

Docket Number: 3969

**P.J. DICK, INC.,
FOR THE USE AND BENEFIT OF AMTHOR STEEL**

~~Troy A. Piazza, Esquire~~
Robert C. LeSuer, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
STATE SYSTEM OF HIGHER EDUCATION,
EDINBORO UNIVERSITY OF PENNSYLVANIA**

Thomas J. Madigan, Esquire
Ann B. Graff, Esquire

VS.

WTW ARCHITECTS

~~*Richard De Young, President~~
~~Chad A. Wissinger, Esquire~~
Michael J. Cremonese, Esquire

VS.

HOPE FURRER ASSOCIATES, INC.

Patrick McGrory, Esquire
Paul Cottrell, Esquire

July 22, 2009

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$405,915.00.

July 22, 2009

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

July 30, 2009

Chief Deputy Attorney General filed Acknowledgement of Claim dated July 22, 2009. Receipt of same acknowledged on July 27, 2009.

August 20, 2009

*Defendant filed Complaint to Join Additional Defendant (WTW Architects).

August 20, 2009

Defendant filed Answer and New Matter.

August 24, 2009

Board forwarded letter to Plaintiff requesting response to New Matter.

August 25, 2009

Board issued Acknowledgment letter and forwarded Complaint to Join Additional Defendant to Attorney General.

September 1, 2009

Chief Deputy Attorney General filed Acknowledgement of Complaint to Join Additional Defendant dated August 25, 2009. Receipt of same acknowledged on August 27, 2009.

September 3, 2009

Plaintiff filed Response to Defendant's New Matter.

October 19, 2009

WTW Architects filed Answer and New Matter to Defendant's Complaint to WTW Architects and Counterclaim.

October 19, 2009

Board forwarded letter to Defendant with copy to Plaintiff and WTW Architects requesting a reply to WTW Architects's new matter and counterclaim.

November 5, 2009

Defendant filed Reply to New Matter and Reply and New Matter to Counterclaim of WTW Architects.

November 5, 2009

Board forwarded letter to WTW Architects with copy to Plaintiff and Defendant requesting a reply to new matter of Defendant.

November 12, 2009

Plaintiff filed Reply to WTW Architects' New Matter and Counterclaim.

November 12, 2009

Plaintiff filed Substitution of Appearance withdrawing the appearance of Troy A. Piazza, Esquire and entering the appearance of Robert C. LeSuer, Esquire, on behalf of Plaintiff.

November 16, 2009

Plaintiff filed Certificate of Service of Substitution of Appearance filed November 12, 2009.

November 30, 2009

WTW Architects filed Reply to Defendant's New Matter asserted in Defense of WTW Architects' Counterclaim.

December 1, 2009

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

March 12, 2010

Plaintiff filed Notice of Service of Interrogatories & Requests for Production of Documents addressed to WTW Architects (1st Set).

March 12, 2010

Plaintiff filed Notice of Service of Interrogatories & Requests for Production of Documents addressed to Defendant (1st Set).

December 22, 2010

Plaintiff filed Notice of Service of Objections and Answers to Defendant's First Set of Interrogatories Addressed to Plaintiff.

December 22, 2010

Plaintiff filed Notice of Service of Objections and Responses to Defendant's First Set of Requests for Production of Documents Addressed to Plaintiff.

February 8, 2012

Defendant requested by telephone three subpoenas 4009.21 - to produce documents.

February 9, 2012

Board forwarded three subpoenas 4009.21 - to produce documents dated February 9, 2012 to Defendant.

October 31, 2012

Plaintiff filed letter requesting a telephonic status conference be scheduled to establish a schedule for remaining prehearing proceedings.

October 31, 2012

Board forwarded letter to parties requesting scheduling information.

November 16, 2012

Plaintiff filed proposed scheduling order on behalf of all parties.

December 7, 2012

WTW Architects filed an Uncontested Motion for Leave to Join Additional Defendant (Hope Furrer).

