

**APPLICATION OF MARK D. PFEIFFER
TO THE APPELLATE JUDICIAL COMMISSION FOR THE
JUDGES HOLLIGER, SPINDEN AND DANDURAND VACANCIES
MISSOURI COURT OF APPEALS, WESTERN DISTRICT**

***RESPONSES TO THESE QUESTIONS WILL BE MADE PUBLIC IF THE
APPLICANT IS NOMINATED FOR ANY OF THESE THREE VACANCIES***

1. Present principal occupation or title:

I am an attorney at law in private practice with the law firm of Bley & Pfeiffer, P.C. I am a shareholder of this law firm.

2. Are you at least 30 years of age? Yes (X) No ()

3. (a) How many years have you been a citizen of the United States?

I have been a United States citizen my entire life of 41 years, 8 months.

(b) How many consecutive years immediately preceding your application have you been a qualified voter of Missouri?

I have been a qualified voter in the state of Missouri for the past 23 consecutive years.

4. State the date you were admitted to The Missouri Bar and whether your license is in good standing. If not, explain in detail.

I was admitted to The Missouri Bar in 1992. My license is in good standing.

5. List any other states, courts, or agencies in which you are licensed as an attorney.

Along with Missouri's state court system, I am also licensed as an attorney with the United States District Court-Western District.

6. (a) State the name and address of all colleges and universities attended, other than law school, together with the dates and degrees received.

Westminster College, 501 Westminster Ave., Fulton, MO 65251. I attended Westminster College from 1985 through 1989. I received a Bachelor of Arts degree in Accounting.

(b) List/describe any college or university activities, scholastic achievements and other awards or honors you think are relevant to the commission's decision.

- Trustee's Scholarship Recipient
- Graduated Magna Cum Laude
- GPA Class Rank 5/147
- Omicron Delta Kappa – National Honor Society, member
- Westminster Honor Commission – Honor Code panel member
- Varsity Baseball team
- Varsity Basketball team

7. (a) State the name and address of all law schools attended together with the dates and degrees received.

- University of Missouri – Columbia (1989-1991)
 - Juris Doctor degree

(b) List/describe any law school activities, scholastic achievements and other awards or honors you think are relevant to the commission's decision.

- ABA Moot Court Regional Team Member
- Academic Achievement Award for highest grade in Pensions & Profit Sharing
- Academic Achievement Award for highest grade in Partnership Tax
- Dean's List in 4 of 5 semesters (graduated one semester early)
- GPA Class Rank 26/146
- Board of Advocates (Trial/Appellate) - member

8. State, in chronological order (starting with the earliest employment) (a) significant non-law-related employment prior to law school and (b) all employment from the beginning of law school to the present. To the extent reasonably available to you, include the name and address of each employer and the dates of employment, and, for legal employment, describe the positions you have held, e.g., associate, partner, law clerk, general counsel.

Prior to law school, it is "significant" to my work ethic that I was employed in numerous manual labor positions, such as: Newspaper delivery, Lawn mowing service; Snow removal service; Restaurant Busboy and Dishwasher; House painting service; Janitorial service; Maintenance work; and Construction laborer. All of these pre-law school jobs taught me the significance of hard work and the corresponding value of a dollar earned.

From law school and forward, my employment has been as follows:

- University of Missouri Accounting Department, Columbia, MO (1989-1991)
 - Teaching Assistant
 - Taught two sections of Accounting 136 each semester while maintaining full-time course load as law student
- Knight, Ford, Wright, Atwill, Parshall & Baker, Columbia, MO (1990-1991)
 - Law Clerk
- Ernst & Young , St. Louis, MO (Summer 1991)
 - Law Clerk, Tax Consulting Department
- Farrington & Curtis n/k/a Husch Blackwell Sanders, Springfield, MO (1992-1995)
 - Associate, Civil Litigation Attorney
- Bley & Pfeiffer, P.C., Columbia, MO (1995-present)
 - Shareholder, Civil Litigation Attorney

9. If you were a student at any school from which you were suspended, placed on probation, or expelled by school authorities, for any reason, describe the circumstances.

Not applicable.

