

Docket Number: 3476

PRESBYTERIAN HOMES, INC. d/b/a JULIA POUND CARE CENTER

Donald Reavey, Esquire
Daniel K. Natirboff, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

~~John A. Kane, Chief Counsel~~
~~Kathleen Grogan, Assistant Counsel~~
*Jason Manne, Senior Assistant Counsel

***April 3, 2002**

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

April 4, 2002

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANT MAY 6, 2002.**

April 10, 2002

Acceptance of Service of Claim dated April 4, 2002 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 8, 2002.

April 11, 2002

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General April 8, 2002.

May 28, 2002

Respondent's Motion for General Continuance and Stay as well as Brief in Support filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. Response due from Plaintiff July 1, 2002.

May 31, 2002

Important Notice filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

June 7, 2002

Notice of Service of Plaintiff's First Set of Interrogatories served upon Defendant.

June 10, 2002

Preliminary Objections as well as Brief in Support filed by attorney for Defendant. Copy forwarded to attorney by attorney for Defendant. Response due from Plaintiff July 11, 2002.

June 20, 2002

Letter received from attorney for Plaintiff requesting a 60-day extension of time in which to respond to Defendant's Motion for General Continuance and Stay as well as Defendant's Preliminary Objections.

June 21, 2002

Letter forwarded to attorney for Plaintiff granting Plaintiff's request for a 60-day extension of time in which to respond to Defendant's Motion for General Continuance and Stay as well as Defendant's Preliminary Objections. Responses due August 21, 2002.

August 21, 2002

Plaintiff's Response to Defendant's Motion for General Continuance and Stay as well as Brief in Support filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

***August 21, 2002**

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

September 4, 2002

Praecipe to Substitute Verification to Plaintiff's Amended Claim filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

February 3, 2003

Motion to Compel Discovery filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

February 3, 2003

Important Notice of Default for failing to file defenses or objections to Plaintiff's Amended Statement of Claim filed by attorney for Plaintiff.

February 21, 2003

The Board rendered an Opinion and made the following Order: **AND NOW**, this 21st day of February, 2003, it is **ORDERED** and **DECREED** that the Defendant's Motion for General Continuance and Stay is **DENIED**. The parties are directed to proceed with this matter.® Copy forwarded to attorney for Plaintiff and attorney for Defendant.

February 21, 2003

Copy of Amended Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. Response due from Defendant March 21, 2003.

March 3, 2002

Acceptance of Service of Opinion and Order dated February 21, 2003 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 25, 2003.

March 3, 2003

Acceptance of Service of Amended Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General February 25, 2003.

March 14, 2003

Acceptance of Service of Opinion and Order dated February 21, 2003 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff March 13, 2003.

March 25, 2003

Preliminary Objections as well as Brief in Support of Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. Response due from Plaintiff April 24, 2003.

May 5, 2003

Plaintiff filed letter requesting 30-day extension of time in which to file Plaintiff's Response and Brief to Defendant's Preliminary Objections or an Amended Claim.

May 7, 2003

Board issued letter to Plaintiff, with copy to Defendant, granting Plaintiff's request for an extension of time in which to file Plaintiff's Response and Brief to Defendant's Preliminary Objections or an Amended Claim. **Response due June 9, 2003.**

June 5, 2003

Plaintiff filed Second Amended Claim: Amount of Claim: Unchanged.

June 13, 2003

Chief Deputy Attorney General filed Acceptance of Service of Opinion and Order dated June 9, 2003. Receipt of same acknowledged by Chief Deputy Attorney General June 10, 2003.

June 26, 2003

Defendant filed letter requesting an extension of time of 30 days to file response to Plaintiff's Second Amended Claim. Copy forwarded to Plaintiff.

July 1, 2003

Letter forwarded to Defendant granting extension of time for Defendant to file Response to Plaintiff's Second Amended Claim. NOW DUE: July 28, 2003.

***June 26, 2003**

Defendant filed withdrawal of appearance of Kathleen Grogan, Senior Assistant Counsel and entry of appearance of Jason Manne, Senior Assistant Counsel filed by Defendant.

July 30, 2003

Defendant filed Preliminary Objections to Plaintiff's Second Amended Claim and Brief in Support. Copy forwarded to Plaintiff.

July 31, 2003

Board rendered an Opinion and made the following Order. Order as follows: **AND NOW**, this 31st day of July, 2003, the Preliminary Objections to the Claim and to the Amended Statement of Claim, filed by the Respondent on June 10, 2002, and March 25, 2003, respectively, are hereby **DENIED** as **MOOT**.@ Copy forwarded to Plaintiff and Defendant.

August 21, 2003

Plaintiff filed Answer to Preliminary Objections and Brief in Support. Copy forwarded to Defendant.

October 14, 2003

Plaintiff filed Acceptance of Service of Opinion and Order dated July 31, 2003. Receipt of same acknowledged October 10, 2003.

July 8, 2004

Plaintiff filed Entry of Appearance of Daniel K. Natirboff, Esquire on behalf of Plaintiff.

November 14, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 14th day of November, 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."

November 15, 2005

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

November 17, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated November 14, 2005. Receipt of same acknowledged November 16, 2005.
