

IN THE CIRCUIT COURT OF LAFAYETTE COUNTY, MISSOURI  
FIFTEENTH JUDICIAL CIRCUIT

In Re the Matter of:	)	
WILLIAM MICHAEL WINDSOR,	)	
Plaintiff,	)	
	)	
v.	)	Case No. 13LF-CV00461
	)	
ALLIE L. OVERSTREET, et al.	)	
Defendants.	)	

**DEFENDANT'S RESPONSE TO PLAINTIFF'S  
MOTION TO STRIKE PLEADINGS**

COMES NOW, Defendant, Allie L. Overstreet, by and through her attorney of record, Matthew J. O'Connor and the O'Connor Law Firm, P.C., and in response to Plaintiff's Motion to Strike Filings and Pleadings by Defendant Allie L. Overstreet states as follows:

1. On or about May 29, 2013 Matthew J. O'Connor filed an Answer on behalf of Defendant Allie L. Overstreet as counsel of record. Pursuant to Supreme Court Rule 55.03(b)(2) **"An attorney appears in a case by: ... Signing the attorney's name on any pleading, motion or other filing."**

2. Plaintiff's insistence of counsel filing a separate Entry of Appearance is redundant and not required under Missouri Supreme Court Rules.

3. Plaintiff requests pursuant to Supreme Court Rule 61.01 that Defendant's pleadings be stricken for failure to respond to interrogatories and request for production of documents which is erroneous.

4. On or about June 5, 2013 Defendant Allie L. Overstreet by and through her counsel of Record filed a Certificate of Service of Interrogatory Responses and Response to Request for Production of Documents.

5. On or about the 3<sup>rd</sup> day of June Matthew J. O'Connor counsel for Defendant mailed to Plaintiff William Windsor the Responses to the Request for Production of Documents, which consisted over 1743 pages of responses to the address of record on file with the Circuit Court of Lafayette County.

6. On June 17, 2013 Plaintiff William Windsor filed with the Circuit Court a change of address and request for all filings to be e-mailed or faxed to him.

7. On or about the 3<sup>rd</sup> day of June Matthew J. O'Connor counsel or Defendant mailed to Plaintiff William Windsor the Answers to Interrogatories which were in violation of the Lafayette County Local Court Rules in that they consisted of over 30 interrogatory questions.

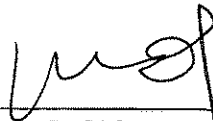
8. As of the date of this Response Plaintiff William Windsor has not filed Amended or Supplemental Interrogatories on Defendant Allie L. Overstreet.

**WHEREFORE** Defendant Allie L. Overstreet prays the Court enter an Order to Overrule Plaintiff's Motion to Strike the Defendant's Pleadings; Order the Plaintiff's Original Verified Complaint be stricken, pursuant to RSMo. § 509.320, Supreme Court Rule 55.27(e) and Supreme Court Rule 55.05, dismiss this matter, and for such other and further

relief as the Court deems just and proper in the premises.

Respectfully Submitted,


THE O'CONNOR LAW FIRM, P.C.

by:   
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ATTORNEY FOR DEFENDANT

**Certificate of Mailing**

The undersigned does hereby certify that a copy of the above and foregoing was e-mailed and forwarded via facsimile this 5<sup>th</sup> day of July 2013 to:

William M. Windsor  
[nobodies@att.net](mailto:nobodies@att.net)  
770-234-4106

  
Matthew J. O'Connor