

Docket Number: 3755

**FLETCHER-HARLEE CORP.**

John A. Greenhall, Esquire  
Gaetano P. Piccirilli, Esquire  
Patrick J. Kearney, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF GENERAL SERVICES**

Trent Hargrove, Chief Counsel  
James P. Creedon, Deputy Secretary  
~~Tanya C. Leary, Esquire~~  
David L. Narkiewicz, Assistant Chief Counsel

**\* \*\*February 24, 2005**

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$90,668.45

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**February 25, 2005**

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

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**March 4, 2005**

Chief Deputy Attorney General filed an Acceptance of Service of Claim. Receipt of same acknowledged by Chief Deputy Attorney March 1, 2005.

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**March 28, 2005**

Defendant filed Proposed Order, Preliminary Objections to Plaintiff's Complaint and Brief in Support. Copy forwarded to Plaintiff.

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**\*April 20, 2005**

Plaintiff filed an Amended Complaint and proof of mailing. Amount of Claim: Unchanged.

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**April 21, 2005**

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

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**May 13, 2005**

Board issued an Opinion and Order. Order as follows: **AND NOW**, this 13<sup>th</sup> day of May, 2005, the Preliminary Objections, filed by the Respondent, Commonwealth of Pennsylvania, Department of General Services, are hereby **DENIED** as **MOOT** and Respondent is **ORDERED** to file its response to the Amended Complaint within thirty (30) days from the exit date of this Order. Copies forwarded to all parties of record.

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**May 18, 2005**

Defendant filed Acceptance of Service of Opinion and Order.  
Receipt of same acknowledged by Defendant May 17, 2005.

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**May 20, 2005**

Plaintiff filed Acceptance of Service of Opinion and Order.  
Receipt of same acknowledged by Plaintiff May 17, 2005.

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**June 10, 2005**

Defendant filed Proposed Order, Motion for Sanctions and Brief  
in Support of its Motion for Sanctions Against Plaintiff in  
Violation of Pa. R.E. 408. Copy forwarded to Plaintiff.

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**June 10, 2005**

Defendant filed Proposed Order, Preliminary Objections to  
Plaintiff's Amended Complaint and Brief in Support. Copy  
forwarded to Plaintiff.

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**\*\*June 17, 2005**

Plaintiff filed Second Amended Complaint and Proof of mailing.  
Amount of Claim: Unchanged.

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**June 21, 2005**

Defendant filed Motion for Leave to Withdraw Motion for Sanctions against Defendant. Copy forwarded to Plaintiff.

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**June 30, 2005**

Chief Deputy Attorney General filed Acceptance of Service of Second Amended Complaint. Receipt of same acknowledged June 27, 2005.

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**July 12, 2005**

Board issued an Opinion and Order. Order as follows: **AND NOW**, this 12<sup>th</sup> day of July, 2005, the Preliminary Objections to Plaintiff's Amended Complaint filed by the Defendant on June 10, 2005, are hereby **DENIED** as **MOOT** and the Motion for Sanctions, also filed by Defendant on June 10, 2005, are hereby deemed **WITHDRAWN**. Copy forwarded to all parties of record.

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**July 18, 2005**

Defendant filed an Answer and New Matter. Copy forwarded to Plaintiff.

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**July 20, 2005**

Defendant filed an Answer and New Matter including Notice to Plead, previously inadvertently omitted. Copy forwarded to Plaintiff.

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**July 28, 2005**

Defendant filed Acceptance of Service of Opinion and Order. Receipt of same acknowledged by Defendant July 28, 2005.

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**August 8, 2005**

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

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**October 5, 2005**

Plaintiff filed First Request for Production of Documents of Claimant, Fletcher-Harlee Corporation Addressed to Respondent the Department of General Services. Copy forwarded to Defendant.

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**October 6, 2006**

Board forwarded letter to parties requesting a status report.

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**November 6, 2006**

Defendant filed Withdrawal of Appearance of Tanya C. Leshko, Senior Counsel and Entry of Appearance of David L. Narkiewicz, Assistant Chief Counsel on behalf of Defendant. Copy forwarded to Plaintiff.

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**November 6, 2006**

Defendant filed status letter advising that the parties are discussing settlement and will notify the Board of outcome.

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**November 27, 2007**

Defendant filed a letter advising that the parties have settled and that he will ask Plaintiff to file a praecipe.

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**December 6, 2007**

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

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**December 13, 2007**

Board rendered an Order. Order as follows: "**AND NOW**, this 13<sup>th</sup> day of December, 2007, upon receipt of a Praecipe to Settle, Discontinue and End executed by Patrick J. Kearney, Esquire, on behalf of Plaintiff, Fletcher-Harlee Corp., requesting that the Board mark the above matter settled, discontinued and ended, docketed with this Board under date of December 6, 2007, it is **ORDERED** and **DIRECTED** that the above matter be marked settled, discontinued and ended with prejudice." Copy forwarded to Plaintiff and Defendant.

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**December 17, 2007**

Defendant filed Acceptance of Service of Order dated December 13, 2007. Receipt of same acknowledged December 14, 2007.

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**December 20, 2007**

Plaintiff filed Acceptance of Service of Order dated December 13, 2007. Receipt of same acknowledged December 17, 2007.

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