

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

REGIONS BANK, Plaintiff,)	No. ED101121
)	
vs.)	
)	Appeal from the Circuit Court of
ALVERNE ASSOCIATES, LLC and)	St. Louis County
RENE GREGG, Defendants,)	
)	
and)	
)	Honorable Robert S. Cohen
SAMUEL BERGER, Appellant,)	
)	
and)	
)	
RBRE LOAN PORTFOLIO, LLC,)	
Respondent.)	Filed: December 9, 2014

Samuel Berger appeals a judgment of the Circuit Court of St. Louis County granting RBRE Loan Portfolio's application for a charging order. Berger claims the trial court erred in failing to: (1) provide Berger at least five days' notice and conduct a hearing before granting RBRE's application for a charging order; and (2) require RBRE to establish the amount of the outstanding judgment and Berger's membership interest in the limited liability companies sought to be charged.

REVERSED AND REMANDED.

Division Four Holds: Because the record contains insufficient evidence to support the charging order, we reverse and remand.

Opinion by: Patricia L. Cohen, P.J.
Roy L. Richter, J., and Robert M. Clayton III., J., concur.

Attorney for Appellant: Bonnie L. Clair
Attorney for Respondent: Michael K. Daming

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.