

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

TRANSCRIPT OF PROCEEDINGS

Prehearing Conference

August 18, 2008
Jefferson City, Missouri
Volume 1

THE STAFF OF THE MISSOURI)
PUBLIC SERVICE COMMISSION,)
Petitioner,)
vs.)Case No. WC-2008-0405
DALE WHITESIDE AND WHITESIDE)
HIDDEN ACRES, LLC)
Respondent.)

RONALD D. PRIDGIN, Presiding
SENIOR REGULATORY LAW JUDGE

REPORTED BY: Monnie S. VanZant, CCR, CSR, RPR
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1 A P P E A R A N C E S

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1 P R O C E E D I N G S

2 JUDGE PRIDGIN: Good morning. We're on the
3 record. This the pre-hearing conference in Case No.
4 WC-2008-0405, the staff of the Missouri Public Service
5 Commission versus Dale Whiteside and Whiteside Hidden
6 Acres, LLC.

7 I am Ron Pridgin. I'm the Regulatory Law Judge
8 assigned to preside over this prehearing conference. It's
9 being held on August 18th, 2008, at approximately 10:00 in
10 the morning. We are in the Governor's Office Building in
11 Jefferson City, Missouri.

12 I would like to get entries of appearance from
13 Counsel, please, beginning with the Staff of the
14 Commission.

15 MS. HERNANDEZ: Jennifer Hernandez and Steve
16 Reed for Staff of the Missouri Public Service Commission,
17 P.O. Box 360, Jefferson City, Missouri, 65102.

18 JUDGE PRIDGIN: Ms. Hernandez, thank you. On
19 behalf of Respondents, please?

20 MS. HENDERSON: Lisa Henderson, Bar No. 33621.
21 Address is P.O. Box 1141, Buffalo, Missouri, 65622.

22 JUDGE PRIDGIN: Ms. Henderson, thank you. On
23 behalf of the Office of the Public Counsel, please?

24 MS. BAKER: Thank you. Christina Baker, P.O.
25 Box 2230, Jefferson City, Missouri, 65102, appearing on

1 behalf of the Office of the Public Counsel and the
2 ratepayers.

3 JUDGE PRIDGIN: Ms. Baker, thank you. Any other
4 Counsel wishing to enter an appearance? All right.
5 Hearing none, the purpose of the prehearing conference is
6 essentially two-fold.

7 The one would be to get everyone together in the
8 same room at least once to hopefully facilitate some sort
9 of settlement discussions.

10 And if that isn't fruitful, the second purpose
11 would be for folks to start discussing possible hearing
12 dates. And, Ms. Henderson, if I'm not mistaken, have you
13 appeared before the Commission before?

14 MS. HENDERSON: No, sir.

15 JUDGE PRIDGIN: Okay. Thank you. Well,
16 welcome. I just want to kind of at least fill you in and
17 your clients in on why we do this. We do have a hearing
18 calendar up on my floor, which is the 9th floor, and
19 you're certainly welcome to come up and look at possible
20 dates if you do actually need a hearing.

21 And I believe other Counsel would be familiar
22 with that. And my office is up there as well if anybody
23 needs to speak to me. And that is essentially going to be
24 the length and the breadth of my involvement in the
25 prehearing conference.

1 You have access to the room the rest of the day.
2 You're certainly free to -- to speak here. And I can be
3 found up on the 9th floor. Are there -- Ms. Henderson, do
4 you have any questions about --

5 MS. HENDERSON: Not at all. None.

6 JUDGE PRIDGIN: Okay. Is there anything Counsel
7 wants to bring to my attention?

8 MS. HERNANDEZ: Yes. Before we go off the
9 record, if we could discuss Staff's Response to
10 Respondent's Entry of Appearance and Answer to Motion to
11 Dismiss. There was never a ruling on that motion, on
12 Staff's motion, for a more definitive answer and a ruling
13 that the Motion to Dismiss had been denied.

14 JUDGE PRIDGIN: Okay. Ms. Henderson, I think
15 under Commission rule, your time to reply has otherwise
16 lapsed, but did you have a response to Ms. Hernandez'
17 motion?

18 MS. HENDERSON: To the motion made more definite
19 and certain?

20 JUDGE PRIDGIN: Yes, ma'am.

21 MS. HENDERSON: Actually, sir, it's probably
22 well taken given the fact that the Motion to Dismiss has
23 been overruled. So if I could be allowed leave to do
24 so --

25 JUDGE PRIDGIN: Certainly. I will issue a

1 written order and it will give you time to respond to each
2 particular requirement.

3 Under Commission rule, normally, you would be
4 allowed ten days. So my order will likely, for example,
5 go out today and give you ten days to respond to each and
6 every allegation that Staff made. Was that -- was that
7 your point, Ms. Hernandez?

8 MS. HERNANDEZ: Yes.

9 JUDGE PRIDGIN: And, obviously, if you need more
10 time, you're free to file a motion for more time.

11 MS. HENDERSON: Thank you.

12 JUDGE PRIDGIN: So thank you for bringing this
13 to my attention.

14 MS. HERNANDEZ: Thank you.

15 JUDGE PRIDGIN: You're welcome. Anything
16 further from Counsel? All right. Hearing nothing, we
17 will go off the record in Case No. WC-2008-0405. Thank
18 you very much. We're off the record.

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1 REPORTER'S CERTIFICATE

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3 STATE OF MISSOURI)
)ss.
4 COUNTY OF OSAGE)

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6 I, Monnie S. VanZant, Certified Shorthand Reporter,
7 Certified Court Reporter #0538, and Registered
8 Professional Reporter, and Notary Public, within and for
9 the State of Missouri, do hereby certify that I was
10 personally present at the proceedings as set forth in the
11 caption sheet hereof; that I then and there took down in
12 stenotype the proceedings had at said time and was
13 thereafter transcribed by me, and is fully and accurately
14 set forth in the preceding pages.

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16 IN WITNESS WHEREOF, I have hereunto set my hand and
17 seal on September 2, 2008.

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Monnie S. VanZant, CSR, CCR #0539

22 Registered Professional Reporter

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