

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

IN THE MATTER OF: DUANE R. BARNARD)	No. ED102778
)	
)	Appeal from the Circuit Court of
)	Knox County
)	
)	Honorable Fred L. Westhoff
)	
)	
)	Filed: March 22, 2016

Duane R. Barnard (Appellant) appeals from the probate court’s March 6, 2015 Final Order and Judgment supplementing, modifying, completing and finalizing its December 23, 2014 Judgment of Partial Disability, appointing Appellant’s wife, Cheryl Barnard (Barnard), limited conservator of Appellant’s estate.

REVERSED.

Division Four Holds: The probate court’s judgments of December 23, 2014 and March 6, 2015 are against the weight of the evidence because the record is devoid of clear and convincing evidence to support the probate court’s finding Appellant is partially disabled and in need of a conservatorship with regard to his real property.

Opinion by: Sherri B. Sullivan, P.J. Kurt S. Odenwald, J., and Lisa P. Page, J., concur.

Attorneys for Respondent/Appellant: Timothy Belz and J. Matthew Belz
Attorneys for Respondents: Cheryl Barnard and Theresa A. Hamlin, pro se

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