

IN THE CIRCUIT COURT OF COLE COUNTY, MISSOURI

OSAGE RIVER GAMING AND  
CONVENTION, *et al.*,

Plaintiffs,

v.

JOHN R. ASHCROFT,  
Defendant.

Case No. 24AC-CC07163

**FINDINGS OF FACT, CONCLUSIONS OF LAW,  
AND FINAL JUDGMENT**

All parties appeared before this Court, stipulated evidence was taken on the record by agreement of the parties, and arguments were made to the Court. This Court having weighed all the facts and law, now issues its Findings of Fact, Conclusions of Law, and Final Judgment in this matter.

No party has requested findings of fact and conclusions of law. No evidence was presented against any of the facts entered in the joint stipulation, and no evidence was presented that any signatures previously counted as valid were not, in fact, valid. The Court finds that the facts stipulated by the parties are sufficient and credible to enter judgment, and such facts form the factual basis for this Court’s judgment. Due to the stipulated facts and the timelines necessary for the Secretary of State to act on this Judgment, the Court dispenses with any further findings and enters the following Judgment:

The Initiative in question had sufficient valid signatures of registered voters in each of the following congressional districts as follows:

- a. CD 1 – 34,330 valid (25,632 needed)
- b. CD 2 – 36,153 valid (36,099 needed)
  - i. 34,068 (originally found valid by the Secretary)
  - ii. 2,085 (additional valid signatures presented by Plaintiffs)
- c. CD 3 – 34,790 valid (33,299 needed)

- d. CD 4 – 30,014 valid (29,449 needed)
- e. CD 5 – 33,528 valid (28,458 needed)
- f. CD 7 – 31,432 valid (30,013 needed)

“If the signatures are present, the initiative is sufficient, and the people have the right to put the proposition on the ballot.” *Ketcham v. Blunt*, 847 SW.2d 824, 831 (Mo. App. W.D. 1992). Based on the stipulated evidence this Court finds that proponents of the Initiative submitted a sufficient number of valid signatures of registered voters in six of eight congressional districts as required by Article III, Section 50 of the Missouri Constitution.

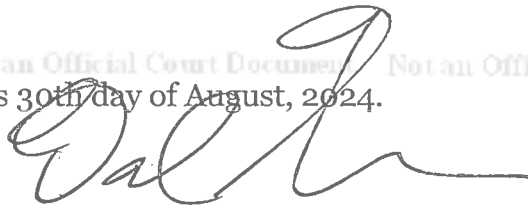
This Court concludes that based on the evidence, the Initiative is sufficient, the August 13, 2024 Certificate of Insufficiency for the Initiative should be reversed, and a new Certificate of Sufficiency should be issued.

This Court also concludes that pursuant to Section 116.200, RSMo., it shall order the Initiative to appear on the ballot.

WHEREFORE, this Court hereby issues its final judgment on Count I in the First Amended Petition, as the only Count remaining in the case, in favor of Plaintiffs and against Defendant and further declares and orders that:

- a. The Initiative has sufficient valid signatures in six of eight congressional districts and qualifies to appear on the November ballot under the provisions of the Missouri Constitution;
- b. The Secretary of State shall issue a Certificate of Sufficiency for the Initiative; and
- c. The Secretary of State shall certify to local election authorities that the Initiative be placed on the November 5, 2024 general election ballot and shall take all steps necessary to ensure that it is on said ballot.

So ordered and adjudged this 30th day of August, 2024.



Honorable Daniel Green  
Judge  
Division II

