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March 27, 2017

VIA ELECTRONIC FILING

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, 2nd Floor
Harrisburg, PA 17120

RE: Lorraine & John Barczynski v. Pennsylvania-American Water Company
Docket No. C-2017-2591928

Dear Secretary Chiavetta:

Enclosed for filing on behalf of Pennsylvania-American Water Company is its Preliminary Objection to the above-referenced Complaint. A copy has been served on the Complainant in accordance with the attached Certificate of Service.

If you have any questions, please feel free to contact me.

Best Regards,

STEVENS & LEE



Michael A. Gruin

Enclosure

cc: Certificate of Service

Philadelphia • Reading • Valley Forge • Allentown • Harrisburg • Lancaster • Scranton
Wilkes-Barre • Princeton • Charleston • New York • Wilmington

A PROFESSIONAL CORPORATION

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

LORRAINE & JOHN BARCYNSKI
Complainant

v.

Docket No. C-2017-2591928

PENNSYLVANIA-AMERICAN
WATER COMPANY
Respondent

NOTICE TO PLEAD

To: *Lorraine & John Barcynski*

You are hereby notified to file a written response to the attached Preliminary Objections of Pennsylvania-American Water Company within ten (10) days from the date of service of this notice. If you do not file a written response denying or correcting the enclosed Preliminary Objections within ten (10) days of service, the facts set forth by Pennsylvania-American Water Company may be deemed to be true, thereby requiring no other proof, and judgment may be entered against you. All pleadings, such as responses to Preliminary Objections, must be filed with the Secretary of the Pennsylvania Public Utility Commission:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street, Second Floor
Harrisburg, PA 17120

You must also serve a copy of your response on the undersigned counsel for Pennsylvania-American Water Company. Failure to respond to this Answer and New Matter could result in the dismissal of your case.

STEVENS & LEE


Michael A. Grub, (I.D. No. 78625)
17 N. 2nd St., 16th Fl
Harrisburg, PA 17101
Tel. (717) 255-7365
Fax (610) 988-0852

COUNSEL FOR PENNSYLVANIA
AMERICAN WATER COMPANY

DATE: March 27, 2017

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

LORRAINE & JOHN BARCYNSKI :
Complainant :

v. :

Docket No. C-2017-2591928

PENNSYLVANIA-AMERICAN :
WATER COMPANY :
Respondent :

**PRELIMINARY OBJECTIONS OF RESPONDENT,
PENNSYLVANIA-AMERICAN WATER COMPANY**

AND NOW, Pennsylvania-American Water Company (“Respondent” or “Company”), by and through its attorneys Stevens & Lee, P.C., hereby files these Preliminary Objections requesting dismissal of the Complaint of Lorraine & John Barcynski (hereinafter “Complainants”). As set forth below, the Complaint should be dismissed pursuant to 52 Pa. Code § 5.101(a)(4) because it is legally insufficient in that the relief sought by the Complaint cannot be granted by the Commission as a matter of law.

I. INTRODUCTION

1. On March 6, 2017, the Company was served with a notice of the Formal Complaint (“Complaint”) filed by the Complainants against the Company. A copy of the Formal Complaint is attached hereto as Exhibit 1 and incorporated herein by reference.

2. The Commission’s Rules of Administrative Practice and Procedure permit the filing of Preliminary Objections. See, 52 Pa. Code Section 5.101. Pursuant to 52 Pa. Code § 5.101(a)(4), a formal complaint may be dismissed for legal insufficiency. The

Company's Preliminary Objection requests the dismissal of the Formal Complaint for legal insufficiency under 52 Pa. Code § 5.101(a)(4). The relief requested by the Complainants is a request for the Company to be held responsible for the repairs to her house. At its essence, this is a claim for monetary damages, and to the extent that the Complaint seeks monetary damages, the Commission is without jurisdiction to award such damages. It is well settled that the Commission does not have the power or jurisdiction to award monetary damages for the actions of a utility company. See *Feingold v. Bell of Pennsylvania*, 477 Pa. 1, 383 A.2d 791 (1977).

3. The Company is also filing an Answer and New Matter in response to the Complaint, simultaneously with the filing of these Preliminary Objections.

II. Preliminary Objection under 52 Pa. Code § 5.101(a)(4) – Legal Insufficiency

4. Pursuant to 52 Pa. Code § 5.101(a)(4), a formal complaint may be dismissed for legal insufficiency. 52 Pa.Code § 5.101(a)(4) is comparable to Pa.R.C.P. 1028(a)(4), “legal insufficiency of a pleading (demurrer).”

5. The principles applied in ruling upon a demurrer are well-settled:

[W]hen ruling on preliminary objections, [the] Court considers as true all well-pleaded facts which are material and relevant. Specifically, a preliminary objection in the nature of a demurrer is deemed to admit all well-pleaded facts and all inferences reasonably deduced therefrom. In determining whether to sustain a demurrer the court need not accept as true conclusions of law, unwarranted inferences from facts, argumentative allegations, or expressions of opinion. A demurrer will not be sustained unless the face of the complaint shows that the law will not permit recovery, and any doubts should be resolved against sustaining the demurrer. *Giffin v. Chronister*, 151 Pa.Cmwlth. 286, 290, 616 A.2d 1070, 1072 (1992) (citations omitted).

6. The relief requested by the Complaint in this case is that “the water company should be responsible to fix my house.” See Complaint, at paragraph 5.

7. Notably, the Complaint does not allege that the Company violated the Public Utility Code or the Commission's regulations, and does not allege that the Company failed to furnish and maintain adequate, efficient, safe, and reasonable service and facilities, or make repairs, changes, alterations, substitutions, extensions, and improvements in or to the Company's services or facilities.

8. The Complaint seeks to hold the Company responsible for making repairs to the Complainants' private property that was allegedly damaged by a sinkhole associated with a water main break. It is evident that the relief requested by the Complainant (responsibility for repairs to the Complainants' house) is beyond the power of the Commission to order.

9. While Section 1501 of the Public Utility Code makes a public utility responsible for making repairs to its own facilities or services, Section 1501 does not speak to the responsibility of a utility to make repairs to other's private property.

10. The Complaint is clearly seeking a finding of monetary responsibility for damages against the Company, and as such, the Complaint is legally insufficient and fails to state a claim for which relief can be granted.

11. Even if the facts alleged in the Complainant's complaint were proven to be true, the Commission could not award the relief requested by the Complainant. The Complainants' request that the Company be held responsible for repair the damage to their property is a request for compensation and is beyond the authority the General Assembly has granted to the Commission

12. Although it has general jurisdiction over service disputes between public utilities operating in Pennsylvania and their customers, the Commission, as a creation of the General Assembly, has only the powers and authority granted to it by the General

Assembly contained in the Public Utility Code. The Public Utility Code simply does not grant the Commission the authority to award damages, and there is no question that the Commission lacks authority to award damages. See, Terminato v. Pa. National Insurance Co., 645 A.2d 1287 (Pa. 1994); Elkin v. Bell Tel. Co. of Pa., 420 A.2d 371 (Pa. 1980); Feingold v. Bell Tel. Co. of Pa., 383 A.2d 791 (Pa. 1977); Ostrov v. I.F.T., Inc., 586 A.2d 409 (Pa. Super. 1991).

13. To the extent that the Complainant is requesting that the Commission determine that the Company was negligent, the Commission also lacks the authority to make such a determination. The Commission can only make a determination as to whether the Company's conduct violated the Public Utility Code or Commission regulations, not whether its conduct was negligent. It is the province of the courts, not the Commission, to make determinations of negligence or other causes of action that do not require the Commission's specialized knowledge. Such cases can be fully and adequately addressed before the courts. DeFrancesco v. Western Pennsylvania Water Co., 499 Pa. 374 (1982).

14. The relief sought by the Complainants (i.e., assignment of responsibility for repairs to their house as a result of ground shifting), is a civil law and insurance matter that is the province of the courts, not a matter of public utility law for the Commission to determine.

15. For the reasons set forth above, the Complaint is legally insufficient because the sole relief that it seeks is beyond the jurisdiction of the Commission, and therefore, the Complaint should be dismissed.

