

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT
1300 OAK STREET
KANSAS CITY, MISSOURI 64106**

DIVISION 1

**THOMAS H. NEWTON, PRESIDING JUDGE
CYNTHIA MARTIN, JUDGE
TED ARDINI, JUDGE**

DIVISION 2

**LISA WHITE HARDWICK, PRESIDING JUDGE
KAREN KING MITCHELL, JUDGE
REX GABBERT, JUDGE**

DIVISION 3

**ALOK AHUJA, PRESIDING JUDGE
VICTOR C. HOWARD, JUDGE
JAMES E. WELSH, JUDGE**

DIVISION 4

**MARK D. PFEIFFER, CHIEF JUDGE, PRESIDING
KAREN KING MITCHELL, JUDGE
GARY D. WITT, JUDGE**

ORAL ARGUMENT DOCKET – NOVEMBER, 2016

NOTICE TO COUNSEL

Enclosed is a copy of the Court's docket scheduling your case for argument. Please review this docket and the following information carefully. Please note the information below for each division:

DIVISION 1: THIS DIVISION WILL SIT ON NOVEMBER 1 AND 15, WITH DOCKET CALLS AT 9:00 AND 10:30 A.M.

DIVISION 2: THIS DIVISION WILL SIT ON NOVEMBER 3 AND 16, 2016 WITH DOCKET CALLS AT 9:00 AND 10:30 A.M.

DIVISION 3: THIS DIVISION WILL SIT ON NOVEMBER 2 AND 17, 2016, WITH DOCKET CALLS AT 9:00 A.M. AND 10:30 A.M. ON NOVEMBER 2 AND ONE DOCKET CALL AT 9:00 A.M. ON NOVEMBER 17.

DIVISION 4: THIS DIVISION WILL SIT ON NOVEMBER 1, 2016 AT THE UNIVERSITY OF MISSOURI LAW SCHOOL, COLUMBIA, MISSOURI WITH ONE DOCKET CALL AT 1:30 P.M.

If you are not present for the docket call, your case will be submitted on the briefs. If you do not intend to orally argue a docketed case (whether the appellant or respondent), please notify this office immediately of that decision. Any respondent who has not filed a brief will not be permitted oral argument.

PLEASE NOTE THE FOLLOWING CHANGE IN ARGUMENT TIMES:

In most cases, counsel will be allowed a maximum of 10 minutes per side with an additional three minutes for rebuttal by the appellant. In cases designated as “expanded oral argument” preceded and followed by three asterisks, argument will be expanded to 15 minutes per side with an additional five minutes allowed for rebuttal by the appellant.

The Court may call upon counsel to announce the amount of time they intend to use when the docket is called. Please keep in mind that the judges on the panel will be familiar with the briefs. The Court views oral argument as an opportunity to focus on the points of difficult analysis rather than a forum to verbally rehash the entire brief. Therefore, the Court expects counsel to tailor their requests for time accordingly. Counsel should also remember that they are not required to use the total time reserved.

Cross appeals shall be treated as one case, and in such cases the plaintiff in the trial court shall be entitled to open and close the argument. **If there are multiple appellants or respondents, the parties will ordinarily be expected to divide among themselves the time allowed for an appellant or respondent.**

Original exhibits shall be deposited with the court on or before the date on which the parties file their opening briefs unless the court grants permission to submit them at a later time. Any exhibits not timely deposited may be considered by the court as immaterial to the issues on appeal. Rule 81.16. Unless deposited exhibits are removed from the custody of the clerk within 30 days after the case is finally decided, upon prior notice to the parties, they may be destroyed or disposed of by the clerk. Rule 81.16(d).

Opinions are issued each Tuesday morning. Motions for rehearing and/or transfer to the Supreme Court must be filed within fifteen (15) days after the opinion has been issued.

If you have any questions concerning the docket, please contact this office at 816-889-3600. If you have special needs addressed by the Americans with Disabilities Act, please notify this office at least one week prior to the date of oral argument.

