MISSOURI COURT OF APPEALS
WESTERN DISTRICT

COMPLETE TITLE OF CASE:

IN THE INTEREST OF: L.I.B.,

Appellant

v.

JUVENILE OFFICER.

Respondent

DOCKET NUMBER WD84107

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

DATE: March 8, 2022

Appeal From:

Circuit Court of Jackson County, MO
The Honorable Jalilah Otto, Judge

Appellate Judges:

Division Two
Thomas N. Chapman, P.J., Karen King Mitchell, and W. Douglas Thomson, JJ.

Attorneys:

Amy Bartholow, Columbia, MO — Counsel for Appellant

Attorneys:

Michael Herrin, Kansas City, MO — Counsel for Respondent
Elizabeth Walker, Kansas City, MO — Co-Counsel for Respondent

---

MISSOURI APPELLATE COURT OPINION SUMMARY

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

IN THE INTEREST OF: L.I.B., Appellant,
v.
JUVENILE OFFICER, Respondent

WD84107 **Jackson County**

Before Division Two Judges: Thomas N. Chapman, P.J., Karen King Mitchell, and W. Douglas Thomson, JJ.

L.I.B. appeals a judgment of the Circuit Court of Jackson County in which the court found that L.I.B. committed acts which would constitute second-degree assault and armed criminal action if committed by an adult. L.I.B. contends that the circuit court erred in requiring him to participate in the adjudication hearing via two-way videoconference from secure detention. L.I.B. contends that his physical exclusion from the adjudication violated his constitutional rights to be present and confront his accusers face to face. The circuit court's judgment is vacated, and the case is remanded.

JUDGMENT VACATED AND REMANDED.

Division Two holds:

The circuit court violated L.I.B.'s due process rights when it required him to participate in his adjudication hearing only via two-way video over his objections. L.I.B. had a due process right to be present at the critical stage of the juvenile proceedings during which his guilt or innocence would be determined.

Opinion by: Thomas N. Chapman, Presiding Judge March 8, 2022

* * * * * * * * * * * * * * * * *

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