

IN THE CIRCUIT COURT OF COLE COUNTY
STATE OF MISSOURI

RICHARD VON GLAHN, and PEOPLE)
NOT POLITICIANS)

Plaintiffs,)

v.)

Case No. 26AC-CC00248

CATHERINE HANAWAY, in her official)
capacity as Missouri Attorney General,)
and DENNY HOSKINS, in his official)
capacity as Missouri Secretary of State)

Defendants.)

**STATE DEFENDANTS' MOTION TO DISMISS OR, IN THE ALTERNATIVE,
FOR JUDGMENT ON THE PLEADINGS**

Defendants Attorney General Catherine Hanaway and Secretary of State Denny Hoskins (“the State”) move to dismiss this action under Rule 55.27(a), Mo. S. Ct. R., or, in the alternative, for judgment on the pleadings under Rule 55.27(b), Mo. S. Ct. R.

The Court should dismiss this case for several reasons. First, laches and the *Hadley* principle bar any relief the Plaintiffs could achieve. *See Hadley v. Junior Coll. Dist. of Metro. Kansas City*, 460 S.W.2d 1, 2–3 (Mo. banc 1970). Voting begins in just a couple days. Deadlines have passed while Plaintiffs sat on their suit for months. Second, Plaintiffs simply lack a cause of action to challenge the timing of the Secretary’s certification decision; their attempt to fashion a bizarre quasi-mandamus action applicable to *discretionary* government prerogatives fails. Third, Plaintiffs’

claims are unripe because Secretary Hoskins has not yet filed his certification—he has until August 4 under the plain terms of § 116.150.3. Fourth, Counts II and III are clearly foreclosed by *Maggard*—which unambiguously held that House Bill 1 is in effect. See *Maggard v. State*, --- S.W.3d ---, 2026 WL 1361506 (Mo. banc May 12, 2026). And, finally, Plaintiffs impermissibly split claims when the proper vehicle to voice their concerns is the pending case of *People Not Politicians v. Hoskins*, No. 25AC-CC07128 (Cole Cnty. Cir. Ct.), before Judge Limbaugh in this Circuit.

For all these reasons, this Court should dismiss, or, in the alternative, grant judgment on the pleadings in favor of the State on all counts.

Dated: June 17, 2026.

Respectfully submitted,

CATHERINE L. HANAWAY
ATTORNEY GENERAL

/s/ Louis J. Capozzi III
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Certificate of Service

I hereby certify that a true and correct copy of the above and foregoing document was filed and served electronically on all counsel of record via the Court's e-filing system on June 17, 2026.

/s/Louis J. Capozzi III

Solicitor General

Counsel for State Defendants

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