



ATTORNEY GENERAL OF MISSOURI
JEFFERSON CITY
65102

JOSHUA D. HAWLEY
ATTORNEY GENERAL

P.O. Box 899
(573) 751-3321

November 22, 2017

Ms. Betsy Aubuchon, Clerk
Missouri Supreme Court
P.O. Box 150
Jefferson City, MO 65101

Re: *State ex rel. Hawley v. Midkiff*, No. SC96516

Dear Clerk:

This letter is to advise the Court of an inadvertent misstatement in Relator's Reply Brief in the above-captioned matter. Page 29 of the Reply Brief states that "counsel corrected the legal argument based on further legal research in subsequent motions [in the trial court], which were also denied." That statement is inaccurate. Relator's counsel first made the legal argument that the trial court never had authority to hear the case, as opposed to having lost authority, in the briefing in support of the application for extraordinary writ in this case, not in subsequent motions in the trial court.

Please bring this letter to the attention of the Court.

Sincerely,

JOSHUA D. HAWLEY
Attorney General

/s/ D. John Sauer
D. John Sauer
State Solicitor

/s/ Michael J. Spillane
Michael J. Spillane
Assistant Attorney General

MS:cp

cc: Sean O'Brien
Cynthia Dodge
Tricia Bushnell