

IN THE CIRCUIT COURT OF COLE COUNTY, MISSOURI

MICHAEL GROSS, ET AL.,

Plaintiffs,

V

CASE NO. 24AC-CC04658

STATE OF MISSOURI, ET AL.,

Defendants.

PARTIAL JUDGMENT ON THE PLEADINGS

ON THE 4<sup>th</sup> day of December, 2024 while the Circuit Court of Cole County, Missouri was in session, the above-caption case came on for hearing of Plaintiff's Motion for Judgment on the Pleadings as to Counts I and II of Plaintiff's First Amended Petition and Defendant's Motion for Judgment on the Pleadings as to Counts I through VI of Plaintiff's First Amended Petition.

Plaintiff's appeared by Counsel. Defendant's appeared by Counsel. The Parties announced ready and arguments were made and considered by the Court. The Parties were allowed 15 days to file proposed orders and thereafter this Court took the matters under advisement.

NOW ON THIS 20<sup>th</sup> day of December, 2024 this Court again takes up this case for further consideration of the parties' briefs and arguments made in support of their respective motions for judgments on the pleadings. After due consideration of the parties' briefs and arguments, and being duly advised in the premises, it is hereby ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. Defendants' Motion for Judgment on the Pleadings as to Counts I, II and III of the Plaintiff's First Amended Petition are DENIED;
2. Defendants' Motion for Judgment on the Pleadings as to Counts IV, V and VI of the Plaintiff's First Amended Petition are GRANTED. Senate Bill 103 as truly agreed

and finally passed on May 9, 2023 does not violate the original purpose provision,

single subject requirement or the clear title requirement of the Missouri Constitution;

3. Plaintiff's Motion for Judgment on the Pleadings as to Counts I and II of the

Plaintiff's First Amended Petition are GRANTED. A plain reading of Mo. Rev Stat.

§ 509.520 makes victim and witness names, addresses and contact information

"confidential and personal identifying information" under subsections 4 and 5 and

therefore requires their redaction in court filings pursuant to Supreme Court Rule of

Civil Procedure 55.025 (a)(3) and Missouri Supreme Court Operating Rule

2.02(c)(3); thus subsections 4 and 5 of Mo. Rev. Stat. § 509.520 violate the First and

Fourteenth Amendments of the United States Constitution and the Open Courts

requirement of Article I, § 14 of the Missouri Constitution;

4. Subsections 4 and 5 of Mo. Rev. Stat. § 509.520 are hereby declared unconstitutional

and thereby unenforceable; and

5. Plaintiffs shall file formal motion for attorney fees, costs and expenses incurred in

connection with their constitutional challenges within 30 days. Defendants shall file

any objection or response thereto within 20 days thereafter.

SO ORDERED THIS 20<sup>TH</sup> DAY OF DECEMBER, 2024.

  
Aaron J. Martin, Judge