IN CIRCUIT COURT OF MONITEAU COUNTY STATE OF MISSOURI

RICHARD N. BARRY,)	
Plaintiff,)	
,)	Case No. CV704-29CC
V.)	Case No. C v 704-29CC
STATE OF MISSOURI, et al.,)	
Defendants.)	

Notice of Hearing

Defendant State of Missouri hereby notices a hearing on its Motion to Dismiss at 9:00 a.m. on June 7, 2004, or as soon thereafter as the Court will hear the motion. The estimated time of disposition if 15 minutes.

Respectfully submitted,

JEREMIAH W. (JAY) NIXON Attorney General

PAUL C. WILSON Missouri Bar No. 40804 Deputy Chief of Staff

ALANA M. BARRAGÁN-SCOTT Missouri Bar No. 38104 Chief Counsel Assistant Attorneys General Broadway State Office Building 221 West High Street, 8th Floor Jefferson City, Missouri 65102 (573) 751-3321 (573) 751-8796 (facsimile)

ATTORNEYS FOR DEFENDANT STATE OF MISSOURI

Certificate of Service

The undersigned hereby certifies that a copy of the foregoing was mailed, postage prepaid, on this 26th day of April, 2004, to:

Burton Newman Lacks & Newman 130 S. Bemiston, 8th Floor St. Louis, MO 63105 Attorney for Plaintiff Barry

Richard C. Miller Monsees, Miller, Mayer, Presley & Amick, P.C. 4717 Grand Avenue, Suite 820 Kansas City, MO 64112 Attorney for Plaintiff Barry

John T. Kay 405 N. High St. California, MO 65018 Attorney for Defendants Moniteau County and Sheriff Kenny Jones

Michael B. Minton
Richard P. Cassetta
Jason A. Wheeler
Thompson Coburn LLP
One U.S. Bank Plaza
St. Louis, MO 63101
Attorneys for Intervenor Larry Crawford

Assistant Attorney General