

# OPINION SUMMARY

## MISSOURI COURT OF APPEALS EASTERN DISTRICT

OAK CREEK WHITETAIL RANCH, LLC.,)	No. ED94712
)	
Appellant,	) Appeal from the Circuit Court of
)	Osage County
vs.	)
)	Hon. Robert D. Schollmeyer
GLENDON B. LANGE, et al.,	)
)	
Respondents.	) FILED: November 23, 2010

Oak Creek Whitetail Ranch, L.L.C., ("Oak Creek") appeals the trial court's decision to grant summary judgment in favor of Glendon Lange, et al., ("the Defendants").

REVERSED AND REMANDED.

The Division Holds: Based on the plain language definition of "domestic", we find that the "domestic animals" referred to in Section 273.020 RSMo are not limited to merely "domestic farm animals", and would include Oak Creek's breeder deer which had been domesticated and lived and bred in a tame condition. Therefore, the trial court erred in granting the Defendants' summary judgment motion.

Opinion by: Roy L. Richter, Chief Judge

Kathianne Knaup Crane, J., and Sherri B. Sullivan, J., concur

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