

Docket Number: 3832

GOLDROCK CUSTOM BUILDERS, INC.

~~Joseph Marano, Esquire~~
Chris M. Jamison, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
STATE SYSTEM OF HIGHER EDUCATION,
WEST CHESTER UNIVERSITY**

Jeffrey Cooper, Chief Counsel
Wayne S. Melnick, University Legal Counsel

January 7, 2005

By Order of the Common Pleas Court of Chester County, case filed, Order as follows: "AND NOW, this 7th day of January, 2005, upon consideration of Defendant's Motion to Transfer Complaint Pursuant to 42 Pa.C.S.A. §5103 and no response thereto, it is hereby ORDERED and DECREED that the Motion is GRANTED and the Office of Prothonotary is directed to transfer the above-captioned matter to the Commonwealth of Pennsylvania's Board of Claims upon payment of transfer by Plaintiff."

THE FOLLOWING FILED IN COMMON PLEAS COURT OF CHESTER COUNTY

January 7, 2004

Complaint Filed with Notice Jury Trial demanded.

January 7, 2004

Certificate of Service of attached document via mail upon Kenneth F. Cerullo, Esquire.

January 7, 2004

Appearance of Joseph Marano for Goldrock Custom Builders, Inc.

January 14, 2004

Served West Chester University on 01/13/04 at 10:40 A 1c.

January 30, 2004

Motion to Transfer complaint Pursuant to 42 PA.C.S.A Section 5103.

January 30, 2004

Certificate of Service of Motion to Transfer complaint Pursuant to PA.C.S.A. Section 5103 upon Pltf via U.S. mail on 1/28/04.

January 30, 2004

Brief by Deft in Support of Motion to Transfer complaint Pursuant to 42 PA.C.S. Section 5103 and PA.R.C.P. No 1032(b).

January 30, 2004

Certificate of Service of Brief in Support of Deft's Motion to Transfer complaint Pursuant to 42 PA.C.S. Section 5103 and PA. R.C.P. No 1032(b) upon Pltf via U.S. mail on 1/28/04.

April 19, 2004

Appearance of Chris Matthew Jamison for Goldrock Custom Builders Inc.

April 19, 2004

Withdrawal Appearance of Gene A. Foehl as Atty for Pltf.

July 13, 2004

Reminder letter sent to West Chester University Chris Matthew Jamison, Esquire Joseph Marano, Esquire.

August 9, 2004

Appearance of Wayne S. Melnick, Esquire for West Chester University.

August 9, 2004

Certificate of Service of Entry of Appearance upon Counsel via first class mail on 8/6/04 by Atty for Deft.

December 1, 2004

Trial scheduled on 01/03/05 entered by Court Administration.

December 17, 2004

Certificate of Service of Praecipe for Determination upon Counsel via first class mail on 12/17/04 by Atty for Deft.

December 17, 2004

Praecipe for Determination by Atty for Deft for Motion to Transfer complaint Pursuant to 42 PA.C.S.A. Section 5103.

January 7, 2005

Order of 1/7/05 by Mahon, J. Deft's Motion to Transfer complaint Pursuant to 42 PA.C.S.A 5103 is Granted and Prothonotary is directed to transfer this matter to Commonwealth of Pa's Board of Claims upon payment of transfer by Pltf. See Order.

January 7, 2005

Copies sent Chris Matthew Jamison, Esquire, Wayne S. Melnick, Esquire, Joseph Marano, Esquire.

August 2, 2005

Not active see prior docket entry.

BEFORE THE BOARD OF CLAIMS

January 7, 2005

Common Pleas Court of Chester County transferred record.

April 12, 2006

Board of Claims received file from the Common Pleas Court of Chester County. Amount of Claim: \$79,839.85+

April 13, 2006

Board issued letter to Plaintiff requesting Restated Claim, Proof of mailing and Filing Fee.

June 21, 2006

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 21st day of June, 2006, a Rule to Show Cause is issued upon Plaintiff, Goldrock Customer Builders, Inc., wherein it is **DIRECTED** that Plaintiff advise the Board, within 30 days from the exit date of this Order, as to why this case should not be **DISMISSED** for failure to complete the filing process with the Board including failure to submit filing fee as required by BOC R.P. §201(b) or to provide proof of mailing claim to Defendant as required by 62 Pa. C.S.A. §1725(a). In the event the Board does not receive a response to this Rule within 30 days from the exit date hereof, this Rule to show Cause shall become absolute and the case shall be marked 'closed, discontinued and ended with prejudice'." Copy forwarded to Plaintiff and Defendant.

June 27, 2006

Defendant filed Acceptance of Service of Opinion and Order dated June 21, 2006. Receipt of same acknowledged June 22, 2006.

July 3, 2006

Joseph Marano, Esquire filed letter advising that he is no longer representing Plaintiff in this matter.

August 1, 2006

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$79,839.85+.

August 1, 2006

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

August 7, 2006

Attorney General filed Acknowledgment of Claim form. Receipt of same acknowledged August 4, 2006.

September 27, 2006

Defendant filed Answer to Plaintiff's complaint.

September 29, 2006

Board forwarded letter to parties directing parties to commence with discovery.

October 2, 2007

Board issued letter to parties requesting a status report.

October 9, 2007

Defendant filed Defendant's Motion to Compel Answers to Interrogatories Propounded by Defendant.

November 29, 2007

Board issued Opinion and Order. Order as follows: **"AND NOW**, this 29th day of November, 2007, it is **ORDERED** and **DECREED** that Defendant's Motion to Compel Answers to Interrogatories Propounded by Defendant is **GRANTED**. Plaintiff is **DIRECTED** to fully respond to Defendant's interrogatories within 30 days of the exit date of this Order." Copy forwarded to Plaintiff and Defendant.

December 4, 2007

Defendant filed Acceptance of Service of Opinion and Order dated November 29, 2007. Receipt of same acknowledged December 3, 2007.

March 7, 2019

Board forwarded Notice of Proposed Termination of Case for Lack of Activity Pursuant to Pa. Rule of Civil Procedure 230.2 to Plaintiff, with copy to Defendant.

April 30, 2019

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 30th day of April, 2019, pursuant to Pa. R.C.P. 230.2, the above captioned case is **TERMINATED**, **ENDED** and **DISMISSED** with prejudice due to lack of activity." Copy forwarded to Plaintiff and Defendant.

October 15, 2019

U.S. Post Office returned Notice of Proposed Termination addressed to Plaintiff due to not deliverable as addressed unable to forward.

October 15, 2019

U.S. Post Office returned Opinion and Order dated April 30, 2019 addressed to Plaintiff due to not deliverable as addressed unable to forward.

October 16, 2019

Board checked Administrative Office of Pennsylvania, Disciplinary Board Courts - <https://www.padisciplinaryboard.org/for-the-public/find-attorney> for address of Chris Jamison, Esquire - address is same as one on file.
