May 18, 2001

Letter received from attorney for Plaintiff advising that the

Defendant has made an offer for payment in exchange for which Plaintiff was to withdraw the above-referenced appeal. The above facility is in bankruptcy and any settlement must be approved by the Bankruptcy Court. Once the parties receive approval from Bankruptcy Court they will take the appropriate steps to withdraw the Claim. If they are unable to reach an amicable resolution a hearing will be requested.

July 11, 2002

Letter forwarded to parties requesting a status report. Status report due on or before **August 12, 2002.**

September 5, 2002

Letter received from attorney for Plaintiff advising that they are in the process of verifying that it has received payment from the Defendant. Upon confirmation of this Plaintiff will withdraw their Claim.

October 14, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 14th 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."

October 17, 2005

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

November 22, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated October 14, 2005. Receipt of same acknowledged November 21, 2005.
