

Docket Number: 3770

DURKEE LUMBER CO., INC.

Michael D. Reed, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Kimberly Hummel, Chief Counsel
Virginia J. Davison, Assistant Counsel

CLOSED

May 9, 2005

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$388,000.00.

May 10, 2005

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

May 17, 2005

Attorney General filed Acknowledgment of Claim form. Receipt of same acknowledged May 16, 2005.

June 6, 2005

Defendant filed Preliminary Objections and Brief in Support. Copy forwarded to Plaintiff. [08A070605D]

July 5, 2005

Plaintiff filed Response to Preliminary Objections and Brief in Opposition. Copy forwarded to Defendant.

August 12, 2005

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 12th day of August, 2005, it is **ORDERED, ADJUDGED** and **DECREED** that the Preliminary Objections filed by the Defendant, Commonwealth of Pennsylvania, Department of Conservation and Natural Resources are **GRANTED** and the claim by Plaintiff, Durkee Lumber Co., Inc. is hereby **DISMISSED** without prejudice." Copy forwarded to Plaintiff and Defendant.

August 17, 2005

Plaintiff filed Acceptance of Service of Opinion and Order dated August 12, 2005. Receipt of same acknowledged August 16, 2005.

August 26, 2005

Defendant filed Acceptance of Service of Opinion and Order dated

August 12, 2005. Receipt of same acknowledged August 22, 2005.
