



In the Missouri Court of Appeals
Eastern District
DIVISION TWO

GEORGE W. MORGAN,)	No. ED92778
)	
Movant/Appellant,)	Appeal from the Circuit Court
)	of St. Francois County
v.)	
)	
STATE OF MISSOURI,)	Honorable Kenneth Wayne Pratte
)	FILED: September 15, 2009
Respondent/Respondent.)	

OPINION SUMMARY

George W. Morgan (Appellant) appeals from the motion court's order denying, without an evidentiary hearing, his Motion to Reopen his Rule 29.15¹ post-conviction proceeding.

AFFIRMED.

Division Two Holds:

Although Appellant was abandoned by his appointed post-conviction counsel due to counsel's failure to file a timely, verified amended post-conviction motion, Appellant was not prejudiced by counsel's abandonment. Consequently, remanding the cause for reconsideration of the amended motion is unnecessary, because the motion court addressed the merits of the issues raised therein in its original order denying Appellant post-conviction relief.

Opinion by: Sherri B. Sullivan, P.J.
Cohen, J. concur.

Robert G. Dowd, Jr., J. and Patricia L.

¹ All rule references are to Mo. R. Civ. P. 1993, unless otherwise indicated.

Attorneys for Movant/Appellant:

George W. Morgan, Acting Pro Se

Attorneys for Respondent/Respondent:

Shaun J. Mackelprang

**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.**