

**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.)	<u>File No. MC-2010-0311</u>
)	
5 Star Homes and Development)	
Company, Inc.,)	
)	
Respondent.)	

**ORDER SETTING PREHEARING CONFERENCE
AND DIRECTING RESPONDENT TO FILE AN ANSWER
THROUGH AN ATTORNEY**

Issue Date: July 30, 2010

Effective Date: July 30, 2010

On May 5, 2010, the Director of the Manufactured Housing and Modular Units Program of the Missouri Public Service Commission filed a complaint against 5 Star Homes and Development Company, Inc. The company filed a timely response. However, the response was not filed by an attorney.

On June 28, the Commission issued a Notice of Deficiency, informing Respondent that because it is a corporation, it must be represented by an attorney. Also in the notice, the Commission urged Respondent to contact the Director to discuss the case to possibly avoid having to hire an attorney. Finally, the Commission notified Respondent that if the parties were unable to settle the complaint, then the Commission would allow Respondent to file an answer through an attorney and set the matter for prehearing conference.

This matter is now at issue and a prehearing conference and procedural schedule are appropriate to ensure its prompt resolution. At the prehearing conference, the parties or their representatives should be prepared to discuss the nature of any discovery each will

conduct and the interval necessary for its completion; the number of witnesses each expects to call at hearing; the number and nature of any exhibits each expects to offer at hearing; and the anticipated length of the hearing. The parties or their representatives should also be prepared to discuss the current status of settlement negotiations. It is expected that the prehearing conference will provide an opportunity for the parties to further pursue settlement discussions.

The parties shall jointly file a proposed procedural schedule. The proposed procedural schedule shall establish dates for the filing of a list of the issues to be determined by the Commission and statements by the parties of their position on each such issue. The proposed procedural schedule shall also include a date for the filing of a list of the witnesses to be called on each day of hearing, the order in which they shall appear and the order of cross-examination agreed upon by the parties. The proposed procedural schedule shall also establish dates for the hearing of this matter.

The Commission is informed that no contact has been made by Respondent to the Director. The Commission will therefore set this matter for a prehearing conference and allow Respondent an opportunity to file an answer.

THE COMMISSION ORDERS THAT:

1. A prehearing conference shall be held on August 12, 2010, beginning at 10:00 a.m. in room 305 of the Governor Office Building at 200 Madison, Jefferson City, Missouri. This hearing will be held in a building that meets accessibility standards required by the Americans with Disabilities Act. If you need additional accommodations to participate in this public hearing, please call the Public Service Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711 prior to the hearing.

2. No later than August 12, 2010, 5 Star Homes and Development Company, Inc. shall, through an attorney licensed to practice law in the State of Missouri, file an answer to the complaint captioned above.

3. This order shall become effective upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'S. Reed', is positioned above the printed name of the Secretary.

Steven C. Reed
Secretary

(S E A L)

Kennard L. Jones, Senior Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo.

Dated at Jefferson City, Missouri,
on this 30th day of July, 2010.