

Docket Number: 4022

CAREER SUCCESS, INC.

Christina L. Capobianco, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF PUBLIC WELFARE,
individually and by and through PHILADELPHIA DIVISION
OF THE BUREAU OF EMPLOYMENT AND TRAINING

~~Kenneth J. Serafin, Chief Counsel~~
~~Matthew D. Stauffer, Assistant Counsel~~

September 16, 2011

Plaintiff filed Claim, Copy of Order transferring case from Philadelphia Court of Common Pleas and filing fee. Amount of Claim: \$53,398.00.

September 16, 2011

Board forwarded letter to parties requesting Plaintiff take the necessary steps to have official record transferred to the Board or to initiate a claim against DPW here at this Board.

THE FOLLOWING FILED IN PHILADELPHIA COURT OF COMMON PLEAS

June 17, 2011

ACTIVE CASE
E-Filing Number: 1106028456

June 17, 2011

Commencement of Civil Action.

June 17, 2011

Complaint filed Notice given

Complaint with notice to defend within twenty (20) days after service in accordance with Rule 1018.1 FILED.

June 17, 2011

Sheriff's surcharge 2 defts

June 17, 2011

Waiting to list case mgmt conf

June 22, 2011

Affidavit of Service Filed

Affidavit of Service of Plaintiff's Complaint upon Philadelphia

Workforce Development Corporation and Dept of Pub Welfare, Ind & by/through Phila Div of Bur. Empl by Personal Service on 6/17/2011 FILED. (Filed on behalf of Career Success, Inc.)

July 7, 2011

Preliminary Objections

45-11070645 Preliminary Objections to Plaintiff's Complaint FILED. Response Date: 07/28/2011 (Filed on behalf of Dept of Pub Welfare, Ind & by/through Phila Div of Bur. Empl) Entry of Appearance FILED on behalf of Dept of Pub Welfare, Inc & by/through Phila Div of Bur. Empl.

July 11, 2011

Entry of Appearance FILED

Entry of Appearance of Albert A Ciardi, III, Kevin g McDonald and Carl e Singley FILED. (Filed on behalf of Philadelphia Workforce Development Corporation)

July 18, 2011

Answer to Complaint FILED

Answer with New Matter to Plaintiff's Complaint FILED. (Filed on behalf of Philadelphia Workforce Development Corporation)

July 18, 2011

Jury Trial Perfected
8 Jurors Requested.

July 28, 2011

Answer to Preliminary Objctns

45-11070645 Answer in Opposition of Preliminary Objections FILED. (Filed on behalf of Career Success, Inc.)

August 1, 2011

Prelim Objections Assigned

45-11070645 Preliminary Objections assigned to Judge: Sheppard, Jr., Albert W. on date: August 01, 2011

August 3, 2011

Order entered/236 Notice given

45-11070645 Upon consideration of the Preliminary Objections of Defendant, Department of Public Welfare, and Plaintiff, Career Success, Inc.'s Responses in Opposition, it is Ordered that Defendant's Preliminary Objections are Granted, in part and Overruled, in part. The Objection to the Tort Claim - (Count II - interference with contractual relations) is Granted and Count II is Dismissed. As to the Contract Claim, the objection is Overruled; provided however, that Plaintiff's Claims against the Department of Public Welfare are transferred to the Pennsylvania Board of Claims for disposition, Pursuant to PA.R.CIV. P. 213(f) and 62 PA. C.S. §1724. By the Court Sheppard Jr. j 8/3/11

August 3, 2011

Notice given under Rule 236

Notice given on 03-Aug-2011 of Order entered/236 Notice given entered on 03-Aug-2011.

August 8, 2011

Listed for case mgmt conf

August 10, 2011

Notice given

September 20, 2011

Praeipce/Trnsfer out of County

Praeipce to transfer the above captioned matter to the Pennsylvania Board of Claims per the Order of the Honorable Albert W. Sheppard, Jr. entered on August 3, 2011

BEFORE THE BOARD OF CLAIMS

September 22, 2011

The Philadelphia Prothonotary office transferred official record to the Board.

September 23, 2011

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

October 21, 2011

Plaintiff filed Restated Claim and proof of mailing. Amount of Claim: \$53,398.00.

October 24, 2011

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

November 21, 2011

Defendant filed Preliminary Objections and Memorandum in Law as well as Notice of Appearance of Matthew D. Stauffer, Assistant Counsel on behalf of Defendant.

November 22, 2011

Board forwarded letter to Plaintiff requesting response to preliminary objections.

December 22, 2011

Plaintiff filed a copy of an incomplete praecipe to discontinue and end with the Board.

January 4, 2012

Plaintiff transmitted via facsimile a praecipe to discontinue.

January 9, 2012

Plaintiff filed via U.S. Mail a Praecipe to Discontinue and End.

January 9, 2012

Board rendered Praecipe Order. Order as follows: "**AND NOW**, this 9th day of January, 2012, upon receipt of a Praecipe executed by Christina L. Capobianco, Esquire, on behalf of Plaintiff, Career Success, Inc. and Matthew D. Stauffer, Esquire, on behalf of Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, requesting that the Board mark the above-captioned matter discontinued and ended, docketed with this Board under date of January 9, 2012, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled, discontinued and ended with prejudice." Copy forwarded to Plaintiff and Defendant.
