(CONSOLIDATED INTO 4244)

Docket Number: 4271

THE LANE CONSTRUCTION CORPORATION

James W. Kutz, Esquire

VS.

**COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF TRANSPORTATION**

~~Jeffrey M. Spotts, Chief Counsel~~
Matthew A. Sembach, Assistant Counsel
Kira M. Swartzlander, Assistant Counsel

August 28, 2024

Plaintiff filed Complaint, proof of mailing and filing fee. Amount of Complaint: $1,470,000.00+.

August 28, 2024

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

September 9, 2024

Attorney General filed acknowledgement of complaint form. Receipt of same acknowledged September 3, 2024.

September 23, 2024

Defendant filed Praecipe for Entry of Appearance of Matthew A. Sembach, Assistant Counsel, on behalf of Defendant.

September 23, 2024

Defendant filed Answer with New Matter.

September 25, 2024

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

October 8, 2024

Plaintiff filed Reply to New Matter.

October 9, 2024

Board forwarded letter directing parties to proceed with discovery.

November 20, 2024

Defendant filed a Praecipe for Entry of Appearance requesting to enter the appearance of Kira M. Swartzlander, Assistant Counsel, on behalf of Defendant.

October 14, 2025

Plaintiff filed a Joint Motion for Consolidation and Proposed Order.

October 20, 2025

Board rendered Order. Order as follows: **"AND NOW,** this 20th day of October, 2025, upon consideration of the Joint Motion to Consolidate filed by Plaintiff, The Lane Construction Corporation, and concurred in by Defendant, Commonwealth of Pennsylvania, Department of Transportation, it is hereby **ORDERED** and **DECREED** that the Motion is **GRANTED** and the above cases are **CONSOLIDATED** under Docket Number 4244 for all purposes, including discovery and hearing. The Scheduling Order dated August 23, 2024, and issued at Docket Number 4244 shall apply to the consolidated action." Copy forwarded to all parties of record.