

*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioner
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kctarba, Esquire (Intervenor, Schneider, Inc.)

Docket No. 846

CLOSED

Lee C. Swartz, Esquire (outside counsel)
~~Dennis R. Sheaffer, Esquire (outside counsel)~~

JANUARY 1989

1989



30-FR

February 14, 1989 Acceptance of Service of Opinion and Order dated January 25, 1989 received from attorney for Defendant (Mr. Sheaffer). Receipt of same acknowledged by attorney for Defendant January 25, 1989.

April 20, 1989 File returned from Commonwealth Court.

*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioner
VS.
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)

Docket No. 846

Lee C. Swartz, Esquire (outside counsel)
Dennis R. Sheaffer, Esquire (outside counsel)

CLOSED

July 12, 1988 Application for Extension of Time to File Brief filed by attorney for Defendant.
Copies forwarded to attorneys for Plaintiffs by attorney for Defendant.

September 12, 1988 Application for Extension of Time to File Brief filed by attorney for Defendant
(Mr. Swartz). Copies forwarded to attorneys for Plaintiffs by attorney for
Defendant.

November 15, 1988 Application for Extension of Time to File Brief as filed in Commonwealth Court filed
by attorney for Defendant (Mr. Sheaffer). Copies forwarded to attorney for
Plaintiffs by attorney for Defendant.

January 18, 1989 Praetise for Discontinuance filed by attorney for Plaintiff. Copy forwarded to
attorney for Defendant by attorney for Plaintiff.

January 23, 1989 The Board made the following Order: "AND NOW, this 23rd day of January, 1989, upon
receipt of Praetise for Discontinuance to mark the above-captioned matter "settled,
satisfied, discontinued and ended with prejudice", executed by Ronald M. Lucas,
Esquire, on behalf of Plaintiff, same of which is docketed with this Board under date
of January 18, 1989, it is ORDERED and DIRECTED that said case be marked settled,
discontinued and ended with prejudice." Copies forwarded attorneys for Plaintiffs
and attorneys for Defendant.

January 27, 1989 Copy of Opinion and Order received from Commonwealth Court. Order as follows: "This
is to notify you that the above-captioned matter has been withdrawn, discontinued and
ended."

February 10, 1989 Acceptance of Service of Opinion and Order dated January 23, 1989 received from
attorney for Plaintiff (Mr. Lucas). Receipt of same acknowledged by attorney for
Plaintiff February 3, 1989.

February 14, 1989 Acceptance of Service of Opinion and Order dated January 23, 1989 received from
attorney for Defendant (Mr. Swartz). Receipt of same acknowledged by attorney for
Defendant January 25, 1989.

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*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioner
VS.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)

Lee C. Swartz, Esquire (outside counsel)
Dennis R. Sheaffer, Esquire (outside counsel)

CLOSED

SEE V. 11

FORM
FD-302 (REV. 3-7-82)

April 28, 1988 Copy of Petition for Review as filed in Commonwealth Court filed by attorney for Defendant.

May 3, 1988 Petition for Review received from Commonwealth Court. (No. 987 C.D. 1988).

May 12, 1988 Copy of Petition for Review as filed in Commonwealth Court filed by attorney for Plaintiff (James C. Eastley, Inc.).

May 13, 1988 Copy of Petition for Review as filed in Commonwealth Court filed by attorney for Plaintiff (Schneider, Inc.).

May 17, 1988 Petition for Review received from Commonwealth Court (James C. Eastley, Inc.). (No. 1121 C.L. 1988).

May 17, 1988 Petition for Review received from Commonwealth Court (Schneider, Inc.). (No. 1117 C.L. 1988).

June 5, 1988 File transmitted to Commonwealth Court.

June 4, 1988 Petition to Designate Appellant filed by attorney for Plaintiff (Schneider, Inc.). Copies forwarded to attorneys for Plaintiffs (Eastley, Inc., Steel City, Keystone) and attorney for Defendant by attorney for Plaintiff (Schneider, Inc.).