10. Describe the nature of your experience in trial and appellate courts and explain how they demonstrate the quality of your legal work. (*You either may take as much space as you need here or attach your response on separate sheets*). Include in your response:

- a) **Appellate Experience:** Please include a representative list of cases you have briefed and/or argued (if you are a judge, include representative cases from your practice prior to your judicial appointment) including, to the extent reasonably available to you, the style, date, and court and, if published, the citation; identify the client(s) you represented and opposing counsel; give a one-paragraph description of the case and your role.

See attached Appellate Experience summary document.

- b) **Trial-Level Experience:** Please include a representative list of cases and/or administrative hearings you have handled (if you are a judge, include representative cases from your practice prior to your judicial appointment) including, to the extent reasonably available to you, the style, date, and court; identify who you represented and opposing counsel; state whether the case was disposed of following a jury trial, bench trial or at what other stage; give a one-paragraph description of the case and your role.

I have served as lead counsel in hundreds of lawsuits that have settled prior to trial. For a description of my experience in lawsuits that have gone to trial before a judge or jury, see the attached Bench and Jury Trial Experience document.

- c) **Judicial Experience:** If you are a judge, commissioner, or are serving or have served in other judicial capacity, please describe the nature and extent of your judicial responsibilities, including the dates you have served as a judge at each level, the types of dockets you have handled, and any special expertise you have developed that you believe is relevant to your qualifications for the position for which you are applying.

Not applicable.

11. Describe any additional legal experience that you believe may be relevant to the decision of the commission (e.g., work as a law professor, in government, as corporate or other legal counsel).

As advocated for by The Missouri Bar, I have provided a minimum of 50 hours per year (since 1998) of pro bono legal services to indigent clients and charitable organizations, including but not limited to: Ronald McDonald House Charities; Missouri United Methodist Church; The Crossing Evangelical Presbyterian Church; and Daniel Boone Little League Youth Baseball.

12. List all bar associations and other professional societies of which you are a member, with any offices held and dates.

- The Missouri Bar, 1992 to present
 - Board of Governors, 1998-1999
 - Commercial Law Committee, 1998-2002
 - Legislative Review Committee, 1997 to present
 - Tort Law Committee, 1997 to present
- Boone County Bar Association, 1995 to present
 - Treasurer, 1998
 - Chairman of 13th Judicial Circuit Civil Litigation Pattern Interrogatories Committee, 1998
 - Chairman of Boone County Board of Jail Visitors, 1998 to present
 - Practice and Procedure Committee, 1999
 - Nominating Committee, 1999
- National Board of Trial Advocacy, Board Certified - Civil Trial Advocacy, 2001 to present
- Missouri Association of Trial Attorneys, 1995 to present
 - Board of Governors, 2000 to present

13. List any professional articles or books authored by you that have been published or any special recognition or award of a professional nature you have received.

40 under 40 Award – Columbia Business Times (2003)

14. Describe your community activities, including any organizations not listed elsewhere with which you are affiliated.

- Columbia Public Schools
 - Moot Court Judge, 2007 to present
- Daniel Boone Little League Youth Baseball
 - Volunteer Coach, 1998 to present (Coached State Championship teams in 2003, 2004, 2005, 2006, 2007, and 2008)
 - League Coordinator, 1999 to present
 - Board member and Volunteer General Counsel, 1998 to present
- Missouri United Methodist Church
 - Treasurer, 1999
 - Finance Committee, 1995 to 2005 (Chairman, 2000 to 2005)
 - Volunteer General Counsel, 1997 to present
- The Crossing Evangelical Presbyterian Church
 - Volunteer General Counsel, 2005 to present
- Ronald McDonald House Charities
 - Board of Directors, 1999 to 2001
 - Volunteer General Counsel, 1999 to present

15. Do you now hold or have you ever held an elective or an appointive public office or position? If yes, provide details.

No.

16. Provide the branches and dates of (a) military service or (b) other public service not otherwise disclosed in this application. If discharged from the military, state whether the discharge was other than honorable.

Not applicable.

