

Docket Number: 3229

EXTENDICARE HEALTH SERVICES, INC., BROAD ACRES NURSING HOME  
ASSOCIATION, CLARVIEW NURSING AND REHABILITATION CENTER, AND  
ELK HAVEN NURSING HOME ASSOCIATION

Robert E. Slavkin, Esquire  
Kimber L. Latsha, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF PUBLIC WELFARE

John A. Kane, Chief Counsel  
Mary Frances Grabowski, Assistant Counsel

**April 3, 2000**

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

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**April 24, 2000**

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 5/24/00.

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**April 27, 2000**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General April 25, 2000.

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**May 1, 2000**

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 25, 2000.

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**May 2, 2000**

Letter received from attorney for Defendant requesting an extension of time until July 3, 2000 to file its response to the Claim. Copy forwarded to attorney Louis J. Capozzi, Esquire and attorney Kimber Latsha, Esquire.

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**May 3, 2000**

Letter forwarded to attorney for Defendant granting extension of time until July 3, 2000 to file its response to New Claim. Copy forwarded to attorney Louis J. Capozzi, Jr., Esquire and Kimber L. Latsha, Esquire. RESPONSE DUE FROM DEFENDANT 7/3/00.

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**July 6, 2000**

Letter received from attorney for Defendant requesting a 30 day extension of time in which to file responsive pleadings. Copy forwarded to Latsha, Davis and Yohe, P.C.

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**July 11, 2000**

Letter forwarded to attorney for Defendant granting 30 day extension of time in which to file responsive pleadings. Copy forwarded to Latsha, Davis and Yohe, P.C. RESPONSE DUE FROM DEFENDANT 8/10/00.

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**July 31, 2000**

Letter received from attorney for Defendant requesting a 30 day extension of time in which to file responsive pleadings. Copy forwarded to Louis J. Capozzi, Esquire.

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**August 7, 2000**

Letter forwarded to attorney for Defendant granting 30 day extension of time in which to file responsive pleadings. Copy forwarded to Louis J. Capozzi, Esquire. RESPONSE DUE FROM DEFENDANT 9/7/00.

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**August 9, 2000**

Letter received (via fax) from attorney for Defendant requesting a 30 day extension of time until September 11, 2000 in which to file responsive pleadings. Copy forwarded to Latsha, Davis and Yohe, P.C.

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**August 10, 2000**

Letter forwarded to attorney for Defendant granting 30 day extension of time in which to file responsive pleadings. Copy forwarded to Latsha, Davis and Yohe, P.C. RESPONSE DUE FROM DEFENDANT 9/11/00.

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**August 11, 2000**

Letter received (via U.S. Mail) from attorney for Defendant requesting a 30 day extension of time until September 11, 2000 in which to file responsive pleadings. Copy forwarded to Latsha, Davis and Yohe, P.C. Response due 10/13/00.

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**April 30, 2001**

Letter forwarded to parties requesting a status. Due 5/30/01.

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**May 11, 2001**

Letter received from attorney for Plaintiff advising that Defendant was granted a thirty day extension of time until September 11, 2000 in which to file a responsive pleading. Plaintiff is still awaiting a response.

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**August 6, 2001**

Letter forwarded to parties requesting a status report. Due 9/6/01.

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**August 20, 2001**

Letter received from attorney for Plaintiff advising that Defendant was granted a thirty day extension of time until 9/11/00 to file a responsive pleading of which they are still awaiting receipt.

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**August 31, 2001**

Letter received from attorney for Defendant requesting a general continuance of the above claim, pending Commonwealth Court's decision in River Street.

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**September 7, 2001**

Letter forwarded to parties granting a general continuance pending the Commonwealth Court decision.

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**September 10, 2002**

Letter forwarded to parties requesting a Status Report. Status Report due on or before **October 10, 2002**.

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**October 10, 2002**

Letter received from attorney for Plaintiff requesting that the Board end the continuance that was granted September 7, 2001 and require the Department to formally respond to the instant claim.

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**October 21, 2005**

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 21<sup>st</sup> day of October, 2005, it is **ORDERED** and **DECREED** that pursuant to 42 Pa. C.S.A. §5103(a) and Pa. R.C.P. 213(f), this matter and the record thereof is **TRANSFERRED** to the Department of Public Welfare, Bureau of Hearings and Appeals." Copy forwarded to Plaintiff and Defendant.

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**October 24, 2005**

Board transferred file to Department of Public Welfare, Bureau of Hearing and Appeals.

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**October 26, 2005**

Defendant filed Acceptance of Service of Opinion and Order dated October 21, 2005. Receipt of same acknowledged October 25,

2005.

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