

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

STEPHEN COLEMAN, et al.,)	No. ED93726
Appellants,)	
)	Appeal from the Circuit Court
vs.)	of the City of St. Louis
)	
ROBIN CARNAHAN, et al.,)	Hon. David L. Dowd
Respondents.)	FILED: April 20, 2010

Stephen Coleman and his companies, Daedalus Capital, LLC and Chicken Little Fund Group, Inc., appeal the circuit court’s dismissal of their petition against Robin Carnahan and Lori Neidel in their official capacities as Missouri Secretary of State and former Chief Enforcement Counsel of the Securities Division, respectively.

Respondents opened an investigation into Appellants’ business dealings and instituted proceedings to revoke Appellants’ licensures for alleged violations of the Missouri Securities Act of 2003. Mr. Coleman, an investment advisor of African descent, subsequently sued Respondents under the Missouri Human Rights Act alleging that Respondents’ actions were racially motivated. The circuit court dismissed the petition for failure to state a claim on which relief could be granted.

AFFIRMED.

DIVISION ONE HOLDS: (1) Missouri securities laws do not constitute a “place of public accommodation” under Section 213.065 RSMo. (2) Section 213.070 prohibiting discrimination in employment is inapplicable because no employer-employee relationship exists between the parties.

Opinion by: Clifford. H. Ahrens, J. Kathianne Knaup Crane, P.J. and Nannette A. Baker, J., concur.

Attorney for Appellant: Larry Delano Coleman

Attorney for Respondent: Chris Koster

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