

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

Director of the Manufactured Housing)
And Modular Units Program of the Missouri)
Public Service Commission,)
)
Complainant)
)
v.) Cause No. MC - 2009 - 0020
)
Brookside Homes)
)
Respondent)

**RESPONDENT'S ANSWER TO
FORMAL COMPLAINT AND REQUEST FOR APPEAL**

Comes now, Respondent, by and through its attorney and for its Answer to Complainant's
Complaint states as follows:

STATEMENT OF THE CONTROLLING LAW AND BACKGROUND

1. Respondent admits the allegations contained in Paragraphs 1, 2, 6, and 7.
2. Respondent denies the allegations contained in Paragraphs 3, 4, 5, and 8.

COUNT I

1. Respondent reasserts all of the allegations contained in paragraphs 1 and 2 above
as if fully set forth herein.
2. Respondent denies the allegations contained in Paragraphs 12, 14, 15, 16, 17, 18,
19 and 20.
3. Respondent is without sufficient knowledge to admit or deny the allegations
contained in Paragraphs 10, 11 and 13, and therefore denies the same.

COUNT II

1. Respondent reasserts all of the allegations contained in the paragraphs set forth above as if fully set forth herein.

2. Respondent denies the allegations contained in Paragraphs 24, 25, 28, 29, 30, 31, 32 and 33.

3. Respondent is without sufficient knowledge to admit or deny the allegations contained in Paragraphs 22, 23, 26 and 27, and, therefore, denies the same.

COUNT III

1. Respondent reasserts all of the allegations contained in the paragraphs set forth above as if fully set forth herein.

2. Respondent denies the allegations contained in paragraph 37, 39, 41, and 42.

3. Respondent admits the allegations contained in Paragraph 40.

4. Respondent is without knowledge as to the allegations contained in Paragraphs 35, 36, 38, and 40 and therefore denies the same.

5. That these parties have been in discussions regarding these issues, that there is an ongoing dispute between the Plaintiff and the Respondent regarding these issues, and that this appellate process is the only apparent remedy for Plaintiff to seek recourse regarding this matter.

WHEREFORE, Respondent prays for an order reinstating his license and for such other orders and findings as may be available.

RELIEF SOUGHT NON-RENEWAL AND REVOCATION

1. Respondent reasserts all of the allegations contained in the paragraphs set forth above as if fully set forth herein.

2. Respondent denies the allegations contained in paragraphs 44 and 45.

WHEREFORE, having fully answered, Respondent prays that the Commission deny the Director's requests; that the Director's petition be dismissed, at Director's cost; for an order reinstating Respondent's license and for such other and further orders as to it, the Commission, deems just and proper under the circumstances.

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By: Robert Bilbrey
Robert W. Bilbrey, #48588
Attorney for Respondent

CERTIFICATE OF MAILING

The undersigned hereby certifies that a true and exact copy of the foregoing instrument was e-mailed this 22nd day of August, 2008, to: Steven C. Reed, Attorney for Plaintiff, Manufactured Housing and Modular Units Program, Public Service Commission, PO Box 360, Jefferson City MO 65102.

Robert Bilbrey
Robert W. Bilbrey, #48588