June 15, 1988 Petition to Designate Appellant filed by attorney for Petitioner. Copies forwarded to attorneys for Plaintiffs and attorney for Defendant by attorney for Petitioner.

June 17, 1988 Petition to Designate Appellant filed by attorney for Plaintiff (Keystone). Copies forwarded to attorneys for Plaintiffs (Eastley, Inc., Schneider, Inc., Steel City) and attorney for Defendant by attorney for Plaintiff (Keystone).

June 20, 1988 Petition of Designate Appellant and Notice Pursuant to Pa. R.A.P. 2154(b) filed by attorney for Defendant (General Services). Copies forwarded to attorneys for Plaintiffs by attorney for Defendant.

over

*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioner
VS.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)

Pocket No. 846

Lee C. Swartz, Esquire (outside counsel)
Dennis R. Sheaffer, Esquire (outside counsel)

CLOSED

March 29, 1988 The board rendered an Opinion and made the following Order: "AND NOW, this 29th day of March, 1988, the Board makes the following awards: Keystone Engineering Corporation is awarded Two Million Two Hundred Thirty-Six Thousand Two Hundred Fifty-Eight Dollars (\$2,236,258.00) with interest thereon at the rate of six percent (6%) per annum from July 2, 1981. Eastley, Inc. is awarded Six Hundred Forty-One Thousand Seven Hundred Twenty Dollars and Ninety-Six Cents (\$611,720.96) with interest thereon at the rate of six percent (6%) per annum from July 2, 1981. Schneider, Inc. is awarded Four Hundred Twenty-Three Thousand Nine Hundred Seventy-Seven Dollars and Nine Cents (\$423,977.09) with interest thereon at the rate of six percent (6%) per annum from July 2, 1981. Steel City Piping Company is awarded Three Hundred Eighty-Seven Thousand Six Hundred Forty-Six Dollars and Ninety Cents (\$387,646.90) with interest thereon at the rate of six percent (6%) per annum from July 2, 1981. Each party to bear its own costs." Copies forwarded to attorneys for Plaintiff and attorneys for Defendant. Additional copy forwarded to Steven Arbitrier, Esquire.

March 31, 1988 Acceptance of Service of Opinion and Order dated March 29, 1988 received from attorney for Plaintiff (Mr. Lucas). Receipt of same acknowledged by attorney for Plaintiff March 30, 1988.

April 7, 1988 Acceptance of Service of Opinion and Order dated March 29, 1988 received from attorney for Plaintiff (Mr. Kotarba). Receipt of same acknowledged by attorney for Plaintiff April 1, 1988.

April 7, 1988 Acceptance of Service of Opinion and Order dated March 29, 1988 received from attorney for Defendant (Mr. Swartz). Receipt of same acknowledged by attorney for Defendant April 1, 1988.

April 7, 1988 Acceptance of Service of Opinion and Order dated March 29, 1988 received from attorney for Defendant (Mr. Sheaffer). Receipt of same acknowledged by attorney for Defendant April 5, 1988.

April 11, 1988 Acceptance of Service of Opinion and Order dated March 29, 1988 received from Mr. Arbitrier. Receipt of same acknowledged by Mr. Arbitrier April 5, 1988.

-OVER-

*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioner
VS.

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)

Docket No. 846

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Lee C. Swartz, Esquire (outside counsel)
Dennis R. Sheaffer, Esquire (outside counsel)

