

Docket Number: 4211

ELECTRI-TECH

Jeffrey C. Bright, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
STATE SYSTEM OF HIGHER EDUCATION,
WEST CHESTER UNIVERSITY**

~~Andrew Lehman, Chief Counsel~~
Samuel H. Simon, Esquire
Matthew J. Lautman, Esquire
Robert H.C. Ralston, Esquire
Vincent L. Champion, Esquire

July 31, 2020

Plaintiff filed Claim, proof of mailing and filing fee. Amount of Claim: UNSPECIFIED

August 3, 2020

Board issued Acknowledgment letter requesting response from Defendant and forwarding a copy of the Claim to Attorney General.

September 21, 2020

Defendant filed Answer, New Matter and Counterclaim.

September 22, 2020

Board issued Acknowledgment letter requesting a response from Plaintiff and forwarding a copy of the Answer, New Matter and Counterclaim to Attorney General.

September 23, 2020

Attorney General filed acknowledgment of Answer, New Matter and Counterclaim. Receipt of same acknowledged - undated.

October 12, 2020

Plaintiff filed Reply to New Matter and Counterclaim.

October 15, 2020

Board forwarded letter to Defendant, with copy to Plaintiff, requesting a counter-reply to Plaintiff's new matter raised in response to the counterclaim.

November 20, 2020

Defendant filed response to new matter raised in Plaintiff's response to the counterclaim.

November 24, 2020

Board forwarded letter directing parties to proceed with discovery.

December 5, 2023

Defendant filed Motion to Compel.

December 7, 2023

Board forwarded letter via facsimile & U.S. Mail to Plaintiff, with copy to Defendant, requesting a response to the motion to compel.

December 13, 2023

Defendant transmitted via facsimile a letter requesting to withdraw, without prejudice, Defendant's motion to compel.

December 15, 2023

Board rendered Order. Order as follows: "**AND NOW**, this 15th day of December, 2023, upon receipt of Defendant's letter dated December 13, 2023, requesting that the Board of Claims withdraw, without prejudice, Defendant, West Chester University's Motion to Compel, it is **ORDERED** and **DIRECTED** that the above-captioned motion is hereby **WITHDRAWN** without prejudice." Copy forwarded to Plaintiff and Defendant.

December 15, 2023

Defendant filed via U.S. mail a letter requesting to withdraw, without prejudice, Defendant's motion to compel.

December 22, 2023

Defendant filed acceptance of service Order dated December 15, 2023. Receipt of same acknowledged December 18, 2023.

January 8, 2024

Plaintiff filed acceptance of service Order dated December 15, 2023. Receipt of same acknowledged December 22, 2023.

December 26, 2024

Defendant filed Motion for Partial Summary Judgment, brief in support and proposed order.

December 31, 2024

Board forwarded letter to Plaintiff requesting response to Defendant's Motion for Partial Summary Judgment.

January 22, 2025

Plaintiff filed letter advising of change of address.

January 22, 2025

Plaintiff filed Response in Opposition to Motion for Partial Summary Judgment & Brief in Opposition.

February 14, 2025

Defendant filed a Reply Brief in Support of Motion for Partial Summary Judgment.

March 12, 2025

Board rendered an Order. Order as follows: **"AND NOW**, this 12th day of March, 2025, upon consideration of Defendant's Motion for Partial Summary Judgment, along with the exhibits attached thereto, and brief in support filed on December 26, 2024; Plaintiff's Response in Opposition, along with the exhibits attached thereto, and brief in opposition filed on January 22, 2025; and Defendant's reply brief filed on February 17, 2025, it is hereby **ORDERED** as follows: 1. Consistent with Pa. R.C.P. 1035.3(a), Plaintiff is directed to supplement the record by identifying a.) one or more issues of fact arising from evidence in the record controverting the evidence cited in support of the Motion for Partial Summary Judgment regarding Count IV of the Statement of Claim (Estoppel), or b.) evidence in the record establishing the facts essential to Count IV of the Statement of Claim (Estoppel). 2. Consistent with Pa. R.C.P. 1035.3(a), Plaintiff may not rest upon the mere allegations or denials of the pleadings. 3. Plaintiff's supplementation as directed above shall be filed with the Board within thirty (30) days of the date of service of this Order and

served upon Defendant." Copy forwarded to Plaintiff and Defendant.

March 20, 2025

Plaintiff filed acceptance of service of Order dated March 12, 2025. Receipt of same acknowledged March 17, 2025.

March 20, 2025

Defendant filed acceptance of service of Order dated March 12, 2025. Receipt of same acknowledged March 17, 2025.

April 11, 2025

Plaintiff filed a supplemental filing as requested by the Board's Order of March 12, 2025.
