

Docket Number: 3551

STEVE'S TREE SERVICE, INC.

Kenneth L. Nichols, Esquire

VS.

CLOSED

IA INSTRUCTION CORPORATION

James H. [redacted] Esquire

and

COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF TRANSPORTATION

Andrew S. Gordon, Chief Counsel

**\*September 30, 2002**

Claim and filing fee filed by attorney for Plaintiff. Amount of Claim: \$57,154.00

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**October 4, 2002**

Copy of Claim forwarded to attorneys for Defendants and Chief Deputy Attorney General. **ANSWER DUE FROM DEFENDANTS November 4, 2002.**

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**October 10, 2002**

Acceptance of Service of Claim received from Chief Deputy Attorney General. Receipt of same acknowledged by Chief Deputy Attorney General October 7, 2002.

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**CLOSED**

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Answer filed by attorney for Defendant (IA Construction Corp.).

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**October 24, 2002**

Certificate of Service of Answer filed by attorney for Defendant (IA Construction Corp.) advising he forwarded same until attorney for Plaintiff and attorney for Defendant.

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**November 7, 2002**

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

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**November 8, 2002**

Brief in Support of the Defendant's Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. Response due from Plaintiff December 12, 2002.

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**December 16, 2002**

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

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**January 16, 2003**

The Board rendered an Opinion and made the following Order: "**AND NOW**, this 16th day of January, 2003, upon consideration of Respondent's, Commonwealth of Pennsylvania, Department of Transportation, Preliminary Objections, it is **ORDERED** and **DECREED** that the Preliminary Objections of Respondent are **SUSTAINED** with leave of Claimant, Steve's Tree Service, Inc., to file an Amended Claim within twenty (20) days from the date of service of this Opinion." Copy forwarded to attorney for Plaintiff, attorney for Additional Defendant and Attorney for Defendant.

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**January 29, 2003**

Acceptance of Service of Opinion and Order dated January 16, 2003 received from attorney for Additional Defendant (IA). Receipt of same acknowledged by attorney for Additional Defendant January 21, 2003.

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**February 3, 2003**

**CLOSED**

Acceptance of Service of Opinion and Order dated January 16, 2003 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 21, 2003.

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**\*February 7, 2003**

Amended Claim filed by attorney for Plaintiff.

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**February 10, 2003**

Copy of Amended Claim forwarded to attorney for Defendants and Chief Deputy Attorney General. Response due from Defendants March 10, 2003.

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**February 10, 2003**

Acceptance of Service of Amended Claim received from attorney for Additional Defendant. Receipt of same acknowledged by attorney for Additional Defendant February 17, 2003.

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**March 3, 2003**

Preliminary Objections to Plaintiff's Amended Claim and Brief in Support filed by attorney for Defendant (IA Construction Corporation). Copy forwarded to attorney for Plaintiff and attorney for Defendant (Department of Transportation).

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**April 2, 2003**

Answer and Brief of Claimant in Response to Preliminary Objections of Defendant, IA Contraction, Inc. filed by attorney for Plaintiff.

Copy forwarded to attorney for Defendant, IA Construction, Inc. and attorney for Defendant by attorney for Plaintiff.

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**June 3, 2003**

Board issued Opinion and Order. Order as follows: "**AND NOW**, this 3rd day of June, 2003, upon consideration of Preliminary Objections to the Plaintiff's Amended Complaint propounded by the IA Construction Corporation, it is **ORDERED** and **DECREED** that said Preliminary Objections are **SUSTAINED** and the Plaintiff's Amended Complaint in this case docketed to No. 3551 is **DISMISSED**." Copy forwarded to Plaintiff, Defendant and Additional Defendant.

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**June 4, 2003**

Defendant (IA Construction Company) filed Acceptance of Service. Receipt of same acknowledged by Defendant June 7, 2003.

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**June 12, 2003**

Plaintiff filed Acceptance of Service of Opinion and Order dated June 3, 2003. Receipt of same acknowledged by Plaintiff June 9, 2003.