CLOSED

UNITED STATES



FORM 30-FR

- September 12, 1986 Testimony of hearing held July 16 1986 filed.
- September 15, 1986 Acceptance of Service of testimony for hearing held July 15, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 12, 1986.
- September 16, 1986 Copy of testimony of hearing held July 16, 1986 forwarded to attorney for Defendant.
- September 16, 1986 Testimony of hearing held July 17, 1986 filed.
- September 18, 1986 Copy of testimony of hearing held July 17, 1986 forwarded to attorney for Defendant.
- September 23, 1986 Acceptance of Service of testimony for hearing held July 16, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 18, 1986.
- September 23, 1986 Acceptance of Service of testimony for hearing held July 17, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 19, 1986.
- October 31, 1986 Suggested Findings of Fact, Conclusions of Law Submitted on Behalf of Intervening Plaintiff Schneider, Inc. and Brief on Behalf of Intervening Plaintiff Schneider, Inc. filed by attorney for Intervenor, Schneider, Inc. Copy forwarded to attorney for Defendant by attorney for Intervenor, Schneider, Inc. Additional copies forwarded to Mr. Lucas and Mr. Arbibittier.
- October 31, 1986 Proposed Findings of Fact Submitted on Behalf of Plaintiff Eastley, Inc., Conclusions of Law and Post Trial Brief of Eastley, Inc. filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff. Additional copies forwarded to Mr. Arbibittier and Mr. Kotarba.
- December 31, 1986 Commonwealth of Pennsylvania, Department of General Services, Proposed Findings of Fact and Conclusions of Law and Defendant's Post-Trial Brief filed by attorneys for Defendant. Copy forwarded to attorneys for Plaintiffs by attorneys for Defendant.

- OVER -

*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioner
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)

Docket No. 846

CLOSED

Lee C. Swartz, Esquire (outside counsel)
~~Michael C. Fox, Esquire (outside counsel)~~
Dennis R. Sheaffer, Esquire (outside counsel)

August 6, 1986 Acceptance of service of testimony dated July 1, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant July 31, 1986.

August 18, 1986 Testimonies of hearing held July 2 and 3, 1986 filed.

August 19, 1986 Testimony of hearing held July 8, 1986 filed.

August 22, 1986 Copies of testimonies of hearing held July 2, 3 and 8, 1986 forwarded to attorney for Defendant.

August 22, 1986 Testimony of hearing held July 9, 1986 filed.

August 25, 1986 Copy of testimony of hearing held July 9, 1986 forwarded to attorney for Defendant.

August 27, 1986 Testimony of hearing held July 10, 1986 filed.

August 28, 1986 Copy of testimony of hearing held July 10, 1986 forwarded to attorney for Defendant.

September 4, 1986 Acceptance of service of testimonies for hearing held July 2, 3 and 8, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 25, 1986.

September 4, 1986 Acceptance of Service of testimony for hearing held July 9, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 29, 1986.

September 4, 1986 Acceptance of Service of testimony for hearing held July 10, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant September 2, 1986.

September 9, 1986 Testimony of hearing held July 15, 1986 filed.

September 11, 1986 Copy of testimony of hearing held July 15, 1986 forwarded to attorney for Defendant.

- OVER -

*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioners
VS.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)

Docket No. 846

Lee C. Swartz, Esquire (outside counsel)
Michael C. Fox, Esquire (outside counsel)

CLOSED

U.S. DEPARTMENT OF JUSTICE



FORM 30-FR

June 30, 1986	Acceptance of Service of testimony dated May 7, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 19, 1986.
July 1, 1986	Hearing held in Board's Courtroom at 10:00 a.m.
July 2, 1986	Hearing held in Board's Courtroom at 10:00 a.m.
July 3, 1986	Hearing held in Board's Courtroom at 10:00 a.m.
July 7, 1986	Acceptance of Service of testimonies dated May 8 and 9, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 30, 1986.
July 8, 1986	Hearing held in Board's Courtroom at 10:00 a.m.
July 9, 1986	Hearing held in Board's Courtroom at 10:00 a.m.
July 10, 1986	Hearing held in Board's Courtroom at 10:00 a.m.
July 11, 1986	Hearing scheduled this date continued to July 15, 1985.
July 15, 1986	Hearing held in Board's Courtroom at 10:00 a.m.
July 16, 1986	Hearing held in Board's Courtroom at 10:00 a.m.
July 17, 1986	Hearing held in Board's Courtroom at 10:00 a.m. Case completed.
July 21, 1986	Testimony of hearing held July 1, 1986 filed.
July 29, 1986	Copy of testimony of hearing held July 1, 1986 forwarded to attorney for Defendant.

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*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioner
VS.

Ronald M. Lucas, Esquire
Richard G. Kotarka, Esquire (Intervenor; Schneider, Inc.)

