

Brian W. Ashbaugh, Esquire

Henry J. Costa, Jr., Esquire

GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR & ASSOCIATES,
INC., a joint venture
vs.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

CLOSED



December 6, 1982 Complaint filed. Amount of claim: \$611,953.41+.

December 6, 1982 Request made by telephone call for filing fee.

December 9, 1982 Filing fee received. Copies of Complaint forwarded to attorney for Defendant and Deputy Attorney General.

January 13, 1983 Preliminary Objections and Memorandum filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

January 26, 1983 Preliminary Objections to Preliminary Objections of Respondent and Memorandum in Support filed by attorney for plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.

February 23, 1983 Answer to Preliminary Objections and Brief in support filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 4, 1983 Motion to Strike Answer of Respondent to Claimant's Preliminary Objections and Brief in Support filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

March 16, 1983 Answer of Respondent to Claimant's Motion to Strike Response to Claimant's Preliminary Objections, Memorandum in support and proposed Order filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 29, 1983 The Board rendered the following Order: "AND NOW, this 29th day of March, 1983, upon consideration of Respondent's Answer to Claimant's Motion to Strike, it is hereby held and decreed that Respondent's Answer to Claimant's Preliminary Objections was timely and properly filed in accordance with this Board's rules, practices and procedures. It is further held that said answer contained no additional facts not already of record before this Board. Therefore, no verification was required. Hence, Claimant's Motion to Strike is without merit and must be dismissed." Copies forwarded to attorney for plaintiff and attorney for defendant.

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GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR AND ASSOCIATES, INC.
a joint venture

Brian W. Ashbaugh, Esquire

Docket No. 850

-continued-

VS.
COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

Henry J. Costa, Jr., Esquire

CLOSED

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

June 21, 1983 Amended Statement of Claim filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

June 31, 1983 The Board rendered an Opinion and made the following Order: "AND NOW, this 30th day of June 1983, the Preliminary Objections of the Plaintiff to the Preliminary Objections of the Defendant are hereby DENIED. To prevent any misinterpretation as to the time schedule as set forth by this Opinion and the prior Opinion of this Board dated June 3, 1983 and all dates and times referred to therein. Accordingly, the Plaintiff is GRANTED thirty (30) days in which to file an Amended Complaint in conformity to this Opinion and the Opinion of June 3, 1983. The thirty (30) days shall start to run from June 3, 1983." Copies forwarded to attorney for plaintiff and attorney for defendant.

July 27, 1983 Respondent's Answer with New Matter to Claimant's Amended Statement of Claim filed by attorney for Defendant. Copies forwarded to attorney for Plaintiff by attorney for Defendant.

August 2, 1983 Respondent's Motion for Impleader and proposed Order filed by attorney for defendant. Copies forwarded to attorney for plaintiff by attorney for defendant.

August 10, 1983 Reply to Respondent's Answer with New Matter to Claimant's Amended Statement of Claim as well as New Matter filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

August 19, 1983 Answer to Motion for Impleader and Brief filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

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GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR AND ASSOCIATES, INC.

Brian W. Ashbauch, Esquire

Docket No. 850

VS
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Henry J. Costa, Jr., Esquire
~~Richard J. ...~~

-continued-

CLOSED

January 12, 1984 Claimant's Second Set of Interrogatories to Respondent filed by attorney for Plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

January 23, 1984 Supplemental Answers to Respondent's Original and Revised Original Interrogatories filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

February 2, 1984 Motion for Judgment on the Pleadings and Brief filed by attorney for plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.

February 8, 1984 The Board made the following Order: "Claimant, in the above matter, on February 2, 1984, filed with the Board of Claims, a Motion for Judgment on The Pleadings together with a Brief in Support Thereof. By this Order Respondent is DIRECTED to file a response to Claimant's Motion within fifteen (15) days of the date hereof. This Order further confirms the Board's adherence to the dates scheduled for hearing on the matter commencing on March 17, 1984 at 10 a.m. Pleading of this nature, at this late stage of the matter, will not be a cause for continuance."
Date: February 8, 1984 Copies forwarded to attorney for plaintiff and attorney for defendant.

February 13, 1984 Depositions of Jonathan Green, James Grafton and Dolores Legue filed.

February 17, 1984 Respondent's Answer with Countermotion to Claimant's Motion for Judgment on the Pleadings and Supporting Brief filed by attorney for defendant. Copies forwarded to attorney for plaintiff by attorney for defendant.

