

Docket Number: 3998

NCL APPALACHIAN PARTNERS, LP

Roy A. Powell, Esquire
John P. Miller, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

~~Kimberly A. Hammel, Chief Counsel~~
~~Philip T. Van Zile, III, Assistant Counsel~~

CLOSED

August 19, 2010

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$19,763,280.00+

August 20, 2010

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

August 27, 2010

Attorney General filed Acknowledgement of Claim dated August 20, 2010. Receipt of same acknowledged on August 26, 2010.

September 17, 2010

Defendant filed a Motion Requesting an Extension for Filing until November 19, 2010 in which to file its Answer to Claim.

September 17, 2010

Board issued letter to Defendant, with copy to Plaintiff granting extension of time for Defendant to file its Answer.

November 18, 2010

Plaintiff transmitted via facsimile a Stipulation for Discontinuance Pursuant to Rule 229.

November 22, 2010

Plaintiff filed via u.s. mail a Stipulation for Discontinuance Pursuant to Rule 229.

November 22, 2010

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 22nd day of November, 2010, upon receipt of a Stipulation for Discontinuance Pursuant to Rule 229 executed by John P. Miller, Esquire, on behalf of Plaintiff, NCL Appalachian Partners, L.P. and Phillip T. Van Zile, III, Assistant Counsel, on behalf of Commonwealth of Pennsylvania, Department of Conservation and Natural Resources requesting that the Board discontinue and dismiss the above-captioned case, docketed with this Board under date of November 22, 2010, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked discontinued and ended by stipulation of the parties.

December 2, 2010

Plaintiff filed Acceptance of Service of Order dated November 22, 2010. Receipt of same acknowledged November 30, 2010.

December 6, 2010

Defendant filed an acceptance of Service of Order dated November 22, 2010. Receipt of same acknowledged by Defendant November 29, 2010.