

OPINION SUMMARY
MISSOURI COURT OF APPEALS—EASTERN DISTRICT

THOMAS DEBOLD,)	No. ED99944
)	
Plaintiff/Appellant,)	Appeal from the Circuit Court
)	of St. Louis County
vs.)	12SL-CC4208
)	
THE CITY OF ELLISVILLE AND)	Honorable David Lee Vincent
ITS COUNCIL: ADAM PAUL,)	
MATT PIRRELLO, DAWN ANGLIN,)	
LINDA REEL, TROY PIEPER, ROZE)	
ACUP, AND MICHELLE MURRAY,)	
)	
Defendants/Respondents.)	FILED: August 29, 2013

Thomas DeBold appeals from the Order and Judgment of the trial court upholding the final decision of the City Council of Ellisville (City Council) to grant a conditional use permit (CUP) to Wal-Mart, Inc., and the Sansone Group (collectively Wal-Mart) to construct and operate a general merchandise department store in the City of Ellisville.

AFFIRMED.

Division Three Holds: The City Council’s decision to grant a CUP to Wal-Mart is based on competent and substantial evidence on the record as a whole.

Opinion by: Per Curiam
Mary K. Hoff, P.J., Robert M. Clayton III, C.J., and Robert G. Dowd, Jr.

Attorney for Appellant: Jane E. Dueker
Ryan A. Kemper, Co-Counsel
Attorney for Respondents: Robert D. Blitz
Christopher O. Bauman, Co-Counsel

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.
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