

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

| | | |
|---------------------|---|-------------------------------|
| SHERIF AL-HAWAREY, |) | No. ED101384 |
| |) | |
| Respondent, |) | Appeal from the Circuit Court |
| |) | of St. Louis County |
| vs. |) | |
| |) | Honorable Joseph L. Walsh |
| CINDY AL-HAWAREY |) | |
| A/K/A CINDY ORTEGA, |) | |
| |) | |
| Appellant. |) | Filed: January 27, 2015 |

The mother, Cindy Ortega Al-Hawarey, appeals the judgment entered by the Circuit Court of St. Louis County dismissing her motions to modify child-custody and child-support and for temporary restraining order after the dissolution of marriage to the father, Sherif Al-Hawarey, and the parties' later modification.

APPEAL DISMISSED.

DIVISION ONE HOLDS: The trial court dismissed the mother's motions without prejudice pursuant to Rule 67.03. Because nothing in the trial court's dismissal precludes the mother from filing a new motion to modify and motion for temporary restraining order and seeking judgment on the merits, the trial court's dismissal is not a final appealable judgment.

Opinion by: Lawrence E. Mooney, P.J. Clifford H. Ahrens, J., and Lisa Van Amburg, J., concur.

Attorney for Appellant: Mark D. Hirschfeld

Attorney for Respondent: Terry J. Flanagan

**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.**