REQUEST FOR RELIEF

WHEREFORE, for all of the reasons stated herein, Respondent Pennsylvania-American Water Company respectfully requests that your Honorable Commission grant its Preliminary Objection and dismiss the Formal Complaint pursuant to 52 Pa. Code § 5.101(a)(4).

Respectfully submitted,

STEVENS & LEE



Michael A. Gruin, (I.D. No. 78625)
17 N. 2nd St., 16th Fl
Harrisburg, PA 17101
Tel. (717) 255-7365
Fax (610) 988-0852

COUNSEL FOR PENNSYLVANIA
AMERICAN WATER COMPANY

DATE: March 27, 2017

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Formal Complaint

Filing this form begins a legal proceeding and you will be a party to the case. If you do not wish to be a party to the case, consider filing an informal complaint.

To complete this form, please type or print legibly in ink.

1. Customer (Complainant) Information

Provide your name, mailing address, county, telephone number(s), e-mail address and utility account number. It is your responsibility to update the Commission with any changes to your address and to where you want documents mailed to you.

Name Lorraine Barcynski, John Barcynski

Street/P.O. Box 1312 South Prince Street Apt #

City Palmyra State Pa Zip 17078

County Lebanon

Telephone Number(s) Where We Can Contact You During the Day:

() N/A (home) (717) 673-4809 (mobile)

E-mail Address (optional): lbarcynski06@gmail.com

Utility Account Number (from your bill) 1024-210035040047

If your complaint involves utility service provided to a different address or in a different name than your mailing address, please list this information below.

Name

Street/P.O. Box

City State Zip

RECEIVED 2017 MAR -2 AM 10:49 PA P.U.C. SECRETARY'S BUREAU

2. Name of Utility or Company (Respondent)

Provide the full name of the utility or company about which you are complaining. The name of your utility or company is on your bill.

Pennsylvania American Water



3. Type of Utility Service

Check the box listing the type of utility service that is the subject of your complaint (check only one):

- ELECTRIC
- GAS
- WATER
- STEAM HEAT
- WASTEWATER/SEWER
- TELEPHONE/TELECOMMUNICATIONS (local, long distance)
- MOTOR CARRIER (e.g. taxi, moving company, limousine)

4. Reason for Complaint

What kind of problem are you having with the utility or company? Check all boxes below that apply and state the reason for your complaint. Explain specifically what you believe the utility or company has done wrong. Provide relevant details including dates, times and places and any other information that may be important. If the complaint is about billing, tell us the amount you believe is not correct. Use additional paper if you need more space. **Your complaint may be dismissed without a hearing if you do not provide specific information.**

- The utility is threatening to shut off my service or has already shut off my service.
- I would like a payment agreement.
- Incorrect charges are on my bill. Provide dates that are important and an explanation about any amounts or charges that you believe are not correct. Attach a copy of the bill(s) in question if you have it/them.
- I am having a reliability, safety or quality problem with my utility service. Explain the problem, including dates, times or places and any other relevant details that may be important.

Other (explain). On February 16, 2016 there was a water main break on the street in front of my house. It took the water company 2 hours to fix the water main break and in the mean time the water was running back to the corner of my house. On February 17, 2016 at 5:00 am we heard a bang in the basement of my house the 2 wall and the floor separated from each other. The floor was sinking and the concrete was cracking.

Note: If your complaint is only about removing or modifying a municipal lien filed by the City of Philadelphia, the Public Utility Commission (PUC) cannot address it. Only local courts in Philadelphia County can address this type of complaint. The PUC can address a complaint about service or incorrect billing even if that amount is subject to a lien.

In addition, the PUC generally does not handle complaints about cell phone or Internet service, but may be able to resolve a dispute regarding voice communications over the Internet (including the inability to make voice 911/E911 emergency calls) or concerns about high-speed access to Internet service.

5. Requested Relief

How do you want your complaint to be resolved? Explain what you want the PUC to order the utility or company to do. Use additional paper if you need more space.

The water company should be responsible to fix my house. It is not my fault that there was a sinkhole in front of my house. I am not responsible for the watermain break on the road. My house needs to be fixed. The bricks on the front of my home had to be braced so the bricks would not fall and crack. My front lawn has sunk down to the curb. When the water company sent out a letter that said they would fix damages that happened during the water main break.

Note: The PUC can decide that a customer was not billed correctly and can order billing refunds. The PUC can also fine a utility or company for not following rules and can order a utility or company to correct a problem with your service. Under state law, the PUC cannot decide whether a utility or company should pay customers for loss or damages. Damage claims may be sought in an appropriate civil court.

6. Protection From Abuse (PFA)

Has a court granted a "Protection From Abuse" order that is currently in effect for your personal safety or welfare? The PUC needs this information to properly process your complaint so that your identity is not made public.

Note: You must answer this question if your complaint is against a natural gas distribution utility, an electric distribution utility or a water distribution utility AND your complaint is about a problem involving billing, a request to receive service, a security deposit request, termination of service or a request for a payment agreement.

Has a court granted a "Protection From Abuse" order for your personal safety or welfare?

YES

NO

If your answer to the above question is "yes," attach a copy of the current Protection From Abuse order to this Formal Complaint form.

7. Prior Utility Contact

a. Is this an appeal from a decision of the PUC's Bureau of Consumer Services (BCS)?

YES

NO AEL

Note: If you answered yes, move to Section 8. No further contact with the utility or company is required. If you answered no, answer the question in Section 7 b. and answer the question in Section 7 c. if relevant.

b. If this is not an appeal from a BCS decision, have you spoken to a utility or company representative about this complaint?

YES

NO

Note: You must contact the utility first if (1) you are a residential customer, (2) your complaint is against a natural gas distribution utility, an electric distribution utility or a water utility AND (3) your complaint is about a billing problem, a service problem, a termination of service problem, or a request for a payment agreement.

c. If you tried to speak to a utility company representative about your complaint but were not able to do so, please explain why.

I Spoke to the water company many times and they said that the water company is not responsible for fixing my home.

Note: Even if you are not required to contact the utility or company, you should always try to speak to a utility or company representative about your problem before you file a Formal Complaint with the PUC.

8. Legal Representation

If you are filing a Formal Complaint as an individual on your own behalf, you are not required to have a lawyer. You may represent yourself at the hearing.

If you are already represented by a lawyer in this matter, provide your lawyer's name, address, telephone number, and e-mail address, if known. Please make sure your lawyer is aware of your complaint. If represented by a lawyer, both you and your lawyer must be present at your hearing.

Lawyer's Name _____

Street/P.O. Box _____

City _____ State _____ Zip _____

Area Code/Phone Number _____

E-mail Address (if known) _____

Note: Corporations, associations, partnerships, limited liability companies and political subdivisions are required to have a lawyer represent them at a hearing and to file any motions, answers, briefs or other legal pleadings.

9. Verification and Signature

You must sign your complaint. Individuals filing a Formal Complaint **must** print or type their name on the line provided in the verification paragraph below and **must** sign and date this form in **ink**. If you do not sign the Formal Complaint, the PUC **will not accept it**.

Verification:

1. *Rouven Barcynski*, hereby state that the facts above set forth are true and correct (or 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 herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

Rouven Barcynski
(Signature of Complainant)

2-20-17

(Date)

Title of authorized employee or officer (only applicable to corporations, associations, partnerships, limited liability companies or political subdivisions)

Note: If the Complainant is a corporation, association, partnership, limited liability company or political subdivision, the verification **must** be signed by an authorized officer or authorized employee. If the Formal Complaint is **not signed** by one of these individuals, the PUC **will not accept it**.

10. Two Ways to File Your Formal Complaint

Electronically. You must create an account on the PUC's eFiling system, which may be accessed at <http://www.puc.pa.gov/efiling/default.aspx>.

Note: If you are appealing your Bureau of Consumer Services (BCS) decision, you must file your formal complaint by mail.

Mail. Mail the completed form with your original signature and any attachments, by certified mail, first class mail, or overnight delivery to this address:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, Pennsylvania 17120

RECEIVED
2017 MAR -2 AM 10:50
PA P.U.C.
SECRETARY'S BUREAU

Note: Formal Complaints sent by fax or e-mail will **not** be accepted.

