



Commissioners  
KELVIN L. SIMMONS  
Chair

CONNIE MURRAY

SHEILA LUMPE

STEVE GAW

BRYAN FORBIS

Amega Sales, Inc.  
Greg Deline  
111 Eastside Drive  
Ashland, MO 65010

## Missouri Public Service Commission

POST OFFICE BOX 360  
JEFFERSON CITY, MISSOURI 65102  
573-751-3234  
573-751-1847 (Fax Number)  
<http://www.psc.state.mo.us>

November 12, 2002

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

**FILED** <sup>3</sup>

JUN 25 2004

RE: Don Higginbotham's Skyline Manufactured Home (Serial No. 0151-0412-M A/B).

Missouri Public  
Service Commission

Dear : Mr. Deline

As authorized inspectors for the Department of Manufactured Housing and Modular Units of the Missouri Public Service Commission, Mr. Tim Haden and Mr. Gene Winn inspected the above referenced home owned by Don Higginbotham, on 7/10/02. A copy of the inspection report is enclosed.

Pursuant to Section 700.015.1 RSMo 1994, no person shall rent, lease, sell or offer for sale any new manufactured home manufactured after January 1, 1974 unless such manufactured home complies with the code and bears the proper seal. During the inspection it was the finding of this Department that this manufactured home does not have HUD labels and according to the bill of sale received by this Department this home was sold as new. Also, according to Mr. Tim Haden an authorized inspector for this Department, On March 13, 2002 a prohibitive sale notice (red tag) was placed on this home located at Amega Sales, Inc. sales lot for no HUD labels. The dealer was informed that this home could not be sold as a new manufactured home. The red tag was removed on May 29, 2002 when the dealer provided information indicating that this is a used home and would be sold as a used manufactured home.

Further, it is the finding of this Department that this home has been altered in violation of state law. Section 700.025 RSMo 1994, states that no person shall alter or cause to be altered any manufactured home, or modular unit to which a seal has been affixed, if such alteration or conversion causes the manufactured home or modular unit to be in violation to the code. Please refer to the specific items of the inspection report for specific details.

The inspection also indicated that the referenced manufactured home is not properly setup. Please refer to those items of the inspection report for specific details Pursuant to Section 700.100.3(6) RSMo 1994, manufactured home dealers are responsible to arrange for the proper initial setup of any manufactured home or modular unit purchased from their dealership, unless the dealer receives a written waiver of that service from the purchaser or his authorized agent and an amount equal to the actual cost of the setup is deducted from the total cost of the manufactured home or modular unit.

Your prompt attention to this matter is required. A written response must be submitted within 10 days from the date of this letter, to avoid further action by the Commission.

Should you have any questions, please feel free to contact me at 800-819-3180.

Respectfully,

*Ronald J. Pleus*

Ronald J. Pleus  
Manager, Manufactured Housing and Modular Units Program

cc: Tim Haden  
Don Higginbotham  
Certified Mail No. 7001 1940 0002 6942 2517

Exhibit No. 7  
Case No(s). ML-2004-079  
Date 6-2-04 Rptr 716

*Informed Consumers, Quality Utility Services, and a Dedicated Organization for Missourians in the 21st Century*