

## SUPREME COURT OF MISSOURI en banc

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THOMAS E. THARP, *et al.*, Appellants/Cross-Respondents, v. ST. LUKE'S SURGICENTER-LEE'S SUMMIT, LLC, Respondent/Cross-Appellant.

Opinion issued February 26, 2019, and vacated by opinion dated December 10, 2019

No. SC96528

*Court's note:* The new opinion, dated December 10, 2019, is available at <u>https://www.courts.mo.gov/file.jsp?id=147178</u>.