

BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI

Jon Livingston,)	
)	
Complainant,)	
)	
v.)	<u>Case No. SC-2008-0357</u>
)	
Gene Smith,)	
)	
Respondent.)	

ORDER DIRECTING RESPONSE TO REQUEST FOR MEDIATION

Issue Date: May 19, 2008

Effective Date: May 19, 2008

On May 1, 2008, Jon Livingston filed a complaint against Gene Smith. On May 7, 2008, the Commission issued notice of the complaint and directed its Staff to conduct an investigation. Mr. Smith filed a request for mediation on May 13, 2008. Before proceeding further, the Commission will direct Mr. Livingston to indicate whether he is also willing to enter into mediation regarding his complaint.

IT IS ORDERED THAT:

1. No later than May 29, 2008, Jon Livingston shall file a response to Gene Smith's request for mediation, indicating whether he is willing to enter into mediation.
2. The time allowed for Gene Smith to file an answer to this complaint is tolled until Mr. Livingston has responded to the offer to mediate.
3. The Commission Staff investigation in this matter is also suspended until further order of the Commission.

4. This order shall become effective on May 19, 2008.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 19th day of May, 2008.