

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.)

Burkhart Mobile Homes, Inc.,)

Respondent,)

File No. MC-2011-0319

ORDER RE-SCHEDULING EVIDENTIARY HEARING

Issue Date: July 12, 2011

Effective Date: July 12, 2011

The Missouri Public Service Commission is granting the *Motion for Continuance* ("motion") that Staff filed on July 12.¹ The Commission will dispense with the regulatory 10-day period for responses to the motion for two reasons. First, the tenth day is July 22, a Friday. A ruling on the following Monday July 26 would issue the day before the hearing, currently scheduled for July 26. Second, granting the motion preserves the status quo, and the status quo favors the respondent, so the Commission sees no prejudice to respondent in dispensing with responses to the motion.

In the motion, Staff seeks a 90-day postponement of the evidentiary hearing on two grounds. Staff cites its relief efforts related to the Joplin tornado. Staff also cites its investigation into violations of tariff, regulation, or statute in addition to those already charged. Staff states that such investigation may lead to the filing of further charges. Staff

¹ All dates are in 2011.

argues that the filing of an amended complaint in this action is more economical for all parties than filing a separate action.

On those grounds, the Commission will grant the motion. Staff does not ask to re-schedule the pre-hearing conference set for July 19.² Therefore, the Commission will convene the pre-hearing conference as scheduled.

THE COMMISSION ORDERS THAT:

1. The Commission will convene a pre-hearing conference as currently scheduled on July 19, 2011.
2. The Commission will convene an evidentiary hearing on the merits of the complaint on November 3, 2011.
3. The pre-hearing conference and evidentiary hearing will begin at 10:00 A.M. in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. That building meets accessibility standards required by the Americans with Disabilities Act and any person who needs additional accommodations to participate in the pre-hearing conference or evidentiary hearing shall contact the Commission not later than the day before such event. Such contact shall be through the Commission's Hotline at 1-800-392-4211 (voice) or Relay Missouri at 711.
4. The July 26, 2011, evidentiary hearing is cancelled.

² Order dated May 19, 2011.

5. 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 12th day of July, 2011.