

Docket Number: 2752

ORANGEVILLE NURSING AND REHABILITATION CENTER

~~Samuel B. Fineman, Esquire.~~  
Louis J. Capozzi, Jr., Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

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

**August 18, 1998**

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

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**August 26, 1998**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT SEPTEMBER 28, 1998.**

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**September 28, 1998**

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

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**September 30, 1998**

Letter forwarded to Plaintiff requesting response to Defendants New Matter. Response due October 30, 1998.

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**November 2, 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 16, 1998**

Letter forwarded to parties directing parties to commence with discovery.

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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 Home Office Costs filed by attorney for Plaintiff.

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**April 3, 2000**

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

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**May 18, 2000**

Letter forwarded to parties requesting status. Response due from parties June 19, 2000.

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**June 24, 2000**

Status letter received from attorney for Plaintiff advising that discovery is ongoing.

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**January 3, 2001**

Letter forwarded to parties requesting status. Response due from parties February 5, 2001.

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**February 8, 2001**

Status letter received from attorney for Plaintiff advising that the parties are currently conducting settlement negotiations.

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**August 8, 2001**

Letter forwarded to parties requesting status. Response due from parties September 10, 2001.

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**August 20, 2001**

Status letter received from attorney for Plaintiff advising that the parties are currently negotiation a settlement in this matter.

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**February 26, 2002**

Letter forwarded to parties requesting status. Response due from parties March 26, 2002.

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**March 8, 2002**

Status letter received from attorney for Plaintiff advising that the parties are proceeding to take discovery and to move this matter to a hearing.

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**May 21, 2002**

Notice of Service of Plaintiff's First Set of Interrogatories Propounded Upon the Respondent as well as Request for Production of Documents Propounded upon the Respondent filed by attorney for Plaintiff.

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**May 28, 2002**

Respondent's Motion for General Continuance and Stay as well as Brief in Support filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. Response due from Plaintiff July 1, 2002.

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**June 14, 2002**

The Answer of Claimant, Penn Med Consultants, Easton Nursing

Center, to the Respondent's Motion for General Continuance and Stay as well as Brief in Support filed. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**September 27, 2002**

The Board rendered an Opinion and made the following Order: ~~A~~**AND NOW**, this 27th day of September, 2002, it is **ORDERED** and **DECREED** that the Defendant=s, Commonwealth of Pennsylvania, Department of Public Welfare, Motion for General Continuance and Stay is **DENIED**. It is further **ORDERED** and **DECREED** that the Defendant shall respond to Plaintiff=s, Orangeville Nursing and Rehabilitation Center, outstanding Requests for Production of Documents and Interrogatories within thirty (30) days from the exit date of this Order. It is so **ORDERED**.@ Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**October 3, 2002**

Acceptance of Service of Opinion and Order dated September 26, 2002 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff September 30, 2002.

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**October 4, 2002**

Acceptance of Service of Opinion and Order dated September 26, 2002 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 30, 2002.

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**January 22, 2003**

Motion of the Claimant for Discovery Sanctions Against the Respondent as well as Brief in Support filed. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Response due from Defendant February 24, 2003.

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**March 6, 2003**

Defendant=s Answer and New Matter in Opposition to Claimant=s Motion for Discovery Sanctions Against Defendant and Brief in Support filed. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**April 2, 2003**

The Answer of the Claimant, Orangeville Nursing and Rehabilitation Center, to the New Matter in Opposition to its Motion for Discovery Sanctions Against the Respondent filed. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**April 3, 2003**

Notice of Service of Defendant's Response to Claimant's First Set of Interrogatories filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**June 10, 2003**

Board issued Opinion and Order. Order as follows: **AND NOW**, this 10th day of June, 2003, after consideration of the Motion and Answer thereto and the Briefs filed by the respective parties, it is **ORDERED** and **DECREED** that the Motion of the Plaintiff for Discovery Sanctions against the Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, is hereby **GRANTED** and Defendant is **ORDERED** to provide full and complete Answers to any outstanding Interrogatories and Requests for Production of Documents within twenty (20) days of the exit date of this Order. @ Copies forwarded to Plaintiff and Defendant.

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**June 13, 2003**

Defendant filed Notice of Service of Response to Claimant's Request for Production of Documents filed.

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**June 13, 2003**

Plaintiff filed Acceptance of Service of Opinion and Order dated June 10, 2003. Receipt of same acknowledged by Plaintiff June 12, 2003.

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**June 16, 2003**

Defendant filed Acceptance of Service of Opinion and Order dated June 10, 2003. Receipt of same acknowledged by Defendant June 11, 2003.

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**October 31, 2005**

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 31<sup>st</sup> 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 31, 2005**

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

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**November 2, 2005**

Defendant filed Acceptance of Service of Opinion and Order dated October 31, 2005. Receipt of same acknowledged November 1, 2005.

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