

Docket Number: 2655

BRIARCLIFF NURSING CENTER ASSOCIATES,  
LANCASTER NURSING CENTER ASSOCIATES,  
OVERLOOK NURSING CENTER ASSOCIATES,  
limited partnerships

Louis J. Capozzi, Jr., Esquire  
Katherine E. Stine, Esquire

# CLOSED

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

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

**February 17, 1998**

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

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**February 23, 1998**

Copies of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT: March 25, 1998.**

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**February 26, 1998**

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

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**CLOSED**

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Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 24, 1998.

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**February 27, 1998**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General February 24, 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 to New Matter due on or before July 9, 1998.*

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**July 8, 1998**

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

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**November 30, 1998**

Notice of Service of Claimant's First Request for Answers to Interrogatories, filed by Plaintiff.

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**February 4, 1999**

Motion to Compel Responses to Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**March 2, 1999**

Letter received from attorney for Defendant requesting a 30 day extension of time to respond to Claimant's Motion to Compel Responses to Discovery. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**March 5, 1999**

Letter forwarded to attorney for Defendant, with a copy to attorney for Plaintiff, granting Defendant's request for a thirty (30) day extension of time to respond to Claimant's Motion to Compel Responses to Discovery. **Defendant's Response to Motion to Compel now due on or before March 31, 1999.**

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**March 19, 1999**

Letter/Withdrawal of Motion to Compel Responses to Discovery, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**March 24, 1999**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 24th day of March, 1999, it is hereby **ORDERED** and **DECREED** that Plaintiff's Motion to Compel Discovery is hereby dismissed without prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**March 25, 1999**

Acceptance of Service of Opinion and Order dated March 24, 1999 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 25, 1999.

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**August 4, 1999**

Notice of Service of Respondent's First Request for Production of Documents filed by attorney for Defendant.

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**August 16, 1999**

Letter/Request for an extension of time until December 3, 1999 for Plaintiff to either produce the documents requested by Defendant or to file objections to same, filed by attorney for Plaintiff.

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**August 17, 1999**

Letter forwarded to attorney for Plaintiff, with copy to attorney for Defendant, granting Plaintiff's request until December 3, 1999, for Plaintiff to either produce the documents requested by Defendant, or to file objections to same.

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**November 23, 1999**

Letter-type Stipulation of Withdrawal with Prejudice in Part of Only That Portion of Pending Disputes Concerning 1993-1996 Time Office Costs filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**December 2, 1999**

Letter/Request for an extension of time until April 28, 2000 for Claimant to file its responses to Defendant's First Set of Interrogatories and First Request for Production of Documents, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**December 8, 1999**

Letter forwarded to attorney for Plaintiff, with copy to attorney for Defendant, granting Plaintiff's request for an extension of time to file its responses to Defendant's First Set of Interrogatories and First Request for Production of Documents, until **April 28, 2000**.

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**April 13, 2000**

Letter received from attorney for Plaintiff requesting an extension of time until May 31, 2000 in which to respond or object to Defendant's First Set of Continuing Interrogatories and First Request for Production of Documents. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**April 19, 2000**

Letter forwarded to attorney for Plaintiff with copy to attorney for Defendant granting Plaintiff's request for an extension of time in which to respond to Defendant's discovery request until **May 31, 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 24, 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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**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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**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.

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**October 31, 2000**

Notice of Service of Claimant's Response to Respondent's First Request for Production of Documents filed by attorney for Plaintiff.

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**November 13, 2000**

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

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**November 15, 2000**

The Board made the following Order: "**AND NOW**, this 15th day of November, 2000, upon receipt of a Praecipe for Discontinuance, advising that "this matter may be closed, ended and discontinued with prejudice, executed by Louis J. Lapozzi, Jr., Esquire on behalf of Plaintiff, Briarcliff Nursing Center Associates, et al., and docketed with this Board under date of November 15, 2000, it is **ORDERED** and **DIRECTED** that said case be marked "closed, ended, and discontinued with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**November 17, 2000**

Acceptance of Service of Order dated November 15, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 16, 2000.

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**November 21, 2000**

Acceptance of Service of Order dated November 15, 2000, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 17, 2000.

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