February 17, 1984 Respondent's Answers and Objections to Claimant's 2nd Set of Interrogatories to Respondent filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

February 27, 1984 Respondent's Supplemental Answer to Claimant's Second Set of Interrogatories filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

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GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR AND ASSOCIATES, INC.

VS.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Brian W. Ashbaugh, Esquire

-continued-

Henry J. Costa, Jr., Esquire
~~Richard Jackson, Esquire~~

Docket No. 850

CLOSED

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REVISED 10-30-77

March 6, 1984 Claimant's Answer to Respondent's Counter-motion for Counsel Fees and Costs and Proposed Order as well as Claimant's Brief in Opposition to Respondent's Counter-motion for Counsel Fees and Costs filed by attorney for plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.

March 8, 1984 Petition for Leave to Amend Respondent's Answer with New Matter to Claimant's Amended Statement of Claim filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 13, 1984 Motion to Dismiss Objections and Compel Answers to Interrogatories filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

March 16, 1984 The Board rendered an Opinion and made the following Order: "AND NOW, this 16th day of March, 1984, Claimant's Motion to Dismiss Objections and Compel Answers to Interrogatories is hereby DENIED." Copies forwarded to attorney for plaintiff and attorney for defendant.

March 16, 1984 The Board rendered an Opinion and made the following Order: "AND NOW, this 16th day of March, 1984, upon due consideration of the pleadings and submissions of the parties, it is the Order of the Board of Claims that Claimant's Motion For Judgment on the Pleadings is DENIED and further, Respondent's Counter-Motion for attorney's fees and costs is DENIED." Copies forwarded to attorney for plaintiff and attorney for defendant.

March 16, 1984 The Board made the following Order: "AND NOW, this 16th day of March, 1984, the Board of Claims having received Respondent's Petition for Leave to Amend Respondent's Answer with New Matter to Claimant's Amended Statement of Claim and having reviewed the same, hereby denies the said Petition as untimely filed. It is so ORDERED." Copies forwarded to attorney for plaintiff and attorney for defendant.

March 20, 1984 Copies of Subpoena filed by attorney for defendant.

March 21, 1984 Copy (as forwarded to attorney for plaintiff) of potential trial exhibits in accordance with Respondent's Answer to Claimant's Interrogatory No. 2 (2rd Set) filed by attorney for defendant.

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Brian W. Ashbaugh, Esquire

GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR & ASSOCIATES, INC.,
a joint venture

VS.

Henry G. Costello, Esquire

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF GENERAL SERVICES

CLOSED

March 21, 1984 The Board rendered an Amended Opinion: "The Opinion issued heretofore under date of March 16, 1984, hereby corrected so that the last sentence of said Opinion shall read as follows: 'Further, the Board does not find the actions of the Claimant, in this litigation, to be in bad faith.' The Order is not changed. Dated: March 21, 1984" Copies forwarded to attorney for plaintiff and attorney for defendant.

March 22, 1984 Respondent's Supplement: Answer to Claimant's 2nd Set of Interrogatories filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

March 22, 1984 Copies of Subpoena filed by attorney for defendant.

March 22, 1984 Copy (as forwarded to attorney for plaintiff) of additional potential trial exhibits in accordance with Respondent's Answer to Claimant's Interrogatory No. 2 (2nd Set) filed by attorney for defendant.

March 27, 1984 Hearing held in Board's Court Room at 10 a.m.

March 27, 1984 Respondent's supplemental Answers to Claimant's 1st Set of Interrogatories filed at time of hearing by attorney for defendant. Copy given to attorney for plaintiff by attorney for defendant at time of hearing.

March 27, 1984 Claimant's Trial Memorandum Re: Contract Interpretation and Proof of Damage filed by attorney for plaintiff at time of hearing. Copy given to attorney for defendant by attorney for plaintiff at time of hearing.

March 28, 1984 Hearing held in Board's Court Room at 10 a.m.

March 29, 1984 Hearing scheduled for this date, cancelled due to snow.

March 28, 1984 Commonwealth's Memorandum of Law Re: Parol Evidence Rule filed by attorney for defendant at time of hearing. Copy given to attorney for plaintiff by attorney for defendant at time of hearing.

March 30, 1984 Hearing held in Board's Court Room at 10 a.m.

