

TWENTY-SECOND JUDICIAL CIRCUIT STATE OF MISSOURI  
(St. Louis City)

\_\_\_\_\_  
Plaintiff,  
vs.  
\_\_\_\_\_  
and \_\_\_\_\_  
Defendant.

Cause No. \_\_\_\_\_  
Division No. 24

**FILED**  
MAY 17 2018  
22<sup>ND</sup> JUDICIAL CIRCUIT  
CIRCUIT CLERK'S OFFICE  
BY \_\_\_\_\_ DEPUTY

**JUDGMENT AND ORDER**

Cause called for bench trial on Monday May 14, 2018. Parties appeared by and through counsel. Plaintiff \_\_\_\_\_ appeared through corporation officers Mr. and Mrs. \_\_\_\_\_ Counsel for Plaintiff \_\_\_\_\_ appeared. Defendant \_\_\_\_\_ appeared in person with counsel Arthur F. Clark. Defendant \_\_\_\_\_ did not appear in person, counsel for defendant \_\_\_\_\_ appeared. Evidence was adduced: Testimony of Mr. and Mrs. \_\_\_\_\_ was heard; testimony of \_\_\_\_\_ was heard and testimony of \_\_\_\_\_ was submitted by deposition.

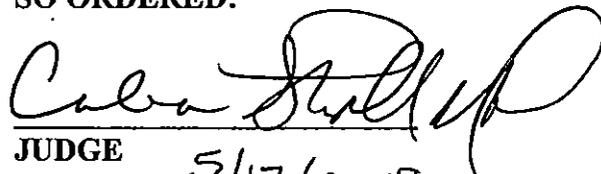
The Court took the matter under submission. Having considered the evidence and the applicable law this Court finds as follows:

The evidence establishes that the \_\_\_\_\_ Inc. was damaged in the amount of \$29,765.74, as a direct result of its restaurant property at \_\_\_\_\_ in the City of St. Louis, being struck by the vehicle that was operated by \_\_\_\_\_ at approximately 2:30am on January 26, 2014. The Court finds that \_\_\_\_\_ Inc. suffered property damage in the amount of \$14,381.09 related to repairs and clean-up to its property at 622 Chouteau in the City of St. Louis. The Court finds that as a result of the property damage, \_\_\_\_\_ was unable to conduct its regular business at 622 Chouteau for approximately thirty days and thereby suffered damages in the amount of \$15,384.65. This Court finds that the evidence establishes that Defendant \_\_\_\_\_ was negligent in operating his motor vehicle, and that as a direct result of the negligence of \_\_\_\_\_ a collision occurred between the vehicle being operated by defendant \_\_\_\_\_ and the vehicle being operated by

defendant [REDACTED] The Court finds that there is insufficient evidence to indicate that defendant [REDACTED] operated his vehicle in a negligent manner. Therefore, the Court finds that [REDACTED] is 100% responsible for said collision and therefore 100% responsible for the damage suffered by [REDACTED] The Court finds that the testimony of Defendant [REDACTED] is credible. The Court finds that the evidence supports the testimony of defendant [REDACTED] that the electric signal for east bound traffic was indeed green when [REDACTED] entered the intersection at Chouteau Ave and Seventh St., driving east bound on Chouteau Ave. This Court finds that there was no credible evidence to support a finding of comparative fault in this case.

It is the finding and judgment of this Court that judgment shall be entered in the amount of \$29,765.74 in favor of [REDACTED] and against defendant [REDACTED] only. This Court finds and adjudges that defendant Joseph [REDACTED] is not at fault and is hereby dismissed from this cause of action with prejudice. Costs of Court shall be taxed against defendant [REDACTED]

SO ORDERED:

  
JUDGE 5/17/2018