

Docket Number: 2950

BUCHART-HORN, INC.
(Formerly d.b.a. KOZEL ENGINEERING CO., INC.)

~~Brian S. Funkhouser, P.E.,~~
~~Regional Vice President~~
John J. Sylvanus, Esquire

CLOSED
S.
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

~~Andrew S. Gordon, Chief Counsel~~
Stephen S. Stokwitz, Assistant Counsel

July 29, 1999

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$58,906.77+

August 3, 1999

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ***Answer Due from Defendant September 2, 1999.***

August 10, 1999

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 5, 1999.

August 12, 1999

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General ~ (undated) ~.

August 30, 1999

Letter received from attorney for Defendant requesting an extension of time until October 4, 1999 in which to file its Answer to Plaintiff's Claim.

August 31, 1999

Letter forwarded to attorney for Defendant, with copy to attorney for Plaintiff, granting Defendant's request for an extension of time until **October 4, 1999** in which to file its Answer to Plaintiff's Claim.

October 1, 1999

Preliminary Objections to Plaintiff's Complaint and Brief in Support of Defendant's Preliminary Objections to Plaintiff's Complaint filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 15, 1999

Entry of Appearance of John J. Sylvanus, Esquire, and Stetler & Gribbin, on behalf of Plaintiff, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 10, 1999

Letter forwarded to attorney for Plaintiff, with copy to attorney for Defendant, directing Plaintiff to file its response and brief relative to Defendant's Preliminary Objections and/or a status report, within thirty (30) days from the date of the letter (**January 10, 2000**).

January 5, 2000

Letter/Request for an extension of time until January 24, 2000 for Plaintiff to file its response to Defendant's Preliminary Objections filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

CLOSED

January 6, 2000

Letter forwarded to attorney for Plaintiff, with copy to attorney for Defendant granting Plaintiff's request for an extension of time in which to respond to Defendant's Preliminary Objections. Plaintiff's Response to Defendant's Preliminary Objections now due on or before **January 24, 1999**.

January 24, 2000

Answer of Buchar Horn, Inc., to Preliminary Objections of PADOT as well as Brief of Plaintiff Buchar Horn, Inc., in Opposition to Preliminary Objections of Defendant, Commonwealth of Pennsylvania, Department of Transportation, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 7, 2000

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 7th day of March, 2000, it is hereby **ORDERED** and **DECREED** that Defendant's Preliminary Objections are hereby **OVERRULED** and Defendant is directed to answer Plaintiff's Complaint within thirty (30) days from the exit date of this Order." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 13, 2000

Acceptance of Service of Opinion and Order dated March 7, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 8, 2000.

March 30, 2000

Letter received from attorney for Defendant advising that the parties have agreed to suspend this matter in order to enter into settlement negotiations. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 27, 2000

Letter received from attorney for Plaintiff advising that the claim has been settled and requesting the Board to please mark the docket appropriately. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

November 2, 2000

CLOSED

The Board made the following Order: "AND NOW, this 2nd day of November, 2000, upon receipt of a Letter/Receipt, advising that 'the above-referenced claim has been settled and requesting the Board to 'Please mark the docket appropriately', executed by John J. Syllanus, Esquire, on behalf of Plaintiff, Buellart-Horn, Inc., and docketed with this Board under date of October 27, 2000, it is **ORDERED** and **DIRECTED** that said case be marked "closed, discontinued, and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.
