

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN, SOUTHERN DISTRICT

In Re Flint Water Cases,

No: 5:16-cv-10444-JEL-MKM
(Consolidated)
Hon. Judith E. Levy

Kimberly Gaddy, et. al.;

No: 5:17-cv-11166-JEL-MKM

-vs-

City of Flint, et. al.

**ANSWER OF THE LAN DEFENDANTS TO PLAINTIFFS' MASTER SHORT
FORM COMPLAINT [#49], AFFIRMATIVE DEFENSES
AND RELIANCE UPON JURY DEMAND**

NOW COME Defendants Lockwood, Andrews & Newnam, Inc. and Lockwood, Andrews & Newnam, PC, and for their Answer to the Master Short Form Complaint [#49] filed by Plaintiffs in this matter on February 22, 2018, state as follows:

1. This Short Form Answer is filed on behalf of Defendants Lockwood, Andrews & Newnam, Inc. and Lockwood, Andrews & Newnam, PC. Defendants incorporate by reference their Answer to Plaintiffs' Amended Master Long Form Complaint, Affirmative Defenses and Reliance on Jury Demand filed on or about September 10, 2019, in *Walters, et al. v. City of Flint, et. al.*, Case No. 5:17-cv-10164, as though set forth herein word for word.

2. Defendants incorporate by reference their Answer to Plaintiffs' Amended Master Long Form Complaint, Affirmative Defenses and Reliance on Jury Demand filed on or about September 10, 2019, in *Walters, et al. v. City of Flint, et. al.*, Case No. 5:17-cv-10164, as though set forth herein word for word. The Court has dismissed all claims of Plaintiffs asserting joint and several liability.

3. The LAN Defendants are without knowledge or information sufficient to form a belief as to the truth of the matter asserted, and, therefore, neither admit nor deny but leave Plaintiffs to their proofs.

4. The LAN Defendants are without knowledge or information sufficient to form a belief as to the truth of the matter asserted, and, therefore, neither admit nor deny but leave Plaintiffs to their proofs.

5. The LAN Defendants are without knowledge or information sufficient to form a belief as to the truth of the matter asserted, and, therefore, neither admit nor deny but leave Plaintiffs to their proofs.

6. The LAN Defendants are without knowledge or information sufficient to form a belief as to the truth of the matter asserted, and, therefore, neither admit nor deny but leave Plaintiffs to their proofs.

7. The LAN Defendants are without knowledge or information sufficient to form a belief as to the truth of the matter asserted, and, therefore, neither admit nor deny but leave Plaintiffs to their proofs.

8. The LAN Defendants are without knowledge or information sufficient to form a belief as to the truth of the matter asserted, and, therefore, neither admit nor deny but leave Plaintiffs to their proofs.

9. The LAN Defendants are without knowledge or information sufficient to form a belief as to the truth of the matter asserted, and, therefore, neither admit nor deny but leave Plaintiffs to their proofs.

10. All claims against the LAN Defendants have been withdrawn or dismissed, other than Count XVI for Professional Negligence against the LAN Defendants (which claim is renumbered as Count IX in the Amended Master Long Form Complaint). The LAN Defendants deny Plaintiffs' claims for Professional Negligence. The LAN Defendants incorporate by reference their Answer to all of the factual allegations and to Count IX of their Answer to the Amended Master Long Form Complaint Demand filed on or about September 10, 2019, in *Walters, et al. v. City of Flint, et. al.*, Case No. 5:17-cv-10164, as though set forth herein word for word.

11. The matter in ¶ 11 is an instruction to which no answer is required.

12. No additional claims are pled, and no answer is required.

13. No additional claims are pled, and no answer is required.

14. No additional claims are pled, and no answer is required.

WHEREFORE, Defendants pray for relief as set forth in their Answer to Plaintiffs' Amended Master Long Form Complaint.

AFFIRMATIVE DEFENSES AND JURY DEMAND

LAN Defendants incorporate their affirmative defenses and jury demand set forth in their Answer to Plaintiffs' Amended Master Long Form Complaint, Affirmative Defenses and Jury Demand filed on September 10, 2019, in *Walters, et. al. City of Flint, et. al.*, Case No. 5:17-cv-10164, as though set forth herein word for word.

Submitted by:

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Dated: September 30, 2019

CERTIFICATE OF SERVICE

I hereby certify that on September 30, 2019, I electronically filed LAN Defendants' Answer to Complaint, Affirmative Defenses and Reliance Upon Jury Demand with the Clerk of the Court using the ECF system which will send notification of such filing to all attorneys of record.

/s/ Philip A. Erickson

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