

Docket Number: 4000

NEW COREY CREEK APARTMENTS, INC.

Neil E. Jokelson, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA,
State System of Higher Education,
Mansfield University Foundation**

~~Jacqueline Comforti Barnett, Acting Chief Counsel
Leonidas Pandeladis, Chief Counsel~~

CLOSED

September 23, 2010

By Order of the Court of Common Pleas of Montgomery County, Pennsylvania, case filed, Order as follows: **AND NOW**, this 23rd day of September, 2010, upon consideration of the preliminary objections of defendants, the response filed thereto, the memoranda and supplemental memoranda submitted by counsel, and following oral argument on September 3, 2010, the preliminary objections of all defendants to this Court's jurisdiction, are **SUSTAINED**, and plaintiffs' amended complaint is hereby transferred to the Board of Claims.

THE FOLLOWING FILED IN THE COURT OF COMMON PLEAS OF MONTGOMERY COUNTY, PENNSYLVANIA

April 9, 2009

Summons Civil Action.

May 1, 2009

Praecipe to Reinstate.

May 28, 2009

Praecipe to Reinstate.

June 10, 2009

Pennsylvania State of Higher Education on 6/2/09 Dauphin Co.

November 3, 2009

Entry of Appearance of Sue Ann Unger for Pennsylvania State System of Higher Education.

November 3, 2009

Affidavit/Certificate of Service of Praecipe for Appearance for Pennsylvania State System of Higher Education on 11/3/09.

November 12, 2009

Mansfield University Foundation Inc. on 6/5/09 Tioga County.

November 12, 2009

Mansfield University Foundation Inc. on 6/5/09 Tioga County.

November 13, 2009

Entry of Appearance of Sue Ann Unger for Defendant, Pennsylvania State System of Higher Education.

November 13, 2009

Affidavit/Certificate of Service of Entry of Appearance on 11/4/2009.

February 24, 2010

Complaint In.

February 24, 2010

Affidavit/Certificate of Complaint on 2/24/10.

March 12, 2010

Entry of Appearance of Joseph J. Santarone, Jr., Esquire for Defendant, Mansfield University Foundation.

March 12, 2010

Demand for Jury Trial by Mansfield University Foundation, Inc.

March 12, 2010

Affidavit/Certificate of Service of Entry of Appearance on 3/12/2010.

March 12, 2010

Entry of Appearance of Jill C. Fluck for Mansfield University and Pa. State System of Higher Education.

March 12, 2010

Preliminary Objections of Mansfield University, Pennsylvania
State System of Higher Education.

March 12, 2010

Affidavit/Certificate of Service of Preliminary Objections on
3/12/10.

March 12, 2010

Praecipe for Argument - matter is appealable - Preliminary
Objections.

March 17, 2010

Entry of Appearance of Christopher Boyle, Sr., Esquire for
Mansfield University Foundation, Inc.

March 17, 2010

Affidavit/Certificate of Service of Entry of Appearance on
3/17/10.

March 19, 2010

Affidavit/Certificate of Service of Appearance of Jill Fluck on
3/12/10.

March 19, 2010

Affidavit/Certificate of Service of Praecipe for Argument for
Jill Fluck on 3/12/10.

March 23, 2010

Preliminary Objections of Mansfield University Foundation, Inc.

March 23, 2010

Memorandum of Law by Mansfield University Foundation, Inc.

March 23, 2010

Affidavit/Certificate of Service of Preliminary Objections and Memorandum of Law on 3/23/10.

March 23, 2010

Praecipe for Argument- Matter is appealable - Preliminary Objections.

March 23, 2010

Affidavit/Certificate of Service of Argument Praecipe on 3/23/10.

March 23, 2010

Withdrawal of Appearance of Sue Ann Unger for Pennsylvania State System of Higher Education.

March 23, 2010

Affidavit/Certificate of Service of Withdrawal of Appearance on 3/23/10.

March 29, 2010

Memorandum of Law by Jill C. Fluck.

March 29, 2010

Affidavit/Certificate of Service of Memorandum of Law on 3/29/10.

March 31, 2010

Answer/Response by Plaintiffs New Corey Creek Apartments, University Commons at Mansfield, Ronald Laessig and Patricia Laessig to Preliminary Objections of Defendants Mansfield University and Pennsylvania State of Higher Education.

