

Docket Number: 3513

ABINGTON MEMORIAL HOSPITAL; BRANDYWINE HOSPITAL AND TRAUMA CENTER; CHESTNUT HILL HOSPITAL; CHESTER COUNTY HOSPITAL; DELAWARE COUNTY MEMORIAL HOSPITAL; CROZER-CHESTER MEDICAL CENTER; HEALTH ACCESS NETWORK, D/B/A CROZER-KEYSTONE HEALTH NETWORK; DOYLESTOWN HOSPITAL; VIA AFFILIATES; THE PENN STATE MILTON S. HERSHEY MEDICAL CENTER; HOLY REDEEMER HEALTH SYSTEM D/B/A HOLY REDEEMER HOSPITAL; HOLY REDEEMER PHYSICIAN SERVICES; LANCASTER GENERAL HOSPITAL - SUSQUEHANNA DIVISION; LANCASTER GENERAL HOSPITAL - LANCASTER GENERAL MEDICAL GROUP; MEMORIAL HOSPITAL; SURGICAL CENTER OF YORK; MERCY FITZGERALD HOSPITAL; MERCY HOSPITAL OF PHILADELPHIA; MERCY COMMUNITY HOSPITAL; MERCY HEALTH NETWORK; MERCY HOME HEALTH SERVICES; MERCY SUBURBAN HOSPITAL; NAZARETH HOSPITAL; ST. AGNE MEDICAL CENTER; ST. MARY MEDICAL CENTER; MERCY MANAGEMENT SERVICES; MERCY HOSPITAL PHYSICIANS GROUP; EAST NORRITON PHYSICIAN SERVICES; MERCY HOSPITAL, SCRANTON; MERCY HOSPITAL WILKES BARRE; MERCY SPECIAL CARE HOSPITAL, NANTICOKE; MONTGOMERY HOSPITAL MEDICAL CENTER; CONTINUING CARE NURSING AND REHABILITATION CENTER; GIRARD MEDICAL CENTER; NORTH PHILADELPHIA EMERGENCY & PRIMARY CARE ASSOCIATES; ST. JOSEPH MEDICAL CENTER; PINNACLE HEALTH HOSPITALS; PINNACLE HEALTH MEDICAL SERVICES; COVENTRY FAMILY CARE; POTTSTOWN SCANNING & CANCER TREATMENT CENTER; POTTSTOWN MEMORIAL MEDICAL CENTER; SKILLED NURSING PROFESSIONAL SERVICES, A DIVISION OF SNI HOME CARE, INC.; ALBERT EINSTEIN MEDICAL CENTER; MOSS REHAB; WILLOWCREST; WILLOW TERRACE; EINSTEIN COMMUNITY HEALTH ASSOCIATES; EINSTEIN PRACTICE PLAN, INC.; FRANKFORD HOSPITALS, INC.; FHCS PHYSICIAN SERVICES; BRYN MAWR HOSPITAL; GREAT VALLEY HEALTH; THE LANKENAU HOSPITAL; PAOLI MEMORIAL HOSPITAL; BRYN MAWR REHABILITATION HOSPITAL; JEFFERSON HEALTH AMBULANCE; JEFFERSON HOME HEALTH - MAIN LINE; THOMAS JEFFERSON UNIVERSITY HOSPITALS, INC., A DIVISION OF THOMAS JEFFERSON UNIVERSITY; TJUH - METHODIST HOSPITAL DIVISION; METHODIST HOSPITAL NURSING CENTER; METHODIST ASSOCIATES IN HEALTHCARE; JEFFQUIP (DME) A NON-PROFIT SUBSIDIARY OF THOMAS JEFFERSON UNIVERSITY; EMERGENCY TRANSPORT ASSOCIATES D/B/A JEFFSTAT; WALNUT HOME THERAPEUTICS A NON-PROFIT SUBSIDIARY OF THOMAS JEFFERSON UNIVERSITY; SPECTRUM HEALTH SERVICES; RESOURCES FOR HUMAN DEVELOPMENT; CITY OF PHILADELPHIA - DEPARTMENT OF PUBLIC HEALTH; COVENANT HOUSE HEALTH SERVICES, INC.; WOMEN & CHILDREN'S HEALTH SERVICES, INC.; KENSINGTON HOSPITAL - FAMILY PLANNING PROGRAM; PLANNED PARENTHOOD SEPA; PLANNED PARENTHOOD OF BUCKS COUNTY; PLANNED PARENTHOOD OF CHESTER COUNTY; PHILADELPHIA HEALTH AND EDUCATION CORP. D/B/A MCP HAHNEMANN WOMEN'S CARE CENTER; PHILADELPHIA HEALTH

