

Docket Number: 2586

THE BRETHREN HOME, THE JEWISH HOME AND HOSPITAL FOR THE AGED -  
PITTSBURGH, GOOD SHEPHERD HOME LONG TERM CARE FACILITY, INC., MEADOWS  
NURSING CENTER, OIL CITY PRESBYTERIAN HOME, PRESBYTERIAN LODGE, and  
THE WILLIAMSPORT HOME

David C. Marshall, Esquire

# CLOSED

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~  
Kathleen Grogan, Assistant Counsel

**January 23, 1998**

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

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**January 27, 1998**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT February 26, 1998.**

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**February 4, 1998**

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

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**CLOSED**

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Letter received from attorney for Defendant requesting a 30-day extension of time to file its responsive pleading to Plaintiff's Claim. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**February 27, 1998**

Letter forwarded to attorney for Defendant, with copy to Plaintiff, granting 30-day request for an extension of time. **Defendant's responsive pleading to Plaintiff's Complaint now due March 30, 1998.**

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**March 31, 1998**

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

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**April 2, 1998**

Letter forwarded to Defendant granting Defendant's request for a 30-day extension of time in which to file Defendant's Response to Plaintiff's Claim. Response due May 4, 1998.

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**April 30, 1998**

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

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**May 1, 1998**

Letter forwarded to Defendant granting Defendant's request for a 30-day extension of time in which to file Defendant's Response to Plaintiff's Claim. Response due June 4, 1998.

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July 23, 1998

Letter/Status Report received from Defendant advising that they have not file their responsive pleadings in these matters because counsel for Plaintiff advised Defendant that they would be withdrawing the claim at Docket No. 2586, amending the claim at Docket No. 2583 and filing individual claims for some of the facilities in Docket No. 2586. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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October 22, 1998

**CLOSED**

Petition for Leave to Amend, Sever, and Withdraw the above captioned Claim, Proposed Order, and Amended Claims filed by attorney for Plaintiff is noted that Defendant does not oppose. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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October 28, 1998

The Board made the following Order: "**AND NOW**, this 28th day of October, 1998, upon review of Claimants' Petition for Leave to Amend, Sever, and Withdraw Claim, it is hereby **ORDERED** that:

A. The Petition to Amend the Individual Claims is **GRANTED** as follows: 1. The Brethren Home: Paragraph 22 (A-B) of the consolidated Claim at Docket Number 2586 will be inserted into The Brethren Home's Amended Claim as Paragraph 14 (M-N), Docket No. 2583. 2. The Jewish Home: Paragraph 29 (A-B) of the consolidated Claim at Docket Number 2586 will be inserted into The Jewish Home's Amended Claim as Paragraph 14 (L-M), Docket Number 2561. 3. Good Shepherd: Paragraph 36 (A-B) of the consolidated Claim at Docket Number 2586 will be inserted into Good Shepherd's Amended Claim as Paragraph 14 (L-M), Docket Number 2585. 4. Meadows: Paragraph 43 (A-B) of the consolidated Claim at Docket Number 2586 will be inserted into Meadow's Amended Claim as Paragraph 14 (M-N), Docket Number 2573. 5. Williamsport: Paragraph 64 (A-B) of the consolidated Claim at Docket Number 2586 will be inserted into Williamsport's Amended Claim as Paragraph 14 (K-L), Docket Number 2565. B. The Petition to Sever the Consolidated Claim is **GRANTED** as follows: 1. The Claim docketed at 2586 is severed so that The Brethren Home, The Jewish Home, Good Shepherd, Meadows, and Williamsport may pursue the issues raised in Docket No. 2586 separately in the

October 28, 1998

(Continued)

individual pending Claims listed in Paragraphs A 1-5 of this Order. C. The Petition to Withdraw is **GRANTED** as follows: 1. Presbyterian Lodge and Oil City's Claims and/or causes of action included in the consolidated Claim docketed at 2586 are **WITHDRAWN**. Accordingly, the entire Claim at Docket Number 2586 is hereby Withdrawn, Discontinued and Ended.

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November 2, 1998

Acceptance of Service of Order dated October 28, 1998 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff October 30, 1998.

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November 5, 1998

Acceptance of Service of Order dated October 28, 1998 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 30, 1998.

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**CLOSED**