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Attorneys for Complainant,
State Farm Fire and Casualty Company as
subrogee of Brittany Lehman and Nathan
Becker, Charles K. Powell, Jr., and
Anthony Cuthbertson

**Before The
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

STATE FARM FIRE AND CASUALTY	:	
COMPANY as subrogee of Brittany Lehman and	:	
Nathan Becker, Charles K. Powell, Jr., and Anthony	:	
Cuthbertson	:	
	:	
	:	
Complainant,	:	DOCKET NO. C-2014-2416206
	:	
v.	:	
	:	
UNITED WATER PENNSYLVANIA, INC.	:	
	:	
Defendant.	:	

**COMPLAINANT’S ANSWER TO NEW MATTER OF DEFENDANT,
UNITED WATER PENNSYLVANIA, INC.**

Complainant, State Farm Fire and Casualty Company as subrogee of Brittany Lehman and Nathan Becker, Charles K. Powell, Jr., and Anthony Cuthbertson, by and through its counsel, White and Williams LLP, hereby responds to the New Matter of Defendant United Water Pennsylvania, Inc. and avers as follows:

7. Plaintiff hereby incorporates by reference its averments to paragraphs 1 through 6 of the original Complaint as if the same were set forth fully at length herein.
8. Denied. This averment contains a legal conclusion to which no response or pleading is required.

9. Denied. This averment contains a legal conclusion to which no response or pleading is required. Furthermore, the truth and veracity of the averments contained in paragraph 9 are unknown to the Complainant and as such are denied. Strict proof is demanded.

10. Denied. This averment contains a legal conclusion to which no response or pleading is required.

11. Admitted.

12. Admitted.

13. Denied. The truth and veracity of the averments contained in paragraph 13 are unknown to the Complainant and as such are denied. Strict proof is demanded.

14. Denied. This averment contains a legal conclusion to which no response or pleading is required.


15. Denied. This averment contains a legal conclusion to which no response or pleading is required. Furthermore, the truth and veracity of the averments contained in paragraph 15 are unknown to the Complainant and as such are denied. Strict proof is demanded.

16. Denied. The truth and veracity of the averments contained in paragraph 16 are unknown to the Complainant and as such are denied. Strict proof is demanded.

17. Denied. This averment contains a legal conclusion to which no response or pleading is required. Furthermore, the truth and veracity of the averments contained in paragraph 17 are unknown to the Complainant and as such are denied. Strict proof is demanded.

WHEREFORE, Complainant, State Farm Fire and Casualty Company as subrogee of Brittany Lehman and Nathan Becker, Charles K. Powell, Jr., and Anthony Cuthbertson, respectfully requests that, pursuant to the Order of the Honorable Lawrence F. Stengel of the Middle District of Pennsylvania entered on July 17, 2013, that the PUC determines liability in this case and that the PUC also award interest, delay damages, costs, and any other relief that the Court deems appropriate.

WHITE AND WILLIAMS LLP

BY: 

Jason A. Plaza, Esq.
Attorneys for Complainant.
State Farm Fire and Casualty Company
as subrogee of Brittany Lehman and
Nathan Becker, Charles K. Powell, Jr.,
and Anthony Cuthbertson

Dated: 5/22/14

VERIFICATION

I, JASON A. PLAZA, ESQUIRE, hereby state that the facts set forth in the foregoing Answer to New Matter of Defendant United Water Pennsylvania, Inc. are true and correct to the best of my knowledge, information, and belief and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements made herein are made subject to the penalties of 18 Pa.C.S. Section 4904 (relating to unworn falsification to authorities).

Date: 5/22/14



Jason A. Plaza

CERTIFICATE OF SERVICE

I hereby certify that I have this 22nd day of May, 2014, served a true and correct copy of the foregoing Answer to New Matter of Defendant United Water Pennsylvania, Inc. upon the persons set forth below via first class mail:

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