MANAGEMENT CORP.; ST. CHRISTOPHER'S HOSP. FOR CHILDREN - ADOL.
MEDICINE; CROZER CHESTER MEDICAL CENTER - FAMILY PLANNING PROGRAM;
ALBERT EINSTEIN MEDICAL CENTER - TEEN HEALTH CENTERS; URBAN SOLUTIONS
THE LANKENAU HOSPITAL - FAMILY PLANNING PROGRAM; THOMAS JEFFERSON
UNIVERSITY; FAMILY PLANNING PROGRAM; UNIVERSITY OF PENNSYLVANIA -
FAMILY PLANNING PROGRAM; THE VISITING NURSE ASSOCIATION OF GREATER
PHILADELPHIA; APPLE HILL SURGICAL CENTER; WELLSPAN MEDICAL GROUP
F/K/A YORK HEALTH SYSTEM MEDICAL GROUP; WELLSPAN PHARMACY, INC. F/K/A
YORK APOTHECARY; YORK HOSPITAL; WISSAHICKON HOSPICE OF THE UNIVERSITY
OF PENNSYLVANIA HEALTH SYSTEM; TRUSTEES OF THE UNIVERSITY OF
PENNSYLVANIA, OWNERS AND OPERATORS OF THE DIVISION OF RADIATION
ONCOLOGY; PRESBYTERIAN MEDICAL CENTER OF THE UNIVERSITY OF
PENNSYLVANIA HEALTH SYSTEM; PENNSYLVANIA HOSPITAL OF THE UNIVERSITY
OF PENNSYLVANIA HEALTH SYSTEM; TRUSTEES OF THE UNIVERSITY OF
PENNSYLVANIA, OWNERS AND OPERATORS OF THE COMMUNITY DIVISION OF THE
DEPARTMENT OF RADIOLOGY; PHOENIXVILLE HOSPITAL OF THE UNIVERSITY
OF PENNSYLVANIA HEALTH SYSTEM; TRUSTEES OF THE UNIVERSITY OF
PENNSYLVANIA, OWNERS AND OPERATORS OF THE CLINICAL PRACTICES OF THE
UNIVERSITY OF PENNSYLVANIA; TRUSTEES OF THE UNIVERSITY OF
PENNSYLVANIA, OWNERS AND OPERATORS OF THE HOSPITAL OF THE UNIVERSITY
OF PENNSYLVANIA; CLINICAL CARE ASSOCIATES OF THE UNIVERSITY OF
PENNSYLVANIA HEALTH SYSTEM; TRUSTEES OF THE UNIVERSITY OF
PENNSYLVANIA, OWNERS AND OPERATORS OF THE DIVISION OF PENN HOME
INFUSION TPS OF PA, LLC; TENET HEALTHSYSTEM PHILADELPHIA, INC.; TENET
HEALTHSYSTEM HAHNEMANN, LLC, D/B/A HAHNEMANN UNIVERSITY HOSPITAL;
TENET HEALTHSYSTEM ELKINS PARK, LLC, D/B/A ELKINS PARK HOSPITAL;
TENET HEALTHSYSTEM BUCKS COUNTY, LLC, D/B/A WARMINSTER HOSPITAL;
TENET HEALTHSYSTEM ST. CHRISTOPHER'S HOSPITAL FOR CHILDREN, LLC;
D/B/A ST. CHRISTOPHER'S HOSPITAL FOR CHILDREN; TENET HEALTHSYSTEM
MCP, LLC, D/B/A MEDICAL COLLEGE OF PENNSYLVANIA HOSPITAL; TENET
HEALTHSYSTEM CITY AVENUE, LLC, D/B/A CITY AVENUE HOSPITAL; TENET
HEALTHSYSTEM CITY AVENUE, LLC, D/B/A PARKVIEW HOSPITAL; TENET
HEALTHSYSTEM GRADUATE, LLC, D/B/A GRADUATE HOSPITAL; TENET HOME
SERVICES, LLC, D/B/A TENET OF PENNSYLVANIA HOME INFUSION; SCHC
PEDIATRICS ASSOCIATES, LLC, D/B/A ST. CHRISTOPHER'S HOSPITAL FOR
CHILDREN PEDIATRIC ASSOCIATES; EPHRATA COMMUNITY HOSPITAL; EPHRATA
MEDICAL EQUIPMENT (DME); NORTHERN LANCASTER COUNTY MEDICAL GROUP

