

Docket Number: 4244

**THE LANE CONSTRUCTION CORPORATION**

James W. Kutz, Esquire  
Ashely Nichols Weber, Esquire (co-counsel)

VS.

**COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION**

~~Jason D. Sharp, Chief Counsel~~  
Jason M. Wolgemuth, Assistant Counsel  
Matthew A. Sembach, Assistant Counsel

**July 7, 2022**

Plaintiff filed Complaint, proof of mailing and filing fee. Amount of Complaint: \$15,122,038.64+.

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**July 11, 2022**

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

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**July 28, 2022**

Defendant filed a letter requesting a 30 day extension of time in which to file its response to Plaintiff's Complaint.

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**July 29, 2022**

Board issued letter to Defendant, with copy to Plaintiff acknowledging extension between the parties.

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**August 19, 2022**

Attorney General filed Acknowledgment of Complaint form. Receipt of same acknowledged July 26, 2022.

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**September 2, 2022**

Defendant filed Answer with New Matter.

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**September 6, 2022**

Board forwarded letter to Plaintiff, with copy to Defendant, requesting response to New Matter.

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**September 8, 2022**

Plaintiff requested via letter Subpoenas 4009.21 - to produce documents.

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**September 9, 2022**

Board forwarded Subpoenas 4009.21 - to produce documents dated September 9, 2022 to Plaintiff.

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**September 21, 2022**

Plaintiff filed Reply to New Matter.

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**September 23, 2022**

Board forwarded letter directing parties to proceed with discovery.

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**September 23, 2022**

Plaintiff filed Entry of Appearance of Ashley Nichols Weber, Esquire as co-counsel on behalf of Plaintiff.

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**May 9, 2023**

Hill International, Inc. filed a non-party Motion to Quash Plaintiff's Subpoena Duces Tecum, Memorandum of Law and two Proposed Orders.

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**May 12, 2023**

Board forwarded letter to Plaintiff requesting response to Hill International's Motion to Quash Plaintiff's Subpoena Duces Tecum, Memorandum of Law and two Proposed Orders.

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**June 8, 2023**

Plaintiff filed Response in Opposition to the Motion to Quash Plaintiff's Subpoena Duces Tecum as well as Brief in Support.

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**July 11, 2023**

Board rendered Opinion and Order. Order as follows: **"AND NOW**, this 11<sup>th</sup> day of July, 2023, the Board of Claims, upon consideration of the Motion to Quash Plaintiff's Subpoena *Duces Tecum* and Memorandum of Law filed by non-party Hill International, Inc., and the Response in Opposition to the Motion to Quash filed by Lane Construction Corporation and Brief in Support, filed by Plaintiff in this matter, it is hereby **ORDERED** and **DECREED** that the motion to quash is **GRANTED** and shall become effective 30 days from this date, unless, within those 30 days, Lane tenders to Hill the \$1,200 requested for the cost of data retrieval and files with the Board

proof of such tender." Copy forwarded to Plaintiff, Defendant and Hill International, Inc.

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**July 19, 2023**

Defendant filed acceptance of service of Opinion and Order dated July 11, 2023. Receipt of same acknowledged July 19, 2023.

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**July 21, 2023**

Plaintiff filed acceptance of service of Opinion and Order dated July 11, 2023. Receipt of same acknowledged July 18, 2023.

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**November 30, 2023**

Defendant filed a copy of its objections and answers to Plaintiff's first request for production of documents.

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**January 5, 2024**

Defendant filed praecipe for entry of appearance of Matthew A. Sembach, Esquire on behalf of Defendant.

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**January 5, 2024**

Defendant filed a copy of its First Request for Production of Documents and First Set of Interrogatories.

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