

Docket Number: 2811

BRIARCLIFF NURSING CENTER ASSOCIATES,  
EASTON NURSING CENTER ASSOCIATES,  
GREEN RIDGE NURSING CENTER ASSOCIATES,  
LANCASTER NURSING CENTER ASSOCIATES,  
MILLVILLE NURSING CENTER ASSOCIATES,  
ORANGEVILLE NURSING CENTER ASSOCIATES,  
OVERLOOK NURSING CENTER ASSOCIATES,  
and WHITE CLIFF NURSING CENTER ASSOCIATES,  
all limited partnerships

CLOSED

Louis J. Capozzi, Jr., Esquire  
Katherine E. Stine, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

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

**November 13, 1998**

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

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**November 18, 1998**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT December 18, 1998.

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**November 30, 1998**

Notice of Service of Request for Production of Documents and Claimant's First Request for Answers to Interrogatories, filed by Plaintiff.

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November 24, 1998

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General November 19, 1998.

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Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 20, 1998.

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**January 29, 1999**

Ten (10) day Notice of Default filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**February 8, 1999**

Motion to Compel Responses to Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**February 8, 1999**

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

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**March 2, 1999**

Letter received from attorney for Defendant requesting a 30 day extension of time to respond to Claimant's Motion to Compel Responses to Discovery. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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**March 5, 1999**

Letter forwarded to attorney for Defendant, with a copy to attorney for Plaintiff, granting Defendant's request for a thirty (30) day extension of time to respond to Claimant's Motion to Compel Responses to Discovery. **Defendant's Response to Motion to Compel now due on or before March 31, 1999.**

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**March 10, 1999**

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

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**March 18, 1999**

Letter received from attorney for Plaintiff requesting that the Board withdraw Claimant's Motion to Compel Discovery, in part, without prejudice. Only the portion that relates to the Request for Production of Documents. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**April 2, 1999**

Letter received from attorney for Defendant requesting a 30-day extension of time to file a response to Claimant's Motion to Compel Responses to Discovery, pending an attempt to informally resolve the discovery requests that are subject to that motion.

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**April 2, 1999**

Copy of letter directed to Defendant, received from Plaintiff advising they do not object to an extension pending possible resolution of the Motion to Compel.

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**May 11, 1999**

Notice of Service of Defendant's Responses to Claimant's First Set of Interrogatories filed by attorney for Defendant.

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**May 25, 1999**

Letter received from attorney for Plaintiff advising that their Motion to Compel may be deemed withdrawn without prejudice. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**June 8, 1999**

The Board rendered an Opinion and made the following Order: **"AND NOW, this 8 th day of June, 1999, it is ORDERED and DECREED that the Motion to Withdraw its Motion to Compel is hereby GRANTED without prejudice."** Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**June 15, 1999**

Acceptance of Service of Opinion and Order dated June 8, 1999 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 11, 1999.

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**June 15, 1999**

Acceptance of Service of Opinion and Order dated June 8, 1999 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 14, 1999.

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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. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**August 18, 2000**

Letter forwarded to parties requesting a status report. Status Report due on or before **September 18, 2000**.

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**September 20, 2000**

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

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**November 13, 2000**

Praecipe for Discontinuance filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**November 15, 2000**

The Board made the following Order: "**AND NOW**, this 15th day of November, 2000, upon receipt of a Praecipe for Discontinuance, advising that "this matter may be closed, ended and discontinued with prejudice", executed by Louis J. Capozzi, Jr., Esquire, on behalf of Plaintiff, Briarcliff Nursing Center Associates, et al., and docketed with this Board under date of November 13, 2000, it is **ORDERED** and **DIRECTED** that said case be marked "closed, ended, and discontinued with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**November 17, 2000**

Acceptance of Service of Order dated November 15, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 16, 2000.

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**November 21, 2000**

Acceptance of Service of Order dated November 15, 2000, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 17,2000.

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**CLOSED**