If you have any questions about filling out this form, please contact the Secretary's Bureau at 717-772-7777.

Keep a copy of your Formal Complaint for your records.

Stephen J. Cordaro, P. E.

2 Ramsgate Drive

Hummelstown, PA 17036

August 11, 2016

Ms. Lorraine Barcynski

1312 S Prince Street

Palmyra, PA 17078

Re: Water Line Breaks & Foundation Damage

1312 S Prince Street, Palmyra, PA

Dear Ms. Barcynski:

I have visited the site of the PA American water line breaks in the 1300 block of South Prince Street that occurred on February 16 and 17, 2016. I have also reviewed photographs of the damage to the street (attached) and talked with you and your neighbors, James and Barbara Lehman (1304 S Prince St), as well as the North Londonderry Township Roadmaster, Earl Blouch, and examined the damage to the foundation of your house at 1312 S. Prince Street. Based on this investigation, as detailed below, it is my opinion that the undermining of the house foundation and resulting damage was caused by the two water line breaks that occurred in the street in front of your house at 1312 S Prince Street on February 16 and 17, 2016.

Prior to February 16, 2016, the house foundation, basement walls and floor slab at 1312 S Prince Street built in 1966 were in good condition and did not exhibit any signs of distress or cracking, as can be seen in the attached photograph, and as confirmed by Mrs. Lehman. The Lehman residence is adjacent to your house with the driveway and side entry door right next to the corner of the house and foundation which has sustained the damage. Mrs. Lehman noted that in the three years they have been living there at 1304 S Prince Street they did not observe any damage, subsidence, or cracks in the exterior masonry wall at the house at 1312 S Prince Street.

The water line in the street was installed about 50 years ago, prior to the construction of the homes in the 1300 block of South Prince Street. On February 16, 2016, a break occurred in the water line in the street almost directly in front of the northwest corner of the house at 1312 South Prince Street which experienced settlement and damage. Mr. Earl Blouch, the North Londonderry Township Roadmaster, during our discussion, noted that it took the PA American Water Co. (Water Company) a few hours to locate the area of the break because their system lost pressure in Annville and the North Hills areas. These areas are most likely lower pressure areas of the water system due to higher elevation and/or distance.

The break in the water line raised the street pavement in front of the Lehman's driveway by about 4 inches, as can be seen in the attached photos. The contractor for the Water Company started excavating in the street in front of the Lehman's driveway in order to find the line break. However, it took a few hours before they were able to locate the actual break and expose the damaged water line. According to Mrs. Lehman, the contractor said they found a sinkhole under the water line in the area of the break in the street. It was not determined if the sinkhole had developed due to a leak over a prolonged period of time, or if the break opened the sinkhole. Regardless of the cause, the break in the water line would act like a fire hose shooting upwards of hundreds of gallons of water under pressure at the adjacent and surrounding soil and washing it into the sinkhole. The soil in this area is classified as a silty clay loam of the Hagerstown type in the Lebanon County Soil Survey. This soil is composed of fine particles which can be eroded under water flows without too much effort. After the break in the water line, it remained under pressure as evidenced by the fact that the second line break on February 17th blew a geyser of water almost straight up into the air as witnessed by Mrs. Lehman. Also, the Water Company did not issue a boil water notice to the residents in that area as verified by a phone call discussion with DEP who confirmed that they did not receive an incident report for the water line break on those days. Normal water pressure in a residence is in the 40 psi to 60 psi (pounds per square inch) range.

The water gushing from the water line break scoured and eroded soil underground throughout the whole general area in front of the homes at 1312 and 1304 South Prince Street as evidenced by the softness and settlement found at the ground surface at numerous spots in this area. A particular area of concern was observed in the front yard of the Lehman house (refer to the photo of the deep depression in the front yard from February 17, 2016). On April 12th a sinkhole opened up at this location which grew to be a hole 10' by 12' by seven feet deep when finally filled in a few weeks ago (refer to the photos of this area prior to and after the repair was completed). This sinkhole extended about 20 feet beyond the curb and at a diagonal direction from the location of the first line break when examined by a contractor prior to the repair. The same distance would put the washout zone underneath the northwest corner of your house that sustained the settlement and damage to the foundation and basement floor slab.

The second water line break occurred on February 17th, as repairs were in progress for the first line break. The excavation for that break repair was made to a depth of about 12 feet deep to close the sinkhole and backfill for support of the water line. The second line break was located directly in front of your home at 1312 South Prince Street and, as noted above, sent a geyser of water almost straight up into the air. The erosion of the soil providing the foundation support due to the two line breaks, along with the strong vibrations from the trench backfill compaction, which were felt throughout the homes, led to the cracking of the house foundation and subsequent settlement starting on February 17, 2016.

Due to the age of the pipe and its poor condition, the Water Company decided to replace the water line in the whole block, rather than just repair the two line breaks. The attached photographs show the length and extent of the excavation and pavement repair in the street due to the water line replacement. Mrs. Lehman noted that the Water Company has been advertising in the local area media that they are undertaking an extensive line replacement program in the Palmyra area due to the age and condition of the water lines.

The Palmyra area is known to be an area with substantial sinkhole problems. However, conditions can be stable for many years (as was the case here) until an extraordinary event occurs precipitating a soil failure and opening of a sinkhole at the surface. A search of the National Oceanic and Atmospheric Administration (NOAA) precipitation data for Palmyra and Harrisburg shows only one day in January, 2016 with a daily rainfall over an inch and a total of 19 inches of snow during January 23rd and 24th. The NOAA records for February, 2016 show one day (the 4th) with any appreciable rainfall (0.84 inch for the day), along with 6 inches of snow on February 10th. That is a typical amount of precipitation for this area and nothing that stands out as an event severe enough to cause the opening of a sinkhole. There were much more severe weather (and precipitation) events that occurred in prior years without any detrimental effects to the soil and house foundation at 1312 S Prince Street.

In my opinion, the two water line breaks which occurred on February 16 and 17, 2016 were the precipitating event here which eroded the soil underneath the house foundation, causing the loss of support and damage to the foundation of the house at 1312 South Prince Street starting with the break on February 16, 2016. The water line breaks caused severe erosion and soil undermining throughout the whole area in front of the two homes at 1304 and 1312 S Prince Street as evidenced by the severe subsidence in the front yard of the Lehman residence at 1304 S Prince Street and the upheaval in the street pavement, as documented in the attached photos. The area of this subsidence (and pavement damage) is farther from the location of both water line breaks than the northwest corner of the house at 1312 S Prince Street. The second line break appears to have occurred directly in front of the house at 1312 S Prince, based on a review of the photos showing the extent of the pavement repairs. It is to be expected that areas in closer proximity to the actual line break would sustain more severe damage. The fact that it took hours to find the location of the water line break and start repairs (while the line was still under pressure) would have allowed a very large amount of water to escape from the water line, flooding the underground area and causing severe and extensive soil erosion and loss. That soil erosion undermined the foundation at the northwest corner of the house at 1312 S Prince Street. It should also be noted that the Township has postponed the previously scheduled repaving of the street to allow time for further settlement and subsidence to take place to avoid damage to any new pavement to be installed.

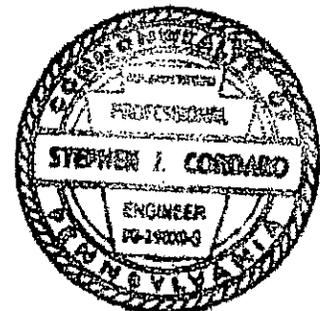
Sincerely,



Stephen J. Cordaro, P. E.

