

IN THE CIRCUIT COURT OF THE COUNTY OF ST. CHARLES
STATE OF MISSOURI

FILED

JEREMIAH L. JOHNSON,
Plaintiff,
vs.
PUNDMANN MOTOR COMPANY,
d/b/a PUNDMANN FORD,
Defendant.

DEC 20 2023

CIRCUIT CLERK
ST. CHARLES COUNTY

Case No.: 1911-cc00960

JUDGMENT

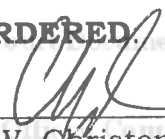
This cause was called before the Court for jury trial on December 11, 2023. Plaintiff Jeremiah Johnson appeared with his attorney, Mark Williams. Defendant Pundmann Motor Company d/b/a Pundmann Ford, appeared via corporate representative, Kevin Kath, and with its attorneys, Corey L. Kraushaar and Remington D. Harris.

On December 11, 12, and 13, 2023, a venire panel was assembled and voir dire was completed. A Jury consisting of (12) persons plus (2) alternates was empaneled and sworn. The Parties made opening statements. Plaintiff presented evidence and rested his case. Defendant moved for a directed verdict at the close of Plaintiff's case on his claims for violations of the Missouri Merchandising Practices Act, breach of contract, failure to present evidence of diminution of value regarding property damage under Missouri law, and failure to present sufficient evidence to support a submission of punitive damages to the Jury. The Court denied Defendant's motion for directed verdict at the close of Plaintiff's case. The trial proceeded with Defendant presenting evidence and

then resting its case. Plaintiff presented no rebuttal evidence and rested. Defendant renewed its motion for directed verdict at the close of all of the evidence. The Court denied Defendant's motion.

On December 13, the Court conducted its jury instruction conference with parties before closing arguments. The Court was also notified of a jury member's health issue, and an alternate was selected to sit on the panel. After the instruction conference, the Court read instructions to the Jury, and the Parties completed closing arguments. At the conclusion of closing arguments, the case was submitted to the Jury for deliberations on Plaintiff's claim for violations of the Missouri Merchandising Practices Act, breach of contract, and punitive damages. After deliberations, the Jury returned a unanimous verdict in favor of Defendant on all submissions and awarded no damages. The Court, having examined the verdict form and finding it to be in proper form, accepted the Jury's verdict.

JUDGMENT IS THEREFORE ENTERED in favor of Defendant Pundmann Motor Company d/b/a Pundmann Ford, and against Plaintiff Jeremiah Johnson. Defendant's taxable court costs are assessed against Plaintiff Jeremiah Johnson.

SO ORDERED.


Hon. W. Christopher McDonough

Date: 12/20/23