MISSOURI COURT OF APPEALS EASTERN DISTRICT
OPINION SUMMARY

STATE OF MISSOURI,	)	No. ED108921
	)	
Respondent,	)	Appeal from the Circuit Court
	)	of St. Louis County
vs.	)	
	)	Honorable David Lee Vincent
KAVION L. THOMAS,	)	
	)	
Appellant.	)	FILED: May 11, 2021

Kavion L. Thomas ("Thomas") appeals from the trial court's judgment following a jury trial convicting him of murder in the second degree and forcible rape. In his sole point on appeal, Thomas argues the trial court abused its discretion when admitting evidence of an uncharged prior bad act. Specifically, Thomas contends that evidence that Thomas assaulted another woman on the night of Victim's death was not legally relevant and its prejudicial effect far outweighed its probative value.

AFFIRMED.

DIVISION THREE HOLDS: Because the record contains strong evidence of Thomas's guilt through blood and other DNA evidence recovered from clothing, trash, and blood splatters at the scene of the crime, as well as Thomas's testimony that he went to Victim's home on the night of the offenses, Thomas fails to demonstrate that the erroneous admission of Neighbor's testimony about uncharged assault prejudiced the outcome of his trial.

Opinion by: Kurt S. Odenwald, J.
Angela T. Quigless, P.J., and James M. Dowd, J., concur.

Attorney for Appellant: Samuel E. Buffaloe

Attorney for Respondent: Sarah E. Ernst

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