March 31, 2010

Affidavit/Certificate of Service of Response to Preliminary Objections on 3/31/10.

April 9, 2010

Amended Complaint.

April 9, 2010

Affidavit/Certificate of Service of Amended Complaint on 4/9/10.

April 14, 2010

Praecipe for Substitution of Verification.

April 14, 2010

Affidavit/Certificate of Service of Praecipe to Substitute Verification on 4/14/10.

April 15, 2010

Preliminary Objections of Mansfield University Foundation, Inc.

April 15, 2010

Memorandum of Law by Mansfield University Foundation, Inc.

April 15, 2010

Affidavit/Certificate of Service of Preliminary Objections and Supporting Memorandum of Law to Plaintiffs' Amended Complaint on 4/15/10.

April 15, 2010

Praecipe for Argument - Matter is appealable - Preliminary Objections to Amended Complaint.

April 15, 2010

Affidavit/Certificate of Service of Argument Praecipe on 4/15/10.

April 26, 2010

Memorandum of Law by Jill C. Fluck, Esquire.

April 26, 2010

Affidavit/Certificate of Service of Memo of Law on 4/26/10.

April 26, 2010

Preliminary Objections of Mansfield University, Pennsylvania State of Higher Education.

April 26, 2010

Affidavit/Certificate of Service of Preliminary Objections to Amended Complaint on 4/26/10.

April 26, 2010

Praecipe for Argument matter is appealable - argument.

April 26, 2010

Affidavit/Certificate of Service of Praecipe for Argument on 4/26/10.

May 17, 2010

Answer/Response by Plaintiffs to Preliminary Objections of Defendant Mansfield University Foundation, Inc.

May 17, 2010

Memorandum of Law by Plaintiffs.

May 17, 2010

Affidavit/Certificate of Service of Plaintiffs' response to Preliminary objections of Defendant Mansfield University Foundation, Inc. on 5/17/2010.

May 17, 2010

Affidavit/Certificate of Service of Plaintiffs' Memorandum of Law in Support of Plaintiffs' Response to Preliminary Objections of Defendant Mansfield University Foundation, Inc. to Plaintiffs' Amended Complaint on 5/17/10.

May 17, 2010

Answer/Response by Plaintiffs to Preliminary Objections of Defendants Mansfield University of Pennsylvania and State System of Higher Education to Plaintiffs' Amended Complaint.

May 17, 2010

Affidavit/Certificate of Service of Response to Preliminary Objections of Defendants Mansfield University of Pennsylvania State System of Higher Education to Plaintiffs' Amended Complaint on 5/17/10.

May 17, 2010

Memorandum of Law by Plaintiffs.

May 17, 2010

Affidavit/Certificate of Service of Plaintiffs' Memorandum of Law in Support of response to Preliminary Objections of Defendants Mansfield University of Pennsylvania and State System of Higher Education to Plaintiffs' Amended Complaint on 5/17/10.

July 12, 2010

Notice of Scheduling.

July 12, 2010

Notice of Scheduling.

August 6, 2010

Notice of Scheduling.

August 6, 2010

Notice of Scheduling.

September 8, 2010

Order of 9/3/10 Ott, J. counsel directed to submit any optional supplemental memoranda on or before 9/17/10 CC.

September 24, 2010

Order of 9/23/10 Ott, J. Preliminary Objections of Defendants sustained Amended Complaint transferred to Board of Claims CC.

October 15, 2010

Notice Transfer fee letter.

October 25, 2010

Transfer to another County/State Dauphin Co/Civil Action.

October 25, 2010

Papers forwarded to Board of Claims sent by certified mail 7008 1830 0000 1639 2879.

BEFORE THE BOARD OF CLAIMS

September 23, 2010

Court of Common Pleas of Montgomery County, Pennsylvania transferred record.

October 26, 2010

Board of Claims received file from Court of Common Pleas of Montgomery County, Pennsylvania. Amount of Claim: \$50,000.

October 28, 2010

Board issued letter to Plaintiff requesting Restated Claim, proof of mailing and filing fee.

May 24, 2011

Board issued letter to Plaintiff requesting that it advise the Board relative to proceeding with this matter.

June 30, 2011

Board issued letter to Plaintiff with copy to Defendant advising filing not complete and returning all documents to Plaintiff.

June 30, 2011

Filing not complete, case closed.