Thomas S. Biemer, Esquire
Mark H. Gallant, Esquire
David E. Loder, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE

John A. Kane, Chief Counsel
Helene Eichenwald Loux, Assistant Counsel

CLOSED

June 21, 2002

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

June 26, 2002

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 7/26/02.

July 2, 2002

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General June 27, 2002.

CLOSED

Letter received (via fax) from attorney for Defendant requesting an extension of time until August 31, 2002, to respond to the statement of claim.

July 26, 2002

Letter received (via U.S. Mail) from attorney for Defendant requesting an extension of time until August 31, 2002, to respond to the statement of claim.

July 29, 2002

Letter forwarded to Defendant granting an extension of time until August 31, 2002 to file a response to the statement of claim.

August 22, 2002

Letter received (via fax) from attorney for Defendant advising that their response will be filed on September 3, 2002.

August 26, 2002

Letter received (via U.S. Mail) from attorney for Defendant advising that their response will be filed on September 3, 2002.

September 3, 2002

Preliminary Objections and Brief in Support filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. **Plaintiff's response due 10/4/02.**

October 4, 2002

Answer to Preliminary Objections and Brief in Opposition filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

November 26, 2002

Reply Brief of the Department of Public Welfare in Support of Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 6, 2002

Letter received via fax from attorney for Plaintiff advising that they will be filing a supplemental brief addressing Bill No. 2674 and other issues raised in DPW's Reply Brief.

December 9, 2002

Letter received via U.S. mail from attorney for Plaintiff advising that they will be filing a supplemental brief addressing Bill No. 2674 and other issues raised in DPW's Reply Brief.

December 13, 2002

Plaintiff's Sur-Reply Brief in Opposition to the Department of Public Welfare's Preliminary Objections filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 26, 2002

Letter received via facsimile from attorney for Plaintiff regarding Defendant's Preliminary Objections.

December 30, 2002

Letter received via U.S. mail from attorney for Plaintiff regarding Defendant's Preliminary Objections.

January 7, 2003

Brief of the Department of Public Welfare in Surreply to Plaintiffs' Surreply to the Department of Public Welfare's Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 15, 2003

Letter-type response to Defendant's Brief in Surreply to Plaintiffs' Surreply to Defendant's Preliminary Objections filed (via fax) by attorney for Plaintiff.

January 16, 2003

Letter-type response to Defendant's Brief in Surreply to Plaintiffs' Surreply to Defendant's Preliminary Objections filed (via U.S. mail) by attorney for Plaintiff.

January 23, 2003

Letter received from attorney for Defendant in response to attorney for Plaintiff's letter dated January 14, 2003.

February 20, 2003

Letter received (via fax) from attorney for Plaintiff requesting that the Board hold oral arguments on the Preliminary Objections that were filed in this case.

February 24, 2003

Letter received (via U.S. Mail) from attorney for Plaintiff requesting that the Board hold oral arguments on the Preliminary Objections that were filed in this case.

March 12, 2003

Letter received (via fax) from attorney for Plaintiff advising that the parties have selected April 9, 2003 as the date for the oral argument.

March 14, 2003

Letter received (via U.S. mail) from attorney for Plaintiff advising that the parties have selected April 9, 2003 as the date for the oral argument.

