

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

In the Matter of an Investigatory Docket)	
to Review the Setup Installation Practices)	<u>Case No. MO-2019-0258</u>
of Brune Mobile Sales)	

**MOTION FOR ADDITIONAL TIME TO
FILE PROGRESS REPORT**

COMES NOW the Staff of the Missouri Public Service Commission ("Staff") and for its *Motion for Additional Time to File Progress Report* states as follows:

1. Staff filed its *Motion to Open Investigatory Docket* on March 11, 2019. Subsequently, on March 27, 2019, the Commission issued its *Order Opening an Investigation* directing Staff to undertake an investigation of Brune Mobile Sales' installation and set-up practices.

2. In the course of its investigation, Staff issued on July 11, 2019, thirteen (13) data requests ("DRs" or "DR") to Brune Mobile Sales ("Brune").¹ Pursuant to 4 CSR 240-2.090(2)(C) and (H),² responses to those requests were due in the Commission's Electronic Filing and Information System (EFIS) on July 31, 2019.

3. On or around August 7, Staff Counsel first initiated communication with Brune's counsel regarding the unanswered DRs; Staff Counsel followed-up again on August 15 and was informed that Brune's counsel would check on the status of the responses and update Staff regarding the same.

4. On August 29, 2019, Staff Counsel again communicated with Brune's counsel regarding the unanswered DRs and conferred by telephone as required by 20

¹ Staff Counsel also issued formal discovery requests in early May. Brune timely responded to the Request for Admissions, and Staff Counsel and Brune's counsel agreed to an extension of time in which to file responses to remaining requests. Brune responded to those requests within the agreed-upon time.

² These rules are now contained at 20 CSR 4240-2.090.

CSR 4240-2.090(8)(A). The parties agreed to allow ten (10) additional days for Brune to answer the DR. However, no responses were received by the agreed-upon date and Staff Counsel arranged a discovery dispute teleconference with the Regulatory Law Judge assigned to this case pursuant to 20 CSR 4240-2.090(8)(B).

5. On September 17 2019, Staff Counsel, the Manager of the Manufactured Housing and Modular Units Department, and Brune's Counsel engaged in a teleconference with the Regulatory Law Judge assigned to this case. The parties agreed that responses to Staff's DR would be filed no later than Monday, September 23.

6. Responses to Staff's DR were emailed to Staff Counsel on Friday, September 20; Staff Counsel in reply to that email acknowledged the receipt of the responses and provided instructions to the Commission's EFIS system and contact information for the data center so that the responses could be entered into EFIS.

7. Having now received the responses, Staff requests time to review these responses and time to incorporate the responses, as applicable, into Staff's Progress Report, which is currently due no later than September 27.

8. Staff respectfully requests additional time in which to file its Progress Report, and estimates that 30 days will be sufficient to complete its review of recently-received responses and complete its report. Staff will file its Progress Report sooner, if possible.

WHEREFORE, Staff respectfully submits this *Motion for Additional Time to File Progress Report* for the Commission's consideration and requests a 30 day extension of time in which to file its Progress Report.

Respectfully submitted,

/s/ Alexandra L. Klaus

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing have been electronically mailed to all parties and/or counsel of record on this 24th day of September, 2019.

/s/ Alexandra L. Klaus