

Docket Number: 2929

CONSOLIDATED CLAIMS OF INTEGRATED HEALTH SERVICES, INC., et al.

~~Integrated Health Services At Penn, Inc., d/b/a Integrated Health Services at Julia Ribaud, Integrated Health Services of Bryn Mawr at the Chateau, Integrated Health Services of Pennsylvania At Marple, and Integrated Health Services of Pennsylvania at Plymouth House; Alpine Manor, Inc., d/b/a Integrated Health Services of Erie at Bayside; IHS Acquisition No. 135, Inc., d/b/a IHS Greenery of Carlsburg f/a Greenery Meadows; Integrated Health Services at Indian Creek, Inc., d/b/a Indian Creek Nursing Center; Mountainview Nursing Center, Inc., d/b/a Integrated Health Services at Mountainview; Rest Haven Nursing Center (Whitmarsh), Inc., d/b/a Integrated Health Services at White Marsh; Rest Haven Nursing Center (Chestnut Hill), Inc., d/b/a Integrated Health Services at Chestnut Hill; Integrated Health Group d/b/a Integrated Health Services of Greater Pittsburgh; Cambridge Group of Pennsylvania, Inc., d/b/a Integrated Health Services of Hershey at Woodlands; Rest Haven Nursing Centers, Inc., d/b/a Integrated Health Services of Pennsylvania at Broomall; and Integrated Health Services at Sycamore Creek, Inc., d/b/a Sycamore Creek Nursing Center~~

Louis J. Capozzi, Jr., Esquire
Michael Hynum, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE**

~~John A. Kane, Chief Counsel
Leonard W. Crumb, Assistant Counsel~~

June 21, 1999

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: in excess of \$1,000.00+

June 24, 1999

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ***Answer Due from Defendant July 26, 1999***

July 1, 1999

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 25, 1999.

July 1, 1999

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General June 28, 1999.

July 22, 1999

Letter/Request for an Extension of Time received from attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 26, 1999

Letter forwarded to attorney for Defendant, with copy to attorney for Plaintiff, granting request for an extension of time to file Defendant's response to Claim. DEFENDANT'S RESPONSE TO CLAIM DUE AUGUST 23, 1999.

August 23, 1999

Letter/Request for an Extension of Time received from attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 25, 1999

Letter forwarded to attorney for Defendant, with copy to attorney for Plaintiff, granting request for an extension of time to file Defendant's response to Claim. DEFENDANT'S RESPONSE TO CLAIM DUE SEPTEMBER 22, 1999.

August 25, 1999

Notice of Service of Claimant's First Request for Answers to Interrogatories filed by attorney for Plaintiff.

September 22, 1999

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

October 14, 1999

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

November 17, 1999

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents filed by attorney for Plaintiff.

May 1, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS of Pennsylvania at Broomall) filed by attorney for Plaintiff.

May 5, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to Hershey Woodlands) filed by attorney for Plaintiff.

May 8, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS of PA at Whitemarsh) filed by attorney for Plaintiff.

May 9, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS at Chestnut Hill) filed by attorney for Plaintiff.

May 9, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS of PA at Greenery of Canonsburg) filed by attorney for Plaintiff.

May 9, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to Indian Creek Nursing Center) filed by attorney for Plaintiff.

May 10, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to Sycamore Creek Nursing) filed by attorney for Plaintiff.

May 10, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS of Greater Pittsburgh) filed by attorney for Plaintiff.

May 12, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS at Mountain View) filed by attorney for Plaintiff.

May 12, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS of Erie Bayside) filed by attorney for Plaintiff.

May 15, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS at Julia Ribaud Home) filed by attorney for Plaintiff.

May 15, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS of Pennsylvania at Marple) filed by attorney for Plaintiff.

May 15, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS of Pennsylvania at Plymouth House) filed by attorney for Plaintiff.

May 15, 2000

Notice of Service of Claimant's First Set of Continuing Interrogatories and First Request for Production of Documents (pertaining to IHS of Penn Mawr at the Gate) filed by attorney for Plaintiff.

July 5, 2000

Letter received from attorney for Defendant requesting an extension of time until September 29, 2000, to file response to requests for production of documents and/or interrogatories.

