



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

BOBBIE MORRIS,)	No. ED91202
)	
Appellant,)	
)	Appeal from the Circuit Court of
vs.)	the City of St. Louis
)	
KARL BISSINGER INC.,)	Honorable David L. Dowd
)	
Respondent.)	FILED: November 25, 2008

OPINION SUMMARY

Bobbie Morris appeals the judgment of the Circuit Court of the City of St. Louis dismissing her action under the Missouri Human Rights Act on the grounds that her petition was not timely filed within the ninety-day statutory period provided by MO. REV. STAT. § 213.111.1.

REVERSED AND REMANDED

Division One Holds: Missouri Supreme Court Rule 44.01(a) and MO. REV. STAT. § 1.040 apply when computing the time for filing a civil action under the Missouri Human Rights Act. Applying Rule 44.01(a) and Section 1.040 to this case, the last day of the statutory period for Ms. Morris to file her action was a Sunday and, therefore that Sunday was not included in the computation of time. Accordingly, Ms. Morris's action, filed the following Monday, was timely, and the trial court erred in dismissing Ms. Morris' action.

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