

Docket Number: 3090

CGH PAVEMENT ENGINEERING, INC., (formerly known as PASCO, USA, INC.)  
And ROADWARE CORPORATION

F. Stephenson Matthes, Esquire  
James G. Morgan, Jr., Esquire  
Kenneth W. Lee, Esquire

VS.

**CLOSED**

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

~~Andrew S. Gordon, Chief Counsel~~  
Michael D. Alsher, Assistant Counsel

**March 14, 2000**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$101287.31+.

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**March 17, 2000**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 4/17/00.

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**March 24, 2000**

Acceptance of Service of Claim received from Office of Attorney General. Receipt of same acknowledged by Office of Attorney General March 20, 2000.

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**CLOSED**

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

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**May 22, 2000**

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

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**December 20, 2000**

Letter forwarded to parties requesting a Status Report. Status Report due on or before **January 19, 2001**.

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**January 22, 2001**

Letter/Status Report received from attorney for Plaintiff advising that they will be filing within the next 30 days a Motion to Amend Complaint, detailed Requests for Admissions; and detailed Interrogatories. Also advises that this case could be heard before a panel and would take no more than three days to try. Plaintiff requests a hearing date for June or July of 2001.

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**January 26, 2001**

Praecipe for Entry of Appearance of Kenneth W. Lee, Esquire, on behalf of Plaintiff, filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**January 30, 2001**

The Board made the following Order: "**AND NOW**, this 30th day of January, 2001, it is **ORDERED** and **DECREED** that this matter is set for a hearing before the Board's Panel, composed of Frederick D. Giles, Esquire, Panel Attorney, and Charles A. Kline, Jr., P.E., Engineer Member, beginning on June 19, 2001 through June 21, 2001, if necessary. Said hearing shall be held in Courtroom No. 2, 6th Floor, Fulton Building, Harrisburg, Pennsylvania, commencing at 9:30 a.m. It is further **ORDERED** and **DECREED** that all discovery be completed no later than May 18, 2001.

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**February 6, 2001**

Acceptance of service of Order dated January 30, 2001 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 6, 2001.

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**February 8, 2001**

Acceptance of service of Order dated January 30, 2001 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 31, 2001.

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**June 11, 2001**

Panel Hearing scheduled for June 19, 20 and 21, 2001 canceled due to telephone call from attorney for Defendant advising that this matter has settled.

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**June 14, 2001**

Letter received from Plaintiff confirming his telephone conversation of Monday, June 11, 2001, wherein he advised that the parties have settled. Also advises that they are waiting for the paperwork to be exchanged and upon receipt of the settlement check from Defendant, Plaintiff will file an appropriate Praecipe.

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**September 18, 2001**

Letter forwarded to parties requesting a Status Report. Status Report due on or before **October 18, 2001**.

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**October 2, 2001**

Letter received from attorney for Plaintiff advising that they received the final draft of the Settlement Agreement from Defendant and that same was being circulated for signature and upon receipt of payment, Plaintiff will file a Praecipe.

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**December 28, 2001**

Status letter received from attorney for Plaintiff advising that they have received the sum of \$101,287.31 from Defendant but Plaintiff is still awaiting the payment of interest in the amount of \$17,842.16 before filing a Praeipce to Discontinue.

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**January 25, 2002**

Praeipce to Settle and Discontinue filed by attorney for Plaintiff.  
Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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**January 31, 2002**

The Board made the following Order: "**AND NOW**, this 31st day of January, 2002, upon receipt of 'Praeipce to Settle and Discontinue', requesting the Board to 'Please settle and discontinue the above-captioned matter . . .', executed by Kenneth W. Lee, Esquire, on behalf of Plaintiff CGH Payment Engineering, Inc., (formerly known as PASCO USA, Inc.) And Software Corporation, and docketed with this Board under date of January 25, 2002, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked 'settled, discontinued, and ended with prejudice'." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

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**February 14, 2002**

Acceptance of Service of Order, dated January 31, 2002, received from attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

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