17. State whether you are able, with or without a reasonable accommodation, to perform the essential functions of being an appellate judge, including participating in oral argument; performing legal research; communicating clearly and effectively, both orally and in writing; supervising the lower courts, serving on court committees and performing other administrative functions; and expeditiously deciding issues coming before the court.

I am able to perform all of the essential functions of being an appellate judge.

18. Were you ever refused admission to the bar of Missouri or the bar of another state or the federal courts? If yes, provide details.

No.

19. Have you ever been disciplined, admonished or cited for breach of ethics or professional conduct by the Supreme Court of Missouri or by any court or bar association or committee thereof? If yes, provide details.

No.

20. If you are or were a member of the judiciary of the State of Missouri, please state:

a) Whether an order of discipline ever has been entered against you by the Supreme Court of Missouri for breach of the Code of Judicial Conduct or the Canons of Judicial Conduct. If yes, provide details.

Not applicable.

b) Whether a reprimand or admonition ever has been entered against you by the Commission on Retirement, Removal and Discipline for any of the causes specified in Supreme Court Rule 12.07. If yes, provide details.

Not applicable.

21. Have you have ever been held in contempt of court? If yes, provide details.

No.

22. Have you ever been sued by a client or been a party to any other litigation, other than as guardian ad litem, plaintiff ad litem, or defendant ad litem?

No.

If your answer is yes, state the style of the case, where it was filed, and explain in detail. If you are a judge and you have been sued in your judicial capacity, list only those cases where you are or were other than a nominal party.

23. Have you ever been convicted or received a suspended imposition of sentence for a felony or misdemeanor in state, federal or military court? (*Note that this question does not require that traffic offenses or other infractions be listed.*)

No.

If your answer is yes, state the style of the case, where it was filed, and explain in detail.

24. Are you delinquent in the payment of any federal, state, county or city taxes? If yes, provide details.

No.

25. You must attach to this application at least one, but not more than three, writing samples that comply with the requirements set out in the instructions for applicants.

See attached writing samples:

1. *Martin v. USF&G* Appellant's Brief;
 2. *Arnold v. American Family Mutual Insurance Company* Appellant's Brief; and
 3. *Harrison v. Purdy Bros. Trucking Company* Appellee's Brief.
26. List/describe any additional honors or awards you have received, activities you have performed, or any other information not set out above that demonstrates the quality of your work as an attorney or that you otherwise believe is relevant to the commission's decision.

Chiseled in stone on the exterior of the Missouri Supreme Court building is the Latin phrase, "*Jus Dicere Non Dare.*" I have always understood this phrase to mean, "Declare the Law...Not Make the Law..." If given the opportunity to serve the citizens of the state of Missouri as a Judge on the Missouri Court of Appeals-Western District, this simple phrase would constitute my "judicial philosophy." I have no political agenda...no intention of "legislating" from the bench. I recognize the difference between our three branches of government. I recognize the solemn responsibility of appellate court judges within the state of Missouri's appellate court system. For the past seventeen years, I have devoted my legal career to trial and appellate work, defending claims for the largest of corporations and prosecuting claims for the smallest of individuals. I have come to understand the frustrations of litigants on both sides of the table and I know the value of a clearly and cogently drafted appellate opinion. I recognize both the procedural and practical ramifications of case precedent upon trial counsel and trial judges in the presentation of evidence in Missouri's court rooms. I understand the requirement of appellate court judges to bring a diligent work ethic to the challenges of their work. I

believe that the teamwork and collegiality of judges serving together in the appellate court system should mirror the camaraderie of teammates in a baseball dugout. I believe that trust is something that must be earned.

I respectfully request the opportunity to serve the people of the state of Missouri and earn their trust in the capacity of Judge of the Missouri Court of Appeals-Western District.

Please list the names of *five* persons whom you will ask to provide letters of reference for you with respect to your judicial qualifications. Do **not** list as a reference a judge of the court involved. As to each of the (5) references, **please provide name, title, mailing address, telephone and e-mail address.** *Please note that it is your responsibility to contact your references,* although if you intend to use as a reference a federal judge or other individual who only can provide a reference upon a specific request by the interviewing authority, please advise the commission and it will send that reference such a request. As to all references, it is your responsibility to see that they send the requested letters in a timely manner.

