

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

CHARLES K. MOORE, Appellant,)	No. ED99603
)	
vs.)	Appeal from the Circuit Court
)	of St. Francois County
STATE OF MISSOURI, Respondent.)	Filed: April 22, 2014

Charles Moore (“Movant”) appeals from the judgment of the motion court denying his Rule 29.15 motion for post-conviction relief without an evidentiary hearing. Movant argues the motion court clearly erred in denying his 29.15 motion for post-conviction relief because his trial counsel was ineffective for withdrawing a motion to change judge and for failing to file a change of judge for cause that Movant wished to be filed.

REVERSED AND REMANDED.

Division Two holds: The motion court erred in denying Movant’s motion for post-conviction relief without an evidentiary hearing.

Opinion by: Robert G. Dowd, Jr., J
Lawrence E. Mooney, P.J. and Sherri B. Sullivan, J., concur.

Attorney for Appellant: Jessica Hathaway

Attorney for Respondent: Shaun J. Mackelprang

**THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT.
IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND
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