

OPINION SUMMARY
MISSOURI COURT OF APPEALS EASTERN DISTRICT

KIMBERLY LYNN NICHOLS, KERRI)	
HANNA and KELLY LYNN)	No. ED94481
DONALDSON,)	
)	
Plaintiffs/Appellants,)	Appeal from the Circuit Court
)	of Audrain County
v.)	
)	
JOSEPH L. DONALDSON, Individually)	Honorable Keith M. Sutherland
and as Trustee of the Walter R.)	
Donaldson Revocable Trust,)	
)	
Defendant/Respondent.)	Filed: September 28, 2010

Kimberly Lynn Nichols, Kerri Hanna and Kelly Lynn Donaldson (collectively Appellants) appeal from the trial court's judgment awarding Joseph L. Donaldson (Respondent) \$49,765.66 on their petition for partition and account and on Respondent's counterclaim for quantum meruit.

On appeal, Appellants argue the trial court erred in rendering its accounting by failing to apply the debits and credits on a consistent basis; specifically, the court divided the rents in half between the parties but gave Respondent a 100 percent credit for his labor and expenditures on behalf of the trust. The trial court's judgment is reversed and the cause is remanded.

REVERSED AND REMANDED.

Division Three Holds: The trial court committed reversible error in rendering its accounting. We reverse the trial court's summary and remand.

Opinion by: Sherri B. Sullivan, P.J. Clifford H. Ahrens, J., and Lawrence E. Mooney, J., concur.

Attorney for Appellant: Thomas M. Schneider
Attorney for Respondent: Bradford A. Brett

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