

Docket Number: 2728

HUMBERT LANE HEALTH CARE CENTER

Louis J. Capozzi, Jr., Esquire
Daniel K. Natirboff, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE**

John A. Kane, Chief Counsel
Jeffrey P. Schmoyer, Assistant Counsel

July 27, 1998

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

July 31, 1998

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT August 31, 1998.

August 7, 1998

Acceptance of Service of Claim dated July 31, 1998 received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General August 5, 1998.

August 7, 1998

Acceptance of Service of Claim dated July 31, 1998 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 4, 1998.

September 3, 1998

Answer of Commonwealth of Pennsylvania, Department of Public Welfare filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 23, 1998

Letter forwarded to Plaintiff directing parties to proceed with discovery.

August 5, 1999

Letter forwarded to parties requesting a status. RESP. DUE. 9/3/99.

August 12, 1999

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

September 7, 1999

Notice of Service of Claimant's First Set of Interrogatories served upon the Defendant by Plaintiff.

May 23, 2000

Status letter forwarded to parties. Due 6/23/00.

June 26, 2000

Letter received from attorney for Plaintiff advising that discovery is ongoing between the parties. Plaintiff is awaiting response from Defendant on their Production of Documents and Interr. Once they are in receipt of discovery a position paper/settlement will be prepared for Defendant.

June 26, 2000

Letter received from attorney for Plaintiff advising that discovery is ongoing between the parties. Plaintiff is awaiting a response from Defendant on their Production of Documents and Interr. Once they are in receipt of discovery a position paper/settlement will be prepared for Defendant.

August 30, 2000

Letter received from attorney for Defendant requesting an extension of time until December 1, 2000 in which to respond to Plaintiff's discovery requests.

September 1, 2000

Letter forwarded to attorney for Defendant granting Defendant's request for an extension of time until December 1, 2000 in which to respond to Plaintiff's discovery requests.

February 1, 2001

Letter forwarded to parties requesting a status report. Due 3/1/01.

March 5, 2001

Letter received from Plaintiff advising that the parties are currently engaged in discovery.

October 1, 2001

Letter forwarded to parties requesting a status. Due **11/1/01**.

November 5, 2001

Letter received from attorney for Plaintiff advising that the parties are currently engaged in discovery.

June 11, 2002

Letter forwarded to parties requesting a status report.
Response due 7/11/02.

July 15, 2002

Letter received from attorney for Plaintiff advising that they are still awaiting responses to discovery responses from Defendant that were filed in 1999. Plaintiff further advises that if responses to discovery requests are not obtained a motion to compel will be filed.

August 12, 2002

Faxed and U.S. Mail letter received from attorney for Plaintiff advising that the parties in this matter are currently engaged in Discovery. Once Plaintiff has had the opportunity to review discovery they intend to send a settlement proposal to Defendant.

January 5, 2004

Plaintiff filed Motion to Compel Production of Documents and Answers to Interrogatories. Copy forwarded to Defendant.

February 2, 2004

Defendant filed letter advising that they forwarded a Response to Claimant's Request for Disclosure of Documents and a Response to Claimant's First Set of Continuing Interrogatories.

October 14, 2005

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 14th day of October, 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."

October 17, 2005

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

October 24, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated October 14, 2005. Receipt of same acknowledged October 18, 2005.