December 10, 2012

Board scheduled teleconference for Monday, December 17, 2012 at 1:00 p.m.

December 17, 2012

Teleconference held.

December 18, 2012

Board rendered and Opinion and Order. Order as follows: "**AND NOW**, this 18th day of December, 2012, it is **ORDERED** and **DECREED** that WTW's motion for permission to join Hope Furrer Associates, Inc. as an additional defendant is **GRANTED**. WTW may proceed promptly with filing and service of its complaint against Furrer as part of the present action." Copy forwarded to all parties of record.

December 24, 2012

Defendant filed Acceptance of Service of Opinion and Order dated December 18, 2012. Receipt of same acknowledged December 20, 2012.

December 24, 2012

WTW Architects filed Acceptance of Service of Opinion and Order dated December 18, 2012. Receipt of same acknowledged December 20, 2012.

December 24, 2012

Plaintiff filed Acceptance of Service of Opinion and Order dated December 18, 2012. Receipt of same acknowledged December 20, 2012.

January 9, 2013

WTW Architects filed Complaint to Join Additional Defendant (Hope Ferrer).

January 9, 2013

Board issued Acknowledgment letter.

January 28, 2013

WTW Architects filed Praecipe for Substitution of Appearance withdrawing the appearance of Chad A. Wissinger, Esquire and Burns White and entering the appearance of Chad A. Wissinger and Marshall Deenehey Warner Coleman & Goggin on behalf of WTW Architects.

February 14, 2013

Hope Furrer filed preliminary objections to WTW Architects joinder complaint, brief in support and proposed order.

March 11, 2013

WTW Architects and Hope Furrer filed a joint stipulation for an extension of time for WTW Architects to file an amended complaint to join additional defendant Hope Furrer and proposed order.

March 11, 2013

Board forwarded letter to WTW Architects, with copy to all other parties, granting an extension of time until March 19, 2013, in which to file an amended complaint to join additional defendant Hope Furrer.

March 19, 2013

WTW Architects filed an Amended Complaint to Hope Furrer.

March 26, 2013

Attorney General filed acknowledgment of complaint to join additional defendant (Hope Ferrer) form. Receipt of same acknowledged March 21, 2013.

April 17, 2013

Hope Furrer filed answer and new matter to WTW's amended complaint to join.

April 18, 2013

Board forwarded letter to WTW, with copy to all other parties, requesting a response to new matter.

May 7, 2013

WTW Architects filed reply to Hope Furrer's new matter.

May 7, 2013

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

May 9, 2013

WTW Architects filed Verification of Richard DeYoung to supplement the attorney verification previously filed with WTW's Reply to Hope Furrer's New Matter.

May 2, 2014

WTW filed praecipe for substitution of appearance withdrawing the appearance of Marshall, Dennehey, Warner, Coleman & Goggin and entering the appearance of Michael J. Cremonese, Esquire and Burke, Cromer & Cremonese, LLC on behalf of WTW, signed by both parties.

May 2, 2014

Plaintiff filed a letter requesting a telephonic status conference.

May 2, 2014

Board forwarded letter to parties requesting proposed dates for telephonic status conference.

May 19, 2014

Plaintiff filed Proposed Scheduling Order signed by all parties.

May 19, 2014

Board forwarded letter to Plaintiff, with copy to all other parties requesting a date for a teleconference.

May 27, 2014

Plaintiff filed letter advising that the parties are available for a teleconference on Monday, June 9, 2014.

May 28, 2014

Board forwarded letter to parties scheduling teleconference for Monday, June 9, 2014 at 1:00 p.m.

June 3, 2014

Plaintiff transmitted via facsimile a letter listing the parties and counsel that will participate in the teleconference scheduled for June 9, 2014.

June 5, 2014

Plaintiff filed via U.S. Mail a letter listing the parties and counsel that will participate in the teleconference scheduled for June 9, 2014.

June 9, 2014

Teleconference held.

September 29, 2014

Parties submitted proposed scheduling order.

