

2:12-cv-1595

CLOSED,ECF

US Court of Federal Claims
United States Court of Federal Claims (COFC)
CIVIL DOCKET FOR CASE #: 1:13-cv-00459-SGB
Internal Use Only

VITTI & VITTI & ASSOCIATES v. USA
Assigned to: Judge Susan G. Braden
Cause: 28:1491 Tucker Act

Date Filed: 07/05/2013
Date Terminated: 12/11/2013
Jury Demand: None
Nature of Suit: 134 Contract - Other
Jurisdiction: U.S. Government
Defendant

Plaintiff

VITTI & VITTI & ASSOCIATES
*Successors in interest to Louis P. Vitti
& Associates, P.C., Louis P. Vitti and
Edith Moen Vitti*

represented by **Louis P. Vitti**
Vitti & Vitti & Associates, P.C.
215 Fourth Avenue
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(Inactive)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RECEIVED

DEC 10 11

CLERK, U.S. DISTRICT COURT
WEST. DIST. OF PENNSYLVANIA

V.


Defendant

USA

represented by **Shelley Dawn Weger**
U.S. Department of Justice - Civil
Division (G)
Post Office Box 480
Ben Franklin Station
Washington, DC 20044
(202) 616-1273
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
07/05/2013	<u>1</u>	There has been filed this day, on behalf of the parties, the record as transferred from the United States District Court for the District of Western Pennsylvania (Pittsburgh), Case No.12-cv-01595-NBF. Original File consisting of Order, Amended Complaint, Motion to transfer, and docket


		sheet. Transfer Complaint due by 8/5/2013. (Attachments: # <u>1</u> Supplement Order, # <u>2</u> Supplement Motion to transfer, # <u>3</u> Supplement Docket Sheet, # <u>4</u> Supplement Amended Complaint) (bre) (Entered: 07/08/2013)
07/05/2013	<u>2</u>	NOTICE of Assignment to Judge Susan G. Braden. (bre) (Entered: 07/08/2013)
07/05/2013	<u>3</u>	NOTICE of Designation of Electronic Case. (bre) (Entered: 07/08/2013)
07/05/2013	<u>4</u>	ORDER:This case has been designated as an electronic case in the court's case management/electronic case filing (CM/ECF) system. In addition to complying with the courts policy concerning CM/ECF, contained in Appendix E to the Rules of the Court and the Notice of Designation filed by the Clerks Office, counsel are directed to provide a hard copy of all filings that exceed 100 pages, including any appendices or exhibits. The hard copy shall be delivered to the Clerks Office for delivery to chambers and shall be addressed in a manner to ensure prompt delivery to the undersigned's chambers. All filings shall comply with the courts rules which are available on the court's website at www.uscfc.uscourts.gov. Signed by Judge Susan G. Braden. (bre) Copy to parties. (Entered: 07/08/2013)
07/22/2013	<u>5</u>	TRANSFER COMPLAINT against USA (One copy to Department of Justice), filed by VITTI & VITTI & ASSOCIATES. Answer due by 9/20/2013. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E)(bre) (Entered: 07/22/2013)
07/31/2013	<u>6</u>	NOTICE of Appearance by Shelley Dawn Weger for USA . (Attachments: # <u>1</u> certificate of service)(Weger, Shelley) (Entered: 07/31/2013)
09/20/2013	<u>7</u>	MOTION to Dismiss pursuant to Rule 12(b)(1) , filed by USA. Response due by 10/21/2013. (Attachments: # <u>1</u> Appendix)(Weger, Shelley) (Entered: 09/20/2013)
09/30/2013	<u>8</u>	RESPONSE to <u>7</u> MOTION to Dismiss pursuant to Rule 12(b)(1) , filed by All Plaintiffs. Reply due by 10/18/2013. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8, # <u>9</u> Exhibit 9, # <u>10</u> Exhibit 10, # <u>11</u> Exhibit 11, # <u>12</u> Exhibit 12, # <u>13</u> Exhibit 13, # <u>14</u> Exhibit 14, # <u>15</u> Exhibit 15, # <u>16</u> Exhibit 16, # <u>17</u> Exhibit 17, # <u>18</u> Exhibit 18)(Vitti, Louis) (Entered: 09/30/2013)
10/09/2013	<u>9</u>	MOTION to Stay all deadlines in light of lapse in appropriations , filed by USA. Response due by 10/28/2013. (Bynum, Deborah) (Entered: 10/09/2013)
10/10/2013	<u>10</u>	ORDER granting <u>9</u> Motion to Stay Signed by Judge Susan G. Braden. (mre) Copy to parties. (Entered: 10/10/2013)
10/18/2013		ORDER LIFTING STAY. The Clerk of Court is directed to lift the stay in this case. All deadlines in this case are hereby extended by sixteen (16) days, commensurate with the lapse of appropriations. Deadlines are to be calculated pursuant to RCFC 6. Signed by Judge Susan G.

		Braden. (mre) Copy to parties. (Entered: 10/18/2013)
11/04/2013	<u>11</u>	REPLY to Response to Motion re <u>7</u> MOTION to Dismiss pursuant to Rule 12(b)(1) , filed by USA. (Weger, Shelley) (Entered: 11/04/2013)
12/09/2013	<u>12</u>	UNPUBLISHED OPINION and ORDER. granting <u>7</u> Motion to Dismiss - Rule 12(b)(1). The Clerk is directed to enter judgment dismissing Count II and transferring Counts I and III to the United States District Court for the Northern District of Pennsylvania. Signed by Judge Susan G. Braden. (mre) Copy to parties. Modified on 12/12/2013 to correct pdf. (dls). (Entered: 12/09/2013)
12/11/2013	<u>13</u>	JUDGMENT entered, pursuant to Rule 58, dismissing, without prejudice, Count II of plaintiff's amended complaint and transferring Counts I and III to the United States District Court for the Western District of Pennsylvania for final disposition pursuant to 28 U.S.C. § 1631. (Copy to parties) (dls) Modified on 12/12/2013 to correct pdf. (dls). (Entered: 12/11/2013)
12/11/2013		(Court only) ***Civil Case Terminated. (dls) (Entered: 12/11/2013)

ECF
DOCUMENT

A TRUE COPY TEST: DEC 12 2013

Hazel C. Keahey
Clerk, U.S. Court of Federal Claims

By: 
Deputy Clerk