

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

STATE OF MISSOURI, Appellant,)	No. ED95181
)	
vs.)	Appeal from the Circuit Court
)	of St. Louis County
KEVIN C. DIXON, Respondent.)	Filed: December 21, 2010

The State of Missouri filed this interlocutory appeal of the trial court's order suppressing a portion of Kevin Dixon's ("Defendant") statement and the videotaped demonstration. The State contends the trial court clearly erred in suppressing a portion of Defendant's statement and the videotaped demonstration because the trial court failed to consider the totality of the circumstances and incorrectly found a promise of leniency was made to Defendant during the interview.

REVERSED AND REMANDED.

Division Four holds: The trial court erred in suppressing Defendant's statements and the videotaped demonstration because, under the totality of the circumstances, Defendant's statements were voluntary even when made after a promise of leniency.

Opinion by: Robert G. Dowd, Jr., J.
Kurt S. Odenwald, P.J. and Nannette A. Baker, J., concur.

Attorney for Appellant: Paul R. Boyd

Attorney for Respondent: Rosalynn Koch

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT.
IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND
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