

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

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| PHILLIP SAPP, Appellant, |) | No. ED93728 |
| |) | |
| vs. |) | Appeal from the Circuit Court |
| |) | of the City of St. Louis |
| CITY OF ST. LOUIS, et al., Respondents. |) | Filed: July 13, 2010 |

Phillip Sapp (“Sapp”) appeals from the judgment of the circuit court dismissing his petition for administrative review for lack of subject matter jurisdiction.

REVERSED AND REMANDED.

Division Two holds: Sapp was entitled to a contested case hearing under the provisions of Section 536.010 et seq. The doctrine of quasi-estoppel applies to prevent the City from contending Sapp waived his contested case hearing after it led him to believe he was only entitled to a non-contested written review, and the trial court’s judgment finding it did not have subject matter jurisdiction in this case was unauthorized by law.

Opinion by: Robert G. Dowd, Jr., J.
Sherri B. Sullivan, P.J. and Patricia L. Cohen, J., concur.

Attorney for Appellant:

Charles W. Bobinette

Attorneys for Respondents:

Patricia A. Hageman and Christine
L. Hodzic

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IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND
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