- Honorable Phillip R. Garrison: Judge (Retired), Missouri Court of Appeals-Southern District.
 - Hammons Tower, 901 St. Louis Street, Suite 1200, Springfield, MO 65806-2511
 - Telephone: (417) 869-3353
 - E-mail Address: PGarrison@stklaw.com

- Honorable Gene Hamilton: Boone County Circuit Court Presiding Judge.
 - Boone County Courthouse, 705 East Walnut Street, Columbia, MO 65201-4487
 - Telephone: (573) 886-4050
 - E-Mail Address: Gene.Hamilton@courts.mo.gov

- Ms. Jennifer Gille Bacon: Past President – The Missouri Bar.
 - Twelve Wyandotte Plaza; 120 West 12th Street, Kansas City, MO 64105-1918
 - Telephone: (816) 421-3355
 - E-mail Address: JBacon@stklaw.com

- Walter H. Bley, Jr.: Attorney at Law.
 - 1000 West Nifong Boulevard, Building 4, Suite 200, Columbia, MO 65203-5679
 - Telephone: (573) 443-8385
 - E-mail Address: bley@socket.net

- Charlie Henderson: Rock Bridge High School Student.
 - 4302 Melrose Drive, Columbia, MO 65203
 - Telephone: (573) 424-7237
 - Email Address: Henderson4@centurytel.net

Provide your references with the attached Guidelines for References. The commission must receive your letters of reference, **via e-mail**, to judgevacancy@courts.mo.gov, by the date indicated in the Instructions to Applicants.

Mark D. Pfeiffer - Bench and Jury Trial Experience

Case No.: 1 Dortha Bradney v. Wal-Mart Defendant
Style of Case Party Represented

Dean Whipple Federal Court-Joplin, MO
Presiding Judge Court Where Tried and City

Jury Trial Non-Jury Trial Personal Injury
Days Tried: 3 Type of Case

Nominal verdict for Plaintiff 1993
Disposition of Case Approximate Date

Case No.: 2 Linda Davey v. Wal-Mart Defendant
Style of Case Party Represented

Judge England Federal Court-Springfield, MO
Presiding Judge Court Where Tried and City

Jury Trial Non-Jury Trial Personal Injury
Days Tried: 2 Type of Case

Defense Verdict 1993
Disposition of Case Approximate Date

Case No.: 3 KAMO Electric v. Sullivan, et al Defendants (property owners)
Style of Case Party Represented

Judge Pinnell Stone County-Galena, MO
Presiding Judge Court Where Tried and City

Jury Trial Non-Jury Trial Condemnation
Days Tried: 2 Type of Case

Defense Verdict Exceeding
Commissioner's Award 1994
Disposition of Case Approximate Date

Case No.: 7 Jackie Sigrist v. Clarke
Style of Case

Donald Bonacker
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 4

Defense verdict (settled on appeal)
Disposition of Case

Plaintiff
Party Represented

Greene County-Springfield, MO
Court Where Tried and City

Personal Injury
Type of Case

1995
Approximate Date

Case No.: 8 In Re: Robert Burnes
Style of Case

Scott Tinsley
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 5

Grandparent visitation for client established
Disposition of Case

Petitioner Alice Phillips
Party Represented

Greene County-Springfield, MO
Court Where Tried and City

Custody/visitation with minor child
Type of Case

1995-1997
Approximate Date

Case No.: 9 Samuel v. Skrabal
Style of Case

Gene Hamilton
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 2

Defense verdict
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Negligent misrepresentation in sale of business
Type of Case

1996
Approximate Date

Case No.: 10 Adkinson v. State Farm Insurance, et al Plaintiff
Style of Case Party Represented

Gene Hamilton Boone County-Columbia, MO
Presiding Judge Court Where Tried and City

Jury Trial Non-Jury Trial Insurance Coverage
Days Tried: 1 Type of Case

Settled with Farmers Insurance and 1997
defense verdict for State Farm Insurance Approximate Date
Disposition of Case

Case No.: 11 Piester v. SafeCo Insurance Plaintiff
Style of Case Party Represented

