Docket Number: 2607

COUNTY OF ALLEGHENY

Louis J. Capozzi, Jr., Esquire Randy J. Riley, Esquire

COMP WEALTH OF PENN LVANA DEPARTMENT OF PUBLIC VILFAE John A. Kane, Chief Counsel

Kathleen Grogan, Assistant Counsel
Jason Manne, Assistant Counsel

January 26, 1998

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

January 30, 1998

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 3/3/98.

February 6, 1998

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General February 3. 1998.

Appendix of Service of Composint Seceive from at orney in the seceive at orney in the seceive from at orney in the seceive at orney for Defendant Forwary 2, 198.

Letter received from attorney for Defendant requsting a 30-day extension of time until March 30, 1998, in which to file Defendant's Response to Plaintiff's Claim.

February 27, 1998

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

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.

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.

June 4, 1998

Defendant's Response and New Matter filed by attorney for Defendant.

Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 6, 1998

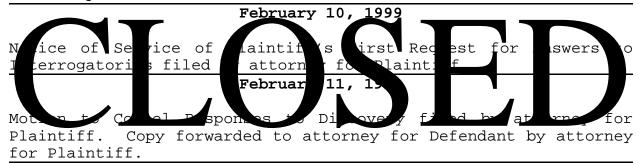
Certificate of Service of Plaintiff's Request for Production of Documents filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

July 8, 1998

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

July 9, 1998

Letter forwarded to parties directing parties to commence with discovery.



February 18, 1999

Letter forwarded to parties directing Plaintiff to file their Brief in Support and thereafter, Defendant to file their Response and Brief. Plaintiff's Brief due March 18, 1999. Defendant's Response and Brief due April 19, 1999.

March 11, 1999

Letter received from attorney for Defendant requesting an extension of time until April 16, 1999 in which to file Defendant's Response to Plaintiff's Motion to Compel Responses to Discovery.

March 12, 1999

Letter forwarded to Defendant granting Defendant's request for an extension of time until April 16, 1999 in which to file Defendant's Response to Plaintiff's Motion to Compel Responses to Discovery.

March 19, 1999

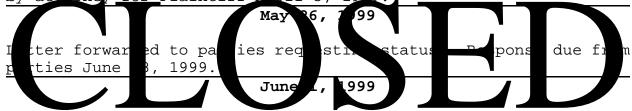
Letter received from attorney for Plaintiff requesting the Board to withdraw the Plaintiff's Motion to Compel Responses to Discovery filed on February 16, 1999.

April 1, 1999

The Board rendered an Opinion and made the following Order: "AND NOW, this 1st day of April, 1999, it is hereby ORDERED and DECREED that the Plaintiff's, County of Allegheny, letter-type Motion to Withdraw its Motion to Compel Responses to Discovery is hereby GRANTED." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

April 6, 1999

Acceptance of Service of Opinion and Order dated April 1, 1999 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff April 5, 1999.



Letter received from attorney for Defendant advising that the parties are engaged in coordinated discovery and said case is not ready for trial.

June 1, 1999

Letter received from attorney for Plaintiff advising that the parties are in discovery.

July 1, 1999

Letter received from attorney for Plaintiff requesting an extension of time until October 1, 1999 in which to respond to Defendant's discovery requests.

July 6, 1999

Letter forwarded to attorney for Plaintiff granting Plaintiff's request for an extension of time until October 1, 1999 in which to respond to Defendant's discovery requests.

September 30, 1999

Letter received from attorney for Plaintiff requesting a second extension of time until December 31, 1999 in which to respond to Defendant's discovery requests.

October 1, 1999

Letter forwarded to attorney for Plaintiff granting Plaintiff's request for a second extension of time until December 31, 1999 in which to respond to Defendant's discovery requests.

December 29, 1999

Letter received from attorney for Plaintiff requesting a third extension of time until March 31, 2000 in which to respond to Defendant's discovery requests.

December 30, 1999

Letter forwarded to attorney for Plaintiff granting Plaintiff's respect for a mird exter ion of time until March 31, 200 in high torespond to efendant discovery requests. Plaintiff response de March 31, 2000.

