

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

The Staff of the Missouri Public Service Commission,	)	
	)	
	)	
Complainant,	)	
	)	Case No. WC-2008-0405
v.	)	
	)	
Dale Whiteside and Whiteside Hidden Acres, L.L.C.	)	
	)	
Respondents.	)	

**STAFF’S RESPONSE TO RESPONDENTS’ MOTION FOR CONTINUANCE**

**COMES NOW** Staff of the Missouri Public Service Commission (Staff), through Counsel, and for its Response respectfully states to the Missouri Public Service Commission (Commission) as follows:

1. On July 22, 2008, the Commission issued its Order Setting Prehearing Conference and Requiring Filing of Procedural Schedule. A prehearing conference was ordered for August 7, 2008, at 10:00 a.m., with the parties to file a joint procedural schedule thereafter.
2. On July 28, 2008, Counsel for Staff received Respondents’ Motion for Continuance, which states Counsel for Respondent was previously scheduled to be in trial in Dallas County Circuit Court on August 7, 2008.
3. Respondents’ Motion proposes several dates and times, and states the Motion is not made for the purpose of undue delay.
4. Counsel for Staff has sick leave and annual leave scheduled for the week of August 11-15, 2008, but will be available for Respondents’ proposed dates of August 18<sup>th</sup>, 19<sup>th</sup>, 21<sup>st</sup>, 22<sup>nd</sup>, and 25<sup>th</sup>.

5. Counsel for Staff notes that, as of the time of filing, no other matters appear on the Commission's calendar for August 19<sup>th</sup> and 21<sup>st</sup>.

**WHEREFORE**, Counsel for Staff respectfully requests the Commission modify the July 22, 2008 Order, continuing the set prehearing in this matter to August 18<sup>th</sup>, 19<sup>th</sup>, 21<sup>st</sup>, 22<sup>nd</sup>, or 25<sup>th</sup>.

Respectfully submitted,

**/s/ Jennifer Hernandez**

Jennifer Hernandez

Legal Counsel

Missouri Bar No. 59814

Attorney for the Staff of the  
Missouri Public Service Commission  
PO Box 360

Jefferson City, MO 65102

(573) 751-8706 (Telephone)

(573) 751-9285 (Fax)

[jennifer.hernandez@psc.mo.gov](mailto:jennifer.hernandez@psc.mo.gov) (email)

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and accurate copy of the foregoing was sent via US Mail, electronic mail, or facsimile to all counsel of record this 28<sup>th</sup> day of July, 2008.

**/s/ Dawn M. Carafeno**