

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

Director of the Manufactured Housing)
and Modular Units Program of the Public)
Service Commission)
)
Complainant,)
)
v.)
)
CMH Homes, Inc., d/b/a)
Clayton Homes #303,)
)
Respondent.)

Case No. MC-2016-0032

STAFF’S PRE-HEARING CONFERENCE PROPOSAL

COMES NOW the Director of the Manufactured Housing and Modular Units Program of the Missouri Public Service Commission (“Director”), by and through the Office of Staff Counsel of the Missouri Public Service Commission (“Commission”), and in response to the Commission’s *Order Directing Filing*, for its Pre-Hearing Conference Proposal, respectfully states as follows:

1. On August 10, 2015, the Director filed a complaint against the Respondent.
2. On August 11, 2015, the Commission issued its *Notice of Contested Case and Order Directing Filings* directing the Respondent to file an answer no later than September 10, 2015.
3. The Respondent filed no answer or response by the deadline as directed by the Commission in its September 10 *Order*.

4. On September 14, 2015, the Commission issued its *Order Directing Filing* requesting that the parties propose dates for a pre-hearing conference and may propose dates for a procedural schedule.

5. On September 16, 2015, Staff Counsel issued a letter instructing the Respondent of its intent to file a motion to schedule a pre-hearing conference to be set for Thursday, October 8, 2015, at 10 a.m. to be held at the Governor Office Building, 200 Madison Street, Jefferson City, Missouri 65102, a copy appended hereto as *Attachment A*. The Staff letter was received by Rhonda Hughes on September 18, 2015, receipt appended hereto as *Attachment B*.

6. Staff has received no objection to the proposed time and date, and requests that the Commission issue an order setting pre-hearing conference.

WHEREFORE, based on the foregoing, the Staff respectfully requests that the Commission issue an order setting a pre-hearing conference for October 8, 2015, at 10 a.m. to be held at the Governor Office Building, 200 Madison Street, Jefferson City, Missouri 65102.

Respectfully submitted,

/s/ Hampton Williams

Hampton Williams
Assistant Staff Counsel
Missouri Bar No. 65633
Attorney for the Staff of the
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102
(573) 751-8517 (Telephone)
(573) 751-9285 (Fax)
Hampton.Williams@psc.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been mailed with first-class postage, hand-delivered, transmitted by facsimile or electronically mailed to all counsel of record this 24th day of September, 2015.

/s/ Hampton Williams



Commissioners

DANIEL Y. HALL
Chairman

STEPHEN M. STOLL

WILLIAM P. KENNEY

SCOTT T. RUPP

MAIDA J. COLEMAN

Missouri Public Service Commission

POST OFFICE BOX 360
JEFFERSON CITY, MISSOURI 65102
573-751-3234
573-751-1847 (Fax Number)
<http://www.psc.mo.gov>

SHELLEY BRUEGGEMANN
General Counsel

MORRIS WOODRUFF
Secretary

WESS A. HENDERSON
Director of Administration
and Regulatory Policy

CHERLYN D. VOSS
Director of Regulatory Review

KEVIN A. THOMPSON
Chief Staff Counsel

September 16, 2015

Clayton Homes #303
803 Old Moscow Mills Road
Troy, MO 63379

Re: Director of the Manufactured Housing and Modular Units
Program of the Missouri Public Service Commission v.
CMH Homes, Inc., d/b/a Clayton Homes # 303
Case No. MC-2016-0032 Order Directing Filing

Dear Sir or Madam:

As you know, the Director of the Manufactured Housing Program has initiated a complaint against Clayton Homes before the Missouri Public Service Commission. To facilitate this proceeding, the Commission has ordered that the parties submit a proposed procedural schedule. A copy of the Commission's Order is enclosed.

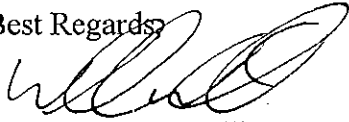
The Commission's Order instructs that the parties "shall file, jointly if possible, a proposed procedural schedule. The schedule shall propose dates for a pre-hearing conference; and may propose dates for discovery deadlines and conferences, pre-filed testimony, dispositive motions, an evidentiary hearing, and briefing schedule...no later than September 24, 2015."

I am writing today to invite you to contact me directly so that we may discuss potential dates to schedule a pre-hearing conference. In absence of any response, I intend to file motion to schedule a pre-hearing conference on Thursday, October 8, 2015, at 10 a.m. to be held at the Governor Office Building, 200 Madison Street, Jefferson City, Missouri 65102.

Furthermore, as Clayton Homes has not submitted an answer within thirty (30) days in response to the complaint, pursuant to Commission Rule 4 CSR 240-2.070(10), the Director of the Manufactured Housing Program may seek Summary Determination on the facts as pled.

Please contact me at (573) 751-8517 or by e-mail at Hampton.Williams@psc.mo.gov to discuss alternate dates. Thank you for your time and consideration on this matter.

Best Regards,



Wm. Hampton Williams II
Assistant Staff Counsel

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Missouri Public Service Commission
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(573) 751-9285 (Fax)
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Enclosure

**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.)
)
CMH Homes, Inc., d/b/a Clayton Homes # 303)
)
Respondent.)

File No. MC-2016-0032

ORDER DIRECTING FILING

Issue Date: September 14, 2015

Effective Date: September 14, 2015

The parties shall file, jointly if possible, a proposed procedural schedule. The schedule shall propose dates for a pre-hearing conference; and may propose dates for discovery deadlines and conferences, pre-filed testimony, dispositive motions, an evidentiary hearing, and briefing schedule. Staff shall coordinate the filing.

THE COMMISSION ORDERS THAT:

1. Proposed procedural schedules shall be filed no later than September 24, 2015.
2. This order shall be effective when issued.



BY THE COMMISSION

Handwritten signature of Morris L. Woodruff in cursive.

Morris L. Woodruff
Secretary

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

Dated at Jefferson City, Missouri,
on this 14th day of September, 2015.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Clayton Homes # 303
803 Old Moscow Mills Rd.
Troy, MO 63379

COMPLETE THIS SECTION ON DELIVERY

A. Signature

Wanda Hughes

Agent
 Addressee

B. Received by (Printed Name)

Wanda Hughes

C. Date of Delivery

9-18-15

D. Is delivery address different from item 1? If YES, enter delivery address below:

Yes
 No

3. Service Type

- Certified Mail
- Registered
- Insured Mail
- Express Mail
- Return Receipt for Merchandise
- C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

*Sanby Jessica Luebert - MOPSC

2. Article Number
(Transfer from service label)

7001 0360 0002 3168 7329

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540