

Docket Number: 3543

BARBARA ANN LE MON COMPANY

Barbara Ann Le Mon, Pro Se

VS.

COMMONWEALTH OF PENNSYLVANIA

DEPARTMENT OF GENERAL SERVICES

~~Peter M. Good, Assistant Counsel~~

Trent Hargrove, Chief Counsel

Nancy J. Kippenhan, Esquire

C L O S E D

August 16, 2002

*Claim and filing fee filed by Plaintiff. Amount of Claim: [\$5,176.73].

September 13, 2002

Copy of Claim forwarded to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT **[October 15, 2002]**.

September 19, 2002

Acceptance of Service of Claim received from attorney for Defendant dated September 13, 2002. Receipt of same acknowledged by attorney for Defendant **September 18, 2002**.

September 19, 2002

Acceptance of Service of Claim received from Chief Deputy Attorney General dated September 13, 2002. Receipt of same acknowledged by Chief Deputy Attorney General **September 16, 2002**.

March 26, 2003

*Amended Complaint filed by Plaintiff. Amount of Claim: Unchanged.

March 28, 2003

Copy of Amended Complaint forwarded to attorney for Defendant and Chief Deputy Attorney General. **RESPONSE DUE FROM DEFENDANT (4-17-03)**.

April 1, 2003

Acceptance of Service of Amended Claim received from attorney for Defendant dated March 28, 2003. Receipt of same acknowledged by attorney for Defendant March 31, 2003.

April 7, 2003

Acceptance of Service of Amended Claim filed by Plaintiff dated March 28, 2003. Receipt of same acknowledged by attorney for Plaintiff April 1, 2003.

April 17, 2003

Faxed letter received from attorney for Defendant referencing the Board's letter of March 28, 2003, in which Defendant was given twenty(20) days to file their Answer to Plaintiff's Amended Statement of Claim, instead of thirty (30) days as stated in the Board's Rule 204.

April 21, 2003

Answer and New Matter to Plaintiff's Amended Complaint filed by attorney for Defendant. Copy forwarded to Plaintiff by attorney for Defendant.

April 23, 2003

Letter forwarded to Defendant in response to the letter of April 17, 2003, in which Defendant questioned the Board's Rule 204, for filing of Complaints.

April 23, 2003

U. S. Mail Letter received from attorney for Defendant referencing the Board's letter of March 28, 2003, in which Defendant was given twenty (20) days to file their Answer to Plaintiff's Amended Claim, instead of thirty (30) days as stated in the Board's Rule 204.

May 7, 2003

Plaintiff filed Answer to Defendant's New Matter. Copy forwarded to Defendant.

July 16, 2003

Defendant filed a Praecipe for withdrawal of appearance of Trent Hargrove, Chief Counsel on behalf of Department of General Services and entry of appearance of Nancy J. Kippenhan, Assistant Chief Counsel. Copy forwarded to Plaintiff.

June 20, 2003

Defendant filed a Praecipe for withdrawal of appearance of Peter M. Good, Chief Counsel on behalf of Department of General

Services and an entry of appearance of Trent Hargrove, Chief Counsel. Copy forwarded to Plaintiff.

November 10, 2003

Board issued letter to parties requesting a status report.

December 10, 2003

Plaintiff filed letter advising that there has been no progress in the case, and therefore requests a hearing be scheduled as soon as possible.

January 29, 2004

Board issued Scheduling Order: **AND NOW**, this 29th day of January 2004, it is hereby **ORDERED** and **DECREED** as follows: 1. All depositions and discovery shall be completed by February 9, 2004; 2. Pre-Trial Statements of both parties shall be filed with the Board and served upon one another no later than February 17, 2004; 3. The last day for filing Pre-trial Motions is February 23, 2004; and 4. This matter is set for a hearing before the Western Panel of the Board of Claims starting at 9:30 a.m. on March 29, 2004, and continuing as necessary through March 31, 2004. Said hearing shall be held at the St. Joseph's Center 2900 Seminary Drive, Greensburg, Pennsylvania. Copy forwarded to Plaintiff and Defendant.

February 4, 2004

Acceptance of Service of Scheduling Order dated January 29, 2004, filed by attorney for Defendant. Receipt of same acknowledged by attorney for Defendant February 2, 2004.

February 9, 2004

Reservation Agreement filed by St Joseph Center for Panel Hearing scheduled on March 29, 30 and 31, 2004.

February 17, 2004

Plaintiff filed letter advising that an agreement appears to have been reached.

February 19, 2004

Defendant filed letter advising that the parties request the Board to cancel the panel hearing scheduled in Greensburg on March 29, 2004. The parties have reached a settlement and Plaintiff will file a praecipe to discontinue.

February 23, 2004

Board forwarded letters to Panel Members canceling Panel Hearing which was scheduled for March 29, 30 and 31, 2004.

February 24, 2004

Board issued letter to Plaintiff and attorney for Defendant advising that the Panel hearing scheduled for March 29, 30, and 31, 2004 is canceled. The parties have reached a settlement. Plaintiff should file a praecipe to discontinue.

June 17, 2004

Board issued a letter to parties advising that a praecipe to discontinue with prejudice be filed in order to mark the case closed on our records.

November 3, 2004

Board issued a letter to parties directing them to file a status report.

November 10, 2004

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

February 6, 2006

Board issued Opinion and Order. Order as follows: **"AND NOW,** this 6th day of February, 2006, this Rule to Show Cause is issued upon Plaintiff, Barbara Ann Le Mon Company, wherein it is **DIRECTED** that Plaintiff advise the Board, within thirty (30) days from the exit date of this Order, as to whether or not Plaintiff wishes to pursue the above-captioned matter. In the event the Board does not receive a response to this Rule from Plaintiff, this Rule to Show Cause shall become absolute, and

the case shall be marked "closed, discontinued and ended with prejudice." Copy forwarded to Plaintiff and Defendant.

March 15, 2006

Plaintiff filed Acceptance of Service of Rule to Show Cause. Receipt of same acknowledged by Plaintiff February 28, 2006.

April 19, 2006

Board issued an Opinion and Order. Order as follows: **"AND NOW,** this 19th day of April, 2006, this Order is issued as a result of the failure of Plaintiff, Barbara Ann Le Mon, to file with the Board of Claims, within thirty (30) days from February, 6, 2006, a response to the Rule to Show Cause advising why this Claim should not be dismissed for failure to abide by the instructions of the Board of Claims. Therefore, it is **DIRECTED** that the Rule of February 6, 2006, be made **ABSOLUTE** and the record be marked "closed and discontinued with prejudice". Copy forwarded to Plaintiff and Defendant.

April 26, 2006

Defendant filed Acceptance of Service of Rule Absolute dated April 19, 2006. Receipt of same acknowledged by Defendant April 24, 2006.

May 11, 2006

Plaintiff filed Acceptance of Service of Rule Absolute dated April 19, 2006. Receipt of same acknowledged by Plaintiff May 7, 2006.

C L O S E D