

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

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COMPLETE TITLE OF CASE

JANA KIVLAND and KRISTIN K. BOLD,

Appellants,

v.

COLUMBIA ORTHOPAEDIC GROUP, LLP, and ROBERT GAINES, M.D.,

Respondents.

DOCKET NUMBER WD70774

**MISSOURI COURT OF APPEALS
WESTERN DISTRICT**

DATE: December 22, 2009

Appeal from

The Circuit Court of Boone County, Missouri
The Honorable Gary M. Oxenhandler, Judge

APPELLATE JUDGES

Division Three: Karen King Mitchell, P.J., and James Edward Welsh and Mark D. Pfeiffer, JJ.

ATTORNEYS

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no competent evidence that could show that Kivland's suicide was an involuntary act. Without such evidence, appellants' claim fails, and the trial court's partial grant of summary judgment was proper.

The trial court's ruling did not unreasonably restrict a recognized cause of action because the trial court's grant of summary judgment was properly founded upon the appellants' failure to provide evidence to support their argument.

Opinion by: Mark D. Pfeiffer, Judge

December 22, 2009

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