

# ORIGINAL

December 5, 2005

## RECEIVED

DEC 05 2005

**VIA OVERNIGHT MAIL**

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

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Re: Larmel Inc. v. Pennsylvania-American Water Company  
Docket No. C-20055554

Dear Secretary McNulty:

On behalf of Pennsylvania American Water, I enclose an original and three copies of its Answer and New Matter to the Formal Complaint of Larmel Inc., an Entry of Appearance and Certificate of Service regarding this matter

As evidenced by the enclosed Certificate of Service, all parties to this proceeding have been duly served. Please time stamp the extra copy of this letter and return it to me in the stamped self-addressed envelope.

Respectfully submitted,



Seth A. Mendelsohn

Enclosures

c: Larmel Inc.  
Judy Jordan

Pennsylvania American Water

Seth A. Mendelsohn  
Corporate Counsel  
800 West Hersheypark Drive  
Hershey, PA 17033 USA  
T 717-533-5000  
F 717-531-3252  
E [seth.mendelsohn@amwater.com](mailto:seth.mendelsohn@amwater.com)  
I: [www.pawc.com](http://www.pawc.com)

COMMONWEALTH OF PENNSYLVANIA  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

In the matter of:

Re: Larmel Inc. v. Pennsylvania-American Water Company  
Docket No. C-20055554

NOTICE OF APPEARANCE

Please enter my appearance in the above-designated matter on behalf of Respondent, Pennsylvania American Water. I am authorized to accept service on behalf of said participant in this matter. I am already receiving or have access to a copy of each document issued by the Pennsylvania Public Utility Commission in this matter and do not on the basis of this notice require an additional copy.

DOCUMENT  
FOLDER

*Seth A. Mendelsohn*

Seth A. Mendelsohn  
800 West Hershey Park Drive  
Hershey, Pennsylvania 17033  
(717) 533-5000

RECEIVED

DEC 05 2005

Dated: December 5, 2005

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

DOCKETED  
DEC 14 2005

BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION

RECEIVED

DEC 05 2005

LARMEL INC.,  
Complainant

v.

PENNSYLVANIA-AMERICAN WATER  
COMPANY,  
Respondent

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

DOCKET NO. C-20055554

ANSWER TO FORMAL COMPLAINT OF LARMEL INC.

NOW COMES the Respondent, Pennsylvania-American Water Company (the  
"Company"), by its attorney, and answers the *Formal Complaint of Larmel Inc.* as follows:

1. Admitted.

2. Admitted.

3. Admitted.

4. A. Denied.

4. B. Admitted in part; Denied in part. It is Admitted that Complainant

had a leak on his service line. It is Denied that the Company caused the leak or is responsible for  
the leak. The remaining averments are Denied.

5. Paragraph No. 5 of the Complaint is a prayer for relief to which no  
response is required. To the extent that any of the remaining averments in Paragraph No. 5 are  
construed as allegations for which a response is required, the Company denies any and all such  
allegations.

6. This is a statement to which no response is required.

7. Admitted.

8. This is a statement to which no response is required.

NEW MATTER

DOCUMENT  
FOLDER

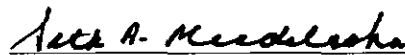
DOCKETED  
DEC 14 2005

9. The averments contained in Paragraphs 1 through 8 are hereby incorporated by reference.

10. The Complaint fails to state a cause of action for which relief may be granted.

WHEREFORE, Pennsylvania American Water requests your Honorable Commission to dismiss, without hearing, the Formal Complaint of Larmel Inc. at Docket No. C-20055554.

Respectfully submitted,



Seth A. Mendelsohn  
Corporate Counsel  
Pennsylvania American Water  
800 West Hershey Park Drive  
Hershey, Pennsylvania 17033

Dated: December 5, 2005

**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

LARMEL INC.,	:	
Complainant	:	
	:	
v.	:	DOCKET NO. C-20055554
	:	
PENNSYLVANIA-AMERICAN WATER	:	
COMPANY,	:	
Respondent	:	

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day served a true copy of the foregoing document, Pennsylvania American Water's Answer and New Matter to the Formal Complaint, upon the participants listed below, in accordance with the requirements of §1.54:

**VIA OVERNIGHT MAIL**

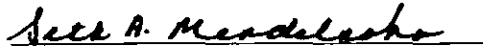
Larmel Inc.  
301 Middle Road.  
Nanticoke, PA 18634

**RECEIVED**

DEC 05 2005

PA PUBLIC UTILITY COMMISSION  
SECRETARY'S BUREAU

Dated this 5<sup>th</sup> day of December, 2005.

  
Seth A. Mendelsohn  
Pennsylvania American Water  
800 West Hershey Park Drive  
Hershey, Pennsylvania 17033  
(717) 533-5000