

VS

**CLOSED**

FORM C F O

- 1/25/79 Complaint and filing fee filed. Amount of Claim: \$50,034.51. Copies forwarded to Attorney for defendant and Deputy Attorney General.
- Jan. 31 1979 Preliminary Objections and Memorandum of Law in Support Thereof filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.
- March 12, 1979 Answer to Preliminary Objections filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.
- April 6, 1979 Memorandum of Law in Support of Answer to Preliminary Objections filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.
- April 24, 1979 The Board rendered an Opinion and made the following Order: "AND NOW, this 24th day of April, 1979, the request of the Defendant, Commonwealth of Pennsylvania, Department of Public Welfare, in the nature of Preliminary Objections is hereby denied and the Defendant is given thirty (30) days from the date of this Order to file responsive pleadings". Copies of Opinion and Order forwarded to attorney for plaintiff and attorney for defendant.
- May 4, 1979 and New Matter Answer/filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.
- May 11, 1979 Motion to Amend Respondent's Answer filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.
- March 21, 1980 The Board rendered an Opinion and made the following Order: "AND NOW, this 21st day of March, 1980, after due consideration of the Motion to Amend Respondent's Answer by incorporating therein the prior Preliminary Objections, is hereby denied. The Defendant is given thirty (30) days in which to file an Amended Answer." Copies forwarded to attorney for plaintiff and attorney for defendant.
- March 31, 1980 Amended Answer and New Matter filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.
- April 21, 1980 Plaintiff's Answer to New Matter filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.



- JLN



EVERGREEN CONVALESCENT HOME, INC.

VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF PUBLIC WELFARE

Louis Deluca Esquire

-continued-

Brace G. Baron, Esquire

Docket No. 632



MULTIPLE COPIES

JOHN  
MAYHEW  
30-FR

October 5, 1981 Answer to Motion to Dismiss filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plainiff.

October 15, 1981 The Board rendered an Opinion and made the following Order: "AND NOW, this 15th day of October, 1981, the Defendant's Motion to Dismiss is hereby denied. Plaintiff is granted an extension of time to October 30, 1981, to comply with this Board's direction of July 7, 1981." Copies of Opinion and Order forwarded to attorney for plaintiff and attorney for defendant.

November 2, 1981 Motion to Dismiss filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

November 4, 1981 Findings of Fact, Conclusions of Law and Brief filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

November 9, 1981 Additional material filed by plaintiff per Order of October 15, 1981. Copy forwarded to attorney for defendant by attorney for plaintiff.

November 30, 1981 Answer to Motion to Dismiss filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

December 3, 1981 Findings of Fact, Conclusions of Law and Brief filed by attorney for defendant. Copies forwarded to attorney for plaintiff by attorney for defendant.

December 14, 1981 The Board rendered an Opinion and made the following Order: "AND NOW, this 14th day of December, 1981, in that the delay in filing the documents directed by this Board was not not unreasonable, and in that the documents, at the time of issuance of this Order, have been served on the Commonwealth, the matter is moot. It is ORDERED and DIRECTED that the Motion to Dismiss, as filed by the Commonwealth, is denied." Copies of Opinion and Order forwarded to attorney for plaintiff and attorney for defendant.

July 26, 1982 The Board rendered an Opinion and made the following Order: "AND NOW, this 26th day of July 1982, we find in favor of the Defendant, Commonwealth of Pennsylvania, Department of Public Welfare and against the Plaintiff Evergreen Convalescent Home, Inc. Each party shall bear their own respective costs." Copies forwarded to attorney for plaintiff and attorney for defendant.