MISSOURI COURT OF APPEALS
WESTERN DISTRICT

MISSOURI DEPARTMENT OF TRANSPORTATION,
APPELLANT

vs.

THE LABOR AND INDUSTRIAL RELATIONS COMMISSION,
RESPONDENT

DOCKET NUMBER WD82835

DATE: APRIL 21, 2020

Appeal from:

The Circuit Court of Cole County, Missouri
The Honorable Jon E. Beetem, Judge

Appellate Judges:

Division Four: Karen King Mitchell, Chief Judge, Edward R. Ardini, Jr. Judge and Thomas N. Chapman, Judge

---

Attorneys:

Jeffrey W. Wright, for Appellant

D. Jameson Talley, for Respondent Labor and Industrial Relations Commission

Jeffrey R. Swaney, for Respondent Linda Mantia

MISSOURI APPELLATE COURT OPINION SUMMARY

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

MISSOURI DEPARTMENT OF TRANSPORTATION, APPELLANT,
v.
THE LABOR AND INDUSTRIAL RELATIONS COMMISSION, RESPONDENT.

WD82835 Cole County

Before Division Four Judges: Karen King Mitchell, Chief Judge, Edward R. Ardini, Jr., Judge, and Thomas N. Chapman, Judge

The Missouri Department of Transportation ("MoDOT") appeals from the quashing of a preliminary writ of prohibition by the Circuit Court of Cole County, which sought to prohibit the Labor and Industrial Relations Commission ("Commission") from accepting additional evidence in a workers' compensation case or, in the alternative, to require the Commission to follow the mandate in *Mantia v. Mo. Dep't of Transp.*, 529 S.W.3d 804 (Mo. banc 2017), which clarified the standard for job-related mental injuries and remanded to the Commission to conduct "a proper review" of the employee's claim.

AFFIRMED.

Division Four holds:

The Missouri Supreme Court's holding in *Mantia* ordering the Commission to perform "a proper review" of the employee's workers' compensation claim did not prohibit the Commission from accepting and considering additional evidence on remand.

Opinion by: Edward R. Ardini, Jr., Judge Date: April 21, 2020

This summary is *UNOFFICIAL* and should not be quoted or cited.