

**MISSOURI COURT OF APPEALS  
WESTERN DISTRICT**

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COMPLETE TITLE OF CASE:

CORY W. CAMPBELL,

Appellant

v.

DIRECTOR OF REVENUE.

Respondent

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DOCKET NUMBER WD70266

DATE: November 24, 2009

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Appeal From:

Circuit Court of Andrew County, MO  
The Honorable Randall R. Jackson, Judge

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Appellate Judges:

Division Two: Joseph M. Ellis, P.J., Victor C. Howard, and James Edward Welsh, JJ.

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Attorneys:

Daniel L. Radke, St. Joseph, MO

Counsel for Appellant,

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Attorneys:

Van M. Pounds, Jefferson City, MO

Counsel for Respondent

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**MISSOURI APPELLATE COURT OPINION SUMMARY  
MISSOURI COURT OF APPEALS, WESTERN DISTRICT**

**CORY W. CAMPBELL, Appellant, v.  
DIRECTOR OF REVENUE, Respondent**

**WD70266**

**Andrew County**

Before Division Two Judges: Ellis, P.J., Howard, and Welsh, JJ.

Cory W. Campbell appeals the circuit court's judgment affirming the Director of Revenue's denial of Campbell's driving privileges for ten years pursuant to section 302.060(9), RSMo Cum. Supp. 2008, due to Campbell's being convicted more than twice for offenses relating to driving while intoxicated. In his only point on appeal, Campbell asserts that the circuit court erred and misapplied the law in overruling his motion to disqualify the Director's staff attorney from representing the Director at the hearing and in refusing to strike the Director's answer. Campbell contends that only the Andrew County Prosecuting Attorney could represent the Director at the hearing.

**AFFIRMED.**

**Division Two holds:**

(1) Campbell does not articulate any reason why he is aggrieved by the staff attorney's representation of the Director or why he is aggrieved by not having the prosecuting attorney represent the Director; he therefore lacks standing to challenge the staff attorney's representation of the Director.

(2) Campbell does not show how he was prejudiced by the Director's staff attorney's representation of the Director in this case. Only prejudicial error is reversible error.

(3) To the extent that Campbell asserts that the circuit court did not have jurisdiction over this matter, his contention is without merit. The circuit court clearly had personal and subject matter jurisdiction in this case.

**Opinion by: James Edward Welsh, Judge**

Date: November 24, 2009

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**THIS SUMMARY IS UNOFFICIAL AND SHOULD NOT BE QUOTED OR CITED.**