STATE OF MISSOURI PUBLIC SERVICE COMMISSION JEFFERSON CITY May 15, 2001

CASE NO: MC-2000-660

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

Larry J. Meyer, President C/0 Discount Manufactured Housing, Inc. 1601 North Outer Road East 50 Highway Warrensburg, MO 64093 **General Counsel**

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

Daniel R. Carter

Fitzgerald, Fitzgerald & Carter 219 North Holden Street Warrensburg, MO 64093

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

Sincerely.

Dale Hardy Roberts Secretary/Chief Regulatory Law Judge

Ask Hold Roberts

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,)
) Case No. MC-2000-660
v.)
)
Discount Manufactured Housing, Inc.,)
)
Respondent.)

ORDER ESTABLISHING PROCEDURAL SCHEDULE

On May 10, 2001, the complainant, the Director of the Division of Manufactured Homes, Recreational Vehicles, and Modular Units, on his own behalf and on behalf of the respondent, Discount Manufactured Housing, Inc., and the Office of the Public Counsel, filed with the Missouri Public Service Commission their proposed procedural schedule.

The Commission finds that the proposed procedural schedule is suitable, will establish a procedural schedule, and finds that these conditions should be applied:

(A) The Commission will require the prefiling of testimony under Commission Rule 4 CSR 240-2.130. All parties must comply with this rule, including the requirement that testimony be filed on line-numbered pages. The practice of prefiling testimony is designed to give parties notice of the claims, contentions, and evidence in issue and to avoid unnecessary objections and delays caused by allegations of unfair surprise at the hearing.

- (B) Under Commission Rule 4 CSR 240-2.130(15), testimony and schedules may not be filed under seal and treated as proprietary or highly confidential unless the Commission has established a protective order. Any testimony or schedule filed without a protective order will be considered public information.
- (C) The parties must agree upon and the Staff must file a list of the issues to be heard, the witnesses to appear on each day of the hearing, the order in which the witnesses will be called, and the order of cross-examination for each witness. Any issue not contained in this list of issues will be viewed as uncontested and not requiring resolution by the Commission.
- (D) Each party must file a statement of its position on each disputed issue. The statement must be simple and concise, and must not contain argument about why the party believes its position to be the correct one.
- (E) The Commission's general policy provides for the filing of the transcript within two weeks after the hearing. If any party seeks to expedite the filing of the transcript, the request must be tendered in writing to the regulatory law judge at least five days prior to the date of the hearing.
- (F) All pleadings, briefs, and amendments must be filed in accordance with Commission Rule 4 CSR 240-2.080. Briefs must follow the same list of issues filed in the case and must cite the proper portions of the record concerning the remaining unresolved issues that are to be decided by the Commission.
- (G) All parties are required to bring an adequate number of copies of exhibits which they intend to offer into evidence at the hearing. If an exhibit has been prefiled, only three copies of the exhibit are

necessary for the court reporter. If an exhibit has not been prefiled, the party offering it should bring, in addition to the three copies for the court reporter, copies for the five Commissioners, the regulatory law judge, and all counsel.

The Commission strongly encourages each party to submit suggested findings of fact and conclusions of law with the regulatory law judge at the same time it submits its statement of position. The suggested findings of fact and conclusions of law should be submitted in both paper form and electronically.

IT IS THEREFORE ORDERED:

1. That the following procedural schedule is established:

Complainant's direct testimony	-	June 12, 2001
Respondent's rebuttal testimony	-	July 3, 2001
Complainant's surrebuttal testimony	-	July 10, 2001
List of issues and order of witnesses	-	July 20, 2001
Statement of positions	-	July 24, 2001
Evidentiary hearing	-	July 31, 2001

2. That the evidentiary hearing will be held in Room 310 (the large hearing room), located in the office of the Missouri Public Service Commission in Jefferson City, Missouri, 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 the evidentiary hearing, 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 this order shall become effective on May 25, 2001.

BY THE COMMISSION

Take Hred Rober

Dale Hardy Roberts Secretary/Chief Regulatory Law Judge

(SEAL)

Bill Hopkins, Senior Regulatory Law Judge, by delegation of authority under Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri, on this 15th day of May, 2001.

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 15th day of May 2001.

Dale Hardy Roberts

Hake Hard Roberts

Secretary/Chief Regulatory Law Judge