



In the Missouri Court of Appeals
Eastern District

DIVISION FOUR

SAMSON DESU,)	No. ED99846
)	
Plaintiff/Appellant,)	Appeal from the Circuit Court of the
)	City of St. Louis
vs.)	
)	Honorable Jimmie M. Edwards
FREDERICK LEWIS,)	
)	
Defendant/Respondent.)	Filed: April 1, 2014

Samson Desu appeals from the judgment of the trial court awarding him \$8,450 in his breach of contract case. On appeal, Desu argues the trial court erred by failing to award him attorney's fees pursuant to the terms of the contract.

AFFIRMED IN PART, REVERSED IN PART AND REMANDED.

DIVISION FOUR HOLDS: The contract sued upon provides for payment of attorney's fees and costs to the prevailing party. The trial court's judgment established that Desu is the prevailing party. Thus, the trial court erred by failing to award Desu reasonable attorney's fees. We affirm the judgment in part but reverse and remand solely for the court's determination of an award of costs and reasonable attorney's fees.

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

Attorney for Appellant: Stephen Joseph Barber
Attorney for Respondent: Frederick Lewis, 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.**