

Docket Number: 3641

**AWS REMEDIATION, INC.**

~~D. Matthew Jameson, III, Esquire~~  
~~Melissa L. Evans, Esquire~~  
~~Frank J. Matune, Esquire~~  
~~Peter B. Grinstein, Esquire (Pro Hac Vice)~~

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF GENERAL SERVICES**

~~Trent Hargrove, Counsel~~  
~~Stephen J. Buschena, Assistant Counsel~~  
~~Stephen S. Stokwisch, Assistant Counsel~~

**June 2, 2003**

Plaintiff filed Claim and filing fee. Amount of Claim: \$350,000.00+.

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**June 5, 2003**

Board forwarded copy of Claim to attorney for Defendant and Chief Deputy Attorney General. ANSWER DUE FROM DEFENDANT 7/10/03.

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**June 12, 2003**

Chief Deputy Attorney General filed Acceptance of Service of Claim. Receipt of same acknowledged by Chief Deputy Attorney General June 9, 2003.

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**June 16, 2003**

Defendant filed Acceptance of Service of Claim. Receipt of same acknowledged June 9, 2003.

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**July 3, 2003**

Defendant filed Answer To Complaint and New Matter. Copy forwarded to Plaintiff. **Response due from Plaintiff 8/6/03.**

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**July 28, 2003**

Plaintiff filed Reply to New Matter. Copy forwarded to Defendant.

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**July 29, 2003**

Plaintiff filed Amended Reply to New Matter. Copy forwarded to Defendant.

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**August 20, 2003**

Defendant filed Notice of Service of Department's Request for Production of Documents.

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**November 21, 2003**

Defendant filed Notice of Service of Department's Response to Plaintiff's Request for Production of Documents.

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**March 4, 2004**

Plaintiff filed Motion to Compel Production of Documents and Answers to Interrogatories. Copy forwarded to Defendant.

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**April 1, 2004**

Defendant filed Response to Plaintiff's Motion to Compel Production of Documents and Answers to Interrogatories. Copy forwarded to Plaintiff.

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**April 19, 2004**

Plaintiff filed Reply to Defendant's Response to Plaintiff's Motion to Compel Production of Documents and Answers to Interrogatories. Copy forwarded to Defendant.

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**April 28, 2004**

Board rendered an Opinion and Order. Order as follows: **AND NOW**, this 28th day of April, 2004, it is **ORDERED** and **DECREED** that AWS Motion to Compel Production of Documents and Answers to Interrogatories is **GRANTED**. The Board further **ORDERS** and **DECREES** that the Commonwealth of Pennsylvania, Department of General Services, shall have twenty (20) days from the exit date of this Order to provide full and complete Answers to the Interrogatories and to fully and completely comply with AWS Request for Production of Documents pursuant to the Rules of Civil Procedure.@ Copy forwarded to Plaintiff and Defendant.

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**May 6, 2004**

Plaintiff filed Acceptance of Service of Opinion and Order dated April 28, 2004. Receipt of same acknowledged May 3, 2004.

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**May 20, 2004**

Defendant filed Notice of Service of the Department's Amended Response to AWS Remediation's First Request for Production of Documents.

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**August 27, 2004**

Defendant filed Notice of Service of First Set of Interrogatories directed to Plaintiff.

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**November 3, 2004**

Defendant filed Motion to Compel Answers to Interrogatories. Copy forwarded to Plaintiff.

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**December 3, 2004**

Plaintiff filed a letter/response to Defendant's Motion to Compel advising that they have been working to complete responses and request the Board to allow them to respond by December 31, 2004.

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**December 7, 2004**

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 7<sup>th</sup> day of December, 2004, it is **ORDERED** and **DECREED** that Defendant's, Department of General Services, Motion to Compel Answers to Interrogatories is **GRANTED**. The Board further **ORDERS** and **DECREES** that Plaintiff, AWS Remediation, Inc., shall serve Defendant with full and complete Answers to Interrogatories no later than December 31, 2004." Copy forwarded to Plaintiff and Defendant.

