MISSOURI COURT OF APPEALS
WESTERN DISTRICT

RICHARD "NEIL" HOWE

RESPONDENT,

v.

HEARTLAND MIDWEST, LLC, ET AL.

RESPONDENT,

TIME WARNER CABLE MIDWEST, LLC. **APPELLANT.**

DOCKET NUMBER WD82656

DATE: April 14, 2020

Appeal From:

Jackson County Circuit Court
The Honorable Jalilah Otto, Judge

Appellate Judges:

Division Two: Cynthia L. Martin, Presiding Judge, Thomas H. Newton, Judge and Gary D. Witt, Judge

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Attorneys:

Stephen M. Gorny, Kansas City, MO, for respondent Richard N. Howe.

Frederick K. Starrett and John W. Witten, Leawood, KS, for appellant Time Warner Cable Midwest, LLC.

MISSOURI APPELLATE COURT OPINION SUMMARY

MISSOURI COURT OF APPEALS
WESTERN DISTRICT

RICHARD "NEIL" HOWE, RESPONDENT,
v.
HEARTLAND MIDWEST, LLC, ET AL., RESPONDENT,

TIME WARNER CABLE MIDWEST, LLC., APPELLANT.

WD82656 Jackson County

Before Division Two Judges: Cynthia L. Martin, Presiding Judge, Thomas H. Newton, Judge, and Gary D. Witt, Judge

Time Warner Cable Midwest, LLC appeals from a judgment that confirmed an arbitrator's award and entered judgment in favor of Richard "Neil" Howe and against Heartland Midwest, LLC in the amount of $350,000. Time Warner argues that the trial court erred in denying its motion to intervene as a matter of right, and in granting Howe's motion to confirm the arbitrator's award.

DISMISSED.

Division Two holds:

We have no authority to hear this appeal pursuant to section 512.020, RSMo 2016, because Time Warner is not aggrieved by the judgment and because the judgment is not final for the purposes of appeal.

Opinion by: Cynthia L. Martin, Judge April 14, 2020

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