Docket No. 846

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Lee C. Swartz, Esquire (outside counsel.)
~~Michael C. For, Esquire (outside counsel.)~~

CLOSED

June 3, 1986 Testimonies of hearing held May 1 and 2, 1986 filed.

June 6, 1986 Copy of testimonies of hearing held May 1 and 2, 1986 forwarded to attorney for Defendant.

June 10, 1986 Acceptance of service of testimonies dated May 1 and 2, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 9, 1986.

June 11, 1986 Acceptance of service of testimonies dated April 24 and 25, 1985 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 30, 1986.

June 11, 1986 Acceptance of service of testimony dated April 29, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 30, 1986.

June 11, 1986 Acceptance of service of testimony dated April 30, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 5, 1986.

June 11, 1986 Testimony of hearing held May 6, 1985 filed.

June 13, 1986 Copy of testimony of hearing held May 6, 1986 forwarded to attorney for Defendant.

June 17, 1986 Testimony of hearing held May 7, 1985 filed.

June 18, 1986 Copy of testimony of hearing held May 7, 1985 forwarded to attorney for Defendant.

June 20, 1986 Acceptance of service of testimony dated May 6, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 17, 1986.

June 26, 1986 Testimonies of hearing held May 8 and 9, 1985 filed.

June 27, 1986 Copies of testimonies of hearing held May 8 and 9, 1986 forwarded to attorney for Defendant.

*JAMES C. EASTLEY, INC.
SCHNEIDER, INC., Petitioner
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)

Docket No. 846

Lee C. Swartz, Esquire (outside counsel)
Michael C. Fox, Esquire (outside counsel)

CLOSED

PAGE 10 OF 22

RECEIVED

JOHN
F. SCHNEIDER 30-FR

May 19, 1986 Testimonies of hearing held April 22 and 23, 1986 filed.

May 20, 1986 Copies of testimonies of hearing held April 22 and 23, 1986 forwarded to attorney for Defendant.

May 21, 1986 Acceptance of Service of testimony dated April 15, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 16, 1986.

May 21, 1986 Acceptance of Service of testimonies dated April 16, 17 and 18, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 16, 1986.

May 21, 1986 Testimony of hearing held April 24, 1986 filed.

May 21, 1986 Testimony of hearing held April 25, 1986 filed.

May 21, 1986 Acceptance of Service of testimonies dated April 22 and 23, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 21, 1986.

May 21, 1986 Copies of testimonies of hearing held April 24 and 25, 1986 forwarded to attorney for Defendant.

May 23, 1986 Testimony of hearing held April 29, 1986 filed.

May 29, 1986 Copy of testimony of hearing held April 29, 1986 forwarded to attorney for Defendant.

June 3, 1986 Acceptance of Service of testimony dated April 11, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 16, 1986.

June 3, 1986 Testimony of hearing held April 30, 1986 filed.

June 4, 1986 Copy of testimony of hearing held April 30, 1986 forwarded to attorney for Defendant.

COVER

*JAMES C. EASTLEY, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)
Lee C. Swartz, Esquire (outside counsel)
Michael C. Fox, Esquire (outside counsel)

Docket No. 846

CLOSED

May 2, 1986 Copy of testimony of hearing held April 10, 1986 forwarded to attorney for Defendant.

May 5, 1986 Testimony of hearing held April 11, 1986 filed.

May 6, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

May 6, 1986 Copy of testimony of hearing held April 11, 1986 forwarded to attorney for Defendant.

May 7, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

May 7, 1986 Testimony of hearing held April 8, 1986 delivered to hearing room on April 10, 1986 by Commonwealth Reporting Company. Testimony of hearing held April 9, 1986 delivered to hearing room on April 11, 1986 by Commonwealth Reporting Company.

May 8, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

May 9, 1986 Hearing held in Board's Courtroom at 10:00 a.m. Case continued to a later date.

May 11, 1986 Testimony of hearing held April 15, 1986 filed.

May 11, 1986 Copy of testimony of hearing held April 15, 1986 forwarded to attorney for Defendant.

