

PENN-OHIO PAINTERS, INC.  
VS.  
COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF TRANSPORTATION

XXXXXXXXXXXXXXXXXXXX  
Joseph D. Talarico, Esquire  
XXXXXXXXXXXXXXXXXXXX  
XXXXXXXXXXXXXXXXXXXX Carleton O. Strouss, Esquire

Packet No. 668

**CLOSED**

FORM C F 9

December 7, 1979 Complaint and filing fee filed. Amount of claim \$250,000.00 - \$300,000.00. Copies of Complaint forwarded to attorney for defendant and Deputy Attorney General.

December 19, 1979 Preliminary Objections filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

December 28, 1979 Memorandum in Support of Defendant's Preliminary Objections filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

January 10, 1980 Plaintiff's Memorandum of Law Contra Defendant's Preliminary Objections filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

January 14, 1980 The Board rendered an Opinion and made the following Order: "AND NOW, this 14th day of January, 1980, the Preliminary Objections of the Defendant are hereby tented. It is further ORDERED that this case will remain in an "inactive" state until the additional work of the Plaintiff is completed, at which time, the Plaintiff is granted thirty (30) days in which to file an Amended Paragraph 11." Copies forwarded to attorney for plaintiff and attorney for defendant.

January 23, 1980 Answer and New Matter filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 7, 1980 Reply to New Matter filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

June 9, 1981 Interrogatories (1st Set) filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 23, 1981 Amended Complaint filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

July 23, 1981 Interrogatories filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

July 31, 1981 Answer to Amended Complaint filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.



*OVER-*

PENN-OHIO PAINTERS, INC.  
VS  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF TRANSPORTATION

Joseph D. Talarico, Esquire  
Carleton O. Strouss, Esquire

Docket No. 668  
(Continued)  
**CLOSED**

February 11, 1982 Plaintiff's Answer to Defendant's First Set of Interrogatories filed by attorney for plaintiff.  
Copy forwarded to attorney for defendant by attorney for plaintiff.

May 5, 1982 Answers to Interrogatories Directed to Defendant filed by attorney for defendant. Copy forwarded  
to attorney for plaintiff by attorney for defendant.

April 11, 1983 Hearing scheduled for July 26 through July 29, 1983, as well as August 2 through  
August 5, 1983, if necessary, in Board's Court Room at 10 a.m.

May 9, 1983 Pre-Trial Statement and Notice of Taking Depositions of Dave Spagnoli, J. R. Donovan,  
Richard Miller, Jay Stehl, Richard W. Smith and R. Manning filed by attorney for  
plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.

June 10, 1983 Notice of Taking Deposition filed by attorney for defendant. Copy forwarded to attorney for  
plaintiff by attorney for defendant.

July 25, 1983 Depositions (1 volume) of Nicholas Manganas and Nicholas Kalafatis filed.

July 26, 1983 Hearing held in Board's Court Room at 10 a.m.

July 27, 1983 Hearing held in Board's Court Room at 10 a.m. Case Completed.

September 2, 1983 Testimony of hearing held July 26 and 27, 1983 filed.

September 6, 1983 Copy of testimony of hearing held July 26 and 27, 1983 forwarded to attorney for  
defendant.

October 3, 1983 Proposed Findings of Fact, Conclusions of Law and Memorandum of Law filed by attorney  
for plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.

November 30, 1983 Proposed Findings of Fact and Conclusions of Law and Brief filed by attorney for  
defendant. Copies forwarded to attorney for plaintiff by attorney for defendant.

July 12, 1984 The Board rendered an Opinion and made the following Order: "AND NOW, this 12th day  
of July, 1984, judgment is entered in favor of the Defendant, Commonwealth of  
Pennsylvania, Department of Transportation, and against the Plaintiff, Penn-Ohio Painters, Inc.

— (over) —

PENN-OHIO PAINTERS, INC.

VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF TRANSPORTATION

JUDGE D. BRIDGES, JR.

CARLETON O. STROUSS, ESQUIRE

Locket No. 668  
(Continued)

**CLOSED**

WASH NEWS

NO. 10011-1-80



July 12, 1984 (Continued) Each party to bear its own cost."

July 18, 1984 Copies of Opinion and Order dated July 12, 1984, forwarded to attorney for plaintiff and attorney for defendant.