

D. W. MILLER, INC.
VS.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION

~~Michael G. Des, Esquire~~
~~Kevin J. McKeon, Esquire~~
C. Grainger Bowman, Esquire

~~XXXXXXXXXXXXXXXXXXXX~~
John J. Buchy, Jr., Esquire

CLOSED

FILED
MAR 30 1982

March 1, 1982 Complaint and filing fee filed. Amount of Claim: \$33,978.63+

March 5, 1982 Copies of Complaint forwarded to attorney for defendant and Deputy Attorney General.

April 1, 1982 Preliminary Objections to Plaintiff's Complaint filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

May 10, 1982 Motion to Dismiss Defendant's Preliminary Objections For Failure to Timely File Brief filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

May 13, 1982 Brief in Support of Preliminary Objections to Plaintiff's Complaint filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

June 3, 1982 Brief in Opposition to Preliminary Objections filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

July 12, 1982 The Board rendered an Opinion and made the following Order: "AND NOW, this 12th day of July 1982, the request of the Plaintiff, D. W. Miller, Inc. ir the Nature of a Motion to Dismiss the Preliminary Objections of the Defendant is DENIED. The Preliminary Objections of the Defendant, Commonwealth of Pennsylvania, Department of Transportation in the nature of a Demurrer is DENIED. The Defendant is DIRECTED to file responsive pleadings within thirty (30) days of the date of this Order." Copies forwarded to attorney for plaintiff and attorney for defendant.

August 16, 1982 Answer and New Matter filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

September 14, 1982 Reply to New Matter filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

December 20, 1982 Interrogatories and Request for Production filed by attorney for defendant. Copies forwarded to attorney for plaintiff by attorney for defendant.

March 7, 1985 Praecipe for Appearance of C. Grainger Bowman filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

CLOSED

C. Grainger Bowman, Esquire
John J. Buchy, Jr., Esquire

D. W. MILLER, INC.
VS
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December 9, 1986 Praecepto to Discontinue filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant: by attorney for Plaintiff.

December 11, 1986 The Board made the following Order: "AND NOW, this 11th day of December, 1986, upon receipt of a Praecepto to Discontinue executed by C. Grainger Bowman, Esquire, on behalf of Plaintiff, which states that D. W. Miller, Inc., 'hereby withdraws and discontinues the above-referenced proceeding with prejudice' same of which is docketed with this Board under date of December 9, 1986, it is ORDERED and DIRECTED that said case be marked withdraw and discontinued with prejudice."

December 12, 1986 Copies of Order dated December 11, 1986, forwarded to attorney for Plaintiff and attorney for Defendant.

December 16, 1986 Acceptance of service of Order dated December 11, 1986 received from Defendant. Receipt of same acknowledged by Defendant December 15, 1986.