

**IN THE CIRCUIT COURT OF SHANNON COUNTY  
STATE OF MISSOURI**

**WILLIAM CAMM SEAY,**

**Plaintiff,**

**v.**

**SHANNON COUNTY COMMISSION**

**Defendant.**

**Case No. 25AN-CV00120**

**DEFENDANT’S MOTION TO AMEND JUDGMENT**

**COMES NOW** Defendant Shannon County Commission, by and through counsel Ivan L. Schraeder, of Schraeder Law Firm, and hereby files Shannon County Commission’s Motion to Amend Judgment pursuant to Supreme Court Rule of Civil Procedure 55.33(b) and Rule 74.06(b)(3) because the judgment is irregular, by stating as follows:

1. Plaintiff failed to provide Defense Counsel with a draft of the proposed judgment sent to the Court and Defense Counsel did not see the draft judgment until after it was adopted by the Court.
2. The Judgment did not state that Count I of the Petition for Injunction was withdrawn by Plaintiff without objection of Defendant.
3. The Judgment did not state that Count II of the Petition for Injunction was the only matter tried by the Court.
4. The Judgment is faulty because:
  - a. It did not set out the Court’s jurisdiction when the lawsuit was filed as a Petition

for Injunction which is not a cause of action pursuant to *Commonwealth Land*

*Title Ins. Company v. Miceli*, 480 S.W.3d 354 (Mo. App. E.D. 2015) and *Suppes v. Curators of University of Missouri*, 613 S.W.3d 836 (2020); and

b. It did not set out that the Court determined that only the sheriff has the authority to dismiss deputies under judicially admitted evidence under Section 57.275 RSMo; and

c. Defendant witnesses did not admit terminating deputies and the cited exhibit did not terminate the deputies; and

d. It did not state that the Court did not find any injury permitting the issuance of a “permanent injunction” as to Count II; and

e. It was not complete in failing to find any actionable violation of the Sunshine Law by Defendant.

5. The Judgment issued a release of the surety bond for Plaintiff without such action being a part of Count II and without providing Defense Counsel with the opportunity to address the issues controlled by the issuance of the Court’s Order requiring Plaintiff to present the surety bond and the surety bond remains payable to Defendant because Defendant was wrongfully enjoined and restrained.

6. The Judgment did not enter any order that:

a. The Court granted any remedy or other relief for Plaintiff because the Court expressed that there was “no injury” under Count II; and

b. The Court dismissed Defendant from Count II for any proven liability.

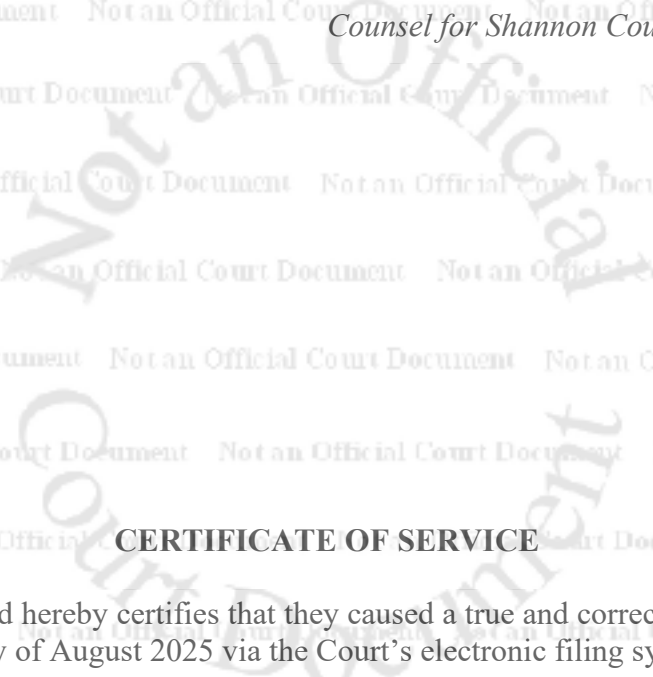
**WHEREFORE**, Defendant respectfully requests this Honorable Court to amend its original Judgment to:

- A. Address the issue of jurisdiction to hear Count II; and
- B. State that the matter was only decided as to the remaining Count II; and
- C. State that no injury was verbally found under Count II; and
- D. Determine that the Court issued a verbal ruling statement that no permanent injunction could be issued against Defendant; and
- E. The Judgment dismissed Count II as to Defendant; and
- F. That Plaintiff failed to make a case for permanent injunctive relief under Count II; and
- G. Delete any ruling releasing the surety bond that was issued by Plaintiff because Defendant has been wrongfully enjoined or restrained and the surety bond remains payable to Defendant because Defendant was wrongfully enjoined and restrained; and
- H. To properly issue an order that Count II is denied on all basis as to Plaintiff and that Count II did not find any liability under the Sunshine Law as to Defendant which requires immediate dismissal of the action as to Defendant under mandatory elements related to injunctions; and
- I. To order a hearing relating to the payment required under the surety bond; and
- J. For any such other relief as this Honorable Court deems proper and just for Defendant.

Respectfully submitted by

/s/ Ivan L. Schraeder  
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*Counsel for Shannon County Commission*



**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that they caused a true and correct copy of the foregoing to be served this 6<sup>th</sup> day of August 2025 via the Court's electronic filing system upon all counsels of record.

/s/ Ivan L. Schraeder