

WERTZ LINE COMPANY
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION

XXXXXXXXXXXXXXXXXXXX
Peter F. Cianci, Esquire

XXXXXXXXXXXXXXXXXXXX
Carleton O. Strouss, Esquire
XXXXXXXXXXXXXXXXXXXX

Docket No. 645

CLOSED

FORM C F 9

June 26, 1979 Complaint (Petition for Exoneration from Payment of Liquidated Damages Assesed by Commonwealth) and filing fee filed. Amount of claim: \$7,002.93.

June 27, 1979 Copies of Complaint forwarded to attorney for defendant and Deputy Attorney General.

July 19, 1979 Answer and New Matter filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 26, 1979 Plaintiff's Answer to New Matter filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

December 22, 1980 Hearing scheduled for February 10 and 11, 1981, before Eastern District, to be held at Pottsville City Hall Council Chambers, commencing at 10 a.m.

February 10, 1981 Hearing held in Pottsville City Hall Council Chambers at 10 a.m. (EASTERN DISTRICT)

March 3, 1981 Testimony of hearing held February 10, 1981 filed. Copy forwarded to attorney for defendant.

March 26, 1981 Findings of Fact, Conclusions of Law and Brief filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

April 20, 1981 Findings of Fact, Conclusions of Law and Brief filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

September 25, 1981 The Board rendered an Opinion and made the following order: "AND NOW, this 25th day of September, 1981, upon due consideration of Stipulated Facts, Argument of Counsel and briefs filed, the Board of Claims finds in favor of the Claimant as follows: 1. 22-1/2 days at \$50.00 per day = \$1,125.00 2. Balance remaining on Contract = 1,252.93 Total \$2,377.93 Award with Interest of 6 % per annum from November 15, 1979.

September 28, 1981 Copies of Opinion and Order dated September 25, 1981 forwarded to attorney for plaintiff and attorney for defendant.

