

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

STATE OF MISSOURI

**v.
MAURICE D. WEAVER**

RESPONDENT,

APPELLANT.

DOCKET NUMBER WD78010

DATE: February 23, 2016

Appeal From:

Cass County Circuit Court
The Honorable R. Michael Wagner, Judge

Appellate Judges:

Division One: Lisa White Hardwick, Presiding Judge, Victor C. Howard, Judge and Gary D. Witt, Judge

Attorneys:

Shaun Mackelprang, Jefferson City, MO, for respondent.

Jonathan L. Laurans, Kansas City, MO, for appellant.

MISSOURI APPELLATE COURT OPINION SUMMARY

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

STATE OF MISSOURI,

RESPONDENT,

v.

MAURICE D. WEAVER,

APPELLANT.

No. WD78010

Cass County

Before Division One: Lisa White Hardwick, Presiding Judge, Victor C. Howard, Judge and Gary D. Witt, Judge

Maurice D. Weaver ("Weaver") appeals the judgment of the Circuit Court of Cass County, Missouri finding him guilty, after a bench trial, of one count of robbery in the first degree, section 569.020, and one count of armed criminal action, section 571.015. In Point One, Weaver argues that the trial court erred in convicting him of robbery because the State's main witness' testimony about the crime charged was so inherently contradictory as to be objectively unreasonable. In Point Two, Weaver argues that the trial court erred in convicting him of robbery and armed criminal action because the testimony to support his conviction was insufficient.

WE AFFIRM

Division One holds:

(1) The court declines to apply the Corroboration Rule or Destructive Contradictions Doctrine because these evidentiary rules have been abolished by the Missouri Supreme Court. The trial court did not err in convicting Weaver of robbery because there was sufficient evidence through witness testimony to support the trial court's finding as to Weaver's identity as one of the perpetrators of the robbery.

(2) For the reasons explained in Point One, the trial court did not err in convicting Weaver of the robbery because there was sufficient evidence before the trial court from which it could have found beyond a reasonable doubt that Weaver committed the crimes for which he was convicted.

Opinion by Gary D. Witt, Judge

February 23, 2016

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