

Docket Number: 2628

GENESIS HEALTH VENTURES, INC.,  
d/b/a Laurel Ridge Nursing and Rehabilitation Center  
and Rose View Manor

Stephen A. Miller, Esquire

**CLOSED**  
COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

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

**January 26, 1998**

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

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**January 30, 1998**

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

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**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.

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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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**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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**June 4, 1998**

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. *Pltf's Reply due on or before July 9, 1998.*

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**July 6, 1998**

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

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**December 23, 1998**

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

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**July 2, 1999**

Letter forwarded to parties requesting a Status Report. **STATUS REPORT DUE ON OR BEFORE AUGUST 2, 1999.**

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**July 14, 1999**

Letter/Status Report received from Plaintiff advising that Plaintiff has proposed a settlement of this matter to Defendant and are awaiting a response to same. They also request that a pre-hearing conference be scheduled so that any outstanding discovery issues can be resolved and deadlines established.

**December 6, 1999**

Notice of Service of Claimant's Second Set of Interrogatories and Claimant's First Request for Production of Documents filed by attorney for Plaintiff.

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**January 14, 2000**

Motion to Compel Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Response due from Defendant **February 8, 2000**.

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**January 20, 2000**

Letter received from attorney for Defendant requesting an extension of time of thirty (30) days to respond to Plaintiff's discovery requests and requests that consideration of Plaintiff's Motion to Compel be stayed for that period. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**January 24, 2000**

Letter forwarded to attorney for Defendant, with copy to attorney for Plaintiff, granting Defendant's request for an extension of time of thirty (30) days to respond to Plaintiff's discovery requests and staying consideration of Plaintiff's Motion to Compel until that time. **Defendant's Responses to Pltf's discovery requests due February 23, 2000.**

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**February 11, 2000**

Letter received from Plaintiff requesting the Board order Defendant to produce Plaintiff with the discovery documents - electronic files - that had been requested by Plaintiff and/or further that the Board rule on Claimant's pending Motion to Compel, or in the alternative, schedule a discovery conference and order Defendant and Claimant to attend.

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**February 15, 2000**

DPW's Motion for a Protective Order Compelling Claimants to Share 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.

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**February 16, 2000**

Withdrawal of Motions to Compel Without Prejudice filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**March 10, 2000**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 10th day of March, 2000, it is **ORDERED** and **DECREED** that Plaintiff's Motion to Compel shall be **DISMISSED**, without prejudice. Since Plaintiff has requested to withdraw its Motion to Compel, Defendant's Motion for Protective Order Compelling Claimant's to Share in the Cost of Compliance with Claimant's Discovery is **MOOT** and said Motion shall, therefore, be **DISMISSED**." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**March 13, 2000**

Defendant's Reply Brief in Support of Motion for Protective Order, filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**March 13, 2000**

Acceptance of Service of Opinion and Order dated March 10, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 13, 2000.

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**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.

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**May 24, 2000**

Letter received from attorney for Defendant advising that although they do not object to Plaintiff's request, they do not agree that an extension is warranted for the reasons cited in Plaintiff's letter.

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**May 31, 2000**

Letter forwarded to attorney for Plaintiff granting extension of time until August 31, 2000 to respond to Defendant's discovery requests.

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**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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**September 1, 2000**

Letter forwarded to attorney for Plaintiff granting Plaintiff's request for an extension of time until October 31, 2000 in which to respond to discovery. Response due 10/31/00.

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**September 26, 2000**

Notice of Service of Respondent's First Set of Interrogatories filed by attorney for Defendant.

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**CLOSED**

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.

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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.

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**January 25, 2001**

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

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**January 26, 2001**

The Board made the following Order: "**AND NOW**, this 26th day of January, 2001, upon receipt of Praecipes For Discontinuances, advising that "...this matter may be closed, ended and discontinued with prejudice", executed by Daniel K. Natirboff, Esquire, Jonathan C. James, Esquire and Stephen A. Miller, Esquire, attorneys for Plaintiffs, and docketed with this Board under date of January 25, 2001, it is **ORDERED** and **DIRECTED** that the cases, mentioned on the attached list, be marked 'closed, ended and discontinued with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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