Ellen Roper Boone County-Columbia, MO
Presiding Judge Court Where Tried and City

Jury Trial Non-Jury Trial Uninsured motor vehicle coverage
Days Tried: 2 Type of Case

Plaintiff verdict 1997
Disposition of Case Approximate Date

Case No.: 12 Zarenchansky v. Bugh Plaintiff
Style of Case Party Represented

Gene Hamilton Boone County-Columbia, MO
Presiding Judge Court Where Tried and City

Jury Trial Non-Jury Trial Personal Injury
Days Tried: 2 Type of Case

Plaintiff verdict 1997
Disposition of Case Approximate Date

Case No.: 13 Ohlson v. Missouri Military Academy
Style of Case

Frank Conley
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 2

Defense verdict
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Personal Injury
Type of Case

1997
Approximate Date

Case No.: 14 Cook v. Holiday Inn & City
of Columbia
Style of Case

Ellen Roper
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 2

Settled as to Holiday Inn; Defense
verdict for City of Columbia
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Premises Liability
Type of Case

1998
Approximate Date

Case No.: 15 Anita Sprick v. Columbia Mall
Style of Case

Frank Conley
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 2

Defense verdict
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Personal Injury
Type of Case

1998
Approximate Date

Case No.: 16 Buford v. Fairway Construction, et al
Style of Case

Ellen Roper
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 3

Plaintiff verdict
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Personal Injury
Type of Case

1998
Approximate Date

Case No.: 17 Echo-L, Inc. V. Premier Corp.
Style of Case

Joe Holt
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Defense verdict
Disposition of Case

Plaintiff
Party Represented

Callaway County-Fulton, MO
Court Where Tried and City

Breach of Contract
Type of Case

2001
Approximate Date

Case No.: 18 Robert Schieszer v. Osweiler, et al
Style of Case

Ellen Roper
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Settled after 1st day of evidence
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Fraud/Constructive Trust
Type of Case

2001
Approximate Date

Case No.: 19 Thelma Ficken v. Hornbustle, et al
Style of Case

Donald Barnes
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 4

Settled prior to closing argument
Disposition of Case

Plaintiff
Party Represented

Cooper County-Boonville, MO
Court Where Tried and City

Personal Injury
Type of Case

2001
Approximate Date

Case No.: 20 Mays v. Mooney
Style of Case

Donald Barnes
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Case settled after 1st day of evidence
Disposition of Case

Defendant
Party Represented

Pettis County-Sedalia, MO
Court Where Tried and City

Breach of Contract
Type of Case

2002
Approximate Date

Case No.: 21 Guaranty Land Title Co. v.
Laura Nauser
Style of Case

Ellen Roper
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Defense verdict
Disposition of Case

Defendant
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Breach of Employment Contract
Type of Case

2002
Approximate Date

Case No.: 22 Valerie Jaco, et al v. Yvette Haire
Style of Case

Frank Conley
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Plaintiff verdict
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Personal Injury
Type of Case

2003
Approximate Date

Case No.: 23 Chastity Vega v. Shelter Mutual
Insurance Company
Style of Case

Gary Oxendhandler
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Plaintiff verdict
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Breach of Contract
Type of Case

2004
Approximate Date

Case No.: 24 Dena Dollens v. Wingate Pest Control
Style of Case

Gene Hamilton
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 2

Plaintiff verdict
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Personal Injury
Type of Case

2005
Approximate Date

Case No.: 25 Nauser Beverage v. Petroleum Storage Tank Insurance Fund
Style of Case

Tank Insurance Fund Insurance Commission
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 3

Petitioner's claim denied
Disposition of Case

Petitioner
Party Represented

Administrative Hearing Commission-Jefferson City, MO
Court Where Tried and City

Tank Insurance Fund Application for proceeds
Type of Case

2005
Approximate Date

Case No.: 26 Jerry Coleman v. University of Missouri - Columbia
Style of Case

Robert Dierkes
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Award for Claimant/Employee
Disposition of Case

Claimant/Employee
Party Represented

Division of Workers' Compensation-Jefferson City, MO
Court Where Tried and City

Workers' Compensation
Type of Case

2005
Approximate Date

Case No.: 27 Henry v. Dollens
Style of Case

Christopher Kelly
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Defense verdict
Disposition of Case

