

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

<b>Director of the Manufactured Housing</b>	)	
<b>and Modular Units Program of the</b>	)	
<b>Public Service Commission,</b>	)	
	)	
<b>Complainant,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. MC-2004-0079</b>
	)	
<b>Amega Sales, Inc.,</b>	)	
	)	
<b>Respondent.</b>	)	

**RESPONDENT'S OBJECTION TO COMPLAINANT'S  
MOTION FOR ISSUANCE OF SUBPOENAS FEWER  
THAN TWENTY DAYS BEFORE HEARING**

COMES NOW Respondent and objects to Complainant's Motion for Issuance of Subpoenas Fewer than Twenty Days Before Hearing in this cause and in support states as follows:

1. On Thursday, May 20, 2004 the depositions of Don and Terri Higginbotham were taken. Complainant's counsel attended those depositions and was given a full, fair and complete opportunity to question Mr. and Mrs. Higginbotham with respect to all matters relevant to this case. Complainant is entitled to use the Higginbothams' deposition testimony at the hearing in this cause, which is scheduled for June 2, 2004.

2. As is stated in paragraph 4 of the Complainant's motion, the Complaint filed in this case on or about August 5, 2003, mentions Mr. and Mrs. Higginbotham and their home by name. Complainant has known from the outset of this case, therefore, that the Higginbothams are necessary witnesses and that their manufactured home is the subject of this action. Therefore, Respondent disputes the assertion by

Complainant that good cause exists to issue the subpoenas in question, and Respondent questions the assertion in paragraph 6 of Complainant's motion that it was not possible for Complainant to request or for the Commission to issue subpoenas to Mr. and Mrs. Higginbotham more than twenty days before the hearing in this cause.

WHEREFORE, Respondent prays that Complainant's motion be denied.

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/s/ Thomas M. Harrison

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The undersigned certifies that a complete and conformed copy of the foregoing document was faxed and mailed to each attorney who represents any party to the foregoing action, by U.S. Mail, postage prepaid in the proper amount, at said attorney's business address.

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/s/ Thomas M. Harrison

Dated: May 21, 2004