

Docket Number: 2792

HEALTH CARE FACILITIES, INC., BRADFORD MANOR, CORRY MANOR, EDINBORO  
MANOR, FAIRVIEW MANOR, HEMPFIELD MANOR, SWEDEN VALLEY MANOR, AND  
WARREN MANOR

John N. Kennedy, Esquire  
~~David C. Marshall, Esquire~~  
~~Kimber L. Latsha, Esquire~~

VS.

COMMONWEALTH OF PENNSYLVANIA  
Department of Public Welfare

Jeffrey Schmoyer, Esquire

September 18, 1998

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

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**October 1, 1998**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT [**November 2, 1998.**]

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**October 8, 1998**

Acceptance of Service of Complaint received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant October 5, 1998.

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**October 8, 1998**

Acceptance of Service of Complaint received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General October 5, 1998.

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**November 2, 1998**

Answer of Commonwealth of Pennsylvania filed by Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**November 24, 1998**

Letter forwarded to Plaintiff directing then to file a response to Defendant's New Matter.

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**December 24, 1998**

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

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**January 8, 1999**

Letter forwarded to parties directing them to proceed with discovery.

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**August 26, 1999**

Letter forwarded to parties requesting a status report. NOW DUE 9/27/99.

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**September 28, 1999**

Letter received from attorney for Plaintiff advising that they are preparing a settlement proposal in the form of a position paper for Defendant's review. If the parties are unable to resolve the matter a hearing will be requested.

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**May 24, 2000**

Status letter forwarded to parties. Due 6/26/00.

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**June 9, 2000**

Letter received from Plaintiff advising that they are preparing a settlement offer for Defendant's review. If the parties are unable to reach a settlement offer a hearing will be requested.

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**January 30, 2001**

Letter forwarded to parties requesting a status report. Due **March 1, 2001.**

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**February 27, 2001**

Letter received from Plaintiff advising that they are preparing a settlement offer in the form of a position paper for Defendant's review. If the parties are unable to reach a settlement a hearing will be requested.

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**June 26, 2001**

Entry and Withdrawal of Appearance of Counsel filed by attorney for Plaintiff.

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**October 1, 2001**

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

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**October 10, 2001**

Letter received from attorney for Plaintiff advising that they are currently preparing a settlement offer in the form of a position paper to be presented to Defendant. If the parties are unable to resolve this appeal amicably, Plaintiff will promptly request a hearing.

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**May 7, 2002**

Status letter forwarded to parties. Response due 6/7/02.

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**May 24, 2002**

Letter received from Plaintiff advising that they submitted a position paper to Defendant and supplemental information for their review. If the parties are unable to resolve this matter a hearing will be requested.

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**March 4, 2003**

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

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**April 17, 2003**

The Board rendered an Opinion and made the following Order: **AND NOW**, this 17th day of April, 2003, upon receipt of Plaintiff's Praecipe it is hereby **ORDERED** that the case docketed to the Board of Claims, Docket No. 2792, is withdrawn and dismissed with prejudice and the docket shall be marked accordingly. Copy forwarded to attorney for Plaintiff and Defendant.

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