

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

The Staff of the Missouri Public Service Commission,)	
)	
)	
Complainant,)	
)	<u>Case No. WC-2022-0295</u>
I-70 Mobile City, Inc.)	
d/b/a I-70 Mobile City Park)	
)	
Respondent.)	

STAFF’S MOTION REGARDING WITNESS AVAILABILITY

COMES NOW the Staff of the Missouri Public Service Commission (“Staff”), by and through undersigned counsel, and states as follows regarding the availability of its witnesses:

1. The hearing in the above-captioned case is currently set for December 6 and December 8, 2023, beginning at 9:00 a.m. each day.
2. According to its *Joint List of Issues, Order of Opening Statements, and List of Witnesses*, filed on November 17, 2023, Staff intends to call Curt B. Gateley as a witness, and pre-filed his written testimony on November 8, 2023.
3. Mr. Gateley is unavailable to testify on December 8, 2023, due to family obligations, and may be unable to testify on December 6, 2023, due to illness.
4. In his absence, Jim Busch, Industry Analysis Division Director, and Mr. Gateley’s direct supervisor, can sponsor and is available to testify, answer questions, and be cross-examined regarding the majority of Mr. Gateley’s pre-filed testimony.
5. This motion is made in the interest of justice and not with the intent to unreasonably delay or hinder these proceedings in any manner.

WHEREFORE, Staff prays that the Commission will grant this *Motion Regarding Witness Availability* and allow for Jim Busch, Industry Analysis Director, to testify as needed in place of Curt B. Gateley, and grant such other and further relief as the Commission considers just and reasonable in the circumstances.

Respectfully submitted,

/s/ Carolyn H. Kerr

Missouri Bar Number 45718

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Missouri Public Service Commission

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic mail, on this 4th day of December, 2023, to all counsel of record.

/s/ Carolyn H. Kerr