

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION FOUR

STATE OF MISSOURI,)	No. ED102088
)	
Plaintiff/Respondent,)	Appeal from the Circuit Court
)	of the City of St. Louis
v.)	
)	
DRANEL CLARK,)	Honorable Thomas Frawley
)	
Defendant/Appellant.)	Filed: February 23, 2016

Dranel Clark (Appellant) appeals from the trial court’s judgment entered after a jury trial convicting him of assault in the second degree, armed criminal action, and resisting arrest. On appeal, Appellant asserts the trial court erred in (1) failing to grant a mistrial, (2) redacting alcohol and cocaine testing results from the victim’s medical records, and (3) submitting the State’s proffered jury instruction on second-degree assault.

AFFIRMED.

Division Four Holds: The trial court did not err in denying Appellant’s motion for a mistrial because the record does not support a finding Appellant was restrained in front of the jury and the mere act of uniformed officers escorting a defendant into the courtroom is not inherently prejudicial. The court did not err in redacting the alcohol and cocaine test results from the victim’s medical records before submitting the records to the jury because Appellant failed to present evidence as to the meaning of the results and the results did not serve to impeach the victim’s testimony. The trial court did not err in submitting the verdict director for second-degree assault as submitted by the State because the instruction ensured a unanimous verdict on the charge.

Opinion by: Sherri B. Sullivan, J. Lisa S. Van Amburg, C.J., and Kurt S. Odenwald, J., concur.

Attorney for Appellant: Timothy J. Forneris
Attorneys for Respondent: Chris Koster and Evan J. Buchheim

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