

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

COMPLETE TITLE OF CASE:

JAMES BRIGHT,

Respondent

v.

JANET BRIGHT.

Appellant

DOCKET NUMBER WD76770

DATE: May 13, 2014

Appeal From:

Circuit Court of Ray County, MO
The Honorable James Carey Thompson, Judge

Appellate Judges:

Division Four
James Edward Welsh, C.J., Lisa White Hardwick, J., and Gerald D. McBeth, Sp. J.

Attorneys:

Allen Russell, Kansas City, MO

Counsel for Appellant

Attorneys:

James Rust, Richmond, MO

Counsel for Respondent

**MISSOURI APPELLATE COURT OPINION SUMMARY
MISSOURI COURT OF APPEALS, WESTERN DISTRICT**

**JAMES BRIGHT, Respondent, v.
JANET BRIGHT, Appellant**

WD76770

Ray County

Before Division Four Judges: Welsh, C.J., Hardwick, J., and McBeth, Sp. J.

Janet Bright (Wife) appeals the circuit court's judgment dissolving her marriage to James Bright (Husband). Wife contends that the circuit court erred in awarding Husband "73 percent of the marital estate" because it failed to correctly apply the factors in section 452.330.1, RSMo 2000, in dividing the marital estate.

Affirmed

Division Four holds:

The circuit court applied the factors in section 452.330.1 in dividing the marital estate. Husband's contribution to the acquisition of the Rayville property, as well as his contribution to the acquisition of the Excelsior Springs property, justified the disparity in the division of the marital property. The circuit court, however, recognized the disparity in the division of the marital property and ordered Husband to pay Wife the sum of \$60,000 "to more fairly and equitably divide and allocate the values of the marital property." It was Wife's burden to overcome the presumption that the division of property entered by the circuit court was correct, and she failed to carry that burden. The circuit court's division of marital property, therefore, was not so unreasonable as to constitute an abuse of discretion.

Opinion by James Edward Welsh, Chief Judge

May 13, 2014

THIS SUMMARY IS UNOFFICIAL AND SHOULD NOT BE QUOTED OR CITED.