

**OPINION SUMMARY**

**MISSOURI COURT OF APPEALS EASTERN DISTRICT**

SUSAN KERTH, in her capacity as	)	ED93435
Personal Representative of THE ESTATE OF	)	
ALFRED H. KERTH, III, Deceased,	)	Appeal from the City of
	)	of St. Louis Circuit Court
Respondent,	)	
	)	
vs.	)	
	)	
POLESTAR ENTERTAINMENT,	)	
GLENN TOBIAS, and BESDINE	)	
MANAGEMENT COMPANY,	)	
	)	
Appellants.	)	Filed: June 22, 2010

The defendants appeal the circuit court’s judgment denying their motion to set aside a judgment.

**JUDGMENT REVERSED; CAUSE REMANDED WITH INSTRUCTIONS**

DIVISION THREE HOLDS: The defendants’ due-process rights were violated when they were not provided notice of the trial setting; consequently, the trial court’s judgment must be set aside as void.

Opinion by: Lawrence E. Mooney, J. Glenn A. Norton, P.J., and Mary K. Hoff, J., concur.

Attorney for Appellants: Jeffrey N. Dunphy

Attorney for Respondent: Andrew D. Dillon

**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.**