

Docket Number: 2701

GENESIS HEALTH VENTURES, INC. and BERKSHIRE MANOR NURSING AND
REHABILITATION CENTER

David C. Marshall, Esquire

CLOSED VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~
Leonard W. Crumb, Assistant Counsel

July 6, 1998

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

July 9, 1998

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT August 10, 1998.

July 16, 1998

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 13, 1998.

CLOSED

August 11, 1998

Letter/Request for a thirty (30) day extension of time to file Defendant's responsive pleading filed by attorney for Defendant, (via facsimile). Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 12, 1998

Letter/Request for a thirty (30) day extension of time to file Defendant's responsive pleading filed by attorney for Defendant, (via U.S. Mail). Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 13, 1998

Letter forwarded to attorney for Defendant, with copy to attorney for Plaintiff, granting Defendant's thirty (30) day extension of time in which to file its responsive pleading. ANSWER DUE FROM DEFENDANT SEPTEMBER 9, 1998.

September 10, 1998

Answer and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. ***Plaintiff's Reply to New Matter due October 13, 1998.***

September 17, 1998

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General July 10, 1998.

October 8, 1998

Letter/Request for a thirty (30) day extension of time to file Plaintiff's Reply to New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

October 9, 1998

Letter forwarded to attorney for Plaintiff, with copy to attorney for Defendant, granted thirty (30) day request for extension of time to file Plaintiff's Reply to New Matter. ***Plaintiff's Reply to New Matter now due November 12, 1998.***

March 15, 1999

Letter forwarded to parties requesting a Status Report. **STATUS REPORT due on or before April 1, 1999.**

March 16, 1999

Plaintiff's Reply to Defendant's New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

April 8, 1999

Letter received from attorney for Plaintiff advising that it is their intention to prepare a settlement proposal in the form of a position paper to be forwarded to Defendant shortly and if parties cannot amicably resolve this matter, they will request a hearing.

October 25, 1999

Letter forwarded to parties requesting a Status Report. **STATUS REPORT DUE ON OR BEFORE NOVEMBER 24, 1999.**

November 4, 1999

Letter/Status Report received from attorney for Plaintiff advising that they are currently preparing a settlement proposal in the form of a position paper to be forwarded to Defendant.

May 22, 2000

Letter forwarded to parties requesting a Status Report. **Status Report due on or before June 19, 2000.**

June 9, 2000

Status letter received from attorney for Plaintiff advising that they are currently reviewing their appeal issues and will prepare a settlement proposal in the form of a position paper to be forwarded to Defendant. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 4, 2001

Letter forwarded to parties requesting a Status Report. Status Report due on or before **February 5, 2001**.

February 7, 2001

Letter received from attorney for Plaintiff advising that they are reviewing the appeal issues and will prepare a settlement proposal in the form of a position paper to be forwarded to Defendant.

August 13, 2001

Letter forwarded to parties requesting a Status Report. Status Report due on or before **September 12, 2001**.

August 23, 2001

Letter received from attorney for Plaintiff advising that they are reviewing the appeal issues and will prepare a settlement proposal in the form of a position paper to be forwarded to Defendant.

February 22, 2002

Letter forwarded to parties requesting a Status Report. Status Report due on or before **March 25, 2002**.

March 5, 2002

Letter received from attorney for Plaintiff advising that they are reviewing their appeal issues and will prepare a settlement proposal to be forwarded to Defendant's Counsel.

September 10, 2002

Letter forwarded to parties requesting a Status Report. Status Report due on or before **October 10, 2002**.

October 10, 2002

Letter received from attorney for Plaintiff advising that they are reviewing their appeal issues and will prepare a settlement proposal to be forwarded to Defendant's Counsel.

November 21, 2002

Praecipe to Withdraw With Prejudice filed by attorney for Plaintiff.
Copy forwarded to attorney for Defendant by attorney for Plaintiff.

February 10, 2003

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 10th day of February, 2003, based upon the request of the Plaintiff, Genesis Health Ventures, Inc., and Berkshire Manor Nursing and Rehabilitation Center, it is hereby **ORDERED** and **DECREED** that the within case be withdrawn, discontinued, and ended with prejudice.

The docket shall be marked accordingly." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

February 20, 2003

Acceptance of Service of Opinion and Order dated February 10, 2003 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff (undated).

CLOSED