

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

IN THE ESTATE OF:) No. ED98738
REED WILEY, DECEASED.)
) Appeal from the Circuit Court
) of St. Louis County
) Honorable Carolyn C. Whittington
)
) Filed: March 19, 2013

Jessica Malone, formerly Jessica Cheeseman, the step-granddaughter of the decedent, appeals the order of the probate division of the Circuit Court of St. Louis County denying her affidavit for collection of a small estate.

REVERSED AND REMANDED.

DIVISION FOUR HOLDS: Because, under all the facts of the case, we construe the appellant's affidavit as a request to admit the decedent's will to probate, we reverse and remand the order of the circuit court.

Opinion by: Lawrence E. Mooney, J. Patricia L. Cohen, J., and Kurt S. Odenwald, J., concur.

Attorney for Appellant: Robert M. Miller

**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.**