

## OPINION SUMMARY

### MISSOURI COURT OF APPEALS EASTERN DISTRICT

#### DIVISION FIVE

JASON BOVIER,	)	No. ED98072
	)	
Appellant,	)	
	)	Appeal from the Circuit Court
vs.	)	of St. Charles County
	)	
SIMON CRANE SERVICE, INC. AND	)	Honorable Daniel G. Pelikan
JOHN SIMON,	)	
	)	
Respondents.	)	Filed: October 16, 2012

Jason Bovier (“Plaintiff”) appeals the trial court’s grant of summary judgment in favor of Simon Crane Service, Inc. and John Simon (collectively “Defendants”) on his claims for negligence and *res ipsa loquitur*.

REVERSED AND REMANDED.

Division Five Holds: The judgment of the trial court granting summary judgment in favor of Defendants is reversed, and the cause is remanded for further proceedings consistent with this opinion.

Opinion by: Robert M. Clayton III, J.  
Gary M. Gaertner, Jr., C.J., and Angela T. Quigless, J., concur.

Attorney for Appellant: John G. Beseau  
Attorneys for Respondent: John S. McCollough, Melissa R. Null

**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.**