

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

N.L.P.,) No. ED99738
Respondent,)
) Appeal from the Circuit Court of
vs.) Jefferson County
)
) Honorable Patricia Ann Riehl
C.G.W.,)
Appellant.) Filed: December 17, 2013

C.G.W. appeals the judgment of the Circuit Court of Jefferson County entering a full order of protection under Missouri's Adult Abuse Act, sections 455.005-455.090, against him and in favor of his next-door neighbor, N.L.P. C.G.W. argues the trial court erred in entering a full order of protection because N.L.P. failed to prove that C.G.W. engaged in an unwanted course of conduct that served no legitimate purpose and that caused alarm to N.L.P.

REVERSED AND REMANDED.

Division Three Holds: N.L.P. failed to prove the necessary element of alarm, or fear of physical harm, and therefore failed to prove that C.G.W.'s conduct was stalking as defined in the Adult Abuse Act. Accordingly, we reverse the judgment and remand the cause with instructions to the trial court to vacate the full order of protection and deny N.L.P.'s petition.

Opinion by: Angela T. Quigless, J.

Mary K. Hoff, P.J., and Kurt S. Odenwald, J., Concur.

Attorney for Appellant: Steven A. Waterkotte

Attorney for Respondent: N.L.P., Pro Se

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.