

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

FILED

AUG 11 2000

Missouri Public
Service Commission

Director of the Division of Manufactured
Homes, Recreational Vehicles and Modular
Units of the Public Service Commission,)
)
)

Complainant,)
)

vs.)

Cause No: MC-2000-818

Manufactured Housing Services of
Bonne Terre d/b/a Oakcreek Village of
Bonne Terre,)
)
)

Respondent.)

MOTION FOR REHEARING AND RECONSIDERATION

Comes now the Respondent and for his Motion for Rehearing and
Reconsideration pursuant to 4CSR240-2.160, states, avers, and alleges:

1. This application is made pursuant to 4CSR240-2.160 and applicable sections of R.S.Mo.
2. That on or about the 14th day of June, 2000 the Complainant gave notice to the Respondent of the above complaint.
3. That on or about the 5th day of July, 2000 the President of Complainant, Michael J. Havicon, met with Blaine Beard in order to have the matters resolved with the purchaser of the mobile home.
4. That on July 26, 2000, Michael J. Havicon met with Gene Winn and attempted to get an extension for the scheduled work.
5. That all remaining work was scheduled to be completed during the weekend of July 29, 2000.

6. That on or about the 2nd day of August, 2000 most of the scheduled work was completed, with the exception of the stairwell, and a copy of the factory material and service authorization accepted by John & Brenda Greg is attached to this Motion, and marked Exhibit "1".
7. That with the exception of the stairwell, all other work has been completed to the satisfaction of the purchaser of the mobile home.
8. That Respondent did not hire counsel, nor did Respondent respond to the complaint and file an answer as required by 4CSR240-2.070 (8) et seq.
9. That the Public Service Commission has entered an Interlocutory Order granting Default in accordance with 4CSR240-2.070 (9) et seq.
10. That Respondent did not realize the importance of its failure to file an answer.
11. That this Motion is filed in accordance with 4CSR240-2.070 (9), and further Respondent states that this Motion to Set Aside the order of Default and extend the filing date of the answer is requested in accordance with 4CSR240-2.070 (9), and further that Respondent has good cause for failure to file a timely answer.
12. That the good cause mentioned in the above Paragraph is:
 - a. Respondent is in substantial compliance, and only has the stairwell to complete and Respondent has scheduled the work on the stairwell for this weekend. That the Respondent's failure to timely file an answer in accordance with 4CSR240-2.070 (9) et seq. is

McAVOY & BAHN, L.C.

By: 

Michael J. McAvoy MBE: 24841

Fenton Professional Building

330 Water Street

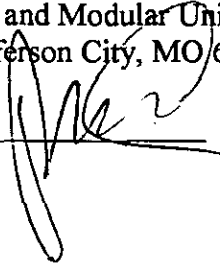
Fenton, MO 63026

Telephone: (636) 343-9753

Facsimile: (636) 343-8669

CERTIFICATE OF SERVICE

I certify that the above and foregoing instrument has been faxed (573-751-9285) and mailed to: David Stueven, Esq., Assistant General Counsel, Attorney for the Director of the Division of Manufactured Homes and Modular Units of the Missouri Public Service Commission, P.O. Box 360, Jefferson City, MO 65012.



Factory Material and Service Authorization

Fax to: (205) 468-2740

Approval Required for Reimbursement

EXHIBIT

1

SVCREQID: 03151

SA#

FACTORY USE

Manufactures
Carriage
PO BOX 69
Guin, AL. 35563
(888) 468-3078

Mover

Installer
Red Becker
3825 Pinro
Fostus MO 63028
(314) 937-8950

Hwy 67 to Hwy K east to Hillsboro Rd Turn right First Home on left Triple wide setting on full basement.

Directions

1. DEALER / LOCATION: Oak Creek #5058 6967 Stonny Ln.
City, State, Zip: Bonne Terre, MO 63628 Estimate: Date: 7/30/2000 Contact: Mike Havicon
Phone: (573) 358-2287 Fax: (573) 358-0701 Who Will Do?: Steve Bras Sched Date:

2. CUSTOMER Gegg John And Brenda Serial #: CHA1A128 Model: SM-665 Purch. Date: 1/9/1999
Address: 7676 Hillsboro Rd. City: Bonne Terre State: MO Zip: 63628
Home Phone: (573) 358-2341 His Work: Her Work:

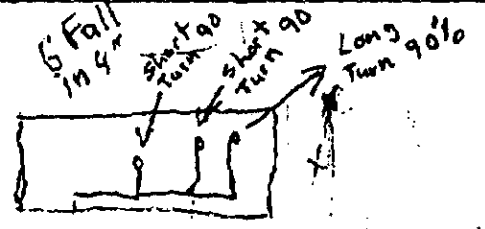
9. COST DETAILS

	QTY	RATE	TOTAL
Labor			
Drive Time			
Mileage			
GRAND TOTAL			

ATTACH INVOICE AND MAIL!

3. PROBLEM REPORTED BY CUSTOMER	4. PROBLEM FOUND	4. PARTS REQUIRED (order parts here)	(need from plant?)	5. ACTION TAKEN (Tell Us What You Did):	6. HRS	7. INITIAL Customer
Weld Horns to Foundation	X		Yes			
Reinstall 4 x 4 Above I beams	X		Yes			
Rivet Hud Seal On Top	X		Yes			
replace short turn 1 with long turn 90	X		Yes			
install full turn 90 in place of short turn	X		Yes			
lower sewer drop	X		Yes			
connect ground cross over on top	X		Yes			
install drip rail and vinyl trim on back end of home	X		Yes			

concrete beam pockets X
Install STEEL JACK post on MARRIAGE LINE X
Install 4 steel JACK post each corner of stairwell opening X



2-88 1/2 JACK post

8. THE ABOVE SERVICE WAS COMPLETED TO MY SATISFACTION

Customer: Brenda Gegg
Date: 8-2-00

If all work is not complete to your satisfaction, please contact your dealer while the technician is still at your home.

Technician: Steve Bras
COMPLETE TO INVOICE!

OCV BONNETTERREMO

14:14 FAX 5733580703

08/08/00

COMPLETE 3&4 BEFORE REQUEST COMPLETE ALL ITEMS FAX TO

COMPLETE 5,6&7 TO INVOICE