

Docket Number: 2670

GEUPEL CONSTRUCTION COMPANY, INC.

Robert E. Heideck, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

~~John J. Robinson, Jr., Chief Claims Attorney~~
~~Gerald R. Schultz, Assistant Counsel~~

April 2, 1998

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$2,295,425.93+

April 8, 1998

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT: May 8, 1998

April 14, 1998

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 10, 1998.

CLOSED

Letter/Request for a thirty (30) days Extension of Time for Defendant to file its Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

May 20, 1998

Letter forwarded to attorney for Defendant, with copy to attorney for Plaintiff, granting request for a thirty (30) day extension of time for Defendant to file its Answer and New Matter. *Defendant's Answer & New Matter now due on or before June 19, 1998.*

June 9, 1998

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

July 9, 1998

Reply of Plaintiff-Claimant Geupel Construction Company to New Matter of Defendant-Respondent Pennsylvania Department of Transportation filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 16, 1999

Letter forwarded to parties requesting a Status Report. **Status Report due April 15, 1999.**

April 19, 1999

Letter received from attorney for Plaintiff advising that the parties have tentatively settled; however, Plaintiff had to file for bankruptcy and the matter is now in that court. Parties are awaiting to see if the Bankruptcy Court will approve the settlement.

April 19, 1999

Letter from attorney for Defendant advising that it is his understanding that the parties have reached an amicable settlement in this case.

October 29, 1999

Letter forwarded to parties requesting a status report. Status Report due on or before November 29, 1999.

January 24, 2000

CLOSED

The Board rendered an opinion and made the following Order: "And NOW, this 24th day of January, 2000, a Rule to Show Cause is issued upon Plaintiff, Gospel Construction Company, Inc., wherein it is **DIRECTED** that Plaintiff advise the Board, within thirty (30) days from the exit date of this Order, as to whether or not they wish to pursue this matter. In the event the Board does not receive a response to said Rule, said Rule to Show Cause shall become absolute and the case shall be marked 'closed, discontinued and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

January 31, 2000

Acceptance of Service of Opinion and Order dated January 24, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 27, 2000.

January 31, 2000

Letter/Status Report received from attorney for Plaintiff advising that the Bankruptcy Court approved the tentative settlement between the parties and finalized the Agreement. Requests the Board enter an order marking this action settled.

February 7, 2000

The Board made the following Order: "**AND NOW**, this 7th day of February, 2000, upon receipt of a Letter/Praecipe, requesting the Board to '. . . enter an order marking this action settled. . . .', executed by Robert E. Heideck, Esquire, on behalf of Plaintiff, Geupel Construction Company, Inc., and docketed with this Board under date of January 31, 2000, it is **ORDERED** and **DIRECTED** that said case be marked 'settled, discontinued, and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

February 10, 2000

Acceptance of Service of Order dated February 7, 2000 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 10, 2000.

February 14, 2000

Acceptance of Service of Order dated February 7, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 11, 2000.

CLOSED