May 14, 1986 Testimonies of hearings held April 15, 17 and 18, 1986 filed.

May 15, 1986 Copies of testimonies of hearing held April 16, 17 and 18, 1986 forwarded to attorney for Defendant.

May 15, 1986 Hearing scheduled for July 1 through July 3, 1986; July 4 through July 11, 1986, as well as, July 15 through July 18, 1986, if necessary, in Board's Courtroom at 10:00 a.m.

May 16, 1986 Acceptance of Service of testimony dated April 10, 1986 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant May 12, 1986.

OVER

*JAMES C. EASTLEY, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire (Intervenor, Schneider, Inc.)
Lee C. Swartz, Esquire (outside counsel)
Michael C. Fox, Esquire (outside counsel)

Docket No. 846

CLOSED

AGE 11.5.86

REV. 12-15-85

FORM
3076

April 16, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 16, 1986 Trial Brief of Intervening Plaintiff, Schneider, Inc. in Support of Admissibility of Defendant's Statements, Admissions and Adoption of Fact in Settlement Agreement filed by attorney for Intervenor Schneider, Inc. Copies given to all counsel of record at time of hearing.

April 17, 1986 Hearing held in Board's Courtroom at 1:00 p.m.

April 18, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 22, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 23, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 24, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 25, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 25, 1986 Hearing scheduled for additional dates of May 6 through May 9, 1986 in Board's Courtroom at 10:00 a.m.

April 29, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 30, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

May 1, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

May 1, 1986 Testimony of hearing held April 8, 9 and 10, 1986 filed. Copies of testimony of hearing held April 8 and 9, 1986 served on Defendant by reporting firm.

May 2, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

-OVER-

*JAMES C. EASTLEY, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarka, Esquire (Intervenor, Schneider, Inc.)
Lee C. Swartz, Esquire (outside counsel)
Michael C. Fox, Esquire (outside counsel)

Docket No. 846

CLOSED

February 28, 1986 Supplemental Answers of the Department of General Services to Expert Interrogatories of James C. Eastley, Inc. filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 3, 1986 Defendant's Supplemental Answers to Plaintiff's Fourth Set of Interrogatories filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

March 12, 1986 Defendant's Answer to Motion for Sanctions filed by attorney for Defendant. Copies forwarded to all parties by attorney for Defendant.

April 3, 1986 Supplemental Answers to Request for admissions filed by attorney for Defendant. Copy forwarded to all parties by attorney for Defendant.

April 3, 1986 Amendment to Pleadings and Discovery Responses filed by attorney for Defendant. Copy forwarded to all parties by attorney for Defendant.

April 8, 1986 Trial Brief of Defendant, Commonwealth of Pennsylvania, Department of General Services filed by attorney for Defendant at time of hearing. Copies given to all counsel of record by attorney for Defendant.

April 8, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 8, 1986 Schneider, Inc List of Witnesses filed by attorney for Intervenor Schneider, Inc. Copies given to all counsel of record at time of hearing.

April 9, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 10, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 11, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

April 15, 1986 Hearing held in Board's Courtroom at 10:00 a.m.

- OVER -

*JAMES C. EASTLEY, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire

~~Anthony Karpwinski, Chief Counsel~~
Lee C. Swartz, Esquire (outside counsel)
Michael C. Fox, Esquire (outside counsel)

Docket No. 846

CLOSED

DATE FILED



November 5, 1985 Defendant's Interrogatories Propounded to Claimant for Answer - First Set and Supplemental Answers, Interrogatories Propounded by Defendant for Answer by Claimant - Second Set and Answers Thereto and Request for Admissions filed by attorney for Plaintiff. Copies forwarded to attorney for Defendant by attorney for Plaintiff.

November 18, 1985 Verification of Supplemental Answers to Defendant's First Set of Interrogatories filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

December 9, 1985 Answers to Requests for Admissions Under Pa. R.C.P. No. 4014 filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 9, 1985 Objections to Plaintiff's Fifth set of Interrogatories and Request for Production of Documents to Defendant filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 19, 1985 Proposed Order and Motion for sanctions and Other Relief filed by attorney for Plaintiff. Copies forwarded to attorney for Intervenor and attorney for Defendant by attorney for Plaintiff.

