

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

COMPLETE TITLE OF CASE:

STATE OF MISSOURI EX REL. ET AL., RAY TAYLOR,

Appellant

v.

LISA MEINERS.

Respondent

DOCKET NUMBER WD71129

DATE: April 6, 2010

Appeal From:

Circuit Court of Jackson County, MO
The Honorable Robert Michael Schieber, Judge

Appellate Judges:

Division Three: James Edward Welsh, P.J., Mark D. Pfeiffer and Karen K. Mitchell, JJ.

Attorneys:

David H. Bony, Kansas City, MO,

Counsel for Appellant

Attorneys:

Steven J. Quinn, Kansas City, MO

Counsel for Respondent

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

**STATE OF MISSOURI EX REL. ET AL., RAY TAYLOR, Appellant,
v. LISA MEINERS, Respondent**

WD71129

Jackson County

Before Division Three Judges: James Edward Welsh, P.J., Mark D. Pfeiffer and Karen K. Mitchell, JJ.

Ray Taylor appeals the circuit court's judgment dismissing his petition for writ of prohibition and quashing its preliminary writ in prohibition. In his petition Taylor asked the circuit court to prohibit the Division of Workers' Compensation Administrative Law Judge (ALJ) from ordering him to submit to an independent medical examination. Taylor contends that the circuit court abused its discretion in quashing its preliminary writ and dismissing Taylor's petition for writ of prohibition because Taylor's employer admitted the nature and extent of the disability to Taylor's left eye and, therefore, Taylor should not be required to submit to a physical examination.

AFFIRMED.

Division Three holds:

Pursuant to section 287.210.1, RSMo 2000, Taylor is required to submit to an independent medical evaluation. The circuit court, therefore, did not abuse its discretion in quashing its preliminary writ of prohibition and dismissing Taylor's petition for writ of prohibition.

Opinion by: James Edward Welsh, Judge

April 6, 2010

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