In the Missouri Court of Appeals
Eastern District

FEBRUARY DOCKET

LISA VAN AMBURG, CHIEF JUDGE

Court Convenes on Third Floor
In the En Banc Courtroom
Old Post Office
One Post Office Square
815 Olive Street
St. Louis, Missouri

DIVISION FOUR

Lisa Van Amburg, C.J.
Sherri B. Sullivan, J.
Kurt S. Odenwald, J.

February 2, 2016
9:30, 10:30 & 11:00 A.M.

DIVISION THREE

Robert M. Clayton III, P.J.
Lawrence E. Mooney, J.
James M. Dowd, J.

February 3, 2016
9:30 & 10:30 A.M.

DIVISION TWO

Philip M. Hess, P.J.
Gary M. Gaertner, Jr., J.
Angela T. Quigless, J.

February 4 & 5, 2016
9:30 & 10:30 A.M.

DIVISION ONE

Robert G. Dowd, Jr., P.J.
Mary K. Hoff, J.
Roy L. Richter, J.

February 9 & 10, 2016
9:30 & 10:30 A.M.

Court Convenes on Third Floor
In the Division Courtroom
Old Post Office

DIVISION THREE

Robert M. Clayton III, P.J.
Lawrence E. Mooney, J.
James M. Dowd, J.

February 2, 2015
9:30 & 10:30 A.M.

LAURA THIELMEIER ROY, CLERK

MISSOURI JUDICIARY
EASTERN DISTRICT CT OF APPEALS
Oral Argument Docket

2-Feb-2016 **09:30** **DIVISION 4** **EN BANC COURTROOM**

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1. ED102919 ST. LOUIS COUNTY CIRCUIT COURT

AP Civil Appeal Circuit

JEANNE M. NANGLE, RESPONDENT
vs
FREDA L. BROCKMAN, APPELLANT AND WILLIAM T. FORGY, TRUSTEE, LPP MORTGAGE LTD AND IVAN SCHENBERG, DEFENDANTS

FREDA LOUISE BROCKMAN, Appellant
GREGORY P WHITE
JEANNE M. NANGLE, Respondent
CANICE TIMOTHY RICE JR

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2. ED102900 ST. LOUIS COUNTY CIRCUIT COURT

AP Civil Appeal Circuit

VIRGIL KIRCHOFF REVOCABLE TRUST DATED 6/19/2009, MICHAEL WENZEL, FAIRLYN FORSYTH KIRCHOFF MOORADIAN, KIRCHOFF LIMITED PARTNERSHIP, AND BENJAMIN KIRCHOFF, APPELLANTS
vs
MOTO, INC., RESPONDENT

VIRGIL KIRCHOFF REVOCABLE TRUST DATED 6/19/2009, Appellant
EMILY ELIZABETH KISER
SCOTT JAMES DICKENSON
KIRCHOFF LIMITED PARTNERSHIP, Appellant
EMILY ELIZABETH KISER
PATRICIA LEHTINEN SILVA
SCOTT JAMES DICKENSON
MATTHEW ALLEN JACOBER
FAIRLYN FORSYTH KIRCHOFF MOORADIAN, Appellant
EMILY ELIZABETH KISER
PATRICIA LEHTINEN SILVA
SCOTT JAMES DICKENSON
VIRGIL KIRCHOFF REVOCABLE TRUST DATED 6/19/2009, Appellant
EMILY ELIZABETH KISER
PATRICIA LEHTINEN SILVA
MATTHEW ALLEN JACOBER
MICHAEL WENZEL, CO-TRUSTEE OF V. KIRCHOFF REVOCABLE TRUST 6/19/2009, Appellant
EMILY ELIZABETH KISER
PATRICIA LEHTINEN SILVA
SCOTT JAMES DICKENSON
MATTHEW ALLEN JACOBER
BENJAMIN J. KIRCHOFF CO-TRUSTEE, Appellant

