

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

DIVISION THREE

ARVIN WALKER,)	No. ED97663
)	
Respondent,)	Appeal from the Circuit Court
)	of the City of St. Louis
vs.)	
)	
LENORA BROWNEL, ET AL.,)	Honorable Michael F. Stelzer
)	
Appellants.)	FILED: August 28, 2012

Danny Brownel ("Appellant") appeals the trial court's grant of summary judgment in favor of Arvin Walker ("Respondent") on his unlawful detainer action.

DISMISSED.

Division Three Holds: Because this was "a civil case tried without a jury before an associate judge" under the provisions of chapter 534 RSMo, Appellant was required to apply for a trial de novo prior to appealing to this Court. Fannie Mae v. Truong, 361 S.W.3d 400, 404 (Mo. banc 2012) (citing Section 512.180.1). Appellant did not apply for a trial de novo. Therefore, the appeal must be dismissed.

Opinion by: Roy L. Richter, P.J.
Robert G. Dowd, Jr., J., and Glenn A. Norton, Concur

Attorney for Appellant: Elbert A. Walton, Jr.

Attorneys for Respondent: Jeffrey T. Weisman

**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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