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**December 8, 2005**

Board forwarded letter to parties requesting a status report.

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**January 9, 2006**

Plaintiff filed letter (via fax) advising that Plaintiff has new counsel and requesting the Board grant Plaintiff an extension of time to file the status report so that the Board's letter of December 8, 2005 can be forwarded to Plaintiff's new counsel.

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**January 11, 2006**

Board forwarded letter to Plaintiff requesting Plaintiff to advise the Board of a contact person at AWS that correspondence should be mailed to before Plaintiff's counsel withdraws its appearance.

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**January 26, 2006**

Plaintiff filed (via fax) Notice of Substitution of Counsel, D. Matthew Jameson, III, Esquire and Melissa L. Evans, Esquire are withdrawn and Frank J. Matune, Esquire is entered on behalf of Plaintiff. Copy forwarded to Defendant.

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**January 26, 2006**

Plaintiff filed (via fax) Motion to Admit Pro Hac Vice. Copy forwarded to Defendant.

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**January 27, 2006**

Board forwarded letter to Defendant, with copy to Plaintiff, requesting a response to Plaintiff's motion.

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**January 30, 2006**

Plaintiff filed (via US mail) Notice of Substitution of Counsel, D. Matthew Jameson, III, Esquire and Melissa L. Evans, Esquire are withdrawn and Frank J. Matune, Esquire is entered on behalf of Plaintiff. Copy forwarded to Defendant.

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**January 30, 2006**

Plaintiff filed (via US mail) Motion to Admit Pro Hac Vice. Copy forwarded to Defendant.

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**February 13, 2006**

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 13<sup>th</sup> day of February, 2006, after review of Plaintiff's Motion to Admit Attorney Peter B. Grinstein to Practice before this Court in this Case Pro Hac Vice, it is hereby **ORDERED** that: 1) Effective upon the date of this Order, Peter B. Grinstein shall be **ADMITTED** pro hac vice to the bar of the Commonwealth of Pennsylvania under Pennsylvania Bar Admission Rule 301 for the limited purpose of serving as co-counsel on behalf of Plaintiff in this matter; 2) Peter B. Grinstein, Esquire shall abide by all the rules of, and applicable to, practice before this Board, including all attorney disciplinary rules; and 3) Peter B. Grinstein, Esquire shall immediately notify this Board of any matter affecting their standing at the bar of any other court or jurisdiction where they may be admitted to practice. All correspondence with this Board shall continue to be accomplished through the Pennsylvania attorney of record unless otherwise requested in writing by the party." Copy forwarded to Plaintiff and Defendant.

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**February 13, 2007**

Board forwarded letter to parties requesting a status report.

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**March 15, 2007**

Board forwarded second letter to parties requesting a status report.

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**March 21, 2007**

Plaintiff filed status letter (via fax) advising that the parties have settled this case and will dismiss case once the settlement check is received. Copy forwarded to Defendant.

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**March 23, 2007**

Plaintiff filed status letter (via U.S. Mail) advising that the parties have settled this case and will dismiss case once the settlement check is received. Copy forwarded to Defendant.

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**May 7, 2007**

Plaintiff filed Notice of Dismissal. Copy forwarded to Defendant.

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**May 8, 2007**

Board rendered Order. Order as follows: "**AND NOW**, this 8<sup>th</sup> day of May, 2005, upon receipt of a Notice of Dismissal executed by Peter B. Grinstein, Esquire, on behalf of Plaintiff, AWS Remediation, Inc., requesting by agreement of the parties, the within matter, including the Plaintiff's Complaint, is hereby settled and dismissed with prejudice at each party's own costs, attorney fees, and expenses docketed with this Board under date of May 7, 2007, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled and dismissed with prejudice." Copy forwarded to Plaintiff and Defendant.

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**May 14, 2007**

Plaintiff filed Acceptance of Service of Order dated May 8, 2007. Receipt of same acknowledged May 10, 2007.

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