

## OPINION SUMMARY

### MISSOURI COURT OF APPEALS EASTERN DISTRICT

STATE OF MISSOURI,	)	No. ED98438
	)	
Respondent,	)	Appeal from the Circuit Court
	)	of the City of St. Louis
vs.	)	
	)	
JERRY F. CLARK,	)	Honorable Robin R. Vannoy
	)	
Appellant.	)	Filed: July 16, 2013

Jerry F. Clark ("Defendant") appeals the judgment entered upon a jury verdict convicting him of one count of stealing from a person and one count of second-degree assault. Defendant claims that the trial court clearly erred in denying his *Batson* challenges to the peremptory strikes of two African-American venirepersons, Green and Moore.

AFFIRMED.

Division Three holds:

- (1) Defendant failed to show that the State's peremptory strike of Green was racially motivated. The trial court did not clearly err in denying Defendant's *Batson* challenge as to venireperson Green, an African-American female.
- (2) Defendant failed to show that the State's peremptory strike of Moore was racially motivated. The trial court did not clearly err in denying Defendant's *Batson* challenge as to venireperson Moore, an African-American male.

Opinion by: Angela T. Quigless, J.

Robert G. Dowd, Jr., P.J. and Roy L. Richter, J., Concur

Attorney for Appellant: Edward S. Thompson

Appellant for Respondent: Jessica P. Meredith

**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.**