

## OPINION SUMMARY

### MISSOURI COURT OF APPEALS EASTERN DISTRICT

STATE OF MISSOURI,	)	No. ED99399
	)	
Plaintiff/Appellant,	)	Appeal from the Circuit Court of
	)	the City of St. Louis
vs.	)	
	)	Honorable Margaret Mary Neill
PERCY WILLIAMS,	)	
	)	
Defendant/Respondent.	)	Filed: June 28, 2013

The State of Missouri appeals the trial court's order dismissing Percy Williams' case with prejudice for failure to prosecute. The issue in this case is whether the trial court can dismiss a criminal case with prejudice for failure to prosecute absent a speedy trial violation.

REVERSED.

Division Three Holds:

(1) The trial court abused its discretion in dismissing the case with prejudice.

Opinion by: Angela T. Quigless, J.

Robert G. Dowd, Jr., P.J. and Roy L. Richter, J., Concur.

Attorney for Appellant: Adeyinka A. Faleti

Attorney for Respondent: Courtney M. Harness

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