

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION ONE

ANTHONY W. JENNINGS,)	No. ED96364
)	
Appellant,)	Appeal from the Circuit Court
)	of St. Charles County
vs.)	
)	
SSM HEALTH CARE ST. LOUIS,)	Honorable Nancy L. Schneider
)	
Respondent.)	FILED: December 20, 2011

Dr. Anthony Jennings ("Dr. Jennings") brought suit against SSM Health Care St. Louis ("SSM") in the Circuit Court of St. Charles County. He appeals from the trial court's granting of SSM's motion to dismiss for failure to state a claim upon which relief can be granted. Dr. Jennings argues that his claims were sufficiently pled to survive SSM's motion to dismiss. We affirm in part, and reverse and remand in part.

AFFIRMED IN PART; REVERSED AND REMANDED IN PART.

Division One Holds: We affirm the judgment of the trial court granting SSM's motion to dismiss as to Counts I, II, and VI. However, because Movant sufficiently pled his claims for breach of a unilateral oral contract, unjust enrichment, promissory estoppel, and negligent misrepresentation, we hold the trial court erred in granting SSM's motion to dismiss as against Counts III, IV, V, and VII. We reverse and remand for proceedings consistent with this decision.

Opinion by: Roy L. Richter, J.
Clifford H. Ahrens, P.J., and Gary M. Gaertner, Jr., J., concurs

Attorney for Appellant: Kelley F. Farrell, Zofia A. Garlicka, Andrew D. Lamb

Attorneys for Respondent: Kathi L. Chestnut

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