March 18, 2003

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 18th day of March, 2003, oral argument on the Preliminary Objections of the Defendant in this matter and the subsequent multiple filings relating thereto, shall be heard by the Board in Court Room No. 1 commencing at 9:30 a.m. on April 9, 2003. Each party shall be afforded a maximum of thirty (30) minutes to present its oral argument. The Board will reserve time for questioning subsequent thereto." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

March 24, 2003

Acceptance of Service of Opinion and Order dated March 18, 2003 received from attorney for Plaintiff (Biemer). Receipt of same acknowledged by attorney for Plaintiff (Biemer) March 24, 2003.

March 24, 2003

Acceptance of Service of Opinion and Order dated March 18, 2003 received from attorney for Plaintiff (Loder). Receipt of same acknowledged by attorney for Plaintiff (Loder) March 21, 2003.

March 24, 2003

Acceptance of Service of Opinion and Order dated March 18, 2003 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant March 20, 2003.

March 26, 2003

Acceptance of Service of Opinion and Order dated March 18, 2003 received from attorney for Plaintiff (Gallant). Receipt of same acknowledged by attorney for Plaintiff (Gallant) March 21, 2003.

April 2, 2003

Letter received from attorney for Plaintiff (via fax) advising that the oral arguments have been rescheduled to May 7, 2003.

April 3, 2003

The Board rendered the following Order: "**AND NOW**, this 3rd day of April, 2003, upon request of attorney for Plaintiff, the oral argument on the Preliminary Objections of the Defendant in this matter and the subsequent multiple filings relating thereto, originally scheduled to be heard by the Board on April 9, 2003, shall be rescheduled to May 7, 2003, in Court Room No. 1 commencing at 9:30 a.m. Each party shall be afforded a maximum of thirty (30) minutes to present its oral argument. The Board will reserve time for questioning subsequent thereto." Copy forwarded to all parties of record.

April 4, 2003

Letter received from attorney for Plaintiff (via U.S. Mail) advising that the oral arguments have been rescheduled to May 7, 2003.

April 6, 2003

Acceptance of Service of Order dated April 3, 2003 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant April 8, 2003.

April 10, 2003

Acceptance of Service of Order dated April 3, 2003 received from attorney for Plaintiff (David E. Loder). Receipt of same acknowledged by attorney for Plaintiff (David E. Loder) April 8, 2003.

April 11, 2003

Acceptance of Service of Order dated April 3, 2003 received from attorney for Plaintiff (Thomas S. Biemer). Receipt of same acknowledged by attorney for Plaintiff (Thomas S. Biemer) April 7, 2003.

April 14, 2003

Acceptance of Service of Order dated April 3, 2003 received from attorney for Plaintiff (Mark H. Gallant). Receipt of same acknowledged by attorney for Plaintiff (Mark H. Gallant) April 9, 2003.

May 5, 2003

The Board rendered the following Order: "**AND NOW**, this 5th day of May, 2003, upon request of attorney for Plaintiff, the oral argument on the Preliminary Objections of the Defendant in this matter and the subsequent multiple filings relating thereto, originally scheduled to be heard by the Board on May 7, 2003, shall be rescheduled to June 18, 2003, in Court Room No. 1 commencing at 9:30 a.m. Each party shall be afforded a maximum of thirty (30) minutes to present its oral argument. The Board will reserve time for questioning subsequent thereto." Copy forwarded to all parties of record via fax & U.S. Mail.

May 5, 2003

Acceptance of Service of Order dated May 5, 2003 received (via fax) from attorney for Plaintiff (Biemer). Receipt of same acknowledged by attorney for Plaintiff (Biemer) May 5, 2003.

May 5, 2003

Acceptance of Service of Order dated May 5, 2003 received from attorney for Plaintiff (Loder). Receipt of same acknowledged by attorney for Plaintiff (Loder) May 6, 2003.

May 8, 2003

Acceptance of Service of Order dated May 5, 2003 received (via U.S. Mail) from attorney for Plaintiff (Biemer). Receipt of same acknowledged by attorney for Plaintiff (Biemer) May 5, 2003.

