

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT
1300 OAK STREET
KANSAS CITY, MISSOURI 64106**

DIVISION 1

**REX GABBERT, PRESIDING JUDGE
THOMAS H. NEWTON, JUDGE
ALOK AHUJA, JUDGE**

DIVISION 2

**KAREN KING MITCHELL, PRESIDING JUDGE
CYNTHIA MARTIN, JUDGE
GARY DEAN WITT, JUDGE**

DIVISION 3

**VICTOR C. HOWARD, PRESIDING JUDGE
LISA WHITE HARDWICK, JUDGE
JAMES E. WELSH, JUDGE**

**SPECIAL DIVISION (SITTING AT CAMDEN ON THE LAKE)
IN CONJUNCTION WITH THE MID-AMERICA LABOR/MANAGEMENT CONFERENCE**

**MARK D. PFEIFFER, CHIEF JUDGE, PRESIDING
GARY D. WITT, JUDGE
REX GABBERT, JUDGE**

**SPECIAL DIVISION (SITTING AT TAN-TAR-A RESORT, OSAGE BEACH, MO IN
CONJUNCTION WITH THE ANNUAL MEETING OF THE MISSOURI ASSOC. OF CRIMINAL
DEFENSE LAWYERS**

**MARK D. PFEIFFER, CHIEF JUDGE, PRESIDING
GARY D. WITT, JUDGE
ZEL FISCHER, SPECIAL JUDGE**

ORAL ARGUMENT DOCKET - JULY, 2016

NOTICE TO COUNSEL

Enclosed is a copy of the Court's docket scheduling your case for argument. Please review this docket and the following information carefully. Please note the information below for each division:

DIVISION 1: THIS DIVISION WILL SIT ON JULY 14TH AND 27TH, 2016 WITH DOCKET CALLS AT 9:00 A.M. AND 10:30 A.M.

DIVISION 2: THIS DIVISION WILL SIT ON JULY 13, 2016 WITH DOCKET CALLS AT 9:00 AND 10:30 A.M.

DIVISION 3: THIS DIVISION WILL SIT ON JULY 6TH AND 20TH, 2016, WITH DOCKET CALLS BOTH DAYS AT 9:00 AND 10:30 A.M.

SPECIAL DIVISION: THIS DIVISION WILL SIT ON JULY 11, 2016 AT CAMDEN ON THE LAKE, LAKE OZARK, MO IN CONJUNCTION WITH THE MID-AMERICA LABOR MANAGEMENT CONFERENCE. DOCKET CALL WILL BE AT 1:30 P.M. IT WILL ALSO SIT ON JULY 22, 2016 AT TAN-TAR-A RESORT, OSAGE BEACH, MO IN CONJUNCTION WITH THE ANNUAL MEETING OF THE MISSOURI ASSOCIATION OF CRIMINAL DEFENSE LAWYERS. DOCKET CALL WILL BE AT 1:15 P.M.

If you are not present for the docket call, your case will be submitted on the briefs. If you do not intend to orally argue a docketed case (whether the appellant or respondent), please notify this office immediately of that decision. Any respondent who has not filed a brief will not be permitted oral argument.

PLEASE NOTE THE FOLLOWING CHANGE IN ARGUMENT TIMES:

In most cases, counsel will be allowed a maximum of 10 minutes per side with an additional three minutes for rebuttal by the appellant. In cases designated as “expanded oral argument” preceded and followed by three asterisks, argument will be expanded to 15 minutes per side with an additional five minutes allowed for rebuttal by the appellant.

The Court may call upon counsel to announce the amount of time they intend to use when the docket is called. Please keep in mind that the judges on the panel will be familiar with the briefs. The Court views oral argument as an opportunity to focus on the points of difficult analysis rather than a forum to verbally rehash the entire brief. Therefore, the Court expects counsel to tailor their requests for time accordingly. Counsel should also remember that they are not required to use the total time reserved.

Cross appeals shall be treated as one case, and in such cases the plaintiff in the trial court shall be entitled to open and close the argument. **If there are multiple appellants or respondents, the parties will ordinarily be expected to divide among themselves the time allowed for an appellant or respondent.**

Original exhibits shall be deposited with the court on or before the date on which the parties file their opening briefs unless the court grants permission to submit them at a later time. Any exhibits not timely deposited may be considered by the court as immaterial to the issues on appeal. Rule 81.16. Unless deposited exhibits are removed from the custody of the clerk within 30 days after the case is finally decided, upon prior notice to the parties, they may be destroyed or disposed of by the clerk. Rule 81.16(d).

