

Docket Number: 4236

**JFN CAPITAL LLC**

Joel H. Rosner, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF GENERAL SERVICES**

~~Charles Anderson, Chief Counsel~~  
~~Harry R. Walter, III, Assistant Counsel~~  
Gerard N. Mangieri, Esquire

**November 12, 2021**

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

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**November 15, 2021**

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

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**November 23, 2021**

Attorney General filed acknowledgment of claim dated November 15, 2021. Receipt of same acknowledged November 16, 2021.

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**December 15, 2021**

Defendant filed Answer and New Matter and Counterclaim.

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**December 16, 2021**

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

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**January 10, 2022**

Plaintiff filed Answer to New Matter and Counterclaim.

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**January 11, 2022**

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

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**March 8, 2022**

Attorney General filed acknowledgment of answer, new matter and counterclaim. Receipt of same acknowledged January 4, 2022.

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**January 24, 2023**

Defendant filed Motion for Summary Judgment and Brief in Support.

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**January 27, 2023**

Board forwarded letter to Plaintiff requesting response to Motion for Summary Judgment.

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**February 21, 2023**

Plaintiff transmitted via facsimile a letter requesting an extension of time until February 28, 2023 and advising that Defendant does not oppose.

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**February 21, 2023**

Board issued letter to Plaintiff with copy to Defendant granting extension of time until February 28, 2023 for Plaintiff to file its response to Defendant's Motion for Summary Judgment.

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**February 27, 2023**

Plaintiff filed Answer to Motion for Summary Judgment and Brief in Support.

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**February 27, 2023**

Plaintiff filed Cross-Motion for Summary Judgment and Brief in Support.

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**March 1, 2023**

Board forwarded letter to Defendant, with copy to Plaintiff, requesting response to Cross-Motion for Summary Judgment.

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**March 31, 2023**

Defendant filed Answer to Cross-Motion for Summary Judgment and Brief in Support.

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**June 6, 2023**

Board rendered an Opinion and Order. Order as follows: **"AND NOW**, this 6<sup>th</sup> day of June, 2023, the Board of Claims, upon consideration of the Motion for Summary Judgment filed by Respondent, Commonwealth of Pennsylvania, Department of General Services ("DGS"); the Answer to Defendant's Motion for Summary Judgment filed by Claimant JFN Capital, LLC ("JFN"); JFN's Cross-Motion for Summary Judgment; and DGS' Answer to Cross-Motion for Summary Judgment; as well as the supporting briefs and all documents filed and of record in this matter, hereby **ORDERS** and **DECREES**: JFN's motion for summary judgment on its Claim is **DENIED**; DGS' motion for summary judgment against JFN's Claim is **GRANTED** and a holding of no liability on the Claim entered in favor of DGS; and the motions of both parties for summary judgment on DGS' Counterclaim are **DENIED**." Copy forwarded to Plaintiff and Defendant.

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**June 26, 2023**

Plaintiff filed Acceptance of Service of Opinion and Order dated June 6, 2023. Receipt of same dated June 21, 2023.

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**July 11, 2023**

Defendant filed a Praecipe for Entry and Withdrawal of Appearance withdrawing the appearance of Harry R. Walter, III, Assistant Counsel and entering the appearance of Gerard N. Mangieri, Esquire on behalf of Defendant as well as requesting a status conference to establish discovery deadlines and a date for hearing.

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**July 13, 2023**

Defendant filed Notice of Service of its first set of interrogatories and first set of requests for production of documents.

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**July 26, 2023**

Board forwarded letter to parties requesting proposed scheduling information.

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**August 14, 2023**

Defendant filed joint proposed scheduling dates on behalf of both parties.

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**August 18, 2023**

Board rendered an Order. Order as follows: "**AND NOW**, this 18<sup>th</sup> day of August, 2023, it is hereby **ORDERED** as follows: 1. The last day for defendants' expert report on counterclaim, if any, to be provided to plaintiff and filed with the Board is April 17, 2024; 2. All discovery (including exchange and Board filing of plaintiff's rebuttal expert reports) shall be completed by May 20, 2024; 3. The last day for filing pre-trial motions is June 3, 2024; 4. Pre-trial statements of both parties shall be filed with the Board and served upon one another no later than July 15, 2024 (Please note BOC R.P. 899.501(b) and (c)(3)); 5. A pre-trial conference is scheduled for Tuesday, July 30, 2024 at 1:00 p.m. Said conference shall be held at 200 North Third Street, Fulton Building, 7th Floor, Harrisburg, PA 17101; 6. This matter is set for hearing beginning on Monday, September 16, 2024 and running through Friday, September 20, 2024, or as otherwise necessary. Said hearing shall be held at 200 North Third Street, Fulton Building, 6th Floor, Harrisburg, PA 17101. Unless otherwise noted, the first day of all hearings begins at 9:30 a.m., and subsequent hearing days begin at 9:00 a.m." Copy forwarded to Plaintiff and Defendant.

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**June 26, 2023**

Defendant filed Acceptance of Service of Scheduling Order dated August 18, 2023. Receipt of same dated August 23, 2023.

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