

VINCENT S. COLONA, MARVIN COLONA & FRANK
COLONA, t/a Paoli Construction Company
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION

C. Grainger Bowman, Esquire

Docket No. 638

CLOSED

~~Mark F. Brannette, Esquire~~

Kenneth L. Sable, Chief Claims Attorney

October 9, 1980 Interrogatories filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 1, 1981 Petition for Special Hearing filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 7, 1981 The Board rendered an Opinion and made the following Order: "AND NOW, this 7th day of July, 1981, it is the ORDER of this Board that the request of the Defendant is hereby denied. Pennsylvania Rules of Civil Procedure will allow for the preservation of testimony." Copies forwarded to attorney for plaintiff and attorney for defendant.

July 30, 1981 Request for Admissions and Request for Production of Documents filed by attorney for defendant. Copies forwarded to attorney for plaintiff by attorney for defendant.

August 21, 1981 Defendant's Second Set of Interrogatories to Plaintiff filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

August 25, 1981 Answers and Objections to Defendant's Request for Admissions filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

September 2, 1981 Interrogatories filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

September 29, 1981 Hearing scheduled for December 1, 1981 and continuing until December 4, 1981, if necessary, in Board's Court Room at 10 a.m.

November 10, 1981 Depositions of Michael J. O'Donnell, Thomas E. Williams and Michael P. Gigliotti filed by parties.

November 30, 1981 Deposition of John G. Young filed by parties.

December 1, 1981 Hearing held in Board's Court Room at 1:30 p.m.

December 2, 1981 Hearing held in Board's Court Room at 10 a.m.

December 3, 1981 Hearing held in Board's Court Room at 10 a.m.

December 4, 1981 Hearing held in Board's Court Room at 10 a.m.

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C. Grainger Bowman, Esquire

VINCENT S. COLONA, MARVIN COLONA & FRANK COLONA, t/a Paoli Construction Co.

VS.

COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION

~~Mark E. Brancato, Esquire~~
~~Bruce M. Manderf, Assistant Counsel~~

Kenneth L. Sabie, Chief Claims Attorney



December 4, 1981 Plaintiffs' Answer to Defendant's Interrogatories to Plaintiff (1st Set) filed at time of hearing. Copies distributed to all parties.

December 4, 1981 Plaintiffs' Answers to Defendant's Interrogatories and Requests for Admissions filed at time of hearing. Copies distributed to all parties at time of hearing.

December 4, 1981 Answers and Objections to Defendant's Request for Admissions filed at time of hearing. Copies distributed to all parties at time of hearing.

December 4, 1981 Depositions of Dwight Moorhead, Pasquale Pazio and Richard G. Windisch, P. E. (1 volume for all 3) filed at time of hearing.

December 4, 1981 Plaintiffs' Answer to Defendant's Interrogatories to Plaintiff (2nd Set) filed at time of hearing. Copies distributed to all parties at time of hearing.

February 12, 1982 Testimony of hearing held December 1, 2, 3, and 4, 1982 filed.

February 17, 1982 Copies of testimony of hearings held December 1, 2, 3 and 4, 1982 forwarded to attorney for defendant.

March 11, 1983 Letter received from defendant withdrawing Motion relative to deposition of Michael O'Donnell. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 17, 1983 Letter forwarded to all counsel of record permitting withdrawal of Motion and directing Findings of Fact, Conclusions of Law and Memoranda to be filed.

August 5, 1985 Plaintiff's Proposed Findings of Fact, Proposed Conclusions of Law and Memorandum of Law filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 8, 1989 Praecepto to Discontinue filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 20, 1989 The Board made the following Order: "AND NOW, this 20th day of December, 1989, upon receipt of Praecepto to Discontinue, executed by C. Grainger Bowman, Esquire, on behalf of the Plaintiff, Vincent S. Colona, Marvin Colona and Frank Colona, t/a Paoli

VINCENT S. COLONA, MARVIN COLONA &
FRANK COLONA, t/a Paoli Construction Co.
vs.
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DEPARTMENT OF TRANSPORTATION

C. Granger Bowman, Esquire

Docket No. 633

Kenneth L. Sable, Chief Claims Attorney

December 20, 1989 (continued) Construction Co., same of which is docketed with this Beard under date of December 8, 1989, it is ORDERED and DIRECTED said case be marked "withdrawn, settled and discontinued with prejudice." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

December 22, 1989 Acceptance of Service of Order dated December 20, 1989, received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant December 21, 1989.