MISSOURI COURT OF APPEALS
WESTERN DISTRICT

STATE OF MISSOURI,

Appellant,

v.

ANTHONY STEVENSON,

Respondent.

DOCKET NUMBER WD83734

Date: May 18, 2021

Appeal from:

Ray County Circuit Court
The Honorable Lori J. Baskins, Judge

Appellate Judges:

Division Four: Cynthia L. Martin, Chief Judge, Presiding, Lisa White Hardwick and W. Douglas Thomson, Judges

---

Attorneys:
Kristen S. Johnson, Jefferson City, for appellant.
Joshua M. Smith, James C. Egan, Columbia, for respondent.

MISSOURI APPELLATE COURT OPINION SUMMARY

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

STATE OF MISSOURI, Appellant,
v.
ANTHONY STEVENSON, Respondent.

WD83734 Ray County

Before Division Four Judges: Cynthia L. Martin, Chief Judge, Presiding, Lisa White Hardwick and W. Douglas Thomson, Judges

The State appeals the circuit court's order dismissing with prejudice a criminal complaint against Anthony Stevenson for failing to try him within 180 days of his request for disposition of the charges in violation of the Interstate Agreement on Detainers ("IAD"). The State contends that the court erred in granting Stevenson's motion to dismiss because he failed to demonstrate that he had complied with all of the IAD's requirements.

AFFIRMED.

Division Four holds:

The circuit court did not err in dismissing with prejudice the criminal complaint against Stevenson for failing to try him within 180 days of his request for disposition of the charges. Stevenson met the four requirements necessary to invoke the IAD. It is undisputed that Stevenson was incarcerated in a federal prison in Illinois and had charges pending against him in Ray County, Missouri. While the documents that the federal correctional institution sent to the Ray County Circuit Court did not expressly state that there was a detainer on file from Ray County, there was information in the documents from which the court could have reasonably inferred that Ray County had lodged a detainer against Stevenson. Moreover, the State's failure to provide a complete record on appeal prevents us from knowing what, if any, additional information was presented at the hearing on Stevenson's motion to support such an inference. Lastly, although the federal correctional facility sent Stevenson's request for disposition of the untried charges and supporting documents by certified mail only to the Ray County Circuit Clerk, the Ray County Prosecuting Attorney did receive notice of the request through Missouri's electronic filing system. Therefore, Stevenson made a good-faith effort to invoke the IAD and omitted nothing essential to its operation.

Opinion by: Lisa White Hardwick, Judge May 18, 2021

THIS SUMMARY IS UNOFFICIAL AND SHOULD NOT BE QUOTED OR CITED.