

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
December 22, 2000**

CASE NO: MC-2000-818

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Michael J. Havicon
c/o Oakcreek Village of Bonne Terre
6967 Stormy Lane
Bonne Terre, MO 63628

Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

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

Complainant,

v.

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

Respondent.

Case No. MC-2000-818

**ORDER GRANTING MOTION REOPENING CASE,
ORDER ESTABLISHING PREHEARING CONFERENCE,
AND ORDER DIRECTING FILING OF PROCEDURAL SCHEDULE**

On June 14, 2000, the Director of the Division of Manufactured Homes, Recreational Vehicles and Modular Units of the Missouri Public Service Commission (Complainant) filed a complaint with the Missouri Public Service Commission (Commission) against Manufactured Housing Services of Bonne Terre d/b/a Oakcreek Village of Bonne Terre (Respondent).

Notice of the complaint was mailed to the Respondent by certified mail on June 19, 2000. The official case file reflects a postal service receipt showing that Respondent accepted delivery on July 3, 2000. In that notice of complaint, the Respondent was given 30 days from the date of the notice of complaint (i.e., until July 19, 2000) to respond to the complaint by filing an answer, a notice that the complaint had been satisfied, or a written request that the complaint be referred to a neutral third-party mediator for voluntary mediation of the complaint.

The Respondent did not respond to the complaint. The Commission entered an order finding default on July 27, 2000, with an effective date of August 8, 2000.

On August 11, 2000, Respondent, by and through his attorney of record, Michael J. McAvoy, Esq., late-filed a motion for "rehearing and reconsideration." The Complainant did not respond to the Respondent's motion.

On September 13, 2000, the Commission entered its order setting aside the order finding default and ordering the Respondent to file no later than September 28, 2000, an answer, a notice that the complaint has been satisfied, or a written request that the complaint be referred to a neutral third-party mediator for voluntary mediation of the complaint.

Respondent did not comply with that order. The Commission entered its second order finding default on October 12, 2000, and issued its notice closing the case on October 30, 2000.

On December 20, 2000, Complainant filed its motion to reopen the case on the grounds that the relief it had requested in its original complaint was not granted.

Thus, the Commission will reopen the case; establish a prehearing conference to afford the parties the opportunity to discuss, define, and possibly resolve the issues presented; and require that a procedural schedule be filed to ensure that the case progresses.

IT IS THEREFORE ORDERED:

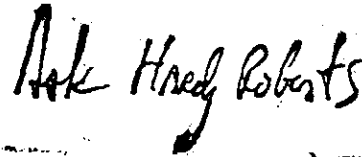
1. That the motion to reopen this case filed by the Director of the Division of Manufactured Homes, Recreational Vehicles and Modular Units of the Missouri Public Service Commission on December 20, 2000, is granted.
2. That a prehearing conference shall be held on Wednesday, February 21, 2001, beginning at 10:00 a.m. in Suite 305 (the small hearing

room) in the offices of the Missouri Public Service Commission in Jefferson City, Missouri, located on the main floor of the Governor Office Building, 200 Madison Street. The Governor Office Building meets the accessibility standards required by the Americans with Disabilities Act. If any person needs additional accommodations to participate in this prehearing conference, please call the Missouri Public Service Commission's Hotline at 1-800-392-4211 (voice) or 1-800-829-7541 (TDD) prior to the hearing.

3. That a procedural schedule shall be filed no later than March 7, 2001.

4. That this order shall become effective on January 1, 2001.

BY THE COMMISSION

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Bill Hopkins, Senior Regulatory Law Judge,
by delegation of authority pursuant to
Section 386.240, RSMo 1994.

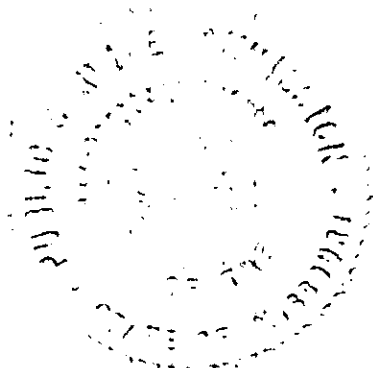
Dated at Jefferson City, Missouri,
on this 22nd day of December, 2000.

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

I have compared the preceding copy with the original on file in this office and

I do hereby certify the same to be a true copy therefrom and the whole thereof.

**WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 22nd day of December 2000.**



Dale Hardy Roberts

**Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge**