

Docket Number: 2786

**MILLVILLE NURSING CENTER ASSOCIATES T/A
MILLVILLE HEALTH CENTER**

Samuel B. Fineman, Esquire
Daniel K. Natirboff, Esquire
Louis J. Capozzi, Jr., Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE**

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

September 14, 1998

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

September 16, 1998

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 10/16/98.

September 24, 1998

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General September 21, 1998.

September 24, 1998

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 18, 1998.

September 28, 1998

Defendant filed an Answer and New Matter. Copy forwarded to Plaintiff.

November 4, 1998

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

November 10, 1998

Letter forwarded to the parties directing them to proceed with discovery.

September 1, 1999

Letter forwarded to parties requesting a status. Now due 10/1/99.

September 30, 1999

Letter received from attorney for Plaintiff advising that they have requested the permanent files from the Defendant. Upon receipt and review of said files, Plaintiff will determine the best method to proceed in this matter.

September 30, 1999

Notice of Service of Claimant's First Request for Production of Documents served upon Defendant.

December 3, 1999

Letter received from attorney for Plaintiff advising that the parties are currently negotiating a global settlement of claims between the parties in this and related matters docketed to 2263 and 2500. The parties have agreed that formal discovery will be put on hold pending these negotiations and documents will be exchanged in an informal manner.

June 21, 2000

Letter forwarded to parties directing them to file a status report. Due 7/21/00.

July 25, 2000

Letter received from attorney for Plaintiff advising that the parties are involved in negotiations to resolve the matter. Plaintiff will notify the Board if and when the matter is settled.

April 30, 2001

Letter forwarded to parties requesting a status. Due 5/30/01.

May 31, 2001

Letter received from attorney for Plaintiff advising that the parties are currently negotiating a settlement in this matter. The parties have agreed that formal discovery will be put on hold pending negotiations. The Board will be notified if settlement is reached.

June 4, 2001

Letter received from attorney for Plaintiff advising that the parties continue to explore a global settlement and are hopeful that these matters can be resolved without a hearing.

January 3, 2002

Letter forwarded to parties requesting a status report. **Response due 2/4/02.**

May 7, 2002

Letter forwarded to parties requesting a status report.
Response due 6/7/02.

May 14, 2002

Letter received from attorney for Plaintiff advising that they will proceed with discovery and move this matter to a hearing before the Board as quickly as possible.

September 25, 2003

Certificate of Service for Notice of Deposition for Ian Cohen and John Fasciaocco, filed by Plaintiff. Copy forwarded to Defendant.

October 3, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 3rd 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 6, 2005

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

October 7, 2005

Defendant filed Acceptance of Service of Opinion and Order dated October 3, 2005. Receipt of same acknowledged October 5, 2005.

November 21, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated October 3, 2005. Receipt of same acknowledged October 27, 2005.
