**OPINION SUMMARY**
**MISSOURI COURT OF APPEALS EASTERN DISTRICT**

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|---|---|---|
| JIM NEEDY, | ) | No. ED108040 |
| | ) | |
| Plaintiff/Respondent, | ) | Appeal from the Warren County |
| | ) | Circuit Court |
| vs. | ) | |
| | ) | |
| JOHN HAMMOND, | ) | Honorable Richard L. Scheibe |
| | ) | |
| Defendant/Appellant. | ) | Filed: May 12, 2020 |

John Hammond (Appellant) appeals from the trial court's denial of his motion to set aside default judgment in a landlord-tenant action filed pursuant to Rule 75.01. Jim Needy (Respondent) filed a motion to dismiss Appellant's Notice of Appeal, claiming an appeal is the incorrect legal proceeding or remedy.

DISMISSED.

Division Three Holds: Appellant failed to follow the procedural requirements of Section 512.180, which govern appeals from judgments issued by associate circuit judges in landlord-tenant actions. Section 512.180 provides Appellant's remedy is to file a request for a trial de novo in circuit court. As a result of Appellant's failure to request a trial de novo, this Court does not have authority to hear his appeal. Respondent's motion to dismiss is granted in part.[1]

Opinion by: Sherri B. Sullivan, J. Mary K. Hoff, P.J., and Angela T. Quigless, J., concur.

Attorney for Appellant: Derek R. Haake
Attorney for Respondent: Pro Se

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.**

[1]Respondent's request for attorney's fees and costs is denied.