Defendant
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Harassment/Adult Abuse Claim
Type of Case

2005
Approximate Date

Case No.: 28 Mark McGimsey v. Columbia
Public Schools
Style of Case

Gary Oxenhandler
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 2

Defense verdict
Disposition of Case

Plaintiff
Party Represented

Boone County-Columbia, MO
Court Where Tried and City

Personal Injury
Type of Case

2006
Approximate Date

Case No.: 29 Mark Roettgen v. Galbraith, et al
Style of Case

Richard Callahan
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Settled after 1st day of trial
Disposition of Case

Plaintiff
Party Represented

Cole County-Jefferson City, MO
Court Where Tried and City

Personal Injury
Type of Case

2007
Approximate Date

Case No.: 30 Diane Puglisi v. Inter-tel
Style of Case

Robert Dierkes
Presiding Judge

Jury Trial Non-Jury Trial
Days Tried: 1

Award for Claimant/Employee
Disposition of Case

Claimant/Employee
Party Represented

Division of Workers' Compensation-
Jefferson City, MO
Court Where Tried and City

Workers' Compensation
Type of Case

2008
Approximate Date

Mark D. Pfeiffer - Appellate Experience

Arnold v. American Family Mut. Ins. Co., 987 S.W. 2d 537 (Mo.App.W.D. 1999): Attorney Pfeiffer represented Appellant Patricia Arnold. Attorney Pfeiffer briefed and argued the appeal on behalf of Patricia Arnold. This appeal involved procedural issues relating to motions to dismiss versus motions for summary judgment and, additionally, the substantive nature of this case related to insurance coverage under a policy of insurance for uninsured motor vehicle coverage. The trial court dismissed Ms. Arnold's breach of insurance contract claim against American Family Mutual Insurance Company and the Missouri Court of Appeals-Western District reversed and remanded in favor of Appellant Patricia Arnold.

Boatman's Bank of Southern Missouri v. Foster, et al, 883 S.W. 2d 506 (Mo.App.S.D. 1994): After a different law firm had handled the trial with unfavorable results for Boatman's Bank, Boatman's Bank hired Attorney Pfeiffer to handle the appeal. The appeal revolved around the issue of the bank's attempt to levy execution upon real estate that was allegedly fraudulently conveyed to defraud the bank from levying execution upon the real property. Attorney Pfeiffer represented Boatman's Bank of Southern Missouri on the appeal and the trial court's judgment was affirmed by the Missouri Court of Appeals-Southern District, in part, upon the basis that trial counsel had failed to preserve certain issues on appeal. Attorney Pfeiffer briefed and argued the appeal for Appellant Boatman's Bank of Southern Missouri.

Country Mutual Insurance Company v. Matney, 25 S.W. 3d 651 (Mo.App.W.D. 2000): Attorney Pfeiffer represented Respondent Richard Matney. Attorney Pfeiffer briefed and argued the appeal on behalf of Richard Matney. This appeal involved the question of insurable interest relating to an insurance claim that was unrelated to the ownership of the vehicle. The trial court concluded that there was coverage for the incident and the Missouri Court of Appeals-Western District affirmed the trial court's judgment in favor of Richard Matney.

Cronin v. State Farm Fire and Casualty Company, 958 S.W. 2d 583 (Mo.App.W.D. 1997): Attorney Pfeiffer represented Respondent Harold Cronin in this appeal. Attorney Pfeiffer briefed and argued the appeal before the Missouri Court of Appeals-Western District. On this appeal, the case was reversed and remanded on the basis of the appellate court's determination that the case should proceed under the remedy of equitable garnishment instead of declaratory judgment. Upon remand, the parties settled the case.

Harrison v. Purdy Brothers Trucking Company, Inc., 312 F. 3d 346 (8th Cir. 2002): Attorney Pfeiffer drafted the appellate brief on this appeal. Attorney Pfeiffer and co-counsel, Wally Bley, represented Appellee Kaytina Harrison on this appeal after obtaining a verdict plus prejudgment interest at the trial of this wrongful death proceeding. The issues on appeal related to evidentiary objections overruled by the trial court and the trial court's imposition of pre-judgment interest. The United States Court of Appeals-Eighth Circuit affirmed the verdict in its entirety.