Terence G. Lord, Clerk

DIVISION 3

ALOK AHUJA, PRESIDING JUDGE

VICTOR C. HOWARD, JUDGE

JAMES E. WELSH, JUDGE

NOVEMBER 2016

THIS DIVISION WILL SIT ON NOVEMBER 2 AND 17, 2016 WITH DOCKET CALLS AT 9:00 AND 10:30 A.M. ON NOVEMBER 2 AND ONE DOCKET CALL AT 9:00 A.M. ON NOVEMBER 17.

IMPORTANT NOTE

PLEASE NOTE THE TIME AND DATE OF YOUR ARGUMENT. THIS INFORMATION IS LOCATED AT THE TOP OF THE PAGE ON WHICH YOUR CASE IS LISTED.

**MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS
Oral Argument Docket**

2-Nov-2016 09:00

DIVISION 3

Western District Ct of Appeals

1. **WD79183**

COLE COUNTY CIRCUIT COURT

**MAY & MAY TRUCKING, L.L.C., APPELLANT,
vs**

PROGRESSIVE NORTHWESTERN INS. CO., RESPONDENT.

MAY & MAY TRUCKING, L.L.C., Appellant
WILLIAM PETER NACY

PROGRESSIVE NORTHWESTERN INSURANCE COMPANY, Respondent
BRETTE SUZANNE HART
EMILY ANNE YESSEN

2. **WD78813**

JACKSON COUNTY CIRCUIT COURT

**TRACY L REED, APPELLANT,
vs**

THE KANSAS CITY MISSOURI SCHOOL DISTRICT, RESPONDENT.

TRACY REED, Appellant

ATHENA MARIE DICKSON
RAYMOND ALLAN DAKE

KANSAS CITY, MISSOURI SCHOOL DISTRICT, Respondent
IVAN LAMAR NUGENT

STEPHEN JAMES MOORE
STEPHEN ROOSEVELT WILLIAMS

RESCHEDULED TO
NOV. 17

3. **WD79464**

CLAY COUNTY CIRCUIT COURT

**TIFFANY STUBBLEFIELD, ET AL., RESPONDENTS,
vs**

BEST CARS KC, INC., APPELLANT.

BEST CARS KC, INC, Appellant

JOHN LABELLE MULLEN
CHRISTOPHER MICHAEL HARPER

KENNETH STUBBLEFIELD, Respondent
DANIEL LARSON MCCLAIN

LEE RICHARD ANDERSON

TIFFANY STUBBLEFIELD, Respondent

DANIEL LARSON MCCLAIN
LEE RICHARD ANDERSON

**MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS
Oral Argument Docket**

2-Nov-2016 10:30

DIVISION 3

Western District Ct of Appeals

1. **WD79414**

JACKSON COUNTY CIRCUIT COURT

AMIE WIELAND, RESPONDENT,

vs

OWNER-OPERATOR SERVICES, INC., APPELLANT.

OWNER-OPERATOR SERVICES, INC., Appellant

EDWIN H SMITH

JENNIFER RAE JOHNSON

MICHELLE R. STEWART

SHARON KENNEDY

AMIE WIELAND, Respondent

SCOTT SHERIDAN BETHUNE

JARRETT LEE LEIKER

TRAVIS WESLEY SHUMATE

2. **WD79558**

PUBLIC SERVICE COMMISSION

**IN THE MATTER OF LACLEDE GAS COMPANY'S VERIFIED APPLICATION TO RE-ESTABLISH
AND EXTEND THE FINANCING AUTHORITY PREVIOUSLY APPROVED BY THE COMMISSION,
APPELLANT,**

vs

**MISSOURI PUBLIC SERVICE COMMISSION, RESPONDENT; OFFICE OF PUBLIC COUNSEL,
RESPONDENT.**

LACLEDE GAS COMPANY, Appellant

PAUL ANTHONY BOUDREAU

RICK EDWARD ZUCKER

OFFICE OF PUBLIC COUNSEL, Respondent --DID NOT FILE A BRIEF

JAMES MATTHEW OWEN AND THUS WAIVES ARGUMENT.

TIMOTHY JAMES OPITZ

PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI, Respondent

SHELLEY E BRUEGGEMANN

JENNIFER LEIGH HEINTZ

JEFFREY ALLEN KEEVIL

CONTINUED TO NOV. 17, 2016.

**MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS
Oral Argument Docket**

2-Nov-2016 10:30

DIVISION 3

Western District Ct of Appeals

3. **WD78751**

JOHNSON COUNTY CIRCUIT COURT

**STATE OF MISSOURI, RESPONDENT,
vs
CHRISTOPHER D HENDREN, APPELLANT.**

CHRISTOPHER D HENDREN, Appellant
CRAIG ALLAN JOHNSTON
STATE OF MISSOURI, Respondent
KAREN LOUISE KRAMER

**MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS
Oral Argument Docket**

17-Nov-2016 09:00

DIVISION 3

Western District Ct of Appeals

1. **WD79372**

BOONE COUNTY CIRCUIT COURT

**CHARLOTTE JEAN KERR, APPELLANT,
vs**

THE CURATORS OF THE UNIVERSITY OF MISSOURI, RESPONDENT.

CHARLOTTE JEAN KERR, Appellant
 GEORGE SWEARINGEN SMITH
 ANDREW GLENN HEITMANN
CURATORS OF THE UNIVERSITY OF MISSOURI, Respondent
 DALE C DOERHOFF
 SHELLY A KINTZEL

2. **WD79633**

LABOR AND INDUSTRIAL RELATIONS

**A & E COMMUNICATIONS, LLC, APPELLANT,
vs**

DIVISION OF EMPLOYMENT SECURITY, RESPONDENT

A & E COMMUNICATIONS, LLC, Appellant
 SHANNON LESLIE NORMAN
STATE OF MISSOURI DIVISION OF EMPLOYMENT SECURITY, Respondent
 BART ANTON MATANIC

3. **WD79091**

COLE COUNTY CIRCUIT COURT

**THERESA SMITH, APPELLANT,
vs**

CURATORS OF LINCOLN UNIVERSITY AND STEVEN MEREDITH, RESPONDENTS.

THERESA SMITH, Appellant
 JILL A SILVERSTEIN
 DAVID ERIC SOWERS
 FERNE PAULA WOLF
 JOSHUA MICHAEL PIERSON
BOARD OF CURATORS OF LINCOLN UNIVERSITY, Respondent
 KENT LYNN BROWN
 JUDITH ANNE WILLIS
STEVEN MEREDITH, Respondent
 KENT LYNN BROWN
 JUDITH ANNE WILLIS

**MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS
Oral Argument Docket**

17-Nov-2016 09:00

DIVISION 3

Western District Ct of Appeals

4. **WD79506**

COLE COUNTY CIRCUIT COURT

JENNIFER L COX, RESPONDENT

vs

WENDELL D COX, APPELLANT

WENDELL D COX, Appellant
SCOTT HAMBLIN

JENNIFER L COX, Respondent Acting Pro Se

5. **WD79558**

PUBLIC SERVICE COMMISSION

**IN THE MATTER OF LACLEDE GAS COMPANY'S VERIFIED APPLICATION TO RE-ESTABLISH
AND EXTEND THE FINANCING AUTHORITY PREVIOUSLY APPROVED BY THE COMMISSION,
APPELLANT,**

vs

**MISSOURI PUBLIC SERVICE COMMISSION, RESPONDENT; OFFICE OF PUBLIC COUNSEL,
RESPONDENT.**

LACLEDE GAS COMPANY, Appellant
PAUL ANTHONY BOUDREAU
RICK EDWARD ZUCKER

PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI, Respondent
SHELLEY E BRUEGGEMANN

JEFFREY ALLEN KEEVIL
JENNIFER LEIGH HEINTZ

OFFICE OF PUBLIC COUNSEL, Respondent
JAMES MATTHEW OWEN

TIMOTHY JAMES OPITZ

**MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS
Oral Argument Docket**

17-Nov-2016 09:00

DIVISION 3

Western District Ct of Appeals

6. WD78813

JACKSON COUNTY CIRCUIT COURT

**TRACY L REED, APPELLANT,
vs
THE KANSAS CITY MISSOURI SCHOOL DISTRICT, RESPONDENT.**

TRACY REED, Appellant

ATHENA MARIE DICKSON

RAYMOND ALLAN DAKE

KANSAS CITY, MISSOURI SCHOOL DISTRICT, Respondent

IVAN LAMAR NUGENT

STEPHEN ROOSEVELT WILLIAMS

STEPHEN JAMES MOORE
