

Docket Number: 3088

TRUMBULL CORPORATION

Allen C. Warshaw, Esquire
Kenneth L. Sable, Esquire

VS.
CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION

~~Andrew S. Gordon, Chief Counsel~~
Gerald Schultz, Assistant Counsel

February 22, 2000

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$650,000.00+.

February 28, 2000

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 3/29/00.

March 3, 2000

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General March 1, 2000.

CLOSED

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 2, 2000.

Preliminary Objections to Plaintiff's Statement of Claim as well as Brief in Support filed by attorney for Defendant. Response due from Plaintiff May 3, 2000.

April 28, 2000

Amended Claim filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 11, 2000

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 11th day of May, 2000, it is **ORDERED** and **DECREED** that the Preliminary Objections of the Defendant, Commonwealth of Pennsylvania, Department of Transportation, are hereby **DISMISSED** as being **MOOT**. It is further **ORDERED** and **DECREED** that the Amended Statement of Claim is **ACCEPTED** and that the Defendant shall file its Answer thereto within thirty (30) days from the exit date of this Order." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

May 12, 2000

Defendant's First Request for Production of Documents filed by attorney for Defendant.

May 17, 2000

Acceptance of Service of Opinion and Order dated May 11, 2000 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff May 16, 2000.

May 18, 2000

Acceptance of Service of Opinion and Order dated May 11, 2000 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 15, 2000.

May 19, 2000

Defendant's Interrogatories Directed to Plaintiff (First Set) filed by attorney for Defendant.

June 1, 2000

Certificate of Service of Department's Response to Plaintiff's First Request for Production of Documents Directed to PenIDC filed by attorney for Defendant.

July 24, 2000

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

July 28, 2000

Certificate Prerequisite to Service of a Subpoena Pursuant to Rule 4009.22 filed by attorney for Defendant.

October 5, 2000

Notice of Service of Defendant's Interrogatories Directed to Plaintiff (Second Set) filed by attorney for Defendant.

October 13, 2000

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

October 17, 2000

Letter forwarded to parties directing parties to commence with discovery.

March 28, 2001

Certificate of Service of Defendant's Interrogatories Directed to Plaintiff (Third Set) filed by attorney for Defendant.

July 11, 2001

Letter received from attorney for Plaintiff requesting a hearing be set for January 7 through 11, and January 22 through 25, 2002.

July 18, 2001

Letter received from attorney for Defendant advising that Defendant disagrees that this matter is ready for hearing due to unresolved discovery issues and further that Defendant feels this case will take four consecutive weeks to try and not two weeks.

July 27, 2001

The Board rendered the following Order: **AND NOW**, this 27th day of July, 2001, it is **ORDERED** and **DECREED** that this matter is scheduled for hearing before the Board commencing on April 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 22, 23, 24, 25, 26, 27, 28, 29 & 30 as well as May 1, 2, 3, 2002, if necessary. Said hearing shall be held in Courtroom No. 1, 6th Floor, Fulton Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m. It is further **ORDERED** and **DECREED** that all discovery herein shall be completed no later than forty-five (45) days prior to April 8, 2002." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

July 31, 2001

Acceptance of Service of Order dated July 27, 2001 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 30, 2001.

August 6, 2001

Acceptance of Service of Order dated July 27, 2001 received from attorney for Defendant. Receipt of same acknowledged from attorney for Defendant August 27, 2001.

August 14, 2001

Defendant's Notice of Deposition filed by attorney for Defendant.

February 19, 2002

Letter-type Praecipe to Discontinue filed by attorney for Plaintiff.
Copy forwarded to attorney for Defendant by attorney for Plaintiff.

February 21, 2002

The Board rendered the following Order: **"AND NOW**, this 21st day of February, 2002, upon receipt of a letter-type Praecipe advising "Please be advised that the parties have reached a settlement in the above-captioned matter and payment has been received by the Plaintiff." filed by Kenneth L. Sable, Esquire, attorney for Plaintiff, docketed with this Board under date of February 19, 2002, 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.

February 26, 2002

Acceptance of service of Order dated February 21, 2002 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff February 26, 2002.

February 28, 2002

Acceptance of service of Order dated February 21, 2002 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 26, 2002.