Februar 15, 20

DPW Motion or a fote ive order Composition Claimant to Mare in the Costs of Compliance with Claimant's Discovery and Brief in Support of its Motion for a Protective Order Compelling Claimants to Share in the Costs of Compliance with Claimant's Discovery filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 17, 2000

Claimant's Response to DPW's Motion for a Protective Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 23, 2000

Defendant's Reply Brief in Support filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 6, 2000

Claimants' Response to DPW's Reply Brief Opposing DPW's Motion for a Protective Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 19, 2000

The Board rendered an Opinion and made the following Order: "AND NOW, this 19th day of April, 2000, it is ORDERED and DECREED that the Defendant's Motion for a Protective Order Compelling Claimants to Share in the Costs of Compliance with Claimant's Discovery is **GRANTED** subject to the following terms and conditions:(a) The Defendant shall bear fifty percent (50%) of the cost incurred to digitize the requested documents. (b) Plaintiff shall pay its pro-rata share of the other fifty percent (50%) of the cost of the digitized documents which have been prepared by the Defendant pursuant to discovery requests. The remaining pro-rata share of the 50% of the costs shall be paid by the other Plaintiffs who th same disc ant slall very (c) 1e efen covery available to the Pla f wilhin nti hirty (3 ſΕ days ceipt of payment from the Plai if (d) Sin e the part es agre to use common at it is be ligita edit to compl with ired tø p ndant s covery req ests, Def lll not l re oduce

April 27, 2000

Plaintiff's Motion for Clarification, Brief in Support and Proposed Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Response due from Defendant May 30, 2000.

April 28, 2000

Letter received from attorney for Plaintiff requesting an extension of time until July 28, 2000 in which to comply with Defendant's discovery requests.

May 1, $200\overline{0}$

Letter forwarded to attorney for Plaintiff granting Plaintiff's request for an extension of time until July 28, 2000 in which to comply with Defendant's discovery requests.

May 3, 2000

Acceptance of Service of Opinion and Order dated April 19, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 2, 2000.

May 22, 2000

Notice of Appeal as well as Petition for Review as filed in Commonwealth Court by attorney for Plaintiff.

May 23, 2000

DPW's Response to Claimant's Motion for Clarification filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

May 23, 2000

Letter received from attorney for Plaintiff requesting an extension of time until August 31, 2000 in which to respond to Defendant's discovery requests.

May 24, 2000

Letter received from attorney for Defendant advising that although the do not diect to Plantin's rigues, they do not gree that a extension is warrante for the least as cited: Plaintif as letter.

May 3 , 26

Letter forwarded to Attorney for Plaint of Ganting expension of time until Majoria, 2000 or pand to Mind to William requests.

May 30, 2000

Order rendered in Commonwealth Court as follows: "NOW, May 22, 2000, upon consideration of the above petition for review, and it appearing that theBoard of Claims' decision was entered April 12, 2000, that the last day to petition for review thereof was May 12, 2000, and that petitioner's petition for review was filed May 18, 2000, the petition for review is hereby dismissed as untimely filed. See Pa. R.A.P. 1512(a)(1)."

June 5, 2000

Motion to Vacate an Order rendered in Commonwealth Court filed by attorney for Plaintiff.

June 5, 2000

Claimant's Reply to Defendant's Response to Claimants' Motion for Clarification filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

June 30, 2000

Motion to Compel Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Response due from Defendant August 7, 2000.

July 10, 2000

Response to Motion to Compel Discovery Requesting an Extension of Time filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 12, 2000

Letter forwarded to Defendant granting Defendant a 90-day extension of time until October 13, 2000 in which to respond to Plaintiff's Motion to Compel Discovery.

August 24, 2000

Letter received from attorney for Plaintiff requesting an extension of time until October 31, 2000 to respond to discovery.

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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.

October 31, 2000

Letter received from attorney for Plaintiff requesting an extension of time until January 19, 2001 in which to either produce the documentation requested or to file objections to the Department's requests.

November 6, 2000

Letter forwarded to attorney for Plaintiff granting Plaintiff's request for an extension of time until January 19, 2001 in which to either produce the documentation requested or to file objections to the Department's requests.

December 18, 2000

Praecipe for Discontinuance filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 19, 2000

The Board rendered an Opinion and made the following Order: "AND NOW, this 19th day of December, 2000, upon receipt of a Praecipe for Discontinuance, advising the Board that "Pursuant to a separate settlement agreement between the parties, this matter may be closed, ended and discontinued with prejudice.", executed by Michael A. Hynum, Esquire, attorney for Plaintiff, this Board der da d **DIREC** se "clo **ED** tha lice." scontinued and end d with rarded bre ley for orney for .aintiff nd atto efei ant. Decembe 21 200

Acceptance of Service of Order dated December 19, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff December 20, 2000.