

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

SARAH BADAHMAN,) ED97516
)
 Respondent,) Appeal from the Circuit Court
) of the City of St. Louis
 v.) 0922-CC09062
)
 CATERING ST. LOUIS, et al.,) Honorable Julian Bush
)
 Appellants.) Filed: July 17, 2012

Catering St. Louis (CSL) and its president Mark Erker appeal the trial court’s judgment granting Respondent Sarah Badahman’s Motion for Additur or in the Alternative for a New Trial on the Issue of Damages after a jury trial in her suit asserting disability discrimination.

REVERSED AND REMANDED.

Division One Holds: The trial court abused its discretion in granting additur and a new trial on the issue of damages, because the jury’s verdict was not against the weight of the evidence and thus the trial court exceeded its authority in granting the motion. This issue is dispositive and we do not address the remaining points on appeal.

Opinion by: Gary M. Gaertner, Jr., C.J.
Clifford H. Ahrens, P.J., and Roy L. Richter, J., concur.

Attorneys for Appellant: David R. Bohm

Attorneys for Respondent: Gregory A. Rich

**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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