

Docket Number: 3239

DOLORES MURLIN-GARDNER

~~Dolores Murlin-Gardner~~
Ralph B. Pinskey, Esquire

VS.

CLOSED

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF REVENUE

~~Tell Strouse, Chief Counsel~~
Julia Sheridan, Assistant Counsel

April 26, 2000

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: unspecified.

May 9, 2000

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 6/8/00.

May 12, 2000

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Office of Attorney General May 10, 2000.

May 16, 2000

Acceptance of Service of Claim received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 11, 2000.

June 1, 2000

Preliminary Objections filed by attorney for Defendant. Copy forwarded to Plaintiff by attorney for Defendant.

July 13, 2000

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 13th day of July, 2000, a Rule to Show Cause is issued upon Defendant, Commonwealth of Pennsylvania, Department of Revenue, wherein it is **DIRECTED** that Defendant file its Brief in Support of Preliminary Objections within twenty (20) days from the exit date of this Order. In the even the Board does not receive said Brief in Support of Preliminary Objections, this Rule to Show Cause shall become absolute and the Defendant's Preliminary Objections will be dismissed." Copy forwarded to Plaintiff and attorney for Defendant.

July 19, 2000

Acceptance of Service of Opinion and Order dated July 13, 2000 recieved from Plaintiff. Receipt of same acknowledged by Plaintiff July 19, 2000.

July 28, 2000

Acceptance of Service of Opinion and Order dated July 13, 2000 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 26, 2000.

August 2, 2000

Commonwealth's Brief in Support of its Preliminary Objections filed by attorney for Defendant. Copy forwarded to Plaintiff by attorney for Defendant. **Plaintiff's Response/Brief due September 1, 2000.**

August 8, 2000

Letter received from Ralph B. Pinskey, Esquire, via facsimile, advising that Plaintiff has asked him to represent her. He requests that his letter be accepted as satisfaction of Plaintiff's obligation to file a Brief in Response to Defendant's Preliminary Objections and if we require a more formal Brief, he requests a reasonable period of time after his recuperation from prostate surgery in order to file same.

August 9, 2000

CLOSED

Letter (Letter-Type Brief in Opposition) received from Ralph B. Pinskey, Esquire, via U.S. Mail, advising that Plaintiff has asked him to represent her. He requests that his letter be accepted as satisfaction of Plaintiff's obligation to file a Brief in Response to Defendant's Preliminary Objections and if we require a more formal Brief, he requests a reasonable period of time after his recuperation from prostate surgery in order to file same.

September 15, 2000

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 15th day of September, 2000, upon consideration of the preliminary objections filed by the Defendant and the opposition to those objections filed by Plaintiff, **IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** that the preliminary objections on the grounds of lack of subject matter jurisdiction, lack of appellate jurisdiction, and inclusion of scandalous and impertinent matter are **SUSTAINED** and the preliminary objection on the statute of limitations ground is **OVERRULED**, and the complaint is **DISMISSED**."

Copy forwarded to attorney for Plaintiff and attorney for Defendant.

September 21, 2000

Acceptance of Service of Opinion and Order dated September 15, 2000 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 18, 2000.