



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

SHELLY R. OSIA HENDRY,	)	No. ED94722
	)	
Appellant,	)	
	)	Appeal from the Circuit Court
vs.	)	of Washington County
	)	05WA-CC00096-02
RAYMOND C. OSIA,	)	
	)	Honorable Troy Hyde
Respondent.	)	
	)	Filed: March 29, 2011

**OPINION SUMMARY**

Shelly R. Osia Hendry ("Mother") appeals the judgment denying her request to relocate and granting the motion to modify custody filed by Raymond C. Osia.

AFFIRMED IN PART, REVERSED IN PART.

Division Two holds:

- (1) The trial court's conclusion that relocation was not in the best interests of the minor children was supported by substantial evidence. Thus, the trial court did not err in denying Mother's request to relocate.
- (2) The trial court's conclusion that a modification of custody was in the best interests of the minor children was not supported by substantial evidence, and therefore the trial court erred in modifying custody.

Opinion by: Glenn A. Norton, P.J.  
Kathianne Knaup Crane, J. and George W. Draper III, J., concur

Attorneys for Appellant: Terry J. Flanagan and John W. Peel

Attorney for Respondent: Angelyn P. Zimmerman

**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.**