

17 North Second Street
15th Floor
Harrisburg, PA 17101-1503

Brian J. Knipe
(717) 237-4820
Brian.Knipe@bipc.com

T 717.237.4800
F 717.233.0852
www.bipc.com

April 12, 2010

VIA HAND DELIVERY

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor North
Harrisburg, PA 17120

Re: *Darlene Anne Notte v. Pennsylvania-American Water Company*,
Docket No. C-2010-2163913

Dear Secretary McNulty:

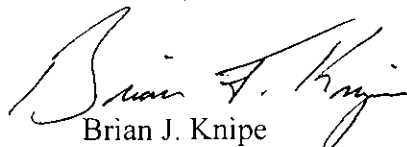
On April 5, 2010, Pennsylvania-American Water Company filed *Preliminary Objections* to the above-referenced Formal Complaint. After the filing was made, we discovered an error in the title of the *Preliminary Objections*, which appears on page 1 of that filing.

The title of the *Preliminary Objections* should read: "*Preliminary Objections of Pennsylvania-American Water Company to the Complaint of Darlene Anne Notte.*"

A corrected copy of page 1 is attached for your convenience.

Please note that the *Preliminary Objections*, as filed on April 5, 2010, bore the correct caption and docket number and were correct in all other respects.

Very truly yours,



Brian J. Knipe

For BUCHANAN INGERSOLL & ROONEY PC

BJK/paf

Enclosure

cc: Certificate of Service

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**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

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DARLENE ANNE NOTTE	:	
Complainant	:	
	:	
v.	:	Docket No. C-2010-2163913
	:	
PENNSYLVANIA-AMERICAN WATER	:	
COMPANY	:	
Respondent	:	

**PRELIMINARY OBJECTIONS OF PENNSYLVANIA-AMERICAN WATER
COMPANY TO THE COMPLAINT OF DARLENE ANNE NOTTE**

Pennsylvania-American Water Company (Respondent or the Company), by and through its attorneys, Buchanan Ingersoll & Rooney, PC, files these preliminary objections pursuant to 52 Pa. Code § 5.101, and moves to strike the request for monetary damages in the Formal Complaint filed by Darlene Anne Notte (Complainant). In support thereof, Respondent states as follows:

1. Complainant alleges that in February 2009, the Company was aware of a water leak on her property but failed to take meaningful and timely action to shut off Complainant's water or advise Complainant of the leak, resulting in increased water charges and damage to Complainant's property. Compl. ¶ 5 and May 15, 2009 letter attached to Compl.¹
2. Complainant requests that the Commission award her money damages for water damage to her property. Compl. ¶ 5 and May 15, 2009 letter attached to Compl.

¹ Attachments to the Formal Complaint, which are incorporated by reference in Complainants' allegations in Paragraph 5 of the Formal Complaint, include a letter written by Complainant and dated May 15, 2009, a plumbing and heating invoice dated February 13, 2009, and handwritten notes by an author that may or may not be Complainant.

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

DARLENE ANNE NOTTE
Complainant

v.

PENNSYLVANIA-AMERICAN WATER
COMPANY

Respondent

Docket No. C-2010-2163913

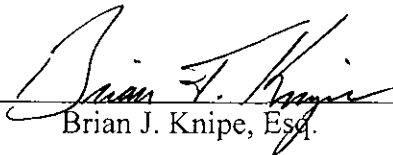
CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served upon the following persons on the attached service list, in the manner indicated, in accordance with the requirements of § 1.54 (relating to service by a participant).

Via First Class U.S. Mail

Darlene Anne Notte
2780 Bingham Drive
Pittsburgh, PA 15241

Dated: April 12, 2010



Brian J. Knipe, Esq.

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