

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

FIRST STATE BANK OF)	No. ED90742
ST. CHARLES, MISSOURI, Respondent)	
vs.)	
)	Appeal from the Circuit Court
AMERICAN FAMILY MUTUAL)	of St. Charles County
INSURANCE COMPANY AND)	
MCBAINE SOLUTIONS, INC., Defendants,)	
and)	
)	
GEORGE W. CARLISLE, JR., Appellant)	Filed: December 23, 2008

George W. Carlisle, Jr., (Carlisle) appeals from the judgment of the trial court entered on October 5, 2007, following a bench trial on an interpleader petition filed by First State Bank of St. Charles (Bank) against American Family Mutual Insurance Company (American Family) and Carlisle, awarding Bank \$18,911.45 in insurance proceeds paid by American Family, and ruling in favor of Bank on Carlisle's counterclaim alleging breach of contract. On appeal, Carlisle argues that the trial court erred in: (1) failing to grant Carlisle's Motion to Dismiss for Lack of Subject Matter Jurisdiction; (2) conducting a bench trial; (3) failing to grant Carlisle a permanent injunction; (4) failing to grant Carlisle's Motion to Disburse Funds; and (5) denying Carlisle's counterclaim for breach of contract.

DISMISSED.

Division One Holds: Carlisle's first and fourth points relate to the trial court's dismissal order of December 18, 2006, and the November 27, 2006 and December 18, 2006 orders relating to the disbursement of funds. However, Carlisle fails to include the necessary pleadings relating to these points in the Legal File as required by Rule 81.12 (a). Further, Carlisle's brief, including his Statement of Facts and his second, fifth, and sixth points on appeal, fails to comply with Rule 84.04 and preserves nothing for our review. The appeal is dismissed.

Opinion By: Kurt S. Odenwald, P. J. Glenn A. Norton, J., and Patricia L. Cohen, J., Concur

Attorneys for Appellant: George W. Carlisle, Jr., Pro Se

Attorneys for Respondent: Gregory F. Herkert, David W. White, and
Jacqueline M. Sexton

**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.**