

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

STATE OF MISSOURI ex rel. SGI)	ED95465
HOTELS, L.L.C., d/b/a)	
SEVEN GABLES INN,)	
HEF 1-STL No. 1 L.L.C., d/b/a)	
THE RITZ-CARLTON ST. LOUIS, and)	
CHESHIRE INN MOTOR HOTEL, INC.,)	
d/b/a THE CHESHIRE LODGE,)	
)	
Appellants/Relators,)	Appeal from the Circuit Court
)	of St. Louis County
v.)	
)	
CITY OF CLAYTON,)	Hon. Richard Bresnahan
CITY OF RICHMOND HEIGHTS,)	
BOARD OF ELECTION COMM'RS,)	
RICHARD KELLETT, JULIE R. JONES,)	
ANITA YECKEL and ANN PLUEMER,)	
)	
Respondents/Respondents.)	Filed: October 21, 2010

SGI Hotels, L.L.C., d/b/a Seven Gables Inn, HEF 1-STL No. 1 L.L.C., d/b/a The Ritz-Carlton St. Louis, and Cheshire Inn Motor Hotel, Inc., d/b/a The Cheshire Lodge appeal from the trial court's judgment denying their claims for Writ of Prohibition, Injunction and Declaratory Judgment, and granting the counterclaim for Declaratory Judgment made by the City of Clayton and the City of Richmond Heights (Respondents).

AFFIRMED.

Division Three Holds: Section 67.1003.2 RSMo 2008 allows Respondents to place a proposal on the ballot for a tax on charges for hotel sleeping rooms within their city limits as long as they are not imposing such tax pursuant to any other law of this state.

Opinion by: Sherri B. Sullivan, P.J. Clifford H. Ahrens, J., and Lawrence E. Mooney, J., concur.

Attorneys for Appellants: David R. Bohm and Jennifer L. Geschke
Attorneys for Respondents: Kevin O'Keefe, Kenneth J. Heinz, Edward J. Sluys and Steven W. Garrett
Attorneys for Amicus Curae: Mark G. Arnold, Victor S. Williams, John Young

<p>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.</p>
