

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DEBORAH J. ALESSI,)	ED102261
)	
Appellant,)	
)	Appeal from the Circuit Court
vs.)	of St. Charles County
)	1311-CC00420
MID-CENTURY INSURANCE)	
COMPANY, INC.)	Honorable Stanley D. Williams
)	
Respondent.)	Filed: June 23, 2015
)	

Deborah J. Alessi (“Alessi”) appeals the trial court’s grant of summary judgment in favor of Mid-Century Insurance Company, Inc. (“Mid-Century”) in her suit for breach of contract and vexatious refusal to pay.

REVERSED AND REMANDED.

Division Three Holds: The trial court erred in granting Mid-Century’s motion for summary judgment, because there remained issues of material fact regarding whether Mid-Century could comply with its contractual obligation to provide the replacement cost “for equivalent construction and use on the same premises.”

Opinion by: Gary M. Gaertner, Jr., J.
Kurt S. Odenwald, P.J., and Robert G. Dowd, Jr., J., concur.

Attorneys for Appellant: Deborah J. Alessi

Attorneys for Respondent: Justin S. Chapell

<p>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.</p>
