

HERBERT R. IMBT, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION

Joyce McKeever, Esquire

Kenneth L. Sable, Esquire
John J. Buchy, Jr., Esquire

Docket No. 774

CLOSED



- *November 18, 1981 Complaint and filing fee filed. Amount of Claim: \$200,000*.
- November 19, 1981 Copies of Complaint forwarded to attorney for defendant and Deputy Attorney General.
- November 27, 1981 Plaintiff's 1st Set of Interrogatories to Defendant as well as Plaintiff's Request for Production of Documents filed by attorney for plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.
- February 2, 1982 Preliminary Objections of the Department of Transportation to Complaint filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.
- March 5, 1982 Brief of Department of Transportation in Support of its Preliminary Objections filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.
- March 25, 1982 Brief in Opposition to Defendant's Preliminary Objections filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.
- July 19, 1982 The Board rendered an Opinion and made the following Order: "AND NOW, this 19th day of July, 1982 Count III of the Plaintiff's Complaint is hereby STRICKEN. The Defendant is DIRECTED to file responsive pleadings to Count I and Count II of the Plaintiff's Complaint. Responsive pleadings shall be filed within thirty (30) days from the date of this Order." Copies forwarded to attorney for plaintiff and attorney for defendant.
- September 28, 1982 Answer filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.
- February 23, 1983 Answers to Plaintiff's First Set of Interrogatories to Defendant filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.
- March 1, 1984 Interrogatories (1st Set) filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

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June 25, 1984 Entry of Appearance filed by attorney for defendant, John J. Buchy, Jr., Esquire. Copy forwarded to attorney for plaintiff by attorney for defendant.

*April 7, 1986 Amended Statement of Claim filed by attorney for plaintiff. (Count IV added to Claim in the amount of \$58,800).

April 18, 1986 Defendant's Request for Production of Documents - First Request filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

April 18, 1986 Defendant's Continuing Interrogatories to Plaintiff - Second Set filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

April 23, 1986 Copies of Amended Statement of Claim forwarded to attorney for defendant and Chief Deputy Attorney General.

April 24, 1986 Acceptance of Service of Amended Statement of Claim received from defendant. Receipt of same acknowledged by defendant April 23, 1986.

April 30, 1986 Acceptance of Service of Amended Statement of Claim received from Office of Attorney General. Receipt of same acknowledged by Office of Attorney General April 25, 1986.

June 13, 1986 Hearing scheduled for August 26 through August 29, 1986, in Court Room No. 1, 8th Floor, City-County Building, Pittsburgh, Pa., commencing at 10:00 a.m. and shall continue on September 9 through September 12, 1986, in the Board's Court Room No. 1, commencing at 10:00 a.m.

June 26, 1986 Plaintiff's Second Request for Production of Documents filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

July 15, 1986 Notice of Taking Depositor on Oral Examination Under Pa. R.C.P. 4007.1 of Jeffrey Reeder, John Imb, John Kulka and John Lopez filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

Case closed

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July 16, 1986 Notice of Taking Deposition on Oral Examination Under Pa.R.C.P. 4007.1 of Swank Construction Company/W.P. Dickerson & Son, Inc., Joint Venture filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 16, 1986 Notice of taking Deposition on Oral Examination Under Pa.R.C.P. 4007.1 of Sofis Equipment Company filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 18, 1986 Notice of Taking Deposition on Oral Examination Under Pa.R.C.P. 4007.1 of Donald Vidic filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 18, 1986 Notice of Taking Deposition on Oral Examination Under Pa.R.C.P. 4007.1 of Roger Herzog filed by attorney for Defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 21, 1986 Notice of Taking Deposition on Oral Examination Under Pa.R.C.P. 4007.1 of Roger Herzog filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

July 23, 1986 Defendant's Request for Admission filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 26, 1986 Hearing held in City County Building, Pittsburgh, Pennsylvania, beginning at 10 a.m. Case settled.

September 15, 1986 Testimony of hearing held August 26, 1986 filed.

September 16, 1986 Copy of testimony of hearing held August 26, 1986 forwarded to attorney for defendant.

September 18, 1986 Acceptance of Service of testimony dated August 26, 1986 received from defendant. Receipt of same acknowledged by defendant September 17, 1986.

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CLOSED

November 29, 1988 The Board rendered an Opinion and made the following Order: "AND NOW, this 29th day of November, 1988, this Order is issued as a result of the failure of counsel to advise the Board of Claims within 30 days of March 22, 1988, whether or not Claimant received the monies directed to be paid to said Claimant. It is therefore DIRECTED that the record shall be marked closed and settled with prejudice." ~~Copies forwarded~~ to attorney for Plaintiff and attorney for Defendant.

December 1, 1988 Acceptance of Service of Opinion and order dated November 29, 1988 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant November 30, 1988.