

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

The Staff of the Missouri Public Service Commission,)	
)	
Complainant,)	
v.)	
)	File No. WC-2022-0295
I-70 Mobile City, Inc. d/b/a I-70 Mobile City Park.)	File No. SC-2022-0296
)	
Respondent.)	

STAFF’S RESPONSE TO REQUEST FOR MEDIATION

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), through counsel, and in response to Respondent’s Request for Mediation filed in case numbers WC-2022-0295 and SC-2022-026, states as follows:

1. On April 22, 2022, Staff filed *Staff’s Complaint* concerning the unauthorized provision of water and sewer service by Respondent I-70 Mobile City, Inc., d/b/a I-70 Mobile City Park to the public.
2. On April 25, 2022, the Commission entered an *Order Giving Notice of Contested Case and Directing Answer* (“*Order*”). In its *Order*, the Commission designated case numbers WC-2022-0295 and SC-2022-026 as contested cases pursuant to Section 366.390, RSMo, and ordered Respondent to file an answer to the Complaint or a request for mediation no later than May 25, 2022.
3. On May 10, 2022, Respondent filed a Request for Mediation in case numbers WC-2022-0295 and SC-2022-026 and requested that the Complaint be referred to a neutral third-party mediator for voluntary mediation.

4. On May 11, 2022, the Commission entered an Order Directing Response to Mediation Request ordering Staff to reply to whether it agrees to mediation of the formal complaint.

5. If mediation is declined or is unsuccessful, the case returns to the contested case track, and the Respondent must file an answer to the complaint.

6. Staff hereby declines the opportunity to seek mediation, in that the parties have attempted for over a year to resolve the issues raised by Staff in its Complaint without reaching any mutually agreeable resolution. It is the result of a year of failed negotiations via telephone, email, letter writing, and formal inquiries, and other attempts at resolving the parties' differences that lead to the Staff filing the Complaint.

7. Because the parties will likely not be able to resolve the issues raised in these cases without a decision on the merits, Staff declines mediation and requests that these cases proceed through the formal hearing process.

WHEREFORE, Staff requests that the Commission issue an order requiring Respondent I-70 Mobile City, Inc. d/b/a I-70 Mobile City Park to file an answer to the Complaint and for any other orders as the Commission sees just and reasonable under the circumstances.

Respectfully submitted,

/s/ Carolyn H. Kerr
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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 16th day of May, 2022.

/s/ Carolyn H. Kerr