May 8, 2003

Acceptance of Service of Order dated May 5, 2003 received from attorney for Plaintiff (Gallant). Receipt of same acknowledged by attorney for Plaintiff (Gallant) May 5, 2003.

May 12, 2003

Acceptance of Service of Order dated May 5, 2003 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 8, 2003.

May 14, 2003

Acceptance of Service of Order dated May 5, 2003 received from attorney for Plaintiff (Gallant). Receipt of same acknowledged by attorney for Plaintiff (Gallant) (undated).

May 14, 2003

Acceptance of Service of Order dated May 5, 2003 received from attorney for Plaintiff (Biemer). Receipt of same acknowledged by attorney for Plaintiff (Biemer) May 12, 2003.

June 16, 2003

Letter received (via fax) from attorney for Plaintiff confirming that the oral argument scheduled for June 18, 2003, was rescheduled to July 16, 2003 at 9:30 a.m.

June 18, 2003

Board issued an Order. Order as follows: "AND NOW, this 18th day of June, 2003, upon request of attorney for Plaintiff the oral argument on the Preliminary Objection of the Defendant in this matter and the subsequent multiple filings relating thereto, originally scheduled to be heard by the Board on June 18, 2003 shall be rescheduled to July 16, 2003, in Court Room No. 1 commencing at 9:30 a.m. Each party shall be afforded a maximum of thirty (30) minutes to present its oral argument. The Board will reserve time for questioning subsequent thereto." Copy forwarded to all parties of record.

June 18, 2003

Letter received (via U.S. mail) from attorney for Plaintiff confirming that the oral argument scheduled for June 18, 2003, was rescheduled to July 16, 2003 at 9:30 a.m.

June 25, 2003

Plaintiff (Biemer) filed Acceptance of Service of Order dated June 18, 2003. Receipt of same acknowledged June 23, 2003.

June 25, 2003

Plaintiff (Gallant) filed Acceptance of Service of Order dated June 23, 2003. Receipt of same acknowledged June 23, 2003.

June 25, 2003

Plaintiff (Loder) filed Acceptance of Service of Order dated June 23, 2003. Receipt of same acknowledged June 23, 2003.

July 15, 2003

Board rendered the following Order: Order as follows: "**AND NOW**, this 15th day of July, 2003, upon request of attorney for Plaintiff, the oral argument on the Preliminary Objections of the Defendant in this matter and the subsequent multiple filings relating thereto, originally scheduled to be heard by the Board on July 16, 2003, shall be rescheduled to September 18, 2003, in Court Room No. 1 commencing at 9:30 a.m. Each party shall be afforded a maximum of thirty (30) minutes to present its oral argument. The Board will reserve time for questioning subsequent thereto." Copy forwarded to Plaintiffs and Defendant.

July 15, 2003

Plaintiff filed (via fax) a letter with the Board advising that the Board has granted the requested continuance and that oral argument on Preliminary Objections has been rescheduled to September 18, 2003.

July 17, 2003

Plaintiff filed (via U.S. mail) a letter with the Board advising that the Board has granted the requested continuance and that oral argument on Preliminary Objections has been rescheduled to September 18, 2003.

July 21, 2003

Plaintiff (Biemer) filed Acceptance of Service of Order dated July 15, 2003. Receipt of same acknowledged July 17, 2003.

July 21, 2003

Plaintiff (Loder) filed Acceptance of Service of Order dated July 15, 2003. Receipt of same acknowledged July 17, 2003.

July 22, 2003

Defendant filed Acceptance of Service of Order dated July 15, 2003. Receipt of same acknowledged July 18, 2003.

August 13, 2003

Plaintiff (Gallant) filed Acceptance of Service of Order dated July 15, 2003. Receipt of same acknowledged July 30, 2003.

