

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

CARL D. KINSKY,)
) ED96854
 Appellant,)
) Appeal from the Circuit Court
 v.) of Ste. Genevieve County
)
 154 LAND COMPANY, LLC,) Honorable Sandra Martinez
)
 Respondent.) 09SG-CC00153
) Filed: May 15, 2012

Carl D. Kinsky appeals the trial court's grant of summary judgment in favor of 154 Land Company (154) both on the merits and on the basis of res judicata and collateral estoppel.

AFFIRMED.

Division Holds: The trial court did not err in granting summary judgment to 154, because 154 was entitled to judgment as a matter of law, in that Kinsky's suit was barred by collateral estoppel. ITT Commercial Fin. Corp. v. Mid-Am. Marine Supply Corp., 854 S.W.2d 371, 376 (Mo. banc 1993).

Opinion by: Gary M. Gaertner, Jr., P. J.
Sherri B. Sullivan, J., and Robert M. Clayton, III, J., concur.

Attorneys for Appellant: Carl D. Kinsky

Attorneys for Respondent: Robert L. Duckels

**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.**