

Docket Number: 4101

HERCULES PAINTING/VIMAS PAINTING, JV, LLC

David A. Levine, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION**

~~William J. Cressler, Chief Counsel~~
~~Robert T. Kuntz, Assistant Counsel~~

August 1, 2014

Plaintiff filed Claim and filing fee. Amount of Claim: UNSPECIFIED.

August 4, 2014

Board issued deficiency notice to Plaintiff. Claim lacks proof of mailing.

August 8, 2014

Plaintiff filed proof of mailing Claim to Defendant. ACCEPTED FOR FURTHER PROCESSING.

August 12, 2014

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

August 20, 2014

Chief Deputy Attorney General filed Acceptance of Service of Claim. Receipt of same acknowledged by Chief Deputy Attorney General August 15, 2014.

August 28, 2014

Defendant filed letter advising that Plaintiff has agreed to extend Defendant's due day in which to file its Answer to Claim for 30 days.

August 28, 2014

Board issued letter acknowledging extension of time for Defendant to file its response to claim.

October 14, 2014

Plaintiff filed letter advising that the parties are continuing to explore a potential resolution and agrees to a 90 day extension of time for Defendant to file its Answer to Claim.

October 14, 2014

Board issued letter acknowledging extension of time for Defendant to file its response to claim.

January 5, 2015

Plaintiff filed letter advising that the parties are continuing to explore a potential resolution and agrees to a 60 day extension of time for Defendant to file its Answer to Claim.

January 5, 2015

Board issued letter acknowledging extension of time for Defendant to file its response to claim.

February 27, 2015

Plaintiff filed letter advising that parties have reached a tentative settlement and requests Defendant's deadline extension in which to file its response to claim be continued.

March 2, 2015

Board rendered Opinion and Order. Order as follows: **"AND NOW,** this 2nd day of March, 2015, it is hereby **ORDERED** and **DECREED** that this action be **STAYED** until further notice. Any party may request the Board to lift this stay if and when it has reason to proceed further in this action." Copy forwarded to Plaintiff and Defendant.

March 12, 2015

Defendant filed Acceptance of Service of Order dated March 2, 2015. Receipt of same acknowledged March 3, 2015.

November 12, 2015

Plaintiff filed praecipe to discontinue.

November 13, 2015

Board rendered Order. Order as follows: "**AND NOW**, this 13th day of November, 2015, upon receipt of a praecipe executed by David A. Levine, Esquire, on behalf of Plaintiff, Hercules Painting/VIMAS Painting, JV, LLC, requesting that the Board mark the docket in this matter as settled and discontinued with prejudice, docketed with this Board under date of November 12, 2015, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled, discontinued and ended with prejudice." Copy forwarded to Plaintiff and Defendant.

November 19, 2015

Defendant filed Acceptance of Service of Order dated November 13, 2015. Receipt of same acknowledged November 16, 2015.

January 12, 2016

Plaintiff filed Acceptance of Service of Order dated November 13, 2015. Receipt of same acknowledged November 17, 2015.
