

**MISSOURI COURT OF APPEALS  
WESTERN DISTRICT**

**MELISSA LUCILLE QUILTY**

**RESPONDENT,**

**v.**

**CARL DAVID FISCHER**

**APPELLANT.**

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DOCKET NUMBER WD74980

DATE: March 5, 2013

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Appeal From:

Jackson County Circuit Court  
The Honorable Jack R. Grate, Jr., Judge

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Appellate Judges:

Division Three: Cynthia L. Martin, Presiding Judge, Joseph M. Ellis, Judge and Gary D. Witt,  
Judge

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Attorneys:

Michael M. Spiegel, Blue Springs, MO, for respondent.

Mary Ann Drape, Kansas City, MO, for appellant.

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**MISSOURI APPELLATE COURT OPINION SUMMARY**

**MISSOURI COURT OF APPEALS  
WESTERN DISTRICT**

**MELISSA LUCILLE QUILTY,**

**RESPONDENT,**

**v.**

**CARL DAVID FISCHER,**

**APPELLANT.**

No. WD74980

Jackson County

Before Division Three: Cynthia L. Martin, Presiding Judge, Joseph M. Ellis, Judge and Gary D. Witt, Judge

Carl Fischer ("Fischer") appeals the division of property from a final judgment of the Circuit Court of Jackson County in a dissolution of marriage from Melissa Quilty ("Quilty"). Fischer challenges the trial court's findings of fact as to the value and classification of certain shop tools and the overall distribution of property.

**AFFIRMED.**

In his first point, Fischer challenges the trial court's valuation of shop tools and the classification of the tools as marital property. Fischer did not present any evidence about the existence, valuation or classification of the shop tools, nor did he object to Quilty's testimony or exhibits regarding the existence, value and classification of the tools. We find no error in the trial court's determinations.

In his second point, Fischer contends that the trial court erred in failing to consider his exhibit listing marital property and that the court thereby created an inequitable distribution of the property. Because we presume that the trial court considered all relevant evidence and because Fischer has not demonstrated otherwise, we find no error in the trial court's judgment.

Opinion by Gary D. Witt, Judge

March 5, 2013

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