September 16, 2003

Board rendered an Order. Order as follows: "**AND NOW**, this 16th day of September, 2003, upon request of attorney for Defendant, the oral argument on the Preliminary Objections of the Defendant in this matter and the subsequent multiple filings relating thereto, originally scheduled to be heard by the Board on September 18, 2003, shall be rescheduled to November 6, 2003, in Court Room No. 1 commencing at 9:30 a.m. Each party shall be afforded a maximum of thirty (30) minutes to present its oral argument. The Board will reserve time for questioning subsequent thereto." Copy forwarded to Plaintiffs and Defendant via fax & U.S. Mail.

September 17, 2003

Defendant filed Acceptance of Service of Order dated September 16, 2003. Receipt of same acknowledged September 17, 2003.

September 18, 2003

Plaintiff (Lerner) filed Acceptance of Service of Order dated September 16, 2003. Receipt of same acknowledged September 16, 2003.

September 19, 2003

Plaintiff (Biemer) filed Acceptance of Service of Order dated September 16, 2003. Receipt of same acknowledged September 17, 2003.

September 19, 2003

Plaintiff (Gallant) filed Acceptance of Service of Order dated September 16, 2003. Receipt of same acknowledged September 16, 2003.

September 29, 2003

Defendant filed Acceptance of Service of Order dated September 16, 2003. Receipt of same acknowledged September 26, 2003.

October 2, 2003

Plaintiff (Gallant) filed Acceptance of Service of Order dated September 16, 2003. Receipt of same acknowledged September 29, 2003.

November 4, 2003

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 4th day of November, 2003, upon request of attorney for Defendant, the oral argument on the Preliminary Objections of the Defendant in this matter and the subsequent multiple filings relating thereto, originally scheduled to be heard by the Board on November 6, 2003, shall be rescheduled to January 8, 2004, in Court Room No. 1 commencing at 9:30 a.m. Each party shall be afforded a maximum of thirty (30) minutes to present its oral argument. The Board will reserve time for questioning subsequent thereto." Copy forwarded to Plaintiffs and Defendant via fax & U.S. Mail.

November 4, 2003

Defendant filed Acceptance of Service of Opinion and Order dated November 4, 2003. Receipt of same acknowledged November 4, 2003.

November 6, 2003

Plaintiff (Biemer) filed Acceptance of Service of Opinion and Order dated November 4, 2003. Receipt of same acknowledged November 4, 2003.

November 7, 2003

Defendant filed Acceptance of Service of Opinion and Order dated November 4, 2003. Receipt of same acknowledged November 5, 2003.

November 10, 2003

Plaintiff (Loder) filed Acceptance of Service of Opinion and Order dated November 4, 2003. Receipt of same acknowledged November 6, 2003.

November 10, 2003

Plaintiff (Gallant) filed Acceptance of Service of Opinion and Order dated November 4, 2003. Receipt of same acknowledged November 7, 2003.

November 10, 2003

Plaintiff (Biemer) filed Acceptance of Service of Opinion and Order dated November 4, 2003. Receipt of same acknowledged November 7, 2003.

January 16, 2004

Plaintiffs filed Praecipe to Settle, Discontinue and End. Copy forwarded to Defendant.

March 23, 2004

Board rendered an Order. Order as follows: "**AND NOW**, this 23rd day of March, 2004, upon receipt of a Praecipe to Settle, Discontinue and End, requesting the Board to "Kindly mark the above-captioned matter as settled, discontinued and ended.", executed on behalf of Plaintiffs' attorneys of record by Thomas S. Biemer, Esquire, and docketed with this Board under date of January 16, 2004, it is **ORDERED** and **DECREED** that said case be marked 'settled, discontinued and ended with prejudice.'" Copy forwarded to all parties of record.

March 30, 2004

Defendant filed Acceptance of Service of Order dated March 23, 2004. Receipt of same acknowledged March 26, 2004.

April 1, 2004

Plaintiff (Biemer) filed Acceptance of Service of Order dated March 23, 2004. Receipt of same acknowledged March 30, 2004.

April 2, 2004

Plaintiff (Loder) filed Acceptance of Service of Order dated March 23, 2004. Receipt of same acknowledged March 30, 2004.

April 12, 2004

Plaintiff (Gallant) filed Acceptance of Service of Order dated March 23, 2004. Receipt of same acknowledged April 5, 2004.
