

SOLAR CONSTRUCTION COMPANY, INC.

James R. Barozzini, Esquire

Docket No. 881

Vs.

COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF GENERAL SERVICES

Michael Janjowski, Esquire
Henry J. Costa, Jr., Esquire

CLOSED

DATE: 5/12/84



April 22, 1983 Complaint and filing fee filed. Amount of Claim: \$547,340.84.

April 29, 1983 Copies of Complaint forwarded to attorney for Defendant and Deputy Attorney General.

May 27, 1983 Preliminary Objections to Claimant's Claim filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

June 13, 1983 Plaintiff's Response to Defendant's Preliminary Objections filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

August 16, 1983 The Board rendered an Opinion and made the following Order: "AND NOW, this 16th day of August 1983, the Board issues the following Order: A. James W. Stevenson, President of Solar Construction Company, Inc. will be eliminated as a Plaintiff in this case. E. The Demurrer and the Petition Raising Defense of Lack of Capacity to Sue is hereby DENIED. Defendant is given thirty (30) days from the date of this order in which to file responsive pleadings in conformity with this Opinion." Copies forwarded to attorney for plaintiff and attorney for defendant.

September 14, 1983 Answer with New Matter and Counterclaim filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

October 13, 1983 Reply to New Matter and Counterclaim filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

October 20, 1983 Defendant's Interrogatories Addressed to Claimant (First Set) filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

December 20, 1983 Answers to Interrogatories filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

March 15, 1984 Interrogatories Addressed to Defendant (1st Set) filed by attorney for plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

May 8, 1984 Defendant's Answers to Claimant's Interrogatories filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

SOLAR CONSTRUCTION COMPANY, INC.
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May 17, 1984 Defendant's Motion for Judgment or the Pleadings filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

May 17, 1984 Memorandum of Law in Support of Defendant's Motion for Judgment on the Pleadings filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

May 29, 1984 Memorandum of Law in Support of Claimant's Reply filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

May 29, 1984 Claimant's Reply to Defendant's Motion for Judgment on the Pleadings filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

September 18, 1984 The Board rendered an Opinion and made the following Order: "AND NOW, this 18th day of September, 1984, the request of the Defendant in the Nature of a Judgment on the Pleading is DENIED. This case will be listed for a Hearing in the immediate future." Copies of Opinion and Order forwarded to attorney for Plaintiff and attorney for Defendant.

September 25, 1984 Notice of Deposition of James W. Stevenson filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

November 1, 1984 Request for Production of Documents filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

November 21, 1984 Defendant's Answer to Plaintiff's Request for Production of Documents filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

December 6, 1984 Precept for Entry of Appearance of Michael Jankowski filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

January 10, 1985 Notice of Deposition of James R. Barozzini filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

February 7, 1985 Hearing scheduled for April 6 through April 19, 1985, as well as, April 23 through April 26, 1985 to be held in Board's Conference Room.

Noted

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February 20, 1985 Claimant's Interrogatories Addressed to Defendant and Claimant's Petition for Sanctions filed by attorney for Plaintiff. Copy forwarded to attorney for Defendant by attorney for Plaintiff.

March 14, 1985 Deposition of James R. Stevenson filed by attorney for Defendant.

March 14, 1985 Certificate of Service of Defendant's Interrogatories to Claimant (Second Set) filed by attorney for Defendant. Copy forwarded to attorney for Plaintiff by attorney for Defendant.

April 4, 1985 Answer to Claimant's Petition for Sanctions and Answers to Claimant's Interrogatories Addressed to Defendant filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

April 16, 1985 Hearing held in Board's Court Room at 10 a.m.

April 17, 1985 Hearing held in Board's Court Room at 10 a.m.

April 17, 1985 Answers to Defendant's Interrogatories to Claimant (Second Set) filed by atty. for Pltff. at time of hearing. Copies given to all parties at time of hearing.

April 18, 1985 Hearing held in Board's Court Room at 10 a.m.

April 19, 1985 Hearing held in Board's Court Room at 10 a.m. (Verbally) The Motion for Lack of Jurisdiction Granted -- Decree nisi issued.

June 4, 1985 Testimony of hearing held April 16, 1985 filed. Copy forwarded to attorney for Defendant.

July 18, 1985 Testimony of hearing held April 17, 1985 filed. Copy forwarded to attorney for Defendant.

August 5, 1985 Testimony of hearing held April 18 and 19, 1985 filed.

August 6, 1985 Copies of testimony forwarded to attorney for Defendant.

CLOSED

September 4, 1985 Claimant's Brief in Support of it's Request for Board to Reverse it's Decree Nisi of April 19, 1985 filed by attorney for Plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

September 6, 1985 Memorandum in Support of the Board's Decree Nisi filed by attorney for Defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

September 17, 1985 Reply of Commonwealth of Pennsylvania, Department of General Services to the Brief of Claimant, Solar Construction Company filed by attorney for Defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

September 24, 1985 Motion to Strike Defendant's Brief filed by attorney for Plaintiff. Copy forwarded to attorney for defendant by attorney for plaintiff.

September 24, 1985 Answer to Claimant's Motion to Strike filed by attorney for defendant. Copy forwarded to attorney for plaintiff by attorney for defendant.

November 12, 1985 The Board rendered an Opinion and made the following Order: "AND NOW, this 12th day of November, 1985, upon due consideration of that which has been filed by the Plaintiff, Solar Construction Company, Inc., the Rule Nisi of this Board dated April 19, 1985, is made absolute." Copies forwarded to attorney for plaintiff and attorney for defendant.

December 5, 1985 Petition to Proceed in Forma Pauperis filed by attorney for Plaintiff. Copy forwarded to attorney for defendant by attorney for Plaintiff.

December 6, 1985 The board made the following Order: "AND NOW, to wit, this 6th day of December, 1985, upon motion of James R. Barozzini it is hereby ORDERED and DECREED that Petitioner, Solar Construction Company, Inc., be allowed to proceed in FORMA PAUPERIS upon its appeal to the Commonwealth Court of Pennsylvania of the within matter." Copies forwarded to attorney for Plaintiff and attorney for Defendant.

December 12, 1985 Notice of Appeal as filed in Commonwealth Court: filed by attorney for Plaintiff. Copy forwarded to attorney for defendant by attorney for Plaintiff.

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UNIVERSITY MICROFILMS



January 2, 1986	Copy of Petition for Review as filed in Commonwealth Court filed by attorney for Plaintiff.
January 9, 1986	Petition for Review received from Commonwealth Court. (No. 3475 C.D. 1985)
February 19, 1986	File transmitted to Commonwealth Court.
May 5, 1987	Copy of Opinion and Order received from Commonwealth Court. Order as follows: "NOW, May 4, 1987, the Order of the Board of Claims at Docket No. 881, dated November 12, 1985, is hereby affirmed."
July 7, 1987	File received from Commonwealth Court.