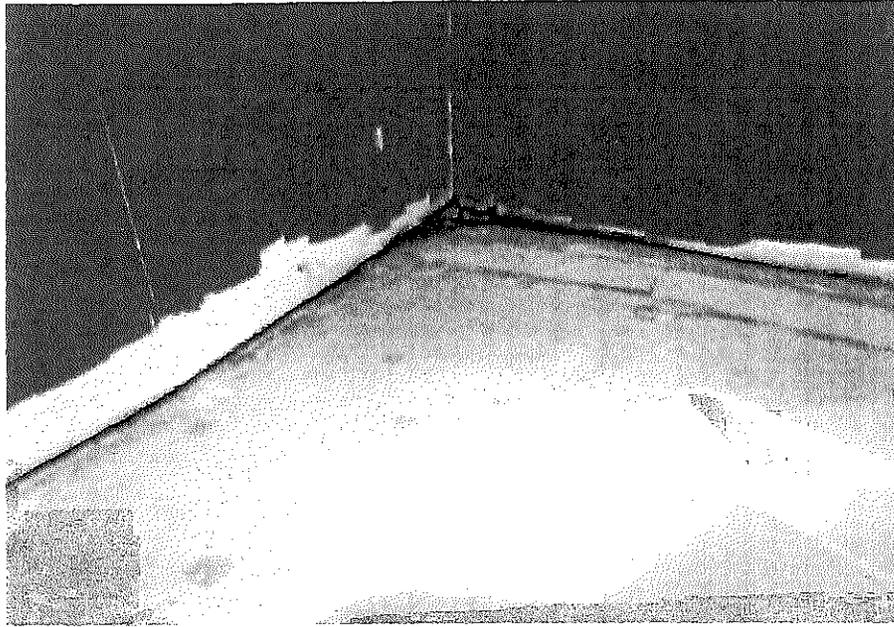
Cc: Mrs. Barbara Lehman

Mr. Earl Blouch

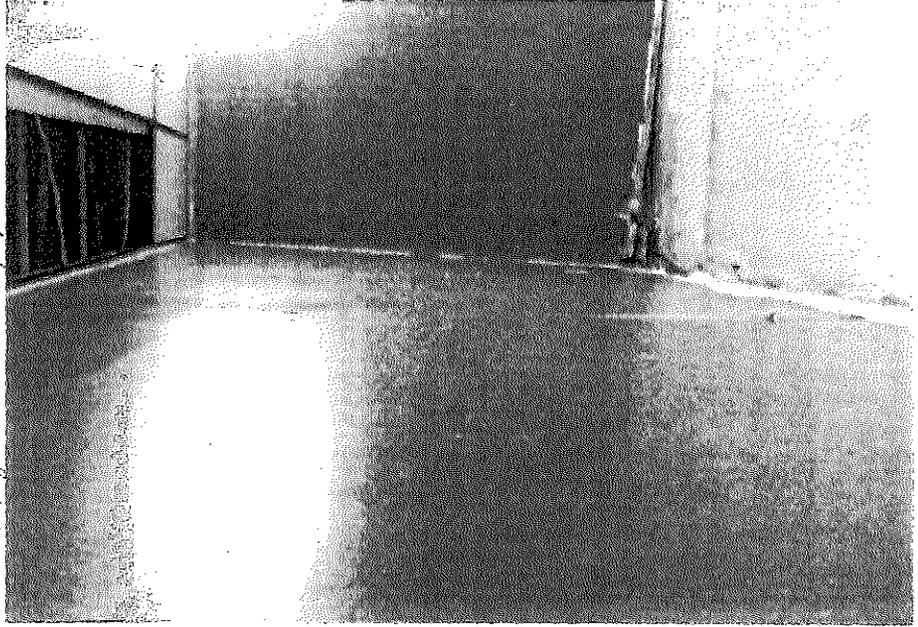


Damaged concrete floor slab & wall

6/5/2015



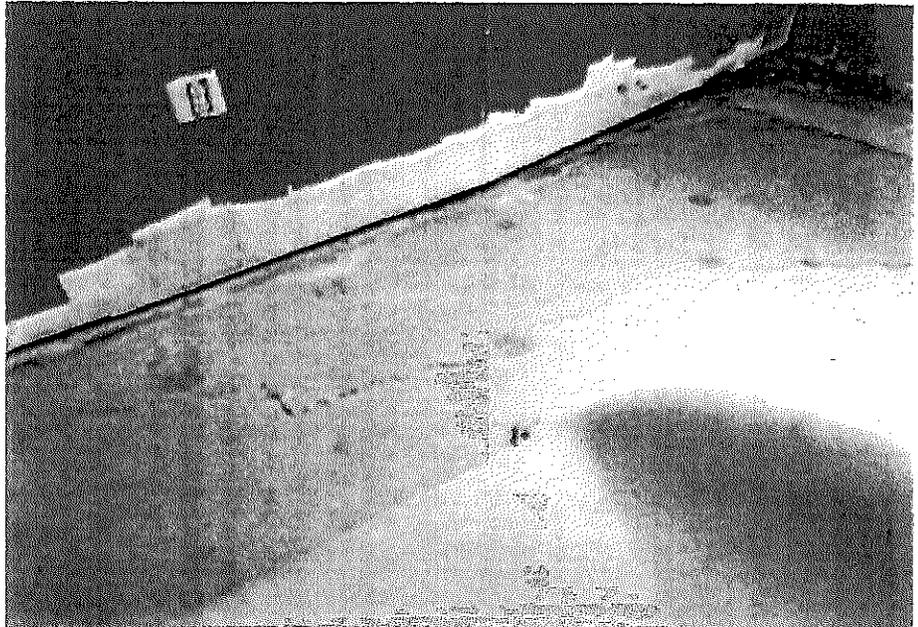
damaged wall with beams & floor slab



Leaking water from area w/ subsidence



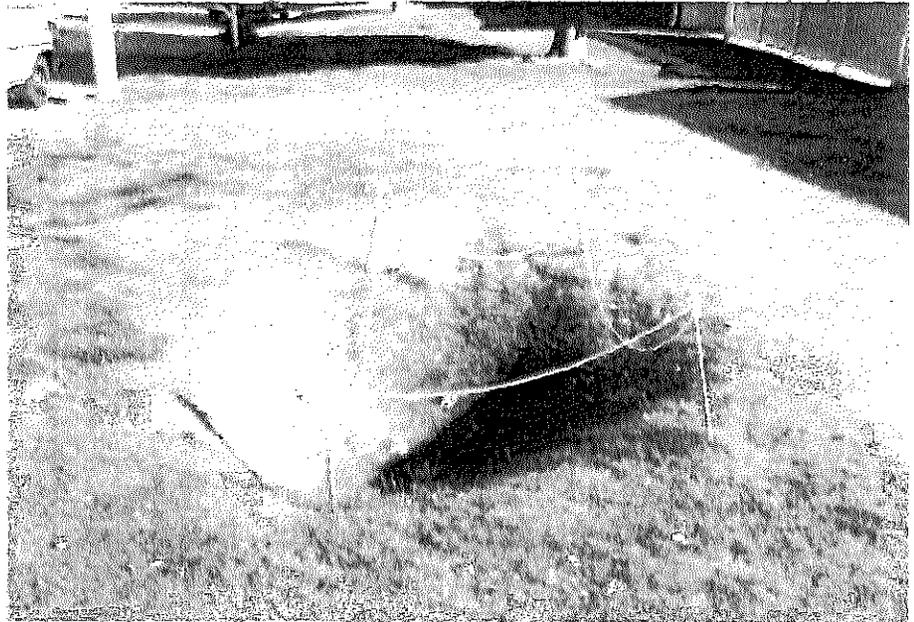
Access to basement wall & floor slab



Expanded water table

