

**OPINION SUMMARY**

**MISSOURI COURT OF APPEALS EASTERN DISTRICT**

STATE OF MISSOURI, ) ED100243  
 )  
 Respondent, ) Appeal from the Circuit Court  
 ) of the City of St. Louis  
 v. ) Cause No. 1222-CR0329-01  
 )  
 MONTEZ BALLARD, ) Honorable Thomas C. Grady  
 )  
 Appellant. ) Filed: December 16, 2014

Montez Ballard (Defendant) appeals his convictions of two counts of possession of a controlled substance with intent to distribute, one count of possession of drug paraphernalia, and one count of property damage. Defendant argues that the trial court erred in denying his motion to suppress evidence obtained during a warrantless search of his hotel room.

AFFIRMED.

Division Three Holds: The rental period for Defendant’s hotel room expired on November 7, 2011. When hotel personnel requested on November 8 that Defendant pay for the additional day, Defendant acknowledged this, closed the door, and emerged from his room several minutes later holding a wine or champagne bottle. When detained by hotel personnel, Defendant stated he wanted to leave and gave no indication that he intended to pay for the hotel room. He had not been given permission to remain in the room without paying, and there was no evidence he attempted to pay his outstanding bill at any time. Under the circumstances, Defendant failed to establish he had a reasonable expectation of privacy in the hotel room he had occupied by the time hotel personnel consented to a subsequent police search of the room.

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

Attorney for Appellant: Amy E. Lowe  
 Attorney for Respondent: Chris Koster and Gabriel E. Harris

**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.**