OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION FOUR

CLAYTON D. REEHTEN,	)	No. ED110538
	)	
Appellant,	)	Appeal from the Circuit Court of
	)	St. Louis County
vs.	)	
	)	Honorable Joseph S. Dueker
STATE OF MISSOURI,	)	
	)	
Respondent.	)	Filed: March 28, 2023

Clayton D. Reehten ("Movant") appeals the motion court's judgment denying his Rule 29.15 motion for post-conviction relief following an evidentiary hearing. Movant raises two points on appeal. In Point I, Movant argues the motion court clearly erred in denying his motion because his trial counsel was ineffective for failing to cross-examine the State's complaining witness about a composite sketch and offer this sketch into evidence, casting doubt on the reliability of the witness's identifications. In Point II, Movant argues the motion court clearly erred in denying his motion because his trial counsel was ineffective for failing to present evidence showing Defense Exhibits 1A and 2A were saved to Movant's phone from Snapchat, explaining why no date and times were associated with the images, showing Movant did not have acne or sores on his face on the days surrounding the incident, contradicting the State's complaining witness.

REVERSED AND REMANDED.

DIVISION IV HOLDS:
Because the motion court has no authority to grant an extension to file an amended motion after the filing deadline has passed without first conducting an abandonment inquiry, Movant's amended motion was untimely filed. We reverse and remand for an abandonment inquiry.

Opinion by: Philip M. Hess, J.
Kelly C. Broniec, P.J. and James M. Dowd, J. concur.

Attorney for Appellant: Maleaner R. Harvey

Attorney for Respondent: Julia E. Rives

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