

PIPER AIRCRAFT CORPORATION
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION

F. Hastings Griffin, Jr., Esquire and
~~Bernard A. Ryan, Jr., Esquire~~

George D. Wenick, Esquire

Docket No. 600

CLOSED

U.S. DEPARTMENT OF JUSTICE

FORM 30-PR

August 11, 1978 Complaint and filing fee filed. Amount of Claim: \$

August 16, 1978 Copies of Complaint: forwarded to attorney for Defendant and Deputy Attorney General.

September 27, 1978 Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 30, 1978 Brief in Support of Preliminary Objections filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 1, 1978 Plaintiff's Brief in Response to Defendant's Preliminary Objections filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 5, 1979 The Board rendered an Opinion and made the following order: "AND NOW, this 5th day of January, 1979, the request of the Defendant, Commonwealth of Pennsylvania, Department of Transportation, is hereby denied and the Defendant is given thirty (30) days in which to file responsive pleadings." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

February 5, 1979 Answer filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 14, 1979 Motion to Strike Supplemental Statement of Claim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant. (see entry below)

February 15, 1979 Supplemental Statement of Claim filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 1, 1979 The Board rendered an Opinion and made the following Order: "AND NOW, this 1st day of March, 1979, the request of the Defendant, Commonwealth of Pennsylvania, Department of Transportation, in the nature of a Motion to Strike Supplemental Statement of Claim, is hereby granted." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

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March 19, 1979

Request for Admissions and Plaintiff's 1st Set of Interrogatories filed by attorney for Plaintiff. Copies forwarded to attorney for Defendant by attorney for Plaintiff.

May 4, 1979

Request for Production of Documents filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

June 1, 1979

Motion for Protective Order as well as Proposed Order filed by attorney for Defendant. Order executed by Chairman and copies forwarded to attorney for Plaintiff and attorney for Defendant.

August 6, 1979

Proposed Order, Motion to Impose Sanctions on Defendant for Failure to Make Discovery, Affidavit in Support of Request for Attorney's Fees and Memorandum in Support of Motion to Impose Sanctions filed by attorney for Plaintiff. Copies forwarded to attorney for Defendant by attorney for Plaintiff.

August 8, 1979

The following Rule to Show Cause rendered: "AND NOW, this 8th day of August, 1979, a Rule is issued on the Commonwealth of Pennsylvania, Department of Transportation, to show cause why the suggested Order attached hereto shall not issue. Rule Answer returnable on the 20th day of August, 1979 at 10:00 a.m., E.D.T. Upon failure to abide by same, Rule shall become absolute and order so rendered." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

August 20, 1979

Defendant's Answer to Rule to Show Cause filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 28, 1979

The Board rendered an Opinion and made the following Order: "AND NOW, this 28th day of August, 1979, the Plaintiff's, Piper Aircraft Corporation, Motion to Impose Sanctions is hereby dismissed." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

September 11, 1979

Defendant's Answer to Interrogatories - First Set filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

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September 18, 1981 Pre-trial Hearing scheduled for November 10, 1981, continued at the request of counsel for Defendant.

September 23, 1981 Pre-trial Hearing scheduled for November 24, 1981, in Board's Court Room at 2 p.m.

November 24, 1981 Pre-trial Hearing held in Board's Court Room.

November 24, 1981 Praecipe to Enter Appearances of F. Hastings Griffin, Jr., Esquire and Bernard A. Ryan, Esquire, filed at time of hearing.

December 4, 1981 Testimony of Hearing held November 24, 1981 filed.

December 8, 1981 Testimony of Hearing held November 24, 1981 forwarded to attorney for Defendant.

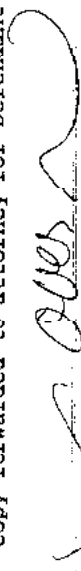
March 14, 1986 The Board rendered an Opinion and made the following Order: "AND NOW, this 14th day of March, 1986, a STAY of proceedings before the Board of Claims shall continue in effect and the proceedings herein held in abeyance until the amount of Piper's indemnification claim becomes fixed as a result either of an agreement with the Department of Transportation as to that figure or the conclusion of the pending suit in Dauphin County. The Board shall continue to require a status report every forty-five days." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

March 18, 1986 Acceptance of Service of Opinion and Order dated March 14, 1986 received from Plaintiff. Receipt of same acknowledged by Plaintiff March 17, 1986.