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GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR AND ASSOCIATES, INC.
a joint venture

VS.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Brian W. Astbaugh, Esquire

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Henry J. Costa, Jr., Esquire

Docket No. 850

CLOSED



April 3, 1984 Hearing held in Board's Court Room at 10 a.m.

April 4 1984 Hearing held in Board's Court Room at 10 a.m.

April 5, 1984 Hearing held in Board's Court Room at 10 a.m.

April 6, 1984 Hearing held in Board's Court Room at 10 a.m. Hearing to be continued to April 11, 12,
and 13, 1984. All parties and court reporter notified at hearing.

April 5, 1984 Hearing scheduled for April 11, 1984, at 10 a.m. continued until April 11, 1984, at
2 p.m. All counsel of record notified. Court Reporter notified.

April 11, 1984 Hearing held in Board's Court Room at 2 p.m.

April 12, 1984 Hearing held in Board's Court Room at 10 a.m.

April 13, 1984 Hearing scheduled for this date, cancelled. Case continued.

May 8, 1984 Hearing scheduled for July 10 through July 13, 1984 as well as, July 17 through July 20,
1984, if necessary, at 10 a.m.

June 1, 1984 Testimony of hearing held March 27, 28 and 30, 1984 filed.

June 5, 1984 Copy of testimony of hearing held March 27, 28 and 30, 1984 forwarded to attorney for
defendant.

July 3, 1984 Testimony of hearing held April 3 and 4, 1984 filed. Copies forwarded to attorney for
defendant.

July 5, 1984 Testimony of hearing held April 5, 6, 11 and 12, 1984 filed. Copies forwarded to attorney
for defendant.

July 10, 1984 Hearing held in Board's Court Room at 10 a.m.

July 11, 1984 Hearing held in Board's Court Room at 10 a.m.

GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR & ASSOCIATES,
INC., a joint venture
VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Brian W. Ashbaugh, Esquire

Henry J. Costa, Jr., Esquire

CLOSED

July 12, 1984 Hearing held in Board's Court Room at 10 a.m.

July 13, 1984 Hearing held in Board's Court Room at 10 a.m.

July 17, 1984 Hearing held in Board's Court Room at 10 a.m. Case completed.

August 10, 1984 Testimony of hearing held July 10, 11, 12 and 13, 1984 filed.

August 13, 1984 Copies of testimony of hearing held July 10, 11, 12 and 13, 1984 forwarded to attorney for defendant.

August 17, 1984 Testimony of hearing held July 17, 1984 filed.

August 18, 1984 Copy of testimony of hearing held July 17, 1984 forwarded to attorney for defendant.

October 1, 1984 Claimant's Motion For Additional Time in Which to File Findings of Fact and Conclusions of Law and Proposed Order filed by attorney for plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.

October 2, 1984 The Board made the following Order: "AND NOW, this 2nd day of October, 1984, upon receipt of a Motion For Additional Time in Which to File Findings of Fact and Conclusion of Law received from Brian W. Ashbaugh, attorney for the Plaintiff, docketed with this Board under date of October 1, 1984, and the board finding that this is a reasonable request, the Plaintiff is GRANTED until October 29, 1984 in which to file his Findings of Fact, Conclusions of Law and Brief in Support Thereof in the above entitled matter".

October 3, 1984 Copies of Order dated October 2, 1984, forwarded to attorney for plaintiff and attorney for defendant.

October 26, 1984 Claimant's Findings of Fact and Conclusions of Law and Claimant's Post-Trial Brief filed by attorney for plaintiff. Copies forwarded to attorney for defendant by attorney for plaintiff.

CLOSED

Brian W. Ashbaugh, Esquire - continued-

GREEN INTERNATIONAL, INC. AND MCCORMICK, TAYLOR AND ASSOCIATES, INC. a joint venture

VS.

V. Edwin Jackson, Assistant Counsel
Henry J. Costa, Jr., Esquire
Michael Jankowski, Esquire (co-counsel)

COMMONWEALTH OF PENNSYLVANIA, ATTORNEY GENERAL SERVICES

November 21, 1984 Motion for Extension of Time within which to File Proposed Findings of Fact, Conclusions of Law and supporting Memorandum of Law filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

November 26, 1984 Opposition to Respondent's Motion for Extension of Time Within Which to File Proposed Findings of Fact, Conclusions of Law and Supporting Memorandum of Law. Copy forwarded to attorney for defendant by attorney for plaintiff.

