

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

DIVISION 1

**THOMAS H. NEWTON, PRESIDING JUDGE
MARK D. PFEIFFER, JUDGE
EDWARD R. ARDINI, JR., JUDGE**

DIVISION 2

**KAREN KING MITCHELL, PRESIDING JUDGE
ANTHONY REX GABBERT, JUDGE
W. DOUGLAS THOMSON, JUDGE**

DIVISION 3

**GARY D. WITT, PRESIDING JUDGE
LISA WHITE HARDWICK, JUDGE
THOMAS N. CHAPMAN, JUDGE**

DIVISION 4

**CYNTHIA L. MARTIN, CHIEF JUDGE, PRESIDING
ALOK AHUJA, JUDGE
W. DOUGLAS THOMSON, JUDGE**

ORAL ARGUMENT DOCKET – JULY, 2020

NOTICE TO COUNSEL

**IMPORTANT INFORMATION-EFFECTIVE IMMEDIATELY
SUBJECT TO FURTHER ORDER OF THIS COURT
DUE TO THE COVID-19 PANDEMIC**

MOTIONS FOR CONTINUANCES ARE DISCOURAGED ABSENT EXCEPTIONAL CIRCUMSTANCES. HOWEVER, IN THE EVENT A MOTION TO CONTINUE ORAL ARGUMENT IS FILED, IT SHOULD BE FILED WITHIN TEN (10) DAYS OF PUBLICATION OF THE DOCKET AND SHOULD CONTAIN, AT MINIMUM, A SPECIFIC REASON(S) FOR THE CONTINUANCE REQUEST THAT DETAILS THE ALLEGED EXCEPTIONAL CIRCUMSTANCES, CONSENT OF THE CLIENT, AND THE POSITION OF OPPOSING COUNSEL. SHOULD A MOTION FOR CONTINUANCE BE FILED AFTER TEN (10) DAYS FROM PUBLICATION OF THE DOCKET, THE MOTION MUST BE ACCOMPANIED BY THE ATTORNEY'S REPRESENTATION THAT, AFTER THE TEN (10) DAY WINDOW, CIRCUMSTANCES AROSE OUTSIDE THE CONTROL OF THE ATTORNEY NECESSITATING THE DELAYED FILING OF THE MOTION TO CONTINUE.

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 JULY 7 AND 22, 2020. DOCKET CALLS WILL BE 1:30 P.M.

DIVISION 2: THIS DIVISION WILL SIT ON JULY 1 AND 9, 2020. DOCKET CALLS WILL BE AT 9:00 A.M.

DIVISION 3: THIS DIVISION WILL SIT ON JULY 21 AND 30, 2020 . DOCKET CALLS WILL BE AT 9:00 A.M.

DIVISION 4: THIS DIVISION WILL SIT ON JULY 14, 2020 . DOCKET CALL WILL BE AT 9:00 A.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.

ARGUMENT TIMES:

Counsel will be allowed a maximum of 10 minutes per side with an additional three minutes for rebuttal by the appellant.

The Court JULY 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 JULY 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 JULY 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.

Susan C. Sonnenberg, Clerk

DIVISION 2

KAREN KING MITCHELL, PRESIDING JUDGE

ANTHONY REX GABBERT, JUDGE

W. DOUGLAS THOMSON, JUDGE

JULY, 2020

IMPORTANT NOTE

**THIS DIVISION WILL SIT ON JULY 1 AND 9, 2020. DOCKET
CALLS FOR BOTH DATES WILL BE AT 9:00 A.M.**

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

1-Jul-2020 09:00 DIVISION 2 Western District Ct of Appeals

1. **WD83608** HARRISON COUNTY CIRCUIT COURT

**IN THE INTEREST OF: T.G., APPELLANT,
vs
JUVENILE OFFICE, RESPONDENT.**

Appellant CRAIG ALLAN JOHNSTON
Respondent JOHNATHAN L MEYER

2. **WD83379** JACKSON COUNTY CIRCUIT COURT

**DAY ADVERTISING, INC., ET AL., APPELLANTS.
vs
PAUL HASTY JR, ET AL., RESPONDENTS.**

JAMES C. DAY, Appellant
 PAUL ANDREW BURNETT
DAY ADVERTISING, INC., Appellant
 PAUL ANDREW BURNETT
HEARTLAND TITLE SERVICES, INC., Appellant
 PAUL ANDREW BURNETT
PAUL HASTY JR, Respondent
 DEREK HAROLD MACKAY
 KATHLEEN ANN MCCARTHY
 BRIAN MICHAEL BARTLETT
HASTY AND ASSOCIATES, LLC, Respondent
 DEREK HAROLD MACKAY
 BRIAN MICHAEL BARTLETT
 KATHLEEN ANN MCCARTHY

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

1-Jul-2020

09:00

DIVISION 2

Western District Ct of Appeals

3. WD83140

JOHNSON COUNTY CIRCUIT COURT

**NATHAN LAROSE AND NATALIE LAROSE, APPELLANTS,
vs
ROBBIE EUGENE MCCARTER, BY LLOYD MCCARTER, NEXT FRIEND AND GUARDIAN,
RESPONDENT.**

NATALIE LAROSE, Appellant
 ANDREW JAY GELBACH
NATHAN LAROSE, Appellant
 ANDREW JAY GELBACH
ROBBIE MCCARTER, Respondent
 MARK DOUGLAS CHUNING

MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS
Oral Argument Docket

9-Jul-2020

09:00

DIVISION 2

Western District Ct of Appeals

1. **WD83097**

PLATTE COUNTY CIRCUIT COURT

DAVID COX, PLATTE COUNTY ASSESSOR, AND PARK HILL SCHOOL DISTRICT, RESPONDENTS,

vs

GRADY HOTEL INVESTMENTS, LLC, APPELLANT.

GRADY HOTEL INVESTMENTS, LLC, Appellant

JOHN KENNETH POWER

PARK HILL SCHOOL DISTRICT, Respondent

MARY JO SHANEY

DAVID COX, Respondent

ROBERT HAROLD SHAW

2. **WD83337**

JACKSON COUNTY CIRCUIT COURT

MICHAEL WELSH, RESPONDENT,

vs

KANSAS CITY PUBLIC SCHOOLS, APPELLANT.

KANSAS CITY, MISSOURI SCHOOL DISTRICT, Appellant

JEFF KLUSMEIER

SHANA JERENE LONG

MICHAEL WELSH, Respondent

WILLIAM EDWARD QUIRK

ELIZABETH MARY MARDEN

3. **WD83403**

LABOR AND INDUSTRIAL RELATIONS

JAMES H KRUEGER, APPELLANT,

vs

**STATE OF MISSOURI - FULTON STATE HOSPITAL AND TREASURER OF THE STATE OF
MISSOURI, CUSTODIAN OF THE SECOND INJURY FUND, RESPONDENTS.**

JAMES H KRUEGER, Appellant

ELIZABETH WECKENBORG SKINNER

TREASURER OF THE STATE OF MISSOURI-CUSTODIAN 2ND INJURY FUND, Respondent

MADALYN JOSEPHINE CAMPBELL

FULTON STATE HOSPITAL, Respondent

DAVID LEE MCCAIN JR
