

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

MIKEN TECHNOLOGIES, INC.,)
) ED103620
)
 Appellant,) Appeal from the Circuit Court
) of St. Louis County
 v.) 14SL-AC1659
)
 TRAFFIC LAW HEADQUARTERS, PC.,) Honorable Lawrence J. Permuter, Jr.
)
) Filed: July 12, 2016
 Respondent.)

Miken Technologies, Inc. (Miken) appeals from the trial court’s judgment granting The Traffic Law Headquarters’ (TLH) counter claim for \$7,500.00 in the contract dispute between Miken and TLH. Miken argues on appeal the trial court erred because the judgment was not supported by substantial evidence.

AFFIRMED.

Division Two Holds: The trial court’s conclusion that Miken breached the parties’ agreement by failing to fully perform under the contract after a year and a half was supported by substantial evidence and was not against the weight of the evidence. Accordingly, because Miken materially breached the contract, TLH was entitled to terminate the contract. The trial court’s award of damages in the amount of TLH’s initial payment under the contract was proper.

Opinion by: Gary M. Gaertner, Jr., J.
 Philip M. Hess, P.J., and Angela T. Quigless, J., concur.

Attorneys for Appellant: William F. Whealen, Jr., Stephen J. Barber
 Attorney for Respondent: Mitchell B. Stoddard

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.