

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

Director of the Manufactured Housing )  
and Modular Units Program of the )  
Missouri Public Service Commission, )

Complainant, )

v. )

**File No. MC-2011-0319**

Burkhart Mobile Homes, Inc., )

8700 E. 70 Highway )  
Kansas City, MO 64129 )

CERTIFIED MAIL )

Respondent, )

## NOTICE OF CONTESTED CASE AND ORDER DIRECTING FILINGS

Issue Date: April 4, 2011

Effective Date: April 4, 2011

The Commission is giving notice of a complaint and contested case, and directing the parties to make certain filings.

On March 31, 2011, the Commission received the complaint, a copy of which is attached. The filing of a complaint requires the Commission to set a hearing.<sup>1</sup> The requirement of a hearing on such issues signifies a contested case.<sup>2</sup> A contested case is a formal hearing procedure, but it allows for waiver of procedural formalities and a decision without a hearing,<sup>3</sup> including by stipulation and agreement.<sup>4</sup>

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<sup>1</sup> Section 386.390.5, RSMo 2000.

<sup>2</sup> Section 536.010(4), RSMo Supp. 2010.

<sup>3</sup> Section 536.060, RSMo 2000.

<sup>4</sup> 4 CSR 240-2.115.

As an alternative to the formal evidentiary hearing procedure, the Commission offers mediation. Mediation is a voluntary process in which a neutral person assists the parties in exploring opportunities for settlement. Upon a request for mediation, the Commission may suspend the schedule set forth in this order.

**THE COMMISSION ORDERS THAT:**

1. Respondent shall file an answer to the complaint no later than May 4, 2011.
2. This order is effective immediately upon issuance.

**BY THE COMMISSION**



Steven C. Reed  
Secretary

( S E A L )

Daniel Jordan, Senior Regulatory Law Judge,  
by delegation of authority pursuant  
to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,  
on this 4<sup>th</sup> day of April, 2011.