

Docket Number: 4154

JOSEPH B. FAY COMPANY

C. Grainger Bowman, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION**

~~William J. Cressler, Chief Counsel~~
Jason M. Wolgemuth, Assistant Counsel

November 18, 2016

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: \$601,958.

November 22, 2016

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

November 30, 2016

Attorney General filed acknowledgment of claim form. Receipt of same acknowledged November 30, 2016.

December 19, 2016

Defendant filed Answer with New Matter.

December 20, 2016

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

March 16, 2017

Plaintiff filed Reply to New Matter.

March 17, 2017

Board forwarded letter to parties directing parties to commence with discovery.

April 14, 2017

Plaintiff filed letter advising of its intent to file a Motion for Consolidation in Docket Number 4154 and 4166. Plaintiff requests to stay Defendant's duty to file its answer to statement of claim in Docket Number 4166.

April 17, 2017

Board forwarded letter to parties acknowledging Plaintiff's consent to extend Defendant's obligation to file an answer to Plaintiff's Statement of Claim in Docket No. 4166.

March 22, 2023

Defendant filed letter advising that the parties reached settlement and payment was made to Plaintiff on or around September 5, 2018. Defendant requests that the Board mark the case settled and discontinued with prejudice.

March 23, 2023

Board forwarded letter to Plaintiff, with copy to Defendant, requesting praecipe to discontinue.

April 10, 2023

Plaintiff filed Praecipe to Discontinue and End Action.

April 12, 2023

Board rendered Order. Order as follows: "**AND NOW**, this 12th day of April, 2023, upon receipt of a Praecipe executed by C. Grainger Bowman, Esquire, on behalf of Plaintiff, Joseph B. Fay Company, requesting that the Board mark the above-referenced actions settled, discontinued and ended, docketed with this Board under date of April 10, 2023, it is **ORDERED** and **DIRECTED** that the above-captioned matter be marked settled, discontinued and ended with prejudice." Copy forwarded to all parties of record.

April 25, 2023

Defendant filed acceptance of service of Order dated April 12, 2023. Receipt of same acknowledged April 17, 2023.

April 25, 2023

Plaintiff filed acceptance of service of Order dated April 12, 2023. Receipt of same acknowledged April 20, 2023.

CLOSED