



**In the Missouri Court of Appeals  
Eastern District**

**DIVISION THREE**

D.A.T.,	)	No. ED99352
	)	
Respondent,	)	Appeal from the Circuit Court
	)	of St. Charles County
vs.	)	
	)	
M.A.T.,	)	Honorable Frederick Westhoff
	)	
Appellant.	)	Filed: November 5, 2013

**OPINION SUMMARY**

Appellant M.A.T. (“Wife”) appeals the judgment of the Circuit Court of St. Charles County entering a full order of protection brought pursuant to the Adult Abuse Act, Sections 455.010 through 455.085 RSMo Cum. Supp. 2012, by Respondent D.A.T. (“Husband”). In her two points on appeal, Wife contends the trial court erred in 1) granting Husband a full order of protection against her as the judgment is not supported by substantial evidence, and 2) denying her request for a continuance. Because we conclude that the trial court erred in entering a full order of protection against Wife, we reverse that portion of its judgment. In all other respects we affirm the judgment.

**Division Three holds:**

- (1) The trial court erred in granting Husband a full order of protection against Wife as the judgment is not supported by substantial evidence that Wife engaged in a course of conduct that caused alarm to Husband.

(2) Under the circumstances of this case, the trial court did not abuse its discretion in denying Wife's request for a continuance.

Opinion by: Angela T. Quigless, J.

Mary K. Hoff, P.J., Kurt S. Odenwald, J., Concur.

Attorney for Appellant: Melissa A. Featherston

Attorney for Respondent: Damon A. Tatum, Respondent Acting Pro Se

**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.**