

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

<b>Director of the Manufactured Housing</b>	)	
<b>and Modular Units Program of the</b>	)	
<b>Public Service Commission,</b>	)	
	)	
<b>Complainant,</b>	)	
	)	
<b>v.</b>	)	<b>Case No. MC-2004-0079</b>
	)	
<b>Amega Sales, Inc.,</b>	)	<b>JURY TRIAL DEMANDED</b>
	)	
<b>Respondent.</b>	)	

**RESPONSE AND OBJECTION TO MOTION FOR ISSUANCE OF  
SUBPOENA FEWER THAN TWENTY DAYS BEFORE HEARING**

COMES NOW Respondent, by and through counsel, and for its Response and Objection to the Complainant's Motion for Issuance of Subpoena Fewer than Twenty Days Before Hearing concerning Lynn Hanks states as follows:

1. Respondent objects to the Motion in that it does not constitute a showing of good cause for the issuance of a subpoena fewer than twenty days before the hearing in this cause, which is scheduled for June 2, 2004. Complainant had a duty, even prior to filing the Complaint in this case, to investigate the facts giving rise to the Complaint and to know and to determine who the Complainant's witnesses would be.

2. Paragraph 5 of the Complainant's Motion admits that the Director was in possession of Mr. Hanks' name "at the time of the initial investigation into the matter at question in this case."

3. Furthermore, as evidenced by paragraph 4 of the Complainant's Motion, the matters about which Mr. Hanks supposedly is to testify constitutes hearsay and are not relevant to or probative of any disputed issue in this case.

WHEREFORE, because the Complainant has failed to show good cause why a subpoena should issue to Lynn Hanks fewer than 20 days before the hearing in this cause and for the other reasons stated in this objection, Respondent respectfully requests that the Motion be denied.

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/s/ Thomas M. Harrison

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The undersigned certifies that a complete and conformed copy of the foregoing document was faxed and mailed to each attorney who represents any party to the foregoing action, by U.S. Mail, postage prepaid in the proper amount, at said attorney's business address.

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/s/ Thomas M. Harrison

Dated: May 27, 2004