September 30, 2014

Board rendered a scheduling order. Order as follows: **"AND NOW**, this 30th day of September, 2014, it is hereby **ORDERED** and **DECREED** as follows: 1. Discovery is to be completed on or before March 27, 2015; 2. Plaintiff's expert reports, if any, are due on or before April 17, 2015. Defendant's expert reports, if any, in support of its Third Party Claims shall also be due on April 17, 2015; 3. Defendant's expert report(s), if any, in response to Plaintiff's claims are due on or before May 8, 2015. Additional Defendant, WTW Architect's expert report(s) if any, in response to Defendant's claims, and support of its claims against Hope Furrer Associates, Inc., are also due on or before May 8, 2015; 4. Hope Furrer Associates, Inc.'s expert report(s) are due on or before May 29, 2015; 5. Completion of expert discovery is due on or before June 26, 2015; 6. The last day for filing pretrial motions by all parties is July 10, 2015; 7. The last day for filing pretrial statements by all parties is July 31, 2015; 8. A pretrial conference has been scheduled for Wednesday, August 19, 2015 at 1:00 p.m. Said conference shall be held at 200 North Third Street, Fulton Building, 7th Floor, Harrisburg, PA 17101; 9. This matter is set for hearing beginning on Monday, October 12, 2015, and running through Friday, October 23, 2015, or as otherwise necessary. Said hearing shall be held at 200 North Third Street, Fulton Building, 6th Floor, Harrisburg, PA 17101. Unless otherwise noted, the first day of all hearings begins at 9:30 a.m., and subsequent hearing days begin at 9:00 a.m." Copy forwarded to all parties of record.

October 6, 2014

SSHE filed Acceptance of Service of Order dated September 30, 2014. Receipt of same acknowledged October 3, 2014.

October 6, 2014

WTW Architects filed Acceptance of Service of Order dated September 30, 2014. Receipt of same acknowledged October 3, 2014.

October 9, 2014

P.J. Dick filed Acceptance of Service of Order dated September 30, 2014. Receipt of same acknowledged October 3, 2014.

October 9, 2014

Hope Furrer filed Acceptance of Service of Order dated September 30, 2014. Receipt of same acknowledged October 6, 2014.

February 20, 2015

WTW Architects filed a Motion to Modify Scheduling Order Upon Agreement of All Parties.

February 23, 2015

WTW Architects filed a Motion to Modify Scheduling Order Upon Agreement of All Parties.

February 24, 2015

Board rendered an Order. Order as follows: "AND NOW, this 24th day of February, 2015, it is hereby **ORDERED** and **DECREED** as follows: 1. Fact Discovery is to be completed on or before April 27, 2015; 2. Plaintiff and Third-Party Expert Reports to be completed on or before May 18, 2015; 3. Defendant and Additional Defendants Expert Reports to be completed on or before June 8, 2015; 4. Hope Furrer Associates, Inc.'s Expert Report to be completed on or before June 21, 2015; 5. Expert Discovery to be completed on or before July 15, 2015; 6. Pretrial Motions shall be filed on or before July 24, 2015; 7. Response to Pretrial Motions shall be filed on or before August 14, 2015; 8. Pretrial Statements shall be filed on or before August 21, 2015; 9. A pretrial conference is now scheduled for Wednesday, August 26, 2015 at 1:00 p.m. Said conference shall be held at 200 North Third Street, Fulton Building, 7th Floor, Harrisburg, PA 17101; 10. This matter remains set for hearing beginning on Monday, October 12, 2015, and running through Friday, October 23, 2015, or as otherwise necessary. Said hearing shall be held at 200 North Third Street, Fulton Building, 6th Floor, Harrisburg, PA 17101. Unless otherwise noted, the first day of all hearings begins at 9:30 a.m., and subsequent hearing days begin at 9:00 a.m." Copy forwarded all parties of record.

March 2, 2015

WTW Architects filed Acceptance of Service of Order dated February 24, 2015. Receipt of same acknowledged February 26, 2015.

