

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

IN THE INTEREST OF: C.F. & A.K.) No. ED95633
)
) Appeal from the Circuit Court of
) Madison County
)
) Honorable Sandra Martinez
)
) Filed: April 12, 2011

Appellant D.K. (“Father”) appeals from the judgment of the Circuit Court of Madison County terminating his parental rights to his two children, A.K. and C.F on the grounds that: (1) under Section 211.211, he was entitled to but did not receive court-appointed counsel at case review, permanency, and post-permanency hearings; and (2) the trial court lacked the clear, cogent, and convincing evidence required to terminate his parental rights pursuant to Sections 211.447.5(3) and 211.447.5(6).

REVERSED AND REMANDED.

Division Five Holds: Because Father satisfied the statutory criteria of Section 211.211.4 entitling him to court-appointed counsel, the trial court erred in failing to appoint counsel to represent Father at the juvenile proceedings prior to the TPR hearing.

Opinion by: Patricia L. Cohen, Judge Gary M. Gaertner, P.J., and Mary K. Hoff, J., concur.

Attorney for Appellant: Brice R. Sechrest

Attorney for Respondent: Tammy M. Steward

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.