

ANTANAVAGE FARBIARZ, PLLC  
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Attorneys for Defendant

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PENNSYLVANIA PUBLIC UTILITY COMMISSION BUREAU OF INVESTIGATION AND ENFORCEMENT	:	BEFORE THE PENNSYLVANIA PUBLIC UTILITY COMMISSION
	:	
	:	
Plaintiff,	:	Docket No.: C-2015-2474496
vs.	:	
	:	
	:	
UPTOWN LIMOUSINE AND CAR SERVICE, LLC	:	
Defendant,	:	

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**ANSWER TO PLAINTIFF'S COMPLAINT WITH NEW MATTER**

1. Denied. We do not have enough information to verify.
2. Admitted.
3. Admitted.
4. Denied. Respondent has maintained liability insurance for all of the periods in question. Attached hereto as Exhibit "A" and incorporated herein by reference is a Certificate of Insurance demonstrating the maintenance of proper insurance.
5. Denied. Paragraph five (5) contains a conclusion of law to which no response of pleading is required under Pennsylvania Rules of Civil Procedure

WHEREFORE, Defendant respectfully requests that the Complaint be dismissed and that an Order be entered in favor of Respondent and against Petitioner.

**NEW MATTER**

6. Paragraphs one (1) through five (5) are incorporated as though fully set forth herein.

7. Respondent has maintained insurance since at least May 19, 2014.

8. It is unnecessary to impose any fine or penalty on Respondent to ensure compliance.

9. It is unnecessary to cancel Certificate of Public Convenience as Respondent is and will remain in compliance.

WHEREFORE, Defendant respectfully requests that the Complaint be dismissed and that an Order be entered in favor of Respondent and against Petitioner.

Respectfully Submitted,


By: 

Russell E. Farbiarz, Esquire  
Antanavage Farbiarz, PLLC  
Attorneys for Defendants

**VERIFICATION**

I, Manuel Palaguachi, Member of Uptown Limousine & Car Service, LLC, verify that I are the Defendant in the within action; that the attached Answer and New Matter is based upon facts which we have personal knowledge or information furnished to me by counsel; that the language of the document is that of counsel and not our own; and that facts set forth in the foregoing document are true and correct to the best of our knowledge and belief. I understand that false statements herein are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

Date: 4/20/15

By:   
Manuel Palaguachi, Member of  
Uptown Limousine & Car Service, LLC

# Exhibit "A"



# CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)  
4/6/2015

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

**IMPORTANT:** If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

<b>PRODUCER</b> Knies Insurance Group Inc. 4641 Horseshoe Pike PO Box 640 Honey Brook PA 19344	<b>CONTACT NAME:</b> Greg Knies <b>PHONE (A/C No. Ext):</b> (610) 273-3756 <b>FAX (A/C No.):</b> (610) 273-2382	
	<b>E-MAIL ADDRESS:</b> greg@kniesinsurance.com	
<b>INSURED</b> Uptown Limousine & Car Service LLC. 926 Spring St. Reading PA 19604	<b>INSURER(S) AFFORDING COVERAGE</b>	
	<b>INSURER A:</b> Philadelphia Indemnity	<b>NAIC #</b> 18058
	<b>INSURER B:</b>	
	<b>INSURER C:</b>	
	<b>INSURER D:</b>	
	<b>INSURER E:</b>	

**COVERAGES**                      **CERTIFICATE NUMBER:** CL154602758                      **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<b>GENERAL LIABILITY</b> <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR  GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC			PHPK1308484	3/21/2015	3/21/2016	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
	<b>AUTOMOBILE LIABILITY</b> <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> NON-OWNED AUTOS			PHPK1308484	3/21/2015	3/21/2016	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	<b>UMBRELLA LIAB</b> <input type="checkbox"/> OCCUR <b>EXCESS LIAB</b> <input type="checkbox"/> CLAIMS-MADE  DED    RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	<b>WORKERS COMPENSATION AND EMPLOYERS' LIABILITY</b> ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			N/A			<input type="checkbox"/> WC STATUTORY LIMITS <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

<b>CERTIFICATE HOLDER</b>  PUC	<b>CANCELLATION</b> SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	<b>AUTHORIZED REPRESENTATIVE</b>  Greg Knies/GRK