

Docket Number: 4174

**BUEHLER & ASSOCIATES, INC.**

Joseph T. Messina, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF GENERAL SERVICES**

~~Charles Anderson, Chief Counsel~~  
Harry R. Walter, III, Assistant Counsel

**October 3, 2017**

Plaintiff filed Statement of Claim and verification. Amount of Claim: \$121,262.07+.

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**October 3, 2017**

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

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**October 5, 2017**

Plaintiff filed Certificate of Service of Statement of Claim and filing fee. ACCEPTED FOR FURTHER PROCESSING

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**October 13, 2017**

Attorney General filed acknowledgment of claim form. Receipt of same acknowledged October 12, 2017.

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**October 17, 2017**

Defendant filed Preliminary Objections and Brief in Support.

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**October 18, 2017**

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

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**November 6, 2017**

Plaintiff filed Answer to Preliminary Objections and Brief in Response.

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**November 6, 2017**

Defendant transmitted via facsimile a letter requesting permission to file a reply brief to Plaintiff's answer to preliminary objections by no later than November 13, 2017.

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**November 7, 2017**

Defendant filed via U.S. Mail a letter requesting permission to file a reply brief to Plaintiff's answer to preliminary objections by no later than November 13, 2017.

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**November 9, 2017**

Board forwarded letter via facsimile & U.S. Mail granting Defendant's request to file a reply brief.

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**November 13, 2017**

Defendant transmitted via facsimile a letter requesting an extension of time until November 15, 2017 in which to file its reply brief.

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**November 13, 2017**

Board forwarded letter via facsimile and U.S. Mail advising that Defendant has until November 17, 2017 to file a reply brief.

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**November 14, 2017**

Defendant filed via U.S. Mail a letter requesting an extension of time until November 15, 2017 in which to file its reply brief.

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**November 17, 2017**

Defendant filed Reply to Answer to Preliminary Objections and Brief.

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**December 4, 2017**

Board rendered an Opinion and Order. Order as follows: **"AND NOW,** this 4<sup>th</sup> day of December, 2017, upon consideration of the preliminary objections to Buehler & Associates, Inc.'s Statement of Claim filed by Defendant DGS, Buehler's response thereto, and DGS's reply to Buehler's answer, and briefs filed by the parties, it is **ORDERED** and **DECREED** as follows: 1. DGS's preliminary objections to all counts are sustained; 2. Counts I through V of Buehler's Complaint are dismissed for lack of Board jurisdiction." Copy forwarded to Plaintiff and Defendant.

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**December 6, 2017**

Defendant filed acceptance of service of Opinion and Order dated December 4, 2017. Receipt of same acknowledged December 5, 2017.

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