Opinions are issued each Tuesday morning. Motions for rehearing and/or transfer to the Supreme Court must be filed within fifteen (15) days after the opinion has been issued.

If you have any questions concerning the docket, please contact this office at 816-889-3600. If you have special needs addressed by the Americans with Disabilities Act, please notify this office at least one week prior to the date of oral argument.

Terence G. Lord, Clerk

DIVISION 2

KAREN KING MITCHELL, PRESIDING JUDGE

CYNTHIA MARTIN, JUDGE

GARY D. WITT, JUDGE

JULY, 2016

IMPORTANT NOTE

**THIS DIVISION WILL SIT ON JULY 13TH, 2016 WITH DOCKET
CALLS WILL BE AT 9:00 AND 10:30 A.M.**

**PLEASE NOTE THE TIME OF YOUR ARGUMENT. THIS INFORMATION IS
LOCATED AT THE TOP OF THE PAGE ON WHICH YOUR CASE IS LISTED.**

**MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS**

Docket

13-Jul-2016

9:00

Division 2

Western District Ct of Appeals

COLE COUNTY CIRCUIT COURT

1. WD78757

**CENTRAL TRUST BANK, ET AL., RESPONDENTS,
vs
WILLIAM GRAVES, APPELLANT.**

WILLIAM GRAVES, Appellant
PATRICK JOSEPH WHALEN
CENTRAL TRUST BANK, Respondent
DALE C DOERHOFF
JOSHUA DAVID MOORE

HENRY COUNTY CIRCUIT COURT

2. WD78744

**WILLIAM MCGHEE, RESPONDENT,
vs
SCHREIBER FOODS, INC., ET AL., APPELLANTS.**

SCHREIBER FOODS, INC., Appellant
TODD A. JOHNSON
NICOLE LYNN HUTSON
WILLIAM MCGHEE, Respondent
KEVIN ARTHUR JONES
GAYLE ELAINE MCVAY
J KIRK RAHM
MARTIN MARK MEYERS

JACKSON COUNTY CIRCUIT COURT

3. WD78888

**CARL BRYANT AND PAMELA BRYANT, RESPONDENTS,
vs
JEFFREY WAHL, APPELLANT.**

JEFFREY WAHL, Appellant
DAVID AARON SUROFF
PAMELA BRYANT, Respondent
STEVEN CARL EFFERTZ
CARL BRYANT, Respondent
STEVEN CARL EFFERTZ

**MISSOURI JUDICIARY
WESTERN DISTRICT CT OF APPEALS**

Docket

13-Jul-2016 10:30

DIVISION 2

Western District Ct of Appeals

1. **WD79297**

COLE COUNTY CIRCUIT COURT

**ISRAEL IVAN RAMIREZ, RESPONDENT,
vs
MISSOURI DEPARTMENT OF SOCIAL SERVICES, CHILDREN'S DIVISION, APPELLANT.**

DEPARTMENT OF SOCIAL SERVICES, CHILDRENS DIVISION, Appellant
GARY LEE GARDNER
ISRAEL IVAN RAMIREZ, Respondent
DAVID J. MOEN

2. **WD79123**

COOPER COUNTY CIRCUIT COURT

**IN THE MATTER OF A.L.R., PLAINTIFF; K.R., RESPONDENT
vs
A.L.S., APPELLANT; H.E.R. AND J.A.R., DEFENDANTS.**

Appellant
FRANK ROBERT FLASPOHLER
Defendant
Plaintiff
RICHARD J BLANCK
Respondent
WENDY LAYNE WOOLDRIDGE

3. **WD78078**

JACKSON COUNTY CIRCUIT COURT

**STATE OF MISSOURI, RESPONDENT,
vs
EDWARD H PENNINGTON, JR., #42506, APPELLANT.**

EDWARD H. PENNINGTON JR, Appellant
LAURA GREETHER MARTIN
STATE OF MISSOURI, Respondent