December 30, 1985 Joinder of Intervening Plaintiff Schneider, Inc. in Original Plaintiff James C. Eastley, Inc.'s Motion for Sanctions and Other Relief filed by attorney for Intervening Plaintiff Schneider, Inc. Copies forwarded to all counsel of record by Schneider, Inc.

February 6, 1986 Hearing scheduled for April 8 through April 11, 1986; April 15 through April 13, 1986; April 12 through April 25, 1986, as well as, April 29 through May 2, 1986, if necessary, in Board's Courtroom at 10:00 a.m.

February 18, 1986 Defendant's answers to Expert Interrogatories filed by attorney for Defendant. Copy forwarded to all counsel of record by attorney for Defendant.

*JAMES C. EASTLEY, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire

~~Anthony Krzywicki, Chief-Counsel~~
~~G. Kent Price, Esquire (outside counsel)~~
~~Lee C. Swartz, Esquire (outside counsel)~~
~~Michael C. Fox, Esquire (outside counsel)~~

Docket No. 846

CLOSED

August 14, 1985 Letter forwarded to Mr. Lucas, Mr. Price, Mr. Kotarba and Mr. Krzywicki cancelling conference scheduled for August 20, 1985.

August 27, 1985 Letter forwarded to Mr. Lucas, Mr. Swartz, Mr. Kotarba and Mr. Krzywicki notifying them of a conference scheduled September 6, 1985, in Board's Hearing Room commencing at 10 a.m.

September 6, 1985 Conference held in Board's Courtroom at 10 a.m.

September 6, 1985 Proposed Order Staying Proceedings. Crossed Protective Order Quashing Subpoena Duces Tecum, Motion to Quash Plaintiff's Subpoena Duces Tecum and for Issuance of a Protective Order and Brief in Support of the Motion for a Protective Order Quashing the Subpoena Duces Tecum filed by attorney for Defendant at time of conference. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 6, 1985 Scheduling Order filed by attorney for Defendant at time of conference. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 20, 1985 Testimony of hearing held September 6, 1985 filed.

September 24, 1985 Copies of testimony forwarded to Mr. Lucas, Mr. Kotarba, Mr. Krzywicki, Mr. Swartz, Mr. Fox, Mr. Shaffer, Mr. Krill and Mr. Deylin.

October 3, 1985 Certificate of Service of Plaintiff's Fourth Set of Interrogatories to Defendant filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

October 11, 1985 Certificate of Service of Plaintiff's Fifth Set of Interrogatories and Request for Production of Documents filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

*JAMES C. EASTLEY, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire

Docket No. 846

~~Henry J. Costa, Jr., Esquire~~ Anthony Krzywicki, Chief Counsel
~~G. Kent Price, Esquire (outside counsel)~~
Lee C. Swartz, Esquire (outside counsel)
~~Michael G. Fox, Esquire (outside counsel)~~

CLOSED

FORM 30-PR

November 14, 1984 Notice of Appearance of Richard G. Kotarba, Esq. and James M. Sander, Esq. filed by attorney for Schneider, Inc. Copy forwarded to all parties of record by attorney for Schneider, Inc.

March 7, 1985 Petition for a Pre-Trial Conference filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 18, 1985 The Board rendered a Statement and made the following Order: "AND NOW, this 18th day of March, 1985, the Board directs that the Commonwealth of Pennsylvania and Schneider, Inc. respond to the Petition for Pre-Trial Conference hereinbefore mentioned within twenty (20) days of the date of this Order." Copies forwarded to Mr. Lucas, Mr. Kotarba, Mr. Price and Mr. Krzywicki.

April 8, 1985 Response to Plaintiff's Petition for a Pre-Trial Conference filed by attorney for Intervenor. Copies forwarded to all parties of record.

June 7, 1985 Motion for Sanctions and for Other Relief filed by attorney for Plaintiff. Copies forwarded to attorneys for Defendant by attorney for Plaintiff.

