

## OPINION SUMMARY

### MISSOURI COURT OF APPEALS EASTERN DISTRICT

#### DIVISION THREE

JON D. SCHOLLMMEYER,	)	No. ED98614
	)	
Respondent,	)	Appeal from the Circuit Court
	)	of Osage County
vs.	)	
	)	Honorable Daniel R. Green
STATE OF MISSOURI,	)	
	)	
Appellant.	)	FILED: April 9, 2013

The Missouri State Highway Patrol Criminal Records Repository ("State") appeals from the trial court's judgment ordering the expungement of the arrest record of Jon D. Schollmeyer ("Schollmeyer").

REVERSED AND REMANDED.

Division Three Holds: Schollmeyer failed to establish his right to expungement of his arrest record under the statutory requirements of Section 610.122. Schollmeyer failed to establish that the arrest was based on false information, that probable cause was lacking for the arrest, that charges were not pursued and that he did not receive a suspended imposition of sentence.

Opinion by: Roy L. Richter, P.J.  
Robert G. Dowd, Jr., J., and Angela T. Quigless, J., concur

Attorneys for Appellant: Joseph Schlotzhauer  
Attorneys for Respondent: Daniel E. Hunt

**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**