2/10/12 & 2/17/12 photos from Mrs. Lehman @ 1304 S. Prince Street

2/17/12
Lehman property snow scene



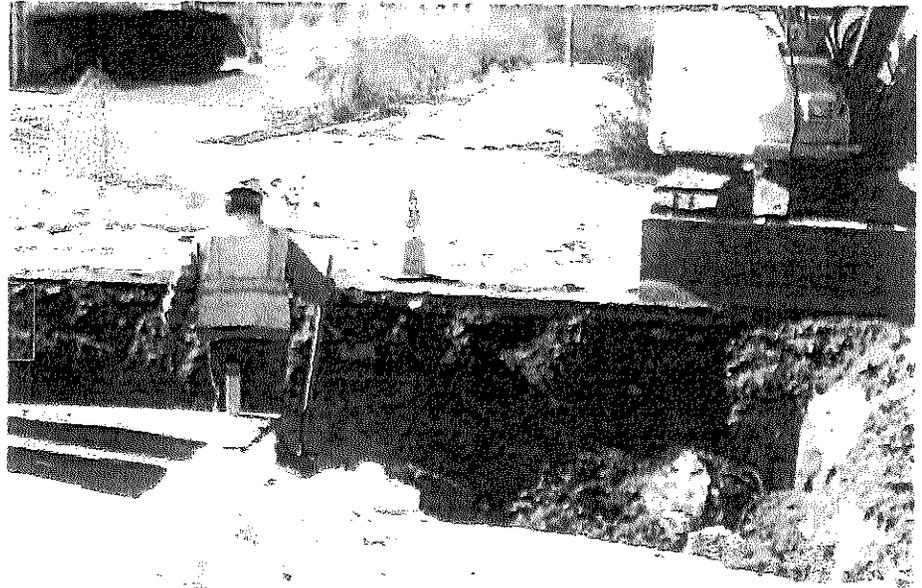
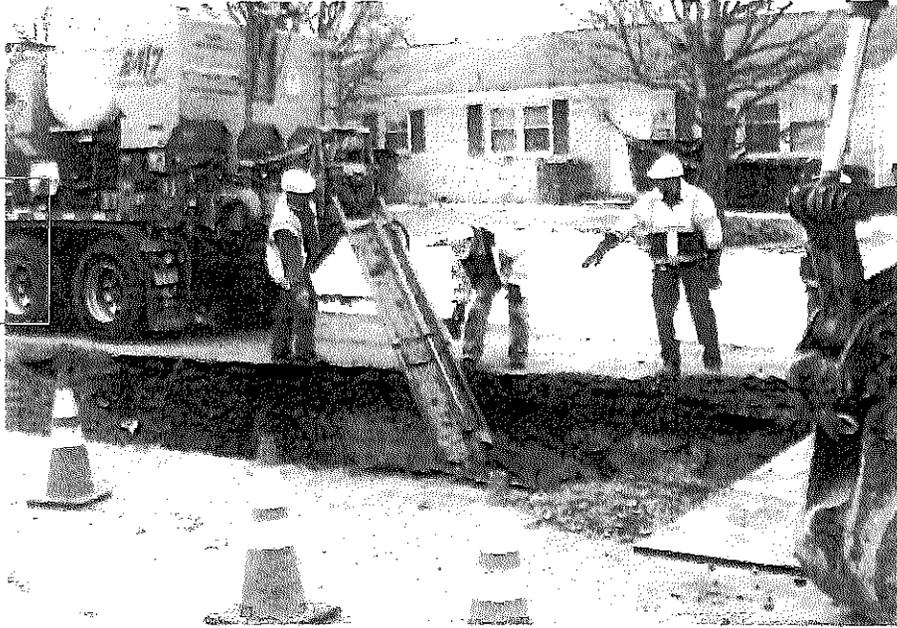
Pavement damage (expansion) @ Lehman driveway



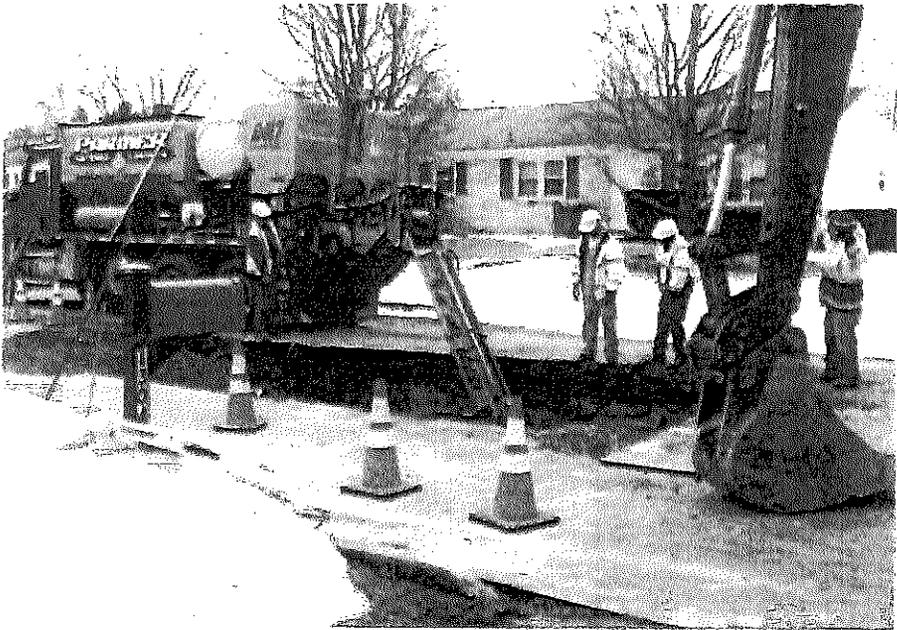
Mr. Lehman in street in front of his property



2/16/16 & 2/17/2016 Photos from Mrs. Lehman

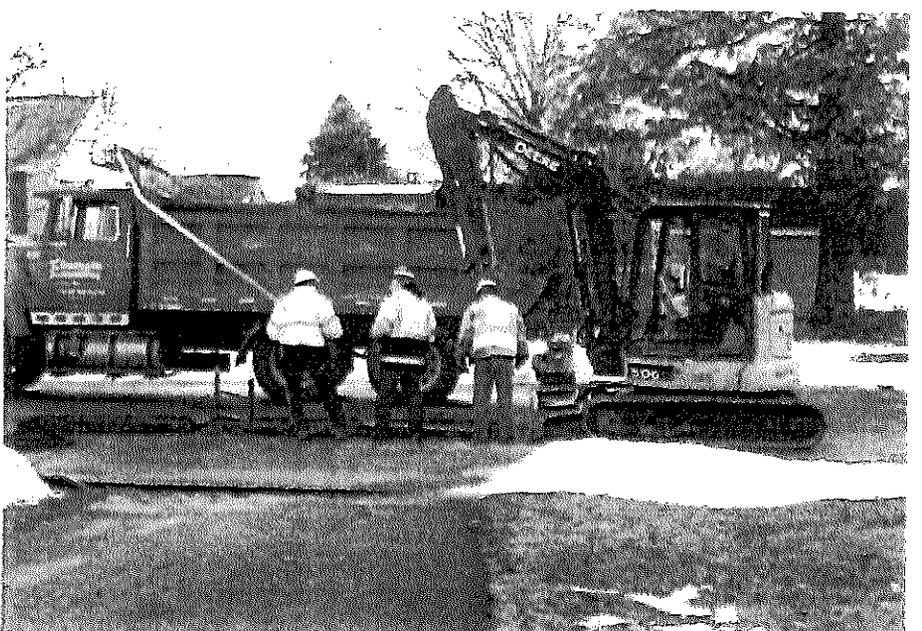
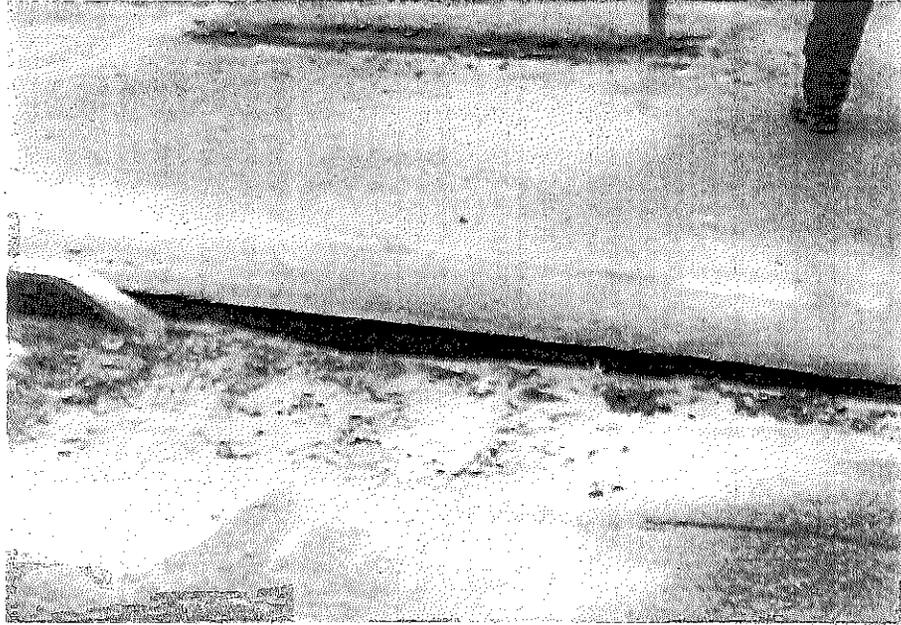


