

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

STATE OF MISSOURI, Respondent)	No. ED93066-01
)	
vs.)	Appeal from the Circuit Court
)	of Jefferson County
)	Hon. Mark T. Stoll
BILLY COOK, Appellant.)	
)	Filed: April 5, 2011

Billy Cook (“Defendant”) appeals from the judgment of conviction by a jury of one count of child molestation in the first degree, Section 566.067, RSMo 2000, two counts of statutory sodomy in the first degree, Section 566.062, RSMo 2000, and one count of statutory sodomy in the second degree, Section 566.064, RSMo 2000, for which he was sentenced to a total of thirty-two years of imprisonment.

AFFIRMED.

Division Two holds: First, the trial court did not err with regard to an alleged videotape of an interview with the victim. Second, the trial court did not err in denying his motion for judgment of acquittal at the close of the State’s case and at the close of all the evidence because there was sufficient evidence to support the convictions. Finally, the trial court did not abuse its discretion in denying Defendant’s motion for a new trial where there was evidence that the victim’s recantation was not made under circumstances reasonably free from suspicion of undue influence or pressure.

Opinion by: Robert G. Dowd, Jr., J.
Sherri B. Sullivan, P.J. and Patricia L. Cohen, J., concur.

Attorneys for Appellant: Leah Garabedian, Susan Roach, Melissa A. Featherston

Attorneys for Respondent: Chris Koster, Shaun J. Mackelprang and James B. Farnsworth

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT.
IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND
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