

MISSOURI COURT OF APPEALS EASTERN DIVISION
OPINION SUMMARY

RHONDA POTTS,)	No. ED103918
)	
Appellant,)	Appeal from the Circuit Court
)	of the City of St. Louis
vs.)	
)	Honorable Julian L. Bush
CITY OF ST. LOUIS,)	
)	
Respondent.)	FILED: September 27, 2016

Appellant Rhonda Potts (“Potts”) appeals from the judgment of the trial court granting summary judgment for Respondent City of St. Louis (“City”) on her claim, for damages suffered after a fall on a city sidewalk. The trial court found that Potts did not provide the City adequate notice of her injuries as required by Section 82.210, which defeated her claim. Potts contends that the notice she provided the City substantially complied with the statute’s notice requirements.

REVERSED AND REMANDED.

DIVISION FOUR HOLDS: The trial court erred by entering summary judgment on Potts’s claim because the City failed to demonstrate as a matter of law that Potts’s notice was deficient under the dictates of Travis v. City of Kansas City, 491 S.W.2d 521 (Mo. banc 1973). Accordingly, we remand this matter to the trial court to conduct an evidentiary Travis hearing.

Opinion by: Kurt S. Odenwald, Judge
Jr., J., concur.

James M. Dowd, P.J., and Gary M. Gaertner,

Attorney for Appellant: Brent E. Labovitz

Attorney for Respondent: Michael Garvin

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.