OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

KYLE D. BECKER,	)	No. ED112874
	)	
Appellant,	)	Appeal from the Circuit Court
	)	of St. Charles County
vs.	)	Cause No. 2211-CC00263
	)	
THOMAS M. SCHENK,	)	Honorable Daniel G. Pelikan
	)	
Respondent.	)	FILED: June 17, 2025

Kyle D. Becker (Plaintiff) appeals from the circuit court's grant of summary judgment in favor of Thomas M. Schenk (Defendant) on a claim of personal injury arising out of an ice hockey game. In his sole point on appeal, Plaintiff argues the circuit court erred in finding he assumed the risk of breaking a bone while playing amateur ice hockey. Defendant counters that the circuit court correctly awarded judgment because Plaintiff expressly and impliedly assumed this risk by voluntarily signing a risk agreement and playing ice hockey, a sport known for its violent nature.

AFFIRMED.

DIVISION TWO HOLDS: Because Plaintiff failed to raise a genuine issue of material fact precluding summary judgment as to express assumption of risk, we find the trial court properly awarded summary judgment to Defendant. Accordingly, we affirm the circuit court's judgment.

Opinion by: Rebeca M. Navarro-McKelvey, J.
Lisa P. Page, P.J., and Virginia W. Lay, J., concur.

Attorney for Appellant: John M. Reeves; Steven J. Bernstein

Attorney for Respondent: James C. Morrow; Michael T. Moulder; Selma Mujanovic

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