July 6, 2000

Letter forwarded to attorney for Defendant granting extension of time until September 29, 2000, to file response to requests for production of documents and/or interrogatories. Copy forwarded to attorney for Plaintiff.

September 21, 2000

Letter received from attorney for Defendant requesting an extension of time until January 19, 2001, in which to respond to all discovery requests and/or Motions to Compel Discovery.

September 21, 2000

Letter forwarded to attorney for Defendant granting Defendant's request for an extension of time until January 19, 2001, in which to respond to all discovery requests and/or Motions to Compel Discovery.

November 20, 2000

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

***November 29, 2000**

The Board made the following Order: "**AND NOW**, this 29th day of November, 2000, upon receipt of a Praecipe for Discontinuance In Part, advising that 'this matter may be closed, ended and discontinued with prejudice as to the claims of the following Claimants only: Indian Creek Nursing Center and Sycamore Creek Nursing Center', executed by Michael A. Hynum, Esquire, on behalf of Plaintiff, Consolidated Claims of Integrated Health Services, Inc., et al., and docketed with this Board under date of November 20, 2000, it is **ORDERED** and **DECREED** that said case be marked 'closed, ended and discontinued with prejudice as to the claims of only Indian Creek Nursing Center and Sycamore Creek Nursing Center'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

Acceptance of Service of Order dated November 29, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff November 30, 2000

December 5, 2000

Acceptance of Service of Order dated November 29, 2000 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 30, 2000.

January 19, 2001

Letter received from attorney for Defendant requesting an extension of time until March 5, 2001, in which to respond to pending discovery requests, pending the settlement negotiations currently on-going.

January 22, 2001

Letter forwarded to attorney for Defendant, with copy to attorney for Plaintiff, granting Defendant's request for an extension of time to respond to discovery requests pending the on-going settlement negotiations. Responses due on or before **March 5, 2001**.

January 24, 2001

Praecipe for Discontinuance as to Some Named Plaintiff's (All except Integrated Health Group d/b/a Integrated Health Services of Greater Pittsburgh) filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

February 1, 2001

The Board made the following Order: "AND NOW, this 1st day of February, 2001, upon receipt of a Praecipe For Discontinuance As To Some Named Plaintiffs, advising that '. . . this matter may be closed, ended and discontinued with prejudice as to all claims related to services during July 1, 1997 through June 30, 2001, but without prejudice to any periods thereafter, with respect to the following of all remaining named plaintiffs in this matter except for INTEGRATED HEALTH GROUP d/b/a Integrated Health Services of Greater Pittsburgh, which will remain as the only named plaintiff. . . .' executed by Louis J. Capozzi, Jr., Esquire, on behalf of Plaintiff herein, and docketed with this Board under date of January 24, 2001, it is **ORDERED** and **DIRECTED** that this matter be marked closed, ended and discontinued with prejudice as to all claims related to services during July 1, 1997 through June 30, 2001, but without prejudice to any periods thereafter, with respect to the following of all remaining named plaintiffs in this matter except for INTEGRATED HEALTH GROUP d/b/a Integrated Health Services of Greater Pittsburgh, which will remain as the only named plaintiff. . . .". Copy forwarded to attorney for Plaintiff and attorney for Defendant.

February 7, 2001

Acceptance of Service of Order dated February 1, 2001 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 2, 2001.

February 12, 2001

Acceptance of Service of Order dated February 1, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 9, 2001.

March 2, 2001

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

March 8, 2001

The Board made the following Order: "**AND NOW**, this 8th day of March, 2001, upon receipt of a praecipe for Discontinuance, advising that 'this matter may be closed, ended and discontinued with prejudice as to all periods from July 1, 1997, through June 30, 2001, but without prejudice as to any periods thereafter...', executed by Louis J. Capozzi, Jr., Esquire, on behalf of Plaintiff, Consolidated Claims of Integrated Health Services, Inc., et al., and docketed with this Board under date of March 2, 2001, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked 'closed, ended and discontinued with prejudice as to all periods from July 1, 1997 through June 30, 2001, but without prejudice as to any periods thereafter'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 2, 2001

Acceptance of Service of Order dated March 8, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 9, 2001.

March 15, 2001

Acceptance of Service of Order dated March 8, 2001 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 13, 2001.