June 17, 1985 Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 19, 1985 Claimant's Second Set of Interrogatories to Defendant and Answers Thereto filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 10, 1985 Interrogatories Propounded by Defendant for Answer by Claimant - Second Set filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 12, 1985 Letter forwarded to Mr. Lucas, Mr. Price, Mr. Kotarba and Mr. Krzywicki advising them of a conference scheduled for August 20, 1985 in Board's Hearing Room commencing at 10 a.m.

- OVER -

*JAMES C. EASTLEY, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Ronald M. Lucas, Esquire
Richard G. Kotarba, Esquire
Henry J. Costa, Jr., Esquire and
~~G. Kent Pfeiffer, Esquire (outside counsel)~~
~~Lee C. Swartz, Esquire (outside counsel)~~
~~Michael G. Fox, Esquire (outside counsel)~~

Docket No. 846

CLOSED

May 31, 1984 Notice of Oral Deposition to Ronald M. Lucas filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 25, 1984 Brief for Petitioner, Schneider, Inc., in Support of its Petition to Intervene filed by attorney for proposed intervenor. Copies forwarded to attorney for Plaintiff and attorney for Defendant by attorney for proposed intervenor

July 5, 1984 Answers to Defendant's Interrogatories Propounded to Claimant for Answer - First Set filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

July 17, 1984 Brief for Defendant Department of General Services in Opposition of the Petition of Schneider, Inc. to Intervene filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 27, 1984 Reply Brief for Petitioner, Schneider, Inc., in Support of its Petition to Intervene filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant.

*October 31, 1984 The Board rendered an Opinion and made the following Order: "AND NOW, this 31st day of October, 1984, upon consideration of the Motion, Reply Thereto and Briefs as filed, the Motion to Intervene filed by Schneider, Inc. be and hereby is Granted and the said Schneider, Inc. shall be allowed to intervene as a party Plaintiff in the present matter. The caption shall be and hereby is amended to read: JAMES C. EASTLEY, INC., Plaintiff, SCHNEIDER, INC., Intervenor VS. COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF GENERAL SERVICES, Defendant - BEFORE THE BOARD OF BOARD OF CLAIMS - Docket No. 845."

November 1, 1984 Copies of Opinion and Order dated October 31, 1984 forwarded to attorney for Intervenor and attorney for Defendant.

November 14, 1984 Defendant's Answers to Claimant's Third Set of Interrogatories to Defendant and Defendant's Answers Thereto filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

*JAMES C. EASTLEY, INC.
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Docket No. 846

~~Theodore A. Adler, Esquire.~~
~~Joseph K. Pierce, Esquire.~~
Ronald M. Lucas, Esquire
Henry J. Costa, Jr., Esquire and
~~C. Kent Price, Esquire (outside counsel)~~
Lee C. Swartz, Esquire (outside counsel)
~~Michael C. Post, Esquire (outside counsel)~~

CLOSED

JUDICIAL COUNCIL

FORM 30-FR

February 17, 1984

Praecipe to Withdraw Petition filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 21, 1984

The Board made the following Order: "Under date of February 13, 1984, docketed with this Board is a Praecipe executed by Theodore A. Adler, Esq. on behalf of the firm of Widoff, Reager, Selkowitz & Adler, P.C. relative to the instant claim, James C. Eastley, Inc. (Docket No. 846), requesting that said law firm Widoff, Reager, Selkowitz & Adler, P.C. withdraw as counsel to James C. Eastley, Inc. and that all future correspondence and pleadings regarding the matter be sent to Joseph K. Pierce, Esquire, Tiva, Hetrick & Pierce, P.O. Box 1265, Harrisburg, PA 17108. It is therefore ORDERED that the record reflect the charge in counsel representation." Copies forwarded to attorney for Plaintiff and attorneys for Defendant.