November 29, 1984 The Board rendered an Opinion and made the following Order: "AND NOW, this 29th day of November, 1984, upon reviewing the Motion of the Department of General Services and the allegations contained therein and upon reviewing Opposition to said Motion and the allegations contained therein, the Board is of the opinion there is justifiable cause to grant to the Respondent the requested extension of time in which to file said Proposed Findings of Fact, Conclusions of Law and Supporting Memorandum thereof, and the new date shall be on or before December 31, 1984. Copies forwarded to attorney for Plaintiff and attorney for Defendant.

December 31, 1984 Respondent's Findings of Facts, Conclusions of Law and Brief in Support Thereof filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 16, 1985 Claimant's Reply Brief filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 29, 1985 Respondent's Brief in Response to Claimant's Reply Brief filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

September 23, 1985 The Board rendered an Opinion and made the following Order: "AND NOW, this 23rd day of September, 1985, judgment is hereby entered in favor of the Claimant, Green International, Inc. and McCormick, Taylor & Associates, Inc., a joint venture and against the Respondent, Commonwealth of Pennsylvania, Department of General Services

GREEN INTERNATIONAL, INC. and
MCCORMICK, TAYLOR and ASSOCIATES, INC.,
a joint venture

Erian W. Asibaugh, Esquire

DOCKET NO. 850

CLOSED

VS.

~~COMMONWEALTH OF PENNSYLVANIA,~~
DEPARTMENT OF GENERAL SERVICES

V. Edwin Jackson, Assistant Counsel
Michael Jankowski, Esquire (Co-counsel)

September 23, 1985 In the amount of One Hundred Fifty-Seven Thousand Four Hundred Forty-Six Dollars and
(continued) Sixty-Eight Cents (\$157,446.68) together with interest at the legal rate of six (6%)
percent per annum beginning from July 27, 1981. Each party to bear its own costs."

September 25, 1985 Copies of Opinion and Order dated September 23, 1985 forwarded to attorney for
Plaintiff and attorney for Defendant.

October 7, 1985 Motion for Post-Trial Relief filed by attorney for Defendant. Copy forwarded to
attorney for Plaintiff by attorney for Defendant.

October 7, 1985 Entry of Appearance filed by Mr. Jankowski on behalf of attorney for Defendant. Copy
forwarded to attorney for plaintiff by attorney for Defendant.

October 10, 1985 Proposed Order to Motion for Post-trial Relief filed by attorney for defendant. Copy
forwarded to attorney for plaintiff by attorney for defendant.

October 17, 1985 Claimant's Motion to Dismiss Respondent's Motion for Post-Trial Relief, Claimant's
Answer to Motion for Post-Trial Relief and Claimant's Cross Motion for Post-Trial
Relief filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by
attorney for Plaintiff.

October 24, 1985 Copy of Petition for Review as filed in Commonwealth Court filed by attorney for
Defendant.

October 25, 1985 Cross-Petition for Review as filed in Commonwealth Court filed by attorney for
Plaintiff. Copy forwarded to attorney for defendant by attorney for Plaintiff.

October 29, 1985 Petition for Review received from Commonwealth Court (No. 2862 C.D. 1985)

November 4, 1985 Cross Petition for Review received from Commonwealth Court. (No. 2875 C.D. 1985)

November 5, 1985 Respondent's Answer to Claimant's Motion to Dismiss Respondent's Motion for
Post-Trial Relief; Respondent's Reply to Claimant's Answer to Respondent's Motion for
Post-Trial Relief and Respondent's Answer to Claimant's Cross-Motion for Post-Trial
Relief filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by
attorney for Defendant.

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GREEN INTERNATIONAL, INC. and
MCCORMICK, TAYLOR and ASSOCIATES, INC.,
a joint venture

Brian W. Ashbaugh, Esquire

Locket No. 850

CLOSED

VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES,
Michael Jankowski, Esquire (Co-counsel)
W. Edwin Jackson, Assistant Counsel



FORM
30-FR

December 2, 1985 Amended Opinion rendered by the Board. Copies forwarded to attorney for Plaintiff and attorney for Defendant.

December 5, 1985 File transmitted to Commonwealth Court.

December 16, 1985 Copy of Motion for Immediate Remand to the Board of Claims or, in the Alternative, a Motion for Affirmation of the Amended Opinion and Order of the Board of Claims Dated December 2, 1985 as filed in Commonwealth Court filed by attorney for Defendant.

