

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

HEIDI KATHERINE WOOD,)	No. ED96218
)	
Respondent,)	Appeal from the Circuit Court of
)	St. Louis County
v.)	Cause No. 09SL-DR00721
)	Honorable Phillip E. Jones
MICHAEL STEPHEN WOOD,)	Honorable John R. Essner
)	
Appellant.)	Filed: November 29, 2011

Appellant Michael Stephen Wood appeals the judgment of the circuit court from a petition for dissolution of marriage.

REVERSED AND REMANDED.

DIVISION TWO HOLDS: The trial court erred in valuing Husband’s thirty percent ownership interest in Stephen’s Flooring when it relied on Wife’s expert’s calculation because the calculation did not determine a value of the company as the date of the divorce. As such, the trial court’s reliance on the calculation was a misapplication of the law. We reverse and remand for a proper valuation of Husband’s shares as of the date of the divorce. With the exception the claim on the 401K, which is dismissed, the remaining issues are similarly reversed and remanded as they will be impacted by a proper determination of the value of Stephen’s Flooring.

Opinion by: Kenneth M. Romines, J.
Kathianne Knaup Crane, P.J., concurs.
Lawrence E. Mooney, J., dissents in separate opinion.

Attorneys for Appellant: James C. Ochs and Stephen P. Dowil

Attorneys for Respondent: Lynn Ricci and Jillian Wood

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