

## OPINION SUMMARY

### MISSOURI COURT OF APPEALS EASTERN DISTRICT

A.A.B. and A.M.B.,	)	No. ED106013
Individually and as Next Friend for	)	
A.A.B.,	)	
	)	
Respondents,	)	Appeal from the Circuit Court
	)	of Marion County
vs.	)	
	)	Honorable John J. Jackson
A.D.L.,	)	
	)	
Appellant,	)	
	)	
and	)	
	)	
J.B.U.,	)	
	)	
Defendant.	)	Filed: April 16, 2019

The mother, A.D.L., appeals the judgment entered by the Circuit Court of Marion County awarding third-party custody of the minor child to A.M.B., the man the child knew as his father for the first nine years of his life (“the putative father”).

AFFIRMED AS MODIFIED.

NORTHERN DIVISION HOLDS: The trial court found the mother and the biological father, J.B.U., unfit and unsuitable custodians, found that the welfare of the child required an award of custody to the putative father, and found that granting custody to the putative father was in the best interests of the child. The trial court’s findings are sufficient to support its award of third-party custody to the putative father, and the award is not against the weight of the evidence. We affirm the trial court’s judgment of third-party custody, but modify its judgment insofar as it seeks to change the child’s birth certificate.

Opinion by: Lawrence E. Mooney, J. Colleen Dolan, J., concurs.  
Lisa P. Page, C.J., dissents in separate opinion.

Attorneys for Appellant: Brian D. Sleeth and Rachel C. Rutter

Attorneys for Respondents: Amy L. Ohnemus and James D. Terrell

Guardian Ad Litem: Meredith M. Illa

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