

# CLOSED

Docket Number: 3696

**MAHANoy CITY SEWER AUTHORITY**

Michael A. O=Pake, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF CORRECTIONS**

Michael A. Farnan, Chief Counsel  
Raymond W. Dorian, Assistant Counsel

**February 9, 2004**

Commonwealth Court Order. Order: Now, December 4, 2003, the decision of the Board of Claims in the above captioned matter is reversed. The case is remanded to the Board. Jurisdiction relinquished.

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**February 23, 2004**

Plaintiff filed Claim and filing fee. Amount of Claim: \$306,914.63.

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**February 23, 2004**

Board called Plaintiff advising of filing deficiency: need proof of mailing to Defendant and verification. Faxed Notice of deficiency to Plaintiff.

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**February 23, 2004**

Plaintiff filed proof of mailing claim to Defendant and verification. ACCEPTED FOR FURTHER PROCESSING.

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**February 26, 2004**

Board issued Acknowledgment letter and forwarded a copy of Claim to Attorney General.

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**March 5, 2004**

Chief Deputy Attorney General filed an Acceptance of Service form. Receipt of same acknowledged by Chief Deputy Attorney General February 27, 2004.

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**March 12, 2004**

Praecipe for Entry of Appearance of new counsel for Defendant (DOC). Copy forwarded to Plaintiff.

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**March 24, 2004**

Defendant filed Proposed Order and Defendant's Motion for Enlargement of Time. Copy forwarded to Plaintiff.

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**April 1, 2004**

The Board issued an Order. Order as follows: **AND NOW**, this 1st day of April 2004, upon consideration of the Defendant's Motion for Enlargement of Time, it is hereby **ORDERED** that the motion is **GRANTED** and the Defendant has thirty (30) days from the date hereof to respond to the Plaintiff's Complaint. Copy forwarded to all parties of record.

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**April 21, 2004**

Defendant filed Certificate of Service of Defendant's First Request for Production or Documents to Plaintiff. Copy forwarded to Plaintiff.

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**April 22, 2004**

Defendant's Answer to Plaintiff's Complaint With New Matter-Counterclaim. Copy forwarded to Plaintiff.

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**May 17, 2004**

Plaintiff filed Proposed Order and Plaintiff's Motion for Enlargement of Time. Copy forwarded to Defendant.

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**May 26, 2004**

Board issued an Order. Order as follows: **AND NOW**, this 26th day of May, 2004, upon consideration of the Plaintiff's Motion for Enlargement of Time, it is hereby **ORDERED** that the motion is **GRANTED** and the Plaintiff has 30 days from the date hereof to respond to the Defendant's New Matter-Counterclaim.

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**May 28, 2004**

Defendant filed Acceptance of Service of Order received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 27, 2004.

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**June 4, 2004**

Plaintiff filed Acceptance of Service of Order received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 1, 2004.  
Board issued letter to parties requesting a status report.

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**December 7, 2004**

Parties filed a Stipulation to Dismiss With Prejudice.

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**December 21, 2004**

Board issued an Opinion and Order. Order as follows: **AND NOW**, this 21<sup>st</sup> day of December, 2004, it is hereby **ORDERED, ADJUDGED AND DECREED** that this entire matter shall be "dismissed, and discontinued with prejudice." Copy forwarded to all parties of record.

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**December 27, 2004**

Defendant filed Acceptance of Service of Opinion and Order. Receipt of same acknowledged by attorney for Defendant December 23, 2004.

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**December 29, 2004**

Plaintiff filed Acceptance of Service of Opinion and Order. Receipt of same acknowledged by attorney for Plaintiff December 23, 2004.

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**CLOSED**