

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

FLOYD SNOW, JR.,)	No. ED101804
)	
Appellant,)	Appeal from the Circuit Court
)	of Washington County
vs.)	
)	Honorable Kenneth W. Pratte
STATE OF MISSOURI,)	
)	
Respondent.)	FILED: April 14, 2015

Appellant Floyd Snow (“Snow”) appeals from the judgment of the motion court denying his Rule 24.035 motion for post-conviction relief without an evidentiary hearing. Snow avers that the motion court clearly erred in denying his Rule 24.035 motion because there was an insufficient factual basis to support his guilty plea for hindering prosecution.

REVERSED AND REMANDED.

Division III holds: Because the record fails to demonstrate that Snow’s conduct fell within the charge of hindering prosecution, the motion court clearly erred in finding a factual basis for Snow’s guilty plea. Accordingly, we reverse the motion court’s judgment denying Snow’s motion for post-conviction relief and remand the case with instructions to the motion court to set aside Snow’s guilty plea and vacate his conviction and sentence for hindering prosecution.

Opinion by: Kurt S. Odenwald, P.J., Robert G. Dowd, Jr., J. and Gary M. Gaertner, Jr., J. Concur.

Attorney for Appellant: Amy M. Bartholow

Attorney for Respondent: Chris Koster and Robert J. Bartholomew

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