

Docket Number: 4124

WOHLSEN CONSTRUCTION COMPANY

Timothy J. Woolford, Esquire

VS.

COMMONWEALTH OF PENNSYLVANIA
STATE SYSTEM OF HIGHER EDUCATION/MANSFIELD UNIVERSITY

~~Andrew Lehman, Chief Counsel~~

Michael S. Ferguson, University Legal Counsel

Alfred A. Gollatz, Esquire

Patrick J. Gallo, Jr., Esquire

August 11, 2015

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$1,557,132.66+.

August 12, 2015

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

August 20, 2015

Attorney General filed Acknowledgment of Claim form. Receipt of same acknowledged August 14, 2015.

September 8, 2015

Defendant filed preliminary objections to Plaintiff's statement of claim, brief in support, and proposed order.

September 8, 2015

Board forwarded letter to Plaintiff, with copy to Defendant, advising of the rules for filing responses/briefs.

October 5, 2015

Plaintiff filed Amended Statement of Claim and proof of mailing. Amount of claim unchanged.

October 6, 2015

Board rendered Opinion and Order. Order as follows: **"AND NOW, this 6th day of October, 2015, the Preliminary Objections filed by the Defendant on September 8, 2015, are hereby DISMISSED as MOOT."** Copy forwarded to Plaintiff and Defendant.

October 6, 2015

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

October 13, 2015

Plaintiff filed Acceptance of Service of Opinion and Order dated October 6, 2015. Receipt of same acknowledged October 8, 2015.

October 14, 2015

Defendant filed Acceptance of Service of Opinion and Order dated October 6, 2015. Receipt of same acknowledged October 8, 2015.

November 4, 2015

Defendant filed preliminary objections to Plaintiff's amended statement of claim, brief in support, and proposed order.

November 5, 2015

Board forwarded letter to Plaintiff, with copy to Defendant, advising of the rules for filing responses.

December 4, 2015

Defendant filed Answer to Preliminary Objections and Brief in Opposition.

December 18, 2015

Defendant filed Reply in Further Support of its Preliminary Objections to Plaintiff's Amended Statement of Claim.

December 23, 2015

Board forwarded letter to parties allowing Plaintiff to file a sur-reply to Defendant's Reply in Further Support of its Preliminary Objections.

December 28, 2015

Plaintiff filed Motion to Strike Defendant's Reply in further Support of its Preliminary Objections and Proposed Order.

December 28, 2015

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 28th day of December, 2015, for the reasons stated above, Plaintiff's motion to strike Defendant's reply is hereby **DENIED**. Plaintiff shall have until January 12, 2016 to file a sur-reply in this matter should it wish to do so." Copy forwarded to Plaintiff and Defendant.

January 4, 2016

Defendant filed Acceptance of Service of Opinion and Order dated December 28, 2015. Receipt of same acknowledged December 31, 2015.

January 6, 2016

Plaintiff filed Acceptance of Service of Opinion and Order dated December 28, 2015. Receipt of same acknowledged January 4, 2016.

January 12, 2016

Plaintiff filed Sur-reply Brief in Opposition to Preliminary Objections.

February 1, 2016

Board rendered Opinion and Order. Order as follows: **"AND NOW**, this 1st day of February, 2016, upon consideration of the preliminary objections to the Amended Statement of Claim filed by the Defendant and the response thereto filed by the Plaintiff and all attendant briefings, it is **ORDERED** that the preliminary objections are **OVERRULED** and the request for attorney fees is **DENIED**. Defendant is **ORDERED** to file a response to the Amended Statement of Claim within thirty (30) days." Copy forwarded to Plaintiff and Defendant.

February 8, 2016

Plaintiff filed Acceptance of Service of Opinion and Order dated February 1, 2016. Receipt of same acknowledged February 3, 2016.

February 9, 2016

Plaintiff filed a praecipe to settle, discontinue and end.

February 10, 2016

Board rendered an Order. Order as follows: **"AND NOW**, this 10th day of February, 2016, upon receipt of a praecipe executed by Timothy J. Wooflord, Esquire, on behalf of Plaintiff, Wohlsen Construction Company, requesting that the Board mark the above-captioned matter settled, discontinued and ended with prejudice, docketed with this Board under date of February 9, 2016, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled, discontinued and ended with prejudice." Copy forwarded to Plaintiff and Defendant.

February 18, 2016

Plaintiff filed Acceptance of Service of Order dated February 10, 2016. Receipt of same acknowledged February 11, 2016.
