## **OPINION SUMMARY**

## MISSOURI COURT OF APPEALS EASTERN DISTRICT

) No. ED98687
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) Appeal from the Circuit Court of
) St. Louis County
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) Honorable Steven Goldman
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) Filed: February 5, 2013

Michael G. Grimes ("Grimes") appeals from the trial court's judgment granting summary judgment in favor of Hoops & Associates, P.C. Grimes contends the trial court erred in finding him personally liable for violations of the Telephone Consumer Protection Act, 47 U.S.C. Section 227, and in denying his Motion to Amend Judgment and Decertify Class.

## REVERSED AND REMANDED.

<u>DIVISION TWO HOLDS</u>: The trial court erred in granting summary judgment in favor of Hoops because a genuine issue of material fact remained, precluding the entry of summary judgment.

Opinion by: Lisa S. Van Amburg, J.

Kathianne Knaup Crane, P.J. and Mary K. Hoff, J. concur.

Attorney for Appellant: Steven Koslovsky

Attorney for Respondents: Max Margulis

John Steward – co-counsel

THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.