# In the Missouri Court of Appeals
# Eastern District

SOUTHERN DIVISION

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| IN THE MATTER OF<br>LONNIE BROCKMIRE,<br><br>Deceased. | )<br>)<br>)<br>)<br>)<br>)<br>)<br>)<br>)<br>) | No. ED99103<br><br><br>Appeal from the Circuit Court<br>of Cape Girardeau County<br><br>Honorable Scott A. Lipke<br><br><br>FILED: June 11, 2013 |

Appellant, Ronald W. Brockmire, appeals from the judgment of the probate division of the Circuit Court of Cape Girardeau County granting Sherri Renee Lewis Gikovate's and Joetta K. Giles' (collectively, "Respondents") Petition for Partial Distribution of Lonnie Lee Brockmire's estate.

REVERSED AND REMANDED.

Southern Division Holds: Under Missouri's intestate and adoption statutes, the children of an adoptee become the legal grandchildren of the adopting parent, and their relationship with their biological grandparents are severed. Here, the Decedent's biological granddaughter was the daughter of a parent who had been adopted by another. Therefore the biological Granddaughter of the Decedent is not considered a legal surviving issue, descendant or heir of the Decedent and cannot inherit via intestate succession from Decedent.

Opinion by: Roy L. Richter, J.
Robert M. Clayton III, P.J., and Robert G. Dowd, Jr., J., concur.

Attorneys for Appellant: Kristi N. Hoff, Adam E. Hanna
Attorneys for Respondent: John P. Lichtenegger, John A. Loesel

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