

**OPINION SUMMARY**

**MISSOURI COURT OF APPEALS EASTERN DISTRICT**

THOMAS DEWALT,	)	Nos. ED97905 and ED97906
Plaintiff-Respondent/Cross-Appellant,	)	
	)	Appeal from the Circuit Court
vs.	)	of St. Louis County
	)	
DAVIDSON SERVICE/AIR, INC.,	)	
Defendant,	)	
	)	
and	)	
	)	
DONALD DAVIDSON,	)	
Defendant-Appellant/Cross-Respondent.	)	Filed: February 5, 2013

**OPINION SUMMARY**

The defendant, Donald Davidson, appeals the judgment entered by the Circuit Court of St. Louis County following a jury verdict rendered against him and in favor of the plaintiff, Thomas DeWalt, on the plaintiff's claim of disability discrimination. The plaintiff cross-appeals his award of attorneys' fees.

**AFFIRMED IN PART AND REVERSED AND REMANDED IN PART WITH INSTRUCTIONS.**

**DIVISION FOUR HOLDS:** Finding no error in the appeal, we affirm the judgment for the plaintiff. As to the cross-appeal, the record contains nothing to explain the trial court's award of attorneys' fees in the amount of \$75,000 and gives no indication of the factors the trial court considered in making its decision. Therefore, we reverse and remand the cause for findings of fact and conclusions of law on the calculation of the plaintiff's attorneys' fees.

**OPINION BY:** Lawrence E. Mooney, P.J Patricia L. Cohen, J., and Kurt S. Odenwald, J., concur.

Attorney for Appellant: Jack B. Spooner

Attorneys for Respondent: Mark Potashnick and Eli Karsh

**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.**