December 18, 1985 Motion to Vacate Amended Opinion and Brief in Support of filed by attorney for Plaintiff. Copies forwarded to attorney for Defendant by attorney for Plaintiff.

December 24, 1985 Copy of Response to Motion for Immediate Remand as filed in Commonwealth Court by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

January 2, 1986 Copy of Petition for Review as filed in Commonwealth Court filed by attorney for Plaintiff.

January 7, 1986 Petition for Review received from Commonwealth Court. (NO. 28 C.A.D. 1986)

January 10, 1986 File transmitted to Commonwealth Court.

May 14, 1986 Copy of Notice of Discontinuance received from Commonwealth Court. Order as follows: "This is to notify you that the above-captioned matter has been withdrawn, discontinued and ended".

May 14, 1986 File concerning No. 28 C. D. 1986 returned from Commonwealth Court.

January 9, 1987 Copy of Opinion and Order received from Commonwealth Court. Order as follows: "NOW January 8, 1987, the order of the Board of Claims, dated September 23, 1985, docket No. 850, entering judgment for Green International, Inc. and McCormick, Taylor & Assoc., Inc., and against the Commonwealth of Pennsylvania, Department of General Services, in the amount of \$157,446.68 is vacated and the case remanded to the board

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CLOSED

Brian W. Ashbaugh, Esquire

GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR and ASSOCIATES, INC.,
a joint venture

Michael Jankowski, Esquire (Co-counsel)
W. Edwin Jackson, Assistant Counsel

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

January 9, 1987 with the direction that it enter judgment for Green International, Inc. and McCormick, Taylor & Assoc., Inc. in the amount of \$13,477.03 with interest at the rate of six (6%) percent per annum beginning from July 27, 1981. Jurisdiction relinquished.

October 21, 1987 Disposition of Petition for Allowance of Appeal from Commonwealth Court denied September 2, 1987. (No. 83 W.D. Allocatur DK. 87)

October 21, 1987 file returned from Commonwealth Court.

August 5, 1988 The Board rendered an Opinion and made the following Order: "AND NOW, this 5th day of August, 1988, in accordance with the above-stated Order of the Commonwealth Court, judgment is hereby entered in the favor of the Plaintiff, Green International, Inc. and McCormick, Taylor & Associates, Inc., a joint venture, and against the Defendant, Commonwealth of Pennsylvania, Department of General Services in the amount of Thirteen Thousand Four Hundred Seventy-Seven Dollars and Three Cents (\$13,477.03) with interest at the rate of six (6%) percent per annum beginning from July 27, 1981."

August 8, 1988 copies of Opinion and Order dated August 5, 1988 forwarded to attorney for Plaintiff and attorney for Defendant.

August 10, 1988 acceptance of Service of Opinion and Order dated August 5, 1988 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant August 9, 1988.

August 15, 1988 acceptance of Service of Opinion and Order dated August 5, 1988 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff August 10, 1988.

June 19, 1989 Praecipe to Satisfy the Judgment filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

GREEN INTERNATIONAL, INC. and
McCORMICK, TAYLOR and ASSOCIATES, INC.,
a joint venture

Brian W. Ashbaugh, Esquire

Locket No. 850

CLOSED

VS.
COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Michael Jankowski, Esquire (Co-Counsel)
W. Edwin Jackson, Assistant Counsel
John J. Buchy, Jr., Chief of Litigator

FORM
30 FR

June 21, 1989 The Board made the following Order: "AND NOW, this 21st day of June, 1989, upon receipt of Praecipe to Satisfy the Judgment to mark the above-captioned matter "satisfied", executed by Brian W. Ashbaugh, Esquire, on behalf of Plaintiff, same of which is docketed with this Board under date of June 19, 1989, it is ORDERED and DIRECTED that said case be marked settled, discontinued and ended with prejudice." Copy forwarded to attorney for Plaintiff and attorney for Defendant.

June 27, 1989 Acceptance of Service of Order dated June 21, 1989 received from attorney for Defendant. Receipt of same acknowledged by attorney for Defendant June 22, 1989.

June 27, 1989 Acceptance of Service of Order dated June 21, 1989 received from attorney for Plaintiff. Receipt of same acknowledged by attorney for Plaintiff June 23, 1989.