

Docket Number: 3837

ALLAN A. MEYERS, INC., TO THE USE AND BENEFIT OF EASTERN  
INDUSTRIES, INC.

Paul A. Logan, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

~~Andrew S. Gordon, Chief Counsel~~  
Jason M. Wolgemuth, Assistant Counsel

**May 26, 2006**

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$65,385.59+.

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**May 30, 2006**

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

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**June 6, 2006**

Attorney General filed Acknowledgment of Claim form. Receipt of same acknowledged June 2, 2006.

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**June 12, 2006**

Plaintiff filed Affidavit of Service that claim was mailed to Chief Counsel of PennDOT, Secretary of PennDOT and Attorney General.

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**June 23, 2006**

Defendant filed letter requesting an extension of time until July 7, 2006 to file an answer to Plaintiff's claim, indicating that Plaintiff has no objection to same.

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**June 23, 2006**

Board forwarded letter to Defendant, with copy to Plaintiff, granting an extension of time until July 7, 2006, in which to file a response to Plaintiff's claim.

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**July 11, 2006**

Defendant filed Answer with New Matter.

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**July 12, 2006**

Board forwarded letter to Plaintiff requesting response to New Matter.

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**July 31, 2006**

Plaintiff filed Reply to New Matter.

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**August 7, 2006**

Plaintiff filed praecipe to substitute verification attached to the Reply to New Matter.

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**July 30, 2007**

Plaintiff filed Motion to Compel Answers to Discovery Directed to Defendant as well as Proposed Order.

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**August 27, 2007**

Defendant filed letter advising that it will not be filing any brief in opposition to Plaintiff's Motion to Compel Answers to Discovery.

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**August 29, 2007**

Board rendered Opinion and Order. Order as follows: "AND NOW, this 29<sup>th</sup> day of August, 2007, it is hereby **ORDERED** and **DECREED** that the motion to compel answers to discovery directed to Defendant filed by the Plaintiff on July 30, 2007, is hereby **DENIED** as **MOOT**." Copy forwarded to Plaintiff and Defendant.

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**September 4, 2007**

Plaintiff filed Acceptance of Service of Opinion and Order dated August 29, 2007. Receipt of same acknowledged on August 31, 2007.

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**August 14, 2008**

Defendant filed Entry of Appearance of Jason M. Wolgemuth, Assistant Counsel on behalf of Defendant.

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**July 8, 2010**

Plaintiff filed Praecipe to Settle, Discontinue and End.

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**July 12, 2010**

Board rendered Order. Order as follows: "**AND NOW**, this 12<sup>th</sup> day of July, 2010, upon receipt of a Praecipe executed by Paul A. Logan, Esquire, on behalf of Plaintiff, Allan A. Myers, Inc., to the use and benefit of Eastern Industries, Inc., requesting that the Board mark the above-captioned matter settled, discontinued and ended, docketed with this Board under date of July 8, 2010, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled, discontinued and ended with prejudice." Copy forwarded to Plaintiff and Defendant.

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**July 15, 2010**

Defendant filed Acceptance of Service of Order dated July 12, 2010. Receipt of same acknowledged on July 14, 2010.

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**July 19, 2010**

Plaintiff filed Acceptance of Service of Order dated July 12, 2010. Receipt of same acknowledged on July 15, 2010.

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