OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

WRIT DIVISION SEVEN

STATE OF MISSOURI EX REL K2W PRECISION, INC., D/B/A KEIZER ALUMINUM WHEELS, INC., RELATOR,	)	No. ED111117
	)	Writ of Prohibition
	)	JEFFERSON COUNTY CIRCUIT COURT
vs.	)	Cause No. 20JE-CC00551
THE HONORABLE JOSEPH A. RATHERT, JUDGE OF THE MISSOURI CIRCUIT COURT, TWENTY-THIRD JUDICIAL CIRCUIT (JEFFERSON COUNTY), RESPONDENT.	)	Filed: December 6, 2022

Relator K2W Precision, Inc., d/b/a Keizer Aluminum Wheels, Inc. ("K2W" or "Relator") filed a petition for a Writ of Prohibition or Mandamus to require Respondent Honorable Joseph A. Rathert ("Respondent") to dismiss all claims in the lawsuit filed by Plaintiff Bradley J. Loyet ("Plaintiff") in the Circuit Court for Jefferson County, Missouri. Relator argues Respondent acted beyond his jurisdiction and authority in denying its motion to dismiss because the trial court lacked personal jurisdiction over Relator. Relator also argues Respondent acted beyond his jurisdiction and authority in denying its motion for summary judgment based on the doctrine of *res judicata* or claim preclusion. We previously issued a Preliminary Order in Prohibition.

PRELIMINARY ORDER IN PROHIBITION AS TO MOTION TO DISMISS QUASHED, PRELIMINARY ORDER AS TO MOTION FOR SUMMARY JUDGMENT MADE PERMANENT.

WRIT DIVISION VII HOLDS: Respondent did not err in denying Relator's motion to dismiss because the trial court had personal jurisdiction over Relator. *See Ford Motor Co. v. Montana Eighth Jud. Dist. Ct.*, 141 S.Ct. 1017, 1028–29 (2021); *see also Andra v. Left Gate Prop. Holding, Inc.*, 453 S.W.3d 216, 229 (Mo. banc 2015). Respondent erred in not granting Relator's motion for summary judgment because Plaintiff's claim is barred under the doctrine of *res judicata*. Plaintiff's second voluntary dismissal of the same claim against Relator in the Iowa state court operated as an adjudication on the merits precluding Plaintiff's action in the Circuit Court for Jefferson County, Missouri. *See* Iowa Code § 1.943 (2002); *see also Pavone v. Kirke*, 807 N.W.2d 828, 836 (Iowa 2011); *Bell v. Curators of Univ. of Mo.*, 621 S.W.3d 179, 184 (Mo. App. W.D. 2021). This Court quashes our Preliminary Order in Prohibition as to the motion to dismiss. This Court makes the Preliminary Order in Prohibition permanent as to the motion for summary judgment and directs Respondent to grant Relator's motion for summary judgment based on *res judicata*.

Opinion by: Philip M. Hess, P.J.

Gary M. Gaertner, Jr. and Robert M. Clayton III, J. concur.

Attorney for Relator: Thomas Kammerer and Joseph Swift

Attorney for Defendant: James Gottschalk

Attorney for Respondent: Grant Rahmeyer, Daniel Ryan, and Jonathan McAllister

THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.