

IN THE CIRCUIT COURT OF GREENE COUNTY, MISSOURI **FILED**

CITY OF SPRINGFIELD,)
MISSOURI,)

Plaintiff,)

vs.)

JAMES ARNOTT, et al,)
Defendant,)

DEC 13 2016

GREENE COUNTY
CIRCUIT COURT

Case No. 1531-CC00863

ORDER

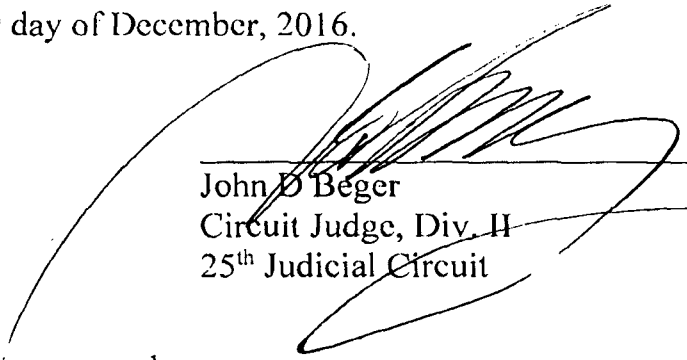
On November 3, 2016 this case came before the Court on Plaintiff's Motion for Partial Summary Judgment and Defendants' Responses thereto. On that date the parties appeared by counsel and the Court heard oral argument for and against the Motion and took the matter under advisement.

Now having considered Plaintiff's Statement of Uncontroverted Material Facts and Defendant's Responses thereto as well as the argument of the parties the Court hereby denies the Motion for Partial Summary Judgment.

Pursuant to Rule 74.04(d) the Court determines the following material facts are deemed to exist without substantial controversy:

1. Those facts set forth in the Parties' Stipulation of Facts (Exhibit A to Plaintiff's Statement of Uncontroverted Material Facts), and
2. Paragraphs 1, 2, 3, 4, 5, 6, 7, 8 & 9 (both as to Exhibit E only), 10, 11, 12, 13, 14, 15, 16, 20, 21, 22, 24 & 25 of Plaintiff's Statement of Uncontroverted Material Facts.

SO ORDERED, this 13th day of December, 2016.


John D Beger
Circuit Judge, Div. II
25th Judicial Circuit