Lehman Windows & More



Damage to pavement & Leaning Sign

2/16/2016 Photos from Mrs. Linn



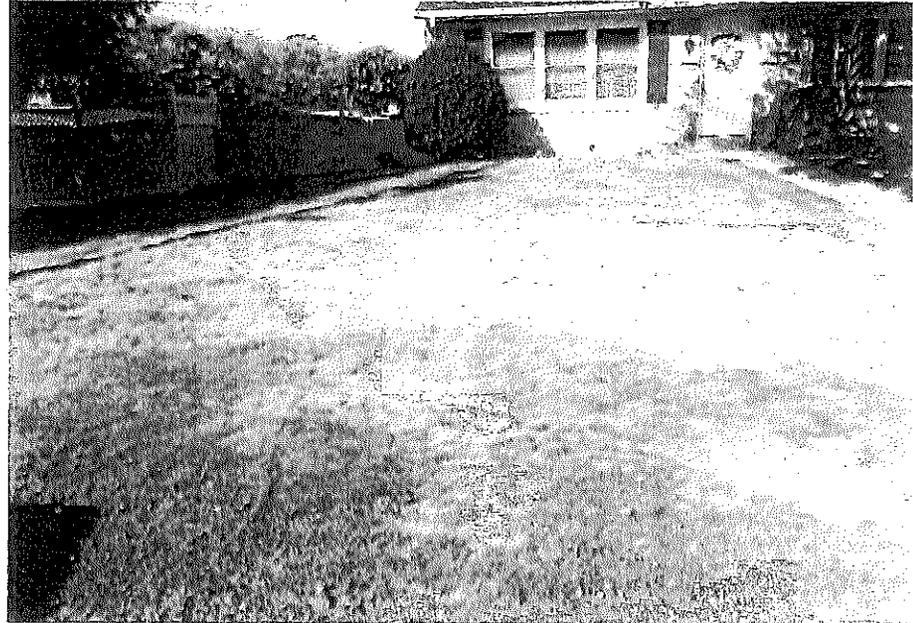
1312 S. Prince St. BLD - James

6/6/16



7/15/15

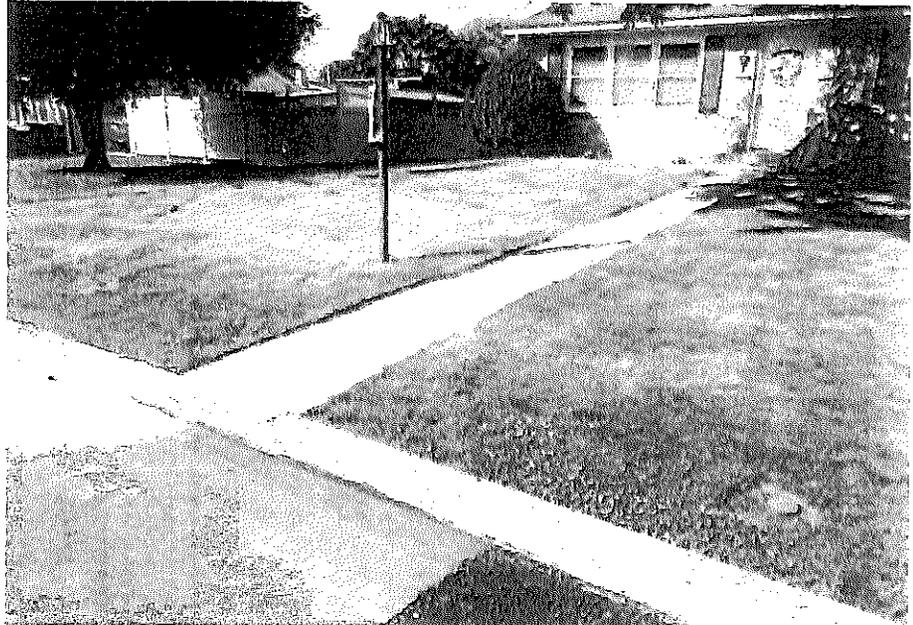
Lehman Sinkhole Repair



6/6/16 extent of excavation Repavement 1300 Blvd S. Prince St



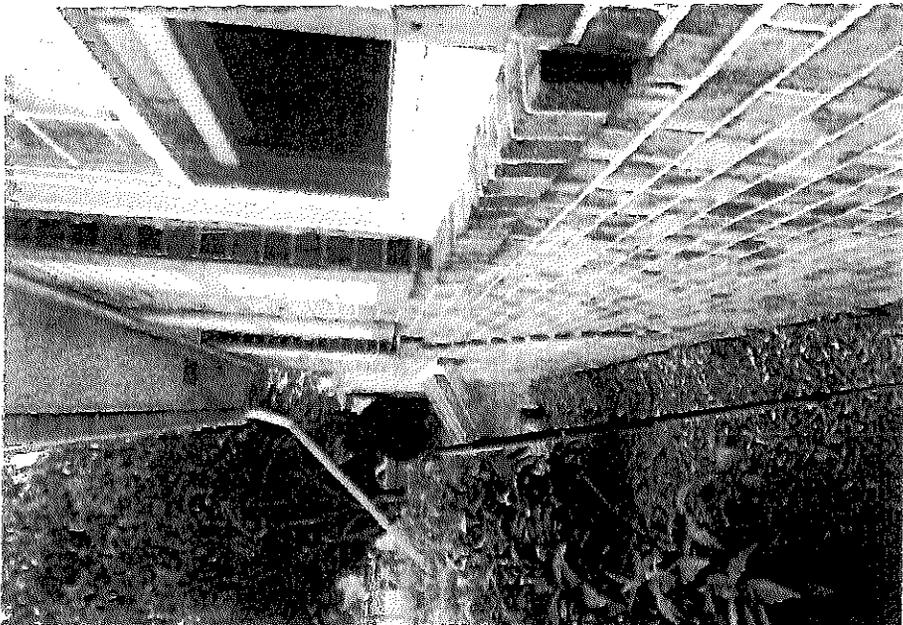
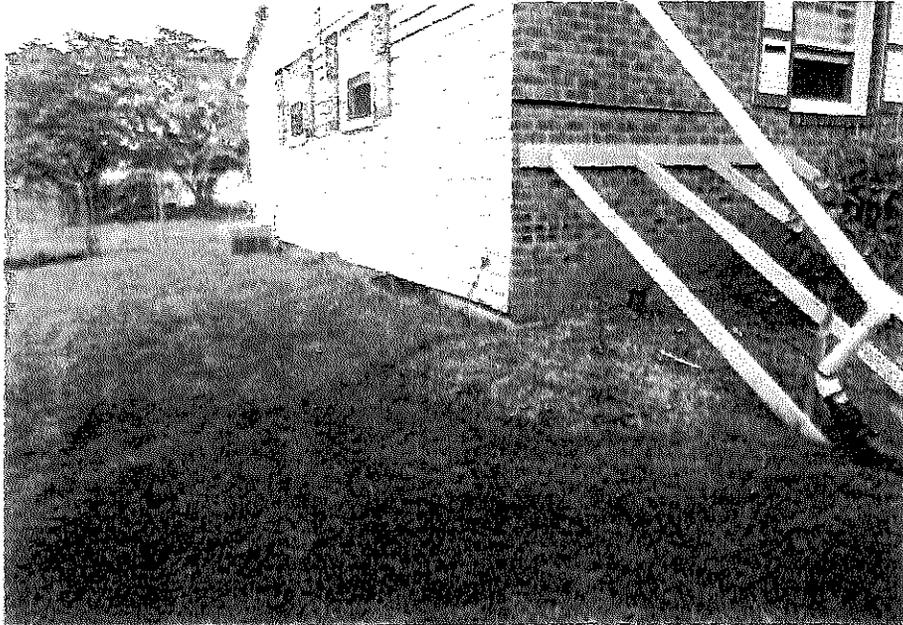
7/15/16 Lehman Sinkhole Repair



