

TRUMBULL CORPORATION  
VS.  
COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

Roger J. Peters, Esquire

Stuart J. Moskowitz, Esquire

Paul A. Loggin, Esquire

Packet No. 120

CLOSED

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December 7, 1978  
Complaint and filing fee filed. Amount of claim: \$55,261.69. Copies of Complaint forwarded to attorney for defendant and Deputy Attorney General.

January 31, 1979  
Answer and New Matter filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 29, 1979  
Reply to New Matter of Department of Transportation, Commonwealth of Pennsylvania filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

August 29, 1979  
Hearing scheduled for October 2, 1979 through October 5, 1979, if necessary, at 10 a.m. in Board's Court Room.

August 30, 1979  
At the request of counsel for the defendant, the hearing scheduled for October 2 through October 5, 1979 continued to a later date.

Sept. 26, 1979  
Hearing scheduled for December 11 through December 14, 1979 at 10 a.m. in Board's Court Room.

October 4, 1979  
Petition for Impleader of Equitable Gas Company filed by attorney for defendant. Copy forwarded to attorney for plaintiff and ~~XXXXXX~~ Equitable Gas Company by attorney for defendant.

October 15, 1979  
The Board made the following Order: "AND NOW, this 15th day of October, 1979, upon consideration of the Petition of the Commonwealth of Pennsylvania, Department of Transportation, entitled "Petition for Impleader of Equitable Gas Company", a Rule is hereby granted upon the Impleader to show cause why the request of the Commonwealth should not be granted. Rule returnable within twenty-five (25) days hereof."

October 16, 1979  
Third Party Complaint Against Equitable Gas Company filed by attorney for defendant. Copies forwarded to attorney for plaintiff and John Caldwell, Vice-President of Equitable Gas Company, by attorney for defendant.

October 17, 1979  
Copies of Order dated October 15, 1979, forwarded to attorney for plaintiff, attorney for defendant and John Caldwell, Vice-President of Equitable Gas Company.

November 14, 1979  
Response to Show Cause Order on Defendant's petition for Impleader of Equitable Gas Company filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.



TRUMBULL CORPORATION  
VS.  
COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION  
AND  
~~XXXXXXXXXXXXXXXXXXXX~~

Roger J. Peters, Esquire - continued -  
Paul A. Logan, Esquire  
~~XXXXXXXXXXXXXXXXXXXX~~  
~~XXXXXXXXXXXXXXXXXXXX~~

Docket No. 620

**CLOSED**

- December 3, 1979 Objection to Petition for Impleader of Equitable Gas Company as an Additional Defendant, or in the alternative, a Motion to Vacate the Joinder of Equitable Gas Company as an Additional Defendant, filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.
- December 3, 1979 Notice of Appearance of J. Jerome Mansmann, Esquire, as counsel for Equitable Gas Company filed.
- December 6, 1979 The Board rendered an Opinion and made the following Order: "AND NOW, this 6th day of December, 1979, upon a review of all of the pleadings filed to date in this matter, the Order of this Board is that Defendant's Petition for Impleader of Equitable Gas Company is denied. This matter is set for trial on December 11, 1979 at 10:00 a.m. in the Board's Court Room, 707 Transportation and Safety Building, Harrisburg, Pennsylvania". Copies of Opinion and Order forwarded to attorney for plaintiff, attorney for defendant and attorney for Equitable Gas Company.
- December 11, 1979 Hearing held in Board's Court Room at 10 a.m.
- December 12, 1979 Hearing held in Board's Court Room at 10 a.m.
- December 13, 1979 Hearing held in Board's Court Room at 10 a.m.
- December 14, 1979 Hearing scheduled for this date, cancelled. Case Completed.
- January 16, 1980 Testimony of hearing held December 11, 12 and 13, 1979, filed. Copies forwarded to attorney for defendant.
- April 1, 1980 Findings of Fact, Conclusions of Law and Brief filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.
- August 1, 1980 Proposed Findings of Fact, Conclusions of Law and Memorandum filed by attorney for defendant. Copies forwarded to attorney for plaintiff by attorney for defendant.

*over*

TRUMBULL CORPORATION  
VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF TRANSPORTATION

Roger J. Peters, Esquire  
Kenneth L. Sable, Esquire and  
George D. Wenick, Esquire

Docket No. 620

**CLOSED**

- continued -

MADE IN U.S.A.



January 29, 1981 The Board rendered an Opinion and made the following Order: "AND NOW, this 29th day of January, 1981, judgment is awarded in favor of Plaintiff, Trumbull Corporation, and against the Defendant, Commonwealth of Pennsylvania, Department of Transportation, in the sum of \$15,512.42, together with interest at the legal rate per annum beginning from September 23, 1977." Copies forwarded to attorney for plaintiff and attorney for defendant.

March 5, 1981 Petition for Review received from Commonwealth Court.

March 5, 1981 Copy of Petition for Review as filed in Commonwealth Court received from attorney for defendant. (No. 414 C. D. 1981)

March 11, 1981 File transmitted to Commonwealth Court.

July 14, 1981 Copy of Petition for Discontinuance as filed in Commonwealth Court received from attorney for defendant.

July 23, 1981 The Board made the following Order: "AND NOW, this 23rd day of July, 1981, upon receipt of a copy of Praecipe for Discontinuance as filed in Commonwealth Court, executed by George D. Wenick, Assistant Counsel, on behalf of Defendant, Commonwealth of Pennsylvania, Department of Transportation, same of which is docketed with this Board under date of July 14, 1981, it is therefore ORDERED and DIRECTED that said case be marked "settled, discontinued and ended with prejudice." Copies forwarded to attorney for plaintiff and attorney for defendant.

July 30, 1981 File returned from Commonwealth Court.