

IN THE CIRCUIT COURT OF THE CITY OF ST. LOUIS
STATE OF MISSOURI

ST. LOUIS POST DISPATCH, <i>et al.</i> ,)	
)	
Plaintiffs,)	
)	
)	
v.)	
)	Case No. 2422-CC00778
ST. LOUIS BOARD OF POLICE)	
COMMISSIONERS, <i>et al.</i> ,)	
)	
Defendants.)	

MOTION FOR SUMMARY JUDGMENT

Defendants, the St. Louis Board of Police Commissioners and Barbara Manuel-Crossman (collectively, “Defendants”), by and through undersigned counsel, move for Summary Judgment pursuant to Missouri Supreme Court Rule 74.04(b). Based on the accompanying *Statement of Uncontroverted Facts*, and for reasons set forth more fully in the accompanying *Suggestions in Support of this Motion*, Defendants respectfully request this Court grant Summary Judgment in their favor.

Defendants are entitled to Summary Judgment because it fulfilled its statutory duty under the Missouri Sunshine Law. Section 610.100.2, RSMo,¹ states that “[a]ll incident reports ... shall be open records.” Section 610.100.1(4) defines an incident report as:

a record of a law enforcement agency consisting of the date, time, specific location, name of the victim and immediate facts and circumstances surrounding the initial report of a

¹ All statutory citations are to the current Revised Statutes of Missouri, unless otherwise indicated.

crime or incident, including any logs of reported crimes, accidents and complaints maintained by that agency.

“The express words ‘consisting of,’ are unambiguous when construed in their plain and ordinary meaning.” *State ex rel. Goodman v. St. Louis Bd. of Police Comm'rs*, 181 S.W.3d 156, 159 (Mo. App. E.D. 2005) (citing *Booth v. Greene*, 75 S.W.3d 864, 869 (Mo. App. W.D. 2002). “The term ‘consisting of’ makes clear that the list is exhaustive.” *Booth*, 75 S.W.3d at 869. Here, Defendants provided Plaintiffs a redacted incident report containing “the date, time, specific location, name of the victim, and the immediate facts and circumstances surrounding the initial report of a crime of incident,” as shown on the first and second pages of the report provided to the Plaintiffs. § 610.100.1(4). Therefore, under the plain language of Section 610.100.1(4), as well as *Goodman* and *Booth*, Defendants are entitled to summary judgment as a matter of law. Plaintiffs’ remaining arguments are meritless.

WHEREFORE, Defendants respectfully request that this Court enter an order sustaining this motion, entering summary judgment in their favor, and for such other relief as this Court deems just and proper.

Respectfully Submitted,

CATHERINE L. HANAWAY
Attorney General

/s/ Bradley R. Baker
BRADLEY R. BAKER #73614
Assistant Attorney General
815 Olive St., Suite 200
St. Louis, MO 63101
Phone: (314) 340-3420
Brad.Baker@ago.mo.gov

/s/ Sean M. McDowell

SEAN M. MCDOWELL #76696

Assistant Attorney General

815 Olive St., Suite 200

St. Louis, MO 63101

Phone: (314) 340-7515

Sean.McDowell@ago.mo.gov

*Attorneys for Defendants, the St. Louis
Board of Police Commissioners and
Barbara Manuel-Crossman*

Certificate of Service

The undersigned hereby certifies that on October 29, 2025, a true and accurate copy of the foregoing was submitted to all parties of record via Missouri CaseNet.

/s/ Sean M. McDowell

Sean M. McDowell, #76696
Assistant Attorney General