

Docket Number: 2705

~~GENESIS HEALTH VENTURES, INC. and HAVERFORD NURSING AND
REHABILITATION CENTER~~

*ALPHA HOUSING AND HEALTH CARE d/b/a HAVERFORD NURSING AND
REHABILITATION CENTER

~~David C. Marshall, Esquire~~
Stephen A. Miller, Esquire
Michael A. Hynum, Esquire

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.

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 14, 1998

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

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.

March 15, 1999

Letter forwarded to parties requesting a Status Report. **Status
Report due on or before April 14, 1999.**

March 23, 1999

Letter/Status Report received from Plaintiff advising that they will be filing a Motion for Leave to Amend the Claim to reflect the change of ownership (Alpha Housing & Health Care) and also advising that after reviewing recently received material, they will prepare a settlement offer in the form of a position paper for review by Defendant.

May 13, 1999

Entry of Appearance of Stephen A. Miller, Esquire, as well as Withdrawal of Appearance of David C. Marshall, Esquire, on behalf of Plaintiff, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

July 14, 1999

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

September 2, 1999

Motion to Amend Caption, Amended Claim (Caption Change) and Proposed Order filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 7, 1999

Notice of Service filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

***September 9, 1999**

The Board made the following Order: **AND NOW**, this 9th day of September, 1999, in consideration of Claimant's Motion to Amend, and in light of the fact that such Motion is uncontested, Claimant's Motion is **GRANTED**. The caption in this matter shall be amended to reflect the change as described in the Motion and as set forth in the Claim attached to Claimant's Motion.@ Copy forwarded to attorney for Plaintiff and attorney for Defendant.

September 29, 1999

Notice of Service of Claimant's First Set of Interrogatories filed by attorney for Plaintiff.

September 29, 1999

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

September 16, 1999

Acceptance of Service of Order dated September 9, 1999 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 14, 1999.

September 20, 1999

Acceptance of Service of Order dated September 9, 1999 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 17, 1999.

April 3, 2000

Letter forwarded to parties requesting status. Response due from parties May 3, 2000.

July 5, 2000

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

September 26, 2000

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

January 19, 2001

Letter received from attorney for Defendant requesting an extension of time until March 5, 2001 in which to continue settlement negotiations.

January 22, 2001

Letter forwarded to attorney for Defendant granting extension of time until March 5, 2001 in which to continue settlement negotiations. **Response now due 3/5/01.**

March 23, 2001

Letter forwarded to parties requesting a status. Response due from parties April 23, 2001.

March 27, 2001

Status letter received (via fax) from attorney for Plaintiff advising the parties have agreed to a protocol to resolve this matter and is awaiting a settlement document for signature.

March 29, 2001

Status letter received (via U.S. Mail) from attorney for Plaintiff advising the parties have agreed to a protocol to resolve this matter and is awaiting a settlement document for signature.

September 27, 2001

Letter forwarded to parties requesting a status. Response due from parties October 29, 2001.

October 29, 2001

Status letter received from attorney for Plaintiff advising the parties have agreed to a protocol to resolve this matter and is awaiting a settlement document for signature.

May 2, 2002

Letter forwarded to parties requesting a Status Report. Status Report due on or before June 3, 2002.

June 4, 2002

Letter received from attorney for Plaintiff advising that the parties have agreed to a protocol to resolve this matter and is awaiting a settlement document for signature.

August 31, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 31st day of August, 2005, it is **ORDERED** and **DECREED** that pursuant to 42 Pa. C.S.A. §5103(a) and Pa. R.C.P. 213(f), this matter and the record thereof is **TRANSFERRED** to the Department of Public Welfare, Bureau of Hearings and Appeals." Copy forwarded to Plaintiff and Defendant.

September 7, 2005

Defendant filed Acceptance of Service of Opinion and Order dated August 31, 2005. Receipt of same acknowledged September 2,

2005.

September 13, 2005

Board transferred filed to Department of Public Welfare, Bureau of Hearing and Appeals.

September 14, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated August 31, 2005. Receipt of same acknowledged September 13, 2005.