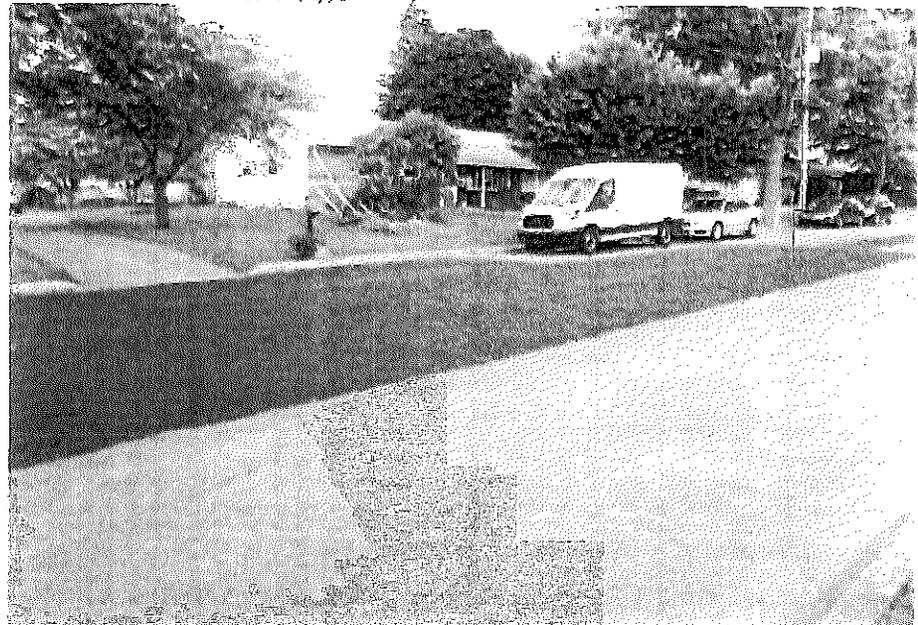
1312 Spruce St. Bldg James

6/6/10

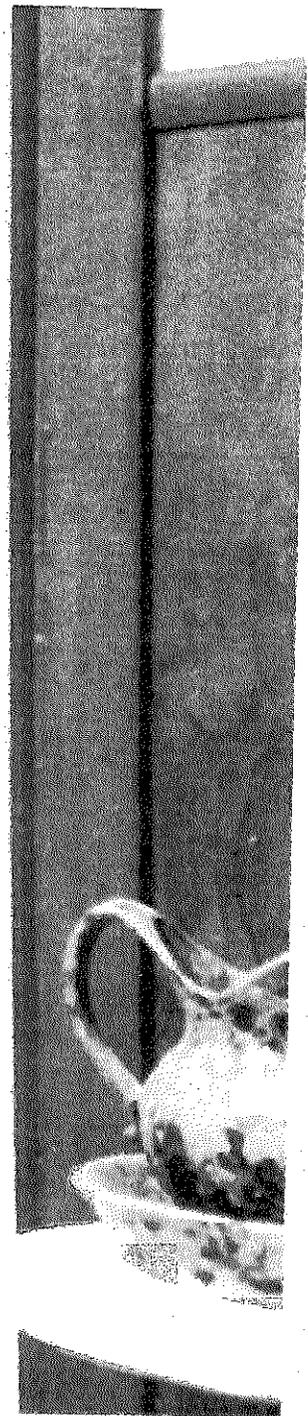
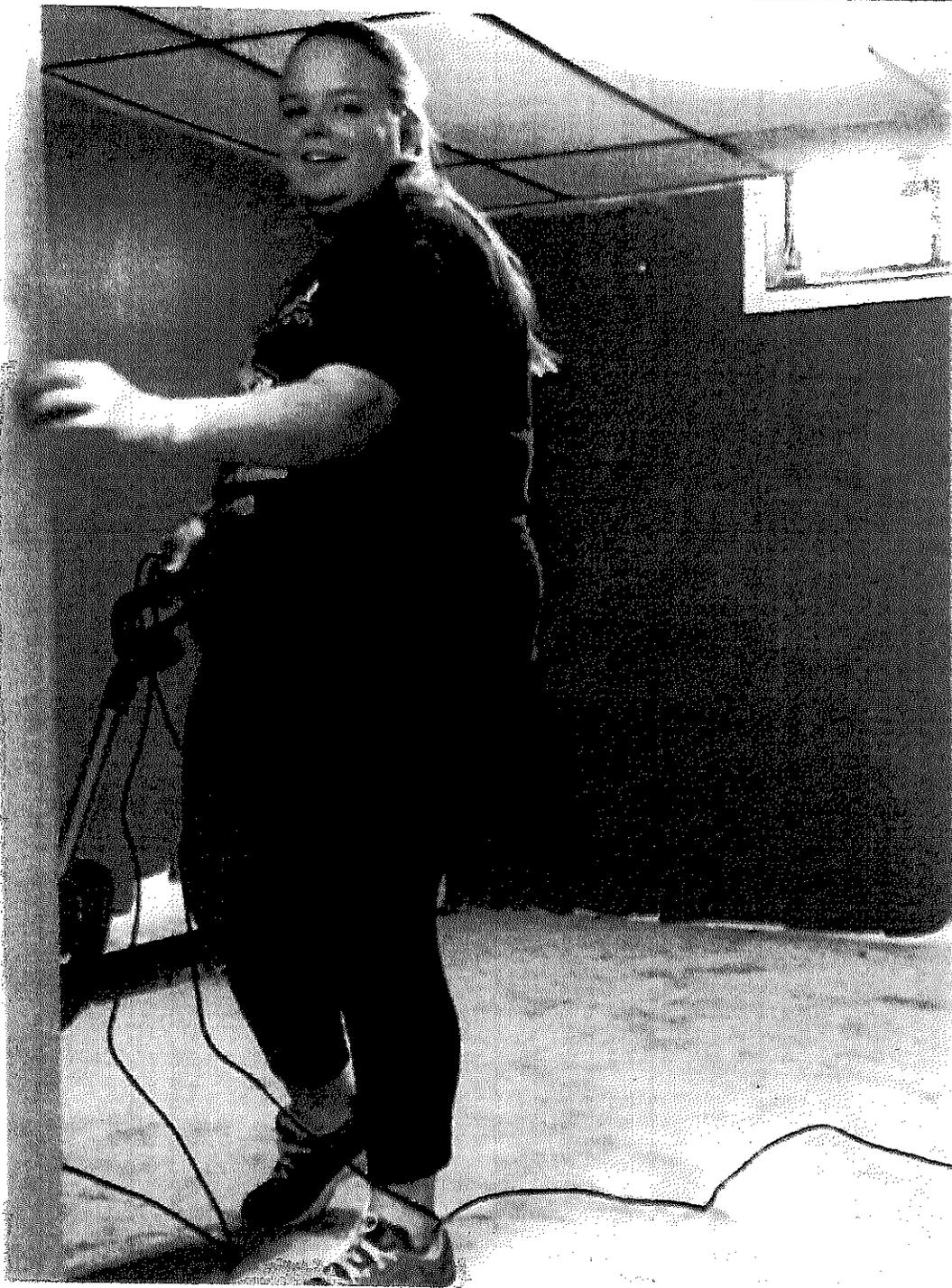
Street Excavation - Street Repair



