



**In the Missouri Court of Appeals  
Eastern District**

DIVISION FOUR

MARJORIE RUGG, )  
 ) No. ED90855  
 Petitioner/Respondent, )  
 )  
 v. ) Appeal from the Circuit Court  
 ) of St. Louis County  
 )  
 DIRECTOR OF REVENUE, ) Honorable Stephen R. Mitchell  
 STATE OF MISSOURI, )  
 ) Date: November 18, 2008  
 Defendant/Appellant. )

OPINION SUMMARY

The Director of Revenue appeals from the trial court's judgment reinstating petitioner's driving privileges after the Director suspended them pursuant to section 302.505 RSMo (2000).

REVERSED AND REMANDED WITH DIRECTIONS.

Division Four Holds:

1. Probable cause for arrest was established by the evidence that was not controverted and that the trial court did not find incredible.

OPINION BY: Kathianne Knaup Crane, J.

Booker T. Shaw, P.J. and  
Mary K. Hoff, J., concur