OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

IN RE THE MARRIAGE OF:	)	No. ED110511
	)	
LESLIE E. CHEEK,	)	
	)	
Petitioner – Respondent,	)	Appeal from the Circuit Court
	)	of Jefferson County
v.	)	
	)	
KEVIN R. CHEEK,	)	
	)	
Respondent – Appellant,	)	Honorable Joseph A. Rathert
	)	
v.	)	
	)	
KALEB CHEEK,	)	
	)	
Third-Party Respondent.	)	FILED: June 6, 2023

Before Angela T. Quigless, P.J.; Sherri B. Sullivan, J., and Robert M. Clayton, III, J.

Husband Kevin Cheek appeals the circuit court's judgment dissolving his marriage to Wife Leslie Cheek. Husband alleges four points of alleged trial court error – all having to do with the circuit court's division of marital property. Husband claims the circuit court erred in: (1) awarding Wife a real estate commission contrary to the parties' consent agreement; (2) calculating what monies Husband should receive from Wife's IRA; (3) ordering Husband to reimburse Wife for certain marital expenses; and (4) mischaracterizing two parcels of real estate as marital property and in not considering the value of another property awarded to Wife when dividing marital property.

AFFIRMED IN PART; REVERSED AND REMANDED IN PART

DIVISION ONE HOLDS:

(1) The circuit court erred in awarding Wife a real estate commission contrary to the parties' consent agreement. We therefore reverse the circuit court's judgment regarding that award and remand the cause to the circuit court.

(2) The circuit court's judgment regarding the IRA, the reimbursement of certain marital expenses, and the characterization and division of marital property is affirmed under Rule 84.16(b).

Opinion by PER CURIAM.

Attorney for Appellant: Robert N. Hamilton

Attorney for Respondent: Lawrence G. Gillespie

Attorney for Third Party: Peter H. Cosgrove

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.