

**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 1

THOMAS H. NEWTON, PRESIDING JUDGE

CYNTHIA MARTIN, JUDGE

TED ARDINI, JUDGE

NOVEMBER 2016

IMPORTANT NOTE

**THIS DIVISION WILL SIT ON NOVEMBER 1 AND 15, 2016 WITH
DOCKET CALLS AT 9:00 AND 10:30 A.M.**

**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**

1-Nov-2016 09:00

DIVISION 1

Western District Ct of Appeals

1. **WD79377**

CASS COUNTY CIRCUIT COURT

JOHN AND SYNTHIA SAAVEDRA, RESPONDENT

vs

CHW GROUP, INC, APPELLANT

CHW GROUP, INC., Appellant
CASEY J SYMONDS
CYNTHIA SAAVEDRA, Respondent
JOHN WARREN WITTEN
JOHN SAAVEDRA, Respondent
JOHN WARREN WITTEN

2. **WD79512**

CASS COUNTY CIRCUIT COURT

WILLIAM SCOTT JOHNSTON, RESPONDENT,

vs

SALADINO MECHANICAL AND CINCINNATI INSURANCE COMPANY, APPELLANTS.

CINCINNATI INSURANCE COMPANY, Appellant
BRIAN G BOOS
SALADINO MECHANICAL, Appellant
BRIAN G BOOS
WILLIAM SCOTT JOHNSTON, Respondent
JASON JOSEPH IEZZI

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

1-Nov-2016 10:30

DIVISION 1

Western District Ct of Appeals

1. **WD79371**

BOONE COUNTY CIRCUIT COURT

CHRISTA REED, APPELLANT,

vs

THE CURATORS OF THE UNIVERSITY OF MISSOURI, ET AL., RESPONDENTS.

CHRISTA REED, Appellant

GEORGE SWEARINGEN SMITH

ANDREW GLENN HEITMANN

CURATORS OF THE UNIVERSITY OF MISSOURI, Respondent

HAROLD A WALTHER

NICHOLAS SCOTT BEYDLER

2. **WD79418**

JACKSON COUNTY CIRCUIT COURT

SUSAN TENHOLDER (F/K/A SUSAN RICHARDS), APPELLANT,

vs

DANIEL RICHARDS, RESPONDENT.

SUSAN TENHOLDER, Appellant

TROY JONATHAN LEAVITT

DANIEL RICHARDS, Respondent

MICHAEL WESLEY HANNA

CONTINUED TO NOV. 15

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

15-Nov-2016 09:00

DIVISION 1

Western District Ct of Appeals

1. **WD79418**

JACKSON COUNTY CIRCUIT COURT

SUSAN TENHOLDER (F/K/A SUSAN RICHARDS), APPELLANT,

vs

DANIEL RICHARDS, RESPONDENT.

SUSAN TENHOLDER, Appellant
TROY JONATHAN LEAVITT
DANIEL RICHARDS, Respondent
MICHAEL WESLEY HANNA

ON 11-7-16, THIS CASE WAS CONTINUED
OFF OF THE DOCKET INDEFINITELY.

2. **WD79267**

BOONE COUNTY CIRCUIT COURT

THE LAMAR COMPANY, LLC, APPELLANT,

vs

CITY OF COLUMBIA, MISSOURI, ET AL., RESPONDENTS.

THE LAMAR COMPANY, LLC, Appellant
MARY JO SHANEY
JAMES C BOWERS JR
WILLIAM H MAY
BERNARD DANIEL SIMON III
KEVIN MASON
ROBERT CALEB COLBERT
CITY OF COLUMBIA, MISSOURI, Respondent
ROBERT O JESTER
WESLEY JACOB CARRILLO
CHRISTOPHER MICHAEL NAPOLITANO
SHANE S CREECH, Respondent
ROBERT O JESTER
WESLEY JACOB CARRILLO
CHRISTOPHER MICHAEL NAPOLITANO
TIMOTHY TEDDY, Respondent
ROBERT O JESTER
WESLEY JACOB CARRILLO
CHRISTOPHER MICHAEL NAPOLITANO

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

15-Nov-2016 10:30

DIVISION 1

Western District Ct of Appeals

1. **WD79550**

PUBLIC SERVICE COMMISSION

WD79551

**IN THE MATTER OF THE APPLICATION OF KCP&L GREATER MISSOURI OPERATIONS
COMPANY FOR PERMISSION AND APPROVAL OF A CERTIFICATE OF PUBLIC CONVENIENCE
AND NECESSITY AUTHORIZING IT TO CONSTRUCT, INSTALL, OWN, OPERATE, MAINTAIN AND
OTHERWISE CONTROL AND MANAGE SOLAR GENERATION FACILITIES IN WESTERN
MISSOURI; UNITED FOR MISSOURI, APPELLANT; OFFICE OF PUBLIC COUNSEL, APPELLANT,**

vs

**MISSOURI PUBLIC SERVICE COMMISSION,; KCP&L GREATER MISSOURI OPERATIONS CO.,
AND MISSOURI DIVISION OF ENERGY, RESPONDENTS**

UNITED FOR MISSOURI, INC., Appellant

DAVID C LINTON

OFFICE OF PUBLIC COUNSEL, Appellant

JAMES MATTHEW OWEN

TIMOTHY JAMES OPITZ

LERA L. SHEMWELL

BRIGHTERGY, LLC, Defendant

ANDREW JOSEPH ZELLERS

RENEW MISSOURI, Defendant

ANDREW JAMES LINHARES

PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI, Respondent

SHELLEY E BRUEGGEMANN

MARCELLA LYNN MUETH

JENNIFER LEIGH HEINTZ

KCP & L GREATER MISSOURI OPERATIONS CO., Respondent

JAMES MICHAEL FISCHER

ROBERT JEFFERSON HACK

ROGER WILLIAM STEINER

MISSOURI DIVISION OF ENERGY, Respondent

ALEXANDER JAMES ANTAL

PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI, Respondent

SHELLEY E BRUEGGEMANN

JOHN DAVID BORGMEYER

PARTIES TO HAVE EXPANDED
ORAL ARGUMENT: 15
MINUTES FOR APPELLANTS;
15 MINUTES FOR
RESPONDENT; 5 MINUTES
FOR APPELLANTS' REBUTTAL.

CONTINUED ON NEXT PAGE--->

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

15-Nov-2016 10:30

DIVISION 1

Western District Ct of Appeals

2. **WD78851**

JACKSON COUNTY CIRCUIT COURT

**STATE OF MISSOURI, RESPONDENT,
vs
MAURICE PARNELL WEBBER, APPELLANT.**

MAURICE PARNELL WEBBER, Appellant
DAMIEN SEPHER BHAKTI DE LOYOLA
STATE OF MISSOURI, Respondent
SHAUN MACKELPRANG
