

JOHN M. LASTCOKA, t/d/b/a Ram Construction Company
VS.

Anthony P. Picadic, Esquire

Docket No 716

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION

Kenneth L. Sable, Esquire and
George D. Wenick, Esquire

CLOSED

MULTIPLE COPIES

MADE IN U.S.A.



FORM 36-FR

November 3, 1980 Complaint and filing fee filed. Amount of claim: \$1,500,908.51+.

November 5, 1980 Copies of claim forwarded to attorney for defendant and Deputy Attorney General.

December 8, 1980 Preliminary Objections filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 5, 1981 Brief in Support of Preliminary Objections filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 26, 1981 Brief in Opposition to Preliminary Objections filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

April 10, 1981 Plaintiff's First Set of Interrogatories and First Request for Production of Documents filed by attorney for plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.

April 13, 1981 Plaintiff's Second Request for Production of Documents filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

June 9, 1981 The Board rendered an Opinion and made the following Order: "AND NOW, this 9th day of June, 1981, the Preliminary Objections of the Defendant, Commonwealth of Pennsylvania, Department of Transportation, more specifically paragraphs 17 through 23 of the Plaintiff's Complaint, are dismissed and the Commonwealth is DIRECTED to file an Answer to the Complaint within thirty (30) days from the date of this Order." Copies forwarded to attorney for plaintiff and attorney for defendant.

October 8, 1981 ^{and New Matter} Answer filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

November 6, 1981 Reply to New Matter filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

- OVER -

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vs.

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November 16, 1981 Motion for Sanctions and proposed Order filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

November 18, 1981 Answers to Interrogatories filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

February 3, 1982 Hearing scheduled for April 27 thru April 30, 1982, as well as May 4 thru May 7, 1982, if necessary in Board's Court Room at 10 a.m.

February 25, 1982 Notice of Deposition of T. D. Conner, P.E. filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

March 12, 1982 Motion for Sanctions and Proposed Order filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

March 12, 1982 Motion to Amend Complaint filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

March 12, 1982 Plaintiff's Third Request for Production of Documents filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

March 12, 1982 Notice of Service of Interrogatories filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

March 16, 1982 Answer to Motion to Amend Complaint and New Matter filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

April 1, 1982 The Board rendered an Opinion and made the following Order: "We have reviewed the Plaintiff's Interrogatory No. 8, First Set and the Answer thereto sent out by the Commonwealth of Pennsylvania. The Board deems the answer appropriate and in accordance with the law and directs that if the Plaintiff wants to pursue the matter in more detail then it is his obligation to pursue oral discovery. The Board Dismisses the Motion for Sanctions and cautions the parties that this matter is set for hearing and under no circumstances will a continuance be granted." Dated April 1, 1982. Copies forwarded to attorney for plaintiff and attorney for defendant.

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JOHN M. LASTOOKA, t/d/b/a RAM CONSTRUCTION CO.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION

Anthony P. Picadio, Esquire
George D. Wenick, Esquire

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April 1, 1982 The Board rendered an Opinion and made the following Order: "The Motion to Amend the Complaint is DISMISSED and the original Complaint upon which the premise of this action is scheduled for hearing on April 27, 1982, is the complaint upon which this case shall be tried." Dated April 1, 1982. Copies forwarded to attorney for plaintiff and attorney for defendant.

April 27, 1982 Depositions of William L. Beaumariage, Phillip F. Harris, Carl Tantlinger and William Robert Galanko filed.

April 26, 1982 Depositions of John Michael Lastooka, Terrence D. Conner and James B. Zimmerman filed.

April 27, 1982 Hearing held in Board's Court Room at 10:00 a.m. Case settled.

May 4, 1982 Testimony of hearing held April 27, 1982 filed.

May 11, 1982 Copies of testimony of hearing held April 27, 1982 forwarded to attorney for defendant.

April 13, 1983 Praecipe to Settle and Discontinue filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

April 14, 1983 The Board rendered an Opinion and made the following Order: "AND NOW, this 14th day of April, 1983, upon receipt of Praecipe to Settle and Discontinue, executed by Anthony P. Picadio, Esquire on behalf of Plaintiff, John M. Lastooka, t/d/b/a Ram Construction Company, some of which is docketed with this Board under date of April 13, 1983, it is ORDERED and DIRECTED that said case be marked "settled, discontinued and ended with prejudice". Copies forwarded to attorney for plaintiff and attorney for defendant.