

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION FOUR

JEFFREY K. ELNICKI,)	No. ED99455
)	
Plaintiff/Appellant,)	Appeal from the Circuit Court of
)	St. Louis County
vs.)	
)	Honorable Dale W. Hood
MICHELLE D. CARRACI,)	
)	
Defendant/Respondent.)	Filed: May 27, 2014

Jeffrey K. Elnicki (“Father”) appeals the judgment of the Circuit Court of St. Louis County modifying the terms of child support paid to Michelle Caracci (“Mother”) for care of their sole child (“Child”), a daughter, born during the marriage.

AFFIRMED IN PART, REVERSED AND REMANDED IN PART

DIVISION FOUR HOLDS: We affirm the trial court’s decision to hear evidence on the issues of Child’s college expenses and the date Father’s support obligation terminates. We also affirm the denial of Father’s motion to disqualify the trial judge for prejudice. We reverse the remainder of the trial court’s judgment: (1) imputing salary income to Father; (2) imputing capital gains to Father; (3) imputing yearly inheritance income to Father; (4) determining the amount of child support and other expenses; (5) ordering Father to pay support until Child is twenty-two years old; and (6) ordering Father to pay Mother’s attorney’s fees of over \$165,000. We remand for further proceedings consistent with this opinion.

Opinion by: Lisa S. Van Amburg, P.J.
Patricia L. Cohen, J., and Philip M. Hess, J., concur.

Attorney for Appellant: James Leightner
Attorney for Respondent: Stefan Glynias

**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.**