

MISSOURI COURT OF APPEALS EASTERN DISTRICT
OPINION SUMMARY

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|------------------------|---|-------------------------------|
| CHARLES E. STINE, JR., |) | No. ED98608 |
| |) | |
| Respondent, |) | Appeal from the Circuit Court |
| |) | of Marion County |
| vs. |) | |
| |) | |
| DEBORAH D. STINE, |) | Hon. David C. Mobley |
| |) | |
| Appellant. |) | FILED: June 18, 2013 |

Deborah Stine (“Wife”) appeals from the judgment of the trial court granting Charles Stine’s (“Husband”) motion to modify maintenance.

AFFIRMED.

DIVISION ONE HOLDS:

(1) The trial court did not abuse its discretion in denying Wife’s oral motion to dismiss Husband’s motion to modify maintenance. The trial court found that Husband’s failure to comply with the prior maintenance order was the result of his inability to comply with that order due to a substantially reduced income as increasing age and worsening health made him reduce his workload.

(2) The trial court did not err in denying Wife’s motion for a directed verdict at the close of Husband’s evidence where Husband provided detailed evidence of changed circumstances that were so substantial and continuing as to make the terms of the prior maintenance order unreasonable.

(3) The trial court did not err in modifying the amount of maintenance paid by Husband. There was substantial, competent evidence that Husband’s financial resources had decreased significantly while his level of debt had increased, and that Wife’s financial resources had increased.

Opinion by: Clifford H. Ahrens, P.J. Sherri B. Sullivan, J., and Glenn A. Norton, J., concur.

Attorney for Appellant: Crystal L. Blacketer

Attorney for Respondent: James Terrell

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| 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. |
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