

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

**FILED**<sup>4</sup>

MAY 10 2006

Manager of the Manufactured Housing and )  
Modular Units Program of the Public )  
Service Commission, )  
Complainant, )

Missouri Public  
Service Commission

v. )

Case No. MC-2006-0389

Blakely Manufactured Homes )  
Respondent. )

**ANSWER TO COMPLAINT**

COMES NOW, Respondent, Blakely Manufactured Homes ("Blakely"), by and  
through Counsel , Sue Crane and for his Answer to the Complaint, states as follows:

**AUTHORITY**

1. Blakely admits the allegations contained in paragraph one.
2. Blakely admits the allegations contained in paragraph two.
3. Blakely admits the allegations contained in paragraph three.
4. Blakely admits the allegations contained in paragraph four.
5. Blakely admits the allegations contained in paragraph five.

**BACKGROUND**

6. Blakely is without knowledge to the allegations contained in paragraph six, therefore, Blakely denies the allegations contained in paragraph six.
7. Blakely is without knowledge to the allegations contained in paragraph seven, therefore, Blakely denies the allegations contained in paragraph seven.

### **ALLEGATIONS**

8. Blakely denies the allegations contained in paragraph eight.
9. Blakely denies the allegations contained in paragraph nine.
10. Blakely denies the allegations contained in paragraph ten.
11. Blakely denies the allegations contained in paragraph eleven.

### **COUNT 1**

12. Blakely admits his actions as dealer fall within the purview of CSR 240-233, but denies he failed to follow the instruction manual provided by the manufacturer affirmatively stating he relied upon the communications, representations and documentations including the instruction manual provided by the manufacturer for the installation of the King home.

### **COUNT 2**

13. Blakely denies he failed to properly support the centerline of the King's home according to the manufacturer's instructions as provided by the manufacturer with delivery of the King's home.

### **COUNT 3**

14. Blakely denies he failed to properly attach the supporting jack posts to the home's center beam and to the concrete footing according to the installation instructions as provided by the manufacturer.

### **COUNT 4**

15. Blakely denies he failed to properly fasten the home's hinged roof according to the installation instructions as provided by the manufacturer.

**COUNT 5**

16. Blakely denies he failed to fasten in place the drop-in roof ridge according to the installation instructions as provided by the manufacturer.

**COUNT 6**

17. Blakely denies he failed to fasten together the end walls of both home section according to the installation instructions as provided by the manufacturer

**COUNT 7**

18. Blakely denies the allegations contained in paragraph eighteen.

**COUNT 8**

19. Blakely denies the allegations contained in paragraph nineteen.

**COUNT 9**

20. Blakely denies the allegations contained in paragraph twenty.

**PENALTIES**

21. Blakely admits the allegations contained in paragraph twenty-one.

22. Blakely admits the allegations contained in paragraph twenty-two.

23. Blakely admits the allegations contained in paragraph twenty-three.

24. Blakely denies the allegations contained in paragraph twenty-four.

25. Blakely admits the allegations contained in paragraph twenty-five.

**WHEREFORE**, Blakely respectfully requests that the Commission,

- 1) Find that Blakely did not violate 4 CSR 240-123.065(1) and (2) and 4 CSR 240-123.080(7);
- 2) Find that Blakely did not violate 4 CSR 240-123.065(1) and (2) and 4 CSR 240-123.080(7);

- 3) Find that Blakely did not violate 4 CSR 240-123.065(1) and (2) and 4 CSR 240-123.080(7);
- 4) Find that Blakely did not violate 4 CSR 240-123.065(1) and (2) and 4 CSR 240-123.080(7);
- 5) Find that Blakely did not violate 4 CSR 240-123.065(1) and (2) and 4 CSR 240-123.080(7);
- 6) Find that Blakely did not violate 4 CSR 240-123.065(1) and (2) and 4 CSR 240-123.080(7);
- 7) Find that Blakely did not violate 4 CSR 240-123.080(3) and (4); 4 CSR 240-123.065(1) and (2) and 4CSR 240-123.080(7)
- 8) Find that Blakely did not violate 4 CSR 240-123.080(3) and (4); 4 CSR 240-123.065(1) and (2) and 4CSR 240-123.080(7)
- 9) Find that Blakely did not violate 4 CSR 240-123.080(3) and (4); 4 CSR 240-123.065(1) and (2) and 4CSR 240-123.080(7);
- 10) Issue other findings and orders as are just and reasonable.

**BRADY & CRANE, L.L.C.**

s/Sue Crane  
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Attorney for Respondent

**Proof of Service:**

The Undersigned certifies that a complete copy of this instrument was mailed or sent by electronic mail to the person listed below on this \_\_\_\_ day of \_\_\_\_\_, 2006.

s/ Sue Crane

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