March 2, 2015

SSHE filed Acceptance of Service of Order dated February 24, 2015. Receipt of same acknowledged February 26, 2015.

March 2, 2015

P.J. Dick filed Acceptance of Service of Order dated February 24, 2015. Receipt of same acknowledged February 27, 2015.

March 5, 2015

Hope Furrer filed Acceptance of Service of Order dated February 24, 2015. Receipt of same acknowledged March 1, 2015.

March 31, 2015

Plaintiff filed Notice of Service of Objections and Responses to Additional Defendant, WTW Architects' Request for Production of Documents to P.J. Dick and Anthor Steel.

May 4, 2015

Defendant filed Motion to Enforce Settlement, Brief in Support and Proposed Order.

May 5, 2015

Board forwarded letter to parties advising of rules for filing responses/briefs.

May 28, 2015

Board forwarded letter to parties requesting a date for a status conference.

June 1, 2015

Defendant transmitted via facsimile a letter advising that all parties are available for a status conference on June 8, 2015.

June 1, 2015

Board forwarded letter to parties scheduling a status conference for Monday, June 8, 2015 at 1:00 p.m.

June 3, 2015

Hope Furrer filed Joinder to Defendant's Motion to Enforce Settlement Agreement.

June 3, 2015

WTW Architects filed Response to Motion to Enforce Settlement with New Matter/Cross motion to Enforce Settlement and Brief in Support.

June 3, 2015

Plaintiff filed Response to Motion to Enforce Settlement with New Matter/Cross Motion to Enforce Settlement and Plaintiff's Brief in Support of SSHE's Motion to Enforce Settlement and Plaintiff's Motion for Interest and Counsel Fees.

June 3, 2015

Defendant filed via U.S. Mail a letter advising that all parties are available for a status conference on June 8, 2015.

June 4, 2015

SSHE filed Defendant/Third Party Plaintiff's Answer to WTW Architects' New Matter/Cross Motion to Enforce Settlement.

June 8, 2015

Board held status conference.

August 3, 2015

SSHE transmitted via facsimile a letter advising that the parties have reached a settlement and will file notice of dismissal once payments have been exchanged.

August 6, 2015

SSHE filed via U.S. Mail a letter advising that the parties have reached a settlement and will file notice of dismissal once payments have been exchanged.

November 16, 2015

Plaintiff filed a Joint Praecipe to Settle and Discontinue with Prejudice signed by all parties of record.

November 16, 2015

Board rendered an Order. Order as follows: **"AND NOW**, this 16th day of November, 2015, upon receipt of a joint praecipe to settle and discontinue executed by Robert C. LeSuer, Esquire, on behalf of Plaintiff, P.J. Dick, Inc., for the use and benefit of Amthor Steel; Ann B. Graff, Esquire, on behalf of Defendant, Commonwealth of Pennsylvania, State System of Higher Education, Edinboro University; Michael J. Cremonese, Esquire, on behalf of Additional Defendant WTW Architects; and Patrick McGrory, Esquire, on behalf of Additional Defendant Hope Furrer Associates, Inc., advising that the parties stipulate and agree that the above-captioned matter, including all claims, counterclaims and cross-claims, if any, shall be dismissed with prejudice, docketed with this Board under date of November 16, 2015, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled, discontinued and ended with prejudice." Copy forwarded to all parties of record.

November 20, 2015

Plaintiff filed Acceptance of Service of Order dated November 16, 2015. Receipt of same acknowledged November 18, 2015.

November 23, 2015

Hope Furrer filed Acceptance of Service of Order dated November 16, 2015. Receipt of same acknowledged November 19, 2015.

November 24, 2015

Defendant filed Acceptance of Service of Order dated November 16, 2015. Receipt of same acknowledged November 19, 2015.

November 25, 2015

WTW filed Acceptance of Service of Order dated November 16, 2015.
Receipt of same acknowledged November 23, 2015.

CLOSED