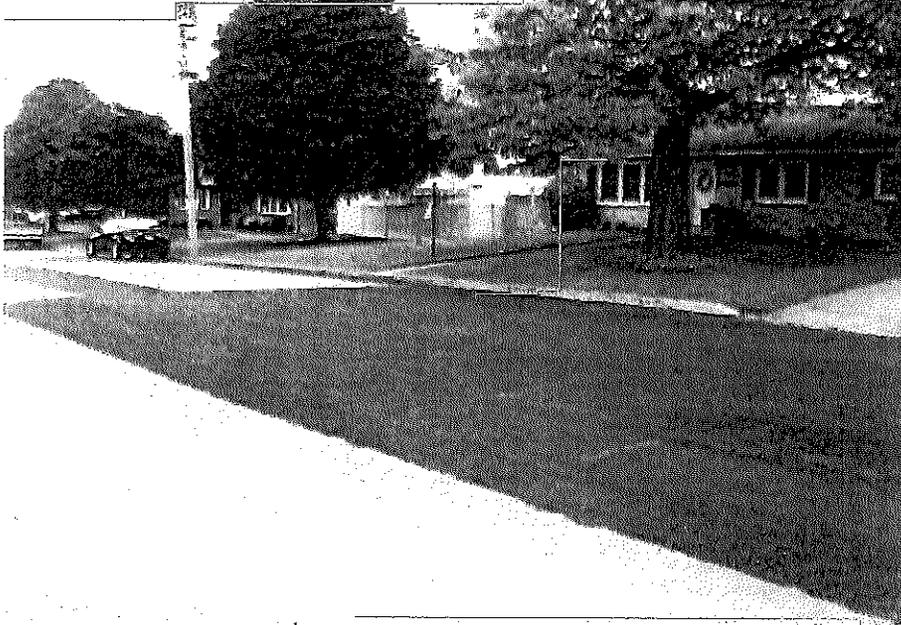
Street Excavation Repair



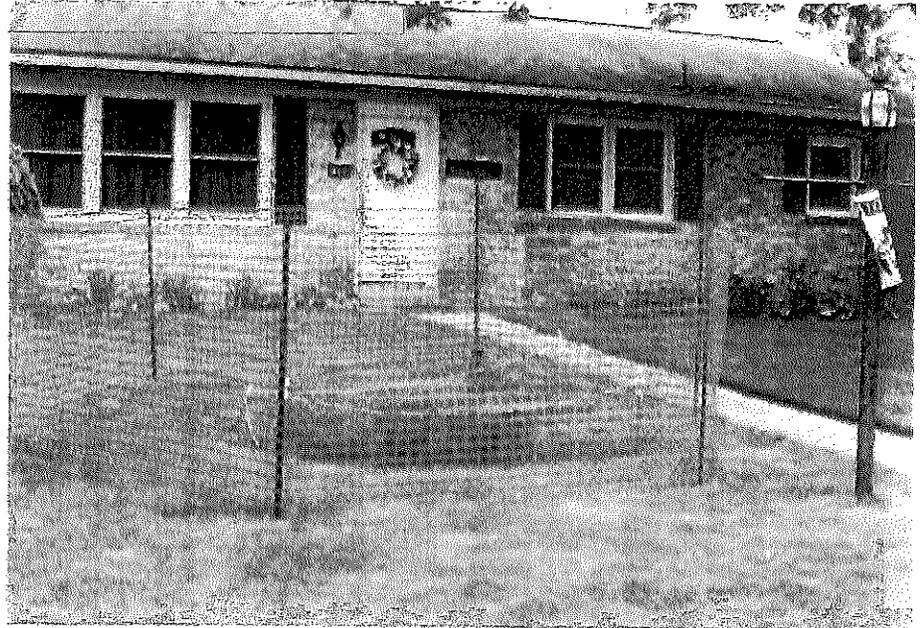
January 30, 2016
Photo of Basement
walls & floor slab
(undamaged)



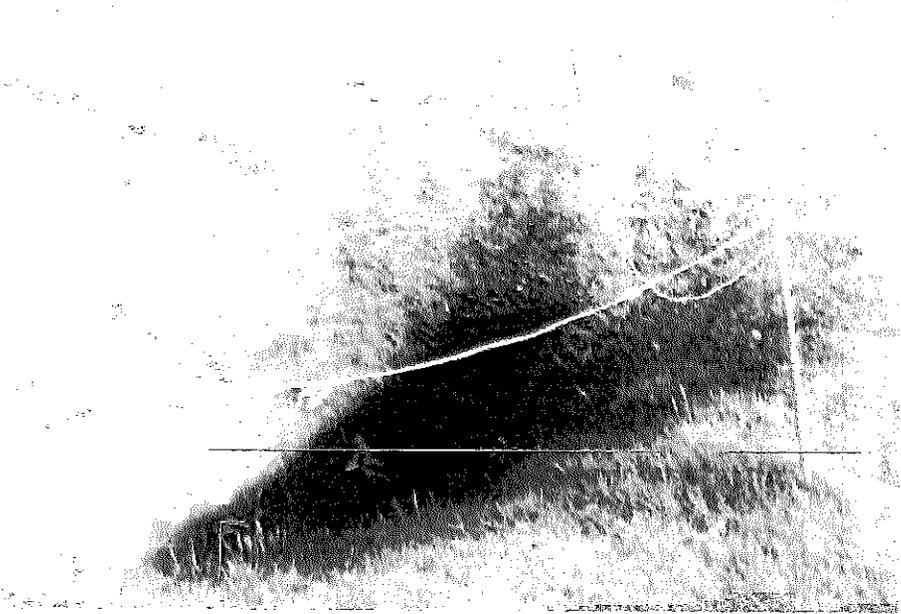
Street pavement repair



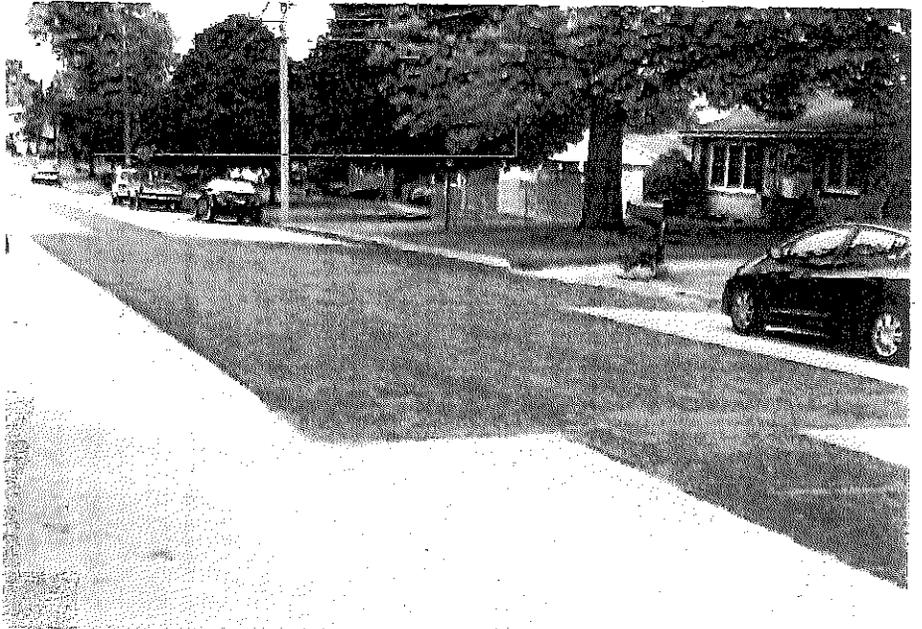
6/6/2016 1304 - Lehman property sidewalk

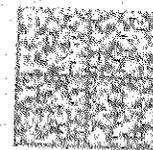
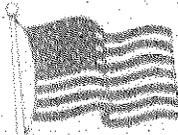


2/16/16 - 2/17/16 Lehman property sidewalk



Street pavement repair





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State Representative
Frank Ryan
1044 E. Main Street
Palmyra, PA 17078

Secretary
PA Public Utility Commission
Attn: Legislative Affairs
400 North Street
Harrisburg, PA 17120

**BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

LORRAINE & JOHN BARCYNski
Complainant

v.

PENNSYLVANIA-AMERICAN
WATER COMPANY
Respondent

:
:
:
:
:
:
:

Docket No. C-2017-2591928

CERTIFICATE OF SERVICE

I hereby certify that I have this day served a true copy of the foregoing Preliminary Objections upon the party listed below, in accordance with the requirements of 52 Pa. Code §1.54 (relating to service by a party).

VIA First Class U.S. Mail

Lorraine and John Barcynski
1312 South Prince St.
Palmyra, PA 17078



Michael A. Guin

DATED: March 27, 2017