February 23, 1984

The Board made the following Order: "AND NOW, this 23rd day of February 1984, over the signatures of Bruce W. Kauffman, Esquire and C. Kent Price, Esquire, of counsel for Defendant, Commonwealth of Pennsylvania, Department of General Services, filed with this Board and docketed under date of February 17, 1984, is a Praecipe to Withdraw Petition to Disqualify Widoff, Reager, Selkowitz and Adler as counsel for Plaintiff, James C. Eastley, Inc. It is ORDERED and DIRECTED that said Petition is permitted to be withdrawn with prejudice." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

March 29, 1984

Praecipe to Enter Appearance of Ronald M. Lucas, Esquire, on behalf of Plaintiff filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 29, 1984

Copy of Letter relative to service of Interrogatories on Plaintiff received from attorney for Defendant. Interrogatories forwarded to attorney for Plaintiff by attorney for Defendant.

April 9, 1984

Petition for Intervention of Schneider, Inc. and Proposed Order filed by Mr. Kotarba on behalf of Schneider, Inc. Copies forwarded to all counsel of record by Mr. Kotarba.

-OVER-

*JAMES C. EASTLEY, INC.

VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Docket No. 846

~~Theodore A. Adler, Esquire~~
~~Joseph K. Biese, Esquire~~
Ronald M. Lucas, Esquire
Henry J. Costa, Jr., Esquire and
~~G. Kent Price, Esquire (outside counsel)~~
~~Lee C. Swartz, Esquire (outside counsel)~~
~~Michael G. Fox, Esquire (outside counsel)~~

CLOSED

August 23, 1983 Answer to Motion for Protective Order filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 23, 1983 Notice of Depositions filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 24, 1983 Pre-trial hearing held in Board's Courtroom No. at 1:30 p.m. on Motion to Compel, Answers to Interrogatories and Production of Records, Determination of entitlement of costs and counsel fees and oral deposition to witnesses to be taken in Philadelphia.

September 20, 1983 Stipulation filed by parties.

September 20, 1983 Stipulation signed by Judge Pace. Copies forwarded to attorney for Plaintiff and attorney for Defendant.

October 14, 1983 Amendments to Notice of Oral Depositions filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 1, 1983 Defendant's Answers to Plaintiff's 1st Set of Interrogatories and Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 11, 1984 Notice of Application for Order under Rule 4019(b) filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 13, 1984 Petition to Disqualify W. Hoff, Reager, Salkowitz and Adler as Counsel for Claimant filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 1, 1984 Answer to Notice of Application for Order Under Rule 4019(b) filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 13, 1984 Proscipe to Withdraw Appearance filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

OVER

*JAMES C. EASTLEY, INC.

VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Docket No. 846

~~Theodore A. Adler, Esquire~~
~~Joseph K. Pierce, Esquire~~
Ronald M. Lucas, Esquire
Henry J. Costa, Jr., Esquire and
~~G. Kent Price, Esquire (outside counsel)~~
Lee C. Swartz, Esquire (outside counsel)
Michael C. Fot, Esquire (outside counsel)

CLOSED

JULIUS ROSENBERG

FORM 30-PR

November 29, 1982 Complaint and filing fee filed. Amount of Claim: \$1,679,104.98+.

November 30, 1982 Copies of Complaint forwarded to attorney for Defendant and Deputy Attorney General.

December 14, 1982 Amendment to Complaint filed by attorney for Plaintiff.

February 1, 1983 Answer to Amended Complaint and New Matter filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 25, 1983 Plaintiff's Interrogatories to Defendant (1st Set) and Request for Production of Documents filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 1, 1983 Reply to New Matter filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

June 3, 1983 First Notice of Oral Deposition filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

June 3, 1983 Defendant's Answers to Plaintiff's First Set of Interrogatories and Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

July 19, 1983 Proposed Order and Motion to Compel Answers to Interrogatories filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

July 25, 1983 Answer to Motion to Compel filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

August 1, 1983 Motion for a Protective Order and Proposed Order filed by attorney for Plaintiff. Copies forwarded to attorney for Defendant by attorney for Plaintiff.

August 11, 1983 Copy of Answers to Interrogatories (3-volume set) as filed in Commonwealth Court relative to Briscoe case (companion case) received from attorney for Defendant.

-OVER-