

FORMER REAL ESTATE AGENCY, INC.  
VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF GENERAL SERVICES and  
DEPARTMENT OF PUBLIC WELFARE

Michael Jon Daley, Esq.

~~Henry J. Costa, Esq.~~  
Michael D. Reed, Chief of Litigation

Docket No. 845

**CLOSED**

MULTIPLE COPIES

FORM 30-PR

November 4, 1982 Complaint and filing fee filed. Amount of Claim: \$19,600.

November 12, 1982 Copies of Complaint forwarded to attorney for defendant and Deputy Attorney General.

December 1, 1982 Entry of Appearance filed by Mr. Costa. Copy forwarded to attorney for plaintiff by Mr. Costa.

December 17, 1982 Preliminary Objections filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

January 20, 1983 Memorandum of Law in Support of Preliminary Objections filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

February 10, 1983 Brief in Opposition to Preliminary Objections filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

June 3, 1983 The Board rendered an Opinion and made the following Order: "AND NOW, this 3rd day of June 1983, the Preliminary Objections as filed by the Defendant in the nature of a Petition Raising a Question of Jurisdiction, a Motion to Strike and a Demurrer are DENIED. The request of the Defendant in the nature of a Motion For a More Specific Pleading is GRANTED. The Plaintiff is given thirty (30) days in which to file an Amended Complaint in accordance with this Opinion." Copies forwarded to attorney for plaintiff and attorney for defendant.

June 30, 1983 Amended Complaint filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

September 19, 1983 Respondents' Preliminary Objections to Claimant's Amended Claim filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

October 17, 1983 Memorandum of Law in Support of Preliminary Objections to Amended Claim filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

-over-

- continued -

Michael Jon Daley, Esquire

LHORMER REAL ESTATE AGENCY, INC.  
VS.

Henry J. Costa, Jr., Esquire  
Michael D. Reed, Chief of Litigation

COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF GENERAL SERVICES and  
DEPARTMENT OF PUBLIC WELFARE

**CLOSED**

November 9, 1983 Claimant's Brief in Opposition to Respondents' Preliminary Objections to Amended Complaint filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

November 17, 1983 Reply Memorandum to Brief in Opposition to Preliminary Objections to Amended Claim filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 8, 1984 The Board rendered an Opinion and made the following Order: "AND NOW, this 8th day of March, 1984, the Preliminary Objections as filed by the Defendant in the nature of a Motion to Strike Count One is hereby DENIED. The Defendant is given thirty (30) days from the date of this Order in which to file a responsive pleading." Copies forwarded to attorney for plaintiff and attorney for defendant.

April 25, 1984 Respondents' Answer With New Matter To Claimant's Amended Claim filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

May 2, 1984 Claimant's Response to New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

June 6, 1984 Request for Production of Documents filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

June 26, 1984 Respondent's answers and Objection to Claimant's Request for Production of Documents filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

June 26, 1984 Respondent's answers and Objection to Interrogatories of Claimant Addressed to Respondent filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

June 26, 1984 Respondent's answers to Claimant's Request for Admissions filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

2782

LHORMER REAL ESTATE AGENCY, INC.

Michael Jon Paley, Esquire

DOCKET NO. 845

**CLOSED**

VS.  
COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF GENERAL SERVICES and  
DEPARTMENT OF PUBLIC WELFARE

Thomas M. Derlitz, Assistant-Counsel  
Michael Jankowski, Acting Chief of Litigation  
Michael D. Reed, Chief of Litigation

PROJECT NUMBER

FILED  
MAY 28 1985  
FBI

May 28, 1985 Notice of Deposition of Arch Lhormer filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 1, 1985 Certificate of Service of Respondents' Interrogatories Directed to Claimant filed by attorney for Defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

August 5, 1985 Request for Production of Documents filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

August 1, 1985 Hearing scheduled for October 1 through October 4, 1985, if necessary, in Board's Court Room at 10 a.m.

September 26, 1985 Deposition of Arch Lhormer filed by attorney for Defendant.

September 27, 1985 Entry of Appearance of Thomas M. Devlin filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

October 1, 1985 Hearing held in Board's Court Room at 10 a.m.

October 2, 1985 Hearing held in Board's Court Room at 10 a.m. Case completed.

October 4, 1985 Claimant's Answers to Respondents' Interrogatories Directed to Claimant filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for plaintiff.

November 1, 1985 Testimony of hearing held October 1 and 2, 1985 filed.

November 4, 1985 Copies of testimony forwarded to attorney for Defendant.

January 15, 1986 Claimant's Findings of Fact, Conclusions of Law and Brief filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

-OVER-

Michael Jon Daley, Esquire

LHORMER REAL ESTATE AGENCY, INC.

VS.

COMMONWEALTH OF PENNSYLVANIA,  
DEPARTMENT OF GENERAL SERVICES and  
DEPARTMENT OF PUBLIC WELFARE

Thomas M. Devlin, Assistant Counsel  
Michael Jankowski, Acting Chief of Litigation  
Michael D. Reed, Chief of Litigation

**CLOSED**

May 7, 1986 Respondent's Proposed Findings of Fact, Conclusions of Law and Discussion filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

May 29, 1987 The board rendered an Opinion and made the following Order: "AND NOW, this 29th day of May, 1987, judgment is entered for the Plaintiff, Lhormer Real Estate Agency, Inc. and against the Defendant, Commonwealth of Pennsylvania, Department of General Services and Department of Public Welfare, in an amount equal to the audited electric bills from August 1, 1982 to the payment date of this award, together with interest at the legal rate of six percent (6%) per annum from August 1, 1982. The Plaintiff's demand for an award of costs covering installation of a new fire alarm system is DISMISSED. Each party to bear its own costs."

June 2, 1987 Copies of Opinion and Order dated May 29, 1987 forwarded to attorney for Plaintiff and attorney for Defendant.

June 3, 1987 Acceptance of Service of Opinion and Order, dated May 29, 1987, received from Defendant. Receipt of same acknowledged by Defendant June 2, 1987.

June 4, 1987 Acceptance of Service of Opinion and Order, dated May 29, 1987, received from Plaintiff. Receipt of same acknowledged by Plaintiff June 3, 1987.

June 26, 1987 Copy of Petition for Review as filed in Commonwealth Court filed by attorney for Defendant.

July 1, 1987 Petition for Review received from Commonwealth Court. (No. 1381 C.D. 1987) (Commonwealth court).

July 9, 1987 File transmitted to Commonwealth Court.

October 31, 1988 Copy of Opinion and Order received from Commonwealth Court. Order as follows: "AND NOW, this 28th day of October, 1988, the decision of the Board of Claims is reversed."

OVER

**CLOSED**

DOCKET NO. 845

Michael John Daley, Esquire

THORNER REAL ESTATE AGENCY, INC.

VS.  
COMMONWEALTH OF PENNSYLVANIA,

DEPARTMENT OF GENERAL SERVICES and

DEPARTMENT OF PUBLIC WELFARE

Michael D. Reed, Chief of Litigation

May 7, 1990

File returned from Commonwealth Court.

May 7, 1990

Petition for Allowance of Appeal Denied April 12, 1990. Supreme Court's Docket No. 289 M.D. Allocature Docket 1988.