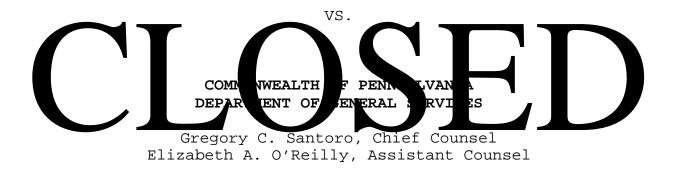
Docket Number: 3447

## NELLO CONSTRUCTION COMPANY and CROWDER CONSTRUCTION COMPANY

David, J. Greenberg, Esquire



Docket No. 3447

#### January 15, 2002

\*Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$21,122.36.

January 17, 2002							
Copy of Claim forwarded to attorney for Defendant and Chief Deputy							
Attorney General. ANSWER DUE FROM DEFENDANT February 18, 2002.							
January 25, 2002							
Acceptance of Service of Claim filed by Chief Deputy Attorney General.							
Receipt of same acknowledged by Chief Deputy Attorney General							
January 22,2002.							
January 29, 2002							
Commonwealth's Preliminary Objections to Claimants' Complaint and							
Bright in support of Prelowinar, Objections to claimants Comprise							
field by attorney for effendant by forwarded to attorney or							
Faintiff by storney or Defendant.							
Februar 1, 20							
Ac eptance of ervice of laim released from at orney for efendant.							
Receipt of successful owledged by at onner for a forder through y 22,							
2002.							
February 13, 2002							
*Amended Complaint filed by attorney for Plaintiff. Amount of Claim:							
Unchanged.							

## February 20, 2002

Copy of Amended Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **Response due from Defendant** March 20, 2002.

## February 28, 2002

Acceptance of Service of Amended Claim dated February 20, 2002, received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General February 22, 2002.

# March 8, 2002

The Board rendered an Opinion and made the following Order: AND NOW, this 8th day of March 2002, it is ORDERED and DECREED that Defendant's Preliminary Objections to Plaintiff's Complaint are MOOT and said Preliminary Objections shall, therefore, be DISMISSED. Copies forwarded to attorney for Plaintiff and Defendant.

#### March 13, 2002

Acceptance of Service of Opinion and Order dated March 8, 2002 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 11, 2002.

Acceptance of Service of Opinion and Order dated March 8, 2002 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 11, 2002.

March 21, 2002

Answer With New Matter filed by attorney for Defendant. Response due from Pltf. 4/29/02. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

#### April 15, 2002

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

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			6,2002			
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July, 2002, it is **ORDERED** and **DECREED** that this matter is set for a hearing before the Board's Panel, composed of Daniel F. Bekavac, Esquire, Panel Attorney, and A.T. McLaughlin, Jr., P.E., Panel Engineer, beginning on October 24, 2002 and October 25, 2002, if necessary. Said hearing shall be held at St. Joseph's Center, 2900 Seminary Drive, Greensburg, Pennsylvania, commencing at 9:30 a.m." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

August 1, 2002

Acceptance of Service of Order dated July 26, 2002, received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff July 30, 2002.

### September 11, 2002

Pretrial Statement of Nello Construction Company, Claimant. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

October 10, 2002

Panel Hearing scheduled for October 24 and 25, 2002, cancelled per Plaintiff's telephone request.

#### October 15, 2002

Letter received from attorney for Plaintiff advising that the above-captioned case has been settled between the parties.

Docket No. 3447

Therefore, the hearing scheduled for October 24 and 25, 2002, has been cancelled. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

#### October 22, 2002

The Board rendered the following Opinion: "AND NOW, this 22nd day of October, 2002, upon consideration of Plaintiff's letter advising the Board that the parties have reached a settlement of all claims, it is ORDERED and DECREED that the case be DISMISSED WITH PREJUDICE. The hearing scheduled for October 24 and 25, 2002, is canceled. Each party to bear its own costs." Copy forwarded to attorney for Plaintiff and Defendant.

October 28, 2002								
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