

## OPINION SUMMARY

### MISSOURI COURT OF APPEALS EASTERN DISTRICT

#### DIVISION FIVE

STATE OF MISSOURI,	)	No. ED98427
	)	
Respondent,	)	
	)	Appeal from the Circuit Court
vs.	)	of St. Louis County
	)	
EUGENE MCALLISTER III,	)	Honorable Colleen Dolan
	)	
Appellant.	)	Filed: May 28, 2013

Eugene McAllister III appeals from a judgment entered upon a jury's verdict convicting him of two counts of assault of a law enforcement officer and armed criminal action ("ACA"), and one count of unlawful use of a weapon. On appeal he asserts there was insufficient evidence to support the convictions of one count of assault of a law enforcement officer and one count of ACA.

AFFIRMED.

Division Five Holds: The trial court did not err in entering judgment upon the jury's verdict because there was sufficient evidence to support a finding of guilt beyond a reasonable doubt for both counts of assault of a law enforcement officer and the associated ACA charges.

Opinion by: Robert M. Clayton III, J.  
Gary M. Gaertner, Jr., C.J. and Roy L. Richter, J., concur.

Attorney for Appellant: Margaret M. Johnston

Attorneys for Respondent: Chris Koster, Todd T. Smith

**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.**