

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

M.C.-B., a minor, by and through her)	No. ED99601
Mother and next friend, T.B. and T.B.,)	
Individually and as legal guardian and)	Appeal from the Circuit Court
Mother of M.C.-B., Appellants,)	of St. Louis County
vs.)	
)	Hon. Richard C. Bresnahan
HAZELWOOD SCHOOL DISTRICT,)	
KATE SIEVERS, STACY HARGROVE)	Filed:
And SCOTT PENNING, Respondents.)	November 12, 2013

M.C.-B. and T.B.¹ (“Plaintiff”), appeal from the trial court’s grant of summary judgment in favor of Hazelwood School District (“Hazelwood”), Kate Sievers (“Sievers”), Stacy Hargrove (“Hargrove”), Chris Williams (“Williams”), and Scott Penning (“Penning”) (collectively “Defendants”). Plaintiff contends the trial court erred in granting summary judgment in favor of Sievers, Hargrove, and Penning.²

REVERSED AND REMANDED.

Division Two holds: The trial court erred in granting summary judgment in favor of Defendants because there were genuine disputes of material fact regarding whether Defendants were entitled to immunity under the doctrine of official immunity or under the Coverdell Act.

Opinion by: Robert G. Dowd, Jr., J
Robert M. Clayton III, C.J. and Sherri B. Sullivan, J., concur.

Attorney for Appellants: James D. O’Leary

Attorneys for Respondents: Darold E. Crotzer, Jr. and
Cindy R. Ormsby

**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.**

¹M.C.-B. is a minor and resident of Missouri. T.B. is the mother and legal guardian of M.C.-B. T.B. is serving as Next Friend for M. C.-B. to allow her to bring this action.

² Hazelwood and Williams were dismissed from the suit without prejudice.