OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

GREG MEYERKORD,	)	No. ED90736
	)	
Appellant,	)	Appeal from the Circuit Court
	)	of the City of St. Louis
vs.	)	
	)	
THE ZIPATONI COMPANY,	)	
	)	
Respondent.	)	Filed: December 23, 2008

Plaintiff, Greg Meyerkord ("Meyerkord"), appeals from the judgment dismissing Meyerkord's action for false light invasion of privacy against defendant, The Zipatoni Co. ("Zipatoni"). Meyerkord contends his claim represents the "classic case" of false light invasion of privacy.

VACATED AND REMANDED.

The Court holds: The trial court did not err in granting Zipatoni's motion to dismiss because Meyerkord's petition failed to state a claim upon which relief may be granted. However, because we now recognize a cause of action for false light invasion of privacy, we vacate the trial court's judgment and remand this case to give Meyerkord an opportunity to amend his petition.

Opinion by: Robert G. Dowd, Jr., J. Nannette A. Baker, C.J.and Roy L. Richter, J., concur.

Attorney for Appellant: Steven D. Rineberg

Attorney for Respondent: Randall D. Grady

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.