

Docket Number: 4149

**GENESIS TRUCKING II**

Michael J. Crocenzi, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF LABOR & INDUSTRY,  
STATE WORKERS' INSURANCE FUND**

~~Marsha A. Sajer, Chief Counsel~~  
John P. O'Boyle, Assistant Counsel

**July 18, 2016**

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$281,506.00.

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**July 19, 2016**

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

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**July 25, 2016**

Attorney General filed acknowledgment of claim form. Receipt of same acknowledged July 21, 2016.

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**August 17, 2016**

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

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**August 19, 2016**

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

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**September 6, 2016**

Parties filed an agreement to file Amended Statement of Claim.

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**\*September 6, 2016**

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

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**September 7, 2016**

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

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**September 12, 2016**

Attorney General filed acknowledgment of amended claim form. Receipt of same acknowledged September 8, 2016.

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**October 5, 2016**

Defendant filed preliminary objections to amended claim and brief in support.

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**October 6, 2016**

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

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**October 11, 2016**

Defendant filed duplicate copy of preliminary objections to amended claim and brief in support.

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**October 31, 2016**

Plaintiff filed answer to preliminary objections and brief in opposition.

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**November 15, 2016**

Defendant filed reply brief in support of preliminary objections to Plaintiff's amended statement of claim.

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**November 23, 2016**

Plaintiff filed a letter advising it moves to strike Defendant's reply brief.

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**December 9, 2016**

Board rendered an Opinion and Order. Order as follows: "**AND NOW**, this 9<sup>th</sup> day of December, 2016, upon consideration of SWIF's preliminary objections to the Amended Statement of Claim and the response filed by Plaintiff, it is **ORDERED** and **DECREED** that said preliminary objections are **OVERRULED**. SWIF shall file an answer to the Amended Statement of Claim within 30 days of the exit date of this Order." Copy forwarded to Plaintiff and Defendant.

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**December 14, 2016**

Plaintiff filed acceptance of service of Opinion and Order dated December 9, 2016. Receipt of same acknowledged December 12, 2016.

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**December 14, 2016**

Defendant filed acceptance of service of Opinion and Order dated December 9, 2016. Receipt of same acknowledged December 12, 2016.

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**January 9, 2017**

Defendant filed answer and new matter to Plaintiff's amended statement of claim.

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**January 9, 2017**

Board forwarded letter to Plaintiff, with copy to Defendant, requesting a reply to new matter.

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**January 24, 2017**

Plaintiff filed reply to Defendant's new matter.

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**January 25, 2017**

Board forwarded letter to parties directing them to proceed with discovery.

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**August 14, 2017**

Plaintiff filed a letter advising that its contact information has changed.

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**November 1, 2018**

Plaintiff transmitted via facsimile a letter advising that the parties reached a settlement and that the case should be marked settled and discontinued.

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**November 2, 2018**

Plaintiff filed via U.S. mail a letter advising that the parties reached a settlement and that the case should be marked settled and discontinued.

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**November 5, 2018**

Board rendered an Order. Order as follows: "**AND NOW**, this 5<sup>th</sup> day of November, 2018, upon receipt of a letter executed by Michael J. Crocenzi, Esquire, on behalf of Plaintiff, Genesis Trucking II, advising that the parties have reached a settlement and requesting that the Board mark the above-captioned case settled and discontinued, docketed with this Board under date of November 2, 2018, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled, discontinued and ended with prejudice." Copy forwarded to Plaintiff and Defendant.

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**November 15, 2018**

Plaintiff filed acceptance of service of Order dated November 5, 2018. Receipt of same acknowledged November 13, 2018.

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**November 19, 2018**

Defendant filed acceptance of service of Order dated November 5, 2018. Receipt of same acknowledged November 13, 2018.

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