

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

**ANCHOR’S POINT CONDOMINIUM
OWNERS ASSOCIATION, INC.,**)
)
)
Complainant,)
)
v.)
)
TRR MANAGEMENT, LLC;)
FRANK J. STEED, JR., d/b/a)
STEED COMMUNITIES;)
JM LAND HOLDINGS, LLC; TRR)
TIME SHARE, LLC; CARROLL)
JAMES CHRISTIANSEN;)
KIMBERLING INN, INC.; and)
KIMBERLING PROPERTIES, INC.)
)
Respondents.)

File No. WC-2020-0048

**JOINT MOTION TO RESCHEDULE HEARING DATE
AND AMEND ORDER ESTABLISHING PROCEDURAL
SCHEDULE AND OTHER PROCEDURAL REQUIREMENTS**

COME NOW Complainant Anchor’s Point Condominium Owners Association, Inc. (“APCOA”) and TRR Management, LLC, Frank J. Steed, Jr. d/b/a Steed Communities, JM Land Holdings, LLC, and TRR Time Share, LLC, Carroll James Christiansen, Kimberling Inn, Inc., and Kimberling Properties, Inc. (collectively, “Respondents”), by and through their respective counsel, and for this Joint Motion to Reschedule Hearing Date and Amend Order Establishing Procedural Schedule and Other Procedural Requirements, state as follows:

1. On March 18, 2020, the Commission entered an Order Establishing Procedural Schedule and Other Procedural Requirements (the “Order”), after the parties and Staff submitted a joint procedural schedule.

2. A hearing in this matter is presently scheduled for October 26, 2020, and under the Order (as amended) the parties are required to meet and abide by a variety of deadlines regarding completion of depositions, submission of testimony, etc.

3. As previously indicated, the parties to this action have been engaged in substantive settlement discussions and have exchanged various proposed settlement documents, which are presently under review and consideration.

4. To facilitate the possible settlement of this matter, the parties propose that the hearing before the Commission be rescheduled and that the Commission enter a new Order Establishing Procedural Schedule and Other Procedural Requirements.

5. The parties propose the following new dates for consideration:

<u>Date</u>	<u>Event</u>
December 7, 2020	Last date to conduct depositions
January 4, 2021	Summary determination motion filing deadline
March 01, 2021	Direct testimony (complainant)
March 15, 2021	Rebuttal testimony (respondents)
March 29, 2021	Sur rebuttal testimony (complainant)
April 5, 2021	Last day to request discovery
April 12, 2021	Parties file issues list, order of witnesses, time limits
April 19, 2021	Parties file position statements
April 27, 2021	Hearing
May 21, 2021	Post-hearing briefs
June 11, 2021	Reply briefs

6. Counsel for Staff has been contacted and does not object to the requested extensions.

7. This Motion is brought in good faith and is not being made for the purpose of undue delay or any other improper purpose.

WHEREFORE, Complainant respectfully requests this Commission reschedule the hearing in this matter and enter a new Order Establishing Procedural Schedule and Other Procedural Requirements accordingly; and for such other and further relief as the Commission deems just and proper.

**Lowther Johnson
Attorneys at Law, LLC**

/s/ Gregory D. Groves
Gregory D. Groves
Missouri Bar No. 35526
901 St. Louis Street, 20th Floor
Springfield, MO 65806
(417) 866-7777
(417) 866-1752 FAX
ggroves@lowtherjohnson.com

HUSCH BLACKWELL LLP

/s/ J. Michael Bridges
Michael Bridges, MBN 41549
Laura C. Robinson, MBN 67733
901 St. Louis Street, Suite 1800
Springfield, MO 65806
(417) 268-4000
(417) 268-4040 FAX
michael.bridges@huschblackwell.com
laura.robinson@huschblackwell.com

CERTIFICATE OF SERVICE

This is to certify that on October 2, 2020, a true and correct copy of the above and foregoing was filed and served electronically by the Public Service Commission to all parties receiving electronic notice:

/s/ Gregory D. Groves