

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

TERESA MAURER,)	No. ED97269
)	
Appellant,)	Appeal from the Circuit Court
)	of St. Charles County
vs.)	
)	Honorable Timothy A. Lohmar
DEREK MAURER,)	
)	
Respondent/Cross-Appellant.)	FILED: September 25, 2012

Teresa Maurer (“Wife”) appeals from the trial court’s judgment in her marital dissolution action against Derek Maurer (“Husband”). Wife asserts multiple points of error related to the trial court’s award of child custody, failure to strike the testimony of the guardian ad litem, division of marital assets, maintenance and attorney fees. Husband also appeals from trial court’s judgment awarding Wife sole legal custody of the children, as well as the trial court’s division and valuation of marital property.

AFFIRMED IN PART; VACATED AND REMANDED IN PART.

Division Four holds: We vacate the judgment of the trial court as to division of marital assets, and remand for further proceedings consistent with this opinion on the issue of the division of marital assets as affected by the valuation and award of the Lemon Tree and St. Theresa Properties, and the effect of those awards on the trial court’s order that Husband tender a cash payment to Wife to equalize the division of marital assets. We also remand the judgment to the trial court for clarification as to the beginning and ending of the custody period for Mother’s Day and Father’s Day weekends. The judgment of the trial court is affirmed in all other respects.

Opinion by: Kurt S. Odenwald, J., Lawrence E. Mooney, P.J., and Patricia L. Cohen, J., Concur.

Attorney for Appellant: Susan Roach and William E. Roussin

Attorney for Respondent/Cross-Appellant: Jane Ellen Tomich

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