MISSOURI JUDICIARY
EASTERN DISTRICT CT OF APPEALS
Oral Argument Docket

2-Feb-2016 **09:30** **DIVISION 4** **EN BANC COURTROOM**

EMILY ELIZABETH KISER
PATRICIA LEHTINEN SILVA
SCOTT JAMES DICKENSON
MATTHEW ALLEN JACOBER

FAIRLYN FORSYTH KIRCHOFF MOORADIAN, Appellant
EMILY ELIZABETH KISER
MATTHEW ALLEN JACOBER

MOTO, INC., Respondent
EDWARD ALAN CHOD
KEVIN FRANCIS HORMUTH
DAVID PAUL NIEMEIER

MISSOURI JUDICIARY
EASTERN DISTRICT CT OF APPEALS
Oral Argument Docket

2-Feb-2016 09:30 **DIVISION 4** **EN BANC COURTROOM**

3. ED102562 ST. LOUIS COUNTY CIRCUIT COURT

AP Civil Appeal Circuit

CITY OF O'FALLON, MISSOURI, CITY OF TROY, MISSOURI AND CITY OF ORRICK, MISSOURI, RESPONDENTS AND CITY OF BUTLER, MISSOURI, APPELLANT

vs

CENTURYLINK, INC., CENTURYTEL OF MISSOURI, LLC, D/B/A CENTURYLINK, CENTURYTEL LONG DISTANCE, LLC, D/B/A CENTURYLINK LONG DISTANCE, EMBARQ MISSOURI, INC., SPECTRA COMMUNICATIONS GROUP, LLC, EMBARQ COMMUNICATIONS, INC., AND CENTURYLINK COMMUNICATIONS, LLC F/K/A QWEST COMMUNICATIONS CORP., F/K/A QWEST COMMUNICATIONS CO., LLC, RESPONDENTS

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CITY OF BUTLER, MISSOURI, Appellant
- DANIEL GIRARD VOGEL
  - MARGARET CLAIRE EVEKER
  - DAVID A. STREUBEL

CITY OF PLATTE CITY, MISSOURI, Petitioner
- DANIEL GIRARD VOGEL
  - MARGARET CLAIRE EVEKER
  - DAVID A. STREUBEL

CITY OF BUCKNER, MISSOURI, Petitioner
- DANIEL GIRARD VOGEL
  - MARGARET CLAIRE EVEKER
  - DAVID A. STREUBEL

CENTURYLINK, INC., Respondent
- STEPHEN ROBERT CLARK
  - MARK B LEADLOVE
  - ADAM STEVEN HOCHSCHILD

CENTURYTEL OF MISSOURI, LLC D/B/A CENTURYLINK, Respondent
- STEPHEN ROBERT CLARK
  - MARK B LEADLOVE

CENTURYTEL LONG DISTANCE LLC D/B/A CENTURYLINK LONG DISTANCE, Respondent
- STEPHEN ROBERT CLARK
  - ADAM STEVEN HOCHSCHILD

CITY OF O'FALLON, MISSOURI, Respondent
- JOHN WARNER HOFFMANN
  - JOHN F. MULLIGAN JR

CITY OF ORRICK, MISSOURI, Respondent
- JOHN WARNER HOFFMANN
  - JOHN F. MULLIGAN JR
  - HOWARD PAPERNER
  - DOUGLAS R. SPRONG

CITY OF TROY, MISSOURI, Respondent
- JOHN WARNER HOFFMANN

MISSOURI JUDICIARY
EASTERN DISTRICT CT OF APPEALS
Oral Argument Docket

2-Feb-2016 09:30 DIVISION 4 EN BANC COURTROOM

JOHN F. MULLIGAN JR

CENTURYTEL OF MISSOURI, LLC D/B/A CENTURYLINK, Respondent
STEPHEN ROBERT CLARK
ADAM STEVEN HOCHSCHILD

CITY OF TROY, MISSOURI, Respondent
JOHN WARNER HOFFMANN
DOUGLAS R. SPRONG

CITY OF O'FALLON, MISSOURI, Respondent
JOHN WARNER HOFFMANN
HOWARD PAPERNER
DOUGLAS R. SPRONG

CENTURYLINK COMMUNICATIONS LLC, Respondent
STEPHEN ROBERT CLARK
MARK B LEADLOVE
ADAM STEVEN HOCHSCHILD

EMBARQ COMMUNICATIONS INC., Respondent
STEPHEN ROBERT CLARK
MARK B LEADLOVE
ADAM STEVEN HOCHSCHILD

SPECTRA COMMUNICATIONS GROUP, LLC, Respondent
STEPHEN ROBERT CLARK
MARK B LEADLOVE
ADAM STEVEN HOCHSCHILD

EMBARQ MISSOURI, INC., Respondent
STEPHEN ROBERT CLARK
MARK B LEADLOVE
ADAM STEVEN HOCHSCHILD

CENTURYTEL LONG DISTANCE LLC D/B/A CENTURYLINK LONG DISTANCE, Respondent
STEPHEN ROBERT CLARK
MARK B LEADLOVE

CITY OF TROY, MISSOURI, Respondent
JOHN WARNER HOFFMANN
HOWARD PAPERNER