March 19, 1986 Acceptance of Service of Opinion and Order dated March 14, 1986 received from Defendant. Receipt of same acknowledged by Defendant March 18, 1986.

September 5, 1989 Praecipe for Entry of Appearance of Stephen J. Busterna, Assistant Counsel and Gerald R Schultz, Assistant Counsel filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 29, 1989 Praecipe to Withdraw Appearance filed by Bernard A. Ryan, Jr., Esquire, attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.



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October 23, 1991

Copy of Agreement and Release executed by C. Raymond Johnson, President & Chief Executive Officer (Piper Aircraft Corporation), but filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 13, 1992

The Board rendered an Opinion and made the following Order: "AND NOW, this 13th day of January, 1992, upon due consideration of the Agreement and Release of the parties and other submissions, it is hereby ORDERED and DECREED that Defendant, Commonwealth of Pennsylvania, Department of Transportation, shall pay to Plaintiff, Piper Aircraft Corporation, the sum of One Hundred Ninety-Two Thousand Dollars (\$192,000.00), which amount shall include the Fifty Dollar (\$50.00) filing fee paid by the Plaintiff at the commencement of this action, in full satisfaction and settlement of the matter. Plaintiff shall withdraw its Claim upon payment of the within award and file a Praecipe with the Board of Claims requesting that the matter be marked 'settled and discontinued with prejudice'. Each party to bear its own costs other than the filing fee included in the award." Copy forwarded to attorney for Plaintiff and attorneys for Defendant.

January 16, 1992

Acceptance of Service of Opinion and Order dated January 13, 1992 received from attorney for Defendant (Gerald R. Schultz, Assistant Counsel). Receipt of same acknowledged by attorney for Defendant January 14, 1992.

January 31, 1992

Acceptance of Service of Opinion and Order dated January 13, 1992 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff January 22, 1992.

April 29, 1992

The Board rendered an Opinion and made the following Order: "AND NOW, this 29th day of April, 1992, a Rule to Show Cause is issued upon Plaintiff wherein it is directed that Plaintiff advise the Board within thirty (30) days of this Order whether or not Plaintiff has received the sum of money awarded or other justifiable response. This Rule shall become absolute and the case shall be marked closed and settled with prejudice in the event the Board does not receive a response to said Rule." Copy forwarded to attorneys for Plaintiff and attorneys for Defendant.

May 1, 1992

Acceptance of Service of Opinion and order dated April 25, 1992 received from attorney for Defendant (Stephen J. Busterna, Assistant Counsel). Receipt of same acknowledged

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Bernard A. Ryan, Jr., Esquire
George D. Wenick, Esquire
Stephen J. Busterna, Assistant Counsel
Gerald R. Schultz, Assistant Counsel

CLOSED

May 1, 1992 Acceptance of Service of Opinion and Order dated April 29, 1992 received from attorney for Defendant (Gerald R. Schultz, Assistant Counsel). Receipt of same acknowledged by attorney for Defendant April 30, 1992.

May 12, 1992 Acceptance of Service of Opinion and Order dated April 29, 1992 received from attorney for Plaintiff (F. Hastings Griffin, Jr., Esquire). Receipt of same acknowledged by attorney for Plaintiff May 8, 1992.

May 12, 1992 Notation made on Acceptance of Service advising that Plaintiff has received settlement money.

May 26, 1992 The Board made the following Order: "AND NOW, this 26th day of May, 1992, upon receipt of notation on an Acceptance of Service, acknowledging receipt of award, executed by F. Hastings Griffin, Jr., Esquire, on behalf of Piper Aircraft Corporation, same of which is docketed with this Board under date of May 12, 1992, it is ORDERED and DIRECTED that said case be marked 'settled, terminated and dismissed with prejudice'." Copy forwarded to attorneys for Plaintiff and attorneys for Defendant.

June 1, 1992 Acceptance of Service of Order dated May 26, 1992 received from attorney for Defendant (Stephen J. Busterna, Assistant Counsel). Receipt of same acknowledged by attorney for Defendant May 28, 1992.

June 1, 1992 Acceptance of Service of Order dated May 26, 1992 received from attorney for Defendant (Gerald R. Schultz, Assistant Counsel). Receipt of same acknowledged by attorney for Defendant May 28, 1992.

June 10, 1992 Acceptance of Service of Order dated May 26, 1992 received from attorney for Plaintiff (F. Hastings Griffin, Jr., Esquire). Receipt of same acknowledged by attorney for Plaintiff June 3, 1992.