

Docket Number: 3708

NAPCON, INC.

John G. Dean, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

~~Trent Hargrove, Chief Counsel~~
~~Elizabeth O'Reilly, Esquire~~
~~Michael C. Barnett, Senior Counsel~~
David L. Narkiewicz, Assistant Chief Counsel
Harry R. Walter, III, Assistant Counsel

May 12, 2004

Plaintiff filed Claim, filing fee and proof of mailing. Amount of Claim: \$18,845.95. ACCEPTED FOR FURTHER PROCESSING.

May 13, 2004

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

May 19, 2004

Chief Deputy Attorney General filed Acknowledgment of Claim. Receipt of same acknowledged by Chief Deputy Attorney General May 17, 2004.

May 19, 2004

Chief Deputy Attorney General filed Acknowledgment Form. Receipt of same acknowledged by Chief Deputy Attorney General May 17, 2004.

June 14, 2004

Defendant filed Commonwealth's Preliminary Objections to Plaintiff's Complaint, as well as Brief in Support.

June 16, 2004

Board issued letter to Plaintiff advising of Board Rules to file their response within 30 days.

July 9, 2004

Plaintiff's Response to Defendant's Preliminary Objections, Brief in Opposition and Certificate of Merit.

August 2, 2004

Board issued an Opinion and Order. Order as follows: **AND NOW** this 2nd day of August, 2004, it is **ORDERED** and **DECREED** that the Commonwealth of Pennsylvania, Department of General Services, Preliminary Objections are **OVERRULED**. Defendant is **ORDERED** to respond to Plaintiff's Complaint within thirty (30) days from the exit date of this Order.

August 30, 2004

Defendant filed Acceptance of Service of Opinion and Order. Receipt of same acknowledged by attorney for Defendant August 3, 2004.

September 3, 2004

Defendant filed Commonwealth's Answer With New Matter and Counterclaim.

September 8, 2004

Board issued letter to Plaintiff directing a response to Defendant's New Matter and Counterclaim.

September 15, 2004

Plaintiff filed copy of letter to Defendant advising that they are not in receipt of Defendant's Answer With New Matter and Counterclaim.

September 22, 2004

Board issued letter to Defendant directing them to provide Plaintiff with a copy of its Answer With New Matter and Counterclaim.

September 27, 2004

Plaintiff filed letter advising that they are in receipt of a copy of Defendant's Answer, New Matter and Counterclaim.

October 7, 2004

Plaintiff's Response to Defendants' New Matter and Counterclaim and New Matter to Counterclaim.

October 13, 2004

Board issued letter to Defendant directing a response to Plaintiff's New Matter to Counterclaim.

November 1, 2004

Defendant filed Commonwealth's Reply to Plaintiff's New Matter to the Commonwealth's Counterclaim.

November 2, 2004

Board issued letter to parties directing them to proceed with discovery.

February 23, 2006

Plaintiff filed letter advising of their address change for the firm.

March 30, 2007

Board issued letter to parties requesting a status report.

April 30, 2007

Plaintiff filed letter/status report (via fax) stating that they had sent a letter on April 30, 2007, serving discovery requests upon Defendant.

May 2, 2007

Plaintiff filed letter/status report (via U.S. Mail) stating that they had sent a letter on April 30, 2007, serving discovery requests upon Defendant.

May 2, 2007

Plaintiff filed letter/status report (via u.s.mail) stating that they had sent a letter on April 30, 2007, serving discovery requests upon Defendant.

May 1, 2008

Defendant filed Praecipe for Entry of Appearance of Michael C. Barrett, Senior Counsel.

May 2, 2008

Defendant filed Notice of Service of Respondent's Answers to Interrogatories and Responses to Claimant's Request for Production of Documents.

March 24, 2010

Defendant filed Praecipe to Withdraw the Appearance of Michael C. Barrett, Esquire and Praecipe to Enter the Appearance of David L. Narkiewicz, Esquire, as well as Harry R. Walter, III, Esquire on behalf of Defendant.

December 28, 2010

Defendant filed letter advising that very little discovery has taken place and further requests the Board schedule a conference to establish a discovery deadline and trial date for this case.

December 28, 2010

Board forwarded letter to parties requesting proposed scheduling information.

December 28, 2010

Board forwarded letter to parties advising them that a status conference is scheduled for January 3, 2011 at 1:00 p.m.

January 3, 2011

Board forwarded corrected letter to parties advising them that a status conference is scheduled for February 3, 2011 at 1:00 pm.

January 12, 2011

Defendant filed Proposed Scheduling Order submitted on behalf of both parties.

January 28, 2011

Plaintiff transmitted via facsimile a letter confirming that the status conference in the above referenced matter be held telephonically.

January 31, 2011

Plaintiff filed via u.s. mail a letter confirming that the status conference in the above referenced matter be held telephonically.

February 1, 2011

Board forwarded letter to parties rescheduling status conference for February 10, 2011 at 1:00 pm.

February 10, 2011

A Status Conference was held in the Judge's office on February 10, 2011 at 1:00 PM.

March 3, 2011

Defendant filed letter requesting that the case be stayed indefinitely pending final execution of a settlement agreement.

March 8, 2011

Board issued an Order. Order as follows: **AND NOW** this 8th day of March 2011, upon receipt of Defendant's letter dated March 3, 2011, advising of impending settlement negotiations, it is hereby **ORDERED** that the case be stayed indefinitely. The parties shall advise the Board of the conclusion of settlement negotiations as soon as possible hereafter. Plaintiff is directed to file a praecipe to mark this case settled, discontinued and ended with the Board once the final settlement payment has been made. Copies forwarded to Plaintiff and Defendant.

March 11, 2011

Defendant filed Acceptance of Service of Order dated March 8, 2011. Receipt of same acknowledged March 8, 2011.

March 16, 2011

Plaintiff filed Acceptance of Service of Order dated March 8, 2011. Receipt of same acknowledged March 11, 2011.

June 1, 2011

Plaintiff filed Praecipe to mark settled, discontinued and ended.

June 2, 2011

Board issued and Order. Order as follows: **AND NOW**, this 2nd day of June, 2011, upon receipt of a Praecipe executed by John G. Dean, Esquire, on behalf of Plaintiff, Napcon, Inc. requesting that the Board mark the above-captioned docket settled, discontinued and ended, docketed with this Board under date of June 1, 2011, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled, discontinued and ended with prejudice. Copy forwarded to Plaintiff and Defendant.

June 8, 2011

Plaintiff filed Acceptance of Service of Order dated June 2, 2011. Receipt of same acknowledged by Plaintiff June 6, 2011.

June 8, 2011

Defendant filed Acceptance of Service of Order dated June 2, 2011. Receipt of same acknowledged by Plaintiff June 3, 2011.