OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION ONE

ENERGY MARKET 709, LLC,	)	No. ED108244
	)	
Respondent,	)	
	)	Appeal from the Circuit Court
	)	of St. Louis County
vs.	)	Cause No. 17SL-CC01389
	)	
CITY OF CHESTERFIELD, MISSOURI,	)	
et al.,	)	Honorable Kristine A. Kerr
	)	
Appellants.	)	Filed: December 22, 2020

The City of Chesterfield, Missouri (the "City") and its individual city council members and related employees (collectively, "Appellants") appeal the trial court's partial grant of Energy Market 709, LLC's ("EM") motion for partial summary judgment on EM's claims against Appellants relating to rezoning conditions that the City placed upon real property owned by EM. Appellants raise seven points on appeal asserting why the trial court erred in granting partial summary judgment in favor of EM. As part of EM's response, it argues that this Court lacks jurisdiction to hear Appellants' appeal because there is no final and appealable judgment in this case.

DISMISSED.

Division One Holds: We find that the trial court's order and judgment granting in part and denying in part EM's motion for partial summary judgment was not a final judgment, and we therefore lack jurisdiction to hear the appeal in this case. Because we lack jurisdiction, we are required to dismiss the appeal.

Opinion by: Colleen Dolan, P.J.

Mary K. Hoff, J., and Robert M. Clayton III, J., concur.

Attorney for Appellants: Christopher B. Graville

Attorneys for Respondent: J. Bradford Goss, Brian M. Wacker, James P. Sanders, and Robert J. Droney

Attorneys for Defendant: Peter J. Krane, Linda S. Levin, and Michael E. Hughes

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.