

OPINION SUMMARY
MISSOURI COURT OF APPEALS – EASTERN DISTRICT
DIVISION FOUR

IN THE MATTER OF THE ESTATE OF)	No. ED91230
DAVID K. WASHINGTON, Decedent. ¹)	
)	Appeal from the Circuit Court
)	of Jefferson County
)	23CV403-0303, 23PR403-0303
)	
)	Honorable Stephen D. Bouchard
)	
)	FILED: January 30, 2009

The law firm of Wegmann, Stewart, Dieffenbach, Tesreau, Sherman & Eden, P.C. (the Law Firm) appeals from the probate division of the circuit court's judgment finding that it lacked jurisdiction to grant the Law Firm's Notice of Attachment and Request for Order of Partial Distribution of Debra Washington's interest as an heir in the estate of David K. Washington (Decedent) for attorneys' fees Debra Washington incurred with the Law Firm.

APPEAL DISMISSED.

Division Four Holds: We dismiss the appeal without prejudice because the issue presented to us is moot and premature given the circuit court's entry of judgment against Debra Washington in the amount of \$25,940.61 for attorneys' fees she incurred with the Law Firm.

Opinion by Mary K. Hoff, Judge Booker T. Shaw, P.J., and Kathianne Knaup Crane, J.,
concur.

Attorneys for Appellant: Wegmann, Stewart, Dieffenbach, Tesreau, Sherman &
Eden, P.C.: Randall D. Sherman
Wegmann, Gasaway, Stewart: Bianca L. Eden, and
Jason Louis Cordes

Attorneys for Guardian and Derrick R. Good
Conservator for Tim and
Karen Washington

Attorneys for Respondent: Western Surety Company: Stephen O. Smith
Judge Dubail, P.C.

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.
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¹ The Appellant in this case is the law firm of Wegmann, Stewart, Dieffenbach, Tesreau, Sherman & Eden, P.C. The Respondents are Debra Washington, Bruce King, and Western Surety Company. None of the Respondents filed briefs with this Court. Tim Washington and Karen Washington are the Guardians and Conservators of the son of David K. Washington and Debra Washington, David R. Washington, but neither of the Guardians and Conservators are parties to this case and neither filed briefs with this Court.