

November 7, 2005

FILED²

NOV 09 2005

The Honorable Colleen M. Dale
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102-0360

**Missouri Public
Service Commission**

Re: Case No. WC-2006-0107

Dear Judge Dale,

Please find enclosed for filing in the referenced matter the original and five copies of a Response To Motion To Reschedule Conference.

Please bring this filing to the attention of the appropriate Commission personnel.

Contact me if you have any questions regarding this filing. Thank you.

Respectfully submitted,



Ben F. Weir
3515 SW Meyer Blvd.
Blue Springs, MO 64015

Cc: Office of Public Counsel
General Counsel's Office
Mark W. Comley

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

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Missouri Public
Service Commission

Ben F. Weir,

Complainant

Case No. WC-2006-0107

Vs.

Folsom Ridge, LLC (Owning and Controlling the
Big Island Homeowners Association)

Respondent

RESPONSE TO MOTION TO RESCHEDULE CONFERENCE

COMES NOW Ben F. Weir, the complainant in case No. WC-2006-0107, respectfully requesting that the Commission **NOT** reschedule the conference presently scheduled for November 15, 2005 at 10:00 a.m., at the Commission's office at the Governor's Office Building, Room 305, 200 Madison Street, Jefferson City, Missouri, purpose of said conference being to clarify the issues raised by the complainants, and to determine which of those issues are under the jurisdiction of the Commission and to determine the proper parties to the complaints, and develop some milestones that may lead to resolution of the identified issues. In support thereof, I, as a private citizen and taxpayer of the State of Missouri and one of the complainants in this case, submit the following:

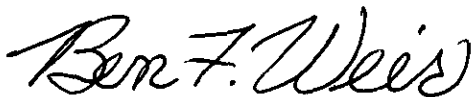
1. The Commission entered an order on November 1, 2005 scheduling a conference in all of these nine cases (Nos. WC-2006-0082, WC-2006-0090, WC-2006-0107, WC-2006-0120, WC-2006-0121, WC-2006-0122, WC-2006-0129, WC-2006-0138 and WC-2006-0139) in an effort to better identify parties and the issues in each case. I believe my participation, as one of the complainants, as well as those eight other complainants, is indeed critical to achieving the purpose of the conference. I also "realistically" acknowledge that anytime a meeting is set (without the advance agreement of all parties affected) that there will be inevitable conflicts and reasons why not every affected party could attend whether that might be for personal health reasons, out of state transportation problems, vacation plans, or prior meeting conflicts which apparently has caused Mr. Comley to file yet another motion to delay the proceedings in this case.
2. I also (like Mr. Comley) have a business and professional conflict with his suggested "rescheduled" date of November 18, 2005 and had already scheduled time off from my responsibilities of publishing a daily

newspaper to make special arrangements to attend the November 15, 2005 conference in Jefferson City as ordered on November 1, 2005 by the Honorable Colleen M. Dale, Secretary/Chief Regulatory Law Judge, Missouri Public Service Commission. More importantly, the undersigned strongly contends that there is no one else other than myself, who can meaningfully present the various issues that I have presented in my formal complaint against Folsom Ridge, LLC, Owning and Controlling the Big Island Homeowners Association.

3. Therefore, in the interests of fairness to ALL interested parties, I respectfully ask that the Commission hold the conference as originally scheduled on November 15, 2005 and adhere to their November 1, 2005 directive that **"The parties are encouraged to attend the conference in person if possible, but any party wishing to participate by telephone may do so by dialing 573-751-9630 at the time set for the conference."** Those unable to attend can be accommodated by phone as directed by the Commission.

WHEREFORE, based on the above and foregoing, Ben Weir, the complainant in case No. WC-2006-0107, respectfully requests that the Commission **NOT** reschedule the conference presently scheduled for November 15, 2005 at 10:00 a.m., at the Commission's office at the Governor's Office Building, Room 305, 200 Madison Street, Jefferson City, Missouri.

Respectfully submitted,



Ben F. Weir
3515 SW Meyer Blvd.
Blue Springs, MO 64015

Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was sent via U.S. Mail, postage prepaid, this 7th day of November 2005 to the General Counsel's Office and Office of Public Counsel as well as to Mr. Mark W. Comley, Newman, Comley & Ruth P.C., 601 Monroe St., Suite 301, P.O. Box 537, Jefferson City, MO 65102