In Re Burnes, 975 S.W. 2d 266 (Mo.App. S.D. 1998): Attorney Pfeiffer represented Appellant Alice Phillips, the maternal grandmother of Robert "Robbie" Burnes, with regard to issues relating to guardianship of Robbie Burns. Attorney Pfeiffer wrote the appellate brief and argued the appeal on behalf of Alice Phillips. The Missouri Court of Appeals-Southern District ultimately concluded that the trial court had not finally disposed of all matters relating to the guardianship and remanded the case to the trial court.

In Re R. B., 1 S.W. 3d 483 (Mo.App. S.D. 1999): Attorney Pfeiffer represented Appellant Alice Phillips in her appeal of the guardianship award entered by the trial level relating to appellant's grandson, Robert "Robbie" Burnes. Attorney Pfeiffer co-authored the appellate brief for Appellant Alice Phillips. This appeal related to the Appellant's challenge of guardianship award entered by the trial court relating to the guardianship of a minor child. The Missouri Court of Appeals-Southern District affirmed the judgment of the trial court.

Marshall v. State Farm Mutual Insurance Company, 972 S.W. 2d 302 (Mo.App. W.D. 1998): Attorney Pfeiffer represented Appellant Melanie Marshall in this uninsured motorist coverage case. Attorney Pfeiffer briefed and argued the appeal on behalf of Appellant Melanie Marshall. The Missouri Court of Appeals-Western District, affirmed the judgment of the trial court.

Martin v. USF&G, 996 S.W. 2d 506 (Mo. 1999): Attorney Pfeiffer briefed the appellate brief for Appellant Donald Martin. This appeal related to liability insurance coverage issues. The Missouri Supreme Court affirmed in part, reversed in part, and remanded the case to the trial court with instructions. In so doing, the Missouri Supreme Court ruled in favor of Appellant Donald Martin that there was, in fact, liability coverage that was available to satisfy the judgment that Donald Martin had obtained against the USF&G insured. Upon remand, the case was settled between the parties.

Southwest Bank of Polk County v. Cahoj, et al, 883 S.W. 2d 518 (Mo.App. S. D. 1994): Attorney Pfeiffer represented Respondents Edward and Virginia Cahoj on this appeal. Attorney Pfeiffer briefed and argued the appeal on behalf of Respondents Edward and Virginia Cahoj. This case was appealed by Appellant Southwest Bank of Polk County after Respondents had obtained a dismissal of the underlying proceeding against them at the trial court. The Missouri Court of Appeals-Southern District, reversed the trial court's dismissal on the grounds that the facts were not undisputed as related to issues relating to the statute of limitations defense that was presented. Upon being remanded to the trial court, a settlement was achieved between Southwest Bank of Polk County and Respondents Edward and Virginia Cahoj, resulting in the case being dismissed.

Workman v. Vader, 854 S.W. 2d 560 (Mo.App. S.D. 1993): Attorney Pfeiffer represented Respondent Linda Vader. Attorney Pfeiffer briefed and argued the appeal on behalf of Respondent Linda Vader. This appeal related to the "something more" doctrine with regard to tort liability in workers' compensation cases involving a co-employee. In this appeal, the Missouri Court of Appeals-Southern District reversed and remanded the trial court's ruling to dismiss the underlying lawsuit on the basis that the facts alleged in the Petition by the Appellant/Plaintiff, if proven, would constitute sufficient facts to satisfy the "something more" doctrine.

Vega v. Shelter Mutual Insurance Company, 162 S.W. 3d 144 (Mo.App. W.D. 2005): Attorney Pfeiffer represented Respondent Chastity Vega in this appeal. Attorney Pfeiffer briefed and argued the appeal before the Missouri Court of Appeals-Western District. The issue in this appeal was the question of underinsured motor vehicle coverage that the trial court declared was available for the benefit of Respondent Chastity Vega. The Missouri Court of Appeals-Western District reversed the trial court judgment.