

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

SOUTHERN DIVISION

LORIMONT PLACE, INC.,)	No. ED98455
)	
Appellant,)	
)	Appeal from the Circuit Court
vs.)	of Cape Girardeau County
)	
JERRY LIPPS, INC., et al.,)	Honorable Benjamin F. Lewis
)	
)	
Respondent.)	Filed: June 25, 2013

Lorimont Place, Inc. (“Lorimont Place”) appeals the trial court’s judgment granting directed verdict in favor of Jerry Lipps, Inc. and Ruth Lipps, as trustee of The Ruth W. Lipps Voluntary Trust Agreement of August 27, 1991.

REVERSED AND REMANDED.

Southern Division Holds: The trial court erred in granting directed verdict because Lorimont Place made a submissible case for breach of contract as to Ruth Lipps as trustee. *Am. Family Mut. Ins. Co. v. Coke*, 358 S.W.3d 576, 579 (Mo. App. E.D. 2012).

Opinion by: Robert M. Clayton III, J.
Gary M. Gaertner, Jr., C.J. and Robert G. Dowd, Jr., J., concur.

Attorney for Appellant: Kevin B. Spaeth

Attorneys for Respondent: Richard K. Kuntze

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.